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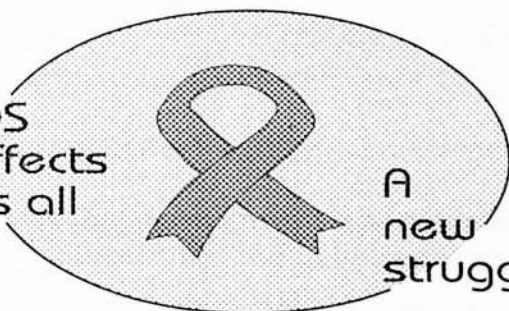
Vol. 11

BISHO/
KING WILLIAM'S TOWN, 3 MARCH 2004

No. 1130
(Extraordinary)

We all have the power to prevent AIDS

AIDS
affects
us all



A
new
struggle

Prevention is the cure

**AIDS
HELPLINE**

0800 012 322

DEPARTMENT OF HEALTH



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GENERAL NOTICE

NOTICE 34 OF 2004

Department of Housing, Local Government and Traditional Affairs

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CIRCULAR 1 OF 2004

<h3>HOUSING DEVELOPMENT</h3>

1. PURPOSE

- 1.1. The purpose of circular 1 of 2004 is to implement Housing MINMEC resolution 2003, and to give effect to the role of the provincial government as service authority in housing development.

2. PREAMBLE (HOUSING ACT, 1997 AS AMENDED)

- 2.1. In terms of section 26 of the Constitution of the Republic of South Africa, everyone has the right to have access to adequate housing, and the state must take reasonable legislative and other measures, within its available resources, to achieve the progressive realisation of this right.

3. GENERAL PRINCIPLES (HOUSING ACT, 1997 AS AMENDED) National, provincial and local spheres of government must inter alia:

- 3.1. Give priority to the needs of the poor in respect of housing development;
- 3.2. Ensure that development is administered in a transparent, accountable and equitable manner, and upholds the practice of good governance.

4. HOUSING MINMEC RESOLUTION 2003

- 4.1. Housing MINMEC resolved during 2003 that Provincial Housing Departments must take full responsibility for housing development.

5. FUNCTIONS OF LOCAL GOVERNMENT

Municipalities will henceforth perform the following functions:

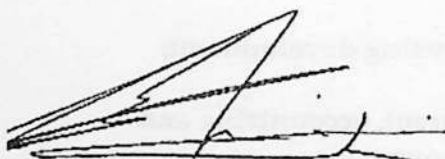
- 5.1. Identify beneficiaries;
- 5.2. Make land available (as per IDP);
- 5.3. Supervise projects;
- 5.4. Assist the Department in certifying projects;
- 5.5. Assist the Department with monitoring and evaluation;
- 5.6. May select service providers with the Department;
- 5.7. May be service providers, provided that they have the requisite capacity as defined in the capacity model developed by the Department;
- 5.8. Serve as one of the signatories to the account held by the Bank (Trust Account);
- 5.9. Approve service designs with the Department; and
- 5.10. Any other role as determined between the MEC and a Municipality

6. ACCREDITATION OF MUNICIPALITIES

- 6.1. Any municipality may apply in writing to the MEC in the form determined by the MEC to be accredited for the purposes of administering one or more national housing programs.
- 6.2. Municipalities must however demonstrate to the MEC that they possess the required capabilities to execute the housing function.

7. COMMENCEMENT

- 7.1. This circular comes into effect from the 13th February 2004, provided that projects approved before the said date, and are active, will only have to rearrange signatories to include a departmental official.



G.E. NKWINTI

MEMBER OF EXECUTIVE COUNCIL:
HOUSING, LOCAL GOVERNMENT AND TRADITIONAL AFFAIRS

DATE: 27/02/2004