

GEN – General - Komati Basin Water Authority

Censure imposed by the JSE on Komati Basin Water Authority (“KOBWA” or “Issuer”)

The JSE hereby informs stakeholders of the following findings in respect of KOBWA:

1. Stakeholders are referred to the Issuer’s SENS announcement dated 23 February 2023 regarding the appointment of Mr. Lucky Charles Mohalaba as a non-executive director of KOBWA, effective 01 February 2023.
2. The provisions of paragraph 6.39(a) of the JSE’s Debt Listings Requirements require an issuer to notify the JSE and announce on SENS, any change to the board of directors, the company secretary or debt officer, including the appointment of a new director, without delay and by no later than by the end of the business day following the decision or receipt of notice detailing the change. The Issuer failed to publish the SENS announcement for the appointment of Mr. Mohalaba on 1 February 2023 timeously and the SENS announcement was only published on 23 February 2023.
3. Accordingly, the JSE found the Issuer to be in breach of the provisions of paragraph 6.39(a) of the Debt Listings Requirements in respect of the late announcement of the appointment of Mr. Mohalaba as a non-executive director of KOBWA.
4. This is KOBWA’s second transgression where it was previously found to be in breach of the Debt Listings Requirements in respect of a late announcement in 2022.
5. Interest rate issuers are obligated to adhere to the Debt Listings Requirements consistently. Compliance with these requirements serves the broader goals of investor protection and fostering investor confidence. To support the objectives of transparency and maintaining a reliable marketplace, it is crucial that SENS announcements are promptly published within the specified timeframes outlined in the Debt Listings Requirements. This ensures that investors and potential investors receive timely and pertinent information about an issuer. The JSE finds it unacceptable that KOBWA failed to comply with the Debt Listings Requirements, neglecting to promptly publish a crucial SENS announcement.
6. With reference to the JSE’s finding of breach, the JSE has decided to impose this public censure on KOBWA as a result of its failure to comply with the important provisions of the Debt Listings Requirements.

13 December 2023