



MINUTES OF AN ORDINARY COUNCIL MEETING OF THE SWARTLAND MUNICIPALITY HELD IN THE COUNCIL CHAMBER, MALMESBURY ON TUESDAY, 31 MARCH 2026 AT 09:00

PRESENT:

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

COUNCILLORS:

Bess, D G (DA)	Penxa, B J (ANC)
Booyesen, A M (FF+)	Pieters, C (ANC)
Gaika, M F (EFF)	Pypers, D C (DA)
Jooste, R J (DA)	Smit, N (DA)
Le Minnie I S (DA)	Soldaka, P E (ANC)
Nel, M (DA)	Van Essen, T (DA)
Ngozi, M (ANC)	Vermeulen, G (FF+)
O'Kennedy, E C (DA)	Warnick, A K (DA)
Papier, J R (GOOD)	Williams, A M (DA)

Officials:

Municipal Manager, Mr J J Scholtz
Director: Financial Services, Mr M A Bolton
Director: Civil Engineering Services, Mr L D Zikmann
Director: Electrical Engineering Services, Mr T J Möller
Director: Corporate Services, Ms M S Terblanche
Director: Development Services, Ms J S Krieger
Manager: Traffic and Law Enforcement Services, Mr R Steyn
Manager: Secretariat and Records, Ms N Brand

1. OPENING

The Speaker welcomed the Executive Mayor, councillors, aldermen, officials and members of the public.

The Director: Development Services opened the meeting with scripture reading and prayer at the invitation of the Speaker.

The Speaker conveyed his congratulations to councillors who have recently celebrated their birthdays.

The Speaker expressed his condolences to officials and others who have lost loved ones, especially to Mr A Duda, a former councillor, who lost his son in an accident. The Speaker thanked cllr Ngozi for his assistance during the accident.

2. APOLOGIES

Apologies are accepted and leave of absence granted to cllr C Fortuin, and the Director: Protection Services.

3. STATEMENTS / COMMUNICATIONS / PRESENTATIONS

3.1 USE OF MOBILE PHONES DURING COUNCIL MEETINGS

The speaker/...

The speaker referred to the document distributed to each councillor, which serves as an extract from the Swartland Municipality: By-law in regard to the Holding of Meetings, PK 8648 dated 19 August 2022 –

Paragraph 27(7): The use of mobile phones during meetings is prohibited. Mobile phones must be switched off during meetings, unless prior arrangements have been made with the Speaker. Fines may be imposed for disregard of this section and must be minuted.

A discussion ensues with regard to the motivation/reasons for the aforesaid rules of order and the Speaker mentioned that it may be reviewed when the new Council is established.

FOR INFORMATION

3.2 CERTIFICATE OF MERIT: MR G E (DIHNO) WHITE

Cllr G E White's membership in the Patriotic Alliance (PA) ended on 26 March 2026.

The Speaker requested the Executive Mayor to present Mr Dihno White with a Certificate of Merit in recognition of his activities as a ward councillor of Ward 11.

The Municipal Manager mentioned that a notice has been received that the by-election in Ward 11 will be held on Wednesday, 11 June 2026 and gave the following dates:

– 18 and 19	:	Registration Weekend
– 30 May	:	Training of staff
– 4 June	:	Training of agents of political parties
– 9 June	:	Special votes
– 11 June	:	By-election

The Municipal Manager will consider an alternative date for the Portfolio Committees scheduled for Wednesday, 11 June 2026, taking into account the request from the ANC that the meeting not take place on the day after the by-election.

FOR INFORMATION

4. MINUTES FOR RATIFICATION

4.1 MINUTES OF AN ORDINARY COUNCIL MEETING HELD ON 29 JANUARY 2026

RESOLUTION

(proposed by cllr I S le Minnie, seconded by ald J M de Beer)

That the minutes of an Ordinary Council meeting held on 29 January 2026 be approved and signed by the Speaker.

4.2 MINUTES OF A SPECIAL BOARD MEETING DATED 27 FEBRUARY 2026

RESOLUTION

(proposed by cllr E C O'Kennedy, seconded by cllr D G Bess)

That the minutes of a Special Council meeting held on 27 February 2026 be approved and signed by the Speaker.

5. FEEDBACK ON RESOLUTIONS TAKEN BY THE EXECUTIVE MAYOR IN TERMS OF DELEGATED AUTHORITY

RESOLUTION

That notice be taken of the Executive Mayor's decisions in terms of delegated powers as contained in the minutes below:

5.1 MINUTES OF AN ORDINARY EXECUTIVE MAYORAL COMMITTEE MEETING HELD ON 9 DECEMBER 2025

5.2 MINUTES OF AN ORDINARY EXECUTIVE MAYORAL COMMITTEE MEETING HELD ON 21 JANUARY 2026

5.3 MINUTES OF AN ORDINARY EXECUTIVE MAYORAL COMMITTEE HELD ON 18 FEBRUARY 2026

read with

MINUTES OF THE PORTFOLIO COMMITTEE MEETING HELD ON 11 FEBRUARY 2026

6. FEEDBACK ON RESOLUTIONS TAKEN BY THE MUNICIPAL MANAGER IN TERMS OF DELEGATED AUTHORITY

RESOLUTION

That notice be taken of the Municipal Manager's decisions in terms of delegated powers, as contained in the minutes below:

6.1 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 26 NOVEMBER 2025

6.2 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 29 JANUARY 2026

6.3 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 18 FEBRUARY 2026

6.4 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 24 FEBRUARY 2026

7. MATTERS ARISING FROM THE MINUTES

None.

8. MATTERS FOR DISCUSSION

8.1 ADOPTION OF OVERVIEW REPORT ON 2024/2025 ANNUAL REPORT (7/1/1/1)

The draft Annual Report for the 2024/2025 financial year was presented to Council in terms of section 127 of the Municipal Finance Management Act, 2003 on 29 January 2026, after which the annual report was made available for comment by the public and relevant organs of state.

The Municipal Public Accountability Committee (MPAC), chaired by cllr E C O'Kennedy, held a meeting on 5 March 2026 to consider the comments received on the draft annual report, in preparation of the 2024/2025 Overview Report.

The 2024/2025 Overview Report, accepting the final 2024/2025 Annual Report is put to a vote by the Speaker and (in the absence of one councillor) with 15 votes in favour of adopting the report and six councillors abstaining, and decides in favour thereof.

RESOLUTION

(proposed by cllr E C O'Kennedy, seconded by cllr I S le Minnie)

- (a) That Council, having considered the 2024/2025 Annual Report of Swartland Municipality, adopts the Oversight Report in terms of section 129 of the Municipal Finance Management Act;
- (b) That the 2024/2025 Annual Report of Swartland Municipality be approved without reservations, in terms of section 129 of the MFMA;
- (c) That the minutes of the meetings where the Annual Report was discussed, in the presence of the accounting officer (Municipal Manager) be submitted to the Auditor-General, the Provincial Treasury and the Western Cape Department for Local Government as attached to the Oversight Report, in terms of section 129(2) of the MFMA;
- (d) That the 2024/2025 Oversight Report of Swartland Municipality be made public in terms of Section 129(3) of the MFMA and be submitted to the Western Cape Legislature in terms of Section 132(2) of the MFMA;
- (e) That, in acceptance of the Oversight Report, the payment of performance bonuses to the Municipal Manager and Directors be approved by Council as per paragraph 3.1.2 of the Oversight Report.

8.2 2026 INTEGRATED DEVELOPMENT PLAN (IDP) (2/1/4/4/1)

The Integrated Development Plan (IDP) is the Municipality's main strategic plan that deals with the most critical development needs of the municipal area (external focus) as well as the most critical management needs of the organisation (internal focus).

The report to the agenda includes the legislative requirements for amending the IDP, *inter alia*, that the presentation of the annual budget must be accompanied by, *inter alia*, any proposed amendments to the IDP after the annual review thereof, in terms of Section 34 of the Municipal Systems Act.

The Speaker gave councillors the opportunity to provide input on the IDP, and the following is highlighted:

- (1) Cllr A K Warnick – the population figures in the IDP and Area Plans are outdated and planning of bulk infrastructure/services cannot be based on inaccurate statistics. It is requested that a method be considered by the Municipality to obtain accurate census statistics.
- (2) Cllr B J Penxa – supported the request from cllr A K Warnick to undertake a census, as there are many new settlers in the area and there is a concern about an increase in crime.

Cllr Penxa expressed his concern with reference to the De Hoop housing project, in that there is a decrease in quality/standard/different specifications in the phase that is now being built, versus the 1st phase. Cllr Penxa mentions that, *inter alia*, the aforementioned will be passed on in writing to the administration, as there is concern that ASLA is not complying with the tender conditions.

- (3) Cllr P E Soldaka mentioned that the social accountability of tenderers/investors/contractors to contribute to community projects in the Municipality is not reflected in the IDP/Area Plans. Cllr Soldaka requests that the contributions be reported on in terms of social responsibility. Cllr Penxa mentions that there is a playground in Alfa Street that urgently needs an upgrade of playground equipment and that the tenderer appointed for the electricity supply to De Hoop may possibly be able to contribute to the project.

The Municipal Manager confirmed that the requests from councillors will be considered, and mentioned, *inter alia*, that funding has already been applied for from the Western Cape Government for a census survey to obtain the latest population figures. The Municipal Manager further mentioned that it is important to identify projects from the IDP/Area Plans for social accountability contributions in order to protect the Municipality and councillors. However, when an urgent need arises and is not contained in the aforementioned, it must be taken up with the ward councillor.

The Speaker puts the matter to a vote and (in the absence of one councillor) with 17 councillors in favour of the 2026 IDP draft for purposes of public participation, and the rest of the councillors abstaining, it is decided in favour thereof.

RESOLUTION

(proposed by cllr A K Warnick, seconded by cllr G Vermeulen)

- (a) That the Council take cognisance of the amendment of the Integrated Development Plan (IDP) as well as the revision of the area plans tabled in terms of section 17(3) of the MFMA;
- (b) That, although the Council has not adopted MFMA Circular 88, Swartland Municipality will take part in the 2026/2027 DCoG pilot project in respect of the indicators that form part of the pilot project;
- (c) That the DCoG indicators not be incorporated in the existing performance indicator tables in the IDP, but included as an annexure to the IDP;
- (d) That a further consultation and refinement process be followed during April 2026.

8.3 **TABLING OF THE DRAFT MULTI YEAR CAPITAL AND OPERATING BUDGETS, AMENDED BUDGETS AND RELATED POLICIES, PROPERTY RATES, TARIFFS AND OTHER CHARGES FOR 2025/2026, 2026/2027 AND 2027/2028 FOR SPECIFIC PURPOSES OF GIVING EFFECT TO PUBLIC PARTICIPATION (5/1/1/1, 5/1/1/2, 5/1/4 – 2025.26)**

The draft Capital and Operating Budgets for the 2026/2027, 2027/2028 and 2028/2029 financial years are presented in terms of Section 16(2) of the Local Government: Municipal Finance Management Act (Act 56 of 2003) (MFMA), as considered at the Executive Mayoral Committee Meeting held on 24 March 2026.

The Speaker gave the councillors an opportunity to provide input on the draft budget, and mentioned –

Ald T van Essen (i) does not support the 11.44% increase in electricity tariffs, as the rest of municipalities are proposing an increase of only 9.02%; (ii) disagrees with the order of priority of projects for the upgrading of the Swartland Water Purification Works; (iii) proposes that the replacement of equipment for the clean-up of illegal waste dumping and the purchase of new equipment should be expedited to ensure that towns in the Swartland remain clean.

The Executive Mayor thanked the Director: Financial Services and relevant officials for the time and effort they put into drafting the budget. The Executive Mayor referred to the vehicles that have been placed on the budget to promote service delivery in terms of refuse removal, law enforcement and fire services.

The Executive Mayor further pointed out that the proposed increase in the electricity tariff of 11.44% is subject to the required NERSA processes, and urged the administration to give consideration to reducing the tariff to 9.01% with the presentation of the 30-day budget in May 2026.

The Executive Mayor, cited recent discussions with the local Chambers of Commerce and the principle of "buy local", requests that the 80/20 principle be amended in terms of the Preferential Procurement Policy. The Municipality has a responsibility towards businesses within the municipal area to create an enabling and supportive economic environment.

The Executive Mayor therefore proposed, acknowledging that 10 points in terms of legislation are allocated to BBBEE, and the remaining 10 points in respect of locality be allocated as follows for implementation with effect from 1 April 2026:

- 8 points for locality within the boundaries of Swartland Municipality;
- 2 points for locality within the boundaries of the Western Cape.

The recommendations were considered by the Executive Mayoral Committee on 24 March 2026 for presentation to Council on 31 March 2026 of the 2026/27 to 2028/29 draft MTREF, for purposes of giving effect to the public participation process. The final approval of the 2026/27 to 2028/29 MTREF will take place on 28 May 2026.

The Speaker puts the matter to a vote and with 15 votes in favour of the draft multi-year capital and operating budgets and related matters for purposes of public participation, and the rest of the councillors abstaining, it is decided in favour of the aforementioned.

RESOLUTION [*Note: For completeness and implementation of the decision, the English version will be relied upon*]

(proposed by ald J H Cleophas, seconded by cllr N Smit)

- (a) That the Director: Civil Engineering Services expand the Cost of Supply Studies for Water and Sanitations Services, to include Solid Waste Services;
- (b) Council to note that based on the latest guidance from NT, the capital expenditure to upgrade the electricity supply pertaining to Eskom's portion of the feed to the De Hoop substation, is now regarded as operational expenditure and the grant funding as Construction Contract Revenue. Based on the communication received from the DEE on the 11th of March, the substation project will be partially funded by INEP (R14 278 000) leaving a shortfall of R44 672 748 to be funded by council; with the resultant effect of the electricity service being rendered at a shortfall of around R15m for the 2026-2027 financial year as council does not want to burden the public with these additional cash outflows;

8.3/...

- (c) Council to approve an amount of R15 505 200 in bridging finance for certain electrical infrastructure capital projects (**De Hoop R3 685 200, Moorreesburg R6 660 000 and Darling R5 160 000**), funded by CRR due to the timing of the Integrated National Electrification Programme (INEP) grant that may differ from the municipality's financial year in the context of funding approval requirements by the Department and when the projects had to be implemented in the municipal context;
- (d) That council takes note that the costs as envisaged by Section 19 (2)(a)(b) were derived after consultation with the respective director(s) who has confirmed the costs as per (**Annexure A: 2026/2027 – 2028/2029 Draft Budget and Tariff File**) and consider same;
- (e) That council prior to approving the draft capital projects above R 50 million as listed in (**Annexure B: 2026/2027 – 2030/2031 Capital Projects ito Sec 19**), first consider the projected cost covering all financial years until the project is operational and the future operational costs and revenue on the project, including municipal tax and tariff implications;
- (f) That council and the public take note that the planning of the 3 larger infrastructure projects over the new MTREF as listed below, will not reduce the planned cash flows until real spending starts in year 3 of the MTREF and beyond. The cashflow budget schedules reflects the cash balances increasing, whilst it doesn't reflect the impact of material cash outflows for these projects yet, given the limitations in the NT-Schedule formulas, compared to the requirement placed on the municipality by the LTFP and CEF to model the revenue requirement over a 5-10-year horizon;
 - (1) Swartland Water Treatment Works involving UPGRADES to the treatment works situated at the @ VOELVLEI DAM - This project will increase the treatment capacity of the Swartland Water Treatment Works from 27ml/d to 40ml/d in order to meet peak current and future water demand. Scope clarification, detail design and environmental authorisation will be concluded during the 2026/2027 and 2027/2028 financial years upon which the construction phase will follow for an estimated period of 36 months. The estimated cost of the project is R250 million;
 - (2) Swartland Water Treatment Works and the Kasteelberg Reservoirs - This project entails the upgrading of the bulk water supply pipe between the Swartland Water Treatment Works and the Kasteelberg Reservoirs. The supply capacity of the existing pipe must be increased to meet existing peak and future water demand. It is envisaged to install a new pipe alongside the existing pipe. Scope clarification, route identification, negotiations with land owners, environmental authorisation and detail design will be concluded during the 2026/2027 and 2027/2028 financial years upon which the construction phase will follow for an estimated period of 24 months. The estimated cost of the project is R200 million;
 - (3) Darling Waste Water Treatment Works - This project will increase the treatment capacity of the Darling Waste Water Treatment Works from 1.9ml/d to 4.0ml/d. Loads imposed on the works frequently exceeds its treatment capacity and the upgrade is therefore required to meet increased in future demand. Scope clarification, detail design and environmental authorisation will be concluded during the 2026/2027 and 2027/2028 financial years upon which the construction phase will follow for an estimated period of 36 months. The estimated cost of the project is R91.5 million.
- (g) That council deemed it appropriate to consider the entire draft capital program excluding the 6 projects above R 50 million, listed in (**Annexure B: 2026/2027 – 2030/2031 Capital Projects ito Sec 19**) as the aforementioned capital program's operational cost, inclusive of future costs will be covered either by the rates regime and/or the normal cost centres linked to those services, found in the operational budget;
- (h) That council considers the funding sources linked to council's draft capital program and take note that these funding sources are available and have not been committed for other purposes;

FINANCING SOURCES	DRAFT BUDGET 2026/27	DRAFT BUDGET 2027/28	DRAFT BUDGET 2028/29
Capital Replacement Reserve (CRR)	R 143 838 305	R 179 661 565	R 224 219 078
Municipal Infrastructure Grant (MIG)	R 25 680 000	R 28 129 000	R 28 907 000
Dept. of Infrastructure	R 41 355 000	R 63 000 000	R 71 785 000
Integrated National Electrification Programme (INEP)	R 29 859 000	R 21 811 000	R 22 797 000
Dept. Cultural Affairs and Sport	R 121 739	R 43 478	R 43 478
GRAND TOTAL	R 240 854 044	R 292 645 043	R 347 751 556

- (i) That council approves the draft capital projects as part of its consolidated capital program as per **(Annexure A: 2026/2027 – 2028/2029 Draft Budget and Tariff File)**;
- (j) That the following draft total expenditure by vote (per directorate) be approved, which includes both operating and capital expenditure per directorate (VOTE), in order that departments pro-actively prevent unauthorised expenditure;

2026/27 MTRF R thousands	Capital Expenditure by Vote			Operating Expenditure by Vote			Total Expenditure by Vote		
	2026/27	2027/28	2026/27	2026/27	2027/28	2026/27	2026/27	2027/28	2026/27
Vote 1 - Corporate Services	354	277	229	51 868	55 508	58 776	52 221	55 785	59 005
Vote 2 - Civil Services	120 076	155 723	202 858	432 298	449 813	490 899	552 374	605 536	693 757
Vote 3 - Council	132	12	12	26 263	27 263	28 289	26 395	27 275	28 301
Vote 4 - Electricity Services	60 198	72 466	70 992	710 431	676 486	750 289	770 629	748 952	821 281
Vote 5 - Financial Services	986	434	525	94 746	100 847	107 623	95 732	101 281	108 148
Vote 6 - Development Services	49 895	63 094	71 883	216 254	102 510	156 191	266 149	165 604	228 074
Vote 7 - Municipal Manager	12	12	12	12 160	12 574	13 392	12 172	12 586	13 404
Vote 8 - Protection Services	9 202	627	1 240	141 206	151 914	163 327	150 408	152 541	164 567
Grand Total	240 854	292 645	347 752	1 685 226	1 576 915	1 768 787	1 926 080	1 869 560	2 116 538

- (k) That the draft high-level multi-year Capital and Operating budgets in respect of the **2026/2027 – 2028/2029** financial years, be approved, in accordance with sections 16, 17 and 19 of the MFMA;

	Original Budget 2025/2026	Mid-Year ADJB 2025/2026	Draft Budget 2026/2027	Draft Budget 2027/2028	Draft Budget 2028/2029
Capital budget	293 798 527	280 050 142	240 854 044	292 645 043	347 751 556
Operating Expenditure	1 458 809 231	1 515 384 860	1 685 226 196	1 576 914 883	1 768 786 530
Operating Revenue	1 606 490 727	1 725 538 886	1 794 805 226	1 799 909 263	2 015 147 880
Budgeted (Surplus)/ Deficit	(147 681 496)	(210 154 026)	(109 579 030)	(222 994 380)	(246 361 350)
Less: Capital Grants	120 565 734	141 838 438	96 984 000	112 990 000	123 539 000
(Surplus)/ Deficit	(27 115 762)	(68 315 588)	(12 595 030)	(110 004 380)	(122 822 350)

- (l) That council approves the draft notice given in terms of section 14(1) and (2) of the Local Government: Municipal Property Rates Act, 2004, to levy/implement property tax rates, exemptions and rebates on property reflected in the schedule below and in the property rates policy for the 2026/2027 financial year with effect from 1 July 2026, for purposes of allowing for public participation;

Category of property	Rate ratio	Rate-in-the-Rand
Residential properties	1: 1	0.005831
Business and Commercial properties	1: 1,6671	0.009721
Industrial properties	1: 1,6671	0.009721
Agricultural properties	1: 0,25	0.001458
Mining properties	1: 1,6671	0.009721
Public Service Infrastructure	1: 0,25	0.001458
Properties owned by an organ of state and used for public service purposes	1: 1,6671	0.009721
Public Benefit Organizations	1: 0	0.00
Vacant properties	1: 1,4965	0.008726
Municipal properties	1: 0	0.00
Conservation Areas	1: 0	0.00
Protected Areas	1: 0	0.00
National Monuments	1: 0	0.00
Informal Settlements	1: 0	0.00

Exemptions and Reductions

- **Residential Properties:** For all residential properties, the municipality will not levy a rate on the first R15 000 of the property's market value. The R15 000 is the statutory impermissible rate as per section 17(1)(h) of the Municipal Property Rates Act.

Rebates in respect of a category of owners of property are as follows:

- **Indigent owners:** 100 per cent rebate will be granted to registered indigent owners in terms of the Indigent Policy to a maximum valuation of R105 000;
- **Qualifying senior citizens, qualifying indigent owners and disabled persons:** A rebate to an amount equal to the rates payable on the first amount of the valuation of such property to a limit of R400 000 for the 2026/2027 financial year.

NB: Please refer to the municipality's property rates policy in respect of all rebates offered.

- (m) That council approve the draft property tax rates, tariff structures and charges for water, refuse removal, sewerage, electricity and other sundry charges as set out in **(Annexure A: 2026/2027 – 2028/2029 Draft Budget and Tariff File)**;
- (n) That council approve the electricity tariffs as draft for the 2026/2027 financial year, **bearing in mind the input to be received during public participation, including NERSA's review and final approval to be concluded only in May**;
- (o) That the annual budget tables as required by the Budget and Reporting Regulations be approved as set out in **(Annexure C: Budget Report and A-Schedules 2026/2027 – 2028/2029)**;
- (p) That **the amendments** to the budget and related policies as set out in **(Annexure D: Draft Amendments to Budget & Related Policies 2026/2027)** hereto, be approved for purposes of soliciting the views and comment from the public;
- (q) That council takes note that any changes to budget related policies insofar as it relates to the delegations, will be amended after final budget adoption;
- (r) That the training budget of R 1 862 747 for the 2026/2027 financial year be approved as draft;
- (s) That Council takes note of the increases of senior management and staff which is negotiated and determined at a national level:
 - In respect of all personnel, an increase of **4.75%** for 2026/2027; **5.25%** for 2027/2028 and **5.25%** for the 2028/2029 financial years, excluding the increase in other benefits that are applicable and the annual 2.415% notch increase where applicable;

8.3(s)/...

- All salary adjustments are adequately budgeted for;
 - Provision has been made for a **3%** increase for political office bearers.
- (t) That Council takes note of the budgeted operating surpluses and that the budget is “cash-funded” as a result of cash reserves in table A8, the total expenditure growth of **11.2%** from the current to the new financial year and the revenue streams with growth in revenue of **7.2% (excluding capital grant income)** for the MTREF period as well as the cash flow statement as per **(A-schedule A7)** for the next three financial years;
- the budgeted risk factor for cash coverage for operating expenses are **9.2 months** for 2026/27, **10.4 months** for 2027/28 and **9.1 months** for 2028/29;
 - over the next three financial years the planning is such that net operating surpluses **(excluding capital grant income)** are envisaged for 2026/27 to an amount of **R 12 595 030**, for 2027/28 an amount of **R 110 004 380** and for 2028/29 an amount of **R 122 822 350**;
- (u) That council takes note that the extensive revenue modelling exercise, includes a proportion for growth, given the trend of increased household consumption and services connection growth;
- (v) That Council take note that the budget was prepared in the new mSCOA Version 7.1 as required by National Treasury;
- (w) That Council specifically adhere to the requirements of the Provincial and National Treasury Budget Circulars as enclosed in **“Annexure E: Budget Circulars”**, **insofar that same was received in time**;
- (x) That council specifically note that the amended National Treasury Budget Circular No.134 was only communicated over the previous weekend requiring that the budget be aligned to it, which was impossible, given the timeframes to prepare a credible budget, per Council’s approved IDP-Budget process plan;
- (y) That the Chief Financial Officer adhere to the requirements of the Budget Reforms in the context of the reporting requirements to Provincial and National Treasury and that **NT Circular No.134 will be fully incorporated with the Final budget in May 2026 as it was only distributed on 21 March 2026**;
- (z) That Council takes note of the mSCOA progress as per the attached Roadmap **“Annexure F: mSCOA Roadmap”**, **as a result of functionality challenges in the financial system, compounded by ongoing changes to the mSCOA chart**;
- (aa) That the process of soliciting public input, views or comments in respect of the draft budget, **revised** budget and related policies and budget documents, inclusive of the property taxes and tariffs to close at **12 midday on 22 April 2026, which comments must clearly be marked “Draft Budget Input”**. **Please note: Any comments/inputs on the IDP must be lodged by separate correspondence.**

FURTHER RESOLUTION

- (bb) That the amendments to the Preferential Procurement Policy, including the proposal by the Executive Mayor in respect of the allocation of points in paragraph 9.7, for implementation with effect from 1 April 2026 for the 2025/2026 and 2026/2027 financial years, are as follows:

Locality of supplier	Number of Points for Locality (80/20)	Number of Points for Locality (90/10)
Within the boundaries of the Western Cape	2	1.5
Within the boundaries of Swartland Municipality	8	3.5

implemented with effect from 1 April 2026 for the 2025/2026 and 2026/2027 financial years.

8.4 DRAFT 2026/2027 SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP) (2/4/2)

The Local Government: Municipal Finance Management Act, Act 56 of 2003 (MFMA) defines the Service Delivery and Budget Implementation Plan (SDBIP) as a detailed plan approved by the Mayor of a municipality in terms of Section 53(1)(c)(ii) of the MFMA for implementation of the municipality's service delivery and of its annual budget.

The aim of the SDBIP is to support the municipal management to achieve service delivery targets, as well as the spending of the capital budget within set timeframes.

The draft 2025/2026 Service Delivery and Budget Implementation Plan was considered by the Executive Mayoral Committee on 24 March 2026 for recommendation to Council.

RESOLUTION

(proposed by ald J H Cleophas, seconded by cllr N Smit)

- (a) That Council take cognisance of the draft 2026/2027 Service Delivery and Budget Implementation Plan (SDBIP) tabled in terms of regulation 14 of the Municipal Budget and Reporting Regulations;
- (b) That the SDBIP be submitted to National Treasury and Provincial Treasury in terms of regulation 15 of the Municipal Budget and Reporting Regulations.

8.5 DETERMINATION OF DEVELOPMENT CHARGES FOR 2026/2027 (15/1/B)

The development contributions are reviewed annually and aim to determine as accurately as possible the pro rata portion of the actual capital cost of bulk infrastructure required to provide services for a particular development.

An annual discount on the development contributions is considered to serve as an incentive for developers to invest in the Swartland municipal area. The Executive Mayoral Committee considered the proposed contributions on 24 March 2026 and proposed that the 55% discount for the 2026/2027 financial year remains unchanged.

The Speaker puts the matter to a vote and (in the absence of one councillor) by 17 votes in favour of it and the remainder of councillors abstaining, the decision is determined to be in favour of the aforementioned.

RESOLUTION

(proposed by cllr D G Bess, seconded by cllr A K Warnick)

- (a) The attached categories of Development Charges for the 2026/2027 financial year be approved and be included in the tariff file for purposes of public participation:
 - "Greenfields" Development Charges for bulk electricity – (Annexure "A").
 - "Brownfields" Development Charges for electricity – Swartland Municipal Area (Annexure "B").
 - Development Charges for water – (Annexure "C").
 - Development Charges for sewerage - (Annexure "D").
 - Development Charges for roads - (Annexure "E").
- (b) A rebate of 55% be considered regarding development charges in respect of the 2026/2027 financial year as an incentive to promote development and attract investors;
- (c) Developers have to enter into an agreement with the Municipality regarding the payment of charges in terms of the existing policies;
- (d) Actual Cost of Development Charges will apply to all developments, as determined and calculated by the Directors of Infrastructure/Civil Engineering Services and Electrical Engineering Services.

8.6 CONTRACTS HAVING FUTURE BUDGETARY IMPLICATIONS: ENTERING INTO AN AGREEMENT WEST COAST DISTRICT MUNICIPALITY / SWARTLAND MUNICIPALITY AND OTHERS: RENDERING OF WATER CONCESSION FUNCTION (16/1/1/B)

Council had previously considered the proposed long-term Water Concession Service Delivery Agreement between the West Coast District Municipality and participating local municipalities in order to go through the Section 33 process. It was further reported to Council on 31 July 2025 that the Section 33 process had been completed by Swartland and Berg River Municipality, but that Saldanha Bay Municipality had not yet completed the Section 33 process. A bridging agreement (6th Addendum of the existing Service Delivery Agreement) was consequently entered into for the period 1 July 2025 to 30 June 2026.

In the interim, the Service Delivery Agreement was reviewed after the Section 33 process was finalised by all the participating municipalities. The updated agreement now also includes comments from National Treasury and strengthened the financial management of the water concession.

The purpose of the agreement is for the West Coast District Municipality to perform the bulk water concession function on behalf of the participating municipalities, in relation to the operation and management of the Swartland Bulk Water Scheme and the West Coast Bulk Water Supply Scheme.

The Speaker brings the matter to a vote and (in the absence of one councillor) with 17 councillors in favour of it and the rest of the councillors abstaining, it is determined to be in favour of the aforementioned.

RESOLUTION

(proposed by ald T van Essen, seconded by cllr R Jooste)

- (a) That Council takes cognisance that the Section 33 process has been undertaken and that the necessary consultation and compliance requirements have been met;
- (b) That Council notes the previous resolution of 31 July 2025, including the approval of a bridging arrangement and in-principle approval of the long-term agreement;
- (c) That Council takes cognisance that the updated Service Delivery Agreement incorporates the comments of National Treasury and strengthens the financial governance of the water concession;
- (d) That Council confirms that entering into the agreement will secure a significant financial and operational benefit through economies of scale and efficient utilisation of resources;
- (e) That approval be granted for the Municipality to enter into the updated Water Concession Service Delivery Agreement with the West Coast District Municipality, Bergrivier Municipality and Saldanha Bay Municipality for implementation from 1 July 2026;
- (f) That, should any non-material or semantic amendments be required to the agreement or any addendums, the Executive Mayoral Committee be authorised to deal with such amendments;
- (g) That the Municipal Manager be authorised to sign the agreement on behalf of Swartland Municipality.

8.7 PROCUREMENT OF A SERVICE DELIVERY AGREEMENT FOR THE OPERATION OF THE HIGHLANDS LANDFILL: APPLICABILITY OF SECTIONS 76 TO 78 OF THE MUNICIPAL SYSTEMS ACT, ACT 32 OF 2000 (16/4/B)

The Highlands Landfill, including the Recycling Plant, is operated by an external service provider through a Service Delivery Agreement and the agreement expires within the next eight months.

The purpose of the report is to provide clarity regarding the application of Sections 76, 77 and 78 of the Local Government Act: Municipal Systems Act, Act 32 of 2000 (MSA) and whether a Section 78 investigation is required before initiating the procurement processes to appoint a new service provider.

8.7/...

Taking into account the legislative analysis that has been done with regard to (1) the nature of the service, (2) delegated powers in respect of service, (3) service delivery mechanism and (4) risk allocation, it is clear that the operation and maintenance of the Highlands Landfill provides an operational support function to the Municipality and cannot be regarded as the delivery of a municipal service by an external mechanism.

RESOLUTION

- (a) That the expiry of the current service delivery agreement for the operation and maintenance of the Highlands Landfill within the next eight months and the requirement to re-procure a service delivery agreement, be noted;
- (b) That it be noted that an applicability analysis was conducted to determine whether the expiry and re-procurement of the service delivery agreement triggers the application of sections 76, 77 and 78 of the Local Government: Municipal Systems Act, 32 of 2000, and whether a section 78 investigation is required prior to embarking on a new procurement process;
- (c) That it be confirmed that having considered the provisions of sections 76 to 78 of the Municipal Systems Act and the relevant principles applicable thereto that:
 - (i) the proposed re-procurement of landfill operation and maintenance services does not transfer municipal service authority, policy discretion, tariff control, or accountability to a third party; and
 - (ii) the Municipality remains the provider of the waste disposal municipal service.
- (d) That it be approved that the proposed landfill operation and maintenance arrangement, including the Material Recovery Facility, constitutes the procurement of operational support for internal service delivery and does not amount to the establishment of, or a change to, a municipal service delivery mechanism;
- (e) That it be approved that a section 78 process is not required, as no change to the municipal service delivery mechanism is proposed. That it further be noted that the conclusions above are based on an assessment of the substance of the arrangement, in line with the principles established in section 76 to 78 of the Municipal Systems Act;
- (f) That it be noted and approved that the procurement for operation and maintenance services for the Highlands Landfill proceed in accordance with applicable procurement legislation and the conclusions set out above.

8.8 CANCELLATION OF THE LEASE OF ERF 4048, DARLING TO LITTLE DARLINGS CRÉCHE AND THE PROPOSED ALIENATION OF ERF 4048, DARLING FOR EARLY CHILDHOOD DEVELOPMENT PURPOSES (12/2/B)

RESOLUTION

(proposed by cllr A K Warnick, seconded by cllr D G Bess)

That the report be referred back.

8.9 WARD COMMITTEES: VARIOUS MATTERS (3/4/4/1)

The report aims to confirm arrangements regarding the functioning of ward committees closer to the local elections, as well as to obtain approval for dissolving Ward 4, which currently has x6 vacancies.

RESOLUTION

(proposed by cllr N Smit, seconded by ald J H Cleophas)

- (a) That Council approves the dissolution of Ward 4 with effect from 1 April 2026, for the following reasons:
 - (i) insufficient time remains before the local government elections (anticipated to take place in November/December 2026) to elect and adequately train new members to fulfil their responsibilities as members of the Ward Committee;

8.9/...

(ii) only three (3) meetings remain scheduled for the current term.

- (b) That Council approves that the filling of vacancies for all other Ward Committees be suspended for the remainder of the current term;
- (c) That Council approves the suspension of Ward Committee operations with effect from three (3) months prior to the date of the local government elections, on condition that Ward Committee members continue to receive the applicable allowances for meetings not convened during this period.

**SIGNED:
SPEAKER**