

File no.: 3/3/2/4/12
Reference: 20230130-806

Strategic People Management Minute: 0004/2023

To: Deputy Directors-General, Chief Directors, Directors, Deputy Directors, Circuit Managers, Heads: Management and Governance, Heads: District Curriculum Support, Heads: District Learner Support, Principals and all Public Service Staff

Subject: Employees who are directors of a public or private company conducting business with an organ of state

1. Paragraph 13(c) of Part 1, Chapter 2 of the Public Service Regulations, 2016, which came into effect on 01 August 2016, states that an employee shall “*not conduct business with any organ of state or be a director of a public or private company conducting business with an organ of state, unless such employee is in an official capacity as a director of a company listed in schedule 2 and 3 of the Public Finance Management Act*”. This provision is *mutatis mutandis* applicable to employees appointed in terms of the Employment of Educators Act, 1998 (Act 76 of 1998).
2. Employees who are directors of a public or private company and who are still conducting business with an organ of state must resign immediately from the company and ensure that they are duly deregistered on the Companies and Intellectual Property Commission's Register or terminate their services from the department.
3. Failure to adhere to the conditions stipulated in this minute may result in disciplinary action.
4. Kindly bring the contents of this minute to the attention of all employees under your supervision.

SIGNED: LJ ELY
DEPUTY DIRECTOR-GENERAL: CORPORATE SERVICES
DATE: 2023-02-08