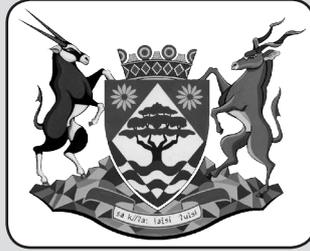


NORTHERN CAPE PROVINCE

PROFENSI YA KAPA-BOKONE



NOORD-KAAP PROVINSIE

IPHONDO LOMNTLA KOLONI

EXTRAORDINARY • BUITENGEWOON

**Provincial Gazette
Kasete ya Profensi**

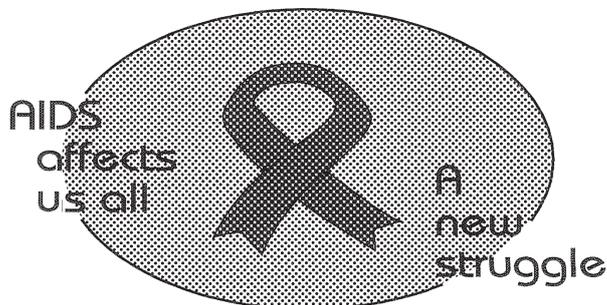
**iGazethi YePhondo
Provinsiale Koerant**

Vol. 23

KIMBERLEY
7 JULY 2016
7 JULIE 2016

No. 2026

We all have the power to prevent AIDS



**AIDS
HELPLINE**

0800 012 322

DEPARTMENT OF HEALTH

Prevention is the cure

N.B. The Government Printing Works will not be held responsible for the quality of "Hard Copies" or "Electronic Files" submitted for publication purposes

ISSN 1682-4549



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Government Printing Works

Processing and Business Rules for notices

Government Printing Works will become the custodian of the Northern Cape Gazettes from **Monday, 04 January 2016**.

GPW will start accepting notices from Northern Cape (NC) customers with the following conditions:

- Any submissions received from the NCPL (Northern Cape Provincial Legislature) from the 01 January 2016 will be rejected.
- Any submissions received from NC customers where the proof of payment is made to NCPL will also be rejected.
- Over and above these 2 points, the GPW Business rules and Submissions deadlines will apply.

Please refer below for business and processing rules, submission deadlines and other important information related to publishing of notices in the Northern Cape Gazettes.

ORDINARY GAZETTES

Government Gazette Type	Publishing Frequency	Publication Date	Submission Deadline	Cancellations Deadline
Northern Cape	Weekly	Monday	One week before publication	3 days prior to publication
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 days after submission deadline

GPW BUSINESS RULES

- Single notice, single email – with proof of payment or purchase order.
- All documents must be attached separately in your email to GPW.
- 1 notice = 1 form, i.e. each notice must be on a separate form
- Please submit your notice **ONLY ONCE**.
- Requests for information, quotations and inquiries must be sent to the Contact Centre **ONLY**.
- The notice information that you send us on the form is what we publish. Please do not put any instructions in the email body.

CANCELLATIONS

Don't forget!

Cancellation of notice submissions are accepted by GPW according to the deadlines stated in the table above. Non-compliance to these deadlines will result in your request being failed. **Please pay special attention to the different deadlines for each gazette.**

Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.

Requests for cancellation must be sent by the original sender of the notice and must be accompanied by the relevant **notice reference number (N-)** in the email body.

PROVINCIAL NOTICES TYPES

Each province has standard notice types that are published in that specific provincial gazette. Please refer to the below table for the notice types applicable for the Northern Cape Provincial Gazette.

Province	Standard Notice Types
Northern Cape	- Proclamation - General - Municipal - Premier's Notice

IMPORTANT NOTICE:

THE GOVERNMENT PRINTING WORKS WILL NOT BE HELD RESPONSIBLE FOR ANY ERRORS THAT MIGHT OCCUR DUE TO THE SUBMISSION OF INCOMPLETE / INCORRECT / ILLEGIBLE COPY.

No FUTURE QUERIES WILL BE HANDLED IN CONNECTION WITH THE ABOVE.

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GENERAL NOTICES • ALGEMENE KENNISGEWINGS**NOTICE 60 OF 2016**

DEPARTMENT OF CO-OPERATIVE GOVERNANCE, HUMAN SETTLEMENTS AND TRADITIONAL AFFAIRS

NOTICE IN TERMS SECTION 12 (4) (c) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998

CALL FOR PUBLIC COMMENT REGARDING THE ESTABLISHMENT OF DAWID KRUIPER LOCAL MUNICIPALITY.

I, Alvin Botes, Member of the Executive Council for Co-operative Governance, Human Settlements and Traditional Affairs in the Northern Cape Province and responsible for local government, hereby and in terms of section 12 of the Local Government: Municipal Structures Act, 1998, publish the notice establishing the Dawid Kruiper Local Municipality, as contained in the Schedule.

Comments must be in writing and submitted to:

The Head of Department
COGHSTA
Attention: Revd. B Swartland
9 Cecil Sussman Rd
Kimberley
8301
Or
Private Bag X5005
Kimberley
8301

Comments may also be faxed to facsimile no 053 831 2904 or email to: bswartland@ncpg.gov.za.

Comments are to be received no later than 14 July 2016.

Given under my Hand at Kimberley on this 30 day of June Two Thousand and Sixteen.



AP **MR ALVIN BOTES, MPL**

Member of the Executive Council of the Province of Northern Cape
Responsible for Local Government

SCHEDULE

1. Definitions:

"the Act" shall mean the Local Government: Municipal Structures Act, 1998;

"disestablished municipalities" shall mean the Mier Local Municipality and //Khara Hais Local Municipality.

"effective date" shall mean the day on which the results of the next general municipal elections, scheduled for 2016, are declared in terms of the Act;

"the municipality" shall mean the Dawid Kruiper Municipality, hereby established.

2. Mier Local Municipality and //Khara Hais Local Municipality are hereby disestablished.
3. For the municipal area indicated by map DEM 4513 published under provincial notice 69 in the Provincial Gazette no 1911 of 2015 a new local municipality is hereby established from the effective date, called the Dawid Kruiper Local Municipality.
4. The municipality will be a type of municipality with an executive mayoral system, with a part-time mayoral committee combined with a ward participatory system.
5. The council of the municipality shall consist of 31 councillors, as determined in provincial general notice 71 published in the Provincial Gazette No 1954 of 2015 of whom
 - 16 will be ward councillors and
 - 15 will be proportionally elected councillors
6. The municipality shall consist of 16 wards
7. The following councillors may be designated full time councillors by the municipality:
Executive Mayor
Speaker
8. The councillors of the disestablished municipality shall vacate office on the effective date and hand in all council property in their possession to the municipal manager or acting municipal manager of the relevant disestablished municipality.
9. The municipality on the effective date becomes the successor in law of the disestablished municipalities and all assets, fixed or otherwise, liabilities, rights and obligations of the disestablished municipalities are transferred to the Municipality on the effective date.
- 10.1 All staff members of the disestablished municipalities will be transferred to the municipality from the effective date, and shall be subject to all terms and conditions of employment, benefits and privileges, including current salaries, as were applicable prior to the effective date, until an agreement to the contrary is reached in the LLF of the municipality.

- 10.2 The municipality shall approve a new organogram and all staff will be placed in positions on the new organogram in terms of a placement agreement to be entered into between the disestablished municipalities and the recognised trade unions.
- 11.1 All by-laws, town planning schemes and policies of the disestablished municipalities shall remain applicable in the areas that previously constituted the disestablished municipalities until such time as the municipality has adopted a single set of by-laws and policies.
- 11.2 Any by-law or action taken in terms of a by-law, town planning scheme and policy referred to above, must be applied or carried out by the municipality to the extent that the by-law, scheme or policy is applicable in the municipality. Any reference in such by-law, scheme or policy or action applied or carries out in terms thereof, to a disestablished municipality shall be deemed to be a reference to the municipality and any structure or functionary of a disestablished municipality shall be deemed to be a structure or functionary of the municipality.
12. The system of delegations of the disestablished //Khara Hais municipality will be applicable until the system of delegations has been developed by the municipality.
13. The rules and orders for council meetings of //Khara Hais municipality applies until the municipality adopt new rules and orders.
14. The principle office of the municipality shall be in Upington and the council chamber of the former //Khara Hais will be the venue for the first council meeting.
15. The municipal manager of the former //Khara Hais, Mr Eric Ngxanga, will be the acting municipal manager and will arrange and preside at the first council meeting until the speaker is elected. The municipal council may appoint an acting municipal manager.
16. The municipal manager or acting municipal manager of each disestablished municipality shall complete an asset register of all assets of the disestablished municipality and it shall be delivered to the municipality within 7 days from the effective date;
17. The municipal manager or acting municipal manager of each disestablished municipality shall complete a register of all personnel of the disestablished municipality, with their annual salary and benefits be delivered to the receiving municipality within 7 days from the effective date;
18. The valuation rolls for the disestablished municipalities which cover the area of the municipality remain valid for the area covered by it until the municipality has prepared a combined comprehensive valuation roll.
19. As from the effective date all investments and all cash and cash balances in a bank account of a disestablished municipality shall accrue to the municipality.
20. The municipality shall designate the bank account of the former //Khara Hais municipality as the primary bank account of the Dawid Kruiper Local Municipality

from the effective date. The new municipality may decide to appoint a new banker and open a primary bank account as contemplated in the MFMA.

21. There shall be no adjustment of powers and functions of the municipality in terms of section 85 of the Act and the municipality shall have similar powers and functions to those of the disestablished municipality.
22. Notwithstanding the provisions of any applicable law to the contrary and notwithstanding the disestablishment of the disestablished municipalities, the 2016/17 budget of the disestablished municipality, including tariffs, shall remain in force until 30 June 2017 and the budgets of the two disestablished municipalities shall together be deemed to constitute the budget of the municipality until 30 June 2017; provided that the budget may be adjusted in terms of any applicable law.
23. Individual annual financial statements, performance and annual reports will be prepared for the disestablished municipalities for the 2015/16 financial year for auditing in 2015/16 audit cycle.
24. The municipality will prepare consolidated financial statements and reports for the 2016/17 financial year from the effective date till 30 June 2017, which will be audited in the 2016/17 audit cycle.

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Also available at the **Northern Cape Provincial Legislature**, Private Bag X5066, Nobengula Extension,
Kimberley, 8301. Tel. : (053) 839-8073. Fax: (053) 839-8094.