

**KWAZULU-NATAL PROVINCE
KWAZULU-NATAL PROVINSIE
ISIFUNDAZWE SAKWAZULU-NATALI**

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PROVINCIAL NOTICES

No. 120**30 June 2009****DEPARTMENT OF LOCAL GOVERNMENT AND TRADITIONAL AFFAIRS****NOTICE IN TERMS OF SECTION 85 OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: ILEMBE DISTRICT MUNICIPALITY**

I, Thembinkosi Willies Mchunu, member of the KwaZulu-Natal Executive Council responsible for local government, under powers vested in me by section 85 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), as reflected in the Schedule hereto, hereby adjust the division of functions and powers between the Ilembe District municipality and the local municipalities in its area of jurisdiction, as contained in Part 3 of the Annexure to the Schedule to the notice published in terms of section 12 of the said Act in Provincial Notice No. 345 of 2000 dated 19 September 2000, and as inserted in terms of item 15 of Part 1 of the said Schedule, with effect from 1 July 2009 as contemplated in section 85(9A)(a) of the Act.

Given under my hand at Durban this 25th day of June Two Thousand and Nine.

MR TW MCHUNU

Member of the Executive Council of the province of KwaZulu-Natal
responsible for local government

- [] Words in bold type in square brackets indicate omissions from existing enactments.
 _____ Words underlined with a solid line indicate insertions in existing enactments.

SCHEDULE

PART 3

DIVISION OF MUNICIPAL FUNCTIONS AND POWERS IN TERMS OF SECTION 85(1)

Municipality No.	Name of Municipality	The district municipality performs the following local functions defined in the Constitution in the local areas indicated in brackets, and that the local municipalities perform the following district functions defined in the Local Government Municipal Structures Act, 1998 (Act No. 117 of 1998) in their respective local areas:
DC 29	Ilembe District Municipality	No local functions allocated to the district to perform on behalf of the local municipalities in the local area
KZN 291	Mandeni Municipality	No district functions allocated to the local municipality to perform in its local area
KZN 292	KwaDukuza Municipality	84(1)(f) – municipal roads 84(1)(j) – fire fighting services [84(1)(k) – fresh produce markets and abattoirs (Markets only)] 84(1)(l) – cemeteries 84(1)(n) – municipal public works relating to the above functions.
KZN 293	Ndwedwe Municipality	No district functions allocated to the local municipality to perform in its local area
KZN 294	Maphumulo Municipality	No district functions allocated to the local municipality to perform in its local area

No. 120**30 Junie 2009****DEPARTEMENT VAN PLAASLIKE REGERING EN TRADISIONELE SAKE****KENNISGEWING INGEVOLGE ARTIKEL 85 VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998; ILEMBE DISTRIKSMUNISIPALITEIT**

Ek, Thembinkosi Willies Mchunu, Lid van die KwaZulu-Natal Uitvoerende Raad verantwoordelik vir plaaslike regering, kragtens die bevoegdheid aan my verleen deur artikel 85 van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), soos in die meegaande bylae vervat, pas hiermee die verdeling van funksies en bevoegdhede tussen die Ilembe distriksmunisipaliteit en die plaaslike munisipaliteite in sy jurisdiksiegebied aan, soos vervat in deel 3 van die aanhangsel tot die bylae tot die kennisgewing wat gepubliseer is ingevolge artikel 12 van die vermelde Wet in Provinsiale Kennisgewing No. 345 van 2000 gedateer 19 September 2000, en soos ingevoeg ingevolge item 15 van deel 1 van die vermelde bylae, met inwerkingtreding vanaf 1 Julie 2009 soos bedoel in artikel 85(9A)(a) van die Wet.

Gegee onder my hand te Durban op hierdie 25ste dag van Junie, Tweeduisend-en-nege.

MNR TW MCHUNU

Lid van die KwaZulu-Natal Uitvoerende Raad
verantwoordelik vir plaaslike regering

[] Woorde in vetdruk tussen vierkantige hakies dui weglatings uit bestaande verordeninge aan.
 _____ Woorde wat met 'n soliede lyn onderstreep is, dui invoegings by bestaande verordeninge aan.

BYLAE

DEEL 3

VERDELING VAN MUNISIPALE FUNKSIES EN BEVOEGDHEDE KRAGTENS ARTIKEL 85(1)

Munisipaliteit No.	Naam van munisipaliteit	Die distriksmunisipaliteit verrig die volgende plaaslike funksies soos omskryf in die Grondwet, in die plaaslike gebiede wat in hakies aangedui word, en die plaaslike munisipaliteite verrig die volgende distriksfunksies soos omskryf in die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998) in hul onderskeie plaaslike gebiede:
DC29	Ilembe Distriks munisipaliteit	Geen plaaslike funksies toegewys aan die distrik om namens die plaaslike munisipaliteite in die plaaslike gebied uit te voer nie
KZN291	Mandeni munisipaliteit	Geen distriksfunksies toegewys aan die plaaslike munisipaliteit om in sy plaaslike gebied uit te voer nie
KZN292	KwaDukuza munisipaliteit	84(1)(f) – munisipale paaie 84(1)(j) – brandweerdienste [84(1)(k) – vars produkte-markte en slagpale (slegs markte)] 84(1)(l) – begraafplase 84(1)(n) – munisipale openbare werke ten opsigte van die bovermelde funksies
KZN293	Ndwedwe munisipaliteit	Geen distriksfunksies toegewys aan die plaaslike munisipaliteit om in sy plaaslike gebied uit te voer nie
KZN294	Maphumulo munisipaliteit	Geen distriksfunksies toegewys aan die plaaslike munisipaliteit om in sy plaaslike gebied uit te voer nie

No. 120**30 kuNhlanguvana 2009****UMNYANGO WEZOHULUMENI BASEKHAYA NEZENDABUKO****ISAZISO NGOKWESIGABA 85 SOMTHETHO WEZINHLAKA ZOMASIPALA
WOHULUMENI BASEKHAYA, 1998: UMASIPALA WESIFUNDA ILEMBE**

Mina, Thembinkosi Willies Mchunu, iLungu loMkhandlu oPhethe esifundazweni saKwaZulu-Natali elibhekele ezohulumeni basekhaya, ngokwamandla engiwanikezwe yisigaba 85 soMthetho weziNhlaka zoMasipala woHulumeni baseKhaya, 1998 (uMthetho No. 117 ka 1998), njengoba kukhonjiswe oHlelweni olulandelayo, ngalokhu ngilungisa ukuhlukaniswa kwemisebenzi kanye namandla phakathi kukamasipala wesiFunda iLembe nomasipala basekhaya abasendaweni elawulwa yiwona, okuqukethwe eNgxenyeni 3 yesiThasiselo soHlelo olukwisaziso esishicilelwe ngokwesigaba 12 salo Mthetho oshwoyo kwiSaziso sesiFundazwe No. 345 sika 2000 sangomhla ziyi-19 kuMandulo 2000, nanjengoba kufakiwe ngokohlamvu 15 lweNgxenyeni 1 yoHlelo olushwoyo, kusukela mhla lu-1 kuNtulikazi 2009 njengoba kuhlangozwe kwisigaba 85(9A)(a) soMthetho.

Sikhishwe ngaphansi kwesandla sami eThekwini ngalolu suku lwesi-25 kuNhlanguvana oNyakeni weziNkulungwane eziMbili nesiShiyagalolunye.

MNU. TW MCHUNU

iLungu loMkhandlu oPhethe esifundazweni saKwaZulu-Natali
elibhekele ezohulumeni basekhaya

[] Amagama abhalwe ngokugqamile kubakaki abayizikwele akhombisa okususiwe emthethweni okhona
 _____ Amagama adwetshelwe ngomugqa ohlangene akhombisa okwengeziwe emthethweni okhona

**UHLELO
 INGXENYE 3**

UKUHLUKANISWA KWEMISEBENZI NAMANDLA KAMASIPALA NGOKWESIGABA

85(1)

Inombolo kaMasipala	Igama likaMasipala	Umasipala wesifunda wenza le misebenzi elandelayo yasekhaya echazwe kuMthethosisekelo ezindaweni zasemakhaya ezikhonjiswe kubakaki, futhi omasipala basekhaya benza le misebenzi elandelayo yesifunda echazwe kuMthetho weziNhlaka zoMasipala woHulumeni baseKhaya, 1998 (uMthetho No. 117 ka 1998) ezindaweni zabo ngokwahlukana kwabo:
DC 29	UMasipala wesiFunda iLembe	Akukho misebenzi yasekhaya eyabelwe isiFunda ukuba siyenze esikhundleni somasipala basekhaya endaweni yaso
KZN 291	UMasipala waseMandeni	Akukho misebenzi yesifunda eyabelwe umasipala wasekhaya ukuba uyenze endaweni yawo
KZN 292	UMasipala waKwaDukuza	84(1)(f) - imigwaqo kamasipala 84(1)(j) - imisebenzi yezicimamlilo [84(1)(k) - imakethe yezithelo nemifino kanye nesilaha (Imakethe kuphela)] 84(1)(l) - amathuna 84(1)(n) - imisebenzi yomphakathi kamasipala ephathelene nale misebenzi engasenhla
KZN 293	UMasipala waseNdwedwe	Akukho misebenzi yesifunda eyabelwe umasipala wasekhaya ukuba uyenze endaweni yawo
KZN 294	UMasipala waKwaMaphumulo	Akukho misebenzi yesifunda eyabelwe umasipala wasekhaya ukuba uyenze endaweni yawo

No. 121**30 June 2009****DEPARTMENT OF LOCAL GOVERNMENT AND TRADITIONAL AFFAIRS****NOTICE IN TERMS OF SECTION 85 OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: UTHUKELA DISTRICT MUNICIPALITY**

I, Thembinkosi Willies Mchunu, member of the KwaZulu-Natal Executive Council responsible for local government, under powers vested in me by section 85 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), as reflected in the Schedule hereto, hereby adjust the division of functions and powers between the uThukela District municipality and the local municipalities in its area of jurisdiction, contained in Part 3 of the Annexure to the Schedule to the notice published in terms of section 12 of the said Act in Provincial Notice No. 351 of 2000 dated 19 September 2000, as inserted in terms of item 15 of Part 1 of the said Schedule, with effect from 1 July 2009 as contemplated in section 85(9A)(a) of the Act.

Given under my hand at Durban this 25th day of June Two Thousand and Nine.

MR TW MCHUNU

Member of the Executive Council of the province of KwaZulu-Natal
responsible for local government

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_____ Words underlined with a solid line indicate insertions in existing enactments.

SCHEDULE

PART 3

DIVISION OF MUNICIPAL FUNCTIONS AND POWERS IN TERMS OF SECTION 85(1)

Municipality No.	Name of Municipality	The district municipality performs the following local functions defined in the Constitution in the local areas indicated in brackets, and that the local municipalities perform the following district functions defined in the Local Government Municipal Structures Act, 1998 (Act No 117 of 1998) in their respective local areas:
DC 23	Uthukela District Municipality	The following Schedule 4 Part B powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Fire fighting (KZN233 and KZN236)
KZN 232	Emnambithi / Ladysmith Municipality	84(1)(e) – solid waste disposal sites 84(1)(f) - municipal roads 84(1)(h) – municipal airports [84(1)(j) – fire fighting services] 84(1)(n) – municipal public works relating to the above functions
KZN 233	Indaka Municipality	84(1)(e) – solid waste disposal sites 84(1)(f) - municipal roads <u>84(1)(n) – municipal public works relating to the above functions</u>
KZN 234	Umtshezi Municipality	84(1)(e) – solid waste disposal sites 84(1)(f) - municipal roads 84(1)(h) – municipal airports [84(1)(j) – fire fighting services] 84(1)(n) – municipal public works relating to the above functions

KZN 235	Okhahlamba Municipality	84(1)(e) – solid waste disposal sites 84(1)(f) - municipal roads [84(1)(j) – fire fighting services] 84(1)(n) – municipal public works relating to the above functions
KZN 236	Imbabazane Municipality	84(1)(f) - municipal roads <u>84(1)(n) – municipal public works relating to the above functions</u>

No. 121

30 Junie 2009

DEPARTEMENT VAN PLAASLIKE REGERING EN TRADISIONELE SAKE**KENNISGEWING INGEVOLGE ARTIKEL 85 VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998; UTHUKELA DISTRIKSMUNISIPALITEIT**

Ek, Thembinkosi Willies Mchunu, Lid van die KwaZulu-Natal Uitvoerende Raad verantwoordelik vir plaaslike regering, kragtens die bevoegdheid aan my verleen deur artikel 85 van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), soos in die meegaande bylae vervat, pas hiermee die verdeling van funksies en bevoegdhede tussen die uThukela distriksmunisipaliteit en die plaaslike munisipaliteite in sy jurisdiksiegebied aan, soos vervat in deel 3 van die aanhangsel tot die bylae tot die kennisgewing wat gepubliseer is ingevolge artikel 12 van die vermelde Wet in Provinsiale Kennisgewing No. 351 van 2000 gedateer 19 September 2000, en soos ingevoeg ingevolge item 15 van deel 1 van die vermelde bylae, met inwerkingtreding vanaf 1 Julie 2009 soos bedoel in artikel 85(9A)(a) van die Wet.

Gegee onder my hand te Durban op hierdie 25ste dag van Junie, Tweeduisend-en-nege.

MNR TW MCHUNU

Lid van die KwaZulu-Natal Uitvoerende Raad
verantwoordelik vir plaaslike regering

[] Woorde in vetdruk tussen vierkantige hakies dui weglatings uit bestaande verordeninge aan.
 _____ Woorde wat met 'n soliede lyn onderstreep is, dui invoegings by bestaande verordeninge aan.

BYLAE

DEEL 3

VERDELING VAN MUNISIPALE FUNKSIES EN BEVOEGDHEDE KRAGTENS ARTIKEL 85(1)

Munisipaliteit No.	Naam van munisipaliteit	Die distriksmunisipaliteit verrig die volgende plaaslike funksies soos omskryf in die Grondwet in die plaaslike gebiede soos in hakies aangedui is, en die plaaslike munisipaliteite verrig die volgende distriksfunksies soos omskryf in die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998) in hul onderskeie plaaslike gebiede:
DC23	uThukela Distriksmunisipaliteit	Die volgende bylae 4 deel B bevoegdheede en funksies of aspekte daarvan in die gebied van die plaaslike munisipaliteite soos in hakies aangedui: Brandweerdienste (KZN233 en KZN236)
KZN232	Emnambithi / Ladysmith munisipaliteit	84(1)(e) – beskikking oor soliede afval 84(1)(f) – munisipale paaie 84(1)(h) – munisipale lughawens [84(1)(j) – brandweerdienste] 84(1)(n) – munisipale openbare werke ten opsigte van die bovermelde funksies
KZN233	Indaka munisipaliteit	84(1)(e) –soliede afval beskikkingsterreine 84(1)(f) – munisipale paaie <u>84(1)(n) – munisipale openbare werke ten opsigte van die bovermelde funksies</u>
KZN234	Umtshezi munisipaliteit	84(1)(e) – beskikking oor soliede afval 84(1)(f) – munisipale paaie 84(1)(h) – munisipale lughawens [84(1)(j) – brandweerdienste] 84(1)(n) – munisipale openbare werke ten opsigte van die bovermelde funksies

KZN235	Okhahlamba munisipaliteit	84(1)(e) – beskikking oor soliede afval 84(1)(f) – munisipale paaie [84(1)(j) – brandweerdienste] 84(1)(n) – munisipale openbare werke ten opsigte van die bovermelde funksies
KZN236	Imbabazane munisipaliteit	84(1)(f) – munisipale paaie <u>84(1)(n) – munisipale openbare werke ten opsigte van die bovermelde funksies</u>

No. 121**30 kuNhlangulana 2009****UMNYANGO WEZOHULUMENI BASEKHAYA NEZENDABUKO****ISAZISO NGOKWESIGABA 85 SOMTHETHO WEZINHLAKA ZOMASIPALA WOHULUMENI
BASEKHAYA, 1998: UMASIPALA WESIFUNDA UTHUKELA**

Mina, Thembinkosi Willies Mchunu, iLungu loMkhandlu oPhethe esifundazweni saKwaZulu-Natali elibhekele ezohulumeni basekhaya, ngokwamandla engiwanikezwe yisigaba 85 soMthetho weziNhlaka zoMasipala woHulumeni baseKhaya, 1998 (uMthetho No. 117 ka 1998), njengoba kukhonjiswe oHlelweni olulandelayo, ngalokhu ngilungisa ukuhlukaniswa kwemisebenzi kanye namandla phakathi kukamasipala wesiFunda uThukela nomasipala basekhaya abasendaweni elawulwa yiwona, okuqukethwe eNgxenyeni 3 yesiThasiselo soHlelo olukwisaziso esishicilelwe ngokwesigaba 12 salo Mthetho oshiwoyo kwiSaziso sesiFundazwe No. 351 sika 2000 sangomhla ziyi-19 kuMandulo 2000, njengoba kufakiwe ngokohlamvu 15 lweNgxenyeni 1 yoHlelo olushiwoyo, kusukela mhla lu-1 kuNtulikazi 2009 njengoba kuhlongozwe kwisigaba 85(9A)(a) soMthetho.

Sikhishwe ngaphansi kwesandla sami eThekwini ngalolu suku lwesi-25 kuNhlangulana oNyakeni weziNkulungwane eziMbili nesiShiyagalolunye.

MNU. TW MCHUNU

iLungu loMkhandlu oPhethe esifundazweni saKwaZulu-Natali
elibhekele ezohulumeni basekhaya

- [] Amagama abhalwe ngokugqamile kubakaki abayizikwele akhombisa okususiwe emthethweni okhona.
 _____ Amagama adwetshelwe ngomugqa ohlangene akhombisa okwengeziwe emthethweni okhona.

UHLELO

INGXENYE 3

UKUHLUKANISWA KWEMISEBENZI NAMANDLA KAMASIPALA NGOKWESIGABA 85(1)

Inombolo kaMasipala	Igama likaMasipala	Umasipala wesifunda wenza le misebenzi elandelayo yasekhaya echazwe kuMthethosisekelo ezindaweni zasemakhaya ezikhonjiswe kubakaki, futhi omasipala basekhaya benza le misebenzi elandelayo yesifunda echazwe kuMthetho weziNhlaka zoMasipala woHulumeni baseKhaya, 1998 (uMthetho No. 117 ka 1998) ezindaweni zabo ngokwahlukana kwabo:
DC 23	UMasipala wesiFunda uThukela	Le misebenzi namandla yoHlelo 4 iNgxenye B noma lezo zingxenye ezindaweni zomasipala basekhaya ezikhonjiswe kubakaki: Izicimamlilo (KZN233 no-KZN236)
KZN 232	UMasipala waseMnambithi/ wase-Ladysmith	84(1)(e) - indawo yokulahla imfucuza 84(1)(f) - imigwaqo kamasipala 84(1)(h) - izikhumulo zezindiza zikamasipala [84(1)(j) - imisebenzi yezicimamlilo] 84(1)(n) - imisebenzi kamasipala yomphakathi emayelana nale misebenzi engasenhla
KZN 233	UMasipala waseNdaka	84(1)(e) - indawo yokulahla imfucuza 84(1)(f) - imigwaqo kamasipala 84(1)(n) - imisebenzi kamasipala yomphakathi emayelana nale misebenzi engasenhla
KZN 234	UMasipala waseMtshezi	84(1)(e) - indawo yokulahla imfucuza 84(1)(f) - imigwaqo kamasipala 84(1)(h) - izikhumulo zezindiza zikamasipala [84(1)(j) - imisebenzi yezicimamlilo] 84(1)(n) - imisebenzi kamasipala yomphakathi emayelana nale misebenzi engasenhla

KZN 235	UMasipala wasoKhahlamba	84(1)(e) - indawo yokulahla imfucuza 84(1)(f) - imigwaqo kamasipala [84(1)(j) - imisebenzi yezicimamlilo] 84(1)(n) - imisebenzi kamasipala yomphakathi emayelana nale misebenzi engasenhla
KZN 236	UMasipala waseMbabazane	84(1)(f) - imigwaqo kamasipala <u>84(1)(n) - imisebenzi kamasipala yomphakathi emayelana nale misebenzi engasenhla</u>

No. 122**30 June 2009****DEPARTMENT OF LOCAL GOVERNMENT AND TRADITIONAL AFFAIRS****NOTICE IN TERMS OF SECTION 85 OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: SISONKE DISTRICT MUNICIPALITY**

I, Thembinkosi Willies Mchunu, member of the KwaZulu-Natal Executive Council responsible for local government, under powers vested in me by section 85 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), as reflected in the Schedule hereto, hereby adjust the division of functions and powers between the Sisonke District municipality and the local municipalities in its area of jurisdiction, contained in Part 3 of the Annexure to the Schedule to the notice published in terms of section 12 of the said Act in Provincial Notice No. 344 of 2000 dated 19 September 2000, as inserted in terms of item 15 of Part 1 of the said Schedule, with effect from 1 July 2009 as contemplated in section 85(9A)(a) of the Act.

Given under my hand at Durban this 25th day of June Two Thousand and Nine.

MR TW MCHUNU

Member of the Executive Council of the province of KwaZulu-Natal
responsible for local government

[] Words in bold type in square brackets indicate omissions from existing enactments.

_____ Words underlined with a solid line indicate insertions in existing enactments.

SCHEDULE

PART 3

DIVISION OF MUNICIPAL FUNCTIONS AND POWERS IN TERMS OF SECTION 85(1)

Municipality No.	Name of Municipality	The district municipality performs the following local functions defined in the Constitution in the local areas, and the local municipalities perform the following district functions defined in the Local Government Municipal Structures Act, 1998 (Act 117 of 1998) in their respective local areas:
DC 43	Sisonke District Municipality	No local functions allocated to the district to perform on behalf of the local municipalities in the local area
KZN 5a1	Ingwe Municipality	No district functions allocated to the local municipality to perform in its local area
KZN 5a2	KwaSani Municipality	No district functions allocated to the local municipality to perform in its local area
KZN 5a4	Greater Kokstad Municipality	No district functions allocated to the local municipality to perform in its local area
KZN 5a5	Ubuhlebezwe Municipality	No district functions allocated to the local municipality to perform in its local area
KZN 5a6	Umzimkhulu Municipality	<p>[No district functions allocated to the local municipality to perform in its local area]</p> <p>84(1)(l) - cemeteries</p> <p>84(1)(e) - solid waste disposal</p> <p>84(1)(n)- municipal public works relating to the above functions</p>

No. 122

30 Junie 2009

DEPARTEMENT VAN PLAASLIKE REGERING EN TRADISIONELE SAKE**KENNISGEWING INGEVOLGE ARTIKEL 85 VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998; SISONKE DISTRIKSMUNISIPALITEIT**

Ek, Thembinkosi Willies Mchunu, Lid van die KwaZulu-Natal Uitvoerende Raad verantwoordelik vir plaaslike regering, kragtens die bevoegdheid aan my verleen deur artikel 85 van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), soos in die meegaande bylae vervat, pas hiermee die verdeling van funksies en bevoegdhede tussen die Sisonke distriksmunisipaliteit en die plaaslike munisipaliteite in sy jurisdiksiegebied aan, soos vervat in deel 3 van die aanhangsel tot die bylae tot die kennisgewing wat gepubliseer is ingevolge artikel 12 van die vermelde Wet in Provinsiale Kennisgewing No. 344 van 2000 gedateer 19 September 2000, en soos ingevoeg ingevolge item 15 van deel 1 van die vermelde bylae, met inwerkingtreeding vanaf 1 Julie 2009 soos bedoel in artikel 85(9A)(a) van die Wet.

Gegee onder my hand te Durban op hierdie 25ste dag van Junie, Tweeduisend-en-nege.

MNR TW MCHUNU

Lid van die KwaZulu-Natal Uitvoerende Raad
verantwoordelik vir plaaslike regering

[] Woorde in vetdruk tussen vierkantige hakies dui weglatings uit bestaande verordeninge aan.
 _____ Woorde wat met 'n soliede lyn onderstreep is, dui invoegings by bestaande verordeninge aan.

BYLAE

DEEL 3

VERDELING VAN MUNISIPALE FUNKSIES EN BEVOEGDHEDE KRAGTENS ARTIKEL 85(1)

Munisipaliteit No.	Naam van munisipaliteit	Die distriksmunisipaliteit verrig die volgende plaaslike funksies soos omskryf in die Grondwet, in die plaaslike gebiede, en die plaaslike munisipaliteite verrig die volgende distriksfunksies soos omskryf in die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998) in hul onderskeie plaaslike gebiede:
DC43	Sisonke Distriks- munisipaliteit	Geen plaaslike funksies toegewys aan die distrik om namens die plaaslike munisipaliteite in die plaaslike gebied uit te voer nie
KZN5a1	Ingwe munisipaliteit	Geen distriksfunksies toegewys aan die plaaslike munisipaliteit om in sy plaaslike gebied uit te voer nie
KZN5a2	KwaSani munisipaliteit	Geen distriksfunksies toegewys aan die plaaslike munisipaliteit om in sy plaaslike gebied uit te voer nie
KZN5a4	Groter Kokstad munisipaliteit	Geen distriksfunksies toegewys aan die plaaslike munisipaliteit om in sy plaaslike gebied uit te voer nie
KZN5a5	Ubuhlebezwe munisipaliteit	Geen distriksfunksies toegewys aan die plaaslike munisipaliteit om in sy plaaslike gebied uit te voer nie
KZN5a6	Umzimkhulu munisipaliteit	[Geen distriksfunksies toegewys aan die plaaslike munisipaliteit om in sy plaaslike gebied uit te voer nie] 84(1)(l) – begraafplase 84(1)(e) – beskikking oor soliede afval 84(1)(n) – munisipale openbare werke ten opsigte van die bovermelde funksies

No. 122

30 kuNhlanguana 2009

UMNYANGO WEZOHULUMENI BASEKHAYA NEZENDABUKO**ISAZISO NGOKWESIGABA 85 SOMTHETHO WEZINHLAKA ZOMASIPALA WOHULUMENI BASEKHAYA, 1998: UMASIPALA WESIFUNDA ISISONKE**

Mina, Thembinkosi Willies Mchunu, iLungu loMkhandlu oPhethe esifundazweni saKwaZulu-Natali elibhekele ezohulumeni basekhaya, ngokwamandla engiwanikezwe yisigaba 85 soMthetho weziNhlaka zoMasipala woHulumeni baseKhaya, 1998 (uMthetho No. 117 ka 1998), njengoba kukhonjiswe oHlelweni olulandelayo, ngalokhu ngilungisa ukuhlukaniswa kwemisebenzi kanye namandla phakathi kukamasipala wesiFunda iSisonke nomasipala basekhaya abasendaweni elawulwa yiwona, okuqukethwe eNgxenyeni 3 yesiThasiselo soHlelo olukwisaziso esishicilelwe ngokwesigaba 12 salo Mthetho oshwoyoye kwiSaziso sesiFundazwe No. 344 sika 2000 sangomhla ziyi-19 kuMandulo 2000, njengoba kufakiwe ngokohlamvu 15 lweNgxenyeni 1 yoHlelo olushwoyoye, kusukela mhla lu-1 kuNtulikazi 2009 njengoba kuhlangozwe kwisigaba 85(9A)(a) soMthetho.

Sikhishwe ngaphansi kwesandla sami eThekwini ngalolu suku lwesi-25 kuNhlanguana oNyakeni weziNkulungwane eziMbili nesiShiyagalolunye.

MNU. TW MCHUNU

iLungu loMkhandlu oPhethe esifundazweni saKwaZulu-Natali elibhekele ezohulumeni basekhaya

[] Amagama abhalwe ngokugqamile kubakaki abayizikwele akhombisa okususiwe emthethweni okhona.
 _____ Amagama adwetshelwe ngomugqa ohlangene akhombisa okwengeziwe emthethweni okhona.

**UHLELO
INGXENYE 3**

**UKUHLUKANISWA KWEMISEBENZI NAMANDLA KAMASIPALA NGOKWESIGABA
85(1)**

Inombolo kaMasipala	Igama likaMasipala	UMasipala wesifunda wenza le misebenzi elandelayo yasekhaya echazwe kuMthethosisekelo ezindaweni zasemakhaya ezikhonjiswe kubakaki, futhi omasipala basekhaya benza le misebenzi elandelayo yesifunda echazwe kuMthetho weziNhlaka zoMasipala woHulumeni baseKhaya, 1998 (uMthetho No. 117 ka 1998) ezindaweni zabo ngokwahlukana kwabo:
DC 43	UMasipala wesiFunda iSisonke	Akukho misebenzi yasekhaya eyabelwe isiFunda ukuba siyenze esikhundleni somasipala basekhaya endaweni yaso
KZN 5a1	UMasipala Ingwe	Akukho misebenzi yesifunda eyabelwe umasipala wasekhaya ukuba uyenze endaweni yawo
KZN 5a2	UMasipala waKwaSani	Akukho misebenzi yesifunda eyabelwe umasipala wasekhaya ukuba uyenze endaweni yawo
KZN 5a4	UMasipala wase-Greater Kokstad	Akukho misebenzi yesifunda eyabelwe umasipala wasekhaya ukuba uyenze endaweni yawo
KZN 5a5	UMasipala waseBuhlebezwe	Akukho misebenzi yesifunda eyabelwe umasipala wasekhaya ukuba uyenze endaweni yawo
KZN 5a6	UMasipala waseMzimkhulu	<p>[Akukho misebenzi yesifunda eyabelwe umasipala wasekhaya ukuba uyenze endaweni yawo]</p> <p><u>84(1)(l) - amathuna</u></p> <p><u>84(1)(e) - indawo yokulahla imfucuza</u></p> <p><u>84(1)(n) - imisebenzi kamasipala yomphakathi emayelana nale misebenzi engasenhla</u></p>

No. 123**30 June 2009****DEPARTMENT OF LOCAL GOVERNMENT AND TRADITIONAL AFFAIRS****NOTICE IN TERMS OF SECTION 85 OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: UTHUNGULU DISTRICT MUNICIPALITY**

I, Thembinkosi Willies Mchunu, member of the KwaZulu-Natal Executive Council responsible for local government, under powers vested in me by section 85 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), as reflected in the Schedule hereto, hereby adjust the division of functions and powers between the uThungulu District municipality and the local municipalities in its area of jurisdiction, contained in Part 3 of the Annexure to the Schedule to the notice published in terms of section 12 of the said Act in Provincial Notice No. 346 of 2000 dated 19 September 2000, as inserted in terms of item 15 of Part 1 of the said Schedule, with effect from 1 July 2009 as contemplated in section 85(9A)(a) of the Act.

Given under my hand at Durban this 25th day of June Two Thousand and Nine

MR TW MCHUNU

Member of the Executive Council of the province of KwaZulu-Natal
responsible for local government

[] Words in bold type in square brackets indicate omissions from existing enactments.

_____ Words underlined with a solid line indicate insertions in existing enactments.

SCHEDULE

PART 3

DIVISION OF MUNICIPAL FUNCTIONS AND POWERS IN TERMS OF SECTION 85(1)

Municipality No.	Name of Municipality	The district municipality performs the following local functions defined in the Constitution in the local areas indicated in brackets, and that the local municipalities perform the following district functions defined in the Local Government Municipal Structures Act, 1998 (Act No 117 of 1998) in their respective local areas:
DC 28	Uthungulu District Municipality	<p>The following Schedule 4 Part B powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</p> <p style="padding-left: 40px;">Building regulations (KZN281[, KZN283 and KZN286])</p> <p style="padding-left: 40px;">[Local tourism (KZN281, KZN283, KZN285 and KZN286)]</p> <p>The following Schedule 5 Part B powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</p> <p style="padding-left: 40px;">Licensing and control of undertakings that sell food to the public (KZ281, KZ283, KZ286)</p> <p style="padding-left: 40px;">[Refuse removal, refuse dumps and solid waste disposal (KZ283)]</p>
KZN 281	Mbonambi Municipality	No district functions allocated to the local municipality to perform in its local area
KZN 282	uMhlathuze Municipality	<p>84(1)(h) – municipal airports</p> <p style="padding-left: 40px;">[84(1)(j) – fire fighting services]</p> <p>84(1)(n) – municipal public works relating to the above functions</p>
KZN 283	Niambanana Municipality	No district functions allocated to the local municipality to perform in its local area

KZN 284	uMlalazi Municipality	[84(1)(j) – fire fighting services] [84(1)(n) – municipal public works relating to the above functions] <u>No district functions allocated to the local municipality to perform in its local area</u>
KZN 285	Mthonjaneni Municipality	No district functions allocated to the local municipality to perform in its local area
KZN 286	Nkandla Municipality	No district functions allocated to the local municipality to perform in its local area

No. 123**30 Junie 2009****DEPARTEMENT VAN PLAASLIKE REGERING EN TRADISIONELE SAKE****KENNISGEWING INGEVOLGE ARTIKEL 85 VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998; UTHUNGULU DISTRIKSMUNISIPALITEIT**

Ek, Thembinkosi Willies Mchunu, Lid van die KwaZulu-Natal Uitvoerende Raad verantwoordelik vir plaaslike regering, kragtens die bevoegdheid aan my verleen deur artikel 85 van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), soos in die meegaande bylae vervat, pas hiermee die verdeling van funksies en bevoegdhede tussen die uThungulu distriksmunisipaliteit en die plaaslike munisipaliteite in sy jurisdiksiegebied aan, soos vervat in deel 3 van die aanhangsel tot die bylae tot die kennisgewing wat gepubliseer is ingevolge artikel 12 van die vermelde Wet in Provinsiale Kennisgewing No. 346 van 2000 gedateer 19 September 2000, en soos ingevoeg ingevolge item 15 van deel 1 van die vermelde bylae, met inwerkingtreding vanaf 1 Julie 2009 soos bedoel in artikel 85(9A)(a) van die Wet.

Gegee onder my hand te Durban op hierdie 25ste dag van Junie, Tweeduisend-en-nege.

MNR TW MCHUNU

Lid van die KwaZulu-Natal Uitvoerende Raad
verantwoordelik vir plaaslike regering

[] Woorde in vetdruk tussen vierkantige hakies dui weglatings uit bestaande verordeninge aan.
 _____Woorde wat met 'n soliede lyn onderstreep is, dui invoegings by bestaande verordeninge aan.

BYLAE

DEEL 3

VERDELING VAN MUNISIPALE FUNKSIES EN BEVOEGHEDHE Kragtens ARTIKEL 85(1)

Munisipaliteit No.	Naam van munisipaliteit	Die distriksmunisipaliteit verrig die volgende plaaslike funksies soos omskryf in die Grondwet in die plaaslike gebiede wat in hakies aangedui is, en die plaaslike munisipaliteite verrig die volgende distriksfunksies soos omskryf in die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998) in hul onderskeie plaaslike gebiede:
DC28	uThungulu Distriksmunisipaliteit	<p>Die volgende bylae 4 deel B bevoegdhede en funksies of aspekte daarvan in die gebied van die plaaslike munisipaliteite soos in hakies aangedui:</p> <p style="padding-left: 40px;">Bouregulasies (KZN281 [KZN283 en KZN286]) [Plaaslike toerisme (KZN281, KZN283, KZN285 en KZN286)]</p> <p>Die volgende bylae 5 deel B bevoegdhede en funksies of aspekte daarvan in die gebied van die plaaslike munisipaliteite soos in hakies aangedui:</p> <p style="padding-left: 40px;">Lisensiëring en beheer van ondernemings wat voedsel aan die publiek verkoop (KZ281, KZ283, KZ286) [Afvalverwydering, afvalterreine en beskikking oor soliede afval (KZ283)]</p>
KZN281	Mbonambi munisipaliteit	Geen distriksfunksies toegewys aan die plaaslike munisipaliteit om in sy plaaslike gebied uit te voer nie
KZN282	uMhlathuze munisipaliteit	<p>84(1)(h) – munisipale lughawens [84(1)(j) – brandweerdienste] 84(1)(n) – munisipale openbare werke ten opsigte van die bovermelde funksies</p>

KZN283	Ntambanana munisipaliteit	Geen distriksfunksies toegewys aan die plaaslike munisipaliteit om in sy plaaslike gebied uit te voer nie
KZN284	uMlalazi munisipaliteit	[84(1)(j) – brandweerdienste] [84(1)(n) – munisipale openbare werke ten opsigte van die bovermelde funksies] <u>Geen distriksfunksies toegewys aan die plaaslike munisipaliteit om in sy plaaslike gebied uit te voer nie</u>
KZN285	Mthonjaneni munisipaliteit	Geen distriksfunksies toegewys aan die plaaslike munisipaliteit om in sy plaaslike gebied uit te voer nie
KZN286	Nkandla munisipaliteit	Geen distriksfunksies toegewys aan die plaaslike munisipaliteit om in sy plaaslike gebied uit te voer nie

No. 123

30 kuNhlanguana 2009

UMNYANGO WEZOHULUMENI BASEKHAYA NEZENDABUKO**ISAZISO NGOKWESIGABA 85 SOMTHETHO WEZINHLAKA ZOMASIPALA WOHULUMENI BASEKHAYA, 1998: UMASIPALA WESIFUNDA UTHUNGULU**

Mina, Thembinkosi Willies Mchunu, iLungu loMkhandlu oPhethe esifundazweni saKwaZulu-Natali elibhekele ezohulumeni basekhaya, ngokwamandla engiwanikezwe yisigaba 85 soMthetho weziNhlaka zoMasipala woHulumeni baseKhaya, 1998 (uMthetho No. 117 ka 1998), njengoba kukhonjiswe oHlelweni olulandelayo, ngalokhu ngilungisa ukuhlukaniswa kwemisebenzi kanye namandla phakathi kukamasipala wesiFunda uThungulu nomasipala basekhaya abasendaweni elawulwa yiwona, okuqukethwe eNgxenyeni 3 yesiThasiselo soHlelo olukwisaziso esishicilelwe ngokwesigaba 12 salo Mthetho oshiwoyo kwiSaziso sesiFundazwe No. 346 sika 2000 sangomhla ziyi-19 kuMandulo 2000, njengoba kufakiwe ngokohlamvu 15 lweNgxenyeni 1 yoHlelo olushiwoyo, kusukela mhla lu-1 kuNtulikazi 2009 njengoba kuhlongozwe kwisigaba 85(9A)(a) soMthetho.

Sikhishwe ngaphansi kwesandla sami eThekwini ngalolu suku lwesi-25 kuNhlanguana oNyakeni weziNkulungwane eziMbili nesiShiyagalolunye.

MNU. TW MCHUNU

iLungu loMkhandlu oPhethe esifundazweni saKwaZulu-Natali elibhekele ezohulumeni basekhaya

[] Amagama abhalwe ngokugqamile kubakaki abayizikwele akhombisa okususiwe emthethweni okhona.
 _____ Amagama adwetshelwe ngomugqa ohiangene akhombisa okwengeziwqe emthethweni okhona.

**UHLELO
INGXENYE 3**

**UKUHLUKANISWA KWEMISEBENZI NAMANDLA KAMASIPALA NGOKWESIGABA
85(1)**

Inombolo kaMasipala	Igama likaMasipala	Umasipala wesifunda wenza le misebenzi elandelayo yasekhaya echazwe kuMthethosisekelo ezindaweni zasemakhaya ezikhonjiswe kubakaki, futhi omasipala basekhaya benza le misebenzi elandelayo yesifunda echazwe kuMthetho weziNhlaka zoMasipala woHulumeni baseKhaya, 1998 (uMthetho No. 117 ka 1998) ezindaweni zabo ngokwahlukana kwabo:
DC28	UMasipala wesiFunda uThungulu	<p>Le misebenzi namandla yoHlelo 4 iNgxenye B noma lezo zingxenye ezindaweni zomasipala basekhaya ezikhonjiswe kubakaki:</p> <p style="padding-left: 40px;">Imithethonqubo yokwakha (KZN28[, KZN283 no-KZN286])</p> <p style="padding-left: 40px;">[Ezokuvakasha zasendaweni (KZN281, KZN283, KZN285 no-KZN2860)]</p> <p>Le misebenzi namandla yoHlelo 5 iNgxenye B noma lezo zingxenye ezindaweni zomasipala basekhaya ezikhonjiswe kubakaki:</p> <p style="padding-left: 40px;">Ukukhishwa kwamalayisensi nokulawulwa kwezindawo ezidayisela umphakathi ukudla (KZ281, KZ283, KZ286)</p> <p style="padding-left: 40px;">[Ukususwa kwemfucuza, izindawo zokulahlwa kwemfucuza kanye nokulahlwa kwemfucuza (KZ283)]</p>
KZN281	UMasipala waKwaMbonambi	Akukho misebenzi yasekhaya eyabelwe isiFunda ukuba siyenze esikhundleni somasipala basekhaya endaweni yaso

KZN282	UMasipala waseMhlathuze	84(1)(h) - izikhumulo zezindiza zikamasipala [84(1)(j) - imisebenzi yezicimamlilo] 84(1)(n) - imisebenzi kamasipala yomphakathi emayelana nale misebenzi engasenhla
KZN283	UMasipala waseNtambana	Akukho misebenzi yasekhaya eyabelwe isiFunda ukuba siyenze esikhundleni somasipala basekhaya endaweni yaso
KZN284	UMasipala waseMlalazi	[84(1)(j) - imisebenzi yezicimamlilo] [84(1)(n) - imisebenzi kamasipala yomphakathi emayelana nale misebenzi engasenhla] <u>Akukho misebenzi yasekhaya eyabelwe isiFunda ukuba siyenze esikhundleni somasipala basekhaya endaweni yaso</u>
KZN285	UMasipala waseMthonjaneni	Akukho misebenzi yasekhaya eyabelwe isiFunda ukuba siyenze esikhundleni somasipala basekhaya endaweni yaso
KZN286	UMasipala waseNkandla	Akukho misebenzi yasekhaya eyabelwe isiFunda ukuba siyenze esikhundleni somasipala basekhaya endaweni yaso