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NOORD-KAAP PROVINSIE



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MUNICIPAL NOTICES • MUNISIPALE KENNISGEWINGS**MUNICIPAL NOTICE 23 OF 2021****LOCAL GOVERNMENT: MUNICIPAL PROPERTY RATES ACT NO.6 OF 2004
REVISED SPECIMENT MUNICIPAL PROPERTY RATES BY-LAW (ISSUED ON
16 FEBRUARY 2021)****REPLACES THE SPECIMENT ISSUED ON 10 APRIL 2014**

Notice No 2 of 2021

Date:1 JULY 2021

Thembelihle Municipality, hereby, in terms of section 6 of The Local Government: Municipal Property Rates Act, 2004, has by way of resolution no 9.9/26/5/2021 adopted the Municipality's Property Rates By-law set out hereunder.

THEMBELIHLE LOCAL MUNICIPALITY**MUNICIPAL PROPERTY RATES BY-LAW****PREAMBLE**

Whereas section 229(1) of the Constitution requires a municipality to impose rates on property and surcharges on fees for the services provided by or on behalf of the municipality.

And whereas section 13 of the Municipal Systems Act read with section 162 of the Constitution require a municipality to promulgate municipal by-law by publishing them in the gazette of the relevant province.

And whereas section 6 of the Local Government: Municipal Property Rates Act 2004 require a municipality to adopt by-law to give effect to the implementation of its property rates policy; the by-laws may differentiate between the different categories of properties and different categories of owners of properties liable for the payment of rates;

NOW THEREFORE BE IT ENACTED by the Council of the Thembelihle Local Municipality, as follows:

1. DEFINITIONS

In this by-law, any word or expression to which a meaning has been assigned in the Local Government: Municipal Property Rates act, 2004 (Act No.6 of 2004), shall bear the same meaning unless the context indicates otherwise.

'Municipality' means Thembelihle Local Municipality

'Municipal Property Rates Act' means the Local Government: Municipal Property Rates Act, 2004 (Act No 6 of 2004);

'Rates Policy' means the policy on the levying of rates on rateable properties of the Thembelihle Local Municipality, contemplated in Chapter 2 of the Municipal Property Rates Act.

2. OBJECTS

The object of this by-law is to give effect to the implementation of the Rates Policy as contemplated in section 6 of the Municipal Property Rates Act.

3. THE RATES POLICY

The municipality prepared and adopted a Rates Policy as contemplated in terms of the provisions of section 3(1) of the Municipal Property Rates Act.

The Rates Policy is hereby incorporated by reference in this By-law. All amendments to the Rates Policy as the Council may approve from time to time, shall be deemed to be likewise incorporated.

The Municipality does not levy rates other than in terms of its Rates Policy and the annually promulgated resolution levying rates which reflects the cent amount in the Rand rate for each category of rateable property.

The Rates Policy is available at The Municipalities Head office and the Strydenburg Offices

4. CATEGORIES OF RATEABLE PROPERTIES

The Rates Policy provides for categories of rateable properties determined in terms of section 8 of the Act.

5. CATEGORIES OF PROPERTIES AND CATEGORIES OF OWNERS OF PROPERTIES

The Rates Policy provides for categories of properties and categories of owners of properties for the purpose of granting relief measures (exemptions, reductions and rebates) in terms of section 15 of the Act.

6. ENFORCEMENT OF THE RATES POLICY

The Municipality Rates Policy shall be enforced through the Credit Control and Debt Collection Policy and any further enforcement mechanism stipulated in the Act and the Municipality's Rates Policy,

7. SHORT TITLE AND COMMENCEMENT

This By-Law is called the Municipal Property Rates, and takes effect on 1 July 2021