

MINUTES OF A

COUNCIL MEETING

HELD ON

25 APRIL 2017

CAPE WINELANDS DISTRICT MUNICIPALITY

COUNCIL MEETING

TUESDAY, 25 APRIL 2017 AT 14:00

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KAAPSE WYNLAND DISTRIKSMUNISIPALITEIT

RAADSVERGADERING

DINSDAG, 25 APRIL 2017 OM 14:00

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UMASIPALA WESITHILI SASECAPE WINELANDS

INTLANGANISO YEBHUNGA

NGOLWESIBINI, UMHLA WAMA-25 KUEPRELI 2017 NGENTSIMBI YE-14

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CAPE WINELANDS DISTRICT MUNICIPALITY

MINUTES OF THE COUNCIL MEETING OF THE CAPE WINELANDS DISTRICT MUNICIPALITY HELD ON TUESDAY, 25 APRIL 2017 AT 14:07 IN THE COUNCIL CHAMBER, CAPE WINELANDS DISTRICT MUNICIPALITY, TRAPPES STREET, WORCESTER

PRESENT

(3/2/1/2)

COUNCILLORS

Cllr. C. Meyer (Speaker)
Ald. (Dr.) H. von Schlicht (Executive Mayor)
Cllr. D. Swart (Deputy Executive Mayor)



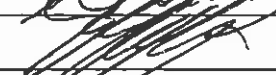

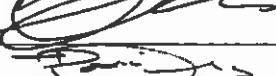
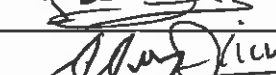

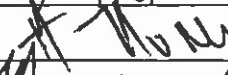
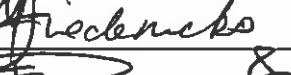







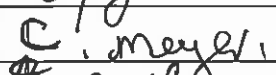

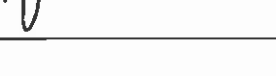



Cllr. M.M. Adriaanse
Cllr. R.B. Arnolds
Cllr. W.M. Blom
Cllr. G.J. Carinus
Cllr. A. Crombie
Cllr. C. Damens
Cllr. P. Daniëls
Cllr. J.J. du Plessis
Cllr. R. du Toit
Cllr. A. Florence
Cllr. G.J. Fredericks
Cllr. E. Gouws
Cllr. P. Hess
Cllr. X. Kalipa
Cllr. M.T. Klaas
Cllr. N.S. Louw
Cllr. S.S. Magqazana
Cllr. P. Marran
Cllr. E.S.C. Matjan
Cllr. J.S. Mouton
Cllr. L.W. Niehaus
Cllr. B.B. Ntshingila
Cllr. E. Qhankqiso
Cllr. P.C. Ramokhabi
Cllr. S.C. Rens
Cllr. L.S. Sambokwe
Ald. J.W. Schuurman
Cllr. L.N. Siwakamisa
Cllr. D.R.A. Snyders
Cllr. C. Steyn
Cllr. N. Tetana
Cllr. J.J. van Rooyen
Cllr. J.D.F. van Zyl
Cllr. W. Vrolick






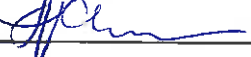










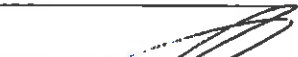











**KAAPSE WYNLAND / CAPE WINELANDS
DISTRIKSMUNISIPALITEIT / DISTRICT MUNICIPALITY**

**LYS VAN VERTEENWOORDIGERS : RAADSVERGADERING
LIST OF REPRESENTATIVES : COUNCIL MEETING**

25 April 2017
DATUM VAN VERGADERING
DATE OF MEETING

14:00
TYD / TIME
WORCESTER

VERTEENWOORDIGER / REPRESENTATIVE	HANDTEKENING / SIGNATURE
ADRIAANSE, MM	
ARNOLDS, RB	R. ARNOLDS
BLOM, WM	
CARINUS, GJ	
CROMBIE, A	
DAMENS, C	
DANIELS, P	
DU PLESSIS, JJ	
DU TOIT, R	
FLORENCE, A	
FREDERICKS, GJ	
GOUWS, E	
HESS, P	
KALIPA, X	
KLAAS, MT	
LANDU, L	
LOUW, NS	
MAGQAZANA SS	
MARRAN, P	
MATJAN, ESC	
MEYER, C	
MOUTON, JS	
NALUMANGO, RS	

VERTEENWOORDIGER / REPRESENTATIVE	HANDTEKENING / SIGNATURE
NIEHAUS, LW	
NTSHINGILA, BB	
QHANKQISO, E	E. Qhankqiso
RAMOKHABI, PC	
RENS, SC	
SAMBOKWE, LS	
SCHUURMAN, JW	
SHIBILI, AJ	
SIWAKAMISA, LN	
SNYDERS, DRA	
STEYN, C	
SWART, D	
TETANA, N	
VAN ROOYEN, JJ	
VAN ZYL, JDF	J.B.F. van Zyl
VROLICK, W	
VON SCHLICHT, H	
WILSKUT, CF	
AMPTENARE / OFFICIALS	
MGAJO, M	
DU RAAN-GROENEWALD, FA	
SCHROEDER, CV	
VAN ECK, F	
BEUKES, EFC	
NEETHLING, WM	
DARIES, BT	
SMIT, K	
HEATH, DA	
WILLEMSE, I	
ZEELIE, R	

ABSENT

Cllr. R.S. Nalumango
Cllr. C.F. Wilskut

OFFICIALS

Mr. M. Mgajo (Municipal Manager)
Ms. F.A. du Raan-Groenewald
Mr. C.V. Schroeder
Mr. F. van Eck
Mr. E.F.C. Beukes
Ms. B.T. Daries
Ms. K. Smit
Ms. W.M. Neethling
Mr. D.A. Heath
Ms. I. Willemse

C.1 OPENING (3/2/1/2)

The Speaker welcomed all present.

Councillor E. Qhankqiso opened the meeting with prayer.

C.2 ELECTION OF ACTING SPEAKER, IF NECESSARY (3/2/1/2)

None.

C.3 DISCLOSURE OF ANY DIRECT OR INDIRECT INTERESTS BY COUNCILLORS AND/OR OFFICIALS (3/4/1 & 4/8/4)

None.

C.4 APPLICATION FOR LEAVE OF ABSENCE

(3/2/1/2)

COUNCILLORS

Cllr. L. Landu
Cllr. A.J. Shibili

OFFICIALS

None.

C.5 STATEMENTS AND COMMUNICATIONS BY THE SPEAKER (*Verbatim*)

(3/2/1/3)

Geagte Agbare Burgemeester
Geagte Agbare Onderburgemeester
Geagte Agbare Burgemeesterskomitee
Geagte Agbare Hoofswep en lede van die Raad van KWDM
Geagte Munisipale Bestuurder
Geagte Uitvoerende Direkteure en Amptenare van verskillende departemente

Die volgende Raadslede word gelukkigwens met hul verjaardae:

Verjaardagmaand	Verjaardag	Naam van Raadslede
April	01	Rdl. A. Florence
	08	Rdl. P. Daniels
	10	Rdl. E.S.C. Matjan
	13	Rdl. J.W. Schuurman
	16	Rdl. L.W. Niehaus
	25	Rdl. W.M. Blom

Ek hoop dat u die dag geniet het saam met u familie, vriende en kollegas. Ons wens u alle seëninge toe vir die jaar en pad vorentoe.

Ek wil my dank aan alle raadslede spreek, ek glo dat julle ten tye van die afgelope paasaweek sigbaar en beskikbaar is vir julle verskeie gemeenskappe.

Met dank.

(Councillor R.B. Arnolds left the meeting at 14:17)

**C.6 STATEMENTS AND COMMUNICATIONS BY THE EXECUTIVE MAYOR
(Verbatim) (3/2/1/3)**

1. The Cape Winelands District Municipality (CWDM) received a visit from a Dutch delegation as an example of a best practice of municipal service delivery. Infrastructure projects were show-cased by Mr. C.V. Schroeder and highly commended by the Dutch delegation. The majority of the members of this delegation represented the local government and academy in the Netherlands.



Visit by Dutch Public Managers: 15 March 2017

2. On 6 and 7 April 2017, I attended the 3rd **Presidential Local Government Summit** together with Municipal Manager. The theme of the summit was: "Transforming Municipal Spaces for Radical Social and Economic Development". In the discussion group attended by myself and the Municipal Manager, the role of the district as a municipality and its coordination function was underlined, indicating that the district has a function to fast tract the transformation of municipal spaces. Formal feedback will follow.



5
Council Meeting
25 April 2017

3. The Cape Winelands District Municipality (CWDM) has received a gold certificate and an award for our 3rd consecutive clean audit opinion. We appreciate efforts by the whole of the staff component and political leadership to contribute to this achievement.



Audit Excellence Awards 2015/16: Monday 10 April 2017

Paarl Post 13 April 2017

KWDM een van die bestes in die land

Kaapse Wynland-distriksmunisipaliteit (KWDM) is een van die toptien bes bestuurde munisipaliteite in die land.

Hierdie is bevestig toe die nasionale tesourie onlangs hul Jaarverslag bekend gemaak het oor die toestand van plaaslike regerings se finansiële en finansiële bestuur vir die vierde kwartaal van die 2015/16-boekjaar.

Hierdie verslag wys ook die besonderhede van hoe munisipaliteite die land se belastingbetalers se geld spandeer.

Die graderingsagentskap het die finansiële van verskeie munisipaliteite bekyk en onder meer die munisipaliteite se operasionele vertoning, begrotingspraktyke en likwiditeit in ag geneem en 'n stabiliteitsindeks saamgestel.

Gebiede van risiko word ook deur die plaaslike regering van finansiële geïdentifiseer sodat toepaslike beleidsantwoorde ontwikkel kan word.

Hierdeur word munisipaliteite wat in finansiële nood verkeer, ook geïdentifiseer sodat proses daargestel kan word om ondersteuning te verleen aan sulke munisipaliteite.

Met die oog op die korrekte gebruik om begrotings te bepaal, word daar gekyk na onder meer hoeveel geld die munisipaliteit gebruik om sy vereiste bedryfsuitgawes te ontmoet: oorbesteding en onderbesteding van toegekende begroting; hoeveel debiteure geld aan die munisipaliteit verskuldig is en die vermoë van die munisipaliteit om sy eie fondse te genereer.

Saam met die KWDM op die top 10-lys is van die bes bestuurde munisipaliteite in die land, naamlik Swariland-munisipaliteit, Weskus-distriksmunisipaliteit en Saldanha-munisipaliteit.

Die burgemeester van die Kaapse Wynland-distriksmunisipaliteit, dr. Helena von Schlicht, het gesê dat hierdie prestasie 'n groot kompliment vir die KWDM is.

"Ons sal vorentoe steeds hierna streef, maar die uitdagings bly hoog vir die distrik om daardie prestasie te handhaaf.

Wes-Kaapse minister van plaaslike regering, Anton Bredell, is baie duidelik oor die beleid dat 'n skoon finansiële regering ononderhandelbaar is. Verder is Ivan Meyer, Wes-Kaapse minister van finansies, vasberade dat elke sent publieke geld wat in die Wes-Kaap gebruik word, deur munisipaliteite verantwoordbaar gedemonstreer sal wees en die Wes-Kaapse regeringsbeleid dat munisipaliteite skoon



Die burgemeester van Kaapse Wynland-Distrik-munisipaliteit, Helena von Schlicht.

oudtopinies sal nastreef en terselfdertyd hoe persentantie van dienslewering sal bereik.

"Dit is moontlik, alhoewel dit harde werk is, en dit is wat die KWDM ook sal nastreef."

Die munisipaliteite wat die swakste bestuur word, is Nketoana (Vrystaat), King Sabata Dalidyebo (Oos-Kaap) en Emfuleni (Gauteng).

* The Cape Winelands District Municipality is according to a survey done by the National Treasury one of the top financially managed municipalities in the country.

Artikel: Paarl Post, Donderdag 13 April 2017

4. The Cape Winelands District Municipality (CWDM) was commended for being amongst the 9 best run municipalities in South Africa based on certain financial criteria. This is only one type of ranking, but still a major achievement. The criteria referred to cash coverage, cash balance, reliance on capital grants, operational overspending, capital underspending, debtor's growth, debtor's own revenue and creditor's cash. This ranking reflects the 2015/2016 financial year. For the purpose of this communication, I've also included the official report as published on the national treasury website.

<https://businessstech.co.za/news/government/166931/the-9-best-and-worst-run-municipalities-in-south-africa/>

The 9 best and worst run municipalities in South Africa

By Staff Writer March 29, 2017 5 Comments

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Council Meeting
25 April 2017



Treasury has released its state of local government finances and financial management [report](#) for the fourth quarter of the 2015/16 financial year, detailing how the country's municipalities spend taxpayer's money.

The report reviews the state of municipal budgets and expenditure as well as municipal governance issues at the end of a particular financial year in order to:

- Identify areas of risk in local government finances so that appropriate policy responses can be developed.
- Identify those municipalities that are in financial distress so that processes can be initiated to determine the full extent of their financial problems and whether a municipality requires support.

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Explanation of results

In order to determine the correct use of budgets, the report looks at 8 different categories including how much money the municipality uses to meet its operating expenditure requirements; overspending and under-spending of allocated budgets; how many debtors owe money to the municipality and the municipalities' ability to generate its own funds.

The report then graded the categories on a 1-3 scale and tallied the total to an amount out of a possible 24.

- 1 – Good
- 2 – Fair
- 3 – Poor
- ≥ 16 – a municipality shows signs of distress (receiving a score of 3 in more than 4 of the 8 indicators listed in the tables below)

Performance of metros

Municipality	Cash coverage	Cash Balances	Reliance on Capital Grants	Overspending operational	Underspending Capital	Debtors Growth	Debtors own revenue (%)	Creditors Cash (%)	≥ 16
Nelson Mandela Bay	2	1	2	1	2	1	3	1	12
Ekhuruleni	1	1	2	1	2	1	3	1	11
Johannesburg	2	1	1	1	1	1	3	3	12
Tshwane	3	1	2	1	1	1	3	3	15
eThekweni	2	1	2	1	x	1	3	3	12

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Cape Town	1	1	2	1	2	1	3	1	11
Buffalo City	1	1	1	1	2	1	3	1	10
Mangaung	2	1	1	1	2	3	3	1	13

Worst performing municipalities

Municipality	Cash coverage	Cash Balances	Reliance on Capital Grants	Overspending operational	Underspending Capital	Debtors Growth	Debtors own revenue (%)	Creditors Cash (%)	≥16
Nketoana (FS)	3	3	3	3	3	2	3	1	21
King Sabata Dalindyebo (EC)	3	3	3	x	3	3	3	1	19
Emfuleni (GT)	3	1	3	x	3	3	3	3	19
Maluti-a-Phofung (FS)	3	3	3	x	3	3	3	1	19
Impendle (KZN)	2	3	3	2	2	3	3	1	19
Ba-Phalaborwa (LIM)	3	3	3	x	2	2	3	3	19
Thabazimbi (LIM)	3	3	3	x	3	3	3	1	19

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Ditsobotla (NW)	3	2	3	x	3	2	3	3	19
Ngaka Modiri Molema (DC)	3	1	3	2	3	3	1	3	19

Best performing municipalities

Municipality	Cash coverage	Cash Balances	Reliance on Capital Grants	Overspending operational	Underspending Capital	Debtors Growth	Debtors own revenue (%)	Creditors Cash (%)	>=16
Mthonjaneni (KZN)	1	1	2	x	x	1	1	1	7
West Coast (DC)	1	1	1	x	x	3	1	1	8
Swartland (WC)	1	1	1	2	x	2	1	1	9
Cape Winelands (DC)	1	1	1	2	x	2	1	1	9
Overberg (DC)	2	1	1	x	x	3	1	1	9
Intsika Yethu (EC)	2	1	3	x	x	1	1	1	9
Phokwane (NC)	1	1	1	1	x	2	3	1	10

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Saldanha Bay (WC)	1	1	1	x	2	1	3	1	10
Central Karoo (DC)	2	1	1	x	3	1	1	1	10

6. The Department Social Development was involved with a very successful programme of tug of war, domino and Vlakkie cricket sport events in all 5 local municipalities. Feedback on the value and success of these are very positive and these events will be extended in the next financial year. The events contribute hugely to cultural warmth and healthy recreation.



Tug of War

7. Summit Housing needs CWDM: 24 April 2017

The Cape Winelands District Municipality (CWDM) was instrumental in arranging this summit on the instruction of Min. B. Madikizela. The discussions were robust, the need for a co-ordination champion was voiced, hence Cape Winelands District Municipality (CWDM) stepped up, unlike only another talk exercise the outcomes of this summit will be escalated to the District Co-Ordinating Forum (DCF) from where buy-in of the local municipalities will be secured in sustainably address the highly complexed issue of housing including rural and farm dwellers, including entry level

C.11 INTERVIEWS WITH OR PRESENTATIONS BY DEPUTATIONS

None.

C.12 URGENT MATTERS SUBMITTED BY THE MUNICIPAL MANAGER (3/2/2/1)

None.

C.13 REPORT BY THE EXECUTIVE MAYOR: MAYORAL COMMITTEE MEETING HELD ON TUESDAY, 14 MARCH 2017 (3/2/2/1)

The following report outline the issues and decisions taken by the Mayoral Committee.

The relevant minutes that served before the Executive Mayor and Mayoral Committee on the date indicated have been distributed to all Councillors -

1 MEETING HELD ON 14 MARCH 2017

MATTERS OF WHICH COGNISANCE WERE TAKEN:

MC.6.4 NOTICE TO MAYORAL COMMITTEE: MINUTES OF THE TRAINING COMMITTEE MEETING HELD ON WEDNESDAY, 18 JANUARY 2017 (3/2/5/1)

RESOLVED:

That cognisance be taken of the item that served before the Mayoral Committee.

MATTERS OF WHICH RESOLUTIONS WERE TAKEN:

- MC.6.2** **NOTIFICATION TO THE MAYORAL COMMITTEE: RESOLUTIONS BY THE EXECUTIVE MAYOR IN CONSULTATION WITH THE DEPUTY EXECUTIVE MAYOR IN TERMS OF THE SYSTEM OF DELEGATIONS APPROVED BY COUNCIL AT ITEM C.4.12 OF 15 JUNE 2011** **(2/4/2)**
-

RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

- MC.6.3** **CAPE WINELANDS DISTRICT HEALTH COUNCIL** **(C.P. N/1 & 12/1/1/32)**
-

RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

- MC.6.5** **DEPARTMENT: TECHNICAL SERVICES: QUARTERLY REPORT: OCTOBER 2016 TO DECEMBER 2016** **(2/10/1/5)**
-

RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

- MC.6.6** **DEPARTMENT: COMMUNITY DEVELOPMENT AND PLANNING SERVICES: REPORT ON THE ATTENDANCE OF THE BEELD HOLIDAYMAKERS EXPO HELD FROM FRIDAY, 24 FEBRUARY 2017 TO SUNDAY, 26 FEBRUARY 2017 IN MIDRAND** **(17/15/5 & 6/23/1)**
-

RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

MC.7.2.1 BENEVOLENT FUND GRANT CONTRIBUTIONS (5/7/16)

RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

MC.7.2.2 PROGRESS REPORT ON MUNICIPAL MINIMUM COMPETENCY LEVELS (4/12/15, 1/1/1 & 3/2/5/13)

RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

MC.7.2.3 2017/2018 MEDIUM TERM REVENUE AND EXPENDITURE FRAMEWORK (MTREF) FOR THE CAPE WINELANDS DISTRICT MUNICIPALITY (CWDM): REQUESTS (5/1/1/10)

RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

MC.7.2.4 DRAFT 2017/2018, 2018/2019 AND 2019/2020 MEDIUM TERM REVENUE AND EXPENDITURE FRAMEWORK (MTREF) FOR THE CAPE WINELANDS DISTRICT MUNICIPALITY (CWDM) (5/1/1/10)

RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

- MC.7.2.5 APPROVAL OF ADDITIONAL FUNDING RECEIVED FOR THE 2016/2017 FINANCIAL YEAR IN TERMS OF SECTION 28(2)(b) OF THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (ACT NO. 56 OF 2003) (MFMA) AND REGULATION 23(3) OF THE MUNICIPAL BUDGET AND REPORTING REGULATIONS, 2008 (5/1/16 & 3/2/5/15)**
-

RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

- MC.7.3.1 ATTENDANCE OF THE LOCAL ECONOMIC DEVELOPMENT SUMMIT TO BE HELD FROM TUESDAY, 11 APRIL 2017 TO WEDNESDAY, 12 APRIL 2017 IN STELLENBOSCH (10/1/7/1)**
-

RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

- MC.7.3.2 TWINNING AGREEMENT BETWEEN THE CAPE WINELANDS DISTRICT MUNICIPALITY IN THE REPUBLIC OF SOUTH AFRICA AND THE KAKHETI REGION IN GEORGIA, CAUCASUS REGION OF EURASIA (10/1/7/2)**
-

RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

- MC.7.3.3 FIRE FIGHTING SERVICES CHARGES AND FEES (5/5/1/2)**
-

RESOLVED:

That cognisance be taken of the decision taken by the Executive Mayor together with the Mayoral Committee.

C.14 MATTERS FOR NOTIFICATION

C.14 MATTERS FOR NOTIFICATION

C.14.1 PROGRESS REPORT ON MUNICIPAL MINIMUM COMPETENCY LEVELS
(4/12/5, 1/1/1 & 3/2/5/13)

**R.14.1 VORDERINGSVERSLAG OOR MUNISIPALE MINIMUM BEVOEGDHEIDS-
VLAKKE** (4/12/5, 1/1/1 & 3/2/5/13)

**C.14.1 INGXELO KAMASIPALA YENKQUBELA PHAMBILI YAMANQANABA
APHANTSI OBUCHULE** (4/12/5, 1/1/1 & 3/2/5/13)

PURPOSE OF SUBMISSION

That Council take cognisance of the monthly Municipal Minimum Competencies Progress Report.

DOEL VAN VOORLEGGING

Dat die Raad kennis neem van die maandelikse Vorderingsverslag oor Munisipale Minimum Bevoegdheidsvlakke.

INJONGO YONGENISO

Yeyokokuba iBhunga lithabathele ingqalelo iNgxelo kaMasipala yarhoqo ngenyanga yeNkqubela Phambili yamaNqanaba aPhantsi oBuchule.

BACKGROUND

The Municipal Regulations on Minimum Competency Levels were first issued on 15 June 2007. This required municipalities and municipal entities to achieve full compliance by 1 January 2013. The Regulations required officials holding key positions and those that are responsible for financial management to comply with the prescribed minimum competencies relevant to their positions.

In April 2012 the National Treasury issued MFMA Circular 60 aimed at assisting municipalities who were experiencing difficulties in complying with the legislation for officials already in the employ of the municipality. In accordance with the Circular, municipalities could apply to the National Treasury to consider a delay in enforcement of certain provisions of the regulations as a "Special Merit Case.

On 14 March 2014 the National Treasury issued a MFMA Exemption Notice to delay the enforceability of the Regulations. This Exemption Notice lapsed on 30 September 2015.

After consultation with key stakeholders and correspondence received from municipalities regarding the challenges faced in attracting and retaining key skills as a result of the prescribed minimum competency level requirements, a decision was taken to further exempt municipalities and municipal entities from the application of Regulations 15 and 18 of the Municipal Regulations on Minimum Competency levels for a period of 18 months from 3 February 2017.

COMMENT

On 3 February 2017 MFMA Exemption Notice 40593 was issued in terms of section 177(1)(b) of the MFMA relating to exemption from compliance with Regulations 15 and 18 of the Municipal Regulations on Minimum Competency levels (attached as Annexure "A").

Paragraphs 2.5 and 2.6 of the MFMA Exemption Notice stipulate as follows:

2.5 *A municipality must –*

- (a) *Submit a report to the National Treasury on the implementation of the conditions referred to in paragraph 2.1(a), in respect of the municipality and each of its entities in such format and on such dates as the National Treasury determines; and*
- (b) *On a monthly basis, submit to the National Treasury and the relevant Provincial Treasury a report with details of –*
 - (i) *Employment contracts of officials appointed by virtue of this Notice;*
 - (ii) *Registration with accredited training providers; and*
 - (ii) *Progress made in attaining the minimum competency levels.*

2.6 *The report envisaged in paragraph 2.5(b) must be tabled at each municipal council meeting to enable the council to –*

- (a) *Enforce the Regulations and this Notice; and*
- (b) *Institute corrective action as may be required.*

In terms of officials at the Cape Winelands District Municipality who currently do not comply with the Municipal Regulations on Minimum Competency Levels, they are grouped as follows:

Senior Managers - *"Senior Manager" in relation to a municipality, means a manager referred to in section 56 of the Municipal Systems Act.*

1 x official

Financial Officials at Middle Management Level - *"middle management level" means a management level associated with persons in middle management positions for supervising staff, and includes- (a) an official directly accountable to a manager in the senior management level; or (b) a person that occupied a position in a management level, outside the local government sphere.*

10 x officials

Officials involved in Implementation of Supply Chain Management Policy: Officials with Financial Delegations

10 x officials

Officials involved in Implementation of Supply Chain Management Policy: Officials serving on Supply Chain Management Bid Committees

20 x officials

In order to effectively address the above situation, the Cape Winelands District Municipality embarked on a formal tender process to ensure the procurement of an accredited Municipal Finance Management Programme (MFMP) service provider. In March 2016 Kgolo Institute was appointed on a three year contract as the preferred service provider for the CWDM's Municipal Finance Management Programme. The Municipal Finance Management Programme is currently being implemented via three intakes per year, with Intake 1 completed in January 2017.

Intake 1 consisted of a combination of CWDM officials, those affected by the MFMA Regulations on Minimum Competency Levels, as well as those middle and-junior management officials not affected by the MFMA Regulations on Minimum Competency Levels.

Intake 2 is scheduled for commencement from 08 May 2017 to January 2018 and will consist of officials affected by the MFMA Regulations on Minimum Competency Levels, who until now have not participated in the Municipal Finance Management Programme (MFMP) and will ensure that these officials are in full compliance with the prescribed competency levels within the given timeframe as stipulated in the MFMA Exemption Notice 40593.

Intake 3 will commence from February 2018 to December 2018 and will consist of all outstanding middle and junior managers within the Cape Winelands District Municipality that are not affected by the Minimum Competency Levels.

IMPLICATIONS

PERSONNEL

The Exemption Notice is applicable to existing officials who are in the employ of municipalities and municipal entities and new appointments. With regard to officials who were already in the employ of municipalities and municipal entities prior to 3 February 2017, these officials should be given until 2 August 2018 to complete the outstanding prescribed unit standards to obtain full compliance with the Regulations.

To give effect to Exemption Notice No. 40593, all affected officials already in the employ of the Cape Winelands District Municipality involved in the implementation of the supply chain management policy of the municipality who must meet the prescribed financial management competency levels, will be required to sign a Memorandum of Agreement which will, inter alia, also stipulates the consequences to officials should they refuse to either complete their outstanding unit standards and/or refuse to participate in the Municipal Finance Management Programme. The above list of the 41 affected officials, as audited by the Chief Audit Executive on 15 March 2017, will commence with the MFMP training in May 2017, as scheduled.

Comment prepared by: Ms. K. Smit

FINANCIAL

Training expenditure to the amount of R723,045 has been incurred for the 2015/2016 financial year on Vote Number: 1 1110 0273 (training of personnel). The next payment to the appointed service provider will be effected in the 2017/2018 financial year, depending on the number of nominations.

Comment prepared by: Ms. F.A. du Raan-Groenewald

LEGAL

Section 119(1) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA) stipulates that the accounting officer and all other officials of a municipality or a municipal entity involved in the implementation of the supply chain management policy of the municipality must meet the prescribed financial management competency levels, whilst section 119(2) stipulates that a municipality and a municipal entity must for the purposes of

subsection 119(1) provide resources or opportunities for the training of officials referred to in that subsection to meet the prescribed competency levels.

In terms of regulation 13 of the Municipal Regulations on Minimum Competency Levels, 2007 the municipal manager of a municipality and the chief executive officer of a municipal entity must ensure that competencies of all financial officials and supply chain management officials are assessed in order to identify and address gaps in competency levels of those officials.

Regulation 14(1) of the Municipal Regulations on Minimum Competency Levels, 2007 the municipal manager of a municipality and the chief executive officer of a municipal entity must monitor, and take any necessary steps to ensure compliance with the prescribed minimum competency levels for financial officials and supply chain management officials within the time frames set out in regulation 15.

Comment prepared by: Ms. W.M. Neethling

RECOMMENDATION BY MUNICIPAL MANAGER: That –

- (a) The Executive Mayor and Mayoral Committee take cognisance of the monthly Municipal Minimum Competencies Progress Report;
- (b) The Executive Mayor together with the Mayoral Committee consider to recommend to Council to take cognisance of the monthly Municipal Minimum Competencies Progress Report.

AANBEVELING DEUR MUNISIPALE BESTUURDER: Dat –

- (a) Dat die Uitvoerende Burgemeester en Burgemeesterskomitee kennis neem van die maandelikse Vorderingsverslag oor Munisipale Minimum Bevoegdheidsvlakke.
- (b) Dat die Uitvoerende Burgemeester saam met die Burgemeesterskomitee oorweging daaraan skenk om by die Raad aan te beveel om kennis te neem van die maandelikse Vorderingsverslag oor Munisipale Minimum Bevoegdheidsvlakke.

INGCEBISO EVELA KUMLAWULI KAMASIPALA: Yeyokokuba –

- (a) USodolophu wesiGqeba kunye neKomiti kaSodolophu bathabathele ingqalelo iNgxelo kaMasipala yarhoqo ngenyanga yeNkqubela Phambili yamaNqanaba aPhantsi oBuchule;
- (b) USodolophu wesiGqeba kunye neKomiti kaSodolophu bacamngce ngokundulula kwiBhunga okokuba lithabathele ingqalelo iNgxelo kaMasipala yarhoqo ngenyanga yeNkqubela Phambili yamaNqanaba aPhantsi oBuchule.

MAYORAL COMMITTEE: 11 APRIL 2017: ITEM MC.8.2.3

RESOLVED: That -

- (a) Cognisance be taken of the monthly Municipal Minimum Competencies Progress Report;
- (b) It be recommended to Council to take cognisance of the monthly Municipal Minimum Competencies Progress Report, attached as Annexure "A" to the agenda item.

MAYORAL COMMITTEE: 11 APRIL 2017: ITEM MC.8.2.3

RESOLVED: That -

- (a) Cognisance be taken of the monthly Municipal Minimum Competencies Progress Report;
- (b) It be recommended to Council to take cognisance of the monthly Municipal Minimum Competencies Progress Report, attached as Annexure "A" to the agenda item.

BURGEMEESTERSKOMITEE: 11 APRIL 2017: ITEM BK.8.2.3

BESLUIT: Dat -

- (a) Kennis geneem word van die maandelikse Vorderingsverslag oor Munisipale Minimum Bevoegdheidsvlakke;
- (b) Dat dit by die Raad aanbeveel word om kennis te neem van die maandelikse Vorderingsverslag oor Munisipale Minimum Bevoegdheidsvlakke, aangeheg as Bylae "A" by die agenda-item.

IKOMITI KASODOLOPHU: UMHLA WE-11 KUEPRELI 2017: UMBA MC.8.2.3

KUGQITYWE: Okokuba -

- (a) Ingqalelo ithatyathelwe iNgxelo kaMasipala yarhoqo ngenyanga yeNkqubela Phambili yamaNqanaba aPhantsi oBuchule;
- (b) Kundululwe kwiBhunga okokuba lithabathele ingqalelo iNgxelo kaMasipala yarhoqo ngenyanga yeNkqubela Phambili yamaNqanaba aPhantsi oBuchule, encanyatheliswe njengeSihlomelo "A" kumba we-ajenda.

RECOMMENDATION BY MAYORAL COMMITTEE:

That Council take cognisance of the monthly Municipal Minimum Competencies Progress Report, attached as Annexure "A" to the agenda item.

AANBEVELING DEUR BURGEMEESTERSKOMITEE:

Dat die Raad kennis neem van die maandelikse Vorderingsverslag oor Munisipale Minimum Bevoegdheidsvlakke, aangeheg as Bylae "A" by die agenda-item.

INGCEBISO EYENZIWA YIKOMITI KASODOLOPHU:

Yeyokokuba iBhunga lithabathele ingqalelo iNgxelo kaMasipala yarhoqo ngenyanga yeNkqubela Phambili yamaNqanaba aPhantsi oBuchule, encanyathiselwe njengeSihlomelo "A" kumba we-ajenda.

COUNCIL MEETING: 25 APRIL 2017: ITEM C.14.1

RESOLVED:

That cognisance be taken of the monthly Municipal Minimum Competencies Progress Report, attached as Annexure "A" to the agenda item.

RAADSVERGADERING: 25 APRIL 2017: ITEM R.14.1

BESLUIT:

Dat kennis geneem word van die maandelikse Vorderingsverslag oor Munisipale Minimum Bevoegdheidsvlakke, aangeheg as Bylae "A" by die agenda-item.

INTLANGANISO YEBHUNGA: UMHLA WAMA-25 KUEPRELI 2017: UMBA C.14.1

KUGQITYWE:

Okokuba ingqalelo ithatyathelwe iNgxelo kaMasipala yarhoqo ngenyanga yeNkqubela Phambili yamaNqanaba aPhantsi oBuchule, encanyathiselwe njengeSihlomelo "A" kumba we-ajenda.

- C.14.2 APPOINTMENT OF AN AMBASSADOR FOR DISABILITY IN THE AREA OF THE CAPE WINELANDS DISTRICT MUNICIPALITY (CWDM)**
(C.P. B/1 & 17/10/2)
- R.14.2 AANSTELLING VAN 'N AMBASSADEUR VIR GESTREMDHEID IN DIE GEBIED VAN DIE KAAPSE WYNLAND DISTRIKSMUNISIPALITEIT (KWDM)**
(C.P. B/1 & 17/10/2)
- C.14.2 UKUTYUNJWA KONOZAKU-ZAKU WABAKHUBAZEKILEYO KUMMANDLA WOMASIPALA WESITHILI SASECAPE WINELANDS (CWDM)**
(C.P. B/1 & 17/10/2)
-

PURPOSE OF SUBMISSION

That Council take cognisance of the designation of an Ambassador for Disability in the area of the Cape Winelands District Municipality (CWDM).

DOEL VAN VOORLEGGING

Dat die Raad kennis neem van die aanwysing van 'n Ambassadeur vir Gestremdheid in die gebied van die Kaapse Wynland Distriksmunisipaliteit (KWDM).

INJONGO YONGENISO

Yeyokokuba iBhunga lithabathele ingqalelo ukutyunjwa koNozaku-zaku waBakhubazekileyo kummandla waoMasipala wesiThili saseCape Winelands (CWDM).

BACKGROUND

With regard to inputs received from the public during the public participation process it was decided to designate Councillor W.M. Blom as an Ambassador for Disability in the area of the Cape Winelands District Municipality (CWDM).

COMMENT

Within Tourism and Local Economic Development, the focus at the Cape Winelands District Municipality (CWDM) is on three aspects, namely provision for families, sports and the disabled. Worcester in particular has the potential to provide international guidance regarding care and provision for the disabled in various fields.

It is necessary to build on the strong foundation that exists by expanding facilities and accessibility. A systematic investigation and proposal are therefore required to inform a development plan that will enhance the recognition given to people with disabilities.

Councillor W.M. Blom's appointment to manage the proposed programme will enable the Cape Winelands District Municipality (CWDM) to take the lead in this important domain.

RECOMMENDATION BY EXECUTIVE MAYOR:

That Council take cognisance of the designation of Councillor W.M. Blom as an Ambassador for Disability in the area of the Cape Winelands District Municipality (CWDM).

AANBEVELING DEUR UITVOERENDE BURGEMEESTER:

Dat die Raad kennis neem van die aanwysing van Raadslid W.M. Blom as 'n Ambassadeur vir Gestremdheid in die gebied van die Kaapse Wynland Distriksmunisipaliteit (KWDM).

INGCEBISO EVELA KUSODOLOPHU:

Yeyokokuba iBhunga lithabathele ingqalelo ukutyunjwa kukaCeba W.M. Blom njengoNozaku-zaku waBakhubazekileyo kummandla woMasipala wesiThili saseCape Winelands (CWDM).

COUNCIL MEETING: 25 APRIL 2017: ITEM C.14.2

RESOLVED: That cognisance be taken –

- (a) Of the designation of Councillor W.M. Blom as an Ambassador for Disability in the area of the Cape Winelands District Municipality (CWDM);
- (b) That Councillor W.M. Blom will not receive any remuneration for the designation in (a) above.

RAADSVERGADERING: 25 APRIL 2017: ITEM R.14.2

BESLUIT: Dat kennis geneem word –

- (a) Van die aanwysing van Raadslid W.M. Blom as 'n Ambassadeur vir Gestremdheid in die gebied van die Kaapse Wynland Distriksmunisipaliteit (KWDM);

- (b) Dat Raadslid W.M. Blom nie enige vergoeding vir sy hoedanigheid in (a) hierbo sal ontvang nie.

INTLANGANISO YEBHUNGA: UMHLA WAMA-25 KUEPRELI 2017: UMBA C.14.2

KUGQITYWE: Okokuba ingqalelo ithatyathelwe –

- (a) Ukutyunjwa kukaCeba W.M. Blom njengoNozaku-zaku waBakhubazekileyo kummandla woMasipala wesiThili saseCape Winelands (CWDM);
- (b) Okokuba uCeba W.M. Blom akasayi kufumana mvuzo ngokutyunjelwa oku kungasentla ku-(a).

C.14.3 FINANCIAL QUARTERLY REPORT: FOR THE QUARTER ENDING 31 MARCH 2017 IN TERMS OF SECTION 52(d) OF THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (ACT NO. 56 OF 2003) (MFMA) (9/1/2/1)

R.14.3 FINANSIËLE KWARTAALVERSLAG VIR DIE KWARTAAL GEËINDIG 31 MAART 2017 INGEVOLGE ARTIKEL 52(d) VAN DIE WET OP PLAASLIKE REGERING: MUNISIPALE FINANSIËLE BESTUUR, 2003 (WET NO. 56 VAN 2003) (MFMA) (9/1/2/1)

C.14.3 INGXELO YARHOQO NGEKOTA YEMALI: ELUNGISELELWE IKOTA EPHELA NGOMHLA WAMA-31 KUMATSHI 2017 NGOKUHAMBELANA NECANDELO 52(d) LOMTHETHO KAMASIPALA: UMTHEHO WOLAWULO LWEMALI KAMASIPALA, 2003 (UMTHEHO ONGUNOMBOLO 56 WAMA-2003) (MFMA) (9/1/2/1)

PURPOSE OF SUBMISSION

That Council take cognisance of the financial quarterly report for the quarter ending 31 March 2017 in terms of section 52(d) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA).

DOEL VAN VOORLEGGING

Dat die Raad kennis neem van die finansiële kwartaalverslag vir die kwartaal geëindig 31 Maart 2017 ingevolge artikel 52(d) van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 (Wet No. 56 van 2003) (MFMA).

INJONGO YONGENISO

Okokuba iBhunga lithathele ingqalelo ingxelo yarhoqo ngekota yezemali elungiselelwe ikota ephela ngomhla wama-31 kuMatshi 2017, ngokuhambelana necandelo 52(d) loMtheho kaMasipala: uMthetho woLawulo lweMali kaMasipala, 2003 (uMthetho onguNombolo 56 wama-2003) (MFMA).

BACKGROUND

In terms of section 52(d) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA), the mayor of a municipality must:

- (d) *Within 30 days of the end of each quarter, submit a report to council on the implementation of the budget and the financial affairs of the municipality.*

The IDP as well as the Business Plans – as approved by the Executive Mayor, gives effect to the Budget and Service Delivery and Budget Implementation Plan (SDBIP). In order for council to effectively play its oversight role and ensure compliance with the Local Government: Finance Management Act, 2003 (Act No. 56 of 2003), as prescribed in Chapter 7, the mayor must submit a finance and budget implementation report to the council on a quarterly basis. Furthermore, the mayor must take appropriate action to identify and resolve any financial problems that are evident.

Included in the agenda, separately, are the following financial reports:

Annexure A - Financial Report

1. Budget vs. Actual Expenditure per Strategic Objective – 2016/2017.
2. Budget vs. Actual Expenditure per Category - 2016/2017
3. Budget vs. Actual Income per Strategic Objective – 2016/2017.
4. Detailed Budget vs. Actual Expenditure and Actual Income per Strategic Objective - 2016/2017
5. Budget vs. Actual Project Expenditure – 2016/2017
6. Budget vs. Capital Expenditure – 2016/2017
7. Expenditure Benevolent Fund – 2016/2017
8. Disclosures in terms of the Municipal Supply Chain Management Regulation 36(2)
9. Project Management – 2016/2017

Annexure B

10. Pre-determined Objectives - 2016/2017
11. In-Year Financial Management Report March 2017

COMMENTS

In terms of section 69 of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003 (MFMA) the municipal manager is responsible for implementing the approved budget of council and must properly monitor and report on all revenue and expenditure patterns as projected in the budget.

RECOMMENDATION BY MUNICIPAL MANAGER:

That Council take cognizance of the financial quarterly report for the quarter ending 31 March 2017 in terms of section 52(d) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA), included in the agenda under separate cover.

AANBEVELING DEUR MUNISIPALE BESTUURDER:

Dat die Raad kennis neem van die finansiële kwartaalverslag vir die kwartaal geëindig 31 Maart 2017 ingevolge artikel 52(d) van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 (Wet No. 56 van 2003) (MFMA), ingesluit onder aparte dekking by die agenda.

INGCEBISO EVELA KUMLAWULI KAMASIPALA:

Okokuba iBhunga lithathele ingqalelo ingxelo yarhoqo ngekota yezemali elungiselelwe ikota ephela ngomhla wama-31 kuMatshi 2017, ngokuhambelana necandelo 52(d) loMthehto kaMasipala: uMthetho woLawulo lweMali kaMasipala, 2003 (uMthetho onguNombolo 56 wama-2003) (MFMA) incanyatheliswe kumba we-ajenda phantsi kwephepha elilodwa.

COUNCIL MEETING: 25 APRIL 2017: ITEM C.14.3

Councillor S.C. Rens stated that the Executive Mayor misled Council when she confirmed that no new programmes will be accommodated under the Sport and Recreation vote with the allocation of additional funding during the approval of the 2016/2017 Adjustments Budget.

The Executive Mayor objected to the statement of Councillor S.C. Rens and the Speaker sustained the objection, whereafter she requested Councillor S.C. Rens to withdraw the statement.

Councillor S.C. Rens refused to withdraw the statement, whereafter the Speaker informed him that in that case he must retire from the meeting.

(Councillor B.B. Ntshingila from the African National Congress (ANC) requested a caucus, which was granted. The meeting adjourned at 15:00 and resumed its business at 15:13).

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Councillor P. Marran, on behalf of Councillor B.B. Ntshingila, reported back on the outcome of the caucus and confirmed that Councillor S.C. Rens will withdraw his statement.

Councillor S.C. Rens withdrew his statement.

RESOLVED:

That cognisance be taken of the financial quarterly report for the quarter ending 31 March 2017 in terms of section 52(d) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA), included in the agenda under separate cover.

RAADSVERGADERING: 25 APRIL 2017: ITEM R.14.3

Raadslid S.C. Rens beweer dat die Uitvoerende Burgemeester die Raad mislei het toe sy bevestig het dat geen nuwe programme onder die begrotingspos Sport en Ontspanning geakkommodeer sal word met die toekenning van bykomende befondsing tydens die goedkeuring van die 2016/2017 Aansuiweringsbegroting nie.

Die Uitvoerende Burgemeester maak beswaar teen die bewering van Raadslid S.C. Rens en die Speaker handhaaf die beswaar; sy versoek dat Raadslid S.C. Rens die bewering terugtrek.

Raadslid S.C. Rens weier om die bewering terug te trek, waarna die Speaker hom meedeel dat hy in die daardie geval van die vergadering moet onttrek.

(Raadslid B.B. Ntshingila van die African National Congress (ANC) versoek 'n kookus wat toegestaan word. Die vergadering verdaag om 15:00 en hervat sy verrigtinge om 15:13).

Raadslid P. Marran, namens Raadslid B.B. Ntshingila, doen verslag oor die uitkoms van die kookus en bevestig dat Raadslid S.C. Rens sy bewering terug sal trek.

Raadslid S.C. Rens trek sy bewering terug.

BESLUIT:

Dat kennis geneem word van die finansiële kwartaalverslag vir die kwartaal geëindig 31 Maart 2017 ingevolge artikel 52(d) van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 (Wet No. 56 van 2003) (MFMA), ingesluit onder aparte dekking by die agenda.

INTLANGANISO YEBHUNGA: UMHLA WAMA-25 KUEPRELI 2017: UMBA C.14.3

UCeba S.C. Rens uchaze into yokokuba uSodolophu wesiGqeba ulilahlekisile iBhunga xa wayeqinisekisa into yokokuba akusayi kubakho nkqubo zintsha eziya kwenziwa phantsi kwevoti yezeMidlalo noLonwabo kunye nesabelo senkxaso-mali eyangezelelweyo ngethuba ekwakusamkelwa uHlahlo Lwabiwo-mali oluLungelelanisiweyo lowama-2016/2017.

USodolophu wesiGqeba wayichasa le ngxelo keCeba S.C. Rens ze uSomlomo wayamkela inkcaso, emva kwangoko ucele uCeba S.C. Rens ukuba ayirhoxise ingxelo.

UCeba S.C. Rens walile ukuyirhoxisa ingxelo, ze emva kwangoko uSomlomo uSomlomo wamazisa okokuba xa imeko injalo kufuneka ayishiye intlanganiso.

(UCeba B.B. Ntshingila ophuma kwiAfrican National Congress (ANC) ucele igqugula, elathi lanikezelwa. Intlanganiso yemiswa ngentsimbi ye-15:00 ze yaphinda yaqhutywa ngentsimbi ye-15:13).

UCeba P. Marran, egameni likaCeba B.B. Ntshingila, unike ingxelo ngomphumela wegqugula ze waqinisekisa okokuba uCeba S.C. Rens uza kuyirhoxisa ingxelo.

UCeba S.C. Rens uyirhoxisile ingxelo.

KUGQITYWE:

Okokuba ingqalelo ithatyathelwe ingxelo yarhoqo ngekota yezemali elungiselelwe ikota ephela ngomhla wama-31 kuMatshi 2017, ngokuhambelana necandelo 52(d) loMthetho kaMasipala: uMthetho woLawulo lweMali kaMasipala, 2003 (uMthetho onguNombolo 56 wama-2003) (MFMA) ebandakanywe kwi-ajenda phantsi kwephepha elilodwa.

(The Executive Mayor left the meeting at 15:21)

- C.14.4 CONSOLIDATED REPORT OF ALL WITHDRAWALS MADE FROM THE MUNICIPAL BANK ACCOUNT IN TERMS OF SECTION 11(4) OF THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (ACT NO. 56 OF 2003) (MFMA) FOR THE QUARTER ENDING 31 MARCH 2017 (9/1/2/1)**
- R.14.4 GEKONSOLIDEERDE VERSLAG VAN ALLE ONTTREKKINGS GEMAAK UIT DIE MUNISIPALE BANKREKENING INGEVOLGE ARTIKEL 11(4) VAN DIE WET OP PLAASLIKE REGERING: MUNISIPALE FINANSIËLE BESTUUR, 2003 (WET NO. 56 VAN 2003) (MFMA) VIR DIE KWARTAAL GEËINDIG 31 MAART 2017 (9/1/2/1)**
- C.14.4 INGXELO EHLANGANISIWEYO YAKO KONKE UKUTSALWA KWEMALI OKWENZIWEYO KWI-AKHAWUNTI YEBHANKA KAMASIPALANGOKUH-AMBELANA NECANDELO 11(4) LOMTHETHO KAMASIPALA: UMTHETHO WOLAWULO LWEMALI KAMASIPALA, WAMA-2003 (UMTHETHO ONGUNOMBOLO 56 WAMA-2003) (MFMA) ELUNGISELELWE IKOTA EPHELA NGOWAMA-31 KUMATSHI 2017 (9/1/2/1)**
-

PURPOSE OF SUBMISSION

That Council take cognisance of the consolidated report of all withdrawals made from the municipal bank account for the quarter ending 31 March 2017 to be tabled in Council by the Accounting Officer in terms of section 11(4) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA).

DOEL VAN VOORLEGGING

Dat die Raad kennis neem van die gekonsolideerde verslag van alle onttrekkings wat uit die munisipale bankrekening gemaak is vir die kwartaal geëindig 31 Maart 2017, wat ingevolge artikel 11(4) van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 (Wet No. 56 van 2003) (MFMA) deur die Rekenpligtige Beampite in die Raad voorgelê moet word.

INJONGO YONGENISO

Okokuba iBhunga lithathele ingqalelo ingxelo ehlanganisiweyo yako konke ukutsalwa kwemali okwenziweyo kwi-akhawunti yebhanka kamasipala elungiselelwe ikota ephela ngowama-31 kuMatshi 2017 eza kuthiwa thaca kwiBhunga liGosa eliNika iNgxelo ngokuhambelana necandelo 11(4) lomthetho kaMasipala: uMthetho woLawulo lweMali kaMasipala, 2003 (uMthetho onguNombolo 56 wama-2003) (MFMA).

BACKGROUND

For the quarter under review, funds were withdrawn from the municipal bank account in terms of section 11(1) (b) to (j) of the MFMA without appropriation in terms of an approved budget, which withdrawals were:

- (i) Made for cash management and investment purposes in accordance with section 13 of the MFMA; and
- (ii) Made towards post-retirement health care benefits and ex gratia pension benefits.

COMMENT

In order to comply with the reporting requirements of section 11(4) of the MFMA, the accounting officer must within 30 days after the end of each quarter, table a consolidated report of all the withdrawals made from the municipal bank accounts as well as submitting a copy of the report to the relevant Provincial Treasury and the Auditor General.

Attached as Annexure "A", is a copy of the said report of the withdrawals made for the quarter ending 31 March 2017.

The report under discussion was submitted to the Provincial Treasury and the Auditor General.

IMPLICATIONS

PERSONNEL

None.

Comments prepared by Ms. K. Smit

LEGAL

Section 11(1) stipulates that only the accounting officer or the chief financial officer of a municipality, or any other senior financial official of a municipality acting on a written authority of the accounting officer, may withdraw money from or authorise the withdrawal of money from any of the municipality's bank accounts, and may do so only –

- (a) To defray expenditure appropriated in terms of an approved budget;
- (b) To defray expenditure authorized in terms of section 26(4) of the MFMA;

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- (c) To defray unforeseeable and unavoidable expenditure authorised in terms of section 29(1) of the MFMA;
- (d) In the case of a bank account opened in terms of section 12 of the MFMA, to make payments from the account in accordance with subsection (4) of that section;
- (e) To pay over to a person or organ of state money received by the municipality on behalf of that person or organ of state including –
 - (i) Money collected by the municipality on behalf of that person or organ of state by agreement; or
 - (ii) Any insurance or other payments received by the municipality for that person or organ of state;
- (f) To refund money incorrectly paid into a bank account;
- (g) To refund guarantees, sureties and security deposits;
- (h) For cash management and investment purposes in accordance with section 13 of the MFMA;
- (i) To defray increased expenditure in terms of section 31 of the MFMA; or
- (j) For such other purposes as may be prescribed.

In terms of section 11(4) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA), the accounting officer must within 30 days after the end of each quarter:

- (a) table in the municipal council a consolidated report of all withdrawals made in terms of subsection (1) (b) to (j) during that quarter; and
- (b) Submit a copy of the report to the relevant Provincial Treasury and the Auditor General.

Comments prepared by: Ms. W.M. Neethling

FINANCIAL

None.

Comments prepared by: Ms. F.A. du Raan-Groenewald

RECOMMENDATION BY MUNICIPAL MANAGER:

That Council take cognisance of the consolidated report of all withdrawals made from the municipal bank account for the quarter ending 31 March 2017 to be tabled in Council by the Accounting Officer in terms of section 11(4) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA), attached as Annexure "A" to the agenda item.

AANBEVELING DEUR MUNISIPALE BESTUURDER:

Dat die Raad kennis neem van die gekonsolideerde verslag van alle onttrekkings wat uit die munisipale bankrekening gemaak is vir die kwartaal geëindig 31 Maart 2017, wat ingevolge artikel 11(4) van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 (Wet No. 56 van 2003) (MFMA) deur die Rekenpligtige Beampte in die Raad voorgelê moet word, aangeheg as Bylae "A" by die agenda-item.

INGCEBISO EVELA KUMLAWULI KAMASIPALA:

Okokuba iBhunga lithathele ingqalelo ingxelo ehlanganisiweyo yako konke ukutsalwa kwemali okwenziweyo kwi-akhawunti yebhanka kamasipala elungiselelwe ikota ephela ngowama-31 kuMatshi 2017 eza kuthiwa thaca kwiBhunga liGosa eliNika iNgxelo ngokuhambelana necandelo 11(4) lomthetho kaMasipala: uMthetho woLawulo lweMali kaMasipala, 2003 (uMthetho onguNombolo 56 wama-2003) (MFMA), incanyatheliswe njengeSihlomelo "A" kumba we-ajenda.

COUNCIL MEETING: 25 APRIL 2017: ITEM C.14.4

RESOLVED:

That cognisance be taken of the consolidated report of all withdrawals made from the municipal bank account for the quarter ending 31 March 2017 which must be tabled in Council by the Accounting Officer in terms of section 11(4) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA), attached as Annexure "A" to the agenda item.

RAADSVERGADERING: 25 APRIL 2017: ITEM R.14.4

Dat kennis geneem word van die gekonsolideerde verslag van alle onttrekkings wat uit die munisipale bankrekening gemaak is vir die kwartaal geëindig 31 Maart 2017, wat ingevolge artikel 11(4) van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 (Wet No. 56 van 2003) (MFMA) deur die Rekenpligtige Beampte in die Raad voorgelê moet word, aangeheg as Bylae "A" by die agenda-item.

**INTLANGANISO YEBHUNGA: UMHLA WAMA-25 KUEPRELI 2017: UMBA
C.14.4**

KUGQITYWE:

Okokuba ingqalelo ithatyathelwe ingxelo ehlanganisiweyo yako konke ukutsalwa kwemali okwenziweyo kwi-akhawunti yebhanka kamasipala elungiselelwe ikota ephela ngowama-31 kuMatshi 2017 eza kuthiwa thaca kwiBhunga liGosa eliNika iNgxelo ngokuhambelana necandelo 11(4) lomthetho kaMasipala: uMthetho woLawulo lweMali kaMasipala, 2003 (uMthetho onguNombolo 56 wama-2003) (MFMA), incanyatheliswe njengeSihlomelo"A" kumba we-ajenda.

- C.14.5 REPORT ON EXPENDITURE INCURRED ON STAFF BENEFITS IN TERMS OF SECTION 66 OF THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (ACT NO. 56 OF 2003) (MFMA) FOR THE PERIOD 1 JANUARY 2017 TO 31 MARCH 2017 (9/1/2/1)**
- R.14.5 VERSLAG OOR UITGAWES AANGEGAAN VIR PERSONEELVOORDELE INGEVOLGE ARTIKEL 66 VAN DIE WET OP PLAASLIKE REGERING: MUNISIPALE FINANSIËLE BESTUUR, 2003 (WET NO. 56 VAN 2003) (MFMA) VIR DIE TYDPERK 1 JANUARIE 2017 TOT 31 MAART 2017 (9/1/2/1)**
- C.14.5 INGXELO NGENKCITHO EYENZIWEYO KWIZIBONELELO ZABASEBENZI NGOKUHAMBELANA NECANDELO 66 LOMTHETHO KAMASIPALA: UMTHETHO WOLAWULO LWEMALI KAMASIPALA, 2003 (UMTHEHTO ONGUNOMBOLO 56 WAMA-2003) (MFMA) OLUNGISELELWE ISITHUBA UKUSUKA KUMHLA WOKU-1 KUJANUARY 2017 UKUYA KUMHLA WAMA-31 KUMATSHI 2017 (9/1/2/1)**

PURPOSE OF SUBMISSION

That Council take cognisance of the consolidated financial report of all the expenditure incurred by the District Municipality on staff salaries, wages, allowances and benefits for the period 1 January 2017 to 31 March 2017, which must be reported to Council by the Accounting Officer in terms of section 66 of the Local Government: Municipal Finance Management Act, 2003 (Act No.56 of 2003) (MFMA).

DOEL VAN VOORLEGGING

Dat die Raad kennis neem van die gekonsolideerde finansiële verslag van al die uitgawes wat deur die Distriksmunisipaliteit vir personeelsalarisse, -lone, -toelaes en -voordele aangegaan is vir die tydperk 1 Januarie 2017 tot 31 Maart 2017, wat

ingevolge artikel 66 van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 (Wet No. 56 van 2003) (MFMA) deur die Rekenpligtige Beampte aan die Raad gerapporteer moet word.

INJONGO YONGENISO

Okokuba iBhunga lithathele ingqalelo ingxelo yemali ehlanganisiweyo yayo yonke inkcitho eyenziweyo nguMasipala wesiThili kwimivuzo, imali evunyelweyo nezibonelelo ezilungiselelwe isithuba ukususela kumhla woku-1 kuJanuary 2017 ukuya kumhla wama-31 kuMatshi 2017, ekufuneka kunikwe ingxelo ngazo kwiBhunga liGosa eliNika iNgxelo ngokuhambelana necandelo 66 loMthetho kaMasipala: uMthetho woLawulo lweMali kaMasipala, 2003 (uMthetho onguNombolo 56 wama-2003) (MFMA).

BACKGROUND

In terms of section 66 of the MFMA, the accounting officer of a municipality must, in a format as may be prescribed, report to council on all expenditure incurred by the municipality on staff salaries, wages, allowances and benefits and in a manner that discloses such expenditure per type of expenditure, namely–

- (a) salaries and wages;
- (b) contributions for pensions and medical aid;
- (c) travel, motor car, accommodation, subsistence and other allowances;
- (d) housing benefits and allowances;
- (e) overtime payments;
- (f) loans and advances; and
- (g) Any other type of benefits or allowances related to staff.

COMMENT

Attached as Annexure "A" is a copy of the consolidated financial report on expenditure incurred by the District Municipality on staff benefits for the period 1 January 2017 to 31 March 2017.

IMPLICATIONS

PERSONNEL

None.

Comment prepared by: Ms. K. Smit

LEGAL

Legal Implications have been adequately addressed under background.

Comment prepared by: Ms. W.M. Neethling

FINANCIAL

None.

Comment prepared by: Ms. F.A. du Raan-Groenewald

RECOMMENDATION BY MUNICIPAL MANAGER:

That Council take cognisance of the consolidated financial report of all the expenditure incurred by the District Municipality on staff salaries, wages, allowances and benefits for the period 1 January 2017 to 31 March 2017, which must be reported to Council by the Accounting Officer in terms of section 66 of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA), attached as Annexure "A" to the agenda item.

AANBEVELING DEUR MUNISIPALE BESTUURDER:

Dat die Raad kennis neem van die gekonsolideerde finansiële verslag van al die uitgawes wat deur die Distriksmunisipaliteit vir personeelsalarisse, -lone, -toelaes en -voordele aangegaan is vir die tydperk 1 Januarie 2017 tot 31 Maart 2017, wat ingevolge artikel 66 van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 (Wet No. 56 van 2003) (MFMA) deur die Rekenpligtige Beampte aan die Raad gerapporteer moet word, aangeheg as Bylae "A" by die agenda-item.

INGCEBISO EVELA KUMLAWULI KAMASIPALA:

Okokuba iBhunga lithathele ingqalelo ingxelo yemali ehlanganisiweyo yayo yonke inkcitho eyenziweyo nguMasipala wesiThili kwimivuzo, imali evunyelweyo nezibonelelo ezilungiselelwe isithuba ukususela kumhla woku-1 kuJanuary 2017 ukuya kumhla wama-31 kuMatshi 2017, ekufuneka kunikwe ingxelo ngazo kwiBhunga liGosa eliNika iNgxelo ngokuhambelana necandelo 66 loMthetho kaMasipala: uMthetho woLawulo lweMali kaMasipala, 2003 (uMthetho onguNombolo 56 wama-2003) (MFMA) incanyatheliswe njengeSihlomelo "A" kumba we-ajenda.

COUNCIL MEETING: 25 APRIL 2017: ITEM C.14.5

RESOLVED:

That cognisance be taken of the consolidated financial report of all the expenditure incurred by the District Municipality on staff salaries, wages, allowances and benefits for the period 1 January 2017 to 31 March 2017, which must be reported to Council by the Accounting Officer in terms of section 66 of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA), attached as Annexure "A" to the agenda item.

RAADSVERGADERING: 25 APRIL 2017: ITEM R.14.5

Dat kennis geneem word van die gekonsolideerde finansiële verslag van al die uitgawes wat deur die Distriksmunisipaliteit vir personeelsalarisse, -lone, -toelaes en -voordele aangegaan is vir die tydperk 1 Januarie 2017 tot 31 Maart 2017, wat ingevolge artikel 66 van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 (Wet No. 56 van 2003) (MFMA) deur die Rekenpligtige Beampte aan die Raad gerapporteer moet word, aangeheg as Bylae "A" by die agenda-item.

INTLANGANISO YEBHUNGA: UMHLA WAMA-25 KUEPRELI 2017: UMBA C.14.5

KUGQITYWE:

Okokuba ingqalelo ithatyathelwe ingxelo yemali ehlanganisiweyo yayo yonke inkcitho eyenziweyo nguMasipala wesiThili kwimivuzo, imali evunyelweyo nezibonelelo ezilungiselelwe isithuba ukususela kumhla woku-1 kuJanuary 2017 ukuya kumhla wama-31 kuMatshi 2017, ekufuneka kunikwe ingxelo ngazo kwiBhunga liGosa eliNika iNgxelo ngokuhambelana necandelo 66 loMthetho kaMasipala: uMthetho woLawulo lweMali kaMasipala, 2003 (uMthetho onguNombolo 56 wama-2003) (MFMA) incanyatheliswe njengeSihlomelo "A" kumba we-ajenda.

C.15 MATTERS FOR CONSIDERATION

- C.15.1 CAPE WINELANDS DISTRICT MUNICIPALITY (CWDM) AMENDED NETWORK SECURITY POLICY (3/2/5/4 & 6/2/B)**
- R.15.1 KAAPSE WYNLAND DISTRIKSMUNISIPALITEIT (KWDM) GEWYSIGDE BELEID OOR NETWERKSEKURITEIT (3/2/5/4 & 6/2/B)**
- C.15.1 UMGAQO-NKQUBO OLUNGISIWEYO WOTHUNGELWANO LOKHUSELEKO LOMASIPALA WESITHILI SASECAPE WINELANDS (3/2/5/4 & 6/2/B)**
-

PURPOSE OF SUBMISSION

That Council consider to approve the Cape Winelands District Municipality (CWDM) amended Network Security policy.

DOEL VAN VOORLEGGING

Dat die Raad oorweeg om die Kaapse Wynland Distriksmunisipaliteity (KWDM) gewysigde Beleid oor Netwerksekuriteit goed te keur.

INJONGO YONGENISO

Yeyokokuba iBhunga licamngce ngokwamkela umgaqo-nkqubo olungisiweyo woThungelwano loKhuseleko loMasipala wesiThili saseCape Winelands (CWDM).

BACKGROUND

The Cape Winelands District Municipality Network Security Policy was originally adopted by Council on 25 July 2013 at Item C.14.1 and amended on 24 April 2014 at Item C.14.1. The policy was again revised by the ICT Steering Committee on 19 September 2016.

Attached as Annexure "A" is a copy of the Cape Winelands District Municipality amended Network Security Policy.

COMMENT

The objective of this policy is to protect the Cape Winelands District Municipality's information assets by defining what the baseline security requirements are that will provide the additional protection to preserve the confidentiality, integrity and availability of these assets.

IMPLICATIONS

PERSONNEL

The amended Network Security policy will be applicable to all CWDM Information and Communication Technology employed staff, including temporary employees, contractors, advisors, consultants, outsource partners and third parties, including those of subsidiary entities within the Cape Winelands group.

Any violation of the amended Network Security policy may result in disciplinary action, which could lead to dismissal, revoking of access privileges, or termination of agreement or contract. The Cape Winelands District Municipality's (CWDM's) disciplinary procedure will be initiated by the line manager, or failing this, will be initiated by the designated process owner(s) of the process(es) affected by this policy.

The roles and responsibilities of network users will be as follows as contained in Clause 13.1.4 of the amended Network Security policy:

- (a) Network Users must comply with the Network Security Policy.
- (b) Network Users must notify the Senior Network Administrator or Network Technicians of ICT security breaches that come to their attention.
- (c) Network Users must notify the Senior Network Administrator or Network Technicians of all data protection breaches that come to their attention.
- (d) May not download or install into any of the drives or devices additional software that has not been approved by the Deputy Director: Information & Communication Technology.
- (e) Must not attempt to access data or systems they are not authorized to access and are expected to respect the integrity of Cape Winelands District Municipality's Information and Communication Technology resources.
- (f) Are responsible for upholding the confidentiality and integrity of data to which they have access.

Comment prepared by: Ms. K. Smit

FINANCIAL

None.

Comment prepared by: Ms. F.A. du Raan-Groenewald

LEGAL

A Network Security Policy should reflect the organization's objectives and management strategy for securing its Information Communication Technology network.

Section 55(1)(a) of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000) requires that a municipal manager as head of administration and subject to the policy directions of the municipal council, is responsible and accountable for the formation and development of an economical, effective, efficient and accountable administration.

The King III Report recognises that Information Communication Technology (ICT) has become an integral part of doing business today, as it is fundamental to the support, sustainability and growth of organisations. As well as being a strategic asset to an organisation, it also presents organisations with significant risks. The strategic asset of ICT and its related risks and constraints should be well governed and controlled to ensure that ICT supports the strategic objectives of the organisation. King III stipulates that in exercising their duty of care, management should ensure that prudent and reasonable steps have been taken with respect to Information Communication Technology (ICT) governance.

Section 86(1)(b) of the Labour Relations Act, 1995 (Act No. 66 of 1995) stipulates that unless the matters for joint decision-making are regulated by a collective agreement with the representative trade union, an employer must consult and reach consensus with a work place forum before implementing rules relating to the proper regulation of the workplace in so far as they apply to conduct not related to the work performance of employees.

Comment prepared by: Ms. W.M. Neethling

RECOMMENDATION BY MUNICIPAL MANAGER: That –

- (a) The Local Labour Forum be consulted regarding the amended Network Security policy;
- (b) The Executive Mayor together with the Mayoral Committee consider to recommend to Council to approve the amended Network Security policy after consultation with Labour at the Local Labour Forum.

AANBEVELING DEUR MUNISIPALE BESTUURDER: Dat –

- (a) Die Plaaslike Arbeidsforum geraadpleeg word oor die gewysigde Beleid oor Netwerksekuriteit;

- (b) Die Uitvoerende Burgemeester saam met die Burgemeesterskomitee oorweging daaraan skenk om by die Raad aan te beveel om die gewysigde Beleid oor Netwerksekuriteit goed te keur, nadat Arbeid op die Plaaslike Arbeidsforum daaroor geraadpleeg is.

INGCEBISO EVELA KUMLAWULI KAMASIPALA:

- (a) Kuthethwane neForam yaBasebenzi yeNgingqi ngokuphathelene nomgaqo-nkqubo olungisiweyo woThungelwano loKhuseleko;
- (b) USodolophu wesiGqeba kunye neKomiti kaSodolophu bacamngce ngokundulula kwiBhunga ukuba lamkele umgaqo-nkqubo olungisiweyo woThungelwano loKhuseleko emva kothethwano kunye naBasebenzi kwiForam yaBasebenzi yeNgingqi.

MAYORAL COMMITTEE: 14 MARCH 2017: ITEM MC.6.1.1

RESOLVED: That -

- (a) The Local Labour Forum be consulted regarding the amended Network Security policy;
- (b) It be recommended to Council to approve the amended Network Security policy after consultation with Labour at the Local Labour Forum.

BURGEMEESTERSKOMITEE: 14 MAART 2017: ITEM BK.6.1.1

BESLUIT: Dat –

- (a) Die Plaaslike Arbeidsforum geraadpleeg word oor die gewysigde Beleid oor Netwerksekuriteit;
- (b) Dit by die Raad aanbeveel word om die gewysigde Beleid oor Netwerksekuriteit goed te keur, nadat Arbeid op die Plaaslike Arbeidsforum daaroor geraadpleeg is.

IKOMITI KASODOLOPHU: UMHLA WE-14 KUMATSHI 2017: UMBA MC.6.1.1

KUGQITYWE: Okokuba -

- (a) Kuthethwane neForam yaBasebenzi yeNgingqi ngokuphathelene nomgaqo-nkqubo olungisiweyo woThungelwano loKhuseleko;
- (b) Kundululwe kwiBhunga okokuba lamkele umgaqo-nkqubo olungisiweyo woThungelwano loKhuseleko emva kothethwano kunye naBasebenzi kwiForam yaBasebenzi yeNgingqi.

LOCAL LABOUR FORUM: 29 MARCH 2017: ITEM LLF.11.1

AGREED:

That the amended Network Security policy be submitted to Council for final approval.

PLAASLIKE ARBEIDSFORUM: 29 MAART 2017: ITEM PAF.11.1

OOREENGEKOM:

Dat die gewysigde Beleid oor Netwerksekuriteit vir finale goedkeuring aan die Raad voorgelê word.

IFORAM YENGINQI YABASEBENZI: UMHLA WAMA-29 KUMATSHI 2017: UMBA LLF.11.1

KUVUNYWE:

Okokuba umgaqo-nkqubo woThungelwano loKhuseleko ungeniswe kwiBhunga ukulungiselela ulwamkelo lokugqibela.

RECOMMENDATION BY MAYORAL COMMITTEE:

That Council consider to approve the Cape Winelands District Municipality (CWDM) amended Network Security policy.

AANBEVELING DEUR BURGEMEESTERSKOMITEE:

Dat die Raad oorweging daaraan skenk om die Kaapse Wynland Distriksmunisipaliteit (KWDM) gewysigde Beleid oor Netwerksekuriteit goed te keur.

INGCEBISO EVELA KWIKOMITI KASODOLOPHU:

Okokuba iBhunga licamngce ngokwamkela umgaqo-nkqubo olungisiweyo woKhuseleko loThungelwano woMasipala wesiThili saseCape Winelands (CWDM).

COUNCIL MEETING: 25 APRIL 2017: ITEM C.15.1

RESOLVED (Unanimously, 35 Councillors present) :

That the Cape Winelands District Municipality (CWDM) amended Network Security policy, attached as Annexure "A" to the agenda item, be approved.

RAADSVERGADERING: 25 APRIL 2017: ITEM R.15.1

BESLUIT (Eenparig, 35 Raadslede teenwoordig):

Dat die Kaapse Wynland Distriksmunisipaliteit (KWDM) gewysigde Beleid oor Netwerksekuriteit, aangeheg as Bylae "A" by die agenda-item, goedgekeur word.

INTLANGANISO YEBHUNGA: UMHLA WAMA-25 KUEPRELI 2017: UMBA C.15.1

KUGQITYWE (Ngamxhelo-mnye, ngooCeba abangama-35 abakhoyo) :

Okokuba uMasipala wesiThili saseCape Winelands (CWDM) amkele umgaqonkqubo olungisiweyo woKhuseleko loThungelwano, oncanyatheliswe njengeSihlomelo "A" kumba we-ajenda.

- | | | |
|---------------|--|----------------|
| C.15.2 | DONATION OF REDUNDANT COMPUTERS TO SCHOOLS IN THE AREA OF THE CAPE WINELANDS DISTRICT MUNICIPALITY (CWDM) | (17/10) |
| R.15.2 | SKENKING VAN OORBODIGE REKENAARS AAN SKOLE IN DIE GEBIED VAN DIE KAAPSE WYNLAND DISTRIKSMUNISIPALITEIT (KWDM) | (17/10) |
| C.15.2 | ISIPHO SEZIXHOB ZEKHOMPYUTHA EZINGASETYENZISWAYO KWISEBE LEZEMFUNDO | (17/10) |
-

PURPOSE OF SUBMISSION

That Council consider to approve the donation of redundant computers to accredited organizations in the area of the Cape Winelands District Municipality (CWDM).

DOEL VAN VOORLEGGING

Dat die Raad oorweging daaraan skenk om die skenking van oorbodige rekenaars aan skole in die gebied van die Kaapse Wynland Distriksmunisipaliteit (KWDM) goed te keur.

INJONGO YONGENISO

Yeyokokuba iBhunga licamngce ngokkuvumela ukuba kuphiswe ngezixhobo zekhompuyutha ezingasetyenziswayo kwiSebe lezeMfundo ngokuhambelana noMthetho 40(2)(b)(iii) woLawulo lweSixokelelwano soNikezelo.

BACKGROUND

Various requests were received by the Cape Winelands District Municipality (CWDM) for the donation of redundant computers from organizations in the area of the Cape Winelands District Municipality (CWDM).

COMMENT

Attached as Annexure "A" is a copy of a list of schools in the Cape Winelands District Municipality (CWDM) as identified by the Department: Community Development and Planning Services.

IMPLICATIONS

PERSONNEL

None.

Comment prepared by: Ms. K. Smit

FINANCIAL

The proposed donation of redundant computers must be done in accordance with the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA) and concomitant Municipal Supply Chain Management Regulations, 2005.

To ensure that a disposal is fair, equitable, transparent and competitive, the following should occur as disclosed in Annexure "B":

- (a) The supply chain management policy should state the mechanism for determining the market value for different types of assets;
- (b) The process should be open to the public and public scrutiny;
- (c) Consideration should be given to the fair market value of the asset and to the economic and community value to be received in exchange for the asset;
- (d) Reasonable efforts should be made to ensure that an appropriately competitive process for disposal is adopted.

Furthermore, various methods of disposal exist and different disposal methods apply for different types of assets. Before deciding on a particular disposal method, the following should be considered as disclosed in Annexure "B":

- (a) The physical condition of the asset;
- (b) The reason as to why the assets are up for disposal;
- (c) The most cost effective manner in which the asset should be done away with;
- (d) Destruction of Asset;
- (e) Cannibalising the asset and selling the rest of the asset to the best advantage of the municipality;
- (f) Transferring the asset to other possible users/departments or even external institutions;
- (g) Exchanging the asset for possible revenue;
- (h) The nature of the asset (i.e. a specialised asset or a common item);
- (i) Its potential market value;
- (j) Other intrinsic value of the asset (i.e. cultural/heritage aspects, etc.);
- (k) Its location (with respect to its transportation or access);
- (l) Its volume;
- (m) Its trade-in price;
- (n) Its ability to support wider Government programmes;
- (o) Environmental considerations;
- (p) Market conditions; and
- (q) The asset's life.

Included in the agenda under separate cover as Annexure "B" is a copy of the market value of the assets under discussion, based on the book value as at 28 February 2017, amounting to R156 717.89.

Comment prepared by: Ms. F.A. du Raan-Groenewald

TECHNICAL

A list of schools in the area of the Cape Winelands District Municipality (CWDM) as identified by the Department: Rural and Social Development, is attached as Annexure "A".

Comment prepared by: Mr. C.V. Schroeder

LEGAL

In terms of clause 40(1) of the Municipal Supply Chain Management Policy of the Cape Winelands District Municipality (CWDM) the criteria for the disposal of assets, including unserviceable, redundant or obsolete assets, is subject to section 14 of the Local Government: Municipal Finance Management Act, 2003 (Act No 56 of 2003) and Council's GRAP policy and procedures.

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Section 14 of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) determines that:

- (1) "A municipality may not transfer ownership as a result of a sale or other transaction or otherwise permanently dispose of a capital asset needed to provide the minimum level of basic municipal services.
- (2) A municipality may transfer ownership or otherwise dispose of a capital asset other than one contemplated in subsection (1), but only after the municipal council, in a meeting open to the public-
 - (a) has decided on reasonable grounds that the asset is not needed to provide the minimum level of basic municipal services; and
 - (b) has considered the fair market value of the asset and the economic and community value to be received in exchange for the asset.
- (3) A decision by a municipal council that a specific capital asset is not needed to provide the minimum level of basic municipal services, may not be reversed by the municipality after that asset has been sold, transferred or otherwise disposed of.
- (4) A municipal council may delegate to the accounting officer of the municipality its power to make the determinations referred to in subsection (2)(a) and (b) in respect of movable capital assets below a value determined by the council.
- (5) Any transfer of ownership of a capital asset in terms of subsection (2) or (4) must be fair, equitable, transparent, competitive and consistent with the supply chain management policy which the municipality must have and maintain in terms of section 111.
- (6) This section does not apply to the transfer of a capital asset to another municipality or to a municipal entity or to a national or provincial organ of state in circumstances and in respect of categories of assets approved by the National Treasury, provided that such transfers are in accordance with a prescribed framework."

In addition, it should be noted that in terms of clause 40(3)(iii) of the Supply Chain Management Policy of the Cape Winelands District Municipality (CWDM) the accounting officer must ensure that the immovable property is sold only at market related prices, except when the public interest or the plight of the poor demands otherwise.

In terms of the Asset Transfer Regulations, 2008, a written transfer agreement must be concluded between the parties and must set out the terms and the conditions of the transfer, including inter alia, a sufficient description of the capital asset, the effective date from which the risk and accountability for the asset is transferred to the accredited organisation etc.

Comment prepared by: Ms. W.M. Neethling

RECOMMENDATION BY MUNICIPAL MANAGER:

That the Executive Mayor together with the Mayoral Committee consider to recommend to Council -

- (a) To approve the donation of current and future redundant computer equipment in terms of Supply Chain Management Regulation 40(2)(b)(iii) to the Quintile 2 schools indicated in Annexure "A" as identified by the Department of Education;
- (b) That the list of Quantile 2 schools attached as Annexure "A" be prioritised in conjunction with the Department of Education;
- (c) That the roll-out of redundant computer equipment be applied until all Quantile 2 schools have been accommodated.

AANBEVELING DEUR MUNISIPALE BESTUURDER:

Dat die Uitvoerende Burgemeester saam met die Burgemeesterskomitee oorweging daaraan skenk om by die Raad aan te beveel –

- (a) Om ingevolge Voorsieningskanaalbestuursregulasie 40(2)(b)(iii) die skenking van oortollige rekenaartoerusting aan die Kwintiel 2-skole wat in Bylae "A" aangedui word, soos geïdentifiseer deur die Departement van Onderwys, goed te keur;
- (b) Dat die lys van Kwintiel 2-skole aangeheg as Bylae "A" in oorleg met die Departement van Onderwys geprioritiseer word;
- (c) Dat die uitrol van oortollige rekenaartoerusting toegepas word tot tyd en wyl alle Kwintiel 2-skole geakkommodeer is.

INGCEBISO EVELA KUMLAWULI KAMASIPALA:

Yeyokokuba uSodolophu wesiGqeba kunye neKomiti kaSodolophu bacamngce ngokundulula kwiBhunga -

- (a) Linike imvume yokuphisa ngezixhobo zekhompyutha ezikhoyo nezexa elizayo ezingasetyenziswayo ngokuhambelana noMthetho 40(2)(b)(iii) woLawulo lweSixokelelwano soNikezelo kwizikolo ezikwi-Quintile 2 eziboniswe kwiSihlomelo "A" njengoko zichongwe liSebe lezeMfundo;
- (b) Okokuba uludwe lwezikolo ezikwi-Quintile 2 kwiSihlomelo "A" zihlelwe ngokwezidingo eziphambili zazo ngentsebenziswano neSebe lezeMfundo;
- (c) Okokuba ukunikezelwa kwezixhobo zekhompyutha ezingasetyenziswayo kuqaliswe de zonke izikolo ezikwi-Quintile 2 zibe zinikezelwe.

MAYORAL COMMITTEE: 11 APRIL 2017: ITEM MC.8.2.2

RESOLVED:

That it be recommended to Council -

- (a) To approve the donation of current and future redundant computer equipment in terms of Supply Chain Management Regulation 40(2)(b)(iii) to the Quintile 2 schools as identified by the Department of Education, Western Cape Government, attached as Annexure "A" to the agenda item;
- (b) That the list of Quantile 2 schools, attached as Annexure "A" to the agenda item, be prioritised in conjunction with the Department of Education, Western Cape Government;
- (c) That the roll-out of redundant computer equipment be applied until all Quantile 2 schools have been accommodated;
- (d) The handing-over of the redundant computer equipment be arranged in collaboration with the Office of the Executive Mayor.

BURGEMEESTERSKOMITEE: 11 APRIL 2017: ITEM BK.8.2.2

BESLUIT:

Dat daar by die Raad aanbeveel word –

- (a) Om ingevolge Voorsieningskanaalbestuursregulasie 40(2)(b)(iii) die skenking van huidige en toekomstige oortollige rekenaartoerusting aan die Kwintiel 2-

skole soos geïdentifiseer deur die Departement van Onderwys, Wes-Kaapse Regering goed te keur, aangeheg as Bylae "A" tot die agenda-item;

- (b) Dat die lys van Kwintiel 2-skole aangeheg as Bylae "A" tot die agenda-item in oorleg met die Departement van Onderwys, Wes-Kaapse Regering geprioritiseer word;
- (c) Dat die uitrol van oortollige rekenaartoerusting toegepas word tot tyd en wyl alle Kwintiel 2-skole geakkommodeer is;
- (d) Dat die oorhandiging van die oortollige rekenaartoerusting in oorleg met die Kantoor van die Uitvoerende Burgemeester gereël word.

IKOMITI KASODOLOPHU: UMHLA WE-11 KUEPRELI 2017: UMBA MC.8.2.2

KUGQITYWE:

Okokuba kundululwe kwiBhunga -

- (a) Linike imvume yokuphisa ngezixhobo zekhompyutha ezikhoyo nezexa elizayo ezingasetyenziswayo ngokuhambelana noMthetho 40(2)(b)(iii) woLawulo lweSixokelelwano soNikezelo kwizikolo ezikwi-Quintile 2 eziboniswe kwiSihlomelo "A" njengoko zichongwe liSebe lezeMfundo, kuRhulumente weNtshona Koloni, incanyatheliswe njengeSihlomelo "A" kumba we-ajenda;
- (b) Okokuba uludwe lwezikolo ezikwi-Quintile 2 kwiSihlomelo "A" zihlelwe ngokwezidingo eziphambili zazo ngentsebenziswano neSebe lezeMfundo, kuRhulumente weNtshona Koloni;
- (c) Okokuba ukunikezelwa kwezixhobo zekhompyutha ezingasetyenziswayo kuqaliswe de zonke izikolo ezikwi-Quintile 2 zibe zinikezelwe;
- (d) Ukunikezelwa kwezixhobo zekhompyutha ezingasetyenziswayo kulungiselelwe ngentsebenziswano neOfisi kaSodolophu wesiGqeba.

RECOMMENDATION BY MAYORAL COMMITTEE:

That Council consider -

- (a) To approve the donation of current and future redundant computer equipment in terms of Supply Chain Management Regulation 40(2)(b)(iii) to the Quintile 2 schools as identified by the Department of Education, Western Cape Government, attached as Annexure "A" to the agenda item;

- (b) That the list of Quantile 2 schools, attached as Annexure "A" to the agenda item, be prioritised in conjunction with the Department of Education, Western Cape Government;
- (c) That the roll-out of redundant computer equipment be applied until all Quantile 2 schools have been accommodated;
- (d) The handing-over of the redundant computer equipment be arranged in collaboration with the Office of the Executive Mayor.

AANBEVELING DEUR BURGEMEESTERSKOMITEE:

Dat die Raad oorweging daaraan skenk –

- (a) Om ingevolge Voorsieningskanaalbestuursregulasie 40(2)(b)(iii) die skenking van huidige en toekomstige oortollige rekenaartoerusting aan die Kwintiel 2-skole soos geïdentifiseer deur die Departement van Onderwys, Wes-Kaapse Regering goed te keur, aangeheg as Bylae "A" tot die agenda-item;
- (b) Dat die lys van Kwintiel 2-skole aangeheg as Bylae "A" tot die agenda-item in oorleg met die Departement van Onderwys, Wes-Kaapse Regering geprioritiseer word;
- (c) Dat die uitrol van oortollige rekenaartoerusting toegepas word tot tyd en wyl alle Kwintiel 2-skole geakkommodeer is;
- (d) Dat die oorhandiging van die oortollige rekenaartoerusting in oorleg met die Kantoor van die Uitvoerende Burgemeester gereël word.

INGCEBISO EYENZIWA YIKOMITI KASODOLOPHU:

Yeyokokuba iBhunga licamngce -

- (a) Ngokuvumela ukuba kuphiswe ngezixhobo zekhompyutha ezikhoyo nezexa elizayo ezingasetyenziswayo ngokuhambelana noMthetho 40(2)(b)(iii) woLawulo lweSixokelelwano soNikezelo kwizikolo ezikwi-Quintile 2 njengoko zichongiwe liSebe lezeMfundo, loRhulumente weNtshona Koloni, njengoko kuncanyatheliswe njengeSihlomelo "A" kumba we-ajenda;
- (b) Okokuba uludwe lwezikolo ezikuQuantile 2, oluncanyatheliswe njengeSihlomelo "A" kumba we-ajenda, zihlelwe ngokwezidingo eziphambili ngentsebenziswano neSebe lezeMfundo, kuRhulumente weNtshona Koloni;
- (c) Okokuba ukunikezelwa kwezixhobo zekhompyutha ezingasetyenziswayo kuqaliswe de zonke izikolo ezikwi-Quintile 2 zibe zinikezelwe;

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- (d) Ukunikezelwa kwezi zixhobo sekhompyutha zingasetyenziswayo kulungiselelwe ngentsebenziswano kunye ne-Ofisi kaSodolophu wesiGqeba.

COUNCIL MEETING: 25 APRIL 2017: ITEM C.15.2

RESOLVED (Unanimously, 35 Councillors present) : That -

- (a) The donation of current and future redundant computer equipment in terms of Supply Chain Management Regulation 40(2)(b)(iii) to the Quintile 2 schools as identified by the Department of Education, Western Cape Government, attached as Annexure "A" to the agenda item, be approved;
- (b) The list of Quantile 2 schools, attached as Annexure "A" to the agenda item, be prioritised in conjunction with the Department of Education, Western Cape Government;
- (c) The roll-out of redundant computer equipment be applied until all Quantile 2 schools have been accommodated;
- (d) The handing-over of the redundant computer equipment be arranged in collaboration with the Office of the Executive Mayor.

RAADSVERGADERING: 25 APRIL 2017: ITEM R.15.2

BESLUIT (Eenparig, 35 Raadslede teenwoordig): Dat –

- (a) Die skenking van huidige en toekomstige oortollige rekenaartoerusting ingevolge Voorsieningskanaalbestuursregulasie 40(2)(b)(iii) aan die Kwintiel 2-skole, soos geïdentifiseer deur die Departement van Onderwys, Wes-Kaapse Regering en aangeheg as Bylae "A" tot die agenda-item, goedgekeur word;
- (b) Die lys van Kwintiel 2-skole, aangeheg as Bylae "A" tot die agenda-item, in oorleg met die Departement van Onderwys, Wes-Kaapse Regering geprioritiseer word;
- (c) Die uitrol van oortollige rekenaartoerusting toegepas word tot tyd en wyl alle Kwintiel 2-skole geakkommodeer is;
- (d) Die oorhandiging van die oortollige rekenaartoerusting in oorleg met die Kantoor van die Uitvoerende Burgemeester gereël word.

INTLANGANISO YEBHUNGA: UMHLA WAMA-25 KUEPRELI 2017: UMBA C.15.2

KUGQITYWE (Ngamxhelo-mnye, ngooCeba abangama-35 abakhoyo): Okokuba -

- (a) Ukuphiswa ngezixhobo zekhompyutha ezikhoyo nezexa elizayo ezingasetyenziswayo ngokuhambelana noMthetho 40(2)(b)(iii) woLawulo lweSixokelelwano soNikezelo kwizikolo ezikwi-Quintile 2 njengoko zichongiwe liSebe lezeMfundo, loRhulumente weNtshona Koloni, njengoko kuncanyatheliswe njengeSihlomelo "A" kumba we-ajenda, makwamkelwe;
- (b) Uludwe lwezikolo ezikuQuantile 2, oluncanyatheliswe njengeSihlomelo "A" kumba we-ajenda, luhlelwe ngokwezidingo eziphambili ngentsebenziswano neSebe lezeMfundo, kuRhulumente weNtshona Koloni;
- (c) ukunikezelwa kwezixhobo zekhompyutha ezingasetyenziswayo kuqaliswe de zonke izikolo ezikwi-Quintile 2 zibe zinikezelwe;
- (d) Ukunikezelwa kwezi zixhobo zekhompyutha zingasetyenziswayo kulungiselelwe ngentsebenziswano kunye ne-Ofisi kaSodolophu wesiGqeba.

C.15.3 SOUTH AFRICAN REVENUE SERVICE (SARS): APPOINTMENT OF REGISTERED REPRESENTATIVE (4/5/4/1 & S.P. M/10 (S))

R.15.3 SUID-AFRIKAANSE INKOMSTEDIENS (SAID): AANSTELLING VAN GEREGISTREERDE VERTEENWOORDIGER (4/5/4/1 & S.P. M/10 (S))

C.15.3 IINKONZO ZENGENISO ZOMZANTSI AFRIKA (SARS): UKUQESHA KOMMELI OBHALISIWEYO (4/5/4/1 & S.P. M/10 (S))

PURPOSE OF SUBMISSION

That Council considers to appoint a registered representative with the South African Revenue Service (SARS) in terms of sections 65(1) and 65(2)(f) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA).

DOEL VAN VOORLEGGING

Dat die Raad oorweging skenk aan die aanstelling van 'n geregistreerde verteenwoordiger by die Suid-Afrikaanse Inkomstediens (SAID) ingevolge artikels 65(1) en 65(2)(f) van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 (Wet No. 56 van 2003) (MFMA).

INJONGO YONGENISO

Okokuba iBhunga licamngce ngokuqesha ummeli obhalisiweyo kunye neeNkonzo zeNgeniso zoMzantsi Afrika (SARS) ngokuhambelana namacandelo (65(1) kunye nelama-65(2)(f) oMthetho woLawulo lweMali kaMasipala, 2003 (uMthetho onguNombolo 56 wama-2003) (MFMA).

BACKGROUND

A registered representative is a person who is appointed with full rights to act on behalf of a legal entity. As the Accounting Officer of the Cape Winelands District Municipality (CWDM) the Municipal Manager is responsible for the management of the expenditure of the District Municipality and must take reasonable steps to ensure that the District Municipality complies with its tax, levy, duty, pension, medical aid, audit fees and other statutory commitments.

In view of the above-mentioned Council must comply with the applicable legislation and appoint a registered representative.

IMPLICATIONS

PERSONNEL

Taking into account that the Municipal Manager, as Accounting Officer of the Cape Winelands District Municipality, will be appointed as the registered representative with the South African Revenue Service (SARS) in person, cognisance should be taken that should the current Municipal Manager, Mr. M. Mgajo's services at the Cape Winelands District Municipality (CWDM) are terminated for any reason whatsoever, his successor in title will have to be appointed anew as a registered representative with the South African Revenue Service (SARS).

Comment prepared by: Ms. K. Smit

FINANCIAL

Section 65 of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA), states that the municipal manager of a municipality is the accounting officer of the municipality for the purposes of the MFMA.

Furthermore, section 65(2)(f) of the MFMA determines that the accounting officer is responsible for the management of the expenditure of the municipality and must for this purpose take all reasonable steps to ensure that the municipality complies with its tax, levy, duty, pension, medical aid, audit fees and other statutory commitments.

The registered representative for SARS should provide a power of attorney to the nominated tax practitioner/(s) to authorise the official/(s) to manage the administrative tax matters of the municipality.

Comment prepared by: Ms. F.A. du Raan-Groenewald

LEGAL

In terms of section 60(a) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA), the municipal manager of a municipality is the accounting officer of the municipality for the purposes of the said Act, and, as accounting officer, must exercise the functions and powers assigned to an accounting officer in terms of the said Act.

According to section 65(1) of the Local Government: Municipal Finance Management Act, (Act No. 56 of 2003) (MFMA), the accounting officer of a municipality is responsible for the management of the expenditure of the municipality.

Furthermore and in terms of section 65(2)(f) of the Local Government: Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA), the accounting officer must for the purpose of subsection (1) take all reasonable steps to ensure that the municipality complies with its tax, levy, duty, pension, medical aid, audit fees and other statutory commitments.

According to section 151(b) of the Income Tax Administration Act, 2011 (Act No 28 of 2011) a taxpayer means a representative taxpayer.

In terms of sections 153(1)(b) and (c) of the Income Tax Administration Act, 2011 (Act No 28 of 2011) a representative taxpayer means a person who is responsible for paying the tax liability of another person as an agent, other than as a withholding agent, and includes a person who—

- (b) is a representative employer in terms of the Fourth Schedule to the Income Tax Act; or
- (c) of the Income Tax Administration Act, 2011 (Act No 28 of 2011)

In terms of sections 153(2) of the Income Tax Administration Act, 2011 (Act No 28 of 2011) every person who becomes or ceases to be a representative taxpayer (except a public officer of a company) under a tax Act, must notify SARS accordingly in such form as the Commissioner may prescribe, within 21 business days after becoming or ceasing to be a representative taxpayer, as the case may be.

Section 153(3)(a) of the Income Tax Administration Act, 2011 (Act No 28 of 2011) stipulates that a taxpayer is not relieved from any liability, responsibility or duty imposed under a tax Act by reason of the fact that the taxpayer's representative failed to perform such responsibilities or duties.

In terms of Part 1 of the Fourth Schedule of the Income Tax Act, 1962 (Act No 58 of 1962) under "Definitions" an representative employer" means—

- (b) in the case of any municipality or any body corporate or unincorporated (other than a company or a partnership) any manager, secretary, officer or other person responsible for paying remuneration on behalf of such municipality or body.

Section 46(c) of the Value-Added Tax Act, 1991 (Act No. 89 of 1991) states that the natural person who resides in the Republic responsible for performing the duties imposed in the said Act on a municipality shall be any person responsible for accounting for the receipt and payment of moneys or funds on behalf of such municipality.

In terms of the website of the South African Revenue Service (SARS) a registered representative is a person who is appointed with full rights to act on behalf of another legal entity (e.g. companies, trusts, etc.) and often public officers, accounting officers and/or administrators, etc. are appointed as the registered representative. If a legal entity has more than one registered representative, then one has to be nominated as the official "representative person" with SARS. Note should also be taken of the fact that the registered representative must be registered with SARS.

Comment prepared by: Ms. W.M. Neethling

RECOMMENDATION BY MUNICIPAL MANAGER:

That Council considers to appoint the **Accounting Officer** (Municipal Manager), Mr. M. Mgajo, as the registered representative with the South African Revenue Service (SARS) in terms of sections 65(1) and 65(2)(f) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA).

AANBEVELING DEUR MUNISIPALE BESTUURDER:

Dat die Raad oorweging daaraan skenk om die **Rekenpligtigebeampte** (Munisipale Bestuurder), mnr. M. Mgajo, aan te stel as die geregistreerde verteenwoordiger by die Suid-Afrikaanse Inkomstediens (SAID) ingevolge artikels 65(1) en 65(2)(f) van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 (Wet No. 56 van 2003) (MFMA).

INGCEBISO EVELA KUMLAWULI KAMASIPALA:

Okokuba iBhunga ngokutyumba uMlawuli kaMasipala njengommeli obhalisiweyo neeNkonzo zeNgeniso zoMzantsi Afrika (SARS) ngokuhambelana namacandelo (65(1) kunye nelama-65(2)(f) oMthetho woLawulo lweMali kaMasipala, 2003 (uMthetho onguNombolo 56 wama-2003) (MFMA).

COUNCIL MEETING: 25 APRIL 2017: ITEM C.15.3

RESOLVED (Unanimously, 35 Councillors present) :

That the Accounting Officer (Municipal Manager), Mr. M. Mgajo, be appointed as the registered representative with the South African Revenue Service (SARS) in terms of sections 65(1) and 65(2)(f) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA).

RAADSVERGADERING: 25 APRIL 2017: ITEM R.15.3

BESLUIT (Eenparig, 35 Raadslede teenwoordig):

Dat die Rekenpligtige Beampte (Munisipale Bestuurder), mnr. M. Mgajo, aangestel word as die geregistreerde verteenwoordiger by die Suid-Afrikaanse Inkomstediens (SAID) ingevolge artikel 65(1) en 65(2)(f) van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 (Wet No. 56 van 2003) (MFMA).

INTLANGANISO YEBHUNGA: UMHLA WAMA-25 KUEPRELI 2017: UMBA C.15.3

KUGQITYWE (Ngamxhelo-mnye, ngooCeba abangama-35 abakhoyo) :

Okokuba iGosa eliNika iNgxelo (uMlawuli kaMasipala), uMnu M. Mgajo, atyunjwe njengommeli obhalisiweyo neeNkonzo zeNgeniso zoMzantsi Afrika (SARS) ngokuhambelana namacandelo (65(1) kunye nelama-65(2)(f) oMthetho woLawulo lweMali kaMasipala, 2003 (uMthetho onguNombolo 56 wama-2003) (MFMA).

- C.15.4 DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF COUNCILLORS OF THE CAPE WINELANDS DISTRICT MUNICIPALITY (CWDM) (5/11/1)
- R.15.4 BEPALING VAN DIE BOONSTE PERKE VAN SALARISSE, TOELAES EN VOORDELE VAN RAADSLEDE VAN DIE KAAPSE WYNLAND DISTRIKS-MUNISIPALITEIT (KWDM) (5/11/1)
- C.15.4 UKUMISELWA KWAMANQANABA APHEZULU EMIVUZO, IMALI EVUNYELWEYO NEZIBONELELO ZOOCEBA BOMASIPALA WESITHILI SASECAPE WINELANDS (CWDM) (5/11/1)
-

PURPOSE OF SUBMISSION

That Council considers Government Notice No. 313 on the determination of the upper limits of salaries, allowances and benefits of different members of municipal councils, published in Government Gazette No. 40763 of 3 April 2017.

DOEL VAN VOORLEGGING

Dat die Raad oorweging skenk aan Goewermentskennisgewing No. 313 oor die bepaling van die boonste perke van salaris, toelaes en voordele van verskillende lede van munisipale rade, gepubliseer in Staatskoerant No. 40763 van 3 April 2017.

INJONGO YONGENISO

Okokuba iBhunga licamngce ngeSaziso sikaRhulumente esinguNombolo 313 esingokumiselwa kwamanqanaba aphezulu emivuzo, imali evunyelweyo nezibonelelo zamalungu awahlukeneyo amabhunga omasipala, esipapashwe kwiGazethi kaRhulumente enguNombolo 40763 yomhla wesi-3 kuEpreli 2017.

BACKGROUND

At Item C.9.2(b) of 23 February 2017 Council resolved that cognisance be taken of the communication by the Municipal Manager that the implementation of certain paragraphs of Government Notice No. 1600 on the determination of the upper limits of salaries, allowances and benefits of different members of municipal councils, published in Government Gazette No. 40519 of 21 December 2016 are problematic and that the Notice will be repealed and replaced by an amendment Notice.

Attached as Annexure "A" is a copy of Government Notice No. 313 on the determination of the upper limits of salaries, allowances and benefits of different members of municipal councils, published in Government Gazette No. 40763 dated 3 April 2017.

IMPLICATIONS

PERSONNEL

None.

Comment prepared by: Ms. K. Smit

FINANCIAL

The annual increase of 4%, in accordance with the recommendation of the Independent Commission for the Remuneration of Public Office Bearers, apply only on chairpersons of Section 79 Committees and "ordinary part time" councillors with all other councillors not receiving any increase.

Adequate appropriation has been made on the 2015/2016 Annual Budget for the retrospective implementation from 1 July 2016 of the upper limits of salaries, allowances and benefits of a Grade 5 municipal council as set out in the Notice No. 313 published in Government Gazette No. 40763 of 3 April 2017.

SASRIA and insurance cover for life or disability are provided for over and above the total remuneration package. The limits of the said insurance should be adjusted in line with the above mentioned Government Gazette.

Appropriation for capacity building programmes may be accommodated from savings realised in the 2016/2017 Adjustments Budget and 2017/2018 to 2019/2020 MTREF process.

Any overpayment made to a councillor, including any bonus, bursary, loan, advance or other benefit, is an irregular expenditure and must be dealt with as prescribed in terms of the relevant legislation.

The application of the Upper Limits under discussion must be done in consultation with the Provincial MEC of Local Government.

Comment prepared by: Ms. F.A. du Raan-Groenewald

LEGAL

WITH REGARD TO SECTION 7 OF THE REMUNERATION OF PUBLIC OFFICE BEARERS ACT, 1998 (ACT NO 20 1998)

In terms of section 7 of the Remuneration of Public Office Bearers Act, 1998 (Act No. 20 of 1998):

- (1) The upper limits of salaries and allowances of members of municipal councils are determined by notice in the Government Gazette by the Minister of Cooperative Governance and Traditional Affairs, after consultation with the MEC for Local Government in each province and after taking the factors as listed in section 7(1) into consideration;
- (2) The salaries and allowances of a member of a municipal council is determined by that municipal council by resolution of a supporting vote of a majority of its members, in consultation with the MEC responsible for local government in the province concerned, having regard to, *inter alia* the upper limits as set out in the notice referred to in subsection 7(1);
- (3) The approval of the salaries and allowances of members of a municipal council may not be delegated by a municipal council.

WITH REGARD TO ITEM 6(c) (UPPER LIMITS OF ANNUAL TOTAL REMUNERATION PACKAGE OR ALLOWANCE IN RESPECT OF APPOINTED COUNCILLORS):

REPEALED GOVERNMENT NOTICE NO. 1600 OF 21 DECEMBER 2016:

The reimbursement of cell phone expenses not exceeding 50% of the applicable allowances as prescribed under item 10 incurred by a part-time councillor for the execution of official duties on behalf of that district municipality, in terms of that district council's policy.

REPLACEMENT GOVERNMENT NOTICE NO. 313 OF 3 APRIL 2017:

The payment of cell phone expenses not exceeding 50% of the applicable allowances as prescribed under item 10 incurred by a part-time councillor for the execution of official duties on behalf of that district municipality, in terms of that district council's policy.

WITH REGARD TO ITEM 7(1) (UPPER LIMITS OF ALLOWANCE IN RESPECT OF COUNCILLORS SERVING IN THE GOVERNANCE AND INTERGOVERNMENTAL STRUCTURES OF ORGANISED LOCAL GOVERNMENT):

REPEALED GOVERNMENT NOTICE NO. 1600 OF 21 DECEMBER 2016:

The abovementioned Government Notice did not contain an item 7(1)(b).

REPLACEMENT GOVERNMENT NOTICE NO. 313 OF 3 APRIL 2017:

Item 7(1)(b) was added to the abovementioned Government Notice and reads as follows:

A councillor designated to represent organised local government at any intergovernmental structure, include national and provincial executive authorities, must in addition to the total remuneration package applicable to that councillor, be paid an allowance not exceeding R962 per sitting and actual attendance of such structure: Provided that the allowance is limited to R962 per day, irrespective of the number of attendances by such councillor on a specific day.

WITH REGARD TO ITEM 9(1) (UPPER LIMITS OF ALLOWANCES OF FULL-TIME AND PART-TIME COUNCILLORS):

REPEALED GOVERNMENT NOTICE NO. 1600 OF 21 DECEMBER 2016:

- (1) Motor vehicle and travel allowance
- (b) If a councillor contemplated in paragraph (a) is unable to utilise his own vehicle for official purposes, such a councillor may utilise a municipal-owned vehicle: Provided that the municipal council must, in line with the approved municipal policy, exercise prudent financial management to ensure that the provision of motor vehicle does not undermine the need to prioritise service delivery and sustain viable municipalities.
- (c) Nothing herein contained prevents any other councillor than a mayor, deputy mayor or speaker from making use of a municipal owned vehicle for attendance at a specific function which that councillor has been delegated to attend, outside of the ordinary scope of work of such councillor.

REPLACEMENT GOVERNMENT NOTICE NO. 313 OF 3 APRIL 2017:

- (1) Motor vehicle and travel allowance
- (b) A councillor may in the exercise of his or her official duties utilise a municipal-owned vehicle: Provided that the municipal council must, in line with the

approved municipal policy, exercise prudent financial management to ensure that the provision of motor vehicle does not undermine the need to prioritize service delivery and sustain viable municipalities.

- (c) If a councillor structures a vehicle allowance, the councillor must provide proof of ownership of a private vehicle to the municipality and have the vehicle available for official duties: Provided that a councillor may, in exceptional circumstances and upon good cause shown, and with the approval of the Mayor or Speaker, utilise the municipal vehicle.

WITH REGARD TO ITEM 10 (UPPER LIMITS OF CELL PHONE ALLOWANCES FOR COUNCILLORS):

REPEALED GOVERNMENT NOTICE NO. 1600 OF 21 DECEMBER 2016:

A councillor may, in addition to the annual total remuneration packages provided for in terms of items 5 and 8 respectively, be reimbursed for the expenditure on the use of cell phone allowance not exceeding the following amounts:

(amounts remain the same in both notices)

REPLACEMENT GOVERNMENT NOTICE NO. 313 OF 3 APRIL 2017:

A councillor may, in addition to the annual total remuneration packages provided for in terms of items 5 and 8 respectively, be paid a cell phone allowance not exceeding the following amounts:

(amounts remain the same in both notices)

WITH REGARD TO ITEM 11 (UPPER LIMITS OF MOBILE DATA BUNDLES FOR COUNCILLORS):

REPEALED GOVERNMENT NOTICE NO. 1600 OF 21 DECEMBER 2016:

A councillor may, in addition to the annual total remuneration packages provided for in terms of items 5 and 8 respectively, be reimbursed for the expenditure on the use of data bundles not exceeding R300 per month.

REPLACEMENT GOVERNMENT NOTICE NO. 313 OF 3 APRIL 2017:

A councillor may, in addition to the annual total remuneration packages provided for in terms of items 5 and 8 respectively, be paid an allowance on the use of data bundles not exceeding R300 per month:

WITH REGARD TO ITEM 12 (UPPER LIMITS OF PENSION FUND CONTRIBUTIONS AND MEDICAL BENEFITS OF COUNCILLORS):

REPEALED GOVERNMENT NOTICE NO. 1600 OF 21 DECEMBER 2016:

- (1) Pension fund - The whole item 12 pertaining to pension fund as contained in the 2016 Government Notice (and cited directly below) has been replaced by a new item 12 (pension contributions) in the 2017 Government Notice:

12(1)(a) Every councillor shall contribute to a pension fund registered in terms of the Pension Fund Act, 1956 (Act No 24 of 1956).

12(1)(b) A municipality shall deduct an amount equal to 15% from a councillor's monthly basic salary and pay it over to a pension fund to which a councillor is a member.

REPLACEMENT GOVERNMENT NOTICE NO. 313 OF 3 APRIL 2017:

- (1) Pension contributions

Sub-item (1)(a) now grants a discretion to councillors and reads as follows: 1(a) A councillor may participate in a pension fund duly established in terms of the law.

Sub-item (1)(b) no longer prescribes a deduction of an amount equal to 15% of a councillor's basic salary, but stipulates as follows: 1(b) If a councillor elects to participate in a pension fund, the municipality shall pay, on behalf of the councillor, the monthly council contributions and the councillor's own contribution to the pension fund to which the councillor is a member in accordance with the rules of such a pension fund.

The following new sub-items were added to the 2017 Government Notice:

1(c) Sub-items (a) and (b) apply to a councillor who –

(i) Was in office prior to 1 July 2016 and who is currently a councillor of a municipality and who on 1 July 2016 did not participate in a pension fund scheme;

(ii) has reached the retirement age determined in terms of the applicable pension rules, and who does not participate in a pension fund nor receive any pension benefits; and

(ii) took office as a councillor after the 2016 Government Elections.

1(d) Sub-item (a), (b) and (c) takes effect from 1 June 2017.

1(e) The provision of sub-items (a) and (b) do not apply to a councillor who was in office prior to 1 July 2016 and who is currently in office and participates in a pension fund scheme.

REPEALED GOVERNMENT NOTICE NO. 1600 OF 21 DECEMBER 2016:

(2) Medical Aid Scheme

2(a) A councillor may participate in a medical aid scheme duly registered in terms of the Medical Aid Schemes Act, 1998 (Act No 131 of 1998).

2(b) A municipality shall deduct the relevant membership fee from a councillor's monthly basic salary and pay it over to a medical scheme of which a councillor is a member.

2(c) Has been omitted entirely from the 2017 Government Notice.

REPLACEMENT GOVERNMENT NOTICE NO. 313 OF 3 APRIL 2017:

(2) Medical Aid Scheme

2(a) A councillor may participate in a medical aid scheme duly established in terms of a law and such councillor shall be entitled to receive such medical aid benefits from the medical aid scheme to which the councillor contributes as may be determined by the rules of such medical aid.

2(b) If a councillor elects to participate in a medical scheme, the municipality shall pay from his or her monthly salary, councillor's own contributions and council contributions charged against and paid from the budget of the municipality to the medical aid scheme to which the councillor is a member.

There is no sub-item 2(c) in the 2017 Government Notice.

WITH REGARD TO ITEM 13(3) (SPECIAL RISK COVER):

REPEALED GOVERNMENT NOTICE NO. 1600 OF 21 DECEMBER 2016:

13(3) Notwithstanding sub-item (2), the municipal council may, on good cause shown, review its decision referred to in sub item (2), limited to 30 days per incident.

REPLACEMENT GOVERNMENT NOTICE NO. 313 OF 3 APRIL 2017:

13(3) Notwithstanding sub-item (2), the municipal council may, on good cause shown, provide alternative accommodation for a further period not exceeding 30 days.

WITH REGARD TO ITEM 17(1) & (2) (INFORMATION TO BE SUBMITTED TO THE MINISTER):

REPEALED GOVERNMENT NOTICE NO. 1600 OF 21 DECEMBER 2016:

17(1) Every municipality must in terms of section 107 of the Municipal Systems Act, submit to the MEC responsible for local government in the province by not later than 28 February 2017, a report containing the following information in respect of its councillors on an official letterhead of the municipality, signed by the mayor: (list remains the same as that contained in the 2016 Government Notice)
17(1)(2) Upon receipt of the data referred to in sub-item 1, the MEC must submit a consolidated report to the Minister by not later than 31 March 2017

Sub-item 17(1)(3) as contained in the 2016 Government Notice does not appear in the 2017 Government Notice.

REPLACEMENT GOVERNMENT NOTICE NO. 313 OF 3 APRIL 2017:

17(1) A municipality must submit to the MEC responsible for local government in the province by not later than 1 July 2017, a report containing the following information in respect of its serving councillors on an official letterhead of the municipality, signed by the mayor: (list remains the same as that contained in the 2016 Government Notice)

17(1)(2) Upon receipt of the data referred to in sub-item 1, the MEC must submit a consolidated report to the Minister by not later than 1 August 2017.

Sub-item 17(1)(3) as contained in the 2016 Government Notice has been omitted from the 2017 Government Notice.

WITH REGARD TO ITEM 18 (TRANSITIONAL MEASURES):

Not applicable on the Cape Winelands District Municipality.

GENERAL:

Councillor remuneration must be dealt with strictly in accordance with the prescriptions of the Act and specific note should be taken that any remuneration paid to a political office bearer in contravention of the Act and/or section 219(4) of the Constitution of the Republic of South Africa, 1996, shall be regarded as irregular expenditure as defined in the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA).

Comment prepared by: Ms. W.M. Neethling

RECOMMENDATION BY MUNICIPAL MANAGER:

That Council consider that -

- (a) Cognisance be taken of –
 - (i) Government Notice No. 313 on the determination of the upper limits of salaries, allowances and benefits of different members of municipal councils, published in Government Gazette No. 40763 dated 3 April 2017, attached as Annexure “A” to the agenda item;
 - (ii) The fact that adequate provision has been made in the 2016/2017 Operating Budget for the increased remuneration as set out in the Government Notice and that it is affordable for the Cape Winelands District Municipality (CWDM);
- (b) Approval be granted for the retrospective implementation from 1 July 2016, unless otherwise specified in the Notice, of the upper limits of the salaries, allowances and benefits of a Grade 5 municipal council, as set out in Government Notice No. 313 published in Government Gazette No. 40763 of 3 April 2017, subject to the outcome of consultation in this regard with the Minister of Local Government, Environmental Affairs and Development Planning of the Western Cape Province.

AANBEVELING DEUR MUNISIPALE BESTUURDER:

Dat die Raad oorweging daaraan skenk om —

- (a) Kennis te neem van –
 - (i) Goewermentskennisgewing No. 313 oor die bepaling van die boonste perke van salarisse, toelaes en voordele van verskillende lede van munisipale rade wat in Staatskoerant No. 40763 van 3 April 2017 gepubliseer is, aangeheg as Bylae “A” by die agenda-item;
 - (ii) Die feit dat voldoende voorsiening in die 2016/2017 Bedryfsbegroting gemaak is vir die verhoging in vergoeding soos uiteengesit in die Goewermentskennisgewing en dat dit vir die Kaapse Wynland Distriksmunisipaliteit (KWDM) bekostigbaar is;
- (b) Goedkeuring te verleen vir die terugwerkende implementering vanaf 1 Julie 2016, tensy anders gespesifiseer in die Kennisgewing, van die boonste perke van die salarisse, toelaes en voordele van 'n Graad 5 munisipale raad, soos uiteengesit in Goewermentskennisgewing No. 313 gepubliseer in Staatskoerant No. 40763 van 3 April 2017, onderworpe aan die uitkoms van raadpleging in hierdie verband met die Minister van

Plaaslike Regering, Omgewingsake en Ontwikkelingsbeplanning van die Wes-Kaap Provinsie.

INGCEBISO EVELA KUMLAWULI KAMASIPALA:

Okokuba iBhunga licamngce okokuba -

(a) Ingqalelo kufuneka ithatyathelwe –

(i) ISaziso sikaRhulumente esinguNombolo 1600 esinoMiselo lwamaqanaba aphezulu emivuzo, imali evunyelweyo nezibonelelo ezilungiselelwe amalungu awahlukeneyo amabhunga kamasipala, esipapashwa kwiGazethi kaRhulumente enguNombolo 40519 yomhla wesi-3 kuEpreli 2017, esincanyatheliswe njengeSihlomelo “B” kumba we-ajenda;

(ii) Into yokokuba isibonelelo esaneleyo senziwe kuHlahlo Lwabiwo-mali lokuSebenza lowama-2016/2017 esilungiselelwe ukunyuswa kwemivuzo njengoko kuthiwe thaca kwiSaziso sikaRhulumente nento yokokuba uMasipala wesiThili saseCape Winelands (CWDM) uya kuba nakho ukuzithwala ezi ndleko;

(b) Imvume ngoko mayinikezelwe yokumiliselwa kubuyelwa umva ukususela kumhla woku-1 kuJulayi 2016, ngaphandle kokuba kuchazwe ngenye indlela kwiSaziso, kwala manqanaba aphezulu emivuzo, imali evunyelweyo nezibonelelo zebhunga likamasipala elinguGreyidi 5, njengoko kuthiwe thaca kwiSaziso sikaRhulumente esinguNombolo 313 esipapashwe kwiGazethi kaRhulumente enguNombolo 40763 yomhla wesi-3 kuEpreli 2017, kuxhonyekekwe kumphumela wothethwano ngalo mba kunye noMphathiswa woMasipala, iMicimbi yeNdalo noCwangciso loPhuhliso wePhondo leNtshona Koloni.

COUNCIL MEETING: 25 APRIL 2017: ITEM C.15.4

RESOLVED (Unanimously, 35 Councillors present) : That -

(a) Cognisance be taken of –

(i) Government Notice No. 313 on the determination of the upper limits of salaries, allowances and benefits of different members of municipal councils, published in Government Gazette No. 40763 dated 3 April 2017, attached as Annexure “A” to the agenda item;

- (ii) The fact that adequate provision has been made in the 2016/2017 Operating Budget for the increased remuneration as set out in the Government Notice and that it is affordable for the Cape Winelands District Municipality (CWDM);
- (b) Approval be granted for the retrospective implementation from 1 July 2016, unless otherwise specified in the Notice, of the upper limits of the salaries, allowances and benefits of a Grade 5 municipal council, as set out in Government Notice No. 313 published in Government Gazette No. 40763 of 3 April 2017, subject to the outcome of consultation in this regard with the Minister of Local Government, Environmental Affairs and Development Planning of the Western Cape Province.

RAADSVERGADERING: 25 APRIL 2017: ITEM R.15.4

BESLUIT: (Eenparig, 35 Raadslede teenwoordig): Dat –

- (a) Kennis geneem word–
 - (i) Goewermentskennisgewing No. 313 oor die bepaling van die boonste perke van salarisse, toelaes en voordele van verskillende lede van munisipale rade wat in Staatskoerant No. 40763 van 3 April 2017 gepubliseer is, aangeheg as Bylae "A" tot die agenda-item;
 - (ii) Die feit dat voldoende voorsiening in die 2016/2017 Bedryfsbegroting gemaak is vir die verhoging in vergoeding soos uiteengesit in die Goewermentskennisgewing en dat dit vir die Kaapse Wynland Distriksmunisipaliteit (KWDM) bekostigbaar is;
- (b) Goedkeuring verleen word vir die terugwerkende implementering vanaf 1 Julie 2016, tensy anders gespesifiseer in die Kennisgewing, van die boonste perke van die salarisse, toelaes en voordele van 'n Graad 5 munisipale raad, soos uiteengesit in Goewermentskennisgewing No. 313 gepubliseer in Staatskoerant No. 40763 van 3 April 2017, onderworpe aan die uitkoms van raadpleging in hierdie verband met die Minister van Plaaslike Regering, Omgewingsake en Ontwikkelingsbeplanning van die Wes-Kaap Provinsie.

INTLANGANISO YEBHUNGA: UMHLA WAMA-25 KUEPRELI 2017: UMBA C.15.4

RESOLVED (Ngamxhelo-mnye, ngooCeba abangama-35 abakhoyo): Okokuba -

(a) Inggalelo ithatyathelwe –

(i) ISaziso sikaRhulumente esinguNombolo 1600 esinoMiselo lwamaqanaba aphezulu emivuzo, imali evunyelweyo nezibonelelo ezilungiselelwe amalungu awahlukeneyo amabhunga kamasipala, esipapashwa kwiGazethi kaRhulumente enguNombolo 40763 yomhla wesi-3 kuEpreli 2017, esincanyatheliswe njengeSihlomelo "A" kumba we-ajenda;

(ii) Into yokokuba isibonelelo esaneleyo senziwe kuHlahlo Lwabiwo-mali lokuSebenza lowama-2016/2017 esilungiselelwe ukunyuswa kwemivuzo njengoko kuthiwe thaca kwiSaziso sikaRhulumente nento yokokuba uMasipala wesiThili saseCape Winelands (CWDM) uya kuba nakho ukuzithwala ezi ndleko;

(b) Imvume ngoko mayinikezelwe yokumiliselwa kubuyelwa umva ukususela kumhla woku-1 kuJulayi 2016, ngaphandle kokuba kuchazwe ngenye indlela kwiSaziso, kwala manqanaba aphezulu emivuzo, imali evunyelweyo nezibonelelo zebhunga likamasipala elinguGreyidi 5, njengoko kuthiwe thaca kwiSaziso sikaRhulumente esinguNombolo 313 esipapashwe kwiGazethi kaRhulumente enguNombolo 40763 yomhla wesi-3 kuEpreli 2017, kuxhonyekeke kumphumela wothethwano ngalo mba kunye noMphathiswa woMasipala, iMicimbi yeNdalo noCwangciso loPhuhliso wePhondo leNtshona Koloni.

C.16 CONCLUSION

The agenda was concluded at 16:06.

CONFIRMED ON THIS

DAY OF

2017.

SPEAKER
DAH/iw