



NOTULE VAN 'N GEWONE VERGADERING VAN DIE SWARTLAND MUNISIPALE RAAD GEHOU IN DIE RAADSAAL, MALMESBURY OP DONDERDAG, 29 JANUARIE 2026 OM 10:00

TEENWOORDIG:

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

RAADSLEDE:

Bess, D G (DA)	Penxa, B J (ANC)
Booyesen, A M (VF+)	Pieters, C (ANC)
Fortuin, C (ANC)	Pypers, D C (DA)
Gaika, M F (EFF)	Smit, N (DA)
Jooste, R J (DA)	Van Essen, T (DA)
Le Minnie I S (DA)	Vermeulen, G (VF+)
Nel, M (DA)	Warnick, A K (DA)
Ngozi, M (ANC)	Williams, A M (DA)
Papier, J R (GOOD)	White, G E (PA)

Beampes:

Munisipale Bestuurder, mnr J J Scholtz
Direkteur: Finansiële Dienste, mnr M A C Bolton
Direkteur: Siviele Ingenieursdienste, mnr L D Zikmann
Direkteur: Elektriese Ingenieursdienste, mnr T J Möller
Direkteur: Beskermingsdienste, mnr H Witbooi
Direkteur: Korporatiewe Dienste, me M S Terblanche
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. 'n Spesiale woord van verwelkoming word gerig aan, me G Schultz, die Senior Bestuurder: Kantoor van die Ouditeur-Generaal.

Pastoor J Philander open die vergadering met skriflesing en gebed op uitnodiging van die Speaker.

Die Speaker dra sy gelukwensing oor aan raadslede wat hul verjaarsdag die afgelope tyd herdenk het.

2. VERLOF TOT AFWESIGHEID

Verlof tot afwesigheid word verleen aan rdle E C O'Kennedy en P E Soldaka.

3. AFVAARDIGINGS/VERKLARINGS EN MEDEDELINGS/VOORLEGGINGS

3.1 VOORLEGGING DEUR DIE KANTOOR VAN DIE OUDITEUR-GENERAAL INSAKE DIE 2024/2025 OUDIT UITKOMSTE

'n Voorlegging word gedoen deur die Senior Bestuurder: Kantoor van die Ouditeur-Generaal, me G Schultz, insake die eksterne audit uitkomst van die 2024/2025 finansiële jaar.



MINUTES OF AN ORDINARY MEETING OF THE SWARTLAND MUNICIPAL COUNCIL HELD IN THE BOARDROOM, MALMESBURY ON THURSDAY, 29 JANUARY 2026 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)	Penxa, B J (ANC)
Booyesen, A M (VF+)	Pieters, C (ANC)
Fortuin, C (ANC)	Pypers, D C (DA)
Gaika, M F (EFF)	Smit, N (DA)
Jooste, R J (DA)	Van Essen, T (DA)
Le Minnie I S (DA)	Vermeulen, G (VF+)
Nel, M (DA)	Warnick, A K (DA)
Ngozi, M (ANC)	Williams, A M (DA)
Papier, J R (GOOD)	White, G E (PA)

Officials:

Municipal Manager, Mr J J Scholtz
Director: Financial Services, Mr M A C Bolton
Director: Civil Engineering Services, Mr L D Zikmann
Director: Electrical Engineering Services, Mr T J Möller
Director: Protection Services, Mr H Witbooi
Director: Corporate Services, Ms M S Terblanche
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, and a special welcome to Ms G Schultz, the Senior Manager: Office of the Auditor General.

Pastor J Philander opened the meeting with scripture reading and prayer at the invitation of the Speaker.

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

2. LEAVE OF ABSENCE

Leave of absence is granted to cllrs E C O'Kennedy and P E Soldaka.

3. DEPUTATIONS / STATEMENTS AND COMMUNICATIONS / PRESENTATIONS

3.1 PRESENTATION OF THE 2024/2025 AUDIT OUTCOMES BY THE OFFICE OF THE AUDITOR-GENERAL

A presentation was made by the Senior Manager: Office of the Auditor-General, Ms G Schultz, regarding the external audit outcomes of the 2024/2025 financial year.

3.1/...

Me Schultz hou die volgende aanbevelings deur die Kantoor van die Ouditeur-Generaal voor, naamlik:

- (1) Die Munisipale Bestuurder, met die ondersteuning van bestuur, voortgaan om doeltreffende toesig uit te oefen, gereelde hersienings te doen en nakoming van toepaslike wette en regulasies te monitor, met 'n besondere fokus op die voorkoming van onreëlmatige uitgawes. Die gewenste uitkoms is dat die munisipaliteit daarin slaag om 'n posisie te bereik en te handhaaf waar sodanige uitgawes uitgeskakel word, om sodoende vordering langs die kontinuum te bewerkstelling;
- (2) Die munisipaliteit voortgaan met die ontwikkeling van gedetailleerde aksieplanne om die grondliggende oorsake van ouditbevindinge aan te spreek en langdurige tegniese kwessies op te los, spesifiek met betrekking tot BTW op Biblioteektoelaes. Die Raad en die Ouditkomitee deurlopend hersiening van aksieplanne handhaaf om te verseker dat die voorgestelde aksies gefokus, uitvoerbaar en in staat is om die gewenste uitkomst te bereik. Dit is verder noodsaaklik om die vordering op implementering gereeld te monitor ten einde die tydige en doeltreffende oplossing van geïdentifiseerde kwessies te ondersteun.

VIR KENNISNAME

4. NOTULES VIR BEKRAGTIGING

4.1 NOTULE VAN 'N GEWONE RAADSVERGADERING GEHOU OP 30 OKTOBER 2025

BESLUIT

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

Dat die notule van 'n Gewone Raadsvergadering gehou op 30 Oktober 2025 goedgekeur en deur die Speaker onderteken word.

4.2 NOTULE VAN 'N SPESIALE RAADSVERGADERING GEHOU OP 3 DESEMBER 2025

BESLUIT

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

Dat die notule van 'n Spesiale Raadsvergadering gehou op 3 Desember 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 NOTULE VAN 'N GEWONE VERGADERING VAN DIE UITVOERENDE BURGEMEESTERSKOMITEE GEHOU OP 16 OKTOBER 2025 saamgelees met

NOTULES VAN PORTEFEULJEKOMITEEVERGADERINGS GEHOU OP 8 OKTOBER 2025

5.2 NOTULE VAN 'N GEWONE VERGADERING VAN DIE UITVOERENDE BURGEMEESTERSKOMITEE HOU OP 19 NOVEMBER 2025 saamgelees met

NOTULES VAN PORTEFEULJEKOMITEEVERGADERINGS GEHOU OP 12 NOVEMBER 2025

6./...

3.1/...

Ms Schultz presents the following recommendations by the Office of the Auditor-General, namely:

- (1) With the support of management, the Municipal Manager, continues to exercise effective oversight, conduct regular reviews and to monitor compliance with applicable laws and regulations, with a particular focus on preventing irregular expenses. The desired outcome is that the municipality succeeds in achieving and maintaining a position where such expenditure is eliminated, in order to achieve progress along the continuum;
- (2) The municipality continues to develop detailed action plans to address the root causes of audit findings and resolve long-standing technical issues, specifically with regard to VAT on Library grants. The Council and the Audit Committee maintain ongoing reviews of action plans to ensure that the proposed actions are focused, actionable and able to achieve the desired outcomes. It is further essential to monitor the progress on implementation regularly in order to support the timely and efficient resolution of identified issues.

FOR INFORMATION

4. MINUTES FOR RATIFICATION

4.1 MINUTES OF AN ORDINARY COUNCIL MEETING HELD ON 30 OCTOBER 2025

RESOLUTION

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

That the minutes of an Ordinary Council meeting held on 30 October 2025 be approved and signed by the Speaker.

4.2 MINUTES OF A SPECIAL COUNCIL MEETING HELD ON 3 DECEMBER 2025

RESOLUTION

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

That the minutes of a Special Council meeting held on 3 December 2025 be approved and signed by the Speaker.

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

RESOLUTION

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

5.1 MINUTES OF AN ORDINARY MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD ON 16 OCTOBER 2025

read with

MINUTES OF PORTFOLIO COMMITTEE MEETINGS HELD ON 8 OCTOBER 2025

5.2 MINUTES OF AN ORDINARY MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD ON 19 NOVEMBER 2025

read with

MINUTES OF PORTFOLIO COMMITTEE MEETINGS HELD ON 12 NOVEMBER 2025

6./...

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 1 OKTOBER 2025**
- 6.2 NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 10 OKTOBER 2025**
- 6.3 NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 15 OKTOBER 2025**
- 6.4 NOTULE VAN 'N VERGADERING VAN DIE BODBEOORDELINGSKOMITEE GEHOU OP 29 OKTOBER 2025**

7. SAKE VOORTSPRUITEND UIT DIE NOTULES

Geen.

8. SAKE VIR BESPREKING

8.1 VOORLEGGING VAN KONSEP JAARVERSLAG: 2024/2025 FINANSIËLE JAAR (7/1/1/1)

Die 2024/2025 Konsep Jaarverslag is opgestel ooreenkomstig die formaat soos voorgeskryf deur MFMA Omsendbrief 63 gedateer 26 September 2012, en word voorgelê aan die Raad ingevolge Artikel 127(2) van die Plaaslike Regering: Wet op Munisipale Finansiële Bestuur, 2003 (MFMA, Wet 56 van 2003).

Die jaarverslag sluit onder andere in –

- (1) die finansiële state;
- (2) ouditverslag van die Ouditeur-Generaal; en
- (3) die jaarlikse prestasieverslag.

BESLUIT

(op voorstel van rdl I S le Minnie, gesekondeer deur rdl D C Pypers)

- (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 verhoë 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 analyse sal doen van die verhoë 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.

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

RESOLUTION

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

6.1 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 1 OCTOBER 2025

6.2 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 10 OCTOBER 2025

6.3 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 15 OCTOBER 2025

6.4 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 29 OCTOBER 2025

7. MATTERS ARISING FROM THE MINUTES

None.

8. MATTERS FOR DISCUSSION

8.1 PRESENTATION OF DRAFT ANNUAL REPORT: 2024/2025 FINANCIAL YEAR (7/1/1/1)

The 2024/2025 Draft Annual Report has been prepared in accordance with the format prescribed by MFMA Circular 63 dated 26 September 2012, and is presented to Council in terms of Section 127(2) of the Local Government: Municipal Finance Management Act, 2003 (MFMA, Act 56 of 2003).

The annual report includes, *inter alia* –

- (1) the financial statements;
- (2) audit report of the Auditor-General; and
- (3) the annual performance report.

RESOLUTION

(proposed by cllr I S le Minnie, seconded by cllr D C Pypers)

- (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.

8.2 KWARTAALVERSLAG (ARTIKEL 52 VAN MFMA): OKTOBER TOT DESEMBER 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, Wet 56 van 2003 (MFMA).

BESLUIT

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

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 Begrotingimplementeringsplan van die Munisipaliteit vir die periode 1 Oktober tot 31 Desember 2025.

8.3 HALFJAARLIKSE BEGROTING- EN PRETASIE-EVALUASIE VAN DIE 2025/2026 FINANSIËLE JAAR (7/1/2/2-2)

Artikel 72(1) van die MFMA, Wet 56 van 2003 bepaal dat die rekenpligtige beampte teen 25 Januarie van elke jaar die prestasie van die Munisipaliteit gedurende die eerste helfte van die finansiële jaar moet evalueer en aan die Uitvoerende Burgemeester voorlê.

Die Halfjaarlikse Begroting- en Prestasieverslag, soos opgestel in lyn met die voorskrifte van die Munisipale Begroting- en Verslagdoeningsregulasies (Algemene Kennisgewing 393 soos afgekondig in die Staatskoerant gedateer 17 April 2009), word ter tafel gelê.

BESLUIT

(op voorstel van rdl I S le Minnie, gesekondeer deur rdl D C Pypers)

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.

8.4 GOEDKEURING VAN DIE 2025/2026 HALFJAARLIKSE EN MEERJARIGE AANSUIWERINGS- KAPITAAL EN BEDRYFSBEGROTING (5/1/1/1, 5/1/1/2 – 24/25)

Die 2025/2026 Halfjaarlikse en Meerjarige Aansuiweringskapitaal en -Bedryfsbegroting is bespreek tydens 'n vergadering van die Begrotingsbeheerkomitee gehou op 16 Januarie 2026 en aan die Uitvoerende Burgemeesterskomiteevergadering voorgelê op 21 Januarie 2026 vir aanbevelings aan die Raad.

Die voorlegging van die aansuiweringsbegroting geskied ingevolge Artikel 28 van die MFMA, Wet 56 van 2003 nadat die prestasie van die Munisipaliteit gedurende die eerste helfte van die finansiële jaar geëvalueer is – verwys item 8.3.

Die Speaker bring die aangeleentheid tot stemming en die 2025/2026 Halfjaarlikse en Meerjarige Aansuiweringskapitaal en -Bedryfsbegroting word beslis (in die afwesigheid van twee raadslede) met 19 raadslede ten gunste daarvan en twee raadslede wat buite stemming bly.

BESLUIT

(op voorstel van rdh J H Cleophas, gesekondeer deur rdh T van Essen)

(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)/...

8.2 QUARTERLY REPORT (SECTION 52 OF MFMA), OCTOBER TO DECEMBER 2025 (7/1/1/2-2)

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

RESOLUTION

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

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”.

8.3 MID-YEAR BUDGET AND PERFORMANCE ASSESSMENT FOR THE 2025/2026 FINANCIAL YEAR (7/1/2/2-2)

Section 72(1) of the MFMA, Act 56 of 2003 stipulates that by 25 January of each year, the accounting officer must evaluate and submit to the Executive Mayor the performance of the Municipality during the first half of the financial year.

The Mid-Year Budget and Performance Report, prepared in line with the provisions of the Municipal Budget and Reporting Regulations (General Notice 393 as promulgated in the Government Gazette dated 17 April 2009), is presented.

RESOLUTION

(proposed by cllr I S le Minnie, seconded by cllr D C Pypers)

That cognisance 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.

8.4 APPROVAL OF THE 2025/2026 MID-YEAR AND MTREF ADJUSTMENTS CAPITAL AND OPERATING BUDGETS (5/1/1/1, 5/1/1/2, 5/1/4)

The 2025/2026 Mid-Year and MTREF Adjustment Capital and Operating Budgets were discussed at a Budget Steering Committee Meeting held on 16 January 2026 and tabled to the Executive Mayoral Committee on 21 January 2026 for recommendations to Council.

The tabling of the adjustment budgets is made in terms of Section 28 of the MFMA, Act 56 of 2003 after the performance of the Municipality during the first half of the financial year was evaluated – refer item 8.3.

The Speaker brought the matter to a vote and it was decided (in the absence of two councillors) with 19 councillors in favour and two abstentions.

RESOLUTION

(proposed by ald J Cleophas, seconded by ald T van Essen)

(a) 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;

(b)/...

8.4/...

- (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 geormerk 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	-	-	-
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) 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 direktoraat) goedgekeur word, wat insluit beide bedryfs- en kapitale uitgawes per direktoraat (VOTE), ten einde departemente in staat te stel om pro-aktief ongemagtigde uitgawes te voorkom;

Tabel/...

8.4/...

- (b) Council to note that based on the latest guidance from NT, the capital expenditure to upgrade the electricity supply pertaining to Eskom's portion of the feed to the substation, is now regarded as operational expenditure and the grant funding as Construction Contract Revenue, resolving a necessitated reallocation in the adjustments budget;
- (c) 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;
- (d) 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;
- (e) 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;

Table/...

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;

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)/...

8.4/...

- (m) Dat die Dienslewering- en Begrotingimplementeringsplan (SDBIP) toepaslik dienoooreenkomstig gewysig word.

[Nota: Vir die volledigheid en implementering, sal op die Engelse weergawe van die aanbevelings staat gemaak word.]

8.5 GEDRAGSKODE VIR RAADSLEDE: VERKLARING VAN BELANGE (3/1/1)

Die Gedragskode vir Raadslede soos vervat in Bylae 7 van die Munisipale Strukturewet, bepaal, onder andere, dat raadslede op 'n jaarlikse basis hul belange moet verklaar, ingesluit geskenke wat deur 'n raadslid ontvang was.

Die 2023 Regulasies bepaal dat die belange vir 'n kalenderjaar verklaar moet word en daarom word daar van raadslede vereis om belange vir die periode 1 Januarie 2025 tot 31 Desember 2025 te verklaar.

BESLUIT

- (a) Dat raadslede kennis neem van die bepalinge 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.

GETEKEN:
SPEAKER

8.4/...

- (m) That the Service Delivery Budget Implementation Plan (SDBIP) where appropriate, be amended accordingly.

8.5 CODE OF CONDUCT FOR COUNCILLORS: DECLARATION OF INTEREST (3/1/1)

The Code of Conduct for Councillors as contained in Annexure 7 of the Municipal Structures Act, stipulates, *inter alia*, that councillors must declare their interests on an annual basis, including gifts received by a councillor.

The 2023 Regulations stipulate that the interests must be declared for a calendar year and therefore councillors are required to declare interests for the period 1 January 2025 to 31 December 2025.

RESOLUTION

- (a) That councillors take cognisance of the requirements in terms of Item 6 to 8 of the Code of Conduct;
- (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.

**SIGNED:
SPEAKER**



**NOTULE VAN 'N SPESIALE VERGADERING VAN DIE SWARTLAND MUNISIPALE RAAD VIRTUEEL
GEHOU OP VRYDAG, 27 FEBRUARIE 2026 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)	Soldaka, P E (ANC)
Le Minnie, I S (DA)	Van Essen, T (DA)
Nel, M (DA)	Warnick, A K (DA)
Ngozi, M (ANC)	Williams, A M (DA)
O'Kennedy, E C (DA)	White, G E (PA)
Papier, J R (GOOD)	
Penxa, B J (ANC)	

Beampes:

Munisipale Bestuurder, mnr J J Scholtz
Direkteur: Finansiële Dienste, mnr M A C Bolton
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
Direkteur: Ontwikkelingsdienste, me J S Krieger
Bestuurder: Sekretariaat en Rekords, me N Brand

1. OPENING

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

Die Uitvoerende Burgemeester, rdh J H Cleophas, open die vergadering met gebed op uitnodiging van die Speaker.

2. VERLOF TOT AFWESIGHEID

Verlof tot afwesigheid word verleen aan rdle C Fortuin en G Vermeulen (as gevolg van probleme om vitueel in te skakel).

3. SAKE VIR BESPREKING

3.1 RAADSLIDVERGOEDING: 2025/26 FINANSIËLE JAAR (5/10/1)

Die verhoogde toelaes en byvoordele vir raadslede vir die 2025/2026 finansiële jaar is per Goewermementskennisgewing 7159 afgekondig in Staatskoerant 54179, gedateer 20 Februarie 2026.



MINUTES OF A SPECIAL MEETING OF THE SWARTLAND MUNICIPAL COUNCIL VIRTUALLY HELD ON FRIDAY, 27 FEBRUARIE 2026 AT 10:00

PRESENT:

Speaker, Ald M A Rangasamy
Executive Mayor, Ald J H Cleophas
Executive Deputy Mayor, Cllr 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)
Le Minnie I S (DA)	Van Essen, T (DA)
Nel, M (DA)	Warnick, A K (DA)
Ngozi, M (ANC)	Williams, A M (DA)
O'Kennedy, E C (DA)	White, G E (PA)
Papier, J R (GOOD)	
Penxa, B J (ANC)	

Officials:

Municipal Manager, Mr J J Scholtz
Director: Financial Services, Mr M A C Bolton
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
Director: Development Services, Ms J S Krieger
Manager: Secretariat and Records, Ms N Brand

1. OPENING

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

The Executive Mayor, Ald J H Cleophas, opened the meeting with prayer at the invitation of the Speaker.

2. LEAVE OF ABSENCE

Absence of leave is granted to Cllr C Fortuin and Cllr G Vermeulen (due to connectivity problems).

3. MATTERS FOR DISCUSSION

3.1 COUNCILLOR'S REMUNERATION: 2025/26 FINANCIAL YEAR (5/10/1)

The increased allowances and fringe benefits for councillors for the 2025/26 financial year were promulgated in the Government Gazette 54179 dated 20 February 2026, as announced per Government Notice 7159.

The report to/...

3.1/...

Die verslag tot die sakelys en aanhangsels bevat die finansiële implikasie vir Swartland Munisipaliteit as 'n Graad 4 plaaslike owerheid – daar is voldoende begroot in die 2025/2026 finansiële jaar om die verhoging terugwerkend te implementeer.

Die Speaker noem dat skrywes gestuur is aan CoGTA en SALGA insake die onregverdige wyse waarop die basis van raadslidvergoeding hanteer word.

Die Speaker bring die aangeleentheid tot stemming en (in die afwesigheid van twee raadslede) word –

EENPARIG BESLUIT

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

- (a) Dat kennis geneem word van die inhoud van Goewermenskennisgewing 7159 soos afgekondig in Staatskoerant 54179 gedateer 20 Februarie 2026, asook die implikasies wat die verhoogde toelaes en byvoordele vir die Munisipaliteit as 'n Graad 4 plaaslike owerheid inhou ten aansien van die 2025/26 finansiële jaar, soos toegelig in Aanhangsel B tot hierdie verslag;
- (b) Dat kennis geneem word dat daar genoegsame voorsiening in die 2025/26 bedryfsbegroting gemaak is om die verhoogde toelaes en voordele te dek, en dat die Raad goedkeuring gevolglik verleen vir die implementering daarvan, terugwerkend vanaf 1 Julie 2025;
- (c) Dat daar voldoen sal word aan die oorlegplegingsvereistes van die LUR vir plaaslike regering ten einde lg. se instemming te bekom vir die implementering van die gewysigde toelaes en voordele;
- (d) Dat die Munisipale Bestuurder hom vergewis dat die inligting wat in terme van Item 18 van die Goewermenskennisgewing vereis word aan die LUR vir plaaslike regering voorgelê word, teen nie later nie as 21 April 2026;
- (e) Dat, sodra bevestiging vanaf die Minister van Plaaslike Regering ontvang word, die administrasie versoek word om die raadslidvergoeding so spoedig moontlik te implementeer.

3.2 VOORGESTELDE VERLENGING VAN DIE GOEDGEKEURDE LANGTERMYN-HUURTYDPERK TEN OPSIGTE VAN 'N GEDEELTE VAN ERF 327 (TANS ONGEREGISTREERDE ERF 15701), MALMESBURY (12/2/B)

Die Raad is bewus van die Sonkragaanleg wat beoog word op ±30 ha van Erf 327, Malmesbury en was daar reeds 'n publieke deelnameproses deurloop insake die voorneme om die gedeelte grond aan die aangewese IPP-ontwikkelaar (*Independent Power Producer*) te verhuur.

In die voorbereiding van die betrokke dokumentasie, onder andere die PPA (*Power Purchase Agreement*) is bepaal dat begin- en einddatum van die huurtermyn en PPA nie dieselfde periode kan wees nie, aangesien die konstruksie-, bedryfs- en ontmantelingsfases van die aanleg in ag geneem moet word.

BESLUIT

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

- (a) Dat die voorheen goedgekeurde huurtermyn van 20 jaar (Raadsbesluit van 25 Mei 2023) verleng word tot 'n minimum van 22 jaar en 'n maksimum van 25 jaar, om voorsiening te maak vir die konstruksie-, bedryfs- en ontmantelingsfases van die IPP-aanleg;
- (b) Dat 'n nuwe openbare deelnameproses onderneem word ten opsigte van die verlengde huurtermyn;
- (c)/...

3.1/...

The report to the agenda and annexures contains the financial implications for Swartland Municipality as a Grade 4 local authority. Sufficient funds have been budgeted for in the 2025/26 financial year to implement the increase with retrospective effect from 1 July 2025.

The Speaker mentioned that a letter was submitted to COGTA and Salga on the manner in which the remuneration of councillors are handled.

The Speaker put the matter to a vote and it is decided (in the absence of two councillors) with an –

UNANIMOUS RESOLUTION

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

- (a) That the contents of Government Notice 7159 as published in Government Gazette 54179 dated 20 February 2026 be noted, as well as the implications of same in respect of the increased allowances and benefits payable in respect of the 2025/26 financial year by the Municipality as a Grade 4 local authority, as explained in Annexure B to this report;
- (b) That cognisance be taken that adequate provision has been made in the 2025/26 operating budget in order to cover the increased allowances and benefits, and that the implementation of same thereof be approved, with retrospective effect from 1 July 2025;
- (c) That the consultation prescripts of the MEC for local government be complied with in order to obtain the latter's concurrence with the implementation of the amended allowances and benefits;
- (d) That the Municipal Manager ensures that the information required in terms of Item 18 of the Government Notice be submitted to the MEC for local government, by no later than 21 April 2026;
- (e) That, after the Minister of Local Government signed the concurrence letter, the upper limits must be implemented as soon as possible by the administration.

3.2 PROPOSED EXTENSION OF THE APPROVED LONG-TERM LEASE PERIOD IN RESPECT OF PORTION OF ERF 327 (NOW UNREGISTERED ERF 15701), MALMESBURY (12/2/B)

Council is aware of the Solar Power Plant planned on approximately ±30 ha of Erf 327, Malmesbury, and a public participation process has already been undertaken regarding the intention to lease the portion of land to the designated IPP developer (Independent Power Producer).

During the preparation of the relevant documentation, including the PPA (Power Purchase Agreement), it was determined that the start and end dates of the lease term and the PPA cannot be the same period, as the construction, operational, and decommissioning phases of the plant must be taken into account.

RESOLUTION

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

- (a) That the previously approved lease term of 20 years (Council resolution of 25 May 2023) be extended to a minimum of 22 years and a maximum of 25 years, to provide for construction, operational and decommissioning phases of the IPP facility;
- (b) That a new public participation process be undertaken in respect of the extended lease period;
- (c)/...

3.2/...

- (c) Dat die huurooreenkoms tussen Swartland Munisipaliteit en die aangewese IPP-ontwikkelaar aangegaan word vóór die aanvang van die PPA;
- (d) Dat die finale huurtermyn en huur (nie minder nie as R405 000.00 per jaar, onderhewig aan aanpassing vir inflasie) bepaal word op grond van:
 - Inligting ontvang deur die RFP-proses;
 - Voorleggings deur die aangewese IPP-ontwikkelaar; en
 - Direkte onderhandelinge met die aangewese IPP-ontwikkelaar ingevolge die MFMA en die Batevervreemdingsregulasies;
- (e) Dat die mandaat wat voorheen aan die Munisipale Bestuurder verleen is, herbevestig en uitgebrei word om uitvoering te gee aan die hersiene huurtermyn;
- (f) Dat die nuut opgemete erf, naamlik Erf 15701 Malmesbury, in die akteskantoor geregistreer word ter voorbereiding van die opstel en registrasie van die notariële huurooreenkoms.

**3.3 KLIPFONTEIN BIODIVERSITEITSKOMPENSASIE (ERF 12353 MALMESBURY):
MAGTIGING VAN MUNISIPALE BESTURDER OM MEMORANDUM VAN
OOREENKOMS TE ONDERTEKEN (15/3/1)**

Die Klipfontein Country Estate is 'n residensiële ontwikkeling in Malmesbury wat 'n Omgewingsmagtiging (*Environmental Authorisation*) vereis wat, onder andere, insluit 'n biodiversiteitskompensasie. Spesialis ondersoek het aangedui dat Erf 12353, Malmesbury geskik is as biodiversiteit-afsetgebied.

Die Memorandum van Ooreenkoms tussen die onderskeie partye is met die sakelys gesirkuleer.

BESLUIT

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

- (a) Dat die Memorandum van Ooreenkoms tussen Swartland Munisipaliteit, Malmesbury Property Developments (RF) (Edms) Bpk en Nature Connect met betrekking tot die biodiversiteitskompensasie vir Erf 12353, Malmesbury, goedgekeur word; en
- (b) Dat die Munisipale Bestuurder gemagtig word om verdere (nie-wesenlike) wysigings, indien nodig, aan te bring en om die Memorandum van Ooreenkoms namens Swartland Munisipaliteit te onderteken.

**GETEKEN:
SPEAKER**

3.2/...

- (c) That the lease agreement between Swartland Municipality and the appointed IPP developer be concluded prior to the commencement of the PPA;
- (d) That the final lease term and rental (no less than R405 000.00 per annum, subject to adjustment for inflation) be determined based on:
 - Information received through the RFP process;
 - Submissions by the appointed IPP developer; and
 - Direct negotiations with the appointed IPP developer in terms of the MFMA and the Asset Transfer Regulations.
- (e) That the mandate previously granted to the Municipal Manager be reaffirmed and extended to give effect to the revised lease period;
- (f) That the newly surveyed erf, i.e. Erf 15701 Malmesbury be registered in the deeds office in preparation for the drafting and registration of the notarial lease agreement.

**3.3 KLIPFONTEIN BIODIVERSITY OFFSET (ERF 12353 MALMESBURY):
AUTHORISATION FOR THE MUNICIPAL MANAGER TO SIGN MEMORANDUM OF
AGREEMENT (15/3/1)**

Klipfontein Country Estate is a residential development in Malmesbury that requires an Environmental Authorisation which, among other things, includes a biodiversity offset. Specialist studies indicated that Erf 12353, Malmesbury, is suitable as a biodiversity offset area.

The Memorandum of Agreement between the respective parties was circulated with the agenda.

RESOLUTION

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

- (a) That the Memorandum of Agreement between Swartland Municipality, Malmesbury Property Developments (RF) (Pty) Ltd and Nature Connect regarding the biodiversity offset for Erf 12353, Malmesbury be approved; and
- (b) That the Municipal Manager be authorise to effect further (and not significant) changes if needed, and to sign the Memorandum of Agreement on behalf of Swartland Municipality.

**SIGNED:
SPEAKER**



NOTULE VAN 'N VERGADERING VAN DIE UITVOERENDE BURGEMEESTERSKOMITEE GEHOU IN DIE RAADSAAL, MALMESBURY OP DINSDAG, 9 DESEMBER 2025 OM 10:00

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

Ander raadslede:

Die Speaker, rdh M A Rangasamy

Beampies:

Munisipale Bestuurder, mnr J J Scholtz
Direkteur: Finansiële Dienste, mnr M Bolton
Direkteur: Siviele Ingenieursdienste, mnr L D Zikmann
Direkteur: Beskermingsdienste, mnr H Witbooi
Direkteur: Ontwikkelingsdienste, me J S Krieger
Senior Bestuurder: Inligtingstegnologie- en Kommunikasiedienste, mnr J Pienaar
Bestuurder: Sekretriaat en Rekordsdienste, me N Brand

1. OPENING

Die voorsitter verwelkom lede en open die vergadering met gebed.

2. VERLOF TOT AFWESIGHEID

Kennis geneem van die verskonings ontvang vanaf die Direkteur: Korporatiewe Dienste, me M S Terblanche en die Direkteur: Elektriese Ingenieursdienste, mnr T Möller.

3. VOORLEGGINGS/AFVAARDIGINGS/SPREEKBEURTE

3.1 TOEKENNING DEUR BURGEMEESTER AAN MEV CYNTHIA SLINGERS AS DEEL VAN DIE SERVICE EXCELLENCE-TOEKENNINGS

Die voorsitter noem dat mev C Slingers nie teenwoordig kon wees by die onlangse *Service Excellence*-toekenningsfunksie nie.

Die voorsitter noem, dat alhoewel die doel van die toekennings is om amptenare te vereer vir hulle bydrae tot dienslewering aan die gemeenskap en die doeltreffende funksionering van die Munisipaliteit, daar besluit is om ook lede van die publiek te vereer.

Die voorsitter gee agtergrond tot die betrokkenheid van mev C Slingers in die gemeenskap en op verskeie gemeenskapstrukture. Die voorsitter bedank mev Slingers vir haar onbaatsugtige dienslewering aan die gemeenskap en haar ingesteldheid om 'n bydrae te lewer tot die welstand van die inwoners van die Swartland.



MINUTES OF A MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD IN THE COUNCIL CHAMBER, MALMESBURY ON TUESDAY, 9 DECEMBER 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 D G Bess
Cllr N Smit
Ald T van Essen
Cllr A K Warnick

Other council members:

The Speaker, ald M A Rangasamy

Officials:

Municipal Manager, mr J J Scholtz
Director: Financial Services, mr M Bolton
Director: Civil Engineering Services, mr L D Zikmann
Director: Protection Services, mr H Witbooi
Director: Development Services, ms J S Krieger
Senior Manager: Information Technology and Communication Services, mr J Pienaar
Manager: Secretariate and Record Services, ms N Brand

1. OPENING

The Chairperson welcomed members and opened the meeting with prayer.

2. LEAVE OF ABSENCE

Apologies received from the Director: Corporate Services, ms M S Terblanche and the Director: Electrical Engineering Services, mr T Möller are noted.

3. DEPUTATIONS / STATEMENTS AND COMMUNICATIONS / PRESENTATIONS

3.1 AWARD BY MAYOR TO MRS CYNTHIA SLINGERS AS PART OF THE SERVICE EXCELLENCE-AWARDS

The Chairperson stated that mrs C Slingers could not be present at the recent Service Excellence Award function.

The Chairperson also stated that although the purpose of the awards is to honour officials for their contribution to service delivery to the community and the efficient functioning of the Municipality, it has been decided to honour members of the public as well.

The Chairperson gave background to the involvement of mrs C Slingers in the community and on various community structures. The Chairperson thanked mrs Slingers for her selfless service to the community and her mindset to contribute to the well-being of the residents of the Swartland.

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Die voorsitter noem dat dit as 'n groot eer beskou word om die *Service Excellence*-toekenning aan haar te oorhandig.

Mev C Slingers noem dat sy al 56 jaar woonagtig is in die Swartland en hou die aanhaling deur Moeder Theresa voor: "A life not lived for others is not a life".

VIR KENNISNAME

4. NOTULES

4.1 NOTULE VAN 'N GEWONE VERGADERING VAN DIE UITVOERENDE BURGE-MEESTERSKOMITEE GEHOU OP 19 NOVEMBER 2025

BESLUIT

(op voorstel van rdl N Smit, gesekondeer deur rdd J M de Beer)

Dat die notule van 'n Gewone Uitvoerende Burgemeesterskomiteevergadering gehou op 19 November 2025 goedgekeur en deur die Uitvoerende Burgemeester onderteken word, onderhewig aan die volgende regstelling van erfnommers:

ITEM 7.8: VERHURING VAN TORING GELEë OP 'N GEDEELTE VAN **ERF 7516** (ipv Erf 7156), JAKARANDASTRAAT, MALMESBURY AAN DIE ILINGE LETHU BUURTWAG (12/1/3/1-8/1)

ITEM 7.13: HERNUWING VAN HUUR VAN **ERF 478** (ipv Erf 471) DARLING VANAF J F & K J KIRSTEN TRUST VIR DOELEINDES OM 'N BRANDWEERSTASIE TE BEDRYF (12/1/3-3)

5. SAKE VOORTSPRUITEND UIT DIE NOTULES

Geen.

6. MAANDVERSLAG: OKTOBER 2025

6.1 MUNISIPALE BESTUURDER (7/1/2/2-7)

Die maandverslag van die Kantoor van die Munisipale Bestuurder vir die maand van Oktober 2025 word ter tafel gelê.

BESLUIT

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

Dat kennis geneem word van die inhoud van die maandverslag van die Direkoraat: Siviele Ingenieursdienste ten opsigte van Oktober 2025.

6.2 KORPORATIEWE DIENSTE (7/1/2/2-1)

Die maandverslag van die Direkoraat: Korporatiewe Dienste vir die maand van Oktober 2025 word ter tafel gelê.

BESLUIT

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

Dat kennis geneem word van die inhoud van die maandverslag van die Direkoraat: Korporatiewe Dienste ten opsigte van Oktober 2025.

6.3 FINANSIËLE DIENSTE (7/1/2/2-7)

Die maandverslag van die Direkoraat: Finansiële Dienste vir die maand van Oktober 2025 word ter tafel gelê.

Die Direkteur: Finansiële Dienste noem dat die lae kapitaalspandering 'n bekommernis is en ook deur die Ouditeur-Generaal as 'n risiko geïdentifiseer is. Die Direkteur: Finansiële Dienste verduidelik die effek van hoë kapitaalspandering in die laaste twee

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The Chairperson further stated that it is considered a great honour to present her with the Service Excellence Award.

Mrs C Slingers stated that she has lived in the Swartland for 56 years and recites the quote by Mother Theresa: "A life not lived for others is not a life."

NOTED

4. MINUTES

4.1 MINUTES OF THE ORDINARY EXECUTIVE MAYORAL COMMITTEE MEETING HELD ON 19 NOVEMBER 2025

RESOLUTION

(proposed by cllr N Smit, seconded by ald J M de Beer)

That the minutes of the Ordinary Executive Mayoral Committee meeting held on 19 November 2025 be approved and signed by the Executive Mayor, subject to the following correction of erf numbers:

ITEM 7.8: LEASE OF TOWER LOCATED ON A PORTION OF **ERF 7516** (instead of Erf 7156), JACARANDA STREET, MALMESBURY TO THE ILINGE LETHU NEIGHBOURHOOD WATCH (12/1/3/1-8/1)

ITEM 7.13: RENEWAL OF LEASE OF **ERF 478** (instead of Erf 471). DARLING FROM J F & K J KIRSTEN TRUST FOR PURPOSES OF OPERATING A FIRE STATION (12/1/3-3)

5. MATTERS ARISING FROM THE MINUTES

None.

6. MONTHLY REPORT: OKTOBER 2025

6.1 MUNICIPAL MANAGER (7/1/2/2-7)

The monthly report of the Office of the Municipal Manager for the month of October 2025 is tabled.

RESOLUTION

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

That note be taken of the contents of the monthly report of the Directorate: Civil Engineering Services in respect of October 2025.

6.2 CORPORATE SERVICES (7/1/2/2-1)

The monthly report of the Directorate: Corporate Services for the month of October 2025 is tabled.

RESOLUTION

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

That note be taken of the contents of the monthly report of the Directorate: Corporate Services in respect of October 2025.

6.3 FINANCIAL SERVICES (7/1/2/2-2)

The monthly report of the Directorate: Financial Services for the month of October 2025 is tabled.

The Director: Financial Services mentioned that the low capital expenditure is a concern and has also been identified as a risk by the Auditor-General. The Director: Financial Services explains the effect of high capital expenditure in the last two months of the

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maande van die voorafgaande finansiële jaar, onder andere, dat die krediteure betaling tot op 28 dae gestyg het – alhoewel nog binne die NT-norm van 30 dae, word dit as 'n verdere risiko geag.

Rdh T van Essen spreek sy bekommernis uit teenoor die uitstaande debiteure wat op 'n jaarlikse basis styg en bevestig die Direkteur: Finansiële Dienste dat die skuld met R6 tot R6,5 miljoen jaarliks styg en dat die voorsiening wat gemaak moet word vir skuld wat jaarliks styg ook as 'n risiko deur die Ouditeur-Generaal uitgewys is.

Die Direkteur: Finansiële Dienste noem dat die aansoeke vir deernissubsidie toeneem en dat dit toegeskryf kan word aan die verlies aan werkseleenthede en 'n toename in werkloosheid. Daar sal dus tydens die 90-dae begroting oorweging verleen moet word om die inkomsteperk om te kwalifiseer vir deernissubsidie te verlaag om meer huishoudings te kan akkommodeer. Verder beplan die direktoraat om 'n veldtog te loods om agterstallig skuld in te vorder deur op 'n 50/50 basis die kliënt tegemoet te kom.

BESLUIT

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

Dat kennis geneem word van die inhoud van die maandverslag van die Direkoraat: Finansiële Dienste ten opsigte van Oktober 2025.

6.4 SIVIELE INGENIEURSDIENSTE (7/1/2/2-4)

Die maandverslag van die Direkoraat: Siviele Ingenieursdienste vir die maand van Oktober 2025 word ter tafel gelê.

Die Direkteur: Siviele Ingenieursdienste noem dat alhoewel die damvlakke aansienlik laer is as verlede jaar daar op 'n onlangs Bestuursforumvergadering besluit het om nie waterbeperkings te oorweeg nie.

'n Bespreking volg aangaande die druk op die grootmaatwater-voorsieningstelsel wat toegeskryf kan word aan verskeie faktore, onder andere –

- (1) Verhoogde onttrekking uit stelsel weens bevolkingsgroei;
- (2) Klimaatsveranderinge, bv. hitte-toestande gedurende November;
- (3) Opgradering van meesterplanne om kritiese infrastruktuur vir opgradering te identifiseer;
- (4) Gebrek aan kapitaalspandering oor die laaste 10 tot 15 jaar en die agterstand wat hierdeur ontstaan het met die opgradering van die stelsel – die Direkteur: Siviele Ingenieursdienste noem dat 'n vergadering eersdaags met Zutari Raadgewende Ingenieurs sal plaasvind om die aanwending van die SIDAFF-fondse vir kritiese opgraderings te bespreek;
- (5) Die ontwerp van die stelsel om slegs x2 pompe (alhoewel daar x4 is) te laat loop en die risiko's wat gepaardgaan met aansakeling van addisionele pomp, bv. wie verantwoordelik gaan wees vir 'n pypbreuk as die druk verhoog word.

Die voorsitter noem dat die belangrik is om kennis te neem van die nodigheid om die grootmaatwaterstelsel op te gradeer met die oog op toekomstige begrotings en die maanklike verwroeg van projekte. Die Direkteur: Finansiële Dienste bevestig dat Swartland Munisipaliteit in 'n gunstige posisie is om 'n groot deel van die projekte te finansier.

Die Munisipale Bestuurder noem die belangrikheid om kapasiteit op die grootmaatstelsels (water, riool en vullisverwydering) te hê om ekonomiese groei te verseker.

BESLUIT

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

- (a) Dat kennis geneem word van die inhoud van die maandverslag van die Direkoraat: Siviele Ingenieursdienste ten opsigte van Oktober 2025;
- (b) Dat daar pro-aktief opgetree word deur 'n skrywe aan die Departement van Waterwese te rig met die versoek om die kanale wat die Voëlvleidam voed na te gaan vir gebreke en oorgroeide gedeeltes;

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preceding financial year, that, inter alia, creditor payments increased to 28 days – although still within the NT norm of 30 days – this is considered a further risk.

Ald T van Essen expressed his concern about the outstanding debtors that are increasing on an annual basis, and the Director: Financial Services confirmed that the debt increases annually by R6 to R6,5 million and that the provision made for debt that increases annually has also been identified as a risk by the Auditor-General.

The Director: Financial Services mentioned that the applications for indigent subsidies are increasing and that this can be attributed to the loss of jobs and an increase in unemployment. Consideration will therefore have to be given during the 90-day budget to lower the income limit to qualify for indigent subsidies in order to accommodate more households. Furthermore, the Directorate plans to launch a campaign to collect arrears by accommodating the client on a 50/50 basis.

RESOLUTION

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

That note be taken of the contents of the monthly report of the Directorate: Financial Services in respect of October 2025.

6.4 CIVIL ENGINEERING SERVICES (7/1/2/2-4)

The monthly report of the Directorate: Civil Engineering Services for the month of October 2025 is tabled.

The Director: Civil Engineering Services mentioned that although the dam levels are significantly lower than last year, it was decided at a recent Management Forum meeting not to consider water restrictions.

A discussion ensues regarding the pressure on the bulk water supply system which can be attributed to various factors, inter alia –

- (1) Increased withdrawal from system due to population growth;
- (2) Climate changes, e.g. heat conditions during November;
- (3) Upgrading of master plans to identify critical infrastructure for upgrading;
- (4) Lack of capital expenditure over the last 10 to 15 years and the backlog that arose as a result in the upgrading of the system – the Director: Civil Engineering Services adds that a meeting will soon take place with Zutari Consulting Engineers to discuss the utilisation of the SIDAFF funds for critical upgrades;
- (5) The design of the system to run only x2 pumps (although there are x4) and the risks associated with switching on an additional pump, e.g. who would be responsible for a pipe rupture if the pressure is increased.

The Chairperson mentioned that it is important to note the need to upgrade the bulk water system in view of future budgets and the possibility of bringing forward projects. The Director: Financial Services confirmed that Swartland Municipality is in a favourable position to finance a large portion of the projects.

The Municipal Manager stated the importance of having capacity on the bulk systems (water, sewage and garbage disposal) to ensure economic growth.

RESOLUTION

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

- (a) That note be taken of the contents of the monthly report of the Directorate: Civil Engineering Services in respect of October 2025;
- (b) That proactive action be taken by sending a letter to the Department of Water Affairs requesting that the channels feeding the Voëlvlei Dam be checked for defects and overgrown portions;
- (c) That a further letter be addressed to the Department of Water Affairs to request feedback regarding progress with projects by the relevant department to increase the delivery capabilities of the system, inter alia, the increase of the dam

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- (c) Dat 'n verdere skrywe aan die Departement van Waterwese gerig word om terugvoering te versoek insake vordering met projekte deur die betrokke departement om leweringsvermoë van die stelsel te verhoog, onder andere, die verhoging van die damwal by die Voëlvleidam, die *Mitchell Pass Diversion Scheme* (kanale vanaf Ceres), en die implementering van die BRVAS-stelsel.

6.5 ELEKTRIESE INGENIEURSDIENSTE (7/1/2/2-6)

Die maandverslag van die Direkoraat: Elektriese Ingenieursdienste vir die maand van Oktober 2025 word ter tafel gelê.

BESLUIT

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

Dat kennis geneem word van die inhoud van die maandverslag van die Direkoraat Elektriese Ingenieursdienste ten opsigte van Oktober 2025.

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

Die maandverslag van die Direkoraat: Ontwikkelingsdienste vir die maand van Oktober 2025 word ter tafel gelê.

Die Direkteur: Ontwikkelingsdienste noem dat 102 huise die afgelope tyd oorhandig is. 'n Groot probleem wat oor die feesseisoen ervaar word is vandalisme en inbrake by die behuisingsprojekte/konstruksieterreine. ASLA is verantwoordelik vir die sekuriteit by die konstruksie-terreine, maar is daar by die onlangse Bestuurspanvergadering besluit dat wettoepassing ook op 'n gereelde basis sigbaar moet wees by hierdie terreine.

BESLUIT

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

Dat kennis geneem word van die inhoud van die maandverslag van die Direkoraat Ontwikkelingsdienste ten opsigte van Oktober 2025.

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

- 6.7.1 PRESTASIEVERSLAG
6.7.2 VERKEER- EN WETSTOEPASSINGSDIENS
6.7.3 BRANDWEERDIENSTE

Die maandverslag van die Direkoraat: Beskermingsdienste vir die maand van Oktober 2025 word ter tafel gelê.

Die Direkteur: Beskermingsdienste, met verwysing na die lae slaagsyfer van leerlinglisensies op die nuwe elektroniese stelsel, noem dat die Departement van Mobiliteit inligting op hulle webtuiste geplaas het om persone te help om beter voor te berei vir die toets. Dit word ook aanbeveel dat die K53-toepassing op selfone afgelaai word vir voorbereiding van die toets.

Die inligting sal op die Munisipaliteit se sosiale media platforms beskikbaar gestel word.

BESLUIT

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

Dat kennis geneem word van die inhoud van die maandverslag van die Direkoraat Beskermingsdienste ten opsigte van Oktober 2025.

7. NUWE SAKE

7.1 MANDAAT: MUNISIPALE PRESTASIE, RISIKO EN OUDITKOMITEE (5/15/1/3)

Die Handves van die Prestasie, Risiko en Ouditkomitee bevat die rolle en verantwoordelikhede van lede en moet op 'n gereelde basis hersien word vir goedkeuring deur die Uitvoerende Burgemeesterskomitee.

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embankment at the Voëlvlei Dam, the Mitchell Pass Diversion Scheme (channels from Ceres), and the implementation of the BRVAS system.

6.5 ELECTRICAL ENGINEERING SERVICES (7/1/2/2-6)

The monthly report of the Directorate: Electrical Engineering Services for the month of October 2025 is tabled.

RESOLUTION

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

That note be taken of the contents of the monthly report of the Directorate: Electrical Engineering Services in respect of October 2025.

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

The monthly report of the Directorate: Development Services for the month of October 2025 is tabled.

The Director: Development Services mentioned that 102 houses have been handed over lately. A major problem experienced over the festive season is vandalism and burglaries at the housing projects/construction sites. ASLA is responsible for the security at the construction sites, but it was decided at the recent Management Team meeting that law enforcement should also be visible at these sites on a regular basis.

RESOLUTION

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

That note be taken of the contents of the monthly report of the Development Services Directorate in respect of October 2025.

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

- 6.7.1 PERFORMANCE MANAGEMENT
6.7.2 TRAFFIC AND LAW ENFORCEMENT SERVICES
6.7.3 FIRE SERVICES

The monthly report of the Directorate: Protection Services for the month of October 2025 is tabled.

With reference to the low pass rate of learners' licences on the new electronic system, the Director: Protection Services stated that the Department of Mobility posted information on their website to help persons to better prepare for the test. It is also recommended that the K53 application be downloaded on mobile phones to prepare for the test.

The information will be made available on the Municipality's social media platforms.

RESOLUTION

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

That note be taken of the contents of the monthly report of the Directorate: Protection Services in respect of October 2025.

7. NEW MATTERS

7.1 MANDATE: MUNICIPAL PERFORMANCE, RISK AND AUDIT COMMITTEE (5/15/1/3)

The Charter of the Performance, Risk and Audit Committee contains the roles and responsibilities of members and must be reviewed on a regular basis for approval by the Executive Mayoral Committee.

7.1/...

BESLUIT

(op voorstel van rdl N Smit, gesekondeer deur rdl D G Bess)

Dat die Handves van die Prestasie, Risiko en Ouditkomitee deur die Uitvoerende Burgemeesterskomitee goedgekeur en deur die lede van die Prestasie, Risiko en Ouditkomitee aanvaar word vir hulle om bewus te wees van hul verantwoordelikhede.

7.2 NOTULES VAN 'N MUNISIPALE PRESTASIE, RISIKO EN OUDITKOMITEE-VERGADERING GEHOU OP 19 EN 26 AUGUSTUS 2025 (5/15/1/3)

Die Ouditkomitee dien as 'n volwaardige onafhanklike komitee van die Raad en vervul sy funksie ingevolge die bepalings van artikel 166 van die Plaaslike Regering: Munisipale Finansiële Bestuurswet, Nr 56 van 2003.

Die notules van die Munisipale Prestasie en Risiko Ouditkomitee-vergaderings onderskeidelik gehou op 19 Augustus 2025 en 26 Augustus 2025 is met die sakelys gesirkuleer, en bevat geen aanbevelings aan die Uitvoerende Burgemeesterskomitee vir oorweging nie.

BESLUIT

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

Dat kennis geneem word van die notules van die Munisipale Prestasie, Risiko en Ouditkomitee se vergaderings van 19 and 26 Augustus 2025.

7.3 TENDER L01/25/26: VERKOOP VAN ERF 1071 CHATSWORTH (8/2/2/8)

Die Raad het in Julie 2021 in beginsel goedkeuring verleen vir die vervreemding van Erf 1017, Chatsworth ingevolge die wetgewende vereistes. Daar is verder besluit om die eiendom by wyse van 'n publieke tender beskikbaar te stel, onderhewig aan die suksesvolle hersenering van Erf 1071, Chatsworth vanaf Publieke Oopruimte Sone 1 na Besigheid Sone 1.

Die herseneringsproses, beperk tot 'n vergunningsgebruik vir die oprigting van 'n diensstasie en gepaardgaande infrastruktuur en die verkryging van die vereiste Omgewingsmagtiging ingevolge die betrokke wetgewing en regulasies het 'n geruime tyd geduur. Die verkoop van Erf 1071, Chatsworth is eers op 12 Augustus 2025 geadverteer.

Met die sluiting van die tender is daar drie aanbiedinge ontvang, waarvan slegs een tenderaar aan al die vereistes voldoen het.

BESLUIT

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

- (a) Dat kennis geneem word van die prosesse wat gevolg is vir Tender L01/25/26 (Verkoop van Erf 1071 Chatsworth) om toegeken te word aan Emerald Fire Trading 216 CC vir die bedrag van R851 212.85 BTW uitgesluit;
- (b) Dat die oordrag van die bate (onderwerp eiendom) aan Emerald Fire Trading 216 CC goedgekeur word, en die Verkoopopreënkomst onderteken word deur die Direkteur: Korporatiewe Dienste.

7.4 TENDER L02/25/26: VERKOOP VAN ERF 11350 (IRISSTRAAT) MALMESBURY (8/2/2/8)

Die Raad het in Maart 2025 in beginsel goedkeuring verleen vir die vervreemding van Erf 11350, Irisstraat, Malmesbury (groot ±229 m²) by wyse van 'n publieke tender.

Tenders is uitgenooi om 20 Mei 2025, nadat geen besware ontvang is vir die vervreemding van die betrokke erf nie, en met die sluitingsdatum is drie aanbiedinge ontvang. Slegs een tenderaar het aan al die vereistes voldoen.

Besluit

7.1/...

RESOLUTION

(proposed by cllr N Smit, seconded by cllr D G Bess)

That the Charter of the Performance, Risk and Audit Committee be approved by the Executive Mayoral Committee and adopted by the Performance, Risk and Audit Committee members for them to be aware of their responsibilities.

7.2 MINUTES OF THE MUNICIPAL PERFORMANCE, RISK AND AUDIT COMMITTEE MEETINGS HELD ON 19 AND 26 AUGUST 2025 (5/15/1/3)

The Audit Committee serves as a fully-fledged independent committee of Council and performs its function in terms of the provisions of section 166 of the Local Government: Municipal Finance Management Act, No. 56 of 2003.

The minutes of the Municipal Performance, Risk and Audit Committee meetings held on 19 August 2025 and 26 August 2025 respectively were circulated with the agenda, and do not contain any recommendations to the Executive Mayoral Committee for consideration.

RESOLUTION

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

That cognizance be taken of the minutes of the meetings of the Municipality's Performance, Risk and Audit Committee of 19 and 26 August 2025.

7.3 TENDER L01/25/26: SALE OF ERF 1071 CHATSWORTH (8/2/2/8)

In July 2021 Council approved in principle the alienation of Erf 1071, Chatsworth in terms of legislative requirements. It was further decided to make the property available by way of a public tender, subject to the successful rezoning of Erf 1071, Chatsworth from Public Open Space Zone 1 to Business Zone 1.

The rezoning process, limited to a consent of use for the erection of a service station and associated infrastructure and obtaining the required Environmental Authorization in terms of the relevant legislation and regulations took some time. The sale of Erf 1071, Chatsworth was only advertised on 12 August 2025.

At the closing of the tender, three bids were received, of which only one tenderer met all the requirements.

RESOLUTION

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

- (a) That cognizance be taken of the processes followed for Tender L01/25/26 (Sale of Erf 1071 Chatsworth) to be awarded to Emerald Fire Trading 216 CC at the amount of R851 212.85 excluding VAT;
- (b) That the transfer of the asset (subject property) to Emerald Fire Trading 216 CC be approved, and the Agreement of Sale be signed by the Director: Corporate Services.

7.4 TENDER L02/25/26: SALE OF ERF 11350 (IRIS STREET) MALMESBURY (8/2/2/8)

In March 2025 Council approved in principle the alienation of Erf 11350, Iris Street, Malmesbury (size ±229 m²) by way of a public tender.

Tenders were invited on 20 May 2025, after no objections were received for the alienation of the erf in question, and three bids were received by the closing date. Only one tenderer met all the requirements.

Resolution/...

7.4/...

BESLUIT

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

- (a) Dat kennis geneem word van die prosesse wat gevolg is vir Tender L02/25/26 (Verkoop van Erf 11350 Malmesbury) om toegeken te word aan Mahlape Abigail Tsolo vir die bedrag van R309 000.00 BTW uitgesluit;
- (b) Dat die oordrag van die bate (onderwerp eiendom) aan Mahlape Abigail Tsolo goedgekeur word, en die Verkoop-ooreenkoms onderteken word deur die Direkteur: Korporatiewe Dienste.

7.5 VERHURING VAN TENNIS KLUBHUIS EN SKEEPSVRAGHOUER AAN DIE OMEGA RESIES DUIWEKLUB MALMESBURY, GELEË OP 'N GEDEELTE VAN ERF 13044 TE WESBANK SPORTGRONDE, MALMESBURY (17/9/2/2-8)

'n Aansoek is ontvang vanaf die Omega Resies Duiweklub Malmesbury om vir 'n verdere termyn die Tennisklub en Skeepsvragehouer geleë op die Wesbank Sportgronde vir die uitvoering van hulle aktiwiteite te huur.

BESLUIT

(op voorstel van rdd J M de Beer, 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 tennis klubhuis en skeepsvragehouer, geleë op 'n gedeelte van Erf 13044 Malmesbury by die Wesbank Sportgronde, Alfastraat aan die Omega Resies Duiweklub Malmesbury, onderworpe aan die standaard voorwaardes asook die volgende voorwaardes:
 - (i) Dat die verhuring vir 'n tydperk van 10 maande sal duur vanaf 1 Februarie 2026 tot 30 November 2026;
 - (ii) Dat die huurgeld ten bedrae van R120.00 vir die bogenoemde tydperk, BTW uitgesluit, betaalbaar sal wees deur die huurder;
 - (iii) Dat geen betaling vir diensteverbruik betaalbaar gaan wees nie;
 - (iv) Dat die klubhuis slegs gebruik mag word vir vergaderings en aktiwiteite wat verband hou met die klub en vir geen ander doel nie;
 - (v) Dat die tennisbane nie gebruik mag word vir enige klub-aktiwiteite of die mandjie van duiwe nie;
 - (vi) Dat geringe en interne instandhoudingswerk van die fasiliteit deur en op koste van die huurder onderneem word;
 - (vii) 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 Omega Resies Duiweklub 'n prioriteitsbehoefte in die gemeenskap sal bevredig, deurdat nie alleen lede van die klub nie, maar ook dié van twee ander, geakkommodeer sal word om voort te gaan met die beoefening van die sport.

7.6 VOORGESTELDE HERNUWING VAN VERHURING VAN 'N GEDEELTE VAN MUNISIPALE GEBOU, ERF 1217 ABBOTSDALE, GELEË IN SONNEBLOMSTRAAT AAN ABBOTSDALE JEUGONTWIKKELINGSORGANISASIE (12/1/3/1-1/1)

'n Aansoek is ontvang vanaf die Abbotsdale Jeugontwikkelingsorganisasie om 'n gedeelte van die munisipale gebou geleë op Erf 1217, Abbotsdale vir 'n verdere termyn te huur.

Besluit/...

7.4/...

RESOLUTION

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

- (a) That cognizance be taken of the processes followed for Tender L02/25/26 (Sale of Erf 11350 Malmesbury) to be awarded to Mahlape Abigail Tsolo at the amount of R309 000.00 excluding VAT;
- (b) That the transfer of the asset (subject property) to Mahlape Abigail Tsolo be approved, and the Agreement of Sale be signed by the Director: Corporate Services.

7.5 LEASE OF THE TENNIS CLUBHOUSE AND CONTAINER TO THE OMEGA RACING PIGEON CLUB MALMESBURY, SITUATED ON A PORTION OF ERF 13044 AT WESTBANK SPORTSGROUNDS, MALMESBURY (17/9/2/2-8)

An application was received from the Omega Racing Pigeon Club, Malmesbury to lease the Tennis Club and container located on the West Bank Sportsgrounds for a further term for the execution of their activities.

RESOLUTION

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

- (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 lease of the tennis clubhouse and container, situated on a portion of Erf 13044 Malmesbury at the Wesbank Sportsgrounds, Alfa Street to the Omega Racing Pigeon Club Malmesbury, subject to the standard conditions of lease and the following further conditions:
 - (i) That the lease will endure for a period of 10 months from 01 February 2026 to 30 November 2026;
 - (ii) That a once-off rental amount of R120.00, excluding VAT be payable by the lessee for the abovementioned period;
 - (iii) That no service consumption charges will be payable;
 - (iv) That the clubhouse only be used for meetings and activities associated with the club and for no other purposes;
 - (v) That the tennis courts may not be utilised by the club for their club activities or pigeon basketing;
 - (vi) That the minor and internal maintenance works and upkeep be undertaken by and at the cost of the lessee; and
 - (vii) 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 Omega Racing Pigeon Club will satisfy a priority need in the community by accommodating members of not only this club, but also two others to continue with practising the sport.

7.6 PROPOSED RENEWAL OF LEASE OF A PORTION OF THE MUNICIPAL PROPERTY, SITUATED ON ERF 1217 ABBOTSDALE, SONNEBLOM STREET TO ABBOTSDALE YOUTH DEVELOPMENT ORGANISATION (12/1/3/1-1/1)

An application was received from the Abbotsdale Youth Development Organisation to lease a portion of the municipal building located on Erf 1217, Abbotsdale for a further term.

Resolution/...

7.6/...

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 verhuring van 'n gedeelte van die munisipale gebou, geleë op Erf 1217 Abbotsdale, Sonneblomstraat, aan die Abbotsdale Jeugontwikkelingsorganisasie (Registrasie nr. 316-159-NPO), onderworpe aan die standaard voorwaardes asook die volgende voorwaardes:
- (i) Dat die huurtermyn vir 'n tydperk van twee 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 eskalاسie bereken op die Verbruikersprysindeks (VPI) vir jaar 2;
 - (iii) Dat die munisipale gebou slegs vir die voorsiening van 'n gemeenskapsontwikkelingsdiens aangewend word en vir geen ander doel nie;
- (b) Dat, in terme van paragraaf 12.2.1.4 van die Bate Oordrag Beleid, dit in die belang van die gemeenskap sal wees om die eiendom te verhuur vir gemeenskapsontwikkelings-doeleindes.

7.7 UITSTAANDE DEBITEURE: NOVEMBER 2025 (5/7/1/1)

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

BESLUIT

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

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

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

Die Munisipale Bestuurder bevestig dat daar met ander munisipaliteite geskakel is vir raad oor metodes om bates te beskerm en dat die aangeleentheid ook op die DCF bespreek was. George Munisipaliteit het aangedui dat hulle 'n amptenaar aangestel het om alle diefstal klagtes te ondersoek. Indien dit 'n opsie is vir Swartland Munisipaliteit moet dié amptenaar meeding met alle ander personeelbehoefes wat bestaan.

Die Munisipale Bestuurder noem dat dit nie slegs die SAPD is wat die munisipaliteit faal in ondersoek nie, maar ook Justisie.

BESLUIT

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

7.9 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTEL VAN NISSAN NP300 2.5 MID, CK 29283 (8/1/B/2)

Die voertuig word aangewend deur die Rioolafdeling in Malmesbury. Tydens die diens van die voertuig deur Nissan Malmesbury is sekere gebreke opgetel vir herstelwerk.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygingsprosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;

(b)/...

7.6/...

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 with the Municipal Asset Transfer Policy (2014), approval be granted for the direct lease of a portion of the municipal building, situated on Erf 1217 Abbotsdale, Sonneblom Street, to the Abbotsdale Youth Development Organisation (Registration no. 316-159-NPO), subject to the standard conditions of lease and the following further conditions:
- (i) That the lease term will endure for a period of two 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) for year 2;
 - (iii) That the municipal building be utilised for the provision of community development services only and for no other purposes;
- (b) That, in terms of paragraph 12.2.1.4 of the Asset Transfer Policy, it will be in the interest of the community to lease the property for community development purposes.

7.7 OUTSTANDING DEBTORS: NOVEMBER 2025 (5/7/1/1)

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

RESOLUTION

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

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

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

The Municipal Manager confirmed that other municipalities have been consulted for advice on methods to protect assets and that the matter was also discussed at the DCF. George Municipality indicated that they have appointed an official to investigate all theft complaints. If this is an option for Swartland Municipality, this official must compete with all other personnel needs that exist.

The Municipal Manager stated that it is not only the SAPS that is failing the municipality in investigations, but also Justice.

RESOLUTION

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

7.9 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF NISSAN NP300 2.5 MID, CK 29283 (8/1/B/2)

The vehicle is utilised by the Sewerage Department in Malmesbury. During the service of the vehicle by Nissan Malmesbury, certain defects were picked up for 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)/...

7.9/...

- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir herstelwerk van die Nissan NP300 2.5 MID, CK 29283 deur Nissan Malmesbury ten bedrae van R27 887,74 (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 Nissan Malmesbury die gemagtigde agent van Nissan NP300 is;
- (d) Dat die uitgawe ten bedrae van R27 887,74 (BTW uitgesluit) teen posnommer 9/2-18-5 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.

7.10 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTEL VAN CATERPILLAR LAAIGRAAF, CK 42953 (8/1/B/2)

Die voertuig word aangewend in die Straat- en Stormwaterafdeling in Moorreesburg. Barloworld Equipment is genader nadat die voertuig probleme gegee het om die fout vas te stel.

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 herstel van die *hydraulic cylinder* en vervanging van die *rocker box cover seal* van 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-voertuie is;
- (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.

7.11 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: DIHERSTEL VAN LAAIBED-SLEEPWA, CK 11917 (8/1/B/2)

Die laaibed-sleepwa word gebruik om swaar masjinerie te vervoer, spesifiek vir die opruiming van onwettige vuilisstorting regoor die Swartland munisipale area.

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 (*repair of the rockers and spring packs*) van die laaibed-sleepwa, CK 11917 deur UD Trucks Malmesbury ten bedrae van R65 210,81 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 36(1)(a)(v) van die Voorsieningkanaalbestuursbeleid, dit nie moontlik was om 'n formele tenderproses te volg nie, omrede:

7.9/...

- (b) That cognisance be taken that the Municipal Manager has approved the repairs to the Nissan NP300 CK 29283 LDV for the amount of R 27,887.74 excluding VAT by Nissan 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 Nissan Malmesbury is the support agent to the Nissan NP300;
- (d) That the expenditure will be allocated to mSCOA Code: 9/2-18-5 and that there is sufficient funding available for the quoted amount of R 27,887.74 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.

7.10 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF CATERPILLAR GRADER, CK 42953 (8/1/B/2)

The vehicle is utilised by the Street and Stormwater Department in Moorreesburg. After the vehicle gave problems, Barloworld Equipment was approached to determine 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 that the Municipal Manager has approved the repairs to the hydraulic cylinder and replacement of rocker box cover seal to CK42953 for the amount of 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 agent for Caterpillar vehicles and equipment;
- (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 R 85 889.51 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.

7.11 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF FLATBED TRAILER, CK 11917 (8/1/B/2)

The flatbed trailer is utilised to transport heavy machinery, specifically for the clean-up of illegal waste dumping across 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 repair of the rockers and spring packs of lowbed trailer CK 11917 for the amount of R 65,210.81 excluding VAT by UD Trucks;
- (c) That cognisance be taken that in terms of paragraph 36.1(a)(v) of the SCM Policy a formal tender process was not followed due to the following:

7.11/(c)...

- (i) Die veringkomponente uitmekaar gehaal moes word om die kwotasie voor te berei;
- (ii) Dit was onprakties om meer kwotasies te bekom, aangesien dit hermontering en verdere uitmekaar haal by ander werksinkels sou vereis het;
- (d) Dat die uitgawe ten bedrae van R65 210,81 (BTW uitgesluit) teen posnommer 9/6-63-5 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 VERKRYGINGSPROSEDURES: HERSTEL VAN ISUZU KB 250 FLEETSIDE REGULAR CAB, CK 47091 (8/1/B/2)

Die voertuig word aangewend in die Waterafdeling in Malmesbury. Die voertuig is na die gemagtigde agent, Isuzu Malmesbury, geneem nadat ondervind was dat die voertuig onstabiel op die pad is.

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 Isuzu KB 250 Fleetside Regular CAB, CK 47091 deur Isuzu Malmesbury ten bedrae van R26 705,25 (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 Isuzu Malmesbury die gemagtigde agent van Isuzu-voertuie is;
- (d) Dat die uitgawe ten bedrae van R26 705,25 (BTW uitgesluit) teen posnommer 9/2-73-5 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 VERKRYGINGSPROSEDURES: HERSTEL VAN LANDINI TREKKER, CK 36823 (8/1/B/2)

Die voertuig word gebruik in die Parke-afdeling in Malmesbury. Die koppelaarstelsel van die trekker het probleme gegee en 'n kwotasie is vanaf Weskus Meganisasie bekom.

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 koppelaar van die Landini-trekker, CK 36823 deur Weskus Meganisaisie ten bedrae van R35 595,00 (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 Weskus Meganisasie die gemagtigde agent van Landini-trekkers is;

7.11/(c)...

- (i) A strip down of the suspension components was required to prepare the quotation;
- (ii) It was impractical to obtain more quotations as it would have required reassembly and further strip down at other workshops;
- (d) That the expenditure will be allocated mSCOA Code: 9/6-63-5 and that there is sufficient funding available for the quoted amount of R 65,210.81 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.

7.12 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF ISUZU KB 250 FLEETSIDE REGULAR CAB, CK 47091 (8/1/B/2)

The vehicle is utilised by the Water Department in Malmesbury. The vehicle was taken to the authorised agent, Isuzu Malmesbury, after it was found that the vehicle was unstable on the road.

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 steering mechanism of CK 47091 for the amount of R 26 705.25 excluding VAT by Isuzu 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 Isuzu Malmesbury is the agent for Isuzu vehicles;
- (d) That the expenditure will be allocated to mSCOA Code: 9/2-73-5 and that there is sufficient funding available for the quoted amount of R 26 705.25 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: REPAIR OF LANDINI TRACTOR, CK 36823 (8/1/B/2)

The vehicle is utilised by the Parks Department in Malmesbury. The tractor's clutch system gave problems and a quotation was obtained from West Coast Mechanisation.

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 clutch of the Landini tractor, CK 36823 for the amount of R 35,595.00 excluding VAT by Weskus Meganisasie;
- (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 Weskus Meganisasie is the agent for Landini tractors;
- (d) That the expenditure will be allocated to mSCOA Code: 9/5-15-5 and that there is sufficient funding available for the quoted amount of R 35,595.00 excluding VAT;

7.13/...

7.13/...

- (d) Dat die uitgawe ten bedrae van R35 595,00 (BTW uitgesluit) teen posnommer 9/5-15-5 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.

7.14 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: DRINGENDE HERSTELWERK AAN DIE DOMPPEL POMP NO 1 BY DIE INLAATWERKE VAN MALMESBURY WWTW (8/1/B/2)

Die inlaatwerke by die Malmesbury WWTW ontvang rou riool en dompelpompe maak die gravitasievloei van die riool na die res van die behandelingsprosesse moontlik.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygingsprosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuurs-beleid;
- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die herstelwerk aan die dompelpomp by die Malmesbury WWTW deur CAW ten bedrae van R80 600,00 (BTW uitgesluit);
- (c) Dat die redes vir die afwyking van die voorgeskrewe verkrygingsproses soos volg aangeleek word:
- Die dompelpomp sou vir 'n geruime tyd buite werking gelaat word indien die normale verkrygingsproses gevolg is;
 - Voormelde sou aanleiding gee tot die faling van die behandelingsproses en 'n oorvloed van riool by die stelsel en 'n onderbreking in die lewering van die riooldiens;
 - Die herstel van die dompelpomp is dus as 'n noodgeval hanteer;
- (d) Dat die uitgawe ten bedrae van R80 600,00 (BTW uitgesluit) teen posnommer 9/239-849-425 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.

7.15 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: DRINGENDE HERSTELWERK AAN DIE TELMETRIE TOERUSTING BY DIE WESBANK WATERTORING RESERVOIR EN DIE WESBANK AANJAAGPOMPSTASIE (8/1/B/2)

Tydens 'n inspeksie is gevind dat sekere komponente van die telemetriestelsel by die Wesbank Watertoring Reservoir en die Wesbank Aanjaagpompstasie nie effektief funksioneer nie. Die telemetriestelsel beheer die vlakke van die reservoir deur die regulering van die aan- en afskakeling van die pompe en indien buite kan daar 'n onderbreking in watervoorsiening aan die omliggende residensiële area plaasvind.

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 telemetrie toerusting by die Wesbank reservoirs deur Spectrum Communications ten bedrae van R152 598,82 (BTW uitgesluit);
- (c) Dat die redes vir die afwyking van die voorgeskrewe verkrygingsproses soos volg aangeleek word:
- Die telemetriestelsel wat die reservoirvlakke beheer deur die begin-/stop van aanjaagpompe by die Wesbank reservoirs het foutief geraak;

- (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: URGENT REPAIR WORK TO THE SUBMERSIBLE PUMP NO. 1 AT THE INLET WORKS OF THE MALMESBURY WWTW (8/1/B/2)

The inlet works at the Malmesbury WWTW receive raw sewage, and submersible pumps enable the gravitational flow of the sewage to the rest of the treatment processes.

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 submersible pump at the Malmesbury Wastewater Treatment Works by CAW for the amount of R 80,600.00 (excluding VAT);
- (c) That the reason for the deviation from the prescribed procurement process be recorded as follows:
- The submersible pump would have been left out of service for an extended period of time following due process;
 - This would have resulted in treatment process failure, the overflow of the sewerage drainage system and an interruption in the sewerage service;
 - The repair work to the pump had therefore to be handled as an emergency.
- (d) That the expenditure was allocated to mSCOA Code: 9/239-849-425 and that there is sufficient funding available for the quoted amount of R 80,600.00 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.

7.15 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: URGENT REPAIR WORK TO THE TELEMETRY EQUIPMENT AT THE WESTBANK TOWER RESERVOIR AND THE WESTBANK BOOSTER PUMPSTATION (8/1/B/2)

During an inspection it was found that certain components of the telemetry system at the West Bank Water Tower Reservoir and the West Bank Supercharger Pump Station were not functioning effectively. The telemetry system controls the levels of the reservoir by regulating the switching on and off of the pumps and if outside there may be an interruption in water supply to the surrounding residential 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 it be noted and the action of the Municipal Manager be condoned with regard to the repairs of the telemetry system at the Wesbank reservoirs by Spectrum Communications for the amount of R 152,598.82 (excluding VAT);
- (c) That the reason for the deviation from the prescribed procurement process be recorded as follows:
- The telemetry system that controls reservoir levels and stop/start functioning of booster pump at the Wesbank Reservoirs pumps had a malfunction;
 - If left out of service, water supply to the residents would fail and repairs therefore had to be done as an emergency;

7.15/(c)...

7.15(c)...

- (ii) Indien die telemetriestelsel nie herstel word nie, sal daar 'n onderbreking wees in die watervoorsiening aan inwoners;
- (iii) Die herstel van die pomp is dus as 'n noodgeval hanteer;
- (d) Dat die uitgawe ten bedrae van R152 598,82 (BTW uitgesluit) teen posnommer 9/249-1143-543 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 ELEKTRIESE EN MEGANIESE TOERUSTING BY DIE WESBANK WATERTORING POMPSTASIE (8/1/B/2)

Die funksie van die pompstasie by die Wesbank Watertoring is om die gravitasie-toevoer van drinkwater na die omliggende woonbuurte rondom die reservoires en die Watertoring te verhoog.

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 verskeie toerusting by die Wesbank Watertoring deur Tricom Africa ten bedrae van R109 427,00 (BTW uitgesluit);
- (c) Dat die redes van die afwyking van die voorgeskrewe verkrygingsproses soos volg aangeteken word:
 - (i) Die pompstasie wat drinkbare water aan omliggende gemeenskappe voorsien, was buite werking gelaat weens verskeie elektriese en meganiese toerusting wat foutief was;
 - (ii) Indien die pompstelsel nie herstel word nie, sal daar 'n onderbreking wees in die watervoorsiening aan inwoners;
 - (iii) Die herstel van die pomp is dus as 'n noodgeval hanteer;
- (d) Dat die uitgawe ten bedrae van R109 427,00 (BTW uitgesluit) teen posnommer 9/249-679-259 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: HERNUWING VAN TREND-MICRO LISENSIE (8/1/B/2)

Die implementering van die Trend-Micro Lisensie spruit voort uit die aanbevelings deur kundiges na die sekuriteitsbreuk in Oktober 2020.

Die doel van Trend-Micro as 'n eindpunt-opsporings- en reaksiefunksie is om gedraganalise van rekenaartoestelle en alle geïnstalleerde sagteware wat aan die IT-netwerk gekoppel is te monitor vir enige menslike aktiviteit. Sodoende word die netwerk beskerm teen enige onregmatige toegang.

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 hernuwing van die Trend-Micro lisensie;

- (d) That the expenditure was allocated mSCOA Code: 9/249-1143-543 and that there is sufficient funding available for the quoted amount of R 152,598.82 (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.

7.16 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: URGENT REPAIR WORK TO THE ELECTRICAL AND MECHANICAL EQUIPMENT AT THE WESTBANK WATER TOWER PUMPSTATION (8/1/B/2)

The function of the pump station at the West Bank Water Tower is to increase the gravitational supply of drinking water to the surrounding neighbourhoods around the reservoirs and the Water Tower.

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 it be noted and the action of the Municipal Manager be condoned with regard to the repairs of the various equipment at the Wesbank Tower pumpstation by Tricom Africa for the amount of R 109,427.00 (excluding VAT);
- (c) That the reason for the deviation from the prescribed procurement process be recorded as follows:
 - (i) The Tower pumpstation which provides much needed water to the surrounding communities was left out of service following failures of various electrical and mechanical equipment;
 - (ii) If left out of service, water supply to the residents would fail and repairs therefore needs to be handled as an emergency;
- (d) That it be noted that the expenditure was allocated mSCOA Code: 9/249-679-259 and that there is sufficient funding available for the quoted amount of R 109,427.00 (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.

7.17 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: RENEWAL OF TREND-MICRO LICENSE (8/1/B/2)

The implementation of the Trend-Micro License stems from the recommendations by experts after the security breach in October 2020.

The purpose of Trend-Micro as an endpoint detection and response function is to monitor behavioural analysis of computer devices and all installed software connected to the IT network for any human activity. In this way, the network is protected from any unlawful access.

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 renewal of the Trend-Micro Licence at a cost of R447 647.17 (Excl VAT);
- (c) That the reason for the deviation from the prescribed procurement process be recorded as follows:
 - (i) Trend-Micro is extensively integrated into our existing systems and the risk of replacing it with a product that has not been tested with our systems will introduce risks above our risk appetite and thus further research and

7.17/...

- (c) Dat die rede vir afwyking van die voorgeskrewe verkryingsprosedures soos volg aangeteken word:
- (i) Trend-Micro is intensief geïntegreer met die bestaande stelsels en die risiko om dit te vervang met 'n nuwe produk wat nog nie saam met die res van die stelsels getoets is nie, is 'n risiko wat hoër is as die Risiko Aptyt en dus moet verdere navorsing en toetsing gedoen word voordat 'n deurdagte besluit geneem kan word;
- (d) Dat die uitgawe ten bedrae van R447 647,17 (BTW uitgesluit) teen posnommer 9/216-655-1925 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.

7.18 IMPLEMENTERING VAN REGULASIES 6292: HERSIENDE VERPLIGTENDE NASIONALE WATER- EN SANITASIE DIENSSTANDAARDE IN TERME VAN ARTIKEL 9(1) VAN DIE WET OP WATERDIENSTE (WET 108 VAN 1997) (16/11/B)

Die Direkteur: Siviele Ingenieursdienste verwys na die nuwe Regulasies No 6292 wat afgekondig is met betrekking tot die verpligte implementering van die Nasionale Water- en Sanitasie Standaarde.

Die verslag bevat die vereistes waaraan Waterowerhede moet voldoen met aksieplanne en tydsraamwerke en noem die Direkteur: Siviele Ingenieursdienste dat Swartland Munisipaliteit reeds voldoen aan van die vereistes, maar dat daar ander is wat nie binne die gegewe tydsraamwerk bereik sal kan word nie.

Die Munisipale Bestuurder noem dat die nuwe standaard verrykende implikasies vir munisipaliteite inhou, onder andere, dat die betrokke dienste ook aan die landelike gebied gelewer moet word. Verder het 'n begrotingsimplikasies ten opsigte van Koste van Voorsiening Studies wat voltooi sal moet word vir implementering vanaf 1 Julie 2027.

BESLUIT

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

- (a) Dat kennis geneem word van die wetgewende vereistes van nakoming van Regulasie 6292, die Gewysigde Verpligte Nasionale Water- en Sanitasiedienste Standaarde wat afgekondig is ingevolge Artikel 9(1) van die Wet op Waterdienste, Wet 108 van 1997;
- (b) Dat verder kennis geneem word van die bepalings van Regulasie 6292 wat nie binne die gespesifiseerde tydraamwerke, soos aangedui in die aangehegte Nakomingsplan, bereik sal kan word nie;
- (c) Dat goedkeuring verleen word vir die indiening van die Nakomingsplan op die Geïntegreerde Reguleringsinligtingbestuurstelsel van die Departement van Water- en Sanitasiedienste.

(GET) J H CLEOPHAS
UITVOERENDE BURGEMEESTER

testing needs to be done before an informed decision can be made.

- (d) That it be noted that the expenditure was allocated to mSCOA vote 9/216-655-1925 and that there was sufficient funding available for the order in the amount of R447 647.17 including 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 IMPLEMENTATION OF REGULATION 6292: REVISED COMPULSORY NATIONAL WATER AND SANITATION SERVICES STANDARDS IN TERMS OF SECTION 9(1) OF THE WATER SERVICES ACT, ACT NO 108 OF 1997 (16/1)

The Director: Civil Engineering Services refers to the new Regulations No. 6292 promulgated in relation to the mandatory implementation of the National Water and Sanitation Standards.

The report contains the requirements that Water Authorities must comply with action plans and timeframes, and also mentions to the Director: Civil Engineering Services that Swartland Municipality already meets some of the requirements, but that there are others that will be unable to be achieved within the given timeframe.

The Municipal Manager mentions that the new standard has enriching implications for municipalities, inter alia, that the relevant services must also be provided to the rural area. Furthermore, budget implications in terms of Cost of Supply Studies will have to be completed for implementation from 1 July 2027.

RESOLUTION

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

- (a) That cognisance be taken of the legislative compliance requirements of Regulation 6292, the Revised Compulsory National Water and Sanitation Services Standards in promulgated in term of Section 9 (1) of the National Water Services Act, Act no 108 of 1997;
- (b) That further cognisance be taken of the provisions of Regulation 6292 that cannot be achieved within the specified timeframes indicated in the attached Compliance Plan;
- (c) That the Executive Mayoral Committee approves the attached Compliance Plan and further approves the submission of the Compliance Plan on the Integrated Regulatory Information Management System of the Department of Water and Sanitation.

(SIGNED) J H CLEOPHAS
EXECUTIVE MAYOR



NOTULE VAN 'N VERGADERING VAN DIE UITVOERENDE BURGEMEESTERSKOMITEE GEHOU IN DIE RAADSAAL, MALMESBURY OP WOENSDAG, 21 JANUARIE 2026 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

Ander raadslede:

Die Speaker, rdh M A Rangasamy

Beampes:

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

1. OPENING

Die voorsitter verwelkom lede en amptenare op die eerste vergadering van 2026 en wens almal 'n geseënde jaar toe.

Rdd J M de Beer open die vergadering met gebed.

2. VERLOF TOT AFWESIGHEID

Verlof tot afwesigheid word verleen aan rdl D G Bess.

3. VOORLEGGINGS/AFVAARDIGINGS/SPREEKBEURTE

Geen.

4. NOTULES

4.1 NOTULE VAN 'N GEWONE UITVOERENDE BURGEMEESTERSKOMITEE-VERGADERING GEHOU OP 9 DESEMBER 2025

BESLUIT

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

Dat die notule van 'n Gewone Uitvoerende Burgemeesterskomiteevergadering gehou op 9 Desember 2025 goedgekeur en deur die Uitvoerende Burgemeester onderteken word.

5. SAKE VOORTSPRUITEND UIT DIE NOTULE

Geen.



MINUTES OF A MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD IN THE COUNCIL CHAMBER, MALMESBURY ON WEDNESDAY, 21 JANUARY 2026 AT 10:00

PRESENT:

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

Members of the Mavoral Committee:

Cllr N Smit
Ald T van Essen
Cllr A K Warnick

Other councillors:

The Speaker, ald M A Rangasamy

Officials:

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

1. OPENING

The Chairperson welcomed members and officials to the first meeting of 2026 and wishes everyone a blessed year.

Ald J M de Beer opened the meeting with prayer.

2. LEAVE OF ABSENCE

Leave of absence is granted to cllr D G Bess.

3. DEPUTATIONS / STATEMENTS / COMMUNICATIONS / PRESENTATIONS

None.

4. MINUTES

4.1 MINUTES OF THE EXECUTIVE MAYORAL COMMITTEE MEETING HELD ON 9 DECEMBER 2025

RESOLUTION

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

That the minutes of the Executive Mayoral Committee meeting held on 9 December 2025 are approved and signed by the Executive Mayor.

5. MATTERS ARISING FROM THE MINUTES

None.

6. MAANDVERSLAG: NOVEMBER 2025

[Nota: Prestasiemetingverslae sal aan die Raad voorgeleë word op 29 Januarie 2026 as deel van die Artikel 52 MFMA-verslag.]

6.1 DIREKTORAAT: SIVIELE INGENIEURSDIENSTE (7/1/2/2-4)

Die Direkteur: Siviele Ingenieursdienste behandel enkele aspekte uit die maandverslag, onder andere, die damvlakke wat tussen 10%-20% laer is as dieselfde tyd verlede jaar.

Die Weskus Distriksmunisipaliteit het bevestig dat die watervlakke van beide die Kasteelberg- en Glen Lily grootmaat reservoires herstel het tot op 80%. Dit het bykans ses weke geneem om die agterstand in te haal a.g.v. 'n pypbreek en pogings moet herhaal word om inwoners aan te moedig om water spaarsamig te gebruik.

Op navraag deur rdh Van Essen aangaande die hoë organiese lading by die Moorreesburg WWTW, bevestig die Direkteur: Siviele Ingenieursdienste dat die hoë persentasie 'n gevolg is van die interpretasie van die monster wat slegs een keer per maand geneem word en dat dit belangriker is dat die hidrouliese kapasiteit van die watersuiveringswerke in balans moet wees.

BESLUIT

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

Dat kennis geneem word van die inhoud van die maandverslag van die Direktoraat: Siviele Ingenieursdienste ten opsigte van November 2025.

6.2 DIREKTORAAT: ELEKTRIESE INGENIEURSDIENSTE (7/1/2/2-6)

Die maandverslag van die Direktoraat: Elektriese Ingenieursdienste word ter tafel gelê.

Die Direkteur: Elektriese Ingenieursdienste noem, onder andere, dat die effek en besparings van elektrisiteitsaankope vanaf Darling Green in die maandverslag weerspieël word veral gedurende die somermaande waar die opwekking toeneem.

Rdh Van Essen versoek dat, indien daar besparings is op die pos vir die aankoop van kersliggies en oorblywende fondse uit wyksprojekte, dit aangewend moet word om meer kersliggies te koop. Die voorsitter versoek dat 'n oudit van kersliggies gedoen word om dit sodoende eweredig te versprei in alle dorpe.

BESLUIT

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

Dat kennis geneem word van die inhoud van die maandverslag van die Direktoraat: Elektriese Ingenieursdienste ten opsigte van November 2025.

6.3 DIREKTORAAT: ONTWIKKELINGSDIENSTE (7/1/2/2-5)

Die Direkteur: Ontwikkelingsdienste bevestig dat die teikens met betrekking tot die behuisingsprojekte in Moorreesburg, Darling en Malmesbury (De Hoop) behaal sal word, asook die voltooiing van die Kalbaskraal SEF (*Social Economic Facility*) ten spyte van die uitdagings wat die afgelope tyd ondervind was.

Rdl A K Warnick spreek sy kommer uit dat slegs 10 persone uit die 36 GAP-behuisingsgeleenthede kwalifiseer om aan die projek deel te neem. Rdl A K Warnick versoek dat alternatiewe oorweeg moet word om te voorkom dat die behuisingsgeleenthede verlore gaan, bv. beskikbaarstelling aan eerste huiskopers, plaaseienaars om huise vir werkers te bou, ens.

BESLUIT

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

Dat kennis geneem word van die inhoud van die maandverslag van die Direktoraat: Ontwikkelingsdienste ten opsigte van November 2025.

6.4/...

6. MONTHLY REPORT: NOVEMBER 2025

[Note: Performance measurement reports will be presented to Council on 29 January 2026 as part of the Section 52 MFMA report]

6.1 DIRECTORATE: CIVIL ENGINEERING SERVICES (7/1/2/2-4)

The Director: Civil Engineering Services deals with some aspects from the monthly report, inter alia, the dam levels that are between 10%-20% lower than the same time last year.

The West Coast District Municipality confirmed that the water levels of both the Kasteelberg and Glen Lily bulk reservoirs have recovered up to 80%. It took approximately six weeks to catch up due to a burst pipe and efforts must be repeated to encourage residents to use water sparingly.

On enquiry by ald Van Essen regarding the high organic load at the Moorreesburg WWTW, the Director: Civil Engineering Services confirmed that the high percentage is a consequence of the interpretation of the sample taken only once a month, and that it is more important that the hydraulic capacity of the water purification works must be in balance.

RESOLUTION

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

That note be taken of the contents of the monthly report of the Directorate: Civil Engineering Services in respect of November 2025.

6.2 DIRECTORATE: ELECTRICAL ENGINEERING SERVICES (7/1/2/2-6)

The monthly report of the Directorate: Electrical Engineering Services was tabled.

The Director: Electrical Engineering Services stated, inter alia, that the effect and savings of electricity purchases from Darling Green are reflected in the monthly report, especially during the summer months when generation increases.

Ald Van Essen requested that, if there are savings on the item for the purchase of Christmas lights and remaining funds from ward projects, it should be used to buy more Christmas lights. The Chairperson requested that an audit of Christmas lights be conducted in order to distribute them evenly in all towns.

RESOLUTION

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

That note be taken of the contents of the monthly report of the Directorate: Electrical Engineering Services in respect of November 2025.

6.3 DIRECTORATE: DEVELOPMENT SERVICES (7/1/2/2-5)

The Director: Development Services confirmed that the targets relating to the housing projects in Moorreesburg, Darling and Malmesbury (De Hoop) will be achieved, as well as the completion of the Kalbaskraal SEF (*Social Economic Facility*), despite the challenges experienced in recent times.

Cllr A K Warnick expressed concern that only 10 persons out of the 36 GAP housing opportunities qualifies to participate in the project. Cllr A K Warnick requested that alternatives be considered to prevent the loss of housing opportunities, e.g. the availability to first-time homebuyers, farm owners to build homes for workers, etc.

RESOLUTION

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

That note be taken of the contents of the monthly report of the Directorate: Development Services in respect of November 2025.

6.4 DIREKTORAAT: BESKERMINGSDIENSTE (7/1/2/2-3)

6.4.1 VERKEER- EN WETSTOEPASSINGDIENSTE 6.4.2 BRANDWEERDIENSTE

Die maandverslag van die Direkoraat: Beskermingsdienste word ter tafel gelê.

Die Direkteur: Beskermingsdienste gee statistieke deur insake die drastiese afname in die slaagsyfer van leerlinglisensies met die implementering van die elektroniese stelsel. Daar is met Provinsie hieromtrent gekorrespondeer, aangesien dit 'n negatiewe effek op die ekonomie het deurdat drywers nie aangestel kan word sonder die nodige lisensies nie. 'n Verdere effek is dat daar meer onwettige bestuurders op die paaie is.

'n Bespreking volg aangaande die ondoeltreffendheid van die oogtoetsmasjiene, en onderneem die Direkteur: Beskermingsdienste om die aangeleentheid met Provinsie op te neem in 'n poging om 'n toets gelykstaande aan dié wat deur oogkundiges afgeneem word te implementeer.

Die Direkteur: Beskermingsdienste bevestig dat 'n oogtoets eers by die Verkeersdepartement afgelê moet word, en indien die toets onsuksesvol is, 'n oogtoets dan by 'n oogkundige gedoen kan word.

Die Direkteur: Ontwikkelingsdienste noem dat die volgende vergadering met die onderskeie rolspelers insake die verskuiwing van die kleinboere vir 6 Februarie 2026 geskeduleer is.

Die voorsitter bevestig dat die leë strukture van die kleinboere afgebreek moet word soos onderneem tydens die vergadering in Desember en dat die gebied gereeld gemonitor word om te verseker dat daar nie enige nuwe strukture bykom nie.

BESLUIT

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

Dat kennis geneem word van die inhoud van die maandverslag van die Direkoraat: Beskermingsdienste ten opsigte van November 2025.

7. NUWE SAKE

7.1 BEGROTINGSBEHEERKOMITEE 2025/2026: HALF-JAARLIKSE AANSUIWERINGS-KAPITAAL EN BEDRYFSBEGROTING: TEGNIESE AANBEVELINGS (5/1/1/1, 5/1/1/2, 5/1/4)

Die Direkteur: Finansiële Dienste gee agtergrond tot die voorlegging van die 2025/2026 Half-Jaarlikse Aansuiweringskapitaal- en Bedryfsbegroting uit hoofde van Artikel 72 van die Wet op Munisipale Finansiële Bestuur, Wet 56 van 2003 (MFMA).

Die Half-Jaarlikse Aansuiweringskapitaal- en Bedryfsbegroting is op 16 Januarie 2026 deur die Begrotingsbeheerkomitee oorweeg vir aanbeveling aan die Uitvoerende Burgemeesterskomitee.

BESLUIT (vir voorlegging aan die Raad op 29 Januarie 2026)

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

- (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 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 en dat die eksterne lening derhalwe nie meer opgeneem kan word nie, aangesien die substasie nie 'n bate van die Munisipaliteit sal wees nie;

(c)/...

6.4 DIRECTORATE: PROTECTION SERVICES (7/1/2/2-3)

6.4.1 TRAFFIC AND LAW ENFORCEMENT SERVICES 6.4.2 FIRE SERVICES

The monthly report of the Directorate: Protection Services was tabled.

The Director: Protection Services provided statistics regarding the drastic decline in the pass rate of learner licences with the implementation of the electronic system. Correspondence has been directed to Province regarding same, as it has a negative effect on the economy in that drivers cannot be appointed without the necessary licenses. A further effect is that there are more illegal drivers on the roads.

A discussion ensued regarding the ineffectiveness of the eye testing machines, and the Director: Protection Services undertakes to take up the matter with Province in an attempt to implement a test equivalent to that which optometrists take.

The Director: Protection Services confirmed that an eye test must first be undertaken at the Traffic Department, and if the test is unsuccessful, an eye test can then be undertaken by an optometrist.

The Director: Development Services mentioned that the next meeting with the various role players regarding the relocation of the smallholding farmers is scheduled for 6 February 2026.

The Chairperson confirmed that the empty structures of the smallholding farmers should be demolished, as undertaken at the meeting in December, and that the area is monitored on a regular basis to ensure that no new structures are added.

RESOLUTION

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

That note be taken of the contents of the monthly report of the Directorate: Protection Services in respect of November 2025.

7. NEW MATTERS

7.1 BUDGET STEERING COMMITTEE 2025/2026: MID-YEAR ADJUSTMENTS CAPITAL AND OPERATING BUDGET: TECHNICAL RECOMMENDATIONS (5/1/1/1, 5/1/1/2, 5/1/4)

The Director: Financial Services provided background to the presentation of the 2025/2026 mid-year Adjustment Capital and Operating Budget in terms of Section 72 of the Municipal Finance Management Act, Act 56 of 2003 (MFMA).

The mid-year Adjustment Capital and Operating Budget was considered by the Budget Management Committee on 16 January 2026 for recommendation to the Executive Mayoral Committee.

RESOLUTION [for presentation to Council on 29 January 2026]

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

- (a) 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;
- (b) Council to note that based on the latest guidance from NT, the capital expenditure to upgrade the electricity supply pertaining to Eskom's side of the substation, is now regarded as operational expenditure and the grant funding as a Construction Contract Revenue, resolving a necessitated reallocation change in the adjustments budget and therefor the external loan can no longer be taken up, as the substation will not be an asset of the municipality;

(c)/...

7.1/...

- (c) Dat die Raad die R6 786 000 oorbruggingsfinansiering van kapitaalprojekte vir sekere elektriese infrastruktuur goedkeur weens die tydsberekening van die INEP-toekennings, wat mag verskil van die Munisipaliteit se finansiële jaar in konteks van goedkeuring en wanneer die projekte geïmplementeer moet word;
- (d) Dat goedkeuring verleen word om die 2025/2026 kapitaalprojekte te wysig as deel van die gekonsolideerde kapitaalprogram goedkeur soos gelys in (**Annexure A-1: Adjusted 2025/26 MTREF Capital Budget**); ingesluit die wysigings aan die buite jare om die 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 geïdentifiseer 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	-	-	-
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) Dat die raad kennis neem van die voorgestelde aanpassings (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 direktoraat) goedgekeur word, wat insluit beide bedryfs- en kapitale uitgawes per direktoraat (VOTE), ten einde departemente in staat te stel om pro-aktief ongemagtigde uitgawes te voorkom;

2025/26 MTREF R thousands	Capital Expenditure by Vote				Operating Expenditure by Vote				Total Expenditure by Vote			
	ORG		ADJUSTED MTREF		ORG		ADJUSTED MTREF		ORG		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
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

7.1/...

- (c) Council to approve the R6 786 000 bridging finance of certain electrical infrastructure capital projects 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 and when the projects had to be implemented;
- (d) That approval be granted to amend the 2025/2026 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 procurement process;
- (e) 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 takes note of the proposed 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 R thousands	Capital Expenditure by Vote				Operating Expenditure by Vote				Total Expenditure by Vote			
	ORG		ADJUSTED MTREF		ORG		ADJUSTED MTREF		ORG		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
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

7.1/...

- (h) Dat goedkeuring verleen word om die hoë-vlak kapitaal- en bedryfsbegroting vir 2025/2026 as volg te wysig (**Annexure B: Adjusted 2025/26 MTREF Operating Budget**), ingesluit die wysigings aan die buite jare om die verkrygingsproses vir die Malmesbury De Hoop 132/11kV Substation projek te akkommodeer;

	Oorspronklike Begroting 2025/26	Half-Jaar Aansuwerings begroting 2025/26	Aanpassings	Oorspronklike Begroting 2026/27	Gewysigde Begroting 2026/27	Oorspronklike Begroting 2027/28	Gewysigde Begroting 2027/28
Kapitaalbegroting	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	86 861 478	153 353 150	153 353 150
(Surplus)/ Tekort	(27 115 762)	(68 315 588)	(41 199 826)	(13 877 785)	43 210 615	(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**);
- (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 vanaf R27 115 762 na 'n begrote netto surplus van R68 315 588;
- (k) Dat die aangepaste begrotingskedules (B1 tot B10) soos vereis deur die Begroting- en Verslagdoeningregulasies goedgekeur word soos vervat in (**Annexure D: Budget Report and B-Schedules 2025/26 – 2027/28**);
- (l) Dat die Direkteur: Finansiële Dienste voldoen aan die vereistes van die Begrotingsomsendbriewe en -formate in die konteks van die verslagdoeningsvereistes aan Provinsiale en Nasionale Tesourie;
- (m) Dat die Dienslewering- en Begrotingimplementeringsplan (SDBIP) toepaslik dienoreenkomstig gewysig word.

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

Die verslag het ten doel om te rapporteer op die implementering van die Munisipaliteit se Ekonomiese Ontwikkelingsplan wat insluit ondersteuning aan klein besighede, om gereed te wees en 'n fasiliteringsrol te speel in die implementering van investerings en strategiese infrastruktuurprojekte.

BESLUIT

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

Dat kennis geneem word van die Ekonomiese Ontwikkelingsverslag vir Kwartaal 2 (periode 1 Oktober 2025 tot 31 Desember 2025).

7.3 KWARTAALVERSLAG INSAKE DIE PRESTASIE VAN KONTRAKTEURS (8/1/B/2)

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

Besluit/...

7.1/...

- (h) That approval be granted to amend the high-level Capital and Operating budgets for 2025/2026 as per (**Annexure B: Adjusted 2025/26 MTREF Operating Budget**), including the amendments to the outer years for the Malmesbury De Hoop 132/11kV Substation project, 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	86 861 478	153 353 150	153 353 150
(Surplus)/ Deficit	(27 115 762)	(68 315 588)	(41 199 826)	(13 877 785)	43 210 615	(5 876 303)	(5 876 303)

- (i) That approval be granted to extend the definition of free basic services 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**);
- (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;
- (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 Director: Financial Services adhere to the requirements of the Budget Circulars and 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.

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

The report aims to report on the implementation of the Municipality's Economic Development Plan, which includes support to small businesses, to be ready and play a facilitating role in the implementation of investments and strategic infrastructure projects.

RESOLUTION

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

That cognisance be taken of the Economic Development Report for Quarter 2 (period 1 October to 31 December 2025).

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

The report regarding 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

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

That cognisance be taken of the quarterly report regarding the performance of contractors for the period 1 October 2025 to 31 December 2025.

7.3/...

BESLUIT

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

Dat kennis geneem word van die kwartaalverslag insake die prestasie van kontrakteurs vir die periode 1 Oktober 2025 tot 31 Desember 2025.

7.4 VERSLAG INSAKE DIE IMPLEMENTERING VAN DIE VOORSIENINGKANAAL-BESTUURSBELEID VIR DIE PERIODE 1 OKTOBER 2025 TOT 31 DESEMBER 2025 (8/1/B/2)

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

Die verslag vir die periode 1 Oktober 2025 tot 31 Desember 2025 is met die sakelys gesirkuleer.

BESLUIT

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

- (a) Dat kennis geneem word van die kwartaalverslag ten opsigte van die implementering van die Voorsieningkanaalbestuursbeleid 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);
- (b) Dat kennis geneem word van die dienste gelewer vir die tydperk 1 Oktober 2025 tot 31 Desember 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 Voorsieningskettlingbestuurbeleid (Bylae D).

7.5 HUUR VAN STOORRUIMTE GELEË OP 'N GEDEELTE VAN ERF 7590 TE NYWERHEIDSINGEL (EENHEID 10), MALMESBURY VANAF BESTER FAMILIETRUST (12/1/2-6/2)

Die Direkoraat: Finansiële Dienste het aangetoon dat die Raad die stoorruimte van die Bester Familietrust vir 'n verdere termyn benodig vir die stoor van vullissakke en watermeters.

BESLUIT

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

- (a) Dat 'n huurooreenkoms met Die Bester Familie Trust gesluit word vir die gebruik van die stoorruimte, eenheid 10, geleë op 'n gedeelte van Erf 7590, Nywerheidsingel 4, Malmesbury, vir 'n verdere termyn van 12 maande vanaf 1 April 2026 tot 31 Maart 2027;
- (b) Dat 'n maandelikse huur van R1 660.00 (BTW ingesluit) betaalbaar is vanuit posnommer 9/241-369-2979 (verkoop van vullissakke);
- (c) Dat die bestaande huurvoorwaardes onveranderd bly.

7.6 UITSTAANDE DEBITEURE: DESEMBER 2025 (5/7/1/1)

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

Rdl A K Warnick versoek dat oplossings oorweeg moet word, ingesluit gesprekke met Eskom, om kredietbeheer toe te pas in gebiede waar Eskom die elektrisiteitsverspreider is. Dit is onregverdig teenoor ander gebiede in die munisipale gebied waar streng kredietbeheer toegepas word en is die afskryf van enorme bedrae skuld nie volhoubaar nie.

BESLUIT

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

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

7.4 REPORT IN RESPECT OF THE IMPLEMENTATION OF THE SUPPLY CHAIN MANAGEMENT POLICY FOR THE PERIOD: 1 OCTOBER 2025 – 31 DECEMBER 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 Policy.

The report for the period 1 October 2025 to 31 December 2025 was circulated with the agenda.

RESOLUTION

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

- (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 October 2025 to 31 December 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 LEASE OF STORAGE SPACE SITUATED ON A PORTION OF ERF 7590, NYWERHEID CRESCENT (UNIT 10), MALMESBURY FROM THE BESTER FAMILY TRUST (12/1/2-6/2)

The Directorate: Financial Services has indicated that Council needs the storage space of the Bester Family Trust for a further term for the storage of garbage bags and water meters.

RESOLUTION

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

- (a) That a rental agreement be entered into with The Bester Family Trust for the use of the storage space, unit 10, situated on a portion of Erf 7590, 4 Nywerheidsingel, Malmesbury, for a further rental term of 12 months as from 01 April 2026 to 31 March 2027;
- (b) That a monthly rental of R1 660.00 (VAT included) be payable from vote number 9/241-935-2979 (Rent: Storage of Disposable Refuse Bags);
- (c) That the existing conditions of lease remain unchanged.

7.6 OUTSTANDING DEBTORS: DECEMBER 2025 (5/7/1/1)

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

Cllr A K Warnick requested that solutions be considered, including discussions with Eskom, to apply credit control in areas where Eskom is the electricity distributor. It is unfair to other areas in the municipal area where strict credit control is applied and writing-off enormous amounts of debt is not sustainable.

RESOLUTION

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

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

7.7 PROGRESS ON 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 31 December 2025 as circulated with the agenda.

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

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

BESLUIT

Dat kennis geneem word van die stand van uitstaande versekeringsseise tot en met 31 Desember 2025 soos met die sakelys gesirkuleer.

7.8 AFWYKING VAN VOORGESKREWE VERKRYGINGPROSEDURES: HERSTEL VAN CASE LAAIGRAAF, CK 43210 (8/1/B/2)

Die CASE Laaigraaf, CK 43210 word deur die Elektriese Departement vir uitgraafwerke gebruik – die voertuig is nie op vir vervanging binne die volgende vyf jaar nie.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygingsprosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuurbeleid;
- (b) Dat kennis geneem word van die aksie van die Munispale Bestuurder om goedkeuring te verleen vir die herstelwerk aan die CASE Laaigraaf, CK 43210 ten bedrae van R32 765,20 (BTW ingesluit) deur HJ van Zyl Meganies BK;
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(d) van die Voorsieningkanaalbestuursbeleid, 'n formele tenderproses nie gevolg kon word nie, omrede:
 - (i) 'n totale stroop van gedeeltes van die laaigraaf nodig was om die herstelwerk te bepaal om 'n kwotasie voor te berei;
 - (ii) dit as onprakties beskou word om meer kwotaties te bekom deur die laaigraaf weer aanmekaar te sit om by ander werkwinkel uitmekaar gehaal te word;
- (d) Dat die uitgawe ten bedrae van R32 765,20 (BTW ingesluit) teen posnommer 9/7-26-5 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.

7.9 AFWYKING VAN VOORGESKREWE VERKRYGINGPROSEDURES: HERSTEL VAN DIE UD 370FC VRAGMOTOR, CK 50003 (8/1/B/2)

Die UD 370FC vragmotor, CK 50003, word gebruik vir die uitpomp van riooltenks in die Swartland munisipale area. Die vragmotor het nie die padwaardigheidstoets geslaag nie en is na die agent geneem vir assessering.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygingsprosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuurbeleid;
- (b) Dat kennis geneem word van die aksie van die Munispale Bestuurder om goedkeuring te verleen vir die diens van die UD 370FC vragmotor, CK 50003 ten bedrae van R40 966,82 (BTW uitgesluit) deur UD Trucks Malmesbury;
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(d) 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 R40 966,82 (BTW uitgesluit) teen posnommer 9/4-46-5 verreken word en dat daar voldoende fondse beskikbaar is;

7.8 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF CASE BACKHOE LOADER, CK 43210 (8/1/B/2)

The CASE Backhoe, CK 43210 is used by the Electrical Department for excavation works – the vehicle is not up for replacement within the next five years.

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 backhoe loader's bucket assembly of CK 43210 for the amount of R 32 765.20 including VAT by HJ Van Zyl Meganies BK;
- (c) That cognisance be taken that in terms of paragraph 2(6) (d) of the SCM Policy a formal tender process was not followed due to the following:
 - (i) A strip down of the bucket assembly was required to prepare the quotation;
 - (ii) It was impractical to obtain more quotations as it would have required reassembly and further strip down at other workshops;
- (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 32 765.20 including 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.

7.9 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF THE UD 370FC TRUCK, CK 50003 (8/1/B/2)

The UD 370FC truck, CK 50003, is used for pumping out sewage tanks in the Swartland municipal area. The truck did not pass the roadworthiness test and was taken to the agent for assessment.

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 acting Municipal Manager has approved the service of UD 370FC Truck CK 50003 for the amount of R 40,966.82 excluding VAT by UD Trucks Malmesbury;
- (c) That further 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: 9/4-46-5 and that there is sufficient funding available for the quoted amount of R 40,966.82 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.

7.10 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR TO BRAKES OF QUESTER CWE UD 370FC TRUCK, CK 44202 (8/1/B/2)

The UD 370FC truck, CK 44202 is used for pumping out sewage tanks in the Swartland municipal area. The local agent for UD trucks was approached to provide a quotation for repairing the brakes and oil leak on the differential ("diff").

Resolution/...

7.9/...

- (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.

7.10 AFWYKING VAN VOORGESKREWE VERKRYGINGPROSEDURES: HERSTEL VAN REMME VAN QUESTER CWE UD 370FC VRAGMOTOR, CK 44202 (8/1/B/2)

Die UD 370FC vragmotor, CK 44202, word gebruik vir die uitpomp van riooltenks in die Swartland munisipale area. Die plaaslike agent vir UD vragmotors is genader om 'n kwotasie te voorsien vir die herstel van die remme en olieek op die "diff".

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 UD 370FC vragmotor, CK 44202 deur UD Trucks Malmesbury ten bedrae van R31 411,84 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(d) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien UD Trucks die gemagtigde agent van UD vragmotors is;
- (d) Dat die uitgawe ten bedrae van R31 411,84 (BTW uitgesluit) teen posnommer 9/4-67-5 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.

7.11 AFWYKING VAN VOORGESKREWE VERKRYGINGPROSEDURES: HERSTEL VAN REMME VAN QUESTER CWE UD 370FC VRAGMOTOR, CK 56674 (8/1/B/2)

Die UD 370FC vragmotor, CK 56674, word gebruik vir die uitpomp van riooltenks in die Swartland munisipale area. Tydens die diens van die vragmotor deur UD Trucks is gevind dat die remme vervang moet word.

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 UD 370FC vragmotor, CK 56674 deur UD Trucks Malmesbury ten bedrae van R30 950,51 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(d) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien UD Trucks die gemagtigde agent van UD vragmotors is;
- (d) Dat die uitgawe ten bedrae van R30 950,51 (BTW uitgesluit) teen posnommer 9/4-71-5 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 VERKRYGINGPROSEDURES: HERSTEL VAN TIPPER VRAGMOTOR, CK 43285 (8/1/B/2)

Die UD G390 tipper vragmotor, CK 43285 word gebruik vir die opruim van onwettige vullisstorings en die sleep van die laagbed in al die gebiede in die Swartland munisipale area.

7.10/...

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 brakes of Quester UD CWE 370FC Truck CK 44202 for the amount of R31,411.84 excluding VAT by UD Trucks Malmesbury;
- (c) That further 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: 9/4-67-5 and that there is sufficient funding available for the quoted amount of R 31,411.84 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 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR TO BRAKES OF QUESTER CWE UD 370FC TRUCK, CK 56674 (8/1/B/2)

The UD 370FC truck, CK 56674 is used for pumping out sewage tanks in the Swartland municipal area. During the service of the truck by *UD Trucks*, it was found that the brakes needed to be replaced.

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 brakes of Quester UD CWE 370FC Truck CK 56674 for the amount of R 30,950.51 excluding VAT by UD Trucks Malmesbury;
- (c) That further 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: 9/4-71-5 and that there is sufficient funding available for the quoted amount of R 30,950.51 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.

7.12 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF TIPPER TRUCK, CK 43285 (8/1/B/2)

The UD G390 tipper truck, CK 43285 is used for the cleaning-up of illegal landfills and towing of the layer bed in all the areas in 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 repair of the gearbox and replacement of the pressure plate and servo of tipper truck CK 43285 for the amount of R 133,265.61 excluding VAT by UD Trucks;
- (c) That further 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 is the Original Equipment Manufacturer of UD trucks;

7.12/...

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 ratkas en vervanging van die drukplaat en servo van UC G390 tipper vragmotor, CK 43285 deur UD Trucks Malmesbury ten bedrae van R133 265,61 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(d) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien UD Trucks die gemagtigde agent van UD vragmotors is;
- (d) Dat die uitgawe ten bedrae van R133 265,61 (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 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-HERSTELWERK AAN DIE GEOUTOMATISEERDE INDUSTRIËLE METER VIR MONSTERS VAN AFVALWATER (8/1/B/2)

Daar is 'n industriële meter by Fair Cape Dairies, Malmesbury geïnstalleer wat outomatiese monsters neem van die nywerheid se afvalwater. Die inligting word gebruik vir rekeningdoeleindes en dit is dus belangrik om akkurate inligting te verkry.

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 *Smartstorm*-monstermeter by Fair Cape Malmesbury deur Hydrometrix ten bedrae van R29 906,25 (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 Hydrometrix die gemagtigde agent van *Smartstorm*-toerusting is;
- (d) Dat die uitgawe ten bedrae van R29 906,25 (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.

(GET) J H CLEOPHAS
UITVOERENDE BURGEMEESTER

7.12/...

- (d) That the expenditure will be allocated mSCOA Code: 9/4-14-5 and that there is sufficient funding available for the quoted amount of R 133,265.61 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: REPAIR OF AUTOMATED INDUSTRIAL EFFLUENT SAMPLER (8/1/B/2)

An industrial meter has been installed at Fair Cape Dairies, Malmesbury which automatically samples the industrial wastewater. The information is used for billing purposes and it is therefore important to obtain accurate information.

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 *Smartstorm* water sampler at Fair Cape Malmesbury by Hydrometrix for the amount of R 29,906.25 (excluding VAT);
- (c) That further cognisance be taken that in terms of paragraph 2(6) (d) of the SCM policy, a formal tender process was not followed as Hydrometrix is the agent for *Smartstorm* equipment;
- (d) That the expenditure was allocated mSCOA Code: 9/239-677-425 and that there is sufficient funding available for the quoted amount of R 29,906.25 (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.

(SIGNED) J H CLEOPHAS
EXECUTIVE MAYOR



NOTULE VAN 'N VERGADERING VAN DIE UITVOERENDE BURGEMEESTERSKOMITEE GEHOU IN DIE RAADSAAL, MALMESBURY OP WOENSDAG, 18 FEBRUARIE 2026 OM 10:00

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: Ontwikkelingsdienste, me J S Krieger
Direkteur: Korporatiewe Dienste, me M S Terblanche
Senior Bestuurder: Wetsvoepassing- en Verkeersdienste, mnr R Steyn
Bestuurder: Sekretariaat en Rekordsdienste, me N Brand

1. OPENING

Die voorsitter verwelkom lede en versoek rdl D G Bess om die vergadering met gebed te open.

2. VERLOF TOT AFWESIGHEID

Kennis geneem van die verskonings ontvang vanaf die Direkteur: Beskermingsdienste, mnr H Witbooi en die Speaker, rdh M A Rangasamy.

3. VOORLEGGINGS/AFVAARDIGINGS/SPREEKBEURTE

Geen.

4. NOTULES

4.1 NOTULE VAN 'N GEWONE VERGADERING VAN DIE UITVOERENDE BURGEMEESTERSKOMITEE GEHOU OP 21 JANUARIE 2026

BESLUIT

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

Dat die notule van 'n Gewone Uitvoerende Burgemeesterskomiteevergadering gehou op 21 Januarie 2026 goedgekeur en deur die Uitvoerende Burgemeester onderteken word.

5. OORWEGING VAN AANBEVELINGS UIT DIE NOTULES

5.1 NOTULE VAN PORTEFEULJEKOMITEESVERGADERINGS GEHOU OP 11 FEBRUARIE 2026



MINUTES OF A MEETING OF THE EXECUTIVE MAYORAL COMMITTEE HELD IN THE COUNCIL CHAMBERS, MALMESBURY ON WEDNESDAY, 18 FEBRUARY 2026 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 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: Development Services, Ms J S Krieger
Director: Corporate Services, Ms M S Terblanche
Senior Manager: Law Enforcement and Traffic Services, Mr R Steyn
Manager: Secretariat and Record Services, Ms N Brand

1. OPENING

The Chairperson welcomed members and requested cllr D G Bess to open the meeting with prayer.

2. LEAVE OF ABSENCE

Apologies received from the Director: Protection Services, Mr H Witbooi, and the Speaker, ald M A Rangasamy are noted.

3. PRESENTATIONS / DELEGATIONS / STATEMENTS & COMMUNICATIONS

None.

4. MINUTES

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

RESOLUTION

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

That the minutes of an Ordinary Executive Mayoral Committee meeting held on 21 January 2026 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 11 FEBRUARY 2026

Recommendations tabled for confirmation:

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

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

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

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

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

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

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

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

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

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

6. SAKE VOORTSPRUITEND UIT DIE NOTULES

Geen.

7. NUWE SAKE**7.1 WYSIGINGS AAN DIE 2025/2026 DIENSLEWERING- EN BEGROTING-IMPLEMENTERINGSPLAN (SDBIP) (2/4/2)**

Artikel 54(1)(c) van die Wet op Munisipale Finansiële Bestuur (Wet 56 van 2003) bepaal dat die SDBIP oorweeg en, indien nodig, gewysig moet word na goedkeuring van 'n aansuiweringsbegroting.

Die Munisipale Bestuurder bevestig dat die SDBIP gewysig is ooreenkomstig die 2025/2026 Aansuiweringskapitaal- en bedryfsbegroting soos goedgekeur deur die Raad op 29 Januarie 2026 ten einde te verseker dat die Munisipaliteit se goedgekeurde begroting ooreenkomstig die SDBIP geïmplementeer word.

BESLUIT

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

Dat die gewysigde Dienslewering- en Begrotingimplementeringsplan (SDBIP) vir die 2025/2026 finansiële jaar in terme van Artikel 54(1)(c) van die Wet op Munisipale Finansiële Bestuur (Wet 56 van 2003) goedgekeur word.

7.2 MUNISIPALE BEPLANNINGSDOKUMENT VIR VOORLOPIGE DIENSTE EN KWESSIES INSAKE MENSLIKE NEDERSETTINGS INGEVOLGE DIE RAAD SE NEDERSETTINGSPLAN (17/4/2/B)

Die Direkteur: Ontwikkelingsdienste bevestig dat die Raad se Nedersettingsplan (behuisingpyplyn) jaarliks aan die Uitvoerende Burgemeesterskomitee voorgelê word en dien as 'n beplanningdokument.

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

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

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

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

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

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

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

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

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

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

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

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

6. MATTERS ARISING FROM THE MINUTES

None.

7. NEW MATTERS**7.1 AMENDMENTS TO THE 2025/2026 SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP) (2/4/2)**

Section 54(1)(c) of the Municipal Finance Management Act (Act 56 of 2003) determines that the SDBIP must be considered and, if necessary, amended after approval of an adjustment budget.

The Municipal Manager confirmed that the SDBIP has been adjusted in accordance with the 2025/2026 Adjustment Capital and Operating Budget as approved by Council on 29 January 2026 to ensure that the Municipality's approved budget is implemented in accordance with the SDBIP.

RESOLUTION

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

That the amended Service Delivery and Budget Implementation Plan (SDBIP) for the 2025/2026 financial year be approved in terms of Section 54(1)(c) of the Municipal Finance Management Act (Act 56 of 2003).

7.2 MUNICIPAL PLANNING DOCUMENT FOR PRELIMINARY SERVICES AND HUMAN SETTLEMENT MATTERS IN ACCORDANCE WITH COUNCIL'S HUMAN SETTLEMENTS PLAN (17/4/2/B)

The Director: Development Services confirmed that the Council's Human Settlement Plan (housing pipeline) is submitted to the Executive Mayoral Committee annually and serves as a planning document.

One of the goals of the plan is to include the funding made available by Province in the multi-year budget. However, it may happen that, due to a cut in funding by Province, all the housing projects may not materialise. For this reason, it is also not possible to identify housing projects outside the multi-year budget, as requested by ald T van Essen.

7.2/...

Een van die doelwitte van die plan is om die befondsing wat beskikbaar gestel word deur Provinsie in die meerjarige begroting op te neem. Dit kan egter gebeur dat, weens 'n besnoeiing van die befondsing deur Provinsie, al die behuisingsprojekte nie sal realiseer nie. Vir hierdie rede is dit ook nie moontlik om behuisingsprojekte buite die meerjarige begroting, soos versoek deur rdh T van Essen, te identifiseer nie.

'n Verslag insake die hantering van bekostigbare behuising (o.a. GAP-behuising) sal in April aan die komitee voorgelê word met die uitdagings wat ondervind word.

BESLUIT

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

- (a) Dat die aangepaste munisipale beplanningsdokument soos voorgelê, deur die Uitvoerende Burgemeesterskomitee aanvaar word;
- (b) Dat kennis geneem word dat die voorgestelde projekte slegs 'n beplanningsdokument is, en onderworpe is aan die beskikbaarheid van fondse, geskikte grond en grootmaatsdienste binne die onderskeie dorpe. Indien voldoende fondse nie beskikbaar is nie, kan projekte moontlik aangeskuif word na toekomstige finansiële jare;
- (c) Dat die Raad verder kennis neem dat die eerste fase vir die konstruksie van wonings ten opsigte van De Hoop (166) Fase 2 Behuisingsprojek, Darling (139) Behuisingsprojek en Moorreesburg (280) Behuisingsprojek teen einde Junie 2026 voltooi sal word;
- (d) Dat kennis geneem word dat die tweede fase van De Hoop (413) Behuisingsprojek en Moorreesburg (373) Behuisingsprojek teen einde Junie 2027 voltooi sal word;
- (e) Dat verder kennis geneem word dat Swartland Munisipaliteit tans besig is met die beplanningsproses in terme van die Darling (394) Fase 2 Behuisingsprojek.

7.3 DIE SWARTLAND KLIMAATSVERANDERINGSPLAN, 2025 (15/4/1)

Die Swartland Klimaatsveranderingsplan word voorgelê in terme van die Wet op Klimaatsverandering (2024), die Nasionale Klimaatsverandering-Reaksiebeleid (2011) en die Wes-Kaapse Klimaatsverandering-Reaksiestrategie (2022).

'n Toename in klimaatverwante risiko's word reeds ervaar deur droogtes, hoë temperature, vloed, veldbrande, afname in biodiversiteit, kus-erosie en die gepaardgaande druk op infrastruktuur en dienslewering. Daarom bevat die plan die relevante opgedateerde vooruitskattings, evaluering van sektorale sensitiwiteit tot klimaatsverandering en die ingrypings wat nodig is deur die Munisipaliteit om veerkragtigheid in die geraakte sektore te bewerkstellig.

Die Munisipale Bestuurder noem dat dit 'n statutêre verpligting is om 'n Klimaatsveranderingsplan op te stel en sal dit hanteer word as 'n sektorale plan tot die Geïntegreerde Ontwikkelingsplan (GOP).

BESLUIT

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

- (a) Dat die Swartland Klimaatveranderingsplan (2025) as die amptelike munisipale raamwerk vir klimaatsaanpassing en -mitigering, goedgekeur word;
- (b) Dat kennis geneem word van die belyning van die Plan met die GOP (Geïntegreerde Ontwikkelingsplan), ROR (Ruimtelike Ontwikkelingsraamwerk), nasionale wetgewing en provinsiale klimaatsriglyne;
- (c) Dat kennis geneem word dat die integrasie van die Plan se aksies in die jaarlikse begrotings geakkomodeer sal word, onderhewig aan finansiële bekostigbaarheid;

7.2/...

A report on dealing with affordable housing (*inter alia* GAP housing) will be presented to the committee in April, together with the challenges being encountered.

RESOLUTION

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

- (a) That the amended municipal planning document as submitted, be considered by the Executive Mayor's Committee for adoption;
- (b) That it be noted that the proposed projects constitute a planning document only, and are subject to the availability of funding, suitable land and bulk services within the respective towns, and should sufficient funding not be available, projects may be deferred to the following financial years;
- (c) That Council also notes that the first phase for the construction of houses in respect of the De Hoop (166) Phase 2 Housing Project, Darling (139) Housing Project and Moorreesburg (280) Housing Project will be completed by the end of June 2026;
- (d) That it be noted that the second phase of the De Hoop (413) Housing Project and Moorreesburg (373) Housing Project will be completed by the end of June 2027;
- (e) That it further be noted that Swartland Municipality is currently engaged in the planning process in respect of the Darling (394) Phase 2 Housing Project.

7.3 THE SWARTLAND CLIMATE CHANGE PLAN, 2025 (15/4/1)

The Swartland Climate Change Plan is presented in terms of the Climate Change Act (2024), the National Climate Change Response Policy (2011) and the Western Cape Climate Change Response Strategy (2022).

An increase in climate-related risks is already being experienced through droughts, high temperatures, floods, wildfires, biodiversity decline, coastal erosion and the associated pressures on infrastructure and service delivery. Therefore, the plan includes the relevant updated forecasts, evaluation of sectoral sensitivity to climate change and the interventions needed by the Municipality to achieve resilience in the affected sectors.

The Municipal Manager mentioned that it is a statutory obligation to prepare a Climate Change Plan and will be treated as a sectoral plan to the Integrated Development Plan (IDP).

RESOLUTION

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

- (a) That the Swartland Climate Change Plan (2025) as the official municipal climate adaptation and mitigation framework, be approved;
- (b) That the alignment of the Plan with the IDP (Integrated Development Plan), SDF (Spatial Development Framework), national legislation and provincial climate directives be noted;
- (c) That it be noted that the integration of the plan's actions will be accommodated in the annual budgets, subject to financial affordability;
- (d) That the development of a Monitoring and Evaluation Framework to track progress and ensure accountability, be approved;
- (e) That it be noted that the department of Development Services will report annually on the progress and that the Plan be updated every five years.

7.4 BEACH ROAD, YZERFONTEIN: PROPOSED ONE-WAY TRAFFIC FLOW DIRECTION FROM 9TH STREET TO 8TH STREET (16/5/B)

The Municipality has/...

7.3/...

- (d) Dat die ontwikkeling van 'n Monitorings- en Evaluasieraamwerk, om vordering te monitor en aanspreeklikheid te verseker, goedgekeur word;
- (e) Dat kennis geneem word dat die Departement Ontwikkelingsdienste jaarliks oor die vordering verslag sal doen en dat die Plan elke vyf jaar hersien sal word.

7.4 VOORGESTELDE EENRIGTING-VERKEERSVLOEI VANAF 9DE STRAAT TOT 8STE STRAAT, BEACHWEG, YZERFONTEIN (16/5/B)

Die Munisipaliteit het verskeie klagtes ontvang vanaf lede van die publiek, die Yzerfontein Inwonersvereniging en besigheidseienaar oor die volgehoue verkeers-opeenhopings tussen 8ste en 9de Straat in Beachweg, Yzerfontein. Saam met die klagtes is daar ook voorstelle tot verbetering in die verkeershantering ontvang.

Die Direkteur: Siviële Ingenieursdienste noem dat 'n verkeersimpakstudie onderneem is deur 'n spesialis verkeersingenieur wat ook die voorstelle oorweeg het en 'n deeglike studie gedoen het om die opsies op die tafel te plaas.

Daar is bevind dat die omskepping van Beachweg in 'n eenrigtingstraat tussen 8ste en 9de Straat en die formalisering van die parkeeruitleg verkeershantering aansienlik sal verbeter.

BESLUIT

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

- (a) Dat kennis geneem word van die behoefte wat deur verskeie belanghebbendes geïdentifiseer is vir die verbetering van verkeersvloei langs Beachweg tussen 8ste- en 9de Straat, Yzerfontein.
- (b) Dat daar kennis geneem word van die inhoud van die ondersoek deur die verkeersingenieurs, ITS Global, in hul verslag met verwysing **4636.3** gedateer **15 September 2025**;
- (c) Dat kennis geneem word van die aanbeveling vir verbetering, dat Beachweg tussen 8ste- en 9de Straat verander word na 'n eenrigtingstraat in die rigting van 9de Straat na 8ste Straat;
- (d) Dat 9de- en 8ste Straat tweerigtingstrate bly;
- (e) Dat kennis geneem word van die insette en kommentaar wat ontvang is ná die openbare deelnameproses, en verder dat daar een beswaar, een neutrale inset en vyf ten gunste was;
- (f) Dat die wysiging om Beachweg tussen 8ste- en 9de Straat te verander na 'n eenrigtingstraat in die rigting van 9de Straat na 8ste Straat, goedgekeur word.

7.5 VOORGESTELDE VERHURING VAN NYWERHEIDSGROND TE MOORREESBURG VIR AKKERBOUDOELEINDES (12/2/5/2-9/2)

Die Munisipaliteit beskik oor ±17,7 ha grond in Moorreesburg wat aan die Koringbedryfmuseum verhuur word. Die huurtermyn verstryk op 30 April 2026.

Daar word voorgestel dat 'n openbare mededingingsproses weer deurloop word om die grond vir akkerboudeleindes beskikbaar te stel ten behoeve van of aan 'n plaaslike weldaadsorganisasie.

BESLUIT

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

- (a) Dat goedkeuring verleen word dat voorstelle ingewin word vir die verhuring van 'n gedeelte (groot ± 17.7 ha) van erf 1133, Moorreesburg vir 'n periode wat nie twaalf maande oorskry nie, met ingang vanaf 1 Mei 2026;

7.4/...

The Municipality has received several complaints from members of the public, the Yzerfontein Residents' Association and business owners about the persistent traffic congestions between 8th and 9th Streets in Beach Road, Yzerfontein. Along with the complaints, suggestions for improvement in dealing with traffic were also received.

The Director: Civil Engineering Services mentioned that a traffic impact study was undertaken by a specialist traffic engineer who also considered the proposals and conducted a thorough study to put the options on the table.

It was found that transforming Beach Road into a one-way street between 8th and 9th Streets and formalising the parking layout would significantly improve traffic handling.

RESOLUTION

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

- (a) That cognizance be taken of the need that was identified by various stakeholders for the improvement of traffic flow along Beach Road between 8th and 9th streets, Yzerfontein;
- (b) That the contents of the investigation of the Traffic Engineers, ITS Global and their report with reference **4636.3** of **15 September 2025** be noted;
- (c) That it be noted that the recommendation for improvement is that Beach Road between 8th and 9th streets be changed to a one-way street in the direction from 9th street to 8th street;
- (d) That 9th & 8th streets remain two-way streets;
- (e) That cognizance be taken of the inputs and comments received following the public participation process and furthermore that there was one objection, one neutral and five in favour.
- (f) That the amendment to change Beach Road between 8th and 9th streets to a one-way street in the direction from 9th street to 8th street, be approved.

7.5 PROPOSED LEASING OF INDUSTRIAL LAND IN MOORREESBURG FOR CROP PRODUCTION (12/2/5/5-9/2)

The Municipality has ±17,7 ha of land in Moorreesburg that is leased to the Wheat Industry Museum. The lease term expires on 30 April 2026.

It is proposed that a public competition process be re-run to make the land available for arable farming purposes for the benefit of, or to a local charity.

RESOLUTION

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

- (a) That approval be granted for proposals to be invited for the leasing of a portion (± 17.7 ha in extent) of erf 1133, Moorreesburg for a period not exceeding twelve months, with effect from 1 May 2026;
- (b) That proposals be invited on the basis of and conditions as contained in the draft notice as per Annexure B to the report;
- (c) That the Municipal Manager be authorized to appoint a committee, if deemed necessary, to consider the proposals received and to make an award in consultation with the relevant ward councillor;
- (d) That the Director: Corporate Services be authorized to finalize the contents, as well as the signing of the lease agreement.

7.5/...

- (b) Dat voorstelle ingewin word op die basis en voorwaardes soos vervat in die konsep kennisgewing in Aanhangsel B tot die verslag;
- (c) Dat die Munisipale Bestuurder met volmag beklee word om, indien dit nodig geag word, 'n komitee aan te wys om die voorstelle wat ontvang word te oorweeg en 'n toekening te maak in oorlegpleging met die betrokke wyksraadslid;
- (d) Dat die Direkteur: Korporatiewe Dienste met volmag beklee word om die inhoud van die huurooreenkoms te finaliseer, asook die ondertekening daarvan.

7.6 AFSKRYWING VAN ONINBARE EN ANDER SKULD, JANUARIE 2026 (5/7/3)

Die aangehegte skedules toon die uitstaande bedrae wat as oninvorderbaar geklassifiseer word, naamlik

- Skedule A – afskryfbaar ten opsigte van deernishoudings = R9 626 081,16
- Skedule B – afskryfbaar ten opsigte van uitstaande debiteure = R4 137 078,35.

Rdh T van Essen wys daarop dat tussen 75% en 80% van slegte skuld afgeskryf word ten opsigte van gebiede waar Eskom die elektrisiteitsvoorsiener is, m.a.w. waar die Munisipaliteit nie kredietbeheer kan toepas nie. Verder betaal die Munisipaliteit vir 'n 20% waterverlies en onwettige vullisstortings wat nie in berekening gebring is nie.

Die Direkteur: Finansiële Dienste noem dat alle pogings gefaal het om met Eskom te skakel of ooreenkomste aan te gaan om dit moontlik te maak om kredietbeheer toe te pas in gebiede waar e.g. die elektrisiteitsvoorsiener is.

BESLUIT

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

- (a) Dat die Uitvoerende Burgermeesterskomitee goedkeuring verleen dat die bedrag van **R9 626 082,16** ten opsigte van deernishuishoudings, afgeskryf word as oninvorderbaar;
- (b) Dat die Uitvoerende Burgermeesterskomitee goedkeuring verleen dat die bedrag van **R4 137 078,35** ten opsigte van ander uitstaande debiteure, afgeskryf word as oninvorderbaar;
- (c) Dat, indien dit vanaf datum van hierdie goedkeuring aan die lig kom dat 'n gedeelte van die skuld of die totale skuld van 'n debiteur nie korrek sou wees nie, of dat enige inligting wat op datum van afskrywing nie aan die Uitvoerende Burgermeesterskomitee bekend was wat daartoe sou lei dat die komitee die voorgelegde skuld nie vir afskrywing sou oorweeg nie, die Uitvoerende Burgermeesterskomitee die reg voorbehou om die skuld weer terug te skryf na die betrokke debiteur en dat die nodige stappe geneem sal word om die skuld in te vorder;
- (d) Dat, indien 'n eiendom op welke wyse ookal vervreem sou word, die Raad die reg voorbehou om uitklaring op die betrokke eiendom te weerhou en die bedrae afgeskryf eers in te vorder, alvorens uitklaring op die betrokke eiendom gegee sal word. Ten einde uitvoering aan hierdie besluit te gee, is 'n register by die eiendomsbelastingafdeling ingestel waarin gekontroleer word of daar ten opsigte van die betrokke uitklaring vir die voorafgaande twee jaar voor uitklaring, enige afskrywing was, en dat indien wel, die afgeskryfde bedrag met die uitklaring verhaal word;
- (e) Dat verder goedkeuring verleen word dat lopende heffings wat nie by die bestaande lys bygewerk is nie, vanweë die tydsverloop van wanneer die administratiewe proses van genoemde afskrywingslys begin is en die tydperk daarna, ook deel van die afskrywings sal wees, onderhewig daaraan dat die Kredietbeheerafdeling oortuig is dat die nuwe skuld onder dieselfde omstandighede ook oninvorderbaar is;

(f)/...

7.6 WRITE-OFF OF IRRECOVERABLE DEBT AND OTHER DEBT, JANUARY 2026 (5/7/3)

The attached schedules indicate the outstanding amounts classified as irrecoverable, namely:

- Schedule A – write-off in respect of indigent households = R9 626 081,16
- Schedule B – write-off in respect of outstanding debtors = R4 137 078,35.

Ald T van Essen pointed out that between 75% and 80% of bad debts are written off in respect of areas where Eskom is the electricity supplier, i.e. where the Municipality cannot apply credit control. Furthermore, the Municipality pays for a 20% water loss and illegal waste dumps that have not been taken into account.

The Director: Financial Services mentioned that all attempts to liaise with Eskom or enter into agreements to enable credit control to be applied in areas where it is the electricity supplier, have failed.

RESOLUTION

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

- (a) That the Executive Mayoral Committee approves that the amount of **R9 626 082.16** be written off as irrecoverable, in respect of indigent households;
- (b) That the Executive Mayoral Committee approves that the amount of **R4 137 078.35** be written off as irrecoverable, in respect of other debtors linked to and as a direct result of the individual reasons per case;
- (c) That, if after the date of this approval, it comes to light that a portion of the debt owed by a debtor is not correct, or that any information was not made known to the Executive Mayoral Committee at the time of write-off, which would have led to the committee not considering the amount for write-off, the Executive Mayoral Committee retains the right to write back the debt to the relevant debtor and that the necessary steps will be taken to recover the debt;
- (d) That, if a property is in any way alienated, the Council retains the right to refuse clearance on the relevant property in order to recover the amounts written-off, before clearance is given. In order to enforce this decision a register is kept by the Rates and Taxes Division which enables the department to see if any debts were written-off within the previous two years, and if so to recover the amounts before clearance is considered;
- (e) That approval is also given that the current levies, which is not yet incorporated in the current list due to the period from the starting of the administrative process of compiling the write-off list and the period thereafter, form part of the write-off, providing that the Credit Control Division is convinced that the new debt is also irrecoverable under the same circumstances;
- (f) That approval is also given that the amounts owed to the Council, which to date, do not appear on the schedule as a result of the non-completion of socio-economic investigations at all indigent households, will also form part of the write-off, providing that the Credit Control Division is convinced that the new debt is also irrecoverable under the same circumstances;
- (g) That the actual amount for write-off be submitted to the Executive Mayoral Committee at the next meeting;
- (h) That any VAT levied on the services is claimed back from the Receiver of Revenue in the prescribed manner;
- (i) That the Credit Control Division attempt to pay a personal visit to each indigent household in order to explain the write-off and the future obligations of 'responsible users', as well as to explain the installation and workings of water demand management systems, as a proactive credit control measure;

(j)/...

7.6f...

- (f) Dat verder goedkeuring verleen word dat die bedrae wat aan die Raad verskuldig is, wat op datum van hierdie Item nie by die bestaande lys bygewerk is nie, as gevolg van sosio-ekonomiese ondersoek wat nog nie kon plaasvind aan al die deernishuishoudings nie, ook deel van die afskrywings sal wees, onderhewig daaraan dat die Kredietbeheerafdeling oortuig is dat die nuwe skuld onder dieselfde omstandighede ook oninvorderbaar is;
- (g) Dat die werklike bedrag afgeskryf, nadat hierdie voorlegging aan die Uitvoerende Burgemeesterskomitee gemaak was, weer tydens die volgende vergadering voorgelê sal word;
- (h) Dat enige BTW op dienste gehef op die gebruikelike manier vanaf die Ontvanger van Inkomste teruggeëis word;
- (i) Dat die Kredietbeheerafdeling poog om besoeke aan die deernishuishoudings te bring, ten einde die afskrywing te verduidelik en die implikasie van toekomstige verpligtinge van 'verantwoordelike verbruikers' aan hulle duidelik te maak, asook om die installing van 'n waterbeheermeganismestelsels en die werking daarvan aan die deernishuishoudings te verduidelik, ten einde voorkomende Kredietbeheer toe te pas;
- (j) Dat verdere goedkeuring verleen word dat die kostes met betrekking tot die vervanging van die konvensionele elektrisiteitsmeter deur 'n voorafbetaalde elektrisiteitsmeter, deur die munisipaliteit gedra word en dat die Hoof Finansiële Beampte die kostes van die Deernistoekenning sal verhaal;
- (k) Dat die Uitvoerende Burgemeesterskomitee kennis neem van toekomstige pogings om aansluitings te beperk in 'n poging om verbruikers te dwing om die nodige dienste aansluitings te kom teken.

7.7 UITSTAANDE DEBITEURE: JANUARIE 2026 (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 Januarie 2026.

7.8 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 31 Januarie 2026 soos met die sakelys gesirkuleer.

7.9 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: VERKRYGING VAN DIENSTE VANAF RATINGS AFRIKA (MFSI) (8/1/B/2)

RATINGS AFRIKA is die alleenverskaffer van munisipale graderings deur die gebruik van die MFSI™ (*Municipal Financial Sustainability Index*) graderingsmodel. Hierdie model lewer 'n uitgebreide ontleding van die finansiële volhoubaarheid van munisipaliteit wat deur die Direkteur: Finansiële Dienste gebruik word as bestuurs-inligtingsmiddel vir die opstel van begrotings.

BESLUIT

- (a) Dat kennis geneem word van die afwyking van die voorgeskrewe verkrygings-

7.6f...

- (j) That approval be given that the costs relating to the replacement of the credit meter with a prepaid electricity meter are for the municipality to bear and that the Chief Financial Officer will recover the costs from the Equitable Share allocation;
- (k) That the Mayoral Committee takes cognizance of the fact that the administration will attempt to put measures in place in a bid to force those users of services not on our financial system to agree and complete the necessary services connection form/s.

7.7 OUTSTANDING DEBT: JANUARY 2026 (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 January 2026.

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

In terms of the Asset Management Policy, a monthly report has to be done regarding outstanding insurance claims.

RESOLUTION

That cognizance be taken of the state of outstanding insurance claims up to and including 31 January 2026 as circulated with the agenda.

7.9 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: PROCURING OF PROFESSIONAL SERVICES FROM RATINGS AFRIKA (MFSI) (8/1/B/2)

RATINGS AFRIKA is the sole provider of municipal ratings through the use of the MFSI™ (*Municipal Financial Sustainability Index*) grading model. This model provides an extended and comprehensive analysis of the financial sustainability of municipalities, which is used by the Director: Financial Services as a management information tool for the preparation of budgets.

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 appointment of RATINGS AFRIKA for a set of specific outcomes, limited to the services referenced in the quote for the amount of R 90 000.00 excluding VAT;
- (c) That cognizance be taken that in terms of paragraph 36(1)(a) (ii) of the SCM Policy, a formal tender process was not followed due to RATINGS AFRIKA qualifying as a Sole Supplier/Provider;
- (d) That the expenditure will be allocated to mSCOA Code: 9/209-496-888, having sufficient funding available for the quoted amount of R 90 000.00 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.

7.10 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF FUEL PUMP, UD 290WF TRUCK, CK 14612 (8/1/B/2)

The sewage truck/...

prosedures ingevolge paragraaf 36 van die Voorsieningkanaalbestuursbeleid;

7.9/...

- (b) Dat kennis geneem word van die aksie van die Munisipale Bestuurder om goedkeuring te verleen vir die aanstelling van RATINGS AFRIKA volgens spesifieke uitkomst, beperk tot die dienste gespesifiseer in die kwotasie ten bedrae van R90 000,00 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 36(1)(a)(ii) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien RATINGS AFRIKA kwalifiseer as 'n alleen diensverskaffer;
- (d) Dat die uitgawe ten bedrae van R90 000,00 (BTW uitgesluit) teen posnommer 9/209-496-888 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.

7.10 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTEL VAN BRANDSTOFFPOMP, UD 290WF VRAGMOTOR, CK 14612 (8/1/B/2)

Die rioolvragsmotor, CK 14612, word in die Swartland munisipale area gebruik vir die uitsuig van rioolopgaartenke.

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 brandstoppomp, UD 290WF Vragmotor, CK 14612 deur UD Trucks Malmesbury ten bedrae van R49 580,00 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(d) 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 R49 580,00 (BTW uitgesluit) teen posnommer 9/4-8-5 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.

7.11 AFWYKING VAN VOORGESKREWE VERKRYGINGSPROSEDURES: HERSTEL VAN SUIGTENK OP UD CW26 370FC VRAGMOTOR, CK 12625 (8/1/B/2)

Die rioolvragsmotor, CK 12625, word in die Swartland munisipale area gebruik vir die uitsuig van rioolopgaartenke.

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 suigtank op UD CW26 370FC Vragmotor, CK 12625 deur 600CT ten bedrae van R107 160,00 (BTW uitgesluit);
- (c) Dat die redes vir die afwyking van die voorgeskrewe verkrygingsproses soos volg aangedeken word:
 - (i) die lewering van 'n riooldiens word drastiek geraak indien die vragmotor buite werking is;

7.10/...

The sewage truck, CK 14612, is used in the Swartland municipal area for the extraction of sewage storage tanks.

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 fuel pump of CK 14612 for the amount of R 49,580.00 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 local support agent for UD Trucks;
- (d) That the expenditure will be allocated to mSCOA Code: 9/4-8-5 and that there is sufficient funding available for the quoted amount of R 49,580.00 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.

7.11 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR OF SUCTION TANK ON UD CW26, UD 370FC TRUCK, CK 12625 (8/1/B/2)

The sewage truck, CK 12625, is used in the Swartland municipal area for the extraction of sewage storage tanks.

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 to the vacuum tank of CK 12625 for the amount of R 107,160.00 excluding VAT by 600CT;
- (c) That the reason for the deviation from the prescribed procurement process be recorded as follows:
 - (i) If left out of service, essential sewerage removal services would have been severely impeded;
 - (ii) With associated negative environmental and essential services delivery impacts;
- (d) That the expenditure will be allocated to mSCOA Code: 9/4-41-5 and that there is sufficient funding available for the quoted amount of R 107,160.00 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.

7.12 DEVIATION FROM PRESCRIBED PROCUREMENT PROCEDURES: REPAIR TO AIR REGULATOR PUMP OF CATERPILLAR WHEELED LOADER, CK 43236 (8/1/B/2)

The CAT backhoe, CK 43236, is used in the Streets and Stormwater Department in Malmesbury.

Resolution/...

7.11(c)/...

- (ii) voormelde het 'n gepaardgaande negatiewe effek op die omgewing en die lewering van essensiële dienste;
- (d) Dat die uitgawe ten bedrae van R107 160,00 (BTW uitgesluit) teen posnommer 9/4-41-5 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 VERKRYGINGSPROSEDURES: HERSTEL VAN LUGREËLAARPOMP OP DIE CATERPILLAR WHEELED LOADER, CK 43236 (8/1/B/2)

Die CAT-laaigraaf, CK 43236, word in die Strate- en Stormwaterafdeling in Malmesbury gebruik.

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 lugreëlaarpomp op die Caterpillar Wheeled Loader, CK 43236 deur Barloworld Equipment ten bedrae van R39 103,08 (BTW uitgesluit);
- (c) Dat verder kennis geneem word dat, in terme van paragraaf 2(6)(d) van die Voorsieningkanaalbestuursbeleid, dit nie nodig is om 'n formele tenderproses te volg nie, aangesien Barloworld Equipment die gemagtigde agent van Caterpillarmasjiene is;
- (d) Dat die uitgawe ten bedrae van R39 103,08 (BTW uitgesluit) teen posnommer 9/7-13-5 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 VERKRYGINGSPROSEDURES: HERSTELWERK AAN KOMPAKTEERVAGMOTOR, CK 34173 (8/1/B/2)

Die vulliskompakteervragmotor, CK 34173, word in Malmesbury, Riebeek Kasteel en Riebeek-Wes gebruik vir die verwydering van vullis.

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 Kompakteervragmotor, CK 34173 deur Transtech ten bedrae van R58 474,47 (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 Transtech die gemagtigde agent van Heil-kompakteerders is;
- (d) Dat die uitgawe ten bedrae van R58 474,47 (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

7.12/...

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 cooling compressor unit of CK43246 for the amount of R 39,103.08 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 agent for Caterpillar vehicles and equipment;
- (d) That the expenditure will be allocated to mSCOA Code: 9/7-13-5 and that there is sufficient funding available for the quoted amount of R39,103.08 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: REPAIR TO COMPACTOR TRUCK, CK 34173 (8/1/B/2)

The refuse compactor truck, CK 34173, is used in Malmesbury, Riebeek Kasteel and Riebeek West for the removal of garbage.

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 replacement of the ejector cylinder of compactor truck CK 34173 for the amount of R 58,474.47 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 Transtech is the support agent for Heil compactor bodies;
- (d) That it be noted that the expenditure will be allocated mSCOA Code: 9/4-68-5 and that there is sufficient funding available for the quoted amount of R 58,474.47 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.

7.14 SWARTLAND MUNICIPALITY: 2026 REVIEWED BUSINESS CONTINUITY AND DISASTER RECOVERY PLAN (17/5/11)

The purpose of the Business Continuity and Disaster Recovery Plan is to prepare the Municipality for extensive service interruptions and to restore service delivery as soon as possible.

RESOLUTION

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

- (a) That cognisance be taken of the changes that was made to the Business Continuity and Recovery Plan;
- (b) That the reviewed 2026 Swartland Business Continuity and Recovery Plan be approved.

nota by die finansiële state in te sluit, wanneer die betrokke state opgestel word.

7.14 SWARTLAND MUNISIPALITEIT: 2026 HERSIENDE BESIGHEIDKONTINUÏTEIT- EN RAMPHERSTELPLAN (17/5/1/1)

Die doel van die Besigheidkontinuiteit- en Rampherstelplan is om die Munisipaliteit vir te berei op uitgebreide diensonderbrekings en om dienslewering so spoedig moontlik te herstel.

BESLUIT

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

- (a) Dat kennis geneem word van die wysigings aangebring ter hersiening van die Besigheidkontinuiteit- en Rampherstelplan;
- (b) Dat die hersiende 2026 Swartland Besigheidkontinuiteit- en Rampherstelplan goedgekeur word.

7.15 HERSIENING VAN DIE HOOF MUNISIPALE RAMPBESTUURSPLAN VAN SWARTLAND MUNISIPALITEIT (17/5/1/1)

Die Direkteur: Beskermingsdienste bevestig dat die voorlegging van die Rampbestuursplan vir Swartland dien as hersiening van kontakbesonderhede van die onderskeie rolspelers en identifisering van risiko's vir die munisipale gebied.

Die bestaande hoof risiko's vir die Swartland munisipale gebied is en bevat die plan risikovermindering- en gebeurlikheidsplanne:

- Beurtkrag
- Uitheemse Indringer Plantspesies
- Onderbrekings in watervoorsiening
- Vloede
- Seismiese aktiwiteite
- Veldbrande
- Diersiektes
- Dienslewering Protesaksies
- Covid-19
- Droogte

BESLUIT

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

- (a) Dat kennis geneem word van die inhoud van die 2026 hersiende Rampbestuursplan asook die instemming van al die departemente om as deel van hul daaglikse take aandag te gee aan ramprisiko vermindering;
- (b) Dat die 2026 hersiende Rampbestuursplan vir die Swartland Munisipale area goedgekeur word met die onderneming dat die plan jaarliks hersien sal word om sodoende seker te maak dat die inhoud relevant en op datum is;
- (c) Dat, soos voorgeskryf deur die Rampbestuurswet, 'n afskrif van die goedgekeurde hersiende plan voorsien word aan die Weskus Rampbestuursentrum, Provinsiale Rampbestuursentrum asook die Nasionale Rampbestuursentrum.

**(GET) J H CLEOPHAS
UITVOERENDE BURGEMEESTER**

7.15 REVIEW OF THE CORE MUNICIPAL DISASTER MANAGEMENT PLAN OF SWARTLAND MUNICIPALITY (17/5/1/1)

The Director: Protection Services confirms that the submission of the Disaster Management Plan for Swartland serves as a review of contact details of the various role-players and identification of risks for the municipal area.

The existing main risks for the Swartland municipal area are, and contain the risk reduction and contingency plans:

- Load shedding
- Alien Invasive Plant Species
- Interruptions in water supply
- Floods
- Seismic activities
- Wildfires
- Animal diseases
- Service Delivery Protests
- Covid-19
- Drought

RESOLUTION

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

- (a) That the content of the 2026 reviewed Core disaster management plan be noted as well as the agreement of all departments to pay attention to risk reduction as part of their daily tasks;
- (b) That the 2026 reviewed Core Disaster Management Plan for the Swartland Municipal Area be approved with the undertaking that the plan will be reviewed annually to ensure that the content is always relevant and up to date;
- (c) As prescribed by the Disaster Management Act, a copy of the approved reviewed plan is provided to the West Coast Disaster Management Centre, Provincial Disaster Management Centre as well as the National Disaster Management Centre.

**(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, 11 FEBRUARIE 2026 OM 10:00

TEENWOORDIG:

RAADSLEDE:

Waarnemende Voorsitter, rdl N Smit

Penxa, B J	Soldaka, P E
Pypers, D C	Van Essen, T (rdh)
Rangasamy, M A (rdh)	Vermeulen, G

Die Uitvoerende Burgemeester, rdh J H Cleophas (in ex-officio hoedanigheid)

BEAMPTES:

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

1. OPENING/VERLOF TOT AFWESIGHEID

Die waarnemende voorsitter, rdl N Smit, verwelkom teenwoordiges en open die vergadering met skriflesing en gebed.

Verlof tot afwesigheid word verleen aan rdh M Nel en rdle I S le Minnie, E C O'Kennedy en A K Warnick.

2. NOTULE

2.1 NOTULE VAN 'N PORTEFEULJEKOMITEEVERGADERING (MUNISIPALE BESTUUR-, ADMINISTRASIE- EN FINANSIESKOMITEE) GEHOU OP 11 FEBRUARIE 2026

BESLUIT

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

Dat die notule van die Portefeuljekomiteevergadering (Munisipale Bestuur-, Administrasie- en Finansies) gehou op 11 Februarie 2026 goedgekeur word.

3. AFVAARDIGINGS/VOORLEGGINGS/MEDEDELINGS

Geen.

4. SAKE VOORTSPRUITEND UIT NOTULES

Geen.

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

Geen.

2

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 N SMIT
WAARNEMENDE VOORSITTER**



MINUTES OF A MEETING OF THE MUNICIPAL MANAGEMENT, ADMINISTRATION AND FINANCES PORTFOLIO COMMITTEE OF THE SWARTLAND MUNICIPAL COUNCIL HELD ON WEDNESDAY, 11 FEBRUARY 2026 AT 10:00

PRESENT:

COUNCILLORS:

Deputy Chairperson, cllr N Smit

Penxa, B J Soldaka, P E
Pypers, D C Van Essen, T (ald)
Rangasamy, M A (ald) Vermeulen, G

The Executive Mayor, ald J H Cleophas (ex-officio)

OFFICIALS:

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

1. OPENING/APOLOGIES

The deputy chairperson welcomed members and open the meeting with a scripture reading and prayer.

Apologies received from ald M Nel, cllrs I S le Minnie, E C O'Kennedy and A K Warnick.

2. MINUTES

2.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING (MUNICIPAL MANAGEMENT, ADMINISTRATION AND FINANCES COMMITTEE) HELD ON 12 NOVEMBER 2025

RESOLUTION

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

That the minutes of a Portfolio Committee Meeting (Municipal Management, Administration and Finances Committee) held on 12 November 2025 are approved.

3. SUBMISSIONS/DEPUTATIONS/COMMUNICATIONS

None.

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 N SMIT
ACTING CHAIRPERSON

6. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER

Geen.

(GET) RDL R J JOOSTE
VOORSITTER



MINUTES OF A MEETING OF THE CIVIL AND ELECTRICAL ENGINEERING SERVICES PORTFOLIO COMMITTEE OF THE SWARTLAND MUNICIPAL COUNCIL HELD ON WEDNESDAY, 11 FEBRUARY 2026 AT 10:12

PRESENT:

COUNCILLORS:

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

Bess, D G	Smit, N
Fortuin, C	Williams, A M
Gaika, M F	

The Executive Mayor, ald J H Cleophas (ex-officio)

OFFICIALS:

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

1. OPENING/APOLOGIES

The chairperson welcomed members.

Apologies received from ald M Nel, cllrs I S le Minnie, E C O'Kennedy and A K Warnick.

2. MINUTES

2.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING (CIVIL AND ELECTRICAL SERVICES COMMITTEE) HELD ON 12 NOVEMBER 2025

RESOLUTION

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

That the minutes of a Portfolio Committee Meeting (Civil and Electrical Services) held on 12 November 2025 are approved.

3. SUBMISSIONS/DEPUTATIONS/COMMUNICATIONS

None.

4. MATTERS ARISING FROM THE MINUTES

None.

5. DELEGATED MATTERS

5.1. MONTHLY REPORT: DECEMBER 2025

5.1.1 CIVIL ENGINEERING SERVICES

The Chairperson tabled the monthly report, as circulated with the agenda, and the Director: Civil Engineering Services highlighted certain aspects from the monthly report for December 2025, inter alia:

- Levels of dams in the Western Cape Water Supply System which are approximately 10% lower than during the same period last year;
- An unfavourable long-term weather forecast with below-normal rainfall figures up to June 2026;
- Sewer tank pump-outs, specifically in Yzerfontein, which increase annually by approximately 5%. A total of 1,224 pump-outs were handled during December, and personnel and equipment were sufficient.

The Director: Civil Engineering Services stated, in response to ald T van Essen's concern regarding the high number of water-related incidents, that water leaks were the most frequently reported and that this could be a direct result of the appeal made to households during December to use water sparingly.

Ald T van Essen thanked the Director: Civil Engineering Services for the removal of illegal dumping (including building rubble) at the New Claire cemetery and requested that action be taken against the offenders, as their details had been provided.

RESOLVED

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

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

5.1.2 ELECTRICAL ENGINEERING SERVICES

The Director: Electrical Engineering Services referred to the audit conducted on 5 and 6 November 2025 and confirmed that positive feedback was received, with only one finding accompanied by recommendations.

The Director: Electrical Engineering Services stated that Council had previously been informed regarding the timeframe for applying to NERSA for the approval of electricity tariffs and the court case by AfriForum and others in this regard. The table below contains the most important dates relevant to municipalities:

Steps in the process to approve electricity tariffs applicable to municipalities	Dates as determined by the Court Case of 4 December 2025	Dates in the new motion by NERSA (with MFMA implications)	Dates submitted by the City of Cape Town opposing the motion and complying with MFMA requirements
NERSA must notify municipalities of Eskom's bulk tariff	31 January	13 March	6 March
Application for approval of electricity tariffs	20 March	17 April	31 March
Final decision by NERSA	5 May	29 May	5 May

The new motion introduced by NERSA will be considered by the High Court on 17 February 2026.

RESOLUTION

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

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

6. MATTERS FOR RECOMMENDATION TO THE EXECUTIVE MAYOR

None.

(SGD) CLLR R J JOOSTE
CHAIRPERSON

5.1/...

Die Direkteur: Ontwikkelingsdienste noem dat wanneer 'n persoon uit 'n informele nedersetting kwalifiseer as 'n begunstigde van 'n behuisingsprojek, die informele struktuur deur die persoon afgebreek moet word. Die Direkteur: Ontwikkelingsdienste noem egter dat die aangeleentheid geassesseer sal word.

Die Direkteur: Ontwikkelingsdienste noem dat wanneer raadslede en die gemeenskap bewus raak van inligting wat aanleiding kan gee dat 'n begunstigde moontlik nie kwalifiseer nie, die inligting met die Munisipaliteit gedeel moet word om 'n ondersoek te loods na die feitelike inligting.

BESLUIT

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

Dat kennis geneem word van die maandverslag van die Direkoraat Ontwikkelingsdienste vir Desember 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 19 November 2025.

7. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER

Geen.

(GET) RDL G VERMEULEN
VOORSITTER



MINUTES OF A MEETING OF THE DEVELOPMENT SERVICES PORTFOLIO COMMITTEE OF THE SWARTLAND MUNICIPAL COUNCIL HELD ON WEDNESDAY, 11 FEBRUARY 2026 AT 10:29

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	

The Executive Mayor, ald J H Cleophas (ex-officio)

OFFICIALS:

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

1. OPENING/APOLOGIES

The chairperson welcomed members.

Apologies received from cllr I S le Minnie.

2. MINUTES**2.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING (DEVELOPMENT SERVICES) HELD ON 12 NOVEMBER 2025****RESOLUTION**

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

That the minutes of a Portfolio Committee Meeting (Development Services) held on 12 November 2025 are approved.

3. SUBMISSIONS/DEPUTATIONS/COMMUNICATIONS

None.

4. MATTERS ARISING FROM THE MINUTES

None.

5. DELEGATED MATTERS**5.1 MONTHLY REPORT: DECEMBER 2025**

The Director: Development Services/...

5.1/...

The Director: Development Services addressed the monthly report of the Directorate: Development Services for December 2025, with specific reference to the progress on the various housing projects and the construction of the SEF facility at Kalbaskraal. During December 2025, the following number of houses were handed over:

- 30 houses in De Hoop;
- 40 houses in Moorreesburg;
- 32 houses in Darling.

The Director: Development Services stated that the next handover of houses will take place on 12 February 2026, as follows:

- 48 houses in De Hoop;
- 57 houses in Moorreesburg;
- 50 houses in Darling.

The Director: Development Services stated that during December the Municipality was visited by stakeholders from National and Provincial Government to conduct an assessment of Gender-Based Violence (GBV) actions within the Swartland municipal area. The safety house in Moorreesburg, magistrates' offices, SAPS victim support rooms, and Dahlia House were visited, with positive outcomes.

Ald J M de Beer requested that statistics be included in the monthly report regarding the implementation of the SOP (Standard Operating Procedures) in respect of all rental housing, and that the matter be taken up with the Director: Development Services.

A discussion follows regarding problems experienced by councillors with the housing projects, inter alia:

- Cllr Booysen: complaints reported to the Municipality are not being fully addressed, e.g. subletting of houses by beneficiaries, single individuals being disqualified, etc.;
- Cllr Ngozi: the role of social media, specifically Golden Voice, in sharing information with the community regarding housing projects;
- Cllr Ngozi: concern that there are insufficient meetings between the PLC committee and the contractor;
- Cllr Ngozi: how persons who do not qualify for subsidised low-cost housing (income > R3,500) will be accommodated;
- Cllr Ngozi: if a person is a beneficiary and previously resided in an informal settlement, what happens to the informal structure;
- Cllr Pypers: under Black culture and traditional marriages, some men marry more than one wife, and it may occur that both spouses are beneficiaries of a housing project;
- Cllr Ngozi: the so-called "runners" (persons appointed by the contractor to distribute correspondence to beneficiaries) are dissatisfied with payment, the large areas they must cover to deliver letters, letters that cannot be delivered due to beneficiaries not being available, changed addresses, etc., and all these aspects cause delays in the process of handing over houses.

The Director: Development Services confirmed that the above-mentioned issues will be addressed, inter alia by requesting ASLA to improve communication, following up on issues relating to the "runners", holding regular meetings with the PLC, etc.

The Director: Development Services confirmed that provision is made for GAP housing to accommodate persons who do not meet the criteria for low-cost housing. However, such persons must be creditworthy for financial institutions to provide funding, and challenges are experienced in this regard. A subsidy for GAP housing is granted according to the person's income, but the balance must be financed by a financial institution.

The Director: Development Services further stated that when a person from an informal settlement qualifies as a beneficiary of a housing project, the informal structure must be dismantled by the person. However, the matter will be assessed.

The Director: Development Services/...

5.1/...

The Director: Development Services stated that when councillors and the community become aware of information that may indicate that a beneficiary possibly does not qualify, such information should be shared with the Municipality in order to initiate an investigation into the factual circumstances.

RESOLUTION

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

That cognisance be taken of the monthly report of the Directorate Development Services for December 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 19 November 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, 11 FEBRUARIE 2026 OM 11:08

TEENWOORDIG:

RAADSLEDE:

Waarnemende Voorsitter, rdd J M de Beer¹

Bess, D G	Pieters, C
Fortuin, C	White, G E
Jooste, R J	Williams, A M
Papier, J R	

Die Uitvoerende Burgemeester, rdh J H Cleophas (in ex-officio hoedanigheid)

BEAMPTES:

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

1. OPENING/VERLOF TOT AFWESIGHEID

Die voorsitter verwelkom lede.

Verlof tot afwesigheid word verleen rdd M Nel en rdle I S le Minnie en A K Warnick.

2. NOTULE

2.1 NOTULES VAN 'N PORTEFEULJEKOMITEEVERGADERING (BESKERMINGSDIENSTE) GEHOU OP 12 NOVEMBER 2025

BESLUIT

(voorgestel deur rdl D G Bess, gesekondeer deur rdl A M Williams)

Dat die notule van die Portefeuljekomiteevergadering (Beskermingsdienste) gehou op 12 November 2025 goedgekeur word.

3. AFVAARDIGINGS/VOORLEGGINGS/MEDEDELINGS

Geen.

4. SAKE VOORTSPRUITEND UIT NOTULES

Geen.

5. GEDELEGEERDE SAKE

5.1 MAANDVERSLAG: DESEMBER 2025

5.1.1/...

5.1.1 VERKEERS- EN WETSTOEPASSINGSDIENSTE

Die Uitvoerende Burgemeester versoek dat inligting deurgegee word insake die Bek- en Klouseerepidemie onder beeste (alle diere met gesplete hoewe), wat nou ook na aangrensende gebiede versprei het.

Die Direkteur: Beskermingsdienste bevestig dat Swartland Munisipaliteit reeds besig is met belangrike aksies om te voorkom dat Bek- en Klouseer na die munisipale gebied versprei. Die Weskus Distrikmunisipaliteit word ook betrek en is besig met opleiding en bewusmaking aan alle kleinboere, met 'n spesifieke beroep dat geen diere verskuif mag word nie.

'n Opleidingsessie is aangebied deur mnr Willem van Jaarsveld (kundige op die gebied van Bek- en Klouseer) wat, onder andere, opleiding ingesluit het oor watter dokumente voorsien moet word wanneer diere vervoer en die munisipale gebied binnekom, hetsy of dit een bees of meer beeste is. Indien die dokumentasie nie in orde is nie, sal wetstoepassers nie toelaat dat die munisipale gebied betree word nie.

Die Munisipale Bestuurder bevestig dat daar aansoek om inentings by die Kantoor van die Premier gedoen is, aangesien (1) die Swartland- en Koeberg-areas as die "melkmandjie" van die Wes-Kaap beskou word en (2) wilde varke ook draers van die siekte kan wees en dit belangrik is om verspreiding te beveg. Die uitbreek van Bek- en Klouseer in voormelde areas sal 'n geweldig impak op voedselsekureitê hê.

5.1.2 BRANDBESTRYDING

Die Direkteur: Beskermingsdienste spreek sy dankbaarheid uit dat daar geen groot brande in die Swartland munisipale area oor Desember was nie. Die Direkteur: Beskermingsdienste meld dat Swartland Munisipaliteit se Brandweerdienste wel ondersteuning verleen het aan Overstand Munisipaliteit met die brand by Pearly Bay.

Die Direkteur: Beskermingsdienste bevestig dat die grootste oorsaak van brande in die munisipale gebied (1) veldbrande en (2) die brand van vullishouers is. Die statistiek toon die tye en gebied/strate waar brande plaasvind en sal daar ondersoek ingestel word na die oorsaak van hierdie brande.

Die Direkteur: Beskermingsdienste versoek dat enige oortreders wat brandstigting pleeg onmiddellik by die Munisipaliteit aangemeld word.

BESLUIT

(op voorstel van rdl A M Williams, gesekondeer deur rdl R J Jooste)

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

6. SAKE VIR AANBEVELINGS AAN DIE UITVOERENDE BURGEMEESTER

Geen.

**(GET) RDD J M DE BEER
WAARNEMENDE VOORSITTER**

¹ In die afwesigheid van beide die voorsitter en ondervoorsitter word rdd J M de Beer (op voorstel van rdl D G Bess, gesekondeer deur rdl A M Williams) aangewys as waarnemende voorsitter.



MINUTES OF A MEETING OF THE PROTECTION SERVICES PORTFOLIO COMMITTEE OF THE SWARTLAND MUNICIPAL COUNCIL HELD ON WEDNESDAY, 11 FEBRUARY 2026 AT 11:08

PRESENT:

COUNCILLORS:

Acting Chairperson, ald J M de Beer¹

Bess, D G	Pieters, C
Fortuin, C	White, G E
Jooste, R J	Williams, A M
Papier, J R	

The Executive Mayor, ald J H Cleophas (ex-officio)

OFFICIALS:

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

1. OPENING/APOLOGIES

The chairperson welcomed members.

Apologies received from ald M Nel, cllrs I S le Minnie and A K Warnick.

2. MINUTES

2.1 MINUTES OF A PORTFOLIO COMMITTEE MEETING (PROTECTION SERVICES) HELD ON 12 NOVEMBER 2025

RESOLUTION

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

That the minutes of a Portfolio Committee Meeting (Protection Services) held on 12 November 2025 are approved.

3. SUBMISSIONS/DEPUTATIONS/COMMUNICATIONS

None.

4. MATTERS ARISING FROM THE MINUTES

None.

5. DELEGATED MATTERS

5.1. MONTHLY REPORT: DECEMBER 2025

5.1.1/...

5.1.1 TRAFFIC AND LAW ENFORCEMENT SERVICES

The Executive Mayor requested that information be conveyed regarding the Foot-and-Mouth Disease outbreak among cattle (all cloven-hoofed animals), which has now also spread to adjacent areas.

The Director: Protection Services confirmed that Swartland Municipality is already implementing important actions to prevent the spread of Foot-and-Mouth Disease into the municipal area. The West Coast District Municipality is also involved and is conducting training and awareness sessions for all small-scale farmers, with a specific appeal that no animals may be moved.

A training session was presented by Mr Willem van Jaarsveld (an expert in the field of Foot-and-Mouth Disease), which included, inter alia, training on which documentation must be provided when animals are transported and enter the municipal area, whether it is one animal or multiple animals. If the documentation is not in order, law enforcement officials will not permit entry into the municipal area.

The Municipal Manager confirmed that an application for vaccinations has been submitted to the Office of the Premier, as (1) the Swartland and Koeberg areas are regarded as the "milk basket" of the Western Cape, and (2) wild pigs can also be carriers of the disease, making it important to combat the spread. An outbreak of Foot-and-Mouth Disease in the aforementioned areas would have a severe impact on food security.

5.1.2 FIRE FIGHTING

The Director: Protection Services expressed his gratitude that there were no major fires in the Swartland municipal area during December. The Director: Protection Services reported that Swartland Municipality's Fire Services did, however, provide support to Overstrand Municipality during the fire at Pearly Beach.

The Director: Protection Services confirmed that the main causes of fires in the municipal area are (1) veld fires and (2) the burning of refuse containers. Statistics indicate the times and areas/streets where fires occur, and investigations will be conducted into the causes of these fires.

The Director: Protection Services requested that any offenders who commit arson be reported to the Municipality immediately.

RESOLUTION

(on the proposal of cllr A M Williams, seconded by cllr R J Jooste)

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 December 2025.

6. MATTERS FOR RECOMMENDATION TO THE EXECUTIVE MAYOR

None.

**(SGD) ALD J M DE BEER
ACTING CHAIRPERSON**

¹ In the absence of both the chairperson and deputy chairperson, ald J M de Beer (on the proposal of cllr D G Bess, seconded by cllr A M Williams) was appointed as acting chairperson.



**MINUTES OF A MEETING OF THE BID ADJUDICATION COMMITTEE HELD IN THE COMMITTEE ROOM:
CORPORATE SERVICES ON WEDNESDAY, 26 NOVEMBER 2025 AT 12:30**

PRESENT

Director: Corporate Services, Ms M S Terblanche (chairperson)
Director: Financial Services, Mr M Bolton
Director: Development Services, Ms J S Krieger
Director: Civil Engineering Services, Mr L D Zikmann
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

3.1 MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON 2 OCTOBER 2025

RESOLUTION

That the minutes of a Bid Adjudication Committee meeting held on 2 October 2025 be approved.

3.2 MINUTES OF A BID EVALUATION COMMITTEE MEETING HELD ON 18 NOVEMBER 2025

That cognisance be taken of a Bid Evaluation Committee meeting held on 18 November 2025.

4. MATTERS FOR CONSIDERATION

4.1 TENDER T04/25/26: PROVISION OF PROFESSIONAL ARCHITECTURAL AND QUANTITY SURVEYING SERVICES FOR VARIOUS PROJECTS (8/2/26)

Tenders were invited for the purpose to appoint a panel of suitably experienced Architecture and Quantity Surveying Consultancies for the design, quantification, compilation of tender specifications, tender documents, tender evaluation, construction monitoring and supervision of building and building related projects for the period ending 30 June 2028.

In accordance with C3.4: *basis for allocating assignments, only the top five (5) highest scoring tenderers will be admitted to the roster.*

RECOMMENDATION¹

(a) That the offers of the following consultancies be accepted, under Tender T04/25/26: Provision of Professional Architectural and Quantity Surveying Services for various projects, for admittance to panel for the respective categories:

- A: Professional Architect (PrArch)**
1. OptiConsult (Pty) Ltd
 2. Ebesa Architects (Pty) Ltd
 3. Checkerflag Projects
 4. Space Architects and Designers (Pty) Ltd
 5. Miradi Group (Pty) Ltd

4.1/...

B: Professional Senior Architectural Technologist (PrSArchT.)

1. Ebesa Architects (Pty) Ltd
2. Gapp Architects & Urban Designers (Pty) Ltd
3. ACG Architects (Pty) Ltd
4. Ikamva Architects SA (Pty) Ltd
5. TV3 Architects & Town Planners (Pty) Ltd

C: Professional Architectural Technologist (PrArchT.)

1. Ebesa Architects (Pty) Ltd
2. Checkerflag Projects
3. Gapp Architects & Urban Designers (Pty) Ltd
4. ACG Architects (Pty) Ltd
5. Ikamva Architects SA (Pty) Ltd

D: Professional Quantity Surveyor (PrQS)

1. OptiConsult (Pty) Ltd
2. Umbibi QS (Pty) Ltd
3. Enumerate Consulting CC
4. Tica Consultants (Pty) Ltd
5. Mngoma Seedat And Associates CC

- (b) That the Tax Clearance be verified prior to the appointment of respective consultancies;
- (c) That Clause C3.4 will be applied as basis for allocating assignments in a fair and transparent manner, namely;
- (i) Assignments will be allocated at the discretion of the Employer based on a ranking order, where the tenderer within a specific category and who is ranked first during the evaluation of the tender will be allocated the first new project approved and budgeted for;
 - (ii) The tenderer awarded a project will be moved to the bottom of the roster list and the next ranked tenderer will be considered for the next approved and budgeted project;
 - (iii) Where a preferred tenderer is not able to execute an identified project, such Tenderer will be transferred to the bottom of the roster list and the next ranked tenderer will be considered;
 - (iv) To ensure cost-effectiveness and continuity, the Employer may allocate a particular assignment to a specific Consultancy on the panel where that particular consultancy was involved in previous work associated with the assignment, has sufficient resources to complete the works and rendered satisfactory work to date;
 - (v) Any work allocated and commenced before the end of the term of this tender, may continue until the end date provided in the assignment. It is recorded that all extensions of contract terms will be subject to the relevant legislative requirements;
 - (vi) That each appointment of a consultancy be confirmed by the Municipal Manager.

4.2 TENDER T22/25/26: REPLACEMENT OF CLARIFIER BRIDGE AT MALMESBURY WWTW (8/2/21)

Tenders were invited for the refurbishment of the clarifiers at Malmesbury Wastewater Treatment Works (WWTW), which includes: the design, manufacture, supply, delivery, installation, construction, testing, commissioning, training the Employer's staff in the operation and maintenance thereof, Trial Operation, and upholding during the Defects Notification Period.

A total of three tenders were received and one tenderer were regarded as non-responsive due to non-compliance with the eligibility criteria. See table below for the 80/20 preferential procurement evaluation of the remaining tenders.

Table/...

¹ Confirmed by the Municipal Manager on 27 November 2025

4.2/...

No	Tenderer	Tender Amount*	Preferential Points							Total Points
			Points for Price	Contribution Level	B-BBEE Points	Western Cape		Swartland		
						Yes/No	Points	Yes/No	Points	
1	Hydro-Tech Systems (Pty) Ltd	R2,829,545.68	80.00	1	10	Yes	4	No	0	94.00
2	Inenzo Water (Pty) Ltd	R2,972,610.84	75.96	1	10	Yes	4	No	0	89.96

RECOMMENDATION²

- (a) That tender T22/25/26: Replacement of Clarifier Bridge at Malmesbury WWTW be awarded to Hydro-Tech Systems (Pty) Ltd for the 2025/2026 financial year, for the amount of R 2 829 545.68 (Including 15% VAT) / R2 460 474.50 (excl. VAT) with a contract period of 5 Months;
- (b) That the expense be allocated against Vote Numbers 9/107-887-1043 and 9/107-887-1131.

4.3 TENDER T20/25/26: SUPPLY, DELIVER AND ERECTING OF HIGH SECURITY BOUNDARING FENCING AT VARIOUS RESERVOIR SITES IN THE SWARTLAND (8/2/21)

The existing perimeter fencing at several reservoir sites requires replacement due to extensive damage and ongoing vandalism.

The following high-risk sites have been identified and includes Kleindam Reservoir - 122m of High Density Diamond Razor Mesh, Abbotsdale and Chatsworth Reservoirs- 175m and 188m of 2,4m High Density Securifor 358 Singleskin fence and Panorama Reservoir -358m of 2,4m High Density Betaview 3510 or equivalent.

Tenders were invited to appoint a Service Provider for the supply, delivery, and erecting of the high security fencing.

A total of 22 tenders were received of which all tenderers adhered to the tender specifications and tender requirements – see table below for the preferential procurement evaluation:

TENDERER	TENDER PRICE (VAT Inc)	POINTS FOR PRICE	CONTRIBUTION LEVEL	BBBEE POINTS	WESTERN CAPE (Yes/No)	POINTS	SWARTLAND (Yes/No)	POINTS	TOTAL POINTS
Trade Avail 406 CC t/a CAF Contractor	R 2 726 902.56	80.00	1	10	Yes	4	No	0	94.00
Mavhuso Services provider	R 2 809 267.73	77.58	1	10	Yes	4	No	0	91.58
Nedsteel PTY LTD	R 2 993 587.08	72.18	1	10	Yes	4	No	0	86.18
Jonly Engineering	R 3 363 161.26	61.33	1	10	Yes	4	No	0	75.33
AP Projects	R 3 368 054.96	61.19	1	10	Yes	4	No	0	75.19
Golden Reward 1981 CC	R 3 158 876.74	67.33	0	0	Yes	4	No	0	71.33
Aburec Fencing CC	R 3 414 097.12	59.84	1	10		0	No	0	69.84
Mazemane Trading	R 3 561 338.79	55.52	1	10	Yes	4	No	0	69.52
Johan Schwart t/a JJ Fencing	R 3 806 514.03	48.33	1	10	Yes	4	Yes	6	68.33
Gateway metal	R 3 797 318.75	48.60	1	10	Yes	4	No	0	62.60
Afriwire & Steel PTY LTD	R 3 526 603.99	56.54	0	0	Yes	4	No	0	60.54
Potts devco	R 3 874 732.95	46.33	1	10		0	No	0	56.33
Shalom Steel	R 4 055 381.28	41.03	0	0		0	No	0	41.03
Amabamba Fencing	R 4 822 585.07	18.52	1	10	Yes	4	No	0	32.52
Rassol projects	R 5 087 523.87	10.75	1	10	Yes	4	No	0	24.75
Batsini PTY LTD	R 5 284 948.63	4.95	1	10	Yes	4	No	0	18.95
Masiqhame Fencing	R 5 328 124.34	3.69	1	10		0	No	0	13.69
Hyman Maste Fence	R 5 497 924.03	-1.29	1	10	Yes	4	No	0	12.71
Gordian Fence	R 5 511 843.07	-1.70	1	10	Yes	4	No	0	12.30

² Confirmed by the Municipal Manager on 27 November 2025

TENDERER	TENDER PRICE (VAT Inc)	POINTS FOR PRICE	CONTRIBUTION LEVEL	BBBEE POINTS	WESTERN CAPE (Yes/No)	POINTS	SWARTLAND (Yes/No)	POINTS	TOTAL POINTS
Regend Services PTY LTD	R 5 852 149.33	-11.69	1	10	Yes	4	No	0	2.31
Bothma Solutions	R 5 412 947.01	1.20	0	0		0	No	0	1.20
Sharon Rose	R 5 423 559.74	0.89	0	0		0	No	0	0.89

RECOMMENDATION³

- (a) That tender T20.25.26: Supply, Deliver and Erecting of High Security Boundary Fencing at various Reservoir Sites in the Swartland Municipal Area be awarded to Trade Avail 406 CC t/a CAF Contractor for the 2025/2026 financial year, for the amount of R2 726 902,56 (Including 15% VAT and 10% Contingencies) / R2 371 219,62 (excl. VAT) and a construction period of 16 weeks;
- (b) That the expense be allocated against Vote Number 9/105-968-1129 – Safeguarding of Water Infrastructure (WSIG) for the 2025/2026 financial year;
- (c) That matters relating to Health and Safety be handled by BH Ventures.

4.4 TENDER T24/25/26: RENEWAL OF TREND MICRO ANTIVIRUS (8/2/23)

Tenders were invited for the annual renewal of the Trend Micro Antivirus for 285 users and includes the following components: Endpoint Security, Attack Surface Discovery, Threat and exposure management, Identity security posture, attack path prediction, security awareness, compliance management, Email and collaboration Security with XDR (extended detection and response) and an XDR network sensor. All components are managed via Single pane of glass named Trend Vision One console.

A total of eight tenders were received of which all the tenders adhered to the tender specifications and tender requirements – see table below for the preferential procurement evaluation.

Tenderer	Tender amount	Points for Price	Contribution level	BBBEE Points	Preferential Points				Total points
					Western Cape		Swartland		
					Yes/ No	Points	Yes / No	Points	
Layer7 Networking CC	R 514 794.22	80.00	2	9	No	0	No	0	89.00
First Technology Western Cape (Pty) Ltd	R 524 450.16	78.50			Yes	4	No	0	82.50
Imperatech Solutions Pty Ltd	R 540 735.38	75.97	1	10	-	-	No	0	85.97
Simplified IT Services	R 540 808.20	75.96	1	10	No	0	No	0	85.96
SPANET Technologies Pty Ltd	R 550 935.19	74.38	1	10	No	0	No	0	84.38
Business Connexion (Pty) Ltd	R 557 042.99	73.43	1	10	Yes	4	No	0	87.43
Dataproof Communications (Pty) Ltd	R 563 242.03	72.47	2	9	Yes	4	No	0	85.47
Netsec (Pty) Ltd	R 568 410.00	71.67	0	0	No	0	No	0	71.67

RECOMMENDATION⁴

- (a) That tender T24/25/26 for the Renewal of Trend Micro Antivirus be awarded to Layer7 Networking CC which includes the renewal of 285 Trend Micro Antivirus licenses, including Endpoint protection, Cyber risk Exposure Management, Email and Collaboration Security and XDR for networks for a period of 12 months at a cost of R514 794.22 (including VAT) / R447 647.17 (excluding VAT);
- (b) That vote number 9/216-655-1925 (Licences: Software) be utilised for the expenditure.

³ Confirmed by the Municipal Manager on 27 November 2025

⁴ Confirmed by the Municipal Manager on 1 December 2025

4.5 TENDER T26/25/26: SUPPLY AND DELIVERY OF DESKTOPS AND NOTEBOOKS WITH ACCESSORIES (8/2/2/3)

Tenders were invited for the Supply and Delivery of Laptops and Notebooks with Accessories. The specifications included an Intel processor capable of handling AI (artificial intelligence) to make provision for future technology needs. The minimum requirement for Windows 11 must be adhered to. Desktops were requested with an Intel Ultra 5 processor, 512GB solid-state hard drive and 16GB of RAM with a 5-year warranty for a total of x15 Desktops. Notebooks were requested with a combination of Intel Ultra 7 and Ultra 5 processors, 1TB solid-state drive and 16 GB of RAM with a 3-year warranty for a total of x10 Intel Ultra 5 and x5 Intel Ultra 7 Notebooks.

A total of 25 tenders were received. One tender was withdrawn and the remaining tenderers adhered to the tender specifications and tender requirements – see table below for the preferential procurement evaluation.

Tenderer	Tender amount	Preferential Points								Total points
		Points for Price	Contribution level	BBBEE Points	Western Cape		Swartland			
					Yes/ No	Points	Yes / No	Points		
Hukho Trading and Projects Pty Ltd	R 665 000.00	80.00	1	10		0	No	0	90.00	
Ubuntu Technologies (Pty) Ltd	R 685 742.99	77.50	1	10	Yes	4	No	0	91.50	
Business Connexion (Pty) Ltd	R 750 603.84	69.70	1	10	Yes	4	No	0	83.70	
Jirehel ICT and Engineering Services Pty Ltd	R 812 345.63	62.27	1	10	No	0	No	0	72.27	
Elio Technology (Pty) Ltd	R 831 926.24	59.92	2	9	Yes	4	No	0	72.92	
Diopoint (Pty) Ltd	R 867 935.77	55.59	1	10	Yes	4	No	0	69.59	
Senco International	R 897 718.50	52.00	1	10	No	0	No	0	62.00	
Esizwe Group Pty Ltd	R 906 305.51	50.97	1	10	Yes	4	No	0	64.97	
Datacentrix (Pty) Ltd	R 906 448.16	50.95	1	10	Yes	4	No	0	64.95	
Siraha Group Pty Ltd	R 909 448.18	50.59	1	10	No	0	No	0	60.59	
Nyasha Empire	R 922 610.15	49.01	1	10	Yes	4	No	0	63.01	
Simplified IT Services	R 929 090.75	48.23	1	10		0	No	0	58.23	
ATF Print and Designs (Pty) Ltd	R 949 308.25	45.80	1	10	Yes	4	Yes	6	65.80	
Coral-I Test & Measurement Solutions	R 964 275.00	44.00	2	9		0	No	0	53.00	
System Services Group (Pty) Ltd	R 965 206.50	43.88	2	9	Yes	4	No	0	56.88	
Elelwani IT Solutions	R 977 550.00	42.40	1	10	No	0	No	0	52.40	
Anza Technology cc	R 982 675.00	41.78	1	10	No	0	No	0	51.78	
Spanet Technologies Pty Ltd	R 1 005 999.12	38.98	1	10	No	0	No	0	48.98	
Nale Technologies CC	R 1 011 597.50	38.30	1	10		0	No	0	48.30	
Monka Investments Pty Ltd	R 1 015 636.94	37.82	1	10	Yes	4	No	0	51.82	
Nzwalo Investments (Pty) Ltd T/A Lumacon Air Conditioning	R 1 067 428.33	31.59	1	10		0	No	0	41.59	
Arika Consulting (Pty) Ltd	R 1 123 299.30	24.87	1	10		0	No	0	34.87	
Lovayi (Pty) Ltd	R 1 155 306.00	21.02	1	10	No	0	No	0	31.02	
Bidela Technologies (Pty) Ltd	R 1 199 795.69	15.66	1	10		0	No	0	25.66	

RECOMMENDATION⁵

- (a) That Tender T26/25/26 for Supply and Delivery of Desktops and Notebooks with Accessories be awarded to Ubuntu Technologies (Pty) Ltd for the supply and delivery of 15x Desktop (Intel Ultra 5, 16 GB RAM and 512GB SSD and 15x laptops (x5 Intel Ultra 7, 16GB RAM and 1TB SSD and x10 Intel Ultra 5, 16GB RAM and 1TB SSD) with accessories and a delivery period of 15 to 21 working days at the cost of R685 742.99 (including VAT) / R596 298.15 (excluding VAT);

⁵ Confirmed by the Municipal Manager on 27 November 2025

4.5/...

- (b) That vote number 9/118-809-944 (desktops) and 9/118-810-945 (notebooks) be utilised for the expenditure.

4.6 TENDER T12/25/26: PROVISION OF ARTISAN BRICKLAYING TRAINING FOR THE PERIOD ENDING 30 JUNE 2028 (8/2/2/17)

Training for Artisan Bricklaying is one of the needs identified and forms part of the Workplace Skills Plan. The tender makes provision for the training of officials for the:

- Occupational Certificate: Bricklayer NQF4 (SAQA ID: 93627) for the period ending 30 June 2028.

The two tenders received were compliant with all the specifications and conditions – see table below for the preferential procurement evaluation.

Tenderer	Tender amount	Preferential Points								Total points
		Points for Price	Contribution level	BBBEE Points	Western Cape		Swartland			
					Yes/ No	Points	Yes / No	Points		
Tjeka Training Matters	R 332 028.00	80.00	1	10	Yes	4	No	0	94.00	
Nomagwanishe Investments CC	R 1 748 000.00	-261.17	0	0	No	0	No	0	-261.17	

RECOMMENDATION⁶

- (a) That Tender T12/25/26 for the Provision of Artisan Bricklaying training for the period ending 30 June 2028 be awarded Tjeka Training Matters (Pty) Ltd for the:
- Occupational Certificate: Bricklayer NQF4 (SAQA ID: 93627) for the period ending 30 June 2028 for the tendered “Price per Person” rates (attached);
- (b) That the following rates as tendered by Tjeka Training Matters (Pty) Ltd be accepted:

Description	Amount per person (VAT excl.) for 2025/26	Amount per person (VAT excl.) for 2026/27	Amount per person (VAT excl.) for 2027/28
Knowledge, Practical & Workplace Experience Modules	R 24 600.00	R 24 600.00	R 24 600.00
Trade Test Preparation (2 weeks)			R 4 500.00
Trade Test			R 6 180.00

- (c) That the estimated expenditure (VAT excluded), based on 4 learners, be as follows:

Year	Expenditure
2025/2026	R 49 200.00
2026/2027	R 98 400.00
2027/2028	R 141 120.00
Estimated Total	R 288 720.00

- (d) That the expenditure be allocated to vote number 9/213-1195-953 (Training Efficiency).

4.7 TENDER T14/25/26: PROVISION OF ARTISAN ELECTRICIAN TRAINING FOR THE PERIOD ENDING 30 JUNE 2028 (8/2/2/17)

Training for Artisan Electrician is one of the needs identified and forms part of the Workplace Skills Plan. The tender makes provision for the training of officials for the:

- Occupational Certificate: Electrician NQF4 (SAQA ID: 91761) for the period ending 30 June 2028.

⁶ Confirmed by the Municipal Manager on 27 November 2025

4.7/...

A total of three tenders were received of which two tenderers adhered to the tender specifications and tender requirements – see table below for the preferential procurement evaluation.

Tenderer	Tender amount	Preferential Points							Total points
		Points for Price	Contribution level	BBBEE Points	Western Cape		Swartland		
					Yes/ No	Points	Yes / No	Points	
Nomagwanishe Investments CC	R 552 000.00	80.00	0	0	No	0	No	0	80.00
Industries Education & Training Institute (Pty) Ltd	R 580 750.00	75.83	1	10	Yes	4	No	0	89.83

RECOMMENDATION⁷

- (a) That Tender T14/25/26 for the provision of Artisan Electrician training for the period ending 30 June 2028 be awarded Industries Education & Training (Pty) Ltd for the:
- Occupational Certificate: Electrician NQF4 (SAQA ID: 91761) for the period ending 30 June 2028 **for the tendered “Price per Person” rates** (attached);
- (b) That the following rates as tendered by Industries Education & Training (Pty) Ltd be accepted:

Description	Amount per person (VAT excl.) for 2025/26	Amount per person (VAT excl.) for 2026/27	Amount per person (VAT excl.) for 2027/28
Knowledge, Practical & Workplace Experience Mdules	R 44 500.00	R 44 500.00	R 44 500.00
Trade Test Preparation (2 weeks)			R 10 000.00
Trade Test			R 5 000.00

- (c) That the estimated expenditure (VAT excluded), based on 4 learners, be as follows:

Year	Expenditure
2025/2026	R 89 000.00
2026/2027	R 178 000.00
2027/2028	R 238 000.00
Estimated Total	R 505 000.00

- (d) That the expenditure be allocated to vote number 9/213-1195-953 (Training Efficiency).

4.8 TENDER T15/25/26: PROVISION OF ARTISAN PLUMBER TRAINING FOR THE PERIOD ENDING 30 JUNE 2028 (8/2/17)

Training for Artisan Plumber is one of the needs identified and forms part of the Workplace Skills Plan. The tender makes provision for the training of officials for the:

- Occupational Certificate: Plumber NQF4 (SAQA ID: 91782) for the period ending 30 June 2028.

The two tenders received were compliant with all the specifications and conditions – see table below for the preferential procurement evaluation.

Table/...

⁷ Confirmed by the Municipal Manager on 27 November 2025

4.8/...

Tenderer	Tender amount	Preferential Points							Total points
		Points for Price	Contribution level	BBBEE Points	Western Cape		Swartland		
					Yes/ No	Points	Yes / No	Points	
Tjeka Training Matters	R 332 028.00	80.00	1	10	Yes	4	No	0	94.00
Industries Education & Training Institute	R 580 750.00	20.07	1	10	Yes	4	No	0	34.07

RECOMMENDATION⁸

- (a) That Tender T15/25/26 for the provision of Artisan Plumber training for the period ending 30 June 2028 be awarded Tjeka Training Matters (Pty) Ltd for the:
- Occupational Certificate: Plumber NQF4 (SAQA ID: 91782) for the period ending 30 June 2028 **for the tendered “Price per Person” rates** (attached).
- (b) That the following rates as tendered by Tjeka Training Matters (Pty) Ltd be accepted:

Description	Amount per person (VAT excl.) for 2025/26	Amount per person (VAT excl.) for 2026/27	Amount per person (VAT excl.) for 2027/28
Knowledge, Practical & Workplace Experience Mdules	R 24 600.00	R 24 600.00	R 24 600.00
Trade Test Preparation (2 weeks)			R 4 500.00
Trade Test			R 6 180.00

- (c) That the estimated expenditure (VAT excluded), based on 4 learners, be as follows:

Year	Expenditure
2025/2026	R 49 200.00
2026/2027	R 98 400.00
2027/2028	R 141 120.00
Estimated Total	R 288 720.00

- (d) That the expenditure be allocated to vote number 9/213-1195-953 (Training Efficiency).

4.9 TENDER T21/25/26: SUPPLY AND DELIVERY OF TRAFFIC AND LAW ENFORCEMENT UNIFORMS FOR THE PERIOD ENDING 30 JUNE 2026 (8/2/1)

Tenders were invited for the Supply and Delivery of Traffic and Law Enforcement uniforms for the period ending 30 June 2026.

A total of three tenders were received of which two tenderers adhered to the tender specifications and tender requirements – see table below for the preferential procurement evaluation.

Tenderer	Tender amount	Preferential Points							Total points
		Points for Price	Contribution level	BBBEE Points	Western Cape		Swartland		
					Yes/ No	Points	Yes / No	Points	
Sparks & Ellis (Pty) Ltd	R611 619.45	80.00	1	10	Yes	4	No	0	94.00
Blackbird Trading 480 CC	R752 639.35	61.55	1	10			No	0	71.55

⁸ Confirmed by the Municipal Manager on 27 November 2025

4.9/...

RECOMMENDATION⁹

- (a) That Tender T21/25/26 for the Supply and Delivery of Traffic and Law Enforcement Uniforms be awarded to Sparks & Ellis (Pty) Ltd for the tendered tariffs with a delivery period of 6-12 weeks from placing of order;
- (b) That the expense be allocated against the following vote numbers:
 - 9/233-839-2877 (Protective clothing- Policing & Law Enforcement)
 - 9/233-839-2898 (Protective clothing – K9 Unit)
 - 9/233-839-2828 (Protective clothing –LEAP Unit)
 - 9/245-839-2876 (Protective clothing – Registration & Licensing)

4.10 TENDER L01/25/26: SALE OF ERF 1071, CHATSWORTH (8/2/2/8)

The disposal of immovable property, Erf 1071 (3516 m² in extent) on the c/o Third Avenue, Market- and York Street, Chatsworth was approved in-principle by Council on 29 July 2021. A reserve price of R600 000 (excluding VAT) was determined by Council.

The land-use and environmental authorisation processes for the rezoning of the said property to Business Zone 1, restricted to a consent use for the erection of a service station and associated infrastructure took some time and the proposed disposal was subsequently advertised on 12 August 2025 under Tender L01/25/26.

A total of three bids were received of which only one tenderer's offer can be accepted.

RECOMMENDATION¹⁰

- (a) That Tender L01/25/26 for the Sale of Erf 1071 Chatsworth be awarded to Emerald Fire Trading 216 CC at the amount of R851 212.85 excluding VAT;
- (b) That the Agreement of Sale be entered into by the Director: Corporate Services, provided that the transfer of the asset (subject property) is approved by the Executive Mayoral Committee as per Council resolution dated 29 July 2021.

4.11 TENDER L02/25/26: SALE OF ERF 11350 (IRIS STREET) MALMESBURY (8/2/2/8)

The disposal of immovable property, Erf 11350 (299 m² in extent) located in Iris Street, Malmesbury was approved in-principle by Council on 31 March 2025. A reserve price of R309 000.00 (excluding VAT) was determined by Council.

It was furthermore determined that the property, which contains a semi-detached dwelling, be made available voetsfoots to first homeowners, limited to natural persons.

A total of three bids were received of which only one tenderer's offer can be accepted.

RECOMMENDATION¹¹

- (a) That Tender L02/25/26 for the Sale of Erf 11350 Malmesbury be awarded to Mahlape Abigail Tsolo at the amount of R309 000.00 excluding VAT;
- (b) That the Agreement of Sale be entered into by the Director: Corporate Services, provided that the transfer of the asset (subject property) is approved by the Executive Mayoral Committee as per Council resolution dated 31 March 2025.

4.12 TENDER T13/25/26: CERTIFICATE IN MUNICIPAL FINANCIAL MANAGEMENT FOR THE PERIOD ENDING 31 DECEMBER 2027 (8/2/2/17)

The Certificate in Municipal Financial Management (CMFM, Qualification ID No. 48965) is one of the training needs identified and forms part of the Workplace Skills Plan.

Officials will develop/...

⁹ Confirmed by the Municipal Manager on 27 November 2025

¹⁰ Confirmed by the Municipal Manager on 27 November 2025

¹¹ Confirmed by the Municipal Manager on 27 November 2025

4.12/...

Officials will develop competencies to manage strategic planning and budgeting processes, financial management processes, and internal control, auditing, and reporting processes.

A total of nine tenders were received of which six tenderers adhered to the tender specifications and tender requirements.

For evaluation purposes tender amounts were calculated based on rates for 12 unit standards in the 2025/26 financial year and 12 unit standards in the 2026/2027 financial year.

Tenderer	Tender amount	Preferential Points							
		Points for Price	Contribution level	BBBEE Points	Western Cape		Swartland		Total points
					Yes/No	Points	Yes/No	Points	
Fachs Business Consulting & Training	R 508 702.50	80.00	1	10	No	0	No	0	90.00
Ilinge Labantu Debt Solutions t/a Ilinge Labantu Training Institute	R 520 141.55	78.20	1	10	No	0	No	0	88.20
Bantubanye Skills	R 1 090 142.50	-11.44	1	10	No	0	No	0	-1.44
Summat Training Institute	R 1 198 213.75	-28.43	1	10	No	0	No	0	-18.43
Talent Emporium Academy	R 1 566 603.60	-86.37	1	10	No	0	No	0	-76.37
Resonance Institute of Learning	R 2 131 525.00	-175.21	1	10	No	0	No	0	-165.21

RECOMMENDATION¹²

- (a) That Tender T13.25.26 for the provision of Municipal Financial Management training for the period ending 31 December 2027 be awarded Fachs Business Consulting and Training for the:
 - Certificate: Municipal Financial Management NQF6 (SAQA ID: 48965) for the period ending 31 December 2027 for the tendered "Price per Person" rates.
- (b) That the following rates as tendered by Fachs Business Consulting and Training be accepted:

No.	Unit Standard ID	Price VAT excl. per Unit Standard per learner 2025/26	Price VAT excl. per Unit Standard per learner 2026/27
1	116339	R1 150.00	R 1250.00
2	116340	R1 150.00	R 1250.00
3	116341	R1 150.00	R 1250.00
4	116342	R1 150.00	R 1250.00
5	116343	R1 150.00	R 1250.00
6	116344	R1 150.00	R 1250.00
7	116345	R1 150.00	R 1250.00
8	116346	R1 150.00	R 1250.00
9	116347	R1 150.00	R 1250.00
10	116348	R1 150.00	R 1250.00
11	116351	R1 150.00	R 1250.00
12	116353	R1 150.00	R 1250.00
13	116358	R1 150.00	R 1250.00
14	116361	R1 150.00	R 1250.00
15	116362	R1 150.00	R 1250.00
16	116363	R1 150.00	R 1250.00
17	116364	R1 150.00	R 1250.00

¹² Confirmed by the Municipal Manager on 27 November 2025

No.	Unit Standard ID	Price VAT excl. per Unit Standard per learner 2025/26	Price VAT excl. per Unit Standard per learner 2026/27
18	119331	R1 150.00	R 1250.00
19	119334	R1 150.00	R 1250.00
20	119341	R1 150.00	R 1250.00
21	119343	R1 150.00	R 1250.00
22	119348	R1 150.00	R 1250.00
23	119350	R1 150.00	R 1250.00
24	119352	R1 150.00	R 1250.00

(c) That the estimated expenditure (VAT excluded) be as follows:

Year	Expenditure
2025/2026	R188 600.00
2026/2027	R253 750.00
Estimated Total	R442 350.00

That the expenditure be allocated to vote number 9/213-1195-953 (Training Efficiency).

(sgd) M S TERBLANCHE
CHAIRPERSON



**MINUTES OF A MEETING OF THE BID ADJUDICATION COMMITTEE HELD IN THE COMMITTEE ROOM:
CORPORATE SERVICES ON THURSDAY, 29 JANUARY 2026 AT 12:00**

PRESENT

Director: Corporate Services, Ms M S Terblanche (chairperson)
 Director: Financial Services, Mr M Bolton
 Director: Development Services, Ms J S Krieger
 Director: Civil Engineering Services, Mr L D Zikmann
 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

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

RESOLUTION

That the minutes of a Bid Adjudication Committee meeting held on 26 November 2025 be approved.

3.2 MINUTES OF A BID EVALUATION COMMITTEE MEETING HELD ON 16 JANUARY 2026

That cognisance be taken of a Bid Evaluation Committee meeting held on 16 January 2026.

3.3 MINUTES OF A BID EVALUATION COMMITTEE MEETING HELD ON 20 JANUARY 2026

That cognisance be taken of a Bid Evaluation Committee meeting held on 20 January 2026.

4. MATTERS FOR CONSIDERATION

4.1 TENDER T06/25/26: CONSTRUCTION OF A NEW 132KV ESKOM OVERHEAD LINE AND SWITCHING STATION TO SUPPLY THE DE HOOP MUNICIPAL SUBSTATION IN MALMESBURY (8/2/2/1)

Tenders were invited for the construction of a new 132kV Eskom double circuit 4,1 km overhead line and 132kV switching station to supply the De Hoop Municipal substation in Malmesbury.

A total of seven tenders were received of which two tenders did not adhere to the eligibility criteria. The five remaining tenders were evaluated in accordance with the 90/10 preferential procurement point system – see table below for the results.

Table/...

4.1/...

Tenderer	Tender Price including VAT	Contribution Level	Points for Price	Points for BBBEE Level	Locality		Total Points
					Western Cape	Swartland	
VE Reticulation (Pty) Ltd	R92 999 998.91	1	90.00	5	2	3	100.00
Adenco Construction (Pty) Ltd	R107 772 316.00	1	75.70	5	2	0	82.70
Siyavuya Power Projects (Pty) Ltd	R168 699 168.49	1	16.74	5	0	0	21.74
Stefanutti Stocks (Pty) Ltd	R173 890 448.93	1	11.72	5	0	0	16.72
Amulet Thosholo JV	R193 113 794.49	1	-6.88	5	2	0	0.12

RECOMMENDATION¹

- (a) That Tender T06.25.26: Construction of a New 132kV Eskom Overhead Line and Switching Station to Supply the De Hoop Municipal Substation in Malmesbury, with a recommended completion period of 72-88 weeks be awarded to VE Reticulation (Pty) Ltd for the amount of R92 999 998.91 including VAT (R80 869 564.27 VAT excluded).
- (b) That the expenditure be allocated to the following vote numbers:
 - 9/253-352-666
 - 9/253-1302-3717
 - 9/253-598-398
 - 9/117-782-910

4.2 TENDER T25/25/26: SUPPLY AND DELIVERY OF RECYCLING CONTAINERS (8/2/2/1)

Tenders were invited for the replacement of existing damaged recycling containers in order to improve the Municipality's recycling initiative.

Notice T25.25.26 invited tenders in the press on 31 October 2025 to submit offers for the supply and delivery of an estimated x15 recycling containers with rectangular openings and x15 recycling containers with circular openings.

A total of five tenders were received of which only one tenderer adhered to the tender requirements and tender specifications.

RECOMMENDATION²

- (a) That tender T25.25.26 for the supply and delivery of 7 recycling containers with circular openings and 6 recycling containers with rectangular openings be awarded to Cocopan (Pty) Ltd for the downscaled amount of R783,300.94 (including VAT) / R681,131.25 (excluding VAT), and a maximum delivery period of 4 months from date of order.
- (b) That the expense be allocated against vote number 9/104-766-892.

**(sgd) M S TERBLANCHE
CHAIRPERSON**

¹ Confirmed by the Municipal Manager on 29 January 2026

² Confirmed by the Municipal Manager on 29 January 2026



MINUTES OF A MEETING OF THE BID ADJUDICATION COMMITTEE HELD IN THE COMMITTEE ROOM: CORPORATE SERVICES ON WEDNESDAY, 18 FEBRUARY 2026 AT 14:00

PRESENT

Director: Corporate Services, Ms M S Terblanche (chairperson)
 Director: Financial Services, Mr M Bolton
 Director: Development Services, Ms J S Krieger
 Director: Civil Engineering Services, Mr L D Zikmann
 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

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

RESOLUTION

That the minutes of a Bid Adjudication Committee meeting held on 29 January 2026 be approved.

3.2 MINUTES OF A BID EVALUATION COMMITTEE MEETING HELD ON 12 FEBRUARY 2026

That cognisance be taken of a Bid Evaluation Committee meeting held on 12 February 2026.

4. MATTERS FOR CONSIDERATION

4.1 TENDER T23/25/26: PROVISION OF SCADA SYSTEM FOR THE MOORREESBURG WWTW (16/3/12-9)

Tenders were invited for the purpose to appoint a suitably experienced and qualified service provider for the provision of a SCADA system for Moorreesburg Waste Water Treatment Works (WWTW), which aims to enhance operational efficiency and oversight. The system will provide a unified operator interface for real-time monitoring and control across the entire plant.

A total of four tenders were received of which only one tender adhered to the tender specification and tender requirements.

RESOLUTION

That the report be referred back by the Bid Adjudication Committee to obtain clarification on the following aspects as requested by the Director: Financial Services:

- (i) SCADA software evaluation confirming the inclusion of equivalents;
- (ii) System integrator vis SCADA engineer;
- (iii) The reasons for the requirement of an advanced SCADA certification.

4.2/...

4.2 TENDER L03/25/26: SALE OF RESIDENTIAL ERVEN, MALMESBURY (8/2/2/8)

Approval was granted by the Council for the alienation of Erven 14205, 14206, 14207 and Remainder Erf 2386, Malmesbury. Disposal of erven must adhere to the relevant legislation and financial offers must be called by means of public tender.

Tenders were invited on 21 October 2025 and financial offers were received from five tenderers. The tender specifications stipulated that only offers by natural persons, who qualify as first homeowners will be considered. Two tenderers were regarded as non-responsive due to them not being natural persons.

The offers by the remaining three tenderers were evaluated and as the tender conditions state that only one property be allocated per natural person, the preferred tenderers were granted the opportunity to indicate the property of choice.

RECOMMENDATION¹

- (a) That Tender L03.25.26 for the Sale of Erven 14206, 14207 and RE Erf 2386 Malmesbury be awarded to the following tenderers at the amounts as indicated:

NO.	TENDERER	ERF NO.	TENDER AMOUNT (Excluding VAT)
1.	Ahmed Ali Abdi	RE Erf 2386	R174 000,00
2.	Manrico Fortuin	14206	R118 000,00
3.	Orthaniel Hlope	14207	R117 000,00

- (b) That the Agreements of Sale be entered into by the Director: Corporate Services, provided that the transfer of the assets is approved by the Executive Mayoral Committee as per Council resolution dated 19 May 2025;

- (c) That it be noted that Council granted approval that should any or all of the properties remain unsold after the competitive process, it be sold out-of-hand on a 'first come first served' basis at the reserve price or higher, provided that the reserve price corresponds with fair market value (based on the municipal valuation of the property/properties when disposal takes place), and provided further that the Municipality shall make known its intention to sell the property/properties out-of-hand from a given date.

4.3 TENDER L04/25/26: SALE OF ERF 470 (c/o SKOOL- & KORT STREET) KALBASKRAAL (8/2/2/8)

The Council resolved on 21 August 2025 to grant in-principle approval in terms of the relevant legislation relating to the Transfer of Municipal Assets to call for financial offers by means of public tender for the disposal of Erf 470, Kalbaskraal (in extent, 1417 m²). It was furthermore determined that the property, which contain a building formerly known as Die Kraaltjie be made available *voetstoots* to interested parties.

At the closing of the tender a total of three tenders were received of which one tendered below the reserve price determined by Council at R400 000 (excluding VAT).

The remaining tenders were evaluated in accordance with the 80/20 preferential procurement points system for income-generating contracts – see table for the results:

BIDDER	TENDER PRICE	Preferential Point					TOTAL POINTS
		POINTS FOR PRICE	TOWN (Yes/No)	POINTS	RSA (Yes/No)	POINTS	
DCS Boerdery (Pty) Ltd	R 420 000,00	80,00		0		0	80,00
Mrs Patricia Dixon	R 400 000,00	76,19		0		0	76,19

Recommendation/...

¹ Confirmed by the Municipal Manager on 19 February 2026

4.3/...

RECOMMENDATION²

- (a) That Tender L04/25/26 for the Sale of Erf 470 Kalbaskraal be awarded to DCS Boerdery (Pty) Ltd at the amount of R420 000.00 excluding VAT;
- (b) That the Agreement of Sale be entered into by the Director: Corporate Services, provided that the transfer of the asset (subject property) is approved by the Executive Mayoral Committee as per Council resolution dated 21 August 2025.

(sgd) M S TERBLANCHE
CHAIRPERSON



**MINUTES OF A MEETING OF THE BID ADJUDICATION COMMITTEE HELD IN THE COMMITTEE ROOM:
CORPORATE SERVICES ON TUESDAY, 24 FEBRUARY 2026 AT 12:00**

PRESENT

Director: Corporate Services, Ms M S Terblanche (chairperson)
Director: Financial Services, Mr M Bolton
Director: Development Services, Ms J S Krieger
Director: Civil Engineering Services, Mr L D Zikmann
Senior Manager: Supply Chain Management, Mr P Swart
Manager: Secretariat and Records Services, Ms N Brand (secretariat)

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 T23/25/26: PROVISION OF SCADA SYSTEM FOR THE MOORREESBURG WWTW (16/3/1/2-9)

Tenders were invited for the purpose to appoint a suitably experienced and qualified service provider for the provision of a SCADA system for Moorreesburg Waste Water Treatment Works (WWTW), which aims to enhance operational efficiency and oversight. The system will provide a unified operator interface for real-time monitoring and control across the entire plant.

The report tabled to the Bid Adjudication Committee included the matters for clarification as requested on 18 February 2026, namely:

- (i) SCADA software evaluation confirming the inclusion of equivalents;
- (ii) System integrator vis SCADA engineer;
- (iii) The reasons for the requirement of an advanced SCADA certification.

A total of four tenders were received of which only one tender adhered to the tender specification and tender requirements.

RECOMMENDATION¹

- (a) That tender T23/25/26: Provision of SCADA System for Moorreesburg WWTW be awarded to Integ System Integrators in the 2025/2026 financial year for the reduced amount of R6 229 383,81 (including VAT) / R5 416 855,49 (excluding VAT) and a contract period of 4 months ending 30 June 2026;
- (b) That the expense be allocated against vote number 9/107/967-1130.

(sgd) M S TERBLANCHE
CHAIRPERSON

² Confirmed by the Municipal Manager on 19 February 2026

¹ Confirmed by the Municipal Manager on 24 February 2026



Verslag ♦ Ingxelo ♦ Report

Kantoor van die Direkteur: Korporatiewe Dienste
20 Maart 2026

7/1/1/1
WYK: n.v.t.

ITEM 8.1 VAN DIE AGENDA VAN 'N GEWONE RAADSVERGADERING WAT GEHOU SAL WORD OP 31 MAART 2026

**ONDERWERP: AANVAARDING VAN OORSIGVERSLAG OP 2024/2025JAARVERSLAG
ADOPTION OF OVERSIGHT REPORT ON 2024/2025 ANNUAL REPORT**

1. BACKGROUND

The draft Annual Report in respect of the 2024/2025 financial year was tabled at a council meeting held on 29 January 2026, in terms of section 127 of the Municipal Finance Management Act (MFMA), (Act 56 of 2003).

In terms of the relevant statutory requirements, the draft report -

- (1) was made public and the local community invited to make representations about same;
- (2) was submitted to the Auditor-General, provincial treasury and MEC for local government.

Both the public (through the media) and all the applicable state organs (mentioned above) were invited to attend the council meeting of 29 January 2026.

The closing date for representations in connection with the annual report was 26 February 2026. The MPAC-committee, chaired by Cllr E C O'Kennedy, convened on 5 March 2026 to consider the draft annual report and to draft an oversight report.

The comments received from the Office of the Auditor General and members of the PRAC were accommodated in the annual report. The comments received from the Western Cape Government: Provincial Treasury are contained in the oversight report. The final 2024/2025 Annual Report is submitted to councillors, together with the Oversight Report for consideration and approval.

2. STATUTORY REQUIREMENTS RE ADOPTION OF ANNUAL REPORT

The MFMA (section 129) stipulates as follows:

Council must consider the draft annual report at a meeting held not later than two months from the date on which the draft annual report was tabled in the council, and must adopt an oversight report containing the council's comments on the annual report.

In terms of section 129(2)(b), copies of the minutes of all meetings where the annual report is discussed for the purpose of responding to questions concerning the report, must be submitted to the Auditor-General, the relevant provincial treasury and the provincial department for local government.

Furthermore, within seven days of its adoption, the oversight report

- (1) must be made public (according to section 21A of the Municipal Systems Act);
- (2) (along with the annual report) must be submitted to the provincial legislature i.t.o. section 132 of the MFMA.

The MFMA (section 130) stipulates as follows:

- (1) The meetings of a municipal council at which an annual report is to be discussed or at which decisions concerning an annual report are to be taken, must be open to the public and any organs of state, and a reasonable time must be allowed—

2./...

- (a) for the discussion of any written submissions received from the local community or organs of state on the annual report; and
- (b) for members of the local community or any organs of state to address the council.

(2) Representatives of the Auditor-General are entitled to attend, and to speak at, any council meeting referred to in subsection (1).

3. **ALIGNMENT TO THE IDP**

The adoption of an Oversight Report is a statutory requirement and is not aligned to a specific strategic outcome. However, the Annual Report which is aligned to the Integrated Development Plan and the Service Delivery and Budget Implementation Plan is a very important tool to provide a record of the activities of the Municipality, and ultimately of the impact of the strategic outcomes during the financial year to which the report relates.

4. **RECOMMENDATION** [by the MPAC-committee on 5 March 2026]

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

AANBEVELING [deur die MPAC op 5 Maart 2026]

- (a) Dat die Raad, gegewe hy die 2024/2025 Jaarverslag van Munisipaliteit Swartland oorweeg het, die Oorsigverslag aanvaar in terme van artikel 129 van die Wet op Munisipale Finansiële Bestuur (MFMA);
- (b) Dat die 2024/2025 Jaarverslag van Munisipaliteit Swartland goedgekeur word sonder voorbehoud, in terme van artikel 129 van die MFMA;
- (c) Dat die notules van vergaderings waar die Jaarverslag bespreek is in die teenwoordigheid van die rekenpligtige beampte (Munisipale Bestuurder), aan die Ouditeur-Generaal, die Provinsiale Tesourie en die Wes-Kaapse Departement van Plaaslike Regering voorgelê word as aanhangsels tot die Oorsigverslag, in terme van artikel 129(2) van die MFMA;
- (d) Dat die 2024/2025 Oorsigverslag van Munisipaliteit Swartland openbaar gemaak word in terme van artikel 129(3) van die MFMA en aan die Wes-Kaapse Wetgewer voorgelê word in terme van artikel 132(2) van die MFMA;
- (e) Dat, met die aanvaarding van die Oorsigverslag, die betaling van prestasiebonusse aan die Munisipale Bestuurder en Direkteure ingevolge paragraaf 3.1.2 van die Oorsigverslag deur die Raad goedgekeur word.

MUNISIPALE BESTUURDER



Verslag ♦ Ingxelo ♦ Report

Office of the Municipal Manager
2026-03-31

2/1/4/4/1
WARDS: All wards

ITEM 8.2 OF THE AGENDA OF A COUNCIL MEETING TO BE HELD ON 31 MARCH 2026

SUBJECT: 2026 INTEGRATED DEVELOPMENT PLAN

1. BACKGROUND AND DISCUSSION

In terms of section 34 (a) of the Municipal Systems Act (Act 32 of 2000) a municipal council -

- (a) **must review** (*an examination of something, with the intention of changing it if necessary*) its IDP -
- (i) annually in accordance with an assessment of its performance measurements in terms of section 41, and
 - (ii) to the extent that changing circumstances so demand.
- (b) **may amend** its IDP in accordance with a prescribed process.

In terms of the new DCoG revised IPD guidelines (2020) the IDP needs to be **amended** to cater for changes in strategy or policy.

In terms of section 16(2) of the Municipal Finance Management Act (Act 56 of 2003) the mayor of the municipality must **table** the annual budget at a council meeting at least 90 days before the start of the budget year.

In terms of section 17(3) of the MFMA an annual budget, when **tabled** in terms of section 16(2), must be accompanied by (inter alia) the following documents:

- (d) any proposed **amendments** to the municipality's IDP following the annual review of the IDP in terms of section 34 of the Municipal Systems Act;

2. PROCESS FOR AMENDING IDP's

Regulation 3 of the Municipal Planning and Performance Management Regulations, 2001 prescribes the following process for amending IDP's:

- Only a member or committee of a municipal council may introduce a proposal for amending the IDP in the council.
- Any proposal for amending the IDP must be accompanied by a memorandum setting out the reasons for the proposal.
- An amendment to the IDP must be adopted by a decision taken by the council in accordance with the rules and orders of the council.
- No amendment to the IDP may be adopted by the municipal council unless -
 - all the members of the council have been given reasonable notice;
 - the proposed amendment has been published for public comment for a period of at least 21 days in a manner that allows the public an opportunity to make representations with regard to the proposed amendment;
 - the municipality has consulted the district municipality on the proposed amendment and has taken all comments submitted to it by the district municipality into account before it takes a final decision on the proposed amendment.

The IDP amendment document (memorandum referred to above) and area plans are circulated under separate cover.

3. DCOG MFMA CIRCULAR 88 INDICATORS

The initiative to develop a common set of indicators for local government builds on the joint work of the Department of Cooperative Governance (DCOG), National Treasury and the Department of Planning, Monitoring & Evaluation (DPME) to implement reporting reforms at municipal level. The initiative began by reviewing, rationalising and streamlining reporting arrangements in metropolitan municipalities as communicated in MFMA Circular No. 88 of 2017 and in the addendum in December 2019.

In order to incrementally introduce the reform, these indicators are considered as the basis for a pilot in the 2025/26 municipal financial year. As the following extract from the circular explains:

“... municipalities will not be required to incorporate the indicators in their existing performance indicator tables in the IDP and SDBIP. Instead, these indicators should find expression in a dedicated Annexure to the IDP and SDBIP which clearly indicates the MFMA Circular No. 88 indicators applicable to the municipality at Tier 1 and 2 levels of readiness.

Municipalities will continue to plan and report on the KPIs adopted in the indicator tables of the IDP and SDBIP in the section 46 APR as required for 2026/27.

The indicators are included as Annexure 1 to the IDP

4. CHANGES TO THE IDP ACCOMMODATED IN THIS AMENDMENT

This is an amendment of the IDP for Swartland. This amendment accommodates the following changes since May 2025:

- From the desk of the Municipal Manager are updated.
- In Chapter 1 the Swartland profile are updated.
- In Chapter 1 the Annual Review process are updated.
- In Chapter 1 the organisational structure are updated.
- In Chapter 2 the Medium Term Strategic Framework (2024-2029) has been updated
- In Chapter 2 the municipal policy section as well as the Financial Plan and Disaster Management Plan is updated.
- In Chapter 3 the top 10 ward committee priorities is updated.
- In Chapter 4 the context, alignment with National and Provincial policy, strategic initiatives and budgets linked to strategic goals is updated.
- In Chapter 5 the following information is updated:
 - Three-year capital budget per department
 - Ten largest capital projects
 - Three year capital budget per IDP strategic goal
 - Three year operating budget per IDP strategic goal
 - The DORA allocations
 - The provincial allocation has been update but provincial budget information was not yet available at the time when the IDP document was finalised and will be updated as soon as the provincial budget has been approved.
- In Annexure 1 the date of Circular 88 is updated

5. AREA PLANS

This revision of the area plans accommodates the following changes since May 2025:

- Summary of Demographic data updated.
- Capital Budget for the area
- Ward committee information
- Ward needs

6. LEGISLATION

The following legislation is applicable:

- Municipal Systems Act, Nr 32 of 2000, Section 34
- Municipal Finance Management Act, Nr 56 of 2003, Sections 21, 24 and 53
- Municipal Planning and Performance Management Regulations, 2001

7. ALIGNMENT TO THE IDP

Not applicable

8. FINANCIAL IMPLICATION

None.

9. AANBEVELING / RECOMMENDATION

- (a) Dat die Raad kennis neem van die wysiging van die Geïntegreerde Ontwikkelingsplan (GOP) asook die hersiening van die areaplanne wat ter tafel gelê is in terme van artikel 17(3) van die MFMA; en
 - (b) dat, alhoewel die Raad nie MFMA Omsendskrywe 88 goedkeur nie, Swartland Munisipaliteit deel sal neem aan die 2026/2027 DCoG loodsprojek ten opsigte van die indikatore wat deel vorm van die loodsprojek;
 - (c) dat die DCoG indikatore nie in die bestaande indikator tabelle in die GOP geïnkorporeer word nie, maar ingesluit word as 'n aanhangsel tot die GOP; en
 - (d) dat 'n verdere konsultasie- en verfyningproses gedurende April 2026 gevolg word.
- (a) That the Council take cognisance of the amendment of the Integrated Development Plan (IDP) as well as the revision of the area plans tabled in terms of section 17(3) of the MFMA; and*
 - (b) that, although the Council has not adopted MFMA Circular 88, Swartland Municipality will take part in the 2026/2027 DCoG pilot project in respect of the indicators that form part of the pilot project;*
 - (c) that the DCoG indicators not be incorporated in the existing performance indicator tables in the IDP, but included as an annexure to the IDP; and*
 - (d) that a further consultation and refinement process be followed during April 2026.*

(get) J J Scholtz

MUNICIPAL MANAGER

DATE: 31 March 2026



Verslag ♦ Ingxelo ♦ Report

Office of the Director: Financial Services
25 March 2026

5/1/1/1 – 2026/27
5/1/4

ITEM 8.3 VAN DIE AGENDA VAN 'N RAADSVERGADERING WAT GEHOUSAL WORD OP 31 MAART 2026

ONDERWERP: A: TERTAFELLEGGING VAN DIE KONSEP MEERJARIGE KAPITAAL EN BEDRYFSBEGROTINGS, GEWYSIGDE BEGROTINGS EN VERWANTE BELEIDE, EIENDOMSBELASTING, TARIWE EN ANDER HEFFINGS VIR 2026/2027; 2027/2028 EN 2028/2029 VIR DOELEINDES VAN DIE PUBLIEKE DEELNAME PROSES

SUBJECT: A: TABLING OF THE DRAFT MULTI YEAR CAPITAL AND OPERATING BUDGETS, AMENDED BUDGET AND RELATED POLICIES, PROPERTY RATES, TARIFFS AND OTHER CHARGES FOR 2026/2027; 2027/2028 AND 2028/2029 FOR SPECIFIC PURPOSES OF GIVING EFFECT TO PUBLIC PARTICIPATION

1. BACKGROUND

Prior to the tabling of the Draft budget, comprehensive workshops and engagements took place with the various directorates to ensure that effect is given to organisation wide quality sustainable service delivery in line with council's longer-term service delivery resilience aims. The objective in the main was to safeguard against spiralling expenditure placing the cost of services beyond affordability levels.

This proved very challenging given the limitations placed on tariff increases (to still keep the basket of goods and services affordable) compared to the MTREF's operational expenditure requirements and the fact that very little scope exists for additional savings given the municipality's proven corporate culture in respect of cost containment. It is becoming increasingly challenging to fund community and other services by way of the municipality's basket of basic services and revenue generated through municipal property taxes.

The budget steering committee had an engagement on 17 March 2026 to consolidate and to consider council's service delivery model funding requirements and to provide an opportunity for the Chief Financial Officer to workshop the Draft 2026/2027 MTREF, with reference to the demand by directorates to increase expenditure beyond realistic revenue generation.

The following were highlighted in NT's Budget Circular 132 (dated 5 December 2025) to inform the 2026-2027 Draft MTREF. NB: The updated NT Circular 134 was only issued on 21 March 2026, purporting to inform the development of municipal budgets. Given the late circulation of the latter, it was not possible to incorporate same as the budget preparation process was concluded already.

"The South African economy and inflation targets

South Africa's economy is expected to grow by 1.2 per cent in 2025/26, down from the 1.4 per cent estimated in the 2025/26 budget. Real GDP growth is forecast to strengthen, averaging 1.8 per cent over the medium-term, supported by a revival in investment as new infrastructure allocations take effect and reform implementation builds.

Headline inflation declined to 4.4 per cent in the fourth quarter of 2024/25, resulting in average inflation of 4.4 per cent for the year. Consumer inflation is projected to average 3.3 per cent in 2025/26 and 3.7 per cent in 2026/27. In the short term, reducing the inflation target to 3 per cent will result in more cuts in interest rates than would be the case under a 4.5 per cent target. Over time, a lower target will decrease inflation and inflation expectations, creating the space for permanently lower interest rates, which will support household spending and investment – boosting economic growth and job creation.

The lower inflation will support higher levels of real economic growth. South Africa's inflation target will be more in line with its trading partners and peer economies, making the economy more competitive. Household spending and private investment will rise due to higher real disposable income and lower borrowing costs.

As per Budget Circular 132, NT recommends the following macro-economic forecasts to be considered when preparing the 2026/27 MTREF municipal budgets:

Fiscal year	2022/23	2023/24	2024/25	2025/26	2026/27	2027/28	2028/29
	Actual	Actual	Actual	Estimate	Forecast		
CPI Inflation	6.9%	5.9%	4.4%	3.3%	3.7%	3.3%	3.2%

NB: It is envisaged that inflation for 2026 would in all probability increase to around 4.2% or higher, given the current on-going war in die Middle East, which will have the multiplier effect of increased cost of living and dampen consumer confidence.

Key focus areas for the 2026/27 budget process

- **Local government allocations** - Over the 2026 Medium-Term Expenditure Framework (MTEF), the government proposes an allocation of 9.7 per cent to local government. Local government funding is projected to increase from R192.9 billion in 2026/27 to R204.9 billion in 2028/29. In 2026/27, this increase comprises R110.6 billion for the local government equitable share, R17.6 billion from the general fuel levy sharing with metropolitan municipalities, and R64.6 billion for both direct and indirect conditional grants. The increased allocations to local government reflect the government's commitment to social protection as a cornerstone of its fiscal strategy, ensuring ongoing support for indigent populations and the expansion of critical infrastructure through conditional grants. These figures represent the preliminary fiscal framework outlined in the 2025 Medium Term Budget Policy Statement; final details will be provided in the 2026 Budget Review.
- **2026 Local Government Elections and the budget process** - The 2025/26 municipal financial year represents the last year of the current municipal councils' electoral term. The next municipal election to usher in new councils is expected to take place between November 2026 and January 2027 in terms of section 24(2) of the Municipal Structures Act, 2000 (Act No. 32 of 2000) (MSA). It is acknowledged that the period within which the coming election's date is expected takes place after the start of a new financial year. This scenario poses a latent challenge in so far as adherence to legislated timeframes regarding the adoption of the 5-year Integrated Development Plan (IDP) and the subsequent implementation. Given the fact that the IDP and budget would need to be reviewed and adopted by 30 June 2026, the current council has an obligation to ensure that these stipulations are complied with. In this regard, the current council is expected to continue reviewing the IDP and ensuring that it is adopted within the legislated timeframe. Section 25 (3) of the MSA does allow the municipal council to adopt the IDP of the preceding council. However, should the incoming council be unhappy with the priorities set by the current council, in this case, municipal councils are advised to consider the existing adopted IDP and resolve to initiate or not to initiate an amendment procedure as guided by the MSA and the Municipal Performance and Planning Regulations (2001).

The Department of Cooperative Governance (DCoG), through the Chief Directorate: Development Planning, is rolling out the revised IDP guidelines to municipalities. These guidelines are aimed amongst others, at guiding municipalities regarding the adoption of IDPs during an election year.

- **Cost of Supply Study (COS) and NERSA D-forms for electricity tariff applications** - Failure to apply to NERSA for approval of tariffs is a breach of the license conditions and a violation of the provisions of the ERA. Section 15 of the ERA prevents any licensee from charging a tariff that is not approved by the Regulator. Licensed distributors should note that their current tariffs will expire on 30 June 2026 and that there will be no automatic extension, as the tariffs are approved annually. **The draft increase for bulk purchases is 9.12% and an increase of around 11.44% for electricity reselling, subject to public participation, NERSA's decision and Council's ultimate resolve in May 2026.**

- **National Treasury Guideline on Budgeting for a Funded Budget** - National Treasury is concerned by the many unfunded budgets adopted by municipalities. Municipal funding plans are not realistic or credible and there is insufficient effort to achieve financial turnaround and to progress from an unfunded budget to one that is funded. Municipalities are reminded to consult the National Treasury Guideline on budgeting for a funded budget issued during the 2018/19 MTREF to assist municipalities in preparing a funded MTREF budget and or use the guideline to develop credible funding plans. For ease of reference the 2018/19 Guideline is included as Annexure G to this Circular.
- **Employee related Costs** - The salary and wage collective agreement was signed by the parties of the South African Local Government Bargaining Council (SALGBC) on Friday, 6 September 2024. It is a five-year agreement effective from July 1, 2024, to June 30, 2029.
- In respect of the 2026/27 financial year, all employees covered by this agreement shall receive, with effect from 1 July 2026, a salary increase linked to the Consumer Price Index (CPI) plus 0.75 per cent. Municipalities should reflect these negotiated salary increases in the budget submissions.
- **Remuneration of Councilors** - Municipalities are advised to budget for the actual costs approved in accordance with the Government Gazette on the Remuneration of Public Office Bearers Act: Determination of Upper Limits of Salaries, Allowances and Benefits of different members of municipal councils published annually between December and January by the Department of Cooperative Governance. It is anticipated that this salary determination will also consider the fiscal constraints. Municipalities should also consider guidance provided above on salary increases for municipal officials during this process. Any overpayment to councilors contrary to the upper limits as published by the Minister of Cooperative Governance and Traditional Affairs will be irregular expenditure in terms of section 167 of the MFMA and must be recovered from the councilor(s) concerned.”

Funding choices and management issues

Given the slow economic recovery the country faces, municipalities are under pressure to generate revenue. The ability of customers to pay for services is declining and this means that less revenue will be collected, therefore municipal own revenue generation, is continuously negatively impacted. **NB: All municipalities must adopt funded budgets**, this is to enforce compliance with Section 18 of the MFMA and to encourage prudent financial management which includes collecting what is due to a municipality and paying for services rendered. Therefore, municipalities must consider the following when compiling their 2026/2027 MTREF budgets:

- Improving the effectiveness of revenue management processes and procedures;
- Cost containment measures to, amongst other things, control unnecessary spending on nice-to-have items and non-essential activities as highlighted in the Municipal Cost Containment Regulations read with MFMA Circular No. 82;
- Eliminate wasteful and non-core spending;
- Ensuring value for money through the procurement process;
- The affordability of providing free basic services to all households;
- The weak economic growth continues to impact municipal finances and this has strained consumers' ability to pay for services;
- Not taking on unfunded mandates;
- Strictly control the use of costly water tankers and fix the water infrastructure to enable the sustainable provision of water;
- Automate business services where possible to increase efficiencies and lower customer costs;
- Prioritise the filling of critical vacant posts, especially linked to the delivery of basic services;
- Curbing the consumption of water and electricity by indigent consumers to ensure that they do not exceed their allocation;
- Efficient provision of essential services is crucial for attracting private investment, fostering economic growth, and promoting a conducive environment for businesses to thrive; and

- Ensuring sustainable capital infrastructure investment with emphasis on the impact on the operating account.

2. LEGISLATIVE RESPONSIBILITIES

2.1 Section 16(2) : MFMA

"... the Mayor of the municipality must table the annual budget at a **Council meeting** at least 90 days before the start of the financial year."

Artikel 16(2) : MFMA

"... die Burgemeester van die munisipaliteit moet die jaarlikse begroting ten minste **90 dae** voor die aanvang van die begrotingsjaar by 'n **raadsvergadering** ter tafel lê.

2.2 Section 24(1) : MFMA

"The municipal Council must at least **30 days** before the start of the budget year consider approval of the annual budget."

Artikel 24(1) : MFMA

"Die raad van 'n munisipaliteit moet ten minste **30 dae** voor die aanvang van die begrotingsjaar goedkeuring van die jaarlikse begroting oorweeg."

2.3 Section 160(2)(b) (c): Constitution

"The following functions may not be delegated by a Municipal Council:
... the approval of budgets and tariffs."

Artikel 160(2)(b)(c): Grondwet

"Die volgende funksies mag nie deur die Munisipale Raad gedelegeer word nie:
... die goedkeuring van begrotings en tariewe."

2.4 Section 160(3)(a) Constitution

"A majority of the members of a Municipal Council must be present before a vote may be taken on any matter."

Artikel 160(3)(a) Grondwet

"Dat die meerderheid Munisipale Raadslede teenwoordig moet wees voordat stemming geneem word oor enige saak."

2.5 Section 19: MFMA

"A municipality may spend money on a capital project only if 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; section 33 has been complied with and the sources of funding are available and have not been committed"

Artikel 19: MFMA

" 'n Munisipaliteit kan geld aan 'n kapitaalprojek bestee, slegs indien die geld vir die projek, uitgesonderd die koste van uitvoerbaarheidstudies deur of namens die munisipaliteit gedoen in die kapitaalbegroting is; artikel 33 aan voldoen is en die befondsingsbronne beskikbaar is en nie vir ander doeleindes geormerk is nie"

2.6 Section 33: MFMA

"A municipality may enter into a contract which will impose financial obligations on the municipality beyond a financial year, but if the contract will impose financial obligations on the municipality beyond the three years covered in the annual budget for that financial year, it may do so only if....."

Artikel 33: MFMA

" 'n Munisipaliteit kan 'n kontrak sluit wat die finansiële verpligtinge op die munisipaliteit sal lê na die einde van 'n finansiële jaar, maar indien die kontrak finansiële verpligtinge op die munisipaliteit sal lê na die einde van die drie jaar wat die jaarlikse begroting vir daardie finansiële jaar gedek word, kan die munisipaliteit so kontrak sluit deur die slegs indien....."

3. DOCUMENTATION

3.1 Attached hereto (**Annexure A: 2026/27 – 2028/29 Draft Budget and Tariff File**) find the **Draft** Capital and Operating budget for 2026/2027 as prepared by the Chief Financial Officer, and the multi-year operating and capital budgets for 2027/2028 and 2028/2029.

3.2 Attached hereto (**Annexure B: 2026/27 – 2028/29 Capital Projects i.t.o Sec 19**) find the **Draft** individual capital projects over the threshold envisaged i.t.o Sec 19 having cognisance of Sec 33 of the MFMA.

3.3 **BUDGETS AND MEDIUM-TERM REVENUE AND EXPENDITURE FRAMEWORK 2026/2027 REFORMS**

Attached hereto (**Annexure C: Budget Report and A-Schedules 2026/27 – 2028/29**), find the prescribed budget reforms as per MFMA Circulars No.132 in accordance with the regulations.

3.4 **OUTSTANDING DEBTORS**

(**Annexure A: 2026/27 – 2028/29 Draft Budget and Tariff File**) contains the outstanding debtors as 28 February 2026.

3.5 **INVESTMENTS & EXTERNAL LOAN REGISTER**

(**Annexure A: 2026/27 – 2028/29 Draft Budget and Tariff File**) contains the Investments and External loan register as at 28 February 2026.

3.6 **BUDGET RELATED POLICIES**

Attached hereto (**Annexure D: Draft Amendments to Budget & Related Policies 2026/2027**), find the draft amended budget and related policies for 2026/2027.

Below is a list of the budget and related policies, indicating whether amendments by way of track changes were effected, for **draft** approval by Council, unless specifically otherwise indicated in this report:

No.	Policy/Plan Name	Reviewed (Yes / No)	Amended (Yes / No)
1.	Tariff Policy	Yes	No
2.	Property Rates Policy	Yes	Yes
3.	Credit Control and Debt Collection Policy	Yes	No
4.	Indigent Policy	Yes	Yes
5.	Cash Management and Investment Policy	Yes	Yes
6.	Asset Management Policy	Yes	Yes
7.	Fleet Management Policy	Yes	No
8.	Supply Chain Management Policy	Yes	Yes
9.	Budget Implementation Policy	Yes	Yes
10.	Funding and Reserves Policy	Yes	Yes
11.	Debt and Borrowing Policy	Yes	No
12.	Virement Policy	Yes	No
13.	Travel and Subsistence Policy	Yes	Yes
14.	Cost Containment Policy	Yes	No
15.	Unauthorised, Irregular, Fruitless and Wasteful Expenditure Policy	Yes	No
16.	Insurance Management Policy	Yes	No
17.	Preferential Procurement Policy	Yes	Yes
18.	Grants-in-aid policy	Yes	Yes

4. AREAS COVERED DURING THE BUDGET STEERING COMMITTEE MEETINGS:

- Struggling South African Economy (Local and Geopolitical tensions/war placing further strain on the SA-economy)
- Middle East War, Brent crude oil having increased to a peak of 50% since start, the resultant strain on supply chains, placing increased pressure and spiraling costs of living
- Resultant reduced disposable income levels compounding prevailing poverty levels/conditions in our area
- Funding to address additional service delivery challenges; i.e service delivery fit for future need
- How do we position SM against/safeguarding scams, the vulnerable and ultimately creating the desired investment destination by remaining resilient
- More expensive/expanded service delivery model tipping scale?
- **Realistic budgeting w.r.t the revenue budget and therefore the amounts in years 2 and 3 of the MTREF are indicative only and not fixed, mainly for the municipality to be able to review the impact of macro and local poor economic conditions, impacting the budget. In this regard expenditure will have to be curbed with careful monitoring of budget performance and payment rates.**
- **The awarding of certain multi-year tenders to be prohibited given the reduction of grants in outer years**
- **Key focus risk areas for the 2026/27 Budget process**
- Extensive revenue modelling informing tariff increases to ensure services are delivered **sustainably and cost reflective** over the longer term with emphasis on the impact of increases on disposable income levels, given the state of the economy
- Expenditure and Revenue Consolidation and audited basis informing growth from 2025-26 to 2026-27
- Growth in expenditure outstripping growth in revenue
- Cost of overtime on none core- functions
- National risks impacting financial sustainability
- Revenue streams from trading and economic services insufficient, given the impact of Capital budget programs and Indigents on the Operating account
- Fluid policy environment allowing for rapid changing economic circumstances
- Future operational cost as a result of accelerated housing opportunities, Landfill sites cost of compliance and Rehabilitation, ± R87.3mil costs over the next 4 to 6 years
- Investment in economic infrastructure growing the revenue base.

To ensure compliance with the Budget and Reporting Regulations, the Budget Steering Committee gave effect to their technical advisory role in strengthening local government finances at a meeting held on the 17th of March 2026.

5. HIGH-LEVEL DISCUSSION / MOTIVATION

That the Executive Mayoral Committee recommends the approval of the draft capital, operating and balance sheet budgets, amendments to the budget and related policies, property tax rates, tariffs and other charges for the 2026/2027; 2027/2028 and 2028/2029 financial years **to council for draft approval.**

5.1 CAPITAL BUDGET

The total draft Capital budget for 2026/2027 amounts to **R 240.9** million with around **R 143.8** million invested from Council's own funds in year 1 with the total application of capital investment over the three fiscal years amounting to **R 881.3** million. An increase of **R 54.8** million from the previous approved adjusted MTREF of **R 826.4** million.

The ongoing investment in revenue generating and other bulk infrastructure is becoming more critical to ensure sustainable service delivery as an economic stimulant, given the multiplier effect that investment in the right infrastructure has on the local economy and more-over now than ever before. The leveraging of these investments in creating jobs remains a key consideration bearing in mind the impact the capital budget have on the operating account.

HOUSING PROJECTS

Note: The allocations in the provincial gazette for housing projects in year 2 and 3 are indicative at this stage because of **provincial commitments not yet guaranteed.**

CAPITAL PROJECTS ABOVE THE THRESHOLD AS ENVISAGED BY SECTION 19 OF THE MFMA

SECTION 19 (1) requires that council consider 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.***"

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

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
 - (e) the future operational costs and revenue on the project, including municipal tax and tariff implications."

SECTION 19 (3) requires the following:

- (3) “A municipal council may in terms of subsection (1) (b) approve capital projects below a prescribed value either individually or as part of a consolidated capital programme.”

5.2 OPERATING BUDGET

The operating expenditure budget will increase from around **R 1.52** billion to around **R 1.69** billion resulting in an increase of **11.2%**. The operating revenue budget will increase from **R 1.58** billion to **R 1.7** billion (excluding capital grant allocations) resulting in year on year growth of **7.2%**. The extent of capital investment has a huge impact on the operating account over the medium to long term, especially when such investment is not in new infrastructure with guaranteed new consumers.

The total salary bill will increase from around **R 389** million to around **R 409** million (5.3% increase) to make provision for nationally determined annual adjustments in salaries, other benefits such as medical aid and pension fund contributions. The funding provision for critical posts are ongoing and will be finalised with the budget.

TRAINING BUDGET

A concerted effort was again made to limit expenditure on training in an attempt to keep tariffs within the limits of the reduced realistically anticipated revenue streams, with an amount of R 1 862 747 budgeted for training in the 2026/2027 operating budget. This budget is considered more than sufficient to provide for training needs within the Municipality given the historic and ongoing training programmes already covered, **but more-over the necessitated curbing of expenditure given the worsening disposable income levels of the paying public.**

SALARY BUDGET

That Council takes note of the increases of senior management and staff which is negotiated and determined at a national level:

- In respect of all personnel, an increase of **4.75%** for 2026/2027; **5.25%** for 2027/2028 and **5.25%** for the 2028/2029 financial years, excluding the increase in other benefits that are applicable and the annual 2.415% notch increase where applicable;
- All salary adjustments are adequately budgeted for;
- Provision has been made for a **3%** increase for political office bearers.

PROPERTY TAXES AND TARIFFS OF TRADINGS ERVICES

The average draft increases in property taxes and tariffs for the 2026/2027 financial year are as follows:

Property Tax Rates	-	3.7% for residential properties (detail of main property categories per recommendation (I) for the property tax rate)
		3.7% for all other property categories
Sanitation	-	4.9%
Water	-	An average increase of 5% for the first 20kls – thereafter 4.7% for the other residential consumptive blocks
		4.5% increase for all businesses and government institutions,

- Solid Waste** - **8.9% due to the service being rendered at a shortfall, compounded by the INCREASED running cost of fuel and extent of dumping and cleaning of streets** (please refer to the increased refuse removal tariffs found in the 2026/27 Tariff listing)
- Electricity** - **11.44%** (subject to NERSA process inclusive of the public participation process- please refer to the detailed electricity tariffs found in the 2026/27 Tariff listing)

The tariff listing to be consulted for the detail.

5.3 PROPERTY RATES AND SERVICE CHARGES ASSUMPTIONS

Property Rates

The draft property rates increase for the 2026/2027 financial year is limited to **3.7%** for residential and all other categories of property. Growth of 0.05% is incorporated and increases over the remaining MTREF period is limited to **4.1%** for both residential properties and business and state-owned properties.

Sanitation

The draft tariff increases of **4.9%** for residential households and **5.9%** for businesses, which is above the estimated headline inflation rate, is needed to deliver the service effectively. This will further support future critical upgrades of the wastewater treatment works in the Swartland Municipal Area. The sewerage service consists of various charges for which the tariff listing must be consulted.

Water Tariffs

The draft tariff increases are :- **average increase of 5%** for the first 20kls thereafter a **4.7%** increase for the higher residential consumptive blocks, a **4.5%** increase for all businesses and government institutions. The draft tariff increases, which are above the estimated headline inflation rate, are needed given the extent of water infrastructure investment required over the MTREF, compounded by illegal connections.

Bulk water purchases from the WCDM increase to around R 7.61 p/kl from 1 July 2026 due to higher operational costs and increases from the Department of Water Affairs.

Solid Waste

The draft tariff increases of **8.9%** for residential households and **11.5%** for businesses. The additional percentage above estimated headline inflation is equal to R10.54 per month based on the residential tariff and is needed to ensure that the cost of providing the service is fully funded over the longer term as the service is **currently rendered at a shortfall**. Over the remaining MTREF period, the tariff increase will remain at 8.9%, given the extent of investment required over the longer term.

The public to note that the costs associated with cleaning public open spaces due to illegal dumping and littering, place a huge financial burden on the municipality and therefore the public are requested to please report illegal dumping.

Electricity Tariffs

At this stage, the draft increase for the purchase of electricity is based on an increase of 9.12% from Eskom against an average increase of 9.01% as announced by NERSA. Swartland's proposed electricity tariff increase amounts to **11.44%**. The proposed tariff increases of the municipal tariffs are preliminary and subject to public participation and NERSA's decision which should be made available on 11 May 2026, where after Council to resolve on same during final adoption in May.

As per the indication in the application that will be submitted to NERSA it is proposed to redo the Cost of Supply study in 2026/27 to take into account the following developments in 2027/28, which could have an impact on the cost of especially the bulk purchases:

- 1) The commissioning of the 132/11 kV de Hoop substation;
- 2) The upgrading of the Notified Maximum Demand Yzerfontein and Darling;
- 3) The potential procurement of renewable energy from the planned Klipkoppie 10 MW;
- 4) Renewal or not of the existing PPA with Darling Green Utility after March 2028;
- 5) Extensive public participation that would be required for restructuring of electricity tariff that might be proposed based on the CoS study.

That Council for now abide with the proposed electricity tariffs that are submitted, bearing in mind that it is still subject to public participation and NERSA's process.

6. **POTENTIAL AND REAL RISKS IMPACTING FINANCIAL PLANNING OVER THE MTREF AND ULTIMATELY THE REVENUE MODELLING EXERCISE FORMING THE BASIS FOR THE MTREF:**

- Middle East War, Brent crude increasing by around 50% since start, will result in continued upward pressure on cost of living;
- Resultant reduced disposable income levels compounding prevailing poverty levels/conditions in our area;
- Funding to address additional service delivery challenges; i.e service delivery fit for future need;
- How do we position SM against/safeguarding scams, the vulnerable and ultimately creating the desired investment destination by remaining resilient;
- More expensive/expanded service delivery model tipping scale?
- Revenue leakage where approved tariffs are not billed for other services not part of the municipal account;
- Fuel price increases and its impact on disposable income levels;
- National risks impacting financial sustainability;
- Increasing cost of fuel on the municipal operations;
- Slower recovery of the economy;
- Ability to collect revenue in challenging environments;
- The upward pressure and multiplier effect of increases in staff salaries above inflation.

RECOMMENDATIONS

1. **The following recommendations by the Executive Mayoral Committee held on 24 March 2026, recommending the tabling of the 2026/27 to 2028/29 draft MTREF to Council on 31 March 2026, for purposes of giving effect to public participation. Final approval shall only take place on 28 May 2026.**
 - (a) That the Director: Civil Engineering Services expand the Cost of Supply Studies for Water and Sanitations Services, to include Solid Waste Services;

- (b) Council to note that based on the latest guidance from NT, the capital expenditure to upgrade the electricity supply pertaining to Eskom's portion of the feed to the De Hoop substation, is now regarded as operational expenditure and the grant funding as Construction Contract Revenue. Based on the communication received from the DEE on the 11th of March, the substation project will be partially funded by INEP (R14 278 000) leaving a shortfall of R44 672 748 to be funded by council; with the resultant effect of the electricity service being rendered at a shortfall of around R15m for the 2026-2027 financial year as council does not want to burden the public with these additional cash outflows;
- (c) Council to approve an amount of R15 505 200 in bridging finance for certain electrical infrastructure capital projects (**De Hoop R3 685 200, Moorreesburg R6 660 000 and Darling R5 160 000**), funded by CRR due to the timing of the Integrated National Electrification Programme (INEP) grant that may differ from the municipality's financial year in the context of funding approval requirements by the Department and when the projects had to be implemented in the municipal context;
- (d) That council takes note that the costs as envisaged by Section 19 (2)(a)(b) were derived after consultation with the respective director(s) who has confirmed the costs as per (**Annexure A: 2026/2027 – 2028/2029 Draft Budget and Tariff File**) and consider same;
- (e) That council prior to approving the draft capital projects above R 50 million as listed in (**Annexure B: 2026/2027 – 2030/2031 Capital Projects ito Sec 19**), first consider the projected cost covering all financial years until the project is operational and the future operational costs and revenue on the project, including municipal tax and tariff implications;
- (f) That council and the public take note that the planning of the 3 larger infrastructure projects over the new MTREF as listed below, will not reduce the planned cash flows until real spending starts in year 3 of the MTREF and beyond. The cashflow budget schedules reflects the cash balances increasing, whilst it doesn't reflect the impact of material cash outflows for these projects yet, given the limitations in the NT-Schedule formulas, compared to the requirement placed on the municipality by the LTFP and CEF to model the revenue requirement over a 5-10-year horizon;
- 1) Swartland Water Treatment Works involving UPGRADES to the treatment works situated at the @ VOELVLEI DAM - This project will increase the treatment capacity of the Swartland Water Treatment Works from 27ml/d to 40ml/d in order to meet peak current and future water demand. Scope clarification, detail design and environmental authorisation will be concluded during the 2026/2027 and 2027/2028 financial years upon which the construction phase will follow for an estimated period of 36 months. The estimated cost of the project is R250 million.
 - 2) Swartland Water Treatment Works and the Kasteelberg Reservoirs - This project entails the upgrading of the bulk water supply pipe between the Swartland Water Treatment Works and the Kasteelberg Reservoirs. The supply capacity of the existing pipe must be increased to meet existing peak and future water demand. It is envisaged to install a new pipe alongside the existing pipe. Scope clarification, route identification, negotiations with land owners, environmental authorisation and detail design will be concluded during the 2026/2027 and 2027/2028 financial years upon which the construction phase will follow for an estimated period of 24 months. The estimated cost of the project is R200 million.
 - 3) Darling Waste Water Treatment Works - This project will increase the treatment capacity of the Darling Waste Water Treatment Works from 1.9ml/d to 4.0ml/d. Loads imposed on the works frequently exceeds its treatment capacity and the upgrade is therefore required to meet increased in future demand. Scope clarification, detail design and environmental authorisation will be concluded during the 2026/2027 and 2027/2028 financial years upon which the construction phase will follow for an estimated period of 36 months. The estimated cost of the project is R91.5 million.
- (g) That council deemed it appropriate to consider the entire draft capital program excluding the 6 projects above R 50 million, listed in (**Annexure B: 2026/2027 – 2030/2031 Capital Projects ito Sec 19**) as the aforementioned capital program's operational cost, inclusive of future costs will be covered either by the rates regime and/or the normal cost centres linked to those services, found in the operational budget;

- (h) That council considers the funding sources linked to council's draft capital program and take note that these funding sources are available and have not been committed for other purposes;

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

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

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

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

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

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

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

Exemptions and Reductions

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

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

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

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

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

- In respect of all personnel, an increase of **4.75%** for 2026/2027; **5.25%** for 2027/2028 and **5.25%** for the 2028/2029 financial years, excluding the increase in other benefits that are applicable and the annual 2.415% notch increase where applicable;
 - All salary adjustments are adequately budgeted for;
 - Provision has been made for a **3%** increase for political office bearers.
- (t) That Council takes note of the budgeted operating surpluses and that the budget is “cash-funded” as a result of cash reserves in table A8, the total expenditure growth of **11.2%** from the current to the new financial year and the revenue streams with growth in revenue of **7.2% (excluding capital grant income)** for the MTREF period as well as the cash flow statement as per **(A-schedule A7)** for the next three financial years;
- the budgeted risk factor for cash coverage for operating expenses are **9.2 months** for 2026/27, **10.4 months** for 2027/28 and **9.1 months** for 2028/29;
 - over the next three financial years the planning is such that net operating surpluses **(excluding capital grant income)** are envisaged for 2026/27 to an amount of **R 12 595 030**, for 2027/28 an amount of **R 110 004 380** and for 2028/29 an amount of **R 122 822 350**;
- (u) That council takes note that the extensive revenue modelling exercise, includes a proportion for growth, given the trend of increased household consumption and services connection growth;
- (v) That Council take note that the budget was prepared in the new mSCOA Version 7.1 as required by National Treasury;
- (w) That Council specifically adhere to the requirements of the Provincial and National Treasury Budget Circulars as enclosed in “**Annexure E: Budget Circulars**”, **insofar that same was received in time**;
- (x) That council specifically note that the amended National Treasury Budget Circular No.134 was only communicated over the previous weekend requiring that the budget be aligned to it, which was impossible, given the timeframes to prepare a credible budget, per Council’s approved IDP-Budget process plan;
- (y) That the Chief Financial Officer adhere to the requirements of the Budget Reforms in the context of the reporting requirements to Provincial and National Treasury and that **NT Circular No.134 will be fully incorporated with the Final budget in May 2026 as it was only distributed on 21 March 2026**;
- (z) That Council takes note of the mSCOA progress as per the attached Roadmap “**Annexure F: mSCOA Roadmap**”, **as a result of functionality challenges in the financial system, compounded by ongoing changes to the mSCOA chart**;
- (aa) That the process of soliciting public input, views or comments in respect of the draft budget, **revised** budget and related policies and budget documents, inclusive of the property taxes and tariffs to close at **12 midday on 22 April 2026, which comments must clearly be marked “Draft Budget Input”**. **Please note: Any comments/inputs on the IDP must be lodged by separate correspondence.**

NB: for purposes of completeness and implementation, the English version of the recommendations will be relied upon.

AANBEVELINGS

1. **Dat die volgende aanbevelings deur die Uitvoerende Burgemeesterskomitee gehou op 24 Maart 2026 oorweeg en aanbeveel word vir ter tafel legging van die 2026/27 tot 2028/29 konsep MTREF aan die Raad op 31 Maart 2026, vir doeleindes om effek te gee aan die publieke deelname proses. Finale goedkeuring sal eers plaasvind op 28 Mei 2026.**
 - (a) Dat die Direkteur: Siviele Ingenieursdienste opdrag gegee word om die Koste van Voorsiening studie wat vir Water- en Sanitasie gedoen moet word, uit te brei om Vullisverwyderingsdienste in te sluit;
 - (b) Dat kennis geneem word dat, gebaseer op die jongste riglyne vanaf NT, die kapitaaluitgawe vir die opgradering van die elektrisiteitsvoorsiening wat verband hou met die Eskom-gedeelte van die toevoer na die De Hoop-substasie, nou as 'n bedryfsuitgawe beskou word en die toelae-finansiering as 'n konstruksie-kontrak-inkomste. Die substasie projek sal, gebaseer op kommunikasie wat op 11 Maart 2026 vanaf die DEE ontvang is, gedeeltelik deur INEP (R14 278 000) befonds word wat 'n tekort te weeg bring van R44 672 748 wat deur die Raad gefinansier moet word, wat meebring dat die elektrisiteitsdiens teen 'n verlies van ±R15 miljoen vir die 2026/2027 finansiële jaar gelewer word, aangesien die Raad nie die publiek met hierdie addisionele kontant-uitvloei wil belas nie;
 - (c) Dat die Raad goedkeuring verleen vir oorbruggingsfinansiering ten bedrae van R15 505 200 vir sekere elektriese infrastruktuur kapitaalprojekte (**De Hoop R3 685 200, Moorreesburg R6 660 000 en Darling R5 160 000**), befonds deur die CRR, weens die tydsberekening van die INEP-toelae wat mag verskil van die Munisipaliteit se finansiële jaar in die konteks van goedkeuring van befondsing deur die Departement en implementering van projekte in die munisipale konteks;
 - (d) Dat die Raad kennis neem dat die koste soos beoog deur Artikel 19 (2)(a)(b) verkry is na konsultasie met die onderskeie direkteur(e) wie die koste bevestig het soos per (**Annexure A: 2026/2027 – 2028/2029 Draft Budget and Tariff File**) en oorweeg dieselfde;
 - (e) Dat die Raad voor die goedkeuring van die konsep kapitaal projekte bo R 50 miljoen soos gelys in (**Annexure B: 2026/2027 – 2030/2031 Capital Projects ito Sec 19**), eers die geprojekteerde koste wat alle finansiële jare dek totdat die projek in werking is; en die toekomstige bedryfskoste en inkomste op die projek, met inbegrip van belasting- en tarief-implikasies oorweeg;
 - (f) Dat die Raad en publiek kennis neem dat die beplanning vir drie (3) groter infrastruktuurprojekte oor die nuwe MTREF, soos hieronder gelys, nie die beplande kontantvloei sal verminder totdat daar werklike spandering in jaar 3 van die MTREF en daarna plaasvind nie. Die kontantvloeibegrotingskedules toon dat die kontantsaldo's toeneem, terwyl dit nog nie beduidende kontantuitvloei ten opsigte van die projekte weerspieël nie, gegewe die beperkings in die formules van die NT-begrotingskedules, in vergelyking met die vereiste wat op munisipaliteite geplaas word deur die LTFP en CEF om inkomste modellering oor 'n 5-10-jaar tydperk te doen;
 - 1) Swartland Watersuiweringswerke wat die OPGRADERING van die suiweringswerke by die VOëLVLEIDAM behels – Hierdie projek sal die behandelingsskapasiteit van die Swartland Watersuiweringswerke verhoog vanaf 27ml per dag tot 40ml per dag om aan die bestaande piek- en toekomstige wateraanvraag te voldoen. Uitklaring rakende die omvang van die projek, detail ontwerp en omgewingsmagtiging sal gedurende die 2026/2027 en 2027/2028 finansiële jare afgehandel word waarna die konstruksiefase sal volg vir 'n beraamde periode van 36 maande. Die beraamde koste vir die projek beloop R250 miljoen;
 - 2) Swartland Watersuiweringswerke en die Kasteelberg Reservoirs – Die projek behels die opgradering van die grootmaat waterpyplyn tussen die Swartland Watersuiweringswerke en die Kasteelberg Reservoirs. Die kapasiteit van voorsiening van die bestaande pyplyn moet uitgebrei word om in die verhoogde piek- en toekomstige wateraanvraag te voorsien. Dit is die voorneme om 'n nuwe pyplyn langsaan die bestaande pyplyn aan te lê. Uitklaring rakende die omvang van die projek, identifisering van die roete van die pyplyn, onderhandelinge met grondeienaars, omgewingsmagtiging en gedetailleerde ontwerp sal gedurende die 2026/2027 en 2027/2028 finansiële jare gefinaliseer word,

waarna die konstruksiefase sal volg vir 'n beraamde tydperk van 24 maande. Die beraamde koste vir die projek beloop R200 miljoen.

- 3) Darling Riolsuiweringswerke – Hierdie projek sal die behandelingskapasiteit van die Darling Riolsuiwerings-werke verhoog vanaf 1.9ml per dag na 4.0ml per dag. Dit gebeur dikwels dat dié werke oorlaai word en die behandelingskapasiteit oorskry word. Die opgradering is dus nodig om aan die toekomstige aanvraag te voldoen. Die omvang van die projek, detail ontwerp en omgewingsmagtiging sal gedurende die 2026/2027 en 2027/2028 finansiële jare afgehandel word, waarna die konstruksiefase sal volg vir 'n beraamde tydperk van 36 maande. Die beraamde koste vir die projek beloop R91.5 miljoen.
- (g) Dat die Raad dit toepaslik geag het om die totale konsep kapitaalprogram te oorweeg, uitgesluit die 6 projekte bo R 50 miljoen soos gelys in **(Annexure B: 2026/2027 – 2030/2031 Capital Projects ito Sec 19)** aangesien die voorgenoemde kapitaalprogram se operasionele koste, insluitend die toekomstige koste wat gedek sal word deur óf belasting en/of die normale kostesentrums gekoppel aan daardie dienste soos in die bedryfsbegroting;
- (h) Dat die Raad die befondsingsbronne oorweeg wat verband hou met die raad se konsep kapitaalprogram en daarop let dat die befondsingsbronne beskikbaar is en nie vir ander doeleindes geormerk is nie;

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

- (i) Dat die Raad die konsep kapitaalprojekte as deel van die gekonsolideerde kapitaalprogram goedkeur soos per **(Annexure A: 2026/2027 – 2028/2029 Draft Budget and Tariff File)**;
- (j) Dat die volgende konsep totale uitgawes per departement (per direktoraat) goedgekeur word, wat insluit beide bedryfs- en kapitale uitgawes per direktoraat (VOTE), ten einde departemente in staat te stel om pro-aktief ongemagtigde uitgawes te voorkom;

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

- (k) Dat die konsep hoë-vlak meerjarige Kapitaal- en Bedryfsbegrotings ten opsigte van die **2026/2027 – 2028/2029** finansiële jare goedgekeur word, in ooreenstemming met artikel 16, 17 en 19 van die MFMA;

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

- (l) Dat daar goedkeuring verleen word vir die konsep kennisgewing ingevolge artikel 14(1) en (2) van die Plaaslike Regering: Wet op Munisipale Eiendomsbelasting, 2004 ten opsigte van die heffing/implementering van eiendomsbelastingkoerse, vrystellings en afslag op eiendomme soos gespesifiseer in die onderstaande skedule en in die eiendomsbelastingbeleid vir die 2026/2027 finansiële jaar; vir doeleindes van die publieke deelnameproses;

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

Exemptions and Reductions

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

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

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

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

- (m) Dat die Raad die eiendomsbelastingkoerse, tariefstrukture en heffings vir water, vullisverwydering, riool, elektrisiteit en ander diverse heffings soos uiteengesit in (**Annexure A: 2026/2027 – 2028/2029 Draft Budget and Tariff File**) goedkeur met die doel om publieke deelname toe te laat;

- (n) Dat die Raad die voorgestelde elektrisiteitstariewe as konsep goedkeur vir die 2026/2027 finansiële jaar, **met inagneming van die insette wat ontvang gaan word tydens die publieke deelname proses, ingesluit NERSA se insette en finale goedkeuring wat teen Mei afgehandel sal word;**
- (o) Dat die jaarlikse begrotingstabelle soos vereis deur die Begrotings- en Rapporteringsregulasies en uiteengesit is in **(Annexure C: Budget Report and A-Schedules 2026/2027 – 2028/2029)** goedgekeur word;
- (p) Dat **die wysigings** aan die begrotings- en verwante beleide soos vervat in **(Annexure D: Draft Amendments to Budget & Related Policies 2026/2027)**, goedgekeur word met die doel vir die publiek se menings en kommentaar;
- (q) Dat die Raad kennis neem dat enige wysigings aan die begrotingsverwante beleide ten opsigte van delegasies na afloop van die goedkeuring van die finale begroting sal plaasvind;
- (r) Dat die opleidingsbegroting van R 1 862 747 vir die 2026/2027 finansiële jaar as konsep goedgekeur word;
- (s) Dat die Raad kennis neem van die verhogings van senior bestuur en personeel, wat op nasionale vlak onderhandel en bepaal word:
- Ten opsigte van alle personeel, 'n verhoging van **4.75%** vir 2026/2027; **5.25%** vir die 2027/2028 en **5.25%** vir 2028/2029 finansiële jare, uitgesluit die toename in ander voordele wat van toepassing is en die jaarlikse 2,415% kerfverhoging waar van toepassing;
 - Daar is voldoende begroot vir alle salarisaanpassings;
 - Voorsiening is gemaak vir 'n **3%** verhoging vir politieke ampsbekleërs.
- (t) Dat die Raad kennis neem van die begrote bedryfssurplusse en dat die begroting “kontant gefinansier” word as gevolg van die kontantreserwes in tabel A8, die totale groei in uitgawes van **11.2%** vanaf die huidige na die nuwe finansiële jaar en die inkomstebronne met 'n groei in inkomste van **7.2%** (**kapitale toekennings uitgesluit**) vir die MTREF periode, sowel as die kontantvloei-staat soos per **(A-schedule: A7)** vir die volgende drie finansiële jare;
- die risikofaktor vir kontantdekking vir bedryfsuitgawes is **9.2 maande** vir 2026/27, **10.4 maande** vir 2027/28 en **9.1 maande** vir 2028/29;
 - oor die volgende drie finansiële jare is die beplanning van so 'n aard dat die verwagte netto bedryfsurplusse (**kapitale toekennings inkomste uitgesluit**) vir 2026/27, 'n bedrag van **R 12 595 030**, vir 2027/28 'n bedrag van **R 110 004 380** en vir 2028/29 'n bedrag van **R 122 822 350** beloop;
- (u) Dat die Raad kennis neem dat die omvattende inkomstemodelleringsoefening 'n proporsie insluit vir groei, gegewe die tendens van verhoogde huishoudelike verbruik en groei in dienste aansluitings;
- (v) Dat die Raad kennis neem dat die begroting opgestel is in die nuwe mSCOA Weergawe 7.1 soos vereis deur Nasionale Tesourie;
- (w) Dat die Raad kennis neem van die inhoudelike van die Provinsiale- en Nasionale Tesourie se Begroting-Omsendbriewe soos aangeheg in **“Annexure E: Budget Circulars”**; **insoverre dit betyds ontvang is;**
- (x) Dat die Raad, in die besonder, kennis neem dat die gewysigde Omsendskrywe No. 134 vanaf Nasionale Tesourie eers oor die vorige naweek ontvang is wat vereis dat die begroting daarmee belyn moet word, wat 'n onmoontlike taak is, gegewe die tydsraamwerke om 'n geloofwaardige begroting op te stel in ooreenstemming met die goedgekeurde GOP- en Begroting Prosesplan;
- (y) Dat die Hoof Finansiële Beampte voldoen aan die vereistes van die Begrotingsformate in die konteks van die verslagdoeningsvereistes aan Provinsiale en Nasionale Tesourie en dat **NT Omsendskrywe Nr.134 met die Finale begroting in Mei 2026 volledig geïnkorporeer sal word aangesien dit eers op 21 Maart 2026 versprei was;**

- (z) Dat die Raad kennis neem van die vordering met mSCOA soos aangedui op die *mSCOA-roadmap* "**Annexure F: mSCOA Roadmap**", as gevolg van uitdagings met die funksionaliteit van die finansiële stelsel wat veroorsaak word deur die voortdurende wysiging aan die *mSCOA-chart*,
- (aa) Dat die publieke deelname proses om insette/kommentaar vanaf die publiek te verkry ten opsigte van die konsep begroting, **gewysigde** begrotings- en verwante beleide en dokumente, ingesluit die eiendomsbelastingskoerse en tariewe teen **12:00 voormiddag op 22 April 2026 sluit en duidelik gemerk moet word "Insette op Konsep Begroting"**. **Let wel: Kommentaar/insette op die GOP moet per aparte korrespondensie geskied.**

NB: vir die volledigheid en implementering, sal op die Engelse weergawe van die aanbevelings staat gemaak word.

(get) M Bolton

DIREKTEUR: FINANSIËLE DIENSTE



Verslag ♦ Ingxelo ♦ Report

Office of the Municipal Manager
2026-03-31

2/4/4
WYK: Nvt

ITEM _8.4_ OF THE AGENDA OF A COUNCIL MEETING TO BE HELD ON 31 MARCH 2026

SUBJECT: DRAFT 2026/2027 SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)

1. BACKGROUND / DISCUSSION

Section 1 of the Municipal Finance Management Act (Act 56 of 2003) (MFMA) defines service delivery and budget implementation plan (SDBIP) as a detailed plan for implementing the municipality's delivery of municipal services and its annual budget, and which must indicate -

- (a) projections for each month of -
 - (i) revenue to be collected, by source; and
 - (ii) operational and capital expenditure, by vote;
- (b) service delivery targets and performance indicators for each quarter.

The purpose of the SDBIP is to support the Municipality's management to achieve service delivery targets as well as the spending of the capital budget within given timeframes.

2. LEGISLATION

The following regulations of the Municipal Budget and Reporting Regulations (GN 393 of 17 April 2009) apply-

Regulation 14

- (2) When complying with section 68 of the MFMA, the municipal manager must submit the draft municipal **service delivery and budget implementation plan** to the mayor together with the annual budget to be considered by the mayor for **tabling** in terms of section 16(2) of the MFMA.
- (3) For effective planning and implementation of the annual budget, the draft municipal **service delivery and budget implementation plan** may form part of the budget documentation and be **tabled** in the municipal council if so recommended by the Budget Steering Committee.

Regulation 15

- (3) When submitting the annual budget to the National Treasury and the relevant provincial treasury in terms of section 22(b)(i) of the MFMA, the municipal manager must also submit to the National Treasury and the relevant provincial treasury, in both printed and electronic form (b) the **draft service delivery and budget implementation plan**.

MFMA Section 16(2): In order for a municipality to comply with subsection (1), the mayor of the municipality must **table** the annual budget at a council meeting at least 90 days before the start of the budget year.

3. ALIGNMENT TO THE IDP

The IDP and the SDBIP are linked through Chapter 5 of the IDP which is also included in the SDBIP as well as the annual budget which is included in both documents. The budget is informed by the strategy and objectives of the IDP.

4. FINANCIAL IMPLICATION

None

5./...

5. AANBEVELING / RECOMMENDATION

- (a) Dat die Raad kennis neem van die aangehegte konsep 2026/2027 Dienslewering- en Begrotingimplementeringsplan (SDBIP) wat in terme van regulasie 14 van die Munisipale Begroting en Rapportering Regulasies ter tafel gelê word; en
- (b) dat die SDBIP in terme van regulasie 15 van die Munisipale Begroting en Rapportering Regulasies aan Nasionale Tesourie en Provinsiale Tesourie voorgelê word.
- (a) *That the Council take cognisance of the draft 2026/2027 Service Delivery and Budget Implementation Plan (SDBIP) tabled in terms of regulation 14 of the Municipal Budget and Reporting Regulations; and*
- (b) *that the SDBIP be submitted to National Treasury and Provincial Treasury in terms of regulation 15 of the Municipal Budget and Reporting Regulations.*

(get) J J Scholtz

MUNICIPAL MANAGER
2026-03-31



Verslag ♦ Inxelo ♦ Report

Kantoor van die Direkteur: Ontwikkelingsdienste
Departement : Ontwikkelingsbestuur

25 Maart 2026

15/1/B

WYKE 1-12

ITEM 8.5 VAN DIE AGENDA VAN 'N GEWONE RAADSVERGADERING WAT GEHOU SAL WORD OP 31 MAART 2026

ONDERWERP:	VASSTELLING VAN ONTWIKKELINGSBYDRAES VIR 2026/2027
SUBJECT:	DETERMINATION OF DEVELOPMENT CHARGE FOR 2026/2027

1. AGTERGROND / BACKGROUND

Tydens 'n Uitvoerende Burgemeesterskomitee Vergadering van 24 Maart 2026, is die volgende kategorieë van ontwikkelingsbydraes goedgekeur:

- *“Greenfields” Development Charges for bulk electricity*
- *“Brownfields” Development Charges for electricity – Swartland Municipal Area*
- *Development Charges for water*
- *Development Charges for sewerage*
- *Development Charges for roads*

2. BESPREKING/DISCUSSION

A Development Charge is calculated to determine as closely as practical possible the pro rata share of the actual capital costs of related bulk and link infrastructure required to provide a particular development with engineering services. The costs determination is based on estimated unit costs for each service, which are calculated as follow:

- a) A long term growth model is developed for the Municipality which projects future land use.
- b) The growth model is used to develop service models for transport, water, sewerage, stormwater, electricity and solid waste to correspond to the future land use.
- c) The demand for engineering services derived from the growth model is calculated by applying average unit demands for each land use category, based on demand factors from the *Guidelines Human Settlement Planning and Design (CSIR and Construction Technology, 2000)*, the *South African Road Trip Generation Manual (Department of Transport, 1995)*, and professional engineering expertise.
- d) Master Plans are developed to determine the infrastructure requirements in order to meet future demand.
- e) Full detail of the methodology for determining unit costs for use in development charge calculations is set out in Swartland Municipality : Development Charge Policy.
- f) *A rebate ____% be considered regarding development charges in respect of the 2026/2027 financial year as incentive to promote development and attract investment.*

3. KOPPELING AAN GOP / ALIGNMENT TO THE IDP

Strategic Goal 3 : Quality and reliable services
Strategic Goal 4 : A healthy and sustainable environment

4. **RECOMMENDATION** (as considered by the Executive Mayoral Committee on 24 March 2026)

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

4. **AANBEVELING** (soos oorweeg deur die Uitvoerende Burgemeesterskomitee op 24 Maart 2026)

- (a) Die aangehegte kategorieë van ontwikkelingbydraes vir die 2026/2027 finansiële jaar goedgekeur word en ingesluit word by die tariewelêer vir publieke deelname doeleindes:
- Greenfields"-ontwikkelingbydraes vir grootmaat elektrisiteit - (Bylae "A");
 - "Brownfields"-ontwikkelingbydraes vir elektrisiteit (Bylae "B");
 - Ontwikkelingbydraes water (Bylae "C");
 - Ontwikkelingsbydraes vir riool (Bylae "D");
 - Ontwikkelingsbydraes vir paaie – (Bylae "E")
- (b) 'n Korting van 55% op genoemde ontwikkelingbydraes ten opsigte van die 2026/2027 finansiële jaar toegestaan word as aanspraak om ontwikkeling te bevorder en beleggers te lok;
- (c) Ontwikkelaars 'n ooreenkoms met die Munisipaliteit aangaan m.b.t. die betaling van ontwikkelingbydraes ingevolge die bestaande beleide;
- (d) Die werklike koste van ontwikkelingsbydraes sal op alle ontwikkelings van toepassing wees, soos bepaal en bereken deur die Direkteur: Infrastruktuur/Siviele Ingenieursdienste en die Direkteur: Elektriese Ingenieursdienste van toepassing wees;

(get) J S Krieger

MUNISIPALE BESTUURDER

AMZ/ds

GREENFIELDS DEVELOPMENT CHARGES (DC'S) FOR BULK ELECTRICITY - ANNEXURE A

Land-use	Cost per	Malmesbury *	Moorreesburg **	Darling ***	Yzerfontein ****	Ongegund
Residential: Low (4 units/ha)		Per Unit	Per Unit	Per Unit	Per Unit	Per Unit
	Unit	R 15 035,10	R 6 800,00	R 10 137,88	R 16 433,23	R 4 000,00
15,0%	Vat	R 2 255,27	R 1 020,00	R 1 520,68	R 2 464,99	R 600,00
	Total	R 17 290,37	R 7 820,00	R 11 658,56	R 18 898,22	R 4 600,00
Residential: Single (15 units/ha)		Per Unit	Per Unit	Per Unit	Per Unit	Per Unit
	Unit	R 11 276,33	R 5 100,00	R 7 603,41	R 12 324,93	R 3 000,00
15,0%	Vat	R 1 691,45	R 765,00	R 1 140,51	R 1 848,74	R 450,00
	Total	R 12 967,78	R 5 865,00	R 8 743,92	R 14 173,66	R 3 450,00
Residential: Medium (20-25 units/ha)		Per Unit	Per Unit	Per Unit	Per Unit	Per Unit
	Unit	R 9 396,94	R 4 250,00	R 6 336,18	R 10 270,77	R 2 500,00
15,0%	Vat	R 1 409,54	R 637,50	R 950,43	R 1 540,62	R 375,00
	Total	R 10 806,48	R 4 887,50	R 7 286,60	R 11 811,39	R 2 875,00
Residential: High (30-60 units/ha)		Per Unit	Per Unit	Per Unit	Per Unit	Per Unit
	Unit	R 9 396,94	R 4 250,00	R 6 336,18	R 10 270,77	R 2 500,00
15,0%	Vat	R 1 409,54	R 637,50	R 950,43	R 1 540,62	R 375,00
	Total	R 10 806,48	R 4 887,50	R 7 286,60	R 11 811,39	R 2 875,00
Affordable Housing (30-40 units/ha)		Per Unit	Per Unit	Per Unit	Per Unit	Per Unit
	Unit	R 5 638,16	R 2 550,00	R 3 801,71	R 6 162,46	R 1 500,00
15,0%	Vat	R 845,72	R 382,50	R 570,26	R 924,37	R 225,00
	Total	R 6 483,89	R 2 932,50	R 4 371,96	R 7 086,83	R 1 725,00
Subsidized Housing (30-40 units/ha)		Per Unit	Per Unit	Per Unit	Per Unit	Per Unit
	Unit	R 3 758,78	R 1 700,00	R 2 534,47	R 6 521,74	R 1 000,00
15,0%	Vat	R 563,82	R 255,00	R 380,17	R 978,26	R 150,00
	Total	R 4 322,59	R 1 955,00	R 2 914,64	R 7 500,00	R 1 150,00
Commercial: Retail		Per KVA	Per KVA	Per KVA	Per KVA	Per KVA
	KVA	R 3 758,78	R 1 700,00	R 2 534,47	R 4 108,31	R 1 000,00
15,0%	Vat	R 563,82	R 255,00	R 380,17	R 616,25	R 150,00
	Total	R 4 322,59	R 1 955,00	R 2 914,64	R 4 724,55	R 1 150,00
Commercial: Offices		Per KVA	Per KVA	Per KVA	Per KVA	Per KVA
	KVA	R 3 758,78	R 1 700,00	R 2 534,47	R 4 108,31	R 1 000,00

Land-use	Cost per	Malmesbury *	Moorreesburg **	Darling ***	Yzerfontein ****	Ongegund
15,0%	Vat	R 563,82	R 255,00	R 380,17	R 616,25	R 150,00
	Total	R 4 322,59	R 1 955,00	R 2 914,64	R 4 724,55	R 1 150,00
Industrial		Per KVA	Per KVA	Per KVA	Per KVA	Per KVA
	KVA	R 3 758,78	R 1 700,00	R 2 534,47	R 4 108,31	R 1 000,00
15,0%	Vat	R 563,82	R 255,00	R 380,17	R 616,25	R 150,00
	Total	R 4 322,59	R 1 955,00	R 2 914,64	R 4 724,55	R 1 150,00

* Bulk cost for De Hoop Substation used (SM Portion only)

** Bulk Cost for Upgrade of 2nd line to Moorreesburg substation used

*** Bulk Cost for Eskom Upgrade at Darling based on Budget Quote

**** Bulk Cost for Eskom upgrade at Yzerfontein Sub based on Budget Quote

"Brownfields" Development Charges for Electricity - Annexure B						
PROPOSED BROWNFIELDS DEVELOPMENT CHARGES (DC'S) FOR ELECTRICITY						
Land-use	Cost per	Malmesbury	Moorreesburg	Darling	Yzerfontein	Ongegund
Residential: Low (4 units/ha)		Per Unit	Per Unit	Per Unit	Per Unit	Per Unit
	Unit	R 4 555,73	R 4 555,73	R 4 555,73	R 10 890,48	R 3 036,74
15,0%	Vat	R 683,36	R 683,36	R 683,36	R 1 633,57	R 455,51
	Total	R 5 239,09	R 5 239,09	R 5 239,09	R 12 524,05	R 3 492,25
Residential: Single (15 units/ha)		Per Unit	Per Unit	Per Unit	Per Unit	Per Unit
	Unit	R 4 555,73	R 4 555,73	R 4 555,73	R 10 890,48	R 3 036,74
15,0%	Vat	R 683,36	R 683,36	R 683,36	R 1 633,57	R 455,51
	Total	R 5 239,09	R 5 239,09	R 5 239,09	R 12 524,05	R 3 492,25
Residential: Medium (20-25 units/ha)		Per Unit	Per Unit	Per Unit	Per Unit	Per Unit
	Unit	R 4 555,73	R 4 555,73	R 4 555,73	R 10 890,48	R 3 036,74
15%	Vat	R 683,36	R 683,36	R 683,36	R 1 633,57	R 455,51
15,5%	Total	R 5 239,09	R 5 239,09	R 5 239,09	R 12 524,05	R 3 492,25
Residential: High (30-60 units/ha)		Per Unit	Per Unit	Per Unit	Per Unit	Per Unit
	Unit	R 4 555,73	R 4 555,73	R 4 555,73	R 10 890,48	R 3 036,74
15,0%	Vat	R 683,36	R 683,36	R 683,36	R 1 633,57	R 455,51
	Total	R 5 239,09	R 5 239,09	R 5 239,09	R 12 524,05	R 3 492,25
Affordable Housing (30-40 units/ha)		Per Unit	Per Unit	Per Unit	Per Unit	Per Unit
	Unit	R 4 555,73	R 4 555,73	R 4 555,73	R 10 890,48	R 3 036,74
15,0%	Vat	R 683,36	R 683,36	R 683,36	R 1 633,57	R 455,51
	Total	R 5 239,09	R 5 239,09	R 5 239,09	R 12 524,05	R 3 492,25
Subsidized Housing (30-40 units/ha)		Per Unit	Per Unit	Per Unit	Per Unit	Per Unit
	Unit	R 4 555,73	R 4 555,73	R 4 555,73	R 10 890,48	R 3 036,74
15,0%	Vat	R 683,36	R 683,36	R 683,36	R 1 633,57	R 455,51
	Total	R 5 239,09	R 5 239,09	R 5 239,09	R 12 524,05	R 3 492,25
Commercial: Retail		Per KVA	Per KVA	Per KVA	Per KVA	Per KVA
	KVA	R 918,21	R 918,21	R 918,21	R 918,21	R 612,02
15,0%	Vat	R 137,73	R 137,73	R 137,73	R 137,73	R 91,80
	Total	R 1 055,95	R 1 055,95	R 1 055,95	R 1 055,95	R 703,82

Land-use	Cost per	Malmesbury	Moorreesburg	Darling	Yzerfontein	Ongegund
Commercial: Offices		Per KVA	Per KVA	Per KVA	Per KVA	Per KVA
	KVA	R 918,21	R 918,21	R 918,21	R 918,21	R 612,02
	15,0% Vat	R 137,73	R 137,73	R 137,73	R 137,73	R 91,80
	Total	R 1 055,95	R 1 055,95	R 1 055,95	R 1 055,95	R 703,82
Industrial		Per KVA	Per KVA	Per KVA	Per KVA	Per KVA
	KVA	R 918,21	R 918,21	R 918,21	R 918,21	R 612,02
	15,0% Vat	R 137,73	R 137,73	R 137,73	R 137,73	R 91,80
	Total	R 1 055,95	R 1 055,95	R 1 055,95	R 1 055,95	R 703,82

Development Charges for Water - Annexure C		Water Demand	Malm, Abb, Riv, Chats, Kalb	Darling	Moor, Koringb	R-Kast, R-Wes, Ongegund	Yzerf	Swartland average	Swartland Bulk
Land Use	Demand Unit								
Residential		R/unit							
Base unit water demand of 1 000ℓ/d		1000 ℓ/d	R 15 875	R 18 970	R 10 492	R 26 663	R 2 567	R 15 635	R 28 260
Single Residential >1000m ²	Dwelling	1250 ℓ/d	R 19 843	R 23 713	R 13 115	R 33 329	R 3 208	R 19 544	R 35 325
Single Residential >650m ²	Dwelling	800 ℓ/d	R 12 700	R 15 176	R 8 394	R 21 331	R 2 053	R 12 508	R 22 608
Single Residential >350m ²	Dwelling	600 ℓ/d	R 9 525	R 11 382	R 6 295	R 15 998	R 1 540	R 9 381	R 16 956
Single Residential <350m ²	Dwelling	400 ℓ/d	R 6 350	R 7 588	R 4 197	R 10 665	R 1 027	R 6 254	R 11 304
General Residential >650m ²	Dwelling	800 ℓ/d	R 12 700	R 15 176	R 8 394	R 21 331	R 2 053	R 12 508	R 22 608
General Residential >200m ²	Dwelling	600 ℓ/d	R 9 525	R 11 382	R 6 295	R 15 998	R 1 540	R 9 381	R 16 956
General Residential <200m ²	Dwelling	400 ℓ/d	R 6 350	R 7 588	R 4 197	R 10 665	R 1 027	R 6 254	R 11 304
General Residential: Flat	Unit	400 ℓ/d	R 6 350	R 7 588	R 4 197	R 10 665	R 1 027	R 6 254	R 11 304
Second/Additional Dwelling	Dwelling	400 ℓ/d	R 6 350	R 7 588	R 4 197	R 10 665	R 1 027	R 6 254	R 11 304
Accommodation Astablishments									
Guest House	Room	250 ℓ/d	R 3 969	R 4 743	R 2 623	R 6 666	R 642	R 3 909	R 7 065
Boarding	Learner	100 ℓ/d	R 1 587	R 1 897	R 1 049	R 2 666	R 257	R 1 564	R 2 826
Business									
Commercial: Retail	100m ² GLA	400 ℓ/d	R 6 350	R 7 588	R 4 197	R 10 665	R 1 027	R 6 254	R 11 304
Commercial: Offices	100m ² GLA	400 ℓ/d	R 6 350	R 7 588	R 4 197	R 10 665	R 1 027	R 6 254	R 11 304
Commercial: Business	100m ² GLA	400 ℓ/d	R 6 350	R 7 588	R 4 197	R 10 665	R 1 027	R 6 254	R 11 304
Industrial									
General Industrial	100m ² GLA	400 ℓ/d	R 6 350	R 7 588	R 4 197	R 10 665	R 1 027	R 6 254	R 11 304
Lght Industrial	100m ² GLA	400 ℓ/d	R 6 350	R 7 588	R 4 197	R 10 665	R 1 027	R 6 254	R 11 304
Community Facilities									
Education	Learner	20 ℓ/d	R 317	R 379	R 210	R 533	R 51	R 313	R 565
Care/medical facility	Bed	60 ℓ/d	R 952	R 1 138	R 630	R 1 600	R 154	R 938	R 1 696
Institutional/Authority	100m ² GLA	400 ℓ/d	R 6 350	R 7 588	R 4 197	R 10 665	R 1 027	R 6 254	R 11 304
Place of assembly	100m ² GLA	400 ℓ/d	R 6 350	R 7 588	R 4 197	R 10 665	R 1 027	R 6 254	R 11 304

Note: 15% VAT to be added to tariff

Development Charges for Sewerage - Annexure D		Water Demand	Factor	Sewer Flow	Malm, Abb, Riv, Chats, Kalb		Darling		Moor, Koringb		R-Kast, R-Wes, Ongegund		Yzerfontein		Swartland average	Swartland average
Land Use	Demand Unit				Retic	WWTW	Retic	WWTW	Retic	WWTW	Retic	WWTW	Retic	WWTW	Retic	WWTW
Residential																
Base unit sewer flow of 1 000ℓ/d		1000 ℓ/d	1	1000 ℓ/d	R 12 340	R 13 377	R 16 303	R 35 357	R 10 492	R 31 509	R 27 763	R 37 334	R 16 084	R 39 028	R 16 596	R 31 321
Single Residential >1000m ²	Dwelling	1250 ℓ/d	0,55	687,5 ℓ/d	R 8 484	R 9 197	R 11 208	R 24 308	R 7 213	R 21 662	R 19 087	R 25 667	R 11 058	R 26 832	R 11 410	R 21 533
Single Residential >650m ²	Dwelling	800 ℓ/d	0,55	440 ℓ/d	R 5 429	R 5 886	R 7 173	R 15 557	R 4 617	R 13 864	R 12 216	R 16 427	R 7 077	R 17 172	R 7 302	R 13 781
Single Residential >350m ²	Dwelling	600 ℓ/d	0,7	420 ℓ/d	R 5 183	R 5 618	R 6 847	R 14 850	R 4 407	R 13 234	R 11 661	R 15 680	R 6 755	R 16 392	R 6 970	R 13 155
Single Residential <350m ²	Dwelling	400 ℓ/d	0,7	280 ℓ/d	R 3 455	R 3 746	R 4 565	R 9 900	R 2 938	R 8 822	R 7 774	R 10 453	R 4 504	R 10 928	R 4 647	R 8 770
General Residential >650m ²	Dwelling	800 ℓ/d	0,7	560 ℓ/d	R 6 910	R 7 491	R 9 130	R 19 800	R 5 876	R 17 645	R 15 547	R 20 907	R 9 007	R 21 856	R 9 294	R 17 540
General Residential >200m ²	Dwelling	600 ℓ/d	0,7	420 ℓ/d	R 5 183	R 5 618	R 6 847	R 14 850	R 4 407	R 13 234	R 11 661	R 15 680	R 6 755	R 16 392	R 6 970	R 13 155
General Residential <200m ²	Dwelling	400 ℓ/d	0,8	320 ℓ/d	R 3 949	R 4 281	R 5 217	R 11 314	R 3 357	R 10 083	R 8 884	R 11 947	R 5 147	R 12 489	R 5 311	R 10 023
General Residential: Flat	Unit	400 ℓ/d	0,8	320 ℓ/d	R 3 949	R 4 281	R 5 217	R 11 314	R 3 357	R 10 083	R 8 884	R 11 947	R 5 147	R 12 489	R 5 311	R 10 023
Second/Additional Dwelling	Dwelling	400 ℓ/d	0,8	320 ℓ/d	R 3 949	R 4 281	R 5 217	R 11 314	R 3 357	R 10 083	R 8 884	R 11 947	R 5 147	R 12 489	R 5 311	R 10 023
Accomodation Astablishments																
Guest House	Room	250 ℓ/d	0,8	200 ℓ/d	R 2 468	R 2 675	R 3 261	R 7 071	R 2 098	R 6 302	R 5 553	R 7 467	R 3 217	R 7 806	R 3 319	R 6 264
Boarding	Learner	100 ℓ/d	0,8	80 ℓ/d	R 987	R 1 070	R 1 304	R 2 829	R 839	R 2 521	R 2 221	R 2 987	R 1 287	R 3 122	R 1 328	R 2 506
Business																
Commercial: Retail	100m ² GLA	400 ℓ/d	0,7	280 ℓ/d	R 3 455	R 3 746	R 4 565	R 9 900	R 2 938	R 8 822	R 7 774	R 10 453	R 4 504	R 10 928	R 4 647	R 8 770
Commercial: Offices	100m ² GLA	400 ℓ/d	0,8	320 ℓ/d	R 3 949	R 4 281	R 5 217	R 11 314	R 3 357	R 10 083	R 8 884	R 11 947	R 5 147	R 12 489	R 5 311	R 10 023
Commercial: Business	100m ² GLA	400 ℓ/d	0,7	280 ℓ/d	R 3 455	R 3 746	R 4 565	R 9 900	R 2 938	R 8 822	R 7 774	R 10 453	R 4 504	R 10 928	R 4 647	R 8 770
Industrial																
General Industrial	100m ² GLA	400 ℓ/d	0,6	240 ℓ/d	R 2 962	R 3 211	R 3 913	R 8 486	R 2 518	R 7 562	R 6 663	R 8 960	R 3 860	R 9 367	R 3 983	R 7 517
Light Industrial	100m ² GLA	400 ℓ/d	0,6	240 ℓ/d	R 2 962	R 3 211	R 3 913	R 8 486	R 2 518	R 7 562	R 6 663	R 8 960	R 3 860	R 9 367	R 3 983	R 7 517
Community Facilities																
Education	Learner	20 ℓ/d	0,7	14 ℓ/d	R 173	R 187	R 228	R 495	R 147	R 441	R 389	R 523	R 225	R 546	R 232	R 438
Care/medical facility	Bed	60 ℓ/d	0,8	48 ℓ/d	R 592	R 642	R 783	R 1 697	R 504	R 1 512	R 1 333	R 1 792	R 772	R 1 873	R 797	R 1 503
Institutional/Authority	100m ² GLA	400 ℓ/d	0,8	320 ℓ/d	R 3 949	R 4 281	R 5 217	R 11 314	R 3 357	R 10 083	R 8 884	R 11 947	R 5 147	R 12 489	R 5 311	R 10 023
Place of assembly	100m ² GLA	400 ℓ/d	0,8	320 ℓ/d	R 3 949	R 4 281	R 5 217	R 11 314	R 3 357	R 10 083	R 8 884	R 11 947	R 5 147	R 12 489	R 5 311	R 10 023

Note: 15% VAT to be added to tariff

Development Charges for Roads - Annexure E		Malm, Abb, Riv, Chats,	Darling	Moor, Koringb	R-Kasteel	R-Wes	Yzerf	Swartland average	
Land Use	Demand Unit	R/unit							
Residential									
Single Residential >1000m ²	Dwelling	R 23 829	R 16 975	R 16 787	R 18 421	R 17 795	R 14 103	R 17 985	
Single Residential >650m ²	Dwelling	R 22 480	R 16 014	R 15 837	R 17 378	R 16 787	R 13 305	R 16 967	
Single Residential >350m ²	Dwelling	R 20 232	R 14 412	R 14 253	R 15 640	R 15 108	R 11 973	R 15 270	
Single Residential <350m ²	Dwelling	R 20 232	R 14 412	R 14 253	R 15 640	R 15 108	R 11 973	R 15 270	
General Residential >650m ²	Dwelling	R 18 997	R 14 186	R 13 383	R 14 686	R 14 186	R 11 243	R 14 447	
General Residential >200m ²	Dwelling	R 17 928	R 13 387	R 12 630	R 13 860	R 13 387	R 10 611	R 13 634	
General Residential <200m ²	Dwelling	R 11 297	R 10 492	R 9 899	R 10 862	R 10 492	R 8 316	R 10 226	
General Residential: Flat	Unit	R 12 364	R 8 469	R 8 375	R 9 191	R 8 878	R 7 035	R 9 052	
Second/Additional Dwelling	Dwelling	R 12 364	R 8 469	R 8 375	R 9 191	R 8 878	R 7 035	R 9 052	
Accommodation Establishments									
Guest House	Room	R 5 982	R 4 680	R 4 694	R 5 972	R 4 478	R 2 165	R 4 662	
Boarding	Learner	R 2 860	R 2 037	R 2 014	R 2 210	R 2 135	R 1 692	R 1 921	
Business									
Retail	100m ² GLA	R 45 378	R 33 229	R 33 348	R 42 400	R 22 748	R 15 364	R 32 078	
Offices	100m ² GLA	R 30 728	R 19 294	R 19 294	R 19 652	R 14 769	R 8 933	R 18 778	
General Business	100m ² GLA	R 25 488	R 19 890	R 20 009	R 25 488	R 13 578	R 9 171	R 18 937	
Service Station	100m ² GLA	R 132 917	R 103 976	R 104 333	R 132 679	R 99 569	R 48 117	R 103 599	
Industrial									
General Industrial	100m ² GLA	R 4 288	R 3 335	R 3 335	R 4 288	R 3 216	R 1 548	R 3 335	
Light Industrial	100m ² GLA	R 15 960	R 10 005	R 10 005	R 12 744	R 9 528	R 4 645	R 10 481	
Community Facilities									
Education	Learner	R 2 545	R 1 813	R 1 793	R 1 967	R 1 900	R 1 506	R 1 921	
Care/medical facility	Bed	R 16 735	R 6 545	R 7 294	R 8 353	R 6 264	R 3 029	R 8 036	

Note: 15% VAT to be added to tariff



Verslag ♦ Ingxelo ♦ Report

Kantoor van die Munisipale Bestuurder
17 Maart 2026

7/1/1/1

WYK: NVT

ITEM 8.6 VAN DIE AGENDA VAN 'N RAADSVERGADERING WAT GEHOU SAL WORD OP 26 MAART 2026

ONDERWERP:	KONTRAKTE MET TOEKOMSTIGE BEGROTINGSIMPLIKASIES: SLUITING VAN OOREENKOMS WESKUS DISTRIKMUNISIPALITEIT / SWARTLAND MUNISIPALITEIT EN ANDER: LEWERING VAN WATER KONSESSIE FUNKSIE
SUBJECT:	CONTRACTS HAVING FUTURE BUDGETARY IMPLICATIONS: ENTERING INTO AN AGREEMENT WEST COAST DISTRICT MUNICIPALITY / SWARTLAND MUNICIPALITY AND OTHERS: RENDERING OF WATER CONCESSION FUNCTION

1. BACKGROUND

- 1.1 Council previously considered this matter at its meeting held on 31 July 2025, where a recommendation was adopted regarding the proposed Water Concession Service Delivery Agreement between the West Coast District Municipality (WCDM) and the participating local municipalities.
- 1.2 The purpose of the agreement is for the West Coast District Municipality to perform the bulk water concession function on behalf of the participating municipalities, relating to the operation and management of the Swartland Bulk Water Scheme and the West Coast Bulk Water Supply Scheme.
- 1.3 At the time, Council noted that the Section 33 process had been successfully concluded by Swartland and Berggrivier Municipalities, but that Saldanha Bay Municipality had not yet completed its Section 33 process; and – as a result – that the long-term agreement could not be concluded immediately.
- 1.4 Council therefore resolved that a bridging arrangement (6th Addendum to existing SDA) be concluded for the period 1 July 2025 to 30 June 2026; and that the long-term agreement be approved in principle, subject to Saldanha Bay Municipality completing its Section 33 process.
- 1.5 Subsequent to the above:
 - the Section 33 processes have progressed across the participating municipalities;
 - further engagements were held between the municipalities and the West Coast District Municipality; and
 - the Service Delivery Agreement has been updated (March 2026) to incorporate National Treasury inputs, improve financial governance and align the agreement with updated regulatory requirements.
- 1.6 The updated agreement now provides for the full implementation of the water concession from 1 July 2026, effectively replacing the bridging arrangement.
- 1.7 Council is therefore requested to consider and approve the updated Service Delivery Agreement, hereto appended as **ANNEXURE A**.

2. LEGISLATION

- 2.1 The agreement is governed by Section 33 of the Municipal Finance Management Act (MFMA), as it imposes financial obligations beyond a financial year.
- 2.2 The Section 33 process has been undertaken, including:
- public participation and publication of the proposed agreement;
 - solicitation of views from National and Provincial Treasury; and
 - consideration of comments received, particularly from National Treasury.
- 2.3 Council previously took cognisance of these processes and the incorporation of National Treasury comments into the agreement.

3. KEY UPDATES TO THE AGREEMENT

- 3.1 The updated Service Delivery Agreement introduces several important amendments:

3.1.1 Implementation Date

The concession will commence on 1 July 2026 (Clause 1.1.11 – “effective date”).

3.1.2 Water Concession Account

- A formal concession account is introduced (Clause 1.1.5).
- The District Municipality must provide annual financial reporting and reconciliation (Clause 5.4).
- Any surplus must be repaid to municipalities proportional to water purchases (Clause 5.5).
- Any deficit must be funded by municipalities on the same proportional basis (Clause 5.6).

3.1.3 Administrative Fee

The administrative fee is reduced and phased in (Clause 10.1), as follows:

- 6.25% for the 2025/26 financial year
- 6.5% for the 2026/27 financial year
- 6.5% for the 2027/28 financial year

This replaces the earlier fixed 10% approach and provides for a negotiated percentage from year 4 onwards.

3.1.4 Governance and Oversight

The Water Monitoring Committee remains the primary oversight structure (Clause 12), responsible for:

- monitoring performance (Clause 12.3.2);
- overseeing implementation of the agreement (Clause 12.3.3);
- considering budgets and performance indicators (Clause 12.3.6).

3.1.5 Regulatory Alignment

The agreement aligns with the Revised Compulsory National Water and Sanitation Services Standards (2025) (Clause 8.2.1).

3.1.6 Continuity of Service

- Provision is made for continuity of service if the District Municipality cannot perform (Clause 24.1).
- The District Municipality must provide access to assets and operational support during transition (Clause 24.2).
- Transitional arrangements may apply for up to 12 months (Clause 24.3).

3.1.7 Contract Duration

The agreement provides for a 9-year concession period (Clause 7.1).

4. FINANCIAL AND OTHER IMPLICATIONS

- 4.1 Sufficient provision was made in the approved 2025/26 to 2027/28 MTREF for the payment of the bulk water purchases from the WCDM in the form of water inventory consumed to the value R36m in year 1, excluding the accounting transactions and losses. The aforementioned expenditure grows by 3.1% in year 2 and around 3% in year 3.
- 4.2 The water concession service delivery agreement provides for local municipalities' oversight, by way of the water monitoring committee, which determines the bulk increases allowed to the WCDM. In this regard the financial implication beyond the MTREF, is envisaged to be limited to annual growth linked to consumer inflation. The aforementioned bulk tariff includes the administration fee, provided for in the said agreement.
- 4.3 The revised administrative fee structure reduces initial cost pressures.
- 4.4 The agreement continues to deliver economies of scale and operational efficiencies through the joint management of regional bulk water schemes.

4. RECOMMENDATION

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

AANBEVELING

- (a) Dat die Raad kennis neem dat die Artikel 33-proses onderneem is en dat die nodige konsultasie- en nakomingsvereistes nagekom is;
- (b) Dat die Raad kennis neem van die vorige besluit van 31 Julie 2025, insluitend die goedkeuring van 'n oorbruggingsreëling en beginselgoedkeuring van die langtermynoooreenkoms;
- (c) Dat die Raad kennis neem dat die bygewerkte Diensleweringsooreenkoms die kommentaar van die Nasionale Tesourie inkorporeer en die finansiële bestuur van die waterkonsessie versterk;
- (d) Dat die Raad bevestig dat die aangaan van die ooreenkoms 'n beduidende finansiële en operasionele voordeel sal verseker deur ekonomieë van skaal en die doeltreffende benutting van hulpbronne;
- (e) Dat goedkeuring verleen word vir die aangaan van die bygewerkte Waterkonsessie Diensleweringsooreenkoms met die Weskus Distriksmunisipaliteit, Bergrivier Munisipaliteit en Saldanha Bay Munisipaliteit vir implementering vanaf 1 Julie 2026;

- (f) Dat, indien enige nie-wesenlike of semantiese wysigings aan die ooreenkoms of enige addendums aangeblyng moet word, die Uitvoerende Burgemeesterskomitee gemagtig word om daarmee te handel;
- (g) Dat die Munisipale Bestuurder gemagtig word om die ooreenkoms namens die Swartland Munisipaliteit te onderteken.

(get) J J Scholtz

MUNICIPAL MANAGER

Mst/raadsitems, SM5/Maart 2026/SM WCDM Water concession function amended March 2026

SERVICE DELIVERY AGREEMENT

between

SALDANHA BAY MUNICIPALITY

and

SWARTLAND MUNICIPALITY

and

BERGRIVIER MUNICIPALITY

and

WEST COAST DISTRICT MUNICIPALITY

1. DEFINITION

1.1 In this agreement, unless the context clearly indicates a contrary intention, clause headings are for convenience and must not be used in its interpretation, a natural person includes an artificial person and vice versa, the singular includes the plural and *vice versa*, and the following expressions bear the meanings assigned to them below and cognate expressions bear corresponding meanings -

1.1.1 "administrative fee" means the fee referred to in paragraph 10 which the District Municipality may charge in respect of the operating and administrative costs it incurs pursuant to the provision of the services and which will be included in the tariff which it charges the local municipalities;

1.1.2 "agreement" means this agreement and includes the schedules to this agreement;

1.1.3 "Arbitration Act" means the Arbitration Act, Act 42 of 1965;

1.1.4 "Cape Bar Council" means the council which governs advocates in the jurisdictional area of the High Court for the Cape of Good Hope;

1.1.5 "Concession Account" means the accounting mechanism for the recording, disclosure and reporting of all expenditure and revenues in respect of the water services;

1.1.6 "Constitution" means the Constitution of the Republic of South Africa, of 1996;

1.1.7 "contract area" means the areas of jurisdiction of the local municipalities, as appears on the map annexed as schedule A;

- 1.1.8 "contract year" means a 12 (twelve) month period commencing on 1 July of any year and terminating on 30 June of the following year, with "first contract year" meaning the contract year commencing on the effective date, "second contract year" meaning the contract year commencing on 01 July 2027, and so forth;
- 1.1.9 "customer" means any person to whom bulk water services is supplied within the contract area (including, for clarity, any person to whom the District Municipality supplied bulk water services prior to the effective date);
- 1.1.10 "District Municipality" means the West Coast District Municipality;
- 1.1.11 "effective date" means **1 July 2026**, notwithstanding the date of signature;
- 1.1.12 "*force majeure* event" means the occurrence after the effective date of one of the following events, which has a material adverse effect on the liability of a part ("the affected party") to perform under this agreement:
- 1.1.12.1 war, civil war, armed conflict or terrorism;
 - 1.1.12.2 lightning, fire, earthquake, flood, storm, drought, cyclone, typhoon or tornado;
 - 1.1.12.3 nuclear, chemical or biological contamination;
 - 1.1.12.4 pressure waves caused by devices traveling at supersonic speeds;
 - 1.1.12.5 any action by a relevant authority (including the introduction or amendment of any regulatory provision which is not a law or regulation of general application), the principal effect of which is directly borne by the affected

party and which has a material and adverse effect on the legal capacity or ability of the affected party to perform any of its material obligations under this agreement (excluding an increase in taxes of general application which does not discriminate against the affected party);

1.1.12.6 any action or omission by an organ of state which, if such action or omission had been at the instance of the other party (that is to say not the affected party), would have constituted a material breach of this agreement;

1.1.12.7 a failure by any statutory undertaker, utility company, local authority or other like body, excluding the parties to this agreement to carry out works or provide services;

1.1.12.8 an unreasonable and unnecessary delay by a relevant authority in providing any consents;

1.1.12.9 any lawful or unlawful strike, lockout, go-slow, or other dispute generally affecting the water industry or a significant sector of it;

save where such an event occurs directly or indirectly as a result of any willful action or default of the affected party;

1.1.13 "Government Notice" means Government Gazette No 25076 dated 13 June 2003 (Notice number 825);

1.1.14 "local municipalities" means:

1.1.14.1 Swartland Municipality;

1.1.14.2 Bergrivier Municipality; and

1.1.14.3 Saldanha Bay Municipality;

all of which are Category B municipalities established in terms of the Structures Act;

1.1.15 "MFMA" means the Local Government: Municipal Finance Management Act, Act 56 of 2003;

1.1.16 "Monitoring Committee" means the committee contemplated in clause 12;

1.1.17 "organized labour" means the trade union which enjoys the membership of the majority of employees employed by the parties;

1.1.18 "parties" means the parties to this agreement;

1.1.19 "regulatory provisions" means collectively all laws, regulations and the like, as amended from time to time, which affect or apply to the services including, without limiting the generality of the foregoing, the reporting obligations in terms of the MFMA;

1.1.20 "services" means the services set out in Schedule B;

1.1.21 "Structures Act" means the Local Government: Municipal Structures Act, Act 117 of 1998;

1.1.22 "Systems Act" means the Local Government: Municipal Systems Act, Act 32 of 2000;

1.1.23 "tariff" means the tariff charged by the District Municipality in respect of the services which it delivers to the local municipalities;

1.1.24 "tariff policy" means the policy of the respective local municipalities which it adopts in terms of section 74 of the Systems Act.

- 1.2 When any number of days is prescribed in this agreement, they must be reckoned exclusively of the first and inclusively of the last day unless the last day falls on a Saturday, Sunday or public holiday, in which case the last day will be the next succeeding day which is not a Saturday, Sunday or public holiday.
- 1.3 Where figures are referred to in numerals and in words, if there is any conflict between the two, the words will prevail.
- 1.4 Expressions defined in this agreement bear the same meanings in schedules or annexures to this agreement which do not themselves contain their own definitions.
- 1.5 This agreement will be binding on and enforced by the estates, executors, administrators, trustees, assignees, liquidators and successors in law of the parties as fully and effectually as if they have signed this agreement in the first instance and reference to any party will include such party's estate, executors, administrators, trustees, assignees, liquidators and successors in law, as the case may be.
- 1.6 Any reference to an enactment is to that enactment as the date of signature of this agreement and as amended or re-enacted from time to time.

2. RECORDAL

- 2.1 The Constitution allocates water and sanitation services limited to the potable water supply systems and domestic wastewater and sewage disposal systems as a functional area of local government competence. The Structures Act allocates this function to the district municipalities in terms of section 84(1)(b) and 84(1)(d). Acting in terms of Section 84(3) of the Structures Act, the Minister of Provincial and Local Government has published the Government Notice in terms of which he authorized the local municipalities to perform the functions and exercise the powers mentioned in sections 84(1)(b) and 84(1)(d) of the Structures Act.

- 2.2 Accordingly, the local municipalities may exercise the rights and are bound by the obligations applicable in respect of local government powers and functions and municipal services under the Constitution, the MFMA, the Systems Act and the Structures Act in respect of the powers and functions mentioned in sections 84(1)(b) and 84(1)(d) of the Structures Act.
- 2.3 The local municipalities have followed the procedures set out in Chapter 8 of the Systems Act and have decided to appoint the District Municipality as the service provider in respect of the services. The local municipalities have also completed the community consultation and information dissemination process required in terms of section 80(2) of the Systems Act. Further, the parties have completed the procedures and complied with the requirements of section 33 of the MFMA and the District Municipality has completed the feasibility study as required by section 80(3) of the Systems Act.
- 2.4 Accordingly, the local municipalities have agreed to appoint the District Municipality as the service provider in respect of the services and the District Municipality has agreed to accept such appointment.
- 2.5 The parties have reached agreement on the terms and conditions of the appointment and wish to record those terms and condition in writing, as they hereby do.

3. WARRANTIES

- 3.1 As this agreement imposes financial obligations that extend beyond three years in respect of all the parties, each party warrants that, as at the date of signature, it has complied with the provisions of section 33 of the MFMA, read together with section 21A of the Systems Act.
- 3.2 District Municipality further warrants that, as at the date of signature, it has completed a feasibility study as required in terms of section 80(3) of the Systems Act.

4. APPOINTMENT

- 4.1 The local municipalities hereby appoint the District Municipality, which hereby accepts such appointment, to provide the services to the local municipalities on the terms contained in this agreement.
- 4.2 Although the District Municipality will provide the services "on behalf of" the local municipalities, the latter remain the service authorities in respect of the services for their respective jurisdictional areas.

5. FEES AND TARIFFS

- 5.1 In exchange for the services to be provided by the District Municipality, the local municipalities will pay to the District Municipality –
- 5.2 a tariff as determined from time to time by the local municipalities after having consulted with the District Municipality as contemplated in paragraphs 8.3, 9.3 and 10 below.
- 5.3 The water tariff will be annually determined by the District Municipality in conjunction with the local municipalities as part of the normal budget processes and must be approved by the Monitoring Committee.
- 5.4 Annually, at the end of July, the District Municipality shall provide the local municipalities with the financial information for the year that ended on 30 June, including a calculation of the surplus or deficit in the Water concession account for that year.
- 5.5 If a surplus was recorded, the District Municipality must repay within a reasonable time the surplus to each local municipality – the repayment is to be calculated in relation to the water purchases per local municipality expressed as a percentage of the total water purchases of the local municipalities.

5.6 Likewise, if a deficit is recorded, each local municipality must pay to the District Municipality the shortfall in the Water concession account – the calculation is determined on the percentage water purchases in relation to the total water purchases by all local municipalities multiplied by the total deficit recorded.

6. EXCLUSIVITY

6.1 The local municipalities may neither themselves provide nor appoint another third party service provider to provide any new service which is similar to the services while this agreement is in force unless -

6.1.1 the provision of such services extracts water from a source other than the Misverstand or Voëlvlei dams; and

6.1.2 the relevant municipality has obtained the prior concurrence, which concurrence shall not be unreasonably withheld, of the District Municipality and the remainder of the local municipalities at the Monitoring Committee.

6.2 This agreement does not preclude the District Municipality from providing the same services or similar services to other municipalities provided that the District Municipality:

6.2.1 before concluding an agreement in terms of which it provides the services for any other local or district municipality, obtains the prior written consent from the local municipalities, which consent will not be unreasonably withheld;

6.2.2 provides the service in a manner which does not negatively impact on the provisions of this agreement and/or prevent or detract from the District Municipality's ability to fulfill its obligations in terms of this agreement;

6.2.3 shall not utilize the water services staff component for any such other service in relation to, should clause 6.2 become applicable without prior consent as per 6.2.1;

6.2.4 shall not enter into any agreement whereby it provides bulk water services by extracting water from the Misverstand and Voelvie dams;

6.2.5 complies with all legislative requirements prior to entering such agreement.

6.3 It is recorded that the District Municipality currently provides water services to the town of Gouda which falls within the Drakenstein Municipality. The District Municipality may continue with such arrangement provided that it does not negatively impact upon the fulfillment of its obligations in terms of this agreement or upon the tariff it charges the local municipalities.

7. DURATION

7.1 This agreement commences on the effective date and will terminate at the end of 9 (nine) years, or earlier if it is terminated by one of the parties on the grounds of breach in accordance with the provisions of clause 21 or clause 22;

7.2 The parties may extend the agreement beyond its original term, provided that the terms and conditions of such renewal shall be mutually agreed upon and recorded by the parties no less than twelve (12) months prior to the date of termination of this agreement, and provided that all regulatory provisions are complied with.

8. THE DISTRICT MUNICIPALITY'S OBLIGATIONS

8.1 General obligations relating to the services

The District Municipality must, in carrying out its obligations under this

agreement –

- 8.1.1 comply with the regulatory provisions;
- 8.1.2 comply with national policy in respect of bulk water supply;
- 8.1.3 not do anything to prejudice the local municipalities' compliance with their constitutional and statutory obligations in respect of the services;
- 8.1.4 develop a multi-year service delivery and budget implementation plan, having regard to the local municipalities integrated development plans, the annual revision thereof, and in accordance with the priorities approved by the Monitoring Committee;
- 8.1.5 consider recommendations from the local municipalities on the District Municipality's service delivery plan, high level budget, key objectives, performance indicators and targets;
- 8.1.6 manage its capital infrastructure to comply with growth requirements where applicable;
- 8.1.7 carry out operational planning and management in respect of the services and must report thereon to the Monitoring Committee on an annual basis;
- 8.1.8 annually present its proposed budget, appropriations budget and present any proposed amendment of an approved budget in respect of the services to the Monitoring Committee for discussion and approval by the members of the Monitoring Committee;
- 8.1.9 promptly communicate with the local municipalities in the event of any interruption in the provision of services and provide adequate written notice of any anticipated interruption of the services;

8.1.10 invoice, on a monthly basis, each of the members of the local municipalities separately for only its own usage of the services;

8.1.11 comply with all relevant industry norms and standards;

8.1.12 ensure compliance with the Asset Management Policy requirements of the local municipalities in respect of capital having due regard of the municipal benchmark to determine whether a cost relates to the replacement of a significant component which would extend or renew the useful life of the network assets in contrast to whether the replacement is operational in nature. If the replacement part surmounts to the replacement of a capital component, the expenditure must be included in the capital budget, whereas in contrast, minor replacement expenditure will be regarded as operational maintenance.;

8.2 Quality of supply and service

8.2.1 The parties record that the obligations on the District Municipality –

8.2.1.1 to deliver the services to particular standards of supply and service; and

8.2.1.2 to report on the extent of its compliance with those standards,

are comprehensively regulated by the Revised Compulsory National Water and Sanitation Services Standards (GN 6292 in GG 52814, 6 June 2025), as amended from time to time.

8.2.2 Accordingly, the District Municipality must –

8.2.2.1 without derogating from the provisions of clause 8.1, comply with the standards of supply and service, including reporting obligations relating to those standards; and

8.2.2.2 provide the local municipalities with a report in relation to those standards on a quarterly basis, or at such other intervals as may be agreed by the parties in writing.

8.3 Annual tariff adjustments

8.3.1 The District Municipality must consult with the local municipalities at the Monitoring Committee in order to reach consensus on the annual adjustments to the tariff. In the event that no consensus is reached on the new tariff, the last agreed upon tariff shall be of force.

8.3.2 The tariff shall be set and adjusted after taking into account the tariff policy of the respective local municipalities and the costs related to the provision of the service by the District Municipality.

8.3.3 The District Municipality is authorized to collect tariffs from end- users to which it supplies water services directly. The money collected may be retained by the District Municipality and it need not pay such amount over to the relevant local municipalities. For the avoidance of doubt, the money which is retained by the District Municipality must be accrued to the District Municipality's concession account in respect of the services.

8.3.4 The parties shall seek to achieve parity in all charges to the various user categories in that the same tariff will be charged to the same user categories across the jurisdictional areas of the local municipalities, irrespective of which of the parties supply such users. The achievement of such parity may be effected by the phasing in of the increases or decreases of the tariff, as the case may be, over a period of time.

8.4 Other developments

8.4.1 It is recorded that the District Municipality may be required by the local municipalities to outlay capital expenditure for the provision or upgrading

of the services and/or infra-structural installation in respect of new developments, provided that reasonable notice is given by the local municipalities of the intended new development. Such developments may include –

- 8.4.1.1 the establishment of any township;
- 8.4.1.2 the amendment of any town planning scheme;
- 8.4.1.3 the provision of water services directly to end-users who fall outside of the local municipalities' reticulation system; and
- 8.4.1.4 any property development which may affect the services to be rendered by the District Municipality.

8.5 Reporting

Without derogating from the provisions of clause 8.1.1, the District Municipality must:

- 8.5.1 comply with the reporting requirements contained in the regulatory provisions.
- 8.5.2 supply the local municipalities with information reasonably required by the local municipalities in order to meet their social development obligations (for example information on spending by consumers or the services within particular areas, general spending and consumption patterns, water services plan, integrated development plan reports, information detailed in paragraph 13.2 below and so forth.)
- 8.5.3 report on the proposed budgets and provide financial reports timeously (i.e. a period which may be fixed by the Monitoring Committee) so that the local municipalities are able to timeously meet their deadlines that

are fixed in terms of the MFMA in respect of the passing of their respective budgets.

8.6 Assets and Liabilities

8.6.1 It is recorded that the transference of the various movable and immovable assets, including the infrastructure such as pipelines and pumps, which are required for the delivery of the services are regulated by the Government Notice. These assets are listed in Schedule C. The Government Notice transfers the assets and liabilities to the local municipalities in Items 3(2) and 3(3) thereof read with the section 12 Notices which established the local municipalities.

8.6.2 Upon the expiry or termination of this agreement, whichever event occurs first, the assets will temporarily vest in the District Municipality until the parties, via the Monitoring Committee, either transfer the assets to the new service provider or an entity established by the relevant municipalities, provided that all regulatory and legislative provisions are complied with.

8.6.3 The relevant local municipalities shall upgrade the assets and the infrastructure (including, but not limited to, buildings, roads, reservoirs, dams, movable and immovable equipment, pipelines vehicles, pumps etc.) as and when required, or earlier if the parties agree that it is desirable, in order to ensure an efficient, uninterrupted and high-quality delivery of the services, provided that any upgrading must be preceded by reasonable written notice to the district municipalities of the intended activities which will have an effect on service delivery.

8.6.4 The district municipalities shall maintain the assets and the infrastructure (including, but not limited to, buildings, roads, reservoirs, dams, movable and immovable equipment, pipelines vehicles, pumps etc., insofar as its requested by the Local Municipalities). The costs in respect of such maintenance shall be derived from the tariff charged by the District

Municipality.

- 8.6.5 The District Municipality shall, at all times, procure and maintain comprehensive insurance coverage in respect of all assets listed in Schedule C. The insurance cover shall:
- 8.6.5.1 include protection against loss, theft, damage, destruction, natural disasters, vandalism, and other relevant risks, including third-party liability;
 - 8.6.5.2 reflect the full replacement value or reinstatement cost of the insured assets, as determined by independent valuation conducted at intervals not exceeding two (2) years, or more frequently if reasonably requested by the Monitoring Committee;
 - 8.6.5.3 name each of the local municipalities as co-insured or additional insured entities under the insurance policy, to ensure protection of their interest;
 - 8.6.5.4 be provided through reputable insurance providers, duly registered and licensed in South Africa, with appropriate ratings confirming financial stability and reliability.
 - 8.6.5.5 The District Municipality shall provide proof of such insurance cover to the Monitoring Committee annually, confirming compliance with the requirements as contemplated in paragraph 8.6.4.
 - 8.6.5.6 The District Municipality may not alienate, dispose of, or encumber the insured assets in any manner without the prior written consent of the other parties, which it shall seek to gain via the Monitoring Committee.

8.7 Employees

- 8.7.1 The District Municipality shall at all times ensure that it is appropriately staffed in order to ensure that it fulfills its obligations in terms of this agreement.

8.7.2 The District Municipality may not amend its water micro-organisational structure without prior consultation with the local municipalities, via the forum of the Monitoring Committee.

8.7.3 It is recorded that the employees of the District Municipality who form part of the micro-organisational structure in respect of the services, have been transferred by the Government Notice to the local municipalities. However, the contractual relationships have continued between such employees and the District Municipality, and hence it is recorded that such employees are currently in the employ of the District Municipality. For the duration of this agreement, they shall remain so employed. Upon the termination of this agreement such employees shall be transferred to the relevant service provider as contemplated in paragraph 8.6.2 above.

9. THE LOCAL MUNICIPALITIES' OBLIGATIONS

9.1 The local municipalities must, in carrying out their obligations under this agreement, comply with the regulatory provisions and not do anything, nor require the District Municipality to do anything, which will prejudice the District Municipality's ability to comply with –

9.1.1 the regulatory provisions;

9.1.2 national policy in respect of the water supply; and

9.1.3 all relevant industry norms and standards.

9.2 The local municipalities must, as soon as is reasonably possible after the effective date, consider –

9.2.1 the need to repeal any existing by-law, or provision of any existing by-law, regulating the services; and

9.2.2 the need to adopt a standard draft by-law.

9.3 The local municipalities shall pay to the District Municipality the tariff thereon charged on a monthly basis, within 30 (thirty) days of the date upon which the District Municipality issues the invoice in respect of such tariff. Should the local municipalities fail to make timeous payment, the District Municipality may charge interest on such outstanding payments at one percent above the prime lending rate. The members of the local municipalities will be liable to pay only for their own usage of the services, and the local municipalities shall not be jointly and severally liable for each other's tariff charged.

9.3.1 In the event of a dispute regarding an invoice issued by the District Municipality, the following provisions shall apply:

9.3.1.1 The party disputing the invoice shall notify the District Municipality in writing within fifteen (15) calendar days of receipt of the invoice, clearly setting out the reasons for the dispute, specifying the contested amounts, and providing all supporting documentation.

9.3.1.2 upon receipt of a dispute notification, the parties shall promptly enter into good faith negotiations to resolve the dispute within thirty (30) calendar days of notification.

9.3.1.3 If the dispute remains unresolved after thirty (30) calendar days, the matter shall be escalated to the Monitoring Committee for further review and mediation in accordance with the dispute resolution procedures outlined in paragraph 20;

9.3.1.4 During the dispute period, the local municipality shall pay the undisputed portion of the invoice within the standard

payment terms. The disputed amount shall remain outstanding pending resolution but shall not accrue interest unless the dispute is determined in favour of the District Municipality, in which case interest may be charged retroactively from the original due date at one percent above the prime lending rate.

9.3.1.5 Once resolved, any amount determined to be payable shall be paid within fifteen (15) calendar days of the final determination of the dispute.

9.4 The relevant local municipalities shall give three (3) months written notice to the District Municipality of any expected activity within the jurisdictional area of that member that would require the District Municipality to perform any act such as maintenance.

9.5 The relevant local municipalities shall upgrade the assets and the infrastructure (including, but not limited to, buildings, roads, reservoirs, dams, movable and immovable equipment, pipelines vehicles, pumps etc) as and when required, or earlier if the parties agree that it is desirable, in order to ensure an efficient, uninterrupted and high-quality delivery of the services, provided that any upgrade must be preceded by reasonable written notice to the local municipalities of the intended activities which will have an effect on service delivery.

9.6 At all times, the Local Municipalities shall, at all times, procure and maintain comprehensive insurance coverage in respect of all assets listed in Schedule C. The insurance cover shall:

9.6.1 include protection against loss, theft, damage, destruction, natural disasters, vandalism, and other relevant risks, including third-party liability;

9.6.2 reflect the full replacement value or reinstatement cost of the insured assets, as determined by independent valuation conducted at intervals not exceeding two (2) years, or more

- frequently if reasonably requested by the Monitoring Committee;
- 9.6.3 name each of the local municipalities as co-insured or additional insured entities under the insurance policy, to ensure protection of their interest;
- 9.6.4 be provided through reputable insurance providers, duly registered and licensed in South Africa, with appropriate ratings confirming financial stability and reliability.

10. ADMINISTRATIVE FEE

- 10.1 The local municipalities agree that, for the duration of this agreement, the total annual administrative fee which the District Municipality is entitled to charge in respect of the provision of the services will be an amount equivalent to 6,25% (2025/2026), 6.5% (2026/2027), 6.5% (2027/2028) for the ensuing and thereafter, year 4 onwards the total administrative fee which the District Municipality is entitled to charge in respect of the provision of the services will be an amount negotiated as a percentage of the operational costs which the District Municipality incurs in providing the services and such fee shall be included in the tariff charged of the operational costs which the District Municipality incurs in providing the services and such fee shall be included in the tariff charged.

11. FREE BASIC SUPPLY OF WATER

- 11.1 The free basic supply of water will exclusively apply in respect of the supply of water for home use only. The free basic supply of water shall not extend to industrial users, commercial users and municipalities.

12. MONITORING COMMITTEE

- 12.1 It is recorded that the parties have previously entered into a service delivery agreement in respect of the services. The previous service delivery agreement was necessitated by the authorization in the

Government Notice. In terms of the previous service delivery agreement a Monitoring Committee was established consisting of the Executive Mayors and Municipal Managers of each of the parties.

12.2 The parties hereby dissolve the previous Monitoring Committee and establish a new Monitoring Committee which consists of the Executive Mayor and Municipal Manager of each of the parties. In the event of any Executive Mayor or Municipal Manager not being able to attend a meeting of the Monitoring Committee, a delegate of the relevant party may be sent to the meeting. The Directors Infrastructure/Technical Services and the Chief Financial Officers will serve as technical support to the Water Monitoring Committee.

12.3 The powers and functions of the Monitoring Committee are:-

12.3.1 to co-ordinate integrated development planning in respect of the services;

12.3.2 to monitor the performance of the District Municipality in respect of service levels;

12.3.3 to monitor the implementation of this agreement;

12.3.4 to provide a forum for the local municipalities to interact with the District Municipality;

12.3.5 to accept delivery, on behalf of the local municipalities, of reports which the District Municipality is required to produce in terms of this agreement;

12.3.6 to consider and make reasonable binding recommendations to the District Municipality on the District Municipality's high level budget and key performance indicators and targets;

- 12.3.7 in consultation with the District Municipality, to handle, manage and make recommendations to the parties in respect of any matter related to the services which is not dealt with by this agreement;
- 12.3.8 to ensure that the expenses incurred by the District Municipality in respect of the services do not exceed the amount allocated therefore in the District Municipality's annual budget;
- 12.3.9 to formulate a written document that records the rules and procedures, which will be binding on itself, regulating the manner in which it carries out its powers and functions;

and no provision of this agreement must be interpreted to mean that any of the parties is delegating, or in any other manner assigning, its constitutional and legislative obligations, powers and functions to the Monitoring Committee.

13. MONITORING

- 13.1 It is recorded that the local municipalities have rights and duties in respect of the monitoring of the District Municipality's delivery of the services.
- 13.2 The local municipalities will accordingly undertake independent monitoring of the District Municipality's performance under this agreement. To this end, the District Municipality shall, in order to allow the local municipalities to meet their obligations in terms of section 81(1)(b) of the Systems Act, -
 - 13.2.1 maintain a full and accurate set of records as may be agreed between the parties from time to time, but which shall contain at least the following information:

13.2.1.1 the activities of the administrative unit responsible for the services;

13.2.1.2 monthly business expenses incurred in respect of the services and a comparison of such expenses with the budget for the year in which such expenses took place;

13.2.1.3 any changes in staff complement or staff gradings.

13.2.2 through the mechanisms provided by the Monitoring Committee and upon reasonable notice from any of the local municipalities, permit such local municipality and its duly authorized representatives to inspect and make copies of its books, reports, records, contracts, data, procedures, event logs, transaction logs, correspondence, documents and the like relating to the provision of the services.

13.3 The district municipality shall keep the above records and information in an appropriate format so that it reflects the above information in respect of the local municipalities separately where practically possible and so that it reflects the information in a consolidate form.

14. GOOD FAITH AND CO-OPERATION

The parties undertake -

14.1 to consult with each other from time to time in regard to any assistance or advice which any party may require in connection with fulfilling its obligations under this agreement;

14.2 promptly to provide each other with any information and documentation required in connection with their obligations under this agreement or in

terms of any laws;

14.3 generally to exercise good faith and to co-operate in their dealing with each other; and

14.4 the parties will endeavor to reach consensus.

15. AGREEMENT REVIEW

15.1 The parties will annually meet and review the performance by the District Municipality of its obligations under this agreement having regard to, *inter alia*, the key performance indicators which the parties must establish on an annual basis.

15.2 The parties shall ensure that the MFMA is complied with in as far as the periodic review of an agreement for longer than three years is required.

16. CONFIDENTIALITY

16.1 It is recorded that each party may have access to confidential information and trade secrets of the other in relation to the matters regulated under this agreement. The parties hereby unconditionally undertake in favour of each other that each of them will not at any time divulge or disclose to any person or permit to be divulged or disclosed to any person, or make use in any way whatsoever (other than directly in connection with the fulfilment of the respective contractual rights and obligations set out in this agreement or as may be required by law) of any confidential information or trade secrets relating to the affairs, business or method of carrying on business of either of the parties, without the consent of the party concerned. A breach of the confidentiality undertaking will in all circumstances be regarded as material. Should the condition precedent not be fulfilled, each of the parties undertakes forthwith to return to the other party any document, whether in printed or electronic form or otherwise, provided to such party for the purposes of this agreement, it

being the intention that such information will remain the exclusive property of the disclosing party.

17. CHANGES TO REGULATORY PROVISIONS

17.1 In the event that any of the regulatory provisions are amended in such a way that the amended provisions are inconsistent with the terms of this agreement, then the relevant terms of this agreement will be deemed, in so far as possible, to be amended accordingly.

18. CONTRACT REPRESENTATION

18.1 The parties will each appoint a representative for the purposes of this agreement. The parties' representatives will be responsible for communicating requests, decisions and instructions arising out of this agreement or out of the provision of the services between the parties.

18.2 The identity of the parties' representatives will be agreed in writing at the time of signature of this agreement. Any change which either party wishes to make with regard to its representative must be communicated in writing to the other party.

19. FORCE MAJEURE EVENTS

19.1 Subject to the remaining provisions of this clause 19, neither party will be responsible to the other for its failure to perform or for any delay in performing any obligation under this agreement to the extent that such failure or delay is caused by a force *majeure* event.

19.2 Immediately on the occurrence of a force *majeure* event, the affected party will give notice thereof to the other party.

19.3 If the *force majeure* event is of such a nature that it will result in

impossibility of performance of an obligation material to this agreement and such impossibility is likely to endure for a period of at least 12 (twelve) months, then the unaffected party will be entitled to terminate this agreement on notice to the affected party, but will not be entitled to recover any damages which it suffers as a result of such termination.

19.4 If the *force majeure* event is of such a nature that it will not result in impossibility of performance of an obligation material to this agreement, but will delay the performance thereof, the affected party will be entitled to such extension of time for the performance of the obligation as is reasonable in the circumstances, taking into account the interests of both parties; provided that if such *force majeure* event persists for a period longer than 12 (twelve) months, then the unaffected party will be entitled to terminate this agreement on notice to the affected party, but will not be entitled to recover any damages which it suffers as a result of such termination.

20. DISPUTE RESOLUTION PROCEDURE

20.1 All disputes arising in relation to this agreement will be resolved in accordance with this clause 20. A party will be entitled to declare a dispute by written notice to the other party.

20.2 Mediation

20.2.1 All disputes will in the first instance be referred for consideration and resolution to mediation, and in appropriate circumstances, it shall be referred to urgent mediation in which case the parties shall expend their best endeavours in order to have the dispute mediated urgently.

20.2.2 If the parties cannot agree on the mediator, then the mediator will be selected by the president of the Cape Bar Council.

20.2.3 The costs of mediation will be borne by the disputing equally.

20.3 Arbitration

20.3.1 If the mediator fails to resolve the dispute within 7 (seven) business days of his or her appointment, then either party may refer the dispute to arbitration.

20.3.2 The arbitration will be conducted in accordance with the provisions of the Arbitration Act, provided that -

20.3.2.1 a single arbitrator will be appointed by agreement between the parties and will be a practicing advocate or attorney of not less than 10 (ten) years standing;

20.3.2.2 if the parties cannot agree on the arbitrator within 7 (seven) business days of the dispute having been referred to arbitration, then the arbitrator will be appointed by the president for the time being of the Cape Bar Council;

20.3.2.3 the arbitration proceedings will take place in Cape Town at a venue and time to be determined by the arbitrator;

20.3.2.4 the arbitration proceedings will be held informally and in a summary manner with a view to it being completed as soon as possible;

20.3.2.5 the decision of the arbitrator will be final and binding;

20.3.2.6 the cost of the arbitration proceedings will be borne by the parties as decided by the arbitrator.

20.4 This clause 20 does not preclude either party from –

20.4.1 obtaining interim relief on an urgent basis from a court of competence jurisdiction pending the decision of the arbitrator;
or

20.4.2 having the decision of the arbitrator made an order of court.

21. BREACH BY THE DISTRICT MUNICIPALITY

21.1 The following events will, save for in the circumstances contemplated in clause 19, each constitute an event of breach by the District Municipality:

21.1.1 a material breach of any of its obligations under this agreement;

21.1.2 the District Municipality ceasing to carry on the service,

21.2 Any of the local municipalities may, on the occurrence of any event of breach by the District Municipality or within a reasonable time after the local municipality becomes aware of the breach and while the breach subsists -

21.2.1 in the case of an event of breach referred to in clauses 21.1.2, terminate this agreement in its entirety by notice in writing;

21.2.2 in the case of an event of breach referred to in clause 21.1.1, serve a notice of breach on the District Municipality at its option either to remedy the breach within 3 (three) months of receipt of the notice; or to put forward within 30 (thirty) days of receipt of the notice of breach a reasonable programme for

remedying the breach, which will specify in reasonable detail the manner in which and the latest date by which the breach will be remedied; provided that the District Municipality will be obliged, within 15 (fifteen) days of receipt of the notice of breach, to notify the local municipalities that it intends putting forward a programme in terms of this clause.

21.3 In the event that the District Municipality puts forward the programme in accordance with clause 21.2.2, the local municipalities will have 15 (fifteen) days from receipt thereof within which to notify the District Municipality that it does not accept the programme, failing which the local municipalities will be deemed to have accepted the programme. If the local municipalities notify the District Municipality that they do not accept the programme as being reasonable, the parties will endeavour within the following 5 (five) days to agree to any necessary amendments to the programme. Should the parties be unable to reach agreement on the programme:

21.3.1 any of the affected members of the local municipality may refer the dispute for resolution in accordance with the provisions of clause 20, or

21.3.2 any of the affected members of the local municipalities may terminate the agreement upon 10 (ten) days written notice to each of the other parties, provided that such termination shall not affect the validity of the agreement between the District Municipality and the remaining local municipalities that choose not to terminate the agreement; or

21.3.3 where appropriate, the relevant member of the local municipalities may take remedial steps as it considers necessary and then account to the District Municipality for the reasonable costs involved in taking such steps, and

in the event of any of the above without affecting its claim to damages.

22. BREACH BY ANY OF THE LOCAL MUNICIPALITIES

22.1 An event of breach by any of the local municipalities will occur if such local municipality commits a material breach of any of its obligations under this agreement.

22.2 The District Municipality may, upon occurrence of any event of breach by any local municipality, or within a reasonable time thereafter – which, for clarity, shall be a period not exceeding thirty (30) calendar days from the date the District Municipality becomes aware or reasonably should have become aware of the breach – serve a written notice on the local municipality detailing the breach.

22.3 If the local municipalities have not remedied the breach within 3 (three) months of receipt of the notice, the District Municipality may -

22.3.1 serve a further notice on the local municipalities terminating this agreement;

22.3.2 where appropriate, take remedial steps as it considers necessary and then account to the local municipalities for the reasonable costs involved in taking such steps,

22.3.3 in either event without affecting its claim to damages.

23. EFFECT OF TERMINATION

23.1 The parties will continue to perform their obligations under this agreement notwithstanding the giving of any notice of breach or notice of termination until the termination of the agreement becomes effective.

23.2 For the purpose of ensuring a smooth and uninterrupted transfer of

responsibilities to a successor service provider, the District Municipality shall co-operate fully with the local municipalities for a reasonable period prior to and following termination of this agreement. Such reasonable period shall not be less than twelve (12) months prior to termination, and shall extend for a further period of twelve (12) months post-termination, unless mutually agreed otherwise in writing by the parties through the Monitoring Committee.

23.3 On termination of this agreement for any reason, the District Municipality will, if any of the local municipalities so requires, continue to provide the services in respect of such local municipality and will do so -

23.3.1 at the risk and for the benefit of such local municipality;

23.3.2 until such local municipality has come to satisfactory arrangements for the continued provision of the services; provided that the District Municipality will be entitled to terminate its provision of the services on notice to such local municipality once 12 (twelve) months have elapsed since termination of this agreement;

23.3.3 in consideration for a fee to be agreed between the District Municipality and such local municipality at the time.

23.4 Upon termination, the parties shall comply with the provisions of 8.6.5.

23.5 The provisions of paragraphs 16 ("Confidentiality") and 23 ("Effect of termination") will survive the termination of this agreement.

24. CONTINUITY OF SERVICE

24.1 Without prejudice to their other rights under this agreement, should the District Municipality become unable to continue performing its functions under this agreement for any reason (including circumstances

contemplated in paragraph 19), the affected local municipality or municipalities may, following consultation with the Monitoring Committee, either directly provide the services themselves or appoint an alternative third-party service provider to ensure continuity of the services.

24.2 To facilitate continuity, the District Municipality shall, upon request, provide all reasonable cooperation, including granting the affected local municipality or its appointed third-party service provider temporary access to and usage of all necessary assets, infrastructure, operational rights, data, and other resources associated with the provision of the services, until permanent arrangements are in place.

24.3 The granting of temporary usage or access rights described in paragraph 24.2 shall not constitute a permanent cession, delegation, or assignment of the District Municipality's rights, duties, or obligations under this agreement. Such temporary rights shall only remain effective for the period required to transition services to the alternative service provider, which shall not exceed twelve (12) months of the date of commencement of such temporary arrangements, unless otherwise agreed in writing by all parties through the Monitoring Committee.

25. CESSION, DELEGATION AND ASSIGNMENT

25.1 Except as expressly permitted under paragraph 24, no party may cede, delegate, assign, or otherwise transfer its rights, duties or obligations, or any interest under this agreement to any third party without the prior written consent of all other parties obtained through the Monitoring Committee. Any attempted transfer, cession, delegation, or assignment in violation of this clause shall be null and void.

26. DOMICILIA AND NOTICES

26.1 Each party chooses as *domicilium citandi et executandi* ("domicilium")

for the purposes of giving any notice, the payment of any sum, the service of any process and for any other purpose arising from this agreement the following addresses:-

26.1.1 [the local municipalities]: **Bergrivier Municipality, 13 Church Street, Piketberg, 7320**

Swartland Municipality, 1 Church Street, Malmesbury, 7299

Saldanha Bay Municipality, 12 Main Road, Vredenburg, 7380

26.1.2 the District Municipality: **West Coast District Municipality, 58 Long Street, Moorreesburg, 7310**

26.2 The parties will be entitled from time to time by written notice to vary their *domicilium* to any other address within South Africa which is not a post office box or *poste restante*.

26.3 Any notice required or permitted to be given in terms of this agreement will be valid and effective only if in writing.

26.4 Any notice given by one party to the other (lithe addressee") which -

26.4.1 is delivered by hand during the normal business hours of the addressee at the addressee's *domicilium* for the time being will be presumed, until the contrary is proved, to have been received by the addressee at the time of delivery;

26.4.2 is posted by prepaid registered post from an address within the Republic of South Africa to the addressee at the addressee's *domicilium* for the time being, will be presumed,

until the contrary is proved, to have been received by the addressee on the 10th (tenth) day after the date of posting.

26.5 Notwithstanding anything to the *contrary* herein contained, a written *notice* or *communication actually* received by one party from the other, including by way of facsimile transmission, will be an adequate written *notice* or communication to it notwithstanding that it was not sent to or delivered at the other party's *domicilium*.

27. GENERAL

27.1 This *document* constitutes the sole record of the agreement between the parties in relation to the service delivery agreement.

27.2 Neither party will be bound by any express or implied term, representation, warranty, promise or the like not *recorded* in this agreement.

27.3 No addition to, amendment of or agreed *cancellation* of this agreement will be of any *force* and *effect* unless in writing and signed by or on behalf of the parties and in compliance with any applicable law.

27.4 No extension of time or indulgence which either party ("the grantor") grants to the other ("the grantee") will constitute a waiver of any of the rights of the grantor. The grantor will not thereby be precluded from exercising any rights against the grantee which may have arisen in the past or which may arise in the future.

27.5 In the event that any of the terms of this agreement are found to be invalid, unlawful or unenforceable, those terms will be severed from the agreement and the remaining provisions will remain of full force and effect. If any invalid term is capable of amendment to render it valid, the parties agree to

28. COSTS

28.1 The parties will pay their respective costs, including the fees of consultants, attorneys and accountants, in relation to the finalization of this agreement.

29. PENALTIES FOR NON-PERFORMANCE IN RESPECT FOR THE DISTRICT MUNICIPALITY

29.1 Should the District Municipality fail to perform its obligations in accordance with the terms, standards, and timeframes established in this agreement, the Monitoring Committee may impose penalties, provided that the following procedure is adhered to:

29.1.1 The Monitoring Committee shall issue a written notice of non-performance specifying the nature of the failure and granting the District Municipality a reasonable period, not exceeding thirty (30) calendar days, to remedy the breach or present an acceptable remedial action plan.

29.1.2 Should the District Municipality fail to remedy the breach within the stipulated time or fail to implement the agreed remedial action plan satisfactorily, penalties shall become applicable.

29.2 Penalties shall be calculated as follows:

29.2.1 A financial penalty equivalent to 0,5% (half percent) of the monthly administrative fee payable by the local municipalities for each day the breach continues beyond the stipulated remedy period, up to a maximum of 10% (ten percent) of the monthly administrative fee payable for that month.

29.2.2 The Monitoring Committee may, at its discretion, increase the penalty up to 1% (one percent) per day of the monthly administrative fee for repeated breaches of the same obligation

within any rolling twelve-month period, subject to an overall monthly maximum of 10% (ten percent) of the administrative fee.

29.3 The Monitoring Committee shall notify the District Municipality in writing of any penalties imposed. The District Municipality must pay any such penalties within thirty (30) calendar days from the date of notification, or the penalties may be deducted directly from amounts otherwise payable to the District Municipality under this agreement.

29.4 Imposition of penalties shall not limit or restrict any other rights or remedies available to the local municipalities under this agreement, including rights to claim damages, invoke termination clauses, or exercise rights provided under paragraph 21.

30. PENALTIES FOR NON-PERFORMANCE IN RESPECT FOR LOCAL MUNICIPALITIES

30.1 Should the Local Municipality fail to perform its obligations in accordance with the terms, standards, and timeframes established in this agreement, the Monitoring Committee may impose penalties, provided that the following procedure is adhered to:

30.1.1 The Monitoring Committee shall issue a written notice of non-performance specifying the nature of the failure and granting the Local Municipality a reasonable period, not exceeding thirty (30) calendar days, to remedy the breach or present an acceptable remedial action plan.

30.1.2 Should the Local Municipality fail to remedy the breach within the stipulated time or fail to implement the agreed remedial action plan satisfactorily, penalties shall become applicable.

30.2 Penalties shall be calculated as follows:

- 30.2.1 A financial penalty equivalent to 0,5% (half percent) of the monthly administrative fee payable by the local municipalities for each day the breach continues beyond the stipulated remedy period, up to a maximum of 10% (ten percent) of the monthly administrative fee payable for that month.
- 30.2.2 The Monitoring Committee may, at its discretion, increase the penalty up to 1% (one percent) per day of the monthly administrative fee for repeated breaches of the same obligation within any rolling twelve-month period, subject to an overall monthly maximum of 10% (ten percent) of the administrative fee.
- 30.3 The Monitoring Committee shall notify the Local Municipality in writing of any penalties imposed. The Local Municipality must pay any such penalties within thirty (30) calendar days from the date of notification, or the penalties may be deducted directly from amounts otherwise payable to the District Municipality under this agreement.
- 30.4 Imposition of penalties shall not limit or restrict any other rights or remedies available to the local municipalities under this agreement, including rights to claim damages, invoke termination clauses, or exercise rights provided under paragraph 21.

SIGNED ATDAY OF2026

AS WITNESSES:

For and on behalf of the **Swartland Municipality**

1.

.....

warranting that he or she is duly authorized thereto.

2.

SIGNED ATDAY OF2026

AS WITNESSES:

For and on behalf of the **Saldanha Bay Municipality**

1.

.....

warranting that he or she is duly authorized thereto.

2.

SIGNED ATDAY OF2026

AS WITNESSES:

For and on behalf of the **Bergrivier Municipality**

1.

.....

warranting that he or she is duly authorized thereto.

2.

SIGNED ATDAY OF2026

AS WITNESSES:

For and on behalf of the **West Coast District Municipality**

1.

.....

warranting that he or she is duly authorized thereto.

2.

Schedule B Services

The services to be provided by the District Municipality

(to be read with clause 8 of the agreement outlining the District Municipality's obligations under the agreement)

- (a) The services to be provided by the District Municipality relates to the provision of bulk water which will be provided by using the Swartland and Withoogte water purification works. These works include the following activities:
1. extraction and pumping of raw water from the Voelvlei and Misverstand dams;
 2. purification of such water; and
 3. provision of the purified water to designated points which include:
 - i. Malmesbury, Riebeek Kasteel, Riebeek-Wes, Darling, Yzerfontein, Gouda, Moorreesburg, Koringberg, Vredenburg, Saldanha, Langebaan, Velddrif, Dwarskersbos, St Helena Bay, Paternoster, Langebaanweg and Hopefield;
 - ii. Koringberg-, Goudapad-, Langgewens-, Nooitgedacht-, Weltevrede-Cheese Mouse and Karoo schemes;
 - iii. existing rural users, and
 - iv. any other areas mutually agreed to by the parties.
- (b) In order to deliver the service, the District Municipality shall be responsible for the provision and maintenance of the necessary equipment, machinery and infrastructure, and shall be responsible for the necessary upgrading and

maintenance of the existing equipment, machinery and infrastructure. The District Municipality, for the same purpose, shall keep in its employ staff with the necessary skills in order to successfully deliver the service and the administration thereof.



Verslag □ Inxelo □ Report

Office of the Directorate: Civil Engineering
19 March 2026

16/4/B

ITEM ...8.7.. FOR THE AGENDA OF A COUNCIL MEETING TO BE HELD ON 31 MARCH 2026

SUBJECT: PROCUREMENT OF A SERVICE DELIVERY AGREEMENT FOR THE OPERATION OF THE HIGHLANDS LANDFILL: APPLICABILITY OF SECTIONS 76 – 78 OF THE MUNICIPAL SYSTEMS ACT, 32 OF 2000

1. BACKGROUND

The Highlands Landfill has for a number of years been operated and maintained through an external service delivery agreement. This agreement is due to expire within the next eight months. The Municipality intends to procure a new service provider to operate and maintain the landfill including the material recovery facility for the lifespan of a new waste cell.

An applicability assessment was done to determine whether the expiry and re-procurement of the service delivery agreement for the operation and maintenance of the Highlands Landfill triggers the application of sections 76, 77 and 78 of the Local Government: Municipal Systems Act, 32 of 2000 (MSA), and in particular whether a section 78 investigation is required prior to embarking on a new procurement process.

2. REGULATORY FRAMEWORK

Chapter 8 of the MSA regulates municipal services. Section 76 provides for the mechanisms through which a municipality may provide a municipal service, namely:

- Internal mechanisms (section 76(a)); and
- External mechanisms (section 76(b)).

Section 77 requires a municipality to review its service delivery mechanism in certain circumstances, including where an external service delivery agreement is anticipated to expire within the next eight months. Although referred to as a service delivery agreement, the arrangement does not constitute a 'service delivery agreement' as contemplated in section 76(b) of the MSA, but rather a procurement of operational support services. Where such a review is triggered, section 78 requires the municipality to conduct an assessment (and, where applicable, a feasibility study) to determine the appropriate mechanism for service delivery.

Critically, the section 77 trigger applies only where the expiring agreement constitutes an external service delivery mechanism as contemplated in section 76(b).

It must therefore be determined whether the existing (and proposed) service delivery agreement for the Highlands Landfill constitutes an external service delivery mechanism vs asset support, or whether it represents internal municipal service delivery with private operational support.

Notably, only if the arrangement qualifies as an external service delivery mechanism would a section 78 process be required.

3./...

3. APPLICABILITY ANALYSIS

3.1 Nature of the Municipal Service

The Municipality remains the provider of the solid waste management service, including waste disposal. In respect of the Highlands Landfill, the Municipality:

- determines waste acceptance rules and disposal conditions;
- sets and approves waste disposal tariffs;
- invoices users and collects all revenue;
- controls site access, operating hours, and service levels;
- retains accountability to residents; and
- bears all revenue and service delivery risk.

The contractor's role is confined to the **operation and maintenance of the landfill facility** using its own equipment, in accordance with municipal instructions, performance standards, and environmental authorisations.

3.2 Delegation of Service Authority

There is no delegation of municipal service authority to the contractor. The contractor:

- does not decide who is served;
- does not set tariffs or disposal conditions;
- does not collect revenue; and
- does not interface with the public as the service provider.

Service authority, policy discretion, and accountability remain fully vested in the Municipality. There is no transfer of the Municipality's constitutional obligation to provide waste management service.

3.3 Change in Service Delivery Mechanism

There is no proposed change to the municipal service delivery mechanism. The Municipality currently delivers the waste disposal service internally, with private operational support at the Highlands Landfill, and intends to continue doing so.

The only change contemplated is to test the market for operator through a new procurement process. This does not constitute a change in the service delivery mechanism as contemplated in section 77 of the MSA.

3.4 Risk Allocation

The contractor does not levy, collect, or receive any charges from third parties and bears no revenue risk. The contractor's risks are limited to operational and technological performance, which are regulated through the service delivery agreement.

4. DISCUSSION

Having regard to the substance of the arrangement, the operation and maintenance of the Highlands Landfill constitute an **operational support function** in respect of a municipal asset and cannot be construed as the provision of a municipal service by an external mechanism.

Accordingly/...

Accordingly:

- the expiry of the current service delivery agreement does **not** trigger a section 78 process; and
- the Municipality may proceed with the procurement of operation and maintenance services without undertaking a section 78 investigation.
- The distinction is further supported by the fact that the contractor performs an operational function in relation to a municipal asset, and not the municipal service itself, which remains vested in the Municipality

5. RECOMMENDATION

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

(sgd) L D Zikmann

DIRECTOR: CIVIL ENGINEERING SERVICES
LDZ/vp



Verslag ♦ Ingxelo ♦ Report

Kantoor van die Direkteur: Korporatiewe Dienste

18 March 2026

Ward 6

12/2/B

ITEM 8.8 VAN DIE AGENDA VAN 'N GEWONE RAADSVERGADERING WAT GEHOU SAL WORD OP 31 MAART 2026

SUBJECT:	CANCELLATION OF THE LEASE OF ERF 4048 DARLING TO LITTLE DARLINGS CRÈCHE AND THE PROPOSED ALIENATION OF ERF 4048 DARLING FOR EARLY CHILDHOOD DEVELOPMENT PURPOSES
ONDERWERP:	KANSELLASIE VAN DIE VERHURING VAN HUUR VAN ERF 4048 DARLING AAN LITTLE DARLINGS CRÈCHE EN DIE VOORGESTELDE VERVREEMDING VAN ERF 4048 DARLING VIR VROEË KINDERONTWIKKELINGSDOELEINDES

1. BACKGROUND / AGTERGROND

- 1.1 Erf 4048 situated in Madeliefie Avenue, Darling is municipal property, measuring approximately 896m² in extent (see enclosed locality map marked **Annexure A**) and is zoned Community Use Zone: 2. The property has been leased to the Little Darlings Crèche (hereinafter referred to as the ECDC) from March 2018 and has been renewed for one year lease terms since 2018.
- 1.2 The existing lease agreement was approved by the Mayoral Committee on 22 January 2025 for a period of two years, expiring on 28 February 2027. The lease was subject to the ECDC submitting quarterly progress reports in respect of monitoring their progress, obtaining building plan approval as well as securing the required funding for the proposed development including the actual construction of the early childhood development centre.
- 1.3 Through engagements with the ECDC and proposed donor Avenue Hope NPC it was confirmed that the donor is not willing to invest in a property of which it is not the owner.
- 1.4 The Municipal Building Control Section confirmed that the building plan, submitted in 2024, has lapsed. As a result, no construction may proceed, and the subject property remains vacant.
- 1.5 Given the lack of progress by the applicant, it is recommended that the lease be cancelled and that tenders be invited for the disposal of the ECD site.
- 1.6 In terms of the proposed disposal of the subject property at a subsidised price, the following is to be noted:
 - 1.6.1 In terms of section 7 of the **By-law relating to the Transfer of Municipal Capital Assets** the municipality may determine subsidised selling prices in respect of certain classes of capital assets to be sold to approved categories of applicants with the view to promote the municipality's functions and objectives as set out in the Constitution. The **Municipal Asset Transfer Policy** in this regard determines in paragraph 15.2.2 that, subject to Regulation 13(2) of the **Municipal Asset Transfer Regulations** (*dealt with below*), the municipality may dispose of social care-, community- or sport assets at between/...

1.6.1/...

between 5% and 20% of fair market value subject to a suitable reversionary clause being registered against the title deed of the property. In the event of such property ceasing to be used for the purpose originally intended, reversionary rights as contemplated above are triggered and the municipality reserves the right to demand compensation equal to the difference between the purchase price and the current fair market value of the property, or that the property be transferred into the ownership of the municipality at no cost to the municipality. 'Social care-, community- or sport assets' are defined in the policy to include, *inter alia* childcare facilities insofar as it contributes to the functioning of a multi-use childcare facility and is operated on a non-profit basis as well as churches that render social development services in addition to existing religious activities.

1.6.2 It is proposed in this instance that the selling price for the subject property be determined at between 5% and 20% of its municipal valuation. In comparison with previous alienations in respect of community use zoned sites the subsidised rates was determined at 20% of the municipal valuation. The municipal valuation for Erf 4048 Darling has been determined at a value of R 38 000.00. The following rate will apply based on the 20% subsidised rate, to be considered as the reserve price:

- R7 600.00 (20% X R38 000.00)(VAT excl.)

1.7 This report is therefore submitted to obtain Council approval for the cancellation of the lease and in principle approval for the proposed alienation of Erf 4048 Darling by means of a public tender process for early childhood development purposes.

2. LEGISLATION / WETGEWING

2.1 The transfer of ownership or disposal of capital assets is regulated by the Municipal Finance Management Act, 2003 (MFMA), the Municipal Asset Transfer Regulations, 2008 (MATR) as well as Council's By-law and Policy relating to the Transfer of Municipal Capital Assets, the latter being effective as from 22 May 2015.

2.2 The legislative framework applicable in this instance in respect of non-exempted capital assets which are not considered high value assets, are dealt with below only in as far as it relates to the proposed disposal.

COMPLIANCE WITH MUNICIPAL FINANCE MANAGEMENT ACT, 2003	
Issues to be considered in terms of Section 14 of the MFMA	Comment
a) Whether the asset is needed to provide the minimum level of basic municipal services	The subject property is not earmarked for the provision of a minimum of any other level of basic municipal services, and – in terms of its zoning – have been identified for the establishment of educational facilities
b) Consideration to be given to the fair market value of the asset	It is proposed that the property be disposed of at a subsidised selling price as allowed for by the Municipal Asset Transfer Policy, as explained elsewhere in this report.
c) Consideration to be given to the economic and community value to be received in exchange for the asset	Council will gain the selling price of the subject property and a further monthly income in respect of the rates and taxes. The community will benefit the community in terms of education, being an investment that cultivates community growth and development.

COMPLIANCE WITH MUNICIPAL ASSET TRANSFER REGULATIONS (GG 31346 DATED 22 AUGUST 2008)	
Issues to be considered in terms of Regulation 7 of the MATR	Comment
a) Whether the capital asset may be required for the municipality's own use at a later stage.	The property is not required for municipal purposes, and has from the outset been identified for use in terms of its zoning.
b) The expected loss or gain that is expected to result from the proposed transfer or disposal	Council will gain the selling price of the subject property and a further monthly income in respect of the rates and taxes.
c) The extent to which any compensation to be received i.r.o. the proposed transfer or disposal will result in a significant economic or financial cost benefit to the municipality	Financial benefits as a result of the selling price and payment for services.
d) The risks and rewards associated with the operation or control of the capital asset that is to be transferred or disposed of in relation to the municipality's interests	Risks will be managed in terms of the sale conditions and Deed of Sale. In particular, a reversionary clause will be included.
e) The effect that the proposed transfer or disposal will have on the credit rating of the municipality, its ability to raise long-term or short-term borrowings in the future and its financial position and cash flow	No effect
f) Any limitations or conditions attached to the capital asset or the transfer or disposal of the asset, and the consequences of any potential non-compliance with those conditions	No limitations
g) The estimated cost of the proposed transfer or disposal	All costs related to the transaction will be for the purchasers' account.
h) The transfer of any liabilities and reserve funds associated with the capital asset	No liabilities
i) Any comments or representation on the proposed transfer or disposal received from the local community and other interested persons	The intention to alienate the subject property is still to be advertised for public comment.
j) Any written views and recommendations on the proposed transfer or disposal by the National Treasurer and relevant provincial treasury	Not applicable (applicable i.r.o. high value assets only)
k) The interest of any affected organ of state, the municipality's own strategic, legal and economic interests and the interests of the local community	The property is not required for municipal purposes. The proposed transaction can be linked to Strategic Goal 1 of the IDP, i.e. Community safety and wellbeing.
l) Compliance with the legislative regime applicable to the proposed transfer or disposal	Yes, addressed in this report, as well as in the Deed of Sale
Conditions that may be imposed, in terms of Regulation 11, pertaining to the following:	Comment
1) The way in which the capital asset is to be sold or disposed of	A competitive bidding process (tender process) will be followed
2) A floor price or minimum compensation for the capital asset	It is proposed that the floor price is determined at 20% of the municipal valuation, as provided for in the Municipal Asset Transfer Policy.
3) Whether the capital asset may be transferred for less than its fair market value, in which case the municipal council must first consider the criteria set out in regulation 13(2)	See below
4) A framework within which direct negotiations for the transfer or disposal of the capital asset must be conducted with another person, if transfer or disposal is subject to direct negotiations.	Not applicable

2.2/...

Issues to be considered in terms of Regulation 13(2) of the MATR	Comment
a) The interests of – (i) the State; and (ii) the local community	The State in this instance is not considered an affected party. The local community is to benefit from access to church and childcare facilities.
b) The strategic and economic interests of the municipality, including the long-term effect of the decision on the municipality	No long-term effects envisaged
c) The constitutional rights and legal interests of all affected parties	Everybody has the right to a basic education, whereas – furthermore – everyone has the right to establish and maintain, at their own expense, independent educational institutions (s 29, Constitution). In particular, every child has the right to <i>inter alia</i> social services (s 28, Constitution), and hence land is specifically zoned to address such needs.
d) Whether the interests of the parties to the transfer should carry more weight than the interest of the local community, and how the individual interest is weighed against the collective interest	The subject property is not to be transferred to individuals, but to a registered ECD / non-profitable institution, serving the collective interest.
e) Whether the local community would be better served if the capital asset is transferred at less than its fair market value, as opposed to a transfer of the asset at fair market value.	Since childcare facilities fulfil social and educational needs, the Municipal Asset Transfer Policy allows for immovable property to be disposed of at less than fair market value.

2.3 Council's By-law relating to the Transfer of Municipal Capital Assets PN 7394 dated 22 May 2015 determines that the municipality may, in achieving its operational needs and strategic objectives – *inter alia* – dispose of capital assets and rights in capital assets by way of direct sale, public tender, auction or direct negotiation [section 4 (c)].

2.4 Council's Municipal Asset Transfer Policy, in clause 6, provides for various disposal options, which may include one or more of the following, i.e. public auction, competitive bidding, closed bidding or call for proposals. The competitive bidding process may involve to call for purely financial offers for the asset offered for alienation, or – depending on the nature of the transaction – may include a two-stage bidding process in terms of which only those bidders that meet the pre-qualification criteria or pre-determined functionality score specified in the first stage will be allowed to participate in the second stage which will include the monetary bid.

3. LINKING TO THE INTEGRATED DEVELOPMENT PLAN / KOPPELING AAN DIE GEÏNTEGREERDE ONTWIKKELINGSPLAN

This project is directly linked to the Integrated Development Plan as:

- Strategic Goal 1: Community safety and wellbeing

4. FINANCIAL IMPLICATIONS/ FINANSIËLE IMPLIKASIE

The Municipality will gain the selling price of the subject property and a further monthly income in respect of the rates and taxes, including revenue generated from monthly service consumption charges.

5. AANBEVELING

5.1 Dat die kansellasië van die verhuring van Erf 4048 Darling aan Little Darlings Crèche goedgekeur word weens die nie-nakoming van die huurvoorwaardes;

5.2 Dat, ingevolge Artikel 14 van die Munisipale Finansiële Bestuurswet (Wet 56 van 2003), die Raad bevestig en besluit:

5.2.1 Dat die onderwerp eiendom uit die staanspoor vir vroeë kind-ontwikkelingsdoeleindes geïdentifiseer is in terme van die sonering daarvan, en nie benodig word om die minimum vlak van basiese dienste te voorsien nie; en

- 5.2.2 Dat die billike markwaarde van die bate en die ekonomiese en gemeenskaps-waarde wat vir die bates ontvang word, oorweeg is.
- 5.3 Dat die Raad in beginsel goedkeuring verleen in terme van Artikel 14 van die Wet op Munisipale Finansiële Bestuur, 2003 en die Verordening en Beleid insake die Oordrag van Munisipale Bates vir die vervreemding van Erf 4048 Darling, geleë te Madeliefielaan, ongeveer 896m² groot, by wyse van van 'n openbare tenderproses (wat 'n twee-fase bodproses mag behels) vir vroeë kinderontwikkelingsdoeleindes, onderworpe aan die standaard verkoopsvoorwaardes en die volgende voorwaardes:
- 5.3.1 Dat 'n gesubsidieerde prys van R7 600.00 (BTW uitgesluit)(20% X R38 000.00) as reserwepryse vasgestel word as synde billike markwaarde vir die eiendom, ooreenkomstig die bevoegdheid aldus verleen deur paragraaf 15.2 van die Munisipaliteit se Beleid insake die Oordrag van Munisipale Bates;
- 5.3.2 Dat die koper, benewens die koopprys ook verantwoordelik sal wees vir alle aanvullende en toevallige kostes wat uit die transaksie mag voortspruit, waaronder oordragkoste;
- 5.3.3 Dat die voorgenome transaksie in die media geadverteer word vir kommentaar en/of potensiele besware;
- 5.3.4 Dat volmag verleen word
- (i) aan die Uitvoerende Burgemeesterskomitee om
- te handel met enige kommentaar en/of beswaar wat in verband met die voorgenome transaksies ontvang word; en om
 - 'n besluit te mag finaliseer rakende die oordrag van die bate, nadat die toepaslike Voorsieningskanaal- en ander wetgewing gevolg is;
- (ii) aan die Direkteur: Korporatiewe Dienste om die evalueringskriteria en voorwaardes van verkoop vir tenderdoeleindes te finaliseer in oorlegpleging met al die tersaaklike interne rolspelers, met inagneming van die toepaslike bepalinge in die Beleid insake die Oordrag van Munisipale Bates, waaronder die vereiste dat 'n toepaslike terugvalklousule teen die eiendomme geregistreer moet word.

5. RECOMMENDATION

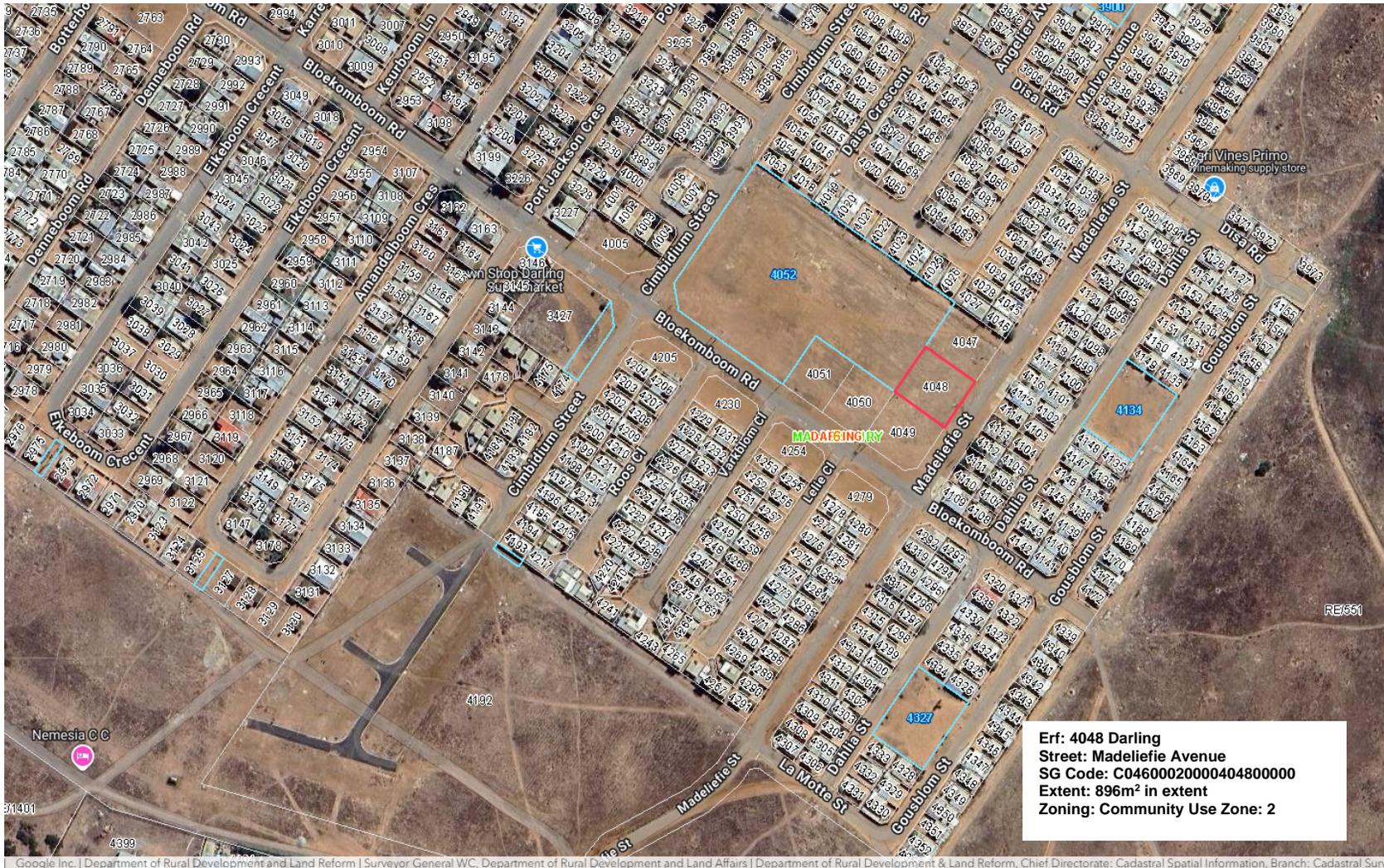
- 5.1 That the cancellation of the lease agreement for Erf 4048, Darling, to Little Darling Crèche be approved due to non-compliance with the terms of the lease agreement;
- 5.2 That, in terms of Section 14 of the Municipal Finance Management Act (Act No. 56 of 2003) the Council confirms and resolves:
- 5.2.1 That Erf 4048 Darling has been identified from the outset for early childhood development purposes in terms of its zoning, and is not required for the provision of a minimum level of basic municipal services; and
- 5.2.2 That the fair market value of the asset and the economic and community value to be received for the asset have been considered.
- 5.3 That in-principle approval be granted by Council in terms Section 14 of the Municipal Finance Management Act, 2003 and of the By-Law and Policy relating to the Transfer of Municipal Capital assets for the alienation of Erf 4048 Darling, situated in Madeliefie Avenue, measuring approximately 896m² in extent, by means of a public tender process (which may entail a two-phased bidding process) for early childhood development purposes, subject to the standard conditions of sale and the following further conditions:
- 5.3.1 That a subsidised price of R7 600.00 (20% X R38 000.00) be determined as the reserve price (VAT exclusive) for the property in accordance with the authority granted in paragraph 15.2 of the Municipal Asset Transfer Policy;
- 5.3.2/...

- 5.3.2 That the purchaser shall, in addition to the selling price, also be responsible for all costs ancillary and incidental to this transaction, including transfer costs;
- 5.3.3 That the proposed transaction be advertised for public comments and/or objections;
- 5.3.4 That authorisation be given as follows:
- (i) to the Executive Mayoral Committee
 - to deal with any comments and/or objections received in respect of the proposed transactions; and
 - to finalise a decision regarding the transfer of the asset, after all Supply Chain and other legal prescripts have been complied with;
 - (ii) to the Director: Corporate Services to finalise the evaluation criteria and conditions of sale for tender purposes, in consultation with all relevant internal role-players, and with due consideration of the applicable provisions of the Municipal Asset Transfer Policy, including the requirement that a suitable reversionary clause be registered against the property.

(get) M S Terblanche

MUNICIPAL MANAGER

ANNEXURE A: LOCALITY MAP



Google Inc. | Department of Rural Development and Land Reform | Surveyor General WC, Department of Rural Development and Land Affairs | Department of Rural Development & Land Reform, Chief Directorate: Cadastral Spatial Information, Branch: Cadastral Survey



Verslag ♦ Ingxelo ♦ Report

Kantoor van die Direkteur: Korporatiewe Dienste

25 Maart 2026

3/4/4/1

WYK: Alle

ITEM 8.9 VAN DIE AGENDA VAN 'N GEWONE RAADSVERGADERING WAT GEHOU SAL WORD OP 31 MAART 2026

ONDERWERP: WYKSKOMITEES: VERSKEIE AANGELEENTHEDE SUBJECT: WARD COMMITTEES: VARIOUS MATTERS

1. AGTERGROND / BACKGROUND

1.1 Ontbinding van Wyk 4 / Dissolution of Ward 4

At a ward committee meeting held on 29 January 2026 the resignations of the four (4) ward committee members representing Riverlands were received.

Furthermore, only two ward committee members attended the mentioned meeting.

The vacancies for Ward 4 are as follows:

- x4 Riverlands (resigned)
- x2 Chatsworth (due to non-attendance of meetings)

The number of vacancies was discussed with the Municipal Manager and the Speaker and it was decided to propose to Council that the ward committee of Ward 4 be dissolved, for the following reasons:

- (1) upcoming local elections;
- (2) x3 ward committee meetings remaining for the term;
- (3) not enough time for induction of new members and for new members to contribute meaningful to the activities of the ward committee.

A written notice was given to the remaining ward committee members of Ward 4 of Council's intention to dissolve the ward committee.

1.2 Staak met die vul van vakatures / Stop the filling of vacancies

Paragraph 10(3) of the Rules and Procedures for Ward Committees (July 2024) determines that:

"Should a vacancy arise for the position of ward committee member during the term of a ward committee, such vacancy must be filled as soon as possible after it has been reported, by way of

- (a) *the appointment of the person from the replacement list available from the previous election or by-election in consultation with the ward councillor;*
- (b) *a by-election (in the absence of a replacement list);*
- (c) *co-optation of a person by the ward committee if the efforts in paragraphs (3)(a) and (b) were not successful".*

The report serves to propose that, as for the same reasons for the dissolution of the Ward 4 ward committee, the filling of vacancies be stopped for the remainder of the term.

1.3 Staking van wykskomitee-aktiwiteite / Cessation of ward committee activities

The report serves to propose that the activities of ward committees be suspended with effect from three months prior to the date of the local government elections. Although the date of the election has not yet been promulgated, it is foreseen that the last meeting of ward committees will take place in July 2026. Ward committee members will, however, continue to receive remuneration for meetings not held during the period leading up to the elections.

2. WETGEWING / LEGISLATION

Section 78 of the Local Government: Structures Act (Act 117 of 1998) determines as follows:

“A metro or local council may dissolve a ward committee if the committee fails to fulfil its object.”

Paragraph 22 of the Rules and Procedures for Ward Committees (approved, 25 July 2024).

3. KOPPELING AAN DIE GOP / ALIGNMENT TO THE IDP

Strategic Goal 5 – A connected and innovative Local Government

4. FINANSIËLE IMPLIKASIE / FINANCIAL IMPLICATION

N/a

5. AANBEVELING (soos oorweeg deur die Uitvoerende Burgemeesterskomitee op 24 Maart 2026)

- (a) Dat die Raad goedkeuring verleen vir die ontbinding van Wyk 4 met ingang van 1 April 2026, omrede:
 - (i) daar nie genoegsame tyd is tot en met die plaaslike verkiesings (moontlik November/Desember 2026) om nuwe lede te verkies en op te lei om hulle pligte as wykskomitee te vervul nie;
 - (ii) daar slegs drie vergaderings geskeduleer is vir die huidige termyn;
- (b) Dat die Raad goedkeuring verleen dat die vul van vakatures vir al die ander Wykskomitees gestaak word vir die res van die termyn van wykskomitees;
- (c) Dat die Raad goedkeur dat die werksaamhede van Wykskomitees opgeskort word met ingang drie (3) maande voor die datum van die plaaslike regeringsverkiesing, op voorwaarde dat Wykskomitee lede steeds die toepaslike toelaes ontvang vir vergaderings wat gedurende hierdie tydperk nie gehou word nie.

RECOMMENDATION *(considered by the Executive Mayoral Committee on 24 March 2026)*

- (a) *That Council approves the dissolution of Ward 4 with effect from 1 April 2026, for the following reasons:*
 - (i) *insufficient time remains before the local government elections (anticipated to take place in November/December 2026) to elect and adequately train new members to fulfil their responsibilities as members of the Ward Committee; and*
 - (ii) *only three (3) meetings remain scheduled for the current term.*
- (b) *That Council approves that the filling of vacancies for all other Ward Committees be suspended for the remainder of the current term;*
- (c) *That Council approves the suspension of Ward Committee operations with effect from three (3) months prior to the date of the local government elections, on condition that Ward Committee members continue to receive the applicable allowances for meetings not convened during this period.*

(get) M S Terblanche

MUNISIPALE BESTUURDER