



Notice is hereby given in terms of Section 29 of the Local Government: Municipal Structures Act, Act 117 of 1998, that a **SPECIAL COUNCIL MEETING** of the 2016/2021 term of the Eden District Municipality will be held in the **CA Robertson Council Chambers, 54 York Street, George, on MONDAY, 20 NOVEMBER 2017 at 09:00** to consider the item as set out in the agenda.

*Kennis geskied hiermee dat ingevolge Artikel 29 van die Wet op Plaaslike Regering: Munisipale Strukturewet, Wet 117 van 1998, 'n **SPESIALE RAADSVERGADERING** van die 2016/2021 termyn van die Eden Distriksmunisipaliteit gehou sal word in die **CA Robertson Raadsaal, Yorkstraat 54, George op MAANDAG, 20 NOVEMBER 2017 om 09:00** ten einde sake soos uiteengesit in die aangehegte agenda te oorweeg.*

Kukhutshwe isaziso ngokoMhlathi 29 woRhulumente Basekhaya: Umgaqo Wesimo soMasipala, uMgaqo 117 wango 1998, sokub intlanganiso Yamashumi Amabini yeBhunga ka 2016/2021 yoMasipala Wesithili se Eden izakubanjwa kwiGumbi leBhunga I CA Robertson, 54 York Street, e George ngoLwesithathu, 20 KWEYENKANGA 2017 ngo 09:00 ukuqwalasela imiba ekuluhlu lwengxoxo.

CLLR MS WILLEMSE

The Speaker
Die Speaker
Usomlomo

MR C AFRICA

Acting Municipal Manager
Wnde Munisipale Bestuurder
Ibambela Mphathi Masipala

Date: 15 November 2017

AGENDA

1. OPENING AND WELCOMING / OPENING EN VERWELKOMING / UVULO NOLWAMKELO
- 1.1 INAUGURATION OF DA COUNCILLOR: EDEN DISTRICT COUNCIL / INHULDIGING DA RAADSLID: EDEN DISTRIKSRAAD / UKUFUNGISWA KOCEBA WE DA: IBHUNGA LESITHILI SE EDEN (615150)
Refer: Report (SP) dated 07 November 2017 from the Municipal Manager (MG Stratu)(p 1 – 6)
2. SILENT PRAYER / STILLE GEBED / UMTHANDO OTHULEYO
3. ATTENDANCE OF MEMBERS / BYWONING VAN LEDE / AMALUNGU AKHOYO
 - 3.1 COUNCILLORS PRESENT / RAADSLEDE TEENWOORDIG / OCEBA ABAKHOYO
 - 3.2 COUNCILLOR WITH LEAVE / RAADSLEDE MET VERLOF / OCEBA ABAKWIKHEFU
 - 3.3 COUNCILLORS WITHOUT LEAVE / RAADSLEDE SONDER VERLOF / OCEBA ABANGEKHO KWIKHEFU
4. NOTING THE PROVISIONS OF SCHEDULE 1 (CODE OF CONDUCT FOR COUNCILLORS) OF THE LOCAL GOVERNMENT MUNICIPAL SYSTEMS ACT, 2000 / KENNISNAME VAN DIE VOORSKRIFTE VAN SKEDULE 1 (GEDRAGSDKODE VIR RAADSLEDE) / UQWALASELO LWEMITHETHO-NEMIMISELO YOLUHLU 1 (INDLELA YOKUZIPHATHA KOCEBA) LOMTHETHO WENKQUBO ZORHULUMENTE BASEKHAYA, 2000
5. DISCLOSURE OF INTERESTS BY COUNCILLORS AND OFFICIALS / VERKLARING VAN BELANGE DEUR RAADSLEDE EN AMPTENARE / UKUCHAZWA KWENJONGO NGOCEBA KUNYE NAMAGOSA

6	COMMUNICATIONS BY THE SPEAKER / MEDEDELINGS DEUR DIE SPEAKER / UNXIBELELWANO LOSOMLOMO	
7	COMMUNICATIONS BY THE EXECUTIVE MAYOR / MEDEDELINGS DEUR DIE UITVOERENDE BURGEMEESTER / UNXIBELELWANO LUKA SODOLOPHU	
8	COMMUNICATIONS BY THE MUNICIPAL MANAGER / MEDEDELINGS DEUR DIE MUNISIPALE BESTUURDER / UNXIBELELWANO LOMPHATHI MASIPALA	
SECTION A		
REPORTS FROM THE SPEAKER		
	None / <i>Geen</i> / Azikho	
SECTION B		
REPORTS FROM THE EXECUTIVE MAYOR / ITEMS VOORGELê VANAF DIE UITVOERENDE BURGEMEESTER / IMIBA ENIKEZELWEYO NEVELA KUSODOLOPHU		
	None / <i>Geen</i> / Ayikho	
SECTION C		
ITEMS FROM THE OFFICE OF THE MUNICIPAL MANAGER / ITEMS VANAF DIE KANTOOR VAN DIE MUNISIPALE BESTUURDER / IMIBA EVELA KWI OFISI YOMPHATHI MASIPALA		
	Refer to In Committee Agenda / <i>Verwys na in-komitee agenda</i> / Ngokubhekiswa kwi Agenda Yasekhusini	
SECTION D		
ITEMS FROM THE FINANCIAL SERVICES DEPARTMENT / ITEMS VANAF DIE FINANSIËLE DIENSTE DEPARTEMENT / IMIBA YESEBE LENKONZO ZEMALI		
	None / <i>Geen</i> / Ayikho	
SECTION E		
ITEMS FROM THE CORPORATE/STRATEGIC SERVICES DEPARTMENT / ITEMS VANAF DIE KORPORATIEWE/STRATEGIESE DIENSTE DEPARTEMENT / IMIBA YESEBE LENKONZO ZOLAWULO/UBUCHULE		
	None / <i>Geen</i> / Ayikho	

SECTION F	
ITEMS FROM THE COMMUNITY SERVICES DEPARTMENT / ITEMS VANAF DIE GEMEENSKAPSDIENSTE DEPARTEMENT / IMIBA YESEBE LENKONZO ZOLUNTU	
	None / <i>Geen</i> / Ayikho
SECTION G	
ITEMS FROM THE ROADS AND TRANSPORT PLANNING SERVICES DEPARTMENT / ITEMS VANAF DIE PAAIE EN VERVOER BEPLANNINGSDIENSTE DEPARTEMENT / IMIBA YESEBE LENKONZO ZENDLELA KUNYE NEZICWANGCISO KWEZOTHUTHO	
	None / <i>Geen</i> / Ayikho
SECTION H	
ITEMS FROM THE PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT / ITEMS VANAF DIE BEPLANNING EN EKONOMIESEPAAIE DIENSTE DEPARTEMENT / IMIBA YESEBE LEZOCWANGCISO KUNYE NOPHURLISO LOQOQOSHO	
	None / <i>Geen</i> / Ayikho
	CLOSURE / SLUITING / UQUKUNJELO

Rdl / Cllr CN Lichaba
Rdl / Cllr D Xego
Rdl / Cllr S De Vries
Rdl / Cllr NF Kamte
Rdl / Cllr MP Mapitiza
Rdl / Cllr SF May
Rdl / Cllr D Saayman
Rdl / Cllr BN Van Wyk
Rdl / Cllr RE Spies
Rdl / Cllr T Van Rensburg
Rdl / Cllr M Booysen
Rdl / Cllr AJ Rossouw
Rdl / Cllr KS Lose
Rdl / Cllr T Fortuin
Rdl / Cllr JP Johnson
Rdl / Cllr IT Mangaliso
Rdl / Cllr SM Odendaal
Rdl / Cllr SS Mbandezi
Rdl / Cllr BHJ Groenewald
Rdl / Cllr E Meyer
Rdl / Cllr RH Ruiters
Rdl / Cllr I Stemela
Rdl / Cllr EH Stroebel
Rdl / Cllr RS Figland
Rdl / Cllr PJ Van der Hoven
Rdl / Cllr T Teyisi
Rdl / Cllr V Gericke
Rdl / Cllr K Windvogel
Rdl / Cllr JCLambaatjeen
Rdl / Cllr RR Wildschut
Rdl / Cllr NC Jacob
Rdl / Cllr ASM Windvogel
Rdl / Cllr MV Molosi
Rdl / Cllr MS Willemse
Rdl / Cllr L Tyokolo

SPECIAL DISTRICT COUNCIL

20 NOVEMBER 2017

**INAUGURATION OF DA COUNCILLOR: EDEN DISTRICT COUNCIL /
INHULDIGING DA RAADSLID: EDEN DISTRIKSRAAD / UKUFUNGISWA
KOCEBA WE DA: IBHUNGA LESITHILI SE EDEN (615154)**

(SP)

07 November 2017

REPORT FROM MUNICIPAL MANAGER (MONDE STRATU)

PURPOSE OF THE REPORT

To inform Council of the replacement of Councillor N Ndayi who ceased to hold office as a councillor in the Eden District Council on 14 August 2017.

BACKGROUND

Cllr Ndayi has resigned as the DA appointed councillor from Bitou Municipality on 14 August 2017 as per **annexure A**.

Item 11(1)(a) of Schedule 2 of the Municipal Structures Act, 1998 Act 117 of 1998, the Electoral Commission determines as follows;

"11 Filling of vacancies

(1)(a) If a councillor elected from a party list ceases to hold office, the chief electoral officer, must subject to item 13, declare in writing the person whose name is on top of the applicable party list to be elected in the vacancy."

Item 13 of the said Act reads as follows;

"13 Filling of vacancies and changing the order

(1) A party may supplement, change or increase its list at any time, provided that if a councillor elected according to a party list, ceases to hold office, the party concerned may supplement, change or increase its list by not later than 21 days after the councillor has ceased to hold office. The vacancy must be filled as soon as the party in question has supplemented, changed or increased its list, but not later than 14 days expiry of the 21-day period."

Bitou Municipal Council has resolved at a meeting held on 30 June 2017 that Cllr ASM Windvogel be appointed to represent Bitou Municipality on Eden District Council at the time the existing incumbent (Cllr Ndayi), vacates the seat. A copy of a letter from Bitou Municipality received on 27 October 2017 is attached to this report as **annexure B**.

The IEC confirmed in a letter dated 6 November 2017 that Councillor ASM Windvogel (ID number 660119 0218 080) has been declared elected as the councillor to represent Bitou Municipality on Eden District Council.

RELEVANT LEGISLATION

Schedule 2 of the Local Government Municipal Structures Act, 1998 (Act 117 of 1998).

UITVOERENDE OPSOMMING

Raadslid N Ndayi, het op 14 Augustus 2017 as die DA verteenwoordiger van Bitou Munisipaliteit op die Eden Distriksraad bedank. Tydens 'n raadsvergadering gehou op 30 Junie 2017 het Bitou Munisipaliteit besluit om raadslid A S M Windvogel as verteenwoordiger van Bitou Munisipaliteit op Eden Distriksraad te benoem.

Bevestigende dokument ontvang vanaf Bitou Munisipaliteit op 27 Oktober 2017 is as bylae B aangeheg.

Die OVK het in 'n brief gedateer 6 November 2017 bevestig dat raadslid ASM Windvogel as die raadslid wat Bitou Munisipaliteit op Eden Distriksraad verteenwoordig, gekies is. (Bylae C).

RECOMMENDATION

1. That cognisance be taken of the letter from Bitou Municipality dated 14 September 2017 as well as Cllr N Ndayi's resignation letter dated 14 August 2017.
2. That Cllr ASM Windvogel be inaugurated as Councillor of Eden District Council with effect from 06 November 2017.
3. That Cllr ASM Windvogel, be requested to take the Oath of Office, as required in terms the Municipal Structures Act, 1998.

AANBEVELING

1. *Dat die Raad kennis neem van die skrywes ontvang vanaf Bitou Munisipaliteit gedateer 14 September 2017 en Rdl N Ndayi gedateer 14 Augustus 2017.*
2. *Dat Raadslid ASM Windvogel as raadslid van Eden Distriksmunisipaliteit met ingang van 06 November 2017 ingehuldig word.*

3. *Dat Rdl ASM Windvoel die Eed aflê soos bepaal deur die Munisipale Strukturewet, 1998.*

ISINDULULO

1. Sesokuba kuthathelwe ingqalelo incwadi evela kuMasipala we Bitou yangomhla 14 kweyoMsintsi 2017 kunye nencwadi yokubekaphantsi kuka Ceba N Ndayi yangomhla 14 kweyeThupha 2017.
2. Sesokuba uCeba ASM Windvogel afungiswe njengoCeba Webhunga Lesithili se Eden ukususela ngomhla 06 kweyeNkanga 2017.
3. Sesokuba uCeba ASM Windvogel, acelwe ukuba athethe Isifundo se Ofisi, njengoko kufanelekile ngokwemiqathango yoMthetho Wesimo soMasipala, wango 1998.

APPENDIX

Andisiwe Kelem

From: Erina de Villiers
Sent: 16 August 2017 11:24 AM
To: sndayi@plett.gov.za
Cc: Alvera Joseph; Andisiwe Kelem; Debbie Smith; Daphne October
Subject: FW: my resignation

Dear Cllr Ndayi

Receipt of your resignation as a delegate from Bitou Municipality to Eden District Council with effect from 14 August 2017 is acknowledged.

Kind regards

Erina De Villiers
Personal Assistant: Municipal Manager
Eden District Municipality
(w) 044 803 1315 (c) 083 409 4833

From: Alvera Joseph
Sent: Monday, 14 August 2017 9:12 PM
To: Erina de Villiers <Erina@edendm.gov.za>; Daphne October <Daphne@edendm.gov.za>;
markwillemse@mweb.co.za
Subject: Fwd: my resignation

Sent from my Samsung Galaxy smartphone.

----- Original message -----

From: Councillor Sumeia Ndayi <sndayi@plett.gov.za>
Date: 2017/08/14 5:22 PM (GMT+02:00)
To: Alvera Joseph <alvera@edendm.gov.za>
Cc: The Speaker -- Cnllr Annelise Olivier <aolivier@plett.gov.za>
Subject: my resignation

Good Day Alvera

Hope to find you well.

I'm resigning as a delegate of Eden District Municipality from Bitou Municipality as from today.

Regards
Cllr Ndayi

Attention: The legal status of this communication is governed by the terms and conditions published at the following link: <http://www.edendm.co.za/maildisclaimer.pdf>



Bitou

Eden District Municipality
111-113 West Street, George, 6530
Tel: 029 261 2000 Fax: 029 261 2000

Ref:
12/2/14/53

Enquiries:
MR TC Ndlovu

E-mail:
tcndlovu@edem.gov.za

14 September 2017

Municipal Manager
Eden District Municipality
PO Box 12
GEORGE
6530

REPLACEMENT OF COUNCILLOR

We hereby wish to inform you that Cllr A. Windvogel replace Cllr S. Ndayi as representative on the Eden District Municipal Council.

Yours faithfully

P.P. 
TC NDLOVU
MUNICIPAL MANAGER

ELECTORAL COMMISSION

Memo

To: The Municipal Manager: Eden District Municipality

From: B Heuvel

CC: G Abrahams; C Sampson; D Marco; B Mbeleni; K Simelane
The Municipal Manager: WC047 - Bitou Local Municipality

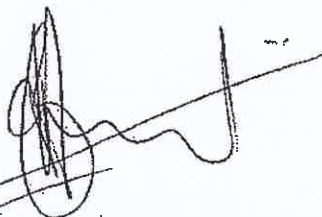
Date: 06 November 2017

Re: Replacement of Democratic Alliance (DA) Councillor to District Council: WC047 – Bitou Local Municipality to DC4 – Eden District Council

Urgent For Review Please Comment Please Reply Please Recycle

Please note as prescribed in item 23 of Schedule 2 of the Municipal Structures Act, 1998 (Act. No. 117 of 1998), that **Anne Stephanie Maureen Windvogel**, ID No. **660119 0218 080**, being the councillor for the **Democratic Alliance (DA)** in **Bitou Local Municipality**, has been declared elected to the **Eden District Council**.

Sincerely



B Heuvel
Manager: Voter Registration and Party Liaison

ELECTORAL COMMISSION
ENSURING FREE AND FAIR ELECTIONS
S O U T H A F R I C A

