



**national treasury**

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National Treasury  
REPUBLIC OF SOUTH AFRICA

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**TRANVERSAL CONTRACTING**

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Ref: RT15-2016

To : Participants

**AMENDMENT 2: PARTICIPATION AGREEMENTS**

**TRANVERSAL CONTRACT RT15-2016 FOR THE SUPPLY AND DELIVERY OF  
MOBILE COMMUNICATION SERVICES TO THE STATE FOR THE PERIOD ENDING 31  
MARCH 2021**

1. Participants of the transversal contract were expected to sign a Participation Agreement directly with the service provider, Vodacom (Pty) Ltd (Vodacom) which is linked to the Master Transversal Service Agreement (MTSA or Agreement) signed between the National Treasury and Vodacom.
2. MTSA Annex E for Change Control, Section 10 for Amendments to the Agreement provides as follows”

“10.1 The Agreement may be amended, modified or varied if agreed in writing and signed by Vodacom and the Customer (National Treasury). ***All amendments will be deemed to be included by reference in all Participation Agreements*** (save where expressly excluded) and ***will accordingly apply to all Participation Agreements from the effective date of such amendment***”

3. MTSA Section 4.1 for Start Date of the Agreement states that notwithstanding the date of signature thereof the Agreement shall be effective from the Start Date and shall remain in force until the 31 August 2020 unless it is terminated earlier or ***extended for a further period*** as per the provisions of the Agreement.
4. As the transversal contract (MTSA) has been extended for a period of seven (7) months from 01 September 2020 to 31 March 2021, and so are the existing Participation Agreements.

5. Each Subscription shall commence on the Connection Date and shall remain in force for the Minimum Subscription Term where after it shall automatically be renewed on a month to month unless terminated earlier in terms of clause 22 of the MTSA (*Termination of a Subscription*) below.
6. MTSA Section 22 for **TERMINATION OF A SUBSCRIPTION** states that:

“22.2 either party may end a **Subscription** by serving the other party with 30 (thirty) days written notice provided that this right may only be exercised so that the Subscription ends on or after the expiry of the Minimum Subscription Term”

“22.3 either party may end a **particular Service Schedule** on 3 (three) months written notice to the other, provided that:

“22.3.1 any Service Schedule ends on or after the expiry of the relevant Minimum Service Schedule Period; and

“22.3.2 any amounts specified in the Service Schedule which are due and/or any applicable Subsidy Recovery Charge is paid.
7. Should the Minimum Subscription Term (24 or 36 months) expire after the extended period (from 01 April 2021 onwards), the Subscription shall continue to be in force until it expires.

Kind Regards,



**KWANELE MTEMBU**  
**FOR CHIEF DIRECTOR : TRANSVERSAL CONTRACTING**  
**OFFICE OF THE CHIEF PROCUREMENT OFFICER**  
**DATE: 23 JULY 2020**