

Western Cape, South Africa

Western Cape Local Government Laws Rationalisation Act, 2010

Act 4 of 2010

Legislation as at 2 December 2010

FRBR URI: /akn/za-wc/act/2010/4/eng@2010-12-02

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Western Cape Local Government Laws Rationalisation Act, 2010

Contents

1. Repeal of legislation	1
2. Short title	1
Schedule	1

Western Cape South Africa

Western Cape Local Government Laws Rationalisation Act, 2010 Act 4 of 2010

Published in Western Cape Provincial Gazette 6818 on 2 December 2010

Assented to on 29 November 2010

Commenced on 2 December 2010

*[This is the version of this document from 2 December 2010
and includes any amendments published up to 12 April 2024.]*

To repeal certain redundant laws pertaining to local government applicable in the Province of the Western Cape; and to provide for matters connected therewith.

BE IT ENACTED by the Provincial Parliament of the Western Cape, as follows: —

1. Repeal of legislation

- (1) The laws specified in the second column of the Schedule, in so far as they apply in or have been assigned to the Province of the Western Cape, are hereby repealed to the extent indicated in the third column of the Schedule.
- (2) Despite the repeal by subsection (1) of—
 - (a) the Municipality of Cape Town Administration Ordinance, 1965, ([Ordinance 24 of 1965](#));
 - (b) the Saldanha Bay Municipal Administration Ordinance, 1974, ([Ordinance 16 of 1974](#));
 - (c) any provision of the Municipal Ordinance, 1974 ([Ordinance 20 of 1974](#)); and
 - (d) any provision of the Divisional Councils Ordinance, 1976, ([Ordinance 18 of 1976](#)), any by-law made in terms of any of those Ordinances or provisions and in force in any municipality in the Province immediately before the commencement of this Act, continues in force subject to amendment or repeal and consistency with national and provincial legislation.

2. Short title

This Act is called the Western Cape Local Government Laws Rationalisation Act, 2010.

Schedule

Legislation of the province of the Western Cape and the former province of the Cape of Good Hope

	Title, No. and year of law	Extent of repeal
1.	City of Cape Town Unification Ordinance, 1913 (Ordinance No. 19 of 1913)	The whole except sections 3 and 15
2.	Cape Town and Wynberg (Unification) Ordinance 1927, (Ordinance No. 14 of 1927)	The whole
3.	City of Cape Town (Further Powers) Ordinance 1930, (Ordinance No. 10 of 1930)	The whole
4.	Public Bodies (Audit) Ordinance, 1930 (Ordinance No. 24 of 1930)	The whole
5.	Public Bodies (Audit) Amendment Ordinance, 1933 (Ordinance No. 15 of 1933)	The whole
6.	Local Authorities (Investment of Funds) Ordinance, 1935 (Ordinance No. 23 of 1935)	The whole
7.	Local Authorities (Audit) Ordinance, 1938 (Ordinance No. 17 of 1938)	The whole
8.	Local Authorities (Audit) Amendment Ordinance, 1942 (Ordinance No. 6 of 1942)	The whole
9.	Public Bodies and Local Authorities Audit Amendment Ordinance, 1947 (Ordinance No. 6 of 1947)	The whole
10.	Local Authorities (Investment of Funds) Amendment Ordinance, 1948 (Ordinance No. 15 of 1948)	The whole
11.	Local Authorities Audit Amendment Ordinance, 1950 (Ordinance No. 4 of 1950)	The whole

12.	Local Authorities (Investment of Funds) Amendment Ordinance, 1957 (Ordinance No. 20 of 1957)	The whole
13.	Local Authorities (Audit) Amendment Ordinance, 1959 (Ordinance No. 10 of 1959)	The whole
14.	Local Authorities (Development according to Community) Ordinance, 1963 (Ordinance No. 6 of 1963)	The whole
15.	Municipality of Cape Town Administration Ordinance, 1965 (Ordinance No. 24 of 1965)	The whole
16.	Local Authorities (Audit) Amendment Ordinance, 1966 (Ordinance No. 19 of 1966)	The whole
17.	Municipality of Cape Town Administration Amendment Ordinance, 1967 (Ordinance No. 3 of 1967)	The whole
18.	Local Authorities (Development according to Community) Amendment Ordinance, 1967 (Ordinance No. 12 of 1967)	The whole
19.	Local Authorities (Audit) Amendment Ordinance, 1968 (Ordinance No. 12 of 1968)	The whole
20.	Local Authorities (Investment of Funds) Amendment Ordinance, 1968 (Ordinance No. 18 of 1968)	The whole
21.	Municipality of Cape Town Administration Amendment Ordinance, 1968 (Ordinance No. 33 of 1968)	The whole
22.	Local Authorities (Audit) Amendment Ordinance, 1969 (Ordinance No. 9 of 1969)	The whole

23.	Municipality of Cape Town Administration Amendment Ordinance, 1969 (Ordinance No. 19 of 1969)	The whole
24.	Municipality of Cape Town Administration Amendment Ordinance, 1973 (Ordinance No. 7 of 1973)	The whole
25.	Local Authorities (Development according to Community) Amendment Ordinance, 1973 (Ordinance No. 11 of 1973)	The whole
26.	Saldanha Bay Municipal Administration Ordinance, 1974 (Ordinance No. 16 of 1974)	The whole
27.	Municipality of Cape Town Administration Amendment Ordinance, 1974 (Ordinance No. 17 of 1974)	The whole
28.	Municipal Ordinance, 1974 (Ordinance No. 20 of 1974)	The whole except sections 2, 65, 122, 126 to 128, 137 to 145, 148 to 151, 153, 154, 163 to 170, 176, 180 to 182, 184, 196, 202, 207, 210, 213, 216 and 217.
29.	Municipal Amendment Ordinance, 1975 (Ordinance No. 11 of 1975)	The whole
30.	Division of Klein Karoo-Langkloof Establishment Ordinance, 1976 (Ordinance No. 4 of 1976)	The whole
31.	Municipal Amendment Ordinance, 1976 (Ordinance No. 15 of 1976)	The whole
32.	Divisional Councils Ordinance, 1976 (Ordinance No. 18 of 1976)	The whole except sections 2, 65, 121, 126, 127, 128, 138 to 146, 149 to 152, 154, 155, 164 to 171, 177, 182, 183, 184, 185, 186, 198, 204, 209, 212, 215, 218, 219.

33.	Divisional Councils Amendment Ordinance, 1977 (Ordinance No. 3 of 1977)	The whole
34.	Municipal Amendment Ordinance, 1977 (Ordinance No. 4 of 1977)	The whole
35.	Municipality of Cape Town Administration Amendment Ordinance, 1977 (Ordinance No. 9 of 1977)	The whole
36.	Municipal Second Amendment Ordinance, 1977 (Ordinance No. 16 of 1977)	Sections 2 to 12
37.	Divisional Councils Second Amendment Ordinance, 1977 (Ordinance No. 17 of 1977)	The whole except section 1
38.	Municipal Amendment Ordinance, 1978 (Ordinance No. 3 of 1978)	The whole
39.	Municipal Second Amendment Ordinance, 1978 (Ordinance No. 12 of 1978)	Sections 2 to 7 and 9 to 12
40.	Committees of Inquiry Ordinance, 1978 (Ordinance No. 13 of 1978)	The whole
41.	Local Authorities (Audit) Amendment Ordinance, 1978 (Ordinance No. 16 of 1978)	The whole
42.	Divisional Councils Amendment Ordinance, 1978 (Ordinance No. 18 of 1978)	The whole except section 12
43.	Local Authorities (Development according to Community) Amendment Ordinance, 1978 (Ordinance No. 20 of 1978)	The whole

44.	Municipal Third Amendment Ordinance, 1978 (Ordinance No. 22 of 1978)	The whole
45.	Divisional Councils Second Amendment Ordinance, 1978 (Ordinance No. 23 of 1978)	The whole
46.	Proclamation No. 87 of 1978	The whole
47.	Proclamation No. 161 of 1978	The whole
48.	Divisional Councils Amendment Ordinance, 1979 (Ordinance No. 3 of 1979)	The whole
49.	Municipal Amendment Ordinance, 1979 (Ordinance No. 7 of 1979)	The whole except sections 25, 26, 27 and 28
50.	City of Bellville Private Ordinance, 1979 (Ordinance No. 12 of 1979)	The whole
51.	Divisional Councils Second Amendment Ordinance, 1979 (Ordinance No. 14 of 1979)	The whole except sections 29, 30 and 31
52.	Proclamation No. 174 of 1979	The whole
53.	Divisional Councils Amendment Ordinance, 1980 (Ordinance No. 4 of 1980)	The whole
54.	Municipal Amendment Ordinance, 1980 (Ordinance No. 17 of 1980)	The whole
55.	Divisional Councils Second Amendment Ordinance, 1980 (Ordinance No. 19 of 1980)	The whole except section 1
56.	Municipal Second Amendment Ordinance, 1980 (Ordinance No. 23 of 1980)	The whole

57.	Divisional Councils Third Amendment Ordinance, 1980 (Ordinance No. 26 of 1980)	The whole
58.	Divisional Councils Amendment Ordinance, 1981 (Ordinance No. 3 of 1981)	The whole
59.	Municipality of Cape Town Administration Amendment Ordinance, 1981 (Ordinance No. 6 of 1981)	The whole
60.	Municipal Amendment Ordinance, 1981 (Ordinance No. 10 of 1981)	The whole
61.	Municipal Amendment Ordinance, 1982 Ordinance No. 6 of 1982	The whole
62.	Divisional Councils Amendment Ordinance, 1982 (Ordinance No. 11 of 1982)	The whole
63.	Municipal Second Amendment Ordinance, 1982 (Ordinance No. 16 of 1982)	The whole
64.	Changing of the Financial Year of Local Authorities Ordinance, 1983 (Ordinance 4 No. 4 of 1983)	Sections 1 and 5
65.	Municipal Amendment Ordinance, 1983 (Ordinance No. 5 of 1983)	The whole
66.	Divisional Councils Amendment Ordinance, 1983 (Ordinance No. 6 of 1983)	The whole
67.	Municipal Second Amendment Ordinance, 1983 (Ordinance No. 16 of 1983)	The whole

68.	Divisional Councils Second Amendment Ordinance, 1983 (Ordinance No. 21 of 1983)	The whole
69.	Municipal Third Amendment Ordinance, 1983 (Ordinance No. 23 of 1983)	The whole
70.	Municipal Amendment Ordinance, 1984 (Ordinance No. 12 of 1984)	The whole
71.	Divisional Councils Amendment Ordinance, 1984 (Ordinance No. 14 of 1984)	The whole
72.	Municipal Second Amendment Ordinance, 1984 (Ordinance No. 20 of 1984)	The whole
73.	Divisional Councils Second Amendment Ordinance, 1984 (Ordinance No. 22 of 1984)	The whole
74.	Municipal Second Amendment Ordinance, 1985 (Ordinance No. 6 of 1985)	The whole
75.	Municipal Amendment Ordinance, 1985 (Ordinance No. 7 of 1985)	The whole
76.	Divisional Councils Amendment Ordinance, 1985 (Ordinance No. 10 of 1985)	The whole except section 2
77.	Municipal Amendment Ordinance, 1986 (Ordinance No. 3 of 1986)	The whole
78.	Divisional Councils Amendment Ordinance, 1986 (Ordinance No. 4 of 1986)	The whole
79.	Divisional Councils Second Amendment Ordinance, 1986 (Ordinance No. 15 of 1986)	The whole except sections 3 and 5

80.	Divisional Councils Third Amendment Ordinance, 1986 (Ordinance No. 22 of 1986)	The whole
81.	Municipal Third Amendment Ordinance, 1986 (Ordinance No. 23 of 1986)	The whole
82.	Municipal Second Amendment Ordinance, 1986 (Ordinance No. 25 of 1986)	The whole
83.	Proclamation No. 65 of 1987	The whole
84.	Proclamation No. 101 of 1987	The whole
85.	Proclamation No. 103 of 1987	The whole
86.	Proclamation No. 48 of 1988	The whole
87.	Proclamation No. 49 of 1988	The whole
88.	Proclamation No. 50 of 1988	The whole
89.	Proclamation No. 111 of 1989	The whole
90.	Proclamation No. 112 of 1989	The whole
91.	Proclamation No. 113 of 1989	The whole
92.	Proclamation No. 25 of 1990	The whole
93.	Proclamation No. 47 of 1990	The whole
94.	Proclamation No. 76 of 1991	The whole
95.	Proclamation No. 47 of 1992	The whole
96.	Proclamation No. 22 of 1993	The whole
97.	Proclamation No. 62 of 1993	The whole

98.	Proclamation No. 63 of 1993	The whole
99.	Proclamation No. 64 of 1993	The whole
100.	Proclamation No. 65 of 1993	The whole
101.	Proclamation No. 66 of 1993	The whole
102.	Proclamation No. 145 of 1993	The whole
103.	Proclamation No. 146 of 1993	The whole
104.	Proclamation No. 147 of 1993	The whole
105.	Western Cape Law on the Amendment of the Divisional Councils Ordinance (Cape), 1994 (Act 2 of 1994)	The whole
106.	Cape Metropolitan Commission Law, 1995 (Act No. 4 of 1995)	The whole
107.	Western Cape Law on the Amendment of the Municipal Ordinance (Cape), 1995 (Act No. 6 of 1995)	The whole
108.	Proclamation No. 82 of 1995	The whole
109.	Proclamation No. 102 of 1995	The whole
110.	Provincial Notice No. 542 of 1995	The whole
111.	Western Cape Municipal Ordinance, 1974 Amendment Act, 1997 (Act No. 9 of 1997)	The whole
112.	Proclamation No. 29 of 1997	The whole
113.	Proclamation No. 30 of 1997	The whole

National laws assigned to the province of Western Cape

	Title, No. and year of law	Extent of repeal
114.	Promotion of Local Government Affairs Act, 1983 (Act No. 91 of 1983)	The whole
115.	Local Councils Act (House of Assembly), 1987 (Act No. 94 of 1987)	The whole
116.	Local Councils Amendment Act (House of Assembly), 1990 (Act No. 51 of 1990)	The whole
117.	Abolition of Racially Based Land Measures Act, 1991 (Act No. 108 of 1991)	Chapter VII