

## Debree Kluge

---

**From:** RA Lees <alf@leeskzn.co.za>  
**Sent:** Thursday, November 5, 2020 11:33 AM  
**To:** Debree Kluge  
**Subject:** FW: SAA/SA EXPRESS FOLLOW-UP QUESTIONS  
**Attachments:** 2020-05-15\_SAA-Matters to follow up - with DPE input 9 June 2020.docx

---

**From:** RA Lees <alf@leeskzn.co.za>  
**Date:** Thursday, 5 November 2020 at 10:30 am  
**To:** Ntombi Nkabinde <nnkabinde@parliament.gov.za>, Ben Kali <bkali@parliament.gov.za>  
**Cc:** Benedicta Van Minnen <benvm@mweb.co.za>, Ghaleb Cachalia <gkyc@icon.co.za>, Jacques Jonker <Jacquesj@da.org.za>, Geordin Hill-Lewis <geordinh@gmail.com>  
**Subject:** Re: SAA/SA EXPRESS FOLLOW-UP QUESTIONS

Dear Ntombi and Ben,

As per the Minister Gordhan's commitment, made to the SCOPA meeting on the 4<sup>th</sup> of November 2020, to ensure that replies to all questions in writing are submitted to SCOPA within the next week could you please send him, the DPE and the SAA BRP's my questions?

1. The questions highlighted below have not been replied to at all or have been incompletely replied to by the Minister, the DPE or the SAA BRP's. The replies to these questions need to take the passage of the some six months since the questions were asked into account and provide information to at least the 31<sup>st</sup> of October 2020;
2. What are the details of the selection criteria to be used to select the 88 pilots to be retained by SAA?
3. Will SAA employees who are paid the VSP be eligible to be reemployed by SAA without refunding the VSP paid to them? Is what is the justification for not recovering the VSP from such employees?
4. What are the details of benefits that the SAA employees who are paid the VSP will be able to access from the UIF?
5. What are the details of the "key placeholder" employees that SAA BRP Dongwana referred to during the SCOPA meeting on the 4<sup>th</sup> of November 2020?
6. What are the detailed reasons for different categories of employee being paid different percentages of their salaries from the month of March 2020 to date?
7. What are the detailed reasons for the annual report for SAA years 2017/18 and 2018/19 not having been tabled in parliament and when will these reports be tabled?
8. Will any agreement with a partner or investor in SAA be brought to parliament for approval by parliament? If not, what are the detailed reasons for not doing so?
9. Given that the BRP's have stated in their reply to one of my questions from May 2020 that only the SAA airline and not SAAT, Mango and Airchefs is in business rescue and have referred questions on these companies to the boards of these companies, on what basis in law have the funding bailouts for SAAT, Mango and Airchefs been included in the business rescue plan for SAA?

Kind regards  
Alf

---

**From:** RA Lees <alf@leeskzn.co.za>

**Date:** Monday, 18 May 2020 at 12:54 pm

**To:** Ntombi Nkabinde <nnkabinde@parliament.gov.za>, Ben Kali <bkali@parliament.gov.za>

**Cc:** Benedicta Van Minnen <benvm@mweb.co.za>, Ghaleb Cachalia <gkyc@icon.co.za>

**Subject:** SAA/SA EXPRESS FOLLOW-UP QUESTIONS

Dear Ntombi and Ben

As requested by the SCOPA Chair, please see hereunder follow-up questions for SAA and SA Express.

Kind regards

Alf

### **SAA Group Companies**

1. Are Mango, SAA Technical and Air Chefs under the same business rescue order as SAA?
2. Can SAA be rescued without any further funding from either or both the State and private investors?
3. Given the contents of the letter of the 10<sup>th</sup> of April 2020 from the Minister of Public Enterprises to the SAA Business Rescue Practitioners (BRP's) why have the BRP's seemingly acted in violation of section 141 (2) (a) (ii) of the Companies Act by not applying for the liquidation of SAA? The contents of the letter dated the 10<sup>th</sup> of April 2020 make it clear that SAA will not, under any circumstances, be provided with any further funds by the State.
4. Will state funding be made available to SAA if the business rescue plan to be tabled by the BRP's is approved by the Minister and Department of Public Enterprises?
5. What is the deadline date for the business rescue plan to be presented to the creditors? If this plan is rejected by creditors or others who have the legal power to do so, will the BRP's act in accordance with section 141 of the Companies Act and apply for liquidation?
6. What are the details of all possible investors in SAA who have been approached to invest in SAA since the business rescue process started on the 5<sup>th</sup> of December 2019?
7. Was Mr Patrice Motsepe or an entity linked to Mr Motsepe approached with a request to invest in SAA?
8. What are details of proposed investment amounts and conditions offered to possible investors in SAA since the business rescue process started on the 5<sup>th</sup> of December 2019?
9. What percentages of salaries was paid to the following categories of SAA employee for each of the months of March 2020 and April 2020 and what percentage will be paid for the month of May 2020:
  - a. Flight deck crews,
  - b. Cabin crews,
  - c. Chief pilot,
  - d. Middle management,
  - e. Senior management,
  - f. Executive directors,
  - g. Other employees.
10. Why did the BRP's not immediately embark upon a employee retrenchment programme immediately they started cutting routes and flights?
11. Why are the BRP's allowing Mango to continue trading at losses without taking action to retrench staff and cut expenditure?
12. What are details of the age analysis of all SAA creditors as at the 30<sup>th</sup> of April 2020:

- a. Name of creditor
  - b. Amounts owed to each creditor by age period.
13. What are details of all SAA borrowings as at the 30<sup>th</sup> of April 2020:
    - a. Name of each lender,
    - b. Amount owed to each lender,
    - c. Interest rate charged by each lender,
    - d. Security/collateral given to each lender,
    - e. Repayment dates for each lender,
    - f. Details of all conditions attached to each loan.
  14. What are details of all guarantees provided by government to SAA as at the 30<sup>th</sup> of April 2020 and for what purposes have these guarantees been used?
  15. What are details of all contingent liabilities of SAA as at the 30<sup>th</sup> of April 2020?
  16. What are the details of any and all aircraft used/leased by SAA that have been returned to, or repossessed by, the owners/lessees?
  17. Provide details of the agreement on salary sacrifices agreed to by all SAA Group employees?
  18. Have all SAA Group employee and employer contributions to pension funds, medical aid, death policies and other such benefits due as at the 15<sup>th</sup> of May 2020 been paid in full? If not why not and what are the details of unpaid amounts?
  19. What are the details of all SAA flights for the repatriation of SA Citizens from foreign jurisdictions?
    - a. Date of flights out of SA and back to SA,
    - b. The number of passengers carried on each flight,
    - c. The number of passengers on each flight who paid for their flights and the amount paid,
    - d. The entity/ies to whom passengers paid their money for flight tickets,
    - e. The names of all third parties, including the Department of International Relations, involved in collecting ticket and other funds for each flight,
    - f. The amounts retained by third parties, including the Department of International Relations, involved in selling tickets or taking payments for tickets,
    - g. The detailed SAA costs of each flight?

## SA Express

1. Will any further funding be provided to SA Express by the government?
2. Will the Minister and/or the Department of Public Enterprises be opposing the liquidation of SA Express? If so what are the details for such opposition?
3. What percentages of salaries was paid to the following categories of employee of SA Express for each of the months of March 2020 and April 2020 and what percentage will be paid for the month of May 2020:
  - a. Flight deck crews,
  - b. Cabin crews,
  - c. Chief pilot,
  - d. Middle management,
  - e. Senior management,
  - f. Executive directors,
  - g. Other employees.
4. What will be the likely dividend payment to employees of SA Express as an outcome of the liquidation of SA Express?
5. What are details of the age analysis of all creditors of SA Express as at the 30<sup>th</sup> of April 2020:
  - a. Name of creditor

- b. Amounts owed to each creditor by age period.
6. What are details of all borrowings of SA Express as at the 30<sup>th</sup> of April 2020:
  - a. Name of each lender,
  - b. Amount owed to each lender,
  - c. Interest rate charged by each lender,
  - d. Security/collateral given to each lender,
  - e. Repayment dates for each lender,
  - f. Details of all conditions attached to each loan.
7. What are details of all contingent liabilities of SA Express as at the 30<sup>th</sup> of April 2020?
8. What are details of all guarantees provided by the SA government to SA Express as at the 30<sup>th</sup> of April 2020 and for what purposes have these guarantees been used?
9. What are the details of any and all aircraft used/leased by SA Express that have been returned, or repossessed, by the owners/lessees since SA Express was placed in business rescue?
10. Provide details of any agreement on salary sacrifices agreed to by all SA Express employees since SA Express was placed in business rescue?
11. Have all SA Express employee and employer contributions to pension funds, medical aid, death policies and other such benefits due as at the 15<sup>th</sup> of May 2020 been paid in full? If not why not and what are the details of unpaid amounts?
12. Why has no Post Commencement Finance (PCF) been made available to SA Express whereas PCF of R 5,5 billion was made available to SAA given that both companies are State Owned Companies?