

A PETITION TO GURUVE RURAL DISTRICT COUNCIL

1. TENDER FOR MOTOR VEHICLE

Council made a fraudulent tender procedure in February 2017 to buy a service vehicle using ZINARA public funds. The council lost or connived with the dealer to defraud rate payers of \$41k. No follow up has been made since then by either Councillors or management of public fund. Immediately when they realised that they were duped, they were supposed to report this to police other than engaging their legal advisors for a deed of settlement. This is not Civil but High Profile Criminal Case.

2. ALLOCATIONS OF STANDS

Allocations of stands by Council management is being done fraudulently hence need for thorough investigations by relevant authorities. More than 1 000 stands were pegged on a block at the back of Guruve Hospital but they were not parcelled out to the intended beneficiaries who were on the waiting list procedural .Council was supposed to realise to a figure amounting to plus \$1.6m but no double if it get \$100k.

3. SUBDIVISIONS

Council subdivides anywhere they went in the centre without following laid down procedures for example, they subdivided Forest Commissions stand and create two (2) commercial stands as a subdivisions. A record of how the beneficiary got those stands is still in sketch. The Chief Executive Officer (CEO) created those stands and if they become two, he takes the other one while hiding behind the same beneficiary. He again subdivided a space in the Guruve Tavern stand and produced three (3) stands. One such is his. The CEO and his technical department are very corrupt as they use their friends to peg a block of more than 100 medium stands between Guruve Hospital and St Francis and St Clare High School. They are selling those stands and that money is not channelled to the Council Cooffers. That block was not planned and is not found in their correct planned order or layout design. There are no roads which links each and every stand so, so that block of stands is haphazard.

More so, the CEO and his technical department unilaterally subdivides also the block which is near the Guruve Hospital that position was proposed to becoming a Bus terminus or Rankin with the sake of their interest. Hence they subdivided and shared the stands that were created with their friends who are not Council employees.

The CEO and his technical department they went on buy pegging stand number 2556-2572 in 2015 and sold those 16 stands and put that money in their pockets for their personal uses instead of being put in account of the council for development sake. The Mvurwi Central Intelligence Department (CID) were handing that matter but they just delayed investigations for them to close the dockets. These stands are behind Guruve Hospital (Airstrip).

Furthermore, the CEO and his gang went on by pegging stands near Dande Bridge and they gave those stands to their friends as well who are not council employees and some of those friends they later sold the stands to a South African based guy. Those issues are being

fronted or facilitated by the Current Engineer and the Planner who is her Deputy in the department. There is clear evidence to all the written issues.

On the block of 1 000 stands, there are two big spaces for a School and Crèche. The School was given to Mr Tendai Chipfiko after payment of \$2 500 and the Crèche was taken procedurally by Mr Chikanya Knowledge, who is the Executive Officer Administrator and Human Resources Manager. It has to be investigated if these stands were parcelled procedurally to these two beneficiaries. A stand that either belong to a School or Crèche must be put on a tender if council wants to parcel out such land, and if anyone who is not on waiting list just goes to council and pay a paltry fee to get that stand is fraudulent. Automatically, he had paid bribe in order to get that stand where a lot of people and companies are interested in getting such big spaces.

Worse still an EO Admin and HR of that council could allocate himself a space for a Crèche. It means officers at council are just the same as their CEO who is not at Council interests of the people but his own interests and his immediate subordinates who are known as Council management.

BASES OF OUR PETITION

1. We want our \$41 000 back which was supposed to buy our service vehicle.
2. We want a council which is free from corrupt Chief Executive Officer (CEO) and Managers.
3. We want Council to account for the pegged more than 1 000 stands.
4. We want the Council to outlines to us the procedures it follows to sell and allocate stands to beneficiaries.
5. We want council to spell out procedures followed in subdividing our land.
6. We want our money of stands which are being sold out fraudulently in our areas like between Guruve Hospital and St Francis and St Clare High School, at a once proposed Rankin near hospital, at Dande Bridge and many others.

RESURFACING OF TARRED ROADS IN GURUVE CENTRE.

A company was contracted to reseal the tarred roads around the Centre but unfortunately the roads were done below standard. The coarse aggregates that were spread on top of stable 60 as prima has already peeled off making that road becomes gravel other than tarred. If the Engineer is satisfied that the work has been approved and a certificate of completion was product, it means that the Engineer and the contracted are conniving to defraud the state or the Engineer is gross incompetent.

SUBDIVISIONS, CONSOLIDATIONS AND CHANGE OR USE OF PARTICULAR AREAS

There are Acts that given the above issues according to the Regional, Town and Country Planning Act (Chapter 29:12). For example section 49(4) of the Act to change use of a space on an existing design. Every local Authority is entitled to put the above on advert each time they want to implement such works or changes. The Herald of 07 March 2018 has an example of an extract we attach by the Principal Director of Physical Planning is the

Minister's office or by the Minister of Local Government, Public Works and National Housing.

COUNCIL OPERATIONS

Council operate as a board and governed by Rural District Council's Act. Board of Directors are councillors who are as voted into power by the people from their different wards. These councillors are chosen by the people to represent those same people's wills at Council. These Councillors are headed by the Council Chairperson who is being deputised by vice Council Chairperson who is also the Chairperson of Human Resources and Administration Committee.

Council comprises of departments that are headed by Chairpersons of such committees at employers' level and headed technically by relevant Heads of Department at executive levels.

The Chief Executive Officer is the Chief Accounting Officer who coordinates each department set up and reports directly to Council particularly the Council Chairperson in this case.

All heads of the Chief Executive level report to the CEO

The departments at Guruve RDC are as follows:

1. Human Resources Administration under EO Administrator & HR
2. Civil Work & Planning (Engineering) under EO Civil Works & Planning
3. Finance under EO Finance/Treasure
4. Agriculture & Natural Resources under EO Agriculture & Natural Resources
5. Audit Department under Internal Auditor

Every decision being undertaken by the council must first of all goes through a relevant committee meeting and the committee recommends to full council for a "resolution". This resolution is the one that is used as an Act of Law to implement all decisions by council. The District Administrator is the immediate council supervisor who should always give council direction on every transaction because he is always invited in every council meeting be it committees/Full council and he reports to the Provincial Administrator who will in turn report to the Minister.

Feedback from the parent ministry always comes back through the same channel for example from Minister>>>>Provincial Administrator>>>>Minister.

The Council Chairperson can directly report to the minister.

HOW STANDS ARE PEGGED AND ALLOCATED

Council should in consultation with Provincial Physical Planning department make a proposal to peg a block of stand. After the proposal is complete, the Physical Planning Department surveys the area to be pegged and therefore should prepare for layouts designs or site plans. After completion of designs the same designs have to be taken to Provincial Physical Planning Department for approval. If the member of stands exceeds the member of stands to be approved by the Provincial Physical Planning Department the diagrams are

forwarded to the Minister for approval. After approval by either the Provincial or Ministry, then council engages the surveyor to peg stands for them on an approved layout designs. No stands should be pegged from an unapproved layout designs. Council through its technical department should not just funds it fit to peg any stands where it feels to do so without following laid down procedures.

Guruve Rural District Council is pegging stands around the Guruve Centre without following the procedures. They are sub dividing a number of stands from a comprehensive layout design without even making an application to that effect. This is clearly an Act of Fraud on the part of council management particularly the CEO and his technical department which should advise the CEO on what the Law says concerning sub divisions and consolidations on existing layout designs.

Council has an allocation committee to allocate every stand that has been pegged in its jurisdiction particularly in areas like Guruve Centre, Mudhindo RSC, Shinje RSC, and Ruyamuro RSC. Minutes either by Council must have data base of all stands allocated even from 1956 or any year where it was formed. It is a critical offence for any responsible Council officers to say that he/she does not have record of a stand that has been parcelled to a beneficiary through an Allocation Committee (Council or Management).

SUBDIVISIONS

Subdivisions from comprehensive or existing design should be applied by Council through District Administrator's (DA) Office to the Provincial Administrator (PA) and finally to the Minister. The subdivision can only be implemented upon approval by the Minister after reasons stated out in that same application and comments given by both the DA and PA's offices satisfies him/her (Minister). No any subdivision can be implemented by any Council without getting an approval from the minister. The subdivisions that are being done by Guruve Rural District Council (GRDC) for example the one in the Forestry Commission's stands and the one in the Tavern (Guruve) are all as a result of Fraud activities by Council especially the CEO and his technical department. Subdivisions operate in a particular Planning Act that thus failure to comply with that same Act's laid down procedures is a critical violation of the same Act is enshrined in the Constitution of Zimbabwe.

Consolidation also has to be respected as an act of Law; this is where the authority wishes to combines the two separate stands on an existing layout or site plan to become one. The same procedure as of subdivision has to be followed where a local authority outlines reasons for consolidation and the same reasons that have to be understood and be approved by the relevant minister or authority.

TENDER FOR PURCHASE OF A VEHICLE OR ANY OTHER COUNCIL ASSETS

It has to come in as a proposal to Council where the decision has to be initially discussed in the relevant Council Committee meeting (Finance Committee meeting). After the Committee meeting passes the decision, then the Committee meeting recommends to the

Full Council for a Resolution.

The "resolution" then is the approval authority of Council where management would draw up their technical expertise basing on the resolution made by the Full Council. The management does their technical party to implement the resolution. They advertise the tender in the national newspaper as a "Formal Tender Process". After the Tender is responded to the Council mechanical/Automotive head goes around to the Bidders to access their show rooms and find out if they are capable to supply the product. After assessment the Artisan or Mechanic recommends to the tender Committee any dealer who is capable of supplying the Vehicle and upon this recommendation by the mechanic the successful Bidder is notified to have won the tender.

On this big tender, capacity only means that the successful Bidder should be compulsorily paid his/her money upon delivery of the same product in this case vehicle. The councillors upon making a resolution does not mean to say that it ends there. They also make follow ups to every resolution they make to their management because they are the monitors. Councillors represent the people who voted them to power so that they do not lose their taxes they pay to the Council in return for services. For every dollar (\$1-00) that is paid by rate payers seventy cents is brought back to the same rate payers for services delivery. That is 70% for service delivery and 30% for administrations of Council that includes their salaries.

Council business is not anybody's privacy, the Councillors and Council management must report back to the people they are representing. They are public officers who should always give feedback to the people they serve and not to take Council business as "Private and Confidential".

However, the tender procedure stipulates that at this stage the department under which the vehicle was supposed to be bought for be involved in the tender process, particularly the Committee for Civil works and Planning. The council officials ignored to involve either the Committee or worse still the Head of Department who was present when they were conducting that same tender. The Council Chairman uses all his power to protect a fraudulent Council Management team because he benefits from such illicit dealings. The former Engineer Muzandaka tried advising them over such issue and he was expelled by the CEO with the help of Council Chairman as well as other offices and department who benefits out these corrupt dealings. The former Engineer refused openly to attend to that tender process because he considered flawed and fraudulent. For further information Muzandaka the former Engineer's contact details =0775 267 513 / 0719 267 513. He passed the interview for the Engagement of Engineer when he was serving Council as contract worker but, his contract was immediately terminated because he refused to be part of some illicit dealings for example this one to purchase the vehicle and the one where the CEO unilaterally paid and bought cement worth (\$10 600) from Hinge Hardware without following proper procedures. The dealer who was given the tender to supply the vehicle is a criminal who is supposed to be reported to the police but Councillors and management

cannot do that one because they know that the \$41k was not handed over to the dealer. They gave him the amount equivalent to purchase a vehicle of that type from South Africa and the rest was shared among them.