

16 March 2021

The Directors
Electronic Toll Collection (Pty) Ltd
36 Assegaai Wood Road
Centurion

ATTENTION: Mr Ettienne du Toit (ETC)

COPIED: Mr Steven Powell (ENS)
Mr Roy Gillespie (ENS)

By email: ettienne.dutoit@etc-solutions.co.za
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Dear Sirs

AGREEMENT - ELECTRONIC TOLL COLLECTION (PTY) LTD & PROASH PROPERTY INVESTMENTS (PTY) LTD

1. We refer you to the above-mentioned matter.
2. Further to our letter dated 15th of March 2021, we would like to bring the following to your attention.
3. Parliamentary Questions & Answers
 - 3.1 In 2012 there were two Parliamentary questions asked to the Minister of Transport. Both questions related to the sub-contractors involved with the ETC consortium.
 - 3.2 The Minister's answers were published on the 14th of September 2012 and the 14th of November 2012, respectively. None of the two answers indicated that Proash was contracted by ETC.
 - 3.3 It is difficult to understand why the Minister would leave out Proash as a sub-contractor to ETC on two occasions on information received from SANRAL. What was the reason for SANRAL and/or ETC to hide the fact that Proash was an ETC sub-contractor on the GORT project from even before the tender was awarded?
 - 3.4 The Parliamentary Questions and Answers are attached hereto for your convenience.

4. Proash VAT Registration

- 4.1 The VAT number provided by Proash on their Supplier Application Form and the e-filing printout copy appears suspicious. No such VAT number or VAT vendor can currently be traced on the SARS e-filing system.
- 4.2 Copies of the Proash invoices provided to ETC at the time will give more clarity on this concern as Proash would surely have their VAT number on their invoices
- 4.3 It should also be established if ETC claimed back the VAT on the payments to Proash and if Proash did indeed pay over the VAT to SARS.

5. BEE Certificate

- 5.1 The BEE Certificate attached to the Proash Supplier Application Form appears to be very suspicious.
- 5.2 The certificate was issued by “Independent BEE Consulting Services” with business address 37 Overport Drive, Durban, 4001. This address appears to belong to “Charles Pillay Liasides & Associates Attorneys”, who share an office with “L. Pillay Attorneys”.
- 5.3 “Independent BEE Consulting Services” could also not be found as an Accredited Verification Agency on the South African National Accreditation System (SANAS) database or registered as a Close Corporation or a Private Company at CIPC.
- 5.4 It also seems very strange that a Verification Agent would make so many mistakes with their client's basic information. Proash’s name is misspelt, the registration number is wrong, and the address as it appears on the certificate is also incorrect.
- 5.5 Either Proash used a very unprofessional and incompetent agent, or an accredited Verification Agent did not issue this certificate.
- 5.6 Did ETC ever follow up and verify this certificate which was one of the contract requirements with Proash.

6. Proash Auditors – Bhyat Raboobee & CO

- 6.1 The auditors of Proash, Bhyat Raboobee & Co (Chartered Accountants SA), could not be found as registered Chartered Accountants on the SAICA database, nor could we find any reference to these auditors on open source information platforms.
- 6.2 However, we could establish the identity of Ms FD Sarang (Professional Associate), who signed the auditor's notification as attached to the Proash Supplier Application Form.

Sarang is a member of Johannesburg Accounting Services CC, who submitted all company documents to CIPC.

- 6.3 It seems that Ms Fazila Dawood Sarang (ID: 6201010175084) was also a co-director of messers Mahomed and Bawa in two other companies registered as “Blue Nightingale Trading 214 (Pty) Ltd” and “Silver Falcon Trading 63 (Pty) Ltd”.
- 6.4 It is also strange that the auditor's confirmation letter refers to Proash Marketing and Consulting (Pty) Ltd (formerly Proash Property Investments (Pty) Ltd). This is not the trade name submitted to ETC when the agreement was signed (Proash Business Services (Pty) Ltd), and it once again raises suspicions regarding Proash.
7. All the issues raised above and in our letter of the 15th of March 2021 raises the suspicions regarding Proash and the agreement that it entered into with ETC and the real reasons and intention for the said agreement.
8. ETC cannot ignore all these allegations and misrepresentations. We, therefore, repeat our request for an independent investigation that we believe ENS Africa, being a very reputable and capable forensic investigation company, will be able to perform. We once again request that the ENS Africa findings will be made available to OUTA and made public.
9. We trust that you will find the information helpful with your investigations,
10. Please acknowledge receipt of this correspondence.

Kind regards



Stefanie Fick
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