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**Newcastle
Municipality**

EXECUTIVE COMMITTEE

AGENDA

for the

SPECIAL MEETING

TO BE HELD ON

Wednesday, 27 November, 2013

at 13:30

EXCO

SPECIAL MEETING : 27-11-13

N

EXECUTIVE COMMITTEE

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NOTICE OF MEETING

T

2013-11-22

THE MAYOR
MEMBERS OF THE EXECUTIVE COMMITTEE
NEWCASTLE MUNICIPALITY

Dear Councillor

I

SPECIAL MEETING OF THE EXECUTIVE COMMITTEE

Notice is hereby given that a special meeting of the Executive Committee of the Newcastle Municipal Council will be held in the **Conference Room, Show Hall, Hardwick Street, Newcastle** on **Wednesday, 27 November, 2013** at **13:30** for the purpose of considering the matters as contained in the agenda.

Yours faithfully

C


K. MASANGE
MUNICIPAL MANAGER

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EXCO

SPECIAL MEETING : 27-11-13

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Agenda for a special meeting of the EXECUTIVE COMMITTEE
to be held in the Conference Room, Show Hall, Hardwick Street,
Newcastle on Wednesday, 27 November, 2013 at 13:30

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ITEM 1

OPENING

ITEM 2

APPLICATIONS FOR LEAVE OF ABSENCE (CS 3/1/4/1)

E

ITEM 3

CONFIRMATION OF MINUTES

- Minutes of the meeting held on 19 November 2013 (yellow pages)
- Minutes of the special meeting held on 25 November 2013 (pink pages)
(minutes will be circulated separately)
- Minutes of the special meeting held on 26 November 2013 (green pages)
(minutes will be circulated separately)

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EXCO

SPECIAL MEETING : 27-11-13

EXECUTIVE COMMITTEE

of the

NEWCASTLE MUNICIPAL COUNCIL

**MINUTES OF THE MEETING HELD IN THE EXCO ROOM,
MUNICIPAL BUILDING, SCOTT STREET, NEWCASTLE
ON TUESDAY, 2013-11-19 AT 10:00**

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EXECUTIVE COMMITTEE MEETING

19 NOVEMBER 2013

ATTENDANCE REGISTER

PRESENT

Councillor	A F	Rehman	:	Mayor
Councillor	N P	Kunene		
Councillor	S B M	Lukhele		
Councillor	R N	Mdluli		
Councillor	R B	Ndimba		
Councillor	B S	Ntombela		
Councillor	M	Shunmugam		
Councillor Dr	J A	Vorster		

ABSENT WITH APOLOGY

Councillor	T Z	Hadebe	:	out of town
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OFFICIALS PRESENT

Municipal Manager	:	Mr	K	Masange
Chief of Operations	:	Mr	B E	Mswane
Executive Manager : Audit	:	Ms	S	Chenia
Strategic Executive Director : Budget and Treasury Office	:	Mr	M J	Mayisela
Strategic Executive Director : Community Services	:	Mr	M P	Sithole
Strategic Executive Director : Corporate Services	:	Mr	E	Hauptfleisch
SED : DP&HS	:	Ms	N	Thusi
SEDirector : Electrical/Mechanical Services	:	Mr	L	Zincume
Strategic Executive Director : Technical Services	:	Mr	S B	Dube
Director : Administration	:	Mrs	D R	Molefe
Director : IDP	:	Mr	T	Mhlanga
Director : IT	:	Ms	N	Vinkhumbo
Manager : Administration	:	Mrs	Z	Ngubane
Manager : Executive Support	:	Ms	H	Manqeke
Manager : Communications	:	Ms	Z	Masondo
Manager : Performance Management	:	Mrs	N	Tickka-Ragunanan
Assistant : Communications Office	:	Ms	N	Mhlungu
Administrative Officer	:	Mrs	M E	Palmer
Intern	:	Ms	S	Sithole

**RESOLUTIONS
OF THE
EXECUTIVE COMMITTEE
ADOPTED UNDER
DELEGATED POWERS**

B260 : OPENING

The Mayor requested all members to rise and observe a moment of silence.

B261 : APPLICATIONS FOR LEAVE OF ABSENCE : (CS(A) 3/1/4/1)

The meeting was informed that Cllr. T.Z. Hadebe had given notice to the effect that he would not be able to attend the meeting.

RESOLVED

That Cllr. T.Z. Hadebe be granted leave of absence from attending the meeting.

SED:CS(A)
B.S. Ntombela

B262 : OFFICIAL NOTICES

(i) SALGA Provincial Members Assembly : (CS(A) 19/1/1/28)

The Strategic Executive Director : Corporate Services informed the meeting that the Newcastle Municipality had received an award at the recent SALGA Provincial Members Assembly, which would be handed to the office of the Mayor.

NOTED

(ii) Word of welcome : (CS(A) 20/6)

The Mayor extended a warm welcome to the recently appointed Audit Executive, Miss. S. Chenia, Manager : Communications, Ms. Z. Masondo, Strategic Executive Director : Electrical/Mechanical Services, Mr. L. Zincume and the Manager : Administration, Ms. Z. Ngubane.

NOTED

B263 : UNOPPOSED PROPOSALS BY MAYOR

NONE

B264 : CONFIRMATION OF MINUTES

RESOLVED

That the minutes of the special meeting of the Executive Committee held on 6 November 2013 be confirmed.

B265 : QUESTIONS OF WHICH NOTICE HAD BEEN GIVEN

NONE

B266 : MOTIONS OF WHICH NOTICE HAD BEEN GIVEN

NONE

B267 : REPORTS OF ANY COMMITTEE

A.(i) Corporate Services Portfolio Standing Committee : Meeting held on 5 November 2013

RESOLVED

That resolutions B78 to B89 of the Corporate Services Portfolio Standing Committee meeting held on 5 November 2013, be noted.

B.(i) Finance Portfolio Standing Committee : Meeting held on 11 November 2013

RESOLVED

That resolutions B124 to B134 of the Finance Portfolio Standing Committee meeting held on 11 November 2013, be noted.

B.(ii) Bad debt write-off : (BTO 6/7)

RESOLVED

That the item be referred back for discussion at the Newcastle Municipal Council meeting scheduled for 27 November 2013.

**SED:BTO
A.F. Rehman**

C.(i) Community Services Portfolio Standing Committee : Meeting held on 12 November 2013

RESOLVED

That resolutions B58 to B67 of the Community Services Portfolio Standing Committee meeting held on 12 November 2013, be noted.

C.(ii) Progress report : Establishment of an animal pound and identification of communal grazing land : (CS 12/8/2)

RESOLVED

- (a) That the progress report, pertaining to the establishment of an animal pound and identification of communal grazing land, be noted, however, that the resolution of the Executive Committee numbered B254 D (iv)(c) dated 6 November 2013 also be noted;
- (b) that prior to undertaking the extensive public participation and feasibility study, the Community Services Portfolio Standing Committee visit the Richmond Municipal pound en-route to the SALGA Games, a report in this regard to be submitted;
- (c) that the Pound By-laws be promulgated with all other Community Services by-laws.

SED:CS
N.P. Kunene

D.(i) Technical Services Portfolio Standing Committee : Meeting held on 13 November 2013

RESOLVED

That resolutions B90 to B101 of the Technical Services Portfolio Standing Committee meeting held on 13 November 2013, be noted.

D.(ii) New service connections : Electricity : (TS 11/3/3/)

RESOLVED

- (a) That an amount of R1 378 000 be transferred from the 2013/2014 operational budget to the capital budget for new service connections;
- (b) that it be noted that is in line with section 28(2) (f) of the Municipal Finance Management Act, which states that an adjustment budget may correct errors in the annual budget.

SED:TS
R.N. Mdluli

E.(i) Development Planning and Human Settlements Portfolio Standing Committee : Meeting held on 15 November 2013

RESOLVED

That resolutions B155 to B169 as well as B171 to B172 of the Development Planning and Human Settlements Portfolio Standing Committee meeting held on 15 November 2013, be noted.

E (ii) Request for municipal support : Events in Newcastle Municipality to promote Economic Development and Tourism Activities : (DP&HS (ED) 19/1/5/42)

RESOLVED

- (a) That the Angling Open Competition and International Hot Air Balloon Fiesta form part of the preliminary list of Newcastle Events identified for financial and non-financial support by the municipality;
- (b) that the application for financial support from the Angling Open Competition to be hosted by Stillwater's Angling Club in an amount of R40 000 be approved and this be funded under Promotions, cost centre 010 121 010 311;
- (c) that the application for financial support for the hosting of the International Hot Air Balloon Fiesta in an amount of R150 000, be approved for one year only and will be subject to review and that it be a requirement that the organisers submit a detailed budget, which will be considered as part of the events budget during the mid-year budget adjustment process;
- (d) that it be noted no submission has been received from the political structure as per the Executive Committee resolution B213 E (xiv) (d) and (e) of the meeting held on 17 September 2013 to facilitate the finalisation of the municipal events list;
- (e) that in terms of (d) above, the office of the Speaker be requested to facilitate submissions from all political structures and complete list of events with motivations be forwarded to the department by no later than 30 November 2013;
- (f) that it be noted that the Ezemvelo KZN Wild Life will be hosting an annual event at Ntshingwayo Dam on 1 January 2014 and would like the Newcastle

**SED:DP&HS
M. Shunmugam**

Municipality to play a role in the event as the event has tourism benefits for the area;

- (g) that it be noted that the KZN Department of Economic Development and Tourism supports a number of events in Durban and Pietermaritzburg and wish to expand this support to other areas in the Province, Newcastle is prioritised for the event to be hosted during March/April 2014.

SED:DP&HS
M. Shunmugam

E (iii) Application of special consent to establish a tavern : Erf 888 section R Madadeni : (DP&HS 13/3/4/1 - R/888)

RESOLVED

- (a) That in terms of section 67 of the Town Planning Ordinance N^o. 27 of 1949, as amended, the application for special consent to establish a tavern on erf 888 Madadeni Section R, not be approved, based on the following :-
- (i) that numerous reasonable objections were received from members of the public
 - (ii) that there is a possibility that once permission has been granted, the noise generated may cause a disturbance to abutting properties and crime levels could increase. Approving this application would be giving preference to a single individual whilst depriving the community as a whole, as indicated by the numerous objections
 - (iii) the rapid increase of taverns in the Madadeni area needs to be taken into consideration, where the sense of a residential suburb essentially need to be maintained
 - (iv) the site is located within a residential area of Madadeni and in so much as Council is to encourage and develop local businesses it should not neglect the likely impacts such a development would have on the immediate surrounding;
- (b) that the owners be informed of Council's decision not to approve the special consent application and also be informed of his right of appeal to the Appeal Board in terms of Section 67 of the Ordinance, within 28 days of being notified of Council's decision. The appeal should be forwarded to The Provincial Planning and Development Commission at Private Bag X9038, Pietermaritzburg, 3200.

SED:DP&HS
M. Shunmugam

- E (iv) **Application for the subdivision of the remainder of erf 624, N^o. 43 Harding Street, Newcastle in terms of KwaZulu-Natal Planning Development Act, N^o. 6 OF 2008 : (DP&HS(TP) 13/3/5/2 - 624)**

RESOLVED

That in terms of the KwaZulu-Natal Planning Development Act, N^o. 6 of 2008, the subdivision of the remainder of erf 624 Newcastle into two portions, the remainder and portion 2 of erf 624, be approved, based on the following reasons :-

- it will promote sustainable use of existing land resources
- it will optimise the use of existing resources
- it will discourage the phenomenon of “urban sprawl”
- it will encourage growth of the local economies

**SED:DP&HS
M. Shunmugam**

- E (v) **Comprehensive progress report on Jonhstown, Blauwbosch and Cavan Projects : (DP&HS(TP) 13/15/12)**

RESOLVED

- (a) That the progress report on various completed, active and planned projects on JBC development node be noted;
- (b) that the JBC Steering Committee be re-established and terms of reference for the committee be approved at the first JBC Steering Committee meeting;
- (c) that the JBC Development Steering Committee be re-established to assist in the facilitation and monitoring of development within the Johnstown, Blauwbosch and Cavan development area;
- (d) that once the Steering Committee referred to in (c) above has been identified, the terms of reference for the committee be drafted and submitted to Council for approval;
- (e) that the appointment of the Chairperson and Deputy Chairperson for the Steering Committee be confirmed at the first sitting of the committee;
- (f) that the frequency of JBC Steering Committee meetings be on a quarterly basis;
- (g) that the nominated members of the Steering Committee as indicated in the report be re-confirmed

**SED:DP&HS
M. Shunmugam**

at the first sitting of the Steering Committee meeting and a report in this regard be submitted to Council.

SED:DP&HS
M. Shunmugam

E (vi) Progress report : Identification of new landfill site for Newcastle Municipality : (DP&HS(TP) 11/4/5/1)

RESOLVED

- (a) That the progress on the identification of a site to establish a landfill site, be noted;
- (b) that Greenwich Farm which emerged as the most favourable through a desk study and a limited invasive investigation, be accepted for further investigation;
- (c) that the Environmental Impact Assessment process be commenced with once the preliminary and detailed investigations have been finalised.

SED:DP&HS
M. Shunmugam

E (vii) Presentation : Economic Development : (DP&HS (ED) 14/4/48)

The Chairperson as well as the Executive Committee expressed their concern that the Economic Development directorate had failed in their duties by not informing the portfolio councillor of various developments taking place in Newcastle and that this, in their opinion, is not acceptable.

NOTED

E (viii) Progress on the provision of fuel : Newcastle Airport : (DP&HS(ED) 17/7/1)

RESOLVED

That the item be referred back and that representatives from Engen be invited to enter into discussions with the municipality pertaining to fuel facilities and provision of fuel at the Newcastle Airport.

SED:DP&HS
M. Shunmugam

E (ix) Status of KwaMathukuza transit camp : (DP&HS 18/4/4/2/2)

RESOLVED

- (a) That Council notes the take-over of the Transit Camp constructed by Motheo Construction at Kwa-Mathukuza with funds received from KwaZulu-Natal Department of Human Settlements;

SED:DP&HS
M. Shunmugam

- (b) that the 120 units (Transit Camp) be retained until the KwaMathukuza 10% extension is finalised;
- (c) that the 120 current occupants of the Transit Camp be allowed to form part of the beneficiaries of the KwaMathukuza extension project when qualifying;
- (d) that funds be made available in the 2013/2014 mid-year budget review to finance maintenance of the Transit Camp to avoid health hazards in the Transit Camp.

SED:DP&HS
M. Shunmugam

E (x) Facilitation of the EEDBS (Enhanced Extended Benefit Scheme) in the Newcastle Municipality : (DP&HS 18/6/2/2)

RESOLVED

- (a) That, the Council's conveyancers, DBM Attorneys be allowed to continue and effect the said transfers;
- (b) that the VAT amount of R140,00 per transfer be paid to DBM Attorneys through Council funds from cost centre 010 995 010 020.

SED:DP&HS
M. Shunmugam

B268 : URGENT MATTERS

(i) Report on the unsolicited bid : Ncandu Dam Project : (MM 11/2/2/1/1)

RESOLVED

- (a) That the resolution of the Executive Committee numbered B255 of 6 November 2013, be rescinded;
- (b) that the proposed Ncandu Dam Project be supported, in principle, without any obligation and expectations;
- (c) that the Accounting Officer submit a comprehensive report back to the Executive Committee after due process has been completed;
- (d) that it be noted that there are no financial commitments to Council at this stage.

MM

(ii) Objection : Arcelor Mittal Steel : (BTO 15/3/2)

With regard to the objection received from Arcelor Mittal Steel pertaining to the valuation of their property the Strategic Executive Director : Budget and Treasury Office informed the meeting that the property in question had originally been valued at R1,2 billion. After an objection it was revalued at R750 million. Following discussion, it was

RESOLVED

That the discussions surrounding the write-back of the rates already levied against erf 8914 with regard to the valuation objection by Arcelor Mittal, be confirmed and that the said write-back was condoned from the date of implementation of the new valuation roll implemented in terms of the Municipal Property Rates Act, N^o. 6 of 2004.

MM

(iii) Shortlisting : Strategic Executive Director : Budget and Treasury Office : (MM 5/3/5)

Following an "in committee" discussion, it was

RESOLVED

- (a) That a special Executive Committee be scheduled for 26 November 2013 at 08:00 for the purpose of interviewing shortlisted candidates for the position Strategic Executive Director : Budget and Treasury Office;
- (b) that the following candidates be invited to the interview referred to in (a) above :-
- Budhripersadh R.
 - Hlongwe B.E.

MM

(iv) Media and press releases : (MM 10/3/1)**RESOLVED**

That, in terms of protocol, no councillors or official may address the media on behalf of the municipality without prior consultation with the Mayor and/or Municipal Manager.

MM

B269 : PRESENTATION : NATIONAL TREASURY : SUPPLY CHAIN MANAGEMENT POLICY AMENDMENT : (BTO 10/1/12)

Advocate S. Mthethwa gave a presentation on the Municipal Bids Appeal Tribunal. Following discussion, it was

RESOLVED

- (a) That the Newcastle Municipality, in principle, approve of the formation of the Municipal Bids Appeal Tribunal and that the Supply Chain Management Policy be amended accordingly;
- (b) that qualified persons be invited to apply for positions on the Tribunal;

SED:BTO
A.F. Rehman

(c) that with regard to (b) above, Provincial Treasury be approached to train selected candidates.

SED:BTO
A.F. Rehman

B270 : STAFF MOVEMENTS : OCTOBER 2013 : (CS(A) 5/1/1/1)

NOTED

B271 : SALGA : CIRCULAR 10/13 : (CS(A) 5/6/2/2)

RESOLVED

That circular 10/13 as received from the SALGA be noted and referred to the various political party caucuses for information.

SED:CS(A)
B.S. Ntombela

B272 : REVISED PIP AND CASH FLOW FOR WATER SERVICES AUTHORITY AND PROJECT MANAGEMENT UNIT : (MM 2/1/2)

RESOLVED

That resolution B227 of the Executive Committee held on 17 September 2013 be rescinded and instead the revised cash flows and PIP's be referred to the mid-year review process in consultation with the Manager : Performance Management.

MM

B273 : QUARTER 1 PERFORMANCE REPORT : SDBIP AND CAPITAL STATUS REPORT : (MM 2/1/2)

RESOLVED

- (a) That the quarter 1 performance report (un-audited) comprising of the SDBIP and capital status per department, be noted;
- (b) that the capital status reports be presented by directorates at a special meeting of the Executive Committee to be held on 25 November 2013.

MM

B274 : SECTION 71 : MONTHLY BUDGET STATEMENT : NATIONAL REPORTING STANDARD : MONTH FOUR : 31 OCTOBER 2013 : (BTO 6/1/1 - 2013/2014)

RESOLVED

- (a) That the fourth month's operational results for the period up to 31 October 2013 be noted;

SED:BTO
A.F. Rehman

- (b) that the Strategic Executive Directors at all times remain within the financial guidelines of the Municipal Finance Management Act;
- (c) that the Strategic Executive Directors commit themselves to maintaining a credible budget target for revenue and expenditure;
- (d) that the Strategic Executive Directors acknowledge the significance of the 2013/2014 approved capital budget as a service delivery barometer.

SED:BTO
A.F. Rehman

B275 : BUDGET GUIDELINES : 2014/2015 : (BTO 6/1/1 - 2014/2015)

RESOLVED

- (a) That the 2014/2015 MFREF budget guidelines, which will inform preparation of the 2014/2015 budget, be approved;
- (b) that the proposals of electricity tariffs and bulk purchases only be approved as an interim guide, pending final decision by NERSA;
- (c) that provisioning for grant revenue which will be based on the 2013 MTREF Division of Revenue allocations, pending the final 2014 Division of Revenue Act in February 2014, be noted.

SED:BTO
A.F. Rehman

B276 : RE-SUBMISSION OF THE COMMUNITY SERVICES TOP STRUCTURE : (CS 2/1/2)

RESOLVED

That the item be referred back.

SED:CS
N.P. Kunene

CONCLUSION OF MEETING

There being no further business to discuss, the meeting concluded at 14:20.

CONFIRMED

DATE

CHAIRPERSON

RECOMMENDATIONS
OF THE
EXECUTIVE COMMITTEE
SUBMITTED TO THE
NEWCASTLE
MUNICIPAL COUNCIL
FOR CONSIDERATION

A39 : **REPORTS OF ANY COMMITTEE**A. **Finance Portfolio Standing Committee : Meeting held on 11 November 2013**(i) **Indigent process : October 2013 : (BTO 6/7)****RESOLVED TO RECOMMEND**

That debt owed by registered indigent account holders processed during the month of October 2013, be written off against the bad debt reserve and the report be submitted thereafter.

SED:BTO
A.F. Rehman

(ii) **Municipal borrowings (MFMA) : Quarter ended 30 September 2013 : (BTO 6/3/1/2)****RESOLVED TO RECOMMEND**

That the report submitted on the loan register for the quarter ended 30 September 2013, be noted.

SED:BTO
A.F. Rehman

(iii) **Municipal grants (DORA) : Quarter ended 30 September 2013 : (BTO 6/14/1)****RESOLVED TO RECOMMEND**

That the report submitted on the grant register for the quarter ended 30 September 2013, be noted.

SED:BTO
A.F. Rehman

(iv) **Municipal investments : Quarter ended 30 September 2013 : (BTO 6/11/2)****RESOLVED TO RECOMMEND**

That the report submitted on investments for the quarter ended 30 September 2013, be noted.

SED:BTO
A.F. Rehman

(v) **Withdrawals from municipal bank account : Quarter ended September 2013 : (BTO 1/1/14)****RESOLVED TO RECOMMEND**

That the report submitted in terms of section 11(4)(a) of the Municipal Finance Management Act, N°. 56 of 2003,

SED:BTO
A.F. Rehman

pertaining to withdrawals from municipal bank accounts for the quarter ended 30 September 2013, be noted.

SED:BTO
A.F. Rehman

B. Community Services Portfolio Standing Committee : Meeting held on 12 November 2013

Pauper and destitute burials : Draft policy : (CS 12/9/4)

RESOLVED TO RECOMMEND

- (a) That the draft pauper and destitute burials policy be workshopped with all councillors on 21 November 2013 at 09:00;
- (b) that the workshop referred to in (a) above also addresses the challenges being experienced with the burial of indigents inclusive of the cost implications.

SED:CS
N.P. Kunene

C. Development Planning and Human Settlements Portfolio Standing Committee : Meeting held on 15 November 2013

(i) Proposed lease of agreement on erf 9460 Newcastle for gardening/agriculture purposes : (DP&HS 14/4 - 9460)

RESOLVED TO RECOMMEND

- (a) That the five year lease contract with the applicant for vegetable gardening purposes, be noted;
- (b) that the fixed five year lease term at a market related rental of R900 per month escalated at 5% per annum as determined by internal valuers, be approved;
- (c) that due to the fact that this is an already established business the rental must be effected immediately on the date of signature of the lease agreement;
- (d) that the property should be properly fenced by the applicant and the area be kept neat to the satisfaction of the Council;
- (e) that the subject property be used for small scale vegetable gardening and no permanent structure shall be erected;
- (f) that any complaints received from the public regarding to any un-authorized activity taking place on site, will result in the lease agreement being terminated by the Council.

SED:DP&HS
M. Shunmugam

- (ii) **Proposed lease agreement for a piece of land from erf 15048 Newcastle to Indalo Nop (MKMVA Agricultural Programmes) for agricultural projects : (DP&HS(TP) 14/4 - 15048)**

WITHDRAWN

- A 40 : **ADVERTISING OF VACANT POSTS IN THE ILANGA NEWSPAPER : MUNICIPAL MANAGERS AND MANAGERS DIRECTLY ACCOUNTABLE TO MUNICIPAL MANAGER : (CS(HR) 5/3/2/1)**

RESOLVED TO RECOMMEND

- (a) That in terms of a legislative provision in respect of the recruitment of Municipal Managers and section 56 managers, advertisements be placed in the national newspapers in order to attract a pool of candidates nationwide;
- (b) that advertisements in the Illanga newspaper pertaining to (a) above be left to the discretion of the municipality;
- (c) that with regard to the advertising of other vacant positions, use be made of the free newspapers circulating within the municipal area.

SED:CS(HR)
B.S. Ntombela

- A41 : **IMPLEMENTATION OF THE LOCAL GOVERNMENT MUNICIPAL RATES ACT, N^o. 6 OF 2004 : BID N^o. RE 116/2012 : (BTO 6/2/B : BTO 6/2/4)**

RESOLVED TO RECOMMEND

- (a) That Newcastle Municipality implement the Local Government : Municipal Property Rates Act, N^o. 6 of 2004 and undertake a re-valuation of all properties, prepare a valuation roll and undertake valuation roll maintenance in its jurisdiction and to levy rates on the new valuation rolls which will be in effect and valid from 1 July 2014 to 30 June 2018;
- (b) that subject to the adoption of (a) above :-
- (i) the date of implementation shall be 1 July 2014
- (ii) the date of valuation shall be 1 August 2013
- (iii) the municipality shall levy different rates for different categories of properties
- (iv) in determining the criteria of a particular category -

SED:BTO
A.F. Rehman

- (a) the actual use of the property shall be used. A change in use of a property will result in a change of category
- (b) in the case of vacant land, the permitted use in terms of any legislation will determine the category
- (c) in the absence of any legislation which regulates the use of properties, the category will be determined on the most feasible use;
- (v) based on the rates policy, properties used for multiple purposes may be assigned a category of property based on 9(1)(b), the dominate use of 9(1)(c);
- (vi) the following categories of properties be adopted for the purpose of differential rating -
 - Annexure "A" - refers to the categories of property in terms of the rates policy;
- (vii) rates by-laws for the implementation of the draft Rates Policy to be prepared and published in the Provincial Gazette;
- (viii) a communication strategy be adopted and implemented to support the public participation process, media publications and Provincial Gazette notices to comply with the implementation of the Act;
- (ix) a bid has been advertised and a service provider has been appointed to undertake a general valuation and valuation roll maintenance and to perform the functions of the Municipal Valuer and in terms of the bid appointment;
- (x) the Council hereby approves the contract for the valuation roll bid and the appointment of a municipal valuer in terms of the Act which is such that the contract is to extend beyond the three years permitted in terms of the budgetary requirements of the Municipal Finance Management Act, the municipality must follow section 33 of the said act;
- (xi) in terms of section 33 of Act 6 of 2004, the nominated municipal valuer of the appointed service provider be designated as municipal valuer subject to -
 - (a) the provisions of the Act
 - (b) the conditions of the bid specifications and the memorandum of agreement between the municipality and the service provider

SED:BTO
A.F. Rehman

- (c) all other contract and agreements related to the appointment of the service provider. | **SED:BTO**
A.F. Rehman