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PROCLAMATION

NO. 3

BY THE MEMBER OF THE EXECUTIVE COUNCIL RESPONSIBLE FOR LOCAL GOVERNMENT, HOUSING, PLANNING AND DEVELOPMENT.

LOCAL GOVERNMENT TRANSITION ACT, 1993

(ACT NO. 209 OF 1993)

ESTABLISHMENT OF CERTAIN AREA AS LOCAL GOVERNMENT CO-ORDINATING COMMITTEE.

I, Darkey Ephraim Africa, Member of the Executive Council responsible for Local Government, Housing, Planning and Development of the North West, under sections 10(1)(a) and 10(3) of the Local Government Transition Act, 1993 (Act 209 of 1993 read with Proclamation No. R129, 1994 publised in Government Gazette No. 15894 of 15 July 1994), and with the concurrence of the Provincial Committee for Local Government, hereby establish Local Government Co-ordinating Committee for the area known as Koster and make further enactments as set out in Schedule A.

Given under my hand at **Mmabatho** this 22 day of **September** 1994.

I, DARKEY EPHRAIM AFRICA

MEMBER TO THE EXECUTIVE COUNCIL RESPONSIBLE FOR LOCAL GOVERNMENT, HOUSING, PLANNING AND DEVELOPMENT

SCHEDULE A

ESTABLISHMENT OF A LOCAL GOVERNMENT CO-ORDINATING COMMITTEE

1. A Local Government Co-ordinating Committee, as envisaged in section 7(1)(c) of the Local Government Transition Act 1993 (Act 209 of 1993) is hereby established as from the date on which this Proclamation becomes effective (the effective date) in respect of the government bodies of Koster, Cedrela and Reagile, under the name Koster Local Government Co-ordinating committee.

CONTINUED EXISTENCE OF THE LOCAL GOVERNMENT BODIES

2. The Local Government Bodies within the area of the Committee which is hereby established, shall continue to exist and shall retain their own identity, legal individuality and all the assets they possessed before the effective date and shall remain responsible for their own financial responsibilities which originated before or after the effective date.

POWERS AND DUTIES ENTRUSTED TO COMMITTEE

3. (1) As from the effective date the Committee shall be entitled and compelled to exercise the following powers and duties in respect of the area ofjurisdiction for which it is being established:

   (a) The minimum powers and duties, rights and liabilities of a Co-ordinating Committee contemplated in section 7(1)(c) of the Local Government Transition Act 1993 (Act 209 of 1993

   (2) As from the effective date the existing local government bodies within the area of jurisdiction of the Committee, shall not have the power to take separate decisions regarding those matters which, in terms of sub-paragraph (1), have been entrusted to the Committee.

STRUCTURE OF THE COMMITTEE

4. (1) The Committee shall consist of 14 members and shall be composed of representatives of the following bodies :

   (a) Government Body of Koster ------ 4 members

   (b) Government Body of Reagile ------ 1 member

   (c) Government Body of Cedrela ------ 2 members

7. The chairperson shall act as chairperson at all the meetings of the Committee and in case of his absence the vice-chairperson, provided that should both the chairperson and the vice-chairperson be absent from such a meeting, a Committee member, elected from the ranks of those members who are present, shall act as chairperson.

8. The Local Government Ordinance, 1939, and the applicable sections of the Standard rules of order promulgated in Administrator's Notice no. 1261 of 26 October 1988 is mutatis mutandis applicable to the meetings and proceedings of the Committee.

9. The quorum for the Committee is 8 (7 + 1) members.

(d) Those sectors of the society who did not participate in the election process previously, 7 members.

(2) The following persons are hereby appointed as members of the Committee;

SURNAME		INITIALS	IDENTITY NUMBER
Mr	Bezuidenhout	P C	5404065147083
Mrs	Bodenstein	S J	2807120073081
Mrs	Fritz	C A	3602155284086
Mr	Grundlingh	C F	4010015005007
Mr	Haffejee	A B	4504045122055
Mr	Modisane	E G	6310185799084
Mr	Monyanga	S G	3808075237084
Mr	Moloantwa	L M	6811025609086
Mr	Robinson	P S	5006145030088
Mr	Swart	J L	3806275015086
Mrs	van Niekerk	K	5704090094089
Mr	van Niekerk	J O	5306095144081
Mr	Venter	A	4711165014083
Mr	Wadee	A S	3508015020083

ADMINISTRATION

5. The administrative infra-structure required by the Committee to execute the functions which are hereby entrusted to it, shall be provided by the Local Government of Koster and the expenses incurred thereby, shall be apportioned between the local government bodies within the area in relation to their various annual budget expenses.

MEETINGS AND DECISION-MAKING PROCEDURE

6. On the effective date, or as soon as possible thereafter, the Town Clerk of Koster shall convene the first meeting of the Committee for the purpose of electing a chairperson and vice-chairperson

PROCLAMATION

NO. ....4....

BY THE MEMBER OF THE EXECUTIVE COUNCIL RESPONSIBLE FOR LOCAL GOVERNMENT, HOUSING, PLANNING AND DEVELOPMENT.

LOCAL GOVERNMENT TRANSITION ACT, 1993
(ACT NO. 209 OF 1993)

ESTABLISHMENT OF CERTAIN AREAS AS TRANSITIONAL LOCAL COUNCIL

I, DARKEY EPHRAIM AFRICA, Member of the Executive Council responsible for Local Government, Housing, Planning and Development of the North West, under sections 10(1)(a) and 10(3) of the Local Government Transition Act, 1993 (Act 209 of 1993 read with Proclamation No. 129, 1994 published in Government Gazette No. 15894 of 15 July 1994), and with the concurrence of the Provincial Committee for Local Government, hereby establish a Transitional Local Council for the are know as Reivilo and make further enactment as set out in Schedule A.

Given under my hand at Mmabatho this 3rd day of October 1994.

DARKEY EPHRAIM AFRICA
MEMBER OF THE EXECUTIVE COUNCIL RESPONSIBLE FOR LOCAL GOVERNMENT, HOUSING, PLANNING AND DEVELOPMENT.

SCHEDULE A

ESTABLISHMENT OF A TRANSITIONAL LOCAL COUNCIL

1. (a) A Transitional Local Council under the named of **REIVILO TRANSITIONAL LOCAL COUNCIL**, is hereby established in terms of section 7(1)(b)(i) of the Local Government Transition Act, 1993 (Act No 209 of 1993), as from the date that this Proclamation becomes effective (herein referred to as the effective date)

   (b) The Transitional Local Council established under paragraph (a) shall consist of the local bodies of Reivilo and Boipelo and shall be deemed to be a local government body in accordance with the Cape Municipal Ordinance, Ordinance No. 20 of 1974, (Ordinance No. 20 of 1974).

DISBANDMENT OF LOCAL GOVERNMENT BODIES

2. The Municipal Council of Reivilo and the Town Council of Boipelo are hereby disbanded on the effective date.

AREA OF THE TRANSITIONAL LOCAL COUNCIL

3. (1) The area of the Transitional Local Council of Reivilo shall consist of the existing areas of jurisdiction of the Disbanded Municipal Council of Reivilo and the area of the Disbanded Town Council of Boipelo.

COUNCILLORS

4. (1) The Transitional Local Council of Reivilo shall consist of the following 15 members (who were duly nominated in accordance with paragraph 5 of Schedule 1 of the Act):

SURNAME	INITIALS	IDENTITY NUMBER
Mr Jacobs	E S	330915 5011 085
Dr van der Merwe	N J	550407 5056 008
Mr van den Berg	M J F	410327 5025 003
Mr Otswelwang	A P	580723 5401 083
Mr Molaolwa	T S	580421 5907 080
Mr Bogoto	T P	560911 5770 086
Mr Blaauw	A	670104 5179 104
Mr Saal	D	621020 5927 089
Mr Molale	N K	
Mr Bodumele	O A	690416 5906 089
Mr Ngcobo	J I	591122 5856 080
Mr Moleele	K F	620313 5977 084
Mr Speelman	H J	620515 5230 013
Mr Keyter	Z	420707 5004 009
Mr Visagie	G	580714 5171 081

(2) The Transitional Local Council of Reivilo shall, at its first meeting, elect a mayor and deputy-mayor from the members, whereafter the provisions of the Cape Municipal Ordinance, 1974 (Ordinance No. 20 of 1974) shall apply.

(3) The terms of office of the members of the disbanded local government bodies as detailed in section 2, are hereby terminated.

(4) Any vacancies that arise, shall be submitted to the Premier within thirty (30) days with a view to filling such vacancies from the list of additional candidates in order of preference as envisaged in paragraph 5 of Schedule 1 of the Act.

ALLOWANCE OF COUNCILLORS

5. All the councillors shall receive an allowance of not more than the maximum allowance paid to councillors of a grade 3 town council. The mayor and deputy-mayor shall receive an allowance of not more than the maximum allowance paid to a mayor and deputy-mayor of a grade 3 town council.

EXECUTIVE COMMITTEE

6. (1) The Council elects from its members, an executive committee as intended in section 16(6) of the Local Government Transition Act, 1993.

(2) The council shall select one of it's members as chairperson thereof.

DUTIES AND POWERS OF THE COUNCIL

7. The Transitional Local Council shall have all the duties, rights, powers and responsibilities as determined in all laws which are applicable to a local government body.

TRANSFER OF ASSETS, LIABILITIES, RIGHTS AND OBLIGATIONS

8. All assets, liabilities, rights and obligations of the Disbanded Municipal Council of Reivilo and the Disbanded Town Council of Boipelo, are hereby, after the effective date, transferred to the Reivilo Transitional Local Council of Reivilo. As the Negotiating Forum of Reivilo agreed that the amount of R123 727,64 in arrear, owed to Reivilo Municipal Council and Boipelo Town Council on February 28, 1994 relating to services charges, be written off, the Reivilo Transitional Local Council agreed to take full responsibility for all services charges in arrear from March 1, 1994.

These arrears shall be dealt with by the Reivilo Transitional Local Council through negotiation, legal action where applicable and the limitation of services if necessary.

RESOLUTION, BY-LAWS AND REGULATIONS

9. (1) All resolutions which have been taken by the disbanded Municipal Council of Reivilo and the disbanded Town Council of Boipelo and all by-laws and regulations of the said local government bodies are, after the effective date, deemed to be resolutions, by-laws and regulations of the new Transitional Local Council of Reivilo.

RIGHTS OF EMPLOYEES OF THE TRANSITIONAL LOCAL COUNCIL OF REIVILO

10. (1) All employees of the Disbanded Municipal Council of Reivilo and the Disbanded Town Council of Boipelo are, as from the date of the establishment of the Transitional local Council, deemed to be employees of the Transitional Local Council with the retention of present post designations, salary and salary scales, allowances, leave bonuses, confinement leave where applicable, benefits and conditions of employment as contained in legislation, Industrial Council and Council resolutions of the two councils, the contents of the last mentioned mutatis mutandis are deemed to be provisions of this agreement.

(2) **GRADING OF THE TRANSITIONAL LOCAL COUNCIL**

(a) All employees of the Transitional Local Council shall, as from the date of establishment, be remunerated in accordance with the grading of the highest of the two disbanded local governments, namely Reivilo as grade 3 local government.

(3) **ALLOWANCES**

(a) Transport allowances

All benefits which employees receive in terms of the provisions of the various travelling allowance schemes of Remuneration and Industrial Council (Scheme for Town Clerks, Industrial Council Schemes, 1989 as well as the 1993 scheme) as accepted by resolution of the Council, are confirmed and the new Transitional Local Council binds itself to the provisions of the schemes

(b) House-owner allowances scheme

The Transitional Local Council binds itself to continue the payment of the allowances in terms of the provisions of the house-owner allowance scheme.

(c) Housing Loan Scheme

The Transitional Local Council binds itself to the scheme for all employees who qualify.

(d) Stand-by Service Allowances

The payment of stand-by service allowances is confirmed in accordance with Industrial Council resolutions.

4. **PENSION FUNDS**

The Transitional Local Council acknowledges the existence of the following pension funds and binds itself to contributions in accordance with the regulations of the various funds:

a. Cape Joint Pension Fund
b. SALA

5. MEDICAL FUNDS

The Transitional Local Council acknowledges the existence of the following medical funds and binds itself to contributions in accordance with the regulations of the various funds:

a. Medical Aid Fund for Local Authorities (Cape)
b. Bonitas
c. Pro Sano

6. GROUP LIFE INSURANCE SCHEME

The Transitional Local Council acknowledges the existence of the following Insurance Schemes and binds itself to contributions in accordance with the regulations of the scheme.

a. PFV GROUP LIFE Insurance Scheme for Local Authorities

b. OLD MUTUAL - Group Insurance Policy

7. LEAVE BENEFITS

The Transitional Local Council binds itself to the retention of all existing leave benefits.

8. CONDITIONS OF EMPLOYMENT

The existing conditions of employment for the Executive Officer/Town Clerk, SAAME members and SAMWU members, as bargained in the different Industrial Councils, shall continue and the Transitional Local Council shall comply with the provision thereof.

9. ANY OTHER MATTERS NOT REFERRED TO

Any other matters which are not specifically referred to in this agreement and all other matters which is arranged by legislation, is also confirmed and acknowledged by the Transitional Local Council and will be complied with.

10. **COMMITMENT**

The Transitional Local Council commits itself to protect the rights and benefits of its employees and no amendments which may influence any employee adversely, shall be made effective without consulting all the trade unions concerned.

11. The rights and benefits of employees of the disbanded local government bodies are hereby confirmed and all employees of the different disbanded local government bodies shall, taking the effective date into consideration, be deemed to be employees of the new Transitional Local Council of Reivilo.

12. Employees in the service of the dissolved local government bodies are taken up in the service of the Transitional Local Council of Reivilo, subject to conditions which are not less favourable than those under which they served in the disbanded local government bodies and also subject to the applicable labour legislation and proper consultation between employer and employee bodies.

EFFECTIVE DATE

13. This Proclamation shall come into effect on 1 July 1994.

REPEAL

14. Section 51(1) of the Local Government Ordinance (Administration and Election), 1960, - Ordinance 40 of 1960, is hereby repealed.

PROCLAMATION NO...5....

BY THE MEMBER OF THE EXECUTIVE COUNCIL RESPONSIBLE FOR LOCAL GOVERNMENT, HOUSING, PLANNING AND DEVELOPMENT

LOCAL GOVERNMENT TRANSITION ACT, 1993
(ACT NO. 209 OF 1993)

ESTABLISHMENT OF CERTAIN AREAS AS TRANSITIONAL LOCAL COUNCILS

I, DARKEY EPHRAIM AFRICA, Member of the Executive Council responsible for Local Government, Housing, Planning and Development of the North West, under Sections 10(1)(a) and 10(3) of the Local Government Transition Act, 1993 (Act 209 of 1993 read with Proclamation No. R129, 1994 published in Government Gazette No. 15894 of 15 July 1994), and with the concurrence of the Provincial Committee for Local Government, hereby establish Transitional Local Councils for the areas known as Amalia, Makwasie and Marikana and make further enactments as set out in Schedules A, B and C respectively.

Given under my hand at Mmabatho this 3rd day of October 1994.

DARKEY EPHRAIM AFRICA
MEMBER OF THE EXECUTIVE COUNCIL RESPONSIBLE FOR LOCAL GOVERNMENT, HOUSING, PLANNING AND DEVELOPMENT.

SCHEDULE A

ESTABLISHMENT OF A TRANSITIONAL LOCAL COUNCIL

1. (a) A Transitional Local Council, named The Council of Amalia is hereby established in terms of section 7(1)(b)(i) of the Local Government Transition Act, 1993 (Act No 209 of 1993).

   (b) The Transitional Local Council established under paragraph (a) shall consist of the local bodies of Amalia and Molatswaneng and shall be deemed to be a local government body in accordance with the Local Government Ordinance, 1939 (Ordinance No 17 of 1939).

DISBONDMENT OF LOCAL GOVERNMENT BODIES

2. The Amalia Health Committee and the Molatswaneng Development Committee are hereby disbanded.

AREA OF THE TRANSITIONAL LOCAL COUNCIL

3. (1) The area of the Transitional Local Council of Amalia shall consist of the existing areas of jurisdiction of the disbanded Health Committee of Amalia, which includes the area of Molatswaneng as defined in Administrator's Notice 4920 of 29/04/1992.

4. (1) The Council of Amalia shall consist of the following 10 members (who were duly nominated in accordance with paragraph 5 of Schedule 1 of the Act):

	Name	Identity Number
1.	Mr Du Plessis SJ	4210225002089
2.	Mr Barkhuizen JG	1501235011000
3.	Mr Klopper G	3608255023084
4.	Mr Payne JD	2807025005006
5.	Mr De Klerk DW	3301195010003
6.	Mr Lebitsa TJ	6409305545086
7.	Mr Thekiso BT	7103155980087
8.	Mr Ditire TI	7211095290082
9.	Mr Mogorosi W	7201085363080
10.	Mr Mokhuane V	6904265522083

(2) The Council of Amalia shall, at its first meeting, elect two chair persons from its members whereafter the provisions of section 17 of the Local Government Ordinance, 1939 (Ordinance No 17 of 1939) shall apply.

(3) The terms of office of the members of the disbanded local government bodies as detailed in section 2, are hereby terminated.

(4) Any vacancies that arise, shall be submitted to the Premier within thirty (30) days with a view to filling such vacancies from the list of additional candidates in order of preference as envisaged in paragraph 5 of Schedule 1 of the Act.

ALLOWANCE OF COUNCILLORS

5. All the councillors shall receive an allowance of not more than the maximum allowance paid to councillors of a grade 1 Local Government. The chair person shall receive an allowance of not more than the maximum allowance paid to a chair person of a grade 1 council.

EXECUTIVE COMMITTEE

6. (1) The Council elects from its members an executive committee as intended in section 16(6) of the Local Government Transition Act, 1993.

(2) The Council shall elect one of it's members as chair person thereof.

DUTIES AND POWERS OF THE COUNCIL

7. The Council shall have all the duties, rights and powers and responsibilities as determined in all laws which are applicable to a local government body.

TRANSFER OF ASSETS, LIABILITIES, RIGHTS AND OBLIGATIONS

8. All assets, liabilities, rights and obligations of the disbanded Health Committee of Amalia, the disbanded Development Committee of Molatswaneng are hereby transferred to the Council of Amalia.

RESOLUTIONS, BY-LAWS AND REGULATIONS

9. (1) All resolutions which have been taken by the disbanded Health Committee of Amalia and Molatswaneng Development Committee and all by-laws and regulations of the said local government bodies are, after the effective date, deemed to be resolutions, by-laws and regulations of the new Council of Amalia.

(2) All by-laws and regulations of the disbanded Health Committee of Amalia and Molatswaneng Development Committee are repealed with the exception of the by-laws and regulations of the disbanded Council of Amalia which are referred to in the attached Annexure H which, as from the effective date, shall be deemed to be by-laws and regulations made by the Health Committee of Amalia.

(3) These practical transitional measures shall not be construed as derogating from the powers of the T L C to amend, repeal or add to these measures.

RIGHTS OF EMPLOYEES OF THE LOCAL TRANSITIONAL COUNCIL OF AMALIA

10. (1) All employees of the disbanded Health Committee of Amalia and the Molatswaneng Development Committee are, as from the date of the establishment of the Transitional Council, deemed to be employees of the Council with the retention of present post designations, salary and salary scales, allowances, leave bonuses, confinement leave where applicable, benefits and conditions of employment as contained in legislation, Industrial Council and Council resolutions of the two councils, the contents of the last mentioned mutatis mutandis are deemed to be provisions of this agreement.

(2) GRADING OF THE CITY COUNCIL

(a) All employees of the Council shall, as from the date of establishment, be remunerated in accordance with the grading of the highest of the two disbanded local governments, namely Amalia as grade 1 local government.

(3) ALLOWANCES

(a) Transport allowances

All benefits which employees receive in terms of the provisions of the various travelling allowance schemes of Remuneration and Industrial Council (Scheme for Town Clerks, Industrial Council Schemes, 1989 as well as the 1993 scheme) as accepted by resolutions of the Council, are confirmed and the new Council shall be bound to the provisions of the schemes.

(b) Stand-by Service Allowances

The payment of stand-by service allowances in accordance with Industrial Council resolutions, shall be made.

(4) REDEMPTION OF ACCRUED LEAVE

The existing scheme is retained until a better scheme in the Industrial Council is bargained (obtained), in which case employees can exercise a choice between the two schemes. The existing scheme of Amalia shall, mutatis mutandis be applicable to all employees of the Council.

(5) LEAVE BENEFITS

The Council shall be bound to the retention of existing leave benefits including compassionate leave as well as to the rationalization of leave benefits which will follow after the establishment of the new Council, that is to say : parity in respect of leave benefits must be implemented taking into consideration the grading of Amalia and be made applicable to all employees of the Council on the understanding that no employee shall be worse off than before.

(6) LONG SERVICE ACKNOWLEDGEMENT SCHEME

The existing scheme of the Industrial Council which is applicable to employees of Amalia is retained and made applicable to all employees of the City Council with no interruption of the years of service owing to the disbandment of the two Councils.

(7) WORKING HOURS

The existing working hours, which are the same at both disbanded Councils, shall be adhered to.

(8) CONDITIONS OF EMPLOYMENT

The existing conditions of employment for the Chief Executive Officer/Town Clerk, SAAME members and MESHAWU members, as bargained in the different Industrial Councils shall continue and the Council shall comply therewith.

(9) ANY OTHER MATTERS NOT REFERRED TO

Any other matters which are not specifically referred to in this schedule and all other matters which is arranged by legislation, is also confirmed and acknowledged by the Council and will be complied with.

(10) COMMITMENT

The Council shall commit itself to protect the rights and benefits of its employees and no amendments which may influence any employee adversely, shall be made effective without consulting all the trade unions concerned.

(11) The rights and benefits of employees of the disbanded local government bodies are hereby confirmed and all employees of the different disbanded local government bodies shall be deemed to be employees of the new Council of Amalia, with effect from 21 July 1994.

(12) Employees in the service of the dissolved local government bodies shall be taken up in the service of the Council of Amalia, subject to conditions which are not less favourable than those under which they served in the disbanded local government bodies and also subject to the applicable labour legislation and proper consultation between employer and employee bodies.

11. The Council of Amalia shall, on the effective date, appoint a city council and employees as envisaged in the Local Government Ordinance 1939 subject to section 11 of these enactments.

DATE OF COMING INTO EFFECT

12. This Proclamation shall come into effect on 21 July 1994.

REPEAL

13. Section 51(1) of the Local Government Ordinance (Administration and Election), 1960, - Ordinance 40 of 1960, is hereby repealed.

SCHEDULE B

ESTABLISHMENT OF A TRANSITIONAL LOCAL COUNCIL

1. (a) A Transitional Local Council, named The Transitional Council of Makwassie, is hereby established as envisaged in section 7(1)(b)(i) of the Local Government Transition Act, 1993 (Act No 209 of 1993).

   (b) The Transitional Local Council established under paragraph (a) shall consist of the local bodies of Makwassie and Lebaleng and shall be deemed to be a local government body in accordance with the Local Government Ordinance, 1939 (Ordinance No 17 of 1939)

DISBANDMENT OF LOCAL GOVERNMENT BODIES

2. The Village Council of Makwassie and the Town Committee of Lebaleng are hereby disbanded on the effective date.

AREA OF THE TRANSITIONAL LOCAL COUNCIL

3. (1) The area of the Transitional Local Council of Makwassie shall consist of the existing area of jurisdiction of the Disbanded Village Council of Makwassie as defined in Administrators Proclamation 89 of 16 October 1929 published in the Provincial Gazette No 1049

MEMBERS OF THE TRANSITIONAL LOCAL COUNCIL

4. (1) The Transitional Local Council of Makwassie shall consists of the following 14 members who were duly nominated in accordance with paragraph 5 of Schedule 1 of the Act.

SURNAME		INITIALS	IDENTITY NUMBER
Mr	Bolao	S I	3407015224086
Mr	Dikgomo	S J	5008185502083
Mr	Du Plessis	C J	2809265011082
Mr	Maditjane	S B	7109065498083
Mr	Mchwane	N M	5103055387085
Mr	Modisadife	A K	6907205726086
Mr	Mosiya	P P	7010265306086
Mr	Mothibedi	G G	135238666
Mr	Pearson	D W	5701065063008
Mrs	Potgieter	A M E	4205120062089
Mr	Pretorius	P A	3308235022088
Mr	Swart	J U	3110075078000
Mr	Tshesane	T J	6212256027082
Mr	Zenani	T K	3812255388089

(2) The Transitional Council of Makwassie shall, at its first meeting, elect a mayor and deputy-mayor from its members whereafter the provisions of section 17 of the Local Government Ordinance, 1939 (Ordinance No 17 of 1939) shall apply.

(3) The terms of office of the members of the disbanded local government bodies as defailed in section 2, are hereby terminated.

(4) Any vacancies that arise, shall be submitted to the Premier within thirty (30) days with a view to filling such vacancies from the list of additional candidates in order of preference as envisaged in paragraph 5 of Schedule 1 of the Act.

ALLOWANCE OF COUNCILLORS

5. All the councillors shall receive an allowance of not more than the maximum allowance paid to councillors of a grade 2 local authority. The mayor and deputy-mayor shall receive an allowance of not more than the maximum allowance paid to a mayor and deputy-mayor of a grade 2 local authority.

EXECUTIVE COMMITTEE

6. (1) The Council elects from its members an executive committee as intended in section 16(6) of the Local Government Transition Act, 1993.

(2) The Council shall elect one of it's members as chairperson thereof.

DUTIES AND POWERS OF THE COUNCIL

7. The Transitional Council shall have all the duties, rights and powers and responsibilities as determined in all laws which are applicable to a local government body.

TRANSFER OF ASSETS, LIABILITIES, RIGHTS AND OBLIGATIONS

8. All assets, liabilities, rights and obligations of the disbanded Village Council of Makwassie, the disbanded Town Committee of Lebaleng are hereby transferred to the Transitional Council of Makwassie.

RESOLUTIONS, BY-LAWS AND REGULATIONS

9. (1) All resolutions which have been taken by the disbanded Village Council of Makwassie and the disbanded Town Committee of Lebaleng and all by-laws and regulations of the said local government bodies are, after the effective date, deemed to be resolutions, by-laws and regulations of the new Transitional Council of Makwassie.

(2) These practical transitional measures shall not be construed as derogating from the powers of the T L C to amend, repeal or add to these measures.

RIGHTS OF EMPLOYEES OF THE LOCAL TRANSITIONAL COUNCIL OF MAKWASSIE

10. (1) All employees of the disbaded Village Council of Makwassie and the Town Committee of Lebaleng are, as from the date of the establishment of the Transitional Council, deemed to be employees of the Transitional Council with the retention of present post designations, salary and salary scales, allowances, leave bonuses, confinement leave where applicable, benefits and conditions of employment as contained in legislation, Industrial Council and Council resolutions of the two councils, the contents of the last mentioned mutatis mutandis are deemed to be provisions of this agreement.

(2) GRADING OF THE TRANSITIONAL COUNCIL

All employees of the Transitional Council shall, as from the date of establishment, be remunerated in accordance with the grading of the highest of the two disband local governments, namely Makwassie as grade 2 local government.

(3) ALLOWANCES

(a) Transport allowances

All benefits which employees receive in terms of the provisioins of the various travelling allownace schemes of Remuneration and Industrial Council (Scheme for town Clerks, Industrial Council schemes, 1989 as well as the 1993 scheme) as accepted by resolutions of the Council, are confirmed and the new Transitional Council shall be bound to the provisions of the schemes.

(b) House-owner allowance scheme

The Transitional Council binds itself to continue the payment of the allowances in terms of the provisions of the house-owner allowance scheme, where applicable.

(c) Housing Loan Scheme

The Transitional Council shall be bound to the scheme for all employees who qualify.

(d) Housing Help

All employees who receive benefits at present in terms of the housing-help scheme, shall retain the benefits in accordance with Industrial and Council resolutions. Although disparity between the SAAMW and SAMWU-sheme exists at present, the Transitional Council takes cognizance of the matter and adjustments will, in consultation with trade unions be made in future.

(e) Stand-by Service Allowances

The payment of stand-by service allowances in accordance with Industrial Council resolutions, shall be made.

(4) PENSION FUNDS

The existence of the following pension and provident funds are acknowledged and contributions shall be made in accordance with the regulations of the various funds :

a. Transvaal Municipal Pension Fund.
b. Transvaal Municipal Retirement Fund.
c. Transvaal Municipal Gratuity Fund (Provident Fund).
d. SALA Pension Fund.
e. Provident Fund endorsed by Alexander Forbes.
f. The Municipal Councillors Pension Fund

(5) MEDICAL FUNDS

The existence of the following medical funds are acknowledged and contributions shall be made in accordance with the regulations of the various funds

a. Munimed (Transvaal)
b. Bonitas

(6) GROUP INSURANCE SCHEME

The existing group insurance schemes are retained and the Transitional Council shall be bound to the continuation of contributions that are in force at present. The Transitional Council shall endeavour to establish a provident fund for all employees.

(7) REDEMPTION OF ACCRUED LEAVE

The existing scheme is retained until a better scheme in the Industrial Council is bargained (obtained), in which case employees can exercise a choice between the two schemes. The existing scheme of Makwassie shall, mutatis mutandis be applicable to all employees of the Transitional Council.

(8) LEAVE BENEFITS

The Transitional Council shall be bound to the retention of existing leave benefits including compassionate leave as well as to the rationalization of leave benefits which will follow after the establishment of the new Transitional Council, that is to say parity in respect of leave benefits must be implemented taking into consideration the grading of Makwassie and be made applicable to all employees of the Transitional Council on the understanding that no employee shall be worse of than before.

(9) LONG SERVICE ACKNOWLEDGEMENT SCHEME

The existing scheme of the Industrial Council which is applicable to employees of Makwassie is retained and made applicable to all employees of the Transitional Council with no interruption of the years of service owing to the disbandment of the two Councils.

(10) WORKING HOURS

The existing working hours, which are the same at both disbanded Councils, shall be adhered to.

(11) CONDITIONS OF EMPLOYMENT

The existing conditions of employment for the Chief Executive Officer/Town Clerk, SAAME members and other members, as bargained in the different Industrial Councils as well as the personnel regulations applicable to employees of Lebaleng shall continue and the Transitional Council shall comply therewith.

(12) ANY OTHER MATTERS NOT REFERRED TO

Any other matters which are not specifically referred to in this schedule and all other matters which is arranged by legislation, is also confirmed and acknowledged by the Transitional Council and will be complied with.

(13) COMMITMENT

The Transitional Council shall commit itself to protect the rights and benefits of its employees and no amendments which may influence any employee adversely, shall be made effective without consulting all the trade unions concerned.

(14) The rights and benefits of employees of the disbanded local government bodies are hereby confirmed and all employees of the different disbanded local government bodies shall be deemed to be employees of the new Transitional Council of Makwassie, with effect from 1 July 1994.

Proclamation No 54 of 1944 which stipulates membership of medical schemes, pensionfunds and provident fund shall deemed to be applicable to the employees of the Transitional Council of Makwassie.

(15) Employees in the service of the dissolved local government bodies shall be taken up in the service of the Transitional Council of Makwassie, subject to conditions which are not less favourable than those

under which they serviced in the disbanded local government bodies and also subject to the applicable labour legislation and proper consultation between employer and employee bodies.

11. The Transitional Council of Makwassie shall, on the effective date, appoint a Transitional council and employees as envisaged in the Local Government Ordinance 1939 subject to section 11 of these enacments.

DATE OF COMING INTO EFFECT

12. This Proclamation shall come into effect on 1 July 1994.

REPEAL

13. Section 51 (1) of the Local Government Ordinance (Administration and Election), 1960, - Ordinance 40 of 1960, is hereby repealed.

SCHEDULE C

ESTABLISHMENT OF A TRANSITIONAL LOCAL COUNCIL

1 (a) A Transitional Local Council, named the Town Council of Marikana, is hereby established in terms of section 7(1)(b)(i) of the Local Government Transition Act, 1993 (Act No 209 of 1993).

(b) The Transitional Local Council established under paragraph (a) shall consist of the local government bodies of Marikana and Werner Jacobus Zybrands (for the area of Mooinooi) and shall be deemed to be a local government body in accordance with the Local Government Ordinance, 1939 (Ordinance No 17 of 1939).

DISBANDONING OF LOCAL GOVERNMENT BODIES

2. The Local Area Committee of Marikana is hereby disbanded.

AREA OF THE TRANSITIONAL LOCAL COUNCIL

3. The area of the Transitional Local Council of Marikana is set out in the point-to-point description in the Schedule hereto.

Membership

4.(1) The Town Council of Marikana shall consist of the following 14 members (who were duly nominated in accordance with paragraph 5 of Schedule 1 of the Act):

	SURNAME	INITIALS	IDENTITY NUMBER
1.	BEKKER	E R	4506195053006
2.	CUNNIFF	J G	4912135001008
3.	ERASMUS	J V	3609115041084
4.	FENNER	G J	4702215108108
5.	ISMAIL	S	5304265005083
6.	KARANI	M	6606035004058
7.	KORB	A	5604265074082
8.	KOTZE	R P G	2903085045006
9.	MAYEKI	E T	5901165432083
10.	MOSEBI	J	6209075651089
11.	RADEBE	P J	3711155127086
12.	DOKOLWANA	S V	6709205450083
13.	THAKATHA	B T	5303195014089
14.	JANSE VAN RENSBURG	A W	5001235044008

(2) The Town Council of Marikana shall, at its first meeting, elect a mayor and deputy-mayor from its members whereafter the provisions of section 17 of the Local Government Ordinance, 1939 (Ordinance No 17 of 1939) shall apply.

(3) The terms of office of the members of the disbanded local government body of Marikana is hereby terminated.

(4) Any vacancies that arise, shall be submitted to the Premier within thirty (30) days with a view to filling such vacancies from the undermentioned list of additional candidates in order of preference as envisaged in paragraph 5 of Schedule 1 of the Act.

	SURNAME	INITIALS	IDENTITY NUMBER
STATUTORY			
1.	PRETORIUS	F C H	6103075004008
2.	DE BEER	M C	3506085064007
3.	JANSE VAN RENSBURG	P	6306105053008
NON-STATUTORY			
1.	KUBHEKA	T	2004305123085
2.	MOREI	G D	6603155394088

ALLOWANCE OF COUNCILLORS

5. All the councillors shall receive an allowance of not more than the maximum allowance paid to councillors of the applicable grade. The mayor and deputy-mayor shall receive an allowance of not more than the maximum allowance paid to a mayor and deputy-mayor of the applicable grade.

EXECUTIVE COMMITTEE

6 (1) The Council shall elect from its members an executive committee as intended in section 16(6) of the Local Government Transition Act, 1993.

(2) The Council shall elect one of its members as chairperson thereof.

DUTIES AND POWERS OF THE COUNCIL

7 (1) The Town Council shall have all the duties, rights and powers and responsibilities as determined in all laws which are applicable to a local government body.

(2) The Executive Committee shall function in accordance with the provisions for a Management Committee as contained in the Local Government Ordinance (Administration and Elections), No 40 of 1960.

TRANSFER OF ASSETS, LIABILITIES, RIGHTS AND OBLIGATIONS

8. All assets, liabilities, rights and obligations of the disbanded Local Area Committee of Marikana are hereby transferred to the Town Council of Marikana.

RESOLUTIONS, BY-LAWS AND REGULATIONS

9 (1) All resolutions which have been taken by the disbanded Local Area Committee of Marikana and all by-laws and regulations of the said local Area Committee are, after the effective date, deemed to be resolutions, by-laws and regulations of the Town Council of Marikana.

(2) These practical transitional measures shall not be construed as derogating from the powers of the Transitional Local Council to amend, repeal or add to these measures.

RIGHTS OF EMPLOYEES OF THE LOCAL TRANSITIONAL COUNCIL OF MARIKANA

10 (1) All employees of the disbanded Local Area Committee of Marikana are, as from the date of the establishment of the Transitional Local Council, deemed to be employees of the Town Council with the retention of present post designations, salary and salary scales, allowances, leave bonuses, confinement leave where applicable, benefits and conditions of employment as contained in legislation, Industrial Council agreement and resolutions of the Local Area Committee of Marikana, the contents of the last

mentioned mutatis mutandis are deemed to be provisions of this agreement.

10 (2) GRADING OF THE TOWN COUNCIL

(a) All employees of the Town Council shall, as from the date of establishment, be remunerated in accordance with the grading to be done in accordance with the provisions of the Remuneration of Town Clerks Act of 1985.

(b) Due to the special circumstances that will prevail with the establishment of a new local authority, the Town Council of Marikana shall be empowered to contract the required employees on such terms and conditions as it deems appropriate until a grading has been obtained in terms of the legislation referred to in clause 10(2)(a) above and employees can be employed in accordance with such grading.

10 (3) ALLOWANCES

(a) Transport allowances

Employees who qualify therefor shall receive a travelling allowance as determined by the relevant Remuneration and Industrial Councils.

(b) House-owner allowance scheme

The Town Council binds itself to the payment of the allowances in terms of the provisions of the house-owner allowance scheme.

(c) **Housing loan scheme**

The Town Council shall be bound to the scheme for all employees who qualify.

(d) **Housing help**

All employees who qualify therefor shall be eligible for housing help.

(e) **Stand-by service allowances**

The payment of stand-by service allowances in accordance with Industrial Council resolutions, shall be made to employees who qualify therefor.

10 (4) PENSION FUNDS

The existence of the following pension and provident funds are acknowledged and contributions shall be made in accordance with the regulations of the various funds:

(a) Transvaal Municipal Pension Fund.
(b) Transvaal Municipal Retirement Fund.
(c) Transvaal Municipal Gratuity Fund (Provident Fund).
(d) S.A.L.A.

10 (5) MEDICAL AID FUNDS

The existence of the following medical aid funds are acknowledged and contributions shall be made in accordance with the regulations of the various funds:

(a) Munimed (Transvaal)
(b) Bonitas.

10 (6) GROUP INSURANCE SCHEME

The Town Council shall endeavour to establish a group insurance scheme as well as provident fund for its employees.

10 (7) LEAVE BENEFITS

The Town Council shall be bound to the leave benefits as determined by the applicable Industrial Council.

10 (8) WORKING HOURS

The working hours shall be determined by the Town Council in accordance with prevailing custom and the applicable legislation.

10 (9) CONDITIONS OF EMPLOYMENT

Conditions of employment shall be determined in accordance with applicable Industrial Council agreements.

10 (10) ANY OTHER MATTERS NOT REFERRED TO

Any other matters which are not specifically referred to in this schedule and all other matters which are arranged by legislation, are also confirmed and acknowledged by the Town Council and will be complied with.

10 (11) COMMITMENT

The Town Council shall commit itself to protect the rights and benefits of its employees and no amendments which may influence any employee adversely, shall be made effective without consulting all the trade unions

concerned.

10 (12) Employees in the service of the dissolved local government body shall be taken up in the service of the Town Council of Marikana, subject to conditions which are not less favourable than those under which they served in the disbanded local government body and also subject to the applicable labour legislation and proper consultation between employer and employee bodies.

DATE OF COMING INTO EFFECT

11. This Proclamation shall come into effect on date of publication.

/ssb
MRKNSCH1(ST'K')

POINT-TO-POINT BOUNDARY DESCRIPTION OF THE MARIKANA TRANSITIONAL LOCAL COUNCIL

Commencing at the north western corner of the farm Rooikoppies 297JQ in an easterly direction along the northern boundary of the said farm to the north eastern corner thereof, thence in a southerly direction along the eastern boundary of the said farm till where it joins the north western corner of the farm Middelkraal 466JQ, thence in a north easterly direction along the northern boundary of the farm Middelkraal 466JQ to the north western corner of the said farm, thence in a southerly direction to the south eastern beacon of the said farm Middelkraal, thence directly south along the eastern boundary of the farm Elandskraal 469JQ to the south eastern corner of portion 65 of the farm Elandskraal 469JQ, thence in a westerly direction along the southern boundary of portions 65, 51, 67, 19 and 15 of the farm Elandskraal 469JQ and at the south western corner of portion 15 of the farm Elandskraal 469JQ in a northerly direction along the western boundary of portions 15, 20 and 21 of the said farm Elandskraal 469JQ to a point where it joins the south eastern beacon of the farm Elandsdrif 467JQ, thence in a westerly direction along the southern boundary of the farm Elandsdrif 467JQ to the south western corner of the said farm, thence in a westerly direction along the southern boundary of the farm Buffelspoort 343JQ to the south western boundary of the said farm, thence in a northerly direction along the western boundary of the farm Buffelspoort 343JQ to the north eastern corner of portion 49 of the farm Buffelspoort 343JQ, thence in an easterly direction along the southern boundary of Buffelspoort 343JQ to the south western corner of the said farm, thence in a northern direction along the western boundary of Buffelspoort 343JQ to where it adjoins the south western corner of the farm Kafferskraal 342JQ, thence in a northerly direction along the western boundary of the farm Kafferskraal 342JQ to the north western corner of the said farm Kafferskraal 342JQ, thence in a northerly direction along the western boundary of the farm Rooikoppies 297JQ to the north western corner of the farm Rooikoppies 297JQ, the commencement point.

/ssb
MRKNBNDR(ST'K')
2/8/94

PROVINCIAL NOTICE

NO. 27

BY THE MEMBER OF THE EXECUTIVE COUNCIL RESPONSIBLE FOR LOCAL GOVERNMENT, HOUSING, PLANNING AND DEVELOPMENT

LOCAL GOVERNMENT TRANSITION ACT, 1993 (ACT NO 209 OF 1993)

Declaration of JOHAN ENGELS to be a Local Government Body for the Hartebeesfontein Goldmining Company's Dwelling Quarters under Section 1(2) of the Local Government Transition Act, 1993 (Act No 209 of 1993).

I DARKEY EPHRAIM AFRICA, Member of Executive Council responsible for Local Government, Housing, Planning and Development of the North West Province under Section 1(2) of the Local Government Transition Act, 1993 (Act No 209 of 1993 read with Proclamation R129, 1994 Published Government Gazette No 15894 of 15 July 1994), and with the concurrence of the North West Provincial Committee for Local Government declare the person JOHAN ENGELS, ID 5310085138004 to be a Local Government Body for the area known as Hartebeesfontein Goldmining Company's Dwelling Quarters and other areas as described in the schedule, for the purposes of the Local Government Transition Act, 1993.

Given under my hand at Mmabatho this 26 day of September 1994

DARKEY EPHRAIM AFRICA.
MEMBER OF THE EXECUTIVE COUNCIL RESPONSIBLE FOR LOCAL GOVERNMENT, HOUSING, PLANNING AND DEVELOPMENT

SCHEDULE

Hartebeestfontein Gold Mining Company Limited.

NAME OF FARM	PORTION
Klerksdorp Townlands 424 I P	Crownland 201 of 1906
Zandpan 423 I P	Portion 9
	Portion B
	Rem. of Portion C. (GLMS)
	Rem. Extent
	Portion 10
Stilfontein 401 I P	
Palmietfontein 403 I P	Portion 13
	Portion 39 (Township Development)
Mapaiskraal 441 I P	Portion 1 - Mynpacht No 755
Hartebeestfontein 422 I P	Portion 13
	Portion 12
	Rem. of Portion 37
	Rem. Extent of Portion D
	Portion 42
	Portion 38
	Portion of Portion 4 of Portion
	Portion of Portion 3 of Portion
	Portion 1 of Portion
	Portion 26
	Portion 27
	Portion 30
	Portion 49
	Rem. Extent
	Portion B
	Portion 43
	Portion 50

Modderfontein 440 I P	Portion 4
Mapaiskraal 441 I P	Portion 4 of Portion 2
	Portion 6 of Portion 2
	Portion 2
Hartebeestfontein 422 I P	Portion 34

PROVINCIAL NOTICE

NO. 28

BY THE MEMBER OF THE EXECUTIVE COUNCIL RESPONSIBLE FOR LOCAL GOVERNMENT, HOUSING, PLANNING AND DEVELOPMENT

LOCAL GOVERNMENT TRANSITION ACT, 1993 (ACT NO 209 OF 1993)

Declaration of ROBERT MARTIN HART and EDWIN JOHN AMIS to be a Local Government Body for the Vaal Reefs Village and Umuzimuhle Township Area under Section 1(2) of the Local Government Transition Act, 1993 (Act No 209 of 1993).

I DARKEY EPHRAIM AFRICA, Member of Executive Council responsible for Local Government, Housing, Planning and Development of the North West Province under Section 1(2) of the Local Government Transition Act, 1993 (Act 209 of 1993 read with Proclamation R129, 1994 Published Government Gazette No 15894 of 15 July 1994), and with the concurrence of the North West Provincial Committee for Local Government declare the persons ROBERT MARTIN HART, ID 5102135046083, and EDWIN JOHN AMIS, ID 4612065144105, to be a Local Government Body for the area known as Vaal Reefs Village and Umuzimuhle Township, as described in the schedule, for the purposes of the Local Government Transition Act, 1993.

Given under my hand at Mmabatho this ...26... day of ...September... 1994.

DARKEY EPHRAIM AFRICA

MEMBER OF THE EXECUTIVE COUNCIL RESPONSIBLE FOR LOCAL GOVERNMENT, HOUSING, PLANNING AND DEVELOPMENT.

SCHEDULE

VAAL REEFS VILLAGE AND UMUZIMUHLE TOWNSHIP

TRANSVAAL NORTH WEST PROVINCE		
Witkop 438 IP	Portion 2 (remainder of East Portion	1,0
Witkop 438 IP	Portion 4 (remainder of West portion)	26,4
Modderfontein 440 IP	Portion 4	69,5
Vaalkop 439 IP	Portion 3	128,0
Vaalkop 439 IP	Portion 3 (remaining extent)	17,8
Goedgenoeg 433 IP	Portion 31 (Portion 2 of portion East of portion)	9,5
Nooidgedacht 434 IP	Portion 7 (Portion A of portion)	3,0
Nooitgedacht 434 IP	Portion 33 (Portion 2 of portion A)	3,3
Nooidgedacht 434 IP	Portion 4 (Remaining extent of Portion A of portion	4,4
Total North West Province :		263,0
Grand Total		320,9

SKEDULE

VAAL REEFS VILLAGE EN UMUZIMUHLE TOWNSHIP

NAAM VAN PLAAS	BESKRYWING	AANTAL HEKTAAR
ORANJE VRYSTAAT		
Pretorius kraal 53	Gedeelte 27	3,01
Crystalkop 69	Nie verdeel in gedeeltes	10,1
Zuiping 394	Gedeelte 1	9,0
	Gedeelte 4	6,0
Doornkom West 446	Nie verdeel in gedeeltes	0,3
Mispah 274	Nie verdeel in gedeeltes	2.4
		57,9
TRANSVAAL NOORDWES PROVINSIE		
Witkop 438 IP	Gedeelte 2 (restant van Oostelike gedeelte)	1,0
Witkop 438 IP	Gedeelte 4 (restant van Westelike gedeelte)	26,4
Modderfontein 440 IP	Gedeelte 4	69,5
Vaalkop 439 IP	Gedeelte 3	128,0
Vaalkop 439 IP	Gedeelte 3 (resterende gedeelte)	17,8
Goedgenoeg 433 IP	Gedeelte 31 (Gedeelte 2 van gedeelte Oos van gedeelte)	9,5
Nooitgedacht 434 IP	Gedeelte 7 (Gedeelte A van gedeelte)	3,0
Nooitgedacht 434 IP	Gedeelte 33 (Gedeelte 2 van gedeelte A)	3,3
Nooitgedacht 434 IP	Gedeelte 4 (resterende gedeelte van Gedeelte A van gedeelte	4,4
Totaal Noordwes Provinsie		263,0
Groot totaal		320,9

PROVINSIALE KENNISGEWING

KENNISGEWING

VAN DIE LID VAN DIE UITVOERERENDE RAAD

VERANTWOORDELIK VIR PLAASLIKE, REGING, BEHUISING, BEPLANNING EN ONTWIKKELING VIR DIE NOORDWES PROVINSIE

No. 29

OORGANGSWET OP PLAASLIKE REGERING, 1993

MORATORIUM OP DIE INDELING VAN PLAASLIKE OWERHEDE VOLGENS GRADE

Kragtens die bevoegdheid my verleen by artikel 10 (1) van die Oorgangswet op Plaaslike Regering, 1993 (Wet No. 209 van 1993), saamgelees met Proklamasie No. R. 129 van 15 Julie 1994, vaardig ek hierby die Maatreel in die Bylae uit.

GETEKEN TE MMABATHO OP HIERDIE

DAG VAN 11 Oktober 1994

DARKEY EPHRAIM AFRICA

LID VAN DIE UITVOERENDE RAAD VERANTWOORDDELIK VIR PLAASLIKE, REGERING, BEHUISING, BEPLANNING EN ONTWIKKELING. VIR DIE NOORD–WES PROVINSIE.

BYLAE

MAATREEL

Om voorsienig te maak vir die tydelike opheffing van die verpligtig van die Raad op Besoldiging en Diensvoordele van Stadsklerke om plaaslike owerhede volgens grade in te deel; en vir aangeleenthede wat daarmee in verband staan.

PROVINCIAL NOTICE

NOTICE

BY THE MEMBER OF THE EXECUTIVE COUNCIL RESPONSIBLE

FOR LOCAL GOVERNMENT, HOUSING, PLANNING AND DEVELOPMENT OF THE NORTH–WEST PROVINCE

No. 29

LOCAL GOVERNMENT TRANSITION ACT,1993

MORATORIUM ON THE CLASSIFICATION OF LOCAL AUTHORITIES ACCORDING TO GRADES

Under the powers vested in me by section 10(1) of the Local Government Transition Act, 1993 (Act No. 209 of 1993), read with Proclamation No. R. 129 of 15 July 1994, I hereby make the Enactment in the Schedule.

SIGNED AT MMABATHO ON THE

DAY OF 11 October 1994

DARKEY EPHRAIM AFRICA

MEMBER OF THE EXECUTIVE COUNCIL FOR LOCAL GOVERNMENT, HOUSING, PLANNING AND DEVELOPMENT OF THE NORTH–WEST PROVINCE.

SCHEDULE

ENACTMENT

To provide for the temporary suspension of the obligation of the Board on the Remuneration and Service Benefits of Town C;erks to classify local authorities according to grades; and for matters connected therewith.

Woordomsskrywing

1. In die Maartreel, tensy uit die samehang anders blyk , beteken " Hoofwet" die wet op die Besoldiging van Stadsklerke, 1984(Wet No. 115 van 1984), en het 'n woord of uitdrukking waaraan 'n betekenis in die Hoofwet geheg is, die betekenis aldus daaraan geheg.

Toepassing van die Hoofwet in die Provinsie

2. Die Hoofwet word hierby van toepassing gemaak op 'n plaaslike owerheidsliggaam, oorgangsraad of metropolitaanse oorgangsubstruktuur in artikel 16 van die Oorgangswet op Plaaslike Regering, 1993 (Wet No. 209 van 1993), in die provinsie NOORD-WES.

Raad nie verplig om plaaslike owerhede volgens grade in te deel nie

3. (1) Die raad word nie verplig om die plaaslike owerhede van die Republiek volgens grade in te deel soos bepaal in artikel 8(1) van die Hoofwet nie.

(2) Indien die raad 'n plaaslike owerheid volgens grade soos beoog in artikel 8(1) van die Hoofwet wil indeel, of indien die raad of die sekretaris, na gelang van die geval, 'n kennisgewing in daardie artikel beoog, wil wysig, moet die raad of die sekretaris, na gelang van die geval, by die toepassing van 'n formule beoog in Goewermentskenningsgewing No. 2065 gedateer 29 Oktober 1993, gebruik maak geeindig het op 30 Junie 1992 wat betrekking het op die betrokke plaaslike owerheid of plaaslike owerhede.

Duur van Maatreel

4. Hierdie Maatreel vind nie meer toepassing op 'n datum drie maande na die datum van die eerste verkiesing beoog in artikel 9 van die Oorgangswet op Plaaslike Regering, 1993 (Wet No. 209 van 1993),nie

Kort titel

5. Hierdie Maatreel heet die Maatreel op die Moratorium op die Indeling van Plaaslike Owerhede volgens Grade, 1994

Definitions

1. In this enactment, unless the context otherwise indicates " Principal Act" means the Remuneration Town Clerks Act, 1984 (Act No. 115 of 1984), and any word or expression to which a meaning has been assigned in the principal Act shall have the meaning so assigned thereto.

Application of principal Act in Province

2. The principal Act is hereby made applicable to any local government body, transitional council or transitional metropolitan substructure referred to in section 16 of the Local Government Transition Act, 1993 (Act No. 209 of 1993"), in the Province of NORTH-WEST.

Board not required to classify local authorities according to grades

3. (1) The board shall not be required to classify the local authorities of the Republic according to grades as provided in section 8 (1) of the principal Act.

(2) If the board wishes to classify any local authority according to grades as provided in section 8 (1) of the principal Act, or if the board or the secretary, as the case may be, wishes to amend any notice issued in terms of that section, the board or secretary, as the case may be wishes to amend any notice issued in terms of that section, the board or the secretary, as the case may be , shall in the application of any formula contemplated in Government Notice No. 2065 dated 29 October 1993, make use of data relating to the year which ended on 30 June 1992 relating to the local authority or local authorities concerned.

Duration of Enactment

4. This Enactmenr shall cease to have effect on a date three months after the date of the first election contemplated in section 9 of the Local Government Transition Act, 1993 (Act No. 209 of 1993).

Short title

5. This Enactment shall be called the Moratorium on the Classification of Local Authorities according to Grades Enactment, 1994.