

# MATJHABENG MUNICIPALITY



## MINUTES

**MEETING** : **RULES AND ETHICS COMMITTEE**  
**VENUE** : **SPEAKER'S BOARDROOM, MAIN BUILDING, WELKOM**  
**DATE** : **TUESDAY, 14 NOVEMBER 2017**  
**TIME** : **10h00**

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Matjhabeng Municipality

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# I

## **MINUTES OF THE RULES AND ETHICS COMMITTEE, HELD ON TUESDAY, 14 NOVEMBER 2017 AT 10h00 IN THE SPEAKER'S BOARDROOM, MAIN BUILDING, WELKOM**

### **COUNCILLORS**

Cllr B. Stofile : Chairperson  
Cllr B. Mahlumba  
Cllr S. Pholo  
Cllr B. Ntuli  
Cllr N.E Monjovo  
Cllr N.E Thelingoane  
Cllr X. Masina  
Cllr H.S Badenhorst  
Cllr M.T Macingwane  
Cllr SDM Taljaard

### **OFFICIALS**

Mr L. Rubulana  
Mr B. Golele  
Me PP Seleka

#### **1. OPENING**

The Chairperson, Cllr B. Stofile welcomed everybody present and declared the meeting open. He informed the Committee that he had received correspondence from EFF Councillors, in which they requested to be part of the Rules and Ethics Committee in order to engage on certain aspects pertaining to Rule 32.

He stated that the purpose of the meeting was to deliberate on the matter, to enable him to submit an item notifying Council of the issues raised by the EFF Councillors, with recommendations from the Committee.

#### **2. APPLICATION FOR LEAVE OF ABSENCE**

None.

#### **3. OFFICIAL ANNOUNCEMENTS**

None.

#### **4. MOTIONS OF SYMPATHY AND CONGRATULATIONS**

None.

#### **5. DISCLOSURE OF INTEREST**

None

## **II**

### **6. DEPUTATIONS AND INTERVIEWS**

None.

### **7. MINUTES OF THE PREVIOUS MEETING**

None.

### **8. MATTERS ARISING FROM THE MINUTES**

None.

### **9. MATTERS FOR DISCUSSION**

R01 of 2017 – R02 of 2017

### **10. CLOSURE**

The Chairperson thanked everyone present and closed the meeting at **10h50**.

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**CHAIRPERSON**

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**DATE**

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**R01 of 2017**

**RE-AFFIRMATION OF THE STANDARD RULES AND ORDERS (SPEAKER) (3/1/B)**

**PURPOSE**

To submit to the Rules Committee the adopted Rules and check the applicability of these Rules.

**DISCUSSION**

The Speaker informed members that the EFF Councillors wrote to his Office stating that the enforcement of Rule 32 pertaining to the approved dress code was putting their constituencies at a disadvantage as they were unable to engage in matters that are discussed in Council. He therefore requested members to deliberate on the proposal submitted by EFF Councillors.

The members indicated that it would not be fair for them to deliberate on a proposal that was not made available in advance and advised that the Committee should be afforded an opportunity to look at the proposal first and the matter should be discussed at the next meeting.

The members also requested EFF Councillors, as a matter of principle, to show their commitment to the cause of good governance by:

- Complying with the adopted dress code at the Council meeting scheduled for the 30<sup>th</sup> August 2017.
- Confirming that they will not take the Municipality to Court after a final resolution on the matter had been taken by Council, as the Municipality spends money to defend Court cases.

**THE RULES AND ETHICS COMMITTEE RESOLVED: (14 NOVEMBER 2017)**

1. That the complaint from the EFF pertaining to the adopted dress code **IS ACKNOWLEDGED**.
2. That Cllr MT Macingwane **SHOULD SUBMIT** a detailed proposal to the Committee in advance in order to enable them to familiarize themselves with it before it is deliberated at the next meeting.

**R02 of 2017**

**REPORT: DRAFT WARD COMMITTEE BY-LAW (SPEAKER) (1/2/1)**

**PURPOSE**

To submit to the Rules and Ethics Committee a draft Ward Committee by-law for consideration.

**DISCUSSION**

The acting Executive Director: LED, Planning & Human Settlements, Mr Golele informed the Committee that the Municipality is giving stipends to Ward Committee members although there was no by-law that is promulgated.

He indicated that an item would be submitted to Council and thereafter would be subjected to a public participation process before being promulgated in the Government Gazette.

He also mentioned that the current regulations on the selection panel for appointments of Section 57 employees is in contradiction with the composition of the selection panel as depicted on page 8 of the adopted 2006 Recruitment and Selection Policy, as the policy includes one labour representative as an observer, whereas the current regulations do not make provision for labour representatives.

He also mentioned that SAMWU used that clause when they filed their Court case against the appointment of the Municipal Manager and they also complained about their exclusion in the panel that dealt with recent appointments of Executive Directors.

### **THE RULES AND ETHICS COMMITTEE RESOLVED: (14 NOVEMBER 2017)**

1. That the term of office of Ward Committee members must **BE CHANGED** to five (5) years instead of the three years reflected on page 5 of the Annexures.
2. That the item should **FIRST SERVE** at the By-law sub-committee and then be submitted to the Rules Committee which will make recommendations to Council.
3. That the Committee **SHOULD LOOK** at the policy and ensure that it is in line with the current regulations as mandated by Council.