



ORDINARY MEETING OF THE COUNCIL

GEWONE VERGADERING VAN DIE RAAD

INTLANGANISO YESIQHELO YEBHUNGA

MINUTES / NOTULE /

IMIZUZU

**DATE / DATUM / UMHLA : 30 MARCH / MAART / MATSHI
2016**

**VENUE / PLEK / INDAWO : BANQUETING HALL,
BANKETSAAL,
CIVIC CENTRE / BURGERSENTRUM / IZIKO LOLUNTU
HERMANUS**

TIME / TYD / IXESHA: 11:00

OVERSTRAND

MUNICIPALITY / MUNISIPALITEIT / U-MASIPALA

**MINUTES OF THE COUNCIL MEETING
HELD IN THE BANQUETING HALL, CIVIC CENTRE,
HERMANUS, ON 30 MARCH 2016, AT 11:00**

PRESENT/ TEENWOORDIG

Councillors were present as per attached attendance register.

**OFFICIALS PRESENT/
AMPTENARE TEENWOORDIG**

Mr C Groenewald, Municipal Manager
Ms S Reyneke-Naudé, Director : Finance
Mr S Müller, Director : Infrastructure & Planning
Mr S Madikane, Director : Local Economic Development
Mr R Williams, Director : Community Services
Ms D Arrison, Director : Management Services
Mr N Michaels, Director : Protection Services
Mr R Kuchar, Senior Manager : Town Planning & Property Management
Mr F Myburgh, Senior Manager : Gansbaai Administration
Mr B Louw, Project Manager : Housing
Mr D Hendriks, Senior Manager : Engineering Services
Mr G Smit, Manager : Social Development
Ms R Louw, Senior Manager: Strategic Services
Mr B King, Senior Manager : Financial Services
Mr L Tait, Accountant : Capital Budget
Ms G Bucchianeri, Manager : Budget Office
Interns
Ms H van Tonder, Manager : Council Support Services
Ms R Steenekamp, PA : Director: Management Services
Ms R le Roux, PA : Director : Finance
Ms E Sales, PA : Director : Infrastructure & Planning
ICT
Ms G Erasmus, Clerk : Auditorium & Administration
Ms S Swart, Administrative Officer: Council Support Services

ALSO PRESENT:

Members of the Public

MINUTES/....

OVERSTRAND MUNICIPALITY
ATTENDANCE REGISTER

COUNCIL MEETING
30 MARCH 2016

ALDERMAN/COUNCILLORS	SIGNATURE
ANDREWS, M	
APPELGREIN, P	
BEYERS-CRONJE, L	
BOTHA, D	
BOTHA-GUTHRIE, N	
BRICE, K	
COETSEE, A	
COETZEE, DP	
DE CONING, R	
DYANI, M	
GXAMESI, S	
JANUARIE, JJS	
KLOPPERS-LOURENS J	
NQINATA, NNT	
KRIGE, L	
MACOTHA, VC	
MANDINDI, CQ	
MAY, P	
NDEVU, L	
OPPERMAN, M	
PIE, MT	
PONOANE, MV	
PRINS, A	
SAPEPA, NM	
SMITH, RJ	

W
W
W
W

1. OPENING

The Municipal Manager, Mr C Groenewald read the notice convening the meeting.

2. APPLICATIONS FOR LEAVE OF ABSENCE

Cllr R Smith

RESOLVED

that the above-mentioned application for leave of absence, **be granted.**

Cllr J J Januarie

RESOLVED

that the above-mentioned application for leave of absence, **be granted.**

Ald M Ponoane

RESOLVED

that the above-mentioned application for leave of absence, **be granted.**

Cllr L Ndevu

RESOLVED

that the above-mentioned application for leave of absence, **be granted.**

**THE MEETING STOOD DOWN AT 11:05 IN ORDER FOR THE
MAYORAL COMMITTEE MEETING TO CONTINUE**

THE MEETING RESUMED AT 12:10

3. CONFIRMATION OF MINUTES

- 3.1 Minutes of an **Ordinary Meeting** of the Overstrand Municipal **Council** held on **Wednesday, 24 February 2016** at **11:00**

RESOLVED

that the Minutes of an **Ordinary Meeting** of the Overstrand Municipal **Council** held on **Wednesday, 24 February 2016** at **11:00**, **be confirmed.**

4. STATEMENTS AND COMMUNICATIONS BROUGHT FORWARD BY THE SPEAKER / EXECUTIVE MAYOR.

The Executive Mayor, Ald N Botha-Guthrie, conveyed her condolences to Ald M Ponoane whose father passed away.

The Speaker, Ald A Coetsee, congratulated Cllr L Ndevu in her absence with the birth of her baby girl on Saturday, 26 March 2016.

5. CONSIDERATION OF RECOMMENDATIONS MADE BY THE EXECUTIVE MAYOR TO COUNCIL, IN TERMS OF SECTION 160(2) OF THE CONSTITUTION, 1996, AND SECTION 59(1)(a) OF THE LOCAL GOVERNMENT: MUNICIPAL SYSTEMS ACT 2000 (ACT 32 OF 2000)

5.1

GRANTS-IN-AID: RECOMMENDATIONS FOR 2016/17

(ITEM 1, PAGE 1 : MANAGEMENT SERVICES PORTFOLIO - MAYORAL COMMITTEE MEETING : 30 MARCH 2016)

RESOLVED (UNANIMOUSLY):

1. that the Grants-in-Aid: Schedule of recommended beneficiaries for the 2016/17 financial year **be noted**; and
2. that the Grants-in-Aid: Schedule of unsuccessful applicants for the 2016/17 financial year **be noted**.

RESPONSIBLE OFFICIAL:

GG SMIT

TARGET DATE FOR IMPLEMENTATION:

JULY 2016

5.2**RISK MANAGEMENT STRATEGY AND POLICY 2015/2016****(ITEM 2, PAGE 7 : MANAGEMENT SERVICES PORTFOLIO -
MAYORAL COMMITTEE MEETING : 30 MARCH 2016)****RESOLVED (UNANIMOUSLY):**that the reviewed Risk Management Strategy and -Policy **be approved.****RESPONSIBLE OFFICIAL :****A RIDDLES****TARGET DATE FOR IMPLEMENTATION :****1 APRIL 2016**

5.3**REVIEW OF ANTI-CORRUPTION AND FRAUD PREVENTION PLAN FOR OVERSTRAND MUNICIPALITY****(ITEM 3, PAGE 45 : MANAGEMENT SERVICES PORTFOLIO - MAYORAL COMMITTEE MEETING : 30 MARCH 2016)****RESOLVED (UNANIMOUSLY):**

that the reviewed Anti-Corruption and Fraud Prevention Plan for Overstrand Municipality **be approved** and implemented for the 2015-2016 financial year.

RESPONSIBLE OFFICIAL :**A RIDDLES****TARGET DATE FOR IMPLEMENTATION :****1 APRIL 2016**

5.4

ERVEN 192 & 11463, 79 CHURCH STREET, WESTCLIFF, HERMANUS, OVERSTRAND MUNICIPAL AREA : PROPOSED REZONING, REMOVAL OF RESTRICTIVE TITLE DEED CONDITIONS, CONSOLIDATION, AMENDMENT OF THE SITE DEVELOPMENT PLAN AND AMENDMENT OF THE SPATIAL DEVELOPMENT FRAMEWORK : MESSRS PLAN ACTIVE ON BEHALF OF DR R BEUKES

(ITEM 3, PAGE 109 : INFRASTRUCTURE AND PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 30 MARCH 2016)

RESOLVED (UNANIMOUSLY):

that, in terms of Section 4(7) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) the application for Amendment of the Overstrand Municipal Wide Spatial Development Framework, 2006 to change the reservation of Erven 192 and 11463, Hermanus from "Residential" to "Commercial", **be approved.**

RESPONSIBLE OFFICIAL :**H VAN DER STOEP****TARGET DATE FOR IMPLEMENTATION :****13 APRIL 2016****TARGET DATE TO INFORM APPLICANT :****13 APRIL 2016****TARGET DATE TO INFORM OBJECTOR :****13 APRIL 2016**

5.5

HERMANUS: IN PRINCIPLE APPROVAL FOR THE ALIENATION OF TWO PORTIONS OF ERF 1253, STEMMET STREET, EASTCLIFF, HERMANUS

(ITEM 17, PAGE 596 : INFRASTRUCTURE AND PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 30 MARCH 2016)

RESOLVED (UNANIMOUSLY):

1. that the direct alienation of Portion A of Erf 1253, Eastcliff, Hermanus (adjacent to Erf 11094 Hermanus), ±361m² in extent, for gardening purposes to Mr Martin Gerhardus Delpport for an amount of R141,41/m² (ONE HUNDRED AND FOURTY ONE RAND AND FOURTY ONE CENTS PER SQUARE METRE) (VAT excluded) be **approved in principle**;
2. that Council take cognisance of the fact that the direct alienation is only approved as the subject portion Portion A of Erf 1253, Eastcliff, Hermanus, is classified as a non-viable property;
3. that the abovementioned approval in principle be subject to a public participation process being followed due to the non-viability of the property;
4. that Portion A of Erf 1253, Eastcliff, Hermanus, may only be used for gardening purposes;
5. that Portion A of Erf 1253, Eastcliff, Hermanus, must be consolidated with the adjoining property of Mr Martin Gerhardus Delpport, being Erf 11094, Eastcliff, Hermanus;
6. that the alienation of Portion A of Erf 1253, Eastcliff, Hermanus, be subject to obtaining the necessary subdivision, rezoning and consolidation approvals;
7. that the costs pertaining to the transaction, e.g. subdivision, possible consolidation, rezoning, transfer costs, water- and sewer connections, bulk services contribution, advertisements, etc., excluding the valuation costs, be paid by the purchaser;
8. that it is confirmed that Council has taken cognisance of the fact that the Municipal property herewith alienated is not required for the provision of basic municipal services in terms of the provisions of paragraph 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003); and

9. that the alienation of Portion B of Erf 1253, Eastcliff, Hermanus (adjacent to Erven 11094 and 857, Hermanus), $\pm 468\text{m}^2$ in extent, for gardening purposes by means of a closed tender process **not be approved**.

RESPONSIBLE OFFICIAL :

A KOTZE

TARGET DATE FOR IMPLEMENTATION :

29 APRIL 2015

TARGET DATE TO INFORM APPLICANT :

15 APRIL 2015

TARGET DATE TO INFORM OBJECTOR :

N/A

5.6

HERMANUS, TRANSFER OF A PORTION OF ERF 4771 (ADJACENT TO ERF 4075), HERMANUS, ±205M² IN EXTENT, FOR GARDENING PURPOSES (VOËLKLIP)

(ITEM 18, PAGE 606 : INFRASTRUCTURE AND PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 30 MARCH 2016)

RESOLVED (UNANIMOUSLY):

1. that the transfer of a portion of Erf 4771 adjacent to Erf 4075, Hermanus (Voëlklip), ±205m² in extent, for gardening purposes to Mr Paul Mark and Mrs Beverley Lewin for the amount of R1,509.00/m² (ONE THOUSAND FIVE HUNDRED AND NINE RAND ALONE PER SQUARE METER) (VAT excluded), **be approved;**
2. that the Municipal Manager be authorised to sign all documents relating to the transfer of a portion of Erf 4771 adjacent to Erf 4075, Hermanus (Voëlklip) to Mr Paul Mark and Mrs Beverley Lewin;
3. that cognisance be taken of the fact that the subject portion of Municipal property is **not required** for the provision of basic municipal services in terms of the provisions of paragraph 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act, No 56 of 2003;
4. that Mr Paul Mark and Mrs Beverley Lewin be responsible for all the subdivision, consolidation, rezoning, transfer costs, water- and sewer connections, bulk services contribution, advertisements, excluding the valuation costs, the transfer and the registration of the property in the Deeds Office;
5. that an access servitude be registered over the remainder of Erf 4771, Voëlklip, Hermanus to provide access to the proposed subdivided erf at the cost of the purchaser; and
6. that the subject portion of Erf 4771, Voëlklip, Hermanus, be consolidated with the adjoining property of the purchaser, to wit Erf 4075, Voëlklip, Hermanus.

RESPONSIBLE OFFICIAL :**D TALJAARD****TARGET DATE FOR IMPLEMENTATION :****4 APRIL 2016****TARGET DATE TO INFORM APPLICANT :****N/A**

5.7

HERMANUS, TRANSFER OF ERF 640 (A PORTION OF ERF 560) ZWELIHLE, 852M² IN EXTENT, FOR CHURCH PURPOSES

(ITEM 19, PAGE 613 : INFRASTRUCTURE AND PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 30 MARCH 2016)

RESOLVED (UNANIMOUSLY):

1. that the transfer of Erf 640 (a portion of Erf 560), Zwelihle, 852m² in extent, for church purposes to the Church of Christ Mission for the amount of R47,000.00 (FORTY SEVEN THOUSAND RAND ALONE) (VAT excluded), **be approved**;
2. that the Municipal Manager be authorised to sign all documents relating to the transfer of Erf 640 (a portion of Erf 560), Zwelihle to the Church of Christ Mission;
3. that cognisance be taken of the fact that the subject portion of Municipal property is **not required** for the provision of basic municipal services in terms of the provisions of paragraph 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act, No 56 of 2003; and
4. that Church of Christ Mission be responsible for all the costs pertaining to the advertisement of the transfer and the registration of the property in the Deeds Office.

RESPONSIBLE OFFICIAL :

D TALJAARD

TARGET DATE FOR IMPLEMENTATION :

4 APRIL 2016

TARGET DATE TO INFORM APPLICANT :

N/A

5.8

HERMANUS, TRANSFER OF UNREGISTERED ERF 11457 (A PORTION OF ERF 243), HERMANUS ±2023M² IN EXTENT, FOR COMMUNITY PURPOSES (MOUNT PLEASANT)

(ITEM 20, PAGE 619 : INFRASTRUCTURE AND PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 30 MARCH 2016)

RESOLVED (UNANIMOUSLY):

1. that the transfer of unregistered Erf 11457 (a portion of Erf 243), Hermanus (Mount Pleasant), ±2023m² in extent, for community purposes to Hermanus Night Shelter Association for the amount of R136,000.00 (ONE HUNDRED AND THIRTY SIX THOUSAND RAND ALONE) (VAT excluded), **be approved**;
2. that the Municipal Manager be authorised to sign all documents relating to the transfer of unregistered Erf 11457 (a portion of Erf 243), Hermanus (Mount Pleasant) to Hermanus Night Shelter Association;
3. that cognisance be taken of the fact that the subject portion of Municipal property is **not required** for the provision of the minimum level of basic municipal services in terms of the provisions of paragraph 5 of Council's Administration of Immovable Property Policy and Section 14 of the Local Government: Municipal Finance Management Act, No 56 of 2003; and
4. that Hermanus Night Shelter Association be responsible for all the costs pertaining to the advertisement of the transfer and the registration of the property in the Deeds Office.

RESPONSIBLE OFFICIAL :**M ERASMUS****TARGET DATE FOR IMPLEMENTATION :****30 APRIL 2016****TARGET DATE TO INFORM APPLICANT :****N/A**

5.9

ERF 332, CORNER OF ARCADIA- AND ESPLANADE STREET, PEARLY BEACH, OVERSTRAND MUNICIPAL AREA : PROPOSED REMOVAL OF RESTRICTIVE TITLE DEED CONDITIONS, AMENDMENT OF THE OVERSTRAND MUNICIPAL WIDE SPATIAL DEVELOPMENT FRAMEWORK, REZONING AND SUBDIVISION : MESSRS NUPLAN AFRICA ON BEHALF OF ARAWEN PROPERTIES (PTY) LTD

(ITEM 21, PAGE 625 : INFRASTRUCTURE AND PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 30 MARCH 2016)

RESOLVED (UNANIMOUSLY):

that the application for Amendment of the Overstrand Municipal Wide Spatial Development Framework, 2006 to change the reservation of Erf 332, Pearly Beach from commercial to single residential, open space and road usage, **be approved**.

RESPONSIBLE OFFICIAL :**SW VAN DER MERWE****TARGET DATE FOR IMPLEMENTATION :****13 APRIL 2016****TARGET DATE TO INFORM APPLICANT :****13 APRIL 2016****TARGET DATE TO INFORM OBJECTORS :****13 APRIL 2016**

5.10**KLEINBAAI NODAL DEVELOPMENT FRAMEWORK : MESSRS DECA & CSM ON BEHALF OF OVERSTRAND MUNICIPALITY****(ITEM 22, PAGE 781 : INFRASTRUCTURE AND PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 30 MARCH 2016)****RESOLVED (UNANIMOUSLY):**

that Council adopts the Kleinbaai Nodal Development Study as part of the Overstrand Spatial Development Framework, subject to the following conditions:

- (a) that parking at the Kleinbaai slipway for shark/whale watching boats be restricted to a maximum of 10 parking bays in accordance with the recommendations of the Engineering Report; and
- (b) that any future permits over and above the 10 referred to in (a) above, be issued by Western Cape and/or National Government be subject thereto that such enterprises operates from Gansbaai Harbour.

RESPONSIBLE OFFICIAL :**SW VAN DER MERWE****TARGET DATE FOR IMPLEMENTATION :****13 APRIL 2016****TARGET DATE TO INFORM APPLICANT :****13 APRIL 2016****TARGET DATE TO INFORM OBJECTOR :****N/A**

5.11**DEMARCATON OF RESTRUCTURING ZONES : RESTRUCTURE ZONE CRITERIA AND METHODOLOGY AND DEMARCATON OF RESTRUCTURING ZONES****(ITEM 23, PAGE 871 : INFRASTRUCTURE AND PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 30 MARCH 2016)****RESOLVED (UNANIMOUSLY):**

that the properties as listed in Annexure B to the agenda item, **be approved** in principle as Restructuring Zones.

RESPONSIBLE OFFICIAL :**R KUCHAR****TARGET DATE FOR IMPLEMENTATION :****13 APRIL 2016****TARGET DATE TO INFORM APPLICANT :****N/A****TARGET DATE TO INFORM OBJECTOR :****N/A**

5.12

DE KELDERS: RESCISSION AND SUBSTITUTION OF COUNCIL RESOLUTION DATED 25 JUNE 2008 FOR THE SALE OF ERF 1196, DE KELDERS: BETWEEN GUTHRIE AND VYFER STREETS: TURNSTONE TRADING 48 CC (WHALE COVE DEVELOPMENT)

(ITEM 25, PAGE 1201 : INFRASTRUCTURE AND PLANNING PORTFOLIO - MAYORAL COMMITTEE MEETING : 30 MARCH 2016)

RESOLVED (UNANIMOUSLY):

1. that direct alienation and transfer of unregistered Erf 1196, De Kelders, to the Whale Cove Master Property Home Owners Association at an amount of R165,000.00 (ONE HUNDRED AND SIXTY FIVE THOUSAND RAND) (VAT excluded), **be approved**;
2. that Council take cognisance of the fact that the direct alienation is only approved as unregistered Erf 1196, De Kelders, is classified as a non-viable property;
3. that unregistered Erf 1196, De Kelders, be notarially tied with Erven 1072-1078, 1121, 1122, 1125, 1126 and 1183, De Kelders, but only after Erf 1196, De Kelders has been rezoned from ordinary erf to General Business Zone II, at the cost of the purchaser;
4. that the rezoning and notarial tie of unregistered Erf 1196, De Kelders, be finalized by purchaser within 12 months after the registration of the property in the Deeds Office;
5. that the purchase price of R165,000.00 be set towards the purchase of the spare electrical capacity;
6. that it will be made a condition of sale that the property cannot be transferred before the Municipality has taken transfer of the new 500kVA miniature substation;
7. that the initial objection received against the alienation of unregistered Erf 1196, De Kelders, be rejected for the reasons stipulated under item 6.2 of the report that served before Council on 25 June 2008;
8. that all the costs pertaining to the transaction, e.g. subdivision, rezoning, transfer costs, water- and sewer connections (if applicable), bulk services contribution (if applicable), etc., excluding the valuation costs, be paid by the purchaser; and

9. that it is confirmed that Council has taken cognisance of the fact that the Municipal property herewith alienated is not required for the provision of basic municipal services in terms of the provisions of Section 14 of the Local Government: Municipal Finance Management Act (Act 56 of 2003).

RESPONSIBLE OFFICIAL :

A KOTZE

TARGET DATE FOR IMPLEMENTATION :

29 APRIL 2016

TARGET DATE TO INFORM APPLICANT :

15 APRIL 2016

TARGET DATE TO INFORM OBJECTOR :

N/A

5.13

**MONTHLY REPORT TO COUNCIL ON SUPPLY CHAIN MANAGEMENT (SCM)
POLICY: PARAGRAPH 36, 16(1)(b) AND 17(1)(c) FOR FEBRUARY 2016**

**(ITEM 5, PAGE 1 : MAYORAL COMMITTEE MEETING : 30 MARCH
2016)**

RESOLVED (UNANIMOUSLY):

1. that the deviations from the procurement processes, approved in terms of the delegated authority for February 2016, **be noted**; and
2. that the awards made in terms of Paragraph 16(1)(b) and 17(1)(c), approved in terms of the delegated authority for February 2016, **be noted**.

RESPONSIBLE OFFICIAL :**C LE ROUX****TARGET DATE FOR IMPLEMENTATION :****TO BE NOTED**

5.14**CONSIDERATION OF THE 2014/15 ANNUAL REPORT AND ADOPTION OF AN OVERSIGHT REPORT****(ITEM 6, PAGE 6 : MAYORAL COMMITTEE MEETING : 30 MARCH 2016)****RESOLVED (UNANIMOUSLY):**

that, in terms of Section 129 of the Local Government : Municipal Finance Management Act, 2003 (Act 56 of 2003) and having duly considered the 2014/15 Annual Report of the Overstrand Municipality and the content of this item, the said report **be approved** without reservation.

RESPONSIBLE OFFICIAL :**R LOUW****TARGET DATE FOR IMPLEMENTATION :****NOT APPLICABLE**

5.15**DRAFT INTEGRATED DEVELOPMENT PLAN (IDP) REVIEW 2016/17****(ITEM 7, PAGE 20 : MAYORAL COMMITTEE MEETING : 30 MARCH 2016)****RESOLVED (UNANIMOUSLY):**

1. that the tabling of the draft reviewed IDP for 2016/17 **be noted**; and
2. that it furthermore be noted that the final document is to be considered by Council during the May 2016 Council meeting.

RESPONSIBLE OFFICIAL :**R LOUW****TARGET DATE FOR IMPLEMENTATION :****7 APRIL 2016**

5.16**DRAFT WATER SERVICES DEVELOPMENT PLAN FOR 2016/2017****(ITEM 8, PAGE 22 : MAYORAL COMMITTEE MEETING : 30 MARCH 2016)****RESOLVED (UNANIMOUSLY):**

1. that the tabling of the Draft Water Services Development Plan (WSDP) for 2016/2017 **be noted**; and
2. that it furthermore be noted that the Final Draft 2016/17 WSDP, with inputs from the public and other stakeholders taken into account, is to be considered for approval at the meeting of Council during May 2016.

RESPONSIBLE OFFICIAL :**H BLIGNAUT****TARGET DATE FOR IMPLEMENTATION :****1 JULY 2016**

5.17**DRAFT OPERATING AND CAPITAL BUDGET FOR 2016/2017, INDICATIVE BUDGET FORECASTS FOR 2017/2018 TO 2018/2019 AND DRAFT BUDGET RELATED POLICIES****(ITEM 9, PAGE 24 : MAYORAL COMMITTEE MEETING : 30 MARCH 2016)****RESOLVED (UNANIMOUSLY):**

that the tabling of the draft Operating and Capital Budget for 2016/2017, indicative budget forecasts for 2017/2018 to 2018/2019 and the draft budget related policies **be noted.**

RESPONSIBLE OFFICIAL :**S REYNEKE-NAUDE****TARGET DATE FOR IMPLEMENTATION :****TO BE NOTED**

5.18

**DRAFT SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP)
FOR 2016/17**

**(ITEM 10, PAGE 26 : MAYORAL COMMITTEE MEETING : 30 MARCH
2016)**

RESOLVED (UNANIMOUSLY):

that the tabling of the draft Service Delivery and Budget Implementation Plan (SDBIP) for 2016/17 **be noted.**

RESPONSIBLE OFFICIAL :

R LOUW

TARGET DATE FOR IMPLEMENTATION :

NOT APPLICABLE

5.19**SIGNED REVISED PERFORMANCE PLANS OF THE SECTION 54A AND 56 APPOINTEES FOR 2015/16****(ITEM 11, PAGE 28 : MAYORAL COMMITTEE MEETING : 30 MARCH 2016)****RESOLVED (UNANIMOUSLY):**

that the signed revised performance plans of the Section 54A and 56 appointees for 2015/16 **be noted.**

RESPONSIBLE OFFICIAL :**R LOUW****TARGET DATE FOR IMPLEMENTATION :****4 APRIL 2016**

6. CONSIDERATION OF REPORTS

6.1

APPEAL LODGED IN TERMS OF SECTION 62 OF THE LOCAL GOVERNMENT: MUNICIPAL SYSTEMS ACT, 2000 (ACT 32 OF 2000) : ERVEN 2528 AND 2529, PEARLY BEACH, OVERSTRAND MUNICIPAL AREA : DU PLESSIS HOFMEYR MALAN INC ON BEHALF OF PSP EIENDOMME CC : AMENDED REPORT

3/2/3/6

S Swart

14 March 2016

(028) 313 8006

Corporate Head Office

EXECUTIVE SUMMARY

To submit a resolution of the proceedings of the Appeal Committee to Council for information.

RESOLVED (UNANIMOUSLY):

that the decision of the Section 62 Committee **be noted**, namely:

1. that the appeal **be dismissed**; and
2. that the appellant forfeits the deposit paid.

RESPONSIBLE OFFICIAL :

S VAN DER MERWE/S SWART

TARGET DATE FOR IMPLEMENTATION :

TO BE NOTED

6.2

APPEAL LODGED IN TERMS OF SECTION 62 OF THE LOCAL GOVERNMENT: MUNICIPAL SYSTEMS ACT, 2000 (ACT 32 OF 2000) : THE REMAINDER ERF 2395, VOËLKLIP, OVERSTRAND MUNICIPAL AREA : PROPOSED DEPARTURE : JMF COUTTS ON BEHALF OF "THE TRUSTEES FOR THE TIME BEING OF THE JARE PROPERTY 2 TRUST"

3/2/3/6**S Swart****14 March 2016****(028) 313 8006****Corporate Head Office**

EXECUTIVE SUMMARY

To submit a resolution of the proceedings of the Appeal Committee to Council for information.

RESOLVED (UNANIMOUSLY):

that the decision of the Section 62 Committee **be noted**, namely:

1. that the Executive Mayor's decision dated 30 September 2015 **be suspended** for a period of 90 days to allow the appellant to submit as-built buildings plans together with the necessary town planning applications in order to legalise what exists on the site;
2. that, if these applications and/or as-built building plan are not submitted within 90 days calculated from 18 February 2016, the decision of the Executive Mayor will become final;
3. that, if the plans and applications as mentioned in paragraph 2 above are submitted within 90 days, the decision of the Executive Mayor will lapse and will be of no force or effect;
4. that the municipality's date stamp on the documents will be regarded as sufficient proof of submission of the new plan and applications; and
5. that the full deposit **be refunded** to the appellant.

RESPONSIBLE OFFICIAL :**P ROUX/S SWART****TARGET DATE FOR IMPLEMENTATION :****TO BE NOTED**

7. URGENT MATTERS SUBMITTED BY THE MUNICIPAL MANAGER

None

8. CONSIDERATION OF NOTICES OF MOTIONS / QUESTIONS

None

9. CONSIDERATION OF MOTIONS OF EXIGENCY

Cllr V Macotha raised an urgent motion regarding Item 24 in the Infrastructure & Planning Portfolio which was not part of the Council Agenda. The Speaker, Ald A Coetsee, explained that the matter was dealt with at the Mayoral Committee Meeting by the Executive Mayor in terms of delegated authority.

The meeting adjourned at 12:35

DATE

THE SPEAKER – A COETSEE