



Custodian of Good Governance

**PUBLIC SERVICE COMMISSION
REPUBLIC OF SOUTH AFRICA**

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Commission House, Cnr Hamilton & Ziervogel Streets, Arcadia, Pretoria, 0083

Mr Z Mbhele, MP
Shadow Minister of Police
Democratic Alliance
PO Box 15
CAPE TOWN
8000

Dear Mr Mbhele

RE: INVESTIGATION INTO THE SAPS DISCIPLINARY PROCEEDINGS AGAINST MR RICHARD MDLULI

The Honorable Member's letter, dated 4 July 2017, in the above regard, is hereby acknowledged.

The Public Service Commission (PSC) has noted the complaint and has decided to investigate the matter in terms of its Constitutional mandate, which provides as follows:

- a) Section 196(2) of the Constitution of the Republic of South Africa, 1996, inter alia, determines that the PSC must exercise its powers and functions in the interest of the maintenance of effective and efficient administration and a high standard of professional ethics in the Public Service.
- b) In terms of section 196(4)(f)(i) of the Constitution of the Republic of South Africa, 1996, the powers and functions of the PSC are to either of its own accord or on receipt of any complaint investigate and evaluate the application of personnel and public administration practices and to report to the relevant Executive Authority and Legislature.

Furthermore, section 10(1) of the Public Service Commission Act, 1997, determines that –

“The PSC may conduct an inquiry into any matter in respect of which it is authorized by the Constitution or the Public Service Act to perform any function.”



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The terms of reference of the investigation are to investigate the delay in the finalization of the disciplinary process against Mr R Mdluli and the reasons for the continued precautionary suspension.

The PSC will keep the member abreast of developments regarding the matter.

Yours faithfully

A handwritten signature in black ink, appearing to read 'RK Sizani', written in a cursive style.

RK SIZANI
CHAIRPERSON

DATE: 05/07/2017