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GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF PROVINCIAL AND LOCAL GOVERNMENT DEPARTEMENT VAN PROVINSIALE EN PLAASLIKE REGERING

No. 1227

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: NORTHERN CAPE

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 28 of 2000, published in the Northern Cape *Provincial Gazette* No. 555 dated 22 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1227

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORD KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 28 van 2000, gepubliseer in die Noord Kaap *Provinsiale Koerant* No. 555 gedateer 22 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1228

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: NORTHERN CAPE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 30 of 2000, published in the Northern Cape *Provincial Gazette* No. 562 dated 3 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1228

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORD KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

FS MUFAMADI

MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 30 van 2000, gepubliseer in die Noord Kaap *Provinsiale Koerant* No. 562 gedateer 3 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorpasing van bates, regte, laste en verpligtinge;
- (b) die oorpasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1229

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: NORTHERN CAPE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 31 of 2000, published in the Northern Cape *Provincial Gazette* No. 564 dated 6 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

"Structures Act" means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of "disestablished municipality" in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1229

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOOR KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomsrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 31 van 2000, gepubliseer in die Noord Kaap *Provinsiale Koerant* No. 564 gedateer 6 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1230

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: NORTHERN CAPE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 32 of 2000, published in the Northern Cape *Provincial Gazette* No. 564 dated 6 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1230

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORD KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 32 van 2000, gepubliseer in die Noord Kaap *Provinsiale Koerant* No. 564 gedateer 6 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1231

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: NORTHERN CAPE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 27 of 2000, published in the Northern Cape *Provincial Gazette* No. 555 dated 22 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1231

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORD KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 27 van 2000, gepubliseer in die Noord Kaap *Provinsiale Koerant* No. 555 gedateer 22 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1232

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: MPUMALANGA**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI

MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 297 of 2000, published in the Mpumalanga *Provincial Gazette* No. 631 dated 1 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

"Structures Act" means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of "disestablished municipality" in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1232

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: MPUMALANGA**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 297 van 2000, gepubliseer in die Mpumalanga *Provinsiale Koerant* No. 631 gedateer 1 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorpasing van bates, regte, laste en verpligtinge;
- (b) die oorpasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1233

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: MPUMALANGA**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 298 of 2000, published in the Mpumalanga *Provincial Gazette* No. 631 dated 1 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

"Structures Act" means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of "disestablished municipality" in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1233

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: MPUMALANGA**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 298 van 2000, gepubliseer in die Mpumalanga *Provinsiale Koerant* No. 631 gedateer 1 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1234

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: MPUMALANGA**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 299 of 2000, published in the Mpumalanga *Provincial Gazette* No. 631 dated 1 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

"Structures Act" means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of "disestablished municipality" in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1234

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: MPUMALANGA**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomsrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 299 van 2000, gepubliseer in die Mpumalanga *Provinsiale Koerant* No. 631 gedateer 1 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1235

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: MPUMALANGA

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 300 of 2000, published in the Mpumalanga *Provincial Gazette* No. 631 dated 1 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1235

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: MPUMALANGA**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomsrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 300 van 2000, gepubliseer in die Mpumalanga *Provinsiale Koerant* No. 631 gedateer 1 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1236

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: MPUMALANGA**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 301 of 2000, published in the Mpumalanga *Provincial Gazette* No. 631 dated 1 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1236

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: MPUMALANGA**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomsrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 301 van 2000, gepubliseer in die Mpumalanga *Provinsiale Koerant* No. 631 gedateer 1 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1237

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: MPUMALANGA**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 302 of 2000, published in the Mpumalanga *Provincial Gazette* No. 631 dated 1 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1237

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: MPUMALANGA**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieer, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 302 van 2000, gepubliseer in die Mpumalanga *Provinsiale Koerant* No. 631 gedateer 1 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1238

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: MPUMALANGA**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 303 of 2000, published in the Mpumalanga *Provincial Gazette* No. 631 dated 1 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1238

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: MPUMALANGA**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 303 van 2000, gepubliseer in die Mpumalanga *Provinsiale Koerant* No. 631 gedateer 1 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1239

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: MPUMALANGA**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 308 of 2000, published in the Mpumalanga *Provincial Gazette* No. 631 dated 1 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1239

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: MPUMALANGA**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 308 van 2000, gepubliseer in die Mpumalanga *Provinsiale Koerant* No. 631 gedateer 1 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1240

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: MPUMALANGA

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 309 of 2000, published in the Mpumalanga *Provincial Gazette* No. 631 dated 1 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1240

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: MPUMALANGA**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomsrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 299 van 2000, gepubliseer in die Mpumalanga *Provinsiale Koerant* No. 631 gedateer 1 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1241

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: NORTHERN PROVINCE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 308 of 2000, published in the Northern Province *Provincial Gazette* No. 615 dated 1 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1241

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORDELIKE PROVINSIE**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 308 van 2000, gepubliseer in die Noordelike Provinsie *Provinsiale Koerant* No. 615 gedateer 1 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorpasing van bates, regte, laste en verpligtinge;
- (b) die oorpasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1242

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: NORTHERN PROVINCE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 307 of 2000, published in the Northern Province *Provincial Gazette* No. 615 dated 1 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1242

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORDELIKE PROVINSIE**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomsrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 307 van 2000, gepubliseer in die Noordelike Provinsie *Provinsiale Koerant* No. 615 gedateer 1 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1243

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: NORTHERN PROVINCE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 306 of 2000, published in the Northern Province *Provincial Gazette* No. 615 dated 1 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

"Structures Act" means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of "disestablished municipality" in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1243

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORDELIKE PROVINSIE**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordoms krywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 306 van 2000, gepubliseer in die Noordelike Provinsie *Provinsiale Koerant* No. 615 gedateer 1 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1244

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: NORTHERN PROVINCE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 302 of 2000, published in the Northern Province *Provincial Gazette* No. 611 dated 1 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

"Structures Act" means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of "disestablished municipality" in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1244

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORDELIKE PROVINSIE**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 302 van 2000, gepubliseer in die Noordelike Provinsie *Provinsiale Koerant* No. 611 gedateer 1 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1245

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: NORTHERN PROVINCE

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 309 of 2000, published in the Northern Province *Provincial Gazette* No. 615 dated 1 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1245

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORDELIKE PROVINSIE**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

FS MUFAMADI

MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken —

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 309 van 2000, gepubliseer in die Noordelike Provinsie *Provinsiale Koerant* No. 615 gedateer 1 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1246

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: NORTH-WEST PROVINCE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 326 of 2000, published in the North-West *Provincial Gazette* No. 5575 dated 10 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1246

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORD-WES PROVINSIE**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 326 van 2000, gepubliseer in die Noord-Wes *Provinsiale Koerant* No. 5575 gedateer 10 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1247

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: NORTH-WEST PROVINCE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 328 of 2000, published in the North-West *Provincial Gazette* No. 5575 dated 10 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1247

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORD-WES PROVINSIE**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 328 van 2000, gepubliseer in die Noord-Wes *Provinsiale Koerant* No. 5575 gedateer 10 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorpasing van bates, regte, laste en verpligtinge;
- (b) die oorpasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1248

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: NORTH-WEST PROVINCE

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 329 of 2000, published in the North-West *Provincial Gazette* No. 5580 dated 10 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1248

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORD-WES PROVINSIE**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomsrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 329 van 2000, gepubliseer in die Noord-Wes *Provinsiale Koerant* No. 5580 gedateer 10 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1249

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: NORTH-WEST PROVINCE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notices No. 300, 301, 302 and 303 of 2000, published in the North-West *Provincial Gazette* No. 5574 dated 29 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1249

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORD-WES PROVINSIE**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

FS MUFAMADI

MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewings No. 300, 301, 302 en 303 van 2000, gepubliseer in die Noord-Wes *Provinsiale Koerant* No. 5574 gedateer 29 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1250

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: NORTH-WEST PROVINCE

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notices No. 304, 305, 306, 307 and 308 of 2000, published in the North-West *Provincial Gazette* No. 5574 dated 29 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1250

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORD-WES PROVINSIE**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordoms krywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewings No. 304, 305, 306, 307 en 308 van 2000, gepubliseer in die Noord-Wes *Provinsiale Koerant* No. 5574 gedateer 29 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1251

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: NORTH-WEST PROVINCE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notices No. 309, 310, 311, 312 and 313 of 2000, published in the North-West *Provincial Gazette* No. 5574 dated 29 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1251

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORD-WES PROVINSIE**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewings No. 309, 310, 311, 312 en 313 van 2000, gepubliseer in die Noord-Wes *Provinsiale Koerant* No. 5574 gedateer 29 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1252

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: NORTH-WEST PROVINCE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notices No. 314, 315, 316, 317 and 318 of 2000, published in the North-West *Provincial Gazette* No. 5574 dated 29 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

"Structures Act" means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of "disestablished municipality" in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1252

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORD-WES PROVINSIE**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewings No. 314, 315, 316, 317 en 318 van 2000, gepubliseer in die Noord-Wes *Provinsiale Koerant* No. 5574 gedateer 29 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1253

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: NORTH-WEST PROVINCE

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI

MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notices No. 351 of 2000, published in the North-West *Provincial Gazette* No. 5593 dated 6 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1253

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: NOORD-WES PROVINSIE**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 351 van 2000, gepubliseer in die Noord-Wes *Provinsiale Koerant* No. 5593 gedateer 6 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1254

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: WESTERN CAPE

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notices No. 481, 482, 483, 484 and 485 of 2000, published in the Western Cape *Provincial Gazette* No. 5589 dated 22 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1254

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: WES-KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewings No. 481, 482, 483, 484 en 485 van 2000, gepubliseer in die Wes-Kaap *Provinsiale Koerant* No. 5589 gedateer 22 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1255

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: WESTERN CAPE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and —

“section 12 notice” means Provincial Notices No. 487, 488, 489, 490 and 491 of 2000, published in the *Western Cape Provincial Gazette* No. 5590 dated 22 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1255

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: WES-KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewings No. 487, 488, 489, 490 en 491 van 2000, gepubliseer in die Wes-Kaap *Provinsiale Koerant* No. 5590 gedateer 22 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1256

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: WESTERN CAPE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI

MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notices No. 493, 494, 495 and 496 of 2000, published in the Western Cape *Provincial Gazette* No. 5591 dated 22 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1256

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: WES-KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewings No. 493, 494, 495 en 496 van 2000, gepubliseer in die Wes-Kaap *Provinsiale Koerant* No. 5591 gedateer 22 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1257

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: WESTERN CAPE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notices No. 498, 499, 500, 501, 502, 503 and 504 of 2000, published in the Western Cape *Provincial Gazette* No. 5592 dated 22 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1257

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: WES-KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordoms krywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewings No. 498, 499, 500, 501, 502, 503 en 504 van 2000, gepubliseer in die Wes-Kaap *Provinsiale Koerant* No. 5592 gedateer 22 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorpasing van bates, regte, laste en verpligtinge;
- (b) die oorpasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1258

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: WESTERN CAPE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notices No. 506, 507 and 508 of 2000, published in the Western Cape *Provincial Gazette* No. 5593 dated 22 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1258

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: WES-KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomsrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewings No. 506, 507 en 508 van 2000, gepubliseer in die Wes-Kaap *Provinsiale Koerant* No. 5593 gedateer 22 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangrade of landelike oorgangrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangrade of landelike oorgangrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1259

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: FREE STATE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 181 of 2000, published in the Free State *Provincial Gazette* No. 109 dated 28 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

"Structures Act" means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of "disestablished municipality" in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1259

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: VRYSTAAT**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 181 van 2000, gepubliseer in die Vrystaat *Provinsiale Koerant* No. 109 gedateer 28 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

(a) die oorplasing van bates, regte, laste en verpligtinge;

(b) die oorplasing van personeel;

(c) administratiewe eenhede; en

(d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1260

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: FREE STATE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 182 of 2000, published in the Free State *Provincial Gazette* No. 110 dated 28 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1260

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: VRYSTAAT**

Kagtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomsrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 182 van 2000, gepubliseer in die Vrystaat *Provinsiale Koerant* No. 110 gedateer 28 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

(a) die oorplasing van bates, regte, laste en verpligtinge;

(b) die oorplasing van personeel;

(c) administratiewe eenhede; en

(d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1261

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: FREE STATE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 183 of 2000, published in the Free State *Provincial Gazette* No. 111 dated 28 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1261

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: VRYSTAAT**

Kragtens die bevoegdhe my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhe uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomsrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 183 van 2000, gepubliseer in die Vrystaat *Provinsiale Koerant* No. 111 gedateer 28 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1262

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: FREE STATE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 184 of 2000, published in the Free State *Provincial Gazette* No. 112 dated 28 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1262

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: VRYSTAAT**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 184 van 2000, gepubliseer in die Vrystaat *Provinsiale Koerant* No. 112 gedateer 28 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1263

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: FREE STATE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 185 of 2000, published in the Free State *Provincial Gazette* No. 113 dated 28 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1263

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: VRYSTAAT**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 185 van 2000, gepubliseer in die Vrystaat *Provinsiale Koerant* No. 113 gedateer 28 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1264

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: KWAZULU-NATAL

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and -

“local municipalities” means the Category B municipalities established in terms of the section 12 notice;

“section 12 notice” means Provincial Notice No. 344 of 2000, published in the KwaZulu-Natal *Provincial Gazette* No. 5563 dated 19 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3)(a) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) or (i) of the Structures Act, or any aspect thereof, to the extent that -

- (i) the transitional local councils mentioned in subparagraph (a) of the definition of “existing municipalities” in the section 12 notice; and
- (ii) uMsekeli, in the areas mentioned in subparagraph (b) of that definition, performed those functions or exercised those powers immediately before the effective date.

(2) Any local municipality or uMsekeli which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils and uMsekeli performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding -

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in the section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality or uMsekeli that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1264

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: KWAZULU-NATAL**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 344 van 2000, gepubliseer in die KwaZulu-Natal *Provinsiale Koerant* No. 5563 gedateer 19 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, uit te oefen of te verrig, tot die mate dat –

(i) die plaaslike oorgangsrade vermeld in subparagraaf (a) van die definisie van “bestaande munisipaliteite” in die artikel 12 kennisgewing; en

(ii) uMsekeli, in die gebiede vermeld in paragraaf (b) van daardie definisie,

sodanige funksies en bevoegdhede verrig of uitgeoefen het onmiddellik voor die effektiewe datum.

(2) Enige plaaslike munisipaliteit of uMsekeli wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

(a) die oorplasing van bates, regte, laste en verpligtinge;

(b) die oorplasing van personeel;

(c) administratiewe eenhede; en

(d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit of uMsekeli wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1265

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES
TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT
MUNICIPALITIES: KWAZULU-NATAL**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and -

“local municipalities” means the Category B municipalities established in terms of the section 12 notice;

“section 12 notice” means Provincial Notice No. 345 of 2000, published in the KwaZulu-Natal *Provincial Gazette* No. 5564 dated 19 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3)(a) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) or (i) of the Structures Act, or any aspect thereof, to the extent that -

(i) the transitional local councils mentioned in subparagraph (a) of the definition of “existing municipalities” in the section 12 notice; and

(ii) uMsekeli, in the areas mentioned in subparagraph (b) of that definition, performed those functions or exercised those powers immediately before the effective date.

(2) Any local municipality or uMsekeli which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils and uMsekeli performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding -

(a) the transfer of assets, rights, liabilities and obligations;

(b) the transfer of staff;

(c) administrative units; and

(d) the continued application of by-laws and resolutions,

set out in the section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality or uMsekeli that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1265

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: KWAZULU-NATAL**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 345 van 2000, gepubliseer in die KwaZulu-Natal *Provinsiale Koerant* No. 5564 gedateer 19 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, uit te oefen of te verrig, tot die mate dat –

(i) die plaaslike oorgangsrade vermeld in subparagraaf (a) van die definisie van “bestaande munisipaliteite” in die artikel 12 kennisgewing; en

(ii) uMsekeli, in die gebiede vermeld in paragraaf (b) van daardie definisie,

sodanige funksies en bevoegdhede verrig of uitgeoefen het onmiddellik voor die effektiewe datum.

(2) Enige plaaslike munisipaliteit of uMsekeli wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

(a) die oorplasing van bates, regte, laste en verpligtinge;

(b) die oorplasing van personeel;

(c) administratiewe eenhede; en

(d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit of uMsekeli wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1266

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: KWAZULU-NATAL

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and -

“local municipalities” means the Category B municipalities established in terms of the section 12 notice;

“section 12 notice” means Provincial Notice No. 346 of 2000, published in the KwaZulu-Natal *Provincial Gazette* No. 5565 dated 19 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3)(a) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) or (i) of the Structures Act, or any aspect thereof, to the extent that -

- (i) the transitional local councils mentioned in subparagraph (a) of the definition of “existing municipalities” in the section 12 notice; and
- (ii) uMsekeli, in the areas mentioned in subparagraph (b) of that definition,

performed those functions or exercised those powers immediately before the effective date.

(2) Any local municipality or uMsekeli which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils and uMsekeli performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding -

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in the section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality or uMsekeli that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1266

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: KWAZULU-NATAL**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 346 van 2000, gepubliseer in die KwaZulu-Natal *Provinsiale Koerant* No. 5565 gedateer 19 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, uit te oefen of te verrig, tot die mate dat –

(i) die plaaslike oorgangsrade vermeld in subparagraaf (a) van die definisie van “bestaande munisipaliteite” in die artikel 12 kennisgewing; en

(ii) uMsekeli, in die gebiede vermeld in paragraaf (b) van daardie definisie,

sodanige funksies en bevoegdhede verrig of uitgeoefen het onmiddellik voor die effektiewe datum.

(2) Enige plaaslike munisipaliteit of uMsekeli wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

(a) die oorplasing van bates, regte, laste en verpligtinge;

(b) die oorplasing van personeel;

(c) administratiewe eenhede; en

(d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit of uMsekeli wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1267

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES
TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT
MUNICIPALITIES: KWAZULU-NATAL**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and -

“local municipalities” means the Category B municipalities established in terms of the section 12 notice;

“section 12 notice” means Provincial Notice No. 347 of 2000, published in the KwaZulu-Natal *Provincial Gazette* No. 5566 dated 19 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3)(a) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) or (i) of the Structures Act, or any aspect thereof, to the extent that -

(i) the transitional local councils mentioned in subparagraph (a) of the definition of “existing municipalities” in the section 12 notice; and

(ii) uMsekeli, in the areas mentioned in subparagraph (b) of that definition,

performed those functions or exercised those powers immediately before the effective date.

(2) Any local municipality or uMsekeli which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils and uMsekeli performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding -

(a) the transfer of assets, rights, liabilities and obligations;

(b) the transfer of staff;

(c) administrative units; and

(d) the continued application of by-laws and resolutions,

set out in the section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality or uMsekeli that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1267

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: KWAZULU-NATAL**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 347 van 2000, gepubliseer in die KwaZulu-Natal *Provinsiale Koerant* No. 5566 gedateer 19 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, uit te oefen of te verrig, tot die mate dat –

(i) die plaaslike oorgangsrade vermeld in subparagraaf (a) van die definisie van “bestaande munisipaliteite” in die artikel 12 kennisgewing; en

(ii) uMsekeli, in die gebiede vermeld in paragraaf (b) van daardie definisie,

sodanige funksies en bevoegdhede verrig of uitgeoefen het onmiddellik voor die effektiewe datum.

(2) Enige plaaslike munisipaliteit of uMsekeli wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

(a) die oorplasing van bates, regte, laste en verpligtinge;

(b) die oorplasing van personeel;

(c) administratiewe eenhede; en

(d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit of uMsekeli wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1268

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: KWAZULU-NATAL

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and -

“local municipalities” means the Category B municipalities established in terms of the section 12 notice;

“section 12 notice” means Provincial Notice No. 348 of 2000, published in the KwaZulu-Natal *Provincial Gazette* No. 5567 dated 19 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3)(a) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) or (i) of the Structures Act, or any aspect thereof, to the extent that -

(i) the transitional local councils mentioned in subparagraph (a) of the definition of “existing municipalities” in the section 12 notice; and

(ii) uMsekeli, in the areas mentioned in subparagraph (b) of that definition, performed those functions or exercised those powers immediately before the effective date.

(2) Any local municipality or uMsekeli which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils and uMsekeli performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding -

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in the section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality or uMsekeli that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1268

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: KWAZULU-NATAL**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 348 van 2000, gepubliseer in die KwaZulu-Natal *Provinsiale Koerant* No. 5567 gedateer 19 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, uit te oefen of te verrig, tot die mate dat –

- (i) die plaaslike oorgangsrade vermeld in subparagraaf (a) van die definisie van “bestaande munisipaliteite” in die artikel 12 kennisgewing; en
- (ii) uMsekeli, in die gebiede vermeld in paragraaf (b) van daardie definisie, sodanige funksies en bevoegdhede verrig of uitgeoefen het onmiddellik voor die effektiewe datum.

(2) Enige plaaslike munisipaliteit of uMsekeli wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit of uMsekeli wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1269

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES
TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT
MUNICIPALITIES: KWAZULU-NATAL**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and -

“local municipalities” means the Category B municipalities established in terms of the section 12 notice;

“section 12 notice” means Provincial Notice No. 349 of 2000, published in the KwaZulu-Natal *Provincial Gazette* No. 5567 dated 19 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

"Structures Act" means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3)(a) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) or (i) of the Structures Act, or any aspect thereof, to the extent that -

- (i) the transitional local councils mentioned in subparagraph (a) of the definition of "existing municipalities" in the section 12 notice; and
- (ii) uMsekeli, in the areas mentioned in subparagraph (b) of that definition, performed those functions or exercised those powers immediately before the effective date.

(2) Any local municipality or uMsekeli which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils and uMsekeli performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding -

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in the section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality or uMsekeli that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1269

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: KWAZULU-NATAL**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomsrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 349 van 2000, gepubliseer in die KwaZulu-Natal *Provinsiale Koerant* No. 5567 gedateer 19 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, uit te oefen of te verrig, tot die mate dat –

- (i) die plaaslike oorgangsrade vermeld in subparagraaf (a) van die definisie van “bestaande munisipaliteite” in die artikel 12 kennisgewing; en
- (ii) uMsekeli, in die gebiede vermeld in paragraaf (b) van daardie definisie, sodanige funksies en bevoegdhede verrig of uitgeoefen het onmiddellik voor die effektiewe datum.

(2) Enige plaaslike munisipaliteit of uMsekeli wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit of uMsekeli wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1270

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: KWAZULU-NATAL

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and -

“local municipalities” means the Category B municipalities established in terms of the section 12 notice;

“section 12 notice” means Provincial Notice No. 350 of 2000, published in the KwaZulu-Natal *Provincial Gazette* No. 5569 dated 19 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and .

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3)(a) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) or (i) of the Structures Act, or any aspect thereof, to the extent that -

(i) the transitional local councils mentioned in subparagraph (a) of the definition of “existing municipalities” in the section 12 notice; and

(ii) uMsekeli, in the areas mentioned in subparagraph (b) of that definition, performed those functions or exercised those powers immediately before the effective date.

(2) Any local municipality or uMsekeli which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils and uMsekeli performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding -

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in the section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality or uMsekeli that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1270

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: KWAZULU-NATAL**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 350 van 2000, gepubliseer in die KwaZulu-Natal *Provinsiale Koerant* No. 5569 gedateer 19 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, uit te oefen of te verrig, tot die mate dat –

(i) die plaaslike oorgangsrade vermeld in subparagraaf (a) van die definisie van “bestaande munisipaliteite” in die artikel 12 kennisgewing; en

(ii) uMsekeli, in die gebiede vermeld in paragraaf (b) van daardie definisie,

sodanige funksies en bevoegdhede verrig of uitgeoefen het onmiddellik voor die effektiewe datum.

(2) Enige plaaslike munisipaliteit of uMsekeli wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

(a) die oorplasing van bates, regte, laste en verpligtinge;

(b) die oorplasing van personeel;

(c) administratiewe eenhede; en

(d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit of uMsekeli wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1271

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: KWAZULU-NATAL

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and -

“local municipalities” means the Category B municipalities established in terms of the section 12 notice;

“section 12 notice” means Provincial Notice No. 351 of 2000, published in the KwaZulu-Natal *Provincial Gazette* No. 5570 dated 19 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3)(a) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) or (i) of the Structures Act, or any aspect thereof, to the extent that -

- (i) the transitional local councils mentioned in subparagraph (a) of the definition of “existing municipalities” in the section 12 notice; and
- (ii) uMsekeli, in the areas mentioned in subparagraph (b) of that definition, performed those functions or exercised those powers immediately before the effective date.

(2) Any local municipality or uMsekeli which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils and uMsekeli performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding -

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in the section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality or uMsekeli that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1271

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: KWAZULU-NATAL**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 351 van 2000, gepubliseer in die KwaZulu-Natal *Provinsiale Koerant* No. 5570 gedateer 19 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, uit te oefen of te verrig, tot die mate dat –

- (i) die plaaslike oorgangsrade vermeld in subparagraaf (a) van die definisie van “bestaande munisipaliteite” in die artikel 12 kennisgewing; en
- (ii) uMsekeli, in die gebiede vermeld in paragraaf (b) van daardie definisie, sodanige funksies en bevoegdhede verrig of uitgeoefen het onmiddellik voor die effektiewe datum.

(2) Enige plaaslike munisipaliteit of uMsekeli wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit of uMsekeli wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1272

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: KWAZULU-NATAL

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and -

“local municipalities” means the Category B municipalities established in terms of the section 12 notice;

“section 12 notice” means Provincial Notice No. 352 of 2000, published in the KwaZulu-Natal *Provincial Gazette* No. 5571 dated 19 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3)(a) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) or (i) of the Structures Act, or any aspect thereof, to the extent that -

- (i) the transitional local councils mentioned in subparagraph (a) of the definition of “existing municipalities” in the section 12 notice; and
- (ii) uMsekeli, in the areas mentioned in subparagraph (b) of that definition, performed those functions or exercised those powers immediately before the effective date.

(2) Any local municipality or uMsekeli which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils and uMsekeli performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding -

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in the section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality or uMsekeli that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1272

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: KWAZULU-NATAL**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 352 van 2000, gepubliseer in die KwaZulu-Natal *Provinsiale Koerant* No. 5571 gedateer 19 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, uit te oefen of te verrig, tot die mate dat –

- (i) die plaaslike oorgangsrade vermeld in subparagraaf (a) van die definisie van “bestaande munisipaliteite” in die artikel 12 kennisgewing; en
- (ii) uMsekeli, in die gebiede vermeld in paragraaf (b) van daardie definisie, sodanige funksies en bevoegdhede verrig of uitgeoefen het onmiddellik voor die effektiewe datum.

(2) Enige plaaslike munisipaliteit of uMsekeli wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit of uMsekeli wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1273

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES
TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT
MUNICIPALITIES: KWAZULU-NATAL**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and -

“local municipalities” means the Category B municipalities established in terms of the section 12 notice;

“section 12 notice” means Provincial Notice No. 353 of 2000, published in the KwaZulu-Natal *Provincial Gazette* No. 5572 dated 19 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3)(a) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) or (i) of the Structures Act, or any aspect thereof, to the extent that -

- (i) the transitional local councils mentioned in subparagraph (a) of the definition of “existing municipalities” in the section 12 notice; and
- (ii) uMsekeli, in the areas mentioned in subparagraph (b) of that definition,

performed those functions or exercised those powers immediately before the effective date.

(2) Any local municipality or uMsekeli which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils and uMsekeli performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding -

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality or uMsekeli that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1273

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: KWAZULU-NATAL**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 353 van 2000, gepubliseer in die KwaZulu-Natal *Provinsiale Koerant* No. 5572 gedateer 19 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, uit te oefen of te verrig, tot die mate dat –

(i) die plaaslike oorgangsrade vermeld in subparagraaf (a) van die definisie van “bestaande munisipaliteite” in die artikel 12 kennisgewing; en

(ii) uMsekeli, in die gebiede vermeld in paragraaf (b) van daardie definisie, sodanige funksies en bevoegdhede verrig of uitgeoefen het onmiddellik voor die effektiewe datum.

(2) Enige plaaslike munisipaliteit of uMsekeli wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

(a) die oorplasing van bates, regte, laste en verpligtinge;

(b) die oorplasing van personeel;

(c) administratiewe eenhede; en

(d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit of uMsekeli wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1274

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: GAUTENG

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Minister's for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

5. In this Schedule, unless the content otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 6768 of 2000, published in the *Gauteng Provincial Gazette* No. 141 dated 1 October 2000, as amended by Provincial Notice No. 8040, published in the *Gauteng Provincial Gazette* No. 179 dated 11 November 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect, thereof to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1274

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: GAUTENG**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 6768 van 2000, gepubliseer in die Gauteng *Provinsiale Koerant* No. 141 gedateer 1 Oktober 2000, soos gewysig deur Provinsiale Kennisgewing No. 8040 gepubliseer in die Gauteng *Provinsiale Koerant* No. 179 gedateer 11 November 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorpasing van bates, regte, laste en verpligtinge;
- (b) die oorpasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1275

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: GAUTENG

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Minister's for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

2. In this Schedule, unless the content otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 6765 of 2000, published in the *Gauteng Provincial Gazette* No. 141 dated 1 October 2000, as amended by Provincial Notice No. 8032 published in the *Gauteng Provincial Gazette* No. 178 dated 11 November 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect, thereof to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1275

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: GAUTENG**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 6765 van 2000, gepubliseer in die Gauteng *Provinsiale Koerant* No. 141 gedateer 1 Oktober 2000, soos gewysig deur Provinsiale Kennisgewing No. 8032 gepubliseer in die Gauteng *Provinsiale Koerant* No. 178 gedateer 11 November 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet. ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1276

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: GAUTENG

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Minister's for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

3. In this Schedule, unless the content otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 6766 of 2000, published in the *Gauteng Provincial Gazette* No. 141 dated 1 October 2000, as amended by Provincial Notice No. 7998 published in the *Gauteng Provincial Gazette* No. 171 dated 11 November 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect, thereof to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (e) the transfer of assets, rights, liabilities and obligations;
- (f) the transfer of staff;
- (g) administrative units; and
- (h) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1276

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: GAUTENG**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 6766 van 2000, gepubliseer in die Gauteng *Provinsiale Koerant* No. 141 gedateer 1 Oktober 2000, soos gewysig deur Provinsiale Kennisgewing No. 7998 gepubliseer in die Gauteng *Provinsiale Koerant* No. 171 gedateer 11 November 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1277

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: GAUTENG**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Minister's for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

4. In this Schedule, unless the content otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 6767 of 2000, published in the *Gauteng Provincial Gazette* No. 141 dated 1 October 2000, as amended by Provincial Notice No. 8041, published in the *Gauteng Provincial Gazette* No. 180 dated 11 November 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect, thereof to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(3) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (i) the transfer of assets, rights, liabilities and obligations;
- (j) the transfer of staff;
- (k) administrative units; and
- (l) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1277

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: GAUTENG**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 6767 van 2000, gepubliseer in die Gauteng *Provinsiale Koerant* No. 141 gedateer 1 Oktober 2000, soos gewysig deur Provinsiale Kennisgewing No. 8041 gepubliseer in die Gauteng *Provinsiale Koerant* No. 180 gedateer 11 November 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1278

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: GAUTENG

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Minister's for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

6. In this Schedule, unless the content otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 6769 of 2000, published in the *Gauteng Provincial Gazette* No. 141 dated 1 October 2000, as amended by Provincial Notice No. 8043 published in the *Gauteng Provincial Gazette* No. 182 dated 11 November 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect, thereof to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(4) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (m) the transfer of assets, rights, liabilities and obligations;
- (n) the transfer of staff;
- (o) administrative units; and
- (p) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1278

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: GAUTENG**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 6769 van 2000, gepubliseer in die *Gauteng Provinsiale Koerant* No. 141 gedateer 1 Oktober 2000, soos gewysig deur Provinsiale Kennisgewing No. 8043 gepubliseer in die *Gauteng Provinsiale Koerant* No. 182 gedateer 11 November 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1279

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: GAUTENG**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Minister's for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

7. In this Schedule, unless the content otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 6770 of 2000, published in the *Gauteng Provincial Gazette* No. 141 dated 1 October 2000, as amended by Provincial Notice No. 8042 published in the *Gauteng Provincial Gazette* No. 181 dated 11 November 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect, thereof to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(5) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (q) the transfer of assets, rights, liabilities and obligations;
- (r) the transfer of staff;
- (s) administrative units; and
- (t) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1279

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: GAUTENG**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 6770 van 2000, gepubliseer in die Gauteng *Provinsiale Koerant* No. 141 gedateer 1 Oktober 2000, soos gewysig deur Provinsiale Kennisgewing No. 8042 gepubliseer in die Gauteng *Provinsiale Koerant* No. 181 gedateer 11 November 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1280

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: EASTERN CAPE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 84 of 2000, published in the Eastern Cape *Provincial Gazette* No. 654 dated 27 September 2000, as amended by Provincial Notice No. 91 published in the Eastern Cape *Provincial Gazette* No. 661 dated 5 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1280

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: OOS-KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 84 van 2000, gepubliseer in die Oos-Kaap *Provinsiale Koerant* No. 654 gedateer 27 September 2000, soos gewysig deur Provinsiale Kennisgewing No. 91, gepubliseer in die Oos-Kaap *Provinsiale Koerant* No. 661 gedateer 5 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorpasing van bates, regte, laste en verpligtinge;
- (b) die oorpasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1281

28 November 2000

AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED TO DISTRICT MUNICIPALITIES: EASTERN CAPE

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 80 of 2000, published in the Eastern Cape *Provincial Gazette* No. 654 dated 27 September 2000, as amended by Provincial Notice No. 89 published in the Eastern Cape *Provincial Gazette* No. 661 dated 5 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1281

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: OOS-KAAP**

Kagtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 80 van 2000, gepubliseer in die Oos-Kaap *Provinsiale Koerant* No. 654 gedateer 27 September 2000, soos gewysig deur Provinsiale Kennisgewing No. 89, gepubliseer in die Oos-Kaap *Provinsiale Koerant* No. 661 gedateer 5 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1282

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: EASTERN CAPE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 79 of 2000, published in the Eastern Cape *Provincial Gazette* No. 654 dated 27 September 2000, as amended by Provincial Notice No. 88 published in the Eastern Cape *Provincial Gazette* No. 661 dated 5 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1282

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: OOS-KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 79 van 2000, gepubliseer in die Oos-Kaap *Provinsiale Koerant* No. 654 gedateer 27 September 2000, soos gewysig deur Provinsiale Kennisgewing No. 88, gepubliseer in die Oos-Kaap *Provinsiale Koerant* No. 661 gedateer 5 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangrade of landelike oorgangrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangrade of landelike oorgangrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1283

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: EASTERN CAPE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 85 of 2000, published in the Eastern Cape *Provincial Gazette* No. 654 dated 27 September 2000, as amended by Provincial Notice No. 87 published in the Eastern Cape *Provincial Gazette* No. 661 dated 5 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

2. Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1283

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: OOS-KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 85 van 2000, gepubliseer in die Oos-Kaap *Provinsiale Koerant* No. 654 gedateer 27 September 2000, soos gewysig deur Provinsiale Kennisgewing No. 87, gepubliseer in die Oos-Kaap *Provinsiale Koerant* No. 661 gedateer 5 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1284

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: EASTERN CAPE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 81 of 2000, published in the Eastern Cape *Provincial Gazette* No. 654 dated 27 September 2000, as amended by Provincial Notice No. 90 published in the Eastern Cape *Provincial Gazette* No. 661 dated 5 October 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1284

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: OOS-KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomsrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 81 van 2000, gepubliseer in die Oos-Kaap *Provinsiale Koerant* No. 654 gedateer 27 September 2000, soos gewysig deur Provinsiale Kennisgewing No. 90, gepubliseer in die Oos-Kaap *Provinsiale Koerant* No. 661 gedateer 5 Oktober 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1285

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: EASTERN CAPE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 82 of 2000, published in the Eastern Cape *Provincial Gazette* No. 654 dated 27 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1285

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: OOS-KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 82 van 2000, gepubliseer in die Oos-Kaap *Provinsiale Koerant* No. 654 gedateer 27 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoeghede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

No. 1286

28 November 2000

**AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT:
MUNICIPAL STRUCTURES ACT, 1998: AUTHORISATION OF LOCAL
MUNICIPALITIES TO PERFORM CERTAIN MUNICIPAL FUNCTIONS ALLOCATED
TO DISTRICT MUNICIPALITIES: EASTERN CAPE**

Under the powers vested in me by section 84(3) of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), and after consultation with the Ministers for Finance, Health, Minerals and Energy and Water Affairs and Forestry, and after consulting the member of the Executive Council responsible for local government in each Province, I, Fholisani Sydney Mufamadi, Minister for Provincial and Local Government, hereby authorise the local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

**FS MUFAMADI
MINISTER FOR PROVINCIAL AND LOCAL GOVERNMENT**

SCHEDULE

Definitions

1. In this Schedule, unless the context otherwise indicates, or unless redefined herein, a word or expression to which a meaning has been assigned in the Structures Act, 1998 and the section 12 notice has the same meaning and –

“section 12 notice” means Provincial Notice No. 83 of 2000, published in the Eastern Cape *Provincial Gazette* No. 654 dated 27 September 2000, which established the local municipalities specified therein in terms of section 12 of the Structures Act; and

“Structures Act” means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Authorisation

2. (1) In terms of section 84(3) of the Structures Act, the local municipalities are authorised with effect from the effective date to perform the functions and exercise the powers mentioned in section 84(1)(b), (c), (d) and (i) of the Structures Act, or any aspect thereof, to the extent that they were performed by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any local municipality which is authorised in terms of subparagraph (1) to perform any functions or exercise any powers, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof to the extent that the transitional local councils or transitional rural councils performed those functions and exercised those powers as contemplated in subparagraph (1).

Legal, practical and other consequences of the authorisation

3. The provisions regarding –

- (a) the transfer of assets, rights, liabilities and obligations;
- (b) the transfer of staff;
- (c) administrative units; and
- (d) the continued application of by-laws and resolutions,

set out in section 12 notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a local municipality that is authorised to perform such function or exercise such power in accordance with this Notice.

No. 1286

28 November 2000

**MAGTIGING KRAGTENS ARTIKEL 84(3) VAN DIE WET OP PLAASLIKE REGERING:
MUNISIPALE STRUKTURE, 1998: MAGTIGING VAN PLAASLIKE MUNISIPALITEITE
OM SEKERE MUNISIPALE FUNKSIES TOEGEWYS AAN
DISTRIKSMUNISIPALITEITE TE VERRIG: OOS-KAAP**

Kragtens die bevoegdhede my verleen by artikel 84(3) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), en na oorlegpleging met die Ministers van Finansies, Gesondheid, Minerale en Energie en Waterwese en Bosbou, en na oorlegpleging met die lid van die Uitvoerende Komitee verantwoordelik vir plaaslike regering in elke provinsie, magtig ek, Fholisani Sydney Mufamadi, Minister vir Provinsiale en Plaaslike Regering, hierby die plaaslike munisipaliteite om funksies te verrig of bevoegdhede uit te oefen, soos in die Bylae uiteengesit.

**FS MUFAMADI
MINISTER VIR PROVINSIALE EN PLAASLIKE REGERING**

BYLAE

Woordomskrywings

1. In hierdie Bylae, tensy uit die samehang anders blyk, of tensy geherdefinieër, het 'n woord of uitdrukking waaraan 'n betekenis in die Strukture Wet, 1998 en die artikel 12 kennisgewing toegeken is, daardie betekenis en beteken –

“artikel 12 kennisgewing” Provinsiale Kennisgewing No. 83 van 2000, gepubliseer in die Oos-Kaap *Provinsiale Koerant* No. 654 gedateer 27 September 2000, wat die plaaslike munisipaliteite daarin gespesifiseer, ingevolge artikel 12 van die Strukture Wet, ingestel het; en

“Strukture Wet” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998).

Magtiging

2. (1) Ingevolge artikel 84(3) van die Strukture Wet, word die plaaslike munisipaliteite gemagtig om met ingang van die effektiewe datum die funksies en bevoegdhede vermeld in artikel 84(1)(b), (c), (d) en (i) van die Strukture Wet, of enige aspek daarvan, tot die mate waarin dit verrig was deur die plaaslike oorgangsrade of landelike oorgangsrade vermeld in die definisie van “afgeskafde munisipaliteit” in die artikel 12 kennisgewing, te verrig of uit te oefen.

(2) Enige plaaslike munisipaliteit wat ingevolge subparagraaf (1) gemagtig is om enige funksies te verrig of enige bevoegdhede uit te oefen, moet volle verantwoordelikheid en rekenpligtigheid aanvaar vir daardie funksies en bevoegdhede en die effektiewe en doelmatige verrigting of uitoefening daarvan, na gelang van die geval, of enige aspek daarvan, tot die mate waarin die plaaslike oorgangsrade of landelike oorgangsrade daardie funksies verrig of bevoegdhede uitgeoefen het soos voorsien in subparagraaf (1).

Wetlike, praktiese en ander gevolge van die magtiging

3. Die bepalings met betrekking tot –

- (a) die oorplasing van bates, regte, laste en verpligtinge;
- (b) die oorplasing van personeel;
- (c) administratiewe eenhede; en
- (d) die voortgesette toepassing van verordeninge en besluite,

uiteengesit in die artikel 12 kennisgewing, is van toepassing, met die nodige veranderinge genoodsaak deur die samehang, op die verrigting van ‘n funksie of die uitoefening van ‘n bevoegdheid deur ‘n plaaslike munisipaliteit wat in ooreenstemming met hierdie Kennisgewing gemagtig is om sodanige funksie te verrig of bevoegdheid uit te oefen.

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