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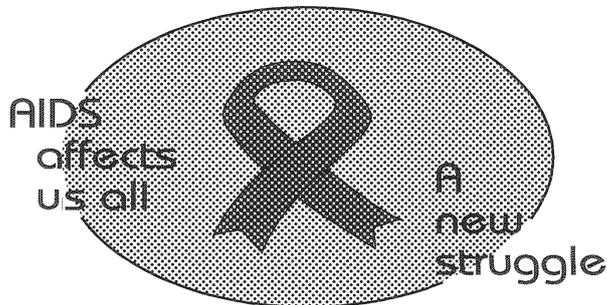
**PROVINCIAL GAZETTE
PROVINSIALE KOERANT**

Vol. 258

MAHIKENG, 9 SEPTEMBER 2015

No. 7534

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DEPARTMENT OF HEALTH

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ISSN 1682-4532



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Information

from Government Printing Works

Dear Valued Customers,

Government Printing Works has implemented rules for completing and submitting the electronic Adobe Forms when you, the customer, submits your notice request.

Please take note of these guidelines when completing your form.



GPW Business Rules

1. No hand written notices will be accepted for processing, this includes Adobe forms which have been completed by hand.
2. Notices can only be submitted in Adobe electronic form format to the email submission address submit.egazette@gpw.gov.za. This means that any notice submissions not on an Adobe electronic form that are submitted to this mailbox will be **rejected**. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
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5. All notice submissions that do not comply with point 2 will be charged full price for the notice submission.
6. The current cut-off of all Gazette's remains unchanged for all channels. (Refer to the GPW website for submission deadlines – www.gpwonline.co.za)
7. Incorrectly completed forms and notices submitted in the wrong format will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email info.egazette@gpw.gov.za)
8. All re-submissions by customers will be subject to the above cut-off times.
9. All submissions and re-submissions that miss the cut-off will be rejected to the customer to be submitted with a new publication date.
10. Information on forms will be taken as the primary source of the notice to be published. Any instructions that are on the email body or covering letter that contradicts the notice form content will be ignored.

You are therefore advised that effective from **Monday, 18 May 2015** should you not comply with our new rules of engagement, all notice requests will be rejected by our new system.

Furthermore, the fax number **012- 748 6030** will also be **discontinued** from this date and customers will only be able to submit notice requests through the email address submit.egazette@gpw.gov.za.

DISCLAIMER:

Government Printing Works reserves the right to apply the 25% discount to all Legal and Liquor notices that comply with the business rules for notice submissions for publication in gazettes.

National, Provincial, Road Carrier Permits and Tender notices will pay the price as published in the Government Gazettes.

For any information, please contact the eGazette Contact Centre on 012-748 6200 or email info.egazette@gpw.gov.za

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GENERAL NOTICES • ALGEMENE KENNISGEWINGS

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GENERAL NOTICES • ALGEMENE KENNISGEWINGS

NOTICE 435 OF 2015**DEPARTMENT OF LOCAL GOVERNMENT AND HUMAN SETTLEMENTS**

LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998 (No.117 OF 1998)

NOTICE IN TERMS OF SECTION 14 (5)

I, Mokone Collen Maine , Member of the e Executive Council responsible for Local Government and Human Settlements in the Province of the North West, under section 14(5) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998) and after consulting existing municipalities, hereby make the transitional measures to facilitate the disestablishment of existing municipalities, the establishment of future municipalities and the incorporation of two municipalities during such transition in the North West as set out in the Schedule.

Given under my signature at Mahikeng on this day of 31 August 2015



M. C. Maine**MEC RESPONSIBLE FOR LOCAL GOVERNMENT AND HUMAN
SETTLEMENTS: NORTH WEST PROVINCE**

SCHEDULE 1

Definitions

1. In this notice an expression or word to which a meaning has been assigned in the Municipal Structures Act, shall have the same meaning so assigned unless the context otherwise indicates, and in addition-

“Coordinating municipality” means the existing district municipality that is responsible for the coordination and correlation of the functions of the Committee as described in this notice;

“Committee” means the Political Steering Committee established in terms of clause 2 (1) of this notice for each future municipality;

“Existing Municipality” means a municipality existed when the Municipal Structures Act took effect and include every municipality which is affected by the disestablishment or establishment a future municipality;

“Future Municipality” means the category B1 municipality in respect of which the boundaries have been determined by the Municipal Demarcation Board by Extraordinary Notice No: 7525, Vol No 258 dated 25th August 2015;

“Interests” means the common goal of any group of persons who are represented on any existing municipality and include any councillor of any existing municipality not affiliated to any group or political party;

“MEC” means the member of the Executive Council of the North West Province responsible for local government or person acting in that capacity in respect of those future municipalities;

“Municipal Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998);

“Provincial Convenor” means a person appointed by the HOD responsible for local government in the province.

“Technical Task team” means a committee appointed in terms of clause 10 of this notice and;

“Transformation Manager” means the person appointed as such in terms of clause 9.

2. ESTABLISHMENT OF COMMITTEE

- (1) For every future municipality or extended boundaries of an existing municipality as determined by the Municipal Demarcation Board in terms of section 21 of the Local government : Municipal Demarcation Act, 1998, listed in column 1 of the schedule 2 hereto, a Steering Committee is established.
- (2) The existing municipalities involved in the establishment of the specific future municipalities are listed in column 2 of the Schedule 3 and have additional rights and duties as set out herein.

- (3) The provisions of sub clauses (1) and (2) are applicable, to the extent possible, to facilitate the disestablishment of a municipality and its inclusion into an existing municipality.

3. COORDINATING MUNICIPALITY AND A SEAT OF COMMITTEES

The coordinating municipality for purposes of this notice is the municipality as indicated in column 3 of the Schedule 2 and the seat of a Committee as indicated in column 4 of the schedule 2.

4. GOVERNANCE AND SUPPORT STRUCTURES

- (1) The governance structure for the purposes of this notice is as indicated in Schedule 3 of this notice.

- (2) The MEC must establish the Committees contemplated in sub-clause (3) below, to oversee the disestablishment of existing municipalities, establishment of future municipalities and, where applicable, the inclusion of such disestablished municipality into existing municipalities.

- (3) (a) A political Steering Committee must consist of the following members:

- (i) MEC for Local Government as the Chairperson.
- (ii) Executive Mayor/Mayor of the affected municipalities and districts concerned;
- (iii) MEC for FEED
- (iv) MEC for Public Works & Roads (Infrastructure Development) and;
- (v) North West PEC, SALGA;

- (b) Extended Political Steering Committee will consist of the following members:

- (i) All members of the Political Steering Committee;
- (ii) Speakers of the affected municipalities;
- (iii) Chief Whips of affected municipalities
- (iv) Representation from other political parties

(c) Technical Steering Committee must consist of the following members:

- (i) Transformation manager who will also be the convenor and chairperson;
- (ii) Municipal managers of the affected municipalities;
- (iii) Provincial Convenor;
- (iv) Organised Local Government;
- (v) Organised Labour;
- (vi) North West Planning Commission; and
- (vii) Chairpersons of all the technical task teams.

(4) Appointment of additional member to the committees

The MEC may in his discretion appoint any person who is not a member of such an existing municipality to serve in the Committee on the grounds of that person's knowledge and expertise in any field or discipline which may enhance the efficiency of the Committee.

5. Operationalization of this notice

(1) Within 14 (fourteen) days from the date of publication hereof the Provincial Convenor must convene a joint meeting of the Councils of all the existing municipalities involved in the disestablishment and establishment of the specific future municipality or inclusion of such disestablished municipality, for the purpose of adopting the terms of reference of, and nomination to, these committees.

(2) The meeting envisaged in (1) above shall be chaired by the Provincial Convenor, who shall not have the right to vote on matters before the meeting,

(3) In addition to the nominations referred to in sub-clause (1) above, alternates for each nominated person must also be submitted for appointment to the Committee in the event of a vacancy occurring on such Committee.

(4) The MEC shall appoint the members and alternates of the Committee in Meeting within 7 (seven) days from the date of receipt of such nominations.

(5) A vacancy on the Committee occurs when a member-

a) Dies or resigns; or

b) Is removed from office by the MEC.

(6) A member of the Committee may be removed from office by written notice to the member and to the Committee concerned by the MEC for incompetence, misconduct or incapacity or any other reasonable grounds.

6. Chairperson of Committee

(1) The MEC must appoint a chairperson from the members of the Political Steering Committee, based on their knowledge and experience in local government or co-ordination and leadership skills;

(2) The Provincial Convenor will be the vice-Chairperson of the Technical Steering Committee;

(3) The chairperson presides at the meetings of the Committee or, in his or her absence, the vice-chairperson.

7. Functions of the Committees

(1) The functions of the Political Steering Committee are:

(a) To provide overall political leadership and direction to the project process;

(b) To ensure political buy-in of all stakeholders;

(c) To make key strategic decisions and grant approvals;

(d) To ensure that the implementation plan is adopted: and

(e) To monitor implementation of the plan in terms of agreed milestones and advise on possible political pressures and make recommendations.

(2) The functions of the Extended Political Steering Committee are:

(a) To keep abreast of project outputs; and

(b) To assist with information dissemination to public and business.

(3) The functions of the Technical Steering Committee are:

(a) Provide technical input into the implementation plan with clear deliverables and timeframes;

(b) Assist with the management of risks;

(c) Provide strategic support and advice to the Political Steering Committee in respect of critical considerations and decisions that need to be undertaken in the process,

(d) Prepare and present technical insight where needed;

(e) To advise the MEC on the legal, practical and other consequences of the disestablishment of the existing municipalities as envisaged in section 14(2) of the Municipal Structures Act, including.

- (i) the vacation of offices by the councillors of existing municipalities;
- (ii) the transfer of staff from the existing municipalities to the future municipality to be established in the area
- (iii) the transfer of assets, liabilities and administrative and other records from the existing municipalities to the future municipality, taking into account the interests of creditors of the existing municipalities; and
- (iv) the continued application of any by-law, regulations and resolutions of the existing municipalities in the future areas of jurisdiction and extent of such application;

(4) To provide the MEC with all relevant detail necessary for the preparation, of a notice referred to in 12 or 16 of the Municipal Structures Act, as the case may be;

(5) To facilitate in any other manner determined by the MEC, the disestablishment of existing municipalities and the establishment of future municipality or inclusion of a disestablished municipality into an existing municipality; and

(6) At the request of the Electoral Commission, to assist that Commission in preparing for the election of the Council of the future or existing municipality.

(7) Notwithstanding sub-clauses (1) and (3), an existing municipality into which a disestablished municipality is to be included must continue to have and exercise the rights and responsibilities accorded as prescribed by legislation.

8. Procedure to be followed by the Committee

(1) All matters before the Committee are decided by a majority vote of the members present; provided a quorum of fifty percent of the members plus one percent.

(2) In case of a split of votes, the chairperson or the person acting in his or her behalf, must have a casting vote, subject to applicable legislation.

(3) The Committee may determine its own procedure, provided that in case of a question on procedural matters, the chairperson must make a ruling, which must be final.

9. Transformation manager

(1) Within 21 (twenty one) days from the date on which the Committee is established, or such extended period approved by the MEC, the MEC must initiate the appointment of a transformation manager, who may not be a member of the affected municipalities,

(2) The remuneration and other conditions of service of the transformation manager shall be fixed by the MEC with the concurrence of the MEC responsible for FEED before the date on which the Committee is established.

(3) The transformation manager is the chief executive and administrative officer of Technical Steering Committee and is responsible for the implementation and execution of all the decisions of a Committee

(4) For the period before the appointment of the Committee, or in the absence of the transformation manager, the municipal manager of the coordinating municipality shall be responsible for the functions as described in sub-clause (3).

10 Administrative and technical support to Committees

(1)(a) The Committee may establish such sub-committees from its own members as it may deem necessary for the proper performance of its functions and dissolve such sub-committees at any time; provided that the representation on such sub-committee shall comply with the requirements as set out in clause 4

(b) The Committee may make such procedural rules with regard to any sub-committee as it may deem necessary;

(c) The duty to advice or report to the MEC on the matters as contained herein may not be delegated to any sub-committee.

(2)(a) The transformation manager must establish a Technical Support Team consisting of the municipal managers of the existing municipalities and such other officials as he or she may deem necessary:

(b) The Technical Support Team must provide technical and administrative support to the Committee and any sub-committee which may be established in terms of clause 10(1),

(c) The transformation manager is the chairperson of the Technical Steering Committee and the Support Team.

(3) Every existing municipality must provide such technical and administrative support to a Committee that is necessary for it to fulfil its functions and duties in terms of this notice,

(4) The secretariat for both steering committees will come from the coordinating municipalities,

11. Financial Arrangements

(1) Apart from the transformation manager there will be no additional remuneration for committee members.

(2) Any member of Committee who incurs travelling expenses will claim that from their or municipalities or the department where employed;

(3) The Provincial Government of North West may, in the discretion of the MEC, contribute to the expenses incurred by a Committee to the extent and on the terms and conditions as the MEC may determine.

12 Term of Office

(1) The term of office of the Committees and the Technical Task Team shall commence on the date which the members are appointed and shall expire on the day on which the MEC establishes the future municipality in terms of section 12 of the Municipal Structures Act

(2) The term of office of the transformation manager shall expire on the date on which the municipal manager of the future municipality assumes duty, or such extended date that the Council of the future municipality may, with the prior approval of the MEC, determine

(3) Notwithstanding sub clause 12(2) the term of office of the transformation manager may not be extended beyond 12 months after the local government elections.

13. General

(1) In order to give effect to the intent purpose of this notice, the MEC may issue directives concerning:

- (a) The prioritization of the functions of a Committee and set dates for reports on specific matters;
- (b) Procedural arrangements;
- (c) Short term financial arrangements; and
- (d) Any other matter as described in this notice

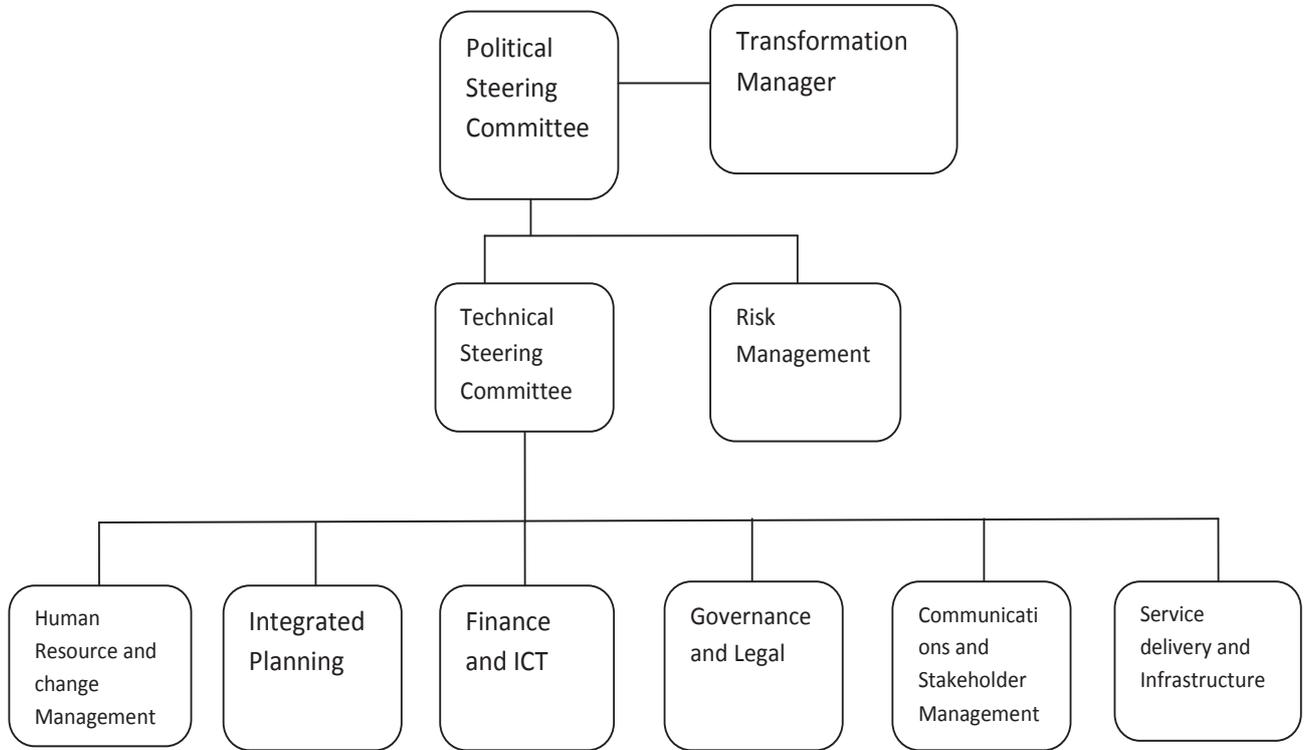
(2) Nothing in this notice must be interpreted as affecting the rights, roles, functions and obligations of the Council, Mayor, Speaker, Municipal manager and any structure of an existing municipality determined to include an disestablished municipality;

(3) The provisions of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000), Municipal Finance Management Act, 2003 (Act No. 56 of 2003) and any other legislation in terms with the rights, roles, functions and obligations of the Council, Mayor, Speaker, Municipal manager and any structure of an existing municipality, find authority.

SCHEDULE 2

COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4
NAME OF COMMITTEE	EXISTING MUNICIPALITIES	COORDINATING MUNICIPALITY	SEAT
The future local municipality	Tlokwe City Council Local Municipality	Dr. Kenneth Kaunda District Municipality	Potchefstroom
The future local municipality	Ventersdorp Local Municipality	Dr. Kenneth Kaunda District Municipality	Ventersdorp

SCHEDULE 3: GOVERNANCE AND SUPPORT STRUCTURES



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