

# Provincial Gazette Free State Province

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# Provinsiale Koerant Vrystaat Provinsie

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## PROVINCIAL NOTICE

[No. 61 of 2002]

## WITHDRAWAL OF AMENDMENT NOTICES

I, **Solomon Lechesa Tsenoli**, Member of the Executive Council responsible for Local Government and Housing in the Free State Province, acting in accordance with the Local Government: Municipal Structures Act, 1998 (Act No 117 of 1998) hereby withdraw Provincial Notices 57 and 58, published in Provincial Gazette No 29 of 19 April 2002.

[No. 62 of 2002]

**AMENDMENT IN TERMS OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: ESTABLISHMENT NOTICE OF THE DC 16 DISTRICT MUNICIPALITY AND THE FS 161, FS 162 AND FS 163 LOCAL MUNICIPALITIES**

I, **Solomon Lechesa Tsenoli**, Member of the Executive Council responsible for Local Government and Housing in the Free State Province, acting in terms of section 16 of the Local Government: Municipal Structures Act, 1998 (Act No 117 of 1998) hereby amend the establishment notice as set out in the Schedule.

## SCHEDULE

## GENERAL EXPLANATORY NOTE:

- [       ]       Words in bold type in square brackets indicate omissions from existing enactments.  
              Words underlined with a solid line indicate insertions in existing enactments.

**Amendment of paragraph 6 of Notice 181 of 2000**

1. Paragraph 6 of Provincial Notice No. 181 of 28 September 2000 (hereinafter referred to as "the Notice"), is hereby amended by the substitution for sub-paragraph 6(1) of the following sub-paragraph:

"6(1) The assets, rights, liabilities and obligations (excluding investments, cash and cash balances) in so far as they were, immediately before the effective date, predominantly deployed in respect of, or related to, the performance by a disestablished municipality of a function or functions in a specific area, are hereby transferred to the new municipality which, on the effective date, has sole responsibility for the performance of the said function or functions in the said area: Provided that 60% of the ownership of [any fixed] the assets of the disestablished district municipality shall be transferred to, and held in [equal parts] respect of the Xhariep district municipality [by the new district municipalities within the area of the disestablished district municipalities]: Provided further that all liabilities and obligations of the disestablished district municipality are transferred to the Motheo district municipality established in paragraph 16 of Provincial notice No. 182 of 28 September 2000."

**Amendment of paragraph 7 of Notice 181 of 2000**

2. Paragraph 7 of the Notice is hereby amended by the substitution for sub-paragraph 7(a) of the following sub-paragraph:

- "7(a) The investments, cash and cash balances of the disestablished district municipality accrue to the new district ~~[municipality]~~ municipalities: Provided that ~~[where the area of the disestablished district municipality falls in more than one newly established district municipal area, the portion]~~ 60% of such investments, cash and cash balances ~~[as determined by the MEC, will]~~ accrue to the new district municipality of Xhariep. ~~[The new district municipality continues remunerating any employee of the disestablished district municipality referred to in paragraph 8(b) until the end of the financial year during which the new municipality was established]~~

#### Amendment of paragraph 9 of Notice 181 of 2000

3. Paragraph 9 of the Notice is hereby amended by the repeal of sub-paragraph 9(5).

#### Commencement

4. This notice shall commence on 1 July 2002.

[No. 63 of 2002]

#### AMENDMENT IN TERMS OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: ESTABLISHMENT NOTICE OF THE DC 17 DISTRICT MUNICIPALITY AND THE FS 171, FS 172 AND FS 173 LOCAL MUNICIPALITIES

I, Solomon Lechesa Tsenoli, Member of the Executive Council responsible for Local Government and Housing in the Free State Province, acting in terms of section 16 of the Local Government: Municipal Structures Act, 1998 (Act No 117 of 1998) hereby amend the establishment notice as set out in the Schedule.

#### SCHEDULE

#### GENERAL EXPLANATORY NOTE:

- [ ] Words in bold type in square brackets indicate omissions from existing enactments.  
Words underlined with a solid line indicate insertions in existing enactments.

#### Amendment of paragraph 6 of Notice 182 of 2000

1. Paragraph 6 of Provincial Notice No. 182 of 28 September 2000 (hereinafter referred to as "the Notice"), is hereby amended by the substitution for sub-paragraph 6(1) of the following sub-paragraph:

- "6(1) The assets, rights, liabilities and obligations (excluding investments, cash and cash balances) in so far as they were, immediately before the effective date, predominantly deployed in respect of, or related to, the performance by a disestablished municipality of a function or functions in a specific area, are hereby transferred to the new municipality which, on the effective date, has sole responsibility for the performance of the said function or functions in the said area: Provided that 40% of the ownership of [any fixed] the assets of the disestablished district municipality shall be transferred to, and held in [equal parts] respect of the Motheo district municipality [by the new district municipalities within the area of the disestablished district municipalities]: Provided further that all liabilities and obligations of the disestablished district municipality are transferred to the Motheo district municipality established in paragraph 16 of Provincial notice No. 182 of 28 September 2000."

**Amendment of paragraph 7 of Notice 182 of 2000**

2. Paragraph 7 of the Notice is hereby amended by the substitution for sub-paragraph 7(a) of the following sub-paragraph:

“7(a) The investments, cash and cash balances of the disestablished district municipality accrue to the new district [municipality] municipalities: Provided that [where the area of the disestablished district municipality falls in more than one newly established district municipal area, the portion] 40% of such investments, cash and cash balances [as determined by the MEC, will] accrue to the new district municipality of Motheo. [The new district municipality continues remunerating any employee of the disestablished district municipality referred to in paragraph 8(b) until the end of the financial year during which the new municipality was established]

**Amendment of paragraph 9 of Notice 182 of 2000**

3. Paragraph 9 of the Notice is hereby amended by the repeal of sub-paragraph 9(5).

**Commencement**

4. This notice shall commence on 1 July 2002.

## PROVINCIAL GAZETTE

(Published every Friday)

All correspondence, advertisements, etc. must be addressed to the Officer in charge of the Provincial Gazette, P.O. Box 517, Bloemfontein. Free Voucher copies of the Provincial Gazette or cuttings of advertisements are NOT supplied. If copies of the Provincial Gazette are required, R4,70 must be sent for each copy.

### Subscription Rates (payable in advance)

The subscription fee for the Provincial Gazette (including all Extraordinary Provincial Gazettes) are as follows:

Half-yearly (post free) .....	R	122,50
Yearly (post free) .....	R	245,00
Price per single copy (post free) .....	R	4,70

Stamps are not accepted

### Closing time for acceptance of copy

All advertisements must reach the Officer in Charge of the Provincial Gazette **not later than 12:00, seven working days** prior to the publication of the Gazette. Advertisements received after that time will be held over for publication in the issue of the following week, or if desired by the advertiser, will be inserted in the current issue as a "Late Advertisement". In such case the advertisement must be delivered to the Officer in Charge **not later than 10:30 on the Thursday** of the week preceding the publication of the Gazette and double rate will be charged for that advertisement.

A "Late Advertisement" will not be inserted as such without definite instructions from the advertiser.

### Advertisement Rates

Notices required by Law to be inserted in the Provincial Gazette: R2,00 per centimeter or portion thereof, single column.

Advertisement fees are payable in advance to the Officer in charge of the Provincial Gazette, P.O. Box 517, Bloemfontein, 9300.

*Printed and published by the Free State Provincial Administration*

## PROVINSIALE KOERANT

(Verskyn elke Vrydag)

Alle korrespondensie, advertensies, ens. moet aan die Beamppte Belas met die Provinsiale Koerant, Posbus 517, Bloemfontein, geadresseer word. Gratis eksemplare van die Provinsiale Koerant of uitknipsels van advertensies word NIE verskaf nie. Indien eksemplare van die Provinsiale Koerant verlang word, moet R4,70 vir elke eksemplaar gestuur word.

### Intekengeld (vooruitbetaalbaar)

Die intekengeld vir die Provinsiale Koerant (insluitend alle Buitengewone Provinsiale Koerante) is soos volg:

Halfjaarliks (posvry) .....	R122,50
Jaarliks (posvry) .....	R 245,00
Prys per los eksemplaar (posvry).....	R 4,70

Seëls word nie aanvaar nie.

### Sluitingstyd vir die Aanneame van Kopie

Alle advertensies moet die Beamppte Belas met die Provinsiale Koerant bereik nie later **nie as 12:00 sewe werksdae** voordat die Koerant uitgegee word. Advertensies wat na daardie tyd ontvang word, word oorgehou vir publikasie in die uitgawe van die volgende week, of as die adverteerder dit verlang, sal dit in die Koerant wat op die pers is as 'n "Laat Advertensie" geplaas word. In sulke gevalle moet die advertensie aan die Beamppte oorhandig word **nie later nie as 10:30 op die Donderdag** van die week voordat die Koerant gepubliseer word en dubbeltarief sal vir dié advertensie gevra word.

'n "Laat Advertensie" sal nie sonder definitiewe instruksies van die Adverteerder as sodanige geplaas word nie.

### Advertensietariewe

Kennisgewings wat volgens Wet in die Provinsiale Koerant geplaas moet word: R2,00 per sentimeter of deel daarvan, enkelkolom.

Advertensiegelde is vooruitbetaalbaar aan die Beamppte belas met die Provinsiale Koerant, Posbus 517, Bloemfontein 9300.

*Gedruk en uitgegee deur die Vrystaatse Provinsiale Administrasie*

