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GOVERNMENT NOTICE

DEPARTMENT OF PROVINCIAL AND LOCAL GOVERNMENT**No. R. 1326****4 December 2000****REMUNERATION OF PUBLIC OFFICE BEARERS ACT, 1998****(ACT NO. 20 OF 1998)****DETERMINATION OF THE UPPER LIMITS OF THE SALARIES, ALLOWANCES AND
BENEFITS OF THE DIFFERENT MEMBERS OF MUNICIPAL COUNCILS.**

Under the powers vested in me by sections 7(1), 7(2), 8(5)(a) and 9(5)(a) of the Remuneration of Public Office Bearers Act, 1998 (Act No. 20 of 1998), and after consultation with the member of the Executive Council responsible for local government in each province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby determine the upper limit of salaries, allowances and benefits of the different members of municipal councils as set out in the Schedule, with effect from the date on which the results of the first election of the municipal council concerned are declared in terms of section 64 of the Local Government: Municipal Electoral Act, 2000 (Act No. 27 of 2000), in respect of that municipal council.

F S MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, a word or phrase to which a meaning has been assigned in the Remuneration of Public Office Bearers Act, 1998 (Act No. 20 of 1998) (hereafter "the Act") and the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998) (hereafter "the Structures Act"), has that meaning and -

"grade" means the grade of municipal council as determined in terms of item 4;

"full time councillor" means a councillor who has been elected or appointed to an office which has been designated as full time in terms of section 18(4) of the Structures Act;

"rates income" means in respect of the particular local or metropolitan municipality the sum total of the actual rates income for the 1999/2000 financial year of the municipalities that were disestablished in terms of section 12 read with section 14 of the Structures Act, to the extent that the whole or any portion of the disestablished municipality falls within the boundaries of the particular local or metropolitan municipality; and

"part-time councillor" means a councillor other than a full-time councillor.

Allocation of points for rates income

2. The number of points allocated for the rates income of a municipality is as follows:

Property Rates Income	Number of Points
R 0 - R 5,000,000	8.33
R 5,000,001 - R 20,000,000	16.67
R 20,000,001 - R 60,000,000	25.00
R 60,000,001 - R 150,000,000	33.33
R 150,000,001 - R 350,000,000	41.67
More than R 350,000,000	50.00

Allocation of number of points for registered voters

3. The number of points allocated for the number of registered voters is as follows:

Registered Number of Voters	Number of Points
0 - 10,000	8.33
10,001 - 30,000	16.67
30,001 - 60,000	25.00
60,001 - 120,000	33.33
120,001 - 450,000	41.67
More than 450,000	50.00

Determination of grade of Municipal Council

4.(a) The sum of the number of points allocated to a municipal council, other than a municipal council referred to in paragraph (b) or (c), in terms of items 2 and 3 respectively, determines the grade of such municipal council in accordance with the following table:

GRADE	POINTS
1	0 to 16.66
2	16.67 to 33.33
3	33.34 to 50.00
4	50.01 to 66.67
5	66.68 to 83.35
6	83.36 and above

(b) For the purposes of the determination of the upper limit of the salary and allowances of those members of a district council who have been directly elected to such council, such council is allocated the same grade as the highest grade of local council within its area of jurisdiction.

(c) A local council that does not have rates income is a grade 1 municipal council as envisaged in paragraph (a).

Upper limit of the salaries of full-time councillors

5. The upper limit of the annual salaries of full-time councillors is as follows:

Grade	Speaker	Executive Mayor or Mayor	Deputy Executive Mayor or Deputy Mayor	Members of the Executive Committee or Mayoral Committee	Chairperson of a Sub-Council
6	247 045	274 494	247 045	219 595	219 595
5	150 735	175 274	150 735	126 197	126 197
4	124 371	144 618	124 371	104 125	104 125
3	98 007	113 962	98 007	82 052	82 052
2	71 643	83 306	71 643	59 980	59 870
1	38 313	44 550	38 313	32 076	32 076

Upper limit of allowances of full-time councillors other than executive mayors of grade 6 municipalities

6. The upper limit of the allowances of a full-time councillor other than an executive mayor of grade 6 is as follows:

(a) *Cellphones and telephones:*

A fixed allowance of R250 per month (R3 000 per annum) in respect cellphones or fixed line telephones.

(b) *Travelling allowances:*

(i) A fixed allowance based on **25%** of the salary of the full-time councillor concerned as determined in terms of item 5.

(ii) An allowance regarding kilometers traveled in respect of the performance of official functions on behalf of the municipality outside the jurisdiction of that municipality in accordance with the tariffs prescribed by the Department of Transport for use of privately owned vehicles.

(c) *Use of personal facilities.*

An allowance of R200, 00 per month in respect of a full-time councillor who does not have the use of council owned facilities.

(d) *Housing allowance:*

A fixed housing allowance of R29 256 per annum.

Upper limit of allowances of full-time executive mayors of grade 6 municipalities

7. The upper limit of the allowances of a full-time executive mayor of a grade 6 municipality is as follows:

(a) *Cellphones and telephones:*

A fixed allowance of R250 per month (R3 000 per annum) in respect cellphones or fixed line telephones.

(b) *Travelling allowances:*

(i) A fixed allowance of R88 396 per annum; and

(ii) An allowance regarding kilometers traveled in respect of the performance of official functions on behalf of the municipality outside the jurisdiction of that municipality in accordance with the tariffs prescribed by the Department of Transport for use of privately owned vehicles.

(c) *Housing allowance:*

A fixed housing of allowance of R39 010 per annum.

Upper limit of allowances in respect of appointed councillors

8. The upper limit of the allowance of a councillor who has been appointed to a district council in terms of section 23(1)(b) of the Structures Act, is, as follows:

(a) If such councillor is elected or appointed as speaker, executive mayor, mayor, member of a mayoral committee, member of an executive committee or part-time member of a district council, the upper limit of the allowance to which such councillor is entitled, is equal to the difference between the salary, allowance and benefits he or she is receiving as a member of the local council and the salary, allowance and benefits allocated to that office in the district council in terms of items 5, 6, 7, 9, 10, 11 and 12, as the case may be.

(b) If the upper limit of the salary, allowances and benefits which a councillor is receiving as a member of a category B municipality is equal to the upper limit of the salary, allowances and benefits to which he or she is entitled to as an appointed councillor to a category C municipality, such councillor is entitled to receive an allowance of R350, 00 *per sitting* of the category C municipal council or any committee of that council.

Upper limit of pension and medical aid benefits of full-time councillors

9. The upper limit of the contribution to be made by a municipal council to the pension fund of which a councillor is a member is 15% of the salary of such councillor determined in terms of item 5.

(b) The upper limit of the contribution to be made by a municipal council to the medical aid scheme of which a councillor is a member is $\frac{2}{3}$ of the membership fee to a maximum of R800,00 per month.

Upper limit of the salaries of part-time councillors

10. The upper-limit of the salary of a part-time councillor is as follows:

Grade	Speaker	Executive Mayor or Mayor	Deputy Executive Mayor or Deputy Mayor	Members of the Executive Committee or Mayoral Committee	Part-time members
6	70 173	73 224	70 173	67 122	61 000
5	63 156	65 902	63 156	60 410	54 918
4	32 378	33 786	32 378	30 971	28 155
3	29 435	30 715	29 435	28 156	25 596
2	15 028	15 682	15 028	14 375	13 068
1	13 662	14 256	13 662	13 068	11 880

Upper limit of allowances of part-time councillor

11. The upper limit of the allowances of a part-time councillor is as follows:

(a) Cellphones and fixed line telephones

A fixed allowance of R 500 per month (R 6 000 per annum) in respect of cellphones and fixed line telephones.

(b) *Travelling allowances:*

(i) An allowance based on 25 % of the salary of the councillor concerned as determined in terms of item 10; and

(ii) An allowance in respect of kilometers traveled regarding the performance of official functions on behalf of the municipality outside the jurisdiction of that municipality in accordance with the tariffs prescribed by the Department of Transport for use of privately owned vehicles.

(c) *Use of personal facilities:*

An allowance of R200,00 per month to councillors who do not have the use of council owned facilities.

Upper limit of pension and medical aid benefits of part-time councillors**12.(a) Pension benefits for part-time councillors**

The upper limit of the contribution to be made by a municipal council to the pension fund of which a councillor is a member is 15% of the salary of such councillor determined in terms of item 10. Provided that the councillor concerned is not a member of a pension fund by virtue of his or her employment in a capacity other than a councillor.

(b) Medical aid benefits for part-time councillors

The upper limit of the contribution to be made by a municipal council to the medical aid scheme of which a councillor is a member is $\frac{2}{3}$ of the membership fee to a maximum of R800,00 per month: Provided that the councillor concerned is not a member of a medical aid scheme by virtue of his or her employment in a capacity other than a councillor.

Application

13. The provisions of this Notice is applicable to councillors elected to municipal councils in the first elections in terms of the Structures Act.
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