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| BUDGET AND TREASURY DEPARTMENT | Doc Nr | |
| ASSET DISPOSAL MANAGEMENT POLICY | Version | 01 |
| | Issue Date | |
| | Next Review Date | |



ASSET DISPOSAL MANAGEMENT POLICY

Signatories

The signatories hereof, confirm acceptance of the contents, recommendation, and adoption hereof.

| | | | |
|--------------------------------|---|------------------------|-------------------|
| TITLE | ASSET DISPOSAL MANAGEMENT POLICY | | |
| APPROVED DATE | | PAGES | 31 |
| EFFECTIVE DATE | | REVIEW DATE | |
| ROLE | DESIGNATION | OFFICIAL/MEMBER | SIGNATURES |
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| DOCUMENT CONTROL PAGE | | | | |
|---|--|----------------------|-------------------------|-------------------|
| Document title | ASSET DISPOSAL MANAGEMENT POLICY | | | |
| Creation date | MAY 2025 | | | |
| Effective date | | | | |
| Status | Draft | | Final | |
| Version | 01 | | | |
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| Distribution | <ul style="list-style-type: none"> • Council • Accounting Authority and Committees • Municipal Officials • Relevant Stakeholders | | | |
| Classification | Restricted | N/A | Confidential | N/A |
| Revision | Version Number | Revision Date | Revision Details | Revised by |
| Review History | | | | |
| | | | | |

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1. DEFINITIONS AND ACRONYMS

1.1 Statutory and Regulatory

This Procedure applies to the following meanings and interpretations:

| # | TERM | DESCRIPTION |
|-----|---------------------|---|
| 1.1 | Treasury Regulation | <p>Regulations issued by National Treasury for the Departments, Trading Entities, Constitutional Institution and Public Entities dated March 2005.</p> <p>Treasury Regulation 16A3 stipulates the following:</p> <p>16A3.1 That the Accounting Officer or Accounting Authority of an institution to which these regulations apply must develop and implement an effective and efficient supply chain management system in his or her institution for amongst others:</p> <ul style="list-style-type: none">a. The acquisition of goods and services; andb. The disposal and letting of state assets, including the disposal of goods no longer required. <p>16A3.2 A Supply Chain Management System referred to in paragraph 16A3.1 must -</p> <ul style="list-style-type: none">(a) be fair, equitable, transparent, competitive and cost effective;(b) Be consistent with the Preferential Procurement Policy Framework Act, 2000 (Act no. 5 of 2000 as amended by preferential procurement Regulations, 2011)(a) be consistent with the Broad Base Black Economic Empowerment Act, 2003 (Act no. 53 of 2003); and(b) provide for at least the following:<ul style="list-style-type: none">(i) demand management(ii) acquisition management(iii) logistic management(iv) disposal management(v) risk management(vi) regular assessment of supply chain performance. <p>16A7 Disposal and letting of state assets</p> <p>16A7.1 Disposal of movable assets must be at a market related value or by way of price quotation, competitive bids or auction, whichever is most advantageous to the state. Unless determined otherwise by relevant treasury.</p> <p>16A7.2 Notwithstanding the provisions of paragraph 16A7.1, The Accounting Officers and the Accounting Authorities may transfer movable assets free of charge to other departments, constitutional institutions or public entities by means of formal vouchers.</p> <p>16A7.7 The Accounting Officer or the Accounting Authority must, when disposing of computer equipment, firstly approach any state institution involved in education and / or training to determine whether such an institution requires such equipment. In the event of the computer equipment being required by such a state institution, the Accounting Officer or Accounting Authority may transfer such equipment free of charge to the identified institution.</p> <p>Treasury Regulation 10.1.1 and 10.1.2 state</p> |

| # | TERM | DESCRIPTION |
|------|---|--|
| | | <p>10.1.1 The Accounting Officer of an Institution must take full responsibility and ensure that proper control systems exist for assets</p> <p>10.1.2 The Accounting Officer must ensure that processes [whether manual or electronic] and procedures are in place for the effective, efficient, economical and transparent use of the Institutions assets.</p> |
| 1.2 | Disposal | Means the elimination of a movable asset, immovable, which include obsolete, redundant and unserviceable assets, from the accounting records and Asset Register of the Municipality by means of approved and authorized procedures. |
| 1.3 | Asset | Is a resource owned and controlled by the Municipality as a result of past events and from which current or future benefits are expected to flow to the Municipality |
| 1.4 | Asset Register | Municipalities database of all movable and immovable assets with values. |
| 1.5 | Redundant Assets | Items that are new, serviceable, old, outdated as a result of new development / technology or repairable but are no longer required by the user. These items can still be used or distributed to other offices within the Municipality or to other Municipalities/Entities and other Departments within the Province. |
| 1.6 | Obsolete Assets | Items that are too old and are of no further use by the Municipality and/or spares are not available anymore to repair such items, or items no longer in use elsewhere or items no longer suitable for the use they were originally purchased for. |
| 1.7 | Unserviceable Assets | Items owing to normal wear and tear have become unfit for use and are no longer suitable for the use they were originally been purchased for or not safe to use or uneconomical to repair |
| 1.8 | Serviceable Assets | Items that are still suitable for the purpose for which they were acquired for. |
| 1.9 | Circulation | Method of use to allow other Components/Directorates to acquire redundant assets within the Municipality. |
| 1.10 | Council | <p>Council means the Municipal Council of the Thulamela Local Municipality, its legal successors in title and its delegates.</p> <p>The Council shall establish a Disposal Committee. The Chairman of the Disposal Committee must be a senior independent official in Supply Chain Management that is not in control of any assets.</p> |
| 1.11 | Chairperson: Municipal Disposal Committee | An official appointed in writing by the Accounting Officer or his/her delegate to act in the capacity as Chairperson of the Departmental Disposal Committee. |
| 1.12 | Municipal Disposal Committee | Officials appointed in writing by the Accounting Officer or his/her delegate to act as members of the Departmental Disposal Committee. |
| 1.13 | Confirm Authority | The Confirming Authority is vested with the Accounting Officer or his/her delegate to confirm the decisions taken by the Municipal Disposal Committee. |

| # | TERM | DESCRIPTION |
|------|---------------------------|--|
| 1.14 | Buyer | Individual who is buying during the selling processes of Government owned assets |
| 1.15 | Sell by Quotation/ Tender | Method of selling other than an auction, whereby goods are sold on a quotation basis, adhering to SCM policy and regulations. |
| 1.16 | Acquisition of Assets | It refers to the acquisition of movable assets by means of purchasing, leasing, transfers in and donations |
| 1.17 | Market Value | Market value is defined as “the estimated amount for which an asset can be exchanged on the date of valuation between a willing buyer and willing seller”. |
| 1.18 | Fair Value | The fair value of an asset is the amount obtainable from the sale of the asset in an arm’s length transaction between willing parties less the selling costs. |
| 1.19 | Carrying Amount | Carrying amount is the amount at which an asset is recognized after deducting any accumulated depreciation and accumulated impairment losses. |
| 1.20 | Substantive Asset Value | This is the value that can be ascertained for an asset within an open market at any given time. |
| 1.21 | Depreciation | A method of allocating the cost of a tangible asset over its useful life. |
| 1.22 | Accumulated Depreciation | The cumulative depreciation of an asset up to a single point in its life. The depreciation of an asset during a single period is added to the previous period’s accumulated depreciation to get the current accumulated depreciation. |
| 1.23 | Basic Municipal Services | Basic municipal service means a municipal service that is necessary to ensure an acceptable and reasonable quality of life and which, if not provided, would endanger public health or safety or the environment |
| 1.24 | Land held for sale | This refers to property owned by Thulamela Local municipality with the intention of selling it in future. This type of asset is classified as a current asset on the balance sheet as it is expected to be sold within a relatively short period, usually within a year. |

1.2 ACRONYMS

| # | TERM | DESCRIPTION |
|--------|------|---|
| 1.2.1 | TLM | Thulamela Local Municipality |
| 1.2.2 | AMP | Asset Management Plan |
| 1.2.3 | AO | Accounting Officer |
| 1.2.4 | ASB | Accounting Standards Board |
| 1.2.5 | ATR | Asset Transfer Regulations |
| 1.2.6 | CPO | Chief Finance Officer |
| 1.2.7 | DRC | Depreciated Replacement Cost |
| 1.2.8 | GRAP | Generally Recognized Accounting Practice |
| 1.2.9 | HOD | Head of Department |
| 1.2.10 | MDA | Municipal Demarcation Act (No. 27 of 1998) |
| 1.2.11 | MFMA | Municipal Finance Management Act (No. 56 of 2003) |
| 1.2.12 | MM | Municipal Manager |
| 1.2.13 | MSA | Municipal Systems Act (No. 32 of 2000) |
| 1.2.14 | PPE | Property, Plant and Equipment |
| 1.2.15 | SCM | Supply Chain Management |
| 1.2.16 | VAT | Value Added Tax |

2. POLICY STATEMENT

- 2.1 Thulamela Local municipality commits that its assets to be disposed will no longer be needed for municipal use. This policy ensures that assets are disposed of in a transparent, efficient and responsible manner thereby maximising returns and minimizing environmental and social impacts.

3. PREAMBLE

- 3.1 In terms of section 63(2) (c) of the MFMA, the Accounting Officer must take all reasonable steps to ensure that the municipality has and maintains a system of internal control of assets and liabilities, including an asset and liabilities register as may be prescribed. Thus, the asset disposal management policy has been designed to prescribe the accounting and administrative policies and procedures relating to Property, Plant and Equipment of the Thulamela Local Municipality.

- 3.2 Section 14 of the Municipal Finance Management Act (Act No. 56, 2003) states:

3.2.1 A municipality may not transfer ownership as a result of a sale or other transaction, or otherwise permanently dispose of any capital asset needed to provide a minimum level of basic municipal services.

3.2.2 A municipality may transfer ownership or otherwise dispose of a capital asset, other than an asset mentioned above, only after the disposal committee meeting:

3.2.2.1 Has decided on reasonable grounds that the asset is not needed to provide the minimum level of basic municipal services; and

3.2.2.2 Has considered the fair market value of the asset and the economic and community value to be received in exchange for the asset.

4. PURPOSE

- 4.1 The purpose of this policy is to provide a framework for the management and disposal of the municipality's assets that are not needed/ declared redundant to provide the minimum level of basic municipal services and that are surplus to the municipality's requirements.

5. OBJECTIVES

The objectives of the Asset Disposal Policy are to:

- 5.1 Ensure that only assets that do not provide the minimum level of basic municipal services are disposed of.
- 5.2 Ensure that assets are not disposed when the disposal of the asset or the terms of the disposal of the asset could disadvantage the municipality or community financially or otherwise.
- 5.3 Ensure that all disposals are, in terms of section 14(5) of the Municipal Finance Management Act (Act No. 56, 2003), fair, equitable transparent, competitive and consistent with the Supply Chain Management Policy of the municipality; and
- 5.4 Ensure that assets disposed of are updated in the municipality's Asset Register timeously and accurately.
- 5.5 To unlock capital or a revenue income stream from the disposal of the assets;
- 5.6 To ensure adequate management and control over the disposal process.
- 5.7 To ensure proper reporting on the disposal process.
- 5.8 To ensure that the Asset Register is properly updated after the disposal process has been concluded
- 5.9 To promote and contribute to Government/national or provincial's broader social, economic and environmental policy objectives through disposal of assets.
- 5.10 To assist organisations and institutions in serving the poor and economically deprived by availing redundant assets for social upliftment.
- 5.11 To ensure effective and efficient control, utilization, safeguarding and management of the Municipality's Property, Plant and Equipment. (It seems like the municipality has separate or independent Asset management policy, if so why are they separated?)
- 5.12 To ensure that Managers and employees are aware of their responsibilities with regards to disposal of municipal assets.

- 5.13 To ensure compliance with all relevant standards, policies and procedures relating to Asset Management Disposal policy.
- 5.14 To Ensure that assets are not disposed when the disposal of the asset or the terms of the disposal of the asset could disadvantage the municipality or community financially or otherwise;
- 5.15 To Ensure that all disposals are, in terms of section 14 (5) of the MFMA, fair, equitable transparent, competitive and consistent with the Supply Chain Management Policy (SCM) of the municipality; and
- 5.16 To Ensure that assets disposed of are updated in the municipality's Asset Register timeously and accurately.

6. SCOPE

- 6.1 This policy will be applicable to all redundant, obsolete, unserviceable immovable and movable assets, namely vehicles, office furniture, office equipment, computer equipment, buildings, land held for sale, other machinery and equipment and inventory.

7. CORE GUIDING PRINCIPLES

7.1 VALUATION OF ASSETS

- 7.1.1 When a transfer or disposal of a capital asset is considered, the value of the asset should be determined in accordance with the applicable GRAP standards.

- 7.1.2 In the absence of guidelines through GRAP, any of the following valuation methods must be used:

7.1.2.1 Depreciated replacement cost (DRC): this is the cost to replace the asset less depreciation to take account of the age and condition of the asset;

7.1.2.2 Fair market value: this is the value that would be agreed between a knowledgeable and willing buyer and a knowledgeable and willing seller;

7.1.2.3 Historical cost, adjusted for depreciation and impairment: this is the original purchase price less adjustments for depreciation and impairment;

7.1.2.4 Realisable value: this is the amount that could be obtained from the transfer less any transfer and completion costs.

7.2 VALUATION OF LIABILITIES

7.2.1 When a liability specifically associated is to be transferred or disposed asset, the value of the liability must also be determined in accordance with the applicable GRAP standard the municipality applies in preparing its annual financial statements. Such calculations are only necessary where borrowings are transferred or disposed in terms of exempted capital asset transfers or disposals to other organs of state. In the absence of guidelines through GRAP, any of the following valuation methods must be used:

7.2.1.1 Settlement value: the amount that will be paid or the value of the service that will be provided to settle the liability;

7.2.1.2 Net present value: the value after discounting a future settlement value to a present value.

7.3 KINDS OF MOVEABLE ASSETS MANAGED BY THE MUNICIPALITY

The Thulamela Local Municipality, manages the following kinds of assets applicable to this policy:

7.3.1 Vehicles

7.3.2 Furniture

7.3.3 Computer Equipment

7.3.4 Office Equipment

7.3.5 Inventory (Land) & Consumables

7.3.6 Other Machinery & Equipment

7.4 KINDS OF IMMOVEABLE ASSETS MANAGED BY THE MUNICIPALITY

The Thulamela Local Municipality, manages the following immovable of assets applicable to this policy:

7.4.1 Land

7.4.2 Municipal Buildings

7.5 RELATIONSHIP WITH OTHER POLICIES

This policy needs to be read in conjunction with other relevant adopted policies of the municipality, including the following:

7.5.1 Asset Management Policy

7.5.2 Supply Chain Management Policy

7.5.3 Inventory Management Policy

8. ROLE PLAYERS & THEIR FUNCTIONS

8.1 ASSET MANAGEMENT OFFICIALS

8.1.1 Identification and forwarding of information on obsolete, redundant and unserviceable assets.

8.1.2 Compiling, up keeping and updating of the database of the items to be disposed.

8.1.3 Comparing the remaining useful life of an asset with the remaining current condition and assess whether the asset will remain in service until the estimated time.

8.1.4 Ensuring proper management, control and safeguarding of assets.

8.1.5 List the items to be disposed of, including values, current conditions and recommended disposal method.

8.1.6 Checking that goods to be disposed of do not contain material that is not intended for disposal.

8.1.7 Ensure proper storage of all items that are to be disposed of.

8.1.8 Manage collection of items to be disposed of in Components/Directorates/Offices to a central point.

8.2 MUNICIPAL DISPOSAL COMMITTEE

Appointment & composition of the disposal committee

8.2.1 All members of the Disposal Committee including the Chairperson must be appointed in writing by the Accounting Officer or his/her delegate.

8.2.2 The Municipality Disposal Committee shall consist of at least not less than 4 members and the Chairperson,

8.2.3 Composition of the committee – at least one member must be from the Technical department while one member must be from the Asset Office/SCM Office and the Chairperson must be a manager by rank and the other two members will be chosen by Accounting Officer's discretion.

8.2.4 Term of Office for the Municipal Disposal Committee will be determined by council

8.2.5 Members should have knowledge regarding various aspects of asset and asset management e.g. stocktaking, disposal, movement of items, history of equipment etc.

8.2.6 The code of conduct for the Municipality disposal committee members shall be in accordance with the code of conduct and regulations and policy applicable to Supply Chain Management.

8.3 FUNCTIONS OF THE MUNICIPAL DISPOSAL COMMITTEE

8.3.1 To objectively evaluate at all times the assets submitted for disposals and weigh disposal alternatives as per disposal procedure.

8.3.2 To ensure that assets which are to be disposed of and could represent a danger/threat to human beings are destroyed immediately. Recommendations with regard to the handling thereof, are to be clearly described.

8.3.3 To ensure that approval from the Accounting Officer is obtained in the event of disposal of Information Technology Equipment and Furniture for redistribution of such assets.

8.3.4 No individual member of the Disposal Committee shall decide in isolation regarding the disposal of movable assets. Each member of the Disposal Committee shall satisfy him/herself that he/she concurs with the relevant recommendation. Should members not concur with the recommendation they are not to counter sign but are to submit their objection, per memo, to the Accounting Officer or his/her delegate.

8.3.5 Be available on a regular basis to attend the Municipality Disposal Committee meetings.

8.3.6 Be willing to travel and sometimes be away from their homes.

8.3.7 Be sure of any needs that exist within the Municipality for possible transfer of assets.

8.3.8 Confirm in writing their availability to the Chairperson of the Committee.

8.4 CHAIRPERSON OF THE DISPOSAL COMMITTEE & HIS FUNCTIONS BEFORE AND AFTER THE DISPOSAL PROCESS.

8.4.1 The Chairperson of the Municipal Disposal Committee shall be a middle Manager by rank.

8.4.2 The Chairperson of the Municipal Committee shall appoint his/her deputy who will act as Chairperson in his/her absence.

8.4.3 The Chairperson may, at any time, as per need, co-opt an additional member who possesses specialized knowledge in the relevant field for the evaluation of specialized stores and equipment {Ad-hoc}.

8.4.4 The Chairperson shall ensure that all the necessary forms i.e. Store's Disposal form and Disposal Certificates of the assets to be disposed have been submitted and are in order.

8.4.5 The Chairperson shall ensure that a Disposal Register is maintained and signed off by him/her.

- 8.4.6 In consultation with the relevant Officer, determine the date on which the disposal meeting will take place.
- 8.4.7 Invite in writing any stakeholders i.e. Municipal Manager/ his /her delegate, Asset Managers on assets to be disposed of.
- 8.4.8 Determine if the Municipal Disposal Committee forms a quorum.
- 8.4.9 After the process of recommendation by the Disposal Committee has been completed, the Chairperson must sign the Disposal Certificate.
- 8.4.10 To ensure that the Disposal Certificates together with all relevant documentation are submitted to the Confirming Authority.
- 8.4.11 The Chairperson on receipt of the approved/confirmed Disposal Certificate must ensure that the listed assets are dealt with as per recommended and confirmed.
- 8.4.12 All finalized Disposal Certificates must be filed accordingly indicating "Disposal Certificates: Financial Year.
- 8.4.13 The original confirmed certificates as recommended and approved must be forwarded to the Officer who is the custodian of assets is disposed of.

8.5 MUNICIPAL DISPOSAL COMMITTEE MEETINGS

- 8.5.1 The Municipal Disposal Committee will meet quarterly to evaluate assets earmarked for disposals. Special meetings will be called as and when necessary.
- 8.5.2 The quorum for the Municipal Disposal Committee meeting will be ordinarily four members plus the Chairperson or his/her delegate, but where all the other members cannot avail themselves a quorum of two members plus the Chairperson or his/her delegate is considered to be a valid meeting.
- 8.5.3 Detailed records of the activities of the Disposal Committee must be kept at all times. These records should consist of at least, but not limited to:
- 8.5.3.1 Minutes
 - 8.5.3.2 Attendance Records

8.5.3.3 Reasons for the recommendations/no-recommendations

8.5.3.4 Members of the Disposal Committee, co-opted officials and any other stakeholders should be informed in writing of the date and time of the disposal meeting a week before such by the Chairperson of the Departmental Disposal Committee.

8.6 CONFIRMING AUTHORITY

8.6.1 Is the person who is vested with the powers to approve the disposal of assets recommended by the Disposal Committee.

8.6.2 The powers are vested with the Accounting Officer or his/her delegate.

8.7 DUTIES OF THE CONFIRMING AUTHORITY

8.7.1 The Confirming Authority is responsible for evaluating and approving the recommendations of the Disposal Committee.

8.7.2 If the confirming authority is not satisfied with the recommendation of the Disposal Committee for any other reason whatsoever, the documentation must be referred back to the Chairperson for necessary adjustments or reconsiderations.

8.7.3 NB: The Confirming Authority may not re-delegate his/her functions as delegated by the Accounting Officer.

8.7.4 Confirming Authority must see to it that the chairperson of the Disposal Committee has signed the Disposal Certificates before he/she approves the certificates.

8.8 COMMON REASONS FOR DISPOSING OF ASSETS.

8.8.1 When assets are Redundant.

8.8.2 When assets are Obsolete i.e. technologically or operationally inefficient

8.8.3 When assets are unserviceable

8.8.4 Surplus to current or foreseeable needs

8.8.5 Part of an asset replacement program.

8.8.6 When an asset is lost/stolen.

8.8.7 When assets are transferred to another department/institution.

8.9 DEPRECIATION ON DISPOSAL

8.9.1 Depreciation is not calculated for the month in which an asset is disposed of.

9. **PROCESS OF ASSET DISPOSAL**

9.1 The typical disposal process comprises the following:

9.1.2 Assess the condition of assets

9.1.3 Decide which assets are to be disposed of

9.1.4 Estimate the market/ net realisable value of the asset

9.1.5 To be disposed

9.1.6 Factors to consider in disposal

9.1.7 Select the appropriate disposal method

9.1.8 Obtain approval for the disposal process

9.1.9 Prepare for disposal

9.1.10 Establish conditions of disposal

9.1.11 Effect the disposal

9.1.12 Record the disposal proceedings

9.1.13 Evaluate the disposal process

9.2 ASSESSMENT OF ASSETS

9.2.1 Assessment of the assets must be done before any disposal process takes place.

9.2.2 The Asset Management Office shall be accountable for its decision to dispose of assets and shall document the decision to, and the reasons for, the disposing of movable assets.

9.2.3 Asset Management Officials are responsible for identifying assets to be disposed-off. These assets can be identified during spot-checks, stocktaking and normal monitoring. Asset Inventory Holders can also identify assets to be disposed-off. Once these assets have been identified by the Asset Inventory Holders or Asset Management Officials must be informed in writing in order to arrange for the Disposal Committee meeting to dispose of the identified assets.

9.2.4 The list of all assets eligible or awaiting disposal must be compiled by Asset Management Units and the prescribed form must be completed before the disposal meeting.

9.2.5 The list and the prescribed forms will be presented to the Disposal Committee for verification and validation during the disposal meeting.

9.3 Estimated Value of the Asset

9.3.1 Treasury Regulation 10.2 stipulates that the disposal of assets should be at market-related value (or auction or tender/bid in the case of movable assets) unless the relevant Treasury approves otherwise.

9.3.2 It is therefore necessary that a valuation be conducted on any asset prior to disposal to ensure compliance with the above Regulation, and to request Accounting Officer's approval should it not be deemed possible or advantageous to the state to dispose of the asset at market-related value.

9.4 Methods of disposal

9.4.1 Treasury Regulation Par 16A7.1 provides that the disposal of any movable assets should be at market related value or by way of price quotations, competitive bids or auction whichever is most advantageous to the state, unless determined otherwise by the relevant treasury.

9.4.2 Notwithstanding the provisions of [Par 16A7.1] of Treasury Regulations, the Accounting Officer may transfer movable assets free of charge to other

departments, constitutional institutions or public entities by means of formal vouchers.

9.4.3 It is important that the Municipality obtains the best possible return for the goods it sells, and the disposal must achieve the best value for money. The decision to dispose assets should not only be made with the principal aim of generating funds but should also be aimed at improving service delivery.

9.5 Different disposal methods to which assets can be disposed off:

9.5.1 Transfer to another Institution, Entity or Department through Government Gazzette or as directed by the legislation (free of charge)

9.5.2 Selling per price quotation, competitive bid or auction.

9.5.3 Transfer to private Institution free of charge [Approval of the Accounting Officer is needed.]

9.5.4 Sale by Tender/Auction

9.5.5 Sales of items to staff.

9.5.6 Donation to charities or community, Non-Profit Organizations

9.5.7 Writing Off the value of goods [recycling/scrapping or destruction]

9.6 NB. Innovative disposal methods can be considered subject to compliance with relevant legislation and general Municipal procurement policies.

9.7 Disposal by means of selling per price quotation, competitive bid or auction or by means of an auction to all registered buyers.

9.8 The public Bid/Auction process will be conducted in line with the Municipal Supply Chain Management Policy taking all the relevant applicable prescripts of SCM into account i.e. PPPFA, BBBEE etc.

9.9 For all assets, an advertisement inviting the public shall be placed in local boards, website and local newspapers which are widely read in that specific area where the auction/sell by price quotation is to be held.

- 9.10 The closing date and time of the auction/sell by tender as well as the evaluation criteria to be used shall be clearly indicated in the advert.
- 9.11 All assets irrespective of the value shall be grouped together or individually in lots consisting of similar types of items or in manageable lots in order to afford prospective buyers to purchase one or more lots as they desire.
- 9.12 The lot number shall be clearly marked e.g. Lot/ ERF Number.

10. SELLING BY MEANS OF PRICE QUOTATIONS.

10.1 ASSETS WITH A VALUE OF LESS THAN R2 000

- 10.1.1 May be disposed of by inviting at least one quotation but not limited to.
- 10.1.2 Shall be sold to the highest bidder.
- 10.1.3 Items shall be grouped together or individually as a lot.
- 10.1.4 The lot number shall be clearly marked e.g. Lot Number.
- 10.1.5 Shall be sold in accordance with the conditions of sale.

10.2 ASSETS WITH A VALUE EXCEEDING R2 000 BUT NOT EXCEEDING R30 000.

- 10.2.1 May disposed of by inviting three quotations.
- 10.2.2 Should it not be possible to obtain three quotations, the reasons shall be recorded and the quotations received recorded.
- 10.2.3 Shall be sold to the highest bidder.
- 10.2.4 Shall be sold in accordance with the conditions of sale.

10.3 ASSETS WITH A VALUE EXCEEDING R30 000 BUT NOT EXCEEDING R200 000.

- 10.3.1 May be disposed of by a formal written quotation or by a tender.
- 10.3.2 Evaluation criteria should be clearly marked on the advert.
- 10.3.3 The goods shall be sold to the bidder who possesses valid tax clearance certificate and other relevant documents required by Supply Chain Processes.

10.3.4 All supply chain processes will be adhered to with regards to the formal written quotation or tender, should it not be possible reasons shall be recorded and taken to the Accounting Officer for approval.

10.3.5 Shall be sold in accordance with the conditions of sale.

11. SELLING BY PUBLIC AUCTION

11.1 Assets with a value lower than R200 000, the municipal officials shall conduct the auction.

11.2 Assets with a value of more than R200 000, an auctioneer shall be appointed to conduct the auction.

11.3 The acceptable bid will be indicated by the fall of the hammer of the person conducting the auction.

11.4 Assets can be withdrawn during the auction if the desired prices are not achieved.

11.5 Goods shall be sold in accordance with the conditions of sale.

12. COMPETITIVE BIDS

12.1 Competitive bids shall be invited for all disposal of assets with a value exceeding R200 000.

12.2 The Supply Chain Management processes shall be followed in this regard.

12.3 Shall be sold in accordance with the conditions of sale.

13. CONDITIONS OF SALE

13.1 The Municipality shall, at any time as and when it deems necessary, have the right to stop the quotation process, or to withdraw a lot, or lots, or part of a lot, without providing reasons.

13.2 The highest bidder shall be the buyer and should any dispute arise between two or more bidders/offers or between the municipality and one or more buyers, the lot or lots shall be put up again and re-quoted or the municipality may reserve the right to determine the buyer.

- 13.3 The officer who attends the auction or selling process on behalf of the municipality shall have the right, if necessary, to stop the process or to withdraw any lot or lots if satisfactory prices are not obtained.
- 13.4 Payment will be accepted by the municipal cashiers by means of cash or bank guaranteed cheques made out to the Thulamela Local Municipality only, marked as non-transferrable within a day after the conclusion of the sale, and no exceptions will be allowed.
- 13.5 The municipality reserves the right to demand payment from a buyer once the offer has been accepted.
- 13.6 As soon as an offer has been accepted and the buyer has been informed, ownership and risk shall pass to the buyer and no complaints will be considered thereafter.
- 13.7 Receipts shall only be issued to buyers after all monies have been paid or cheques been cleared by the banks. Only after this procedure the goods may be removed by the buyers. If a buyer fails to pay for goods bought by him, these items remain the property of Thulamela Local Municipality and shall be sold at the next occasion.
- 13.8 The release of any goods purchased will only be given by the Municipality Representative upon submission of the Municipality's sale receipt, in duplicate. The duplicate delivery note signed by the buyer or his representative, will be retained by the Municipality as proof of delivery.
- 13.9 All goods must be removed by the buyer in total before / within seven working days of the date of the sale at his/her own risk and cost. If for a reason acceptable to the municipality he/she cannot remove the goods within the prescribed time, seven working days, extension must be sought from the Thulamela Local Municipality.
- 13.10 If the buyer fails to take possession of the goods within the time specified herein, the municipality has the right to, without further communication, confiscate and dispose of the goods as it may seem fit, without any reimbursement to the buyer.
- 13.11 The buyers may attend either personally or be represented to supervise the loading of their lot or lots, but it must be distinctly understood that no complaints will be entertained after each lot has been knocked down.

13.12 The municipality is under no obligation to provide assistance with the loading or removal of the goods purchased.

13.13 Buyers, their representatives, workmen, vehicles and equipment, will be allowed on the municipal premises at their own risk only and the municipality assumes no responsibility for their safety or for the safety of their property.

14. DISPOSAL BY MEANS OF DONATION

14.1 The municipality may also consider donating assets to communities, charity organizations or nongovernmental organization when such organizations approach the municipality with request for redundant furniture, equipment etc.

14.2 It is important to ensure that if such a method is decided upon; all organizations should be treated equitably without any form of preference.

14.3 A check shall be made to ensure that the community group/charity organisation etc. is not a disguised business operation.

14.4 A check shall be made to ensure that the community group or charity organization is not a profit organisation and that the intended use of the asset is non-commercial and non-profit.

14.5 It will be the responsibility of the charitable organization to remove assets donated from the municipality premises at no cost to the municipality.

14.6 All assets donated to the community or charitable organization must be removed in total within a week of the assets being donated. If for a reason acceptable to the municipality, the assets cannot be removed; further extension must be sought from the Thulamela Local Municipality.

14.7 If the community or, charitable organization or NGO fails to take possession of the goods within the time specified herein, the Municipality has the right to, without further communication, confiscate and dispose of the goods as it may seem fit.

14.8 The Municipality is under no obligation to provide assistance with the loading or removal of the goods donated.

14.9 The representatives and workmen of the community, charitable organization or NGO, their vehicles and equipment, will be allowed on the Municipality premises at their own

risk only and the Municipality assumes no responsibility for their safety or for the safety of their property.

15. DISPOSAL BY MEANS OF WRITING-OFFS, SCRAPPING OR DESTRUCTION

The value of an asset may be written off and the asset recycled, scrapped or destructed it is deemed:

15.1 To have no value.

15.2 To be unserviceable or beyond economic repair.

15.3 That the disposal cost is higher than the likely return.

15.4 Assets stolen or lost.

15.5 Where a movable asset is reflected in the asset register but the item is physically missing due to a loss or theft, this shall be reported to Asset Management Office.

15.6 The Asset Management Office or End –User shall report all thefts to the South African Police Service (SAPS) in an attempt to recover such assets.

15.7 The Asset Management Office shall record the lost/stolen asset in the Loss Control Register together with the SAPS case number, where applicable. Where a Loss Control Register is non- existent, one shall be created.

15.8 The Asset Management Office must submit a report recommending the write off of the asset concerned to the Disposal Committee for consideration. The Disposal Committee shall recommend the write off of the asset to the Accounting Officer or his/her delegate for approval, both in the Asset Register and the accounting records.

15.9 The details of the assets so written off shall be reported in writing to the Senior Manager: Asset Management together with the cost and net book value of those assets.

15.10 If those assets lost or stolen were insured the insurance company shall be notified and that asset removed from the schedule of items insured.

15.11 When assets are written off, the carrying value amount or book value of the assets will be removed from the Asset Register.

16. PREPARING GOODS FOR DISPOSAL

16.1 The Municipality should check those goods to be disposed-off do not contain material that is not intended for disposal. Neglecting to check may result in legal Liability and embarrassment to the municipality.

16.2 Examples of materials that should be removed before disposal include;

16.2.1 Confidential documents

16.2.2 Stationery-particularly printed & could be misused.

16.2.3 Software-unauthorized transfer could breach licence agreements.

16.2.4 Classified information contained in hard disks etc.

16.2.5 Environmentally sensitive or hazardous store and Municipality Logos etc. from clothing and equipment.

16.2.6 Records, Files papers or whiteboards containing information which, if disclosed, could breach privacy, and or cause embarrassment or problems for the disposing municipality.

17. UPDATING THE ASSET REGISTER

17.1 The Asset Register should be updated accordingly after every disposal process.

17.2 All assets should be marked as recommended and confirmed/approved by the Confirming Authority in the Asset Register e.g. transfer/auctioned/scrapped/sold etc.

17.3 Disposed Assets should be clearly identified in the Asset Register.

17.4 In the Asset Register the cost price must be shown.

17.5 When an asset is transferred between entities, the asset should be removed from transferring entity's asset register and recorded in the accepting entity's asset register.

18. THE ACCOUNTING TREATMENT AFTER DISPOSAL OF ASSETS

The following seeks to address the accounting treatment after disposal of a movable asset:

18.1 ASSETS NO LONGER IN USE

18.1.1 A movable asset shall be written down to a value of one (1) rand if the asset is permanently withdrawn from use and no future economic benefits or service potential is expected from it.

18.1.2 The asset shall remain at the value of one rand until the asset is disposal through one of the reasons identified.

18.2 ASSETS BEYOND ECONOMIC REPAIR

18.2.1 Necessary maintenance to keep the asset in good working condition, which is significant (or major) and which is not carried out when required, may reduce the useful life of the asset, lower its disposal value at the end of its life, and or impair its functionality and reduce its output on a long term or permanent basis.

18.2.2 Under these circumstances, on review of such assets where the indication is that the carrying amount is permanently affected, an impairment loss needs to be recognised.

18.2.3 An impairment loss is the amount by which the carrying amount of an asset exceeds the total economic benefits or service potential that the municipality expects to recover from the continued use and ultimate disposal of the asset.

18.3 ASSET TRANSFERS BETWEEN MUNICIPALITY AND ENTITIES

18.3.1 If an asset is transferred to another department that asset will be removed from the records of the municipality at the carrying value.

18.3.2 Both the cost and accumulated depreciation shall be reversed out of the Asset Register.

18.3.3 Where the asset is transferred at “no value” or “donated” to the receiving municipality, this treatment does not differ.

18.3.4 If an asset is transferred to a Public Entity that asset will be removed from the records at the carrying value. Both the cost and accumulated depreciation shall be reversed out of the Asset Register.

18.4 ASSET DISPOSAL

18.4.1 Not all assets are retained throughout their life and when they are sold or disposed of, gains or losses are inevitable. Gains or losses arising from the retirement or disposal of an asset should be determined as the difference between the estimated net disposal proceeds and the carrying amount (net book value) of the asset given up.

18.4.2 For the purposes of disclosure in the financial statements, the gain or loss should be included in the statement of financial performance as an item of revenue or expense, as appropriate. If gains or losses on disposal of assets are significant enough, they shall be separately identified.

18.4.3 The disposal of the asset will require the removal of the carrying amount or book value of the asset, which is the net result of two accounts, namely the Cost and Accumulated Depreciation accounts.

18.4.4 The revenue arising from the disposal of assets must be surrendered to the relevant Revenue Fund.

18.4.5 A loss on disposal of a movable asset is recorded as expenditure for the fiscal year as it represents insufficient depreciation over the useful life of the asset or an over estimation of residual value of the asset.

18.5 ASSETS WRITTEN OFF

18.5.1 The disposal of the asset will require the removal of the carrying amount or book value of the asset in the asset register.

18.5.2 For the purposes of disclosure in the financial statements, the loss should be included in the statement of financial performance as an expense. If the losses are significant enough, they shall be separately identified.

19. **CALCULATION OF PROFIT AND LOSS ON DISPOSAL**

Gain on disposal of asset (If proceeds are greater than carrying value)

| Asset (cost) | | Accumulated depreciation | |
|----------------------|-----------------------|--------------------------|--|
| | Profit / loss xx | Profit / loss xx | |
| Profit / Loss | | Bank / Debtors | |
| Asset (cost) xx | Acc. Depr. xx | Profit / loss xx | |
| Gain (P/L) xx | Bank xx | | |

Loss on disposal of asset (If proceeds are less than carrying value)

| Asset (cost) | | Accumulated depreciation | |
|----------------------|-----------------------|--------------------------|-----------------------|
| | Profit / loss xx | Profit / loss xx | |
| Profit / Loss | | Bank / Debtors | |
| Asset (cost) xx | Acc. Depr. xx | | Profit / loss xx |
| Bank xx | Loss (P/L) xx | | |

20. CONFLICT OF INTEREST

20.1 Staff involved in disposal need to understand their responsibilities to disclose actual or perceived conflict of interest that may arise in the performance of their duties.

20.2 In a situation of conflict of such interest such an Official[s] should recuse himself/herself from the proceedings.

21. POST DISPOSAL REVIEW

21.1 It is imperative to ensure that the disposal of the municipality assets is not an end in itself.

21.2 Review processes should therefore be undertaken to establish or identify causes where assets are routinely not meeting the service life expectations or their estimated proceeds on disposal and also to establish whether the disposal process has resulted in the desired effects.

21.3 This review should also establish whether disposal process did not affect service delivery.

22. LEGISLATIVE AND REGULATORY FRAMEWORK

This policy must comply with all relevant legislative requirements including;

22.1 The Constitution of the Republic of South Africa, 1996

22.2 The Municipal Structures Act, 1998

22.3 The Municipal Systems Act, 2000 as amended

22.4 The Municipal Finance Management Act, 2003

22.5 This policy must comply with the standard specified by the Accounting Standards Board. The current relevant recognized accounting standards includes;

22.6 GRAP 11 – Construction contracts

22.7 GRAP 12 – Inventories

22.8 GRAP 13 – Leases

22.9 GRAP 16 – Investment Property

22.10 GRAP 17 – Property, Plant and Equipment

22.11 GRAP 102 – Intangible Assets

22.12 Guide to the Municipal Asset Transfer Regulations;

22.13 Local Government Supply Chain Management Guidelines, National Treasury, 2005;

22.14 Municipal Finance Management Act (No. 56 of 2003)

22.15 Municipal Systems Act (No.32 of 2000); and

22.16 Municipal transfer and disposal regulations, Government Gazette no.31346.

22.17 COMPLIANCE WITH MFMA

22.17.1. All transactions relating to disposal of moveable assets shall comply with MFMA.

23. STAKEHOLDER ENGAGEMENT

23.1 All the relevant stakeholders, internal and external, will be consulted through the development and implementation of this policy.

24. IMPLEMENTATION: ROLES AND RESPONSIBILITIES

24.1 Procedures should be prepared and adopted by the AO, in consultation with the CFO and HOD(SO)s, to give effect to this policy.

24.2 All heads of department must manage assets within their department, advise assets office on items to be disposed or written off.

25. MONITORING AND EVALUATION

25.1 The Office of the Chief Financial Officer shall evaluate the report of the Disposal Committee, which shall be prepared after each disposal committee meeting. This report's recommendations shall be assessed and implemented where deemed in the best interests of the municipality. This shall take place no later than three months from the submission of the report by the Disposal Committee.

26. CONCLUSION

26.1 In conclusion the Asset Management Disposal Policy outlines and addresses critical matters raised in the purpose and the objectives. The provisions in the policy contents highlights the need for the municipality to adhere to the key issues narrated which will address challenges encountered and lead to effective and efficient implementation of the policy.

26.2 Thulamela Local Municipality commits to make resources available, monitor and evaluate the effectiveness of the policy, thus encouraging all relevant stakeholders to familiarise themselves with the policy.

27. EFFECTIVE AND REVISED DATE

27.1 The asset disposal policy should come into effect as of the date of approval.

27.2 This policy shall be reviewed annually from its effective date to determine its effectiveness and appropriateness. This policy may be assessed before that time as

necessary to reflect substantial organisational changes required by law and regulations.

28. ANNEXURES

28.1 Business Process Map

28.2 Standard Operating Procedure