

2 November 2020

Hon. Gwede Mantashe
Minister
Department of Mineral Resources and Energy

Email: Vuyelwa.Siyeka@dmre.gov.za; George.Lekorotsoane@dmre.gov.za

Cc: Nombuso.Ncwana@dmre.gov.za; Buang.Mokate@dmre.gov.za;
Nathi.Shabangu@dmre.gov.za; Abednigo.Hlungwani@dmre.gov.za;
Mamabefu.Modipa@dmre.gov.za; Lloyd.Ganta@dmre.gov.za

Cc: NNR - gmoonsamy@nnr.co.za

Dear Minister Mantashe,

RE: CIVIL SOCIETY REPRESENTATION ON NATIONAL NUCLEAR REGULATOR BOARD

1. The Organisation Undoing Tax Abuse, known as OUTA, is a Non-Profit Company incorporated in terms of the Companies Act, 2008, and has been approved as a public benefit organisation in terms of the Income Tax Act, 1972.
2. OUTA is funded by ordinary South Africans, as well as small and medium-sized local businesses who believe in and support its civil activism. The funders support OUTA's vision of an engaged and empowered civil society that ensures the responsible use of tax revenues throughout all levels of government.
3. OUTA's core aim is to ensure that tax revenue is expended in a frugal and lawful manner, unimpeded by the rising tide of the inappropriate use of state authority and power. OUTA's central aim is to promote public accountability, transparency, and good public governance. The mandate requires OUTA to investigate and challenge alleged corruption and other acts of poor governance.

ORGANISATION UNDOING TAX ABUSE NPC

Reg No.: 2012/064213/08

Directors: W Duvenage (CEO), Adv. S Fick

Non-Executive Directors: F Adam (Chair), P Majozi, W Modisapodi, LP Pauwen, T Pillay Van Graan, Dr H Volmink

Address: O'Keeffe & Swartz Building, 318 Oak Avenue, Randburg, Gauteng

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4. OUTA is writing to request clarity regarding the process of appointing board members to the National Nuclear Regulator (NNR) and the representation by civil society on said board.
5. OUTA was referred to the DMRE by the NNR representative MR Gino Moonsamy. Mr Moonsamy told OUTA to write to a Mr Lloyd Ganta who was the relevant person to deal with the matter above.
6. On 23rd September, OUTA wrote to Mr Ganta, the letter is included for completeness.
7. On 24th September 2020, Mr Ganta wrote the following email:

“Good Morning Ms McDaid,
Please note that any official correspondence to the Department of Mineral Resources and Energy must be addressed to the Director General: Adv. Thabo Mokoena, sent to Abednigo.Hlungwani@dmre.gov.za and copied to Mamabefu.Modipa@dmre.gov.za
Regards
Lloyd Ganta”
8. The matter for your attention is outlined in detail in the letter of the 23rd September 2020.
9. On 25th September 2020, OUTA wrote to the DG, Adv. Mokoena. The letter is attached for completeness.
10. On 25th September, automatic acknowledgements of read email were received from G. Moonsamy, L. Ganta, and M. Modipa.
11. A formal acknowledgement of the letter from the DMRE was received from Ms Modipa on 28th September 2020.
12. On 28th September 2020, automatic acknowledgement of receipt of email was received from A. Hlungwani.

13. No substantive response was received from any of the officials at the DMRE.
14. On the 10th October 2020, OUTA sent an email querying the lack of substantive response to our letter of the 25th September 2020.
15. On the 10th October 2020, automatic acknowledgement of receipt was received from G. Moonsamy, A. Hlungwana and on 12th October, from M. Modipa.
16. OUTA has followed an administrative process to gain information to something that should be publicly available and it is disturbing to note that after five weeks, no substantive response is forthcoming to what should be a routine inquiry.
17. Given the seriousness of nuclear governance, we would appreciate a prompt response to give clarity regarding: 1) the process conducted of appointing board members to the NNR and 2) clarity and evidence of the representation by civil society on the board of the NNR. (please see attached letter of 23rd September 2020).
18. Kindly acknowledge receipt of this letter.

Kind regards,



Liz McDaid
Project Manager: Energy Governance
Liz.mcdaid@outa.co.za