

1. In your earlier response, you indicated that Vodacom had submitted information to the Zondo commission. However, as you may know, a company such as Vodacom is also compelled to make a Section 34 submission to the Directorate for Priority Crime Investigations (DPCI) once it becomes aware of possible corruption in its ranks. Could Vodacom kindly indicate whether it has made a Section 34 submission to the DPCI? If so, please indicate to whom the submission had been made, and on which date. If not, please indicate why Vodacom chose not to make such a submission.

### Response to Question 1

Vodacom re-iterates its position that it is inappropriate for it to respond to this when the issues raised remain the subject matter of inquiry and investigation by the Zondo Commission. To the extent that there are any reporting obligations, under any law, Vodacom has referred such to the relevant authorities.

2. Then Premier Ace Magashule's official diary, which I obtained through a PAIA application, along with several source accounts, indicate that Mr Joosub and Mr Vuyani Jarana on several occasions met with then Premier Magashule between 2014 and 2017. For example, in February 2014, Mr Joosub and Mr Jarana met then premier Magashule in Cape Town. Mr Joosub and Mr Jarana again met Mr Magashule in Bloemfontein in March 2017, while Mr Joosub apparently met Mr Magashule in the town of Parys in July 2017. The timing of all of these meetings might be problematic for Vodacom, seeing as the company secured lucrative contracts from Free State provincial government departments following or around the time that these meetings took place. For instance, I have it on good authority that Vodacom secured its first round of Free State contracts not long after Mr Joosub and Jarana met then Premier Magashule in Cape Town. Could Mr Joosub and/or Vodacom comment on these meetings with Ace Magashule? What was the purpose of these meetings? Was Mr Joosub, Mr Jarana and Mr Magashule effectively conducting informal negotiations with Mr Magashule whereby Vodacom was guaranteed certain contracts from Free State departments by the then premier?

3. In a letter Mr Joosub sent then Premier Ace Magashule in April 2014, Mr Joosub summarised what some of Mr Magashule's "concerns" were in regard to Vodacom's work in the Free State, as expressed in the

aforementioned meeting in Cape Town in February 2014. Mr Joosub wrote in his letter that Mr Magashule had been concerned about “BEE procurement and local empowerment”, among other issues. Mr Joosub, on behalf of Vodacom, subsequently gave his assurances to Mr Magashule that Vodacom would “ramp up” its expenditure on BEE partners in the Central region. Then, not long after Mr Joosub’s letter, Vodacom took on board a new BEE partner called Marangrang IT, a company that can now be directly linked to an associate of Mr Ace Magashule. This all gives off the impression that Vodacom, with Mr Joosub’s full knowledge, effectively took on board a new BEE partner (Marangrang) at the insistence of then Premier Ace Magashule, in exchange for the contracts Vodacom would be securing from Mr Magashule’s provincial government. Please comment.

4. Why did Mr Joosub meet Mr Magashule in Parys in July 2017? At this point in time, Vodacom internal investigation into its dealings in the Free State must have been underway already. Did Mr Joosub discuss the investigation with Mr Magashule? Did they discuss Vodacom’s contracts from the Free State Provincial Government, including but not limited to those awarded under RT15-2016?

#### Response to Question 2-4:

In the normal course of business, Vodacom executives will attend meetings as part of our stakeholder engagement programme. This programme incorporates the Premiers of South Africa’s nine provinces and included “Ace” Magashule, during his tenure as Premier of Free State province from 2009 to 2018. Vodacom rejects this insinuation as false and baseless that it secured the award of any Provincial or National contract/s in an untoward manner, including as a result of our stakeholder engagement programme.

In 2014, Vodacom and other companies were called to a forum that included Free State MECs, DGs and CIOs regarding a claim that companies had been slow to transform in the province. During this meeting, Vodacom outlined past, current and future initiatives aimed at driving transformation not just in the province but also at a national level.

In appointing suppliers and selecting business partners, Vodacom considers a variety of factors including: scope of requirements, skills required, historical performances, health and safety compliance, commercial

proposition, availability of alternative suppliers/products and BBBEE credentials. Our commitment to BBBEE has resulted in Vodacom South Africa achieving a Level 1 BBBEE status. For instance, in our most recent year of BBBEE certification, Vodacom spent R3 billion on Qualifying Small Entities, R1.2 billion on Emerging Micro Entities, R10.7 billion on Black Owned Entities and R10.1 billion on Black Women owned entities. In line with Vodacom's strict procurement policy and procedures, Mr Joosub does not get involved in the appointment of suppliers. It is incorrect to assume that Mr Joosub was in any way involved in appointing Marangrang IT. Mr Joosub did not meet with Mr Magashule in Parys, and any contention which suggests he did is factually incorrect.

The week of State of the Nation Address has historically been a platform for Vodacom to engage with a variety of cross-sectoral stakeholders from the executive and legislative arms of the state, on multiple policy questions such as broad-based black economic empowerment, foreign direct investment, energy, gender based violence and spectrum.

In 2017, Vodacom executives met with Mr Magashule in his capacity as Free State Premier in Cape Town as one of a number of planned engagements during SONA. Again, Vodacom rejects the inference as false and baseless that it secured the award of any Provincial or National contract/s in an untoward manner, including as a result of our stakeholder engagement programme.