



**MINUTES OF THE 9<sup>th</sup> ORDINARY COUNCIL MEETING OF THE CITY OF JOHANNESBURG MUNICIPALITY, HELD ON WEDNESDAY & THURSDAY, 23 & 24 NOVEMBER 2022, AT 10:00, AT THE CONSTANCE CONNY BAPELA COUNCIL CHAMBER, METROPOLITAN CENTRE, BRAAMFONTEIN**

**A G E N D A**

- 1 OPENING**
- 2 APPLICATIONS FOR LEAVE OF ABSENCE**
- 3 OFFICIAL NOTICES**
  - 3.1 STATEMENT BY THE EXECUTIVE MAYOR**
- 4 CONFIRMATION OF MINUTES**  
(8<sup>th</sup> Ordinary Meeting held on 27 October 2022)  
(12<sup>th</sup> Extra-Ordinary Meeting held on 11 November 2022)
- 5 QUESTIONS FOR WRITTEN REPLY OF WHICH NOTICE HAS BEEN GIVEN IN TERMS OF RULE 105(2) OF THE STANDING RULES AND ORDERS OF COUNCIL**
- 6 RECOMMENDATIONS TO COUNCIL**
- 7 MOTIONS**
- 8 ANNOUNCEMENTS & CLOSURE BY THE SPEAKER**

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**MEMBERS PRESENT**

The Speaker: Councillor Makhubele, T C

The Executive Mayor: Councillor Phalatse, M

Abdool, F	Gwamanda, K
Amad, T	Harris, R
Amod, C J	Hlatshwayo, S M
Arnolds, M S	Hoén, J N
Atterbury, E	Homer, C
Avant-Smith, C	Hooper, RS
Baloyi, D L	Horwitz, J
Benjamin, R F	Huggett, E A
Bini, L	Hughes, Z
Bittkau, R	Ismail-Moosa, I
Boer, C	Jacobs, B
Bolani, M G	Jainoodeen, Z
Brand, D G	Johnson, N
Buthelezi, T C	Jonker, N
Chabalala, M D	Kaldine, J
Chame, F	Kgeletsane, M O
Chauke, K L	Khanyile, N M
Chetsanga, H	Khumalo, X I
Christians, A	Knott, L R
Coogan, L C	Koekemoer, M
Coutriers, M J	Komane, S A
Coverdale, D L T	Kwapeng, C
Crichton, M	Landis, R
Da Gama, V M	Lebatlang, T Z
Da rocha, C M D	Lebea, M G
Dammie, B H	Lefutso, L
Dauids-Green, L C	Leitch, A N
De Lange, F C	Leshilo, R S
Dellwaria, N	Liebenberg, E
Deppe, A J	Lobi, M
Dewes, D S	Louw, M A
Dladla, D	Maake, M J
Dlamini, B	Mabaso, M P
Doyle, T	Mabelebele, S S
Durand, G V M	Mabuke, T A
Echeozonjoku, B C	Mabunda, T E
Edward, N	Mabuza, S K L
Finn, C E	Machaba, L M U
Foley, D T	Machethe, S
Fourie-Shawe, C	Madiba, T J
Francisco, D B	Magwaza, B L P
Fresling, R R	Magwentshu, L C
Galeshewe, T M	Maila, S M
Gantsho, L	Majola, S
Goosen, J W	Makamo, S S

Makhuba, H N	Mokwena, T M
Maluleka, T	Molefe, E W
Manganyi, D B	Molefe, M
Mangena, T D	Molefe, S B
Marais, A F	Molise, L D
Marais, S I	Moloisane, D
Marema, V A	More, E
Marumo, T	Morero, S E
Mashala, K	Mosehla, K J
Mashinini, S	Mothopi, O Z
Masoga, L M	Mphaho, M A
Masuku, L	Mphahlele, M
Maswazi, R	Mphefo, L M P
Mathe, G	Mpolobosho, M M
Mathe, Z E	Mposula, T
Mavhona, L S	Mpotulo, G S
Mazibuko, A L	Mthembu, M N
Mazibuko, N	Mulelu, M
Mazibukwana, M	Munyayi, V E
Mbundu, N N	Mutavhatsindi, N T
Mchunu, A	Ndlela, M C
Meyers, T	Ndou, N L
Mgaga, B	Ndou, P
Mgcina, S E	Ndou, P
Mhlari, T M	Ndzondo, C M
Mhlongo, T A	Nefdt, P W
Mkasi, G	Nenemba, T
Mkhize, T	Nethamba, R
Mkhonto, M S	Ngema, S V
Mkhonza, N F	Ngobeni, L M
Mmbengwa, M N	Ngobeni, R F
Mmota, L	Ngoepe, C S
Mngadi, W B	Nguse, S
Mnisi, N D	Ngwenya, F N
Mnyameni, M	Ngwenya, J A
Moatshe, K	Nhlapo, C P
Modladlaba, D S	Niemand, G J
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Moepi, N J D	Nkomo, E T
Moeti, O T	Nkomo, P T
Mofokeng, J	Nkosi, R A L
Mofokeng, M P	Nkubungu, L
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Mohlala, C	Nofemela, N
Mohlala, P K	Nonkumbi, I M
Mokoari, Z	Nontenja, C T
Mokoena, G	Novela, M
Mokoka, M L	Ntoele, N L

Ntombela, M J	Sifumba, N
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Nzimande, C	Smit, P A
Papo, M M	Sobey, A
Pelzer, R	Steenkamp, D
Phalatse, M	Steer, B
Phillips, L E	Stewart, P S
Phometsi, P S	Stewart, A J
Pietersen, J	Suddaby, J
Pietersen, N	Sun, Y H
Ponsonby, D A	Supe, N P
Radebe, N P	Tabane, M C
Radebe, T T	Tambani, P S
Rafferty, P D	Tefu, P V
Rahn, N J	Telekoa, A T
Raholane, M W	Tembe, D S
Rakosa, P M	Truluck, T F
Ramafikeng, D J	Tshedo, J G
Ramaru, G	Tshehlo, G J
Rambani, N S	Tsotetsi, L Y M
Raphadu, A T	Twala, Y A
Raseruthe, S H	Van der Merwe, M
Reddy, V M	Van der Schyf, C
Reinten, I M	Van Dyk, N J
Roberts, F C	Van Wyk, W M
Rohlssen, C K	Wax, K P
Santana, C G	Williams, M C
Sauls, A	Wilskut, D
Schay, D	Wissler, S T J
Seerane, M K	Wittman-Potter, D D
Sekhu, M V	Xuma, L
Sekwaila, B J	Zama, A A D
Sesedinyane, M I	Zazini, A
Shackleford, L M	Zitha, S L
Shange, P A	Zondo, L T
Sherman, G J	Zungu, N G
Shumba, K A	Zwane, S

**1 OPENING**

*The Speaker asked Councillors to observe a moment of silent and prayer.*

*The Speaker further welcomed the Executive Mayor of the City of Johannesburg, Councillor Mpho Phalatse; Whip of Council, Councillor NG Zungu; Chair of Chairs, Councillor L Phillips; all political party leaders and Whips; Members of the Mayoral Committee; Chairpersons of the Section 79 committees; fellow Councillors; acting City Manager, Mr Bryne Maduka; acting Secretary to Council, Mr Andile Gobinca; officials of the City of Johannesburg; residents of the City of Johannesburg; members of the Media and guests to the 9<sup>th</sup> Ordinary Council meeting of the City of Johannesburg Municipality.*

*She sent positive thoughts and wished good health to Councillor Ricky Nair who suffered a heart attack. She said that the city recognizes Disability Awareness month and offers the opportunity to improve the quality of lives for staff and those around them with disabilities. She indicated that over the weekend, they successfully experienced the Township Olympics at Dobsonville Stadium. The event brought together 1500 athletes from different townships and over 10 000 spectators. The office was proud to represent the city in a competitive relay and encourages the contribution of employee wellness and healthy living.*

*She mentioned that the South African National Blood Service would like to thank the city employees for their support in a special way. Councillors were encouraged to go donate blood at the Metro Centre 2nd Floor B-Block COVID Boardroom (next to the Clinic) from 10:00 to 15:00.*

*She stated that they were proud of the organizers, the civic organizations and the Soweto Parliament for putting together a successful event.*

*The Speaker asked Legal to confirm quorum and thereafter announced that there were 243 Councillors that had signed the register and that there was a quorum.*

**2 APPLICATIONS FOR LEAVE OF ABSENCE**

The following applications for leave of absence from this meeting were granted:

<i>Councillor M Dlanjwa</i>	<i>:</i>	<i>Study Leave</i>
<i>Councillor S Seema</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor R Nair</i>	<i>:</i>	<i>Illness</i>

*The following Councillors requested to arrive late*

*Councillor K Shumba  
Councillor M Mabaso*

### 3 OFFICIAL NOTICES

*The Speaker asked Councillors to join her in wishing the following Councillors well as they celebrated their birthdays during the month of November.*

BUTHELEZI	TC
CRICHTON	MI
GANTSHO	L
HUGGETT	EA
LOUW	MA
MAGWAZA	BLP
MANGANYI	DB
MATHE	ZE
MCHUNU	A
MGCINA	SE
MKHONTO	MS
MMBENGWA	MN
MODUPI	DN
MOFOKENG	J
MOKOKA	ML
PHALATSE	ML
TRULUCK	TF
VAN DER MERWE	M
WILLIAMS	MC
ZAMA	AAD

*A special welcome was extended to Councillor RS Hooper who replaced Councillor W Alexander.*

#### 3.1 Statement by the Executive Mayor

*None.*

### 4 CONFIRMATION OF MINUTES

(8<sup>th</sup> Ordinary Meeting held on 27 October 2022)

(12<sup>th</sup> Extra-Ordinary Meeting held on 11 November 2022)

*Page 6, "the Spaeker to read "the Speaker"*

*Page 10, "immaturely" to read "prematurely"*

### 5 QUESTIONS FOR WRITTEN REPLY OF WHICH NOTICE HAS BEEN GIVEN IN TERMS OF RULE 105(2) OF THE STANDING RULES AND ORDERS OF COUNCIL

*Councillor Suddaby (DA) and the Chair of Chairs indicated that the responses to the questions were uploaded on the Google link respectively.*

## 6 RECOMMENDATIONS TO COUNCIL

*MMC Suddaby (DA) tabled the reports of the Executive and requested to withdraw Items 1 & 2 and said that they needed to serve in the Section 79 committee for further engagements. She further requested that Items 3-30 to be read together and that item 48 be dealt with during the in-committee. She asked the Speaker to respond to Councillor Knott's request for the urgency items with regards to the Section 56 positions that need to be re-advertised because of the terms and conditions of employment that had changed on 1 July 2022.*

*The Speaker in her response acknowledged MMC Suddaby's request with regards to the items and stated that the request from Councillor Knott had been responded to in writing.*

*Chair of Chairs tabled the reports of the Legislature*

- Item 1 PUBLIC PARTICIPATION FOR THE PROPOSED  
LONG TERM LEASE AND DEVELOPMENT OF  
ERF 518 LEHAE

WITHDRAWN

- Item 2 PROPOSED PUBLIC PARTICIPATION IN TERMS  
OF THE MUNICIPAL ASSET TRANSFER FOR  
THE PROPOSED LEASE OF ERVEN 1096 AND  
1097 KLIPSPRUIT

WITHDRAWN

- Item 3 ACQUISITION/EXPROPRIATION OVER A PORTION  
OF REMAINDER OF PORTION 27 FARM LINDLEY  
528-JQ FOR WASTEWATER SERVITUDE OVER  
THE LANSERIA AIRPORT NODE ON BEHALF  
OF JOHANNESBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over a portion of Remainder of portion 27 Farm Lindley 528-JQ (the "property") as depicted on the draft Servitude Diagram (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R50 000.00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with

- the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Johannesburg Water.
  - 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
  - 5 That JPC and Johannesburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
  - 6 That Johannesburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.
  - 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 4 ACQUISITION/EXPROPRIATION OVER A  
PORTION OF 52 FARM NIETGEDACHT  
535-JQ FOR WASTEWATER SERVITUDE  
OVER THE LANSERIA AIRPORT NODE ON  
BEHALF OF JOHANNESBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over a portion of 52 Farm Nietgedacht 535-JQ (the "property") as depicted on the draft Servitude Diagram (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R434 000.00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Johannesburg Water.

- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Johannesburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Johannesburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.
- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 5 ACQUISITION/EXPROPRIATION OVER A  
PORTION OF 50 FARM BULTFONTEIN 533-JQ  
FOR WASTEWATER SERVITUDE OVER THE  
LANSERIA AIRPORT NODE ON BEHALF OF  
JOHANNESBURG WATER

#### RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over a portion of 50 Farm Bultfontein 533-JQ (the "property") as depicted on the draft Servitude Diagram (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R102 000.00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Johannesburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).

- 5 That the JPC and Johannesburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Johannesburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.
- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 6 ACQUISITION/EXPROPRIATION OVER A  
PORTION OF 168 FARM NIETGEDACHT  
535-JQ FOR WASTEWATER SERVITUDE  
OVER THE LANSERIA AIRPORT NODE ON  
BEHALF OF JOHANNESBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over a Portion of 168 Farm Nietgedacht 535-JQ (the "property") as depicted on the draft Servitude Diagram (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R288 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Johannesburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Johannesburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.

- 6 That Johannesburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.
- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 7 ACQUISITION/EXPROPRIATION OVER A  
PORTION OF REMAINDER OF HOLDING 43  
SUNRELLA AGRICULTURAL HOLDINGS FOR  
WASTEWATER SERVITUDE OVER THE  
LANSERIA AIRPORT NODE ON BEHALF OF  
JOHANNESBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over a portion of Remainder of Holding 43 Sunrella Agricultural Holdings (the "property") as depicted on the draft Servitude Diagram (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R123 000.00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Johannesburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Johannesburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Johannesburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

- Item 8 ACQUISITION/EXPROPRIATION OVER A  
PORTION OF REMAINDER OF FARM LANSERIA  
AIRPORT 911 - JQ FOR WASTEWATER SERVITUDE  
OVER THE LANSERIA AIRPORT NODE ON BEHALF  
OF JOHANNESBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over a portion of Remainder of Farm Lanseria Airport 911-JQ (the "property") as depicted on the draft Servitude Diagram (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R194 000.00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Johannesburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Johannesburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Johannesburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

- Item 9 ACQUISITION/EXPROPRIATION OVER A PORTION  
OF HOLDING 14 NORTH CHAMPAGNE ESTATE AH  
FOR WASTEWATER SERVITUDE OVER THE LANSERIA  
AIRPORT NODE ON BEHALF OF JOHANNESBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over a ptn of Holding 14 North Champagne Estate AH (the "property") as depicted on the draft Servitude Diagram S.G. (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R84 000.00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Johannesburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Johannesburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Johannesburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

- Item 10 ACQUISITION/EXPROPRIATION OVER A PORTION OF 53 FARM BULTFONTEIN 533-JQ FOR WASTEWATER SERVITUDE OVER THE LANSERIA AIRPORT NODE ON BEHALF OF JOHANNESBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over portion 53 Farm Bultfontein 533-JQ (the "property") as depicted on the draft Servitude Diagram (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R577 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Johannesburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Johannesburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Johannesburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

- Item 11 ACQUISITION/EXPROPRIATION OVER A PORTION OF 95 FARM NIETGEDACHT 535-JQ FOR WASTEWATER SERVITUDE OVER THE LANSERIA AIRPORT NODE ON BEHALF OF JOHANNESBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over a Portion of 95 Farm Nietgedacht 535-JQ (the "property") as depicted on the draft Servitude Diagram (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R440 000.00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Johannesburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Johannesburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Johannesburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 12 ACQUISITION/EXPROPRIATION OVER A  
PORTION OF 79 FARM NIETGEDACHT  
535-JQ FOR WASTEWATER SERVITUDE  
OVER THE LANSERIA AIRPORT NODE ON  
BEHALF OF JOHANNESBURG WATER

#### RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over a Portion of 79 Farm Nietgedacht 535-JQ (the "property") as depicted on Servitude Diagram (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R1 043 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Johannesburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Johannesburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Johannesburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 13 ACQUISITION/EXPROPRIATION OF  
HOLDING 10 FARMALL AH FOR  
WASTEWATER SERVITUDE OVER  
THE LANSERIA AIRPORT NODE ON  
BEHALF OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude of Holding 10 Farmall Agricultural Holdings (the "property") as depicted on Servitude Diagram S.G. No. A3848/1959 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R206 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

- Item 14 ACQUISITION/EXPROPRIATION OF REMAINDER  
OF HOLDING 138 FARMALL AH FOR WASTEWATER  
SERVITUDE OVER THE LANSERIA AIRPORT NODE  
ON BEHALF OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude of Remainder of Holding 138 Farmall Agricultural Holdings (the "property") as depicted on Servitude Diagram S.G. No.3956/2002 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R66 000.00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

- Item 15 ACQUISITION/EXPROPRIATION OF HOLDING 4  
FARMALL AH FOR WASTEWATER SERVITUDE  
OVER THE LANSERIA AIRPORT NODE ON BEHALF  
OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over Holding 4 Farmall Agricultural Holdings (the "property") as depicted on Servitude Diagram S.G. No. A4816/1948 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R120 000.00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

- Item 16 ACQUISITION/EXPROPRIATION OF HOLDING 40  
SUNRELLA AGRICULTURAL HOLDINGS FOR  
WASTEWATER SERVITUDE OVER THE LANSERIA  
AIRPORT NODE ON BEHALF OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over Holding 40 Sunrella Agricultural Holdings (the "property") as depicted on Servitude Diagram S.G. No. A7046/1955 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R121 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 17 ACQUISITION/EXPROPRIATION OF HOLDING 42  
SUNRELLA AGRICULTURAL HOLDINGS FOR  
WASTEWATER SERVITUDE OVER THE LANSERIA  
AIRPORT NODE ON BEHALF OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over Holding 42 Sunrella Agricultural Holdings (the "property") as depicted on Servitude Diagram S.G. No.A7048/1955 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R113 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

- Item 18 ACQUISITION/EXPROPRIATION OF HOLDING 5  
FARMALL AH FOR WASTEWATER SERVITUDE  
OVER THE LANSERIA AIRPORT NODE ON  
BEHALF OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over Holding 5 Farmall Agricultural Holdings (the "property") as depicted on Servitude Diagram S.G. No. A5665/1960 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R125 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

- Item 19 ACQUISITION/EXPROPRIATION OF REMAINDER  
OF HOLDING 6 FARMALL AH FOR WASTEWATER  
SERVITUDE OVER THE LANSERIA AIRPORT NODE  
ON BEHALF OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over Remainder of Holding 6 Farmall Agricultural Holdings (the "property") as depicted on Servitude Diagram S.G. No. A6412/1964 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R70 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 20 ACQUISITION/EXPROPRIATION OF REMAINDER  
OF HOLDING 7 FARMALL AH FOR WASTEWATER  
SERVITUDE OVER THE LANSERIA AIRPORT NODE  
ON BEHALF OF JOBURG WATER

#### RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude of Remainder of Holding 7 Farmall Agricultural Holdings (the "property") as depicted on Servitude Diagram S.G. No. A4817/1948 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R75 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

- Item 21 ACQUISITION/EXPROPRIATION OF HOLDING 8  
FARMALL AH FOR WASTEWATER SERVITUDE  
OVER THE LANSERIA AIRPORT NODE ON BEHALF  
OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude of Holding 8 Farmall Agricultural Holdings (the "property") as depicted on Servitude Diagram S.G. No. A6413/1964 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R189 000.00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

- Item 22 ACQUISITION/EXPROPRIATION OF HOLDING 9  
FARMALL AH FOR WASTEWATER SERVITUDE  
OVER THE LANSERIA AIRPORT NODE ON  
BEHALF OF JOBURG WATER

#### RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude of Holding 9 Farmall Agricultural Holdings (the "property") as depicted on Servitude Diagram S.G. No. A6414/1964 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R146 000.00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 23 ACQUISITION/EXPROPRIATION OF PORTION 35  
FARM NIETGEDACHT 535-JQ FOR WASTEWATER  
SERVITUDE OVER THE LANSERIA AIRPORT NODE  
ON BEHALF OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over Portion 35 Farm Nietgedacht 535-JQ (the "property") as depicted on Servitude Diagram S.G. No. A6195/1946 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R196 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 24 ACQUISITION/EXPROPRIATION OF PORTION 40  
FARM NIETGEDACHT 535-JQ FOR WASTEWATER  
SERVITUDE OVER THE LANSERIA AIRPORT NODE  
ON BEHALF OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over Portion 40 Farm Nietgedacht 535-JQ (the "property") as depicted on Servitude Diagram S.G. No. A2840/1945 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R360 000.00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 25 ACQUISITION/EXPROPRIATION OF PORTION 44  
FARM NIETGEDACHT 535-JQ FOR WASTEWATER  
SERVITUDE OVER THE LANSERIA AIRPORT NODE  
ON BEHALF OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over Portion 44 Farm Nietgedacht 535-JQ (the "property") as depicted on Servitude Diagram S.G. No. A2845/1945 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R221 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

- Item 26 ACQUISITION/EXPROPRIATION OF PORTION 45  
FARM NIETGEDACHT 535-JQ FOR WASTEWATER  
SERVITUDE OVER THE LANSERIA AIRPORT NODE  
ON BEHALF OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over Portion 45 Farm Nietgedacht 535-JQ (the "property") as depicted on Servitude Diagram S.G. No. A2835/1945 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R156 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 27 ACQUISITION/EXPROPRIATION OF PORTION 51  
FARM NIETGEDACHT 535-JQ FOR WASTEWATER  
SERVITUDE OVER THE LANSERIA AIRPORT NODE  
ON BEHALF OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over Portion 51 Farm Nietgedacht 535-JQ (the "property") as depicted on Servitude Diagram S.G. No. A6194/1946 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R178 000.00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 28 ACQUISITION/EXPROPRIATION OF REMAINDER OF  
PORTION 77 FARM NIETGEDACHT 535-JQ FOR  
WASTEWATER SERVITUDE OVER THE LANSERIA  
AIRPORT NODE ON BEHALF OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over Remainder of Portion 77 Farm Nietgedacht 535-JQ (the "property") as depicted on Servitude Diagram S.G. No. A3502/1957 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R1 233 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

- Item 29 ACQUISITION/EXPROPRIATION OF PORTION 8  
FARM ZWARTKOP 530-JQ FOR WASTEWATER  
SERVITUDE OVER THE LANSERIA AIRPORT NODE  
ON BEHALF OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over Portion 8 Farm Zwartkop 530-JQ (the "property") as depicted on Servitude Diagram S.G. No. A458/1962 (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R1 153 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 30 ACQUISITION/EXPROPRIATION OVER A PORTION  
OF HOLDING 41 SUNRELLA AGRICULTURAL  
HOLDINGS FOR WASTEWATER SERVITUDE OVER  
THE LANSERIA AIRPORT NODE ON BEHALF OF  
JOHANNESBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over a portion of Holding 41 Sunrella Agricultural Holdings (the "property") as depicted on the draft Servitude Diagram (the "servitude"), be acquired for the implementation of the Lanseria water waste servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R228 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Johannesburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Johannesburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Johannesburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.

- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Zinhle Dongo)

Item 31 ACQUISITION/EXPROPRIATION OF AN  
ELECTRICAL SERVITUDE OVER PORTION 165  
OF THE FARM ZANDSPRUIT 191 IQ

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, an electrical servitude over Portion 165 of the farm Zandspruit 191 IQ (the "property") as depicted on Servitude Diagram S.G. No. 3293/2016 (the "servitude"), be acquired for the implementation of the Lutz/Dalkeith Project on a willing buyer-willing seller basis at not more than the market value currently determined at R80 000-00.
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by City Power.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and City Power (SOC) Ltd (City Power) or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That City Power shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.
- 7 That subject to the expropriation/acquisition of the above-mentioned required servitude, the CEO of JPC or his/her delegated official be authorised, to make the acquired/expropriated servitude available to City Power for the construction of the electrical services and implementation of the project.

- 8 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)  
(Louise Swartz)

- Item 32 CITY OF JOHANNESBURG MFMA IN-YEAR  
FINANCIAL REPORT FOR THE PERIOD  
ENDED 31 JULY 2022

NOTED

(FINANCE)  
(Phindile Tshezi)  
(Assistant Director: Financial Analysis)  
(Tel. (011) 021 3350)

- Item 33 CITY OF JOHANNESBURG MFMA IN-YEAR  
FINANCIAL REPORT FOR THE PERIOD  
ENDED 31 AUGUST 2022

NOTED

(FINANCE)  
(Phindile Tshezi)  
(Assistant Director: Financial Analysis)  
(Tel. (011) 021 3350)

- Item 34 APPROVAL OF THE SOWETO  
STRATEGIC AREA FRAMEWORK 2022

RESOLVED

That the Soweto Strategic Area Framework be approved.

(DEVELOPMENT PLANNING)  
(Mbalenhle Chemane)  
(Senior Specialist: Strategic Spatial Planner)

*At this point, time being 13:00, Speaker announced a lunch break and asked Councillors to be back at 13:45*

*Council resumed and the Speaker addressed Council by acknowledging and rendered an apology to some Councillors who did not receive food packs, due to some of the food packs that were not fully dished. She indicated that the caterer would be engaged in that regard.*

Item 35 APPROVAL OF FINAL EVALUATION  
OUTCOMES OF THE CITY MANAGER  
FOR THE FINANCIAL YEAR 2020/21

RESOLVED

That the recommended individual performance score reflected in Table 2 be approved in terms of the City's performance management policy for Section 57 managers.

(OFFICE OF THE EXECUTIVE MAYOR)  
(Thandiwe Mkhonza)

Item 36 SHORT-TERM LOAN FUNDING IN THE 2022/23  
FINANCIAL YEAR FROM DEVELOPMENT BANK  
OF SOUTHERN AFRICA ("DBSA")

*The Speaker posed a question to the House if the recommendations were agreed to.*

*There was no clear outcome on whether Council agrees on the item and the Speaker put the matter to a vote.*

FOR: 130  
NO:137  
ABSTAINMENT:0

NOT APPROVED

(FINANCE)

Item 37 PERFORMANCE ASSESSMENT REPORT FOR  
THE DEVELOPMENT PLANNING DEPARTMENT  
FOR THE 2021/2022 FINANCIAL YEAR FOR THE  
PERIOD APRIL TO JUNE 2022

RESOLVED

That the fourth quarter performance report of the Development Planning Department for the 2021/22 financial year, be noted.

(DEVELOPMENT PLANNING)

- Item 38 PERFORMANCE ASSESSMENT REPORT FOR  
THE JOHANNESBURG DEVELOPMENT AGENCY  
FOR THE 2021/2022 FINANCIAL YEAR FOR THE  
PERIOD APRIL TO JUNE 2022

RESOLVED

That the fourth quarter performance report of the Johannesburg Development Agency (SOC) Ltd for the 2021/22 financial year, be noted.

(JOHANNESBURG DEVELOPMENT AGENCY (SOC) LTD)

- Item 39 PERFORMANCE ASSESSMENT REPORT  
FOR THE HEALTH DEPARTMENT FOR THE  
2021/2022 FINANCIAL YEAR FOR THE PERIOD  
APRIL TO JUNE 2022

RESOLVED

That the fourth quarter performance report of the Health Department for the 2021/22 financial year be noted.

(HEALTH)  
(P M Ramonyane)  
(Tel. (011) 407-6625)

- Item 40 PERFORMANCE ASSESSMENT REPORT FOR  
THE SOCIAL DEVELOPMENT DEPARTMENT  
FOR THE 2021/2022 FINANCIAL YEAR FOR  
THE PERIOD APRIL TO JUNE 2022

RESOLVED

That the fourth quarter performance report of the Social Development Department for the 2021/22 financial year, be noted.

(SOCIAL DEVELOPMENT)  
(Will Tiro)  
(Tel. (011) 407-7131)

- Item 41    OVERSIGHT REPORT OF THE DEVELOPMENT PLANNING SECTION 79 COMMITTEE ON THE 2021/22 FOURTH QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORTS OF THE DEVELOPMENT PLANNING DEPARTMENT AND THE JOHANNESBURG DEVELOPMENT AGENCY (JDA) FOR THE PERIOD APRIL TO JUNE 2022

## RESOLVED

- 1    That Council note and approve the 2021/22 Fourth Quarter Budget and Performance reports of the Department of Development Planning and Johannesburg Development Agency for the period April to June 2022, noting the observations cited in the body of this report.
- 2    That the Development Planning Department reports to the Committee on the delays incurred at the El Kero and Skateistan projects, by November 2022.
- 3    That the Development Planning Department indicates to the Committee the progress made towards opening the completed park at Patterson Park, following delays in the storm water upgrading projects, by November 2022.
- 4    That the JDA reports to the Committee on the processes undertaken to blacklist the several poor performing contractors from the City's database, by November 2022.
- 5    That the JDA presents to the Committee on the 2022/23 Contracting Project Plan that will reduce delays in SCM processes and ensure that project processes are on track, by November 2022.
- 6    That the JDA reports to the Committee on the Contract Management Framework developed to assist with the performance management of contractors, by November 2022.
- 7    That the JDA reports to the Committee on the Non-motorized Transport (NMT) impact assessment conducted during the quarter under review, by November 2022.
- 8    That JDA provides a Gant chart for all capex projects underway, broken down per ward and region city-wide, by November 2022.
- 9    That DP provides a Gant chart for the Our City Our Block (OCOB) Round 2 projects, by November 2022.

(COJ LEGISLATURE)  
(A Ngcaku)  
(Tel. (011) 407 7395)

- Item 42    OVERSIGHT REPORT OF THE HEALTH AND SOCIAL DEVELOPMENT SECTION 79 COMMITTEE ON THE 2021/2022 FOURTH QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORTS OF THE HEALTH DEPARTMENT AND SOCIAL DEVELOPMENT DEPARTMENT FOR THE PERIOD APRIL TO JUNE 2022

RESOLVED

That Council approve the Fourth Quarter Oversight Report of the Health and Social Development Section 79 Committee on the 2021/2022 Fourth Quarter Budget and Performance Assessment Report of the Health and Social Development Department for the period April to June 2022, noting the observations cited in the body of this report.

(COJ LEGISLATURE)  
(B Fana)  
(Tel. (011) 407-6305)

- Item 43    FIRST QUARTER REPORT ON THE OVERSIGHT ACTIVITIES OF THE PETITIONS STANDING COMMITTEE FOR THE PERIOD: JULY TO SEPTEMBER 2022

NOTED

(COJ LEGISLATURE)  
(E Monhla)  
(Tel. (011) 407-7246)

- Item 44    PERFORMANCE ASSESSMENT REPORT FOR THE OFFICE OF THE OMBUDSMAN FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Office of the Ombudsman for the 2022/23 financial year, be noted.

(OFFICE OF THE OMBUDSMAN)

- Item 45    OVERSIGHT REPORT OF OCOL ON THE 2022/23  
FIRST QUARTER BUDGET AND PERFORMANCE  
ASSESSMENT REPORT OF THE LEGISLATURE OF  
THE CITY OF JOHANNESBURG OFFICE OF THE  
OMBUDSMAN FOR THE PERIOD JULY  
TO SEPTEMBER 2022

RESOLVED

That Council and approve note the 2022/23 First Quarter Budget and Performance Assessment Report of the Office of the Ombudsman for the period July to September 2022, noting the observations cited in the body of this oversight report.

(COJ LEGISLATURE)

- Item 46    RETURN OF ATTENDANCE OF COUNCIL AND  
SECTION 79 COMMITTEE MEETINGS BY  
COUNCILLORS: NOVEMBER 2021 TO APRIL 2022

*Councillor Smit (FF+) addressed Council and indicated that he was incorrectly marked absent for 7 meetings and said he was only absent for the SOCA meeting and the SOCA debate.*

*The Chair of Chairs appealed to party whips to ensure that Councillors attend Section 79 committee meetings.*

RESOLVED

That Council notes the return of attendance of Council and Committee meetings by councillors for the period November 2021 to April 2022, as alluded to in the body of the report and Annexure A attached thereto.

(COJ LEGISLATURE)  
(Director: Legislative & Oversight)  
(JM Moremi)  
(Tel.011 4077340)

## **7 ANNOUNCEMENTS AND CLOSURE BY THE SPEAKER**

*The Speaker announced that the meeting will continue on Thursday, 24 November 2022 and the meeting will commence with item 47 and conclude with the reminder of the agenda.*

MEETING ADJOURNED AT 17:45.

ON RESUMPTION, 24 NOVEMBER 2022, THE FOLLOWING COUNCILLORS WERE PRESENT:

## MEMBERS PRESENT

The Speaker: Councillor Makhubele, T C

The Executive Mayor: Councillor Phalatse, M

Abdool, F	Gantsho, L
Amad, T	Goosen, J W
Amod, C J	Gwamanda, K
Arnolds, M S	Harris, R
Atterbury, E	Hlatshwayo, S M
Avant-Smith, C	Hoén, J N
Baloyi, D L	Homer, C
Benjamin, R F	Hooper, R S
Bini, L	Horwitz, J
Bittkau, R	Huggett, E A
Boer, C	Hughes, Z
Bolani, M G	Ismail-Moosa, I
Brand, D G	Jacobs, B
Buthlezi, T C	Jainoodeen, Z
Chabalala, M D	Johnson, N
Chame, F	Jonker, N
Chauke, K L	Kaldine, J
Chetsanga, H	Kgeletsane, M O
Christians, A	Khanyile, N M
Coogan, L C	Khumalo, X I
Coutriers, M J	Knott, L R
Coverdale, D L T	Koekemoer, M
Crichton, M	Komane, S A
Da Gama, V M	Kwapeng, C
Da Rocha, C M D	Landis, R
Dammie, B H	Lebatlang, T Z
Dauids-Green, L C	Lebea, M G
De Lange, F C	Lefutso, L
Dellwaria, N	Leitch, A N
Deppe, A J	Leshilo, R S
Dewes, D S	Liebenberg, E
Dladla, D	Lobi, M
Dlamini, B	Louw, M A
Doyle, T	Maake, M J
Durand, G V M	Mabaso, M P
Echeozonjoku, B C	Mabelebele, S S
Edward, N	Mabuke, T A
Finn, C E	Mabunda, T E
Foley, D T	Mabuza, S K L
Fourie-Shawe, C	Machaba, L M U
Francisco, D B	Machethe, S
Fresling, R R	Madiba, T J

Galeshewe, T M	Magwaza, B L P
Magwentshu, L C	Mokoka, M L
Maila, S M	Mokwena, T M
Majola, S	Molefe, E W
Makamo, S S	Molefe, M
Makhuba, H N	Molefe, S B
Maluleka, T	Molise, L D
Manganyi, D B	Moloisane, D
Mangena, T D	More, E
Marais, A F	Morero, S E
Marais, S I	Mosehla, K J
Marema, V A	Mothopi, O Z
Marumo, T	Mphaho, M A
Mashala, K	Mphahlele, M
Mashinini, S	Mphefo, L M P
Masoga, L M	Mpolobosho, M M
Masuku, L	Mposula, T
Maswazi, R	Mpotulo, G S
Mathe, G	Mthembu, M N
Mathe, Z E	Mulelu, M
Mavhona, L S	Munyayi, V E
Mazibuko, A L	Mutavhatsindi, N T
Mazibuko, N	Nair, R K
Mazibukwana, M	Ndlela, M C
Mbundu, N N	Ndou, N L
Mchunu, A	Ndou, P
Meyers, T	Ndou, P
Mgaga, B	Ndzondo, C M
Mgcina, S E	Nefdt, P W
Mhlari, T M	Nenemba, T
Mhlongo, T A	Nethamba, R
Mkasi, G	Ngema, S V
Mkhize, T	Ngobeni, L M
Mkhonto, M S	Ngobeni, R F
Mkhonza, N F	Ngoepe, C S
Mmbengwa, M N	Nguse, S
Mmota, L	Ngwenya, F N
Mngadi, W B	Ngwenya, J A
Mnisi, N D	Nhlapo, C P
Mnyameni, M	Niemand, G J
Moatshe, K	Nkokou, T P
Modladlaba, D S	Nkomo, B
Modukanene, L C	Nkomo, E T
Modupi, D N	Nkomo, P T
Moepi, N J D	Nkosi, R A L
Moeti, O T	Nkubungu, L
Mofokeng, J	Nkwanyana, P B
Mofokeng, M P	Nofemela, N
Mogapi, T A	Nonkumbi, I M
Mohlala, C	Nontenja, C T

Mohlala, P K  
Mokoari, Z  
Mokoena, G

Novela, M  
Ntoele, N L  
Ntombela, M J

Ntshidi, T E	Simelane, P
Nyembe, M M	Simelane, S O
Nyembe, Z P	Sindani, F P
Nzimande, C	Smit, P A
Papo, M M	Sobey, A
Pelzer, R	Steenkamp, D
Phalatse, M	Steer, B
Phillips, L E	Stewart, P S
Phometsi, P S	Stewart, A J
Pietersen, J	Suddaby, J
Pietersen, N	Sun, Y H
Ponsonby, D A	Supe, N P
Radebe, N P	Tabane, M C
Radebe, T T	Tambani, P S
Rafferty, P D	Tefu, P V
Rahn, N J	Telekoa, A T
Raholane, M W	Tembe, D S
Rakosa, P M	Truluck, T F
Ramafikeng, D J	Tshedo, J G
Ramaru, G	Tshehlo, G J
Rambani, N S	Tsotetsi, L Y M
Raphadu, A T	Twala, Y A
Raseruthe, S H	Van der Merwe, M
Reddy, V M	Van der Schyf, C
Reinten, I M	Van Dyk, N J
Roberts, F C	Van Wyk, W M
Rohlssen, C K	Wax, K P
Santana, C G	Williams, M C
Sauls, A	Wilskut, D
Schay, D	Wissler, S T J
Seerane, M K	Wittman-Potter, D D
Sekhu, M V	Xuma, L
Sekwaila, B J	Zama, A A D
Sesedinyane, M I	Zazini, A
Shackleford, L M	Zitha, S L
Shange, P A	Zondo, L T
Sherman, G J	Zungu, N G
Shumba, K A	Zwane, S
Sifumba, N	

## 1 OPENING

*The Speaker requested Council to observe a moment of silent and prayer.*

*Councillor Khumalo (ANC) addressed Council and complained of a white liquid substance dripping at A level parking that is damaging Councillors cars and urged the Speaker to address the matter.*

*The Speaker welcomed the Executive Mayor of the City of Johannesburg; Councillor Mpho Phalatse; Whip of Council, Councillor NG Zungu; Chair of Chairs, Councillor L Phillips; all political party leaders and Whips; Members of the Mayoral Committee; Chairpersons of the Section 79 committees; fellow Councillors; acting City Manager, Mr Bryne Maduka; acting Secretary to Council, Mr Andile Gobinca; officials of the City of Johannesburg; residents of the City of Johannesburg; members of the Media; and guests to the continuation of the 9<sup>th</sup> Ordinary Council meeting of the City of Johannesburg municipality.*

*She thereafter addressed Council as follows:*

*"Before we commence with our agenda of the day, I would like first, to respond to one of the complaints that we have received around the streaming of the Council meeting yesterday. There were some issues with IT and I think also, the service provider has not been paid, therefore, they're making means as the IT department to ensure that we streamed to various social media platforms. So, will you bear with us as the Executive Mayor and the officials sought out the service providers?"*

*The second request and the complaint that we've heard now from the Councillor on the floor, this matter even as a Chair of Chairs, is sitting with the Section 79 Committee, there's a report that the MMC who is responsible for JPC has been alerted to and they must please ensure that we renovate the Metro Centre, the building and ensure the safety. They have presented some plans to renovate and to even demolish and rebuild this precinct. So, we will ask the MMC to give us a written response so that in our next Council meeting, we are able to inform Councillors on what is going to be happening with the renovations and including the safety of Councillors in this building.*

*Third, I would like to respond to one of the issues that was raised in this Council yesterday. Councillor Moloisane, I have spoken to you personally, and I have also spoken to Councillor Mphahlele on what transpired here yesterday and I am grateful for your attitude and your reception to what I had to say to you. Councillor Moloisane has explained his religious belief and his calling to me, hence he has that doek on his head. And we as a House, on behalf of the House, on behalf of myself, we apologize to you, that we may have offended you when the House laughed. That does not give right to Councillors to misbehave and use it as an opportunity to get to the Speaker, to disrespect the House and disrespect the Speaker. That is unacceptable and that behavior cannot be condoned from Councillor Homer, especially. So, Councillor Moloisane, we apologize to you. We respect and honour you as a Councillor here. Councillor Mphahlele, we have spoken and any comments that insinuate discrimination in this House will not be tolerated and so, I thank you for that."*

*The Speaker asked Council to observe a moment of silence for 13-year-old Ethan Sass, who died from injuries sustained when he was hit by a speeding taxi. He was fetching water in Coronationville, and the Speaker would like to just honour his life and remember him and his family.*

*The Speaker asked Legal to confirm quorum and it was confirmed that there were 248 Councillors that had signed the register and the meeting quorate.*

## 2 APPLICATIONS FOR LEAVE OF ABSENCE

The following applications for leave of absence from this meeting were granted:

<i>Councillor M Dlanjwa</i>	:	<i>Private Business</i>
<i>Councillor S Seema</i>	:	<i>Private Business</i>
<i>Councillor R Nair</i>	:	<i>Illness</i>

*The following Councillors requested to arrive late:*

*Councillor A Mchunu  
Councillor J Horwitz*

## 3 RECOMMENDATIONS TO COUNCIL

*The Speaker announced that she had received a request according to Rule 65, for the Whip of Council to make a statement and she had acceded to it.*

*The Whip of Council addressed Council and said that he wanted to engage on the importance of conduct and discipline of Councillors, having observed the behaviour of some Councillors in the meeting that was held on Wednesday, 23 November 2022. Especially the behaviour of Councillor Homer. He indicated that it was not the first incident and the behaviour cannot be taken lightly.*

*He further said that all Councillors were public representatives elected by their constituencies and were expected to carry themselves in a diligent manner, as number 1 citizens in their Wards and when in Council. That meant avoiding all behavioural gestures that are uncalled for and activities that aim to undermine Council proceedings.*

*He concluded that the behaviour of some Councillors was worrying, and that Council had to sit and watch when the House descended into chaos and such behaviour cannot go unnoticed. He requested Council to consider sending Councillors who misbehave to the Ethics committee so that order is maintained in the August House.*

Item 47    OUTCOMES OF INVESTIGATION INTO  
              THE ALLEGED BREACH OF THE CODE  
              OF CONDUCT FOR COUNCILLORS:  
              CLLR LOYISO MASUKU

*The Item was dealt with In-Committee*

RESOLVED

- 1 That Council notes and accept the report of the Ethics and Disciplinary Committee.
- 2 That the Speaker of Council reports the outcomes of investigation, the findings, recommendations and decision of Council to the MEC responsible for Cooperative Governance, and Traditional Affairs (COGTA), Gauteng Province, in accordance with clause 13 (3) of the Code after this matter has been referred to and noted by the full sitting of Council.

(COJ LEGISLATURE)  
(Mpho Komane)  
(Tel. (011) 407-6009)

Item 48 ALLEGATIONS OF MISCONDUCT AGAINST  
SENIOR MANAGERS (SECTION 56) EMPLOYEES

*The item was dealt with In-Committee.*

WITHDRAWN

(OFFICE OF THE CITY MANAGER)

## 4 MOTIONS

### MOTION 1:

#### VOTE OF NO CONFIDENCE AGAINST THE EXECUTIVE MAYOR, COUNCILLOR MPHOMPHO PHALATSE

*Proposer: CLLR M Arnolds  
Seconder: CLLR T Amad*

*Councillor Arnolds M (AIC) in her address stated that she felt like a pastor in church whilst drafting the motion. She reminisced and looked at all the issues why she was tabling a motion of no confidence against the Executive Mayor and she thought about the current administration and wanting to give them an opportunity to demonstrate their golden repair. And also looked at the well-being of the city's finances that are not in good standing, that is in the ICU. She said it pained her as a resident of the City of Johannesburg.*

*She said she had stated in the past that the grass is taller than her, the streets are dirtier than the toilets of this precinct, they do not have Pikitup that picks up the dirt and that they live next to dump sites. She mentioned that Councillor Dwayne Ponsonby and Councillor Juwairiya picks up dirt every weekend with the residents of Eldorado Park.*

*She further stated that she wants the Executive Mayor to think about the fact that when she went to Orange Farm, a family in trauma rejected her and to think that when*

people were waiting in Protea Glen, the Executive Mayor told them she has more important things to do. She further wanted the Executive Mayor to think about the fact that she keeps residents waiting and wanted a letter from the people of Eldorado Park when the blood was laying on the streets of Eldorado Park. She wanted a notice to be sent to her to come and deal with the matter. She mentioned that a woman was shot in Eldorado Park and the Executive Mayor did not think about that instead she went and opened a golf tournament. She indicated that she would not address the Executive Mayor as a doctor because she does not practice in the Chamber. She concluded that she was withdrawing the motion with a heavy heart and that she will monitor the Executive during the December recess. She further said that she will compile a portfolio of evidence, and a new motion will be brought back to Council in January, should they not feel satisfied.

MOTION WITHDRAWN

**MOTION 2:**

**VOTE OF NO CONFIDENCE AGAINST THE CHAIRPERSON OF THE OVERSIGHT COMMITTEE ON GENDER, YOUTH AND PEOPLE WITH DISABILITY (GEYODI) COUNCILLOR NAKITA DELLWARIA.**

*Propoer: CLLR IM Nonkumbi*

*Seconder: CLLR N Nofemela*

*Councillor Nonkumbi (ANC) addressed Council and said on 3 November – December is Disability month and part of the issues experienced by people living with disability is that there hardly ever are resources to cater for them and the same applied with Council for people using wheelchairs, the lifts and restrooms. He added that the City of Johannesburg was one of the biggest City in Africa, but it has not shown interest in making sure that the People Living with Disabilities are taken care of. He further added that it should be noted that the theme this year for people living with Disability is, "Empowering Persons with Disability through Resourceful, Sustainable and Safe environments". He added that he expects this Council, going forward to consider people that are living with disability and concluded that he withdraws the motion.*

MOTION WITHDRAWN

**MOTION 3:**

**VOTE OF NO CONFIDENCE AGAINST THE CHAIRPERSON OF THE SECTION 79 COMMITTEE ON ENVIRONMENT, INFRASTRUCTURE AND SERVICES COUNCILLOR LERATO NGOBENI.**

*Proposer: CLLR VA Marema*

*Seconder: CLLR TJ Madiba*

*Councillor Marema VA (ANC) addressed Council and said that having considered the submissions by Councillors that spoke before him and believes that everyone deserves a second chance, he then withdrew the motion.*

MOTION WITHDRAWN

**MOTION 4**

**VOTE OF NO CONFIDENCE AGAINST THE EXECUTIVE MAYOR, COUNCILLOR MPHOPHALATSE**

Proposer: CLLR LC Magwentshu  
Secunder: CLLR T Nkokou

*Councillor Magwentshu (ATM) in his address indicated that multiparty government said everything was fine in the City; that there was enough money to meet all financial obligations and that there were no issues paying SMMEs. He said that Avis was retaining its fleet and Afrirent had not sent a notification letter of its fleet withdrawal, it was all manufactured lies by the ANC and the minority opposition parties. He added that to dispel the Mayoral untruths, he was withdrawing his motion for all to see if the SMMEs would be paid this month.*

MOTION WITHDRAWN

**MOTION 5**

**MOTION RECOMMEND EXECUTIVE FOR PROVISION OF ADEQUATE SANITATION AND ELECTRICITY IN SLOVO PARK INFORMAL SETTLEMENT IN WARD 69, REGION B.**

Proper: CLLR E Ntshidi  
Secunder: CLLR Z Lebatlang

*Councillor Ntshidi (ActionSA) addressed Council as follows:*

*"I, Councillor Edwin Ntshidi hereby table the following motion in terms of Standing Rules 89 (2) (b) of the Standing Rules of Council.*

***Noting that:***

*Slovo Park is one of the oldest informal settlements in Johannesburg that has been in existence since 1994. However, 28 years after the advent of democracy in the country, our people in that settlement remain without proper sanitation and electricity. Residents of Slovo Park are forced to and continue remain without proper sanitation and electricity residents of Slovo Park are forced to continue to overload the system because of having to illegally connect to the grid, prompting City Power with the assistance of JMPD to have to terminate these connections. The illegal connections pose an immense risk to both the residents of the Coronationville and Slovo Informal settlement. Coupled with this disastrous situation is that of the continuation of the use of chemical toilets by residents in the settlement. The toilets are not cleaned regularly and as result residents continue to live with the unbearable stench permeating every aspect of their lives.*

***Believing that:***

*It is our duty as representatives of the citizens of Johannesburg to make our residents lives easier, notwithstanding the fact that no human being should be allowed to live in such unbearable conditions, we as the Joburg Caucus of ActionSA, unapologetically request....*

***That Council resolve that:***

*In line with Mayoral Priorities, request that the Executive within the current financial year initiate the process of restoring the dignity of our people by:*

1. *Conducting a study to determine how many residents there are currently in Slovo Park and*
2. *Develop a plan of implementation, with communicated timelines, that will identify residents who do qualify for such services - sanitation and electrification - within 60 days.*

*The Speaker posed a question to the House and Councillors were in support of the motion.*

MOTION PUT AND CARRIED

**MOTION 6:**

**RENAMING OF STREETS IN ORANGE FARM**

Proposer: CLLR D Dladla  
 Seconder: CLLR N Ntoele

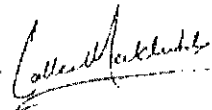
*Clr Dladla (EFF) said that it was with a heavy heart that the people of Orange Farm, after 20 years still did not have street names and it was unfortunate that he had to withdraw the motion.*

MOTION WITHDRAWN

**5 ANNOUNCEMENTS AND CLOSURE BY THE SPEAKER**

*None.*

THE MEETING ADJOURNED AT 17:55.



\_\_\_\_\_  
**SPEAKER OF COUNCIL**  
**CLLR TC MAKHUBELE**

09/06/2023

\_\_\_\_\_  
**DATE**