



**Munisipaliteit
Municipality
Umasipala**

- A G E N D A -

**GEWONE RAADSVERGADERING
ORDINARY COUNCIL MEETING**

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

**DATUM
DATE** **DINSDAG, 30 JANUARIE 2024
TUESDAY, 30 JANUARY 2024**

**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
25 January 2024

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 DINSDAG, 30 JANUARIE 2024 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 TUESDAY, 30 JANUARY 2024 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,
30 JANUARIE 2024
ORDINARY COUNCIL MEETING,
30 JANUARY 2024

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 26 OKTOBER 2023 /
MINUTES OF AN ORDINARY COUNCIL MEETING HELD 26 OCTOBER 2023**
..... p 1-8

**4.2 NOTULE VAN 'N SPESIALE RAADSVERGADERING GEHOU 30 NOVEMBER 2023 /
MINUTES OF A SPECIAL COUNCIL MEETING HELD 30 NOVEMBER 2023**
..... p 9-14

**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 18 OKTOBER 2023 / MINUTES OF AN ORDINARY
MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD 18 OCTOBER 2023**
..... p 15-22
saamgelees met/read with

**NOTULE VAN 'N VERGADERING VAN PORTEFEULJEKOMITEES GEHOU OP
11 OKTOBER 2023 / MINUTES OF A MEETING OF PORTFOLIO COMMITTEES HELD
ON 11 OCTOBER 2023**
..... p 23-32

**5.2 NOTULE VAN 'N GEWONE VERGADERING VAN DIE UITVOERENDE BURGE-
MEESTERSKOMITEE GEHOU 15 NOVEMBER 2023 / MINUTES OF AN ORDINARY
MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD 15 NOVEMBER 2023**
..... p 33-42

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 10 OKTOBER 2023/ MINUTES OF A BID ADJUDICATION COMMITTEE HELD ON 10 OCTOBER 2023 <i>[Note: Only available in English]</i>	p 43-44
6.2	NOTULE VAN 'N BODBEOORDELINGSKOMITEE GEHOU OP 30 OKTOBER 2023/ MINUTES OF A BID ADJUDICATION COMMITTEE HELD ON 30 OCTOBER 2023 <i>[Note: Only available in English]</i>	p 45-48
6.3	NOTULE VAN 'N BODBEOORDELINGSKOMITEE GEHOU OP 29 NOVEMBER 2023/ MINUTES OF A BID ADJUDICATION COMMITTEE HELD ON 29 NOVEMBER 2023 <i>[Note: Only available in English]</i>	p 49-50
7.	SAKE VOORTSPRUITEND UIT DIE NOTULES / MATTERS ARISING FROM THE MINUTES	
	Geen	
8.	SAKE VIR BESPREKING / MATTERS FOR CONSIDERATION	
8.1	VOORLEGGING VAN KONSEP JAARVERSLAG: 2022/2023 FINANSIËLE JAAR / TABLING OF DRAFT ANNUAL REPORT: 2022/2023 FINANCIAL YEAR (7/1/1/1) <i>[Konsep Jaarverslag apart aangeheg / Draft Annual Report attached separately]</i>	p 51-52
8.2	KWARTAALVERSLAG (ARTIKEL 52 VAN MFMA): OKTOBER TOT DESEMBER 2023/ QUARTERLY REPORT (SECTION 52 OF MFMA): OCTOBER TO DECEMBER 2023 (7/1/1/2-2) <i>[Aanhangsel apart aangeheg / Annexure attached separately]</i>	p 53-54
8.3	HALFJAARLIKSE BEGROTINGS- EN PRESTASIE-EVALUASIE VAN DIE 2023/2024 FINANSIËLE JAAR / MID-YEAR BUDGET AND PERFORMANCE ASSESSMENT FOR THE 2023/2024 FINANCIAL YEAR (7/1/2/2-2) <i>[Aanhangsel apart aangeheg / Annexure attached separately]</i>	p 55-56
8.4	VOORGESTELDE WYSIGING VAN TOLKRAGTARIEF VIR 2023/2024 / PROPOSED AMENDMENT OF WHEELING TARIFF FOR 2023/2024 (5/4/1/3)	bl 57-66
8.5	GOEDKEURING VAN DIE 2023/2024 HALF-JAARLIKSE AANSUIWERINGS-KAPITAAL EN –BEDRYFSBEGROTING / APPROVAL OF THE 2023/2024 MID-YEAR ADJUSTMENTS CAPITAL AND OPERATING BUDGET (5/1/1/1; 5/1/1/2) <i>[Aanhangsels apart aangeheg / Annexures attached separately]</i>	p 67-74
8.6	VOORGESTELDE WYSIGING VAN DIE SWARTLAND MUNISIPALITEIT: VERORDENING INSAKE MUNISIPALE GRONDGEBRUIKBEPLANNING (PK 8226 GEDATEER 25 MAART 2020) / PROPOSED AMENDMENT OF THE SWARTLAND MUNICIPALITY: MUNICIPAL LAND USE PLANNING BY-LAW (PG 8226 DATED 25 MARCH 2020) (1/1/1/3/14)	p 75-82
8.7	WYSIGINGS VAN DIE VOORSIENINGKANAALBESTUURSBELEID / AMENDMENTS TO THE SUPPLY CHAIN MANAGEMENT POLICY (8/1/B/2) <i>[Aanhangsel apart aangeheg / Annexure attached separately]</i>	p 83-86
8.8	VOORGESTELDE UIT-DIE-HAND-VERVREEMDING VAN GEDEELTES VAN ERWE 2267 EN 2244, RIEBEEK-WES / PROPOSED OUT OF HAND ALIENATION OF PORTIONS OF ERVEN 2267 AND 2244, RIEBEEK WEST (12/2/5/2-12/1)	p 87-94

- 8.9 **VOORGESTELDE VERVREEMDING VAN SAKEPERSEEL (ERF 1308) TE ABBOTSDALE / PROPOSED ALIENATION OF BUSINESS SITE (ERF 1308) IN ABBOTSDALE (12/2/5/2-1/4) p 95-100**
- 8.10 **AANSTELLING VAN LEDE VAN DIE WAARDASIEAPPÈLRAAD VIR SWARTLAND MUNISIPALITEIT / APPOINTMENT OF VALUATION APPEAL BOARD MEMBERS FOR SWARTLAND MUNICIPALITY (15/2/2/1)..... p 101-106**
- 8.11 **AANSTEL VAN PERSONEEL IN BOUBEHEERAFDELING / APPOINTMENT OF OFFICIALS IN THE BUILDING CONTROL DIVISION (15/4/1) p 107-108**
- 8.12 **GEDRAGSKODE VIR RAADSLEDE: VERKLARING VAN BELANGE / CODE OF CONDUCT FOR COUNCILLORS: DECLARATION OF INTEREST (3/1/1) p 109-111**
[Vorm om te voltooi word apart aangeheg / Form to be completed attached separately.]

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