



**Munisipaliteit
Municipality
Umasipala**

- A G E N D A -

**GEWONE RAADSVERGADERING
ORDINARY COUNCIL MEETING**

**PLEK
VENUE** **STADSAAL, MALMESBURY
TOWN HALL, MALMESBURY**

**DATUM
DATE** **DONDERDAG, 28 JULIE 2022
THURSDAY, 28 JULY 2022**

**TYD
TIME** **10:00**

**J J Scholtz
Municipal Manager**

BESLUIT (Raad, 16/11/2021)

DRAGKODE VIR RAADSLEDE

- (a) Dat die Raad as beleid neerlê dat raadslede te alle tye fatsoenlik geklee moet kom na vergaderings van die Raad, asook dié van die Uitvoerende Burgemeesterskomitee, portefeuljekomitees en ad hoc-komitees, vir welke doel – na die keuse van die individu – die volgende as toelaatbaar of verkieslik geag word t.o.v. manlike raadslede:
- Tradisionele drag / Das / Baadjie / Netjiese trui / Netjiese oopslaankraaghemp / Netjiese sandale
- (b) Dat vroulike raadslede insgelyks te alle tye fatsoenlik en betaamlik gekleed sal kom na vergaderings, op 'n wyse wat nie aanstoot sal gee nie;
- (c) Dat sowel manlike en vroulike raadslede – uitgesluit die voorsitters van vergaderings – toegelaat sal word om partypolitieke lapelwapens en/of borsspelde te dra, maar nie rosette nie;
- (d) Dat die volgende drag ten opsigte van sowel manlike en vroulike raadslede nie toegelaat sal word nie:
- Seilskoene (tekkies) / T-hemde, hemde met slagspreuke of enige kleredrag wat 'n partypolitieke konnotasie skep / Denimbroeke (jeans) / Kortbroeke (netjiese kniebroeke vir dames wel toelaatbaar) / Sweetpakke
- (e) Dat die volgende as tugmaatreëls sal geld vir die nie-nakoming van die dragkode asook alle ander ordereëlings wat tot dusver deur die Raad neergelê is of nog neergelê mag word:
- (i) Die betrokke raadslid sal tydens die ope raadsvergadering mondeling gewaarsku word deur die voorsitter of sy/haar gedelegeerde, welke waarskuwing in die notule aangeteken sal word;
- (ii) Indien 'n raadslid reeds twee waarskuwings teen hom/haar aangeteken het ten opsigte van dieselfde oortreding, sal die raadslid by die volgende geleentheid wat hy/sy die bepaalde ordereëling veronagsaam, deur die voorsitter versoek mag word om hom/haar van die raadsvergadering te onttrek;
- (iii) Indien 'n raadslid hierna steeds sou versuim om 'n ordereëling te eerbiedig, die betrokke oortreding deur die Speaker na die Reëlskomitee verwys sal word vir 'n ondersoek en om 'n toepaslike sanksie by die Raad aan te beveel in terme van klousule 14(2) van die Gedragskode vir Raadslede, soos vervat in Bylae 1 tot die Stelselwet, 2000.

RESOLUTION (Council, 16/11/2021)

DRESS CODE FOR COUNCILLORS

- (a) *That it be adopted as policy by Council that councillors are to dress properly at all times for meetings of the Council, as well as for those of the Executive Mayoral committee, portfolio and ad hoc committees, for which purpose – depending the individual's choice – the following shall be allowed in respect of male councillors:*
- Traditional dress / Tie / Jacket / Neat jersey / Neat open-necked shirt / Neat sandals*
- (b) *That female councillors also be required to attend meetings dressed decently and properly at all times, in a manner that does not offend;*
- (c) *That both male and female councillors – excluding the chairpersons of meetings – be allowed to wear party political badges and/or brooches, but not rosettes;*
- (d) *That the following apparel will not be allowed in respect of both male and female councillors:*
- Tackies / T-shirts, shirts with slogans or any apparel with a party political connotation / Denim slacks (jeans) / Shorts (neat knee-breeches for ladies are allowed) / Track suits*
- (e) *That the following disciplinary measures be applied as regards non-compliance with the dress code as well as all other rules of order determined or still to be determined by Council:*
- (i) *The applicable councillor receive a verbal warning from the chairperson or his/her delegate at the open council meeting, which warning is to be minuted;*
- (ii) *Should a councillor already have two warnings minuted against him/her in respect of the same offence, such councillor – upon violation of the same rule of order – may be requested by the chairperson to withdraw him/her from the council meeting;*
- (iii) *Should a councillor remain in default to comply with a rule of order, the offence be referred by the Speaker for an investigation by the Rules committee and for the latter to recommend an appropriate sanction to Council in terms of clause 14(1) of the Code of Conduct for Councillors, as contained in Schedule 1 to the Systems Act, 2000.*



Munisipaliteit
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Office of the Municipal Manager
22 July 2022

Die Uitvoerende Burgemeester en raadslede
The Executive Mayor and councillors

KENNIS geskied hiermee dat 'n GEWONE VERGADERING van die SWARTLAND MUNISIPALE RAAD gehou sal word in die MALMESBURY STADSZAAL op DONDERDAG, 28 JULIE 2022 om 10:00.

NOTICE is hereby given that an ORDINARY MEETING of the SWARTLAND MUNICIPAL COUNCIL will be held in the MALMESBURY TOWN HALL on THURSDAY, 28 JULY 2022 at 10:00

Die aandag van raadslede word gevestig Bylae 7 (Gedragkode) van die Strukturewet (Wet 117 van 1998), waarkragtens dit 'n misdryf is indien 'n raadslid op 'n vergadering teenwoordig is tydens die bespreking van of stemming oor 'n saak waarby hy 'n direkte of indirekte persoonlike of privaat besigheidsbelang het. Verder mag geen raadslid 'n party by of bevoordeelde kragtens 'n kontrak vir die verskaffing van goedere of dienste aan enige munisipaliteit of enige munisipale entiteit ingestel deur 'n munisipaliteit wees nie.

Councillors are referred to Schedule 7 (Code of Conduct) of the Structures Act (Act 117 of 1998) whereby a councillor is guilty of an offence if such councillor is present at a meeting or participates in discussions or voting about any matter in which he/she has a direct or indirect personal or private business interest. Further, no councillor may be a party to or beneficiary under a contract for the provision of goods or services to any municipality or any municipal entity established by a municipality.

LOCAL GOVERNMENT FUNCTIONS IN TERMS OF THE CONSTITUTION, 1996

Schedule 4B

Air pollution
Building regulations
Child care facilities
Electricity and gas reticulation
Firefighting services
Local tourism
Municipal airports
Municipal planning
Municipal health Services
Municipal public transport

Municipal public works only in respect of the needs of municipalities in the discharge of their responsibilities to administer functions specifically assigned to them under this Constitution or any other law

Pontoons, ferries, jetties, piers and harbours, excluding the regulation of international and national shipping and matters related thereto

Stormwater management systems in built-up areas
Trading regulations

Water and sanitation services limited to potable water supply systems and domestic waste-water and sewage disposal systems

Schedule 5B

Beaches and amusement facilities
Billboards, and the display of advertisements in public places
Cemeteries, funeral parlours and crematoria
Cleansing
Control of public nuisances
Control of undertakings that sell liquor to the public
Facilities for the accommodation, care and burial of animals
Fencing and fences
Licensing of dogs
Licensing and control of undertakings that sell food to the public
Local amenities
Local sport facilities
Markets
Municipal abattoirs
Municipal parks and recreation
Municipal roads
Noise pollution
Pounds
Public places
Refuse removal, refuse dumps and solid waste disposal
Street trading
Street lighting
Traffic and parking

(GET) J J SCHOLTZ
MUNISIPALE BESTUURDER



- AGENDA -
GEWONE RAADSVERGADERING,
28 JULIE 2022
ORDINARY COUNCIL MEETING,
28 JULY 2022

1. OPENING / OPENING

2. VERLOF TOT AFWESIGHEID / LEAVE OF ABSENCE

**3. AFVAARDIGINGS / DEPUTATIONS
VERKLARINGS EN MEDEDELINGS / STATEMENTS AND COMMUNICATIONS
VOORLEGGINGS / PRESENTATIONS**

**3.1 VOORLEGGING DEUR DIE KANTOOR VAN DIE OPENBARE BESKERMER /
PRESENTATION BY THE OFFICE OF THE PUBLIC PROTECTOR**

4. NOTULES VIR BEKRAGTIGING / MINUTES FOR CONFIRMATION

**4.1 NOTULE VAN 'N GEWONE RAADSVERGADERING GEHOU 26 MEI 2022 / MINUTES
OF AN ORDINARY COUNCIL MEETING HELD 26 MAY 2022**
..... p 1-24

**4.2 NOTULE VAN 'N SPESIALE RAADSVERGADERING GEHOU OP 15 JUNIE 2022 /
MINUTES OF A SPECIAL COUNCIL MEETING HELD ON 15 JUNE 2022**
..... p 25-28

**5. VERSLAGDOENING INSAKE GEDELEGEERDE BESLUITNEMING DEUR DIE
UITVOERENDE BURGEMEESTER / FEEDBACK ON RESOLUTIONS TAKEN BY THE
EXECUTIVE MAYOR IN TERMS OF DELEGATED AUTHORITY**

[NOTA: Die onderstaande notules wat die besluite van die Uitvoerende Burgemeester reflekteer, word **SLEGS VIR KENNISNAME** voorgelê en geen debat sal daarvoor gevoer word nie. Verhoë dat enige van die besluite daarin deur die Uitvoerende Burgemeester in hersiening geneem moet word, moet by wyse van skriftelike mosie - wat voldoen aan die tersaaklike bepalings van die Verordening vir die Hou van Vergaderings en die Stelselwet - ingedien word.

*NOTE: The minutes below are submitted **FOR COGNISANCE ONLY** in order to give feedback on all resolutions taken by the Executive Mayor in terms of delegated authority. No debate will be allowed thereon. Representations to the Executive Mayor to revise any of the resolutions therein, must be submitted by means of a written motion in compliance with the By-law regulating the conduct of meetings and the Systems Act.]*

**5.1 NOTULE VAN 'N GEWONE VERGADERING VAN DIE UITVOERENDE BURGE-
MEESTERSKOMITEE GEHOU 19 MEI 2022 / MINUTES OF AN ORDINARY MEETING
OF THE EXECUTIVE MAYORAL COMMITTEE HELD 19 MAY 2022**
..... p 29-42
saamgelees met / read with

**NOTULES VAN PORTEFEULJEKOMITEESVERGADERINGS GEHOU OP 11 MEI
2022 / MINUTES OF PORTFOLIO COMMITTEE MEETINGS HELD ON 11 MAY 2022**
..... p 43-52

**5.2 NOTULE VAN 'N GEWONE VERGADERING VAN DIE UITVOERENDE BURGE-
MEESTERSKOMITEE GEHOU 15 JUNIE 2022 / MINUTES OF AN ORDINARY
MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD 15 JUNE 2022**
..... p 53-64
saamgelees met / read with

NOTULES VAN PORTEFEULJEKOMITEESVERGADERINGS GEHOU OP 8 JUNIE 2022 / MINUTES OF PORTFOLIO COMMITTEE MEETINGS HELD ON 8 JUNE 2022
..... p 65-74

5.3 **NOTULE VAN 'N SPESIALE VERGADERING VAN DIE UITVOERENDE BURGEMEESTERSKOMITEE GEHOU OP 22 JUNIE 2022 / MINUTES OF A SPECIAL MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD ON 22 JUNE 2022**
..... p 75-78

6. **VERSLAGDOENING INSAKE GEDELEGEERDE BESLUITNEMING DEUR DIE MUNISIPALE BESTUURDER / FEEDBACK ON RESOLUTIONS TAKEN BY THE MUNICIPAL MANAGER IN TERMS OF DELEGATED AUTHORITY**

6.1 **NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 17 MEI 2022 / MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 17 MAY 2022**..... p 79-84

6.2 **NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 7 JUNIE 2022 / MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 7 JUNE 2022**..... p 85-86

7. **SAKE VOORTSPRUITEND UIT DIE NOTULES / MATTERS ARISING FROM THE MINUTES**

Geen/None

8. **SAKE VIR BESPREKING / MATTERS FOR CONSIDERATION**

8.1 **HERAANNEMING VAN DIE MUNISIPALE RUIMTELIKE ONTWIKKELINGS-RAAMWERK (ROR / RE-ADOPTION OF THE MUNICIPAL SPATIAL DEVELOPMENT FRAMEWORK (MSDF) AS PART OF THE IDP (2/1/4/4/1)**..... p 87-88

8.2 **VOORLEGGING VAN DIE 2022/2023 PRESTASIE-OOREENKOMSTE EN –PLANNE / SUBMISSION OF 2022/2023 PERFORMANCE AGREEMENTS AND PLANS (2/4/2)**
..... p 89-138

8.3 **AANVAARDING VAN VERORDENING INSAKE DIE HOU VAN VERGADERINGS / ADOPTION OF BY-LAW RELATING TO THE CONDUCT OF MEETINGS (1/1)**
..... p 139-146
[Aanhangsel A word apart gesirkuleer / Annexure A circulated separately.]

8.4 **KENNIS VAN GOEDKEURING VAN DIE ORGANISATORIESE STRUKTUUR MET INGANG VAN 1 JULIE 2022 MET IN AG NEMING VAN WYSIGINGS AAN DIE DEPARTEMENT: BESKERMINGSDIENSTE / NOTICE OF APPROVAL OF THE ORGANISATIONAL STRUCTURE WITH EFFECT FROM 1 JULY 2022 TAKING INTO ACCOUNT AMENDMENTS TO THE DEPARTMENT PROTECTION SERVICES (2/6)**
..... p 147-150

8.5 **AANSTELLING VAN LEDE OP DIE DISSIPLINêRE RAAD VIR AANBEVELING AAN DIE RAAD / APPOINTMENT OF DISCIPLINARY BOARD MEMBERS TO BE RECOMMENDED TO COUNCIL (5/15/1/5)**..... p 151-152

8.6 **KONSTRUKSIE VAN PAAIE IN CHATSWORTH: VOORGESTELDE ONTEIENING VAN GEDEELTES PRIVAATGROND VIR HOEKAFSTOMPINGS / CONSTRUCTION OF ROADS IN CHATSWORTH: PROPOSED EXPROPRIATION OF PORTIONS PRIVATE LAND FOR SPLAYS (12/2/1-2/4)**..... p 153-156

8.7 **VOORGESTELDE UIT-DIE-HAND-VERVREEMDING VAN MUNISIPALE MEENTGROND (GEDEELTE RESTANT ERF 551) EN ERF 1119 TE DARLING / PROPOSED OUT OF HAND ALIENATION OF MUNICIPAL COMMONAGE (PORTION REMAINDER ERF 551) AND ERF 1119 IN DARLING (12/2/5/2-3/2)**..... p 157-164

8.8/...

- 8.8 **JAARVERSLAG T.O.V. DIE IMPLEMENTERING VAN DIE VOORSIENING-KANAALBESTUURSBELEID VIR DIE FINANSIËLE JAAR EINDIGEND 30 JUNIE 2022/ ANNUAL REPORT REGARDING THE IMPLEMENTATION OF THE SUPPLY CHAIN MANAGEMENT POLICY FOR THE FINANCIAL YEAR ENDING 30 JUNE 2022 (8/1/B/1)..... p 165-178**
- 8.9 **KWARTAALVERSLAG T.O.V. ARTIKEL 52 VAN DIE MFMA VIR DIE PERIODE 1 APRIL 2022 TOT 30 JUNIE 2022 / QUARTERLY REPORT I.T.O. SECTION 52 OF THE MFMA FOR THE PERIOD 1 APRIL 2022 TO 30 JUNE 2022 (7/1/2/2-2)..... p 179-180**
[Aanhangsel word apart gesirkuleer / Annexure circulated separately.]
- 8.10 **VERSLAGDOENING T.O.V. ARTIKEL 15(3) VAN DIE WET OP MUNISIPALE EIENDOMSBELASTING INSAKE BELASTINGVRYSTELLINGS, -KORTING AND VERMINDERING EN "REVENUE FORGONE" VIR DIE 2021/2022 FINANSIËLE JAAR / REPORTING IN TERMS OF SECTION 15 (3) OF THE MUNICIPAL PROPERTY TAX LEGISLATION ON PROPERTY TAX EXEMPTIONS, REBATES AND REDUCTIONS & "REVENUE FORGONE" FOR THE FINANCIAL YEAR 2021/2022 (5/3/1/3)..... p 181-187**

**(GET/SGD) J J SCHOLTZ
MUNISIPALE BESTUURDER / MUNICIPAL MANAGER**