



**Munisipaliteit  
Municipality  
Umasipala**

**- A G E N D A -**

**GEWONE RAADSVERGADERING  
ORDINARY COUNCIL MEETING**

|                       |  |
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| <b>PLEK<br/>VENUE</b> | <b>STADSAAL, MALMESBURY<br/>TOWN HALL, MALMESBURY</b>            |
| <b>DATUM<br/>DATE</b> | <b>DONDERDAG, 27 JANUARIE 2022<br/>THURSDAY, 27 JANUARY 2022</b> |
| <b>TYD<br/>TIME</b>   | <b>10:00</b>   |

**J J Scholtz  
Municipal Manager**



Munisipaliteit  
Municipality  
Umasipala

Office of the Municipal Manager  
21 January 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 STADSAAL op DONDERDAG, 27 JANUARIE 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, 27 JANUARY 2022 at 10:00*

Die aandag van raadslede word gevestig Bylae 1 (Gedragkode) van die Stelselwet (Wet 32 van 2000), 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 1 (Code of Conduct) of the Systems Act (Act 32 of 2000) 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**



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**- AGENDA -**  
**GEWONE RAADSVERGADERING,**  
**27 JANUARIE 2022**  
**ORDINARY COUNCIL MEETING,**  
**27 JANUARY 2022**

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**1. OPENING / OPENING**

**2. VERLOF TOT AFWESIGHEID / LEAVE OF ABSENCE**

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

**3.1 AFLEGGING VAN EED: RDL A A DUDA / AFFIRMATION OF OATH: CLLR A A DUDA**  
[Item 8.1 verwys / Item 8.1 refers]

**4. NOTULES VIR BEKRAGTIGING / MINUTES FOR CONFIRMATION**

**4.1 NOTULE VAN DIE EERSTE VERGADERING VAN DIE VYFDE MUNISIPALE RAAD**  
**GEHOU 16 NOVEMBER 2021 / MINUTES OF THE FIRST MEETING OF THE FIFTH**  
**MUNICIPAL COUNCIL HELD 16 NOVEMBER 2021**

..... p 1-30

**4.2 NOTULE VAN 'N SPESIALE RAADSVERGADERING GEHOU 9 DESEMBER 2021 /**  
**MINUTES OF AN SPECIAL COUNCIL MEETING HELD 9 DECEMBER 2021**

..... p 31-36

**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 23 NOVEMBER 2021 / MINUTES OF AN ORDINARY**  
**MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD 23 NOVEMBER 2021**

..... p 37-42

**5.2 NOTULE VAN 'N GEWONE VERGADERING VAN DIE UITVOERENDE BURGE-**  
**MEESTERSKOMITEE GEHOU 8 DESEMBER 2021 / MINUTES OF AN ORDINARY**  
**MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD 8 DECEMBER 2021**

..... p 43-50

6./...

- 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 BODBEOORDELINGSKOMITEE GEHOU OP 7 DESEMBER 2021/ MINUTES OF A BID ADJUDICATION COMMITTEE HELD ON 7 DECEMBER 2021**  
*[Note: Only available in English]*  
 ..... p 51-52
- 7. SAKE VOORTSPRUITEND UIT DIE NOTULES / MATTERS ARISING FROM THE MINUTES**
- Geen
- 8. SAKE VIR BESPREKING / MATTERS FOR CONSIDERATION**
- 8.1 **(1) BEDANKING AS RAADSLID: ME M F GAIKA / (2) AANWYS VAN NUWE RAADSLID: MNR A A DUDA / (1) RESIGNATION OF COUNCILLOR: MS M F GAIKA; (2) ELECTION OF NEW COUNCILLOR: MR A A DUDA (17/17/3/2/4; 3/1/7)**  
 ..... p 53-60
- 8.2 **VOORLEGGING VAN KONSEP JAARVERSLAG: 2020/2021 FINANSIËLE JAAR / TABLING OF DRAFT ANNUAL REPORT: 2021/2021 FINANCIAL YEAR (7/1/1/1)**  
 ..... p 61-62  
*[Jaarverslag apart aangeheg / Annual Report attached separately]*
- 8.3 **KWARTAALVERSLAG (ARTIKEL 52 VAN MFMA): OKTOBER TOT DESEMBER 2021 / QUARTERLY REPORT (SECTION 52 OF MFMA): OCTOBER TO DECEMBER 2021 (7/1/1/2-2)** ..... p 63-64  
*[Aanhangsel apart aangeheg / Annexure attached separately]*
- 8.4 **HALFJAARLIKSE BEGROTINGS- EN PRESTASIE-EVALUASIE VAN DIE 2021/2022 FINANSIËLE JAAR / MID-YEAR BUDGET AND PERFORMANCE ASSESSMENT FOR THE 2021/2022 FINANCIAL YEAR (7/1/2/2-2)** ..... p 65-66  
*[Aanhangsel apart aangeheg / Annexure attached separately]*
- 8.5 **GOEDKEURING VAN DIE 2021/2022 HALF-JAARLIKSE AANSUIWERINGS-KAPITAAL EN –BEDRYFSBEGROTING / APPROVAL OF THE 2021/2022 MID-YEAR ADJUSTMENTS CAPITAL AND OPERATING BUDGET (5/1/1/1; 5/1/1/2)**  
 ..... p 67-74  
*[Aanhangsel apart aangeheg / Annexure attached separately]*
- 8.6 **ONDERSOEK INSAKE VRUGTELOSE EN VERKWISTE UITGAWES IN TERME VAN ARTIKEL 32 VAN DIE MFMA / INVESTIGATION IN RESPECT OF FRUITLESS AND WASTEFUL EXPENDITURE IN TERMS OF SECTION 32 OF THE MFMA (5/15/1/5)**  
 ..... p 75-80
- 8.7 **ONREËLMATIGE UITGAWES SOOS GERAPORTEER DEUR DIE OUDITEUR-GENERAAL (OG) IN VERSLAG VAN 2020/2021 FINANSIËLE JAAR / IRREGULAR EXPENDITURE AS REPORTED BY THE AUDITOR-GENERAL (AGSA) IN THEIR REPORT FOR 2020/2021 FINANCIAL YEAR (5/15/1/5)** ..... p 81-90
- 8.8 **NOMINASIES: AANWYS VAN RAADSLIDE OP KLINIEK-KOMITEES VAN DIE GESONDHEIDSFASILITEITE IN DIE MUNISIPALE GEBIED / NOMINATIONS: APPOINTMENT OF COUNCILLORS TO CLINIC COMMITTEES OF THE PRIMARY HEALTH CARE FACILITIES IN THE MUNICIPAL AREA (3/3/1)**..... p 91-141