

**AD HOC COMMITTEE TO NOMINATE A PERSON FOR
APPOINTMENT AS PUBLIC PROTECTOR**

QUESTIONNAIRE FOR CANDIDATES



Section 193 of the Constitution, 1996 and section 1A of the Public Protector Act 23 of 1994 set out the requirements for appointment as the Public Protector.

To assist the Ad Hoc Committee in its process, all those who have applied or been nominated for appointment as Public Protector are requested to supplement their application or nomination by answering this questionnaire.

Please return the questionnaire by no later than 08 July 2016 to:

Mr V Ramaano

vramaano@parliament.gov.za

SECTION 1: PERSONAL

1.1. What are your full names and surname?

1.1.1. SurnameBUSISIWE JOYCE.....

1.1.2. Full namesMKHWEBANE

1.2. What is your date and place of birth?

1.2.1. Date of birth2 FEBRUARY 1970

1.2.2. Place of birthBETHAL

1.2.3. CitizenshipSOUTH AFRICAN

1.2.4. Identity Number 

1.3. Please indicate your genderFEMALE

1.4. Please furnish particulars of your tertiary education:

Qualification	Institution	Year
MATRIC	MKHEPHULI SS SCHOOL	1988
B PROC	UNIVERSITY OF LIMPOPO	1989-1992
LLB	UNIVERSITY OF LIMPOPO	1993-1994
CORPORATE LAW DIPLOMA	UNIV OF JHB	1997
TAX LAW DIPLOMA	UNIV OF JHB	2001-2002
MBL	UNISA	2008-2010

1.5. Please furnish chronological particulars of employment/work experience since leaving school or university

AD HOC COMMITTEE TO NOMINATE A PUBLIC PROTECTOR – QUESTIONNAIRE TO CANDIDATES

Name of employer	Position	Period
Sate Security Agency	Analyst	1/07/2016 Present
Department of Home Affairs	Director	1/07/2014-30/06/2016
SA Embassy in China	Counselor Immigration	27/04/2010- 30/06/2014
Department of Home Affairs	Acting Chief Director	1/10/2009-31/03/2010
Department of Home Affairs	Director	1/06/2005-30/09/2009
Office of the Public Protector	Senior Investigator	1/05/1999-31/05/2005
SA Human Rights Commission	Senior Researcher	1/09/1998-31/04/1999
Department of Justice	Legal Administration officer	1/07/1996-31/08/1998
Department of Justice	Public Prosecutor	1/12/1994-30/06/1996

1.6. Please provide details of any other experience that you feel may be relevant:
 Board Member of the Refugee Fund determining the payment of financial assistance to refugees in distress

Chief Operations officer of the church

1.7. Please provide details of your language proficiency:

Language proficiency (state 'good', 'fair' or 'poor')							
	Language						
	English	Zulu	N.Sotho	S.Sotho	Swazi	Ndebele	Xhosa
Speak	good	good	good	good	good	good	fair
Read	good	good	fair	fair	fair	fair	fair
Write	good	good	fair	fair	fair	fair	fair

SECTION 2: MOTIVATIONAL

2.1. Please explain why you believe you are the right person to serve as the next Public Protector?

I am a person of prestige and influence who operates with objectivity, competence and efficiency. I am an admitted Advocate of the High Court. I served on different portfolios and management levels over 22 years of the Government of the Republic of South Africa and as well as promoting the Republic overseas and building international relations with the People's Republic of China.

My current portfolio involves a strong active record of 10 years in Senior Management within Immigration Services Branch and 8 years work experience within international law, human rights and constitutional law environment therefore an expert in human rights law including immigration and refugee law. I was the Director Country Information and Cooperation Management during the nomination process but am currently a member of State Security Agency meaning I have the Top Secret security clearance and understand protecting the security of the Country.

I presented papers internationally on refugee policy in Germany, and within Southern Africa. I participated at various UNHCR EXCOM meetings in Geneva Switzerland, AU meetings in Ethiopia relating to Refugees and SADC Refugee Commissioners meetings. In South Africa I led various ad hoc humanitarian and Xenophobia projects in conjunction with providing strategic and leadership of Refugee Services successfully across five provinces: Gauteng, Cape Town, Port-Elizabeth, Durban and Limpopo.

I have an in-depth knowledge and experience of government sector, policy implementation and monitoring as a result I will provide a combination of required competencies of be a Public Protector.

I am a professional woman with strong leadership capability. I have a clean criminal record and am apolitical, I am unbiased as a result my judgments would be purely transparent based on the true facts and on public interest. She has utmost communication capabilities that makes me diverse across cultures.

I have a proven administration management capabilities within Government and internationally. I have acquired exceptional reporting, analytical, negotiating, problem solving, establishing and building relations skills over the years of services.

Given an opportunity to hold the Public Protector's Office, I trust I would continue serving and protecting public interests well with integrity, knowledge acquired independently and in a team.

2.2. In your opinion, what are the key challenges facing our country and what role should the Public Protector play in supporting our democracy?

Our country is faced with triple challenges of poverty, unemployment and inequality. This is as a result of the scourge of apartheid and its still a young democracy to redress the imbalances of the past. Government is not taking a radical approach to address the economic imbalances between the races. Further the citizens never had an opportunity to debrief, heal and reconcile as a nation develop a common culture before open to the global world. The constitution, though being the best in the world, never assisted citizens to enjoy the benefits of democracy as citizens but it was open to everyone.

There are some instances of inappropriate management practices, weak and inefficient decision-making, poor planning and low productivity in the public service.

Poor service delivery especially in local government sphere and lack of responsiveness to people's concerns. This leads to protests and destruction of state installations, and attacks to foreign nationals, affecting the image of South Africa to the world.

The Public Protector should play the following role to support our democracy:

The office of the public protector is the constitutional body supporting democracy, established by chapter 9 of the constitution. The mandate of the Public Protector is to investigate maladministration, abuse of power, undue delay and corruption in any state institution. The constitution requires the public administration with high standards of professional ethics be promoted, and maintained. Provide services impartially, fairly, equitably and without bias. Utilize resources efficiently and effectively and peoples needs be responded to.

The Public Protector is the institution that ensures people of SA enjoys the better life promised by the Country's constitution.

The Public Protector allows ordinary people to hold authority to account and contribute to the transformation of government.

The Public Protector ensures rights of citizens to quality governance and due to poverty and expensive legal costs, citizens enjoy access to justice in cases of civil claims against State institutions.

The Public Protector can assist the state to monitor the implementation of National Development Plan 2030 to institutionalize long term planning, forging a people centred and professional government.

SECTION 3: GENERAL

AD HOC COMMITTEE TO NOMINATE A PUBLIC PROTECTOR – QUESTIONNAIRE TO CANDIDATES

3.1. Are there any circumstances, financial or otherwise, known to you which might cast doubt on your fitness to hold office as Public Protector? (Indicate with an “X”)

YES		NO	X
-----	--	----	---

If so, please furnish particulars.

.....

.....

.....

3.2. Have you ever been convicted of any offence involving dishonesty, violence, or any other disreputable and/or dishonourable conduct? (Indicate with an “X”)

YES		NO	X
-----	--	----	---

If so, please furnish full particulars and dates.

.....

.....

3.3. Has any legal or other professional body ever found you guilty of any unprofessional or disgraceful conduct? (Indicate with an “X”)

YES		NO	X
-----	--	----	---

If so, please furnish particulars.

.....

.....

.....

.....

3.4. At any of your previous places of employment have you ever faced an internal investigation, a disciplinary inquiry or been dismissed from employment? (Indicate with an “X”)

YES		NO	X
-----	--	----	---

If so, please furnish particulars.

.....
.....

3.5. Are there any other relevant matters which concern your honesty, integrity and reliability which you should bring to the attention of the Committee? (Indicate with an "X")

YES	<input type="checkbox"/>	NO	<input checked="" type="checkbox"/>
-----	--------------------------	----	-------------------------------------

If so, please furnish particulars.

.....
.....

Busisiwe Mkhwebane

SIGNATURE

6 July 2016
DATE