

MATJHABENG MUNICIPALITY

ANNEXURES

of the

**2ND ORDINARY COUNCIL MEETING
FOR THE YEAR 2019**

convened for

THURSDAY, 28 FEBRUARY 2019

at

15h00

at the

**COUNCIL CHAMBERS, CIVIC CENTRE,
WELKOM**

SPEAKERS SUMMARY
WARD REPORTS FOR DECEMBER 2018/JANUARY 2019
SERVICE DELIVERY REPORT

INSFRASTRUCTURE COMPLAINS					COMMUNITY SERVICES		
WARD NUMBER	SEWERAGE CONCERNNS	LEAKAGES	ROAD MAINTANANCE	ELECTRICITY	REFUSE REMOVAL	WARD CLEANING	COMMENTS
1							reported
2							No report
3							No report
4							reported
5							6 meetings of ward committee since May 2018.1mass meeting in august 2018.only ward profile attached no service delivery report.
6							No report
7							No report
8	Man-hole covers are stolen	none	Most streets have potholes, and some needs gravelling. Need of speed humps	Street lights are not working and high mass lights	It remains a challenge. Gets collected after two weeks.	Grass cutting must be a priority	Ward committee meeting and mass meeting 22/11/2018. Crime is high in the ward. Illegal foreigners. And lots of firearms. Car theft

SPEAKERS SUMMARY**WARD REPORTS FOR DECEMBER 2018/JANUARY 2019****SERVICE DELIVERY REPORT**

9							No report
10					Collecting takes long.		Generic report. No date of ward meetings
11	16 spillage were reported. Not yet addressed.	5 we reported 3 not yet done	Most streets need fixing of potholes, and graveling. The mayoral project left work not complete.	The interruption cost community riots	Take time		Sites remain a challenge, people are doing land grabbing.
12							No report
13	Reported to infrastructure	Reported	Reported	Reported	No problems	None	Held mass meeting December 2018
14							No report
15	5 were reported not yet addressed	18 reported not addressed 15700 by-pass meter	Moshoeshoe road potholes since 2016	High mass lights not working	No collecting	Illegal dumping sites	Crime is high, had mass meeting on 10-07-2018 and ward committee functioning.
16							No report
17	10 raised and all repairs	12 raised	None reported	None reported	None reported	On-going cleaning campaign	
18	1 reported not done	11 reported no progress report	None reported	1 streetlight at 337 block 2	'no report	No report	
19	4 sewer spillage and all were attended	10 leakages reported and all fixed	8 streets needs to be paved and resealing	4 high mass lights	No report	No report	
20	1 reported	8 reported none fixed	None reported	None reported	None reported		No date of meetings

**SPEAKERS SUMMARY
WARD REPORTS FOR DECEMBER 2018/JANUARY 2019
SERVICE DELIVERY REPORT**

21							
22							
23							
24	Fixing of pump station, not yet done	2 reported not addressed	Fixing of high mass light	Construction of gravel roads	Not yet addressed	Removal of illegal dumping	Ward committee meeting 4 august 2018. Need for electrification of houses
25	Dvorak street unfinished work, left a big whole on the street. 2 months have been reported	Dvorak and strauss leakage has been going on for long. maHler street also	None	Potholes on main roads, craib,holden, Blenheim and others	No specific day for collecting	Grass cutting	None raised
26							No report
27	1 recorded and was addressed	3 were reported but none attended	Street lights needs attention 42 cilliers str	Potholes at trichards street not addressed	None raised	None	Meeting ward committee was on 15/08/2018
28							No report
29	6 sewer reported since 2017 not attended	11 leakages not attended	Streets lights at mothusi road and high mass lights not working	Mxi street needs fixing	None	None	No report on community meeting or ward committee
30	3 were reported and all has been resolved.	13 we reported. And resolved mainly at hostel	High mass lights not working	Need fixing	Take lone before picked up	Non	Hostels remain a challenge since there is no proper management. Which leads to failure for revenue collection.

SPEAKERS SUMMARY**WARD REPORTS FOR DECEMBER 2018/JANUARY 2019****SERVICE DELIVERY REPORT**

31	7 reported none attended	8 reported none attended	Potholes at thuhloane, thelingoane, mothusi road and Constantia roads	Thuhloane road and mothusi road street lights not working	none	General cleaning, grass cutting	Council needs to improve on utility accounts, no meetings were reported.
32	2 reported and not fixed	9 leakages not fixed. Others have more than 2 months reported	Potholes remains a challenge around the streets in this ward	Most streets lights are not working.	Dustbins are needed. Collection day of rubbish	Grass cutting	Ward committee meeting was on 18 JANUARY 2019
33	Lakeview fiskaal, long road reported since 2016.	3 reported and not fixed.	10 reported and still not attended to.	Most streets light not working since 2016	Illegal dumping at lakeview.	Grass cutting around bedelia	No mass meeting, ward committee meeting on 05 June 2018 reported
34	4 reported		13 Potholes were recorded but not yet attended				
35	3 reported not fixed, remains a problem.	None	Need of speedhumps needed in many streets. Potholes reported but not attended	28 streets light are not working need to be fixed	None	None	No meeting reported
36	7 reported and were fixed	16 reported and 14 fixed	11 reported in need of speed humps and none has been attended to.	None raised	None	None	3 meeting were done on different dates,
General comments:							8 wards have no report which is 28%. We have serious backlog of sewer and water leakages in most wards. Our township wards

SPEAKERS SUMMARY**WARD REPORTS FOR DECEMBER 2018/JANUARY 2019****SERVICE DELIVERY REPORT**

							needs roads to be fixed, graded or paved. High mass lights are not working in most wards. Garbage collection remains a serious concern in all our wards. Potholes also needs attention since they are a challenge. 58 % of our challenges of service delivery can be addressed in a short term. Mass meetings held is only 35% of the total wards as per requirements. Challenge is said to be non-availability of loud-hailer. Only 50% of ward committee meetings are sitting.
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MATJHABENG LOCAL MUNICIPALITY

WARD COMMITTEE MEETINGS AND COUNCILLOR REPORT BACK MEETINGS

WARD	WARD COMMITTEE MEETING	COUNCILLOR REPORT BACK MEETING	COMMENT
1.	meeting has taken place YES	Meetings are taking place YES	NONE As contained in a report to be submitted.
	NO	NO	NO REPORT
2.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	NO	NO	NO REPORT
3.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	YES	YES	IN THE REPORT
4.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	YES	YES	IN THE REPORT
5.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	YES	YES	
6.	No meeting has taken place	Meetings are taking place	As contained in a report to be submitted.
	YES	NO	VENUE CHALLENGE
7.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	YES	YES	CRIME AND ILLEGAL DUMPING. 28/06/2018
8.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	NO	NO	NO REPORT
9.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	YES	NO	IN REPORT
10.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	YES	NO	IN REPORT
11.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	YES	NO	NO REPORT
12.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	YES	YES	IN REPORT
13.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	YES	NO	IN REPORT
14.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	YES	NO	YES
15.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	NO	NO	INO REPORT
16.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	YES	YES	IN REPORT
17.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.
	YES	YES	IN REPORT
18.	Meetings are taking place	Meetings are taking place	As contained in a report to be submitted.

WARD	WARD COMMITTEE MEETING	COUNCILLOR REPORT BACK MEETING	COMMENT
19.	YES No meeting has taken place	YES Meetings are taking place	IN REPORT As contained in a report to be submitted.
20.	NO Meetings are taking place	NO Meetings are taking place	NO REPORT As contained in a report to be submitted.
21.	YES Meetings are taking place	YES Meetings are taking place	IN REPORT As contained in a report to be submitted.
22.	YES Meetings are taking place	NO Meetings are taking place	IN REPORT As contained in a report to be submitted.
23.	NO Meetings are taking place	NO Meetings are taking place	NO REPORT As contained in a report to be submitted.
24.	YES No meeting has taken place	YES Meetings are taking place	IN REPORT As contained in a report to be submitted.
25.	YES Meetings are taking place	NO Meetings are taking place	IN REPORT As contained in a report to be submitted.
26.	NO Meetings are taking place	Meetings are taking place	NO REPORT As contained in a report to be submitted.
27.	YES Meetings are taking place	YES Meetings are taking place	IN REPORT As contained in a report to be submitted.
28.	YES Meetings are taking place	NO Meetings are taking place	IN REPORT As contained in a report to be submitted.
29.	YES Meetings are taking place	NO Meetings are taking place	IN REPORT As contained in a report to be submitted.
30.	YES Meetings are taking place	YES Meetings are taking place	IN REPORT As contained in a report to be submitted.
31.	YES Meetings are taking place	YES Meetings are taking place	IN REPORT As contained in a report to be submitted.
32.	YES Meetings are taking place	YES Meetings are taking place	IN REPORT As contained in a report to be submitted.
33.	YES Meetings are taking place	NO Meetings are taking place	IN REPORT As contained in a report to be submitted.
34.	YES Meetings are taking place	NO Meetings are taking place	IN REPORT As contained in a report to be submitted.
35.	YES Meetings are taking place	YES Meetings are taking place	IN A REPORT As contained in a report to be submitted.
36.	YES Meetings are taking place	YES Meetings are taking place	IN AREPORT As contained in a report to be submitted.

PAYMENT OF STIPEND

As is well. Ward Committee members are paid every month. No deduction is made against their stipend.

VACANCIES

Ward 12 – 1 member is deceased

Ward 10 – 1 member has absconded.

Ward 14 – 1 member has absconded.

MATJHABENG

MUNICIPALITY UMASIPALA

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Raadslid/Councillor PF Botha

2 November 2018

The Municipal Manager
Matjhabeng Local Municipality
PO Box 708
WELKOM 9460

By: E-mail

Dear Mr. Tsoaeli,

QUESTIONS OF WHICH NOTICE WAS GIVEN: CONTRACTS AWARDED BY WAY OF DEVIATIONS

In terms of the Standard Rules and Orders of Council, to wit, rule 52 I hereby wish to ask the following questions in Council next ensuing.

This is required for the financial years, 2016/2017, 2017/2018 and 2018/2019 up to 31 October 2018 separately.

In separate spreadsheets for the three financial years mentioned above please provide the following information where contracts were awarded in terms of a deviation decision:-

1. Date on which the contract was awarded.
2. Name of contractor.
3. Address of contractor.
4. Amount of contract awarded – rand value
5. Reason why the contract was awarded as a deviation. (Please specify in full in terms of which act, SCM policy etc. was the contract awarded).
6. From which vote and department will it be paid?
7. Who initiated the deviation?
8. Who approved the deviation?
9. What percentage of the contract is completed?
10. Expected completion date?
11. Reason why the specific contract could not go out on tender? Full details please.
12. Please confirm that the contract awarded in each instance was awarded to an only supplier.
13. Please provide copies of quotes obtained per instance.

Regards,

(Sent electronically without signature)

Cllr PF Botha

MATJHABENG LOCAL MUNICIPALITY

Municipality
Umasipala
P/O Box 708
Welkom, 9460
Fax: (057) 357 4393



Mmasepala
Munisipaliteit
Tel: (057) 3155

Email: mm@matjhabeng.co.za

OFFICE OF THE MUNICIPAL MANAGER

Enquiries/Navrae/ dipatlisiso:

Me. Mantoa Mahloko

Room no/ kamer nr/ kamore ya:

Office of the Municipal Manager

Date/ Datum/ Letsatsi:

29 November 2018

Your Ref/ U Verw/ Ho ya ka bona

Our Ref/ Ons Verw/ Ho ya karona

Dear Councillor P.F Botha

QUESTIONS OF WHICH NOTICE WAS GIVEN: CONTRACTS AWARDED BY WAY OF DEVIATIONS

The amount as disclosed for the 2017/18 draft Annual Financial Statement submitted to the Auditor General South Africa is R21 802 174.00, as soon as the audit report is released; the annual report containing the audit report and the audited Annual Financial Statements will be tabled to council. The audited deviations amount will also be included in the Annual Financial Statements as a disclosure note required by the Municipal Finance Management Act.

Once we have full access to our records, we will prepare and present a deviations list to council for the new financial year. Please find attached hereto the Annexure A; 2016/18 deviations register submitted to the Auditor General for audit purpose.

Furthermore for the three financial years in question the deviations awarded and disclosed in the financial statements were once off and the supporting documentation to this effect exists in the form of submissions and purchase orders.

Yours Sincerely

Thabiso Tsoaeli
Municipal Manager

Matjhabeng LM 2017/18 Deviations Register

No.	Service Provider	Cheque No/Order No	Invoice Date	Period	Category of Deviation	Supplies/Goods Procured	Amount Inc	VAT	Amount Exc	Responsible Department
1	TSWANA HYDRAULICS	10109208	07-Aug-17	201708	Impractical	Repair of Fleet - Strip and Quote	84 240.50	-	84 240.50	Corporate Services
2	TSWANA HYDRAULICS	10109213	07-Aug-17	201708	Impractical	Repair of Fleet - Strip and Quote	39 901.95	-	39 901.95	Corporate Services
3	TURBO TECH TRADING	10109297	11-Aug-17	201708	Impractical	Repair of Fleet - Strip and Quote	53 312.64	-	53 312.64	Corporate Services
4	SALAMAX 900 (PTY)LTD.T/A WELKOM NISSAN	10109025	18-Jul-17	201707	Sole Provider	Repair of Fleet	30 232.01	3 712.70	26 519.31	Corporate Services
5	SALAMAX 900 (PTY)LTD.T/A WELKOM NISSAN	10109026	28-Jul-17	201707	Sole Provider	Repair of Fleet	24 569.86	3 017.35	21 552.51	Corporate Services
6	SALAMAX 900 (PTY)LTD.T/A WELKOM NISSAN	10109027	28-Jul-17	201707	Sole Provider	Repair of Fleet	30 818.66	3 784.75	27 033.91	Corporate Services
7	SALAMAX 900 (PTY)LTD.T/A WELKOM NISSAN	10109028	31-Jul-17	201707	Sole Provider	Repair of Fleet	80 863.86	9 930.65	70 933.21	Corporate Services
8	PAKAMPHO ELECTRICAL	10109089	20-Jul-17	201707	Emergency	Repair Of Water leakages	847 560.00	-	847 560.00	Infrastructure
9	OARABILE PLANT HIRE AND CIVIL	10109169	17-Jul-17	201707	Emergency	Repair of Stateway Collapse Sewer	158 720.00	-	158 720.00	Infrastructure
10	AINSWORTH ENGINEERING	10109187	06-Jul-17	201707	Emergency	Replacement of Valves	46 833.59	5 751.49	41 082.10	Infrastructure
11	KEITH W YOUNG LTD	10109188	07-Nov-17	201711	Sole Provider	Surveying Software	26 026.20	3 196.20	22 830.00	Infrastructure
12	SALAMAX 900 T/A WELKOM NISSAN	10109256	21-Aug-17	201708	Sole Provider	Repair of Fleet	63 314.15	7 775.42	55 538.73	Corporate Services
13	PROCARE CIVILS	10109211	21-Aug-17	201708	Emergency	Repair of Collapse Sewer Koppie Allen	556 929.20	68 394.81	488 534.39	Infrastructure
14	INTERDAF	10109143	11-Aug-17	201708	Sole Provider	Repair of Fleet	16 287.40	2 000.21	14 287.19	Corporate Services
15	EVOS CONSTRUCTION AND PLANT	10109590	22-Sep-17	201709	Emergency	Transport Services	39 950.00	-	39 950.00	Community Services
16	ZIMBA ELECTRICAL WORKS	10109595	22-Sep-17	201709	Impractical	Funeral Transport	80 000.00	9 824.56	70 175.44	Community Service
17	PRO-CARE CONTRACTING (PTY)	10110344	14-Aug-17	201708	Emergency	Repair of Collapse Sewer Koppie Allen	593 465.41	72 881.72	520 583.69	Infrastructure
18	PRO-CARE CONTRACTING (PTY)	10110396	14-Aug-17	201708	Emergency	Repair of Collapse Sewer Koppie Allen	593 465.41	72 881.72	520 583.69	Infrastructure
19	LOMOS PROPERTIES	10110054	24-Nov-17	201711	Emergency	Hiring of Combination Unit for Cleaning and Unblocking Sewer Line	442 000.00	-	442 000.00	Infrastructure
20	LOMOS PROPERTIES-CESSION	10110055	24-Nov-17	201711	Emergency	Hiring of Combination Unit for Cleaning and Unblocking Sewer Line	442 000.00	-	442 000.00	Infrastructure

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21	LOMOS PROPERTIES-CESSION	10110056	24-Oct-17	201710	Emergency	Hiring of Combination Unit for Cleaning and Unblocking Sewer Line	442 000.00	-	442 000.00	Infrastructure
22	LOMOS PRPRTIES-CESSION	10110057	24-Oct-17	201710	Emergency	Hiring of Combination Unit for Cleaning and Unblocking Sewer Line	442 000.00	-	442 000.00	Infrastructure
23	GIOTECH SOLUTIONS	10110624	17-Oct-17	201710	Impractical	Repair of Fleet - Strip and Quote	26 001.92	-	26 001.92	Community Services
24	TURBO TECH TRADING	10110861	27-Nov-17	201711	Impractical	Repair of Fleet - Strip and Quote	196 650.00	-	196 650.00	Community Services
25	CDH JOINERIES	10110871	04-Sep-17	201709	Emergency	Refurbishment of Bronville North Pumpstation	2 491 981.01	306 032.76	2 185 948.25	Infrastructure
26	SALAMAX 900 (PTY)LTD.T/A WELKOM NISSAN	10110941	15-Dec-17	201712	Sole Provider	Repair of Motor Fleet	33 038.57	4 057.37	28 981.20	Community Services
27	MAVERIX CONSTRUCTION AND PROJECTS	10110709	24-Oct-17	201710	Emergency	Unblocking and Cleaning of Sewer Lines	273 800.00	-	273 800.00	Infrastructure
28	NKGOA & MALGAS HOLDINGS	10110710	24-Nov-17	201711	Emergency	Unblocking and Cleaning of Sewer Lines	273 800.00	-	273 800.00	Infrastructure
29	OARABILE PLANT HIRE	10110711	28-Nov-17	201711	Emergency	Unblocking and Cleaning of Sewer Lines	265 800.00	-	265 800.00	Infrastructure
30	SOMPENA TRADING ENTERPRISE	10110713	01-Nov-17	201711	Emergency	Unblocking and Cleaning of Sewer Lines	374 012.00	45 931.30	328 080.70	Infrastructure
31	VISIBLE SPEED TRADING 563	10110714	01-Dec-17	201712	Emergency	Unblocking and Cleaning of Sewer Lines	715 800.00	-	715 800.00	Infrastructure
32	PRO-CARE CONTRACTING (PTY)	10110848	27-Nov-17	201711	Emergency	Repair of Collapse Sewer Line	543 908.48	66 795.78	477 112.70	Infrastructure
33	PRO-CARE CONTRACTING (PTY)	10110849	25-Oct-17	201710	Emergency	Repair of Collapse Sewer Line	768 771.60	94 410.55	674 361.05	Infrastructure
34	PUMPSHOP AFRICA	10110864	14-Dec-17	201712	Emergency	Repair of Pumpstation - Klippan	800 000.00	98 245.61	701 754.39	Infrastructure
35	RESCUE ROD PTY LTD	10111147	30-Jan-18	201801	Emergency	Unblocking and Cleaning of Sewer Lines	592 230.00	72 730.00	519 500.00	Infrastructure
36	BAILE TRADING PTY LTD	10111156	15-Nov-17	201711	Emergency	Unblocking and Cleaning of stormwater Channel	817 779.00	100 429.00	717 350.00	Infrastructure
37	THOBOZA INVESTMENTS AND PROJECTS	10111020	12-Dec-17	201712	Emergency	Repair of Blocked and Broken Sewer Line	1 215 406.75	-	1 215 406.75	Infrastructure
38	BLACK MOVE STAR	10111039	20-Dec-17	201712	Emergency	Unblocking and Cleaning of Sewer Lines	273 800.00	-	273 800.00	Infrastructure
39	1ST AND 2ND CORRECT CIVIL AND CONSTR PTY LTD	10111161	29-Nov-17	201711	Emergency	Unblocking and Cleaning of Sewer Lines	300 000.00	-	300 000.00	Infrastructure
40	FOLLEX GROUP	10111162	05-Dec-17	201712	Emergency	Unblocking and Cleaning of Sewer Lines	300 000.00	-	300 000.00	Infrastructure
41	THOBOZA INVESTMENTS AND PROJECTS	10111169	12-Dec-17	201712	Emergency	Repair of Broken and Blocked Sewer Line	600 000.00	-	600 000.00	Infrastructure
42	DLAMINI F TRANSPORT (PTY) LTD-TRANSPORT	10111150	30-Jan-18	201801	Emergency	Funeral Transport	132 000.00	-	132 000.00	Corporate Services
43	HYDRAULICS CRAFT	10111153	30-Jan-18	201801	Impractical	Fleet of Repair - Strip and Quote	27 982.49	3 436.45	24 546.04	MM's Office

44	SALAMAX 900 (PTY)LTD.T/A WELKOM NISSAN	10111286	29-Dec-17	201712	Sole Provider	Repair of Motor Fleet	106 090.28	13 028.63	93 061.65	MM's Office
45	DLAMINI F TRANSPORT (PTY)	10111402	23-Feb-18	201802	Emergency	Funeral Transport	38 000.00	-	38 000.00	Corporate Services
46	RESCUE ROD	10111189	31-Jan-18	201801	Emergency	Hiring of Eco-Recycling Combination System for cleaning of Sewer Line	723 501.00	88 851.00	634 650.00	Infrastructure
47	ZERO TOLERANCE SECURITY	10111229	09-Jan-18	201801	Emergency	Security for Removal of Unlawful Occupied Land	71 820.00	8 820.00	63 000.00	Community Services
48	NKGOA & MALGAS HOLDINGS (PTY)	10111225	09-Feb-18	201802	Emergency	Unblocking and Cleaning of Sewer Lines	215 800.00	-	215 800.00	Infrastructure
49	NKGOA & MALGAS HOLDINGS (PTY)	10111227	28-Jan-18	201801	Emergency	Unblocking and Cleaning of Sewer Lines	50 000.00	-	50 000.00	Infrastructure
50	TURBO TECH TRADING	10111245	14-Feb-18	201802	Emergency	Hiring of Trailer Unit For Theronia WWTW	40 000.00	-	40 000.00	Infrastructure
51	TOKONYA CONSTRUCTION	10111955	29-Mar-18	201803	Emergency	Repair of Leakage	50 000.00	6 140.35	43 859.65	Infrastructure
52	TOKONYA CONSTRUCTION	10111956	29-Mar-18	201803	Emergency	Repair of Leakage	50 000.00	6 140.35	43 859.65	Infrastructure
53	TOKONYA CONSTRUCTION	10112193	19-Apr-18	201804	Emergency	Repair of Leakage	800 000.00	104 347.83	695 652.17	Infrastructure
54	CRAFT HYDROULIC SERVICES	10112234	03-May-18	201805	Impractical	Repair of Motor Fleet	3 185.71	391.23	2 794.48	MM's Office
55	TSWANA HYDRAULICS	10112493	14-Oct-17	201710	Impractical	Repair of Motor Fleet	555 581.22	68 229.27	487 351.95	MM's Office
56	FOLLEX GROUP	10112360	16-May-18	201805	Emergency	Hiring of Eco-Recycling Combination System for cleaning of Sewer Line	280 000.00	-	280 000.00	Infrastructure
57	THCBOZA INVESTMENTS & PROJECT	10112501	29-May-18	201805	Emergency	Repairing of Collapse Sewer	215 406.75	-	215 406.75	Infrastructure
58	RESCUE ROD	10112505	13-Jun-18	201806	Emergency	Hiring of Eco-Recycling Combination System for cleaning of Sewer Line	280 000.00	-	280 000.00	Infrastructure
59	OARABILE PLANT	10112469	18-May-18	201805	Emergency	Repairing of Collapse Sewer	500 000.00	65 217.39	434 782.61	Infrastructure
60	STAR TRADING CC T/A JOTEL ENGINEERING	10113174	28-Feb-18	201802	Emergency	Repairing Leaking Water Pipe	40 994.40	5 034.40	35 960.00	Infrastructure
61	ZYKA MANAGEMENT SERVICES(PTY) LTD	10113179	21-May-18	201805	Emergency	Municipal Sewer Main Line Connection	2 586 235.55	337 335.07	2 248 900.48	Infrastructure
62	TURBO TECH TRADING	10112677	25-Jan-18	201801	Strip and Quote	Repairs of Mobile Sewerage Pump	196 650.00	-	196 650.00	Infrastructure
63	TURBO TECH TRADING	10112677	25-Jan-18	201801	Strip and Quote	Repairs of Mobile Sewerage Pump	58 680.00	-	58 680.00	Infrastructure
64	POWER ROAD PARTS MECCA CC	10112855	25-Apr-18	201804	Strip and Quote	Maintenance of Fleet	5 358.00	698.87	4 659.13	Infrastructure
65	POWER ROAD PARTS MECCA CC	10112855	25-Apr-18	201804	Strip and Quote	Maintenance of Fleet	6 171.96	805.04	5 366.92	Infrastructure
66	POWER ROAD PARTS MECCA CC	10112855	25-Apr-18	201804	Strip and Quote	Maintenance of Fleet	5 312.40	692.92	4 619.48	Infrastructure
67	TRUVELO MANUFACTURERS PTY LTD	10113110	01-Oct-17	201710	Sole Provider	Maintenance of Fleet	151 420.50	18 595.50	132 825.00	Infrastructure
68	TRUVELO MANUFACTURERS PTY LTD	10113110	01-Oct-17	201710	Sole Provider	Maintenance of Fleet	38 846.74	4 770.65	34 076.09	Infrastructure
69	TSWANA HYDRAULICS	10113222	15-May-18	201805	Strip and Quote	Maintenance of Fleet	138 492.79	18 064.28	120 428.51	Infrastructure
70	TSWANA HYDRAULICS	10113222	15-May-18	201805	Strip and Quote	Maintenance of Fleet	275 720.91	35 963.60	239 757.31	Infrastructure

Total	
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23 640 520.87	1 838 346.77	21 802 174.10
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Councillor M J Badenhorst

January 11, 2019

The Municipal Manager
Matjhabeng Local Municipality
P.O.Box 708
Welkom
9460

Dear Mr. Tsoaeli by: email and hand

QUESTIONS OF WHICH NOTICE HAVE BEEN GIVEN : PAINTING OF LAMPOLES

In terms of the Standing Rules and Orders of Council, rule 52, I intend to ask the following questions at the Ordinary Meeting of Council next ensuing.

BACKGROUND

It has come under the attention of several Councilors and residents alike that lamp poles are being painted in several towns in Matjhabeng. Besides the fact that the reason for this exercise is unclear, is the fact that money is never available to replace bulbs or fix broken streetlights, fix potholes or leaking water pipes, but money is available to paint galvanized lamp pole.

In lieu of this I would like to ask the following questions:

QUESTIONS

1. Who is the company to whom the contract for the painting of the lamp poles was awarded to?
2. Who proposed that it was necessary to paint the lamp poles?

3. Why, taken into consideration the dire financial state this municipality is in and after this Council on numerous occasions agreed that money should only be spent on the payment of Eskom, Sedibeng, salaries and essential services, did you find it necessary to paint the galvanized lamp poles?
4. Was a tender put out for the painting of the lamp poles and if not how many quotations were obtained? Please attach tender documents/quotations.
5. What is the total rand value of the contract?
6. What is the duration of the contract? Please attach a copy of the contract/agreement.
7. Under which item was this expense budgeted for and where is it reflected in the IDP?
8. Finally, Registration posters of Political Parties are being removed by the contractor, this is an illegal action and can lead to criminal charges and the DA will therefore be laying charges against the contractor at the IEC.

Yours faithfully

Cllr. M J Badenhorst

Provisional List of Roads: Harmony Scope of Works

TOWN	STREET NAME	Lane layout	LINK	TRAFFIC	CLASS	LENGTH (m) Single	Length m of Both lanes (if dual Carriageway)	WIDTH (m)	AREA (m²)	DEGREE OF BINDER	MAJOR D
Welkom	Constantia	Single	Mothusi (Start of dual carriageway) to Buren	Very Low	4	6100	12200	9	109800		Southern side carriageway: Between Mothusi and Power: 1160m Severe longitudinal cracks with secondary cracking, Isolated crocodile cracking, S and center island at the beginning isolated crocodile cracking, intersection; Power rd intersection; Power rd to Koppie Aleen: 1190 m Surfacing seal; Longitudinal cracking; Vegetation voids; Isolated crocodile cracks before circle of Koppie Aleen to Arrarat: 1600m Koppie Aleen circle: Drainage problem in circular cracks; Isolated crocodile cracking. Asphalt seal Service crossing very poor Arrarat to Tempest: 1075 m Longitudinal cracking; vegetation overgrown on surface failure Tempest to Buren: 1075 m Poor service crossing in Tempest circle; Longitudinal surface patching and isolated surface failures
Welkom	StateWay (South Carriageway)	Dual	Tempest to MacBeth (30 m prior)	High	4	4350		9.9	43065		Longitudinal cracking; course seal, many voids
Welkom	Jan Hofmeyer W to E	Dual	Tempest TO Arrarat	High	4	1220	2440	9	21960		Vegetation kerbs, Patching, Texture Course, v surface patching; isolated surface failures;
Welkom	Jan Hofmeyer W to E	Single	Arrarat to Koppie Aleen	Medium	4	1600		9	14400		Vegetation kerbs, Patching, Texture Course, v surface patching; isolated surface failures;
THABONG	Nkoane From Bronville/Riebeeckstad road to first 1080 m	Single	End of Nkoane to Buthelezi, Buthelezi to Phakathi, Phakathi to Mothusi, Mothusi to Pambili	High	4	1060		8	8480		Intersection: Special maintenance, Rest of road holes at service crossing.
THABONG	Nkoane	Single	From Mangamusutho Buthelezi to Dan Khoabane	High	4	735		8	5880		Vegetation, isolated failures, Surface cracking
THABONG	Mongamusutho Buthelezi	Single	Cemetery (north) to Ndaki: RESEAL	High	3	965		8	7720		Longitudinal cracking, Vegetation on kerbs, is
THABONG	Mongamusutho Buthelezi	Single	Nkoane to Constantia: RESEAL with SOME PATCHING	High	3	840		8	6720		Longitudinal cracking, surface failures
Odendaalsrus	Van Der Vyver (To East)	Dual	from The bridge to circle	High	4	2400	4800	9	43200	Brittle, Brownish D4	0.7m intersection seal, service crossing D2, fr asphalt, service crossing D2, isolated patching crossing, protruding crocodile cracks, isolated aggregate, many voids, pumping, patching D3 cracking, patching D3, edge drop off on the side of the intersection, undulations, sunken manhole, crocodile cracking, interchange to finer aggregate to coarse D2, interchange to a seal on the circular overgrown vegetation finer aggregate, few isolated sections, patching D2, interchange to pumping, towards the bridge, pumping towards
								Length (m)	Area (m²)		
								Single lane roads	9 550	86 265	
								Dual Carriageway roads	19 440	174 960	
								TOTAL	28 990	261 225	

SCOPE OF WORK FOR MATJHABENG MUNICIPALITY BY SIBANYE GOLD - ROAD RESEALING PROJECT 2017/2018

UNIT	TOWN	STREET NAME	PORTION TO BE RESEALED	LENGTH (m)	WIDTH (m)	AREA (m ²)	Asphalt 30mm thickness
CENTRAL	Virginia	Moeling Str	Meloding way to Pumulong	448	7	3136	
		Mabiteng	Meloding way to Bataung	345	7	2415	
		Mel 76	MEL 56 to Makoko Drive	493	7	3451	
		Mel 241	Whole street	674	7	4718	
		Mel 403	MEL164 to MEL56	421	7	2947	
			Sandriver to Apiesdoring and Valley Drive South	1135	7	7945	
			Voortrekker to house 729 and Highlands	1248	7,5	9360	
	Welkom	Toronto	Sabie to Ebeleem	946	10,5	9933	
		State way services lanes (West bound)	Koppie Alleen to Arrarat	1360	7	9520	
		Constantia between Arrarat and KoppieAllen (East bound)	House 108 to Koppie Alleen	717	10,5		7528,5
(Welkom, Thabong, Riebeeckstad)		Kowie	Bracken to Hamlet	476	7	3332	
	Thabong	Nkoane from Phakati to Sports Centre	Section of street	854	7	5978	
		ES Makoko	Matima to Phakati	462	6	2772	
		ES Ngake	A Mokoena to Fixane	522	6	3132	
	Riebeeckstad	A Mokoena	AS Ngake to Matima	361	6	2166	
		Nataniel	Dovorak Ave to Kennaugh and Craib to Blenheim	352	9		3168
		Mann	McLean to 9 Mann	123	7	861	
		Parking area at Shopping center in craib	Whole parking area	172	17		2924
	PROVISION FOR BASE AND SURFACE PATCHED						9000m ²
	TOTAL SQUARE METRE FOR RESEALING						85286,5

Business Plan for:

**Smart City with
Afro-Asia Industrial Complex:
Fully Integrated Development Program
in Matjhabeng Local Municipality**

Presented to:

Matjhabeng Local Municipality

Presented by:

Korean Solar Power Consortium SA Ltd

1 Purpose

The purpose of this project are: 1) to make the Matjhabeng Local Municipality (Matjhabeng) as the Centre for the knowledge based economy in SA and a whole Africa. In his recent State of the Nation address, His Excellency President Cyril Ramaphosa noted that South Africa's future prosperity as a nation depends on its ability to take full advantage of rapid technological change- "We urgently need to develop our capabilities in the areas of Science, Technology and Innovation." (Quoted)

Through such technology and knowledge based economy, Matjhabeng reduces the gap between the rich/urban and the poor/rural.

This Business Plan provides Matjhabeng with a summary of the Projects that are being proposed for socio-economic development in Matjhabeng.

2 Synopsis

There are three main projects initiated by KSPC - a private initiative by the Korean company:

- 1) Innovation Hub/Techno Park under the theme of Afro-Asia Industrial Complex;
- 2) Social Mix Township Development;
- 3) Theme Property Development

Main Theme of Development: Afro-Asia Industrial Complex

Asian investors are by far the largest investor groups in South Africa.

But they want to conduct business in the areas where they feel comfortable and also enjoy their food and culture. There is no "Industrial Complex" or "Economic Zone" designed to host Incoming Asian investors in South Africa and a whole Africa. This Project is designed to developing Matjhabeng as Industrial & Commercial Base and Research & Development Hub of Asian companies for entering African continent as well as European and North American Markets.

1) Innovation Hub/Techno-Park: Korea has one of the best models for Innovation Hub/Techno-Park and the initiative was created through partnership with the Korean/Asia High-tech and knowledge based companies in the areas of Information and Communication Technology, Clean Energy, Automotive, Aviation and Environment (such as waste management, wastewater treatment, Re-cycle etc).

2) Social Mix Township Development: South Africa is one of the most unequal countries in the world in terms of economic distribution. Social Mix Township Development is designed to develop the township where High income, Middle income (Gap Housing) and Low income (Breaking New Ground- formerly RDP)- living in the same location and children of theirs going to the same school. South Africa infrastructure and education are still similar to the ones under apartheid – rich live in rich area among themselves while poor still live in poor area without electricity and water, children of rich going to expensive private school while poor going to schools with no power and water and 1 teacher in poor area teach 6-7 courses.

KSPC develop **SOCIAL MIX TOWNSHIP** where all level of people regardless of color, income level live in the same area and making them generate their own revenues through which Matjhabeng eliminates vicious circle of poverty. This Social Mix and Integrated Township Development Project can only be done with development of industry and business in the area –Innovation Hub/Techno-Park under the theme of Afro-Asia Industrial Complex- as where there is money/revenue- new industries are established and manufacturing plants operate through which the residents can get jobs,

and make town where people regardless race and color and income level will come and live together. This SOCIAL MIX TOWSHIP DEVELOPMENT is best Housing development model in SA.

- Estimated job creation through Industrial Complex would be 10,000 and Young locals/residents in Matjhabeng be participating in the projects and get paid.
- Social Mix Housing be built to accommodate such workers composed of:
- 1 000 (BNG- Breaking New Ground (formerly RDP)- mainly for those who work for the employees of the companies, or currently qualified beneficiaries for BNG)- Target Zero BNG to at least all resident of Matjhabeng qualified for Gap Housing (Monthly Income of R 3 500 or more) ;
- 7 000-8 000 (Gap Housing) – the employees working for the companies will get paid to be qualified for Gap Housing, and
- 2 000 for Higher income bracket (mainly for those incoming investors and their families, as well as directors of the companies or anyone doing business around the Industrial area)

3) Theme Property Development includes but not limited to: Expansion of existing airport and aerospace industry development, Revamp Phakisa Freeway and automotive industry development, and construction of Disneyland for Children Amusement Park.

Matjhabeng has already basic infrastructure established for expansion of airport and it also has built Phakisa Freeway for car race. KSPC brings a new paradigm of theme property development by fully utilizing the existing facilities to re-activate the relevant industries such as automotive and aviation. In order to maximize the value of all related property development, KSPC plans to build Disneyland in Matjhabeng as there is no Children amusement park in a whole Africa and the image of African children is always negative by Western press like the children in Africa suffering from hunger and disease. The construction of Disneyland in Matjhabeng will make Matjhabeng as one of the most popular and attractive township in a whole Africa and it will attract many visitors/tourists not only from Africa but from all over the world.

4. Economic Impact- The expected economic impact is planned as follows:

- Local content for supply and services of almost 100% from Joint Ventured companies between Korean/Asian and Local SMEs.

The projects will become the most promising and best performing Innovation Hub/Techno-Park and Housing and Theme Property Development model in SA and a whole Africa.

3 Project Components

The Project will plan, build and run the following components:

3.1 Capacity Building Centre for Youth –

Total Population (Matjhabeng): 428,843 (2016 Community Survey)

2018 Estimate: 439,197 (0.012%/annum- very low growth rate because there is no active industry after mining went down)

Age	Percentage
0-14	28.3%
15-34	36.6%
35-64	30.3%
+ 65	4.8%

This figure- 65% of Total population is under 34 years old- is HOPE and FUTURE for Matjhabeng as it has very high youth portion in SA. 65% of Total Youth Population is the potential to make Matjhabeng YOUNG and GROW when they are well trained/educated with Innovation and Technology as well as Good work ethics and Diligence and this can be done through Comprehensive and Continuous Training/Education Program implemented through KSPC-led Capacity Building Centre for Youth.

Matjhabeng has good performing officials with good background/Human Resources in which Investors like to Invest.

Through the Centre, KSPC mainly train youth into skilled manpower- High-tech and create **African Bill Gates, Steve Jobs, and Elon Musk**

- **ICT** (Information and Communication Technology-Korea No. 1 in the world like Samsung),
- **Game programmers-** Young billionaires in Asia are those game programmers- incubator for creating **Young African Billionaires**
- **Manufacturing & Research &Development** Invest in Equipment, machines, and tools for Manufacturing plants and R&D Centre
- **Venture Capital Investment Company** to incubate local SMEs, especially run by Youth, Women and Historically Disadvantaged Individuals (HDIs) and Joint-Ventured companies between Asian/Foreign Technology Companies and local SMEs in Matjhabeng

4 Project Stakeholders

- 4.1 Major Partners** The major private investors are KSPC and its associated investor groups.
- 4.2 Strategic Partners** The Strategic Partners are SA based companies either in partnership or joint ventured with KSPC and/or KSPC associated incoming companies in Technology and Business Development.
- 4.3 Tertiary Institute Partners** Partnering University in Korea
 - Suwon Science College and Korea Technology oriented Institutions – for establishment of Matjhabeng Innovation Hub/Techno Park

5 Direct Outcomes - Scenario 2022:

Item	Outcome
Job Creation:	> 30 000 permanent Jobs
Establishment of SMEs in Matjhabeng	100 companies (estimated)
Education, R&D	Capacity Building Centre for Youth
Visitors/Tourists per year	> 1 000 000
The Matjhabeng Innovation Hub/Techno-Park under the theme of Afro-Asia Industrial Complex offers in cooperation with Korean and local investors, suppliers, tenants and partnering companies - a multi-complex of systems and services with the potential of generating additional revenue streams in order to provide finance for refinancing the projects and for generating resourceful and sustainable revenue source for Matjhabeng and private companies and their partners. This opportunity is developed out of the capacity building of local residents in Matjhabeng developing for infrastructure and integrated management and administration system of Innovation Hub/Techno-Park under the theme of Afro-Asia Industrial Complex. It provides competitiveness and improves the living standards of residents and incoming investors and their employees and making Matjhabeng as one of the best residential, industrial and commercial townships in a whole Africa.	

6 Required Support from Matjhabeng

In order to achieve these outcomes, Matjhabeng will need to provide support that includes but not limited to:

- 1) Providing all available land and infrastructure for the successful implementation of the projects;
- 2) Providing Resourceful Projects to KSPC as part of contribution of KSPC's private investment in the projects;
- 3) Ensuring access to key personnel and technical staff involved in the implementation and operations and information.

7 Financing Model

1st Phase of Project: for Social Mix Township Development and Innovation Hub/Techno-Park under the theme of Afro-Asia Industrial Complex

R 5 Billion – Combination of KSPC-led Private Investment & Resourceful Projects provided by Matjhabeng to KSPC

Job creation: 10 000 sustainable jobs by 2020

2nd Phase of Project:

R 10 Billion for Specific Theme Property Development: Expansion of existing airport, Revamp of Phakisa Freeway, Disneyland and related Manufacturing Industry Development

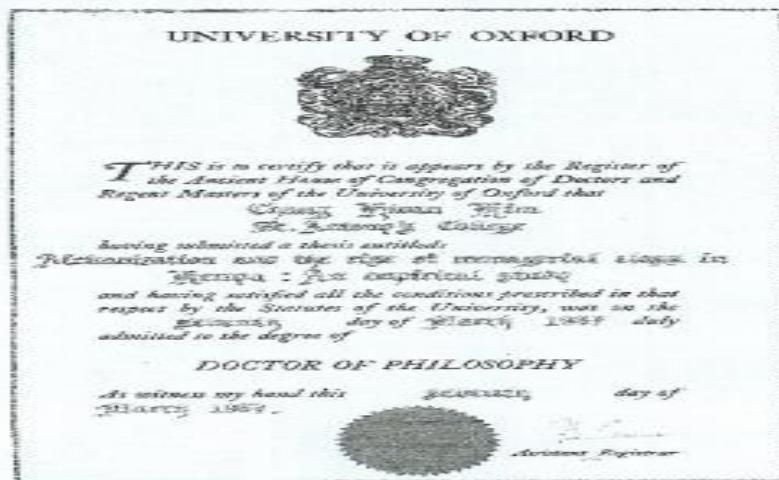
- **Job Creation 20 000 sustainable jobs by 2022**

KSPC works closely with Matjhabeng for the provision of infrastructure and construction for Social Mix Township Development and Innovation Hub/Techno-Park under the theme of Afro-Asia Industrial Complex. These services include, but are not limited to: the provision of access road, potable water, storm-water drainage, electrical grid connections and, fiber-optic access- speed and quality of internet/Wifi/network is key factor to induce/invite foreign/Asian investors. A thorough assessment will need to be conducted by relevant parties, who will be in a position to advice on what specific services are needed.

In doing so, A comprehensive "Service Level Agreement" (SLA) between Matjhabeng and KSPC should be signed as KSPC's investment is required as the investment raised by KSPC carries risky factors to KSPC itself and its partnering investors. KSPC-led investor group invests its own capital plus debt financing of banks and financiers by putting its own asset of mother companies in Korea as collateral to financing institutions. In case the full investment made by KSPC is not recovered, KSPC and its employees are in danger of losing the mother companies in Korea.

8 Credentials

- Ph.D. in Oxford Univ. Specialized in "Africanization of Commerce and Industry" since early 1980s = BBBEE
- Author of a Book "Doing Business in South Africa" in collaboration with SA Embassy in Korea
- Worked as Foreign Investment Inducement Advisor for the third largest metropolitan city in Korea, Daegu (2nd phase: 2004-2006)- one of the most successfully implemented Techno-Park in Korea and Incubated Venture companies through Venture Club and Universities
(Matjhabeng- Korea Venture Club)



Letter of Appointment

Name: Kim, Chang-Hwan

This Letter confirms that you are appointed as a
Foreign Investment Inducement Advisor by Daegu
Metropolitan City, Korea.

Duration: June 1, 2004 ~ May 31, 2006 (2 Years)

Date of Issuance: June 1, 2004

Executive Mayor
Cho, Hae-Nyung

Doing Business in South Africa

남아프리카공화국에서 사업하기

■ Business Incubation thru Daegu Techno-Park (2004-2006)

● Main Achievement of Business Incubation (Selection and Focus)

Year	1998	1999	2000	2001	2002	2003	2004	2005
Number of incubation companies	25	44	60	50	51	68	70	74
Number of campus Venture	(12)	(20)	(25)	(28)	(22)	(25)	(22)	(12)
Sales (million Won)	1,385	5,223	7,011	32,675	27,140	98,100	107,180	130,000

● Founder and Industrial Field (Incubation Status in 2005)

Industrial Field Type of CEO	Mechtronics	Information Technology	Bio Technology	Others	Total
Professor	0	3	5	5	13
Student	1	2	0	2	5
Others	7	31	10	8	56
Total	8	36	15	15	74

Performance of Business Incubation during 2nd phase of Daegu Techno-Park in Industrial Complex



Daegu- Hosting 7th World Water Forum 2015

9 Time Table

Given the significant economic potential of this development, SLA signed by mid-October and the Matjhabeng delegates led by Honorable Executive Mayor visit Korea around mid-November (to prepare the visit we need at least one month and thus if we plan to visit Korea mid-November, SLA must be signed by mid-October) and attend in the Investor Forum jointly organized by Matjhabeng and KSPC.

Actual Construction starts from February 2019

10 Achievement – AIM HIGH and ACHIEVE DREAMS REALITY

- **Matjhabeng Vision**

To be a benchmark developmental Municipality in service delivery excellence;
To make most viable Smart City with best Investment Environment & Return Provider in a whole Africa

- **Mission**

To promote a self-reliant community through the promotion of a culture of Young entrepreneurship-Innovation Hub/Techno Park;
To promote a dynamic community participation and value adding partnership- thru Afro-Asia Industrial Complex in partnership with Asian Investors

SERVICE LEVEL AGREEMENT

Between

MATJHABENG LOCAL MUNICIPALITY

And

KOREAN SOLAR POWER CONSORTIUM SOUTH AFRICA LTD

With respect to

**SMART CITY UNDER
THE THEME OF AFRO-ASIA INDUSTRIAL COMPLEX**

THIS SERVICE LEVEL AGREEMENT ("SLA") is made on the _____ day of _____ 2018

Between

The **Matjhabeng Local Municipality** (hereinafter referred to as "**MATJHABENG**") is an administrative area in the Lejweleputswa District of the Free State in South Africa, that includes the city of Welkom. The name is a Sesotho word meaning "where nations meet". It is derived from the migrant labour system where people from various countries like Lesotho, Mozambique, etc. meet to work in the mines of the Goldfields. Its office is; P.O. Box 708, Welkom, Free State Province, South Africa

And

Korean Solar Power Consortium South Africa Ltd. (hereinafter referred to as "**KSPC**") is a South Africa based Public company with its registration No. of 2011/005118/06. Its address is: Office 3, Ground Floor, West Riding Row Office Building, 50 West Riding Row Street, Sherwood, Durban 4091, KwaZulu Natal Province, South Africa

(Each a "**Party**" and together the "**Parties**").

PREAMBLE

WHEREAS MATJHABENG's Vision is to be a benchmark developmental Municipality in service delivery excellence and to make it most viable Smart City with best Investment Environment & Return Provider in a whole Africa. Its Missions are: To promote a self-reliant community through the promotion of a culture of Young entrepreneurship- Innovation Hub/Techno Park; and To promote a dynamic community participation and value adding partnership- through Afro-Asia Industrial Complex in partnership with Asian Investors. The main objective of these projects is to develop its capabilities in the areas of science, technology and innovation and to promote the knowledge-based economy, drive socio-economic development and increase competitiveness through which it can create jobs especially for Youth, Women and Historically Disadvantaged Individuals. It also aims to Incubate the potential venture companies owned/managed by Young industrialists/entrepreneurs; and

WHEREAS KSPC is a vertically fully integrated green energy, property and information technology development company located in Durban, South Africa. KSPC's core businesses include but not limited to: design, construction, operation and maintenance of power plant, and develop infrastructure and Information and Communication Technology. KSPC intends to establish a long-term partnership with MATJHABENG to promote and develop through the model of Public Private Partnership and Technology Training/Education Programs that include construction of Social Mix Township, Innovation/Techno-Park under the theme of Afro-Asia Industrial Complex, Theme property development as well as development of high-tech, automotive, green energy, environment, and agro-business as well as the manufacturing plant in the region.

NOW, THEREFORE, IT is the intention of the parties as follows:

1. SCOPE of AGREEMENT

This **Agreement** is made between MATJHABENG and KSPC. The Concept and Business Plan of the projects is attached with this Letter of Agreement, which is deemed to form part of this Agreement.

2. PURPOSE

2.1 Purpose

The Services are to be provided for the purpose of meeting the Objectives as outlined in the preamble hereto. The objectives are to be met with the South African Government policy for creating jobs and incubating Young African Industrialists/entrepreneurs in the areas of science, technology and innovation in line with the BBBEE Policy and legislation of the Municipality. The rights and obligations of the parties under or in relation to this Agreement is to be interpreted to give effect to these Objectives.

2.2 Services

2.2.1 Core Services

KSPC is appointed on an exclusive basis as the company to carry out a Turn-key project of construction for the said projects which includes but not limited to: the design, planning and construction of Social Mix Township Development, Innovation Hub/Techno Park, and Theme Property Development, inviting companies as tenants, setting up and supplying of equipment to the manufacturing companies, manpower training, incubating and financing venture companies under and in accordance with this Agreement.

2.2.2 Other Services

KSPC is:

- (a) To train local residents especially African youth into skilled manpower in the relevant industrial sectors;
- (b) To construct the manufacturing plants for “On-the-Job” Training;
- (c) Introduce Continuous and Comprehensive Training/Education programs in the industrial sectors above mentioned through, inter alia, Capacity Building Centre for Youth;
- (d) Incubate self-employed venture/start-up companies and assist the financing and marketing of these companies to grow.

2.2.3 Service Delivery

KSPC must deliver the Services in accordance with the terms of this Agreement with due care, skill and diligence and by the use of techniques, methodologies, processes and materials that accord with Good Industry Practice, to the extent that Good Industry Practice requires more stringent or additional standards than those imposed on KSPC under this Agreement.

3. PARTICIPANTS

3.1 MATJHABENG LOCAL MUNICIPALITY

MATJHABENG LOCAL MUNICIPALITY is a party to this Agreement and is a local municipality for whose benefit the objectives are to be met.

3.2 KOREAN SOLAR POWER CONSORTIUM

KOREAN SOLAR POWER CONSORTIUM is a party to this Agreement, registered in South Africa for the purpose of undertaking the objectives of this Agreement.

3.3 MATJHABENG's Representative

MATJHABENG's Representative is the person/s appointed by MATJHABENG to act as its representative, as between MATJHABENG and KSPC, on the terms and conditions set out in this Agreement. MATJHABENG will ensure that it always has a person representing it as MATJHABENG's Representative as long as any obligations under this Agreement remain to be performed by MATJHABENG.

3.4 KSPC's Representative

KSPC's Representative is the person/s appointed by KSPC to act as its representative, as between KSPC and MATJHABENG, on the terms and conditions set out in this Agreement. KSPC will ensure that it always has a person representing it as KSPC's Representative as long as any obligations under this Agreement remain to be performed by the KSPC.

4. MATJHABENG and KSPC RELATIONSHIP

4.1 No Agency

The relationship of KSPC to MATJHABENG is that of an independent KSPC to MATJHABENG. Nothing in any Project Document will constitute KSPC as agent, trustee, employee or officer of MATJHABENG.

4.2 No Authority

KSPC acknowledges that it does not have the authority to enter into contracts or incur debts on behalf of MATJHABENG. Neither party will make any contrary representation to any other person.

4.3 Governance

Upon signing the Agreement, the parties are to establish a Project Implementation Team (PIT). The PIT is to be a high level forum that will (among other things) review, discuss and manage the overall relationship between the parties.

5. OBLIGATIONS

5.1 MATJHABENG's OBLIGATIONS

5.1.1 MATJHABENG provides the land and related infrastructure where the projects are implemented;

5.1.2. MATJHABENG provides the resourceful projects to KSPC as part of contribution of KSPC-led private investment initiative;

5.1.3 MATJHABENG shall perform any and all of the aforementioned obligation related thereto in full compliance with the applicable Laws and regulations.

5.2 KSPC's OBLIGATION

5.2.1 KSPC provides all required financing for the completion of the Projects as well as knowledge, technology and experience for the projects implementation;

5.2.2 KSPC carries out the actual construction, management and operation of the projects in collaboration with MATJHABENG by training/hiring local residents;

5.2.3. KSPC shall perform any and all of the aforementioned Services and any other obligation related thereto in full compliance with the applicable Laws and regulations.

5.3 MUTUAL OBLIGATIONS

Each party agrees to:

5.3.1 Promote the activities of the projects through which MATJHABENG and its communities generate its own revenues;

5.3.2 Take reasonable care not to do anything, or omit to do anything, that would cause the other party to be in breach of applicable Laws;

5.3.3 Consult with the other party as soon as practicable as to any event that may materially affect the performance of its obligations under this Agreement.

6. ENTIRE AGREEMENT

6.1 This Agreement constitutes the whole Agreement between parties and no warranties or representations, whether express or implied, not stated herein shall be binding on the parties.

6.2 No Agreement at variance with the terms and conditions of this Agreement shall be binding on the parties unless reduced to a written Agreement signed by the grantor and the grantee.

6.3 No relaxation or indulgence, which that grantor may show to the grantee shall in any way prejudice its rights hereunder.

7. NOTICES

7.1 Procedure for Giving Notice. All notices or other communications (together "notices") to be given or made hereunder shall be in writing, shall be addressed for the attention of the person indicated below and shall either be delivered personally by email or sent by prepaid post (with receipt acknowledgment required).

7.2 Addresses for Notices.

a. **For MATJHABENG:**

Attention:

Address:

Tel No.:

E-mail:

b. For KSPC:

Attention: Mr. Chang-Hwan(Charles) Kim
 Address: Office 3, Ground Floor, West Riding Row Office
 Building, 50 West Riding Row Street,
 Sherwood, Durban 4091
 Tel No.: 064 087 1532
 E-mail: chkim316@gmail.com

A party may modify its address information by notice provided as prescribed in this Paragraph. The information shown above shall be deemed correct unless and until modified as provided herein.

8. DURATION OF AGREEMENT

The parties hereto agree that this Agreement shall come into force once both parties sign it. It will be effective until the entire Projects are completed.

9. GOVERNING LAW

The validity, construction, scope and performance of this Agreement shall be governed by and construed in accordance with the Laws of the Republic of South Africa.

IN WITNESS WHEREOF the parties have hereunto set their hands the day and year written.

Signed at _____ on _____ day of _____ 2018

By:

Matjhabeng Local Municipality
 was hereunto affixed in

Witness

Authorised Person:

Name:

By:

Korean Solar Power Consortium SA Ltd
 was hereunto affixed in

Witness

Authorised Person: CEO

Name: **Chang-Hwan KIM**

MATJHABENG MUNICIPALITY



MINUTES

of the

**MATJHABENG MUNICIPAL PLANNING
TRIBUNAL MEETING**

held on

THURSDAY, 28 JUNE 2018

THURSDAY, 19 JULY 2018

WEDNESDAY, 25 JULY 2018

at

09:00

In

4TH FLOOR, ROOM 402, ONE REINET BUILDING

MINUTES OF THE MATJHABENG MUNICIPAL PLANNING TRIBUNAL
MEETING HELD ON TUESDAY, 13 MARCH 2018 AT 09:00 IN ROOM 402, 4TH
FLOOR, REINET BUILDING, WELKOM

PRESENT

Mr.T Mongake : Chairperson
Ms. M.R. Nkhasi : Deputy Chairperson
Dr. KP van der Walt : Member
Mr.KS Mocwagae : Member

OFFICIALS

Mr. T Makofane : Executive Director (he excused himself for another meeting at (10:07)
Mr. BJ Moleleko : Acting Manager Spatial Planning

APOLOGIES

Mr. B Golele : Acting Executive Director: LED, Spatial Planning and Human Settlements
Me B. Mawanganyi : Executive Director Infrastructure
Mr. F Nieuwoudt : Manager Development Planning

(a) OPENING

The Chairperson welcomed everybody and declared the meeting at 9:48. Then he introduced the members to Mr Makofane.

(b) APPLICATION FOR LEAVE OF ABSENCE

See above list

(c) OFFICIAL ANNOUNCEMENTS

None

(d) MOTIONS OF SYMPATHY AND

CONGRATULATIONS None

(e) DISCLOSURE OF INTEREST

Me. Nkhasi and Dr. van der Walt indicated that they had items on the Agenda.

(f) APPROVAL OF MINUTES OF THE MEETING HELD ON 12 MAY

2017 The minutes were approved

(g) MATTERS ARISING FROM THE MINUTES

Payment of Members: Members still not paid. Mr. Golele had taken the submission to the Municipal Manager. Follow up will be made again.

(h) MATTERS FOR DISCUSSION

MPT15/2018 –MPT34/2018

(i) ANY OTHER MATTERS

Discussions were made on:

Objections procedure:

- The objector and the applicant must be invited to a site inspection meeting.
- After the Site inspection everybody will come to the boardroom and then after discussion is made on the issue the decisions will be taken
- Invitations must be done by sending out a written invitation in advance.

Problems and difficulties:

- Complains were raise about Directors not coming to meeting.
- That Council doesn't realize the importance of decisions that are taken in the MPT.
- Internal comments that are not receive from the Department Infrastructure.
- Discussion is not taken seriously.
- Frequency of meeting – meetings must be held on a monthly basis
- Pre-Planning Meetings: the Departments must be present at the meetings.
- Burden on Officials as there is a shortage of personnel. Positions are not filled. The Chairperson suggested that people must be seconded from Province to assist. Dr. Van Der Walt and Me Nkhasi indicated that they are also available to assist.
- Dr. Van Der Walt also raised that there are a lot of problems on the Items recommendations and it will influence the decisions taken on the items. Therefor the Items were referred back.
- A follow up meeting must be hold in the next 2 weeks and problems must be corrected

9. CLOSURE

The Deputy Chairperson thanked everybody present and adjourned the meeting at 11:15. The proposed continuation meeting was scheduled for Thursday, 19 July 2018. The Objectors and the Applicant will be invited for a site inspection before the meeting.

19 JULY 2018

MINUTES OF THE MATJHABENG MUNICIPAL PLANNING TRIBUNAL MEETING HELD ON TUESDAY, 19 JULY 2018 AT 09:00 IN ROOM 402, 4TH FLOOR, REINET BUILDING, WELKOM

PRESENT

Mr.T Mongake	:	Chairperson
Ms. M.R. Nkhasi	:	Deputy Chairperson
Dr. KP van der Walt	:	Member
Mr.KS Mocwagae	:	Member

OFFICIALS

Mr. BJ Moleleko	:	Acting Manager Spatial Planning
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DEVELOPER

QG Nhamuave	:	Owner
ID Nhamuave	:	Owner
J Choene	:	Architect

ABSENT and APOLOGIES

Mr. B Golele	:	Acting Executive Director: LED, Spatial Planning and Human Settlements
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Me B. Mawanganyi	:	Executive Director Infrastructure
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Mr. F Nieuwoudt	:	Manager Development Planning - Apology
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The Objectors did not come to the meeting or the site meeting.

(a) OPENING

The Chairperson welcomed everybody and declared the meeting open at 9:48. The Architect of site 10652, Ext 3, Bedelia, introduces himself and the owners of the site to the Committee. The Objectors didn't respond to the invitation of the meeting.

(b) APPLICATION FOR LEAVE OF ABSENCE

See above list

(c) MATTERS FOR DISCUSSION

MPT15/2018 –MPT34/2018

(d) ANY OTHER MATTERS

Discussions were made on:

Site Inspection:

The Committee started with a site meeting at 9:00 at erf 10652, Ext 3, Bedelia.. The Chairperson indicated the importance that the Secretary takes minutes at the site.

Advertisms:

- Municipality does not advertise the resolutions of the MPT in the Provincial Gazette due to a lack of money.
- Gazetting is the final step to legalize the development.
- Suggestions were made that the By-Law be amended. Then the client will be responsible for the adverts.
- Municipality must do all the adverts up to now, after the last meeting it will be the responsibility of the developer.
- People do illegal development, because it is costly and the MPT takes a long time to take descisions
- A meeting or workshop on the Logistics must be hold and the MEC must be invited.

Other

- Dr vd Walt suggested that the meeting must be postpone as the members received the Agenda late.
- Decision was taken to approve the Items and have a meeting to correct mistakes on the Resolutions.

CLOSURE

The Deputy Chairperson thanked everybody present and adjourned the meeting at 12:10
The proposed meeting was scheduled for Monday, 23 July 2018.

25 JULY 2018

MINUTES OF THE MATJHABENG MUNICIPAL PLANNING TRIBUNAL
MEETING HELD ON TUESDAY, 25 JULY 2018 AT 08:00 IN ROOM 402, 4TH
FLOOR, REINET BUILDING, WELKOM

PRESENT

Mr.T Mongake Ms.	:	Chairperson
M.R. Nkhasi Dr. KP	:	Deputy Chairperson
van der Walt Mr.KS	:	Member
Mocwagae	:	Member

OFFICIALS

Mr. BJ Molelekao : Acting Manager Spatial Planning
 Mr. F Nieuwoudt : Manager Development Planning - Apology

OTHER

Mr. G Campondonico : Setjaba Developments
 Mr. H Wolmarans : Partner LS& B
 Mr. SJ Griesel : Town and Regional Planner – LS&B
 Mr. PJ Wessels : Town and Regional Planner – LS&B

ABSENT

Mr. B Golele : Acting Executive Director: LED, Spatial Planning and Human Settlements
 Me B. Mawanganyi : Executive Director Infrastructure

(a) OPENING

The Chairperson welcomed everybody and declared the meeting at 8:27. He welcomed everybody and then emphasize the importance of the administration function of the MPT - Administrations must be executed in a proper manner – emails must not be instructions and the Chairperson must be called before any arrangements are made for meetings. After a lengthy discussion on Item MPT17/2018 the Consultants were called in at 9:21. After the Chairperson welcomed everybody, they introduced themselves.

(b)MATTERS FOR DISCUSSION

MPT15/2018 –MPT34/2018

CLOSURE

The Deputy Chairperson thanked everybody present and adjourned the meeting at 12:18
 The proposed meeting was scheduled for Monday, 29 July 2018.

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MPT 15/ 2018

**APPLICATION FOR SPECIAL CONSENT TO RUN AN EDUCATIONAL
FACILITY AND HOTEL ON ERF 9021, EXTENSION 2 WELKOM. (18/4/1/19)**
LED & SP

PURPOSE OF THE REPORT

LS& B applies for the special consent of the Municipal Council to use Erf 9021, Extension 2, Welkom for an Educational facility and Hotel.

This report is submitted to the Matjhabeng Municipal Tribunal to resolve on the matter.

DISCUSSION

Mr Moleleko presented the Item.

IT IS RESOLVED (19 JULY 2018)

1. That the application for relaxation of **BUILDING LINES** from 6 metres to 3 metres be in terms of Section 18 (d) 3 of the Welkom Town Planning Scheme No. 1 of 1981 is approved.
2. That the application in terms of Section 16 (3) (n) of the Matjhabeng Municipal Land Use Planning By-Laws, 2015 and Section 6.22 of the Welkom Town Planning Scheme No 1 of 1980 for the Special Consent, to use Erf 9021, Welkom for the purpose to **“Training College”**, **“Boutique Hotel”** and **“Student Accommodation”** is **APPROVED SUBJECT TO** the following conditions;
 - a) In terms of the student accommodation a Maximum of thirty (30) bedrooms **WILL BE ALLOWED** and with two (2) students per room maximally, the residential density will be 60 students.
 - b) The display of any notice board, advertisement or sign **IS PROHIBITED** excepting a professional nameplate not exceeding 500mm x 300mm.
 - c) As per the Site Development Plan, one hundred and seventy four (174) parking spaces **MUST BE PROVIDED** on the premises.
 - d) If any substantial **OBJECTION IS RECEIVED** against the manner in which the consent is conducted, the City Council reserves the right to cease the consent without any claim for compensation.
 - e) If meals are going to be served to guests staying in the Hostel and the Boutique Hotel, an application for a business license to serve the meals **MUST BE**

SUBMITTED to the Manager of Spatial Planning, Room 425, One Reinet Building, Central Business Area, Welkom.

- f) Accommodation at the Boutique Hotel may **ONLY BE MADE** available at compensation in the short term.
 - g) The coverage of the student accommodation, Boutique Hotel, including Training College and outbuildings **SHALL NOT EXCEED** 35% of the erf.
 - h) The maximum height of all buildings **SHALL NOT EXCEED** two (2) storeys.
3. Services **SHALL BE PROVIDED** to the units to the satisfaction and standards of the Matjhabeng Municipality by and at the cost of the applicant.
 4. That all stipulations and development controls of the Welkom Town Planning Scheme No.1 of 1980 **BE ADHERED** to.

MPT16 /2018

APPLICATION FOR THE SUBDIVISION OF ERF 4199, EXTENSION 5, VIRGINIA.

PURPOSE

The firm Laubscher Slabbert and Brink applies on behalf of the owner for the subdivision of erf 4199, Extension 5, Virginia in order to sell a portion. This is to use existing buildings as residences – on each of the subdivisions.

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr. Moleleko presented the item

IT IS RESOLVED (19 JULY 2018)

1. That in terms of Section 16 (3) (d) of the Matjhabeng Municipal Land Use Planning By Law, 2015, the application for Subdivision of Erf 4199 into two portions, Extension 5, Virginia, is approved **SUBJECT TO** the following conditions:
2. The subdivision of Erf 4199, Extension 5, Virginia into two (2) portions measuring $\pm 493\text{m}^2$ and $\pm 493\text{m}^2$ in extent **SUBJECT TO** the following conditions:

- i) The subdivision of the above-mentioned erven **MUST BE** registered in the Deeds Office within five (5) years after the approval of this application.
 - ii) Services **MUST BE** provided to the proposed subdivided erven by the owner at his own cost and to the satisfaction of the Matjhabeng's Infrastructure Directorate.
3. Building plans **BE SUBMITTED** to the municipality with any existing and new buildings on the proposed new erven to the satisfaction of the Spatial Planning and Building Control Divisions.
 4. That all stipulations and development controls of the Virginia Town Planning Scheme No. 1 of 1992 **BE ADHERED** to.

MPT17/ 2018

**APPLICATION FOR THE REMOVAL OF RESTRICTIVE TITLE CONDITIONS,
CONSOLIDATION PERTAINING TO REMAINDER AND PORTION 1 OF ERF
10707 EXTENSION 31, CBD, WELKOM AND THE REZONING OF THE
CONSOLIDATED ERF.**

PURPOSE OF THIS REPORT

Laubscher Slabbert & Brink applies on behalf of the owner of Remainder and Portion 1 of erf 10707, Ext. 31, CBD, Welkom, for the Removal of Restrictive Title Conditions, Consolidation and Rezoning of the consolidated Erf from "**Municipal Purposes**" to "**Business: Type E**"

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr. Moleleko presented the item.

The Members first made a discussion on the way forward with the application and raised their concerns:

- **Motivation** - The motivation does not give any reason to let the board approve the application, just because it is not correctly rezoned.
- **Public Participation** – according to the motivation the Public Participation is only going to be done after the approval of the Zoning, but prove of advertisements and letters is attached, although Goldfields Mall isn't informed.
- **Traffic impact** – it is important to look at the impact of traffic on the circles build near the school and mall in Jan Hofmeyer Road, especially at peak times for the school.

- **Parking** – The applicant can't expect customers to use parking at the mall and then walk over the road to the new mall, enough parking space must be created on the premises. No relaxation will be allowed on the parking space
- **The Loading zone at the back** – if the entrance is in Jan Hofmeyer road it is going to have a huge impact on the traffic.
- **No list of shops** – there is not a list of the shops that is going to open in the centrum. Dischem is not guaranteed.
- **Services** – Proper report in consultation with Municipal Departments must be obtained on the services, especially on the electricity

The Consultants were called at 9:21

- **Motivation and Public Participation** – Mr Griesel explained that he only did the public participation after the motivation was written and they write the motivation before consultation starts and the application is according to Law first approved by the Municipality and then the Public Participations starts. He will amend the motivation.
- **Parking** – in Phase 2 the developer will create more parking spaces. The site development plan will confirm the ratios (6/100).
- The developer lost the contract with Dischem, because of the delay in the decision taking of the MPT.
- It is not a mall it is going to be a Convenience store and Spar already bought in to the development.
- They will buy a portion of Plettenberg Street after the Rezoning.
- Busy with a Traffic impact study.
- The Site Development plan is only concept plan and not the final plan
- Services are according to the Manager, Mr William Sephton enough and the Consultant will get a detailed services report.
- The Developer already have investment plan for the school and the church

TELECONFERENCE WERE HOLD ON 30 JULY 2018 AT 13:00

- Dr. Vd Walt indicated that he talked to the Consultant, Mr Griesel, the weekend about the Traffic impact study and the Consultant reassured him that it will be done.
- The Chairperson emphasized that without the reports on the services and the traffic impact study the application can't be registered or be approved.
- Mr Moleleko refresh the board on previous decisions taken by the board on the subject:
 - That the board had agreed that there must be a traffic impact study be done.
 - That a full service report must be handed in.
 - That the Site Development plan must be rectified accordingly to the reports.
 - That the Motivation must be amended – of which LS&B did.
- Mr. Kgosi and Dr. van der Walt support the approval but feel that time frames must be given to give the reports and amended application for consideration.
- Mr. Moleleko suggested a partial approval subject to the outstanding reports.

- All the members agreed on it.

IT IS RESOLVED (25 JULY 2018)

1. The item is referred back with the following conditions:
 - a) The Consultant must amend the application and give an amended application in.
 - b) Motivation must talk of a convenience center.
 - c) The Goldfields Mall must be informed
 - d) The Site Development plan must contain the changes and have more information on it
 - e) A traffic impact study must be done
 - f) The service report must be evaluate
 - g) Must be pro-active and talk to the public.
2. The MPT will have a teleconference on Saturday, 28 July 2018 to discuss all the new information.
3. The Consultant and the personnel of Municipality must have a meeting on Friday, 27 July 2018 and on Monday, 30 July 2018 the Steering Committee must take a decision on the application

Dr. Van Der Walt excused himself as he has interest in Item MPT18/2018 and 19/2018

MPT18 / 2018

APPLICATION FOR THE CONSOLIDATION ERVEN 929 AND 930 EXTENSION 2, NAUDEVILLE WELKOM AND THE REZONING OF THE CONSOLIDATED ERF.

PURPOSE OF THIS REPORT

Dr. KP van der Walt applies on behalf of the owner of Erven 929 and 930, Ext. 2, Naudeville Welkom, Restoring Hope International Trust for the Consolidation and Rezoning of the consolidated Erf from “General Residential” to “Institutional”

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSIONS

Mr. Moleleko presented the item. The concern were raised that there maybe not enough electricity in the area. It was clarified afterwards that Mr. Sephton did give a report on services

IT IS RESOLVED (19 JULY2018)

That the application to consolidate and rezone Erven 929 and 930, Extension 2, Naudeville, Welkom from “**General Residential**” to “**Institution**” as stipulated in the Welkom Town Planning Scheme NO.1 of 1980 in order to use the stand for the construction of a housing complex, is approved **SUBJECT TO** the following conditions:

1. The consolidation of erven 929 and 930, Extension 2, Naudeville, Welkom measuring m² and 6001m² and 6043m² respectively, in terms of Section 16 (3) (d) into one erf of 12044m² in extent.
 - i) The consolidation **MUST BE** registered in the Deeds Office within five (5) years after the approval of this application.
2. The total coverage of all buildings **SHALL NOT** exceed 50%.
3. The maximum height **SHALL NOT** exceed two (2) storeys.
4. A site development plan **SHALL BE** submitted for approval by the Council prior to the submission and approval of any building plans. Except with the Council’s prior written consent no deviation from the approval site development plan shall be allowed. No building shall be erected on the erf before the site development plan has been approved by the Council.
 - (a) The site development plan **SHALL BE** submitted before any Building Plan is approved and will indicate at least the following:-
 - i) The location and height of all buildings and structures.
 - ii) Open areas, children playing areas and landscaping.
 - iii) Access to and egress from the erf .
 - iv) Access to buildings and parking areas by vehicles.
 - v) Parking areas and where required vehicle and pedestrian traffic patterns.
 - vi) Elevation treatment of all buildings and structures.
 - vii) If the erf is not to be entirely developed, the grouping of the dwelling units and the programming of development must be shown.
- b) Services shall be provided to the units to the satisfaction and standards of the Matjhabeng Municipality by and at the cost of the applicant.

- c) That, if Telkom equipment is damaged or must be moved during the development, the Matjhabeng Local Municipality does not accept responsibility for any costs involved and such costs shall be for the account of the applicant;
- d) All stipulations and development controls of the Welkom Town Planning Scheme No. 1 of 1980 and the Municipal Land Use Planinng By-Laws, 2015 **BE ADHERED** to.

MPT19/ 2018

APPLICATION FOR THE REZONING AND REMOVAL OF RESTRICTIVE CONDITIONS OF ERF 1051, VIRGINIA.

PURPOSE OF THIS REPORT

DR KP van der Walt applies on behalf of the owner of Erf 1051 Virginia, BME Ntuka for the rezoning and removal of restrictive title conditions of this erf from “**General Residential**” to “**Special Business**”.

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr. Moleleko presented the item.

IT IS RESOLVED (19 JULY 2018)

1. That in terms of Section 16 (2)(a)(iii) of the Matjhabeng Municipal Land Use Planning By-Law the application for removal of restrictive title conditions A (a), (d), (e), (f), (g), (h), (i), (j), (k), (l) (i), (ii), (iii), (v), (n), (o), (p), (q), (r), B (a), (b), C (a), (b), (c), (d), (e), (f), (g) and (h) **IS GRANTED**,
2. That in terms of Section 16 (2) (a) (ii) and (v) of the Matjhabeng Municipal Land Use Planning By- Law (2) (a) (ii) rezoning of erf 1051, Virginia from “**General Residential**” to “**Special Business**” as stipulated in the Virginia Town Planning Scheme No.1 of 1992 in order to use the stand for the construction of block of Offices, is approved **SUBJECT TO** the following conditions:
3. The total coverage of all buildings **SHALL NOT** exceed 60%.
4. The maximum height **SHALL NOT** exceed two (2) storeys.
5. A site development plan **SHALL BE** submitted for approval by the Council prior to the submission and approval of any building plans. Except with the Council’s

prior written consent no deviation from the approved site development plan shall be allowed. No building shall be erected on the erf before the site development plan has been approved by the Council.

6. That the wall between this erf and the back and side neighbours **SHALL BE** extended to 2.2 meters to screen off the office activities from the adjacent residential functions.
7. Services **SHALL BE** provided to the units to the satisfaction and standards of the Matjhabeng Municipality by and at the cost of the applicant
8. That all stipulations and development controls of the Virginia Town Planning Scheme No. 1 of 1992 **ARE ADHERED** to.

Dr vd Walt returned to the meeting

MPT20/ 2018

APPLICATION FOR THE REZONING OF ERF 88,

ODENDAALSRUS. PURPOSE OF THIS REPORT

Bokgoni Spatial Consulting Services applies on behalf of the owner of Erf 88, Odendaalsrus for the rezoning of this Erf from “**General Business**” to “**General Residential**”.

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr. Moleleko presented the item

IT IS RESOLVED (19 JULY 2018)

1. That in terms of Section 16 (2) (a) of the Matjhabeng Municipal Land Use Planning By- Law (2) (a) (ii) rezoning of erf 88, Odendaalsrus from “**General Business**” to “**General Residential**” as stipulated in the Odendaalsrus Town Planning Scheme No.2 of 1981 in order to use the stand for the formalization of block of flats, is approved **SUBJECT TO** the following conditions:
 - a). Only 9 units **SHALL BE** allowed on the erf as this is an existing situation.
 - b). The total coverage of all buildings **SHALL NOT** exceed 60% .
 - c). The maximum height **SHALL NOT** exceed two (2) storeys.

- d). That the total number of 12 parking bays **SHALL BE** provided on site.
- e). A site development plan **SHALL BE** submitted for approval by the Council prior to the submission and approval of any building plans. Except with the Council's prior written consent no deviation from the approval site development plan shall be allowed. No additional buildings shall be erected on the erf.
- f). That, if the demand for services (electricity, water, sewer, etc) exceeds the capacity of the existing connections due to the proposed use and the services connections have to be enlarged, moved or altered, the costs thereof **SHALL BE** for the account of the applicant to the satisfaction and standards of the Matjhabeng Municipality.
2. That all the stipulations and the development controls in the Odendaalsrus Town Planning Scheme No. 2 of 1981 **BE ADHERED** to.

MPT21/2018

APPLICATION FOR THE REZONING AND REMOVAL OF RESTRICTIVE TITLE CONDITIONS OF ERF 2102, EXT 2, DOORN, WELKOM.

1. PURPOSE OF THIS REPORT

Bokgoni Spatial Consulting Services applies on behalf of the owner of Erf 2102, Extension 2, Doorn Welkom, Mamgi Trading and Projects CC Registration No. 2008/015912/23 for the removal of restrictive title conditions and rezoning of this Erf from “**Special Residential**” to “**Residential General**”

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr Moleleko presented the item.

IT IS RESOLVED

1. That in terms of Section 16 (2) (a) (iii) of the Matjhabeng Municipal Land Use Planning By -Law, 2015, the removal of restrictive title conditions A (b)(c) (d) (e) (f) (g) (h) (i) (j) (k) (l) (i) (ii) (iii) (n) (o) (r) and B (a),(b),(c),(d) in respect of erf 2102 Doorn, Welkom **IS APPROVED**;
2. That in terms of Section 16 (2) (a) (vii) of the Matjhabeng Municipal Land Use Planning By-Laws 2015, for the relaxation of the parking requirements and clause 27 (c) of the Welkom Town Planning Scheme No. 1 of 1980 in respect of erf 2102, Doorn, Welkom **IS ALSO GRANTED**, and.

3. That in terms of Section 16 (2) (a) (ii) of the Matjhabeng Municipal Land Use Planning By-Law, 2015, the application for rezoning of erf 2102, Doorn, Welkom from “**Special Residential**” to “**General Residential** ” as stipulated in the Welkom Town Planning Scheme NO.1 of 1980 in order to use the stand for the construction of a housing complex/rental units, is approved **SUBJECT TO** the following conditions:
- b). The total coverage of all buildings **SHALL NOT** exceed 50%.
 - c). The maximum height **SHALL NOT** exceed two (2) storeys.
 - d). A site development plan **SHALL BE** submitted for approval by the Council prior to the submission and approval of any building plans. Except with the Council’s prior written consent no deviation from the approval site development plan shall be allowed. No building shall be erected on the erf before the site development plan has been approved by the Council.
 - e). That, if the demand for services (electricity, water, sewer, etc) exceeds the capacity of the existing connections due to the proposed use and the services connections have to be enlarged, moved or altered, the costs thereof **SHALL BE** for the account of the applicant to the satisfaction and standards of the Matjhabeng Municipality.
 - i). That all stipulations and development controls of the Welkom Town Planning Scheme No. 1 of 1980 and the Municipal Land Use Planinng By-Laws, 2015 **BE ADHERED** to.

A site inspection were held before the meeting in the boardroom

MPT22/2017

APPLICATION FOR THE REZONING AND REMOVAL OF RESTRICTIVE TITLE CONDITIONS OF ERF 10652, BEDELIA EXTENSION 3, WELKOM.

PURPOSE OF THIS REPORT

Bokgoni Spatial Consulting applies on behalf of the owner of Erf 10652 Extension 3, Bedelia Welkom, for the Removal of restrictive title conditions and rezoning of this Erf 10652 from “**Special Residential**” to “**Special Business 5: Hotel**”

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

There were a site inspection.

Mr. Moleleko presented the Item.

Back at the boardroom the Chairperson asked Mr Choenye to give comments on the following:

- **Traffic Conjunction**

Mr. Choenye explained that traffic will be minimized as they have a reses before entering the site.

- **Parking Bay**

There is 21 parking's and 2 disabled parking. The parkings is according to the standards of the Municipality.

- **Electricity**

There is enough current for all the rooms, as it is a 3 phase electricity box. But they are busy looking at gas geysers and stoves to spare electricity.

- **Sewer and Building lines**

There are 2 sewer connections.

Building lines is according to the prescription of the law:

- East side – 2 m from building line
- Front – 3 meter
- Back - 2 meter
- 1 site they applied for only 1 meter from building line

- **Going green**

They are busy with the process, especially on electricity. They going to install gas geysers.

The buildings on the east side have lots of windows which will also assist with sunlight. As well as the west side.

At this stage they depend on the Municipality for water. But will think of installing a borehole and tanks for water with pumps.

- **Employment**

They create jobs for 20 employees. The employees will not stay on the site.

Then the members commented that they are satisfied with the presentation and the owners and the architect were excused at 10: 19

IT IS RESOLVED (19 JULY 2018)

1. That in terms of In terms of Section 16 (2) (a) (iii) of the Matjhabeng Municipal Land Use Planning Land Use By-Laws 2015, for the removal of restrictive title conditions A,B,C,C(C)a, b ,c ,d ,e ,f ,g ,h ,i, j (D) a, b, c, d in respect of Erf 10652 Bedelia, Ext 3, Welkom is granted,
2. That in terms of Section 16 (2) (a) (ii) of the Matjhabeng Municipal Land Use Planning By-Laws 2015, the application for rezoning of Erf 10652 Bedelia, Ext 3. Welkom from "**Special Residential**" to **Special Business 5: Hotel**" as stipulated in the Welkom Town Planning Scheme No.1 of 1980 in order to use the stand for the purposes of a guesthouse, is approved **SUBJECT TO** the following conditions:
 - a) A maximum of twenty (20) bedrooms may at any time **BE USED** for guesthouse purposes.
 - b) The display of any notice board, advertisement or sign is prohibited excepting a professional nameplate **NOT EXCEEDING** 500 mm x 300 mm.
 - c) A minimum of twenty three (23) parking spaces **MUST BE** provided on the premises.
 - d) Any act detrimental **TO THE** amenity and peacefulness of the surroundings is prohibited.
 - e) If meals are going to be served to guests staying in the guest house, an application for a business license to serve the meals **MUST BE** submitted to the Manager Spatial Planning, Room 427, One Reinet Building, Central Business Area, Welkom.
 - f) Accommodation may **ONLY BE** made available at compensation in the short term.
 - g) No self-sustaining accommodation and no separate facilities for the preparation of meals, excluding kitchen.
 - h) The coverage of the guesthouse, including all additional bedrooms and outbuildings **SHALL NOT** exceed 50% coverage of the erf.
 - i) The maximum height of all buildings **SHALL NOT** exceed three (3) storeys.

- j) The building **MAY ONLY** be licensed for on-site consumption in terms of the Liquor Act, 1989 (Act 27 of 1989)."
- k) A site development plan **SHALL BE** submitted for approval by the Council prior to the submission and approval of any building plans. Except with the Council's prior written consent no deviation from the approval site development plan shall be allowed. No building shall be erected on the erf before the site development plan has been approved by the Council.
- l) That, if the demand for services (electricity, water, sewer, etc) exceeds the capacity of the existing connections due to the proposed use and the services connections have to be enlarged, moved or altered, the costs thereof **SHALL BE** for the account of the applicant to the satisfaction and standards of the Matjhabeng Municipality.
- m) The building **MUST COMPLY** with the National Building Regulations and Building Standards Act of 1977.
- n) That all the stipulations of the Welkom Town Planning Scheme No. 1 of 1980 **BE ADHERED** to.

MPT23/ 2018

**APPLICATION FOR THE REZONING OF REMAINDER OF ERF 133,
ODENDAALSRUS.**

PURPOSE OF THIS REPORT

Bokgoni Spatial Consulting Services applies on behalf of the owner of the Remainder of Erf 133, Odendaalsrus for the rezoning from "**General Business**" to "**General Residential**".

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr Moleleko presented the item.

IT IS RESOLVED (19 JULY 2018)

1. That in terms of Section 16 (2) (a) of the Matjhabeng Municipal Land Use Planning By- Law (2) (a) (ii) rezoning of the remainder of erf 133, Odendaalsrus from "**General Business**" to "**General Residential**" as stipulated in the Odendaalsrus Town Planning Scheme No.2 of 1981 in order to use the stand for the construction

of block of flats, is approved **SUBJECT TO** the following conditions:

- a). That **NOT MORE** than 9 units on the Remainder of erf 133 Odendaalsrus.
 - b). The total coverage of all buildings **SHALL NOT** exceed 60% for Block of Flats.
 - c). The maximum height **SHALL NOT** exceed two (2) storeys.
 - d). That the minimum parking spaces provided **MUST BE 12** on the erf.
 - d). A site development plan **SHALL BE** submitted for approval by the Council prior to the submission and approval of any building plans. Except with the Council's prior written consent no deviation from the approval site development plan shall be allowed. No building shall be erected on the erf before the site development plan has been approved by the Council.
 - e). That, if the demand for services (electricity, water, sewer, etc) exceeds the capacity of the existing connections due to the proposed use and the services connections have to be enlarged, moved or altered, the costs thereof **SHALL BE** for the account of the applicant to the satisfaction and standards of the Matjhabeng Municipality.
2. Services **SHALL BE** provided to the units to the satisfaction and standards of the Matjhabeng Municipality by and at the cost of the applicant.
 3. The building **MUST BE** in line with the National Building Regulations and Standards Act of 1977.
 4. That all stipulations and development controls of the Odendaalsrus Town Planning Scheme No. 2 of 1981 **BE ADHERED** to.
 5. That municipal services account **WILL BE** paid up and up to date prior to the commencement of the new land use.

MPT24/2018

**APPLICATION FOR THE REZONING AND REMOVAL OF RESTRICTIVE
TITLE CONDITIONS OF ERF 7409 RIETZPARK, EXTENSION 11, WELKOM.**

PURPOSE OF THIS REPORT

Bokgoni Spatial Consulting Services applies on behalf of the owner of Erf 7409, Rietzpark Extension 11 Welkom, for the removal of restrictive title conditions and rezoning of this Erf from “**Special Residential**” to “**Special IV (b): Professional Offices, a residential unit and a mini-Coffee Shop**”.

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr. Moleleko presented the item.

IT IS RESOLVED (19 JULY 2018)

1. That in terms of Section 16 (2) (a) (iii) of the Matjhabeng Municipal Land Use Planning By- Law the application for removal of restrictive title conditions A (a)(b)(c) (d) and B (a),(b),(c) in respect of erf 7409 Rietzpark, Extension 11 Welkom **IS GRANTED** and,
2. That in terms of Section 16 (2) (a) of the Matjhabeng Municipal Land Use Planning By- Law (2) (a) (ii) rezoning of erf 7409 Rietzpark, Extension 11 Welkom from **“Special Residential”** to **“Special IV (b) for Professional Offices, a Residential Unit and Mini-Coffee Shop** as stipulated in the Welkom Town Planning Scheme NO.1 of 1980 in order to use the stand for the formalisation of professional offices, residential unit and mini-Coffee Shop, is approved **SUBJECT TO** the following conditions:
3. The total coverage of all buildings **SHALL NOT** exceed 50%.
4. The maximum height **SHALL NOT** exceed two (2) storeys.
5. That the on-site parking requirements **BE**:
 - (i) 6 parking spaces per 100m² for shops
 - (ii) 2 parking spaces per 100m² for offices
 - (iii) 1 parking spaces every flat, plus one parking space every three flats/units
6. That the area (in front of the erf) where additional parking **WILL BE** utilized must be paved properly and to the satisfaction of Council and the correct ratio compatible to relaxation with regards to the Welkom Town Planning Scheme No.1 of 1980 .
7. That, should there be services on the paved area (in front of the erf) that will be used for additional parking and a need for maintenance arise, this **WILL BE** for the account of the applicant.
8. A site development plan shall be submitted for approval by the Council prior to the submission and approval of any building plans. Except with the Council’s prior written consent no deviation from the approval site development plan **SHALL BE** allowed. No building shall be erected on the erf before the site development plan has been approved by the Council.

9. The applicant must consult the Matjhabeng Municipal Infrastructure Directorate and determine that the area to be encroached on for off-site parking **SHALL NOT BE** required for municipal services before paving.
10. That the parking requirements off-site **WILL BE** dust free, paved and that the applicant will consult the Matjhabeng Municipal Infrastructure Directorate to ensure no services run through requested off-site parking before paving this area.
11. That should the Council wish to upgrade services that run along this parking, it **WILL BE** for the cost of the applicant to maintain this parking and reinstate it to its origin after being.
12. That, if the demand for services (electricity, water, sewer, etc) exceeds the capacity of the existing connections due to the proposed use and the services connections have to be enlarged, moved or altered, the costs thereof **SHALL BE** for the account of the applicant to the satisfaction and standards of the Matjhabeng Municipality.
13. The building **MUST BE** erected in line with the National Building Regulations and Standards Act of 1977.
14. That all stipulations and development controls of the Welkom Town Planning Scheme No. 1 of 1980 **BE ADHERED** to.

MPT25/ 2018

APPLICATION FOR THE REZONING OF ERF 24,

ODENDAALSRUS. PURPOSE OF THIS REPORT

Maxim applies on behalf of the owner of Erf 24, Emerald Fern Property Investments for the rezoning of this Erf from “**General Business**” to “**General Residential**”.

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr. Moleleko presented the item.

IT IS RESOLVED (19 JULY 2018)

1. That in terms of Section 16 (2) (a) of the Matjhabeng Municipal Land Use Planning By-Law (2) (a) (ii) rezoning of erf 24, Odendaalsrus from “**General Business**” to “**General Residential**” as stipulated in the Odendaalsrus Town Planning Scheme No.2 of 1981 in order to use the stand for the construction of block of flats, is approved **SUBJECT TO** the following conditions:

- a). Only 14 units **WILL BE** allowed on the erf
 - b). The total coverage of all buildings **SHALL NOT** exceed 60%.
 - c). The maximum height **SHALL NOT** exceed two (2) storeys.
 - d). The minimum parking bays provided **SHOULD NOT** be less than 18.
 - e). A site development plan **SHALL BE** submitted for approval by the Council prior to the submission and approval of any building plans. Except with the Council's prior written consent no deviation from the approval site development plan shall be allowed. No building shall be erected on the erf before the site development plan has been approved by the Council.
 - f). That, if the demand for services (electricity, water, sewer, etc) exceeds the capacity of the existing connections due to the proposed use and the services connections have to be enlarged, moved or altered, the costs thereof **SHALL BE** for the account of the applicant to the satisfaction and standards of the Matjhabeng Municipality.
2. Services **SHALL BE** provided to the units to the satisfaction and standards of the Matjhabeng Municipality by and at the cost of the applicant.
 3. The building **MUST** comply with the National Building Regulations and Building Standards Act of 1977.
 4. That all stipulations and development controls of the Odendaalsrus Town Planning Scheme No. 2 of 1981 **BE COMPLIED** with.
 5. That the conditions as set out by the Lejweleputswa District Health Services must **BE ADHERED** to.
 6. That Municipal services account **WILL BE** paid up and up to date prior to the commencement of the new land use.

MPT26 / 2018

APPLICATION FOR THE REZONING OF PORTION 1 OF ERF 33, ODENDAALSRUS.

PURPOSE OF THIS REPORT

Maxim applies on behalf of the owner of Portion 1 of Erf 33, Odendaalsrus, Indian Summer Property Investments for the rezoning of this Erf from “**General Business**” to “**General Residential**”.

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr. Moleleko presented the item.

IT IS RESOLVED (19 JULY 2018)

1. That in terms of Section 16 (2) (a) of the Matjhabeng Municipal Land Use Planning By-Law (2) (a) (ii) rezoning of Portion 1 of erf 33, Odendaalsrus from “**General Business**” to “**General Residential**” as stipulated in the Odendaalsrus Town Planning Scheme No.2 of 1981 in order to use the stand for the construction of block of flats, is approved **SUBJECT TO** the following conditions:
 - a). That only a maximum of 25 units **WILL BE** allowed on the erf.
 - b). The total coverage of all buildings **SHALL NOT** exceed 50%.
 - c). The maximum height **SHALL NOT** exceed two (3) storeys.
 - d). That the minimum parking spaces to be provided on the erf **WILL NOT BE** less than 33.
 - e). A site development plan **SHALL BE** submitted for approval by the Council prior to the submission and approval of any building plans. Except with the Council’s prior written consent no deviation from the approval site development plan shall be allowed. No building shall be erected on the erf before the site development plan has been approved by the Council.
 - f). That, if the demand for services (electricity, water, sewer, etc) exceeds the capacity of the existing connections due to the proposed use and the services connections have to be enlarged, moved or altered, the costs thereof **SHALL BE** for the account of the applicant to the satisfaction and standards of the Matjhabeng Municipality.
2. Services **SHALL BE** provided to the units to the satisfaction and standards of the Matjhabeng Municipality by and at the cost of the applicant.
3. The building **MUST COMPLY** with the National Building Regulations and Building Standards Act of 1977.
4. That all stipulations and development controls of the Odendaalsrus Town Planning Scheme No. 2 of 1981 **BE COMPLIED** with.

5. The conditions put out by the Lejweleputswa District Health Services **MUST BE** adhered to.
6. That municipal services account **WILL BE** paid up and up to date prior to the commencement of the new land use.

MPT27 / 2018

**APPLICATION FOR THE REZONING OF PORTION 1 OF ERF 36,
ODENDAALSRUS.**

PURPOSE OF THIS REPORT

Maxim applies on behalf of the owner of Portion 1 of Erf 36, Odendaalsrus, Lilac Sky Property Investments for the rezoning of this Erf from “**General Business**” to “**General Residential**”.

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr. Moleleko presented the item.

IT IS RESOLVED (19 JULY 2018)

1. That in terms of Section 16 (2) (a) of the Matjhabeng Municipal Land Use Planning By- Law (2) (a) (ii) rezoning of Portion 1 of erf 36, Odendaalsrus from “**General Business**” to “**General Residential**” as stipulated in the Odendaalsrus Town Planning Scheme No.2 of 1981 in order to use the stand for the construction of block of flats, is approved **SUBJECT TO** the following conditions:
 - a). Only 4 units **SHALL BE** allowed on the erf.
 - b). The total coverage of all buildings **SHALL NOT** exceed 35%.
 - c). The maximum height **SHALL NOT** exceed three (2) storeys.
 - d). A site development plan **SHALL BE** submitted for approval by the Council prior to the submission and approval of any building plans. Except with the Council’s prior written consent no deviation from the approval site development plan shall be allowed. No building shall be erected on the erf before the site development plan has been approved by the Council.
 - e) At least a minimum of 5 parking spaces **SHALL BE** provided on the erf.

- f) That, if the demand for services (electricity, water, sewer, etc) exceeds the capacity of the existing connections due to the proposed use and the services connections have to be enlarged, moved or altered, the costs thereof **SHALL BE** for the account of the applicant to the satisfaction and standards of the Matjhabeng Municipality.

- 2. Services **SHALL BE** provided to the units to the satisfaction and standards of the Matjhabeng Municipality by and at the cost of the applicant.

- 3. The building **MUST COMPLY** with the National Building Regulations and Building Standards Act of 1977.

- 4. That all stipulations of the Odendaalsrus Town Planning Scheme No. 2 of 1981 **BE COMPLIED** with.

- 5. That the conditions put out by the Lejweleputswa District Health Services **MUST BE** adhered to.

- 6. That municipal services account **WILL BE** paid up and up to date prior to the commencement of the new land use.

MPT28 / 2018

APPLICATION FOR THE REZONING OF THE REMAINDER OF ERF 36, ODENDAALSRUS.

PURPOSE OF THIS REPORT

Maxim applies on behalf of the owner of Remainder of Erf 36, Odendaalsrus, Lilac Sky Property Investments for the rezoning of this Erf from “**General Business**” to “**General Residential**”.

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr. Moleleko present the item.

IT IS RESOLVED (19 JULY 2019)

- 1. That in terms of Section 16 (2) (a) of the Matjhabeng Municipal Land Use Planning By-Law (2) (a) (ii) rezoning of the Remainder of erf 36, Odendaalsrus from “**General Business**” to “**General Residential**” as stipulated in the Odendaalsrus Town Planning Scheme No.2 of 1981 in order to use the stand for the construction of block of flats, is approved **SUBJECT TO** the following conditions:
 - a). Only 30 units **SHALL BE** allowed on the erf.

- b). The total coverage of all buildings **SHALL NOT** exceed 60%.
 - c). The maximum height **SHALL NOT** exceed two (2) storeys.
 - d) That at least 30 parking spaces **SHALL BE** provided on the erf.
 - e). A site development plan **SHALL BE** submitted for approval by the Council prior to the submission and approval of any building plans. Except with the Council's prior written consent no deviation from the approval site development plan shall be allowed. No building shall be erected on the erf before the site development plan has been approved by the Council.
 - f). That, if the demand for services (electricity, water, sewer, etc) exceeds the capacity of the existing connections due to the proposed use and the services connections have to be enlarged, moved or altered, the costs thereof **SHALL BE** for the account of the applicant to the satisfaction and standards of the Matjhabeng Municipality.
2. Services **SHALL BE** provided to the units to the satisfaction and standards of the Matjhabeng Municipality by and at the cost of the applicant.
 3. The building **MUST COMPLY** with the National Building Regulations and Building Standards Act of 1977.
 4. That all stipulations of the Odendaalsrus Town Planning Scheme No. 2 of 1981 **BE COMPLIED** with.
 5. The conditions put out by the Lejweleputswa District Health Services **MUST BE** adhered to.
 6. That municipal services account **WILL BE** paid up and up to date prior to the commencement of the new land use.

MPT29/ 2018

APPLICATION FOR THE REZONING OF ERF 2355,

ODENDAALSRUS. PURPOSE OF THIS REPORT

Maxim Planning Solutions applies on behalf of the owner of Erf 2355 Odendaalsrus, Shoaib and Fahmida Family Trust for the Rezoning of this Erf from "**Business Special 5**

Hotel" to "**General Business**" and Special Consent to use the first floor as residential units (Flats).

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr. Moleleko presented the item.

IT IS RESOLVED (19 JULY 2018)

That the application to rezone Erf 2355, from "**Business Special 5 Hotel**" to "**General Business**" and **Special Consent** to as stipulated in the Odendaalsrus Town Planning Scheme NO/1 of 1992 in order to use the stand for both residential on the first floor and business purposes on the ground floor, is approved **SUBJECT TO** the following conditions:

1. The total coverage of all buildings **MAY NOT** be increased from the current and existing coverage
2. Parking **WILL BE** provided as follows:
 - Flats: 1 per unit and one space per every 3 units for visitors.
 - Business: Street parking as it was but all deliveries must be on the erf at the back
3. Flats (residential units) **SHALL ONLY BE** allowed on other levels other than ground floor and offices, shops and or financial institutions (business purposes) shall only be allowed on the ground floor.
4. A site development plan **SHALL BE** submitted for approval by the Council prior to the submission and approval of any building plans. Except with the Council's prior written consent no deviation from the approval site development plan shall be allowed. No building shall be erected on the erf before the site development plan has been approved by the Council.
5. That, if the demand for services (electricity, water, sewer, etc) exceeds the capacity of the existing connections due to the proposed use and the services connections have to be enlarged, moved or altered, the costs thereof **SHALL BE** for the account of the applicant to the satisfaction and standards of the Matjhabeng Municipality.
6. Services **SHALL BE** provided to the building to the satisfaction and standards of the Matjhabeng Municipality by and at the cost of the applicant.

7. That Municipal services account **WILL BE** paid up and up to date prior to the commencement of the new land use.
8. The building **SHALL BE** in line with the National Building Regulations and Building Standards Act of 1977.
9. That all stipulations and development controls of the Odendaalsrus Town Planning Scheme No. 2 of 1981 **BE ADHERED** to.

ME. Nkhasi excused herself as she had interest in the Item.

MPT 30 / 2018

APPLICATION FOR THE REZONING AND REMOVAL OF RESTRICTIVE TITLE CONDITIONS OF ERF 6851 JIM FOUCHE PARK, WELKOM.

PURPOSE OF THIS REPORT

Ms. Rose Nkhasi applies on behalf of the owner of Erf 6851 Jim Fouche Park, Welkom, for the Removal of restrictive title conditions, Rezoning from “**Special Residential**” to “**Residential General**” and consent use for one unit to be used as a “Guesthouse” of this Erf.

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr. Moleleko presented the item.

IT IS RESOLVED (19 JULY 2019)

That in terms of Section 16 (2)(a)(ii) the application for removal of restrictive title conditions and rezoning of erf 6851, Jim Fouche Park, Welkom from “**Special Residential**” to “**General Residential**” as stipulated in the Welkom Town Planning Scheme NO.1 of 1980 in order to use the stand for the construction of residential buildings **IS APPROVED**,

1. That in terms of Section 16 (2)(a)(iii) the removal of restrictive title conditions B (a), (b), (c), and (d) in respect of erf 6851 Jim Fouche Park, Welkom **IS APPROVED**;
2. That in terms of Section 16 (2)(b)(v) the consent to operate a “hotel”/guesthouse as indicated in the Welkom Town Planning Scheme No. 1 of 1980 whereby one unit will be used as a “guesthouse” is approved **SUBJECT TO** the following conditions:
3. Only 33 units per hectare **SHALL BE** allowed on the erf and only one unit of the proposed units will be used as a “hotel/guesthouse”.

4. The total coverage of the guesthouse, including all additional bedrooms and outbuildings **SHALL NOT** exceed **50%**
5. The maximum height **SHALL NOT** exceed two (2) storeys.
6. A site development plan **SHALL BE** submitted for approval by the Council prior to the submission and approval of any building plans. Except with the Council's prior written consent no deviation from the approval site development plan shall be allowed. No building shall be erected on the erf before the site development plan has been approved by the Council.
 - a) The display of any notice board, advertisement or sign **IS PROHIBITED** excepting a professional nameplate not exceeding 500 mm x 300 mm.
 - b) A minimum of eighteen (18) parking spaces **MUST BE** provided on the premises as indicated on site plan
 - c) Any act detrimental to the amenity and peacefulness of the surroundings **IS PROHIBITED.**
 - d) The owner of the business and his/her family **MUST** reside in the dwelling-house.
 - e) If meals are going to be served to guests staying in the guest house, an application for a business license to serve the meals **MUST BE** submitted to the Manager Spatial Planning, Room 427, One Reinet Building, Central Business Area, Welkom.
 - f) The maximum height of all buildings **SHALL NOT** exceed two (2) storeys.
 - g) The building **MAY ONLY BE** licensed for on-site consumption in terms of the Liquor Act, 1989 (Act 27 of 1989)."
7. That, if the demand for services (electricity, water, sewer, etc.) exceeds the capacity of the existing connections due to the proposed use and the services connections have to be enlarged, moved or altered, the costs thereof **SHALL BE** for the account of the applicant to the satisfaction and standards of the Matjhabeng Municipality.
8. The building **MUST BE** erected in line with the National Building Regulations and Standards Act of 1977.
9. That all stipulations of the Welkom Town Planning Scheme No. 1 of 1980 **BE ADHERED TO.**

Me Nkhasi returned to the meeting.

MPT31/2018

**APPLICATION FOR SPECIAL CONSENT ON ERF 6913, NO 265 STATEWAY,
JIM FOUCHE PARK, EXTENSION 10, WELKOM. (18/4/1/19) LED & SP**

PURPOSE OF THE REPORT

Ingqayi Design Economic Partnership applies for the special consent of the Municipal Planning Tribunal in order to use a portion of the house Erf 6913 Extension 10, Jim Fouche Park, Welkom for Educational Facility.

This report is submitted to the Matjhabeng Municipal Tribunal to resolve on the matter.

DISCUSSION

Mr Moleko presented the item

IT IS RESOLVED (19 JULY 2018)

1. In terms of Section 16 (2) (b) (v) and 3 (n) of the Matjhabeng Municipal Planning By-Law, 2015, and Section 10 of the Welkom Town Planning Scheme No. 1 of 1980, the application for Special Consent a portion of Erf 6913, Jim FouchePark, Extension 10, Welkom for educational facility is approved **SUBJECT TO** the following conditions:
 - (a) With the written consent of the City Council, follow a vocation or profession in his or her dwelling house provided that this **DOES NOT** entail any of the following:
 - i) The use of the residence as a shop, any industry or noxious industry, or
 - ii) the public display of goods either in a display window or by any other means, or
 - iii) the display of any notice board, advertisement or sign exceeding 500 x 300 mm, or
 - iv) any act detrimental to the amenity and peacefulness of the surroundings, or
 - v) the regular parking of vehicles with a mass in excess of 2000 kg on the site or in the street adjacent to the site, or
 - vi)

- vii) the employment of more than one partner and/or two (2) employees.
- (b) If any substantial objections are received against the manner in which the activity is conducted, the Council reserves **THE RIGHT** to terminate the consent without any claim for redemption.
- (c) Where the consent of the Council is obtained and not substantially implemented within one (1) year after the date of approval by the Council, or if development or usage of the building is interrupted for a period of one (1) year or more, the consent granted **SHALL LAPSE** automatically and cease to be valid without any claim for compensation.
- (d) The applicant **WILL BE** responsible for the provision of municipal services including water, sewer and electricity to the proposed development at his cost and to the satisfaction of the Matjhabeng Municipality.
- (e) That all the stipulations and development control of the Welkom Town Planning Scheme No. 1 of 1980 **BE ADHERED TO**.

MPT32/ 2018

APPLICATION FOR THE SUBDIVISION OF ERF 6435 AND REZONING OF PROPOSED PORTION A, INDUSTRIAL WELKOM.

PURPOSE OF THIS REPORT

Ingqayi Design Economic Partnership (IDEP) applies on behalf of the owner of Erf 6345, Welkom WELWAY HOLDINGS (Pty) Ltd for the Subdivision of the erf in question and rezoning of the proposed Portion A from General Industrial to “Special Business Defined 19: Public Garage and Shops”.

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr. Moleleko presented the item

IT IS RESOLVED (25 JULY 2018)

1. The Item is **REFERRED BACK** because all the documents was not attached to the Annexures.
2. The traffic impact study **WILL BE** sent by email to the members

3. The comments from BP and the Departments **WILL BE** circulate to members.
4. The Item **WILL BE** considered Saturday, 28 July 2018

MPT 33 / 2018

APPLICATION FOR THE REZONING OF PORTION 19 ERF 4119, OBERON, BEDELIA, WELKOM.

PURPOSE OF THIS REPORT

Ingqayi Design Economic Partnership applies on behalf of the owner of Portion 19 of Erf 4119, for the rezoning of this stand from “**Special Residential**” to “**General Residential**”.

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr. Moleleko presented the item.

IT IS RESOLVED

1. That in terms of Section 16 (2) (a)(iii) of the Matjhabeng Municipal Land Use Planning By- Law, 2015 rezoning of Portion 19 of Erf 4119, Oberon Street, Bedelia, Welkom from “**Special Residential**” to “**General Residential**” as stipulated in the Welkom Town Planning Scheme No.1 of 1980 in order to use the stand for the construction of rental units, is approved **SUBJECT TO** the following conditions:
 - a). Only 30 units per hectare **SHALL BE** allowed on the erf.
 - b). The total coverage of all buildings **SHALL NOT** exceed 50%.
 - c). The maximum height shall not exceed two (2) storeys.
 - d). A site development plan **SHALL BE** submitted for approval by the Council prior to the submission and approval of any building plans. Except with the Council’s prior written consent no deviation from the approval site development plan shall be allowed. No building shall be erected on the erf before the site development plan has been approved by the Council.
 - e). No individual dwelling unit in a group **MAY BE** sold before the subdivision of the erf for the particular phase has been finalised and all building and other development designs have been approved and completed for the particular group.
 - f). That, if the demand for services (electricity, water, sewer, etc) exceeds the capacity of the existing connections due to the proposed use and the services connections have to be enlarged, moved or altered, the costs thereof **SHALL BE**

for the account of the applicant to the satisfaction and standards of the Matjhabeng Municipality.

2. The building **MUST BE** erected in line with the National Building Regulations and Building Standards Act of 1977.
3. That all stipulations and development controls of the Welkom Town Planning Scheme No. 1 of 1980 **BE ADHERED** to.

MPT34 / 2018

APPLICATION FOR THE REMOVAL OF RESTRICTIONS AND REZONING OF ERF 1681 EXTENSION 2, WELKOM.

PURPOSE OF THE REPORT

The firm Laubscher Slabbert and Brink applies on behalf of the owner of erf 1681, Doorn, Extension 2, for the removal of restrictive title conditions and the rezoning of erf 1681, Extension 2, Welkom from “**Special Residential**” to “**General Residential**” for the purpose of building seven residential units in the form of a residential building and the renovated existing garage.

The aim of the proposed development is to provide affordable and compact accommodation for individuals whom are looking to satisfy their basic needs in a well-established and secure neighbourhood. The proposed units can also be referred to as “bachelor’s flats” since each unit will include only a kitchen, one bedroom and a bathroom.

This report is submitted to the Matjhabeng Municipal Planning Tribunal to resolve on the matter.

DISCUSSION

Mr. Moleleko presented the item.

IT IS RESOLVED (25 JULY 2018)

1. That the item **IS REFERRED** back.
2. The objectors **MUST BE** invited for a site inspection.
3. The onsite meeting **WILL BE** arranged for the 16 August 2018

	APPLICATIONS RECEIVED				
	2016	PROCESSED AND STILL TO SERVE	APPROVED	REFERRED BACK	SERVED AGAIN
1	Application For The Rezoning And Removal Of Title Conditions Of The Remainder Of Erf 9811, Extension 3, Welkom To Utilize It For A Housing Complex		MPT1 2016/05/19		
2	Application To Consolidate And Rezoning Erven 356 And 357, Odendaalsrus From Residential Special To Business General As Well As For The Removal Of Restrictive Title Conditions		MPT2 2016/05/19		
3	Application To Rezone Erf 97, Central Business Area Welkom As Well As For The Removal Of Restrictive Title Conditions (18/2/2/2)		MPT3 2016/05/19		
4	Application For The Amendment Of Restictive Title Conditions: Erf 275, Allanridge		MPT4 2016/05/19		
5	Thabong: Application For Amendment Of The General Plan, Rezoning, Consolidation And Closure Of The Street: Erven 36165 To 36196, Including Closure Of Street Erf 36198 Purpose		MPT5 2016/05/19		
6	Application For Special Consent For A Crematorium: Erf 6447 Extension 8 Welkom		MPT6 2016/05/19		
7	Application for rezoning and removal of restrictions: Erf 1670 Extension 3 Welkom		MPT7 2016/07/27		

8	Application for rezoning and removal of restrictions: Erf 9844, Extension 2, Welkom		MPT8 2016/07/27		
9	Application to determine a zoning and special consent: Portion of the Farm Dankbaar 125, Odendaalsrus		MPT9 2016/07/27		
10	Application for the rezoning of portions of Erf 5812, Extension 10, Virginia		MPT10 2016/07/27		
11	Application for subdivision of Erf 5812, Extension 10, Virginia		MPT11 2016/07/27		
12	Application for the rezoning of Erven 5778, 5779, 5780 and 5781, Extension 10, Virginia		MPT12 2016/07/27		
13	Application for the subdivision of Erf 6586, Extension 15 as well as for the removal of restrictions		MPT13 2016/07/27		
14	Sanral – Subdivision and rezoning N1Sect 17X	2016/10/26			

SERVED	13
IN PROCESS	1
TOTAL APPLICATIONS FOR 2016	14
REFERRED BACK	0

	2017	PROCESSED AND STILL TO SERVE PROCESSED	APPROVED	REFERRED BACK	SERVED AGAIN
1	Application For The Rezoning Of Erf 1899, Mmamahabane, Vintersburg From Residential To Business To Utilize It As A Restaurant		MPT1 2017/03/08		
2	Application For The Rezoning Of Erf 1695 Extension 2, Welkom As Well As The Removal Of Restrictive Title Conditions And The Application For Special Consent To Utilize A Portion Of The Erf For Restaurant Purposes .		MPT2 2017/03/08		
3	Application For The Consolidation Of Erven 10650 And 6589, Extension 15, Welkom As Well As For The Removal Of Restrictive Title Conditions.		MPT3 2017/03/08		
4	Application For The Consolidation Of Remainder Of Erf 8 And Portion 1 Of Erf 8 Cbd, Odendaalsrus And The Rezoning Of The Consolidated Erf From "General Business" To "General Residential".		MPT4 2017/03/08		
5	Application For The Subdivision Of Erf 10358 And Subsequent Consolidation Of The Proposed Portion A2 With Erven 10355 And 10357, Extension 36, Welkom.		MPT5 2017/03/08		
6	Application For The Amendment Of Restictive Title Conditions: Erf 274, Allanridge		MPT6 2017/03/08		
7	Application For The Consolidation Of Erven 15576, 15578, 15579 And 15612, Thabong, Welkom As Well As For The Removal Of Restrictive Title Conditions.		MPT7 2017/05/12		
8	Application For The Rezoning Of Erf 4025 Extension 3, Welkom As Well As The Removal Of Restrictive Title Conditions		MPT8 2017/05/12		
9	Application For The Rezoning Of Portion 1 Of Erf 9520 Extension 31, Welkom As Well As The Removal Of Restrictive Title Conditions.		MPT9 2017/05/12		
10	Application For The Rezoning Of Erf 1735 Extension 2, Welkom As Well As The Removal Of Restrictive Title Conditions		MPT10 2017/05/12		

11	Application For The Rezoning Of Erf 944 Extension 2, Welkom As Well As The Removal Of Restrictive Title Conditions.		MPT11 2017/05/12		
12	Application For The Subdivision Of Erf 6175 Riebeeckstad As Well As For The Removal Of Restrictive Title Condition		MPT12 2017/05/12		
13	Application For The Consolidation And Rezoning Of Erven 815 And 816 Virginia From Residential 1 To Residential 2		MPT13 2017/08/08		
14	Application For The Removal Of Restrictive Conditions Registered Against Title Deed T1775/1955 And The Special Consent For The Purpose Of Storing Bulk Oil And Gas On Erf 6486 Extension 8, Industria, Welkom.		MPT14 2017/08/08		
15	Application For The Removal Of Restrictions And Rezoning Of Erf 1681 Extension 2, Welkom			MPT15 2017/08/08	2018/07/19
16	Application For The Subdivision Of Erf 6174 Riebeeckstad Extension 1, Welkom.		MPT16 2017/08/08		
17	Application For The Rezoning Of Erf 24, 1/33, R36 And 1/36 Odendaalsrus From General Business To General Residential			MPT17 2017/08/08	2018/07/19
18	Application For The Subdivision Of Erf 6435. Welkom			MPT18 2017/08/08	2018/07/25
19	Application For Special Consent To Run A Guesthouse On Erf 2302, Oswald Street, Bedelia, Extension 3 Welkom. (18/4/1/19) Led & Sp		MPT19 2017/08/08		
20	Application For Special Consent To Use Part Of The Property For Office Use On Erf 1061, Unicor Street, St Helena, Extension 1, Welkom. (18/4/1/19) Led & Sp		MPT20 2017/08/08		
21	Application For Extension Of Validity Periods For Special Consent To Operate A Crematory On Erf 6447 Extension 8 Welkom		MPT21 2017/08/08		
22	DLC Town Planning – Rezoning and Removal of Restrictions Portion of farm Ypres1720	2017/06/22			
23	LS&B – Amendment of General plans – SG1080/2016, SG1117/2016 and SG582/2015	2017/06/27			
	2017	PROCESSED AND STILL TO SERVE	APPROVED	REFERRED BACK	SERVED AGAIN

24	MDA – Change of land use – Farm Uitsig 723 portion 1 and 2 Ventersburg	2017/09/18			
25	MDA – Subdivision and Change of land use – Remainder of Farm Rietpan 17 Welkom	2017/09/18			
26	MDA - Subdivision and Change of land use – Farm FSG 448 Odendaalsrus	2017/09/18			
27	MDA - Subdivision and Change of land use – Remainder Extend Farm Rietpan 17 and Tochgekregen 88 Welkom	2017/09/18			
28	EJ Schlegter – Special Consent – Erf 8156 Extension 14 Welkom	2017/10/05			
29	MHP Geomatics – application for exemption – R730/2 National Roads Various Farms	2017/10/25			

SERVED	21
IN PROCESS	8
TOTAL APPLICATIONS FOR 2017	29
REFERRED BACK	3

	2018	PROCESSED AND STILL TO SERVE	APPROVED	REFERRED BACK	SERVED AGAIN
1	Application For The Rezoning And Removal Of Restrictive Conditions Of Erf 875 Extension 1, Welkom.		MPT1 2018/03/20		
2	Application For The Consolidation And Rezoning Of Erf 987 And 988, Welkom.		MPT2 2018/03/20		
3	Business On Erf 4992, No 77 Solomon Street, Riebeecstad, Extension 1, Welkom. (18/4/1/19) Led & Sp		MPT3 2018/03/13		
4	Application For Special Consent To Run A Funeral Undertaker Business On Erf 5028, No.5 Monarch Avenue, Riebeecstad, Extension 1,Welkom. (18/4/1/19) Led & Sp		MPT4 2018/03/13		
5	Application For The Rezoning Of Erf 4041, Extension 3, Doorn Welkom From “Special Residential To Special Business (Defined) 17 Shops And Offices; And Removal Of Restrictive Title Conditions.		MPT5 2018/03/13		
6	Application For The Rezoning And Removal Of Restrictive Conditions Of Erf 6992 Extension 10, Welkom		MPT6 2018/03/20		
7	Application For The Rezoning And Removal Of Restrictive Conditions Of Erf 9847 Extension 2, Welkom.		MPT7 2018/03/20		
8	Application For The Rezoning Of Erf 1614, Extension 3, Doorn Welkom From “Special Residential To Special Business (Defined) 18 Offices And Personal Services; And Removal Of Restrictive Title Conditions		MPT8 2018/03/20 removed		
9	Application For The Rezoning And Removal Of Restrictive Conditions Of Erf 9809 Extension 3, Welkom		MPT9 2018/03/20		
10	Application For The Consolidation Of Erven 12888, 12889, 12890 And 12891, Meloding, Virginia.		MPT10 2018/03/13		
11	Application For Special Consent On Erf 3459, No 272 Long Road, Bedelia, Extension 3, Welkom. (18/4/1/19) Led & Sp		MPT11 2018/03/13		
12	Application For The Subdivision Of Erf 10766 St Helena, Extension 1, Welkom.		MPT12 2018/03/13		

13	Application For Special Consent On Erf 344, No 5 Buitekant Street, Ventersburg. (18/4/1/19) Led & Sp		MPT13 2018/03/13	
14	Application For The Rezoning And Removal Of Restrictive Conditions Of Erf 43, Odendaalsrus		MPT14 2018/03/20	
15	Application For Special Consent To Run An Educational Facility And Hotel On Erf 9021, Extension 2 Welkom. (18/4/1/19) Led & Sp		MPT15 2018/07/19	
16	Application For The Subdivision Of Erf 4199, Extension 5, Virginia		MPT16 2018/07/19	
17	Application For The Removal Of Restrictive Title Conditions, Consolidation Pertaining To Remainder And Portion 1 Of Erf 10707 Extension 31, Cbd, Welkom And The Rezoning Of The Consolidated Erf.		MPT17 2018/07/30 Partially approved	
18	Application For The Consolidation Erven 929 And 930 Extension 2, Naudeville Welkom And The Rezoning Of The Consolidated Erf.		MPT18 2018/07/19	
19	Application For The Rezoning And Removal Of Restrictive Conditions Of Erf 1051, Virginia.		MPT19 2018/07/19	
20	Application For The Rezoning Of Erf 88, Odendaalsrus.		MPT20 2018/07/19	
21	Application For The Rezoning And Removal Of Restrictive Title Conditions Of Erf 2102, Ext 2, Doorn, Welkom.		MPT21 2018/07/19	
22	Application For The Rezoning And Removal Of Restrictive Title Conditions Of Erf 10650, Bedelia Extension 3, Welkom		MPT22 2018/07/19	

	2018	PROCESSED AND STILL TO SERVE	APPROVED	REFERRED BACK	SERVED AGAIN
23	Application For The Rezoning Of Remainder Of Erf 133, Odendaalsrus.		MPT23 2018/07/19		
24	Application For The Rezoning And Removal Of Restrictive Title Conditions Of Erf 7409 Rietzpark, Extension 11, Welkom.		MPT24 2018/07/19		
25	Application For The Rezoning Of Erf 24, Odendaalsrus.		MPT25 2018/07/19		
26	Application For The Rezoning Of Portion 1 Of Erf 33, Odendaalsrus.		MPT26 2018/07/19		
27	Application For The Rezoning Of Portion 1 Of Erf 36, Odendaalsrus.		MPT27 2018/07/19		
28	Application For The Rezoning Of The Remainder Of Erf 36, Odendaalsrus.		MPT28 2018/07/19		
29	Application For The Rezoning Of Erf 2355, Odendaalsrus.		MPT29 2018/07/19		
30	Application For The Rezoning And Removal Of Restrictive Title Conditions Of Erf 6851 Jim Fouche Park, Welkom.		MPT30 2018/07/19		
31	Application For Special Consent On Erf 6913, No 265 Stateway, Jim Fouche Park, Extension 10, Welkom. (18/4/1/19) Led & Sp		MPT31 2018/07/19		
32	Application For The Subdivision Of Erf 6435 And Rezoning Of Proposed Portion A, Industrial Welkom			MPT32 2018/07/25	
33	Application For The Rezoning Of Portion 19 Erf 4119, Oberon, Bedelia, Welkom.		MPT33 2018/07/25		
34	Application For The Removal Of Restrictions And Rezoning Of Erf 1681 Extension 2, Welkom.			MPT34 2018/07/19	
35	Ingqayi DEP – Rezoning - Erf 2115, Long Road, Welkom	2018/01/02			
36	R Nkhasi – Rezoning – Erf 6851 Jim Fouche Park, Welkom	2018/02/19			
37	Spatial Solutions – Special Consent – Erf 8131, Thabong	2018/02/20			
38	M & A Shardelow – special consent – Erf 4673, Dagbreek, Welkom	2018/06/05			
39	LS &B – Rezoning and Removal of Restrictions – Erf 788 Flamingo Park, Welkom	2018/06/28			

40	Dr KP vd Walt - Rezoning and Removal of Restrictions – Erf 1774, Ext 3, Odendaalsrus	2018/06/28			
41	Dr KP vd Walt - Rezoning and Removal of Restrictions – Erf 299, Odendaalsrus	2018/06/28			
42	LS & B - Rezoning and Removal of Restrictions – Erf 6934 Ext 10, Welkom	2018/07/18			
43	SFP Town Planning – Special Consent Use On Erf 8905, Extension 4, Welkom, To Erect A High Mast Cellular Tower.	2018/10/03			
44	SFP Town Planning – Special Consent Use On Erf 19563, Thabong, To Erect A High Mast Cellular Tower.	2018/10/03			
45	SFP Town Planning – Special Consent Use On Erf 14115, Thabong, To Erect A High Mast Cellular Tower.	2018/10/03			
46	SFP Town Planning – Special Consent Use On Erf 1391, Meloding To Erect A High Mast Cellular Tower.	2018/10/16			
47	SFP Town Planning – Special Consent Use On Erf 27140, Thabong, To Erect A High Mast Cellular Tower.	2018/10/16			
48	SFP Town Planning – Special Consent Use On Erf 3247, Ex3, Welkom To Erect A High Mast Cellular Tower.	2018/10/16			
49	Practice Group Town Planners – Consolidation and Subdivision – Remaining Extent of Groenepunt 96 and the remaining Extent of Farm Tswelangpele 756 – Cemetery	2018/10/25			

SERVED	34
IN PROCESS	14
TOTAL APPLICATIONS FOR 2018	49
REFERRED BACK	2
TOTAL APPLICATIONS SERVED MPT FROM 2016 TO 2018	68
TOTAL APPLICATIONS IN PROGRESS	23
TOTAL APPLICATIONS RECEIVED FOR 2016- 2018	91
TOTAL APPLICATIONS REFERRED BACK	5

Expanded Public Works Programme Integrated Grant to municipalities
Monthly Report as per the Division of Revenue Act

Municipality Name Matjhabeng

Budget Allocation for 2017-18 FY	R 1 000 000
Accumulated Expenditure	R 1 336 965
Available Balance	R -336 965

Financial Year	2017/18
Month End	June

Financial Accounting for Grant Funds Received and Expended

	July	August	September	October	November	December	January	February	March	April	May	June	Total
Received Prior Months (Current Financial Year)	R -		R 250 000	R 250 000	R -	R -	R -	R -	R -		R 1 000 000	R 1 000 000	
Received in the Current Month	R -	R 250 000	R -	R -	R -	R -	R -	R -	R -				R 250 000
Total EPWP funds Received	R -	R 250 000	R 250 000	R 1 000 000	R 1 000 000	R 1 000 000	R 250 000						
Spent Prior Months (Current Financial year)	R -	R -	R -	R -	R -	R 95 593	R 228 900	R 249 890	R 490 500	R 626 205	R 761 038	R 906 337	R 1 119 759
Spent in the Current Month	R -	R -	R -	R -	R 95 593	R 188 307	R 120 990	R 140 610	R 135 705	R 134 833	R 145 299	R 213 422	R 217 206
Accumulated EPWP Expenditure	R -	R -	R -	R -	R 95 593	R 228 900	R 349 890	R 490 500	R 626 205	R 761 038	R 906 337	R 1 119 759	R 1 336 965
Total EPWP funds Received and Not Spent	R -			R 154 407	R 21 100	R -	R -	R -376 205	R 238 962	R 98 663	R -119 759	R -336 963	
Expenditure Percentage	0%	0%	0%	38%	92%	140%	196%		76%	91%	112%	134%	
Funds Currently Committed but Not Spent	R -	R -	R -	R -	R -	R -	R -	R -	R -	R -	R -	R -	
Scheduled Transfers Withheld	R -	R -	R -	R -	R -	R -	R -	R -	R -	R -	R -	R -	

(Print Name Below)

I, TE TSOAEH
Certify that the report is correct and that this report has been submitted electronically as required.

Signed:

The Accounting Officer or Delegate certify that the above information is correct

Dated 20/07/2018

MATJHABENG MUNICIPALITY

MINUTES
OF

LOCAL LABOUR FORUM MEETING

HELD ON

FRIDAY, 26 JANUARY 2018

AT

10:00

IN

**ROOM 428, 4TH FLOOR, MAIN BUILDING,
WELKOM**

I

MINUTES OF THE LOCAL LABOUR FORUM HELD ON FRIDAY THE 26TH JANUARY 2018 AT ROOM 428 MAIN BUILDING, WELKOM AT 10:00.

PRESENT

COUNCILLORS

Cllr. MA Mphikeleli
 Cllr. VE Mawela
 Cllr. MS Tsoaeli

OFFICIALS

Mr. FF Wetes	:	Executive Director: Corporate Support Services
Mr. S Nhlapo	:	Senior Manager: Human Resources
Mr. M Vanga	:	Senior Manager: Legal Services
Mr. T Mnguni	:	Admin Officer

SAMWU REPRESENTATIVES

Mr. MS Mahase
 Mr. D Mana
 Mr. SII Tlhone
 Me NP Jijingubo
 Me S Mohale
 Mr. T Mahlatsi

IMATU REPRESENTATIVES

Mr. E Eloff
 Me C Smith

1. OPENING

The meeting was officially opened by the Chairperson, Mr. Mahase who welcomed every one present and requested the maximum participation from the members.

2. APPLICATION FOR LEAVE OF ABSENCE

Mr. Nqulo who is not well.
 Mr. Liphoko is attending sport symposium in Cape Town.
 Mr. Tsoaeli Municipal Manager is attending meeting with National Treasury together with MMC for Finance Mr. Manise.
 Cllr Direko sent an apology.

Cllr Mphikeleli moved that apologies be accepted but in future they must be in writing, this was seconded by SAMWU.

3. MOTION OF SYMPATHY AND CONGRATULATION

Motion of sympathy from employer component Mr. Andrew Mokoma employee from welfare section who passed on in a car accident.

Hugh Masekela the Jazz legend passed on.

4. MINUTES OF THE PREVIOUS MEETING

It was agreed that the minutes be deferred to the next LLF meeting because there was never a good co-ordination of paper work. This was seconded by SAMWU.

5. MATTERS ARISING FROM THE MINUTES

The item be deferred to the next meeting.

6. DISCLOSURE OF INTERESTS

Library employee who is a member of the committee to excuse herself when discussing the Library item. This includes shift workers if there is anyone in the committee.

7. MATTERS FOR DISCUSSION

7.1 LLF6/2017 – LLF10/2017

8. CLOSURE

The Chairperson thanked everybody for being part of the meeting and the meeting was officially adjourned at **12:32**

CHAIRPERSON

DATE

INDEX

ITEM NO	ITEM	PAGE
LLF6/2017	IMPLEMENTATION OF SHIFT SYSTEM IN TERMS OF THE COLLECTIVE AGREEMENT FOR THE FREE STATE DIVISION (ED: CSS) (5/5/1)	
LLF7/2017	TRANSFER OF THE PUBLIC LIBRARY SERVICES TO PROVINCIAL DEPARTMENT OF SPORTS, ARTS, CULTURE AND RECREATION (ED: CCS) (5/3/2/1)	
LLF8/2017	ESTABLISHMENT OF EMPLOYMENT EQUITY COMMITTEE AND ITS FUNCTION (ED: CCS) (5/3/B)	
LLF9/2017	IMPLEMENTATION OF EMPLOYEE PERFORMANCE MANAGEMENT AND DEVELOPMENT SYSTEM (ED: CSS) (5/1B)	
LLF10/2017	LOCAL LABOUR FORUM SCHEDULE OF MEETINGS(ED: CSS) (3/3/24)	

LLF/6/2017

IMPLEMENTATION OF SHIFT SYSTEM IN TERMS OF THE COLLECTIVE AGREEMENT FOR THE FREE STATE DIVISION (ED: CSS) (5/5/1)

PURPOSE OF THE REPORT

To submit to the Local Labour Forum a report on the implementation of a 42 hour work week (4 Shifts) system for discussion and to be agreed upon in order to comply with the Collective Agreement for the Free State Division of the South African Local Government Bargaining Council. (SALGBC).

THE LOCAL LABOUR FORUM RESOLVED (26 January 2018)

1. That the matter **BE REFERED BACK** to Conditions of Service Sub-Committee for discussion.
2. That the matter **BE RESOLVED** within two weeks.

LLF7/2017

DEPARTMENT OF SPORTS, ARTS, CULTURE AND RECREATION TRANSFERRING OF THE LIBRARY SERVICES TO PROVINCIAL GOVERNMENT (ED: CSS) (5/3/2/1)

PURPOSE

To submit an item to the Local Labour Forum information on progress made by Human Resource Sub-Committee for the finalization of the transfer of Library Services back to the Department of Sports, Arts, Culture and Recreation as their constitutional mandate.

THE LOCAL LABOUR FORUM RESOLVED (26 January 2018)

That the matter **BE FINALIZED** within two weeks and the report **BE SUBMITTED** to the next LLF meeting.

LLF8/2017

ESTABLISHMENT OF EMPLOYMENT EQUITY COMMITTEE AND ITS FUNCTIONS (ED: CSS) (5/3/B)

PIURPOSE

To prepare for the establishment of the Employment Equity Committee to ensure implementation of the Employment Equity Act.

THE LOCAL LABOUR FORUM RESOLVED (26 January 2018)

1. That the Department of Labour **BE INVITED** to assist in establishing the committee.
2. That letter of invitation **BE WRITTEN** to the Department of Labour.

LLF9/2017

IMPLEMENTATION OF EMPLOYEE PERFORMANCE MANAGEMENT AND DEVELOPMENT SYSTEM(ED: CSS) (5/1B)

PURPOSE

The purpose of this item is to reflect the status quo of the Matjhabeng Local Municipality's Employee Performance Management and Development System and to provide the implementation plan for the system.

THE LOCAL LABOUR FORUM RESOLVED (26 January 2017)

That the matter **BE REFERRED BACK** to Management for further interrogation.

LLF10/2017

LOCAL LABOUR FORUM SCHEDULE OF MEETING(ED: CSS) (3/3/24)

PURPOSE

To inform Local Labour Forum delegates of the schedule of LLF Meetings.

THE LOCAL LABOUR FORUM RESOLVED (26 January 2017)

1. That the schedule of meetings **BE NOTED**.
2. That in future the leaders of the parties **SEAT** and **DECIDE** on agenda and items of the LLF.

The meeting was officially adjourned at **12:30**

MATJHABENG MUNICIPALITY

MINUTES

OF THE

**SPECIAL LOCAL LABOUR FORUM
MEETING**

HELD ON

TUESDAY, 28 AUGUST 2018

AT

10:00

AT

**ROOM 428, 4TH FLOOR, MAIN BUILDING,
WELKOM**

**MINUTES OF THE SPECIAL LOCAL LABOUR FORUM HELD ON TUESDAY
THE 28TH AUGUST 2018 AT ROOM 428 4TH FLOOR MAIN BUILDING, WELKOM
AT 10:00.**

PRESENT

COUNCILLORS

Cllr. V.E. Mawela
Cllr. M.A. Mphikeleli

OFFICIALS

Mr. F. Wetes	:	Executive Director: Corporate Services
Mr. J. Gouws	:	Manager: Labour Relations
Mr. W.J. Jansen	:	Salary Department
Mr. T. Mnguni	:	Committee Officer/Scriber

SAMWU REPRESENTATIVE

Mr. M.S. Mahase
Mr. T. Mahlatsi
Mr. D. Mana
Mr. W. Makhotloane
Mr. T. Nqulo
Me. N. Jijingubo
Me. S. Mohale
Mr. L. Liphoko
Mr. M.A. Mazibuko
Me. M .E. Mocholotsi

IMATU REPRESENTATIVES

Ms. C. Smith

1. OPENING:

The meeting was officially opened by the Chairperson Mr. Mahase whom welcomed everyone and read the agenda of the day. The concern from the labour was that there was no need to read minutes because the meeting was a special Local Labour Forum meeting not an ordinary one. The employer component agreed with the labour.

THE LOCAL LABOUR FORUMRESOLVED (28 August 2018)

That the minutes of the previous meetings **BE REMOVED** from the agenda and will be made available to the next ordinary LLF meeting.

2. APPLICATION FOR LEAVE OF ABSENCE:

Employer

Municipal Manager has attended COGTA meeting.
Director Makofane has attended to emergency at home.

Cllr Direko has attended a meeting.

Cllr Manese has attended Section 80 meeting.

Labour

Mr. Mahlatsi explained that the Labour component team will arrive late as they had to collect the documents for the meeting.

3. MOTION OF SYMPATHY AND CONGRATULATION:

None

4. DISCLOSURE OF INTERESTS:

None

8. CLOSURE:

The meeting was officially closed by the Chairperson who thanked everyone for participating in the meeting.

CHAIRPERSON

DATE

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SLLF5 of 2018	PROGRESS IN IMPLEMENTATION OF SHIFT SYSTEM IN TERMS OF THE COLLECTIVE AGREEMENT FOR THE FREE STATE DIVISION OF THE SALGBC (ED: CSS) (5/2/2)	1
SLLF6 of 2018	PROMOTION POLICY AND ITS VIABILITY IN MATJHABENG MUNICIPALITY (ED: CSS) (5/1/1B)	
SLLF7 of 2018	LOCAL LABOUR FORUM SCHEDULE OF MEETINGS (ED: CSS) (3/3/24)	

SLLF5 of 2018

PROGRESS ON IMPLEMENTATION OF SHIFT SYSTEM IN TERMS OF THE COLLECTIVE AGREEMENT FOR THE FREE STATE DIVISION OF THE SALGBC (ED: CSS) (5/2/2)

PURPOSE OF REPORT

To submit to the Local Labour Forum progress on verification of Shift Workers done by the Basic Conditions Sub-Committee.

DISCUSSION

Mr. Jansen was given a chance to present the financial implications. He said that he worked the financial implications according to conditions of the Collective Agreement. He said that Collective Agreement states that Sunday shift, night shift and 6% shift will be replaced by 27%. He said he worked financial implications as from November 2016 up until April 2018. He explained that unfortunately he did not get input from pump stations, they only explain overtime to him. He said there was an additional amount which was R8.3m which will cause municipality R464 000, 00 per month. He said there were certain inconsistencies he picked up, some of the employees their back pay is excessively high because there was no Sunday shift and night shift worked. He said this indicate that they might not be shift workers.

Cllr Mphikeleli explained that the total number of workers who would be working shift system is 287. He said the financial implications is calculated in 27%

Mr. Dan Mana explained there were certain issues they could not agree with in the Sub Committee but through presentation that can be cleared by engaging with the finance. Director Wetes said in the same way there could be interactions. He asked question based on the statement that the Basic Conditions Sub-Committee could not pronounce on, what is it that the Basic Conditions Sub- Committee could not pronounce on and what were reasons for that. He said the impression he got in as far as the Collective Agreement is concern shift system was that the employer will be having savings.

Cllr Mphikeleli said there were no dead locked but were given the time frame of four weeks to finish the work. He said that the Basic Conditions Sub-Committee exceeded the time given and there were dates for LLF. He said they could not come with a detailed report and they decided to request finance department to come and make presentations.

Mr. Mana explained that there was no deadlock but different interpretation on implementing the shift system. He said that he was not sure whether the financial implication was actually indicating those three different shift system. He indicated that the LLF did not actually pronounced itself around which shift system that supposed to be implemented. He mentioned inconsistency with regard to the issue of implementation of shift system and financial implications. He said that was the reason why the shift system should be tabled before the LLF for it to pronounce itself.

Mr. Mana wanted to know what informs the financial implications because the municipality has not yet pronounced itself.

Mr. Mahlatsi reminded the meeting that he once request the Basic Conditions Sub-Committee to meet because they had a problem with the four shift system. He said the Basic Conditions

Sub-Committee when initially started working on the issue they relied on the report that was tabled in the LLF. He said that report gave an understanding that there was only one system which was a four shift system. He said after thorough investigation and consultation they decided not to agree with that report hence the proposal was for the Basic Conditions Sub-Committee must go back to relook at their work.

He said the financial implications relied on the back pay based on the 27% which was four shift system. He said it has been three years now and Matjhabeng Municipality is still working with the outdated shift system which was a two shift system. He said the back pay of the infrastructure and fire departments must not be based on the 27% but 72%, which was a two shift system. He said the traffic is a three shift system. He said presently the longest shift system in the three shift system and it is causing an overtime and it is not solving the problem. He said those who are working three shift system right now are working triple the overtime. He said the current shift system which is accommodated by the Collective Agreement now is the three shift system. He said the back pay must be based on the reality. He said that the workers are not working four shift system but three.

Director Wetes said the reason why it was referred to back was that the Basic Conditions Sub-Committee must deal with the details and eventually come to the LLF with the suitable system and the recommended back pays are based on that particular system, therefore the financial system is based on this.

Mr. Jansen wanted to be advised on how to work on the shifts as he is experiencing different kinds of shifts. He said there are two, three, four and hours worked that he must deal with. Mr. Makhobotloane said that those who are working shifts must be paid back pay. The issue of back pays should be resolved.

Cllr Mphikeleli explained that at the Basic Conditions Sub-Committee level they agreed on 42 hour work week and the financial implication be calculated based on the four hour shift. He said if there were back pays to be paid how much will it be. He said there must be an agreement that must be done if the meeting says that the Basic Conditions Sub-Committee must go back and discuss this issue. He said the LLF must explain if they are rejecting the proposal of 42 hour work which is four shift system.

Mr. Mahlatsi explained that there was never discussion on four shift system but one and two shift systems. He said that presently the discussion is based on the two and three shift system not four. He said four shift system will need more manpower and the present calculation is based on four shift system. He made an example of Maluti - a - Phofung Municipality which is properly resolved the issue.

The employer requested a caucus for few minutes

After the caucus the Basic Conditions Sub-Committee members requested to be given an opportunity to work on this matter. This was rejected by the labour component.

Mr. Mana reminded the meeting that the matter has been referred to the Bargaining Council which will be set down on the 7th of September 2018. He said going back to Basic Conditions Sub-Committee is a waste of time. He said the results will be the same three shift system.

Director Wetes proposed that the Basic Conditions Sub-Committee must meet but if the Chairperson is not available, any Councilor can be designated to become the Chairperson.

The employer was given another caucus for few minutes.

Cllr Mphikeleli said that they proposed three and four shift systems as a compromise.

Director Wetes explained that they have looked at arbitration award and they find that it can be applicable.

Mr. Mahlatsi said that it must be one kind of shift system as per the Collective Agreement. The meeting agreed that the meeting adjourned for the following day because the other Councilor was having a meeting and the venue was going to be used by politicians.

THE SPECIAL LOCAL LABOUR FORUM RESOLVED (28 August 2018)

That the meeting **BE ADJOURNED** for the following day at the same time at the same venue.

The meeting officially adjourned at **12:36**.

*Received 21/8/18
J. Gouws*

Labour
Relations
Act 1995
s 51(8),
135, 191

ANNEXURE 9(1)

SOUTH AFRICAN LOCAL GOVERNMENT BARGAINING COUNCIL

REFERRING A DISPUTE TO THE COUNCIL



NATIONAL/DIVISION: NORTHERN CAPE/FREE STATE

1. WHAT IS THE PURPOSE OF THIS FORM?

This form enables a person or organization to refer a dispute to the South African Local Government Bargaining Council ("Council") for conciliation.

2. WHO FILLS IN THIS FORM?

Any party to the dispute, such as an employer, employee, *Trade Union* or employer's organization.

3. WHERE DOES THIS FORM GO?

To the Regional Secretary of the *Council* in the Division where the dispute arose or if the dispute is a national dispute to the General Secretary of the *Council*.

4. WHAT WILL HAPPEN WHEN THIS FORM IS SUBMITTED?

When you refer the dispute to the *Council*, the *Council* will try to resolve the dispute, through conciliation, within 30 days of the date of referral.

5. FURTHER INSTRUCTIONS

A copy of this form must be served on the other party.

Proof that a copy of this form has been served on the other party must be supplied by attaching one of the following:

- A copy of a registered slip from the Post Office; or
- A copy of a signed receipt if hand delivered; or
- A signed statement confirming service by the person delivering the form; or
- A copy of a fax confirmation slip; or
- A copy of an email confirmation slip or sent email; or
- Any other satisfactory proof of service.

6. PLEASE NOTE

The following disputes must be forwarded directly to the CCMA and cannot be dealt with by a bargaining *Council* in terms of the Labour Relations Act, No 66 of 1995 (of the *Act*).

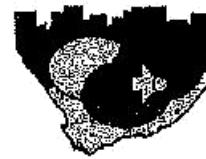
- Disclosure of information disputes (16 and 189 of the *Act*);
- Organisational rights disputes (Chapter 3 part A of the *Act*);
- Agency shop disputes (26 of the *Act*);
- Closed shop disputes (26 of the *Act*);
- Interpretation or application of collective bargaining provisions (63(1) of the *Act*)
- Picketing disputes (69 of the *Act*);
- Workplace forum disputes (86 and 94 of the *Act*).

Please turn over ...

MATJAHENG MUNICIPALITY
MUNICIPAL MANAGER

20 AUG 2018

Received By:
Signature: *R. J. Gouws*

<p>READ THIS FIRST</p> 	<p align="center">PART A REFERRING A DISPUTE TO THE SOUTH AFRICAN LOCAL GOVERNMENT BARGAINING COUNCIL</p> 
<p>Tick the correct box <input checked="" type="checkbox"/></p> <p>The name of the employee or an employer that is referring the dispute must be filled in (a). If there is more than one employee to the dispute and the referring party is not a trade union, then each employee must supply their personal details and signature on a separate page, which must be attached to this form.</p> <p>The name of the trade union or employer's organization that is referring the dispute or assisting a member to refer a dispute must be filled in (b). If there is more than one party, please provide all the details of each party on a separate page which must be attached to this form.</p>	
<p>1. DETAILS OF PARTY REFERRING DISPUTE</p> <p>As the referring party, are you:</p> <p><input type="checkbox"/> An employee <input checked="" type="checkbox"/> Trade union <input type="checkbox"/> An employer <input type="checkbox"/> An employers' organization</p> <p>(a) If the referring party is an <u>employee or employer</u>:</p> <p>First Name(s)..... Surname..... Identity number..... Occupation (if employee)..... Length of service</p> <p>Salary Gross Salary Net</p> <p>Gender (M/F) Age Nationality</p> <p>Postal Address: Postal Code..... Physical Address:</p> <p>Tel: Cell:</p> <p>Fax: Email:</p> <p>(b) Name of the referring party who will represent the applicant (name of official) if the referring party is an employer's organization or trade union, or if the employer's organization is assisting a member to the dispute</p> <p>Name: (party) SAMWU OHO MEMBERS Contact person (if organization): WELCOME MAKHOBOTLGANE Postal Address: P.O. BOX 708 WELKOM Postal Code: 9460</p> <p>Physical Address: CNR. RYK STATEWAY; CIVIC CENTRE; WELKOM; 9459 Tel: 057 391 3939 Cell: 076 921 3282 Fax: 086 210 0339 Email: wellycome@gmail.com</p> <p>2. DETAILS OF THE OTHER PARTY (PARTY WITH WHOM YOU'RE IN DISPUTE)</p> <p>The other party is:</p> <p><input checked="" type="checkbox"/> An employer <input type="checkbox"/> An employers' organization <input type="checkbox"/> An employee <input type="checkbox"/> An trade union</p> <p>Name: MATJAHENG LOCAL MUNICIPALITY (If company or close corporation, the name of the company or close corporation): Contact person: THABISO TSOAELI (MUNICIPAL MANAGER) Postal Address: P. O. BOX 708; WELKOM Postal Code: 9460 Physical Address: CNR. RYK & STATEWAY; CIVIC CENTRE Tel: 057 391 3416 Cell: 079 690 0476 Fax: (057) 353 1187 Email: thabiso.tsoaeli@matjhabeng.co.za</p>	

<p>Unfair Labour Practice If the dispute(s) concerns an unfair labour practice, the dispute must be referred within 90 days of the act or omission which gave rise to the unfair labour practice. If more than 90 days has elapsed you are required to apply for condonation.</p> <p>If it is an unfair labour practice, state whether it relates to probation:</p>	<p>Company or close corporation registration number:.....</p> <p>Number of employees employed by employer:</p> <p>3. NATURE OF THE DISPUTE</p> <p>What is the dispute about (tick only one box)?</p> <ul style="list-style-type: none"> <input type="checkbox"/> Dismissal <input type="checkbox"/> Mutual Interest <input type="checkbox"/> Unilateral change to terms & conditions of employment <input type="checkbox"/> Disputes by Essential Services employee <input type="checkbox"/> Interpretation or application of collective agreement concluded at <ul style="list-style-type: none"> <input type="checkbox"/> Central Council level <input type="checkbox"/> Divisional level <input type="checkbox"/> LLF or Municipal level <input type="checkbox"/> Refusal to Bargain <input type="checkbox"/> Severance Pay S41 BCEA <input type="checkbox"/> Disputes about Freedom of Association <input type="checkbox"/> Unfair labour practice (probation) <input type="checkbox"/> Unfair labour practice (other) – please give details <hr/> <ul style="list-style-type: none"> <input type="checkbox"/> S19B LRA <input type="checkbox"/> S198A(Labour Broker) <input type="checkbox"/> S198B(Fixed Term Contract) <input type="checkbox"/> S198C(Part-time Employment) <input type="checkbox"/> Other – please give details <hr/> <p>If you have submitted another dispute which is similar or related to this dispute, please specify the SALCBC case number?</p> <p>If it is unfair dismissal dispute, tick the relevant box</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding-bottom: 10px;"><input type="checkbox"/> Misconduct</td> <td style="width: 50%; padding-bottom: 10px;"><input type="checkbox"/> Incapacity</td> </tr> <tr> <td><input type="checkbox"/> Unknown Reasons</td> <td><input type="checkbox"/> Constructive Dismissal</td> </tr> <tr> <td><input type="checkbox"/> Poor work performance</td> <td><input type="checkbox"/> Dismissal relates to probation</td> </tr> <tr> <td colspan="2"><input type="checkbox"/> Operational Requirements (Retrenchments)</td> </tr> <tr> <td colspan="2"><input type="checkbox"/> where I was the only employee dismissed</td> </tr> <tr> <td colspan="2"><input type="checkbox"/> where the employer employs less than ten (10) employees</td> </tr> <tr> <td colspan="2"><input type="checkbox"/> Other</td> </tr> </table> <p>4. SUMMARIZE THE FACTS OF THE DISPUTE (Use additional paper if necessary): <u>NON IMPLEMENTATION OF THE COLLECTIVE AGREEMENT SHIFT ALLOWANCE</u></p> <p>5. DATE AND WHERE DISPUTE AROSE:</p> <p>The dispute arose on: <u>20 AUGUST 2018</u> (give the date, day, month and year)</p> <p>The dispute arose where: <u>WELKOM</u> (give the City/Town in which the dispute arose)</p> <p>6. DATE OF DISMISSAL (if applicable) _____</p>	<input type="checkbox"/> Misconduct	<input type="checkbox"/> Incapacity	<input type="checkbox"/> Unknown Reasons	<input type="checkbox"/> Constructive Dismissal	<input type="checkbox"/> Poor work performance	<input type="checkbox"/> Dismissal relates to probation	<input type="checkbox"/> Operational Requirements (Retrenchments)		<input type="checkbox"/> where I was the only employee dismissed		<input type="checkbox"/> where the employer employs less than ten (10) employees		<input type="checkbox"/> Other	
	<input type="checkbox"/> Misconduct	<input type="checkbox"/> Incapacity													
	<input type="checkbox"/> Unknown Reasons	<input type="checkbox"/> Constructive Dismissal													
	<input type="checkbox"/> Poor work performance	<input type="checkbox"/> Dismissal relates to probation													
	<input type="checkbox"/> Operational Requirements (Retrenchments)														
	<input type="checkbox"/> where I was the only employee dismissed														
	<input type="checkbox"/> where the employer employs less than ten (10) employees														
	<input type="checkbox"/> Other														

7.FAIRNESS/UNFAIRNESS OF DISMISSAL(if applicable)**(b) Procedural Issues**Was the dismissal procedurally unfair? Yes No

If yes, why?

(c) Substantive IssuesWas the reason for the dismissal unfair? Yes No

If yes, why?

This must be completed!**8.RESULT REQUIRED**

EMPLOYEES MUST BE PAID THEIR
BACKPAYS IN TERMS OF THE AGREEMENT

9.OBJECTION TO CON-ARB PROCESS(Only complete this part if you object to the arbitration commencing immediately after conciliation)

I/we object to the arbitration commencing immediately after the conciliation in terms of 191(5A)(e).

Signature of person objecting to con-arb

10.INTERPRETER SERVICES

Is an interpreter required? Yes/No

 Afrikaans IsiNdebele IsiZulu IsiXhosa Sepedi SeSotho Setswana IsiSwati Xitsonga Sign Language Tshivenda Other

Parties may, at their own cost, bring interpreters for languages other than the official South African languages. Please indicate this under "other".

11.SPECIAL FEATURES / ADDITIONAL INFORMATION

Briefly outline any special features / additional information SALGBC needs to note:

.....

.....

.....

Special features might be a reason for the urgency of the matter, the large number of people involved, important legal or labour issues, etc.

Dispute about unilateral change to terms and conditions of employment
s64(4)

I/we require that the employer party not implement unilaterally the proposed changes that led to this dispute for 30 days, or that it restore the terms and conditions of the employment that applied before the change.

Signed: AI WELKOM.....(employee party referring the dispute)

12. PLEASE INDICATE HOW MANY WITNESSES WILL BE

CALLED:

Applicant

1 to 2 2 to 4 4 to 6 6 or more

Respondent

1 to 2 2 to 4 4 to 6 6 or more

13. CONFIRMATION OF ABOVE DETAILS

Form submitted by:

WELCOME MAKHOBOTLOANE

(Please print name)

Signature: 

Position: SAMWU FULL TIME SHOP STEWARD

Date: 20 AUGUST 2018

Place: WELKOM

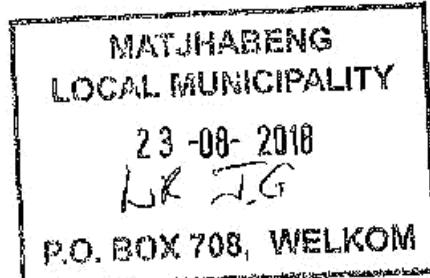


**SOUTH AFRICAN LOCAL GOVERNMENT
BARGAINING COUNCIL
NORTHERN CAPE / FREE STATE REGIONAL OFFICE**

P.O. Box 1481

Kimberley
8300

Tel: (053) 832-1216
Fax: (053) 831-3608



10 Holland Road
New Park
Kimberley
8300

Email: info.fs@salgbc.org.za
Website: www.salgbc.org.za

23 August 2018

Enquiries: Fundiswa Mohale

Addressees:

CONCILIATOR T. CHOBOKOANE

APPLICANT SAMWU OBO MEMBERS (086) 210-0339

RESPONDENT MATJHABENG LOCAL MUNICIPALITY (057) 353-1187

Dear Sir / Madam

NOTICE OF CONCILIATION: SAMWU OBO MEMBERS vs MATJHABENG LOCAL MUNICIPALITY

Case Number: FSD081822

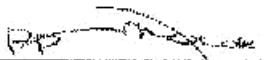
Nature of Dispute: Interpretation / Application of Collective Agreement

Please be advised that the above CONCILIATION will take place as follows:

DATE:	FRIDAY, 7 SEPTEMBER 2018
TIME:	10:00
VENUE:	SAMWU PROVINCIAL OFFICE, 4 CRICKET STREET, BLOEMFONTEIN

Kindly acknowledge receipt hereof.

Yours faithfully


THABISO MQOBONGO
REGIONAL SECRETARY

* Please note that no firearms are to be carried inside any proceedings of the SALGBC.

**SOUTH AFRICAN LOCAL GOVERNMENT
BARGAINING COUNCIL**

**CERTIFICATE OF OUTCOME OF DISPUTE
REFERRED TO CONCILIATION**

CASE NUMBER : FSD081822

I certify that the dispute between

SAMWU GBO MEMBERS
 (referring party)

and

Mafikeng Local Municipality
 (other party / parties)
Referred to conciliation on / condonation granted on : **21/08/2018****Concerning:**

- | | | |
|---|--|--|
| <input type="checkbox"/> Unfair Dismissal | <input type="checkbox"/> Mutual Interest | <input type="checkbox"/> Unilateral change to terms / conditions of employment |
| <input type="checkbox"/> Disputes by Essential Services | <input checked="" type="checkbox"/> Interpretation / Application of Collective Agreement | <input type="checkbox"/> Refusal to Bargain |
| <input type="checkbox"/> Severance Pay S41 BCEA | <input type="checkbox"/> Freedom of Association | <input type="checkbox"/> Unfair Labour Practice (Probation) |
| <input type="checkbox"/> Unfair Labour Practice | <input type="checkbox"/> S198 LRA | <input type="checkbox"/> S198A (Labour Broker) |
| <input type="checkbox"/> S198B (Fixed Term Contract) | <input type="checkbox"/> S198C (Part-time Employment) | <input type="checkbox"/> S198D |
| <input type="checkbox"/> Other (please specify): _____ | | |

And relates to:

- | | | |
|--|--|---|
| <input type="checkbox"/> Misconduct | <input type="checkbox"/> Operational Requirements (Retrenchment) | <input type="checkbox"/> Incapacity |
| <input type="checkbox"/> Reason Unknown | <input type="checkbox"/> Constructive Dismissal | <input type="checkbox"/> Interpretation & Application |
| <input type="checkbox"/> Entitlement | <input type="checkbox"/> S 186 (2) | <input type="checkbox"/> Incapacity: ill Health |
| <input type="checkbox"/> Incapacity: Poor Work Performance | <input type="checkbox"/> Probation | |
| <input type="checkbox"/> Other (please specify): _____ | | |

Condonation:
 was resolved on the _____ or Granted Not Applicable
 7 September 2018

If the dispute remains unresolved, it can be referred to:

-
- Arbitration
-
- Labour Court
-
- Strike / Lockout
-
- None

SALGBC
 SOUTH AFRICAN LOCAL GOVERNMENT
 BARGAINING COUNCIL
 10 HOLLAND STREET, KIMBERLEY 8301
 TEL: 053 832 12156 FAX: 053 831 3608
 NORTHERN CAPE & FREE STATE DIVISION

Official Stamp of the Council

Name of Council Commissioner (Please Print)

Signature of Council Commissioner (Please Sign)

Place

Date



Enquiries : Lieketseng Mapane
 Date : 20 July 2018

The Municipal Manager: Mr. T. Tsoaeli
 Matjhabeng Local Municipality
 PO Box 708
WELKOM
 9460

Attention: Ms. Morakane Mothekhe

INFORMAL SETTLEMENTS UPGRADING SUPPORT 2018/19

As part of our ISU Support interventions for Matjhabeng LM in the current financial year, the HDA in collaboration with FSHS are planning to undertake planning activities in some of your informal settlements particularly in Meloding. These activities will be aimed at facilitating the selected informal settlements towards in situ upgrading. This is in support of the recommendations contained in the Matjhabeng LM Spatial Transformation Plan and the Matjhabeng LM Resettlement Plan.

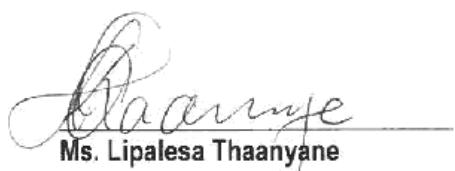
The HDA conducted a site visit in Unit 3 and Unit 7 Informal Settlements in Meloding Thursday, 19 July 2018, with the objective of conducting physical inspection towards drafting of an informed development response. The criteria for selecting these settlements were:

- The land must belong to the Municipality;
- The number of households must be less than 150, or area requiring an amendment of a General Plan and rezoning;
- The settlement must be adjacent to an established township for ease of basic services connection by the Municipality.

To facilitate these activities, Matjhabeng LM is requested to submit the following:

1. A letter granting the HDA and FSHS permission to proceed with in situ upgrading of the above-mentioned informal settlements;
2. Zoning certificate of the pieces of land where the settlement are located at;
3. Subject the current residents of the informal settlements through basic qualification criteria for ease of site allocation.

It must be noted that the municipality will take the inherent responsibility of site allocation for the sites in question.



Ms. Lipalesa Thaanyane
Provincial Manager: Free State



Working for Integration



**MATJHABENG LOCAL MUNICIPALITY
MELODING
INFORMAL SETTLEMENTS
UPGRADING PROPOSAL**

24 August 2018

MATJHABENG LM ISU SUMMARY

Municipality	No. of Settlements	No. of Households
Matjhabeng LM	21	5 275

One (1) informal settlement, Thandanani 2010 was fully upgraded with Top Structures leaving a total of 20 informal settlements with 4 354 households

COMPLETED ACTIVITIES	LOCATION
RAPID ASSESSMENTS AND CATEGORIZATION	21 Informal settlements
ENUMERATIONS	21 Informal settlements
RESETLLEMENT PLANS	15 Informal settlements
TECHNICAL UPGRADING PLAN	1 Baiphehing informal settlement
INFORMAL SETTLEMENTS ISU CHAPTER	Reviewed 2016/17 for all settlements

MELODING INFORMAL SETTLEMENTS

No.	Settlement Name	Farm/Township	ENUMERATED	UPDATED NO
			NO. OF STRUCTURES	OF HOUSEHOLDS
APRIL 2018				
1.	Bareng informal settlement	Virginia/Meloding	6	6
2.	MK Square informal settlement	Virginia/Meloding	10	73
3.	Matlharantlheng informal settlement (Meloding)	Virginia/Meloding	139	135
4.	Unit 7 informal settlement	Virginia/Meloding	45	45
5.	Unit 3 informal settlement	Virginia/Meloding	88	88
6.	Phelindaba informal settlement	Virginia/Meloding	9	9
7.	Tiptop & Zack Bazaar informal settlement	Virginia/Meloding	8	8

Informal Settlements ,Virginia,Meloding



Contact us at
landdatahda.co.za



Legend

Custom Drawn Polygon

0 200 400 600

Metres

Imagery Copyright: Map data ©2018 AfriGIS (Pty) Ltd

3. BARENG INFORMAL SETTLEMENT

Bareng, Informal Settlement, Matjhabeng LM: Free State



No. of Structures: 6

No. of Households: 12

Population Estimate: 36

Established: 2000

Ward: 5

Land Ownership: MLM

Land Earmarked: Business

Area Size: 0.7ha

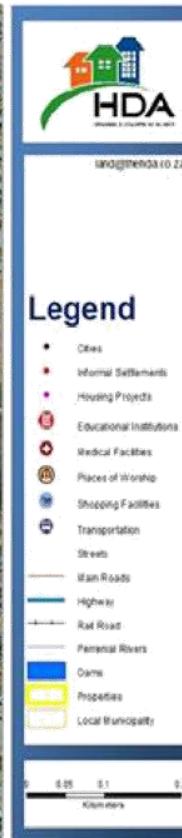
Water Access: from close by church

Sanitation: Self-dug Pit toilets

Electricity: None

B. MATLHANTLHENG INFORMAL SETTLEMENT

Matlharantheng, Informal Settlement, Matjhabeng LM: Free State



No. of Structures: 135

No. of Households: 200

Population Estimate: 600

Age of settlement: 09 years

Ward: 5

Land Ownership: MLM

Land Earmarked: Other

Purposes??

Area Size: 29.7 ha

Water Access: No access

Sanitation: Self-dug Pit toilets

Electricity: None

K MK SQUARE INFORMAL SETTLEMENT

MK Square, Informal Settlement, Matjhabeng LM: Free State



No. of Structures: 73

No. of Households: 21?

Population Estimate: 63?

Age of settlement: +/- 09 years

Ward: 5

Land Ownership: MLM

Land Earmarked: Service

Servitude

Area size: 2.5 ha

Water Access: No access

Sanitation: Self-dug Pit toilets

Electricity: None

Hazard: Close to electrical Servitude

1. PHELINDABA INFORMAL SETTLEMENT

Phelindaba, Informal Settlement, Matjhabeng LM: Free State



No. of Structures: 9

No. of Households: 47

Population Estimate: 141

Age of settlement: since 2012

Ward: 7

Land Ownership: MLM

Land Earmarked: Electrical

Servitude & Sport field

Area size: 7.8 ha

Water Access: No access

Sanitation: Self-dug Pit toilets

Electricity: None

Hazard: Boarded by electrical

Servitude and railwayline

1. TIP TOP & ZACK BAZAAR INFORMAL SETTLEMENT

Tip Top and Zack Bazaar, Informal Settlement, Matjhabeng LM: Free State



No. of Structures: 8

No. of Households: 45

Population Estimate: 135

Age of settlement: +22 years

Ward: 4

Land Ownership: MLM

Land Earmarked: Church Site

Area size: 1.1 ha

Water Access:

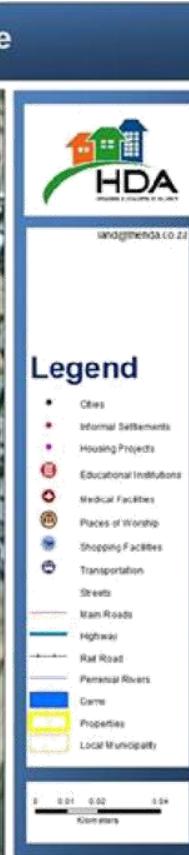
Communal Taps

Sanitation: Bucket System

Electricity: None

18 UNIT 7 INFORMAL SETTLEMENT

Unit 7, Informal Settlement, Matjhabeng LM: Free State



No. of Structures: 45

No. of Households: 80

Population Estimate: 240

Age of settlement: +15 years

Ward: 7

Land Ownership: MLM

Land Earmarked: Business Site

Area size: 1.4 ha

Water Access: None

Sanitation: Bucket System

Electricity: None

(7) UNIT 3 INFORMAL SETTLEMENT

Unit 3, Informal Settlement, Matjhabeng LM: Free State



- No. of Structures:** 45
- No. of Households:** 80
- Population Estimate:** 240
- Age of settlement:** +15 years
- Ward:** 7
- Land Ownership:** MLM
- Land Earmarked:** Business Site
- Area size:** 1.4 ha
- Water Access:** None
- Sanitation:** Bucket System
- Electricity:** None

PRIORITIZATION OF SETTLEMENTS

No.	Settlement Name	UPDATED NO OF HOUSEHOLDS	STATUS
1.	Unit 7	45	
2.	Unit 3	88	Okay
3.	Tiptop & Zack Bazaar informal settlement	8	
4.	Bareng informal settlement	6	
5.	MK Square informal settlement	73	DISASTER PRONE
6.	Matlharantlheng informal settlement	135	IMMINENT RELOCATION
7.	Phelindaba informal settlement	9	

PROPOSED 2018/19 ISU INTERVENTION

- Undertake planning activities in prioritised informal settlements in Meloding, aimed at facilitating the selected informal settlements towards in situ upgrading
- In support of the recommendations contained in the Matjhabeng LM Spatial Transformation Plan and the Matjhabeng LM Resettlement Plan (in situ upgrading rather than relocation)
- The criteria for selecting these settlements were:
 - The land must belong to the Municipality;
 - The number of households must be less than 150, or area requiring only an amendment of a General Plan and rezoning in terms of municipal planning bylaws;
 - The settlement must be integrated and adjoining to an established township for ease of basic services connection by the Municipality.
 - **LAND MUST NOT BE DISASTER PRONE**
- Support targeted for the following settlements:
 1. Unit 7
 2. Unit 3
 3. Bareng or Tip Top & Zack Bazaar???

REQUIRED ACTIONS/INFORMATION

- The delegation requests the following from MLM:
 - Indicate willingness to relinquish the current zonings of the concerned land parcels through a council resolution;
 - Current zoning certificates of the pieces of land where the agreed settlements are located;
 - Commit to subject current residents of the informal settlements through basic qualification criteria for ease of site allocation.
 - Written confirmation from Planning Unit on required studies for the subdivision and rezoning applications on the agreed pieces of land



FREE STATE

Domitek Building, 8 De Kaap Street, Welkom 9460, Cell : 0786773182 tmmacingwane@gmail.com

Matjhabeng EFF Caucus Chief Whip

05/11/2018 November

**To : The Speaker Matjhabeng LM
The Municipal Manager MLM
PO Box 708
Welkom
9459**

RE : Motion To discuss Expropriation of Land without Compensation

Background

It is a known fact that at least 90% of South African land is in the hands of the few minority of this country while millions of our people blacks in Majority are left stranded and destitute they are wondering in the streets and leaving in the backyards as dwellers and tenants, in the homes of the few privileged people who at least have a piece of land they call home. Of course this is a known narrative which has been expressed by different stakeholders in particular those who view themselves and posture as the vanguards of the poor masses of black Africans, however it seems to be struggling to reach the ears and hearts of those in possession of this important commodity. This narrative struggles to appeal to those at the helm of the state those who are responsible for the establishment and making of legislature.

It is against this background that I would proposed that the council in its next sitting discuss the expropriation of Land Without compensation for equal distribution, as it is my conviction and understanding that the Municipality is the one of the most important sphere of government (local sphere) that is very close to the people. It therefore can not be correct that the municipality doesn't take or hold the center in terms ensuring that land is availed to the power masses of our people.

Motion

1. I would like the council in its next sitting to discuss the expropriation of municipal land without compensation for equal distribution to the community of Matjhabeng particularly the destitute and indigent backyard dwellers, for purposes of Human settlement and stability.
2. I would like the council to discuss this motion precisely to address the inequalities of land ownership when it comes to economic usage and development of the land for equal benefit.
3. I would like the council to discuss this motion so that there can political direction that will inform the municipal policies on land redistribution as one cannot ignore the fact that our current policies are derived from apartheid statutes and laws.



We cannot ignore the reality that the current section 25 of the constitution is not explicit in terms clarifying the question of expropriation of land as it currently states that land may be expropriated for a price equal to the value that can be determined by the owner. This on its own subjects our people to the wrath hand of the few minority that are in possession of the land as it allows them to set their price for the land, against the knowledge and background that the National Assembly will be discussion a similar motion in the month of November I'm still of the view that municipalities should lead at the front on the question of land redistribution.

In accordance with the standard Rules and orders rule (54) I would like the motion to be discussed in the next and coming ordinary council sitting dated 27 November 2018, I would also advise the Municipal manager to refer the matter to the relevant section 79 committee as directed by rule (58) Of the same rules. It is my understanding that this proposed motion borders on pieces of legislation section (25)(2) (a and b) of the constitution, it again my understanding that all laws and bi-elections that governs the country and municipalities being part it are derived and governed by the constitution

Motion proposed by
Cllr Thomas Macingwane



Seconded by
Cllr Akhona Dyantyi



