



Dr Sandile Buthelezi

Director-General: National Department of Health, South Africa
Corner Thabo Sehume and Broes Streets, Civitas Building
Email: DG@health.gov.za

Copied to: **Mr Mark Blecher**

Chief Director: Health and Social Development ("NT")
National Treasury, South Africa
240 Madiba St, Pretoria Central, Pretoria, 0002
Email: mark.blecher@treasury.gov.za

18 December 2020

Dear Dr Buthelezi,

Donation agreement, dated 10 December 2020 between Solidarity Response Fund NPC and the National Department of Health, South Africa (the "Donation Agreement")

We refer to the Donation Agreement and to our letter to you, dated 11 December 2020, extending certain timelines under the Donation Agreement (the "**Extension Letter**"). Capitalised terms that are used, but not defined, in this letter have the meanings given to them in the Donation Agreement.

We confirm that the Donor has completed all "know your customer" checks that were required to permit it to pay the Down Payment to Gavi on behalf of NDoH. We further confirm that the Donor has received (i) a pdf copy of the Commitment Agreement, signed by Gavi and NDoH and dated 11 December 2020 and (ii) a letter from the Minister of Health addressed to the Minister of Finance confirming his concurrence with the issue of the Financial Guarantee by the Minister of Health, dated 18 December 2020.

While we understand that agreement has now been reached between NDoH, NT and Gavi, we are informed that NDoH may not be able to provide the Donor with confirmation of the issue of the Financial Guarantee together with a copy thereof by 2pm on 18 December 2020, as required in terms of clause 4.1 of the Donation Agreement, read with the Extension Letter (the "**Delivery Date and time**"), which Delivery Date and Time was selected to permit adequate time for the Donor to pay the Down Payment to Gavi by the Participant Payment Deadline (as defined in the Commitment Agreement).

We have received correspondence from Gavi offering to extend the Participation Payment Deadline and the Financial Guarantee Deadline to 21 December 2020 and we understand that this extended deadline will not be strictly enforced if the Financial Guarantee is not received by 21 December 2020. We have also received confirmation from Gavi that they will accept a SWIFT confirmation from the Donor in respect of the Down Payment as evidence of such payment.

*info@solidarityfund.co.za | 0860 001 001 | www.solidarityfund.co.za
Solidarity Response Fund NPC | NPC Registration number: 2020/179561/08 | Public Benefit Organisation: #934066904
Registered address: c/o ENSAfrica The Marc | Tower 1, 129 Rivonia Road, Sandton 2196*

*Directors: Ms Gloria Tumbani Serobe (Chairman), Mr Adi Enthoven (Deputy Chairman), Ms Nomkhitha Nyweni (Interim CEO), Dr Ayanda Nsoaluba (Chair Distribution Committee),
Ms Tryphosa Ramamo (Chair of the Audit and Risk Committee), Mr Simeon Masong (Chair of the Fundraising Committee), Prof Michael Katz, Ms Kgwatoiso Makhapala,
Minister Tito Mboweni, Minister Abraham Pooe, Mr Thulani Tshajana*



Based on the above, the Donor hereby gives written notification of the further extension of the Delivery Date from 2pm on Friday 18 December to **11am on Monday 21 December 2020** (the "**Extended Delivery Date and Time**").

The Donor further confirms that no Termination Trigger Event shall have occurred under the Donation Agreement if NDoH provides the Donor with evidence of:

- the issue and delivery of the Financial Guarantee to Gavi, by the Minister of Health; and
- confirmation from Gavi that the Financial Guarantee has been received by it in the form agreed or a copy of the Financial Guarantee, counter-signed by Gavi,

in each case, by the Extended Delivery Date and Time, **or such later date and time as the Donor notifies to NDoH in writing**. For the sake of clarity, a retrospective Termination Trigger Event shall have occurred if such evidence is not provided by the Extended Delivery Date and Time.

Finally, we hereby consent to the disclosure of the Donation Agreement and this letter to Gavi.

Please confirm receipt of this letter.

Yours sincerely,

Ms Amanda Tandiwe Nzimande
Chief Executive Officer