



**Raadslede van die Raad van die  
Langeberg Munisipaliteit**

Kennis geskied hiermee van 'n Raadsvergadering  
van die Raad van Langeberg Munisipaliteit wat gehou sal word op  
**28 MAART 2019 om 14H00**


in die Raadsaal, Munisipale Kantore, Kerkstraat, Robertson  
om oorweging te verleen aan die items op die aangehegte agenda.

...

**Councillors of the Council of the  
Langeberg Municipality**

Notice is hereby given of a Council Meeting  
of the Municipal Council of the Langeberg Municipality to be held on  
**28 MARCH 2019 at 14H00**

in the Council Chamber, Municipal Offices,  
Church Street, Robertson to discuss the items on the appended agenda.



**RDH / ALD S.W. VAN EEDEN**  
**SPEAKER**

## **BIRTHDAY LIST 2019**

<b>JANUARY</b>	
<b>04</b>	Cllr Bulenlani Nteta
<b>05</b>	Mr Maynard Johnson
<b>15</b>	Cllr Esther Bosjan
<b>17</b>	Cllr Kobus DF van Zyl
<b>FEBRUARY</b>	
<b>09</b>	Mr Dave van Schalkwyk
<b>09</b>	Cllr Lettesia M Swanepoel
<b>24</b>	Mr Theuns Carstens
<b>26</b>	Mr Mike Mgajo
<b>MARCH</b>	
<b>01</b>	Cllr Wilma Strauss
<b>11</b>	Mr Neil Albertyn
<b>30</b>	Mr Charl Martin
<b>APRIL</b>	
<b>07</b>	Mr Mava Shude
<b>27</b>	Mrs Celeste Matthys
<b>MAY</b>	
<b>12</b>	Mrs Suzette Kotzé
<b>20</b>	Mr Anton Everson
<b>28</b>	Cllr JJ Januarie
<b>30</b>	Ald Kosie D Burger
<b>JUNE</b>	
<b>05</b>	Mr Bradley Brown
<b>16</b>	Cllr Hetta F Mangenengene
<b>19</b>	Cllr Gideon Joubert
<b>24</b>	Ald Schalk van Eeden
<b>30</b>	Mr Kobus Brand

<b>JULY</b>	
<b>AUGUST</b>	
<b>11</b>	Cllr Mark van der Merwe
<b>14</b>	Mr Glenn Slingers
<b>19</b>	Mr Eugene Jooste
<b>SEPTEMBER</b>	
<b>05</b>	Ald Henry Jansen
<b>07</b>	Mr Zamuxolo Qhanqisa
<b>10</b>	Mr Corné Franken
<b>18</b>	Mr Izak van der Westhuizen
<b>19</b>	Cllr Dendeline B Janse
<b>19</b>	Cllr Samuel du Plessis
<b>22</b>	Cllr Daughwan Kuhn
<b>24</b>	Cllr Judy Mafilika
<b>OCTOBER</b>	
<b>05</b>	Cllr Eric MJ Scheffers
<b>17</b>	Cllr Pauline Hess
<b>NOVEMBER</b>	
<b>02</b>	Cllr Nicky Beginsel
<b>09</b>	Mr Chris Vorster
<b>18</b>	Cllr Jacques Kriel
<b>27</b>	Mr Soyisile A Mokweni
<b>DECEMBER</b>	
<b>05</b>	Mr Sabelo Ngongolo
<b>09</b>	Mr Johan Coetzee
<b>10</b>	Cllr Andile Shibili
<b>26</b>	Cllr Christopher J Grootboom

# AGENDA

~ 28 MARCH 2019 ~

1. Opening / Opening
2. Attendance / Bywoning
3. Applications for leave of Absence / Aansoeke vir verlof tot afwesigheid
4. Approval of Minutes / Goedkeuring van Notule
  - 4.1 Confirmation of the Minutes of an Ordinary Meeting of Council of the Langeberg Municipality held on 26 February 2019 at 10h00 in the Council Chambers, Municipal Offices, Church Street, Robertson. 05 - 16  
  
Bekräftiging van die Notule van 'n Gewone Vergadering van die Raad van die Langeberg Munisipaliteit wat gehou was op 26 Februarie 2019 om 10h00 in die Raadsaal, Munisipale Kantore, Kerkstraat, Robertson.
5. Statements & Announcements by the Speaker / Verklarings & Mededelings deur die Speaker
6. Interviews with Delegations / Onderhoude met Afvaardigings
7. Statements & Announcements by the Mayor / Verklarings & Mededelings deur die Burgemeester
8. Urgent Matters & Reports, Statements & Announcements submitted by the Municipal Manager  
Dringende Aangeleenthede & Verslae, Verklarings & Mededelings voorgelê deur die Munisipale Bestuurder

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| <ol style="list-style-type: none"><li>8.1 Matters which must be handled in terms of Section 30(5) of the Local Government: Municipal Structures Act, 1998 (Act No 117 of 1998), as amended. Aforesaid stipulation reads as follows: (5) Before a municipal council takes a decision on any of the following matters it must first require its executive committee or executive mayor, if it has such a committee or mayor, to submit to it a report and recommendation on the matter: (1) any matter mentioned in Section 160(2) of the Constitution; (2) the approval of an integrated development plan for the municipality, and any amendment to that plan; and (3) the appointment and conditions of service of the municipal manager and a head of a department of the municipality. <i>Sake wat hanteer moet word in terme van Artikel 30(5) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No 117 van 1998), soos gewysig. Voormelde bepaling lees as volg: (5) Alvorens 'n munisipale raad 'n besluit oor enige van die volgende aangeleenthede neem, moet hy eers sy uitvoerende komitee of uitvoerende burgemeester, indien hy so 'n komitee of burgemeester het, versoek om 'n verslag en aanbeveling oor die aangeleentheid aan hom voor te lê: (1) enige aangeleentheid genoem in Artikel 160(2) van die Grondwet; (2) die goedkeuring van 'n geïntegreerde ontwikkelingsplan vir die munisipaliteit, en enige wysigings van daardie plan; (3) die aanstelling en diensvoorwaardes van die munisipale bestuurder en 'n hoof van 'n departement van die munisipaliteit.</i></li><li>8.2 Matters which must be handled in terms of Section 32(1) and (2) of the Local Government: Municipal Structures Act, 1998 (Act No 117 of 1998) as amended, and approved per Council Resolution A82 of 19 March 2001. / <i>Sake wat hanteer moet word in terme van die delegasies toegestaan ingevolge Artikel 32(1) en (2) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No 117 van 1998), soos gewysig en aanvaar per Raadsbesluit A82 van 19 Maart 2001.</i></li><li>8.3 Report on matters of concern by representatives at the Cape Winelands District Municipality. / <i>Rapportering aangaande sake van belang deur verteenwoordigers by die Kaapse Wynland Distrikmunisipaliteit.</i></li><li>8.4 Other Matters / <i>Ander Sake</i></li></ol> |
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9. Consideration of Notice of Motions / Oorweging van Kennisgewing van Mosies
10. Consideration of Notice of Questions / Oorweging van Kennisgewing van Vrae
11. Consideration of Urgent Motions / Oorweging van Dringende Mosies
12. Consideration of Reports / Oorweging van Verslae

12.1	Reports submitted to Council for consideration <b>(A Items)</b> Verslae voorgelê aan die Raad vir oorweging <b>(A Items)</b>	18
12.2	Reports submitted to Council for consideration <b>(AA Items)</b> Verslae voorgelê aan die Raad vir oorweging <b>(AA-Items)</b>	30
12.3	Reports dealt with in terms of the delegated powers by the Mayoral Committee <b>(B &amp; BB Items)</b> Verslae afgehandel deur die Burgemeesterskomitee in terme van gedelegeerde bevoegdhede <b>(B &amp; BB-Items)</b>	39

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**MINUTES OF AN ORDINARY MEETING OF COUNCIL OF THE LANGEBERG MUNICIPALITY**  
**HELD ON 26 FEBRUARY 2019 AT 10H00 IN THE COUNCIL CHAMBERS**  
**MUNICIPAL OFFICES, CHURCH STREET, ROBERTSON**

1. **Opening**

The Speaker welcomed the Executive Mayor, the Deputy Executive Mayor, Councillors and the Administration to the meeting. Pastor Alex Oosthuizen of the Apostolic Faith Mission, Coetzee Street Congregation in Robertson opened the meeting with a message and a reading from Romans 13:1

2. **Attendance**

Ald Van Eeden, SW .....	Speaker
Ald Jansen, HM.....	Executive Mayor
Cllr Joubert, GD .....	Deputy Executive Mayor
Ald Burger, JD.....	Councillor (Member of the Mayco)
Cllr Janse, DB .....	Councillor (Member of the Mayco)
Cllr Scheffers, EMJ .....	Councillor (Member of the Mayco)
Cllr Strauss, SW.....	Councillor (Member of the Mayco)
Cllr Beginsel, NJ.....	Councillor
Cllr Bosjan, E .....	Councillor
Cllr Grootboom, CJ .....	Councillor
Cllr Hess, P .....	Councillor
Cllr Januarie, JJ .....	Councillor
Cllr Kriel, J .....	Councillor
Cllr Kuhn, DJW.....	Councillor
Cllr Manganengene, HF .....	Councillor
Cllr Nteta, BH .....	Councillor
Cllr Shibili, AJ .....	Councillor
Cllr Simpson, OC .....	Councillor
Cllr Swanepoel, LM .....	Councillor
Cllr Van der Merwe, TM .....	Councillor
Cllr Van Zyl, JDF .....	Councillor
Mr Mokweni, SA .....	Municipal Manager
Mr Everson, AWJ .....	Director Corporate Services
Mr Brown, B .....	Chief Financial Officer (until 10h22)
Mr Mgajo, M .....	Director Community Services
Ms Matthys, CO .....	Director Strategy & Social Development
Mr Van der Westhuizen, IAB.....	Director Engineering Services
Ms Kotzé, S.....	Manager Administrative Support
Ms Burger, E .....	Chief Clerk General Administration

3. 3.1 **Applications for leave of absence / Aansoek om verlof tot afwesigheid**

Cllr Du Plessis, S .....	Councillor
Cllr Mafilika, JS .....	Councillor
Mr Qhanqisa, ST .....	Translator

3.2 **Absent without leave / Afwesig sonder verlof**

None / Geen

4. Goedkeuring van Notule / Approval of Minutes:

- 4.1 That the minutes of an Ordinary Meeting of the Council of the Langeberg Municipality held on 29 January 2019 at 10h00 in the Council Chambers, Municipal Offices, Church Street, Robertson be approved and confirmed.

*Dat die notule van 'n Gewone Vergadering van die Raad van die Langeberg Munisipaliteit wat gehou was op 29 Januarie 2019 om 10h00 in die Raadsaal, Munisipale Kantore, Kerkstraat, Robertson goedgekeur en bekragtig word*

- 4.2 That the minutes of a Special Meeting of the Council of the Langeberg Municipality held on 12 February 2019 at 14h00 in the Council Chambers, Municipal Offices, Church Street, Robertson be approved and confirmed.

*Dat die notule van 'n Spesiale Vergadering van die Raad van die Langeberg Munisipaliteit wat gehou was op 12 Februarie 2019 om 14h00 in die Raadsaal, Munisipale Kantore, Kerkstraat, Robertson goedgekeur en bekragtig word*

5. Verklarings en Mededelings deur die Speaker / Statements and Announcements by the Speaker

The Speaker congratulated Cllr Lettesia Swanepoel who celebrated her birthday on 09 February and Cllr Wilma Strauss whose birthday will be on 01 March. Special congratulations were extended to Mr Mike Mgajo whose birthday was today, 26 February 2019.

6. Onderhoude met Afvaardigings / Interviews with Delegations

None / Geen

7. Verklarings en Mededelings deur die Burgemeester / Statements and Announcements by the Mayor.

Die Uitvoerende Burgemeester het die drie persone gelukgewens met hul verjaarsdae.

Hy het weer oor die swak gehalte van Robertson se water gepraat en gesê dat dit kommerwekkend is dat toe die *Breederivier Gazette* navraag doen oor die water, die Munisipaliteit geen kommentaar gelewer het nie. Dit was 'n gulde geleentheid om ons breë publiek, met ander woorde ons kliënte, op hoogte van sake te hou. Navrae was selfs vanuit Gauteng ontvang. Die Burgemeester se grootste vraag is waarom daar geen persverklaring vir die *Breederivier Gazette* voorberei is nie. Hy sal graag kommentaar daarop wil hê. Dit sou die gemeenskap ingelig gehou het, want baie van ons mense lees nie Facebook of die munisipale webblad nie.

8. Dringende Aangeleenthede en Verslae, Verklarings & Mededelings voorgelê deur die Munisipale Bestuurder. Urgent Matters and Reports, Statements & Announcements submitted by the Municipal Manager.

None / Geen

9. Consideration of Notice of Motions / Oorweging van Kennisgewing van Mosies

None / Geen

10. Oorweging van Kennisgewing van Vrae / Consideration of Notice of Questions

None / Geen

11. Oorweging van Dringende Mosies / Consideration of Urgent Motions

None / Geen



12. Oorweging van Verslae / Consideration of Reports:

12.1 Reports submitted to Council for consideration (A Items)  
Verslae voorgelê aan die Raad vir oorweging (A-items)

A 3759 QUARTERLY REPORT : BREËRIVIER WYNLAND LANDELIKE ONTWIKKELINGS VERENIGING : 01 OCTOBER 2018 TO 31 DECEMBER 2018 (12/2/3/24) MANAGER: SOCIAL DEVELOPMENT

This item served before an Ordinary Meeting of Council on 26 February 2019  
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019  
Eenparig Besluit / Unanimously Resolved

That the Quarterly Report of the Breërivier Wynland Landelike Ontwikkelings Vereniging for the period 01 October 2018 to 31 December 2018 be accepted.

A 3760 QUARTERLY REPORT: LOCAL ECONOMIC DEVELOPMENT: OCTOBER – DECEMBER 2018 (9/2/1/9) DIRECTOR: STRATEGY & SOCIAL DEVELOPMENT

This item served before an Ordinary Meeting of Council on 26 February 2019  
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019  
Eenparig Besluit / Unanimously Resolved

That Council notes the contents of the report for the period October to December 2018.

A 3761 MONTHLY REPORTS FROM THE LOCAL TOURISM ASSOCIATIONS – DECEMBER 2018 (12/2/3/3) MANAGER: SOCIAL DEVELOPMENT

This item served before an Ordinary Meeting of Council on 26 February 2019  
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019  
Eenparig Besluit / Unanimously Resolved

That the report from the Local Tourism Associations for December 2018 be noted

A 3762 OVERSIGHT REPORT IN RESPECT OF 2017/2018 ANNUAL REPORT FOR THE LANGEBOEG MUNICIPALITY (DIRECTOR STRATEGY AND SOCIAL DEVELOPMENT)

This item served before an Ordinary Meeting of Council on 26 February 2019  
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019  
Eenparig Besluit / Unanimously Resolved

That the Annual Report for 2017/2018 be considered and adopted by Council without reservations.

*Dat die Jaarverslag vir 2017/2018 oorweeg word en sonder voorbehoud aanvaar word deur die Raad*

A 3763 REQUEST TO RETRACT THE REVERSIONARY CLAUSE ~ ALLOCATION OF THE GELUKSHOOP FARM TO BONNIEVALE WORKERS EMPOWERMENT TRUST (17/7/1) (MANAGER: SOCIAL DEVELOPMENT)

Discussion took place whether the Trust should, in fact, make a presentation to Council but after deliberations it was decided that the Trust should be given the opportunity to present their case in person to Council.

This item served before an Ordinary Meeting of Council on 26 February 2019  
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019  
Eenparig Besluit / Unanimously Resolved

1. That a visit to the Gelukshoop Farm be arranged for interested Councillors during March 2019.

2. That the Bonnievale Workers Empowerment Trust be invited to do a presentation to Council on 26 March 2019 about the state of the affairs of the Gelukshoop Farm, which presentation should include the most recent financial statements.

**A 3764 DONATIONS IN TERMS OF THE GRANT-IN-AID PROCESS (5/15/1/2) (DIRECTOR: STRATEGY & SOCIAL DEVELOPMENT)**

Cllr BH Nteta said that a workshop should be held once a year before the closing date of the advertisement to assist organisations with their applications. Cllr AJ Shibili agreed and said that some organisations did not provide annual financial statements. The Director replied that in cases where organisations indicated that they have provided AFS they should provide the information to her office.

This item served before an Ordinary Meeting of Council on 26 February 2019  
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019  
Eenparig Besluit / Unanimously Resolved

1. That the report be referred back and that those organisations that Councillors are aware of in their wards, be informed to submit the audited annual financial statements or proof of expenditure.
2. That the report be resubmitted to the Council meeting of 26 March 2019.
3. That in future the Ward Councillors and Ward Committees annually assist in contacting deserving applicants to apply for grants-in-aid and that organisations be informed via the media, website and by word of mouth that the Municipality will be advertising and sessions be arranged per ward with regards to the required documentation such as the business plans, motivation, audited financial statements, etc.

**A 3765 REPORT-BACK: RWANDAN VISIT BY DELEGATION FROM LANGEBOEG MUNICIPALITY ~ 19 TO 22 NOVEMBER 2018**

This item served before an Ordinary Meeting of Council on 26 February 2019  
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019  
Eenparig Besluit / Unanimously Resolved

That Council notes the contents of the report

Dat die Raad kennis neem van die inhoud van die verslag

**A 3766 APPLICATION TO PURCHASE A PORTION OF ERF2 (± 3074M²), NKQUBELA ROBERTSON (7/2/3/2/5) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)**

This item served before an Ordinary Meeting of Council on 26 February 2019  
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019  
Eenparig Besluit / Unanimously Resolved

1. That it be confirmed that a portion of erf 2, (±3 074m²) Nkqubela, Robertson is not needed for the provision of the minimum level of basic municipal services. (S14 of the MFMA 2003, Act 56 of 2003)

*Dat dit bevestig word dat 'n gedeelte van erf 2 (±3 074m²), Nkqubela, Robertson nie benodig word vir die verskaffing van die minimum vlak van basiese munisipale dienste nie. (S14 van die MFMA 2003, Wet 56 van 2003)*

2. That the application of Ms N Mbinda to purchase a portion of erf 2 (±3 074m²), Nkqubela, Robertson not be approved.

*Dat die aansoek van Me N Mbinda om 'n gedeelte van erf 2 (±3 074m²), Nkqubela, Robertson te koop nie goedgekeur word.*



3. That a land surveyor be appointed to provide a sketch plan showing the boundaries of the site proposed to be sold, the boundaries of all adjoining erven and lease areas, the positioning of all existing engineering services and proposed road access.

*Dat 'n landmeter aangestel word om 'n sketsplan te voorsien wat die grenslyne van die voorgestelde terrein wat vervreem gaan word aandui, die grenslyne van alle aanliggende erwe en huur areas, die posisie van alle bestaande ingenieursdiens sowel as die voorgestelde toegang na die erf.*

4. That the portion of land as identified on the sketch plan of the land surveyor be alienated by way of public tender subject to the following conditions:

*Dat die gedeelte grond soos identifiseer op die liggingsplan van die landmeter by wyse van publieke tender verkoop word onderworpe aan die volgende voorwaardes:*

- 4.1 That the selling price be determined based on a reasonable market value certificate.

*Dat die verkoopprijs van die eiendom bereken word, baseer op 'n billike markwaarde sertifikaat.*

- 4.2 That a deposit of 10% be payable at the signing of the deed of sale and that the remainder of the purchase price be payable with registration.

*Dat 'n deposito van 10% betaal word by ondertekening van die koop-ooreenkoms en dat die restant van die koop-prijs teen registrasie betaalbaar is.*

- 4.3 That the purchaser lodge an application in terms of LLUP Bylaw, 2015 for rezoning and subdivision of the portion of land as identified on the surveyor's sketch plan for his/her own account. The sale of land will only be concluded once the applications have been approved.

*Dat die koper aansoek doen in terme van LLUP Bywet, 2015 vir hersonering en onderverdeling van die gedeelte soos identifiseer op die sketsplan van die landmeter vir sy/haar rekening. Die verkoop van die grond sal slegs finaliseer word nadat die nodige goedkeuring ontvang is.*

- 4.4 That the purchaser be responsible for all the connection fees for municipal services rendered to the property.

*Dat die koper verantwoordelik sal wees vir alle aansluitingsfooie vir munisipale dienste gelewer aan die perseel.*

- 4.5 That the purchase deal be finalized within a period of 8 months in which all Town Planning approvals have to be finalized after allocation of the property, failing which the offer will expire irrevocably.

*Dat die kooptransaksie binne 'n periode van 8 maande vanaf datum van toekenning van die erf afgehandel word waarbinne alle Stadbesplanningsgoedkeurings verkry moet word, by versuim waarvan, die aanbod onherroeplik verval.*

A 3767

**PROGRESS REPORT - NOTIFICATION & APPROVAL OF THE NEW HOUSING PIPELINE  
(ACTING MANAGER HOUSING : DEPARTMENT COMMUNITY SERVICES)**

Cllr BH Nteta wanted to know what the size of the Johan Bruwer-land in Ashton was. The Director Corporate Services will inform the councillor once the size has been verified.

This item served before an Ordinary Meeting of Council on 26 February 2019

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019

Eenparig Besluit / Unanimously Resolved

1. That an addition of 3 projects be made, namely Bruwer's Grounds (portion erf 197), Zandvliet & Strydom Street, to the Housing Pipeline as approved by Council Resolution A3669 of 31 July 2018, as reflected in the attached Progress Report.

*Dat 'n addisionele 3 projekte toegevoeg word, naamlik Bruwer Gronde (gedeelte erf 197), Zandvliet & Strydomstraat, tot die Behuisingspylyn soos goedgekeur deur Raadsbesluit A3669 van 31 Julie 2018 en soos weerspieël in die aangehegte Vorderingsverslag.*

2. That Council takes note of the content of the New Housing Pipeline progress report as submitted.

*Dat die Raad kennis neem van die inhoud van die Nuwe Behuisingspylyn vorderingsverslag soos voorgelê.*

**A 3768 RISK MANAGEMENT COMMITTEE - RISK IDENTIFICATION AND ASSESSMENT METHODOLOGY; FRAUD PREVENTION AND RESPONSE PLAN; RISK MANAGEMENT COMMITTEE REPORT FOR QUARTER 2; AND RISK REGISTER – 2018 / 2019 (5/14/R) (CHIEF AUDIT EXECUTIVE)**

This item served before an Ordinary Meeting of Council on 26 February 2019

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019

Eenparig Besluit / Unanimously Resolved

1. That the newly developed Risk Identification & Assessment Methodology and Fraud Prevention & Response Plan of 2018/19 be approved by Council.
2. That the contents of the Risk Management Committee Report for Quarter 2 of 2018/19 and the updated Risk Register be noted by Council.

**A 3769 COMPILING OF THE 2017/2018 ADJUSTMENT BUDGET ~ UNAUTHORISED EXPENDITURE AND APPROVAL IRREGULAR OR FRUITLESS AND WASTEFUL EXPENDITURE(- 2017/2018) (CHIEF FINANCIAL OFFICER)**

The Director Financial Services presented the Medium Term Revenue & Expenditure Framework for the Adjustment Budget for 2017 / 2018 – February 2019

This item served before an Ordinary Meeting of Council on 26 February 2019

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019

Eenparig Besluit / Unanimously Resolved

1. That the unauthorised expenditure of R 6 447 312 be authorised in terms of Section 32(2)(a)(i) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) and that the 2017/2018 adjustment budget be approved in terms of Section 23(6) of the Municipal Budget and Reporting Regulations.
2. That the irregular expenditure amount of R 836 508 in terms of Section 32 (2)(b) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003), after investigation by a council committee, be certified by Council as irrecoverable and be written off by Council.

**A 3770 ROBERTSON CONCERNED RESIDENTS ASSOCIATION: HEYL LAND - WOLFKLOOF (10/3/4) (MUNICIPAL MANAGER)**

This item served before an Ordinary Meeting of Council on 26 February 2019

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019

Eenparig Besluit / Unanimously Resolved

1. That Council notes the contents of the report.

*Dat die Raad kennis neem van die inhoud van die verslag*



2. That the Robertson Concerned Residents Association be invited to present their case directly to Council at a future meeting about the reasons why they should be formally registered as an interested and affected party vis-à-vis the development of the Heyl land.

**A 3771 FINANCIAL REPORTING IN TERMS OF SECTION 71 OF THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 – JANUARY 2019 (9/2/1/3) (CHIEF FINANCIAL OFFICER)**

This item served before an Ordinary Meeting of Council on 26 February 2019  
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019  
Eenparig Besluit / Unanimously Resolved

That the contents of the report be noted.

*Dat kennis geneem word van die inhoud van die verslag.*

**A 3772 COMPILING OF THE 2018 / 2019 ADJUSTMENT BUDGET (5/1/1 - 2018/2019) (CHIEF FINANCIAL OFFICER)**

This item served before an Ordinary Meeting of Council on 26 February 2019  
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019  
Eenparig Besluit / Unanimously Resolved

1. That the Adjustments Budget for 2018 / 2019 be approved.
2. That the grant amount of R 500 000 (Cape Winelands District Municipality) that was initially earmarked for *EPWP Project Assistance* be moved to the Capital Budget Sport Fields as per latest approved business plan.
3. That the Capital Budget *Project for the Installation of Basic Services for Water* be reduced with R 1000 000 and that the amount be moved to 2019 / 2020.

**A 3773 KEY PERFORMANCE INDICATORS TO BE INCLUDED / AMENDED - THE TOP LAYER SDBIP (2018 / 2019) (DIRECTOR: STRATEGY & SOCIAL DEVELOPMENT)**

This item served before an Ordinary Meeting of Council on 26 February 2019  
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019  
Eenparig Besluit / Unanimously Resolved

That Council approves the inclusion / amendment to the KPI's on the Top level SDBIP's for 2018 / 2019, as reflected below:

**KPI'S TARGETS TO BE AMENDED ON THE TOP LAYER SDBIP:**

1.

KPI Ref.	Directorate	Sub directorate	KPI	Targets			
				Q1	Q2	Q3	Q4
TL 58	Finance	Revenue Services	Number of formal residential properties that receive piped water that is connected to the municipal water infrastructure network and which are billed for water or have pre paid meters as at 30 June 2019	15 000	15 000	15 000	15 000

To change to

KPI Ref.	Directorate	Sub	KPI	Targets	Reason for
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		directorate		Q1	Q2	Q3	Q4	amendment
TL 58	Finance	Revenue Services	Number of formal residential properties that receive piped water that is connected to the municipal water infrastructure network and which are billed for water or have pre paid meters as at 30 June 2019	14 000	14 000	14 000	14 000	After the 2017/18 AG Audit, duplications were picked up. Targets therefor needs to be reviewed.

2.

KPI Ref.	Directorate	Sub directorate	KPI	Targets			
				Q1	Q2	Q3	Q4
TL 59	Finance	Revenue Services	Number of formal residential properties connected to the municipal electrical infrastructure network and which are billed for electricity or have pre paid meters as (Excluding Eskom areas) at 30 June 2019	19 000	19 000	19 000	19 000

To change to

KPI Ref.	Directorate	Sub directorate	KPI	Targets				Reason for amendment
				Q1	Q2	Q3	Q4	
TL 59	Finance	Revenue Services	Number of formal residential properties connected to the municipal electrical infrastructure network and which are billed for electricity or have pre paid meters as (Excluding Eskom areas) at 30 June 2019	15 000	15 000	15 000	15 000	After the 2017/18 AG Audit, duplications were picked up. Targets therefor needs to be reviewed.

3.

KPI Ref.	Directorate	Sub directorate	KPI	Targets			
				Q1	Q2	Q3	Q4
TL 60	Finance	Revenue Services	Number of formal residential properties connected to the municipal waste water sanitation/sewerage network for sewerage service, irrespective of the number of water closets (toilets) and which are billed for sanitation/sewerage as at 30 June 2019	15 000	15 000	15 000	15 000

To change to

KPI Ref.	Directorate	Sub directorate	KPI	Targets				Reason for amendment
				Q1	Q2	Q3	Q4	



TL 60	Finance	Revenue Services	Number of formal residential properties connected to the municipal waste water sanitation/sewerage network for sewerage service, irrespective of the number of water closets (toilets) and which are billed for sanitation/sewerage as at 30 June 2019	14 000	14 000	14 000	14 000	After the 2017/18 AG Audit, duplications were picked up. Targets therefor needs to be reviewed.
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4.

KPI Ref.	Directorate	Sub directorate	KPI	Targets			
				Q1	Q2	Q3	Q4
TL 61	Finance	Revenue Services	Number of formal residential properties for which refuse is removed once per week and which are billed for refuse removal as at 30 June 2019	15 000	15 000	15 000	15 000

To change to

KPI Ref.	Directorate	Sub directorate	KPI	Targets				Reason for amendment
				Q1	Q2	Q3	Q4	
TL 61	Finance	Revenue Services	Number of formal residential properties for which refuse is removed once per week and which are billed for refuse removal as at 30 June 2019	14 000	14 000	14 000	14 000	After the 2017/18 AG Audit, duplications were picked up. Targets therefor needs to be reviewed.

**KPI'S TO BE INCLUDED ON THE TOP LAYER SDBIP:**

KPI Ref.	Directorate	Sub directorate	KPI	Unit of measurement	Reason for inclusion	Targets	
						Q3	Q4
-	Community Services	Fire and Disaster Management	Spend 100% of the total amount budgeted to purchase Fire Service Equipment by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	Fire Fighters in need of protective clothing.	0%	100%
TL36	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted to replace the 11Kv switchgear of Ashton Main Substation by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL37	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted for the upgrade of the 11Kv Line in Stockwill by 30 June 2019 {(Total actual expenditure for	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor	0%	100%

			the project/Total amount budgeted for the project)x100}		KPI's must be returned to the SDBIP.		
TL38	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted for the installation of the 11Kv switchgear in Brinks Substation by 30 June 2019 {(Total actual expenditure for the projects/Total amount budgeted for the projects)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL39	Engineering Services	Electrical Engineering	Purchase and Replace 11Kv Oil Insulated Switchgears by 30 June 2019	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL40	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted for the upgrade of the 11Kv Line to Poortjieskloof by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL41	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted to upgrade the McGregor/Boesmansrivier 11Kv Line by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL42	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted to replace the 66Kv Switchgear (Goudmyn and Le Chasseur Substations) by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL43	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted to upgrade Bonnievale Main Substation by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL44	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted to re-route the McGregor 11Kv Line at McGregor Sport fields by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL45	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted to upgrade the 11Kv Cable Feeder from White Street Substation to Van	% of budget spent	KPI was part of the original budget. Expenditure occurred against	0%	100%



			Zyl Street Hospital Substation by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}		votes. Therefor KPI's must be returned to the SDBIP.		
TL46	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted for the upgrade of the Goedemoed 11Kv Line by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL47	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted to replace the 66Kv Transformers at Robertson Main Substation by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL48	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted for the upgrade of the 11Kv Line at Buitekantstraat in McGregor by 30 June 2019 {(Total actual expenditure for the project/Total amount budgeted for the project)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%
TL49	Engineering Services	Electrical Engineering	Spend 100% of the total amount budgeted for the INEP GRANT electrification projects by 30 June 2019 {(Total actual expenditure for the projects/Total amount budgeted for the projects)x100}	% of budget spent	KPI was part of the original budget. Expenditure occurred against votes. Therefor KPI's must be returned to the SDBIP.	0%	100%

**A 3774 REVISED BUDGET ALLOCATION OF R 500 000 FROM CAPE WINELANDS DISTRICT MUNICIPALITY - PROJECTS & MAINTENANCE OF SPORTS FIELDS (DIRECTOR: COMMUNITY SERVICES)**

This item served before an Ordinary Meeting of Council on 26 February 2019

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019

Eenparig Besluit / Unanimously Resolved

1. That the Council approve the R 500 000 allocation from Cape Winelands as per signed agreement.
2. That the allocation be an additional amount on the *Projects & Maintenance Plan* of the Directorate Community Services for the financial year 2018/19.

**12.2 Reports submitted to Council for consideration (AA Items)**

Verslae voorgelê aan die Raad vir oorweging (AA-Items)

None / Geen

**12.3 Reports dealt with in terms of the delegated powers by the Mayoral Committee (B & BB Items)**

Verslae afgehandel deur die Burgemeesterskomitee in terme van gedelegeerde bevoegdhede (B & BB-Items)

This item served before an Ordinary Meeting of Council on 26 February 2019  
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 26 Februarie 2019  
Eenparig Besluit / Unanimously Resolved

That Council note the B and BB reports that were dealt with by the Executive Mayoral Committee in terms of the delegated powers.

*Dat die Raad kennis neem van die B en BB verslae wat deur die Uitvoerende Burgemeesterkomitee in terme van gedelegeerde bevoegdhede hanteer is.*

The meeting ended at 10h47

\_\_\_\_\_  
SPEAKER

\_\_\_\_\_  
DATE



## **A ITEMS**

A 3775	MONTHLY REPORTS FROM THE LOCAL TOURISM ASSOCIATIONS – JANUARY 2019 (12/2/3/3) MANAGER: SOCIAL DEVELOPMENT	18
A 3776	ANNUAL WATER SERVICES DEVELOPMENT PLAN (WSDP) : PERFORMANCE & WATER SERVICES AUDIT REPORT – 2017 / 2018 (ASSISTANT MANAGER CIVIL ENGINEERING SERVICES	19
A 3778	SUBMISSION OF THE 2019 / 2020 TO 2021 / 2022 OPERATING / CAPITAL BUDGET, IDP & POLICY DOCUMENTS (5/1/1–2019/2020) (CHIEF FINANCIAL OFFICER)	21
A 3779	FINANCIAL REPORTING IN TERMS OF SECTION 71 OF THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 – FEBRUARY 2019 (9/2/1/3) (CHIEF FINANCIAL OFFICER)	24
A 3780	AUDIT & PERFORMANCE COMMITTEE: RISK ACCEPTANCE CERTIFICATE – ILLEGAL ELECTRICITY CONNECTIONS (5/14/R) (CHIEF AUDIT EXECUTIVE)	25

**MONTHLY REPORTS FROM THE LOCAL TOURISM ASSOCIATIONS – JANUARY 2019 (12/2/3/3) MANAGER:  
SOCIAL DEVELOPMENT**

**Purpose of the Report**

To submit the monthly reports to the Portfolio Committee for notification purposes

**Background**

In accordance with the amended memoranda of agreement between the Local Tourism Associations and Langeberg Municipality, for the period 1 July 2018 to 30 June 2019, the Local Tourism Associations must submit a monthly report by the 10<sup>th</sup> of each month. A template was compiled and provided to the Local Tourism Associations to be used as a guideline when submitting the reports.

**Comments**

The monthly reports for the period January 2019, as received from the Local Tourism Associations, were distributed as part of the agenda for the Strategy & Social Development Portfolio Committee meeting of 12 March 2019 (pg 06 )

**Recommendation**

That the report from the Local Tourism Associations for January 2019 be noted

This item served before the Strategy & Social Development Portfolio Committee on 12 March 2019.  
Hierdie item het gedien by die Strategiese & Sosiale Ontwikkeling Portefeulje Komitee op 12 Maart 2019.  
Aanbeveling / Recommendation

That the report from the Local Tourism Associations for January 2019 be noted.

This item served before the Executive Mayoral Committee on 19 March 2019  
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Maart 2019  
Aanbeveling / Recommendation

That the report from the Local Tourism Associations for January 2019 be noted



**ANNUAL WATER SERVICES DEVELOPMENT PLAN (WSDP) : PERFORMANCE & WATER SERVICES  
AUDIT REPORT – 2017 / 2018 (ASSISTANT MANAGER CIVIL ENGINEERING SERVICES)**

**BACKGROUND**

*WorleyParsons RSA* was appointed by Langeberg Municipality to assist them with the compilation of the Performance & Water Services Audit Report of its WSDP (Water Services Development Plan), which forms part of the annual report for the 2017/2018 financial year. The purpose of the WSDP Performance & Water Services Audit Report is to report on the implementation of Langeberg Municipality's 2017 2018 WSDP.

The Department of Water & Sanitation (DWS) developed the template for the "*Annual Water Services Development Plan Performance & Water Services Audit Report*" during 2014 to assist municipalities with the drafting of their reports. *WorleyParsons RSA* agreed with Langeberg Municipality to follow this template as far as possible.

**PURPOSE**

Langeberg Municipality is required in terms of Section 18 of the Water Services Act, 1997 (Act No.108 of 1997), as well as the "*Regulations relating to compulsory national standards and measures to conserve water*" as issued in terms of sections 9(1) & 73(1)(j) of the Water Services Act, to report on the implementation of its WSDP during each financial year and to include a water services audit in such an annual report.

Section 62 of the Water Services Act further requires the Minister to monitor every Water Service Institution (WSI) in order to ensure compliance with the prescribed national standards. This regulation requires a Water Service Authority (WSA) to complete and submit a water services audit every year. The water services audit is designed to monitor the compliance of the WSA and other Water Service Institutions with these regulations. The Water Services Act allows the audit to be used as a tool to compare actual performance of the WSA against the targets and indicators set in their WSDP. The purpose of the water services audit is as follows:

- To monitor compliance with the Act and these regulations;
- To compare actual performance against targets contained in the WSDPs.
- To identify possibilities for improving water conservation and water demand management.

The WSDP Performance and Water Services Audit Report will give an overview of the implementation of the Municipality's 2017/2018 WSDP and is attached as an annexure to Langeberg Municipality's Annual Report. The Annual Report is compiled as required by the Local Government: Municipal Systems Act, Act no 32 of 2000 (Section 46) and the Local Government: Municipal Finance Management Act, Act no 56 of 2003 (Section 121).

**NOTE:** The annexure was distributed as part of the agenda for the Engineering Services Portfolio Committee meeting of 12 March 2019 (pg 07 )

The WSDP Performance & Water Services Audit Report contains the following detailed information:

- The Municipality's performance with regard to their KPIs for water and sewerage services for the 2017/2018 financial year, as included in the Municipality's SDBIP.
- The Municipality's Performance with regard to the Department of Water & Sanitation's Blue and Green Drop Assessments. Blue Drop status is awarded to those towns that comply with 95% criteria on drinking water quality management. Green Drop status is awarded to those Waste Water Treatment Works that comply with 90% criteria on key selected indicators on waste water quality management.

- DWS's Scorecard for assessing the potential for water conservation / water demand management efforts in the Municipality.
- Information to be included in a WSDP Performance and Water Services Audit as stipulated under section 9 of the Water Services Act, "*Guidelines for Compulsory National Standards*" and as required by DWS's 2014 WSDP Performance and Water Services Audit Report guidelines.
- Information on the implementation of the various WSDP activities, as included under the WSDP Business Element in Department of Water & Sanitation's WSDP guidelines.

### **RECOMMENDATION**

That Council approves the 2017 / 2018 Performance & Water Services Audit report of the Water Services Development Plan.

This item served before an Engineering Services Portfolio Committee on 18 March 2019  
Hierdie verslag het voor die Ingenieursdienste Portefeulje Komitee gedien op 18 Maart 2019  
Recommendation / Aanbeveling

That Council approves the 2017 / 2018 Performance & Water Services Audit report of the Water Services Development Plan.

This item served before the Executive Mayoral Committee on 19 March 2019  
Hierdie Item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Maart 2019  
Aanbeveling / Recommendation

That Council approves the 2017 / 2018 Performance & Water Services Audit report of the Water Services Development Plan.



**SUBMISSION OF THE 2019 / 2020 TO 2021 / 2022 OPERATING / CAPITAL BUDGET, IDP & POLICY DOCUMENTS  
(5/1/1-2019/2020) (CHIEF FINANCIAL OFFICER)**

**Purpose of the report**

To inform Council that the 2019 / 2020 to 2021 / 2022 Operating/Capital Budget and IDP Documents will be tabled at the Council meeting of 28 March 2019.

**Legal Framework**

Section 16 - 18 of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) stipulates as follows:

**Annual budgets**

16. (1) The council of a municipality must for each financial year approve an annual budget for the municipality before the start of that financial year.
- (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) Subsection (1) does not preclude the appropriation of money for capital expenditure for a period not exceeding three financial years, provided a separate appropriation is made for each of those financial years.

**Contents of annual budgets and supporting documents**

17. (1) An annual budget of a municipality must be a schedule in the prescribed format –
- (a) setting out realistically anticipated revenue for the budget year from each revenue source;
  - (b) appropriating expenditure for the budget year under the different votes of the municipality;
  - (c) setting out indicative revenue per revenue source and projected expenditure by vote for the two financial years following the budget year;
  - (d) setting out –
    - (i) estimated revenue and expenditure by vote for the current year; and
    - (ii) actual revenue and expenditure by vote for the financial year preceding the current year; and
  - (e) a statement containing any other information required by section 215 (3) of the Constitution or as may be prescribed.
- (2) An annual budget must generally be divided into a capital and an operating budget in accordance with international best practice, as may be prescribed.
- (3) When an annual budget is tabled in terms of section 16 (2), it must be accompanied by the following documents:
- (a) draft resolutions –
    - (i) approving the budget of the municipality;
    - (ii) imposing any municipal tax and setting any municipal tariffs as may be required for the budget year;

- (iii) approving the budgets for the relevant financial year of each municipal entity under the sole or shared control of the municipality; and
  - (iv) approving any other matter that may be prescribed;
- (b) measurable performance objectives for each vote in the budget, taking into account the municipality's integrated development plan;
- (c) a projection of cash flow for the budget year by revenue source, broken down per month;
- (d) any proposed amendments to the municipality's integrated development plan following the annual review of the integrated development plan in terms of section 34 of the Municipal Systems Act;
- (e) any proposed amendments to the budget-related policies of the municipality;
- (f) particulars of the municipality's investments;
- (g) any prescribed budget information on municipal entities under the sole or shared control of the municipality;
- (h) particulars of all proposed new municipal entities which the municipality intends to establish or in which the municipality intends to participate;
- (i) particulars of any proposed service delivery agreements, including material amendments to existing service delivery agreements;
- (j) particulars of any proposed allocations or grants by the municipality to –
  - (i) other municipalities;
  - (ii) any municipal entities and other external mechanisms assisting the municipality in the exercise of its functions or powers;
  - (iii) any other organs of state;
  - (iv) any organisations or bodies referred to in section 67 (1);
- (k) the proposed cost to the municipality for the budget year of the salary, allowances and benefits of–
  - (i) each political office-bearer of the municipality;
  - (ii) councillors of the municipality; and
  - (iii) the municipal manager, the chief financial officer, each senior manager of the municipality and any other official of the municipality at a remuneration package at least equal to that of a senior manager;
- (l) the proposed cost for the budget year to a municipal entity under the sole or shared control of the municipality of the salary, allowances and benefits of –
  - (i) each member of the entity's board of directors; and
  - (ii) the chief executive officer and each senior manager of the entity; and
- (m) any other supporting documentation as may be prescribed.



### **Funding of expenditures**

18. (1) An annual budget may only be funded from –
- (a) realistically anticipated revenues to be collected;
  - (b) cash-backed accumulated funds from previous years' surpluses not committed for other purposes; and
  - (c) borrowed funds, but only for the capital budget referred to in section 17 (2).
- (2) Revenue projections in the budget must be realistic, taking into account –
- (a) projected revenue for the current year based on collection levels to date; and
  - (b) actual revenue collected in previous financial years.

### **Comments**

The 2019-2020 MTREF Budget documents and IDP have been compiled in terms of the Municipal Budget and Reporting Regulations and will be tabled at the Council Meeting of 28 March 2019.

Budget-related policies will be placed on the municipal website and will also be available at the municipal offices for comments / inputs.

IDP-related policies, including ICT policies will be placed on the municipal website and will also be available at the municipal offices for comments / inputs.

### **Recommendation / Aanbeveling**

1. That the Executive Mayor table the 2019-2020 MTREF Budget & IDP at the **Council Meeting of 28 March 2019.**
2. That the tabling be noted of the 2019 / 2020 to 2021 / 2022
  - Operating / Capital Budget,
  - IDP
  - SDF
  - All budget related policies
  - IDP-related policy documents
  - ICT policies
3. That all relevant documents be made available for public comment and be forward to all relevant National and Provincial departments.
4. That the budget and IDP be referred to all wards for discussion and inputs.

A 3779

FINANCIAL REPORTING IN TERMS OF SECTION 71 OF THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 – FEBRUARY 2019 (9/2/1/3) (CHIEF FINANCIAL OFFICER)

Purpose of report

To submit a report in terms of the Monthly Budget Statement of the Local Government: Municipal Finance Management Act, 2003 to Council for information.

Comments

The report, as submitted to the Executive Mayor, National Treasury and Provincial Treasury, is attached to this report.

Aanbeveling / Recommendation

That the contents of the report be noted.

*Dat kennis geneem word van die inhoud van die verslag.*

This item served before the Finance Portfolio Committee on 19 March 2019  
Hierdie item het gedien voor die Finansies Portefeulje Komitee op 19 Maart 2019  
Recommendation / Aanbeveling

That the contents of the report be noted.

*Dat kennis geneem word van die inhoud van die verslag.*



**AUDIT & PERFORMANCE COMMITTEE: RISK ACCEPTANCE CERTIFICATE – ILLEGAL ELECTRICITY CONNECTIONS (5/14/R) (CHIEF AUDIT EXECUTIVE)**

**Purpose of report**

To submit the Risk Acceptance Certificate to Council for approval to formally accept the risk of illegal electricity connections in the municipal area.

**Background**

Standard 2600 – Communicating the Acceptance of Risks states that:

When the chief audit executive concludes that management has accepted a level of risk that may be unacceptable to the organization, the chief audit executive must discuss the matter with senior management. If the chief audit executive determines that the matter has not been resolved, the chief audit executive must communicate the matter to the board.

In an Ordinary Meeting of Council on 31 July 2018 (Council resolution A3663), Council resolved that the prepaid electricity meters of houses from where illegal electricity connections are made, be blocked until such illegal connections are removed, but the process only commence once there is a suitable alternative solution.

Subsequently, Management indicated in an Audit & Performance Meeting held 28 September 2018 that there is currently no alternative solution. The Audit & Performance Committee is of the opinion that with the above resolution the Council is accepting the residual risk that may be unacceptable to the municipality and recommended that the risk be formally accepted by Council until such time a suitable solution is found.

The Audit & Performance Committee further recommended that Internal Audit should initiate the formal risk acceptance process and replace this action in the Internal Audit follow-up tool.

The *Risk Acceptance Certificate – Illegal Electricity Connections* is submitted for approval by Council and **is attached to this report.**

**Recommendation**

That the Risk Acceptance Certificate – Illegal Electricity Connections be approved by Council as a means of formally accepting the risk until an alternative solution is found.

**ACCEPTANCE OF RISK CERTIFICATE**

**Electrical Engineering Services – Illegal Electricity Connections Audit**

05 October 2018

The Municipal Council  
Langeberg Municipality  
Private Bag X2  
ASHTON  
6715

**ACCEPTANCE OF RISK CERTIFICATE**

In terms of standard 2600 of the International Standards for the Professional Practice of Internal Auditing, the Chief Audit Executive (CAE) and Senior Management Team (SMT) must discuss with Council any matter where the CAE and SMT believes that Council has accepted a level of residual risk that may be unacceptable to the municipality. If the decision regarding residual risk is not resolved, the Council should accept the risk formally.

The matter reported here, was discussed with Senior Management and reported to the Audit & Performance Committee.

Details of the risk accepted by Council are as follows:

**Audit Area:** Electrical Engineering Services – Illegal Electricity Connections Audit

**Audit Period:** 2017/18

**Finding No. 3: Disconnection of electricity supply**

**Description of finding:**

In terms of section 15 - of the Langeberg Municipality: Standard By-law – Electricity Supply, if the consumer uses the electricity for any purpose or deals with the electricity in any manner which the Municipality has reasonable grounds for believing interferes in an improper or unsafe manner or is calculated to interfere in an improper or unsafe manner with the efficient supply of electricity to any other consumer, the Municipality may, with or without notice, disconnect the electricity supply provided that supply shall be restored as soon as the cause for the disconnection has been permanently remedied or removed and any relevant fee has been paid.



Section 21 - of the Langeberg Municipality: Standard By-law – Electricity Supply states:

- (1) The Municipality has the right to disconnect the supply of electricity to any premises
  - a. Without notice where –
    - i. There is grave risk to a person or property if the supply is not disconnected; or
    - ii. There is evidence of tampering as contemplated in section 26; or
    - iii. For reasons of staff or community safety.
  - b. With reasonable written notice where –
    - i. The person liable to pay for such supply fails to pay any charge due to the Municipality in connection with any supply of electricity which he/she may at any time have received from the Municipality in respect of such premises, or
    - ii. The Municipality has requested to disconnect the supply of electricity where there are outstanding Municipal service fees, surcharges on fees, property rates and other municipal taxes, levies and duties; or
    - iii. any provision of this by-law has been contravened and the customer has failed to remedy the default after proper notice has been given;
    - iv. access to inspect metering equipment has been denied.
- (2) Where any of the provisions of this by-law and/or regulations are being contravened the Municipality should give the person 7 (seven) days' notice to remedy his/her default prior to disconnection.

During the audit it was noted that there were notices to disconnect the supply of electricity to households providing electricity by means of illegal electricity connections to other households. However, the supply of electricity was not disconnected subsequently in the event where defaults were not remedied in the notice period.

### **Risk / Impact**

Even though section 22 of the Langeberg Municipality: Standard By-law – Electricity Supply provides for limitation of the liability on the part of the municipality, section 26 of the Electricity Regulation Act, (Act no. 4 of 2006) and section 9 of the Occupational Health and Safety Act as amended, (Act no. 85 of 1993) imposes certain liability and duties on the municipality should any loss or damage, direct or consequential, suffered or sustained by a consumer as a result of or arising from the cessation, interruption or any other abnormality of the supply electricity (i.e. electrocution of a community member or children which could result in death).

The possible consequence for the municipality could be a lengthy law suit that could result in a hefty settlement amount.

Furthermore, not disconnecting the illegal electricity connections is a violation of the approved Langeberg Municipality: Standard By-law – Electricity Supply.

### **Recommendations**

As per the Langeberg Municipality: Standard By-law – Electricity Supply, Internal Audit recommends that:

- (a) The municipality sends out notices for the disconnection of electricity supply to the identified households providing electricity by means of illegal connections.
- (b) Disconnect electricity supply to households that did not remedy their default within the notice period.

### **Management Comments**

Management agrees with the recommendations and made the following comment:

- Notices (see attached copy) will be sent to all households from where illegal electricity connections are made as from 20 June 2018.

### **Council resolution of risk acceptance:**

Resolution number .....



**SLEGS VIR KENNISNAME • FOR INFORMATION ONLY**

**B & BB ITEMS**

B 5475	DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR JANUARY 2019 – DIRECTORATE: CORPORATE SERVICES (9/2/1) (CHIEF FINANCIAL OFFICER)	39
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**B & BB ITEMS**

- B 5475** DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR JANUARY 2019 – DIRECTORATE: CORPORATE SERVICES (9/2/1) (CHIEF FINANCIAL OFFICER)

This item served before the Executive Mayoral Committee on 19 March 2019  
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Maart 2019  
Eenparig Besluit / Unanimously Resolved

That the contents of the report of deviations from the procurement processes be noted.

*Dat kennis geneem word van die inhoud van die verslag in verband met afwykings van die verkrygingsprosesse.*

- B 5477** APPLICATION TO TRANSFER RDP HOUSE: ERF 6300, ROBERTSON FROM CATHRINA MARTHINUS TO DAWID DAVIDS (17/5/8/5/2) (SNR HOUSING CLERK: ROBERTSON)

This item served before the Executive Mayoral Committee on 19 March 2019  
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Maart 2019  
Eenparig Besluit / Unanimously Resolved

That the RDP house situated on erf 6300, Robertson be allocated to Dawid Davids on the following conditions:

*Dat die HOP woning geleë te erf 6300, Robertson op die volgende voorwaardes aan Dawid Davids toegeken word.*

1. That a housing subsidy application be submitted to the Provincial Department of Human Settlements for consideration on behalf of Dawid Davids.

*Dat 'n behuisingssubsidie aansoek namens Dawid Davids aan die Provinsiale Departement van Menslike Nedersettings voorgelê word ter oorweging.*

2. That once the subsidy as mentioned in point 1 is approved, a deed of sale be entered into between Dawid Davids whereafter registration of the property in his name will take place.

*Dat nadat die behuisingssubsidie soos in punt 1 gemeld goedgekeur is, 'n koopkontrak deur Dawid Davids onderteken word, waarna registrasie van die eiendom in sy naam sal plaasvind.*

- B 5478** RESUBMISSION: ROBERTSON KOOP WYNMAKERY LTD & ROODEZANDT WINES: APPLICATION FOR THE PURCHASE AND CLOSING OF KONSTITUSIE STREET FROM REITZ STREET TO HOOPSRIVER, ROBERTSON (7/2/3/2/5 17/3/1/6/3/5) (PRINCIPAL CLERK: PROPERTY

This item served before the Executive Mayoral Committee on 19 March 2019  
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 19 Maart 2019  
Eenparig Besluit / Unanimously Resolved

1. That the application received from Mr JW Lizemore on behalf of Robertson Koop Wynmakery Bpk & Roodezandt Wines for the purchase and closing of Konstitusie Street from Reitz Street to Hoopsriver, Robertson not be approved due to the following reasons:

*Dat die aansoek ontvang vanaf Mr JW Lizemore on behalf of Robertson Koop Wynmakery Bpk & Roodezandt Wines vir die koop en sluiting van Konstitusiestraat vanaf Reitzstraat se hoek tot by Hoopsrivier, Robertson nie goedgekeur word as gevolg van die volgende redes:*



- 1.1 That the road is used as an alternative route when Voortrekker Road is closed.

*Dat die straat gebruik word as 'n alternatiewe roete wanneer Voortrekkerweg gesluit is.*

- 1.2 That the existing 11kV ring-feed runs along the pavement of Konstitusie Road as well as two switching stations, from where Robertson and Roodezandt Wines are supplied from, to which municipal personnel must have 24 hours' access.

*Dat die bestaande 11kV ringvoer op die sypaadjie van Konstitusiestraat loop asook twee skakelstasies vanwaar Robertson en Roodezandt Wines voorsien word, waartoe munisipale personeel 24 uur toegang moet hê.*

2. That approval be granted to Robertson Koop Wynmakery Bpk & Roodezandt Wines to lease the portion of the road from the Hoops River bridge to the corner of Konstitusie & Reitz Street for a 3-year period subject to the following conditions:

*Dat goedkeuring verleen word aan Robertson Koop Wynmakery Bpk & Roodezandt Wines om die gedeelte pad vanaf Hoopsrivier brug tot by die hoek van Konstitusiestraat & Reitzstraat te huur vir 'n 3 jaar periode onderhewig aan die volgende voorwaardes:*

- 2.1 That the intention of the Municipality to lease the portion of the road to Robertson Koop Wynmakery Bpk & Roodezandt Wines be advertised for comments and / or legal objections.

*Dat die Munisipaliteit se voorneme om die gedeelte grond aan Robertson Koop Wynmakery Bpk & Roodezandt Wines te verhuur, geadverteer word vir kommentare en / of wettige besware.*

- 2.2 That the portion of road be leased at a market related rental per month which will escalate annually with a percentage that will be determined by the annual CPIX.

*Dat die gedeelte pad verhuur word teen 'n markverwante bedrag per maand en dat die bedrag jaarliks eskaleer met 'n persentasie wat bepaal word deur die jaarlikse VPI.*

- 2.3 That Robertson Koop Wynmakery Bpk & Roodezandt Wines be entitled to only close the portion of road during harvest time and that municipal staff and all emergency vehicles have unrestricted access during this aforementioned period.

*Dat Robertson Koop Wynmakery Bpk & Roodezandt Wines toestemming verleen word om die gedeelte pad gedurende die parstydperk te sluit, maar dat munisipale amptenare en noodvoertuie onbelemmerde toegang sal hê gedurende voormelde tydperk.*

- 2.4 That Robertson Koop Wynmakery Bpk & Roodezandt Wines be responsible for all maintenance of the portion of road, to the satisfaction of the Municipality.

*Dat Robertson Koop Wynmakery Bpk & Roodezandt Wines verantwoordelik sal wees vir alle instandhouding van die gedeelte pad, tot bevrediging van die Munisipaliteit.*

- 2.5 That approval be granted to Robertson Koop Wynmakery Bpk & Roodezandt Wines to place security boom / gate at the Adderley Street and Hoopsrivier sides between 18:00 and 06:00 together with a security guard to do access control at their own cost."

*Dat goedkeuring verleen word aan Robertson Koop Wynmakery Bpk & Roodezandt Wynmakery om 'n sekuriteits sluitpaal / hek te plaas by die Adderleystraat en Hoopsrivier kante tussen 18:00 en 06:00 tesame met 'n sekuriteitswag om toegangsbeheer toe te pas vir hulle eie rekening.*

- 2.6 That no structures or buildings be erected on this area.

*Dat geen strukture of geboue op hierdie gedeelte opgerig word nie.*