### THE COMPETITION TRIBUNAL

## PERFORMANCE INFORMATION REPORT

#### QUARTER 3

1st APRIL 2018 - 31st MARCH 2019

### Reviewed for submission by:

Tebogo Mputle (Registrar/Head of Registry)

Signature:

Date: 6/2/2019

### Reviewed and verified for approval by:

Janeen de Klerk (Chief Operating Officer)

Signature:

Norman Manoim (Chairperson)

Signature:

Approved by

Date: 4/2/2019

Date: 7 /2 /20 /9

STRATEGIC FOCUS AREA 1 - 1 APRIL 2018 - 31st MARCH 2019

STRATEGIC FOCUS AREA 1	CUS AREA 1:	ADJUDICATIVE	ADJUDICATIVE EXCELLENCE	The state of the s				QUARTER 1		QUARTER 2		QUARTER 3	
					CURRENT BUDGET	E 30 g61,169 cc R		R 7 853,522 00		R 7,108 778 00			R 7.168.78200
					ACTUAL EXPENDITURE	N 19, 125 cos 15		R 0 053 452 67		Resembine			R 8 352 972 12
LOAL STATEMENT		20		824	5 5 5 5		THE REAL PROPERTY.						
STRATEGIC OUTCOME	ă						IO ENSURE	IO ENSORE EFFECTIVE AND EFFICER! ADJUDICATION ON MATTERS BRUDGHT BEFORE THE TRIBUNAL	ADJUDICATION	ON MAJIERS BROOGHI B	Ţ	EFORE THE INIBUNA	ET ORE THE TRIBUNAL
STRATEGIC	STRATEGIC OBJECTIVE	E CHITCOME		PERFORMANCE	ANNUAL TARGET	PRIOR YEAR ANNUAL PERFORMANCE	TARGET	PERFORMANCE	TARGET	PERFORMANCE		TARGET	PERFORMANCE
OBJECTIVE	STATEMENT			INDICATORS			C!	Qi	æ	02		qı	ea es
CASE MANAGEMENT	Metters brought before the Tribunal are heard within the	he Hearings are set down the which required terms farmes		% of large mergers to be set down for the baddrating of a thering or a pre-hearing within 10 brainess days of the filling of the merger celerus	80%	71.00%	No.	428	80%	1823		80%	
				% of intermediate and amali mapper considerations to be set down for the beginning of a hasting or a pre-hearing within 10 business days of the except of the Commission's record	70%	407	ž	98	70%	9%	of the course	Yar	No. Intermediate mergers were set down during this period
			% of large reced to p business of	% of large merger orders sexued to parties within 10 business days of last hearing date	95%	10d both	200	19001	446	829		90%	NODA NODA
			% of large seund to bushness seund	% of large merger reasons sexed to paries within 20 business days of order being sexed	60%	90.91%	3	20%	9	72%		80%	20%
TIMEDUS ISSUING OF JUDGEMENTS	Improvement in the Issuing of judgementa/decisions in line with adopted time frames	g of Expeditious conclusion of with matters		% of intermediate and arnall manger consideration orders assued to parise within 10 testiness days of lest hearing date	80%	75.00%	93	1001	99	to orders issued this quarter	797	rfar 95%	
			% of inter- mangar or cenado to business or issued	% of intermediate and arnali rearger consideration reasons sound to purses within 20 usiness days of order being saued	80%	100.05%	3	9	00%	3		90%	90%. No reasons issued this queter

	EFFECTIVE BUSINESS APPLICATIONS				THEOUS ISSUMS OF JUDGEMENTS				PALLESCHO	STRATEGIC	GOAL STATEMENT STRATEGIC OUTCOME	31		STRATEGIC FOCUS AREA 1
	petiorinance and casellow management by farmerseling facility and functionality of business applications	Enhancing record keeping.			judgementadeelakons in fine with edopted time frames	representative the teacher of			- remaining	STRATEGIC OBJECTIVE				SAREA 1:
	information to Inform anniagic decision making and access to historical data	(4000)			Expeditores conclusion of matters					Эмоэтно				ADJUDICATIVE EXCELLENCE
Models developed and implemented that generate statistics pertaining to the adjudicative process	Apview CMS to determine if any additional enhancements required	CHS deemed to be sustainable	% of Interior relief reacons assed to purious within 20 trainees days of lest hearing date	% of orders for consent orders and settlement egreenwints assued to peries within 10 business days of last hearing date	% of procedural malter orders sound to purise within 45 business days of last hearing date (Pocedural matters shoulds interfacularly applications)	very complex metter )	or C (Prohibited prestore cases (Prohibited prestore cases refer to all complaints from the Commission: the complaints and the High Court - A refers as a simple metter. B to e	Researe for prohibited practice cases based to parties in cases based to parties in accordance with the delivery streets was a reference of R	State Section	PERFORMANCE				LLENCE
Assess models for enhancements and determine it my rew models need to be implemented	Plan andor Implament enhancements approved by ITSC	CAS assessed to deservine period of sustaintelley, Action plan experimented if australized inhibed to least train 5 years	1,000)	95%	185%	C- 150 business days	B = 126 business days	A = 100 business days		ANNUAL TARGET		ACTUAL EXPENDITURE	CURRENT BUDGET	
New models developed (useful satisfice) and nodels developed further to include statistics relating to sampled for meging parties, sat and rumber of lamping parties, sat and rumber of saterializes.	New larget in 2018/2019	CMS deemed to be austainable as per report presented by IT Administrator	No realized based	DI 52%	80 00%	No reasons taxand	100 00%	60.00%		PRIOR YEAR ANNUAL PERFORMANCE		R 19 875.000 15	R 30.683.468.09	
Annual tespet but propose to be reported quantary in ill apport	Ampal toppe lod joughest is be reported outlinessy It's report	Armual bright but properties to be propertied to annexify in a paper. It is appear.	*900*	95%	165	- 100 Matricess days	5 - 125 business dep	& - 100 business days	ē	1301W1	TO ENSURE			
Useful statistics model been developed being tested before implementation	New major enchancement implemented for the Case Managerrank Division. (Case Manager lab wittin the CAS). Reported on in the quarterly report	The current sustainability is limited to least them 5 years due to support for the current version of the CMS ending in the life quester of 2022. We are untaking an upgrade to the least version a validable, and if there are no leases with current system clickwing the upgrade to decirely all the properties of the supported on in quarterly report. Reported on in quarterly report.	No reasons issued	986	9	No respons issued	No reason issued	No reasons laused	ů.	PERFORMANCE	TO ENSURE EFFECTIVE AND EFFICENT ADJUDICATION ON MATTERS BROUGHT BEFORE THE TRIBUNAL	R # 853 452 87	R 7 883,522.00	QUARTER 1
Arrenal target but progress to be reported quarterly in IT report	Ammail targe but, progress to be expedited quarterly to 17 apport.	Annual larget but progress to be experted quetars) in il report	100%	95%	100	C-156 business	B - 125 hummass days	A - 100 betweets days	£	TARGET	ADJUDICATION			
Useful statistics model been developed and new reports added Centian of these reports were used in the Tribunal's ennual report	The system is being edjusted to capture the due date for respons of all case types. This will be effected in production in October 2018	It has been determined that upgrading CAS requires an update of software that operates in the backand system. The Troumal is the process of invendigating the coat and tips of stational share that best fits the system and the Tribunal's requirements.	No ressons issued	100%	100%	No reasons lacced	100%	3	e	PERSONMANCE	ON MATTERS BROUGHT BEI	R E COS 273 BG	R 7 168 778 00	QUARTER 2
Annual larger but propriets to the report of the propriets to the post of the	Armani saget but propers to be experted quentifyin 17 proof.	Arrand terges but program to the report qualitary in 11 report	100%	3	5	C-150 bys mean days	And in equipment 501 - 8	A - 100 bysiness cars	8	TARGET	ORE THE TRIBUN		The second secon	THE SAME
Useful alerteites model has been implemented.  Validation reports being developed with sentia provider being block and the provider being block and the being block and the development of a dashboard with septiationers as	A new exhancement is curevity in progress to add fewchart in CMS with regard to the required procedures and processes for all matters brought before the Tribunet in addition the Tribunet is looking at the inputting of data descity from the CMS into the website.  These exhancements are planned to be affected before in and of the control of the contro	Current austainability is limited to less than 5 years but the Tribural is in the process of esseating a solution that will increase the austainability beyond fine years. Progress on the list reported in the Tribural's questerly report.	No reasons issued	190%	71%	No ressons lesued	No reasons leaved	1,000	Q1	PERFORMANCE	AL.	R 6.252.972.32	R7.168.762.00	QUARTER 3
Various models are being developed and implemented in order to generals reports on distribution pertaining to the educations process of the second se	Enhancements planned have been therefore duty and new enhancements (dentified are planned for implementation).	While this is an annual larget we report on it quarterly. As indicated the current scalambility of the system is less than I/rey years. It is anticipated the an update with is implemented before year and and that this will increase the sustainability of the system.	No respons instead	97%	20%	No reasons listued	100%	80%	YEAR TO DATE	ANNUAL PERFORMANCE		R is and dop is	R 22 217 082 00	YEAR TO DATE
n Avrual target but quarterly progress being reported on se	ed Annual target but quarterly progress being reported on	od Annual larget but quarterly progress being reported on	Target could not be measured for this quarter or for the year to date as not reactive have been leaved to date.	Target exceeded for the quarter and year to date.	Target not mail for the quarter but exceeded for the year to date. In the current quarter 2 orders out of the 7 issued were not within target. One order for both interfacultry applications was issued and the order was issued with reasons: The order was issued if 5 business days outside of the required 45 business days. These was days outside of the penal member writing the reasons due to other work connectioned.	Taget could not be measured for this quarter or for the year to date as no reasons have been based to date.	Target could not be measured this quarter as no reasons were issued while the year to date larget has been exceeded.	Target expected for quarter and not road for year to date.  Reason have any years leaved in one simple case and these were leased within 132 days as they were a technical set of reason.  No action plan has been implemented as we see unable to assess the completely of the reason and the completely of the second in completely of a reason beauty of the maker of the maker of the maker.		EXPLANATIONS FOR DEVIATIONS		We have alightly underspent on this ine firm by approximately 11% and expect the expenditure to become closer to budget in the next quarter.		REASON FOR DEVIATIONS

# STRATEGIC FOCUS AREA 2 - 1 APRIL 2018 - 31st MARCH 2019

		STAKEHOLDER AWARENES		E.		STRATEGIC OBJECTIVE	STRATEGIC OUTCOME	GOAL STATEMENT			STRATEGIC FOCUS AREA 2
3 identify and address stakeholder needs and expectations in order to meet or	mergers and prohibited practice cases are made public within adopted delivery timeframes	Ensure communication pertaining to final decisions in		Ensure that an integrated communication plan is developed and implemented	SIATEMENT	STRATEGIC OBJECTIVE					
Level of stakeholder satisfaction	adjudication outcomes			A structured and focussed process to create and enhance avareness of the work of the Tribunal		OUTCOME					STAKEHOLDER RELATIONSHIPS
Stakeholder satisfaction survey results	% of press releases of final prohibited practice decisions communicated within 2 business days of order date	% of press releases of final merger decisions communicated within 2 business days of order date	Communication framework reviewed annually and quarierly communication repert on strategy and media coverage presented to EXCO	E-newsletter developed and placed on website	timbre of Own	PERFORMANCE					TIONSHIPS
Satisfaction survey is conducted by March 2019 and satisfaction levels targeted at 75%	90%	95%	Communication strategy and modal coverage reported quarterly	Service provider sourced to develop e-newsletter that is fully implemented and available on website		ANNUAL TARGET			ACTUAL EXPENDITURE	CURRENT BUDGET	
y New target in 2018/2019	80%	100%	Framework revised and changes were made but sill need to be implemented and framework approved	New larget in 20182019	PER CHARGE	PRIOR YEAR ANNUAL			R 806.623.62	R 1,189,402.38	
Annual target. Progress reported on quarterly in quarterly report	100%	75%	Annually review framework and report quarterly on communication strategy and media coverage	Annual target but progress reported on quarterly	Qt	TARGET		TO BUILD AND DEVELOP EFFECTIVE STAKEHOLDER RELATIONSHIPS			
Annual not a quarterly target	No decisions issed in prohibited practice cases and therefore no press release	95%	Review in progress. Strategy reported in quarterly report	Service provider appointed and work in progress	Q	PERFORMANCE		OP EFFECTIVE STA	R 277,365.86	R 283,681.69	QUARTER 1
Annual target Progress reported on quarterly in	100%	75%	Annually review framework and report quarterly on communication strategy and media	Annuaktarget but progress reported on quarterly	8	TARGET		KEHOLDER RE			
No progress in this regard as the communications position is currently vacant	50%	100%	Review in progress. Strategy reported in quarterly report	E-newsletter and is being electronically distributed and discussions taking place with service provider as to how it will be dealt with in new website	2	PERFORMANCE		LATIONSHIPS	R 300.695.62	R 283,681.79	QUARTER 2
Annual target. Progress reported on quantity in quantity in	100%	75%	Annually review framework and report quarterly on communication strategy and media coverage	Annual target.but progress reported on quarterly	9	TARGET	Total Inches				
No progress in this regard as the communications position is currently vacant	100%	96%	Review in progress. Strategy reported in quarterly report	E-newsletter and is being electronically distributed and discussions taking place with service provider as to how it will be dealt with in new website	03	PERFORMANCE			R 228,562.14	R 283,681.58	QUARTER 3
Annual not a quarterly target	50%	97%	Progress is being made with regard to finalising framework. Quarterly reports are in place	Service provider appointed and work in progress	YEAR TO DATE	PERFORMANCE			R 806,623.62	R 851,045.06	YEAR TO DATE
No progress to date as this position has been vacant for a period. Meeting to discuss a survey planned for fourth quarter	Target met for quarter but not met for year to date. In the current quarter 1 final prohobited practice decision was issued and this was within the required time frame	Target exceeded for quarter and year to date, in the current quarter 28 press releases were issued for 30 final merger decisions and 2 of those issued were issued out of time due to housekeeping issues and these have been addressed internally	The framework is being reviewed and will be finalised k. and approved in the fourth quarter re	E-newsletter is being placed on the website currently in and we are in the process of discussing the way forward with the service provider updating our website		EXPLANATIONS FOR DEVIATIONS		A PART TO A PART OF THE PART O	We have slightly underspent on this line Item by approximately 5% and expect the expenditure to become closer to budget in the next quarter.		REASON FOR DEVIATIONS

# STRATEGIC FOCUS AREA 3 - 1 APRIL 2018 - 31st MARCH 2019

פוואורפוט ו סכספ אויבא פי		TAPNE ZOID - JISCHIANCH ZOIS	010	Control of the Contro									
STRATEGIC FOCUS AREA 3		ACCOUNTABLE, TRAN	ACCOUNTABLE, TRANSPARENT AND SUSTAINABLE ENTITY	ABLE ENTITY			QUARTER 1		QUARTER 2		QUARTER 3	YEAR TO DATE	REASON FOR DEVIATIONS
				CURRENT BUDGET	R 10,802,521.37	THE PERSON NAMED IN	R 2,422,197.04		R 2 964,413.04		R 2,101,934.03	R 7 488,544.11	
				ACTUAL EXPENDITURE	R 5.988,618.11		R 1,762,641.44		R 2.367,950.04		R 1.858.026.63	R 5,988.618.11	We have underspent on this line flom by 20% but expect to get closer to budget in the next quarter.
GOAL STATEMENT			8	TO ENSURE THE TRIBUNAL HA	S	TEGIC LEADERSH	IIP, ADMINISTRATION .	AND MANAGEMENT TI	EFFECTIVE STRATEGIC LEADERSHIP, ADMINISTRATION AND MANAGEMENT THROUGH ADHERENCE TO GOOD GOVERNANCE AND SOUND BUSINESS PRACTICE.	TO GOOD GOVERN	IANCE AND SOUND B	USINESS PRACTICE.	
STRATEGIC OUTCOME		TOTAL PROPERTY.	The second				The state of the s	Section 1					
STRATEGIC OBJECTIVE	STRATEGIC OBJECTIVE	OUTCOME	PERFORMANCE	ANNUAL TARGET	PRIOR YEAR ANNUAL	TARGET	PERFORMANCE	TARGET	PERFORMANCE	TARGET	PERFORMANCE	ANNUAL PERFORMANCE	EXPLANATIONS FOR DEVIATIONS
	STATEMENT		INDICATORS		PENFORMANCE	10	01	02	02	03	0.5	YEAR TO DATE	
GOOD GOVERNANCE	Increase the level of compilance with the prescripts of good governance	Accountable and Vansparent Public Entity	Achieve an unqualified audit outcome year on year	Unqualified audit – no Issues of governance raised	Unqualified sudil achieved for 2D 16/2017 - no issues of governance raised	Annual target set for second quarter	Interim audit report Indicates we will receive a clean audit - no issues of governance raised	Unqualified audit - no issues of governance failed	Final audit report - dean audit opinion - no governance issues raised.	Annual target set for second quarter	Annual target achieved in the second quarter.	Final audil report - clean audit ophion - no governance issues raised.	Tergel exceeded for year to date as our target was an unqualified sudit but we received a clean audit
EFFECTIVE OVERSIGHT STRUCTURES	Maintain effective oversight structures that promote solid business practice	Sound Business Practice	Achieve an unqualified audit outcome year on year	Unqualified audit – no issues of governance raised	Unqualified audit achieved for 2016/2017 - no issues of governance raised	Annual target set for second quarter	Interim audii report Indicates we will receive a clean audii - no issues of governance raised	Unqualified audit • no issues of governance resed	Final audit report - dean audit opinion - no governance issues raised	Annual target selfor second quarter	Annual larget achieved in the second quarter.	Final audii report - clean audit opirion - no governance issues raised.	Target exceeded for year to date as our target was an unqualified audit but we received a clean audit
EFFECTIVE MANAGEMENT OF	Ensure financial management that promotes effective and efficient use of resources	Dolimal financial resource slocation and utits alion	Achieve an unqualified audit outcome year on year	fruibess Avasteful expenditure	Unqualified audit achieved for 2016/2017 - no findings of fruitess/wasteful expenditure	Annual target set for second quarter	Interim audii report indicates we will receive a clean audit - no issues of fruitess/wasteful expenditure raised	Unqualified audit - no findings of fruitless and transtellul expenditure raised	Final audii report - clean audit opinion no findings on fruitess and wasteful expenditure.	Annual target set for second quarter	Annual target achieved in the second quarter.	Final audit report - clean audit opinion no findings on fruitess and wasteful expenditure.	Target exceeded for year to date as our target was an unqualified audit but we received a clean audit
		Compliance to requirements	No material misstatements for May submission	No material misstatement on May submission	No material misstatements in May submission	Annual target set for second quarter	Interim audit Indicates that there are no material misstatements	No material misstatements in May submission	No material misstatements in May submission.	Annual target sol for second quarter	Annual target achieved in the second quarter.	No material misstatements in May submission.	Target met for quarter and year to date
FINANCIAL GOVERNANCE AND REPORTING	Ensure a sound control environment and monitor and maintain compliance and ensure that all reporting requirements are	as an accumination transparent institution	Submission against annual deadline	Annual reporting submission dates met May and July	Annual reporting submission dates for May and July met	Annual target set for second quarter	May deadline met. July target in next quarter	Annual reporting pubmission dates met May and July	May and July 2018 deadines were met.	Annual reporting submission dates met May and July	May and July 2018 deadlines were met.	May and July 2018 deadlines were met.	Target met for quarter and year to date
	met	Integrated risk management processes and combined assurance	Achieve an unqualified audit outcome year on year	Unquasifed audit – no issues of risk management raised	Unqualified audit achieved for 2016/2017 - no issues of risk management raised	Annual target set for second quarter	Interim audiit report indicates we will receive a clean audit - no issues of risk management raised	Annual larget set for second quarter	Final audilt report - clean audit opinion - no Issues on risk.	Annual target set for second quarter	Annual target achieved in the second quarter.	Final audii report - clean audit opinion - no issues on risk.	t Target exceeded for year to date as our farget was an unqualified audit but we received a clean audit
SUSTAINABLE CAPACITY	Ensure that the Tribunal effectively leverages employee skills by recruiting, retaining and developing high quality people	Strengthen the Tribunal's organisational capacity and performance to deliver on its legislative mandate	Implementation of case management praduate internships against plan	Graduale internship targets meet plan requirements.	2 LT Interns appointed for the period 1st January 2017 to 31st December 2017 4 vacation interns in July 2017	Graduale internship targets meet plan requirements	3 LT Interns appointed for period. Vacation internships to reported on in second quarter	Graduate internship targets meet plan requirements	3 LT Interns appointed for period. 3 vacation interns were employed in the Tribunal In July	Graduate interretipo targets meet plan requirements	2 Li interns employed for period January to December 2019	3 LT interns appointed for period. 3 vacation interns employed in the Tribunal during the July vacation	Target met as intensitip is implemented and maintained