



**Bitou Local Municipality
Bitou Plaaslike Munisipaliteit
Umasipala WeBitou**

Agenda

SPECIAL MUNICIPAL COUNCIL MEETING

Venue: Council Chambers, Municipal Offices,
Sewell Street, Plettenberg Bay

DATE: 03 FEBRUARY 2015

Time: 09H00

BITOU LOCAL MUNICIPALITY

30 January 2015

**The Executive Mayor
Councillors
Municipal Manager and Heads of Department**

SPECIAL COUNCIL MEETING: TUESDAY, 03 FEBRUARY 2015

NOTICE is hereby given that a Special Municipal Council Meeting will be held in the Council Chamber, Municipal Offices, Plettenberg Bay on **TUESDAY, 03 FEBRUARY 2014 AT 09H00** to discuss the business set forth in the Agenda.

Yours faithfully



**AR Olivier
Speaker**

Constitution of the Council

The Speaker, Councillor AR Olivier
The Executive Mayor, Councillor M Booysen
Member of the Mayoral Committee, Councillor N M de Waal
Member of the Mayoral Committee, Councillor E E Paulse

Councillor S Besana
Councillor W R Craig
Councillor S E Gcabayi
Councillor SB Farrow
Councillor RS Koeberg
Councillor M M Mbali
Councillor H Platjies
Councillor N Ndayi
Councillor L M Seyisi

Bitou Local Municipality

Special Council Agenda: 03 February 2015

Time: 9h00

Order of Business

1. **OPENING**

2. **ATTENDANCE**

The Attendance Registers of members of the Municipal Council, Officials and Public will be circulated for signature.

3. **APPLICATION FOR LEAVE OF ABSENCE**

Application for leave of absence, if necessary, will be considered.

4. **STATEMENTS AND COMMUNICATIONS BY:**

4.1 **The Executive Mayor**

4.2 **The Speaker**

5. **CONSIDERATION OF REPORTS**

Schedule of Items attached

6. **URGENT MATTERS SUBMITTED BY THE MUNICIPAL MANAGER**

None received

7. **CONSIDERATION OF NOTICES OF MOTION**

None received

Order of business: Special Council Meeting: 3 February 2015

8. **CONSIDERATION OF MOTIONS OF QUESTION**

None received

9. **CONSIDERATION OF MOTIONS OF EXIGENCY**

None received

10. **IN-COMMITTEE MATTERS**

None received

11. **RECORDING OF COUNCILLORS PRESENT**

12. **CLOSURE**

PORTFOLIO INDEX

5: CONSIDERATION OF REPORTS: (OPEN)

SPECIAL COUNCIL MEETING AGENDA

3 FEBRUARY 2015

(The dates & page numbers of the MayCo Agendas are listed for ease of reference)

SECTION 1: OFFICE OF THE MUNICIPAL MANAGER

ITEM NO	SUBJECT	FILE REF	PAGE NO
	No items for consideration		

SECTION 2: FINANCE

ITEM NO	SUBJECT	FILE REF	PAGE NO
	No items for consideration		

SECTION 3: CORPORATE SERVICES

ITEM NO	SUBJECT	FILE REF	PAGE NO
C/3/112/02/15	OATH OR SOLEMN AFFIRMATION BY A NEW MEMBER OF MUNICIPAL COUNCIL	3/2/1/6	1 - 3
C/3/113/02/15	ELECTION OF THE DEPUTY EXECUTIVE MAYOR	3/1/10/2	4 - 13

SECTION 4: COMMUNITY SERVICES

ITEM NO	SUBJECT	FILE REF	PAGE NO
	No items for consideration		

SECTION 5: ENGINEERING SERVICES

ITEM NO	SUBJECT	FILE REF	PAGE NO
	No items for consideration		

SECTION 6: STRATEGIC SERVICES

ITEM NO	SUBJECT	FILE REF	PAGE NO
C/6/266/02/15	APPOINTMENT OF THE AD-HOC OVERSIGHT COMMITTEE	3/2/2/2/3/1	14 - 15

Section 3

Department: Corporate Services

Section 3: Corporate Services

ITEM C/3/112/02/15

Council Meeting

OATH OR SOLEMN AFFIRMATION BY A NEW MEMBER OF MUNICIPAL COUNCIL

Department: Corporate Services **Demarcation:** All Wards
File Reference: 3/2/1/6
Attachments Letter dated 26 January 2015 received from the Provincial Electoral Officer, Electoral Commission: Western Cape
Report by: Manager Administration
Date: 29 January 2015

Purpose of the Report:

For Councillor Romeo St Claire Koeberg to affirm / swear faithfulness to the Republic of South Africa and obedience to the Constitution.

Background / discussion

The Electoral Commission, Western Cape has advised that, as prescribed in item 18 of schedule 1 of the Municipal Structures Act, No 117 of 1998, that Mr Romeo St Claire Koeberg, being the candidate at the top of the party list for the Congress of the People (COPE) has been declared elected to Bitou Local Municipality, and that Councillor Koeberg replaces Mr Adam Brendon Van Rhyner, who ceased to hold office of Councillor in the Bitou Local Municipality.

The framework for the first meeting of newly created Municipal Councils from SALGA requires councillors to swear or affirm faithfulness to the Republic and obedience to the Constitution. The same rules apply when a new Councillor is inaugurated.

Accordingly, the newly Councillor will be required to swear or affirm (whichever is his choice) before the magistrate or responsible official, as follows:

Oath

I (full names and surname) hereby swear that I will be faithful to the Republic of South Africa and will obey, respect and uphold the Constitution and all other laws

Section 3: Corporate Services

of the Republic of South Africa; and I solemnly promise to perform my functions and duties as a Councillor of Bitou Local Municipality to the best of my ability.

Solemn Affirmation

I (full names and surname) hereby solemnly affirm that I will be faithful to the Republic of South Africa and will obey, respect and uphold the Constitution and all other laws of the Republic of South Africa; and I solemnly promise to perform my functions and duties as a Councillor of Bitou Local Municipality to the best of my ability.

Recommended by the Municipal Manager

That Councillor Romeo St Claire Koeberg take either the applicable Oath or the Solemn Affirmation of faithfulness to the Republic and obedience to the Constitution in front of the Magistrate or responsible officer and then sign the relevant document.

ELECTORAL COMMISSION
Western Cape Provincial Office

26 January 2015

Mr A Pause
Municipal Manager
Bitou Municipality

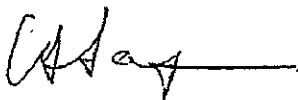
Dear Sir

**REPLACEMENT OF CONGRESS OF THE PEOPLE (COPE) PR COUNCILLOR VAN RHYNER:
WC047 - BITOU MUNICIPALITY**

Please be advised that as prescribed in item 18 of Schedule 1 of the Municipal Structures Act, 1998 (Act No. 117 of 1998), that **Romeo St Claire Koeberg, ID No. 490614 5605 089**, being the candidate at the top of the party list for the **Congress of the People (COPE)** has been declared elected to **Bitou Municipality**.

Councillor **Koeberg** replaces **Adam Brendon Van Rhyner, ID No. 740531 5629 083**, who ceased to hold office of Councillor in the municipality.

Yours in the service of democracy



**COURTNEY SAMPSON
PROVINCIAL ELECTORAL OFFICER
ELECTORAL COMMISSION: WESTERN CAPE**

ELECTORAL COMMISSION
ENSURING FREE AND FAIR ELECTIONS

S O U T H A F R I C A



Section 3: Corporate Services

ITEM C/3/113/02/15

Council Meeting

ELECTION OF THE DEPUTY EXECUTIVE MAYOR

Department: Corporate Services **Demarcation:** All Wards

File Reference: 3/1/10/2

Attachments:

1. Annexure "A" - Report to Council in 2011 regarding determination of full-Time Councillors per Item C/3/05/05/11
2. Annexure "B" - Nomination form for Deputy Executive Mayor (Yellow form)

Report by: Manager Administration

Date: 29 January 2015

Purpose of the report

For the Municipal Council to elect a Councillor to the office of Deputy Executive Mayor.

Relevant Legislation

Section 55 of the Local Government: Municipal Structures Act, 1998.

Background/Discussion

Since Mr Adam van Rhyner ceased to be a Councillor, the position of Deputy Executive Mayor has been vacant.

The election of an Executive Deputy Mayor is not compulsory and is subject to the prior approval of the MEC responsible for local government.

The MEC for local government in the province has, upon application by the municipality, previously provided approval for the election by the Council of an Executive Deputy Mayor. (See Section 21B {point 4 of the Schedule} of the applicable Section 12 notice attached to Item C/03/07/05/11, Marked Annexure "A")The procedure set out in Schedule 3 of the Local Government: Municipal Structures Act, 1998, regulates the election of an Executive Deputy Mayor.

Section 3: Corporate Services

The Local Government: Municipal Structures Act, 1998, provides that a Municipal Council must elect an Executive Deputy Mayor from amongst its members. The Executive Deputy Mayor is elected for a term ending when the next council is declared elected and may not serve as such for more than 2 consecutive terms. Prior service as Deputy Mayor of a Transitional Local Council or District Council which is a predecessor to the Council does not count as a prior term.

The Speaker will accordingly invite written nominations on the attached nomination form for the office of Deputy Executive Mayor at the meeting, and will thereafter follow the aforesaid procedure.

Recommendation by the Municipal Manager

That an Executive Deputy Mayor be elected in terms of Schedule 3 of the Local Government: Municipal Structures Act, 2000.

Section 3: Corporate Services

ITEM C/3/05/05/11

Council Meeting

DETERMINATION OF FULL-TIME COUNCILLORS
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Department: Corporate Services **Demarcation:** All Wards

File Reference: 3/1/10/4

Attachment: Extract of relevant Section 12 Notice

Comments by the Head: Corporate Services

In terms of Section 18(4) of the Local Government: Municipal Structures Act, 1998, municipalities may designate Councillors determined by the MEC for Local Government as full time.

The MEC for Local Government has in terms of the Notice promulgated in terms of Section 12 of the aforesaid Act, as amended from time to time, determined the holders of the following offices as being entitled to be full time:

- a) the Executive Mayor
- b) the members of the Mayoral Committee (including ex-officio the Executive Deputy Mayor)
- c) the Speaker

The MEC has further provided that in the event of the Council resolving that the members of the Mayoral Committee should be full time, it should motivate that choice to the MEC. The Council has previously submitted the required motivation and the MEC has designated the members of the Mayoral Committee including ex-officio the Executive Deputy Mayor as full time. It is not considered necessary to repeat that motivation to the MEC.

It is accordingly recommended that Council resolve that the holders of the above mentioned offices should be full- time.

Lastly, attention is drawn to clause 8 of the Code of Conduct for Councillor which stipulates that full-time Councillors may not undertake any other paid work except with the consent of the Municipal Council.

Section 3: Corporate Services

Recommendation by the Municipal Manager

That the holders of the following offices be full-time Councillors:

- a) Executive Mayor
- b) Members of the Mayoral Committee (including ex-officio the Executive Deputy Mayor)
- c) Speaker

PROVINCE OF WESTERN CAPE

PROVINSIE WES-KAAP

IPHONDO LENTSHONA KOLONI

Provincial Gazette Extraordinary

6022

6022

6022

Wednesday, 28 May 2003

Woensdag, 28 Mei 2003

uLwesithathu, 28 uMeyi 2003

Registered at the Post Office as a Newspaper

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- P.N. 193 Langeberg Municipality (WCO42) Third Establishment Amendment Notice..... 6
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As 'n Nuusblad by die Poskantoor Geregistreer

INHOUD

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- URhulumente weNgingqi: uMthetho oyiIwa yamaSebe ooMasipala, 1998 (uMthetho 117 k 1998): ofundwa kunye URhulumente weNgingqi uKuhlonyelwa Kwe—Saziso sokuseka esekel ooMasipala booDidi B no C KwiPhondo.
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28 Mei 2003

Provisie Wes-Kaap: Provinsiale Koerant - 6022

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P.N. 197/2003

28 May 2003

LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998
(ACT 117 OF 1998)

THE PLETTENBERG BAY MUNICIPALITY (WCO47) THIRD ESTABLISHMENT AMENDMENT NOTICE

By virtue of the powers vested in me by section 16 of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998), as amended by the Local Government: Municipal Structures Amendment Act, 2000 (Act 33 of 2000), the Local Government: Municipal Structures Amendment Act, 2002 (Act 20 of 2002), Local Government Laws Amendment Act, 2002 (Act 51 of 2002) and the Local Government: Municipal Structures Amendment Act, 2003 (Act 1 of 2003), I hereby give notice of the third amendment of the Plettenberg Bay Municipality (WCO47) Establishment Notice, Provincial Notice 503 published in the Provincial Gazette Extraordinary No. 5592 dated 22 September 2000, as previously amended in Provincial Notice 689 published in the Provincial Gazette Extraordinary No. 5644 dated 4 December 2000 and Provincial Notice 470 published in the Provincial Gazette Extraordinary No. 5970 dated 19 December 2002, on the terms set out in the Schedule hereto.

Dated this 28th day of May 2003.

J. J. DOWRY, PROVINCIAL MINISTER OF LOCAL GOVERNMENT

GENERAL EXPLANATORY NOTE:

- [] Words in bold type in square brackets indicate omissions from existing enactments.
- _____ Words underlined with a solid line indicate insertions in existing enactments.

SCHEDULE

Amendment of section 1 of the principal Notice

1. Section 1 of the Schedule to the Plettenberg Bay Municipality Establishment Notice (hereafter referred to as the principal Notice) is hereby amended:—

- (1) by the deletion of the definition "plenary executive system" in subsection (15), and
- (2) by the insertion of the following subsection:—

"(11A) 'mayoral executive system' means a system which allows for the exercise of executive authority through an executive mayor in whom the executive leadership of the Municipality is vested and who is assisted by a mayoral committee"; and

"(21A) 'ward participatory system' means a system which allows for matters of local concern to wards to be dealt with by committees established for wards."

Amendment of section 6 of the principal Notice

2. Section 6 of the Schedule to the principal Notice is hereby amended by the substitution for section 6 of the following section:—

"Type

6. The Local Municipality is a municipality with a [plenary] mayoral executive system combined with a ward participatory system as provided for in the Western Cape Determination of Types of Municipalities Act, 2000 (Act 9 of 2000), as amended by the Western Cape Determination of Types of Municipalities Amendment Act, 2002 (Act 4 of 2002)."

Amendment of section 9 of the principal Notice

3. Section 9 of the Schedule to the principal Notice is hereby amended by the substitution for section 9 of the following section:—

"Full-time Councillors

9. The Local Municipality may designate the following councillors as full-time councillors:—

- (a) the executive mayor;
- (b) the members of the mayoral committee, and
- (c) the speaker."

Insertion of section 21B to the text of the principal Notice

4. The Schedule to the principal Notice is hereby amended by the insertion of the following section after section 21A:—

"Executive Deputy Mayor

21B Approval is granted in terms of section 55 of the Municipal Structures Act, as amended, for the election of an executive deputy mayor."

Short title and commencement

5. This Notice is called the Plettenberg Bay Municipality Third Establishment Amendment Notice and comes into operation on 10 June 2003.

WET OP PLAASLIKE REGERING: MUNISIPALE STRUKTURE, 1998
(WET 117 VAN 1998)

DERDE WYSIGING VAN DIE PLETTENBERGBAAI MUNISIPALITEIT (WCO47) INSTELLINGSKENNISGEWING

Dit hoofde van die gesag aan my verleen by artikel 16 van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet 117 van 1998), soos gewysig deur die Wysigingswet op Plaaslike Regering: Munisipale Strukture, 2000, (Wet 33 van 2000), die Wysigingswet op Plaaslike Regering: Munisipale Strukture, 2002 (Wet 20 van 2002), Wysigingswet op Plaaslike Regeringswette, 2002 (Wet 51 van 2002) en die Wysigingswet op Plaaslike Regering: Munisipale Strukture, 2003 (Wet 1 van 2003), gee ek hierby kennis van die derde wysiging van die Munisipaliteit Plettenbergbaai (WCO47) Instellingskennisgewing, Provinsiale Kennisgewing 503 gepubliseer in Buitengewone Provinsiale Koerant Nr. 5592 gedateer 22 September 2000, soos voorheen gewysig in Provinsiale Kennisgewing 589 gepubliseer in Buitengewone Provinsiale Koerant Nr. 5644 gedateer 4 Desember 2000 en Provinsiale Kennisgewing 470 gepubliseer in Buitengewone Provinsiale Koerant Nr. 5970 gedateer 19 Desember 2002, op die voorwaardes wat in die Bylaag hiervan uiteengesit word.

Gedateer op hierdie 28ste dag van Mei 2003.

J. J. DOWRY, PROVINSIALE MINISTER VAN PLAASLIKE REGERING

ALGEMENE VERDUIDELIKENDE NOTA:

- [] Woorde in vet druk tussen vierkantige hakies dui skraping vir bestaande bepalings aan.
_____ Woorde met 'n volstreep daaronder dui invoegings in bestaande bepalings aan.

BYLAAG

Wysiging van artikel 1 van die Hoofkennisgewing

1. Artikel 1 van die Bylaag van die Munisipaliteit Plettenbergbaai Instellingskennisgewing (hierna die Hoofkennisgewing genoem) word gewysig:—

- (1) deur die weglating van die woordomsakrywing "volle raad uitvoerende stelsel" in subartikel (19), en
(2) deur die invoeging van die volgende subartikels:—

"(2A) 'burgemeesters-uitvoerende stelsel' 'n stelsel wat voorsiening maak vir die uitoefening van uitvoerende gesag deur 'n uitvoerende burgemeester in wie die uitvoerende leierskap van die munisipaliteit berus en wie deur 'n burgemeesterskomitee bygestaan word;"

"(23) 'wyk deelnemende stelsel' 'n stelsel wat voorsiening maak vir aangeleenthede van plaaslike belang vir wyke, om deur komitees mee gehandel te word wat vir wyke ingestel is."

Wysiging van artikel 6 van die Hoofkennisgewing

2. Artikel 6 van die Bylaag van die Hoofkennisgewing word hierby gewysig deur artikel 6 met die volgende artikel te vervang:—

"Soort

6. Die Plaaslike Munisipaliteit is 'n munisipaliteit met 'n [volle raad] burgemeesters-uitvoerende stelsel wat met 'n wyk deelnemende stelsel gekombineer is, soos uiteengesit in die Wes-Kaapse Wet op die Bepaling van Soorte Munisipaliteite, 2000 (Wet 9 van 2000), soos gewysig deur die Wes-Kaapse Wysigingswet op Bepaling van Soorte Munisipaliteite, 2002 (Wet 4 van 2002)."

Wysiging van artikel 9 van die Hoofkennisgewing

3. Artikel 9 van die Bylaag van die Hoofkennisgewing word hierby gewysig deur artikel 9 met die volgende artikel te vervang:—

"Voltydse Raadslede

9. Die Plaaslike Munisipaliteit mag die volgende raadslede as voltydse raadslede aanwys:—

- (a) die uitvoerende burgemeester,
(b) lede van die burgemeesterskomitee, en
(c) die speaker."

Invoeging van artikel 21B in die teks van die Hoofkennisgewing

4. Die Bylaag van die Hoofkennisgewing word hierby gewysig deur die invoeging van die volgende artikel na artikel 21A:—

"Uitvoerende Onderburgemeester

21B Goedkeuring word verleen ingevolge artikel 55 van die Munisipale Strukture Wet, soos gewysig, vir die verkiesing van 'n uitvoerende onderburgemeester."

Kort titel en inwerkingtreding

5. Hierdie Kennisgewing heet die Derde Wysigingskennisgewing van die Munisipaliteit Plettenbergbaai Instellingskennisgewing en tree in werking op 10 Junie 2003.

ISAZISO ESISAYILWAYO

P.N. 197/2003

28 Meyi 2003

UMTHETHO, ILOCAL GOVERNMENT MUNICIPAL STRUCTURES ACT, 1998
(ACT 117 OF 1998)

UMASIPALA WASEPLETTENBERG BAY (WCO47) ISILUNGISO SOKUSEKWA KWESAZISO OKWESITHATHU

Ngokwegunya emdilnikhiweyo ngokwecandelo 16 lomthetho, ILocal Government Municipal Structures Act, 1998 (Act 117 of 1998), njengoko ulungisiwe ngomthetho, ILocal Government Municipal Structures Amendment Act, 2000 (Act 33 of 2000), umthetho, ILocal Government Municipal Structures Amendment Act, 2002 (Act 20 of 2002), umthetho ILocal Government Laws Amendment Act, 2003 (Act 4 of 2002) nomthetho, ILocal Government Municipal Structures Amendment Act, 2003 (Act 1 of 2003), ndimisela isilungiso sokusekwa okwesithathu uMasipala wasePlettenberg Bay (WCO47) sokuSekwa kweSaziso, njengoko silungisiwe kwixa elingaphambili kwiSaziso sePhondo 503 esapapashwa kwiGazethi yePhondo eyoNgezelelweyo angunomb. 5592 yangomhla we-22 Septemba 2000 neSaziso sePhondo 689 esapapashwa kwiGazethi yePhondo eyoNgezelelweyo angunomb. 5644 yangomhla we-4 kuDisemba 2000 nomthetho, neSaziso sePhondo 470 esapapashwa kwiGazethi yePhondo eyoNgezelelweyo angunomb. 5970 yangomhla we-19 kuDisemba 2002, ngokweniqathango echazwe kule Shedyuli ilandelayo.

Ngomhla we-28 kuMeyi 2003.

I. J. DOWRY, UMPHATHISWA WEPHONDO WORHULUMENTE BENQILA

INQAKU ELICA CISA NGOKUBANZI:

[] Amagama abhalwe ngqindilili kwizibiyeli ezisiskwre abanisa ushiyefelo lwomthetho owisiweyo esele imi.
Amagama ukwalelwe umgca ngqindilili ngaphantsi abanisa ukafelo kwimithetho owisiweyo esele imi.

ISHEDYULI

Isilungiso secandelo 1 seSaziso esiyintloko

1. ICandelo 1 leShedyuli uMasipala wasePlettenberg Bay leSaziso esiSekiweyo (ekubhekisela kuso apha ngasezantsi njengeSaziso esiyintloko) siyalungiswa:—

- (1) ngokushenxisa amagama ecandelwana (15), ndawonye
- (2) nokufakela la macandelwana alandelayo:—

"(1A) 'Inkqubo yesigqeba solawulo secandelo losodolophu' ithatha inkqubo evumela ukuba kusetyenziswe igunya lesigqeba solawulo, oko kusenziwa kudlalwe kusodolophu osamagunyeni apho inkqubo yokholo lwesigqeba yoMasipala igunyaziswe khona kwanoncediswa yikomiti yecandelo losodolophu" ndawonye.

"(2A) 'Inkqubo yokhatho-nxaxheba yewadi' ithatha inkqubo evumela imicimbi yezinto ezinxulumene neehalla ekuza kufonganwa nazo zikomiti ezisekelwa ezi wadi."

Izilungiso zecandelo 6 zeSaziso esiyintloko

2. ICandelo 6 leShedyuli leSaziso esiyintloko siyalungiswa ngokufakela kwicandelo 6 eli candelo elithi:—

"Udidi

6. UMasipala weSithili ngumasipala onokubona zisigqeba secandelo losodolophu [ezithangathisiweyo] onazo zombini ezi nkqubo zokhatho-nxaxheba, icandelwana lebhunga kunye nekwadi njengoko zimiselwe ngomthetho, IWestern Cape Determination of Types of Municipalities Act, 2000 (Act 9 of 2000), njengokuba zilungisiwe ngomthetho, IWestern Cape Determination of Types of Municipalities Amendment Act, 2002 (Act 4 of 2002)."

Izilungiso zecandelo 9 weSaziso esiyintloko

3. ICandelo 9 leShedyuli leSaziso esiyintloko siyalungiswa ngokufakela eli candelo lilandelayo endaweni yecandelo 9:—

"OoCeba aboSigqeba

9. UMasipala weSithili angamiselwa aba ceba balandelayo njengooceba besigqeba:
 - (a) Usodolophu wesigqeba solawulo;
 - (b) Amalungu ecandelo lekomiti yosodolophu, ndawonye
 - (c) nosomlomo."

Ufakela kwicandelo 21B kwiSaziso esiyintloko

4. Ishedyuli yeSaziso esiyintloko siyalungiswa ngokufakela eli candelo lilandelayo emva kwecandelo 21A:—

"Eisekela Sodolophu weSigqeba.

21B Kunikezwe imvume ngokweniqathango yecandelo 55 lomthetho, iMunicipal Structures Act, njengoko silungisiwe, kusenzelelwa unyulo lusekela sodolophu wesigqeba."

Ishloko esifutshane nokuqalisa

5. Esi Saziso kuthiwa uMasipala wasePlettenberg Bay solungiso kweSaziso esiSekiweyo okweSithathu kwaye siya kugalisa ukusebenza ngomhla 10 kuJuni 2003.

P.N. 67/2011

25 February 2011

LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998**(ACT 117 OF 1998)****OUTDSHOORN MUNICIPALITY (WCO45) ESTABLISHMENT FOURTH AMENDMENT NOTICE**

In terms of section 16 of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998), I hereby further amend the Oudtshoorn Municipality (WCO45) Establishment Notice, Provincial Notice 502/2000 published in the Provincial Gazette Extraordinary No. 5592 dated 22 September 2000 (the principal Notice) as set out in the Schedule.

In this notice "principal Notice" means the Oudtshoorn Municipality (WCO45) Establishment Notice, Provincial Notice 502/2000 published in the Provincial Gazette Extraordinary No. 5592 dated 22 September 2000, as amended by Provincial Notice 687/2000 published in the Provincial Gazette Extraordinary No. 5644 dated 4 December 2000, Provincial Notice 469/2002 published in the Provincial Gazette Extraordinary No. 5970 dated 19 December 2002, Provincial Notice 196/2003 published in the Provincial Gazette Extraordinary No. 6022 dated 28 May 2003 and Provincial Notice 130/2008 published in the Provincial Gazette No. 6511 dated 28 March 2008.

Dated this 23rd day of February 2011.

**AW BREDELL, PROVINCIAL MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT
PLANNING**

SCHEDULE

Amendment of the Schedule of the principal Notice

1. The following subsections are substituted for subsections 8(1) and (2) of the principal Notice:-

"8.(1) The Municipal Council of the Local Municipality has 25 (twenty-five) councillors, as determined by the Provincial Minister in Provincial Notice 164/2000 published in Provincial Gazette Extraordinary No. 5468 dated 4 May 2000 and repeated by Provincial Notice 100/2004 published in Provincial Gazette Extraordinary No. 6137 dated 8 June 2004 and Provincial Notice 261/2009 published in Provincial Gazette Extraordinary No. 6646 dated 31 July 2009, of which 13 (thirteen) are ward councillors and 12 (twelve) are proportionally elected councillors.

(2) The Local Municipality has 13 (thirteen) wards."

Short title and commencement

2. This Notice is called the Oudtshoorn Municipality (WCO45) Establishment Fourth Amendment Notice and has effect from the date of the next general election of municipal councils.

P.N. 68/2011

25 February 2011

LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998**(ACT 117 OF 1998)****THE BITOU MUNICIPALITY (WCO47) ESTABLISHMENT SIXTH AMENDMENT NOTICE**

In terms of section 16 of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998), I hereby further amend the Bitou Municipality (WCO47) Establishment Notice, Provincial Notice 503/2000 published in Provincial Gazette 5592 dated 22 September 2000 (the principal Notice) as set out in the Schedule.

In this notice "principal Notice" means the Bitou Municipality (WCO47) Establishment Notice, Provincial Notice 503/2000 published in Provincial Gazette 5592 dated 22 September 2000, as amended by Provincial Notice 688/2000 published in the Provincial Gazette Extraordinary No. 5644 dated 4 December 2000, Provincial Notice 470/2002 published in the Provincial Gazette Extraordinary No. 5970 dated 19 December 2002, Provincial Notice 197/2003 published in the Provincial Gazette Extraordinary No. 6022 dated 28 May 2003, Provincial Notice 264/2003 published in the Provincial Gazette Extraordinary No. 6051 dated 25 July 2003, Provincial Notice 24/2006 published in the Provincial Gazette Extraordinary No. 6335 dated 3 January 2006 and Provincial Notice 131/2008 published in the Provincial Gazette No. 6511 dated 28 March 2008.

Dated this 23rd day of February 2011.

**AW BREDELL, PROVINCIAL MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT
PLANNING**

SCHEDULE

Amendment of the Schedule to the principal Notice

1. The following subsections are substituted for subsections 8(1) and (2) of the principal Notice:-

"8.(1) The Municipal Council of the Local Municipality has 13 (thirteen) councillors, as determined by the Provincial Minister in Provincial Notice 164/2000 published in Provincial Gazette Extraordinary No. 5468 dated 4 May 2000, repeated by Provincial Notice 100/2004 published in Provincial Gazette Extraordinary No. 6137 dated 8 June 2004 and Provincial Notice 261/2009 published in Provincial Gazette Extraordinary 6646 dated 31 July 2009, of which 7 (seven) are ward councillors and 6 (six) are proportionally elected councillors.

(2) The Local Municipality has 7 (seven) wards."

2. Short title and commencement

This Notice is called the Bitou Municipality (WCO47) Establishment Sixth Amendment Notice and has effect from the date of the next general election of municipal councils.

BITOU LOCAL MUNICIPALITY

NOMINATION FORM FOR EXECUTIVE DEPUTY MAYOR

I, Cllr.....(Full names),

being the proposer, hereby nominate

Cllr.....(full names),

being the nominee, as the Executive Deputy Mayor of the Bitou Local Municipality.

Proposer _____(Signature)

I, Cllr.....(Full names),

hereby second the nomination as mentioned above

Seconder _____(Signature)

I, Cllr.....(Full names),

hereby accept the above nomination as Executive Deputy Mayor

Nominee _____(Signature)

Signatures verified by appointed election officer.

_____(Signature)

_____(Full names)

_____(Designation)

_____(Date)

Section 6

Department: Strategic Services

Section 6: Strategic Services

- (b) *Page 33 – that the gender classification for Councillor N Ndayi be amended to read “female”*
- (c) *Page 35 – that the last two rows in table 27 of 2.4.2 Administrative Governance Structure be deleted*
- (d) *Page 44 & 45 – That the names of the members of the Audit Committee be amended in that “Mr R Barrel” be replaced with “Ms N Bulabula”*
- (e) *Page 67 – Ref no TL6: That the Electricity actual losses should be amended to read 17.8%”*

Relevant Legislation

Constitution of the Republic of South Africa, 1996, Act 108 of 1996 (Constitution).
Local Government: Municipal Finance Management Act, 2003, Act 56 of 2003 (MFMA).
Local Government: Municipal Systems Act, 2000, Act 32 of 2000 (Systems Act).
Local Government: Municipal Structures Act, 1998, Act 117 of 1998 (Structures Act)

Recommended by the Municipal Manager

1. That it be noted that the Annual Report was tabled at the Municipal Council meeting on 22 January 2015 and published for comments.
2. That the Municipal Council appoint three non-executive Councillors, and if required representatives of the community, to serve on the ad-hoc Oversight Committee to provide a detailed analysis and review of the 2013/2014 Draft Annual Report, and to submit an Oversight Report to the Council before 22 March 2015.
3. That the Municipal Council appoint, in terms of Section 79 (2) (c) of the Local Government: Municipal Structures Act, 1998, Act 117 of 1998 a chairperson for the Oversight Committee.