

**THE COMPETITION TRIBUNAL**

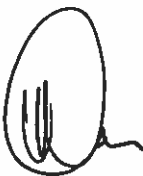
**PERFORMANCE REPORT**

**1st APRIL 2016 – 31st MARCH 2017**

**QUARTER 1 and QUARTER 2**

**Reviewed for submission by :**

Lerato Motaung (Registrar)

Signature: 

Date: 31/10/2016

**Reviewed and verified for approval by :**


Janeen de Klerk (Chief Operating Officer)

Signature: 

Date: 31/10/2016

**Approved by**

Norman Manoim (Chairperson)

Signature: 

Date: 31/10/2016



STRATEGIC FOCUS AREA 1:		ADJUDICATIVE EXCELLENCE		QUARTER 1		QUARTER 2		YEAR TO DATE		REASONS FOR DEVIATIONS	
CURRENT BUDGET		R 23 260 930 03		R 6 964 693 26		R 1 508 979 26		R 11 473 672 52		Budget divided equally across 4 quarters	
ACTUAL EXPENDITURE		R 10 571 709 47		R 4 969 517 98		R 2 607 893 59		R 10 571 709 47			
<p>GOAL STATEMENT</p> <p>STRATEGIC OUTCOME</p> <p>TO ENSURE EFFECTIVE AND EFFICIENT ADJUDICATION ON MATTERS BROUGHT BEFORE THE TRIBUNAL</p>											
STRATEGIC OBJECTIVE	STRATEGIC STATEMENT	OUTCOME	PERFORMANCE INDICATORS	ANNUAL TARGET	PRIOR YEAR ANNUAL PERFORMANCE	TARGET Q1	PERFORMANCE Q1	TARGET Q2	PERFORMANCE Q2	4Q/ YTD PERFORMANCE YEAR TO DATE	EXPLANATIONS FOR DEVIATIONS
<p>THE MAIN ASSUMPTIONS OF JUDICIAL EFFICIENCY IN THE NEWLY ADOPTED TIME FRAME</p>	<p>Improvement in the handling of judgments/decisions in time with adopted time frames</p>	<p>Expedient conclusion of matters</p>	<p>Reasons for prohibited practice cases issued to parties in accordance with delivery estimates per category A, B and C</p>	A - 100 business days	No reasons issued	A - 100 business days	No reasons issued	A - 100 business days	No reasons issued	No reasons issued	No reasons issued this quarter and year to date
				B - 125 business days	No reasons issued	B - 125 business days	No reasons issued	B - 125 business days	0%	Reasons were issued in one matter and they were issued 78 days out of time The resignation of a case manager and the lack of capacity amongst Tribunal members caused this delay	
				C - 150 business days	100%	C - 150 business days	0%	C - 150 business days	100%	No reasons issued this quarter and target met for year to date	
				80%	77%	80%	39%	60%	7%	17%	<p>Target not met for quarter and year to date</p> <p>14 out of 15 decisions issued were late</p> <p>The shortest period out of time being 1 day and the longest being 82 days</p> <p>50% of the reasons are late by less than 10 days</p> <p>36% of the reasons are more than 20 days overdue while the remaining 14% are more than 60 days overdue</p> <p>The delay in the issuing of reasons is a result of the lack of capacity amongst Tribunal members</p> <p>Tribunal members find less time to focus on decision writing as they are required to sit on numerous panels</p>
<p>EFFECTIVE BUSINESS APPLICATIONS</p>	<p>Enhance record keeping, performance and case flow management by harnessing technology and functionality of business applications</p>	<p>Improved management information to inform strategic decision making and access to historical data</p>	<p>Enhancement of case management system functionality in the new project plan</p>	25% of agreed plan implemented according to agreed plan	No formal plan in place but manual reliance being reduced	Annual not quarterly target	We continue to work with our reports to reduce reliance on manual reports	Annual not quarterly target	Electronic data being verified straight from system and continuing to look at new ways of using technology and decreasing reliance on manual systems	Focusing on increased reliance on system as opposed to manual report development	No formal plan in place but we continue to reduce reliance on manual processes for determining performance against predetermined targets
				75% of agreed plan implemented according to agreed plan	Phase 2 key improvements completed by December 2016	Annual not quarterly target	Focusing on ensuring current CMS remains stable while we consider migrating to a new system	Annual not quarterly target	Continue to assure system remains stable while we migrate to new system	Focusing on ensuring CMS remains stable while we develop process to migrate to new system	
				100%	No reasons issued	100%	No reasons issued	100%	0%	Target met and exceeded for quarter and year to date	
				100%	No reasons issued	100%	No reasons issued	100%	0%	Target not met for quarter and year to date	





**STRATEGIC FOCUS AREA 3 - QUARTER 2 - 2016/2017**

STRATEGIC FOCUS AREA 1:	ACCOUNTABLE TRANSPARENT AND SUSTAINABLE ENTITY				REASON FOR DEVIATIONS
	CURRENT BUDGET	QUARTER 1	QUARTER 2	YEAR TO DATE	
	ACTUAL EXPENDITURE				
	R 6 883 100.48	R 1 428 611.12	R 2 301 424.12	R 3 630 105.24	Spent divided equally across 4 quarters
	R 1 286 310.44	R 1 587 523.77	R 1 609 046.87	R 1 286 310.44	

**GOAL STATEMENT**  
**STRATEGIC OUTCOME**  
**TO ENSURE THE TRIBUNAL HAS EFFECTIVE STRATEGIC LEADERSHIP, ADMINISTRATION AND MANAGEMENT THROUGH ADHERENCE TO GOOD GOVERNANCE AND SOUND BUSINESS PRACTICE.**

STRATEGIC OBJECTIVE STATEMENT	OUTCOME	PERFORMANCE INDICATORS	ANNUAL TARGET	PRIOR YEAR 2015/2016 PERFORMANCE		TARGET	PERFORMANCE	TARGET	PERFORMANCE	ANNUAL PERFORMANCE YEAR TO DATE	EXPLANATIONS FOR DEVIATIONS
				Q1	Q2	Q1	Q2	Q1	Q2	YEAR TO DATE	
<b>GOOD GOVERNANCE</b> Increase the level of compliance with the principles of good governance	Accountable and transparent Public Entity	Achieve an unqualified Audit Outcome year on year	Unqualified audit - no issues of governance raised	Final report - no issues of governance raised	Annual target met for second quarter	Final report - no issues of governance raised	Final report - no issues of governance raised	Unqualified audit - no issues of governance raised	Final report for 2015/2016 - no issues of governance raised	Final management report for 2015/2016 - no issues of governance raised	Target met
<b>EFFECTIVE OVERSIGHT STRUCTURES</b> Maintain effective oversight structures that promote sound business practice	Sound Business Practice	Achieve an unqualified Audit Outcome year on year	Unqualified audit - no issues of governance raised	Final report - no issues of Governance raised	Annual target met for second quarter	Final report - no issues of Governance raised	Final report - no issues of Governance raised	Unqualified audit - no issues of governance raised	Final management report for 2015/2016 - no issues of governance raised	Final management report for 2015/2016 - no issues of governance raised	Target met
<b>EFFECTIVE MANAGEMENT OF THE BUDGET</b> Structure financial management that provides effectively and efficient use of resources	Optimal financial resource allocation and utilisation	Achieve an unqualified Audit Outcome year on year	Unqualified audit - no findings of material financial expenditure	Final report - has findings and wasteful expenditure	Annual target met for second quarter	Final report - has findings and wasteful expenditure	Final report - has findings and wasteful expenditure	Unqualified audit - no issues of governance raised	Final report for 2015/2016 - no issues of governance raised	Final management report for 2015/2016 - no issues of governance raised	Target not met - The Tribunal had to rely primarily to SARS in line with a VDP application. Controls have been implemented to prevent the going forward
<b>FINANCIAL GOVERNANCE AND REPORTING</b> Ensure a sound control environment and monitor	Compliance to requirements as an accountable transparent institution	No material misstatements for May submission	No material misstatement on May submission	Final report - no material misstatements	Annual target met for second quarter	Final report - no material misstatements	Final report - no material misstatements	Final management report for 2015/2016 - no material misstatements	Final management report for 2015/2016 - no material misstatements	Final management report for 2015/2016 - no material misstatements	Target met
<b>SUSTAINABLE CAPACITY</b> Ensure that the Tribunal effectively leverages employee skills by providing, retaining and developing high quality people	Strengthen the Tribunal's organisational capacity and performance to deliver on its legislative mandate	Implementation of Case Management Graduate Internship Agreements	Graduate Internship implemented	Policy in final draft and 2 interns employed	Graduate Internship requirements	Implemented and currently employed	Implemented and currently employed	Graduate Internship requirements	Implemented and currently employed	Implemented and currently employed	Target met