



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,**

20 NOVEMBER 2014  
20 KULWEZI 2014

**No. 1274**

**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*



01274

9771994455008

### IMPORTANT NOTICE

**The Government Printing Works will not be held responsible for faxed documents not received due to errors on the fax machine or faxes received which are unclear or incomplete. Please be advised that an “OK” slip, received from a fax machine, will not be accepted as proof that documents were received by the GPW for printing. If documents are faxed to the GPW it will be the sender’s responsibility to phone and confirm that the documents were received in good order.**

**Furthermore the Government Printing Works will also not be held responsible for cancellations and amendments which have not been done on original documents received from clients.**

## CONTENTS

<i>No.</i>		<i>Page</i>
<b>MUNICIPAL NOTICES</b>		
153	Local Government: Municipal Property Rates Act, 2004: uPhongolo Municipality: Resolution levying property rates for the financial year 1 July 2014 to 30 June 2015 .....	3
154	do.: Property Rates Act, 2004 and Local Government: Municipal Systems Act (32/2000): uPhongolo Municipality: Notice is given of adoption of By-laws .....	4
155	Local Government: Municipal Systems Act (32/2000): uPhongolo Municipality: Credit Control and Debt Collection By-laws .....	5
156	do.: Municipal Property Rates Act, 2004: uPhongolo Municipality: Property Rates By-laws .....	10
157	do.: Municipal Systems Act (32/2000): uPhongolo Municipality: Tariff By-laws .....	12
158	uPhongolo Municipality: Extract from the minutes of the 2nd Special Full Council Meeting held on the 4th November 2014 .....	15

---



---

**MUNICIPAL NOTICES**


---



---

**No. 153****20 November 2014**

Public Notice No: 422/11/14

Date: 07 November 2014

**UPHONGOLO MUNICIPALITY****RESOLUTION LEVYING PROPERTY RATES FOR THE FINANCIAL YEAR 1 JULY 2014 TO 30 JUNE 2015**

Notice is hereby given in terms of section 14 (1) and (2) of the Local Government: Municipal Property Rates Act, 2004; that the Council has resolved by way of council resolution number **UPLMC: 140** to levy rates on property reflected in the schedule below with effect from 1 July 2014:

<b>Category of Property</b>	<b>Cent in the Rand rate determined for the relevant property category</b>
Residential & Sectional Titles	0.012010
Municipal	0.00
Commercial/Business	0.015013
Industrial	0.015013
Vacant Land	0.015013
Agriculture	0.003003
Public Service Infrastructure (PSI)	0.003003
State Owned	0.015013
Special Non-Market	0.015013
Rural Communal Land (RCL)	0.015013

Full details of the Council resolution and rebates, reductions and exclusions specific to each category of owners of properties or owners of a specific category of properties as determined through criteria in the municipality's rate policy are available for inspection on the municipality's main office, satellite offices, website ([www.uphongoloonline.gov.za](http://www.uphongoloonline.gov.za)) and all public libraries.

Mr. M.R. Mthethwa

Acting Municipal Manager

61 Martin Street Pongola

P.O. Box 191

Pongola

3170

Tel: 034 4131 223 and Fax 034 4131 706

**No. 154****20 November 2014****Public Notice No: 423/11/14****Date: 07 November 2014****UPHONGOLO MUNICIPALITY****PROPERTY RATES BY-LAWS**

Notice is hereby given in terms of section 6 of the Local Government: Property Rates Act, 2004 has by a way of resolution no. **uPLMC: 140** adopted the Municipality's Property Rates By-laws.

**CREDIT CONTROL AND DEBT COLLECTION BY-LAWS**

Notice is hereby given in terms of section 98 (1) of the Local Government: Municipal Systems Act No. 32, 2000, has by way of resolution no: **uPLMC: 140** adopted the Municipality's Credit Control and Debt Collection By-laws.

**TARIFFS BY-LAWS**

Notice is hereby given in terms of section 75 (1) of the Local Government: Municipal Systems Act No. 32, 2000, has by way of resolution no: **uPLMC: 140** adopted the Municipality's Tariff By-laws.

Full details of the by-laws and the Council resolution are available for inspection on the municipality's main office, satellite offices, website ([www.uphongoloonline.gov.za](http://www.uphongoloonline.gov.za)) and all public libraries.

Mr. M.R. Mthethwa

Acting Municipal Manager

61 Martin Street Pongola

P.O. Box 191

Pongola

3170

Tel: 034 4131 223

Fax: 034 4131 706

No. 155

20 November 2014

## uPhongolo Municipality: Credit Control and Debt Collection By-Laws

Notice No: 423/11/14

Date: 07 November 2014

uPhongolo Municipality hereby, in terms of section 98 (1) of the Local Government: Municipal Systems Act No 32, 2000, has by way of (No of the resolution) adopted the Municipality's Credit Control and Debt Collection By-law set out hereunder.

### uPHONGOLO MUNICIPALITY

#### CREDIT CONTROL AND DEBT COLLECTION BY-LAWS

#### PREAMBLE

WHEREAS section 156(2) of the Constitution requires a municipality to make and administer by-laws for the effective administration of the matters which it has the right to administer.

AND WHEREAS section 13 of the Municipal Systems Act read with section 162 of the Constitution require a municipality to promulgate municipal by-laws by publishing them in the official gazette of the relevant province.

AND WHEREAS section 98 of the Local Government: Municipal Systems Act, 2000 requires a municipality to adopt by-laws to give effect to the implementation and enforcement of its credit control and debt collection policy; the by-laws may differentiate between the different categories of users, debtors, service providers, services, service standards and geographical areas as long as such differentiation does not amount to unfair discrimination.

NOW THEREFORE BE IT ENACTED by the Council of uPhongolo 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 Systems, 2000 (Act No. 32 of 2000) and Municipal Finance Management Act (Act No. 56 of 2003) shall bear the same meaning unless the context indicates otherwise.

- “**61 Martin Street, Pongola**” refers to the main administrative office of the municipality;
- “**By-Law**” means legislation passed by the council of a municipality binding in the municipality on the persons to whom it applies;
- “**Indigent debtor**” means debtor who meets certain criteria, as determined by the municipality from time to time;
- “**Municipal council or “council**” means the uPhongolo Municipal Council, a municipal council referred to in section 157 (1) of the Constitution;
- “**Municipal Finance Management Act**” means the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003);
- “**Municipal manager**” means a person appointed in terms of section 54A of the Municipal Systems Act;
- “**Municipal Systems Act**” means the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000);
- “**Municipality**” means uPhongolo Municipality as described in section 2 of the Municipal Systems Act.
- “**Occupier**” means any person who occupies any premises or part thereof, without regard to the title under which he or she occupies.
- “**Premise**” means any piece of land, the external surface boundaries of which are delineated on---

- (a) a general plan or diagram registered in terms of the Land Survey Act, 9 of 1927 or in terms of the Deeds Registry Act;

- (b) a sectional plan registered in terms of the sectional Titles Act, 95 of 1986, which is situated within the area of jurisdiction of the council

**“Supervisory authority”** means the municipality’s executive committee or executive mayor or the municipal council.

**2. OBJECT**

The object of this by-law is to give effect to the implementation and enforcement of the Credit Control and Debt Collection Policy as contemplated in section 98 (1) of the Municipal System Act.

**3. ADOPTION AND IMPLEMENTATION OF CREDIT CONTROL AND DEBT COLLECTION BY-LAWS**

The Municipality shall adopt, implement and enforce its Credit Control and Debt Collection Policy on the collection of money due and payable to it.

**4. CREDIT CONTROL AND DEBT COLLECTION POLICY**

The Credit Control and Debt Collection Policy shall reflect the principles as contemplated in the Municipal Systems Act.

**4.1. CUSTOMER CARE AND MANAGEMENT**

In relation to the levying of rates and other taxes by a municipality and charging of fees for municipal services, a municipality must, within its financial and administrative capacity---

- (a) establish a sound customer management system that aims to create a positive and reciprocal relationship between persons liable for these payments and the municipality, and where applicable, a service provider;
- (b) establish mechanisms for users of services and ratepayers to give feedback to the municipality or other service provider regarding the quality of the services and the performance of the service provider;
- (c) take reasonable steps to ensure that users of services are informed of the costs involved in the service provision, the reasons for the payment of service fees, and the manner in which monies raised from the service are utilized
- (d) where the consumption of the services has to be measured, take reasonable steps to ensure that the consumption by individual users of services is measured through accurate and verifiable metering systems;
- (e) ensure that persons liable for payments, receive regular and accurate accounts that indicate the basis for calculating the amount due;
- (f) provide accessible mechanisms for those persons to query or verify accounts and metered consumption, and appeal procedures which allow such persons to receive prompt redress for inaccurate accounts;
- (g) provide accessible mechanism for dealing with complaints from such persons, together with prompt replies and corrective action by the municipality;
- (h) provide mechanisms to monitor the response time and efficiency in complying with paragraph (g); and
- (i) provide accessible pay points and other mechanisms for settling accounts or making pre-payments for services.

**4.2. DEBT COLLECTION RESPONSIBILITY OF MUNICIPALITIES**

A municipality---

- (a) must collect all money due and payable to it, subject to the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000) and any other applicable legislation; and
- (b) for this purpose must adopt, maintain and implement a credit control and debt collection policy which is consistent with its rates and tariff policies and complies

with the provision of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000).

#### 4.3. CONTENT OF CREDIT CONTROL AND DEBT COLECION POLICY

- (1) A credit control and debt collection policy must provide for---
- (a) credit control procedures and mechanisms;
  - (b) debt collection procedures and mechanisms;
  - (c) provision for indigent debtors that is consistent with its rates and tariff policies and any national policy on indigents;
  - (d) realistic targets consistent with—
    - (i) general recognised accounting practices and collection ratios, and
    - (ii) the estimates of income set in the budget less an acceptable provision for bad debts;
  - (e) interest on arrears, where appropriate;
  - (f) extension of time for payment of accounts;
  - (g) termination of services or the restriction of the provision of services when payments are in arrears;
  - (h) matters relating to unauthorised consumption of services, theft and damages; and
  - (i) any other matters that may be prescribe by regulation in terms of section 104 of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000)
- (2) A credit control and debt collection policy may differentiate between different categories of rate payers, users of services, debtors, taxes, services, service standards and other matters as long as the differentiation does not amount to unfair discrimination.

#### 4.4. SUPERVISORY AUTHORITY

A municipality's executive committee or executive mayor or, if a municipality does not have an executive committee or executive mayor, the municipal council itself or a committee appointed by it, as the supervisory authority must---

- (a) oversee and monitor---
  - (i) the implementation and enforcement of the municipality's credit control and debt collection policy and any by-laws enacted in terms of section 98 of the Local Government: Municipal Systems Act, 2000; and
  - (ii) the performance of the municipal manager in implementing the policy and any by-laws
- (b) when necessary, evaluate or review the policy and any by-laws, or the implementation of the policy and any such by-laws, in order to improve efficiency of its credit control and debt collection mechanisms, processes and procedures; and
- (c) at such intervals as may be determined by the council report to a meeting of the council, except when the council itself performs the duties mentioned in paragraphs (a) and (b).

#### 4.5. IMPLEMENTING AUTHORITY

The municipal manager or service provider must---

- (a) implement and enforce the municipality credit control and debt collection policy and any by-laws enacted in terms of section 98 of the Local Government: Municipal Systems Act,2000;
- (b) in accordance with the credit control and debt collection policy and any such by-laws, establish effective administrative mechanisms, processes and procedures to collect money that is due and payable to the municipality; and
- (c) at such intervals as may be determined by the council report the prescribed particulars to a meeting of the supervisory authority referred to in subsection 99 of the Local Government: Municipal Systems Act,2000.

**4.6. MUNICIPALITY'S RIGHT OF ACCESS TO PREMISES**

The occupier of premises in a municipality must give an authorised representative of the municipality or of a service provider access at all reasonable hours to the premises in order to read, inspect, install or repair any meter or service connection for reticulation, or to disconnect, stop or restrict the provision of any service.

**4.7. ACCOUNTS**

(1) A municipality may---

- (a) consolidate any separate accounts of persons liable for payments to the municipality;
- (b) credit a payment by such person against any account of that person; and
- (c) implement any of the debt collection and credit control measures provided for in terms of Chapter 9 of the Local Government: Municipal Systems Act, 2000 in relation to any arrears on any accounts of such a person.

(2) Subsection (1) does not apply where there is a dispute between the municipality and a person referred to in that subsection concerning any specific amount claimed by the municipality from that person.

(3) A municipality must provide an owner of a property in its jurisdiction with copies of accounts sent to the occupier of the property for municipal services supplied to such a property if the owner requests such accounts in writing from the municipality concerned.

**4.8. AGREEMENT WITH EMPLOYERS**

A municipality may---

- (a) with the consent of a person liable to the municipality for the payment of rates or other taxes, or fees for municipal services, enter into an agreement with that person's employer to deduct from the salary or wages of that person---
  - (i) any outstanding amounts due by that person to the municipality; or
  - (ii) regular monthly amounts as may be agreed; and
- (b) provide special incentives for---
  - (i) employers to enter into such agreements; and
  - (ii) employees to consent to such agreements

**4.9. REGULATIONS AND GUIDELINES**

(1) The Minister may for the purpose of Chapter 9 of the Local Government; Municipal System Act, 2000 make regulations or issue guidelines in accordance with section 120 of the Local Government: Municipal Systems Act, 2000 to provide for or regulate the following matters---

- (a) the particulars that must be contained in the municipal manager's report in terms of section 4.5 (c) of this by-laws.
- (b) the identification of municipal services provided by the municipality or other service providers to users of services where the use of the service by the user can reasonable be determined, measured or estimated per quantity used or per frequency of such use;
- (c) the determination, measurement or estimate of the use by each user of each service so identified;
- (d) user agreements, and deposits and bank guarantees for the provision of municipal services;
- (e) the rendering of accounts to ratepayers and users and the particulars to be contained in the accounts;
- (f) the action that may be taken by municipalities and service providers to secure payments of accounts that are in arrear, including---
  - (i) the termination of municipal services or the restriction of the provision of the services;
  - (ii) the seizure of property;
  - (iii) the attachment of rent payable on a property; and



- (iv) the extension of liability to a director, a trustee or a member if the debtor is a company, a trust or a close corporation;
- (g) appeals against the accuracy of the accounts for municipal taxes or services;
- (h) the manner in and time within which such appeals must be lodged and determined and the consequences of successful and unsuccessful appeals;
- (i) extension for the payment of arrears and interest payable in respect of such arrears;
- (j) service connections and disconnections, and the resumption of discontinued services;
- (k) the combating of unauthorised consumption, connection and reconnection and theft of municipal services;
- (l) the development and implementation of an indigent policy;
- (m) the tampering with of theft of meters, service supply equipment and reticulation network and any fraudulent activity in connection with the provision of municipal services; and
- (n) any other matter that may facilitate---
  - (i) effective and efficient systems of credit control and debt collection by municipalities; or
  - (ii) the application of Chapter 9 of the Local Government: Municipal Structures Act, 2000

(2) When making regulations or issuing guidelines in terms of section 120 of the Local Government: Municipal Systems Act, 2000 to provide for or to regulate the matters mentioned in subsection (1) of section 104 of the Local Government: Municipal Systems Act, 2000, the Minister must--

- (a) take into account the capacity of municipalities to comply with those matters; and
- (b) differentiate between different kinds of municipalities according to their respective capacities.

## 6. SHORT TITLE AND COMMENCEMENT

This By-law is called the uPhongolo Municipality: Credit Control and Debt Collection By-laws, and takes effect on the date of the publication thereof in the *Provincial Gazette* or as otherwise indicated on the notice thereto.

**No. 156****20 November 2014***uPhongolo Municipality: Property Rates By-Law***Notice No: 423/11/14****Date: 07 November 2014**

uPhongolo Municipality hereby, in terms of section 6 of the Local Government: Municipal Property Rates Act, 2004, has by way of resolution no. **uPLMC: 140** adopted the Municipality's Property Rates By-law set out hereunder.

**uPHONGOLO MUNICIPALITY****PROPERTY RATES BY-LAWS****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-laws by publishing them in the gazette of the relevant province.

AND WHEREAS section 6 of the Local Government: Municipal Property Rates Act, 2004 requires a municipality to adopt by-laws 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 uPhongolo 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 uPhongolo Local Municipality;

**'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 (name of municipality), contemplated in chapter 2 of the Municipal Property Rates Act.



## *uPhongolo Municipality: Property Rates By-Law*

### **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. ADOPTION AND IMPLEMENTATION OF RATES POLICY**

- 3.1. The Municipality shall adopt and implement its Rates Policy consistent with the Municipal Property Rates Act on the levying of rates on rateable property within the jurisdiction of the municipality; and
- 3.2. The Municipality shall not be entitled to levy rates other than in terms of its Rates Policy.

### **4. CONTENTS OF A RATE POLICY**

The Rates Policy shall, *inter alia*:

- 4.1. Apply to all rates levied by the Municipality pursuant to the adoption of its Annual Budget;
- 4.2. Comply with the requirements for:
  - 4.2.1. the adoption and contents of a rates policy specified in section 3 of the Act;
  - 4.2.2. the process of community participation specified in section 4 of the Act; and
  - 4.2.3. the annual review of a Rates Policy specified in section 5 of the Act.
- 4.3. Provide for principles, criteria and implementation measures that are consistent with the Municipal Property Rates Act for the levying of rates which the Council may adopt; and
- 4.4. Provide for enforcement mechanisms that are consistent with the Municipal Property Rates Act and the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000).

### **5. ENFORCEMENT OF THE RATES POLICY**

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

### **6. SHORT TITLE AND COMMENCEMENT**

This By-law is called the uPhongolo Municipality: Property Rates By-law, and takes effect on the date of the publication thereof in the *Provincial Gazette* or as otherwise indicated on the notice thereto.

## uPhongolo Municipality: Tariff By-law

**Notice No. 423/11/14**

**Date: 07 November 2014**

uPhongolo Municipality hereby, in terms of section 75 (1) of the Local Government: Municipal Systems Act No 32, 2000, has by way of resolution no. **uPLMC: 140** adopted the Municipality's Tariff By-laws set out hereunder.

### uPHONGOLO MUNICIPALITY

#### TARIFF BY-LAWS

#### PREAMBLE

WHEREAS section 156(2) of the Constitution requires a municipality to make and administer by-laws for the effective administration of the matters which it has the right to administer.

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

AND WHEREAS section 75 of the Local Government: Municipal Systems Act, 2000 requires a municipality to adopt by-laws to give effect to the implementation and enforcement of its tariff policy; the by-laws may differentiate between the different categories of users, debtors, service providers, services, service standards and geographical areas as long as such differentiation does not amount to unfair discrimination.

NOW THEREFORE BE IT ENACTED by the Council of uPhongolo 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 Systems, 2000 (Act No. 32 of 2000) and Municipal Finance Management Act (Act No. 56 of 2003) shall bear the same meaning unless the context indicates otherwise.

“**61 Martin Street, Pongola**” refers to the main administrative office of the municipality;

“**By-Law**” means legislation passed by the council of a municipality binding in the municipality on the persons to whom it applies;

“**Municipal council or “council**” means the uPhongolo Municipal Council, a municipal council referred to in section 157 (1) of the Constitution;

“**Municipal Finance Management Act**” means the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003);

“**Municipal manager**” means a person appointed in terms of section 54A of the Municipal Systems Act;

“**Municipal Systems Act**” means the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000);

“**Municipal Tariff**” means a tariff for services which a municipality may set for the provision of a service to the local community, and includes a surcharge on such tariff but excludes the levying of rates by a municipality in terms of the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004);

“**Municipality**” means uPhongolo Municipality as described in section 2 of the Municipal Systems Act.

#### 2. OBJECT

The object of this by-law is to give effect to the implementation of the Tariff Policy as contemplated in section 75 (1) of the Municipal System Act.

### 3. ADOPTION AND IMPLEMENTATION OF TARIFF POLICY

The Municipality shall adopt and implement its Tariff Policy on the levying of fees for municipal services provided by the municipality itself or by a way of service delivery agreements, and which complies with the provisions of the Municipal Systems Act, the Municipal Finance Management Act and any other applicable legislation.

### 4. TARIFF POLICY

#### 4.1. The Tariff Policy shall reflect the principles as contemplated in the Municipal Systems Act, namely that--

- (a) users of municipal services should be treated equitably in the application of tariffs;
- (b) the amount individual users pay for services should generally be in proportion to their use of that service;
- (c) poor households must have access to at least basic services through--
  - i) tariffs that cover only operating and maintenance costs;
  - ii) special tariffs or life line tariffs for low levels of use or consumption of services or for basic levels of service; or
  - iii) any other direct or indirect method of subsidisation of tariffs for poor households;
- (d) tariffs must reflect the costs reasonably associated with rendering the service, including capital, operating, maintenance, administration and replacement costs, and interest charges;
- (e) tariffs must be set at levels that facilitate the financial sustainability of the service, taking into account subsidisation from sources other than the service concerned;
- (f) provision may be made in appropriate circumstances for a surcharge on the tariff for a service;
- (g) provision may be made for the promotion of local economic development through special tariffs for categories of commercial and industrial users;
- (h) the economical, efficient and effective use of resources, the recycling of waste, and other appropriate environmental objectives must be encouraged;
  - i) the extent of subsidisation of tariffs for poor households and other categories of users should be fully disclosed.

#### 4.2. The Tariff Policy may differentiate between different categories of users, debtors, service providers, services, service standards, geographical areas and other matters as long as the differentiation does not amount to unfair discrimination.

### 5. GENERAL POWER TO LEVY AND RECOVER FEES, CHARGES AND TARIFF

- (1) The municipality may-
  - (a) levy and recover fees, charges or tariffs in respect of any function or service of the municipality; and
  - (b) recover collection charges and interest on any outstanding amount.
- (2) The fees, charges or tariffs referred to in subsection (1) are levied by a municipality by resolution passed by the municipal council with a supporting vote of a majority of its members.
- (3) After a resolution contemplated in subsection (2) has been passed, the municipal manager must, without delay--
  - (a) conspicuously display a copy of the resolution for a period of at least 30 days at 61 Martin Street Pongola and such other places within the municipality to which the public has access as the municipal manager may determine
  - (b) publish in the newspaper of general circulation in the municipality a notice stating--

- i) that a resolution as contemplated in subsection (2) has been passed by the council;
  - ii) that a copy of the resolution is available for public inspection during office hours at 61 Martin Street Pongola and other places specified in the notice; and
  - iii) the date on which the determination will come into operation; and
- (c) seek to convey the information referred to in paragraph (b) to the local community by means of radio broadcasts covering the area of the municipality.
- (4) The municipal manager must forthwith send a copy of the notice referred to in subsection (3) (b) to the MEC for local government concerned.

#### **6. SHORT TITLE AND COMMENCEMENT**

This By-law is called the uPhongolo Municipality: Tariff By-law, and takes effect on the date of the publication thereof in the *Provincial Gazette* or as otherwise indicated on the notice thereto.

No. 158

20 November 2014



# uPHONGOLO

## MUNISIPALITEIT / MUNICIPALITY

Rig Korrespondensie aan:  
DIE AGBARE BURGEMEESTER

Address Correspondence to:  
THE HONOURABLE MAYOR

MUNISIPALE KANTOOR  
MUNICIPAL OFFICE

Martinstraat/Street 61

Posbus/P.O. Box 191  
Pongola 3170

Tel. (034) 4131223  
Faks/Fax: (034) 4131706

e-mail:  
pongolatle@pga.dobea.co

**EXTRACT FROM THE MINUTES OF THE 02<sup>ND</sup> SPECIAL FULL COUNCIL  
MEETING HELD ON THE 04<sup>TH</sup> NOVEMBER 2014:**

**PRESENT:**

CLLR H V NGCAMPHALALA	[HONOURABLE SPEAKER]
CLLR M HADEBE	[HONOURABLE MAYOR]
CLLR J B NGEMA	[HONOURABLE DEPUTY MAYOR]
CLLR A Z THABEDE	
CLLR M B MAKHOBA	
CLLR E N BUTHELEZI	
CLLR M J DLAMINI	
CLLR S R SIMELANE	
CLLR M J PHAKATHI	
CLLR N J MKHWANAZI	
CLLR N P MAVUSO	
CLLR C N MAVUNDLA	
CLLR Z L NXUMALO	
CLLR N M MKHWANAZI	
CLLR J P NGWENYA	
CLLR B MVELASE	
CLLR B H NKOSI	
CLLR B C NHLABATHI	
CLLR M P KHUMALO	
CLLR N T GUMBI	
CLLR K E NXUMALO	
CLLR M S MTUNGWA	
CLLR J C THERON	
CLLR M M MNTUNGWA	
CLLR D NYAWO	
CLLR M C NKUMANE	
CLLR F F SIMELANE	

**OFFICIALS:**

MR M R MTHETHWA	[FINANCIAL SERVICES DIRECTOR]
MR F S MSEZANE	[COMMUNITY SERVICES DIRECTOR]

<b>MR L M V CELE</b>	<b>[TECHNICAL SERVICES DIRECTOR]</b>
<b>MRS N GWABENI</b>	<b>[CORPORATE SERVICES DIRECTOR]</b>
<b>MR B B NKOSI</b>	<b>[HEAD: INTERNAL AUDITOR]</b>
<b>MR S NKWANYANA</b>	<b>[PMU MANAGER]</b>
<b>MR S F MKHIZE</b>	<b>[BUDGET &amp; TREASURY MANAGER]</b>
<b>MR B DLAMINI</b>	<b>[DEVELOPMENT PLANNING &amp; IDP]</b>
<b>MRS N MKHWANAZI</b>	<b>[SNR ADMIN OFFICER]</b>

**ITEM 1:****OPENING:**

The Meeting was opened with Prayer by Cllr S R Simelane at 13h30.

**ITEM 2:****WELCOME:**

The Honourable Speaker, Cllr H V Ngcamphalala greeted and welcomed everyone present.

**ITEM 3:****APOLOGIES AND/OR/LEAVE OF ABSENCE:**

**CLLR M B MAKHOBA - WRITTEN APOLOGY STATING SHE HAD FAMILY RESPONSIBILITY**

Written apology accepted. (Proposed by Cllr Cllr M J Dlamini and seconded by Cllr N P Mavuso).

**ABSENT WITHOUT APPLICATION FOR LEAVE:**

**CLLR J P NGWENYA**

**ITEM 6.4:****uPLMC: 140****REQUEST TO REVIEW BY-LAWS:****COUNCIL RESOLVED THAT:**

- 1. The following Revenue By-laws are approved for implementation:**
  - (i) Credit Control and Debt Collection By-laws**
  - (ii) Property Rates By-laws**
  - (iii) Tariff By-law**
- 2. Council approved the levying Property Rates for the financial year 01 July 2014 to 30 June 2015, as reflected below:**



Category of Property	Cent in the Rand rate determined for the relevant property category
Residential & Sectional Titles	0.012010
Municipal	0.00
Commercial/Business	0.015013
Industrial	0.015013
Vacant Land	0.015013
Agriculture	0.003003
Public Service Infrastructure (PSI)	0.003003
State Owned	0.015013
Special Non-Market	0.015013
Rural Communal Land (RCL)	0.015013

3. **By-Laws to be published in Provincial Gazette to be effective as from 01<sup>st</sup> July 2014.**

**ITEM 7:  
CLOSURE:**

The Meeting was closed with Prayer by Cllr D Nyawo at 16h50.

**CERTIFIED AS CORRECT ON THIS *05* DAY OF *NOVEMBER* 2014**

  
 .....  
**MR M R MTHETHWA**  
**ACTING MUNICIPAL MANAGER**





**NOTICE – CHANGE OF TELEPHONE NUMBERS: GOVERNMENT PRINTING WORKS**

As the mandated government security printer, providing world class security products and services, Government Printing Works has adopted some of the highly innovative technologies to best serve its customers and stakeholders. In line with this task, Government Printing Works has implemented a new telephony system to ensure most effective communication and accessibility. As a result of this development, our telephone numbers will change with effect from 3 February 2014, starting with the Pretoria offices.

The new numbers are as follows:

- Switchboard : 012 748 6001/6002
- Advertising : 012 748 6205/6206/6207/6208/6209/6210/6211/6212
- Publications Enquiries : 012 748 6052/6053/6058 [GeneralEnquiries@gpw.gov.za](mailto:GeneralEnquiries@gpw.gov.za)
  - Maps : 012 748 6061/6065 [BookShop@gpw.gov.za](mailto:BookShop@gpw.gov.za)
  - Debtors : 012 748 6060/6056/6064 [PublicationsDebtors@gpw.gov.za](mailto:PublicationsDebtors@gpw.gov.za)
  - Subscription : 012 748 6054/6055/6057 [Subscriptions@gpw.gov.za](mailto:Subscriptions@gpw.gov.za)
- SCM : 012 748 6380/6373/6218
- Debtors : 012 748 6236/6242
- Creditors : 012 748 6246/6274

Please consult our website at [www.gpwonline.co.za](http://www.gpwonline.co.za) for more contact details.

The numbers for our provincial offices in Polokwane, East London and Mmabatho will not change at this stage.