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**PROVINCIAL NOTICE** 

No. 55

31 May 2012



# **ETHEKWINI MUNICIPALITY** TREASURY Office of the Deputy City Manager

PROMULGATION OF RESOLUTION LEVYING RATES

Notice is hereby given that on **30 May 2012** the Council of eThekwini Municipality adopted the following resolutions in conformity with the provisions of Section 14 of the Local Government: Municipal Property Rates Act 6 of 2004 and Section 17 (3) (a) (ii) of the Local Government: Municipal Finance Management Act 56 of 2003

## 1. DETERMINATION OF RATES

In terms of the Rates Policy **2012/2013** adopted by Council on 26 April 2012, the Municipality may levy different Rates for different categories of Property.

That the rate randage for the said financial year for the eThekwini Municipality, be and is hereby assessed and levied for the following categories at:

- Residential at 0.914 cents in the Rand
- Agricultural at 0.228 cents in the Rand
- Industrial at 2.674 cents in the Rand
- Business and commercial at 2.072 cents in the Rand
- Public service infrastructure at 0.228 cents in the Rand
- Vacant land at 4.376 cents in the Rand
- Unauthorised or illegal development 4.376 cents in the Rand
- Rural residential at 0.914 cents in the Rand

Multiple Use Property will be dealt with in accordance with the Rates Policy.

## 2. <u>Exemptions, Rebates and Reductions:</u>

The following reductions on the market value of the property and rebates on the rates payable, be and are hereby granted in accordance with the Rates Policy.

## 2.1 **Residential Property**

That in addition to the statutory reduction of R 15 000, a further reduction of R105 000 be and is hereby approved for property values exceeding R185 000.

Persons owning property with a rateable value of R185 000 and below, will be liable for a fixed charge of R240.00 per annum in rates.

# 2.1.1 <u>Senior Citizens, Disability Grantees / Medically Boarded Persons</u> and Child Headed Households:

- (i) That in addition to the reduction in 2.1 above, a rebate not exceeding R3 108 or such lesser amount as may otherwise be payable, be and is hereby approved for qualifying pensioners, disability grantees / medically boarded persons and child headed households.
- (ii) That it be and is hereby resolved to place a maximum limit of R3 million on the value of the property, in order to qualify for the senior citizens rebate in (i) above.

#### 2.1.2 **Public Benefit Organisations:**

That on application and approval, Public Benefit Organisations listed in clause 7.5 of the Municipality's Rates Policy 2012/2013 shall receive an exemption from rates.

#### 2.1.3 Life Rights Schemes and Retirement Villages:

That on application and approval a 25% rebate be granted to Life Rights Schemes and Retirement Villages registered in terms of the Housing Development Scheme for Retired Persons Act 65 of 1988.

## 2.1.4 <u>Bed and Breakfast Undertakings:</u>

That on application and approval a rebate of 50% be granted to all Bed and Breakfast establishments, that have a valid Registration Certificate issued by eThekwini Municipality.

# 2.1.5 Guest House Undertakings:

That on application and approval a rebate of 25% be granted to all Guest House undertakings which have a valid Registration Certificate issued by eThekwini Municipality.

#### 2.1.6 Back – Packer Lodges

That on application and approval, the following rebates shall apply to Back-packer establishments that have a valid Registration Certificate:

- i. Where up to 9 beds are available to guests, a rebate not exceeding 50% will apply;
- ii. Where up to 20 beds are available to guests, a rebate not exceeding 25% will apply.

# 2.1.7 Schools not for Gain:

That a rebate of 50% be and is hereby granted to qualifying schools not for gain.

# 2.1.8 Municipal Properties

Except for Trading Services and Housing suspensive sale agreements, property owned by the Municipality or occupied by the Municipality for development housing, is exempt from rates.

# 2.1.9 Natural and Other Disasters

- (i) That on application and approval, a temporary rebate of 75% be granted in respect of property damaged by disaster for a period of six months or a portion thereof.
- (ii) That on application and approval, that a further temporary rebate of 75% be granted thereafter for a period not exceeding six months.
- (iii) That the rebate is granted on the category of property prior to damage.

# 2.1.10 Vacant Land:

That a reduction of R 30 000 on Vacant Land be and is hereby approved in accordance with the Rates Policy.

# 2.1.11 Nature Reserves and Conservation areas

That on application and approval, nature reserves and conservation areas shall be excluded from rates.

#### 2.1.12 Special Rating Areas:

- (i) That the Special Rating Areas as indicated in Annexure A be and are hereby established:
- (ii) That in respect of the Special Rating Areas additional rates, as indicated in Annexure A hereto, be approved and levied in respect of each category of property within the boundaries of the Special Rating Area.

# 2.1.13 Phasing in of Rates:

That the following phasing in of rates be and are hereby approved subject to Section 21 of The Local Government: Municipal Property Rates Act 6 of 2004:-

- (i) A rate levied on newly rateable property must be phased in over a period of three financial years.
- (ii) A rate levied on property belonging to a Land Reform Beneficiary or his or her heirs must, after ten years from the date on which such beneficiary's title was registered in the office of the Registrar of Deeds, be phased in over a period of three financial years.

The phasing in discount on properties referred to in (i) and (ii) above will apply as follows:-

(a) 75% in the first year

- (b) 50% in the second year
- (c) 25% in the third year
- (iii) A rate levied on newly rateable property owned and used by organisations conducting specified public benefit activities and registered in terms of the Income Tax Act for those activities must be phased in over a period of four financial years, with the following phasing in discounts:
  - (a) 100% in the first year
  - (b) 75% in the second year
  - (c) 50% in the third year
  - (d) 25% in the fourth year

### 3. Date of Operation of Determination of Rates:

That this determination comes into operation on 2012-07-01.

## 4. Final Date for Payment of Rates:

- (i) Where rates are payable in monthly instalments, such payments shall be in twelve (12) equal or near equal instalments payable 21 days from date of account.
- (ii) Where rates are payable annually the final date for payment shall be 31 October 2012, provided that where this date falls on a Sunday or public holiday payment shall occur on the last working day prior to such Sunday or public holiday.

#### 5. Administration Charge on Arrear Rates:

That the administration charge on arrear rates as referred to in Section 11.6 of the Credit Control and Debt Collection Policy is determined at 10 %. Collection of Arrear rates is in accordance with the adopted Credit Control & Debt Collection Policy.

#### 6. <u>Interest on Arrears</u>

The CFO shall have the delegated authority to set the interest rate on arrear accounts.

#### 7. <u>Interest on Cash deposits</u>

Interest on cash deposits held, shall accrue 6 months from date of deposit at a rate of 3%p.a.

# ANNEXURE A - 2012/13

# ADDITIONAL RATES LEVIED ON SPECIAL RATING AREAS (2.1.12 REFERS)

Special Rating Areas	Residential	Business and Commercial	Industrial	Vacant Land	Agriculture
a) Precincts bordered by Monty Naicker, Dorothy Nyembe, Anton Lembede and Dr Yusuf Dadoo Streets.	0.000801	0.002402	0	0	0
b) Precinct bordered by Soldiers Way, Dr AB Xuma Road, Florence Nzama Street and Bram Fischer Road.	0.000139	0.000418	0.000488	0.000697	0
c) Precinct bordered by Dorothy Nyembe Street, Margaret Mncadi Avenue, Beach Walk and Anton Lembede Street	0.000139	0.000418	0.000488	0.000697	0
d) Precinct bordered by Soldiers Way, Bram Fischer Road, Sylvester Ntuli, KE Masinga and Archie Gumede (Place) Roads.	0.000139	0.000418	0.000488	0.000697	0
e) Precinct bordered by OR Tambo Parade, Dr Pixley KaSeme Street Mall, Rutherford and Gillespie Streets (South Beach Area).	0.001370	0.004110	0	0.006851	0
f) Umhlanga Promenade Precinct bordered by Ocean Way (South), Lot 430 (North), Lagoon Drive (West) and the Indian Ocean (East).	0.000723	0.002170	0.002531	0.003616	0
g) Precinct bordered by Burlington Road, Burlington Drive, Nagel Road, Windsor Road, Midmar Road and Henley Road.	0.002847	0.008542	0	0.014237	0
h) Umhlanga Village bordered by Flamingo Lane, Ocean Way, Lagoon Drive, McCauland Crescent, Weaver Crescent and the Ruth First Highway	0	0.001593	0	0.002654	0
I) Giba Gorge bordered by N3 Highway (South), Reservoir Road, Jan Smuts Avenue, Galloway Lane, Mountbatten Place, Alexander Drive, King Cetshwayo Highway (East), Portion 157 of Clifton (North) to Saint Helier Road (West)	0.000504	0	0	0.000504	0.000504
<ul> <li>Maytime Community bordered by M 13 Highway, Woodside Avenue, Haygarth Rd, Abrey Road, Msonti, Quillhall Lane, Alexander Avenue, Mtonbi and Victory Road</li> </ul>	0.003210	0.003210	0.003210	0.003210	0

## No. 55

# 31 kuNhlaba 2012



# **ETHEKWINI MUNICIPALITY** TREASURY Office of the Deputy City Manager

# UKUSHICILELWA KWESINQUMO SOKUBIZWA KWAMA-RATE

Lesi yisaziso sokuthi mhla ziyi-**30 Meyi 2012** uMkhandlu kaMasipala weTheku wathatha lezi zinqumo ngaphansi kweSigaba 14 somthetho iLocal Government: Municipal Property Rates Act 6 yowezi-2004 kanye neSigaba 17 (3) (a) (ii) sika-Local Government: Municipal Finance Management Act 56 yowezi-2003.

### 1. UKUNQUNYWA KWAMA-RATE

Ngokwenqubomgomo yama-rate yonyaka yowezi-**2012/2013** eyaphasiswa wuMkhandlu mhla zingama-29 Mashi 2012, uMasipala ungabiza ama-rate angafani maqondana nemikhakha eyehlukene yezindawo noma yezakhiwo.

Ukuthi isilinganiso erandini kulo nyaka wezimali kuMasipala waseThekwini siklanywe sama kanje kule mikhakha yezakhiwo:

- Imizi amasenti angu-0,914 eRandini
- Owolimo amasenti angu-0.228 eRandini
- Izimboni amasenti angu-2.674 eRandini
- Amabhizinisi nezindawo zohwebo amasenti angu-2.072 eRandini
- Ingqalasizinda yezidingo zomphakathi amasenti angu-0.228 eRandini
- Umhlaba ongakhiwe amasenti angu-4.376 eRandini
- Izakhiwo ezingagunyaziwe noma ezingekho emthethweni amasenti angu-4.376 eRandini
- Imizi esezindaweni zasemakhaya amasenti angu-0.914 eRandini

Udaba lwezakhiwo ezisetshenziselwa izinto ezixubile luzobhekwa kanjengokuyalela kwenqubomgomo yama-rate.

# 2. <u>Ukuxegiselwa isibopho sokukhokha, Izaphulelo nokwehliselwa:</u>

Lezi zaphulelo ezilandelayo emananini lezi zakhiwo ebezingadayiswa ngawo kanye nokuxegiselwa kuma-rates, ngaphansi kwenqubomgomo yama-rates kuzoma kanje:

# 2.1 <u>Imizi</u>

Ukuthi maqondana nemizi, ngaphezulu kwesaphulelo sika-R15 000, kuyavunywa ukuthi kuphinde kube nesaphulelo sika-R105 000 maqondana naleyo mizi enani layo lingaphezulu kuka-R185 000.

# 2.1.1 <u>Asebekhulile/Abahola impesheni yokukhubazeka/abangasasebenzi</u> ngenxa yokugula kanye nemizi ephethwe yizingane:

- (i) Ukuthi ngaphezu kokwehliselwa okuku-2.1 ngaphezulu isaphulelo sika R3 108 noma esinye isaphulelo esingaphansi okufanele sikhokhwe, manje siyavunywa maqondana nabafanelekile abahola impesheni yokuguga, abahola impesheni yokugula/yokukhubazeka noma labo abayekiswe ukusebenza ngenxa yokugula kanye nemizi ephethwe yizingane..
- (ii) Ukuthi kuyanqunywa ukuthi kubekwe umkhawulo wezigidi ezintathu zamarandi (R3 million) enanini lomuzi ukuze umnikazi athole lesi saphulelo esenzelwe abadala esishiwo ku-(i) ngaphezulu.

# 2.1.2 **Izinhlangano ezisiza umphakathi:**

Ukuthi emva kokufaka izicelo, zavunywa, izinhlangano ezisiza umphakathi ezisohleni olusendimeni 7.5 kwinqubomgomo yama-rate kaMasipala ka-2012/2013 zingawakhokhiswa ama-rate.

# 2.1.3 <u>Izinhlelo zamalungelo okuphila namakhaya asebethathe</u> <u>umhlalaphansi:</u>

Ukuthi emva kokufaka izicelo, zavunywa, izinhlelo zamalungelo okuphila namakhaya asebethathe umhlalaphansi abhalise ngaphansi komthetho iHousing Development Scheme for Retired Persons Act 65 ka-1988 behliselwe ngo-25%.

#### 2.1.4 Ama-Bed & Breakfast:

Ukuthi emva kokufaka izicelo, zavunywa, zonke izindawo ezingama-Bed & Breakfast ezinezitifiketi zokubhaliswa ezisebenzayo ezikhishwe nguMasipala zithole isaphulelo sika-50%.

# 2.1.5 **Izindawo ezingama-Guest House:**

Ukuthi emva kokufaka izicelo, zavunywa, zonke izindawo ezingama-Guest House ezinezitifiketi zokubhaliswa ezisebenzayo ezikhishwe nguMasipala zithole isaphulelo sika-25%.

# 2.1.6 Ama-Back Packer Lodges

Ukuthi emva kokufaka izicelo, zavunywa, kusebenze lezi zaphulelo ezilandelayo maqondana nezindawo ezingama-Back-packer ezinezitifiketi zokubhaliswa ezisebenzayo:

(i) Lapho kunemibhede engeqile kweyisishiyagalolunye yokulala izivakashi, indawo ithole isaphulelo esingeqile ku-50%;

(ii)Lapho kunemibhede engeqile kwengamashumi amabili yokulala izivakashi, indawo ithole isaphulelo esingeqile ku-25%.

# 2.1.7 **Izikole ezingenzi inzuzo:**

Ukuthi izikole ezingenzi inzuzo ezifanelekile ezisemkhakheni wamabhizinisi nezindawo zohwebo zinikwe isaphulelo sika-50%.

#### 2.1.5 **Izindawo ezibizwa ama-rates akhethekile:**

(i) Ukuthi izindawo ezibizwa ama-rates akhethekile kanjengoba zichazwe ku-Annexure A ngalesi saziso ziyasungulwa.

(ii) Ukuthi maqondana nezindawo ezibizwa ama-rates akhethekile ama-rates okwengeza kanjengoba kushiwo ku-Annexure A lapha ngenzansi ayaphasiswa maqondana nomkhakha ngamunye wezindawo ongaphakathi kwemingcele yezindawo ezibizwa amarates akhethekile.

#### 2.1.8 Izakhiwo/umhlaba kaMasipala

Ngaphandle kosetshenziselwa imisebenzi yohwebo nezivumelwano zokudayiswa kwezindlu ezikhokhelwa ngamancozuncozu isikhathi eside, umhlaba kaMasipala noma osesetshenziswa uMasipala ukwakhela umphakathi izindlu awukhokhiswa ama-rates.

# 2.1.9 Izibhicongo zemvelo nezinye izibhicongo

(i) Ukuthi emva kokufakwa kwezicelo, zavunywa, izakhiwo ezikhahlanyezwe yizibhicongo ezithile zinikwe isaphulelo sesikhashana sika-75% isikhathi esiyizinyanga eziyisithupha noma ingxenye yaleso sikhathi.

(ii)Ukuthi emva kokufakwa kwezicelo, zavunywa, lezi zakhiwo ziphinde zinikwe esinye isaphulelo sesikhashana sika-75% isikhathi esingeke seqe ezinyangeni eziyisithupha.

(iii) Ukuthi lesi saphulelo sinikezwe maqondana nomkhakha wesakhiwo ngaphambi kokuvelelwa yisibhicongo.

## 2.1.10 **Umhlaba ongakhiwe:**

Ukuthi isaphulelo sika-R30 000 esimaqondana nomhlaba ongakhiwe siyavunywa kanjengokuyalela kwenqubomgomo yama-rates.

# 2.1.11 Iziqiwu nezindawo zokongiwa kwemvelo

Ukuthi emva kokufakwa kwezicelo, zavunywa, iziqiwu nezindawo zokongiwa kwemvelo zingakhokhiswa ama-rates.

#### 2.1.12 Izindawo ezikhokha ama-rate ayisipesheli

- (i) Ukuthi ngalokhu kusungulwa izindawo ezizokhokha ama-rate ayisipesheli kanjengoba zishiwo kwiSengezo A.
- (iii) Ukuthi maqondana nalezi zindawo ezikhokha ama-rate ayisipesheli ama-rate engeziwe kanjengoba kukhonjisiwe kwiSengezo A ayavunywa futhi ayabizwa maqondana nomkhakha ngamunye wesakhiwo esingaphakathi kwemingcele yendawo ekhokhwa ama-rate ayisipesheli.

#### 2.1.13 Ukungeniswa kwama-rates kancane kancane

Ukuthi ukungeniswa kwama-rates kancane kancane ngale ndlela elandelayo kuyavunywa ngaphansi kwemibandela yeSigaba 21 sika-Local Government: Municipal Property Rates Act 6 ka-2004:-

- (i) Ama-rate abizwa maqondana nesakhiwo esiqalayo ukubizwa le ntela angeniswe ngezigaba iminyaka yezimali emithathu elandelanayo.
- (ii) Ama-rate omhlaba womuntu owuthole ngaphansi kohlelo lokubuyiselwa kwamalungelo omhlaba noma otholwe yizindlalifa zakhe, kufanele, emva kweminyaka eyishumi kusukela osukwini

okwabhaliswa ngalo itayitela lalowo mhlaba egameni lalowo muntu ehhovisi okubhaliswa kulona amatayitela obunikazi bomhlaba, afakwe kancane kancane iminyaka yezimali emithathu elandelanayo.

Izaphulelo ezizosebenza maqondana nalezi zakhiwo okukhulunywe ngazo kwindinyana-(i) & (ii) ngaphezulu zizoma kanje:-

- (a) 75% onyakeni wokuqala
- (b) 50% onyakeni wesibili
- (c) 25% onyakeni wesithathu
- (iii) Ama-rate ezakhiwo ezisanda kuqala ukubizwa ama-rates zezinhlangano ezenza umsebenzi wokusiza umphakathi ezikubhalisele ukwenza leyo misebenzi ngaphansi komthetho kazwelonke wezintela obizwa nge-Income Tax Act azofakwa kancane kancane isikhathi esiyiminyaka emine, kusebenze lezi zaphulelo ezilandelayo:
- (a) 100% onyakeni wokuqala
- (b) 75% onyakeni wesibili
- (c) 50% onyakeni wesithathu
- (d) 25% onyakeni wesine

# 3. Usuku okuzoqala ngalo ukusebenza kwama-rate anqunywe lapha

Ama-rates anqunywe lapha azoqala ukusebenza mhla ka-2012-07-01.

## 4. Usuku lokugcina lokukhokha ama-rate:

- Lapho ama-rate ekhokhwa kancane kancane ngenyanga, lokho kukhokha kuyokuba amancozuncozu ayishumi nambili (12) alinganayo noma acishe alingane okufanele akhokhwe zingakapheli izinsuku ezingama-21 kusukela osukwini lweakhawunti.
- (ii) Lapho ama-rate ekhokhwa ngonyaka usuku lokugcina lokukhokha umhla ka 31 Okthoba 2012, ngaphansi kombandela wokuthi uma kwenzeka lolu suku luba ngeSonto noma ngeholide, inkokhelo iyokwenziwa ngosuku lokugcina lokusebenza, ngaphambi kwalelo Sonto noma iholide.

#### 5. Imali ekhokhwa abasilele emuva nokukhokhela isikweleti sama-rate:

Ukuthi imali yezindleko ekhokhiswa abasilele emuva nokukhokhela isikweleti sama-rate okukhulunywa ngayo eSigabeni 11.6 senqubomgomo yokulawula nokuqoqa izikweleti inqunywe yaba u-10%. Ukuqoqwa kwemali ekweletwayo kuzoba kanjengokulawula kwenqubomgomo kaMasipala eyaphasiswa yokulawula nokuqoqa izikweleti.

# 6. Inzalo ezikweletini

Umphathi Wezezimali kuMasipala (CFO) uyagunyazwa ukuba anqume inzalo ezongena kuma-akhawunti asilele emuva nokukhokhelwa.

# **ISENGEZO A – 2012/13**

# AMA-RATE OKWENGEZA AKHOKHWA EZINDAWENI EZIBIZWA AMA-RATE AYISIPESHELI (FUNDA U-2.1.12)

	Izindawo ezibizwa ama-rate ayisipesheli	Imizi	Amabhizinisi nezohwebo	Izimboni	Umhlaba ongakhiwe	Owolimo
a)	Indawo ezungezwe uMonty Naicker, Dorothy Nyembe, Anton Lembede no-Dr Yusuf Dadoo Streets.	0.000801	0.002402	0	0	0
b)	Indawo ezungezwe uSoldiers Way, Dr AB Xuma Road, Florence Nzama Street no-Bram Fischer Road.	0.000139	0.000418	0.000488	0.000697	0
c)	Indawo ezungezwe uDorothy Nyembe Street, Margaret Mncadi Avenue, Beach Walk no-Anton Lembede Street.	0.000139	0.000418	0.000488	0.000697	0
d)	Indawo ezungezwe uSoldiers Way, Bram Fischer Road, Sylvester Ntuli, KE Masinga no- Archie Gumede (Place) Roads.	0.000139	0.000418	0.000488	0.000697	0
e)	Indawo ezungezwe u-OR Tambo Parade, Dr Pixley KaSeme Street Mall, Rutherford no-Gillespie Streets (Indawo yaseSouth Beach).	0.001370	0.004110	0	0.006851	0
f)	Umhlanga Promenade Precinct ozungezwe u-Ocean Way (ngaseNingizimu), Lot 430 (ngaseNyakatho), Lagoon Drive (ngaseNtshonalanga) nolwandle (ngaseMpumalanga).	0.000723	0.002170	0.002531	0.003616	0
g)	Indawo ezungezwe uBurlington Road, Burlington Drive, Nagel Road, Windsor Road, Midmar Road no-Henley Road.	0.002847	0.008542	0	0.014237	0
h)	Umhlanga Village ozungezwe u- Flamingo Lane, Ocean Way, Lagoon Drive, McCauland Crescent, Weaver Crescent no- Ruth First Highway.	0	0.001593	0	0.002654	0

Izindawo ezibizwa ama-rate ayisipesheli	Imizi	Amabhizinisi nezohwebo	Izimboni	Umhlaba ongakhiwe	Owolimo
<ul> <li>i) Giba Gorge ezungezwe u-N3 Highway (ngaseNingizimu), Reservoir Road, Jan Smuts Avenue, Galloway Lane, Mountbatten Place, Alexander Drive, King Cetshwayo Highway (ngaseMpumalanga), Portion 157 of Clifton (ngaseNyakatho) to Saint Helier Road (ngaseNtshonalanga)</li> </ul>	0.000504	0	0	0.000504	0.000504
<ul> <li>j) Maytime Community ozungezwe u-M13 Highway, Woodside Avenue, Haygarth Road, Abrey Road, Msonti, Quilhall Lane, Alexander Avenue, Mtonbi no- Victory Road.</li> </ul>	0.003210	0.003210	0.003210	0.003210	0