

No. 19

MINUTES OF ETHEKWINI MUNICIPAL COUNCIL

Meeting held on Thursday, 2022-07-28T10:00, streamed from
Luthuli Hal, Durban City Hall, Durban.

PRESENT : Councillors TE Nyawose (Speaker), PG Mavundla (Deputy Mayor), A Abdul, J Annipen, AD Beesley, A Beetge, M Billy, T Biyela, JM Black, NJ Bollman, M Brauteseth, WJD Burne, MH Buthelezi, KPM Cele, SB Cele, SP Chebure, J Chetty, GD Clarivette, R Cloete, SV De Boer, Z Dzanibe, J Essop, BA Fortein, SN Gabela, GM Gasa, DM Gcabashe, FO Gcabashe, NBC Godlwana, R Gokool, G Govender, S Govender, Y Govender, NL Graham; BR Gumede, NC Gumede, S Gumede, BM Gwala, MS Gwala, GJ Hegter, MM Hlengwa, NP Hlomuka, MF Ismail, LBS Jali, M Johnson, MA Jokweni, K Khambule, MH Khan, NL Khuzwayo, ZW Khuzwayo, SNC Khwela, A Kissoon, BG Kubheka, V Kunju, CJ Laing, SW Lushaba, M Lutchmen, WM Luthuli, ME Mabaso, RD Macpherson, MA Madlala, NI Madlala, SR Madlala; A Maharajh, RP Maharaj, S Maharaj, FN Majola, TG Makhanya, HS Makhathini, MW Manqele, JB Maphumulo, NJ Maphumulo, TZ Mathe, SH Mazibuko, WM Mazibuko, M Mbambo, KT Mbhele, RP Mbonambi, BA Mchunu, JL Mchunu, SW Mcineka; RL McKenzie, X Mdlazi, FW Mdletshe, SM Memela, SP Mfeka, GN Mhlongo, NM Mhlongo, SE Mhlongo, T Miya, MB Mjadu, AZ Mkhize, KV Mkhize, MA Mkhize, ME Mkhize, NN Mkhize, NA Mkhize, P Mkhize, SM Mkhize, TJ Mkhize, BR Mngadi, DK Mngadi, E Mngadi, S Mngadi, SV Mngadi, MR Mngonyama; BV Mngwengwe, PB Mnikathi, ZO Mnomiya, T Mohamed, MV Molife, SR Moodley, ND Motseke, SB Mpanza, NP Msibi, LI Msomi, NP Msomi, LG Mthembu, SSS Mthethwa, TD Mthethwa, TM Mthethwa, N Munien, ZP Myeni, SK Mzimela, BD Naidoo; J Naidoo, V Ncukana, WP Ndiweni, NB Ndlela, AB Ndlovu, MF Ndlovu, PB Ndlovu, NS Ndlovu, V Ndlovu, SG Nene, TH Nene, SB Ngcongo, S Ngema, DB Ngubane, LE Nkomeni, MS Nkosi, XM Nqweniso, DM Nsundwane, SH Ntombela, PC Ntshangase, BT Ntuli, N Ntuli, NZ Ntuli, PB Ntuli, B Nxumalo, MR Nxumalo, NN Nyanisa, MV Nzimande-Madlala, AAK Paruk, BW Phewa, DT Pillay, DR Pillay, P Pillay, GDA Pullan, B Radebe, A Rampersad, T Sabelo, S Sewshanker, A Shaheed, BH Shange, LP Shange; MG Shange, N Sibiya, BSB Sindane, EL Singh, J Singh, S Singh, PS Sishange, CN Sisoka, NI Sithole, BS Sivetye, EG Smith, AD Snyman, ZR Sokhabase, ZA Solomon, I Syed, BB Thusi, ME Thusi, M Thusi, ZN Tshazela, NT Tyelinzima, JC Van den Berg, HM Van Der Ryst, NB Vilakazi, NI Webster, SM Windvogel, TV Xulu, T Xuma, NY Young, GN Zondi, N Zondi, ON Zondi-Mthembu and TG Zungu and there being (01) vacancy.

ABSENT : Councillors TP Collins (Indisposed); SD Hlongwa, F Ismail (Indisposed); DM James (Municipal Business); TM Kaunda (Mayor), KNN Khubone (Indisposed); K Mhlaba (Personal Commitments), MP Mkhize, B Mkhwanazi, (Personal Commitments); TJ Mnguni, S Mnyandu; OB Mvubu (Indisposed); SP Ngcobo, MM Ngiba, DR Nowbuth, PH Nxumalo, VG Reddy (Indisposed); TE Shezi, IM Shinga, HP Shoji (Indisposed); JN Sibisi, KS Sibisi (Indisposed), LC Sikhakhane (Personal Commitments) and M Zondi.

AMAKHOSI

PRESENT : Inkosi JJ Shangase

AMAKHOSI

ABSENT : Inkosi S Mlaba and Inkosi EB Shoji (Indisposed)

OFFICIALS

PRESENT : Messrs/Mesdames Dr M Gumede (Acting City Manager), M Mhlongo (Head: Legal & Compliance Services), S Mafingwana (Deputy Head: Legal & Compliance Services); BM Mhlongo (Deputy Head: Office of the Speaker), T Ndlovu (Senior Manager: Secretariat) and SC Zondi (Chief Committee Officer).

(At the commencement of the meeting 176 Councillors were present, comprising ANC - 79, DA - 46, EFF - 13, IFP - 14, ASA - 04, ABC - 02, ACC - 02, ACDP - 02, AIC - 01, ADEC - 00, APF - 01, ATM - 01, AL JAMA-AH - 01, DLC - 01, JEP - 01, KZNI - 01, MF - 01, MOSA - 00, NFP - 01, PFP - 01, PRM - 01, TA- 01, UIM - 01 and VF Plus - 01).

1. NOTICE CONVENING THE MEETING

The Acting City Manager read the notice convening the meeting as per the statutory requirement.

2. OPENING

The Speaker declared the meeting open at 10h00 and extended a warm welcome to Councillors; Traditional Leaders; Acting City Manager; Deputy City Managers; Head Legal and Compliance Services and other Unit Heads; Members of the Administration; Media; and Members of the Public viewing on social media live streaming.

3. AFRICAN UNION AND NATIONAL ANTHEM

At the request of the Speaker the meeting stood to sing the African Union Anthem and the National Anthem of the Republic of South Africa.

4. OPPORTUNITY FOR PRAYER/MEDITATION

The Speaker requested Council to observe a moment's silence for everyone to meditate.

5. OFFICIAL ANNOUNCEMENTS

5.1 The Speaker presented the following announcements for the attention of the Members of Council: -

- 5.1 Councillors were requested to complete the Attendance Register posted on the MS Teams Chat Platform. That Administration was available to assist Councillors struggling to open and complete the Attendance Register.
- 5.2 Council paid tribute to the fearless; strong; uniter; and the humble Deputy Secretary-General of the ANC, Comrade Jessi Duarte, who will always be remembered as a servant of the people. Condolences were extended to her family, friends and relatives as well as the ANC on her passing during the course of this Month.
3. Council was saddened about the news of the loss of the former ANC Councillor, Councillor Nomthandazo Shabalala. Comrade Shabalala contributed significantly to drive service delivery for the people of eThekweni, in particular, the Umlazi Region. Council will recognize her legacy accordingly.
4. Words of gratitude were also extended to all eThekweni citizens and the political leadership for heading a call to commemorate the Mandela Day under the theme “Do What You Can, With What You Have, Where You Are”. During the Mandela Day commemoration, the Municipality accommodated various activities, some of which will still continue until the end of this Month. Further, that it was worth noting that, as part of the commemorations, His Worship the Mayor handed over houses to some of the floods victims and, also the physically challenged individuals, in Wards 3; 30; and 108, amongst the other areas.
5. The City of eThekweni congratulated the South Africa Women’s National Football Team, Banyana Banyana, as new queens of the African continent after beating the host national team Morocco 2-1 to win the Africa Cup of Nations Competition. This achievement was in sync with a broader vision of the City to promote women empowerment and inclusivity.
6. He congratulated the ANC in KZN for hosting a successful Provincial Elective Conference, with the City of eThekweni congratulating its very own, His Worship the Mayor, Councillor Mxolisi Kaunda; and Councillor Nolubabalo Mthembu, for being elected to serve on the KZN Provincial Executive Committee.
7. The Speaker also congratulated the DA Councillor Mthethwa for being elected the DA Leader within the eThekweni Municipal Council. The Ruling Party had confidence in Mthethwa’s capability to shape the political arena in a bid to rally behind a common vision, that of providing sustainable service delivery to the people of eThekweni.
8. The City of eThekweni condemns the shooting spree killer throughout the country’s places of entertainment, which has also touched the KZN Province in Pietermaritzburg, leaving 4 people dead and 8 wounded. The City also shared the pain together with the KZN Province on the recent tragic car crashes, one on the R617 Howick, taking the lives of 12 people, and the other on the N11 near Ladysmith, taking the lives of 6 family members of the Deputy Minister of Transport.

Condolences were extended to the families, friends and the relatives, following such traumatic experiences.
9. Councillors were encouraged to conduct themselves with dignity and decency during the Council proceedings, and in compliant with the expectations in terms of the Councillors’ Code of Conduct.

10. That the MS Teams Virtual Meetings principles were now known and standard. Therefore, Councillors were requested to adhere to the following:
- (i) Councillors to ensure they connect in a decent environment with no disturbance to be caused by the surroundings, it also being noted that some of the Council matters are of a confidential nature at some stage.
 - (ii) Councillors to be presentable since this was still a formal Council meeting
 - (iii) To raise a hand to be recognised when requesting to speak on the item
 - (iv) Switch off the video camera to improve stability of the network
 - (v) Connect in the area with a stable network since some of the technical glitches experienced are not coming from the City Hall streaming but, in the areas where individuals are connecting
 - (vi) Stay connected for the duration of the meeting to maintain quorum
11. Best wishes were extended to all Councillors celebrating their birthdays this month.

6. **SPEAKER'S REPORT**

6.1 Purpose

In presenting his Report, the Speaker submitted that the purpose was to report activities undertaken by the Municipal Council during the month of July 2022, in line with the provision of Section 13(f) of the Rules of Order By-Law 2014, as amended.

Also, to request Council to elect the Chairperson for the Municipal Public Accounts Committee (MPAC), which was **DEFERRED** to the next meeting to be convened physically.

6.2 Status of Councillor Offices

- 6.2.1 Over the month of July 2022, the Office of the Speaker has been finalizing Councillor's office space requests as submitted.
- 6.2.2 Council was reminded that as at the beginning of the 2021-2026, Municipal Council term of office, the Council comprises of 111 Ward Councillors and 111 Proportional Representation (PR) Councillors.
- 6.2.3 In terms of office allocation for Ward Councillors, the following was reported:

Total Number of Ward Councillors	111 Councillors
Total Number of Councillor's with offices	84 Councillors
Outstanding Number of Councillors without offices	27 Councillors

- 6.2.4 It was noted that the reasons for the 27 Councillors to be without offices currently, was that 10 had identified office space in privately owned premises where owners thereof are not compliant with Supply Chain requirements to enable lease contracts to be finalized accordingly. Business Support is however assisting such landlords to register and address outstanding compliance matters.

6.2.5 From the remaining 17 Councillors of the 27:

05	Leases are being currently negotiated by Real Estates Unit
08	Are inspecting identified space from Council owned buildings and
04	Still have to identify preferred office space

6.2.6 Council to further note that with PR Councillors:

Total Number of PR Councillors	111
Councillors with offices	35
Councillors that have not requested for office space	48
Councillors that requested but currently do not have offices	28 These also comprise of Councillors that has identified privately owned office space from non-compliant landlords, currently being assisted by Business Support Some are viewing available office from Council Owned buildings.

6.2.7 This matter has been on a number of occasions discussed in the Speaker and Party Whips Committee meeting where Whips are advised of the respective Party Member's status in terms of offices and are encouraged to advise members that have not requested for office space to do so.

6.3 Community Engagements / Meetings

6.3.1 Holding of Community engagements/meetings remains a compliance matter for Councillors, as per the provision in the Councillor's Code of Conduct.

6.3.2 As has been previously reported in Council, Councillors, especially Ward Councillors have not been complying in this regard. The Speaker reported with disappointment that over the first financial year (2021/2022) of this current Municipal Council term, only 79 community engagements were formally reported as per below:

Quarter 1 July – September 2021	Quarter 2 October – Dec 2021	Quarter 3 Jan – March 2022	Quarter 4 April – June 2022
32	0	27	11

6.3.3 As Council was commencing with the current financial year 2022/2023, Councillors were yet again urged to ensure that they comply in terms of holding and reporting on community engagements held.

6.3.4 Councillors requiring support to hold such meetings are reminded to timeously indicate to Office of the Speaker, it being noted that the procurement thereof is done through Supply Chain Management (SCM) processes, and as such, these requests need to be timeously submitted to enable the procurement processes to be followed accordingly.

6.4 Ward Committee Meetings

- 6.4.1 The Municipality has successfully established Ward Committees as per statutory provisions and these were inaugurated in June 2022.
- 6.4.2 Over the month of July 2022, City Administration has been assisting Ward Committees to hold their inaugural meetings so as to allocate portfolios and nominate Ward Committee Secretaries accordingly.
- 6.4.3 A majority of Ward Committees have had their inaugural meetings and the outstanding wards will be finalized over the upcoming weekend 30-31 July 2022.

6.5 Changes in the Municipal Council

- 6.5.1 Council noted that the Municipal Council currently has one (01) vacancy for a PR Councillor, arising from the resignation of Cllr Bhanprakash from the Inkatha Freedom Party (IFP).
- 6.5.2 The vacancy has been declared accordingly with the Independent Electoral Commission (IEC) and will be filled once feedback is received accordingly.

6.6 Election of Chairperson for the Municipal Public Accounts Committee (MPAC)

- 6.6.1 It was recalled that the Municipal Council at its meeting held on 15 December 2021, established its committees to assist it carry out its responsibility, one of the statutory committees established was MPAC.
- 6.6.2 The MPAC Committee currently comprises of 11 Members on proportional representation as follows:

PARTY	NUMBER OF REPRESENTATIVES	MEMBER
African National Congress	5	<ul style="list-style-type: none"> • Councillor Pearl Luthuli • Councillor Barbara Fortein • Councillor Muzikayise Thusi • Councillor Arthur Njokweni • Councillor Sindi Ngcobo
Democratic Alliance	3	<ul style="list-style-type: none"> • Councillor Terrance Collins • Councillor Andre Beegte • Councillor Shontel DeBoer
Economic Freedom Fighters	1	Councillor Thamisanqa Xuma
Inkatha Freedom Party	1	Councillor Jane Naidoo
Action South Africa	1	Councillor Alan Beesley

- 6.6.3 It was reported that in February 2022, erstwhile Councillor Dr Khoza who had been appointed by the Municipal Council as Chairperson of MPAC resigned from Council, creating a Chairpersonship vacancy in the Committee.

6.6.4

As per the statutory requirement and in promoting the principals of good governance, it was hereby recommended that the Municipal Council appoints the Chairperson of the MPAC from its Committee Members to replace erstwhile Councillor Dr Khoza.

On the completion of the Speaker's Report, Councillor Gwala of the IFP, expressed dissatisfaction on the manner in which issues relating to the implementation of the Public Employment Programme (PEP) were handled, citing that urgent interventions were required in this regard.

Although the matter did not form part of the Speaker's Report, the Speaker responded and reported that this matter was receiving the necessary attention at the level of the relevant Deputy City Managers following an in-depth discussion in this regard during the Speaker's Committee meeting. That feedback thereon will be provided to the aforementioned Committee.

On the other hand, Councillor Mthethwa of the DA supported by the other Councillors reiterated the operational inconvenience as a result of the non-allocation of office space. Thereafter, the Speaker requested Councillors affected to liaise directly with his Office to obtain the necessary information, including guidelines in terms of compliance requirements pertaining to the Supply Chain Management requirements to inform the finalisation of lease contracts with the landlords concerned.

Speaking on the election of Chairperson of the MPAC, the Whip of Council, Councillor BT Ntuli, proposed deferment of the matter to the next Council meeting to be convened physically. He submitted that the position of Chairperson is critical in terms of taking responsibility to lead the Committee and ensuring good governance, therefore, Council had to be given an opportunity to deliberate on the matter. He was then seconded by Councillor SB Mpanza.

Thereafter, it was

RESOLVED

That consideration of the matter relative to the Election of Chairperson of the Municipal Public Accounts Committee be DEFERRED to the next Council meeting to be convened physically.

7.

APPLICATIONS FOR LEAVE OF ABSENCE

RESOLVED:

The following Councillors and Amakhosi be granted leave of absence as indicated: -

COUNCILLORS

Councillor TP Collins	:	2022-07-28	Indisposed
Councillor F Ismail	:	2022-07-28	Indisposed
Councillor DM James	:	2022-07-28	On Municipal Business
Councillor KNN Khubone:		2022-07-28	Indisposed
Councillor K Mhlaba	:	2022-07-28	Personal Commitments
Councillor B Mkhwanazi	:	2022-07-28	Personal Commitments

Councillor OB Mvubu	:	2022-07-28	Indisposed
Councillor VG Reddy	:	2022-07-28	Indisposed
Councillor HP Shoji	:	2022-07-28	Indisposed
Councillor KS Sibisi	:	2022-07-28	Indisposed
Councillor LC Sikhakhane	:	2022-07-28	Personal Commitments

AMAKHOSI

Inkosi EB Shoji	:	2022-07-28	Indisposed
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8. **DECLARATION OF INTEREST**

It was noted that none of the Members had declared interest on matters contained on the Agenda.

9. **CONFIRMATION OF MINUTES: MEETINGS HELD on 2022-06-30 (Ordinary) and 2022-06-30 (In-Committee)**

The eThekweni Municipal Council Minutes for the meetings reflected above were tabled as having been circulated:

- (i) 2022-06-30 (Ordinary) were tabled, moved by Councillor Madlala and seconded by Councillor Myeni.
- (ii) 2022-06-30 (In-Committee), were adopted during an In-Committee session.

Thereafter, it was

RESOLVED:

That the minutes of the meetings of the eThekweni Municipal Council held on 2022-06-30 and the minutes of the In-Committee meeting held on 2022-06-30, as circulated and taken as read, be and they are hereby confirmed.

Following the adoption of the Minutes, Councillor Gwala of the IFP expressed concern that the number of the ANC Councillors in attendance during the previous Council meeting was constant for the duration of the meeting. He was of the view that this could not be accurate. He then recommended that Council meetings should revert back to convene physically to avoid inaccuracies on Councillor attendance. This was noted, with the Speaker also extending apology for not recognizing Gwala prior to finalising confirmation of Minutes.

10. **MATTERS ARISING**

It was noted that there were no matters arising in respect of items appearing on the Minutes.

11. QUESTIONS IN TERMS OF SECTION 27 OF THE RULES OF ORDER

The following Questions in terms of Section 27 of the Rules of Order were submitted:

11.1 Questions submitted by Councillor I Syed: Expanding Informal Settlements in and around the City (22/6/3):

Durban is a beautiful City that is overcome by informal settlements. A rough estimate shows that there about 594 informal settlements in and around the City and are expanding at an alarming rate.

There are smaller settlements popping up on vacant plots in between streets in developed areas. This impacts heavily on service delivery, health and safety and living conditions.

With that we present the following questions for related and relevant answers:

1. **Can you confirm the number of informal settlements within the eThekweni Municipality?**
2. **Provide a list of all the informal settlements, which Wards are they located in and their related names?**
3. **Does the Municipality have a formalized Census of the residents?**
4. **Does the City provide electricity to the settlements? If so, how many settlements get electricity and how of this electricity is revenue?**
5. **How many of the settlements receive refuse removal services?**
6. **How many of these settlements have ablution and toilet facilities provided by the City and how many of them are functional?**
7. **How many informal settlements receive water through standpoints and what is the overall consumption?**
8. **Are the informal settlements represented at any level of the eThekweni Municipality and if so, what is the structure?**

Councillor CN Sisoka provided the following respective responses:

1. The latest count of informal settlements in eThekweni is 595 settlements.
2. The below is the list of informal settlements: -

No.	Name of Settlement	No. of EST	Wards
1	132 Wandbeck rd	33	25
2	A1 Mpumalanga	180	91
3	Africa Inanda	627	55
4	Amaotana	1679	3/53/59
5	Amaotana Zwelisha	3709	51/53/59/103

No.	Name of Settlement	No. of EST	Wards
6	Amatikwe	3250	3/56/108
7	Amawoti Cuba	946	53
8	Amawoti-Angola	2017	53/56/57
9	Amawoti-Geneva	1218	56/57
10	Amawoti-Lusaka	3536	53
11	Amawoti-Lybia -Palastine	951	3/53
12	Amawoti-Moscow	1638	53/59
13	Amawoti-Mozambique	761	53/56/57
14	Amawoti-Namibia	1538	3/53/57
15	Amawoti-Nigeria	677	53/59
16	Amawoti-Tanzania	2113	57
17	Amawoti-Zambia	638	57
18	Amawoti-Zimbabwe	1031	52/57
19	AMT Industrial	93	16
20	Annet Drive	85	23
21	Asinamali / Toni (St.Wendolins)	465	16/63
22	B22 (Umgwaqo Ongayindawo)	116	22/92
23	B5	70	38
24	Banana City	522	23
25	Barcelona 2	61	75
26	Bend	41	92
27	Bend 2	44	92
28	Bhambayi Ghandi Settlement	247	54
29	Bhambayi Phase 1 Ext	1693	54/55
30	Bhambayi Phase 3	2491	54/55/57
31	Blackburn Village (Boxers)	437	102
32	Blackburn Village (Chappas)	1024	102
33	Briardene-Overspill	83	36
34	Bucks Farm (Riverdale)	1207	103
35	Buffelsdraai	2388	3/59
36	Buldana Road	20	68
37	Burlington station Overspill	158	65
38	Burlington Station/ White City	290	65
39	Burnwood Road overspill	1403	25
40	Bux Farm	217	103
41	Canelands / St Peter	367	58
42	Canelands Hilltop (Old Main Road)	158	58
43	Carlifornia/Ekuthuleni/Bhekilanga	163	19
44	Cascades	36	17
45	Cato Crest	2242	101
46	Cato crest (King Cetshwayo HWY)	46	30
47	Cato crest Blinkbonnie Road	700	30
48	Cato Crest Greenland	302	101
49	Cato Crest Overspill	247	101
50	Cherry Road Settlement	89	32
51	Chola Phansi phase 1 & 2	84	22

No.	Name of Settlement	No. of EST	Wards
52	Chola Phansi phase 1 & 2 extension	58	22
53	Clermont North / KwaDabeka	53	19/21/22
54	Clermont sites	185	22/92
55	Cliffdale Highway (Kwa Douglas)	178	103
56	Cliffdale School Station	2375	103
57	Coedmore	90	64
58	Congo	879	9
59	Congo Phase 2	758	55/56/57
60	Constantine Rd	673	25
61	Crossmoor Road	265	71
62	Curnick Ndlovu	99	55
63	Dakota Beach	1230	90
64	Dalton Settlement	18	32
65	Damede 2 (1 of 3)	15	72
66	Damede 2 (2 of 3)	90	17/72
67	Damede 3	52	17
68	Dark City	1142	9
69	Dassenhoek - Block A (Mansenseni)	1772	7 / 12 / 14
70	Dassenhoek - Block B (Mocambique)	1386	14/15
71	Dassenhoek - Block C	1445	12 / 14
72	Dassenhoek - Block D	1380	12/14/15
73	Dassenhoek - Block F	882	12 / 14
74	Dassenhoek - Block G	647	12 / 14
75	Dassenhoek 3	67	13
76	Dassenhoek 5	84	13
77	Dayal Road Informal	36	32
78	Demat	603	17/72
79	Demat (Damede)	2583	17/72
80	Dilkoosh Road	4	63
81	Diphini	936	4
82	Drift	116	58
83	DSW Tip Site (Tara Road)	32	66
84	Dukezwe	79	92
85	Duma Mbhele	40	74
86	Dunpals	37	61
87	Dunstan Garden/ Senzokuhle	103	23
88	Ebasutwini/Enkundleni Enkulu	76	22
89	Ebuhleni	10011	108
90	Ehlathini	33	99
91	Ekukhanyeni	2033	7/14/15
92	Ekuthuleni	50	23
93	Ekuthuleni	809	19
94	Ekuthuleni (Naicker Road)	42	17
95	Ekuthuleni (Sea View)	26	65
96	Ekuthuleni (Shallcross)	183	63
97	Ekuthuleni 1	244	75

No.	Name of Settlement	No. of EST	Wards
98	Ekuthuleni 2B (Raymond Mhlaba)	272	74
99	Ekuthuleni 3	58	75
100	Ekwandeni	1943	6/7/91/100
101	Electron Road	23	25
102	Emadimeni	877	9
103	Emalangeni	1388	6/7/91
104	Emangabazini / KaGogodwayo	1311	7
105	Emapeleni Project / Shayamoya / Amakrosini	1543	20/22
106	Emapheleni - eZimbelini	379	22
107	Embandeni	1541	93
108	Embo (new)	689	103/8
109	Embo Spillover	202	8
110	Emgodini	183	36
111	Emmaus	476	15
112	Emona	197	61
113	Empini	250	60
114	Engojeni Ka Santi	34	16
115	Ensimbini 2 (Overspill)	1169	29
116	Ensimbini Overspill	1652	29
117	Eplangweni	428	93/94
118	Eggumeni	207	91
119	Esikhelekehleni 1	3677	103/4
120	Esikhelekehleni 2	297	4
121	Esivivaneni	84	6 / 7
122	Esontweni	13	65
123	Etafuleni Phase 1	1857	3/53/56
124	Ethembeni	41	63
125	Ezakhiweni / Wawa	746	7
126	Ezibomvini	285	7
127	Ezibovini/Zone 4	183	6
128	Ezikrebheni / Umgeni Flood plain	183	25
129	Ezimbokodweni	699	93
130	Ezingwenyeni	9	23
131	Ezinkawini	106	102/59
132	Ezinyosini	350	92
133	Ezipokini	71	32
134	Ezitolo	16	62
135	Folweni sites	539	67/95
136	Foreman Road	1258	25
137	Foreman Road Ext	985	25/30
138	Fortieth Ave	46	92
139	Frasers	447	62
140	Frasers Extension	66	62
141	Frasers Zikhali/Smamane	52	62
142	Fremantle road	49	65
143	Gasa Section	640	4

No.	Name of Settlement	No. of EST	Wards
144	Gede Section	394	7
145	Georgedale	4561	5/91
146	Georgehill road	61	31
147	Gomora	106	92
148	Goqokazi Phase 2	1500	56/57
149	Goqokazi Phase 3	1500	56
150	Grassmere Drive	216	13/17
151	Greylands 82101 TRK	71	62
152	Greylands 82101 TRK Ext	23	62
153	Greylands phase 2 (Magwaveni)	1388	62
154	Gumtree Road (Kenville)	423	34
155	Gwala's	303	58/61
156	Harare 1	311	4
157	Havelock Road	192	34
158	Higginson Highway	348	72
159	Hoffman Place	158	25
160	Horseshoe road informal	51	32
161	Hull Valley	119	99
162	Indus lane	189	25
163	Intake Rd	2085	13/72/100
164	Investigate B Extention	57	55
165	Investigate Elangeni Ntuzuma - G settlement	60	42
166	Investigate KwaMashu Newlands Interface overspill	220	40
167	Investigate Rd 82090	74	61
168	Investigate Umlazi - C - CX2 overspill	142	79
169	Isithundu Hill Overspill/Ext.	357	13
170	Ivy Close	553	59/60/106
171	Jadhu Place	588	25/27
172	Jamaica Overspill	640	24
173	Jan Roz	448	62
174	Johanna Road	486	34
175	Josilina (Imvuzane) 1 of 4	82	22
176	Josilina (Imvuzane) 2 of 4	28	22
177	Josilina (Imvuzane) 3 of 4	87	22
178	Josilina (Imvuzane) 4 of 4	30	21/22
179	K Buffer	159	41
180	K2	22	78
181	Katshi	1674	72
182	Kennedy Road	2060	25
183	Kenville Village (NCP)	153	34
184	Kingrest	15	66
185	Klaarwater Camp	233	63
186	Kloof (Fannin Rd)	277	19
187	Kloof Ext 15 + Exr 21 ph 3	881	19
188	Kobhontshisi	59	61

No.	Name of Settlement	No. of EST	Wards
189	Kontinga	570	7
190	Kwa Ntobela	39	99
191	KwaCele / Ethembeni	74	4
192	KwaCutshwayo (Coffee-Farm phase 2) Ext	938	12
193	Kwadabeka A infill	542	20
194	Kwadebeka 1 A	520	20/22/92
195	KwaDlwembe	321	7
196	KwaDukuza	60	65
197	KwaMageza	515	9
198	KwaMajozi	39	17
199	Kwamancinza	2717	41/45
200	KwaMashimane Valley View	637	59
201	Kwamashu A Hostels	9305	39/46/104
202	KwaMbiza	1914	7
203	Kwamgaga Overspill Part1	tbc	78/111
204	KwaNala	21	21
205	KwaNogxaza	299	9
206	Kwasumubi / eMahlabathini	3830	58/60
207	L Section Palmiet	255	23
208	Lacey Road	247	31
209	Langalibalele (1)	810	55/56/57
210	Langalibalele (2)	74	55
211	Lindelani	1222	38/43
212	London Farm	81	99
213	Lotus Park Settlement	207	89/90
214	Lower Thornwood	362	13/14
215	Lubex Road/Ezitendeni	1049	4/7/91
216	Lucky Lushaba	37	80
217	Luganda Ext.	40	13
218	Lungelani	617	58
219	Lusaka Training College	1024	72
220	Luthuli Area	652	7
221	Mabhida	57	13
222	Madiba (Bottlebrush)	1913	71
223	Madiba (Bottlebrush) Overspill	3991	71
224	Madiba Valley	395	14
225	Madlala Settlement	1483	74
226	Madwaleni	610	4
227	Magabheni	29	99
228	Malacca Road	138	110
229	Malukazi (Lower)	7141	89/90
230	Malukazi (Upper)	1868	86/89
231	Malvern / Main Road	25	63
232	Mancane	690	93
233	Mandela Drive	31	32
234	Manyaleni	266	69

No.	Name of Settlement	No. of EST	Wards
235	Marianridge Station	242	17
236	Marianridge-Mpola Ext	1284	13/14
237	Matamfana Ext?	294	45
238	Mathe	34	74
239	Matlock Grove	69	31
240	Mawelewele overspill	72	17/72
241	Meyiwa Main	104	91
242	Mfeka Place	54	74
243	Mfeka Place 2	57	74
244	Mhlongo / Gambushe Roads	4	74
245	Mhlongo Msimango	18	74
246	Minitown	1263	4/5/91
247	Mississippi (Amanzimyama Stream)	61	32
248	Mngcweni	932	1 / 4
249	Molokohla	133	92
250	Molweni (Romani 1)	1967	9
251	Mophela	3323	5
252	Motala farm 2	80	10 / 15
253	Motala heights 1	182	15
254	Motala heights 2	40	15
255	Mount Venon	194	102
256	Mpola Phase 2 Ext	970	14/15
257	Mpola Phase 3	1015	14
258	Mpola Phase 3 Ext	822	14/15
259	Mpuma	2307	1 / 4
260	Mpumulanga (substation)	55	4
261	Mshayazafe	349	55/56
262	Msinsini	465	93
263	Mysore Road (Temple)	374	34
264	Namibia	1508	44/56
265	Nazareth	994	16
266	Ndliyomlilo	657	61
267	New City	1616	93/94
268	New Germany Road	667	23
269	New Glasgow Ematendeni Canelands	565	58
270	N-Fields	204	20
271	Ngqayizivele	47	88
272	North Coast Road	129	34
273	NPA(Zamani)	4	102
274	Ntshingelana Way	121	22/92
275	Ntuli-Mathwebula settlement	1015	74
276	Ntuzuma - A	138	38
277	Ntuzuma - B	43	38
278	Ntuzuma - C phase 2 Part 2	1687	38/45
279	Ntuzuma - E1	261	43/44
280	Ntuzuma - E8	402	43/44

No.	Name of Settlement	No. of EST	Wards
281	Ntuzuma - G	306	42
282	Ntuzuma C Phase 2	1300	38/45
283	Ntwasa / Mpanza Roads	56	74
284	Oaklands 1	101	106/60
285	Ocean Drive (Relocated)	30	58
286	Old & New Dunbar (Wiggins) Overspill	2659	29
287	Palmiet / Zone 2	160	23
288	Panekeni	1279	4
289	Paradise Valley	15	18
290	Parkington	268	34
291	Pasadena Crescent	42	69
292	Pemary Ridge/ Mpolweni	157	23
293	Phase 5	256	63
294	Phola Park	42	48
295	Pholani	363	58
296	Pilgrims x	520	90
297	Pridley Park / Croft	90	23
298	Progress Place (1 of 3)	1951	72
299	Progress Place (2 of 3)	1008	72
300	Progress Place (3 of 3)	552	72
301	Progress Place Ext	905	72
302	Protea	1169	103/8
303	Pumphouse	378	72
304	Puntans Hill	840	25/27
305	Qhakaza 1, 2 & Sokwalisa (Duffs Road)	1459	39
306	Qhiph'Khowe	551	93
307	Quarry 2	62	60
308	Quarry Road West	739	23/25
309	Queensburgh / Huntley Road	123	63/65
310	Qungisibindi	35	42
311	R.K Khan	15	73
312	Radford Gardens	34	65
313	Rainbow Ridge	809	23
314	Ratcliffe Drive	8	65
315	Ratcliffe Drive Ext	20	65
316	Ratna/kwaBridge	167	65
317	Recliffe Cross Road	382	60
318	Redcliff (Canelands/Parkridge)	5383	60
319	Redcliffe Oakford Rd	77	60
320	Redcliffe 1 (Hilltop & KwaShabalala)	664	59/60
321	Redcliffe Esihlahleni	194	59
322	Richmond Farm A	291	38/45
323	Richmond Farm B	2647	38/41/45
324	Riddles Road	5	65
325	Ridgeview informal	4	24
326	Riet Rivier	158	102

No.	Name of Settlement	No. of EST	Wards
327	Rietvallei	1325	4
328	Riverview	69	58
329	Rockdale (Ndengezi Informal)	1264	12
330	RoodeKrans 828 / Hazelmere Dam	2626	60
331	Sagu (Sandton phase 3)	957	12
332	Samseni 1	165	99
333	Samseni 2	101	99
334	Sandton phase 3 (KwaLinda)	325	12
335	Sandton phase 3 (Rockdale)	126	12
336	Sandton Phase 3 Area 3	524	12
337	Sankotshe	4056	5
338	Sastri Road Settlement	35	32
339	Savanha Place	19	74
340	Section G & G extension	1394	42/55/107
341	Seventeen	1636	7
342	Seventeenth ave	21	21
343	Shannon Drive/Emsahweni	309	23
344	Shembe / Ekuphakameni	1255	107/55
345	Simplace	615	34
346	Simplace Ext	633	34
347	Simunye Triangle (Newtown B)	162	107/55
348	Sir Kumar Reddi Rd	61	32
349	Sirdar Road	98	32
350	Sitarami	720	61
351	Site 319	13	34
352	Siyanda VN Naiker School	861	11/41
353	Siyasokola	278	34
354	Smithfield	233	34
355	Soweto	336	92
356	Special Case informal	21	69
357	St Wendolins Ridge	804	16/17
358	Sthumba	1725	1 / 4
359	Stmote 2	15	99
360	Stockville Settlement	461	10
361	Stomote(Hull Valley)	252	99
362	Stop 8 (Namibia)	1502	55/56
363	Sub 5 (BA)	66	19
364	Thirteenth Street	31	21
365	Thirthy Second	68	92
366	Thuthukani (Sea Tide)	550	58
367	Tioxide	614	93
368	Trenance Park 4A Overspill	389	51/59
369	Triumph/ Myhill Roads (Jamaica)	915	34
370	Tshelimnyama phase 3 Overspill	800	15
371	Tshelimnyama Phase 4	1296	15
372	Tshunu	69	74

No.	Name of Settlement	No. of EST	Wards
373	Twenty eighth ave	12	92
374	Twenty Eighth Ave (Emagundaneni/KwaNene)	236	92
375	Umbhayi	1294	61
376	Umbilo River Valley	15	24
377	Umgudulu	414	23
378	Umlhathuzana Rd	35	64
379	Umlazi - - F1 Overspill	26	79/81
380	Umlazi - - L4 (A&B)	165	78/84
381	Umlazi - A - A1	55	80
382	Umlazi - A - A3	87	80
383	Umlazi - A - AA (Siphola)	173	84
384	Umlazi - A - AA X4 (Power)	420	84
385	Umlazi - A - AAX4 (Extension)	36	84
386	Umlazi - A - AX1	86	80/88
387	Umlazi - A - AX2	602	88
388	Umlazi - A - AX4 (Shayamoya) - Investigate with V1	54	88
389	Umlazi - A - MX1	231	83
390	Umlazi - AA - Chicago	1126	78/84
391	Umlazi - B - B10 Lusaka Overspill	215	80/81
392	Umlazi - B - BX1 (Phola Place)	143	80/81
393	Umlazi - B - BX2 (Ezwini)	84	81
394	Umlazi - B - BX5	96	80/88
395	Umlazi - B - BX5 (Happy City)	72	80/88
396	Umlazi - B - BX6 (Emndeni I)	70	80
397	Umlazi - B - BX9 (Emndeni II)	39	80
398	Umlazi - B - Mfene City (BX4/BX7)	71	88
399	Umlazi - BB - BB 868	233	84
400	Umlazi - C - C2 (Zimbabwe)	166	81
401	Umlazi - C - CX1 (New Village)	376	81
402	Umlazi - C - CX2 (Egqumeni)	66	81
403	Umlazi - CC - CC Esidweni	3412	78/84
404	Umlazi - D - BX 4 / B X 7 (Ethenisini)	104	88
405	Umlazi - D - D1 (Ebuhleni)	62	88
406	Umlazi - D - D3 (Ekuthuleni)	37	88
407	Umlazi - D - DX10	64	88
408	Umlazi - D - DX13 (Mhlanga Forest)	48	88
409	Umlazi - D - DX18	92	87
410	Umlazi - D - DX2 (Emseni)	87	88
411	Umlazi - D - DX5 (Gospel City)	90	87
412	Umlazi - E	25	80
413	Umlazi - E - C6 (Gugulethu)	66	81
414	Umlazi - E - E2 (Egoli)	80	80
415	Umlazi - E - E5 (Ekuthuleni)	130	80
416	Umlazi - E - EX1 (Zilungiseni)	564	80/81
417	Umlazi - E - EX11 (Ekuthembeni)	69	81

No.	Name of Settlement	No. of EST	Wards
418	Umlazi - E - EX14 (Jabulani)	120	81
419	Umlazi - E - EX15 (Buyani)	262	81
420	Umlazi - E - EX2	318	80
421	Umlazi - E - EX4 (Thokoza)	101	80
422	Umlazi - E - EX7 (Ethopia)	565	80
423	Umlazi - E - EX9 / E16 (Thandanani)	254	80
424	Umlazi - F - F3 Ext	24	81
425	Umlazi - F - F6 (Limpopo)	117	79
426	Umlazi - F - F9	27	79
427	Umlazi - F - F9 (Phila)	8	81
428	Umlazi - F - FX3 (Moscow)	139	79
429	Umlazi - F - FX3 (Phola Park)	112	79
430	Umlazi - G - GX11 (Khayelihle)	85	79
431	Umlazi - G - GX2 (Maputo) Overspill	18	79
432	Umlazi - G - GX3	34	79
433	Umlazi - G - GX4	490	111/79
434	Umlazi - G - GX5 (Ekuthuleni)	64	79
435	Umlazi - G - GX7 (Danisa Village)	222	79/82
436	Umlazi - G - GX1	13	79
437	Umlazi - H - H1	54	83
438	Umlazi - H - H14	264	111
439	Umlazi - H - H3/H17	185	82
440	Umlazi - H - H7	122	79
441	Umlazi - H - HX1	452	82/83
442	Umlazi - H - HX2 Overspill	15	82
443	Umlazi - H - HX3	594	79
444	Umlazi - H - HX5	115	111
445	Umlazi - H - HX6 A & B	504	111
446	Umlazi - H - HX8	153	111
447	Umlazi - H - WX2 (White City)	218	82
448	Umlazi - J - J12	41	78
449	Umlazi - J - J13	263	111
450	Umlazi - J - J16	138	111
451	Umlazi - J - J17	136	111
452	Umlazi - J - J2	245	83
453	Umlazi - J - J4	831	111
454	Umlazi - J - J7	131	111
455	Umlazi - J - JX1	213	78
456	Umlazi - J - JX15	28	78
457	Umlazi - J - JX3 / JX7	198	111
458	Umlazi - J - JX4	148	111
459	Umlazi - J - JX5	80	111
460	Umlazi - J - JX6	31	111
461	Umlazi - J - JX8	65	83
462	Umlazi - J Station	375	111/83
463	Umlazi - K - K1	89	78

No.	Name of Settlement	No. of EST	Wards
464	Umlazi - K - K1-3D	25	78
465	Umlazi - K - K15	100	78
466	Umlazi - K - K16/17	105	78
467	Umlazi - K - K2	265	78
468	Umlazi - K - K5	16	78
469	Umlazi - K - K7\AA Lusaka	394	78/84
470	Umlazi - K - KX10	246	78
471	Umlazi - K - KX13	13	78
472	Umlazi - L - L12	70	78
473	Umlazi - L - L12 (Ekuthuleni)	393	78
474	Umlazi - L - L12 1 Overspill	46	83
475	Umlazi - L - L2	79	78
476	Umlazi - L - L2 (Egcakini)	256	78
477	Umlazi - L - LX1 (Kwaphumephethe)	58	83
478	Umlazi - L - LX2	82	78
479	Umlazi - L - LX2 (Phola Park)	8	83
480	Umlazi - L - LX3 (Shayamoya)	124	78
481	Umlazi - L - LX6 E (Nyanda Park)	29	83
482	Umlazi - L - LX7	312	78
483	Umlazi - M - H1 (Enkanini)	62	83
484	Umlazi - M - M 7/MX14 (Emhlabeni)	113	83/85
485	Umlazi - M - M1	181	83
486	Umlazi - M - M12	303	83
487	Umlazi - M - M14(Shisa-Bhe)	233	83/85
488	Umlazi - M - M2	175	83
489	Umlazi - M - M5	215	83
490	Umlazi - M - M8/9/10	680	83
491	Umlazi - M - MX15	106	83
492	Umlazi - M - MX2	201	83
493	Umlazi - M - MX3	160	83
494	Umlazi - M - MX4 (Ekuthuleni)	141	83
495	Umlazi - M - MX6 (Ekuphileni)	77	83/85
496	Umlazi - M - MX7 (Zamokuhle)	30	83
497	Umlazi - N - Maponya / Nkusi	10	82
498	Umlazi - N - Maponya 2	22	82
499	Umlazi - N - N1	23	85
500	Umlazi - N - N10 (Menzi)	140	82
501	Umlazi - N - N11	12	85
502	Umlazi - N - N3	195	82
503	Umlazi - N - N4	65	82
504	Umlazi - N - N6	33	85
505	Umlazi - N - NX1 (Elahlamlenze)	125	82
506	Umlazi - N - NX2	12	82
507	Umlazi - N - NX5	273	82
508	Umlazi - N - NX6 (Enkanini)	193	85
509	Umlazi - N - Shazi Rd	39	85

No.	Name of Settlement	No. of EST	Wards
510	Umlazi - P - Nyathela Rd	12	85
511	Umlazi - P - P5/PX3	379	85/87
512	Umlazi - P - PMH	100	83/85
513	Umlazi - P - PX1	26	85
514	Umlazi - P - PX4	130	85
515	Umlazi - P - PX7	53	85/87
516	Umlazi - Q - Q1 / Q2 / Q3	137	87/89
517	Umlazi - Q - Q13 & 14 overspill	55	87
518	Umlazi - Q - Q16	250	87
519	Umlazi - Q - Q3	225	87/89
520	Umlazi - Q - Q4 / Q5	257	87
521	Umlazi - Q - Q8/9/10	166	86/87
522	Umlazi - Q - QX1/QX5	53	87
523	Umlazi - Q - QX1/QX5 overspill	14	87
524	Umlazi - Q - QX4	91	87
525	Umlazi - Q - QX6	238	85/87
526	Umlazi - R	44	82
527	Umlazi - R - DX4	187	88
528	Umlazi - R - R10 (Mapetla)	38	85
529	Umlazi - R - R6 (West)	186	82/88
530	Umlazi - R - RX1	11	82
531	Umlazi - S - S1/2 (Emhlabeni)	2975	88
532	Umlazi - S - S3 (Zakheleni)	663	88
533	Umlazi - T - KwaMnyandu (12)	115	89
534	Umlazi - T - KwaMnyandu (13)	106	89
535	Umlazi - T - T1/2	1056	87/89
536	Umlazi - T - T4	195	89
537	Umlazi - T - T5	184	89
538	Umlazi - T - Uganda	922	90
539	Umlazi - U - U (Phola Park)	60	85/86
540	Umlazi - U - U M H (Lusaka)	46	85/86
541	Umlazi - U - U2 (Ezitimeleni)	21	86
542	Umlazi - U - U3	36	86
543	Umlazi - U - U8 (Ematayiteleni)	5	86
544	Umlazi - U - U9 (Zamani)	565	86/89
545	Umlazi - U - UX2 (Tropica)	405	86
546	Umlazi - U - UX3 (Qhiph'Khowe)	106	86
547	Umlazi - U - ZX16 (Phalamende)	144	86
548	Umlazi - V - Ezimeleni - Umlazi V8	1435	76
549	Umlazi - V - Peace Valley (V7)	2293	76
550	Umlazi - V - V1	190	88
551	Umlazi - V - V10	98	80
552	Umlazi - V - V10 (Shayamoya)	75	80
553	Umlazi - V - V2/V3/V 4	258	80
554	Umlazi - V - V5	1055	74/76/80
555	Umlazi - V - V9/V6	1154	74/76

No.	Name of Settlement	No. of EST	Wards
556	Umlazi - W - DX1 overspill	26	82
557	Umlazi - W - WX1 (CC Siyabusa)	49	82
558	Umlazi - Z - Island (Z)	72	85/86
559	Umlazi - Z - Rd 107164	45	85
560	Umlazi - Z - Sukuma (Z)	19	84/85
561	Umlazi - Z - Z1	31	85
562	Umlazi - Z - Z5	51	85
563	Umlazi - Z - Z6	29	85
564	Umlazi - Z - Z7	48	85
565	Umlazi - Z - Z8	15	85
566	Umlazi - Z - Z9	32	85
567	Umlazi - Z - ZX1	26	85
568	Umlazi - Z - ZX2	115	85
569	Umlazi - Z - ZX7	116	86
570	Umlazi --B 2088	30	88
571	Umlazi B10 - HX4 Overspill	306	111/79
572	Umlazi B8 - CX4 (Emseni)	31	81
573	Umlazi B8 - CX5	45	81
574	Umlazi infill phase 1 - R2	10	82
575	Umlazi infill phase 1 - R4	47	85
576	Umlazi T13	50	89
577	Unit R North (Sub 5)	47	19
578	Unity Avenue	953	69
579	Valley View	382	60
580	Vezunyawo	107	92
581	Walter Sisulu	35	74/75
582	Waterfal 1 (Nqethe)	157	8 / 9
583	Wathanga	2353	7
584	Welbedacht East	1170	72/77
585	White City 2 / Emzomusha	35	57
586	Woody Glen Overspill	680	6
587	Woodyglen	368	6
588	Zamani 2	193	6
589	Zamani 2A	683	6/7/91
590	Zamokuhle	691	19
591	Zibuse	1236	4 / 5
592	Zion	47	70
593	Ziweni	67	58
594	Zone 1 Palmiet	792	23/30
595	Zwelitsha	238	58/61

- Yes; Land monitors conduct an exercise known as ‘ring-fencing’, during which they allocate house numbers to each informal structure and compile a list of residents in each informal settlement. This database of residents is updated periodically according to observed expansion, densification, or new settlement.

4. Yes; the City does provide Electricity to Informal settlements that meet the criteria for electrification

The City provides electricity to approximately 300 settlements (some partially and others fully electrified) – information based on the Informal Settlements database

All Informal settlements are connected via prepayment electricity meters which operate on a payment before use principle.

5. All settlements receive waste collection services at either a weekly or by-weekly schedule.
6. According to data; there are 1368 Communal Ablution Blocks servicing approximately 100 000 households.
7. The data provided was taken of the weekly data snapshot as of the 13 June 2022 of all active meters.

Total No. of Informal Meters

PRIMARY PRODUCT DESCRIPTION	POD COUNT
Ablution Blocks	1,139
Community Standpipe	493
Water Dispenser	1,601
	3,233

Total Sales Volume per Level of Service

PRIMARY PRODUCT DESCRIPTION	SALES - QUARTER 3			
	Jan-22	Feb-22	Mar-22	TOTAL
Water POD - Ablution Blocks	208,496	181,036	214,002	603,534
Water POD - Community Standpipe	13,925	15,355	11,504	40,784
Water POD - Water Dispenser	37,508	37,849	33,907	109,264
Grand Total	259,929	234,240	259,413	753,582

8. The Informal Settlement Incremental Upgrading Forum (ISIUF) is the platform where officials jointly plan and monitor incremental informal settlement upgrading activities by various line departments. In some wards, informal settlements residents sit on ward committees. Many informal settlements have leadership structures including area development committees who communicate directly with City officials or through the Ward and PR councillors.

11.2

Questions submitted by Councillor R Gokool: Integration of Old Billing System with the New (23/1/11/6/3) & (27/2/5/3):

It has been years since the municipality has moved over and integrated the old billing system with the new. However, customers are still experiencing problems with their municipal bill.

Considering the above I pose the following questions:

1. **Why does the system keep crashing when users try to upload their electricity meter readings?**
2. **When will this problem be resolved ?**
3. **Why is the system not functioning at its optimum?**
4. **Who is being held accountable for the system not functioning at its optimum?**
5. **How much in terms of operational and maintenance does the system cost per month?**
6. **What is different between the old system and the new system?**
7. **When can customers expect the system to be fully operational with no glitches?**
8. **What is the Municipality's back-up plan for when the system fails i.e., when users are unable to access the system weeks on end?**
9. **This system was designed to allow for a more and efficient way of capturing water and electricity meter readings, to give customers a more accurate bill, is the system doing that?**
10. **Why are water and electricity meter readers not being dispatched to capture customers readings to avoid unfairly billing customers?**
11. **What method/methods of communication does the Municipality use to communicate to residents when these situations arise?**

Councillor MR Mngonyama provided the following respective responses:

1. There was a change made on how the Meter reading module integrates to the Billing / Revenue Management System which caused locks on the database and resulted in delays for batch jobs to run. (This change was effected to upgrade/ resolve the use of an outdated unsupported software).
2. Problem was resolved on Friday 17th June 2022, except for the upload feature for supporting documents to support readings that are not within range.
3. There is delay when the document is uploading to the Document Management System which causes the app to time out. The development team is currently working on the issue.
4. IMU Unit.
5. Currently there is no Maintenance and Support contract. The system is supported by internal resources.

6. This is a new module on the eServices platform.
7. 22 June 2022.
8. Manual reading by Meter readers
Visit to the Revenue Customer Centre
Call Contact Center
Email function, however, it was recently deactivated due to the migration from Novell groupwise as was used at Electricity to Microsoft. Electricity ICT team were informed of expediting the changeover on meter reading emails.
9. Yes, the system integrates directly to the Billing / Revenue Management System
10. Electricity meter readers are dispatched on predesigned routes to read meters on an periodic bases. The existing methodology is to read business customers on a monthly basis and residential customers every 3 months. Industrial customers are read electronically on a monthly basis.

One of the main challenges that are experienced by meter readers is the lack of access to properties when they are dispatched to read electricity meters. Many properties have their electricity meters located within their properties and are generally behind locked gates. In these instances of no access, the meter reader will leave a meter card in the post box for the customer to fill out and communicate with the meter reader. A few days later, a senior meter reader is dispatched, should there still be no access then another meter card is dropped off requesting for a reading. On the third visit, a letter is dropped off informing the customer to make arrangements for meter reading.

Further, an email meter reading capturing system was also introduced to allow customers to send through their meter readings periodically. This intervention allows customers to play a active role in monitoring, uploading and management of their meter readings to ensure a reflective account of their usage.

The Department endeavors to read meters on a monthly basis and as such meter readers are dispatched to read meters every month. However, where they are unable to obtain reading for whatever reason, such particular account is estimated while the particular issue is being investigated in order to resolve it and have such meter read and the respective account billed on actual reading.

11. Notices are posted on the eServices page
Social media platforms

The eThekweni Municipality has various platforms of communication that is used and has been used to educate and inform customers about billing-related matters. These include:

- Press releases
- Articles in the municipal publication (Metro eZasegagasini)
- Bulletin
- Social media (Facebook/Twitter etc)

In addition, customers are advised to log their billing-related matters on the Revenue Correspondence system and utilise the e-Services portal to access services like bills, capturing of meter readings etc.

11.3

Questions submitted by Councillor GDA Pullan: Lifeguard Tower at Westbrook Beach in Tongaat (16/2/1/5):

The lifeguard tower at Westbrook Beach, in Tongaat, has long had a portion of the building demarcated for vendors to sell food and beverages. Over the last few years, it is alleged that tender processes were flouted in securing tenants/vendors. Attempts to solicit information on the tender, the contract and the litigation alluded to concerning this site has been unsuccessful.

The public have been deprived of the convenience of this type of store and potential tenants are faced with no answers on the application process. There are similar sites across eThekweni.

It is on this background that I pose the following questions:

1. What is the policy or application process for applicants who wish to utilize beach based municipal property with a view to running a shop/store?
2. What is the tender process history for the Westbrook Beach site?
3. Who is the current lessee on this site?
4. How long has the lessee been in lawful occupation of the site?
5. How long has the lessee been in unlawful occupation of this site?
6. What is the status of the litigation, if any?
7. Who are the litigants?
8. What is the court number and in which court has the matter been enrolled?
9. When is it expected that the lease would go on tender again?
10. Will a report on every similar site at eThekweni beaches be presented to the portfolio Committee. If not, why not?

At this stage of the proceedings, Councillor AB Ndlovu requested a deferment of the above questions; which were submitted by Councillor GDA Pullan relative to “Lifeguard tower at Westbrook Beach, in Tongaat, which had a long portion of the building demarcated for vendors to sell food and beverages”, as reflected on Page 8 of the Council Agenda dated 2022-07-28. The reason being that responses had not yet been finalised.

Thereafter, the Speaker expressed concern at the proposed deferment, pointing out that Questions are submitted timeously to the relevant Units to provide responses accordingly. He then emphasised that improvements be effected in this regard to ensure a level of efficiency when dealing with Questions from Councillors.

Councillor Sokhabase then extended an apology for the inconvenience caused to the public and to the author of the Questions. She then clarified that responses had to be credible and authentic before being submitted to Council. She assured Council that responses would be submitted at the next meeting.

Meanwhile, Councillor Graham mentioned that this matter has been raised in the past and that in terms of the Rules of Order By-Law, it was the responsibility of the Office of the Speaker and the Acting City Manager to ensure that responses were submitted to Council timeously. In this regard, Councillor Graham requested the Offices of the Speaker and the Acting City Manager to take control of the process going forward.

Whereafter, Councillor Madlala mentioned that Rules also allow for questions to stand over in the event that the responses thereof were unsatisfactory. He mentioned that this would also ensure that the integrity of the process was respected.

Accordingly, the above questions from Councillor GDA Pullan relative to “Lifeguard tower at Westbrook Beach, in Tongaat, which had a long portion of the building demarcated for vendors to sell food and beverages”, as reflected on Page 8 of the Council Agenda dated; 2022-07-28; were **DEFERRED**.

11.4 Questions submitted by Councillor ME Thusi: Welfare of the Disaster Victims (22/1) & (29/2/R):

The KZN disaster in April 2022 wreaked havoc and devastation across the province. Residents of eThekweni were the hardest hit with countless families losing their makeshift shelters and meagre possessions. Their abodes were mostly along riverbanks and flood plains in pockets of communities as well as the peripheries of the City. Since then, not much has been reported on the welfare of these disaster victims. EThekweni is poised as the most caring and liveable City.

I therefore pose the following questions:

1. **Has the City compiled a list of the disaster victims that were displaced throughout eThekweni in the April 2022 floods?**
2. **How many of the disaster victims are still housed in Municipal Halls?**
3. **Are they still being provided with meals and essentials?**
4. **Is it true that these victims are being forcefully removed?**
5. **Where any of the displaced families relocated and provided alternate accommodation? If yes, how many and where are they situated?**
6. **What process and criteria were used in the selection for relocation?**
7. **What is the Cities plan regarding the disaster victims?**
8. **How many abandoned and unoccupied buildings are there in the City?**

Councillor ON Zondi-Mthembu provided the following respective responses:

1. Yes, the list of the flood victims was compiled.

2. Currently, the City has 82 care centres and 6515 floods victims accommodated at the care centres. There is a fluctuation of numbers given that people sometimes leave to their former places of abode and then return.
3. Yes, the provision of services like
 - Water,
 - Mobile ablution facilities,
 - Electricity &
 - Gas & Gas Stoves
 - Health & Psycho-social interventions
 - Cleaning utensils and detergents
 - Donated clothing and milk & nappies
 - Hygiene pack from donations
 - Safety & Security to the problematic care centres are still provided.
 - The provision of uncooked food to be cooked on site are still rendered.
 - Blankets and Mattresses have been provided from the first days of occupation

It should be indicated that some of the services are currently inadequate as the donations has dropped.
4. That is not true.
5. Yes,
 - (a) **Relocated Houses**
 - Four (04) families have been taken out of the halls and allocated to newly constructed **BNG** houses.
 - (b) **Temporary Residential Units**
 - Sixty-two (62) **TRU**'s built to date:
 - (c) **Building Material.**
 - As per the Human Settlements Dept, three hundred and twelve (312) individuals supplied with materials to date.
6. The Department of Human Settlements has ensured that victims at care centres are categorized, prioritized as per their level of vulnerability for decommissioning in relation to the Temporary Residential Units (TRUs) and provision of building materials and BNGs.

The Human Settlements Department was conducting a process of assessing suitability of identified land parcels for relocation, in conjunction with the Provincial and National Departments of Human Settlements.
7. The short-term strategy was to decant the Care Centres by identifying appropriate land for relocation, providing building material to the affected people or build temporary residential units (TRU) / permanent low-cost houses, and ensure that the relevant policies for such decanting is adhered to. This includes that people are relocated to safe spaces. For comment by Head of the Human Settlements Department, Lawrence Pato.
8. This question was not responded to, it was **DEFERRED** to a future meeting of Council to enable the Real Estate Unit to consolidate the required information.

At this stage of the proceedings, Councillor Nkosi expressed a concern that the response to question 8 as reflected above was incomplete. He requested that all responses to questions be also forwarded to the respective authors.

Thereafter, the Speaker mentioned that a meeting would be convened between his Office and that of the Acting City Manager and relevant Deputy City Managers to deliberate on the manner in which questions would be processed going forward.

11.5 Questions submitted by Councillor I Syed: Streetlights Outages and Theft of the Municipal Property (22/2/7/1):

The eThekweni Municipality remains saddled with widespread streetlight outages that has persisted for several months, without any forthcoming solution. While exploring reasons for such long-term outages, we have established to some degree is a high volume of vandalism and theft of municipal infrastructure.

This will include the stripping of electricity cables that power the streetlights and in some cases, bulkheads are even being stolen. Add to this the issues of water meters that are being stolen almost daily, along with guard rails on the highways and byways.

The items that are being stolen can only have a black market for financial gain. The circle will perpetuate until it is broken by way of the Municipality's intervention. Theft and damage to municipal property is a disease, and a crime, that clearly cuts into the City's financial strain that has a direct or indirect impact on all of the City's activities and responsibilities. While streets and highways are left in darkness, one of the serious concerns is the rise of criminal activity.

With that, we represent the following questions for distinguished responses:

- 1. Does the City have a count of the number of streetlights that are out of order?**
- 2. How long has the streetlights not been working for?**
- 3. How many complaints or faults logged by residents has the municipality received regarding streetlight outages, say from January 2021 to 30 June 2022?**
- 4. How many of these complaints were attended to and restored?**
- 5. Has there been repeat complaints after the fault was attended to?**
- 6. Which are the hardest hit Wards in relation to the outages?**
- 7. What is the delay in restoring the streetlights back to working condition and how long will it take to fully restore it in residential streets and on the highways?**
- 8. What has the Municipality attributed these outages to?**

9. **Is there a special investigative Unit to deal with and inspect the damage and theft of infrastructure?**
10. **Has the City opened any cases related to the theft and destruction related to its property with SAPS? If yes, how many cases have been opened and how many achieved success? If not why not?**
11. **What are the financial implications in terms of losses, repairs and restoration?**
12. **Is there a solution to ensure that this problem of theft and damage municipal property is remedied to a point of sustainability?**
13. **Has eThekweni Municipality consulted with SAPS in terms of the Second-hand Goods Act to identify unauthorised scrap metal dealers and shut them down through enforcing this Act?**
14. **Has or is the Municipality going to encourage community participation through Community Police Forums as a reporting structure?**
15. **What cause of action is the Municipality going to take to remedy this problem, say within the next month?**

Councillor CN Sisoka provided the following respective responses:

1. Our system indicates the backlog of **30 824 job cards**, this includes duplicates because 3 or 4 consumers in one street may log a complaint.
2. Our response time is 14 days given that we have all required resources (i.e. trucks, material, and personnel). Due to COVID19 some streets have been off for longer than two weeks.
3. 30 824 job cards
4. As much complaints as we can reach
5. Yes, a lot due to infrastructure theft and vandalism.
6. Durban CBD (ICC, City Hall, and many more) BEACH Promenade, blue lagoon, Higginson Highway, M4 (North & South), north coast and south coast roads, Pinetown, Reservoir Hills, Umhlanga Rocks, Durban North, Westville, Isipingo, Chatsworth, Shallcross, Phoenix, Verulam, Tongaat, Umdloti, Toti, Umlazi, KwaMashu, Ntuzuma, La Lucia, La Mercy, Glenwood, Morningside, UKZN Howard college,..... the list is endless. **Theft and vandalism.**
7. We have limited resources hence the delays, we have about 100x technical staff to maintain streetlights for the whole city/metro. And limited bucket trucks and material. With the recent additional **30x teams of contractors** it will take about between six weeks - two months given we have enough material at stores.
8. Backlog due to: Old organogram, lack of resources, streetlight contract terminated in 2019 and Covid-19.

9. No special investigative unit created.
10. No cases opened; we cannot waste limited resources and have teams waiting in long queues in SAPS stations, instead of repairing streetlight faults. Infrastructure theft and vandalism takes place every hour in a day.
11. Cannot quantify now but it is in billions.
12. The interim solution for now we only ask welders from our sister section (mechanical workshop) to weld most of streetlight-pole inspection covers because that is where the criminals gain access to steal cables and vandalize the luminaire. And we do not get enough support from this department because the Deputy Head Technical support sometimes pulls out his welders before they finish welding for the unknown reasons. Infrastructure theft and vandalism needs law enforcement intervention around the city and beach promenade.
13. EThekweni Municipality does not consult with SAPS.
14. The City have informally requested Ward Cllrs to encourage communities to safeguard their infrastructure.
15. Law enforcement was needed to curb infrastructure theft and vandalism around the city. secondly to provide budget of about Rm200 streetlight contract for a period of 24 - 36 months period.

11.6

Questions submitted by Councillor M Ismail: Burst Water Pipes, Ailing Infrastructure and Slow Restoration of Services (23/1/11/1/1/1):

In the last few months, we witnessed an incredible rise in burst water pipes. For example, in Wards 25, 27 and 31 the area is riddled with burst pipes almost daily. Add to this are the overflowing sewers just about everywhere.

Hardly has one fault been remedied and services restored, does another burst happen barely a few meters away from the initial one. Repairs costs are probably running into millions of rands. All that is happening is that we are applying a “Band-Aid” to a cut without any long-term sustainable solution.

There seem to be a perceived lack of communication between departments. For example, an entire road is damaged after two major bursts. The road does not get immediately repaired and stays like that for days, even weeks on end. Following that, the spoils lay on the side of the road for a further few weeks and in some cases are not removed.

The financial implications must be weighed against the cost of fixing such bursts daily. In essence, our infrastructure is falling to pieces at an alarming rate.

With this, we represent the following questions for distinguished responses:

1. **What is the count of repairs carried out in the entire eThekweni Municipality’s jurisdiction in the last financial year?**
2. **What is the count done in Wards 25, 27 and 31 in the last financial year?**

3. **How many repairs were done in each of these respective Wards in the last months alone?**
4. **What is the total estimated monetary cost of such repairs?**
5. **Are these repairs outsourced to contractors? or insourced?**
6. **Relevant departments should react speedily to complete the entire job within say a 48-hour turnaround. Plumbers cannot tar roads, and additional repairs must be referred. It appears that we have fallen into the “half-job” syndrome. What exactly are the contributing factors to the delays to fully restore faults collectively and timeously?**
7. **What plans, apart from the early warning detection system, does the City have to address and remedy the ailing water infrastructure?**
8. **Is there enough resources and manpower to immediately action repairs speedily?**
9. **Are there enough TLBs readily available to get to a site?**
10. **On average, how long should it take for a TLB to get to a site?**
11. **How many jetting machines does the Municipality have to clear blocked sewer lines?**
12. **Drains are blocked by either litter, or some using manholes as storage or others discarding item into stormwater lines Is there an exercise where all these are inspected and cleared regularly?**
13. **Is there a “Ward-based Management” programme where contractors live in their specific Wards get the work or are such contractors coming from outside?**

Councillor CN Sisoka provided the following respective responses:

1. The readily available report reflects on repairs done in 3 months (April, May, and June 2022) in the entire metropolitan area and the count is 14,861 but the latest figure per annum is 70,509.
2. The current work management system registers faults in terms of the five operational regions which are divided in zonal areas within the regions. In this case Wards 25,27 and 31 fall within the Central Region and WC2 zone. The recorded count for this specific zone is 955.
3. At the time of reporting system abstracted data was reflective of the annual report for this reason the total number of repairs in the zone has been estimated to an average count of 80.
4. It was noted that Council pays contract plumbers in the most senior category (CAT A) a fortnightly provisional sum of R60,000,00 for labor and tools of trade to undertake repair work on water infrastructure listing to a daily rate of R4 285,71 per contract plumber.

R312 170 111 was spent in 21/22 Financial year.

5. Repairs are done by both outsourced contractors and permanently employed internal staff.
6. The work breakdown structure is such that support units must be involved for collective and timeous restoration of faults. The Organization Development and Change Management Department is currently conducting a study as to what could be areas of improvement in reducing the repair turnaround time.
7. As part of its Asset Management Policy, the City implements Asset Maintenance Plans for key infrastructure such as control valves, pipelines and pumpstations.
8. The City gives priority to resources and manpower requirements for efficient and effective management of repair work. The Unit Head for Water and Sanitation continues to do so by reviewing operation protocols through centralization and decentralization of resources where necessary.
9. There are no enough TLB.
10. About 2 hours turnaround time, depending on the distance to be travelled.
11. Eight.
12. Roads and Stormwater Maintenance Department has 10 Roads Inspectors and 15 Clerk of Works across the city. Their duty is to go around and do necessary inspections and the findings of such are used by Schedulers through the works management system to schedule the work for the Superintendents to attend to those identified problems.

This function was usually augmented with external hired resources This is done if budget allows.

13. The office of the Deputy City Manager: Trading Services Cluster was reviewing the “ward-based management” programme within the existing Area Based Management (ABM) approach.

11.7 Questions submitted by Councillor BH Shange: CCTV Cameras in the City (28/1/R):

The country is sitting with an exorbitantly high unemployment rate. Twenty five percent of the population is unemployed. The City has seen an influx of people and has become a hive of criminal activity, manifesting in heists, business robberies, hijackings, pick pocketing and petty crime. Crime statistics is soaring in eThekweni.

Against this backdrop I pose the following questions:

1. **How many CCTV cameras are installed in and around the City?**
2. **How many of these are in working order?**
3. **How many not working?**

4. **Is there a maintenance and replacement budget in place for these cameras?**
5. **Is number plate recognition technology being considered as a crime reduction strategy?**

Councillor PS Sishange provided the following respective responses:

1. The eThekweni Municipality has 499 cameras installed in the eThekweni region.

2. **Operational cameras:**

Regions	No. of Cameras per Region	Operational Cameras
Central/Beach Front	270	144
South	111	22
West	55	15
North	63	20
Total	499	201

NB: Operational cameras as per question No 2 are highlighted in **BOLD**.

3. **Non-operational due to the last two floods we experience in April and May:**

Regions	No. of Cameras per Region	Non-Operational Cameras	Damaged Infrastructure
Central/Beach Front	270	66	Fibre
South	111	89	Fibre
West	55	14	Fibre
North	63	43	Fibre
Total	499	212	Fibre

NB: Non-operational cameras as per question No 3 are highlighted in **BOLD**.

Note: All those cameras that are down are due to the April and May Floods of 2022.

4. CCTV emergency contract within Disaster Management is going through SCM processes. The contract will take care of maintenance and replacement of damaged infrastructure. Budget is available.
5. Number plate recognition technology will be taken care of under the new contract.

11.8

Questions submitted by Councillor MR Nxumalo: Homeless People in the City (28/1/4):

EThekweni is fast being overrun by homeless people. From recreational parks, to traffic robots and business entrances, evidence of human waste and all forms of degradation litter the kerbs and streets of the City. The City is fast losing economic traction as crime and social decay escalate, driving out business interest and tourist attraction.

Considering the above I pose the following questions:

- 1. How many homeless people are in the City?**
- 2. Have the homeless people been profiled?**
- 3. In the last three years how are the numbers projected?**
- 4. What efforts have been made to reintegrate homeless people with their families and communities?**
- 5. How many of the homeless people have been provided accommodation?**
- 6. How many are without accommodation?**
- 7. What stakeholder network does the Municipality have to aid and assist in the fight against homeless? List them.**
- 8. How much funding is budgeted for this?**

Councillor SK Mzimela provided the following respective responses:

1. The Homeless Study commissioned by Safer Cities Unit and undertaken by HSRC in 2016 revealed that there were 4000 homeless people in the inner City and half of those were sleeping rough on the streets whilst the other half were in shelters. The Survey recently conducted in June 2022 by Strategy Office - Research Advocacy and Policy which focused in the entire city profiled 2100 homeless people who were willing to be interviewed, most of them refused so the estimates revealed that there are about 16 000 homeless people in the city as per the head count in the study areas (Inner City, Pinetown, Hillcrest, Verulam, Phoenix, Bester, Kwa Mashu, Chatsworth, Merewent, Isipingo, Tongaat, Amanzimtoti). The daily headcounts were as follows: Day 1 - 558; Day 2 - 680; Day 3 - 1575; Day 4 - 235; Day 5 - 362; Day 6 - 486; Day 7 - 4393; Day 8 - 3897; Day 9 - 3945
2. Yes, they have been profiled through the survey (June 2022) and the team is still analysing the results of the survey and these will indicate where they come from, why they are in the city, what services they have received, what services are still required. This information will need to be compared with Stats SA which also conducted the census in March 2022.
3. As indicated above, in 2016, about 4000 homeless people were counted/surveyed, some in shelters and some on the streets. Most agreed to be interviewed because they were incentivised with food vouchers, the current survey did not have incentives and as a result few agreed to be interviewed. In the entire city only about 2100 were interviewed but the head count indicated 16 000. It should be noted that the survey was conducted during the day and some of the homeless could not be found as they are hustling during the day
4. The City engaged 4 intern social workers in April 2018 whose two-year internship contract expired in April 2020. In May 2020 another cohort of 4 intern social workers was engaged whose contract expired in May 2022. During the tenure of the social work interns, before COVID and during COVID, more than 400 homeless have been reunited with their families. The reunification was successfully undertaken during COVID lockdown where more than

1800 homeless were accommodated in 12 temporal shelters across the city which made it easier for social workers to have ongoing interventions such as psychosocial support, reunification programmes, skills development programmes, rehabilitation programmes and ID applications.

5. Currently there are 3 municipal funded temporal shelters within the inner city which accommodates 561 homeless persons
6. The estimated number of homeless people in the entire city is +- 16 000. This is based on the head count undertaken of those who refused to be interviewed during the 9 days of the survey (June 2022). The city has accommodated 561 in municipal funded shelters. An unknown % is accommodated in privately owned shelters. A high number is currently on the streets/ bad buildings/ abandoned buildings etc.
7. In 2018, the city established a Homeless Task Team which was led by the Deputy Mayor and had representatives from NGO Sector (Dennis Hurley Centre, I CARE, We Are Durban, KZN Welding School) Academia (DUT), Private Sector (AL baraka Bank, UIP's) Govt Depts (DSO, Human Settlements, Safer Cities, CES, Office of Strategic Management, Urban Renewal).

This task team was currently non-functional; however, the NGO's within the sector are still providing services in line with their respective mandates

In 2019, a Council Resolution to establish a Special Purpose Vehicle (SPV) to support the homeless interventions and related social ills was adopted by Council. The SPV is called eThekweni City People (ECP). There are programmes that have been allocated to the SPV in line with the MOU to assist the city in dealing with homelessness. Such interventions include:

- Sourcing funding for the implementation of projects and programmes linked to Homelessness and related social development programmes in eThekweni
- Facilitating partnerships with critical stakeholders from government, private sector and Not for Profit Organisations
- Supporting the work of existing NGOs to deliver on programmes and projects linked to Homelessness and related social challenges
- Accepting and managing resources as a custodian for the provision of services to the homeless
- Enabling the activation of Homelessness Reduction Strategies

The City has allocated R500,000 in June 2022 as seed funding to the SPV to commence with the interventions as per the MOU

8. None.

11.9 Questions submitted by Councillor Y Govender: Conditions of Sewer over spills (23/2/1/3/3/1):

Residents living in eThekweni Municipality are experiencing terrible conditions with sewer over spills into homes, streets and rivers.

It is against this background that I pose the following questions:

For the period July 2021 to July 2022, the following statistics are required:

- 1. How many pump stations have been vandalized?**
- 2. How many pumps have been stolen?**
- 3. What is the total loss or damages suffered by eThekweni Municipality in Rands, with regard to 1 and 2 above?**
- 4. What is the City turnaround plan to deal with sewer spills and aging infrastructure?**
- 5.1 How many rodding crews are needed per district and how many does each one actually have?**
- 5.2 How many jetting crews are needed per district and how many does each one actually have?**
- 5.3 How many vehicles are available per district to attend to blockages and pump station repairs?**
- 5.4 How many vehicles remain unlicensed?**
- 5.5 How many vehicles are currently in the workshop?**
- 5.6 Why is there an unreasonable delay from signing off orders by Finance?**
- 5.7 How many orders remained unsigned in excess of one week, 30 days, 60 days and 90 days?**
- 6. What are the budget allocations and timelines for attending to the following major faults. Indicate in your response for how long these sites have been in-operational or experiencing repeat blockages?**
- 6.1 River View Industrial area Verulam?**
- 6.2 Scott Place?**
- 6.3 St. Augustine Crescent and Dilkoosh Road?**
- 6.4 The Umbilo River?**
- 6.5 La Mercy in Lagoon Drive?**
- 6.6 South Beach Road?**
- 6.7 Canelands?**
- 6.8 Sandfields?**
- 6.9 Naidoo Road?**

6.10 Old Crescent Tongaat?

6.11 Westbrook?

6.12 Hulett's D Section?

- 7. What is the total budget required to fix or upgrade all sewer related infrastructure in eThekweni Municipality?**
- 8. How many directives have been served on eThekweni Municipality by National and Provincial authorities in respect of sewer related infringements?**
- 9. What is the status of the above directives and how were they addressed?**

Councillor CN Sisoka provided the following respective responses:

1. 40 Pumpstations have been vandalised, 60% of them in the northern area.
2. Six pumps stolen from the 40 pump stations vandalized.
3. It is estimated that over R5 million has been as a result of the pumps stations vandalized or pump stolen.
4.
 1. The City must invest on additional equipment i.e. blockage tracks and jetting machines.
 2. Employ additional staff to cope with the increased infrastructure coverage.
 3. Increase the number of depots from the current four to include satellite depots allowing quick turnaround times in respect of attending to sewer spillages.
 4. Increase operational budget to accommodate proactive maintenance to prevent equipment run to failure by implementing preventative maintenance interventions.
 5. Increase operational budget by R80m/year.
 6. Vehicles shortages resulting in staff idling without vehicles to respond to sewer complaints - City must urgently solve the issue of vehicles to improve productivity.
 7. Unlicensed vehicles, longer turnaround times for vehicles repairs must be resolved.
- 5.1 Blockage/Rodding Crews: Under normal operating conditions, 48 blockage crews are required, 12 per region but currently operating at between 50-60% resource availability.
- 5.2 Jetting Crews: Under normal operating conditions, 12 jetting machines are required, 3 per region but currently operating at between 40% resource availability.

5.3 A per 5.1 and 5.2 above.

5.4

OUTSTANDING FOR LICENCING (WATER AND WASTEWATER)	
AUGUST	85
SEPT	133
OCTOBER	142
NOV	116
DEC	206
TOTAL	682

5.5 **VEHICLES IN THE WORKSHOP:**

TLBS	15
HEAVY VEHICLES - TRUCKS	25
TANKERS	60
LIGHT VEHICLES	122

5.6 The orders are generally approved within 2 days after being received on email by Finance, assuming there are no queries on them.

5.7 All orders sent to finance are approved within 2 days if all is in order.

6. The Budget for sanitation repairs was R222m in the 21/22 financial year, and R201.6m in the 22/23 financial year.

6.1 Teams have been dispatched to attend to the blockages and further investigate the cause of recurring blockages.

6.2 Teams have been dispatched to attend to the blockages and further investigate the cause of recurring blockages.

6.3 Teams have been dispatched to attend to the blockages and further investigate the cause of recurring blockages.

6.4 1. Budget has been prioritised to deal with the current status of Umbilo treatment works which was severely affected by floods, procurement process underway to appoint the consultants for the detailed assessment.

2. Proactive intervention in place to deal with recurring sewer blockages and unblocking of manholes by the wastewater network team in the west.

6.5 La Mercy Pump station - New soft starters installed and being commissioned.

6.6 South Beach road - Dry well was flooded, wastewater networks in the process of implementing cleanup process followed by the assessment of mechanical and electrical equipment.

- 6.7 Canelands 1,2,3 Pump Station - Stations have been vandalised and all mechanical and electrical equipment stolen.
- 6.8 Sandfields Pump Station - Both pumps out for repairs.
- 6.9-6.12 Naidoo Rd, Old Crescent Tongaat, Westbrook, Westbrook - Teams have been dispatched to undertake the investigations and implement necessary remedial actions.
- 7. Total budget required to fix the sanitation and wastewater infrastructure is estimated to be above R3 Billion. A report on the status of sanitation and wastewater infrastructure and the financial implications was presented to EXCO for noting and action and is attached in these responses for information.
- 8. 13 directives and notices of non-compliance have been issued.
- 9. An action plan has been developed to attend to the directives and is currently being implemented.

11.10

Questions submitted by Councillor SV De Boer: Law enforcement in Municipal Parks (31/1/1/2):

Parks and public open spaces across the City are rapidly becoming places for taxis ranks, drug peddling, homeless peoples living quarters and loitering spaces for criminals. Our children are no longer safe to play in community parks let alone walk-through parks to get home from school

It is on this grounds that I pose the following questions:

- 1. What is Parks Department doing to secure Municipal Parks in the City?**
- 2. How many Law Enforcement Officers are employed in the Parks Department in the various Districts?**
- 3. How many enforcement matters are dealt with per month by Law Enforcement Officers? Please provide figures over the past 3 months.**
- 4. What safety plans for the Parks Department have in place to secure public parks in the City?**
- 5. When will the Parks Department ensure all parks have proper signage erected to ensure Law Enforcement Officers can enforce the by-laws?**
- 6. When will the Parks Department install lighting in community parks across the City?**
- 7. How often are public parks cleaned and how many staff are employed to clean parks in each District?**
- 8. What plans does the Parks Department have to ensure that there is no public vehicle access to public parks?**

Councillor AB Ndlovu provided the following respective responses:

1. The department has thirty-three (33) Law Enforcement Officers who are responsible to enforce Municipal By-Laws that is Beach by-laws, Nuisance by-laws and Informal trading by-laws. They issue written notices in terms of Section 341 of CPA and Section 56 of CPA 1977. They also patrol the areas attend to complaints - Beach, Parks, Public toilets, Open spaces, our facilities, grounds and other areas. They provide back-up to Lifeguards and Beach maintenance, do facilities inspection and report the damages or vandalism.

They undertake raids or clean up with various Departments in our Parks, Dunes, Beaches etc. They do arrest as well if someone was caught stealing and taken to SAPS and they process the paperwork. If there was a dead body, they do crowd control and wait on the scene till SAPS arrive at the scene. They patrol the Parks deal with the complaints remove homeless people and deal with those who breaks the Law in our Parks and keep our Parks safe and clean.

It was also reported that Parks; Recreations & Culture Unit was not responsible for all open spaces and the numbers of Law Enforcement Officers (LEO) are not adequate to service the entire City.

- 2.

District	01	02	03	04	05	06	07	08	09	10	Total
No. LEOs	1	2	4	0	5	2	5	3	1	10	33

3. Charges, warnings and re-direct: illegal activities, illegal events, urinating, driving on foreshore without a permit, drove or park in prohibited part of the beach, fishing from the pier, illegal vendors, illegal -photographers, theft, beggars' bath in shower with soap, ball games, dossers, homeless in our parks and beach, public drinking, loud music, stealing muscles, does rituals, smoking dagga, bathers etc.

Charges:169 Warnings:12440 Re-direct:8676 Lost children: 06
Raids are done by Leo's alone :14

Raids are typically done once a week with other law enforcement agencies LEO's, Metro, UIP, DSW and other: 10 Raids were done in the period.

4. To employ Park Monitors to act as the eyes and ears of the parks and open spaces. To ensure the safety and well-being of all the parks guests as well as aid and guidance where needed. It will be the duty of the park monitors to ensure that each guest has an enjoyable and memorable experience.

Have at least a patrol now and then in 2 hours. Do Raid and clean up at night and early morning in our Parks.

Put Sign boards are there to send a message and our visibility is to remind them and do enforcement

5. Signboards were erected, removed and vandalized regularly due to them being metal, they are stolen and used as scrap metal. The department will investigate the use of a different material.
6. Lighting albeit in parks was the competency of the Electricity Department, broken and stolen lights are regularly reported. Proformas were sent to Architectural services and due to limited budget and delay we were unable to fix
7. There are no specific numbers of staff deployed per park, there are maintenance standards for all parks grades O1 are cut every seven (7) days and grade 02 are cut every fourteen (14) days and grade 03 are cut every twenty-one (21) days, due to lack of equipment, resources, adverse weather, theft of equipment (Unrest) and other various the department has been unable to meet these standards as per our maintenance standards.
8. To make ensure parks are fenced, install bollards, and reinstall signboards, and appoint Park Monitors. Employ more LEOs to do regular patrols the signs to be put up at the gate and inside the Park as well.

11.11

Questions submitted by Councillor J Naidoo: Lack of Machinery Equipment for Water Operations in the South Depot (23/1/11/1/1/2):

The Water Operations Section based in the South Depot, Isipingo, is undergoing tremendous challenges in responding to and repairing bursts in Craigieburn, Saicoor Village, Widenham, Umkomaas and surrounding townships. It is a norm for two to three shifts of plumbers to be dispatched to one site, only to leave without performing any work due to a lack of machinery, equipment and spares shortages. A burst pipe can take up to 4 days to be repaired. This situation leads to a vicious cycle of costly financial implications with tons of water being lost, ultimately contributing to the cities high water distribution losses. More importantly paying customers are left frustrated with lengthy and needless water interruptions. The management of this section cite the absence of adequate machinery with instances of only on TLB servicing the South Zone on a given day.

In light of the above challenges, I pose the following questions in respect of the South Depot:

1. **How many TLB's, excavators, tippers and flatbed trucks does the Water and Sanitation Unit have?**
2. **Of this fleet, how many of the above is allocated to the South Depot?**
3. **Further to that, how many of these are in working order? That is**
 - (a) **TLB's**
 - (b) **Excavators**
 - (c) **Tippers**
 - (d) **Flatbeds**
4. **Where is the broken and non-functioning equipment and machinery sent to for repairs and maintenance?**

5. **Are they returned to the Depot after repairs?**
6. **List the heavy machinery and equipment booked in for repairs and indicate the date on which they were booked in?**
7. **What is the turnaround time for the repairs and is the timeframe being adhered to?**
8. **State the nature of the repairs for which these equipment and heavy machinery have been booked off?**
9. **For what time is the equipment permitted to be out of commission?**
10. **Is a periodic inventory and inspection conducted at the South Depot, in respect of working order equipment and machinery? If yes, what does the report for the past 6 months entail?**
11. **What are the challenges experienced in that spoils and rubble is only removed weeks after a repair is completed?**
12. **Has the spares shortages in stores been resolved? If not, what is preventing the timeous sourcing and procurement?**
13. **When does the Water and Sanitation Unit intend decentralising heavy machinery, equipment and spares to the South Depot to facilitate efficient service delivery to residents?**
14. **Is there a mechanism in place that links the Water and Sanitation Control room to the Fleet Section which could indicate availability of heavy machinery and equipment when required by Depots?**

Councillor CN Sisoka provided the following respective responses:

1.
 - (a) TLB's = 62
 - (b) Excavator = 2
 - (c) Tippers = 7
 - (d) Flatbed / Lowbed = 2
 - (e) Roll Back = 9
2.
 - (a) TLB's = 6
 - (b) Excavator = 0
 - (c) Tippers = 0
 - (d) Flatbed /Lowbed = 0
 - (e) Roll Back = 1
3.
 - (a) TLB'S = 47 off 62
 - (b) Excavators = 1 off 2
 - (c) Tippers = 2 off 7
 - (d) Flatbeds /Lowbed = 0
 - (e) Roll Back = 3 off 9

4. Bell Equipment and Springfield Depot.

5. Yes.

6.

S/FIELD DATE IN	ALLOCATION	S/FIELD DATE OUT	CITY FLEET DATE IN	CONTACT	COMMENTS	CITY FLEET DATE OUT
13/10/2020	BELL					
13/10/2020	BELL					
10/05/2021	BELL					
15/06/2021	BELL					
20/07/2021	ALLOCATION					
26/08/2021	ALLOCATION					
12/01/2022	ALLOCATION					
26/08/2021	BELL					
15/03/2022	ALLOCATION					
15/03/2022	BELL					
08/06/2022	BELL					
08/06/2022	BELL					
08/06/2022	ALLOCATION					
08/06/2022	ALLOCATION					
08/06/2022	ALLOCATION					

7. Depends on the nature of repairs and order numbers.

8.

S/FIELD DATE IN	ALLOCATION	S/FIELD DATE OUT	CITY FLEET DATE IN	CONTACT	COMMENTS	CITY FLEET DATE OUT
13/10/2020	BELL					
13/10/2020	BELL					
10/05/2021	BELL					
15/06/2021	BELL					
20/07/2021	ALLOCATION					
26/08/2021	ALLOCATION					
12/01/2022	ALLOCATION					
26/08/2021	BELL					
15/03/2022	ALLOCATION					
15/03/2022	BELL					
08/06/2022	BELL					
08/06/2022	BELL					
08/06/2022	ALLOCATION					
08/06/2022	ALLOCATION					
08/06/2022	ALLOCATION					

9. Turnaround time are dependent on the nature of repairs required.
10. Periodic Inventory – Not Done but pre inspection done daily and Running Sheets are available.
11. Vehicles Shortages – frequent breakdowns.
12. Parts shortages in Stores is not yet resolved. Kindly note that the procurement and replenishing of parts is under SCM and City Fleet relies on them in terms of parts availability.

To resolve the matter, City Fleet and SCM are having weekly meetings identifying the required parts in order to ensure that all parts are available. There is marked improvement, even though the issue is not entirely addressed yet. Continuous engagements seem to be yielding results.

13. Decentralization commenced Tues, 19 July 2022.
14. Operator prebooks required machinery and equipment via radio or telephonically. This is then recorded on fault man system.

12. REPORTS:

It was noted that none of the Members have declared interest on items appearing in the Agenda.

(The Deputy Mayor, Councillor PG Mavundla presented the First Report of the Executive Committee)

FIRST REPORT OF THE EXECUTIVE COMMITTEE

(Meeting held 2022-07-19)

PRESENT : Executive Committee Members TM Kaunda (Mayor and Chairperson), PG Mavundla (Deputy Mayor), Y Govender, NL Graham, NI Madlala, TM Mthethwa, MS Nkosi, T Sabelo and ZR Sokhabase.

ABSENT : Executive Committee Member T Miya (Leave- Indisposed).

1. REPORT OF THE GOVERNANCE AND HUMAN RESOURCES COMMITTEE:
MEETING HELD 2022-07-13

(Page R1)

1.1 Men's Webinar 2022 (19/1/1/4):
(Page 35: Governance and Human Resources Committee - Agenda 2022-07-13)

Authority is sought to host the Men's Day Webinar on 26 July 2022 through Microsoft Teams. This is aimed at encouraging men in the employ of the Municipality to commemorate the work of men and create awareness on basic issues involving men. With the Committee having commended the proactive stance taken by the Department,

COMMITTEE RECOMMENDS:

- 1.1.1 That authority be granted for the Deputy City Manager: Corporate and Human Capital to host the Men's Day Webinar through Microsoft Teams on 26 July 2022 with a view to encouraging men in the employ of the Municipality to commemorate the work of men and to create awareness on basic issues involving men.
- 1.1.2 That it be noted that there are no financial implications involved for Speakers and Programme Directors to be engaged for the Men's Webinar.

Speaking on the matter, the IFP registered their support for the Men's Day Programme. However, that whilst they noted the importance of technology transformation, convening this programme virtually does not seem to yield the desired results. That the Webinar set up was not conducive due to network challenges etc. It being emphasised that men issues had to be treated with care and sensitivity.

Thereafter, the ANC noted the concern and gave an assurance that there would be improvements in the future. They submitted that there were circumstances beyond the Municipality's control which had led to the virtual Webinar setting. The ANC then extended words of appreciation to the Guest Speakers and Organizers as various men issues, including mental health, GBV etc. were thoroughly deliberated. It was mentioned that more engagements of this nature were necessary, it being cited that the City finds itself in the violence Province given the high crime statistics, including rape, suicide etc.

Thereafter, the above recommendations of the Executive Committee were, ADOPTED.

1.2 Naming of Street in Ward 58 Covering Salta Development (25/4/15/1):
(Page 56 : Governance and Human Resources Committee - Agenda 2022-07-13)

The Committee having been advised that consultation with the Developer has been undertaken and that the process is in line with the basic service delivery obligation and the provisions of the eThekweni Municipality Street Naming and Addressing Policy,

COMMITTEE RECOMMENDS:

That the following proposed and reviewed name for the unnamed Street in Ward 58, covering Salta Marine Walk Shopping Centre, as contained in the report of the Head: Information Management Unit dated 2022-05-24 and indicated on Plan STN 14/04/2022, be approved.

STREET CODE	PROPOSED NAME	REVIEWED NAME	MEANING
67295 Track	Salta	SALTA BOULEVARD	Encapsulates the general environment inspired by the coasting, salty seaside air and ocean.

ADOPTED.

1.3

Request for Authority to Renew Memorandum of Understanding Between eThekweni Municipality and Department of Home Affairs:

(Page 62 : Governance and Human Resources Committee - Agenda 2022-07-13)

A Memorandum of Understanding (MOU) between the eThekweni Municipality and the Department of Home Affairs expired on 31 March 2022. A need exists to renew this MOU to maintain work relations and continue implementing projects undertaken jointly to improve service delivery pertaining to assisting citizens to obtain Identity Documents smart cards. Also, managing the aspect of undocumented immigrants within the jurisdiction of the eThekweni Municipality. The MOU will be for a duration of three (03) years, effective from the date of the completion of signing.

It should be noted that the Municipality will utilize volunteers to support this programme between the Department and the Municipality. Volunteers will be paid a stipend for out-of-pocket expenses. The programme will then entail empowering volunteers to build capacity and provide infrastructure for the issuing of essential documents to be accessible to the poor and vulnerable groups, including youth and women.

During consideration of the matter at the Support Committee level, some of the Members did not support this item as they were of the view that the matter be deferred for proper scrutiny and to contribute input and comments where applicable. With the other Members supporting the item, the matter was then put to the vote. With 34 Councillors present, 20 (ANC – 18, JEP – 1, APF - 1) voted in support of the recommendations while 14 Councillors (DA - 11, EFF – 2 and the IFP – 1) voting against the recommendations.

At the Executive Committee level, the programme was welcomed positively given the congestion experienced in the Home Affairs and thus the inconvenience suffered by the eThekweni citizens in receiving the service. Notwithstanding the good intentions of the programme, an enquiry was made as to the reasons for the time which has lapsed prior to renewing the contract, which has expired in March 2022, and the impact thereof to the work undertaken by the volunteers. The attention was also drawn to the fact that the responsibility in question is the core function of the Home Affairs, hence, the stipend for the volunteers should be catered for by this Department rather than the Municipality.

Commenting on the concerns raised, the Committee was informed that the delays have been encountered due to consultations which had to take place on the issues to be incorporated in the new MOU. This pertaining to the scope of the volunteers, since there were other aspects which were confined to the staff of the Home Affairs only

due to the risk involved. Also, a need to pronounce on the labour matters, to determine the manner in which to deal with issues of misconduct, taking into account that volunteers were not the personnel of the Home Affairs. With the delays in finalising the aforementioned matters, a decision has since been taken to submit the MOU for Council approval while the issues raised will form part of the Memorandum of Agreement which will be dealt with administratively. That volunteers had ceased operating in the absence of the MOU.

It was reiterated that the intention was to provide relief to the people of eThekweni with regard to the Home Affairs services. A recommendation was then made that, prior to signing the MOU, a meeting be held between His Worship the Mayor and the Minister of Home Affairs to discuss issues of concern. That the Home Affairs services need to be extended to the Sizakala Customer Service Centres and certain Shopping Malls as part of supplementing the work of the Home Affairs as the Department appeared to be understaffed. With regard to the issue of the stipend, a recommendation was made to approach the Local Government SETA to explore the possibility of receiving funding to cater for the volunteers' stipend.

The DA Members abstained on this matter as they were not in support of the Municipality taking responsibility to pay the stipend for the volunteers. With the other Members being in support, since the primary intention was to come to the rescue of the people of eThekweni to ease congestion in the Home Affairs offices,

COMMITTEE RECOMMENDS:

- 1.3.1 That authority be granted for the Deputy City Manager: Governance and Traditional Affairs to facilitate the process of renewing a Memorandum of Understanding (MOU) between the eThekweni Municipality and the Department of Home Affairs to maintain work relations and continue to partner in the project to improve service delivery pertaining to the issuing of new Identity Documents smart cards to the eThekweni citizens and processing documents for undocumented immigrants within the jurisdiction of the eThekweni Municipality.
- 1.3.2 That, subject to the approval of .1 above, and upon the finalisation of the MOU, authority be granted for His Worship the Mayor, Councillor TM Kaunda, on behalf of the eThekweni Municipality, to sign the MOU with the Minister of Home Affairs.

Commenting on the matter, the MF was not in support of the proposed MOU in its current format. Mention was made that there were still gaps to be addressed, including those other aspects which were confined to the staff of the Home Affairs due to the risk involved. Also, the issue of the Municipality taking responsibility to pay the stipend for the volunteers was not supported. The overcrowding in the Home Affairs facilities was discouraged, a recommendation being made that additional mobile Home Affairs services might be a better option.

Meanwhile, the DLC welcomed and supported the initiative to renew the MOU between the eThekweni Municipality and the Department of Home Affairs. It was acknowledged that Home Affairs has not been providing sufficient services, due to shortage of staff etc. Emphasis was put to prioritizing flood victims in terms of application for documents lost during floods and that services be cascaded to all Wards within the City.

The EFF was in support of the programme and submitted that youth be beneficiaries of the programme and that youth be visible in community areas and not to be confined in Offices. They further mentioned that PPEs and appropriate tools of trade be allocated accordingly.

Whereas the ACDP noted the urgent need to finalise the MOU, however, submitted that the Department of Home Affairs had to cover all the costs involved.

Thereafter, a MOTION TO AMEND was submitted as follows: -

In terms of Rule of Order Bylaw 20(4), Councillor WJD Burne, seconded by Councillor RD Macpherson, moved as a procedural motion to amend the above recommendations by the addition of 1.3.3, as follows:

“1.3.3 Provided that the stipend shall be paid by the Department of Home Affairs; and not the Municipality”

NOT CARRIED

As some Councillors were not in support of the Motion to Amend, the matter was put to the vote. With 196 Councillors present, 86 Councillors (DA - 53; EFF – 22; Action SA - 04; ACC – 02; ACDP – 2; DLC – 01; PRM -01 and UIM- 01) voted in favour of the amendment and 106 Councillors (ANC – 83, IFP – 14; ABC – 2; AIC– 1; APF -01, ATM -01, JEP -01; KZNI -01, NFP -01 and VF Plus - 01) voted against the amendment and 04 Councillors (ALJAMAH – 01, MF – 01, PFP – 01 and TA – 01) abstained on the matter.

The abovementioned Motion to Amend was, by the majority voted, **NOT CARRIED**

Discussion thereafter reverted to the substantive matter where the DA maintained that the Municipality should not take the responsibility to pay for the stipend. They submitted that National Treasury allocates funding to the Department of Home Affairs to render services. They were of the view that ratepayers will carry more burden if the Municipality takes up more responsibilities than it already has. They also expressed concern that the volunteers to be recruited might not have the necessary skills and expertise to perform other specialized Home Affairs duties. On this basis, they were against the renewal of the MOU.

Thereafter, the ANC submitted that the renewal of the MOU would assist to reduce the backlog at Home Affairs Offices. They added that the Municipality also has a responsibility to bring services closer to its citizens. It was cited that the Home Affairs facilities were not sufficient, since communities stay for longer period to receive services and sometimes with no ablution facilities etc. On this basis, the ANC supported the recommendation and emphasised that citizens had a constitutional right to effectively receive public services.

Following the above discussion, a REFERENCE BACK was proposed as follows:

In terms of Rule of Order Bylaw 20(1)(c), Councillor Syed of ACC, seconded by Councillor Ismail, moved as a procedural motion that the above recommendations of the Executive Committee be referred back to the Governance and Human Resources Committee for further consideration.

NOT CARRIED

As some Councillors were not in support of the reference back, the matter was put to the vote. With 195 Councillors present, 66 Councillors (DA - 53; Action SA - 04; ACC - 02; ACDP - 2; DLC - 01; ALJAMAH - 01, MF - 01, PFP - 01 and TA - 01) voted in favour of the reference back and 114 Councillors (ANC - 83, EFF - 21; ABC - 2; AIC- 1; APF -01, ATM -01, JEP -01; KZNI -01, NFP -01; UIM- 01 and VF Plus - 01) voted against the reference back and 15 Councillors (IFP - 14 and PRM - 01) abstained on the matter.

The above-mentioned motion to refer back was, by the majority vote, **NOT CARRIED**.

Thereafter, as some Councillors were not in support of the recommendations of the Executive Committee, the matter was put to the vote. With 196 Councillors present, 136 Councillors (ANC - 83, EFF - 22; IFP - 14; ABC - 2; ACDP - 2; AIC- 1; DLC - 01; APF -01, ATM -01, ALJAMAH - 01, JEP -01; KZNI -01, NFP -01; PFP - 01; PRM -01; TA - 01; UIM- 01 and VF Plus - 01;) voted in favour of the amendment and 60 Councillors (DA - 53; Action SA - 04; ACC - 02 and MF - 01) voted against the recommendations. There were no abstentions recorded.

Thereafter, the above recommendations of the Executive Committee, were by the majority vote, **ADOPTED**.

At this stage of the proceedings, the time being 13h33, the meeting adjourned for a comfort break and to enable party caucuses as the Second Supplementary Agenda was laid on table. Thereafter, the Meeting resumed at 14h35.

- 1.4 Request for Authority to Renew Sister Cities Partnership Between the City of eThekweni and the City of Daejeon in South Korea and to Form New Sister City Partnership with the City of Xiamen in the People's Republic of China (12/8/1/1/):
(Page L23 : Governance and Human Resources Committee - Agenda 2022-07-13)

The partnership between the City of eThekweni and the Cities of Daejeon in South Korea and of Xiamen in the People's Republic of China is aimed at enhancing relations and to facilitate information, knowledge sharing, good practice and innovation in all aspect of service delivery and governance.

The partnership is also aimed at improving skills; building managerial and technical capacity to improve productivity and promote the City as an attractive location for the investment and tourism; developing project partnerships for mutual benefit, particularly on projects that will help flatten the Covid-19 curve and supporting the shaping and development of economic and social policy agendas in Africa and abroad. The key focus areas will include matters pertaining to redress, transformation, delivery and tolerance and supporting initiatives for the City and the Country to be eliminated from the junk status.

With the Committee having requested that a multi-party delegation ought to be part of the team,

COMMITTEE RECOMMENDS:

- 1.4.1 That authority be granted for the Deputy City Manager: Governance & International Relations to renew a Memorandum of Understanding (MOU) for the Sister Cities with the City of Daejeon in South Korea and to form a new Sister City relation with the City of Xiamen in the People's Republic of China to promote a global view and varied support to provide sustainable service delivery to the eThekweni citizens.
- 1.4.2 That, subject to the approval of .1 above and upon the finalisation of the MOU, authority be granted for His Worship the Mayor, Councillor TM Kaunda, on behalf of the eThekweni Municipality, to sign the MOU with the City of Daejeon during the United Cities Local Government (UCLG) Congress scheduled for October 2022 in Daejeon Metropolitan, South Korea.
- 1.4.3 That subject to the approval of .1 above and upon the finalisation of the MOU, authority be granted for His Worship the Mayor, Councillor TM Kaunda, on behalf of the eThekweni Municipality, to sign the MOU with the City of Xiamen in the People's Republic of China for new Sister Cities relations on a date still to be agreed upon and with the MOU to be signed in Durban.
- 1.4.4 That, in the event physical gathering is somehow restricted as the global Covid-19 pandemic is still prevalent, arrangements be made for virtual engagements to sign the MOUs referred to above.
- 1.4.5 That it be noted that the City of Daejeon has invited His Worship the Mayor and the relevant officials to attend the UCLG Congress, and with the City of Daejeon to cover the flight; accommodation; and the local transport costs for His Worship the Mayor and one additional person.
- 1.4.6 That authority be granted for the eThekweni Municipality to take responsibility to cater for the travelling costs of the other delegates to attend the UCLG, as follows:
 - Councillor;
 - IGR Official; and
 - Communications officials to assist with the virtual link and other communications technicalities attached to the signing.

Financial Implications:

The following will be the estimated cost implications associated with both signing ceremonies, they are provided for on the IGR 2022/2023 cost estimates:

SIGNING CEREMONY 1: CITY XIAMEN

ITEM	CITY OF XIAMEN
Signing Ceremony	R 50 000.00
VOTE NUMBERS :	
Venue hire	32410.18950.10.12120.0000.83000.0010 R30 000
Stage and Sound	32410.11760.12120.0000.83000.0010 R15 000
Signing stationery	32410.14105.48.12120.0000.MRC01.0010 R 5 000
Total	R 50 000.00

FC/NO: 2023/06/03

SIGNING CEREMONY 2: CITY OF DAEJEON

ITEM	CITY OF DAEJEON
Signing Ceremony which will take place	R 105 000.00
VOTE NUMBERS:	
Signing stationery	32410.14105.48.12120.0000.MRC01.0010 R5 000.00
Virtual Connections (hybrid)	32410.11350.12120.0000.83000.0010 R100 000.00
Total	R105 000.00

FC/NO: 2023/06/03

INTERGOVERNMENTAL RELATIONS

Description	No. of people	Vote	Amount	Total
Flights	1	32410.22115.12120.0000.35000-4.0010	R26 000	R26 000
Visa	1	32410.22115.12120.0000.35000-4.0010	R1 000	R1 000
Accommodation	1	32410.22040.12120.0000.35000-4.0010	R2 000	R2 000
Subsistence Allowance	1	32410.22050.12120.0000.35000-4.0010	R6 000	R6 000
Total				R35 000 excludes S&T

FC/NO: 2023/06/03

NOMINATED COUNCILLOR AND OFFICIAL

Description	No. of people	Amount	Total
Flights	2	R26 000*2	R52 000
Visa	2	R1 000	R2000
Local Accommodation	2	R2 000	R4 000
Subsistence Allowance		As per the S&T	
Total			R58 000 excludes S&T

Speaking on the matter, the IFP welcomed the partnership between the City of eThekweni and the Cities of Daejeon in South Korea and of Xiamen. Mention was made that the partnership would enhance knowledge sharing, good practice and innovation in all aspect of service delivery and governance, as the City of Daejeon was ranked in Top 100 Cities of the World and also has 23 Higher Learning Institutions.

The ANC shared the same sentiments and emphasised that the partnerships were an addition to the other already concluded significant partnerships with Countries internationally.

Notwithstanding the benefit to be gained from the partnership, 01 VF Plus Councillor voted against the matter and 195 Councillors (ANC – 83, DA - 53; EFF – 22; IFP – 14; Action SA – 04; ABC – 2; ACC – 02; ACDP – 2; AIC– 1; DLC – 01; APF -01, ATM -01, ALJAMAH – 01, JEP -01; KZNI -01, MF – 01 NFP -01; PFP – 01; PRM -01; TA – 01 and UIM- 01) were in support of the recommendations.

Thereafter, the above recommendations of the Executive Committee, were by the majority vote, **ADOPTED.**

1.5

Mandela Day 2022:

(Circulated separately: Governance and Human Resources Committee - Agenda 2022-07-13)

Authority is sought for the Corporate and Human Capital Cluster, in partnership with the Governance & International Relations Cluster, to host the Mandela Day Programme on 18 July 2022. This is aimed at encouraging the principle of giving back to the communities and making a difference. The 2022 Mandela Day will focus on floods relief initiation programme under the theme **“Do What You Can, With What You Have, Where You Are”**.

The theme is inspired by a call by His Excellency President Nelson Mandela made, for the next generation to take on the burden of leadership in addressing the world’s social injustices when he said that **“It Is In Your Hands Now”**. The City has successfully participated in the Mandela Day activities for the past years as part of the nationwide 67 minutes in honour of President Nelson Mandela. Everyone has the ability and the responsibility to change the world for the better and Mandela Day is an occasion for everyone to take action and inspire change.

As part of the programme, employees within the two Clusters involved in the programme would be encouraged to donate, amongst other things, clothes, toys, and non-perishable foods. The initiative is aimed at promoting social transformation and forms part of the Employment Equity Calendar 2022/2023. A number of 20 delegates from these Clusters will attend on the day. There will also be the Ward Councillors as well as representatives from the Governance and Human Resources Committee.

Upon consideration of the matter at the Executive Committee level, a concern was expressed at the late submission of this report while the Mandela Day is a known annual event. The Chairperson of the Governance and Human Resources Committee acknowledged this observation and also pointed out that the fragmentation of the Mandela Day activities into different Clusters needs to be addressed so as to collaborate and undertake the Municipal-wide event. Nevertheless, he commended employees of the two Clusters involved for this noble initiative using their own personal monies. Mention being made that the families in 3 Wards have been assisted this year, including the fire victims.

The Committee was then informed that, for the first time, Durban will host the Mandela Lecture, which is an international event and thus drawing people from all over the world. That this will bring a major boost to the economy of the City of eThekweni

Thereafter, with the Committee being in concurrence,

COMMITTEE RECOMMENDS:

- 1.5.1 That authority be granted for the Corporate and Human Capital Cluster, in conjunction with the Governance & International Relations Cluster, to host the Mandela Day on 18 July 2022 aimed at encouraging the principle of giving back to the communities and making a difference, with the focus for the 2022 Mandela Day to be on floods relief initiation programme.
- 1.5.2 That it be noted that 20 delegates from the Clusters referred to in .1 above will attend to the Mandela Day activities with no financial implications involved in this regard.

A submission was made that this was an annual known event; and therefore, it was ought to be planned well in advance in the memory of the late National Icon, Nelson Mandela. Therefore, the submission of the Report during the month where activities should be undertaken was considered unacceptable. However, the noble initiative by employees who had utilised their own personal monies to host the Mandela Day event to assist the underprivileged families was appreciated.

As some members were not in support, the matter was put to the vote; With 196 Councillors present; 195 Councillors (ANC – 83, DA - 53; EFF – 22; IFP – 14; Action SA – 04; ABC – 2; ACC – 02; ACDP – 2; AIC– 1; DLC – 01; APF -01, ATM -01, ALJAMAH – 01, JEP -01; KZNI -01, MF – 01NFP -01; PFP – 01; PRM -01; TA – 01 and UIM- 01) were in support of the recommendations and 01 VF Plus Councillor voted against the matter.

Thereafter, the above recommendations of the Executive Committee, were by the majority vote, **ADOPTED.**

2. REPORT OF THE COMMUNITY SERVICES COMMITTEE: MEETING HELD ON 2022-07-14

(Page R6)

- 2.1 Request for Approval to Reprioritise the 2021/2022 Capital Budget to Release Payments to the Parks, Recreation and Culture Unit Service Providers (7/1/2/2):
(Page 84: Community Services Committee - Supplementary Agenda 2022-07-14)

The Community Services Committee noted that Parks, Recreation and Culture (PRC) Unit is experiencing budget shortfall in some of its projects currently in progress. That the Unit has since identified funding from its capital budget in the amount of R9 689 227.00 (Nine Million Six Hundred and Eighty Nine Thousand Two Hundred and Twenty Seven Rand) for reprioritisation to cover urgent contractual commitments and obligations for services rendered by contractors and consultants.

It should be noted that the PRC Unit was originally allocated capital budget in the amount of R221 187 000.00 (Two Hundred and Twenty One Million One Hundred and Eighty Seven Thousand Rand). This was to be used to develop new infrastructure, rehabilitation and upgrade of the existing facilities. However, due to budget cuts, certain projects ended up with less budget than the estimated cash flows, hence the budget shortfall being reported. Meanwhile, savings have also been identified from certain projects.

Authority is therefore sought to reprioritize budget to allocate savings in different projects requiring funding.

During consideration of the matter at the Executive Committee level, the attention was drawn to the inconsistencies in the manner in which details have been provided for the projects to be funded, reference being made to the lack of specifics with regard to the fencing of cemeteries project. Also, uncertainty in certain parts in terms of the reason for effecting payment.

In view of the foregoing, clarity was then provided that the cemetery project involves various components in different cemeteries. With regard to the payments, the attention was drawn to the manner in which projects payments were structured, in that there is a retention fee which is withheld until assessment is done and confirmation subsequently given that the project has been completed in accordance with the expected standards. Once this has been done, then the retention fee is released. This being the reason why then there is large amount of retention fee to be released as projects completion and standards have since been confirmed.

The DA Members then abstained at this stage, and with the other Members being in support,

COMMITTEE RECOMMENDS:

- 2.1.1 That authority be granted for the Head: Parks, Recreation and Culture to reprioritise the 2021-22 capital budget to transfer savings identified from certain projects within the Unit in the amount of R9 689 227.00 (Nine Million Six Hundred and Eighty Nine Thousand Two Hundred and Twenty Seven Rand) to proceed with the implementation and completion of projects currently in progress within the Unit.
- 2.1.2 That subject to the approval of .1 above, authority be granted for the Head: Parks, Recreation and Culture to incur expenditure to meet urgent contractual commitments and obligations for services rendered by contractors and consultants, with the table below reflecting projects and budget transfer for ease of reference.
- 2.1.3 That the Deputy City Manager: Finance include the budget adjustments referred to in .1 above in his 2021-22 adjustments budget report.

Table 1: projects that are work in progress (WIP) Requiring capital budget to ensure urgent payment of contractors and consultants:

Projects Requiring Funds					Funded from			
Description	Scope of Works	Ward No.	Amount R	Reasons	Description	Ward No.	Amount R	Reasons
Ntuzuma G Sportsfield (N2311AC)	Upgrade of sportfield	42	450 000	Final payment project at 100% completion	Arena Park (N2289A)	73	450 000	Construction suspended due to budget constraints. Project to resume in the 2022/23 financial year

Projects Requiring Funds					Funded from			
Description	Scope of Works	Ward No.	Amount R	Reasons	Description	Ward No.	Amount R	Reasons
KwaMashu G Pool (N1835)	Upgrade of Filtration System	40	515 000	Final Payment Outstanding Consultant Fees	Arena Park (N2289A)	73	515 000	Construction suspended due to budget constraints. Project to resume in the 2022/23 financial year
KwaMashu E Cricket (N1525BZ1)	Construction of Cricket Oval	42	700 000	Outstanding Payment	Arena Park (N2289A)	73	700 000	Construction suspended due to budget constraints. Project to resume in the 2022/23 financial year
Zonal: Sports & Recreation (N1940)	Upgrade of Tennis Courts	0010	34 520	Retention Fees	Arena Park (N2289A)	73	34 520	Construction suspended due to budget constraints. Project to resume in the 2022/23 financial year
Siripat Grounds (N2406AZ3)	Upgrade of Sports Grounds	23	500	Retention Fees	Arena Park (N2289A)	73	500	Construction suspended due to budget constraints. Project to resume in the 2022/23 financial year
Amanzimtoti Bird Park (N2507A)	Fencing of Bird Park	97	500	Outstanding Retention Fees	Arena Park (N2289A)	73	500	Construction suspended due to budget constraints. Project to resume in the 2022/23 financial year
Umhlanga Beach – Upgrade (N1619)	Upgrade of Lifesaving Club	35	281 110	Outstanding Consultant Fees	Arena Park (N2289A)	73	281 110	Construction suspended due to budget constraints. Project to resume in the 2022/23 financial year
Tongaat Crematorium (N2545)	Upgrade of Crematoria		95 000	Allocated budget is less than cashflow provided by the implementing department	Arena Park (N2289A)	73	95 000	Construction suspended due to budget constraints. Project to resume in the 2022/23 financial year
Chesterville Pool (N1892)	Upgrade of Filtration System	24	244 000	Practical completion achieved. Outstanding final account	Arena Park (N2289A)	73	244 000	Construction suspended due to budget constraints. Project to resume in the 2022/23 financial year
Stadium Upgrades (N2084)	Upgrade of Rotary Stadium		24 000		Arena Park (N2289A)	73	24 000	Construction suspended due to budget constraints. Project to resume in the 2022/23 financial year
Natural Science Museum (N2290)	Upgrade of Aircon	28	1 314 590	Outstanding Invoices	Arena Park (N2289A)	73	1 314 590	Construction suspended due to budget constraints. Project to resume in the 2022/23 financial year
Fencing Cemeteries (N1989)	Fencing of cemeteries	0010	30 000	Outstanding Retention Fees	Arena Park (N2289A)	73	30 000	Construction suspended due to budget constraints. Project to resume in the 2022/23 financial year
Tshelimnyama Library (N1352A)	Construction of new Library	15	6 000 000	Outstanding Consultant Fees	Non-infrastructure; New Machinery and Equipment	0010	2 823 055	Savings declared
					Insurance Projects (N2674)	0010	1 625 000	Savings declared
					Arena Park (N2289A)	73	709 780	Construction suspended due to budget constraints. Project to resume in the 2022/23 financial year
					Ntshongweni Community Library (N1577B)		179 000	Allocated budget is greater cashflow provided by implementing department

Projects Requiring Funds					Funded from			
Description	Scope of Works	Ward No.	Amount R	Reasons	Description	Ward No.	Amount R	Reasons
					O.R.Tambo and Nelson Mandela (N2313Z1)	0010	664 165	Savings declared
TOTAL			9 689 227				9 689 227	

Financial Implications:

Total Amount: R9 689 227.00

FC Number (savings identified): 33/732 (2021/2022)

Speaking on the matter, the DLC abstained on the matter. They submitted that Parks, Recreation and Culture (PRC) Unit had not been successful in undertaking budget planning processes and that this had led to unsatisfactory provision of services, reference being made to grass cutting.

Thereafter, the IFP supported the recommendations and mentioned that correct Ward numbers be reflected on Project documents, in this regard, KwaMashu G Pool was reported to be in Ward 40, whereas it was in Ward 104.

The EFF also supported the matter and encouraged that project site visits be undertaken to track progress on the implementation of projects.

Meanwhile, the ANC mentioned that most projects as reflected on the above schedule had been completed and were ready to be handed over to communities, upon release of final payments.

Thereafter, as some Councillors were not in support of the approval to reprioritise the 2021/2022 Capital Budget to release payments to the PRC Unit Service Providers and recommendations from the Executive Committee, the matter was put to the vote.

With 194 Councillors present, 134 Councillors (ANC - 81, EFF - 22; IFP -14; Action SA - 04, ABC - 02, AIC -01, APF - 01, ATM - 01, AL JAMA-AH - 01, JEP - 01, KZNI - 01, MF - 01; NFP - 01; PFP - 01; PRM - 01 and TA- 01) voted in favour and 60 Councillors (DA - 53; ACC - 02, ACDP - 02, DLC -01; UIM - 01 and VF Plus - 01) abstained on the matter.

Thereafter, the above recommendations of the Executive Committee, were by the majority vote, **ADOPTED.**

2.2

Request for Approval to Adjust the 2021/2022 Mechanical Services and Stores Department Budget Within the Parks, Recreation and Culture Unit to Meet Contractual Obligations (7/1/3/2):

(Page 89: Community Services Committee – Supplementary Agenda 2022-07-14)

The Mechanical Services and Stores Department of the Parks, Recreation and Culture (PRC) Unit is responsible for performing maintenance services and repairs of equipment used to clean and maintain parks, nature reserves, nurseries, open areas, cemeteries and pools, amongst other things. The Department facilitates the engagement of various contractors to specialize in rendering services in the aforementioned areas.

Value for money is obtained from service providers, hence their continued support and dedication is critical to ensure repairs and maintenance of the PRC equipment thereby continuing maintaining cleanliness within the eThekweni Municipal area to promote a healthy environment.

There is a budget shortfall in the Mechanical Services and Stores Department to meet the contractual obligations. However, savings in the amount of R2 000 000.00 (Two Million Rand) have been identified from various votes within the Mechanical Services and Stores Department of the Parks, Recreation and Culture Unit to pay for services provided.

Authority is therefore sought to reprioritize the savings identified, to pay contractors listed in the Report by the Acting City Manager dated 2022-06-08, for services they have rendered.

During the Executive Committee, a proposal was made that a site visit be arranged and/or audit conducted on the overall status of all Municipal swimming pools. That this initiative would enable the assessment of the magnitude of work required and will enable the Committee to better understand the backlog thereof.

Reference was made to the overlapping responsibilities, for instance, with the Human Settlements, Engineering and Transport (HSET) Cluster taking overall responsibility for the major infrastructural repairs, including repairs to the swimming pools. Therefore, the HSET Cluster had to prioritize its current allocated budget for critical maintenance services and repairs to support different Units, including the Parks, Recreation and Culture Unit.

The importance of assessing the architectural work to ensure value for money was raised. Thereafter, with the Committee being in concurrence,

COMMITTEE RECOMMENDS:

- 2.2.1 That authority be granted for the Head: Parks, Recreation and Culture to adjust the 2021-22 Mechanical Services and Stores Department budget to transfer savings identified from various votes of this Department, in the amount of R2 000 000.00 (Two Million Rand), with a view to meeting contractual obligations for services provided to this Unit by the various contractors listed in the report by the Acting City Manager dated 2022-06-08.
- 2.2.2 That subject to the approval of .1 above, authority be granted for the Head: Parks, Recreation and Culture to incur expenditure in the amount of R2 000 000.00 (Two Million Rand) to pay for the services rendered in this Unit.
- 2.2.3 That the Deputy City Manager: Finance include the budget adjustments referred to in .1 above in his 2021-22 adjustments budget report.

Financial Implications:

Vote Number: Various

FC Number: 59/1270

As some Councillors were not in support of the recommendations from the Executive Committee, the matter was put to the vote.

With 193 Councillors present, 139 Councillors (ANC - 81, EFF - 22; IFP -14; Action SA - 04, ABC - 02, ACC - 02, ACDP - 02, AIC -01, APF - 01, ATM - 01, AL JAMA-AH - 01, JEP - 01, KZNI - 01, MF - 00; NFP - 01;

PFP – 01; PRM – 01; TA- 01; UIM – 01 and VF Plus - 01) voted in favour and 54 Councillors (DA – 53; and DLC -01) abstained on the matter.

Thereafter, the above recommendations of the Executive Committee, were by the majority vote, **ADOPTED.**

2.3

Request for Approval to Implement Various Programmes Within the Parks, Recreation and Culture Unit in the 2022/2023 Financial Year (2/3/2/1/2):
(Page L26: Community Services Committee - Agenda 2022-07-14)

The Parks, Recreation and Culture (PRC) Unit supports programmes that address issues directly affecting the communities. During the period July to December 2022 the Unit has planned to host the programmes including the Mandela Day Programme; Women Empowerment Programme; Heritage and Cultural Programme; PRC Week Programme; and the eThekweni Car Spinning Programme.

As part of the background, a brief summary of what each programme entails is provided below:

- **Mandela Day Programme**

This is an international day as declared by the United Nations to honour the legacy of the first President of the Republic of South Africa, His Excellency, President Nelson Mandela. This is aimed at promoting the values of the President which were embedded on a call for individuals to make a difference and cause transformation in different aspects.

The PRC Unit is hosting the Mandela Day in various Wards of the eThekweni Municipality from 18 to 30 July 2022 to head a call that each individual has the power to transform the world. The programmes will focus on issues directly affecting young children; youth; women; and the community at large. The 2022 Mandela Day will include clean up campaigns in areas identified; Mandela lectures and educational programmes; visit to orphanages; kids educational and fun programmes.

- **Women Empowerment Programme**

This is aligned to the Month of August which is declared the Women's Month. The PRC Unit will host the programme on 10 August 2022 to celebrate women's achievements in different aspects, including business; politics; academic; and economic careers, in addition to their traditional roles.

The programme is aimed at promoting gender equality and women's empowerment in economic and social spheres. Various Wards will be included to deal with issues including economic transformation; issues facing single mothers; issues facing widows; and women empowerment.

- **Heritage and Cultural Programme**

This is aimed at promoting cultural diversity and tolerance whilst also recognizing past events impacting different cultures. To promote heritage and culture within the City of eThekweni, during September 2022 the PRC Unit will host Ingoma in various Wards and Siyabakhumbula Memorial Day in Ward 98.

- **PRC Week**

This is an awareness strategy to display to the communities the role of the PRC Unit and afford the communities the opportunity to engage the Unit to obtain responses on various matters of their interest.

The PRC Week is scheduled for 10 to 22 September 2022 in various Wards. Public participation and information sharing will be encouraged through the hosting of the Sports Summit; Umculo wama Zion; and the Music Festival at the Bay of Plenty.

- **eThekweni Car Spinning Programme**

This is aimed at promoting car spinning as a sport, amongst the disadvantage communities in particular, where spinning in certain areas occurs in a wrong way as a form of crime rather than a sporting activity. The eThekweni Car Spinning is family oriented and some of the Spinners are influential business persons.

Spinning is a fast-growing sport and the PRC Unit is involved to eliminate the notion that this sport is for undisciplined people. The intention is also to empower youth to spin professionally and it is intended to open a professional training centre to move the youth away from the drugs and illegal activities, including spinning on the streets.

The eThekweni Car Spinning Programme is scheduled for 16 December 2022.

During consideration of the above programmes at the Support Committee level, some of the Members were not in support of the programmes. Therefore, the matter was put to the vote. Accordingly, the Democratic Alliance (8) and the EFF (3) voted against the matter. By the majority vote of the ANC (16), IFP (2), ABC (1), Action SA (1), KZNI (1), NFP (1) and the TA (1),

At the Executive Committee level, some Members expressed concern that the schedule of programmes was lacking sufficient information in terms of the breakdown of expenditure and the specific Wards where programmes will be undertaken. That full details be provided prior to the matter serving at the July Council meeting to enable Members to make an informed decision in this regard. Further that the Women Empowerment Programme should be an all-inclusive rather than a Political Party-based event. The latter was subsequently clarified that the event has always been all-inclusive with a key focus on issues impacting women across the board.

The Committee was then informed that details of each event have been provided in terms of this report. That with regard to the Wards earmarked, this was open for Ward Councillors to approach the Parks, Recreation and Culture Unit should they have events to be undertaken in their respective Wards in celebration of the Mandela Day.

The DA Members abstained on this matter at this stage and, with the other Members being in support,

COMMITTEE RECOMMENDS:

2.3.1

That authority be granted for the Head: Parks, Recreation and Culture to implement programmes, including the Mandela Day Programme; Women Empowerment Programme; Heritage & Cultural Programme; PRC Week; and the eThekweni Car Spinning Programme, and incur expenditure in the total amount of R3 490 000.00 (Three Million Four Hundred and Ninety Thousand Rand), it being recorded the programmes will take place during the months July to December 2022.

2.3.2 That subject to the approval of .1 above, all procurement of goods and services be undertaken strictly in accordance with the Supply Chain Management Policy and the Municipal Finance Management Act, 2003, Circular 82 regarding Cost Containment Measures.

2.3.3 That, subject to the approval of .1 and .2 above, a close out report be submitted after the implementation of the programmes.

Financial Implications:

Mandela Day Programmes in various Wards	18-30 July 2022	R840 000.00
Women's Empowerment Programmes	10 August 2022	R500 000.00
Heritage and Culture Programmes	September 2022	R850 000.00
PRC Week	26-30 September 2022	R1 000 000.00
eThekweni Car Spinning	16 December 2022	R300 000.00
TOTAL		R3 490 000.00

Vote Number: 15009.Variou – Provided 2022/2023

FC Number: 32/267

Speaking on the matter, the IFP encouraged the sporting activities in township areas and emphasised that sports promote healthy living and form part of professional work and personal development.

The EFF mentioned that the devastating impact of the recent floods was still felt as some displaced communities were still being accommodated in Community Halls, with only 108 temporal shelters built to date. They were of the view that other programmes had to be halted to focus on floods damages rehabilitation projects.

The ANC emphasised that the PRC Unit also has a mandate to fulfil and that budget reprioritization within Clusters has been undertaken to cater for storm damages.

As some Councillors were not in support of the recommendations from the Executive Committee, the matter was put to the vote. With 193 Councillors present, 140 Councillors (ANC - 81, EFF – 22; IFP -14; Action SA - 04, ABC - 02, ACC - 02, ACDP - 02, AIC -01, DLC -01; APF - 01, ATM - 01, AL JAMA-AH - 01, JEP - 01, KZNI - 01, MF – 00; NFP – 01; PFP – 01; PRM – 01; TA- 01; UIM – 01 and VF Plus - 01) voted in favour and 53 DA Councillors voted against the matter.

Thereafter, the above recommendations of the Executive Committee, were by the majority vote, **ADOPTED.**

2.4 Request to Approve the Community Participation and Action Support Unit Business Plan 2022/2023 (2/1/5/1):

(Page L25: Community Services Committee - Agenda 2022-07-14)

The Committee expressed concerns at the late submission of the business plan of the Community Participation and Action Support (CPAS) Unit and thus the inadequate time to critically analyse the content thereof.

During discussion at the Support Committee level, the DA advised that it was concerning that generally the CPAS Unit issue invitations to events late and there was poor consultation of Ward Councillors prior to implementing events. Contributing to the discussion, the ANC referred to the budget and advised that this was insufficient considering the fact that the CPAS Unit plays a significant role in various community engagements; support Municipal Departments across the board; and also, the endless challenges with the implementation of the Soup Kitchens Programme. A proposal was then made that consideration be given to increase the CPAS Unit budget based on the aforementioned. Meanwhile, the EFF drew attention to what they regarded as high costs for general expenses and recommended that this be minimised.

With the Executive Committee being in concurrence,

COMMITTEE RECOMMENDS:

- 2.4.1 That authority be granted for the Head: Community Participation and Action Support to incur expenditure in the amount of R242 056 270.00 (Two Hundred and Forty Two Million and Fifty Six Thousand Two Hundred and Seventy Rand) to coordinate and implement various programmes within the Community Participation and Action Support Unit, as stipulated in its Business Plan.
- 2.4.2 That subject to the approval of .1 above, the procurement of goods and services be undertaken strictly in accordance with the Supply Chain Management Policy and the Municipal Finance Management Act, 2003, Circular 82 regarding Cost Containment Measures.
- 2.4.3 That subject to the approval of .1 and .2 above, a close out report be submitted after the implementation of the programmes.

Financial Implications:

Total Budget allocated to the Unit to implement programmes is R242 056 270.00 which is made up as follows:

Programmes	-	R148 115 550.00
General Expenses	-	R 8 957 170.00
Salaries and Allowances	-	R 71 308 100.00
Repairs and Maintenance	-	R 306 300.00
Depreciation and Amortisation	-	R 1 296 810.00
Internal Charges	-	R 12 072 340.00

Total Budget 2022-23 – R242 056 270.00

FC Number: 2023/06/08

Commenting on the matter, the DA expressed reservations that the Community Participation and Action Support (CPAS) Unit were not fulfilling their core mandate. They were against the approval of the proposed budget. They mentioned that there were no clear project objectives. They also emphasised that Business Plans had to be produced timeously and for Councillors to be taken through the contents thereof. On this basis, they dissented on the matter.

Thereafter, the ANC submitted that Business Plans have been presented at the Support Committee level and all Political Parties were in agreement in terms of the Programmes contained therein. It was reiterated that the CPAS Unit plays a significant role in various community engagements and support the Municipal Departments across the board; and also, the endless challenges with the implementation of the Soup Kitchens Programme. They mentioned that the proposed budget was still insufficient and Council should consider providing additional funding during budget adjustment period.

Thereafter, as some Councillors were not in support of the recommendations from the Executive Committee, the matter was put to the vote. With 193 Councillors present, 116 Councillors (ANC - 81, IFP -14; Action SA - 04, ABC - 02, ACC - 02, ACDP - 02, AIC - 00, DLC -01; APF - 01, ATM - 01, AL JAMA-AH - 01, JEP - 01, KZNI - 01, MF – 01; NFP – 01; PFP – 01; PRM – 01 and TA- 01;) voted in favour ; 53 DA Councillors voted against the matter and 24 Councillors (EFF – 22 ; UIM – 01 and VF Plus – 01) abstained on the matter.

Thereafter, the above recommendations of the Executive Committee, were by the majority vote, **ADOPTED.**

3. DIRECT EXCO REPORTS

3.1 REQUEST FOR APPROVAL OF THE REVIEWED ENTERPRISE RISK MANAGEMENT POLICY AND FRAMEWORK (2/10/1/P)

(Page 13)

The Executive Committee received a presentation from the Chief Audit Executive on the reviewed Enterprise Risk Management Policy and Framework. That this reviewed policy is aimed at ensuring that all Municipal processes add value to the Municipality and its Entities. The enhancements and changes on the reviewed Policy and Framework include the incorporation of the ISO 31 000 standard, 2018; Alignment with the updated Public Sector Risk Management Framework and Provincial Local Government Risk Management Framework; Alignment with the new five lines of assurance per Combined Assurance Model; Alignment with the new 5-year Internal Audit Unit Strategy and the best practice guidelines, with lessons from the pandemic and disasters experienced being taken into consideration.

The following are Policy and Framework parameters:

- To provide a quick and easy source of reference on risk governance within the Municipality and its Entities.
- To respond to the legislative requirements of the Local Government: Municipal Finance Management Act 2003, Sections 62(1)(c)(i) and 95(1) (c)(i)
- To promote responsibility in all areas of Municipal operations.
- To enhance the role-players understanding of the guiding documents, standards and principles used to implement the Enterprise Risk Management process
- To contribute in ensuring that the operations are run efficiently with timely decisions made to achieve consistent, and reliable results.
- To guide the Municipality on continual response to changes affecting strategies through monitoring and reviewing new and emerging risks
- To support the Municipality in enhancing risk management for value add and to protect against adverse outcomes whilst optimising opportunities
- To provide a formalised approach to be used by the role-players to proactively manage uncertainties and opportunities linked to the strategic objectives of the Municipality.

Thereafter, with the Committee being in agreement,

COMMITTEE RECOMMENDS:

- 3.1.1 That in terms of Section 62(1) (c) and Section 95 (c)(i) of the Local Government: Municipal Finance Management Act No. 56 of 2003, Council approves the revised Enterprise Risk Management Policy and Framework, attached in the report of the Acting City Manager dated 2022-06-21, it being recorded that the revision has taken into consideration the factors including the incorporation of the ISO 31000 methodology and takes into account the need to align risk management with the Municipality's strategic objective thus ensuring continual improvements in Municipal processes and allowing progressive advancement to desired risk maturity levels.
- 3.1.2 That Council notes the review process also took into account the industry updates within the risk management sector as well as the lessons from the pandemic.
- 3.1.3 That, subject to the approval of .1 above, training and awareness sessions be conducted through staff induction as well as ongoing refresher training, and communication thereon be covered through the Municipal-wide activities and the Enterprise Risk Management Policy and Framework document be made available on the intranet and other Municipal platforms for reference purposes.

ADOPTED.

(The Deputy Mayor, Councillor PG Mavundla presented the Second Report of the Executive Committee)

SECOND REPORT OF THE EXECUTIVE COMMITTEE

(Meeting held 2022-07-26)

- PRESENT : Executive Committee Members TM Kaunda (Mayor and Chairperson), PG Mavundla (Deputy Mayor), Y Govender, NI Madlala, T Miya, TM Mthethwa, MS Nkosi, T Sabelo and ZR Sokhabase.
- ABSENT : Executive Committee Members T Sabelo (Leave: Indisposed) and NL Graham (Leave: Personal Commitments).
-

1. REPORT OF THE HUMAN SETTLEMENTS AND INFRASTRUCTURE COMMITTEE: MEETING HELD 2022-07-15

(Page R1)

1.1 Noting of Contract Extension in Terms of Section 116(3) of the Municipal Finance Management Act, 2003, for Contract No. 1H-40728 Professional Engineering Services for Low-Cost Housing Project at Kennedy Road and Approval of Related Additional Contract Authority (22/1/1/P):

(Page 28: Human Settlements and Infrastructure Committee - Agenda 2022-07-15)

The Bid Adjudication Committee at its meeting held on 16 July 2019 approved the award of Contract 1H-40728 in the contract amount of R1 668 974.35 (One Million Six Hundred and Sixty Eight Thousand Nine Hundred and Seventy Four Rand Thirty Five Cents), including VAT, for a professional team to undertake detailed

planning of the Kennedy Road Housing Project. The contract duration was 36 months, with a practical completion date of 10 September 2022.

Since the award of the contract there have been delays encountered due to various reasons, including the impact of the Covid-19 pandemic; the civil unrest; and recently, the flood damages. Consequently, a need exists to extend this contract for a further period of 18 months, which will attract additional funding in the amount of R3 837 697.15 (Three Million Eight Hundred and Thirty Seven Thousand Six Hundred and Ninety Seven Rand Fifteen Cents), including VAT, and which increased has been informed by the escalation costs; the redesign costs; and the costs relating to the handover of the services to the line departments.

It was noted that the Department has already taken the matter for public comments and there have been no objections received in this regard.

The Executive Committee considered the report and guidance was provided that Council is required to note the reasons for the contract extension, but that consideration of the additional contract authority is the competency of the Bid Adjudication Committee. As such, the recommendation relating to granting authority for additional funding was removed from the recommendations. Thereafter,

COMMITTEE RECOMMENDS:

1.1.1

That, in line with the requirements of Section 116(3) of the Local Government: Municipal Finance Management Act No. 56 of 2003, the Executive Committee notes the reasons for the extension of the Contracts 1H-40728 expiring on 10 September 2022, for a further 18-month period, for the provision of the Civil Engineering Services in relation to the Kennedy Road Housing Project:

- (i) After six (6) months into the contract the country was locked down to level 5 due to the Covid-19 pandemic and no construction was permitted for a period of 4 months.
- (ii) Social issues with objections and protests concerning the allocation and ownership of the project from the ratepayers and people from informal settlements of Wards 23 and 25 delayed the implementation of the project. The Department engaged on intense social facilitation programme between the two Wards and ratepayers to resolved the allocation issues. This process was ongoing for at least four (4) months, but issues are now resolved.
- (iii) In June 2021 the Kennedy Road and Springfield precinct was heavily affected by the social unrest which also added to the delays of this project.
- (iv) A portion of the project is encroached by the adjacent resident who has dumped large volumes of rubble on the project site and illegally using the area for parking of trucks. The Department has commenced with action against the resident to remove rubble and trucks. The Department has also referred the matter to the Planning Enforcement Department and Metro Police to deal with this matter in order to allow the project to proceed. As a result of all these obstructions there are huge delays incurred in completing this project.

- (v) Inspections and site supervision, design of as-builts and handover of services to line department are required. The existing service provider has the historical knowledge and designs of the project and extending the appointment will ensure continuity in the project.

1.1.2

That the Executive Committee notes that the public notice was issued in terms of Section 116(3) of the MFMA advising of the proposed amendments to the contract and there have been no comments received in this regard.

Financial Implications:

Current Contract Authority (Excl Vat)	Expenditure	Balance
R1 451 282.03	R1 155 173.00	R296 109.00

Description	Amount	VAT
Existing Contract	R1 451 282.03	R217 692.30
Additional Required	R3 337 127.96	R500 569.19
Revised Contract Value	R4 788 409.99	R718 261.50
USDG VOTE	2022/2023	
P5268AZ1	R3 633 236.96	

NOTED.

1.2

Report on Human Settlements Unit 2022/2023 Capital Budget (7/1/2/1):

(Page 37: Human Settlements and Infrastructure Committee - Agenda 2022-07-15)

The Municipal Council at its meeting of 07 June 2022 approved the 2022-23 budget. Due to budget constraints, there are projects within the Human Settlements Unit that are either not funded or partially funded. Some of the projects are critical in responding to the April and May 2022 floods damages. The Unit is therefore proposing to reprioritize its 2022-23 budget to include unfunded or partially funded projects and identify savings since the projects referred to are of a critical nature.

The table below provides a summary of the capital funding required for these projects. The list of these projects is provided in Annexure A.1 and Annexure A.2 of the report by the Head: Human Settlements dated 2022-06-09.

Table 2: Human Settlements Unit: Unfunded or underfunded priority projects:

No.	Category	Count of Projects	FY2022/2023 Rand
1	Unfunded projects	34	R112 229 625,18
2	Underfunded projects	53	R427 378 520,00
	TOTAL	87	R539 608 145,18

To fund these projects in the 2022/2023 financial year, the Human Settlements Unit, in consultation with the Finance Cluster, will identify savings from the existing capital budget allocations during the 2022/2023 financial year. As capital savings are identified, the Unit will submit reports for the approval of the reallocation of identified capital budget savings to the priority projects.

With the Committee being in agreement,

COMMITTEE RECOMMENDS:

- 1.2.1 That the Committee notes an update report on the 2022/2023 financial capital budget allocations approved for the Human Settlements Unit at the Council meeting held on 07 June 2022 and proposes to the Committee an approach to funding priority projects that are unfunded or partially funded on the approved 2022/2023 financial year capital budget as identified in the list of projects contained in Annexure A.1 and Annexure A.2 of the report by the Head: Human Settlements dated 2022-06-09, and attached herein for ease of reference.
- 1.2.2 That it be noted that the funding to allocate to the priority projects will be identified from the savings in the existing 2022/2023 financial year capital budget allocations, and, any reallocation requests will be reported as and when savings are identified.

NOTED.

- 1.3 Reallocation of Funds Across the Electricity Unit Capital Projects (7/1/1/2/2):
(Page 44: Human Settlements and Infrastructure Committee - Agenda 2022-07-15)

Authority is sought for the reallocation of funds across the capital projects from savings identified in the approved capital budget of the Electricity Unit in the 2021/2022 financial year. It has been identified that expenditure on certain capital projects may not reach its planned spend within this financial year due to various project delays. Certain critical projects have also been identified and funds reprioritised in order to execute these projects.

This will ensure efficient and prudent capital expenditure for the Unit, hence the reallocation of funds to the other projects is necessary.

Of the projects being undertaken by the Electricity Unit, others are progressing well with some having experienced some delays due to certain reasons. The recent floods have also contributed additional projects due to unforeseen work to be undertaken to ensure network stability as well as the restoration of power supply. A total of forty-six (46) projects have been identified which are delayed and unable to meet its planned annual expenditure. This resulted in savings in the amount of R114 255 940.00 (One Hundred and Fourteen Million Two Hundred and Fifty-Five Thousand Nine Hundred and Forty Rand).

On the other hand, there are projects that are ahead of schedule as well as projects that require further funding and can continue subject to the availability of funds. Twenty-two (22) projects that are ready for execution have been identified. The expenditure for these identified projects has been quantified to speak to the savings of R114 255 940.00 identified. This would then be utilised to fund projects listed in Annexure A of the report by the Head: Electricity dated 2022-05-31 and attached herein for ease of reference.

With the Committee being in agreement,

COMMITTEE RECOMMENDS:

- 1.3.1 That approval be granted for the reallocation and transfer of savings identified from cross the 2021-22 capital budget of the Electricity Unit, in the amount of R114 255 940.00 (One Hundred and Fourteen Million Two Hundred and Fifty Five Thousand Nine Hundred and Forty Rand) and the savings to fund projects listed in Annexure A of the report by the Head: Electricity dated 2022-05-31 and attached herein for ease of reference.

- 1.3.2 That authority be granted for the Deputy City Manager: Finance to include in his budget adjustment report, the transfer of funds from the projects where savings have been identified and to the list of projects where funding is required.
- 1.3.3 That it be noted that the project funding will be reprioritised from the existing funded projects that are delayed, to fund the other Unit projects, with a zero increase in the overall bottom line of the 2021/2022 Medium Term Revenue and Expenditure Framework.

FC No.:361/CA0247

ADOPTED.

- 1.4 Request for Authority to Transfer Funds Within the Water Operations Budget in the 2021/2022 Financial Year for the Provision of Armed Escort Guard Services (7/1/3/2) & (8/2/1/4/1):
(Page 65: Human Settlements and Infrastructure Committee - Agenda 2022-07-15)

The Water and Sanitation Unit personnel has been a target of criminals when undertaking work at the Ward level, with proven record of assaults and murder cases. This has resulted in low staff morale and disruptions in the provision of water supply, which is a basic necessity to the communities. As such, the Unit has opted to engage the services of the Escort Guides to ensure business continuity.

Authority is therefore sought to transfer funds in the approved 2021/2022 financial year, identified from the various operational votes of the Unit, in the amount of R5 196 600.00 (Five Million One Hundred and Ninety Six Thousand Six Hundred Rand), for the provision of the Armed Escort Guard Services for the period of 36 days (effective 26 May 2022, up to and including, 30 June 2022 to ensure smooth eThekweni Water and Sanitation Operations.

Members of the Democratic Alliance abstained on this matter at the Support Committee level. The Executive Committee supported the matter but queried the submission after the service has already been undertaken. It having been advised that this was due to the postponement of the Support Committee meetings, the Executive Committee requested that Reports of this nature be submitted timeously for approval not to be given retrospectively.

With the provision of the Armed Escort Guard Services being supported,

COMMITTEE RECOMMENDS:

- 1.4.1 That approval be granted for the Head: Water and Sanitation to transfer funds in the amount of R5 196 600.00 (Five Million One Hundred and Ninety-Six Thousand Six Hundred Rand), identified from various votes of the Water and Sanitation Unit, as reflected below, and for the savings to be used to fund the provision of the Armed Escort Guard Services for the period of 36 days, effective 26 May 2022, up to and including, 30 June 2022, to protect the Water and Sanitation Unit staff when undertaking services at the Ward level since they are often targeted by criminals resulting to attacks and murder.

1.4.2

That authority be granted for the Deputy City Manager: Finance to include in his adjustment budget report the transfer of funds from votes where unspent budgets have been identified to provision of armed escort guard services vote in the 2021/2022 financial year.

Funds From:

The funds will be transferred from the various EWS 2021/2022 financial year operational votes as per the table below.

Funds To:

60288.10840.12.11500.0000.MRC01.R005 (External Security) - Amount R5 196 600.00

Item	Item Number	Savings Identified
Consultants and Professional Services	10915	R150 000.00
Consultants and Professional Services	10955	R26 060.00
Consultants and Professional Services	10975	R30 000.00
Consultants and Professional Services	11180	R900 000.00
Consultants and Professional Services	11130	R13 000.00
Refreshments	14105.54	R20 000.00
Stationery	14105.48	R1 000 000.00
Research and Advisory	10595	R500 000.00
Cleaning Services	10640	R1 000 000.00
Hygiene Services	10670.10	R500 000.00
External Computer Services	18645	R270 000.00
Foreign Accommodation	22040	R87 540.00
Domestic Accommodation	21920	R50 000.00
Air Transport	22005	R100 000.00
Airtime	14105.10	R300 000.00
Computer Stationery	14105.18	R250 000.00
Total		R5 196 600.00

FC No: 21/364/NM084

ADOPTED.

1.5

Request for Authority to Transfer Funds Within the Water Operations Budget in the 2021/2022 Financial Year for the Hire of Water Tankers (23/1/4) & (7/1/3/2):
(Page 69: Human Settlements and Infrastructure Committee - Agenda 2022-07-15)

The Water and Sanitation Unit uses water tankers to supply areas affected by intermittent water supply as a result of burst pipes; theft; vandalism; water shedding; also, rural areas where there is no water service; and where the influx of people has rendered the existing service insufficient to cope with the increased demand. The daily outages as a result of burst pipes; Umgeni Water challenges; and poor performance of the Municipal infrastructure have made the hiring of water tankers unavoidable.

As such, authority is sought to transfer savings identified in the amount of R15 000 000.00 (Fifteen Million Rand) within the 2021/2022 financial year of the Water Operations Budget to hire water tankers to ensure stable supply of water to the local communities which service forms part of the basic necessities.

The Executive Committee acknowledged the importance of the provision of water supply to the local communities. However, the opposition parties expressed concerns over numerous unresolved issues pertaining to water tankers. These including, amongst other things, the unexplained issue of water tankers purchased but are not in a useable condition; uncertainty over the water tankers ownership; increased spending on hiring water tankers, which is considered a lost opportunity to provide a permanent plant package which is costing in the region of hired service; lack of consistent, equitable and responsive water tanker distribution plan to respond to water demands at the times suitable to the residents; poor water tanker drivers' performance management.

While noting the concerns raised, the ruling party cautioned against guarding for the issues of service delivery not to cause the unnecessary divisions and tensions at the community level. Management then confirmed interventions underway to promote effective service delivery with regard to the water tankers services, including introducing log sheets to be completed prior to releasing payments as well as introduction of the tracking system to verify mileage. The Committee was also informed of the process commenced to purchase twenty (20) water tankers thus a reduction in outsourcing services.

A comprehensive report on the state of water tankers, including those purchased, but unusable, will be submitted to the Executive Committee to interrogate this matter further for effective oversight.

The Committee was then mindful of the intermittent water supply in various eThekweni Municipal areas. Therefore, agreed not to deprive the residents concerned but to support the matter while the process of getting to the bottom of the challenges surrounding the issues of water tankers is underway.

Accordingly,

COMMITTEE RECOMMENDS:

1.5.1

That, given the need for the eThekweni Municipality to fulfil the basic right of providing water supply to the local communities, and with challenges encountered and resulting in water shortages, authority be granted for the Head: Water and Sanitation to transfer savings identified from the materials and supplies vote, in the amount of R15 000 000.00 (Fifteen Million Rand) within the 2021/2022 financial year of the Water Operations Budget to the hire charges vote for the purpose of hiring water tankers to ensure stable supply of water to the local communities which service forms part of the basic necessities, and with areas serviced through water tankers listed below:

WEST (07)	NORTH (15)	SOUTH (14)	VARIOUS (16) Trucks Rotate among the ff Wards
Ward 1: 3 x Scheduled Tankers	Ward 3: 7 x Scheduled Tankers	Ward 105: 5 x Scheduled Tankers	Ward 2: Wednesday & Thursday

WEST (07)	NORTH (15)	SOUTH (14)	VARIOUS (16) Trucks Rotate among the ff Wards
Ward 2: 4 x Scheduled Tankers	Ward 59: 8 x Scheduled Tankers (Crossmoor)	Ward 96: 6 x Scheduled Tankers	Ward 3: Monday, Tuesday, Thursday, Friday & Sunday
		Ward 100: 1 x Scheduled Tanker	Ward 105: Monday, Tuesday & Saturday
		Ward 67: 1 x Scheduled Tanker	Ward 108: Saturday
		Ward 94: 1 x Scheduled Tanker	

- 1.5.2 That the Committee notes the shortfall in the amount of R19 000 000.00 (Nineteen Million Rand) and grants authority to the Deputy City Manager: Finance to allocate the additional funding when savings become available in the 2021/2022 financial year.
- 1.5.3 That authority be granted for the Deputy City Manager: Finance to include in his budget report the transfer of funds from the votes where unspent budget has been identified to the water hire vote in the 2021/2022 financial year.

FC No: 21/CH/105

Various.14300.11500.0000.MRC01.010 (Materials and Supplies)

60605.18590.10.11500. MRC01.0010 (Hire Charges)

Commenting on the matter, the IFP welcomed the report and maintained that water issues cannot be ignore especially, following the recent floods. However, they registered their concern about the inconsistent water tankers distribution in some areas. They encouraged Council to purchase its own water tankers. They also reported that the Executive Committee was still awaiting a comprehensive report on the state of water tankers, including those purchased, but unusable.

Thereafter, the ACDP also noted the report and advised that Council had to focus on the maintenance of infrastructure and that all households should have access to safe and clean water.

The Deputy Mayor and Chairperson of the Human Settlements and Infrastructure Committee mentioned that following the storm damages, water tankers had to be sourced and utilised. He mentioned that funds are required to enable the Municipality to continue with the provision of water to the areas affected, until such time that the services are restored and/or available.

Thereafter, the above recommendations were unanimously, **ADOPTED.**

- 1.6 Request for Authority for the Real Estate Unit to Acquire Land and Register Servitude for Project No. Y812 Northdale Pump Station and Rising Main Replacement:
(Page 74: Human Settlements and Infrastructure Committee - Agenda 2022-07-15)

The existing Northdale sewage pump station structures and asbestos cement rising main pipelines located in Ward 62 have an age of approximately 50 years and is in a severe deteriorated condition. It is therefore proposed to construct new

pump station at a site next to the existing Northdale pump station and the replacement of the existing rising main with a new rising main pipeline located alongside the existing rising main. Authority is therefore sought to commence the process to ensure that the land occupied is secured from the land legal perspective.

With the Committee being in concurrence,

COMMITTEE RECOMMENDS:

That authority be granted for the Head: Real Estate to acquire by private treaty or expropriation, the land and servitude required for the Project No: Y8612 Northdale pump station and rising replacement, at an estimated value of R1 150 000.00 (One Million One Hundred and Fifty Thousand Rand), including VAT.

Financial Implication:

Project No.: Y8612; R2 000 000.00 (Provided in the capital budget 2022/2023 financial year)

FC No.: 365/C323

ADOPTED.

1.7

Implementation of Roads and Stormwater Rehabilitation Projects Through Funds Provided by the Finance Cluster Arising from the Municipal-Wide Capital Budget Reprioritization (25/4/6/1) & (25/4/6/1/2):

(Page 78: Human Settlements and Infrastructure Committee - Agenda 2022-07-15)

It will be recalled that due to the recent floods the eThekweni Municipal roads and stormwater experienced severe damages, with most of the roads becoming inaccessible. The Roads and Stormwater Maintenance Department assessed the overall damages and prioritized this according to high, medium and low priority as follows:

High	Routes leading to major economic zones; major and high traffic routes; main bus routes connecting suburbs and townships, main routes leading to Municipal infrastructure.
Medium	Main residential streets with medium traffic, residential routes leading to Municipal infrastructure, routes leading to schools, clinics and residential areas
Low	Rural and urban normal residential routes

Through the Municipal-wide budget reprioritization to cater for floods damages, the Finance Cluster has made available an amount of R105 Million for roads and stormwater rehabilitation projects. This funding will be utilised to prioritize roads marked as high and some of those categorised as medium. It should be noted that a total amount of R397 Million is required for the storm damages thus meaning a shortfall of R292 Million still needs to be covered to address floods damages.

With the Committee appreciating funding allocated by the Finance Cluster,

COMMITTEE RECOMMENDS:

1.7.1

That the Executive Committee notes the allocation of funding by the Finance Cluster in the amount of R105 Million arising from the Municipal-wide budget reprioritization process to cater for floods damages, to enable the Roads and Stormwater Maintenance Department to undertake roads and stormwater rehabilitation projects, it being recorded that the focus will be on high and some of the medium ranked roads at this stage as per the table below:

Funds to be spent in 2021/2022:

REGION	AMOUNT
West	R11 722 009.00
North	R5 185 887.80
South	R10 737 299.50
West Central	R20 960 000.00
TOTAL	R48 605 196.30

Funds to be spent in 2022/2023:

Region	Amount
West	R11 153 083.80
North	R11 337 129.00
South	R11 951 391.75
West Central	R10 550 000.00
North Central	R10 000 000.00
South Central	R10 990 716.00
TOTAL	R65 982 320.55

- 1.7.2 That due to financial constraints, the R15 000 000.00 (Fifteen Million Rand) which was initially planned for the upgrading of gravel roads in rural areas under the low volume gravel roads upgrade programme in the 2022/2023 financial year be repurposed and be directed to the floods damages.

ADOPTED.

- 1.8 Authority to Request Real Estate to Acquire Servitude for Clear Water Rising Main for Project X6307: Ogunjini Water Treatment Works Upgrade from 1Ml/Day to 2Ml/Day (23/1/11/2/1):
(Page L27 : Human Settlements and Infrastructure Committee - Agenda 2022-07-15)

Authority is sought for the Real Estate Unit to register a servitude for the Project No.: X630: Ogunjini Water Works to undertake the construction and commissioning of a one megaliter per day (1Ml/day). The project is to undertake the construction and commissioning of a 1Ml/day capacity increase of the existing 1Ml/day Ogunjini Water Treatment Works which covers mechanical, electrical, and civil works. Servitude registration is required for the new 200mm diameter clear water rising main (to replace existing 160mm diameter) from the existing waterworks to the existing Ogunjini 1 Reservoir. There is no existing servitude, therefore this Unit is seeking authority to commence with the process to ensure that a servitude is acquired from a legal perspective.

Table 1: Pipe specifications and location of the project:

Project Name	Project Number	Contract Number	Pipe Length	Pipe Diameter (mm) and Material	Location
Ogunjini Water Works Capacity Increase.	X6307	WS7202	1.8km	200Ø mPVC	Ward 59

The draft Hand Plans outlining the servitude of nine (9) meters width for the pipeline are to be finalized by the Surveying and Land Information Department of the Engineering Unit. The Real Estate Unit will then use the final approved Hand Plans to negotiate with landowners for the required servitude. The estimated cost for acquiring the servitude for the clear water rising main is R3 600 000.00 (Three Million Six Hundred Thousand Rand). Sufficient funding is provided in the 2022-2024 MTREF budget under the Project X6307: Ogunjini Water Works Capacity Increase.

With the Committee being in agreement,

COMMITTEE RECOMMENDS:

- 1.8.1 That authority be granted to the Head: Real Estate to acquire by private treaty or expropriation the servitude required for the project X6307: Ogunjini Water Works Capacity Increase.
- 1.8.2 That it be noted that the Real Estate Unit will then use the final approved Hand Plans to negotiate with Landowners for the required servitude, it being recorded that the estimated cost for acquiring the servitude for the clear water rising main is R3 600 000,00 (Three Million Six Hundred Thousand Rand), provided in the 2022-2024 MTREF budget under the Project X6307: Ogunjini Water Works Capacity Increase.

Project No: X6307	R1 200 000	Provided in 22-23 Capital Estimates
	<u>R2 400 000</u>	<u>Provided in 23-24 Capital Estimates</u>
	R3 600 00	

FC No: 364/C298

ADOPTED.

- 1.9 Request for Authority to Transfer Funds from Savings Identified in Water and Sanitation Unit Capital Budget to Fund the Wastewater Networks Storm Damage Work and Assessment by Consultants WS 2022/136 (23/2/1/3 & 7/1/2/2):
(Page L28: Human Settlements and Infrastructure Committee - Agenda 2022-07-15)

Authority is sought for the transfer of funds from savings identified in the Water and Sanitation Unit Capital Budget to fund the Wastewater Network Storm Damage Work and Assessment by Consultants. The April 2022 floods caused severe damages to the Tongaat Water Treatment Works. As such a need existed to assess the extent of the damage. Consequently, a Consultation working on the existing Contract No.: X8356 was appointed on a variation order to carry out the assessment and to be paid via a variation order from contract No.: X8609: Restoration of Tongaat Treatment works funds.

Funding transfer in the amount of R1 000 000.00 (One Million Rand) is required from Contract No.: X8609 to Contract No.: X8356. There are contracts for the Consultants to carry out assessment for water reticulation upgrade in Ward 96. However, there is a shortage of funding for this work which requires the transfer of funds from the 2021/2022 water capital budget savings.

With the Committee being in agreement,

COMMITTEE RECOMMENDS:

That approval be granted for the transfer of funds in the amount of R1 000 000.00 (One Million Rand) from savings identified from Contract No.: X8609 - Water and Sanitation Capital Budget to fund Contract No.: X8356 - Wastewater Networks Storm Damage Work and Assessment by Consultants within the Water and Sanitation Capital Budgets savings of 2021/2022 financial year.

FC No: 365/C329

ADOPTED.

1.10

Extension of Zibambeke Poverty Alleviation Programme (4/3/5/3):

(Page L29: Human Settlements and Infrastructure Committee - Agenda 2022-07-15)

Authority is sought to extend the Zibambeke Poverty Alleviation Programme and thus the extension of the engagement of the beneficiaries from 31 July to 30 December 2022. The Zibambeke Programme is an Expanded Public Works Programme (EPWP) aligned Poverty Alleviation Programme which creates work opportunities on eThekweni Municipality's low order road network. Beneficiaries from low-income households are selected and employed through Ward structures to carry out minor road maintenance and cleansing functions on individual sections within walking distance of their residence. The programme's prime objective is to help break the poverty cycle of the eThekweni Municipality's most vulnerable inhabitants. The Roads and Stormwater Maintenance Department provides a balanced approach to maintaining the City's infrastructure by contracting certain operations to the informal sector.

The Roads and Stormwater Maintenance Department has managed the Zibambeke Programme for a period in excess of 15 years. Due to current negative economic conditions, most participants have remained in the programme without the opportunity of being successfully exited from the programme. Over the years the EPWP has supported and promoted maintenance programmes that have created work opportunities for local communities. Job creation, training, health and safety together with business opportunities for local suppliers and contractors have been the portals of the programme objectives.

The Department is currently working on the exit strategy of the current participants which include the formation of the Contractor Cooperative Development Programme. The intention is to absorb the current beneficiaries in this programme. Due to limited time as the department requires to train and register the participants, it is requested to extend the engagement of the current beneficiaries. The intention is to absorb in the programme earmarked to commence 03 January 2023. The participants will also be registered in the Supply Chain Management database to increase future employment prospects within the eThekweni Municipality.

At the Executive Committee some of the Members submitted that they support the Zibambeke Programmes as a poverty alleviation strategy, but that, it appears there was no effective oversight and accountability in terms of managing the daily operations undertaken by the beneficiaries.

The Committee then agreed that a list comprising the allocation of beneficiaries per zones and streets will be submitted to the Executive Committee to achieve certainty with regard to the programme implementation process. Pending the submission of the aforementioned list Members of the DA and the EFF abstained on the matter.

With the other Members being in support taking cognisance of the proposed exit strategy thus a need to extend the current beneficiaries to allow time for training and registration to allow for a smooth and structured transition,

COMMITTEE RECOMMENDS:

That authority be granted for the Head: Engineering to extend the engagement of the current 7 300 beneficiaries of the Zibambele Poverty Alleviation Programme from 01 August to 31 December 2022 to allow for the process of developing an exit strategy through establishing a Contractor Cooperative Development Programme earmarked to be implemented on 03 January 2023 and absorb the beneficiaries to continue undertaking minor road maintenance and cleansing functions within the eThekweni Municipal area.

Financial Implications:

	No. of Participants	Stipend	Monthly	Five Month Extension
Beneficiary	7145	R1 158.56	R8 277 911.20	R41 389 556.00
Overseers	155	R5 008.52	R776 320.60	R3 881 603.00
Total	7300			R45 271 159.00

Commenting on the matter, the IFP were in favour of the extension of the Zibambele Poverty Alleviation Programme and mentioned that the programme would assist to fastrack cleaning of storm drainages to enable water to flow easily during heavy rainfalls and thereby avoiding damages.

The ANC also shared the same sentiments and submitted that appropriate protective clothing for the Zibambele Programme participants could not be purchased timeously and mentioned that in future, this matter had to be attended to.

Thereafter, the EFF mentioned that a list comprising the allocation of beneficiaries per zones and streets had to be submitted to achieve certainty with regard to the programme implementation process.

In response, the Chairperson of the Human Settlements and Infrastructure Committee mentioned that the required information is readily available and also emphasised that the programme is poverty alleviation driven and that in the near future, the number of beneficiaries would increase.

Notwithstanding the explanation given; 53 DA Councillors abstained on the matter; and 140 Councillors (ANC - 81, EFF – 22; IFP -14; Action SA - 04, ABC - 02, ACC - 02, ACDP - 02, AIC - 00, DLC -01; APF - 01, ATM - 01, AL JAMA-AH - 01, JEP - 01, KZNI - 01, MF – 01; NFP – 01; PFP – 01; PRM – 01; TA- 01; UIM – 01 and VF Plus – 01) voted in favour of the extension of Zibambele poverty alleviation Programme .

Thereafter, the above recommendations of the Executive Committee, were by the majority vote, **ADOPTED.**

- 1.11 Social Enterprise/Co-Operative Development Programme as Exit Strategy to the Current Zibambeke Poverty Alleviation Programme (4/3/5):
(Page L30 : Human Settlements and Infrastructure Committee - Agenda 2022-07-15)

Authority is sought to initiate and implement an exit strategy for the Zibambeke Poverty Alleviation Programme Participants to be trained and registered as Cooperatives. This exit strategy will provide an opportunity of being included on the Supply Chain Management co-operative data base, thereby increasing future employment prospects within the eThekweni Municipality as well as participating on a targeted Roads and Stormwater Maintenance Programme designed for them for the next three (3) years. The Department also seeks authority to reduce the Zibambeke Participant number from 7 300 to 5 000 as from January 2023 to free up funding required to implement a social enterprise/cooperative contractor development programme within the department.

At the Executive Committee level, Members of the DA and the EFF abstained on the matter, and with the other Members being in support,

COMMITTEE RECOMMENDS:

- 1.11.1 That the Zibambeke model and operations manual be amended to include an exit strategy, whereby working teams will be mentored, trained and registered as Cooperative during their two-year Extended Public Works Programme contract period.
- 1.11.2 That the Zibambeke Poverty Alleviation participants be reduced from 7 300 to 5 000 participants as from 2023-01-03 to free up funding required to implement the roads and stormwater maintenance Social Enterprises/Cooperative Contractor Development Programme.
- 1.11.3 That extensive consultation be done with the relevant Ward Councillors on the areas of priority to be covered by this programme.
- 1.11.4 That an amount of R34 517 229.60 (Thirty-Four Million Five Hundred and Seventeen Thousand Two Hundred and Twenty Nine Rand Sixty Cent) to be freed up from the Zibambeke Programme, be utilized in establishing the roads and stormwater maintenance Social Enterprises/Cooperative Contractor Development Programme.

	No of Beneficiaries	Stipend	Monthly	Annually
Beneficiary	7145	R1 158.56	R8 277 911.20	R99 334 934.40
Overseers	155	R5 008.52	R776 320.60	R9 315 847.20
TOTAL	7300			R108 650 781.60

	No of Beneficiaries	Stipend	Monthly	Annually
Beneficiary	4900	R1 158.56	R5 676 944.00	R68 123 328.00
Overseers	100	R5 008.52	R500 852.00	R6 010 224.00
TOTAL	5000			R74 133 552.00

	No of Beneficiaries	Stipend	Monthly	Annually
Beneficiary	2245	R1 158.56	R2 600 967.20	R31 211 606.40
Overseers	55	R5 008.52	R275 468.60	R3 305 623.20
Total Budget Saved				R34 517 229.60

As some Councillors were not in support of the recommendations from the Executive Committee, the matter was put to the vote. With 193 Councillors present; 140 Councillors (ANC - 81, EFF – 22 ; IFP -14; Action SA - 04, ABC - 02, ACC - 02, ACDP - 02, AIC - 00, DLC -01; APF - 01, ATM - 01, AL JAMA-AH - 01, JEP - 01, KZNI - 01, MF – 01; NFP – 01; PFP – 01; PRM – 01; TA- 01; UIM – 01 and VF Plus – 01) voted in favour and 53 DA Councillors abstained on the matter.

Thereafter, the above recommendations of the Executive Committee, were by the majority vote, **ADOPTED.**

2. REPORT OF THE FINANCE, SECURITY & EMERGENCY SERVICES COMMITTEE: MEETING HELD ON 2022-07-20

(Page R18)

2.1 Request for Approval of the eThekweni Municipality: Fire Safety By-Law, 2022 (1/1/3/1/41):

(Page 21: Finance, Security & Emergency Services Committee - Agenda 2022-07-20)

Approval is sought for the promulgation of the eThekweni Municipality: Fire Safety By-Law, 2022. In terms of Section 156 of the Constitution of the Republic of South Africa, a Municipality has the executive authority in respect of, and the right to administer, Local Government matters listed in Part B of Schedule 4 and 5.

It is against this background that the eThekweni Municipality has the executive authority to administer By-Law for the effective administration over matters such as fire-fighting services, the use and storage of fireworks, and other matters relating to fire and safety with the Municipality's jurisdiction.

Information being given that the Municipality currently has an Interim Code Relating to Fire Prevention and Flammable Liquids and Substances issued in terms of the Municipal Notice No.27 of 2000, and this does not effectively meet the Municipality's objectives in respect of the administration of fire safety, the use and storage and sale of fireworks and the other related matters connected therewith.

Accordingly, the proposed By-Law provides measures for safety of life, property and environment, from hazards created by fire; explosion; and the other dangerous conditions. It being noted that the By-Law will regulate the use; storage; and discharge of fireworks within the Municipality, with the aim of safeguarding all life and property. The By-Law further provides for fire-protection services; emergency evacuation response plans; transport, supply and delivery of dangerous good; and fire brigade services.

With the Committee being in agreement that there should be continuous awareness campaigns to communicate the objectives of the eThekweni Municipality: Fire Safety By-Law, 2022,

COMMITTEE RECOMMENDS:

- 2.1.1 That the eThekweni Municipality: Fire Safety By-Law, 2022, be approved for final publication and promulgation in the Provincial Gazette, with the By-law taking effect on the date of publication thereof in the Provincial Gazette, and prescribing the following minimum standards:
 - 2.1.1.1 To provide for the safety of life, property and the environment from the hazards created by fire, explosion and dangerous conditions;
 - 2.1.1.2 To regulate the use, storage and sale of fireworks within the Municipality;
 - 2.1.1.3 To provide a safe and healthy environment for all citizens residing within the Municipality;
 - 2.1.1.4 To regulate the discharge of fireworks in public and private places with the aim of safeguarding residents and properties, to minimize the effects of fireworks on animals;
 - 2.1.1.5 To provide for fire-protection services and emergency evacuation response plans;
 - 2.1.1.6 To regulate the use, handling, transport, supply and delivery of dangerous goods;
 - 2.1.1.7 To provide for a fire brigade service;
 - 2.1.1.8 To provide for offences and penalties, to provide for the repeal of laws and savings and to provide for and matters incidental thereto.
- 2.1.2 That the promulgation notice for the By-law be published in the Ezasegagasini Metro.

REFERENCE BACK

In terms of Rule of Order Bylaw 20(1)(c), Councillor S Maharaj of the MF, seconded by Councillor A Shaheed of the TA, moved as a procedural motion that the Fire Safety By-Law be referred back to the Committee for further deliberations and consultation with the Hindu Community.

NOT CARRIED

As some members were not in support of the reference back, the matter was put to the vote. With 194 Councillors present, 70 Councillors (DA- 53; Action SA -04; ABC – 02; ACC - 02, ACDP – 02; DLC – 01; ATM -01; MF - 01, PFP - 01, TA- 01; UIM – 01 and VF Plus – 01) voted in favour of the reference back. 124 Councillors (ANC - 81, EFF – 22; IFP -14; AIC -01, APF - 01, ATM - 01, JEP -01; KZNI - 01, NFP – 01 and PRM - 01) voted against. There were no abstentions recorded.

The above-mentioned motion to refer back was, by the majority vote, NOT CARRIED.

Discussion thereafter reverted to the substantive matter and the MF submitted that workshops and consultations on the Fire Safety By-Laws were undertaken

during the Covid-19 lockdown regulations and mentioned that further consultations were still necessary to clear-up all the concerns from the communities.

The DLC also shared the same sentiments and advised that broader consultation was still required with the religious leaders, particularly those from the Hindu Religion.

Thereafter, the DA was in support of the approval of the By-Law and mentioned that it had taken Council too long to finalise same. Also, that enforcement of the By-Law might still be a challenge for the City due to capacity issues amongst others. They emphasised that there must be continuous awareness campaigns to communicate the By-Law objectives, since the new By-Law includes various aspects, including sale of fireworks etc.

Thereafter, as some Councillors were not in support of the approval of the Fire Safety By-Law, 2022 and the recommendations from the Executive Committee, the matter was put to the vote.

With 194 Councillors present, 183 Councillors (ANC - 81, DA- 53; EFF – 22; IFP -14; Action SA -04; ABC – 02; AIC -01, APF - 01, ATM - 01, JEP -01; KZNI - 01, NFP – 01 and PRM – 01) voted in favour; 07 Councillors (DLC – 01; ALJAMAH - 01; MF - 01, PFP - 01, TA- 01; UIM – 01 and VF Plus – 01) voted against the matter and 04 Councillors (ACC – 02 and ACDP – 02) abstained on the matter.

Thereafter, the above recommendations of the Executive Committee, were by the majority vote, **ADOPTED**.

2.2 EThekweni Municipality Public Tender Awards for the Month of June 2022 (9/1/3):
(Page 237: Finance, Security & Emergency Services Committee - Agenda 2022-07-20)

The Committee noted that following the recent floods that severely affected the eThekweni Region, forty three percent (43%) of contractual work had to be awarded through Section 36 of the Supply Chain Management Regulations to respond to the emergency work required as a result thereof. An indication being given that this percentage is not alarming at this stage.

Accordingly,

COMMITTEE RECOMMENDS:

- 2.2.1 That the public tender awards by the Municipality for the month of June 2022, inclusive of awards made in terms of Section 36 of the Supply Chain Management Regulations, as contained in the report by the Head: Supply Chain Management dated 2022-07-05, be noted.
- 2.2.2 That it be noted that where information is available for Wards and registration numbers, it is included in the report, as information used to compile the report is taken from submissions made by the Units.
- 2.2.3 That the Finance, Security and Emergency Services Committee calls for additional information on individual awards, where it deems appropriate and necessary to play its oversight role.

- 2.2.4 That the Acting City Manager reserves the right to investigate the awards with a view to taking disciplinary, criminal and recovery actions where willful and negligent violation of Supply Chain Management Policies and Municipal Finance Management Act provisions are observed.
- 2.2.5 That the Acting City Manager shall table a report to the Committee relative to the disciplinary, criminal and recovery actions taken, it being recorded that the Acting City Manager can only respond when the reports are available.

NOTED.

- 2.3 Budget Statement Report for the Quarter Ended 30 June 2022 (7/1/4):
(Page 348: Finance, Security & Emergency Services Committee - Agenda 2022-07-20)

The Committee noted the actual operating revenue of 96% of the budget with a variance of -4% and the revenue generated to date sitting at 94.9%. The actual operational expenditure was reported as a percentage of year-to-date budget at 96% with a variance of -4%; the operating expenditure spent to date sat at 95.5%. The reported capital expenditure is 73% of the year-to-date budget with a variance of -27%. A cash collection rate of 95% was reported, it being noted that this is consistent when compared to the same period in the previous year.

Thereafter, the Committee expressed concerns over the unread meters; poor turnaround time by the Municipality in responding on faults reported through the Municipal Call Centres; high percentage in water and electricity distribution losses; and the historical uncollected Government debts. Concerns were also raised on what was regarded as the ineffective overtime management, as well as the prolonged valuation roll objection process.

Clarity was then given that there have been improvements in the collection of debts from the Government Departments, it being cited that the Department of Education had entered into payment arrangements with the Municipality. That this was as a result of the interventions made by the Municipal leadership. Also, that there were ongoing engagements with other Government Departments to come forward and make the necessary payments and/or arrangements thereof. Further, that the disconnection of service would encourage the Departments concerned and the other top Municipal debtors to come forward.

It being noted that the Real Estate Unit is currently processing all Valuation Roll objections received before the set submission deadline. That the Municipality anticipates completing the process and to inform communities affected towards the end of the year. It was advised that the outcomes thereof would then determine the property rates applicable going forward.

With regard to the issue of Call Centres, it was reported that the Executive Committee has undertaken inspection of the Municipal Call Centres to gain insight on the operations thereat. Further, that interventions are being made to achieve Call Centre effectiveness, including the process currently underway to integrate the Municipal Call Centres for the provision of a holistic customer service.

Following the views submitted on the content of the Budget Statement,

COMMITTEE RECOMMENDS:

- 2.3.1 That the Budget Statement report for the month ended 2022-06-30 and the supporting documents, submitted by the Acting City Manager as per his report dated 2022-06-14, in compliance with Section 71 of the Local Government: Municipal Finance Management Act (MFMA) No. 56 of 2003 and in terms of the Government Notice No. 32141 dated 17 April 2009, relating to the “Local Government: Municipal Finance Management Act 2003, the Municipal Budget and Reporting Regulations”, be noted.
- 2.3.2 That the quarterly Section 52(d) report on the implementation of the budget and the financial affairs of the Municipality and its Entities, be noted.
- 2.3.3 That in compliance with Section 32(2) of the MFMA, Council notes the Unauthorised, Irregular, Fruitless and Wasteful Expenditure (UIFW) incurred for the month of June 2022 as detailed on Section 10 of the Budget Statement Report.
- 2.3.4 That Council refers the UIFW referred to in .3 above to the Municipal Public Accounts Committee (MPAC) for investigation into the recovery or write-off of the said expenditure, in terms of Section 32(2)(b) of the MFMA, and request the MPAC to report back to Council on the outcome of its investigations.

NOTED.

3. ADDENDUM REPORT OF THE HUMAN SETTLEMENTS AND INFRASTRUCTURE COMMITTEE: MEETING HELD 2022-07-15

(Page R21)

- 3.1 Request for Authority to Implement Section 33 of the Local Government: Municipal Finance Management Act 2003 to Engage Implementing Agents for a Period Longer than 36 Months to Fastrack Service Delivery in Municipal Precinct Areas of Special Focus and Needs:
(Report of Human Settlements & Infrastructure Committee – Agenda 2022-07-15)

The above matter served before the Human Settlements and Infrastructure Committee as having been previously referred back to this Committee by the Executive Committee. The Human Settlements and Infrastructure Committee supported the recommendations contained in the Report.

The authority sought to engage Implementing Agents for a period longer than 36 months is informed by the fact that various human settlements projects are implemented over a multi-year period. The projects life cycle is normally 10 years from the inception till the close-out stage. The current practice of appointing service providers for a period of 36 months then poses some challenges as the contracts tend to expire midway to the projects. The process of extending the appointments to complete the work started is noble but attracts delays and has also attracted unfavourable audit outcomes over the years.

In terms of best practice, the Provincial Human Settlements Departments and the Municipalities engage Implementing Agents through entering into the relevant contractual obligations to undertake the human settlements projects. This approach has proven to be successful in attaining service delivery targets against various instruments. The eThekweni Municipality is following a similar approach and will

enter into a tripartite agreement, including the eThekweni Municipality; the Provincial Department of Human Settlements and Implementing Agents to be appointed through the supply chain management process. The eThekweni Municipality will subsequently take overall responsibility for project management.

Areas deemed as priority include Greater Amaoti; Greater Mpumalanga; Greater Cato Manor; Umlazi Re-development Zone; Greater KwaMashu Bridge Urban Hub; Special High Density Residential Zones such as Wards 23 and 25.

Currently there is a housing projects backlog for approximately 470 000 households in terms of either top structures or infrastructure. With the backlog, for instance, being represented by 316 000 households in urban informal settlements; 8 500 households in transit facilities; 49 000 households in backyards and shacks; and 96 000 households in non-urban structures.

The Committee thereafter noted challenges as outlined with regard to the human settlements projects life cycle not speaking to the tender period of the Implementing Agents. In view thereof, it was agreed that it makes social and economic sense to consider engaging the Implementing Agents for a period longer than 36 months. That this will prevent disruptions to projects thereby achieving projects continuity; achieving set targets in terms of completing housing development projects; and the subsequent handover to the beneficiaries.

In view of the foregoing,

COMMITTEE RECOMMENDS:

- 3.1.1 That authority be granted for the Deputy City Manager: Human Settlements; Engineering and Transport to facilitate the process of utilising Section 33 of the Local Government Municipal Finance Management Act No 56 of 2003 to engage the services of Implementing Agents for a period longer than 36 months to fastrack housing development service delivery in Municipal precinct areas of special focus and needs.
- 3.1.2 That subject to the approval of .1 above, it be noted that the precinct areas deemed as priority include Greater Amaoti; Greater Mpumalanga; Greater Cato Manor; Umlazi Re-development Zone; Greater KwaMashu Bridge Urban Hub; Special High Density Residential Zones such as Wards 23 and 25.

Financial Implications:

Human Settlements funding is dependent and subsidized by the Human Settlements Development Grant (HSDG); Urban Settlements Development Grant (USDG); and the Informal Settlements Upgrading Partnership Grant (ISUPG), as gazetted annually through the MTERF process.

ADOPTED.

4. **DIRECT EXCO REPORTS**

4.1 **REVIEW OF AUDIT AND RISK COMMITTEE CHARTER (2/10/1/1)**

(Page 18)

The Audit and Risk Committee forms part of the Administrative Committees of the Municipal Council, and is responsible for the provision of advisory services to the Municipal Council in terms of its internal control environment. The Municipal Council is therefore required to assess the effectiveness of the Audit and Risk Committee Charter annually, hence the submission of this document for review, as per the compliance requirement.

The Charter governs the functions of the Audit and Risk Committee drawing from the broader Committee functions as outlined in the Local Government: Municipal Finance Management Act 2003. The Charter then reaffirms the statutory functions and responsibilities of the Audit and Risk Committee; meeting procedures; stakeholders' relationship; and the remuneration structure of the external members, amongst other things.

The Charter being reviewed is consistent with the applicable legislation and the governance standards. The document comprehensively covers elements applicable to govern the operations of the Audit and Risk Committee and is in alignment with best practice in this environment.

With the Committee being in concurrence with the reviewed document to achieve compliance requirements,

COMMITTEE RECOMMENDS:

That, in line with the requirements of Sections 165, 166 of the Municipal Finance Management Act No. 56 of 2003, Section 45 of the Local Government Municipal Systems Act No. 32 of 2000, Section 217 of the Constitution of South Africa, National Treasury MFMA Circular No. 65, King IV Report on Corporate Government and International Standards for the Professionals Practice of Internal Auditing (ISPPA), whereby the Audit and Risk Committee Charter requires an annual review and update to ensure relevance and consistency with the MFMA, Municipal Systems Act (No.32 of 2000) and the other related regulations, guides and best practice, the reviewed and updated Audit and Risk Committee Charter for the 2022/2023 Financial Year, attached to the report of the Chief Audit Executive dated 2022-07-13, be approved.

ADOPTED.

4.2

ADDENDUM REPORT: REQUEST FOR AMENDMENT TO COUNCIL DECISION: GO! DURBAN CYCLING ACADEMY AND ACTIVE MOBILITY PROGRAM ADDITIONAL GRANT FUNDING SECURED BY THE DEPARTMENT OF FORESTRY FISHERIES & ENVIRONMENT FROM KFW GERMAN DEVELOPMENT BANK AND EXTENSION OF THE MEMORANDUM OF AGREEMENT PERIOD WITH GREEN CORRIDORS NPC (7/4/1)

(Page 51)

It will be recalled that the Municipal Council at its meeting of 07 June 2022 supported the extension of the Memorandum of Agreement (MOA) to accept additional grant funding with respect to the Go! Durban Cycling Academy and Active Mobility Programme. The attention is drawn to the error made in reflecting the extension period thus resulting in Council approving the 9-month extension instead of 8 months. With this being a legal document, it is imperative to achieve accuracy in terms of the details contained therein. Confirmation was given that there are no changes in terms of the content of the MOA, but that the error only occurred in terms of recording the extension period.

Accordingly,

COMMITTEE RECOMMENDS:

That Council notes an error which has occurred in recording the extension period of the Memorandum of Agreement (MOA) to be entered into between the eThekweni Municipality and the Green Corridor NPC, regarding the additional grant funding with respect to the Go! Durban Cycling Academy and Active Mobility Programme, and therefore approves the amendment to extend the MOA for eight (08) months, rather than the nine (09) erroneously reflected in terms of the Municipal Council decisions of 07 June 2022.

ADOPTED.

4.3

REQUEST FOR APPROVAL OF PROPOSED TACTICAL ADJUSTMENT
IN THE IMPLEMENTATION PROCESS FOR THE CITY'S INTEGRATED
PUBLIC TRANSPORT NETWORK (26/3/1/2)

(Page 55)

The eThekweni Municipal Council approved the implementation of the Integrated Public Transport Network (IPTN) through grant funding from the Department of Transport. The IPTN represents the implementation of a comprehensive; highly integrated network that provides high level of mobility and accessibility to using public transport within the eThekweni Municipal area. As such, the IPTN comprises nine (09) dedicated public transport corridors structured to take advantage of selected and existing major transport links.

The starting phase is the implementation of the C3 corridor and the go live date was planned for July 2021. This go live date was subsequently extended to October 2021 as a result of the impact of the July civil unrest. When the state of readiness has been achieved for the go-live date in October a deadlock was reached with the operators affected and consulted with regard to vehicle ownership. The operators subsequently requested to take 100% ownership of the vehicle. This being contrary to the agreement reached that of a split of 51% ownership by the Municipality and 49% by the operators.

The delays in the implementation of the C3 corridor poses some risks in terms of potential vandalization of the IPTN infrastructure and threats to lose grant funding from the Department of Transport. The Department has exercised patience but due to fiscal demands as a result of the other pressing needs including the impact of the Covid-19; civil unrest; and the floods disaster, there is high probability for the Municipality to lose grant funding if the C3 corridor does not start operating.

Given the existing deadlock, it is proposed to implement tactical adjustments to allow the Municipality to purchase at least 50 vehicles, including spare vehicles to facilitate the process of starting operations in the C3 corridor. Thereafter, engages the three (03) existing operators to partner and proceed with the project for the first 12 months while revisiting the issue of a sustainable implementation process.

The Executive Committee noted prolonged delays in implementing the C3 corridor and the risks involved in terms of vandalism and lost of grant funding by the Department of Transport. The 12-month pilot was supported to salvage the situation while revisiting issues relating to the sustainability model.

Members of the DA abstained on this matter at this stage, and with the other Members being in support in a bid to mitigate the risks surrounding the C3 corridor implementation, process,

COMMITTEE RECOMMENDS:

- 4.3.1 That Council notes progress made thus far in the implementation of the City's Integrated Public Transport Network (IPTN), as contained in the report of the Acting City Manager dated 2022-07-14, which mainly outlines the investment into the infrastructural requirements for the IPTN as well as the collapsed negotiations between the eThekweni Municipality and the operators with regard to vehicle ownership, with the operators now requesting 100% ownership, contrary to the consensus previously reached that of a split of 51% ownership by the Municipality and 49% by the operators.
- 4.3.2 That the challenges, which have significantly delayed the implementation of the programme of the City's Integrated Public Transport Network (IPTN), be noted, as highlighted in .1 above.
- 4.3.3 That the fact that there is an unresolved impasse or deadlock between the Municipality and the affected Operators on the C3 Corridor, which has brought to a halt all preparations for the start of operations for this corridor from end October 2021 to the present, it be noted that this has necessitated the formulation of the tactical adjustment to facilitate the implementation process.
- 4.3.4 That the risk of the Municipality losing the Public Transport Network Grant (PTNG) funding, should the start of operations on the C3 Corridor not be achieved soon, or be further delayed, be noted.
- 4.3.5 That approval be granted for the tactical adjustment in the implementation of the City's IPTN, with the following key features:

Principles:

- Approach to IPTN programme as government: "From Negotiations to Invitation"
- Use available opportunities as a base for implementation and build from there.
- Apply financial sustainability model already developed.
- Impacts of the implementation of the IPTN to be handled in line with provisions of the NLTA.
- Aspects of the vision for the transformation of the public transport sector, which was approved by the Provincial Cabinet, to be incorporated.

Features:

FEATURE	PHASE 1 AREA	OUTSIDE OF PHASE 1 AREA
1. Services	<ul style="list-style-type: none"> a. At least 16 hours of operation b. Integrated timetables between services in trunk, feeder and complimentary routes c. Feeder and complimentary contracts to have a degree of flexibility to allow for adjustment to align with infrastructure upgrades, as completed right-of-ways (RoW's) come on stream 	<ul style="list-style-type: none"> a. Hours of operation based on current PTOG-funded services, but will be extended, where appropriate, depending on financial sustainability b. Interoperable AFC to facilitate seamless transfer between contracted services for users c. Quality bus service contracts d. Given the fact that mostly existing vehicles will be used to start with,

FEATURE	PHASE 1 AREA	OUTSIDE OF PHASE 1 AREA
	<p>d. Interoperable AFC to facilitate seamless trips for users of the service</p> <p>e. Services to be UA compliant as defined in the UADP, unless physical conditions do not allow, and on feeder and complimentary routes where existing vehicles will be used initially</p>	<p>achievement of UA compliance will be difficult. Consideration to be given to extension of the Dial-a Ride service, and introduction of low-entry vehicles, where the route network allows</p>
2. Infrastructure	<p>a. Complete infrastructure and facilities on C1, C3 and C9 corridors, with value engineering where appropriate to improve cost-effectiveness</p> <p>b. Before completion of trunk RoW, opportunities to be identified for converting mixed-flow lanes to dedicated bus lanes</p> <p>c. Prioritization of contracts on the basis of “First to market” to support:</p> <ul style="list-style-type: none"> Financial sustainability of programme Enhancement of rates revenue for the City Unlocking other investments, and Efforts aimed at economic recovery <p>d. Aggressive NMT programme to enhance the conditions for UA, movement of pedestrians and cyclists, and connectivity for communities to IPTN stations</p>	<p>a. Minimum infrastructure upgrades to include:</p> <ul style="list-style-type: none"> i. New or upgraded shelters and laybys ii. IFMS infrastructure to facilitate integrated AFC iii. NMT programme to enhance UA, and movement of pedestrians and cyclists where possible
3. Vehicles	<p>a. Trunk – low-floor vehicles</p> <p>b. Feeder routes – low entry bus (when available and route dependent) or minibus taxi vehicles as a start</p> <p>c. Complimentary (current PTOG-funded) routes – existing vehicles to start with, and introduction of low-entry vehicles, depending on suitability of routes</p>	<p>b. Quality bus services – use existing vehicles to start with, and introduce low-entry vehicles depending on suitability of routes</p>
4. Depots	<p>a. New depots to be provided and owned by the City for Trunk services</p> <p>b. For feeder and complimentary services – new or existing facilities, as appropriate, to be provided and owned by operators</p>	<p>a. Existing depots to be used</p>
5. Branding	<p>All contracted services to have a common brand, with differentiation for different service offerings based on extent of infrastructure and facility development, and integration of services</p>	
6. Incorporation of existing public transport operators	<p>a. Participation in the new IPTN service contracts will be on the basis of INVITATION, and not NEGOTIATIONS</p> <p>b. Operators deemed to be affected by the IPTN corridors will not be required to surrender operating licenses for existing services, nor withdraw vehicles, if they elect to participate in the new contracts. Consequently, no direct compensation will be paid to operators. Monthly surveys, however, will be conducted for at least the first six months of each contract to determine impact on other operations.</p>	

FEATURE	PHASE 1 AREA	OUTSIDE OF PHASE 1 AREA
	<p>c. The existing PTOG-funded contracts will be used to form the foundation of incorporation of existing operators in the catchment of the contracts in the following ways:</p> <ul style="list-style-type: none"> i. Participation in the services/contracts run by the Durban Transport Municipal Entity (when it is set up) will be at shareholding level, as already approved by Council, with 40% of the shares available for this. The operators will have to meet the criteria for participation, as already approved by Council. A further opportunity for participation will be through subcontracting, as 30% of the service contracts will be subcontracted to currently unsubsidized operators (small bus and minibus-taxi) operating on the same network. ii. Before the establishment of the Municipal Entity, participation by the existing operators will be structured along the same lines as the other PTOG-funded contracts. iii. Participation in other PTOG-funded contracts: <ul style="list-style-type: none"> • For contracts with more than 20 vehicles – the incumbent operators will be invited to participate in the new contracts, provided they can meet a set criteria. In addition, at least 30% of each of the contracts to be subcontracted to currently unsubsidized operators (small bus and minibus-taxi) operating along the same routes. A set criteria will need to be satisfied for this portion as well. • For contracts with fewer than 20 vehicles, there will be no participation by the incumbent operator. The only participants will be the currently unsubsidized operators (small bus and minibus-taxi) operating along the same routes, provided that they can satisfy a set criteria. Development programmes to be put in place. iv. For feeder services to support the C2 Corridor, participation of existing operators to be detailed in the business plan being jointly developed by the City and PRASA. v. For Inner City and Outer Ring services - The only participants will be the currently unsubsidized operators (small bus and minibus-taxi) operating along the same routes, provided that they can satisfy a set criteria. Development programmes to be put in place. vi. For new service areas – current and new operators to be invited to participate. Commercial contracts to also be considered. 	

4.3.6 That subject to the approval of .1 above, a team from the Municipality under the leadership of the Acting City Manager and the Chief Financial Officer, and involving the eThekweni Transport Authority, initiates engagements with the National and Provincial Treasury, Departments of Transport and the Department of Cooperative Governance and Traditional Affairs to agree on the process for the devolution of the contracts, which are currently funded through the Public Transport Operations Grant within the Municipal boundaries, from the Provincial Department of Transport to the Municipality and addressing inherent funding gaps in these contracts.

4.3.7 That subject to approval of .1 above, a process for public and stakeholder consultation be initiated to solicit their views and comments.

4.3.8 That once the engagements with the National and the Provincial Departments, and consultation with stakeholders and the public in general are concluded, the eThekweni Transport Authority tables a report to Council to facilitate final approval of the tactical adjustment in the approach to the implementation of the City's Integrated Public Transport Network.

Speaking on the matter, the DA submitted that the Go Durban Project implementation date had long been missed. They mentioned that the Municipality had over committed itself as stakeholders had requested to take ownership of the project. They also mentioned that this should not be the case as ratepayers' funds had been utilised to invest in the necessary infrastructure and that no further

grant allocation would be received from the National Government. They maintained that the stakeholders ought to accept the offer being made by the Municipality. On this basis, they voted against the matter.

In response, the Chairperson of the Human Settlement and Infrastructure Committee mentioned that engagements with stakeholders were at an advance stage and common ground would soon be reached on the matter. Also, that the tactical adjustment would assist in the implementation of the City's Integrated Public Transport Network.

Thereafter, as some Councillors were not in support of the recommendations from the Executive Committee, the matter was put to the vote. With 195 Councillors present, 137 Councillors (ANC - 82, EFF - 22; IFP -14; ABC - 02; ACC - 02; ACDP - 02; AIC -01, DLC - 01; APF - 01, ATM - 01, ALJAMAH - 01; JEP -01; KZNI - 01, MF - 01, NFP - 01; PFP - 01; PRM - 01; TA- 01 and UIM - 01) voted in favour of the recommendations and 58 Councillors (DA- 53; Action SA -04 and VF Plus - 01) voted against the matter. There were no abstentions recorded.

Thereafter, the above recommendations of the Executive Committee, were by the majority vote, **ADOPTED**.

4.4 PUBLIC TRANSPORT SERVICE IMPROVEMENT INCENTIVES PROGRAMME
(26/3/1/2)

(Page 74)

Progress report was received on the implementation of the Public Transport Service Improvement Incentives Programme as a pilot phase to improve the taxi operations within the eThekweni Municipal area. It being advised the Programme focused mainly on transformation and behavioural issues within the taxi industry, and detailed progress in this regard is contained in the Report by the Acting City Manager dated 2022-06-15.

The Executive Committee then requested to be furnished with a comprehensive report outlining value for money as a result of implementing this Programme, also stipulating tangible deliverables beyond the consultation process.

Thereafter, Members of the DA and the IFP abstained at this stage. With the other Members being in support,

COMMITTEE RECOMMENDS:

- 4.4.1 That progress report on the implementation of Public Transport Service Improvement Incentives Programme, titled Moja Cruise Programme, be noted, it being recorded that there has been slower than anticipated rate of bringing owners and vehicles on board, and that gaps; observations; and lessons have already been identified or picked up during the implementation of the pilot phase of the Moja Cruise to determine possible responses going forward.
- 4.4.2 That Council approves the restructuring and reallocation of the approved budget to reflect the adjusted cash-flow projections driven by the slower than anticipated rate of on-boarding of owners and vehicles, and provide for activities not provided for, or under-provided for, in the approved budget, and the restructured budget to be as follows:

ITEMS	2021/2022	2022/2023	2023/2024
Programme set-up & Management	R680 625.00	R1 344 145.00	R1 344 145.00
Service Incentive	R3 540 000.00	R6 800 000.00	R16 800 000.00
Regional Coordination	R120 000.00	R570 000.00	R570 000.00
Association Coordination	R1 455 000.00	R6 788 000.00	R6 788 000.00
Driver Incentives	R39 375.00	R315 000.00	R315 000.00
Skills Development Program	R954 000.00	R300 000.00	R300 000.00
Vehicle Set up, driver induction & Training	R2 800 000.00	R1 512 000.00	R1 512 000.00
Vehicle Decals	R3 500 000.00	-	R1 000 000.00
Marketing, Communications & Collateral	R662 500.00	-	R400 000.00
Tracker Units	R2 900 000.00	-	-
Tracker Monthly support costs	R73 265.00	R370 855.00	R370 855.00
Tracker Data		-	-
SUB-TOTAL	R16 724 765.00	R28 000 000.00	R29 400 000.00
TOTAL	R74 124 765.00		

4.4.3 That the EThekweni Transport Authority enters into a Memorandum of Agreement (MOA) with the Public Transport Innovation and Development Non-Profit Organisation for a period of three (3) years to allow for the incremental roll-out of the full programme.

4.4.4 That, subject to .3 above, authority be granted for the Acting City Manager to conclude the MOA on behalf of the eThekweni Municipality.

Financial Implications:

Review of the Incentive Structure:

Since the programme was launch in 2017, the Incentives as outlined below have not been adjusted in line with Consumer Price Index (CPI). With the roll out of the full programme and considering the lessons learnt from the Programme, it is proposed that the rates be adjusted with an application of CPI.

The adjusted incentives are as follows:

PARTICIPANT	CRITERIA	INCENTIVE	REVISED INCENTIVE AMOUNT	PERFORMANCE REQUIREMENT
Operators (Owners)	<ul style="list-style-type: none"> Roadworthy vehicle with Valid Operating License & tracking system Employment contracts with drivers No outstanding warrants of arrest Letter of recommendation from Association Vehicle maintenance programme 	R1000 per vehicle per month	R1400 per vehicle per month	<ul style="list-style-type: none"> Operation of service in accordance with the conditions of the programme. Management of driver performance

PARTICIPANT	CRITERIA	INCENTIVE	REVISED INCENTIVE AMOUNT	PERFORMANCE REQUIREMENT
Associations	<ul style="list-style-type: none"> No specific criteria other than assisting the operators meet their criteria 	R5000 per month	R5 900	<ul style="list-style-type: none"> Assistance to operators to meet & maintain qualifying criteria
Regions	<ul style="list-style-type: none"> No specific criteria other than the coordination of the associations 	R8000 per month	R9 500	<ul style="list-style-type: none"> Coordinate participating associations
Drivers	<ul style="list-style-type: none"> Appropriate driver's licence Up to date PrDP No outstanding warrants of arrest Employment Contract 	Driver of the Month - R3000 Runner-up – R1500	Driver of the month remaining as R3500 and R1750 to the runner-up	<ul style="list-style-type: none"> Driving within speed limit & other traffic regulations No overloading of passengers No loud music Observe a dress code Be bound by a Code of Conduct Vehicles to be clean

Budget requirements:

In terms of financial implications, there is no additional budget being asked for. What is proposed is the restructuring and reallocation of the approved budget to address the following:

- Provision for activities not provided for, or under-provided for in the approved budget; and
- Adjusted cash-flow to reflect a slower rate of on-boarding of vehicles and owners, than was originally anticipated.

The approved Budget presented to Council is as follows:

ITEMS	2018/2019 R	2019/2020 R	2020/2021 R	TOTAL R
Programme set-up & Management	3 250 000.00	3 225 000.00	5 691 666.67	12 166 666.67
Service Incentive	7 500 000.00	37 000 000.00	86 500 000.00	131 000 000.00
Regional Coordination	360 000.00	480 000.00	680 000.00	1 520 000.00
Association Coordination	630 000.00	2 730 000.00	7 100 000.00	10 460 000.00
Driver Incentives	281 250.00	431 250.00	650 000.00	1 362 500.00
Skills Development Programme	400 000.00	-	-	400 000.00
Vehicle Set up, driver induction & Training	1 500 000.00	-	-	1 500 000.00
Vehicle Decals	1 500 000.00	-	-	1 500 000.00
Marketing, Communications & Collateral	3 000 000.00	-	-	3 000 000.00
Tracker Units	4 250 000.00	-	-	4 250 000.00
Tracker Data	150 000.00	-	-	150 000.00
SUB-TOTAL 1	22 821 250.00	43 866 250.00	100 621 666.67	167 309 166.67
Contingency (5%)	1 141 062.50	2 193 312.50	5 031 083.33	8 365 458.33
VAT (15%)	3 594 346.88	6 908 934.38	15 847 912.50	26 351 193.75
TOTAL	27 556 659.38	52 968 496.88	121 500 662.50	202 025 818.75

Below is the adjusted budget for the implementation of the Incentive Programme up to 2023/2024 financial year:

ITEMS	2021/2022	2022/2023	2023/2024
Programme set-up & Management	R680 625.00	R1 344 145.00	R1 344 145.00
Service Incentive	R3 540 000.00	R6 800 000.00	R16 800 000.00
Regional Coordination	R120 000.00	R570 000.00	R570 000.00
Association Coordination	R1 455 000.00	R6 788 000.00	R6 788 000.00
Driver Incentives	R39 375.00	R315 000.00	R315 000.00
Skills Development Program	R954 000.00	R300 000.00	R300 000.00
Vehicle Set up, driver induction & Training	R2 800 000.00	R1 512 000.00	R1 512 000.00
Vehicle Decals	R3 500 000.00	-	R1 000 000.00
Marketing, Communications & Collateral	R662 500.00	-	R400 000.00
Tracker Units	R2 900 000.00	-	-
Tracker Monthly support costs	R73 265.00	R370 855.00	R370 855.00
Tracker Data		-	-
SUB-TOTAL	R16 724 765.00	R28 000 000.00	R29 400 000.00
TOTAL	R74 124 765.00		

Due to the need to implement an incremental roll-out of the programme and lessons learned from the Pilot, the revised budget to cater for all activities to ensure the success of this programme is as follows:

The budget allocated for the implementation of the October 2018 has been spent as follows:

	2018/2019 R	2019/2020 R	2020/2021 R	2021/2022 R	TOTAL R
Approved Budget Council 2017/06/28	27 556 659.38	52 968 496.88	121 500 662.50	-	202 025 818.75
Expenditure against approved Budget	18 642 565.97	14 659 821.01	10 205 000.00	6 737 000.00	50 244 386.98

The variance in the expenditure in the 2020/2021 financial year is as a result of the anticipated roll out of 5 000 (five thousand) vehicles. Given the current financial constraints it is not feasible to ramp up the implementation to 5 000 vehicles in the 2021/2022 financial year. The programme will be ramped up to 1 000 (one thousand) vehicles in the current financial year and up to 1500 vehicles in the 2023/2024 financial year should additional funding be available.

Vote No: 52250/19615/12120/0000/MRCO1/0010
FC No: 2022/50/066

Commenting on the matter, the DA mentioned that the Moja Cruise Programme was initially developed to empower taxi operators, development of the taxi industry and to improve the overall standard in the industry. Also, that the Programme as a pilot phase was meant to improve the taxi operations within the eThekweni Municipal area. They submitted that the Programme focused mainly on transformation and behavioural issues within the taxi industry. They expressed dissatisfaction that a comprehensive update report outlining value for

money as a result of the implementation of the Programme, also stipulating tangible deliverables beyond the consultation process had not been forthcoming. They emphasised that the Municipality cannot utilise ratepayers' funds for payment of incentives without proper systems in place. On this basis, the DA dissented on the matter.

Thereafter, the Chairperson of the Human Settlements and Infrastructure Committee noted the inputs and stated that the Programme still needed to be supported. It was mentioned that past experiences had led to the inequalities amongst the communities. He highlighted that similar Programme was also implemented in other Metropolitan Municipalities within the Country.

As some Councillors were not in support of the recommendations from the Executive Committee, the matter was put to the vote. With 194 Councillors present, 117 Councillors (ANC - 82, IFP -14; Action SA -04; ABC - 02; ACC - 02; ACDP - 02; AIC -00, APF - 01, ATM - 01, ALJAMAH - 01; JEP -01; KZNI - 01, MF - 01, NFP - 01; PFP - 01; PRM - 01; TA- 01 and UIM - 01) voted in favour of the recommendations and 54 Councillors (DA- 53; and VF Plus - 01) voted against the matter and 23 Councillors (EFF - 22 and DLC- 01) abstained on the matter.

Thereafter, the above recommendations of the Executive Committee, were by the majority vote, **ADOPTED**.

4.5

AUDIT COMMITTEE REPORT FOR THE THIRD QUARTER ENDED
31 MARCH 2022 (11/1/2)

(Page 102)

The Chairperson of the Audit Committee presented the audit outcomes on the Municipal internal control environment for the period ended 31 March 2022. The details of the findings are contained in his Report dated 2022-07-07.

Some of the findings highlighted included a need to update financial records following the impact of the recent floods damages to the Municipal infrastructure; improvement required for the timeous recording of financial information pertinent to the cash receipted through the Muvo operations of the bus service; the integration of the Electricity Unit Information Communication Technology (ICT) governance to the overall ICT of the Municipality; strengthening the processes for revenue collection to effectively deal with issues of non-payment; and the setting of the Service Delivery and Budget Implementation Plan targets aligning to the SMART (Specific; Measurable; Achievable; Relevant; and Time-bound) principle.

The effective oversight by the Audit Committee was appreciated and thereafter, Management was cautioned against repeat findings. That a structured approach be implemented to track long outstanding findings and submit them to the Executive Committee to make the necessary interventions as part of its oversight role.

Reference was then made to the revenue collection in relation to the Community Residential Areas (CRUs), that the Municipality should revive the process previously used to consult with the relevant structures, including Ubunye bama Hostela, and also hosting the Hostels Indaba. This to effectively assist to deal with issues pertaining to

the hostels maintenance and promoting, across the board, the culture of payment for Municipal services and, with the Municipal officials to exercise consistency in this regard to achieve equal treatment.

The Management Responses to the audit findings were presented, a commitment being made to deal with long outstanding findings and improving quality of reporting. It was learned that the Auditor-General was then to conduct the audit process which will culminate in the pronouncement of the audit outcome for the Municipal operations during the 2021-22 financial year. It being recorded that the Municipality is targeting receiving an audit outcome with a reduced matters of emphasis and then a clean audit during the forthcoming financial years.

In noting plans in place to effectively deal with the audit findings as presented by the Audit Committee on a quarterly basis,

COMMITTEE RECOMMENDS:

That the Audit Committee Report for the Third Quarter of 2021/2022 from 01 January to 31 March 2022, submitted in terms of Section 166 (1) of the Local Government: Municipal Finance Management Act No. 56 of 2003 and Section 14(2)(a) of the Local Government: Municipal Planning and Performance Management Regulations 2001, to advise Council on the activities of the Audit Committee and the results of its quarterly reviews of the systems of internal financial control; internal audit, risk management processes; financial reporting; performance management; governance, compliance with laws and regulations and any other issues referred by the Municipality or its Entities, be noted, as well as the Management responses related thereto.

NOTED.

- 4.6 PROPOSAL FOR THE IMPLEMENTATION OF THE ANNUAL ETHEKWINI MUNICIPALITY SPRING CLEAN-UP CAMPAIGN AIMED AT BUILDING RESILIENCE AND ENHANCING PARTNERSHIPS BETWEEN CARIOUS SECTORS, COMMUNITIES AND GOVERNMENT IN CARING FOR THE ENVIRONMENT (24/4/1/1 & 32/1/8/1)

(Page 135)

COMMITTEE RECOMMENDS:

- 4.6.1 That Council supports the Spring Clean-up Campaign as a cross cutting programme spear-headed by the collaboration across various Clusters within the City, aimed at building resilience and enhancing partnerships between the various sectors, communities and government in caring for the environment, and wit the proposed date of the campaign being 01 September to 01 October 2022, as per the key focus areas outlined below:

(i) Environmental Clean-up:

The environmental clean-up focuses on the coastal line, the streams, inland cleaning of open spaces including removal of alien plants, planting of trees and flowers.

(ii) Solid Waste Clean-up:

The focus is on litter picking, clearing of illegal dumps, collection of hazardous waste, clean up roads, stormwater drains and green areas.

(iii) Environmental Education and Awareness:

Municipal facilities such as community halls in the Wards will be used to conduct education and awareness on the following risk areas:

- Keeping rivers, streams and water channels clear
- Environmental care
- Waste management
- Keeping stormwater clear, and
- Keeping sewer lines clear

4.6.2

That it be noted the Municipal-wide Cleaning Campaign forms part of the implementation of the Mayoral Lekgotla Resolutions, and the Steering Committee established for this purpose will subsequently submit to Council an implementation plan comprising:

- Areas target for Clean-up Campaign
- Logistical Requirements Plan
- Deployment Plan
- Resources required in terms of staff; plant and equipment, including basis Personal Protective Equipment (PPE)
- Performance Indicators
- Media and Public Relations Plan
- Volunteer and Stakeholder Mobilization Plan, including Safety Protocol

ADOPTED.

4.7

REQUEST FOR PRICE INCREASE UNDER CONTRACT WS.7090 FOR THE SUPPLY AND DELIVERY OF ORANGE AND CLEAR RECYCLING BAGS FOR A PERIOD OF 36 MONTHS (WS.2022/093) (24/3 &9/1/3)

(Page 142)

EThekweni Municipality has engaged the service of a contractor for the supply and delivery of the orange and clear recycling bags, for a period of 36 months, effective 22 January 2021 to 21 January 2024. The existing contractor has submitted a request for a tender price increase. This is based on the impact of the Covid-19 pandemic which led to a decline in the world's economy. The imported commodities have been hugely impacted due to the volatility in the markets; imbalance on the exchange rates and the other indices directly impacting the production of the recycling bags. As such, the importing price has increased drastically, this also being exacerbated by the recent conflict between Ukraine and Russia which saw an increase in fuel prices.

Given the above, the contractor is requested a tender price increase in the amount of R24 Million thus a revised tender price from the original R80 000.00 to R104 Million.

During consideration of the matter, some Members recalled that a similar contract was under investigation by the City Integrity and Investigations Unit due to irregularities. In this regard, reservations were expressed on the matter, on the basis

that it was not clear if the companies that were under investigation were not part of the existing contract.

Clarity was then given that the investigation of the irregularities within the Cleansing and Solid Waste contracts were concluded in the year 2018. That the outcomes thereof were communicated accordingly. Further, that this was a proposed extension of the new contract entered into in the year 2021 and was being submitted to note the process to increase contract authority in terms of Section 116(3) of the Local Government: Municipal Finance Management Act 2003.

Notwithstanding the explanation given, Members of the DA, EFF and the IFP abstained on the matter at this stage. With the Members of the ANC noting the report based on what is regarded the justified reasons given,

COMMITTEE RECOMMENDS:

- 4.7.1 That in terms of Section 116(3) of the Local Government: Municipal Finance Management Act No. 56 of 2003, Council notes the intention to amend Contract No. WS.7090 for the supply and delivery of orange and clear recycling bags, to increase the contract price by R24 Million and thereby an increase from the original tender price of R80 000.00 to R104 Million, for the following reasons:
- 4.7.1.1 Due to the Covid-19 pandemic, the world's economy severely declined. The imported commodities are hugely affected due to the volatility of the market, imbalance on the exchange rates and other indices which directly affects the production of the recycling bags;
- 4.7.1.2 In order to produce these bags, raw materials i.e Polymer is imported. The importing price drastically increased due to effects of the pandemic i.e, demand uncertainty globally, shipping restrictions and South Africa's Harbor backlogs;
- 4.7.1.3 The recent conflict between Ukraine and Russia have seen severe disruption on exports, subsequently leading to higher oil prices and continuous fuel prices which has dire consequences in the plastic bags manufacturing industry.
- 4.7.2 That subject to .1 above, a public notice be issued in terms of Section 116 (3) of the Municipal Finance Management Act, requesting comments and/or objections to the proposed amendments and will be advertised in the print media.
- 4.7.3 That subject to .2 above, feedback be provided to Council on the outcome of the public participation process.

Financial Implications:

	Original Sum	Authority Required	Revised Contract Amount
Orange Recycling Bags	R80 000 000.00	R24 000 000.00	R104 000 000.00

Commenting on the matter, the IFP submitted that they would not support the matter as they were of the view that this contract was previously under investigation by the City Integrity and Investigations Unit due to irregularities.

The Chairperson of the Human Settlements and Infrastructure Committee indicated that this was not the case and that this was a proposed extension of the new contract entered into in the year 2021. Also, that a request was made for a

price increase; based on the impact of the Covid-19 pandemic which led to a decline in the world's economy. The imported commodities which have been hugely impacted due to the volatility in the markets; imbalance on the exchange rates and the other indices directly impacting the production of the recycling bags, including an increase in fuel prices.

Thereafter, it was noted that the matter was submitted to Council for noting purposes.

In this regard, the above matter was **NOTED**.

4.8 REPORT TO APPRISE COUNCIL OF THE WITHDRAWAL OF TRANSIT FROM
SELLING THE TEHUIS HOSTEL TO THE MUNICIPALITY (17/2/1/1/1)

(Page 156)

The Executive Committee received update on the unsuccessful process to transfer the Tehuis Hotel to the eThekweni Municipality. This was a result of Transnet intending transferring the Hostel without transferring funding. It was agreed that this would constitute a liability for the Municipality.

The Committee was informed that the previous negotiations were based on the proposed tripartite relationship including the eThekweni Municipality; KZN Provincial Government and Transnet. That this engagement did not yield positive results, hence, the eThekweni Municipality is proposing a withdrawal from this process. Meanwhile, the Committee was informed of the intention by Transnet to sell the property to private sector.

The Committee was then in support of the proposed withdrawal, and with His Worship the Mayor committing to meeting both the Minister and the MEC of the Human Settlements to further deliberate on this matter.

However, in the meantime,

COMMITTEE RECOMMENDS:

- 4.8.1 That the Municipal Council be appraised of the withdrawal of the offer to sell the Umlazi Tehuis Hostel received by the eThekweni Municipality from Transnet SOC Ltd.
- 4.8.2 That arising from the withdrawal from Transnet, Council note the impracticality to enforce the Council resolutions obtained on 04 December 2008 in terms of which approval was granted for the eThekweni Municipality to accept a donation of the Umlazi Tehuis Hostel from Transnet SOC Ltd ("Transnet"), contained as Annexure "A" in the report of the Head: Human Settlements dated 2022-07-20, and on 31 July 2014 re-affirming the 2008 Council decision to accept the donation of the Tehuis Hostel from Transnet, contained as Annexure "B" in the report of the Head: Human Settlements dated 2022-07-20, which process now falls away.

REFERENCE BACK

In terms of Rule of Order Bylaw 20(1)(c), Councillor BV Mngwengwe, moved as a procedural motion and seconded by Councillor NI Madlala that the above recommendations of the Executive Committee be referred back to the Executive Committee to further deliberations and consideration.

The above-mentioned motion to refer back was, unanimously, CARRIED.

Thereafter, it was

RESOLVED:

That the recommendations in respect of the item entitled Report to Apprise Council of the Withdrawal of Transit from Selling the Tehuis Hostel to the Municipality; be REFERRED BACK be referred back to the Executive Committee to further deliberations and consideration.

4.9 DRAFT INTEGRATED DEVELOPMENT PLAN (IDP) FOR 2023/24 (2/1/6/1)

(Page 359)

COMMITTEE RECOMMENDS:

- 4.9.1** That in line with the requirements of the Municipal Systems Act, No. 32 of 2000, the Draft 2023/2024 Integrated Development Plan (IDP) Process Plan of the eThekweni Municipality, developed to guide the planning, drafting, consultation, adoption and review of the IDP, be noted, as contained in the Report by the Acting City Manager.
- 4.9.2** That approval be granted for the Acting City Manager to advertise draft 2023/2024 IDP Process Plan for public comment over a 30-day period from 2022-08-01 to 2022-09-02 and that all comments received during the public participation process and the regional budget hearings be used to update the Plan prior to submission for approval by Council in September 2022.
- 4.9.3** That the draft 2023/2024 IDP Process Plan be forwarded to the Honourable MEC for Co-operative Governance and Traditional Affairs for preliminary assessment.

ADOPTED.

4.10 SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP) QUARTERLY REPORTING: 30 JUNE 2022 (11/1/2)

(Page 390)

COMMITTEE RECOMMENDS:

That in terms of the Municipal Finance Management Act, Circular No. 13, the Service Delivery and Budget Implementation Plan for the quarter ended 30 June 2022, which reflects an overall achievement of 71.95, be noted:

Plan No	Plan Name	Achievement Rate (%)
1	Develop and sustain our Spatial, Natural and Built Environment	100.00%
2	Developing a Prosperous, Diverse Economy and Employment Creation	100.00%
3A	Creating a Quality Living Environment	62.50%
3B	Creating a Quality Living Environment	62.50%
3C	Creating a Quality Living Environment	100.00%
4A	Fostering a Socially Equitable Environment	62.50%
4B	Fostering a Socially Equitable Environment	83.33%
5	Supporting Design, Human Capital Development and Management	73.68%
6A	A vibrant and creative City - the foundation for sustainability and social cohesion	100.00%
6B	Stadia Facilities Unit	50.00%
6C	Agro Ecology	0.00%
7A	Good Governance and Responsive Local Government	50.00%
7B	Good Governance and Responsive Local Government	80.00%
7C	Good Governance and Responsive Local Government	100.00%
8	Financially Accountable and Sustainable City	56.25%
	Overall Achievement	71.95%

NOTED.

(The Deputy Mayor, Councillor PG Mavundla presented the Third Report of the Executive Committee)

THIRD REPORT OF THE EXECUTIVE COMMITTEE

(Meeting held 2022-07-28)

PRESENT : Executive Committee Members TM Kaunda (Mayor and Chairperson), PG Mavundla (Deputy Mayor), Y Govender, NL Graham, NI Madlala, TM Mthethwa, MS Nkosi, T Sabelo and ZR Sokhabase.

ABSENT : Executive Committee Member Miya (Leave).

1. REPORT OF THE ECONOMIC DEVELOPMENT & PLANNING COMMITTEE
MEETING HELD ON 2022-07-27

(Page R1)

1.1 Request for Approval to Fund the Giba Gorge Nature Reserve in Line with the
Requirements of Section 67 of the Municipal Finance Management Act 2003
(32/1/5/1/1):

(Page 1: Economic Development & Planning Committee - Agenda 2022-07-27)

Authority is sought to approve funding for the Giba Gorge Environmental Precinct (GGEP) for a three-year period, 2022/2023, 2023/2024 and 2024/2025 financial years, to support the continuation of this successful project and to address the Municipality's responsibility as the owner of significant landholdings. The Giba Gorge Nature Reserve is the only Municipal Nature Reserve jointly funded by the neighbouring residents, through the Special Rating Model and the eThekweni Municipality, through the funding requested in terms of Section 67 of the Local Government: Municipal Finance Management Act No. 56 of 2003.

The GGEP is a Special Rating Area established in terms of the Municipal Property Rates Act that makes provision for the formation of the Special Rating Areas (SRAs) for the supply of 'top-up' services to specific areas. The SRAs and the additional Municipal contribution are the two main funding sources, with some additional inputs from events and donations. These funds are administered by the GGEP SRA, a not-for-profit company, a community volunteer run company which is governed by a finance agreement with the eThekweni Municipality.

The majority of funds are spent on staff wages with the next largest costs being for the equipment maintenance, fuels and lubricants. The GGEP is utilised by the public for activities such as cycling, birding, hiking and picnics.

The EFF abstained on the matter at the Support level, with the DA abstaining on the matter at the Executive Committee level.

With the other Members being in support,

COMMITTEE RECOMMENDS:

1.1.1 That approval be granted for the funding of the Giba Gorge Nature Reserve for the next three financial years, 2023-2025, it being noted that the nature reserve forms part of the Giba Gorge Environment Precinct Special Rating Area, and it is utilised by the public for activities such as cycling, birding, hiking and picnics.

1.1.2 That subject to the adoption of .1 above, authority be granted for the Head: Development Planning, Environment and Management to, in terms of Section 67 of the Local Government: Municipal Finance Management Act 2003, and the Memorandum of Agreement (MOA) to be entered into between the eThekweni Municipality and the Giba Gorge Environmental Precinct NPC, disburse funds to the NPC, as per the following breakdown per financial year:

- a) R502 061,84 for the 2022/23 financial year;
- b) R532 185, 55 for the 2023/24 financial year; and
- c) R564 116.68 for the 2024/25 financial year.

- 1.1.3 That subject to the adoption of .2 above, authority be granted for the Acting City Manager to conclude the MOA to be entered into between the eThekweni Municipality and the Giba Gorge Environmental Precinct NPC with respect to the management of the Giba Gorge Nature Reserve.

Financial Implication:

FINANCIAL YEAR	MUNICIPAL CONTRIBUTION	LANDOWNER CONTRIBUTIONS COLLECTED IN TERMS OF THE SPECIAL RATING AREA
2022/2023	R502 061.84	R169 434.27
2023/2024	R532 185.55	R179 600.32
2024/2025	R564 116.68	R190 376.35

FC No. 2023/46/02

As some Councillors were not in support of the recommendations from the Executive Committee, the matter was put to the vote. With 192 Councillors present, 172 Councillors (ANC - 82, DA- 53; IFP -14; Action SA -04; ABC – 02; ACC – 02; ACDP – 02; DLC- 01; AIC -00, APF - 01, ATM - 01, ALJAMAH - 01; JEP -01; KZNI - 01, MF - 01, NFP – 01; PFP – 01; PRM – 01; TA- 01; UIM – 01 and VF Plus – 01) voted in favour of the recommendations and 20 EFF Councillors abstained on the matter.

Thereafter, the above recommendations of the Executive Committee, were by the majority vote, **ADOPTED**.

- 1.2 Hosting of Township and Rural Investment Summit in August 2022 at Octavia Hotel, Inanda (20/1/7/1):

(Page 7: Economic Development & Planning Committee - Agenda 2022-07-27)

Authority is sought to continue supporting the Invest Durban and the relevant Units in their endeavours to create a more conducive environment to attract investment and promote township and rural economic development. As such, authority is sought to support the Township and Rural Investment Summit to be hosted by the Economic Development and Planning Cluster in August 2022, and in the next three financial years, at the Inanda Octavia Hotel. The Summit will assist with investment promotion in townships and rural areas within the eThekweni Municipal area and this also form part of the Economic Recovery Plan following the impact of the three triple disaster, the Covid-19 pandemic; civil unrest; and the floods disaster.

Further, township and rural economic development will assist in bringing together the financiers, investors, tiers of government and agencies, corporates, plus budding entrepreneurs to discuss opportunities, selling points, and strategic approaches to developing and investing in formal township and rural economies. The proposed Summit has the potential to unlock further economic opportunities and to respond to the triple challenges of poverty, inequality and unemployment, which is more of a national crisis.

At the Support Committee level, the matter was carried by the majority vote, with the DA (04) voting against the recommendations, and the ANC (12), EFF (02), IFP (01), UIM (01) and the AL-JAMAH (01), voting in support of the recommendations.

The Executive Committee during discussion at this level queried the rationale behind the varying expenditure to host the Summit, with particular reference to year 2 which appears to be an expenditure twice as the year 1. It was then agreed that a report explaining what informs the double figure will be submitted to the Executive Committee. The breakdown of line items to be covered by the expenditure was presented and this is outlined accordingly in the recommendation.

The Summit was supported given the economic benefits in particular in the township area. A recommendation was then made to invite, as part of the Summit participants, the financial institutions; Development Finance Institutions; private sector; and the National Empowerment Fund, to showcase the destination for future possible investment opportunities.

The DA abstained at this stage as the Report has been distributed late and thus inadequate time to interrogate same. With the majority being in support,

COMMITTEE RECOMMENDS:

- 1.2.1 That, authority be granted for the Deputy City Manager: Economic Development and Planning to coordinate and execute the hosting of the Township & Rural Investment Summit in August 2022 at the Inanda Octavia Hotel, in line with the responsibility bestowed upon the government to provide an enabling environment to promote better enterprise development and formalisation of the informal townships and rural economies.
- 1.2.2 That, subject to .1 above, Council grants authority for the Deputy City Manager: Economic Development Planning to incur expenditure in the amount of R1.4 Million to host the Summit, it being recorded that the costs breakdown include allocation of R350 000.00 (Three Hundred and Fifty Thousand Rand) for venue and seminars; R650 000.00 (Six Hundred and Fifty Thousand Rand) for media, internet and hybrid conferencing; R200 000.00 (Two Hundred Thousand Rand) for promotional collateral; and R200 000.00 (Two Hundred Thousand Rand) for Professional Conference Organizer.
- 1.2.3 That the Invest Durban Unit be mandated to lead all event administration and Unit's coordination, including coordinating the operations of the Steering Committee to be established to oversee the Summit logistical requirements.

VOTE NUMBER	FINANCIAL YEAR	AMOUNT
91000.22710.30.12120.0000.35000-4.0010	2022/23	R350 000.00
91000.16315.12120.0000.MRC01.0010	2023/24	R650 000.00
91000.16325.12120.0000.MRC01.0010	2024/25	R200 000.00
91000.11450.12120.0000.38872.0010	2025/26	R200 000.00
TOTAL		1 400 000.00

FC No. 2023/18/14

Commenting on the matter, the Action SA supported the programme and emphasised that it would assist to develop rural areas which had no facilities of this nature in the past.

Thereafter, the DA whilst noting the need for rural development, however, they objected to the approval of the budget being set aside for the programme. They were of the view that the proposed budget was exorbitant, given the current

economic climate. They mentioned that the City had to take tough economic decisions in this regard.

Meanwhile, the NFP welcomed the programme and appreciated that the Summit would be convened in a township area. They added that this would ensure development of small businesses amongst the other benefits. They proposed that moving forward, there should be increased awareness campaigns for these programmes to attract many participants.

Thereafter, the ANC pledged to continue supporting rural and township development. They mentioned that the City has a responsibility to develop a conducive environment for creation of employment opportunities.

Thereafter, the above recommendations of the Executive Committee, were, **ADOPTED.**

- 1.3 Request for Authority to Continue with the Funding Support for the Maritime Industry Development Programme (20/1/6):
(Page 23: Economic Development & Planning Committee - Supplementary Agenda 2022-07-27)

The eThekweni Marine Cluster is one of the initiatives within the City implemented as part of the Oceans Economy and geared to supporting the development and growth of the maritime industry within the eThekweni Municipal area. The Municipality also recognizes the sector's importance in contributing to the local and the national economy, especially in the township and rural areas of the Municipality. The Oceans Economy facilitates global trade and has potential to stimulate economic growth and create jobs in the Port Cities. The Port and Marine Sector together are vital economic drivers of the Durban economy.

It is against this background that authority is sought for further support and fund the Maritime Industry Development Programme. This to entail entering into a new Memorandum of Agreement (MOA) for the next three-year cycle, starting July 2022 to June 2025. Council also to grant authority for the disbursement of funds to the eThekweni Marine Cluster, in line with the requirements of Section 67 of the Local Government: Municipal Finance Management Act No. 56 of 2003, and the partnership obligations in terms of the MOA to be entered into.

With the Committee being in concurrence, and the DA abstaining based on similar reasons of the late receipt of the Report,

COMMITTEE RECOMMENDS:

- 1.3.1 That, authority be granted for the Head: Economic Development to continue participation and supporting the Maritime Industry Development Programme implemented through the eThekweni Maritime Cluster for the Sector's development, growth and competitiveness and, with this industry being a vital economic driver of the Durban economy.
- 1.3.2 That, subject to the approval of .1 above, authority be granted for the Acting City Manager to conclude a Memorandum of Agreement (MOA) to be entered into between the eThekweni Municipality and the eThekweni Marine Cluster with respect to the promotion of the Oceans Economy.

1.3.3 That subject to the approval of .1 and .2 above, the Head: Economic Development be duly authorised, in accordance with the MOA to be entered into, and in line with requirements of the Local Government: Municipal Finance Management Act No. 56 of 2003, to disburse funds to the eThekweni Maritime Cluster in the amount of R3 100 000.00 (Excl. VAT) for the year 2022/23; R3 255 000.00 (Excl. VAT) for the 2023/24; and R3 417 750.00 (Excl. VAT) for the year 2024/25.

1.3.4 That the Head: Economic Development report progress on this initiative on an annual basis and presents the Annual Business Plan for noting.

BU	ITEM NO.	FUNDING	COSTING	PROJECT	REGION	FINANCIAL YEAR	PROPOSED EXPENDITURE (EXCL.VAT)
26102	25445.250	12120	0000	38887	0010	2022/23	R3 100 000.00
26102	25445.250	12120	0000	38887	0010	2023/24	R3 255 000.00
26102	25445.250	12120	0000	38887	0010	2024/25	R3 417 750.00

FC No.: 2023/18/10

Speaking on the matter, the Action SA welcomed funding support for the Maritime Industry Development Programme. They also appreciated that annual reports would also be submitted to track the progress of the programme.

The ANC also supported the programme and mentioned that more opportunities were now being made available to previously disadvantaged communities and this was commendable.

Thereafter, the above recommendations of the Executive Committee, were, ADOPTED.

1.4 Informal Economy Support Programme (20/1/7/6):
(Page 83: Economic Development & Planning Committee - Supplementary Agenda 2022-07-27)

It will be recalled that the Municipal Council at its meeting held on 2021-06-29 approved the request for authority to continue funding Phase 3 of the Informal Economy Support Programme (IESP) through partnership with the Project Preparation Trust (PPT). In this regard, the funding approval was subject to the PPT securing co-funding from the other funders for the 2021/2022, 2022/2023 and the 2023/2024 financial years.

Following the Council approval in the above regard, the PPT has not been able to secure co-funding for the 2021/2022 financial year, hence, no funding was disbursed to them during the said financial year. The PPT has since made funding application to the Industrial Development Cooperation (IDC), which has been approved, hence, an allocation of R5 Million by the IDC towards the programme. The PPT made a further funding application to the Jobs Fund and indicators are that the application has received a positive response and passed through the preliminary evaluation stages, with full approval of the application likely to be finalised within the next 2-3 months.

Given the developments in terms of the PPT securing co-funding, authority is therefore sought to amend the previous Council approval of implementing a 3-year IESP, for the Council to now approve funding support for 2 years, commencing in the 2022/23 financial year, as opposed to the 2021/2022 financial year.

The Committee having noted the developments with regard to the IESP co-funding supported the continued support of the project for the remaining 2 financial years. The DA then accordingly abstained at this stage.

COMMITTEE RECOMMENDS:

- 1.4.1 That, Council notes its previous decision of 2021-06-29, to fund the Informal Economy Support Programme (IESP), which was to be implemented through the Project Preparation Trust (PPT), on the basis that the PPT will secure the other co-funding during the 3-year period, 2021-2024, it being recorded that the PPT has been unable to secure co-funding during the 2021-22 financial year, hence, no funding disbursed by the eThekweni Municipality during the aforesaid financial year.
- 1.4.2 That Council notes the PPT has since secured co-funding from the Industrial Development Corporation (IDC) to the value of R5 000 000.00 (Five Million Rands) towards the implementation of the IESP, and, such funding satisfies the co-funding requirement for the Municipality's participation in Phase 3 of the Programme.
- 1.4.3 That given the developments in .2 above, Council amends its resolution 2.11.3 of 2021-06-29, so as to grant authority to the Head: Economic Development and the Head: Business Support, Tourism and Markets to incur expenditure in the amount of R4 927 536.24 (Four Million Nine Hundred and Twenty Seven Thousand Five Hundred and Thirty Six Rand Twenty Four Cents), excluding VAT, over the 2022/23 and 2023/24 financial year for the implementation of the IESP through the PPT.
- 1.4.4 That such funding referred to in .3 above, be disbursed to the PPT in the amount of R2 463 768.12 (Two Million Four Hundred and Sixty-Three Thousand Seven Hundred and Sixty Eight Rand Twelve Cents) in the 2022/23 financial year; and R2 463 768.12 (Two Million Four Hundred and Sixty Three Thousand Seven Hundred and Sixty Eight Rand Twelve Cents) in the 2023/24 financial year, as the Municipality's portion for the implementation of Phase 3 of the IESP.
- 1.4.5 That subject to the adoption of .2, .3 and .4 above, the revised authority be granted for the Acting City Manager to conclude a Memorandum of Agreement (MOA) with the PPT to give effect to the above decision for the next two (02) year period, the 2022/23 and the 2023/24 financial years.
- 1.4.6 That, subject to the above amendments, all other resolutions of Council dated 2021-06-29, as reflected in its Minutes pertaining to this matter, shall remain binding.

Financial Implication:

Table 1: As per the table that was in the previous report, the financial implications were:

Unit	Vote No.	2021/22	2022/23	2023/24	Excl. VAT
BSU	26503.25445.420.1212 0.38850.000.0010	R1 231 884.06	R1 231 884.06	R1 231 884.06	R3 695 652.17
BSU	26101.25020.17.81052. 38876.000.0010	R1 231 884.06	R1 231 884.06	R1 231 884.06	R3 695 652.17
		R2 463 768.12	R2 463 768.12	R2 463 768.12	R7 391 304.35

Table 2: The new financial implications will be as follows:

Unit	Vote No.	2022/23	2023/24	Excl. VAT
BSU	26503.25445.420.12120.38850.000.0010	R1 231 884.06	R1 231 884.06	R2 463 768.12
BSU	26101.25020.17.12120.38876.000.0010	R1 231 884.06	R1 231 884.06	R2 463 768.12
		R2 463 768.12	R2 463 768.12	R4 927 536.24

EDU-FC No.:2020/18/04

BSU FC No.:2022/32/02

The above funding was jointly committed from the Economic Development Cluster's Business, Tourism and Markets Unit (BSU) and the Economic Development Unit (EDU).

ADOPTED.

1.5

SmartXchange ICT Incubation Programme (7/1/3/1) (20/1/6/3):

(Page 90: Economic Development & Planning Committee - Agenda 2022-07-27)

SmartXchange is a technology innovation node and small business incubation centre aimed at developing a critical mass of Information Communication Technology (ICT) skills and promoting ICT entrepreneurship in the eThekweni region. The partnership the Municipality has with SmartXchange has seen the organisation achieving enormous growth and combined efforts towards enterprise development which has made a tremendous impact on economic growth, skills development, and job creation. The programme is central to the eThekweni Municipality's Integrated Development Plan (IDP) for local economic development in the ICT sector and supports the eThekweni Municipality's Smart City initiative. The programme is also an ideal vehicle to work with the City to realize the Smart City vision.

The industry development programme seeks to improve employment creation as per the City's approved and adopted Shape Durban strategy, which requires the City to create additional new jobs, rapid and sustained economic growth.

SmartXchange is a long-term initiative supported by the City and it has been in existence for 18 years. To date, over 90 SMMEs have graduated from the incubation, 1 390 permanent jobs and 2 860 casual jobs have been created. The partnership between the City and the SmartXchange has produced good results over the years.

Given the achievements as a result of the SmartXchange Incubation Programme, authority is sought to continue the partnership, and thus enter into a new funding agreement and disbursing funds in terms of this agreement and the requirements as per Section 67 of the Local Government: Municipal Management Act 2003.

With the Committee acknowledging noticeable achievements in the implementation of the SmartXchange Incubation Programme, it was supported accordingly, and the DA abstaining at this stage.

COMMITTEE RECOMMENDS:

1.5.1

That given the success of the SmartXchange Incubation Programme in terms of promoting growth in the SMME business in particular, authority be granted for the Head: Economic Development to continue participating in the Programme for the three-year period, the 2022/23, 2023/24 and the 2024/25 financial years for the development of the sector.

1.5.2 That subject to the approval of .1 above, authority be granted for the Acting City Manager to conclude a new Memorandum of Agreement (MOA) with the SmartXchange to give effect to the above for the next three (3) years ending December 2025.

1.5.3 That subject to the approval of .1 and .2 above, authority be granted for the Head: Economic Development, in accordance with the MOA and in terms of the requirements of Section 67 of the Local Government: Municipal Finance Management Act, to disburse funding to SmartXchange, in the amount of R3 500 000.00 (Excl. VAT) in the 2022/23 financial year; R3 675 000.00 (Excl. VAT) in the 2023/24 financial year, and R3 858 750.00 (Excl. VAT) in the 2024/25 financial year, to promote the objectives of Shape Durban Strategy.

1.5.4 That the Head: Economic Development be authorised to report progress to Council on this initiative.

VOTE NUMBER	FINANCIAL YEAR	AMOUNT
26102.25445.210.12120.0000.38885.0010	2022/23	R3 500 000.00
26102.25445.210.12120.0000.38885.0010	2023/24	R3 675 000.00
26102.25445.210.12120.0000.38885.0010	2024/25	R3 858 750.00

FC No.: 2023/18/08

ADOPTED.

1.6 Review of the Economic Development Incentive Policy 2022-2023 (20/1/8):
(Page 116: Economic Development & Planning Committee - Agenda 2022-07-27)

Authority is sought for the annual minor review of the Economic Development Incentive Policy (EDIP) for implementation in the 2022/2023 financial year. This Policy gives effect to Clause 14 of the approved eThekweni Municipality Rates Policy. Financial authority for the economic incentives stems from the Council's budget, as approved for the financial year 2022-2023.

The EDIP serves as a tool to attract investment, create jobs and activate various sectors within the City's economy. A contractual agreement between the City and the Beneficiary will detail the benefit offered specific to the type of application. It is therefore envisaged that the Policy offerings will position the City as a destination of choice for both local and international investment. In terms of this Policy, factors taken into consideration to approve investment incentive include investment value; jobs to be created; whether the development falls within the targeted sectors; and also undertaken in the spatial priority areas.

The applicant may qualify in one or more of the criteria set and the aggregated percentage will determine the total value of the investment rebate to be awarded for a period of 3 years, commencing in the beginning of the construction, or a period of 3 years post construction, as approved by the Council.

The revised Policy takes into account the impact of the triple disaster which befell the City of eThekweni in the form of the Covid-19 pandemic; civil unrest; and the floods damages. Hence, the Policy now responds to the economic downturn, to enable the ease of doing business and to support industries by creating an economic environment that is more responsive to the current dynamics in an effort to support much needed resuscitation of business.

With the Committee supporting the revised Policy which incorporates elements of the Economic Recovery Plan,

COMMITTEE RECOMMENDS:

- 1.6.1 That Council approves the revised Economic Development Incentive Policy, attached to the report by the Acting City Manager, for implementation in the 2022/2023 financial year, it being recorded that the revision takes into account the impact of the triple disaster which befell the City of eThekweni in the form of the Covid-19 pandemic; civil unrest; and the floods damages, and thus responding to the economic downturn by creating a conducive economic environment in a bid to promote investment within the City of eThekweni and thus increased City's economic growth, it being noted the Policy implementation takes into account the investment value; jobs to be created; whether the development falls within the targeted sectors; and also undertaken in the spatial priority areas.

- 1.6.2 That subject to the adoption of .1 above, the Head: Economic development report back to the Committee on the broader economic impact of the incentives offered.

ADOPTED.

- 1.7 Durban Business Fair and Durban Fashion Fair Programmes for 2022/2023:
(Page 17: Economic Development & Planning Committee - Supplementary Agenda 2022-07-27)

The Durban Business Fair (DBF) and the Durban Fashion Fair (DFF) are undertaken to facilitate enterprise development and economic industry, in addition to the SMME business recovery. The City boasts successful hosting of the DBF and the DFF over the years and this has been a source of the SMME business promotion.

The recent fair has been held in the Umlazi Region, with the proposed one now coming to the Inkosi Albert Luthuli International Convention Centre (ICC) Complex from 20 to 25 September 2022. The Programme will largely include empowerment initiatives; exhibitions; street market pop-up experience; culinary experiences; fashion shows; themed masterclass, with an introduction of new activities to support execution of the Economic Recovery Plan and with the SMMEs recovering and facilitating increased rebuild of their businesses.

The Committee commended progress in terms of this Programme promoting youth entrepreneurship in particular. Reference was made to the sport gear designed by the youth beneficiaries of this Programme during the Olympics and the Commonwealth Games. Management was then requested to submit to the Executive Committee a comprehensive report on the implementation of the Programme for effective oversight and quantify progress and tangible results as a result of the implementation of this Programme.

With the DA abstaining on the basis of the late receipt of the Report, the other Members were in support, therefore,

COMMITTEE RECOMMENDS:

- 1.7.1 That Council approves the hosting of the Durban Business Fair (DBF) and the Durban Fashion Fair (DFF) from 20-25 September 2022 at the Inkosi Albert Luthuli International Convention Centre (ICC) Complex, and with the DBF and the DFF

to focus on empowerment initiatives; exhibitions; street market pop-up experience; culinary experiences; fashion shows; themed masterclass, with an introduction of new activities to support execution of the Economic Recovery Plan and with the SMMEs recovering and facilitating increased rebuild of their businesses.

1.7.2 That, subject to the approval of .1 above, authority be granted for the Deputy City Manager: Economic and Development Planning to incur expenditure in the amount of R23 850 000.00 (Twenty-Three Thousand Eight Hundred and Fifty Thousand) to host the DBF, and the amount of R4 830 000.00 (Four Million Eight Hundred and Thirty Thousand Rand) for the hosting of the DFF during the 2022-23 financial year.

1.7.3 That the Head: Business Support, Tourism, Markets & Agribusiness Unit submit a comprehensive report on progress made to implement the DBF and the DFF over the years and the recent one, also quantifying tangible results in this required to enable effective political oversight and implementing the necessary interventions where required.

Financial Implications:

The budget allocated for the Durban Business Fair programme is R23 850 000.00 (Twenty-Three Million Eight Hundred and Fifty Thousand Rand) and the Durban Fashion Fair is R4 830 000.00 (Four Million Eight Hundred and Thirty Rand) for the 2022/2023 financial year.

BU	Item No.	Fundin g	Costing	Project	Region	Financial Year	Proposed Expenditure
26503	Various	12120	0000	38870	0010	2022/2023	R23 850 000.00
26503	Various	12120	0000	53500-45	0010	2022/2023	R3 030 000.00
26503	11450	12120	0000	53500-45	R001	2022/2023	R1 800 000.00

Commenting on the matter, the DA mentioned that it was important for the City to focus on economic growth. In this regard, they mentioned that the Municipality had to invest funds in areas which require urgent interventions, including infrastructure development and they emphasised that this would assist businesses to thrive. They also mentioned that businesses were still recovering from the July unrest and the floods. Therefore, the current situation was not conducive for businesses to show case what they can offer to the market. Mention was made that the City should implement strict austerity measures to create an opportunity for economic growth. On this basis, the DA was not in support of the recommendations.

Meanwhile, the ANC mentioned that this was a continuous programme, and it creates platform for young and upcoming entrepreneurs to showcase and blossom their talents. They mentioned that the Business Fair was also a platform for networking opportunities for businesses to interact with prospective funders. It was also mentioned that there have been great success stories as a result of the programme, where young designers had been given opportunities to show case their business ideas internationally; and thereby boosting local economic growth.

As some Councillors were not in support of the recommendations from the Executive Committee, the matter was put to the vote. With 192 Councillors present, 139 Councillors (ANC - 82, EFF - 20; IFP -14; Action SA -04; ABC - 02; ACC - 02; ACDP - 02; DLC- 01; AIC -00, APF - 01, ATM - 01,

ALJAMAH - 01; JEP -01; KZNI - 01, MF - 01, NFP – 01; PFP – 01; PRM – 01; TA- 01; UIM – 01 and VF Plus – 01) voted in favour of the recommendations and 53 DA Councillors voted against the matter.

Thereafter, the above recommendations of the Executive Committee, were by the majority vote, **ADOPTED.**

2. **DIRECT EXCO REPORTS**

2.1 **ETHEKWINI MUNICIPALITY ADJUSTMENTS BUDGET 2021/2022 (7/1/2/2)**

(Page 1)

Authority is sought for the Municipal Council to approve the final budget adjustments process in the 2021-22 financial year. The adjustments have been informed by the unforeseen expenditure as a result of the April-May floods disaster; non-cash expenditure arising from the year-end assessment and reprioritization of expenditure which has resulted in unforeseen expenditure that requires adjustments to the approved 2021-2022, in terms of Sections 28 and 29 of the Local Government: Municipal Finance Management Act No. 56 of 2003, and Regulations 23 of the Municipal Budget and Report Regulations.

It should be noted then that the specific items informing the Budget Adjustments are recorded as follows:

- Reprioritization to respond to the most urgent and critical storm damages, with the majority of the expenditure relating to roads provision; roads and stormwater maintenance; and the restoration of services with regard to water; sanitation and electricity.
- Reprioritization of catalytic projects in line with the Economic Recovery Plan and job creation. These projects were approved in the prior year for inclusion incrementally, in line with the City's affordability.
- Unbundling of block sums, including Community Infrastructure Projects (CIP) to allocate the funding to implement departments and to allocate funding to specific individual projects.
- Reprioritization of projects, mainly in the Human Settlements; Engineering; Sanitation; Water; and the Electricity Units, for critical service delivery and operational efficiency

With the Committee acknowledging justified reasons for the final budget adjustments,

COMMITTEE RECOMMENDS:

That in accordance with the provisions of Section 28 of the Local Government: Municipal Finance Management Act No. 56 of 2003, and in compliance with the Municipal Budget and Reporting Regulations, the final adjustments to the 2021/2022 Budget of the eThekweni Municipality (Parent Municipality) as reflected in Annexure 'A' (Operating Budget) and Annexure 'B' (Capital Budget) in the report of the Acting City Manager dated 2022-09-19, be approved, it being

recorded that the approval of the Capital Adjustments Budget constitutes project approval of the specific projects.

OPERATING BUDGET (ANNEXURE A)

The adjustment budget submission is mainly due to the KZN Disaster floods of April 2022 and the 4th Wave of the COVID-19 which has resulted in unforeseen expenditure. In addition, the adjustments to non-cash items, in accordance with the MFMA Circular 68, that allows for regularisation of expenditure for the non-cash items via an Adjustment Budget.

1. KZN Disaster Floods Damages Expenditure:

The KZN floods resulted in damages to buildings and infrastructure, the expenditure in respect of these damages is funded from the savings identified by the departments through the reprioritisation of costs.

The following are the major expenditure adjustments related to the floods:

DESCRIPTION	AMOUNT
IT Management – Fibre	R 1.1m
Communications (Publicity for emergency disaster plans)	R 2.1m
EDP (Repairs and Maintenance- Buffelsdraai Environmental site)	R 1.4m
Engineering - Roads infrastructure and buildings maintenance	R 8.7m
ETA(Repairs and Maintenance)	R 0.7m
Sanitation infrastructure and buildings maintenance	R 6.3m
Water infrastructure and buildings maintenance	R 56.1m
Electricity infrastructure and buildings maintenance	R 25.3m
TOTAL	R101.7m

2. COVID-19 Related expenditure:

Additional COVID-19 expenditure items funded from the savings identified from departments

The following are major COVID costs adjustments:

- Catalytic (EDP) stand time costs for Watermain Project R 3.2m
 - Health – Temp staff for COVID19 response teams R 8.1m
- R 11.3m
=====

3. Additional Adjustment Budget:

The following expenditure adjustments are due to increased expenditure and additional expenditure from the departments.

DESCRIPTION	AMOUNT
CPAS – Catering (various events/programmes)	R 8.3m

DESCRIPTION	AMOUNT
Mayoral Parlour - EPWP	R 33.6m
PARKS – Security	R 20.6m
Housing – Building contractors	R 34.0m
Water losses	R312.2m
Electricity – Repairs and Maintenance	R 5.0m
Electricity – Consumables	R190.1m
TOTAL	R603.8m

4. Reallocation of expenditure

The following are the major adjustments to the operating budget by the reprioritisation of costs, and this is funded from the savings identified from departments.

DESCRIPTION	AMOUNT
Legal -Litigations	R 6.0m
Metro Police –Security	R 19.7m
Metro Police – Fuel	R 9.6m
Metro Police – Overtime	R 14.5m
Real Estate – Security	R 8.8m
Bus Transport – Tyres and consumables	R 8.3m
City Fleet – Tyres and consumables	R 9.6m
City Fleet – Repairs and Maintenance	R 14.5m
City Fleet – Data cards	R 7.6m
City Hall – Security	R 14.7m
Governance- Soup kitchens	R 16.1m
Gov- Volunteers staff – soup kitchens	R 5.3m
City Hall - hire charges	R 5.3m
City Hall -stage and crew	R 12.2m
City Hall – overtime	R 16.2m
EDP- ICC grant in aid	R 7.1m
EDP – security	R 13.9m
PARKS – overtime	R 47.0m
PARKS – security	R 15.8m
Health – clinics repairs and maintenance	R 6.7m
Health- Security	R 17.0m
ETA – management services	R 26.0m
Engineering – fuel	R 16.8m
Engineering – materials and suppliers (roads)	R 10.2m
Engineering – security	R 9.2m

DESCRIPTION	AMOUNT
Housing – security	R 5.5m
Water – fuel	R 66.9m
Water losses	R 31.4m
Water – overtime	R 52.7m
Water- tyres and consumables	R 10.4m
Water – security	R 23.5m
Water – water research levy	R 34.8m
Water losses	R 468.3m
Sanitation – security	R 26.0m
Sanitation – overtime	R 22.2m
Solid waste – fuel	R 34.0m
Solid Waste – Overtime	R 63.7m
Electricity – overtime	R 8.0m
Electricity – Repairs	R 12.2m
Electricity – overtime	R 82.0m
Electricity – materials and suppliers	R 80.6m
Electricity – repairs	R 80.0m
Electricity – software licenses	R 8.7m
TOTAL	R1 449m

5. **Grants Adjustments:**

Major adjustments for grants revenue are revised downward to NDPG as per DORA amendments and DOH top structure transferred to debtors

• Neighbourhood Development Grant (NDPG)	R 21.4m
• Department of Housing (DOH)	R 682.9m

	R 704.3m
	=====

6. **Non-Cash adjustments:**

The adjustments budget for the non-cash items results in a net deficit of R1.8 billion. There are no further savings on the operating budget identified to fully fund the additional expenditure. The budget deficit is backed by funding from general reserves and will accordingly be funded from accumulated surpluses recognised in previous years.

Adjustments for non- cash items as follows:

Long service and leave provisions funded from savings	R 105.9m
Debt impairments	R1 795.3m
Depreciation and asset impairment	R 100.0m

	R2 001.2m
	=====

CAPITAL BUDGET (ANNEXURE B)

The capital reallocation and budget requests are covered under Annexure B, the capital budget is adjusted to R4.6m for housing top structure expenditure as it is transferred to debtors (DOH).

Department	Original Budget 2021/22	Adjustments	Final Adjustment Budget 2021/22
Human Settlements	382.02	25.75	407.77
Engineering	522.15	(12.31)	509.85
ETA	842.08	(67.06)	775.02
Water	433.36	(14.55)	418.81
Sanitation	328.72	108.98	437.70
Solid Waste	417.28	(36.27)	381.02
Electricity	627.62	59.96	687.58
EDP	308.34	(23.74)	284.61
CES - Health & Social Services	246.11	7.53	253.64
CES – MMS	36.28	-	36.28
CES - Safety & Security Services	21.75	(1.14)	20.61
Corporate HR	10.06	-	10.06
Finance	352.70	-	352.70
Governance	27.05	(1.19)	25.86
OCM	68.79	1.19	69.98
TOTAL	4 624.31	47.15	4 671.47

Speaking on the matter, the DA submitted that whilst it is noted that expenditure had to be incurred during the Covid-19 and the recent floods, however, it is concerning to note that the Units were still unable to manage critical expenditure items, reference being made to water losses and overtime expenditure. Emphasis was then made that resources be adequately provided to enable staff to perform their duties within the prescribed timeframes.

Thereafter, the above recommendations of the Executive Committee, were **ADOPTED.**

NOTICES OF MOTION IN TERMS OF SECTION 18 OF THE RULES OF ORDER

1. NOTICE OF MOTION: PROPOSED BY COUNCILLOR J NAIDOO AND
SECONDED BY COUNCILLOR MS NKOSI: THE ESTABLISHMENT OF A
MULTI-PARTY WOMEN'S CAUCUS

This Council notes that:

Violent crimes and killings against women and children has been dubbed a pandemic in the country. Despite having been accorded rights, women continue to experience violence, gender discrimination, gender inequality, stigmatization, loss of dignity and life. EThekweni townships rank in the top 4 of crime statistics against women, nationally.

Council resolves that the Executive Committee considers the following and report back to Council on the establishment of a Multi-Party Women's Caucus to give realization to the development goals of the previously disadvantaged grouping.

CARRIED.

REPORT OF COMMITTEE DECISIONS

Decisions of Committees reflected below have been reported to Council by way of circulating minutes of such Committees to each Member of the Council:-

1. COMMUNITY SERVICES COMMITTEE

Meeting held on : 2022-06-14

2. ECONOMIC DEVELOPMENT AND PLANNING COMMITTEE

Meeting held on : 2022-06-23

3. EXECUTIVE COMMITTEE

Meetings held on : 2022-06-06
: 2022-06-21
: 2022-06-28
: 2022-06-30

4. FINANCE, SECURITY AND EMERGENCY SERVICES COMMITTEE

Meetings held on : 2022-04-26
: 2022-05-19
: 2022-06-22

5. GOVERNANCE AND HUMAN RESOURCES COMMITTEE

Meetings held on : 2022-06-27

6. HUMAN SETTLEMENTS AND INFRASTRUCTURE COMMITTEE

Meeting held on : 2022-06-22

ITEMS FOR NOTING

The Items for Noting, reflected on Pages 36 to 45 of the Agenda, pertaining to the items discussed and resolved at the Executive Committee level during the month of June 2022 were, **NOTED.**

The meeting terminated at 18h00.

NOTED AT THE MEETING OF THE ETHEKWINI COUNCIL ON 2022-08-26.

SPEAKER