

REPORT: APPROVAL OF DRAFT BY-LAW FOR TOWNSHIP ECONOMIES – DIRECTOR: ECONOMIC, SOCIAL AND INTEGRATED DEVELOPMENT SERVICES

Purpose of Submission:

This report seeks Council's approval for the Draft By-Law for Township Economies.

Background

On 15 November 2024, the President of the Republic of South Africa, addressed the Nation and pronounced on matters relating to foodborne illnesses and deaths affecting mainly children in the township areas. In his address, he noted that Cabinet had resolved on the three interventions, namely, (i) Get hazardous pesticides off the streets, (ii) protect children from exposure of hazardous substances; and (iii) prevent future outbreaks. Intervention measures were outlined including those that relate to the local government sector.

On 18 November 2024, foodborne illnesses were classified as a National Disaster in terms of Section 23 of the Disaster Management Act (the Act). Consequently, all affected organs of state are expected to submit progress reports as required by the National Disaster Management Centre and as outlined in section 24(4) to (8) of the Act.

The Minister of CoGTA and Minister of Western Cape Department of Local Government addressed all Western Cape Municipalities regarding the National State of Disaster announcement by the President.

On 5 December 2024, the Draft By-law for Township Economies was advertised for public comments in order for residents and business owners to provide their input and suggestions. The public comments closed on 14 February 2025. The Municipality received no comments regarding the Draft By-law for Township Economies.

Objectives of the Draft By-law for Township Economies

The key objectives of the Draft By-Law are to:

- Facilitate inclusive spatial and economic development in townships.
- Harmonize the township ecosystem and provide norms and standards for the establishment and management of township-based enterprises, both formal and informal.
- Raise awareness of applicable laws and regulations affecting township businesses.
- Support small businesses to grow and participate in mainstream economic activities.

Key provisions

The Draft By-Law includes several important provisions, such as:

- Freedom to engage in business activities with the necessary permits.
- Designation of business areas and sites to promote inclusive economic development.
- Issuing and management of business permits.
- Proactive steps by the municipality to support township businesses, including capacity building and access to infrastructure and markets.
- Registration and permitting processes for business activities.
- Prohibitions and restrictions to ensure orderly business operations.
- Hygiene and waste removal standards.
- Enforcement mechanisms and penalties for non-compliance.

Recommendation / Aanbeveling

It is recommended that the council:

1. Approve the Draft By-Law for Township Economies

NOTE: The annexure was distributed as part of the agenda for the Economic, Social & Integrated

This item served before the Economic, Social & Integrated Development Services Portfolio Committee on 09 April 2025
Hierdie item het gedien by die Ekonomies, Sosiaal & Geïntegreerde Ontwikkelingsdienste Portefeulje Komitee op 09 April 2025

Aanbeveling / Recommendation

It is recommended that Council:

Approve the Draft By-Law for Township Economies.

This item served before the Executive Mayoral Committee on 23 April 2025
Hierdie item het voor die Uitvoerende Burgemeesterskomitee gedien op 23 April 2025
Aanbeveling / Recommendation

That Council approve the Draft By-Law for Township Economies.

This item served before an Ordinary Meeting of Council on 29 April 2025
Hierdie item het gedien voor 'n Gewone Vergadering van die Raad op 29 April 2025
Eenparig Besluit / Unanimously Resolved

1. That Council approve the Draft By-Law for Township Economies.
2. That the necessary processes be followed to advertise the draft by-law for public inputs/comments and to be promulgated.