

PROVINCE OF THE EASTERN CAPE
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(Extraordinary)

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PROVINCIAL NOTICE

No. 14

31 March 2011

PROVINCE OF THE EASTERN CAPE**DEPARTMENT OF LOCAL GOVERNMENT AND TRADITIONAL AFFAIRS****PUBLIC ATION FOR PUBLIC COMMENT**

PROPOSED AMENDMENT OF PARAGRAPH THREE (3) AND SEVEN (7) OF THE PROVINCIAL GAZETTE No. 687(Extraordinary) DATED 02 DECEMBER 2000 AS AMENDED AND PARAGRAPH THREE (3) AND EIGHT (8) OF THE PROVINCIAL GAZETTE No.2464 (Extraordinary) DATED 10 NOVEMBER 2010 AS AMENDED ISSUED IN TERMS OF SECTION 12 OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998 (ACT NO. 117 OF 1998) AS AMENDED.

1. In terms of Section 16 (3) (c) of the Local Government: Municipal Structures Act, 1998, (Act No. 117 of 1998), the amendment per attached schedules is hereby published for public comment before their enactment.
2. Comments must please be submitted in writing to:
The Superintendent General
Attention: Mr Ndinisa
Department of Local Government and Traditional Affairs
Private Bag X 0035
Bisho
5605
3. Comments must be faxed to facsimile number (040) 609 5959 at the above address.
4. Comments must be submitted within fourteen (14) days of the date of publication in the Provincial Gazette.

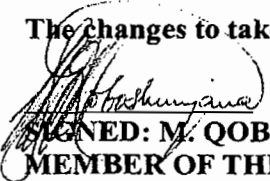
I, MLIBO QOBOSHIYANE, Member of the Executive Council responsible for Local Government in the Province of the Eastern Cape, after the consultation process prescribed in Section 16(3) (b) of the Local Government: Municipal Structures Act, 1998, (Act No. 117 of 1998), as amended, propose to change the types of Sakhisizwe and Sundays River Valley Local Municipalities as per attached schedules:

- **Change Paragraph 3 of Part 10 in the Provincial Notice No 105 [Sakhisizwe Local Municipality] published in the Provincial Gazette No. 687 (Extraordinary) dated 02 December 2000 as amended and of Part 5 in the Provincial Notice No.36 [Sundays River Valley Local Municipality] published in the Provincial Gazette No.2464 dated 10 November 2010 as amended from a type described in section 3(f)of the Determined of Types of Municipality Act, 2000 (Act 5 of 2000 EC) [namely, a municipality with a plenary executive system combined with a ward participatory system] to 3(b) [namely, a municipality with a collective executive system combined with ward participatory system] in terms of Section 16 (1) (a) of the Local Government Act, 1998 (Act 117 of 1998) as amended.**

- **Change Paragraph 7 of Part 10 in the Provincial Notice No 105 [Sakhisizwe Local Municipality]published in the Provincial Gazette No. 687 (Extraordinary) dated 02 December 2000 from [the council of the local municipality may not designate any office-bearers as full-time to [the council of the local municipality may, subject to the conditions contained in paragraph 6(2) in this Part, designate any of the following office-bearers as full-time] in terms of Section 16 (1) (d) of the Local Government Act, 1998 (Act 117 of 1998) as amended. In this case referring to;**
 - (a) Mayor
 - (b) Speaker
 - (c) Members of the Executive Committee

- **Change Paragraph 8 of Part 5 in the Provincial Notice No.36 [Sundays River Valley Local Municipality] published in the Provincial Gazette No. 2464 (Extraordinary) dated 10 November 2010 from [the Council of the Local Municipality may, subject to the conditions contained in paragraph 7(2) in this Part, designate the Speaker as fulltime] to [the Council of the Local Municipality may, subject to the conditions contained in paragraph 7(2) in this Part, designate the following office bearer as fulltime:**
 - (a) Mayor
 - (b) Speaker
 - (c) Members of the Executive Committee

The changes to take effect after 2011 Local Government Elections.


SIGNED: M. QOBOSHIYANE

MEMBER OF THE EXECUTIVE COUNCIL RESPONSIBLE FOR LOCAL
GOVERNMENT – PROVINCE OF THE EASTERN CAPE

DATE: 13/3/2011

SCHEDULE**NOTICE NO.105****PART 10 [SAKHISIZWE LOCAL MUNICIPALITY]****ESTABLISHMENT OF MUNICIPALITY**

By substituting paragraph 3 of Part 10 of Provincial Notice No. 105 of 2000 published in the Provincial Gazette No. 687 (Extraordinary) dated 02 December 2000 with the following paragraph:

TYPE

3. The local municipality is of a type as described in Section 3(b) of the Determination of Type of municipality Act, 2000, (Act 5 of 2000 EC) [a municipality with a collective executive system combined with ward participatory system]

ESTABLISHMENT OF MUNICIPALITY

By substituting paragraph 7 of Part 10 of Provincial Notice No. 105 of 2000 published in the Provincial Gazette No. 687 (Extraordinary) dated 02 December 2000 with the following paragraph:

FULL TIME COUNCILORS, IF ANY

7. The council of the local municipality may, subject to the conditions contained in paragraph 6(2) in this Part, designate any of the following office-bearers as full-time:

- (a) Mayor**
- (b) Speaker**
- (c) Members of the Executive Committee**

NOTICE NO. 36**PART 5 [SUNDAYS RIVER VALLEY LOCAL MUNICIPALITY]****ESTABLISHMENT OF MUNICIPALITY**

By substituting paragraph 3 of Part 5 of Provincial Notice No. 36 of 2010 published in the Provincial Gazette No. 2464 (Extraordinary) dated 10 November 2010 with the following paragraph:

TYPE

3. The local municipality is of a type as described in Section 3(b) of the Determination of Type of municipality Act, 2000, (Act 5 of 2000 EC) [a municipality with a collective executive system combined with ward participatory system]

ESTABLISHMENT OF MUNICIPALITY

By substituting paragraph 8 of Part 5 of Provincial Notice No. 36 of 2010 published in the Provincial Gazette No. 2464 (Extraordinary) dated 10 November 2010 with the following paragraph:

FULL TIME COUNCILORS, IF ANY

8. The council of the local municipality may, subject to the conditions contained in paragraph 7(2) in this Part, designate any of the following office-bearers as full-time:

- (a) Mayor**
 - (b) Speaker**
 - (c) Members of the Executive Committee**
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