

# **UGU – SOUTH COAST TOURISM (PTY) LTD**

## **VIREMENT POLICY**

Board Approval: 7 April 2016

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# 1 INTRODUCTION

- 1.1 *Webster's New Millennium™ Dictionary of English* defines "Virement" as "a regulated transfer or re-allocation of money from one account to another, especially public funds."
- 1.2 A virement represents a flexible mechanism to effect budgetary amendments within a municipal financial year.
- 1.3 Changing circumstances and priorities during a financial period may give rise to a need to virement (transfer) funds within or between approved Votes, as defined in the Municipal Finance Management Act 56 of 2003 (MFMA). The treatment of such instances may, however, be dependent on whether an adjustments budget is required or not.

# 2 PURPOSE

- 2.1 The Chief Financial Officer has a statutory duty to ensure that adequate policies and procedures are in place to ensure an effective system of financial control. A municipal entities virement policy and its underlying administrative process within the system of delegations is one of these controls.
- 2.2 Section 81(1)(d) of the MFMA states *inter alia* that "The chief financial officer of a municipality-...must advise senior managers and other senior officials in the exercise of powers and duties assigned to them in terms of section 78 or delegated to them in terms of section 79;..."
- 2.3 It is the responsibility of each General Manager of each Department to which funds are allocated, to plan and conduct assigned operations so as not to expend more funds than budgeted and to ensure that funds are utilised effectively and efficiently.
- 2.4 Section 78(1)(b) of the MFMA states *inter alia* that "Each senior manager of a municipality and each official of a municipality exercising financial management responsibilities must take all reasonable steps within their respective areas of responsibility to ensure-...(b) that the financial and other resources of the municipality are utilised effectively, efficiently, economically and transparently;..."
- 2.5 This policy aims to provide guidelines to senior management in the use of virements as a mechanism in their day-to-day management of their budgets. In addition it specifically aims to empower senior managers with an efficient financial – and budgetary system to ensure optimum service delivery within the current legislative framework of the MFMA and the City's system of delegations.

### 3 DEFINITIONS

#### 3.1 *Accounting Officer (MFMA)*

“- (a) in relation to a municipality, means the municipal official referred to in section 60; or...”

#### 3.2 *Approved Budget (MFMA)*

“ - means an annual budget-

(a) approved by the Board of Directors  
or

(b) approved by a provincial or the national executive following an intervention in terms of section 139 of the Constitution, and includes such an annual budget as revised by an adjustments budget in terms of section 28;”

#### 3.3 *Chief Financial Officer (MFMA)*

“a person designated in terms of section 80(2)(a)”

#### 3.4 *Cost Centre*

3.4.1 Cost centre is a cost collector which represents a logical point at which cost (expenditure) is collected and managed by a responsible cost centre owner.

#### 3.5 *Cost element*

3.5.1 Cost elements distinguish between primary and secondary cost elements. Primary cost elements are expenditure items mainly generated outside the organisation. Secondary cost elements are utilised to reallocate cost by means of assessments, internal billing or activity based recoveries.

#### 3.6 *Executive Director*

3.6.1 Section 56 of the Systems Act states *inter alia* that: “Appointment of managers directly accountable to municipal managers - (a) a municipal council, after consultation with the municipal manager, appoints a manager directly accountable to the municipal manager...”

#### 3.7 *Financial year*

3.7.1 The 12 month period between 1 July and 30 June.

#### 3.8 *Vote (MFMA)*

3.8.1 “(a) one of the main segments into which a budget of a municipality is divided for the appropriation of money for the different departments or functional

areas of the municipality; and

- (b) which specifies the total amount that is appropriated for the purposes of the department or functional area concerned.”

### 3.9 *Virement*

- 3.9.1 The process of transferring an approved budgetary provision from one operating cost element or capital project to another within a vote during a municipal financial year and which results from changed circumstances from that which prevailed at the time of the previous budget adoption.

## 4 MFMA REGULATION ON BUDGET VERSUS EXPENDITURE

- 4.1 The MFMA regulates as follows regarding the incurring of expenditure against budgetary provisions.

- 4.1.1 Section 15 – Appropriation of funds for expenditure

*“A municipality may, except where otherwise provided in this Act, incur expenditure only-*

- (a) in terms of an approved budget; and*
- (b) within the limits of the amounts appropriated for the different votes in an approved budget.”*

- 4.1.2 Unauthorised Expenditure (**MFMA Definition**)

*“in relation to a municipality, means any expenditure incurred by a municipality otherwise than in accordance with section 15 or 11(3), and includes-*

- (a) overspending of the total amount appropriated in the municipality's approved budget;*
- (b) overspending of the total amount appropriated for a vote in the approved budget;*

- (c) expenditure from a vote unrelated to the department or functional area covered by the vote;
- (d) expenditure of money appropriated for a specific purpose, otherwise than for that specific purpose;
- (e) spending of an allocation referred to in paragraph (b), (c) or (d) of the definition of "allocation" otherwise than in accordance with any conditions of the allocation; or
- (f) a grant by the municipality otherwise than in accordance with this Act;”

#### 4.1.3 Overspending (MFMA Definition)

- “(a) in relation to the budget of a municipality, means causing the operational or capital expenditure incurred by the municipality during a financial year to exceed the total amount appropriated in that year's budget for its operational or capital expenditure, as the case may be;
- (b) in relation to a vote, means causing expenditure under the vote to exceed the amount appropriated for that vote; or
- (c) in relation to expenditure under section 26, means causing expenditure under that section to exceed the limits allowed in subsection (5) of that section;”

- 4.1.4 Section 71(1)(g)(iii) states *inter alia* “(1) The accounting officer of a municipality must by no later than 10 working days after the end of each month submit to the mayor of the municipality and the relevant provincial treasury a statement in the prescribed format on the state of the municipality's budget reflecting the following particulars for that month and for the financial year up to the end of that month:...(g) when necessary, an explanation of-...(iii) any remedial or corrective steps taken or to be taken to ensure that projected revenue and expenditure remain within the municipality's approved budget....”

## 5 VIREMENT REQUIREMENTS

- 5.1 The virement process represents the major mechanism to align and take corrective (financial / budgetary) action within a Directorate during a financial year.
- 5.2 In order for a “vote” (Directorate) to transfer funds from one cost element or capital project to another cost element or capital project, a saving has to be identified within the monetary limitations of the approved “giving” cost element or capital project allocations on the respective budgets.

- 5.3 Sufficient, (non-committed) budgetary provision should be available within the “giving” vote’s cost element or project concerned to give effect to the budgetary transfer (virement). In addition, the transferring function must clearly indicate to which cost element or capital project the budget provision will be transferred to and provide a clear motivation for the transfer.
- 5.4 Any budgetary amendment of which the net impact will be a change to the total approved annual budget allocation and any other amendments not covered in this policy are to be considered for budgetary adoption via an adjustments budget (per MFMA Section 28).
- 5.5 In terms of Section 17 of the MFMA a municipality’s budget is divided into an operating and capital budget and consequently no virements are permitted between Operating and Capital Budgets.
- 5.6 Virements are not permissible across, or between, votes.

## 6 OPERATING BUDGET VIREMENTS

- 6.1 Virements are not allowed to utilise special purpose budgetary allocations, adopted by the Board as such and to which specific Board recommendations apply (e.g. budget strategy for growth in repairs and maintenance provisions) and which result from specific resolutions adopted when adopting the budget, as virement sources.
- 6.2 Sound motivations should be provided for all virements, as provided for on pro forma virement documentation.

### 6.3.6 Salaries, Wages and Allowances Subjective Category:

- 6.3.6.1 Virements are allowed between cost elements of - and only if these virements are within - this subjective category.
- 6.3.6.2 Virements to and from this subjective expenditure category are subject to the approval of the Director: Budgets.

### 6.3.7 Remuneration of Directors

- 6.3.7.1 Virements within this category are allowed.

## 6.3.8 General Expenditure and Repairs and Maintenance

6.3.8.1 Virements to and from cost elements within these categories are allowed (Virements are allowed from General Expenditure to Repairs and Maintenance).

6.3.8.2 The following cost elements categories are not to be used as sources of virements, but virements are allowed within each category:

- Training related expenditure
- Bargaining Council provisions and skills development levies
- Insurance related provisions
- Pensioner and Continued Members
- Repairs and Maintenance

6.3.8.3 No virements are allowed to and from the following cost elements or provisions:

- Capital Expenditure-related elements
- Scrapping of Assets / Stock
- VAT
- Insurance Fund

6.3.8.4 Revenue

- No virements will be approved on any Revenue element. Revenue provisions' amendments are to be adopted via an adjustments budget.

### 6.3.9 **Secondary Operating Cost Elements**

6.3.9.1 Virements are allowed within the same cost elements.

## 7 CAPITAL BUDGET VIREMENTS

7.1 Only virements which relate to projects approved as part of annual or adjustments budgets, will be permitted.

## 8 PROCESS AND ACCOUNTABILITY

- 8.1 Accountability to ensure that virement application forms are completed in accordance with Boards virement policy and are not in conflict with the directorate's strategic objectives manifests with the head of the relevant directorate.
- 8.2 Completed virement documentation is to be effected by the GM: Finance & HR.
- 8.3 Virements approved and processed will be reported for information to the Chairman of the Board on a quarterly basis or as part of an adjustments budget.

## ANNEXURES

- Annexure A: Operating Budget Virement Form
- Annexure B: Capital Budget Virement Form
- Annexure C: Secondary Cost Virement Form

**Ugu South Coast Tourism (Pty) Ltd – Operational Budget  
Application for Virement of Funds**

**Date:**.....

**Financial Year:**.....

**Department:** .....

**Amount to transfer:**.....

**Transfer from Vote:** .....

Ledger / Vote number: .....

Current Budget allocation: ..... New allocation:.....

**Transfer to Vote:**.....

Ledger / Vote number: .....

Current Budget allocation: ..... New allocation:.....

**Motivation for the above requirement:**

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.....

.....

**REQUESTED BY:**

**APPROVED BY:**

.....  
**General Manager :**

.....  
**JUSTIN MACKRORY**  
**Chief Executive Officer**