



**Munisipaliteit  
Municipality  
Umasipala**

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

**GEWONE RAADSVERGADERING  
ORDINARY COUNCIL MEETING**

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

**DATUM  
DATE**                    **DONDERDAG, 27 JULIE 2023  
THURSDAY, 27 JULY 2023**

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

**NOTA:** Neem asb. kennis dat die Raadsvergadering in Augustus gehou sal word op Donderdag, 24 Augustus 2023 om 10:00.

**NOTE:** Please note that the Council meeting in August will be held on Thursday, 24 August 2023 at 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.

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## 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  
Municipality  
Umasipala

Office of the Municipal Manager  
21 July 2023

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 JULIE 2023 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 JULY 2023 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**



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**- AGENDA -**  
**GEWONE RAADSVERGADERING,**  
**27 JULIE 2023**  
**ORDINARY COUNCIL MEETING,**  
**27 JULY 2023**

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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**
  
4. **NOTULES VIR BEKRAGTIGING / MINUTES FOR CONFIRMATION**
  - 4.1 **NOTULE VAN 'N GEWONE RAADSVERGADERING GEHOU 25 MEI 2023 / MINUTES OF AN ORDINARY COUNCIL MEETING HELD 25 MAY 2023**  
..... p 1-22
  
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. Vertoë 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 17 MEI 2023 / MINUTES OF AN ORDINARY MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD 17 MAY 2023**  
..... p 23-36  
saamgelees met / *read with*
  
  - NOTULES VAN PORTEFEULJEKOMITEESVERGADERINGS GEHOU OP 10 MEI 2023 / MINUTES OF PORTFOLIO COMMITTEE MEETINGS HELD ON 10 MAY 2023**  
..... p 37-46
  
  - 5.2 **NOTULE VAN 'N GEWONE VERGADERING VAN DIE UITVOERENDE BURGE-MEESTERSKOMITEE GEHOU 13 JUNIE 2023 / MINUTES OF AN ORDINARY MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD 13 JUNE 2023**  
..... p 47-62  
saamgelees met / *read with*
  
  - NOTULES VAN PORTEFEULJEKOMITEESVERGADERINGS GEHOU OP 7 JUNIE 2023 / MINUTES OF PORTFOLIO COMMITTEE MEETINGS HELD ON 7 JUNE 2023**  
..... p 63-72

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 15 MEI 2023 / MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 15 MAY 2023**..... p 73-74
- 6.2 **NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 17 MEI 2023 / MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 17 MAY 2023**..... p 75-76
- 6.3 **NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 25 MEI 2023 / MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 25 MAY 2023**..... p 77-78
- 6.4 **NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 5 JUNIE 2023 / MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 5 JUNE 2023** ..... p 79-84
- 6.5 **NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 13 JUNIE 2023 / MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 13 JUNE 2023**..... p 75-88
- 6.6 **NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 17 JUNIE 2023 / MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 17 JUNE 2023**..... p 89-90
7. **SAKE VOORTSPRUITEND UIT DIE NOTULES / MATTERS ARISING FROM THE MINUTES**
- Geen/None
8. **SAKE VIR BESPREKING / MATTERS FOR CONSIDERATION**
- 8.1 **REGULASIES INSAKE GEDRAGKODE VIR RAADSLEDE / CODE OF CONDUCT REGULATIONS (3/1/2)** ..... p 91-122
- 8.2 **GEDRAGSKODE VIR RAADSLEDE: VERKLARING VAN BELANGE / CODE OF CONDUCT FOR COUNCILLORS: DECLARATION OF INTERESTS**..... p 123-126  
[Nota: Vorm apart gesirkuleer vir voltooiing / Form circulated separately for completion]
- 8.3 **AANVAARDING VAN VERORDENING INSAKE ELEKTRISITEITVOORSIENING / ADOPTION OF ELECTRICITY SUPPLY BY-LAW (1/1)**..... p 127-128  
[Aanhangsels apart gesirkuleer / Annexures circulated separately]
- 8.4 **VOORLEGGING VAN DIE 2023/2024 PRESTASIEOOREENKOMSTE EN -PLANNE / SUBMISSION OF 2023/2024 PERFORMANCE AGREEMENTS AND PLANS (2/4/2)** ..... p 129-130  
[Aanhangsels apart gesirkuleer / Annexures circulated separately]
- 8.5 **VOORGESTELDE UIT-DIE-HAND-VERVREEMDING VAN 'N GEDEELTE VAN VIERDELAAND, MOORREESBURG / PROPOSED OUT-OF-HAND ALIENATION OF A PORTION OF FOURTH AVENUE, MOORREESBURG (12/2/5/5-3/1)** ..... p 131-140
- 8.6 **VOORGESTELDE VERVREEMDING VAN ONGEREGISTREERDE ERF 12875, MALMESBURY / PROPOSED DISPOSAL OF UNREGISTERED ERF 12875, MALMESBURY (12/2/5/2-8/5)** ..... p 141-146
- 8.7 **KONTRAKTE MET TOEKOMSTIGE BEGROTINGIMPLIKASIES: SLUIT VAN 'N WATERVOORSIENINGSOOREENKOMST MET DIE DEPARTEMENT VAN WATER EN SANITASIE / CONTRACTS HAVING FUTURE BUDGETARY IMPLICATIONS: ENTERING INTO A WATER SUPPLY AGREEMENT WITH THE DEPARTMENT OF WATER AND SANITATION (5/2/1)** ..... p 147-150  
[Aanhangsels apart gesirkuleer / Annexures circulated separately]

- 8.8 **VERSLAGDOENING IN TERME VAN ARTIKEL 15(3) VAN DIE WET OP MUNISIPALE EIENDOMSBELASTING INSAKE BELASTINGVRYSTELLINGS, -KORTING EN VERMINDERING EN "REVENUE FORGONE" VIR DIE 2022/2023 FINANSIËLE JAAR / REPORTING IN TERMS OF SECTION 15 (3) OF THE MUNICIPAL PROPERTY TAX LEGISLATION ON PROPERTY TAX EXEMPTIONS, REBATES AND REDUCTIONS AND "REVENUE FORGONE" FOR THE FINANCIAL YEAR 2022/2023 (5/3/1/3)**  
..... p 151-154
- 8.9 **KWARTAALVERSLAG (ARTIKEL 52 VAN MFMA): APRIL TOT JUNIE 2023 / QUARTERLY REPORT (SECTION 52 OF MFMA): APRIL TO JUNE 2023 (7/1/2/2-2)**  
..... p 155-156  
[Aanhangsels apart gesirkuleer / *Annexures circulated separately*]
- 8.10 **JAARLIKSE VERSLAG INSAKE DIE IMPLEMENTERING VAN DIE VOORSIENINGKANAALBESTUURSBELEID VIR DIE FINANSIËLE JAAR EINDIGEND 30 JUNIE 2023 / ANNUAL REPORT REGARDING THE IMPLEMENTATION OF THE SUPPLY CHAIN MANAGEMENT POLICY FOR THE FINANCIAL YEAR ENDING 30 JUNE 2023 (8/1/B/2)**..... p 157-162

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