

NARRATIVE REPORT ON THE 2001/2002 FINANCIAL YEAR

1. THE BOARD

During the financial year one Board Member, Ms. Jacquie Subban took official leave to study in the United Kingdom. The Board continued with its activities with one full time member, the Chairperson, and seven part-time members.

Meetings of the Board and its Committees have been held regularly, and include Board meetings as follows:-

- 5-6 April 2001
- 3-4 May 2001
- 25 June 2001
- 07 July 2001
- 03 August 2001
- 18 September 2001
- 11 October 2001
- 27 November 2001
- 07 December 2001
- 13 - 14 January 2002
- 07 March 2002

During the year, the Board's activities included:

- Boundary Categorisation and Redetermination
- Powers and Functions of Municipalities
- Alignment of Service Delivery Boundaries
- Improvement of the Functioning of the Administration

A substantial amount of effort during the financial year has gone into organising and focussing the Board in such a way as to address its mandate more effectively and efficiently. The result of these efforts has been the decision to establish additional committees to deal with pertinent issues around boundary redeterminations, and powers and functions.

Also, the Board has during this year geared itself to once again, as it did in 1999/2000, host a series of workshops.

2. COMMITTEES OF THE BOARD

The Board operated through the following core committees:-

- Executive Committee (EXCO)
- Corporate Services Committee
- Audit Committee

- Boundaries Committee
- Powers and Functions Committee
- Strategic Committee

The Executive Committee

The Executive Committee comprises four persons namely, Chairperson of the Board, Deputy Chairperson of the Board, and two members of the Board. The Manager of the Board is invited to all meetings of EXCO. However EXCO may suspend or limit the invitation from time to time. The Executive Committee held meetings at least once a month during the year.

The Corporate Services Committee

The Corporate Services Committee comprises four Board members, and the Manager of the Board. The Committee held 10 meetings in the year 2001/2002.

Issues addressed ranged from decisions on appointment of Head of GIS and Researcher, to linking the Manager's performance to the budget, and training and development framework for staff.

During 2001/2002 the committee was successful in:-

- Overseeing the initiation, implementation and monitoring of the performance management system of the Board;
- Overseeing the initiation, implementation and monitoring of the training framework for staff;
- Developing policy proposals around training and development, labour relations, meaningful assessment of performance, etc.;
- Development of a framework for deciding on salary increases and bonuses for staff, based on performance;

The Audit Committee

The Audit Committee of the Municipal Demarcation Board (the Board) was established, as one of the core committees through which the Board operates. The primary function of the Audit Committee is to assist the Manager of the Board, in his capacity as Accounting Officer, in building and maintaining an effective and efficient administration, to support the Board in the performance of its functions. In this regard, the Audit Committee oversees and reviews all the audit and internal control operations of the Board and its administration, and reports to the Board with recommendations on corrective action.

The Committee comprises the Chairperson and two members. These are outside persons who are also part-time members of the Board, and are not functionaries in the administration of the Board. Another member of the Committee, the Deputy Chairperson of the Committee, is from an organization outside the Municipal Demarcation Board.

The Chairperson of the Board, the Manager of the Board, the Head of Finance and a representative from the Office of the Auditor General, are ex-officio members of the Audit Committee.

The Audit Committee is established to review:-

- The Financial Reporting Process
- The System of internal controls
- Management of Financial and Business Risks
- The internal and external audit process

During the year, the Committee was successful in:-

- Monitoring the external audit process;
- Overseeing implementation of internal controls and procedures by the administration;
- Systematic dealing with and responding to audit findings by the administration.

The Boundaries Committee

The Boundaries Committee was established towards the end of the financial year, to look at the overall work programme of the Board around boundary categorisation and re-determinations.

The Committee comprises five members of the Board, and includes representation from the Department of Provincial and Local Government (DPLG), South African Local Government Association (SALGA), Development Bank of South Africa (DBSA), and all the Provincial Departments of Local Government.

The Powers and Functions Committee

The Powers and Functions Committee was established towards the end of the financial year, to look at the overall work programme of the Board around powers and functions.

The Committee comprises four members of the Board, and includes representation from the Department of Provincial and Local Government (DPLG), South African Local Government Association (SALGA), Development Bank of South Africa (DBSA), and all the Provincial Departments of Local Government.

The Strategic Committee

The Strategic Committee was established towards the end of the financial year, to review the overall strategic aims and objectives of the Board.

The Committee comprises the Chairperson, Deputy Chairperson and Manager of the Board.

3. STAFF MATTERS

Fraud, Theft and Dismissals

During the financial year it was discovered that a former employee of the Board, has defrauded the Board in the total amount of R95 503-05. Action by the Manager resulted in the recovery of R35 200-00 from a recipient of some of the funds.

A criminal case of fraud and theft was opened with the South African Police Services (Brooklyn Case 598/08/2001). At the same time, disciplinary action was taken on 30 August 2001 against an accomplice in the fraud, who was then still an employee of the Board. After disciplinary hearings, the accomplice was eventually dismissed for the Board's employ.

National Treasury was duly informed of the fraud, and of the steps taken.

Appointments and Resignations

The following staff resigned during the financial year:

1. Ms Nompumelelo Ndlovu resigned as Finance Control Clerk with effect from 1 July 2001;
2. Ms Francina Mohulatsi resigned as Administrative Assistant with effect from 24 January 2002;

The following appointments were made during the financial year:

1. Mr Nicolaas Scheepers was appointed as Head of the GIS Cluster with effect from 1 April 2001;
2. Mr Aluwani Ramagadza was appointed as a Researcher with effect from 1 April 2001;
3. Ms Omphile Modise was appointed as Senior Accounting Clerk with effect from 1 August 2001;
4. Mr Jashmir Maganbehari was appointed as Data Administrator with effect from 1 January 2002.

Staff Complement of the Board

The Administration of the Board comprises :

- **The Manager**, who is the Chief Executive Officer and Accounting Officer.
- **The Special Adviser**, who assists the Manager in various aspects of running the administration of the Board. The Special Adviser and the Manager comprise the senior management team of the Board.
- **The Head of Finance**, whose role is to assist the manager in performing his function as accounting officer in terms of the relevant legislation.
- **The Head of Administration and Human Resources**, whose role is to assist the Manager on matters pertaining to general administration, office management and human resources.
- **The Head of GIS**, whose role is to assist the Manager in overseeing on a day to day basis the technical and computer operations of the Board, and to maintain the Administration's capacity to provide the Board with support to carry out its mandate effectively and efficiently.
- **The Database Administrator**, whose role is to assist the Manager to manage the vast amount of data and databases that the Board has, and to ensure that it is not corrupted.

The above-mentioned management team is supported by:

- **The GIS Officer/Planner**
- **The Researcher**
- **The Senior Accounting Clerk**
- **The Administrative Assistant**
- **The Archivist/Office Organiser**
- **The Receptionist/Switchboard Operator**
- **The Auxiliary Services Officer**

4. OBJECTIVES FOR 2001/2002

The objective of the Board during the financial year was:

With regard to the functioning of the Administration

- To have in place a clearly defined programme of action;
- To finalise the policies and procedures of the Board;
- To effectively and efficiently implement the Board's policies and procedures;
- For management and staff to meet regularly and discuss pertinent issues;
- To complete a cycle of job descriptions, remuneration assessments, performance assessments and performance evaluations;
- To improve documentation and document flow in the offices of the Board;
- To improve communication within the administration;
- To have zero tolerance for ill-discipline, poor productivity and mismanagement.

With regard to Boundary Categorisation and Re-determination

- To review those municipal boundary re-determination requests received before the elections;
- To review those municipal boundary determination requests received on an ongoing basis after the elections;
- To look at ward boundary difficulties received after the cut-off date and before the elections;
- To work intensively with Statistics South Africa, the Independent Electoral Commission and the Department of Land Affairs to align, standardise and fix boundaries;
- To work on metropolitan sub-councils;
- To work on categorisation of municipalities, and to categorise further metropolitan areas;
- To deal with outstanding traditional boundary problems;
- To fine-tune cross boundary municipalities.

With regard to Powers and Functions of Municipalities

- To conduct a good process to deal with and effectively accomplish MEC authorisations;
- To provide good recommendations to the Minister of Provincial and Local Government in respect of the four "national" functions;
- To identify key definitional issues and problems with the measurement of capacity.
- To define properly the role of the Board members in the process;

With regard to Alignment of Government Service Delivery Boundaries

- To communicate with all departments about the new boundaries;
- To work with the departments and ensure that the alignment process gains momentum.

5. POWERS AND FUNCTIONS OF MUNICIPALITIES

Since the establishment of the Board in 1999 continuous attention was afforded to the determination of the capacity of municipalities to ensure that powers and functions are allocated to district and local municipalities in such a manner as to enhance service delivery and efficiency.

In the run-up to the elections it was decided that in order to ensure the provision of services was not disrupted and the transfer of staff was kept to a minimum, functions and powers were allocated by the Minister and MECs along the following lines:

- Category B municipalities would be authorised to perform the functions of TLCs and TRCs ;and
- Category C municipalities would be authorised to perform District/Regional Services/Services Council functions.

- These authorisations became known as maintaining the *status-quo*.

During the financial year the Board:

- finalised recommendations to MECs pertaining to a review of the status quo authorisations in terms of section 18 of the Local Government: Municipal Structures Amendment Act, 2000;
- participated in various activities pertaining to the review of the authorisations by the Minister in terms of section 84 of the Structures Act; and
- identified key definitional issues and problems with the measurement of capacity.

During the period February – March 2001 the Board arranged district-wide workshops to assess the status quo within each district area. Reports were prepared and assessments were verified with the co-operation of the MEC's. Special investigations were also conducted with respect to the functions of water and waste water, health and electricity.

The Board developed the following principles to be used in arriving at its recommendations:

- **Principle 1:** That there should no longer be any geographic split of functions i.e. if a category B performs a function - it should be for the entire area. This adjustment needs to be made because of the confusion, where a Category B municipality is responsible for a particular function only in the former TLC areas of the Category B municipality. This creates problems in that a Category B municipality might only have jurisdiction over part of a ward. The Board's view is that where a Category B municipality is able to perform a function it should perform that function for the whole geographic area of the municipality.
- **Principle 2:** That if a Category C municipality has some capacity it may perform a function for only some of the category Bs in an area but not necessarily all.
- **Principle 3:** That some functions might need to be split with some aspects indicated for partial adjustments - the nature of the adjustment will still need to be decided.
- **Principle 4:** That where a function is not performed at all in a District municipality or local municipality it must be assigned to one or more municipalities.
- **Principle 5:** That in the case of Category B municipalities classified by the Municipal Demarcation Board as 'Aspirant Metros' all functions should be allocated to these municipalities.

The Board considered two baseline indices for municipal capacity:

- (i) a ratio of the number of municipal employees per capita; and
- (ii) municipal income excluding electricity. Each of the indices was ranked accordingly for all category B municipalities, as follows:

Income excluding electricity:

- 1 = > 300million per annum
- 2 = 100.1 – 300 million per annum
- 3 = 50.1 – 100 million per annum
- 4 = 15 – 50 million per annum
- 5 = 5.1 – 15 million per annum
- 6 = < 5 million

Employee per capita ratio

- 1 = 1 – 299
- 2 = 300 - 599
- 3 = 600 – 899
- 4 = 900 – 1499
- 5 = >1500
- 6 = No staff

For category C municipalities, each of the following indices were ranked accordingly:

DC Income

- 1 = > 50 million
- 2 = 30 - 49
- 3 = 20 - 29
- 4 = 10 -19
- 5 = 5 - 9
- 6 = < 5 or no income

Employee per capita

- 1 = < 1000
- 2 = 1001 - 2000
- 3 = 2001 - 5000
- 4 = 5000 - 20000
- 5 = > 20000
- 6 = no employees

Following this, district and local municipalities were classified as follows:

- Classification 1- High capacity
- Classification 2 – Some capacity
- Classification 3 – Limited capacity

Classification 4 – Very limited

The resultant municipal classifications were as follows:

MDB Code	Name	Income Rank	Per Capita Rank	Overall Rank
CBLC1	Kuruman-Mothibistad	4	2	2
CBLC2	Kungwini	4	1	2
CBLC3	Greater Marble Hall	5	1	2
CBLC4	Greater Groblersdal	5	3	3
CBLC5	Greater Tubatse	5	5	3
CBLC6	Bushbuckridge	6	6	4
CBLC7	Vaalharts-Morobeng	4	1	2
CBLC8	Merafong City	2	1	1
EC05b1	Umzimkulu	6	5	4
EC05b2	Umzimvubu	6	5	4
EC101	Camdeboo	2	1	1
EC102	Blue Crane Route	5	1	2
EC103	Ikwezi	6	1	2
EC104	Makana	4	1	2
EC105	Ndlambe	4	1	2
EC106	Sunday's River Valley	6	2	3
EC107	Baviaans	6	1	2
EC108	Kouga	3	1	1
EC109	Kou-Kamma	5	2	2
EC121	Mbhashe	5	5	3
EC122	Mnquma	4	2	2
EC123	Great Kei	6	4	3
EC124	Amahlati	5	3	3
EC125	Buffalo City	1	1	1
EC126	Ngqushwa	6	5	4
EC127	Nkonkobe	6	2	3
EC128	Nxuba	2	1	1
EC131	Inxuba Yethemba	2	1	1
EC132	Tsolwana	6	2	3
EC133	Inkwanca	6	1	2
EC134	Lukanji	4	2	2
EC135	Intsika Yethu	6	5	4
EC136	Emalahleni	5	4	3
EC137	Engcobo	6	5	4
EC138	Sakhisizwe	5	2	2
EC141	Elundini	6	4	3
EC142	Senqu	5	4	3
EC143	Malethswai	6	1	2
EC144	Gariep	4	1	2
EC151	Mbizana	6	5	4
EC152	Ntabankulu	6	5	4
EC153	Ingquza	6	5	4
EC154	Port St Johns	6	5	4

EC155	Nyanderi	4	5	3
EC156	Mhlontlo	6	5	4
EC157	King Sabata Dalindyebo	3	2	2
FS161	Letsemeng	5	1	2
FS162	Kopanong	4	1	2
FS163	Mohokare	5	1	2
FS171	Naledi	5	1	2
FS172	Mangaung	1	1	1
FS173	Mantsopa	4	1	2
FS181	Masilonyana	4	1	2
FS182	Tokologo	5	1	2
FS183	Tswelopele	4	1	2
FS184	Matjhabeng	1	1	1
FS185	Nala	4	2	2
FS191	Setsoto	3	1	1
FS192	Dihlabeng	2	1	1
FS193	Nketoana	4	1	2
FS194	Maluti a Phofung	3	2	2
FS195	Phumelela	5	1	2
FS201	Moqhaka	3	1	1
FS203	Ngwathe	3	1	1
FS204	Metsimaholo	3	1	1
FS205	Mafube	4	1	2
GT02b1	Nokeng tsa Taemane	4	2	2
GT411	Mogale City	2	1	1
GT412	Randfontein	3	1	1
GT414	Westonaria	4	1	2
GT421	Emfuleni	1	1	1
GT422	Midvaal	4	6	3
GT423	Lesedi	3	1	1
KZ211	Vulamehlo	6	6	4
KZ212	KZ212	5	1	2
KZ213	Khiphinkunzi	6	6	4
KZ214	uMuziwabantu	4	3	2
KZ215	Izingolweni	6	6	4
KZ216	Hibiscus Coast	2	1	1
KZ221	KZ221	6	5	4
KZ222	KZ222	4	1	2
KZ223	KZ223	5	1	2
KZ224	KZ224	6	5	4
KZ225	KZ225	1	1	1
KZ226	KZ226	6	5	4
KZ227	KZ227	5	3	3
KZ232	Emnambithi	3	1	1
KZ233	Indaka	6	6	4
KZ234	Umtshezi	4	1	2
KZ235	Okhahlamba	5	5	3
KZ236	Imbabazane	6	6	4

KZ241	KZ241	4	1	2
KZ242	KZ242	6	6	4
KZ244	Umsinga	6	6	4
KZ245	Umvoti	4	2	2
KZ252	Newcastle	2	1	1
KZ253	Utrecht	5	1	2
KZ254	Dannhauser	5	5	3
KZ261	eDumbe	6	3	3
KZ262	uPhongolo	5	4	3
KZ263	KZ263	4	2	2
KZ265	Nongoma	5	5	3
KZ266	Ulundi	4	3	2
KZ271	Umhlabuyalingana	6	6	4
KZ272	KZ272	6	6	4
KZ273	Uminene	6	6	4
KZ274	Hlabisa	6	6	4
KZ275	Inyala/Mtubatuba	4	1	2
KZ281	Mbonambi	6	6	4
KZ282	uMhlatuze	2	1	1
KZ283	Ntambanana	6	6	4
KZ284	Umlalazi	4	2	2
KZ285	Mthonjaneni	5	2	2
KZ286	Nkandla	6	6	4
KZ291	Mandeni	6	2	3
KZ292	KZ292	4	1	2
KZ293	Ndwedwe	6	6	4
KZ294	Maphumulo	6	6	4
KZ5a1	KZ5a1	6	5	4
KZ5a2	KZ5a2	6	2	3
KZ5a3	KZ5a3	5	1	2
KZ5a4	KZ5a4	4	1	2
KZ5a5	KZ5a5	6	5	4
MP301	Albert Luthuli	4	4	3
MP302	Msukaligwa	4	1	2
MP303	Mkhondo	4	2	2
MP304	Seme	4	1	2
MP305	Lekwa	4	1	2
MP306	Dipaleseng	5	1	2
MP307	Highveld East	2	1	1
MP311	Delmas	4	1	2
MP312	Emalaheni	2	1	1
MP313	Middelburg	3	1	1
MP314	Highlands	5	1	2
MP315	Thembisile	6	5	4
MP316	Dr JS Moroka	6	5	4
MP321	Thaba Chweu	4	1	2
MP322	Mbombela	3	2	2
MP323	Umjindi	4	1	2

MP324	Nkomazi	4	4	3
NC01B1	Gammagara	5	1	2
NC061	Richtersveld	6	1	2
NC062	Nama Khoi	5	1	2
NC064	Kamiesberg	6	1	2
NC065	Hantam	5	1	2
NC066	Frasuwil	6	1	2
NC067	Boesmanland	6	2	3
NC071	Sentrale Karoo	5	1	2
NC072	Towerberg	5	1	2
NC073	GAROP	4	1	2
NC074	Kareeberg	6	1	2
NC075	Renosterberg	6	1	2
NC076	Oranje-Karoo	6	1	2
NC077	Priemanday	5	1	2
NC078	Siyancuma	5	1	2
NC081	Mier	6	2	3
NC082	! Kei ! Kariep	5	2	2
NC083	Gariep	3	1	1
NC084	I Poort	6	3	3
NC085	Re A Ipela	5	1	2
NC086	Dan-Lime	5	1	2
NC091	Kimberley	2	1	1
NC092	Thusanang	6	2	3
NC093	Warrenton	5	1	2
NP03A2	Makhudutamaga	6	6	4
NP03A3	Fetakgomo	6	6	4
NP04A1	Drakensberg	6	6	4
NP331	Greater Giyani	6	6	4
NP332	Greater Letaba	6	5	4
NP333	Greater Tzaneen	4	2	2
NP334	Ba-Phalaborwa	4	1	2
NP341	Musina	4	5	3
NP342	Mutale	6	6	4
NP343	NP343	5	5	3
NP344	NP344	4	4	3
NP351	Blouberg	6	6	4
NP352	Aganang	6	6	4
NP353	Molemole	6	6	4
NP354	Polokwane	2	2	1
NP355	Lepelle-Nkumpi	6	6	4
NP361	Thabazimbi	4	2	2
NP362	Lephalale	4	2	2
NP364	NP364	6	1	2
NP365	Modimolle	5	1	2
NP366	Bela Bela	4	1	2
NP367	Mogalakwena	4	3	2
NW1a1	Segonyana	6	6	4

NW371	Moretele	6	6	4
NW372	NW372 Council	3	1	1
NW373	Rustenburg	2	1	1
NW374	NW374	5	1	2
NW375	Mankwe-Madikwe	6	6	4
NW381	Setla-Kgobi	6	6	4
NW382	Greater Delareyville	4	2	2
NW383	Mafikeng	3	2	2
NW384	Lichtenburg	4	2	2
NW385	Zeerust	4	2	2
NW391	Kagisano	6	6	4
NW392	Naledi	4	1	2
NW393	Schweizer-Reneke	5	1	2
NW394	Greater Taung	6	5	4
NW395	Molopo	6	6	4
NW396	Christiana/Bloemhof	5	1	2
NW401	Ventersdorp	5	1	2
NW402	Potchefstroom	3	1	1
NW403	Klerksdorp	2	1	1
NW404	Maquassi Hills	4	1	2
WC011	Matzikama	4	1	2
WC012	Cederberg	4	1	2
WC013	Bergrivier	4	1	2
WC014	Saldanha Bay	3	1	1
WC015	Swartland	4	1	2
WC022	Witzenberg	4	1	2
WC023	Drakenstein	2	2	1
WC024	Stellenbosch	3	1	1
WC025	Breede Valley	3	1	1
WC026	Breede River/Winelands	4	1	2
WC031	Theewaterskloof	4	1	2
WC032	Overstrand	3	1	1
WC033	Cape Agulhas	4	1	2
WC034	Swellendam	5	1	2
WC041	Kannaland	5	1	2
WC042	Langeberg	4	1	2
WC043	Mossel Bay	3	1	1
WC044	George	3	1	1
WC045	Oudtshoorn	4	1	2
WC047	Plettenberg Bay	4	1	2
WC048	Knysna	4	1	2
WC051	Laingsburg	6	1	2
WC052	Prince Albert	6	1	2
WC053	Beaufort West	4	1	2

Once the rankings or classifications were determined, the legal requirements for each municipal function were then applied. This approach resulted in two matrices, outlined below, to guide the assessment of where a municipal

function is best undertaken. Each municipality would fall into a particular category in the matrix and the recommended allocation provided for that position.

The matrices are:

Section 84(1) Possibilities – District Functions

CAPACITY	Category C High	Category C Some	Category C Limited	Category C Very Limited
Category B High*	C level	B and C level	B level	B level
Category B Some	C level	B and C level	B level	B level
Category B Limited	C level	C level	C level	C level
Category B Very Limited	C level	C level	C level	C level

* Aspirant metro excluded – all functions should remain at the B level

Local Municipal Functions

	Category C High	Category C Some	Category C Limited	Category C Very Limited
Category B High	B level	B level	B level	B level
Category B Some	B level	B level	B level	B level
Category B Limited	C level/B level	C level/B level	Some B and C level	Some B and C level
Category B Very Limited	C level/B level	C level/B level	Some B and C level	Some B and C level

This framework was applied to each municipality, taking due cognizance of each function that was actually performed in that municipality (based on the data base of the Board).

In this way a national framework was applied in the context of local conditions in a consistent and even-handed way across the entire country.

The recommendations that arise from this process took cognizance of legal factors such as the MEC being able to issue an authorisation only if:

- The district municipality or the local municipality (as the case may be) cannot or does not perform the function or exercise the power in the relevant area.
- For any reason, it is necessary to ensure the continued performance of the function or the exercise of the power in that area.
- The Municipal Demarcation Board has recommended the authorisation.

Consequently, the Board has considered at least the following key questions, which are built into the conceptual framework:

- Are all the municipal functions being performed within each district area?
- Is the function being performed at a category B or C level?
- Where should the function be performed in terms of section 84?
- If the performance is currently not compliant with section 84, why not?
- What can be done to move towards compliance with the legislation?
- What are the consequences of compliance – for example some Category B municipalities rely on Category C functions for resources and a narrowly focussed reassignment of these functions and powers might lead to a collapse of functioning category B municipalities.

After having briefed the Parliamentary Portfolio Committee on Provincial and Local Government in April 2001 recommendations were made to MEC's to authorise municipalities as follows:

NORTH WEST

CROSS BOUNDARY: GAUTENG AND NORTH-WEST:

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
CBDC8	West Rand District Municipality	No authorisation recommended.
CBLC8	Merafong City Local Municipality	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
GT411	Mogale City Local Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
GT412	Randfontein Local Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
GT414	Westonaria Local Municipality	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

CROSS BOUNDARY: NORTH-WEST AND NORTHERN CAPE

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
CBDC1	Kalahari-Kgalagadi District Municipality	No authorisation recommended.
CBLC1	Kuruman-Mothibistad Municipality	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC01B1	Gammagara Municipality	84(1)(e) 84(1)(f) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NW1a1	Segonyana Municipality	84(1)(m)

CROSS BOUNDARY: NORTH-WEST AND NORTHERN CAPE

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC9	Diamantveld District Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (CBLC7, NC092, NC093)
CBLC7	Vaalharts-Morobeng	84(1)(e) 84(1)(f) 84(1)(m) 84(1)(n) - relating to the above functions.
NC091	Kimberley Municipality	84(1)(e) 84(1)(j) 84(1)(k) - fresh produce markets only. 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC092	Thusanang Municipality	84(1)(e) 84(1)(f) 84(1)(k) - fresh produce markets only. 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC093	Warrenton Municipality	84(1)(e) 84(1)(f) 84(1)(k) - fresh produce markets only. 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC37	Bokone-Botlhaba District Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (NW371, NW375) Schedule 5 Part B - Liquor Control (NW371, NW375) - Licensing etc for the selling food to the public (NW371, NW375)
NW371	Moretele Local Municipality	84(1)(m)
NW372	NW372 Council	Local 84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NW373	Rustenburg Municipality	Local 84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NW374	NW374 Municipality	Local 84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NW375	Mankwe-Madikwe Local Municipality	84(1)(m)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC38	Central District Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (NW381) Schedule 5 Part B - Liquor Control (NW381) - Licensing etc for the selling of food to the public (NW381)
NW381	Setla-Kgobi Local Municipality	Local 84(1)(m)
NW382	Greater Delareyville Local Municipality	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m)

Municipality No.	Name of Municipality		Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
			84(1)(n) - relating to the above functions.
NW383	Mafikeng Municipality	Local	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NW384	Lichtenburg Municipality	Local	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NW385	Zeerust Municipality	Local	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality		Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC39	Bophirima Municipality	District	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (NW391, NW395) Schedule 5 Part B - Liquor Control (NW391, NW394, NW395) - Licensing etc for the selling of food to the public (NW391, NW394, NW395)
NW391	Kagisano Municipality	Local	84(1)(m)
NW392	Naledi Municipality	Local	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NW393	Schweizer-Reneke Local Municipality		84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NW394	Greater Taung Local Municipality	Local	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NW395	Molopo Municipality	Local	84(1)(k) 84(1)(m) 84(1)(n) - relating to the above functions.
NW396	Christiana/Bloemhof		84(1)(e)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
	Local Municipality	84(1)(f) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC40	Southern District Municipality	No authorisation recommended.
NW401	Ventersdorp Local Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NW402	Potchefstroom Local Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(k) - fresh produce markets only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NW403	Klerksdorp Local Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) - fresh produce markets only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NW404	Maquassi Hills Local Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

NORTHERN CAPE

CROSS BOUNDARY: NORTH-WEST AND NORTHERN CAPE

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
CBDC1	Kalahari-Kgalagadi District Municipality	No authorisation recommended.
CBLC1	Kuruman-Mothibstad Municipality	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC01B1	Gammagara Municipality	84(1)(e) 84(1)(f) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NW1a1	Segonyana	84(1)(m)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
	Municipality	

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC6	Namakwa District Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (NC061,NC064, NC067) Schedule 5 Part B - Liquor Control (NC061,NC064, NC067) - Licensing etc for the selling of food to the public (NC061,NC064, NC067)
NC061	Richtersveld Municipality	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC062	Nama Khoi Municipality	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC064	Kamiesberg Municipality	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC065	Hantam Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(k) -abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC066	Frasuwil Municipality	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC067	Boesmanland Municipality	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC7	Bo-Karoo Municipality	<p>The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</p> <p>Schedule 4 Part B</p> <p>- Building regulations (NC071,NC075,NC076)</p> <p>Schedule 5 Part B</p> <p>- Liquor Control (NC071,NC075,NC076)</p> <p>- Licensing etc for the selling of food to the public (NC071,NC075,NC076)</p>
NC071	Sentrale Karoo Municipality	<p>84(1)(e) 84(1)(f) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.</p>
NC072	Towerberg Municipality	<p>84(1)(e) 84(1)(f) 84(1)(j) 84(1)(m) 84(1)(n) - relating to the above functions.</p>
NC073	GAROP Municipality	<p>84(1)(e) 84(1)(f) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.</p>
NC074	Kareeberg Municipality	<p>84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m)</p>
NC075	Renosterberg Municipality	<p>84(1)(e) 84(1)(f) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.</p>
NC076	Oranje-Karoo Municipality	<p>84(1)(e) 84(1)(f) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.</p>
NC077	Priemanday Municipality	<p>84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.</p>
NC078	Siyancuma Municipality	<p>84(1)(e) 84(1)(f) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.</p>

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC8	Benede Oranje District Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (NC081, NC084) Schedule 5 Part B - Liquor Control (NC081, NC084) - Licensing etc for the selling of food to the public (NC081, NC084)
NC081	Mier Municipality	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC082	! Kei ! Kariep Municipality	84(1)(e) 84(1)(f) 84(1)(j) 84(1)(k) -abattoirs only. 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC083	Gariep Municipality	84(1)(e) 84(1)(f) 84(1)(j) 84(1)(k)) -abattoirs only. 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC084	! Poort Municipality	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC085	Re A Ipela Municipality	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(k)) -abattoirs only. 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC086	Dan-Lime Municipality	84(1)(e) 84(1)(f) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

CROSS BOUNDARY: NORTH-WEST AND NORTHERN CAPE

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC9	Diamantveld District Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (CBLC7, NC092, NC093)
CBLC7	Vaalharts-Morobeng	84(1)(e) 84(1)(f) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
NC091	Kimberley Municipality	84(1)(e) 84(1)(j) 84(1)(k) - fresh produce markets only. 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC092	Thusanang Municipality	84(1)(e) 84(1)(f) 84(1)(k) - fresh produce markets only. 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NC093	Warrenton Municipality	84(1)(e) 84(1)(f) 84(1)(k) - fresh produce markets only. 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

GAUTENG

CROSS BOUNDARY: GAUTENG AND MPUMALANGA

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
CBDC2	Metsweding District Municipality	No authorisation recommended.
CBLC2	Kungwini Local Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) - abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
GT02b1	Nokeng tsa Taemane Metropolitan Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(k) - abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

CROSS BOUNDARY: GAUTENG AND NORTH-WEST:

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
CBDC8	West Rand District Municipality	No authorisation recommended.
CBLC8	Merafong City Local Municipality	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
GT411	Mogale City Local Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(k) 84(1)(l) 84(1)(m)

Municipality No.	Name of Municipality	of	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
			84(1)(n) - relating to the above functions.
GT412	Randfontein Municipality	Local	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
GT414	Westonaria Municipality	Local	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	of	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC42	Sedibeng Municipality	District	No authorisation recommended.
GT421	Emfuleni Municipality	Local	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
GT422	Midvaal Municipality	Local	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
GT423	Lesedi Municipality	Local	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

NORTHERN PROVINCE

CROSS BOUNDARY: MPUMALANGA AND NORTHERN PROVINCE

Municipality No.	Name of Municipality	of	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
CBDC3	Sekhukhune Cross Boundary District Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (CBLC3, CBLC4, CBLC5, NP03a2, NP03a3) Schedule 5 Part B - Liquor Control (CBLC3, CBLC4, CBLC5, NP03a2, NP03a3) - Licensing etc for the selling of food to the public (CBLC3, CBLC4, CBLC5, NP03a2, NP03a3)
CBLC3	Greater Marble Hall Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
CBLC4	Greater Groblersdal Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
CBLC5	Greater Tubatse Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NP03A2	Makhudutamaga Municipality	84(1)(m)
NP03A3	Fetakgomo Municipality	84(1)(m)

CROSS BOUNDARY: MPUMALANGA AND NORTHERN PROVINCE

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
CBDC4	Eastern Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (CBLC6, NP04a1) Schedule 5 Part B - Liquor Control (CBLC6, NP04a1) - Licensing etc for the selling of food to the public (CBLC6, NP04a1)
CBLC6	Bushbuckridge Municipality	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NP04A1	Drakensberg Municipality	84(1)(m)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC33	Mopani District Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (NP331, NP332) Schedule 5 Part B - Liquor Control (NP331, NP332) - Licensing etc for the selling of food to the public (NP331, NP332)
NP331	Greater Giyani Municipality	84(1)(j) 84(1)(m) 84(1)(n) - relating to the above functions.
NP332	Greater Letaba Municipality	84(1)(j) 84(1)(m) 84(1)(n) - relating to the above functions.
NP333	Greater Tzaneen Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NP334	Ba-Phalaborwa	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC34	Vhembe District Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (NP341, NP342, NP343) Schedule 5 Part B - Liquor Control (NP341, NP342, NP343) - Licensing etc for the selling of food to the public (NP341, NP342, NP343)
NP341	Musina	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NP342	Mutale	84(1)(m)
NP343	Thohoyandou-Malamulele	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NP344	Louis Trichardt	84(1)(e) 84(1)(f) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC35	Capricorn District Municipality	<p><i>The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</i></p> <p>Schedule 4 Part B</p> <ul style="list-style-type: none"> - Building regulations (NP351, NP352, NP353, NP355) <p>Schedule 5 Part B</p> <ul style="list-style-type: none"> - Liquor Control (NP351, NP352, NP353, NP355) - Licensing etc for the selling of food to the public (NP351, NP352, NP353, NP355)
NP351	Blouberg	84(1)(m)
NP352	Aganang	84(1)(m)
NP353	Molemole	84(1)(m)
NP354	Polokwane	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NP355	Lepelle-Nkumpi	84(1)(m)

Municipality No.	Name Municipality	of Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC36	Waterberg	No authorisation recommended.
NP361	Thabazimbi	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NP362	Lephalale	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NP364	Mookgopong	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NP365	Modimolle	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NP366	Bela Bela	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NP367	Mogalakwena	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

KWAZULU NATAL

Municipality No.	Name Municipality	of Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
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Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC21	Ugu District Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (KZ211, KZ213, KZ215) - Storm water management (KZ211, KZ213, KZ214, KZ215) Schedule 5 Part B - Liquor Control (KZ211, KZ212, KZ213, KZ214, KZ215, KZ216) - Licensing etc for the selling of food to the public (KZ211, KZ213, KZ214, KZ215, KZ216)
KZ211	Vulamehlo Municipality	84(1)(m)
KZ212	KZ212 Municipality	84(1)(e) 84(1)(f) 84(1)(k) - fresh produce markets only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ213	Khiphinkunzi Municipality	84(1)(m)
KZ214	UMuziwabantu Municipality	84(1)(e) 84(1)(f) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ215	Izingolweni Municipality	84(1)(m)
KZ216	Hibiscus Coast Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC22	DC22 Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (KZ224) - Storm water management (KZ221, KZ224, KZ226, KZ227) Schedule 5 Part B - Liquor Control (KZ221, KZ223, KZ224, KZ226, KZ227) - Licensing etc for the selling of food to the public (KZ221, KZ223, KZ224, KZ227)
KZ221	KZ221 Municipality	84(1)(e) 84(1)(h) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ222	KZ222 Municipality	84(1)(e) 84(1)(f) 84(1)(k) 84(1)(l) 84(1)(m)

Municipality No.	Name Municipality	of Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
		84(1)(n) - relating to the above functions.
KZ223	KZ223 Municipality	84(1)(e) 84(1)(f) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ224	KZ224 Municipality	84(1)(m)
KZ225	KZ225 Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ226	KZ226 Municipality	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - - relating to the above functions.
KZ227	KZ227 Municipality	84(1)(e) 84(1)(f) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name Municipality	of Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC23	Uthukela District Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (KZ233, KZ235, KZ236) - Storm water management (KZ233, KZ235, KZ236) Schedule 5 Part B - Liquor Control (KZ233, KZ235, KZ236) - Licensing etc for the selling of food to the public (KZ233, KZ235, KZ236)
KZ232	Emnambithi Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ233	Indaka Municipality	84(1)(m)
KZ234	Umtshezi Municipality	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ235	Okhahlamba Municipality	84(1)(e) 84(1)(l) 84(1)(m)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
		84(1)(n) - relating to the above functions.
KZ236	Imbabazane Municipality	84(1)(m)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC24	Umzinyathi Municipality	<p>The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</p> <p>Schedule 4 Part B</p> <ul style="list-style-type: none"> - Building regulations (KZ242, KZ244) - Storm water management (KZ242, KZ244) <p>Schedule 5 Part B</p> <ul style="list-style-type: none"> - Liquor Control (KZ242, KZ244) - Licensing etc for the selling of food to the public (KZ242, KZ244)
KZ241	KZ241 Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ242	KZ242 Municipality	84(1)(m)
KZ244	Umsinga Municipality	84(1)(m)
KZ245	Umvoti Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC25	DC25 Municipality	<p>The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</p> <p>Schedule 5 Part B</p> <ul style="list-style-type: none"> - Liquor Control (KZ254) - Licensing etc for the selling of food to the public (KZ254)
KZ252	Newcastle Municipality	<ul style="list-style-type: none"> 84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ253	Utrecht Municipality	<ul style="list-style-type: none"> 84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ254	Dannhauser Municipality	<ul style="list-style-type: none"> 84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC26	Zululand District Municipality	<p>The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</p> <p>Schedule 4 Part B</p> <ul style="list-style-type: none"> - Building regulations (KZ261, KZ262, KZ265) <p>Schedule 5 Part B</p> <ul style="list-style-type: none"> - Liquor Control (KZ261, KZ262, KZ265) - Licensing etc for the selling of food to the public (KZ261, KZ262, KZ265)
KZ261	eDumbe Municipality	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ262	uPhongolo Municipality	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ263	KZ263 Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ265	Nongoma Municipality	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ266	Ulundi Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC27	Umkhanyakude Municipality	<p>The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</p> <p>Schedule 4 Part B</p> <ul style="list-style-type: none"> - Building regulations (KZ271, KZ272, KZ273, KZ274) <p>Schedule 5 Part B</p> <ul style="list-style-type: none"> - Liquor Control (KZ271, KZ272, KZ273, KZ274) - Licensing etc for the selling of food to the public (KZ271, KZ272, KZ273, KZ274)
KZ271	Umhlabuyalingana Municipality	84(1)(m)
KZ272	KZ272 Municipality	84(1)(m)
KZ273	Umzinene Municipality	84(1)(m)
KZ274	Hlabisa Municipality	84(1)(m)
KZ275	Inyala/Mtubatuba Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC28	uThungulu Municipality	<p>The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</p> <p>Schedule 4 Part B</p> <ul style="list-style-type: none"> - Building regulations (KZ281, KZ283, KZ286) <p>Schedule 5 Part B</p> <ul style="list-style-type: none"> - Liquor Control (KZ281, KZ283, KZ286) - Licensing etc for the selling of food to the public (KZ281, KZ283, KZ286)
KZ281	Mbonambi Municipality	84(1)(m)
KZ282	uMhlathuze Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(i) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ283	Ntambanana Municipality	84(1)(m)
KZ284	Umlalazi Municipality	84(1)(e) 84(1)(f) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ285	Mthonjaneni Municipality	84(1)(e) 84(1)(f) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ286	Nkandla Municipality	84(1)(m)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC29	iLembe District Municipality	<p>The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</p> <p>Schedule 4 Part B</p> <ul style="list-style-type: none"> - Building regulations (KZ293, KZ294) <p>Schedule 5 Part B</p> <ul style="list-style-type: none"> - Liquor Control (KZ291, KZ293, KZ294) - Licensing etc for the selling of food to the public (KZ291, KZ293, KZ294)
KZ291	Mandeni Municipality	<p>84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.</p>
KZ292	KZ292 Municipality	<p>84(1)(e) 84(1)(f) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.</p>
KZ293	Ndwedwe Municipality	84(1)(m)
KZ294	Maphumulo Municipality	84(1)(m)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC43	DC43 Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (KZ5a1, KZ5a2, KZ5a5) Schedule 5 Part B - Liquor Control (KZ5a1, KZ5a2, KZ5a5) - Licensing etc for the selling of food to the public (KZ5a1, KZ5a2, KZ5a5)
KZ5a1	KZ5a1 Municipality	84(1)(m)
KZ5a2	KZ5a2 Municipality	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ5a3	KZ5a3 Municipality	84(1)(e) 84(1)(f) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ5a4	KZ5a4 Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
KZ5a5	KZ5a5 Municipality	84(1)(m)

EASTERN CAPE

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC44	E.G. Kei	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Air pollution(EC05b1) - Storm water management (EC05b1, EC05b2) Schedule 5 Part B - Liquor Control (EC05b1, EC05b2) - Licensing etc for the selling of food to the public (EC05b1, EC05b2)
EC05b1	Umzimkulu	84(1)(e) 84(1)(f) 84(1)(l) 84(1)(n) -relating to the above functions.
EC05b2	Umzimvubu	84(1)(e) 84(1)(f)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
		84(1)(k) 84(1)(l) 84(1)(n) -relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC10	Western	<p>The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</p> <p>Schedule 4 Part B</p> <ul style="list-style-type: none"> - Air pollution (EC107) - Building regulations (EC103, EC106) - Storm water management (EC103, EC106) <p>Schedule 5 Part B</p> <ul style="list-style-type: none"> - Liquor Control (EC103, EC106) - Licensing etc for the selling of food to the public (EC103, EC106)
EC101	Camdeboo	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) –relating to the above functions.
EC102	Blue Crane Route	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) – relating to the above functions.
EC103	Ikwezi	84(1)(m)
EC104	Makana	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) – relating to the above functions.
EC105	Ndlambe	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
EC106	Sunday's River Valley	84(1)(e) 84(1)(f) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
EC107	Baviaans	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) - abattoirs only. 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
EC108	Kouga	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
		84(1)(n) - relating to the above functions.
EC109	Kou-Kamma	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC12	Amatole	<p>The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</p> <p>Schedule 4 Part B</p> <ul style="list-style-type: none"> - Building regulations (Ec121, EC122, EC123, EC124, EC126, EC127, EC128) - Storm water management (EC121, EC122, EC123, EC124, EC126, EC127, EC128) <p>Schedule 5 Part B</p> <ul style="list-style-type: none"> - Licensing etc for the selling of food to the public (EC121, EC122, EC123, EC124, EC126, EC127, EC128)
EC121	Mbhashe	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
EC122	Mnquma	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
EC123	Great Kei	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
EC124	Amahlati	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
EC125	Buffalo City	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
EC126	Ngqushwa	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
EC127	Nkonkobe	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
EC128	Nxuba	84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC13	North East	<p>The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</p> <p>Schedule 4 Part B</p> <ul style="list-style-type: none"> - Building regulations (EC132, EC135, EC136, EC137) - Storm water management (EC132, EC135, EC136, EC137) <p>Schedule 5 Part B</p> <ul style="list-style-type: none"> - Liquor Control (EC132, EC135, EC136, EC137) - Licensing etc for the selling of food to the public (EC132, EC135, EC136, EC137)
EC131	Inxuba Yethemba	<p>84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.</p>
EC132	Tsolwana	84(1)(m)
EC133	Inkwanca	<p>84(1)(g) 84(1)(h) 84(1)(j) 84(1)(m) 84(1)(n) - relating to the above functions.</p>
EC134	Lukanji	<p>84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) - only abattoirs 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.</p>
EC135	Intsika Yethu	84(1)(m)
EC136	Emalahleni	84(1)(m)
EC137	Engcobo	84(1)(m)
EC138	Sakhisizwe	<p>84(1)(e) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) - abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.</p>

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC14	Ukwahlamba	<p>The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</p> <p>Schedule 4 Part B</p> <ul style="list-style-type: none"> - Building regulations (EC141, EC142) - Pontoons, ferries, jetties ETC (EC141, EC142) - Storm water management (EC141, EC142) <p>Schedule 5 Part B</p> <ul style="list-style-type: none"> - Liquor Control (EC141, EC142) - Licensing etc for the selling of food to the public (EC141, EC142)
EC141	Elundini	84(1)(h) 84(1)(m) 84(1)(n) - relating to the above functions.
EC142	Senqu	84(1)(h) 84(1)(m) 84(1)(n) - relating to the above functions.
EC143	Malethswai	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
EC144	Gariep	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC15	O.R.Tambo	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (EC151, EC152, EC153, EC154, EC155, EC156) - Storm water management (EC151, EC152, EC153, EC154, EC155, EC156) Schedule 5 Part B - Liquor Control (EC151, EC152, EC153, EC154, EC155, EC156) - Licensing etc for the selling of food to the public (EC151, EC152, EC153, EC154, EC155, EC156) -
EC151	Mbizana	84(1)(m)
EC152	Ntabankulu	84(1)(m)
EC153	Ingquza	84(1)(m)
EC154	Port St Johns	84(1)(m)
EC155	Nyandeni	84(1)(m)
EC156	Mhlontlo	84(1)(m)
EC157	King Sabata Dalindyebo	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

MPUMALANGA

CROSS BOUNDARY: GAUTENG AND MPUMALANGA

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
CBDC2	Metsweding District Municipality	No authorisation recommended.
CBLC2	Kungwini Local Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) - abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
GT02b1	Nokeng Taemane Metropolitan	84(1)(e) 84(1)(f) 84(1)(g)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
	Municipality	84(1)(j) 84(1)(k) - abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

CROSS BOUNDARY: MPUMALANGA AND NORTHERN PROVINCE

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
CBDC3	Sekhukhune Cross Boundary District Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (CBLC3, CBLC4, CBLC5, NP03a2, NP03a3) Schedule 5 Part B - Liquor Control (CBLC3, CBLC4, CBLC5, NP03a2, NP03a3) - Licensing etc for the selling of food to the public (CBLC3, CBLC4, CBLC5, NP03a2, NP03a3)
CBLC3	Greater Marble Hall Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
CBLC4	Greater Groblersdal Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
CBLC5	Greater Tubatse Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NP03A2	Makhudutamaga Municipality	84(1)(m)
NP03A3	Fetakgomo Municipality	84(1)(m)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC30	Eastvaal District Council	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Air pollution (MP301, MP302, MP303, MP304, MP305, MP306) Schedule 5 Part B - Liquor Control (MP301, MP306)

Municipality No.	Name Municipality	of Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
		- Traffic and parking (MP301, MP307)
MP301	Albert Luthuli	84(1)(e) 84(1)(k) - abattoirs only 84(1)(m) 84(1)(n) - relating to the above functions.
MP302	Msukaligwa	84(1)(e) 84(1)(f) 84(1)(k) - abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
MP303	Mkhondo	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(k) - abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
MP304	Seme	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(k) - abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
MP305	Lekwa	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(k) - abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
MP306	Dipaleseng	84(1)(e) 84(1)(k) - abattoirs only 84(1)(m) 84(1)(n) - relating to the above functions.
MP307	Highveld East	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name Municipality	of Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC31	Ngankala	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 5 Part B - Liquor Control (MP315, MP316) - Traffic and parking (MP314, MP315, MP316)
MP311	Delmas	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(k) - abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
MP312	Emalahleni	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
MP313	Middelburg	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
MP314	Highlands	84(1)(e) 84(1)(f) 84(1)(j) 84(1)(k) - abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
MP315	Thembisile	84(1)(e) 84(1)(k) - abattoirs only 84(1)(m) 84(1)(n) - relating to the above functions.
MP316	Dr JS Moroka	84(1)(e) 84(1)(k) - abattoirs only 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name Municipality	of Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC32	Ehlanzeni	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 5 Part B - Liquor Control (MP324) - Traffic and parking (MP324)
MP321	Thaba Chweu	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(k) - abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
MP322	Mbombela	84(1)(e) 84(1)(f) 84(1)(g)

Municipality No.	Name Municipality	of	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
			84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
MP323	Umjindi		84(1)(e) 84(1)(f) 84(1)(h) 84(1)(k) - abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
MP324	Nkomazi		84(1)(e) 84(1)(k) - abattoirs only 84(1)(m) 84(1)(n) - relating to the above functions.

CROSS BOUNDARY: MPUMALANGA AND NORTHERN PROVINCE

Municipality No.	Name Municipality	of	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
CBDC4	Eastern Municipality		The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (CBLC6, NP04a1) Schedule 5 Part B - Liquor Control (CBLC6, NP04a1) - Licensing etc for the selling of food to the public (CBLC6, NP04a1)
CBLC6	Bushbuckridge Municipality		84(1)(e) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
NP04A1	Drakensberg Municipality		84(1)(m)

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Municipality No.	Name Municipality	of	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC16	Xhariep Municipality	District	No authorisation recommended.
FS161	Letsemeng Municipality	Local	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
FS162	Kopanong Municipality	Local	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
		84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
FS163	Mohokare Local Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC17	Motheo District Municipality	<p>The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets:</p> <p>Schedule 4 Part B</p> <ul style="list-style-type: none"> - Building regulations (FS171) - Storm water management (FS171) <p>Schedule 5 Part B</p> <ul style="list-style-type: none"> - Liquor Control (FS171) - Licensing etc for the selling of food to the public (FS171)
FS171	Naledi Local Municipality	<p>84(1)(e) 84(1)(f) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.</p>
FS172	Mangaung Local Municipality	<p>84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.</p>
FS173	Mantsopa Local Municipality	<p>84(1)(e) 84(1)(f) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.</p>

Municipality No.	Name of Municipality	of	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC18	Lejweleputswa District Municipality		The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (FS185) - Storm water management (FS185) Schedule 5 Part B - Liquor Control (FS185) - Licensing etc for the selling of food to the public (FS185)
FS181	Masilonyana Municipality	Local	84(1)(e) 84(1)(f) 84(1)(j) 84(1)(k) - abattoirs only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
FS182	Tokologo Municipality	Local	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
FS183	Tswelopele Municipality	Local	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
FS184	Matjhabeng Municipality	Local	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(k) - fresh produce markets only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
FS185	Nala Municipality	Local	84(1)(e) 84(1)(f) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	of	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC19	Thabo Mofutsanyane District Municipality		The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets: Schedule 4 Part B - Building regulations (FS195) - Storm water management (FS195) Schedule 5 Part B - Liquor Control (FS195) - Licensing etc for the selling of food to the public (FS195)
FS191	Setsoto Municipality	Local	84(1)(e) 84(1)(f)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
		84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
FS192	Dihlabeng Local Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
FS193	Nketoana Local Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
FS194	Maluti a Phofung Local Municipality	84(1)(e) 84(1)(f) 84(1)(g) 84(1)(h) 84(1)(j) 84(1)(k) 84(1)(l) 84(1)(m) 84(1)(n) -- relating to the above functions.
FS195	Phumelela Local Municipality	84(1)(e) 84(1)(f) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
DC20	Northern Free State District Municipality	No authorisation recommended.
FS201	Moqhaka Local Municipality	84(1)(e) 84(1)(f) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
FS203	Ngwathe Local Municipality	84(1)(e) 84(1)(f) 84(1)(h) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
FS204	Metsimaholo Local Municipality	84(1)(e) 84(1)(f) 84(1)(j) 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.
FS205	Mafube Local Municipality	84(1)(e) 84(1)(f) 84(1)(h)

Municipality No.	Name of Municipality	Recommended that the municipality perform the following functions or exercise the following powers in its area or aspects of such functions or powers as provided for in section 84 of the Municipal Structures Act, 1998
		84(1)(j) 84(1)(k) -fresh produce markets only 84(1)(l) 84(1)(m) 84(1)(n) - relating to the above functions.

To ensure synergy between the authorisations by MEC's and by the Minister of Provincial and Local Government, the Board was actively involved in research pertaining to the four so-called national functions, and also participated in an interdepartmental task team established by the Department of Provincial and Local Government in this regard.

The Board, amongst others, examined the status quo and budget implications pertaining to the four national functions and submitted to the Minister a report per district area in June 2001. The Minister also appointed a consultant to advise him. The Board was not satisfied with the methodology applied by the consultant and decided to submit its own proposals to the Minister on 6 December 2001.

In its report the Board came to the conclusion that the area in which Category B municipalities have 'authority' to exercise the national functions, where it exists, is extremely small:

Province	WC	NC	NW	MP	GT	EC	FS	KZN	NP	CBDC
Districts which exercise the four national functions over more than 95% of the area	5	3	4	2		6	4	10	4	3
Districts which exercise the four national functions over 90-95% of the area							1			2
Districts which exercise the four national functions over less than 90% of the area				1	1					1

This geographical distinction is important because it indicates that the status quo authority presently vesting in District municipalities covers almost the whole geographical territory of the area.

However, simply looking at the area covered by the Minister's status quo authorisation was not sufficient. The population covered by the authorisations was also addressed and the following emerged.

Firstly, the general situation is that a major portion of the population in each District municipality resides in the areas covered by the Ministerial authorisations. This is really a good demonstration of the apartheid urbanisation effect: former 'white' urban areas together with African townships became TLCs and exercised the four powers generally within their area.

Province	WC	NC	NW	MP	GT	EC	FS	KZN	NP	CBDC
Districts which exercise the four national functions over more than 60% of the population			3			5		8	3	3
Districts which exercise the four national functions over 40-60% of the population.	1	1		2			1	1		
Districts which exercise the four national functions over less than 40% of the population	4	2	1	1	1	1	4	1	1	3

But the areas in which there are major backlogs in service provision in fact lie outside the areas in which authorisations have been given by the Minister.

These effects of apartheid are dramatically demonstrated in the following table which indicates for each District municipality the percentage of backlogs for major services which lie outside the areas authorised by the Minister to provide health, electricity, water and sanitation.

Province	District Name	%Backlog Flush Toilets	%Backlog Water	%Backlog Electricity
WC	West Coast District Municipality	78	57	60
WC	Boland District Municipality	69	48	43
WC	Overberg District Municipality	51	42	40
WC	Garden Route/Klein Karoo District Municipality	47	33	39
WC	Central Karoo District Municipality	84	61	76
NC	NAMAKWA District Municipality	38	38	57
NC	KAROO District Municipality	43	39	57
NC	SIYANDA District Municipality	64	59	65
NC/NW	FRANCES BAARD District Municipality	41	32	38
EC	Cacadu (DC10)	44	43	51
EC	Amatole	86	78	75
EC	Chris Hani (DC13)	87	86	90
EC	Ukhahlamba	81	81	86
EC	O.R.Tambo	96	94	95

FS	Xhariep District Municipality	53	37	38
FS	Motheo District Municipality	12	11	10
FS	Lejweleputswa District Municipality	35	33	33
FS	Thabo Mofutsanyane District Municipality	71	67	79
FS	Northern Free State District Municipality	36	27	27
KZ	Ugu District Municipality	97	96	96
KZ	UMgungundlovu District Municipality	62	60	66
KZ	Uthukela District Municipality (DC23)?	98	97	96
KZ	Umzinyathi District Municipality	98	94	95
KZ	Amajuba District Municipality	57	47	78
KZ	Zululand District Municipality	94	93	92
KZ	Umkhanyakude District Municipality	99	99	99
KZ	Uthungulu District Municipality	98	97	97
KZ	King Shaka District Municipality	97	97	98
MP	Eastvaal District Council	62	50	48
MP	Nkangala	13	14	26
MP	Ehlanzeni	73	73	73
NP	Mopani District Municipality	79	78	75
NP	Vhembe District Municipality	69	70	66
NP	Capricorn District Municipality	99	97	96
NP	Waterberg District Municipality	82	77	79
NW	Bojanala District Municipality	96	89	89
NW	Central District Municipality	81	81	85
NW	Bophirima District Municipality	87	84	93
NW	Southern District Municipality	27	22	26
GT	Sedibeng District Municipality	13	10	13
KZ	East Griqualand	95	90	90
EC	Alfred Nzo (DC44)	96	97	97
NC/NW	KGALAGADI District Municipality	97	96	98
GT/MP	Metsweding District Municipality	42	47	44
MP/NP	Sekhukhune Cross Boundary District Municipality	85	86	97
MP/NP	Eastern District Municipality	99	99	99
GT/NW	West Rand District Municipality	15	12	8
TOTAL	TOTAL	77	72	77

Herein lies the crux of the problem. Most District municipalities, which because of apartheid presently have the weakest capacity are presently authorised to provide services to areas with huge backlogs, and areas in which the majority of the poor actually live. At the same time, while for historical reasons Category B municipalities have some capacity to deliver these four major services, that capacity is largely confined to servicing the existing (already provided) areas. Indeed, in some cases where formerly African areas have needed to be provided with services once they were incorporated into TLCs, those services were outsourced.

It is also by no means certain that simply because some former TLCs delivered services, that they have the capacity to be developmental local government authorities. Work undertaken by the Department of Water Affairs and Forestry (DWAFF), for example, indicates that while some municipalities

have capacity to act as service providers they do not necessarily also have the capacity to be service authorities.

In racial terms, most people formerly classified as White, coloured and Indian, and a few people formerly classified as African reside in areas which are fairly well serviced, whilst the vast majority of Africans reside in areas which have limited local government capacity.

At the same time, there is governmental capacity which covers some service provision in formerly African areas. Whilst former white municipalities had jurisdiction to distribute electricity (and profits from that distribution could be used to upgrade other services in their areas), this did not happen in formerly African areas and Eskom and national Government retained whatever profits may have existed from those formerly African areas in which electricity was distributed by Eskom.

The same could be said for Water, Sanitation and Health even though the level of provision of all four of these services was very limited in most formerly African areas.

The Board believes, therefore, that it is not correct to measure capacity at purely a local government level because all that does is measure the effects of apartheid. Indeed, capacity assessments which simply focus on 'provision' capacity rather than 'authority' capacity are fatally flawed. Rather, what is required is to develop an approach which is delivery-based and which does not 'cherry-pick' communities on the basis of who can afford what. What is needed is a district-wide servicing plan which is delivered in the most economical way and which serves residents properly in terms of national/provincial policy and local IDPs.

While many options to address this matter do exist, they usually get narrowed down to only two. On the one hand, better resourced Category B municipalities argue that they must be given the authority to provide Water, Sanitation, Health and Electricity. While some may well be able to address the backlogs within their own jurisdictions, it is unlikely they have the capacity to collectively ensure that the whole of their district municipal area will be adequately serviced. Indeed, in many of these areas, relatively few attempts have been made to bring the new African areas (even the townships) into the actual administration of the former 'white' municipal administrations. While the difficulties in addressing the R293 transfers have compounded this situation, there continues to be service agreements with agencies such as Eskom, Water Boards and private sector bodies to address service provision in the African areas of the old TLCs.

The question which must be asked is: If there was a surplus of capacity in former TLC areas (now under the Category Bs), why has this not been extended to service the formerly African areas through service agreements with the District municipalities who are the authorities?

On the other hand, there is an argument that shifting the complete authority to the District municipality could lead to a stand-off in that the Districts would want to bring all assets (and liabilities) relating to the authority (including the service provision) to their municipalities from throughout the District. This could create huge operational difficulties and lead to non-delivery. In addition, some have argued that it may even compound the salary inflation which has occurred in municipal governance.

The Municipal Demarcation Board believes there is another path which should be followed which ensures that

- District and Local municipalities act collectively and cooperatively, and
- District-wide servicing plans emerge defining clearly the role, operations and contract areas of service providers.

With regard to the latter point, the advantage of the authority remaining at a district level where service delivery agreements are entered into with local municipalities and other providers is that the 'contract area' for provision can be negotiated based on cost efficiency, economies of scale, sustainability issues, etc. Also contract areas may extend across more than one local authority. However, if a Category B municipality is authorized it is more difficult to establish contract areas which cross the boundaries of the authorized Category B municipality.

Having regard to the above the Board proposed the following model:

District Municipality Type	Criteria	Recommendation
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<p>Type 1</p>	<p>No wide variations are found for household income between category B municipalities within the district</p> <p>No wide variations are found for service level backlogs to satisfy basic needs between category B municipalities within the district according to the following levels:</p> <ul style="list-style-type: none"> • At least 80% of households have access to “RDP level” water • At least 70% of households have access to safe sanitation services according to DWAF standards throughout the district • At least 90% of households have access to health services • At least 50% of households have access to electricity <p>Sufficient municipal capacity and infrastructure between category B and C municipalities within the district</p>	<p><u>Option 1</u></p> <p>Both the Ministers and the MECs authorisations can be repealed and the full function as defined could be performed by the district or another service provider.</p> <p><u>Option 2</u></p> <p>Category B municipalities can be authorised to perform the section 84(1) functions based on local request as long as such a request does not impede the district from delivering the same service at the same standard to the remainder of the district area.</p>
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District Municipality Type	Criteria	Recommendation
Type 2	<p>Wide variations are found for household income between category B municipalities within the district For example more than 40% of households in one local municipality has an average annual household income of R12000 or less while another category B within the same district has 40% or more households have more than R12000pa per household</p> <p>Wide variations are found for service level backlogs to satisfy basic needs between category B municipalities within the district according to the following levels:</p> <ul style="list-style-type: none"> • Less than 80% of households have access to “RDP level” water • Less than 70% of households have access to safe sanitation services according to DWAF standards throughout the district • Less than 90% of households have access to health services • Less than 50% of households have access to electricity <p>Wide variations found for municipal capacity and infrastructure between category B and C municipalities within the district</p>	<p><u>Option 1</u></p> <p>Both the Ministers and the MECs authorisations can be repealed and the full function as defined be performed by the district – hence all assets, liabilities staff etc are moved to the district – all income for services rendered is accrued at the district</p> <p><u>Option 2</u></p> <p>No category B municipalities are authorised to perform the section 84(1) functions but service delivery agreements be negotiated with local municipalities to become the service delivery provider. Such contract would comply with the provisions in the Municipal Systems Act.</p> <p>DPLG should monitor the implementation of the service delivery agreements and also provide technical and legal support to the identification and structuring of service agreements between C’s and B’s. If a Category C decides to take away the existing provider role from a Category B municipality where there is not consensus between the C and B, a report covering sections 78 and 79 should be submitted to the Minister and relevant line Minister by both the C and B. The Minister may then decide to authorise the B. This could act as a deterrent in situations where there are powers conflicts.</p> <p>Equity issues can be addressed via this model by ensuring one or some of the following in the service delivery contract signed between the local and the district:</p> <ul style="list-style-type: none"> • full geographic area of the category B serviced • full geographic area and adjacent areas serviced by category B municipality • percentage of revenue generated for the performance of the service accrued to the district level. • District allocates percentage of equitable share to the B where it is providing free basic services.

District Municipality Type	Criteria	Recommendation
Type 3	<p>No wide variations are found for household income between category B municipalities within the district and the area is consistently poor</p> <p><i>No wide variations are found for service level backlogs between category B municipalities within the district – service levels are consistently low</i></p> <p>Poor municipal financial and administrative capacity throughout the district</p> <p>Poor municipal infrastructure</p>	<p><u>Option 1</u></p> <p>Both the Minister's and the MECs authorisations can be repealed and the full function as defined be performed by the district</p>

In addition to the Board's recommendations to the Department of Provincial and Local Government, the Department opted to appoint consultants to review the Minister's authorisations.

The Board believed that all authorisations should be rescinded on 1 July 2002 and that deviations from the legislation be effected only in exceptional cases. In this regard the Structures Act allows MECs for local government to adjust powers and functions between district and local municipalities.

Key to such adjustments are properly defined functions – not only for municipalities but for all three spheres of government, which implies that Schedules 4 and 5 to the Constitution should be reviewed. In this regard the Board has begun to undertake some research, and has obtained opinions in terms of possible definitions of functions and powers.

The Board envisages to work closely with interested parties, including the Department of Provincial and Local Government and other local government stakeholders, to resolve problems during the 2002/2003 financial year. Amongst others, and depending on the outcome of the review of the Minister's authorisations, the Board plans to revisit all definitions and indices to measure capacity during the 2002/2003 financial year.

6. POST ELECTION DEMARCATION ACTIVITIES

The demarcation of municipal boundaries prior to the 5 December 2000 elections resulted in a more coherent, rational, non-racial and integrated system of municipal government with municipalities now encompassing single tax bases.

During the financial year the Board reviewed requests received before the elections; begun to look at ward boundary difficulties received after the cut-off date and before the elections; started reviewing those municipal boundary determination requests received on an ongoing basis after the elections and

worked with Statistics SA and IEC and Land Affairs to align, standardise and fix boundaries.

During the financial year the Board processed the following sections 26 notices with a view to reviewing the boundaries of certain municipalities:

REFERENCE	MUNICIPALITIES
DEM002	EC124, EC135, DC12 and DC13
DEM005	EC138, EC142, DC13 and DC14
DEM007	KZ263 and KZ266
DEM011	EC141, DC14, EC156 and DC15
DEM012	NC061 and NC062
DEM015	NP343 and NP342
DEM016	NP353 and NP352
DEM021	Johannesburg and Ekurhuleni
DEM026	NW372 and NW373
DEM041	Cape Town, WC024 and DC2
DEM050	Tshwane, NW371, and DC37
DEM053	KZ5a2
DEM056	KZ211 and KZ212
DEM059	EC104 and EC105
DEM062	Tshwane, GT02b1 and CBDC2
DEM063	Tshwane, GT02b1 and CBDC2
DEM068	EC124, DC12, EC135 and DC13
DEM069	EC135 and EC138
DEM070	NC085, DC8, NC01b1 and CBDC1
DEM071	NC086, DC8 and DC9
DEM074	KZ5a1 and KZ5a5
DEM084	NC077, DC7, NC084 and DC8
DEM097	KZ5a1, DC43, KZ227 and DC22
DEM098	EC134 and EC136
DEM100	NW373 and NW375
DEM101	FS201 and FS203
DEM102	KZ221, KZ293, DC22 and DC29
DEM112	EC141, DC14, EC156 and DC15
DEM116	KZ275, DC27, KZ281 and DC28
DEM120	MP315 and CBLC2
DEM122	WC045
DEM125_0	KZ236
DEM125_2	KZ235
DEM125_3	KZ236

These boundary changes, together with others, will be further investigated and processed during the 2002/2003 financial year. Some re-determinations affect the boundaries of cross-boundary municipalities, and this implies that any changes will require the concurrence of the relevant provincial legislatures and an Act of Parliament during 2002/2003. Boundaries of District Management Areas will also be affected by some re-determinations.

It should be noted that any change in a municipal boundary requires a lengthy and costly legal process. In order to prevent a drastic increase in the Board's

budget, the Board submitted certain proposals to the Department to amend the Demarcation Act to simplify the process.

7. CROSS BOUNDARY MUNICIPALITIES

A number of existing municipalities straddle provincial boundaries. For example, Jan Kempdorp where the provincial boundary between North West and the Northern Cape runs through the town, and Benoni and Etwatwa where the provincial boundary between Gauteng and Mpumalanga cuts the local community in two. These divisions not only complicate the local government transformation process, but create serious difficulties for people living in the same local area who are subject to the laws of two different provinces.

The obvious way to alleviate this situation would have been to alter the relevant provincial boundaries, but because of political difficulties with boundary adjustments, section 90 of the Municipal Structures Act, 1998, was enacted as an alternative.

During the financial year the Board was involved in various discussions in an attempt to resolve problems around cross boundary areas. A workshop in this regard was also arranged by the Board in May 2001.

At a meeting of the Presidential Co-ordinating Council held on 14 December 2001 the following resolution regarding Cross Boundary Municipalities was adopted:

- **Resolution 2.3(b)**
“To support the process initiated by DPLG and the affected Premiers to speedily resolve the issue of cross-boundary municipalities and report progress by March 2002”.

In order to address this, the Department of Provincial and Local Government requested the Chairperson of the Municipal Demarcation Board to provide a report detailing the technical and political implications of each of the following options:

- **The Joint Administration Model** – where MEC’s for local government exercise their executive authority in terms of legislation, in the area of the Cross Boundary Municipality, jointly, and where any MEC (other than an MEC responsible for Local Government) exercises executive authority in terms of legislation, in the area of a Cross Boundary Municipality, independently and without consulting with his or her counterpart in the neighbouring province.
- **The Single Administration Model** – namely the suspension of the legislation of the one province and the application of legislation of the other province in a Cross Boundary Municipality to the exclusion of the other province; and
- **The amendment of provincial boundaries** to include each of the sixteen existing Cross Boundary Municipalities wholly in a province.

A draft report with recommendations was submitted to the Minister in February 2002. The report describes the existing Cross Boundary Municipalities, provides a political and technical analysis of the Joint Administration and Single Administration Models and the possible amendment of provincial boundaries, outstanding matters (political and technical) related to the amendment of provincial boundaries and recommendations.

The Board's view is that most problems would be solved by affecting amendments to the Constitution and local government legislation to allow for the clustering of municipalities to form provinces.

8. ALIGNMENT OF MUNICIPAL AND SERVICE DELIVERY BOUNDARIES

At a meeting of the Presidential Co-Ordinating Council held on 14 December 2001 the following resolution was adopted:

- “Improving and accelerating service delivery and economic development
 - The PCC notes that considerable support is already available to guide and assist municipalities to accelerate service delivery and focus on development.
 - However the PCC believes that service delivery and development could be accelerated even faster and that local government needs even more support in key areas.
 - The PCC therefore resolves:
- To urgently initiate the process of reviewing service delivery boundaries so that they are in line with the developmental boundaries of local government.”

Presently, you may live in one municipality, go to a school in a different municipality, have to go to a magistrate's court in another municipality, and so on.

The Municipal Demarcation Board is working with all National and Provincial Government Departments to get the service delivery boundaries of government to be more effectively aligned with municipal boundaries.

Presently in South Africa, and as a result of the creation of apartheid governments, there are different arrangements for governmental service delivery. These are largely based on our colonial and apartheid past.

However, the new municipal dispensation provides possible building blocks for service delivery regions. The municipal system across the provinces is as follows:

PROVINCE	Category A municipalities	Cross Boundary Category A	Category B municipalities	Cross Boundary Category B	Category C municipalities	Cross Boundary Category C
Eastern Cape	1		38		6	
Free State			20		5	
Gauteng	1	2	7	2	1	2
KwaZulu-Natal	1		50		10	
Mpumalanga		1	17	5	3	3
North-West		1	21	3	4	3
Northern Cape			24	2	3	2
Northern Province			22	4	4	2
Western Cape	1		24		5	

Note: The number of municipalities in the above table is greater than 284 because Cross Boundary municipalities are counted twice.

The number of wards broken down by province is contained in the following table:

Province	TOTAL Councillors	Wards
Eastern Cape	1449	602
Free State	732	291
Gauteng	983	446
Mpumalanga	912	393
Northern Cape	388	162
Northern Province	1102	448
North-West	828	337
Western Cape	781	330
KwaZulu-Natal	1776	742
Total	8951	3751

The alignment of service delivery boundaries could operate at four geographical scales:

- Provinces – 9 geographical units.
- Metropolitan (Category A) or District (Category C) municipalities – 53 geographical units.
- Metropolitan (Category A) or Local (category B) municipalities – 237 geographical units plus District Management Areas.

- Wards within municipalities which have wards – 3751 geographical units

The work completed to date with government departments has indicated that the building blocks for this new system should be the 6 Metropolitan and 47 District municipalities.

Using these as the building blocks it will be possible to ensure that the boundaries for the delivery of services such as health, electricity, transport, justice, policing, education, welfare are properly aligned with municipal boundaries. Hopefully this will mean that government as a whole will be able to plan one-stop service centres where you can go to get governmental assistance. Ideally, organs of civil society (such as sport, business, trades unions, political parties, etc.) should also align their districts with combinations of the new municipalities.

The major objectives and outputs of the process are the:

- (i) Alignment of government's service delivery boundaries
- (ii) Enhancement of service delivery, resource rationalisation and development
- (iii) Development of a comprehensive database of well aligned administrative and functional boundaries, providing a source framework in referencing almost all other data in the country

This rationalisation should impact directly on improving equity, access to services and assisting in poverty reduction. The impacts are also in relation to gender and good governance. Most boundaries presently discriminate against women. This is most evident in the case of the courts where poor, black, women have the worst access to the criminal justice system, health system and the like. As service delivery boundaries are rationalised and aligned with municipal boundaries, the system inequities will be lessened, discrimination against black South Africans and women would be reduced and good governance increased.

The alignment of service delivery boundaries of the national and provincial spheres of government with municipal boundaries will improve planning processes, co-ordination between the three spheres of government and enhance efficiency in service delivery.

It is expected that at the conclusion of the process, not only will there be a rational arrangement of service delivery districts, but that cooperative programmes between spheres of governance and within spheres of governance will emerge. This will further reinforce the integrated approach to governance evidenced by the cabinet/departmental clusters at a national and provincial level and the development of Integrated Development Plans at a local level.

Toward the process of aligning the functional boundaries, all service delivery departments requiring functional boundary alignment have been identified.

Ideally, cabinet clusters should develop similar service boundaries, although given that each department has begun to deal with the alignment process from its own perspective this may not always be possible.

Possible Departmental clusters include:

Infrastructure

Transport (DOT)
Water Affairs (DWAF)
Housing
Public Works
Trade and Industry
Economic Affairs & Tourism
Communications
Minerals and Energy
Land and Agriculture
Surveys and Mapping

Criminal justice

Justice
Safety and Security
Defence
Correctional Services
Intelligence

Social

Health
Education
Home Affairs
Welfare and Population
Labour
Sports & Recreation
Culture, Science and Technology

Data collection: Working with Departments and through its own research initiative, the Board has been involved in a comprehensive data collection exercise including the following:

- The existing functional service delivery boundaries
- Infrastructure available for each function, and the physical location of these
- Updated satellite and orthophoto imagery
- An assessment of the needs to be satisfied.
- An assessment of resources available.
- Budgets and projects spending by the departments.

- An assessment of existing resource alignment, and cooperation arrangements e.g. which police station works with which magistrate's court
- An assessment of the possible realignment of resources.
- An assessment of areas of possible co-operation to scale down duplication of resources and to effect savings.

The Board has provided information to all Departments and has begun an initiative to ensure that all Departments actively finalise their service delivery areas.

Department of Justice: Data has already been collected for the re-demarcation of magisterial districts. Maps of the existing magisterial districts and facilities (law courts and police stations) as well as the newly demarcated municipalities have been produced and supplied to the department which is currently developing policy on the demarcation of magisterial districts. They have also been provided with statistical information and demographics for each district. Seven of the provinces' proposed magisterial district boundaries have been obtained from the Department of Justice. A detailed report on deviations of magisterial boundaries from municipal boundaries is being prepared.

Statistics South Africa: The Board is currently closely involved with Statistics South Africa (Stats SA) in ensuring alignment between the enumerator areas (EA's) and the municipal boundaries. Using ortho-photo and satellite imagery for the re-demarcation of the EA's for the 2001 Census, some discrepancies have been picked up by Stats SA in the municipal boundaries where the EA's had to deviate from the municipal boundaries to ensure proper Census surveys (e.g. where the municipal boundary 'divides' a village or community on the ground).

This problem arose due to the fact that the municipal boundaries follow the parent farm boundaries (cadastre), which has a ground accuracy that varies between a few metres to even a few kilometers in areas (most notably the Eastern Cape and Kwa-Zulu/Natal). A process has been agreed to that the Board will capture the cadastre along the municipal boundaries to coordinate accuracy after which the boundaries will then be 'shifted' to ensure high ground accuracy. This accuracy will allow the Board and Stats SA to synchronise the municipal and EA boundaries, and where a re-demarcation is warranted, such a process will be initiated.

Although processes for the re-demarcation and alignment of government functional boundaries have been initiated, the actual 'physical' alignment with the municipal boundaries will be carried out after the above process has been finalised.

Department of Education: Proposed boundaries for Eastern Cape have been obtained and preliminary discussions have been held with the National Department of Education in obtaining the other provinces' proposed education district boundaries.

Department of Health: Health has aligned its boundaries with the metropolitan and district municipalities.

South African Police Services (SAPS): An initial meeting was held with the SAPS where confirmation was given that the municipal boundaries will be adhered to in the demarcation of police wards and districts. A follow-up meeting will be set up that will include representatives of the Department of Justice. No proposed boundaries have been obtained as yet.

Department of Labour: Proposed boundaries for determining minimum wages for domestic workers and farm workers have been developed. Although draft boundaries have been defined, the Department is currently reviewing them to establish a more equitable or 'fair' reflection of minimum wage salaries.

The following table indicates key objectives and indicators to guide the programme:

Outline of proposed activities	<ul style="list-style-type: none"> • Research on existing arrangement of government service delivery • Identification of policy approaches in each Department defining how governance should be arranged. • Development of possible functional boundaries for service delivery. • Finalisation of service delivery boundaries • Workshops during and after the boundary process.
Verifiable indicators	<ul style="list-style-type: none"> • Availability of a comprehensive database to be compiled by the Demarcation Board. (The ability of some departments to provide data may be problematic but could be overcome by research assistance from the Board.) • Aligned and identifiable service delivery boundaries. This will be verifiable through the publication of maps. • Improved co-operation between the three spheres of government. This can be verified through interviews with the different stakeholders. • Improved service delivery. This can be measured through comparative statistical analyses.
Tie-in with national policies	<ul style="list-style-type: none"> • The Constitutional principles of co-operative government, the Constitutional provisions pertaining to service delivery, and the policies and legislation to

	<p>give effect to the Constitution are enhanced by a project of this nature. Of particular relevance is the improvement of South Africa's health and criminal justice systems.</p>
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9. IMPROVING THE GIS, WEB-SITE AND DATABASE

Due to time constraints, the majority of the GIS work during the initial demarcation of the municipal boundaries was contracted out to external consultants and expertise. Being central in supporting the Demarcation Board in carrying out its mandate, the Board resolved to build and strengthen its internal GIS capacity. The GIS Cluster has now developed into a fully functional unit since December 2000 when the initial municipal boundaries were proclaimed. The Cluster now consists of a Head, a GIS Planner, a GIS/Researcher and a recently appointed Database Administrator. Short term contracts for 2002 are also being considered for students.

Major GIS related projects are now being managed and implemented internally, most notably the Section 26 boundary re-determinations, technical and functional (Government) boundary alignment, special mapping services, information services and advice to local government on GIS and boundary related issues.

The physical GIS infrastructure is also being upgraded with a dedicated GIS server, implementation of an Oracle Spatial database, a proper backup system, latest software updates, a document management system, a dedicated leased line for remote access to the GIS server, an Intranet and a Helpdesk.

10. COMMUNICATION

Web-Site

The web site proved to be a very effective medium of informing the public on demarcation related issues (legal and otherwise) and distributing electronic maps and boundary data for use in organisations' own applications. The Board therefore undertook to invest in this crucial medium and a number of improvements to the web site have been implemented.

Below are some of the major improvements that have been implemented:

- **SA Explorer on-line:** implementation of SA Explorer as an interactive mapping system on the web site. The on-line version has the advantage that several data custodians have given permission to serve their data sets on-line as long as no intelligent vector data can be downloaded from the site.

- **Interactive search and retrieval system:** a system has also been implemented that works on a 'tree' structure in searching for documents, demographic information and geographic areas. This search and retrieval system has been integrated with SA Explorer so that in almost all cases, the user can view the geographic area relevant to the search criteria.
- **Section 21 and 26 re-determination process:** the Board has published the first round of Section 26 Notices in February 2002. All the Notices and their respective maps have been added to the web site. Facilities have also been added for on-line responses to Notices as well as submissions of new boundary re-determination proposals.
- **Gazettes:** all Government Gazettes containing Notices relevant to the Board have been obtained and added to the web site
- **Contacts Database:** Municipalities have been given the functionality to update their own contact information through the web site – these include all Councillor and PR contact information.

Helpdesk and Intranet

Helpdesk: all standard requests for information, maps and other enquiries are now being overseen by a Helpdesk with a dedicated telephone line. The Helpdesk will also provide assistance with SA Explorer, retrieving information from the web site and general notices to the public on meetings etc. Special request will be referred to the GIS Cluster.

Intranet: The Intranet will ensure fast and easy access and retrieval of important and often used documents within the Board and will largely be integrated with, and act as the interface to the Document Management System.

Map Distribution

Ordering maps through the web site has been revived and the map sales section are now managed by the Helpdesk.

SA Explorer

The initial release of SA Explorer in March 2000 provided South African citizens with a basic 'tool' for discovering how and why (according to the Municipal Demarcation Act, 1998), the new municipal boundaries were demarcated and proclaimed before the elections in 2000. Due to numerous user inputs, information updates and generation of new information, an update of the current SA Explorer became imminent.

During the initial training programme of SA Explorer in April 2000 several inputs and suggestions were recorded, as were subsequently through communication with users.

Comments and suggestions were fed back to the consultants that developed the software. The updated (Version 2) SA Explorer aims at incorporating the

majority of these inputs and providing a system that will satisfy the needs of both the general and expert user.

An on-line version of SA Explorer will also be implemented using ESRI's Internet mapping system ArcIMS. The on-line version will also have beginner and advanced modules and will have the extra functionality of providing 'mapping services' on demand. Also a lot more data layers can be incorporated as the data can be viewed and queried, but not downloaded. The Chief Surveyor General has for instance already given permission to serve the cadastre on-line, while this will not be able with the CD version (regarding distribution rights etc.).

Data Updates: The standard CD will be released with a core set of data (i.e. shapefiles), that will basically be the same as the first version with some additional data included. The MDB web site will however contain various other data sets that can be downloaded and incorporated in SA Explorer. This would also most notably include government project related data as well as other data generated by the MDB.

SA Explorer On-Line

Up until now, the MDB has primarily been serving static maps on its website (static meaning that maps are pre-generated and cannot be manipulated by the user). Due the enormous success of the website, and the ever-increasing demand by users for customisable maps, there was a need for the MDB to develop its online mapping facility using all of the data at its disposal, including the cadastral data.

Development of the online mapping portal: To develop the mapping engine for the website, the ArcIMS web mapping software licensed to the MDB will be used, as well as the ArcGIS products and the Oracle database using ArcSDE.

The mapping service contains several interfaces, amongst which the following will be developed:

1. An SA Explorer (CD-ROM) type interface that would replicate the Windows version of SA Explorer. A 'build your own map' service, that is wizard driven and allow the user to select the data sets to be displayed, select an area of interest for the map, set the labelling options, and then the map will be generated. Once the initial map has been generated, the user would be able to manipulate the map with tools that will be made available (zooms, legend manipulation etc).
2. A set of standardized map services (population density, service delivery etc) will be generated, and here the user will be requested to select the type of map, and then the area of interest and the map generated.

A web data mining software has also been implemented that will allow the user to drill down to select the area of interests.

The idea is also to replace all mapping on the website (with the exception of proclaimed and published maps i.e. Section 21 and Section 26) with ArcIMS mapping services.

SA Explorer CD-Rom Update

Enhancements And 'Bug' Fixes: Certain users seemed to require more flexibility in their tasks i.e. adding shapefiles, labels, and customise layer properties. Requests were also received to manipulate projections, buffering and other advanced GIS features.

It was therefore necessary to create two application levels, namely a 'beginners' and an 'advanced' level. Upon start-up the user will be prompted to select the level to be accessed. The beginners' version will contain the current version of SA Explorer with the necessary changes while the advanced version will contain more flexibility in what the development software will allow in the way data are manipulated and.

The following fixes and enhancements to existing features will be implemented:

- Correct labelling issues - size and levels at which they draw.
- Layers – the levels at which they draw
- Installation problems - there were many installation problems due to the range of operating systems SA Explorer was aimed at, as well as the nature of the components used. These problems will have to be ironed out. New installation features will be added such as where to install the data.
- The help file was updated.
- Future bug fixes will be updated through the web site

Municipal Profiles

The Municipal Profiles gave municipalities and other stakeholders with essential municipal demographics and statistics to assist in the IDP process. The information was distributed on CD, in hard copy format and was also added to the web site. This initial release however contained 'static' maps and information that could not be manipulated.

The Municipal Profiles has now been integrated with the SA Explorer on-line version where maps can be generated 'on the fly' incorporating all the functionality of the web mapping software. Demographic and other

information will also be generated from databases that are updated on a regular basis.

11. THE NORWEGIAN PROJECT

Statistics show that other countries and donor agencies are keen to assist South Africa in the transformation of South Africa and especially the transformation of local government. In this regard Norway launched a range of support programmes at national, provincial and local government level.

The MDB project funded by NORAD, aimed to set up a fully operational IT and GIS operated by trained staff.

In this regard, a project plan was prepared and included Norwegian assistance to the Municipal Demarcation Board. NOK 1,5 million (R1156247-59) was allocated for this purpose and the funds were transferred to the Board.

The allocated amount was utilised to cover all costs pertaining to this project including the purchasing of GIS hardware and software, costs of employing South African and Norwegian consultants, co-operation with KS and the Norwegian Mapping authority, training, the production of the CD Rom, a visit of the Chairperson and the Manager of the Board to Norway and related expenses.

The Board complied with all relevant provisions in the Programme and Project Business Plans and attended all meetings convened by the Department of Provincial and Local Government and/or the Norwegian Embassy. A number of bi-lateral meetings were also held with KS and the Embassy to keep them abreast of developments and progress, and to plan for future co-operation.

Audited financial statements were submitted to Norway together with proposals for further co-operation from 2002 -2004. A business plan for Norwegian assistance to the Municipal Demarcation Board, Phase Two, was signed and concluded in December 2001.

The purpose of the Phase two project business plan is to provide assistance to the Board:

- To make the Geographic information System (GIS) more accessible for the general public as well as government agencies in South Africa;
- To enhance co-operation between the Board and Norwegian institutions on local government matters.

It is envisaged that the Project will be concluded successfully over a period of three to four years.

12. LEGISLATION AND LITIGATION

During the financial year the Board made proposals to the Department of Provincial and Local Government for the amendment of certain provision in the Demarcation Act, 1998. These proposals will hopefully be submitted to Parliament during 2002.

The Board was also very concerned about the constitutionality of the Municipal Finance Bill and the effect of the Bill on the transformation of local government. Submissions in this regard were made to the Portfolio Committee and a delegation of the Board also gave verbal evidence before the Committee in February 2002.

Judgement in the Hartbeespoort case was handed down in June 2001. The High Court rejected Hartbeespoort TLCs application for the review of the municipal boundaries. The judgement also contains very useful guidelines pertaining to demarcations such as that no provision exist that requires an opportunity for further objections or representations when an amendment to Sec21(5)b is affected; even if amendments are significant and include aspects that have not been addressed in representations and objections it appears that the Board has the power to amend and that the Board can stick to its amendment as its final decision; Sec 26 does not require of the Board to either specify the aspects which require attention or the options....particulars of differences or options need not be mentioned in the notice; the rule of "listen to the other party" is not fully applicable (There is no obligation on the Board to submit the contents of a particular role player to another role-player for further inputs); nothing prohibits the Board to consider submissions or objections after the deadline for submissions; the Board is the only institution that can determine boundaries and can never be functus officio; other than for election purposes, there is no provision in the Act or other circumstances, which indicate that a determination must be final; it makes sense to distinguish between determination and re-determination in the application of sec 21 and 26; after consideration of objections, Sec 21(5) authorises an amendment (as a final decision) without the need to ask for or to consider, objections against the re-determination. (The Board can re-determine again without inviting representations or even objections);The Board had the right to withdraw its previous determination and to re-determine in accordance with the procedures that were followed by the Board; the Board may use consultants, official and specifically members to work through submissions, to summarise them and to submit them for consideration and final decision to the Board; there was no lack of bona fides - opportunity for participation was afforded through objections and meetings.

As a result of litigation the Board was also involved in a task team dealing with Orania. Orania falls within the boundaries of the Thembelihle Local Municipality (NC076) and the Karoo District Municipality (DC7). This compares with the new Category B municipality (NC076) which has 12886 people (1322 African, 10039 Coloured, 14 Indian, 1420 White and 91 Other). The new Category B municipality presently has some 4600 voters. Orania has a population of 329 and forms part of ward 2 of NC076 with 1632 voters. Voting District 56320017 in this ward has 148 voters.

The Chairperson of the Board personally dealt with the Orania case during meetings with the Minister, the MEC for local government in the Northern Cape, Prof. Boshoff and others and, amongst others, also corresponded with the legal representatives of Orania.

The objections of residents of Orania were not that the Board had demarcated Orania as a municipality, but that the Board had not considered it in terms of Section 235 of the Constitution. Although the questions raised around Section 235 can not be dealt with in terms of municipal legislation the negotiations with Orania was concluded successfully.

13. FINANCIAL MATTERS

General

An additional amount of R3 554 000 was approved in the Adjustments Estimates for the financial year, and increased the allocation of the Municipal Demarcation Board for 2001/2002 from R12 288 000 to R15 842 000.

However with regard to the MTEF period, the National Treasury earmarked from the allocation to the Department of Provincial and Local Government, the following amounts for the Municipal Demarcation Board.

2002/2003	R11 570 000
2003/2004	R12 075 000
2004/2005	R12 755 000

The above allocation is far below the Board's estimates of what it requires to carry out its mandate effectively and efficiently. The Board's estimates, which were accompanied by detailed motivations for the estimates, were as follows:

2002/2003	R15 466 970
2003/2004	R15 508 182
2004/2005	R 17 587 598

The Board needs to be empowered through sufficient funding to continue performing at the high level it has been performing since its establishment.

Compliance with Treasury Regulations

During the financial year, the Municipal Demarcation Board complied with all the applicable treasury regulations.

ANNUAL
FINANCIAL STATEMENTS
FOR THE YEAR ENDED
31 MARCH 2002

REPORT OF THE AUDIT COMMITTEE

Establishment of the Audit Committee

The Board established its Audit Committee in the year 2000. The Committee was established to review and oversee:

- The financial reporting process;
- The system of internal controls;
- Management of financial and business risks;
- Internal and external audit process;
- The Board's process for monitoring compliance with laws and regulations.

The Committee was required to specifically review and oversee the implementation of the requirements of the following legislation:

- The Municipal Demarcation Act, 1998 (Act 27 of 1998)
 - Funding (s. 36)
 - Accountability (s. 37)
 - Audit (s. 38)
 - Accountability and Reporting (s. 39)
- The Public Finance Management Act, 1999 (Act 1 of 1999)
 - General Responsibilities of Accounting Officers (s. 38)
 - Accounting Officers' responsibilities relating to budgetary control (s. 39)
 - Accounting Officers' reporting requirements (s. 40)
 - Information to be submitted by Accounting Officers (s. 41)
 - Accounting Officers responsibilities when assets and liabilities are transferred (s. 42)
 - Virement between main divisions within votes (s. 43)
 - Assignment of Powers and Duties by Accounting Officer (s. 44)
 - Responsibilities of other officials (s. 45)

Composition of the Audit Committee

The Audit Committee comprises five members, plus the Manager: Municipal Demarcation Board, and the Chairperson: Municipal Demarcation Board as ex-officio members. The Head of Finance in the administration of the Board, and a representative of the Office of the Auditor- General, attend meetings of the Committee by invitation.

Audit Charter

The Audit Charter, which outlines the mandate and operation of the Audit Committee, has been prepared and approved as an official document of the Board.

Activities of the Committee

From its establishment, and during the year 2001/2002, the Committee has been active in the following areas:

- Review of the Audit Process at the Board;
 - Annual auditing of the Board's Accounts and Financial records
 - Addressing queries raised by the Auditor-General
 - Remedial Action in response to Audit reports
- Overseeing and reviewing the Annual Audit Programme/Cycle;
 - Provision for regular management checks throughout the year
 - Provision for internal audit on a periodic basis
 - Preparedness for the annual audit by the Auditor-General
- Overseeing and reviewing of a proper, reliable, effective and efficient internal control system.

Audit Committee's Assessment of the Year

The Audit Committee notes, from the Audit findings of 1999/2000, 2000/2001 and 2001/2002, that there has been consistent improvement in the operations of the Board's administration.

In all three years, the Auditor -General's findings and reports have been unqualified.

During the financial year 2001/2002, the Audit Committee has been successful in the following areas:

- Monitoring of the external audit process;
- Overseeing implementation of internal controls and procedures by the administration; and
- Systematic dealing with and responding to audit findings by the Board's administration.

The following areas however still require attention in the new financial year

- Fine-tuning of the Committee's focus area;
- Relationship between the Committee and finance staff.

- Management of Financial and Business Risks

- Implementation of the internal audit

Chairperson: Audit Committee

Date