



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

Provincial Gazette • Provinsiale Koerant • Igazethi Yesifundazwe

GAZETTE EXTRAORDINARY—BUITENGEWONE KOERANT—IGAZETHI EYISIPESHELI

*(Registered at the post office as a newspaper) • (As 'n nuusblad by die poskantoor geregistreer)
(Irejistiwee njengephephandaba eposihhovisi)*

Vol. 8

PIETERMARITZBURG,

22 SEPTEMBER 2014
22 kuMANDULO 2014

No. 1234

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PROVINCIAL NOTICE—PROVINSIALE KENNISGEWING—ISAZISO SESIFUNDAZWE**No. 203****22 September 2014****DEPARTMENT OF CO-OPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS****NOTICE IN TERMS OF SECTION 139(1)(c) OF THE CONSTITUTION OF THE REPUBLIC OF SOUTH AFRICA, 1996, READ WITH THE PROVISIONS OF SECTION 35 OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: APPOINTMENT OF AN ADMINISTRATOR OF THE MPOFANA MUNICIPALITY AND THE DETERMINATION OF THE POWERS AND FUNCTIONS OF THE ADMINISTRATOR**

I, Nomusa Dube-Ncube, in my capacity as Member of the KwaZulu-Natal Executive Council responsible for local government, and in terms of section 139(1)(c) of the Constitution of the Republic of South Africa 1996 (Act 108 of 1996), hereby –

(a) under powers vested in me by section 35(1) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), appoint Ms Buhle Ally as the Administrator of the Mpofana Municipality (hereinafter referred to as “the Municipality”), with effect from 3 September 2014; and

(b) in accordance with the provisions of section 35(2) of the Local Government: Municipal Structures Act, 1998, determine that the Administrator must exercise and perform the following powers and functions:

- (i) undertake all executive functions of the Municipal Council, but excluding the legislative functions;
- (ii) represent the Municipality on the Council of the uMgungundlovu District Municipality;
- (iii) undertake all statutory executive functions of the Mayor;
- (iv) undertake the functions referred to in section 67(1)(h) and Schedule 2 of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000), read with any other relevant legislative provisions dealing with criminal, disciplinary and civil matters;
- (v) ratify all decisions taken by the Municipal Manager and managers directly accountable to the Municipal Manager in terms of delegated or original authority;
- (vi) devise a turnaround strategy for the Municipality;
- (vii) implement a system for the control and approval of all expenditure;
- (viii) ensure the implementation of financial systems, policies and procedures;
- (ix) ensure the implementation of the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004);
- (x) devise a specific strategy to address the financial challenges of the Municipality, including a strategy to reduce unnecessary expenditure and to increase the collection of revenue;
- (xi) prepare the adjustment budget for the 2014/2015 financial year; and
- (xii) review the organisational structure of the Municipality.

Given under my Hand at Pietermaritzburg on this 10th day of September, Two Thousand and Fourteen.

MRS N DUBE-NCUBE, MPL

Member of the Executive Council of the Province of KwaZulu-Natal
responsible for Local Government

No. 203

22 kuMandulo 2014

UMNYANGO WEZOKUBUSA NGOKUBAMBISANA NEZOMDABU

ISAZISO NGOKWESIGABA 139(1)(c) SOMTHETHOSISEKELO WERIPHUBHULIKHI YASENINGIZIMU AFRIKA, 1996, SIFUNDWA NEZINHLINZEKO ZESIGABA 35 ZOMTHETHO WEZINHLAKA ZOMASIPALA WOHULUMENI BASEKHAYA, 1998: UKUQOKWA KWESIKHULU SIKAMASIPALA WASEMPOFANA KANYE NOKUNQUNYWA KWAMANDLA NEMISEBENZI YASO

Mina, Nomusa Dube-Ncube, ngokwesikhundla sami njengeLungu loMkhandlu oPhethe KwaZulu-Natali elibhekele ezohulumeni basekhaya, nangokwesigaba 139(1)(c) soMthethosisekelo weRiphubhulikhi yaseNingizimu Afrika, ngalokhu –

- (a) ngokwamandla engiwanikezwe isigaba 35(1) soMthetho weziNhlaka zoMasipala woHulumeni baseKhaya, 1998 (uMthetho No. 117 ka 1998); ngiqoka uNksz. Buhle Ally njengesikhulu sikaMasipala waseMpofana (“uMasipala”), kusukela mhla zi-3 kuMandulo 2014; futhi
- (b) ngokwezinhlinzeko zesigaba 35(2) soMthetho weziNhlaka zoMasipala woHulumeni baseKhaya, 1998, ngalokhu ngingquma ukuthi isikhulu kumele sisebenzise amandla aso futhi senze le misebenzi elandelayo:
 - (i) ukwenza yonke imisebenzi eyabelwe uMkhandlu kaMasipala, ngaphandle kwemisebenzi yezomthetho;
 - (ii) ukumela uMasipala eMkhandlwini kaMasipala wesiFunda saseMgungundlovu;
 - (iii) ukwenza yonke imisebenzi emiselwe ukwenziwa uSodolobha;
 - (iv) ukwenza imisebenzi okukhulunywe ngayo esigabeni 67(1)(h) nasoHlelweni 2 lo Mthetho, weziNhlaka zoMasipala woHulumeni baseKhaya, 2000 (uMthetho No. 32 ka 2000), sifundwa nanoma iziphi ezinye izinhlinzeko zomthetho eziphathelene nobugebengu, ukuqondisa izigwegwe kanye nezindaba zombango;
 - (v) ukweseka zonke izinqumo ezithathwe uMphathi kaMasipala kanye nabaPhathi abangaphansi kwakhe ngokwegunya abalinikeziwe noma abanalo;
 - (vi) ukusungula amasu okuletha uguquko kuMasipala;
 - (vii) ukuqalisa uhlelo lokulawula nokugunyaza zonke izindlela zokusetshenziswa kwezimali;
 - (viii) ukuqinisekisa ukuqaliswa kwezinhlelo zezezimali, izinqubomigomo kanye nezinqubo;
 - (ix) ukuqinisekisa ukuqaliswa koMthetho wokuKhokha amaReyathi eNdaweni engaphansi kuMasipala, 2004 (uMthetho No. 6 ka 2004);
 - (x) ukusungula amasu aqondene ngqo nokubhekana nezinselelo zokusetshenziswa kwezimali zikaMasipala, kubandakanya amasu okunciphisa ukusaphazwa kwezimali nokunyusa ukuqoqwa kwengeniso;
 - (xi) ukuchibiyela iSabelomali sonyaka wezimali ka 2014/2015; kanye
 - (xii) nokubuyekeza izinhlelo zezikhungo zoMasipala.

Sikhishwe phansi kwesandla sami eMgungundlovu ngalolu suku lwe-10 kuMandulo, oNyakeni weziNkulungwane eziMbili neShumi naNe.

NKK. N DUBE-NCUBE

iLungu loMkhandlu oPhethe esiFundazweni saKwaZulu-Natali
elibhekele ezoHulumeni baseKhaya

No. 203**22 September 2014****DEPARTMENT VAN SAMEWERKENDE REGERING EN TRADISIONELE SAKE****KENNISGEWING INGEVOLGE ARTIKEL 139(1)(c) VAN DIE GRONDWET VAN DIE REPUBLIEK VAN SUID-AFRIKA, 1996, GELEES MET DIE BEPALINGS VAN ARTIKEL 35 VAN DIE WET OP PLAASLIKE REGERING: MUNISIPALE STRUKTURE, 1998: AANSTELLING VAN 'N ADMINISTRATEUR VAN DIE MPOFANA MUNISIPALITEIT, EN DIE BEPALING VAN DIE BEVOEGDHEDE EN FUNKSIES VAN DIE ADMINISTRATEUR**

Ek, Nomusa Dube-Ncube, in my hoedanigheid as Lid van die KwaZulu-Natal Uitvoerende Raad verantwoordelik vir plaaslike regering, en ingevolge artikel 139(1)(c) van die Grondwet van die Republiek van Suid-Afrika, 1996 (Wet 108 van 1996), hiermee –

- (a) kragtens die bevoegdheid aan my verleen deur artikel 35(1) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), Me. Buhle Ally aanstel as die Administrateur van die Mpofana Munisipaliteit (hierna verwys na as “die Munisipaliteit”), met inwerkingtreding vanaf 3 September 2014; en
- (b) in ooreenstemming met die bepalings van artikel 35(2) of the Wet op Plaaslike Regering: Munisipale Strukture, 1998, bepaal dat die Administrateur die volgende bevoegdhede moet uitoefen en funksies verrig:
- (i) alle uitvoerende funksies van die Munisipale Raad onderneem, maar die wetgewende funksies uitgesluit;
 - (ii) die Munisipaliteit verteenwoordig op die Raad van die uMgungundlovu Distriksmunisipaliteit;
 - (iii) alle statutêre uitvoerende funksies van die Burgemeester onderneem;
 - (iv) die funksies verwys na in artikel 67(1)(h) en Bylae 2 van die Wet op Plaaslike Regering: Munisipale Strukture, 2000 (Wet No. 32 van 2000), gelees met enige ander tersaaklike wetgewende bepalings wat handel oor strafregtelike, dissiplinêre en siviele aangeleenthede, onderneem;
 - (v) alle besluite geneem deur die Munisipale Bestuurder en bestuurders, wat regstreeks aanspreeklik is aan die Munisipale Bestuurder ingevolge gedelegeerde of oorspronklike gesag, goedkeur;
 - (vi) 'n omkeerstrategie vir die Munisipaliteit ontwerp;
 - (vii) 'n stelsel vir die beheer en goedkeuring van alle besteding implementeer;
 - (viii) verseker dat die implementering van finansiële stelsels, beleide en prosedures uitgevoer word;
 - (ix) verseker dat die implementering van die Wet op Plaaslike Regering: Munisipale Eiendomsbelasting, 2004 (Wet No. 6 van 2007), uitgevoer word;
 - (x) 'n spesifieke strategie ontwerp vir die aanspreek van die Munisipaliteit se finansiële uitdagings, ingesluit 'n strategie vir die verlaging van onnodige besteding en om die invordering van belasting te verhoog;
 - (xi) die aansuiweringsbegroting vir die 2014/2015 finansiële jaar voorberei; en
 - (xii) die organisatoriese struktuur van die Munisipaliteit hersien.

Gegee onder my Hand te Pietermaritzburg op hierdie 10de dag van September, Tweeduisend-en-veertien.

MEV N DUBE-NCUBE, LPW

Lid van die Uitvoerende Raad van die Provinsie van KwaZulu-Natal
verantwoordelik vir Plaaslike Regering

NOTICE – CHANGE OF TELEPHONE NUMBERS: GOVERNMENT PRINTING WORKS

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