

DEPARTMENT OF PUBLIC WORKS

NOTICE 606 OF 2016

CONSTRUCTION INDUSTRY DEVELOPMENT BOARD

**FINDINGS AND SANCTIONS OF THE INVESTIGATING COMMITTEE PUBLISHED IN
TERMS OF THE CONSTRUCTION INDUSTRY DEVELOPMENT REGULATIONS, 2004
(AS AMENDED)**

The Construction Industry Development Board hereby publishes in terms of regulation 29(26) of the Construction Industry Development Regulations the details of the findings and sanctions of the investigating committee as set out in the **Schedule**.

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Pridop Enterprise CC	127997	2000/047820/23	The Respondent submitted an invalid Tax Clearance Certificate with reference 0084/1/2010/0002198938 for the period 2011/2012 to the cidb in support of its 3 year renewal application.
Sanction imposed by CIDB			
Effective date: 16 August 2012			
The Board orders that:			
a. The Respondent is guilty as charged;			
b. A fine of R20 000.00 be imposed on the Respondent;			
c. A cost order or determination in the amount of R20 000.00 is made against the Respondent, and that such fine be paid in full before any further application can be assessed by the cidb.			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Nanini 241 CC	115427	2001/061584/23	<p>Charge 1: The Respondent is charged with misrepresentation of information with respect to the track record of Nanini 241 CC for the construction works purportedly performed for Ibhongo Consulting CC/KZN Department of Transport.</p> <p>Charge 2: The Respondent is charged with misrepresentation of information with respect to the track record of Nanini 241 CC for the construction works purportedly performed for Mafahleni Engineers/Umlalazi Municipality.</p>
Sanction imposed by CIDB			
<p>Effective date: 12 September 2012</p> <p>The Board orders that:</p> <p>a. The Respondent is guilty as charged;</p> <p>b. A fine of R400 00.00 be imposed on the Respondent;</p> <p>c. Said fine be paid in full before any further application can be assessed by the cidb.</p>			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Yourtrade Civil Engineering and Construction CC	157671	2002/049932/23	<p>Charge 1: The Respondent submitted financial statements to the cidb, which statements contain false information and/or were forged and/or are not compliant with the cid regulation.</p> <p>Charge 2: The Respondent misrepresented information with respect to the track record of Yourtrade Civil Engineering and Construction for construction works purportedly performed for Free State Cooperative Governance Traditional Affairs and Human Settlements (Free State COGTA HS).</p>

Sanction imposed by CIDB

Effective date: 16 August 2012

The Board orders that:

- a. The Respondent is guilty as charged;
- b. A fine of R30 000.00 be imposed on the Respondent;
- c. Such fine to be paid in full before any further application can be assessed by the cidb.

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
P G Mavundla Engineering	104431	1997/020620/07	The Respondent submitted the following invalid Tax Clearance Certificates to the cidb: Tax Clearance Certificate Reference Number Validity Period 0020/1/2010/0002194201 30 July 2010 to 30 July 2011 0020/1/2009/0005861379 3 July 2009-3 July 2010 0020/1/2008/0001415401 22 July 2008-21 July 2009 0020/1/2008/0001415397 17 July 2008-16 July 2009 0020/1/2008/0001476455 30 January 2008-30 January 2009

Sanction imposed by CIBD

Effective date: 22 August 2012

The Board orders that:

- a. The Respondent is guilty as charged;
- b. A fine of R 25 000.00 be imposed on the Respondent;
- c. Such fine to be paid in full before any further application can be assessed by the cidb.

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Themashi Business Enterprise,	100448	2003/006574/23	The Respondent submitted invalid Tax Clearance Certificates to the cidb.
Sanction imposed by CIDB			
Effective date: 12 September 2012			
The Board orders that:			
<ul style="list-style-type: none"> a. The Respondent is guilty of the charge; b. A fine of R 45 000.00 be imposed on the Respondent; c. Such fine be paid in full before any further application can be assessed by the cidb. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Kwambanjwa Capentry and Construction	103978	1998/034778/23	The Respondent submitted invalid Tax Clearance Certificates to the cidb.
Sanction imposed by CIDB			
Effective date: 20 November 2012			
The Board orders that:			
<ul style="list-style-type: none"> a. The Respondent is guilty of the charge; b. A fine in the amount of R10 000.00 be paid by the Respondent; payable within 90 days of issuing of the finding; c. Such fine be paid in full before any further application can be assessed by the cidb. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Juniano Trading	162238	2006/011581/23	Charge 1: The Respondent submitted an invalid Tax

			<p>Clearance with reference 0075/1/2012/0002307557 for the period 2012/2013 in support of its annual renewal application and an addition of ISO grading.</p> <p>Charge 2: The Respondent submitted financial statements for two (2) financial years (2011 and 2009), containing false information and/or were forged and/or are not compliant with cid regulation and/or accounting/auditing standards.</p>
Sanction imposed by CIDB			
<p>Effective date: 20 November 2012</p> <p>The Board orders that:</p> <ol style="list-style-type: none"> The Respondent is guilty of the charges; A fine in the amount of R40 000.00 be paid by the Respondent; payable over a period of three (3) months from date of issue of these findings; Such fine to be paid in full before any further application can be assessed by the cidb. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Sankum Construction	111274	2004/120979/23	The Respondent submitted invoices to the WCDTPW which contains false information in that had been forged and inflated, which is in breach of the Code of Conduct for all Parties engaged in Construction Procurement.
Sanction imposed by CIDB			
<p>Effective date: 10 February 2014</p> <p>The Board orders that:</p> <ol style="list-style-type: none"> The Respondent is guilty of the charge; A fine in the amount of R65 000.00 be paid by the Respondent; payable within 60 days from date of issue of these findings; The Respondent is liable for the cidb's costs relating to the hearing and more in particular the costs as set out during its arguments in aggravation. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Setshabelo Trading 657	270792	2008/134885/23	The Respondent contravened section 18(1) and (2) of the cidb Act, by undertaking the following construction works whilst not being registered with the cidb - renovation / upgrading of the Kitchen at Lere La Tshepe on or about 21 July 2008, when Setshabelo Trading 657 has not been registered with the cidb.
Sanction imposed by CIDB			
Effective date: 20 February 2014			
The Board orders that:			
<ul style="list-style-type: none"> a. The Respondent is guilty of the charge; b. A fine in the amount of R2 000 be paid by the Respondent; c. Such fine is to be payable in full upon receipt of the sanction. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Mohau and Kgaugelo CC	206873	2009/113562/23	The Respondent contravened of paragraph 2 of the cid Code of Conduct.
Sanction imposed by CIDB			
Effective date: 20 February 2014			
The Board orders that:			
<ul style="list-style-type: none"> a. The Respondent is guilty of the charge; b. The grading obtained through the submission of the fraudulent documentation to be removed and the Respondents name be removed from the cidb Register of Contractors; c. A fine in the amount of R50 000.00 be paid by the Respondent; payable within 15 days of receipt of the sanction; d. The Respondent is not prohibited from reapplying for registration on the cidb Register of Contractors. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Goodsanele Trading Enterprise	264055	2008/179303	The Respondents' letter of award / appointment letter dated 18 July 2011, purportedly from Gauteng Department of Roads and Transport, contained false and/or inaccurate information, insofar as it conveys that Goodsanele was also appointed to perform civil works (and not only plant hire), for the Department.
Sanction imposed by CIDB			
Effective date: 30 September 2014			
The Board orders that:			
<ul style="list-style-type: none"> a. The Respondent is guilty of the charge; b. A fine of R30 000.00 be paid by the Respondent within six months of the date of sanction. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Govan Mbeki Municipality	500200		<p>Charge 1: The Respondent failed to register any tender awards (projects) on the CIDB's Register of Project system;</p> <p>Charge 2: The Respondent failed to publish 12 invitations to tender on the CIDB's I-tender system;</p> <p>Charge 3: The Respondent, in its conduct as set out above, failed to comply with Paragraph 2 of the CIDB Code of Conduct in that it failed to discharge its duties and obligations timeously; and/or comply with all applicable legislation and associated regulations.</p>

Sanction imposed by CIDB

Effective date: 08 October 2014

The Board orders that:

- a. The Respondent is guilty of the charges;
- b. A fine of R70 000.00 be paid by the Respondent, suspended for a period of 24 months, provided the Respondent is not found guilty on similar charges during that period.

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Ingqondo Business Enterprise CC	104004	2003/086124/23	<p>Charge 1: The Respondent submitted an invalid Tax Clearance Certificate with reference 0020/1/2012/0002605176 to the Ugu District Municipality on 22 November 2012, on behalf of Ingqondo Business Enterprise CC.</p> <p>Charge 2: The Respondent submitted an invalid Tax Clearance Certificate with reference 020/1/2012/0003463245 on 16 March 2012, on behalf of Ingqondo Business Enterprise CC.</p>

Sanction imposed by CIDB

Effective date: 05 November 2014

The Board orders that:

- a. The Respondent is guilty as charged;
- b. A fine of R30 000.00 be paid by the Respondents within 12 months from sanction date.

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
LSK Distributors / GDARD.	180756	1999/028656/23	The Respondents submitted documents to the cidb on behalf of LSK that have been forged / are not authentic – The letter of award,

			completion certificate, specifications and final payment certificate purportedly signed by Dr Konanani Liphadza on behalf of the Gauteng Department of Agriculture and Rural Development.
Sanction imposed by CIDB			
Effective date: 30 September 2014			
The Board orders that:			
<ul style="list-style-type: none"> a. The Respondent is guilty of the charge; b. The Respondent be downgraded from 4GBPE to its former grade of 2; c. A fine of R30 000.00 be paid by the Respondent, suspended for a period of one year provided the Respondent is not found to commit a similar offence again in that period. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Setshabelo Trading 657 / Maluti FET	270792	2008/134885/23	<p>Charge 1: The Respondent acted in contravention of cid Regulation 25(7), in respect of tender awarded to Setshabelo Trading 657 on 21 July 2008 for Renovation / Upgrading of the Kitchen at Lere La Tshepe, when Setshabelo Trading 657 had not been registered with the cidb.</p> <p>Charge 2: The Respondent acted in contravention of cid Regulation 25(1), by failing to stipulate that only submissions of offers from tenderers who are registered in the required grading designation and class of works as per the cid regulations, will be accepted, for the work Renovation/Upgrading of the Kitchen at Lere La Tshepe.</p> <p>Charge 3: The Respondent acted in contravention of CIDB Code of Conduct by failing to comply with the regulatory framework applicable to the procurement of construction work contracts.</p>

			<p>Charge 4: The Respondent acted in contravention of section 16(4) of the Act, by failing to apply the Register of Contractors in the procurement of "Renovation/Upgrading of the Kitchen at Lere La Tshepe", the latter being construction works, The investigation arose from an audit blitz conducted by the CIDB to verify and ascertain compliance with the legislative prescripts by organs of state and other public entities, involved in the procurement of construction services falling under the regulatory regime of the CIDB.</p>
Sanction imposed by CIDB			
<p>Effective date: 20 February 2014</p> <p>The Board orders that:</p> <ol style="list-style-type: none"> The Respondent is guilty of all the charges; That a warning in terms of sub-regulation 29 (18)b of the cid regulations, and further that Setshabelo Trading 657 CC is guilty of all the charges; That the appropriate sanction to be imposed under the circumstances is a fine in the amount of R2,000.00 which is a symbolic fine to remind the contractor to always comply with legal prescripts; That such fine is to payable in full on receipt of the sanction. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Mifumbu Contracting and Consulting Services	203829	2007/063020/23	<p>Charge 1: The Respondent submitted fraudulent and /or forged and/or incorrect documentation with regard to the track record of the Respondent to the cidb.</p> <p>Charge 2: The appointment Letter dated 09 September 201 from Kai Garib Local Municipality, purportedly indicating that the Municipality has accepted the Respondents tender for the Construction of retaining wall, V Drainage system and bulk water main to the value of R 610 391.40</p>

			<p>Charge 3: The certificate of Final Completion from Kai Garib Local Municipality dated 8 November 2011 with the completion date reflected as April 2011 to the value of R 916 695,00, and</p> <p>Charge 4: The confirmation Letter from Kai Garib Local Municipality dated 27 February 2012 to confirm the payment made to the Respondent by the Development Bank of South Africa (DBSA) on behalf of Kai Garib Local Municipality, as per agreement entered into between DBSA and the Municipality.</p>
Sanction imposed by CIDB			
<p>Effective date: 20 February 2014</p> <p>The Board orders that:</p> <ol style="list-style-type: none"> The Respondent is guilty of all the charges; The grading obtained through the submission of the fraudulent documentation be removed; The cidb should refer the matter to law enforcement agencies for criminal investigations; The Respondent is restricted from reapplying for cidb contractor grading for a period of 8 months from the date of the ruling. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Nzwakele Traders - Mr O N Dube	104101	2004/012302/23	<p>Charge1: The Respondent submitted an invalid Tax Clearance Certificate with reference 0020/1/2012/0002617731 for the 2012 / 2013 financial year behalf of Nzwakele Construction CC to the Ugu District Municipality on 10 November 2012;</p> <p>Charge 2: The Respondent submitted the same invalid Tax Clearance Certificate mentioned above was submitted on behalf of Nzwakele Construction CC to the cidb on 11 February 2013.</p>

Sanction imposed by CIDB

Effective date: 05 November 2014

The Board orders that:

- a. The Respondent is guilty as charged;
- b. The Respondent must pay R30 000 within 12 months from sanction date.

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Rassy Consulting (Pty) Ltd	10018471	2012/020433/07	<p>Charge 1: The Respondent submitted to the cidb on behalf of Rassy Consulting (Pty) Ltd ('Rassy') a forged and/or fraudulent, and/or contains false information - Sub-Contractor Agreement entered into between Muele Civil Construction CC ('Muele') and Rassy stating that the sub-contractor agreement will be effective on 1 May 2012; Sub-Contractor Agreement entered into between Milnex 466 CC ('Milnex') and Rassy stating that the sub-contractor agreement will be effective on 1 May 2012.</p> <p>Charge 2: The sub-Contractor Agreement entered into between Eliefu Construction & Projects CC ('Eliefu') and Rassy stating that the sub-contractor agreement will be effective on 1 May 2012.</p> <p>Charge 3: The appointment Letter from Muele, indicating that they have accepted Rassy's tender for the construction of VIP toilets to the value of R1 355 641).</p> <p>Charge 4: That the appointment Letter from Milnex dated 1 May 2012 indicating that they have accepted Rassy's tender for a new transformer Plinth, runway and equipment bay to the value of R1 330 000.</p>

			<p>Charge 5: The appointment Letter from Eliefu indicating that they have accepted Rassy's tender for the construction of a new community clinic to the value of R1 496 000.</p> <p>Charge 6: The certificate of Final Completion from Milnex dated 30 June 2012 with the completion date reflected as 30 June 2012.</p> <p>Charge 7: The certificate of Final Completion from Eliefu dated 30 June 2012 with the completion date reflected as 30 June 2012.</p> <p>Charge 8: The certificate of Final Completion from Muele dated 30 June 2012 with the completion date reflected as 29 June 2012.</p>
Sanction imposed by CIDB			
<p>Effective date: 08 October 2014</p> <p>The Board orders that:</p> <ol style="list-style-type: none"> The Respondent is guilty of the charge; The appropriate sanction is Regulation 29(18); The Respondents' name to be removed from the cidb Register of Contractors; The respondent be prohibited from registering with the cidb in any way whatsoever for a period of 10 years: Mr Rasilingwani, in his personal capacity, be prohibited from registering with cidb in any way whatsoever for a period of 10 years and any other corporate entity in which Mr Rasilingwani is interested or involved as either an owner, shareholder, director, member or trustee be prohibited to register with the cidb in any way whatsoever for a period of 10 years. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Vhembe District Municipality	500182		<p>Charge 1: The Respondent failed to discharge its duties and obligations timeously in that it did not apply for the registration of the award of the tender on the cidb's Register of Projects within 21 days or at all.</p>

			<p>Charge 2: The Respondent did not comply with the applicable legislation and associated regulations by not complying to CID Regulations 18(1) and 18(1A), CID Regulation 24 and CID Regulation 25(10) read with 24(7),</p> <p>Charge 3: The Respondent, during or about September 2011 failed to register the contract pertaining to the above Tender on the CIDB's Register of Project system within 21 days of the award. The contract comprised of single construction works contract and was in excess of R 300,000.00 (being the amount published in the Government Gazette No 26991 dated 12 November 20004, Government Notice R 1333 of the same date).</p> <p>Charge 4: The Respondent did not publish the invitation to tender for the tender number VDM/COMM/07/03/2011/03): The supply and fencing of community graveyards and erection of VIP toilets and steel gate: Itsani, on the cidb's I-tender system, The investigation arose from an audit blitz conducted by the CIDB to verify and ascertain compliance with the legislative prescripts by organs of state and other public entities, involved in the procurement of construction services falling under the regulatory regime of the CIDB.</p>
Sanction imposed by CIDB			
<p>Effective date: 07 January 2014</p> <p>The Board orders that:</p> <ol style="list-style-type: none"> The Respondent is guilty of all the charges; A fine in the amount of R 30,000.00 is imposed, subject to the conditions below; The Respondent register and upload the projects at issue within 90 days of this ruling; The Respondent provide the cidb with documentary proof of its compliance with the conditions above within the stipulated time period; Failure to comply will result in the sanction being forwarded to the Auditor General as provided for in the cidb Regulations. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Greater Kokstad Municipality.	500121		<p>Charge 1: The Respondent contravened Paragraph 2.1 of the cidb Code of Conduct by failing to behave equitably;</p> <p>Charge 2: The Respondent contravened Paragraph 2.3 of the cidb Code of Conduct by failing to comply with applicable legislation and regulations when embarking of construction procurement;</p> <p>Charge 3: The Respondent contravened Paragraph 2.4 of the Code of Conduct by failing to satisfy all relevant requirements set in the procurement invitation;</p> <p>Charge 4: The Respondent contravened Regulation 18(1) of the cid Regulations;</p> <p>Charge 5: The Respondent contravened Regulation 24 of the cid Regulations.</p>
Sanction imposed by CIDB			
<p>Effective date: 10 February 2014</p> <p>The Board orders that:</p> <ol style="list-style-type: none"> The Respondent is guilty of all the charges; A fine in the amount of R 25,000.00 be imposed subject to the conditions below; The fine be suspended on condition that the Respondent correct the transgressions within 60 days of receipt of the sanction; In the event of failure to comply, the fine shall be effective immediately and the ruling forwarded to the Auditor General of South Africa. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Masiqhame Trading 379 CC	117048	2005/043561/23	<p>Charge 1: The Respondent made payments made into account of Pema;</p> <p>Charge 2: The Financial Statements submitted had incorrect information;</p> <p>Charge 3: The Respondent failed to comply with regulation 7(4)(b)</p>
Sanction imposed by CIDB			
<p>Effective date: 14 July 2015</p> <p>The Board orders that:</p> <ul style="list-style-type: none"> a. The Respondent be found guilty; b. The Respondent must pay a fine of R80 000 over six months; c. Failure to pay the fine by the end of December 2015, the Respondent be suspended for 30 months. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Mopani Local Municipality	500177		<p>Charge 1: The Respondent contravened of Para 2.1 of the cid Code of Conduct, published in Government Gazette no 25656 of 31 October 2003 Alternative charge for charge 1: contravention of Para 3 Code of Conduct, published in Government Gazette no 25656 of 31 October 2003;</p> <p>Charge 2: The Respondent failed to comply with Para 2.3 of Cidb Code of Conduct;</p>

			<p>Charge 3: The Respondent contravened regulation 25(10) read with Reg 25(7) and Reg 17 of the CIDB Regulation, Respondent did not reject tender submission that did not have the correct grading requirement;</p> <p>Charge 4: The Respondent contravened Reg 18(1), in that the Respondent failed to register tender on CIDB register of project system within 21 working days after awarded tender alternative charge for charge 4: Failed to Register tender in accordance with part 3 of CID Regulations Amended;</p> <p>Charge 5: The Respondent failed to publish invitation to tender for tender on CIDB Webpage.</p>
Sanction imposed by CIDB			
<p>Effective date: 14 July 2015</p> <p>The Board orders that:</p> <ol style="list-style-type: none"> The Respondent be found guilty; The Respondent pay a fine of R50 000; The fine is wholly suspended for 3 years with conditions. A cost order for R77 852.62 be issued against the Respondent, which fine will automatically become payable on lapsing of the prescribed 30 days. No other cost order be imposed. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Pamael Electrical (Pty) Ltd	122586	2002/029519/07	The Respondent made payments into account of Pema for the amount of R1500.00

Sanction imposed by CIDB

Effective date: 29 September 2015

The Board orders that:

- a. The Respondent be found Guilty.
- b. A fine of R20 000 is payable by the Respondent over a period of 2 months. The first payment must be made before end of Sept 2015 and last payment before end October 2015.

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
White-Hazy Building Construction (PTY) Ltd	119421	2014/083059/07	Charge 1: The Respondent made payments into account of Pema; Charge 2: The Respondent submitted Financial Statements that reflected incorrect information.

Sanction imposed by CIDB

Effective date: 07 October 2015

The Board orders that:

- a. The Respondent be found Guilty;
- b. A fine of R40, 000.00 be imposed;
- c. The fine must be paid over a period of Six (6) months;
- d. The Respondent shall not be competent to make any application to the CIDB after the expiry of 6 months unless the fine has been paid in full.

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Durban Maintenance and Building CC	111700	2014/074391/07	Charges 2-5: The Respondent made payments into the account of Pema;

			Charges 6-11: The Respondent submitted numerous tenders, using the (fraudulently obtained) cidb grading designations and classes of works to which it had not been entitled
Sanction imposed by CIDB			
Effective date: 07 October 2015			
The Board orders that:			
<ul style="list-style-type: none"> a. The Respondent be found guilty; b. A fine of R50 000 must be paid before the last day of Oct 2015. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Willow Park Civils CC	137690	2002/082205/23	Charge 1: The Respondent made payments made into account of Pema; Charge 2: The Respondent submitted financial Statements that had not been signed by an Accounting Officer.
Sanction imposed by CIDB			
Effective date: 08 October 2015			
The Board orders that:			
<ul style="list-style-type: none"> a. The Respondent be found guilty; b. A fine of R20 000 must be paid before the last day of November 2015. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
CEE-HOO Management CC	118564	1998/071271/23	Charge 1: The Respondent made payments made into account of Pema; Charge 2: The Respondent submitted Financial Statements inaccurate/copied figures.
Sanction imposed by CIDB			
Effective date: 08 October 2015 The Board orders that: <ul style="list-style-type: none"> a. The Respondent be found guilty; b. A fine of R40 000 must be paid by the Respondent over a period of four months in equal instalments. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Thulatsepo General Trading	127377	2003/030257/23	Charge 1: The Respondent made payments into account of Pema; Charge 2: The Respondent submitted financial Statements that had not been signed by an Accounting Officer.
Sanction imposed by CIDB			
Effective date: 01 December 2015 The Board orders that: <ul style="list-style-type: none"> a. The Respondent pay a fine of R30 000 in equal instalments of R15 000 over a period of 2 months. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
New World Projects	124113	2004/012274/23	Charge 1: The Respondent made payments into the Account of Pema; Charge 2: The Respondent submitted and invalid Tax Clearance Certificate.
Sanction imposed by CIDB			
Effective date: 01 January 2016			
The Board orders that:			
a. The Respondent pay a fine of R30 000 in equal instalments of R15 000 over a period of 2 months.			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Shatadi Developers	103409	2002/031246/23	Charge 1: The Respondent made payments into account of Pema; Charge 2: The Respondent submitted Financial Statements that had not been signed by an Accounting Officer.
Sanction imposed by CIDB			
Effective date: 01 January 2016			
The Board orders that:			
a. The Respondent pay a fine of R30 000 in equal instalments of R20 000 over a period of 2 months.			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Sizaziphilisa's Women's Construction	180429	2002/085044/23	<p>Charge 1: The Respondent made payment into the Account of Pema;</p> <p>Charge 2 : The Respondent submitted a set of financial statements for the financial year end 2008 which contain inaccurate figures; and/or was not certified by a person who is required by law to certify the financial statements.</p>
Sanction imposed by CIDB			
<p>Effective date: 01 January 2016</p> <p>The Board orders that:</p> <p>a. The Respondent pay a fine of R30 000 in equal instalments of 10 000 over a period of 3 Months.</p>			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Flickers Construction CC	113658	2001/006440/23	<p>Charge 1: The Respondent made payment into the Account of Pema;</p> <p>Charge 2: The Respondent submitted statements that contain inaccurate information; and/or were not certified by a person as required by law to certify those financial statements.</p>
Sanction imposed by CIDB			
<p>Effective date: 03 December 2015</p> <p>The Board orders that:</p> <p>a. The Respondent pay a fine of R60 000 payable on or before 1 February 2016;</p> <p>b. The Respondent also be prohibited from performing public sector construction work for a period of one year from the date of this decision provided that the fine imposed infra is paid on time. If the Respondent fails to pay the fine on time, the prohibition period will commence on the date that the fine is paid.</p>			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Anix Trading 129 cc	113944	2001/041841/23	Charge 1: The Respondent made payments into the account of Pema; Charge 2-5: The Respondent submitted Financial Statements has been misrepresented.
Sanction imposed by CIDB			
Effective date: 27 January 2016			
The Board orders that:			
<ul style="list-style-type: none"> a. The Respondent pay a fine of R50 000 payable on or before the last day of March 2016; b. The Respondent be warned in terms of Regulation 29(18) (b) that any noncompliance in the next 12 months may lead to a downgrade on the CIDB system. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Opal Projects and Management	206844	2005/158630/23	Charge 1: The Respondent made payments into a bank account of an ex - employee of the cidb, one Barbara Mashava ('Mashava') by various contractors, of which one was the Respondent.
Sanction imposed by CIDB			
Effective date: 15 April 2016			
The Board orders that:			
<ul style="list-style-type: none"> a. The Respondent pay a fine of R50, 000.00 and that payment is due on or before 31 May 2016. b. The Respondent be issued with a warning that further non-compliance with the CIDB Regulations in the next twelve months could lead to a down-grading of their grade or the Respondent could be restricted from participating in public sector work. c. A cost order or determination in the amount of R30, 000.00 be made against the Respondent. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Roswika Civils and Construction	112900	2004/074058/23	The Respondent submitted financial statements to the cidb, which statements contain false information and/or were forged and/or are not compliant with cid regulation (2A) and /or accounting/auditing standards.
Sanction imposed by CIDB			
<p>Effective date: 12 April 2012</p> <p>The Board orders that:</p> <ul style="list-style-type: none"> a. The Respondent is guilty of all the charges; b. A fine of R80,000-00 be imposed on the Respondent; c. The fine be paid in full before any further application can be made to the cidb. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
NJC Construction, N A Malusi	122016	2003/002730/07	The Respondent submitted an invalid Tax Clearance Certificate with reference 0004/1/2011/0010119883 to the CIDB in support of its annual update application.
Sanction imposed by CIDB			
<p>Effective date: 11 June 2012</p> <p>The Board orders that:</p> <ul style="list-style-type: none"> a. The Respondent be removed from the Register of Contractors of the cidb with immediate effect; 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Kgorong Technical Services (Pty) Ltd, N J Phihlela,	100026	2006/008519/07	The Respondent submitted financial statements containing false information and/or were forged and/or are not compliant with cid regulation 7(4) (b) (quoted below) and/or accounting/auditing standards.
Sanction imposed by CIDB			
Effective date: 09 July 2012			
The Board orders that:			
<ul style="list-style-type: none"> a. The Respondent is guilty of the charges; b. A fine of R20 000.00 be imposed on the Respondent; c. The fine be paid in full before any further application can be assessed by the cidb. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Letumo Trading CC	133571	2001/051883/23	The Respondent submitted financial statements to the cidb for the periods ending August 2006, and March 2011 (two sets), which statements contain false information and/or were forged and/or are not compliant with CID regulation (2A) and /or accounting/auditing standards.
Sanction imposed by CIDB			
Effective date: 09 July 2012			
The Board orders that:			
<ul style="list-style-type: none"> a. The Respondent is guilty of the charges; b. A fine of R20 000.00 be imposed on the Respondent; c. The fine be paid in full before any further application can be assessed by the cidb. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Mpulele Difate Electrical and Projects CC	246801	2010/140502/23	<p>Charge 1: The Respondent submitted financial statements containing false information and/or were forged and/or are not compliant with CID regulation 7(4)(b) and /or accounting/auditing standards,</p> <p>Charge 2: The Respondent submitted a misrepresented and/or false and / or inaccurate track record in application for cidb grading.</p>
Sanction imposed by CIDB			
<p>Effective date: 09 July 2012</p> <p>The Board orders that:</p> <ul style="list-style-type: none"> a. The Respondent is guilty of the charges; b. A fine of R10 000.00 be imposed on the Respondent; c. The Respondent be deregistered and removed from the register of contractors maintained by the cidb. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Siyahlobisa Projects (Pty) Ltd	110494	2010/007264/07	<p>Charge 1: The Respondent submitted a track record that is misrepresented and / or false and / or inaccurate in application for cidb grading;</p> <p>Charge 2: The Respondent submitted financial statements to the cidb, which statements contain false information and/or were forged and/or are not compliant with the cid regulation 2(A) and/or accounting/auditing standards.</p>

Sanction imposed by CIDB

Effective date: 23 July 2012

The Board orders that :

- a. The Respondent is guilty of both charges;
- b. A fine of R60 000.00 be imposed on the Respondent, payable within 2 months of the sanction;
- c. The fine be paid in full before any further application can be assessed by the cidb.

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Vhasane Cleaning Catering & Building Enterprise	145254	2006/147885/23	<p>Charge 1:</p> <p>The Respondent submitted a track record that is misrepresented and / or false and / or inaccurate in application for cidb grading in respect of BTKM Quantity Surveyors;</p> <p>Charge 2:</p> <p>The Respondent submitted a track record that is misrepresented and / or false and / or inaccurate in application for cidb grading in respect of Tlokwe City Municipality.</p>

Sanction imposed by CIDB

Effective date: 23 July 2012

The Board orders that:

- a. The Respondent is guilty of both charges;
- b. A fine of R 40 000.00 be imposed on the Respondent;
- c. The fine be paid in full before any further application can be assessed by the cidb.

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Khumbula Properties	104636	2001/005838/07	<p>Charge 1:</p> <p>The Respondent submitted financial statements for the year ending 30 June 2006 to the cidb,</p>

			<p>which statements contain false information and/or were forged and/or are not compliant with cid regulation 7(4)(b) (quoted below) and /or accounting/auditing standards,</p> <p>Charge 2: The Respondent submitted a track record that was misrepresented and /or false and /or inaccurate in relation to construction works purportedly performed for IT Trustbula;</p> <p>Charge 3: The Respondent submitted a track record that was misrepresented and /or false and /or inaccurate in relation to construction works purportedly performed for IT Trustbula; namely the Olifantsfontein Refurbishment and Expansion Project for Samrec (Pty) Ltd with no monetary value reflected;</p> <p>Charge 4: The Respondent submitted a track record that was misrepresented and /or false and /or inaccurate in relation to construction works purportedly performed for B & E Silica Mines as; namely: B&E Silica Mines-Office development for the total value of R 20 million.</p>
Sanction imposed by CIDB			
<p>Effective date: 18 April 2012</p> <p>The Board orders that:</p> <ol style="list-style-type: none"> The Respondent is guilty of 2 charges, namely charges 1 and 4; A fine of R 100 000.00 be imposed on the Respondent; The fine be paid in full before any further application can be made to the cidb. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Morekuri Trading CC	112494	2003/108620/23	<p>Charge 1: The Respondent submitted an invalid tax clearance certificate with reference number 0064/1/2011/0002328888;</p>

			<p>Charge 2: The Respondent submitted an invalid and or fraudulent statements;</p> <p>Charge 3: The Respondent submitted false and or inaccurate information pertaining to the Respondents qualified professionals.</p>
Sanction imposed by CIDB			
<p>Effective date: 21 August 2012</p> <p>The Board orders that:</p> <ul style="list-style-type: none"> a. The Respondent is guilty of 2 charges; b. A fine of R 20 000.00 be imposed on the Respondent; c. The fine be paid in full before any further application can be assessed by the cidb. 			

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Pioneerplus Engineering (Pty) Ltd	10059926	2012/086556/07	<p>Charge1: The Respondent during its submission to be upgraded by the cidb, fraudulently submitted false bank statements, purported to be from FNB, for account number 62500348794 on 17 March and 3 August 2015;</p> <p>Charge 2: The Respondent fraudulently submitted a false appointment letter purportedly from Vestas Southern Africa (Pty) Ltd (Vestas), a false written agreement between the Respondent and Vestas, a false Certificate of Final Completion and false progress payment certificates to the cidb;</p> <p>Charge 3: The Respondent fraudulently submitted false Annual Financial Statements for the year ending 30 June 2014 to the cidb;</p> <p>Charge 4: The Respondents upgrading from a level 1CE PE to a level 8CE PE, effected in March 2015 was a direct consequence of the submission of the fraudulent documentation.</p>

Sanction imposed by CIDB

Effective date: 21 April 2016

The Board orders that:

- a. That the fraudulent submission of false documentation to the CIDB is a very serious act of misconduct and, in terms of the CIDB Regulations, is reportable to the relevant authorities as a criminal offence;
- b. That considering the role and purpose of the CIDB, misconduct of this nature is prejudicial and / or potentially prejudicial to the CIDB, the State, the construction industry and the people of South Africa;
- c. That the contractor, far from expressing any remorse for its wrongdoings, failed to respond to any and all communication or attempts at communication by the CIDB and its investigators. In this regard, the Committee is satisfied that all reasonable steps were taken by the CIDB and its investigators to make contact with the contractor and to solicit a response from the contractor to the charges;
- d. A fine of R100 000 as per Regulation 29(18) (d). The fine shall be payable on or before the last day of April 2016;
- e. That the Respondent's registration is cancelled by the CIDB and that the Respondent and its two Director, Mr TJ Zulu and Mrs PC Zulu and any entity of which they are directors or become directors in the future is prohibited from participating in public sector construction work for a period of ten years as per Regulation 29(18)(e).

Contractor Name	CRS Number	Company/ Corporation Registration Number	Nature of Complaint
Metal Lux Infrastructure Solutions Africa (Pty)Ltd	10065956	2011/102668/07	Charge1: The Respondent submitted false appointment letters, false certificates of final completion, and false Nedbank Statements. Two false letters of appointment were purportedly issued by White Leopard Trading CC to the Respondent, in respect of subcontracting for the supply and installation of AC steel water pipes and to replace aged connections at Rustenburg Municipality; False certificate of completion was also purportedly issued by White Leopard to the Respondent; and false Nedbank statements were purportedly issued by Nedbank. The said appointment letters, certificate of completion, and Nedbank statements, were submitted by the Respondent, or its agent, to the cidb on 18 June 2015 and 16 July 2015 respectively.

Sanction imposed by CIDB

Effective date: 08 July 2016

The Board orders that:

- a. A fine of R20 000.00 be made payable by the Respondent within three months, failing which cancellation of the application for registration by the Respondent, should be effected by the cidb.
- b. The fraudulent submission of false documentation to the CIDB is a very serious act of misconduct and, in terms of the CIDB Regulations, is reportable to the relevant authorities as a criminal offence.