

C
O
U
N
C
I
L

Newcastle Municipality

AGENDA

for the

COUNCIL MEETING

Wednesday, 25 September 2013

at 14:00

NOTICE

COUNCIL

NOTICE OF MEETING

2013-09-20

TO ALL COUNCILLORS
NEWCASTLE MUNICIPAL COUNCIL

Dear Councillor

COUNCIL MEETING

Notice is hereby given that a council meeting will be held in the **Conference Room, Show Hall, Hardwick Street, Newcastle** on **Wednesday, 25 September, 2013** at **14:00** for the purpose of considering the matters as contained in the agenda.

Yours faithfully



K. MASANGE
MUNICIPAL MANAGER

AGENDA

Agenda for the meeting of the NEWCASTLE MUNICIPAL COUNCIL
to be held in the Conference Room, Show Hall, Hardwick Street,
Newcastle on Wednesday, 25 September, 2013 at 14:00

ITEM 1

OPENING

ITEM 2

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

ITEM 3

OFFICIAL NOTICES

ITEM 4

UNOPPOSED PROPOSALS BY SPEAKER

ITEM 5

CONFIRMATION OF MINUTES

- Minutes of the meeting of the Newcastle Municipal Council held on 28 August 2013 (blue pages numbered 1 to 11)
- Minutes of the special meeting of the Newcastle Municipal Council held on 18 September 2013 (green pages numbered 1 and 2)

NEWCASTLE MUNICIPALITY

**MINUTES OF THE COUNCIL MEETING HELD IN THE
CONFERENCE ROOM, SHOW HALL, HARDWICK STREET,
NEWCASTLE ON WEDNESDAY, 28 AUGUST 2013
AT 14:00**

NEWCASTLE MUNICIPAL COUNCIL

MEETING : 28 AUGUST 2013

ATTENDANCE REGISTER

PRESENT

Councillor	M F	Zikhali	:	Speaker
Councillor	V V	Bam		
Councillor	M M	Bhekiswayo		
Councillor	D R F	Buthelezi		
Councillor	S S E	Buthelezi		
Councillor	E J C	Cronje		
Councillor	T J	de Jager		
Councillor	C L	Dube		
Councillor	J K	Gabuza		
Councillor	F J	Gama		
Councillor	T Z	Hadebe		
Councillor	T S	Hlabisa		
Councillor	M M E	Hlatshwayo		
Councillor	S B	Hlatshwayo		
Councillor	I	Keeka		
Councillor	L G	Khoza		
Councillor	C B	Kubheka		
Councillor	S	Kubheka		
Councillor	N P	Kunene		
Councillor	S B M	Lukhele		
Councillor	H T	Malindi		
Councillor	A M M	Mashinini		
Councillor	J S	Mbatha		
Councillor	Z J	Mbatha		
Councillor	M N	Mbokazi		
Councillor	M O	Mdhlalose		
Councillor	R N	Mdluli		
Councillor	C N	Mkhize		
Councillor	H N	Mkhwanazi		
Councillor	M G	Mlangeni		
Councillor	M S	Mlangeni		
Councillor	G A	Mncube		
Councillor	S G	Ndlovu		
Councillor	M E	Ngcobo		
Councillor	N J	Ngobese		
Councillor	C L	Nhlapho		
Councillor	N T	Ntshangase		
Councillor	E M	Nyembe		
Councillor	T M	Nzuze		
Councillor	A F	Rehman		
Councillor	D O	Shabalala		
Councillor	M	Shunmugam		
Councillor	D M	Sibilwane		

(ii)

Councillor	S M	Thwala
Councillor	D E	Tshabalala
Councillor Dr	J A	Vorster
Councillor	S J	Zulu
Councillor	T M	Zulu
Councillor	M E	Zwane

ABSENT WITH APOLOGY

Councillor	M V	Buhali	:	out of town
Councillor	J M E	Damons	:	indisposition
Councillor	D X	Dube	:	out of town
Councillor	H S	Madonsela	:	personal circumstances
Councillor	N S	Matthews	:	out of town
Councillor	N A	Msibi	:	out of town
Councillor	T M	Mzoneli	:	out of town
Councillor	R B	Ndima	:	out of town
Councillor	D J Z	Nkosi	:	indisposition
Councillor	B S	Ntombela	:	ill
Councillor	E M	Zungu	:	out of town
Councillor	N A	Zwane	:	indisposition

OFFICIALS PRESENT

Executive Manager : Legal Services	:	Mr	E	M	Nkosi
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	T	Thusi
Strategic Executive Director : Technical Services	:	Mr	S	B	Dube
Director : Human Resources	:	Ms	T		Mjilo
Director : IT	:	Ms	N		Vinkhumbo
Director : IDP	:	Mr	T		Mhlanga
Senior Administrative Officer	:	Mrs	F	J	Hadden
Intern : Administration	:	Ms	S	N	Sithole
Senior Security Officer	:	Mr	B		Seethal
Interpreter	:	Mr	L		Malindi

1 : OPENING

The Speaker declared the meeting properly constituted and opened the meeting.

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

The meeting was informed that the following councillors had given notice to the effect that it would not be possible for them to attend the meeting :- (Annexure "A")

M V	Buhali	T M	Mzoneli
J M E	Damons	R B	Ndima
D X	Dube	D J Z	Nkosi
H S	Madonsela	B S	Ntombela
N S	Matthews	E M	Zungu
N A	Msibi	N A	Zwane

RESOLVED

That Councillors

M V	Buhali	T M	Mzoneli
J M E	Damons	R B	Ndima
D X	Dube	D J Z	Nkosi
H S	Madonsela	B S	Ntombela
N S	Matthews	E M	Zungu
N A	Msibi	N A	Zwane

SED:CS(A)
B.S. Ntombela

be granted leave of absence from attending the meeting.

3. OFFICIAL NOTICES**Invitation : MFMP Graduation Ceremony : (CS(A) 20/5/2)**

The Strategic Executive Director : Corporate Services officially invited all councillors to the graduation of councillors and officials who completed the MFMP course.

The function is scheduled for Friday, 30 August 2013 at 14:00, the venue being the Amajuba High School, dress code stipulated as smart.

NOTED**4 : UNOPPOSED PROPOSALS BY SPEAKER****NONE**

5 : CONFIRMATION OF MINUTES

RESOLVED

That the minutes of the meeting of the Newcastle Municipal Council held on 7 August 2013 be confirmed.

6 : QUESTIONS OF WHICH NOTICE HAD BEEN GIVEN

NONE

7 : MOTIONS OF WHICH NOTICE HAD BEEN GIVEN

NONE

8 : REPORTS OF THE EXECUTIVE COMMITTEE

The Mayor, Cllr. A.F. Rehman, moved that the recommendations of the Executive Committee be considered and that resolutions of the committee adopted under powers delegated to the committee and where indicated, be noted.

VIDE THE ANNEXED PART A AND PART B

9 : MUNICIPAL PUBLIC ACCOUNTS COMMITTEE : (CS(A) 3/1/4/5)

The Acting Chairperson of MPAC, Cllr. N.T. Ntshangase, moved that the resolutions of the MPAC be noted.

RESOLVED

That the resolutions of the Municipal Public Accounts Committee as adopted at the meeting held on 2 August 2013, be noted.

CONCLUSION OF MEETING

There being no further business to discuss, the meeting concluded at 14:41.

CONFIRMED

DATE

CHAIRPERSON

Council : 2013-08-28

PART A

**MATTERS CONSIDERED BY
THE NEWCASTLE
MUNICIPAL COUNCIL
UPON RECOMMENDATION
OF THE EXECUTIVE
COMMITTEE**

CM26 : REPORTS OF ANY COMMITTEE**A. Finance Portfolio Standing Committee : Meeting held on 22 July 2013****(i) Indigent application process : Write-off of debt : June 2013 : (BTO 6/7)****RESOLVED**

(a) That debt owed by registered indigent account holders processed during the month of June 2013 amounting to R1 154 732,06, be written off against the bad debt reserve;

SED:BTO
A.F. Rehman

(b) that with regard to restrictors, smart meters as well as the number of persons restricted, a report in this regard to be submitted at the next scheduled meeting of the Executive Committee.

SED:TS
R.N. Mdluli

(ii) Deviations report in terms of regulations 16, 17 and 36 of the Municipal Supply Chain Management Regulations for April 2013 : (BTO 21/B)**RESOLVED**

That the report regarding the deviations from, and ratification of minor breaches of, procurement processes in terms of sections 18, 19 and 43 of the Newcastle Municipality's Supply Chain Management Policy for the month of April 2013, be noted.

SED:BTO
A.F. Rehman

(iii) Report regarding the implementation of the Newcastle Municipality Supply Chain Management Policy for the quarter ended 31 March 2013 : (BTO 21/B)**RESOLVED**

That the report regarding the implementation of the Newcastle Municipality Supply Chain Management Policy for the quarter ended 31 March 2013, be noted.

SED:BTO
A.F. Rehman

(iv) Indigent write-off : June 2013 : (BTO 6/7)**RESOLVED**

That in compliance with section 5 of the Debt Write-off Policy together with the Council resolution taken on 29 May 2013, the debt owed by indigent customers, amounting to R223 126 435,30, be written off against the bad debt reserve.

SED:BTO
A.F. Rehman

B. Corporate Services : Meeting held on 6 August 2013

Staff parking policy : (CS(A) 16/3/1)

RESOLVED

That the staff parking policy for the Newcastle Municipality as attached per Annexure "B", be approved and implemented with effect 1 September 2013 and it be further approved that :-

- secured internal parking will be made available at a parking levy of R100,00 per month
- external parking under solid/shade cloth type structures will be made available at a parking levy of R50,00 per month
- the aforementioned parking levies be included in the Council's tariff of charges and be reviewed on an annual basis.

SED:CS(A)
SED:BTO
B.S. Ntombela
A.F. Rehman

C. Development Planning and Human Settlements Portfolio Standing Committee : Meeting held on 14 August 2013

(i) Approval of the Tourism Development and Marketing Strategy and its implementation plan : (DP&HS(ED) 19/1/5/42)

RESOLVED

- (a) That the final draft Tourism Development and Marketing Strategy as well as the Implementation Plan, be approved;
- (b) that funding for some of the strategic actions identified as part of the implementation plan of the strategy be considered in the adjustment budget for 2013/2014 and also be included in the budget of the 2014/2015 financial year;
- (c) that the directorate of Economic Development also submit business plans to possible funders to fund some of the initiatives identified in the strategy.

SED:DP&HS
M. Shunmugam

- (ii) **Request for the sale of erf 4865 Newcastle by private treaty to Amajuba Emergency Medical Rescue Services Department of Health : (DP&HS(H&L) 14/4 - 4865/31)**

RESOLVED

- (a) That the sale of erf 4865 at a market related purchase price by private treaty as provided for at section 14, subsection 6 of the Municipal Finance Management Act, be approved;
- (b) that the sale of erf 4865 at a market related purchase price of R558 000 as determined by Council's internal valuers, be approved;
- (c) that the construction of all required facilities by the Amajuba Emergency Medical Rescue Services to render an efficient service, be approved;
- (d) that the construction of the drainage for the wash bay to prevent any leaching of contaminated water into the soil be the responsibility of Amajuba Emergency Medical Rescue Services and all costs to be incurred be borne by the applicant;
- (e) that all buildings plans of the facilities to be built by the Department of Health (EMRS) be submitted to the municipality building section for approval.

SED:DP&HS
M. Shunmugam

D. Finance Portfolio Standing Committee : Meeting held on 15 August 2013

- (i) **Indigent application process : Write-off of debt : July 2013 : (BTO 6/7)**

RESOLVED

That debt owed by registered indigent account holders processed during the month of July 2013 amounting to R1 024 710,69, be written off against the bad debt reserve.

SED:BTO
A.F. Rehman

- (ii) **Deviations report in terms of regulations 16, 17 and 36 of the Municipal Supply Chain Management Regulations for May and June 2013 : (BTO 21/B)**

RESOLVED

That the report regarding the deviations from, and ratification of minor breaches of, procurement processes in terms of sections 18, 19 and 43 of the Newcastle Municipality's Supply Chain Management Policy for the months of May and June 2013, be noted.

SED:BTO
A.F. Rehman

- (iii) **Report regarding the implementation of the Newcastle Municipality Supply Chain Management Policy for the quarter ended 30 June 2013 : (BTO 21/B)**

RESOLVED

- (a) That the report regarding the implementation of the Newcastle Municipality Supply Chain Management Policy for the quarter ended 30 June 2013, be noted;
- (b) that the Technical Services department be requested to submit a report pertaining to the rehabilitation work performed on Hardwick Street.

SED:BTO
A.F. Rehman

CM27 : URGENT MATTERS

Proposed donation of erf 14674 Newcastle : (DP&HS (H&L) 14/4 - 14674)

RESOLVED

- (a) That in terms of section 14 of the Municipal Finance Management Act N°. 56 of 2003 to donate erf 14674 Newcastle to the Emmanuel Family Church for consolidation with erf 15225 Newcastle, in extent 8 134m² for parking purposes, be approved;
- (b) that in compliance with section 14 of the Municipal Finance Management Act N°. 56 of 2003, and the Supply Chain Management Policy giving effect thereto, the Council acknowledges that the land is not required to provide the minimum level of basic municipal services and that it has considered the fair market value thereof as well as the economic and community value to be received in exchange;
- (c) that the donation be subject to the conditions as contained in the standard agreement of donation of land and any further conditions of amendments thereof which may be required;
- (d) that for the purpose of transparency :-
- (i) the proposed donation be advertised in the media to solicit proposals or objections from the public, at the cost of the applicant;
- (ii) written consent of the adjoining owners with regard to the donation and consolidation of the property be obtained by the applicant;

SED:DP&HS
M. Shunmugam

- (e) that it be noted that the proposed donation is subject to compliance with section 105(2) of the Local Government Municipal Systems Act, 2000 (Act no 32 of 2000), read with sections 155(6) and 155(7) of the Constitution of the Republic of South Africa, 1996, as promulgated in the Provincial Gazette of 17 August 2006, notice no 1369/2006 which requires Council to report to the MEC on all decisions as regards disposal of immovable assets situated within the KZN 252 area;
- (f) that it be noted that should the property be adjudicated to the applicant, the following procedures will be followed :-
 - (i) that the property be permanently closed as public open space
 - (ii) that the property be rezoned to an appropriate zone and a report in this regard be submitted by the Director: Town Planning
 - (iii) that a certificate issued by a Professional Engineer certifying that the proposed development has been designed with full knowledge of the flood implications pertaining to the area and that necessary pre-cautionary measures have been incorporated in the proposed development rendering it safe for human occupation and/ or use;
- (g) that the applicant be liable for the costs relating to the closure, rezoning, consolidation and any advertisement costs and that a deposit based on these costs together with an administration charge of 10% be paid prior to commencement of the formalities;
- (h) that on finalisation of the formalities in (g) above the proposed donation of erf 14674 Newcastle be concluded on the terms and conditions as contained in the draft agreement of donation pertaining to land including the pre-emptive right and conditions as may be required, such right to be registered against the title deed of the consolidated property.

SED:DP&HS
M. Shunmugam

CM28 : ICT STRATEGIC PLAN : 2013 - 2016 : (MM 2/1/2)

RESOLVED

- (a) That the Newcastle Municipality ICT Strategic Plan 2013 - 2016, be approved;
- (b) that it be noted that the ICT Strategic Plan will be reviewed on an annual basis to cater for the ever changing technology needs.

MM

CM29 : APPLICATION FOR A LONG-TERM LOAN TO FINANCE CAPITAL EXPENDITURE : (BTO 6/3/1/3)

RESOLVED

- | | |
|--|------------------------|
| (a) That the information statement as attached per Annexure "C" be noted and approved; | *** |
| (b) that the essential re-payment terms and anticipated debt re-payment schedule be noted and approved; | SED:BTO
A.F. Rehman |
| (c) that the anticipated total cost in connection with the proposed debt over the re-payment period be noted and approved; | MM |
| (d) that the accounting officer be mandated to commence the loan application process. | MM |

CM30 : REVISED ORGANISATIONAL STRUCTURE : NEWCASTLE MUNICIPALITY : (MM 2/1/2)

RESOLVED

- | | |
|---|-----|
| (a) That the revised macro organisational structure as attached hereto be approved, Annexure "D"; | *** |
| (b) that it be noted that the micro organisational structure is delegated to the Municipal Manager in terms of the Council's delegation policy. | MM |

CM31 : ADJUSTMENTS BUDGET : 2013/2014 FINANCIAL YEAR : CAPITAL ROLL-OVERS : (BTO 6/1/1 - 2013/2014)

RESOLVED

- | | |
|--|------------------------|
| (a) That the capital roll-overs for the 2013/2014 adjustments budget, be approved; | SED:BTO
A.F. Rehman |
| (b) that a further report pertaining to savings identified in all departments be submitted at the next scheduled meeting of the Executive Committee. | |

CM32 : CCMA ARBITRATION HEARING : MR. E.J. NYATHIKAZI : SETTLEMENT : (MM 5/12/1)

Following an "in committee" discussion, it was

RESOLVED

- (a) That parties agree that the applicant's employment with the respondent will terminate by mutual consent, with effect from 31 August 2013;
- (b) that the respondent will pay the applicant an amount equivalent to what the applicant would have earned had it not been for the termination of the applicant's employment;
- (c) that the respondent will pay the applicant an amount equivalent to the acting allowance which he would have been paid had he continued to act as Strategic Executive Director : Development Planning and Human Settlements, calculated for a period of 6 months;
- (d) that in the event that Council accepts the above proposal, all payments due in terms of the applicant will be paid by 31 August 2013;
- (e) that in the event of Council failing to approve the above proposal the matter will proceed on dates to be arranged.

MM

(The DA, IFP as well as RLP requested their dissenting votes to be recorded).

CM33 : SHORTLISTING POSITIONS : STRATEGIC EXECUTIVE DIRECTOR : BUDGET AND TREASURY OFFICE / CHIEF FINANCIAL OFFICER : STRATEGIC EXECUTIVE DIRECTOR : ELECTRICAL/MECHANICAL SERVICES : AUDIT EXECUTIVE : (MM 5/3/6)

Following an "in committee" discussion, it was

RESOLVED

- (a) That for the vacancy of Strategic Executive Director : Budget and Treasury Office / Chief Financial Officer the following candidate be invited :-
 - Haripersad A
- (b) that for the vacancy of Audit Executive the following candidates be invited :-
 - Chenia S.
 - Mautsa C.H.
 - Haripersad A.
 - Pentz-Coates K.M.

MM

- Ngwenya S.V.
- Nzuza S.A.Z;

(c) that for the vacancy of Strategic Executive Director :
Electrical / Mechanical Services the following candidates be
invited :-

- Naude E.
- Thabethe J.M.
- Zincume L.
- Nkwanyana D.N.
- Ishekwene A.A.
- Cindi N.S.M.
- Mchunu S.E.

MM

(d) that as regards (a) and (b) interviews be scheduled for
Wednesday 11 September, 2013 to commence at 10:00;

(e) that as regard (c) above interviews be scheduled for
Thursday 12 September, 2013 to commence at 10:00.

PART B

**RESOLUTIONS ADOPTED
BY THE EXECUTIVE
COMMITTEE UNDER
POWERS DELEGATED AND
SUBMITTED TO THE
COUNCIL FOR NOTING**

1. SPECIAL EXECUTIVE COMMITTEE MEETING : 7 AUGUST 2013

At the Council meeting held on 28 August 2013 the resolutions of the Executive Committee numbered

B 171 to B 173

were

NOTED

2. EXECUTIVE COMMITTEE MEETING : 20 AUGUST 2013

At the Council meeting held on 28 August 2013 the resolutions of the Executive Committee numbered

B 174 to B 181 C(ii)

B 181 C(iv) to B 181 G(i)

B 182 to B 196

were

NOTED

B181 C.(iii) Dismissal : Ms. N. Birbal

Cllr. Cronje informed the meeting that at the Corporate Services Portfolio Standing Committee a request was made that a report on staff dismissals be submitted.

The Mayor, Cllr. A.F. Rehman, responded to the effect that it becomes a contentious matter when the name of a person is mentioned.

He further advised that a report also be submitted to the Executive Committee for information. Should members of the Corporate Services Portfolio Standing Committee require information on the reasons for the dismissal, they were free to obtain a verbal report with regards to the reasons for the dismissal.

NOTED

3. SPECIAL EXECUTIVE COMMITTEE MEETING : 28 AUGUST 2013 AT 09:00

At the Council meeting held on 28 August 2013 the resolutions of the Executive Committee numbered

B 197 to B 198

were

NOTED

ANNEXURE

A

COUNCIL : 2013-08-28
APPLICATION FOR LEAVE OF
ABSENCE

NEWCASTLE LOCAL COUNCIL

APPLICATION FOR LEAVE OF ABSENCE FROM ATTENDING COUNCIL MEETING

Due to : (Please tick appropriate block)

- ☐ Personal circumstances
- ☐ Other municipal business
- ☐ Work commitments
- ☐ Overseas trip
- ☒ Indisposition
- ☐ Other (please specify)

I hereby apply for leave of absence from attending the Council meeting scheduled for 28-08-2013

Name : J M E Damans

Signature : P. G. G. G.

Date : 27-8-2013

N.B. Please ensure that this application for leave form is submitted to the Director : Administration by no later than 13:00 on the day of the meeting.

ANNEXURE

B

COUNCIL : 2013-08-28

RESOLUTION CM 26 B

FACILITIES MANAGEMENT POLICY

STAFF PARKING POLICY

1. PURPOSE OF THE POLICY

The purpose of the policy is to regulate parking at all Councils facilities for official duties across the municipality and to correct the current inconsistent practices.

2. APPLICATION

This policy is applicable to all building and facilities where officials and Councillors of NLM are accommodated. The Administration division in Corporate Services will manage the implementation at all corporate facilities.

3. OBJECTIVES

The primary objective is to ensure a transparent and equitable process in the management of all parking facilities, guiding officials in the allocation and control of all official parking bays and ensuring parity in the allocation and usage.

4. BACKGROUND

As differing and inconsistent practices prevail across the NLM a need arose to develop a single policy to regulate staff parking within NLM facilities.

There are currently in excess of _____ parking bays in use in NLM. This includes different kind of categories of parking:-

- ❖ Secured internal parking
- ❖ External parking under solid type structures
- ❖ External parking under shade cloth type structures
- ❖ External dedicated parking – no covering , and
- ❖ External non dedicated parking –no coverings.

5. PRINCIPLES

The following principle shall be applicable:-

- 5.1. While it is acknowledged that provision of parking is an enabler to service delivery , parking is a privilege rather than a right and it must be appreciated as such;
- 5.2. Parking facilities are primarily for the use of councillors and staff utilising their private vehicles in the execution of their official duties or in receipt of an official transportation allowance. This includes senior management where officials are required to use their private vehicles for work purposes. In cases where excess parking exists, applications outside this category will be considered;
- 5.3. Application forms need to be completed by all intended users for review and control whenever circumstances change, or when required by audit;

- 5.4. The Corporate Services Department will be responsible for the allocation and management of parking bays in line with this policy at all corporate facilities;
- 5.5. Only users displaying valid official parking disks will be allowed to park in the reserved/dedicated bays;
- 5.6. Parking bays are for the allocated person's official use only and not for family, friends or other staff members;
- 5.7. Parking bays are linked to a post rather than a person –where an employee leaves the employment of Council, and the post is not filled, the parking bay vacated will be returned to the Corporate Services for re-allocation to persons on the waiting list,
- 5.8. No parking bay / portion may be used for the parking / storage of vehicle without prior permission. Unauthorised vehicle will be removed to the nearest Traffic Vehicle pound. The owner of the vehicle will be responsible for the release / towing fees;
- 5.9. Parking privileges will be forfeited should the users cease to qualify in terms of the criteria laid down in this policy;
- 5.10. All members of staff with parking access discs will be consulted prior to changes being implemented;
- 5.11. Allocation will not be changed without consultation or request by users;
- 5.12. Parking bays shall be allocated to a position irrespective of time period. the onus is on the user and department to inform Corporate Services of change in requirement (such as office relocation).

6. CURRENT LIMITATIONS

- 6.1 Parking demands exceeds supply substantially, especially in the Nedbank Building;
- 6.2 Provision of parking comes at a cost to the municipality;
- 6.3 Constraints exist in managing parking with officials who move around the town during the course of their daily duties;

7. ACQUISITION CRITERIA

Should there be insufficient parking for councillors and officials as indicated under paragraph 8 hereunder; consideration may have to be given to source additional parking facilities. In these instances, the requesting Department needs to secure funding.

8. ALLOCATION CRITERIA

Parking bays will be allocated in the following order of priority, at premises where persons spend more than 75 % of their time.

- 8.1 Councillors with permanent offices in particular building;
- 8.2 Disabled staff;
- 8.3 Officials in Management positions including Municipal Manager, Executive Directors, Directors, Managers and Heads;
- 8.4 Other staff in receipt of transportation allowance;
- 8.5 In the event of excess parking becoming available at any corporate facility, the Corporate Services, Director of Administration will allocate in line with operational requirements;

9. COMPLIANCE AND RESPONSIBILITIES

9.1 RESPONSIBILITY OF USER DEPARTMENT AND INDIVIDUALS ALLOCATED PARKING.

The responsibility of user department shall be to:

- 9.1.1 complete application forms and to forward to relevant facility manager.
- 9.1.2 ensure that parking discs are displayed at all times;
- 9.1.3 notify the facility manager when the bay becomes vacant;
- 9.1.4 make provision on budget for cost recoveries;
- 9.1.5 adherence to this policy.

9.2 CORPORATE SERVICES: ADMINISTRATION

The Corporate Services: Administration shall be responsible for the:

- 9.2.1 administration of parking facilities;
- 9.2.2 maintenance of facilities;
- 9.2.3 requisition of security measures.

9.3 DEPARTMENT SPECIFIC AND SINGLE USER FACILITIES: RELEVANT DEPARTMENT

The relevant Department shall be responsible for the:-

- 9.3.1 administration of parking facilities;
- 9.3.2 maintenance of facilities;
- 9.3.3 requisition of security measures;

10. LEGAL COMPLIANCE

Although the NLM will take precautionary measure in safeguarding the vehicles of staff whilst parked in any parking facility, the Council shall accept no responsibility or liability for any damage to or loss of any vehicle , item or property of the user or any other person that occurred as of the vehicle being parked or driven in any parking facility. The Council's insurers will not cover any loss or damage to privately owned vehicles or contents thereof.

11. FINANCIAL IMPLICATIONS

All parking –related secondary costs will be recouped via a system of cost recovery from all user departments where applicable. The secondary cost per parking bay will be R_____p/m under cover, and R_____p/m no-cover parking bay to be reviewed annually.

12. LINKING WITH OTHER RELATED POLICIES, GUIDELINES AND PROCEDURES

This policy only relates to the physical space allocation and utilisation of parking bays. Any conflict with another council policy should be brought to the attention of Management without delay.

ANNEXURE

C

COUNCIL : 2013-08-28

RESOLUTION CM 29

NEWCASTLE MUNICIPALITY

NOTICE NO. 141/2013

**INFORMATION STATEMENT IN TERMS OF SECTION 46 (3)(a)(i) OF THE LOCAL
GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT NO. 56 OF 2003**

The Newcastle Municipality hereby gives notice of its intention to take up long term debt in terms of section 46 of the Local Government: Municipal Finance Management Act No. 56 of 2003 to finance part of capital expenditure for the 2013/2014 financial year. Detail of the loan to be raised is as follows:

Total of the loan	-	R165 417 000.
Purpose of the loan	-	To finance the 2013/2014 capital program as per the Loan Requirement Schedule.
Security	-	No other security than that contemplated in section 48(2) of the Local Government: Municipal Finance Management Act will be provided to secure the long term debt.

In terms of section 48(3)(a)(ii) of the Local Government: Municipal Finance Management Act written comments or representation are to be submitted to the office of the Municipal Manager, Civic Centre, 37 Murchison Street, Newcastle on or before 17th July 2013.

Council will consider the approval of the debt agreement at a its Ordinary Council meeting to be held on Wednesday, 24th July 2013 at 14:00 in the Council Chamber, Newcastle Show Hall.

K MASANGE
MUNICIPAL MANAGER

SCHEDULE OF ESTIMATED FINANCE CHARGES AND REPAYMENTS

PROJECT DESCRIPTION	BUDGET 2013/2014	REPAYMENT PERIOD	ANTICIPATED RATE (%)	FINANCE CHARGES P/A	TOTAL FINANCE CHARGES	TOTAL ANTICIPATED DEBT	TOTAL REPAYMENTS PER ANNUM
Airconditioners	100,000	5	9.80%	9,800	49,000	149,000	29,800
Art Purchases	60,000	5	9.80%	5,880	29,400	89,400	17,880
Brick Plant	837,000	5	9.80%	82,026	410,130	1,247,130	249,426
Brick Yard	2,900,000	20	9.80%	284,200	5,684,000	8,584,000	429,200
Equipment	1,380,000	5	9.80%	135,240	676,200	2,056,200	411,240
Fencing	9,320,000	20	9.80%	913,360	18,267,200	27,587,200	1,379,360
Fire Fighting Equipment	600,000	5	9.80%	58,800	294,000	894,000	178,800
Furniture & Equipment	2,000,000	5	9.80%	196,000	980,000	2,980,000	596,000
Halls	5,800,000	20	9.80%	568,400	11,368,000	17,168,000	858,400
Hawker Stands	1,500,000	20	9.80%	147,000	2,940,000	4,440,000	222,000
Infrastructure Bridges	22,300,000	30	9.80%	2,185,400	65,562,000	87,862,000	2,928,733
Infrastructure Buildings	900,000	20	9.80%	88,200	1,764,000	2,664,000	133,200
Infrastructure Electricity	25,320,000	20	9.80%	2,481,360	49,627,200	74,947,200	3,747,360
Infrastructure Pavements	500,000	20	9.80%	49,000	980,000	1,480,000	74,000
Infrastructure Roads	33,635,000	20	9.80%	3,296,230	65,924,600	99,559,600	4,977,980
Infrastructure Stormwater	2,800,000	20	9.80%	274,400	5,488,000	8,288,000	414,400
Infrastructure Water	1,400,000	20	9.80%	137,200	2,744,000	4,144,000	207,200
Infrastructure-New Services	8,800,000	20	9.80%	862,400	17,248,000	26,048,000	1,302,400
Landfill Site	1,300,000	10	9.80%	127,400	1,274,000	2,574,000	257,400
Parks & Gardens	6,500,000	10	9.80%	637,000	6,370,000	12,870,000	1,287,000
Refurbishment of Flats	150,000	10	9.80%	14,700	147,000	297,000	29,700
Refuse Equipment	2,565,000	5	9.80%	251,370	1,256,850	3,821,850	764,370
Server	950,000	5	9.80%	93,100	465,500	1,415,500	283,100
Sportsfield & Stadia	1,600,000	20	9.80%	156,800	3,136,000	4,736,000	236,800
Swimming Pool	7,000,000	20	9.80%	686,000	13,720,000	20,720,000	1,036,000
Vehicles	24,200,000	5	9.80%	2,371,600	11,858,000	36,058,000	7,211,600
Website	1,000,000	5	9.80%	98,000	490,000	1,490,000	298,000
	165,417,000			16,210,866	288,753,080	454,170,080	29,561,349



NEWCASTLE KWAZULU NATAL

My Verw:
My Ref:

(T) 6/3/1/3

Munisipaliteit: Privaatsak X6621
Municipality: Private Bag X6621
Newcastle
2940

Navrae:
Enquiries:

M.J. Mayisela

Tel (034) 328 7600
Fax (034) 312 1570

X 7752

The Head of Department
Provincial Treasury
PO Box 3613
Pietermaritzburg
3200

Dear Sir

REQUEST FOR COMMENTS: LONG-TERM DEBT TO FINANCE THE 2013/2014 CAPITAL PROGRAMME

Newcastle Municipality hereby invites your comments or representation in respect of its intention to take out a long-term loan as per section 46(3)(a)(ii) of the Municipal Finance Management Act No. 56 of 2003. The purpose of this debt/loan is to finance expenditure on the following capital projects, which were approved in the municipality's 2013/14 MTREF Budget at the council meeting held on 29 May 2013:

PROJECTS TO BE FINANCED BY LOAN	2013/2014 FINAL BUDGET
Air conditioners	100 000.00
Art Purchases	60 000.00
Brick Plant	837 000.00
Brick Yard	2 900 000.00
Equipment	1 380 000.00
Fencing	9 320 000.00
Fire Fighting Equipment	600 000.00
Furniture & Equipment	2 000 000.00
Halls	5 800 000.00
Hawker Stands	1 500 000.00
Infrastructure Bridges	22 300 000.00
Infrastructure Buildings	900 000.00

Infrastructure Electricity	25 320 000.00
Infrastructure Pavements	500 000.00
Infrastructure Roads	33 635 000.00
Infrastructure Stormwater	2 800 000.00
Infrastructure Water	1 400 000.00
Infrastructure-New Services	8 800 000.00
Landfill Site	1 300 000.00
Parks & Gardens	6 500 000.00
Refurbishment of Flats	150 000.00
Refuse Equipment	2 565 000.00
Server	950 000.00
Sportsfield & Stadia	1 600 000.00
Swimming Pool	7 000 000.00
Vehicles	24 200 000.00
Website	1 000 000.00

Total	165 417 000.00
--------------	-----------------------

The notice of the meeting in compliance with section 46(3)(a)(i) of the MFMA has already been given and the public and other interested stakeholder have been invited to submit any written comments or representation with regards to Newcastle Municipality's intention to incur a long term debt.

It will therefore be appreciated if comments or representations in respect of the above could reach Newcastle Municipality on or before **17th July 2013** in order to table such comments at the planned Council meeting.

For ease of reference, the schedule of estimated finance charges and repayments is attached as annexure A.

Yours faithfully



E HAUPTFLEISCH
ACTING MUNICIPAL MANAGER:

DATE: **5-7-2013**



NEWCASTLE KWAZULU NATAL

My Verw:

My Ref:

(T) 6/3/1/3

Munisipaliteit: Privaatsak X6621
Municipality: Private Bag X6621
Newcastle
2940

Navrae:

Enquiries:

M.J. Mayisela

Tel (034) 328 7600

Fax (034) 312 1570

X 7752

The Chief Director
Local Government Budget Analysis
National Treasury
Private Bag X115
Pretoria
0001

Dear Sir

REQUEST FOR COMMENTS: LONG-TERM DEBT TO FINANCE THE 2013/2014 CAPITAL PROGRAMME

Newcastle Municipality hereby invites your comments or representation in respect of its intention to take out a long-term loan as per section 46(3)(a)(ii) of the Municipal Finance Management Act No. 56 of 2003. The purpose of this debt/loan is to finance expenditure on the following capital projects, which were approved in the municipality's 2013/14 MTREF Budget at the council meeting held on 29 May 2013:

PROJECTS TO BE FINANCED BY LOAN	2013/2014 FINAL BUDGET
Air conditioners	100 000.00
Art Purchases	60 000.00
Brick Plant	837 000.00
Brick Yard	2 900 000.00
Equipment	1 380 000.00
Fencing	9 320 000.00
Fire Fighting Equipment	600 000.00
Furniture & Equipment	2 000 000.00
Halls	5 800 000.00
Hawker Stands	1 500 000.00
Infrastructure Bridges	22 300 000.00

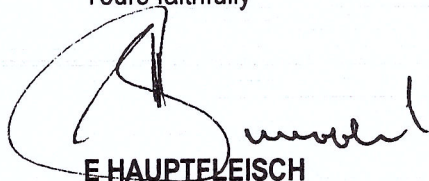
Infrastructure Electricity	25 320 000.00
Infrastructure Pavements	500 000.00
Infrastructure Roads	33 635 000.00
Infrastructure Stormwater	2 800 000.00
Infrastructure Water	1 400 000.00
Infrastructure-New Services	8 800 000.00
Landfill Site	1 300 000.00
Parks & Gardens	6 500 000.00
Refurbishment of Flats	150 000.00
Refuse Equipment	2 565 000.00
Server	950 000.00
Sportsfield & Stadia	1 600 000.00
Swimming Pool	7 000 000.00
Vehicles	24 200 000.00
Website	1 000 000.00
Total	165 417 000.00

The notice of the meeting in compliance with section 46(3)(a)(i) of the MFMA has already been given and the public and other interested stakeholder have been invited to submit any written comments or representation with regards to Newcastle Municipality's intention to incur a long term debt.

It will therefore be appreciated if comments or representations in respect of the above could reach Newcastle Municipality on or before **17th July 2013** in order to table such comments at the planned Council meeting.

For ease of reference, the schedule of estimated finance charges and repayments is attached as annexure A.

Yours faithfully



E HAUPTFLEISCH
ACTING MUNICIPAL MANAGER:

DATE: **5-7-2013**



NEWCASTLE KWAZULU NATAL

My Verw:
My Ref:

(T) 6/3/1/3

Munisipaliteit: Privaatsak X6621
Municipality: Private Bag X6621
Newcastle
2940

Navrae:
Enquiries:

J.S. Cele

Tel (034) 328 7600
Fax (034) 312 1570

X 7821

The Head of Department
Provincial Treasury
PO Box 3613
Pietermaritzburg
3200

Dear Sir

REQUEST FOR COMMENTS: LONG-TERM DEBT TO FINANCE THE 2013/2014 CAPITAL PROGRAMME

Our correspondence dated 5 July 2013 regarding the above issue has reference.

Newcastle Municipality invited your comments or representation in respect of its intention to take out a long-term loan as per section 46(3)(a)(ii) of the Municipal Finance Management Act No. 56 of 2003. The purpose of this debt/loan is to finance expenditure on the 2013/14 capital projects, which were approved in the municipality's 2013/14 MTREF Budget at the council meeting held on 29 May 2013:

We had requested that the comments or representations in respect of the above could reach Newcastle Municipality on or before **17th July 2013** in order to table such comments at the planned Council meeting, but up to date we have not received any correspondence. We faxed the letter on the 5th July 2013 & posted the letter on the 8th July 2013.

Yours faithfully

MJ MAYISELA
CHIEF FINANCIAL OFFICER

DATE: 6/8/2013



NEWCASTLE KWAZULU NATAL

**My Verw:
My Ref:**

(T) 6/3/1/3

**Munisipaliteit: Privaatsak X6621
Municipality: Private Bag X6621
Newcastle
2940**

**Navrae:
Enquiries:**

J.S. Cele

**Tel (034) 328 7600
Fax (034) 312 1570**

X 7821

The Chief Director
Local Government Budget Analysis
National Treasury
Private Bag X115
Pretoria
0001

Dear Sir

REQUEST FOR COMMENTS: LONG-TERM DEBT TO FINANCE THE 2013/2014 CAPITAL PROGRAMME

Our correspondence dated 5 July 2013 regarding the above issue has reference.

Newcastle Municipality invited your comments or representation in respect of its intention to take out a long-term loan as per section 46(3)(a)(ii) of the Municipal Finance Management Act No. 56 of 2003. The purpose of this debt/loan is to finance expenditure on the 2013/14 capital projects, which were approved in the municipality's 2013/14 MTREF Budget at the council meeting held on 29 May 2013:

We had requested that the comments or representations in respect of the above could reach Newcastle Municipality on or before **17th July 2013** in order to table such comments at the planned Council meeting, but up to date we have not received any correspondence. We faxed the letter on the 5th July 2013 & posted the letter on the 8th July 2013.

Yours faithfully

**MJ MAYISELA
CHIEF FINANCIAL OFFICER**

DATE: 6/8/2013

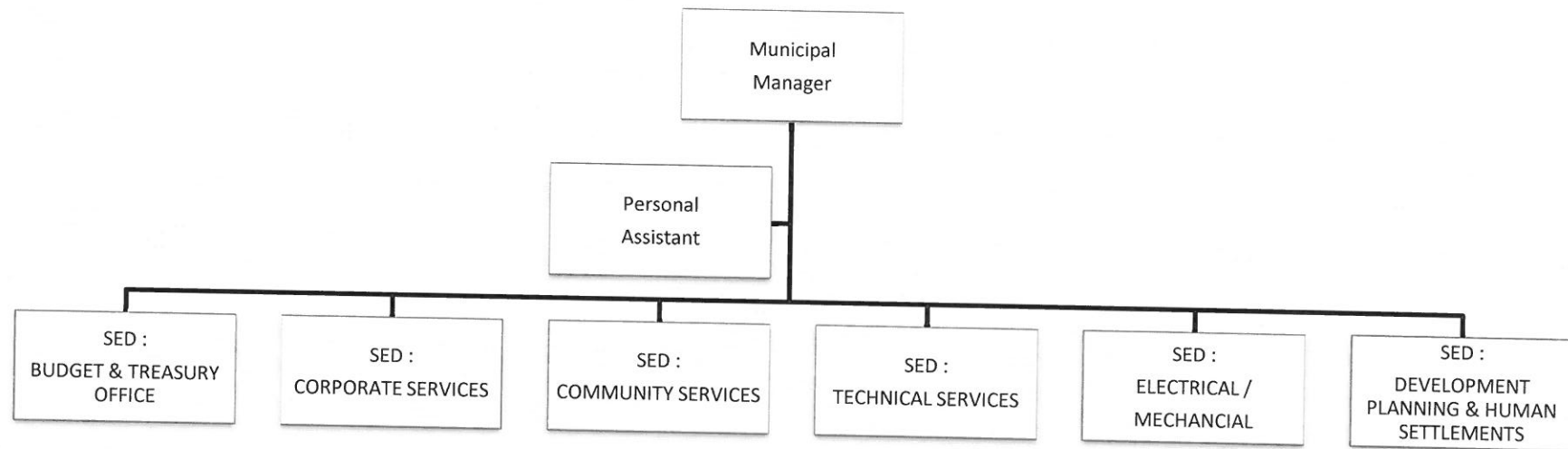
ANNEXURE

D

COUNCIL : 2013-08-28

RESOLUTION CM 30

OFFICE OF THE MUNICIPAL MANAGER

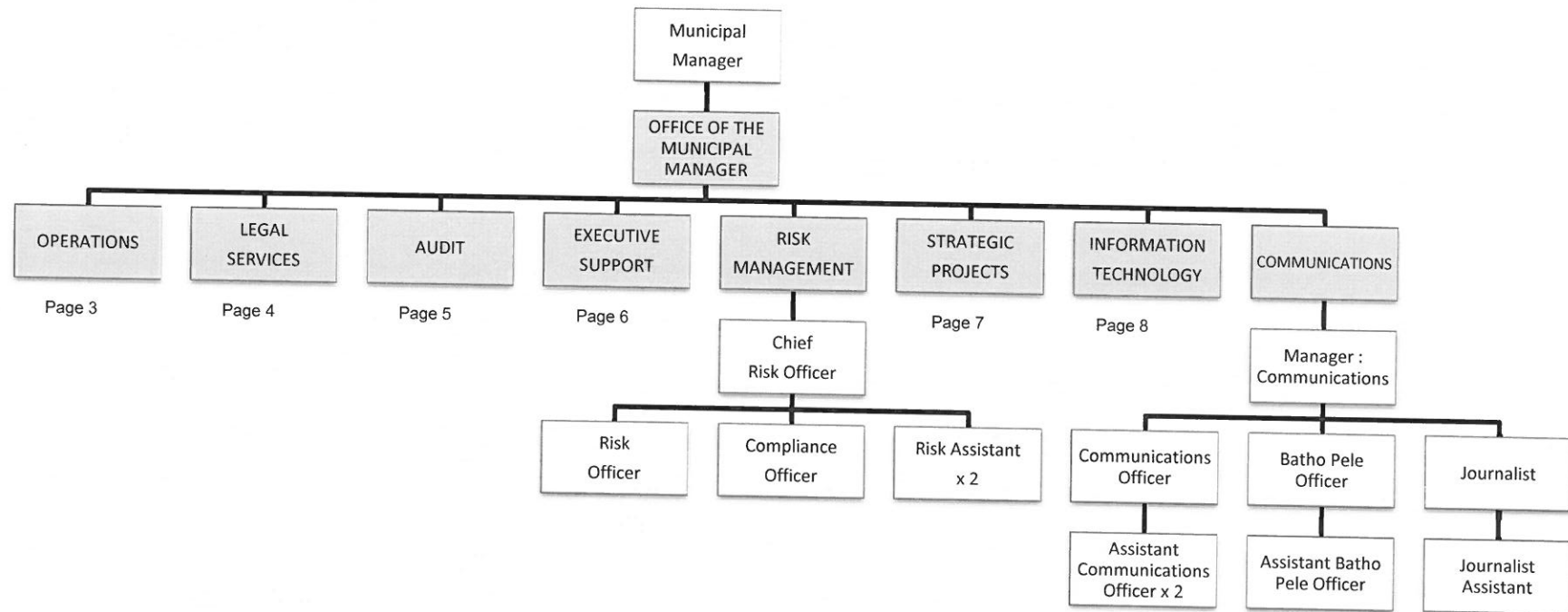


APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE

OFFICE OF THE MUNICIPAL MANAGER



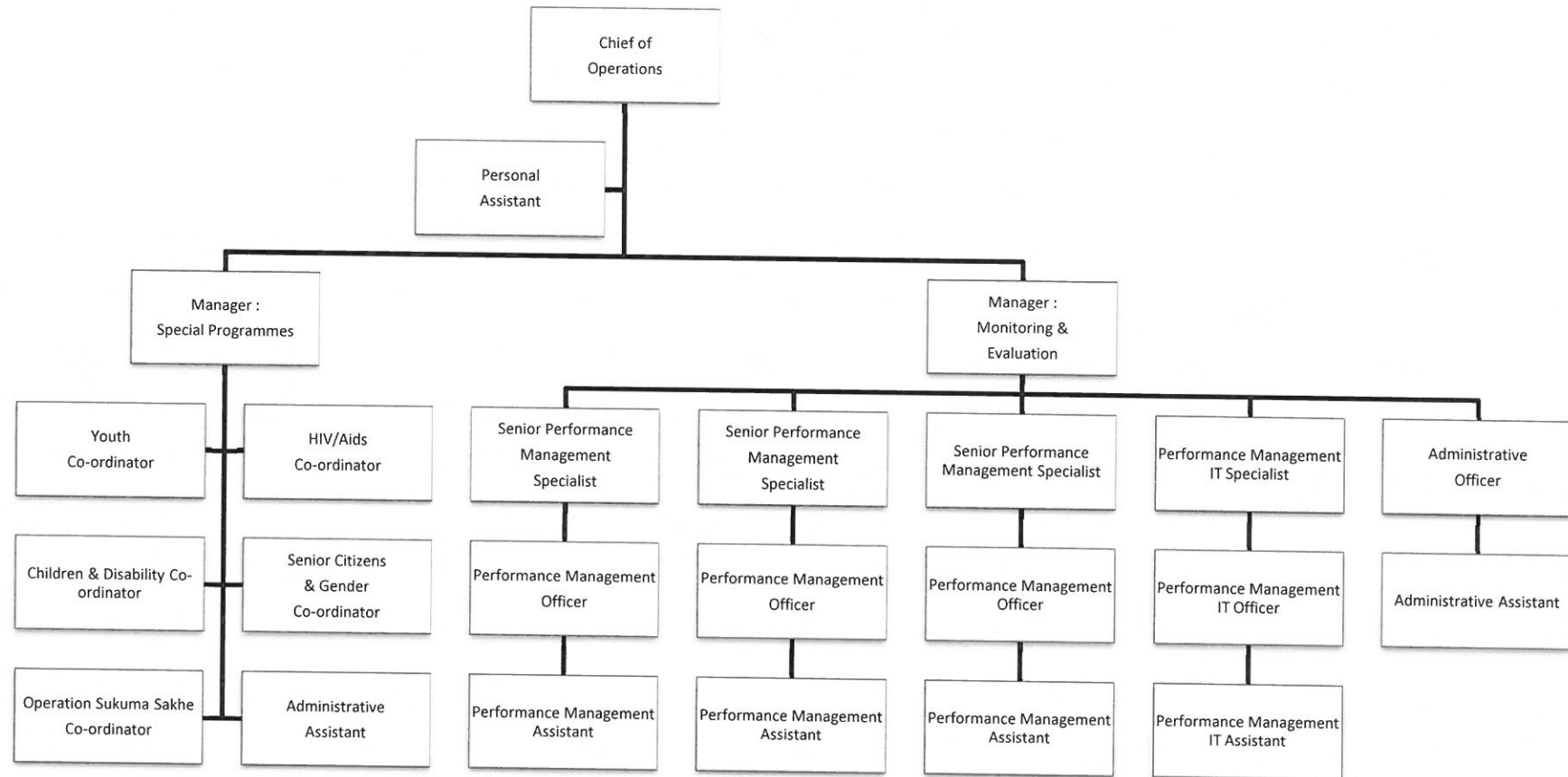
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

OFFICE OF THE MUNICIPAL MANAGER

OPERATIONS

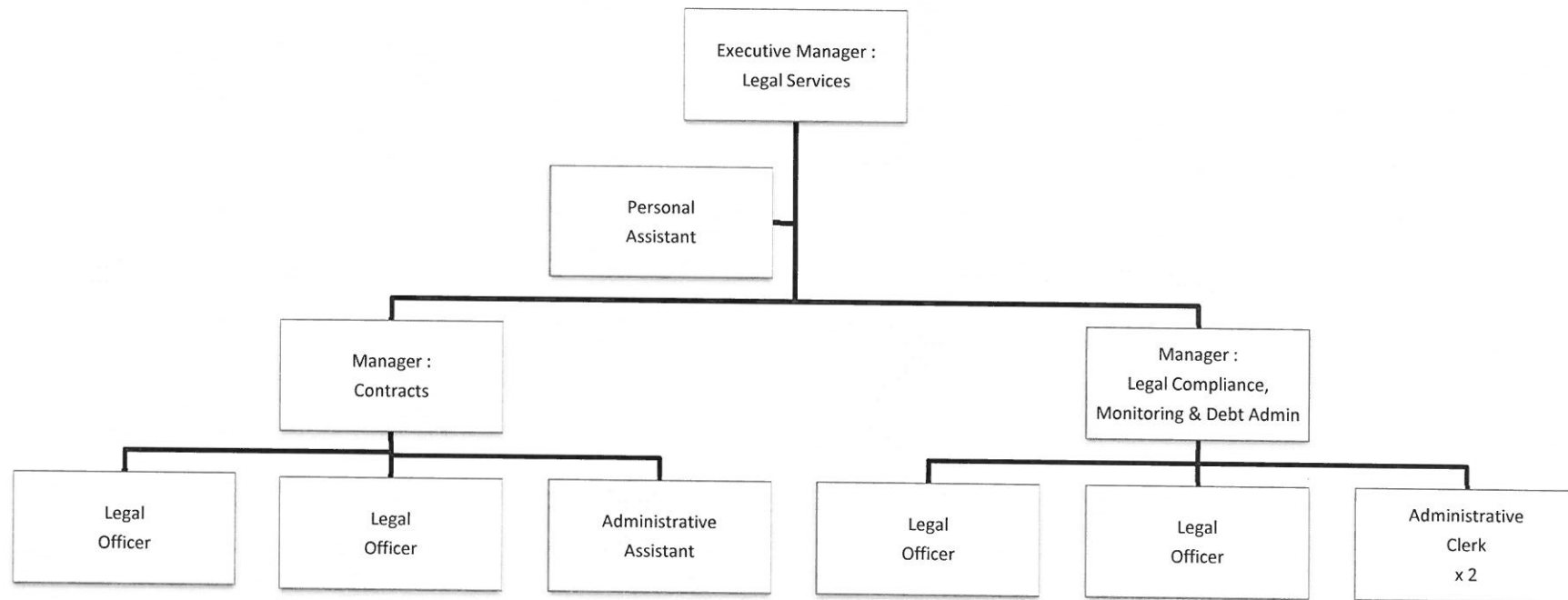


APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

LEGAL SERVICES



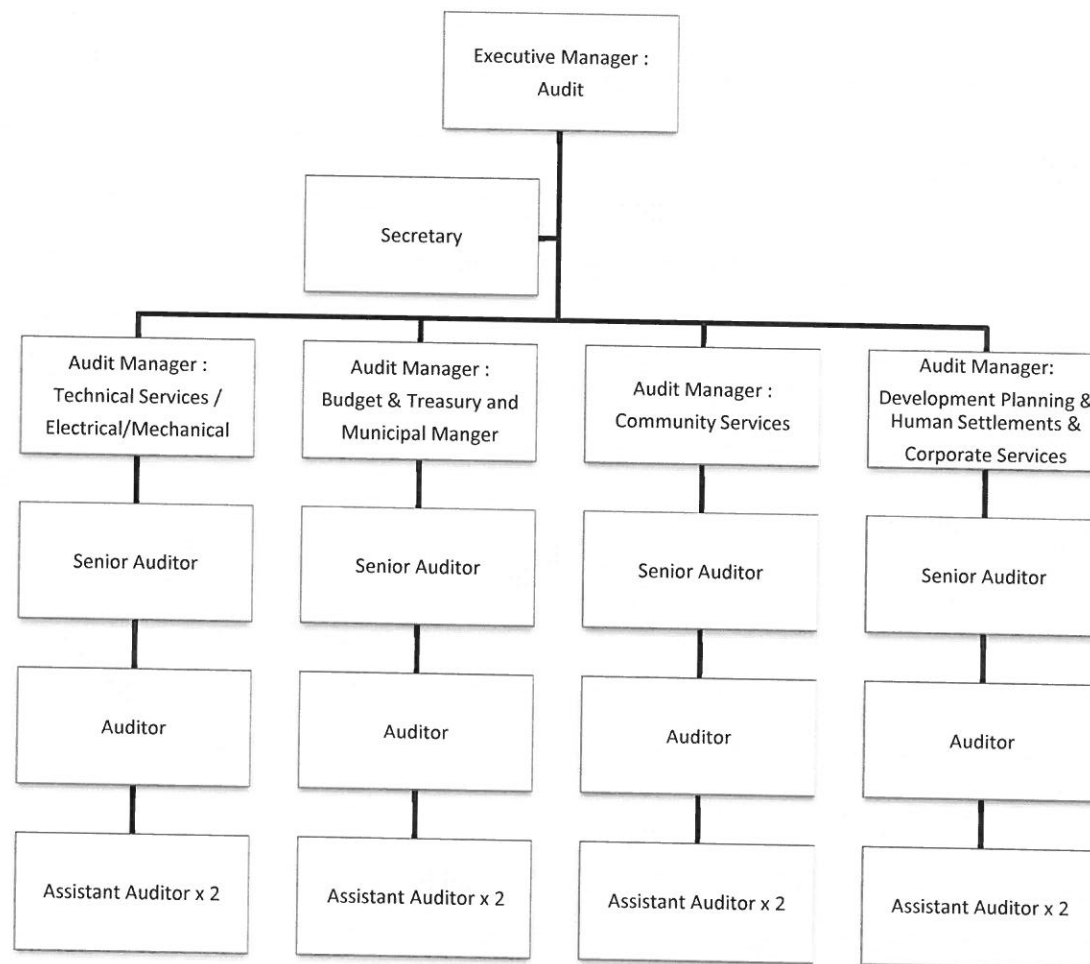
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

OFFICE OF THE MUNICIPAL MANAGER

AUDIT



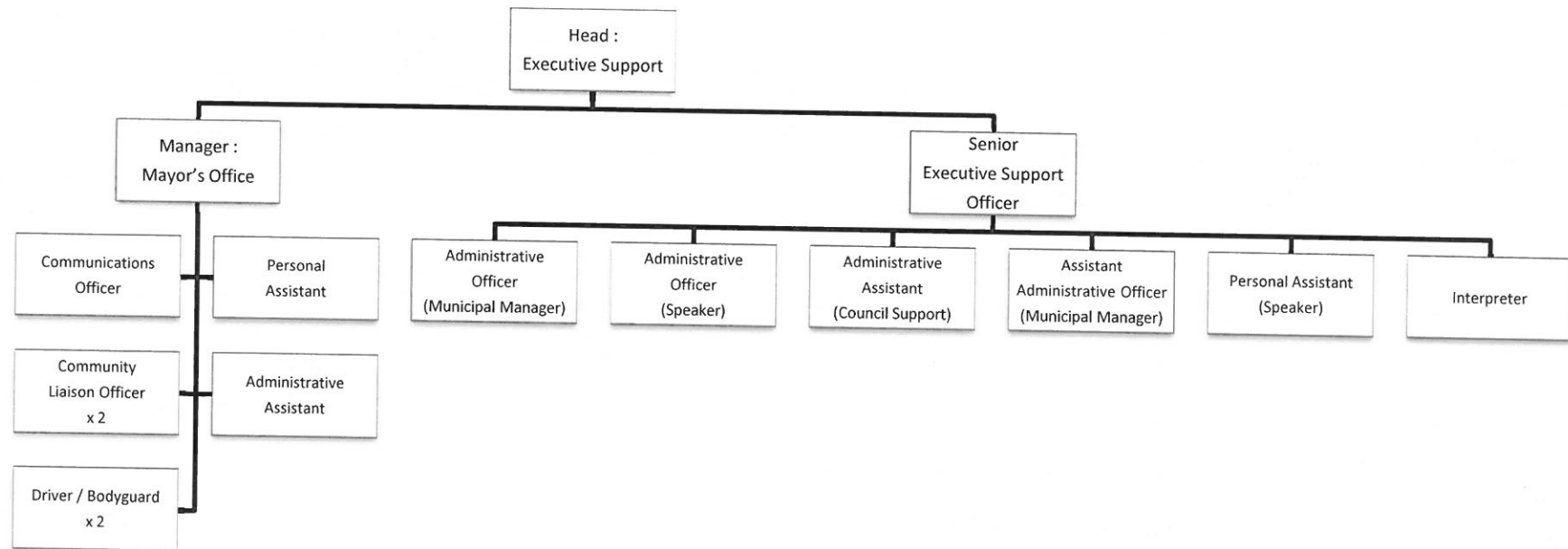
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

OFFICE OF THE MUNICIPAL MANAGER

EXECUTIVE SUPPORT



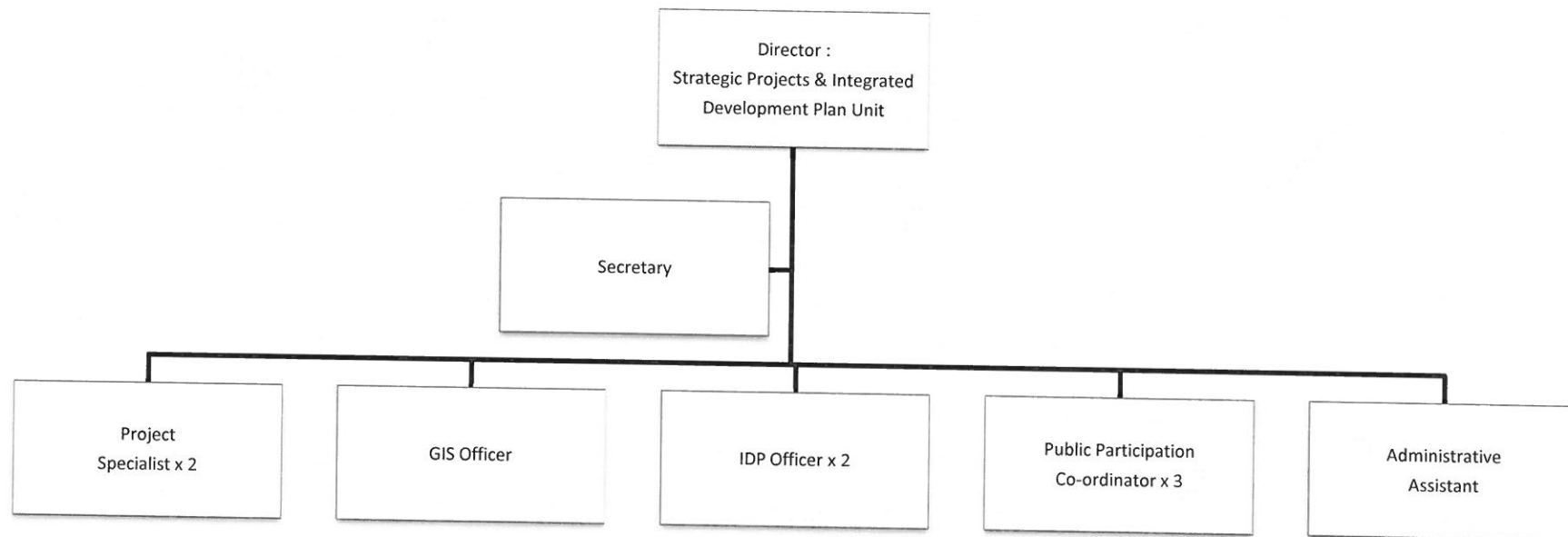
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

OFFICE OF THE MUNICIPAL MANAGER

STRATEGIC PROJECTS



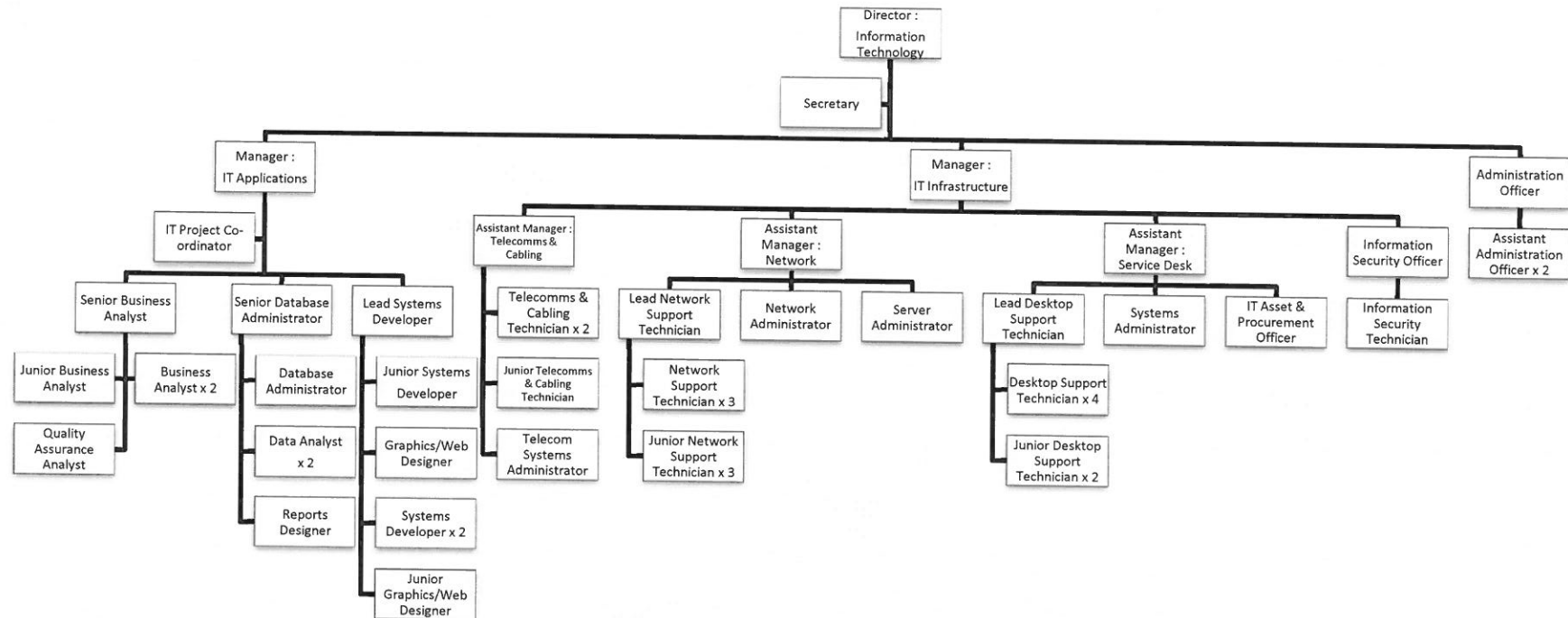
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

OFFICE OF THE MUNICIPAL MANAGER

INFORMATION TECHNOLOGY

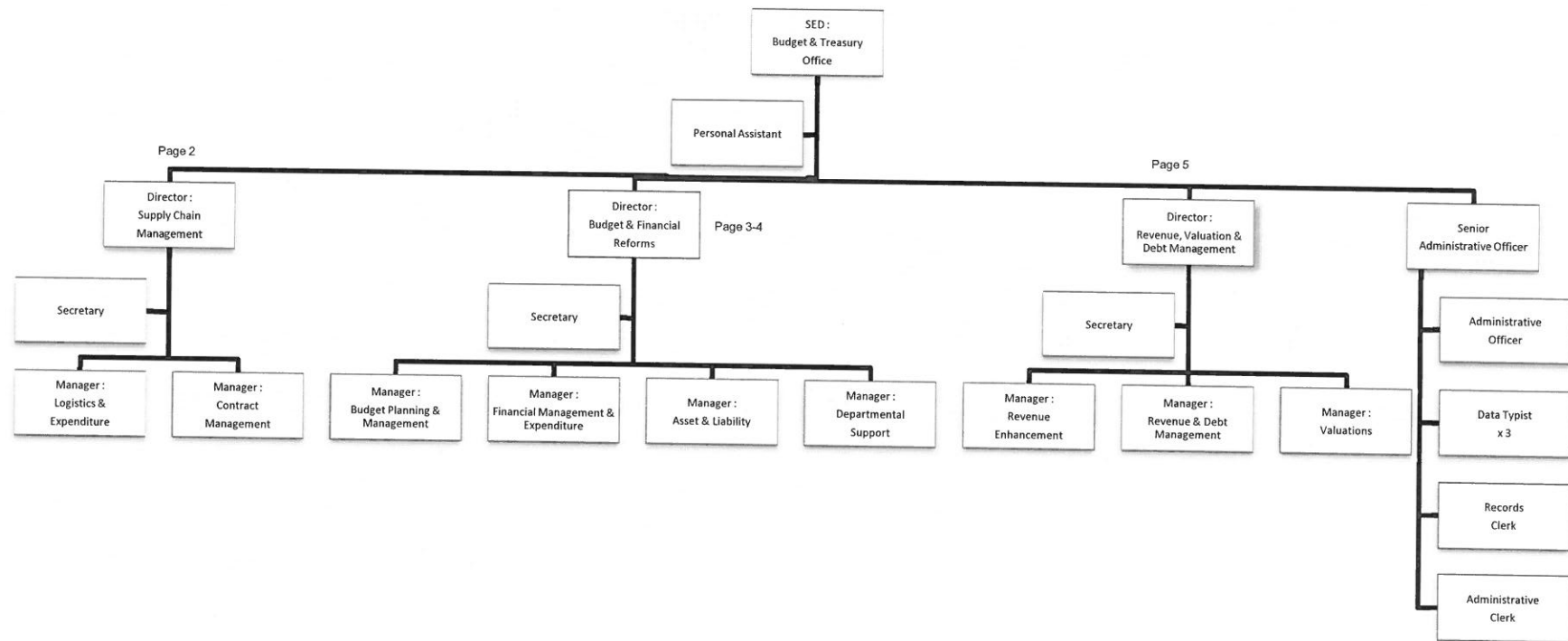


APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

BUDGET & TREASURY OFFICE



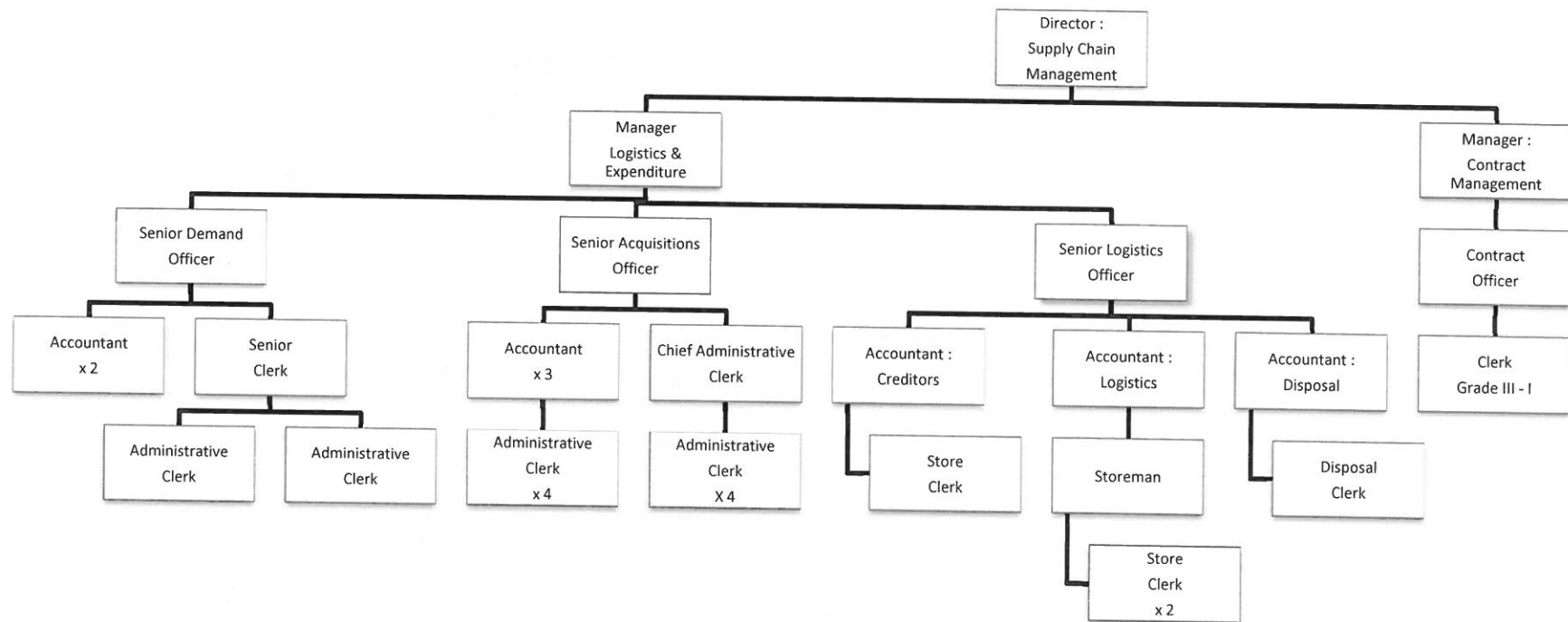
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

BUDGET & TREASURY OFFICE

SUPPLY CHAIN MANAGEMENT



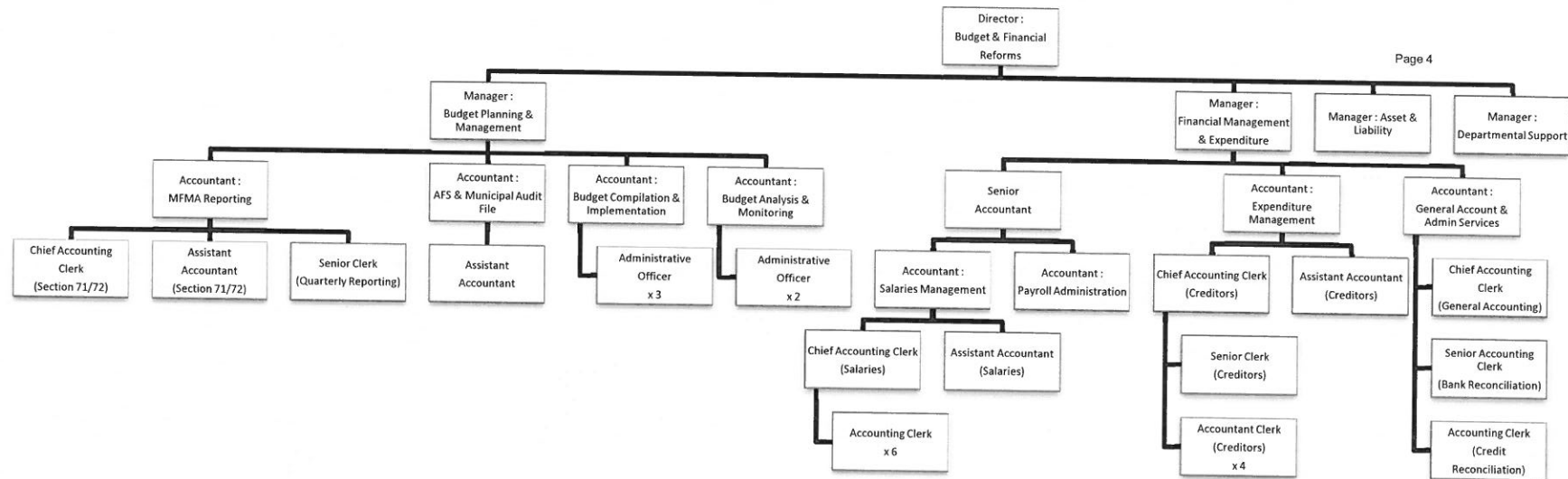
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

BUDGET & TREASURY OFFICE

BUDGET & FINANCIAL REFORMS



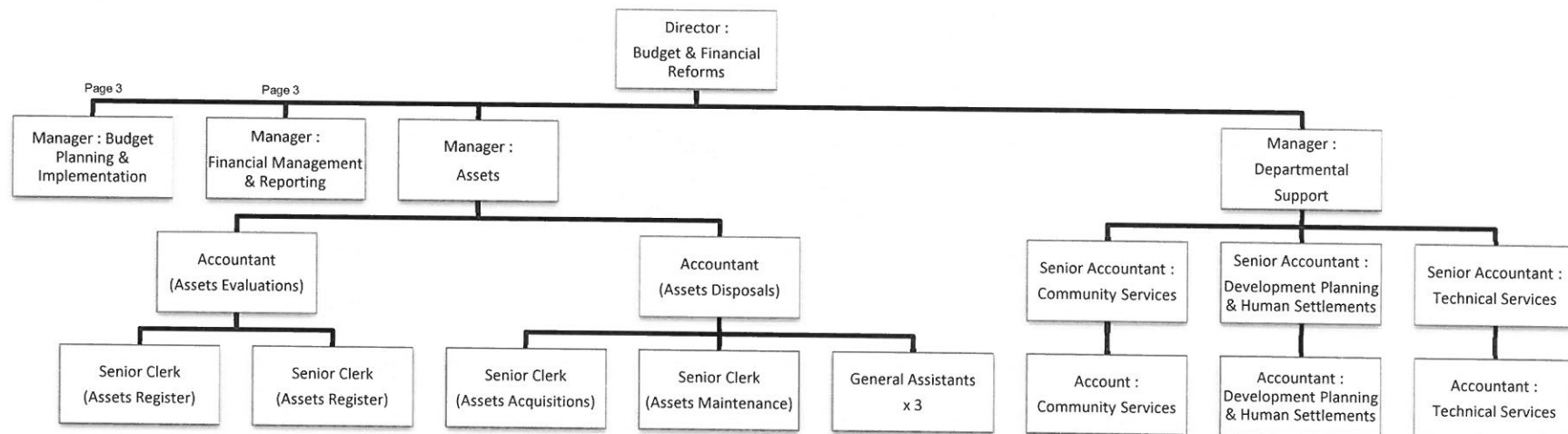
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

BUDGET & TREASURY OFFICE

BUDGET & FINANCIAL REFORMS



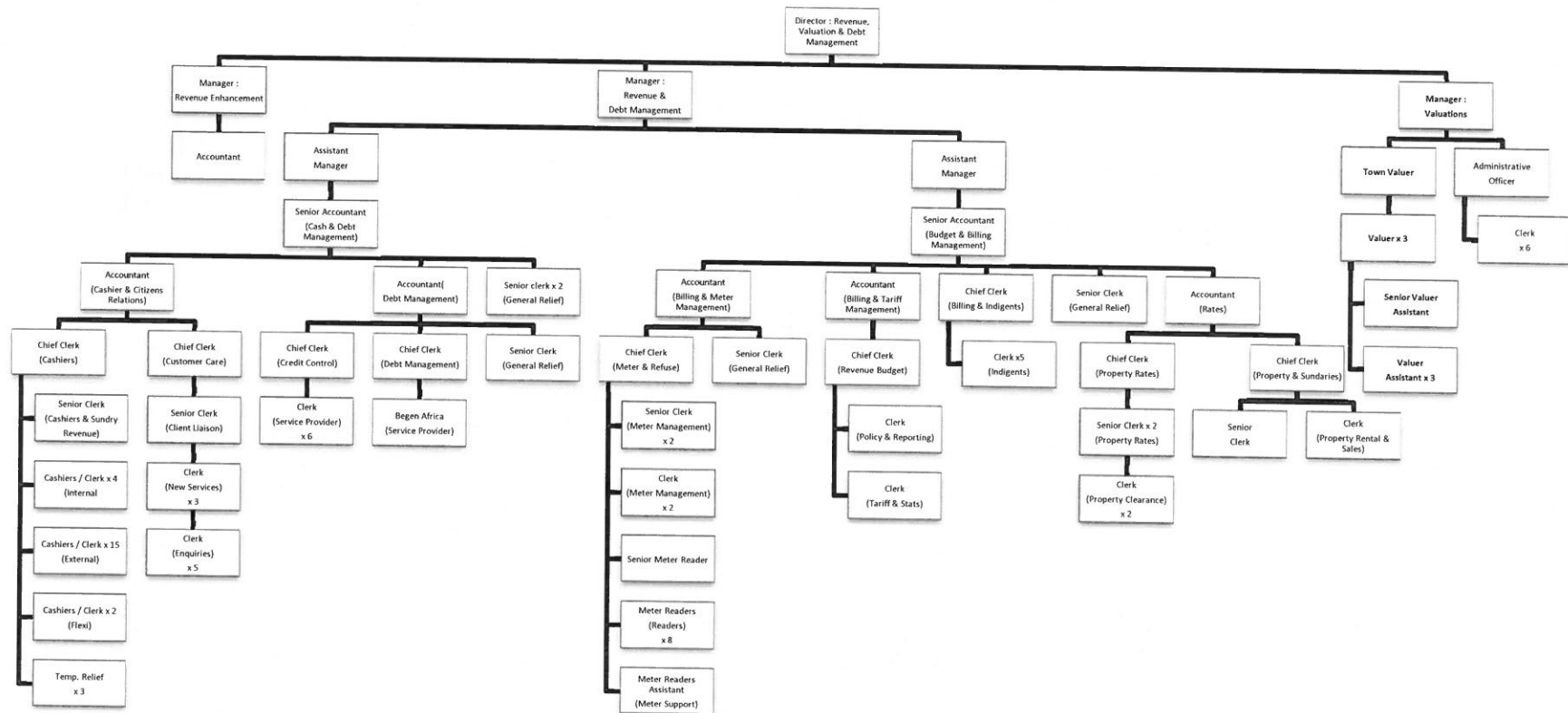
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

BUDGET & TREASURY OFFICE

REVENUE, VALUATION & DEBT MANAGEMENT

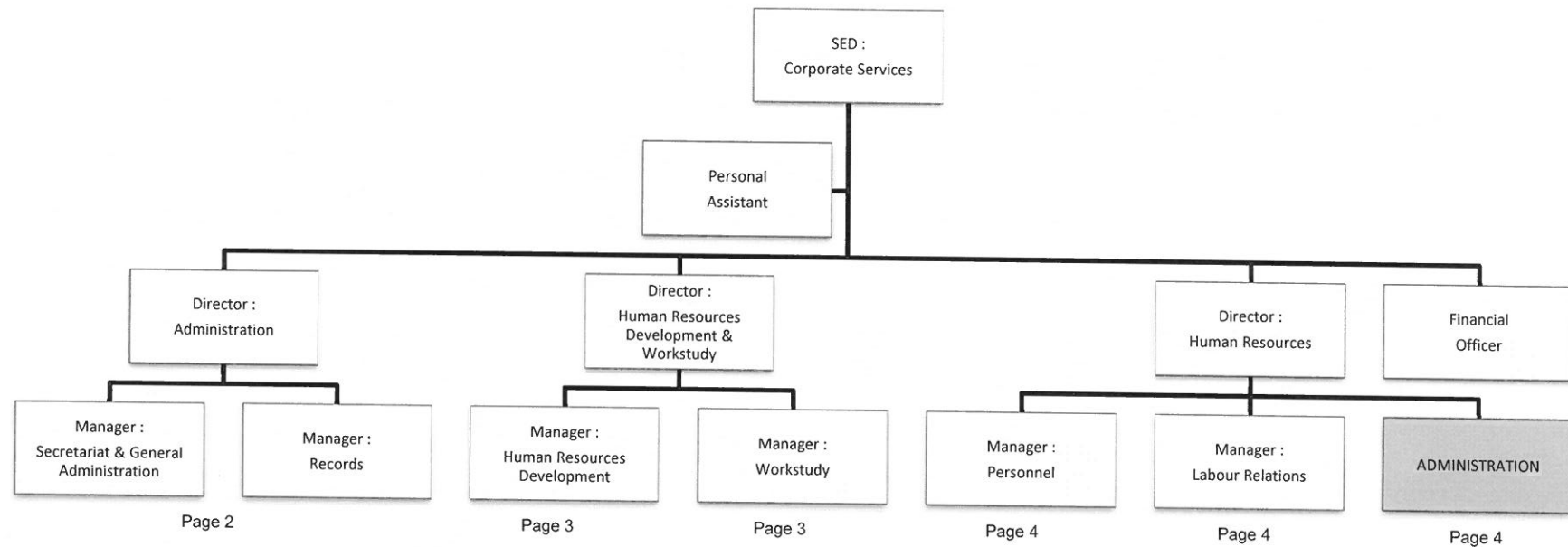


APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE

CORPORATE SERVICES



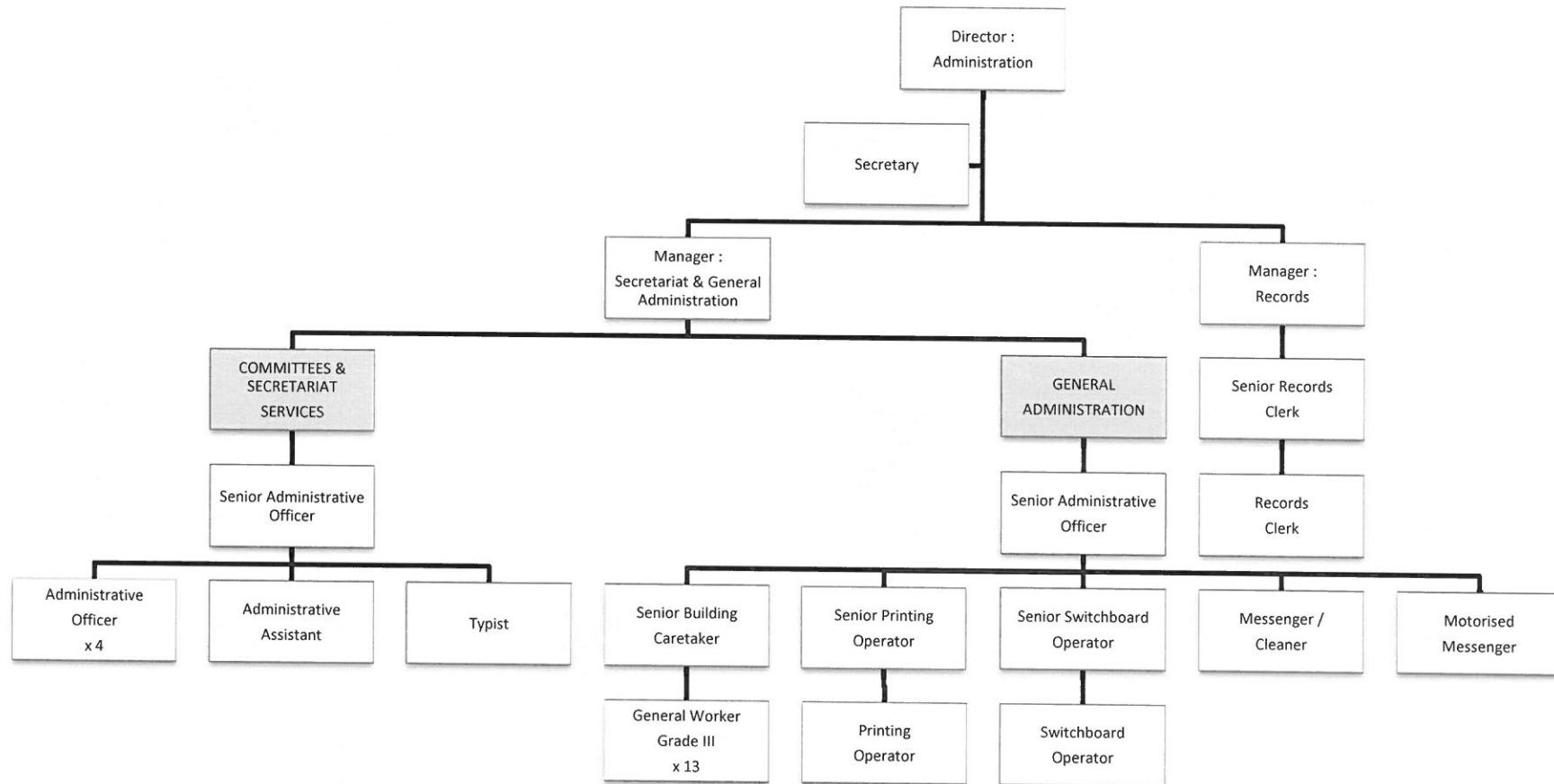
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

CORPORATE SERVICES

ADMINISTRATION



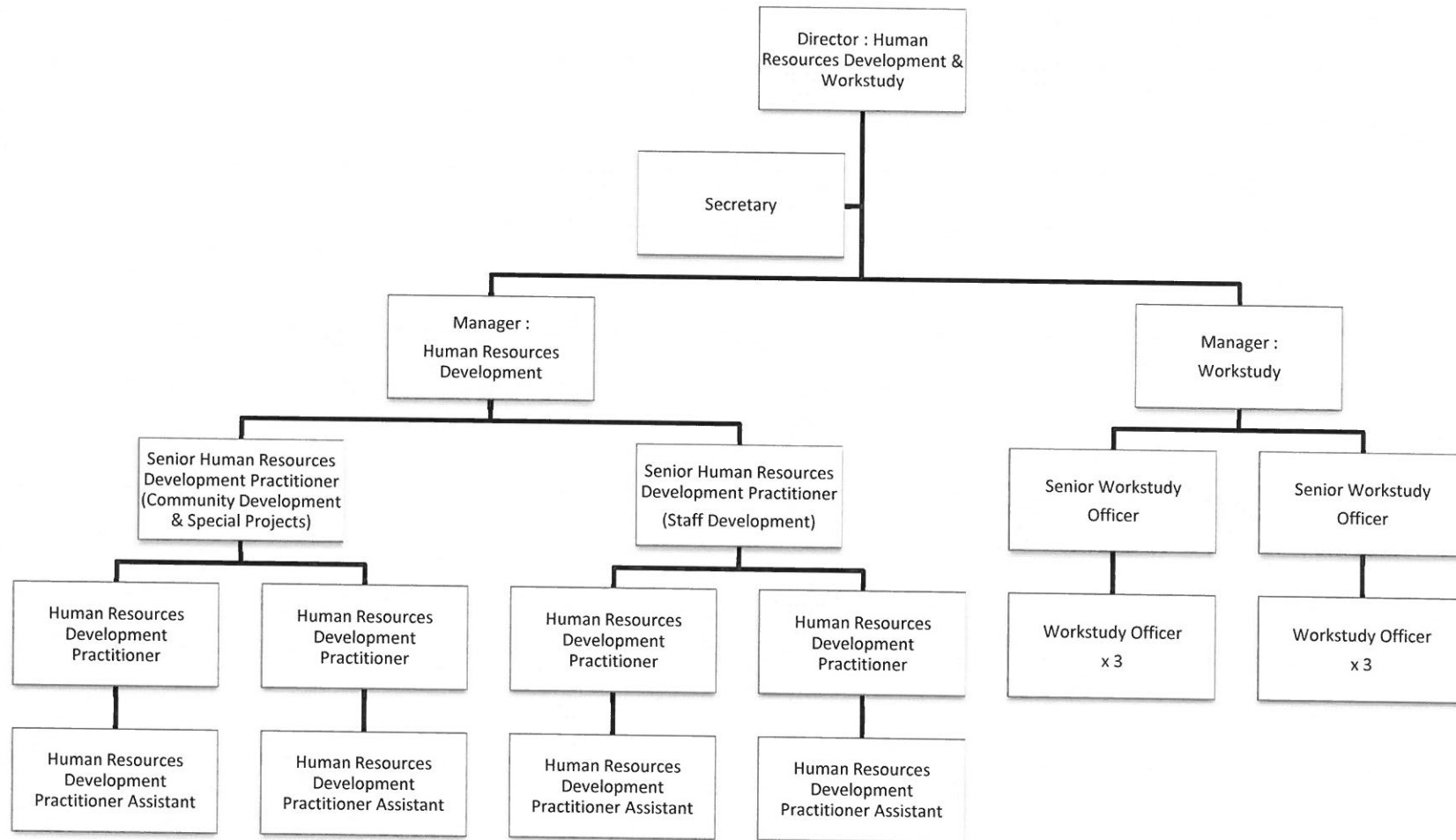
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

CORPORATE SERVICES

HUMAN RESOURCES DEVELOPMENT & WORKSTUDY



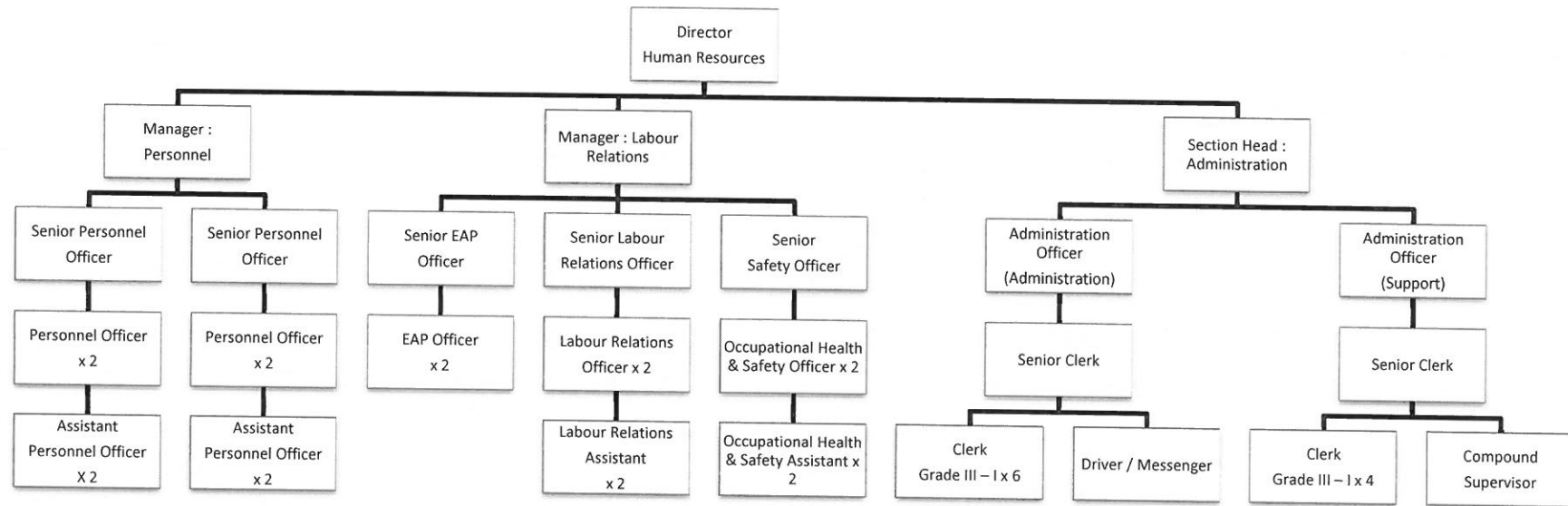
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

CORPORATE SERVICES

HUMAN RESOURCES

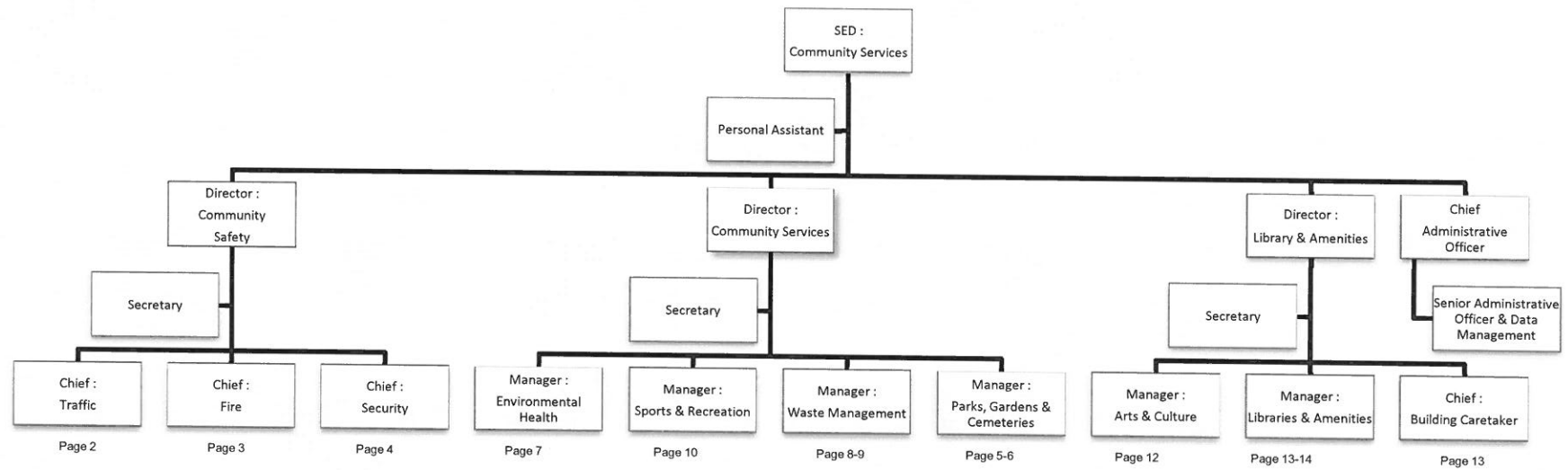


APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

COMMUNITY SERVICES



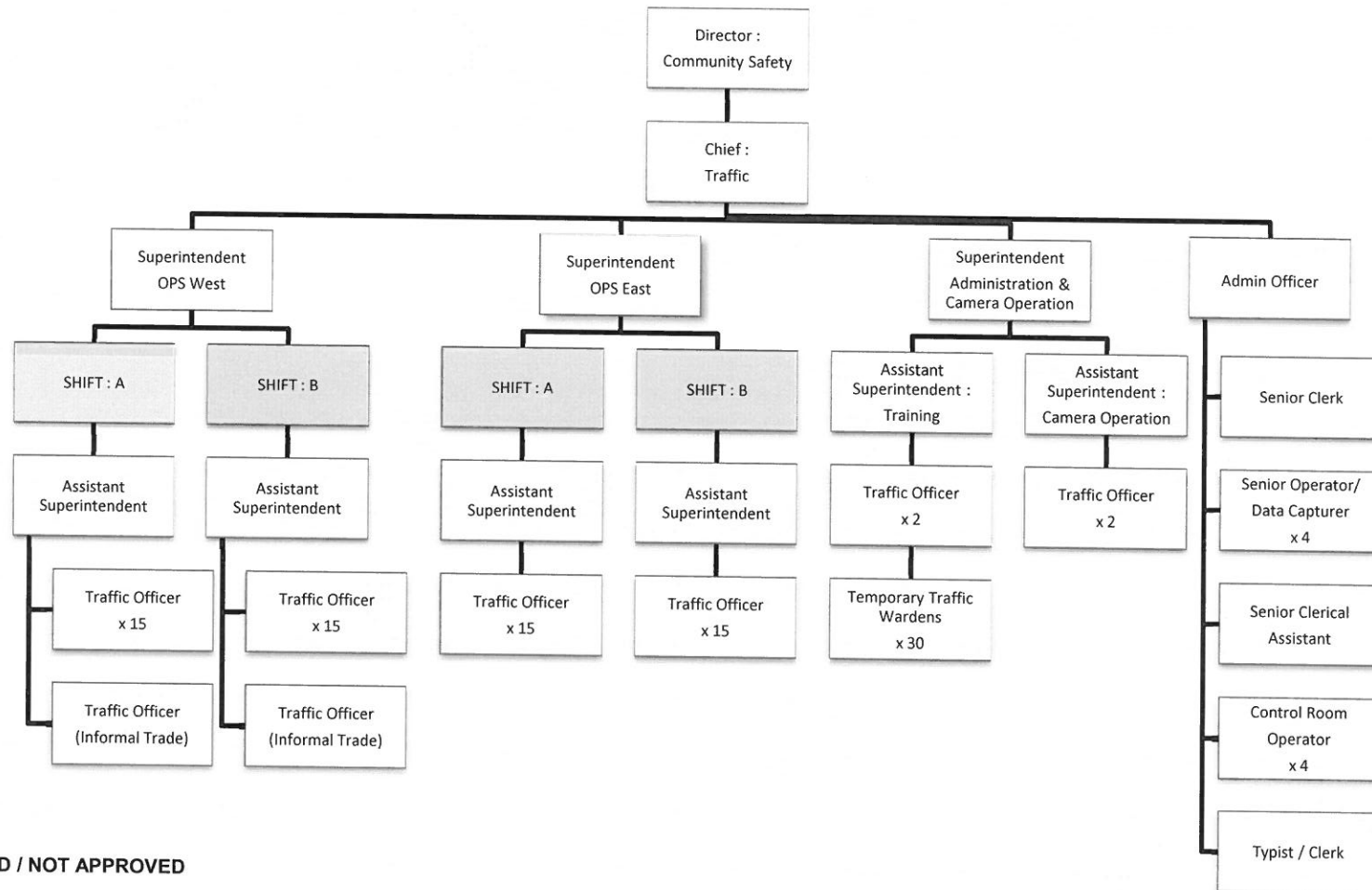
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

COMMUNITY SERVICES

TRAFFIC SECTION



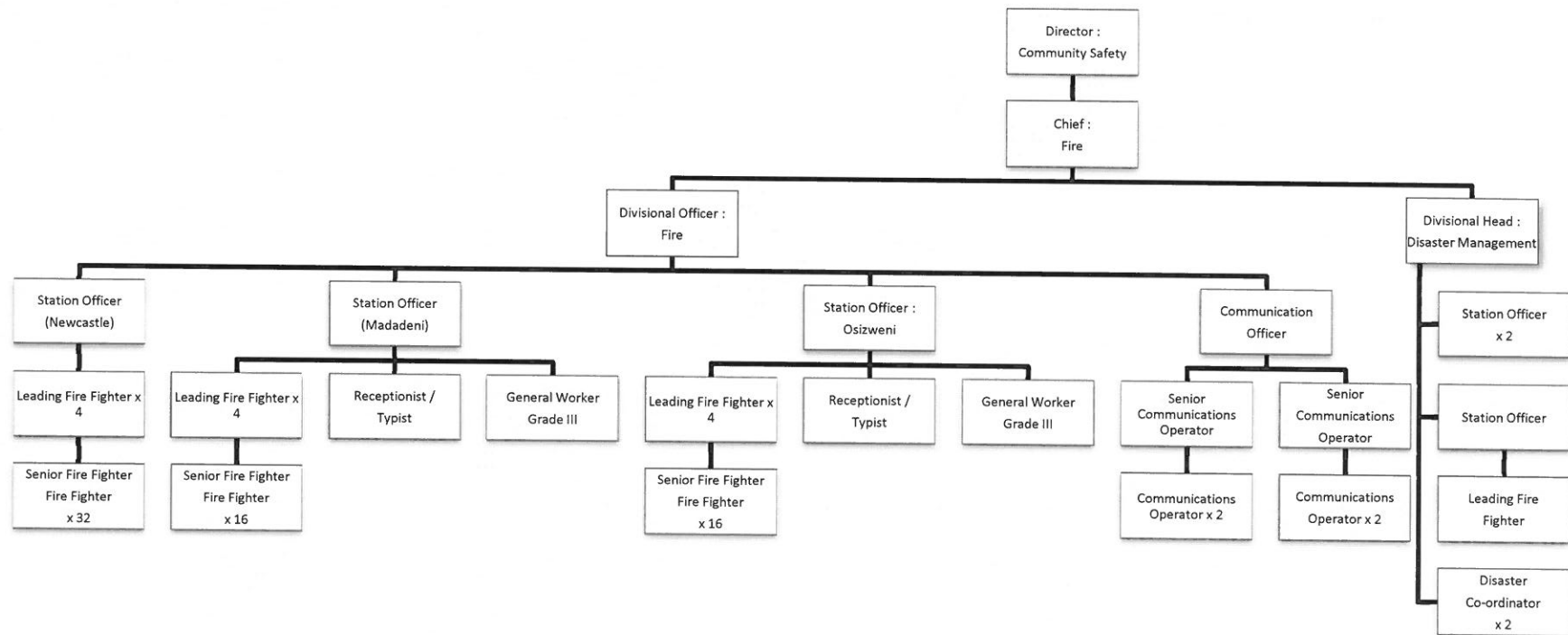
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

COMMUNITY SERVICES

FIRE & DISASTER MANAGEMENT SECTION



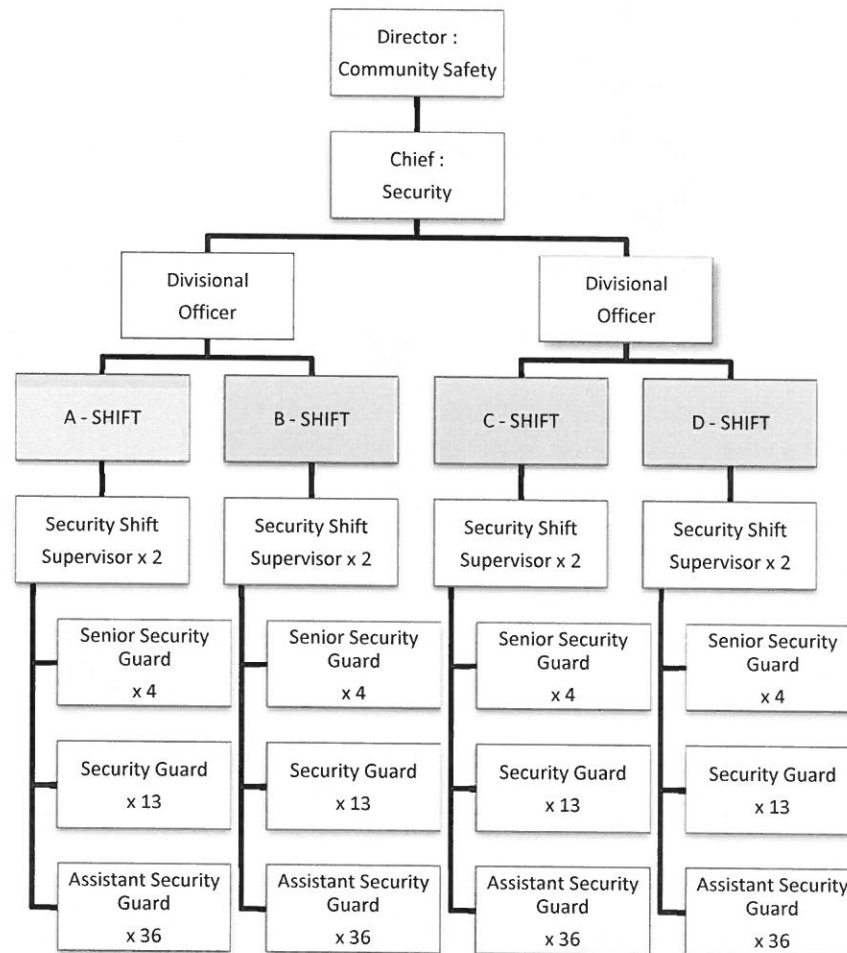
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

COMMUNITY SERVICES

SECURITY SECTION



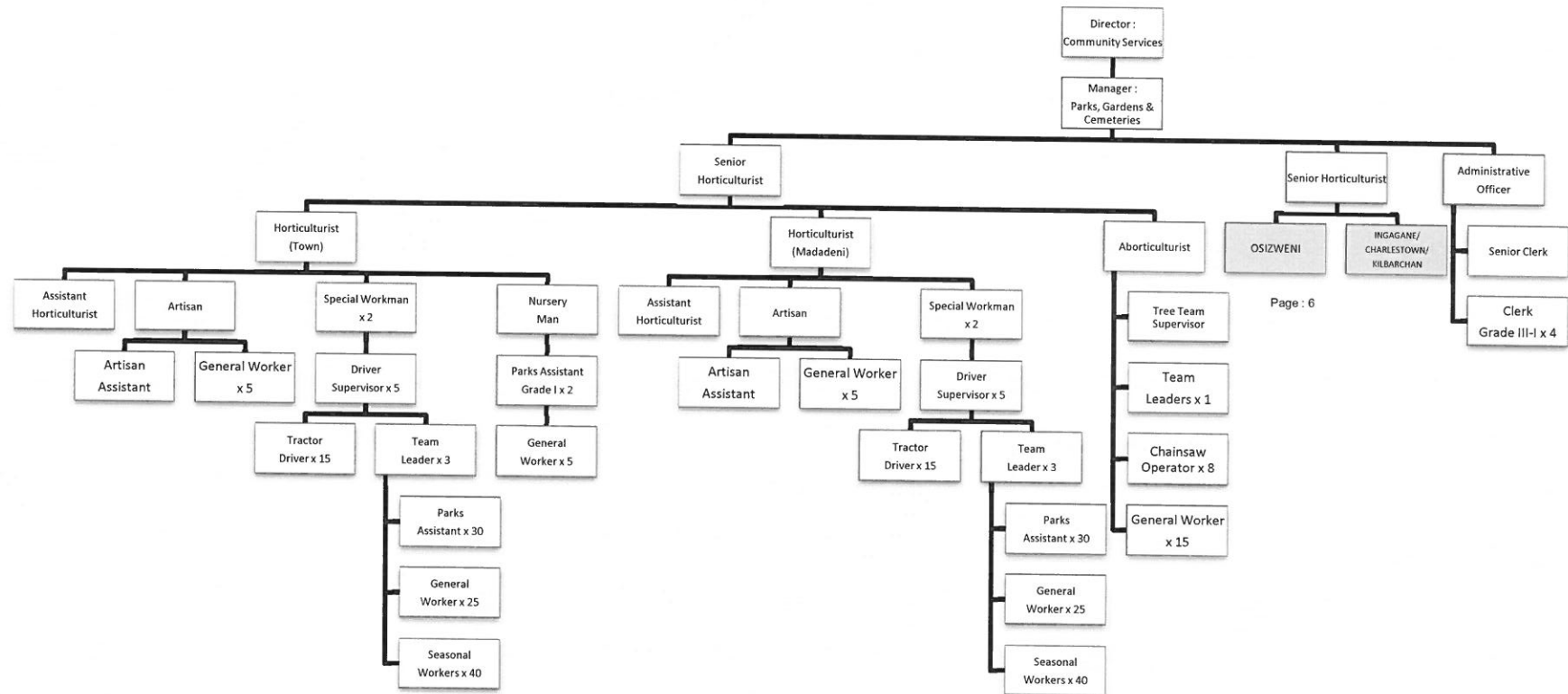
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

COMMUNITY SERVICES

PARKS & CEMETERIES SECTION



Page : 6

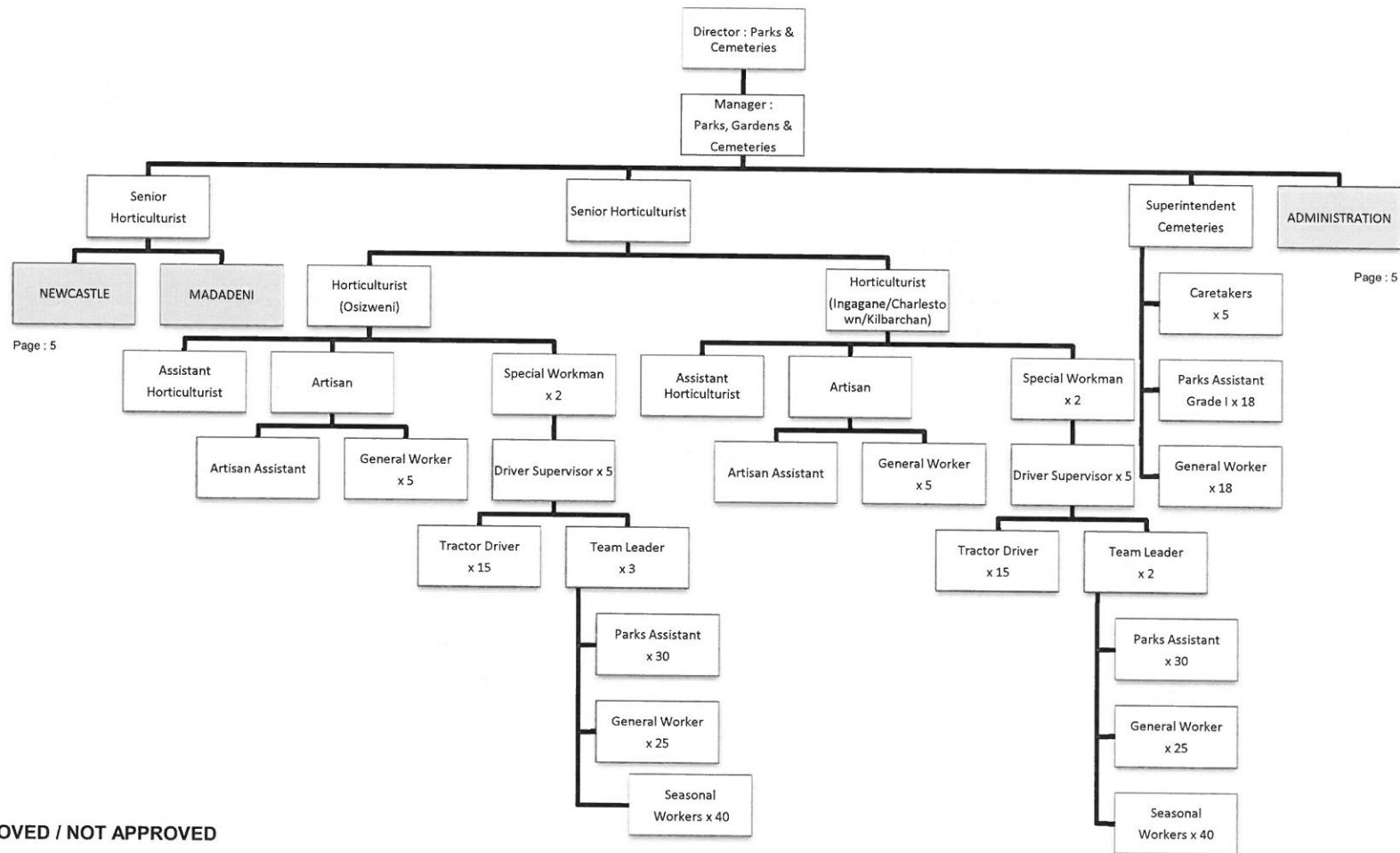
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

COMMUNITY SERVICES

PARKS & CEMETERIES SECTION



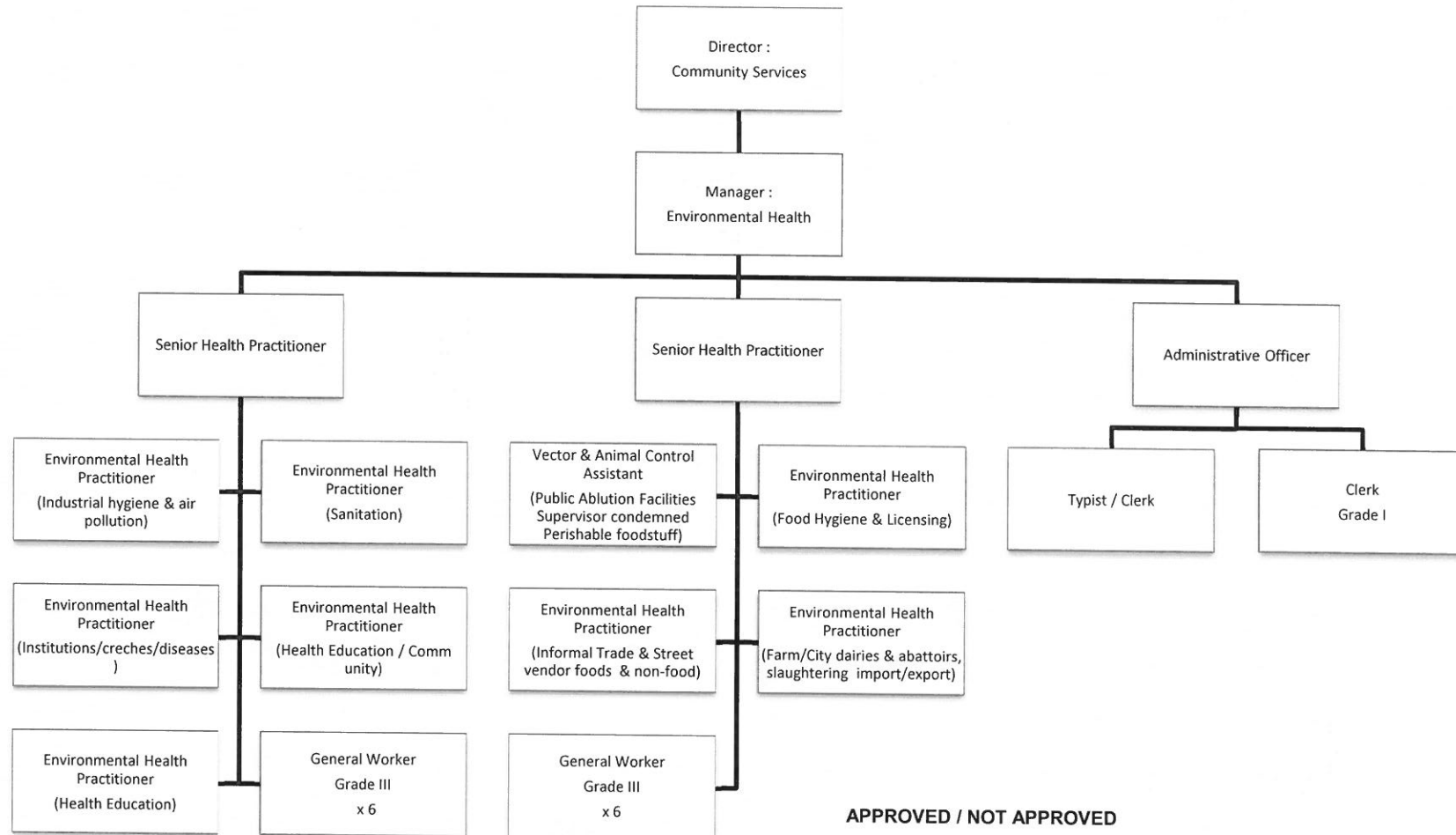
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE

COMMUNITY SERVICES

ENVIRONMENTAL HEALTH SECTION



APPROVED / NOT APPROVED

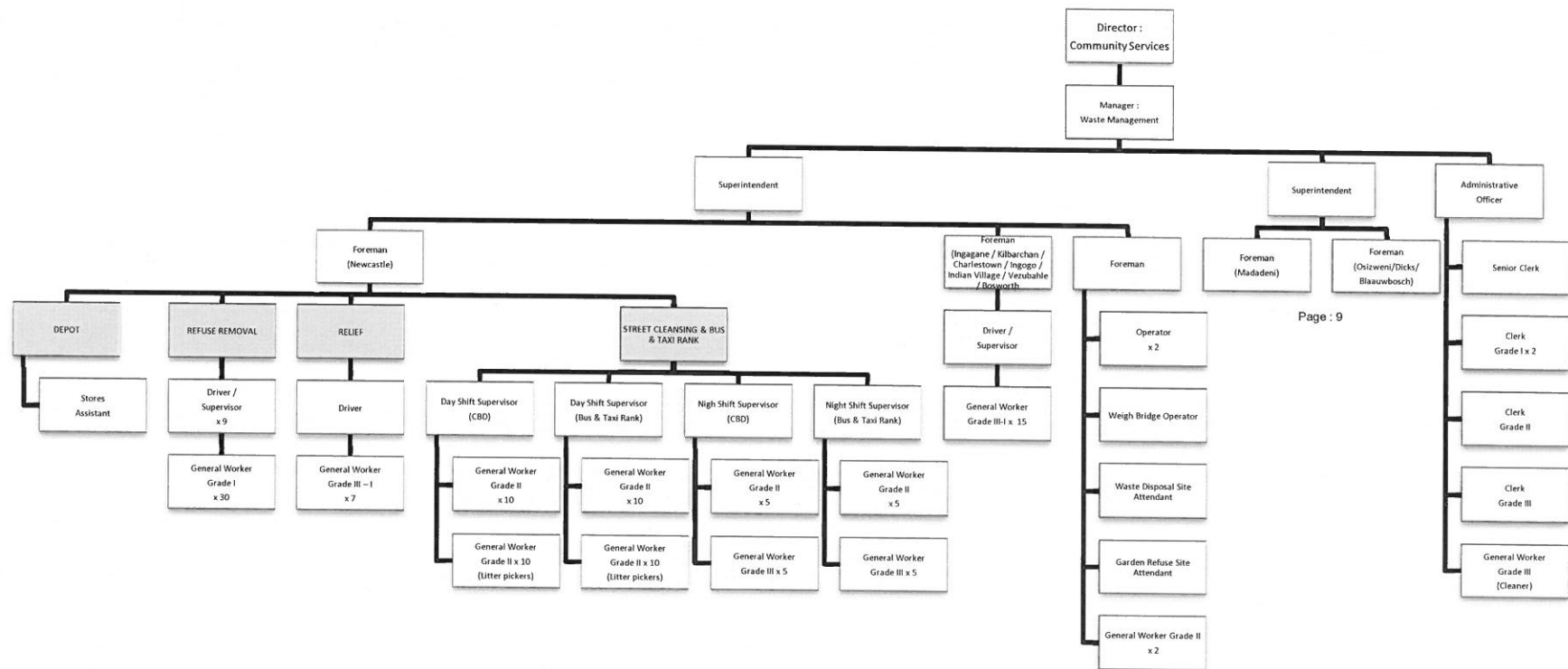
K MASANGE
MUNICIPAL MANAGER

DATE

7

COMMUNITY SERVICES

WASTE MANAGEMENT SECTION : WEST



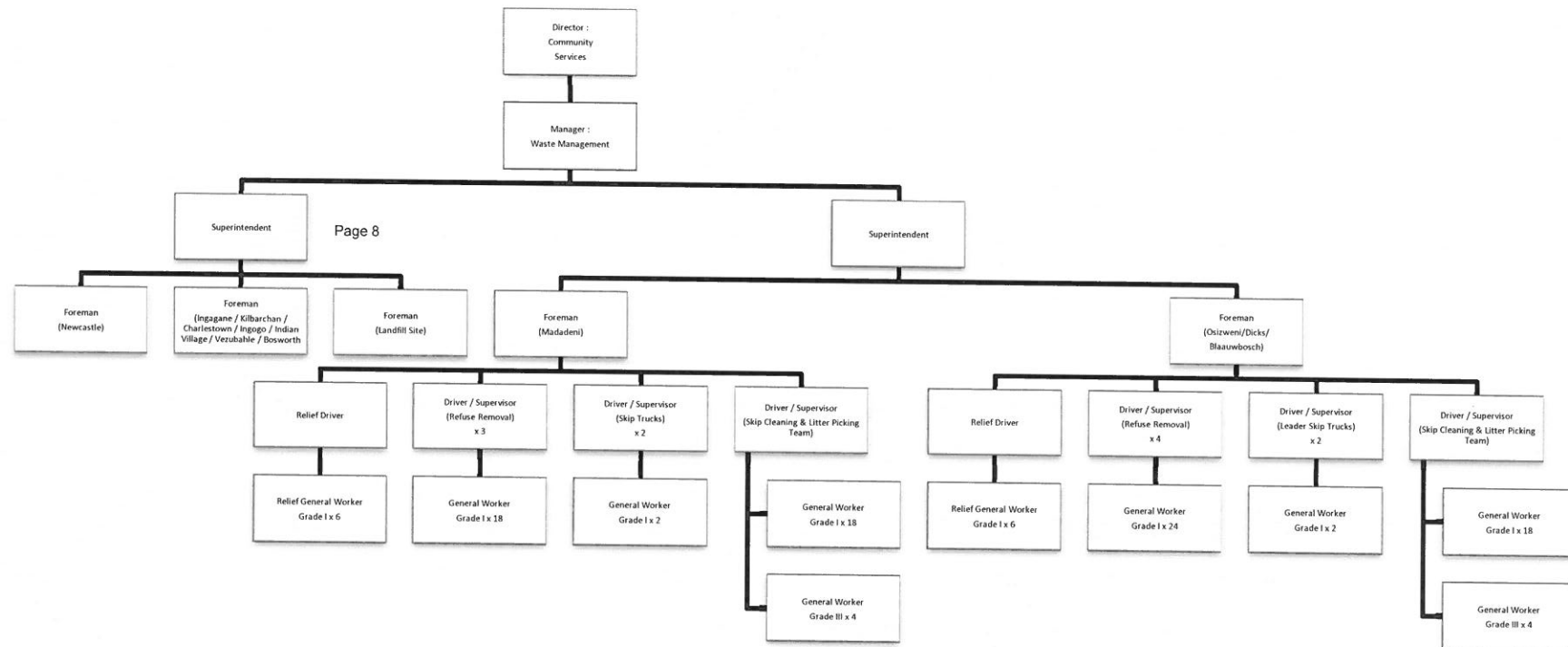
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

COMMUNITY SERVICES

WASTE MANAGEMENT SECTION : EAST



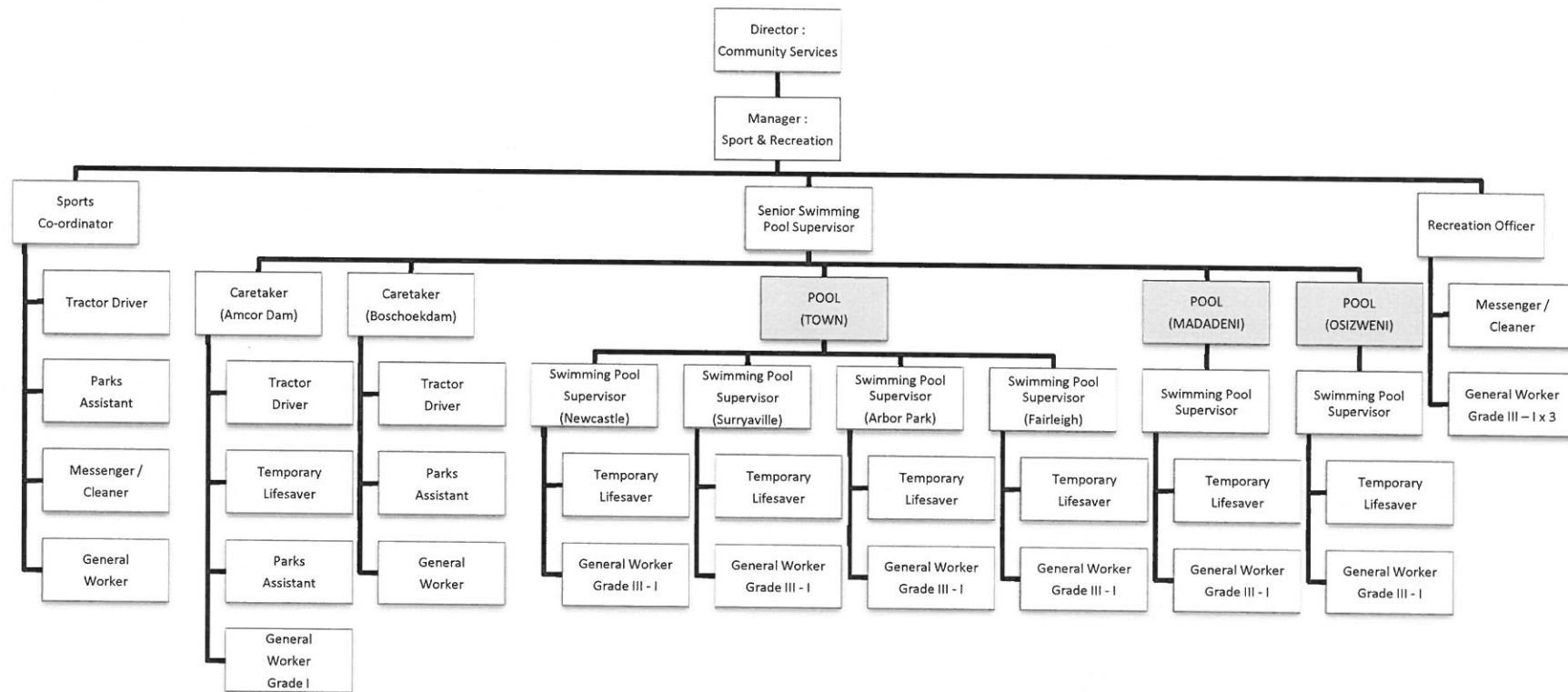
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE

COMMUNITY SERVICES

SPORTS, RECREATION & AMENITIES



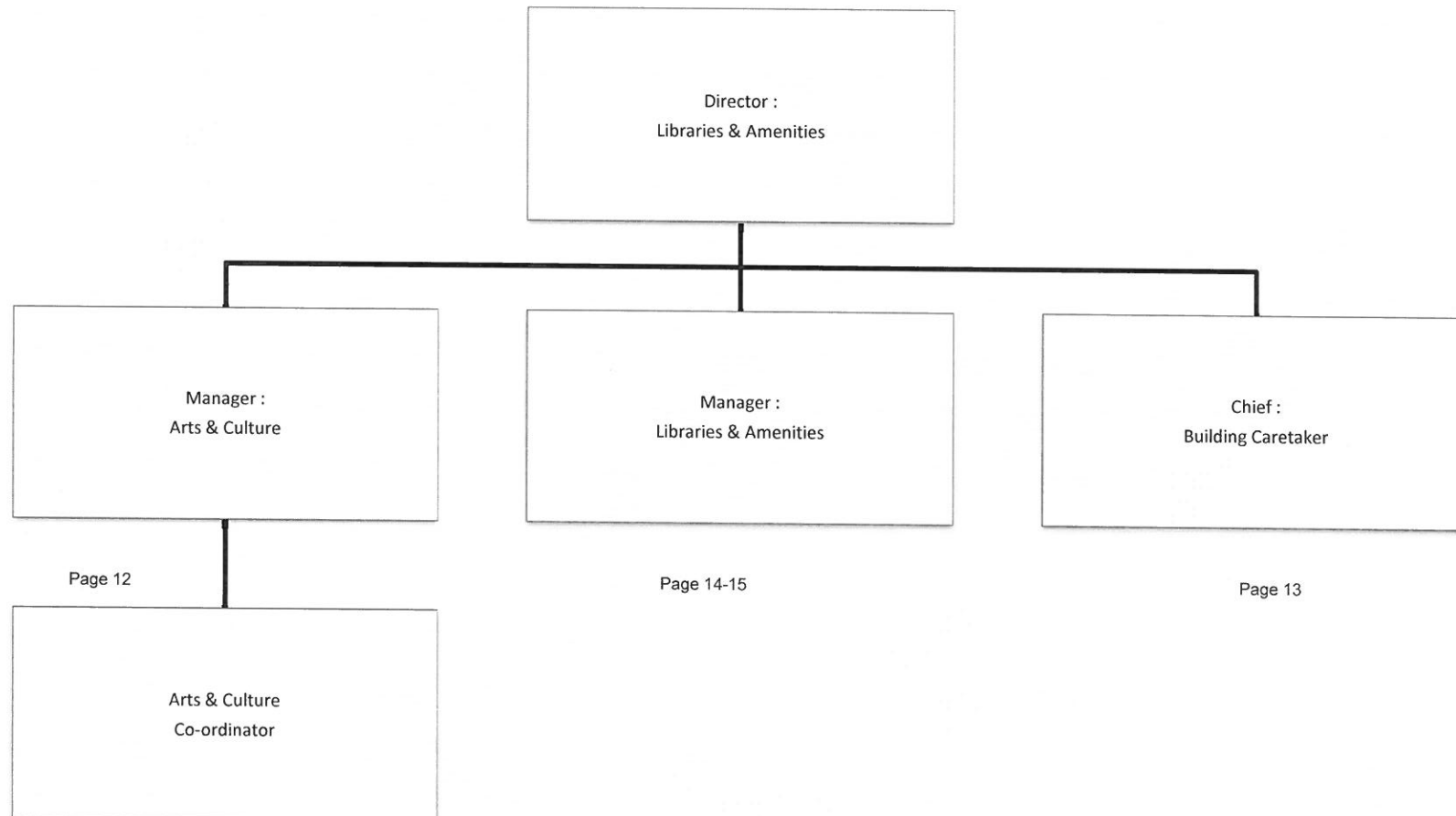
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

COMMUNITY SERVICES

ARTS, CULTURE, AMENITIES & RECREATION



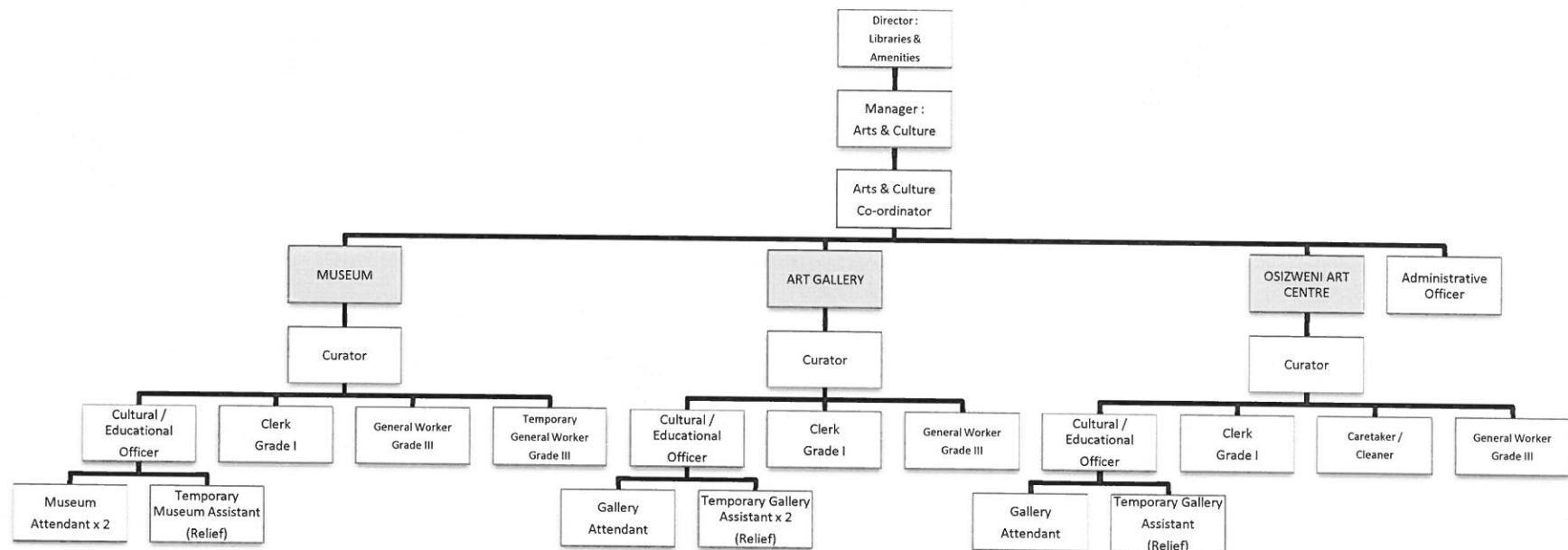
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE

COMMUNITY SERVICES

ARTS, CULTURE, RECREATION & AMENITIES



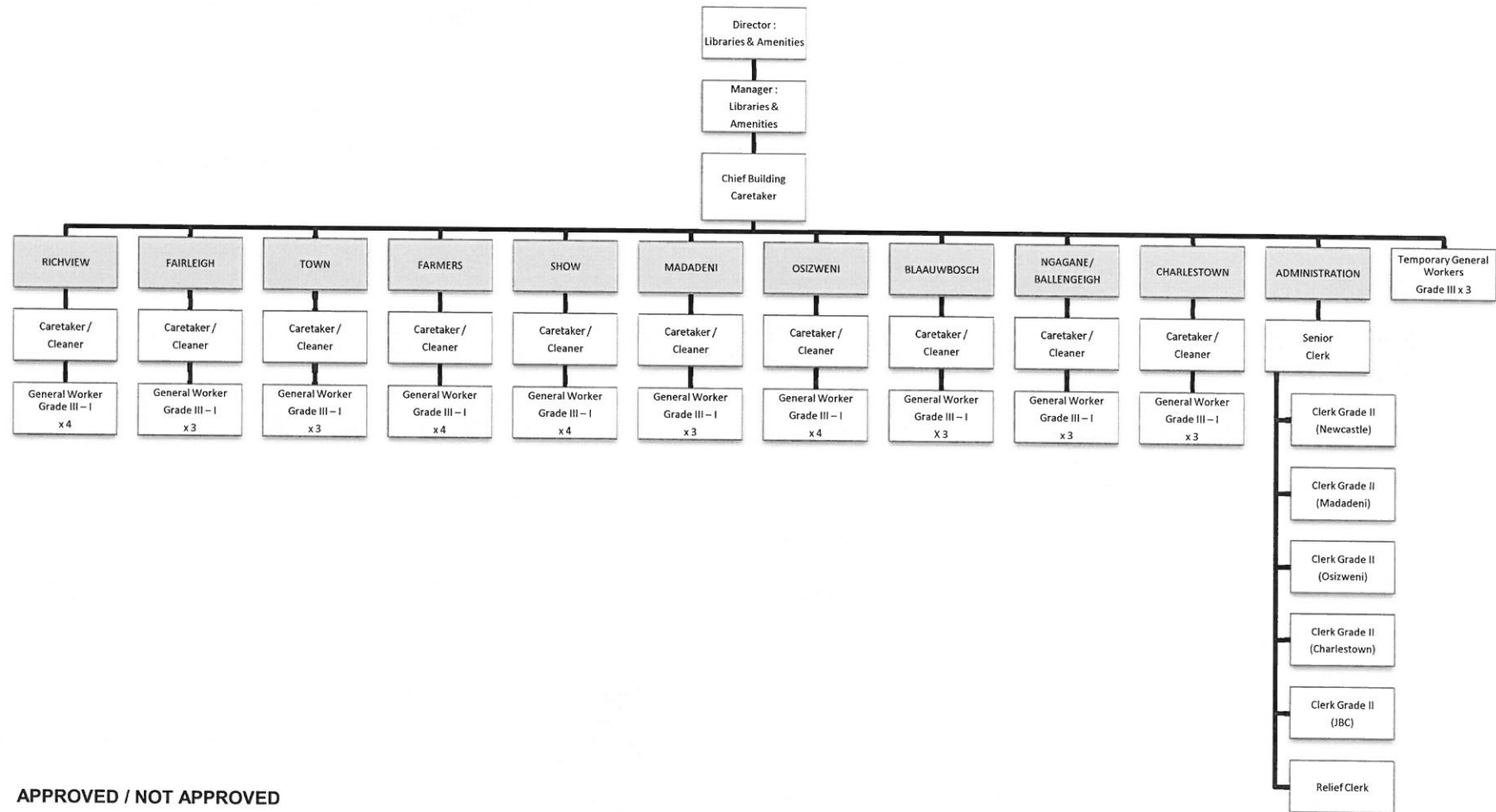
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

COMMUNITY SERVICES

HALLS



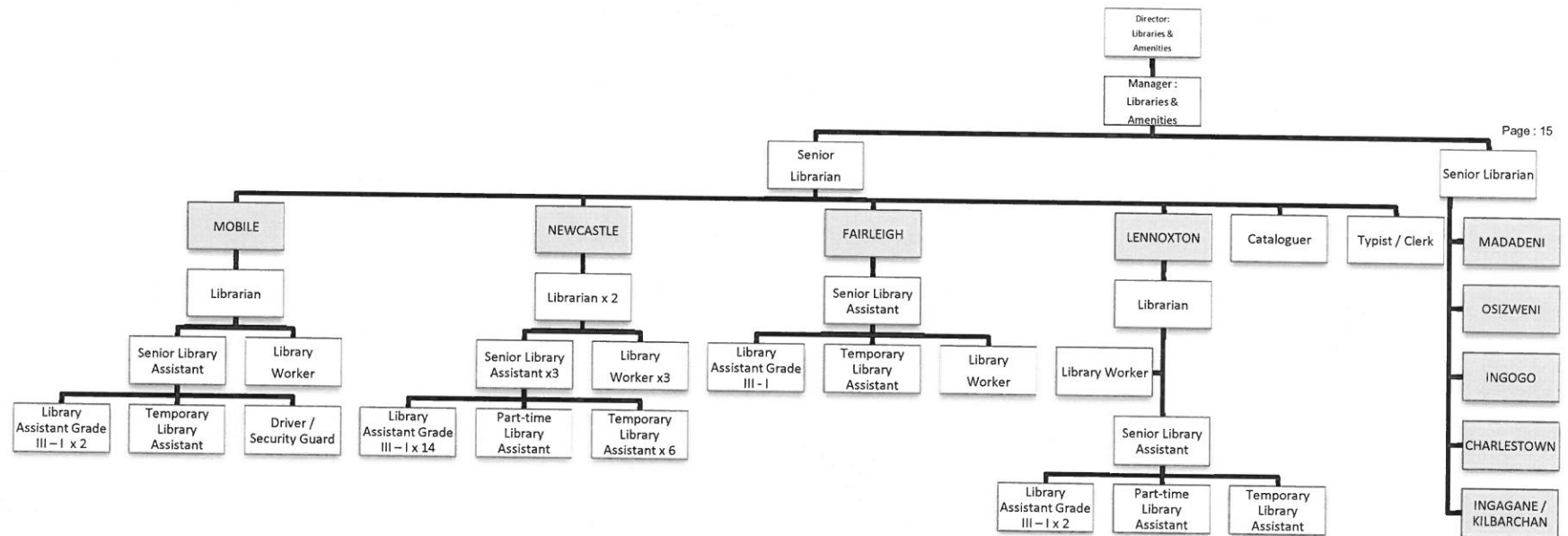
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

COMMUNITY SERVICES

LIBRARIES



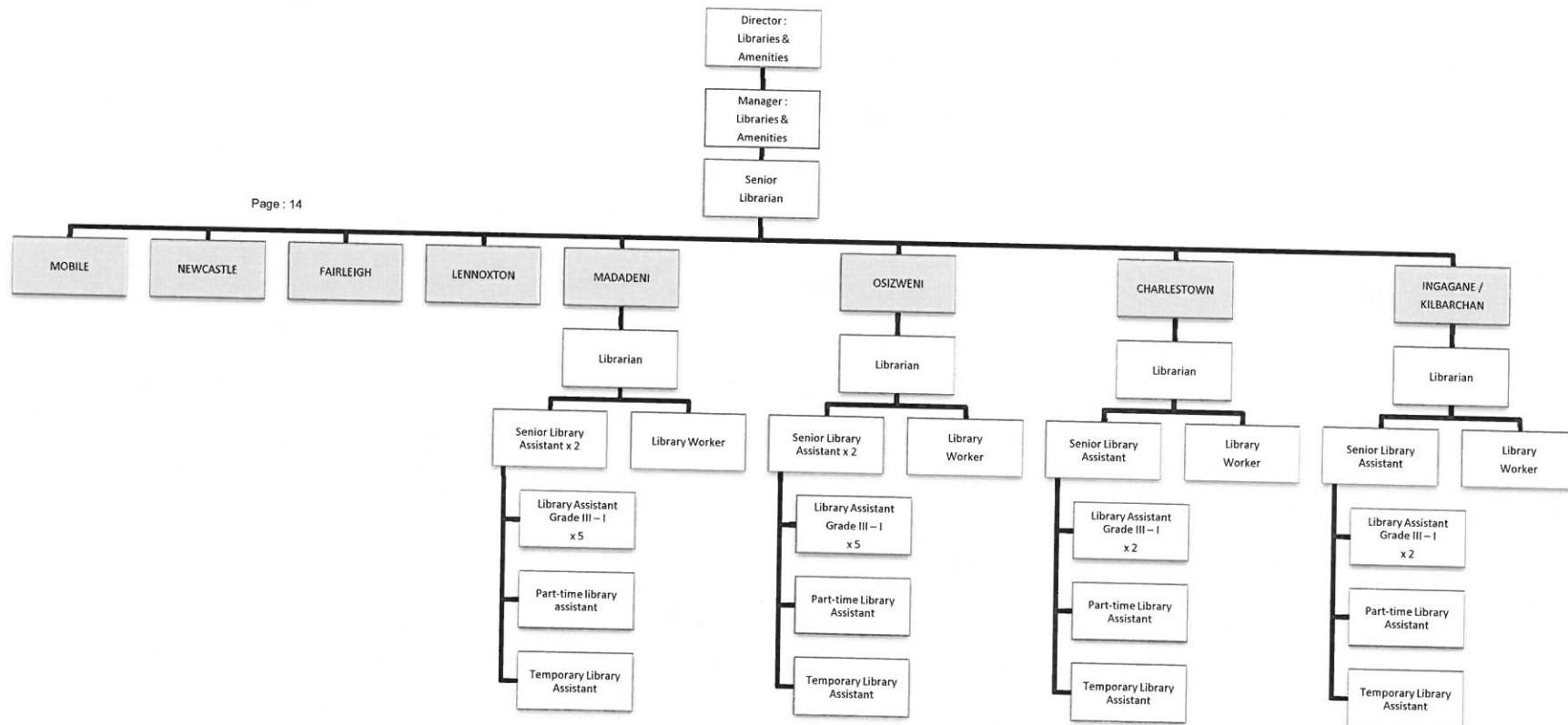
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

COMMUNITY SERVICES

LIBRARIES



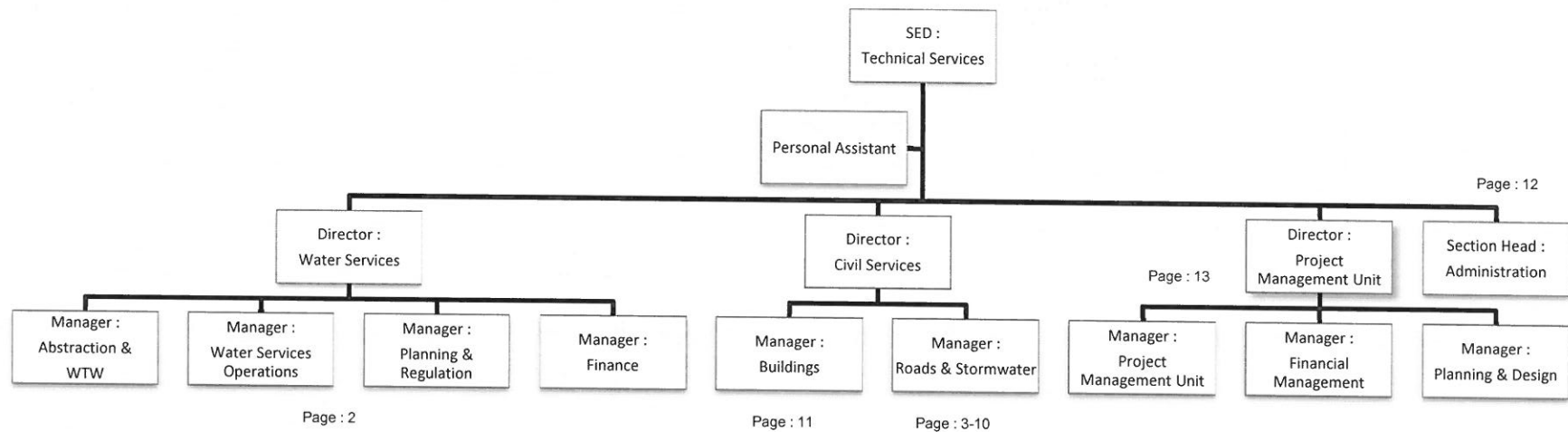
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE

TECHNICAL SERVICES

CIVIL SERVICES



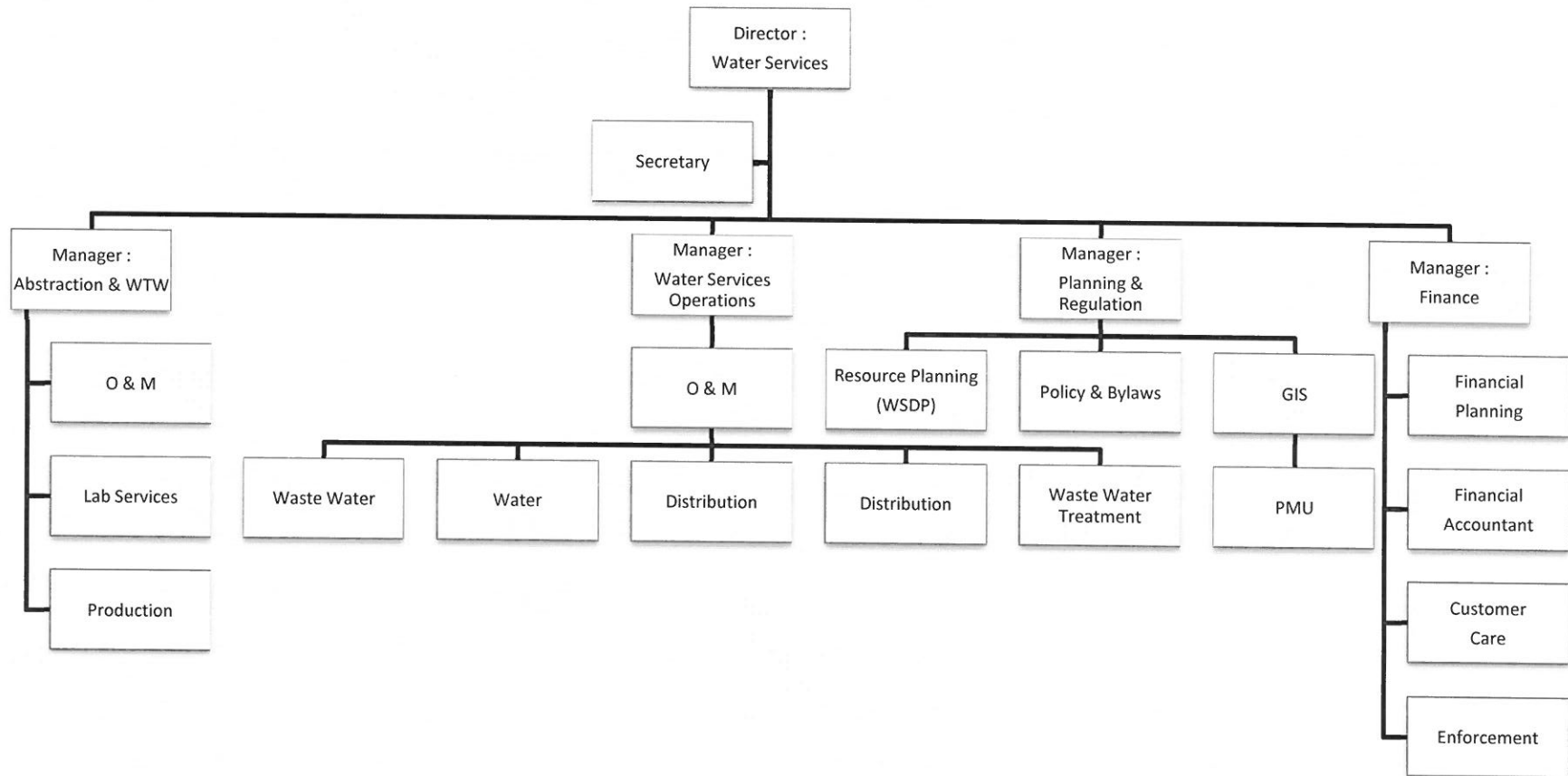
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE

TECHNICAL SERVICES

WATER SERVICES



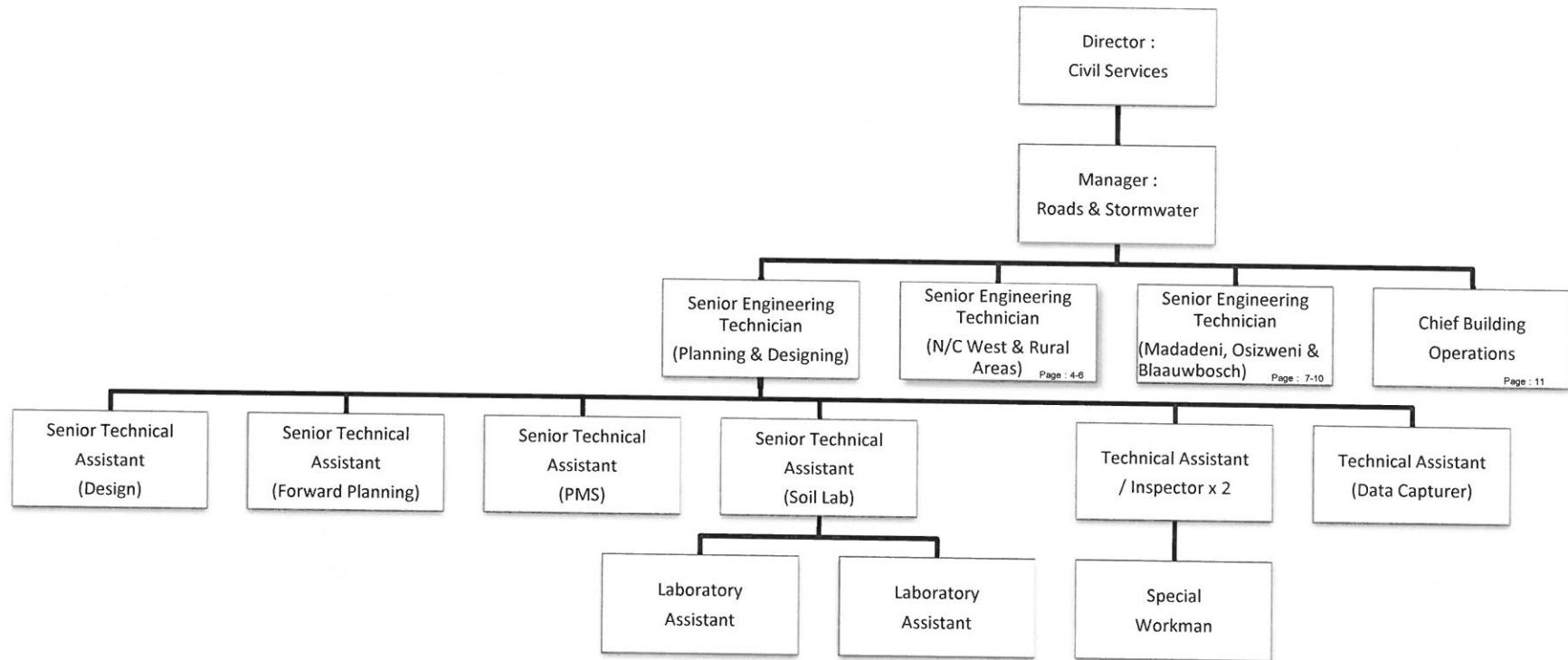
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

TECHNICAL SERVICES

ROADS & STORMWATER (PLANNING & DESIGNING)



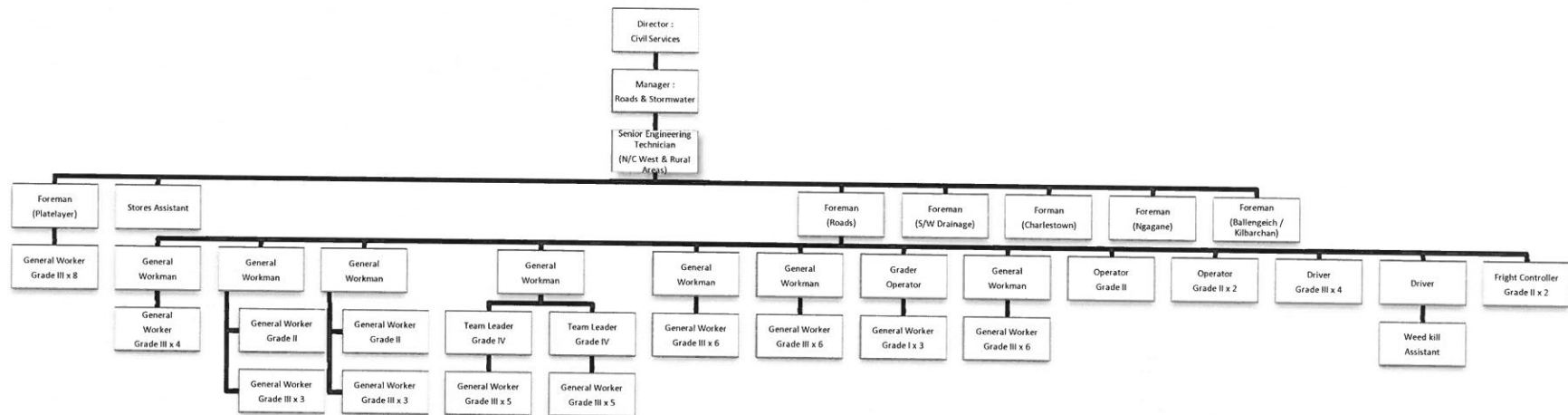
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

TECHNICAL SERVICES

ROADS & STORMWATER (N/C WEST & RURAL AREAS)



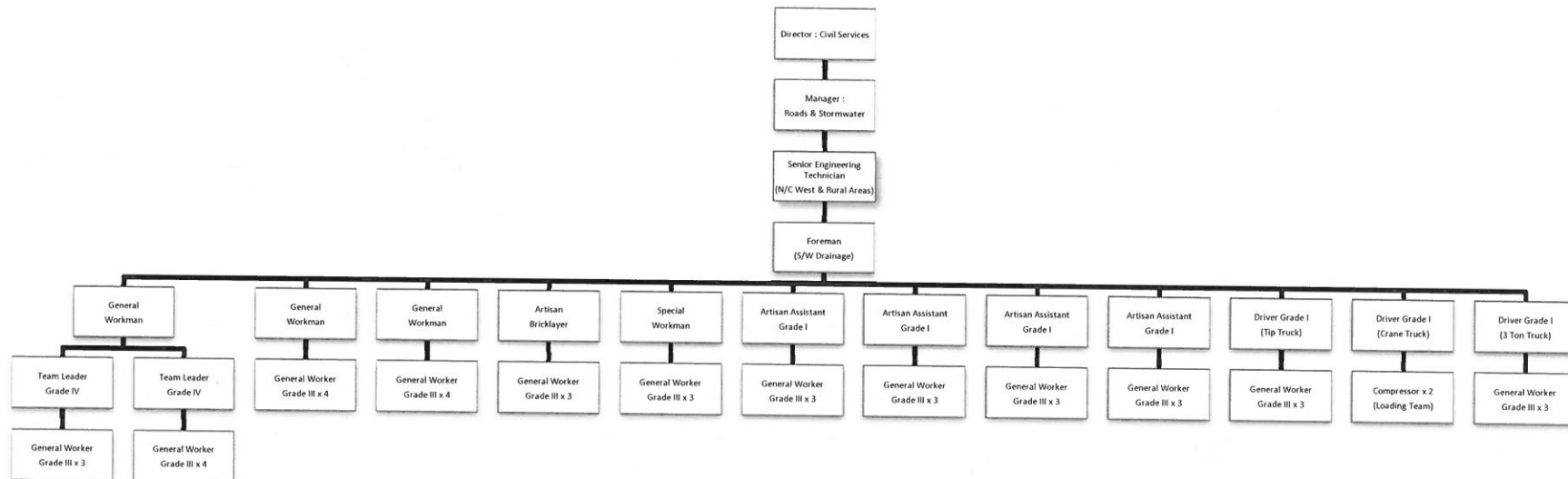
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

TECHNICAL SERVICES

ROADS & STORMWATER (N/C WEST & RURAL AREAS)



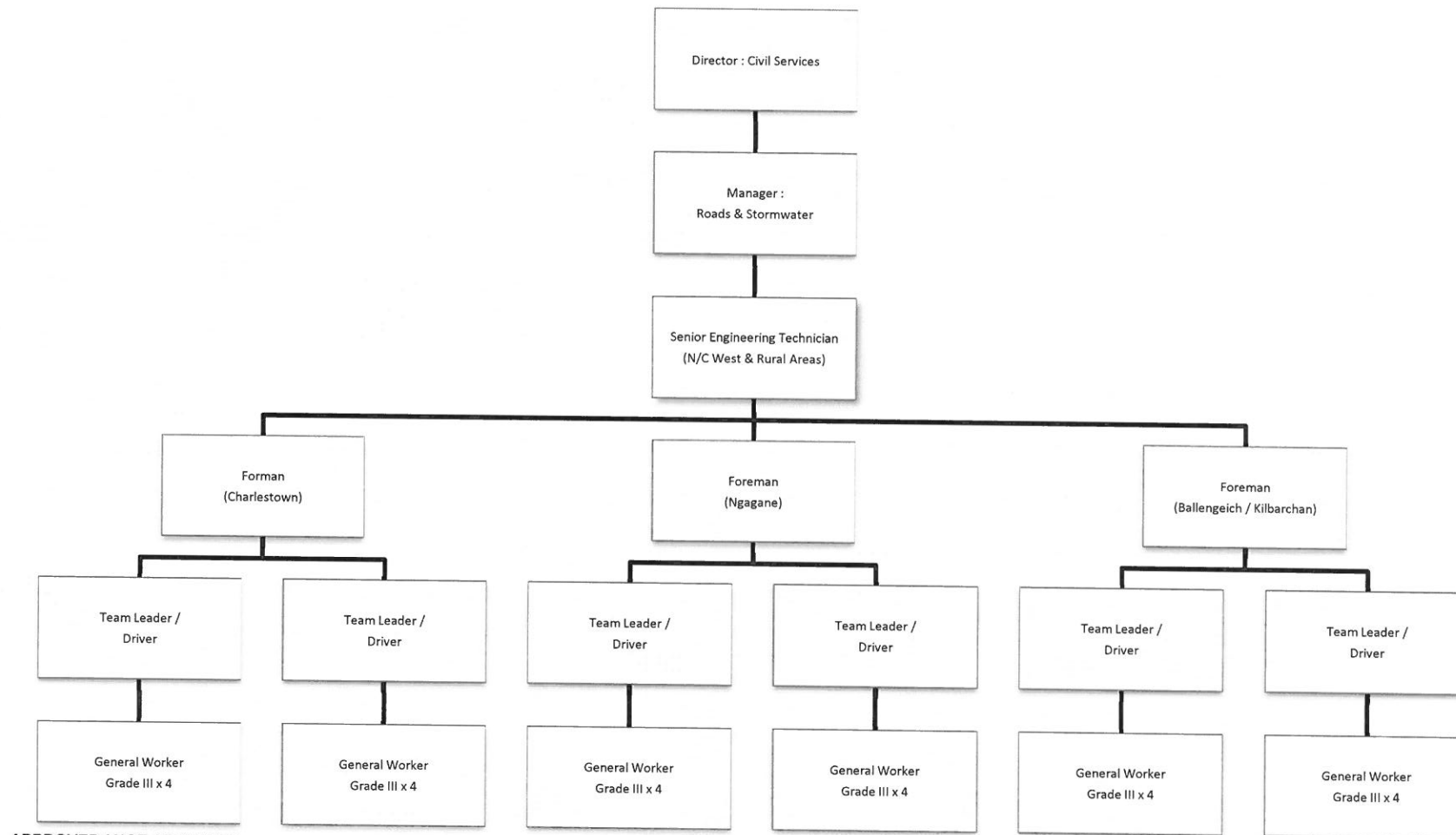
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

TECHNICAL SERVICES

ROADS & STORMWATER (N/C WEST & RURAL AREAS)



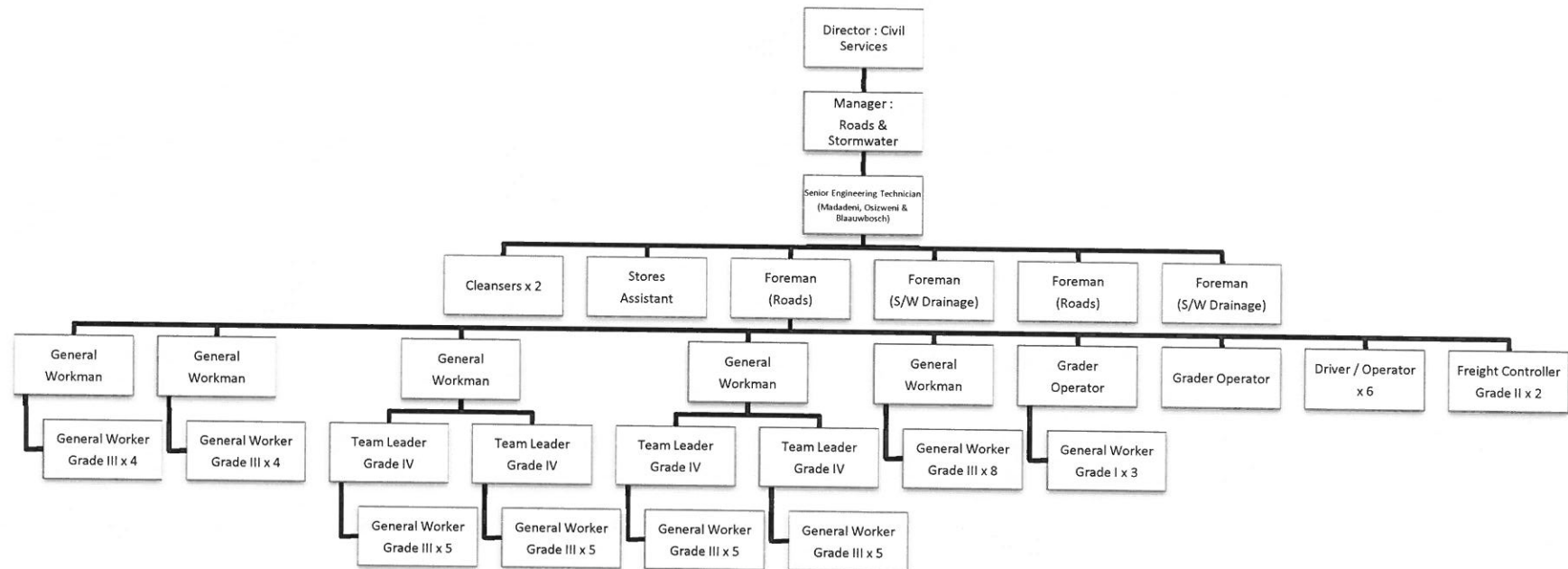
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

TECHNICAL SERVICES

ROADS & STORMWATER (Madadeni, Osizweni & Blaauwbosch)



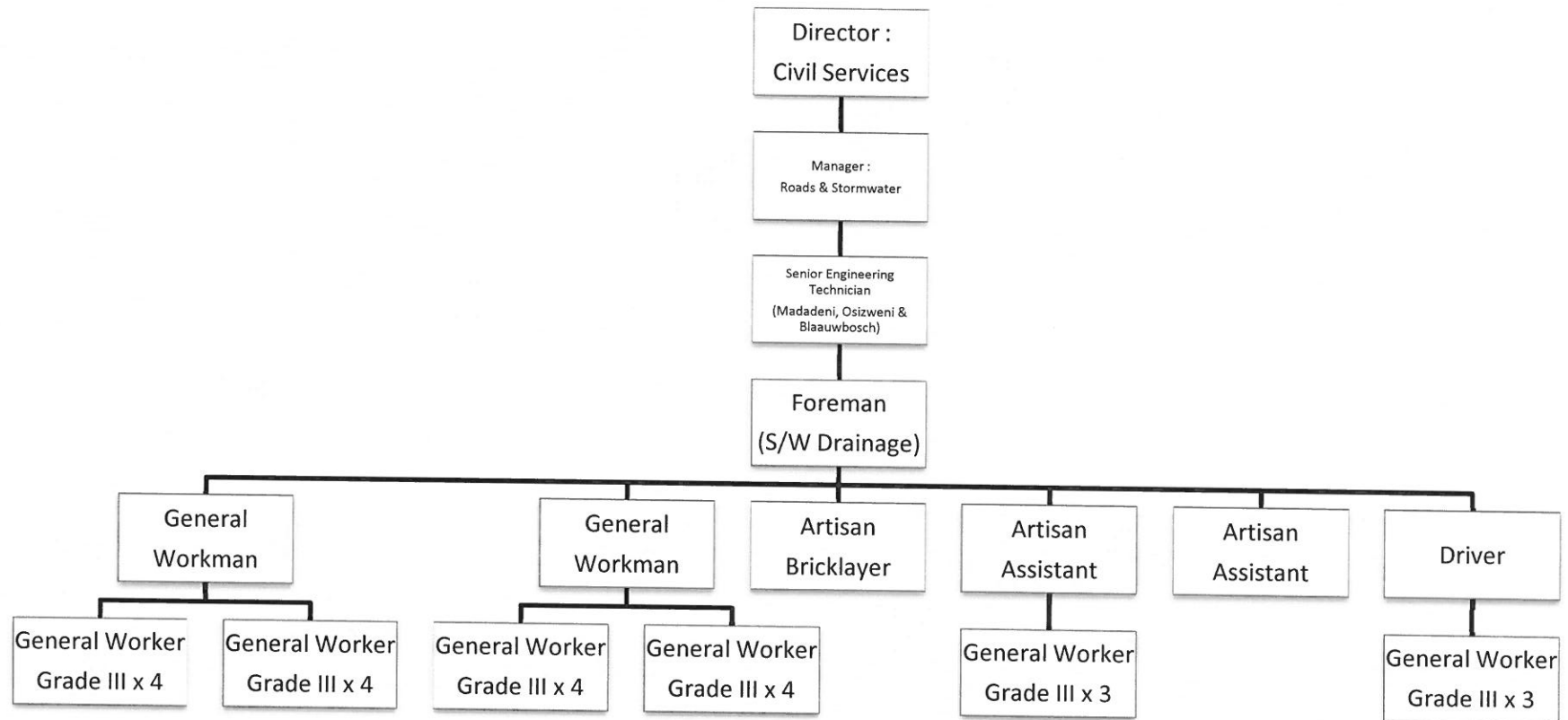
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

TECHNICAL SERVICES

ROADS & STORMWATER (Madadeni, Osizweni & Blaauwbosch)



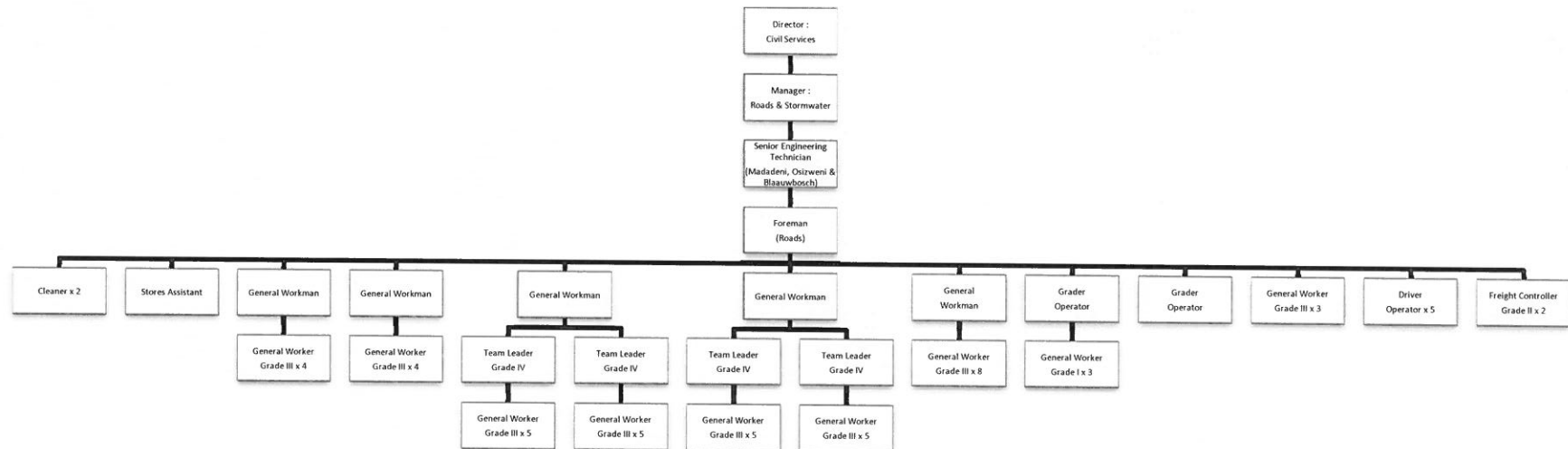
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

TECHNICAL SERVICES

ROADS & STORMWATER (Madadeni, Osizweni & Blaauwbosch)



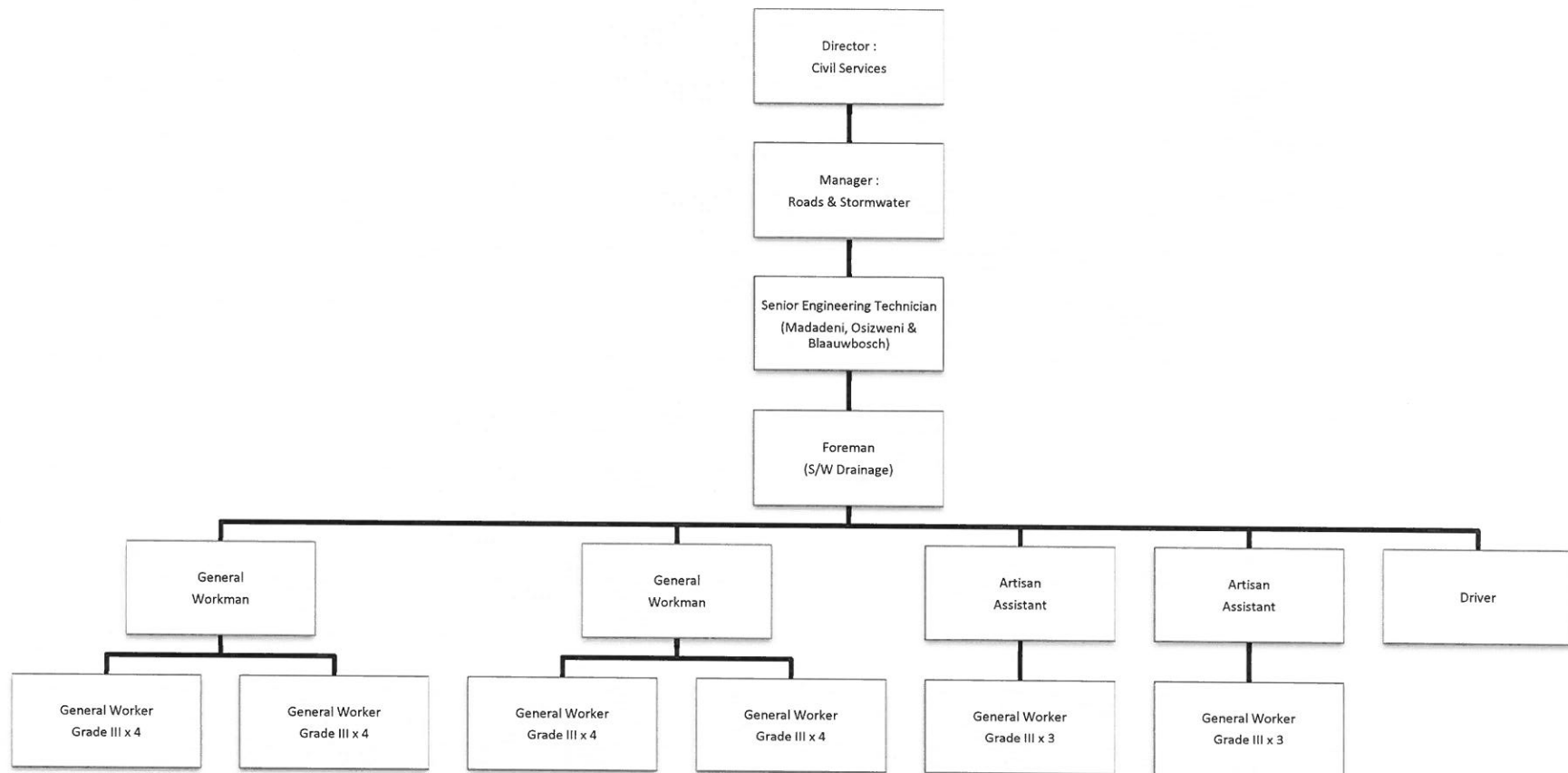
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

TECHNICAL SERVICES

ROADS & STORMWATER (Madadeni, Osizweni & Blaauwbosch)



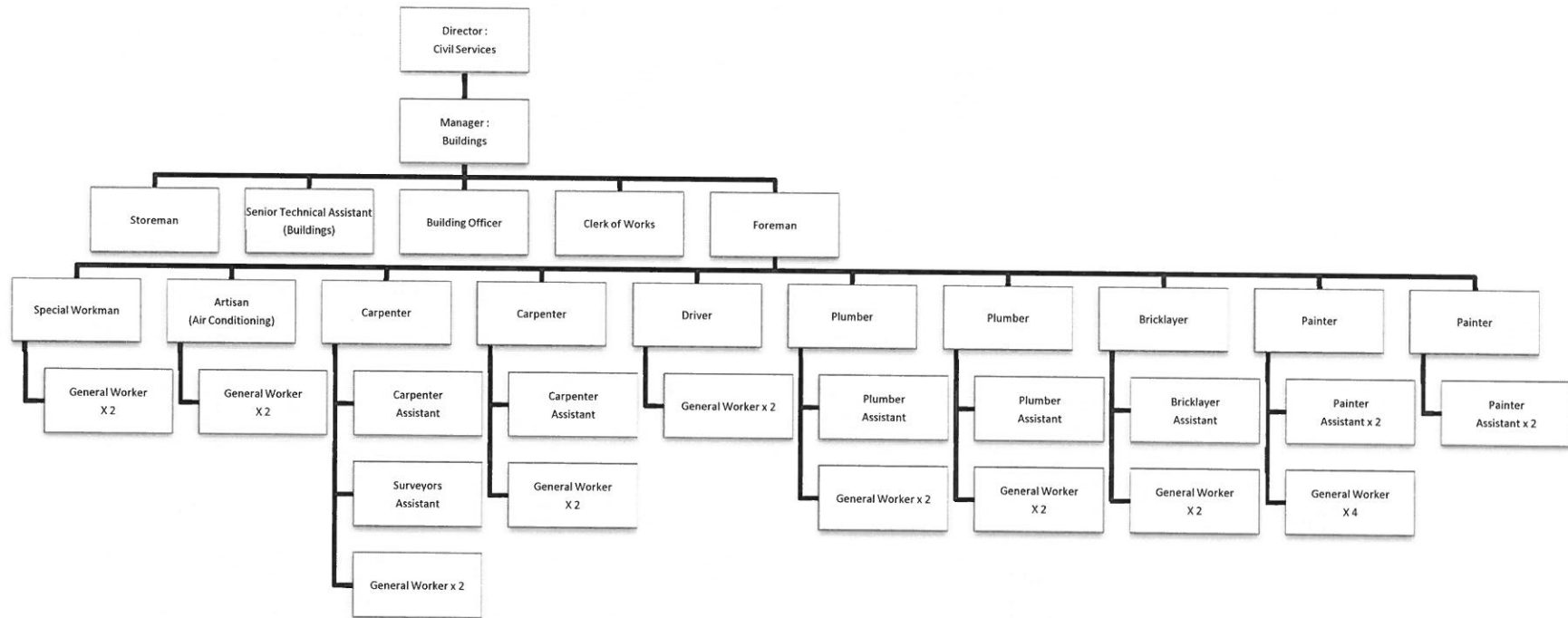
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

TECHNICAL SERVICES

BUILDINGS



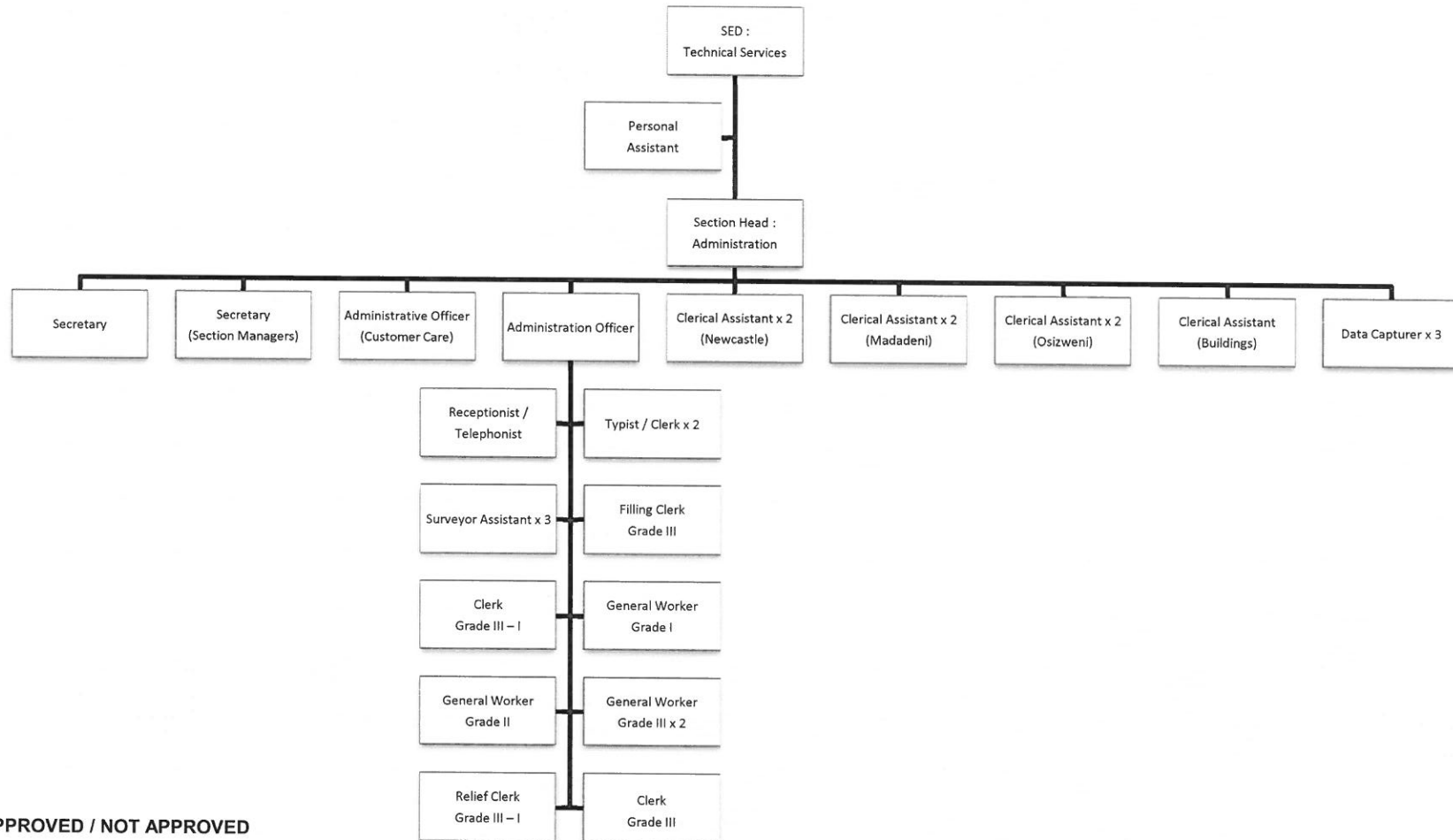
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

TECHNICAL SERVICES

CIVIL : ADMINISTRATION



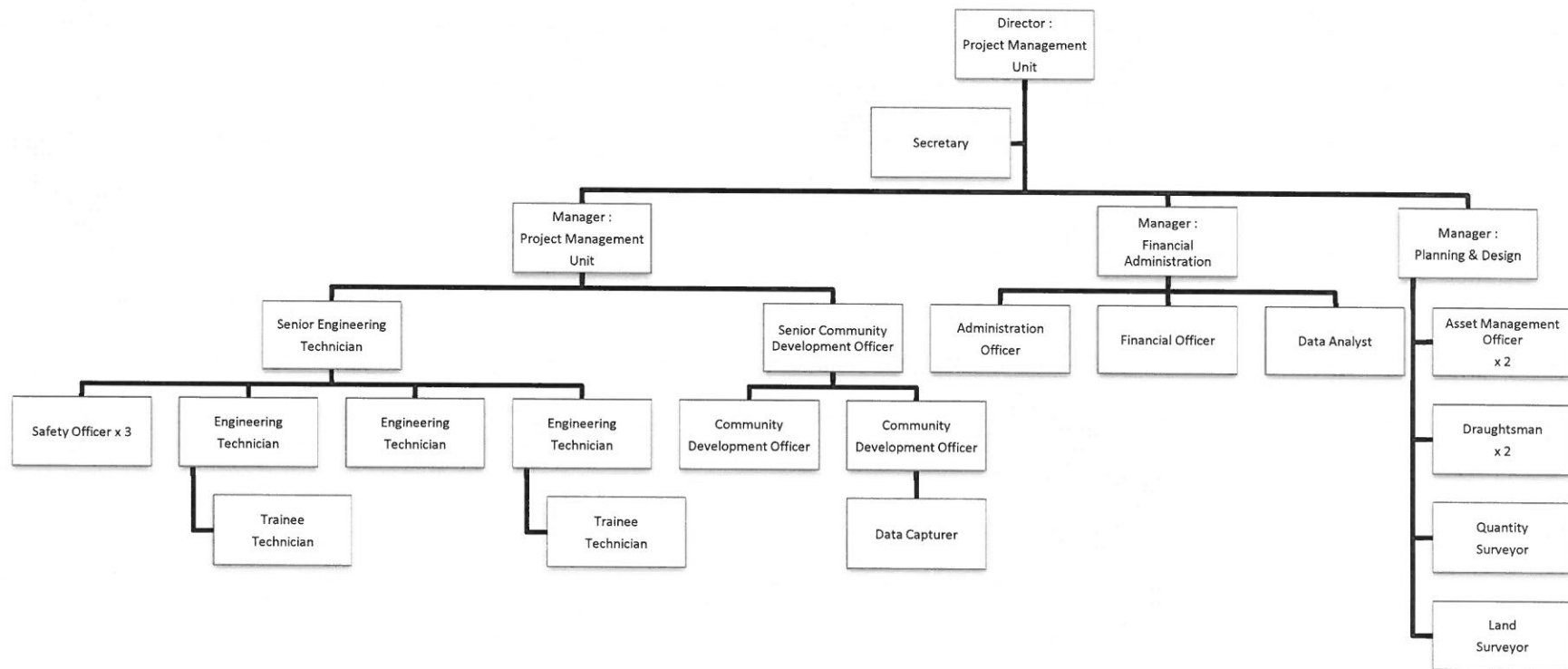
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

TECHNICAL SERVICES

PROJECT MANAGEMENT UNIT

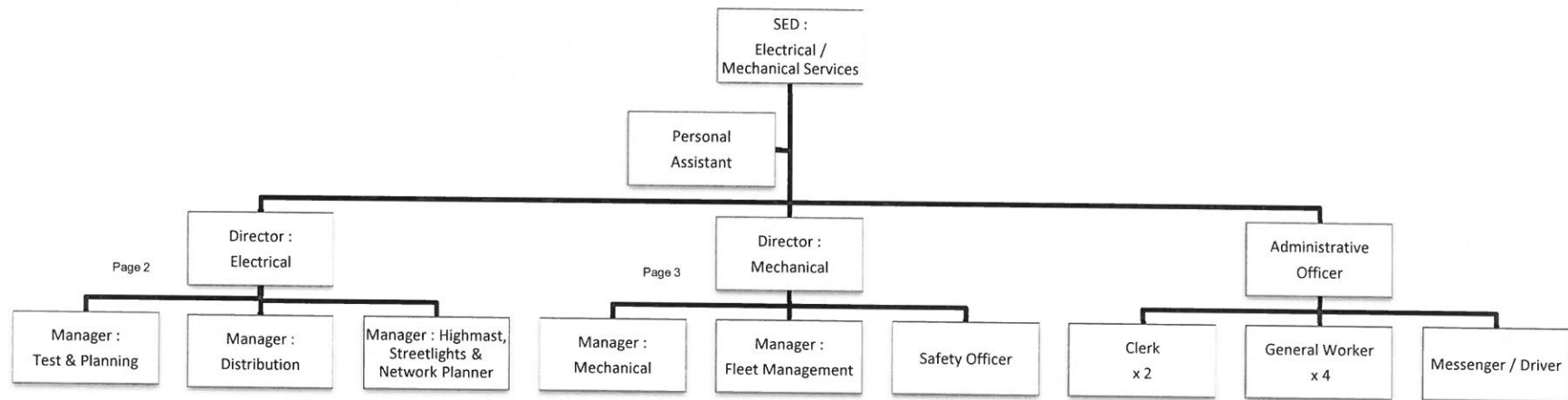


APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

ELECTRICAL / MECHANICAL SERVICES

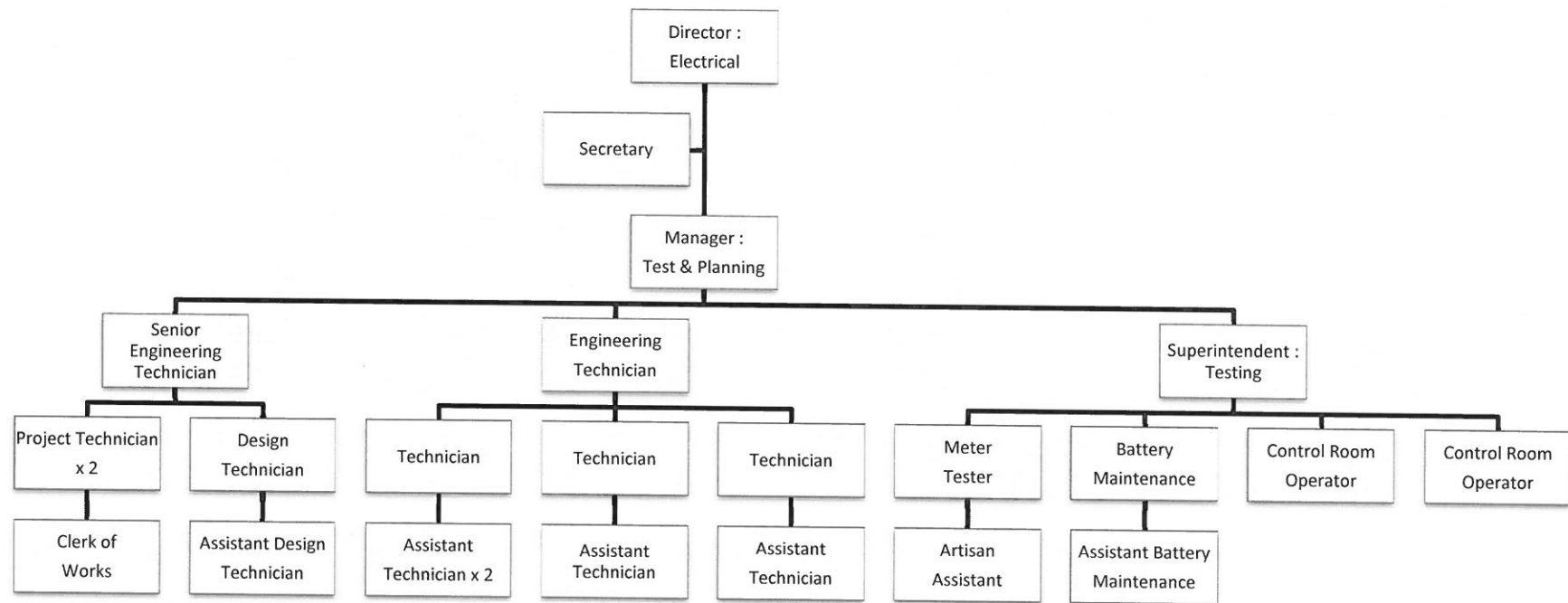


APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

ELECTRICAL / MECHANICAL SERVICES

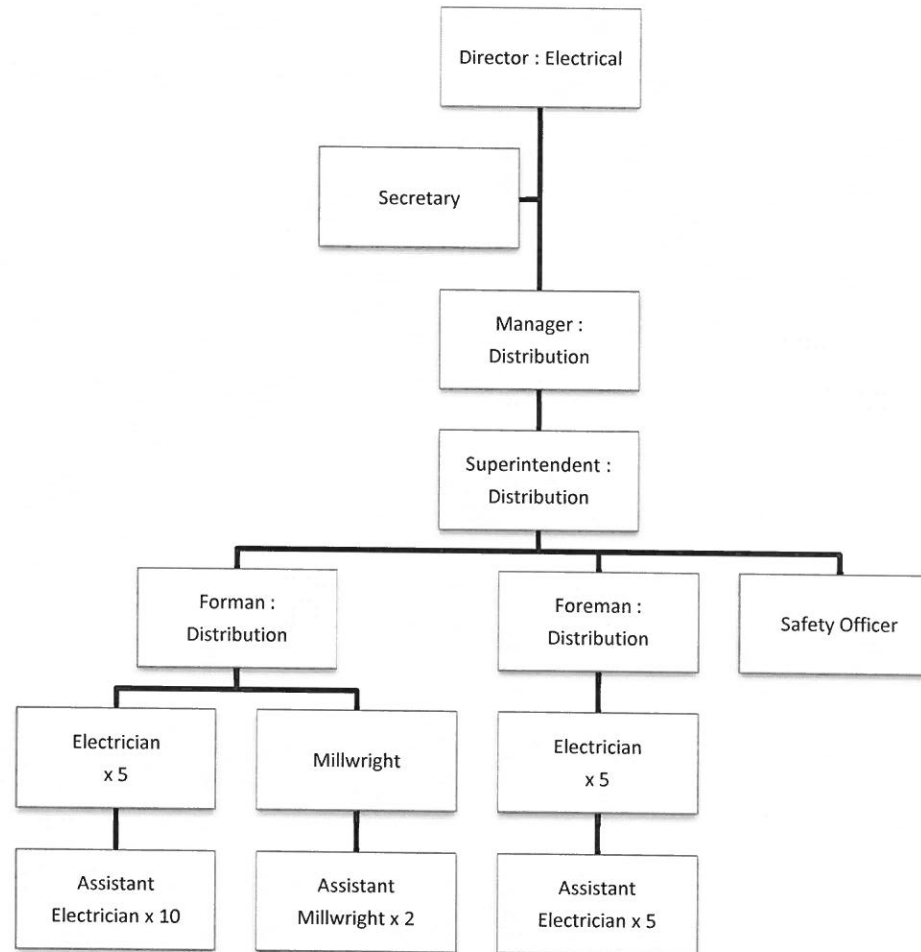


APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

ELECTRICAL / MECHANICAL SERVICES

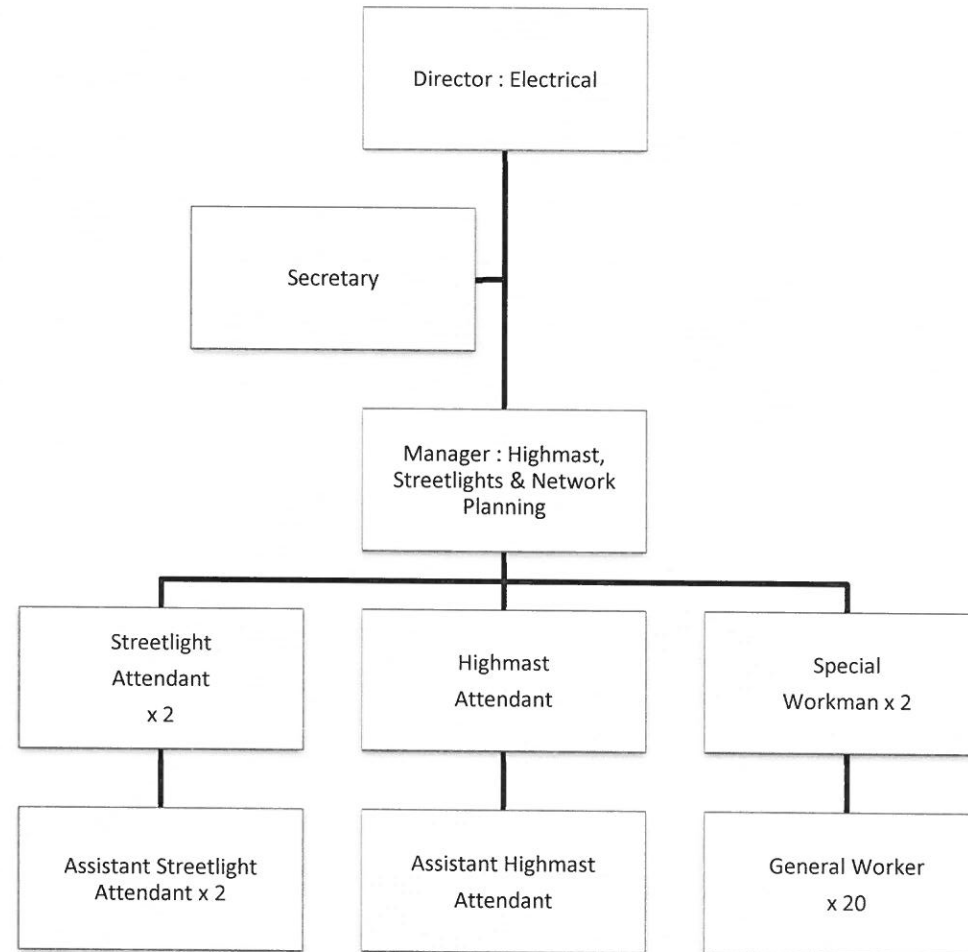


APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

ELECTRICAL / MECHANICAL SERVICES

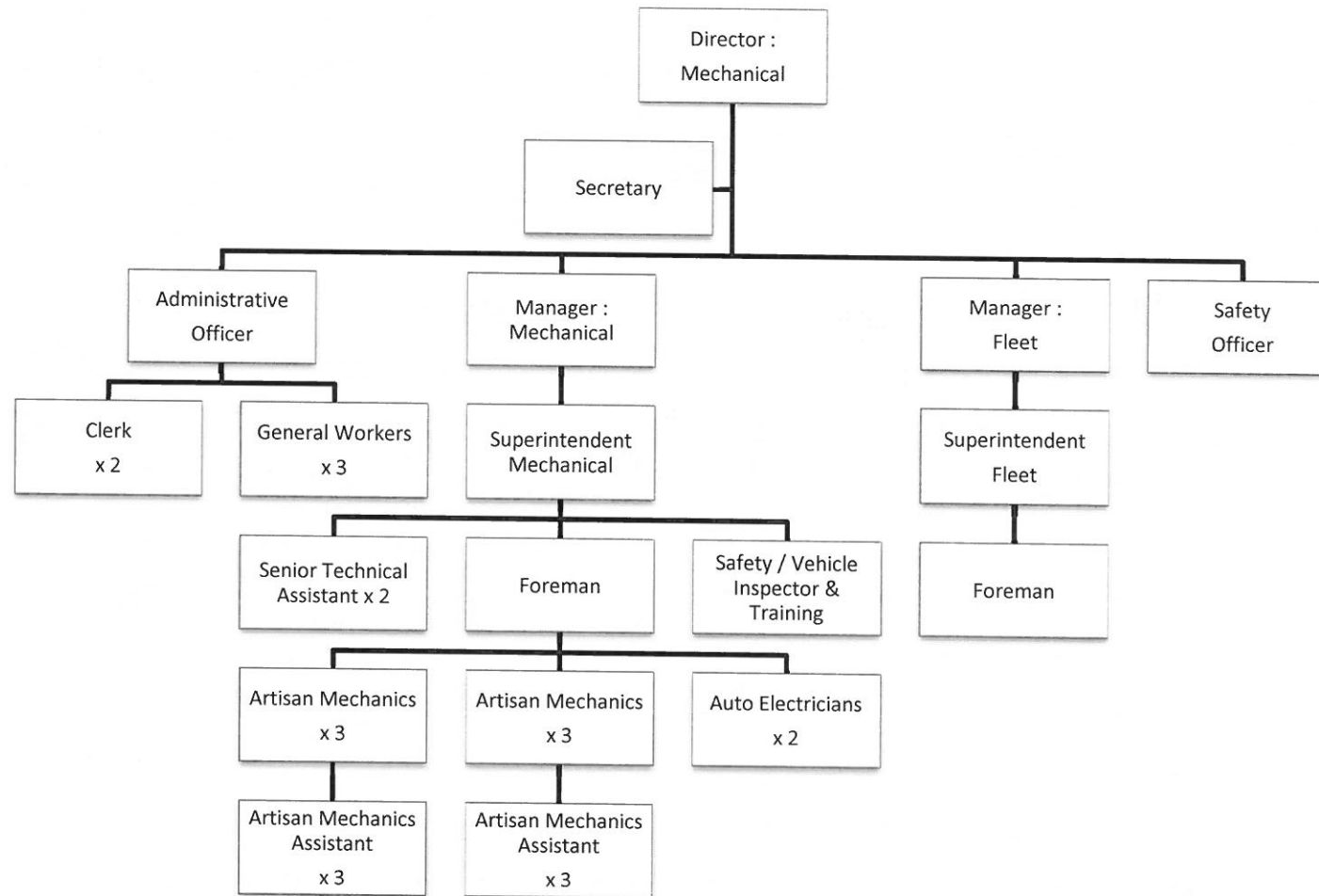


APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

ELECTRICAL / MECHANICAL SERVICES

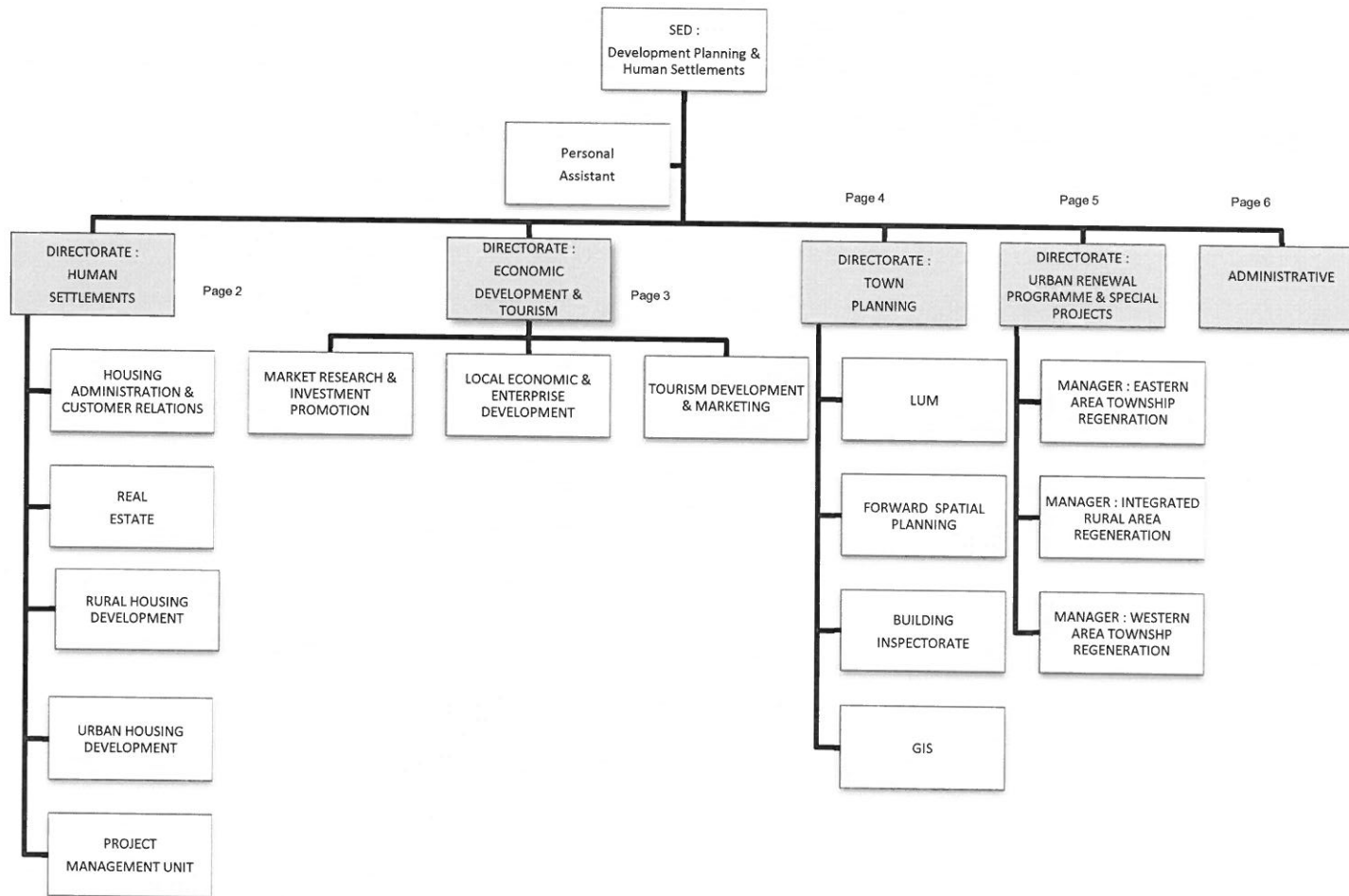


APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

DEVELOPMENT PLANNING & HUMAN SETTLEMENTS



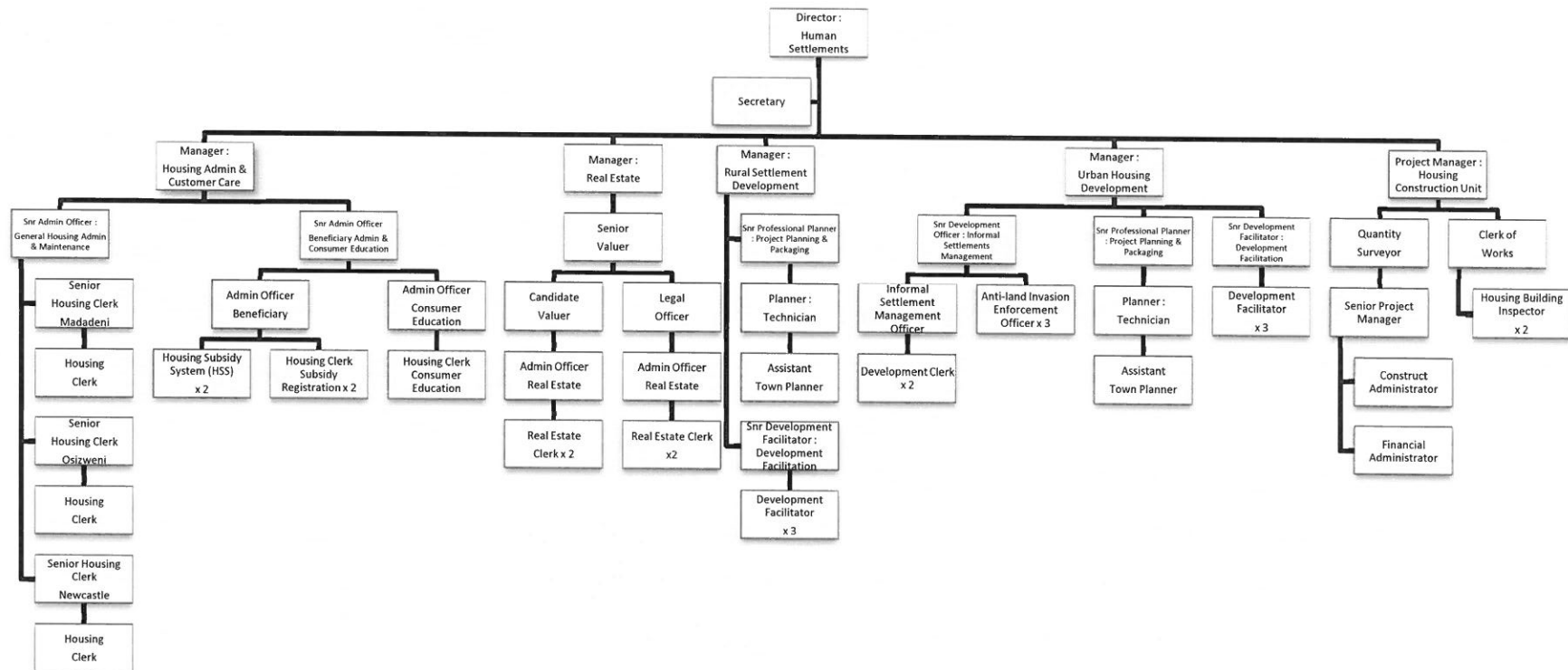
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

DEVELOPMENT PLANNING & HUMAN SETTLEMENTS

HUMAN SETTLEMENTS



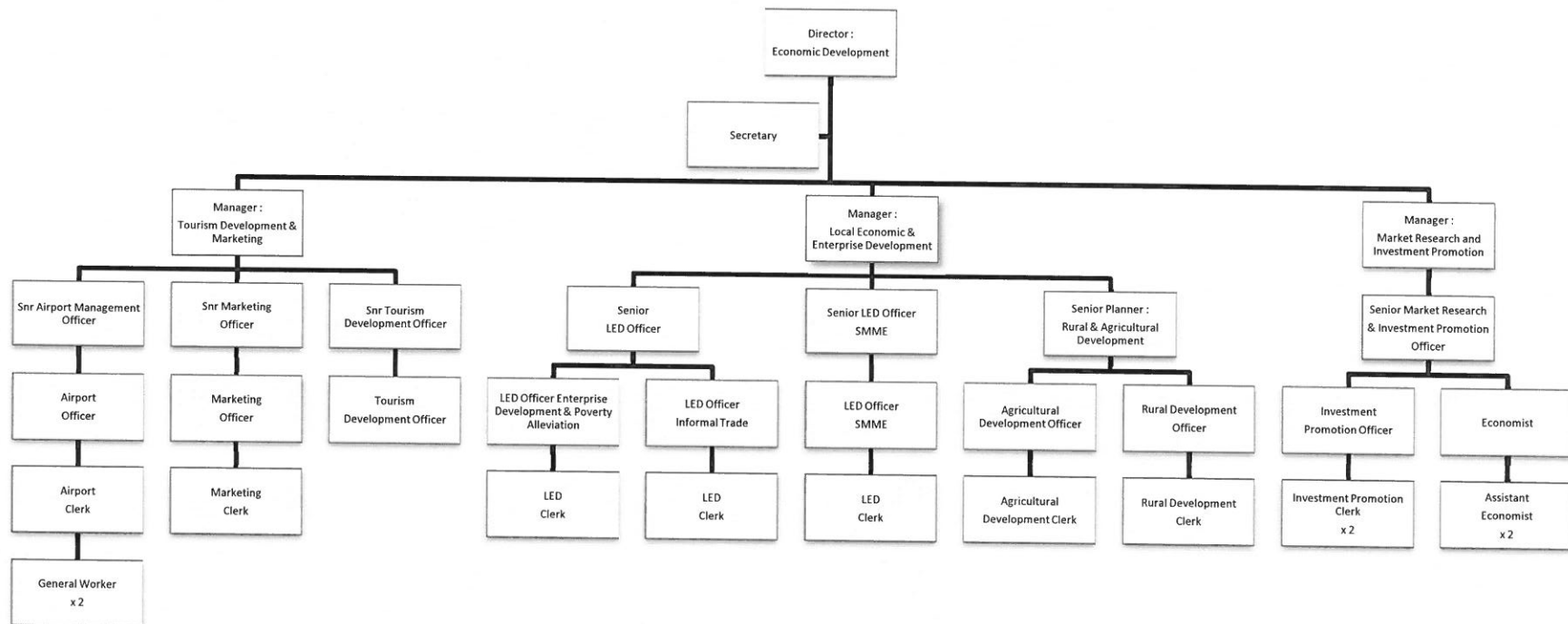
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

DEVELOPMENT PLANNING & HUMAN SETTLEMENTS

ECONOMIC DEVELOPEMENT



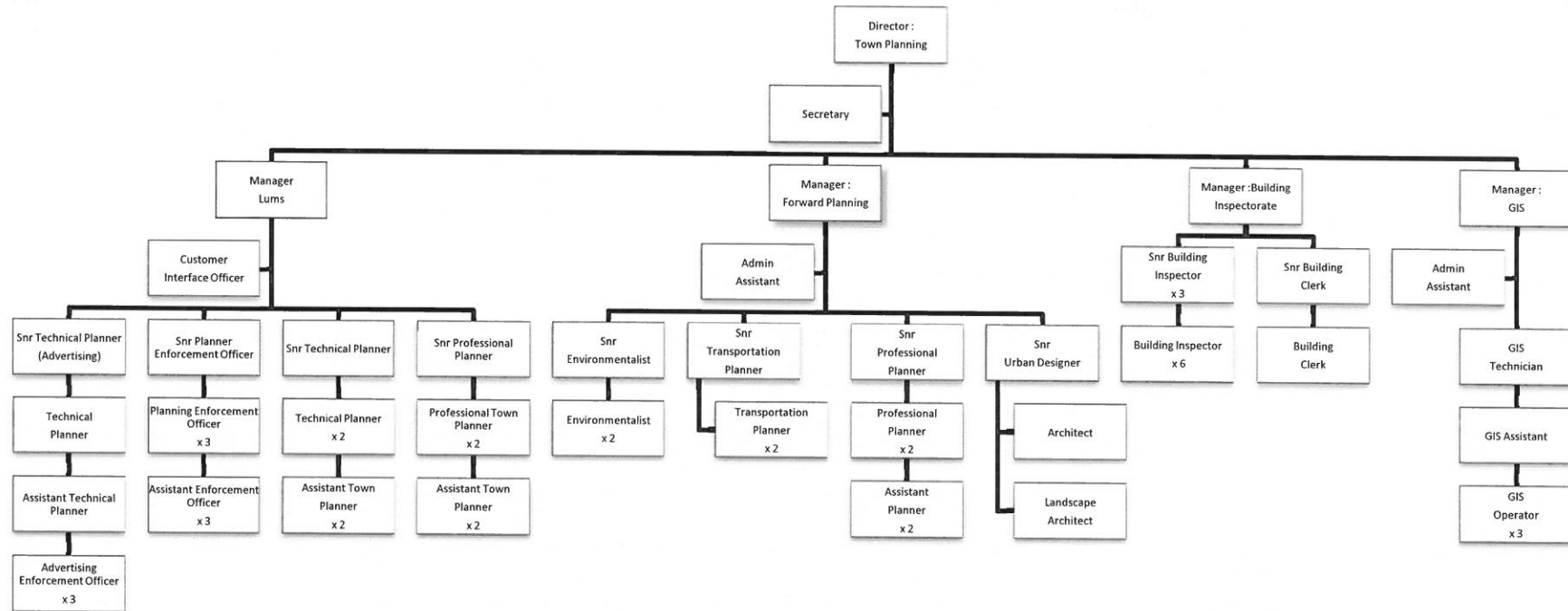
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

DEVELOPMENT PLANNING & HUMAN SETTLEMENTS

TOWN PLANNING



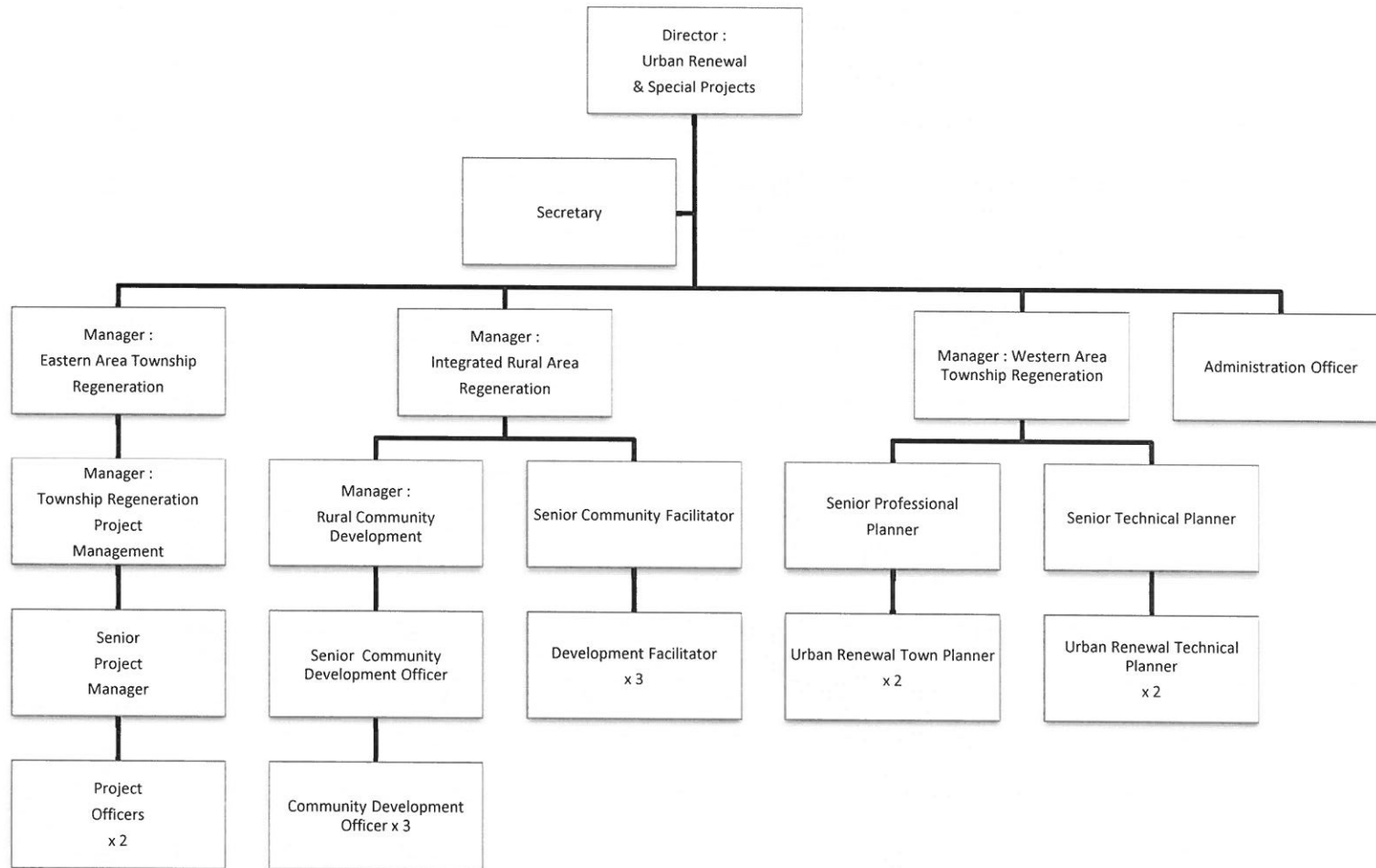
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

DEVELOPMENT PLANNING & HUMAN SETTLEMENTS

URBAN RENEWAL AND SPECIAL PROJECTS



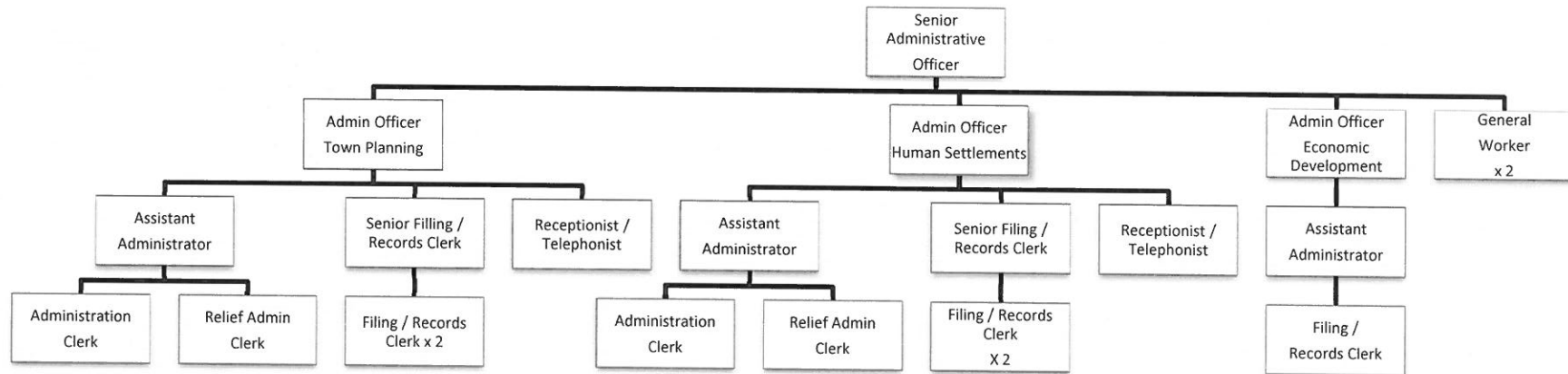
APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

DEVELOPMENT PLANNING & HUMAN SETTLEMENTS

ADMINISTRATION



APPROVED / NOT APPROVED

K MASANGE
MUNICIPAL MANAGER

DATE _____

NEWCASTLE MUNICIPALITY

**MINUTES OF THE SPECIAL COUNCIL MEETING HELD
IN THE SHOW HALL, HARDWICK STREET,
NEWCASTLE ON WEDNESDAY,
18 SEPTEMBER 2013 AT 14:00**

NEWCASTLE MUNICIPAL COUNCIL

SPECIAL MEETING : 18 SEPTEMBER 2013

ATTENDANCE REGISTER

PRESENT

Councillor	M F	Zikhali	:	Speaker
Councillor	M V	Buhali		
Councillor	S S E	Buthelezi		
Councillor	T J	de Jager		
Councillor	F P	Gama		
Councillor	T Z	Hadebe		
Councillor	T S	Hlabisa		
Councillor	M M E	Hlatshwayo		
Councillor	S B	Hlatshwayo		
Councillor	L G	Khoza		
Councillor	C B	Kubheka		
Councillor	S	Kubheka		
Councillor	N P	Kunene		
Councillor	H S	Madonsela		
Councillor	H T	Malindi		
Councillor	N S	Matthews		
Councillor	J S	Mbatha		
Councillor	Z J	Mbatha		
Councillor	M N	Mbokazi		
Councillor	M O	Mdhloso		
Councillor	R N	Mdluli		
Councillor	C N	Mkhize		
Councillor	H N	Mkhwanazi		
Councillor	M G	Mlangeni		
Councillor	M S	Mlangeni		
Councillor	G A	Mncube		
Councillor	N A	Msibi		
Councillor	T M	Mzoneli		
Councillor	R B	Ndim		
Councillor	S G	Ndlovu		
Councillor	M E	Ngcobo		
Councillor	N J	Ngobese		
Councillor	C L	Nhlapho		
Councillor	D J Z	Nkosi		
Councillor	B S	Ntombela		
Councillor	N T	Ntshangase		
Councillor	E M	Nyembe		
Councillor	D O	Shabalala		
Councillor	M	Shunmugam		
Councillor	D M	Sibilwane		
Councillor	S M	Thwala		
Councillor	D E	Tshabalala		
Councillor	T M	Zulu		
Councillor	M E	Zwane		

ABSENT WITH APOLOGY

Councillor	V V	Bam	:	other commitment
Councillor	D R F	Buthelezi	:	ill
Councillor	E J C	Cronje	:	out of town
Councillor	J M E	Damons	:	ill
Councillor	C L	Dube	:	personal circumstances
Councillor	D X	Dube	:	other commitment
Councillor	I	Keeka	:	out of town
Councillor	S B M	Lukhele	:	other commitment
Councillor	A F	Rehman	:	other municipal business
Councillor Dr	J A	Vorster	:	ill
Councillor	E M	Zungu	:	out of town
Councillor	N A	Zwane	:	work commitments

ABSENT WITHOUT APOLOGY

Councillor	M M	Bhekiswayo
Councillor	J K	Gabuza
Councillor	A M M	Mashinini
Councillor	T M	Nzuze
Councillor	S J	Zulu

OFFICIALS PRESENT

Municipal Manager	:	Mr	K	Masange
Strategic Executive Director : Corporate Services	:	Mr	E	Hauptfleisch
Director : Human Resources	:	Ms	T	Mjilo
Senior Administrative Officer	:	Mrs	F J	Hadden
Intern	:	Ms	S	Sithole

1 : OPENING

The Speaker opened the meeting.

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

The meeting was informed that the following councillors had given notice to the effect that it would not be possible for them to attend the meeting :- (Annexure "A")

V V	Bam	I	Keeka
D R F	Buthlezi	S B M	Lukhele
E J C	Cronje	A F	Rehman
J M E	Damons	A J	Vorster
C L	Dube	E M	Zungu
D X	Dube	N A	Zwane

RESOLVED

That Councillors

V V	Bam	I	Keeka
D R F	Buthlezi	S B M	Lukhele
E J C	Cronje	A F	Rehman
J M E	Damons	A J	Vorster
C L	Dube	E M	Zungu
D X	Dube	N A	Zwane

SED:CS(A)
B.S. Ntombela

be granted leave of absence from attending the meeting.

3. RE-ADVERTISEMENT : STRATEGIC EXECUTIVE DIRECTOR : BUDGET AND TREASURY OFFICER / CHIEF FINANCIAL OFFICER : (MM 5/3/5)

Following an "in committee" discussion, it was

RESOLVED

That the position of Strategic Executive Director : Budget and Treasury Office / Chief Financial Officer be re-advertised.

MM

4. APPOINTMENT : AUDIT EXECUTIVE : (MM 5/3/5)**RESOLVED**

- (a) That Ms. S. Chenia be appointed as Audit Executive in the office of the Municipal Manager;
- (b) that the total remuneration package of the incumbent be negotiated with the Municipal Manager, a report in this regard to be submitted to Council.

MM

5. APPOINTMENT : STRATEGIC EXECUTIVE DIRECTOR : ELECTRICAL/MECHANICAL SERVICES : (MM 5/3/5)

RESOLVED

- (a) That Mr. L. Zincume be appointed as Strategic Executive Director : Electrical/Mechanical Services;
- (b) that the total remuneration package of the incumbent be negotiated with the Municipal Manager, a report in this regard to be submitted to Council.

MM

CONCLUSION OF MEETING

There being no further business to discuss, the meeting concluded at 14:30.

CONFIRMED

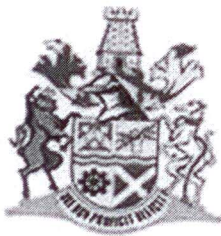
DATE _____

CHAIRPERSON

ANNEXURE

A

**SPECIAL COUNCIL : 2013-09-18
APPLICATION FOR LEAVE OF
ABSENCE**



APPLICATION FOR LEAVE OF ABSENCE
FROM ATTENDING THE SPECIAL COUNCIL MEETING

Due to : (Please tick appropriate block)

<input type="checkbox"/>	Personal Circumstances
<input type="checkbox"/>	Other Work Related Business
<input type="checkbox"/>	Work Commitments
<input type="checkbox"/>	Overseas Trip
<input type="checkbox"/>	Indisposition
<input checked="" type="checkbox"/>	Other (Please Specify) <u>OUT OF TOWN</u> - ILLNESS IN FAMILY

I hereby apply for leave of absence from attending the Ward Committee Meeting
scheduled for **18 SEPTEMBER 2013**

NAME : CLLR. EJC CRONJÉ

SIGNATURE : 

DATE : 17 SEPTEMBER 2013

ITEM 6

QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

ITEM 7

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

ITEM 8

REPORTS OF THE EXECUTIVE COMMITTEE

The Mayor, Cllr. A.F. Rehman, will move that the recommendations of the Executive Committee be considered and that the resolutions of the said committee adopted under powers delegated to the committee and where indicated, be noted.

FOR CONSIDERATION

SPECIAL MEETING HELD ON 2013-09-11

Recommendations A 31 to A 32 (page 4)

SPECIAL MEETING HELD ON 2013-09-12

Recommendation A 33 (page 5)

MEETING HELD ON 2013-09-17

Recommendations A 34 to A 36 (pages 6 to 9)

FOR INFORMATION

SPECIAL MEETING HELD ON 2013-08-28 at 13:30

Resolutions B 199 to B 201 (page 10)

SPECIAL MEETING HELD ON 2013-09-11

Resolutions B 202 to B 203 (page 11)

SPECIAL MEETING HELD ON 2013-09-12

Resolutions B 204 to B 205 (page 12)

MEETING HELD ON 2013-09-17

Resolutions B 206 to B 234 (pages 13 to 29)

ITEM 9

MUNICIPAL PUBLIC ACCOUNTS COMMITTEE : (CS(A) 3/2/2/2/70)

NONE

PART A

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

EXECUTIVE COMMITTEE

SPECIAL MEETING

11 SEPTEMBER 2013

**A31 : INTERVIEW : STRATEGIC EXECUTIVE DIRECTOR : BUDGET AND TREASURY
OFFICE / CHIEF FINANCIAL OFFICER : (MM 5/3/5)**

The item has been disposed of at the special Council meeting held on 18 September 2013

NOTED

A32 : INTERVIEWS : AUDIT EXECUTIVE : (MM 5/3/5)

The item has been disposed of at the special Council meeting held on 18 September 2013

NOTED

EXECUTIVE COMMITTEE

SPECIAL MEETING

12 SEPTEMBER 2013

A33 : INTERVIEWS : STRATEGIC EXECUTIVE DIRECTOR : ELECTRICAL/
MECHANICAL SERVICES : (MM 5/3/5)

The item has been disposed of at the special Council meeting held on 18 September 2013

NOTED

EXECUTIVE COMMITTEE

MEETING

17 SEPTEMBER 2013

A34 : REPORTS OF ANY COMMITTEEA. Development Planning and Human Settlements Portfolio Standing Committee : Meeting held on 10 September 2013(i) Application in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008 : Proposed lease over the remainder of erf 13744 Karbochem Newcastle to create leasehold : (DP&HS(TP) 13/3/5/2 - 13744)RESOLVED TO RECOMMEND

- (a) That in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008, the proposed lease over the remainder of erf 13744 Karbochem, Newcastle, be approved based on the following reasons :-
 - (i) the proposed development will promote the integration of land development which supports each other, the predominant surrounding use which is general industrial will be compatible with the proposed use
 - (ii) the proposed development will promote availability of employment opportunities as a result of the new plant
 - (iii) the proposed land development will ensure that existing resources are optimised, the available vacant land will be optimised by the proposed development
 - (iv) the applicant has demonstrated the need and desirability for the proposed leasehold application to be granted
 - (v) the proposed development will not have a negative impact on the surrounding industrial land since it is of similar nature;
- (b) that the following conditions shall be applicable to the proposed lease :-
 - (i) the property shall conform to the Newcastle Town Planning Scheme controls and its subsequent additions
 - (ii) building plans should be submitted to the Newcastle Municipality : Development Planning and Human Settlements : Building Inspectorate prior to any commencement of construction on the property

SED:DP&HS
M. Shunmugam

- (iii) all hazardous waste generated should be deposited in a properly designated area for that purpose
- (iv) that adequate provision be made for the control and disposal of storm water from erf R/13744 and this shall be to the satisfaction of the Director : Technical Services (Civil)
- (v) that the developer or applicant must liaise with the relevant departments to determine service provision prior to construction of the development
- (vi) an application for water use must be done at the office of the Water Services Manager before any construction work commences
- (vii) that a business, water and sanitation account must be opened by applying a the municipality main office.

SED:DP&HS
M. Shunmugam

(ii) Approval of the LED strategy and its implementation plan : (DP&HS(ED) 13/15/12)

RESOLVED TO RECOMMEND

- (a) That the Local Economic Development strategy and its implementation plan, be approved;
- (b) that the projects that will be pursued by the LED directorate and as identified in this LED strategy implementation plan be approved.

SED:DP&HS
M. Shunmugam

B. Finance Portfolio Standing Committee : Meeting held on 22 July 2013

(i) Indigent application process : Write-off of debt : August 2013 : (BTO 6/7)

RESOLVED TO RECOMMEND

That debt owed by registered indigent account holders processed during the month of August 2013 amounting to R2 462 707,44, be written off against the bad debt reserve.

SED:BTO
A.F. Rehman

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

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

SED:BTO
A.F. Rehman

(iii) **Withdrawals from municipal bank account : Quarter ended June 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, for the quarter ended 30 June 2013, be noted.

SED:BTO
A.F. Rehman

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

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

SED:BTO
A.F. Rehman

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

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

SED:BTO
A.F. Rehman

(vi) **Report on expenditure on staff benefits : Quarter ended 30 June 2013 : (BTO 6/1/1 - 2011/2012)****NOTED****A35 : DISPOSAL OF CAPITAL ASSETS : (BTO 7/2/3/1)****RESOLVED TO RECOMMEND**

- (a) That the Supply Chain Management Unit processes be followed in disposing the redundant and obsolete assets stored in the stores section and in the mechanical

SED:BTO
A.F. Rehman

workshop immediately and be written off from the municipal asset register;

- (b) that the Supply Chain Management Unit processes be followed in disposing the list of assets received from the departments and be written off from the municipal asset register;
- (c) that the assets that could not be found during the physical verification be written off from the asset register;
- (d) that with regard to (a) and (b) the redundant and obsolete assets be auctioned off as per the Supply Chain Management Policy.

SED:BTO
A.F. Rehman

A36 : THE REQUEST TO AMEND THE 2010 COUNCIL RESOLUTION H(i) DATED 6 MAY 2010 IN TERMS OF THE EXPROPRIATION COMPENSATION TO THE AWARDED PEOPLE AND CLAIMANTS - FOR FRIENDLY AND COMPULSORY EXPROPRIATION IN BLAUWBOSCHLAAGTE : (DP&HS (H&L) 13/15/4)

RESOLVED TO RECOMMEND

- (a) That the amendment and the addition of farm portions to be expropriated together with the compulsory farm portions, be approved;
- (b) that the claimants be paid the money agreed upon in the deed of sale agreement signed by landowners and the Municipal Manager.

SED:DP&HS
M. Shunmugam

PART B

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

EXECUTIVE COMMITTEE

SPECIAL MEETING

28 AUGUST 2013 (13:30)

SPECIAL EXECUTIVE COMMITTEE MEETING

28 AUGUST 2013 at 13:30

ATTENDANCE REGISTER

PRESENT

Councillor	A	F	Rehman	:	Mayor
Councillor	T	Z	Hadebe		
Councillor	N	P	Kunene		
Councillor	S	B	M Lukhele		
Councillor	R	N	Mdluli		
Councillor	M		Shunmugam		
Councillor Dr	J	A	Vorster		

ABSENT WITH APOLOGY

Councillor	R	B	Ndim	:	out of town
Councillor	B	S	Ntombela	:	indisposition

OFFICIALS PRESENT

Municipal Manager	:	Mr	K		Masange
Chief of Operations	:	Mr	B	E	Mswane
Executive Manager : Legal Services	:	Mr	E	M	Nkosi
Strategic Executive Director : Budget and Treasury Office	:	Mr	M	J	Mayisela
Strategic Executive Director : Corporate Services	:	Mr	E		Hauptfleisch
Strategic Executive Director : Community Services	:	Mr	M	P	Sithole
SED : DP&HS	:	Ms	N		Thusi
Director : Human Resources	:	Ms	T		Mjilo
Director : IDP	:	Mr	T		Mhlanga
Director : IT	:	Ms	N		Vinkhumbo
Chief Risk Officer	:	Mr	W		Ndlela
Senior Administrative Officer	:	Mrs	F	J	Hadden
Intern Administration	:	Ms	Z		Xulu

B199 : OPENING

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

B200 : APPLICATIONS FOR LEAVE OF ABSENCE : (CS(A) 3/1/4/1)

The meeting was informed that Cllrs. R.B. Ndimba as well as B.S. Ntombela had given notice to the effect that he would not be able to attend the meeting.

RESOLVED

That Cllrs. R.B. Ndimba as well as B.S. Ntombela be granted leave of absence from attending the meeting.

SED:CS(A)
B.S. Ntombela

B201 : CONFIRMATION OF MINUTES

RESOLVED

(a) That the minutes of the meeting of the Executive Committee held on 20 August 2013 be confirmed;

(b) that the minutes of the special Executive Committee held on 28 August 2013 at 09:00, be confirmed.

CONCLUSION OF MEETING

There being no further business to discuss, the meeting concluded at 13:55.

CONFIRMED

DATE

CHAIRPERSON

EXECUTIVE COMMITTEE

SPECIAL MEETING

11 SEPTEMBER 2013

SPECIAL EXECUTIVE COMMITTEE MEETING

11 SEPTEMBER 2013

ATTENDANCE REGISTER

PRESENT

Councillor	A	F	Rehman	:	Chairperson
Councillor	T	Z	Hadebe		
Councillor	N	P	Kunene		
Councillor	S	B	M Lukhele		
Councillor	R	N	Mdluli		
Councillor	M		Shunmugam		
Councillor Dr	J	A	Vorster		

ABSENT WITH APOLOGY

Councillor	R	B	Ndim	:	out of town
Councillor	B	S	Ntombela	:	ill

OFFICIALS PRESENT

Municipal Manager	:	Mr	K	Masange
Strategic Executive Director : Corporate Services	:	Mr	E	Hauptfleisch
Director : Human Resources	:	Ms	T	Mjilo
Personnel Officer	:	Mrs	A	M Taljaard
Acting Assistant Personnel Officer	:	Mr	P	S Sibiya

ALSO IN ATTENDANCE

Chairperson : Audit Committee	:	Ms	T	Ndlela
Shabir Goga Incorporated	:	Mr	I	Peer
IMATU Representative	:	Mr	A	Thulassee
SAMWU Representative	:	Mr	T	Radebe

B202 : OPENING

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

B203 : APPLICATIONS FOR LEAVE OF ABSENCE : (CS(A) 3/1/4/1)

The meeting was informed that Cllrs. R.B. Ndimba as well as B.S. Ntombela had given notice to the effect that they would not be able to attend the meeting.

RESOLVED

That Cllrs. R.B. Ndimba as well as B.S. Ntombela be granted leave of absence from attending the meeting.

SED:CS(A)
B.S. Ntombela

CONCLUSION OF MEETING

There being no further business to discuss, the meeting concluded at 14:35.

CONFIRMED

DATE

CHAIRPERSON

EXECUTIVE COMMITTEE

SPECIAL MEETING

12 SEPTEMBER 2013

SPECIAL EXECUTIVE COMMITTEE MEETING

12 SEPTEMBER 2013

ATTENDANCE REGISTER

Councillor	A	F	Rehman	:	Chairperson
Councillor	T	Z	Hadebe		
Councillor	N	P	Kunene		
Councillor	S	B	M Lukhele		
Councillor	R	N	Mdluli		
Councillor	M		Shunmugam		
Councillor Dr	J	A	Vorster		

ABSENT WITH APOLOGY

Councillor	R	B	Ndimba	:	out of town
Councillor	B	S	Ntombela	:	ill

OFFICIALS PRESENT

Municipal Manager	:	Mr	K	Masange
Strategic Executive Director : Corporate Services	:	Mr	E	Hauptfleisch
Director : Human Resources	:	Ms	T	Mjilo
Personnel Officer	:	Mrs	A	M Taljaard
Acting Assistant Personnel Officer	:	Mr	P	S Sibiya

ALSO IN ATTENDANCE

IMATU Representative	:	Mr	A	Thulassee
SAMWU Representative	:	Mr	C	Z Ndebele

B204 : OPENING

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

B205 : APPLICATIONS FOR LEAVE OF ABSENCE : (CS(A) 3/1/4/1)

The meeting was informed that Cllrs. R.B. Ndimba and B.S. Ntombela had given notice to the effect that they would not be able to attend the meeting.

RESOLVED

That Cllrs. R.B. Ndimba and B.S. Ntombela be granted leave of absence from attending the meeting.

SED:CS(A)
B.S. Ntombela

CONCLUSION OF MEETING

There being no further business to discuss, the meeting concluded at 13:30.

CONFIRMED

DATE

CHAIRPERSON

EXECUTIVE COMMITTEE

MEETING

17 SEPTEMBER 2013

EXECUTIVE COMMITTEE MEETING

17 SEPTEMBER 2013

ATTENDANCE REGISTER

PRESENT

Councillor	A F	Rehman	:	Mayor
Councillor	T Z	Hadebe		
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	N P	Kunene	:	out of town
------------	-----	--------	---	-------------

ALSO PRESENT

Councillor	S M	Thwala	:	Chief Whip
Councillor	M F	Zikhali	:	Speaker

OFFICIALS PRESENT

Municipal Manager	:	Mr	K	Masange
Chief of Operations	:	Mr	B E	Mswane
Executive Manager : Legal Services	:	Mr	E M	Nkosi
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
Strategic Executive Director : Technical Services	:	Mr	S B	Dube
Director : Administration	:	Mrs	D R	Molefe
Director : IT	:	Ms	N	Vinkhumbo
Manager : Internal Audit	:	Mr	S V	Ngwenya
Manager : Performance Management	:	Mrs	N	Ticka-Ragunanan
Chief Risk Officer	:	Mr	W	Ndlela
Senior Administrative Officer	:	Mrs	F J	Hadden
Intern Administration	:	Ms	Z	Xulu

B206 : OPENING

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

B207 : APPLICATIONS FOR LEAVE OF ABSENCE : (CS(A) 3/1/4/1)

The meeting was informed that Cllr. N.P. Kunene had given notice to the effect that she would not be able to attend the meeting.

RESOLVED

That Cllr. N.P. Kunene be granted leave of absence from attending the meeting.

SED:CS(A)
B.S. Ntombela

B208 : OFFICIAL NOTICES

NONE

B209 : UNOPPOSED PROPOSALS BY MAYOR

NONE

B210 : CONFIRMATION OF MINUTES

RESOLVED

- (a) That the minutes of the special meeting of the Executive Committee held on 11 September 2013 be confirmed;
- (b) that the minutes of the special meeting of the Executive Committee held on 12 September 2013, be confirmed.

B211 : QUESTIONS OF WHICH NOTICE HAD BEEN GIVEN

NONE

B212 : MOTIONS OF WHICH NOTICE HAD BEEN GIVEN

NONE

B213 : REPORTS OF ANY COMMITTEE

A. Corporate Services Portfolio Standing Committee : Meeting held on 3 September 2013

RESOLVED

That resolutions B56 to B64 of the Corporate Services Portfolio Standing Committee meeting held on 3 September 2013, be noted.

B.(i) Development Planning and Human Settlements Portfolio Standing Committee : Meeting held on 10 September 2013

RESOLVED

That resolutions B126 to B139 of the Development Planning and Human Settlements Portfolio Standing Committee meeting held on 10 September 2013, be noted.

(ii) Application for the consolidation of portions 1 and 2 of erf 587 Newcastle to form new portion 5 of erf 587 and the rezoning of portion 5 of 587 Newcastle from single residential to general residential 3 in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008 : (DP&HS(TP) 13/3/5/2 - 587)

RESOLVED

That in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008, the consolidation of portion 1 and 2 of erf 587 Newcastle to form portion 5 of erf 587 Newcastle and to rezone portion 5 of erf 587 Newcastle from single residential to general residential 3, be approved based on the following reasons :-

- (i) the proposed development will cater for the growing middle to upper income housing market in Newcastle
- (ii) the proposed development will discourage the phenomenon "urban sprawl" on the outskirts of Newcastle urban edge and contribute to more compact towns and cities
- (iii) the proposed development will encourage the use of previously vacant land within towns and cities, aim to maximise the productivity of land and services.

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

- (iii) Application for the subdivision of erf 15516 Newcastle in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008 : (DP&HS(TP) 13/3/5/2 - 15516)

RESOLVED

- (a) That in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008, the subdivision of erf 15516 Newcastle into portion 1 of erf 15516 and remainder of erf 15516 Newcastle, be approved based on the following reasons :-
- (i) the proposed subdivision will discourage the phenomenon of “urban sprawl” and contribute to more compact towns and cities
 - (ii) the proposed subdivision will encourage the use of previously vacant land within towns and cities, aims to maximise the productivity of land and services
 - (iii) the proposed subdivision will not have any negative impact on the surrounding land uses and it will maintain its current single residential zoning;
- (b) that the proposed subdivision of erf 15516 Newcastle in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008, N°. 2 Nocturn Street, Sunset View, Newcastle, be approved, subject to the following conditions :-
- (i) the property shall conform to the Newcastle Town Planning Scheme controls
 - (ii) building plans should be submitted to the Newcastle Municipality : Development Planning and Human Settlements : Building Inspectorate prior to any commencement of construction on the property
 - (iii) it is recommended that the developer liaise with the relevant departments to determine service provision prior to the construction of any development
 - (iv) as per the electricity supply by-laws and tariff structure an amount of R3 708,37 (incl. VAT) is required for the subdivision of an existing property, this amount is only applicable until the 30th of June 2013, as from the 1st of July 2013 as new request must be submitted

SED:DP&HS
M. Shunmugam

- (v) access to the new property must be gained from Sunray Avenue only
- (vi) the owner shall lodge diagrams relating to the proposed subdivision with the Surveyor General for approval and submit a certified copy of the approved diagram to the municipality within 28 days after the date on which the Surveyor General has approved the diagram.

SED:DP&HS
M. Shunmugam

(iv) Application for the subdivision of the remainder of erf 1061 Newcastle in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008 : (DP&HS(TP) 13/3/5/2 - 1061)

RESOLVED

- (a) That in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008, the subdivision of erf 1061 Newcastle into Sub (A) of the remainder of erf 1061 and remainder of erf 1061 Newcastle, be approved based on the following reasons :-
 - (i) the proposed subdivision will discourage the phenomenon of “urban sprawl” and contribute to more compact towns and cities
 - (ii) Sub (A) of the remainder of erf 1061 will maintain its zoning of single residential and provide for a new dwelling unit
 - (iii) the proposed subdivision will encourage the use of previously vacant land within towns and cities, aims to maximise the productivity of land and services
 - (iv) the proposed subdivision will not have any negative impact on the surrounding land uses and it will maintain its current single residential zoning;
- (b) that the proposed subdivision of the remainder of erf 1061 Newcastle in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008, 14 Henrietta Street, Lennoxton, Newcastle, be approved, subject to the following conditions :-
 - (i) the property shall conform to the Newcastle Town Planning Scheme controls
 - (ii) building plans should be submitted to the Newcastle Municipality : Development Planning and Human Settlements : Building Inspectorate

SED:DP&HS
M. Shunmugam

prior to any commencement of construction on the property

- (iii) it is recommended that the developer liaise with the relevant departments to determine service provision prior to the construction of any development
- (iv) the reticulation cost for a subdivision of an existing property will be R3 708,37 (incl. VAT), this excludes the individual electrical power required for the proposed premise (Sub A) as per the electricity supply by-law and tariff structure as per the owners requirements
- (v) any stormwater drainage necessary to deal with stormwater generated on the property or flowing from adjacent properties which is additional to that drainage allowed for as part of road construction is to be provided by the developer as his expense
- (vi) the water account must be settled in full prior to the approval of the subdivision
- (vii) the owner shall lodge diagrams relating to the proposed subdivision with the Surveyor General for approval and submit a certified copy of the approved diagram to the municipality within 28 days after the date on which the Surveyor General has approved the diagram.

SED:DP&HS
M. Shunmugam

- (v) **Application for special consent for the establishment of a frail care facility on erf 3414 Newcastle, 15 Geelhout Street, Arbor Park : (DP&HS(TP) 13/3/4/1 - 3414)**

RESOLVED

- (a) That in terms of section 67 of the Town Planning Ordinance, N°. 27 of 1949, as amended, the application for special consent to establish a Frail Care Facility on erf 3414, Newcastle, not be approved for the following reasons:-
 - (i) it is in contradiction with the Newcastle Town Planning Scheme and the Newcastle home based business policy as outlined in the report
 - (ii) it is not compatible with the surroundings in the vicinity;
- (b) that the applicant be informed of Council's decision not to approve the special consent application, and

SED:DP&HS
M. Shunmugam

also be informed of his/her right to appeal to the Appeal's Board in terms of Section 67 ter of the Ordinance, within 28 days of being notified of Council's decision. The Appeal should be forwarded to The Town Planning Appeals Board at Private Bag X9123, Pietermaritzburg, 3200.

SED:DP&HS
M. Shunmugam

- (vi) **Application for the rezoning of erf 15532 Newcastle from single residential to general residential 3 in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008 : (DP&HS/TP) 13/3/3-15532)**

RESOLVED

- (a) That in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008, the rezoning of erf 15532 Newcastle from single residential to general residential 3, be approved based on the following reasons :-
- (i) the proposed development will cater for the growing middle to upper income housing market in Newcastle
 - (ii) the proposed development will discourage the phenomenon to “urban sprawl” on the outskirts of Newcastle urban edge and contribute to more compact towns and cities
 - (iii) the proposed development will encourage the use of previously vacant land within towns and cities, aims to maximise the productivity of land and services.
 - (iv) the proposed development will not have a negative impact on the surrounding industrial land since the predominant land use in the area is residential;
- (b) that the proposed amendment of the Newcastle Town Planning Scheme in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008, for the rezoning of erf 15532 Newcastle, N°. 39 - 41 Paddock Street, Pioneer Park from single residential to general residential 3, be approved, subject to the following conditions :-
- (i) stormwater should not be concentrated and any channel stormwater must be connected/dis-charged into the municipal system, all costs incurred as a result of these requirements, shall be borne entirely by the developer

SED:DP&HS
M. Shunmugam

- (ii) the property shall conform to the Newcastle Town Planning Scheme controls and its subsequent additions
- (iii) building plans should be submitted to the Newcastle Municipality : Development Planning and Human Settlements : Building Inspectorate prior to any commencement of construction on the property
- (iv) attention is drawn to the bulk sewer servitude running along the rear of the property, no permanent structures are allowed within this servitude
- (v) all water and sewer accounts to be settled prior to the approval of the rezoning of erf 15532 Newcastle
- (vi) arrangements must be made with the electrical department and the contractor for the supply of the three phase power supply required.

SED:DP&HS
M. Shunmugam

- (vii) **Application in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008 : Proposed new township (St Leger) outside the area of the town planning scheme for the purposes of establishing affordable housing development and deletion of restrictive conditions relating to this land : The remainder of the Farm Boschhoek N°. 3345 - HS Newcastle : (DP&HS(TP) 13/3/5/2 - R/3345 BOSCHHOEK FARM)**

RESOLVED

That in terms of the KwaZulu-Natal Planning and Development Act, N°. 6 of 2008, the proposed new township outside the area of the Town Planning Scheme, be approved based on the following reasons :-

- (i) subdivide the remainder of the Farm Boschhoek N°. 3345 to create approximately 2 370 erven (for the purpose of establishing residential, worship, crèche, public open space, educational, place of assembly, commercial and roads) as per layout N°. 562#4
- (ii) zoning of the proposed township be compliant with the Newcastle Town Planning Scheme as part of the report
- (iii) that Council approves of the phase in approach as proposed by the applicant
- (iv) the developer to note that water and sewer services will only be available for 300 erven after bulk upgrades have been done for Siyahlalala Housing

SED:DP&HS
M. Shunmugam

SED:DP&HS
M. Shunmugam

Development, it will be expected that this is the first phase to commence with.

SED:DP&HS
M. Shunmugam

(viii) Environmental management framework grant fund : Appropriation of unspent grant in the 2013/2014 capital budget : (DP&HS(TP) 69/2010)

RESOLVED

That the appropriation of the unspent amount of R953 500,00 into the 2013/2014 capital budget, be noted and approved.

SED:DP&HS
M. Shunmugam

(ix) Reviewed policy for the placement of shipping containers on areas under the jurisdiction of the Newcastle Municipality : (DP&HS(TP) 13/6/3)

RESOLVED

- (a) That the draft policy for the placement of the shipping containers, be approved;
- (b) that the draft policy referred to in (a) above be advertised for a period not less than 21 days to afford public participation.

SED:DP&HS
M. Shunmugam

(x) Identification of vacant sites for residential, commercial and industrial purposes within the Newcastle Municipality : working towards a growth management strategy : (DP&HS(TP) 14/4/48)

RESOLVED

That the report on identification of vacant site for residential commercial and industrial purposes within the Newcastle Municipality, be noted and workshopped with all councillors.

SED:DP&HS
M. Shunmugam

(xi) Towards a renaming of streets and buildings policy for Newcastle Municipality : (DP&HS(TP) 13/13/2)

RESOLVED

That the initiative to process the formulation of a policy, by the department of Development Planning and Human Settlements, to guide the renaming of streets and buildings in Newcastle, be noted.

SED:DP&HS
M. Shunmugam

(xii) Status quo report : Call centre in Newcastle : (DP&HS(ED) 13/15/11)**RESOLVED**

- (a) That Council note that Department of Economic Development and Tourism (DEDT) is prepared to transfer the assets of the old call centre to the municipality free of charge;
- (b) that in view of uncertainty regarding outstanding legal issues and the fact that Council did not make provision in the current budget for the operation of the centre, DEDT, be advised that Council cannot take over the assets;
- (c) that should DEDT be prepared to financially assist in the sponsoring of the rental and other cost as well as make arrangements with the landlord regarding the outstanding rentals then the Council will be prepared to reconsider the matter;
- (d) that it be noted that the arrangement in (c) above will enable the municipality to call for expressions of interest from private call centre operators and to transfer the assets to any successful operator at conditions to be determined by the Council;
- (e) that if (d) above is not acceptable to DEDT then the Council will not have any objection if they should call for expressions of interest from private call centre operators.

SED:DP&HS
M. Shunmugam

(xiii) Report on airport charges levied at Newcastle Airport : (DP&HS(ED) 17/7/1)**RESOLVED**

- (a) That the report pertaining to the airport charges levied at the Newcastle Airport be referred back;
- (b) that the Municipal Manager, the Strategic Executive Director : Development Planning and Human Settlements as well as the Manager : Tourism be mandated to deal with the concerns expressed and the urgent matters emanating therefrom, a holistic report to be submitted at the next meeting of the Executive Committee.

SED:DP&HS
M. Shunmugam

(xiv) Role of events in Newcastle Municipality to promote economic development and tourism activities and a benchmark against best practices from five different municipalities around South Africa : (DP&HS(ED) 19/1/5/42)

RESOLVED

- (a) That the benchmark study done against some best practices in local government in understanding the role of events promotion in a municipality, be noted;
- (b) that feedback reports on the events supported by municipalities which includes the Newcastle Air show 2013 and Siyabonga Challenge Youth Festival, be noted;
- (c) that the preliminary list of events identified for financial and non-financial support by the municipality, be noted;
- (d) that in terms of the abovementioned list, events be prioritised that will be financially assisted by the municipality in the 2013/2014 financial year and omitted/additional events to also form part of the submissions to be forwarded to the department by no later than 31 October 2013;
- (e) that once the final priority list has been completed with submission from political structures, a further report with financial implications be submitted to Council for final approval and prioritisation as part of the mid-year budget adjustment process.

SED:DP&HS
M. Shunmugam

(xv) Netherlands Fellowship Programmes (NFP) 2014/2015 : Nomination of Miss. E.H. Hlophe to partake in the MSC : Urban management and development course 2014 in the Netherlands : (DP&HS 5/6/3/3)

RESOLVED

- (a) That the nomination of Miss. Nombuso Hlophe to participate in furthering her education in the Netherlands and partaking in the 12 months MSc : Urban Management and Development course, be approved, subject to the following :-
 - (i) that she is released for the period of 12 months commencing in October 2014 to September 2015
 - (ii) that during this period she continues receiving her full salary and benefits

SED:DP&HS
M. Shunmugam

- (iii) that she will be able to return to an equivalent position after the termination of the fellowship period
- (iv) that a contract be entered into between the Newcastle Municipality and Ms. N. Hlophe to the effect that, on completion of her course, she remain in the employ of the Newcastle Municipality for a period of at least two years failing which all monies paid to her be refunded on a pro-rate basis with each month representing $\frac{1}{24}$ of the total expenditure;
- (b) that the policy with regard to employees being nominated to partake in courses outside South Africa be submitted to the Executive Committee.

SED:DP&HS
M. Shunmugam

SED:CS(HR)
B.S. Ntombela

C. Finance Portfolio Standing Committee : Meeting held on 12 September 2013

RESOLVED

That resolutions B102 to B112 of the Finance Portfolio Standing Committee meeting held on 12 September 2013, be noted.

B214 : URGENT MATTERS

(i) SALGA : Joint meeting : Executive Committee and SAMWU : (CS(A) 3/1/3)

The Strategic Executive Director : Corporate Services reported that upon a request to SALGA to facilitate a joint meeting between the Executive Committee and SAMWU, SALGA have indicated that they would be available on 2 October 2013.

A response in this regard is still being awaited from SAMWU.

NOTED

(ii) Joint meeting : Executive Committee and Department of Economic Development : (DP&HS 3/1/3)

RESOLVED

That a special meeting between the Executive Committee and the Department of Economic Development to consider matters of concern be scheduled on a date to be determined.

SED:DP&HS
M. Shunmugam

(iii) **Workshop : SDBIP's and risk report : (MM 6/1/1 - 2013/2014)**

RESOLVED

That a workshop with regards to the SDBIP's as well as the risk report be scheduled as soon as possible.

MM

B215 : STAFF MOVEMENTS : AUGUST 2013 : (CS(A) 5/1/1/1)

NOTED

B216 : SALGA : DISCIPLINARY ACTION BY MUNICIPAL MANAGER : (CS(A) 5/3/5)

NOTED

B217 : SALGA : SALARY INCREASES : SECTION 57 EMPLOYEES : (CS(A) 5/3/5)

NOTED

B218 : SALGA : NATIONAL MEMBERS ASSEMBLY : (CS(A) 19/1/1/1)

RESOLVED

(a) That the following councillors be nominated to attend the SALGA National Members Assembly scheduled for 27 to 29 November 2013 :-

- R.N. Mdluli
- R.B. Ndimma
- B.S. Ntombela
- A.F. Rehman;

(b) that Cllr. B.S. Ntombela be mandated to vote on behalf of the Newcastle Municipality at the National Members Assembly;

(c) that the 5th delegate to the National Members Assembly be the Municipal Manager or his nominee.

SED:CS(A)
B.S. Ntombela

B219 : KZN : CoGta : PROVINCIAL GAZETTE N°. 926 : TRADITIONAL LEADERS : (CS(A) 3/1/8)

RESOLVED

That the proposed workshop by CoGta pertaining to Traditional Leaders be referred to the Speaker to determine a date for such workshop.

SED:CS(A)
B.S. Ntombela

B220 : CONSTRUCTION OF COUNCILLORS' OFFICES : (CS(A) 7/1/1/1)

RESOLVED

That the report be referred back and be resubmitted after Cllr. B.S. Ntombela has had further discussions with the Council's various political caucuses.

SED:CS(A)
B.S. Ntombela

B221 : SALGA : MEMBERSHIP FEES : 2013/2014 : (CS(A) 19/1/1/28)

RESOLVED

That it be noted that the Strategic Executive Director : Budget and Treasury Office has confirmed that payment of the amount of R2 521 737,00 for SALGA membership fees for the 2013/2014 financial year has been effected.

SED:CS(A)
B.S. Ntombela

B222 : PROVISION OF POUND KEEPING SERVICES : ANIMAL POUND : (CS 12/8/2)

RESOLVED

That the report be withdrawn and be considered at the Community Services Portfolio Standing Committee meeting.

SED:CS
N.P. Kunene

B223 : CONSTRUCTION OF CHARLESTOWN COMMUNITY HALL AND LIBRARY : (CS 16/2/3)

RESOLVED

- (a) That the Charlestown Community Hall and Library be constructed on the current Council-owned property;
- (b) that the Town Planning department proceed with the registration and subdivision of the site for the purpose of constructing the Community Hall and Library.

SED:CS
N.P. Kunene

B224 : ESTABLISHMENT OF AN INTEGRATED COMMUNICATION CENTRE FOR COMMUNITY SERVICES DEPARTMENT : (CS 12/3/2/2)

RESOLVED

That the report pertaining to the establishment of an integrated communications centre for Community Services be referred to the Community Services Portfolio Standing Committee.

SED:CS
N.P. Kunene

B225 : PERFORMANCE AGREEMENTS FOR MUNICIPAL MANAGER AND MANAGERS REPORTING DIRECTLY TO THE MUNICIPAL MANAGER : (MM 2/1/2)

RESOLVED

- (a) That the performance agreements as concluded in terms of the section 57 of the Local Governance : Municipal Systems Act, N°. 32 of 200 ("the Systems Act") and the Local Government : Municipal Performance Regulations for Municipal Managers and Managers directly accountable to Municipal Managers, 2006, be noted;
- (b) that it be noted that the performance agreements were submitted to the MEC for CoGta on 14 August 2013.

MM

B226 : ANNUAL PERFORMANCE REPORT : 2012/2013 : (MM 2/1/2)

RESOLVED

That the Annual Performance Report 2012/2013 as submitted to the Office of the Auditor-General, be noted.

MM

B227 : REVISED PIP AND CASH FLOW FOR WATER SERVICES AUTHORITY (WSA) AND PROJECT MANAGEMENT UNIT (PMU) : (TS 11/4/2/1/4)

RESOLVED

That the cash flows and Project Implementation Plans for Performance Management System, to use during performance evaluations on Technical Services Water Services Authority and Performance Management Unit sector, be approved.

SED:TS
R.N. MdIuli

B228 : URGENT NEED TO FIX RAW WATER PIPELINE SUPPORT : WATER AND SANITATION PROJECTS : (TS 11/4/2/1/4)

RESOLVED

- (a) That an amount of R700 000,00 from cost centre 010 701 010 239 be made available to repair the raw water pipeline supports;
- (b) that it be noted that the amount referred to in (a) will be refunded once funding from DWA for the planned approved emergency upgrade of Ngagane Water Works and associated infrastructure project has been received.

SED:TS
R.N. Mdluli

B229 : WATER SMART METER : WATER AND SANITATION PROJECTS : (TS 11/4/2/1/4)

NOTED

B230 : SECTION 71 : MONTHLY BUDGET STATEMENT : NATIONAL REPORTING STANDARD : MONTH TWO : 31 AUGUST 2013 : (BTO 6/1/1 - 2013/2014)

RESOLVED

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

B231 : SAVINGS FROM CAPITAL PROJECTS FOR THE YEAR ENDED 30 JUNE 2013 : SEPTEMBER 2013 : (BTO 6/1/1 - 2012/2013)

RESOLVED

That the savings realised from capital projects that were implemented during the 2012/2013 financial year be noted.

SED:BTO
A.F. Rehman

B232 : AMENDMENTS ON A1 SCHEDULE 2013/2014 : (BTO 6/1/1 - 2013/2014)**RESOLVED**

That the corrections on the A1 schedule in respect of the 2009/2010, 2010/2011 and 2011/2012 audit outcomes for the financial performance and financial position be noted and approved.

SED:BTO
A.F. Rehman

B233 : PROPOSED MISSION TO TAIWAN : (ED 14/4/48/9)**RESOLVED**

- (a) That the invitation that has been received from Amajuba Aquaponics for the Director : Economic Development to accompany them on a visit to Taiwan for a period of 7 days to study the Eel farming business in Taiwan, be approved;
- (b) that the Amajuba Aquaponics (Pty) Ltd. will pay the travel and accommodation expenses to and in Taiwan, whilst Council will only be responsible for the normal subsistence and travelling of US150 per day;
- (c) that it be noted that there is sufficient funds available on cost centre 010 121 010 270 to accommodate this expenses.

SED:DP&HS
M. Shunmugam

B234 : DEPARTMENT ARTS AND CULTURE : GRANT FUNDING : 2013/2014 : (C&A 6/4/1)**RESOLVED**

- (a) That the grant funding in the amount of R5 076 000 received from the Department : Arts and Culture be accepted with appreciation;
- (b) that approval be granted that the amount of R1 820 819 be allocated towards the operational budget for 2013/2014;
- (c) that the amount of R2 649 022 be allocated towards the operational budget for 2013/2014;
- (d) that the IDP be amended accordingly.

SED:CS(C&A)
N.P. Kunene

CONCLUSION OF MEETING

There being no further business to discuss, the meeting concluded at 12:30.

CONFIRMED

2013-09-25
DATE

CHAIRPERSON