



NOTULE VAN 'N GEWONE VERGADERING VAN DIE SWARTLAND MUNISIPALE RAAD GEHOU IN DIE RAADSAAL, MALMESBURY OP DONDERDAG, 30 OKTOBER 2025 OM 10:00

TEENWOORDIG:

Speaker, rdh M A Rangasamy
Uitvoerende Burgemeester, rdh J H Cleophas
Uitvoerende Onderburgemeester, rdd J M de Beer

RAADSLEDE:

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

Beampes:

Munisipale Bestuurder, mnr J J Scholtz
Direkteur: Siviele Ingenieursdienste, mnr L D Zikmann
Direkteur: Elektriese Ingenieursdienste, mnr T Möller
Direkteur: Beskermingsdienste, mnr H Witbooi
Direkteur: Korporatiewe Dienste, me M S Terblanche
Senior Bestuurder: Begrotingskantoor, me H Papier
Bestuurder: Sekretariaat en Rekords, me N Brand

1. OPENING

Die Speaker verwelkom die Uitvoerende Burgemeester, raadsdames, raadshere, raadslede, amptenare en lede van die publiek.

Me H Koopman, 'n amptenaar van die Departement: Korporatiewe Dienste, open die vergadering met skriflesing en gebed op uitnodiging van die Speaker.

Die Speaker dra sy gelukwense oor aan raadslede en amptenare wat die afgelope tyd verjaar het.

Die Speaker simpatiseer met raadslede en amptenare wat die afgelope tyd geliefdes aan die dood afgestaan het.

2. VERLOF TOT AFWESIGHEID

Verlof tot afwesigheid word verleen aan rdle C Fortuin, I S le Minnie en P E Soldaka, die Direkteur: Ontwikkelingsdienste, me J S Krieger en die Direkteur: Finansiële Dienste, mnr M Bolton.

3. AFVAARDIGINGS/VERKLARINGS EN MEDEDELINGS/VOORLEGGINGS

3.1 SPESIALE RAADSVERGADERING, 3 DESEMBER 2025

KENNIS WORD GEGEE deur die Speaker van 'n Spesiale Raadsvergadering geskeduleer vir Woensdag, 3 Desember 2025 om 10:00



MINUTES OF AN ORDINARY MEETING OF THE SWARTLAND MUNICIPAL COUNCIL HELD IN THE COUNCIL CHAMBER, MALMESBURY ON THURSDAY, 30 OCTOBER 2025 AT 10:00

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)	Pieters, C (ANC)
Booyesen, A M (VF+)	Pypers, D C (DA)
Gaika, M F (EFF)	Smit, N (DA)
Jooste, R J (DA)	Van Essen, T (DA)
Nel, M (DA)	Vermeulen, G (VF+)
Ngozi, M (ANC)	Warnick, A K (DA)
O'Kennedy, E C (DA)	Williams, A M (da)
Papier, J R (GOOD)	White, G E (PA)
Penxa, B J (ANC)	

Officers:

Municipal Manager, Mr J J Scholtz
Director: Civil Engineering Services, Mr L D Zikmann
Director: Electrical Engineering Services, Mr T Möller
Director: Protection Services, Mr H Witbooi
Director: Corporate Services, Ms M S Terblanche
Senior Manager: Budget Office and Costing, Ms H Papier
Manager: Secretariat and Records, Ms N Brand

1. OPENING

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

Mrs H Koopman, an official from the Department: Corporate Services, opened the meeting with scripture reading and prayer at the invitation of the Speaker.

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

The Speaker sympathised with councillors and officials who have lost loved ones in recent times.

2. LEAVE OF ABSENCE

Leave of absence is granted to Cllrs, C Fortuin, I S le Minnie and P E Soldaka, the Director: Development Services, Ms J S Krieger and the Director: Financial Services, Mr M Bolton.

3. DEPUTATIONS / STATEMENTS AND COMMUNICATIONS / PRESENTATIONS

3.1 SPECIAL COUNCIL MEETING, 3 DECEMBER 2025

NOTICE IS GIVEN by the Speaker of a Special Council Meeting scheduled for Wednesday, 2025 at 10:00.

3.2 TOEKENNINGS ONTVANG DEUR SWARTLAND MUNISIPALITEIT

Die Munisipale Bestuurder gee agtergrond tot die onlangse toekenning wat deur Swartland Munisipaliteit ontvang is, naamlik:

- (1) *MIRA (Municipal Innovation Recognition Award)* – 3de plek toekenning vir die beoordeling van die Highlands Stortingsterrein;
- (2) *Cape Chamber's Award* – toekenning vir die mees innoverende projek vir die omgewing wat deur die Munisipaliteit geskep is vir die ontwikkeling van die Crestcare Hospitaal en De Zwartland Markt met gepaardgaande werkskepping;
- (3) *Premier's Awards* – verskeie toekennings in bepaalde kategorieë;
- (4) *Auditor General's Award* – vir die verkryging van 'n skoon oudit vir die vorige finansiële jaar;
- (5) *Ratings Afrika/SAPOA (South Africa Property Owners' Association)* – gesamentlike wenner met Saldanhabaai Munisipaliteit as mees finansiële volhoubare munisipaliteite.

Die Munisipale Bestuurder beklemtoon dat die toekennings die resultaat is van die Munisipaliteit se strewe om te doen wat vanaf 'n plaaslike owerheid verwag word en om die gemeenskap met integriteit, toewyding en uitnemendheid te dien. Die eerbewyse is die gevolg van 'n gesamentlike poging, 'n gedeelde visie en toewyding om die regte kultuur te skep.

Rdl B J Penxa spreek sy dankbaarheid uit teenoor die toekennings en om deel te wees van die gesamentlike poging en kultuur. Kommer word egter uitgespreek teenoor die toenemende misdaad in die Swartland munisipale area en die gebrek aan dienslewering deur Provinsiale en Nasionale Departemente, bv. daar is geen vordering met die oprigting van die nuwe hospitaal nie, die behoefte aan 'n Satelliet Polisiestasie tussen Ilinge Lethu en Saamstaan is herhaaldelik onder die aandag van die Suid-Afrikaanse Polisie (SAPD) gebring, maar geen ondersteuning word vanaf die SAPD verkry nie.

Rdl Penxa noem dat die publiek verkeerdelik die Munisipaliteit blameer vir hierdie swak dienslewering en gebrek aan ondersteuning vanaf Provinsiale en Nasionale Departemente.

VIR KENNISNAME

4. NOTULES VIR BEKRAGTIGING

4.1 NOTULE VAN 'N GEWONE RAADSVERGADERING GEHOU OP 31 JULIE 2025

BESLUIT

(op voorstel van rdl A K Warnick, gesekondeer deur rdl E C O'Kennedy)

Dat die notule van 'n Gewone Raadsvergadering gehou op 31 Julie 2025 goedgekeur en deur die Speaker onderteken word.

4.2 NOTULE VAN 'N GEWONE RAADSVERGADERING GEHOU OP 27 AUGUSTUS 2025

BESLUIT

(op voorstel van rdd M Nel, gesekondeer deur rdl D C Pypers)

Dat die notule van 'n Gewone Raadsvergadering gehou op 27 Augustus 2025 goedgekeur en deur die Speaker onderteken word.

5. VERSLAGDOENING INSAKE GEDELEGEERDE BESLUITNEMING DEUR DIE UITVOERENDE BURGEMEESTER

BESLUIT

Dat kennis geneem word van die Uitvoerende Burgemeester se besluite ingevolge gedelegeerde bevoegdheid, soos vervat in die onderstaande notules:

5.1/...

3.2 AWARDS RECEIVED BY SWARTLAND MUNICIPALITY

The Municipal Manager gave background to the recent award received by Swartland Municipality, namely:

- (1) *MIRA (Municipal Innovation Recognition Award)* – 3rd place award for the judgement of the Highlands Landfill;
- (2) *Cape Chamber's Award* – award for the most innovative project for the environment created by the Municipality for the development of the Crestcare Hospital and De Zwartland Markt with associated job creation;
- (3) *Premier's Awards* – various awards in particular categories;
- (4) *Auditor General's Award* – for obtaining a clean audit for the previous financial year;
- (5) *Ratings Africa/SAPOA (South Africa Property Owners' Association)* – joint winner with Saldanha Bay Municipality as most financially sustainable municipalities.

The Municipal Manager emphasised that the awards are the result of the Municipality's drive to do what is expected of a local authority and to serve the community with integrity, dedication and excellence. The honours are the result of a combined effort, a shared vision and dedication to create the right culture.

Cllr B J Penxa expressed his gratitude with regards to the awards and to being a part of the collective effort and culture. However, concerns are expressed about the increasing crime in the Swartland municipal area and the lack of service delivery by Provincial and National Departments, e.g. there is no progress in the construction of the new hospital, the need for a Satellite Police Station between Ilinge Lethu and Saamstaan has been repeatedly brought to the attention of the South African Police Service (SAPS), but no support is obtained from the SAPS.

Cllr Penxa mentioned that the public wrongly blames the Municipality for this poor service delivery and lack of support from Provincial and National Departments.

FOR INFORMATION

4. MINUTES FOR RATIFICATION

4.1 MINUTES OF AN ORDINARY COUNCIL MEETING HELD ON 31 JULY 2025

RESOLUTION

(proposed by cllr A K Warnick, seconded by cllr E C O'Kennedy)

That the minutes of an Ordinary Council Meeting held on 31 July 2025 be approved and signed by the Speaker.

4.2 MINUTES OF AN ORDINARY COUNCIL MEETING HELD ON 27 AUGUST 2025

RESOLUTION

(proposed by cllr M Nel, seconded by cllr D C Pypers)

That the minutes of an Ordinary Council Meeting held on 27 August 2025 be approved and signed by the Speaker.

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

RESOLUTION

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

5.1/...

- 5.1 NOTULE VAN 'N GEWONE VERGADERING VAN DIE UITVOERENDE BURGEMEESTERSKOMITEE GEHOU OP 17 JULIE 2025
- 5.2 NOTULE VAN 'N GEWONE VERGADERING VAN DIE UITVOERENDE BURGEMEESTERSKOMITEE GEHOU OP 21 AUGUSTUS 2025
saamgelees met
NOTULES VAN PORTEFEULJEKOMITEEVERGADERINGS GEHOU OP 13 AUGUSTUS 2025
- 5.3 NOTULE VAN 'N GEWONE VERGADERING VAN DIE UITVOERENDE BURGEMEESTERSKOMITEE GEHOU OP 17 SEPTEMBER 2025
saamgelees met
NOTULES VAN PORTEFEULJEKOMITEEVERGADERINGS GEHOU OP 10 SEPTEMBER 2025

6. VERSLAGDOENING INSAKE GEDELEGEERDE BESLUITNEMING DEUR DIE MUNISIPALE BESTUURDER

BESLUIT

Dat kennis geneem word van die Munisipale Bestuurder se besluite ingevolge gedelegeerde bevoegdheid, soos vervat in die onderstaande notules:

- 6.1 NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 23 JULIE 2025
- 6.2 NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 8 AUGUSTUS 2025
- 6.3 NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 18 AUGUSTUS 2025
- 6.4 NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 3 SEPTEMBER 2025
- 6.5 NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 22 SEPTEMBER 2025

7. SAKE VOORTSPRUITEND UIT DIE NOTULES

Geen.

8. SAKE VIR BESPREKING

8.1 MOONTLIKE IMPLEMENTERING VAN DIE WET OP DIE ADMINISTRATIEWE BEOORDELING VAN PADVERKEERSOORTREDINGS (AARTO) BINNE DIE SWARTLAND MUNISIPALITEIT (17/6/B)

Die Munisipale Bestuurder gee agtergrond tot die moontlike implementering van die Wet op die Administratiewe Beoordeling van Padverkeersoortredings (AARTO) waarvan die publieke deelnameproses reeds in Oktober 2020 afgehandel is. Verder word verwys na die vereiste om 'n diensvlakkooreenkoms met die Suid-Afrikaanse Poskantoor aan te gaan.

Die Munisipale Bestuurder beklemtoon van die bekommernisse rakende die implementering van AARTO met ingang van 1 Desember 2025, onder meer die betrokkenheid van die Suid-Afrikaanse Poskantoor (wat onder sakeredding geplaas is), die feit dat daar geen begroting vir die implementering van AARTO beskikbaar is nie (weens die afkondiging wat in Augustus 2025 gedoen is, buite die plaaslike regering se begrotingsiklus), die verlies aan inkomste, regulasies wat nog gepromulgeer moet word, die gereedheid van die "back office", ensovoorts.

Die Munisipale Bestuurder meld die stappe wat deur die Stad Kaapstad geneem gaan word om 'n interregeringsdispuut te verklaar, asook om 'n interdik te bekom vir die uitstel van die implementering van AARTO tot 'n latere datum as 1 Desember 2025, en dat Swartland Munisipaliteit hierdie stappe ondersteun.

Die Speaker bring die moontlike implementering van AARTO in die Swartland Munisipaliteit met ingang van 1 Desember 2025 tot stemming en word –

- 5.1 MINUTES OF AN ORDINARY MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD ON 17 JULY 2025
- 5.2 MINUTES OF AN ORDINARY MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD ON 21 AUGUST 2025
read with
MINUTES OF PORTFOLIO COMMITTEE MEETINGS HELD ON 13 AUGUST 2025
- 5.3 MINUTES OF AN ORDINARY MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD ON 17 SEPTEMBER 2025
read with
MINUTES OF PORTFOLIO COMMITTEE MEETINGS HELD ON 10 SEPTEMBER 2025

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

RESOLUTION

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

- 6.1 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 23 JULY 2025
- 6.2 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 8 AUGUST 2025
- 6.3 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 18 AUGUST 2025
- 6.4 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 3 SEPTEMBER 2025
- 6.5 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 22 SEPTEMBER 2025

7. MATTERS ARISING FROM THE MINUTES

None.

8. MATTERS FOR DISCUSSION

8.1 POSSIBLE IMPLEMENTATION OF THE ADMINISTRATIVE ADJUDICATION OF ROAD TRAFFIC OFFENCES ACT (AARTO) IN THE SWARTLAND MUNICIPALITY (17/6/B)

The Municipal Manager gave background to the possible implementation of the Administrative Adjudication of Road Traffic Offences Act (AARTO) of which the public participation process was concluded way back in October 2020. The Municipal Manager referred to the Service Level Agreement dated 2024, with amendments, that must be entered into between municipalities and the South African Post Office.

The Municipal Manager raised some of the concerns regarding the implementation of AARTO effective from 1 December 2025, amongst other, the involvement of the South African Post Office (which is under business rescue), the fact that there is no budget for the implementation of AARTO (due to the proclamation done in August 2025, outside of local government's budget cycle), the loss of income, regulations that must still be promulgated, the readiness of the back office, etc.

The Municipal Manager mentioned the actions of the City of Cape Town to declare an inter-governmental dispute, as well as to obtain an interdict for the postponement of the implementation of AARTO to a later date than 1 December 2025 and that Swartland Municipality supports these actions.

The Speaker brought the possible implementation of AARTO in the Swartland Municipality effective from 1 December 2025 to vote and it is –

EENPARIGE BESLUIT

(op voorstel van rdl A K Warnick, gesekondeer deur rdl G Vermeulen)

- (a) Dat kennis geneem word dat 'n hersiene konsep-diensvlakoooreenkoms, wat tussen die Munisipaliteit en die Suid-Afrikaanse Poskantoor (SAPO) gesluit moet word, op 26 Januarie 2024 van die Padverkeersoortredingsagentskap (RTIA) ontvang is;
- (b) Dat daar van die volgende bekommernisse met betrekking tot die konsep-diensvlakoooreenkoms wat met SAPO gesluit moet word, kennis van geneem word, naamlik:
 - (i) Dat verskeie verpligtinge rakende die verwerking van data op die RTIA geplaas word, wat nie 'n party tot die ooreenkoms is nie. Die afdwingbaarheid daarvan is dus nie moontlik nie, en die Munisipaliteit sal geen regsmiddel hê in geval van wanprestasie deur die RTIA nie;
 - (ii) Dat geen voorsiening gemaak word vir 'n rekonsiliasie van oortredingskennisgewings wat deur die uitreikingsowerheid uitgereik en deur die RTIA aan SAPO gestuur word, en die betaling van enige bedrae wat aan die uitreikingsowerheid verskuldig is nie. Dit kan moontlik lei tot die verlies van inkomste vir die Munisipaliteit en wanbestuur van fondse;
 - (iii) Dat kennis geneem word dat die Munisipaliteit slegs 'n kwartaallike verslag oor die opsporingsresultate van kennisgewings wat deur SAPO gestuur is, sal ontvang;
 - (iv) Dat daar kennis geneem word dat die konsep diensvlakoooreenkoms slegs na 'n aanvangsdatum verwys soos ooreengekom tussen die partye, sonder enige aanduiding oor hoe hierdie ooreenkoms bereik sal word;
 - (v) Dat daar kennis geneem word dat die Wet op Plaaslike Regering: Munisipale Finansiële Bestuurswet nagekom moet word met betrekking tot geskille rakende betalings en die sluiting van enige ooreenkoms;
 - (vi) Dat daar met kommer kennis geneem word dat die konsep-diensvlakoooreenkoms van die Munisipaliteit vereis om 'n rekening by SAPO te open, onderhewig aan die bepalings en voorwaardes van die rekeningaansoek, en geen afskrif van sodanige bepalings en voorwaardes is voorsien nie;
 - (vii) Dat daar kennis geneem word dat die konsep-diensvlakoooreenkoms verder vereis dat die Munisipaliteit 'n deposito van minstens drie (3) maande se gebruikskoste vooruit moet hê, wat teenstrydig is met die MFMA;
 - (viii) Dat daar kennis geneem word dat die konsep-diensvlakoooreenkoms verskeie foute bevat, byvoorbeeld onvolledige definisies, teenstrydighede tussen die hoofooreenkoms en die bylaes of ander paragrawe in die ooreenkoms, foute in kruisverwysings en numeriese foute;
 - (ix) Dat die Munisipaliteit 'n bekommernis het oor die vermoë van SAPO om aan 'n ooreenkoms van hierdie aard en omvang te voldoen, en sorg gedra moet word dat so 'n ooreenkoms nie misbruik word as 'n besigheidsreddingsmeganisme vir SAPO nie;
 - (x) Dat die konsep-diensvlakoooreenkoms verskeie bepalings bevat wat SAPO beskerm teen die uitvoering van sy pligte tydens stakings of besigheidsreddingsprosesse, wat sal veroorsaak dat kennisgewings nie binne die voorgeskrewe tydramwerke gestuur word nie, sonder enige regsmiddel vir die Munisipaliteit vir die gepaardgaande inkomsteverlies;
- (c) Dat na bepaling aan watter van die agt aspekte voldoen of nie-voldoen word nie, en gebaseer op die nie-gereedheid om AARTO te kan implementeer, daar om uitstel aansoek gedoen word om saam met die volgende groep munisipaliteite vir implementering in te skakel, deurdat Swartland Munisipaliteit nie gereed is vir implementering nie, hoofsaaklik weens:
 - (i) gebrek aan begroting omdat die afkondiging midde in 'n finansiële jaar (Augustus 2025) gedoen is, en daar nie voor begroot kon word nie;
 - (ii) die "back office" nog nie gereed is nie;
 - (iii) die nie-beskikbaarheid van Regulasies en enige SOP (*Standard Operating Procedures*); en
 - (iv) die SA Poskantoor wat nie funksioneel is nie en wat tans in sakeredding is;

UNANIMOUSLY RESOLVED

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

- (a) That cognisance be taken that a revised draft Service Level Agreement, to be entered into by the Municipality with the South African Post Office (SAPO) was received from the Road Traffic Infringement Agency (RTIA) on 26 January 2024;
- (b) That the following concerns with regards to the draft Service Level Agreement to be entered into with SAPO, be noted, namely:
 - (i) That several obligations relating to data processing are placed on the RTIA, which is not a party to the agreement. As a result, enforceability is not possible, and the Municipality will have no legal remedy in the event of non-performance by the RTIA.
 - (ii) That no provision is made for the reconciliation of infringement notices issued by the issuing authority and transmitted by the RTIA to SAPO, nor for the payment of any amounts due to the issuing authority. This may potentially result in loss of revenue for the Municipality and mismanagement of funds.
 - (iii) That it be noted that the Municipality will only receive a quarterly report on the tracing outcomes of notices dispatched by SAPO.
 - (iv) That it be noted that the draft SLA merely refers to an effective date as agreed upon by the parties, without any indication of how such agreement will be reached.
 - (v) That it be noted that the provisions of the Local Government: Municipal Finance Management Act (MFMA) must be complied with regarding disputes relating to payments and the conclusion of any agreement.
 - (vi) That it be noted with concern that the draft SLA requires the Municipality to open an account with SAPO, subject to the terms and conditions of the account application, of which no copy has been provided.
 - (vii) That it be noted that the draft SLA further requires the Municipality to maintain a deposit equivalent to at least three (3) months' usage costs in advance, which is inconsistent with the MFMA.
 - (viii) That it be noted that the draft SLA contains numerous errors, such as incomplete definitions, inconsistencies between the main agreement and its annexures or other clauses, incorrect cross-references, and numerical errors.
 - (ix) That the Municipality expresses concern regarding SAPO's capacity to meet the obligations of an agreement of this nature and scope, and that care should be taken to ensure such an agreement is not used as a business rescue mechanism for SAPO.
 - (x) That it be noted that the draft SLA includes several provisions protecting SAPO from performing its duties during strikes or business rescue proceedings, which would result in notices not being dispatched within prescribed timeframes, leaving the Municipality without any recourse for the associated revenue loss.
- (c) That, after determining which of the eight aspects are being met or not met, and based on the Municipality's lack of readiness to implement AARTO, an application for postponement be submitted to join the next group of municipalities for implementation, as Swartland Municipality is not yet ready for implementation, mainly due to:
 - (i) a lack of budgeting provision because the proclamation was made amid a financial year (August 2025), and therefore could not be budgeted for in advance;
 - (ii) the readiness of the "back office";
 - (iii) the unavailability of Regulations and any SOP (Standard Operating Procedures); and
 - (iv) the South African Post Office not being functional and currently under business rescue.

8.1/...

- (d) Dat die Munisipale Bestuurder met volmag beklee word om 'n brief aan die RTIA te stuur waarin die Munisipaliteit se bekommernisse uitgelig word en waarin dit meegedeel word dat die Munisipaliteit, weens die onsekerhede, nie in staat sal wees om AARTO te implementeer voordat al die aangehaalde bekommernisse aangespreek is nie, dat geen diensvlakoooreenkoms rakende AARTO aangegaan sal word totdat daar duidelikheid oor die uitstaande sake verkry is nie en dat die Munisipaliteit nie bereid is om 'n diensvlakoooreenkoms met SAPO te onderteken nie weens die teenstrydigheid met die MFMA;
- (e) Dat, indien die Stad Kaapstad besluit om 'n interdik te bekom teen die implementering van AARTO met ingang van 1 Desember 2025, dit deur die Swartland Munisipaliteit ondersteun sal word;
- (f) Dat die Uitvoerende Burgemeester met volmag beklee word om 'n skrywe aan die President van Suid-Afrika en die Minister van Vervoer, Barbara Creecy, te rig insake die bekommernisse van die Munisipaliteit m.b.t. die implementering van AARTO met ingang van 1 Desember 2025.

8.2. MEMORANDUM VAN VERSTANDHOUDING MET DIE WES-KAAPSE REGERING: SUSTAINABLE INFRASTRUCTURE DEVELOPMENT AND FINANCIAL FACILITY (SIDAFF) (5/9/2/7)

Die Direkteur: Siviele Ingenieursdienste gee agtergrond tot die *Sustainable Infrastructure Development and Financial Facility* (SIDAFF)-program wat deur die Departement van Plaaslike Regering gekoördineer word. Die doel van die program is water- en sanitasieprojekte van geselekteerde munisipaliteite in een portefeulje saam te voeg om beleggings vanaf groot internasionale befondsingsinstellings te lok wat gewoonlik nie kleiner, individuele projekte sal ondersteun nie.

Die Direkteur: Siviele Ingenieursdienste meld verder dat die Raadgewende Ingenieur, Zutari Raadgewende Ingenieurs, wat deur die Departement van Plaaslike Regering aangestel is, reeds betrokke is by die beplanning van water- en sanitasienetwerke in die Swartland munisipale gebied en dus bekend is met plaaslike omstandighede.

'n Verdere voordeel van die SIDAFF-program is dat dit as 'n vennoot ingebring kan word by die aansoek om BFI (*Budget Facility for Infrastructure*)-befondsing vanaf die Nasionale Regering waarvan die aansoek nie minder as R1 biljoen mag wees nie, gegewe dat ±R2,5 biljoen benodig word vir die opgradering van die totale munisipale waternetwerk.

Die Direkteur: Siviele Ingenieursdienste spreek sy dankbaarheid uit dat Swartland Munisipaliteit gekies is om deel te wees van die SIDAFF-program.

BESLUIT

(op voorstel van rdh T van Essen, gesekondeer deur rdl N Smit)

- (a) Dat die volgende deur die Raad gemagtig word met betrekking tot die SIDAFF-program:
 - (i) Die aangaan van langtermynskuld wat verder strek as die huidige politieke termyn (5-jaar verkiesingsiklus), in ooreenstemming met Artikel 46 van die MFMA;
 - (ii) Deelname aan 'n gesamentlike, inter-munisipaal gepoolde/gemengde finansierings-benadering onder die SIDAFF-program, onderhewig aan behoorlike sorgvuldigheid, bekostigbaarheid en regulatoriese nakoming;
 - (iii) Die Munisipaliteit onderneem om 'n gesertifiseerde afskrif van die ondertekende Raadsbesluit by die Departement van Plaaslike Regering, Wes-Kaapse Regering, in te dien vir insluiting as Aangangsel A by hierdie MoU. Die Munisipaliteit erken verder dat sy deelname aan die SIDAFF-program Fase 3 voorwaardelik is op die indiening van hierdie gesertifiseerde besluit binne 30 dae na ondertekening van die MoU;

8.1/...

- (d) That the Municipal Manager be authorised to send a letter to the RTIA highlighting the Municipality's concerns, stating that due to the prevailing uncertainties, the Municipality will not be able to implement AARTO until all the abovementioned concerns have been addressed; that no service level agreement regarding AARTO will be entered into until clarity has been obtained on the outstanding issues; and that the Municipality is not willing to sign a service level agreement with SAPO due to the conflict with the MFMA;
- (e) That, if the City of Cape Town decide to obtain an interdict against the implementation of AARTO effective from 1 December 2025, it be supported by Swartland Municipality;
- (f) That the Executive Mayor be authorised to send a letter to the President of South Africa and the Minister of Transport, Barbara Creecy, on the concerns of the Municipality regarding the implementation of AARTO effective 1 December 2025.

8.2 MEMORANDUM OF UNDERSTANDING WITH THE WESTERN CAPE GOVERNMENT: SUSTAINABLE INFRASTRUCTURE, DEVELOPMENT AND FINANCIAL FACILITY (SIDAFF)

The Director: Civil Engineering Services gave background to the *Sustainable Infrastructure Development and Financial Facility* (SIDAFF) programme coordinated by the Department of Local Government. The aim of this programme is to pool water and sanitation projects from selected municipalities into one portfolio to attract investments from large international funding institutions that would not normally support smaller, individual projects.

The Director: Civil Engineering Services further stated that the Consulting Engineer, Zutari Consulting Engineers, who was appointed by the Department of Local Government, are already involved in the planning of water and sanitation networks in the Swartland municipal area and is therefore familiar with local conditions.

A further advantage of the SIDAFF programme is that it can be brought in as a partner when applying for BFI (*Budget Facility for Infrastructure*) funding from the National Government, the application of which may not be less than R1 billion, given that ±R2,5 billion is required for the upgrade of the total municipal water network.

The Director: Civil Engineering Services expressed his gratitude that Swartland Municipality has been selected to be part of the SIDAFF programme.

RESOLUTION

(proposed by ald T van Essen, seconded by cllr N Smit)

- (a) That the following be authorised by Council in respect of the SIDAFF Programme:
 - (i) The undertaking of long-term debt that extends beyond the current political term (5-year electoral cycle), in compliance with Section 46 of the MFMA;
 - (ii) Participation in a joint, inter-municipal pooled-blended financing approach under the SIDAFF Programme, subject to due diligence, affordability, and regulatory compliance;
 - (iii) The Municipality undertakes to submit a certified copy of the signed Council Resolution to the Department of Local Government, Western Cape Government, for inclusion as Annexure A to this MoU. The Municipality further acknowledges that its participation in the SIDAFF Programme Phase 3 is conditional upon the submission of this certified resolution within 30 days of signing the MoU;

(b)/...

8.2/...

- (b) Dat kennis geneem word dat Zutari die voorkeurtenderaar is vir die opgradering van die Swartland Watersuiweringswerke en grootmaat-pyplyn onder die SIDAFF-program.

8.3 VOORGESTELDE UIT-DIE-HAND VERVREEMDING VAN GEDEELTE VAN RESTANT ERF 138, RIEBEEK KASTEEL (12/2/5/2-11/4)

Die firma, CK Rumboll en Vennote, is in 2018 deur die Munisipaliteit aangestel om die onderverdeling- en hersoneringsaansoek van Erf 138, Riebeek Kasteel te behartig. Tydens die opmetingsproses is vasgestel dat 'n bestaande gebou (historiese woning) en bestaande grensheining van Erf 137, Riebeek Kasteel op Erf 138 oorskry.

'n Aansoek is vanaf die eienaar van Erf 137, Riebeek Kasteel ontvang om die betrokke gedeelte (groot 115 m²) van Erf 138, Riebeek Kasteel te bekom.

BESLUIT

(op voorstel van rdl D G Bess, gesekondeer deur rdl A M Booysen)

- (a) Dat, ingevolge Artikel 14 van die Munisipale Finansiële Bestuurswet (Wet 56 van 2003) besluit die Raad:
 - (i) Dat die onderwerp eiendom nie benodig word om die minimum vlak van basiese dienste te voorsien nie; en
 - (ii) Dat die billike markwaarde van die bate en die ekonomiese en gemeenskapswaarde wat vir die bate ontvang moet word, oorweeg is;
- (b) Dat ingevolge die toepaslike verordening sowel as Artikel 14 van die Wet op Munisipale Finansiële Bestuur goedkeuring deur die Raad verleen word vir die uit-die-hand vervreemding van 'n gedeelte, ± 115 m² groot, van die Restant Erf 138 Riebeek Kasteel aan die eienaar van die aangrensende Erf 137 teen 'n verkoopprijs van R28 750.00 (BTW uitgesluit), onderworpe aan die standaard verkoopsvoorwaardes asook die volgende verdere voorwaardes:
 - (i) Dat die proses vir die verkryging van die toepaslike grondgebruiks-/ontwikkelingsregte (d.i. onderverdeling en konsolidasie) deur en op koste van die koper onderneem sal word;
 - (ii) Dat die eienaar, benewens die koopprijs, verantwoordelik sal wees vir alle kostes wat verband hou met hierdie transaksie, insluitend advertensie- en oordragkoste;
 - (iii) Dat die voorgestelde transaksie geadverteer word in die pers vir publieke insette en/of moontlike besware en dat die Uitvoerende Burgermeester (in konsultasie met sy komitee) magtiging sal hê om met enige moontlike besware te handel;
- (c) Dat die volgende redes genotuleer word vir die uit-die-hand vervreemding soos voormeld, sonder om 'n openbare mededingingsproses te deurloop met verwysing na paragraaf 12.1.1 van die Munisipale Bate Oordrag Beleid:
 - (i) Die geïdentifiseerde gedeelte van Restant Erf 138 is reeds funksioneel geïntegreer met Erf 137, Riebeek Kasteel, as gevolg van die bestaande gebou- en grensheinings-oorskrydings, en kwalifiseer dus as 'nie-lewensvatbare bate' aangesien dit weens fisiese beperkings nie sinvol as 'n afsonderlike entiteit binne die ontwikkelingsparameters van die bestaande sonering ontwikkel kan word nie, en dus slegs funksioneel word indien dit, soos voorgestel, aan die aangrensende eienaar vervreem word;
 - (ii) Die verkryging sal die integrasie van die betrokke eiendom met Erf 137 wettig deur die eiendomsgrens te formaliseer, en sodoende konsekwenheid tussen die kadastrale rekords en die werklike gebruik van die grond verseker;
 - (iii) Die bestaande oorskrydingsituasie en enige potensiële grondgebruik- of regsdispute wat moontlik in die toekoms kan ontstaan, sal uitgeskakel word, wat sekerheid vir beide die Munisipaliteit en die eienaar sal verseker.

8.4/...

8.2/...

- (b) That cognisance be taken that Zutari is the preferred bidder for the upgrade of the Swartland Water Treatment Works and bulk pipeline under the SIDAFF Programme.

8.3 PROPOSED OUT-OF-HAND ALIENATION OF PORTION OF THE REMAINDER OF ERF 138, RIEBEEK KASTEEL (12/2/5/2-11/4)

The firm, CK Rumboll & Partners were appointed by the Municipality in 2018 to manage the subdivision and rezoning application of Erf 138, Riebeek Kasteel. During the surveying process, it was determined that an existing building (historic dwelling) and existing boundary fence of Erf 137 exceeds Riebeek Kasteel on Erf 138.

An application was received from the owner of Erf 137, Riebeek Kasteel to acquire the relevant portion (size 115 m²) of Erf 138, Riebeek Kasteel.

RESOLUTION

(proposed by cllr D G Bess, seconded by cllr A M Booysen)

- (a) That, in terms of Section 14 of the Municipal Finance Management Act (Act No. 56 of 2003) Council resolves that:
 - (i) The subject property is not needed for the provision of a minimum level of basic municipal services; and
 - (ii) That the fair market value of the asset and the economic and community value to be received for the asset has been considered;
- (b) That approval be granted by Council in terms of the applicable By-law as well as Section 14 of the Municipal Finance Management Act, 2003 for the out-of-hand alienation of a portion, ± 115 m² in extent, of Remainder Erf 138, Riebeek Kasteel to the owner of adjoining Erf 137 at a selling price of R28 750.00 excluding VAT, subject to the standard conditions of sale and the following further conditions:
 - (i) That the process for obtaining the required land use/development rights (i.e. subdivision and consolidation) be undertaken by and at the cost of the purchaser;
 - (ii) The purchaser, in addition to the purchase price, shall be responsible for all costs ancillary and incidental to this transaction, including advertisement and transfer costs;
 - (iii) That the proposed transaction be advertised in the media for public comments and/or potential objections, and the Executive Mayor (in consultation with his committee) be authorized to deal with any objections that may be forthcoming;
- (c) That the following reasons be recorded for the out-of-hand alienation of the subject property, and for not undergoing a competitive process, with reference to paragraph 12.1.1 of the Municipal Asset Transfer Policy:
 - (i) The identified portion of Remainder Erf 138 is already functionally integrated with Erf 137, Riebeek Kasteel, due to the existing building and boundary fence encroachments, and therefore qualifies as 'non-viable asset' in that due to physical constraints it cannot be developed sensibly as a separate entity within the development parameters of the existing zoning, and therefore only becomes functional if alienated to the adjoining owner as proposed;
 - (ii) The acquisition will regularize the integration of the subject property with Erf 137 by formalising the property boundary, thereby ensuring consistency between cadastral records and the actual use of the land;
 - (iii) The existing encroachment situation and any potential land use or legal disputes that may arise in future, will be eliminated, and will ensure certainty for both the Municipality and the property owner.

8.4/...

8.4 KONSTRUKSIE VAN PAAIE IN CHATSWORTH: VOORGESTELDE ONTEIENING VAN GEDEELTES PRIVAATGROND VIR HOEKAFSTOMPINGS (12/2/1-2/4)

Die Raad het in 2022 die verskillende opsies oorweeg vir die oordrag van gedeeltes privaatgrond vir hoekafstompings ten einde die konstruksie van paaie in Chatsworth te voltooi.

Daar is op 'n onteieningsproses besluit wat gedurende 2022/2023 suksesvol deurloop is. Die voorstel is om dieselfde proses vir die 2025/2026 finansiële jaar en daarna te volg.

Die voltooide padontwerpe raak 38 eiendomme, waarvan vyf aan die munisipaliteit behoort. Die vereiste hoekafstompings beslaan gemiddeld ongeveer 12,5 m² en sal nou opgemeet word om finale diagramme voor te berei vir aanhegting by die Onteieningskennisgewings.

BESLUIT

(op voorstel van rdl R Jooste, gesekondeer deur rdl T van Essen)

- (a) Dat goedkeuring verleen word vir die onteiening van daardie gedeeltes privaatgrond wat as hoekafstompings benodig word vir die verdere konstruksie van paaie in Chatsworth, ten einde die onteienings tydens die 2025/26 finansiële jaar te voltooi vir die konstruksieprogram wat voorlê, met inagneming van die kompleksiteit, verhoogde kostes en ander implikasies verbonde aan die normale oordragproses soos toegelig;
- (b) Dat die betaling van kompensasie soos vervat in Aanhangsel A tot die verslag goedgekeur word;
- (c) Dat die geaffekteerde partye vooraf skriftelik in kennis gestel word van die stappe wat geneem en die proses wat gevolg sal word;
- (d) Dat die Direkteur: Korporatiewe Dienste gemagtig word om alle dokumente wat met hierdie transaksies verband hou, te onderteken.

8.5 KWARTAALVERSLAG (ARTIKEL 52 VAN MFMA): JANUARIE TOT MAART 2025 (7/1/2/2-2)

Die voorlegging van die kwartaalverslag aan die Raad word voorgeskryf deur Artikel 52(d) van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 (Wet 56 van 2003).

Die Artikel 52 MFMA-kwartaalverslag bevat ook nie-finansiële inligting in die vorm van die prestasie gemeet teen die teikens in die Topvlak Dienslewering- en Begrotingimplementeringsplan.

Voormelde verslag is oorweeg deur die Munisipale Publieke Verantwoordbaarheidskomitee (MPAC) op 28 Oktober 2025 vir aanbeveling aan die Raad.

BESLUIT

(op voorstel van rdl E C O'Kennedy, gesekondeer deur rdl D C Pypers)

Dat kennis geneem word dat die kwartaalverslag op 28 Oktober 2025 by die MPAC ter tafel gelê was en dat die MPAC, by wyse van verslagdoening aan die Raad, aanbeveel dat die Raad kennis neem van die kwartaalverslag, soos voorgeskryf deur Artikel 52 van die Wet op Munisipale Finansiële Bestuur, Wet 56 van 2003 ten opsigte van die implementering van die begroting sowel as die prestasie teenoor die Topvlak Dienslewering- en Begrotingimplementeringsplan van die Munisipaliteit vir die periode 1 Julie 2025 tot 30 September 2025.

8.4 CONSTRUCTION OF ROADS IN CHATSWORTH: PROPOSED EXPROPRIATION OF PORTIONS OF PRIVATE LAND FOR SPLAYS (12/2/1-2/4)

In 2022 the Council considered the various options for transferring portions of private land for splays in order to complete the construction of roads in Chatsworth.

An expropriation process was decided upon, which was successfully completed during 2022/2023. The proposal is to follow the same process for the 2025/2026 financial year and beyond.

The completed road designs affect 38 properties, five of which belong to the municipality. The required splays cover an average of approximately 12,5 m² and will now be measured to prepare final diagrams for attachment to the Expropriation Notices.

RESOLUTION

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

- (a) That approval be granted for the expropriation, for public purposes (roads), of those portions of private land required as splays for the continued construction of roads in Chatsworth, to ensure that the expropriations can be completed during the 2025/26 financial year for the construction programme ahead, taking into account the complexity, increased costs, and other implications of the normal transfer process as outlined;
- (b) That the payment of compensation, as contained in Annexure A to the report, be approved;
- (c) That the affected parties be informed in writing of the steps to be taken and the process to be followed;
- (d) That the Director: Corporate Services be authorised to sign all documents related to these transactions.

8.5 QUARTERLY REPORT (SECTION 52 OF MFMA): JULY TO SEPTEMBER 2025 (7/1/2/2-2)

The presentation of the quarterly report to Council is prescribed by Section 52(d) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003).

The Section 52 MFMA Quarterly Report also contains non-financial information in the form of the performance measured against the targets in the Top-Level Service Delivery and Budget Implementation Plan.

The aforementioned report was considered by the Municipal Public Accountability Committee (MPAC) on 28 October 2025 for recommendation to Council.

RESOLUTION

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

That cognisance be taken that the quarterly report was tabled at the MPAC on 28 October 2025 and that the MPAC, by way of reporting to the Council, recommends that the Council takes note of the quarterly report as required by Section 52 of the Municipal Finance Management Act, Act 56 of 2003 in respect of the implementation of the budget as well as the performance against the Top Layer Service Delivery and Budget Implementation Plan of the municipality for the period 1 July to 30 September 2025.

**SIGNED:
SPEAKER**



NOTULE VAN 'N SPESIALE VERGADERING VAN DIE SWARTLAND MUNISIPALE RAAD GEHOUD IN DIE RAADSAAL, MALMESBURY OP WOENSDAG, 3 DESEMBER 2025 OM 11:00

TEENWOORDIG:

Speaker, rdh M A Rangasamy
Uitvoerende Burgemeester, rdh J H Cleophas
Uitvoerende Onderburgemeester, rdd J M de Beer

RAADSLEDE:

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

Beampies:

Munisipale Bestuurder, mnr J J Scholtz
Direkteur: Siviele Ingenieursdienste, mnr L D Zikmann
Direkteur: Elektriese Ingenieursdienste, mnr T Möller
Direkteur: Beskermingsdienste, mnr H Witbooi
Direkteur: Ontwikkelingsdienste, me J S Krieger
Bestuurder: Sekretariaat en Rekords, me N Brand

1. OPENING

Die Speaker verwelkom die Uitvoerende Burgemeester, raadsdames, raadshere, raadslede, amptenare en lede van die publiek.

Rdl A M Williams open die vergadering met gebed op uitnodiging van die Speaker.

Die Speaker simpatiseer met rdl Pypers wat 'n familielid aan die dood afgestaan het.

2. VERLOF TOT AFWESIGHEID

Verlof tot afwesigheid word verleen aan rdle C Fortuin en I S le Minnie, die Direkteur: Korporatiewe Dienste, me M S Terblanche en die Direkteur: Finansiële Dienste, mnr M Bolton.

3. AFVAARDIGINGS/VERKLARINGS EN MEDEDELINGS/VOORLEGGINGS

3.1 DIE UITVOERENDE BURGEMEESTER: AANKONDIGING VAN DIE 13DE SKOON OUDIT

Die Uitvoerende Burgemeester kondig met trots aan dat Swartland Munisipaliteit 'n 13de skoon oudit ontvang het. Die Uitvoerende Burgemeester dra sy dank oor aan ons Hemelse Vader, die Munisipale Bestuurder en alle amptenare, maar spesiaal aan die Direkteur: Finansiële Dienste en finansiële amptenare wat gedurende die eksterne oudit baie hard gewerk het.

Die Uitvoerende Burgemeester/...



MINUTES OF A SPECIAL MEETING OF THE SWARTLAND MUNICIPAL COUNCIL HELD IN THE COUNCIL CHAMBER, MALMESBURY ON WEDNESDAY, 3 DECEMBER 2025 AT 11:00

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

Officials:

Municipal Manager, mr J J Scholtz
Director: Civil Engineering Services, mr L D Zikmann
Director: Electrical Engineering Services, mr T Möller
Director: Protection Services, mr H Witbooi
Director: Development Services, ms J S Krieger
Manager: Secretariat and Records, ms N Brand

1. OPENING

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

Cllr A M Williams opened the meeting with prayer at the invitation of the Speaker.

The Speaker sympathised with cllr Pypers who has suffered the death of a family member.

2. LEAVE OF ABSENCE

Leave of absence is granted to cllrs C Fortuin and I S le Minnie, the Director: Corporate Services, ms M S Terblanche and the Director: Financial Services, mr M Bolton.

3. DEPUTATIONS / STATEMENTS AND COMMUNICATIONS / PRESENTATIONS

3.1 THE EXECUTIVE MAYOR: ANNOUNCEMENT OF THE 13TH CLEAN AUDIT

The Executive Mayor is proud to announce that Swartland Municipality has received a 13th clean audit. The Executive Mayor conveyed his gratitude to our Heavenly Father, the Municipal Manager and all officials, but especially to the Director: Financial Services and financial officials who worked very hard during the external audit.

The Executive Mayor/...

Die Uitvoerende Burgemeester bedank verder alle raadslede vir die oorsigrol wat vervul word en hulle harde werk in 'n uitdagende jaar.

VIR KENNISNAME

3.2 WATERSKAARSTE WEENS VLAKE VAN GROOTMAAT RESERVOIRS EN DIE MOONTLIKE INSTELLING VAN TYDELIKE WATERBEPERKINGS

Die Direkteur: Siviele Ingenieursdienste gee agtergrond tot die wisselwerking tussen die grootmaatwater-reservoirs en die reservoirs wat water aan die residensiële areas voorsien.

'n Pypbars op die grootmaatwater-pyplyn het veroorsaak dat die grootmaatwater-reservoirs se vlakke drasties gedaal het – tot op 17% by die Glen Lily- en Kasteelberg-reservoirs.

Die Direkteur: Siviele Ingenieursdienste noem dat 'n groot poging op sosiale media en ander platforms aangewend is om inwoners daarop bedag te maak dat water spaarsamig gebruik moet word, maar was dit nie voldoende om die watervlakke van die grootmaatwater-reservoirs na wense te laat herstel nie.

Die Munisipale Bestuurder verwys na die uitdeeltstuk wat aan raadslede gesirkuleer is, en bevestig dat tydelike waterbeperrkings ingestel sal moet word indien die vlakke van die grootmaatwater-reservoirs nie na wense herstel nie. Die Munisipale Bestuurder bevestig dat hierdie maatreëls nie watertariewe sal beïnvloed nie.

Die Munisipale Bestuurder hou die voorgestelde tydelike waterbeperrkings aan die Raad voor.

BESLUIT

(op voorstel van rdh T van Essen, gesekondeer deur rdl G Vermeulen)

- (a) Dat, indien die vlakke van reservoirs aanhou daal, die Raad goedkeuring verleen dat die volgende tydelike waterbeperrkings ingestel word:
 - (i) 'n Algehele verbod op die gebruik van tuinslange vir die was van motors, karavane, bote of enige voertuig;
 - (ii) Voertuie mag slegs gewas word met emmers of hoëdruk-/laevolume spuitmeganismes;
 - (iii) 'n Verbod op die natmaak/besproeiing van tuine tussen 06:00 en 18:00 daaglik waar munisipale drinkwater gebruik word;
 - (iv) Geen afspuit of was van geplaveide of harde oppervlaktes met munisipale drinkwater nie;
 - (v) Munisipale drinkwater mag nie gebruik word om oppervlaktes vir konstruksie- of stofbeheer te bevogtig nie;
- (b) Dat die Munisipale Bestuurder met volmag beklee word om, in oorleg met die Direkteur: Siviele Ingenieursdienste en die Uitvoerende Burgemeester, uitvoering te gee om voormelde waterbeperrkings af te dwing, sou die vlakke van die reservoirs steeds daal.

4. SAKE VIR BESPREKING

4.1 AFRIFORUM NPC v NERSA: SLEUTEL SPERTYE EN MUNISIPALE VERPLIGTINGE (2/1/4/4/1)

Die Munisipale Bestuurder behandel die verslag en beklemtoon die sperdatums waaraan NERSA ingevolge die voorlopige (*rule nisi*) hofbevel uitvoering moet gee ten opsigte van die goedkeuring van elektrisiteitstariewe.

Die Direkteur: Elektriese Ingenieursdienste gee agtergrond tot die voorbereiding van die elektrisiteits-tariefaanzoek vir die 2026/2027 finansiële jaar en bevestig dat NERSA onrealistiese verwagtinge het en weereens nie voldoen het aan die vereistes van die MFMA nie. Munisipaliteite word onder druk geplaas in die voorbereiding van voorleggings, andersins bestaan die risiko dat die tariewe nie goedgekeur word nie en dus nie geïmplementeer kan word nie.

The Executive Mayor further thanked all councillors for the oversight role being fulfilled and their hard work during a challenging year.

FOR INFORMATION

3.2 WATER SCARCITY DUE TO LEVELS OF BULK RESERVOIRS AND THE POSSIBLE IMPLEMENTATION OF TEMPORARY WATER RESTRICTIONS

The Director: Civil Engineering Services gave background to the interaction between the bulk water reservoirs and the reservoirs that supply water to the residential areas.

The bursting of a pipe on the bulk water pipeline caused the levels of the bulk water reservoirs to drop drastically – up to 17% at the Glen Lily and Kasteelberg reservoirs.

The Director: Civil Engineering Services mentioned that a major effort was made on social media and other platforms to make residents aware that water must be used sparingly, but it was not sufficient to restore the water levels of the bulk water reservoirs as desired.

The Municipal Manager referred to the handout that was circulated to councillors, and confirmed that temporary water restrictions will have to be imposed if the levels of the bulk water reservoirs do not recover as desired. The Municipal Manager confirmed that these measures will not affect water tariffs.

The Municipal Manager presented the proposed temporary water restrictions to Council.

RESOLUTION

(proposed by ald T van Essen, seconded by cllr G Vermeulen)

- (a) That should the levels of reservoirs continue to fall, the Council grants approval for the following temporary water restrictions to be imposed:
 - (i) A total ban on the use of garden hoses for washing cars, caravans, boats or any vehicle;
 - (ii) Vehicles may only be washed by using buckets or high-pressure/low-volume spraying mechanisms;
 - (iii) A ban on watering/irrigating gardens daily between 06:00 and 18:00 where municipal drinking water is used;
 - (iv) No spraying or washing of paved or hard surfaces with municipal drinking water;
 - (v) Municipal drinking water may not be used to moisten surfaces for construction or dust control.
- (b) That the Municipal Manager is vested with power of attorney, in consultation with the Director: Civil Engineering Services and the Executive Mayor, to carry out the enforcement of the aforesaid water restrictions, should the levels of the reservoirs continue to fall.

4. MATTERS FOR CONSIDERATION

4.1 AFRIFORUM NPC v NERSA: KEY DEADLINES AND MUNICIPAL OBLIGATIONS (2/1/4/4/1)

The Municipal Manager deals with the report and emphasised the deadlines to which NERSA has to meet in terms of the preliminary (*rule nisi*) court order with regard to the approval of electricity tariffs.

The Director: Electrical Engineering Services gave background to the preparation of the electricity tariff application for the 2026/2027 financial year and confirmed that NERSA has unrealistic expectations and once again did not comply with the requirements of the MFMA. Municipalities are put under pressure in the preparation of submissions, otherwise there is a risk that the tariffs will not be approved and will therefore cannot be implemented.

Die Direkteur: Elektriese Ingenieursdienste verwys na die faktore wat in ag geneem is met die voorbereiding van die tariefaansoek, onder andere Koste van Voorsiening Studie wat reeds verlede jaar opgestel en by NERSA ingedien word, Eskom se tariewe soos afgekondig deur NERSA in Maart 2025 vir die volgend drie jaar (alhoewel daar 'n aanpassing was nadat 'n berekeningsfout opgespoor is), ens.

Die Direkteur: Elektriese Ingenieursdienste bevestig dat die voorgestelde tariefverhoging vir die 2026/2027 finansiële jaar 15,78% beloop (gebaseer op die ergste scenario).

Op navraag vanaf rdl Soldaka waarom Afriforum betrokke is en nie CoGTA of SALGA nie, bevestig die Munisipale Bestuurder dat die lg. instansies tot die saak gevoeg is as verteenwoordigers van plaaslike regering.

BESLUIT

(op voorstel van rdl D G Bess, gesekondeer deur rdd J M de Beer)

- (a) Dat kennis geneem word dat die uitspraak in die saak *AfriForum NPC v NERSA* 'n interim bevel is in die vorm van 'n *rule nisi*, en dat die voorgestelde sperdatums voorlopige riglyne is, onderhewig aan finale bevestiging deur die Hof;
- (b) Dat die drie voorgestelde sleutel sperdatums – 31 Januarie, 30 Maart en 5 Mei – voorlopig in Swartland Munisipaliteit se GOP en Begrotingsprosesplan oorweeg word, in afwagting die finale hofbevel;
- (c) Dat met kommer kennis geneem word van NERSA se skrywe gedateer 12 November 2025, wat 'n versnelde en onbehoorlike sperdatum vir die indiening van elektrisiteits-tariefvoorstelle daarstel, welke sperdatum in direkte konflik is met die tydlyne vervat in die *rule nisi*;
- (d) Dat kennis geneem word van die Munisipale Bestuurder se skrywe gedateer 14 November 2025, waarin NERSA versoek word om bogenoemde skrywe terug te trek;
- (e) Dat bevestig word dat Swartland Munisipaliteit voortgaan om sy interne beplanning en prosesse te rig volgens die sperdatums vervat in die interim hofbevel (*rule nisi*), totdat die finale uitspraak gelewer word;
- (f) Dat kennis geneem word van die skrywe ontvang vanaf NERSA gedateer 26 November 2025 waarin die sperdatum vir indiening van elektrisiteits-tariefvoorstelle uitgestel word tot 13 Januarie 2026, tesame met die volgende vereistes:
 - Indiening van 'n Raadsbesluit ter goedkeuring van die elektrisiteits-tariefaansoek;
 - Insluiting van 'n Koste van Voorsiening Studie;
 - Bewys dat 'n publieke deelnameproses deurloop is;
- (g) Dat bevestig word dat die Swartland Munisipaliteit die reg voorbehou om bogenoemde voorlopige indiening te wysig, aan te vul of terug te trek na gelang van die finale hofbevel;
- (h) Dat magtiging verleen word om die GOP en Begrotingsprosesplan aan te pas in ooreenstemming met enige wysigings aan die sperdatums wat uiteindelik in die finale hofbevel bepaal word;
- (i) Dat die Raad die voorlopige tariefaansoek gedateer 3 Desember 2025 vir die 2026/2027 finansiële jaar van 15,78% ondersteun vir indiening wanneer dit vereis word ten einde die Munisipaliteit se belange te beskerm;
- (j) Dat daar nie 'n geleentheid bestaan vir 'n behoorlike publieke deelnameproses nie, weens tydsbeperkings en die vakansieseisoen, en dat die proses van publieke deelname in Januarie 2026 van stapel gestuur sal word;

4.1/...

The Director: Electrical Engineering Services referred to the factors taken into account in the preparation of the tariff application, *inter alia*, Cost of Supply Study that was prepared and submitted to NERSA as early as last year, Eskom's tariffs as promulgated by NERSA in March 2025, for the next three years (although there was an adjustment after a calculation error was detected), etc.

The Director: Electrical Engineering Services confirmed that the proposed tariff increase for the 2026/2027 financial year amounts to 15,78% (based on the worst-case scenario).

When asked by cllr Soldaka why Afriforum is involved and not CoGTA or SALGA, the Municipal Manager confirmed that the latter institutions have been added to the matter as representatives of local government.

RESOLUTION

(proposed by cllr D G Bess, seconded by ald J M de Beer)

- (a) That it be noted that the judgment in *AfriForum NPC v NERSA* is an interim order in the form of a rule nisi, and that the proposed timeframes are provisional judicial guidelines pending confirmation by the Court;
- (b) That the three proposed key deadlines — 31 January, 30 March and 5 May — be provisionally incorporated into Swartland Municipality's IDP and Budget Process Plan, pending the final Court order;
- (c) That NERSA's correspondence dated 12 November 2025, which imposes an accelerated and improper submission deadline contrary to the timelines contained in the rule nisi, be noted with concern;
- (d) That the Municipal Manager's letter dated 14 November 2025, requesting that NERSA withdraw the above notice, likewise be noted;
- (e) That it be confirmed that Swartland Municipality will continue to align its internal processes with the timelines set out in the interim Court order (rule nisi) until a final judgment is issued;
- (f) That note be taken of the correspondence received from NERSA dated 26 November 2025, in which the deadline for the submission of electricity tariff proposals is extended to 13 January 2026, together with the following requirements:
 - Submission of a Council resolution approving the electricity tariff application;
 - Inclusion of a Cost of Supply Study;
 - Proof that a public participation process has been followed;
- (g) That it be confirmed that the Swartland Municipality reserves the right to amend, supplement, or withdraw the above-mentioned provisional submission depending on the final court order;
- (h) That authorisation be granted to amend the Municipality's IDP and Budget Process Plan to reflect any changes to the deadlines that may arise from the final Court order;
- (i) That the Council supports the provisional tariff application dated 3 December 2025 for the 2026/2027 financial year of 15.78% for submission when required, in order to protect the Municipality's interests;
- (j) That it be noted that there is no opportunity for a proper public participation process due to time constraints and the holiday season, and that the public participation process will be initiated in January 2026;

(k)/...

4.1/...

- (k) Dat kennis geneem word dat munisipale amptenare sal deelneem aan die werkwinkels aangebied deur die Provinsiale Tesourie op 3 Desember 2025 en deur NERSA op 5 Desember 2025 om leiding te ontvang oor moontlike areas vir wysiging van die voorlopige tariefaansoek.

4.2 KLIPKOPPIE SONAANLEG: PROJEK GEREEDHEID EN WAARDE VIR GELD BEPALINGSVERSLAG (16/2/B)

Die Direkteur: Elektriese Ingenieursdienste behandel die verslag en bevestig dat die projekgereedheidsbeoordeling, saam met 'n waarde-vir-geld-berekening oor 'n tydperk van 20 jaar, gebaseer op sekere aannames, voltooi is.

Die Direkteur: Elektriese Ingenieursdienste bevestig dat gebaseer op die waarde-vir-geld-berekening wat gedoen is, dit voordelig vir die Munisipaliteit is om energie vanaf 'n Onafhanklike Kragvoorsiener te verkry, in vergelyking met die aankoopprys van Eskom. Byvoorbeeld, die energie wat vanaf Darling Green aangekoop word is 15% goedkoper as Eskom.

Die Direkteur: Elektriese Ingenieursdienste verduidelik verder die vereiste om 'n waarborg/sekuriteit beskikbaar te stel aan die Onafhanklike Kragvoorsiener waarvan die waarde ±R80 miljoen sal beloop. Die waarde sal egter onderhandel word met die voorkeurtenderaar, waarna die Raad die finale goedkeuring, al dan nie, sal verleen.

Die aangeleentheid is oorweeg tydens 'n vergadering van die Uitvoerende Burgemeesterskomitee gehou op 19 November 2025 en het die verslag ten doel om die Raad se goedkeuring te verkry om die mark te toets vir voorstelle vir die verkryging van hernubare energie vanaf die sonaanleg.

BESLUIT

(op voorstel van rdh T van Essen, gesekondeer deur rdl R Jooste)

- (a) Dat die Raad goedkeuring verleen vir die aankoop van energie vanaf 'n Onafhanklik Kragvoorsiener vir 'n periode van 20 jaar, onderhewig aan die nakoming van die aankoop prosedures;
- (b) Dat die Raad goedkeuring verleen dat daar voortgegaan moet word met die voorbereiding van die nodige tenderdokumente om die proses af te skop;
- (c) Dat die Munisipale Bestuurder volmag gegee word om toe te sien dat alle voorwaardes van die Bate Oordrag Regulasies en Artikel 33 van die MFMA nagekom word;
- (d) Dat 'n maksimum grootte van 10 MW, vir die sonaanleg aanbeveel word;
- (e) Dat daar kennis geneem word van die moontlike vereiste om 'n waarborg/sekuriteit te lewer gelykstaande aan 18 tot 36 maande se energie aankope. Die waarde sal egter eers tydens die onderhandelingsfase bepaal kan word.

4.3 VOORGESTELDE UIT-DIE-HAND-VERVREEMDING VAN PADRESERWE GEDEELTE ERF 159 RIEBEEK KASTEEL AAN DIE AANGRENSENDE GRONDEIENAAR VAN ERF 1260 RIEBEEK KASTEEL (12/2/5/2-11/4)

Erf 159, Riebeek Kasteel (groot ±436 m²) vorm deel van die padreserwe geleë aangrensend tot Erf 1260 en 1261, Riebeek Kasteel.

'n Aansoek is ontvang vanaf die eienaar van Erf 1260 om 'n gedeelte (groot ±258 m²) vanaf die padreserwe te bekom.

BESLUIT

(op voorstel van rdl D G Bess, gesekondeer deur rdd M Nel)

- (a) Dat, ingevolge Artikel 14 van die Munisipale Finansiële Bestuurswet (Wet 56 van 2003) die Raad besluit:

4.1/...

- (k) That note be taken that municipal officials will participate in the workshops presented by the Provincial Treasury on 3 December 2025 and by NERSA on 5 December 2025 in order to receive guidance on possible areas for amendment of the provisional tariff application.

4.2 KLIPKOPPIE SOLAR PLANT: PROJECT READINESS AND VALUE FOR MONEY DETERMINATION REPORT (16/2/B)

The Director: Electrical Engineering Services deals with the report and confirmed that the project readiness assessment, along with a value-for-money calculation over a period of 20 years, based on certain assumptions, has been completed.

The Director: Electrical Engineering Services confirmed that based on the value-for-money calculation that has been done, it is advantageous for the Municipality to obtain energy from an Independent Power Supplier, compared to the purchase price of Eskom. For example, the energy purchased from Darling Green is 15% cheaper than Eskom.

The Director: Electrical Engineering Services further explained the requirement to make a guarantee/security available to the Independent Power Supplier of which the value will amount to ±R80 million. However, the value will be negotiated with the preferred bidder, after which the Council will or will not grant the final approval.

The matter was considered at a meeting of the Executive Mayoral Committee Meeting held on 19 November 2025 and the report aims to obtain Council's approval to test the market for proposals for the procurement of renewable energy from the solar plant.

RESOLUTION

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

- (a) That Council the grants approval of the procurement of energy from an IPP for a 20 year period, subsequent to proper Supply Chain Management processes being followed;
- (b) That Council grants approval to continue to compile the appropriate tender documents to kick off the process;
- (c) That the Municipal Manager be mandated to ensure all requirements of the Asset Transfer Regulations and Section 33 of the MFMA are adhered to;
- (d) The the maximum size of the Solar plant to be 10 MW;
- (e) That cognisance be taken of the potential requirement to provide Security/guarantees for a value based on 18 to 36 months energy purchases. This value will only be determined during the negation phase.

4.3 PROPOSED OUT-OF-HAND ALIENATION OF ROAD RESERVE PORTION ERF 159, RIEBEEK KASTEEL TO THE ADJACENT LANDOWNER OF ERF 1260, RIEBEEK KASTEEL (12/2/5/2-11/4)

Erf 159, Riebeek Kasteel (size ±436 m²) forms part of the road reserve located adjacent to Erven 1260 and 1261, Riebeek Kasteel.

An application was received from the owner of Erf 1260 to acquire a portion (size ±258 m²) of the road reserve.

RESOLUTION

(proposed by cllr D G Bess, seconded by ald M Nel)

- (a) That, in terms of Section 14 of the Municipal Finance Management Act (Act No. 56 of 2003) Council resolves that:

(i)/...

4.3/(a)...

- (i) Dat die onderwerp eiendom nie benodig word om die minimum vlak van basiese dienste te voorsien nie; en
 - (ii) Dat die billike markwaarde van die bate en die ekonomiese en gemeenskapswaarde wat vir die bate ontvang moet word, oorweeg is;
- (b) Dat ingevolge die toepaslike verordening sowel as Artikel 14 van die Wet op Munisipale Finansiële Bestuur, goedkeuring deur die Raad verleen word vir die uit-die-hand vervreemding van 'n gedeelte van Restant van Erf 159 Riebeek Kasteel, ongeveer 223m² groot, geleë in Piet Retiefstraat aan die aangrensende grondeienaar van Erf 1260, Riebeek Kasteel, teen 'n verkoopprijs van R500/m² (BTW uitgesluit), onderworpe aan die standaard verkoopsvoorwaardes asook die volgende verdere voorwaardes:
- (i) Dat die proses vir die verkryging van die toepaslike grondgebruiks-/ontwikkelingsregte (insluitend sluiting, hersonering, onderverdeling en konsolidasie) deur en op koste van die koper onderneem sal word, met inagneming dat alle ander kostes wat verband hou met die oordrag van die eiendom vir die koper se rekening sal wees;
 - (ii) Dat die voorgestelde transaksie geadverteer word in die pers vir publieke insette en/of moontlike besware op koste van die koper, en dat die Uitvoerende Burgermeester (in konsultasie met sy komitee) magtiging sal hê om met enige moontlike besware te handel;
- (c) Dat die volgende redes genotuleer word vir die uit-die-hand vervreemding soos voormeld, sonder om 'n openbare mededingingsproses te deurloop met verwysing na paragraaf 12.1.1 van die Munisipale Bate Oordrag Beleid:
- (i) Die eiendom as 'nie-bestaansbare bate' kwalifiseer deurdat dit as gevolg van fisiese beperkings nie as 'n afsonderlike entiteit sinvol ontwikkel kan word binne die ontwikkelingsparameters van die huidige sonering nie, en dus slegs funksioneel raak indien dit vervreem word aan 'n aangrensende eienaar vir gebruik daarvan tesame met sy of haar eiendom, soos voorgestel; en
 - (ii) Oordrag van die eiendom aan die aansoeker bevorder ekonomiese transformasie aangesien dit die eienaar van Erf 1260 Riebeek Kasteel sal help om aan die parkering en laaisone vereistes te voldoen, asook om die area optimaal te kan gebruik om die voorgestelde kleinhandel/kantoor-ontwikkeling te verwesenlik.

4.4 VOORGESTELDE UIT-DIE-HAND-VERVREEMDING VAN DIE PADRESERWE (MIEMMIE MARKUSSTRAAT) GELEË TUSSEN ERWE 2524 EN 858 RIEBEEK-WES AAN GRONDEIENAAR VAN ERF 2524 (12/2/5/2-12/1)

'n Aansoek is ontvang vanaf die eienaar van Erf 2524, Riebeek-Wes om die padreserwe (groot ±1700 m²), Miemie Markusstraat, wat geleë is tussen Erwe 858 en 2524 te bekom vir konsolidasie met betrokke erf.

BESLUIT

(op voorstel van rdl A K Warnick, gesekondeer deur rdl A M Williams)

Dat die item terugverwys word om geleentheid te gee om 'n ter plaatse inspeksie uit te voer ten einde die impak van die uit-die-hand-vervreemding van die padreserwe te bepaal.

4.5 HERAANSTELLING VAN LEDE VAN DIE DISSIPLINÊRE RAAD (5/15/1/5)

Die Dissiplinêre Raad is ingestel as 'n onafhanklike adviserende liggaam om ingevolge die *Financial Misconduct Regulations* die Raad by te staan in ondersoeke na finansiële wangedrag.

Besluit/...

4.3/...

- (i) The subject property is not needed for the provision of a minimum level of basic municipal services; and
 - (ii) That the fair market value of the asset and the economic and community value to be received for the asset has been considered;
- (b) That approval be granted by Council in terms of the applicable By-law as well as Section 14 of the Municipal Finance Management Act, 2003 for the out of hand alienation of a portion of Remainder Erf 159 Riebeek Kasteel, measuring approximately 223m² in extent, situated in Piet Retief Street, to the adjacent landowner of Erf 1260 Riebeek Kasteel, at a selling price of R500/m² excluding VAT, subject to the standard conditions of sale and the following further conditions:
 - (i) That the process for obtaining the required land use/development rights (including closure, rezoning, subdivision and consolidation) be undertaken by and at the cost of the purchaser, noting that all other costs related to the transfer of the property will be for the account of the purchaser;
 - (ii) That the proposed transaction be advertised in the media for public comments and/or potential objections at the cost of the purchaser, and the Executive Mayor (in consultation with his committee) be authorized to deal with any objections that may be forthcoming;
- (c) That the following reasons be recorded for the out of hand alienation of the subject property, and for not undergoing a competitive process, with reference to paragraph 12.1.1 of the Municipal Asset Transfer Policy:
 - (i) The property qualifies as 'non-viable' asset in that due to physical constraints it cannot be developed sensibly as a separate entity within the development parameters of the existing zoning, and therefore only becomes functional if alienated to an adjoining owner for usage in conjunction with his or her property, as proposed;
 - (ii) Transfer of the property to the applicant encourages economic transformation as it will assist the landowner of Erf 1260 Riebeek Kasteel to comply with parking and loading zone requirements and being able to utilise the area optimally to realise the proposed retail/office development.

4.4 PROPOSED OUT-OF-HAND ALIENATION OF A ROAD RESERVE (MIEMMIE MARKUS STREET) LOCATED BETWEEN ERVEN 2524 AND 858 RIEBEEK WEST TO LANDOWNER OF ERF 2524 (12/2/5/2-12/1)

An application was received from the owner of Erf 2524, Riebeek West to acquire the road reserve (size ±1700 m²), Miemmie Markus Street, situated between Erven 858 and 2524 for consolidation with the erf in question.

RESOLUTION

(proposed by cllr A K Warnick, seconded by cllr A M Williams)

That the item be referred back to give an opportunity to carry out an on-site inspection in order to determine the impact of the out-of-hand alienation of the road reserve.

4.5 RE-APPOINTMENT OF MEMBERS OF THE DISCIPLINARY BOARD (5/15/1/5)

In terms of the *Financial Misconduct Regulations*, the Disciplinary Board was established as an independent advisory body to assist Council with investigations into financial misconduct.

Resolution/...

4.5/...

BESLUIT

(op voorstel van rdl N Smit, gesekondeer deur rdd M Nel)

- (a) Dat al die lede en sekundi heraangestel word as lede van die Dissiplinêre Raad vanaf 01 Januarie 2026 tot 31 Desember 2028;
- (b) Dat die vergoeding wat aan die eksterne lid van die Dissiplinêre Raad betaal word, sal dieselfde wees as die bywoning van die Prestasie-, Risiko- en Ouditkomitee.

GETEKEN:
SPEAKER

4.5/...

RESOLUTION

(proposed by cllr N Smit, seconded by ald M Nel)

That all the members and secundi be re-appointed as a members of the Disciplinary Board from 01 January 2026 to 31 December 2028;

That the remuneration payable to the external member of the Disciplinary Board will be the same as the attendance of the Performance, Risk and Audit Committee.

**SIGNED:
SPEAKER**



NOTULE VAN 'N VERGADERING VAN DIE UITVOERENDE BURGEMEESTERSKOMITEE GEHOU IN DIE RAADSAL, MALMESBURY OP DONDERDAG, 16 OKTOBER 2025 OM 15:00

TEENWOORDIG:

Uitvoerende Burgemeester, rdh J H Cleophas (voorsitter)
Uitvoerende Onderburgemeester, rdd J M de Beer

Lede van die Burgemeesterskomitee:

Rdl D G Bess
Rdl N Smit
Rdh T van Essen
Rdl A K Warnick

Beamptes:

Munisipale Bestuurder, mnr J J Scholtz
Direkteur: Finansiële Dienste, mnr M Bolton
Direkteur: Siviele Ingenieursdienste, mnr L D Zikmann
Direkteur: Elektriese Ingenieursdienste, mnr T Möller
Direkteur: Beskermingsdienste, mnr H Witbooi
Direkteur: Ontwikkelingsdienste, me J S Krieger
Direkteur: Korporatiewe Dienste, me M S Terblanche
Bestuurder: Sekretriaat en Rekordsdienste, me N Brand

1. OPENING

Die voorsitter verwelkom lede en versoek rdl A K Warnick om die vergadering met gebed te open.

2. VERLOF TOT AFWESIGHEID

Kennis geneem van die verskoning ontvang vanaf die Speaker, rdh M A Rangasamy.

3. VOORLEGGINGS/AFVAARDIGINGS/SPREEKBEURTE

3.1 CIGFARO JAARLIKSE KONFERENSIE: TOEKENNING AAN DIE DIREKTEUR: FINANSIËLE DIENSTE

Die voorsitter wens die Direkteur: Finansiële Dienste geluk met die toekenning wat hy ontvang het by CIGFARO (*Chartered Institute of Government Finance, Audit & Risk Officers*) se jaarlikse konferensie vir sy bydrae tot volhoubare finansiële bestuur by die munisipaliteite waarby hy oor die afgelope 10 jaar betrokke was.

VIR KENNISNAME

3.2 TOUGHEST FIRE FIGHTER ALIVE-KOMPETISIE: SWARTLAND MUNISIPALITEIT, BRANDWEERDIENSTE

Mnr J Marais gee agtergrond tot die *International Toughest Fire Fighter Alive*-kompetisie wat onlangs in George plaasgevind het. Mnr Marais noem dat die kompetisie elke twee jaar plaasvind, en dat Swartland Munisipaliteit besluit het om 'n brandweerspan in te skryf.

Mnr Marais/...



MINUTES OF A MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD IN THE COUNCIL CHAMBER, MALMESBURY ON THURSDAY, 16 OCTOBER 2025 AT 15:00

PRESENT:

Executive Mayor, ald J H Cleophas (Chairperson)
Executive Deputy Mayor, ald J M de Beer

Members of the Mayoral Committee:

Cllr D G Bess
Cllr N Smit
Ald T van Essen
Cllr A K Warnick

Officials:

Municipal Manager, mr J J Scholtz
Director: Financial Services, mr M Bolton
Director: Civil Engineering Services, mr L D Zikmann
Director: Electrical Engineering Services, mr T Möller
Director: Protection Services, mr H Witbooi
Director: Development Services, ms J S Krieger
Director: Corporate Services, ms M S Terblanche
Manager: Secretariate and Record Services, ms N Brand

1. OPENING

The Chairperson welcomed members and requested cllr A K Warnick to open the meeting with prayer.

2. LEAVE OF ABSENCE

Apologies from the Speaker, ald M A Rangasamy has been received and duly noted.

3. PRESENTATIONS/DEPUTATIONS/SPEECHES

3.1 CIGFARO ANNUAL CONFERENCE: AWARD TO THE DIRECTOR: FINANCIAL SERVICES

The Chairperson congratulated the Director: Financial Services on the award he received from CIGFARO (*Chartered Institute of Government Finance, Audit and Risk Officers*) at their annual conference for his contribution to sustainable financial management at the municipalities in which he has been involved over the past 10 years.

FOR INFORMATION

3.2 TOUGHEST FIRE FIGHTER ALIVE COMPETITION: SWARTLAND MUNICIPALITY: FIRE SERVICES

Mr J Marais gave background on the *International Toughest Fire Fighter Alive* competition, which recently took place in George. Mr Marais mentioned that the competition takes place every two years, and that Swartland Municipality decided to enter a fire brigade team.

Mr Marais/...

3.2/...

Mnr Marais verduidelik die formaat van die kompetisie waaraan 43 spanne, ook vanaf Botswana en Namibië, deelgeneem het. Dit is die eerste keer dat Swartland Munisipaliteit se brandweerspan deelneem en is 'n 12de plek behaal wat as 'n groot prestasie beskou word.

Mnr Marais noem dat daar vroegtydig met voorbereiding begin sal word om aan die volgende kompetisie deel te neem, aangesien dit baie straf is en nie verniet die "Toughest Fire Fighter Alive" genoem word nie.

Rdl D G Bess wens die brandweerspan geluk met die prestasie en noem dat Swartland Munisipaliteit baie trots kan wees.

VIR KENNISNAME

4. NOTULES

4.1 NOTULE VAN 'N GEWONE VERGADERING VAN DIE UITVOERENDE BURGE-MEESTERSKOMITEE GEHOU OP 17 SEPTEMBER 2025

BESLUIT

(op voorstel van rdl N Smit, gesekondeer deur rdl A K Warnick)

Dat die notule van 'n Gewone Uitvoerende Burgemeesterskomiteevergadering gehou op 17 September 2025 goedgekeur en deur die Uitvoerende Burgemeester onderteken word.

5. OORWEGING VAN AANBEVELINGS UIT DIE NOTULES

5.1 NOTULE VAN PORTEFEULJEKOMITEESVERGADERINGS GEHOU OP 8 OKTOBER 2025

5.1.1 MUNISIPALE BESTUUR, ADMINISTRASIE EN FINANSIES (7/1/2/2-1)

BESLUIT

(op voorstel van rdh T van Essen, gesekondeer deur rdl D G Bess)

Dat die Uitvoerende Burgemeester die aanbevelings in die betrokke notule bekragtig.

5.1.2 SIVIELE EN ELEKTRIESE DIENSTE (7/1/2/2-4)

BESLUIT

(op voorstel van rdh T van Essen, gesekondeer deur rdl D G Bess)

Dat die Uitvoerende Burgemeester die aanbevelings in die betrokke notule bekragtig.

5.1.3 ONTWIKKELINGSDIENSTE (7/1/2/2-5)

BESLUIT

(op voorstel van rdh T van Essen, gesekondeer deur rdl D G Bess)

Dat die Uitvoerende Burgemeester die aanbevelings in die betrokke notule bekragtig.

5.1.4 BESKERMINGSDIENSTE (7/1/2/2-3)

BESLUIT

(op voorstel van rdh T van Essen, gesekondeer deur rdl D G Bess)

Dat die Uitvoerende Burgemeester die aanbevelings in die betrokke notule bekragtig.

6./...

3.2/...

Mr Marais explained the format of the competition in which 43 teams participated, with the inclusion of Botswana and Namibia. This was the first time that Swartland Municipality's fire brigade team participated and reached 12th place, which is considered a great achievement.

Mr Marais mentioned that preparations will commence early in order to participate in the next competition, as it is tough and it is no surprise that it is called the "Toughest Fire Fighter Alive".

Cllr D G Bess congratulated the fire brigade team on their achievement and mentioned that Swartland Municipality can be very proud.

FOR INFORMATION

4. MINUTES

4.1 MINUTES OF AN EXECUTIVE MAYORAL COMMITTEE MEETING HELD ON 17 SEPTEMBER 2025

RESOLUTION

(proposed by cllr N Smit, seconded by cllr A K Warnick)

That the minutes of the Executive Mayoral Committee meeting held on 17 September 2025 are approved and signed by the Executive Mayor.

5. CONSIDERATION OF RECOMMENDATIONS FROM THE MINUTES

5.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING HELD ON 8 OCTOBER 2025

5.1.1 MUNICIPAL MANAGEMENT, ADMINISTRATION AND FINANCE (7/1/2/2-1)

RESOLUTION

(proposed by ald T van Essen, seconded by cllr D G Bess)

That the Executive Mayor ratifies the recommendations in the relevant minutes.

5.1.2 CIVIL AND ELECTRICAL SERVICES (7/1/2/2-4)

RESOLUTION

(proposed by ald T van Essen, seconded by cllr D G Bess)

That the Executive Mayor ratifies the recommendations in the relevant minutes.

5.1.3 DEVELOPMENT SERVICES (7/1/2/2-5)

RESOLUTION

(proposed by ald T van Essen, seconded by cllr D G Bess)

That the Executive Mayor ratifies the recommendations in the relevant minutes.

5.1.4 PROTECTION SERVICES (7/1/2/2-3)

RESOLUTION

(proposed by ald T van Essen, seconded by cllr D G Bess)

That the Executive Mayor ratifies the recommendations in the relevant minutes.

6. MATTERS ARISING FROM THE MINUTES

None.

7/...

6. SAKE VOORTSPRUITEND UIT DIE NOTULES

Geen.

7. NUWE SAKE

7.1 MOONTLIKE IMPLEMENTERING VAN DIE WET OP DIE ADMINISTRATIEWE BEOORDELING VAN PADVERKEERSOORTREDINGS (AARTO) BINNE DIE SWARTLAND MUNISIPALITEIT (2/1/4/4/1)

Die Munisipale Bestuurder gee agtergrond tot die vergadering wat insake AARTO op datum plaasgevind het en bevestig dat x7 munisipaliteite teen 1 Desember 2025 AARTO moet implementeer en die res teen 1 April 2026.

Die Munisipale Bestuurder beklemtoon die kwelpunte wat deur munisipaliteite op die tafel geplaas is, onder andere, die afkondiging in Augustus 2025 insake die implementering van AARTO (buite die begrotingsiklus van munisipaliteite, m.a.w. daar is geen begroting vir implementering), die betrokkenheid van die Poskantoor (wat onder besighedsredding is), die verlies aan inkomste, ens.

Die Munisipale Bestuurder noem dat Kaapstad in proses is om 'n inter-regeringsdispuut te verklaar, met verwysing na korrespondensie/rekords tussen die Padverkeersoortredingsagentskap (RTIA) en lg. se mededeling dat sommige munisipaliteite reeds hul gereedheid vir implementering van AARTO te kenne gegee het. Daar was ook geen konsultasie met SALGA nie, en kan daar nie gesteun word op die gebrekkige publieke deelname wat in 2020 gevolg is nie. Stad Kaapstad sal dus poog om 'n interdik te bekom om die implementeringsdatum van 1 Desember 2025 ten minste na 1 Julie 2026 uit te stel.

Die Munisipale Bestuurder verwys verder na die agt aspekte wat in plek moet wees om AARTO te implementeer, naamlik:

- (1) Available Budget for AARTO implementation;
- (2) AARTO equipment for back-office processes;
- (3) AARTO stationery;
- (4) Training and registering of staff;
- (5) Non availability of new Regulations and Standard Operation Procedures (SOP's);
- (6) Readiness of South African Post Office;
- (7) Access to upload notices from Hand Held Device;
- (8) Readiness of RTIA and Road Traffic Management Corporation;

BESLUIT

(op voorstel van rdl A K Warnick, gesekondeer deur rdh T van Essen)

- (a) Dat kennis geneem word dat 'n hersiene konsep-diensvlakkooreenkoms, wat tussen die Munisipaliteit en die Suid-Afrikaanse Poskantoor (SAPO) gesluit moet word, op 26 Januarie 2024 van die Padverkeersoortredingsagentskap (RTIA) ontvang is;
- (b) Dat daar van die volgende bekommernisse met betrekking tot die konsep-diensvlakkooreenkoms wat met SAPO gesluit moet word, kennis van geneem word, naamlik:
 - (i) Dat verskeie verpligtinge rakende die verwerking van data op die RTIA geplaas word, wat nie 'n party tot die ooreenkoms is nie. Die afdwingbaarheid daarvan is dus nie moontlik nie, en die Munisipaliteit sal geen regsmiddel hê in geval van wanprestasie deur die RTIA nie;
 - (ii) Dat geen voorsiening gemaak word vir 'n rekonsiliasie van oortredingskennisgewings wat deur die uitreikingsowerheid uitgereik en deur die RTIA aan SAPO gestuur word, en die betaling van enige bedrae wat aan die uitreikingsowerheid verskuldig is nie. Dit kan moontlik lei tot die verlies van inkomste vir die Munisipaliteit en wanbestuur van fondse;
 - (iii) Dat kennis geneem word dat die Munisipaliteit slegs 'n kwartaallikse verslag oor die opsporingsresultate van kennisgewings wat deur SAPO gestuur is, sal ontvang;

7. NEW MATTERS

7.1 POSSIBLE IMPLEMENTATION OF THE ADMINISTRATIVE ADJUDICATION OF ROAD TRAFFIC OFFENCES ACT (AARTO) IN THE SWARTLAND MUNICIPALITY (2/1/4/4/1)

The Municipal Manager gave background on the meeting that took place to date regarding AARTO and confirms that x7 municipalities must implement AARTO by 1 December 2025 and the rest by 1 April 2026.

The Municipal Manager emphasised the concerns that have been tabled by municipalities, among others, the proclamation in August 2025 regarding the implementation of AARTO (outside the budget cycle of municipalities, i.e. there is no budget for implementation), the involvement of the Post Office (which is under business rescue), the loss of income, etc.

The Municipal Manager mentioned that Cape Town is in the process of declaring an inter-governmental dispute, with reference to correspondence/records between the Road Traffic Offences Agency (RTIA), and the latter's communication that some municipalities have already indicated their readiness to implement AARTO. There has also been no consultation with SALGA, and no reliance can be placed on the lack of public participation that followed in 2020. The City of Cape Town will therefore endeavour to obtain an interdict to postpone the implementation date of 1 December 2025 to at least 1 July 2026.

The Municipal Manager further referred to the eight aspects that must be in place to implement AARTO, namely:

- (1) Available Budget for AARTO implementation;
- (2) AARTO equipment for back-office processes;
- (3) AARTO stationery;
- (4) Training and registering of staff;
- (5) Non-availability of new Regulations and Standard Operation Procedures (SOPs);
- (6) Readiness of South African Post Office;
- (7) Access to upload notices from Hand Held Device;
- (8) Readiness of RTIA and Road Traffic Management Corporation.

RESOLUTION

(proposed by clr A K Warnick, seconded by ald T van Essen)

- (a) That cognisance be taken that a revised draft Service Level Agreement, to be entered into by the Municipality with the South African Post Office (SAPO) was received from the Road Traffic Infringement Agency (RTIA) on 26 January 2024;
- (b) That the following concerns with regards to the draft Service Level Agreement to be entered into with SAPO, be noted, namely:
 - (i) That several obligations relating to data processing are placed on the RTIA, which is not a party to the agreement. As a result, enforceability is not possible, and the Municipality will have no legal remedy in the event of non-performance by the RTIA;
 - (ii) That no provision is made for the reconciliation of infringement notices issued by the issuing authority and transmitted by the RTIA to SAPO, nor for the payment of any amounts due to the issuing authority. This may potentially result in loss of revenue for the Municipality and mismanagement of funds;
 - (iii) That it be noted that the Municipality will only receive a quarterly report on the tracing outcomes of notices dispatched by SAPO;
 - (iv) That it be noted that the draft SLA merely refers to an effective date as agreed upon by the parties, without any indication of how such agreement will be reached;

7.1(b)/...

- (iv) Dat daar kennis geneem word dat die konsep diensvlak-ooreenkoms slegs na 'n aanvangsdatum verwys soos ooreengekom tussen die partye, sonder enige aanduiding oor hoe hierdie ooreenkoms bereik sal word;
- (v) Dat daar kennis geneem word dat die Wet op Plaaslike Regering: Munisipale Finansiële Bestuurswet nagekom moet word met betrekking tot geskille rakende betalings en die sluiting van enige ooreenkoms;
- (vi) Dat daar met kommer kennis geneem word dat die konsep-diensvlak-ooreenkoms van die Munisipaliteit vereis om 'n rekening by SAPO te open, onderhewig aan die bepalings en voorwaardes van die rekeningaansoek, en geen afskrif van sodanige bepalings en voorwaardes is voorsien nie;
- (vii) Dat daar kennis geneem word dat die konsep-diensvlak-ooreenkoms verder vereis dat die Munisipaliteit 'n deposito van minstens drie (3) maande se gebruikskoste vooruit moet hê, wat teenstrydig is met die MFMA;
- (viii) Dat daar kennis geneem word dat die konsep-diensvlak-ooreenkoms verskeie foute bevat, byvoorbeeld onvolledige definisies, teenstrydigheid tussen die hoof-ooreenkoms en die bylaes of ander paragrawe in die ooreenkoms, foute in kruisverwysings en numeriese foute;
- (ix) Dat die Munisipaliteit 'n bekommernis het oor die vermoë van SAPO om aan 'n ooreenkoms van hierdie aard en omvang te voldoen, en sorg gedra moet word dat so 'n ooreenkoms nie misbruik word as 'n besigheidsreddingsmeganisme vir SAPO nie;
- (x) Dat die konsep-diensvlak-ooreenkoms verskeie bepalings bevat wat SAPO beskerm teen die uitvoering van sy pligte tydens stakings of besigheidsreddingsprosesse, wat sal veroorsaak dat kennisgewings nie binne die voorgeskrewe tydramwerke gestuur word nie, sonder enige regsmiddel vir die Munisipaliteit vir die gepaardgaande inkomste-verlies;
- (c) Dat na bepaling aan watter van die agt aspekte voldoen of nie-voldoen word nie, en gebaseer op die nie-gereedheid om AARTO te kan implementeer, daar om uitstel aansoek gedoen word om saam met die volgende groep munisipaliteite vir implementering in te skakel, deurdat Swartland Munisipaliteit nie gereed is vir implementering nie, hoofsaaklik weens:
 - (i) gebrek aan begroting omdat die afkondiging midde in 'n finansiële jaar (Augustus 2025) gedoen is, en daar nie voor begroot kon word nie;
 - (ii) die "back office" nog nie gereed is nie;
 - (iii) die nie-besikbaarheid van Regulasies en enige SOP (*Standard Operating Procedures*); en
 - (iv) die SA Poskantoor wat nie funksioneel is nie en wat tans in sakeredding is;
- (d) Dat die Munisipale Bestuurder met volmag beklee word om 'n brief aan die RTIA te stuur waarin die Munisipaliteit se bekommernisse uitgelig word en waarin dit meegedeel word dat die Munisipaliteit, weens die onsekerhede, nie in staat sal wees om AARTO te implementeer voordat al die aangehaalde bekommernisse aangespreek is nie, dat geen diensvlak-ooreenkoms rakende AARTO aangegaan sal word totdat daar duidelikheid oor die uitstaande sake verkry is nie en dat die Munisipaliteit nie bereid is om 'n diensvlak-ooreenkoms met SAPO te onderteken nie weens die teenstrydigheid met die MFMA.

7.2 KWARTAAL 1: EKONOMIESE ONTWIKKELINGSVERSLAG (2/1/4/5)

Die verslag het ten doel om te rapporteer op die implementering van die Munisipaliteit se Ekonomiese Ontwikkelingsplan, ingesluit aktiwiteite om klein besighede te ondersteun, om implementeringsgereed te wees vir investering en om strategiese infrastruktuurprojekte te fasiliteer.

7.1(b)/...

- (v) That it be noted that the provisions of the Local Government: Municipal Finance Management Act (MFMA) must be complied with regarding disputes relating to payments and the conclusion of any agreement;
- (vi) That it be noted with concern that the draft SLA requires the Municipality to open an account with SAPO, subject to the terms and conditions of the account application, of which no copy has been provided;
- (vii) That it be noted that the draft SLA further requires the Municipality to maintain a deposit equivalent to at least three (3) months' usage costs in advance, which is inconsistent with the MFMA;
- (viii) That it be noted that the draft SLA contains numerous errors, such as incomplete definitions, inconsistencies between the main agreement and its annexures or other clauses, incorrect cross-references, and numerical errors;
- (ix) That the Municipality expresses concern regarding SAPO's capacity to meet the obligations of an agreement of this nature and scope, and that care should be taken to ensure such an agreement is not used as a business rescue mechanism for SAPO;
- (x) That it be noted that the draft SLA includes several provisions protecting SAPO from performing its duties during strikes or business rescue proceedings, which would result in notices not being dispatched within prescribed timeframes, leaving the Municipality without any recourse for the associated revenue loss;
- (c) That after determining which of the eight aspects are or are not being met, and based on the non-readiness to implement AARTO, an application for an extension is made to engage with the next group of municipalities for implementation, as Swartland Municipality is not ready for implementation, mainly due to:
 - (i) lack of budget because the announcement was made in the middle of a financial year (August 2025), and could not be budgeted for;
 - (ii) the "back office" is not yet ready;
 - (iii) the unavailability of Regulations and any SOP (Standard Operating Procedures); and
 - (iv) the SA Post Office which is not functional and which is currently in business rescue;
- (d) That the Municipal Manager be authorised to send a letter to the RTIA highlighting the Municipality's concerns, indicating that due to the prevailing uncertainties, the Municipality will not be in a position to implement AARTO until all the stated concerns have been addressed, and that no service level agreement related to AARTO will be entered into until clarity has been obtained on the outstanding matters.

7.2 QUARTER 1: ECONOMIC DEVELOPMENT REPORT (2/1/4/5)

The report aims to report on the implementation of the Municipality's Economic Development Plan, including activities to support small businesses to be implementation-ready for investment and to facilitate strategic infrastructure projects.

The Municipal Manager mentioned that an Economic Development Forum has been established and that representation from Civil and Electrical Engineering Services will also be requested.

RESOLUTION

(proposed by cllr J G Bess, seconded by cllr J M de Beer)

- (a) That cognisance be taken of the Economic Development Report for Quarter 1 (period 1 July to 30 September 2025);

7.2/...

Die Munisipale Bestuurder noem dat 'n Ekonomiese Ontwikkelingsforum gestig is en dat daar ook verteenwoordiging vanaf Siviele- en Elektriese Ingenieursdienste versoek sal word.

BESLUIT

(op voorstel van rdl D G Bess, gesekondeer deur rdd J M de Beer)

- (a) Dat kennis geneem word van die Ekonomiese Ontwikkelingsverslag vir Kwartaal 1 (periode 1 Julie 2025 tot 30 September 2025);
- (b) Dat rdl N Smit aangewys word om op die Plaaslike Ekonomiese Ontwikkelingsforum te dien.

7.3 KWARTAALVERSLAG INSAKE DIE PRESTASIE VAN KONTRAKTEURS (8/1/B/1)

Die verslag ten opsigte van die kwartaalike prestasie-evaluering van kontrakteurs wat ingevolge die Voorsieningskanaalbestuursbeleid aangestel is, word voorgelê ter voldoening aan artikel 116(2) van die MFMA en die kernprestasi-indikator van die Munisipale Bestuurder.

BESLUIT

Dat kennis geneem word van die kwartaalverslag ten opsigte van die Prestasie van Kontrakteurs vir die periode 1 Julie 2025 tot 30 September 2025.

7.4 VERSLAG INSAKE DIE IMPLEMENTERING VAN DIE VOORSIENINGKANAAL-BESTUURSBELEID VIR DIE PERIODE 1 JULIE 2025 TOT 30 SEPTEMBER 2025 (8/1/B/2)

'n Verslag insake die implementering van die Voorsieningskanaalbestuursbeleid moet op 'n kwartaalike basis ingevolge paragraaf 6(3) van die Munisipale Voorsieningskanaalbestuursregulasies aan die Uitvoerende Burgemeester voorgelê word.

Die verslag vir die periode 1 Julie 2025 tot 30 September 2025 is met die sakelys gesirkuleer.

Die Munisipale Bestuurder verwys na die aantal tenders (ten bedrae van R68 516 682.30) wat reeds tot en met 30 September 2025 toegeken is, wat 'n aanduiding is van die gereedheid om so vroeg as moontlik die nuwe begroting te implementeer.

BESLUIT

- (a) Dat kennis geneem word van die Kwartaalverslag ten opsigte van die implementering van die Voorsieningskanaalbestuursbeleid soos beoog deur artikel 6(3) van die Regulasies, sowel as verslae van die Formele Tenders (Bylae A), Informele Tenders (Bylae B), en die Afwykingsverslag (Bylae C & C.1);
- (b) Dat kennis geneem word van die dienste gelewer vir die tydperk 1 Julie 2025 tot 30 September 2025 met verwysing na die uitsonderings waar dit onprakties is om die mark te toets en dus 'n afwyking van die verkrygingsprosesse ingevolge paragraaf 2(6) van die Voorsieningskettingsbestuursbeleid (Bylae D).

7.5 KLIPKOPPIE SON AANLEG VORDERINGSVERSLAG (12/2/4-8/5)

Die Direkteur: Elektriese Ingenieursdienste bevestig dat die item voor die Portefeuljekomitee: Siviele en Elektriese Dienste op 8 Oktober 2025 gedien het vir voorlegging aan die Uitvoerende Burgemeesterskomitee.

Die Raad het in Mei 2023 goedkeuring verleen dat 'n gedeelte van die Klipkoppie, Malmesbury beskikbaar gestel word aan 'n onafhanklike energieverkaffer vir die vestiging van 'n Son Aanleg.

Die inisiatief/...

- (b) That cllr N Smit be nominated to serve on the Local Economic Development Forum.

7.3 QUARTERLY REPORT ON THE PERFORMANCE OF CONTRACTORS (8/1/B/1)

The report in respect of the quarterly performance evaluation of contractors appointed in terms of the Supply Chain Management Policy is presented in compliance with section 116(2) of the MFMA and the core performance indicator of the Municipal Manager.

RESOLUTION

That cognisance be taken of the quarterly report regarding the Performance of Contractors for the period 1 July 2025 to 30 September 2025.

7.4 REPORT REGARDING THE IMPLEMENTATION OF THE SUPPLY CHAIN MANAGEMENT POLICY FOR THE PERIOD 1 JULY 2025 TO 30 SEPTEMBER 2025 (8/1/B/2)

A report regarding the implementation of the Supply Chain Management Policy must be presented to the Executive Mayor on a quarterly basis in terms of paragraph 6(3) of the Municipal Supply Chain Management Regulations.

The report for the period 1 July 2025 to 30 September 2025 was circulated with the agenda.

The Municipal Manager referred to the number of tenders (amounting to R68 516 682.30) that have already been awarded up to and including 30 September 2025, which is an indication of the readiness to implement the new budget as early as possible.

RESOLUTION

- (a) That cognisance is taken of the Quarterly Report in respect of the implementation of the Supply Chain Management Policy as envisaged by section 6(3) of the Regulations, as well as reports on the Formal Tenders (Annexure A), Informal Tenders (Annexure B), and the Deviation Report (Annexure C & C.1);
- (b) That cognisance is taken of the services rendered for the period 1 July 2025 to 30 September 2025 with reference to the exceptions where it is impractical to test the market and therefore justified a deviation from the procurement processes in terms of paragraph 2(6) of the Supply Chain Management Policy (Annexure D).

7.5 KLIPKOPPIE: SOLAR PLANT PROGRESS REPORT (12/2/4-8/5)

The Director: Electrical Engineering Services confirmed that the item was served before the Portfolio Committee: Civil and Electrical Services on 8 October 2025 for presentation to the Executive Mayoral Committee.

In May 2023 the Council approved that a portion of Klipkoppie, Malmesbury is made available to an independent energy supplier for the establishment of a Solar Plant.

The initiative is supported by the Western Cape Department of Infrastructure (DOI) and the latter formed a task team consisting of Deloitte, Weber Wentzel and WSP Engineers (at no cost to the Municipality) to assist in preparing specifications and relevant documents/agreement to appoint an independent energy supplier.

RESOLUTION

That the Executive Mayoral Committee take note of the progress report in support of the proposed steps/programme that will be followed for the establishment of a Solar Plant on the Klipkoppie.

7.6/...

7.5/...

Die initiatief word ondersteun deur die Wes-Kaapse Departement van Infrastruktuur (DOI) en het lg. 'n taakspan saamgestel bestaande uit Deloitte, Weber Wentzel en WSP Ingenieurs (teen geen koste vir die Munisipaliteit) om behulpsaam te wees in die opstel van spesifikasies en tersaaklike dokumente/ooreenkoms om 'n onafhanklike energieverskaffer aan te stel.

BESLUIT

Dat die Uitvoerende Burgemeesterskomitee kennis neem van die vorderingsverslag ter ondersteuning van die voorgestelde stappe/program wat gevolg sal word vir die vestiging van 'n Son Aanleg op die Klipkoppie.

7.6 MEMORANDUM VAN VERSTANDHOUDING MET DIE WES-KAAPSE REGERING: SUSTAINABLE INFRASTRUCTURE DEVELOPMENT AND FINANCIAL FACILITY (SIDAFF) (5/9/27)

Die Direkteur: Siviële Ingenieursdienste noem dat Swartland Munisipaliteit as een van die top presterende munisipaliteite die geleentheid gebied was om deel te neem aan die SIDAFF (*Sustainable Infrastructure Development and Financial Facility*)-program.

Die SIDAFF-fasiliteit fokus op water- en sanitasieprojekte en word die projekte van geselekteerde munisipaliteite in een portefeulje saamgevoeg om toegang tot meer gunstige finansiering (plaaslik en internasionaal), toekennings en ander fondse te verkry.

Die Direkteur: Siviële Ingenieursdienste noem verder dat die SIDAFF-fasiliteit inskalk by die poging van die Munisipaliteit om BFI (*Budget Facility for Infrastructure*)-befondsing te bekom vir grootskaalse waterinfrastruktuurprojekte.

Die Direkteur: Siviële Ingenieursdienste bevestig dat die Departement van Plaaslike Regering die Munisipaliteit in kennis gestel het dat Zutari die voorkeurtenderaar is vir die opgradering van die Swartland Watersuiweringswerke en grootmaat-pyplyn onder die SIDAFF-program. Zutari is bekend aan die Munisipaliteit en is betrokke by detail ontwerpe en ondersoeke m.b.t. die grootmaat waternetwerkstelsel (ingesluit watersuiweringswerke).

BESLUIT

(op voorstel van rdh T van Essen, gesekondeer deur rdd J M de Beer)

- (a) Dat die volgende deur die Raad gemagtig word met betrekking tot die SIDAFF-program:
 - (i) Die aangaan van langtermynskuld wat verder strek as die huidige politieke termyn (5-jaar verkiesingsiklus), in ooreenstemming met Artikel 46 van die MFMA;
 - (ii) Deelname aan 'n gesamentlike, inter-munisipaal gepoolde/gemengde finansierings-benadering onder die SIDAFF-program, onderhewig aan behoorlike sorgvuldigheid, bekostigbaarheid en regulatoriese nakoming;
 - (iii) Die Munisipaliteit onderneem om 'n gesertifiseerde afskrif van die ondertekende Raadsbesluit by die Departement van Plaaslike Regering, Wes-Kaapse Regering, in te dien vir insluiting as Aanhangsel A by hierdie MoU. Die Munisipaliteit erken verder dat sy deelname aan die SIDAFF-program Fase 3 voorwaardelik is op die indiening van hierdie gesertifiseerde besluit binne 30 dae na ondertekening van die MoU;
- (b) Dat kennis geneem word dat Zutari die voorkeurtenderaar is vir die opgradering van die Swartland Watersuiweringswerke en grootmaat-pyplyn onder die SIDAFF-program.

7.7/...

7.6 MEMORANDUM OF UNDERSTANDING WITH THE WESTERN CAPE GOVERNMENT: SUSTAINABLE INFRASTRUCTURE DEVELOPMENT AND FINANCIAL FACILITY (SIDAFF) (5/9/27)

The Director: Civil Engineering Services mentioned that Swartland Municipality, as one of the top performing municipalities, was given the opportunity to participate in the SIDAFF (*Sustainable Infrastructure Development and Financial Facility*) programme.

The SIDAFF facility focuses on water and sanitation projects and merges the projects of selected municipalities into one portfolio to access more favourable financing (local and international), grants, and other funds.

The Director: Civil Engineering Services further mentioned that the SIDAFF joins in the effort of the Municipality to obtain BFI (*Budget Facility for Infrastructure*) funding for large-scale water infrastructure projects.

The Director: Civil Engineering Services confirmed that the Department of Local Government has informed the Municipality that Zutari is the preferred tenderer for the upgrade of the Swartland Water Purification Works and bulk pipeline under the SIDAFF programme. Zutari is known to the Municipality and is involved in detailed designs and investigations regarding the bulk water network system (including water purification works).

RESOLUTION

(proposed by ald T van Essen, seconded by cllr J M de Beer)

- (a) That the following be authorised by Council in respect of the SIDAFF Programme:
 - (i) The undertaking of long-term debt that extends beyond the current political term (5-year electoral cycle), in compliance with Section 46 of the MFMA;
 - (ii) Participation in a joint, inter-municipal pooled-blended financing approach under the SIDAFF Programme, subject to due diligence, affordability, and regulatory compliance;
 - (iii) The Municipality undertakes to submit a certified copy of the signed Council Resolution to the Department of Local Government, Western Cape Government, for inclusion as Annexure A to this MoU. The Municipality further acknowledges that its participation in the SIDAFF Programme Phase 3 is conditional upon the submission of this certified resolution within 30 days of signing the MoU;
- (b) That it be noted that Zutari is the preferred tenderer for the upgrade of the Swartland Water Treatment Works and bulk pipeline under the SIDAFF programme.

7.7 ACCEPTANCE OF DEVOLUTION OF PROVINCIAL HOUSING PROPERTY: ERF 2632, MALMESBURY (12/2/2-8/1)

A letter was received from the Western Cape Department of Infrastructure (DoI) informing the Municipality of the property in Raven Street, Erf 2632, Malmesbury that has been identified for devolution in terms of the relevant legislation.

The report to the agenda contains the administrative actions to be followed to make the devolution a reality by the deadline of 31 March 2027.

RESOLUTION

- (a) That the background and statutory framework relating to the devolution of Erf 2632, Malmesbury be noted;
- (b) That in principle acceptance of the property's devolution from the Western Cape Department of Infrastructure be endorsed;

7.7 AANVAARDING VAN DEVOLUSIE VAN PROVINSIALE BEHUISINGSEIENDOM: ERF 2632, MALMESBURY (12/2/2-8/1)

'n Skrywe is ontvang vanaf die Wes-Kaapse Departement van Infrastruktuur (Dol) waarin die Munisipaliteit in kennis gestel word van die eiendom in Ravenstraat, Erf 2632, Malmesbury wat vir devolusie geïdentifiseer is ingevolge die betrokke wetgewing.

Die verslag tot die sakelys bevat die administratiewe aksies wat gevolg moet word om die devolusie te laat realiseer teen die sperdatum van 31 Maart 2027.

BESLUIT

- (a) Dat kennis geneem word van die agtergrond en statutêre raamwerk rakende die devolusie van Erf 2632, Malmesbury;
- (b) Dat die beginsel-aanvaarding van die eiendom se devolusie vanaf die Wes-Kaapse Departement van Infrastruktuur bekragtig word;
- (c) Dat die Munisipale Bestuurder (of sy genomineerde) gemagtig word om:
 - (i) die Munisipaliteit se geskrewe reaksie aan die Departement van Infrastruktuur teen 17 Oktober 2025 in te dien, waarin die aanvaarding van die voorgestelde devolusie bevestig word;
 - (ii) met die Departement van Infrastruktuur en die Staatsprokureur te skakel ten einde alle regs- en administratiewe stappe af te handel; en
 - (iii) die finale Transportakte en Devolusiesertifikaat vir formele goedkeuring aan die Raad voor te lê, waarna die eiendom in die Munisipale Bateregister opgeneem en as deel van die Munisipaliteit se behuisings- en bateportefeulje bestuur sal word.

7.8 VOORGESTELDE VERHURING VAN 'N SKEEPSVRAGHOUER EN VOORAFVERVAARDIGDE STRUKTUUR GELEë OP 'N GEDEELTE VAN ERF 213, DARLINGWEG AAN ABBOTSDALE SPORTMAN FLYING CLUB (17/9/2/2-3)

[Die item word terug verwys.]

7.9 UITSTAANDE DEBITEURE: SEPTEMBER 2025 (5/7/1/1)

'n Volledige verslag van die stand van uitstaande debiteure is met die sakelys gesirkuleer.

BESLUIT

(op voorstel van rdl N Smit, gesekondeer deur rdl A K Warnick)

Dat kennis geneem word van die verslag aangaande die stand van Swartland Munisipaliteit se uitstaande debiteure vir September 2025.

7.10 VORDERING MET UITSTAANDE VERSEKERINGSEISE (5/14/3/5)

Ingevolge die Batebestuursbeleid moet maandeliks verslag gedoen word insake die uitstaande versekeringseise.

BESLUIT

Dat kennis geneem word van die stand van uitstaande versekeringseise tot en met 30 September 2025 soos met die sakelys gesirkuleer.

7.11 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTELWERK, UD 85 NISSAN, CK 14865 (8/1/B/2)

Die vragmotor, CK 14865, word in die Straat- en Stormwaterafdeling in Darling aangewend. Die vragmotor het nie die padwaardigheidstoets geslaag nie en is na UD Trucks Malmesbury gestuur vir 'n kwotasie en herstelwerk.

Besluit/...

7.7/...

- (c) That the Municipal Manager (or his nominee) be authorised to:
 - (i) submit the Municipality's written response to the Department of Infrastructure by 17 October 2025, confirming acceptance of the proposed devolution;
 - (ii) engage with the Department of Infrastructure and State Attorney to finalise all legal and administrative steps; and
 - (iii) to table the final Deed of Alienation and Devolution Certificate for formal approval, following which the property is to be incorporated into the Municipal Asset Register and managed as part of the Municipality's housing and asset portfolio.

7.8 PROPOSED LEASE OF A CONTAINER AND PREFABRICATED STRUCTURE SITUATED ON A PORTION OF ERF 213, DARLING ROAD, ABBOTSDALE TO ABBOTSDALE SPORTSMAN FLYING CLUB (17/9/2/2-3)

[The item is referred back].

7.9 OUTSTANDING DEBTORS: SEPTEMBER 2025 (5/7/1/1)

A full report of the state of outstanding debtors was circulated with the agenda.

RESOLUTION

(proposed by cllr N Smit, seconded by cllr A K Warnick)

That cognizance be taken of the report with reference to the state of the outstanding debtors of Swartland Municipality for September 2025.

7.10 PROGRESS: OUTSTANDING INSURANCE CLAIMS (5/14/3/5)

In terms of the Asset Management Policy, a monthly report must be made regarding the outstanding insurance claims.

RESOLUTION

That cognizance be taken of the state of outstanding insurance claims up to and including 30 September 2025 as circulated with the agenda.

7.11 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR WORK, UD 85 NISSAN, CK 14865 (8/1/B/2)

The truck, CK 14865, is utilised by the Street and Stormwater Department in Darling. The truck failed the roadworthiness test and was sent to UD Trucks Malmesbury for a quotation and repairs.

RESOLUTION

- (a) That cognizance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognizance be taken that the Municipal Manager has approved the repairs to the exhaust brake system and tie rod ends of CK41865 for the amount of R 38 694.09 excluding VAT by UD Trucks Malmesbury;
- (c) That cognizance be taken that in terms of paragraph 2(6) (d) of the SCM Policy a formal tender process was not followed, as UD Trucks is the agent for Nissan vehicles;
- (d) That the expenditure will be allocated to mSCOA Code: 9/4-43-5 and that there is sufficient funding available for the quoted amount of R 38 694.09 excluding VAT;
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.11/...

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygings-prosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die herstel van die uitlaatremsstelsel aan CK 14865 (UD 85 Nissan) deur UD Trucks ten bedrae van R38 694.09 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(g) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien UD Trucks die gemagtigde agent van Nissan-voertuie is;
- (d) Dat die uitgawe ten bedrae van R38 694.09 (BTW uitgesluit) teen posnommer 9/4-43-5 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.12 AFWYKING VAN VOORGESKREWE VERKRYGINGS-PROSEDURES: HERSTEL-WERK, KOMPAKTEERVAGMOTOR, CK 44823 (8/1/B/2)

Die kompakteervragmotor, CK 44823, word aangewend vir vullisverwydering in Darling en Yzerfontein. 'n Probleem is met die vragmotor se 3de en 4de rat ondervind en is die voertuig na HD Transmissions gestuur vir 'n kwotasie en herstelwerk.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygings-prosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die herstel van die transmissie van die kompakteervragmotor, CK 44823 (UD 330 Quester) deur HD Transmissions ten bedrae van R38 694.09 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(g) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien HD Transmissions die gemagtigde agent van Allison Transmission in die Wes-Kaap is;
- (d) Dat die uitgawe ten bedrae van R45 352.92 (BTW uitgesluit) teen posnommer 9/4-60-5 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.13 AFWYKING VAN VOORGESKREWE VERKRYGINGS-PROSEDURES: DIENS VAN VRAGMOTOR, UD 370FC, CK 12625 (8/1/B/2)

Die vragmotor, CK 12625, word gebruik vir die uitpomp van riooltenke in die Swartland munisipale area en is gestuur na UD Trucks Malmesbury vir 'n geskeduleerde diens van die voertuig.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygings-prosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die diens van UD 370FC Truck, CK 12625 deur UD Trucks ten bedrae van R41 349.19 (BTW uitgesluit);

7.12 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR WORK, COMPACTOR TRUCK, CK 44823 (8/1/B/2)

The compactor truck, CK 44823, is utilised for refuse removal in Darling and Yzerfontein. A problem was encountered with the truck's 3rd and 4th gears and the vehicle was sent to HD Transmissions for a quotation and repairs.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken that the Municipal Manager has approved the repair of the transmission of compactor truck CK 44823 for the amount of R45,352.92 excluding VAT by HD Transmissions;
- (c) That cognisance be taken that in terms of paragraph 2(6)(g) of the SCM Policy a formal tender process was not followed as HD Transmissions is a support agent for Allison Transmissions in the Western Cape;
- (d) That the expenditure will be allocated mSCOA Code: 9/4-60-5 and that there is sufficient funding available for the quoted amount of R45,352.92 excluding VAT;
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.13 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: SERVICE OF TRUCK, UD 370FC, CK 12625 (8/1/B/2)

The truck, CK 12625, is utilised for pumping out sewage tanks in the Swartland municipal area and was sent to UD Trucks Malmesbury for a scheduled service of the vehicle.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken that the Municipal Manager has approved the service of UD 370FC Truck CK 12625 for the amount of R 41,349.19 excluding VAT by UD Trucks Malmesbury;
- (c) That cognisance be taken that in terms of paragraph 2(6) (D) of the SCM Policy a formal tender process was not followed as UD Trucks Malmesbury is the support agent to the UD Trucks;
- (d) That the expenditure will be allocated to mSCOA Code: 9/4-41-2 and that there is sufficient funding available for the quoted amount of R 41,349.19 excluding VAT;
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.14 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR WORK ON JCB BACKHOE LOADER, CK 45744 (8/1/B/2)

The JCB Backhoe, CK 45744, is utilised by the Water Department in Malmesbury and the machine was found to be leaking hydraulic oil and was sent to Bell Equipment for a quotation and repairs.

Resolution/...

7.13/...

- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(g) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien UD Trucks, Malmesbury die gemagtigde agent van UD-vragmotors is;
- (d) Dat die uitgawe ten bedrae van R41 349.19 (BTW uitgesluit) teen posnommer 9/4-41-2 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.14 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTELWERK AAN JCB LAAIGRAAF, CK 45744 (8/1/B/2)

Die JCB Laaigraaf, CK 45744, word in die Waterafdeling in Malmesbury aangewend en daar is opgemerk dat die masjien hidrouliese olie lek en is na Bell Equipment gestuur vir 'n kwotasie en herstelwerk.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygingsprosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir herstelwerk aan die JCB Laaigraaf (*hydraulic hoses and hub seals*), CK 45744 deur Bell Equipments ten bedrae van R28 381.40 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(g) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien Bell Equipment die gemagtigde agent van JCB-toerusting is;
- (d) Dat die uitgawe ten bedrae van R28 381.40 (BTW uitgesluit) teen posnommer 9/4-41-2 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.15 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTEL VAN DROMSKERM NO 2 BY THE INLAATWERKE VAN DIE MOORREESBURG WWTW (8/1/B/2)

Die Moorreesburg WWTW is toegerus met dromskerm wat verantwoordelik is om enige ongewenste materiaal/nie-biologiese afbreekbare stof, bv. metaal, houters, lappe, hout, ens uit die suiweringproses te verwyder. Een van die dromskerm se meganiese probleme ondervind en GW Trautmann is genader vir 'n kwotasie en herstelwerk.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygingsprosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die herstel van die dromskerm by die Moorreesburg WWTW deur G W Trautmann ten bedrae van R71 363.45 (BTW uitgesluit)
- (c) Dat die redes vir die afwyking van die voorgeskrewe verkrygingsproses soos volg aangeteken word:
 - (i) Die dromskerm sou vir 'n geruime tyd buite werking gelaat word indien die normale verkrygingsproses gevolg is;
 - (ii) Voormelde sou aanleiding gee tot beskadiging van meganiese toerusting;
 - (iii) Die herstel van die dromskerm is dus as 'n noodgeval hanteer;

7.14/...

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken that the Municipal Manager has approved the repairs to the hydraulic hoses and hub seals of CK 45744 for the amount of R 28 381.40 excluding VAT by Bell Equipment;
- (c) That cognisance be taken that in terms of paragraph 2(6) (d) of the SCM Policy a formal tender process was not followed, as Bell Equipment is the agent for JCB equipment;
- (d) That the expenditure will be allocated to mSCOA Code: 9/7-26-5 and that there is sufficient funding available for the quoted amount of R 28 381.40 excluding VAT;
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.15 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF THE DRUM SCREEN NO 2 AT THE INLET WORKS OF THE MOORREESBURG WWTW (8/1/B/2)

The Moorreesburg WWTW is equipped with drum screens that are responsible for the removal of any unwanted material/non-bio-degradable substances, e.g. metal, containers, rags, wood, etc. from the purification process. One of the drum screens was experiencing mechanical problems and GW Trautmann was approached for a quotation and repairs.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken of the action of the Municipal Manager to approve repairs to the drum screen at the inlet works of the Moorreesburg WWTW by GW Trautmann for the amount of R 71,363.45 (excluding VAT);
- (c) That the reason for the deviation from the prescribed procurement process be recorded as follows:
 - (i) The drum screen would have been left out of service for an extended period of time;
 - (ii) This would have resulted in failure and damages to downstream mechanical equipment;
 - (iii) The repair of the drum screen therefore had to be handled as an emergency;
- (d) That the expenditure was allocated to mSCOA Code: 9/239-677-425 and that there is sufficient funding available for the quoted amount of R 71,363.45 (excluding VAT);
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements, when same are compiled.

7.16 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: URGENT REPAIR OF THE CHEMICAL DOSING PUMP AT THE DEWATERING PLANT OF THE DARLING WWTW (8/1/B/2)

The removal of/...

7.15/...

- (d) Dat die uitgawe van R71 363.45 (BTW uitgesluit) teen posnommer: 9/239-677-425 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.16 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: DRINGENDE HERSTELWERK AAN CHEMIESE DOSERINGSPOMP BY DIE ONTWERINGSAAANLEG VAN DIE DARLING WWTW (8/1/B/2)

Die verwydering van slyk uit behandelde rioolwater is deel van die tersiêre prosesse by 'n rioolsuiweringswerke (WWTW). By die Darling WWTW word slyk verwyder deur middel van meganiese toerusting wat onklaar geraak het.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygingsprosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die herstel van die chemiese doseringspomp van die ontwateringsaanleg by Darling WWTW deur G W Trautmann ten bedrae van R30 212.52 (BTW uitgesluit)
- (c) Dat die redes vir die afwyking van die voorgeskrewe verkrygingsproses soos volg aangeteken word:
 - (i) Die ontwateringsaanleg sou vir 'n geruime tyd buite werking gelaat word indien die normale verkrygingsproses gevolg is;
 - (ii) Voormelde sou aanleiding gee tot oneffektiewe behandelingsprosesse, slyk verliese, swak gehalte finale uitvloeie wat nie voldoen aan die vereiste standaarde nie en wat 'n negatiewe impak op die omgewing kan hê;
 - (iii) Die herstel van die chemiese doseringspomp is dus as 'n noodgeval hanteer;
- (d) Dat die uitgawe van R30 212.52 (BTW uitgesluit) teen posnommer: 9/239-349-689 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.17 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTEL EN TOETSING VAN "CHERRY PICKER", CK 14498 (8/1/B/2)

Die Cherry Picker, CK 14498, word deur die Elektriese Departement in Malmesbury aangewend. 'n Paar olie lekkes op die hidrouliese stelsel is opgemerk en aangesien die voertuig byna gediens moes word is 'n kwotasie bekom vir die diens, herstel, toetsing en uitreiking van sertifikaat.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygingsprosedure in terme van Afdeling 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om die herstel van die "Cherry Picker" CK 14498 deur Alpha Hydraulic Lifting Services ter waarde van R32 306.95 (BTW ingesluit) goed te keur;
- (c) Dat die rede vir die afwyking van die voorgeskrewe verkrygingsprosedure aangeteken word as volg:
 - (i) As gevolg van die oopmaak en kwotasie (*strip and quote*) basis is dit nie redelik om die normale verkrygingsproses te volg;

7.16/...

The removal of sludge from treated sewage water is part of the tertiary processes at a sewage treatment plant (WWTW). At the Darling WWTW, sludge is removed by means of mechanical equipment that has broken down.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken of the action of the Municipal Manager to approve the repair of the chemical dosing pump at the sludge dewatering plant of the Darling WWTW by GW Trautmann for the amount of R 30,212.52 (excluding VAT);
- (c) That the reason for the deviation from the prescribed procurement process be recorded as follows:
 - (i) The sludge dewatering plant would have been left out of service for an extended period of time;
 - (ii) This would have resulted in failure of the treatment process, sludge losses, final effluent of poor quality that does not conform to the required standards and a detrimental impact on the environment; and
 - (iii) The repair of the chemical dosing pump therefore had to be handled as an emergency;
- (d) That the expenditure was allocated mSCOA Code: 9/239-349-689 and that there is sufficient funding available for the quoted amount of R 30,212.52 (excluding VAT);
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements, when same are compiled.

7.17 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR AND TESTING OF "CHERRY PICKER", CK 14498 (8/1/B/2)

The Cherry Picker, CK 14498, is utilised by the Electrical Department in Malmesbury. A few oil leaks on the hydraulic system were noticed and since the vehicle almost had to be serviced, a quotation was obtained for the service, repair, testing and issuing of a certificate.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken of the action of the Municipal Manager to approve the repair of the Cherry Picker CK 14498 by Alpha Hydraulic Lifting Services for the value of R32 306.95 (Incl VAT);
- (c) That the reason for the deviation from the prescribed procurement process be recorded as follows:
 - (i) Due to the strip and quote basis, it is not reasonable to follow the normal procurement process;
 - (ii) The urgency to have the equipment repaired to ensure service delivery;
- (d) That it be noted that the expenditure was allocated to mSCOA vote 9/4-17-5 and that there was sufficient funding available for the order in the amount of R32 306.95 including VAT;
- (e) That the Manager: Financial Statements and Control be requested to include the above reasons as a note to the financial statements, when same are compiled.

7.18/...

7.17(c)/...

- (ii) Die noodsaaklikheid om die toerusting weer in diens te stel om dienslewering te verseker;
- (d) Dat kennis geneem word dat die koste teen mSCOA pos 9/4-17-5 betaal is en dat daar genoeg fondse beskikbaar was om die koste van R32 306.95 (BTW ingesluit) te dek;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur versoek word om die bostaande redes as 'n nota tot die finansiële state by te voeg wanneer die state opgestel word.

7.18 KONSTRUKSIE VAN 'N SEKURITEITSMUUR BY DIE HIGHLANDS STORTINGSTERREIN: GOEDKEURING VAN VERIMENT VIR BEGROTINGSTEKORT (16/4/21-8/1)

Daar is oor die afgelope twee jaar 'n toename in die onwettige betreding van die Highlands Stortingsterrein deur vullisrapers. Lede van die publiek wat gebruik maak van die stortingsterrein se veiligheid word bedreig deur die vullisrapers, en word skade aan infrastruktuur aangerig.

Die Raad het vir die 2025/2026 finansiële jaar 'n bedrag van R9 600 000 begroot vir die konstruksie van die hoë sekuriteitsmuur rondom die Highlands Stortingsterrein. Die tenders wat ingewin is, is egter heelwat hoër en is daar 'n tekort van R700 000.

BESLUIT

(op voorstel van rdh T van Essen, gesekondeer deur rdl N Smit)

- (a) Dat kennis geneem word dat met die tenderpryse wat bekend is 'n bedrag van R10 300 000 miljoen benodig word om die projek – Sekuriteitsmuur by die Highlands Stortingsterrein – te implementeer wat R700 000 meer is as die goedgekeurde begroting van R9 600 000;
- (b) Dat magtiging aan die Direkteur: Finansiële dienste verleen word om die tekort van R700 000 uit besparings elders in die kapitaalbegroting na posnommer 9/104-947-1105: *Highlands Security Wall* oor te dra ingevolge die Verimentbeleid.

(GET) J H CLEOPHAS
UITVOERENDE BURGEMEESTER

7.18 CONSTRUCTION OF SECURITY WALL AT THE HIGHLANDS LANDFILL: APPROVAL OF VERIMENT FOR BUDGET SHORTFALL (16/4/21-8/1)

There has been an increase in illegal entry into the Highlands Landfill by garbage collectors over the past two years. The safety of members of the public who make use of the landfill is threatened by the garbage collectors, and damage to infrastructure is caused.

Council has budgeted an amount of R9 600 000 for the 2025/2026 financial year for the construction of the high security wall around the Highlands Landfill. However, the tenders that have been obtained are much higher and there is thus a shortfall of R700 000.

RESOLUTION

(proposed by ald T van Essen, seconded by cllr N Smit)

- (a) That it be noted that with the tender prices known, an amount of R10 300 000 million is required to implement the project – Security Wall at the Highlands Landfill – which is R700 000 more than the approved budget of R9 600 000;
- (b) That authority be granted to the Director: Financial Services to transfer the shortfall of R700 000 from savings elsewhere in the capital budget to vote 9/104-947-1105: *Highlands Security Wall* in terms of the Veriment Policy.

(SIGNED) J H CLEOPHAS
EXECUTIVE MAYOR



NOTULE VAN 'N VERGADERING VAN DIE MUNISIPALE BESTUUR-, ADMINISTRASIE EN FINANSIES PORTEFEULJEKOMITEE VAN DIE SWARTLAND MUNISIPALE RAAD GEHOU OP WOENSDAG, 8 OKTOBER 2025 OM 10:00

TEENWOORDIG:

RAADSLEDE:

Voorsitter, rdl I S le Minnie
Ondervoorsitter, rdl N Smit

Nel, M (rdd)	Van Essen, T (rdh)
O'Kennedy, E C	Vermeulen, G
Pypers, D C	Warnick, A K
Soldaka, P E	

BEAMPTES:

Direkteur: Elektriese Ingenieursdienste, mnr T Möller (wnde Munisipale Bestuurder)
Direkteur: Korporatiewe Dienste, me M S Terblanche
Direkteur: Siviele Ingenieursdienste, mnr L D Zikmann
Direkteur: Ontwikkelingsdienste, me J S Krieger
Direkteur: Beskermingsdienste, mnr H C A Witbooi
Senior Bestuurder: Begrotingskantoor, me H Papier
Bestuurder: Sekretariaat en Rekords, me N Brand

1. OPENING/VERLOF TOT AFWESIGHEID

Die voorsitter verwelkom lede en versoek rdl M Ngozi om te open met gebed.

Verlof tot afwesigheid word verleen aan die Uitvoerende Burgemeester, die Speaker, rdl B J Penxa, die Munisipale Bestuurder en die Direkteur: Finansiële Dienste.

Die voorsitter verwys na die verskeie toekennings wat Swartland Munisipaliteit die afgelope tyd ontvang het, wat verder tydens die Raadsvergadering in Oktober 2025 toegelig sal word.

2. NOTULE

2.1 NOTULE VAN 'N PORTEFEULJEKOMITEEVERGADERING (MUNISIPALE BESTUUR-, ADMINISTRASIE- EN FINANSIESKOMITEE) GEHOU OP 10 SEPTEMBER 2025

BESLUIT

(op voorstel van rdd M Nel, gesekondeer deur rdl D C Pypers)

Dat die notule van die Portefeuljekomiteevergadering (Munisipale Bestuur-, Administrasie- en Finansies) gehou op 10 September 2025 goedgekeur word.

3. AFVAARDIGINGS/VOORLEGGINGS/MEDEDELINGS

Geen.

4. SAKE VOORTSPRUITEND UIT NOTULES

Geen.

5. GEDELEGEERDE SAKE M.B.T. MUNISIPALE BESTUURDER

5.1/...



MINUTES OF A MEETING OF THE MUNICIPAL MANAGEMENT, ADMINISTRATION AND FINANCES PORTFOLIO COMMITTEE OF THE SWARTLAND MUNICIPAL COUNCIL HELD ON WEDNESDAY, 8 OCTOBER 2025 AT 10:00

PRESENT:

COUNCILLORS:

Chairperson, cllr I S le Minnie
Deputy Chairperson, cllr N Smit

Nel, M (ald)	Van Essen, T (ald)
O'Kennedy, E C	Vermeulen, G
Pypers, D C	Warnick, A K
Soldaka, P E	

OFFICIALS:

Director: Electrical Engineering Services, mr T Möller (Acting Municipal Manager)
Director: Corporate Services, ms M S Terblanche
Director: Civil Engineering Services, mr L D Zikmann
Director: Development Services, ms J S Krieger
Director: Protection Services, mr H C A Witbooi
Senior Manager: Budget Office, ms H Papier
Manager: Secretariat and Records, ms N Brand

1. OPENING/APOLOGIES

The chairperson welcomed members and requested cllr M Ngozi to open the meeting with a prayer.

Apologies received from the Executive Mayor, the Speaker, cllr B J Penxa, the Municipal Manager and the Director: Financial Services.

The chairperson referred to the various awards that Swartland Municipality has received recently, which will be further explained during the Council meeting in October 2025.

2. MINUTES

2.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING (MUNICIPAL MANAGEMENT, ADMINISTRATION AND FINANCES COMMITTEE) HELD ON 10 SEPTEMBER 2025

RESOLUTION

(proposed by ald M Nel, seconded by cllr D C Pypers)

That the minutes of a Portfolio Committee Meeting (Municipal Management, Administration and Finances Committee) held on 10 September 2025 are approved.

3. SUBMISSIONS/DEPUTATIONS/COMMUNICATIONS

None

4. MATTERS ARISING FROM THE MINUTES

None

5. DELEGATED MATTERS IN RESPECT OF MUNICIPAL MANAGER

5.1/...

5.1 MAANDVERSLAG: AUGUSTUS 2025**BESLUIT**

(op voorstel van rdl N Smit, gesekondeer deur rdl A K Warnick)

Dat kennis geneem word van die maandverslag van die Munisipale Bestuurder vir Augustus 2025.

6. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER

Geen.

7. GEDELEGEERDE SAKE M.B.T. ADMINISTRASIE**7.1 MAANDVERSLAG: AUGUSTUS 2025**

Die voorsitter lê die maandverslag ter tafel soos met die sakelys gesirkuleer.

BESLUIT

(op voorstel van rdl D C Pypers, gesekondeer deur rdd M Nel)

Dat kennis geneem word van die maandverslag van die Direkoraat Korporatiewe Dienste vir Augustus 2025.

8. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER

Geen.

9. GEDELEGEERDE SAKE M.B.T. FINANSIES**9.1 MAANDVERSLAG: AUGUSTUS 2025**

Die Senior Bestuurder: Begrotingskantoor lig die maandverslag van die Direkoraat: Finansiële Dienste toe met die bespreking van enkele items, onder andere, die Inkomste van R104 856 559, Uitgawe van R94 228 630 met rekenkundige surplus van R10 627 929 vir Augustus 2025.

BESLUIT

(op voorstel van rdl N Smit, gesekondeer deur rdd M Nel)

Dat kennis geneem word van die maandverslag van die Direkoraat Finansiële Dienste vir Augustus 2025.

10. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER

Geen.

(GET) RDL I S LE MINNIE
VOORSITTER

5.1 MONTHLY REPORT: AUGUST 2025**RESOLUTION**

(proposed by cllr N Smit, seconded by cllr A K Warnick)

That cognisance be taken of the monthly report of the Office of the Municipal Manager for August 2025.

6. MATTERS FOR RECOMMENDATION TO THE EXECUTIVE MAYOR

None.

7. DELEGATED MATTERS IN RESPECT OF ADMINISTRATION**7.1 MONTHLY REPORT: AUGUST 2025**

The chairperson tabled the monthly report as circulated with the agenda.

RESOLUTION

(proposed by cllr D C Pypers, seconded by ald M Nel)

That cognisance be taken of the monthly report of the Directorate Corporate Services for August 2025.

8. MATTERS FOR RECOMMENDATION TO THE EXECUTIVE MAYOR

None.

9. DELEGATED MATTERS IN RESPECT OF FINANCES**9.1 MONTHLY REPORT: AUGUST 2025**

The Senior Manager: Budget Office explained the monthly report of the Directorate: Financial Services with the discussion of a few items, among others, the Income of R104 856 559, Expenditure of R94 228 630 with an accounting surplus of R10 627 929 for August 2025.

RESOLUTION

(proposed by cllr N Smit, seconded by ald M Nel)

That cognisance be taken of the monthly report of the Director Financial Services for August 2025.

10. MATTERS FOR RECOMMENDATION TO THE EXECUTIVE MAYOR

None.

(SGD) CLLR I S LE MINNIE
CHAIRPERSON



NOTULE VAN 'N VERGADERING VAN DIE SIVIELE- EN ELEKTRIESE DIENSTE PORTEFEULJEKOMITEE VAN DIE SWARTLAND MUNISIPALE RAAD GEHOU OP WOENSDAG, 8 OKTOBER 2025 OM 10:10

TEENWOORDIG:

RAADSLEDE:

Voorsitter, rdl R J Jooste
Ondervoorsitter, rdh T van Essen

Bess, D G	Pieters, C
Fortuin, C	Smit, N
Nel, M (rdd)	Warnick, A K
O'Kennedy, E C	

BEAMPTES:

Direkteur: Elektriese Ingenieursdienste, mnr T Möller (wnde Munisipale Bestuurder)
Direkteur: Korporatiewe Dienste, me M S Terblanche
Direkteur: Siviele Ingenieursdienste, mnr L D Zikmann
Direkteur: Ontwikkelingsdienste, me J S Krieger
Direkteur: Beskermingsdienste, mnr H C A Witbooi
Senior Bestuurder: Begrotingskantoor, me H Papier
Bestuurder: Sekretariaat en Rekords, me N Brand

1. OPENING/VERLOF TOT AFWESIGHEID

Die voorsitter verwelkom lede.

Verlof tot afwesigheid word verleen aan die Uitvoerende Burgemeester, die Speaker, rdle M F Gaika en A M Williams, die Munisipale Bestuurder en die Direkteur: Finansiële Dienste.

2. NOTULE

2.1 NOTULES VAN 'N PORTEFEULJEKOMITEEVERGADERING (SIVIELE- EN ELEKTRIESE DIENSTEKOMITEE) GEHOU OP 10 SEPTEMBER 2025

BESLUIT

(op voorstel van rdl D G Bess, gesekondeer deur rdl E C O'Kennedy)

Dat die notule van die Portefeuljekomiteevergadering (Siviele- en Elektriese Dienste) gehou op 10 September 2025 goedgekeur word.

3. AFVAARDIGINGS/VOORLEGGINGS/MEDEDELINGS

Geen.

4. SAKE VOORTSPRUITEND UIT NOTULES

Geen.

5. GEDELEGEERDE SAKE

5.1. MAANDVERSLAG: AUGUSTUS 2025

5.1.1/...



MINUTES OF A MEETING OF THE CIVIL AND ELECTRICAL ENGINEERING SERVICES PORTFOLIO COMMITTEE OF THE SWARTLAND MUNICIPAL COUNCIL HELD ON WEDNESDAY, 8 OCTOBER 2025 AT 10:10

PRESENT:

COUNCILLORS:

Chairperson, cllr R J Jooste
Deputy Chairperson, ald T van Essen

Bess, D G	Pieters, C
Fortuin, C	Smit, N
Nel, M (ald)	Warnick, A K
O'Kennedy, E C	

OFFICIALS:

Director: Electrical Engineering Services, mr T Möller (Acting Municipal Manager)
Director: Corporate Services, ms M S Terblanche
Director: Civil Engineering Services, mr L D Zikmann
Director: Development Services, ms J S Krieger
Director: Protection Services, mr H C A Witbooi
Senior Manager: Budget Office, ms H Papier
Manager: Secretariat and Records, ms N Brand

1. OPENING/APOLOGIES

The chairperson welcomed members.

Apologies received from the Executive Mayor, the Speaker, cllrs M F Gaika and A M Williams, the Municipal Manager and the Director: Financial Services.

2. MINUTES

2.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING (CIVIL AND ELECTRICAL SERVICES COMMITTEE) HELD ON 10 SEPTEMBER 2025

RESOLUTION

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

That the minutes of a Portfolio Committee Meeting (Civil and Electrical Services) held on 10 September 2025 are approved.

3. SUBMISSIONS/DEPUTATIONS/COMMUNICATIONS

None.

4. MATTERS ARISING FROM THE MINUTES

None.

5. DELEGATED MATTERS

5.1. MONTHLY REPORT: AUGUST 2025

5.1.1/...

5.1/...

5.1.1 SIVIELE INGENIEURSDIENSTE

Die voorsitter lê die maandverslag, soos met die agenda gesirkuleer, ter tafel en die Direkteur: Siviele Ingenieursdienste behandel enkele aspekte uit die maandverslag.

Die Direkteur: Siviele Ingenieursdienste noem, op navraag van rdl A K Warnick, dat die situasie insake waterverbruik in Chatsworth en Riverlands onveranderd bly en dat daar nie korttermyn tegniese oplossings bestaan nie. Die situasie kan slegs verander met die koppeling van die Pella-reservoir op die stelsel. Intussen kan daar ander intervensies, bv. wetstoepassingsaksies om misbruik van water aan te spreek, oorweeg word.

Die Direkteur: Siviele Ingenieursdienste verduidelik die resultaat van die Moorreesburg WWTW uitvloeisel m.b.t. *E.Cond. mS/m (function of influent)* en noem dat die rioolwerke nie die soutinhoud van rioolinvloei kan verwerk/neutraliseer nie.

Die Direkteur: Siviele Ingenieursdienste, met verwysing na vandalisme by water-infrastruktuur/reservoirs van sowel die Munisipaliteit en Weskus Distrikmunisipaliteit noem dat meer doeltreffende sekuriteitsmaatreëls ingestel sal moet word, aangesien groot skade aangerig word.

BESLUIT

(op voorstel van rdl A K Warnick, gesekondeer deur rdl D G Bess)

Dat kennis geneem word van die inhoud van die maandverslag van die Direktoraat: Siviele Ingenieursdienste vir Augustus 2025.

5.1.2 ELEKTRIESE INGENIEURSDIENSTE

Die voorsitter lê die maandverslag, soos met die agenda gesirkuleer, ter tafel.

Die Direkteur: Elektriese Ingenieursdienste behandel enkele aspekte uit die maandverslag en noem, onder andere, dat die maksimum aanvraag in Moorreesburg toegeneem het wat kan dui op verhoogde ekonomiese aktiwiteit.

Die Direkteur: Elektriese Ingenieursdienste noem dat die kwotasie vanaf Eskom ten opsigte van die De Hoop 132/11kV transmissielyn uiteindelik ontvang is nadat daarvoor in April 2021 aansoek gedoen is. Die Munisipaliteit het 120 dae om die kwotasie te aanvaar en aan sekere voorwaardes te voldoen, onder andere, die betaling van 'n aansluitingsfooi ten bedrae van R1.2 miljoen, verkryging van waarborge, ens.

Die Direkteur: Elektriese Ingenieursdienste stel die komitee in kennis dat NERSA 'n audit op die Munisipaliteit se verspreidingslisensie sal uitvoer vanaf 5 tot 6 November 2025.

BESLUIT

(op voorstel van rdl A K Warnick, gesekondeer deur rdl D G Bess)

Dat kennis geneem word van die maandverslag van die Direktoraat Elektriese Ingenieursdienste vir Augustus 2025.

6. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER**6.1 KLIPKOPPIE SON AANLEG VORDERINGS VERSLAG**

Die Raad het in Mei 2023 goedkeuring verleen dat 'n gedeelte van die Klipkoppie, Malmesbury beskikbaar gestel word vir die vestiging van die Son Aanleg.

'n Versoek/...

5.1/...

5.1.1 CIVIL ENGINEERING SERVICES

The Chairperson tabled the monthly report, as circulated with the agenda, and the Director: Civil Engineering Services addressed certain aspects from the monthly report.

The Director: Civil Engineering Services, upon inquiry by rdl A K Warnick, stated that the situation regarding water consumption in Chatsworth and Riverlands remains unchanged and that there are no short-term technical solutions. The situation can only change with the connection of the Pella reservoir to the system. In the meantime, other interventions, e.g. law enforcement actions to address water misuse, can be considered.

The Director: Civil Engineering Services explained the result of the Moorreesburg WWTW effluent with regard to *E.Cond. mS/m (function of influent)* and stated that the sewage works cannot process/neutralise the salt content of sewage inflow.

The Director: Civil Engineering Services, with reference to vandalism at water infrastructure/reservoirs of both the Municipality and West Coast District Municipality, stated that more effective security measures will have to be implemented, as extensive damage is being caused.

RESOLVED

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

That cognisance be taken of the monthly report of the Directorate Civil Engineering Services for August 2025.

5.1.2 ELECTRICAL ENGINEERING SERVICES

The chairperson tabled the monthly report, as circulated with the agenda.

The Director: Electrical Engineering Services addressed a few aspects from the monthly report and mentioned, among others, that the maximum demand in Moorreesburg had increased, which could indicate increased economic activity.

The Director: Electrical Engineering Services mentioned that the quotation from Eskom in respect of the De Hoop 132/11kV transmission line had finally been received after an application was made in April 2021. The Municipality has 120 days to accept the quotation and comply with certain conditions, among others, the payment of a connection fee in the amount of R1.2 million, obtaining guarantees, etc.

The Director: Electrical Engineering Services informed the committee that NERSA would conduct an audit on the Municipality's distribution license from 5 to 6 November 2025.

RESOLUTION

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

That cognisance be taken of the monthly report of the Directorate: Electrical Engineering Services for August 2025.

6. MATTERS FOR RECOMMENDATION TO THE EXECUTIVE MAYOR**6.1 KLIPKOPPIE SOLAR PLANT PROGRESS REPORT**

In May 2023, Council approved the release of a portion of the Klipkoppie, Malmesbury, for the establishment of the Solar Plant.

A request/...

6.1/...

'n Versoek vir ondersteuning is aan die Wes-Kaapse Departement van Infrastruktuur gerig en lg. het 'n Transaksie-Advies-span bestaande uit Deloitte, Weber Wentzel en WSP Ingenieurs aangestel (teen geen koste vir die Munisipaliteit) om behulpsaam te wees met die opstel van spesifikasies, ooreenkomste, ens. vir die verkryging van 'n onafhanklike energieleveringskaffer.

Die Direkteur: Elektriese Ingenieursdienste behandel die aanhangsel tot die verslag as vordering op die projek en voorgestelde toekomstige prosesse om die projek te laat realiseer.

AANBEVELING (vir voorlegging aan die Uitvoerende Burgemeesterskomitee op 16 Oktober 2025)
(op voorstel van rdl E C O'Kennedy, gesekondeer deur rdd M Nel)

Dat die Portefeuljekomitee kennis neem van die vorderingsverslag en voorstel dat die verslag ook aan die Uitvoerende Burgemeesterskomitee voorgelê word vir verdere ondersteuning en leiding.

(GET) RDL R J JOOSTE
VOORSITTER

6.1/...

A request for support was made to the Western Cape Department of Infrastructure and the latter appointed a Transaction Advisory team consisting of Deloitte, Weber Wentzel and WSP Engineers (at no cost to the Municipality) to assist with the preparation of specifications, agreements, etc. for the acquisition of an independent energy supplier.

The Director: Electrical Engineering Services handled the annexure to the report as progress on the project and proposed future processes to realise the project.

RECOMMENDATION (for submission to the Executive Mayoral Committee on 16 October 2025)
(proposed by cllr E C O'Kennedy, seconded by ald M Nel)

That the Portfolio Committee take note of the progress report and propose that the report also be submitted to the Executive Mayoral Committee for further support and guidance.

(SGD) CLLR R J JOOSTE
CHAIRPERSON



NOTULE VAN 'N VERGADERING VAN DIE ONTWIKKELINGSDIENSTE PORTEFEULJEKOMITEE VAN DIE SWARTLAND MUNISIPALE RAAD GEHOU OP WOENSDAG, 8 OKTOBER 2025 OM 10:50

TEENWOORDIG:

RAADSLEDE:

Voorsitter, rdl G Vermeulen
Ondervoorsitter, rdl D G Bess

Booyesen, A M	Pypers, D C
De Beer, J M (rdd)	Smit, N
Le Minnie, I S	Soldaka, P E
Ngozi, M	

BEAMPTES:

Direkteur: Elektriese Ingenieursdienste, mnr T Möller (wnde Munispale Bestuurder)
Direkteur: Korporatiewe Dienste, me M S Terblanche
Direkteur: Siviele Ingenieursdienste, mnr L D Zikmann
Direkteur: Ontwikkelingsdienste, me J S Krieger
Direkteur: Beskermingsdienste, mnr H C A Witbooi
Senior Bestuurder: Begrotingskantoor, me H Papier
Bestuurder: Sekretariaat en Rekords, me N Brand

1. OPENING/VERLOF TOT AFWESIGHEID

Die voorsitter verwelkom lede.

Verlof tot afwesigheid word verleen aan die Uitvoerende Burgemeester, die Speaker, die Munisipale Bestuurder en die Direkteur: Finansiële Dienste.

2. NOTULE

2.1 NOTULES VAN 'N PORTEFEULJEKOMITEEVERGADERING (ONTWIKKELINGSDIENSTE) GEHOU OP 10 SEPTEMBER 2025

BESLUIT

(op voorstel van rdd J M de Beer, gesekondeer deur rdl D C Pypers)

Dat die notule van die Portefeuljekomiteevergadering (Ontwikkelingsdienste) gehou op 10 September 2025 goedgekeur word.

3. AFVAARDIGINGS/VOORLEGGINGS/MEDEDELINGS

Geen.

4. SAKE VOORTSPRUITEND UIT NOTULES

Geen.

5. GEDELEGEERDE SAKE

5.1 MAANDVERSLAG: AUGUSTUS 2025

Die Direkteur: Ontwikkelingsdienste behandel die maandverslag van die Direktoraat: Ontwikkelingsdienste vir Augustus 2025, met spesifieke verwysing na vordering met die onderskeie behuisingsprojekte.



MINUTES OF A MEETING OF THE DEVELOPMENT SERVICES PORTFOLIO COMMITTEE OF THE SWARTLAND MUNICIPAL COUNCIL HELD ON WEDNESDAY, 8 OCTOBER 2025 AT 10:50

PRESENT:

COUNCILLORS:

Chairperson, cllr G Vermeulen
Deputy chairperson, cllr D G Bess

Booyesen, A M	Pypers, D C
De Beer, J M (ald)	Smit, N
Le Minnie, I S	Soldaka, P E
Ngozi, M	

OFFICIALS:

Director: Electrical Engineering Services, mr T Möller (Acting Municipal Manager)
Director: Corporate Services, ms M S Terblanche
Director: Civil Engineering Services, mr L D Zikmann
Director: Development Services, ms J S Krieger
Director: Protection Services, mr H C A Witbooi
Senior Manager: Budget Office, ms H Papier
Manager: Secretariat and Records, ms N Brand

1. OPENING/APOLOGIES

The chairperson welcomed members.

Apolologies received from the Executive Mayor, the Speaker, the Municipal Manager and the Director: Financial Services.

2. MINUTES

2.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING (DEVELOPMENT SERVICES) HELD ON 10 SEPTEMBER 2025

RESOLUTION

(proposed by ald J M de Beer, seconded by cllr D C Pypers)

That the minutes of a Portfolio Committee Meeting (Development Services) held on 10 September 2025 are approved.

3. SUBMISSIONS/DEPUTATIONS/COMMUNICATIONS

None.

4. MATTERS ARISING FROM THE MINUTES

None.

5. DELEGATED MATTERS

5.1 MONTHLY REPORT: AUGUST 2025

The Director: Development Services dealt with the monthly report of the Directorate: Development Services for August 2025, with specific reference to progress on the various housing projects.

Op navraag van rdl A M Booysen aangaande die verskil in die behuisingsgeleenthede soos vermeld in die Julie en Augustus maandverslae, bevestig die Direkteur: Ontwikkelingsdienste dat dit daaraan toegeskryf kan word dat voorsiening gemaak moet word vir erwe vir ander funksies, bv. sosiale fasiliteite, ens.

Rdd J M de Beer versoek of daar enige terugvoering is aangaande die rolle en verantwoordelikhede van die verskillende rolspelers in die bestuur van kleinboere. Die Direkteur: Ontwikkelingsdienste noem dat die Munisipaliteit sedert 2019 'n sterk fokus geplaas het om 'n fasiliterende rol te vervul.

Rdd J M de Beer spreek haar kommer uit dat indien die Munisipaliteit nie deel vorm in die onderhandelinge m.b.t. die huurooreenkoms nie, daar pligte die Munisipaliteit gaan toeval sonder dat daar insette gelewer is. Die Direkteur: Ontwikkelingsdienste bevestig dat die kleinboere op privaatgrond gevestig gaan word, waaroor die Munisipaliteit geen jurisdiksie het nie en is dit die verantwoordelikheid van die Departement van Landbou om die aktiwiteite van die kleinboere te monitor. Daar is wel besluit om alle diere te merk en is die proses gevorderd met ±18 diere wat nog gemerk moet word.

Rdd J M de Beer verneem of daar huurooreenkoms aangegaan is met die huurders van die sg. Nitrophoska-huise. Die Direkteur: Korporatiewe Dienste bevestig dat daar nie huurooreenkoms in plek is nie, maar dat die Munisipaliteit nie verantwoordelik is vir die instandhouding van die huise nie. Samesprekings word gevoer met die Departement van Infrastruktuur (DOI) en die aangaan van kooporeenkoms. Daar is 46 soortgelyke wonings en is daar nie 'n maklike oplossing nie.

Rdl P E Soldaka versoek dat ondersoek ingestel word na die arbeid wat deur ASLA in Moorreesburg gebruik word, aangesien dit blyk dat baie arbeiders uitlanders is. Die Direkteur: Ontwikkelingsdienste sal vermelde versoek opvolg vir terugvoering aan rdl Soldaka.

BESLUIT

(op voorstel van rdl D C Pypers, gesekondeer deur rdl A M Booysen)

Dat kennis geneem word van die maandverslag van die Direktoraat Ontwikkelingsdienste vir Augustus 2025.

6. VERSLAGDOENING INSAKE GEDELEGEERDE BESLUITNEMING DEUR

6.1 DIE MUNISIPALE BEPLANNINGSTRIBUNAAL

Dat **KENNIS GENEEM** word van die inhoud van die notule van 'n vergadering van die Munisipale Beplanningstribunaal gehou op 10 September 2025.

7. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER

Geen.

(GET) RDL G VERMEULEN
VOORSITTER

On enquiry from cllr A M Booysen regarding the difference in the housing opportunities reflected in the July and August monthly reports, the Director: Development Services confirmed that this could be attributed to the need to make provision for plots for other functions, e.g. social facilities, etc.

Ald J M de Beer requested feedback regarding the roles and responsibilities of the different stakeholders in the management of small-scale farmers. The Director: Development Services stated that since 2019, the Municipality has placed a strong focus on fulfilling a facilitative role.

Ald J M de Beer expressed her concern that if the Municipality is not part of the negotiations regarding the lease agreement, responsibilities may fall on the Municipality without its input. The Director: Development Services confirmed that the small-scale farmers will be settled on private land, over which the Municipality has no jurisdiction, and that it is the responsibility of the Department of Agriculture to monitor the activities of the small-scale farmers. It was also decided that all animals must be tagged, and the process is advanced with approximately 18 animals still to be tagged.

Ald J M de Beer enquired whether lease agreements have been concluded with the tenants of the so-called Nitrophoska houses. The Director: Corporate Services confirmed that there are no lease agreements in place, but that the Municipality is not responsible for the maintenance of the houses. Discussions are being held with the Department of Infrastructure (DOI) regarding the conclusion of purchase agreements. There are 46 similar houses, and there is no easy solution.

Cllr P E Soldaka requested that an investigation be conducted into the labour used by ASLA in Moorreesburg, as it appears that many of the workers are foreigners. The Director: Development Services will follow up on this request and provide feedback to Cllr Soldaka.

RESOLUTION

(proposed by cllr D C Pypers, seconded by cllr A M Booysen)

That cognisance be taken of the monthly report of the Directorate Development Services for August 2025.

6. REPORTING REGARDING DELEGATED DECISION MAKING BY

6.1 THE MUNICIPAL PLANNING TRIBUNAL

Cognisance be taken of the minutes of the Municipal Planning Tribunal held on 10 September 2025.

7. MATTERS FOR RECOMMENDATION TO THE EXECUTIVE MAYOR

None.

(SGD) CLLR G VERMEULEN
CHAIRPERSON



NOTULE VAN 'N VERGADERING VAN DIE BESKERMINGSDIENSTE PORTEFEULJEKOMITEE VAN DIE SWARTLAND MUNISIPALE RAAD GEHOU OP WOENSDAG, 8 OKTOBER 2025 OM 11:10

TEENWOORDIG:

RAADSLEDE:

Voorsitter, rdd M Nel
Ondervoorsitter, rdl A K Warnick

Bess, D G	Le Minnie, I S
De Beer, J M (rdd)	Papier, J R
Fortuin, C	Pieters, C
Jooste, R J	White, G E (sluit om 10:50 by die PF-komitees aan)

BEAMPTES:

Direkteur: Elektriese Ingenieursdienste, mnr T Möller (wnde Munispale Bestuurder)
Direkteur: Korporatiewe Dienste, me M S Terblanche
Direkteur: Siviele Ingenieursdienste, mnr L D Zikmann
Direkteur: Ontwikkelingsdienste, me J S Krieger
Direkteur: Beskermingsdienste, mnr H C A Witbooi
Senior Bestuurder: Begrotingskantoor, me H Papier
Bestuurder: Sekretariaat en Rekords, me N Brand

1. OPENING/VERLOF TOT AFWESIGHEID

Die voorsitter verwelkom lede.

Verlof tot afwesigheid word verleen aan die Uitvoerende Burgemeester, die Speaker, rdl A M Williams, die Munispale Bestuurder en die Direkteur: Finansiële Dienste.

2. NOTULE

2.1 NOTULES VAN 'N PORTEFEULJEKOMITEEVERGADERING (BESKERMINGS-DIENSTE) GEHOU OP 10 SEPTEMBER 2025

BESLUIT

(voorgestel deur rdl I S le Minnie, gesekondeer deur rdl D G Bess)

Dat die notule van die Portefeuljekomiteevergadering (Beskermingsdienste) gehou op 10 September 2025 goedgekeur word.

3. AFVAARDIGINGS/VOORLEGGINGS/MEDEDELINGS

Geen.

4. SAKE VOORTSPRUITEND UIT NOTULES

Geen.

5. GEDELEGEERDE SAKE

5.1 MAANDVERSLAG: AUGUSTUS 2025

- 5.1.1 PRESTASIEVERSLAG
- 5.1.2 VERKEERS- EN WETSTOEPASSINGSDIENSTE
- 5.1.3 BRANDBESTRYDING



MINUTES OF A MEETING OF THE PROTECTION SERVICES PORTFOLIO COMMITTEE OF THE SWARTLAND MUNICIPAL COUNCIL HELD ON WEDNESDAY, 8 OCTOBER 2025 AT 11:10

PRESENT:

COUNCILLORS:

Chairperson, ald M Nel
Deputy chairperson, cllr A K Warnick

Bess, D G	Le Minnie, I S
De Beer, J M (rdd)	Papier, J R
Fortuin, C	Pieters, C
Jooste, R J	White, G E (join the PF committees at 10:50)

OFFICIALS:

Director: Electrical Engineering Services, mr T Möller (Acting Municipal Manager)
Director: Corporate Services, ms M S Terblanche
Director: Civil Engineering Services, mr L D Zikmann
Director: Development Services, ms J S Krieger
Director: Protection Services, mr H C A Witbooi
Senior Manager: Budget Office, ms H Papier
Manager: Secretariat and Records, ms N Brand

1. OPENING/APOLOGIES

The chairperson welcomed members.

Apologies received from the Executive Mayor, the Speaker, cllr A M Williams, the Municipal Manager and the Director: Financial Services.

2. MINUTES

2.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING (PROTECTION SERVICES) HELD ON 10 SEPTEMBER 2025

RESOLUTION

(proposed by cllr I S le Minnie, seconded by cllr D G Bess)

That the minutes of a Portfolio Committee Meeting (Protection Services) held on 10 September 2025 are approved.

3. SUBMISSIONS/DEPUTATIONS/COMMUNICATIONS

None.

4. MATTERS ARISING FROM THE MINUTES

None.

5. DELEGATED MATTERS

5.1. MONTHLY REPORT: AUGUST 2025

- 5.1.1 PERFORMANCE REPORT
- 5.1.2 TRAFFIC AND LAW ENFORCEMENT SERVICES
- 5.1.3 FIRE FIGHTING

5.1/...

Die Direkteur: Beskermingsdienste gee agtergrond tot die K9-eenheid se dwelmvangs op 6 Oktober 2025. 'n Verdagte voertuig is opgemerk en 'n jaagtog het gevolg nadat die K9-eenheid die voertuig versoek het om af te trek. Die SAPD se hulp is ingeroep en die verdagtes is op die N7 naby Piketberg vasgetrek met 222 pakkies dagga, kontant en x2 selfone in hulle besit.

Die Direkteur: Beskermingsdienste noem dat die situasie by die kleinboere gereeld gemonitor word en dat die varke vanaf 86 tot 91 toegeneem het, maar dat daar weer 8 karkasse van dooie varke gevind is. Die dooie karkasse is aan die Departement van Landbou en die Staatsveearts gerapporteer. Die kwarantynperiode vir varkgriep is 30 dae vanaf die sterfte van die laaste vark, wat beteken dat die periode weer verleng sal word.

Die Direkteur: Beskermingsdienste noem, met dank, dat die Munisipaliteit x50 Hazmat-asemhalingsapparate ontvang het na aanleiding van 'n Besigheidsplan wat aan die Departement van Plaaslike Regering voorgelê was.

Op navraag vanaf rdl D G Bess aangaande brandweer-bystandsvoertuie vir die buite-dorpe, noem die Direkteur: Beskermingsdienste dat die nodige besigheidsplanne en samesprekings met die betrokke Departement sal plaasvind in 'n poging om fondse te bekom om hulpbronne aan te vul.

BESLUIT

(op voorstel van rdl I S le Minnie, gesekondeer deur rdl G E White)

Dat kennis geneem word van die verslae van die onderskeie departemente in die Direktoraat: Beskermingsdienste, nl. Verkeer en Wetstoepassing en Brandbestryding vir Augustus 2025.

6. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER

Geen.

(GET) RDD M NEL
VOORSITTER

5.1/...

The Director: Protection Services provided background on the K9 Unit's drug bust on 6 October 2025. A suspicious vehicle was spotted, and a chase ensued after the K9 Unit requested the vehicle to pull over. The SAPS were called for assistance, and the suspects were apprehended on the N7 near Piketberg with 222 packets of dagga, cash, and two cellphones in their possession.

The Director: Protection Services mentioned that the situation with the small-scale farmers is being monitored regularly and that the number of pigs has increased from 86 to 91, but that eight carcasses of dead pigs were again found. The dead carcasses were reported to the Department of Agriculture and the State Veterinarian. The quarantine period for swine flu is 30 days from the death of the last pig, which means that the period will again be extended.

The Director: Protection Services further noted, with appreciation, that the Municipality received 50 Hazmat breathing apparatuses following a Business Plan that was submitted to the Department of Local Government.

In response to a query from cllr D G Bess regarding fire support vehicles for the outlying towns, the Director: Protection Services stated that the necessary business plans and discussions with the relevant Department will take place in an effort to secure funding to supplement resources.

RESOLUTION

(on the proposal of cllr I S le Minnie, seconded by cllr G E White)

That notice be taken of the reports of the various sections in the Directorate of Protection Services, namely Traffic and Law Enforcement and Fire Fighting for August 2025.

6. MATTERS FOR RECOMMENDATION TO THE EXECUTIVE MAYOR

Geen.

(SGD) ALD M NEL
CHAIRPERSON



NOTULE VAN 'N VERGADERING VAN DIE UITVOERENDE BURGEMEESTERSKOMITEE GEHOU IN DIE RAADSAAI, MALMESBURY OP WOENSDAG, 19 NOVEMBER 2025 OM 10:00

TEENWOORDIG:

Uitvoerende Burgemeester, rdh J H Cleophas (voorsitter)
Uitvoerende Onderburgemeester, rdd J M de Beer

Lede van die Burgemeesterskomitee:

Rdl N Smit
Rdh T van Essen
Rdl A K Warnick

Beampies:

Munisipale Bestuurder, mnr J J Scholtz
Direkteur: Finansiële Dienste, mnr M Bolton
Direkteur: Siviele Ingenieursdienste, mnr L D Zikmann
Direkteur: Elektriese Ingenieursdienste, mnr T Möller
Direkteur: Beskermingsdienste, mnr H Witbooi
Direkteur: Ontwikkelingsdienste, me J S Krieger
Direkteur: Korporatiewe Dienste, me M S Terblanche
Bestuurder: Sekretriaat en Rekordsdienste, me N Brand

1. OPENING

Die voorsitter verwelkom lede en versoek rdl N Smit om die vergadering met gebed te open.

2. VERLOF TOT AFWESIGHEID

Kennis geneem van die verskonings ontvang vanaf rdl D G Bess en die Speaker, rdh M A Rangasamy.

3. VOORLEGGINGS/AFVAARDIGINGS/SPREEKBEURTE

Geen.

4. NOTULES

**4.1 NOTULE VAN 'N GEWONE VERGADERING VAN DIE UITVOERENDE BURGE-
MEESTERSKOMITEE GEHOU OP 16 OKTOBER 2025**

BESLUIT

(op voorstel van rdl N Smit, gesekondeer deur rdl A K Warnick)

Dat die notule van 'n Gewone Uitvoerende Burgemeesterskomiteevergadering gehou op 16 Oktober 2025 goedgekeur en deur die Uitvoerende Burgemeester onderteken word.

5. OORWEGING VAN AANBEVELINGS UIT DIE NOTULES

**5.1 NOTULE VAN PORTEFEULJEKOMITEESVERGADERINGS GEHOU OP
12 NOVEMBER 2025**

5.1.1/...



MINUTES OF A MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD IN THE COUNCIL CHAMBER, MALMESBURY ON WEDNESDAY, 19 NOVEMBER 2025 AT 10:00

PRESENT:

Executive Mayor, ald J H Cleophas (Chairperson)
Executive Deputy Mayor, ald J M de Beer

Members of the Mayoral Committee:

Cllr N Smit
Ald T van Essen
Cllr A K Warnick

Officials:

Municipal Manager, mr J J Scholtz
Director: Financial Services, mr M Bolton
Director: Civil Engineering Services, mr L D Zikmann
Director: Electrical Engineering Services, mr T Möller
Director: Protection Services, mr H Witbooi
Director: Development Services, ms J S Krieger
Director: Corporate Services, ms M S Terblanche
Manager: Secretariate and Record Services, ms N Brand

1. OPENING

The Chairperson welcomed members and requested cllr N Smit to open the meeting with prayer.

2. LEAVE OF ABSENCE

Apologies have been received and noted from cllr D G Bess and the Speaker, ald M A Rangasamy.

3. DEPUTATIONS / STATEMENTS AND COMMUNICATIONS / PRESENTATIONS

None.

4. MINUTES

**4.1 MINUTES OF AN EXECUTIVE MAYORAL COMMITTEE MEETING HELD ON 16
OCTOBER 2025**

RESOLUTION

(proposed by cllr N Smit, seconded by cllr A K Warnick)

That the minutes of an Ordinary Executive Mayoral Committee meeting held on 16 October 2025 be approved and signed by the Executive Mayor.

5. CONSIDERATION OF RECOMMENDATIONS FROM THE MINUTES

**5.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING HELD ON
12 NOVEMBER 2025**

5.1.1/...

5.1.1 MUNISIPALE BESTUUR, ADMINISTRASIE EN FINANSIES (7/1/2/2-1)**BESLUIT**

(op voorstel van rdh T van Essen, gesekondeer deur rdd J M de Beer)

Dat die Uitvoerende Burgemeester die aanbevelings in die betrokke notule bekragtig.

5.1.2 SIVIELE EN ELEKTRIESE DIENSTE (7/1/2/2-4)**BESLUIT**

(op voorstel van rdh T van Essen, gesekondeer deur rdd J M de Beer)

Dat die Uitvoerende Burgemeester die aanbevelings in die betrokke notule bekragtig.

5.1.3 ONTWIKKELINGSDIENSTE (7/1/2/2-5)**BESLUIT**

(op voorstel van rdh T van Essen, gesekondeer deur rdd J M de Beer)

Dat die Uitvoerende Burgemeester die aanbevelings in die betrokke notule bekragtig.

5.1.4 BESKERMINGSDIENSTE (7/1/2/2-3)**BESLUIT**

(op voorstel van rdh T van Essen, gesekondeer deur rdd J M de Beer)

Dat die Uitvoerende Burgemeester die aanbevelings in die betrokke notule bekragtig.

6. SAKE VOORTSPRUITEND UIT DIE NOTULES

Geen.

7. NUWE SAKE**7.1 KLIPKOPPIE SONAANLEG: PROJEK-GEREEDHEID EN VERSLAG INSAKE WAARDE VIR GELD BEPALINGS (12/2/4-8/5)**

Die Direkteur: Elektriese Ingenieursdienste behandel die verslag en bevestig dat die projekgereedheidsbeoordeling, saam met 'n waarde-vir-geld-berekening oor 'n tydperk van 20 jaar, gebaseer op sekere aannames, voltooi is.

Die Direkteur: Elektriese Ingenieursdienste bevestig dat gebaseer op die waarde-vir-geld-berekening wat gedoen is, is dit inderdaad voordelig vir die Munisipaliteit om energie vanaf 'n Onafhanklike Kragprodusent te verkry, in vergelyking met die aankoopprys van Eskom.

Die Direkteur: Elektriese Ingenieursdienste verduidelik verder die vereiste om 'n waarborg/sekuriteit beskikbaar te stel aan die Onafhanklike Kragprodusent waarvan die waarde ±R80 miljoen sal beloof. Die waarde sal egter onderhandel word met die voorkeurtenderaar, waarna die Raad die finale goedkeuring, al dan nie, sal verleen.

Die doel van die verslag is om die Raad se goedkeuring te verkry om na die volgende fase van die projek aan te beweeg, naamlik om die mark te toets vir voorstelle vir die verkryging van hernubare energie vanaf die sonaanleg.

BESLUIT (vir voorlegging aan die Raad op 3 Desember 2025)
(op voorstel van rdh T van Essen, gesekondeer deur rdd J M de Beer)

- (a) Dat die Uitvoerende Burgemeesterskomitee die aankoop van energie vanaf 'n onafhanklik krag voorsiener vir 'n periode van 20 jaar aan die Raad aanbeveel, onderhewig aan die nakoming van die aankoop prosedures;

5.1.1 MUNICIPAL MANAGER, ADMINISTRATION AND FINANCE (7/1/2/2-1)**RESOLUTION**

(proposed by ald T van Essen, seconded by ald J M de Beer)

That the Executive Mayor ratifies the recommendations in the relevant minutes.

5.1.2 CIVIL AND ELECTRICAL SERVICES (7/1/2/2-4)**RESOLUTION**

(proposed by ald T van Essen, seconded by ald J M de Beer)

That the Executive Mayor ratifies the recommendations in the relevant minutes.

5.1.3 DEVELOPMENT SERVICES (7/1/2/2-5)**RESOLUTION**

(proposed by ald T van Essen, seconded by ald J M de Beer)

That the Executive Mayor ratifies the recommendations in the relevant minutes.

5.1.4 PROTECTION SERVICES (7/1/2/2-3)**RESOLUTION**

(proposed by ald T van Essen, seconded by ald J M de Beer)

That the Executive Mayor ratifies the recommendations in the relevant minutes.

6. MATTERS ARISING FROM THE MINUTES

None.

7. NEW MATTERS**7.1 KLIPKOPPIE SOLAR PLANT: PROJECT READINESS AND VALUE FOR MONEY DETERMINATION REPORT (12/2/4-8/5)**

The Director: Electrical Engineering Services deals with the report and confirmed that the project readiness assessment, together with a value-for-money calculation based on certain assumptions over a period of 20 years has been completed.

The Director: Electrical Engineering Services confirmed that based on the value-for-money calculation that has been done, it is indeed advantageous for the Municipality to obtain energy from an Independent Power Producer, compared to the purchase price of Eskom.

The Director: Electrical Engineering Services further explained the requirement to make a guarantee/security available to the Independent Power Producer of which will amount to ±R80 million. However, the value will be negotiated with the preferred bidder, after which the Council will, or will not, grant the final approval.

The purpose of the report is to obtain the Council's approval to move on to the next phase of the project, namely, to test the market for proposals for the procurement of renewable energy from the solar plant.

RESOLUTION (for submission to Council on 3 December 2025)
(proposed by ald T van Essen, seconded by ald J M de Beer)

- (a) That the Executive Mayoral Committee recommends to Council the approval of the procurement of energy from an IPP for a 20 year period, subsequent to proper Supply Chain Management processes being followed;
- (b) That it be recommended to Council the approval to continue to compile the appropriate tender documents to kick off the process,

7.1/...

- (b) Dat daar by die Raad aanbeveel word dat voortgegaan moet word met die voorbereiding van die nodige tenderdokumente om die proses af te skop;
- (c) Dat die Munisipale Bestuurder volmag gegee word (onderhewig aan raadsgoedkeuring) om toe te sien dat alle voorwaardes van die Bate Oordrag Regulasies en Artikel 33 van die MFMA nagekom word;
- (d) Dat 'n maksimum grootte van 10 MW, vir die sonaanleg aanbeveel word;
- (e) Dat daar kennis geneem word van die moontlike vereiste om 'n waarborg/sekureit te lewer gelykstaande aan 18 tot 36 maande se energie aankope. Die waarde sal egter eers tydens die onderhandelingsfase bepaal kan word.

7.2 ESKOM KONTRAKWERKE SEKURITEIT/WAARBORG VIR 132 kV SELFBOU PROJEK (16/2/4/2/1)

Die Direkteur: Elektriese Ingenieursdienste gee agtergrond tot die konstruksie van die 132 kV-substasie waarvan 'n gedeelte deur die Munisipaliteit afgehandel is en die voltooiing daarvan op grond van 'n selfboupromjek hanteer sal word. Dit behels dat die Munisipaliteit die konstruksie voltooi en die bate dan oorhandig aan Eskom.

Die Direkteur: Elektriese Ingenieursdienste verduidelik die vereistes waaraan voldoen moet word, onder andere, die lewering van 'n Kontrakwerke Sekureit/Waarborg ter waarde van R7 613 000,00 om enige defekte tydens die eerste sewe jaar van die projek te dek. Die Direkteur: Elektriese Ingenieursdienste bevestig dat die retensiegelede vir 'n periode van 24 maande teruggehou sal word, wat ook in 'n mate die Munisipaliteit se risiko's verder dek.

BESLUIT

(op voorstel van rdh T van Essen, gesekondeer deur rdl N Smit)

- (a) Dat kennis geneem word van die Eskom vereistes vir 'n Kontrakwerke sekureit/waarborg ter waarde van R7 613 000,00 (berekende op 10% van die geskatte projekwaarde) soos aangedui in die Eskom kwotasie;
- (b) Dat kennis geneem word van die uitkoms van die onderhandelinge tussen Eskom en Swartland om die elektrisiteitsrekening waarborg vir alle projekaansoeke ontvang tot en met die einde van Junie 2025 in te sluit in die waarborg van R30 miljoen wat reeds voorsien is;
- (c) Dat kennis geneem word van die opsie om die sekureitsbedrag in 'n Eskom genomineerde rente-draende bankrekening in te betaal in stede daarvan om 'n baie komplekse bankwaarborg te voorsien wat deur die Bank bestuur moet word;
- (d) Dat die Direkteur: Finansiële Dienste gemagtig word om die werklike waarde van die sekureit teen die einde van die projek te herbereken (soos deur Eskom verlang) in konsulting met Eskom en beraadslaging met die Uitvoerende Burgemeester;
- (e) Dat die Direkteur: Finansiële Dienste gemagtig word om reëlins te tref om die herberekende sekureitsbedrag in 'n Eskom genomineerde rente-draende rekening in te betaal, op die geleë tyd, met 'n onttrekkingsdatum van 7 jaar na die inwerkingstelling van die Eskom 132 kV Bates.

7.3 HERSIENING VAN PUBLIEKE DEELNAME BELEID (6/2/2/B)

Die gewysigde Publieke Deelname Beleid is met die sakelys gesirkuleer.

Op navraag deur rdh T van Essen insake die publieke deelnameproses wat vereis word vir die jaarlikse hersiening van die Geïntegreerde Ontwikkelingsplan (GOP) en Begroting, bevestig die Munisipale Bestuurder dat die Munisipaliteit gebonde is aan die GOP/Begroting-tydskeude wat jaarliks gedurende Augustus deur die Raad goedgekeur word.

7.1/...

- (c) That the Municipal Manager be mandated (subject to Council approval) to ensure all requirements of the Asset Transfer Regulations and Section 33 of the MFMA are adhered to;
- (d) That a maximum size of 10 MW is recommended for the solar plant;
- (e) That cognisance be taken of the potential requirement to provide Security/guarantees for a value based on 18 to 36 months energy purchases. This value will only be determined during the negotiation phase.

7.2 ESKOM CONTRACT WORKS SECURITY/GUARANTEE FOR 132 kV SELF-BUILD PROJECT (16/2/4/2/1)

The Director: Electrical Engineering Services gave background to the construction of the 132 kV substation of which a portion has been completed by the Municipality and its completion thereof will be dealt with on the basis of a self-build project. This entails that the Municipality completes the construction and then the asset to be handed over to Eskom.

The Director: Electrical Engineering Services explained the requirements to be complied with, *inter alia*, the delivery of a Contract Works Security/Guarantee to the value of R7 613 000,00 to cover any defects during the first seven years of the project. The Director: Electrical Engineering Services confirmed that the retention monies will be withheld for a period of 24 months, which to some extent will also further cover the Municipality's risks.

RESOLUTION

(proposed by ald T van Essen, seconded by cllr N Smit)

- (a) That cognisance be taken of Eskom's requirements for a Contract Works Security of R7 613 000,00 (based on 10% of the Estimated Project cost) as per the Eskom budget quote;
- (b) That cognisance be taken of the favourable outcome of the negotiations between Eskom and Swartland to include electricity account guarantees for all project applications received up to the end of June 2025 in the R30 million electricity account guarantee previously provided;
- (c) That cognisance be taken of the option to pay the security amount into an Eskom nominated interest-bearing account instead of providing a complex bank guarantee that needs to be managed by the bank;
- (d) That the Director: Financial Services be authorised to recalculate the security amount at the end of the project (as per Eskom's requirements) in consultation with Eskom and to engage the Executive Mayor on this calculation;
- (e) That the Director: Financial Services be authorised to make arrangements for the payment of the calculated security into an Eskom nominated interest bearing account, at the appropriate time, with a withdrawal date of 7 years after commissioning of the 132 kV Eskom assets.

7.3 REVISION OF PUBLIC PARTICIPATION POLICY (6/2/2/B)

The amended Public Participation Policy was circulated with the Agenda.

On an enquiry from ald T van Essen regarding the public participation process required for the annual review of the Integrated Development Plan (IDP) and Budget, the Municipal Manager confirmed that the Municipality is bound by the IDP/Budget time schedule that is approved annually by Council during August.

The Municipal Manager further confirmed that the public participation processes differ materially between the drafting of the 5-year IDP and the annual review thereof.

Resolution/...

7.3/...

Die Munisipale Bestuurder bevestig verder dat die publieke deelnameprosesse wesenlik verskil tussen die opstel van die 5-jaar GOP en die jaarlikse hersiening daarvan.

BESLUIT

(op voorstel van rdl N Smit, gesekondeer deur rdl A K Warnick)

- (a) Dat die gewysigde Publieke Deelname beleid goedgekeur word met onmiddellike effek;
- (b) Dat die Direkteur: Korporatiewe Dienste of haar genomineerde die beleid jaarliks hersien as deel van die proses vir die hersiening van kommunikasieverwante beleide.

7.4 AANBEVELING AAN DIE RAAD: HERAANSTELLING VAN LEDE VAN DIE DISSIPLINÊRE RAAD (5/15/1/5)

Die Dissiplinêre Raad is ingestel as 'n onafhanklike adviserende liggaam om ingevolge die *Financial Misconduct Regulations* die Raad by te staan in ondersoek na finansiële wangedrag.

BESLUIT (vir voorlegging aan die Raad op 3 Desember 2025)
(op voorstel van rdl N Smit, gesekondeer deur rdl A K Warnick)

- (a) Dat daar by die Raad aanbeveel word dat al die lede en sekundi van die Dissiplinêre Raad heraangestel word vanaf 01 Januarie 2026 tot 31 Desember 2028;
- (b) Dat die vergoeding wat aan eksterne lede van die Dissiplinêre Raad betaal word, dieselfde sal wees as vir die bywoning van die Prestasie-, Risiko- en Ouditkomitee.

7.5 DARLING: SENTRUM VAN HOOP (2/1/4/5)

Erf 4052 in Bloekomlaan, Darling is geïdentifiseer as geskikte grond vir die vestiging van die Darling: Sentrum van Hoop.

Befondsing (maatskaplike bydrae deur myne) is deur Sibathatu en Venatouch beskikbaar gemaak vir hierdie inisiatief en behels dit om 'n fasiliteit te skep vir gemeenskapsondersteuning en -opheffing met die fokus op maatskaplike ontwikkeling, jeugbemagtiging en gemeenskapveerkragtheid.

Die fasiliteit word beskou as 'n goeie geleentheid om samewerking tussen die Munisipaliteit en privaatsektor te bewerkstellig en maatskaplike ontwikkeling in Darling te bevorder.

BESLUIT

(op voorstel van rdl A K Warnick, gesekondeer deur rdd J M de Beer)

- (a) Dat kennis geneem word van die gesamentlike belegging van R700 000 deur Sibathatu en Venatouch vir die vestiging van die *Centre of Hope* in Darling;
- (b) Dat kennis geneem word van die in beginsel goedkeuring van die projek deur die Departement van Minerale en Petroleum Hulpbronne, met formele goedkeuring wat teen 12 Desember 2025 verwag word;
- (c) Dat die projek in beginsel deur Swartland Munisipaliteit ondersteun sal word;
- (d) Dat goedkeuring verleen word vir die kwytsekelding van bouplan-aansoekfooi vir die projek;
- (e) Dat magtiging verleen word aan die Departement Ontwikkelingsbestuur om die hersoneringsproses van Erf 4052 in Bloekomlaan, Darling, in ooreenstemming met wetlike prosedures te bestuur.

7.3/...

RESOLUTION

(proposed by cllr N Smit, seconded by cllr A K Warnick)

- (a) That the amended Public Participation Policy be approved with immediate effect;
- (b) That the Director: Corporate Services or her nominee reviews the policy annually as part of the process for reviewing communication-related policies.

7.4 RECOMMENDATION TO COUNCIL: RE-APPOINTMENT OF DISCIPLINARY BOARD MEMBERS (5/15/1/5)

In terms of the Financial Misconduct Regulations the Disciplinary Council was established as an independent advisory body to assist Council with investigations into financial misconduct.

RESOLUTION (for submission to Council on 3 December 2025)
(proposed by cllr N Smit, seconded by cllr A K Warnick)

- (a) It is recommended that all the members and secondi be re-appointed as a members of the Disciplinary Board from 01 January 2026 to 31 December 2028;
- (b) The remuneration payable to the external member of the Disciplinary Board will be the same as the attendance of the Performance, Risk and Audit Committee.

7.5 DARLING: CENTRE OF HOPE (2/1/4/5)

Erf 4052 in Bloekom Avenue, Darling has been identified as suitable land for the establishment of the Darling: Centre of Hope.

Funding (social contributions through mines) has been made available by Sibathatu and Venatouch for this initiative and it involves creating a facility for community support and upliftment with the focus on social development, youth empowerment and community resilience.

The facility is seen as a great opportunity to establish collaboration between the Municipality and the private sector, and to promote social development in Darling.

RESOLUTION

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

- (a) That cognisance be taken of the joint investment of R700,000 by Sibathatu and Venatouch towards the establishment of the Centre of Hope in Darling;
- (b) That cognisance be taken of the in-principle approval of the project by the DMPR, with formal confirmation expected by 12 December 2025;
- (c) That the project will in principle be supported by Swartland Municipality;
- (d) That approval be granted for the waiver of building plan application fees for the project;
- (e) That authorization be granted to the Department Development Management to initiate and manage the rezoning process of Erf 4052 in Bloekomlaan, Darling, in accordance with statutory procedures.

7.6 SWARTLAND TOURISM MPC: REPORTING I.R.O. THE 2024/2025 FINANCIAL YEAR (9/1/3/2/1)

The service level agreement with the Swartland Tourism NPC contains the provisions relating to annual reporting to Council.

The relevant reports were circulated with the Agenda.

Resolution/...

7.6 SWARTLAND TOERISME NPC: VERSLAGDOENING T.O.V. DIE 2024/2025 FINANSIËLE JAAR (9/1/3/2/1)

Die diensvlakoorreënkomings met die Swartland Toerisme NPC bevat die bepalings met betrekking tot jaarlikse verslagdoening aan die Raad.

Die betrokke verslae is met die sakeliks gesirkuleer.

BESLUIT

(op voorstel van rdl N Smit, gesekondeer deur rdl A K Warnick)

Dat kennis geneem word van:

- (a) die inhoud van die Voorsitter se 2024/2025 verslag insake die Swartland Toerisme NPC;
- (b) die sleutelprestasie-areas soos gemeet vir die tydperk 1 Julie 2024 tot 30 Junie 2025; en
- (c) die inhoud van die finansiële state vir die 2024/2025 finansiële jaar.

7.7 SWARTLAND TOERISME: OPRIGTING VAN FOTORAAM TE HOOFSTRAND, YZERFONTEIN (9/1/3/2)

'n Voorstel is vanaf Swartland Toerisme, in samewerking met Mac Eiendomme, ontvang vir die oprigting van 'n fotoraam (*New Tourism Frame Landmark and Photo Opportunity in Yzerfontein*) by Hoofstrand, Yzerfontein.

Die Yzerfontein Toerisme-kantoor het 'n publieke deelnameproses gevolg en, ten spyte van twee besware wat ontvang is, oorweldigende ondersteuning vanaf die gemeenskap en besigheidsektor ontvang vir die projek.

Die fotoraam is ontwerp om toerisme-sigbaarheid te bevorder en die betrokkenheid van besoekers aan te moedig.

BESLUIT

(op voorstel van rdl N Smit, gesekondeer deur rdh T van Essen)

- (a) Dat goedkeuring verleen word vir die oprigting van 'n fotoraam by Hoofstrand, Yzerfontein;
- (b) Dat kennis geneem word dat alle vereistes vir openbare deelname nagekom is en dat besware behoorlik oorweeg en aangespreek is;
- (c) Dat bevestig word dat die oprigting in die openbare belang is en positief bydra tot toerismebevordering, gemeenskapsidentiteit en ekonomiese ontwikkeling;
- (d) Dat die volgende voorwaardes opgelê word:
 - (i) Bouplanne moet aan die Munisipaliteit voorgelê word vir goedkeuring voordat oprigting plaasvind;
 - (ii) Oprigting moet geskied in ooreenstemming met die Direkoraat Siviele Ingenieursdienste om skade aan plaaslike infrastruktuur te voorkom;
 - (iii) Onderhoud van die raam moet deur Yzerfontein Toerisme ondemeem word volgens hul plan;
 - (iv) 'n Vrywaring moet op die raam aangebring word met betrekking tot openbare gebruik; en
 - (v) Derdepartye se reklame moet beperk word tot erkenning van die borg (Mac Properties), waarvan die grootte en ligging deur die Munisipaliteit goedgekeur moet word.

7.8 VERHURING VAN DIE TURING GELEë OP 'N GEDEELTE VAN ERF 7156, JAKARANDASTRAAT, MALMESBURY AAN DIE ILINGE LETHU BUURTWAG (12/1/3/1-8/1)

'n Aansoek is ontvang vanaf die *Ilinge Lethu Neighbourhood Watch* (akkreditering nr: DCS15/18/1103) om die toring op Erf 7156, Jakarandastraat, Malmesbury te huur vir die bedryf van 'n buurtwag.

7.6/...

RESOLUTION

(proposed by cllr N Smit, seconded by cllr A K Warnick)

That cognisance be taken of:

- (a) the content of the 2024/2025 Chairman's report in respect of the Swartland Tourism NPC;
- (b) the key performance areas as measured for the period 1 July 2024 to 30 June 2025; and
- (c) the content of the annual financial statements for the 2024/2025 financial year.

7.7 SWARTLAND TOURISM: INSTALLATION OF PHOTO FRAME AT MAIN BEACH, YZERFONTEIN (9/1/3/2)

A proposal was received from Swartland Tourism, in collaboration with Mac Properties, for the installation of a photo frame (*New Tourism Frame Landmark and Photo Opportunity in Yzerfontein*) at Main Beach, Yzerfontein.

The Yzerfontein Tourism Office followed a public participation process and, despite two objections that were received, overwhelming support from the community and business sector was received for the project.

The photo frame is designed to promote tourism visibility and to encourage visitor engagement.

RESOLUTION

(proposed by cllr N Smit, seconded by ald T van Essen)

- (a) That approval be granted for the installation of a photo frame at Main Beach, Yzerfontein;
- (b) That cognisance be taken that all public participation requirements have been met and that objections were duly considered and addressed;
- (c) That it be confirmed that the installation is in the public interest and contributes positively to tourism promotion, community identity, and economic development;
- (d) That the following conditions be imposed:
 - (i) Building plans to be submitted to the Municipality for approval before installation;
 - (ii) Installation to be done in consultation with the Civil Engineering Services Directorate to prevent damage to paving or infrastructure;
 - (iii) Maintenance of the frame to be undertaken by Yzerfontein Tourism as per their plan;
 - (iv) A disclaimer to be affixed to the frame regarding public use; and
 - (v) Third-party signage to be limited to acknowledgement of the sponsor (Mac Properties), the size and place of which to be approved by the Municipality.

7.8 LEASE OF THE TOWER SITUATED ON A PORTION OF ERF 7156, JAKARANDA STREET, MALMESBURY, TO THE ILINGE LETHU NEIGHBOURHOOD WATCH (12/1/3/1-8/1)

An application has been received from the Ilinge Lethu Neighbourhood Watch (accreditation no: DCS15/18/1103) to lease the tower on Erf 7156, Jakaranda Street, Malmesbury for operating a neighbourhood watch.

RESOLUTION

(proposed by cllr A K Warnick, seconded by ald T van Essen)

- (a) That in terms of Regulation 34 of the Municipal Asset Transfer Regulations (MATR), read with the Municipal Asset Transfer Policy (2014), approval be granted for the lease of the tower, situated on a portion of Erf 7156 Malmesbury, Jakaranda Street, Wesbank, approximately 230m² in extent to the Ilinge Lethu Neighbourhood Watch (accreditation no. dcs15/18/1103), subject to the standard conditions of lease and the following further conditions:

7.8/...

BESLUIT

(op voorstel van rdl A K Warnick, gesekondeer deur rdh T van Essen)

- (a) Dat in terme van Regulasie 34 van Munisipale Bate Oordrag Regulasie, saamgelees met die Munisipale Bate Oordrag Beleid (2014), goedkeuring verleen word vir die verhuring van die toring, geleë op 'n gedeelte van Erf 7156 Malmesbury, Jakarandastraat, Wesbank, ongeveer 230 m² groot aan die llinge Lethu Buurtweg (akkreditasie nr. dcs15/18/1103), onderworpe aan die standaard voorwaardes asook die volgende voorwaardes:
- (i) Dat die verhuring vir 'n tydperk van een jaar sal duur vanaf 01 Desember 2025 tot 30 November 2026;
 - (ii) Dat huurgeld ten bedrae van R120.00 per jaar, BTW uitgesluit verhaal word;
 - (iii) Dat diensteverbruik sowel as diensteaansluitings/deposito nie betaalbaar sal wees nie;
 - (iv) Dat geringe en interne instandhoudingswerk van die fasiliteit deur en op koste van die huurder onderneem word; en
 - (v) Dat die groter instandhoudings- en opgraderingswerk deur en op koste van die Munisipaliteit onderneem word.
- (b) Dat, ingevolge paragraaf 13.1.3 van die Bate Oordrag Beleid, dit geboekstaaf word dat die llinge Lethu Buurtweg 'n prioriteitsbehoefte in die gemeenskap sal bevredig, deur die voorsiening van 'n veilige omgewing te fasiliteer.

7.9 VERHURING VAN 'N GEDEELTE VAN MUNISIPALE GEBOU GELEë OP 'N GEDEELTE VAN ERF 13044 TE WESBANK SPORTGRONDE, MALMESBURY AAN DIE MALMESBURY WEIGHTLIFTING CLUB (17/9/2/2-8)

Sedert die ontstaan van die *Malmesbury Weightlifting Club* in 2011, word 'n gedeelte van die gebou (groot ±60 m²) aangrensend tot die paviljoen by die Wesbank Sportgronde in Alfastraat op 'n jaarlikse basis aan die klub verhuur.

BESLUIT

(op voorstel van rdl A K Warnick, gesekondeer deur rdd J M de Beer)

- (a) Dat in terme van Regulasie 34 van Munisipale Bate Oordrag Regulasie, saamgelees met die Munisipale Bate Oordrag Beleid (2014), goedkeuring verleen word vir die verhuring van 'n gedeelte van die munisipale gebou, geleë op 'n gedeelte van Erf 13044 Malmesbury by die Wesbank Sportgronde, Alfastraat aan die *Malmesbury Weightlifting Club*, onderworpe aan die standaard voorwaardes asook die volgende voorwaardes:
- (i) Dat die verhuring vir 'n tydperk van een jaar sal duur vanaf 01 Desember 2025 tot 31 Desember 2026;
 - (ii) Dat huurgeld ten bedrae van R120.00 per jaar, BTW uitgesluit, betaalbaar gaan wees;
 - (iii) Dat geen diensteverbruikheffings betaalbaar sal wees nie; en
 - (iv) Dat geringe en interne instandhoudingswerk van die fasiliteit deur en op koste van die huurder onderneem word;
 - (v) Dat die groter instandhoudings- en opgraderingswerk deur en op koste van die Munisipaliteit onderneem word.
- (b) Dat, ingevolge paragraaf 13.1.3 van die Bate Oordrag Beleid, dit geboekstaaf word dat die *Malmesbury Weightlifting Club* 'n prioriteitsbehoefte in die gemeenskap bevredig, deurdat dit lede akkommodeer wat gewigoptel beoefen asook diegene wat moontlik aan die sport wil deelneem.

7.10/...

7.8/...

- (i) That the lease will endure for a period of one year from 01 December 2025 to 30 November 2026;
 - (ii) That a lease amounting to R120.00 per annum, excluding VAT be levied;
 - (iii) That no service consumption charges, deposit or service installation charges be payable;
 - (iv) That the minor and internal maintenance works and upkeeping be undertaken by and at the cost of the lessee; and
 - (v) That the larger maintenance works/upgrading of the facility be undertaken by and at the cost of the municipality;
- (b) That in terms of paragraph 13.1.3 of the Asset Transfer Policy, it be recorded that the llinge Lethu Neighbourhood Watch will satisfy a priority need in the community by facilitating the provision of a safe environment for the community.

7.9 LEASE OF MUNICIPAL BUILDINGS SITUATED ON PORTIONS OF ERF 13044 WESBANK SPORTGROUNDS, MALMESBURY TO THE MALMESBURY WEIGHTLIFTING CLUB (17/9/2/2-8)

Since the origin of the Malmesbury Weightlifting Club in 2011, a portion of the building (size ±60 m²) adjacent to the pavilion at the Wesbank Sports Grounds in Alfa Street, has been leased to the club on an annual basis.

RESOLUTION

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

- (a) That in terms of Regulation 34 of the Municipal Asset Transfer Regulations (MATR), read with the Municipal Asset Transfer Policy (2014), approval be granted for the lease of a portion of the municipal building, situated on a portion of Erf 13044 Malmesbury at the Wesbank Sportsgrounds, Alfa Street to the Malmesbury Weightlifting Club, subject to the standard conditions of lease and the following further conditions:
- (i) That the lease will endure for a period of one year from 01 December 2025 to 31 December 2026;
 - (ii) That a lease amounting to R120.00 per annum, excluding VAT be payable;
 - (iii) That no service consumption charges are payable;
 - (iv) That the minor and internal maintenance works and upkeeping be undertaken by and at the cost of the lessee; and
 - (v) That the larger maintenance works/upgrading of the facility be undertaken by and at the cost of the municipality;
- (b) That in terms of paragraph 13.1.3 of the Asset Transfer Policy, it be recorded that the Malmesbury Weightlifting Club will satisfy a priority need in the community by accommodating members who are practicing weightlifting and those that may want to pursue this sport.

7.10 RENEWAL OF THE LEASE OF MUNICIPAL BUILDING SITUATED ON A PORTION OF ERF 13044 WESBANK SPORTS GROUNDS, MALMESBURY TO THE MALMESBURY PHYSICAL AND CULTURE CLUB (17/9/2/2-8)

The Malmesbury Physical and Culture Club have been using the gymnasium at the Wesbank Sports Grounds for the past 10 years for their activities which include, bodybuilding, weightlifting and fitness. The apparatus are the property of the club.

The building (size ±230 m²) at the Wesbank Sports Grounds is leased to the Malmesbury Physical and Culture Club on annual basis.

7.10 HERNUWING VAN VERHURING VAN 'N GEDEELTE VAN MUNISPALE GEBOU GELEë OP 'N GEDEELTE VAN ERF 13044 TE WESBANK SPORTGRONDE, MALMESBURY AAN DIE MALMESBURY PHYSICAL & CULTURE CLUB (17/9/2/2-8)

Die *Malmesbury Physical & Culture Club* gebruik die gimnasium by die Wesbank Sportgronde vir die afgelope 10 jaar vir hul aktiwiteite wat insluit, liggaamsbou, gewigoptel en fiksheid. Die appaarte is die eiendom van die klub.

Die gebou (groot ±230 m²) by die Wesbank Sportgronde word op 'n jaarlikse basis aan die *Malmesbury Physical & Culture Club* verhuur.

BESLUIT

(op voorstel van rdl A K Warnick, gesekondeer deur rdd J M de Beer)

- (a) Dat in terme van Regulasie 34 van Munisipale Bate Oordrag Regulasie, saamgelees met die Munisipale Bate Oordrag Beleid (2014), goedkeuring verleen word vir die verhuring van 'n gedeelte van die munisipale gebou, geleë op 'n gedeelte van Erf 13044 Malmesbury by die Wesbank Sportgronde, Alfastraat, ongeveer 230 m² groot aan die *Malmesbury Physical & Culture Club*, onderworpe aan die standaard voorwaardes asook die volgende voorwaardes:
 - (i) Dat die verhuring vir 'n tydperk van drie jaar sal duur vanaf 01 Januarie 2026 tot 31 Desember 2028;
 - (ii) Dat huurgeld ten bedrae van R120.00 per jaar, BTW uitgesluit ten opsigte van jaar 1 verhaal word, onderhewig aan eskalasië bereken op die Verbruikersprysindeks (VPI) vanaf jaar 2;
 - (iii) Dat geen diensteverbruikheffings betaalbaar sal wees nie;
 - (iv) Dat geringe en interne instandhoudingswerk van die fasiliteit deur en op koste van die huurder onderneem word; en
 - (v) Dat die groter instandhoudings- en opgraderingswerk deur en op koste van die Munisipaliteit onderneem word.
- (b) Dat, ingevolge paragraaf 13.1.3 van die Bate Oordrag Beleid, dit geboekstaaf word dat die *Malmesbury Physical & Culture Club* 'n prioriteitsbehoefte in die gemeenskap bevredig, deurdat dit lede akkommodeer wat gewigoptel beoefen asook diegene wat moontlik aan die sport wil deelneem.

7.11 VOORGESTELDE HERNUWING VAN HUUR VAN DIE RESTANT VAN ERF 1383, MOORREESBURG GELEë IN EERSTELAAN AAN DOLFYNTJIE BEWAARSKOOL VIR VROEë KINDERONTWIKKELINGDOELEINDES (17/9/2/R)

Die Dolfyntjie Bewaarskool word as 'n vroeë kinderontwikkelingsentrum bedryf en huur vir die afgelope 18 jaar die geboue op Gedeelte Erf 1383, Moorreesburg. Die geboue is omskep in klaskamers, administratiewe kantore, speelkamers, toiletfasiliteite en stoorkamers. Die Dolfyntjie Bewaarskool akkommodeer 157 kinders tot en met die ouderdom van 6 jaar.

Die verslag het ten doel om aan te beveel dat die huurtermyn met 'n verdere drie (3) jaar hernu word.

BESLUIT

(op voorstel van rdh T van Essen, gesekondeer deur rdl N Smit)

- (a) Dat, in terme van Regulasie 34 van Munisipale Bate Oordrag Regulasie, saamgelees met die Munisipale Bate Oordrag Beleid (2014), goedkeuring verleen word vir die hernuwing van die verhuring van 'n gedeelte van Restant van Erf 1383 Hooikraal, Moorreesburg, geleë te Eerstelaan, ongeveer 5077.89 m² groot, aan Dolfyntjies Bewaarskool, onderworpe aan die standaard huurvoorwaardes asook die volgende verdere voorwaardes:
 - (i) Dat die huurtermyn vir 'n tydperk van drie jaar vanaf 01 Januarie 2026 tot 31 Desember 2029 sal duur;

7.10/...

RESOLUTION

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

- (a) That in terms of Regulation 34 of the Municipal Asset Transfer Regulations (MATR), read with the Municipal Asset Transfer Policy (2014), approval be granted for the lease of a portion of the municipal building, situated on a portion of Erf 13044 Malmesbury at the Wesbank Sportsgrounds, Alfa Street, approximately 230m2 in extent to the Malmesbury Physical & Culture Club, subject to the standard conditions of lease and the following further conditions:
 - (i) That the lease will endure for a period of three years from 01 January 2026 to 31 December 2028;
 - (ii) That a lease amounting to R120.00 per annum, excluding VAT be levied in respect of year 1, subject to escalation based on the Consumer Price Index (CPI) from year 2;
 - (iii) That no service consumption charges are payable;
 - (iv) That the minor and internal maintenance works and upkeeping be undertaken by and at the cost of the lessee; and
 - (v) That the larger maintenance works/upgrading of the facility be undertaken by and at the cost of the municipality;
- (b) That in terms of paragraph 13.1.3 of the Asset Transfer Policy, it be recorded that the Malmesbury Physical & Culture Club will satisfy a priority need in the community by accommodating members who are practicing weightlifting and those that may want to pursue this sport.

7.11 PROPOSED RENEWAL OF LEASE OF A PORTION OF REMAINDER ERF 1383, MOORREESBURG SITUATED IN EERSTELAAN, TO THE DOLFYNTJIE BEWAARSKOOL FOR EARLY CHILDHOOD DEVELOPMENT PROJECTS (17/9/2/R)

The *Dolfyntjie Bewaarskool* is being operated as an early childhood development centre and they have been leasing the buildings on portion of Erf 1383, Moorreesburg for the past 18 years. The buildings were converted into classrooms, administrative offices, playrooms, toilet facilities and storerooms. The *Dolfyntjie Bewaarskool* accommodates 157 children up to the age of 6 years.

The report aims to recommend that the lease term be renewed for a further three (3) years.

RESOLUTION

(proposed by ald T van Essen, seconded by cllr N Smit)

- (a) That, in terms of Regulation 34 of the Municipal Asset Transfer Regulations (MATR), read with the Municipal Asset Transfer Policy (2014), approval be granted for the renewal of lease of Remainder Erf 1383, Hooikraal, Moorreesburg, situated Eerstelaan, measuring approximately 5077.89m2 in extent, to Dolfyntjies Bewaarskool, subject to the standard conditions of lease and the following further conditions:
 - (i) That the lease period will endure for a period of three years, from 01 January 2026 to 31 December 2029;
 - (ii) That a lease amounting to R120.00 per annum, excluding VAT be levied in respect of year 1, subject to escalation based on the Consumer Price Index (CPI) from year 2;
 - (iii) That service consumption charges will be payable by the lessee;
 - (iv) That the property be used only for early childhood development purposes and for no other purpose;

7.11(a)/...

- (ii) Dat huurgeld ten bedrae van R120.00 per jaar, BTW uitgesluit ten opsigte van jaar 1 verhaal word, onderhewig aan eskalasië bereken op die Verbruikersprysindeks (VPI) vanaf jaar 2;
- (iii) Dat die huurder verantwoordelik sal wees vir betaling van diensverbruik;
- (iv) Dat die eiendom slegs aangewend word as 'n vroeë kinderontwikkingsentrum en vir geen ander doel nie; en
- (v) Dat daar aan alle administratiewe, tegniese en regsvereistes voldoen word;
- (b) Dat, ingevolge paragrawe 13.1.1 van die Bate Oordrag Beleid, kennis geneem word dat die verhuur by wyse van direkte onderhandelinge geskied, gegewe die huurder vanaf 2007 'n historiese eiendomsreg deur die Munisipaliteit verleen was vir aanwending daarvan as 'n vroeë kinderontwikkingsentrum, en het die huurder sedertdien alle verantwoordelikhede en verpligtinge in terme van die ooreenkoms nagekom.

7.12 VOORGESTELDE HERNUWING VAN HUUR VAN 'N GEDEELTE VAN ERF 163, VOORTREKKERWEG RIEBEEK-WES AAN DIE SUID- AFRIKAANSE POSKANTOOR BEPERK VIR DIE BEDRYF VAN PRIVAAT POSBUSSE (12/2/4-12/1)

'n Kantoor (groot ±130 m²) by die munisipale kantore op Erf 163, Riebeeek-Wes word aan die Suid-Afrikaanse Poskantoor Beperk verhuur.

Daar is voorafvervaardigde privaat posbusse opgerig en word dit op 'n agentskap basis vir die Suid-Afrikaanse Poskantoor Beperk deur me Kriegler bestuur.

'n Aansoek is ontvang vanaf die huurder om die bestaande huurooreenkoms met 'n verdere termyn van drie jaar te verleng.

BESLUIT

(op voorstel van rdl N Smit, gesekondeer deur rdl A K Warnick)

- (a) Dat, in terme van Regulasie 34 van Munisipale Bate Oordrag Regulasie, saamgelees met die Munisipale Bate Oordrag Beleid (2014), goedkeuring verleen word vir die hernuwing van die verhuur van 'n gedeelte van Erf 163, Riebeeek-Wes, op die hoek van Van Riebeeekstraat en Voortrekkerweg, aan Suid-Afrikaanse Poskantoor Beperk, onderworpe aan die standaard huurvoorwaardes asook die volgende verdere voorwaardes:
 - (i) Dat die huurtermyn vir 'n tydperk van drie jaar vanaf 01 Januarie 2026 tot 31 Desember 2028 sal duur;
 - (ii) Dat huurgeld ten bedrae van R524.05 (6% eskalasië en BTW uitgesluit) betaalbaar sal wees;
 - (iii) Dat geen diensverbruik betaalbaar sal wees deur die huurder nie;
 - (iv) Dat die eiendom slegs aangewend word vir die bedryf van privaat posbusse en vir geen ander doel nie; en
 - (v) Dat daar aan alle administratiewe, tegniese en regsvereistes voldoen word;
- (b) Dat, ingevolge paragrawe 13.1.1 en 13.1.3 van die Bate Oordrag Beleid, die eiendom by wyse van direkte onderhandelinge verhuur word, aangesien die eiendom vantevore verhuur was aan die huurder, met die inagneming dat die huurder 'n belangrike diens aan die gemeenskap van Riebeeek-Wes lewer ten opsigte van die voorsiening van privaat posbusse.

7.13/...

7.11(a)/...

- (v) That all administrative, technical and legal requirements be adhered to;
- (b) That, in terms of paragraphs 13.1.1 of the Municipal Asset Transfer Policy, it be noted that the lease is by way of direct negotiations, given that the tenant was granted a historic property right by the Municipality since 2007 for the use thereof as an early childhood development centre, and the tenant has since fulfilled all responsibilities and obligations in terms of the agreement.

7.12 PROPOSED RENEWAL OF LEASE OF A PORTION OF ERF 163, VOORTREKKER ROAD, RIEBEEK WEST, TO THE SOUTH AFRICAN POST OFFICE LTD FOR THE OPERATION OF PRIVATE MAILBOXES (12/2/4-12/1)

An office (size ±130 m²) at the municipal offices on Erf 163, Riebeeek West is leased to the South African Post Office Limited.

Prefabricated private mailboxes have been installed and are managed by Ms Kriegler on an agency basis for the South African Post Office Limited.

An application was received from the tenant to extend the existing lease agreement for a further term of three years.

RESOLUTION

(proposed by cllr N Smit, seconded by cllr A K Warnick)

- (a) That, in terms of Regulation 34 of the Municipal Asset Transfer Regulations (MATR), read together with the Municipal Asset Transfer Policy (2014), approval be granted for the proposed renewal of lease of a portion of Erf 163, Riebeeek West, situated on the corner of Van Riebeeek Street and Voortrekker Road, to South African Post Office Limited, subject to the standard conditions of lease and the following further conditions:
 - (i) That the lease period will endure for a period of three years, from 01 January 2026 to 31 December 2028;
 - (ii) That a lease amounting to R524.05 (6% escalation per annum and VAT excluded) be payable;
 - (iii) That no payment for service consumption be payable by the lessee;
 - (iv) That the property be used only for operation of private mailboxes and for no other purpose;
 - (v) That all administrative, technical and legal requirements be adhered to;
- (b) That, in terms of paragraphs 13.1.1 and 13.1.3 of the Asset Transfer Policy, the property be leased by way of direct negotiations, as the property was previously leased to the lessee, noting that the lessee renders a much needed service to the community of Riebeeek West in respect of the provision of private mailboxes.

7.13 RENEWAL OF LEASE OF ERF 478, DARLING FROM J F & K J KIRSTEN TRUST FOR PURPOSES OF OPERATING A FIRE SERVICE STATION (12/1/2-3)

Since 2023, the Municipality has leased the property (size 539.4 m²) situated on Erf 478, Darling from JF & KJ Kirsten Trust for the purposes of operating a Fire Service Station.

The temporary consent use on Erf 478, Darling for the operation of a Fire Station expires on 15 May 2028 and the owner has indicated that the necessary land use process will be completed before the expiry of the consent use.

Resolution/...

7.13 HERNUWING VAN HUUR VAN ERF 478 DARLING VANAF J F & K J KIRSTEN TRUST VIR DOELEINDES OM 'N BRANDWEERSTASIE TE BEDRYF (12/12-3)

Die Munisipaliteit huur sedert 2023 die eiendom (groot 539,4 m²) geleë op Erf 478, Darling vanaf JF & KJ Kirsten Trust vir die doeleindes van die bedryf van 'n Brandweerstasie.

Die tydelike vergunningsgebruik op Erf 478, Darling vir die bedryf van 'n Brandweerstasie verval op 15 Mei 2028 en het die eienaar aangedui dat die nodige grondgebruikproses deurloop sal word voor die verval van die vergunningsgebruik.

BESLUIT

(op voorstel van rdl A K Warnick, gesekondeer deur rdl N Smit)

- (a) Dat goedkeuring verleen word om die opsie vir hernuwing uit te oefen met betrekking tot die huurooreenkoms met JF & KJ Kirsten Trust vir die gebruik van Erf 471 Darling vir akkommodasie om 'n brandweerstasie te bedryf vir 'n verdere tydperk van drie jaar vanaf 01 Julie 2026 tot 30 Junie 2029, met 'n opsie om die huurooreenkoms te hernu;
- (b) Dat 'n maandelikse huurbedrag soos hieronder uiteengesit betaalbaar sal wees aan JF & KJ Kirsten Trust en vereffen word vanuit posnommer 9/232-954-2932 (Huur van Kantore: Brandweerdienste:
 - (i) 01 Julie 2026 tot 30 Junie 2027 'n huurbedrag van R9378.00 per maand plus 1%, plus inflasiekoers soos teen 30 Junie 2026 bepaal;
 - (ii) 01 Julie 2027 tot 30 Junie 2028 'n huurbedrag van die vorige jaar per maand plus 1%, plus inflasiekoers soos teen 30 Junie 2027 bepaal;
 - (iii) 01 Julie 2028 tot 30 Junie 2029 'n huurbedrag van die vorige jaar per maand plus 1%, plus inflasiekoers soos teen 30 Junie 2028 bepaal;
- (c) Dat betaling vir water en elektrisiteit gebruik betaalbaar sal wees deur die Munisipaliteit;
- (d) Dat die nodige grondgebruiksregte goedkeuring deur en op koste van JF & KJ Kirsten verkry word alvorens die tydelike grondgebruik op 15 Mei 2028 verval; en
- (e) Dat die bestaande huurvoorwaardes onveranderd bly.

7.14 UITSTAANDE DEBITEURE: OKTOBER 2025 (5/7/1/1)

'n Volledige verslag van die stand van uitstaande debiteure is met die sakelyst gesirkuleer.

Op navraag van rdh T van Essen om te oorweeg om meer skuld af te skryf, noem die Direkteur: Finansiële Dienste dat daarteen gewaak moet word om 'n kultuur te skep dat die Raad gereedlik skuld afskryf.

Die Direkteur: Finansiële Dienste noem dat in teenstelling moet 'n kultuur van betaling geskep word deur, as voorbeeld, die Munisipaliteit vir elke R0,50 wat die kliënt betaal ook 'n R0,50 op die munisipale rekening betaal.

BESLUIT

(op voorstel van rdl N Smit, gesekondeer deur rdl A K Warnick)

Dat kennis geneem word van die verslag aangaande die stand van Swartland Munisipaliteit se uitstaande debiteure vir September 2025.

7.15 VORDERING MET UITSTAANDE VERSEKERINGSEISE (5/14/3/5)

Ingevolge die Batebestuursbeleid moet maandeliks verslag gedoen word insake die uitstaande versekeringsseise.

Op navraag van rdh T van Essen aangaande die identifisering van gesteelde bates, bevestig die Munisipale Bestuurder dat ander Munisipaliteite geraadpleeg word oor metodes om bates te beskerm.

7.13/...

RESOLUTION

(proposed by cllr A K Warnick, seconded by cllr N Smit)

- (a) That approval be granted to exercise the option to renew the rental agreement with the JF & KJ Kirsten Trust for the use of Erf 478 Darling, situated in Tulbach Street, measuring approximately 639.4m² in extent for accommodation to operate a fire service station from, for a further period of three years as from 01 July 2026 to 30 June 2029, with an option to renew the rental;
- (b) That a monthly rental as stipulated below be payable to JF & KJ Kirsten Trust from vote number 9/232-954-2932 (Rent Offices: Fire Services):
 - (i) 01 July 2026 to 30 June 2027 a rental of R9378.00 per month plus 1%, plus inflation rate as at 30 June 2026;
 - (ii) 01 July 2027 to 30 June 2028 an amount of the previous year's monthly rental plus 1%, plus inflation rate as at 30 June 2027;
 - (iii) 01 July 2028 to 30 June 2029 an amount of the previous year's monthly rental plus 1%, plus inflation rate as at 30 June 2028;
- (c) That payment for water and electricity consumption be payable by the Municipality;
- (d) That JF & KJ Kirsten Trust attend to the required land use rights approvals prior to the temporary departure approval lapsing on 15 May 2028;
- (e) That the existing conditions of lease remain unchanged.

7.14 OUTSTANDING DEBTORS: OCTOBER 2025 (5/7/1/1)

A full report of the state of outstanding debtors was circulated with the Agenda.

Upon enquiry from ald T van Essen whether consideration should be given to writing off more debt, the Director: Financial Services mentioned that care must be taken so as not to create a culture of writing off debt by Council.

The Director: Financial Services mentions that in contrast, a culture of payment must be created, for example, that the Municipality also pays R0,50 on the municipal account for every R0,50 that the client pays.

RESOLUTION

(proposed by cllr N Smit, seconded by cllr A K Warnick)

That cognizance be taken of the report with reference to the state of the outstanding debtors of Swartland Municipality for October 2025.

7.15 PROGRESS ON OUTSTANDING INSURANCE CLAIMS (5/14/3/5)

In terms of the Asset Management Policy, a monthly report must be given regarding outstanding insurance claims.

Upon enquiry from ald T van Essen regarding the identification of stolen assets, the Municipal Manager confirmed that other Municipalities are being consulted on methods to protect assets.

RESOLUTION

That cognizance be taken of the state of outstanding insurance claims up to and including 31 October 2025 as circulated with the agenda.

7.16 SELLING OF OBSOLETE ASSETS BY PUBLIC AUCTION (5/14/3/5)

The Asset Management Policy regulates the disposal of assets by ensuring that it is fair, equitable, transparent, competitive and cost-effective and that the Supply Chain Management Policy of the Municipality is complied with.

7.15/...

BESLUIT

Dat kennis geneem word van die stand van uitstaande versekeringseise tot en met 30 September 2025 soos met die sakelys gesirkuleer.

7.16 VERKOOP VAN UITGEDIENDE BATES PER OPENBARE VEILING (5/14/3/5)

Die Batebestuursbeleid reguleer die beskikking van bates deur te verseker dat dit regverdig, billik, deursigtig, mededingend en koste-effektief geskied en dat daar voldoen word aan die Voorsieningskanaalbestuursbeleid van die Munisipaliteit.

Die kriteria vir wegdoening van bates behels die volgende:

- Die bruikbare leeftyd van die bate het verstryk;
- Die bate is verouderd;
- Dit is onekonomies om die bate te herstel of dit is onherstelbaar.

Die lysie van uitgediende bates van die onderskeie direktorate is met die sakelys gesirkuleer.

BESLUIT

(op voorstel van rdh T van Essen, gesekondeer deur rdl N Smit)

Dat goedkeuring verleen word vir die verkoop van die bates op die aangehegte lysie tydens die openbare veiling en dat bates dienoreenkomstig vanaf die Bateregister verwyder word.

7.17 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTELWERK AAN VW AMAROK, CK 49107 (8/1/B/2)

Die VW Amarok, CK 49107, word deur die K9-eenheid in die Verkeers- en Wetstoepassingsdepartement gebruik vir roetine patrollies, die regulering van verordeninge en verkeers- en misdaadoperasies binne die Swartland munisipale gebied.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygings-prosedures ingevolge paragraaf 36 van die Voorsieningskanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir herstelwerk van die VW Amarok LDV, CK 49017 deur Rola VW Malmesbury ten bedrae van R204 741,70 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(g) van die Voorsieningskanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien Rola VW Malmesbury die gemagtigde agent van VW-voertuie is;
- (d) Dat die uitgawe ten bedrae van R204 741,70 (BTW uitgesluit) teen posnommer 9/4-14-5 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningskanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.18 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: DIENS VAN QUESTER CWE UD 370FC VRAGMOTOR, CK 44202 (8/1/B/2)

Die Quester CWE UD 370FC Vragmotor, CK 44202 word gebruik vir die uitsui van riooltenke binne die Swartland munisipale gebied.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygings-prosedures ingevolge paragraaf 36 van die Voorsieningskanaalbestuursbeleid;

7.16/...

The criteria for asset disposal involve the following:

- The useful life of the asset has expired;
- The asset is obsolete;
- It is uneconomical to restore the asset or it is irreparable;

The lists of obsolete assets of the respective directorates were circulated with the Agenda.

RESOLUTION

(proposed by ald T van Essen, seconded by cllr N Smit)

That approval be granted for the sale of the assets on the attached lists during the public auction and that assets be removed from the Asset Register accordingly.

7.17 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR WORK TO VW AMAROK, CK 49107 (8/1/B/2)

The VW Amarok, CK 49107, is used by the K9 unit of the Traffic and Law Enforcement Department for routine patrols, the regulation of by-laws and traffic and crime operations within the Swartland municipal area.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken that the Municipal Manager approved the repairs of the VW Amarok LDV, CK 49017 for the amount of R 204 741.70 excluding VAT by Rola VW Malmesbury;
- (c) That cognisance be taken that in terms of paragraph 2(6) (d) of the SCM Policy a formal tender process was not followed, since Rola VW Malmesbury is the authorized agent of VW vehicles;
- (d) That the expenditure will be allocated to mSCOA Code: 9/4-14-5 and that there is sufficient funding available for the quoted amount of R204 741,70 excluding VAT;
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.18 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: SERVICE OF QUESTER CWE UD 370FC TRUCK, CK 44202 (8/1/B/2)

The Quester CWE UD 370FC Truck, CK 44202 is used for the extraction of sewage tanks within the Swartland municipal area.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken that the Municipal Manager has approved the service of Quester UD CWE 370FC Truck CK 44202 for the amount of R 50,652.76 excluding VAT by UD Trucks Malmesbury;
- (c) That cognisance be taken that in terms of paragraph 2(6) (D) of the SCM Policy a formal tender process was not followed as UD Trucks Malmesbury is the support agent to the UD Trucks;
- (d) That the expenditure will be allocated to mSCOA Code: 9/4-67-2 and that there is sufficient funding available for the quoted amount of R 50,652.76 excluding VAT;

7.18/...

- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die diens van Quester CWE UD Vragmotor, CK 44202 deur UD Trucks Malmesbury ten bedrae van R50 652,75 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(g) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien UD Trucks Malmesbury die gemagtigde agent van UD Trokke is;
- (d) Dat die uitgawe ten bedrae van R50 652,75 (BTW uitgesluit) teen posnommer 9/4-67-2 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.19 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: DIENS VAN QUESTER CWE UD 370FC VRAGMOTOR, CK 56674 (8/1/B/2)

Die Quester CWE UD 370FC Vragmotor, CK 56674 word gebruik vir die uitsuij van riooltenke binne die Swartland munisipale gebied.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygings-prosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die diens van Quester CWE 370FC Vragmotor, CK 56674 deur UD Trucks Malmesbury ten bedrae van R47 537,78 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(g) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien UD Trucks Malmesbury die gemagtigde agent van UD Trokke is;
- (d) Dat die uitgawe ten bedrae van R47 537,78 (BTW uitgesluit) teen posnommer 9/4-71-2 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.20 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTELWERK AAN CATERPILLAR PADSKRAPER, CK 42953 (8/1/B/2)

Die Caterpillar Padsgraper, CK 42953, word gebruik in die Strate- en Stormwater-afdeling in Moorsburg.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygings-prosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die herstel van die hidrouliese silinder en vervang van die *rocker box*-seel van die Caterpillar Laaigraaf, CK 42953 deur Barloworld Equipment ten bedrae van R85 889,51 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(g) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien Barloworld Equipment die gemagtigde agent van Caterpillar-masjiene is;

- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.19 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: SERVICE OF QUESTER CWE UD 370FC TRUCK, CK 56674 (8/1/B/2)

The Quester CWE UD 370FC Truck, CK 56674 is used for the extraction of sewage tanks within the Swartland municipal area.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken that the Municipal Manager has approved the service of Quester UD CWE 370FC Truck, CK 56674 for the amount of R 47,537.78 excluding VAT by UD Trucks Malmesbury;
- (c) That cognisance be taken that in terms of paragraph 2(6) (D) of the SCM Policy a formal tender process was not followed as UD Trucks Malmesbury is the support agent to the UD Trucks;
- (d) That the expenditure will be allocated to mSCOA Code: 9/4-71-2 and that there is sufficient funding available for the quoted amount of R 47,537.78 excluding VAT;
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.20 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF CATERPILLAR GRADER, CK 42953 (8/1/B/2)

The Caterpillar Road Scraper, CK 42953, is used by the Streets and Stormwater Department in Moorsburg.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken that the Municipal Manager has approved the repairs to the hydraulic cylinder and replacement of the rocker box cover seal to CK 42953 for R85 889.51 excluding VAT by Barloworld Equipment;
- (c) That cognisance be taken that in terms of paragraph 2(6) (d) of the SCM Policy a formal tender process was not followed, as Barloworld Equipment is the OEM service and support agent for Caterpillar machines;
- (d) That the expenditure will be allocated to mSCOA Code: 9/7-10-5 and that there is sufficient funding available for the quoted amount of R85 889.51 excluding VAT;
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.21 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF SUBMERCIBLE PUMP NO 1 AT THE DARLING WWTW (8/1/B/2)

The sewage pump station in Darling collects and transports raw sewage from the residential areas in Darling to the Darling WWTW. The pump station is equipped with two pump sets. One of the pumps was faulty and was removed for repairs.

7.20/...

- (d) Dat die uitgawe ten bedrae van R85 889,51 (BTW uitgesluit) teen posnommer 9/7-10-5 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.21 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTEL VAN DOMELOPOMP NO 1 BY DIE DARLING WWTW (8/1/B/2)

Die rioolpompstasie in Darling versamel en vervoer rou riool vanaf die residensiële gebiede in Darling na die Darling WWTW. Die pompstasie is toegerus met twee pompstelle. Een van die pompe was foutief en is verwyder vir herstelwerk.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygingsprosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die herstelwerk aan die dompelpomp by die Darling pompstasie deur CAW ten bedrae van R45 900,00 (BTW uitgesluit);
- (c) Dat die redes vir die afwyking van die voorgeskrewe verkrygingsproses soos volg aangeteken word:
 - (i) Die dompelpomp moes uit die pompstasie verwyder en na die diensverskaffer se werkwinkel geneem word, waar dit oorgemaak moes word om die nodige herstelwerk te bepaal en 'n kwotasie voor te berei;
 - (ii) Om meer kwotasies te verkry sou onprakties wees, aangesien dit sou vereis dat die pomp weer saamgestel en daarna weer oorgemaak moet word by die werkwinkels van alternatiewe diensverskaffers;
- (d) Dat die uitgawe ten bedrae van R45 900,00 (BTW uitgesluit) teen posnommer 9/240-849-381 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.22 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTEL VAN DOMELOPOMP NO 2 BY DIE KALBASKRAAL POMPSTASIE A (8/1/B/2)

Die rioolpompstasie in Kalbaskraal versamel en vervoer rou riool vanaf die residensiële area na die Kalbaskraal verdampingsdamme. Die pompstasie is toegerus met twee pompstelle. Een van die pompe het meganiese probleme gegee wat gelei het tot die gereelde oorloop van rou riool by die pompstasie.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygingsprosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die herstelwerk aan die dompelpomp by die Kalbaskraal Pompstasie 1 deur CAW ten bedrae van R41 090,00 (BTW uitgesluit);
- (c) Dat die redes vir die afwyking van die voorgeskrewe verkrygingsproses soos volg aangeteken word:
 - (i) Die dompelpomp sou vir 'n geruime tyd buite werking gelaat word indien die normale verkrygingsproses gevolg is;
 - (ii) Voormelde sou aanleiding gee tot 'n oorvloed van riool by die pompstasie en 'n onderbreking in die lewering van die riooldiens;

7.21/...

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken of the action of the Municipal Manager to approve the repair of the pump at the Darling Pump station by CAW for the amount of R45 900.00 (excluding VAT);
- (c) That the reason for the deviation from the prescribed procurement process be recorded as follows:
 - (i) The submersible pump had to be removed from the pump station to the workshop of the service provider and stripped in order to assess the required repairs and to prepare a quotation;
 - (ii) Obtaining more quotes would be impractical as it would require the pump to be reassembled and stripped again at the workshops of alternative service providers;
- (d) That the expenditure was allocated to mSCOA Code: 9/240-849-381 and that there is sufficient funding available for the quoted amount of R45 900.00 (excluding VAT);
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.22 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF THE SUBMERSIBLE PUMP NO 2 AT THE KALBASKRAAL PUMP STATION 1 (8/1/B/2)

The sewage pump station in Kalbaskraal collects and transports raw sewage from the residential area to the Kalbaskraal evaporation dams. The pump station is equipped with two pump sets. One of the pumps gave mechanical problems which led to frequent overflow of raw sewage at the pump station.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken of the action of the Municipal Manager to approve the repair of the pump at the Kalbaskraal Pumpstation 1 by CAW for the amount of R41,090.00 (excluding VAT);
- (c) That the reason for the deviation from the prescribed procurement process be recorded as follows:
 - (i) The submersible pump would have been left out of service for an extended period of time while following due process;
 - (ii) This would have resulted in the flooding of the sewerage pump station and an interruption in the sewerage service;
 - (iii) The repair work to the pump had therefore to be handled as an emergency;
- (d) That the expenditure was allocated to mSCOA Code: 9/240-849-381 and that there is sufficient funding available for the quoted amount of R 41,090.00 (excluding VAT);
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.23 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF SUBMERSIBLE PUMP NO 1 AT BLIKKIESDORP (8/1/B/2)

The sewage pump/...

7.22(c)...

- (iii) Die herstel van die pomp is dus as 'n noodgeval hanteer;
- (d) Dat die uitgawe ten bedrae van R41 090,00 (BTW uitgesluit) teen posnommer 9/240-849-381 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.23 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTEL VAN DOMBELPOMP NO 1 BY NEW REST VALLEY (8/1/B/2)

Die rioolpompsitasie in New Rest Valley versamel en vervoer rou riool vanaf die residensiële area na die Riebeek Kasteel WWTW. Die pompstasie is toegerus met twee pompstelle. Een van die pompe het meganiese probleme gegee wat gelei het tot die gereelde oorloop van rou riool by die pompstasie.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygingsprosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die herstelwerk aan die pompstasie by die New Rest Valley Pompstasie 1 deur CAW ten bedrae van R32 355,00 (BTW uitgesluit);
- (c) Dat die redes vir die afwyking van die voorgeskrewe verkrygingsproses soos volg aangeteken word:
 - (i) Die pompstasie sou vir 'n geruime tyd buite werking gelaat word indien die normale verkrygingsproses gevolg is;
 - (ii) Voormelde sou aanleiding gee tot 'n oorspoel van riool by die pompstasie en 'n onderbreking in die lewering van die riooldiens;
 - (iii) Die herstel van die pompstasie is dus as 'n noodgeval hanteer;
- (d) Dat die uitgawe ten bedrae van R32 355,00 (BTW uitgesluit) teen posnommer 9/240-849-381 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.24 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTEL VAN FRONT BUCKET, VOLVO WHEEL LOADER, CK 35796 (8/1/B/2)

Die *Front Bucket, Volvo Wheel Loader*, CK 35796 word in die Afdeling: Strate- en Stormwater op Darling gebruik vir operasionele- en onderhoudswerke.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygingsprosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die herstelwerk aan die *Front Bucket, Volvo Wheel Loader*, CK 35796 deur Babcock ten bedrae van R93 797,47 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(g) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien Babcock die onderteeningsagent van die Volvo Wheel Loader is;
- (d) Dat die uitgawe ten bedrae van R93 797,47 (BTW uitgesluit) teen posnommer 9/7-12-5 verreken word en dat daar voldoende fondse beskikbaar is;

7.23/...

The sewage pump station in Blikkiesdorp collects and transports raw sewage from the residential area to the Riebeek Kasteel WWTW. The pump station is equipped with two pump sets. One of the pumps gave mechanical problems which led to the frequent overflow of raw sewage at the pump station.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken of the action of the Municipal Manager to approve the repair of the pump at the Blikkiesdorp Pumpstation Pump no 1 by CAW for the amount of R 32,355.00 (excluding VAT);
- (c) That the reason for the deviation from the prescribed procurement process be recorded as follows:
 - (i) The submersible pump would have been left out of service for an extended period of time while following due process;
 - (ii) This would have resulted in the flooding of the sewerage pump station and an interruption in the sewerage service;
 - (iii) The repair work to the pump had therefore to be handled as an emergency;
- (d) That the expenditure was allocated to mSCOA Code: 9/240-849-381 and that there is sufficient funding available for the quoted amount of R 32,335.00 (excluding VAT);
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.24 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF FRONT BUCKET, VOLVO WHEEL LOADER, CK 35796 (8/1/B/2)

The Front Bucket, Volvo Wheel Loader, CK 35796 is used in the Department: Streets and Stormwater in Darling for operational and maintenance work.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken that the Municipal Manager has approved the repairs to CK 35769 for the amount of R 93 797.47 excluding (excluding VAT) by Babcock Equipment;
- (c) That cognisance be taken that in terms of paragraph 2(6) (D) of the SCM Policy a formal tender process was not followed as Babcock is the support agent to the Volvo Wheel loader;
- (d) That the expenditure will be allocated to mSCOA Code: 9/7-12-5 and that there is sufficient funding available for the quoted amount of R 93 797.47 excluding VAT;
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.25 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR TO FRONT-END LOADER, CK 49106 (8/1/B/2)

The Municipality uses a front-end loader, CK 49106 for the removal of illegal dumping in the Swartland municipal area.

Resolution/...

- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.25 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTELWERK AAN FRONT-END-LOADER, CK 49106 (8/1/B/2)

Die Munisipaliteit gebruik 'n voorlaaigraaf, CK 49106, vir die verwydering van onwettige storting in die Swartland munisipale gebied.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygings-prosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die herstel van die differensiaal, dryfas en remstelsel van die Front-end-Loader, CK 49106 deur Babcock ten bedrae van R231 312,41 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(g) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien Babcock die ondersteuningsagent van Volvo-masjiene in die Weskaap is;
- (d) Dat die uitgawe ten bedrae van R231 312,41 (BTW uitgesluit) teen posnommer 9/7-18-5 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.26 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTELWERK AAN KOMPakteer VRAGMOTOR, CK 34173 (8/1/B/2)

Die kompakteervragsmotor, CK 34173, word gebruik vir vullisverwydering in Malmesbury, Riebeek Kasteel en Riebeek-Wes.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygings-prosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die herstel van die *packer panel system* van die Kompakteervragsmotor, CK 34173 deur Transtech ten bedrae van R78 852,35 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(g) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien Transtech die gemagtigde agent van Heil 5000 vullis kompakteerders in die Weskaap is;
- (d) Dat die uitgawe ten bedrae van R78 852,35 (BTW uitgesluit) teen posnommer 9/4-68-5 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.27 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTEL VAN FALCON F50 SLASHER (8/1/B/2)

Die Falcon F50 Bossiekapper word gebruik in die parke-afdeling in Malmesbury.

7.25/...

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken that the Municipal Manager has approved the repair of the differential, propshaft and brake system of front-end-loader CK 49106 for the amount of R 231,312.41 excluding VAT by Babcock;
- (c) That cognisance be taken that in terms of paragraph 2(6)(g) of the SCM Policy a formal tender process was not followed as Babcock is the support agent for Volvo equipment in the Western Cape;
- (d) That the expenditure will be allocated to mSCOA Code: 9/7-18-5 and that there is sufficient funding available for the quoted amount of R231 312.41 excluding VAT;
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.26 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR WORK TO COMPACTOR TRUCK, CK 34173 (8/1/B/2)

The compactor truck, CK 34173, is used for refuse removal in Malmesbury, Riebeek Kasteel and Riebeek West.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken that the Municipal Manager has approved the repair of the packer panel system of compactor truck CK 34173 for the amount of R 78,852.35 excluding VAT by Transtech;
- (c) That cognisance be taken that in terms of paragraph 2(6)(g) of the SCM Policy a formal tender process was not followed as Babcock is the support agent for Volvo equipment in the Western Cape;
- (d) That the expenditure will be allocated to mSCOA Code: 9/7-18-5 and that there is sufficient funding available for the quoted amount of R231 312.41 excluding VAT;
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.27 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR TO FALCON F50 SLASHER (8/1/B/2)

The Falcon F50 Bush Cutter is used in the Parks Department in Malmesbury.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken that the Municipal Manager has approved the repairs to the gearbox of the Falcon F50 Slasher for the amount of R 27,031.21 (excluding VAT) by Afgri Equipment;
- (c) That cognisance be taken that in terms of paragraph 2(6) (g) of the SCM Policy a formal tender process was not followed, as Afgri Equipment is the agent for Falcon equipment;

7.27/...

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygings-prosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die herstel van die Falcon F50 Bossiekapper deur Afgri-Equipment ten bedrae van R27 031,21 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(g) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien Afgri-Equipment die gemagtigde agent van Falcon-toerusting is;
- (d) Dat die uitgawe ten bedrae van R27 031,21 (BTW uitgesluit) teen posnommer 9/236-677-315 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.28 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: VERVANGING VAN CENTRAL BEARING, RIEBEEK KASTEEL WWTW CLARIFIER (8/1/B/2)

Die draaitafel van die *clarifier* by die Riebeek Kasteel WWTW het probleme begin gee en dit was nodig om die draaitafel te verwyder om die fout op te spoor.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygings-prosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die herstelwerk aan die *clarifier turntable centre bearing* by die Riebeek Kasteel WWTW deur GW Trautman ten bedrae van R32 505,00 (BTW uitgesluit);
- (c) Dat die redes vir die afwyking van die voorgeskrewe verkrygingsproses soos volg aangeteken word:
 - (i) Die draaitafel is uit die *clarifier* verwyder en na die diensverskaffer se werkwinkel geneem te word, waar dit ooggemaak was om die nodige herstelwerk te bepaal en 'n kwotasie voor te berei;
 - (ii) Om meer kwotasies te verkry sou onprakties wees, aangesien dit vereis dat die pomp weer saamgestel en daarna weer ooggemaak moet word by die werkwinkels van alternatiewe diensverskaffers;
- (d) Dat die uitgawe ten bedrae van R32 505,00 (BTW uitgesluit) teen posnommer 9/239-581-689 verreken word en dat daar voldoende fondse beskikbaar is;
- (e) Dat die Senior Bestuurder: Finansiële State en Batebestuur in terme van die Voorsieningkanaalbestuursbeleid opdrag gegee word om bovermelde redes as nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.29 SLUITING VAN KANTORE AS BLYK VAN WAARDERING VIR SWARTLAND MUNISIPALITEIT SE PRESTASIES (2/6)

Swartland Munisipaliteit het gedurende 2025 verskeie toekennings ontvang, waarvan die topprestasie behaal is by die Munisipale Prestasietoekennings wat deur SAPOA (*South African Property Owners' Association*) in samewerking met Ratings Afrika en die *Banking Association of South Africa* aangebied is. Swartland Munisipaliteit deel die eerste plek met Saldanha Bay Munisipaliteit as die mees finansiële volhoubare munisipaliteite in Suid-Afrika.

- (d) That it be noted that the expenditure was allocated to mSCOA Code: 9/236-677-315 and that there is sufficient funding available for the quoted amount of R 27,031.21 (excluding VAT);
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.28 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPLACEMENT OF CENTRAL BEARING, RIEBEEK KASTEEL WWTW CLARIFIER (8/1/B/2)

The turn-table of the Clarifier at the Riebeek Kasteel WWTW started giving problems and it was necessary to remove the turn-table to detect the fault.

RESOLUTION

- (a) That cognisance be taken of the deviation from the prescribed procurement procedures in terms of Section 36 of the Supply Chain Management Policy;
- (b) That cognisance be taken of the action of the Municipal Manager to approve the repairs of clarifier turntable centre bearing at the Riebeek Kasteel WWTW for the amount of R32 505.00 (excluding VAT);
- (c) That the reason for the deviation from the prescribed procurement process be recorded as follows:
 - (i) The turn table had to be removed from the clarifier to the workshop of the service provider and stripped in order to assess the required repairs and to prepare a quotation;
 - (ii) Obtaining more quotes would be impractical as it would require the equipment to be reassembled and stripped again at the workshops of alternative service providers;
- (d) That it be noted that the expenditure was allocated to mSCOA Code: 9/239-581-689 and that there is sufficient funding available for the quoted amount of R32 505.00 (excluding VAT);
- (e) That the Senior Manager: Financial Statements and Asset Management be instructed to include the above reason as a note to the financial statements when compiled.

7.29 CLOSING OF OFFICES AS ACKNOWLEDGEMENT OF APPRECIATION FOR SWARTLAND MUNICIPALITY'S ACHIEVEMENTS (2/6)

Swartland Municipality received several awards during 2025 for top performance at the Municipal Performance Awards presented by SAPOA (*South African Property Owners' Association*) in collaboration with *Ratings Africa* and the *Banking Association of South Africa*. Swartland Municipality shares first place with Saldanha Bay Municipality as the most financially sustainable municipalities in South Africa.

Swartland Municipality was also awarded as the best performing municipality for the Municipality's contribution to the property industry in the field of municipal sustainability.

RESOLUTION

(proposed by cllr N Smit, seconded by ald J M de Beer)

- (a) That, as a token of appreciation for the aforementioned awards, approval be granted that the offices close for the day on Friday, 2 January 2026;
- (b) That this is a once-off reward and should not create an expectation with regards to future awards;
- (c) That notices be placed at all pay points in the municipal area and on the website to give notice of the closing of the offices;
- (d) That, with this reward, overtime for time worked on the day will be paid at the Saturday tariff.

7.29/...

Swartland Munisipaliteit is ook bekroon as die beste presterende munisipaliteit vir die Munisipaliteit se bydrae tot die eiendomsbedryf op die gebied van munisipale volhoubaarheid.

BESLUIT

(op voorstel van rdl N Smit, gesekondeer deur rdd J M de Beer)

- (a) Dat, as blyk van waardering vir die bogemelde prestasies, goedkeuring verleen word dat die munisipale kantore op Vrydag, 2 Januarie 2026 mag sluit vir die dag;
- (b) Dat hierdie 'n eenmalige vergunning is en dat geen verwagting met die oog op toekomstige prestasies geskep word nie;
- (c) Dat kennisgewings by al die betaalpunte in die munisipale gebied en op die webtuiste aangebring word om van die sluiting van kantore kennis te gee;
- (d) Dat, met hierdie vergunning, oortyd betaal word vir tye gewerk teen die Saterdagtarief.

7.30 AANSOEK OM VAKANSIEVERLOF DEUR MUNISIPALE BESTUURDER EN DIREKTEURE EN AANWYS VAN WAARNEMENDE MUNISIPALE BESTUURDER (4/8/3)

Die aansoek om verlof deur die Munisipale Bestuurder moet aan die Uitvoerende Burge-meesterskomitee voorgelê word vir oorweging. Daar word ook van die geleentheid gebruik gemaak om 'n waarnemende munisipale bestuurder aan te wys om volgehoue dienslewering en kommunikasie te verseker.

BESLUIT

(op voorstel van rdl N Smit, gesekondeer deur rdd J M de Beer)

- (a) Die Munisipale Bestuurder se verlof was reeds op 16 April 2025 aan die Uitvoerende Burgemeester voorgelê, en was goedkeuring vir die volgende datums verleen, synde:
 - (i) 17-31 Desember 2025 (9 dae).
 - (ii) 1 -9 Januarie 2026 (6 dae).
- (b) Dat daar kennis geneem word dat die volgende Direkteure gedurende voormelde tydperk sal waarneem as Munisipale Bestuurder:
 - (i) Mnr T Möller: 17 tot 24 Desember 2025 (6 Dae)
 - (ii) Mnr L Zikmann: 25 tot 31 Desember 2025 (3 Dae)
1 tot 9 Januarie 2025 (6 Dae)
- (c) Dat die skedule ook die waarnemende Direkteure in hulle onderskeie departement aanwys, ten einde goeie kommunikasie en dienslewering te verseker.

(GET) J H CLEOPHAS
UITVOERENDE BURGEMEESTER

7.30 APPLICATION FOR HOLIDAY LEAVE BY MUNICIPAL MANAGER AND DIRECTORS AND APPOINTMENT OF ACTING MUNICIPAL MANAGER (4/8/3)

The application for leave by the Municipal Manager must be submitted to the Executive Mayoral Committee for consideration. The opportunity is also taken to appoint an acting municipal manager to ensure continued service delivery and communication.

RESOLUTION

(proposed by cllr N Smit, seconded by ald J M de Beer)

- (a) The Municipal Manager's leave was already submitted to the Executive Mayor on 16 April 2025, and approval was granted for the following dates, namely:
 - (i) 17-31 December 2025 (9 days)
 - (ii) 1 -9 January 2026 (6 days)
- (b) That it be noted that the following Directors will act as Municipal Manager during the aforementioned period:
 - (i) Mr T Möller: 17 to 24 December 2025 (6 Days)
 - (ii) Mr L Zikmann: 25 to 31 December 2025 (3 Days)
1 to 9 January 2025 (6 Days)
- (c) That the schedule also designates the acting Directors in their respective departments, in order to ensure good communication and service delivery.

(SIGNED) J H CLEOPHAS
EXECUTIVE MAYOR



NOTULE VAN 'N VERGADERING VAN DIE MUNISIPALE BESTUUR-, ADMINISTRASIE EN FINANSIES PORTEFEULJEKOMITEE VAN DIE SWARTLAND MUNISIPALE RAAD GEHOU OP WOENSDAG, 12 NOVEMBER 2025 OM 10:00

TEENWOORDIG:

RAADSLEDE:

Voorsitter, rdl I S le Minnie
Ondervoorsitter, rdl N Smit

Nel, M (rdd)	Soldaka, P E
O'Kennedy, E C	Van Essen, T (rdh)
Penxa, B J	Vermeulen, G
Rangasamy, M A (rdh)	Warnick, A K

BEAMPTES:

Munisipale Bestuurder, mnr J J Scholtz
Direkteur: Elektriese Ingenieursdienste, mnr T Möller
Direkteur: Ontwikkelingsdienste, me J S Krieger
Direkteur: Beskermingsdienste, mnr H C A Witbooi
Senior. Bestuurder: Publieke Dienste, mnr J Spies
Komiteebeampte, me S Willems

1. OPENING/VERLOF TOT AFWESIGHEID

Die voorsitter verwelkom lede en versoek rdl A M Williams om te open met skriflesing en gebed.

Verlof tot afwesigheid word verleen aan die Uitvoerende Burgemeester, rdl D C Pypers, Direkteur: Finansiële Dienste, Direkteur: Korporatiewe Dienste en die Direkteur: Siviele Ingenieursdienste.

2. NOTULE

2.1 NOTULE VAN 'N PORTEFEULJEKOMITEEVERGADERING (MUNISIPALE BESTUUR-, ADMINISTRASIE- EN FINANSIESKOMITEE) GEHOU OP 8 OKTOBER 2025

BESLUIT

(op voorstel van rdl A K Warnick, gesekondeer deur rdh M A Rangasamy)

Dat die notule van die Portefeuljekomiteevergadering (Munisipale Bestuur-, Administrasie- en Finansies) gehou op 8 Oktober 2025 goedgekeur word.

3. AFVAARDIGINGS/VOORLEGGINGS/MEDEDELINGS

3.1 IMPLEMENTERING VAN AARTO

Die Munisipale Bestuurder meld dat die implementering van AARTO uitgestel is vanaf 1 Desember 2025 tot 1 Julie 2026, wat munisipaliteite addisionele tyd bied om begrotingsaanpassings te maak.

Hy lig uit dat die nuwe regulasies, wat in Oktober 2025 afgekondig is, wesenlik verskil van dié van 2020. Die nuwe regulasies vereis nou SAPS-betrokkenheid en daar is kommer oor die Poskantoor se reddingsproses en teenstrydighede met die MFMA in die voorgestelde diensvlak-ooreenkoms.

Swartland Munisipaliteit/...



MINUTES OF A MEETING OF THE MUNICIPAL MANAGEMENT, ADMINISTRATION AND FINANCES PORTFOLIO COMMITTEE OF THE SWARTLAND MUNICIPAL COUNCIL HELD ON WEDNESDAY, 12 NOVEMBER 2025 AT 10:00

PRESENT:

COUNCILLORS:

Chairperson, cllr I S le Minnie
Deputy Chairperson, cllr N Smit

Nel, M (ald)	Soldaka, P E
O'Kennedy, E C	Van Essen, T (ald)
Penxa, B J	Vermeulen, G
Rangasamy, M A (ald)	Warnick, A K

OFFICIALS:

Municipal Manager, mr J J Scholtz
Director: Electrical Engineering Services, mr T Möller
Director: Development Services, ms J S Krieger
Director: Protection Services, mr H C A Witbooi
Senior Manager: Public Services, mr J Spies
Committee Officer, ms S Willems

1. OPENING/APOLOGIES

The chairperson welcomed members and requested cllr A M Williams to open the meeting with a scripture reading and prayer.

Apologies received from the Executive Mayor, cllr D C Pypers, Director: Financial Services, Director: Corporate Services and the Director: Civil Engineering Services.

2. MINUTES

2.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING (MUNICIPAL MANAGEMENT, ADMINISTRATION AND FINANCES COMMITTEE) HELD ON 8 OCTOBER 2025

RESOLUTION

(proposed by cllr A K Warnick, seconded by ald M A Rangasamy)

That the minutes of a Portfolio Committee Meeting (Municipal Management, Administration and Finances Committee) held on 8 October 2025 are approved.

3. SUBMISSIONS/DEPUTATIONS/COMMUNICATIONS

3.1 IMPLEMENTATION OF AARTO

The Municipal Manager stated that the implementation of AARTO has been postponed from 1 December 2025 to 1 July 2026, which gives municipalities additional time to make budget adjustments.

He highlighted that the new regulations, which were announced in October 2025, differ significantly from those of 2020. The new regulations now require SAPS involvement, and there are concerns regarding the Post Office's rescue process and contradictions with the MFMA in the proposed service level agreement.

Swartland Municipality/...

3.1/...

Swartland Munisipaliteit speel saam met die Stad Kaapstad en ander munisipaliteite 'n aktiewe rol in die hantering van hierdie kwessies op provinsiale vlak. 'n Taakspan sal saamgestel word ter voorbereiding vir die *MinMay Tech*-vergadering op 24 November 2025 en om aan te beveel dat die regulasies weer vir openbare kommentaar geadverteer word.

Die Munisipale Bestuurder waarsku dat munisipaliteite moontlik beduidende inkomsteverliese kan ly onder die huidige stelsel en beklemtoon die noodsaak van voortgesette betrokkenheid.

Hy bedank die Raad vir sy eenparige besluit wat die Burgemeester gemagtig het om 'n verslag aan die President en Minister te rig, en noem dat die nasionale erkenning van stelseltekorte waarskynlik die gevolg is van druk deur munisipaliteite.

4. SAKE VOORTSPRUITEND UIT NOTULES

Geen.

5. GEDELEGEERDE SAKE M.B.T. MUNISIPALE BESTUURDER

Geen.

6. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER

Geen.

7. GEDELEGEERDE SAKE M.B.T. ADMINISTRASIE

Geen.

8. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER

Geen.

9. GEDELEGEERDE SAKE M.B.T. FINANSIES

Geen.

10. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER

Geen.

(GET) RDL I S LE MINNIE
VOORSITTER

3.1/...

Swartland Municipality, together with the City of Cape Town and other municipalities, plays an active role in addressing these issues at provincial level. A task team will be established in preparation for the MinMay Tech meeting on 24 November 2025 and to recommend that the regulations be advertised again for public comment.

The Municipal Manager warned that municipalities may suffer significant revenue losses under the current system and emphasises the need for continued engagement.

He thanked the Council for its unanimous decision authorising the Mayor to submit a report to the President and Minister, and stated that the national acknowledgement of system shortcomings is likely the result of pressure from municipalities.

4. MATTERS ARISING FROM THE MINUTES

None.

5. DELEGATED MATTERS IN RESPECT OF MUNICIPAL MANAGER

None.

6. MATTERS FOR RECOMMENDATION TO THE EXECUTIVE MAYOR

None.

7. DELEGATED MATTERS IN RESPECT OF ADMINISTRATION

None.

8. MATTERS FOR RECOMMENDATION TO THE EXECUTIVE MAYOR

None.

9. DELEGATED MATTERS IN RESPECT OF FINANCES

None.

10. MATTERS FOR RECOMMENDATION TO THE EXECUTIVE MAYOR

None.

(SGD) CLLR I S LE MINNIE
CHAIRPERSON



**NOTULE VAN 'N VERGADERING VAN DIE SIVIELE- EN ELEKTRIESE DIENSTE
PORTEFEULJEKOMITEE VAN DIE SWARTLAND MUNISIPALE RAAD GEHOU OP WOENSDAG, 12
NOVEMBER 2025 OM 10:20**

TEENWOORDIG:

RAADSLEDE:

Voorsitter, rdl R J Jooste
Ondervoorsitter, rdh T van Essen

Bess, D G	O'Kennedy, E C
Fortuin, C	Pieters, C
Gaika, M F	Smit, N
Nel, M (rd)	Warnick, A K
	Williams, A M

BEAMPTES:

Munisipale Bestuurder, mnr J J Scholtz
Direkteur: Elektriese Ingenieursdienste, mnr T Möller
Direkteur: Ontwikkelingsdienste, me J S Krieger
Direkteur: Beskermingsdienste, mnr H C A Witbooi
Senior. Bestuurder: Publieke Dienste, mnr J Spies
Komiteebeampte, me S Willems

1. OPENING/VERLOF TOT AFWESIGHEID

Die voorsitter verwelkom lede.

Verlof tot afwesigheid word verleen aan die Uitvoerende Burgemeester, Direkteur: Finansiële Dienste, Direkteur: Korporatiewe Dienste en die Direkteur: Siviele Ingenieursdienste.

2. NOTULE

**2.1 NOTULES VAN 'N PORTEFEULJEKOMITEEVERGADERING (SIVIELE- EN
ELEKTRIESE DIENSTEKOMITEE) GEHOU OP 8 OKTOBER 2025**

BESLUIT

(op voorstel van rdl E C O'Kennedy, gesekondeer deur rdh T van Essen)

Dat die notule van die Portefeuljekomiteevergadering (Siviele- en Elektriese Dienste) gehou op 8 Oktober 2025 goedgekeur word.

3. AFVAARDIGINGS/VOORLEGGINGS/MEDEDELINGS

Geen.

4. SAKE VOORTSPRUITEND UIT NOTULES

Geen.

5. GEDELEGEERDE SAKE

5.1. MAANDVERSLAG: SEPTEMBER 2025

5.1.1 SIVIELE INGENIEURSDIENSTE

Die voorsitter/...



**MINUTES OF A MEETING OF THE CIVIL AND ELECTRICAL ENGINEERING SERVICES PORTFOLIO
COMMITTEE OF THE SWARTLAND MUNICIPAL COUNCIL HELD ON WEDNESDAY, 12 NOVEMBER
2025 AT 10:20**

PRESENT:

COUNCILLORS:

Chairperson, cllr R J Jooste
Deputy Chairperson, ald T van Essen

Bess, D G	O'Kennedy, E C
Fortuin, C	Pieters, C
Gaika, M F	Smit, N
Nel, M (ald)	Warnick, A K
	Williams, A M

OFFICIALS:

Municipal Manager, mr J J Scholtz
Director: Electrical Engineering Services, mr T Möller
Director: Development Services, ms J S Krieger
Director: Protection Services, mr H C A Witbooi
Senior Manager: Public Services, mr J Spies
Committee Officer, ms S Willems

1. OPENING/APOLOGIES

The chairperson welcomed members.

Apologies received from the Executive Mayor, Director: Financial Services, Director: Corporate Services and the Director: Civil Engineering Services.

2. MINUTES

**2.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING (CIVIL AND ELECTRICAL
SERVICES COMMITTEE) HELD ON 8 OCTOBER 2025**

RESOLUTION

(proposed by cllr E C O'Kennedy, seconded by ald T van Essen)

That the minutes of a Portfolio Committee Meeting (Civil and Electrical Services) held on 8 October 2025 are approved.

3. SUBMISSIONS/DEPUTATIONS/COMMUNICATIONS

None.

4. MATTERS ARISING FROM THE MINUTES

None.

5. DELEGATED MATTERS

5.1. MONTHLY REPORT: SEPTEMBER 2025

5.1.1 CIVIL ENGINEERING SERVICES

The Chairperson/...

5.1.1/...

Die voorsitter lê die maandverslag, soos met die agenda gesirkuleer, ter tafel en die Senior. Bestuurder: Publieke Dienste behandel enkele aspekte uit die maandverslag.

Rdl C Fortuin spreek haar kommer uit oor die swak kommunikasie tydens onlangse wateronderbrekings in Moorreesburg, veral toe 'n waterpyp by die reservoir 'n paar weke gelede gebars het. Sy het die behoefte aan beter koördinerings en kommunikasie tussen die betrokke afdelings en rolspelers beklemtoon en stel voor dat inligting oor sulke voorvalle tydig gedeel word op die bestaande raadslede-groep. Sy versoek verder dat luidsprekervoertuie gebruik word om inwoners in kennis te stel wat nie toegang tot sosiale media het nie.

Die Munisipale Bestuurder verduidelik dat die aanvanklike beoordeling van die wateronderbreking in Moorreesburg was dat dit slegs 'n paar uur sou duur. Toe die watertoevoer egter herstel is, het hoë druk veroorsaak dat die pype weer gebars het, wat tot 'n langer onderbreking gelei het. Hy beklemtoon die belangrikheid van akkurate kommunikasie.

BESLUIT

(op voorstel van rdh T van Essen, gesekondeer deur rdl D G Bess)

Dat kennis geneem word van die inhoud van die maandverslag van die Direktooraat: Siviele Ingenieursdienste vir September 2025.

5.1.2 ELEKTRIESE INGENIEURSDIENSTE

Die Direkteur: Elektriese Ingenieursdienste behandel enkele aspekte uit die maandverslag en noem, onder andere, dat die NERSA-oudit op 5 en 6 November 2025 plaasgevind het. Die Munisipaliteit het deeglik voorberei en al die vereiste dokumentasie ingedien, die oudit het terreinbesoeke ingesluit. Terugvoer van NERSA word teen Januarie 2026 verwag.

BESLUIT

(op voorstel van rdh T van Essen, gesekondeer deur rdl D G Bess)

Dat kennis geneem word van die maandverslag van die Direktooraat Elektriese Ingenieursdienste vir September 2025.

6. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER**6.1 KENNISGEWING VAN DIE GEÏNTEGREERDE AFVALBESTUURSPLAN (IWMP) JAARVERSLAG VIR 2024-2025**

'n IWMP is 'n statutêre vereiste van die Wet op Nasionale Omgewingsbestuur: Afval, 2008 (Wet No. 59 van 2008) wat gepromulgeer is en op 1 Julie 2009 in werking getree het, met die hoofdoelwit om die transformasie van versamelings- en wegdoeningsmetodologieë en volhoubare praktyke oor afvalvermyding en omgewingsvolhoubaarheid.

BESLUIT

Dat kennis geneem word van die Geïntegreerde Afvalbestuursplan (IWMP) Jaarverslag vir 2024-2025.

6.2 AANVAARDING VAN DIE WATERDIENSTE OUDITVERSLAG VIR 2024/2025 (16/1/1/B)

Die Munisipaliteit, as 'n Waterdienste Owerheid, is ingevolge die bepalings van die Wet op Waterdienste, Wet 108 van 1997 verplig om jaarliks 'n ouditverslag op te stel aangaande die implementering van die Waterdienste Ontwikkelingsplan.

Die ouditverslag/...

5.1.1/..

The Chairperson tabled the monthly report, as circulated with the agenda, and the Senior Manager: Public Services addressed certain aspects from the monthly report.

Cllr C Fortuin expressed her concern about the poor communication during recent water interruptions in Moorreesburg, especially when a water pipe at the reservoir burst a few weeks ago. She emphasised the need for better coordination and communication between the relevant departments and role-players and suggests that information about such incidents be shared timeously on the existing councillor group. She further requested that loudspeaker vehicles be used to inform residents who do not have access to social media.

The Municipal Manager explained that the initial assessment of the water interruption in Moorreesburg was that it would only last a few hours. However, when the water supply was restored, high pressure caused the pipes to burst again, which led to a longer interruption. He emphasized the importance of accurate communication.

RESOLVED

(proposed by ald T van Essen, seconded by cllr D G Bess)

That cognisance be taken of the monthly report of the Directorate Civil Engineering Services for September 2025.

5.1.2 ELECTRICAL ENGINEERING SERVICES

The Director: Electrical Engineering Services addressed some aspects from the monthly report and mentioned, among other things, that the NERSA audit took place on 5 and 6 November 2025. The Municipality prepared thoroughly and submitted all the required documentation; the audit included site visits. Feedback from NERSA is expected by January 2026.

RESOLUTION

(proposed by ald T van Essen, seconded by rdl D G Bess)

That cognisance be taken of the monthly report of the Directorate: Electrical Engineering Services for September 2025.

6. MATTERS FOR RECOMMENDATION TO THE EXECUTIVE MAYOR**6.1 NOTICE OF THE INTEGRATED WASTE MANAGEMENT PLAN (IWMP) ANNUAL REPORT FOR 2024-2025**

An IWMP is a statutory requirement of the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008) that has been promulgated and came into effect on 1 July 2009, with the main goal being the transformation of collection and disposal methodologies and sustainable practices on waste avoidance and environmental sustainability.

RESOLUTION

That cognisance be taken of the Integrated Waste Management Plan (IWMP) Annual Report for 2024-2025.

6.2 ADOPTION OF THE WATER SERVICES AUDIT REPORT FOR 2024/2025 (16/1/1/B)

The Municipality, as a Water Services Authority, is obliged in terms of the provisions of the Water Services Act, Act 108 of 1997 to prepare an annual audit report regarding the implementation of the Water Services Development Plan.

The audit report enables the Department of Water and Sanitation to determine the extent to which a Water Services Authority has been successful in achieving the objectives set out in the Water Services Development Plan. A further aim of the audit report is to determine the available capacity to deliver water services.

6.2/...

Die ouditverslag stel die Departement van Water en Sanitasie in staat om te bepaal in watter mate 'n Waterdienste Owerheid suksesvol was in die bereiking van die doelwitte soos gestel in die Waterdienste Ontwikkelingsplan. 'n Verdere oogmerk van die ouditverslag is om die beskikbare kapasiteit te bepaal om waterdienste te kan lewer.

AANBEVELING

(op voorstel van rdh T van Essen, gesekondeer deur rdl N Smit)

- (a) Dat die 2024/2025 Waterdienste Ouditverslag aanvaar word;
- (b) Dat 'n elektroniese weergawe van die 2024/2025 Waterdienste Ouditverslag op die munisipale webtuiste ter insae van die publiek en ander belangegroepe geplaas word en dat 'n hardekopie van die verslag beskikbaar sal wees by die Kantoor van die Direkteur: Siviele Ingenieursdienste.

(GET) RDL R J JOOSTE
VOORSITTER

6.2/...

RECOMMENDATION

(proposed ald T van Essen, seconded by cllr N Smit)

- (a) That the 2024/2025 Water Services Audit Report be accepted;
- (b) That a soft copy of the 2024/2025 Water Services Audit Report be made available to the public and any other interested parties through placement on the Swartland Municipality's website and a hard copy be made available at the offices of the Director: Civil Engineering Services.

(SGD) CLLR R J JOOSTE
CHAIRPERSON



NOTULE VAN 'N VERGADERING VAN DIE ONTWIKKELINGSDIENSTE PORTEFEULJEKOMITEE VAN DIE SWARTLAND MUNISIPALE RAAD GEHOU OP WOENSDAG, 12 NOVEMBER 2025 OM 10:40

TEENWOORDIG:

RAADSLEDE:

Voorsitter, rdl G Vermeulen
Ondervoorsitter, rdl D G Bess

Booyesen, A M	Rangasamy, M A (rdh)
De Beer, J M (rdd)	Smit, N
Le Minnie, I S	Soldaka, P E
Ngozi, M	

BEAMPTES:

Munisipale Bestuurder, mnr J J Scholtz
Direkteur: Elektriese Ingenieursdienste, mnr T Möller
Direkteur: Ontwikkelingsdienste, me J S Krieger
Direkteur: Beskermingsdienste, mnr H C A Witbooi
Senior. Bestuurder: Publieke Dienste, mnr J Spies
Komiteebeampte, me S Willems

1. OPENING/VERLOF TOT AFWESIGHEID

Die ondervoorsitter verwelkom lede.

Verlof tot afwesigheid word verleen aan die Uitvoerende Burgemeester, rdl D C Pypers, Direkteur: Finansiële Dienste, Direkteur: Korporatiewe Dienste en die Direkteur: Siviële Ingenieursdienste.

2. NOTULE

2.1 NOTULES VAN 'N PORTEFEULJEKOMITEEVERGADERING (ONTWIKKELINGSDIENSTE) GEHOU OP 8 OKTOBER 2025

BESLUIT

(op voorstel van rdl I S le Minnie, gesekondeer deur rdl A M Booyesen)

Dat die notule van die Portefeuljekomiteevergadering (Ontwikkelingsdienste) gehou op 8 Oktober 2025 goedgekeur word.

3. AFVAARDIGINGS/VOORLEGGINGS/MEDEDELINGS

3.1 BEWUSTHEID OOR GESLAGSGEBASEERDE GEWELD (GBV)

Die Direkteur: Ontwikkelingsdienste spreek die Raad toe oor die aanhoudende probleem van Geslagsgebaseerde geweld (GBV) in Suid-Afrika. Sy beklemtoon dat hierdie probleem wydverspreid in plaaslike gemeenskappe voorkom, met aanvalle, moorde en skade aan kinders wat gereeld plaasvind.

Sy noem dat 'n inligtingspak aan alle raadslede voorsien is, wat belangrike statistieke insluit, onder andere dat elke 2,5 uur 'n vrou vermoor word as gevolg van GBV, en dat ongeveer een uit drie vroue gedurende hul leeftyd fisieke geweld ervaar het.

Die Direkteur: Ontwikkelingsdienste/...



MINUTES OF A MEETING OF THE DEVELOPMENT SERVICES PORTFOLIO COMMITTEE OF THE SWARTLAND MUNICIPAL COUNCIL HELD ON WEDNESDAY, 12 NOVEMBER 2025 AT 10:40

PRESENT:

COUNCILLORS:

Chairperson, cllr G Vermeulen
Deputy chairperson, cllr D G Bess

Booyesen, A M	Rangasamy, M A (ald)
De Beer, J M (ald)	Smit, N
Le Minnie, I S	Soldaka, P E
Ngozi, M	

OFFICIALS:

Municipal Manager, mr J J Scholtz
Director: Electrical Engineering Services, mr T Möller
Director: Development Services, ms J S Krieger
Director: Protection Services, mr H C A Witbooi
Senior Manager: Public Services, mr J Spies
Committee Officer, ms S Willems

1. OPENING/APOLOGIES

The deputy chairperson welcomed members.

Apolologies received from the Executive Mayor, cllr D C Pypers, Director: Financial Services, Director: Corporate Services and the Director: Civil Engineering Services.

2. MINUTES

2.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING (DEVELOPMENT SERVICES) HELD ON 8 OCTOBER 2025

RESOLUTION

(proposed by cllr I S le Minnie, seconded by cllr A M Booyesen)

That the minutes of a Portfolio Committee Meeting (Development Services) held on 8 October 2025 are approved.

3. SUBMISSIONS/DEPUTATIONS/COMMUNICATIONS

3.1 AWARENESS ON GENDER-BASED VIOLENCE (GBV)

The Director: Development Services addressed Council on the ongoing problem of Gender-Based Violence (GBV) in South Africa. She emphasised that this problem is widespread in local communities, with assaults, murders and harm to children occurring regularly.

She stated that an information pack has been provided to all councillors, which includes important statistics, among others that every 2.5 hours a woman is murdered as a result of GBV, and that approximately one in three women experience physical violence during their lifetime.

The Director: Development Services urged Council to reflect on and honour the victims, especially since the December-January period is a time when families are more vulnerable. She suggested that a candle be lit in remembrance of those who lost their lives due to GBV.

3.1/...

Die Direkteur: Ontwikkelingsdienste spoor die Raad aan om oor die slagoffers te besin en hulle te eer, veral aangesien die Desember–Januarie-periode 'n tyd is waarin gesinne meer kwesbaar is. Sy stel voor dat 'n kers aangesteek word ter nagedagtenis aan diegene wat weens GBV hul lewens verloor het.

4. SAKE VOORTSPRUITEND UIT NOTULES

Geen.

5. GEDELEGEERDE SAKE

5.1 MAANDVERSLAG: SEPTEMBER 2025

Die Direkteur: Ontwikkelingsdienste behandel die maandverslag van die Direktoraat: Ontwikkelingsdienste vir September 2025, met spesifieke verwysing na vordering met die onderskeie behuisingsprojekte.

Rdd J M de Beer versoek of daar vordering is met die merking van diere. Die Direkteur: Ontwikkelingsdienste meld dat die kleinboere aansoek gedoen het en wag op registrasie van Pretoria. Sy bevestig dat die aansoeke deur die Departement van Landbou gehelp is.

Rdh M A Rangasamy versoek dat strukture by die huidige terrein gesloop word om herbesetting te voorkom. Die Direkteur: Ontwikkelingsdienste bevestig dat dit saam met die betrokke departemente beplan word.

Rdd J M de Beer wys op toenemende getalle varke ondanks kwarantyn. Die Direkteur: Beskermingsdienste verduidelik dat Wetstoepassing daagliks monitor en dat daar 89 varke is. Die Munisipale Bestuurder beklemtoon dat, alhoewel dit nie 'n munisipale bevoegdheid is nie, die saak wel die munisipaliteit raak en dat streng optrede en beplanning vir herhuisvesting nodig is. Rdd J M de Beer meld dat die munisipaliteit as grondeienaar verantwoordelik is om kwarantynreëls af te dwing.

Rdl M Ngozi stel voor dat 'n bewusmakingsveldtog m.b.t Geslagsgebaseerde Geweld (GBV) in alle dorpe gehou word. Die Direkteur: Ontwikkelingsdienste verduidelik dat GBV ambassadeurs gedurende die 16 Dae van Aktivisme bewusmaking sal doen en dat aktiwiteite vanaf 25 November sal begin.

Rdl M Ngozi vra of kleinboere hul materiaal mag saamneem na Tygerfontein. Die Direkteur: Ontwikkelingsdienste meld dat boere self verantwoordelik is vir hul heinings en materiaal en dit kan hergebruik indien in goeie toestand. Sy bevestig verder dat onbenutte strukture na die kwarantyn gesloop sal word, aangesien die grond teen Februarie 2026 vir die De Hoop Behuisingsprojek benodig word.

Op navraag deur rdl D G Bess of die munisipaliteit *solar geysers* by nuwe topstrukture kan voorsien, meld die Direkteur: Ontwikkelingsdienste dat die huidige behuisingssubsidie nie voorsiening maak vir *solar geysers* of warmwaterstelsels nie. Sy voeg by dat die nuwe huise van goeie gehalte is met 'n groot verbetering in lewensomstandighede vir begunstigdes.

Rdd J M de Beer verwys na die aangestelde diensverskaffer wat begunstigdesbriewe versprei vir behuisingssubsidie-aansoeke. Sy waarsku dat individue wat hierdie briewe in die gemeenskap versprei, moontlik politieke voordeel daaruit trek. Sy stel voor dat verspreiding eerder deur die munisipale behuisingskomitee of gemagtigde amptenare geskied. Die Direkteur: Ontwikkelingsdienste verduidelik dat, weens beperkte kapasiteit en drie gelyktydige behuisingsprojekte, eksterne fasiliteerders gebruik is. Sy onderneem om die proses te herevalueer om billike en deursigtige verspreiding te verseker.

Besluit/...

4. MATTERS ARISING FROM THE MINUTES

None.

5. DELEGATED MATTERS

5.1 MONTHLY REPORT: SEPTEMBER 2025

The Director: Development Services presented the monthly report of the Directorate: Development Services for September 2025, with specific reference to progress with the various housing projects.

Ald J M de Beer asked whether there has been progress with the marking of animals. The Director: Development Services stated that the small-scale farmers have applied and are awaiting registration from Pretoria. She confirmed that the applications were assisted by the Department of Agriculture.

Cllr M A Rangasamy requested that structures at the current site be demolished to prevent reoccupation. The Director: Development Services confirmed that this is being planned with the relevant departments.

Ald J M de Beer noted increasing numbers of pigs despite quarantine. The Director: Protection Services explained that Law Enforcement monitors daily and that there are 89 pigs. The Municipal Manager stated that although this is not a municipal mandate, the matter does affect the municipality and that strict action and planning for relocation are required. Ald J M de Beer stated that the municipality, as the landowner, is responsible for enforcing quarantine rules.

Cllr M Ngozi suggested that an awareness campaign regarding Gender-Based Violence (GBV) be held in all towns. The Director: Development Services explained that GBV ambassadors will conduct awareness during the 16 Days of Activism and that activities will start from 25 November.

Cllr M Ngozi asked whether small-scale farmers may take their materials with them to Tygerfontein. The Director: Development Services stated that farmers are responsible for their own fencing and materials, and these may be reused if in good condition. She further confirmed that unused structures will be demolished after quarantine, as the land is needed for the De Hoop Housing Project by February 2026.

In response to a question from Cllr D G Bess regarding whether the municipality can provide solar geysers for new top structures, the Director: Development Services stated that the current housing subsidy does not make provision for solar geysers or hot water systems. She added that the new houses are of good quality with a significant improvement in living conditions for beneficiaries.

Ald J M de Beer referred to the appointed service provider that distributes beneficiary letters for housing subsidy applications. She warned that individuals distributing these letters in the community may be gaining political advantage. She suggested that distribution should instead be done by the municipal housing committee or authorised officials. The Director: Development Services explained that, due to limited capacity and three concurrent housing projects, external facilitators were used. She undertook to re-evaluate the process to ensure fair and transparent distribution.

RESOLUTION

(proposed by cllr I S le Minnie, seconded by cllr G Vermeulen)

That cognisance be taken of the monthly report of the Directorate Development Services for September 2025.

6. REPORTING REGARDING DELEGATED DECISION MAKING BY

6.1 THE MUNICIPAL PLANNING TRIBUNAL

Cognisance be taken of the minutes of the Municipal Planning Tribunal held on 15 October 2025.

5.1/...

BESLUIT

(op voorstel van rdl I S le Minnie, gesekondeer deur rdl G Vermeulen)

Dat kennis geneem word van die maandverslag van die Direktoraat Ontwikkelingsdienste vir September 2025.

6. VERSLAGDOENING INSAKE GEDELEGEERDE BESLUITNEMING DEUR**6.1 DIE MUNISIPALE BEPLANNINGSTRIBUNAAL**

Dat **KENNIS GENEEM** word van die inhoud van die notule van 'n vergadering van die Munisipale Beplanningstribunaal gehou op 15 Oktober 2025.

7. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER

Geen.

(GET) RDL D G BESS
ONDERVOORSITTER

7. MATTERS FOR RECOMMENDATION TO THE EXECUTIVE MAYOR

None.

(SGD) CLLR D G BESS
DEPUTY CHAIRPERSON



NOTULE VAN 'N VERGADERING VAN DIE BESKERMINGSDIENSTE PORTEFEULJEKOMITEE VAN DIE SWARTLAND MUNISIPALE RAAD GEHOU OP WOENSDAG, 12 NOVEMBER 2025 OM 11:25

TEENWOORDIG:

RAADSLEDE:

Voorsitter, rdd M Nel
Ondervoorsitter, rdl A K Warnick

Bess, D G	Le Minnie, I S
De Beer, J M (rdd)	Papier, J R
Fortuin, C	Pieters, C
Jooste, R J	White, G E
	Williams, A M

BEAMPTES:

Munisipale Bestuurder, mnr J J Scholtz
Direkteur: Elektriese Ingenieursdienste, mnr T Möller
Direkteur: Ontwikkelingsdienste, me J S Krieger
Direkteur: Beskermingsdienste, mnr H C A Witbooi
Senior. Bestuurder: Publieke Dienste, mnr J Spies
Komiteebeampte, me S Willemse

1. OPENING/VERLOF TOT AFWESIGHEID

Die voorsitter verwelkom lede.

Verlof tot afwesigheid word verleen aan die Uitvoerende Burgemeester, Direkteur: Finansiële Dienste, Direkteur: Korporatiewe Dienste en die Direkteur: Siviele Ingenieursdienste.

2. NOTULE

2.1 NOTULES VAN 'N PORTEFEULJEKOMITEEVERGADERING (BESKERMINGS-DIENSTE) GEHOU OP 8 OKTOBER 2025

BESLUIT

(voorgestel deur rdl G E White, gesekondeer deur rdl I S le Minnie)

Dat die notule van die Portefeuljekomiteevergadering (Beskermingsdienste) gehou op 8 Oktober 2025 goedgekeur word.

3. AFVAARDIGINGS/VOORLEGGINGS/MEDEDELINGS

Geen.

4. SAKE VOORTSPRUITEND UIT NOTULES

Geen.

5. GEDELEGEERDE SAKE

5.1 MAANDVERSLAG: SEPTEMBER 2025

5.1.1 VERKEERS- EN WETSTOEPASSINGSDIENSTE

Rdl I S le Minnie verwys na die vorige vergadering waar die saak van pamflette wat vir bewusmaking oor onwettige storting versprei is, bespreek is. Sy spreek haar kommer uit dat die verslag misleidend kan wees, aangesien dit die indruk



MINUTES OF A MEETING OF THE PROTECTION SERVICES PORTFOLIO COMMITTEE OF THE SWARTLAND MUNICIPAL COUNCIL HELD ON WEDNESDAY, 8 OCTOBER 2025 AT 11:10

PRESENT:

COUNCILLORS:

Chairperson, ald M Nel
Deputy chairperson, cllr A K Warnick

Bess, D G	Le Minnie, I S
De Beer, J M (ald)	Papier, J R
Fortuin, C	Pieters, C
Jooste, R J	White, G E
	Williams, A M

OFFICIALS:

Municipal Manager, mr J J Scholtz
Director: Electrical Engineering Services, mr T Möller
Director: Development Services, ms J S Krieger
Director: Protection Services, mr H C A Witbooi
Senior Manager: Public Services, mr J Spies
Committee Officer, ms S Willemse

1. OPENING/APOLOGIES

The chairperson welcomed members.

Apologies received from the Executive Mayor, Director: Financial Services, Director: Corporate Services and the Director: Civil Engineering Services.

2. MINUTES

2.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING (PROTECTION SERVICES) HELD ON 8 OCTOBER 2025

RESOLUTION

(proposed by cllr I S le Minnie, seconded by cllr D G Bess)

That the minutes of a Portfolio Committee Meeting (Protection Services) held on 8 October 2025 are approved.

3. SUBMISSIONS/DEPUTATIONS/COMMUNICATIONS

None.

4. MATTERS ARISING FROM THE MINUTES

None.

5. DELEGATED MATTERS

5.1. MONTHLY REPORT: SEPTEMBER 2025

5.1.2 TRAFFIC AND LAW ENFORCEMENT SERVICES

Cllr I S le Minnie referred to the previous meeting where the matter of pamphlets distributed for illegal dumping awareness was discussed. She expressed concern that the report may be misleading, as it creates the impression that a separate

skep dat 'n afsonderlike operasie gehou is slegs om nege pamflette te versprei, wat 'n vermorsing van hulpbronne sou wees. Sy stel voor dat die verslag aangepas word om duidelik te maak dat die pamflette deel is van 'n voortgesette bewusmakingsveldtog of ander aktiwiteite.

Rdl I S le Minnie spreek verder haar kommer uit oor die lae slaagsyfer vir leerlinglisensies. Sy beklemtoon dat die verkryging van 'n rybewys dikwels 'n voorvereiste vir indiensneming is en dat baie inwoners nie die geld het om herhaaldelik vir toetse te betaal nie. Sy wys daarop dat die nuwe elektroniese toetstelsel die proses moeiliker gemaak het en versoek of 'n vergelyking met ander munisipaliteite moontlik is — veral binne die Weskusstreek of die Wes-Kaap — om te bepaal of die probleem wydverspreid is.

Rdd J M de Beer doen navraag of Wetstoepassingsbeamptes verplig is om GPF-vergaderings by te woon.

Rdl A K Warnick verduidelik dat raadslede as ex-officio van die GPF's dien en dat Wetstoepassingsbeamptes hierdie vergaderings behoort by te woon om terugvoering te gee oor verordeningstoepassing en ander veiligheidsake. Hy beveel aan dat stasiebevelvoerders die nodige uitnodigings aan die beamptes rig om seker te maak hulle vorm deel van die struktuur.

Rdd J M de Beer meld dat daar by die afgelope paar GPF-vergaderings geen verteenwoordiging van Wetstoepassing was nie, en versoek dat die saak ondersoek word.

5.1.2 BRANDBESTRYDING

Rdd J M de Beer spreek waardering uit teenoor die Brandweer vir hul uitstekende reaksietyd en toewyding tydens die afgelope reeks brande binne die munisipaliteit, ten spyte van die groot afstande wat betrokke was.

Rdl D G Bess bedank die Brandweer vir hul hulp tydens die soektog na 'n vermiste kind, wat twee dae later gevind is, en het hul professionaliteit en volharding gelooft.

Rdl A M Williams spreek opregte dank uit teenoor die Brandweer vir hul optrede tydens die onluste in Kalbaskraal, waar huise afgebrand is. Hy loof hul dapperheid en bereidwilligheid om hul lewens te waag ter wille van ander inwoners en meld dit dien as inspirasie vir die gemeenskap.

BESLUIT

(op voorstel van rdl A K Warnick, gesekondeer deur rdl A M Williams)

- (a) Dat kennis geneem word van die verslae van die onderskeie departemente in die Direktoraat: Beskermingsdienste, nl. Verkeer en Wetstoepassing en Brandbestryding vir September 2025;
- (b) Dat die saak van die elektroniese leerlinglisensieringstelsel met die Departement van Mobiliteit opgeneem word vir bespreking op toepaslike platforms, insluitend die Verkeershoofdeforum;
- (c) Dat die Polisieostasies versoek word om GPF-vergaderingsdatums beskikbaar te stel sodat Wetstoepassing en Raadslede dit kan bywoon;
- (d) Dat die verslag oor onwettige storting sal herformuleer word om die korrekte konteks te reflekteer.

6. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER

Geen.

(GET) RDD M NEL
VOORSITTER

operation was conducted solely to distribute nine pamphlets, which would be a waste of resources. She suggested that the report be amended to clearly indicate that the pamphlets formed part of an ongoing awareness campaign or other related activities.

Cllr I S le Minnie further expressed her concern about the low pass rate for learner licences. She emphasised that obtaining a driver's licence is often a prerequisite for employment, and many residents cannot afford to pay repeatedly for tests. She points out that the new electronic testing system has made the process more difficult and requested whether a comparison with other municipalities — particularly within the West Coast region or the Western Cape — is possible to determine whether the problem is widespread.

Ald J M de Beer enquired whether Law Enforcement officers are required to attend CPF meetings.

Cllr A K Warnick explained that councillors serve as ex-officio members of the CPFs and that Law Enforcement officers should attend these meetings to provide feedback on by-law enforcement and other safety matters. He recommended that station commanders send the necessary invitations to ensure that officers form part of the structure.

Ald J M de Beer stated that at the last few CPF meetings there was no Law Enforcement representation and requested that the matter be investigated.

5.1.3 FIRE FIGHTING

Ald J M de Beer expressed appreciation to the Fire Department for their excellent response time and dedication during the recent series of fires in the municipality, despite the long distances involved.

Cllr D G Bess thanked the Fire Department for their assistance during the search for a missing child, who was found two days later, and praises their professionalism and perseverance.

Cllr A M Williams expressed sincere thanks to the Fire Department for their actions during the unrest in Kalbaskraal, where houses were set alight. He commends their bravery and willingness to risk their lives for the sake of other residents, stated that it serves as an inspiration to the community.

RESOLUTION

(on the proposal of cllr A K Warnick, seconded by cllr A M Williams)

- (a) That notice be taken of the reports of the various sections in the Directorate of Protection Services, namely Traffic and Law Enforcement and Fire Fighting for September 2025;
- (b) That the matter of the electronic learner licensing system be taken up with the Department of Mobility for discussion on appropriate platforms, including the Chief Traffic Officers Forum;
- (c) That the Police Stations be requested to provide CPF meeting dates so that Law Enforcement and Councillors can attend;
- (d) That the report on illegal dumping be reformulated to reflect the correct context.

6. MATTERS FOR RECOMMENDATION TO THE EXECUTIVE MAYOR

None.

(SGD) ALD M NEL
CHAIRPERSON



MINUTES OF A SPECIAL MEETING OF A BID ADJUDICATION COMMITTEE VIRTUALLY HELD ON WEDNESDAY, 1 OCTOBER 2025 AT 08:30

PRESENT

Director: Corporate Services, Ms M S Terblanche (chairperson)
Director: Financial Services, Mr M Bolton
Director: Civil Engineering Services, Mr L D Zikmann
Director: Development Services, Ms J S Krieger
Senior Manager: Supply Chain Management, Mr P Swart

1. OPENING/APOLOGIES

The chairperson opened the meeting.

2. DECLARATION OF INTEREST

RESOLVED that cognisance is taken that no declaration of interests were made.

3. MINUTES

None.

4. MATTERS FOR CONSIDERATION

4.1 TENDER T10/25/26: SUPPLY OF CATERING SERVICES FOR THE ENTIRE SONDEZA CAMP BEING HELD FROM 3 TO 12 DECEMBER 2025 AT GANZEKRAAL HOLIDAY RESORT, SITUATED ON THE WEST COAST (8/2/21)

The annual Sondeza Afri-Youth Camp will be hosted from 3 to 12 December 2025 at the Ganzekraal Holiday Resort. Tenders were invited for the supply of catering services for the camp.

A total of four tenders were received of which only one tender adhered to the tender specifications and tender requirements.

RECOMMENDATION¹

- (a) That Tender T10/25/16 for the Supply of Catering Services for the entire Sondeza Camp being held from 3 December to 12 December 2025 at the Ganzekraal Holiday Resort, situated on the West Coast be awarded to Feedem Group (Pty) Ltd for the tendered rates;
- (b) That the expense be allocated to the following vote number 9/201-1317-82 (Catering).

**(sgd) M S TERBLANCHE
CHAIRPERSON**

¹ Confirmed by the Municipal Manager on 1 October 2025. **-75-**



MINUTES OF A SPECIAL MEETING OF A BID ADJUDICATION COMMITTEE VIRTUALLY HELD ON FRIDAY, 10 OCTOBER 2025 AT 10:00

PRESENT

Director: Corporate Services, Ms M S Terblanche (chairperson)
Director: Financial Services, Mr M Bolton
Director: Civil Engineering Services, Mr L D Zikmann
Director: Development Services, Ms J S Krieger
Senior Manager: Supply Chain Management, Mr P Swart

1. OPENING/APOLOGIES

The chairperson opened the meeting.

2. DECLARATION OF INTEREST

RESOLVED that cognisance is taken that no declaration of interests were made.

3. MINUTES

None.

4. MATTERS FOR CONSIDERATION

4.1 TENDER T01/25/26: CONSTRUCTION OF NEW ABLUTION FACILITY IN KORINGBERG AND ADDITIONS AND ALTERATIONS AT ERF 8, HERMON STREET, RIEBEEK KASTEEL (17/9/2022-7; 17/9/2022-11)

Tenders were invited for the construction of a new ablution facility in Koringberg, as well as additions and alterations to the existing municipal workshop in Riebeek Kasteel.

The Director: Civil Engineering Services gave background on the scope of the tender and confirmed, in comparison with the construction of similar facilities in the previous financial years that the construction rate for Tender T10/25/26 is within the industry norm.

The Director: Civil Engineering Services, on the enquiry by the Director: Financial Services, confirmed that the tender is combined in two construction projects in Koringberg and Riebeek Kasteel to obtain the economies of scale and a skilled contractor.

RESOLUTION

That the report be referred back to the Bid Evaluation Committee in order to submit more detail on the scope of the tender, to correct the tender amount (VAT excluded) and to amend the description for the Riebeek Kasteel additions and alterations to 'workshop' (in stead of store, as the Municipality only has two stores, namely in Malmesbury and in Moorreesburg).

(sgd) M S TERBLANCHE
CHAIRPERSON



MINUTES OF A SPECIAL MEETING OF A BID ADJUDICATION COMMITTEE VIRTUALLY HELD ON WEDNESDAY, 15 OCTOBER 2025 AT 11:30

PRESENT

Director: Corporate Services, Ms M S Terblanche (chairperson)
Director: Financial Services, Mr M Bolton
Director: Civil Engineering Services, Mr L D Zikmann
Director: Development Services, Ms J S Krieger
Senior Manager: Supply Chain Management, Mr P Swart

1. OPENING/APOLOGIES

The chairperson opened the meeting.

2. DECLARATION OF INTEREST

RESOLVED that cognisance is taken that no declaration of interests were made.

3. MINUTES

None.

4. MATTERS FOR CONSIDERATION

4.1 TENDER T01/25/26: CONSTRUCTION OF NEW ABLUTION FACILITY IN KORINGBERG AND ADDITIONS AND ALTERATIONS AT ERF 8, HERMON STREET, RIEBEEK KASTEEL (17/9/2025-7; 17/9/2025-11)

Tenders were invited for the construction of a new ablution facility in Koringberg and additions and alterations at Erf 8, Hermon Street, Riebeek Kasteel of which the detail of the two projects are contained in the report.

After considering the completeness and responsiveness of the tenders only one tenderer adhered to the tender specifications and tender requirements.

RECOMMENDATION¹

- (a) That tender *T01.25.26: Construction of New Ablution Facility in Koringberg and Additions and Alterations at Erf 8, Hermon Street, Riebeek Kasteel* be awarded to Teamwork RL (Pty) Ltd for the 2025/2026 financial year, for the amount of R 1 137 537.41 (Including 15% VAT and 5% Contingencies, R 989 157.75 excluding VAT) and a construction period of 84 days.
- (b) That the expense be allocated against the following Vote Numbers for the 2025/2026 financial year.
 - 9/106-918-1077 Koringberg Sport Field: Ablution Facilities – CRR
 - 9/108-711-824 Riebeek Kasteel Workshop: Ablution Facilities – CRR

(sgd) M S TERBLANCHE
CHAIRPERSON

¹ Confirmed by the Municipal Manager on 15 October 2025



**MINUTES OF A MEETING OF THE BID ADJUDICATION COMMITTEE HELD IN THE COMMITTEE ROOM:
CORPORATE SERVICES ON WEDNESDAY, 29 OCTOBER 2025 AT 12:00**

PRESENT

Director: Corporate Services, Ms M S Terblanche (chairperson)
Director: Financial Services, Mr M Bolton
Director: Civil Engineering Services, Mr L D Zikmann
Snr Manager: Development Management, Mr A M Zaayman
Senior Manager: Supply Chain Management, Mr P Swart

1. OPENING/APOLOGIES

The chairperson opened the meeting.

Cognisance be taken of the apologies received from the Director: Development Services (sub-delegation to Senior Manager: Development Management).

2. DECLARATION OF INTEREST

RESOLVED that cognisance is taken that no declaration of interests were made.

3. MINUTES

3.1 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 22 SEPTEMBER 2025

RESOLUTION

That the minutes of a Bid Adjudication Committee meeting held on 22 September 2025 be approved.

MINUTES OF A BID EVALUATION COMMITTEE MEETING HELD ON 16 SEPTEMBER 2025

That COGNISANCE BE TAKEN of a Bid Evaluation Committee meeting held on 16 September 2025.

3.2 MINUTES OF A SPECIAL BID ADJUDICATION COMMITTEE MEETING HELD ON 1 OCTOBER 2025

RESOLUTION

That the minutes of a Special Bid Adjudication Committee meeting held on 1 October 2025 be approved.

MINUTES OF A SPECIAL BID EVALUATION COMMITTEE MEETING HELD ON 25 SEPTEMBER 2025

That COGNISANCE BE TAKEN of a Special Bid Evaluation Committee meeting held on 25 September 2025.

3.3 MINUTES OF A SPECIAL BID ADJUDICATION COMMITTEE MEETING HELD ON 10 OCTOBER 2025

RESOLUTION

That the minutes of a Special Bid Adjudication Committee meeting held on 10 October 2025 be approved.

MINUTES OF A SPECIAL BID EVALUATION COMMITTEE MEETING HELD ON 2 OCTOBER 2025

That COGNISANCE BE TAKEN of a Special Bid Evaluation Committee meeting held on 2 October 2025.

3.4 MINUTES OF A SPECIAL BID ADJUDICATION COMMITTEE MEETING HELD ON 15 OCTOBER 2025

RESOLUTION

That the minutes of a Special Bid Adjudication Committee meeting held on 15 October 2025 be approved.

MINUTES OF A SPECIAL BID EVALUATION COMMITTEE MEETING HELD ON 13 OCTOBER 2025

That COGNISANCE BE TAKEN of a Special Bid Evaluation Committee meeting held on 13 October 2025.

4. MATTERS FOR CONSIDERATION

4.1 TENDER T05/25/26: SUPPLY ASPHALTING SERVICES IN THE SWARTLAND MUNICIPAL AREA FOR THE PERIOD UP TO 30 JUNE 2026 (8/2/21)

Tenders were invited with the objective to appoint a suitably experienced Civil Engineering Contractor, specialising in Asphalt Works, for the maintenance and rehabilitation of municipal roads and other surfaced areas.

The tender is compiled as a re-measurement contract to allow the work to be implemented within the available budget and is therefore a rate-based tender.

A total of 11 tenders were received and two tenders were regarded as non-responsive. See table below for the preferential procurement evaluation:

NO.	TENDERER	TENDER AMOUNT	PREFERENTIAL POINTS					
			POINTS FOR PRICE	CONTRIBUTION LEVEL	B-BBEE	LOCATION		TOTAL
						Western Cape	Swartland Mun.	
1	Actophambili Roads (PTY) Ltd	R39 000 000.00	80.00	1	10	4	0	94.00
2	RoadMac Surfacing Cape (PTY) Ltd	R43 050 000.00	71.69	1	10	4	0	85.69
3	Baseline Civil Contractors (PTY) Ltd	R45 679 121.26	66.30	1	10	4	0	80.30
4	Civils 2000 (PTY) Ltd	R47 092 500.00	63.40	1	10	0	0	73.40
5	Amandla GCF Construction CC	R50 810 431.14	55.77	1	10	4	0	69.77
6	Martin and East (PTY) Ltd	R53 205 000.00	50.86	1	10	4	0	64.86
7	Makali Plant and Construction (PTY) Ltd	R53 986 409.72	49.26	1	10	0	0	59.26
8	Roadspan Surfaces (PTY) Ltd	R60 425 000.00	36.05	1	10	4	0	50.05
9	AMS Civils (PTY) Ltd	R60 955 959.65	34.96	1	10	4	0	48.96

RECOMMENDATION¹

(a) That *tender T05.25.26: Supply of Asphaltting Services in the Swartland Municipal area for the period up to 30 June 2026* be awarded to Actophambili Roads (PTY) Ltd and that the rates supplied be approved accordingly (**Annexure B**);

(b)/...

¹ Confirmed by the Municipal Manager on 30 October 2025 **79-**

4.1/...

- (b) That the expense be allocated against vote no. 9/110-724-838 , 9/246-1008-698 , 9/246-1008-712 , 9/246-991-574 ,9/246-991-682 ,9/246-987-704 ,9/246-987-522 ,9/246-1105-715, 9/110-728-844, 9/110-919-1078 and various other operational and capital votes applicable to the scope of works;
- (c) That the 2025/2026 Resealing of Roads Programme be implemented in accordance with the prioritisation approved by council and strictly within the limits of the available budget.

4.2 TENDER T07/25/26: APPOINTMENT OF SERVICE PROVIDER FOR THE MAINTENANCE AND SERVICING OF CHLORINE DOSING EQUIPMENT FOR THE PERIOD ENDING 30 JUNE 2028 (8/2/21)

Tenders were invited for the appointment of a service provider for the maintenance and servicing of Chlorine Dosing Equipment for the period ending 30 June 2028.

Only one tender was received.

RECOMMENDATION²

- (a) That the tender *T07.25.26: Appointment of Service Providers for the Maintenance and Servicing of Chlorine Dosing Equipment for the period ending 30 June 2028* be awarded to Maxal Projects (Pty) Ltd for the tendered rates (attached);
- (b) That the expense be allocated against the following Vote Numbers for the 2025/2026, 2026/2027 and 2027/2028 financial year.
 - 9/249-1026-1014 - Servicing of Chlorine Stations (Water Distribution)
 - 9/239-851-689 – Purification Works (WWTW)
 - 9/238-1133-235 – Swimming Pool (Swimming Pools)
 - 9/238-849-363 – Maintenance of Pumps
 - 9/240-849-381 – Maintenance of Equipment

4.3 TENDER T02/25/26: SUPPLY AND ERECTION OF HIGH SECURITY LARGE PANEL CONCRETE FENCING AT THE HIGHLANDS LANDFILL SITE (8/2/21)

A large panel concrete fencing at the Highlands Landfill site is required to comply with licensing requirements and to prevent unauthorised access.

The total fence length to be constructed is 2,100 metres. The fence comprises of 2.4 m high precast concrete panels, founded in 600 mm deep x 450 mm wide concrete footings, with 250 mm wide precast plinths at the base for security and durability.

A total of 13 tenders were received at the closing date of which three tenderers adhered to the tender specifications and tender requirements. See table below for the results of the preferential procurement evaluation:

Tenderer	Tender amount (Incl. VAT)	PREFERENTIAL POINTS							
		Points for price	B-BBEE level	Western Cape	Points	Swartland	Points	Preference point	Total Points
Umzali Civils (Pty) Ltd	R11 689 757.77	80.00	1	Yes	0	No	0	10	90.00
Paveprint (Pty) Ltd ta Concretex	R15 677 137.41	52.71	2	Yes	0	No	0	9	61.71
AmandlaGCF Construction	R17 612 705.69	39.47	1	No	4	No	0	14	53.47

Recommendation/...

² Confirmed by the Municipal Manager on 30 October 2025

RECOMMENDATION³

- (a) That tender T02/25/26 for the Supply and Erection of High Security Large Panel Concrete Fencing at the Highlands Landfill Site be awarded to Umzali Civils (Pty) Ltd for the amount of R11 158 405.14 (including 5% contingencies and 15% VAT) / R 9 702 960.99 (excluding 5% contingencies and excluding 15% VAT), with a construction period of 18 weeks;
- (b) That the expense be allocated against vote numbers 9/104-947-1105 (CRR) and 9/104-947-1106 (MIG).

(sgd) M S TERBLANCHE
CHAIRPERSON

³ Confirmed by the Municipal Manager on 30 October 2025



Verslag ♦ Ingxelo ♦ Report

Kantoor van die Munisipale Bestuurder
20 Januarie 2026

7/1/1 MY
WYK: n.v.t.

ITEM 8.1 VAN DIE AGENDA VAN 'N GEWONE RAADSVERGADERING WAT GEHOU SAL WORD OP 29 JANUARIE 2026

ONDERWERP: VOORLEGGING VAN KONSEP JAARVERSLAG: 2024/2025 FINANSIËLE JAAR TABLING OF DRAFT ANNUAL REPORT: 2024/2025 FINANCIAL YEAR

1. **AGTERGROND / BACKGROUND**

The format of the annual report is prescribed by MFMA Circular 63 dated 26 September 2012.

The draft 2024/2025 annual report was submitted to the Office of the Auditor General on 30 October 2025 to allow the latter to scrutinise the draft annual report before tabling to council (period for comments closed on 12 December 2025). The comments received in December were incorporated in the draft annual report and again submitted to the Auditor General on 7 January 2026 (period for comments closed on 16 January 2025). Further comments were received and the draft annual report was updated accordingly.

However, the Office of the Auditor General indicated on 22 January 2026 that the draft annual report was not fully scrutinised and that further comments/inputs may follow. These comments will be addressed as part of the public participation process.

The draft 2024/2025 annual report is attached separately.

During the public participation process comments will be requested from the provincial treasury and provincial department responsible for local government and will be considered by the MPAC during the drafting of the oversight report.

2. **WETGEWING / LEGISLATION**

Section 127 of the Municipal Finance Management Act, 2003 stipulates that the mayor of a municipality must, within seven months after the end of a financial year, i.e. by end January of the following year, table in the municipal council the annual report of the municipality.

The annual report, in terms of section 121 of the MFMA, must include – inter alia –

- the annual financial statements of the municipality;*
- the Auditor-General's audit report on those financial statements;*
- the annual performance report of the municipality prepared in terms of section 46 of the Municipal Systems Act and the Auditor-General's audit report on same.*

In terme van wetgewing moet die volgende stappe aan uitvoering gegee word:

In terms of legislation the following actions must be adhered to:

A.	Voorlegging van jaarverslag aan Raad [art 127(2), MFMA]	Voor einde Januarie	Tabling of annual report in council [section 127(2), MFMA]
B.	Onmiddellik na tertafellegging, moet die rekenpligtige beampte (1) die jaarverslag openbaar maak; (2) die plaaslike gemeenskap uitnooi om vertoë daaromtrent te rig; en (3) die verslag aan die Ouditeur-Generaal, provinsiale tesourie en provinsiale departement vir plaaslike regering voorlê. [art 127(5), MFMA]	29 Januarie 2026 Sperdatum vir kommentaar: 25 Februarie 2026	Immediately following tabling of the annual report, the accounting officer must (1) make public the annual report; (2) invite the local community to submit representations about same; and (3) submit the annual report to the Auditor-General, provincial treasury and provincial department responsible for local government. [section 127(5), MFMA]
C.	MPAC 'n gedetailleerde analise en hersiening te doen van die jaarverslag, om vertoë ontvang te verwerk en 'n konsep oorsigverslag op te stel vir oorweging deur die volle Raad op 31 Maart 2026;	5 Maart 2026 -83-	MPAC to undertake a detailed analysis and review of the annual report and to consider representations and to draft an oversight report for consideration by the full council on 31 March 2026;

D.	Die jaarverslag, asook vertoë in verband daarmee, moet binne twee maande na tertafellegging deur die raad oorweeg/ bespreek word, en 'n oorsigverslag moet aangeneem word wat die raad se kommentaar bevat.	31 Maart 2026	<i>The annual report, along with the representations made, must be submitted to council for consideration within two months after tabling, and an oversight report containing council's comments, must be adopted at such meeting.</i>
	Hierdie vergadering is oop vir die publiek en lede van die plaaslike gemeenskap of staatsorgane moet 'n redelike tyd gegun word om die raad toe te spreek. (artikels 129 & 130, MFMA)		<i>This meeting is open to the public and members of the local community or organs of state must be allowed reasonable time to address the council. (sections 129 & 130, MFMA)</i>
E.	(1) Afskrifte van die notules van die voormelde vergadering moet aan die Ouditeur-Generaal, provinsiale tesourie en die provinsiale departement vir plaaslike regering voorgelê word, en (2) moet die oorsigverslag binne sewe dae nadat dit aanvaar is, openbaar gemaak (geadverteer) word. [art 129(2) & (3)]	teen 6 April 2026	<i>(1) Copies of the minutes of the above meetings must be submitted to the Auditor-General, provincial treasury and provincial department for local government, and (2) the oversight report must be made public (advertised) within seven days after its adoption by council. [section 129(2) & (3)]</i>

3. **RECOMMENDATION**

- (a) *That cognisance be taken of the annual report in respect of the 2024/2025 financial year, as tabled in terms of section 127(2) of the MFMA, and of which the tabling is done in the format as prescribed by National Treasury's MFMA Circular 63 of 2012;*
- (b) *That cognisance be taken of the following steps to be taken in terms of section 127 of the MFMA, being*
 - (i) *disclosure of the annual report;*
 - (ii) *inviting the public to submit representations in connection with the report;*
 - (iii) *inviting the public and relevant organs of state to attend the council meeting on 31 March 2026, when the annual report and oversight report will be discussed;*
 - (iv) *submission of the annual report to the Auditor-General, provincial treasury and the provincial department responsible for local government;*
- (c) *That the MPAC, after the closing of comments on the annual report, undertake a detailed analysis of the representations received in order to compile the draft oversight report for consideration by the Council on 31 March 2026;*
- (d) *That councillors who are not members of the MPAC take note that they should also be conducting their own review of the report by inter alia having discussions with their constituents, ward committees and ward representatives to encourage inputs and comments for consideration at the full council meeting on 31 March 2026.*

3. **AANBEVELING**

- (a) Dat kennis geneem word van die jaarverslag vir die 2024/2025 finansiële jaar soos voorgelê in terme van artikel 127(2) van die MFMA, en opgestel in die formaat soos voorgeskryf deur MFMA Omsendbrief 63 van 2012 van Nasionale Tesourie;
- (b) Dat kennis geneem word van die opvolgaksies waaraan in terme van artikel 127 van die MFMA uitvoering gegee sal word, te wete –
 - (i) die openbaarmaking van die jaarverslag;
 - (ii) die rig van 'n uitnodiging aan die publiek om vertoë daaromtrent te rig;
 - (iii) uitnodiging aan die publiek en die relevante staatsorgane om die raadsvergadering op 31 Maart 2026 by te woon, wanneer die jaarverslag en oorsigverslag bespreek sal word;
 - (iv) voorlegging van die jaarverslag aan die Ouditeur-Generaal, provinsiale tesourie en die provinsiale departement verantwoordelik vir plaaslike regering;
- (c) Dat die MPAC, na afloop van die sluiting van kommentaar op die jaarverslag, 'n gedetailleerde analise sal doen van die vertoë wat ontvang is, ten einde die konsep oorsigverslag op te stel vir oorweging deur die Raad op 31 Maart 2026;
- (d) Dat raadslede wat nie op die MPAC dien nie, kennis neem dat dit ook van hulle verwag word om hul eie evaluering van die jaarverslag te doen, onder andere in konsultasie met hul kiesers, wykskomitees en wyksverteenwoordigers om insette en kommentare aan te moedig vir oorweging by die volle raadsvergadering op 31 Maart 2026.

(get) J J Scholtz

MUNISIPALE BESTUURDER



Verslag ♦ Ingxelo ♦ Report

Kantoor van die Munisipale Bestuurder
20 Januarie 2026

7/1/2/2-2
WYK: ALLE

ITEM 8.2 VAN DIE AGENDA VAN 'N RAADSVERGADERING WAT GEHOU SAL WORD OP
29 JANUARY 2026.

ONDERWERP: KWARTAALVERSLAG (ARTIKEL 52 van MFMA) – OKTOBER - DESEMBER 2025

SUBJECT: QUARTERLY REPORT (SECTION 52 of MFMA) – OCTOBER - DECEMBER 2025

1. AGTERGROND / BACKGROUND

Die doel van hierdie verslag is om te voldoen aan die vereistes van Artikel 52 (d) van die Wet op Munisipale Finansiële Bestuur, No. 56 van 2003, wat die algemene verantwoordelikhede van die Burgermeester voorskryf om aan die raad die finansiële posisie asook die finansiële vordering van die munisipaliteit voor te lê, gemeet teenoor die goedgekeurde begroting vir die 2de kwartaal soos op 31 Desember 2025.

Hierdie verslag bevat ook die nie-finansiële inligting in die vorm van die munisipaliteit se prestasie gemeet teen die teikens soos uiteengesit in die Topvlak Dienslewering en Begroting Implementeringsplan van 2025/2026.

The purpose of this report is to comply with the requirements of Section 52 (d) of the Municipal Finance Management Act, No. 56 of 2003, which prescribes the general responsibilities of the Mayor to table to council the financial position as well as the financial progress of the municipality, measured against the approved budget for the 2nd quarter as at 31 December 2025.

This report also includes the non-financial information in the form of the municipality's performance measured against the targets set out in the Top Level Service Delivery and Budget Implementation Plan 2025/2026.

2. WETGEWING / LEGISLATION

- 2.1 Local Government: Municipal Systems Act 32 of 2000
- 2.2 Local Government: Municipal Finance Management Act 56 of 2003

3. KOPPELING AAN DIE GOP / LINK TO THE IDP

The monthly report links with Chapter 4 of the IDP - Strategic Goal 5 (A Connected and Innovative Local Government).

4. FINANSIËLE IMPLIKASIE / FINANCIAL IMPLICATION

Not applicable.

Grants and Subsidies received and recognised for the period October – December 2025

• LG Equitable Share	: R 55 103 000
• Human Settlements Grant	: R 97 516 640
• Municipal Infrastructure Grant	: R 12 660 000
• Water Services Infrastructure Grant	: R 6 000 000
• Integrated National Electrification Prog.	: R 4 264 000
• Library Grant	: R 4 144 000
• Municipal Water Resilience Grant	: R 1 500 000
• EPWP	: R 886 000
• Fire Service Capacity	: R 550 000
• CDW Operational Grant	: R 59 000

5. AANBEVELING / RECOMMENDATION

Dat kennis geneem word dat die kwartaalverslag op 27 Januarie 2026 by die MPAC ter tafel gelê was “en dat die MPAC, by wyse van verslagdoening aan die Raad, aanbeveel dat die Raad kennis neem van die kwartaalverslag, soos voorgeskryf deur Artikel 52 van die Wet op Munisipale Finansiële Bestuur, Wet 56 van 2003 ten opsigte van die implementering van die begroting sowel as die prestasie teenoor die Topvlak Dienslewering en Begroting Implementeringsplan van die munisipaliteit vir die periode 1 Oktober tot 31 Desember 2025”.

That cognisance be taken that the quarterly report was tabled at the MPAC on 27 January 2026 “and that the MPAC, by way of reporting to the Council, recommends that the Council takes note of the quarterly report as required by Section 52 of the Municipal Finance Management Act, Act 56 of 2003 in respect of the implementation of the budget as well as the performance against the Top Layer Service Delivery and Budget Implementation Plan of the municipality for the period 1 October to 31 December 2025”.

(get) J J Scholtz

MUNICIPAL MANAGER



Verslag ♦ Ingxelo ♦ Report

Office of the Municipal Manager
2026-01-29

7/1/1/2
WARDS: All wards

ITEM __ 8.3 __ OF THE AGENDA OF A COUNCIL MEETING TO BE HELD ON 29 JANUARY 2026

SUBJECT: MID-YEAR BUDGET AND PERFORMANCE ASSESSMENT

1. BACKGROUND AND DISCUSSION

Section 72(1) of the Municipal Finance Management Act (MFMA), Act 56 of 2003, stipulates that the accounting officer of a municipality must by 25 January of each year assess the performance of the municipality during the first half of the financial year and submit a report on such assessment to -

- the mayor of the municipality;
- the National Treasury; and
- the relevant provincial treasury.

In terms of Section 54(1)(f) of the MFMA the mayor must, in the case of a section 72 report, submit the report to the council by 31 January of each year.

The document tabled at this meeting was compiled in accordance with the prescriptions of the Municipal Budget and Reporting Regulations (GN 393 of 17 April 2009).

The mid-year budget and performance assessment report must include both financial and non-financial information.

2. INPUTS AND COMMENTS

The report was compiled in collaboration with the Financial Services Department.

3. LEGISLATION

The following acts and regulations are applicable:

- Section 72 of the MFMA (Mid-year budget and performance assessment)
- Section 54 of the MFMA (Budgetary control and early identification of financial problems)
- Regulations 33, 34 and 35 of the Municipal Budget and Reporting Regulations

On the adjustments budget:

- Regulation 23 of the Municipal Budget and Reporting Regulations

4. ALIGNMENT TO THE IDP

The performance management system measures amongst others the implementation of Chapter 4 of the IDP.

5. FINANCIAL IMPLICATION

None

6. AANBEVELING / RECOMMENDATION

- (a) Dat kennis geneem word van die halfjaarlikse begrotings- en prestasie-evaluasie met betrekking tot die eerste helfte van die 2025/2026 finansiële jaar en meer spesifiek die noodsaaklikheid om die oorspronklike begroting te hersien deur middel van 'n aansuiweringsbegroting.

- (a) *That cognizance be taken of the mid-year budget and performance assessment i.r.o. the first half of the 2025/2026 financial year and more specifically the need to revise the original budget by way of an adjustments budget.*

(get) J J Scholtz

MUNISIPALE BESTUURDER / MUNICIPAL MANAGER

DATUM / DATE: 29 Jan 2026



Verslag ♦ Ingxelo ♦ Report

Office of the Director: Financial Services
22 January 2026

5/1/4
WYK: Alle

ITEM 8.4 VAN DIE AGENDA VAN 'N RAADSVERGADERING WAT GEHOUSAL WORD OP 29 JANUARIE 2026

ONDERWERP: GOEDKEURING VAN DIE 2025/2026 HALF-JAARLIKSE EN MEERJARIGE AANSUIWERINGS-KAPITAAL EN BEDRYFSBEGROTING

SUBJECT: APPROVAL OF THE 2025/2026 MID-YEAR AND MTREF ADJUSTMENTS CAPITAL AND OPERATING BUDGET

1. BACKGROUND

The Municipal Finance Management Act places specific responsibilities and obligations on the Accounting Officer and Executive Mayor regarding the progress made in respect of the implementation of the originally approved budget and performance measured against the goals set out in the Service Delivery and Budget Implementation Plan. To assist the Mayor with his duties in respect of tabling the adjustments budget, the budget steering committee met on 16 January 2026 to discuss and consider the adjustments as a result of the half-year performance ended 31 December 2025.

Opportunity was given to the Chief Financial Officer to present the detail in respect of the mid-year adjustments and to allow for considering performance to date. During this engagement the BSC in the main wanted to ensure consolidation of expenditure and that the achievement of the objectives set in the main budget is not compromised.

Further to the above, the Provincial Adjusted Estimates brought about additional funding (**see Annexure B-3 for the summary**). The roll-overs approved by Provincial and National Treasury for the Human Settlements Development Grant, Municipal Accreditation and Capacity Building Grant, and the Municipal Disaster Response Grant, must also form part of this Mid-year Adjustments budget, in order for the funds to be spent.

1.2 SECTION 72 MID-YEAR BUDGET AND PERFORMANCE ASSESSMENT (LEGISLATIVE RESPONSIBILITIES)

- (1) The accounting officer of a municipality must by 25 January of each year-
 - (a) assess the performance of the municipality during the first half of the financial year, taking into account-
 - (i) the monthly statements referred to in section 71 for the first half of the financial year;
 - (ii) the municipality's service delivery performance during the first half of the financial year, and the service delivery targets and performance indicators set in the service delivery and budget implementation plan;
 - (iii) the past year's annual report, and progress on resolving problems identified in the annual report; and
 - (iv) the performance of every municipal entity under the sole or shared control of the municipality, taking into account reports in terms of section 88 from any such entities; and
 - (b) submit a report on such assessment to-
 - (i) the mayor of the municipality;
 - (ii) the National Treasury; and
 - (iii) the relevant provincial treasury.
- (2) The statement referred to in section 71 (1) for the sixth month of a financial year may be incorporated into the report referred to in subsection (1) (b) of this section.

- (3) The accounting officer must, as part of the review-
 - (a) make recommendations as to whether an adjustments budget is necessary; and
 - (b) recommend revised projections for revenue and expenditure to the extent that this may be necessary.

SECTION 28 MUNICIPAL ADJUSTMENTS BUDGETS

(2) An adjustments budget-

- (a) must adjust the revenue and expenditure estimates downwards if there is material under-collection of revenue during the current year;
- (b) may appropriate additional revenues that have become available over and above those anticipated in the annual budget, but only to revise or accelerate spending programmes already budgeted for;
- (c) may, within a prescribed framework, authorise unforeseeable and unavoidable expenditure recommended by the mayor of the municipality;
- (d) may authorise the utilisation of projected savings in one vote towards spending under another vote;
- (e) may authorise the spending of funds that were unspent at the end of the past financial year where the under-spending could not reasonably have been foreseen at the time to include projected roll-overs when the annual budget for the current year was approved by the council;
- (f) may correct any errors in the annual budget; and
- (g) may provide for any other expenditure within a prescribed framework.

2. HIGH-LEVEL DISCUSSION / MOTIVATION

The adjustments in respect of the Capital Budget for 2025/2026 (**Annexure A: Adjusted 2025/26 MTREF Capital Budget**) will result in a decrease of R13 748 385, which will decrease the 2025/2026 capital budget from R293 798 527 to R280 050 142. Capital projects already completed, of which the final envisaged expenditure figures are known, is adjusted herewith.

The adjustments in respect of the Operating Budget (**Annexure B: Adjusted 2025/26 MTREF Operating Budget**) for 2025/2026 will result in the **net surplus excluding capital grants and contributions of R27 115 762 increasing to a budgeted net surplus of R68 315 588.**

Some adjustments result from additional grant funding in the Provincial Adjustments Budget. The adjustments budget was also informed by an in-depth analysis and consideration of the performance for the mid-year ended 31 December 2025, inclusive of considering the 2024/25 audited outcomes insofar as it impacted the figures in the original budget.

The adjustments to the 2025/2026 MTREF balance sheet budget are due to a combination of adjustments to the capital and operating budgets.

Note: The difference between the actual adjustment amounts listed above and the adjustment amounts in the B-schedule are because of virements within departments that now also forms part of the proposed adjusted budget.

2.1 OPERATING EXPENDITURE

Operating expenditure must increase from R1 458 809 231 to R1 515 384 860. The R56 575 629 increase in operating expenditure was influenced in the main by the following: (Self-explanatory notes attached as **Annexure B-1**)

1. Employee Related Costs – Wages, Salaries and Social Contributions must increase in total by R7 055 861 based on the reasons provided in the attached Annexure B-1;
2. Remuneration of councillors must increase by R220 008 based on the envisaged draft Upper limits for Councillors;

3. Debt impairment must increase by R29 621 654 mainly based on available information and modelling done, linked to the increase in outstanding debt and year to date payment rates;
4. Irrecoverable debts written off must decrease by R18 211 552 mainly as a result of payment rates for Fines;
5. Depreciation and amortisation must decrease by R8 390 772 based on the revised projections for the current year;
6. Interest payable must decrease by R1 118 162 due to the early settlement and redemption of the two external loans;
7. Bulk Purchases: Electricity must increase by R15 452 046 based on year to date increased consumption patterns and the resultant revised mid-year forecasts;
8. Inventory consumed must decrease by R2 406 410 based on the reasons provided in the attached Annexure B-1;
9. Contracted Services must increase by R31 856 706 based on the reasons provided in the attached Annexure B-1;
10. Transfers and Subsidies (Paid) must decrease by R386 665 mainly due to the payments made to the SPCA in the prior year, that are now classified as operational cost for services rendered and not a subsidy;
11. Operational Cost must increase by R3 890 098 based on the reasons provided in the attached Annexure B-1;
12. Losses on Disposal of Assets must decrease by R4 420 137 based on the 2024/25 audited performance and revised projections for the current year;
13. Other Losses (water losses and PEHB) must increase by R3 412 954 based on the 2024/25 audited performance and revised projections for the current year.

2.2 OPERATING REVENUE

Operating revenue must increase from R1 606 490 727 to R1 725 538 886. The R119 048 159 increase in operating revenue was influenced in the main by the following sources: (Self-explanatory notes attached as **Annexure B-2**)

1. Revenue from Property rates must increase by R2 362 480 based on the mid-year revised performance forecasts;
2. Revenue from Electricity service charges must increase by R24 271 865 based on revised forecasts, given the performance year to date;
3. Revenue from Waste Management service charges (Refuse removal) must increase by R1 824 005 based on the revised mid-year performance;
4. Revenue from Waste Water Management service charges (Sewerage) must increase by R2 335 625 based on the revised mid-year performance;
5. Revenue from Water service charges must increase by R4 286 395 based on revised forecasts, given consumption patterns year to date;
6. Rental from Fixed Assets (Facilities and Equipment) must increase by R162 033 based on the revised mid-year performance;
7. Interest from Current and Non-Current Assets earned (External investments) must increase by R22 929 158 mainly due to the increased positive cashflow balance of the 2024/25 audited period;
8. Interest earned from Receivables (Outstanding Debtors) must decrease by R133 985 based on the mid-year performance;

9. Fines, penalties and forfeits must increase by R783 249 based on projections for the current year;
10. Transfers and subsidies – Operational, must decrease by R133 429 364 mainly due to the Housing Top structure funding that moved to Operational revenue;
11. Transfers and subsidies – Capital, must increase by R20 915 650 due to the adjustments to the Human Settlements projects and approved roll-overs;
12. Public Contributions and Donations: Operational, must increase by R40 000 due to the contribution from Slimsun towards transport costs for the Sondeza youth camp;
13. Public Contributions, Donations and Donated PPE: Capital, must increase by R357 054 mainly due to the unspent contribution from Great Cormorant investment and WCED private funding;
14. Operational revenue must increase by R171 879 269 based on the reasons provided in the attached Annexure B-2;
15. Gains on disposal of Assets, must increase by R464 725 based on the reasons provided in the attached Annexure B-2.

2.3 CAPITAL EXPENDITURE

The 2025/2026 capital budget must decrease by R13 748 385, from R293 798 527 to R280 050 142. The decrease was influenced in the main by the following: **(Self explanatory notes attached as Annexure A-1).**

CAPITAL PROJECTS ABOVE THE THRESHOLD AS ENVISAGED BY SECTION 19 OF THE MFMA

SECTION 19 (1) requires that council considers the operational costs over the MTREF and beyond prior to approving these capital projects:

- (1) "A municipality may spend money on a capital project only if-
 - (a) the money for the project, excluding the cost of feasibility studies conducted by or on behalf of the municipality, has been appropriated in the capital budget referred to in section 17 (2);
 - (b) the project, including the total cost, has been approved by the council;
 - (c) section 33 has been complied with, to the extent that this section may be applicable to the project; and
 - (d) the sources of funding have been considered, are available and have not been committed for other purposes."

SECTION 19 (2) requires the following:

- (2) "Before approving a capital project in terms of subsection (1) (b), the council of a municipality must consider-
 - (a) the projected cost covering all financial years until the project is operational; and
 - (b) the future operational costs and revenue on the project, including municipal tax and tariff implications."

Adjustments to the 2025/2026 Capital budget also affects the original Section 19 disclosure in **(Annexure A-2: Capital Projects ito Sec 19).**

The effect of the adjustments on the finance sources are as follows: (Self-explanatory notes attached in **Annexure A-1: Adjusted 2025/26 MTREF Capital Budget**)

FINANCING SOURCES	Original Budget 2025/26	Mid-Year Adj Budget 2025/26	Increase / (Decrease)	Adjusted Budget 2026/27	Adjusted Budget 2027/28
Capital Replacement Reserve (CRR)	143 511 923	138 530 034	(4 981 889)	144 869 611	163 511 318
External Loan	30 000 000	-	(30 000 000)	-	-
Municipal Infrastructure Grant (MIG)	25 405 000	25 405 000	-	27 293 000	28 388 000
Dept. of Infrastructure	58 112 132	89 405 296	31 293 164	38 657 000	103 110 672
Integrated National Electrification Programme (INEP)	17 821 124	-	(17 821 124)	-	21 811 000
Water Services Infrastructure Grant	17 044 000	17 044 000	-	-	-
Municipal Disaster Response Grant	-	7 443 610	7 443 610	-	-
Regional Socio-economic Projects	78 261	78 261	-	-	-
Fire Service Capacity Support Grant	478 261	478 261	-	-	-
Water Resilience Grant	1 304 348	1 304 348	-	-	-
Dept. Cultural Affairs and Sport	43 478	43 478	-	43 478	43 478
Western Cape Education Department (Private funding)	-	308 354	308 354	-	-
Donation	-	9 500	9 500	-	-
GRAND TOTAL	293 798 527	280 050 142	(13 748 385)	210 863 089	316 864 468
MTREF Approved Budgets				224 945 089	310 171 191

RECOMMENDATIONS (as recommended by the Executive Mayoral Committee on 21 January 2026)

- That it be noted that the Budget Steering Committee convened to consider the explanations and motivations provided by the financial staff and other directors in a bid to advise the Executive Mayor on way forward;
- 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 substation, is now regarded as operational expenditure and the grant funding as Construction Contract Revenue, resolving a necessitated reallocation in the adjustments budget;
- Council to approve the R6 786 000 bridging finance of certain electrical infrastructure capital projects 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;
- That approval be granted to amend the 2025/2026 MTREF capital projects as part of the consolidated capital program as per (**Annexure A-1: Adjusted 2025/26 MTREF Capital Budget**), including the amendments to the outer years for the Malmesbury De Hoop 132/11kV Substation project, to facilitate the required procurement process;
- That council considers and approve the amended funding sources linked to council's capital program and take note that these funding sources are available and have not been committed for other purposes;

FINANCING SOURCES	Original Budget 2025/26	Mid-Year Adj Budget 2025/26	Increase / (Decrease)	Adjusted Budget 2026/27	Adjusted Budget 2027/28
Capital Replacement Reserve (CRR)	143 511 923	138 530 034	(4 981 889)	144 869 611	163 511 318
External Loan	30 000 000	-	(30 000 000)	-	-
Municipal Infrastructure Grant (MIG)	25 405 000	25 405 000	-	27 293 000	28 388 000
Dept. of Infrastructure	58 112 132	89 405 296	31 293 164	38 657 000	103 110 672
Integrated National Electrification Programme (INEP)	17 821 124	-	(17 821 124)	-	21 811 000
Water Services Infrastructure Grant	17 044 000	17 044 000	-	-	-
Municipal Disaster Response Grant	-	7 443 610	7 443 610	-	-
Regional Socio-economic Projects	78 261	78 261	-	-	-
Fire Service Capacity Support Grant	478 261	478 261	-	-	-
Water Resilience Grant	1 304 348	1 304 348	-	-	-
Dept. Cultural Affairs and Sport	43 478	43 478	-	43 478	43 478
Western Cape Education Department (Private funding)	-	308 354	308 354	-	-
Donation	-	9 500	9 500	-	-
GRAND TOTAL	293 798 527	280 050 142	(13 748 385)	210 863 089	316 864 468
MTREF Approved Budgets				224 945 089	310 171 191

- (f) That council approves the adjustments (as it relates to Section 19) in respect of the projects listed in **(Annexure A-2: Capital Projects ito Sec 19)**;
- (g) That the following total amended 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;

2025/26 MTREF	Capital Expenditure by Vote				Operating Expenditure by Vote				Total Expenditure by Vote			
	ORGB	ADJUSTED MTREF			ORGB	ADJUSTED MTREF			ORGB	ADJUSTED MTREF		
	2025/26	2025/26	2026/27	2027/28	2025/26	2025/26	2026/27	2027/28	2025/26	2025/26	2026/27	2027/28
R thousands												
Vote 1 - Corporate Services	573	448	575	577	49 233	55 687	52 164	55 536	49 807	56 135	52 739	56 113
Vote 2 - Civil Services	143 991	152 493	116 213	145 139	431 330	429 799	451 042	472 550	575 321	582 293	567 255	617 690
Vote 3 - Council	12	12	12	12	25 469	25 414	26 504	27 629	25 481	25 426	26 516	27 641
Vote 4 - Electricity Services	88 166	35 110	48 092	66 635	559 645	584 030	656 652	643 261	647 810	619 140	704 743	709 896
Vote 5 - Financial Services	168	82	76	672	84 577	84 884	90 928	97 432	84 745	84 966	91 003	98 104
Vote 6 - Development Services	59 076	90 020	44 747	103 205	172 555	190 897	212 688	170 291	231 632	280 916	257 435	273 496
Vote 7 - Municipal Manager	12	42	12	12	11 298	11 682	11 910	12 679	11 310	11 724	11 922	12 691
Vote 8 - Protection Services	1 800	1 844	1 136	612	124 701	132 992	131 430	138 699	126 501	134 836	132 566	139 311
Grand Total	293 799	280 050	210 863	316 864	1 458 809	1 515 385	1 633 317	1 618 077	1 752 608	1 795 435	1 844 180	1 934 941

- (h) That approval be granted to amend the high-level Capital and Operating budgets for the 2025/2026 MTREF as per **(Annexure A and B: Adjusted 2025/26 MTREF Capital and Operating Budget)**, including the amendments to the outer years for the Malmesbury De Hoop 132/11kV Substation project, amongst other, to facilitate the procurement process;

	Original Budget 2025/26	Mid-Year Adj Budget 2025/26	Adjustments	Original Budget 2026/27	Adjusted Budget 2026/27	Original Budget 2027/28	Adjusted Budget 2027/28
Capital budget	293 798 527	280 050 142	(13 748 385)	224 945 089	210 863 089	310 171 191	316 864 468
Operating Expenditure	1 458 809 231	1 515 384 860	56 575 629	1 576 228 890	1 633 317 290	1 618 076 969	1 618 076 969
Operating Revenue	1 606 490 727	1 725 538 886	119 048 159	1 676 968 153	1 676 968 153	1 777 306 422	1 777 306 422
Budgeted (Surplus)/ Deficit	(147 681 496)	(210 154 026)	(62 472 530)	(100 739 263)	(43 650 863)	(159 229 453)	(159 229 453)
Less: Capital Grants and Donations	120 565 734	141 838 438	21 272 704	86 861 478	65 993 478	153 353 150	153 353 150
(Surplus)/ Deficit	(27 115 762)	(68 315 588)	(41 199 826)	(13 877 785)	22 342 615	(5 876 303)	(5 876 303)

- (i) That approval be granted to extend the definition of free basic services relating to indigents in the Tariff file, to also include free bulk basic services to inhabitants of Council recognised informal settlements, not having a service connection in their name (**Annexure C: 2025/26 Tariff File Extract**) and **therefore would not necessarily form part of the register of approved indigent households**;
- (j) That it be noted that the changes to the operating budget will have no impact on tariffs in respect of the 2025/2026 financial year or outer years, but will result in an increased budgeted net surplus from R27 115 762 to a budgeted net surplus of R68 315 588 for 2025/2026;
- (k) That the adjusted budget schedules (B1 to B10) as required by the Budget and Reporting Regulations be approved as set out in (**Annexure D: Budget Report and B-Schedules 2025/26 – 2027/28**);
- (l) 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;
- (m) That the Service Delivery Budget Implementation Plan (SDBIP) where appropriate, be amended accordingly.

NB: for purposes of completeness and implementation, the English version of the recommendations will be relied upon.

AANBEVELINGS (soos aanbeveel deur die Uitvoerende Burgemeesterskomitee op 21 Januarie 2026)

- (a) Dat kennis geneem word dat die Begrotingsbeheerkomitee vergader het om die verduidelikings en motivering van die finansiële personeel en ander direkteure te oorweeg in 'n poging om die Uitvoerende Burgemeester te adviseer insake die pad vorentoe;
- (b) Dat kennis geneem word dat, gebaseer op die nuutste riglyne vanaf die Nasionale Tesourie (NT), die kapitaaluitgawe met betrekking tot Eskom se gedeelte van die toevoer na die substasie vir die opgradering van elektrisiteitsvoorsiening, nou as 'n bedryfsuitgawe beskou word en die finansiering as Konstruksie Kontrak Inkomste, wat 'n herallokasie van fondse in die aansuiweringsbegroting noodsaak;
- (c) Dat die Raad die R6 786 000 oorbruggingsfinansiering van kapitaalprojekte befonds deur CRR, vir sekere elektriese infrastruktuur goedkeur weens die tydsberekening van die INEP-toekennings, wat mag verskil van die Munisipaliteit se finansiële jaar in die konteks van goedkeuring van fondse soos vereis deur die Departement en wanneer die projekte geïmplementeer moet word binne die munisipale konteks;
- (d) Dat goedkeuring verleen word om die 2025/2026 en meerjarige kapitaalprojekte te wysig as deel van die gekonsolideerde kapitaalprogram soos gelys in (**Annexure A-1: Adjusted 2025/26 MTREF Capital Budget**); ingesluit die wysigings aan die buite jare om die voorgeskrewe verkrygingsproses vir die Malmesbury De Hoop 132/11kV Substation projek te akkommodeer;
- (e) Dat die Raad die gewysigde befondsingsbronne oorweeg en goedkeur wat verband hou met die raad se kapitaalprogram en daarop let dat die befondsingsbronne beskikbaar is en nie vir ander doeleindes geoormerk is nie;

FINANCING SOURCES	Original Budget 2025/26	Mid-Year Adj Budget 2025/26	Increase / (Decrease)	Adjusted Budget 2026/27	Adjusted Budget 2027/28
Capital Replacement Reserve (CRR)	143 511 923	138 530 034	(4 981 889)	144 869 611	163 511 318
External Loan	30 000 000	-	(30 000 000)	-	-
Municipal Infrastructure Grant (MIG)	25 405 000	25 405 000	-	27 293 000	28 388 000
Dept. of Infrastructure	58 112 132	89 405 296	31 293 164	38 657 000	103 110 672
Integrated National Electrification Programme (INEP)	17 821 124	-	(17 821 124)	-	21 811 000
Water Services Infrastructure Grant	17 044 000	17 044 000	-	-	-
Municipal Disaster Response Grant	-	7 443 610	7 443 610	-	-
Regional Socio-economic Projects	78 261	78 261	-	-	-
Fire Service Capacity Support Grant	478 261	478 261	-	-	-
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Dept. Cultural Affairs and Sport	43 478	43 478	-	43 478	43 478
Western Cape Education Department (Private funding)	-	308 354	308 354	-	-
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GRAND TOTAL	293 798 527	280 050 142	(13 748 385)	210 863 089	316 864 468
MTREF Approved Budgets				224 945 089	310 171 191

- (f) Dat die raad die wysigings goedkeur (wat verband hou met Artikel 19) ten opsigte van die projekte, soos gelys in **(Annexure A-2: Capital Projects ito Sec 19)**;
- (g) Dat die volgende totale gewysigde uitgawes per departement (per direkteeraat) goedgekeur word, wat insluit beide bedryfs- en kapitale uitgawes per direkteeraat (VOTE), ten einde departemente in staat te stel om pro-aktief ongemagtigde uitgawes te voorkom;

2025/26 MTREF	Capital Expenditure by Vote				Operating Expenditure by Vote				Total Expenditure by Vote			
	ORGB	ADJUSTED MTREF			ORGB	ADJUSTED MTREF			ORGB	ADJUSTED MTREF		
	2025/26	2025/26	2026/27	2027/28	2025/26	2025/26	2026/27	2027/28	2025/26	2025/26	2026/27	2027/28
R thousands												
Vote 1 - Corporate Services	573	448	575	577	49 233	55 687	52 164	55 536	49 807	56 135	52 739	56 113
Vote 2 - Civil Services	143 991	152 493	116 213	145 139	431 330	429 799	451 042	472 550	575 321	582 293	567 255	617 690
Vote 3 - Council	12	12	12	12	25 469	25 414	26 504	27 629	25 481	25 426	26 516	27 641
Vote 4 - Electricity Services	88 166	35 110	48 092	66 635	559 645	584 030	656 652	643 261	647 810	619 140	704 743	709 896
Vote 5 - Financial Services	168	82	76	672	84 577	84 884	90 928	97 432	84 745	84 966	91 003	98 104
Vote 6 - Development Services	59 076	90 020	44 747	103 205	172 555	190 897	212 688	170 291	231 632	280 916	257 435	273 496
Vote 7 - Municipal Manager	12	42	12	12	11 298	11 682	11 910	12 679	11 310	11 724	11 922	12 691
Vote 8 - Protection Services	1 800	1 844	1 136	612	124 701	132 992	131 430	138 699	126 501	134 836	132 566	139 311
Grand Total	293 799	280 050	210 863	316 864	1 458 809	1 515 385	1 633 317	1 618 077	1 752 608	1 795 435	1 844 180	1 934 941

- (h) Dat goedkeuring verleen word om die hoë-vlak kapitaal- en bedryfsbegroting vir die 2025/2026 en meerjarige begrotings as volg te wysig **(Annexure A and B: Adjusted 2025/26 MTREF Capital and Operating Budget)**, ingesluit die wysigings aan die buite jare om die verkrygingsproses vir die Malmesbury De Hoop 132/11kV Substation projek, onder andere, te akkommodeer;

	Oorspronklike Begroting 2025/26	Half-Jaar Aansuiwerings begroting 2025/26	Aanpassings	Oorspronklike Begroting 2026/27	Gewysigde Begroting 2026/27	Oorspronklike Begroting 2027/28	Gewysigde Begroting 2027/28
Kapitaalebegroting	293 798 527	280 050 142	(13 748 385)	224 945 089	210 863 089	310 171 191	316 864 468
Bedryfsuitgawes	1 458 809 231	1 515 384 860	56 575 629	1 576 228 890	1 633 317 290	1 618 076 969	1 618 076 969
Bedryfsinkomste	1 606 490 727	1 725 538 886	119 048 159	1 676 968 153	1 676 968 153	1 777 306 422	1 777 306 422
Begrote (Surplus)/ Tekort	(147 681 496)	(210 154 026)	(62 472 530)	(100 739 263)	(43 650 863)	(159 229 453)	(159 229 453)
Minus: Kapitaal Toekennings en Donasies	120 565 734	141 838 438	21 272 704	86 861 478	65 993 478	153 353 150	153 353 150
(Surplus)/ Tekort	(27 115 762)	(68 315 588)	(41 199 826)	(13 877 785)	22 342 615	(5 876 303)	(5 876 303)

- (i) Dat goedkeuring verleen word om die definisie van gratis basiese dienste vir deernisse in die Tariewe lêer uit te brei om ook gratis grootmaat-basiese dienste in te sluit vir inwoners van erkende informele nedersettings deur die Raad, wat nie 'n dienste-aansluiting in hulle naam het nie (**Annexure C: 2025/26 Tariff File Extract**) en derhalwe nie noodwendig deel vorm van die register van goedgekeurde deernishuishoudings nie;
- (j) Dat kennis geneem word dat die veranderinge in die bedryfsbegroting geen impak op tariewe het ten opsigte van die 2025/2026 finansiële jaar of buite-jare nie maar sal lei tot 'n verhoging in die begrote netto surplus van R27 115 762 na 'n begrote netto surplus van R68 315 588 vir 2025/2026;
- (k) Dat die aangepaste begrotingskedules (B1 tot B10) soos vereis deur die Begroting en Verslagdoening Regulasies goedgekeur word soos vervat in (**Annexure D: Budget Report and B-Schedules 2025/26 – 2027/28**)
- (l) Dat die Hoof Finansiële Beampte voldoen aan die vereistes van die Begrotingsformate in die konteks van die verslagdoeningsvereistes aan Provinsiale en Nasionale Tesourie;
- (m) Dat die Dienslewering – en Begroting Implementeringsplan (SDBIP) toepaslik dienooreenkomstig gewysig word.

NB: vir die volledigheid en implementering, sal op die Engelse weergawe van die aanbevelings staat gemaak word.

(Get) M BOLTON

DIREKTEUR: Finansiële Dienste



ITEM 8.5 OF THE AGENDA OF AN ORDINARY MUNICIPAL COUNCIL MEETING TO BE HELD 29 JANUARY 2026

ONDERWERP: GEDRAGSKODE VIR RAADSLEDE: VERKLARING VAN BELANGE
SUBJECT: CODE OF CONDUCT FOR COUNCILLORS: DECLARATION OF INTERESTS

1. AGTERGROND / BACKGROUND

Die Gedragskode vir Raadslede soos vervat in Bylae 7 van die Munisipale Strukturewet, sowel as die Plaaslike Regering: Munisipale Stelsels Regulasies, 2023 het betrekking.

The Code of Conduct for Councillors, as contained in Schedule 7 of the Municipal Structures Act, as well as the Local Government: Municipal Systems Regulations, 2023 refers.

2. DECLARATION OF INTERESTS

Items 6, 7 and 8 of the Code of Conduct for Councillors determine as follows:

6. Disclosure of interests.—(1) A councillor must—

- (a) disclose to the municipal council, or to any committee of which that councillor is a member, any direct or indirect personal or private business interest that that councillor, or any spouse, partner or business associate of that councillor may have in any matter before the council or the committee; and
- (b) withdraw from the proceedings of the council or committee when that matter is considered by the council or committee, unless the council or committee decides that the councillor's direct or indirect interest in the matter is trivial or irrelevant.

(2) A councillor who, or whose spouse, partner, business associate or close family member, acquired or stands to acquire any direct benefit from a contract concluded with the municipality, must disclose full particulars of the benefit of which the councillor is aware at the first meeting of the municipal council.

(3) This section does not apply to an interest or benefit which a councillor, or a spouse, partner, business associate or close family member, has or acquires in common with other residents of the municipality.

7. Personal gain.—(1) A councillor may not use the position or privileges of a councillor, or confidential information obtained as a councillor, for private gain or to improperly benefit another person.

(2) 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.

8. Declaration of interests.—(1) When elected or appointed, a councillor must within 60 days declare in writing to the municipal manager the following financial interests held by that councillor—

- (a) Shares and securities in any company;
- (b) membership of any close corporation;
- (c) interest in any trust;
- (d) directorships;
- (e) partnerships;
- (f) other financial interests in any business undertaking;
- (g) employment and remuneration;
- (h) interest in property;
- (i) pension; and

- (j) subsidies, grants and sponsorships by any organisation.
- (2) Any change in the nature or detail of the financial interests of a councillor must be declared in writing to the municipal manager annually.
- (3) Gifts received by a councillor above a prescribed amount must also be declared in accordance with subitem (1).
- (4) The municipal council must determine which of the financial interests referred in subitem (1) must be made public having regard to the need for confidentiality and the public interest for disclosure.

2.1 Betreffende die voorgeskrewe bedrag van geskenke deur raadslede ontvang wat verklaar moet word, bepaal die Plaaslike Regering: Munisipale Stelsels Regulasies, 2023, die volgende –

Artikel 6(1): Geskenke wat deur 'n raadslid ontvang is, moet ingevolge item 8(1) van die Kode skriftelik aan die munisipale bestuurder verklaar word waar—

- (a) die waarde van 'n geskenk R1 000 of 'n hoër bedrag soos van tyd tot tyd deur die Minister bepaal, oorskry; en
- (b) die waarde van geskenke wat in enige kalender jaar van 'n enkele bron ontvang is, die drempel van R1 000 of die bedrag ingevolge subregulasie (a) deur die Minister bepaal, oorskry.

Artikel 6(2): 'n Verklaring van geskenke deur 'n raadslid ontvang, moet—

- (a) 'n beskrywing van die geskenke bevat; en
- (b) die waarde en bron van sodanige geskenk of geskenke aandui.

As for the value of gifts to be declared, the Local Government: Municipal Systems Regulations, 2023 stipulate that:

Section 6(1): “Gifts received by a councillor must be declared in writing to the municipal manager in terms of item 8(1) of the Code where –

- (a) the value of a gift exceeds R1000,00 or a higher amount as may be determined by the Minister from time to time; and*
- (b) the value of gifts received from a single source in any calendar year exceeds the threshold of R1 000,00 or the amount determined by the Minister in terms of sub-regulation (a).*

Section 6(2): “A declaration of gifts received by a councillor must –

- (a) contain a description of the gifts; and*
- (b) indicate the value and source of such gift or gifts..”*

3. Dit word nie van raadslede vereis om die volle omvang aan te dui van bv. aandele in 'n maatskappy nie, maar slegs dat aandele gehou word in bv. Yskor, ABSA Bank, ens.

It is not expected from councillors to indicate the full extent of, eg. shares in a company, but only to indicate the shares held, eg. Yskor, ABSA Bank, etc.

4. Raadslede word versoek, en sal jaarliks daaraan herinner word, om hierdie inligting aan die Direkteur: Korporatiewe Dienste deur te gee. Die vorm vir hierdie doeleindes is apart tot die sakelys gesirkuleer en moet teen nie later nie as Woensdag, 11 Februarie 2026 terugbesorg word.

Councillors are requested, and will in future be reminded annually, to submit these particulars to the Office of the Director: Corporate Services. The form for these purposes is circulated separately to the agenda and to be returned by no later than Wednesday, 11 February 2026.

5. **RECOMMENDATION**

- (a) That councillors take cognisance of the requirements in terms of Item 6 to 8 of the Code of Conduct;
- (b)/...

- (b) That councillors take cognisance that the nature or detail of the financial interests of a councillor referred to in Item 8 of the Code of Conduct for Councillors, must be **declared in writing to the Municipal Manager**, including gifts received by such councillor in excess of R1 000,00;
- (c) That cognisance be taken that the declaration referred to in paragraph (b) must be submitted to the Director: Corporate Services by no later than Wednesday 11 February 2026.

5. **AANBEVELING**

- (a) Dat raadslede kennis neem van die bepalings ingevolge items 6 tot 8 van die Gedragskode vir Raadslede;
- (b) Dat raadslede kennis neem dat die aard of detail van die finansiële belange van 'n raadslid soos na verwys in Item 8 van die Gedragskode vir Raadslede, **jaarliks op skrif aan die Munisipale Bestuurder verklaar moet word**, ingesluit geskenke wat deur 'n raadslid ontvang word en wat in waarde R1 000,00 oorskry;
- (c) Dat kennis geneem word dat die verklaring soos na verwys in paragraaf (b), teen nie later nie as Woensdag, 11 Februarie 2026 by die Direkteur: Korporatiewe Dienste ingedien moet word.

(get) M S Terblanche

MUNISIPALE BESTUURDER