



STEVE TSHWETE LOCAL MUNICIPALITY

AGENDA

OF THE

COUNCIL

MEETING

DATE - 09 OCTOBER 2014

TIME - 17:30



STEVE TSHWETE LOCAL MUNICIPALITY

VISION

TO BE THE LEADING COMMUNITY DRIVEN MUNICIPALITY
IN THE PROVISION OF SUSTAINABLE SERVICES AND
DEVELOPMENTAL PROGRAMMES

MISSION

WE ARE COMMITTED TO THE TOTAL WELL BEING
OF ALL OUR CITIZENS THROUGH:

- RENDERING AFFORDABLE, COST-EFFECTIVE, ACCESSIBLE, EFFICIENT AND QUALITY SERVICES;
- EFFECTIVE MANAGEMENT SYSTEMS, PROCEDURES, SKILLED AND MOTIVATED WORKFORCE;
- MAXIMISING INFRASTRUCTURAL DEVELOPMENT THROUGH THE UTILIZATION OF ALL AVAILABLE RESOURCES;
- IMPROVING THE QUALITY OF LIFE BY CO-ORDINATING YOUTH, GENDER AND SOCIAL DEVELOPMENT PROGRAMMES;
- CREATING AN ENABLING ENVIRONMENT FOR ECONOMIC GROWTH AND JOB CREATION;
- ENSURING EFFECTIVE COMMUNITY AND RELEVANT STAKEHOLDER PARTICIPATION AND CO-OPERATION;
- COMPLIANCE WITH THE BATHO-PELE PRINCIPLES;
- TO STRIVE TO SUSTAIN THE FIDUCIARY POSITION OF THE MUNICIPALITY TOWARDS ACHIEVING CLEAN AUDIT

STEVE TSHWETE LOCAL MUNICIPALITY

NOTICE IS HEREBY GIVEN THAT AN
ORDINARY MEETING OF THE COUNCIL
WILL BE HELD IN EASTDENE COMMUNITY
HALL MIDDELBURG ON THURSDAY,
09 OCTOBER 2014 AT 17:30


MUNICIPAL MANAGER

A G E N D A

- 1 OPENING
- 2 APPLICATIONS FOR LEAVE OF ABSENCE
- 3 OFFICIAL ANNOUNCEMENTS
- 4 REPORTS BY THE SPEAKER IN TERMS OF SECTION 15(1) OF THE RULES OF ORDER
- 5 APPLICATIONS AND APPEALS FROM COUNCILLORS IN TERMS OF SECTION 14 OF THE RULES OF ORDER

5.1 APPEAL BY CLLR E F MATHEBULA: IMPOSITION OF A FINE IN TERMS OF SECTION 13(9) OF THE RULES OF ORDER
3/2/14 (G)

Report by the Municipal Manager

The purpose of the report is for Council to consider an appeal received in terms of Rule 14 of the Rules of Order.

The following appeal was received on 16 September 2014 from Cllr E F Mathebula:

"I hereby respond to the letters dated 2014/09/11. On the dates on which I was recorded absent and fine of R1000 for each meeting is to be imposed on me as the result of my absence without a leave of absence, I therefore want to indicate that on the dates where I am recorded absence I was attending an official duty whereby I was delegated by the Mayor to attend a mayoral outreach in Hendrina, the Mayor, Speaker, Municipal Manager and the Deputy Municipal Manager were aware of my deployment in that responsibility. I want to draw your attention to Section 13(7) of the rules of order where it says a councillor delegated by the council to attend other official duties is at the time of a meeting he or she is required to attend, is deemed to have been granted a leave of absence for the meeting he or she is required to attend. It is on this basis that I regard myself having not been absent from the meetings you mentioned in your letters.

sic"

Background:

Cllr E F Mathebula is a Member of the Mayoral Committee responsible for the Financial Services Portfolio. He was recorded absent without leave of absence at the Special Council meetings held on 24 April 2014 at 17:30 and 19:00 respectively. The Special Council meeting held at 19:00 on 24 April 2014 was a continuation meeting of the meeting held on 10/04/2014.

Section 13(7) of the Rules of Order determines as follows:

- (7) A councillor delegated by the council to attend to other official duties at the time of a meeting he or she is required to attend, is deemed to have been granted leave of absence for the meeting he or she is required to attend.

Council is requested to consider the appeal received from Cllr EF Mathebula.

FOR CONSIDERATION BY COUNCIL

5.2 APPEAL BY THE SPEAKER: IMPOSITION OF A FINE IN TERMS OF SECTION 13(9) OF THE RULES OF ORDER
3/2/1/4 (G)

Report by the Municipal Manager

The purpose of the report is for Council to consider an appeal received in terms of Rule 14 of the Rules of Order.

The following appeal was received on 16 September 2014 from the Speaker (Cllr R M Xaba) on behalf of all ANC Councillors recorded absent during the Special Council meetings held on 24 April 2014 at 17:00 and 19:00 respectively:

"In respond to your correspondents date 11 September 2014, in relation to our absent, from the Special Council meetings of the 24 April 2014 17h30.

Kindly note that as the Speaker of Council and the Executive Mayor, being deployed by the ANC, we were instructed by the ANC that there should be no council meetings until after elections 7 May 2014 and that information was communicated to you by the Executive Mayor and you were requested by the executive Mayor in terms of Rules of Order(4)(1)(2)(3)(4) not to issue any notices of any meetings till further notice.

I also requested you not to call any council sittings as all ANC Councillors won't be available as the party instructions and you agreed to that.

I therefore appeal in terms of Section 14(1) of the Rules of Order, that myself, the executive Mayor and all ANC councillors implicated not be punished or subjected to pay, as both these meetings held on 24 April 2014 17h30 and 19h00 were not agreed upon with my office as per Rules of Order.

sic"

Background:

The Special Council meeting held on 24/04/2014 at 17:30 was scheduled in terms of the approved schedule which was determined by the Speaker and noted by Council per Resolution C03/11/2013. The Special Council meeting held at 19:00 the same day was a continuation meeting of the meeting held on 10/04/2014 and due to the fact that no quorum was formed on the day of the meeting 10/04/2014, the meeting was in terms of Section 40(1) of the Rules of Order adjourned to a future date. Section 42(1) of the Rules of Order stipulates that a continuation meeting should be arranged at least seven(7) days but not later than fourteen(14) days after the scheduled date of the meeting, hence the continuation meeting was scheduled at 19:00 on 24/04/2014.

Consideration of the appeal

The appeal received from the Speaker (Cllr RM Xaba) on behalf of all ANC Councillors recorded absent during the Special Council meetings held on 24/04/2014 at 17:30 and 19:00 respectively are hereby submitted for consideration.

FOR CONSIDERATION BY COUNCIL

5.3 APPEAL BY CLLR E A JELE: IMPOSITION OF A FINE IN TERMS OF SECTION 13(9) OF THE RULES OF ORDER

3/2/14 (G)

Report by the Municipal Manager

The purpose of the report is for Council to consider an appeal received in terms of Rule 14 of the Rules of Order.

The following appeal was received on 30 September 2014 from Cllr E A Jele:

"I hereby respond to the letters dated 2014/09/30. On the dates on which I was recorded absent and fine of R1000 for each meeting is to be imposed on me as the result of my absence without a leave of absence, I therefore want to indicate that on the dates where I am

I also requested you not to call any council sittings as all ANC Councillors won't be available as the party instructions and you agreed to that.

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Background:

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Consideration of the appeal

The appeal received from the Speaker (Cllr RM Xaba) on behalf of all ANC Councillors recorded absent during the Special Council meetings held on 24/04/2014 at 17:30 and 19:00 respectively are hereby submitted for consideration.

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