Companies Tribunal

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COMPANIES TRIBUNAL 2026/27 ANNUAL PERFORMANCE PLAN

Select Committee on Economic Development and Trade

11 August 2026

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1. Mandate And Role Of The Tribunal

1. **Establishment**:
   a) Companies Tribunal (CT) was established under section 193 of the Companies Act, 2008, as amended.
   b) Started operating in September of 2011.

2. **Mandate in terms of Section 195:**
   a) adjudication
   b) dispute resolution through ADR and
   c) Perform any other function assigned by Act or in Schedule 4

As a quasi-judicial authority and statutory entity, the Tribunal seeks to:

- Assist companies to resolve company related disputes speedily at no cost to the parties.
- Ensure that all stakeholders, particularly the vulnerable or under-resourced parties have fair and equal opportunities to access justice and resolve disputes efficiently.
- Create a conducive environment for small and medium sized businesses to thrive.
- Resolve all disputes in a fair, transparent and impartial manner.

3. Independence: Subject to constitution and law.

2. Governance Structures

1. Programme: Adjudication: The Minister of **the dtic** appoints the Tribunal Members who are responsible for carrying out the core function of the organisation reporting to the Chairperson. There are currently fourteen part-time Members inclusive of five retired Judges.

2. Programme Administration: The Administrative element of the Tribunal is carried out by twenty-two employees inclusive of seven interns who all report to the COO (currently vacant). As such, the Tribunal programmes are split into two, i.e. Programme one: Adjudication and Programme Two: Administration.

3. Accounting Authority: The Chairperson of the Tribunal is the Accounting Authority, while the Minister of **the dtic** is the Executive Authority.

2. Governance Structures (contd.)

4. Oversight committees: Three governance bodies, i.e., the Audit and Risk Committee, Human Resource and Remuneration Committee and ICT Steering Committee performs oversight on Tribunal activities.

5. Internal Audit: The Internal audit function is outsourced and currently the service provider is Samba Solutions.

6. External Audit: External audit is undertaken by Khumalo Xaba Xulu on behalf of AGSA.

3. Strategic Contribution

The Tribunal aligns with the Medium-Term Development Plan 2024-2029 and **the dtic** Strategic Priorities as follows:

MTDP: Strategic priorities	the dtic priorities	Companies Tribunal contribution	The Tribunal APP target 2026/27
Drive inclusive growth and job creation	• Economic growth • Red tape reduction	• Speedy resolution of company disputes	• 95% of decisions and orders issued on opposed applications within 30 working days from the date of hearing or filling papers • 95% of decisions and orders issued on opposed applications within 20 working days from the date of hearing or filling papers • 95% of decisions and orders issued on opposed applications within 20 working days from the date of hearing or filling papers
	• Job creation	• Workforce readiness and skills for the economy	• Seven (7) workplace-based internships

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3. Strategic Contribution

MTDP: Strategic priorities	the dtic priorities	Companies Tribunal contribution	The Tribunal APP target 2026/27
Build a capable, ethical and developmental state	• Digital economy and digital transformation	• Electronic case management system	• 95% of ICT service and systems availability
	• Governance efficiency	• Capacitating internal governance structures	• 95% of Governance committee/Accounting Authority resolutions implemented versus received
	• Business process improvements	• Maintaining efficient internal controls	• 95% of suppliers paid within 20 business days • 95% of expenditure versus budget • 95% of information/records management improvement initiatives implemented versus planned
	• Staff capacity	• Ensuring suitable staff complement	• 86% of funded positions filled • 50% of competence development initiatives implemented versus planned
	• Transformation – BBBEE, SMME Promotion	• Procurement with BBBEE compliant suppliers	• 90% of procurement from designated groups in terms of BBBEE Act • Achieve level 3 BBBEE compliant contributor

3. Strategic Contribution

MTDP: Strategic priorities	• the dtic priorities	• Companies Tribunal contribution	• The Tribunal APP target 2026/27
Reduce poverty and tackle the high cost of living	• Ease of doing business	• Participation/ involvement in drafting regulations and amendments to the Act through SCCL and CCRD	• Concept document developed
	• Advocacy services	• Advocacy services	• Four (4) collaborations with stakeholders on the services of the Tribunal • Twenty (20) outreaches to small enterprises in townships and villages • 80% awareness campaigns conducted on social media versus planned
	• Red tape reduction	• Free and speedy resolution of disputes	• 95% of matters adjudicated within 30 working days (opposed) and 20 working days (unopposed and ADR)

3. Strategic Contribution

- The effective and efficient resolution of company disputes enhances investor confidence in the Country's justice system, thus impacting positively on the economy.

- The speedy resolution of cases enables business access to justice and contribute to economic growth as the businesses are likely to remain in business.

- As an alternative to courts, the Tribunal's decision are delivered speedily and for free thus resulting in minimum disruptions to the operations of the businesses and resulting in red tape reductions.

- As a quasi-judicial body, it is not necessary for the parties to be legally represented thus resulting in minimal financial burdens to the businesses.

- Promote economic inclusion.

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4. Strategic Objectives & Performance Indicators

PROGRAMME ONE: ADJUDICATION

MTDP Strategic Priority 1: Inclusive growth and job creation:
Outcome: Enabling environment for investment and improved competitiveness through structural reforms:

Output indicators	MTEF Targets		
	2026/27	2027/28	2028/29
Percentage of orders issued on opposed applications within 30 working days from the date of the hearing.	95% of orders issued on opposed applications within 30 working days	96% of orders issued on opposed applications within 30 working days	98% of orders issued on opposed applications within 30 working days
Percentage of orders issued on unopposed applications within 20 working days from date of allocation.	95% of orders issued on unopposed applications within 20 working days	96% of orders issued on unopposed applications within 20 working days	98% of orders issued on unopposed applications within 20 working days
Percentage of cases finalised in terms of ADR within 20 working days from the last date of sitting.	95% of cases finalised within 20 working days	96% of cases finalised within 20 working days	98% of cases finalised within 20 working days
Percentage of cases finalised in terms of ADR within 20 working days from the date of allocation.	95% of cases finalised within 20 working days	96% of cases finalised within 20 working days	98% of cases finalised within 20 working days
Percentage of customer satisfaction survey outcomes addressed to advance access to justice.	80% of customer satisfaction survey outcomes addressed	90% of customer satisfaction survey outcomes addressed	100% of customer satisfaction survey outcomes addressed

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PROGRAMME TWO: ADMINISTRATION

MTDP Strategic Priority 1: Inclusive growth and job creation:
Outcome: Increased employment opportunities

MTDP Strategic Priority 2: Reduce poverty and tackle the high cost of living
Outcome: Social cohesion and nation building

MTDP Strategic Priority 3: Build a capable, ethical and developmental state
Outcome: Improve governance and performance of public entities
Outcome: A capable and professional public service

Output indicators	MTEF targets		
	2026/27	2027/28	2028/29
Percentage of the increase in the number of new applications received	5% increase in new applications received.	7% increase in new applications received.	10% increase in new applications received.
Number of Proposed amendments to the Companies Act and regulations.	One proposed amendment to the Companies Act and Regulations	One proposed amendment to the Companies Act and Regulations	One proposed amendment to the Companies Act and Regulations
Percentage of funded positions filled	86% of funded positions filled	86% of funded positions filled	86% of funded positions filled
Percentage of competence development Initiatives implemented versus planned	50% of competence development initiatives implemented.	50% of competence development initiatives implemented.	50% of competence development initiatives implemented.
Percentage of payment of suppliers within 20 business days	95% of suppliers paid within 20 business days.	95% of suppliers paid within 20 business days.	95% of suppliers paid within 20 business days.

4. Strategic Objectives & Performance Indicators

Output indicators	MTEF targets		
	2026/27	2027/28	2028/29
Percentage of expenditure versus total budget	95% of budget spent.	95% of budget spent.	95% of budget spent.
Percentage ICT service and systems availability	95% of ICT service and systems availability	96% of ICT service and systems availability	97% of ICT service and systems availability
Number of workplace -based internship	7 interns placed.	7 interns placed.	7 interns placed.
Percentage of procurement from designated groups in terms of BBBEE Act	90% of procurement with designated groups	93% of procurement with designated groups	95% of procurement with designated groups
Achieve BBBEE level 3 status.	Achieve level 3 BBBEE status	Achieve level 2 BBBEE status	Achieve level 1 BBBEE status
Number of collaborations with stakeholders to advance the mandate of the Tribunal	4 collaborations with stakeholders	4 collaborations with stakeholders	4 collaborations with stakeholders
Number of community outreaches conducted to inform and educate the public on the services of the Tribunal in townships and villages.	20 community outreaches conducted.	20 community outreaches conducted.	20 community outreaches conducted.

5. Provincial Footprint of Core Business

As a national entity the Tribunal is intentional on outreach activities to ensures that the communities at large are served. Below is a demographic breakdown of received cases by province for Q1 of this fiscal year.

- Easterncape= 8
- Freestate= 1
- Gauteng= 79
- KZN= 8
- Limpopo= 4
- Mpumalanga= 7
- Northwest= 6
- Northern Cape= 1
- Western Cape= 18
- Other(outside South Africa)= 8

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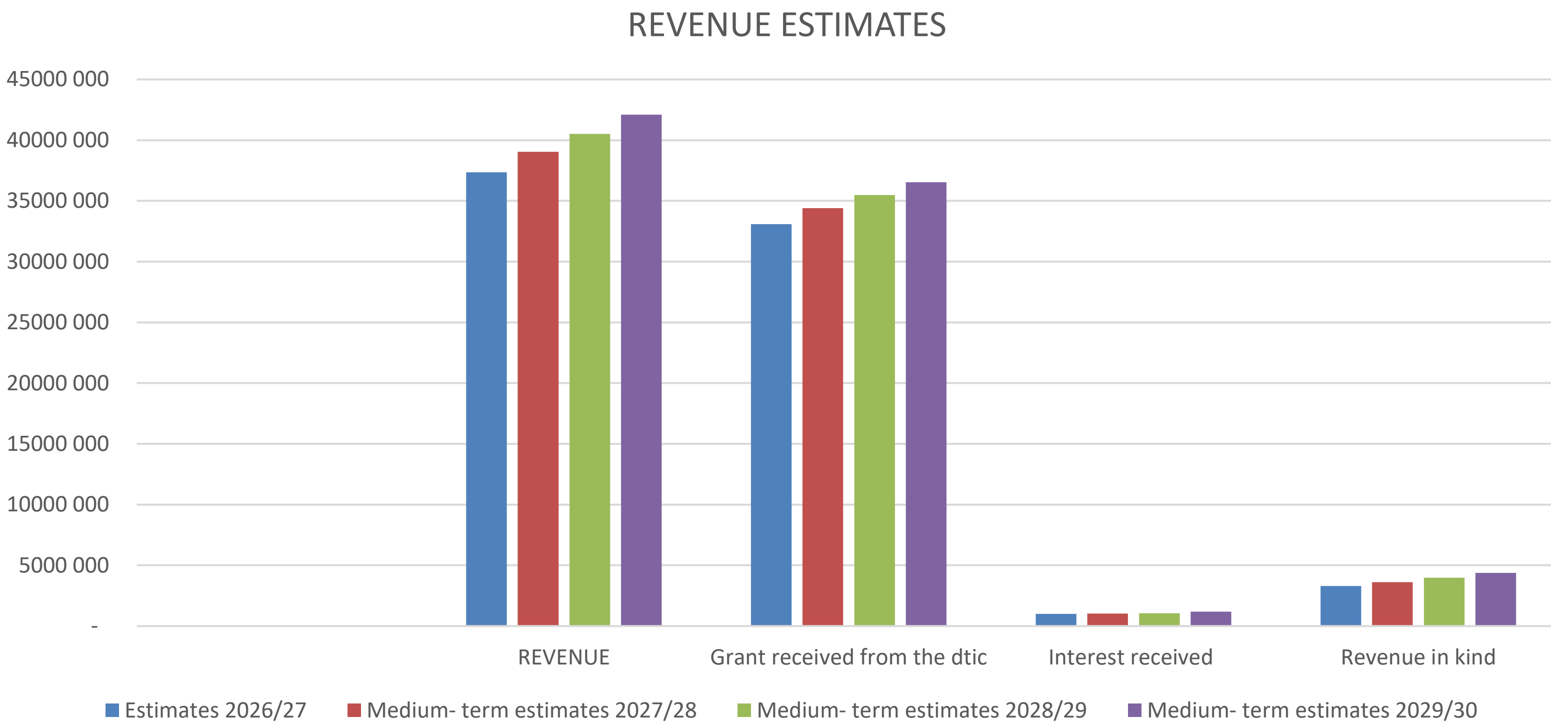
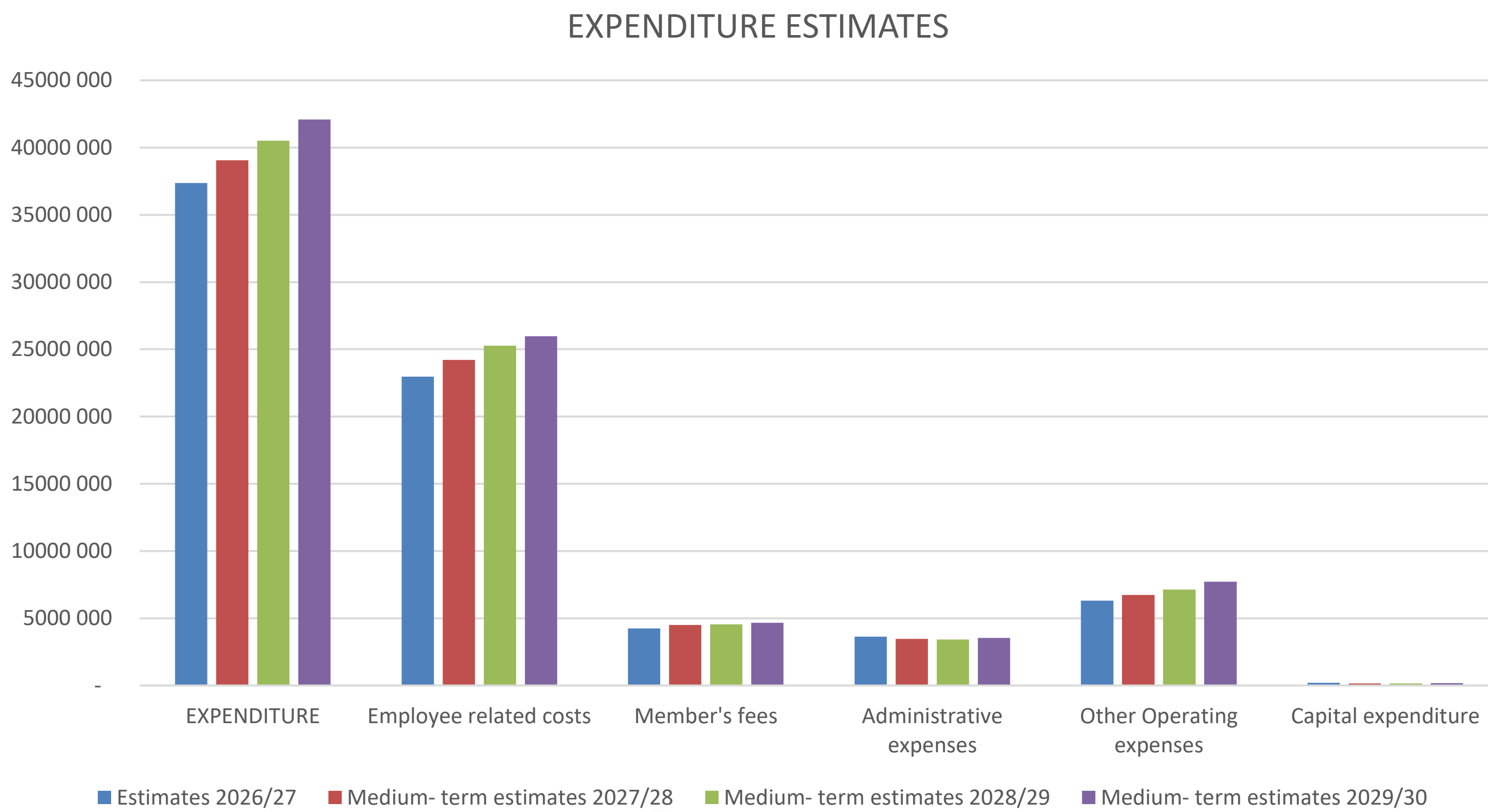
5. Overview of Budget Allocation

ACCOUNT DESCRIPTION	Actual 2023/24	Actual 2024/25	Actual 2025/26	Estimates 2026/27	Medium- term estimates 2027/28	2028/29	2029/30
REVENUE	**32 050 169**	**33 025 573**	**41 780 927**	**37 365 856**	**39 055 027**	**40 517 501**	**42 089 753**
Grant received from **the dtic**	28 202 000	29 497 000	37 812 000	33 085 000	34 406 000	35 475 000	36 543 000
Interest received	1 380 645	797 323	930 177	996 916	1 036 693	1 068 934	1 175 829
Revenue in kind	2 467 524	2 714 000	2 985 400	3 283 940	3 612 334	3 973 567	4 370 924
Other income - exchange transactions		17 250	53 350				
EXPENDITURE	**32 818 168**	**32 971 297**	**33 822 469**	**37 365 856**	**39 055 027**	**40 517 501**	**42 089 753**
Employee related costs	18 263 646	18 489 982	21 298 432	22 968 809	24 202 948	25 277 825	25 975 888
Member's fees	3 816 018	4 390 673	4 003 939	4 247 352	4 509 424	4 540 256	4 672 879
Administrative expenses	4 305 432	4 382 978	1 972 450	3 632 424	3 454 695	3 413 072	3 547 554
Other Operating expenses	6 286 908	5 507 928	6 194 715	6 307 271	6 737 960	7 126 348	7 717 432
Depreciation/Capital expenditure	146 164	199 736	352 933	210 000	150 000	160 000	176 000
SURPLUS/ (DEFICIT) FOR THE YEAR	**(767 999)**	**54 276**	**7 958 458**	**-**	**-**	**-**	**-**

5. Overview of Budget Allocation



5. Overview of Budget Allocation



5. Overview of Budget Allocation

- 100% dependent on the Government grant
- Research planned to be undertaken on the funding model
- For 2026/27, 69% of Government grant goes to compensation of employee
- 31% of the Government grant is distributed amongst, members’ fees, operational, administrative and CAPEX.

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THANK YOU!