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**AIDS HELPLINE: 0800-0123-22 Prevention is the cure**

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## GOVERNMENT NOTICES

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### DEPARTMENT OF PROVINCIAL AND LOCAL GOVERNMENT

No. 805

13 June 2003

**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 –

- (a) repeal Government Notice No. 21 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1227 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1227 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as NC061, NC062, NC064, NC065, NC066 and NC067 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC6 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1227 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 806

13 June 2003

**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 –

- (a) repeal Government Notice No. 22 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1228 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1228 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as NC071, NC072, NC073, NC074, NC075, NC076, NC077 and NC078 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC7 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1228 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.



(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 807

13 June 2003

**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 –

- (a) repeal Government Notice No. 23 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1229 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1229 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as CBLC7, NC091, NC092 and NC093 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC9 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1229 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.



No. 808

13 June 2003

**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 –

- (a) repeal Government Notice No. 24 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1230 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1230 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as CBLC1 and NC01B1 that were established by the section 12 notice;

“district municipality” means the district municipality designated as CBDC1 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1230 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 809

13 June 2003

**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 –

- (a) repeal Government Notice No. 25 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1231 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1231 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as NC081, NC082, NC083, NC084, NC085 and NC086 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC8 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1231 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality;  
and
- (c) the effective date, must be construed as 1 July 2004.

No. 810

13 June 2003

**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 –

- (a) repeal Government Notice No. 26 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1234 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1234 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as MP301, MP302, MP303, MP304, MP305, MP306 and MP307 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC30 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1234 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

(a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and

(b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.



(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 811

13 June 2003

**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 –

- (a) repeal Government Notice No. 27 of 3 January 2003;<sup>©</sup>
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1235 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1235 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as MP311, MP312, MP313, MP314, MP315 and MP316 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC31 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1235 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 812

13 June 2003

**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 –

- (a) repeal Government Notice No. 28 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1236 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1236 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as MP321, MP322, MP323 and MP324 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC32 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1236 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.



No. 813

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: 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 –

- (a) repeal Government Notice No. 29 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1237 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (b) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1237 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as CBLC3, CBLC4 and CBLC5 that were established by the section 12 notice;

“district municipality” means the district municipality designated as CBDC3 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1237 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipalities” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 814

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: 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 –

- (a) repeal Government Notice No. 30 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1238 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1238 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as CBLC6 and NP04A1 that were established by the section 12 notice;

“district municipality” means the district municipality designated as CBDC4 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1238 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

#### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.



No. 815

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: LIMPOPO**

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 –

- (a) repeal Government Notice No. 31 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1241 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1241 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as NP341, NP342, NP343 and NP344 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC34 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1241 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 816

13 June 2003

**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: LIMPOPO**

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 –

- (a) repeal Government Notice No. 32 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1242 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1242 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as NP351, NP352, NP353, NP354 and NP355 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC35 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1242 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) (a) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(b) The local municipality designated as NP354 that was established by the section 12 notice is authorised to perform the functions and exercise the powers mentioned in section 84(1)(b) and (d) of the Structures Act, in its area of jurisdiction.

(2) Any authorised municipality and the local municipality referred to in subitem (1)(b) must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

#### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(b) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by the local municipality referred to in that item, that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the local municipality referred to in item 2(1)(b).

#### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to –
  - (i) the local municipalities designated as NP351, NP352, NP353 and NP355 where the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act are concerned; and
  - (ii) an authorised municipality where the performance of the functions and the exercise of the powers related to an environmental health service are concerned;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 817

13 June 2003

**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: LIMPOPO**

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 –

- (a) repeal Government Notice No. 33 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1243 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1243 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as NP361, NP362, NP364, NP365, NP366 and NP367 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC36 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1243 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 818

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: LIMPOPO**

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 –

- (a) repeal Government Notice No. 34 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1244 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1244 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as NP03A2 and NP03A3 that were established by the section 12 notice;

“district municipality” means the district municipality designated as CBDC3 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1244 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

#### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 819

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF  
THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: LIMPOPO**

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 –

- (a) repeal Government Notice No. 35 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1245 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1245 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as NP331, NP332, NP333 and NP334 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC33 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1245 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 820

13 June 2003

**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**

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 –

- (a) repeal Government Notice No. 36 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipality mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1246 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1246 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipality” means the local municipality designated as NW1a1 that was established by the section 12 notice;

“district municipality” means the district municipality designated as CBDC1 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1246 of 28 November 2000;

“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 district municipality and local municipality specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipality is authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in its area of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) The authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by the authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 821

13 June 2003

**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**

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 –

- (a) repeal Government Notice No. 37 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1249 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1249 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as NW401, NW402, NW403 and NW404 that were established by the relevant section 12 notice;

“district municipality” means the district municipality designated as DC40 that was established by the relevant section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1249 of 28 November 2000;

“section 12 notice” means Provincial Notice No. 300, 301, 302, 303 or 322 of 2000, as the case may be, published in the North-West *Provincial Gazette* No. 5574 dated 29 September 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the relevant section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the respective section 12 notices.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to the performance of a function or exercise of a power related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 822

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: NORTH-WEST**

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 –

- (a) repeal Government Notice No. 38 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notices No. 1250 and 1253 of 28 November 2000 in so far as they relate to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notices No. 1250 and 1253 of 28 November 2000 in so far as they relate to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as NW391, NW392, NW393, NW394, NW395 and NW396 that were established by the relevant section 12 notice;

“district municipality” means the district municipality designated as DC39 that was established by the relevant section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1250 or 1253 of 28 November 2000;

“section 12 notice” means –

- (a) Provincial Notice No. 304, 305, 306, 307, 308 or 321 of 2000, as the case may be; published in the North-West *Provincial Gazette* No. 5574 dated 29 September 2000; or
- (b) Provincial Notice No. 351 of 2000, published in the North-West *Provincial Gazette* No. 5593 dated 6 October 2000,

which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the relevant section 12 notice by the transitional local

councils or transitional rural councils mentioned in the definition of "disestablished municipality" in the respective section 12 notices.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

#### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to the performance of the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and

- (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 823

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: NORTH-WEST**

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 –

- (a) repeal Government Notice No. 39 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1251 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1251 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as NW381, NW382, NW383, NW384 and NW385 that were established by the relevant section 12 notice;

“district municipality” means the district municipality designated as DC38 that was established by the relevant section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1251 of 28 November 2000;

“section 12 notice” means Provincial Notice No. 309, 310, 311, 312, 313 or 320 of 2000, as the case may be, published in the North-West *Provincial Gazette* No. 5574 dated 29 September 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the relevant section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the respective section 12 notices.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

#### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to the performance of the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 824

13 June 2003

**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**

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 –

- (a) repeal Government Notice No. 40 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1252 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1252 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as NW371, NW372, NW373, NW374 and NW375 that were established by the relevant section 12 notice;

“district municipality” means the district municipality designated as DC37 that was established by the relevant section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1252 of 28 November 2000;

“section 12 notice” means Provincial Notice No. 314, 315, 316, 317, 318 or 319 of 2000, as the case may be, published in the North-West *Provincial Gazette* No. 5574 dated 29 September 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the relevant section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the respective section 12 notices.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to the performance of a function or exercise of a power related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.



No. 825

13 June 2003

**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 –

- (a) repeal Government Notice No. 41 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1254 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1254 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as WC011, WC012, WC013, WC014 and WC015 that were established by the relevant section 12 notice;

“district municipality” means the district municipality designated as DC1 that was established by the relevant section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1254 of 28 November 2000;

“section 12 notice” means Provincial Notice No. 480, 481, 482, 483, 484 or 485 of 2000, as the case may be, published in the Western Cape *Provincial Gazette* No. 5589 dated 22 September 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the relevant section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the respective section 12 notices.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

#### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

#### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to the performance of a function or exercise of a power related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 826

13 June 2003

**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 –

- (a) repeal Government Notice No. 42 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1255 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1255 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as WC022, WC023, WC024, WC025 and WC026 that were established by the relevant section 12 notice;

“district municipality” means the district municipality designated as DC2 that was established by the relevant section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1255 of 28 November 2000;

“section 12 notice” means Provincial Notice No. 486, 487, 488, 489, 490 or 491 of 2000, as the case may be, published in the Western Cape *Provincial Gazette* No. 5590 dated 22 September 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the relevant section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the respective section 12 notices.



(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to the performance of a function or exercise of a power related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 827

13 June 2003

**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 –

- (a) repeal Government Notice No. 43 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1256 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1256 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as WC031, WC032, WC033 and WC034 that were established by the relevant section 12 notice;

“district municipality” means the district municipality designated as DC3 that was established by the relevant section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1256 of 28 November 2000;

“section 12 notice” means Provincial Notice No. 492, 493, 494, 495 or 496 of 2000, as the case may be, published in the Western Cape *Provincial Gazette* No. 5591 dated 22 September 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the relevant section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the respective section 12 notices.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

#### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

#### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to the performance of a function or exercise of a power related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

(a) a disestablished municipality, must be construed as a reference to an authorised municipality;

(b) a new municipality, must be construed as a reference to the district municipality; and

(c) the effective date, must be construed as 1 July 2004.



No. 828

13 June 2003

**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 –

- (a) repeal Government Notice No. 44 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1257 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (b) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1257 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as WC041, WC042, WC043, WC044, WC045, WC047 and WC048 that were established by the relevant section 12 notice;

“district municipality” means the district municipality designated as DC4 that was established by the relevant section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1257 of 28 November 2000;

“section 12 notice” means Provincial Notice No. 497, 498, 499, 500, 501, 502, 503 or 504 of 2000, as the case may be, published in the Western Cape *Provincial Gazette* No. 5592 dated 22 September 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the relevant section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the respective section 12 notices.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to the performance of a function or exercise of a power related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 829

13 June 2003

**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 –

- (a) repeal Government Notice No. 45 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1258 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1258 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as WC051, WC052 and WC053 that were established by the relevant section 12 notice;

“district municipality” means the district municipality designated as DC5 that was established by the relevant section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1258 of 28 November 2000;

“section 12 notice” means Provincial Notice No. 505, 506, 507 or 508 of 2000, as the case may be, published in the Western Cape *Provincial Gazette* No. 5593 dated 22 September 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the relevant section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the respective section 12 notices.



(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 relevant section 12 notice, apply, with the necessary changes required by the context, to the performance of a function or exercise of a power related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the relevant section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 830

13 June 2003

**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 –

- (a) repeal Government Notice No. 46 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1259 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1259 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as FS161, FS162 and FS163 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC16 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1259 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.



No. 831

13 June 2003

**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 –

- (a) repeal Government Notice No. 47 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1260 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1260 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as FS171, FS172 and FS173 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC17 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1260 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 832

13 June 2003

**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 –

- (a) repeal Government Notice No. 48 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1261 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1261 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as FS181, FS182, FS183, FS184 and FS185 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC18 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1261 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or



exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 833

13 June 2003

**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 –

- (a) repeal Government Notice No. 49 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1262 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1262 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as FS191, FS192, FS193, FS194 and FS195 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC19 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1262 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.



No. 834

13 June 2003

**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 –

- (a) repeal Government Notice No. 50 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1263 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1263 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as FS201, FS203, FS204 and FS205 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC20 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1263 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality;  
and
- (c) the effective date, must be construed as 1 July 2004.

No. 835

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: 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 –

- (a) repeal Government Notice No. 51 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1264 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1264 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as KZ5a1, KZ5a2, KZ5a3, KZ5a4 and KZ5a5 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC43 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1264 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by –

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

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or



exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 836

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF  
THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: 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 –

- (a) repeal Government Notice No. 52 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1265 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (b) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1265 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as KZ291, KZ292, KZ293 and KZ294 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC29 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1265 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by –

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

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

#### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions or exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 837

13 June 2003

**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 –

- (a) repeal Government Notice No. 53 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1266 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1266 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as KZ281, KZ282, KZ283, KZ284, KZ285 and KZ286 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC28 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1266 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) (a) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by –

- (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.



(b) The local municipality designated as KZ282 that was established by the section 12 notice is authorised to perform the functions and exercise the powers mentioned in section 84(1)(b) and (d) of the Structures Act, in its area of jurisdiction.

(2) Any authorised municipality and the local municipality referred to in subitem (1)(b) must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(b) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by the local municipality referred to in that item, that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the local municipality referred to in item 2(1)(b).

### **Legal, practical and other consequences of revocation of previous authorisation**



4. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to –
  - (i) the local municipalities designated as KZ281, KZ283, KZ284, KZ285 and KZ286 where the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act are concerned; and
  - (ii) an authorised municipality where the performance of the functions and the exercise of the powers related to an environmental health service are concerned;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions or exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 838

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF  
THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: 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 –

- (a) repeal Government Notice No. 54 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1267 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1267 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as KZ271, KZ272, KZ273, KZ274 and KZ275 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC27 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1267 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by –

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

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 839

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF  
THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: 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 –

- (a) repeal Government Notice No. 55 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1268 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1268 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as KZ261, KZ262, KZ263, KZ265 and KZ266 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC26 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1268 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by –

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

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or



exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 840

13 June 2003

**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 –

- (a) repeal Government Notice No. 56 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1269 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1269 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as KZ252, KZ253 and KZ254 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC25 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1269 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) (a) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by –

- (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.

(b) The local municipality designated as KZ252 that was established by the section 12 notice is authorised to perform the functions and exercise the powers mentioned in section 84(1)(b) and (d) of the Structures Act, in its area of jurisdiction.

(2) Any authorised municipality and the local municipality referred to in subitem (1)(b) must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(b) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by the local municipality referred to in that item, that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the local municipality referred to in item 2(1)(b).

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to –
  - (i) the local municipalities designated as KZ253 and KZ254 where the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act are concerned; and
  - (ii) an authorised municipality where the performance of the functions and the exercise of the powers related to an environmental health service are concerned;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 841

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF  
THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: 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 –

- (a) repeal Government Notice No. 57 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1270 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1270 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as KZ241, KZ242, KZ244 and KZ245 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC24 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1270 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by –

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

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 842

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF  
THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: 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 –

- (a) repeal Government Notice No. 58 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1271 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1271 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as KZ232, KZ233, KZ234, KZ235 and KZ236 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC23 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1271 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by –

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

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 843

13 June 2003

**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 –

- (a) repeal Government Notice No. 59 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1272 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1272 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as KZ221, KZ222, KZ223, KZ224, KZ225, KZ226 and KZ227 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC22 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1272 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) (a) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by –

- (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.

(b) The local municipality designated as KZ225 that was established by the section 12 notice is authorised to perform the functions and exercise the powers mentioned in section 84(1)(b) and (d) of the Structures Act, in its area of jurisdiction.

(2) Any authorised municipality and the local municipality referred to in subitem (1)(b) must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(b) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by the local municipality referred to in that item, that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the local municipality referred to in item 2(1)(b).

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to –
  - (i) the local municipalities designated as KZ221, KZ222, KZ223, KZ224, KZ226 and KZ227 where the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act are concerned; and
  - (ii) an authorised municipality where the performance of the functions and the exercise of the powers related to an environmental health service are concerned;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 844

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: 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 –

- (a) repeal Government Notice No. 60 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1273 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1273 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as KZ211, KZ212, KZ213, KZ214, KZ215 and KZ216 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC21 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1273 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by –

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

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.



No. 845

13 June 2003

**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 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 –

- (a) repeal Government Notice No. 61 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1275 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1275 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as GT421, GT422 and GT423 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC42 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1275 of 28 November 2000;

“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 of 2000 published in the *Gauteng Provincial Gazette* No. 178 dated 11 November 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 846

13 June 2003

**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 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 –

- (a) repeal Government Notice No. 62 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1277 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1277 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as CBLC2 and GT02b1 that were established by the section 12 notice;

“district municipality” means the district municipality designated as CBDC2 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1277 of 28 November 2000;

“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 of 2000 published in the *Gauteng Provincial Gazette* No. 180 dated 11 November 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.



(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 847

13 June 2003

**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 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 –

- (a) repeal Government Notice No. 63 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1278 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1278 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as CBLC8, GT411, GT412 and GT414 that were established by the section 12 notice;

“district municipality” means the district municipality designated as CBDC8 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1278 of 28 November 2000;

“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 of 2000 published in the *Gauteng Provincial Gazette* No. 182 dated 11 November 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.



No. 848

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: 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 –

- (a) repeal Government Notice No. 64 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1280 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1280 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as EC05b1 and EC05b2 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC44 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1280 of 28 November 2000;

“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 of 2000 published in the Eastern Cape *Provincial Gazette* No. 661 dated 5 October 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 849

13 June 2003

**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 –

- (a) repeal Government Notice No. 65 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1281 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1281 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as EC121, EC122, EC123, EC124, EC125, EC126, EC127 and EC128 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC12 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1281 of 28 November 2000;

“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 of 2000 published in the Eastern Cape *Provincial Gazette* No. 661 dated 5 October 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) (a) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(b) The local municipality designated as EC125 that was established by the section 12 notice is authorised to perform the functions and exercise the powers mentioned in section 84(1)(b) and (d) of the Structures Act, in its area of jurisdiction.

(2) Any authorised municipality and the local municipality referred to in subitem (1)(b) must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(b) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by the local municipality referred to in that item, that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the local municipality referred to in item 2(1)(b).

### **Legal, practical and other consequences of revocation of previous authorisation**



4. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to –
  - (i) the local municipalities designated as EC121, EC122, EC123, EC124, EC126, EC127 and EC128 where the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act are concerned; and
  - (ii) an authorised municipality where the performance of the functions and the exercise of the powers related to an environmental health service are concerned;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 850

13 June 2003

**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 –

- (a) repeal Government Notice No. 66 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule; and
  - (ii) repeal Government Notice No. 1282 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1282 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as EC101, EC102, EC103, EC104, EC105, EC106, EC107, EC108 and EC109 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC10 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1282 of 28 November 2000;

“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 of 2000 published in the Eastern Cape *Provincial Gazette* No. 661 dated 5 October 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in –

- (a) section 84(1)(b) and (d) of the Structures Act, in their respective areas of jurisdiction; and
- (b) section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

### **Legal, practical and other consequences of the authorisation**

3. (1) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of item 2 in so far as it is applicable.

(2) In so far as an authorisation in terms of item 2(1)(a) extends the previous authorisation, 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 that part of the performance of a function or exercise of a power by an authorised municipality that relates to the extended part of the authorisation.

(3) For purposes of subitem (2), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to the district municipality; and
- (b) a new municipality, must be construed as a reference to the relevant authorised municipality.

### **Legal, practical and other consequences of revocation of previous authorisation**

4. (1) As a result of the revocation of the previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Structures Act, 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 related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must be construed as 1 July 2004.

No. 851

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF  
THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: 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 –

- (a) repeal Government Notice No. 67 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1284 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1284 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as EC131, EC132, EC133, EC134, EC135, EC136, EC137 and EC138 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC13 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1284 of 28 November 2000;

“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 of 2000 published in the Eastern Cape *Provincial Gazette* No. 661 dated 5 October 2000, which established the district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or

exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 852

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: 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 –

- (a) repeal Government Notice No. 68 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1285 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1285 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as EC141, EC142, EC143 and EC144 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC14 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1285 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

**Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
- (b) a new municipality, must be construed as a reference to the district municipality; and
- (c) the effective date, must, in respect of –
  - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
  - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.

No. 853

13 June 2003

**REVOCATION OF PREVIOUS AUTHORISATION IN TERMS OF SECTION 84(3) OF  
THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998: 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 –

- (a) repeal Government Notice No. 69 of 3 January 2003;
- (b) with effect from 1 July 2003 –
  - (i) authorise the local municipalities mentioned in the Schedule hereto to perform the functions or exercise the powers as set out in the Schedule;
  - (ii) repeal Government Notice No. 1286 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (c) and (d) of the Local Government: Municipal Structures Act, 1998; and
  - (iii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (ii) as set out in the Schedule hereto; and
- (c) with effect from 1 July 2004 –
  - (i) repeal Government Notice No. 1286 of 28 November 2000 in so far as it relates to the performance of the functions and the exercise of the powers mentioned in section 84(1)(i) of the Local Government: Municipal Structures Act, 1998; and
  - (ii) regulate the legal, practical and other consequences arising from the revocation of an authorisation as a result of the repeal referred to in subparagraph (i) 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 and the section 12 notice has the same meaning and –

“authorised municipalities” means the local municipalities designated as EC151, EC152, EC153, EC154, EC155, EC156 and EC157 that were established by the section 12 notice;

“district municipality” means the district municipality designated as DC15 that was established by the section 12 notice;

“previous authorisation” means an authorisation referred to in Government Notice No. 1286 of 28 November 2000;

“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 district municipality and local municipalities specified therein in terms of the Structures Act; and

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

### Authorisation

2. (1) The authorised municipalities are authorised to perform the functions and exercise the powers mentioned in section 84(1)(c) of the Structures Act, or any aspect thereof, to the extent that those functions and powers were performed or exercised before the effective date referred to in the section 12 notice by the transitional local councils or transitional rural councils mentioned in the definition of “disestablished municipality” in the section 12 notice.

(2) Any authorised municipality must assume full responsibility and accountability for the functions or powers that it has been authorised to perform or exercise in terms of subitem (1), and their effective and efficient performance or exercise, as the case may be.

(3) The regulation of the legal, practical and other consequences of a previous authorisation continue to apply to an authorisation in terms of subitem (1) in so far as it is applicable.

### **Legal, practical and other consequences of revocation of previous authorisation**

3. (1) As a result of the revocation of a previous authorisation related to the performance of the functions and the exercise of the powers mentioned in section 84(1)(b), (d) and (i) of the Structures Act, 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 the functions or exercise of the powers mentioned in section 84(1)(b) and (d), and the performance of the functions or exercise of the powers related to an environmental health service.

(2) For purposes of subitem (1), any reference in the provisions of the section 12 notice referred to in that subitem to –

- (a) a disestablished municipality, must be construed as a reference to an authorised municipality;
  - (b) a new municipality, must be construed as a reference to the district municipality; and
  - (c) the effective date, must, in respect of –
    - (i) the performance of the functions and the exercise of the powers mentioned in section 84(1)(b) and (d) of the Structures Act, be construed as 1 July 2003; and
    - (ii) the performance of the functions and the exercise of the powers related to an environmental health service, be construed as 1 July 2004.
-

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