



PROVINCE OF THE EASTERN CAPE  
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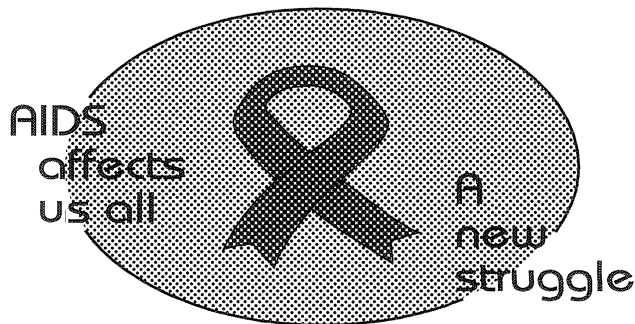
# Provincial Gazette Igazethi Yephondo Provinsiale Koerant

Vol. 19

BISHO/  
KING WILLIAM'S TOWN, 12 NOVEMBER 2012

**No. 2857**  
(Extraordinary)

**We all have the power to prevent AIDS**



**AIDS  
HELPLINE**

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DEPARTMENT OF HEALTH

**Prevention is the cure**

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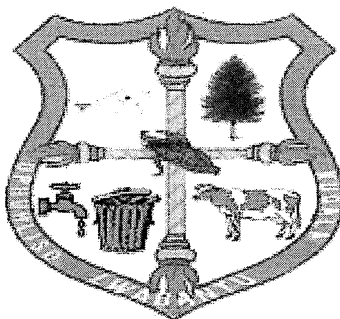
## LOCAL AUTHORITY NOTICE

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No. 69

# INGQUZA HILL LOCAL MUNICIPALITY EASTERN CAPE

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## RATES BY- LAW

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# INGQUZA HILL LOCAL MUNICIPALITY

PROVINCE OF THE EASTERN CAPE

135 Main Street  
PO BOX 14  
Flagstaff  
4810  
TEL 039 252 0131/61  
Fax



66 Main Street.  
PO BOX 7  
LUSIKISIKI  
4820  
TEL 039 253 1568/1096

## NOTICE 30/2012

### RATES TO BE LEVIED FOR FINANCIAL YEAR 1 JULY 2012 TO 30 JUNE 2013 FOR INGQUZA HILL LOCAL MUNICIPALITY

Notice is hereby given that the Council has, interms of Section 30(2) of the Local Government: Municipal Structures Act, Act 117 of 1998(as amended) and the Local Government: Municipal Systems Act, Act 32 of 2000, the Municipality's Property Rates Policy and Chapter 4 of the Local Government: Municipal Finance Management Act 56 OF 2003, levied the following rates in the Rand on the various categories of properties within the municipal area, as set out below, for the financial year 1 July 2012 to 30 June 2013:

#### Tariffs

Category	Cent / Rand
Business and commercial property	0.020
Residential property	0.015
Agricultural property and Smallholdings	0.020
Government property	0.020
State- owned Infrastructure property	0.020

Full details of the conditions pertaining to the rebates and exemptions are contained in the Council's Rates Policy, which is available for inspection at the aforementioned Centres or may be views on the Council's website: [www.ihlm.gov.za](http://www.ihlm.gov.za).

Applications for exemption and/ or rebates in terms of the council's Rates Policy may be made in writing and submitted by no later than 31 July 2012 to:

The Accountant: Revenue  
Ingquza Hill Local Municipality  
Budget and Treasury Office  
P.O. Box 14  
Flagstaff  
4810

For enquiries phone 039 252 0131

M. Fihlani  
Municipal Manager  
04 October 2012

INGQUZA HILL LOCAL MUNICIPALITY



Uphuhliso Lwabantu Kuqala

## 1. Preamble

- (1) Section 229(1) of the Constitution authorizes a Municipality to impose rates on property and surcharges on fees for services provided by or on behalf of the municipality.
- (2) In terms of section 3 of the Act, a Municipal Council must adopt a policy consistent with the Act on the levying of rates on rateable property in the municipality.
- (3) In terms of section 6(1) of the Act, a municipality must adopt by-laws to give effect to the implementation of its rates policy.
- (4) In terms of section 6(2) of the Act, by-laws adopted in terms of section 6(1) thereof may differentiate between different categories of properties as well as different categories of owners of properties liable for the payment of rates.

## 2. Interpretation

In this by-law, any word or phrase shall have the meaning assigned thereto in the Act and, unless the context otherwise indicates-

**"Acts"** means the Local Government: Municipal Property Rates Act No.6 of 2004 including its regulations and "Property Rates Act" has a corresponding meaning;

**"Council"** means council of the Municipality

**"Rates policy"** means a rate policy adopted by the council in terms of section 3 of the Act.

**"Constitution"** means the constitution of the Republic of South Africa, 1996;

**"Customer Care and Revenue Management By- Law"** means the by-law relating to customer care and revenue management published by the municipality under provincial Notice No.261 in Provincial Gazette No.1639 on 18 December 2006;

**"Municipality"** means the Ingquza Hill Local Municipality established in terms of section 12 of the Municipal Structures Act No. 117 of 1998, and includes the council, any other political structure, political office bearer, duly authorized agent or an employee acting in connection with this by-law by virtue of a power vested in the municipality and delegated or sub-delegated to such political office bearer, agent or employee, as the case may be:

**"Prescribed"** means prescribed in terms of the Act and/ or the rates policy, as the case may be,

**"rate" or "rates"** means a municipal rate or rates on property as envisaged in sections 229 of the Constitution.

## 3. Adoption of rates policy

- (1) The council shall, in terms of section 3(1) of the Act, adopt a rates policy consistent with the Act on the levying of rates on rateable property in the municipality.

- (2) The Council shall annually review, and if necessary, amend the rates policy referred to in subsection (1).
- (3) The rates policy referred to in subsection (1) and any amended policy must accompany the Municipality's annual budget when it is tabled in the council in terms of section 16(2) of the Municipal Finance Management Act No. 56 of 2003.
- (4) The council shall only exercise its power to levy a rate on property in its area of jurisdiction in accordance with the rates policy referred to in subsection (1) as may be amended from time to time.

#### **4. Contents of rates policy**

The rates policy referred to in section 3(1) and any amendments thereto:

- (1) Shall comply with applicable provisions of the Act and be adopted by the council only after the prescribed community participation processes have been undertaken and completed; and
- (2) May include such further directives and enforcement mechanism as the council may wish to impose in addition to those contained in the aforesaid Customer Care and Revenue Management By- Law.

#### **5. Application and Enforcement of rates policy**

The rate policy shall be applied and enforced through and in the manner prescribed in the Customer Care and Revenue Management By- Law and any further enforcement mechanisms stipulated in such policy and/ or the Act.

#### **6. Operative date**

This By- Law shall take effect upon publication thereof in the Eastern Cape Provincial Gazette



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