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**PROVINCIAL GAZETTE
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PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS

PROVINCIAL NOTICE 553 OF 2023

MADIBENG LOCAL MUNICIPALITY



Approved Credit Control and Debt Collection By-Law

2023/2024 Financial Year

CREDIT CONTROL AND DEBT COLLECTION BY-LAWS

By-law

To give effect to the implementation of the Madibeng Local Municipality's Credit Control and Debt Collection Policy and to provide for matters incidental thereto.

Preamble

WHEREAS the Madibeng Local Municipality has adopted a Credit Control and Debt Collection Policy in May 2022 AND WHEREAS section 98 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), requires a municipal council to adopt by-laws to give effect to the municipality's credit control and debt collection policy; BE IT THEREFORE ENACTED by the Council of the Madibeng Local Municipality, as follows:

1. Definitions

In this By-Law any word or expression to which a meaning has been assigned in the Act, shall bear the same meaning in these by-laws, and unless the context indicates otherwise —

“**Act**” means the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), as amended from time to time;

“**Council**” means the Council of the Madibeng Local Municipality ; And

“**rate**” or “**rates**” means a rate on property and or services as approved by council.

2. Objective of the By-law

The objective of this By-law is to —

- i. ensure that all monies due and payable to the Council are collected;
- ii. provide for customer management, credit control procedures and mechanisms and debt collection procedures and mechanisms;
- iii. provide for indigents in a way that is consistent with rates and tariff policies and any national policy on indigents;
- iv. provide for extension of time for payment of accounts;
- iv. provide for charging of interest on arrears, where appropriate;
- v. provide for termination of services or the restriction of the provision of services when payments are in the arrears; and
- vi. provide for matters relating to unauthorized consumption of services, theft and damages.

3. Application of By-law


This by-law shall only apply to money due and payable to the Council of Madibeng Local Municipality

- a. Assessment rates and taxes levied on the property
- b. Fees, surcharges on fees, charges and tariffs in respect of municipal services, such as —

- i. provision of water;
- ii. refuse removal;
- iii. sewerage;
- iv. removal and purification of sewerage;
- v. electricity consumption;
- vi. municipal services provided through prepaid meters.
- vii. all other related costs for services rendered in terms of the property
- viii. interest which has accrued or will accrue in respect of money due and payable to the Council;
- ix. surcharges; and
- x. collection charges in those cases where the Council is responsible for;
 - (aa) the rendering of municipal accounts in respect of any one or more of the municipal services;
 - (bb) the recovery of amounts due and payable in respect thereof, irrespective whether the municipal services, or any of them, are provided by the Council itself or by a service utility with which it has concluded a service provider agreement to provide a service on the municipality's behalf.

4. Short title and commencement

This By-law is the Credit control and Debt collection By-Law of the Madibeng Local Municipality, and takes effect on 1 July 2023.



05/06/2023

MR SELLO MAROGA
ACTING MUNICIPAL MANAGER

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