

**MATJHABENG MUNICIPALITY**

**ADDENDUM  
ANNEXURES**

**of the**

**3<sup>RD</sup> ORDINARY COUNCIL MEETING  
FOR THE YEAR 2018**

**convened for**

**WEDNESDAY, 30 MAY 2018**

**at**

**15h00**

**at the**

**COUNCIL CHAMBERS, CIVIC CENTRE,  
WELKOM**



## FREE STATE

Domitek Building, 8 De Kaap Street, Welkom 9460, Cell : 0786773182 [tmmacingwane@gmail.com](mailto:tmmacingwane@gmail.com)

### OFFICE THE CHIEF WHIP (EFF MATJHABENG)

15 February 2018  
 The Municipal Manager Matjhabeng LM  
 The Speaker of Matjhabeng LM  
 P O Box 708  
 Welkom  
 9459  
 RE : Motion by Cllr Macingwane



Revolutionary greetings are in order I guess in these hard and trying times, marked by the triple threats of poverty, unemployment and in equality.

*In terms of the standard rules and orders (54) each councillor has a right to submit a motion in writing or orally to the municipal manager and may request it to be added on an Agenda of the next ordinary meeting.*

It is therefore my wish to submit in writing this motion in accordance with the aforesaid rule.

I would like to submit to the council that it consider or reconsider **the barring of EFF councilors** from council subject to the **dress code rule (32)** as I understand that this was done in line with a resolution taken in accordance with the interpretation of this rule. It is important to note the progress made by the Rules committee in attempt to resolve this matter amicably. Nonetheless we must equal appreciate the fact that there is a judgement from Gauteng High court handed down by Judge J Mlambo on the 13 December 2017.

In this judgement the National Assembly was then ordered to amend it's rules to accommodate the initiation process for impeachment of the sitting president, not only that but premiers, mayors and members of the executive. It is therefore our understanding that this judgement doesn't only impact on the National Assembly but affects all legislative houses and municipalities thus we draw an understanding that the rules committee can not complete it's process without the National Assembly first gazetting it's amendment.

For purposes of good governance we can't be seen to be undermining the judiciary system, that is protected by the constitution founded on values and principles democracy. We can't as the local municipality the most important sphere of government, be seen going against a process

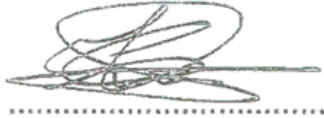
that National Assembly has already initiated, equally we are considerate to the financial implications thereof.

It is my submission that the council allows the speaker to relax the rules (not suspend) and consider the proposal by the EFF on the dress code matter rule (32). I propose this in good faith as indicated aligning myself with the attached judgement and the remedial action as set out by the Public Protector.

In conclusion it is important to also note that rule (57) permits the author of a motion to present the motion and reply to any questions that may rise from the motion.

I therefore move that the council consider this motion and adopts the attached proposal as a temporary tool.

**Motion submitted by : Cllr Thomas Macingwane**



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**Seconded by : Cllr Lebohang Khetsi**



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Kind regards



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**Cllr. MT Macingwane (EFF Chief Whip)**