



MINUTES OF A SPECIAL MEETING OF THE SWARTLAND MUNICIPAL COUNCIL HELD VIRTUALLY ON WEDNESDAY, 30 NOVEMBER 2022 AT 14:00

PRESENT:

Speaker, ald M A Rangasamy
Executive Mayor, ald J H Cleophas
Deputy Executive Mayor, clr J M de Beer

COUNCILLORS:

Bess, D G (DA)	Pieters, C (ANC)
Booyesen, A M (VF+)	Pypers, D C (DA)
Duda, A A (EFF)	Soldaka, P E (ANC)
Ngozi, M (ANC)	Van Essen, T (DA)
O'Kennedy, E C (DA)	Van Zyl, M (DA)
Papier, J R (GOOD)	Vermeulen G (VF+)
Penxa, B J (ANC)	Warnick, A K (DA)

Officials:

Municipal Manager, mr J J Scholtz
Director: Electrical Engineering Services, mr T Möller
Director: Financial Services, mr M A C Bolton
Director: Protection Services, mr P A C Humphreys
Director: Civil Engineering Services, mr L D Zikmann
Director: Corporate Services, ms M S Terblanche
Director: Development Services, ms J S Krieger
Manager: Secretarial and Records, ms N Brand

1. OPENING

The Speaker welcomed the Executive Mayor, alderdames, aldermen, councillors and officials

The Municipal Manager opened the meeting with a scripture reading and prayer at the request of the Speaker.

The Speaker congratulated councillors and officials who had celebrated birthdays recently.

2. APOLOGIES

Apologies received from clrs C Fortuin, I S le Minnie, N Smit and ald B J Stanley.

RESOLUTION that note is taken that clrs C Daniels and R J Jooste were absent without an apology.

3. DEPUTATIONS/DECLARATIONS AND COMMUNICATIONS/SUBMISSIONS

None.

4. MATTER FOR DISCUSSION

4.1 REMUNERATION FOR COUNCILLORS: IMPLEMENTATION OF DATA ALLOWANCE (5/10/1)

4.1/...

The Speaker gave the Municipal Manager the opportunity to present the important aspects in the report to the Council.

The Municipal Manager confirmed that it is a binding stipulation that the National Minister of Co-operative Governance and Traditional Affairs must promulgate the upper limit in respect of remuneration for councillors, annually by 31 March. The reason for this is in order that the local authorities are then in the position to budget for remuneration for councillors accordingly.

The Municipal Manager confirmed that the National Minister, with reference to the promulgation of the 2021/2022 remuneration for councillors on 2 June 2021, failed to execute the promulgation on time. Confirmation of this is that the promulgation with reference to the 2021/2022 financial year (for implementation from 1 July 2022) has not yet been received.

During A Special Council meeting held on 15 June 2022 the Council approved the implementation of the 2021/2022 remuneration for councillors, inter alia, that the data allowance to the amount of R300 is included in the cell phone allowance. The affect of this was that the R 300 data allowance of re-elected and new councillors had to be recovered.

An amendment notice dated 2 November 2022 has been received – promulgated in Government Gazette 47437 – in which it is stipulated that a cell phone allowance and a data allowance are appropriate.

The Municipal Manager confirmed that there is not yet clarity as to whether the new regulation can be retrospectively applied and that the guidelines in this respect are awaited from the Department of Local Government.

The Speaker brought the matter to the vote and there was a -

UNANIMOUS RESOLUTION

(proposed by clr A K Warnick, seconded by clr J M de Beer)

- (a) That the contents of Government Notice No. 2698 as published in Government Gazette 47437 dated 2 November 2022 be noted, as well as the implications for the Municipality of implementation of the data allowance in respect of the 2022/23 financial year, as explained in Annexure B to this report;
- (b) That cognizance be taken that adequate provision has been made in the 2022/23 operating budget in order to cover the data allowance, and that the Council therefore grants approval for the implementation of same with effect from 1 November 2022;
- (c) That the consultation prescripts of the MEC for local government be complied with in order to obtain the latter's approval for the implementation of the data allowance.

**SIGNED
SPEAKER**