

MEDIA STATEMENT

DATE: 30 APRIL 2021

COURT APPLICATION IN RESPECT OF THE RISK MITIGATION INDEPENDENT POWER PRODUCER PROCUREMENT PROGRAMME

The Department of Mineral Resources and Energy confirms receipt of a High Court application from DNG Power Holdings (Pty) Ltd on 28 April 2021. The Department and Minister of Mineral Resources and Energy intend to oppose the matter in court. The Department will not at this stage comment on the merits of the case as the matter is sub-judice.

The Department wishes to reiterate that the Risk Mitigation Independent Power Producer Procurement Programme, as with all IPP Procurement Programmes, was implemented in accordance with Section 217 of the Constitution, the PFMA, the PPPFA (insofar as it relates to process, considering the exemption therefrom) and all other procurement related legislation, which gives effect to the principles of a process that is fair, equitable, transparent, competitive and cost-effective, while also complying with the principles in the Promotion of Administrative Justice Act.

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