



**MINUTES OF THE 12<sup>th</sup> ORDINARY COUNCIL MEETINGS OF THE CITY OF JOHANNESBURG MUNICIPALITY HELD ON WEDNESDAY & THURSDAY, 22 & 23 MARCH 2023, RESPECTIVELY AT 10:00 (FOR BOTH DAYS) 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**  
**(14<sup>th</sup> Extra-Ordinary Meeting held on 22 February 2023**  
**(11<sup>th</sup> Ordinary Meeting held on 23 February 2023)**
- 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**

## I N D E X

## ITEM NUMBER

**COMMUNITY DEVELOPMENT**

PERFORMANCE ASSESSMENT REPORT 1  
 FOR THE COMMUNITY DEVELOPMENT  
 DEPARTMENT FOR THE 2022/2023  
 FINANCIAL YEAR FOR THE PERIOD  
 JULY TO SEPTEMBER 2022

**JOBURG CITY THEATRES**

PERFORMANCE ASSESSMENT REPORT FOR 2  
 THE JOBURG CITY THEATRES (JCT) FOR  
 THE 2022/2023 FINANCIAL YEAR FOR THE  
 PERIOD JULY TO SEPTEMBER 2022

**JOHANNESBURG CITY PARKS AND ZOO**

PERFORMANCE ASSESSMENT REPORT FOR 3  
 THE JOHANNESBURG CITY PARKS AND ZOO  
 FOR THE 2022/2023 FINANCIAL YEAR FOR  
 THE PERIOD JULY TO SEPTEMBER 2022

**COMMUNITY DEVELOPMENT**

PERFORMANCE ASSESSMENT REPORT 4  
 FOR THE COMMUNITY DEVELOPMENT  
 DEPARTMENT FOR THE 2022/2023  
 FINANCIAL YEAR FOR THE PERIOD  
 OCTOBER TO DECEMBER 2022

**JOBURG CITY THEATRES**

PERFORMANCE ASSESSMENT REPORT FOR 5  
 THE JOBURG CITY THEATRES (JCT) FOR  
 THE 2022/2023 FINANCIAL YEAR FOR THE  
 PERIOD OCTOBER TO DECEMBER 2022

**JOHANNESBURG CITY PARKS AND ZOO**

PERFORMANCE ASSESSMENT REPORT FOR 6  
 THE JOHANNESBURG CITY PARKS AND ZOO  
 FOR THE 2022/2023 FINANCIAL YEAR FOR  
 THE PERIOD OCTOBER TO DECEMBER 2022

## ITEM NUMBER

**COJ LEGISLATURE**

OVERSIGHT REPORT OF THE SECTION 79 7  
 COMMUNITY DEVELOPMENT COMMITTEE  
 ON THE 2022/2023 FIRST QUARTER  
 PERFORMANCE ASSESSMENT REPORT OF  
 THE DEPARTMENT OF COMMUNITY  
 DEVELOPMENT, JOBURG CITY THEATRES  
 AND JOBURG CITY PARKS AND ZOO,  
 FOR THE PERIOD JULY TO SEPTEMBER 2022

OVERSIGHT REPORT OF THE SECTION 79 8  
 COMMUNITY DEVELOPMENT COMMITTEE  
 ON THE 2022/2023 SECOND QUARTER  
 PERFORMANCE ASSESSMENT REPORT OF  
 THE DEPARTMENT OF COMMUNITY  
 DEVELOPMENT, JOBURG CITY THEATRES  
 AND JOBURG CITY PARKS AND ZOO,  
 FOR THE PERIOD OCTOBER TO DECEMBER  
 2022

**GROUP CORPORATE AND SHARED SERVICES**

PERFORMANCE ASSESSMENT REPORT FOR 9  
 THE GROUP CORPORATE AND SHARED  
 SERVICES DEPARTMENT FOR THE 2021/2022  
 FINANCIAL YEAR FOR THE PERIOD APRIL TO  
 JUNE 2022

PERFORMANCE ASSESSMENT REPORT FOR 10  
 THE GROUP CORPORATE AND SHARED  
 SERVICES DEPARTMENT FOR THE 2022/2023  
 FINANCIAL YEAR FOR THE PERIOD JULY TO  
 SEPTEMBER 2022

PERFORMANCE ASSESSMENT REPORT FOR 11  
 THE GROUP CORPORATE AND SHARED  
 SERVICES DEPARTMENT FOR THE 2022/2023  
 FINANCIAL YEAR FOR THE PERIOD OCTOBER  
 TO DECEMBER 2022

## ITEM NUMBER

**COJ LEGISLATURE**

OVERSIGHT REPORT OF THE SECTION 79  
CORPORATE AND SHARED SERVICES  
COMMITTEE ON THE 2021/2022 FOURTH  
QUARTER BUDGET AND PERFORMANCE  
ASSESSMENT REPORT OF GROUP  
CORPORATE AND SHARED SERVICES FOR  
THE PERIOD APRIL TO JUNE 2022 12

OVERSIGHT REPORT OF THE SECTION 79  
CORPORATE AND SHARED SERVICES  
COMMITTEE ON THE 2022/2023 FIRST  
QUARTER BUDGET AND PERFORMANCE  
ASSESSMENT REPORT OF GROUP  
CORPORATE AND SHARED SERVICES FOR  
THE PERIOD JULY TO SEPTEMBER 2022 13

OVERSIGHT REPORT OF THE SECTION 79  
CORPORATE AND SHARED SERVICES  
COMMITTEE ON THE 2022/2023  
MID-TERM BUDGET AND PERFORMANCE  
ASSESSMENT REPORT OF GROUP  
CORPORATE AND SHARED SERVICES  
FOR THE PERIOD OCTOBER TO  
DECEMBER 2022 14

**DEVELOPMENT PLANNING**

PERFORMANCE ASSESSMENT REPORT FOR  
DEVELOPMENT PLANNING DEPARTMENT  
FOR THE 2022/2023 FINANCIAL YEAR FOR  
THE PERIOD JULY TO SEPTEMBER 2022 15

**JOHANNESBURG DEVELOPMENT AGENCY**

PERFORMANCE ASSESSMENT REPORT  
FOR THE JOHANNESBURG DEVELOPMENT  
AGENCY FOR THE 2022/2023 FINANCIAL  
YEAR FOR THE PERIOD JULY TO  
SEPTEMBER 2022 16

**DEVELOPMENT PLANNING**

PERFORMANCE ASSESSMENT REPORT FOR  
DEVELOPMENT PLANNING DEPARTMENT  
FOR THE 2022/2023 FINANCIAL YEAR FOR  
THE PERIOD OCTOBER TO DECEMBER 2022 17



## ITEM NUMBER

**JOHANNESBURG DEVELOPMENT AGENCY**

PERFORMANCE ASSESSMENT REPORT 18  
FOR THE JOHANNESBURG DEVELOPMENT  
AGENCY FOR THE 2022/2023 FINANCIAL  
YEAR FOR THE PERIOD OCTOBER TO  
DECEMBER 2022

**COJ LEGISLATURE**

OVERSIGHT REPORT OF THE DEVELOPMENT 19  
PLANNING SECTION 79 COMMITTEE ON  
THE 2022/23 FIRST QUARTER BUDGET  
AND PERFORMANCE ASSESSMENT  
REPORTS OF THE DEVELOPMENT PLANNING  
DEPARTMENT AND THE JOHANNESBURG  
DEVELOPMENT AGENCY (JDA) FOR THE  
PERIOD JULY TO SEPTEMBER 2022

OVERSIGHT REPORT OF THE DEVELOPMENT 20  
PLANNING SECTION 79 COMMITTEE ON  
THE 2022/23 SECOND QUARTER BUDGET  
AND PERFORMANCE ASSESSMENT  
REPORTS OF THE DEVELOPMENT PLANNING  
DEPARTMENT AND THE JOHANNESBURG  
DEVELOPMENT AGENCY (JDA) FOR THE  
PERIOD OCTOBER TO DECEMBER 2022

**ENVIRONMENT, INFRASTRUCTURE AND SERVICES**

PERFORMANCE ASSESSMENT REPORT FOR 21  
THE ENVIRONMENT, INFRASTRUCTURE  
AND SERVICES DEPARTMENT FOR THE  
2022/2023 FINANCIAL YEAR FOR THE  
PERIOD JULY TO SEPTEMBER 2022

**CITY POWER JOHANNESBURG (SOC) LTD**

PERFORMANCE ASSESSMENT REPORT 22  
FOR THE CITY POWER JOHANNESBURG  
(SOC) LTD FOR THE 2022/2023 FINANCIAL  
YEAR FOR THE PERIOD JULY TO  
SEPTEMBER 2022

**JOHANNESBURG WATER (SOC) LTD**

PERFORMANCE ASSESSMENT REPORT 23

FOR JOHANNESBURG WATER (SOC) LTD  
FOR THE 2022/2023 FINANCIAL YEAR FOR  
THE PERIOD JULY TO SEPTEMBER 2022

## ITEM NUMBER

**PIKITUP JOHANNESBURG (SOC) LTD**

PERFORMANCE ASSESSMENT REPORT FOR PIKITUP JOHANNESBURG (SOC) LTD FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022	24
--	----

**ENVIRONMENT, INFRASTRUCTURE AND SERVICES**

PERFORMANCE ASSESSMENT REPORT FOR THE ENVIRONMENT, INFRASTRUCTURE AND SERVICES DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022	25
--	----

**CITY POWER JOHANNESBURG (SOC) LTD**

PERFORMANCE ASSESSMENT REPORT FOR THE CITY POWER JOHANNESBURG (SOC) LTD FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022	26
--	----

**JOHANNESBURG WATER (SOC) LTD**

PERFORMANCE ASSESSMENT REPORT FOR JOHANNESBURG WATER (SOC) LTD FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022	27
--	----

**PIKITUP JOHANNESBURG (SOC) LTD**

PERFORMANCE ASSESSMENT REPORT FOR PIKITUP JOHANNESBURG (SOC) LTD FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022	28
--	----

**COJ LEGISLATURE**

OVERSIGHT REPORT OF THE SECTION 79 ENVIRONMENT AND INFRASTRUCTURE SERVICES COMMITTEE ON THE 2022/23 FIRST QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE ENVIRONMENT AND INFRASTRUCTURE SERVICES DEPARTMENT, PIKITUP JOHANNESBURG, JOHANNESBURG WATER,	29
--	----

AND JOHANNESBURG CITY POWER FOR  
THE PERIOD JULY TO SEPTEMBER 2022

## ITEM NUMBER

**COJ LEGISLATURE**

OVERSIGHT REPORT OF THE SECTION 79  
 ENVIRONMENT AND INFRASTRUCTURE  
 SERVICES COMMITTEE ON THE 2022/23  
 FIRST QUARTER PERFORMANCE  
 ASSESSMENT REPORTS OF THE  
 ENVIRONMENT AND INFRASTRUCTURE  
 SERVICES DEPARTMENT, PIKITUP  
 JOHANNESBURG, JOHANNESBURG WATER,  
 AND JOHANNESBURG CITY POWER FOR  
 THE PERIOD OCTOBER TO DECEMBER 2022

30

**HEALTH**

PERFORMANCE ASSESSMENT REPORT  
 FOR THE HEALTH DEPARTMENT FOR THE  
 2022/2023 FINANCIAL YEAR FOR THE PERIOD  
 JULY TO SEPTEMBER 2022

31

**SOCIAL DEVELOPMENT**

PERFORMANCE ASSESSMENT REPORT FOR  
 THE SOCIAL DEVELOPMENT DEPARTMENT  
 FOR THE 2022/2023 FINANCIAL YEAR FOR  
 THE PERIOD JULY TO SEPTEMBER 2022

32

**HEALTH**

PERFORMANCE ASSESSMENT REPORT  
 FOR THE HEALTH DEPARTMENT FOR THE  
 2022/2023 FINANCIAL YEAR FOR THE PERIOD  
 OCTOBER TO DECEMBER 2022

33

**SOCIAL DEVELOPMENT**

PERFORMANCE ASSESSMENT REPORT FOR  
 THE SOCIAL DEVELOPMENT DEPARTMENT  
 FOR THE 2022/2023 FINANCIAL YEAR FOR  
 THE PERIOD OCTOBER TO DECEMBER 2022

34

## ITEM NUMBER

**COJ LEGISLATURE**

OVERSIGHT REPORT OF THE HEALTH AND SOCIAL DEVELOPMENT SECTION 79 COMMITTEE ON THE 2022/2023 FIRST QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORTS OF THE HEALTH DEPARTMENT AND SOCIAL DEVELOPMENT DEPARTMENT FOR THE PERIOD JULY TO SEPTEMBER 2022 35

OVERSIGHT REPORT OF THE HEALTH AND SOCIAL DEVELOPMENT SECTION 79 COMMITTEE ON THE 2022/2023 SECOND QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORTS OF THE HEALTH DEPARTMENT AND SOCIAL DEVELOPMENT DEPARTMENT FOR THE PERIOD OCTOBER TO DECEMBER 2022 36

**HUMAN SETTLEMENT**

PERFORMANCE ASSESSMENT REPORT FOR THE HUMAN SETTLEMENT DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022 37

**JOHANNESBURG SOCIAL HOUSING COMPANY**

PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG SOCIAL HOUSING COMPANY FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022 38

**HUMAN SETTLEMENT**

PERFORMANCE ASSESSMENT REPORT FOR THE HUMAN SETTLEMENT DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022 39

## ITEM NUMBER

**JOHANNESBURG SOCIAL HOUSING COMPANY**

PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG SOCIAL HOUSING COMPANY FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022 40

**COJ LEGISLATURE**

OVERSIGHT REPORT OF THE HOUSING SECTION 79 COMMITTEE ON THE 2022/23 FIRST QUARTER PERFORMANCE ASSESSMENT REPORT OF THE DEPARTMENT OF HUMAN SETTLEMENTS AND THE JOHANNESBURG SOCIAL HOUSING COMPANY (JOSHCO) FOR THE PERIOD JULY TO SEPTEMBER 2022 41

OVERSIGHT REPORT OF THE HOUSING SECTION 79 COMMITTEE ON THE 2022/23 SECOND QUARTER PERFORMANCE ASSESSMENT REPORT OF THE DEPARTMENT OF HUMAN SETTLEMENTS AND THE JOHANNESBURG SOCIAL HOUSING COMPANY (JOSHCO) FOR THE PERIOD OCTOBER TO DECEMBER 2022 42

**PUBLIC SAFETY**

PERFORMANCE ASSESSMENT REPORT FOR THE PUBLIC SAFETY DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022 43

PERFORMANCE ASSESSMENT REPORT FOR THE PUBLIC SAFETY DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022 44

**COJ LEGISLATURE**

OVERSIGHT REPORT OF THE SECTION 79 PUBLIC SAFETY COMMITTEE ON THE 2022/2023 FIRST QUARTER PERFORMANCE REPORT OF THE DEPARTMENT OF PUBLIC SAFETY FOR THE PERIOD 1 JULY TO 30 SEPTEMBER 2022 45

## ITEM NUMBER

**COJ LEGISLATURE**

OVERSIGHT REPORT OF THE SECTION 79  
PUBLIC SAFETY COMMITTEE ON THE  
2022/2023 2<sup>nd</sup> QUARTER PERFORMANCE  
REPORT OF THE DEPARTMENT  
OF PUBLIC SAFETY FOR THE PERIOD  
1 OCTOBER TO 31 DECEMBER 2022

46

**TRANSPORT**

PERFORMANCE ASSESSMENT REPORT FOR  
THE TRANSPORT DEPARTMENT FOR THE  
2022/2023 FINANCIAL YEAR FOR THE  
PERIOD JULY TO SEPTEMBER 2022

47

**JOHANNESBURG ROADS AGENCY (SOC) LTD**

PERFORMANCE ASSESSMENT REPORT FOR  
THE JOHANNESBURG ROADS AGENCY  
(SOC) LTD FOR THE 2022/2023 FINANCIAL  
YEAR FOR THE PERIOD JULY TO SEPTEMBER  
2022

48

**JOHANNESBURG METROPOLITAN BUS SERVICES**

PERFORMANCE ASSESSMENT REPORT FOR  
THE JOHANNESBURG METROPOLITAN BUS  
SERVICES FOR THE 2022/2023 FINANCIAL  
YEAR FOR THE PERIOD JULY TO SEPTEMBER  
2022

49

**TRANSPORT**

PERFORMANCE ASSESSMENT REPORT FOR  
THE TRANSPORT DEPARTMENT FOR THE  
2022/2023 FINANCIAL YEAR FOR THE  
PERIOD OCTOBER TO DECEMBER 2022

50

**JOHANNESBURG ROADS AGENCY (SOC) LTD**

PERFORMANCE ASSESSMENT REPORT FOR  
THE JOHANNESBURG ROADS AGENCY  
(SOC) LTD FOR THE 2022/2023 FINANCIAL  
YEAR FOR THE PERIOD OCTOBER TO  
DECEMBER 2022

51

## ITEM NUMBER

**JOHANNESBURG METROPOLITAN BUS SERVICES**

PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG METROPOLITAN BUS SERVICES FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022 52

**COJ LEGISLATURE**

OVERSIGHT REPORT OF THE TRANSPORT SECTION 79 COMMITTEE ON THE FOUR QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE TRANSPORT DEPARTMENT, METROBUS AND JOHANNESBURG ROAD AGENCY FOR THE PERIOD JULY TO SEPTEMBER 2022 53

OVERSIGHT REPORT OF THE TRANSPORT SECTION 79 COMMITTEE ON THE SECOND QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE TRANSPORT DEPARTMENT, METROBUS AND JOHANNESBURG ROAD AGENCY FOR THE PERIOD FOR THE PERIOD OCTOBER TO DECEMBER 2022 54

PERFORMANCE ASSESSMENT REPORT FOR THE CITY OF JOHANNESBURG LEGISLATURE DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022 55

PERFORMANCE ASSESSMENT REPORT FOR THE CITY OF JOHANNESBURG LEGISLATURE DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022 56

OVERSIGHT REPORT OF OCOL ON THE 2022/23 FIRST QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORT OF THE LEGISLATURE OF THE CITY OF JOHANNESBURG FOR THE PERIOD JULY TO SEPTEMBER 2022 57

## ITEM NUMBER

**COJ LEGISLATURE**

OVERSIGHT REPORT OF OCOL ON THE 2022/23 SECOND QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORT OF THE LEGISLATURE OF THE CITY OF JOHANNESBURG FOR THE PERIOD OCTOBER TO DECEMBER 2022	58
---	----

**OFFICE OF THE OMBUDSMAN**

PERFORMANCE ASSESSMENT REPORT FOR THE OFFICE OF THE OMBUDSMAN FOR THE 2022/23 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022	59
---	----

**COJ LEGISLATURE**

OVERSIGHT REPORT OF OCOL ON THE 2022/23 SECOND QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORT OF THE LEGISLATURE OF THE CITY OF JOHANNESBURG OFFICE OF THE OMBUDSMAN FOR THE PERIOD OCTOBER TO DECEMBER 2022	60
--	----

SECOND QUARTER REPORT ON THE OVERSIGHT ACTIVITIES OF THE PETITIONS STANDING COMMITTEE FOR THE PERIOD: OCTOBER TO DECEMBER 2022	61
---	----

TERMS OF REFERENCE – SECTION 79 TRANSPORT COMMITTEE	62
--	----

TERMS OF REFERENCE FOR THE S79 GROUP CORPORATE AND SHARED SERVICES COMMITTEE	63
--	----

TERMS OF REFERENCE FOR THE S79 HOUSING COMMITTEE	64
---	----

TERMS OF REFERENCE – SECTION 79 ECONOMIC DEVELOPMENT COMMITTEE	65
---	----

GEYODI COMMITTEE OVERSIGHT VISIT REPORT TO PATERSON PARK MULTI- PURPOSE CENTRE TO CHECK ADHERENCE OF DISSABILITY ACCESSIBILITY	66
---	----

## ITEM NUMBER

**COJ LEGISLATURE**

GEYODI COMMITTEE OVERSIGHT VISIT REPORT TO THE SEX WORKERS AND TRANSGENDER CLINICS, ESSELEN STREET, HILLBROW	67
OVERSIGHT VISIT OF THE SECTION 79 PUBLIC SAFETY COMMITTEE TO THE DISASTER MANAGEMENT ON 21 FEBRUARY 2023	68
OVERSIGHT VISIT OF SECTION 79 PUBLIC SAFETY COMMITTEE TO THE DUBE ALCOHOL EVIDENCE CENTRE ON 7 FEBRUARY 2023	69
OVERSIGHT VISIT OF SECTION 79 PUBLIC SAFETY COMMITTEE AT JMPD ACADEMY ON 7 FEBRUARY 2023	70
UNANNOUNCED OVERSIGHT VISIT OF THE SECTION 79 PUBLIC SAFETY COMMITTEE TO THE LANGLAAGTE LICENSING CENTRE ON 24 JANUARY 2023	71
OVERSIGHT VISIT OF THE SECTION 79 PUBLIC SAFETY COMMITTEE TO THE BY- LAW MANAGEMENT UNIT AND SPECIALISED SERVICES DIRECTORATE ON 6 DECEMBER 2022	72
OVERSIGHT VISIT OF THE SECTION 79 PUBLIC SAFETY COMMITTEE TO THE WEMMER COMPLEX LICENSING CENTRE ON 24 JANUARY 2023	73
OVERSIGHT VISIT REPORT OF THE OCOL SECTION 79 COMMITTEE TO ORANGE FARM MULTIPURPOSE CENTRE, COMMUNITY CENTRE IN ORANGE FARM EXT 1 AND MOFOLO RSSC OFFICES ON 2ND MARCH 2023	74

## ITEM NUMBER

**COJ LEGISLATURE**

OVERSIGHT VISIT REPORT OF THE ECONOMIC DEVELOPMENT SECTION 79 COMMITTEE TO THE ELDORADO PARK AND KHOEBO OPPORTUNITY CENTRES; AND HARAMBEE YOUTH EMPLOYMENT ACCELERATOR ON THE 23RD SEPTEMBER 2022 75

OVERSIGHT VISIT REPORT OF THE SECTION 79 FINANCE COMMITTEE TO THE GROUP FINANCE CALL CENTRE ON 18 OCTOBER 2022 76

PUBLIC PARTICIPATION PROCESS FOR THE DRAFT WAYLEAVE BY-LAWS 77

REPORT REGARDING AMENDMENT AND REVIEW OF THE CITY OF JOHANNESBURG OMBUDSMAN BY-LAW; 2014 78

REPORT ON THE ESTABLISHMENT OF THE WARD COMMITTEES FOR THE TERM OF 22/26 - RESUBMISSION 79

THE 2023/24 INTEGRATED DEVELOPMENT PLAN (IDP) FOR PUBLIC CONSULTATION 80

DRAFT PROCESS PLAN FOR THE DEVELOPMENT OF THE 2021/22 OVERSIGHT ON THE ANNUAL REPORT OF THE CITY OF JOHANNESBURG : LEGISLATURE 81

**ECONOMIC DEVELOPMENT**

PERFORMANCE ASSESSMENT REPORT FOR THE ECONOMIC DEVELOPMENT DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022 82

**JOBURG MARKET (SOC) LTD**

PERFORMANCE ASSESSMENT REPORT FOR JOBURG MARKET (SOC) LTD THE FOR THE 2022/2023 FINANCIAL YEAR 83

FOR THE PERIOD JULY TO SEPTEMBER 2022

## ITEM NUMBER

**METROPOLITAN TRADING COMPANY**

PERFORMANCE ASSESSMENT REPORT FOR 84  
 THE METROPOLITAN TRADING COMPANY  
 FOR THE 2022/2023 FINANCIAL YEAR FOR  
 THE PERIOD JULY TO SEPTEMBER 2022

**JOHANNESBURG TOURISM COMPANY**

PERFORMANCE ASSESSMENT REPORT FOR 85  
 THE JOHANNESBURG TOURISM COMPANY  
 FOR THE 2022/2023 FINANCIAL YEAR FOR  
 THE PERIOD JULY TO SEPTEMBER 2022

**JOBURG PROPERTY COMPANY (SOC) LTD**

PERFORMANCE ASSESSMENT REPORT 86  
 FOR JOBURG PROPERTY COMPANY (SOC)  
 LTD THE FOR THE 2022/2023 FINANCIAL  
 YEAR FOR THE PERIOD JULY TO  
 SEPTEMBER 2022

**ECONOMIC DEVELOPMENT**

PERFORMANCE ASSESSMENT REPORT 87  
 FOR THE ECONOMIC DEVELOPMENT  
 DEPARTMENT FOR THE 2022/2023  
 FINANCIAL YEAR FOR THE PERIOD  
 OCTOBER TO DECEMBER 2022

**JOBURG MARKET (SOC) LTD**

PERFORMANCE ASSESSMENT REPORT 88  
 FOR JOBURG MARKET (SOC) LTD THE  
 FOR THE 2022/2023 FINANCIAL YEAR  
 FOR THE PERIOD OCTOBER TO  
 DECEMBER 2022

**METROPOLITAN TRADING COMPANY**

PERFORMANCE ASSESSMENT REPORT FOR 89  
 THE METROPOLITAN TRADING COMPANY  
 FOR THE 2022/2023 FINANCIAL YEAR FOR  
 THE PERIOD OCTOBER TO DECEMBER 2022

## ITEM NUMBER

**JOHANNESBURG TOURISM COMPANY**

PERFORMANCE ASSESSMENT REPORT FOR 90  
 THE JOHANNESBURG TOURISM COMPANY  
 FOR THE 2022/2023 FINANCIAL YEAR FOR  
 THE PERIOD OCTOBER TO DECEMBER 2022

**JOBURG PROPERTY COMPANY (SOC) LTD**

PERFORMANCE ASSESSMENT REPORT 91  
 FOR JOBURG PROPERTY COMPANY (SOC)  
 LTD THE FOR THE 2022/2023 FINANCIAL  
 YEAR FOR THE PERIOD OCTOBER TO  
 DECEMBER 2022

**COJ LEGISLATURE**

OVERSIGHT REPORT OF THE ECONOMIC 92  
 DEVELOPMENT SECTION 79 COMMITTEE  
 ON THE 2022/2023 FIRST QUARTER  
 PERFORMANCE ASSESSMENT REPORTS  
 OF THE DEPARTMENT OF ECONOMIC  
 DEVELOPMENT, JOHANNESBURG  
 PROPERTY COMPANY, JOHANNESBURG  
 MARKET, METROPOLITAN TRADING  
 COMPANY AND JOHANNESBURG TOURISM  
 FOR THE PERIOD JULY TO SEPTEMBER 2022

OVERSIGHT REPORT OF THE ECONOMIC 93  
 DEVELOPMENT SECTION 79 COMMITTEE  
 ON THE 2022/2023 SECOND QUARTER  
 PERFORMANCE ASSESSMENT REPORTS  
 OF THE DEPARTMENT OF ECONOMIC  
 DEVELOPMENT, JOHANNESBURG  
 PROPERTY COMPANY, JOHANNESBURG  
 MARKET, METROPOLITAN TRADING  
 COMPANY AND JOHANNESBURG TOURISM  
 FOR THE PERIOD OCTOBER TO DECEMBER  
 2022

**FINANCE**

PERFORMANCE ASSESSMENT REPORT 94  
 FOR THE GROUP FINANCE DEPARTMENT  
 FOR THE 2022/2023 FINANCIAL YEAR FOR  
 THE PERIOD JULY TO SEPTEMBER 2022

## ITEM NUMBER

**GROUP INFORMATION COMMUNICATION  
TECHNOLOGY**

PERFORMANCE ASSESSMENT REPORT FOR THE GROUP INFORMATION COMMUNICATION TECHNOLOGY DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022	95
---	----

**FINANCE**

PERFORMANCE ASSESSMENT REPORT FOR THE GROUP FINANCE DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022	96
--	----

**GROUP INFORMATION COMMUNICATION  
TECHNOLOGY**

PERFORMANCE ASSESSMENT REPORT FOR THE GROUP INFORMATION COMMUNICATION TECHNOLOGY DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022	97
---	----

**COJ LEGISLATURE**

OVERSIGHT REPORT OF THE SECTION 79 FINANCE COMMITTEE ON THE 2022/23 FIRST QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE GROUP FINANCE DEPARTMENT AND GROUP INFORMATION COMMUNICATION TECHNOLOGY DEPARTMENT FOR THE PERIOD JULY TO SEPTEMBER 2022	98
---	----

OVERSIGHT REPORT OF THE SECTION 79 FINANCE COMMITTEE ON THE 2022/23 SECOND QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE GROUP FINANCE DEPARTMENT AND GROUP INFORMATION COMMUNICATION TECHNOLOGY DEPARTMENT FOR THE PERIOD OCTOBER TO DECEMBER 2022	99
--	----

## ITEM NUMBER

**GROUP FINANCE**

GROUP FINANCE SECTION 71 REPORT AS AT 100  
END OCTOBER 2022

GROUP FINANCE SECTION 71 REPORT AS AT 101  
END NOVEMBER 2022

GROUP FINANCE SECTION 71 REPORT AS AT 102  
END DECEMBER 2022

GROUP FINANCE SECTION 71 REPORT AS AT 103  
END JANUARY 2023

**HUMAN SETTLEMENTS**

CITY OF JOHANNESBURG UPGRADING 104  
OF INFORMAL SETTLEMENTS

**CITIZEN RELATIONSHIP AND URBAN  
MANAGEMENT**

FORMALISATION OF REGIONAL 105  
COUNCILLORS FORUM AND ADOPTION OF  
NEW TERMS OF REFERENCE

**COMMUNITY DEVELOPMENT**

REQUEST FOR APPROVAL TO EXTEND THE 106  
MANAGEMENT AGREEMENT: CONTRACTS  
A261, A269, A270, A271 IN RESPECT OF  
STADIUM MANAGEMENT AGREEMENTS  
FOR FNB, DOBSONVILLE, ORLANDO AND  
RAND STADIUMS

**GROUP STRATEGY, POLICY COORDINATION AND  
RELATIONS**

2023/2024 DRAFT INTEGRATED 107  
DEVELOPMENT PLAN (IDP) AND 2023/2024  
DRAFT DEPARTMENTAL AND MUNICIPAL  
ENTITIES BUSINESS PLANS

## ITEM NUMBER

**GROUP FINANCE**

THE 2023/24–2025/26 MEDIUM TERM BUDGET AND RELATED DOCUMENTATION FOR THE CITY OF JOHANNESBURG 108

TABLING OF THE 2023/24 – 2025/26 MEDIUM-TERM OPERATING BUDGET AND RELATED DOCUMENTATION 109

TABLING OF THE 2023/24 – 2025/26 MEDIUM-TERM CAPITAL BUDGET 110

**GROUP FINANCE**

DRAFT DETERMINATION OF PROPERTY RATES TARRIFS FOR TABLING 2023/2024 111

**JOHANNESBURG WATER (SOC) LTD**

AMENDMENT OF TARIFF CHARGES FOR WATER SERVICES AND SEWERAGE AND SANITATION SERVICES FOR 2023/24 - 112

**CITY POWER JOHANNESBURG (SOC) LTD**

CITY POWER JOHANNESBURG (SOC) 23/24 FY DRAFT TARIFF REPORT FOR PUBLIC CONSULTATION 113

**ENVIRONMENT, INFRASTRUCTURE AND SERVICES**

REQUEST FOR COUNCIL APPROVAL TO SET TARIFFS OF CHARGES FOR PROVISION OF AIR QUALITY MANAGEMENT SERVICES IN TERMS OF THE CITY OF JOHANNESBURG AIR POLLUTION CONTROL BY-LAWS 2021 114

## ITEM NUMBER

**DEVELOPMENT PLANNING**

- AMENDMENT OF TARIFF OF CHARGES FOR THE 2023/2024 FINANCIAL YEAR: 115
- LAND DEVELOPMENT APPLICATIONS
  - BUILDING PLAN APPLICATIONS
  - THE NATIONAL BUILDING REGULATIONS AND BUILDING STANDARDS ACT
  - TELECOMMUNICATIONS MAST AND RADIO MAST IN RESPECT OF THE NATIONAL BUILDING REGULATIONS AND BUILDING STANDARDS ACT AND POLICY AND MISCELLANEOUS FEES
  - ADVERTISING SIGNS IN TERMS OF THE CITY OF JOHANNESBURG OUTDOOR ADVERTISING BY-LAWS
  - THE ISSUING OF CERTIFICATES AND THE SUPPLY OF INFORMATION BY THE CORPORATE GEO-INFORMATICS DEPARTMENT
  - THE SUPPLY OF INFORMATION RELATING TO THE MUNICIPAL PLANNING TRIBUNAL

**JOHANNESBURG CITY PARKS AND ZOO**

- AMENDMENT OF TARIFF OF CHARGES FOR CEMETERIES AND CREMATORIA; PARKS, OPEN SPACES NATURE RESERVES AND ZOO: FY 23/24 116

**JOHANNESBURG METROPOLITAN POLICE DEPARTMENT**

- AMENDMENT OF TARIFF OF CHARGES IN RESPECT OF MISCELLANEOUS TRAFFIC RELATED SERVICES: 2023/24 117

**EMERGENCY MANAGEMENT SERVICES**

- AMENDMENT OF TARIFF OF CHARGES FOR EMERGENCY MANAGEMENT SERVICES: 2023/2024 118

## ITEM NUMBER

**HUMAN SETTLEMENTS**

AMENDMENT OF TARIFF CHARGES IN RESPECT OF RENTALS AND CHARGES FOR COUNCIL OWNED, RESIDENTIAL STOCK ADMINISTERED BY THE DEPARTMENT OF HUMAN SETTLEMENTS (DoHS) FOR THE 2023/24 FINANCIAL YEAR 119

RENTAL TARIFF CHARGES IN RESPECT OF COMMUNITY RESIDENTIAL UNITS (CRU's) AND AFFORDABLE RENTAL ACCOMMODATION (ARA) CHARGES FOR COUNCIL OWNED, RESIDENTIAL STOCK ADMINISTERED BY THE DEPARTMENT OF HUMAN SETTLEMENTS (DoHS) FOR THE 2023/24 FINANCIAL YEAR 120

**JOHANNESBURG SOCIAL HOUSING COMPANY**

JOSHCO TARIFF PROPOSAL FOR THE 2023//24 FINANCIAL YEAR 121

**METROPOLITAN BUS SERVICES COMPANY**

AMENDMENT TO THE PASSENGER FARE STRUCTURE OF METROPOLITAN BUS SERVICES (SOC) LTD FOR THE PERIOD 01 JULY 2023 TO 30 JUNE 2024 122

**TRANSPORT**

AMENDMENT OF THE TARIFF FARE CHARGES FOR REA VAYA BRT FOR THE PERIOD 1 JULY 2023 TO 30 JUNE 2024 123

**COMMUNITY DEVELOPMENT**

AMENDMENT OF TARIFF OF CHARGES FOR 2023/24: LIBRARY AND INFORMATION SERVICES; ARTS, CULTURE AND HERITAGE SERVICES; SPORTS FACILITIES, RECREATION CENTRES AND SWIMMING POOLS 124

**PIKITUP JOHANNESBURG (SOC) LTD**

REQUEST FOR THE APPROVAL OF  
PROPOSED WASTE MANAGEMENT  
SERVICE TARIFF FOR 2023/24 MTEF

125

## ITEM NUMBER

**HEALTH**

AMENDMENT OF TARIFFS OF CHARGES 126  
FOR ENVIRONMENTAL HEALTH SERVICES

**GROUP FINANCE**

AMENDMENT OF TARIFF CHARGES FOR 127  
THE DELIVERY OF THE "PRE" TERMINATION  
NOTICES 2023 / 2024

AMENDMENT OF TARIFF FOR THE DELIVERY 128  
OF THE FINAL NOTICES 2022/2023/2024

AMENDMENT OF TARIFF CHARGES 129  
DISHONOURED / ELECTRONIC  
PAYMENTS: 2023/2024

AMENDMENT OF TARIFF CHARGES 130  
FOR THE ISSUING OF CLEARANCE  
FIGURES 2023/2024

**COJ LEGISLATURE**

AMENDMENT OF TARIFF OF CHARGES 131  
FOR THE ISSUING OF CERTIFICATES AND  
FURNISHING OF INFORMATION BY THE COJ  
LEGISLATURE

**JOHANNESBURG ROADS AGENCY**

JOHANNESBURG ROADS AGENCY 132  
AMENDMENT OF TARIFF CHARGES  
FOR 2023/2024

**GROUP FINANCE**

PROPOSED AMENDMENT OF TARIFF 133  
OF CHARGES FOR THE ISSUING OF  
CERTIFICATES AND FURNISHING OF  
INFORMATION: VALUATION  
SERVICES 2023/2024

AUTHORISATION TO ENGAGE THE PUBLIC 134  
ON THE 2023/24 DRAFT RATES POLICY AND  
2023/24 DRAFT RATES POLICY BY-LAWS

## ITEM NUMBER

**GROUP CORPORATE AND SHARED SERVICES**

UNLAWFULNESS OF RESOLUTIONS TAKEN 135  
IN THE IMPLEMENTATION OF EXGRATIA  
PAYMENTS BY THE FORMER MAYORAL  
COMMITTEE

**OFFICE OF THE CITY MANAGER**

RE-ESTABLISHMENT OF THE CITY OF 136  
JOHANNESBURG (COJ) DISCIPLINARY  
BOARD TO INVESTIGATE ALLEGATIONS OF  
FINANCIAL MISCONDUCT AS PRESCRIBED  
IN TERMS OF THE MUNICIPAL FINANCE  
MANAGEMENT ACT (MFMA) AND  
THE MUNICIPAL REGULATIONS ON  
FINANCIAL MISCONDUCT PROCEDURES  
AND CRIMINAL PROCEEDINGS

**COMMUNITY DEVELOPMENT**

REQUEST FOR APPROVAL TO EXTEND 137  
THE CONTRACT: IN RESPECT OF SUPPLY,  
DELIVERY AND OFF-LOADING OF  
SWIMMING POOL CHEMICALS - CONTRACT  
585/19

**MEMBERS PRESENT**

Acting Speaker: Councillor Phillips L E  
 The Executive Mayor: Councillor Amad, T

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

Maluleka, T	Molefe, S B
Mangena, T D	Molise, L D
Marais, A F	Moloisane, D
Marais, S I	More, E
Marema, V A	Morero, S E
Marumo, T	Mosehla, K J
Mashala, K	Mothopi, O Z
Mashinini, S	Mphaho, M A
Masoga, L M	Mphefo, L M P
Masuku, L	Mpolobosho, M M
Maswazi, R	Mposula, T
Mathe, G	Mpotulo, G S
Mathe, Z E	Mthembu, M N
Mavhona, L S	Mulelu, M
Mazibuko, A L	Munyayi, V E
Mazibuko, N	Mutavhatsindi, N T
Mazibukwana, M	Nair, R K
Mbundu, N N	Ndlela, M C
Mchunu, A	Ndou, N L
Meyers, T	Ndou, P
Mgaga, B	Ndou, P
Mgcina, S E	Nefdt, P W
Mhlari, T M	Nenemba, T
Mhlongo, T A	Nethamba, R
Mkasi, G	Ngema, S V
Mkhonto, M S	Ngobeni, L M
Mkhonza, N F	Ngobeni, R F
Mmbengwa, M N	Ngoepe, C S
Mmota, L	Nguse, S
Mngadi, W B	Ngwenya, F N
Mnisi, N D	Ngwenya, J A
Mnyameni, M	Nhlapo, C P
Moatshe, K	Niemand, G J
Modladlaba, D S	Nkokou, T P
Modukanene, L C	Nkomo, B
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	Ntombela, M J
Mokoari, Z	Ntshidi, T E
Mokoka, M L	Nyembe, Z P
Mokwena, T M	Nzimande, C
Molefe, M	Papo, M M

Pelzer, R  
Phalatse, M  
Phometsi, P S  
Pietersen, J  
Pietersen, N  
Ponsonby, D A  
Radebe, N P  
Radebe, T T  
Rafferty, P D  
Rahn, N J  
Raholane, M W  
Rakosa, P M  
Ramafikeng, D J  
Ramaru, G  
Rambani, N S  
Raphadu, A T  
Raseruthe, S H  
Reddy, V M  
Reinten, I M  
Roberts, F C  
Rohlssen, C K  
Santana, C G  
Schay, D  
Seema, S M  
Seerane, M K  
Sekhu, M V  
Sekwaila, B J  
Sesedinyane, M I  
Shackleford, L M  
Shange, P A  
Sherman, G J  
Shumba, K A  
Sifumba, N  
Simelane, P  
Simelane, S O  
Sindani, F P

Smit, P A  
Sobey, A  
Steenkamp, D  
Steer, B  
Stewart, P S  
Stewart, A J  
Suddaby, J  
Sun, Y H  
Supe, N P  
Tabane, M C  
Tambani, P S  
Tefu, P V  
Telekoa, A T  
Tembe, D S  
Tshawaku, M  
Tshedo, J G  
Tshehlo, G J  
Tsotetsi, L Y M  
Twala, Y A  
Van der Merwe, M  
Van der Schyf, C  
Van Dyk, N J  
Van Wyk, W M  
Wax, K P  
Williams, M C  
Wilskut, D  
Wissler, S T J  
Wittman-Potter, D D  
Xuma, L  
Zama, A A D  
Zazini, A  
Zitha, S L  
Zondo, L T  
Zungu, N G  
Zwane, S

## 1 OPENING

*The Chair of Chairs, Councillor LE Phillips, as acting Speaker referred Council to Rule 19 of the Standing Rules and Orders of Council and read it as follows:*

*“(1) If the Speaker is absent or not available to undertake his or her duties, or needs to be relieved during a meeting, the Chairperson of Committees shall be the Acting Speaker.”*

*He thereafter stated that with the Rule being read into the record, he will be presiding over the proceedings of Council for the day in the absence of the Speaker.*

*He requested Council to observe a moment of silence for prayer and meditation.*

*He thereafter welcomed the Executive Mayor of the City of Johannesburg, Councillor Thapelo Amad; Whip of Council, Councillor NG Zungu; all political party leaders and whips; Members of the Mayoral Committee; Chairpersons of the Section 79 Committees; fellow Councillors; City Manager, Mr Floyd Brink; acting Secretary to Council, Mr Andile Gobinca; officials of the City of Johannesburg; residents of the City of Johannesburg and members of the Media to the 12<sup>th</sup> Ordinary Council meeting of the City of Johannesburg municipality.*

*He thereafter addressed Council as follows:*

*“Councillors; ladies and gentlemen; this meeting is convened a day after Human Rights Day, March 21<sup>st</sup>. This reminds us of the struggles and sacrifices paid for the realisation of our democracy and the protection of human rights in South Africa. This day in 1960, saw peaceful protesters of pass laws shot and killed, with some wounded by the police at Sharpeville. We need to ensure that the human rights of our people are maintained, be it equality, fair labour practices, access to health care, access to basic services, access to social security, amongst others. Let’s safeguard these rights of our people.*

*The city had the annual wreath laying ceremony in collaboration with the Johannesburg regiment, EMS and JMPD to commemorate the lives of fallen civilians and uniform personnel who lost their lives in the line of duty. These heroes and heroines will always be remembered for their devotion in their work. May their spirits rest in eternal peace.*

*We also celebrated International Women’s Day on March 8<sup>th</sup>, may women, globally continue to rise, to that we say malibongwe.*

*We recently lost our own South African artists, the jazz vocalist, Gloria Bosman and the rapper and dancer Costa Titch. May their spirits rest in eternal peace.*

*The Joburg Zoo celebrates its 119<sup>th</sup> birthday this month. It hosted a birthday bash concert on the 19<sup>th</sup> of March 2023. Councillors and Joburg residents are encouraged to visit the Zoo free of charge during the month of March.”*

*The Acting Speaker asked Councillors to note that the Executive requested to add 3 Urgency Reports to the agenda, and such was acceded to. He thereafter asked Legal to confirm the number of Councillors present in the House and verify quorum. Legal confirmed that there were 166 Councillors present and that the meeting quorate.*

## **2 APPLICATIONS FOR LEAVE OF ABSENCE**

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

<i>Councillor Makhubele TC</i>	<i>:</i>	<i>Ill health</i>
<i>Councillor Ponsonby DA</i>	<i>:</i>	<i>Ill health</i>
<i>Councillor Mphahlele M</i>	<i>:</i>	<i>Ill health</i>
<i>Councillor Ntoele NL</i>	<i>:</i>	<i>Ill health</i>
<i>Councillor Mokoena G</i>	<i>:</i>	<i>Ill health</i>
<i>Councillor Makhuba HN</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Mabaso M</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Manganyi DB</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Nkomo ET</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Nyembe MM</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Mkhize T</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Khanyile NM</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Chabalala MD</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Brand DG</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Truluck TF</i>	<i>:</i>	<i>Private Business</i>

*The following Councillors requested to arrive late:*

*Councillor Deppe AJ*  
*Councillor Homer C*  
*Councillor Marias*  
*Councillor Dewes DS*  
*Councillor Hoen JN*  
*Councillor Jonker N*  
*Councillor Landis R*  
*Councillor Ramafikeng DJ*  
*Councillor Durand GVM*  
*Councillor Gwamanda K*

*The following Councillors requested to leave early:*

*Councillor Nontenja CT*  
*Councillor Goosen JW*  
*Councillor van der Merwe M*  
*Councillor Sherman GJ*  
*Councillor Amod CJ*  
*Councillor Lefutso L*  
*Councillor Mhlari T*  
*Councillor Ndzondo CM*

*Councillor Meyers T (DA) notified the acting Speaker that the Muslim colleagues will be leaving at 17:00 to start Ramadan.*

### 3 OFFICIAL NOTICES

*The Acting Speaker welcomed Councillor Kreuzsch S (DA) who replaced Councillor Stewart S who had since resigned.*

*He congratulated the following Councillors who celebrated their birthdays in the month of March:*

*Boer C  
Chetsanga H  
Coogan L  
De Lange F  
Foley D  
Hlatshwayo S  
Johnson N  
Lebea M  
Mabunda T  
Majola S  
Makhuba N  
Makhubele C  
Maluleka T  
Maswazi R  
Mhlari T  
Mkasi G  
Modukanene L  
Mothopi O  
Mphaho M  
Nefdt P  
Nkomo B  
Nkomo E  
Nkwanyana P  
Simelane S  
Tambani P  
Tshehlo G*

*The Acting Speaker thereafter pleaded with Councillors and said that it was very important for Councillors to respect each other's religious beliefs and he was appealing that as much as there were Muslim Councillors in the House; there was also Christians, Jews and other ethnic beliefs being practiced. He added that he was pleading that Councillors respect the Council diversity and refrain from political grandstanding on things that should not play politics, and stated that there should not be any statements that relate to any Councillor's religious affiliations.*

### 3.1 Statement by the Executive Mayor

*The Executive Mayor addressed Council as follows:*

*“Thank you, Speaker; MMC’s; leaders of political caucuses; City Manager; fellow Councillors, before I proceed, let me wish all Muslim Councillors the Ramadan that is prosperous.*

*So, human in general, should not have a colour, race or a greed and we need to unify over and above that as a human race. And we also would like to pray for the children of Palestine because they are also human.*

*The City of Johannesburg is the largest City in South Africa and Africa at large, commemorated Human Rights Day yesterday on March 21. This day has significant historical importance as it marks the Sharpeville massacre that happened in 1960, when 69 black protesters were killed by police. Today, Johannesburg continues to honour human rights and promote equality and justice for all. It is a day to remember and honour the struggles of those who fought for the freedom that we now enjoy.*

*As we commemorated this day, I would like to draw attention to the impact of service delivery on human rights. Service delivery is a critical aspect of ensuring that human rights are protected and upheld. Access to clean water, electricity, and sanitation are basic rights that should be available to all. These are Constitutionally enshrined and as the City of Johannesburg we dare not infringe upon these rights. Unfortunately, service delivery failures have become a major issue in our city. Load shedding for instance, has become a norm, and this has a detrimental effect on the lives of our residents. Businesses suffer, and individuals are left without power for hours on end. This is unacceptable, and we are working hard to find a long-term solution, as government of local unity, to this problem. Along with City Power and other spheres of government, we will work tirelessly to ensure that the right to electricity is maintained at all times.*

*Moreover, access to clean water is also a basic right that every citizen should have. Water shortages, ageing infrastructure and leaks are serious concerns that impact the health and well-being of our residents. We acknowledge the issues that we have experienced in the recent times, and we are committed to finding lasting solutions that will ensure that all residents have access to clean and safe drinking water. Joburg Water will ensure that plans are in place to ensure quality and consistent water supply for all our residents.*

*Speaker, on this day we also want to draw attention to gender-based violence and femicide. Women and children are the most vulnerable members of our society and should be protected at all times. We condemn all forms of gender-based violence against women and are committed to implementing measures that will protect them. We will prioritize victim-friendly facilities across the city where women who have been victims of violence can receive shelter, assistance, and support.*

*As we address these challenges, we must not forget the nationwide issues of safety. We cannot celebrate Human Rights Day without acknowledging the impact that crime has on our human rights. These are issues that affect us all, and we must work*

*together as a nation to find solutions. Our city is committed to working with other spheres of government, including the opposition in Council and municipalities to ensure*

*that our citizens are safe. We are also investing in programs that aim to improve safety in our city, such as increasing police presence in all Wards and working collaboratively to drastically reduce the impact of crime.*

*Speaker in conclusion, addressing service delivery concerns is crucial in our efforts to promote and protect human rights we must recognize that these issues are not limited to one City or Region, but rather are nationwide challenges that require collective action. As we celebrated Human Rights Day yesterday, let us today, recommit ourselves to working towards a more just society for all. By working together, we can make progress in ensuring that all citizens have the opportunity to live in a safe and secure environment where their rights are respected and protected.*

*As we will be tabling the draft IDP, Budget and Business Plans at this meeting, it is crucial that all Councillors participate in the upcoming sessions as we seek solutions to our developmental challenges. The opportunity to engage and discuss our plans is fundamental to make our efforts worthy of bringing service delivery dignity back to the City of Johannesburg. I am going to delegate to the MMC to present the draft Budget to this Council. Thank you."*

#### **4 CONFIRMATION OF MINUTES**

(14<sup>th</sup> Extra-Ordinary Meeting held on 22 February 2023)

*First page, Wednesday to change to Thursday.*

*Councillor Reinten (DA) said that she had issues with the minutes and would like the minutes of the 22 February 2023 be deferred. She stated that she did not have enough time to go through the minutes as she was not feeling well and there was a holiday in between.*

*She mentioned that there was a Council process that allowed parties to record their issues and concerns with the minutes, but she had noticed in the past month, after an item had been discussed, there seem to be a conflict afterwards where Councillors have to for call point of orders to try and register their party's position. She further said that she had asked for her seat to be fixed and, to date, her seat was still broken.*

*Councillor Mofokeng (ANC) said that the minutes could not just be deferred, the procedure was that the minutes get corrected, amendments are done where there needs to be amendments and then Council approves the minutes with amendments.*

*Page 24, change to "community of Itsoseng Ward 100"*

*The Acting Speaker, in responding to Councillor Reinten, said that the minutes are brought to Council for amendments and corrections. A deferment on the minutes cannot come from an individual Councillor, only Council can defer minutes. He thereafter asked if there was a Councillor that seconded the proposal by Councillor Reinten to defer the minutes. The Speaker noted there were seconders and continued to ask Council to indicate by a show of hands if Council should defer the minutes.*

*Councillor Echeozonjoku (DA) rose on Rule 84 of the Standing Rules and Orders of Council, and said that she was linking this Rule with the comments made by Councillor Reinten and quoted,*

*“84: Whenever a question is put by the Presiding Officer, any Councillor may, inform the Presiding Officer that she/he wishes her/his party’s opposition on the item to be formally recorded in the Minutes of the Proceedings.”*

*She thereafter said that she was referring Council to that Rule because Councillor Reinten was saying that there was missing information on the minutes, and they wanted their position as the DA to be correctly recorded and that was the reason they were asking for a deferment.*

*The Acting Speaker indicated that Councillor Echeozonjoku quoted a Rule that was not relevant to what Councillor Reinten was asking. He added that Councillors had every right to make amendments to the minutes and asked Councillor Reinten to make the amendments.*

*Councillor Knott (DA) stated that it was important that party positions in Council were clearly recorded. She further said that the transcripts and recordings for the meeting in question were requested from the Speaker’s Office and was not yet supplied to them to enable them to properly go through what was recorded in the meeting. She thereafter said that while it was incumbent on them to check the minutes, it was equally incumbent on the Legislature to provide Councillors with the information they require in order to do their jobs. She added that the minutes were incorrect, and Council cannot knowingly pass minutes that are incorrect.*

#### **DA dissent**

(11<sup>th</sup> Ordinary Meeting held on 23 February 2023)

*Page 16, third paragraph - the Speaker thanked Councillor Horwitz, “into” to read “to”.*

*5<sup>th</sup> paragraph, remove the word “out” their concern.*

## **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**

*The Executive Mayor announced that the responses to written questions were uploaded on the Drive.*

## 6 RECOMMENDATIONS TO COUNCIL

*The Executive Mayor tabled reports from the Executive.*

*Councillor Rafferty (PA) tabled the reports from the Legislature.*

*Councillor Christians (DA) needed clarity with regards to the time allocation on the speaking time.*

*The Acting Speaker in his response said that from his understanding there was an agreement with the whipper, he then asked the Whip of Council to respond.*

*Councillor Meyers (DA) said that he was removed from the whipper group and had since asked to be included and to date that has not happened, hence he was not aware of the agreement on the speaking time.*

*The Acting Speaker granted Whip of Council and the whips of parties to engage and update Councillor Meyers accordingly. He indicated that Council would resume at 11:50 after 30 minutes break.*

*The Whip of Council in his address said that initially they had agreed as the whipper that there will be no speakers on 1<sup>st</sup> Quarter report and Oversight reports. He said it was unfortunate that they did not realise sooner that Councillor Meyers was not part of the decision, but Councillor Meyers agreed with the decision of the whipper and they will use part of their time allocation to speak on 2<sup>nd</sup> Quarter report.*

Item 1      PERFORMANCE ASSESSMENT REPORT FOR  
                 THE COMMUNITY DEVELOPMENT DEPARTMENT  
                 FOR THE 2022/2023 FINANCIAL YEAR FOR THE  
                 PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Community Development Department for the 2022/23 financial year, be noted.

(COMMUNITY DEVELOPMENT)

Item 2      PERFORMANCE ASSESSMENT REPORT FOR  
                 THE JOBURG CITY THEATRES (JCT) FOR THE  
                 2022/2023 FINANCIAL YEAR FOR THE PERIOD  
                 JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of Joburg City Theatres for the 2022/23 financial year be noted.

(JOBURG CITY THEATRES)

- Item 3 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG CITY PARKS AND ZOO FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Johannesburg City Parks and Zoo for the 2022/23 financial year, be noted.

(JOHANNESBURG CITY PARKS AND ZOO)

- Item 4 PERFORMANCE ASSESSMENT REPORT FOR THE COMMUNITY DEVELOPMENT DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Community Development Department for the 2022/23 financial year, be noted.

(COMMUNITY DEVELOPMENT)

- Item 5 PERFORMANCE ASSESSMENT REPORT FOR THE JOBURG CITY THEATRES (JCT) FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of Joburg City Theatres for the 2022/23 financial year be noted.

(JOBURG CITY THEATRES)

- Item 6 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG CITY PARKS AND ZOO FOR THE 2022/2023 FINANCIAL YEAR FOR THE OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Johannesburg City Parks and Zoo for the 2022/23 financial year be noted.

## (JOHANNESBURG CITY PARKS AND ZOO)

- Item 7      OVERSIGHT REPORT OF THE SECTION 79 COMMUNITY DEVELOPMENT COMMITTEE ON THE 2022/2023 FIRST QUARTER PERFORMANCE ASSESSMENT REPORT OF THE DEPARTMENT OF COMMUNITY DEVELOPMENT, JOBURG CITY THEATRES AND JOBURG CITY PARKS AND ZOO, FOR THE PERIOD JULY TO SEPTEMBER 2022

## RESOLVED

- 1      That the Council recommend approval of the First Quarter Budget and Performance Assessment Reports of the Department of Community Development and Entities: The Johannesburg City Theatres and the Johannesburg City Parks and Zoo for the Period July to September 2022.
- 2      That the Council recommend approval of the report of the Oversight Committee on the First Quarter Budget and Performance Assessment Reports of the Department of Community Development and Entities: The Johannesburg City Theatres and the Johannesburg City Parks and Zoo for the Period July to September 2022.

## (COJ LEGISLATURE)

(N Manjele)

(Tel. (011) 407-7463)

- Item 8      OVERSIGHT REPORT OF THE SECTION 79 COMMUNITY DEVELOPMENT COMMITTEE ON THE 2022/2023 SECOND QUARTER PERFORMANCE ASSESSMENT REPORT OF THE DEPARTMENT OF COMMUNITY DEVELOPMENT, JOBURG CITY THEATRES AND JOBURG CITY PARKS AND ZOO, FOR THE PERIOD OCTOBER TO DECEMBER 2022

## RESOLVED

- 1      That Council approves the Second Quarter Budget and Performance Assessment Reports of the Department of Community Development and Entities: The Johannesburg City Theatres and the Johannesburg City Parks and Zoo for the Period October to December 2022.
- 2      That Council approves the report of the Oversight Committee on the Second Quarter Budget and Performance Assessment Reports of the Department of Community Development and Entities: The Johannesburg City Theatres and the Johannesburg City Parks and Zoo for the Period October to December 2022.
- 3      That Community Development Department provides reasons for the delayed payment of service providers, as well as a mitigation plan, to the S79 Community Development Committee, by April 2023.

4 That Community Development Department provides a report on the state of implementation of the Performance Management System in their Finance Unit, to answer the following questions:

- (1) Do employees have signed scorecards in place?
- (2) Are annual employee performance reviews being undertaken?
- (3) What is the state of the implementation of consequence management?

(COJ LEGISLATURE)

(N Mangele)

(Tel. (011) 407-7463)

Item 9 PERFORMANCE ASSESSMENT REPORT  
FOR THE GROUP CORPORATE AND  
SHARED SERVICES DEPARTMENT FOR  
THE 2021/2022 FINANCIAL YEAR FOR  
THE PERIOD APRIL TO JUNE 2022

RESOLVED

That the fourth quarter performance report of the Group Corporate and Shared Services Department for the 2021/22 financial year, be noted.

(GROUP CORPORATE AND SHARED SERVICES)

Item 10 PERFORMANCE ASSESSMENT REPORT  
FOR THE GROUP CORPORATE AND  
SHARED SERVICES DEPARTMENT FOR  
THE 2022/2023 FINANCIAL YEAR FOR  
THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Group Corporate and Shared Services Department for the 2022/23 financial year be noted.

(GROUP CORPORATE AND SHARED SERVICES)

Item 11 PERFORMANCE ASSESSMENT REPORT  
FOR THE GROUP CORPORATE AND  
SHARED SERVICES DEPARTMENT FOR  
THE 2022/2023 FINANCIAL YEAR FOR  
THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Group Corporate and Shared Services Department for the 2022/23 financial year, be noted.

(GROUP CORPORATE AND SHARED SERVICES)

Item 12    OVERSIGHT REPORT OF THE SECTION 79  
CORPORATE AND SHARED SERVICES  
COMMITTEE ON THE 2021/2022 FOURTH  
QUARTER BUDGET AND PERFORMANCE  
ASSESSMENT REPORT OF GROUP CORPORATE  
AND SHARED SERVICES FOR THE PERIOD  
APRIL TO JUNE 2022

RESOLVED

- 1    That the 2021/2022 Fourth Quarter Oversight Report of the S79 Corporate and Shared Services Committee on the 2021/2022 Fourth Quarter Performance Assessment report of Group Corporate and Shared Services for the period April to June 2022, be approved, noting the observations cited in the body of this report.
- 2    That the Group Corporate and Shared Services Department Fourth Quarter Performance Report for the period April to June 2022 be approved, noting observations cited in the body of the report.
- 3    That Group Corporate and Shared Services reports on the results of the skills audit for employee Levels 7 and 8, to include the identified skills gaps, in October 2022.

(COJ LEGISLATURE)  
(Vuyelwa Nkambule)  
(Tel. (011) 407-7450)

Item 13    OVERSIGHT REPORT OF THE SECTION 79  
CORPORATE AND SHARED SERVICES  
COMMITTEE ON THE 2022/2023 FIRST  
QUARTER BUDGET AND PERFORMANCE  
ASSESSMENT REPORT OF GROUP CORPORATE  
AND SHARED SERVICES FOR THE PERIOD JULY  
TO SEPTEMBER 2022

RESOLVED

- 1    That the 2022/2023 First Quarter Oversight Report of the S79 Corporate and Shared Services Committee on the 2021/2022 First Quarter Performance Assessment report of Group Corporate and Shared Services for the period July to September 2022, be approved, noting the observations cited in the body of this report.
- 2    That the Group Corporate and Shared Services Department First Quarter Performance Report for the period July to September 2022 be approved, noting observations cited in the body of the report.

- 3 That Group Corporate and Shared Services provides a status update on the arrangement of the City with Afrent to provide non-specialies fleet, by March 2023.
- 4 That Group Corporate and Shared Services provides a report explaining the effects on service delivery of the withdrawal of fleet from the City by Avis, by March 2023.
- 5 That Group Corporate and Shared Services provides a status report on the procurement process for the non-specialised fleet contract, by March 2023.
- 6 That Group Corporate and Shared Services provides the procurement status for the red fleet contract, by March 2023.

(COJ LEGISLATURE)  
 (Vuyelwa Nkambule)  
 (Tel. (011) 407-7450)

Item 14 OVERSIGHT REPORT OF THE SECTION 79 CORPORATE AND SHARED SERVICES COMMITTEE ON THE 2022/2023 MID-TERM BUDGET AND PERFORMANCE ASSESSMENT REPORT OF GROUP CORPORATE AND SHARED SERVICES FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

- 1 That the 2022/2023 Mid-term Oversight Report of the S79 Corporate and Shared Services Committee on the 2021/2022 Mid-term Performance Assessment report of Group Corporate and Shared Services for the period October to December 2022, be approved, noting the observations cited in the body of this report.
- 2 That the Group Corporate and Shared Services Department Mid-term Performance Report for the period October to December 2022 be approved, noting observations cited in the body of the report.
- 3 That future quarterly performance reports of GCSS provide the actual vacancy rate for senior management positions, as well as the number of filled positions.
- 4 That GCSS explains the salary cost of suspended officials, when there were no new suspensions reported, by April 2023.

(COJ LEGISLATURE)  
 (Vuyelwa Nkambule)  
 (Tel. (011) 407-7450)

*At this point, time being 13:00, the Speaker updated Council that there were 243 Councillors present in the Chamber.*

*Councillor Meyers (DA) addressed Council and said that the written responses were not uploaded on the Drive and asked that the Speaker assists therein.*

*The Speaker noted that the responses from the Executive were not uploaded. He indicated that the Legislature had also not received the responses from the Executive and requested the Executive to urgently assist so that the responses can be uploaded.*

Item 15 PERFORMANCE ASSESSMENT REPORT FOR  
DEVELOPMENT PLANNING DEPARTMENT  
FOR THE 2022/2023 FINANCIAL YEAR FOR  
THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Development Planning Department for the 2022/23 financial year be noted.

(DEVELOPMENT PLANNING)  
(MI Sekhukhuni)  
(Tel. (011) 407-7330)

Item 16 PERFORMANCE ASSESSMENT REPORT  
FOR THE JOHANNESBURG DEVELOPMENT  
AGENCY FOR THE 2022/2023 FINANCIAL  
YEAR FOR THE PERIOD JULY TO  
SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Johannesburg Development Agency for the 2022/23 financial year be noted.

(JOHANNESBURG DEVELOPMENT AGENCY)

Item 17 PERFORMANCE ASSESSMENT REPORT FOR  
DEVELOPMENT PLANNING DEPARTMENT  
FOR THE 2022/2023 FINANCIAL YEAR FOR  
THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Development Planning Department for the 2022/23 financial year be noted.

(DEVELOPMENT PLANNING)  
(MI Sekhukhuni)  
(Tel. (011) 407-7330)



- Item 18 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG DEVELOPMENT AGENCY FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Johannesburg Development Agency for the 2022/23 financial year be noted.

(JOHANNESBURG DEVELOPMENT AGENCY)

- Item 19 OVERSIGHT REPORT OF THE DEVELOPMENT PLANNING SECTION 79 COMMITTEE ON THE 2022/23 FIRST QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORTS OF THE DEVELOPMENT PLANNING DEPARTMENT AND THE JOHANNESBURG DEVELOPMENT AGENCY (JDA) FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

- 1 That Council note and approve the 2022/23 First Quarter Budget and Performance reports of the Department of Development Planning and Johannesburg Development Agency for the period July to September 2022, noting the observations cited in the body of this report.
- 2 That the Development Planning Department provides the Committee with a breakdown of the expenditure on all TOD projects, by March 2023.
- 3 That the Development Planning Department provides the Committee with a progress report on the Jabulani TOD projects, by March 2023.
- 4 That the Development Planning Department clarifies to the Committee the exact number of Outdoor Advertising signs decreased in Q1, by March 2023.
- 5 That the JDA indicates to the Committee the reason for not developing any impact performance assessments for completed projects since the previous financial year, by March 2023.
- 6 That the JDA indicates to the Committee the mitigation actions in place to improve on the continued inability to pay service providers within the stipulated 30 days, by March 2023.

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

Item 20 OVERSIGHT REPORT OF THE DEVELOPMENT PLANNING SECTION 79 COMMITTEE ON THE 2022/23 SECOND QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORTS OF THE DEVELOPMENT PLANNING DEPARTMENT AND THE JOHANNESBURG DEVELOPMENT AGENCY (JDA) FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

- 1 That Council note and approve the 2022/23 Second Quarter Budget and Performance reports of the Department of Development Planning and Johannesburg Development Agency for the period October to December 2022, noting the observations cited in the body of this report.
- 2 That the Development Planning Department provides the Committee with a progress report on the ongoing bulk storm water and road upgrading projects in Orange Farm, by April 2023.
- 3 That the Development Planning Department reports to the Committee on the issues experienced during the SCM process related to the implementation of the Land Use Online Module which has been postponed to the next financial year, by April 2023.
- 4 That the JDA submits a report to the Committee indicating the timeline and budgetary variations for all the delayed and/or suspended construction projects affected by the City's cash flow issues, by April 2023.
- 5 That the JDA clarifies to the Committee the reasons for terminating four employees' contracts during the reviewed quarter, by April 2023.
- 6 That the JDA reports to the Committee on the progress of the recruitment process relating to the 6 vacant senior management positions, and on the plan to fill the remaining 53 vacancies at the entity, by April 2023.

(COJ LEGISLATURE)

(A Ngcaku)

(Tel. (011) 407 7395)

Item 21 PERFORMANCE ASSESSMENT REPORT FOR THE ENVIRONMENT, INFRASTRUCTURE AND SERVICES DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Environment, Infrastructure and Services Department for the 2022/23 financial year be noted.

(ENVIRONMENT, INFRASTRUCTURE AND SERVICES)

- Item 22 PERFORMANCE ASSESSMENT REPORT FOR THE CITY POWER JOHANNESBURG (SOC) LTD FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the City Power Johannesburg (SOC) Ltd for the 2022/23 financial year be noted.

(CITY POWER JOHANNESBURG (SOC) LTD)

- Item 23 PERFORMANCE ASSESSMENT REPORT FOR JOHANNESBURG WATER (SOC) LTD FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of Johannesburg Water (SOC) Ltd for the 2022/23 financial year be noted.

(JOHANNESBURG WATER (SOC) LTD)

- Item 24 PERFORMANCE ASSESSMENT REPORT FOR PIKITUP JOHANNESBURG (SOC) LTD FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of Pikitup Johannesburg (SOC) Ltd for the 2022/23 financial year be noted.

(PIKITUP JOHANNESBURG (SOC) LTD)

- Item 25 PERFORMANCE ASSESSMENT REPORT FOR THE ENVIRONMENT, INFRASTRUCTURE AND SERVICES DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Environment, Infrastructure and Services Department for the 2022/23 financial year be noted.

(ENVIRONMENT, INFRASTRUCTURE AND SERVICES)

- Item 26 PERFORMANCE ASSESSMENT REPORT  
FOR THE CITY POWER JOHANNESBURG  
(SOC) LTD FOR THE 2022/2023 FINANCIAL  
YEAR FOR THE PERIOD OCTOBER TO  
DECEMBER 2022

RESOLVED

That the second quarter performance report of the City Power Johannesburg (SOC) Ltd for the 2022/23 financial year be noted.

(CITY POWER JOHANNESBURG (SOC) LTD)

- Item 27 PERFORMANCE ASSESSMENT REPORT  
FOR JOHANNESBURG WATER (SOC) LTD  
FOR THE 2022/2023 FINANCIAL YEAR FOR  
THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of Johannesburg Water (SOC) Ltd for the 2022/23 financial year be noted.

(JOHANNESBURG WATER (SOC) LTD)

- Item 28 PERFORMANCE ASSESSMENT REPORT  
FOR PIKITUP JOHANNESBURG (SOC) LTD  
FOR THE 2022/2023 FINANCIAL YEAR FOR  
THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of Pikitup Johannesburg (SOC) Ltd for the 2022/23 financial year be noted.

(PIKITUP JOHANNESBURG (SOC) LTD)

- Item 29    OVERSIGHT REPORT OF THE SECTION 79 ENVIRONMENT AND INFRASTRUCTURE SERVICES COMMITTEE ON THE 2022/23 FIRST QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE ENVIRONMENT AND INFRASTRUCTURE SERVICES DEPARTMENT, PIKITUP JOHANNESBURG, JOHANNESBURG WATER, AND JOHANNESBURG CITY POWER FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

- 1    That Council notes the First Quarter Budget and Performance Assessment reports of the Environment and Infrastructure Services Department, Johannesburg Water, Pikitup Johannesburg, and Johannesburg City Power for the period July to September 2022 and notes the same as a reflection of performance by the said Department and Entities.
- 2    That Council approves the Oversight Report of the Section 79 Environment and Infrastructure Services Committee on the 2022/23 First Quarter Budget and Performance Assessment Reports of the Environment and Infrastructure Services Department, Pikitup, Johannesburg Water, and Johannesburg City Power for the Period July to September 2022, noting observations contained in the body of this report.
- 3    That PIKITUP undertake a needs and impact analysis to assess the concern over the ageing workforce, including (i) the possibility of a high number of retirement in the short period, (ii) an age assessment audit using organizational data to understand the ageing workforce challenge, (iii) develop specific plans to address the entity's workforce of the future. The assessment report must include the challenges of replacing retiring workers. The report to be tabled in March 2023 Committee Meeting.
- 4    That PIKITUP provides a report addressing the concern raised about sick leave abuse. The report must also find out if there are underlying factors to the rising costs of overtime pay in the same depot with a high sickness leave absence. The report must be tabled in March 2023 Committee Meeting.
- 5    That City Power provides an in-depth (i) operational review of the current collection operations that assess and prioritize opportunities for improvement, including current collection tools, (ii) system modernization with predictive modelling results, and a system configurable to CP needs. The report to be tabled in March 2023 Committee Meeting.
- 6    That City Power prioritize hiring information and communication technology specialists before the end of the third quarter of FY22/23. The urgency of filling the positions is due to the high risks cyber-attacks pose to provincial energy security. Once the recruitment is completed, the following process should conduct a personnel needs analysis to create the information management and security measures department. A team dedicated to Cyber Security must be established before the end of the 2022-2023 financial year. With a team in place, City Power

must produce a Cyber Security Strategy explaining how the entity is equipped with expertise and capacity to manage cyber security attacks. Addressing the cyber security needs of City Power is multi-departmental; the ICT department must be part of designing the solution – a cyber ecosystem.

- 7 That City Power must provide a report on the implementation plan that includes proactive steps to defend and protect City Power data and its cyberspace and develop capabilities, skills and tools that are essential to fight cyber threats. Report to be submitted to the Committee by March 2023.
- 8 That Johannesburg Water provides a report on the strategies of the IMS and how the entity will deploy and diffuse new technologies to ensure effective and efficient operations. A report must include a details assessment JW has conducted thus far in determining that slow adoption of technology is the most pressing strategic risk. In addition, the report must detail the metrics used to measure progress, investment and outcomes. The report to be tabled in March 2023 Committee Meeting.
- 9 That Johannesburg Water provides a report detailing why efforts to address the recurring internal control issues in SCM have not yielded positive outcomes. The report must also include an in-depth explanation of why most recurring internal audit findings have not been attended to. Thus far, only 22 of 99 findings have been resolved. The report must be submitted and presented to the Committee during March 2023 Committee Meeting.

(COJ LEGISLATURE)

(M Molopyane)

(Tel. (011) 407-7463)

Item 30 OVERSIGHT REPORT OF THE SECTION 79 ENVIRONMENT AND INFRASTRUCTURE SERVICES COMMITTEE ON THE 2022/23 SECOND QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE ENVIRONMENT AND INFRASTRUCTURE SERVICES DEPARTMENT, PIKITUP JOHANNESBURG, JOHANNESBURG WATER, AND JOHANNESBURG CITY POWER FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

- 1 That Council notes the Second Quarter Performance Assessment reports of the Environment and Infrastructure Services Department, Johannesburg Water, Pikitup Johannesburg, and Johannesburg City Power for the period October to December 2022 and notes the same as a reflection of performance by the said Department and Entities.
- 2 That Council approves the Oversight Report of the Section 79 Environment and Infrastructure Services Committee on the 2022/23 Second Quarter Budget and Performance Assessment Reports of the Environment and Infrastructure Services Department, Pikitup, Johannesburg Water, and Johannesburg City Power for the

Period October to December 2022, noting observations contained in the body of this report.

- 3 That Department and entities explain in a report to the Committee on the reasons for comparatively high vacancy rate. Detailing whether it is a funding issue or shortage of skills, both in terms of capacity and competency. The report must be submitted to the Committee.
- 4 That entities must in writing report to the Committee explaining why preventative [internal] controls are failing to detect material irregularities that leads to irregular, fruitless and wasteful expenditure.
- 5 That City Power provide report detailing what plans and proactive steps are they taking to reduce reliance on Eskom and prepare for the coming winter. The report must be submitted in the next Committee meeting.
- 6 That entities provide a detailed report for expenditure on repairs and maintenance as a share of property, plant and equipment. The report must be presented to Committee during Q2 Oversight presentation.

(COJ LEGISLATURE)

Item 31 PERFORMANCE ASSESSMENT REPORT FOR THE  
HEALTH DEPARTMENT FOR THE 2022/2023 FINANCIAL  
YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Health Department for the 2022/23 financial year be noted.

(HEALTH)

Item 32 PERFORMANCE ASSESSMENT REPORT FOR  
THE SOCIAL DEVELOPMENT DEPARTMENT  
FOR THE 2022/2023 FINANCIAL YEAR FOR  
THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Social Development Department for the 2022/23 financial year be noted.

(SOCIAL DEVELOPMENT)

- Item 33 PERFORMANCE ASSESSMENT REPORT FOR THE HEALTH DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Health Department for the 2022/23 financial year be noted.

(HEALTH)

- Item 34 PERFORMANCE ASSESSMENT REPORT FOR THE SOCIAL DEVELOPMENT DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Social Development Department for the 2022/23 financial year be noted.

(SOCIAL DEVELOPMENT)

- Item 35 OVERSIGHT REPORT OF THE HEALTH AND SOCIAL DEVELOPMENT SECTION 79 COMMITTEE ON THE 2022/2023 FIRST QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORTS OF THE HEALTH DEPARTMENT AND SOCIAL DEVELOPMENT DEPARTMENT FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That Council approve the First Quarter Oversight Report of the Health and Social Development Section 79 Committee on the 2022/2023 First Quarter Budget and Performance Assessment Report of the Health and Social Development Department for the period July to September 2022, noting the observations cited in the body of this report.

(COJ LEGISLATURE)

(B Fana)

(Tel. (011) 407-6305)

- Item 36    OVERSIGHT REPORT OF THE HEALTH AND SOCIAL DEVELOPMENT SECTION 79 COMMITTEE ON THE 2022/2023 SECOND QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORTS OF THE HEALTH DEPARTMENT AND SOCIAL DEVELOPMENT DEPARTMENT FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That Council approve the Second Quarter Oversight Report of the Health and Social Development Section 79 Committee on the 2022/2023 Second Quarter Budget and Performance Assessment Report of the Health and Social Development Department for the period October to December 2022, noting the observations cited in the body of this report.

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

- Item 37    PERFORMANCE ASSESSMENT REPORT FOR THE HUMAN SETTLEMENT DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Human Settlement Department for the 2022/23 financial year be noted.

(HUMAN SETTLEMENT)

- Item 38    PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG SOCIAL HOUSING COMPANY FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Johannesburg Social Housing Company for the 2022/23 financial year be noted.

(JOHANNESBURG SOCIAL HOUSING COMPANY)

- Item 39 PERFORMANCE ASSESSMENT REPORT FOR THE HUMAN SETTLEMENT DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Human Settlement Department for the 2022/23 financial year be noted.

(HUMAN SETTLEMENT)

- Item 40 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG SOCIAL HOUSING COMPANY FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Johannesburg Social Housing Company for the 2022/23 financial year be noted.

(JOHANNESBURG SOCIAL HOUSING COMPANY)

- Item 41 OVERSIGHT REPORT OF THE HOUSING SECTION 79 COMMITTEE ON THE 2022/23 FIRST QUARTER PERFORMANCE ASSESSMENT REPORT OF THE DEPARTMENT OF HUMAN SETTLEMENTS AND THE JOHANNESBURG SOCIAL HOUSING COMPANY (JOSHCO) FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

- 1 That Council approve the 2022/23 First Quarter Budget and Performance Assessment Reports of the Department of Human Settlements and the Johannesburg Social Housing Company, noting the observations cited in the body of this report.
- 2 That Council approve the 2022/23 First Quarter Oversight Report of the Housing Section 79 Committee on the 2022/23 First Quarter Budget and Performance Assessment report of the Department of Housing and the Johannesburg Social Housing Company for the period July 2022 to September 2022, noting the observations cited in the body of this report.
- 3 That the Section 79 Housing Committee perform an oversight visit to South Hills to assess the completed units by the Department of Human Settlements by 30 April 2023.

- 4 That the Department of Human Settlements provides a list of hostels and/or flats that maintenance and repairs were done and provide a scope of the work done, by 30 April 2023.
- 5 That the Department of Human Settlements provide the Section 79 Housing Committee with a list of the total SMMEs invoices submitted per quarter and total valid invoices paid – to be submitted every quarter.

(COJ LEGISLATURE)  
(M Phakathi)

Item 42 OVERSIGHT REPORT OF THE HOUSING SECTION 79 COMMITTEE ON THE 2022/23 SECOND QUARTER PERFORMANCE ASSESSMENT REPORT OF THE DEPARTMENT OF HUMAN SETTLEMENTS AND THE JOHANNESBURG SOCIAL HOUSING COMPANY (JOSHCO) FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

- 1 That Council recommend the 2022/23 Second Quarter Budget and Performance Assessment Reports of the Department of Human Settlements and the Johannesburg Social Housing Company, noting the observations cited in the body of this report.
- 2 That Council recommend the 2022/23 Second Quarter Oversight Report of the Housing Section 79 Committee on the 2022/23 Second Quarter Budget and Performance Assessment report of the Department of Housing and the Johannesburg Social Housing Company for the period October 2022 to December 2022, noting the observations cited in the body of this report.
- 3 That the Section 79 Housing Committee conducts an oversight visit to the completed mixed housing units in Fleurhof and Lufhereng Department of Human Settlements by April 2023.
- 4 That the section 79 Housing Committee conducts an oversight visit to the roads upgraded in Braamfischer and Zandspruit Ext 84 by Department of Human Settlements by April 2023.
- 5 That the Department of Human Settlements provides the Section 79 Committee with a report detailing the scope of repairs and maintenance done and the specific projects by April 2023.
- 6 That the Johannesburg Social Housing Company provides a report the Section 79 Housing Committee explaining the 178% overspending on operating budget by April 2023.
- 7 That the section 79 Housing Committee conducts an oversight visit to JOSHCO headquarters, 106 Claim Street, 50 Durban Street, Abel Road Conversion Phase 1 & 2; Lufhereng Social Housing, Nancefield Social Housing, Princess Plots;

Roodeport, Golden Highway; Riverside View; and Nederberg by JOSHCO to access the progress and finished projects by June 2023.

- 8 That JOSHCO presents a turnaround strategy to the Section 79 Housing Committee by April 2023.

(COJ LEGISLATURE)

(M Phakathi)

- Item 43 PERFORMANCE ASSESSMENT REPORT FOR THE PUBLIC SAFETY DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

*At this point, time being 17:14, Councillor Sifumba (DA) addressed Council and raised a concern with regards to the state of the carpets in the Chamber and requested that they be deep cleaned because the dust mites were affecting her breathing.*

RESOLVED

That the first quarter performance report of the Public Safety Department for the 2022/23 financial year be noted.

(PUBLIC SAFETY)

- Item 44 PERFORMANCE ASSESSMENT REPORT FOR THE PUBLIC SAFETY DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Public Safety Department for the 2022/23 financial year be noted.

(PUBLIC SAFETY)

- Item 45 OVERSIGHT REPORT OF THE SECTION 79 PUBLIC SAFETY COMMITTEE ON THE 2022/2023 FIRST QUARTER PERFORMANCE REPORT OF THE DEPARTMENT OF PUBLIC SAFETY FOR THE PERIOD 1 JULY TO 30 SEPTEMBER 2022

RESOLVED

That Council approve the 1<sup>st</sup> quarter Oversight Report of the Public Safety Section 79 Committee on the Department's quarterly performance report for the 2022/2023 financial year (July to September 2022).

(COJ LEGISLATURE)

(Tandisizwe Sidubulekana)

Item 46    OVERSIGHT REPORT OF THE SECTION 79  
PUBLIC SAFETY COMMITTEE ON THE  
2022/2023 2<sup>nd</sup> QUARTER PERFORMANCE  
REPORT OF THE DEPARTMENT  
OF PUBLIC SAFETY FOR THE PERIOD  
1 OCTOBER TO 31 DECEMBER 2022

RESOLVED

- 1     That Council approve the 2<sup>nd</sup> quarter Oversight Report of the Public Safety Section 79 Committee on the Department's quarterly performance report for the 2022/2023 financial year (October 2022 to December 2022).
- 2     That the Department submit a comprehensive report to the Committee on the employees that were dismissed this quarter under review.

(COJ LEGISLATURE)

(Tandisizwe Sidubulekana)

At this point time being 17:17 Speaker granted Council a 10 minutes body break.

Item 47    PERFORMANCE ASSESSMENT REPORT FOR  
THE TRANSPORT DEPARTMENT FOR THE  
2022/2023 FINANCIAL YEAR FOR THE  
PERIOD JULY TO SEPTEMBER 2022

*With consent of Council, Councillor Rafferty (PA) requested for the elevation of Performance Assessment reports for both the Economic Development and Finance departments, after Council had dealt with the Legislature's Performance Assessment reports.*

RESOLVED

That the first quarter performance report of the Transport Department for the 2022/23 financial year be noted.

(TRANSPORT)

Item 48 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG ROADS AGENCY (SOC) LTD FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report for the Johannesburg Roads Agency (SOC) Ltd for the 2022/23 financial year be noted.

(JOHANNESBURG ROADS AGENCY (SOC) LTD)

Item 49 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG METROPOLITAN BUS SERVICES FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of Johannesburg Metropolitan Bus Services for the 2022/23 financial year be noted.

(JOHANNESBURG METROPOLITAN BUS SERVICES)

Item 50 PERFORMANCE ASSESSMENT REPORT FOR THE TRANSPORT DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Transport Department for the 2022/23 financial year be noted.

(TRANSPORT)

Item 51 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG ROADS AGENCY (SOC) LTD FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report for the Johannesburg Roads Agency (SOC) Ltd for the 2022/23 financial year be noted.

(JOHANNESBURG ROADS AGENCY (SOC) LTD)

- Item 52 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG METROPOLITAN BUS SERVICES FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of Johannesburg Metropolitan Bus Services for the 2022/23 financial year be noted.

(JOHANNESBURG METROPOLITAN BUS SERVICES)

- Item 53 OVERSIGHT REPORT OF THE TRANSPORT SECTION 79 COMMITTEE ON THE FOUR QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE TRANSPORT DEPARTMENT, METROBUS AND JOHANNESBURG ROAD AGENCY FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

- 1 That Council notes and approves the oversight report of the Transport Section 79 Committee on the fourth quarter performance assessment reports of the Transport Department, Metrobus, and Johannesburg Road Agency (JRA) for the period July to September 2022, noting the observations cited in the body of this report.
- 2 That the Department provides the Committee with a report regarding the operationalization of Rea Vaya phase 1C (a) – quarterly.
- 3 That the Department present/provides the Committee with the status of all the Capital projects completed and non-completed for the 2021/22 financial year – next Committee meeting.
- 4 That the JRA provides the Committee with progress reports on the renewal and rehabilitation of economic roads i.e., M1, M2 and M70 – quarterly.
- 5 That the JRA provides the Committee with a progress report for the re-establishment of the Traffic Management Centre (TMC) – quarterly.

(COJ LEGISLATURE)

(Dr TS Mawasha)

(Tel. (011) 407-7395)

Item 54 OVERSIGHT REPORT OF THE TRANSPORT SECTION 79 COMMITTEE ON THE SECOND QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE TRANSPORT DEPARTMENT, METROBUS AND JOHANNESBURG ROAD AGENCY FOR THE PERIOD FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

- 1 That Council notes and approves the oversight report of the Transport Section 79 Committee on the second quarter performance assessment reports of the Transport Department, Metrobus and Johannesburg Road Agency (JRA) for the period October to December 2022, noting the observations cited in the body of this report.
- 2 That the Department invites the Committee to all upcoming transport outreach programmes (e.g. Open Streets).
- 3 That the JRA prioritize the repair of blocked storm water kerb inlets, particularly during the rainy season, in order to reduce street flooding and traffic congestion.
- 4 That the JRA submit a report to the Committee on bad debtors who are delinquent in paying their debts and what steps are being taken or put in place to ensure that debts are paid.
- 5 That the JRA submits a report to the Committee on the use of the find and fix pothole app and the pothole patrol app, as well as their contribution to reducing the backlog of potholes.
- 6 That the Committee conduct an oversight visit to Asphalt Plant, all regional JRA depots, Selby Depot, the Heritage Bridge site, the Alexandra underground BRT station, and all other BRT stations that were scheduled to be completed in the previous fiscal year.

(COJ LEGISLATURE)  
(Dr T S Mawasha)  
(Tel. (011) 407-7199)

Item 55 PERFORMANCE ASSESSMENT REPORT FOR THE CITY OF JOHANNESBURG LEGISLATURE DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That Council note the first quarter performance report of the City of Johannesburg Legislature Department for the 2022/23 financial year.

(COJ LEGISLATURE)  
(Director : Management Support)  
(Mr. Dumisani Dube)

(Tel. (011) 407-7480)

- Item 56 PERFORMANCE ASSESSMENT REPORT FOR  
THE CITY OF JOHANNESBURG LEGISLATURE  
DEPARTMENT FOR THE 2022/2023 FINANCIAL  
YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That Council note the second quarter performance report of the City of Johannesburg Legislature Department for the 2022/23 financial year.

(COJ LEGISLATURE)  
(Director : Management Support)  
(Mr. Dumisani Dube)  
(Tel. (011) 407-7480)

- Item 57 OVERSIGHT REPORT OF OCOL ON THE 2022/23  
FIRST QUARTER BUDGET AND PERFORMANCE  
ASSESSMENT REPORT OF THE LEGISLATURE  
OF THE CITY OF JOHANNESBURG FOR THE  
PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That Council note and approve the 2022/23 First Quarter Budget and Performance Assessment Report of the Legislature for the period July to September 2022.

(COJ LEGISLATURE)

- Item 58 OVERSIGHT REPORT OF OCOL ON THE 2022/23  
SECOND QUARTER BUDGET AND PERFORMANCE  
ASSESSMENT REPORT OF THE LEGISLATURE OF  
THE CITY OF JOHANNESBURG FOR THE PERIOD  
OCTOBER TO DECEMBER 2022

RESOLVED

That Council approve the 2022/23 Second Quarter Budget and Performance Assessment Report of the Legislature for the period October to December 2022.

(COJ LEGISLATURE)

Item 59 PERFORMANCE ASSESSMENT REPORT  
FOR THE OFFICE OF THE OMBUDSMAN  
FOR THE 2022/23 FINANCIAL YEAR FOR  
THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

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

(COJ LEGISLATURE)

Item 60 OVERSIGHT REPORT OF OCOL ON THE 2022/23  
SECOND QUARTER BUDGET AND PERFORMANCE  
ASSESSMENT REPORT OF THE LEGISLATURE OF  
THE CITY OF JOHANNESBURG OFFICE OF THE  
OMBUDSMAN FOR THE PERIOD OCTOBER TO  
DECEMBER 2022

RESOLVED

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

(COJ LEGISLATURE)

Item 82 PERFORMANCE ASSESSMENT REPORT FOR  
THE ECONOMIC DEVELOPMENT DEPARTMENT  
FOR THE 2022/2023 FINANCIAL YEAR FOR  
THE JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Economic Development Department for the 2022/23 financial year be noted.

(ECONOMIC DEVELOPMENT)

(Sihle Buthelezi)

Item 83 PERFORMANCE ASSESSMENT REPORT FOR  
JOBURG MARKET (SOC) LTD THE FOR THE  
2022/2023 FINANCIAL YEAR FOR THE  
PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Joburg Market (SOC) Ltd for the 2022/23 financial year be noted.

(JOBURG MARKET (SOC) LTD)

Item 84 PERFORMANCE ASSESSMENT REPORT FOR  
THE METROPOLITAN TRADING COMPANY FOR  
THE 2022/2023 FINANCIAL YEAR FOR THE  
PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Metropolitan Trading Company Ltd for the 2022/23 financial year be noted.

(METROPOLITAN TRADING COMPANY)

Item 85 PERFORMANCE ASSESSMENT REPORT FOR  
THE JOHANNESBURG TOURISM COMPANY FOR  
THE 2022/2023 FINANCIAL YEAR FOR THE  
PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Johannesburg Tourism Company for the 2022/23 financial year be noted.

(JOHANNESBURG TOURISM COMPANY)

Item 86 PERFORMANCE ASSESSMENT REPORT FOR  
THE JOBURG PROPERTY COMPANY (SOC) LTD  
FOR THE 2022/2023 FINANCIAL YEAR FOR THE  
PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Joburg Property Company (SOC) Ltd for the 2022/23 financial year be noted.

(JOBURG PROPERTY COMPANY (SOC) LTD)



- Item 87 PERFORMANCE ASSESSMENT REPORT FOR THE ECONOMIC DEVELOPMENT DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Economic Development Department for the 2022/23 financial year be noted.

(ECONOMIC DEVELOPMENT)  
(Sihle Buthelezi)

- Item 88 PERFORMANCE ASSESSMENT REPORT FOR JOBURG MARKET (SOC) LTD THE FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Joburg Market (SOC) Ltd for the 2022/23 financial year be noted.

(JOBURG MARKET (SOC) LTD)

- Item 89 PERFORMANCE ASSESSMENT REPORT FOR THE METROPOLITAN TRADING COMPANY (SOC) LTD FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Metropolitan Trading Company for the 2022/23 financial year be noted.

(METROPOLITAN TRADING COMPANY)

- Item 90 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG TOURISM COMPANY FOR (SOC) LTD THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2021

RESOLVED

That the second quarter performance report of the Johannesburg Tourism Company (SOC) LTD for the 2022/23 financial year be noted.

(JOHANNESBURG TOURISM COMPANY (SOC) LTD)

Item 91 PERFORMANCE ASSESSMENT REPORT FOR  
THE JOBURG PROPERTY COMPANY (SOC) LTD  
FOR THE 2022/2023 FINANCIAL YEAR FOR THE  
PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Joburg Property Company (SOC) Ltd for the 2022/23 financial year be noted.

(JOBURG PROPERTY COMPANY (SOC) LTD)

Item 92 OVERSIGHT REPORT OF THE ECONOMIC DEVELOPMENT  
SECTION 79 COMMITTEE ON THE 2022/2023 FIRST  
QUARTER PERFORMANCE ASSESSMENT REPORTS OF  
THE DEPARTMENT OF ECONOMIC DEVELOPMENT,  
JOHANNESBURG PROPERTY COMPANY, JOHANNESBURG  
MARKET, METROPOLITAN TRADING COMPANY AND  
JOHANNESBURG TOURISM FOR THE PERIOD JULY TO  
SEPTEMBER 2022

RESOLVED

- 1 That Council approves the First Quarter Budget and Performance Assessment report for the Department of Economic Development (DED), Johannesburg Property Company (JPC), Metropolitan Trading Company, Johannesburg Tourism Company and Joburg Fresh Produce Market (JM) for the period July to September 2022, noting observations cited in the body of the report.
- 2 That Council approves the Section 79 Economic Development Committee First Quarter oversight report for the period July to September 2022, noting observations cited in the body of the report.

(COJ LEGISLATURE)

(Tokelo Nhlapo)

- Item 93    OVERSIGHT REPORT OF THE ECONOMIC DEVELOPMENT SECTION 79 COMMITTEE ON THE 2022/2023 SECOND QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE DEPARTMENT OF ECONOMIC DEVELOPMENT, JOHANNESBURG PROPERTY COMPANY, JOBURG FRESH PRODUCE MARKET, METROPOLITAN TRADING COMPANY, AND JOBURG TOURISM COMPANY FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That Council approves the Section 79 Economic Development Committee Second Quarter Budget and Performance Assessment report for 2022/23 FY for the Department of Economic Development (DED, Johannesburg Property Company (JPC), Johannesburg Market (JM), Metropolitan Trading Company (MTC) and Joburg Tourism Company (JTC).

(COJ LEGISLATURE)

- Item 94    PERFORMANCE ASSESSMENT REPORT FOR THE GROUP FINANCE DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of the Group Finance for the 2022/23 financial year be noted.

(GROUP FINANCE)  
(Z Tshezi)

- Item 95    PERFORMANCE ASSESSMENT REPORT FOR THE GROUP INFORMATION COMMUNICATION TECHNOLOGY DEPARTMENT FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD JULY TO SEPTEMBER 2022

RESOLVED

That the first quarter performance report of Group Information Communication Technology Department for the 2022/23 financial year be noted.

(GROUP INFORMATION COMMUNICATION TECHNOLOGY)  
(R Kubheka)  
(Tel. (011) 018-6311)

Item 96 PERFORMANCE ASSESSMENT REPORT  
FOR THE GROUP FINANCE DEPARTMENT  
FOR THE 2022/2023 FINANCIAL YEAR FOR  
THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of the Group Finance for the 2022/23 financial year be noted.

(GROUP FINANCE)  
(Z Tshezi)

Item 97 PERFORMANCE ASSESSMENT REPORT FOR  
THE GROUP INFORMATION COMMUNICATION  
TECHNOLOGY DEPARTMENT FOR THE 2022/2023  
FINANCIAL YEAR FOR THE PERIOD  
OCTOBER TO DECEMBER 2022

RESOLVED

That the second quarter performance report of Group Information Communication Technology Department for the 2022/23 financial year be noted.

(GROUP INFORMATION COMMUNICATION TECHNOLOGY)  
(R Kubheka)  
(Tel. (011) 018-6311)

Item 98 OVERSIGHT REPORT OF THE SECTION 79 FINANCE  
COMMITTEE ON THE 2022/23 FIRST QUARTER  
PERFORMANCE ASSESSMENT REPORTS OF THE  
GROUP FINANCE DEPARTMENT AND GROUP  
INFORMATION COMMUNICATION TECHNOLOGY  
DEPARTMENT FOR THE PERIOD JULY TO  
SEPTEMBER 2022

RESOLVED

- 1 That the Section 79 Finance Committee approves the 2022/23 First Quarter Performance Assessment report of the Group Finance Department and Group Information Communication Technology Department for the period July to September 2022.
- 2 That the Section 79 Finance Committee approves the 2022/23 First Quarter Oversight Report of the Section 79 Finance Committee on the 2022/23 First Quarter Budget and Performance Assessment report of the Group Finance Department and Group Information Communication Technology Department for

the period July to September 2022 noting the observations cited in the body of this report.

- 3 That Group Information Communication and Technology Department provide a report on the project timeframes for the Automation of Contract Management and SLA Tool, the SAP Rollout Project and mSCOA unbundling. The report is to be submitted to the Section 79 Finance Committee by March 2023.
- 4 That Group Information Communication and Technology Department provide a report on the nature of services rendered by Metropolitan Trading Company (MTC) to the GICT Department amounting to R50 million. The report is to be submitted to the Section 79 Finance Committee by March 2023.

(COJ LEGISLATURE)

(A Bhaga)

Item 99      OVERSIGHT REPORT OF THE SECTION 79 FINANCE COMMITTEE ON THE 2022/23 SECOND QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE GROUP FINANCE DEPARTMENT AND GROUP INFORMATION COMMUNICATION TECHNOLOGY DEPARTMENT FOR THE PERIOD OCTOBER TO DECEMBER 2022

RESOLVED

- 1 That Council approves the 2022/23 Second Quarter Performance Assessment report of the Group Finance Department and Group Information Communication Technology Department for the period October to December 2022.
- 2 That Council approves the 2022/23 Second Quarter Oversight Report of the Section 79 Finance Committee on the 2022/23 Second Quarter Budget and Performance Assessment report of the Group Finance Department and Group Information Communication Technology Department for the period October to December 2022 noting the observations cited in the body of this report.
- 3 That Group Finance Department provide a report on the actual cash balances as at the end of the second quarter, noting the observations made in the body of this report. The Department must also provide reasons for the misrepresentation of the cash balances reported in quarter two. The report is to be submitted to the Section 79 Finance Committee by April 2023.
- 4 That Group Information Communication and Technology Department provide a report on the nature of services rendered by Metropolitan Trading Company (MTC) to the GICT Department amounting to R144,7 million as well as the services rendered by Baraka IT Solutions for R54,9 million. The report is to be submitted to the Section 79 Finance Committee by April 2023.
- 5 That Group Information Communication and Technology Department provide a report on why there has been overspending on the Microsoft Licenses thus far.

The report must include a financial breakdown. The report is to be submitted to the Section 79 Finance Committee by April 2023.

(COJ LEGISLATURE)

(A Bhaga)

AT THIS POINT, THE TIME BEING 20:08, COUNCIL ADJOURNED UNTIL THURSDAY, 23 MARCH 2023, AT 10:00, FOR THE CONTINUATION OF THE AGENDA.

*On resumption (23 March 2023), the following Councillors were present:*

### **MEMBERS PRESENT**

Acting Speaker: Councillor Phillips LE

The Executive Mayor: Councillor Amad, T

Abdool, F	Hlatshwayo, S M
Amod, C J	Hoén, J N
Arnolds, M S	Homer, C
Atterbury, E	Hooper, R S
Avant-Smith, C	Horwitz, J
Baloyi, D L	Huggett, E A
Benjamin, R F	Hughes, Z
Bini, L	Ismail-Moosa, I
Bittkau, R	Jacobs, B
Boer, C	Jainoodeen, Z
Bolani, M G	Johnson, N
Chame, F	Jonker, N
Chauke, K L	Kaldine, J
Chetsanga, H	Kgeletsane, M O
Christians, A	Khumalo, X I
Coogan, L C	Knott, L R
Coutriers, M J	Koekemoer, M
Coverdale, D L T	Komane, S A
Crichton, M	Kunene, K
Da Gama, V M	Kwapeng, C
Da rocha, C M D	Landis, R
Dammie, B H	Lebatlang, T Z
Davids-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
Echeozonjoku, B C	Mabelebele, S S
Edward, N	Mabuke, T A
Finn, C E	Mabunda, T E
Foley, D T	Mabuza, S K L
Francisco, D B	Machaba, L M U

Fresling, R R	Machethe, S
Galeshewe, T M	Madiba, T J
Gantsho, L	Magwaza, B L P
Goosen, J W	Magwentshu, L C
Gwamanda, K	Maila, S M
Harris, R	Majola, S
	Makamo, S S
Makhafola, E	Molefe, S B
Maluleka, T	Molise, L D
Mangena, T D	Moloisane, D
Marais, A F	More, E
Marais, S I	Morero, S E
Marema, V A	Mosehla, K J
Marumo, T	Mothopi, O Z
Mashala, K	Mphaho, M A
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
Mkhonto, M S	Ngobeni, L M
Mkhonza, N F	Ngobeni, R F
Mmbengwa, M N	Ngoepe, C S
Mmota, L	Nguse, S
Mngadi, W B	Ngwenya, F N
Mnisi, N D	Ngwenya, J A
Mnyameni, M	Nhlapo, C P
Moatshe, K	Niemand, G J
Modladlaba, D S	Nkokou, T P
Modukanene, L C	Nkomo, B
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  
Mokoka, M L  
Mokwena, T M  
Molefe, M

Ntombela, M J  
Ntshidi, T E  
Nyembe, Z P  
Nzimande, C  
Papo, M M  
Pelzer, R

Phalatse, M  
Phillips, L E  
Phometsi, P S  
Pietersen, J  
Pietersen, N  
Ponsonby, D A  
Radebe, N P  
Radebe, T T  
Rafferty, P D  
Rahn, N J  
Raholane, M W  
Rakosa, P M  
Ramafikeng, D J  
Rambani, N S  
Raphadu, A T  
Raseruthe, S H  
Reddy, V M  
Reinten, I M  
Roberts, F C  
Rohlssen, C K  
Santana, C G  
Schay, D  
Seerane, M K  
Sekhu, M V  
Sekwaila, B J  
Sesedinyane, M I  
Shackleford, L M  
Shange, P A  
Sherman, G J  
Shumba, K A  
Sifumba, N  
Simelane, P  
Simelane, S O  
Sindani, F P

Smit, P A  
Sobey, A  
Steenkamp, D  
Steer, B  
Stewart, P S  
Stewart, A J  
Suddaby, J  
Sun, Y H  
Supe, N P  
Tabane, M C  
Tambani, P S  
Tefu, P V  
Telekoa, A T  
Tembe, D S  
Tshawaku, M  
Tshedo, J G  
Tshehlo, G J  
Tsotetsi, L Y M  
Twala, Y A  
Van der Merwe, M  
Van der Schyf, C  
Van Dyk, N J  
Van Wyk, W M  
Wax, K P  
Williams, M C  
Wilskut, D  
Wissler, S T J  
Wittman-Potter, D D  
Xuma, L  
Zazini, A  
Zitha, S L  
Zondo, L T  
Zungu, N G  
Zwane, S

## 1 OPENING

*Councillor Christians (DA) addressed Council and said that the Acting Speaker was getting an applause from the Chamber because the previous day Council proceedings went smoothly but said that unfortunately, because of the practices in the Council, the meetings were becoming illegitimate. He further said that the Rules were clear that Councillors must be seated 10 minutes before the start of Council, which most Councillors were and further said that it was 10:21 and Council was still confirming quorum. He added that Council was then allowed a further 20 minutes to see whether it can form quorum and it was already 20 minutes late for Council to still be checking if it quorate. He pleaded with the Acting Speaker that going forward, to adhere to the Standing Rules and Orders of Council so that the meetings are constituted.*

*The Acting Speaker requested Council to observe a moment of silence for prayer and meditation.*

*He welcomed the Executive Mayor of the City of Johannesburg, Councillor Thapelo Amad; Whip of Council, Councillor NGZ Zungu; all political party leaders and whips; Members of the Mayoral Committee; Chairpersons of the Section 79 committees; fellow Councillors; City Manager, Mr Floyd Brink; acting Secretary to Council, Mr Andile Gobinca; officials of the City of Johannesburg; residents of the City of Johannesburg and members of the Media to the continuation of the 12<sup>th</sup> ordinary Council meeting of the City of Johannesburg municipality*

*The Speaker requested Legal to confirm quorum. Legal confirmed that there were 239 Councillors present in the Chamber and that the meeting quorate.*

## 2 APPLICATIONS FOR LEAVE OF ABSENCE

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

<i>Councillor Mofokeng Ward</i>	<i>:</i>	<i>Council Business</i>
<i>Councillor Fourie-Shawe C</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Chabalala MD</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Brand</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Truluck</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Ramaru</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Ntoele NL</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Nhlapho CP</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Molefe EW</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Mphahlele M</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Makhubele TC</i>	<i>:</i>	<i>Illness</i>

*The following Councillors requested to arrive late:*

*Councillor Kunene K  
Councillor Durand GVM  
Councillor Marais  
Councillor Steer B*

*The following Councillors requested to leave early:*

*Councillor Mkhize T  
Councillor Khanyile MN  
Councillor Nkomo ET  
Councillor Abdool F  
Councillor Jainodeen Z  
Councillor Mnyameni M  
Councillor Dammie B  
Councillor Wissler STJ  
Councillor Sherman GJ  
Councillor Echeozonjoku B  
Councillor van der Merwe M  
Councillor Makhafola E*

*It was indicated that Muslim Councillors will leave early if Council was not done by sundown.*

*Councillor Makhuba (IFP) raised a concern that the IFP had submitted a leave of absence to the Legislature for yesterday's meeting, 22 March 2023, but she was told that the leave of absence was not noted in Council and asked the Speaker to check on that for them.*

*The Acting Speaker acknowledged that IFP Councillors leave of absence was not read out in Council because by the time Council was dealing with the leave of absence, he was not in possession of their submission. He further confirmed that the leave of absence was emailed timeously and confirmed that the leave of absence will reflect accordingly in the minutes.*

*Councillor Dewes (DA) asked Council to note that there was no leave of absence from the Speaker, Councillor Makhubele. He said that the leave of absence on 22 March 2023 was captured as ill health and she was seen active in Tshwane and asked how Council will deal with that issue.*

*The Acting Speaker in his response said that it was important to inform Council that the Speaker was booked off sick until 10 April 2023, and further stated that it did not equate the Speaker to being bedridden.*

### **3 RECOMMENDATIONS TO COUNCIL**

Item 61 SECOND QUARTER REPORT ON THE OVERSIGHT  
ACTIVITIES OF THE PETITIONS STANDING COMMITTEE  
FOR THE PERIOD: OCTOBER TO DECEMBER 2022

NOTED

(COJ LEGISLATURE)  
(E Monhla)

(Tel. (011) 407-7246)

Item 62 TERMS OF REFERENCE – SECTION 79  
TRANSPORT COMMITTEE

RESOLVED

That Council approves the amended terms of reference.

(COJ LEGISLATURE)  
(Tikanelo Tseki)  
(Tel. (011) 407-6423)

Item 63 TERMS OF REFERENCE FOR THE S79 GROUP  
CORPORATE AND SHARED SERVICES COMMITTEE

RESOLVED

That Council approve the amended terms of reference.

(COJ LEGISLATURE)  
(Peter Wiseman Mzimela)  
(Tel. (011) 407-7348)

Item 64 TERMS OF REFERENCE FOR  
THE S79 HOUSING COMMITTEE

RESOLVED

That Council approves the amended terms of reference.

(COJ LEGISLATURE)  
(Benjamin Tseke)  
(Tel. 083 702 7219)

**DA Dissent**

Item 65 TERMS OF REFERENCE – SECTION 79  
ECONOMIC DEVELOPMENT COMMITTEE

RESOLVED

That Council approves the amended Terms of Reference.

(COJ LEGISLATURE)  
(Tumelo Ramathoka)

(Tel. 060 504 6537)

Item 66 GEYODI COMMITTEE OVERSIGHT VISIT  
REPORT TO PATERSON PARK MULTI-PURPOSE  
CENTRE TO CHECK ADHERENCE OF DISABILITY  
ACCESSIBILITY

NOTED

- 1 That Council note and approve the oversight visit report noting observations sited in the body of the report.
- 2 That the Department of Transport prioritizes repairs of the panic buttons in buses to ensure safety of passengers and report to the Committee on progress by June 2023.
- 3 The Department of Transport must further prioritize sensitization training for bus drivers once a panic button has been pushed, on how to effectively respond to accommodate people with disabilities.
- 4 It should be clarified that not only guide dog are allowed in the buses but all support animals are allowed into the premises.
- 5 The big glass door at the library must be permanently opened for easy accessibility for people with disabilities.
- 4 That the Department of Community Development and JPC repair the lifts at the Paterson Park Multipurpose Centre.
- 5 That the ramps in the library be corrected that are not aligned for free movement of a wheelchair and report to the Committee by June 2023.
- 6 That the lighting on the stairs to the basement at the library be replaced with brighter lights.

(COJ LEGISLATURE)

(Ms K Mtunzi)

(Tel. (011) 407-6662)

Item 67 GEYODI COMMITTEE OVERSIGHT VISIT  
REPORT TO THE SEX WORKERS AND  
TRANSGENDER CLINICS, ESSELEN STREET,  
HILLBROW

NOTED

- 1 That the Committee note and approve the oversight visit report noting observations sited in the body of the report.
- 2 That the GEYODI Committee members receive more sensitization training on issues of sex workers and LGBTQIA+ communities.

- 3 That the City's Health Department explore a possibility of using one (1) clinic as a pilot that will deal mainly with Transgender issues and report back to the Committee by May 2023.

(COJ LEGISLATURE)  
(Ms K Mtunzi)  
(Tel. (011) 407-6662)

Item 68 OVERSIGHT VISIT OF THE SECTION 79  
PUBLIC SAFETY COMMITTEE TO THE  
DISASTER MANAGEMENT ON  
21 FEBRUARY 2023

NOTED

- 1 That Council approve the oversight visit report noting the findings referred in the body of the report.
- 2 That the Committee will deal with the capacitation report in an extra-ordinary meeting.

(COJ LEGISLATURE)  
(Tandisizwe Sidubulekana)

Item 69 OVERSIGHT VISIT OF SECTION 79  
PUBLIC SAFETY COMMITTEE TO THE  
DUBE ALCOHOL EVIDENCE CENTRE  
ON 7 FEBRUARY 2023

NOTED

- 1 That the Committee approve the oversight visit report noting the findings referred to in the body of the report.
- 2 That the Department ensures that it uses the budget process to ask for more money for the procurement of EBAT machines.

(COJ LEGISLATURE)  
(Tandisizwe Sidubulekana)

Item 70 OVERSIGHT VISIT OF SECTION 79  
PUBLIC SAFETY COMMITTEE AT JMPD  
ACADEMY ON 7 FEBRUARY 2023

NOTED

- 1 That the Committee approve the oversight visit report noting the findings referred to in the body of the report.
- 2 That the Department ensure that all funded vacancies at the JMPD Academy are filled with immediate effect.
- 3 That the JMPD Academy speed up the procurement process for animal feed.

(COJ LEGISLATURE)  
(Tandisizwe Sidubulekana)

Item 71 UNANNOUNCED OVERSIGHT VISIT OF THE  
SECTION 79 PUBLIC SAFETY COMMITTEE  
TO THE LANGLAAGTE LICENSING CENTRE  
ON 24 JANUARY 2023

NOTED

- 1 That the Committee approve the oversight visit report noting the findings referred to in the body of the report.
- 2 That the Department consider providing staff at the licensing centre with uniforms to distinguish them from members of the public visiting the centre.

(COJ LEGISLATURE)  
(Tandisizwe Sidubulekana)

Item 72 OVERSIGHT VISIT OF THE SECTION 79  
PUBLIC SAFETY COMMITTEE TO THE  
BY-LAW MANAGEMENT UNIT AND  
SPECIALISED SERVICES DIRECTORATE  
ON 6 DECEMBER 2022

NOTED

- 1 That the Committee approve the oversight visit report noting the findings referred to in the body of the report.
- 2 That the Department ensures that it prioritises the filling of vacant positions especially the Cashiers as the City is losing revenue.
- 3 That the Department ensures that it provides the Officers with tools of trade.

(COJ LEGISLATURE)  
(Tandisizwe Sidubulekana)

Item 73    OVERSIGHT VISIT OF THE SECTION 79  
PUBLIC SAFETY COMMITTEE TO THE  
WEMMER COMPLEX LICENSING CENTRE  
ON 24 JANUARY 2023

NOTED

- 1     That the Committee approve the oversight visit report noting the findings referred to in the body of the report.
- 2     That the Licensing services make sure they finalize all the cases of fraudulent activities within six months from the approval of this report by Council.

(COJ LEGISLATURE)  
(Tandisizwe Sidubulekana)

Item 74    OVERSIGHT VISIT REPORT OF THE OCOL  
SECTION 79 COMMITTEE TO ORANGE FARM  
MULTIPURPOSE CENTRE, COMMUNITY CENTRE  
IN ORANGE FARM EXT 1 AND MOFOLO RSSC  
OFFICES ON 2 MARCH 2023

NOTED

- 1     That Council approve the oversight visit report noting the observations cited in the body of the report.
- 2     That the OCOL requests plans and progress reports from the Legislature on addressing the addressing the maintenance issues raised in the body of the report.

(COJ LEGISLATURE)  
(J Steyn)  
(Tel. (011) 407-7185)

Item 75    OVERSIGHT VISIT REPORT OF THE ECONOMIC  
DEVELOPMENT SECTION 79 COMMITTEE TO THE  
ELDORADO PARK AND KHOEBO OPPORTUNITY  
CENTRES; AND HARAMBEE YOUTH EMPLOYMENT  
ACCELERATOR ON THE 23RD SEPTEMBER 2022

NOTED

- 1     That Council approve the oversight visit report noting the observations cited in the body of the report.
- 2     That the Department of Economic Development provide a report responding to all the concerns raised in the body of the report including the Benchmarking with

Harambee Youth Employment Accelerator. The report is to be submitted to the Section 79 Economic Development Committee by November 2022.

- 3 That the Department of Economic Development provide a report containing their response to findings and recommendations on the Study done by the Group Strategy, Policy Coordination and Risk Department (GSPCR). The report is to be submitted to the Section 79 Economic Development Committee by November 2022.
- 4 That the Department of Economic Development provide a report on the detailed operational expenditure at each Opportunity Centre in the City. The report is to be submitted to the Section 79 Economic Development Committee by November 2022.
- 5 That the Department of Economic Development provide a report detailing when the Khoebo Opportunity Centre will be allocated resources to fully serve residents, students, and tourists in Region F.

(COJ LEGISLATURE)  
(L Mbuli)  
(Tel. (011) 407-7450)

Item 76 OVERSIGHT VISIT REPORT OF THE SECTION 79  
FINANCE COMMITTEE TO THE GROUP FINANCE  
CALL CENTRE ON 18 OCTOBER 2022

NOTED

- 1 That Council approve the oversight visit report noting the observations cited in the body of the report.
- 2 That the Group Finance Department respond to each concern raised by the Group Finance Team and provide a way forward. The report is to be submitted to the Section 79 Finance Committee by January 2023.
- 3 That the Group Information Communication and Technology Department provide reasons for the prolonged outages at Teljoy House that are impacting the operations at the Call Centre. The feedback of this is to be submitted to the Section 79 Finance Committee by January 2023.

(COJ LEGISLATURE)  
(A Bhaga)  
(Tel. (011) 407-7163)

Item 77 PUBLIC PARTICIPATION PROCESS  
FOR THE DRAFT WAYLEAVE  
BY-LAWS

RESOLVED

- 1 That Council approves the amendments of the Wayleave By-law, noting the inputs from members of the public as highlighted in the body of the report, in terms of Rule 12(20) of the Standing Rules and Orders of Council: 2016.
- 2 That the Department of Transport as the implementing department, promulgates the Wayleave By-Law.

(COJ LEGISLATURE)  
(Dr. TS Mawasha)  
(Tel. (011) 407-7013)

Item 78 REPORT REGARDING AMENDMENT AND  
REVIEW OF THE CITY OF JOHANNESBURG  
OMBUDSMAN BY-LAW; 2014

RESOLVED

- 1 That in terms of section 7(1) of the Rationalisation of Local Government Affairs Act, 1998, the Council declares its intention to amend or review the City of Johannesburg: Ombudsman By-laws; 2014 the draft of which is attached as Annexure A.
- 2 That the Oversight Committee on the Legislature recommends to Council for approval for a process of sourcing public comment, including holding public consultation meeting(s), on the proposed amended draft of the City of Johannesburg: Ombudsman By-law; 2014. A copy of the draft is attached as Annexure B.
- 3 That the Secretary to Council publish the notice in the Provincial Gazette and local newspapers to the effect that the Council announces its intention in terms of paragraph 1 above and with a view to allowing the public to comment on such draft proposed By-laws within a period not less than 1 month after publication of the notice.
- 4 That the Section 79 Oversight Committee on the Legislature in consultation with the Office of the Ombudsman and all interested parties, report on the comments received in terms of paragraph 1 above with recommendations on the final draft of the By-law.

- 5 That the Section 79 Oversight Committee on the Legislature note the report and refer it to Council for approval so that the process of amendment and review of the Ombudsman By-law may commence.

(OFFICE OF THE OMBUDSMAN)  
 (Adv Livhuwani Tshivalule)  
 (Acting Executive Manager: Legal Services)  
 (Tel. (010) 288-2800)

- Item 79 REPORT ON THE ESTABLISHMENT  
 OF THE WARD COMMITTEES FOR  
 THE TERM OF 22/26 - RESUBMISSION

NOTED

(COJ LEGISLATURE)  
 (Maggie Govender)  
 (Tel. (011) 407-7129)

- Item 80 THE 2023/24 INTEGRATED  
 DEVELOPMENT PLAN (IDP) FOR  
 PUBLIC CONSULTATION

NOTED

(COJ LEGISLATURE)  
 (Yusuf Lachporia)  
 (Tel. (011) 407-6310)

- Item 81 PROCESS PLAN FOR THE DEVELOPMENT  
 OF THE 2021/22 OVERSIGHT ON THE  
 ANNUAL REPORT OF THE CITY OF  
 JOHANNESBURG : LEGISLATURE

RESOLVED

- 1 That Council approves the CoJ Legislature Process Plan for the 2021/22 annual report of the City of Johannesburg, as set out in this report, to guide the oversight activities on the 2021/22 annual report.
- 2 That Council forward the approved CoJ Legislature Process Plan for the 2021/22 annual report to the City Manager and circulated to all heads of departments and executive directors of municipal entities to allow for preparation for the oversight process.

(COJ LEGISLATURE)  
 (Thinga Mabogo)  
 (MPAC RESEARCHER)

Item 100 CITY OF JOHANNESBURG MFMA IN-YEAR  
FINANCIAL REPORT FOR THE PERIOD  
ENDED 31 OCTOBER 2022

NOTED

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

Item 101 CITY OF JOHANNESBURG MFMA IN-YEAR  
FINANCIAL REPORT FOR THE PERIOD  
ENDED 30 NOVEMBER 2022

NOTED

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

Item 102 CITY OF JOHANNESBURG MFMA IN-YEAR  
FINANCIAL REPORT FOR THE PERIOD  
ENDED 31 DECEMBER 2022

NOTED

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

Item 103 CITY OF JOHANNESBURG MFMA IN-YEAR  
FINANCIAL REPORT FOR THE PERIOD  
ENDED 31 JANUARY 2022

NOTED

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

Item 104 CITY OF JOHANNESBURG UPGRADING  
OF INFORMAL SETTLEMENTS

NOTED

- 1 That the upgrading (insitu and/or relocation) of the 181 informal settlements in table 1 be approved.
- 2 That the current upgrading of the fifty-three (53) informal settlements listed in table 4 of the body of the report be approved.
- 3 That the utilisation of land where the informal settlements are located, table 5 is approved subject to the following:
  - (1) Council owned land -the upgrading of the informal settlements be approved.
  - (2) Provincial and State land- Special Power of Attorney/deed of donation /devolution be sought by the Executive Director: Department of Human Settlements for the upgrading of informal settlements.
  - (3) Private Land - the City should acquire the land from the private owner through 'willing buyer, willing seller, in the first instance, and then through expropriation, if necessary.
- 4 That the progress made in the development of the City-Wide informal Settlement Upgrading Strategy, be noted.

(HUMAN SETTLEMENTS)

(DEPUTY DIRECTOR: HUMAN SETTLEMENTS)

(Thulani Nkosi)

(Tel. (011) 018 6899)

Item 105 FORMALISATION OF REGIONAL COUNCILLORS  
FORUM AND ADOPTION OF NEW TERMS OF REFERENCE

NOTED

(CITIZEN RELATIONSHIP AND URBAN MANAGEMENT)

**DA Dissent**

Item 106 REQUEST FOR APPROVAL TO EXTEND THE  
MANAGEMENT AGREEMENT: CONTRACTS A261,  
A269, A270, A271 IN RESPECT OF STADIUM  
MANAGEMENT AGREEMENTS FOR FNB,  
DOBSONVILLE, ORLANDO AND RAND STADIUMS

WITHDRAWN

*At this point, time being 15:21, the Speaker announced he had received 2 complaints that the food served to Muslim Councillors during the lunch break was not served in a traditional manner and in some way violated their traditional beliefs. He indicated that there was an investigation that was initiated, and a response will be issued to the Muslim Councillors in writing. The second complaint he received was about the manner in which Councillors address Protocol Officials when they request to be provided with water. He stated that at times, Councillors ask for water when they already have 3-4 bottles of water with them. The Speaker asked Councillors to refrain from using abusive language to officials and everyone else in the Chamber.*

Item 107 2023/2024 DRAFT INTEGRATED DEVELOPMENT PLAN (IDP) AND 2023/2024 DRAFT DEPARTMENTAL AND MUNICIPAL ENTITIES BUSINESS PLANS

NOTED

- 1 That the City of Johannesburg's draft 2023/2024 Integrated Development Plan (IDP) and draft 2023/2024 Departmental and Municipal Entities Business Plans be approved by Council.
- 2 The City of Johannesburg's draft 2023/2024 Integrated Development Plan (IDP) and draft 2023/2024 Departmental and Municipal Entities Business Plans be tabled at Council for public participation.

(GROUP STRATEGY, POLICY COORDINATION AND RELATIONS)  
(Noxolo Mabuza)

Item 108 THE 2023/24–2025/26 MEDIUM TERM BUDGET AND RELATED DOCUMENTATION FOR THE CITY OF JOHANNESBURG

NOTED

To note the recommendations under each individual item from Item 109 to Item 134.

(GROUP FINANCE)

Item 109 TABLING OF THE 2023/24 – 2025/26  
MEDIUM-TERM OPERATING BUDGET  
AND RELATED DOCUMENTATION

NOTED

- 1 That the draft consolidated operating revenue of R75.9 billion, operating expenditure of R70.6 billion, taxation of R84.8 million and capital grants and contributions of R3.2 billion for the City of Johannesburg for the financial year 2023/24, and the indicatives for the projected medium-term period 2024/25 to 2025/26 be noted as set out in the following attachments:
  - (1) The consolidated operating budget for the City, Core Administration and Municipal Entities as reflected in Annexure A, B and C.
  - (2) The operating revenue and expenditure budget by vote for the City as reflected in Annexure D.
- 2 That the subsidies payable by Core Administration to the following Municipal Entities be noted:
- 3 That the supporting information contained in the 2023/24 – 2025/26 Draft Medium-Term Revenue and Expenditure Budget document as required in terms of Section 17(3) of the Municipal Finance Management Act (Act 56 of 2003) be noted in conjunction with this report.
- 4 That the Accounting Officer:
  - (1) In accordance with chapter 4 of the Systems Act:
    - (a) Make public the annual consolidated operating budget and other documents referred to in section 17(3) of the MFMA; and
    - (b) Invite the local community to submit representations in connection with the annual consolidated operating budget.
  - (2) Submit the annual consolidated operating budget:
    - (a) In both printed and electronic formats to the National and Provincial Treasury; and
    - (b) In either format to any prescribed national or provincial organs of state and to such other municipalities as may be affected by the budget.

(GROUP FINANCE)

(Ntuthuzelo April)

(DIRECTOR: GROUP BUDGET AND PLANNING)

(Tel. 081 352 9394)

Item 110 TABLING OF THE 2023/24 – 2025/26  
MEDIUM-TERM CAPITAL BUDGET

NOTED

- 1 That the draft capital budget of R6 892 206 000 for the year 2023/24, R7 599 386 000 for the year 2024/25 and R8 152 104 000 for the year 2025/26 of the City of Johannesburg be noted in terms of Section 16 (3) of the MFMA as set out in the following schedules:
  - (1) Capital budget by vote for each of the Municipal Entities and Core Administration as reflected in Annexure A.
  - (2) Capital budget by project for each of the Municipal Entities and Core Administration as reflected in Annexure B.
- 2 That the Accounting Officer:
  - (1) In accordance with chapter 4 of the Systems Act:
    - (a) Make public the annual consolidated capital budget and other documents referred to in section 17(3) of the MFMA; and
    - (b) Invite the local community to submit representations in connection with the annual consolidated capital budget.
  - (2) Submit the annual consolidated capital budget:
    - (a) In both printed and electronic formats to the National and Provincial Treasury; and
    - (b) In either format to any prescribed national or provincial organs of state and to such other municipalities as may be affected by the budget.
- 3 That the annual consolidated capital budget, together with such representations received as a result of the processes followed in terms of paragraph 2 above, be presented to Council for consideration and approval in terms of Sections 23(1) and 24(1) of the MFMA.

(GROUP FINANCE)  
(Ntuthuzelo April)  
(DIRECTOR: GROUP BUDGET AND PLANNING)  
(Tel. 081 352 9394)

Item 111 DRAFT DETERMINATION OF PROPERTY RATES  
TARIFFS FOR TABLING 2023/2024

NOTED

- 1 That in terms of Sections 2, 7, 8 and 14 of the Local Government : Municipal Property Rates Act 6 of 2004 ("the Act"), read with Sections 4(1)(c)(ii) and 11(3)(i) of the Local Government : Municipal Systems Act 32 of 2000 ("the Systems Act") and Section 24(2)(c)(i) of the Local Government : Municipal Financial Management Act 56 of 2003 ("the MFMA"), The Council of the City of Johannesburg Metropolitan Municipality hereby declares its intention that the following draft rates in the Rand are to be levied for the financial year 1 July 2023 to 30 June 2024, on the market value of property or on the market value of a right in land within the area of jurisdiction of the Council as appearing in the valuation roll, in respect of the various categories of properties set out below:

Category Ratios for 2023/2024

No	Category	Ratio 2022/2023
1	Business and commercial	1:2.5
2	Farming	1:0.25
3	Industrial	1:2.5
4	Mining land	1:2.5
5	Multipurpose*1	
6	Municipal property	0
7	Private open space	1:0.25
8	Public benefit organisation	1:0.25
9	Public open space	1:0.25
10	Public service infrastructure	0
11	Public service infrastructure - private	1:0.25
12	Public service purpose	1:1.5
13	Religious	0
14	Residential	1:1
15	Residential Consent use	1:2
16	Township Development	1:2.5
17	Vacant land	1:4
Penalty Tariff		
1	Unauthorised use	1:6

\*1 Multipurpose properties will be rated according to the multiple purposes as defined in the Act. This is defined as properties that have multiple categories; however, all the categories as implemented on the General Valuation roll will be billed on the same stand and account. The tariff to be charged will follow the split that will be allocated to a property in the General Valuation roll.

- 2 That the rates levied in terms of Paragraph 1 above shall become due and payable in twelve equal instalments on fixed days for twelve consecutive months, these being the due date stipulated in the account sent to the ratepayer.
- 3 That in terms of Section D Paragraph 3(c) of the Council's Property Rates Policy, interest is charged on rates not paid on or before the fixed days, at the rate determined by the Council from time to time.
- 4 That the following proposed rates tariffs be levied for the financial year 2023/2024 to any owner of ratable property as indicated in below table:

No	Category	Ratio 2023/2024	Rates tariffs for 2023/2024	% Increase for 2023/2024
1	Business and commercial	1:2.5	0.022689	5.3%
2	Farming	1:0.25	0.002269	5.3%
3	Industrial	1:2.5	0.022689	5.3%
4	Mining land	1:2.5	0.022689	5.3%
5	Multipurpose*1			5.3%
6	Municipal property	0	0	5.3%
7	Private open space	1:0.25	0.002269	5.3%
8	Public benefit organisation	1:0.25	0.002269	5.3%
9	Public open space	1:0.25	0.002269	5.3%
10	Public service infrastructure	0	0	0
11	Public service infrastructure - private	1:0.25	0.002269	5.3%
12	Public service purpose	1:1.5	0.013613	5.3%
13	Religious	0	0	0
14	Residential	1:1	0.009076	5.3%
15	Residential Consent use	1:2	0.018151	5.3%
16	Township Development	1:2.5	0.022689	5.3%

No	Category	Ratio 2023/2024	Rates tariffs for 2023/2024	% Increase for 2023/2024
17	Vacant land	1:4	0.036302	5.3%

Penalty Tariff				Penalty Tariff
1	Unauthorised use	1:6	0.054454	5.3%

\*1 Multipurpose properties will be rated according to the multiple purposes as defined in the Act. This is defined as properties that have multiple categories; however, all the categories as implemented on the General Valuation roll will be billed on the same stand and account. The tariff to be charged will follow the split that will be allocated to a property in the General Valuation roll.

- 5 That the City of Johannesburg may, in terms of the criteria set out in the Rates Policy, exempt a specific category of owners of properties or owners of a specific category of property, from the payment of a rates levied on their property: or grant to a specific category of owners of properties, or to the owners of a specific category of properties, a rebate on or a reduction in the rates payable in respect of their properties, as determined in this policy.

All exemption, reduction and rebates must be done on a prescribed application form at the nearest walk-in centre and a reference number must be obtained. In terms of Section 15(1)(b) of the Act read with Sections B of the Property Rates Policy, Council grants exemptions reductions and rebates as stipulated below:

- (i) Residential property owned and occupied by natural persons who have limited income and who are not pensioners, and the value of their property does not exceed R600 000, but can show that his or her annual income falls below the limit determined by Council from time to time in terms of the Expanded Social Package: rebate dependent on points rating.
- (ii) Residential property owned and occupied by natural persons who are dependent on a State social security grant in terms of the Social Assistance Act 59 of 1992 as their sole source of income and the property value is less than R300 000: 100% rebate.
- (iii) Residential property owned and occupied by pensioners who are not persons contemplated in Paragraph (ii) if the total income of the household does not exceed the maximum of R11 904 per month over the previous income tax year: 100% rebate up to the market value of R 1.5 million. Rates will be levied for property market value in excess of R 1.5 million

- (iv) Residential property which is occupied by a household headed by a minor or minors whose parents have passed on while they were owners of the property: 100% rebate.
  - (v) Residential property owned and occupied by a pensioner who is sixty years and above, whose value of the property complies with the criteria set out above, would be exempted from paying rates in line with criteria set out under table of exemption/rebates. The criteria set out in (a) to (f) below has reference:
    - (a) Residential property owned and occupied by pensioners who are not persons contemplated in Paragraph 5 (ii) above, if the total income of the household does exceed the average of R11 904 per month over the previous income tax year but does not exceed the maximum of R20 404 per month over the previous income tax year: 50% of Rates up to market value of R 1.5 million. Additional Rates will be levied for property market value in excess of R 1.5 million.
    - (b) Provided that the rebate contemplated in Subparagraphs 5(iii) to 5(v) above shall only be granted wherein:
      - (i) The market value of the property as recorded in the prevailing valuation roll does not exceed R 1.5 million for pensioners from the age of 60 and
      - (ii) The property owner personally occupies the property.
      - (iii) A pensioner rebate will be applied to one property per pensioner or pensioner and spouse only.
      - (iv) The pensioner rebate will be based on the total household income.
- 6 That those properties owned by organisations that are registered in terms of the Housing Development Schemes for Retired Persons Act: 50%. (1) Property owned by pensioners in terms of the Housing development Scheme for Retired Persons who are sectionalized and registered in their name would be treated as per Paragraph 5 (iii) to 5 (v).
- 7 That property owned by private sports clubs that are used primarily for sports purposes will qualify for 40% rebate.
- 8 That property declared as heritage sites in terms of Section 27, 28 and 31 of the National Heritage Resources Act 25 of 1999 will qualify for 20% rebate.
- 9 That residential sectional title properties meeting the requirements set out by the City for high density can apply for high density rebate and will qualify for a rebate of 5% on the monthly charge for rates.

- 10 That property registered in the name of an institution or organisation which has, as its exclusive objective the protection of animals will qualify for 100% rebate.

- 11 That those properties that are vacant but may not be developed as a direct result of the inability of Council to provide services, subject to the owner providing written confirmation from the service entity stating that no development can be allowed for the duration of the ensuing financial year, because of lack of services will be granted 50% rebate of the vacant land tariff.
- 12 That the first R300 000 of the value of all residential property shall be exempted from rating.
- 13 That the properties situated within an area affected by a disaster, within the ambit of the Disaster Management act 57 of 2002, be granted (for a limited period) as prescribed by Council, a rebate up to 100% of the monthly charge for rates. Property owners must apply to the Property Branch for such a rebate once granted by Council. The Property Branch may require proof before the rebate is granted.
- 14 That those properties developed within the identified Corridors of Freedom qualifies for the following rebates:
  - (1) During construction, a rebate of 75% of the rate as per the category of land for a period not exceeding two years during construction, and
  - (2) Post construction, a rebate of 50% of the rates payable as per the category assigned in the General Valuation Roll for a period not exceeding one year.
- 15 That Township industrial properties developed within the identified townships qualifies for the following:
  - (1) During construction rebate 75% of the rate as per the category of land for period not exceeding two years during construction, and
  - (2) Post construction, the industrial property owner qualifies for 50% of the rates payable as per the category assigned in the General Valuation Roll for a period not exceeding two years.  
The above rebate also applies to refurbishment of township industrial properties
- 16 That public school under the category Public Service Purpose will qualify for 50% rebate. Private schools, colleges and university privately owned qualifies for an education rebate of up to 30% on application.
- 17 That in terms of Section 14 of the MPRA read with Sections 17(3)(a)(ii) and 22(a)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21, 21A(1) and (2) of the Local Government : Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the City of Johannesburg is required to:
  - (i) Display the notice and the documents in the manner prescribed.

- (ii) Convey to the local community by means of radio broadcasts covering the area of the City, the information contemplated in Section 21A(c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended; and
  - (iii) Publish a notice in the manner prescribed and invite the local community to submit written comments or representation in respect of the City's proposed Property rates tariffs.
- 18 That in terms of Section 22(b)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) a copy of the notice and documents be sent forthwith to the National and Provincial Treasury; MEC for Local Government and Housing; as well any other organ of state or municipality affected by the budget to solicit their view.

(GROUP FINANCE)  
(Veli Hlophe)

Item 112 AMENDMENT OF TARIFF CHARGES  
FOR WATER SERVICES AND SEWERAGE  
AND SANITATION SERVICES: 2023/24

NOTED

- 1 That, in terms of Sections 11(3)(i) and 75A (1) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 16(2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the City of Johannesburg declares its intention to amend with effect from 1 July 2023 its Tariff of Charges:
- For:
- (1) Water Services as set out in Annexure "A" and
  - (2) Sewerage and Sanitary Services as set out in Annexure "B"
- 2 That, in terms of Sections 17(3) (a) (ii) and 22(a) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21, 21A (1) and 2 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the City of Johannesburg:
- (1) displays the notice and the documents and notice in the manner prescribed;
  - (2) Seeks to convey to the local community by means of radio broadcasts covering the area of the City, the information contemplated in Section 21A(c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended; and
  - (3) Publishes a notice in the manner prescribed and invites the local community to submit written comments or representations in respect of the City's declared intention to amend or determine Tariffs of Charges.



- 3 That in terms of Section 22(b) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) a copy of the notice and documents be sent forthwith to the National and Provincial Treasury; MEC for local government; as well any other organ of state or municipality affected by the budget to solicit their views
- 4 That the Executive Director: Finance in conjunction with Director: Legal and Compliance, in consultation with the Council's relevant Departments and all interested parties, report on the comments received in terms of paragraph 2 above with recommendations on the final draft of the Tariffs of Charges for approval;
- 5 That the report be submitted to a relevant Section 79 Committee for comment.

(JOHANNESBURG WATER (SOC) LTD)

Item 113 CITY POWER JOHANNESBURG (SOC) 23/24 FY  
DRAFT TARIFF REPORT FOR PUBLIC CONSULTATION

NOTED

That the Council of the City of Johannesburg note the draft proposed tariff increase and schedule of tariffs for FY23/24 for purposes of stakeholder consultation.

(CITY POWER)  
(Frank Hinda)  
(Cell. 072 453 0425)

Item 114 REQUEST FOR COUNCIL APPROVAL TO SET  
TARIFFS OF CHARGES FOR PROVISION OF AIR  
QUALITY MANAGEMENT SERVICES IN TERMS  
OF THE CITY OF JOHANNESBURG AIR POLLUTION  
CONTROL BY-LAWS 2021

NOTED

- 1 That, in terms of Section 11(3)(i) and 75A (1) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 16 (2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the City of Johannesburg declares its intention to impose with effect from the 2023/2024 Financial Year Tariff of Charges for Air Quality Management services in terms of the Air Pollution Control By-laws 2021.
- 2 That, in terms of Sections 17(3) (a) (ii) and 22(a) of the Local Government: Municipal Finance Management Act ,2003 (Act 56 of 2003) and Sections 21, 21A(1) and 2 of the Local Government: Municipal Systems Act,2000 (Act 32 of 2000) as amended, the City of Johannesburg:

- (1) Displays the notice and the documents and notice in the manner prescribed.

- (2) Seeks to convey to the local community by means of the radio broadcasts covering the area of the City, the information contemplated in Section 21A(c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended: and
  - (3) Publishes a notice in the manner prescribed and invites the local community to submit written comments or representations in respect of the City's declared intention to amend or determine Tariffs of Charges.
- 3 That in terms of Section 22(b) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) a copy of the notice and documents be sent forthwith to the National and Provincial Treasury; MEC for local government; as well as any organ of state or municipality affected by the budget to solicit their views.
  - 4 That the Chief Financial Officer in conjunction with Group: Legal and Contracts, in consultation with the Council's relevant Departments and all interested parties, report on the comments received in terms of paragraph 11.2 above with recommendations on the final draft of the Tariffs of Charges for approval.
  - 5 That the report be submitted to the relevant Section 79 Committee for comment.

(ENVIRONMENT, INFRASTRUCTURE AND SERVICES)

(Musa Mahlatji)

(Cell. 0814715383)

- Item 115 AMENDMENT OF TARIFF OF CHARGES FOR THE 2023/2024 FINANCIAL YEAR:
- LAND DEVELOPMENT APPLICATIONS
  - BUILDING PLAN APPLICATIONS
  - THE NATIONAL BUILDING REGULATIONS AND BUILDING STANDARDS ACT
  - TELECOMMUNICATIONS MAST AND RADIO MAST IN RESPECT OF THE NATIONAL BUILDING REGULATIONS AND BUILDING STANDARDS ACT AND POLICY AND MISCELLANEOUS FEES
  - ADVERTISING SIGNS IN TERMS OF THE CITY OF JOHANNESBURG OUTDOOR ADVERTISING BY-LAWS
  - THE ISSUING OF CERTIFICATES AND THE SUPPLY OF INFORMATION BY THE CORPORATE GEO-INFORMATICS DEPARTMENT
  - THE SUPPLY OF INFORMATION RELATING TO THE MUNICIPAL PLANNING TRIBUNAL

NOTED

- 1 That, in terms of Sections 11(3)(i) and 75A (1) and (2) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 24(2)(c)(ii) of the Local Government: Municipal Finance Management Act, 2003

(Act 56 of 2003), the City of Johannesburg is declaring its attention to amend with effect from 1 July 2023 its Tariff of Charges:

- (1) In respect of:
    - (a) The City of Johannesburg Municipal Planning By-Laws 2016 and
    - (b) Miscellaneous fees as set out in Annexure A
  - (2) In respect of the National Building Regulations and Buildings Standards Act, 1977, as amended, as set out in Annexure B.
  - (3) In respect of charges for Advertising Signs in terms of the City of Johannesburg Outdoor Advertising By-Law, as set out in Annexure C
  - (4) In respect of the issuing of certificates and the furnishing of information by the Corporate Geo-Informatics Department as set out in Annexure D.
  - (5) In respect of charges for the supply of information relating to the Municipal Planning Tribunal to the public, as set out in Annexure E.
- 2 That, in terms of Sections 11(3)(i) and 75A (1) and (2) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 24(2)(c)(ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the City of Johannesburg declares its attention to amend with effect from 1 July 2023 its Tariff of Charges:
- (1) For Advertising Signs in Terms of the City of Johannesburg Outdoor Advertising By-Laws as set out in Annexure C.
- 3 That in respect of the National Building Regulations and Buildings Standards Act, 1977 and the Policy for Telecommunication mast and Radio masts, as amended, as set out in Annexure B.
- 4 That, in terms of Sections 17(3)(a)(ii) and 22(a)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21, 21A(1) and 75A(3)(a), (b) and (c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the City of Johannesburg:
- (1) display a copy of the resolution and notice in the manner prescribed.
  - (2) seek to convey to the local community by means of radio broadcasts covering the area of the City, the information contemplated in Section 75A(3)(c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended; and
  - (3) publish the notice in the manner prescribed and invite the local community to submit written comments or representations in respect of the amended or determined Tariffs of Charges.

- 5 That in terms of Sections 17(3)(a)(ii) and 22(a)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21(1) and (3), 21A and 75A(3) and (4) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended, it is hereby notified that the City of Johannesburg has, in terms of Sections 11(3)(i) and 75A(1) and (2) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended, read with Section 24(2)(c)(ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), amended its Tariff of Charges for the Issuing Information with effect from 1 July 2023.
- 6 That, if no objections are received, the amended and determined Tariffs of Charges be published in the Provincial Gazette and be effective from 1 July 2023.
- 7 That a copy of the notice referred to in Paragraph 3(3) above be sent forthwith to the MEC for Local Government as well as the National and Provincial Treasury in terms of Section 75A(4) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended and Sections 17(3)(a)(ii) and 22(b)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003).
- 8 That a copy of the finally approved amended and determined Tariffs of Charges be sent forthwith to the National and Provincial Treasury in terms of Section 24(3) of the Local Government; Municipal Finance Management Act, 2003 (Act 56 of 2003).
- 9 That the report be submitted to the relevant Section 79 Committee for comment.
- 10 That the Executive Director: Development Planning in conjunction with the Director: Legal and Compliance, in consultation with the Council's relevant Departments and all interested parties, report on the comments received in terms of Paragraph 4 above with recommendations on the final draft of the Tariffs of Charges for approval.

(DEVELOPMENT PLANNING)

Item 116 AMENDMENT OF TARIFF OF CHARGES FOR  
CEMETERIES AND CREMATORIA; PARKS, OPEN  
SPACES NATURE RESERVES AND ZOO: FY 23/24

NOTED

- 1 That, in terms of Sections 11(3) (i) and 75A (1) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 16(2) of the Local Government: Municipal Finance Management, that this report be adopted.
- 2 That, in terms of Act, 2003 (Act 56 of 2003), the City of Johannesburg declares its intention to amend with effect from 1 July 2023 an increase in the relevant Tariff of Charges:

For: Cemeteries and Crematoria, Parks, Open Spaces, Nature Reserves and the Zoo as set out in Annexure "A".

- 3 That, in terms of Sections 17(3) (a) (ii) and 22(a) (i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21, 21A (1) and 2 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the City of Johannesburg:
  - (1) displays the notice and the documents and notice in the manner prescribed;
  - (2) seeks to convey to the local community by means of radio broadcasts covering the area of the City, the information contemplated in Section 21A(c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended; and
  - (3) publishes a notice in the manner prescribed and invites the local community to submit written comments or representations in respect of the City's declared intention to amend or determine Tariffs of Charges.
  
- 4 That in terms of Section 22(b) (i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) a copy of the notice and documents be sent forthwith to the National and Provincial Treasury; MEC for local government; as well any other organ of state or municipality affected by the budget to solicit their views.
  
- 5 That the Executive Director: Finance, in conjunction with Director: Legal and Compliance, in consultation with the Council's relevant Departments and all interested parties, report on the comments received in terms of paragraph 2 above with recommendations on the final draft of the Tariffs of Charges for approval.
  
- 6 That the report be submitted to a relevant Section 79 Committee for comment.

(JOHANNESBURG CITY PARKS AND ZOO)  
 (Evelyn Motsatsing)  
 (Executive Manager: Business Support)  
 (Tel. (011) 712-6600)

Item 117 AMENDMENT OF TARIFF OF CHARGES IN  
 RESPECT OF MISCELLANEOUS TRAFFIC  
 RELATED SERVICES: 2023/24

NOTED

- 1 That, in terms of Sections 11(3)(i) and 75A(1) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 16(2) of the Local Government : Municipal Finance Management Act, 2003 (Act 56 of 2003), the City of Johannesburg declares its intention to amend with effect from 1 July 2023 its Tariff of Charges for Miscellaneous Traffic Related Services as set out in Annexure "A".

- 2 That, in terms of Sections 17(3)(a)(ii) and 22(a)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21, 21A (1) and (2) of the Local Government : Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the City of Johannesburg:
- (1) displays the notice and the documents in the manner prescribed;
  - (2) seeks to convey to the local community by means of radio broadcasts covering the area of the City, the information contemplated in Section 21A(c) of the Local Government : Municipal Systems Act, 2000 (Act 32 of 2000) as amended; and
  - (3) publishes a notice in the manner prescribed and invites the local community to submit written comments or representations in respect of the City's declared intention to amend or determine Tariffs of Charges.
- 3 That in terms of Section 22(b)(i) and (ii) of the Local Government : Municipal Finance Management Act, 2003 (Act 56 of 2003) a copy of the notice and documents be sent forthwith to the National and Provincial Treasury ; MEC for local government; as well as any other organ of state or municipality affected by the budget to solicit their views.
- 4 That the Executive Director : Finance in conjunction with the Group Head : Group Legal and Contracts, in consultation with the Council's relevant Departments and all interested parties, report on the comments received in terms of paragraph 2 above with recommendations on the final draft of the Tariffs of Charges for approval ;
- 5 That the report be submitted to a relevant Section 79 Committee for comment.

(JOHANNESBURG METROPOLITAN POLICE DEPARTMENT)  
 (Thembelihle Gumede)  
 (JMPD REVENUE-OPERATIONAL MANAGER)

Item 118 AMENDMENT OF TARIFF OF CHARGES FOR  
 EMERGENCY MANAGEMENT SERVICES: 2023/2024

NOTED

- 1 That Council consider and approve the increase of charges for tariff for EMS in line with Sections 11(3)(i) and 75A(1) and (2) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000), read with Section 24(2)(c)(ii) of the Local Government: Municipal Financial Management Act, 2003 (Act 56 of 2003).
- 2 That Council consider and approve that the City of Johannesburg declare its intention to amend its Tariff of Charges for Emergency Management Services as set out in the Annexure hereto with effect from 1 July 2023 (Charges being inclusive of VAT).

- 3 That Council consider and approve in line with Sections 17(3)(a)(ii) and 22(a)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21, 21A(1) and 75A(3)(a), (b) and (c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the following:
- (a) display a copy of the resolution and notice in the manner prescribed;
  - (b) publish the notice in the manner prescribed and invite the local community to submit written comments or representations in respect of the amended Tariff of Charges; and
  - (c) seeks to convey to the local community by means of radio broadcast covering the area of the City, the information contemplated in Section 75A(3)(c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000).
- 4 That if no objections are received, the amended Tariff of Charges be published in the Provincial Gazette and be effective from 1 July 2023.
- 5 That a copy of the notice referred to in Paragraph 2(b) above be sent forthwith to the MEC for Local Government as well as the National and Provincial Treasury in terms of Section 75A(4) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) and Sections 17(3)(a)(ii) and 22(b)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003).
- 6 That a copy of the finally approved amended Tariff of Charges be sent forthwith to the National and Provincial Treasury in terms of Section 24(3) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003).

## (EMERGENCY MANAGEMENT SERVICES)

(Vivian Dire)

(Tel. (011) 222-8126)

Item 119 AMENDMENT OF TARIFF CHARGES IN RESPECT OF RENTALS AND CHARGES FOR COUNCIL OWNED, RESIDENTIAL STOCK ADMINISTERED BY THE DEPARTMENT OF HUMAN SETTLEMENTS (DoHS) FOR THE 2023/24 FINANCIAL YEAR

## NOTED

- 1 That in terms of Sections 11(3)(i) and 75A (1) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 16(2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the City of Johannesburg declares its intention to amend with effect from 1 July 2023 its Tariff of Charges:

For: Amendment of Tariff Charges in respect of Rentals and Charges of Council Owned Residential Stock as set out in Annexure "A".

- (1) Display the notice and the documents and notice in the manner prescribed;

- (2) Seek to convey to the local community by means of radio broadcasts covering the area of the City, the information contemplated in Section 21A(c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended; and
  - (3) Publish a notice in the manner prescribed and invites the local community to submit written comments or representations in respect of the City's declared intention to amend or determine Tariffs of Charges.
- 3 That, if no objections are received, the amended Tariff of Charges be published in the Provincial Gazette and be effective from 1 July 2023.
  - 4 That a report be submitted to a relevant Section 79 Committee for comments.
  - 5 That in terms of Section 22(b)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) a copy of the notice and documents be sent forthwith to the National and Provincial Treasury; MEC for local government; as well any other organ of state or municipality affected by the budget to solicit their views.
  - 6 That the Executive Director: Human Settlements in conjunction with Director: Legal and Compliance, in consultation with the Council's relevant Departments and all interested parties, report on the comments received in terms of Paragraph 2 above with recommendations on the final draft of the Tariffs of Charges for approval.

(HUMAN SETTLEMENTS)  
 (ASSISTANT DIRECTOR: DEBTORS)  
 (M Buthelezi)  
 (Tel. (011) 021-7871)

Item 120 RENTAL TARIFF CHARGES IN RESPECT OF COMMUNITY RESIDENTIAL UNITS (CRU's) AND AFFORDABLE RENTAL ACCOMMODATION (ARA) CHARGES FOR COUNCIL OWNED, RESIDENTIAL STOCK ADMINISTERED BY THE DEPARTMENT OF HUMAN SETTLEMENTS (DoHS) FOR THE 2023/24 FINANCIAL YEAR

NOTED

- 1 That in terms of Sections 11(3)(i) and 75A (1) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 16(2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the City of Johannesburg declares its intention to amend with effect immediately from 1 January 2023 its Tariff of Charges, and later as per policy to be effective as of 1 July 2023:-

For: Amendment of Tariff Charges in respect of Rentals and Charges of CRU and Affordable rental units as set out in Annexure "A" and Annexure "B".

- 2 That in terms of Sections 17(3)(a)(ii) and 22(a)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21, 21A(1) and 2 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the City of Johannesburg:
  - (4) Display the notice and the documents and notice in the manner prescribed.
  - (5) Seek to convey to the local community by means of radio broadcasts covering the area of the city, the information contemplated in Section 21A(c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended;
  - (6) Publish a notice in the manner prescribed and invites the local community to submit written comments or representations in respect of the City's declared intention to amend or determine Tariffs of Charges.
- 3 That, if no objections are received, the amended Tariff of Charges be published in the Provincial Gazette and be effective immediately and as per policy from 1 July 2023.
- 4 That a report be submitted to a relevant Section 79 Committee for comments.
- 5 That in terms of Section 22(b)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) a copy of the notice and documents be sent forthwith to the National and Provincial Treasury; MEC for local government; as well any other organ of state or municipality affected by the budget to solicit their views.
- 6 That the Executive Director: Finance in conjunction with Director: Legal and Compliance, in consultation with the Inner City & Urban Core Programme and, report on the comments received in terms of Paragraph 2 above with recommendations on the final draft of the Tariffs of Charges for approval.

(HUMAN SETTLEMENTS)

(ASSISTANT DIRECTOR : DEBTORS)

(Masindi Buthelezi)

(Tel. (011) 022-6741)

(Co-Author)

(DEPUTY DIRECTOR: INNER CITY AND URBAN CORE PROGRAMME)

(Zanele Melusi)

Item 121 JOSHCO TARIFF PROPOSAL FOR  
THE 2023//24 FINANCIAL YEAR

NOTED

That, in terms of Sections 17(3)(a)(ii) and 22(a)(i) and (ii) of the MFMA and Sections 21, 21A (1) and 2 of the MSA as amended, the City of Johannesburg:

- (1) The rental and charges as detailed in the body of the report be adopted and approved;
- (2) Publishes the notice in a manner prescribed and invites the local community to submit written comments or representations in respect of the amended Tariff of Charges;
- (3) That, tariff charges be published in the Provincial Gazette and be effective from 1 July 2023;
- (4) Approval of new Tariffs for new projects in 2022/2023

(JOHANNESBURG SOCIAL HOUSING COMPANY)

Item 122 AMENDMENT TO THE PASSENGER FARE  
STRUCTURE OF METROPOLITAN BUS  
SERVICES (SOC) LTD FOR THE PERIOD  
1 JULY 2023 TO 30 JUNE 2024

NOTED

- 1 That, in terms of Section 75A (1) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 16(2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), Metrobus acting in accordance with its mandate from the City of Johannesburg declares its intention to amend with effect from 1 July 2023 its Tariff of Charges for Bus Fares as set out in Annexure "A".
- 2 That, in terms of Sections 17(3)(a)(ii) and 22(a)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21, 21A(1) and 2 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the City of Johannesburg:
  - (1) Displays the notice and the documents in the manner prescribed;
  - (2) Seeks to convey to the local community by means of radio broadcasts covering the area of the City, the information contemplated in Section 21A (1)(C) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended; and
  - (3) Publishes a notice in the manner prescribed and invites the local community to submit written comments or representations in respect of the City's declared intention to amend or determine Tariffs of Charges.
- 3 That the Executive Director: Finance in conjunction with Director: Legal and Compliance, in consultation with the Council's relevant Departments and all interested parties, report on the comments received in terms of paragraph 2 above with recommendations on the final draft of the Tariffs of Charges for approval.
- 4 That the report be submitted to the relevant Section 79 Committee for comment.

(METROPOLITAN BUS SERVICES (SOC) LTD)  
(Z Khathi)  
(General Manager: Integrated Business Operations)

Item 123 AMENDMENT OF THE TARIFF FARE CHARGES FOR REA VAYA BRT FOR THE PERIOD 1 JULY 2023 TO 30 JUNE 2024

NOTED

- 1 That in terms of Sections 11(3)(i) and 75A (1) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 16(2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the City of Johannesburg declares its intention to maintain the current Rea Vaya fare structure and the current Rea Vaya Fares as approved by Maycom and propose additional fares with effect from 1 July 2023 as set out in Annexure "A" hereto.
- 2 That, in terms of Sections 17(3)(a)(ii) and 22(a)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21, 21A(1) and 2 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the City of Johannesburg:
  - (1) displays the notice and the documents and notice in the manner prescribed;
  - (2) seeks to convey to the local community by means of radio broadcasts covering the area of the City, the information contemplated in Section 21A(c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended; and
  - (3) Publishes a notice in the manner prescribed and invites the local community to submit written comments or representatives in respect of the City's declared intention to amend or determine Tariffs of Charges.
- 3 That in terms of Section 22(b)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) a copy of the notice and documents be sent forthwith to the National and Provincial Treasury; MEC for local government; as well as any other organ of the state or municipality affected by the budget to solicit their views.
- 4 That the Group Chief Financial Officer in conjunction with Group Head: Legal and Contracts, in consultation with the Council's relevant Departments and all interested parties, report on the comments received in terms of Paragraph 2 above with recommendations on the final drafts of the Tariffs of Charges for approval.
- 5 That the report be submitted to the relevant Section 79 Committee for comment.

(TRANSPORT)

(Thembekile Masanabo)

(Transport SSMA Fare Analyst)

(Tel. 071 483 8651)



Item 124 AMENDMENT OF TARIFF OF CHARGES FOR  
2023/24: LIBRARY AND INFORMATION  
SERVICES; ARTS, CULTURE AND HERITAGE  
SERVICES; SPORTS FACILITIES, RECREATION  
CENTRES AND SWIMMING POOLS

NOTED

- 1 That, in terms of Sections 11(3)(i) and 75A(1) and (2) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 16(2) (c)(ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the City of Johannesburg declares its intention to amend with effect from 01 July 2023 its Tariff of Charges (Vat Inclusive) for;
  - (1) Library and Information Services as set out in Annexures A and B;
  - (2) Sports Facilities, Recreation Centres and Swimming Pools as set out in Annexure C1-C16;
  - (3) Arts, Culture and Heritage Services as set out in Annexure D.
- 2 That in terms of Section 22(b) (i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), a copy of the notice and documents be sent forthwith to the National and Provincial Treasury; MEC for local government; as well any other organ of state or municipality affected by the budget to solicit their views.
- 3 That the Executive Director: Finance in conjunction with the Director: of Legal and Compliance Group Legal and Contracts, in consultation with the Council's relevant Departments and all interested parties, report on the comments received in terms of paragraph 2 above with recommendations on the final draft of the Tariffs of Charges for approval.
- 4 That the Executive Director: Community Development be given authority to waive tariffs for specially designated groups for the 2023/24 financial year and be allowed to sub-delegate this authority to the Director of Library and Information Services; Director of Sport and Recreation and Director of Arts, Culture and Heritage should the need arise.
- 5 That the report is submitted to a relevant Section 79 Committee for noting.

(COMMUNITY DEVELOPMENT)

Item 125 REQUEST FOR THE APPROVAL OF PROPOSED  
WASTE MANAGEMENT SERVICE TARIFF FOR  
2023/24 MTEF

NOTED

- 1 That in terms of Sections 11(3) (l) and 75A (1) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 16(2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the City of Johannesburg declares its intention to amend with effect from 1 July 2023 its Tariff:

For:

- (a) Waste Management Service Tariff as set out in this report.
- 2 That in terms of Sections 17(3) (a) (ii) and 22(a) (l) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21, 21A (1) and 2 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the City of Johannesburg:
- (1) displays the notice and the documents in the manner prescribed;
  - (2) Seeks to convey to the local community by means of radio broadcasts covering the area of the City, the information contemplated in Section 21A(c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended; and
  - (3) Publishes a notice in the manner prescribed and invites the local community to submit written comments or representations in respect of the City's declared intention to amend or determine Tariffs of Charges.
- 3 That in terms of section 22(b) (i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) a copy of the notice and documents be sent forthwith to the national and provincial treasury; MEC for local government; as well any other organ of state or municipality affected by the budget to solicit their views.
- 4 That the Executive Director: Finance in conjunction with Director: Legal and Compliance, in consultation with the council's relevant departments and all interested parties, report on the comments received in terms of Paragraph 2 above with recommendations on the final draft of the tariffs of charges for approval.
- 5 That the report is submitted to a relevant Section 79 Committee for comment.

(PIKITUP JOHANNESBURG (SOC) LTD)

Item 126 AMENDMENT OF TARIFFS OF CHARGES  
FOR ENVIRONMENTAL HEALTH SERVICES

NOTED

- 1 That, in terms of Sections 11(3)(i) and 75A(1) and (2) of the Local Government: Municipal Systems Act 2000 (Act 32 of 2000), as amended, read with Section 24(2)(c)(ii) of the Local Government : Municipal Finance Management Act, 2003 (Act 56 of 2003), the City of Johannesburg intends to amend its Tariff of Charges for Environmental Health Services as set out in Annexure 'A' to the report with effect from 1 July 2023.
- 2 That, in terms of Sections 17(3) (a) (ii) and 22(a) (i) and (ii) of the Local Government: Municipal Finance Management Act 2003, (Act 56 of 2003) and Sections 21, 21A (1) and 75A (3)(a)(b) and (c) of the Local Government Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the City of Johannesburg:
  - (1) displays a copy of the resolution and notice in the manner prescribed;
  - (2) seeks to convey to the local community by means of radio broadcasts covering the area of the City, the information contemplated in Section 75A(3)(c) of the Local Government: Municipal Systems Act, 32 of 2000, as amended; and
  - (3) publishes the notice in the manner prescribed and invites the local community to submit written comments or representations in respect of the amended Tariff of Charges.
- 3 That, if no objections are received, the amended Tariff of Charges be published in the Provincial Gazette and be effective from 1 July 2023.
- 4 That a copy of the notice referred to in Paragraph 2(3) above be sent forthwith to the MEC for Local Government as well as the National and Provincial Treasury in terms of Section 75A(4) of the Local Government : Municipal Systems Act, 2000, (Act 32 of 2000) as amended, and Sections 17(3)(a)(ii) and 22 (b)(i) and (ii) of the Local Government Municipal Finance Management Act, 2003 (Act 56 of 2003).
- 5 That a copy of the finally approved amended Tariff of Charges be sent forthwith to the National Provincial Treasury in terms of Section 24(3) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003).

(HEALTH)

(DIRECTOR: ENVIRONMENTAL HEALTH)

(Peter Manganye)

(Tel. (011) 407-6683)

Item 127 AMENDMENT OF TARIFF CHARGES FOR THE  
DELIVERY OF THE "PRE" TERMINATION  
NOTICES 2023/2024

NOTED

- 1 That, in terms of Sections 11(3)(i) and 75A (1) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 16(2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the City of Johannesburg declares its intention to amend with effect from 1 July 2023 its Tariff of Charges:

For the delivery fee of R290.84 (Excl. Vat) per delivery of a pre-termination notice that will be levied on the consumers account, as set out in Annexure "A"

- 2 That, in terms of Sections 17(3)(a)(ii) and 22(a)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21, 21A(1) and 2 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the City of Johannesburg:

- (1) displays the notice and the documents and notice in the manner prescribed.
- (2) Seeks to convey to the local community by means of radio broadcasts covering the area of the city, the information contemplated in Section 21A(c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended; and
- (3) Publishes a notice in the manner prescribed and invites the local community to submit written comments or representations in respect of the City's declared intention to amend or determine Tariffs of Charges.

- 3 That in terms of Section 22(b) (i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) a copy of the notice and documents be sent forthwith to the National and Provincial Treasury; MEC for local government; as well any other organ of state or municipality affected by the budget to solicit their views

- 4 That the Group Chief Financial Officer in conjunction with Group Head: Legal and Contracts, in consultation with the council's relevant Departments and all interested parties, report on the comments received in terms of paragraph 2 above with recommendations on the draft tariff charges be approved for public comment.

- 5 That the report be submitted to a relevant Section 79 Committee for comment.

(GROUP FINANCE)

(Conny Raganya)

(Director: Revenue Accounting)

(Tel: 011 628 4599)

Item 128 AMENDMENT OF TARIFF FOR THE DELIVERY  
OF THE FINAL NOTICES 2022/2023/2024

NOTED

- 1 That, in terms of Sections 11(3)(i) and 75A (1) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 16(2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the City of Johannesburg declares its intention to amend with effect from 1 July 2023 tariff charges:

For the delivery fee of R R190.31 (Excl : Vat) per delivery of a final notice that will levied on the consumer account as set out in Annexure "A"

- 2 That, in terms of Sections 17(3)(a)(ii) and 22(a)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21, 21A(1) and 2 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the City of Johannesburg:
- (1) displays the notice and the documents and notice in the manner prescribed.
  - (2) seeks to convey to the local community by means of radio broadcasts covering the area of the city, the information contemplated in Section 21A(c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended; and
  - (3) publishes a notice in the manner prescribed and invites the local community to submit written comments or representations in respect of the City's declared intention to amend or determine tariffs charges.
- 3 That in terms of Section 22(b)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) a copy of the notice and documents be sent forthwith to the National and Provincial Treasury; MEC for local government; as well any other organ of state or municipality affected by the budget to solicit their views
- 4 That the Group Chief Financial Officer in conjunction with Group Head: Group Legal and Contracts, in consultation with the Council's relevant Departments and all interested parties, report on the comments received in terms of paragraph 2 above with recommendations on the final draft of the Tariffs of Charges for approval.
- 5 That the report be submitted to a relevant Section 79 Committee for comment.

(GROUP FINANCE)  
(Conny Raganya)  
(Director: Revenue Accounting)  
(Tel: 011 628 4002)

Item 129 AMENDMENT OF TARIFF CHARGES DISHONOURED  
/ ELECTRONIC PAYMENTS: 2023/2024

NOTED

That the Tariff Charges for Dishonoured Payments (Debit Orders) for the 2023 / 2024 financial year be increased to R399.65 (Excl. Vat) per transaction for public comment.

(GROUP FINANCE)  
(Conny Raganya)  
(Director: Revenue Accounting)  
(Tel: 011 628 4002)

Item 130 AMENDMENT OF TARIFF CHARGES  
FOR THE ISSUING OF CLEARANCE  
FIGURES 2023/2024

NOTED

- 1 That, in terms of Sections 11(3) (i) and 75A (1) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 16(2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the City of Johannesburg declares its intention to amend with effect from 1 July 2023 tariff charges:

For manual clearance figure application fee to R211.05 (Excl. Vat) and R106.72 (Excl. Vat) for the printing of a clearance certificate

Electronic application fee to R55.45 (Excl. Vat) for the figures and R36.87 (Excl. Vat) for the certificate is charged as set out in Annexure "A".

- 2 That, in terms of Sections 17(3) (a)(ii) and 22(a)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21, 21A(1) and 2 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the City of Johannesburg:
  - (1) displays the notice and the documents and notice in the manner prescribed.
  - (2) Seeks to convey to the local community by means of radio broadcasts covering the area of the city, the information contemplated in Section 21A(c) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended; and
  - (3) Publishes a notice in the manner prescribed and invites the local community to submit written comments or representations in respect of the City's declared intention to amend or determine tariff charges for public comment.
- 3 That in terms of Section 22(b) (i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) a copy of the notice and

documents be sent forthwith to the National and Provincial Treasury; MEC for local government; as well as any other organ of state or municipality affected by the budget to solicit their views.

- 4 That the Group Chief Financial Officer in conjunction with Group Head: Legal and Contracts, in consultation with the council's relevant Departments and all interested parties, report on the comments received in terms of Paragraph 2 above with recommendations on the final draft of the tariff charges for public comment.
- 5 That the report be submitted to a relevant Section 79 Committee for comment.

(GROUP FINANCE)

(Conny Raganya)

(Director: Revenue Accounting)

(Tel: 011 628 4599)

Item 131 AMENDMENT OF TARIFF OF CHARGES  
FOR THE ISSUING OF CERTIFICATES AND  
FURNISHING OF INFORMATION BY THE  
COJ LEGISLATURE

NOTED

- 1 That Council notes the report.
- 2 That Council declares its intention to set the new tariffs with effect from 1 July 2023 for issuing of Certificates and Supply of Information by the CoJ Legislature as set out in Annexure A to the report.
- 3 That Council publishes a notice in the media to invite the local community to submit comments and or make written submissions on the set tariffs for the 2023/24 financial year.
- 4 That a copy of the notice published in the media be displayed at the local offices in the Regions and at Head Office.
- 5 That the Secretary to Council after consultation with group CFO consolidate the comments received from the local community and report back to Council.
- 6 That the report be submitted to a relevant Section 79 Committee for comments.

(COJ LEGISLATURE)

(Andile Gobinca)

(Tel. (011) 407-7563)

Item 132 JOHANNESBURG ROADS AGENCY AMENDMENT  
OF TARIFF CHARGES FOR 2023/2024

NOTED

- 1 That, in terms of Sections 11(3)(i) and 75A (1) of the Local Government: Municipal Systems Act 2000, (Act 32 of 2000) as amended, read with Section 16(2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), the Johannesburg Roads Agency declares its intention to amend with effect from 1 July 2023 its Tariff Charges:

For:

Miscellaneous Traffic Related Services as set out in Annexure "A".

- 2 That, in terms of Sections 17(3)(a)(ii) and 22(a) (i)and (ii) of the Local Government: Municipal Finance Management Act 2003, (Act 56 of 2003) and Sections 21, 21A (1) and (2) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the Johannesburg Roads Agency
  - (1) displays the notice and the documents in the manner prescribed;
  - (2) seeks to convey to the local community by means of radio broadcasts covering the area of the City, the information contemplated in Section 21A(c) of the Local Government : Municipal Systems Act, 2000 (Act, 32 of 2000), as amended; and
  - (3) publishes a notice in the manner prescribed and invites the local community to submit written comments or representations in respect of the Johannesburg Roads Agency's declared intention to amend or determine Tariffs of Charges.
- 3 That, in terms of Section 22(b)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) a copy of the notice and documents be sent forthwith to the National and Provincial Treasury; MEC for Local Government; as well as any other organ of State or Municipality affected by the budget to solicit their views.
- 4 That the Executive Director: Finance in conjunction with Director: Legal and Compliance, in consultation with the Council's relevant Departments and all interested parties, report on the comments received in terms of paragraph 2 above with recommendations on the final draft of the Tariffs of Charges for approval;
- 5 That the report be submitted to the relevant structures for comment.

(JOHANNESBURG ROADS AGENCY)

Item 133 PROPOSED AMENDMENT OF TARIFF  
OF CHARGES FOR THE ISSUING OF  
CERTIFICATES AND FURNISHING OF  
INFORMATION: VALUATION SERVICES  
2023/2024

NOTED

- 1 That Council consider and approve the amendment of the Tariff of Charges for the Issuing of Certificates and the Furnishing of Information: Valuation Services as set out in Annexure A to the report, with effect from 1 July 2023, in line compliance with Sections 11(3)(i) and 75A (1) and (2) of the Local Government: Municipal Systems Act 32 of 2000 as amended, read with section 24(2)(c)(ii) of the Local Government: Municipal Finance Management Act 56 of 2003..
- 2 That Council consider and approve, in compliance of Sections 17(3)(a)(ii) and 22(a)(i) and (ii) of the Local Government: Municipal Finance Management Act of 2003 and Sections 21, 21A (1) and 75A(3)(a), (b) and (c) of the Local Government: Municipal Systems Act, 32 of 2000, as amended the following:
  - (1) display a copy of the resolution and notice in manner prescribed,
  - (2) seek to convey to the Local community by means of radio broadcast covering the area of the City, the information contemplated in Section 75A(3)(c) of the Local Government: Systems Act, 32 of 2000, as amended; and
  - (3) publish the notice in the manner prescribed in the invite the local community to submit written comments of representations in respect of the amended Tariff of Charges.
- 3 That if there are no objections are received, that the City of Johannesburg proceed to publish the proposed Tariff of Charges in the Provincial Gazette and be effective from 1 July 2023.
- 4 That a copy of the notice referred to in Paragraph 2(3) above be sent to the MEC for the Local Government as well as the National and Provincial Treasury in compliance with Section 75 A (4) of the Local Government: Municipal Systems Act, 32 of 2000 as amended and sections 17(3) (a) (i) and 22(b) (ii) of the Local Government: Municipal Finance Act, 56 of 2003.
- 5 That Council approve a copy of the Tariff of Charges be sent forthwith to the National and Provincial Treasury in compliance with Section 24 (30) of the Local Government: Municipal Finance Management Act, 56 of 2003.

(GROUP FINANCE)

(Mr. Israel Mogototoane)

(Director: Finance, Data and Compliance)

(Tel. (011) 358 3012)

Item 134 AUTHORISATION TO ENGAGE THE PUBLIC ON  
THE 2023/24 DRAFT RATES POLICY AND 2023/24  
DRAFT RATES POLICY BY-LAWS

NOTED

- 1 That Council approves the report to engage the public on the 2023/24 tabled Draft Rates Policy (Annexure A) and 2023/24 Draft Rates Policy By-laws (Annexure B).
- 2 That Council gives authority to engage the public on the 2023/24 tabled Draft Rates Policy (Annexure A) and 2023/24 Draft Rates Policy By-laws (Annexure B) as part of the City's IDP consultation process.

(GROUP FINANCE)  
(Veli Hlophe)

Item 135 UNLAWFULNESS OF RESOLUTIONS TAKEN  
IN THE IMPLEMENTATION OF EXGRATIA  
PAYMENTS BY THE FORMER MAYORAL  
COMMITTEE

*At this point, time being 15:35 Councillor Meyers (DA) requested 1-hour caucus break and the Speaker acceded to the request.*

*Councillor Knott (DA) addressed Council and said that there were material omissions on the report and that the second legal opinion from Moodie and Robertson Attorneys was omitted from the report. She further said that the report relies exclusively on a single report by Advocate Terry Motau (SC) and that the Executive failed to furnish Council with the second legal opinion by Moodie and Robertson Attorneys, which under Section 19; states that the City was empowered to agree to the payment of a loss of office gratuity.*

*She indicated that the opinion by Moodie and Robertson predated the final report that was compiled by the City Manager and tabled to MAYCOM for noting. She said that they deemed the omission of the second legal opinion by the Executive as an attempt to mislead Council and mentioned that it was a material omission that changed the factual complexion of the report. She added that the then Mayoral Committee was fully aware of the Terry Motau (SC) legal opinion and no attempt was ever made to conceal it.*

*She said that the opinion was disclosed to Moodie and Robertson Attorneys who referenced it in their own memorandum, and it was disingenuous to purport otherwise. She requested that the report be withdrawn until Councillors are furnished with the legal opinion from Moodie and Robertson Attorneys, and full documentation pertaining to the report.*

*She indicated that it was important to note that the new regulations relating to political staff contracts or employment, not extending their contracts past 30 days was not new and was not introduced by the legal opinion of Terry Motau SC. She further said that COGTA had already issued a directive in 2021, which the then government had ignored at the time, and was promulgated in 2022.*

*She said that after the illegitimate ousting of the Multiparty Government from September into October 2022, it was necessary to engage with political staff on their experience and understanding of the non-payment nature of their positions and that such a meeting was held in December 2022. She stated that it was clear from that engagement which included the City's Legal Council, that all political employees chose to accept their offers of employment on the basis that there would be an ex-gratia payment which would enable them to source alternative employment without falling into financial ruin. She stated that it has been the practice for the past several years within the City and that engagement was also excluded from the report.*

*Councillor Knott stated that the minutes provided in the report lists former MMC, Councillor Ashely Sauls I, as the Member of the Mayoral Committee and said that Councillor Sauls I was no longer an MMC in January 2023. She added that there was also no mention of Councillor Franco de Lange, who was appointed to the Mayoral Committee on the 8 December 2022. She said that Council must note that the Office of the City Manager prepared the report for the Mayoral Committee for noting and not for approval, as indicated on the minutes that stated the report was brought for feedback.*

*She further said that the City Manager was then left to apply his mind, and the fact that the staff contracts were not amended but instead a letter speaking to the conditions of termination was issued, underscored that the City Manager exercised his delegated authority independently. She added that the minutes and the resolution that are given in the report cannot be justifiably relied upon, on the claim that the Mayoral Committee adopted instead of noting the resolutions, as the content was false and disputed as such.*

*She mentioned that the decision to grant the loss of office gratuity was left to the City Manager, and the final report was presented to MAYCOM for noting. She stated that it was not true that the Mayoral Committee acted ultra vires when in fact, it was the City Manager's report tabled for noting. She further said that the City Manager was empowered by the delegations of authority in terms of 6.1.3 attached to the report and the conditions of service, as may be determined in accordance with any applicable Labour legislation or collective agreements. She said that 6.1.5, to maintain and manage the approved staff establishments and further develop and recommend amendments for approval by the Executive Mayor. She said in this sense, the City Manager acted well within his delegated authority and that there were no expressed policies in the City's framework which deny the City Manager from implementing such a condition. She thereafter said that the condition did not alter their terms of service, nor did it alter their contracts, but it dealt with the conditions of the term of termination and added that the loss of office gratuity was not an attempt to circumvent the Municipal Staff regulations nor breach the regulations in any way.*

*She added that the argument was well articulated in the Moodie and Robertson Attorney's legal opinion which stated there was no contract extension; the staff and the City did not retain any legal or contractual relationships between them; issues of fairness, risk, precedent, and fair conditions of employment were raised in the report. She said that it was important for Council to note that there were no contractual amendments affected to the staff contracts, the benefit was accrued to staff as a condition of an early termination contract.*

*She indicated that there was an outstanding dispute with IMATU which had not been resolved because of the current administration's refusal to consult and deliberate on the matter with them. She said that the second legal opinion from Moodie and Robertson Attorneys advised:*

*"It is our view that the City could amend the employment contracts to build in a loss of office gratuity and or reach an agreement with the staff collectively in this regard, provided the genuine intention is to conclude an agreement about fair conditions of employment and its consideration of the above factors demonstrate this.*

*If the City reminded to do this, it would do so by way of a discussion and settlement with IMATU, otherwise, the City's unilateral determination will potentially not resolve the dispute with IMATU."*

*She continued and said that the city has not responded or settled any outstanding disputes with IMATU, nor attempted to engage them on the matter despite attempts by IMATU to get clarity. She added that she assumed Council was aware of the formal letter of intent that was filed by IMATU to both the City Manager and acting Head of Group Corporate and Shared Services, advising the City that it had ignored all correspondence in respect to this matter. She further said as per the letter of intent, IMATU intended to pursue the matter through the South African Local Bargaining Council and that such an application would be served on the city in due course and approving the report prior to that outcome was not only premature but it was exceptionally dangerous.*

*Councillor Knott said that the recommendations were futile attempt yet again, to declare the conduct of the former Mayoral Committee as unlawful, which they see as a desperate attempt at relevance because it was not granted in law or logic. She said that the decision with respect to this matter was very clearly outlined as being left to the City Manager as per his delegated powers, which Council had approved in line with the legislation and City policy which also seeks to authorize for the Mayoral Committee and City Manager to engage on amending National legislation which was recently promulgated, amended and was accepted by the previous government led by the ANC. She further said that the recommendations seek to amend the City's Talent Acquisition policy, which was already done and approved by Council in May 2022, following the court judgment in respect to the "COJ 130", as the report does not purport to overturn the approved decision in respect to the Talent Acquisition policy amendments of that meeting in May 2022. She stated that this recommendation cannot be considered.*

*She concluded that the persistent tendency of the current administration in tabling reports with incomplete evidence and manipulated facts was a matter of great concern that should terrify everyone in the House. She said that Councillors agreeing to these reports are being made accomplices to decisions that they had never been empowered to make as facts are distorted and omitted. She added that important decisions are made in the House and Councillors are bound by the law to make these decisions with the best interest of the City as well as its employees at heart and that could not be done with half-truths.*

*Councillor Raphadu (ANC) asked why the city must pay for the DA's cadre deployment. He said the DA wants Council to do illegal payments going against the Municipal Staff regulations. He continued and said that the Municipal Staff regulation set out the duration of secondment or fixed term contract and that it may not be longer than 30 days, after the MMC's vacate the office. He added that the City cannot continue to pay for DA loyalists who are sitting at home and not doing any service for the City of Johannesburg and further said the DA wanted to get around the Municipal Staff regulations for their own ends.*

*He stated that the DA wasted Council's money, by seeking a legal opinion that told them that this was illegal, and further said that the Mayoral Committee had no power to grant these trade-offs by paying DA members that have since vacated office. He further said that they wanted to teach the DA about good governance practices and said that they first needed to seek permission from COGTA and SALGA to affect this illegal process they wanted to do. He added that the DA continued to process the payment of the DA cadres knowing very well that the motion of no confidence against the Executive Mayor had been approved by the Programming committee on 17 January 2023.*

*He said that Mr Bryne Maduka, was being thrown under the bus. He said that Mr Maduka was pressurized to sign an irregular, illegal document affecting or amending the Municipal Staff regulations and now the DA wants to be clean and are distancing themselves from Mr Maduka, when he served at the behest of Councillor Leah Knott. He said that Councillors should take the responsibility for the pressures put under Senior officials in the City, the reign of victimizing and pressurizing officials must come to an end. He continued and said that when cadre deployment is done by the ANC, they call it criminality at its best but when done by the DA its public office bearers office. He concluded that the ANC supported this report.*

*Councillor Liebenberg (ActionSA) noted the report but did not agree with the review and rescinding of the report as nothing in politics was permanent. She said that tomorrow, the current political support staff may need ex-gratia payments, and as a party that stands for both ethical leadership and the rule of law as part of their core principles, their former MMC's would gladly subject themselves and they would indeed recommend that the entire MAYCOM present themselves to the Ethics and Disciplinary committee, which will investigate the matter and bring the report to Council. She asked since the report presented in the MAYCOM came out of the Office of the City Manager, how will that impact the then acting City Manager who signed these reports.*

*Councillor Arnolds (AIC) said that the report reminded her of the 130 staff that were alleged to have been converted illegally and said that what the DA was doing was illegal. She indicated that Council cannot support something that was against the Municipal Staff regulations. She added that the former MAYCOM had two legal*

*opinions advising that they had no power to change the Municipal Staff regulations. She indicated that until such time that Council was issued with a framework by COGTA or SALGA, Council cannot allow the City to pay people salaries for three months if the regulation stated 30 days.*

*Councillor Mogapi (EFF) in her address said that the Multiparty Government's mandate was clear from day one because when they resumed office, their first task was to purge black professionals and now they had given their people illegal money. She further said that the report must be approved, and all money spent illegally must be recovered from the previous MAYCOM. She thereafter said that the regulations were clear that people cannot be paid for 3 months. She said that the previous MAYCOM must be subjected to the Ethics and Disciplinary Committee. She concluded by saying that Councillors must at all material times abide by the Rule of law and further said that the DA had already paraded themselves as the Queens and Kings of the rule of law but had broken so many laws for their selfish interest.*

*MMC Masuku (ANC) in her response said that the legal opinions that articulated that the Mayoral Committee had no authority were concealed and said that even the City Manager had no authority especially, if there are regulations that stated so. She thereafter said that if the Mayoral Committee say they were not aware of this matter and that it was the decision of the City Manager alone, then the question asked by Councillor Liebenberg, asking what then will happen to the person that signed the report without authority and permission from any structure in the City. She added that it meant Council must have a specific resolution to deal with the matter because then it meant Mr Bryne Maduka "was a law unto himself".*

*She continued and said that the regulations came into effect on 1 July 2022 and wanted to clearly put it, referencing the statement that was made by Councillor Arnolds; she said that a decision on the 130 staff was made in March 2021 by the previous administration and there were no Municipal Staff regulations promulgated into effect at the time. She added that the former administration took the decision being discussed on 17 January 2023, nine days before a motion to remove the then multiparty government could be heard by Council. She stated that the decision was made knowingly and done deliberately against what the law said must be done. She thereafter referred Council to page 135.4, and said that the report made provision for the point raised by Councillor Liebenberg, to say no political party will be in power forever, therefore, the Executive must not treat the matter as if other political office bearers will not need to approve ex-gratia payments for their employees. She further referred Council to recommendations 4; which requested the Executive to consult with COGTA and SALGA so that Council was able to amend our Talent Acquisition policy to allow for three months. She thereafter said that once COGTA and SALGA framework approve that can be done, they will relax some elements of the regulations through the Director General, then the Executive will bring the report to Council to then delegate to the Mayoral committee to proceed and said that was the correct process.*

*She thereafter expressed her concerns on the concealment of legal opinions and said that Councillor Knott spoke of a particular legal opinion but did not make reference to the two legal opinions that the multiparty government sort to reverse a particular decision that was taken by the previous Mayoral committee. She continued and said that in the entire history of the multiparty government, Council will see that the*

*particular legal opinions always outcome in favour of what they seek. She then said that the two legal opinions they sorted told them that there was no authority to the Mayoral committee to make such decision was not referred to. She said the report was uncovering the work that was done illegally under the watch of the former Executive Mayor, Councillor Mpho Phalatse, advised by the then former Deputy Mayor, Councillor Leah Knott. She said the report was exposing those irregularities and asked Council to approve the report and added that there was no City Manager in the City of Joburg who will pay illegal payments.*

*The report was put to a vote and outcomes are as follows:*

*YES: 168*

*NO: 56*

*ABSTENTION: 10*

#### RESOLVED

- 1 That the content of this report and its Annexures (A – F) be noted.
- 2 That the matter be referred to Council for the impugned decisions of the previous Mayoral Committee be reviewed and rescinded in terms of s59(3)(a) and 61 of the Municipal Systems Act.
- 3 That the alleged unlawful conduct of the previous Mayoral Committee of contravening a standing report and resolution of Council be reported to the Office of the Speaker in terms of the Code of Conduct for Councillors.
- 4 That Council authorises the Mayoral Committee and the Accounting Officer to engage with COGTA and SALGA's Resilience and Governance Section to discuss amending the provisions relating to the recruitment and termination of employees in political office contained in the Municipal Staff Regulations and/or the City's Talent Acquisition Policy.

(GROUP CORPORATE AND SHARED SERVICES)  
 (Director: Field and Transactional Shared Services)  
 (Moogsyn Jones)  
 (Tel: 011 407 6785)

#### DA DISSENT

Item 136 RE-ESTABLISHMENT OF THE CITY OF JOHANNESBURG (COJ) DISCIPLINARY BOARD TO INVESTIGATE ALLEGATIONS OF FINANCIAL MISCONDUCT AS PRESCRIBED IN TERMS OF THE MUNICIPAL FINANCE MANAGEMENT ACT (MFMA) AND THE MUNICIPAL REGULATIONS ON FINANCIAL MISCONDUCT PROCEDURES AND CRIMINAL PROCEEDINGS

*Councillor Phalatse (DA) in her address said that upon taking over the City of*

*Johannesburg, the Joburg Multiparty Government found a city under siege, a well-coordinated; well-orchestrated; City capture agenda was playing out in various departments of the City, by a syndicate masquerading as civil servants. She further said that the Group Forensic and Investigation Services Unit (GFIS) was under attack by an administration seeking to render it unlawful; an administration that denied GFIS the requisite investigative capacity for cases to be successfully processed by prolonging and frustrating the procurement of the GFIS panel of service providers. This proving that procurement services were also captured to facilitate the syndicates nefarious agenda.*

*She continued and said that the Finance department was riddled with corruption and maladministration, evidenced by an illegal payment request for a R320 million contract that completely bypassed the City's procurement processes, amongst other utterly bizarre payment requests. She further said that when they got to JPC, there were illegal dismissals of staff and illegal payments worth millions of Rands and said that something had to be done to rescue this entity, which is the sole custodian of the City's property portfolio. She thereafter said that in the Legal Services department, they found that panel of legal service providers, among whom were functionaries of this syndicate who would conveniently be appointed whenever a certain legal opinion was required by the syndicate; they would be briefed, and they would regurgitate their master's orders. She added they found reports of violation upon violation of the array of laws and regulations that govern the City's engagement with its Human Resources, an example of this was a completely unlawful conversion of 130 plus officials in political office to permanent, and the subsequent request that they be retained and absorbed by the City's various departments and entities at a cost to over R59 million per annum. She continued and said that they saw job descriptions altered; job requirements lowered to facilitate a cadre deployment gravy train that would see friends and family make millions from Joburg rate payers for little to no effort.*

*She thereafter said that in April 2021, Council approved the establishment of the Disciplinary Board and in June 2021, it approved its composition sanctioning its functions and yet in spite of these Council resolutions, the multiparty government in November 2021 inherited a dormant Disciplinary Board. She added that this was against the backdrop of a rampant culture of financial misconduct in different parts of the City. She further said that true to its disposition of repair and rebuild, the multiparty government embarked on a benchmarking exercise with the Cities of Tshwane, Ekurhuleni and Cape Town, to establish best practice in the processing of financial misconduct cases and resuscitate Joburg's own Financial Misconduct Board, following this, several initiatives were embarked upon with the aim of finally addressing financial misconduct, a cancer in our system. She further said that a framework was developed introducing improvements for ease of operationalization and amongst these were the following:*

- *Three out of five board members would be sourced from the external environment to make for greater independence, given the culture of corruption in the City we are still in the process of rooting out, and this was benchmarked against the City of Tshwane.*
- *Board members were recruited through an open recruitment process ensuring fairness, transparency and best quality candidates are appointed.*

- *A name change from Disciplinary Board to Financial Misconduct Board was approved and adopted by a Council which understood the rationale, which was to clear any confusion wherein the Board would be deemed responsible for investigating misconduct in general and not just financial misconduct. She said that it was incorrect to suggest that this naming convention was unlawful. The structure as well as its functions remain the same.*
- *Terms of reference were revised to streamline and to fast-track the work of the financial Misconduct Board.*
- *To ensure that the financial misconduct Board would be supported and become fully functional, it was to be included within Group Committees and Group Governance and the requisite Human Capital would be made available for adequate Secretariat support.*
- *Group Governance would play the role of Secretariat, Governance Support, Facilitation of appointment processes, budgeting and processing of fee payments.*
- *To address the unhealthy contestation of space between the Cities Group, Forensic and Investigation Services Unit and its Group Risk and Assurance Services Unit, roles were clarified wherein the financial Misconduct Board would refer cases of financial misconduct to GFIS first for further investigation.*
- *This would exclude allegations made against GFIS and its employees, in which case the Group Legal and Contracts Panel of service providers would be called on to investigate.*

*She thereafter said that the members of the previous board all reported to the City Manager, which presented a conflict of interest, furthermore, the City Manager did not act or ensure that the board became functional. She added that in all the months following the appointment of members, the board never met, and the regulations were never implemented. She further added that it was important to mention that the National Treasury was approached to advise in the multiparty government's financial Misconduct Board establishment process and the lack of implementation was raised by them as a serious concern and they further advised that the majority of board members may be external, even though the regulations did not expressly state and said that both the City of Cape Town and the City of Tshwane had followed that route on advice from National Treasury.*

*Councillor Phalatse said that it was untrue to suggest that delegations, as approved by this Council, under the Joburg multiparty government were incorrect, the National Treasury advised that it could be done. She said that there was absolutely nothing wrong with the multiparty governments interpretation and application of Legislation pertaining to the establishment of the Financial Misconduct Board, particularly considering the consultation with National Treasury throughout the process. She further said that the multiparty government had made some headway in its implementation, with interviews being successfully conducted to attract and recruit Legal and Finance experts, the remaining leg of the process was the processing of possible internal candidates to ensure that qualified and experienced candidates who are above reproach are selected for the role. She thereafter said what was happening now was completely unnecessary, and it was all part of the great undoing, the terrible sequel to the Great capture of a broken City. She said that the great undoing*

*continues, as Council had witnessed the overzealousness of the current government to rescind Council decisions that were taken in the interest of good corporate governance. She added that civil servants that are not cooperative with the great capture are targeted, they are seen as obstacles and are purged to make way for malevolent cadres, who are willing to facilitate the capture.*

*She further added that upstanding officials leading the fight against corruption, like the acting head of GFIS, Ms Lizzy Ramokgale, Head of GCSS, Dr. Hennie Labuschagne; and the acting Head of Group Legal and Contract, Ms Loshini Govender have all been suspended on trumped up charges, and that the list goes on. She concluded that they had seen enough, and the residents had seen enough, and the Democratic alliance will not rest until justice was served to Joburg's enduring residents.*

*Councillor Raphadu TA (ANC) in his address said that the reason they are tabling this report was because they wanted to put an end to dishonesty and lack of consequence management. He said that as the ANC, they move for the approval of the report because they are for good governance, and they want transparency and things to move accordingly. He continued by saying that they do not want to waste time because they want the Disciplinary Board to work so that there is proper consequence management on those officials that were not doing the right thing.*

*Councillor Nontenja (UDM) in her address said that Council is now re-establishing what the multiparty government had disestablish when they came into power. She further added GFIS was a unit of the City that was not legislated and the two do not do the same job. She said that Councillors complained every day saying there was nobody holding the officials accountable because there was no Disciplinary Board in the City to report financial misconduct. She further said that the National Treasury was invited to come and address Councillors to explain what this Disciplinary Board was about, and now the multiparty government thinks they can thumb-suck a name and claim to be saving the City. She continued and said that they were not saving the City because that was legislated. She thereafter said that as the minority parties in government, they supported the report fully, and that it was overdue that the City did not have a Disciplinary Board in the City.*

*Councillor Ntombela MJ (ActionSA) in her address said that Action SA supported the item and were in favour of a body being established within the City of Johannesburg to investigate financial misconduct. She further said that whether such body was called a financial misconduct board, or a mere disciplinary board, the work that will be done and the outcome will still align.*

*Councillor Seerane MK (EFF) in his address said that as EFF they are motivated by cardinal pillar number 7, which speaks of open, accountable, corrupt free government and society without fear or favour of victimization by the state agencies. He further added that cardinal pillar number 3 of the EFF, speaks of building state and government capacity and said that COJ had failed an audit due to untruthful and wasted expenditure; failing to collect revenues by the department and yet there was no consequences management in all the department with the financial misconduct, following the EFF motion on untruthful and wasteful expenditure in this Council. He thereafter said that he wanted to remind the DA that as the EFF, they know that in the absence of lions, even monkeys convene meetings in the jungle and further said that as the EFF caucus they move to the legislated name of disciplinary board than the one that they gave. Therefore, move with the terms of references in the recommendations.*

*MMC Masuku in her response said that it was important that Councillors read the report correctly. She indicated that the National Treasury was very clear on how*

*Council must formulate disciplinary board to investigate financial misconduct. She further said that the National Treasury, in fact, went further and issued circular 75 that talks to the establishment of a disciplinary board to investigate allegations of misconduct. She added that they had cautioned on this in May 2022, that this was illegal and MPAC at that time, also felt that what Council was doing was wrong as people did wrong things because of the arrogance of numbers and further said that the arrogance of numbers must never supersede the law; the arrogance of numbers; must never supersede what was legislated, even if you do not support the National government. She addressed Council as follows "at least respect the rule of law South Africans because you are South Africans first, before you look at who is leading South Africa or who comes from a particular party". She further said that things that are regulated Nationally cannot be changed just because we feel like we want to change them.*

*MMC Masuku expressed her disappointment on the type of language used, "a syndicate officials masquerading as public servants". She continued by saying that these are people who went to school; professionals who serve the City; these are professionals who do not sleep, who work day and night to serve the residents of this City. She said that these were officials who, by the way, are coerced into taking wrong decisions as indicated earlier on by MMC Finance, that at least now officials are free to think because they are not going to be coerced, maybe it could be that officials are called masquerading because they refuse to do illegal things as requested by the then government. She thereafter said that there was an assertion made of job descriptions being changed, in a particular department, and asked why the Councillor Phalatse did not report that and asked why did she conceal it and said that she should have reported if there was such actions so that GFIS, that Councillor Phalatse spoke to so highly and the acting people, whom some of them are librarians but are legalized to investigate people who have higher qualifications than them, those people, should have investigated the job descriptions that were changed and asked why must the issue come to Council ex post facto and said that Councillor Phalatse was in fact derelict in her responsibilities.*

*Councillor Phalatse addressed Council and said that MMC Masuku was misleading the House as she had never said that cases were not reported, in fact, she said cases were reported and brought to Council.*

*MMC Masuku continued with her response and said that Councillor Phalatse said that the National Treasury supported the unlawful formulation of the Financial Misconduct Board and they wanted to make it clear because the Executive had received correspondence from the National Treasury asking them to finalize the Disciplinary Board before the end of May 2023 and said that she was not sure who gave the previous government permission because the National Treasury that we are dealing with has made sure that they conclude and follow up.*

*She concluded by saying Council must always remember that as Members of the Mayoral Committee, everything that you do, it is work that you do to assist the Executive Mayor and added that even if you read the minutes of the Mayoral Committee, they say "Meeting of the Executive Mayor assisted by Members of the Mayoral Committee", because Council delegates to the Executive Mayor, the Executive Mayor then has MMC's who assist him or her. She thereafter said that she*

*felt pity for the former Executive Mayor, Councillor Phalatse because she was misled, ill-advised and it was not fair on her, and hoped that it will never happen again that Councillor Leah Knott misleads Councillor Phalatse because she was quite a nice lady.*

## RESOLVED

- 1 That Council approves the rescission of its decision of 27 May 2022 to approve the change of the name of the Disciplinary Board to the Financial Misconduct Board; the amendments of the Terms of Reference of the Disciplinary Board which were not compliant with the MFMA Regulations on Financial Misconduct and Criminal Proceedings. It be noted that these Council resolutions are referred to in Paragraph 3(6) of this report.
- 2 That Council approves the re-instatement of the Disciplinary Board as required in terms of Sections 171 and 172 of the MFMA; and the Regulations on Financial Misconduct and Criminal Proceedings. It be noted that the Council resolutions approved on 20 April 2021 are referred to in Paragraph 3(7) of this report.
- 3 That Council approves the re-instatement of the Terms of Reference of the Disciplinary Board, as per Annexure A of this report; initially approved by Council on 20 April 2021.

(OFFICE OF THE CITY MANAGER)

**DA and VF+ DISSENT**

Item 137 REQUEST FOR APPROVAL TO EXTEND THE CONTRACT: IN RESPECT OF SUPPLY, DELIVERY AND OFF-LOADING OF SWIMMING POOL CHEMICALS - CONTRACT 585/19

## RESOLVED

- 1 That Council notes the content of the report and that the requested amendment has been presented and recommended by the Executive Adjudication Committee (EAC), dated 16 February 2023, and recommended to the Accounting officer to grant approval for Community Development to publish notice of its intention to extend the period of the Supply, Delivery and Off-Loading of swimming pool chemicals ("The Agreement") in terms of Section 116 of the MFMA and request the local community to submit representations to the City in respect thereof.
- 2 That Council notes the outcome of the public participation in terms of Section 116(3)(b) of the MFMA in that there was neither comments nor objections attained.
- 3 That Council approves the extension of Supply, Delivery and Off-Loading of pool chemicals Contracts 585/19 of Metsi Chem International (Pty) Ltd and Memotek CC in terms of Section 116(3) of the MFMA for a period of 1 year (12 months).

- 4 That approval be granted for the cost associated with the extension for a further twelve (12) months will not exceed an amount of R 4.2 million (15% of initial contract value). Adequate budgetary provision exists for the account structure under vote number 259015 228 3931.
- 5 That the ED: Community Development upon tabling of this report in consultation with Group Legal and Contracts be authorized to sign the agreements for the extension of the Swimming Pool Contract 585/19 of Metsi Chem International (Pty) Ltd and Memotek CC in terms of Section 116(3) of the MFMA for a period of 1 year (12 months).

(COMMUNITY DEVELOPMENT)  
 (Martha Dukwana)  
 (Sport and Recreation)  
 (082 410 6991)

#### **ACTIONS/A DISSENT**

At this point, time being 18:50, the Speaker granted Councillors 10 minutes body break.

## **4 MOTIONS**

### **MOTION 1: NAMING OF STREETS IN ORANGE FARM, EXTENSION 3**

Proposer: Councillor Dladla D  
 Seconder: Councillor Ntoele N

*Councillor Dladla (EFF) tabled the motion as follows:*

**I, Councillor Dumisani Dladla (EFF) propose a motion in terms of Rule 94(1) of the Standing Rules and Orders of Council**

#### **Noting that:**

1. In Orange Farm Extension 3, the streets are without names.
2. House numbers are also a problem, in some instances two houses have identical numbers and there are no further identifiers such as street names to differentiate the two houses
3. The situation makes it difficult for the residents to receive services timeously when they have reported for municipal assistance on issues such as sewer blockages or even emergencies such as access to ambulances.
4. This issue makes the residents of Extension 3 miss out on opportunities as they cannot receive mails on time, make online purchases and so on.
5. Lack of street names further exacerbates the isolation of Orange Farm community and affirms their exclusion to the idea of corridors of freedom.

#### **Believing that:**

1. The Municipal Planning By-Law of 2016 states that if as a result of approval of a land development application, streets or roads are created, whether public or private, the City must approve the naming of the street and must allocate a street number for each of the erven or land units located in such street or road.

**We therefor recommend the City of Johannesburg Council to:**

1. Name and register the all the streets in Orange Farm Extension 3.
2. The naming of the street should be done in line with the South African Geographical Names Council Act, the City of Johannesburg Metropolitan Municipality Policy and other relevant legislations and policies.
3. All processes including public participation should be followed when naming the streets.

**MOTION PUT AND CARRIED****MOTION 2: REPLACEMENT OF MAHATMA GANDHI'S STATUE WITH THAT OF MAMA WINNIE MANDELA**

Proposer: Councillor Raseruthe S

Seconder: Councillor Seerame K

*Councillor Raseruthe (EFF) addressed Council and withdrew the motion.*

**I, Councillor Sepetlele Raseruthe propose a motion in terms of Rule 94(1) of the Standing Rules and Orders of Council****Noting that:**

1. The Economic Freedom Fighters (EFF) firmly believes that the display of statues in public areas and naming public places should be premised on building a society where everyone feels equal.
2. The EFF further believes that all the symbols and names which represent the painful past of apartheid and racism must be removed from public areas.
3. Gandhi square is named after an individual did not believe that all people are equal regardless of race, gender, class.
4. Gandhi described black Africans as "savage," "raw" and living a life of "indolence and nakedness.
5. He also campaigned relentlessly to prove to the British rulers that the Indian community in South Africa was superior to native black Africans.

**Believing that:**

1. There are many heroes and heroines in South Africa who represented the rights of the marginalized groups such as black Africans and women.
2. Such heroes and heroines deserve to have their statues displayed in public and public places to be named after them.
3. Mama Winnie Madikizela Mandela is a good example of people who fought for the rights of the marginalized groups in South Africa.

**Given the background above, we recommend that:**

1. This council approves the replacement of Mahatma Gandhi's statue with Mama Winnie Madikizela Mandela's statue at Gandhi square, which is located at New Street, Marshalltown, Johannesburg.
2. The council approves the changing of the aforementioned square's name from 'Gandhi square' to 'Winnie Madikizela Mandela Square'.
3. The statue replacement and name change must be done in compliance with the National Heritage Resources Act 25 of 1999, South African Geographical Names Act (No 118 of 1998), City of Johannesburg Policy on the naming of streets and public places policy and all relevant policies.

### **MOTION WITHDRAWN**

### **MOTION 3: ERADICATION OF THE BUCKET TOILET SYSTEM**

Proposer: Councillor Munyai V  
Secunder: Councillor Mashala K

*Councillor Munyai (ACTIONSA) tabled the motions as follows:*

### **MOTION RECOMMENDING EXECUTIVE TO DEVELOP A CITY-WIDE BUCKET TOILET ERADICATION PLAN WITHIN ALL FORMALIZED INFORMAL SETTLEMENTS THAT CURRENTLY UTILIZE BUCKET TOILET SYSTEM**

I, Councillor **Vhengani Munyai** hereby table the following motion in terms of Standing Rule 89 (2) (b) to make a recommendation to the Executive to develop a city-wide bucket toilet eradication plan within all formalized informal settlements that currently utilize bucket toilet system.

#### **Noting that:**

ActionSA will act to ensure that a Social Justice centric agenda and a pro-poor governance agenda are not mutually exclusive. We as ActionSA will continuously ensure that the most vulnerable in our society, who are often forgotten also live-in dignity.

#### **Believing that:**

It is disheartening and inhumane that 29 years since the formation of a democratic government, resident in the formalized informal settlements within City of Johannesburg are still subjected to: using the bucket toilet system, with no water for residents to wash their hands in observance of good hygiene principles; while other community members are subjected to having to use the wild to relieve themselves.

#### **Therefore, Council resolves that:**

In line with Mayoral Priority 1, "A city that gets basic right", request that the Executive within the 2022/2023 financial year initiate the process of restoring the dignity of the residents in all formalized informal settlement by:

1. Developing a city-wide bucket toilet eradication plan within 60 days, with the main objective of eradicating all bucket toilets within formalized informal settlements.

2. This should include reviewing the unsustainable bucket toilets servicing system and redirecting the budget towards the installation of flushing toilets where possible. In this 2022/2023 financial year, the contracted service providers will be costing the City of Johannesburg more than R90 Million just to service more than 11 000 chemical toilet buckets across the City.

*The motion was opposed, therefore the Speaker put it to a vote and the results were as follows:*

FOR: 106  
 AGAINST: 127  
 ABSTENTIONS: 0

#### **MOTION PUT AND NOT CARRIED**

#### **MOTION 4: FEASIBILITY STUDY INTO SURFACING OF ROADS IN ELIAS MOTSOALEDI, WARD 24**

Proposer: Councillor Mogapi T  
 Seconder: Councillor Molefe W

#### **I, Councillor Thabisa Mogapi (EFF) propose a motion in terms of Rule 94(1) of the Standing Rules and Orders of Council**

##### **Noting that:**

1. The recent floods around Johannesburg wreaked havoc around the city.
2. Poorer neighbourhoods are usually severely affected by natural disasters when compared with richer neighbourhoods due to the difference in the infrastructure provided.
3. Elias Motsoaledi in ward 24 is amongst the poor neighbourhoods which are badly affected by the recent floods.
4. Road infrastructure is badly damaged, and the damage negatively affects how the residents commute and access emergency services such as ambulances.
5. Section 27 of the Constitution of the Republic of South Africa states (1) Everyone has the right to have access to— (a) health care services, including reproductive health care; (b) sufficient food and water; and (c) social security, including, if they are unable to support themselves and their dependents, appropriate social assistance.

##### **Believing that:**

1. As argued by the Human Sciences Research Council (HSRC), “key to disaster risk reduction is driving down prevailing vulnerability conditions through ongoing development programmes rather than mounting a major response only once crisis has struck”.
2. Providing appropriate road infrastructure in Elias Motsoaledi will minimize the effects of natural disasters such as floods in that area.



**Given the background above, we recommend that:**

1. This council approves the conducting of a feasibility study into the surfacing of all roads in Elias Motsoaledi, ward 24.
2. If surfacing of the roads in Elias Motsoaledi is feasible, the city should make resources available for surfacing these roads during the 2023/24 financial. .

**MOTION PUT AND CARRIED****MOTION 5: RECOMMENDING THE CITY OF JOHANNESBURG COUNCIL TO PASS A VOTE OF NO CONFIDENCE AGAINST THE CHAIRPERSON OF SECTION 79 GENDER, YOUTH AND PEOPLE WITH DISABILITIES (GEYODI) COMMITTEE, COUNCILLOR NAKITA DELLWARIA**

Proposer: Councillor Nonkumbi I  
Secunder: Councillor Nofemela N

*Councillor Nonkumbi (ANC) tabled a motion as follows:*

I, **Councillor Ian Nonkumbi** hereby table this motion in terms of Rules 89 (1) and 94 (1) of the Standing Rules and Orders of the Council of the City of Johannesburg.

**BACKGROUND**

1. The Chairperson of the committee Cllr Dellwaria has failed to advocate and safeguard the interests of the sectors that the Committee represents and has instead watched the executive reverse some of the strides that the city had made previously in achieving diversity in its human capital.

**IT IS THEREFORE RECOMMENDED THAT:**

1. A motion of a Vote of No Confidence against the Chairperson of the Oversight Committee on Gender, Youth and People with Disabilities (GEYODI), Cllr. N. Dellwaria be passed by Council.
2. That upon passing of this motion, the vacancy of the position of chairperson for GEYODI be filled in accordance with rule 24 of the standing rules and orders of council.

*The motion was opposed, therefore the Speaker put it to a vote and the results were as follows:*

FOR: 126  
AGAINST: 105  
ABSTENTION: 0

**MOTION PUT AND CARRIED**

**MOTION 6: RECOMMENDING THE CITY OF JOHANNESBURG COUNCIL TO PASS A VOTE OF NO CONFIDENCE AGAINST THE CHAIRPERSON OF SECTION 79 COMMUNITY DEVELOPMENT COMMITTEE, COUNCILLOR N SIFUMBA**

Proposer: Councillor Arnolds M  
 Secunder: Councillor Mhlongo A

*Councillor Arnolds (AIC) tabled the motion as follows:*

**BACKGROUND**

- The Chairperson of the Community Development Committee, Councillor Sifumba has failed in her duties to ensure that the Committee conducts proper oversight on the work of the Executive, in a manner that ensures that the department and its entities are effective in the provision of service to the residents of Johannesburg.
- The Chairperson of the Community Development Committee, Councillor Sifumba as part of her lack of leadership, took the Committee on an oversight visit to the City's swimming pools when it was off season, which was a waste of the City's resources both financially and human resource.
- Furthermore, Councillor Sifumba fails to provide leadership to the Committee as she allows frivolous discussions which mostly degenerates the meetings.

**IT IS FURTHER RECOMMENDED:**

1. That a motion of a vote of no confidence against the Chairperson of Community Development Committee, Councillor N Sifumba be passed by Council.
2. That upon the passing of this motion, the vacancy for the position of the Chairperson of Community Development be filled in accordance with Rule 24 of the Standing Rules and Orders of Council

*The motion was opposed, therefore the Speaker put it to a vote and the results were as follows:*

FOR: 127  
 AGAINST: 104  
 ABSTENTION: 0

**MOTION PUT AND CARRIED**

**MOTION 7: RECOMMENDING THE CITY OF JOHANNESBURG COUNCIL TO PASS A VOTE OF NO CONFIDENCE AGAINST THE CHAIRPERSON OF SECTION 79 COMMITTEE ON ENVIRONMENT, INFRASTRUCTURE AND SERVICES, CLLR LERATO NGOBENI**

Proposer: Councillor Nontenja T  
 Secunder: Councillor Machete S

*Both the proposer and the seconder were not present in Council, therefore the motion was not discussed.*

**BACKGROUND**

- The Chairperson of Environment, Infrastructure and Services Committee failed in her duties to ensure that the Committee conducts effective oversight on the performance of the Department and its entities.
- During Committee meetings, the Chairperson frustrates Councillor whose views she does not support, and this has a negative impact on the work of the Committee as only those with view aligned to hers are allowed to contribute to the work of the Committee.

**IT IS THEREFORE RECOMMENDED:**

1. That a motion of a vote of no confidence against the Chairperson of Environment, Infrastructure and Services Committee, Councillor Lerato Ngobeni be passed by Council.
2. That upon the passing of this motion, the vacancy for the position of the Chairperson of Environment, Infrastructure and Services Committee be filled in accordance with Rule 24 of the Standing Rules and Orders of Council.

**MOTION FELL OFF****MOTION 8: RECOMMENDING THE CITY OF JOHANNESBURG COUNCIL TO PASS A VOTE OF NO CONFIDENCE AGAINST THE CHAIRPERSON OF SECTION 79 PUBLIC SAFETY COMMITTEE, CLLR S MAILA.**

Proposer: Councillor Mhlongo TA

Proposer: Councillor Mpholobosho M

*Both the proposer and the seconder were not present in Council; therefore, the motion was not discussed.*

**BACKGROUND**

- The Chairperson of the Public Safety Committee, Councillor Maila has failed to ensure that the Committee holds the Executive to account for the performance of the department.
- The Chairperson of the Public Safety Committee, Councillor Maila has failed to provide leadership and to ensure the smooth running of the Committee.

**IT IS THEREFORE RECOMMENDED:**

1. That a motion of a vote of no confidence against Chairperson of Public Safety Committee, Councillor S Maila be passed by Council.
2. That upon the passing of this motion, the vacancy for the position of the Chairperson of Public Safety Committee be filled in accordance with Rule 24 of the Standing Rules and Orders of Council

**MOTION FELL OFF****MOTION 9 RECOMMENDING THE CITY OF JOHANNESBURG COUNCIL TO PASS A VOTE OF NO CONFIDENCE AGAINST THE CHAIRPERSON OF SECTION 79 GENDER, YOUTH AND PEOPLE WITH DISABILITIES COMMITTEE, CLLR NAKITA DELLWARIA**

Proposer: Councillor Gwamanda K

Seconder: Councillor Mpolobosho M

*This motion was not considered because a motion of no confidence against Councillor (Motion 5) had been put and carried.*

**BACKGROUND**

- The Chairperson of GEYODI Committee failed in her duties to ensure that the Committee conducts effective oversight on the performance of the Departments.
- The Chairperson has failed to provide leadership and to ensure the smooth running of the committee.

**IT IS THEREFORE RECOMMENDED:**

1. That a motion of a vote of no confidence against the Chairperson of GEYODI, Councillor Nakita Dellwaria be passed by Council.
2. That upon the passing of this motion, the vacancy for the position of the Chairperson of GEYODI be filled in accordance with Rule 24 of the Standing Rules and Orders of Council.

**MOTION FELL OFF****MOTION 10 MOTION RECOMMENDING THE CITY OF JOHANNESBURG COUNCIL TO PASS A VOTE OF NO CONFIDENCE AGAINST THE CHAIRPERSON OF SECTION 79 COMMITTEE ON ENVIRONMENT, INFRASTRUCTURE AND SERVICES CLLR L NGOBENI.**

Proposer: Councillor Madiba T

Seconder: Councillor Mathe G

*Councillor Madiba (ANC) table the motion as follows:*

**BACKGROUND**

- The Chairperson of the EIS Committee, Councillor Lerato Ngobeni treats the Committee as an extension of the DA/ActionSA coalition caucus.
- The Chairperson has failed in her duties to ensure that the Committee conducts effective oversight on the performance of the executive branch especially as it relates to provision of basic services and maintenance essential infrastructure.
- The Chairperson, Councillor L Ngobeni has never called the MMC's to come and account to the committee about constant water and electricity outages that are a daily occurrence in the city since this administration took over.

- In all meetings of the Committee, the Chairperson frustrates Councillor whose views she does not support, and this has a negative impact on the work of the Committee as only those with views aligned to his are allowed to contribute to work of the Committee.

### **IT IS THEREFORE RECOMMENDED**

1. That a motion of a vote of no confidence against the Chairperson of Environment Infrastructure and service committee, Councillor Lerato Ngobeni be passed by Council.
2. That upon the passing of this motion, the vacancy for the position of the Chairperson of EIS be filled in accordance with Rule 24 of the Standing Rules and Orders of Council.

*Councillor Madiba in his address said that he was telling the truth when he said Councillor Ngobeni failed in her duties because the committee has not had a meeting since September 2022.*

*Councillor Munyayi (ActionSA) raised a point of order against Councillor Madiba and said that Councillor Madiba was an intern in that committee and was trained by Councillor Ngobeni.*

*T*

*he Speaker asked Councillor Munyayi what his point of order was and further said that he had requested Councillors to respect and not belittle other Councillors, and what Councillor Munyayi had done was to belittle Councillor Madiba and asked him to refrain from making such statements.*

*Councillor Madiba requested the Speaker to ask Councillor Munyai to withdraw his statement because he was elected as a Ward Councillor by many residents in his Ward, and he will not tolerate Councillor Munyayi calling him an intern.*

*The Speaker requested Councillor Munyayi to withdraw his statement.*

*Councillor Ngobeni (ACTIONSA) interjected and asked what was it that Councillor Munyayi had to withdraw.*

*The Speaker in his response said that he was addressing Mr Munyayi as he was the one that made the utterance and said that Councillor Ngobeni will be afforded an opportunity to speak afterwards. The Speaker thereafter asked Councillor Munyayi to withdraw his statement.*

*Councillor Munyayi did not respond but pointed the Speaker to Councillor Ngobeni who had his hand up. The Speaker kept addressing Councillor Munyayi and asked him to withdraw his statement and Councillor Munyayi did not respond to the Speaker.*

*The Speaker then told Council that he will wait for Councillor Munyayi to respond.*

*Councillor Ngobeni said that he wanted to speak and address the Speaker.*

*Councillor Munyayi still did not respond to the Speaker's request, the Speaker then referred Councillor Munyayi to Rule 77A of the Standing Rules and Orders of Council which states:*

*"77A The Speaker, in the case of Council meeting or the Chairperson in the case of a Committee of Council, shall have the power to order any Councillor to withdraw any statements uttered in a Council or Committee meeting, if the statement is found to contravene the provisions of Rule 70."*

*He thereafter indicated that he read the Rule out to indicate to Councillor Munyayi that the Speaker does have powers to request him to withdraw and he had requested and was requesting yet again, for the last time that Councillor Munyayi withdraw his statement.*

*Councillor Munyayi responded to the Speaker to say Councillor Ngobeni and another Councillor had their hands up.*

*The Speaker responded that he was granting Councillor Munyayi an opportunity to speak and withdraw as requested multiple times by the Speaker. Councillor Munyayi did not respond to the Speaker.*

*The Speaker then referred Councillor Munyayi to Rule 78 of the Standing Rules and Orders of Council which reads:*

*"78 If the Councillor presiding over the Council or Councillor chairing a committee meeting thinks a contravention committed by a Councillor is so serious that an order to withdraw is inadequate, he or she may refer the matter to the Ethics and Disciplinary Committee for an investigation in accordance with item 13 and 14 of the Code of Conduct for Councillors."*

*The Speaker thereafter referred Councillor Munyayi to the Ethics and Disciplinary committee.*

*The motion was opposed, therefore the Speaker put it to vote, and the results were as follows:*

FOR: 127  
AGAINST: 98  
ABSTENTION: 0

## **MOTION PUT AND CARRIED**

### **MOTION 11: RECOMMENDING THE CITY OF JOHANNESBURG COUNCIL TO DEVELOP AN INTER-DEPARTMENTAL COLLABORATION FRAMEWORK WHICH WILL ENCOURAGE MORE COOPERATION BETWEEN DEPARTMENTS AND ENTITIES**

Proposer: Councillor Ngwenya J  
Seconder: Councillor Nethamba R

*Councillor Ngwenya (EFF) tabled the motion as follows:*

**I, Councillor Jabulani Ngwenya propose a motion in terms of Rule 94(1) of the Standing Rules and Orders of Council**

**Noting that:**

1. The community of 135 wards of City of Joburg had experience poor and slow service delivery due to the following reasons amongst others.
  - departments responsible for implementing not having the equipment required to complete the work.
  - Implementing departments not being able to borrow equipment needed to complete work because the city does not have any framework for facilitating inter-departmental borrowing of equipment.
  - Poor coordination between different implementing agents of the city.
2. While other departments may have the same tool of trade much needed to assist the other departments/entities to deliver services to the community. Entities which are most affected by this issue are Pikitup, Joburg Water and Joburg Roads Agency.
3. In many instances when we ask the reason for not delivering services efficiently, the answer provided was there is no equipment required to do the work.

**Believe that:**

1. For the Municipality to ensure that it gives efficient services to the community of Johannesburg, it needs to have a fully functioning inter-departmental mechanism to close the gaps identified above.

**GIVEN THE BACKGROUND ABOVE, WE RECOMMEND THAT:**

1. The council resolves that the city develops an inter-departmental collaboration framework which will encourage more cooperation between departments and entities.
2. The framework should empower entities to borrow each other equipment in order to expedite service delivery.
3. The framework must take into consideration the relevant legislations and City of Johannesburg policies.
4. All processes for developing internal policies must be followed.

*The motion was opposed, therefore the Speaker put it to vote, and the results were as follows:*

FOR: 171  
AGAINST:0  
ABSTENTION: 52

**MOTION PUT AND CARRIED**

**MOTION 12: RECOMMENDING THE CITY OF JOHANNESBURG COUNCIL TO COMMENCE A PROCESS OF DETERMINING WHICH JURISDICTION THE COMMUNITY OF PHUMLA MQASHI FALL UNDER IN ORDER FOR THEM TO RECEIVE BASIC MUNICIPAL SERVICES.**

Proposer: Councillor Leshilo R

Seconder: Councillor Moepi D

**I, Councillor Ramatsobane Leshilo (EFF) propose a motion in terms of Rule 94(1) of the Standing Rules and Orders of Council**

**Noting that:**

1. In Ivory Park, ward 77 Ext 9 there is an informal settlement called Phumla Mqashi that was formed in 2017.
2. The settlement is comprised of about 700 shacks, however the people in that place do not have access to free basic services which are supposed to be provided by the municipality.
3. Two metropolitan Municipalities, namely, City of Johannesburg and City of Ekurhuleni both say that they do not recognize this community as their residents.

**Given the background above, we recommend that:**

1. The council approves that the city commences a process of determining which jurisdiction the community of Phumla Mqashi falls under in order for them to receive basic municipality services.
2. The process should take place in consultation of all stakeholders including City of Ekurhuleni Metropolitan Municipality and Municipal Demarcation Board.
3. Engagement with all relevant stakeholders must take place within the confines of the provisions made in the Intergovernmental Relations Framework Act 13 of 2005.

**MOTION PUT AND CARRIED**

**MOTION 13: MOTION RECOMMENDING THE CITY OF JOHANNESBURG COUNCIL TO CONDUCT A FEASIBILITY STUDY TO HAVE MEDICAL RESPONSE UNIT AT ALL FIRE STATIONS**

Proposer: Councillor Durand G

Seconder: Councillor Coverdale D

I, Councillor Genevieve Durand, hereby table the following motion in terms of Standing Rule 89 (2) (b) of the Standing Rules and Orders of Council.

To conduct a feasibility study on having a properly equipped medical response unit at every fire station in Johannesburg.

**NOTING THAT:**

Many people die waiting for a provincial ambulance to arrive, not being able to afford the cost of a private and quicker responding service.

**IN LINE WITH:**

The White Paper on Fire Services Gazette states:

Section 7.1 state that, in terms of the Constitution, a municipality must strive.

*The motion was opposed, therefore the Speaker put it to vote, and the results were as follows:*

FOR: 106  
AGAINST: 127  
ABSTENTIONS: 0

**MOTION PUT AND NOT CARRIED****MOTION 14 MOTION RECOMMENDING THE CITY OF JOHANNESBURG COUNCIL THROUGH THE MEMBER OF THE MAYORAL COMMITTEE (MMC) OF TRANSPORT, CLLR KENNY KUNENE TO PRIORITIZE FIXING POTHoles AND STORMWATERS IN ALEXANDRA TOWNSHIP**

Proposer: Councillor Tshedo G  
Secunder: Councillor Zitha S

**I Councillor Joyce Tshedo propose a motion in terms of Rule 94(1) of the Standing Rules and Orders of Council****Noting that:**

1. Alexandra is one of the poorest townships in Johannesburg where the majority of people commute using road transport.
2. In Alexandra, roads are full of unbearable potholes.
3. Whenever it rains, the streets get flooded because most of the stormwaters are blocked and not working.
4. The road infrastructure is generally in a dire state.
5. People with small, micro, and medium enterprises (SMME) in the area complain about extra costs on vehicle parts such as tyres due to potholes in the area.

**Believing that:**

1. People of Alexandra deserve appropriate road infrastructure which will stimulate the township's economy and make it possible for commuters to travel with ease.
2. The current administration cares about poor communities and is committed to uplifting these communities.

**We therefore recommend that:**

1. That this council resolves that the Member of Mayoral Committee (MMC) of transport, Cllr Kenny Kunene priorities fixing potholes and stormwaters in Alexandra township.

*The motion was opposed, therefore the Speaker put it to vote, and the results were as follows:*

FOR: 162

AGAINST: 55

ABSTENTION: 7

**MOTION PUT AND CARRIED**

**MOTION 15: RECOMMENDING THE CITY OF JOHANNESBURG COUNCIL TO CONDUCT AN ASSESSMENT ON SAFETY MEASURES THAT CAN BE IMPLEMENTED TO PREVENT FLOODING, ILLEGAL DUMPING AND OCCUPATION OF UNSAFE LAND AROUND SETSWETLA WITHIN 60 DAYS, AND THAT THE CITY PUT ASIDE RESOURCES FOR IMPLEMENTING THE SUITABLE SAFETY DURING 2023/2024 FINANCIAL YEAR.**

Proposer: Councillor Mofokeng MP

Seconder: Councillor Zitha SL

*Both the proposer and the seconder were not present, therefore the motion was not discussed.*

**I, Councillor Molatelo Patricia Mofokeng, propose a motion in terms of 94(1) of the Standing Rules and Orders of Council**

1. For many years the Juskei river has not been given enough attention by the City of Johannesburg. Every rainy season we have cases of floods because the river overflowed.
2. Grass along the riverbanks is not being cut, trees in this area are also not pruned by the city.
3. The locals in this area do illegal dumping on the riverbanks and the river itself. Such actions lead to the change of direction of the river flow which introduces more risks to the people who live along the riverbanks.
4. In the past, we have seen incidents in the where people who live in Setswetla were washed away by floods.
5. With political will and cooperation, the problem in Setswetla can be resolved.

**Given the background above, we recommend the following:**

1. That the city conducts an assessment in this area on which safety measures can be implemented to prevent flooding, illegal dumping, and occupation of unsafe land around Setswetla within 60 days.
2. That the city puts aside resources for implementing suitable safety during 2023/24 financial year.
3. Implement the above recommendations in line with relevant legislation, policies and processes including consulting all relevant stakeholders.

#### **MOTION FELL OFF**

**MOTION 16 RECOMMENDING THE CITY OF JOHANNESBURG COUNCIL TO COMMENCE WITH PEGGING OF STANDS AT EXT 16; ALL PEGGED STANDS BE ALLOCATED TO THE ORIGINAL PEOPLE OF ZANDSPRUIT AS PER THE CITY OF JOHANNESBURG; ALL BENEFICIARIES HAVE TO BE B-FORM HOLDERS AND APPEAR ON THE WAITING LIST FOR A POSITION IN THE CITY OF JOHANNESBURG**

Proposer: Councillor Mkasi G

Secunder: Councillor Ntoele NL

*Both the proposer and the seconder were not present; therefore the motion was not discussed.*

#### **I, Councillor Gift Mkansi propose a motion in terms of 94(1) of the Standing Rules and Orders of Council**

##### **Noting that:**

1. Zandspruit is one of the oldest informal Settlements in Johannesburg North which remains underdeveloped.
2. Zandspruit Ext 16 is the first section in which residents were temporarily allocated as a transition area.
3. Zandspruit Ext 16 known as Transit Camp is the section that gave birth to Ext 10 and 09.

##### **Believing that:**

1. Zandspruit Ext 16 is a township with street names and access to water and electricity.
2. It is now long overdue for a township without beneficiaries and size of Stands where people reside in an informal style while their township is formalised.
3. Stands allocation will give residents dignity staying at the place where they are procedurally allocated which will enable those who can afford to build houses of their choice without fear of getting their houses demolished by law enforcement.

##### **We therefore recommend the following:**

1. City of Johannesburg Commerce with Pegging of stands at Ext 16.
2. All pegged stands be allocated to the original people of Zandspruit as per the City of Johannesburg Records.

- 3. All Beneficiaries have to be B-Form Holders and appear on the waiting list for a position in the City of Johannesburg.
- 4. in cases where the main beneficiary is a deceased beneficiary who appears in the register must be allocated that stand.
- 5. The first come first serve method has to be applied to avoid queue jumping.
- 6. All the recommendations above be implemented no later than 2023/24 financial year and be implemented in line with relevant legislation, policies and processes.

**MOTION FELL OFF**


**5 CLOSURE**

*Councillor Meyers (DA) thanked and congratulated the Acting Speaker for the manner with which he conducted the meeting.*

*Councillor Tshwaku (EFF) requested that at the next Council meeting, the Speaker should organize fans as the Chamber was extremely hot and Councillors were suffering from different ailments. He further spoke of the voting system that was not working and said that as a Smart City and a new administration, they want to ensure Council is operating the Smart way.*

*The Speaker thanked Councillors for attending the meeting and wished Councillors well during recess and asked them to come back in one piece.*

THE MEETING ADJOURNED AT 22:38.

Regards,  
  
 Cliff Lloyd Phillips  
 Chair of Chairs

**ACTING SPEAKER OF COUNCIL**

23 February 2024  
 .....  
**DATE**