

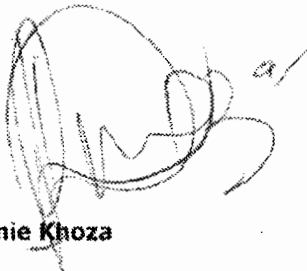
**BOARD NOTICE
RAADSKENNISGEWING**

BOARD NOTICE 102 OF 2008

CONSTRUCTION INDUSTRY DEVELOPMENT BOARD

THE CONSTRUCTION INDUSTRY DEVELOPMENT BOARD ACT, 38 OF 2000

The Construction Industry Development Board has in terms of Regulation 29 of the Construction Industry Development Regulations, 2004, (as amended), Regulations No 692 of 9 June 2004 (as amended) conducted hearings against the following contractors and is publishing the findings and sanctions imposed by the Investigations Committee:



Ronnie Khoza

Chief Executive Officer: Construction Industry Development Board

Contractor Name and location	CRS Number	Company/Corporation Registration Number	Nature of complaint
Henque 3645 CC Polokwane	153292	2000/070446/23	Presenting a SARS Tax Clearance Certificate that is not authentic, or not containing true, authentic information, with your application to amend your category status to the CIDB, in contravention of section 19 of the CIDB Act, no 38 of 2000, read with Regulation 10(6)(a) of the CIDB Regulations and the code of conduct for parties engaged in construction procurement.
Sanction imposed by CIDB Board			
<p>Effective Date: October 2008</p> <p>The Board orders:</p> <ol style="list-style-type: none"> 1. That, the current and pending application of Henque 3645 CC to amend its category status to a higher designation and a different class of works, not be considered by the CIDB, during the period referred to in paragraph 2 below and subject to the payment of a fine referred to in paragraph 4 below; and 2. That Henque 3645 CC (with registration number 2000/070446/23, and CRS number 153292) and any other legal entity of which Mr M Mampa (Identity number 631201 5490 082) is the sole member or director as per the Registrar of Companies or Close Corporations database, be prohibited from applying for an amendment of its category status to a higher grading designation or registration in a different class of works on the register of contractors, as listed in Schedule 3 of the CIDB regulations, for a period of twelve (12) calendar months, which period will commence from the effective date of this sanction, which is the date on which you receive this notice; and 3. That, the following specific provisos are set by the Board, pertaining to the continuation of or commencement of construction-related work falling within the ambit of the CIDB's mandate: 			

- Henque 3645 CC and any other legal entity of which Mr M Mampa (ID number 631201 5490 082) is the sole director or member as per the Registrar of Companies and Close Corporations' database, are prohibited to commence with, procure or attempt to procure any construction-related work falling within the ambit of the CIDB's mandate, for a period of **six (6) calendar** months, which period will commence from the effective date of the sanction, and
 - Henque 3645 CC and any other legal entity of which Mr Mampa (ID number 631201 5490 082) is the sole director or member as per the Registrar of Companies and Close Corporations' database, are allowed to continue with or complete any construction-related work falling within the ambit of the CIDB's mandate, which commenced prior to the effective date of this sanction.
4. Henque 3645 CC must pay a fine of R10 000.00 in no more than five instalments during the period of prohibition referred to in **paragraph 2** above, in terms of sub-regulation 29(20)(e) of the CIDB regulations.
5. The following proviso set by the Board, pertaining to the prohibition periods referred to in **paragraph 2 and 3** and the payment of the fine:
- That the mentioned periods of prohibition will continue to be effective beyond **twelve (12) and six (6) calendar months respectively**, from the effective date of this sanction in the event that Henque 3645 CC fails to settle the full fine on or before the date the periods lapses, in which case the prohibitions will remain effective until the fine has been paid in full.

Gazette notice for concluded hearings
August 2008

Contractor Name and location	CRS Number	Company/Corporation Registration Number	Nature of complaint
Vumani Consultants CC Nelspruit	239845	1994/027813/23	Presenting a forged CIDB certificate to the Department of Public Works, Mpumulanga Provincial Government, in order to be awarded work from them, in contravention of Section 18(2) of the Act, and that you have attempted to carry out construction works or a portion thereof under a public sector contract, whilst not being a registered contractor of the Board.

Sanction imposed by CIDB Board

Effective Date: October 2008

The Board orders:

1. That, in terms of sub-regulation 29(20)(f) of the CIDB regulations, Vumani Consultants CC (registration number CK number 1994/027813/23) and any other legal entity of which Mr Mandla Percy Sibozza (ID number 570107 5456 085) and Mrs Margaret Sibozza (ID number 600804 0110 089) and/or are the only director or member, or any other entity of which Mr Mandla Percy Sibozza (ID number 570107 5456 085) and Mrs Margaret Sibozza (ID number 600804 0110 089) jointly are the only directors or members, as per the Registrar of Companies and Close Corporations' database, be barred from applying for registration on the Register of Contractors, in any class of construction works listed in Schedule 3 of the CIDB regulations, for a period of **twelve (12) calendar months**, which period will commence from the effective date of this sanction, which is the date on which you receive this notice; and
2. That, Vumani Consultants CC and any other legal entity of which Mr Mandla Percy Sibozza (ID number 570107 5456 085) or Mrs Margaret Sibozza (ID number 600804 0110 089) and/or are the only director or member, or any other entity of which Mr Mandla Percy Sibozza (ID number 570107 5456 085) and Mrs Margaret Sibozza (ID number 600804 0110 089) jointly are the only directors or members, as per the Registrar of Companies and Close Corporations' database, are prohibited to commence with, procure or attempt to procure any construction-related work falling within the ambit of the

- CIDB's mandate, from the effective date of the sanction and during the prohibition period referred to in **paragraph 1** above; and
3. That Vumani Consultants CC and any other legal entity of which Mr Mandla Percy Sibozza (ID number 570107 5456 085) or Mrs Margaret Sibozza (ID number 600804 0110 089) are the only director or member, or any other entity of which Mr Mandla Percy Sibozza (ID number 570107 5456 085) and Mrs Margaret Sibozza (ID number 600804 0110 089) together are the only directors or members, as per the Registrar of Companies and Close Corporations' database may apply for registration on the Register of Contractors immediately after the expiry of the prohibition period referred to in **paragraph 1** above, but subject to the payment of the fine referred to in **paragraph 4** below, which application will be assessed as a new application, in terms of the CIDB regulations; and
 4. That Vumani Consultants CC must pay a fine of R15 000.00 in no more than 5 (five) instalments, in terms of sub-regulation 29(20)(e) of the CIDB regulations, during the period of prohibition referred to in **paragraph 1** above.
 5. The following proviso set by the Board, pertaining to the prohibition period referred to in **paragraph 1** and the payment of the fine:
 - That the mentioned period of prohibition will continue to be effective beyond **twelve (12) calendar months** from the effective date of this sanction, in the event that Vumani Consultants CC fails to settle the full fine on or before the date that the period lapses, in which case the prohibition will remain effective until the fine has been paid in full.

Notice of publication in terms of Construction Industry Development Board Regulation 29(21) of the findings and sanctions imposed by the Investigations Committee at regulatory hearings held in Pretoria.
