



**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
30 JULIE 2019 om 10H00

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
30 JULY 2019 at 10H00

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

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

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

AGENDA

~ 30 JULY 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 a Statutory Meeting of Council of the Langeberg Municipality held on 14 June 2019 at 09h00 in the Council Chambers, Municipal Offices, Church Street, Robertson. 05 - 07

Bekragting van die Notule van 'n Statutêre Vergadering van die Raad van die Langeberg Munisipaliteit wat gehou was op 14 Junie 2019 om 09h00 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

None / Geen
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

- 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. *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.*
 - 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. / *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.*
 - 8.3 Report on matters of concern by representatives at the Cape Winelands District Municipality. / *Rapportering aangaande sake van belang deur verteenwoordigers by die Kaapse Wynland Distrikmunisipaliteit.*
 - 8.4 Other Matters / *Ander Sake*

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

None / Geen

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

None / Geen

11. Consideration of Urgent Motions / Oorweging van Dringende Mosies

None / Geen

12. Consideration of Reports / Oorweging van Verslae

12.1	Reports submitted to Council for consideration (A Items) Verslae voorgelê aan die Raad vir oorweging (A Items)	10
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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)	85

MINUTES OF A STATUTORY MEETING OF COUNCIL OF THE LANGEBOEG MUNICIPALITY
HELD ON 14 JUNE 2019 AT 09H00 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. The Deputy Executive Mayor opened the proceedings with a prayer.

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 Kuhn, DJW	Councillor
Cllr Mangenengene, HF.....	Councillor
Cllr Nteta, BH	Councillor
Cllr Simpson, OC.....	Councillor
Cllr Swanepoel, LM	Councillor
Mr Everson, AWJ	Director Corporate Services
Mr Brown, B	Chief Financial Officer
Mr Mgajo, M.....	Director Community Services
Ms Matthys, CO	Director Strategy & Social Development
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 Januarie, JJ	Councillor
Cllr Kriel, J	Councillor
Cllr Mafilika, JS	Councillor
Cllr Shibili, AJ	Councillor
Cllr Van der Merwe, TM	Councillor
Cllr Van Zyl, JDF	Councillor
Mr Mokweni, SA	Municipal Manager
Mr Van der Westhuizen, IAB.....	Director Engineering Services

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

Cllr Du Plessis, S	Councillor
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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)

- A3817 COMPILING OF THE 2018/2019 ADJUSTMENT BUDGET DUE TO UNFORESEEABLE / UNAVOIDABLE EXPENDITURE (5/1/1 - 2018/2019) (CHIEF FINANCIAL OFFICER)**
- This item served before a Statutory Meeting of Council on 14 June 2019
Hierdie item het gedien voor 'n Statutêre Vergadering van die Raad op 14 Junie 2019
Eenparig Besluit / Unanimously Resolved
- That the Adjustment budget for 2018 / 2019 as submitted, be approved.
- Dat die Aansuiweringsbegroting vir 2018 / 2019 soos voorgelê, goedgekeur word.*
- A3820 EFFECTIVE DATE OF GENERAL VALUATION ~ 2020 TO 2025 IN TERMS OF THE MUNICIPAL PROPERTY RATES ACT, 2004 (ACT 6 OF 2004) (DIRECTOR: FINANCIAL SERVICES)**
- This item served before a Statutory Meeting of Council on 14 June 2019
Hierdie item het gedien voor 'n Statutêre Vergadering van die Raad op 14 Junie 2019
Eenparig Besluit / Unanimously Resolved
- That 02 July 2019 be determined as the date of the 2020 General Valuation, as required in terms of sections 31(1) of the Local Government: Municipal Property Rates Act, 2004 (Act 6 of 2004).
- A3821 KEY PERFORMANCE INDICATORS TO BE REMOVED - THE TOP LAYER SDBIP (2018 / 2019) (DIRECTOR: STRATEGY & SOCIAL DEVELOPMENT)**
- This item served before a Statutory Meeting of Council on 14 June 2019
Hierdie item het gedien voor 'n Statutêre Vergadering van die Raad op 14 Junie 2019
Eenparig Besluit / Unanimously Resolved
- That Council approves the removal to the KPI's of the Top level SDBIP's for 2018 / 2019, as reflected in the report.
- A3822 COST CONTAINMENT REGULATIONS ISSUED BY NATIONAL TREASURY**
- This item served before a Statutory Meeting of Council on 14 June 2019
Hierdie item het gedien voor 'n Statutêre Vergadering van die Raad op 14 Junie 2019
Eenparig Besluit / Unanimously Resolved
1. That Council notes the Cost Containment Regulations that must be implemented and takes affect from 01 July 2019.
 2. That the Municipality will develop a Cost Containment Policy that is in line with the Local Government: Municipal Finance Management Act (Republic of South Africa, 2004) and the Cost Containment Regulations.
- A3823 PERFORMANCE AGREEMENTS FOR ALL DIRECTORS AND MUNICIPAL MANAGER FOR 2019 / 2020 (5/1/3) (DIRECTOR: STRATEGY AND SOCIAL DEVELOPMENT)**
- This item served before a Statutory Meeting of Council on 14 June 2019
Hierdie item het gedien voor 'n Statutêre Vergadering van die Raad op 14 Junie 2019
Eenparig Besluit / Unanimously Resolved
1. That the individual scorecards of Section 57 appointees be noted by Council.
- Dat die Raad kennis neem van die individuele metingskaarte van Artikel 57 aanstellings.*

2. That the 2019 / 2020 scorecards be forwarded to the relevant Provincial Department for information.

Dat die 2019 / 2020 metingskaarte aan die betrokke Provinsiale Departement ter inligting aangestuur word.

The meeting ended at 09h08

SPEAKER

DATE

A ITEMS

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MONTHLY REPORTS - LOCAL TOURISM ASSOCIATIONS – APRIL 2019 (12/2/3/3) (MANAGER: SOCIAL DEVELOPMENT)

Purpose of the Report

To submit the monthly reports to Council 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 10th of each month.

A template was compiled and provided to the Local Tourism Associations to be used as a guideline when submitting these reports.

Comments

The monthly reports for the period April 2019, as received from the Local Tourism Associations, are attached to this report.

Recommendation

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

NOTE: The annexure was distributed as part of the agenda for the Strategy & Social Development Portfolio Committee meeting of 10 July 2019 (pg 54 – 88)

This item served before the Strategy & Social Development Portfolio Committee on 10 July 2019.
Hierdie item het gedien by die Strategiese & Sosiale Ontwikkeling Portefeulje Komitee op 10 Julie 2019.
Aanbeveling / Recommendation

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

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019
Aanbeveling / Recommendation

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

FINANCIAL REPORTING IN TERMS OF SECTION 71 OF THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 – MAY 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 content of the report be noted.

Dat kennis geneem word van die inhoud van die verslag.

Recommendation: Finance Portfolio Committee

As the Finance Portfolio Committee meeting will take place on 17 July 2019 after the agenda for the Executive Mayoral Committee meeting was prepared, the recommendation will be provided by the Director Finance at the Mayoral Committee meeting.

This item served before the Finance Portfolio Committee on 17 July 2019
Hierdie item het gedien voor die Finansies Portefeulje Komitee op 17 Julie 2019
Recommendation / Aanbeveling

That the content of the report be noted.

Dat kennis geneem word van die inhoud van die verslag.

NOTE: The annexure was distributed as part of the agenda for the Finance Services Portfolio Committee meeting of 17 July 2019 (pg 05 - 95)

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

The Director Finance reported that he presented the executive summary and answered questions. The Committee recommended that the report be considered by Council.

Aanbeveling / Recommendation

That the content of the report be noted.

Dat kennis geneem word van die inhoud van die verslag.

MONTHLY REPORTING FROM THE LOCAL TOURISM ASSOCIATIONS – MAY 2019 (12/2/3/3) (MANAGER: SOCIAL DEVELOPMENT)

Purpose of the Report

To submit the monthly reports to the Strategy and Social Development 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 for the period 1 July 2018 to 30 June 2019, the Local Tourism Associations must submit a monthly report by the 10th 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 May 2019, as received from the Local Tourism Associations, are attached to this report.

Recommendations / Aanbevelings

That the reports from the Local Tourism Associations for May 2019 be noted.

NOTE: The annexure was distributed as part of the agenda for the Strategy & Social Development Portfolio Committee meeting of 10 July 2019 (pg 90 - 122)

This item served before the Strategy & Social Development Portfolio Committee on 10 July 2019.
Hierdie item het gedien by die Strategiese & Sosiale Ontwikkeling Portefeulje Komitee op 10 Julie 2019.
Aanbeveling / Recommendation

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

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019
Aanbeveling / Recommendation

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

**QUARTERLY REPORTING : LOCAL TOURISM ASSOCIATIONS – TOURISM PROJECTS & SMME
DEVELOPMENT IN PRECEDING FINANCIAL QUARTER - 01 APRIL 2019 TO 30 JUNE 2019 (12/2/3/3)
(MANAGER: SOCIAL DEVELOPMENT)**

Purpose of the Report

To submit a report to the Strategy and Social Development Portfolio Committee regarding the quarterly report by the Local Tourism Associations.

Background

The following resolution was taken by Council on 10 December 2018, per item A3722.

Hierdie item het gedien voor 'n Gewone Vergadering and die Raad op 10 Desember 2018
This item served before an Ordinary Meeting of Council on the 10 December 2018
Eenparig Besluit / Unanimously Resolved

1. That the audited financial statements of the Local Tourism Associations for the period 01 July 2017 to 30 June 2018 be noted and that the questions raised by the Chief Audit Executive be responded to at the next meeting of the Strategy and Social Development Portfolio Committee meeting
2. That a quarterly presentation be made by the Chairperson of each association to the Strategy and Social Development Portfolio Committee about tourism projects that have been done in the preceding financial quarter and are planned for the next financial quarter.
3. That the quarterly presentation must include a report on the SMME development by the Association in terms of the service level agreement with the Municipality, i.e. what do they do to promote tourism in their previously disadvantaged areas with the funds they are receiving from the Municipality as well as the applicable SLA's

Comments

The Local Tourism Offices will present feedback on the last quarter (April, May and June 2019) and the next quarter (July, August and September 2019) with respect to item 2 and 3 of the above resolution.

Recommendations / Aanbevelings

That the Local Tourism Offices present feedback on the last quarter (April, May and June 2019) and the next quarter (July, August and September 2019) with respect to item 2 and 3 of the above resolution.

This item served before the Strategy & Social Development Portfolio Committee on 10 July 2019.
Hierdie item het gedien by die Strategiese & Sosiale Ontwikkeling Portefeulje Komitee op 10 Julie 2019.
Aanbeveling / Recommendation

That Council notes the presentations by the Local Tourism Offices on the last quarter (April, May and June 2019) and the next quarter (July, August and September 2019).

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019
Aanbeveling / Recommendation

That Council notes the presentations by the Local Tourism Offices on the last quarter (April, May and June 2019) and the next quarter (July, August and September 2019).

APPLICATION TO LEASE OR PURCHASE MUNICIPAL LAND SITUATED ON A PORTION OF REMAINDER OF ERF 3 (±300M²) ADJACENT TO ERF 7915, ROBERTSON (7/2/3/1/5: 7/2/3/2/5) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)

Purpose of report

To submit a report to the Mayoral Committee for consideration regarding an application received from Mr D de Wet.

Background

The following letter was received from Mr D de Wet:

"We are interested in purchasing or hiring a portion of municipal land in Robertson that borders our property. The portion in question is shown on the attached chart as PTN A it forms part of RE/Erf 3 it is approximately 300m² in size and it borders our property ERF 7915.

We would like to use this portion of land as an alternative entrance to our property for trucks and other large vehicles as there is no other suitable area to make a safe entrance for large vehicles because of the slope that the property is situated on. We will ensure that the entrance is constructed in a neat and professional way and that it is safe for other vehicles using the gravel road.

We look forward to hearing from you."

Comments:

A location map is attached to this report

The Directors and relevant Managers were requested to comment not later than 07 June 2019. The following comments were received:

Comments: Manager: Civil Engineering Services

No civil services will be affected by the application and therefore the Civil Engineering department do not have objections.

Comments: Director: Community Services

The directorate community services has no objection.

Comments: Director: Strategy & Social Development

The request to purchase is not supported

Lease can be considered but not long-term

Comments: Manager: Electrical Engineering Services

The Electrical Department has no objection to the application, lease or purchase.

Comments: Manager: Town Planning

No objection to the sale of the small piece of land to the adjacent property, on the following conditions:

1. The portion must be subdivided off erf 3 and simultaneously consolidated with erf 7915, at the cost and initiative of the buyer.
2. Before the 300m²-portion may be transferred to the buyer and before the consolidation may be registered, the buyer has to obtain the necessary permission from the relevant Roads Authority for the new farm access and must adhere to the conditions of such permission.

It is noted that the subdivision of the 300m² portion from Remainder Erf 3 and consolidation thereof with erf 7915 (zoned Agricultural zone I) will constitute a minor amendment of the common boundary between the land units involved, resulting in less than a 10% change in the area of either land unit (0,99% of erf 7915 and 0.07% of erf 3). Such a subdivision and consolidation does not require the Municipality's approval in terms of the Land Use Planning By-law, 2015, but only a certificate of exemption.

Comments: Chief Financial Officer

Alienation of any capital asset takes place in compliance with Section 14 of the Municipal Finance Management Act, 2004. The Act states that the municipality may not alienate any capital asset required to provide a minimum level of service. The municipality may alienate any other capital asset, provided the Council has considered the fair market value and the economic and community value to be received in exchange for the asset. In the event of alienation or leasing it must take place in accordance with Section 14 of the MFMA as the asset must not be used to provide a minimum level of service. The process must be fair, open, competitive, transparent and market related rates must be used and

If the lease agreement was done through the SCM process, Section 116 (3) of the MFMA is applicable which states:

- (3) A contract or agreement procured through the supply chain management policy of the municipality or municipal entity may be amended by the parties, but only after—
 - (a) the reasons for the proposed amendment have been tabled in the council of the municipality or, in the case of a municipal entity, in the council of its parent municipality; and
 - (b) the local community—
 - (i) has been given reasonable notice of the intention to amend the contract or agreement; and
 - (ii) has been invited to submit representations to the municipality or municipal entity.

Comments: Cllr Burger

Ek het geen beswaar. Hulle kan die grond aan Mnr De Wet verkoop, want hy het n probleem met die ingang vir groot vragmotors. Ek het inspeksie gedoen en die grond het geen waarde vir die Raad nie. Hy moet dit net skoon en netjies hou.

Comments: Manager: Administrative Support

Clause 45 of the Administration of Immoveable Property Policy determine that closed streets and lanes, public open spaces and odd lots of land which can be of no practical use to any other person may be sold out of hand to adjoining property owners, provided that;

- (1) Written notice has been served on all adjoining property owners; and
- (2) The selling price will be at a fair market value

Taking the afore mentioned as well as the comments received into consideration, the application is supported subject to the applicable conditions.

Recommendation/ Aanbeveling

1. That the application received from Mr D de Wet to purchase municipal land situated on a portion of remainder of erf 3 ($\pm 300\text{m}^2$) adjacent to erf 7915, Robertson be approved subject to the following conditions:

Dat die aansoek ontvang vanaf Mnr D de Wet vir die koop van munisipale grond geleë op 'n gedeelte van restant van erf 3 ($\pm 300\text{m}^2$) aangrensend erf 7915, Robertson goedgekeur word onderhewig aan die volgende voorwaardes:

- 1.1 That it be confirmed that the portion of land is not needed for the provision of the minimum level of basic municipal services. (S14 of the MFMA2003, Act 56 of 2003)

Dat dit bevestig word dat die gedeeltes grond nie benodig word vir die verskaffing van die minimum vlak van basiese munisipale dienste nie. (S14 van die MFMA 2003, Wet 56 van 2003)

- 1.2 That written notices be served on all adjoining property owners.

Dat geskrewe kennisgewings aan al die omliggende eienaars bedien word.

- 1.3 That the portion of municipal land be alienated at a market related price.

Dat die gedeelte munisipale grond verkoop word teen 'n markverwante prys.

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

Dat 'n deposito van 10% betaalbaar sal wees met ondertekening van die koop-ooreenkoms en dat die restant van die koopsom betaalbaar is by registrasie.

- 1.5 That the buyer 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.

- 1.6 That the buyer be responsible for the cost involved for surveying, rezoning, subdivision, consolidation, surveying, registration of servitudes and registration of the property in his/her name where applicable.

Dat die koper verantwoordelik sal wees vir alle kostes van opmeting, hersonering, onderverdeling, konsolidasie, landmeter, registrasie van die servitute en registrasie van die eiendom in sy/haar naam waar van toepassing.

- 1.7 That before the 300m^2 -portion may be transferred to the buyer and before the consolidation may be registered, the buyer has to obtain the necessary permission from the relevant Roads Authority for the new farm access and must adhere to the conditions of such permission. Such approval must be submitted to this office.

Dat voordat die 300m^2 gedeelte transporteer word na die koper en voordat die konsolidasie geregistreer word, die koper die nodige toestemming van die relevante Pad Owerheid moet verkry vir die nuwe plaas toegang en moet voldoen word aan die voorwaardes van sodanige toestemming. Voormelde goedkeuring moet aan hierdie kantoor voorsien word.

- 1.8 That the purchase deal be finalized within a period of 8 months 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, by versuim waarvan, die aanbod onherroeplik verval.

NOTE: The annexure was distributed as part of the agenda for the Corporate Services Portfolio Committee meeting of 10 July 2019 (pg 46)

This item served before the Corporate Services Portfolio Committee on 10 July 2019

Hierdie item het gedien by die Korporatiewe Dienste Portefeulje Komitee op 10 Julie 2019

Aanbeveling / Recommendation

1. That the application received from Mr D de Wet to purchase municipal land situated on a portion of remainder of erf 3 ($\pm 300\text{m}^2$) adjacent to erf 7915, Robertson be approved subject to the following conditions:

Dat die aansoek ontvang vanaf Mnr D de Wet vir die koop van munisipale grond geleë op 'n gedeelte van restant van erf3 ($\pm 300\text{m}^2$) aangrensend erf 7915, Robertson goedgekeur word onderhewig aan die volgende voorwaardes:

- 1.1 That it be confirmed that the portion of land is not needed for the provision of the minimum level of basic municipal services. (S14 of the MFMA2003, Act 56 of 2003)

Dat dit bevestig word dat die gedeeltes grond nie benodig word vir die verskaffing van die minimum vlak van basiese munisipale dienste nie. (S14 van die MFMA 2003, Wet 56 van 2003)

- 1.2 That written notices be served on all adjoining property owners.

Dat geskrewe kennisgewings aan al die omliggende eienaars bedien word.

- 1.3 That the portion of municipal land be alienated at a market related price.

Dat die gedeelte munisipale grond verkoop word teen 'n markverwante prys.

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

Dat 'n deposito van 10% betaalbaar sal wees met ondertekening van die koopooreenkoms en dat die restant van die koopsom betaalbaar is by registrasie.

- 1.5 That the buyer 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.

- 1.6 That the buyer be responsible for the cost involved for surveying, rezoning, subdivision, consolidation, surveying, registration of servitudes and registration of the property in his/her name where applicable.

Dat die koper verantwoordelik sal wees vir alle kostes van opmeting, hersonering, onderverdeling, konsolidasie, landmeter, registrasie van die servitude en registrasie van die eiendom in sy/haar naam waar van toepassing.

- 1.7 That before the 300m²-portion may be transferred to the buyer and before the consolidation may be registered, the buyer has to obtain the necessary permission from the relevant Roads Authority for the new farm access and must adhere to the conditions of such permission. Such approval must be submitted to this office.

Dat voordat die 300m² gedeelte transporteer word na die koper en voordat die konsolidasie geregistreer word, die koper die nodige toestemming van die relevante Pad Owerheid moet verkry vir die nuwe plaas toegang en moet voldoen word aan die voorwaardes van sodanige toestemming. Voormelde goedkeuring moet aan hierdie kantoor voorsien word.

- 1.8 That the purchase deal be finalized within a period of 8 months 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, by versuim waarvan, die aanbod onherroeplik verval.

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

Aanbeveling / Recommendation

1. That the application received from Mr D de Wet to purchase municipal land situated on a portion of remainder of erf 3 ($\pm 300\text{m}^2$) adjacent to erf 7915, Robertson be approved subject to the following conditions:

Dat die aansoek ontvang vanaf Mnr D de Wet vir die koop van munisipale grond geleë op 'n gedeelte van restant van erf 3 ($\pm 300\text{m}^2$) aangrensend erf 7915, Robertson goedgekeur word onderhewig aan die volgende voorwaardes:

- 1.1 That it be confirmed that the portion of land is not needed for the provision of the minimum level of basic municipal services. (S14 of the MFMA2003, Act 56 of 2003)

Dat dit bevestig word dat die gedeeltes grond nie benodig word vir die verskaffing van die minimum vlak van basiese munisipale dienste nie. (S14 van die MFMA 2003, Wet 56 van 2003)

- 1.2 That written notices be served on all adjoining property owners.

Dat geskrewe kennisgewings aan al die omliggende eienaars bedien word.

- 1.3 That the portion of municipal land be alienated at a market related price.

Dat die gedeelte munisipale grond verkoop word teen 'n markverwante prys.

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

Dat 'n deposito van 10% betaalbaar sal wees met ondertekening van die koopoorreënkomst en dat die restant van die koopsom betaalbaar is by registrasie.

- 1.5 That the buyer be responsible for all the connection fees for municipal services rendered to the property.

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

- 1.6 That the buyer be responsible for the cost involved for surveying, rezoning, subdivision, consolidation, surveying, registration of servitudes and registration of the property in his/her name where applicable.

Dat die koper verantwoordelik sal wees vir alle kostes van opmeting, hersonering, onderverdeling, konsolidasie, landmeter, registrasie van die servitute en registrasie van die eiendom in sy/haar naam waar van toepassing.

- 1.8 That before the 300m²-portion may be transferred to the buyer and before the consolidation may be registered, the buyer has to obtain the necessary permission from the relevant Roads Authority for the new farm access and must adhere to the conditions of such permission. Such approval must be submitted to this office.

Dat voordat die 300m² gedeelte transporteer word na die koper en voordat die konsolidasie geregistreer word, die koper die nodige toestemming van die relevante Pad Owerheid moet verkry vir die nuwe plaas toegang en moet voldoen word aan die voorwaardes van sodanige toestemming. Voormelde goedkeuring moet aan hierdie kantoor voorsien word.

- 1.8 That the purchase deal be finalized within a period of 8 months 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, by versuim waarvan, die aanbod onherroeplik verval.

**IDENTIFICATION AND APPROVAL OF A HOUSING SUBSIDY PROGRAMME IN UITSIG, BONNIEVALE
(ACTING MANAGER HOUSING – DEPARTMENT COMMUNITY SERVICES)**

Purpose of report

To submit a report to Council to determine the Housing assistance for the residents of Uitsig, Bonnievale and approval of the above-mentioned matter.

Background

Uitsig was the residential area for the workers at Bonita Cheese factory that is now known as Parmalat. There are approximately 62 houses in the area. The houses were transferred into the residents' names through a housing subsidy programme of the Western Cape Housing department.

Comments

67 plots are available in Uitsig, of which 9 plots cannot be used due to municipal services on the plots. Recently, the Council approved an IRDP housing project for Uitsig. This project forms part of the implementing agent (ASLA) instruction.

During conversations with the residents they indicated that only Uitsig residents should benefit from the Housing project. Currently there are 34 residents of Uitsig on the Bonnievale Housing database. During a survey of 20 applicants, only 11 qualify for IRDP housing and the income of the rest range between R4000 and R27 000 pm which indicates that less of the 34 applicants qualify for the IRDP housing subsidy.

The following options will have to be considered

1. That 58 IRDP houses be built and that applicants from the Bonnievale Housing database (not only Uitsig residents) also be considered. The reason is that in the past residents from Uitsig were also accommodated in previous housing projects in Bonnievale.

Dat 58 HOP huise gebou word en dat die aansoekers op die Bonnievale Behuisingsdatabasis ook in ag geneem word, nie net Uitsig inwoners nie, aangesien aansoekers van Uitsig in die verlede geakkomodeer was in Behuisingsprojekte in Bonnievale.

2. That 50 IRDP houses be built, according to the Bonnievale Housing database, and that people from Uitsig comply with all requirements like any other applicants on the housing database, and that 8 serviced stands be made available to the open market.

Dat 50 IRDP huise gebou word volgens die Bonnievale Behuisingsdatabasis, en dat aansoekers van Uitsig aan al die vereistes moet voldoen soos enige ander aansoeker op die behuisingsdatabasis en dat 8 gedienste erwe vir die ope mark beskikbaar gestel word.

3. That the persons from Uitsig on the housing waiting list who qualify for IRDP houses receive a house and that the rest be made available as serviced sites for the open market.

Dat die persone van Uitsig op die behuisingswaglys wat kwalifiseer vir n HOPhuis dit ontvang en dat die res as gedienste erwe vir die ope mark beskikbaar gestel word.

4. That 50% of the project consists of IRDP houses which include all qualified beneficiaries from Uitsig who are on the Housing database and the rest from the Bonnievale housing database. The other 50% consist of service sites made available to the open market through the tender process.

Dat 50% van die projek bestaan uit HOPhuise waarvan applikante van Uitsig wat kwalifiseer eerste in ag geneem word en dan aangevul word met applikante op die Bonnievale Behuisingsdatabasis. Die ander 50% word as gedienste erwe per tender vir die ope publiek beskikbaar gestel.

5. That the persons from Uitsig on the waiting list who qualify for IRDP houses receive a IRDP house and the rest of the erven be developed as a UISP Project (serviced site with toilet).

Dat die persone van Uitsig op die waglys wat kwalifiseer vir 'n Hophuis dit so ontvang en dat die res as 'n UISP projek (gedienste erf met toilet) ontwikkel word.

Recommendations/ Aanbevelings

That 50 IRDP houses be built, according to the Bonnievale Housing database, and that people from Uitsig comply with all requirements like any other applicants on the housing database, and that 8 serviced stands be made available to the open market.

Dat 50 IRDP huise gebou word volgens die Bonnievale Behuisingsdatabasis, en dat aansoekers van Uitsig aan al die vereistes moet voldoen soos enige ander aansoeker op die behuisingsdatabasis en dat 8 gedienste erwe vir die ope mark beskikbaar gestel word.

This item served before the Community Services Portfolio Committee on 10 July 2019.

Hierdie item het gedien by die Gemeenskapsdienste Portefeulje Komitee op 10 Julie 2019

Recommendation / Aanbeveling

1. That the project consist of IRDP houses must include all qualifying beneficiaries from Uitsig who are on the housing database and the rest from the Bonnievale housing database.
2. That the remaining 10% of the project consist of serviced sites be made available on the open market through a tender process.

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

Aanbeveling / Recommendation

1. That the project consist of 48 IRDP houses which must include all qualifying beneficiaries from Uitsig who are on the housing database and the rest from the Bonnievale housing database.
2. That the remaining 10 sites of the project consist of serviced sites be made available on the open market through a tender process.

STRYDOM STREET HOUSING PROJECT, MONTAGU – RECOMMENDATIONS & FINDINGS (ACTING MANAGER HOUSING – DEPARTMENT COMMUNITY SERVICES)

Purpose of report

To submit a report to Council to take a decision on the above-mentioned matter.

Background

Structural Engineers were appointed to conduct a site visit and report on the structural integrity of the 14 houses in Strydom Street, Montagu. The report of the Structural Engineers could not clearly declare why the walls are cracking. Mr Cobus Louw, an engineer of ASLA, conducted another site visit on 03 May 2019. Herewith detailed findings taking into account the Civil Dynamics Structural Engineer's report.

Please **find attached** reports from ASLA and Civil Dynamics Consulting Engineers.

Comments

In light of the above report from ASLA it is their recommendation that it will be more cost effective to demolish the existing structures and to build new structures. If Council resolve that the houses be demolished, the Municipality will have to get clarity from Heritage Western Cape, as the houses are older than 60 years

Comments Municipal Manager

It must be noted that some of these houses are privately owned and some are extended. Proper agreements must be concluded with these owners.

Daar moet opgelet word dat sommige van hierdie wonings in privaatbesit is en sommige is aangebou. Behoorlike ooreenkomste moet met hierdie eienaars gesluit word.

Recommendations/ Aanbevelings

That it will be more cost effective to demolish the existing structures and build new structures subject to the approval of Heritage Western Cape . Some of these houses are privately owned and some are extended, and therefore proper agreements must be concluded with these owners.

Dat dit meer koste-effektief sal wees om die bestaande strukture te sloop en nuwe strukture te bou, onderworpe aan die goedkeuring van Erfenis Wes-Kaap. Sommige van hierdie wonings is in privaatbesit en aangebou en behoorlike ooreenkomste moet met hierdie eienaars gesluit word.

NOTE: The annexure was distributed as part of the agenda for the Community Services Portfolio Committee meeting of 10 July 2019 (pg 56 – 69))

This item served before the Community Services Portfolio Committee on 10 July 2019.
Hierdie item het gedien by die Gemeenskapsdienste Portefeulje Komitee op 10 Julie 2019
Recommendation / Aanbeveling

1. That the affected beneficiaries of the Strydom Street Housing Project be consulted to hear their views before a final decision is taken at a council meeting.
2. That a special portfolio committee meeting be convened before the council meeting of 30 July 2019 to consider the report from the beneficiaries.

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gediën op 23 Julie 2019

Aanbeveling / Recommendation

1. That the affected beneficiaries of the Strydom Street Housing Project be consulted to hear their views before a final decision is taken at a council meeting.
2. That a special portfolio committee meeting be convened before the council meeting of 30 July 2019 to consider the report from the beneficiaries.

SUBMISSION OF THE DRAFT AIR QUALITY BY-LAW OF THE LANGEBERG MUNICIPALITY(17/1/5/1) (MANAGER: SOCIAL DEVELOPMENT)

Purpose of the Report

To submit the draft Air Quality By-law of the Langeberg Municipality to Council for consideration and for public participation.

Background

The Langeberg Municipality intends promulgating the Langeberg Municipality: Air Quality By-law to give effect to:

1. Constitution of the Republic of South Africa, 1996
Section 24: Everyone has the right-
 - (a) *To an environment that is not harmful to their health or well-being; and*
 - (b) *To have the environment protected, for the benefit of present and future generations, through reasonable legislative and other measures that-*
 - I. *Prevent pollution and ecological degradation;*
 - II. *Promote conservation; and*
 - III. *Secure ecologically sustainable development and use of natural resources while promoting justifiable economic and social development*
2. Constitution of the Republic of South Africa, 1996
Section 15:6 Powers and functions of municipalities-
 - (2) *A municipality may make and administer by-laws for the effective administration of the matters which it has the right to administer*
3. National Environmental Management: Air Quality Act, 2004 (Act 39 of 2004)
Section 11 (1): Local Standards
A municipality may in terms of a by-law-
 - (a) *Identify substances or mixtures of substances in ambient air which, through ambient concentrations, bioaccumulation, deposition or in any other way, present a threat to health, well-being or the environment in the municipality or which the municipality reasonably believes present such a threat; and*

Comments

The draft Langeberg Municipality: Air Quality By-law is attached to this report.

Recommendations / Aanbevelings

1. That Council approve the draft Langeberg Municipality Air Quality By-law.
2. That a Public Participation Process be supported by Council, after which the Langeberg Municipality Air Quality By-law be resubmitted to Council for final adoption.
3. That the following Public Participation Processes be supported by Council:
 - 3.1. Advertising in the local press
 - 3.2. Making the draft Langeberg Municipality Air Quality By-law available at Municipal Offices and Libraries
 - 3.3. Providing copies of the draft Langeberg Municipality Air Quality By-law to all Ward Committees and requesting their comments.

NOTE: The annexure was distributed as part of the agenda for the Strategy & Social Development Portfolio Committee meeting of 10 July 2019 (pg 125 - 139)

This item served before the Strategy & Social Development Portfolio Committee on 10 July 2019.
Hierdie item het gedien by die Strategiese & Sosiale Ontwikkeling Portefeulje Komitee op 10 Julie 2019.
Aanbeveling / Recommendation

1. That Council approve the draft Langeberg Municipality Air Quality By-law.
2. That a Public Participation Process be supported by Council, after which the Langeberg Municipality Air Quality By-law be resubmitted to Council for final adoption.
3. That the following Public Participation Processes be supported by Council:
 - 3.1. Advertising in the local press
 - 3.2. Making the draft Langeberg Municipality Air Quality By-law available at Municipal Offices and Libraries
 - 3.3. Providing copies of the draft Langeberg Municipality Air Quality By-law to all Ward Committees and requesting their comments

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019
Aanbeveling / Recommendation

1. That Council approve the draft Langeberg Municipality Air Quality By-law.
2. That a Public Participation Process be supported by Council, after which the Langeberg Municipality Air Quality By-law be resubmitted to Council for final adoption.
3. That the following Public Participation Processes be supported by Council:
 - 3.1. Advertising in the local press
 - 3.2. Making the draft Langeberg Municipality Air Quality By-law available at Municipal Offices and Libraries
 - 3.3. Providing copies of the draft Langeberg Municipality Air Quality By-law to all Ward Committees and requesting their comments

PROVISION OF BASIC SERVICES TO INFORMAL SETTLEMENTS AND BACKYARD DWELLERS IN LANGEBERG MUNICIPALITY (DIRECTOR ENGINEERING SERVICES).

Purpose of Report

To inform Council on the status quo of the provision of basic services to informal settlements in Langeberg Municipality.

Background

The attached report "A 3585 – Addressing of Challenges Facing the Municipality" served before a Ordinary Meeting of Council on 27 March 2018 where it was unanimously resolved:

1. *That basic water, sanitation, refuse removal and electrical services be provided to all informal settlements.*
2. *That the required capital and operational funding for the provision of basic water, sanitation, refuse removal and electrical services to all informal settlements be provided on the 2018 / 2019 draft budget and the budgets thereafter.*
3. *That the flat rate for the provision of these basic water, sanitation and refuse removal services to informal settlements be increased to R 335/month/household to cover the operational costs of the proposed sanitation and refuse removal services and be implemented in 2018 / 2019.*
4. *That electrical services not be provided to illegal immigrants.*
5. *That electrical services be provided to the following informal settlements subject to the availability of funding.*
 - 5.1 *Nkanini, Robertson*
 - 5.2 *Môreson & Droëheuwel, Robertson*
 - 5.3 *Nkandla, Zolani*
 - 5.4 *Riemvasmaak, Ashton*
 - 5.5 *Informal Settlement, Bonnievale*
 - 5.6 *Mandela Square, Montagu*
 - 5.7 *Backyard Dwellers, Entire Langeberg Area*
6. *That Administration provides feedback on how far the Municipality is with the acquisition of the Bruwer land (Ashton) and Heyl land (Robertson).*
7. *That Council indicates at which informal settlement the provision of these basic municipal services should start.*

WATER

An amount of R 1 000 000 was provided on the 2018/19 Capital Budget under vote no. 9/140-197-197 (Installation of Basic Services for Informal Settlements – Water Infrastructure) for the provision of water by means of pre-paid communal stand pipes to all informal settlements. This tender was delayed due to the finalization of the tender specifications as the tender also includes the required software/programs for the implementation of a prepaid water system that will be also be used for all future prepaid water meters. The tender was advertised and closed on 30 November 2018 but was not awarded due to additional information that became available regarding prepaid water meter systems.

The funding was subsequently rolled over to the 2019/2020 financial year and a call for proposals is now in process in order to award this tender. It is envisaged that the prepaid water system will be operational by the end of August 2019.

Indigent households will receive the free basic service allocation of 6 kL/month but will pay for any usage above 6 kL/month at the normal water tariffs. Non-indigent households will pay for water at the normal tariffs.

REFUSE REMOVAL

An amount of R 1 000 000 was also provided on the 2018/19 Capital Budget under vote no. 9/140-281-281 (Installation of Basic Services for Informal Settlements – Refuse Removal) for the provision of centralized refuse collection facilities by means of 11m³ skips where residents from the informal settlements can place their refuse for weekly removal by the Municipality. It was however then decided not to install any centralized collection facilities but to do normal weekly refuse removal by means of refuse bags.

The funding for the centralized refuse collection facilities was subsequently re-allocated for the purchase of wheelie bins in 2018/2019.

Indigent households will receive the free basic service of one refuse removal per week and non-indigent households will pay the approved monthly tariff (2018/19) of R 137.38/month (VAT inclusive).

SANITATION

The provision of a basic sanitation service to informal settlements is in the form of one chemical toilet per 5 households that is serviced three times per week. The chemical toilets will be rented as per the identified demand and a tariff of R 180/toilet/household/month is applicable. The tender for the rental of the chemical toilets was awarded and can be implemented when needed.

Indigent households will receive the free basic service of one chemical toilet per 5 households free and non-indigent households will pay the approved monthly tariff of R 180/toilet (one toilet per 5 households).

INFORMATION MEETINGS

All the above information regarding the provision of basic water, sanitation and refuse removal were communicated to all informal settlements' representative committees during meetings that took place from March to April 2019 as per the attached presentation.

The provision of basic services to informal settlements was welcomed at the above mentioned meetings but the tariff of R 335/household/month was deemed to be too high and unaffordable. Some concerns were also expressed on the provision of one chemical toilet per 5 households and waterborne flush toilets were also demanded by some residents.

The residents from the McGregor informal settlement said that they are not willing to pay for any basic service.

ELECTRICITY

The provision of electricity to backyard dwellers and to households in the informal settlements now needs to be addressed urgently as Council has resolved that all illegal electricity connections should be removed due to the great risk that it poses for residents and the liability of Council in the event of an injury/fatality.

BACKYARD DWELLERS

The approved Langeberg Municipality Standard By-Law Relating to Electricity Supply provides for the provision of electricity to backyard dwellers in Chapter 10 as follows:

CHAPTER 10 : ELECTRICITY SUPPLY TO BACKYARD DWELLINGS

62. APPLICATION FOR ELECTRICITY SUPPLY

In recognising the guidelines and principles of the Integrated National Electrification Programme, the Municipality shall consider applications for electricity supply to backyard dwellings.

63. CONDITIONS FOR SUPPLY

The Municipality may approve an application on the following conditions-

- (1) That the dwelling is legal and approved by the Municipality*
- (2) That the dwelling is free standing and easily accessible.*
- (3) that the network capacity is sufficient to carry the additional load; and*
- (4) if additional capacity is required, such consumer shall be responsible for upgrading of the network and be responsible for payment of the prescribed tariff for such upgrading.*
- (5) Each registered erf shall only be provided with one service connection and one meter.*

Electricity can thus be provided to backyard dwellings as follows:

- The existing connection line from the network to the erf must be upgraded.
- 2 separate metering points (prepaid meters) are installed.
- Main dwelling gets 30A connection and backyard dwelling a 20A connection (breaker)
- Cost depends on length of connection line (which side of street) and varies between R 12 000 to R 18 000 per erf (includes prepaid meter).
- Maximum of one backyard dwelling per erf allowed due to design capacity constraints of network.
- Approved building plan for backyard structure not needed if by-law is amended.
- Written approval of registered owner of erf must be obtained for provision of separate metering point for backyard dwelling.
- A Certificate of Compliance (CoC) is required for the electrical installation in the backyard dwelling in terms of the Operational Health and Safety Act No. 85 of 1993 (OHS Act) Electrical Installation Regulations 8(2). No connection is permitted if a CoC is not issued.
- A CoC may only be issued by a registered person in terms of Regulation 9 of the OHS Act.

STRUCTURES IN INFORMAL SETTLEMENTS

There are two types of informal settlements from an electricity provision perspective namely:

- Informal settlements where future housing projects are planned e.g. Boekenhoutskloof in Bonnievale and Mandela Square in Ashbury, Montagu. Under these circumstances it is justifiable to upgrade the bulk electricity supply to the area as it will be required for the future housing project.

In Mandela Square and in Boekenhoutskloof there are currently informal structures located at random on the land/erven where the future housing projects are planned and these structures/households will have to be relocated to the official future erven before the installation of the electricity network can commence. It is however not known which of these households are on the Montagu and Bonnievale housing waiting list and will qualify as beneficiaries for the housing projects. It is therefore proposed that this information be obtained by the Housing Department in order to finalise this matter.

- Informal settlements where no future housing projects are planned or possible e.g. Nkanini in Nkqubela, Nkandla in Zolani, Ashton and Riemvasmaak in Ashton as well as Môreson and Robertson North. In these cases, it is not justifiable to upgrade the bulk electricity supply to these areas.

It is therefore proposed that the provision of electricity to dwellings in informal settlements only be implemented in Boekenhoutskloof, Bonnievale and in Mandela Square in Ashbury, Ashton subject to the availability of funding and that alternative energy sources for Nkanini, Riemvasmaak, Nkandla, Môreson and Robertson North e.g. solar systems be investigated. This investigation is currently being done.

ROLL-OUT PROGRAM

All households in the informal settlements must register as municipal consumers in order to be billed monthly and also to be registered on the prepaid water system. All the indigent households must also be identified and registered in order to receive the free basic services.

TRAINING OF PERSONS TO CONDUCT SURVEY

- Statistics South Africa has approved a request to conduct training for persons appointed for the task of counting Informal Settlement households in order to register for the provision of basic services.
- One person per area listed under point 5 above be appointed to conduct the survey.
- The next date for planning with Stats South Africa is scheduled 15 May 2019.

The following roll-out program is therefore proposed:

Action	Directorate	Completion Date	Comments
1. Finalisation and awarding of prepaid water tender.	Engineering Services	31 August 2019	Call for proposal to be advertised on 24 May 2019
2. Identify all info required from households to register as municipal consumer and to be billed monthly.	Finance		
3. Identify all indigent households and determine process for registration as Indigents household	Finance		
4. Survey with STATSSA to obtain all the required info from households for implementation of billing system.	Community Services Strategy & Social Development		
5. Registration of households on prepaid water system	Finance		
6. Implementation of billing system	Finance		
7. Implementation of prepaid stand pipes	Engineering Services	August 2019 but subject to billing system in place and indigent households registered	
8. Implementation of chemical toilets	Engineering Services	When billing system is in place and indigents are registered	Tender already awarded
9. Refuse removal	Engineering Services	Already provided in all informal settlements except Nkanini to be finalised.	
10. Electricity to backyard dwellings	Engineering Services	2019/20	Subject to the availability of funding.
11. Survey in Mandela Square and Boekenhoutskloof to identify beneficiaries of housing projects in order to relocated affected households	Community Services		
12. Provision of electricity to Mandela Square, Montagu and Boekenhoutskloof, Bonnievale	Engineering Services	2019/20 ???	After completion of survey as in 11 above. Subject to the availability of funding .
13. Solar systems to Nkanini, Riemvasmaak and Nkandla.	Engineering Services		Investigation currently being done.

RECOMMENDATION:

1. That electricity be provided to backyard dwellers subject to the conditions as stipulated in chapter 10 (Electricity Supply to Backyard Dwellings) of the Langeberg Municipality Standard By-Law Relating to Electricity Supply.
2. That section 63(1) of the by-law (CONDITIONS FOR SUPPLY) be amended as follows:

~~63 (1) That the dwelling is legal and approved by the Municipality.~~
That the permission of the registered owner of the erf be obtained.
3. That a Certificate of Compliance (CoC) be obtained for the electrical installation in the backyard dwelling in terms of the Operational Health and Safety Act No. 85 of 1993 (OHS Act) Electrical Installation Regulations 8(2) and that no connection be implemented if a CoC is not issued.
4. That the provision of electricity to dwellings in informal settlements only be implemented in Boekenhoutskloof, Bonnievale and in Mandela Square in Ashbury, Montagu subject to the availability of funding.
5. That alternative energy sources for Nkanini, Riemvasmaak, Nkandla, Môreson and Robertson North e.g. solar systems be investigated.

This item served before an Engineering Services Portfolio Committee on 10 July 2019

Hierdie verslag het voor die Ingenieursdienste Portefeulje Komitee gedien op 10 Julie 2019

Aanbeveling / Recommendation

1. That electricity be provided to backyard dwellers subject to the conditions as stipulated in chapter 10 (Electricity Supply to Backyard Dwellings) of the Langeberg Municipality Standard By-Law Relating to Electricity Supply.
2. That section 63(1) of the by-law (CONDITIONS FOR SUPPLY) be amended as follows:

~~63 (1) That the dwelling is legal and approved by the Municipality.~~
That the permission of the registered owner of the erf be obtained.
3. That a Certificate of Compliance (CoC) be obtained for the electrical installation in the backyard dwelling in terms of the Operational Health and Safety Act No. 85 of 1993 (OHS Act) Electrical Installation Regulations 8(2) and that no connection be implemented if a CoC is not issued.
4. That the provision of electricity to dwellings in informal settlements only be implemented in Boekenhoutskloof, Bonnievale and in Mandela Square in Ashbury, Montagu subject to the availability of funding.
5. That alternative energy sources for Nkanini, Riemvasmaak, Nkandla, Môreson and Robertson North e.g. solar systems be investigated.
6. That additional lights be erected on existing lamp posts in Droëheuwel, Ward 3, Robertson to light up the dark areas as requested by residents.

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

Aanbeveling / Recommendation

1. That electricity be provided to backyard dwellers subject to the conditions as stipulated in chapter 10 (Electricity Supply to Backyard Dwellings) of the Langeberg Municipality Standard By-Law Relating to Electricity Supply.

2. That section 63(1) of the by-law (CONDITIONS FOR SUPPLY) be amended as follows:

63 (1) ~~That the dwelling is legal and approved by the Municipality.~~
That the permission of the registered owner of the erf be obtained.

3. That a Certificate of Compliance (CoC) be obtained for the electrical installation in the backyard dwelling in terms of the Operational Health and Safety Act No. 85 of 1993 (OHS Act) Electrical Installation Regulations 8(2) and that no connection be implemented if a CoC is not issued.
4. That the provision of electricity to dwellings in informal settlements only be implemented in Boekenhoutskloof, Bonnievale and in Mandela Square in Ashbury, Montagu subject to the availability of funding.
5. That alternative energy sources for Nkanini, Riemvasmaak, Nkandla, Môreson and Robertson North e.g. solar systems be investigated.
6. That additional lights be erected on existing lamp posts in Droëheuwel, Ward 3, Robertson to light up the dark areas as requested by residents.

**APPLICATION TO PURCHASE MUNICIPAL LAND SITUATED ON ERF 247, ZOLANI ASHTON (7/2/3/2/1
(PRINCIPAL CLERK: PROPERTY ADMINISTRATION)**

Purpose of report

To submit a report to the Mayoral Committee for consideration regarding an application received from Ms L Blayi.

Background

The following letter was received from Ms L Blayi:

"I write this letter to apply for the plot situated at Spofana Street in Zolani between the Impolo Butchery and Yellow Door Community Centre, plot erfno.247.

My intention is to buy the plot mentioned above to build and open a gym in Zolani. The gym is in demand and will cater to both the old and young. The aim of this gym is to promote physical, mental wellbeing, proactive lifestyle and offer an alternative solution to the issue of drugs and alcohol abuse in our youth. This gym will create jobs and add to the development of our youth.

Please forward me any revert information regard to the above mentioned address or cell no. 078 222 6661. I hope this application will receive your favourable consideration."

Comments:

A location map is attached.

The Directors and relevant Managers were requested to comment not later than 21 June 2019. The following comments were received:

Comments: Manager: Town Planning

The proposed selling of vacant portion of erf 247 (erf zoned for business purposes) is supported in principle subject to all the provisions of the Langeberg Mun Integrated Zoning Scheme By Law (2018)

Comments: Manager: Civil Engineering Services

Dienste is beskikbaar tot die erf teen die normale tarief per aansluiting soos in die begroting

Comments: Chief Financial Officer

Alienation of any capital asset takes place in compliance with Section 14 of the Municipal Finance Management Act, 2004. The Act states that the municipality may not alienate any capital asset required to provide a minimum level of service. The municipality may alienate any other capital asset, provided the Council has considered the fair market value and the economic and community value to be received in exchange for the asset. In the event of alienation or leasing it must take place in accordance with Section 14 of the MFMA as the asset must not be used to provide a minimum level of service. The process must be fair, open, competitive, transparent and market related rates must be used and

If the lease agreement was done through the SCM process, Section 116 (3) of the MFMA is applicable which states:

- (3) A contract or agreement procured through the supply chain management policy of the municipality or municipal entity may be amended by the parties, but only after—
 - (a) the reasons for the proposed amendment have been tabled in the council of the municipality or, in the case of a municipal entity, in the council of its parent municipality; and
 - (b) the local community—
 - (i) has been given reasonable notice of the intention to amend the contract or agreement; and
 - (ii) has been invited to submit representations to the municipality or municipal entity.

Comments: Manager: Electrical Engineering Services

The electrical department has no objection to the application.

The applicant is responsible for the cost of installing an electrical connection.

Comments: Director: Community Services

The directorate community services have no objection subject to compliance with relevant regulations.

Comments: Director: Strategy & social Development

If there is no use from municipality side for the erf I advise we go out on public tender to sell the property

Comments: Cllr Nteta

I am supporting the application on condition that it must be advertised

Comments: Manager: Administrative Support

Erf 247, Zolani is 957m² in extent and is zoned for business purposes. It is recommended that erf 247, Zolani be alienated by way of public tender for business purposes subject to the normal conditions applicable.

Recommendation/Aanbeveling

1. That it be confirmed that erf 247, Zolani, Ashton 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 erf 247, Zolani, Ashton 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 L Blayi for the purchase of erf 247, Zolani, Ashton not be approved.

Dat die aansoek van Me L Blayi vir die koop van erf 247, Zolani, Ashton nie goedgekeur word nie.
3. That erf 247, Zolani, Ashton be alienated by way of public tender for business purposes subject to the following conditions:

Dat erf 247, Zolani, Ashton by wyse van publieke tender vir besigheidsdoeleindes verkoop word onderworpe aan die volgende voorwaardes:
 - 3.1 That the selling price be determined based on a reasonable market value certificate.

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

- 3.2 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 resant van die koopprys teen registrasie betaalbaar is.

- 3.3 That the erven only be utilized for the purposes as prescribed in the applicable town- planning scheme.

Dat die persele slegs aangewend word vir die doeleindes soos voorgeskryf in die toepaslike Dorpaanlegskema.

- 3.4 That the building plans be submitted to the Building Control Department for approval within a period of 3 months after registration of the property and that the development be completed within 2 years, failing which the offer will expire irrevocably.

Dat bouplanne ingedien word by die Bou Beheerafdeling vir goedkeuring binne 'n periode van 3 maande na registrasie van die eiendom en dat die ontwikkeling voltooi word binne 2 jaar, by versuim waarvan, die aanbod onherroeplik verval.

- 3.5 That the buyer 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.

- 3.6 That the buyer be responsible for all costs regarding the alienation.

Dat die koper verantwoordelik sal wees vir alle kostes met betrekking tot die vervreemding.

- 3.7 That the purchase deal be finalized within a period of 6 months after allocation of the property failing which the offer will expire irrevocably.

Dat die kooptransaksie binne 'n periode van 6 maande vanaf datum van toekenning van die erf afgehandel word, by versuim waarvan die aanbod onherroeplik verval.

NOTE: The annexure was distributed as part of the agenda for the Corporate Services Portfolio Committee meeting of 10 July 2019 (pg 50)

This item served before the Corporate Services Portfolio Committee on 10 July 2019

Hierdie item het gedien by die Korporatiewe Dienste Portefeulje Komitee op 10 Julie 2019

Aanbeveling / Recommendation

1. That it be confirmed that erf 247, Zolani, Ashton 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 erf 247, Zolani, Ashton 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 L Blayi for the purchase of erf 247, Zolani, Ashton not be approved.

Dat die aansoek van Me L Blayi vir die koop van erf 247, Zolani, Ashton nie goedgekeur word nie.

3. That erf 247, Zolani, Ashton be alienated by way of public tender for business purposes subject to the following conditions:

Dat erf 247, Zolani, Ashton by wyse van publieke tender vir besigheidsdoeleindes verkoop word onderworpe aan die volgende voorwaardes:

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

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

- 3.2 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 koopprys teen registrasie betaalbaar is.

- 3.3 That the erven only be utilized for the purposes as prescribed in the applicable town- planning scheme.

Dat die persele slegs aangewend word vir die doeleindes soos voorgeskryf in die toepaslike Dorpaanlegskema.

- 3.4 That the building plans be submitted to the Building Control Department for approval within a period of 3 months after registration of the property and that the development be completed within 2 years, failing which the offer will expire irrevocably.

Dat bouplanne ingedien word by die Bou Beheerafdeling vir goedkeuring binne 'n periode van 3 maande na registrasie van die eiendom en dat die ontwikkeling voltooi word binne 2 jaar, by versuim waarvan, die aanbod onherroeplik verval.

- 3.5 That the buyer 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.

- 3.6 That the buyer be responsible for all costs regarding the alienation.

Dat die koper verantwoordelik sal wees vir alle kostes met betrekking tot die vervreemding.

- 3.7 That the purchase deal be finalized within a period of 6 months after allocation of the property failing which the offer will expire irrevocably.

Dat die kooptransaksie binne 'n periode van 6 maande vanaf datum van toekenning van die erf afgehandel word, by versuim waarvan die aanbod onherroeplik verval.

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gediens op 23 Julie 2019

Aanbeveling / Recommendation

1. That it be confirmed that erf 247, Zolani, Ashton 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 erf 247, Zolani, Ashton 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 L Blayi for the purchase of erf 247, Zolani, Ashton not be approved.

Dat die aansoek van Me L Blayi vir die koop van erf 247, Zolani, Ashton nie goedgekeur word nie.

3. That erf 247, Zolani, Ashton be alienated by way of public tender for business purposes subject to the following conditions:

Dat erf 247, Zolani, Ashton by wyse van publieke tender vir besigheidsdoeleindes verkoop word onderworpe aan die volgende voorwaardes:

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

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

- 3.2 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 koopprys teen registrasie betaalbaar is.

- 3.3 That the erven only be utilized for the purposes as prescribed in the applicable town- planning scheme.

Dat die persele slegs aangewend word vir die doeleindes soos voorgeskryf in die toepaslike Dorpaanlegskema.

- 3.4 That the building plans be submitted to the Building Control Department for approval within a period of 3 months after registration of the property and that the development be completed within 2 years, failing which the offer will expire irrevocably.

Dat bouplanne ingedien word by die Bou Beheerafdeling vir goedkeuring binne 'n periode van 3 maande na registrasie van die eiendom en dat die ontwikkeling voltooi word binne 2 jaar, by versuim waarvan, die aanbod onherroeplik verval.

- 3.5 That the buyer 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.

- 3.6 That the buyer be responsible for all costs regarding the alienation.

Dat die koper verantwoordelik sal wees vir alle kostes met betrekking tot die vervreemding.

- 3.7 That the purchase deal be finalized within a period of 6 months after allocation of the property failing which the offer will expire irrevocably.

Dat die kooptransaksie binne 'n periode van 6 maande vanaf datum van toekenning van die erf afgehandel word, by versuim waarvan die aanbod onherroeplik verval.

RESUBMISSION 2: WESLEY STREET VEGETABLE GARDEN: APPLICATION FOR THE RENEWAL OF LEASE AGREEMENT FOR MUNICIPAL PROPERTY SITUATED ON ERVEN 4951 AND 4952, WESLEY STREET, ROBERTSON (7/2/3/1/5) (MANAGER: ADMINISTRATIVE SUPPORT)

Purpose of report

To resubmit a report to the Mayoral Committee for consideration regarding an application received from Ms S Fourie on behalf of Wesley Street Vegetable Garden:

Background

The following letter was received from Ms S Fourie:

"Hiermee stel ek u in kennis dat ek graag die groentetuin vir nog 'n termyn wil verder huur.

Ek hoop my aansoek sal goedkeurig oorweeg word.

By voorbaat dank."

Comments:

A location map is attached.

The Directors and relevant Managers were requested to comment not later than 30 January 2019. The following comments were received:

Comments: Manager: Social Development

The application to renew the lease agreement for the vegetable garden, erven 4951 and 4952, Wesley Street, Robertson, is hereby supported, subject to:

- That erven 4951 and 4952 be kept in a clean and neat condition at all times.
- That if the property is not fully utilized and maintained as a vegetable garden, the contract will expire and the garden reallocated to other interested parties

Comments: Director: Strategy & Social Development

Based on the comments from Special Projects I would support the renewal on conditions listed
Would also like to request that quarterly monitoring by our department on the project be done
If the garden is not maintained recommend it revert back to the municipality and the erven to sold via public tender

Comments: Manager: Civil Engineering Services

Geen beswaar nie.

Comments: Director: Community Services

I have no objection, on condition that the premises are kept clean, neat, pest- and weed-free at all times and that no dumping or accumulation of litter is allowed.

Comments: Manager: Electrical Engineering Services

The Electrical Department has no objection to the application.

Comments: Manager: Town Planning

Application supported in principle

Comments: Chief Financial Officer

If the lease agreement was done through the SCM process, Section 116 (3) of the MFMA is applicable which states:

- (3) A contract or agreement procured through the supply chain management policy of the municipality or municipal entity may be amended by the parties, but only after—
 - (a) the reasons for the proposed amendment have been tabled in the council of the municipality or, in the case of a municipal entity, in the council of its parent municipality; and
 - (b) the local community—
 - (i) has been given reasonable notice of the intention to amend the contract or agreement; and
 - (ii) has been invited to submit representations to the municipality or municipal entity.

Comments: Cllr Burger

Die grond kan verhuur word aan die omliggende eienaars wat belangstel aan die grond of dit kan op tender gesit word.

Comments: Manager: Administrative Support

The application is supported.

Recommendation/ Aanbeveling

1. That the application received from Ms S Fourie on behalf of Wesley Street Vegetable garden to renew their lease agreement for the purpose of a vegetable garden be approved.
2. That the municipal land situated on erven 4951 and 4952, Wesley Street, Robertson for the purpose of a vegetable garden be leased for a 3 year period at a rental amount of R245.00 per annum subject to the following conditions:
 - 2.1 That the lease amount will increase with 10% annually.
 - 2.2 That the lessee be responsible for the payment of all services rendered to the facility.
 - 2.3 That if the lessee wants to fence the piece of land, it will be for their account.
 - 2.4 That the Lessee may not sublet the site without the written consent of the Lessor.
 - 2.4 That no structures may be erected on the premises without the written approval of the Municipality.
 - 2.5 That the contract will be immediately terminated should erven 4951 and 4952, Robertson, cease to be used for the purpose of a vegetable garden.

NOTE: The annexure was distributed as part of the agenda for the Corporate Services Portfolio Committee meeting of 12 Feb 2019 (pg 26)

This item served before the Corporate Services Portfolio Committee on 12 February 2019

Hierdie item het gediens by die Korporatiewe Dienste Portefeulje Komitee op 15 Februarie 2019

Besluit / Resolved

That the report be referred back in order to address all the options mentioned at the meeting and that the report be resubmitted at a following Corporate Services Portfolio Committee for consideration of these options.

Additional comments: Manager: Administrative Support

A site inspection was arranged for Thursday, 14 March 2019 at 14:00. During the morning of 14 March 2019 almost all of the members of the Corporate Services Portfolio Committee indicated that they are unfortunately no longer available for the site meeting. After discussing the report with the Chairperson of the Corporate Services Portfolio Committee, Cllr N Beginsel has it been decided to re-submit the report to the Corporate Services Portfolio Committee Meeting of 9 April 2019.

Recommendation/ Aanbeveling

1. That the application received from Ms S Fourie on behalf of Wesley Street Vegetable garden to renew their lease agreement for the purpose of a vegetable garden be approved.
2. That the municipal land situated on erven 4951 and 4952, Wesley Street, Robertson for the purpose of a vegetable garden be leased for a 3 year period at a rental amount of R245.00 per annum subject to the following conditions:
 - 2.1 That the lease amount will increase with 10% annually.
 - 2.2 That the lessee be responsible for the payment of all services rendered to the facility.
 - 2.3 That if the lessee wants to fence the piece of land, it will be for their account.
 - 2.4 That the Lessee may not sublet the site without the written consent of the Lessor.
 - 2.5 That no structures may be erected on the premises without the written approval of the Municipality.
 - 2.6 That the contract will be immediately terminated should erven 4951 and 4952, Robertson, cease to be used for the purpose of a vegetable garden.

This item served before the Corporate Services Portfolio Committee on 09 April 2019
Hierdie item het gedien by die Korporatiewe Dienste Portefeulje Komitee op 09 April 2019
Eenparig Besluit / Unanimously Resolved

That the report be referred back and that the Ward Councillor and the Corporate Services Portfolio Committee members pay a site visit to the Wesley Street Vegetable Garden property in order to assess the situation and formulate a recommendation, where after the report be resubmitted for consideration

Further Comments: Manager: Administrative Support

A site meeting took place on 7 June 2019 at 11:00. The following councillors and officials attended the site meeting:

Cllr O Simpson
Cllr B Janse
Cllr C Grootboom
Ald K Burger
Mr A Everson
Mrs S Kotzé

During the site meeting it was recommended that an investigation be done to determine if the erven are suitable for residential purposes and if so, the erven be alienated by public tender for residential purposes.

The following comments were received with regards to the suitability of erven 4951 & 4952, Robertson for residential purposes:

Comments: Manager: Town Planning

Erwe 4951 en 4952, Robertson is twee ongeregistreerde erwe, met oppervlakte van onderskeidelik 347m² en 337m². Beide erwe is gesoneer as Enkelresidensiële sone I, met die gebruiksregte om 'n Woonhuis op elkeen op te rig. Die erwe is albei maklik beboubaar ten opsigte van erfvorm en topografie. Daar is wel 'n watervoor Indien dit verkoop word as woonerwe, sal die munisipaliteit eers die erwe moet laat opmeet, reël vir die verwydering van enige geboue (bv grensmure of -heining) van aangrensende erwe wat dalk die erfgrêns mag oorskry en toesien dat daar dienste-aansluitings vir riool, water en elektrisiteit gemaak word of kan word, voordat die erwe in die kopers se name registreer kan word.

Comments: Manager: Civil Engineering Services

Ek was gister by die erwe. Die pype waaroor ons gepraat het is riool pype en nie storm water nie. Daar was voorheen publieke toilette op die erf wat aan hierdie pype gekoppel was en is nou in onbruik. Dit kan dus verwyder word. Die erwe kan dus verkoop word en riool aansluitings is moontlik by die midblok wat in die erwe aan die agterkant loop. Verder is die water aansluitings beskikbaar vanaf die voorkant. Hoop dit klaar alles uit.

Comments: Manager: Electrical Services

Elektriese dienste is beskikbaar vir die erwe.

Daar sal nie 'n probleem wees indien die erwe as residensiële erwe verkoop word nie.

Taking the comments of the various Managers into consideration, the following is recommended:

Recommendation/ Aanbeveling

1. That the application received from Ms S Fourie on behalf of Wesley Street Vegetable garden to renew their lease agreement for the purpose of a vegetable garden not be approved.

Dat die aansoek ontvang van Me S Fourie namens Wesleystraat Groentetuin om die hernuwing van hulle huurooreenkoms vir die gebruik van 'n groentetuin nie goedgekeur word nie.

2. That it be confirmed that erven 4951 & 4952, 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 erwe 4951 & 4952, Robertson nie benodig word vir die verskaffing van die minimum vlak van basiese munisipale dienste nie. (S14 van MFMA 2003, Wet 56 van 2003).

3. That a land surveyor be appointed to determine the exact sizes of the erven

Dat 'n landmeter aangestel word om die presiese grootte van die erwe te bepaal.

4. That once the process under point 3 has been done, erven 4951 & 4952, Robertson be alienated by way of public tender for residential purposes subject to the following conditions:

Dat wanneer die proses onder punt 3 afgehandel is, erwe 4951 & 4952, Robertson by wyse van 'n openbare tender vir residensiële gebruik vervreem word onderworpe aan die volgende voorwaardes:

- 4.1 That the selling price of the erven be determined based on reasonable market value certificates.

Dat die verkoopprijs van die erwe bereken word gebaseer op billike markwaarde sertifikate.

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

Dat 'n deposito van 10% betaal word by ondertekening van die koopvooreenkomste en dat die resant van die koopprys teen registrasie betaalbaar is.

- 4.3 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.

- 4.4 That the purchase deal be finalized within a period of 6 months after signing the Deed of Sale, failing which the offer will expire irrevocably.

Dat die kooptransaksie binne 'n periode van 6 maande vanaf datum van ondertekening van die Koopvooreenkoms afgehandel word, by versuim waarvan, die aanbod onherroeplik verval.

NOTE: The annexure was distributed as part of the agenda for the Corporate Services Portfolio Committee meeting of 10 July 2019 (pg 56)

This item served before the Corporate Services Portfolio Committee on 10 July 2019

Hierdie item het gedien by die Korporatiewe Dienste Portefeulje Komitee op 10 Julie 2019

Aanbeveling / Recommendation

1. That the application received from Ms S Fourie on behalf of Wesley Street Vegetable garden to renew their lease agreement for the purpose of a vegetable garden not be approved.

Dat die aansoek ontvang van Me S Fourie namens Wesleystraat Groentetuin om die hernuwing van hulle huurooreenkoms vir die gebruik van 'n groentetuin nie goedgekeur word nie.

2. That it be confirmed that erven 4951 & 4952, 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 erwe 4951 & 4952, Robertson nie benodig word vir die verskaffing van die minimum vlak van basiese munisipale dienste nie. (S14 van MFMA 2003, Wet 56 van 2003).

3. That a land surveyor be appointed to determine the exact sizes of the erven

Dat 'n landmeter aangestel word om die presiese grootte van die erwe te bepaal.

4. That once the process under point 3 has been done, erven 4951 & 4952, Robertson be alienated by way of public tender for residential purposes subject to the following conditions:

Dat wanneer die proses onder punt 3 afgehandel is, erwe 4951 & 4952, Robertson by wyse van 'n openbare tender vir residensiële gebruik vervreem word onderworpe aan die volgende voorwaardes:

- 4.1 That the selling price of the erven be determined based on reasonable market value certificates.

Dat die verkoopprys van die erwe bereken word gebasseer op billike markwaarde sertifikate.

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

Dat 'n deposito van 10% betaal word by ondertekening van die koopvooreenkomste en dat die resant van die koopprys teen registrasie betaalbaar is.

- 4.3 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.

- 4.4 That the purchase deal be finalized within a period of 6 months after signing the Deed of Sale, failing which the offer will expire irrevocably.

Dat die kooptransaksie binne 'n periode van 6 maande vanaf datum van ondertekening van die Kooppooreenkoms afgehandel word, by versuim waarvan, die aanbod onherroeplik verval.

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gediën op 23 Julie 2019

Aanbeveling / Recommendation

1. That the application received from Ms S Fourie on behalf of Wesley Street Vegetable garden to renew their lease agreement for the purpose of a vegetable garden not be approved.

Dat die aansoek ontvang van Me S Fourie namens Wesleystraat Groentetuin om die hernuwing van hulle huurooreenkoms vir die gebruik van 'n groentetuin nie goedgekeur word nie.

2. That it be confirmed that erven 4951 & 4952, 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 erwe 4951 & 4952, Robertson nie benodig word vir die verskaffing van die minimum vlak van basiese munisipale dienste nie. (S14 van MFMA 2003, Wet 56 van 2003).

3. That a land surveyor be appointed to determine the exact sizes of the erven
Dat 'n landmeter aangestel word om die presiese grootte van die erwe te bepaal.

4. That once the process under point 3 has been done, erven 4951 & 4952, Robertson be alienated by way of public tender for residential purposes subject to the following conditions:

Dat wanneer die proses onder punt 3 afgehandel is, erwe 4951 & 4952, Robertson by wyse van 'n openbare tender vir residensiële gebruik vervreem word onderworpe aan die volgende voorwaardes:

- 4.1 That the selling price of the erven be determined based on reasonable market value certificates.

Dat die verkoopprijs van die erwe bereken word gebaseer op billike markwaarde sertifikate.

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

Dat 'n deposito van 10% betaal word by ondertekening van die kooppooreenkoms en dat die restant van die koopprijs teen registrasie betaalbaar is.

- 4.3 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.

- 4.4 That the purchase deal be finalized within a period of 6 months after signing the Deed of Sale, failing which the offer will expire irrevocably.

Dat die kooptransaksie binne 'n periode van 6 maande vanaf datum van ondertekening van die Kooppooreenkoms afgehandel word, by versuim waarvan, die aanbod onherroeplik verval.

FINANCIAL REPORTING IN TERMS OF SECTION 71 FOR THE MONTHLY BUDGET STATEMENT & SECTION 52 (D) FOR THE QUARTERLY BUDGET ASSESSMENT STATEMENT FOR JUNE 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.

The municipality is currently, in terms of S 126 (1) (a) of the MFMA, preparing the annual financial statements for the financial period ended 30 June 2019 and the information available for June 2019 is not a true reflection of the financial position of the municipality as a lot of year-end journals and processes must still be finalised which will influence the final financial results. This report represents the progress as at 11 July 2019 with relation to the year-end finalisation of 30 June 2019.

Aanbeveling / Recommendation

That the content of the report be noted.

Dat kennis geneem word van die inhoud van die verslag.

Recommendation: Finance Portfolio Committee

As the Finance Portfolio Committee meeting will take place on 17 July 2019 after the agenda for the Executive Mayoral Committee meeting was prepared, the recommendation will be provided by the Director Finance at the Mayoral Committee meeting.

This item served before the Finance Portfolio Committee on 17 July 2019
Hierdie item het gedien voor die Finansies Portefeulje Komitee op 17 Julie 2019
Recommendation / Aanbeveling

That the content of the report be noted.

Dat kennis geneem word van die inhoud van die verslag.

NOTE: The annexure was distributed as part of the agenda for the Finance Services Portfolio Committee meeting of 17 July 2019 (pg 98 – 142)

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

The Director Finance reported that the Finance Portfolio Committee discussed the details of the report and recommended that the report be considered by Council.

Aanbeveling / Recommendation

That the content of the report be noted.

Dat kennis geneem word van die inhoud van die verslag.

EXPENDITURE OF THE 2018 / 2019 BUDGET MEASURED BY THE TOP LEVEL SDBIP - FOURTH QUARTER (5/1/3) (DIRECTOR: STRATEGY AND SOCIAL DEVELOPMENT)

Purpose of report

To submit a report to Council regarding the expenditure on the 2018 / 2019 budget for the fourth quarter as measured by the approved Top Level SDBIP

Background

Section 52 (d) of the Municipal Finance Management Act, 56 of 2003, requires that a Mayor must, within 30 days of the end of each quarter, submit a report to the council on the implementation of the budget and the financial state of affairs of the municipality.

This report informs Council on a quarterly basis of the expenditure and performance in the Budget.

The municipality is currently, in terms of S 126 (1) (a) of the MFMA, preparing the annual financial statements for the financial period ended 30 June 2019 and the information available for June 2019 is not a true reflection of the financial position of the municipality as a lot of year-end journals and processes must still be finalised which will influence the final financial results. This report represents the progress as at 10 July 2019 with relation to the year-end finalisation of 30 June 2019

Comments

The relevant documentation will be provided separately.

Recommendation/ Aanbeveling

That Council notes the contents of the report

Dat die Raad kennis neem van die inhoud van die verslag

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

Aanbeveling / Recommendation

That Council notes the contents of the report

Dat die Raad kennis neem van die inhoud van die verslag

Further comments

The relevant documentation **will be provided separately** and in 2 formats:

1. per Directorate (for ease of reference to KPI's)
2. per Strategic Objective (as per AG requirements)

CIRCULAR 1/2019: NOTICE REGARDING THE REDETERMINATION OF MUNICIPAL BOUNDARIES – MUNICIPAL DEMARCATION BOARD (12/2/1/19)(DIRECTOR CORPORATE SERVICES)

Purpose of report

To submit to Council for information a circular received from the Municipal Demarcation Board.

Background

Attached to this report is a copy of Circular 1/2019, notice regarding the redetermination of municipal boundaries as received from the Municipal Demarcation Board dated 10 June 2019.

Comments

Under point 7 of the circular it is stated that no municipal boundary redeterminations will be conducted in the period between 2019 and the next local government elections in 2021.

In terms of point 8 of the circular will the municipal boundary redetermination process only re-open after the 2021 local government elections.

In terms of point 9 of the circular the Municipal Demarcation Board will be embarking on the ward delimitation process from 2019 in preparation of the 2021 local government elections.

Recommendation

That the contents of Circular 1/2019 dated 10 June 2019, regarding the redetermination of Municipal boundaries as received from the Municipal Demarcation Board be noted by Council.

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019
Aanbeveling / Recommendation

That the contents of Circular 1/2019 dated 10 June 2019, regarding the redetermination of Municipal boundaries as received from the Municipal Demarcation Board be noted by Council.

PERMISSION FROM NATIONAL TREASURY TO PROCEED WITH IMPLEMENTATION PLANNING OF PROJECTS: RURAL TOWN PROGRAMME IN ROBERTSON (10/3/2) (DIRECTOR STRATEGY & SOCIAL DEVELOPMENT)

Purpose of report

To submit a report to Council regarding the permission granted from National Treasury to Langeberg Municipality to proceed with implementation planning of the following projects:

1. Upgrading of bus route, August Street, Nkqubela, Robertson
2. Reconstruction of Wolhurter Street and storm water drainage

Background

Langeberg Municipality was chosen as a site for the implementation of the *Neighbourhood Development Programme* amongst the Western Cape municipalities, referred to as the *Rural Town Programme*.

On 29 January 2019 Item A3755 was before Council where it was resolved that Council supports the implementation of the *Rural Town Concept* in Robertson.

Attached, please find Annexures 1 & 2 as background information of the permission received from National Treasury for the two projects.

Recommendation / Aanbeveling:

That Council notes the content of the report.

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

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019
Aanbeveling / Recommendation

That Council notes the content of the report.

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

APPOINTMENT OF CHAIRPERSON & DEPUTY CHAIRPERSON - LANGEBERG MUNICIPAL PLANNING TRIBUNAL (MANAGER TOWN PLANNING)

Purpose of report

To submit a report in the above regard, due to the resignation of the Director of Engineering Services, who is the current chairperson of the Langeberg Municipal Planning Tribunal.

Background

In terms of section 72(11) (c) of the Langeberg Municipal Planning By-Law 2015, notice was given in the Provincial Gazette (29/4/2016) that the municipal council of the Langeberg appoint the following persons and designate the following officials to serve as members of the Municipal Tribunal, established in terms of section 71 and said By-law:

PERSONS APPOINTED I.T.O. SECTION 71(1)(B) WHO ARE NOT OFFICIALS		OFFICIALS DESIGNATED AS AUTHORIZED OFFICIALS I.T.O. SECTION 71(1)(A)
Pieters, Carisa	(Breede Valley Municipality)	Van der Westhuizen, Isak (Chairperson) Brand, Jacobus Johnson, Maynard
Balie, Quinton	(Cape Winelands District Municipality)	
Benjamin, Jeremy	(DEADP)	
Janser, Helene	(DEADP)	
Taljaard, Hendrik	(Witzenberg Municipality)	

Council also determined that the term of office of the above tribunal members is three years and will commence operation on the publication of said notice. On 8 December 2015 Mr. Maynard Johnson was appointed as Deputy chairperson.

All members indicated in writing their willingness to serve a further term.

Comments

In terms of Spatial Planning and Land Use Management Act, (section 73.1) 5 August 2013: A member of Tribunal contemplated in section 70 a) is appointed for five years or a shorter period as the Municipal may determine; and b) may be appointed for further terms, subject to section 37(1) of the Spatial Planning and Land Use Management Act.

In terms of Langeberg Municipality: Land Use Planning By-Law, (section 37.1) 30 July 2015: The term of office of members of a Municipal Planning Tribunal is five years or such shorter period as the Municipal Council may determine, provided that a member may not serve as a member for a continuous period of ten years.

The existing term of office expires on 29/04/2019 and it is recommended that the further three-year term will end on 29/04/2022.

Recommendation

1. That the following persons, upon the respective approval of their decision makers, Carisa Pieters (Breede Valley Municipality), Quinton Balie (Cape Winelands District Municipality), Jeremy Benjamin (DEADP), Helene Janser (DEADP) and Hendrik Taljaard (Witzenberg Municipality), be appointed to serve for a further 3-year term from 29 April 2019 to 29 April 2022.

2. That Messrs. Isak van der Westhuizen, Jacobus Brand and Maynard Johnson, be appointed to serve a further 3-year term.
3. That Mr. Isak van der Westhuizen be appointed for a further 3-year term as chairperson of the Langeberg Municipal Planning Tribunal.
4. That Mr. Maynard Johnson be appointed for a further 3-year term as deputy chairperson of the Langeberg Municipal Planning Tribunal.

This item served before the Executive Mayoral Committee on 23 October 2018

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Oktober 2018

Recommendation / Aanbeveling

1. That the following persons, upon the respective approval of their decision makers, Carisa Pieters (Breede Valley Municipality), Quinton Balie (Cape Winelands District Municipality), Jeremy Benjamin (DEADP), Helene Janser (DEADP) and Hendrik Taljaard (Witzenberg Municipality), be appointed to serve for a further 3-year term from : 29 April 2019 to 29 April 2022.
2. That Messrs. Isak van der Westhuizen, Jacobus Brand and Maynard Johnson, be appointed to serve a further 3-year term.
3. That Mr. Isak van der Westhuizen be appointed for a further 3-year term as chairperson of the Langeberg Municipal Planning Tribunal.
4. That Mr. Maynard Johnson be appointed for a further 3-year term as deputy chairperson of the Langeberg Municipal Planning Tribunal.

Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 30 Oktober 2018

This item served before an Ordinary Meeting of Council on 30 October 2018

Eenparig Besluit / Unanimously Resolved

1. That the following persons, upon the respective approval of their decision makers, Carisa Pieters (Breede Valley Municipality), Quinton Balie (Cape Winelands District Municipality), Jeremy Benjamin (DEADP), Helene Janser (DEADP) and Hendrik Taljaard (Witzenberg Municipality), be appointed to serve for a further 3-year term from 29 April 2019 to 29 April 2022.
2. That Messrs. Isak van der Westhuizen, Jacobus Brand and Maynard Johnson, be appointed to serve a further 3-year term.
3. That Mr. Isak van der Westhuizen be appointed for a further 3-year term as chairperson of the Langeberg Municipal Planning Tribunal.
4. That Mr. Maynard Johnson be appointed for a further 3-year term as deputy chairperson of the Langeberg Municipal Planning Tribunal.

Additional comments: Manager Town Planning

With the resignation of the Director of Engineering Services, Mr. I van der Westhuizen, it became necessary to appoint a new Chairperson for the Langeberg Municipal Planning Tribunal.

Mr. van der Westhuizen will leave office on 31 July 2019.

As Mr. Johnson who served as Deputy Chairperson, is well acquainted with the procedures and applications, it is recommended that he be appointed as Chairperson of the Langeberg Municipal Planning Tribunal.

It is further recommended that Mr Hendrik Taljaard of the Witzenberg Municipality be appointed as Deputy Chairperson of the Langeberg Municipal Planning Tribunal.

It is also noted that there are sufficient members and that no further appointments are required.

Recommendation:

1. That Mr Maynard Johnson of Langeberg Municipality be appointed as Chairperson of the Langeberg Municipal Planning Tribunal.
2. That Mr Hendrik Taljaard of the Witzenberg Municipality be appointed as Deputy Chairperson of the Langeberg Municipal Planning Tribunal.

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

Aanbeveling / Recommendation

1. That Mr Maynard Johnson of Langeberg Municipality be appointed as Chairperson of the Langeberg Municipal Planning Tribunal.
2. That Mr Hendrik Taljaard of the Witzenberg Municipality be appointed as Deputy Chairperson of the Langeberg Municipal Planning Tribunal.

AUDIT AND PERFORMANCE COMMITTEE - SUBMISSION OF INTERNAL AUDIT STRATEGIC DOCUMENTS FOR THE YEAR 2019 / 2020 : INTERNAL AUDIT CHARTER, RISK-BASED AUDIT PLANS, QUALITY ASSURANCE AND IMPROVEMENT PROGRAM (QAIP)(5/14/R) (CHIEF AUDIT EXECUTIVE)

Purpose of the report

To submit to Council for information purposes, the Internal Audit Charter, the Rolling 3-year Strategic Internal Audit Plan and Risk-based Internal Audit Operational Plan for 2019 / 2020 and the 2019 / 2020 Quality Assurance and Improvement Program as approved by the Audit and Performance Committee.

Background

Section 62 of the MFMA requires amongst others, that the accounting officer of a municipality must take all reasonable steps to ensure that the municipality has and maintains effective, efficient and transparent systems of internal audit operating in accordance with any prescribed norms and standards.

The Internal Audit Charter is a formal document that defines the Internal Audit Activity's purpose, authority and responsibility. The Risk-based Internal Audit Plan is critical to ensure that internal audit coverage is aligned to the risk profile of the Langeberg Municipality. A Quality Assurance and Improvement Program (QAIP) is designed to enable an evaluation of the Internal Audit Activity's conformance with the Internal Audit Standards and an evaluation of whether the internal auditors apply the Code of Ethics.

The Internal Audit Charter, Risk-based Audit plans and the Quality Assurance and Improvement Program were reviewed and approved by the Audit and Performance Committee at a meeting held on 25 June 2019.

The Internal Audit Charter, the Rolling 3-year Strategic Internal Audit plan and Risk-based Internal Audit Operational Plan for 2019 / 2020 and the 2019 / 2020 Quality Assurance and Improvement Program are submitted for noting by Council and are attached to this report

Recommendation

That the contents of the Internal Audit Charter, Risk-based Audit plans and the Quality Assurance and Improvement Program be noted by Council.

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019
Aanbeveling / Recommendation

That the contents of the Internal Audit Charter, Risk-based Audit plans and the Quality Assurance and Improvement Program be noted by Council.

AUDIT & PERFORMANCE COMMITTEE: APPROVAL OF CHARTER – 2019 / 2020 (5/14/R) (AUDIT & PERFORMANCE COMMITTEE CHAIRPERSON)

Purpose of report

A reviewed Charter of the Audit & Performance Committee (AC) is submitted to Council for approval.

Background

As per the Terms of Reference of the accepted Charter, the charter must be reviewed at least annually to ensure its relevance and it must be submitted to Council for approval. The Charter was last reviewed and accepted by the Audit and Performance Committee on 16 July 2018 and approved by Council on 31 July 2018.

The revised Charter was reviewed and accepted by the Audit & Performance Committee at a meeting held on 25 June 2019.

The reviewed Audit and Performance Committee Charter is submitted for approval by Council and is attached to this report

Recommendation

That the reviewed Charter of the Audit & Performance Committee be approved by Council.

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gediens op 23 Julie 2019

Aanbeveling / Recommendation

That the reviewed Charter of the Audit & Performance Committee be approved by Council.

AUDIT & PERFORMANCE COMMITTEE: – SUBMISSION OF THE QUARTERLY REPORT (5/14/R) (AUDIT & PERFORMANCE COMMITTEE CHAIRPERSON)

Purpose of report

To submit to Council for noting, the Quarterly Report of the Audit and Performance Committee detailing the operations of the Internal Audit Unit and the Audit & Performance Committee for the Fourth Quarter of 2018 / 2019 financial year.

Background

As per MFMA Circular 65, the chairperson of the Audit & Performance Committee will report on a quarterly basis, or more frequently if required, to the municipal council on the operations of the Internal Audit & Risk Management Unit and the Audit & Performance Committee. The report should include:

- A summary of the work performed by the Internal Audit & Risk Management Unit and the Audit & Performance Committee against the annual work plan;
- Effectiveness of internal controls and additional measures that must be implemented to address identified risks;
- A summary of key issues dealt with, such as significant internal and external audit findings, recommendations and updated status thereof;
- Progress with any investigations and their outcomes;
- Details of meetings and the number of meetings attended by each member; and
- Other matters requested of the Internal Audit & Risk Management Unit and Audit & Performance Committee.

The quarterly report of the Audit & Performance Committee is submitted for noting by Council and is attached to this report

Recommendation

That Council takes note of the Quarterly report of the Audit & Performance Committee.

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

Aanbeveling / Recommendation

That Council takes note of the Quarterly report of the Audit & Performance Committee.

RISK MANAGEMENT COMMITTEE: SUBMISSION OF RISK MANAGEMENT COMMITTEE REPORT FOR THIRD QUARTER OF 2018 / 2019 & THE STRATEGIC RISK REGISTER FOR MAY 2019 (5/14/R) (CHIEF AUDIT EXECUTIVE)

Purpose of report

To submit the Third Quarter Risk Management Committee report for 2018 / 2019 as well as the Strategic Risk Register as at May 2019 to Council for information purposes.

Background

Section 62 (1) (c) (i) of the MFMA states that:

- "(1) the Municipal Manager of a municipality is responsible for managing the financial administration of the municipality, and must for this purpose take all responsible steps to ensure –*
- (c) that the municipality has and maintains effective, efficient and transparent systems –*
- (i) of financial and **risk management** and internal control".*

Furthermore, it is also stated in the Risk Management Policy, page 6 that:

"Council takes an interest in risk management to the extent necessary to obtain comfort that properly established and functioning systems of risk management are in place to protect the Langeberg Municipality against significant risks".

The Internal Audit & Risk Management Unit reports quarterly to the Risk Management Committee on the progress of implementation of the Risk Management Operational Plan. In these Risk Management Committee meetings, the Risk Register is reviewed and updated accordingly.

The Risk Management Committee Report for the Third Quarter and the Strategic Risk Register as at May 2019 are submitted for noting by Council and are attached to this report.

Recommendation

That the contents of the Risk Management Committee Report for the Third Quarter of 2018 / 2019 and the Risk Register as at May 2019 be noted by Council.

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019
Aanbeveling / Recommendation

That the contents of the Risk Management Committee Report for the Third Quarter of 2018 / 2019 and the Risk Register as at May 2019 be noted by Council.

RISK MANAGEMENT COMMITTEE: BUSINESS CONTINUITY MODEL, DISASTER RECOVERY PLAN, RISK MANAGEMENT COMMITTEE CHARTER & RISK MANAGEMENT ANNUAL OPERATIONAL PLAN – 2019 / 2020 (5/14/R) (CHIEF AUDIT EXECUTIVE)

Purpose of report

To submit the Business Continuity Model, Disaster Recovery Plan, Risk Management Committee Charter & Risk Management Annual Operational Plan for 2019 / 2020 to Council for approval.

Background

Section 62 (1) (c) (i) of the MFMA states that:

*"(1) the Municipal Manager of a municipality is responsible for managing the financial administration of the municipality, and must for this purpose take all responsible steps to ensure –
(c) that the municipality has and maintains effective, efficient and transparent systems –
(i) of financial and **risk management** and internal control".*

Furthermore, it is also stated in the Risk Management Policy, page 6 that:

"Council takes an interest in risk management to the extent necessary to obtain comfort that properly established and functioning systems of risk management are in place to protect the Langeberg Municipality against significant risks".

The Risk Management Committee and the Municipal Manager accepted the Business Continuity Model, Disaster Recovery Plan, Risk Management Committee Charter and Risk Management Annual Operational Plan for 2019/20. The Audit & Performance Committee thereafter recommended the Business Continuity Plan, Disaster Recovery Plan, Risk Management Committee Charter and Risk Management Annual Operational Plan to Council for approval.

The Business Continuity Model, Disaster Recovery Plan, Risk Management Committee Charter and Risk Management Annual Operational Plan are submitted for approval by Council and are attached to this report.

Recommendation

That the Business Continuity Model, Disaster Recovery Plan, Risk Management Committee Charter and Risk Management Annual Operational Plan for 2019/20 be approved by Council.

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019
Aanbeveling / Recommendation

That the Business Continuity Model, Disaster Recovery Plan, Risk Management Committee Charter and Risk Management Annual Operational Plan for 2019/20 be approved by Council.

REPORT TO COUNCIL - THE PROGRESS OF THE DEVELOPMENT PLANNING OF CEMETERY SITES IN THE LANGEBERG MUNICIPAL AREA BY CONSULTANT CK RUMBOLL AS APPOINTED BY TENDER 09/2016 (ASST. MANAGER: PARKS AND AMENITIES)

PURPOSE

To submit a report to the Council about the progress of the development planning of new cemetery sites in the Langeberg municipal area consultant CK Rumboll as appointed by tender 09/2016

BACKGROUND

Relevant documentation is attached.

Tender 09/2016 was advertised to appoint a suitably qualified service provider to submit a report to the Langeberg Municipality identifying suitable cemetery sites for the Langeberg municipal area, including Ashton, Bonnievale, McGregor, Montagu and Robertson.

The special conditions were:

1. Phase 1: An overview of the existing provision for cemeteries within the Langeberg Municipality and the current capacity of these cemeteries.
2. The identification of the scale of need for the next 10 years for additional cemetery space i.e. how much land is needed per annum.
3. The identification of alternate burial options, e.g. the feasibility of a crematorium, options for memorial gardens etc.
4. The identification and assessment of two alternate sites within each of the 5 towns and two alternate regional sites within the Langeberg municipal boundaries to serve all towns. Recommendations must be made regarding the preferred sites.

CK Rumboll made the following recommendations of preferred sites:

Ashton:

- Expansion of Green Street, Zolani and Silo's cemeteries;
- Reburials and multi-interments in Cogmanskloof cemetery;
- Establishment of a new cemetery across Zolani's old cemetery on a portion of land earmarked as a new development area in the Langeberg SDF

Bonnievale:

- Happy Valley (Milners and Cross Streets) – The lifespan of this cemetery can be extended should reburials and multi-interments be advocated.
- New cemetery started across the road from the Old Town cemetery in Forrest Street. (Portion of Erf RE 462)

McGregor:

- The lifespan of the existing cemeteries could be extended should reburials and multi-interments be advocated.
- Cemeteries have the capacity to expand to form one site

Montagu:

- Old Ashbury, and the Park Street cemeteries - The lifespan of these cemeteries can be extended should reburials and multi-interments be advocated.
- Golf course cemetery - this cemetery has the capacity to expand

Robertson:

- Droëheuwel - The lifespan of this cemetery can be extended should reburials and multi-internments be advocated. Some of the roads between the graves in Droëheuwel cemetery will be used to make space for more burial ground as decided by Langeberg Municipality.
- South cemetery (White Street) - this cemetery has the capacity to expand. An application for the expansion of the cemetery with 2500m² has been submitted to Langeberg Municipality and has been approved, subject to conditions.
- There is no possibility of expansion at Nkqubela cemetery due to the surrounding houses. The lifespan of the cemetery can be extended should reburials and multi-internments be advocated.
- Establishment of a new cemetery on a portion of the properties north of White Street Cemetery belonging to Mr Heyl

Regional site:

- Site 43: This site is identified as the land currently being acquired by Langeberg Municipality north-west of Ashton. Since no regional cemetery site was further considered, it is recommended that a portion of this land could be made available for the establishment of a regional cemetery

Scale of need for the next 10 years

The scale of the need for the next 10 years for additional cemetery space was determined by considering the death rate and land required based on traditional burials. At an approximated death rate of 1% per 100 000 population per annum \pm 6ha will be required over the next 10 years. An 18ha – 20ha regional site should provide sufficient cemetery space for the next 30 years. The need for burial land equals a quarter of the need for land for subsidized housing or expressing it differently, Langeberg Municipality requires annually one soccer field (\pm 0.75ha) to provide for the number of deaths per annum

The final Phase 1 report of Tender 09/2016 was presented to the SMT on 18 July 2018 and the expansion of Ashton Silo's and Robertson White street cemeteries was approved by the SMT.

5. Phase 2: Detailed geotechnical investigations of the preferred sites will commence once the preferred sites, performed by a certified qualified professional, should the Langeberg Municipality not already be in possession of such reports.
6. The submission of all applications, including the required Public Participation process, in terms of the planning and environmental legislation relevant at the time, including Environmental Impact Assessment regulations in terms of NEMA 1071/1998, and the land Use Bylaw PN264/2015. – In process
7. Comparative tenders of the cost of establishment for all recommended sites – still to be done.

The current status of the Langeberg cemeteries are as follows:

CEMETERY SPACE AVAILABLE

1. Robertson White Street Cemetery: 75% full
2. **Robertson New White Street area: 80% full Dec 2018: available space for another 562 graves*, approximately another 2 years.**
3. Robertson Northern Cemetery, Robertson: 99% full (Some space still available for digging by hand)
4. **Robertson Nkqubela Cemetery: 60% full Dec 2018: available space for another 943 graves***
5. **McGregor Cemetery: 65% full Dec 2018: available space for another 439 graves***
6. Ashton Cogmanskloof: 100% full
7. Ashton Conradiedorp: 99% full
8. **Ashton Silo's: 60% full Dec 2018: available space for another 836 graves***
9. Ashton Zolani Old: 100% full
10. **Ashton Zolani New: 40% full Dec 2018: available space for another 699 graves***
11. Montagu: Golf Course: 100% full
12. **Montagu Ashbury New: 40% full Dec 2018: available space for another 3459 graves***

13. Montagu Ashbury Old: 100%full
14. Bonnievale: Town old: 95% (Some space still available for digging by hand)
15. **Bonnievale Town New: 35% full Dec 2018: available space for another 1055 graves***
16. Bonnievale Happy Valley Milner Street: 99%, full
17. Bonnievale Happy Valley Newcross Street: 89% full (Some space still available for digging by hand)

*We had the remaining available space surveyed by a land surveyor in December 2018 who then drew plans for each cemetery according to the grave sizes stipulated in the LM cemeteries bylaw and calculated the amount of graves we could still create in each cemetery.

Current approximate monthly grave demands per town are as follows:

Robertson.....	17
Robertson Nkqubela	4
Ashton Silo's.....	5
Ashton Zolani:.....	4
McGregor	2
Bonnievale.....	8
Montagu	7

Thus, the most pressing need for more cemetery space is in Robertson.

FINANCIAL IMPLICATIONS

These will form the last part of the Phase 2 report of the tender.

SMT Recommendation / SMT Aanbeveling

Recommendation / Aanbeveling

That the Council considers the contents of the report.

Dat die Raad die inhoud van die verslag oorweeg

NOTE: The annexure was distributed as part of the agenda for the Community Services Portfolio Committee meeting of 10 July 2019 (pg 51)

This item served before the Community Services Portfolio Committee on 10 July 2019.
Hierdie item het gedien by die Gemeenskapsdienste Portefeulje Komitee op 10 Julie 2019
Recommendation / Aanbeveling

That the Council considers the contents of the report.

Dat die Raad die inhoud van die verslag oorweeg.

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019
Aanbeveling / Recommendation

That the Council considers the contents of the report.

Dat die Raad die inhoud van die verslag oorweeg.

FEEDBACK TO COUNCIL: EXECUTION OF COUNCIL RESOLUTIONS: APRIL – JUNE 2019 (3/2/1/3)
(MUNICIPAL MANAGER)

PURPOSE OF THE REPORT

To submit a report to Council on the quarterly execution of Council resolutions.

BACKGROUND

Feedback is given to Council about the progress with all decisions taken by Council over the period April – June 2019. See the attached annexures in this regard.

Recommendation / Aanbeveling

That the contents of the report be noted.

Dat kennis geneem word van die inhoud van die verslag.

(A3849)

EXECUTION OF COUNCIL RESOLUTIONS: APRIL TO JUNE 2019

Mayoral Committee meeting – 16 April 2019

ITEM NR	ITEM	FINALIZATION	COMMENTS
B 5480	DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR FEBRUARY 2019 – DIRECTORATE STRATEGY & SOCIAL DEVELOPMENT (9/2/1) (CHIEF FINANCIAL OFFICER)	CO MATTHYS	Noted
B 5481	DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR FEBRUARY 2019 – DIRECTORATE ENGINEERING SERVICES (9/2/1) (CHIEF FINANCIAL OFFICER)	I VD WESTHUIZEN	Noted
B 5482	DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR FEBRUARY 2019 (9/2/1) OFFICE OF THE MUNICIPAL MANAGER	SA MOKWENI	Noted
B 5483	APPLICATION TO TRANSFER RDP HOUSE: ERF 5028, ROBERTSON FROM ABRAHAM AND JOSELINE HERDER TO AMY NICOLE KAMMIES (17/5/8/5/2) (SNR HOUSING CLERK: ROBERTSON)	B SMITH	Completed
B 5485	UMSIZA PLANNING: APPLICATION FOR REGISTRATION OF A FUTURE PIPELINE SERVITUDE OVER MUNICIPAL LAND OVER PORTIONS 44 OF FARM ROODEHOOGTE 47 (±40M LONG) & PORTION 45 OF FARM ROODEHOOGTE 47 (±406M LONG), ROBERTSON (15/4/12/R) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)	S ROSSOUW	Report was referred back and will be resubmitted.
B 5486	MONTAGU WINERY: APPLICATION FOR THE RENEWAL OF LEASE AGREEMENT FOR INSTALLATION OF AN UNDERGROUND PIPELINE FROM THE GOLF COURSE TO ELKANA CHICKEN FARMING, MONTAGU (7/2/R 16/1/7/R) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)	S ROSSOUW	The applicant has been informed of the decision.
B 5488	PROGRESS REPORT - NOTIFICATION OF THE HOUSING PIPELINE REPORT (ACTING MANAGER HOUSING: DEPARTMENT COMMUNITY SERVICES)	J DE K JOOSTE	Completed
B 5489	RESUBMISSION: APPLICATION TO PURCHASE ERF 3297, ROBERTSON (7/2/3/2/5) PRINCIPAL CLERK: PROPERTY ADMINISTRATION)	S ROSSOUW	The applicant has been informed of the decision.
B 5491	~ See A 3797~	---	
B 5492	APPLICATION TO TRANSFER RDP HOUSE: ERF 324, NKQUBELA, ROBERTSON - FROM NOCITAKALA FUSA TO USOMELEZE FITOLI (17/5/8/2/1) (HOUSING CLERK)	G MPIKO	Completed
BB 709	REPORTING ON LITIGATION – JANUARY + FEBRUARY + MARCH 2019 (7/1/R + 7/2/R) (DIRECTOR CORPORATE SERVICES)	AWJ EVERSON	Noted

Council Meeting – 30 April 2019

ITEM NR	ITEM	FINALIZATION	COMMENTS
A 3785	REQUEST TO REMOVE REVERSIONARY CLAUSE: EARLY CHILDHOOD DEVELOPMENT CENTRE: ERF 574, MONTAGU (7/2/3/2/4) (MANAGER: ADMINISTRATIVE SUPPORT)	S KOTZÉ	The applicant has been informed of the decision.
A 3786	RESUBMISSION: ATLAS TOWER: APPLICATION TO LEASE A PORTION OF REMAINDER OF ERF1 (±64M²), MONTAGU TO ESTABLISH A FREESTANDING BASE TELECOMMUNICATION STATION (7/2/3/1/4) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)	S ROSSOUW	An order is awaited whereafter the application will be advertised.
A 3788	MONTHLY REPORTS FROM THE LOCAL TOURISM ASSOCIATIONS – FEBRUARY 2019 (12/2/3/3) MANAGER: SOCIAL DEVELOPMENT	D VAN SCHALKWYK	Report was only noted.
A 3790	QUARTERLY REPORTING : LOCAL TOURISM ASSOCIATIONS – TOURISM PROJECTS & SMME DEVELOPMENT IN PRECEDING FINANCIAL QUARTER - 01 JANUARY 2019 TO 31 MARCH 2019 (12/2/3/3) (MANAGER: SOCIAL DEVELOPMENT)	D VAN SCHALKWYK	Report was only noted.
A 3791	RESUBMISSION ~ DONATIONS IN TERMS OF THE GRANT-IN-AID PROCESS (5/15/1/2) (DIRECTOR: STRATEGY & SOCIAL DEVELOPMENT)	CO MATTHYS	Noted, process completed
A 3792	KEY PERFORMANCE INDICATORS TO BE AMENDED - THE TOP LAYER SDBIP (2018 / 2019) (DIRECTOR: STRATEGY & SOCIAL DEVELOPMENT)	CO MATTHYS	Noted, key performance indicators have been included / amended in the Top Layer SDBIP 2018/2019
A 3793	PROGRESS REPORT ON JOB OPPORTUNITIES CREATED FOR THE PERIOD JANUARY – MARCH 2019 (LED DEPARTMENT) (9/2/1/9)	T DANTI	Noted, requirements as per top level SDBIP as submitted to Council

Continuance of Council Meeting – 9 May 2019

ITEM NR	ITEM	FINALIZATION	COMMENTS
A 3794	EXTENSION OF CONTRACT OF ASLA CONSTRUCTION (PTY) LTD AS IMPLEMENTING AGENT FOR HOUSING PROJECTS (17/5/1) (DIRECTOR: COMMUNITY SERVICES)	M MGAJO	ASLA appointed

A 3795	FINANCIAL REPORTING IN TERMS OF SECTION 71 FOR THE MONTHLY BUDGET STATEMENT & SECTION 52 (D) FOR THE QUARTERLY BUDGET ASSESSMENT STATEMENT FOR MARCH 2019 (9/2/1/3) (CHIEF FINANCIAL OFFICER)	B BROWN	The necessary documents (soft and hard copies) have been distributed to the relevant governmental departments and placed on the municipal website.
A 3796	EXTENSION OF CONTRACT OF ABSA FOR PROVISION OF BANKING SERVICES FOR A PERIOD OF 1 YEAR(9/2/1) (CHIEF FINANCIAL OFFICER)	B BROWN	Notice has been placed on the website to inform the public of the extension and also for comments. Due date for submission of comments from public was 24 May 2019 and ABSA was informed.
A 3797	RESUBMISSION: LANGEBERG ASSOCIATED WINERIES (PTY) LTD: APPLICATION TO LEASE A PORTION OF ERF 2 (±1 HA) ALONG THE MCGREGOR ROAD, ROBERTSON (7/2/3/1/5 (PRINCIPAL CLERK: PROPERTY ADMINISTRATION) ~ Was B 5491 ~	S ROSSOUW	Applicant was informed of the decision and a meeting was held with the applicant to clarify certain points. Formal acceptance of the conditions are awaited.
A 3798	FEEDBACK TO COUNCIL: EXECUTION OF COUNCIL RESOLUTIONS: JANUARY – MARCH 2019 (3/2/1/3) (MUNICIPAL MANAGER)	SA MOKWENI	Noted
A 3799	EXPANSION OF CONTRACT - TENDER 25/2018 SUPPLY, DELIVERY & INSTALLATION OF ENVIRONMENTAL CONTROL SYSTEMS FOR SERVER ROOMS (MANAGER REVENUE SERVICES)	Z QHANQISA	Notice has been placed on the website to inform the public of the extension and also for comments. Due date for submission of comments from public was 24 May 2019 and the bidder was informed.
A 3800	UTILIZATION OF MIG FUNDING FOR 2019/2020 TO 2021/2022 (17/8/3/5/3) (DIRECTOR ENGINEERING SERVICES)	I VD WESTHUIZEN	Implemented
A 3801	SUBMISSION OF MOTION 1 : CLLR CJ GROOTBOOM : PDM : NEW HOUSING DEVELOPMENT ADJOINING ERF 15, C/O PADDY & PAUL KRUGER STREETS ROBERTSON	AWJ EVERSON	Relevant information will be provided.
A 3802	SUBMISSION OF MOTION 2 : CLLR CJ GROOTBOOM : PDM : THE APPOINTMENT OF PERSONNEL IN SOME POSTS WITHIN THE MUNICIPALITY	AWJ EVERSON	Noted
A 3803	SUBMISSION OF MOTION 3 : CLLR CJ GROOTBOOM : PDM : COUNCILLORS WHO DO NOT FULFIL THEIR DUTIES	ALD SW VAN EEDEN	Completed

A 3804	EXPENDITURE OF THE 2018 / 2019 BUDGET MEASURED BY THE TOP LEVEL SDBIP FOR THE THIRD QUARTER (5/1/3) (DIRECTOR: STRATEGY AND SOCIAL DEVELOPMENT)	CO MATTHYS	3rd Quarter Report submitted and served before Council. Status therefore completed.
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Mayoral Committee meeting – 21 May 2019

ITEM NR	ITEM	FINALIZATION	COMMENTS
B5493	DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR MARCH 2019 – DIRECTORATE: COMMUNITY SERVICES (9/2/1) (CHIEF FINANCIAL OFFICER)	M MGAJO	Completed
B5494	DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR MARCH 2019 – DIRECTORATE: ENGINEERING SERVICES (9/2/1) (CHIEF FINANCIAL OFFICER)	I VD WESTHUIZEN	Noted
B5495	DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR MARCH 2019 – FINANCE SERVICES (9/2/1) CHIEF FINANCIAL OFFICER	B BROWN	Noted
B5496	QUARTERLY REPORT OF DIRECTOR COMMUNITY SERVICES: MEETINGS WITH WARD COMMITTEES & INFORMAL SETTLEMENTS - JANUARY TO MARCH 2019 (DIRECTOR COMMUNITY SERVICES)	M MGAJO	Completed
B5498	ATC SITE 350994 SA WIRELESS INFRASTRUCTURE (PTY) LTD: APPLICATION FOR RENEWAL OF LEASE AGREEMENT FOR A PORTION OF ERF1, MUISKRAALSKOP, ROBERTSON (7/2/3/1/5) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)	S ROSSOUW	Applicant has been informed of the decision and intention was advertised for public comment, if any.
B5499	APPLICATION TO TRANSFER MUNICIPAL RENTAL SCHEME 1 HOUSE: ERF 1768, BONNIEVALE FROM THE LATE MINA CUPIDO (BANDA) TO ROSELIEN BANDA (17/5/6/1/1) (SENIOR HOUSING CLERK: BONNIEVALE)	J LOUW	EEBBS completed and sent to province for approval.
B5500	FAJRUL ISLAM CENTRE: APPLICATION TO LEASE OR PURCHASE MUNICIPAL LAND SITUATED ON ERF 5164, MONTAGU (7/2/3/2/4) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)	S ROSSOUW	Applicant has been informed of the decision. Acceptance of the conditions is awaited.
B5502	CONSTRUCTION OF ILLEGAL HOUSE ON MUNICIPAL LAND IN UITSIG, BONNIEVALE (ACTING MANAGER HOUSING – DEPARTMENT COMMUNITY SERVICES)	J DE K JOOSTE	Notice sent and feedback received and accepted. Will receive further attention with development.
A3810	AFRICAN MISSION CHURCH: APPLICATION FOR THE LEASE OR PURCHASE OF MUNICIPAL LAND SITUATED ON ERF 254, NKQUBELA, ROBERTSON (7/2/3/1/5: 7/2/3/2/5) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)	S ROSSOUW	Report has been referred back.

Council Meeting – 28 May 2019

ITEM NR	ITEM	FINALIZATION	COMMENTS
A3805	MONTHLY REPORTS - LOCAL TOURISM ASSOCIATIONS – MARCH 2019 (12/2/3/3) (MANAGER: SOCIAL DEVELOPMENT)	D VAN SCHALKWYK	Report was only noted.
A3806	QUARTERLY REPORT: LOCAL ECONOMIC DEVELOPMENT: JANUARY – MARCH 2019 (9/2/1/9), DIRECTOR: STRATEGY & SOCIAL DEVELOPMENT	O RICHARDS-LIEMENS	Noted, requirements as per top level SDBIP as submitted to Council.
A3807	QUARTERLY REPORT: BREËRIVIER WYNLAND LANDELIKE ONTWIKKELINGS VERENIGING: FOR THE PERIOD 01 JANUARY 2019 TO 31 MARCH 2019 (12/2/3/24) (MANAGER: SOCIAL DEVELOPMENT)	D VAN SCHALKWYK	Report was only noted.
A3808	ALLOCATION OF INFORMAL TRADING AREA IN MCGREGOR (19/1/8/6) (PRINCIPAL CLERK LED)	O RICHARDS-LIEMENS	In Process – Advert in Gazette for comments of communities (also at libraries and reception areas of Municipal Offices).
A3809	DEPARTMENT OF PUBLIC WORKS: NEGOTIATIONS FOR RENEWAL OF LEASE AGREEMENTS FOR MUNICIPAL PROPERTY SITUATED IN THE LANGEBERG MUNICIPAL AREA (7/1/R) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)	S ROSSOUW	Applicant has been informed of the decision.
A3811	WESTERN CAPE GOVERNMENT / DEPARTMENT OF TRANSPORT & PUBLIC WORKS: APPLICATION FOR THE ACQUISITION OF MUNICIPAL LAND SITUATED ON ERF 1517, ZOLANI, ASHTON FOR EDUCATIONAL PURPOSES (7/2/3/2/4) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)	S ROSSOUW	Applicant has been informed of the decision.
A3812	FINANCIAL REPORTING IN TERMS OF SECTION 71 OF THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 – APRIL 2019 (9/2/1/3) (CHIEF FINANCIAL OFFICER)	B BROWN	The necessary documents (soft copies) have been distributed to the relevant governmental departments and placed on the municipal website.
A3813	REQUEST TO MOVE THE DATE OF 09 JULY 2019 PORTFOLIO COMMITTEE MEETINGS TO 10 JULY 2019 (3/2/3/1)(DIRECTOR CORPORATE SERVICES)	SA MOKWENI AWJ EVERSON B BROWN CO MATTHYS M MGAJO I VD WESTHUIZEN S KOTZÉ E BURGER	Noted

A3814	TENDER FOR THIRD PARTY VENDING SYSTEMS : EXTENSION OF THE TIME FRAME UNTIL 30 JUNE 2020 (CHIEF FINANCIAL OFFICER)	B BROWN	Notice has been placed on the website to inform the public of the extension and also for comments. Due date for submission of comments from public was 20 June 2019 and the bidder was informed.
A3815	EXTENSION OF MUBESKO TENDER UNTIL 31 DECEMBER 2019 (CHIEF FINANCIAL OFFICER)	B BROWN	Notice has been placed on the website to inform the public of the extension and also for comments. Due date for submission of comments from public was 20 June 2019 and the bidder was informed.
A3816	SUBMISSION OF THE 2019/2020 TO 2021/2022 OPERATING AND CAPITAL BUDGET, IDP AND POLICY DOCUMENTS (5/1/1-2019/2020) (CHIEF FINANCIAL OFFICER)	B BROWN	The necessary documents (soft and hard copies) have been distributed to the relevant governmental departments and placed on the municipal website.
A3818	APPOINTING OF AUDIT & PERFORMANCE COMMITTEE MEMBER IN COMPLIANCE WITH SECTION 166(5) OF THE MFMA – MR ANDA NJEZA (CHIEF AUDIT EXECUTIVE)	M SHUDE	Item completed
A3819	TOOLS OF TRADE FOR COUNCILLORS - PURCHASE OF ELECTRONIC EQUIPMENT (3/1/6) (MANAGER: GOVERNANCE SUPPORT)	J COETZEE	In process to finalize application to CWDM.
AA479	POSITION OF DIRECTOR ENGINEERING SERVICES (MUNICIPAL MANAGER)	SA MOKWENI B BROWN AWJ EVERSON T CARSTENS	In process of advertising.

Statutory Council Meeting – 14 June 2019

ITEM NR	ITEM	FINALIZATION	COMMENTS
A3817	COMPILING OF THE 2018/2019 ADJUSTMENT BUDGET DUE TO UNFORESEEABLE / UNAVOIDABLE EXPENDITURE (5/1/1 - 2018/2019) (CHIEF FINANCIAL OFFICER)	B BROWN	The necessary documents (soft and hard copies) have been distributed to the relevant governmental departments and placed on the municipal website.
A3820	EFFECTIVE DATE OF GENERAL VALUATION ~ 2020 TO 2025 IN TERMS OF THE MUNICIPAL PROPERTY RATES ACT, 2004 (ACT 6 OF 2004) (DIRECTOR: FINANCIAL SERVICES)	B BROWN	That 02 July 2019 be determined as the date of the 2020 General Valuation, as required in terms of sections 31(1) of the Local Government: Municipal Property Rates Act, 2004 (Act 6 of 2004).
A3821	KEY PERFORMANCE INDICATORS TO BE REMOVED - THE TOP LAYER SDBIP (2018 / 2019) (DIRECTOR: STRATEGY & SOCIAL DEVELOPMENT)	CO MATTHYS	One KPI of Finance department has been removed from the Top Layer SDBIP 2018/2019.
A3822	COST CONTAINMENT REGULATIONS ISSUED BY NATIONAL TREASURY (2018/2019) (CHIEF FINANCIAL OFFICER)	B BROWN	The document has been distributed to SMT and Council.
A3823	PERFORMANCE AGREEMENTS FOR ALL DIRECTORS AND MUNICIPAL MANAGER FOR 2019 / 2020 (5/1/3) (DIRECTOR: STRATEGY AND SOCIAL DEVELOPMENT)	T CARSTENS A EVERSON	Agreements were duly signed and will be forwarded to the relevant department.

REPORT FROM THE MAYOR'S OFFICE REGARDING HIS DISCRETIONARY FUND SPENDING FOR THE PERIOD 1 JULY 2018 TO 30 JUNE 2019

Purpose of the report:

To submit to Council a report on the spending from the Mayor's discretionary fund in terms of his delegated authority for the period 1 July 2018 to 30 June 2019.

Background of the report:

The Mayor received funding from the budget to assist institutions or persons that applied for funding for certain events/sports related achievements/ community projects. Each contribution was evaluated on merit. Sports related achievements must comply with selection by an accredited sports body. The contribution in these cases are paid over to that accredited body and not to the individual. Proof is also obtained from the school that the students attend.

Contributions made:

8 / 8 / 18 – VGK SA	R 2,000.00
8 / 8 / 18 – Freeworld Travel Sport	R 3,000.00
8 / 8 / 18 – Southern Cape Sports Tours	R 3,000.00
10 / 8 / 18 – Zolani Youth Choir	R 5,000.00
10 / 8 / 18 – Freeworld Travel Sport	R 3,000.00
10 / 8 / 18 – Valleys Mountains Foundation	R 5,000.00
15 / 8 / 18 – Grace Ministries	R 2,500.00
31 / 8 / 18 – Wakkerstroom Wes Primer	R 2,000.00
31 / 8 / 18 - Freeworld Travel Sport	R 2,000.00
13 / 9 / 18 – Worcester Gimnasium	R 500.00
13 / 9 / 18 – Langeberg Dolos Trust	R 20,000.00
26 / 9 / 18 – Southern Cape Sports Tours	R 2,000.00
4 / 10 / 18 – Vergesig Primer	R 5,000.00
15 / 10 / 18 – SA Cue Sport Federation	R 5,000.00
18 / 10 / 18 – Child Welfare SA	R 950.00
8 / 11 / 18 – Continuing Education for SA	R 180.00
12 / 11 / 18 – Cricket Boland NPC	R 2,800.00
20 / 11 / 18 – GD Batt Primer	R 2,000.00
13 / 2 / 19 – Western Cape Cue Sports	R 2,000.00
20 / 2 / 19 – Hoerskool Montagu Sport Toer	R 3,000.00
8 / 3 / 19 – Pool SA	R 5,000.00
12 / 3 / 19 – Langeberg Dolos Trust	R 20,000.00
29 / 3 / 19 – AME Church Koo-Keisie	R 2,000.00
5 / 4 / 19 – Freeworld Travel Sport	R 5,000.00
29 / 4 / 18 – Springroses Dienssentrum	R 7,600.00
7 / 5 / 19 – Langeberg Sek. Skool	R 21,600.00
21 / 5 / 19 – Freeworld Travel Sport	R 4,000.00
24 / 5 / 19 – Miss Teenager SA {2 ladies from Zolani}	R 8,000.00
21 / 6 / 19 – Bolandse Laerskool Rugby Unie	R 3,000.00
25 / 6 / 19 – Freeworld Travel Sport	R 3,000.00
14 / 9 / 18 – Montagu Country Hotel {Lunch Mayor}	R 924.35

SUBMITTED FOR INFORMATION

IMPLEMENTATION OF THE SUPPLY CHAIN MANAGEMENT (SCM) POLICY FOR 2018/2019 FINANCIAL YEAR
DIRECTOR: FINANCIAL SERVICES (CFO)

Purpose of the report

To submit a report to Council for consideration regarding the implementation of the Langeberg Municipality's Supply Chain Management Policy for the 2018 / 2019 financial year (01 July 2018 – 30 June 2019).

Background

Section 4 of the SCM policy states as follows:

That Council must maintain oversight over the implementation of the Supply Chain Management Policy. For the purpose of such oversight, the Accounting Officer must: -

- (a) within 10 days after the end of each quarter, submit a report on the implementation of the Policy to the Executive Mayor;
- (b) **within 30 days after the end of the financial year, submit a report on the implementation of the Policy to the Council;**
- (c) whenever there are serious and material problems in the implementation of the Policy, immediately submit a report to the Executive Mayor; and
- (d) make public the reports on the Policy in accordance with section 21A of the Systems Act.

1. Adoption of Policy

The amended SCM Policy was adopted by Council on 29 May 2018 for implementation in the 2018/2019 financial year.

2. Delegation

The following delegations were approved by the Municipal Manager and implemented:

- Delegations to do electronic transfers
- Delegations to sign cheques
- Delegations to sign purchase orders
- Delegations to approve requisitions

3. Sub-delegation

(1) The Accounting Officer may in terms of section 79 of the MFMA sub-delegate any supply chain management powers and duties, including those delegated to the Accounting Officer in terms of this policy, but any such sub-delegation must be consistent with legislation, this policy and subparagraph (2) of this paragraph.

(2) The power to make a final award with a transaction value: -

- (a) above R 10 000 000 may not be sub-delegated;
 - (b) of R 200 000, but not exceeding R 10 000 000, may be sub-delegated but only to a bid adjudication committee of which the chief financial officer is the chairperson and at least 3 (three) senior managers are members and present at the consideration and all are in favour of the award; and
 - (c) up to R 200 000 may be sub-delegated to an official.
- (3) This paragraph may not be interpreted as permitting an official to whom the power to make final awards has been sub-delegated to make a final award in a competitive bidding process, otherwise than through the committee system provided for in paragraph 8 of the policy.

4. Supply Chain Management Unit

The SCM Unit operates under the Finance Directorate, and the Manager: SCM reports directly to the Chief Financial Officer.

The SCM Unit consists of 1 Manager; 3 SCM practitioners; 1 Principal Clerk and 3 Clerks. However, there is 1 vacant position for Clerk: Order Capturing.

5. Range of Procurement processes

- (1) The procurement of goods and services will be procured as follow: -
- (a) petty cash purchases up to a transaction value of R 100. The Chief Financial Officer or senior manager can approve petty cash purchases up to an amount of R 500 per transaction in exceptional cases;
 - (b) a documented verbal quotation for purchases below R 2 000 which are not petty cash purchases;
 - (c) 3 (three) formal written quotations where the transaction value is between R 2 000 to R 200 000;
 - (d) a competitive bidding process is required for: -
 - (i) procurement for transactions above a value of R 200 000; and
 - (ii) the procurement of long-term contracts.
- (2) The Accounting Officer may in writing lower, but not increase the threshold values specified in (1) above.
- (3) Goods or services may not be split into parts or items of a lesser value to avoid complying with the requirements of this Policy.
- (4) When determining transaction values, the procurement of goods or services consisting of different parts or items must be treated and dealt with as a single transaction.

6. Bid Documents

The bid documents as prescribed by National Treasury include the General Conditions of Contract.

7. Bid Committee Structures

The following committees have been established:

- (i) A bid specification committee
- (ii) A bid evaluation committee
- (iii) A bid adjudication committee

Composition of Committees

(i) Bid Specification Committee - The Accounting Officer appoints members to the Bid Specification Committee for each tender.

The following table details the number of Bid Specification Committee meetings held for the quarter under review:

<u>Period</u>	<u>Bid Specification Committee</u>	<u>No. of Meetings</u>	<u>No. of Items</u>	<u>No. of Agendas</u>
1st Quarter	July 2018 – Sep 2018	33	38	33
2nd Quarter	Oct 2018 – Dec 2018	22	22	22
3rd Quarter	Jan 2019 – March 2019	20	20	20
4th Quarter	Apr 2019 – June 2019	20	25	25
	Total	95	105	95

(ii) Bid Evaluation Committee - The following members have been appointed by the Accounting Officer on the 16 October 2018:

<u>NAMES</u>	<u>DEPARTMENT / SECTION</u>
Ms. C.O. Matthys	Director: Strategy & Social Development (Chairperson)
Ms. C. Coetzee	Practitioner: Supply Chain Management
Mr. T.H Carstens	Manager: Human Resources
Mr. Z Qhanqisa	Manager: Income Services
Secundi	
Mr Corne' Franken	Manager: Expenditure services

The following table details the number of Bid Evaluation Committee meetings held for the quarter under review.

<u>Period</u>	<u>Bid Evaluation Committee</u>	<u>No. of Meetings</u>	<u>No. of Items</u>	<u>No. of Agendas</u>
1st Quarter	July 2018 – Sep 2018	3	15	3
2nd Quarter	Oct 2018 – Dec 2018	5	37	5
3rd Quarter	Jan 2019 – March 2019	3	33	3
4th Quarter	Apr 2019 – June 2019	4	39	4
	Total	15	124	15

(iii) **Bid Adjudication Committee** – The following members have been appointed by the Accounting Officer on the 16th of October 2018:

<u>NAMES</u>	<u>DEPARTMENT / SECTION</u>
Mr. B Brown	Chief Financial Officer (Chairperson)
Mr. A.W.J. Everson	Director: Corporate Services
Mr. IAB van der Westhuizen	Director: Engineering Services
Mr. M. Mgajo	Director: Community Services
Mr. S. Ngcongolo	Manager: Supply Chain Management

The following table details the number of Bid Adjudication Committee meetings held for the quarter under review:

<u>Period</u>	<u>Bid Adjudication Committee</u>	<u>No. of Meetings</u>	<u>No. of Items</u>	<u>No. of Agendas</u>
1st Quarter	July 2018 – Sep 2018	3	15	3
2nd Quarter	Oct 2018 – Dec 2018	4	37	4
3rd Quarter	Jan 2019 – March 2019	3	41	3
4th Quarter	Apr 2019 – June 2019	5	37	6
	Total	15	130	16

NB. Extra agenda on the 4th quarter was triggered by an addendum.

8. Verbal price quotations

The procurement of goods or services by means of a verbal quotation referred to in paragraph 14(1)(b) is as follows:-

- (a) a verbal quotation may only be obtained for a transaction of a value of not more than R 2 000 (two thousand rand);
- (b) quotations must be obtained from at least one service provider preferably from, but not limited to, service providers whose names appear on the list of accredited service providers of the Municipality. If quotations are obtained from a service provider who is not listed, such service provider must supply the information as set out in paragraph 16 of this Policy; and
- (c) if a quotation was obtained verbally, the order may only be placed after written confirmation of such quotation and the required information have been received from the service provider.

9. Formal written price quotations

The procurement of goods or services through formal written price quotations referred to in paragraph 14(1)(c) is as follows:-

- (a) quotations must be obtained in writing from the different providers whose names appear on the list of accredited service providers of the Municipality;
- (b) in the case of specialised plant, machinery and vehicles, quotations may be obtained from providers who are not listed, provided that such providers supply the information as set out in paragraph 16 of this Policy;

- (c) if it is not possible to obtain at least 3 quotations, the reasons must be recorded and approved by the Chief Financial Officer or an official(s) designated by the Chief Financial Officer. Documentary proof must be provided that quotations have been requested;
- (d) the official(s) referred in (c) above must within 3 days after the end of each month report to the Chief Financial Officer on any approvals given during that month by that official(s); and
- (e) the names of the service providers and their written quotations must be recorded.

10. Further Procedures: formal written quotations

In addition to paragraph 19, the following must also be taken into account regarding formal written price quotations:-

- (a) all transactions in excess of R 30 000 that are made by means of written quotations, must be advertised for at least 7 calendar days on the website and official notice board;
- (b) where the quotations have been invited via the notice board and website of the Municipality, no additional quotations need to be obtained should the number of responses be less than 3 quotations;
- (c) when using the list of accredited service providers, the Municipality must:-
 - (i) promote ongoing competition amongst the providers, including by inviting providers to submit quotations on a rotational basis;
 - (ii) promote the objectives of the Broad-Based Black Economic Empowerment Act;
 - (iii) apply the Preferential Procurement Policy Framework Act and any applicable regulations; and
 - (iv) promote the goals as identified by Council;
- (d) the Accounting Officer must take all reasonable steps to ensure that the procurement of goods and services through formal written price quotations is not abused;
- (e) the Accounting Officer must on a monthly basis be notified in writing of all formal written quotations accepted by an official acting in terms of a sub-delegation;
- (f) offers below R 30 000 must be awarded based on compliance to specifications and conditions of contract, ability and capability to deliver the goods and services and lowest price;
- (g) acceptable offers, which are subject to the preference points system (PPPFA and associated regulations), must be awarded to the bidder who scored the highest points;
- (h) a proper record must be kept of the received written quotations;
- (i) the goals of Council must be taken into account before offers/quotations are awarded; and
- (j) in the case of construction works, where required a site inspection may be conducted before the close of the quotation due date to ensure that providers understand the scope of the project and that they comply with the conditions and requirements.

9. List of accredited service providers

Langeberg Municipality's SCM Policy section 16 stipulate the following:

The Accounting Officer must:-

- (a) keep a list of accredited service providers that must be used for the procurement requirements through written or verbal quotations and formal written price quotations;*
- (b) at least once a year through newspapers commonly circulating locally, the municipal website or any other appropriate ways, invite service providers to apply for evaluation and listing as accredited service providers; and*

Service providers were invited to register their business on the Municipality's Database in accordance with the Supply Chain Management Policy. The advertisements were placed on the municipal website on 28 January 2019, the national newspapers Die Burger (Afrikaans) and Weekend Argus (English) on 26 January 2019 and the Breede River Gazette in 3 languages (Afrikaans, Xhosa and English) on 29 January 2019. The registration of service providers on the municipal supplier database is an on-going process and can be done at any given time during the normal working hours.

Recommendation / Aanbeveling

That the content of the report be noted.

Dat kennis geneem word van die inhoud van die verslag.

NERSA ELECTRICITY TARIFFS - APPROVAL FOR THE 2019 / 2020 BUDGET YEAR (5/1/1 - 2019/20120) (CHIEF FINANCIAL OFFICER)

Purpose of Report

The purpose of this report is to submit to council for consideration: To align the council approved electricity tariffs for 2019/2020 financial year with the NERSA approved electricity tariffs.

Background

The municipality tabled its annual budget for 2019/2020 on 28 May 2019 which included revenue raising measures and electricity tariff setting based on a 16% average increase as determined by council , but the NERSA tariff application was only approved on 10 July 2019, the tariff application took in account the benchmarks for the different blocks that resulted in a tariff application of a 16% average increase to be in line with the Municipality's NERSA licence conditions and was approved as such by NERSA.

Attached as annexure A is the effect of the budget approval versus the NERSA approval.
Attached as Annexure B is the NERSA tariff approval dated 10 July 2019.

Legal Framework

Section 42 of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003) stipulates as follows:

Price increases of bulk resources for provision of municipal services

42. (1) If a national or provincial organ of state which supplies water, electricity or any other bulk resource as may be prescribed, to a municipality or municipal entity for the provision of a municipal service, intends to increase the price of such resource for the municipality or municipal entity, it must first submit the proposed amendment to its pricing structure—
- (a) to its executive authority within the meaning of the Public Finance Management Act; and
 - (b) to any regulatory agency for approval, if national legislation requires such approval.
- (2) The organ of state referred to in subsection (1) must, at least 40 days before making a submission in terms of subsection (1)(a) or (b), request the National Treasury and organised local government to provide written comments on the proposed amendment.
- (3) Any submission in terms of subsection (1)(a) or (b) must be accompanied by—
- (a) a motivation of the reasons for the proposed amendment;
 - (b) an explanation of how the amendment takes account of—
 - (i) the national government's inflation targets and other Macroeconomic policy objectives;
 - (ii) steps taken by the organ of state to improve its competitiveness or efficiency in order to reduce costs;
 - (iii) any objectives or targets as outlined in any corporate or other governance plan applicable to that organ of state;
- (c) any written comments received from the National Treasury, organised local government or any municipalities; and
- (d) an explanation of how such comments have been taken into account.
- (4) The executive authority of the organ of state must table the amendment and the documents referred to in subsection (3) in Parliament or the relevant provincial legislature, as may be appropriate.
- (5) Unless approved otherwise by the Minister, an amendment to a pricing structure which is tabled in Parliament or the

relevant provincial legislature—

- (a) on or before 15 March in any year, does not take effect for the affected municipalities or municipal entities before 1 July in that year; or
- (b) after 15 March in any year, does not take effect for the affected municipalities or municipal entities before 1 July the next year.

Discussion

The NERSA approval process commenced late as the regulator was late with its processes due to the fact the ESKOM bulk tariff increase application was not finalised by 15 March 2019 which resulted in the Langeberg tariff application that was only submitted on the 6th of June 2019 and the subsequent signed approval was only received on 10 July 2019.

Recommendation

That the NERSA approved tariffs be approved as the electricity tariffs for 2019 / 2020, of which the effect is a 0% on average increase and to be in line with the NERSA approval as the implementation of tariffs without approval of the Energy Regulator is a contravention of the license conditions issued to the municipality, if there is any potential shortfall in estimated revenue it will be factored into the February 2020 adjustments budget.

ANNEXURE A

ELECTRICITY TARIFFS: 2019/2020

LANGEBERG MUNICIPALITY

Domestic Tariffs

- Domestic Indigent Single Phase <=60A

NERSA APPLICATION APPROVAL

Tariff Blocks	c/kWh
Block 1 (0-50 kWh)	103.30
Block 2 (51 - 350 kWh)	126.40
Block 3 (351 - 600 kWh)	177.70
Block 4 (>600 kWh)	209.00

APPROVED BUDGET MAY 2019

Tariff Blocks	c/kWh
Block 1 (0-50 kWh)	0.00
Block 2 (51 - 350 kWh)	128.88
Block 3 (351 - 600 kWh)	184.09
Block 4 (>600 kWh)	203.93

DIFFERENCE

c/kWh
103.30
-2.48
-6.39
5.07

- Domestic and Sport Ground Conventional Single Phase <=60 Amp

Tariff Blocks	c/kWh
Block 1 (0-50 kWh)	103.30
Block 2 (51 - 350 kWh)	126.40
Block 3 (351 - 600 kWh)	177.70
Block 4 (>600 kWh)	209.00

Tariff Blocks	c/kWh
Block 1 (0-50 kWh)	105.33
Block 2 (51 - 350 kWh)	128.88
Block 3 (351 - 600 kWh)	184.09
Block 4 (>600 kWh)	203.93

c/kWh
-2.03
-2.48
-6.39
5.07
0.00

Basic Charge: R/month	199.00
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Basic Charge: R/month	200.68
-----------------------	--------

-1.68

- Domestic Prepaid <=60 Amp and Three Phase <=80Amp

Tariff Blocks	c/kWh
Block 1 (0-50 kWh)	103.30
Block 2 (51 - 350 kWh)	133.00
Block 3 (351 - 600 kWh)	187.00
Block 4 (>600 kWh)	220.00

Tariff Blocks	c/kWh
Block 1 (0-50 kWh)	105.33
Block 2 (51 - 350 kWh)	136.30
Block 3 (351 - 600 kWh)	190.36
Block 4 (>600 kWh)	218.54

c/kWh
-2.03
-3.30
-3.36
1.46

- Domestic Conventional Three Phase <=80 Amp

Tariff Blocks	c/kWh
Block 1 (0-50 kWh)	103.30
Block 2 (51 - 350 kWh)	126.40
Block 3 (351 - 600 kWh)	177.70
Block 4 (>600 kWh)	209.00

Tariff Blocks	c/kWh
Block 1 (0-50 kWh)	105.33
Block 2 (51 - 350 kWh)	128.88
Block 3 (351 - 600 kWh)	184.09
Block 4 (>600 kWh)	203.93

c/kWh
-2.03
-2.48
-6.39
5.07

Basic Charge: R/month	537.30
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Basic Charge: R/month	603.20
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-65.90

Agricultural Tariffs

NERSA APPLICATION APPROVAL

- Agriculture Conventional Single Phase <=60 Amp
 - Basic charge: /month 344.00
 - Energy charge: c/kWh 155.75
- Agriculture Conventional Three Phase <=25kVA (<=35A)
 - Basic charge: /month 1,048.80
 - Energy charge: c/kWh 155.75
- Agriculture Conventional Three Phase <=50kVA (<=70A)
 - Basic charge: /month 1,282.80
 - Energy charge: c/kWh 155.75
- Agriculture Conventional Three Phase <=100kVA (<=150A)
 - Basic charge: /month 1,516.80
 - Energy charge: c/kWh 155.75

APPROVED BUDGET MAY 2019

- Agriculture Conventional Single Phase <=60 Amp
 - Basic charge: 299.28
 - Energy charge: 155.90
- Agriculture Conventional Three Phase <=25kVA (<=35A)
 - Basic charge: 1,053.74
 - Energy charge: 155.90
- Agriculture Conventional Three Phase <=50kVA (<=70A)
 - Basic charge: 1,288.99
 - Energy charge: 155.90
- Agriculture Conventional Three Phase <=100kVA (<=150A)
 - Basic charge: 1,524.24
 - Energy charge: 155.90

DIFFERENCE

44.72
-0.15
-4.94
-0.15
-6.19
-0.15
-7.44
-0.15

Commercial Tariffs

NERSA APPLICATION APPROVAL

- Commercial Prepaid Single Phase <=60 Amp
 - Energy charge: c/kWh 187.90
- Commercial Prepaid Three Phase <=80 Amp
 - Energy charge: c/kWh 215.40
- Commercial Conventional Single Phase <=60 Amp
 - Basic charge: /month 430.00
 - Energy charge: c/kWh 155.75
- Commercial Conventional 3 Phase <=25kVA (<=35A)
 - Basic charge: /month 874.00
 - Energy charge: c/kWh 155.75
- Commercial Conventional 3 Phase <=50kVA (<=70A)
 - Basic charge: /month 1,069.00
 - Energy charge: c/kWh 155.75
- Commercial Conventional 3 Phase <=100kVA (<=150A)
 - Basic charge: /month 1,264.00
 - Energy charge: c/kWh 155.75

APPROVED BUDGET MAY 2019

- Commercial Prepaid Single Phase <=60 Amp
 - Energy charge: 180.96
- Commercial Prepaid Three Phase <=80 Amp
 - Energy charge: 215.41
- Commercial Conventional Single Phase <=60 Amp
 - Basic charge: 498.80
 - Energy charge: 155.90
- Commercial Conventional 3 Phase <=25kVA (<=35A)
 - Basic charge: 878.12
 - Energy charge: 155.90
- Commercial Conventional 3 Phase <=50kVA (<=70A)
 - Basic charge: 1,074.16
 - Energy charge: 155.90
- Commercial Conventional 3 Phase <=100kVA (<=150A)
 - Basic charge: 1,270.20
 - Energy charge: 155.90

DIFFERENCE

6.94
-0.01
-68.80
-0.15
-4.12
-0.15
-3.18
-0.15
-6.20
-0.15

Industrial Tariffs

NERSA APPLICATION APPROVAL

Industrial 101-500kVA (<11kV)	
o Basic charge/month	1,946.00
o Energy charge	
➤ High Season	88.50
➤ Low Season	74.70
o Demand Charge	
➤ High Season	250.00
➤ Low Season	220.50
➤ Access Charge	16.30
Industrial <100kVA (<11kV)	
o Basic charge/month	1,946.00
o Energy charge	
➤ High Season	88.50
➤ Low Season	74.70
o Demand Charge	
➤ High Season	250.00
➤ Low Season	220.50
➤ Access Charge	16.30
Industrial 501-100kVA (<11kV)	
o Basic charge/month	1,946.00
o Energy charge	
➤ High Season	88.50
➤ Low Season	74.70
o Demand Charge	
➤ High Season	250.00
➤ Low Season	220.50
➤ Access Charge	16.30
Industrial 100-500kVA (11kV)	
o Basic charge/month	1,946.00
o Energy charge	
➤ High Season	88.50
➤ Low Season	74.70
o Demand Charge	
➤ High Season	250.00
➤ Low Season	220.50
➤ Access Charge	16.30
Industrial =<100kVA (11kV)	
o Basic charge/month	1,946.00
o Energy charge	
➤ High Season	87.60
➤ Low Season	74.00
o Demand Charge	
➤ High Season	230.00
➤ Low Season	202.86
➤ Access Charge	15.00
Industrial 501-1000kVA (11kV)	
o Basic charge/month	1,946.00
o Energy charge	
➤ High Season	87.60
➤ Low Season	74.00
o Demand Charge	
➤ High Season	230.00
➤ Low Season	202.86
➤ Access Charge	15.00
Industrial >1000kVA (11kV)	
o Basic charge/month	1,946.00
o Energy charge	
➤ High Season	87.60
➤ Low Season	74.00
o Demand Charge	
➤ High Season	230.00
➤ Low Season	202.86
➤ Access Charge	15.00

APPROVED BUDGET MAY 2019

Industrial 101-500kVA (<11kV)		
o Basic charge	1,956.92	-10.92
o Energy charge		
➤ High Season	89.01	-0.51
➤ Low Season	75.17	-0.47
o Demand Charge		
➤ High Season	251.31	-1.31
➤ Low Season	221.65	-1.15
➤ Access Charge	15.73	0.57
Industrial <100kVA (<11kV)		
o Basic charge	1,956.92	-10.92
o Energy charge		
➤ High Season	89.01	-0.51
➤ Low Season	75.17	-0.47
o Demand Charge		
➤ High Season	251.31	-1.31
➤ Low Season	221.65	-1.15
➤ Access Charge	15.73	0.57
Industrial 501-100kVA (<11kV)		
o Basic charge	1,956.92	-10.92
o Energy charge		
➤ High Season	89.01	-0.51
➤ Low Season	75.17	-0.47
o Demand Charge		
➤ High Season	251.31	-1.31
➤ Low Season	221.65	-1.15
➤ Access Charge	15.73	0.57
Industrial 100-500kVA (11kV)		
o Basic charge	1,956.92	-10.92
o Energy charge		
➤ High Season	89.01	-0.51
➤ Low Season	75.17	-0.47
o Demand Charge		
➤ High Season	251.31	-1.31
➤ Low Season	221.65	-1.15
➤ Access Charge	15.73	0.57
Industrial =<100kVA (11kV)		
o Basic charge	1,956.92	-10.92
o Energy charge		
➤ High Season	79.12	8.48
➤ Low Season	69.28	4.72
o Demand Charge		
➤ High Season	245.41	-15.41
➤ Low Season	211.76	-8.90
➤ Access Charge	15.31	-0.31
Industrial 501-1000kVA (11kV)		
o Basic charge	1,956.92	-10.92
o Energy charge		
➤ High Season	79.12	8.48
➤ Low Season	69.28	4.72
o Demand Charge		
➤ High Season	245.41	-15.41
➤ Low Season	211.76	-8.90
➤ Access Charge	15.31	-0.31
Industrial >1000kVA (11kV)		
o Basic charge	1,956.92	-10.92
o Energy charge		
➤ High Season	79.12	8.48
➤ Low Season	69.28	4.72
o Demand Charge		
➤ High Season	245.41	-15.41
➤ Low Season	211.76	-8.90
➤ Access Charge	15.31	-0.31

NERSA APPLICATION APPROVAL

- **Time of Use Large power <1kV Connection**
 - Basic Charge /month

1,946.00

 - Demand Charge /kVA

40.75

 - Access Charge /kVA

32.51

 - Reactive Energy /kVAh

17.27

- **Low Season**
 - Energy charge
 - Peak c/kWh

159.92

 - Standard c/kWh

99.44

 - Off-peak c/kWh

66.75

- **High Season**
 - Peak c/kWh

408.15

 - Standard c/kWh

130.66

 - Off-peak c/kWh

75.54

- **Time of Use Large power 1kV Connection**
 - Basic Charge /month

1,946.00

 - Demand Charge /kVA

37.49

 - Access Charge /kVA

29.93

 - Reactive Energy /kVAh

17.27

- **Low Season**
 - Energy charge
 - Peak c/kWh

138.52

 - Standard c/kWh

98.43

 - Off-peak c/kWh

66.10

- **High Season**
 - Peak c/kWh

404.06

 - Standard c/kWh

129.36

 - Off-peak c/kWh

74.80

NERSA APPLICATION APPROVAL

TELKOM APPLICATION APPROVAL		
• Street Lighting	o Energy charge c/kWh	150.00
• Street Lighting Maintenance	o Energy charge c/kWh	47.00
• Sports Grounds Prepaid Three Phase <=80 Amp	o Energy charge c/kWh	187.00
• Sports Grounds Prepaid Single Phase<=80 Amp	o Energy charge c/kWh	187.00
• Sports Grounds Single Phase<=60 Amp	o Basic charge p/month	199.00
	o Energy charge c/kWh	177.70
• Sports Grounds Three Phase<=80 Amp	o Basic charge p/month	537.30
	o Energy charge c/kWh	177.70
• Telkom <10 Amp	o Basic charge /month	1,780.00

APPROVED BUDGET MAY 2019

• Time of Use Large power <11kV Connection		
o Basic Charge	1,956.92	-10.92
o Demand Charge	40.75	0.00
o Access Charge	32.51	0.00
o Reactive Energy	17.27	0.00
• Low Season		
o Energy charge		
> Peak	139.92	0.00
> Standard	99.44	0.00
> Off-peak	66.75	0.00
• High Season		
> Peak	408.15	0.00
> Standard	130.66	0.00
> Off-peak	75.54	0.00
• Time of Use Large power 11kV Connection		
o Basic Charge	1,956.92	-10.92
o Demand Charge	37.49	0.00
o Access Charge	29.93	0.00
o Reactive Energy	17.27	0.00
• Low Season		
o Energy charge		
> Peak	138.52	0.00
> Standard	98.43	0.00
> Off-peak	66.10	0.00
• High Season		
> Peak	404.06	0.00
> Standard	129.16	0.00
> Off-peak	74.80	0.00

APPROVED BUDGET MAY 2019

BUDGET MAY 2022		DIFFERENCE
• Street Lighting		
o Energy charge	162.66	-12.66
• Street Lighting Maintenance		
o Energy charge	47.22	-0.22
• Sports Grounds Prepaid Three Phase <=80 Amp		
o Energy charge	190.36	-3.36
• Sports Grounds Prepaid Single Phase<=60 Amp		
o Energy charge	190.36	-3.36
• Sports Grounds Single Phase<=60 Amp		
o Basic charge	200.68	-1.68
o Energy charge	184.09	-6.39
• Sports Grounds Three Phase<=80 Amp		
o Basic charge	520.00	17.30
o Energy charge	184.09	-6.39
• Telkom <10 Amp		
o Basic charge	1,780.60	-0.60

DIFFERENCE

DIFFERENCE

Mr S A Mokweni
The Municipal Manager
Langeberg Municipality
Private Bag X2
ASHTON
6715

Per Email: mm@langeberg.gov.za

Dear Mr Mokweni,

ELECTRICITY TARIFFS FOR THE PERIOD 1 JULY 2019 – 30 JUNE 2020

Your application dated 06 June 2019 refers.

The Energy Regulator at its meeting held on 23 May 2019 approved the guideline increase of 13.07% for municipalities applicable for 2019/20 financial year. Consequently, the Energy Regulator considered your application for a tariff increase for the period 1 July 2019- 30 June 2020 and approved the tariffs as follows:

Domestic Tariffs

- **Domestic Indigent Conventional and Prepaid Single Phase<=60Amp**

<u>Tariff Blocks</u>	<u>c/kWh</u>
Block 1 (0-50 kWh)	103.30
Block 2 (51 – 350 kWh)	126.40
Block 3 (351 – 600 kWh)	177.70
Block 4 (>600 kWh)	209.00

Regulator Members: Mr JRD Modise (Chairperson) Ms MMD Nkomo (Deputy Chairperson) *Mr C Forlee (Chief Executive Officer)
Mr Y Adam *Ms N Maseti *Mr MW Mkhize Mr FK Sibanda
*Full-Time Regulator Members

NERSA is a Regulatory Authority established in terms of the National Energy Regulator Act, 2004 (Act No 40 of 2004)

- **Domestic Conventional Single Phase <=60 Amp**

<u>Tariff Blocks</u>	<u>c/kWh</u>
Block 1 (0-50 kWh)	103.30
Block 2 (51 – 350 kWh)	126.40
Block 3 (351 – 600 kWh)	177.70
Block 4 (>600 kWh)	209.00

Basic charge: R/month	199.00
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- **Domestic Prepaid Single Phase<=60 Amp and Three Phase<=80Amp**

<u>Tariff Blocks</u>	<u>c/kWh</u>
Block 1 (0-50 kWh)	103.30
Block 2 (51 – 350 kWh)	133.00
Block 3 (351 – 600 kWh)	187.00
Block 4 (>600 kWh)	220.00

- **Domestic Conventional Three Phase<=80 Amp**

<u>Tariff Blocks</u>	<u>c/kWh</u>
Block 1 (0-50 kWh)	103.30
Block 2 (51 – 350 kWh)	126.40
Block 3 (351 – 600 kWh)	177.70
Block 4 (>600 kWh)	209.00

Basic charge: R/month	537.30
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Agricultural Tariffs

- **Agriculture Conventional Single Phase<=60 Amp**

- Basic charge: R344.00/month
- Energy charge: 155.75c/kWh

- **Agriculture Conventional Three Phase <=25kVA**

- Basic charge: R1048.80/month
- Energy charge: 155.75c/kWh

- **Agriculture Conventional Three Phase <=50kVA**
 - Basic charge: R1282.80/month
 - Energy charge: 155.75c/kWh
- **Agriculture Conventional Three Phase<=100kVA**
 - Basic charge: R1 516.80/month
 - Energy charge: 155.75c/kWh

Commercial Tariffs

- **Commercial Prepaid Single Phase<=60 Amp**
 - Energy charge: 180.96c/kWh
- **Commercial Prepaid Three Phase<=80 Amp**
 - Energy charge: 215.40c/kWh
- **Commercial Conventional Single Phase<=60 Amp**
 - Basic charge: R430.00/month
 - Energy charge: 155.75c/kWh
- **Commercial Conventional 3 Phase <=25kVA**
 - Basic charge: R874.00/month
 - Energy charge: 155.75c/kWh
- **Commercial Conventional 3 Phase <=50kVA**
 - Basic charge: R1069.00/month
 - Energy charge: 155.75c/kWh
- **Commercial Conventional 3Phase <=100kVA**
 - Basic charge: R1 264.00/month
 - Energy charge: 155.75c/kWh

Industrial Tariffs

- **Large Power User<11kV Connection**
 - Basic charge: R1 946.00/month
 - Energy charge-Low season: 74.70c/kWh
 - Energy charge-High season: 88.50c/kWh
 - Demand charge-Low season: R220.50/kVA
 - Demand charge-High season:R250.00/kVA
 - Access charge: R16.30/kVA

- **Large Power User 11kV Connection**
 - Basic charge: R1 946.00/month
 - Energy charge- Low season: 74.00c/kWh
 - Energy charge- High season: 87.60c/kWh
 - Demand charge- Low season: R202.86/kVA
 - Demand charge- High season: R230.00/kVA
 - Access charge: R15.00/kVA
- **Time of Use Large Power <11kV Connection**
 - Basic charge: R1 946.00.00/month
 - Demand charge: R40.75/kVA
 - Access charge: R32.51/kVA
 - Reactive energy: 17.27c/kVArh
- **Low season**
 - Energy charge
 - Peak: 139.92c/kWh
 - Standard: 99.44c/kWh
 - Off-peak: 66.75c/kWh
- **High season**
 - Peak: 408.15c/kWh
 - Standard: 130.66c/kWh
 - Off-peak: 75.54c/kWh
- **Time of Use Large Power 11kV Connection**
 - Basic charge: R1 946.00/month
 - Demand charge: R37.49/kVA
 - Access charge: R29.93/kVA
 - Reactive energy: 17.27c/kVArh
- **Low season**
 - Energy charge
 - Peak: 138.52c/kWh
 - Standard: 98.43c/kWh
 - Off-peak: 66.10c/kWh
- **High season**
 - Peak: 404.06c/kWh
 - Standard: 129.36c/kWh
 - Off-peak: 74.80c/kWh

- **Street Lighting**
 - Energy charge: 150.00c/kWh
- **Street Lighting Maintenance**
 - Fixed charge: R47.00/Luminaire/month
- **Sports Grounds Prepaid Single Phase<=60 Amp and Three Phase<=80 Amp**
 - Energy charge: 187.00c/kWh
- **Sports Grounds Conventional Single Phase<=60 Amp**
 - Basic charge: R199.00/month
 - Energy charge: 177.70c/kWh
- **Sports Grounds Conventional Three Phase<=80 Amp**
 - Basic charge: R537.30/month
 - Energy charge: 177.70c/kWh
- **Telkom <10 Amp**
 - Basic charge: R1 780.00/month
- **SSEG Feed-In**
 - Feed-in rate: 76.51c/kWh

The Energy Regulator further directs that the municipality must provide NERSA with a Specific, Measurable, Achievable, Realistic and Time-bound (S-M-A-R-T) repairs and maintenance plan, which will ensure that the municipality prudently spends a minimum of 6% of its electricity revenue towards repairs and maintenance. This spend should minimise the impact of energy losses. An appropriate budget needs to be allocated and spent in support of this. The implementation of this plan, together with its budget must be monitored on a quarterly basis and reported to NERSA bi-annually commencing 30 September 2019.

Please note that in terms of the National Energy Regulator Act, 2004 (Act No. 40 of 2004), the National Energy Regulator is entrusted to perform all the functions that the National Electricity Regulator used to perform, and amongst others, to review and approve tariff increase proposals by all licensed distributors of electricity in South Africa. Implementation of tariffs without approval of the Energy Regulator is a contravention of the license conditions issued to you.

It is therefore important that provision is made in your planning / budgeting cycle to allow time for the submission of applications for future changes or increases to NERSA for consideration. Should you have any enquiries please do not hesitate to contact Ms Kulani Mathumbu in the Electricity Pricing and Tariffs Department on (012) 401 4702 or email: Kulani.Mathumbu@nersa.org.za

Yours sincerely,


Chris Forlee

Chief Executive Officer

Date: 10/07/2019

**EXTENSION OF CONTRACT WITH RED ANT SECURITY RELOCATION & EVICTION SERVICES (PTY) LTD -
FOR A PERIOD OF SIX (6) MONTHS (13/5)(DIRECTOR CORPORATE SERVICES)**

Purpose of report

To request approval from Council for the extension of the contract with Red Ant Security Relocation & Eviction Services (Pty) Ltd for an additional period until 31 December 2019.

Background

The procurement of the services of Red Ant Security Relocation & Eviction Services (Pty) Ltd for Langeberg Municipality was done on the tender of Overstrand Municipality.

The required tender documents are currently in the process of finalization in order to advertise for service providers to render this service for a three (3) year period.

Taking the nature of the required services into consideration and because appeals may be received which would delay the awarding of the tender and to secure the much-needed services in the meantime, it is suggested that the current contract with Red Ant Security Relocation & Eviction Services (Pty) Ltd be extended until 31 December 2019.

Legal Requirement

Clause 116 of the Municipal Finance Management Act (MFMA) states that:

116. Contracts and contract management

- (1) *A contract or agreement procured through the supply chain management system of a municipality or municipal entity must—*
 - (a) *be in writing;*
 - (b) *stipulate the terms and conditions of the contract or agreement, which must include provisions providing for—*
 - (i) *the termination of the contract or agreement in the case of non- or underperformance;*
 - (ii) *dispute resolution mechanisms to settle disputes between the parties;*
 - (iii) *a periodic review of the contract or agreement once every three years in the case of a contract or agreement for longer than three years; and*
 - (iv) *any other matters that may be prescribed.*
- (2) *The accounting officer of a municipality or municipal entity must—*
 - (a) *take all reasonable steps to ensure that a contract or agreement procured through the supply chain management policy of the municipality or municipal entity is properly enforced;*
 - (b) *monitor on a monthly basis the performance of the contractor under the contract or agreement;*
 - (c) *establish capacity in the administration of the municipality or municipal entity—*
 - (i) *to assist the accounting officer in carrying out the duties set out in paragraphs (a) and (b); and*
 - (ii) *to oversee the day-to-day management of the contract or agreement; and*
 - (d) *regularly report to the council of the municipality or the board of directors of the entity, as may be appropriate, on the management of the contract or agreement and the performance of the contractor.*
- (3) *A contract or agreement procured through the supply chain management policy of the municipality or municipal entity may be amended by the parties, but only after—*

- (a) *the reasons for the proposed amendment have been tabled in the council of the municipality or, in the case of a municipal entity, in the council of its parent municipality; and*
- (b) *the local community—*
 - (i) *has been given reasonable notice of the intention to amend the contract or agreement; and*
 - (ii) *has been invited to submit representations to the municipality or municipal entity.*

Clause 36 of the MFMA Regulations further states that:

36. Deviations from, and ratification of minor breaches of, procurement processes

- (1) *A supply chain management policy may allow the accounting officer*
 - (a) *to dispense with the official procurement processes established by this policy and to procure any required goods or services through any convenient process, which may include direct negotiations, but only –*
 - (i) *in an emergency;*
 - (ii) *if such goods or services are produced or available from a single provider only*
 - (iii) *for the acquisition of special works of art or historical objects where specifications are difficult to compile;*
 - (iv) *acquisition of animals for zoos and/or nature and game reserves; or*
 - (v) *in any other exceptional case where it is impractical or impossible to follow the official procurement processes; and*
 - (c) *to ratify any minor breaches of the procurement processes by an official or committee acting in terms of delegated powers or duties which are purely of a technical nature.*
- (2) *The accounting officer must record the reasons for any deviations in terms of subparagraphs (1)(a) and (b) of this policy and report them to the next meeting of the council and include as a note to the annual financial statements.*
- (3) *Subparagraph (2) does not apply to the procurement of goods and services contemplated in paragraph 11(2) of this policy.*

Recommendation

That the existing contract with Red Ant Security Relocation & Eviction Services (Pty) Ltd be extended for a period of six (6) months whilst the Municipality is in the process to procure security relocation and eviction services.

SLEGS VIR KENNISNAME • FOR INFORMATION ONLY

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B & BB ITEMS

B5503 DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR APRIL 2019 – DIRECTORATE: CORPORATE SERVICES (9/2/1) (CHIEF FINANCIAL OFFICER)

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 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.

B5504 DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR APRIL 2019 – DIRECTORATE: ENGINEERING SERVICES (9/2/1) (CHIEF FINANCIAL OFFICER)

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 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.

B5505 LIKHONI LANGA CARE CENTRE: APPLICATION FOR THE RENEWAL OF LEASE AGREEMENT FOR A PORTION OF MUNICIPAL LAND SITUATED ON ERF2 ($\pm 2000\text{m}^2$), NKQUBELA ROBERTSON (7/2/3/1/5) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

Eenparig Besluit / Unanimously Resolved

1. That it be confirmed that the municipal property, a portion of erf 2 ($\pm 2000\text{m}^2$) 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 die die munispale eiendom, 'n gedeelte van erf 2 ($\pm 2000\text{m}^2$) Nkqubela, Robertson nie benodig word vir die verskaffing van die minimum vlak van basiese dienste nie. (S14 van die MFMA, Wet 56 van 2003)

2. That the application received from Likhoni Langa Care Centre for the renewal of lease agreement for the municipal property, situated on a portion of erf 2 ($\pm 2000\text{m}^2$) Nkqubela, Robertson for a period not lesser than 9 years 11 months or more not be approved.

Dat die aansoek ontvang van Likhoni Langa Care Centre om die hernuwing van huurooreenkoms vir die munispale eiendom, geleë op 'n gedeelte van erf 2 ($\pm 2000\text{m}^2$) Nkqubela, Robertson vir 'n periode nie minder as 9 jaar 11 maande of meer nie goedgekeur word nie.

3. That the application received from Likhoni Langa Care Centre for the renewal of lease of the municipal property situated on a portion of erf 2 ($\pm 2000\text{m}^2$) Nkqubela, Robertson for a period of 3 years at a nominal rent of R 358.17 (VAT included) per annum be approved subject to the following conditions:

Dat die aansoek ontvang van Likhoni Langa Care Centre om die hernuwing van huurooreenkoms vir die munispale eiendom geleë op 'n gedeelte van erf 2 ($\pm 2000\text{m}^2$) Nkqubela, Robertson vir 'n periode van 3 jaar teen 'n nominale bedrag van R 358.17 per jaar (BTW ingesluit) goedgekeur word onderworpe aan die volgende voorwaardes:

- 3.1 That the rental amount will escalate annually with 10% and that the Lessee is responsible for the payment of the insurance of the land.
Dat die huurbedrag eskaleer met 10% jaarliks en dat die Huurder verantwoordelik is vir die betaling van die versekering op die grond.
- 3.2 That the lessee be responsible for the payment of all services rendered to the facility.
Dat die huurder verantwoordelik is vir die betaling van alle dienste aan die perseel.
- 3.3 That no structures be erected on the premises without written approval of the Municipality, including approved plans if applicable.
Dat geen strukture op die perseel opgerig word sonder die skriftelike goedkeuring van die Munisipaliteit nie, insluitend goedgekeurde boouplanne indien van toepassing.
- 3.4 That the Lessee be responsible for the fencing of a portion of municipal land ($\pm 2000\text{m}^2$) for his own account.
Dat die Huurder verantwoordelik sal wees vir die omheining van 'n gedeelte van die munisipale grond ($\pm 2000\text{m}^2$) vir sy eie onkoste.
- 3.5 That the Lessee shows proof of the facility registration with Grassroots as a crèche before the lease agreement is signed by the Municipal Manager.
Dat die Huurder bewys lewer van registrasie vir die fasiliteit soos uitgereik deur Grassroots as 'n kleuterskool voordat die huurooreenkoms deur die Munisipale Bestuurder onderteken word.
- 3.6 That the lessee complies with all the conditions as contained in the Health By-laws and further conditions set by the Cape Winelands District Municipality and relevant provincial departments from time to time.
Dat die huurder voldoen aan al die vereistes soos vervat in die Gesondheidsverordeninge en verdere vereistes wat van tyd tot tyd deur die Kaapse Wynland Distriksmunisipaliteit en ander relevante provinsiale departemente gestel word.
- 3.7 That the Lessee complies with all the conditions as contained in the Health By- laws, National Building Regulations and Standards, fire emergency requirements, Health Regulations and any other conditions~applicable for the usage of this building for a crèche purpose.
Dat die Huurder voldoen aan al die vereistes soos vervat in die Gesondheidsverordeninge, Nasionale Bouregulasies en Bou Standaarde, nood brand vereistes Gesondheidsregulasies enige ander vereiste van toepassing vir die gebruik van hierdie gebou as 'n kleuterskool.
- 3.8 That the Lessee shows proof of the facilities Certificate of Acceptability issues by the Cape Winelands District Municipality as meals are prepared, served and consumed on the premises before the lease agreement is signed by the Municipal Manager.
Dat die Huurder bewys lewer van die "facilities Certificate of Acceptability" soos uitgereik deur die Kaapse Wynlandse Distriks Munisipaliteit aangesien etes, voorberei, bedien en verbruik word op die perseel voordat die huurooreenkoms deur die Munisipale Bestuurder onderteken word.

B5506

DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR MAY 2019 – DIRECTORATE: CORPORATE SERVICES (9/2/1) (CHIEF FINANCIAL OFFICER)

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 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.

**B5507 DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR MAY 2019
(9/2/1) (DIRECTORATE: STRATEGY AND SOCIAL DEVELOPMENT (CHIEF FINANCIAL OFFICER))**

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019
Eenparig Besluit / Unanimously Resolved

1. 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.

- 2 That inquiries be made whether there are cheaper ways of communicating in bulk format with residents and clients of the Municipality

**B5508 DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR MAY 2019 (9/2/1) (DIRECTORATE:
COMMUNITY SERVICES) (CHIEF FINANCIAL OFFICER)**

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 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.

**B5509 DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR MAY 2019 – DIRECTORATE:
ENGINEERING SERVICES (9/2/1) (CHIEF FINANCIAL OFFICER)**

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 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.

**B5510 DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR MAY 2019 (9/2/1) (OFFICE OF THE
MUNICIPAL MANAGER) (CHIEF FINANCIAL OFFICER)**

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 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.

**B5511 DEVIATIONS FROM THE NORMAL PROCUREMENT PROCESSES FOR MAY 2019 - (9/2/1) DIRECTORATE:
FINANCIAL SERVICES**

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 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.

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gediens op 23 Julie 2019

Eenparig Besluit / Unanimously Resolved

That the Mayoral Committee notes the contents of the report.

Dat die Burgemeesterskomitee kennis neem van die inhoud van die verslag

MONTAGU - ASHTON TOURISM ASSOCIATION: RENEWAL OF LEASE AGREEMENTS FOR THE TOURISM OFFICE & OFFICE SPACE IN THE MUNICIPAL BUILDING - ERF 254, MONTAGU (7/14/14) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gediens op 23 Julie 2019

Eenparig Besluit / Unanimously Resolved

1. That it be confirmed that the municipal building situated on erf 254, Montagu 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 die munisipale gebou geleë te gedeelte te erf 254, Montagu nie benodig word vir die verskaffing van die minimum vlak van basiese dienste nie. (S14 van die MFMA 2003, Wet 56 van 2003)

2. That the Tourism office and the office space in the municipal building situated on erf 254, Montagu be leased to Montagu – Ashton Tourism Association for a three (3) year period subject to the normal conditions applicable to the leasing of Municipal buildings.

Dat die Toerisme kantoor en die kantoor spasie in die munisipale gebou geleë te gedeelte te erf 254, Montagu verhuur word aan Montagu – Ashton Toerisme Vereniging vir 'n periode van drie (3) jaar onderhewig aan die normale voorwaardes soos van toepassing op die verhuring van Munisipale geboue.

3. That the Tourism office and the office space in the municipal building be leased to Montagu-Ashton Tourism Association at a market related rental. The rental amount will escalate annually with a percentage that will be determined by the yearly CPIX and the Lessee is responsible for the payment of the insurance of the building, which is calculated as a percentage of the municipal insurance portfolio.

Dat die Toerisme kantoor en die kantoor spasie in die munisipale gebou aan Montagu-Ashton Toerisme Vereniging verhuur word teen 'n markverwante bedrag. Dat die huurbedrag jaarliks eskaleer met 'n persentasie wat bepaal word deur die VPI en dat die Huurder verantwoordelik is vir die betaling van die versekering van die gebou, wat bereken word as 'n persentasie van die munisipale versekeringsportefeulje.

4. That the lessee be responsible for all costs for municipal services rendered to the property.

Dat die huurder verantwoordelik sal wees vir alle kostes verbonde aand die voorsiening van munisipale dienste aan die perseel.

5. That no portion of the property be sublet without the written approval of Council.

Dat geen gedeelte van die eiendom onderverhuur mag word sonder die skriftelike goedkeuring van die Raad nie.

6. That the Lessee be responsible for normal maintenance and that the Municipality be responsible for wear and tear and structural repairs and maintenance as it is a historical building in accordance to the maintenance budget.

Dat die Huurder verantwoordelik sal wees vir normale instandhouding en dat die Munisipaliteit verantwoordelik sal wees vir die agteruitgang en strukturele herstelwerk en instandhouding aangesien dit 'n historiese gebou is in ooreenstemming met die instandhoudingsbegroting.

7. That no structures may be erected on the premises without the written approval of the Municipality, including approved plans if applicable.

Dat geen strukture op die perseel opgerig mag word sonder die skriftelike goedkeuring van die

Munisipaliteit nie, insluitend goedgekeurde palnne indien van toepassing.

8. That no alterations may be done to the building without the written consent from the Municipality.

Dat geen veranderinge aan die gebou gemaak mag word sonder die skriftelike toestemming van die Munisipaliteit nie.

B5515

APPLICATION TO TRANSFER OLD RENTAL SCHEME HOUSE: ERF 3755, ROBERTSON FROM CORNELIUS OLIVIER TO JONATHAN JOHANN (17/5/8/5/2) (SNR HOUSING CLERK: ROBERTSON)

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

Eenparig Besluit / Unanimously Resolved

That the Old Rental Scheme house situated on erf 3755, Robertson be allocated to Jonathan Johann on the following conditions:

Dat die Ou Huurskema woning geleë te erf 3755, Robertson op die volgende voorwaardes aan Jonathan Johann toegeken word.

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

Dat 'n behuisingssubsidie aansoek namens Jonathan Johann aan die Provinsiale Departement van Menslike Nedersettings voorgelê word ter oorweging.

2. That once the subsidy mentioned in point 1 is approved, a deed of sale be entered into between Jonathan Johann 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 Jonathan Johann onderteken word, waarna registrasie van die eiendom in sy naam sal plaasvind

B5516

APPLICATION TO TRANSFER MUNICIPAL RDP HOUSE ERF 6894, 4 KARMEDIK CRESCENT, MONTAGU FROM LATE HILDEGARD LORRAINE NGELE & SIDWELL NGELE TO ALLISTINE BERONICE BIANCA DAVIDS (17/5/8/4/3) (SNR HOUSING CLERK: MONTAGU)

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

Eenparig Besluit / Unanimously Resolved

That the RDP house situated n erf 6894, 4 Karmedik Crescent, Montagu be allocated to Allistine Beronice Bianca Davids on the following conditions.

Dat die HOP woning geleë te erf 6894, Karmediksingel 4, Montagu op die volgende voorwaardesaan Allistine Beronice Bianca Davids toegeken word.

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

Dat 'n behuisingssubsidie aansoek namens Allistine Beronice Bianca Davids aan die Provinsiale Departement van Menslike Nedersettings voorgelê word ter oorweging.

2. That once the housing subsidy application as mentioned in point 1 above is approve, a Deed of Sale be entered into between Allistine Beronice Bianca Davids and the Municipality, whereafter registration of the property will take place into her name.

Dat nadat die behuisingssubsidie aansoek soos in punt 1 gemeld goedgekeur is, 'n Kooppooreenkoms tussen Allistine Beronice Bianca Davids en die Munisipaliteit onderteken word, waarna registrasie van die eiendom sal plaasvind in haar naam.

B5517

APPLICATION TO TRANSFER OLD RENTAL SCHEME HOUSE: ERF 3358, ROBERTSON FROM MAGRIETTA LANETTE PIETERSEN TO SARIE PIETERSEN (17/5/8/5/2) (SNR HOUSING CLERK: ROBERTSON)

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

Eenparig Besluit / Unanimously Resolved

That the Old Rental Scheme house situated on erf 3358, Robertson be allocated to Sarie Pietersen on the following conditions:

Dat die Ou Huurskema woning geleë te erf 3358, Robertson op die volgende voorwaardes aan Sarie Pietersen toegeken word.

1. That Sarie Pietersen enter into a Lease Agreement with the Municipality until a subsidy for discount benefit (EEDBS) is approved by the Provincial Department of Human Settlements, where after a deed of sale will be entered into between herself and the Municipality.

Dat Sarie Pietersen 'n huurkontrak sluit met die Munisipaliteit totdat 'n subsidie vir die verbeterde uitgebreide afslag voordeelskema (EEDBS) deur die Provinsiale Departement van Menselike Nedersettings goedgekeur is waarna 'n koopkontrak tussen haarself en die Munisipaliteit gesluit word.

B5518

REPORT ON LOCAL LABOUR USED ON CONTRACT C60/2017: UPGRADING OF TARRED STREETS IN ROBERTSON CENTRAL BUSINESS DISTRICT (16/3/5) DIRECTOR: ENGINEERING SERVICES

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

Eenparig Besluit / Unanimously Resolved

1. That the contents of the report is noted.

Dat kennis geneem word van die inhoud van die verslag.

2. That an additional report be submitted in due course to specify whether P.R. Civils employs 80% of local labour as prescribed in their contract C60/2017 - Upgrading of Tarred Streets in Robertson Central Business District.

B5520

RESUBMISSION: APPLICATION FOR THE CLOSING OF JENEKE STREET, ROBERTSON (16/3/4/5) (MANAGER: PROPERTY ADMINISTRATION)

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

Eenparig Besluit / Unanimously Resolved

That the application received from Messrs M Cupido, C van de Heyde, E Jeneke & UE Cupido for the closing of Jeneke Street, Robertson not be approved as the portions of land which are used as shortcut are private property and not that of the Municipality.

Dat die aansoek ontvang vanaf Mnre M Cupido, C van de Heyde, E Jeneke & UE Cupido vir die sluiting van Jenekestraat nie goedgekeur word nie aangesien die gedeeltes grond wat gebruik word as 'n kortpad privaat eiendom is en nie die van die Munisipaliteit nie.

B5522

QUARTERLY REPORT : LOCAL ECONOMIC DEVELOPMENT: APRIL – JUNE 2019 (9/2/1/9) (DIRECTOR STRATEGY & SOCIAL DEVELOPMENT)

This item served before the Executive Mayoral Committee on 23 July 2019

Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019

Eenparig Besluit / Unanimously Resolved

That Council notes the contents of the report for the period April to June 2019.

B5523

REPORT TO COUNCIL RE THE PROGRESS OF THE DEVELOPMENT PLANNING OF CEMETERY SITES IN THE LANGEBOG MUNICIPAL AREA BY CONSULTANT CK RUMBOLL AS APPOINTED BY TENDER 09/2016 (ASST. MANAGER: PARKS & AMENITIES)

See Item A3848

BB710 REPORTING ON LITIGATION – APRIL + MAY + JUNE 2019 (7/1/R + 7/2/R)(DIRECTOR CORPORATE SERVICES)

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019
Eenparig Besluit / Unanimously Resolved

That the contents of the report on litigation be noted.

A3829 ELUKHANYENI DAYCARE CENTRE: APPLICATION TO PURCHASE THE MUNICIPAL BUILDING SITUATED ON ERF 434 (PORTIONS OF ERF 172 & 136) NKQUBELA, ROBERTSON (7/2/3/2/5) (PRINCIPAL CLERK: PROPERTY ADMINISTRATION)

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019
Eenparig Besluit / Unanimously Resolved

That the report be referred back for investigation into the possible municipal use of the building.

A3835 REQUEST FOR WRITE-OFF OF CHARGES FOR WATER CONSUMPTION: MR KAREL KORTJÉ, BONNIEVALE - ACCOUNT NUMBER 462017760121 (5/12/1) (CHIEF FINANCIAL OFFICER)

This item served before the Executive Mayoral Committee on 23 July 2019
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 Julie 2019
Eenparig Besluit / Unanimously Resolved

That this report be referred back so that additional information pertaining to the leak, a possible faulty meter etc may be gathered in order to take a more informed decision

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