



**ORDINARY MEETING OF THE COUNCIL**

**GEWONE VERGADERING VAN DIE RAAD**

**INTLANGANISO YESIQHELO YEBHUNGA**

**MINUTES / NOTULE /**

**IMIZUZU**

**DATE / DATUM / UMHLA : 21 FEBRUARY / FEBRUARIE /  
FEBHRUWARI 2022**

**VENUE / PLEK / INDAWO : AUDITORIUM / OUDITORIUM  
CIVIC CENTRE / BURGERSENTRUM / IZIKO LOLUNTU  
HERMANUS**

**TIME / TYD / IXESHA: 14:00**

# OVERSTRAND

MUNICIPALITY / MUNISIPALITEIT / U-MASIPALA

**MINUTES OF AN ORDINARY COUNCIL MEETING  
HELD IN THE AUDITORIUM, CIVIC CENTRE,  
HERMANUS, ON 21 FEBRUARY 2022, AT 14:00**

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**PRESENT:** Councillors were present as per attached attendance register.




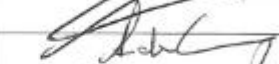
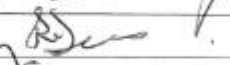


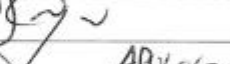

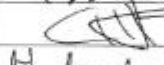

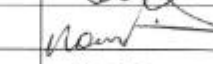



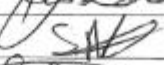

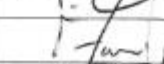









**OFFICIALS PRESENT:** Mr D O'Neill, Municipal Manager  
Ms D Arrison, Director : Management Services  
Ms S Reyneke-Naudé, Director : Finance  
Mr N Michaels, Director : Protection Services  
Mr S Müller, Director : Infrastructure & Planning  
Ms H van Tonder, Manager : Council Support Services  
Ms S Swart, Administrative Officer : Council Support Services  
Ms G Erasmus, Clerk : Auditorium

**ALSO PRESENT:** Members of the Public

**MINUTES/....**

OVERSTRAND MUNICIPALITY  
ATTENDANCE REGISTER

COUNCIL MEETING  
21 FEBRUARY 2022

ALDERMAN/COUNCILLORS	SIGNATURE
AFRICA, F	
BANDEZA, V	 APOL06203
BRICE, KD	
COETZEE, DP	
COHEN, G	
DE CONING, CA	
DEES, RM	
ELS, T	
FOURIE, SH	
GILLION, E	
GRIMBEEK, MD	
GWELE, T	 APOL0630
KOMANI, AS	
LERM, CH	
LOMBARD, H	 H. Lombard
NGQANDANA, K	
NOMATITI, M	 Nomatiti
NQINATA, NNT	 APOL06303
NTSABO, L	
NUTT, R	
RABIE, AL	 Rabie
RESANDT, CT	
SIHLAHLA, M	
SILO, S	 S. Silo
TAFU-NWONKWO, CC	
VAN STADEN, JA	
WILLIAMS, SH	

**1. OPENING**

The Speaker, Cllr G Cohen, welcomed those present. The Municipal Manager, Mr D O'Neill, read the notice convening the meeting.

**2. APPLICATIONS FOR LEAVE OF ABSENCE**

**Cllr V Bandeza**

**RESOLVED:**

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

**Cllr T Gwele**

**RESOLVED:**

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

**Ald N Nqinata**

**RESOLVED:**

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

**3. CONFIRMATION OF MINUTES**

- 3.1 Minutes of a **Special Meeting** of the **Overstrand Municipal Council** held on **Tuesday, 23 November 2021** at **15:00**

**RESOLVED:**

that the Minutes of a **Special Meeting** of the **Overstrand Municipal Council** held on **Tuesday, 23 November 2021** at **15:00**, **be confirmed.**

- 3.2 Minutes of an **Ordinary Meeting** of the **Overstrand Municipal Council** held on **Thursday, 25 November 2021** at **11:00**

**RESOLVED:**

that the Minutes of an **Ordinary Meeting** of the **Overstrand Municipal Council** held on **Thursday, 25 November 2021** at **11:00**, **be confirmed.**

- 3.3 Minutes of a **Special Meeting** of the **Overstrand Municipal Council** held *in committee* on **Wednesday, 22 December 2021 at 10:00**

**RESOLVED:**

that the Minutes of a **Special Meeting** of the **Overstrand Municipal Council** held *in committee* on **Wednesday, 22 December 2021 at 10:00, be confirmed.**

- 3.4 Minutes of a **Special Meeting** of the **Overstrand Municipal Council** held on **Thursday, 13 January 2022 at 13:00**

**RESOLVED:**

that the Minutes of a **Special Meeting** of the **Overstrand Municipal Council** held on **Thursday, 13 January 2022 at 13:00, be confirmed.**

- 3.5 Minutes of a **Special Meeting** of the **Overstrand Municipal Council** held on **Wednesday, 26 January 2022 at 10:00**

**RESOLVED:**

that the Minutes of a **Special Meeting** of the **Overstrand Municipal Council** held on **Wednesday, 26 January 2022 at 10:00, be confirmed.**

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

The Speaker, Cllr G Cohen, requested councillors to send the details of the committees they are serving on outside the organisation to him via e-mail.

The Speaker, Cllr G Cohen, requested the public not to record the proceedings.

The Executive Mayor, Cllr A Rabie, read a statement on Schulphoek, which will also be published as a press release afterwards. The statement is attached to the minutes as Annexure A.

The Executive Mayor, Cllr A Rabie, requested that the Schulphoek matter be included in Council agendas as a standing item.

**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**

**IN PRINCIPLE APPROVAL FOR THE DIRECT ALIENATION OF A PORTION OF ERF 226 PRINGLE BAY (PORTION OF RESIDENTENTIAL ERF) ADJACENT TO ERF 227 PRINGLE BAY SITUATED IN BELL ROAD NORTH, PRINGLE BAY, TO POPPY ICE TRADING 15 (PTY) LTD**

**(ITEM 2 PAGE 437 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 21 FEBRUARY 2022)**

**RESOLVED (SUPPORTED BY 24 COUNCILLORS):**

1. that the direct alienation of a portion of Erf 226 Pringle Bay (adjacent to Erf 227 Pringle Bay) situated at Bell Road North, Pringle Bay,  $\pm 95\text{m}^2$  in extent, to the owner of the adjoining Erf 227 Pringle Bay, Poppy Ice Trading 15 (Pty) Ltd, at an amount of R850.00/m<sup>2</sup> (EIGHT HUNDRED AND FIFTY RAND PER SQUARE METRE) (VAT excluded) be **approved in principle**;
2. that it be noted that the direct alienation is possible as the said portion of Erf 226 Pringle Bay can be classified as a non-viable property;
3. that, subject to the approval in 1 above, a public participation process be followed at the cost of the Applicant;
4. that it be noted that a condition for the alienation will be that the said portion of Erf 226 Pringle Bay must be consolidated with the adjoining property of Poppy Ice Trading 15 (Pty) Ltd, being Erf 227 Pringle Bay;
5. that no structures of any kind (excluding a boundary wall or fence and gate) may be erected on the said portion of Erf 226 Pringle Bay, which condition must be registered against the title deed of the consolidated property;
6. that the alienation of said portion of Erf 226 Pringle Bay be subject to a suspensive condition that the Applicant obtains approval for the removal of restrictive conditions (if any), subdivision, rezoning and consolidation;

7. that all the costs pertaining to the transaction, e.g. application costs, valuation costs, rezoning, removal of restrictive conditions (if any), subdivision and consolidation, transfer and related costs, advertisements, etc. be paid by the Applicant, Poppy Ice Trading 15 (Pty) Ltd; and
8. that it be noted that the municipal property herewith envisaged to be 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).

**RESPONSIBLE OFFICIAL:****W MURTZ****TARGET DATE FOR IMPLEMENTATION:****26 MARCH 2022****TARGET DATE TO INFORM APPLICANT:****12 MARCH 2022****TARGET DATE TO INFORM OBJECTOR:****N/A**

## 5.2

**TRANSFER OF UNREGISTERED ERF 9899 (A PORTION OF ERF 9894) HERMANUS (CLOSED ROAD), SITUATED IN ELEVENTH STREET, VOËLKLIP TO WL GREEF**

**(ITEM 5 PAGE 464 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 21 FEBRUARY 2022)**

**RESOLVED (SUPPORTED BY 24 COUNCILLORS):**

1. that the transfer of unregistered Erf 9899 (a portion of Erf 9894) Hermanus (adjacent to Erf 3505 Hermanus) situated in Eleventh Street, Voëlkliip, 198m<sup>2</sup> in extent, to the owner of the adjoining Erf 3505 Hermanus, WL Greef, at an amount of R650,000.00 (SIX HUNDRED AND FIFTY THOUSAND RAND) (VAT excluded) for gardening purposes and erection of a boundary fence or wall **be approved**;
2. that Council take cognisance of the fact that the direct alienation and subsequent transfer is only approved as the subject unregistered Erf 9899 (a portion of Erf 9894) Hermanus is classified as a non-viable property;
3. that it be noted that a condition for the transfer is that the said unregistered Erf 9899 (a portion of Erf 9894) Hermanus must be consolidated with the adjoining property of WL Greef, being Erf 3505 Hermanus;
4. that a condition be registered against the title deed of the to be consolidated property that the portion of property envisaged to be transferred may only be used for gardening and no structures, excluding a boundary fence or wall, may be erected thereon;
5. that the transfer of unregistered Erf 9899 (a portion of Erf 9894) Hermanus be subject to a suspensive condition that the applicant obtains approval for the relaxation of the southern (rear) building line, consolidation and rezoning and all applicable town planning approvals applicable;
6. that all the costs pertaining to the transaction, e.g. application cost, valuation cost, rezoning, consolidation, application for relaxation of the southern (rear) building line, transfer and related costs, advertisements, etc. be paid by the applicant; and
7. that it be noted that the municipal property envisaged to be transferred 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).

**RESPONSIBLE OFFICIAL:**

**W MURTZ**

**TARGET DATE FOR IMPLEMENTATION:**

**26 MARCH 2022**

**TARGET DATE TO INFORM APPLICANT:**

**12 MARCH 2022**

**TARGET DATE TO INFORM OBJECTOR:**

**N/A**

## 5.3

**IN PRINCIPLE APPROVAL FOR THE DIRECT ALIENATION OF A PORTION OF REMAINDER ERF 1 HAWSTON (ROAD RESERVE) ADJACENT TO ERF 412 HAWSTON SITUATED IN GEORGE VILJOEN STREET, HAWSTON, TO HAWSTON SERVICE STATION (PTY) LTD**

**(ITEM 6 PAGE 473 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 21 FEBRUARY 2022)**

**RESOLVED (SUPPORTED BY 24 COUNCILLORS):**

1. that the direct alienation of a portion of Remainder Erf 1 Hawston (adjacent to Erf 412 Hawston) situated in George Viljoen Street, Hawston, ±370m<sup>2</sup> in extent, to the owner of the adjoining Erf 412 Hawston, Hawston Service Station (Pty) Ltd, at an amount of R170.00/m<sup>2</sup> (ONE HUNDRED AND SEVENTY RAND PER SQUARE METRE) (VAT excluded) be **approved in principle**;
2. that it be noted that the direct alienation is possible as the said portion of Remainder Erf 1 Hawston can be classified as a non-viable property;
3. that, subject to the approval in 1 above, a public participation process be followed at the cost of the Applicant;
4. that it be noted that a condition for the alienation will be that the said portion of Remainder Erf 1 Hawston must be consolidated with the adjoining property of Hawston Service Station (Pty) Ltd, being Erf 412 Hawston;
5. that no structures of any kind may be erected on the said portion of Remainder Erf 1 Hawston, which condition must be registered against the title deed of the consolidated property;
6. that the alienation of said portion of Remainder Erf 1 Hawston be subject to a suspensive condition that the Applicant obtains approval for the closure of portion of public road, subdivision, consolidation and rezoning;
7. that all the costs pertaining to the transaction, e.g. application fee, valuation costs subdivision and consolidation, closure of portion of public road, rezoning, transfer and related costs, advertisements, etc. be paid by the Applicant, Hawston Service Station (Pty) Ltd; and
8. that it be noted that the municipal property herewith envisaged to be 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).

**RESPONSIBLE OFFICIAL:**

**W MURTZ**

**TARGET DATE FOR IMPLEMENTATION:**

**26 MARCH 2022**

**TARGET DATE TO INFORM APPLICANT:**

**12 MARCH 2022**

**TARGET DATE TO INFORM OBJECTOR:**

**N/A**

## 5.4

**ERF 9515 ZWELIHLE KNOWN AS “THE ZWELIHLE MALL”: DEVIATION FROM PARAGRAPH 18 AND 20.1(B) OF THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 ALLOWING THE MUNICIPALITY TO TEMPORARILY RENEW THE LEASE OF MUNICIPAL PROPERTY TO PEMZO CONSTRUCTION CC FOR A SHORT-TERM PERIOD - FINALISATION OF THE TENDER PROCESS**

**(ITEM 7 PAGE 483 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 21 FEBRUARY 2022)**

**RESOLVED (SUPPORTED BY 24 COUNCILLORS):**

1. that the deviation from paragraph 18 of the Administration of Immovable Property Policy in order to renew for a short-term period the current lease agreement with Pemzo Construction CC for a period of 8 (EIGHT) months or 1 (ONE) month after the award of the tender, whichever one comes first, without following a competitive process, **be approved**; and
2. that the deviation from paragraph 20.1(b) of the Administration of Immovable Property Policy in order to renew for a short-term period the current lease agreement with Pemzo Construction CC for a period of 8 (EIGHT) months or 1 (ONE) month after the award of the tender, whichever one comes first, without following a public participation process, **be approved**.

**RESPONSIBLE OFFICIAL :**

**M ERASMUS**

**TARGET DATE FOR IMPLEMENTATION :**

**31 MARCH 2022**

**TARGET DATE TO INFORM APPLICANT :**

**15 MARCH 2022**

**TARGET DATE TO INFORM OBJECTOR :**

**N/A**

## 5.5

**IN PRINCIPLE APPROVAL FOR THE DIRECT ALIENATION OF A PORTION OF ERF 2672 HAWSTON (ROAD RESERVE) ADJACENT TO ERF 2823 HAWSTON SITUATED ON THE CORNER OF CATTLE AND STAFFORD STREET, HAWSTON, TO MN ANDREWS**

**(ITEM 9 PAGE 497 : INVESTMENT & INFRASTRUCTURE PORTFOLIO - MAYORAL COMMITTEE MEETING : 21 FEBRUARY 2022)**

**RESOLVED (SUPPORTED BY 24 COUNCILLORS):**

1. that the direct alienation of a portion of Erf 2672 Hawston (adjacent to Erf 2823 Hawston) situated on the corner of Cattle and Stafford Street, Hawston, ±71m<sup>2</sup> in extent, to the owner of the adjoining Erf 2823 Hawston, MN Andrews, at an amount of R365.00/m<sup>2</sup> (THREE HUNDRED AND SIXTY FIVE RAND PER SQUARE METRE) (VAT excluded) be **approved in principle**;
2. that it be noted that the direct alienation is possible as the said portion of Erf 2672 Hawston can be classified as a non-viable property;
3. that, subject to the approval in 1 above, a public participation process be followed at the cost of the applicant;
4. that it be noted that a condition for the alienation will be that the said portion of Erf 2672 Hawston must be consolidated with the adjoining property of MN Andrews, being Erf 2823 Hawston;
5. that no structures of any kind (excluding a boundary wall or fence) may be erected on the said portion of Erf 2672 Hawston, which condition must be registered against the title deed of the to be consolidated property;
6. that the alienation of said portion of Erf 2672 Hawston be subject to a suspensive condition that the applicant obtains approval for the closure of the public road, subdivision, rezoning and consolidation;
7. that all the costs pertaining to the transaction, e.g. application cost, valuation cost, subdivision and consolidation, closure of portion of public road, rezoning, transfer and related costs, advertisements, etc. be paid by the applicant, MN Andrews; and
8. that it be noted that the municipal property herewith envisaged to be 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).

**RESPONSIBLE OFFICIAL:**

**W MURTZ**

**TARGET DATE FOR IMPLEMENTATION:**

**26 MARCH 2022**

**TARGET DATE TO INFORM APPLICANT:**

**12 MARCH 2022**

**TARGET DATE TO INFORM OBJECTOR:**

**N/A**

## 5.6

**HERMANUS SPORTS CENTRE: FUNDING FOR FURTHER DEVELOPMENT:  
2021/2022 CAPITAL BUDGET****(ITEM 11 PAGE 513 : INVESTMENT & INFRASTRUCTURE  
PORTFOLIO - MAYORAL COMMITTEE MEETING : 21 FEBRUARY  
2022)****RESOLVED (SUPPORTED BY 24 COUNCILLORS):**

1. that Council **approves** the deviation of Clauses 5.2 and 5.3 of its Grants-in-Aid Policy;
2. that a **once off** Grant-in-Aid towards Hermanus Sports Club be made to the amount of R1,5 million and R100 000 on condition that they use the grant for further development of the Sports Club;
3. that the money be **spent as proposed** by the Sport Club on sport codes; and
4. that the HSC be fully **compliant** with the provisions of Section 67 of the Municipal Finance Management Act, 2003.

**RESPONSIBLE OFFICIAL :****R KUCHAR****TARGET DATE FOR IMPLEMENTATION :****10 MARCH 2022****TARGET DATE TO INFORM APPLICANT :****N/A**

## 5.7

**MONTHLY REPORT TO COUNCIL ON SUPPLY CHAIN MANAGEMENT (SCM) POLICY: PARAGRAPH 36, 16(1)(b) AND 17(1)(c) AND PARAGRAPH 6(7)(4)(F) OF THE DIRECTIONS OF THE DISASTER MANAGEMENT ACT, JANUARY 2022**

**(ITEM 1 PAGE 1 : FINANCE AND TOURISM PORTFOLIO - MAYORAL COMMITTEE MEETING : 21 FEBRUARY 2022)**

**RESOLVED (SUPPORTED BY 24 COUNCILLORS):**

1. that the deviations from the procurement processes, approved in terms of the delegated authority for January 2022, **be noted**;
2. that the awards made in terms of Paragraph 16(1)(b) and 17(1)(c), approved in terms of the delegated authority for January 2022, **be noted**; and
3. that the awards made through the Bid Committee system, and formal written price quotations in excess of R30 000 and all price quotations below R30 000 for January 2022, **be noted**.

**RESPONSIBLE OFFICIAL :**

**C LE ROUX**

**TARGET DATE FOR IMPLEMENTATION :**

**TO BE NOTED**

## 5.8

**REPORT ON THE PROPOSED 4<sup>TH</sup> ADJUSTMENTS BUDGET & REVISED SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP) FOR 2021/2022**

**(ITEM 2 PAGE 14 : FINANCE AND TOURISM PORTFOLIO - MAYORAL COMMITTEE MEETING : 21 FEBRUARY 2022)**

**RESOLVED (SUPPORTED BY 24 COUNCILLORS):**

1. that, in terms of section 28 of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the 4<sup>th</sup> Adjustments Budget for 2021/2022 **be approved** as set out in the following schedules:
  - Schedule 1:** Budgeted financial performance (revenue & expenditure by municipal vote)
  - Schedule 2:** Budgeted financial performance (revenue by source & expenditure by type)
  - Schedule 3:** Budgeted multi-year capital appropriations by standard classification (vote) and associated funding by source
  - Schedule 4:** Budgeted financial position
  - Schedule 5:** Budgeted cash flow
  - Schedule 6:** Cash backed reserves and acc. surplus reconciliation
  - Schedule 7:** Asset management
  - Schedule 8:** Basic service delivery measurement;
2. that the following schedules be noted:
  - Schedule 9:** Budgeted financial performance (revenue & expenditure by standard classification)
  - Schedule 10:** Budgeted capital appropriations by municipal vote
3. that the changes (adjusted financial figures) to the Service Delivery and Budget Implementation Plan (SDBIP) for 2021/22 **be approved**;
4. that the revised SDBIP for 2021/22 **be made public**.

**RESPONSIBLE OFFICIAL :**

**BA KING  
RG LOUW**

**TARGET DATE FOR IMPLEMENTATION :**

**25 FEBRUARY 2022**

**5.9****SCHULPHOEK HOUSING PROJECT: ESTABLISHMENT OF A NEW SOCIAL COMPACT****(ITEM 5 PAGE 1 : MAYORAL COMMITTEE MEETING : 21 FEBRUARY 2022)****RESOLVED (SUPPORTED BY 24 COUNCILLORS):**

1. that the current Social Compact of the Schulphoek Housing Project be reconstituted to include interested and affected parties from Wards 4, 5, 6, 7 and 12, commencing on 1 March 2022;
2. that it be confirmed that 10% of the beneficiaries for this project may be selected Overstrand wide as allowed for in the current Housing Selection Policy for Beneficiaries in Ownership-based Subsidy Project of Council; and
3. that Council reaffirms that Cllr L Ntsabo is the chairperson of the Schulphoek Housing Project Social Compact.

**RESPONSIBLE OFFICIAL :****FW FRANS****TARGET DATE FOR IMPLEMENTATION :****1 MARCH 2022**

**5.10**

**TRAVEL POLICY FOR COUNCILLORS: AMENDMENT**

**(ITEM 6 PAGE 10 : MAYORAL COMMITTEE MEETING :  
21 FEBRUARY 2022)**

**RESOLVED (SUPPORTED BY 24 COUNCILLORS):**

that the Travel Policy for Councillors be amended retrospectively from 9 November 2021.

**RESPONSIBLE OFFICIAL :**

**DS ARRISON**

**TARGET DATE FOR IMPLEMENTATION :**

**IMMEDIATELY**

**6. CONSIDERATION OF REPORTS****6.1****APPOINTMENT OF COUNCILLORS ON SECTION 62 APPEALS COMMITTEE****3/2/3/6****H van Tonder****Manager : Council Support Services****8 February 2022****(028) 313 8037**

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**EXECUTIVE SUMMARY**

The purpose of this report is to grant Council an opportunity to appoint Councillors on the Section 62 Appeals Committee.

**RESOLVED (SUPPORTED BY 24 COUNCILLORS):**

1. that a Section 62 Appeals Committee **be established** as follows;  
  
Members: Ald D Coetzee, Cllrs S Williams, A Komani, R Dees and M Sihlahla.
2. that **Ald D Coetzee be appointed as Chairperson** of the Section 62 Appeals Committee;
3. that **Cllr A Komani be appointed as secundus** for the Chairperson of the Section 62 Appeals Committee;
4. that the function of the Section 62 Appeals Committee be as provided for in section 62(3) of the Local Government: Municipal Systems Act, No 32 of 2000; and
5. that the **quorum** of the Section 62 Appeals Committee be a simple majority of the members present.

**RESPONSIBLE OFFICIAL:****H VAN TONDER****TARGET DATE FOR IMPLEMENTATION:****21 FEBRUARY 2022**

**7. URGENT MATTERS SUBMITTED BY THE MUNICIPAL MANAGER (IF ANY)**

The Municipal Manager, Mr D O'Neill, informed Council that the National Conference of SALGA will take place from 2 – 4 March 2022. It was

**RESOLVED (SUPPORTED BY 24 COUNCILLORS):**

that the Executive Mayor, Cllr A Rabie, attend the SALGA Conference from 2 – 4 March 2022 and that she will be the voting delegate.

**8. CONSIDERATION OF NOTICES OF MOTIONS / QUESTIONS**

None

**9. CONSIDERATION OF MOTIONS OF EXIGENCY (IF ANY)**

None

**The meeting adjourned at 14:38**

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**DATE**

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**THE SPEAKER – G COHEN**

## MEDIAVERKLARING / PRESS RELEASE

## CONTACT:

**Municipal Manager: Dean O'Neill**

Tel: 028 313 8003 | mm@overstrand.gov.za

Overstrand Municipality

**Media Liaison & Social Media Officer**

**Riana Steenekamp**

Tel: 028 313 8043 | rsteenekamp@overstrand.gov.za

21 February 2022

**MEDIA STATEMENT BY OVERSTRAND EXECUTIVE MAYOR, DR. ANNELIE RABIE, REGARDING THE SCHULPHOEK HOUSING PROJECT**

During a Council meeting held on Monday, 21 February 2022 in the Hermanus Auditorium, Executive Mayor Annelie Rabie addressed Council on the Schulphoek Housing Project.

The Mayor's speech, is published below:

Mr Speaker please allow me to make several statements regarding the Schulphoek Housing Project and specifically related to the following three matters.

- What type and kind of development it should be;
- Beneficiation; and
- Position of the interested and affected parties.

I want to state it categorically that to my knowledge there has never been any formal decision by Council on the type and kind of project that should be developed in Schulphoek. I am aware that there is support for the so-called mixed use housing methodology and some councilors may even have given their support publicly for this, but it remains a fact that there is **no formal council resolution** supporting this or in fact any type of development methodology in Schulphoek. This is a fact.

In term of beneficiaries, I find the number of e-mails and what's apps with objections rather disconcerting as it is completely devoid of all truth and can be regarded as fake news, spread with the, in my view, malicious intent to evoke emotions unnecessarily. I agreed to changing the initial recommendation on the reconstitution of the Social Compact after a discussion I had with Advocate Edmund Wessels, who reminded me that there may be residents currently staying in Ward 7 that are on the waiting list and could probably qualify for a housing opportunity in Schulphoek. After I consulted with the ward councilor, Ms Lombard, she believed it this is not the case, but she will check this against the waiting list. However, there was unanimous agreement amongst my colleagues on the Mayoral Committee that Ward 7 should be represented on the Social Compact.

I can further confirm that following today's Council meeting a further meeting will be held to re-assess the purpose and guidelines for a social compact which will be presented to Council for consideration. It should be noted that at present none of the minutes of the current social compact served before a council meeting as far as it can be ascertained.

**ANNEXURE A**

My Council and I are fully aware of the detrimental impact of the delay in getting the project kickstarted specifically how it impacts on interested and affected parties property values in current estates such as Beach Club and any future developments adjacent to the Schulphoek area. There is also an awareness of the unsafe practice by children to use the road as a playground and the number of noise complaints from adjacent neighbours. It is my view that we can find solutions to all these matters only if we work together with all the stakeholders which will not be the case if we continue the current trajectory.

Coming to the plan of action that was drafted to kickstart this project. The Department of Human Settlements (DoHS) needs to sign the Land Availability Agreement (LAA) to take control of the site as they are not allowed take possession. Once the LAA is signed DoHS can continue with the planning for the development of the site and Overstrand Municipality will have no further role in this except for the approval of land use planning applications as it has already been announced that it would be a provincial priority project. I can give you the assurance that Council will do anything within its legislative powers to fast-track any applications should they be received. We are also aware of development proposals and plans already drafted. As soon as the LAA is signed and the DoHS enters the fray, these will be addressed by the technical committee. I can also confirm that nowhere in the documentation that served before Council today, any mention is made of the abolishment of the mixed-use development or that only serviced erven are considered. This is simply untrue. However, it is the constitutional responsibility of the Municipality to provide basic services to all its citizens and while we are waiting for the Schulphoek project to take shape I need to make sure that we give effect to this constitutional requirement. Hence, I will also be considering the temporary movement of the current housing units that are informally placed and where there are no services to serviced sites while we upgrade and service sites incrementally.

At my inauguration I stated that the Schulphoek project would be a project in my office as I want to make sure that I have a firm grip on the planning and subsequent monitoring and evaluation of progress. To do this, I must ensure that the project finds space within councils IDP and future budgets. Great was my surprise when we confirmed ourselves that no item served before council, and I am requesting the broader community of Overstrand not to jump to any conclusions and spread fake news and to rather ask for the facts. Henceforth these facts can be obtained from the ward councillor who will share it through the ward committee with the community.

It is correct that there is political instability brewing around the non-performance of both Overstrand Municipality and DoHS. Whether these perceptions are true or false, I cannot allow that it influence service delivery within these wards.

In conclusion. Mr Speaker I am requesting of you that the matter of the Schulphoek Housing Project be a standing item on every council agenda going forward.

END / EINDE

Issued by Dr. Annelie Rabie  
Office of the Overstrand Executive Mayor  
C: 083 457 8711