



CITY OF JOHANNESBURG COUNCIL

MINUTES OF THE 26TH ORDINARY COUNCIL MEETING OF THE CITY OF JOHANNESBURG MUNICIPALITY, HELD ON WEDNESDAY & THURSDAY, 27 & 28 NOVEMBER 2024, AT 10:00, THE CONSTANCE CONNIE BAPELA COUNCIL CHAMBER, BRAAMFONTEIN.

**SPEAKER OF COUNCIL
CLLR N MTHEMBU**

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**
(4th Special Council Meeting held on 18 September 2024)
(25th Ordinary Meeting held on 18 & 19 September 2024)
(32nd Extra-Ordinary Meeting held on 23 October 2024)
- 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 ELECTIONS OF THE CHAIRPERSONS OF THE FOLLOWING SECTION 79 COMMITTEES IN TERMS OF RULE 24 OF THE STANDING RULES AND ORDERS OF COUNCIL:**
 - **GENDER, YOUTH AND PEOPLE WITH DISABILITIES (GEYODI)**
 - **HEALTH AND SOCIAL DEVELOPMENT**
- 7 RECOMMENDATIONS TO COUNCIL**
- 8 MOTIONS**
- 9 ANNOUNCEMENTS**
- 10 CLOSURE**

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 ERF 1264 PENNYVILLE – PRIMARY SCHOOL;
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MEMBERS PRESENT

The Speaker: Councillor M N Mthembu

The Executive Mayor: Councillor S E Morero

Abdool, F	Harris, R
Amad, T	Hlatshwayo, S M
Aphane, J D	Hoén, J N
Arnolds, M S	Hooper, R S
Atterbury, E	Horwitz, J
Avant-Smith, C	Huggett, E A
Benjamin, R F	Hughes, Z
Bini, L	Jacobs, B
Bittkau, R	Jacobs, K
Boer, C	Jainooden, Z
Bolani, M G	Johnson, N
Brand, D G	Jonker, N
Campbell-Cloete	Kaldine, J
Chabalala, M D	Karolia, Y
Chame, F	Kgeletsane, M O
Chauke, K L	Khanyile, N M
Cherry, J	Khomongoe, N
Christians, A	Khumalo, X I
Chuma, A T	Koekemoer, M
Coogan, L C	Komane, S A
Cook, M	Kreusch, S
Coutriers, M J	Kunene, K
Coverdale, D L T	Landis, R
Crichton, M	Lebatlang, T Z
Da Gama, V M	Lebea, M G
Da rocha, C M D	Lefutso, L
Dammie, B H	Leshilo, R S
Davids, M	Liebenberg, E
Davids-Green, L C	Lobi, M
De Lange, F C	Louw, M A
Deppe, A J	Maake, M J
Dladla, D	Mabaso, M P
Dlamini, B	Mabelebele, S S
Durand, G V M	Mabidilala, M P
Echeozonjoku, B C	Mabuke, T A
Edward, N	Mabunda, T E
Finn, C E	Mabuza, S K L
Foley, D T	Magwentshu, L C
Galeshewe, T M	Maila, S M
Gantsho, L	Makamo, S S
Goosen, J W	Makhuba, H N
Gwamanda, K	Maluleka, T
Harman, L J	Manganyi, D B

Mangena, T D	Mokoari, Z
Marais, A F	Mokoena, G
Marais, S I	Mokoena, P
Marema, V A	Mokoka, M L
Marumo, T	Mokome, J M
Masera, H	Mokwena, T M
Mashala, K	Molefe, B J
Mashinini, S	Molefe, M
Masoga, L M	Molise, L D
Masuku, HP	Moloisane, D
Masuku, L	Mosehla, K J
Maswazi, R	Mothopi, O Z
Matabane, O	Mphaho, M A
Mathe, G	Mphefo, L M P
Mathe, Z E	Mpolobosho, M M
May, Z	Mposula, T
Mavhona, L S	Mpotulo, G S
Mazibuko, A L	Mulelu, M
Mazibuko, N	Munyayi, V E
Mazibukwana, M	Mutavhatsindi, N T
Mbambala, T J	Nair, R K
Mchunu, A	Ncube, W M
Meyers, T	Ndlela, M C
Mgaga, B	Ndou, N L
Mgcina, S E	Ndou, P
Mhlari, T M	Ndou, P
Mhlongo, T A	Ndzondo, C M
Mkasi, G	Nefdt, P W
Mkhize, T	Nenemba, T
Mkhonto, M S	Nethamba, R
Mkhonza, N F	Ngema, S V
Mmota, L	Ngoepe, C S
Mngadi, W B	Nguse, S
Mnisi, M	Ngwenya, F N
Mnisi, N D	Ngwenya, J A
Mnyameni, M	Ngwetsheni, M M
Moatshe, K	Niemand, G J
Modladlaba, D S	Nkokou, T P
Modukanene, L C	Nkomo, B
Modupi, D N	Nkomo, E T
Moepi, N J D	Nkomo, P T
Moeti, O T	Nkonyeni, S P
Mofokeng, J	Nkosi, R A L
Mogapi, T A	Nkubungu, L
Mohamed, N	Nkwanyana, P B
Mohlala, C	Nofemela, N
Mohlala, P K	Nonkumbi, I M

Ntoele, N L
Ntombela, M J
Ntshidi, T E
Nyaqela, MM
Nyembe, M M
Nyembe, Z P
Nzimande, C
Papo, M M
Pelzer, R
Phometsi, P S
Pietersen, J
Pietersen, N
Ponsonby, D A
Radebe, N P
Radebe, T T
Raholane, M W
Rakosa, P M
Ramafikeng, D J
Raphadu, A T
Raseruthe, S H
Reddy, V M
Roberts, F C
Rohlssen, C K
Santana, C G
Schay, D
Seerane, M K
Sehoai, R J
Sekhu, M V
Sekwaila, B J
Shackelford, L M
Shange, P A
Shawe, Z
Shumba, K A
Sifumba, N
Simelane, P
Simelane, S O
Simonse, L C
Sindani, F P
Smit, P A
Steenkamp, D
Stewart, A J
Suddaby, J
Supe, N P
Tabane, M C
Tefu, P V
Tshwaku, M
Tshedo, J G
Tsotetsi, L Y M
Twala, Y A
Van der Merwe, M
Van Dyk, N J
Van Wyk, W M
Wax, K P
Williams, M C
Wilskut, D
Wissler, S T J
Xuma, L
Zazini, A
Zigebe, Y L
Zitha, S L
Zondo, L T
Zungu, N G
Zwane, S

1 OPENING

The Speaker requested the Council to observe a moment of silence for prayer or meditation.

The Speaker welcomed the Executive Mayor of the City of Johannesburg, Councillor Sello Morero; Whip of Council, Councillor Nkosephayo Zungu; Chair of Chairs, Councillor Vhonani Marema; all political party leaders and whips; Members of the Mayoral Committee; Chairpersons of the Section 79 committees; fellow Councillors; City Manager, Mr Floyd Brink; Secretary to Council, Mr Andile Gobinca; officials of the City of Johannesburg; residents of the City of Johannesburg; members of the Media; ladies and gentlemen to the 26th Ordinary Council meeting of the City of Johannesburg municipality.

The Speaker thereafter addressed Council as follows:

“As councillors, let us join the global community in commemorating 16 days of activism for no violence against women and children campaign. This year the campaign theme is “30 years of advancing collective action to end violence against women and children.” It calls on every member of our society to play their part in the fight against GBV. While the latest crime statistics show a slight drop in murder and rape cases, more still needs to be done. A lot of the crimes related to violence against women and children often goes unreported, as there is also a failure to protect victims from the side of law enforcement. That is why, in line with this year’s theme, as the Speaker, I call upon all Councillors and the residents of our City to take a stand in highlighting the importance of addressing the root causes of GBV and promoting positive masculinity.

I wish to urge all residents in our communities, in particular men to challenge harmful gender norms and stereotypes and to actively participate in creating a society free from violence. We must all work together to end the cycle of violence that has plagued our communities for far too long. Men have a crucial role to play in protecting women and children and ensuring that they can live their lives without fear. As the Speaker of this Council, I remain committed to advocating for equal opportunities for all, particularly women and children. Therefore, I call upon on all Councillors in this house and our residents of the City of Johannesburg to stand together in solidarity with victims of GBV and to support initiatives that promote gender equality and safety. Let’s fight this scourge of GBV together.

In doing so, let us all remember and pay tribute to the life of young Amantle Samane of Orlando, Soweto. Who was just only 6 years old, when her life was abruptly cut short when she was raped and strangled to death allegedly, by a Mozambican national. However, we remain hopefully that the justice system shall do justice for the family on this matter as the alleged perpetrator has been arrested.

Councillors, the tragic death of over 22 children due to foodborne illnesses and recent, latest victim, little Siyabonga Mnisi, of Diepkloof, Zone 3, Soweto, who succumbed to suspected food poisoning from foreign owned spaza shop, have highlighted the urgent need for stricter regulations and stronger enforcement of By-Laws. So, as the

Legislature, we shall continue to intensify our oversight function on the enforcement of these regulations and city by-laws. Let's all play our part in protecting our children and spare the families and communities this heartfelt pain that is brought in by those who do not care about our societies."

She indicated that she had received a request from the Executive to include 2 additional items in the agenda, Items 146 and 147 as urgency reports. The Executive made a further request to elevate all HR items, (Items 143, 144, 145 and 146) to be considered after the tabling of the responses to the questions for written reply. A notice has been given in terms of Rule 105(2) of the Standing Rules and Orders of Council. She pointed out that Items 144 & 145 were added in the drive yesterday, 26 November, and Items 146 & 147 were added this morning. Furthermore, the Whip of Council requested that Items 65 and 123 be elevated and considered after the HR Items. She indicated that she had acceded to the requests.

The Speaker allowed 10 minutes for Legal to verify the number of Councillors present so as to confirm a quorum. She confirmed that there were 172 Councillors present in the meeting.

MMC Arnolds on behalf of the GLU minority parties, requested 40 minutes caucus break.

Councillor Sifumba on behalf of the DA requested a caucus break, and the Speaker acceded to both requests.

2 APPLICATIONS FOR LEAVE OF ABSENCE

The following apologies were granted:

<i>Councillor Tambani, P S</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Magwaza, B L P</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Kwapeng C</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Mmbengwa, M N</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Chetsanga, H</i>	<i>:</i>	<i>Council Business</i>
<i>Councillor Tshehlo, G J</i>	<i>:</i>	<i>Council business</i>
<i>Councillor Buthelezi, T C</i>	<i>:</i>	<i>Council Business</i>
<i>Councillor Francisco, D B</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Molefe, S B</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Madiba, T J</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Amod, C J</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Fourie-Shawe, C</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Truluck, T F</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Sherman, G J</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Ramaru, G</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Dewes, D S</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Rahn, N J</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Rambani, N S</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Mokoena, M S</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Molefe, E W</i>	<i>:</i>	<i>Ill Health</i>

Councillor Makhafola, E : *Ill Health*
Councillor Telekoa, A T : *Ill Health*
Councillor Baloyi, D L : *Ill Health*
Councillor Nhlapo, C P : *Private Business*
Councillor Molala, S M : *Private Business*

The following Councillors were granted permission to arrive late:

Councillor Sindane F P
Councillor Chauke K L
Councillor Davids, M

The following Councillors were granted permission to arrive or leave early:

Councillor Tshwaku, M : *12:00*
Councillor Morero, SE : *12:00, back at 14:00*
Councillor Moloisane D : *13:00 and be back later in the day*
Councillor Harris R : *will arrive at 13:00 and leave at 16:00*
Councillor Sekhu, M V
Councillor Hoén, J N
Councillor Kreuzsch, S
Councillor Meyers, T
Councillor Jainoodeen, Z : *due to medical reasons*

3 OFFICIAL NOTICES

The Speaker extended well wishes to all Councillors who celebrated their birthdays during the months of October and November. She further announced that the Executive Mayor, Councillor Sello Morero had appointed Councillor Nkokou T (PAC) as the MMC Community Development, and congratulated Councillor Nkokou on his appointment and wished him well in his new responsibilities.

The Speaker thereafter asked Council to join her in welcoming the new ActionSA PR Councillors in the City of Johannesburg Council:

- *Councillor Hlengiwe Petronela Masuku, replacing former Councillor L Machaba.*
- *Councillor Mandla Michael Nyaqela, replacing former Councillor S Majola.*

3.1 Statement by the Executive Mayor

The Executive Mayor addressed Council as follows:

“Thank you, Speaker of Council; Whip of Council, Councillor Zungu; Chair of Chairs, Councillor Marema, let me greet all the Councillors present in the House and begin to talk about how we are attempting to continue to resolve the water challenges that we are faced with in Johannesburg.

We have put in place a system to address the following to reduce the levels of consumption in Johannesburg, which are higher than the apportioned water resources from Rand Water. We are addressing the issue around pressure valves with the intention to try and manage consumption. We are at a point where we have replaced at least 201 of pressure valves to date and that will help us to manage consumption and deal with demand management.

We continue to do work in as far as dealing with leaks. The levels of water losses, especially non-technical losses are quite high in Johannesburg because of illegal connection, and we continue to deal with illegal connections to try and reduce the problem of unaccounted water. So, we are aware that some communities in Johannesburg are faced with no water supply, and we are trying to do our level best to maintain the constant supply of water to all our communities. We also want our communities to exercise a bit of patience where they have challenges and continue to log calls so that we can resolve their situation.

We are calling on our Councillors to participate in the program that we have called "VIKELA AMANZI", The intention is to try to save water in Johannesburg and protect our water resources. We are investing some resources in as far as fixing the leaks to ensure that we reduce water losses. Part of the discussions between ourselves, Rand Water and our Provincial Government is doing exactly that, looking at instruments and options to raise money off balance sheet for us to be able to support the fixing of leaks. We are aware that we are currently not able to budget sufficiently to deal with the leaks. Hence Johannesburg Water we have been allocating around a billion per annum, which is aimed at helping us to deal with water leaks and water infrastructure, current and future. There is work that is being done there, especially the fact that we are presenting some of our projects to the Presidential Infrastructure Coordinating Committee.

We, therefore, call on our Councillors and communities to try help us preserve this scarce water resource by not watering your gardens with clean water; by not washing their vehicles in that way, it will help us to reduce the levels of consumption. In the last week we have seen a reduction. Unfortunately, the reduction is not constant, it continues to fluctuate in terms of water usage. We hope that communities will spare and use water sparingly so that we can reduce consumption.

Madam Speaker, let me also touch on one of the issues around Spaza shops, which there is work that we have been doing. I think all of us are aware that it has presented serious challenges to the South African society in general, and part of the work that we are doing is to look at bringing in certain By-Laws to help us to manage this environment and hope this Council will consider in due time and due cause. They are intended to help us address the issue of Spaza shops compliance. In terms of the products and the food that they sell in those shops, we hope that those amendments will help us a long way. However, it is important for this Council and the City to relook at the model of Spaza shops. Relook into how we infuse a particular developmental approach to ensure that the township economy in the hands of our people and our local society in those communities and that is going to require us at this Council. To give so much support in terms of resources to ensure that the

ownership patterns of the of this economy should be turned and taken over to our local. To ensure that we can grow our township economy, so, Council must continue to engage on this matter and executive at the right time, who will bring the right report to request this Council to support this initiative.

As I conclude, Madam Speaker, we also take this opportunity to announce to this Council that the City of Johannesburg, together with the City of Tshwane are co-hosts of the U20 which will be hosted in our province and our country and in the two cities in 2025, alongside the G20 which will also be hosted in Johannesburg. So, these are the important events that will be hosted in the Great City of Johannesburg. By that time when it arrives, we should make sure that all issues around infrastructure at least we have stepped up and made sure that our infrastructure can handle the challenges that Johannesburg is faced with.

With that being said, Madam Speaker, I want to thank you for this opportunity and also say to the Democratic Alliance, yes, it's important to continue to raise concerns that your communities and your constituencies are raising and directing them to the City and to the mayor. We did receive the memorandum from your constituency this morning and we are grateful for a peaceful demonstration that you have engaged in and thank you very much."

4 CONFIRMATION OF MINUTES

(4th Special Meeting held on 18 September 2024)

The following amendments were made:

*Item 3, paragraph 2 Mokgakga to read as Mgaga;
Page 11, paragraph 2, Dad to read as Dada;
Page 12, paragraph 6, four to read as for;
Page 18, paragraph 7, Democratic to read Independent;
On page 5, Acting Speaker to read Speaker.*

(25th Ordinary Meeting held on 18 & 19 September 2024)

The following amendments were made:

Page 89, paragraph 2, Councillor Boer recorded the dissent of the VF+.

(32nd Extra-Ordinary Meeting held on 23 October 2024)

The following amendments were made:

*The notice of the minutes should read the meeting was convened virtually;
Page 9, last paragraph, rainwater should read Rand Water;
Page 14, VF+ did not abstain, voted against the item.*

RESOLVED

That the minutes of the 4th Special Meeting held on 18 September 2024, 25th Ordinary Meeting held on 18 & 19 September 2024, and 32nd Extra-Ordinary Meeting held on 23rd October 2024, as amended, be taken as read and confirmed.

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

MMC Masuku on behalf of the Executive Mayor indicated that the responses were loaded on the drive.

The Speaker afforded 15 minutes break to allow the correct speakers list to be printed.

6 ELECTIONS OF THE CHAIRPERSONS OF THE FOLLOWING SECTION 79 COMMITTEES IN TERMS OF RULE 24 OF THE STANDING RULES AND ORDERS OF COUNCIL:

- GENDER, YOUTH AND PEOPLE WITH DISABILITIES (GEYODI)
- HEALTH AND SOCIAL DEVELOPMENT

The item was considered on 28 November 2024.

7 RECOMMENDATIONS TO COUNCIL

MMC Masuku, on behalf the Executive Mayor tabled the reports of the Executive.

Chair of Chair, Council Marema tabled the reports of the Legislature.

Item 1 PERFORMANCE ASSESSMENT REPORT FOR
THE COMMUNITY DEVELOPMENT DEPARTMENT
FOR THE 2023/2024 FINANCIAL YEAR FOR THE
PERIOD OCTOBER TO DECEMBER 2023

RESOLVED

That the second quarter performance report of the Community Development Department for the 2023/24 financial year, be noted.

(COMMUNITY DEVELOPMENT)

Item 2 OVERSIGHT REPORT OF THE SECTION 79 COMMUNITY DEVELOPMENT COMMITTEE ON THE 2023/2024 SECOND QUARTER PERFORMANCE ASSESSMENT REPORT OF THE DEPARTMENT OF COMMUNITY DEVELOPMENT, FOR THE PERIOD OCTOBER TO DECEMBER 2023

RESOLVED

- 1 That Council approve the Second Quarter Budget and Performance Assessment Reports of the Department of Community Development for the period October to December 2023.
- 2 That the department clarifies to what effect is the vandalism and computer theft affecting digital transformation programs? What are remedial actions to ensure that this is addressed?
- 3 That the department provides the Committee on the repair and maintenance panel on their progress as it reported that they may not be operational for the rest of the financial year. Moreover, to highlight what measures are there to augment the lack operations by the panel?

(COJ LEGISLATURE)
(K Mdakane)
(Tel. (011) 407-7463)

Item 3 PERFORMANCE ASSESSMENT REPORT FOR THE COMMUNITY DEVELOPMENT DEPARTMENT FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD JANUARY TO MARCH 2024

RESOLVED

That the third quarter performance report of the Community Development Department for the 2023/24 financial year, be noted.

(COMMUNITY DEVELOPMENT)

- Item 4 OVERSIGHT REPORT OF THE SECTION 79
COMMUNITY DEVELOPMENT COMMITTEE
ON THE 2023/2024 THIRD QUARTER PERFORMANCE
ASSESSMENT REPORT OF THE DEPARTMENT
OF COMMUNITY DEVELOPMENT FOR FINANCIAL
YEAR JANUARY TO MARCH 2024

RESOLVED

- 1 That Council approves the third Quarter Budget and Performance Assessment Reports of the Department of Community Development, noting all observations cited in the body of the report.
- 2 That the Department provides clarity and reasons for unspent budgets and what happens to the unspent funds namely on grants such as ICT Provincial and Integrated Library Systems.

(COJ LEGISLATURE)
(K Mdakane)
(Tel. (011) 407-7463)

- Item 5 PERFORMANCE ASSESSMENT REPORT FOR
THE COMMUNITY DEVELOPMENT DEPARTMENT
FOR THE 2023/2024 FINANCIAL YEAR FOR THE
PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Community Development Department for the 2023/24 financial year, be noted.

(COMMUNITY DEVELOPMENT)

- Item 6 PERFORMANCE ASSESSMENT REPORT FOR
THE JOHANNESBURG CITY PARKS AND ZOO
(SOC) LTD FOR THE 2023/2024 FINANCIAL
YEAR FOR THE APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Johannesburg City Parks and Zoo for the 2023/24 financial year, be noted.

(JOHANNESBURG CITY PARKS AND ZOO)

- Item 7 PERFORMANCE ASSESSMENT REPORT FOR THE JOBURG CITY THEATRES (SOC) LTD FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of Joburg City Theatres for the 2023/24 financial year, be noted.

(JOBURG CITY THEATRES)

- Item 8 OVERSIGHT REPORT OF THE SECTION 79 COMMUNITY DEVELOPMENT COMMITTEE ON THE 2023/2024 FOURTH QUARTER PERFORMANCE ASSESSMENT REPORT OF THE DEPARTMENT OF COMMUNITY DEVELOPMENT, JOBURG CITY THEATRES AND JOBURG CITY PARKS AND ZOO, FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

- 1 That Council approves the fourth 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 April to June 2024, noting all observations cited in the body of the report.
- 2 That a report in relation to provincial grant of R4.6 million for Integrated Library System (ILS) which has been request for rollover submitted so that funds are not lost; the report should state whether the request was approved.
- 3 That JCT has a total of 28 KPIs, but only 25 KPIs were due for reporting in this quarter. The entity ought to explain reasons for not measuring three (3) KPIs in the fourth (4) quarter.
- 4 That a Disciplinary Committee (DC) to be established to deal with incidences that have dire effects, loss of life, and loss of property due to avoidable incidences.
- 5 That a comprehensive report on the state of Joburg Art Gallery be submitted to the Committee, this will include state of building, stolen art, if any; an update on plans of relocating artifacts at risk.
- 6 That a comprehensive report be supplied to the Committee on Library Information System R30 million tender. The report should include:
 - (1) The details of whole process from requesting quotations, specifications, companies that responded, adjudication, and awarding of tender.
 - (2) Moreover, the report should specify the need for having this tender.

- 7 That a comprehensive report on FNB stadium, Cricket wanders, and Ellis park; particularly in relation to the city’s interests.

(COJ LEGISLATURE)
 (K Mdakane)
 (Tel. (011) 407-7463)

Item 9 PERFORMANCE ASSESSMENT REPORT
 FOR THE GROUP CORPORATE AND
 SHARED SERVICES DEPARTMENT FOR
 THE 2023/2024 FINANCIAL YEAR FOR
 THE PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Group Corporate and Shared Services Department for the 2023/24 financial year, be noted.

(GROUP CORPORATE AND SHARED SERVICES)

Item 10 OVERSIGHT REPORT OF THE SECTION 79 CORPORATE
 AND SHARED SERVICES COMMITTEE ON THE 2023/2024
 FOURTH QUARTER BUDGET AND PERFORMANCE ASSESSMENT
 REPORT OF GROUP CORPORATE AND SHARED SERVICES
 FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

- 1 That Group Corporate and Shared Services Fourth Quarter Performance Report for the period April to June 2024 be approved, noting observations cited in the body of the report.
- 2 That the 2023/2024 Fourth Quarter Oversight Report of the S79 Corporate and Shared Services Committee on the 2023/2024 Fourth Quarter Performance Assessment report of Group Corporate and Shared Services for the period April to June 2024, be approved, noting the observations cited in the body of this report.
- 3 That GSHELA provides a report that details procurement plans of the expiring Red Fleet managed maintenance contract, by November 2024, in the format below:

Contract or	Goods/services provided	Start/end date	Transversal contract	Services/goods mandatory	New procurement progress

- 4 That GSHE submits the comprehensive list of assessed buildings, with assessment rating, on quarterly basis, starting from November 2024.
- 5 That GCSS provides a presentation of the completed workforce planning framework, by November 2024.

(COJ LEGISLATURE)

Item 11 PERFORMANCE ASSESSMENT REPORT FOR
DEVELOPMENT PLANNING DEPARTMENT
FOR THE 2023/2024 FINANCIAL YEAR FOR
THE PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Development Planning Department for the 2023/24 financial year, be noted.

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

Item 12 PERFORMANCE ASSESSMENT REPORT
FOR THE JOHANNESBURG DEVELOPMENT
AGENCY FOR THE 2023/2024 FINANCIAL
YEAR FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Johannesburg Development Agency for the 2023/24 financial year, be noted.

(JOHANNESBURG DEVELOPMENT AGENCY)

Item 13 OVERSIGHT REPORT OF THE DEVELOPMENT PLANNING
SECTION 79 COMMITTEE ON THE 2023/24 FOURTH QUARTER
BUDGET AND PERFORMANCE ASSESSMENT REPORTS
OF THE DEVELOPMENT PLANNING DEPARTMENT AND
THE JOHANNESBURG DEVELOPMENT AGENCY (JDA)
FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

- 1 That Council note and approve the 2023/24 Fourth Quarter Budget and Performance reports of the Department of Development Planning and Johannesburg Development Agency for the period April to June 2024, noting the observations cited in the body of this report.

- 2 That the Development Planning Department presents to the Committee the Digital Twin Concept Paper, by November 2024.
- 3 That the Development Planning Department demonstrates to the Committee the first prototype version of the Integrated Spatial Management System, by November 2024.
- 4 That the Development Planning Department provides the Committee a progress report on the implementation of the Global Environment Facility Programme, by November 2024.
- 5 That the JDA reports to the Committee on the Chris Hani Sports Complex precinct management implementation plan, by November 2024.

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

Item 14 PERFORMANCE ASSESSMENT REPORT FOR
THE ENVIRONMENT, INFRASTRUCTURE AND
SERVICES DEPARTMENT FOR THE 2023/2024
FINANCIAL YEAR FOR THE PERIOD
APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Environment, Infrastructure and Services Department for the 2023/24 financial year, be noted.

(ENVIRONMENT, INFRASTRUCTURE AND SERVICES)

Item 15 PERFORMANCE ASSESSMENT REPORT
FOR THE CITY POWER JOHANNESBURG
(SOC) LTD FOR THE 2023/2024 FINANCIAL
YEAR FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the City Power Johannesburg (SOC) Ltd for the 2023/24 financial year, be noted.

(CITY POWER JOHANNESBURG (SOC) LTD)

- Item 16 PERFORMANCE ASSESSMENT REPORT
FOR JOHANNESBURG WATER (SOC) LTD
FOR THE 2023/2024 FINANCIAL YEAR FOR
THE PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of Johannesburg Water (SOC) Ltd for the 2023/24 financial year, be noted.

(JOHANNESBURG WATER (SOC) LTD)

- Item 17 PERFORMANCE ASSESSMENT REPORT
FOR PIKITUP JOHANNESBURG (SOC) LTD
FOR THE 2023/2024 FINANCIAL YEAR FOR
THE PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of Pikitup Johannesburg (SOC) Ltd for the 2023/24 financial year, be noted.

(PIKITUP JOHANNESBURG (SOC) LTD)

- Item 18 OVERSIGHT REPORT OF SECTION 79 ENVIRONMENT AND
INFRASTRUCTURE SERVICES COMMITTEE ON THE 2023/24
FOURTH QUARTER PERFORMANCE ASSESSMENT REPORTS
OF THE ENVIRONMENT AND INFRASTRUCTURE SERVICES
DEPARTMENT(EISD), PIKITUP JOHANNESBURG,
JOHANNESBURG WATER AND JOHANNESBURG CITY POWER
FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

- 1 That Council approve the Oversight Report of the Section 79 Environment and Infrastructure Services Committee on the 2023/24 Fourth Quarter Performance Assessment Reports of the Environment and Infrastructure Services Department, Pikitup, Johannesburg Water, and Johannesburg City Power for the period 1 April to 30 June 2024 noting the observations and recommendations contained in the body of the report.
- 2 That the EISD is to submit a monthly status update report to the Committee on its ongoing meetings with City Power on the latest developments regarding the feasibility of incorporating Sandton and Soweto into City Power.
- 3 That the EISD will brief the Committee in detail on the findings of the Sustainable Energy Solutions for Informal Settlements study at the next meeting.

- 4 That Joburg Water must implement the two open recommendations (R5 in Q2 and R5 in Q3 of 2024 Section 79 Committee Oversight Reports) and update the Committee before the end of October 2024.
- 5 That City Power must implement the recommendation (R6 of Q3:2024 Section 79 Committee Oversight Report) and update the Committee before the end of October 2024.
- 6 That City Power and Joburg Water must submit reports to the Committee on the (i) maintenance conducted thus far and (ii) planned maintenance for the next financial year.

(ENVIRONMENT, INFRASTRUCTURE AND SERVICES)

- Item 19 PERFORMANCE ASSESSMENT REPORT FOR
THE HEALTH DEPARTMENT FOR THE 2023/2024
FINANCIAL YEAR FOR THE PERIOD APRIL TO
JUNE 2024

The Speaker indicated that the Health and Social Development Committee did not have a chairperson, and referred Council to Rule 131 of the Standing Rules and Orders of Council, which stated:

"Member in charge: 131

A Committee report must be presented to the Council by the Chairperson or, in her/his absence, another member of the Committee."

Councillor Ntoele (EFF) tabled the report on behalf of the Health and Social Development Committee.

RESOLVED

That the fourth quarter performance report of the Health Department for the 2023/24 financial year be noted.

(HEALTH)

(P M Ramonyane)

(Tel. (011) 407-6625)

Item 20 PERFORMANCE ASSESSMENT REPORT FOR
THE SOCIAL DEVELOPMENT DEPARTMENT
FOR THE 2023/2024 FINANCIAL YEAR FOR
THE PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Social Development Department for the 2023/24 financial year, be noted.

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

Item 21 OVERSIGHT REPORT OF THE HEALTH AND SOCIAL
DEVELOPMENT SECTION 79 COMMITTEE ON 2023/2024
FOURTH QUARTER BUDGET AND PERFORMANCE
ASSESSMENT REPORTS OF THE HEALTH DEPARTMENT
AND SOCIAL DEVELOPMENT DEPARTMENT FOR THE
PERIOD APRIL TO JUNE 2024

RESOLVED

- 1 That Council approve the Fourth Quarter Oversight Report of the Health and Social Development Section 79 Committee on the 2023/2024 Fourth Quarter Budget and Performance Assessment Report of the Health and Social Development Department for the period April to June 2024, noting the observations cited in the body of this report.
- 2 That the Department of Health invites JDA and JPC implementing agencies into Section 79 HSD Committee meeting to present their capex project there are implementing on behalf of the Health and Social Development Departments by end of November 2024.
- 3 That the Health Department invites the Department of Human Settlement to provide an update on the issue of relocation of illegal dwellers on the land earmarked for the construction of Zandspruit Clinic by end of November 2024.

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

Item 22 PERFORMANCE ASSESSMENT REPORT FOR THE HUMAN SETTLEMENT DEPARTMENT FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Human Settlement Department for the 2023/24 financial year, be noted.

(HUMAN SETTLEMENT)

Item 23 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG SOCIAL HOUSING COMPANY FOR THE 2022/2023 FINANCIAL YEAR FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Johannesburg Social Housing Company for the 2023/24 financial year, be noted.

(JOHANNESBURG SOCIAL HOUSING COMPANY)

Item 24 OVERSIGHT REPORT OF THE HUMAN SETTLEMENTS SECTION 79 COMMITTEE ON THE 2023/24 SECOND QUARTER PERFORMANCE ASSESSMENT REPORT OF THE DEPARTMENT OF HUMAN SETTLEMENTS AND THE JOHANNESBURG SOCIAL HOUSING COMPANY (JOSHCO) FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

- 1 That Council note the 2023/24 Fourth 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 2023/24 Fourth Quarter Oversight Report of the Housing Section 79 Committee on the 2023/24 Fourth Quarter Budget and Performance Assessment report of the Department of Housing and the Johannesburg Social Housing Company for the period April 2024 to June 2024, noting the observations cited in the body of this report.

(COJ LEGISLATURE)

Item 25 PERFORMANCE ASSESSMENT REPORT FOR THE PUBLIC SAFETY DEPARTMENT FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD OCTOBER TO DECEMBER 2023

RESOLVED

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

(PUBLIC SAFETY)

Item 26 OVERSIGHT REPORT OF THE SECTION 79 PUBLIC SAFETY COMMITTEE ON THE 2023/2024 4TH QUARTER PERFORMANCE REPORT OF THE DEPARTMENT OF PUBLIC SAFETY FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

- 1 That Council approve the 4th quarter Oversight Report of the Public Safety Section 79 Committee on the Department's quarterly performance report for the 2023/2024 financial year (April to June 2024).
- 2 That the Department submit a comprehensive report to the Committee on why the Department overspent by R115 million on fleet contract.

(COJ LEGISLATURE)
(Tandisizwe Sidubulekana)

Item 27 PERFORMANCE ASSESSMENT REPORT FOR THE TRANSPORT DEPARTMENT FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Transport Department for the 2023/24 financial year, be noted.

(TRANSPORT)

- Item 28 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG ROADS AGENCY (SOC) LTD FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report for the Johannesburg Roads Agency (SOC) Ltd for the 2023/24 financial year, be noted.

(JOHANNESBURG ROADS AGENCY (SOC) LTD)

- Item 29 PERFORMANCE ASSESSMENT REPORT FOR THE JOHANNESBURG METROPOLITAN BUS SERVICES FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of Johannesburg Metropolitan Bus Services for the 2023/24 financial year, be noted.

(JOHANNESBURG METROPOLITAN BUS SERVICES)

- Item 30 PERFORMANCE ASSESSMENT REPORT FOR THE METROPOLITAN TRADING COMPANY (PTY) LTD FOR THE 2023/2024 FINANCIAL YEAR FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Metropolitan Trading Company (Pty) Ltd for the 2023/24 financial year, be noted.

(METROPOLITAN TRADING COMPANY (PTY) LTD)

Item 31 OVERSIGHT REPORT OF THE TRANSPORT SECTION 79 COMMITTEE ON THE FOURTH QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE TRANSPORT DEPARTMENT, METROBUS, JOHANNESBURG ROAD AGENCY AND METROPOLITAN TRADING COMPANY FOR THE PERIOD APRIL TO JUNE 2024

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, Johannesburg Road Agency (JRA) and Metropolitan Trading Company (MTC) for the period April to June 2024 noting the observations cited in the body of this report.
- 2 That the Department is requested to provide the committee with a report explaining the failure to achieve the target related to adherence to the daily bus schedule since the beginning of this fiscal year (2023/2024).
- 3 That the Department of Transport should provide the Committee with their plan for October Transport Month to ensure alignment with national transport safety initiatives.
- 4 That the department provide the committee with a report outlining the guidelines that were followed in selecting public transport operators for capacity building through the Wits Business School program. Additionally, the department should include a feedback report detailing the outcomes and impact since the program's completion.
- 5 That the JRA to report to the Committee on their monitoring processes for damaged or vandalized traffic signals emphasizes the importance of maintaining public safety and efficient traffic management in Johannesburg. The expected report should provide insights into how effectively the JRA identifies and addresses these critical infrastructure issues.
- 6 That the JRA be requested to present the new branding for its fleet to the committee. Additionally, the committee is encouraged to conduct an oversight visit to the JRA fleet to evaluate the branding implementation firsthand.
- 7 That the Section 79 Committee member conduct an oversight to the Metrobus Transport System Centre to evaluate how the system works in monitoring or tracking day-to-day bus operation and assessing the functionality and effectiveness of the bus monitoring and tracking systems.
- 8 That the JRA provides the committee with a report outlining the resolution process for staff members who have been suspended for over 2 years while continuing to receive payment.

- 9 That the MTC presents a brief report detailing the progress of the AFC system. The report should encompass information on the implementation phases of AFC and provide insights into how the system will operate. This presentation will help keep the committee informed about the advancements, functionalities, and operational aspects of the Automated Fare Collection system.
- 10 That the MTC is requested to present to the committee on their quarter four performance, where they achieved a rate of less than 50% (specifically 33%), indicating underperformance as outlined in the Municipal Systems Act 32 of 2000.
- 11 That the MTC provide Section 79 Transport Committee with a report regarding the GCFO and GFIS investigations outcomes regarding the collection of money owed by debtors as it affects revenue collection performance and increases shareholder loan interest per quarter, during the next committee meeting.

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

Item 32 PERFORMANCE ASSESSMENT REPORT FOR
THE OFFICE OF THE CITY MANAGER FOR
THE 2023/2024 FINANCIAL YEAR FOR THE
PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report for the Office of the City Manager for the period April to June 2024 be noted.

(OFFICE OF THE CITY MANAGER)
(Kedibone Semanya)
(Tel. (011) 407-6015)

Item 33 OVERSIGHT REPORT OF THE GOVERNANCE SECTION 79 COMMITTEE ON THE FOURTH QUARTER PERFORMANCE ASSESSMENT REPORTS OF THE OFFICE OF CHIEF OPERATIONS OFFICER, OFFICE OF THE CITY MANAGER, GROUP STRATEGY POLICY COORDINATION AND RELATIONS, GROUP GOVERNANCE, CITIZEN RELATIONS AND URBAN MANAGEMENT, GROUP COMMUNICATIONS AND MARKETING, GROUP LEGAL AND CONTRACT, GROUP RISK AND ASSURANCE SERVICES AND GROUP FORENSIC AND INVESTIGATION SERVICES FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

- 1 That Council notes the 2023/24 Fourth Quarter Budget and Performance Reports of the Office of the Chief Operation Officer, Office of the City Manager, Group Strategy Policy Coordination and Relations, Group Governance, Citizen Relations and Urban Management, Group Communications, and Marketing, Group Legal and Contract, Group Risk and Assurance Services and Group Forensic and Investigation for the period April to June 2024.
- 2 That Council adopts the Oversight Report of the Office of the Chief Operation Officer, Office of the City Manager, Group Strategy Policy Coordination and Relations, Group Governance, Citizen Relations and Urban Management, Group Communications and Marketing, Group Legal and Contract, Group Risk and Assurance Services and Group Forensic, and Investigation for the period April to June 2024 noting the observations made in the body of the report.
- 3 That OCM and Group Legal and Contracts develop strategy to reduce the cost and volume of litigation instituted against the city and instituted by the city report back during the committee meeting in November 2024.
- 4 That OCM assist GFIS with implementation of recommendations from investigations by departments and entities to fast track the process and report back during the committee meeting in November 2024.

(COJ LEGISLATURE)
(Doctor Mpondo)
(Tel. (011) 407-7301)

- Item 34 PERFORMANCE ASSESSMENT REPORT FOR THE CITY OF JOHANNESBURG LEGISLATURE DEPARTMENT FOR THE 2023/2024 FINANCIAL YEAR FOURTH QUARTER FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

That Council note the fourth quarter performance report of the City of Johannesburg Legislature Department for the 2023/24 financial year.

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

- Item 35 OVERSIGHT REPORT OF OCOL ON THE 2023/24 FOURTH QUARTER BUDGET AND PERFORMANCE ASSESSMENT REPORT OF THE LEGISLATURE OF THE CITY OF JOHANNESBURG FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

That Council approve the 2023/24 Fourth Quarter Budget and Performance Assessment Report of the Legislature for the period April to June 2024.

(COJ LEGISLATURE)

- Item 36 PERFORMANCE ASSESSMENT REPORT FOR THE OFFICE OF THE OMBUDSMAN FOR THE 2023/2024 FINANCIAL YEAR FOURTH QUARTER FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

That Council note the 2023/24 Fourth Quarter Budget and Performance Assessment Report for the Office of the Ombudsman for the period April to July 2024

(OFFICE OF THE OMBUDSMAN)
(Puleng Hlatshwayo)
(Tel. (011) 288-2800)

- Item 37 OVERSIGHT REPORT OF OCOL ON THE 2023/24
FOURTH QUARTER BUDGET AND PERFORMANCE
ASSESSMENT REPORT OF THE LEGISLATURE OF
THE CITY OF JOHANNESBURG OFFICE OF THE
OMBUDSMAN FOR THE PERIOD APRIL TO
JUNE 2024

RESOLVED

That Council approve the 2023/24 Fourth Quarter Budget and Performance Assessment Report of the Office of the Ombudsman for the period April to July 2024, noting the observations cited in the body of this oversight report.

(COJ LEGISLATURE)

- Item 38 APPROVAL OF THE SPATIAL
DEVELOPMENT FRAMEWORK 2040 (2024)

RESOLVED

That the draft Spatial Development Framework (SDF) 2040 (2024) be approved and adopted as Council policy.

(DA Dissenting)

(DEVELOPMENT PLANNING)
(M Maphumulo)
(Tel. (011) 407-6611/081 433 0599)

The Whip of Council requested 15 minutes caucus break with the Whippers, and the Speaker acceded to the request.

Following the caucus break, the Whip of Council, on behalf of the Whippers requested the Speaker to adjourn the Council meeting and resume tomorrow.

At this point, the time being 19:31, the Speaker acceded to the request of the Whippers and adjourned the meeting.

On resumption, Thursday, 28 November 2024, the following Councillor were present

MEMBERS PRESENT

The Speaker: Councillor M N Mthembu

The Executive Mayor: Councillor S E Morero

Abdool, F	Galeshewe, T M
Amad, T	Gantsho, L
Aphane, J D	Goosen, J W
Arnolds, M S	Gwamanda, K
Atterbury, E	Harman, L J
Avant-Smith, C	Harris, R
Baloyi, D L	Hlatshwayo, S M
Benjamin, R F	Hoén, J N
Bini, L	Hooper, R S
Bittkau, R	Horwitz, J
Boer, C	Huggett, E A
Bolani, M G	Hughes, Z
Brand, D G	Jacobs, B
Buthelezi, T C	Jacobs, K
Campbell-Cloete	Johnson, N
Chabalala, M D	Jonker, N
Chame, F	Kaldine, J
Chauke, K L	Karolia, Y
Cherry, J	Kgeletsane, M O
Chetsanga, H	Khanyile, N M
Christians, A	Khomongoe, N
Chuma, A T	Khumalo, X I
Coogan, L C	Koekemoer, M
Cook, M	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
Dauids, M	Lefutso, L
Dauids-Green, L C	Leshilo, R S
De Lange, F C	Liebenberg, E
Deppe, A J	Lobi, M
Dewes, D S	Louw, M A
Dladla, D	Maake, M J
Dlamini, B	Mabaso, M P
Durand, G V M	Mabelebele, S S
Echeozonjoku, B C	Mabidilala, M P
Edward, N	Mabuke, T A
Finn, C E	Mabunda, T E
Foley, D T	Mabuza, S K L
Francisco, D B	Madiba, T J

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

Ntombela, M J	Shumba, K A
Ntshidi, T E	Sifumba, N
Nyaqela, MM	Simelane, P
Nyembe, M M	Simelane, S O
Nyembe, Z P	Simonse, L C
Nzimande, C	Sindani, F P
Papo, M M	Smit, P A
Pelzer, R	Steenkamp, D
Phometsi, P S	Stewart, A J
Pietersen, J	Suddaby, J
Pietersen, N	Supe, N P
Radebe, N P	Tabane, M C
Radebe, T T	Tefu, P V
Raholane, M W	Telekoa, A T
Rakosa, P M	Tshedo, J G
Ramafikeng, D J	Tshehlo, G J
Rambani, N S	Tsotetsi, L Y M
Raphadu, A T	Van der Merwe, M
Raseruthe, S H	Van Dyk, N J
Reddy, V M	Van Wyk, W M
Roberts, F C	Wax, K P
Rohlssen, C K	Williams, M C
Santana, C G	Wilskut, D
Schay, D	Wissler, S T J
Seerane, M K	Xuma, L
Sehoai, R J	Zazini, A
Sekhu, M V	Zigebe, Y L
Sekwaila, B J	Zitha, S L
Shackleford, L M	Zondo, L T
Shange, P A	Zungu, N G
Shawe, Z	Zwane, S

1 OPENING

The Speaker requested Council to observe a moment of silence for prayer or meditation.

The Speaker welcomed the Executive Mayor of the City of Johannesburg, Councillor Sello Morero; Whip of Council, Councillor Nkosephayo Zungu; Chair of Chairs, Councillor Vhonani Marema; all political party leaders and whips; Members of the Mayoral Committee; Chairpersons of the Section 79 Committees; fellow Councillors; City Manager, Mr Floyd Brink, Secretary to Council, Mr Andile Gobinca; officials of the City of Johannesburg; residents of the City of Johannesburg; members of the Media; ladies and gentlemen to the continuation of the 26th Ordinary Council meeting of the City of Johannesburg municipality.

The Speaker thereafter welcomed members of the Student Council who will be observing Council proceedings, Councillor Mbalenhle Dlamini, Junior Speaker of Council; Councillor Nikhil Lalla, Student Protocol Officer; Councillor Mpilo Kunene, Deputy Speaker; Councillor Mpumelelo Msipha, Protocol Officer.

The Speaker allowed 10 minutes for Legal to verify the number of Councillors present in the meeting so as to confirm quorum. She indicated that there are 168 Councillors present in the Chamber and confirmed quorum.

2 APPLICATIONS FOR LEAVE OF ABSENCE

The following apologies were granted:

<i>Councillor Amod, C J</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Truluck, T F</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Rahn, N J</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Mazibuko, A L</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Ponsonby, D A</i>	<i>:</i>	<i>Council Business</i>
<i>Councillor Mokoena, M S</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Jainoodeen, Z</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Magwaza, B L P</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Makhafola, E</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Molefe, E W</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Molala, S M</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Nhlapo, C P</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Tshwaku, M</i>	<i>:</i>	<i>Party Business</i>
<i>Councillor Tambani, P S</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Twala, Y A</i>	<i>:</i>	<i>Ill Health</i>
<i>Councillor Molefe, S B</i>	<i>:</i>	<i>Private Business</i>
<i>Councillor Fourie-Shawe, C</i>		
<i>Councillor Ramaru, G</i>		
<i>Councillor Sherman, G J</i>		
<i>Councillor Mnisi, M</i>	<i>:</i>	<i>Private Business</i>

The following Councillors will be coming in late:

Councillor Davids, M
Councillor Bolani, M G
Councillor Telekoa, A T
Councillor Coogan, L C
Councillor Chabalala, M D
Councillor Mhlongo TA
Councillor Shumba, KA
Councillor Chame, F
Councillor Steenkamp, D
Councillor Jacobs, K
Councillor Jonker, N
Councillor Echeozonjoku, B C

Councillor Hoén, J N
Councillor Finn, C E
Councillor Moloisane, D
Councillor Hooper, R S

The following Councillors requested to leave early:

Councillor Davids-Green L : 12:00 and will be back at 14:00
Councillor Arnolds M : 13:00 for Council Business
Councillor Cook M : 16:30
Councillor Harris R : 14:30
Councillor Nkokou T : 18:00 for Council business
Councillor Sekwaila J : 12:00
Councillor Davids, M : 12:30
Councillor Deppe, A J : 16:00
Councillor Dewes, D S : 18:00

VF+ requested to leave early if Council is still in session by 23:00

3 ELECTIONS OF THE CHAIRPERSONS OF THE FOLLOWING SECTION 79 COMMITTEES IN TERMS OF RULE 24 OF THE STANDING RULES AND ORDERS OF COUNCIL:

- **GENDER, YOUTH AND PEOPLE WITH DISABILITIES (GEYODI)**
- **HEALTH AND SOCIAL DEVELOPMENT**

The Speaker indicated that the Elections of the Section 79 Chairpersons will be done in accordance with Rule 24 of the Standing Rules and Orders of Council. In this instance, the voting shall be by show of hands on the basis that the aforesaid positions are not part of Schedule 3 to the Municipal Structures Act 1998 (Act 117 of 1998) as amended. The procedure set out in this Schedule applies whenever a Municipal Council meets to elect a Speaker, an Executive Mayor, a Deputy Executive Mayor, a Mayor or a Deputy Mayor or the Whip of Council.

She indicated that she had issued nomination forms to all Political Party Whips for political parties to submit nominations for the position of the Chairpersons of the Section 79 GEYODI and Health and Social Development Committees.

(1) CHAIRPERSON: GEYODI

The Speaker announced that she had received one nomination proposed by Councillor Abdool (UIM) and seconded by Councillor Magwentshu (ATM), nominating Councillor Zigebe (UDM).

She stated that the forms had been correctly filled and duly signed by the proposer, seconder, and nominee. She, thereafter, requested the proposer, seconder, and nominee to read out the nomination and the acceptance, respectively, for record purposes.

Councillor Abdool (UIM), followed by Councillor Magwentshu (ATM) accordingly read out the nomination proposing and seconding the nomination of Councillor Zigebe.

Councillor Zigebe (UDM) read out the acceptance.

The Speaker declared Councillor Zigebe (UDM) duly elected as the Chairperson of the Gender, Youth and People with Disabilities (GEYODI) Section 79 Committee and congratulated him on his election.

Councillor Christians (DA) rose on Rule 84 and said that the Democratic Alliance chose to abstain from nominating and voting on the item because their candidate was elected last time they had nominated a Councillor. A frivolous motion of no confidence was tabled and passed by Council.

(2) HEALTH AND SOCIAL DEVELOPMENT

The Speaker announced that she had received two nominations proposed by Councillor Mhlongo (AIC) and seconded by Councillor Karolia (AL JAMA-AH), nominating Councillor Amad (AL JAMA-AH). The second nomination was received from Councillor Modukanene (ActionSA) and seconded by Councillor Mashala (ActionSA) nominated Councillor Wissler (ActionSA).

Councillor Modukanene (ActionSA) withdrew her nomination.

The Speaker stated that the form had been correctly filled and duly signed by the proposer, seconder, and nominee. She, thereafter, requested the proposer, seconder, and nominee to read out the nomination and the acceptance, respectively, for record purposes.

Councillor Mhlongo (AIC), followed by Councillor Karolia (AL JAMA-AH), accordingly read out the nomination, proposing and seconding the nomination of Councillor Amad (AL JAMA-AH).

Councillor Amad (AL JAMA-AH) read out the acceptance.

The Speaker indicated that after the withdrawal of the nomination by Councillor Modukanene (ActionSA), there was only one nomination, and declared Councillor Amad (AL JAMA-AH) duly elected as Chairperson of the Health and Social Development Section 79 Committee and congratulated him on his election.

Councillor Christians (DA) rose on Rule 84 and said that the Democratic Alliance abstains from the item because they did not believe Councillor Ahmad would make a good Chairperson.

Councillor Harris (ACDP) registered the dissent of the ACDP, citing that Council should not have a divisive Chairperson.

4 RECOMMENDATIONS TO COUNCIL

The Speaker reminded Council that yesterday she had received a request from the Executive to include 2 additional items in the agenda, Items 146 and 147 as urgency reports. The Executive made a further request to elevate all HR items, (Items 143, 144, 145 and 146). Furthermore, the Whip of Council requested that items 65 and 123 be elevated and confirmed that she had acceded to the said requests.

Item 39 REQUEST FOR APPROVAL: DRAFT INFORMATION RESOURCES COLLECTION DEVELOPMENT POLICY FOR THE PUBLIC LIBRARIES OF THE CITY OF JOHANNESBURG (formerly "Policy for the Selection of Materials, 2003")

RESOLVED

That the Draft Information Resources Collection Development Policy for the Public Libraries of the City of Johannesburg, be approved by Council.

(COMMUNITY DEVELOPMENT)

(Ms. A Lourens)
(Tel. (011) 226-0934)

Item 40 LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 - AMENDMENTS TO THE MUNICIPAL SUPPLY CHAIN MANAGEMENT REGULATIONS CITY OF JOHANNESBURG SUPPLY CHAIN MANAGEMENT POLICY

RESOLVED

- 1 That Council notes the amendments to the Regulations on Supply Chain Management by the Minister of Finance.
- 2 That the amendments to the Regulations on Supply Chain Management by the Minister of Finance be adopted and read into the CoJ Supply Chain Management Policy, as amended, and approved by Council on 31 October 2023.
- 3 That the amendments to the Regulations on Supply Chain Management by the Minister of Finance be communicated City-wide.

(GROUP FINANCE)

(SUPPLY CHAIN MANAGEMENT)

(Mr. B Mntambo)
(Tel. (011) 407 6342)

Item 41 CITY OF JOHANNESBURG METROPOLITAN
MUNICIPALITY: 2023/24 INFRASTRUCTURE
ASSET MANAGEMENT (IAM) POLICY

RESOLVED

That the 2023/24 CoJ Infrastructure Asset Management Policy be approved by Council.

(DA dissenting)

(CHIEF OPERATIONS OFFICER)
(Director: Infrastructure Planning and Coordination)
(Kamini Pillay)
(Tel. 082 559 3739)

Item 42 APPROVAL OF THE INTEGRATED WASTE
MANAGEMENT POLICY AND PLAN FOR
THE CITY OF JOHANNESBURG

RESOLVED

That Council approve and adopt IWMP for implementation by various departments, municipal entities, residents of the City and any other Waste Management Activities.

(ENVIRONMENT, INFRASTRUCTURE AND SERVICES)
(Makhosazana Baker)
(Director: Waste Management and Regulation)
(Tel. (011) 082-3597)

Item 43 S79 COMMUNITY DEVELOPMENT COMMITTEE
OVERSIGHT TO RIETKUIL WILDLIFE
CONSERVATION FARM

MMC Mabaso asked for clarity, citing that there had been an established principle in the House where oversight visit reports are just tabled by Chairpersons without any debate. He asked for clarity in relation to MMCs having to respond to oversight reports.

The Chair of Chairs said that it was agreed in principle that the oversight reports would not be debated and was equally puzzled as to why such was changed. He said that precedent was set just to note oversight reports. In the spirit of not stifling debates in Council, he requested that the Whip of Council engage with the whippers to find each other as many reports had to be debated.

The Speaker indicated that the names of Councillors had been submitted to speak on the oversight visit items and agreed that the Whip of Council should engage the whippers and provide direction.

The Whip of Council said that it was concerning to him that the whippers would have discussions and agree on certain things. But when they get to Council the agreement changes making the whippers look like they do not perform their function properly. He further said that it was precedent that was known that Council will not debate oversight reports and was not sure if the whips were not effectively communicating the outcome with their caucuses.

The Speaker granted 10 minutes break for the whippers to convene and decide on the matter.

Following the caucus break, the Whip of Council reported that most whips agreed that it was a norm that oversight reports were not debated. The DA and the VF+ believed that their caucuses would like to speak on the oversight reports. The whippers thereafter suggested that the decision be taken by a vote.

Councillor da Gama (DA) agreed that the decision had been made at the time through the involvement of the whippers and he believed that the MMCs should respond to the oversight reports in writing. He further said that MMCs never responded to the issues raised in the reports and that the reports affected several departments that should respond to them.

MMC Mabaso said that the oversight reports were tabled in Council as the Committees' reports, and after approval by Council, the reports thereafter go to the departments for implementation. He said that the MMCs can only speak on the reports once the Council approves them, and that process cannot be changed now unless Councillor da Gama referred the Council to the Rule that spoke to what he had said. He said that the process that the Speaker was trying to establish was wrong.

The Speaker asked the whips of the Democratic Alliance and the Freedom Front Plus to confirm if it was agreed that a vote would decide if Council should debate or not debate the oversight reports.

In his response, Councillor de Lange (VF+) said that in the discussion with the whippers he did emphasize that during the Multiparty Government and the GLU, the oversight reports were not debated and that the Standing Rules and Orders of Council were silent on the issue. He said that different whips were representing their caucus view, and it was a good idea to put it to the vote because it had been an unwritten Rule that needed to be decided on.

Councillor Avant-Smith C (DA) said that the DA caucus want to be able to debate the oversight reports. The decision to vote on the matter was taken by the majority of the whippers and not all the whips.

The Whip of Council in his response said that it was the decision of the whippers to put the matter to a vote.

Councillor Christians (DA) referred to the comments by MMC Mabaso, and said it was indeed an established principle that MMCs do not respond to oversight reports of the Committees. because in terms of the Rules, there was a period they would be expected

to respond to the reports. He thereafter referred Council to Rule 148 (1), which allowed for freedom of speech and debate, reinforced by Rule 18 (4). He added that the whippersy was challenging the decision made by the Speaker, which was illegal because there was a process to follow.

Councillor Nonkumbi (ANC) said that the oversight reports were debated in the Committees, and thereafter noted that the Whip of Council had provided direction as agreed by the whippersy to put the matter to a vote.

Councillor Boer (VF+) said that Council debates quarterly oversight reports from the Committees and, as a result, felt that the oversight visit reports can be equally debated in Council.

The Speaker put the matter to a vote, and the results are as follows:

FOR THE DEBATE: 4

AGAINST THE DEBATE: 162

ABSTENTIONS: 59

The Speaker thereafter said that the vote would be noted as the decision of the majority of Councillors in the House.

Councillor Christians (DA) rose on Rule 84 and registered the dissent of the Democratic Alliance and said the decision to put the matter to a vote was illegal because Rule 72A had been negated.

Councillor de Lange (VF+) asked that the matter be referred to the Rules Committee to ensure that Council was within the Rules because the Rules were silent on the matter.

Following discussion, the oversight visit reports were considered in line with the results of the voting process on whether to debate or not debate the said reports.

RESOLVED

- 1 That Council approve the Oversight Report on the Rietkuil Conservation Farm that is run by Johannesburg City Parks and Zoo (JCPZ).
- 2 That JCPZ, in the next meeting, provides a report detailing the following:
 - (1) Animal feed budget spent monthly
 - (2) Farm equipment inventory highlighting the exchange/borrowing relationship with farming community
 - (3) How they deal with cases of damage or injuries (possible liability) during use of farm equipment to neighbors.

(COJ LEGISLATURE)

(Khayelihle)

(Tel. (011) 407-7450)/ 083458 5855)

Item 44 S79 COMMUNITY DEVELOPMENT COMMITTEE
STATE OF READINESS OF SWIMMING POOLS

RESOLVED

- 1 That Council approves Oversight Visit Report on the state of swimming pools.
- 2 That Ennerdale Extension 9 Swimming Pool: that the department provides a comprehensive report on the state of the pool; the report should include:
 - (1) The root cause of vandalism in this swimming pool and what action were taken to prevent it; and how those measures failed?
 - (2) What budget, if any, is allocated for Ennerdale and what timelines exist for repairing the swimming pool?
 - (3) What plans, if any, that exist to prevent such incidence to occur in other swimming pools?
- 3 That the department must submit reports on the Orange Farm Multipurpose Centre and Pool:
 - (1) The report must include a response why there is no electric connectivity and detail why there has not been one for the past 5 years.
 - (2) The report must indicate why is the pool not used and why there is no personnel in that facility.
- 4 That a security report must be submitted to the Committee on the Moletsane Swimming Pool; and that privacy measures (such as net) be erected in order to prevent prying eyes that inconvenience pool users.
- 5 That the department needs to supply the state of pool heating pumps in all swimming pools. The report must include the value and maintenance schedules.
- 6 That the department establishes a 'caretaker policy' for the facilities in order to prevent misuse and illegal occupation of its centres.
- 7 That the department submits a report to the Committee on the state of readiness of swimming pool for the season.

(COJ LEGISLATURE)

(Khayelihle)

(Tel. (011) 407-7450)/ 083458 5855)

Item 45 SECTION 79 ENVIRONMENT AND INFRASTRUCTURE
SERVICES COMMITTEE'S OVERSIGHT VISIT TO KYA
SANDS LANDFILL SITE (PIKITUP) ON 1 OCTOBER 2024

RESOLVED

- 1 That Council approves this oversight visit report, noting the observations and recommendations cited in the body of this report.
- 2 That Pikitup will present to the Committee during its Strategic workshop (8-10 October 2024) on its challenges in managing the closed landfill site and detail how it can be capacitated.

(COJ LEGISLATURE)

Item 46 SECTION 79 ENVIRONMENT AND INFRASTRUCTURE
SERVICES COMMITTEE'S OVERSIGHT VISIT TO
ZANDSPRUIT INFORMAL SETTLEMENT VIP TOILETS
(JOBURG WATER) ON 1 OCTOBER 2024

RESOLVED

- 1 That Council approves this oversight visit report, noting the observations and recommendations cited in the body of this report.
- 2 That the Joburg Water will present to the Committee during its Strategic workshop (8-10 October 2024) remedial actions to be taken to ensure regular draining and servicing of the VIP toilets in the Zandspruit informal settlement.

(COJ LEGISLATURE)

Item 47 SECTION 79 ENVIRONMENT AND INFRASTRUCTURE
SERVICES COMMITTEE'S OVERSIGHT TO HURSTHILL
RESERVOIRS (JOBURG WATER) ON 16 OCTOBER 2024

RESOLVED

- 1 That Council approves this oversight visit report, noting the observations and recommendations cited in the body of this report.
- 2 That the councillors will submit the detailed questions to the Committee's coordinator by 28 October 2024, for consolidation and to be sent to Joburg Water.
- 3 That a formal debriefing meeting will be convened in November, where Joburg Water will respond to questions and present short-term action plans to address water supply challenges and improve the performance of the Hursthill and the entire Commando system.

- 4 That Joburg Water will submit a report and its presentation a week before the formal debriefing meeting.

(COJ LEGISLATURE)

Item 48 OVERSIGHT VISIT REPORT OF THE SECTION 79
FINANCE COMMITTEE TO SMIT STREET AND
MAIN REEF STORES ON THE 22ND OCTOBER 2024

RESOLVED

- 1 That the Council approve the oversight visit report noting the observations cited in the body of the report.
- 2 That the Group Finance Department provide a report on the total shrinkage per store from July 2023 – October 2024. The report is to be submitted to the Section 79 Finance Committee by December 2024.
- 3 That the Group Finance Department provide a report on the total amount of obsolete stock per store, with details of every item (i.e. the number of units per item, cost per item and purchase date). The report must also indicate what steps have been taken to address the obsolete stock that has been stored at Smit Street for ±15 years. The report is to be submitted to the Section 79 Finance Committee by December 2024.
- 4 That the Group Finance Department provide a report explaining why the cameras are non-functional at the Main Reef Store and what plans are in place to ensure they will be operational. The report is to be submitted to the Section 79 Finance Committee by December 2024.
- 5 That the Group Finance Department provide a report on why there is limited supply of A4 paper and what measures are in place to correct the related contractual issues. The report is to be submitted to the Section 79 Finance Committee by December 2024.
- 6 That Group Finance Department provide an OHASA report for the Smit Street Store. The report is to be submitted to the Section 79 Finance Committee by December 2024.
- 7 That the Group Information Communication and Technology Department provide a report outlining the process of procuring new printers and how this is communicated to user departments. It was indicated that the procurement of new printers renders the old printers and the associated orders of cartridges obsolete as these are not properly communicated. The report is to be submitted to the Section 79 Finance Committee by December 2024.

- 8 That the Group Finance Department provide a report indicating the reasons for the high levels of procurement of paper by the Joburg Metropolitan Department. The report is to be submitted by December 2024.

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

Item 49 OVERSIGHT VISIT TO PHASE 1C(a)
ALEXANDRA DEPOT BY TRANSPORT
SECTION 79 COMMITTEE ON THE 2nd
OF SEPTEMBER 2024

RESOLVED

- 1 That they Accelerate the Search for a Permanent Depot Site: The city should expedite the search for a suitable 10-hectare site for the new depot. This would provide a long-term solution and allow the city to fully realize its original vision for the depot.
- 2 That they Strengthen Land Management Policies: The city should review and strengthen its land management policies to prevent future encroachments on public land. This could include more proactive monitoring of city-owned properties and faster legal action when encroachments are detected.
- 3 That they Engage with Local Communities: To prevent further encroachment and foster goodwill, the city should engage with local communities, including those in informal settlements. Collaborative approaches that include relocation assistance or integration of these communities into the city's development plans could help mitigate conflict and ensure smoother project implementation.
- 4 That they Enhance Security Measures: Until a permanent solution is found, the city should enhance security measures on the remaining unoccupied land to prevent further encroachment. This could include physical barriers, increased patrols, and the use of surveillance technology.
- 5 That they Reevaluate Access Routes: Given the challenges with the current access routes, the city should reassess the planned routes for buses and explore alternative options that minimize operational inefficiencies.

(TRANSPORT)

Item 50 OVERSIGHT VISIT TO PHASE 1C(a)
 SELBY DEPOT BY TRANSPORT
 SECTION 79 COMMITTEE ON THE 2nd
 OF SEPTEMBER 2024

RESOLVED

- 1 That the Selby BRT depot prioritizes the timely completion of its modernized facilities, such as the administration building and ITS control center, to enhance operational efficiency and safety.
- 2 That the ITS control center should involve representatives from various city departments, including disaster management, to ensure real-time response to emergencies and operational issues.
- 3 That the Department optimizes depot operations to reduce "dead mileage" and increase efficiency, especially for key routes like Sandton to Alexandra and Parktown to Alexandra.
- 4 That the Department continues implementing environmentally friendly features, such as energy-efficient lighting and water recycling systems, to promote sustainability.

(TRANSPORT)

Item 51 S79 PETITIONS STANDING COMMITTEE
 OVERSIGHT VISIT TO SOWETO,
 19TH AUGUST 2024

RESOLVED

- 1 That the Petitions Unit should always ensure that matters for oversight pertain to petitions that are active and relevant at the time of selection.
- 2 That the Chairperson should work with the support staff to ensure that oversights are not fruitless expenditures.

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

Item 52 PUBLIC PARTICIPATION PROCESSES CONDUCTED
ON THE AMENDMENTS OF PUBLIC ROADS AND
PUBLIC TRANSPORT BY-LAWS

RESOLVED

- 1 That Council approve the amendments of the Public Roads and Public Transport By-law with the necessary and recommended amendments, noting input from members of the public as highlighted above, in terms of Rule 142(2) of the Standing Rules and Orders of Council: 2016.
- 2 That the Section 79 Transport Committee effected the changes to amendments of Public Roads and Public Transport By-law as highlighted in the body of this report and changes to be affected prior to the tabling of this report in Council.
- 3 That Council require the Section 79 Transport Committee to cause the publication of the approved by-laws in the Provincial Gazette in terms of the provisions of Rule 145 of the Standing Rules and Orders of Council: 2016.

(COJ LEGISLATURE)

(Dr. T Mawasha)

(Tel. (011) 407-7301/(011) 874 1924)

Item 53 TERMS OF REFERENCE – SECTION 79
COMMITTEE: ENVIRONMENT AND
INFRASTRUCTURE SERVICES

RESOLVED

That Council approves the amended Terms of Reference attached as Annexure B.

(COJ LEGISLATURE)

Item 54 POLICY ON THE ADMINISTRATIVE
SUPPORT SERVICES AND TOOLS OF
TRADE FOR COUNCILLORS

RESOLVED

That Council approves the Policy on the Administrative Support Services and Tools of Trade for Councillors.

(COJ LEGISLATURE)

(SHIRLYN SEROBATSE)

(COUNCILLOR AFFAIRS & SUPPORT SERVICES)

(Tel. (011) 407-7487)

Item 55 REQUEST TO RESCIND
THE CIVIC FUNERAL POLICY

RESOLVED

- 1 That the Civic Funeral Policy approved by Council in 2002 and 2010, respectively, be rescinded by Council.
- 2 That the Legislature explore an alternative policy in this regard.

(COJ LEGISLATURE)
(Shirlyn Serobatse)
(COUNCILLOR AFFAIRS & SUPPORT SERVICES)
(Tel. (011) 407-7487)

Item 56 PERFORMANCE ASSESSMENT REPORT FOR
THE GROUP FINANCE DEPARTMENT FOR THE
2023/2024 FINANCIAL YEAR FOR THE PERIOD
APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Group Finance Department for the 2023/24 financial year, be noted.

(GROUP FINANCE)
(OFFICE OF THE GROUP HEAD)
(STRATEGIC MANAGEMENT SERVICES)
(Z. Tshezi)

Item 57 PERFORMANCE ASSESSMENT REPORT
FOR THE GROUP INFORMATION
COMMUNICATION TECHNOLOGY
DEPARTMENT FOR THE 2023/2024
FINANCIAL YEAR FOR THE PERIOD
APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Group Information Communication Technology for the 2023/24 financial year, be noted.

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

Item 58 OVERSIGHT REPORT OF THE SECTION 79
FINANCE COMMITTEE ON THE 2023/24 SECOND
QUARTER PERFORMANCE ASSESSMENT REPORTS
OF THE GROUP FINANCE DEPARTMENT AND GROUP
INFORMATION COMMUNICATION TECHNOLOGY
DEPARTMENT FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

- 1 That Council approves the 2023/24 Fourth Quarter Performance Assessment report of the Group Finance Department and Group Information Communication Technology Department for the period April to June 2024.
- 2 That Council approves the 2023/24 Fourth Quarter Oversight Report of the Section 79 Finance Committee on the 2023/24 Fourth Quarter Budget and Performance Assessment report of the Group Finance Department and Group Information Communication Technology Department for the period April to June 2024 noting the observations cited in the body of this report.
- 3 That the Group Finance Department provide a report explaining whether the Department will review the percentage collection of revenue indicator to include rand value of revenue collected as opposed to the percentage rate only. It must indicate whether a review can be done during the mid-term adjustment process. The report is to be submitted to the Section 79 Finance Committee by December 2024.
- 4 That the Group Finance Department provide a report addressing the concerns raised by the Committee on grant funding in the body of this report. In addition, the Department must provide accurate information on actual spent for all grants and the total unspent amount of all conditional grants for the financial year 2023/24. The report is to be submitted to the Section 79 Finance Committee by December 2024.
- 5 That the Group Finance Department provide a report explaining the high turnover rate of staff and the level of employment of these employees and what measures are in place to retain skilled staff to secure institutional knowledge. The report is to be submitted to the Section 79 Finance Committee by December 2024.
- 6 That the Group Information Communication and Technology Department together with Group Finance provide a report on the timelines regarding the delivery date and scope of delivery of the mSCOA project noting the requirements in terms of mSCOA compliance from National Treasury. The report is to be submitted to the Section 79 Finance Committee by December 2024.

(COJ LEGISLATURE)
(A Bhaga)

Item 59 PERFORMANCE ASSESSMENT REPORT FOR
THE ECONOMIC DEVELOPMENT DEPARTMENT
FOR THE 2023/2024 FINANCIAL YEAR FOR
THE APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Economic Development Department for the 2023/24 financial year, be noted.

(ECONOMIC DEVELOPMENT)
(Sihle Buthelezi)

Item 60 PERFORMANCE ASSESSMENT REPORT FOR
THE JOHANNESBURG TOURISM COMPANY FOR
THE 2023/2024 FINANCIAL YEAR FOR THE
PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Johannesburg Tourism Company for the 2023/24 financial year, be noted.

(JOHANNESBURG TOURISM COMPANY)

Item 61 PERFORMANCE ASSESSMENT REPORT FOR
JOBURG PROPERTY (SOC) LTD THE FOR THE
2023/2024 FINANCIAL YEAR FOR THE
PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Joburg Market (SOC) Ltd for the 2023/24 financial year, be noted.

(JOBURG MARKET (SOC) LTD)

- Item 62 PERFORMANCE ASSESSMENT REPORT FOR
JOBURG MARKET (SOC) LTD THE FOR THE
2024/2025 FINANCIAL YEAR FOR THE
PERIOD APRIL TO JUNE 2024

RESOLVED

That the fourth quarter performance report of the Joburg Market (SOC) Ltd for the 2023/24 financial year, be noted.

(JOBURG MARKET (SOC) LTD)

- Item 63 OVERSIGHT REPORT OF THE ECONOMIC DEVELOPMENT
SECTION 79 COMMITTEE ON THE 2023/24 FOURTH QUARTER
PERFORMANCE ASSESSMENT REPORTS OF THE DEPARTMENT OF
ECONOMIC DEVELOPMENT, JOBURG TOURISM COMPANY (JTC), JOBURG
FRESH PRODUCE MARKET (JM) AND JOHANNESBURG PROPERTY
COMPANY (JPC) FOR THE PERIOD APRIL TO JUNE 2024

RESOLVED

That Council approves the 2023/24 fourth quarter budget and performance assessment report for the Department of Economic Development (DED), Johannesburg Property Company (JPC), Johannesburg Fresh Produce Market (JM) and Joburg Tourism Company noting the observations cited in the body of the report.

(COJ LEGISLATURE)

- Item 64 REQUEST TO RECOMMEND POLICY FOR
APPROVAL BY COUNCIL AMENDED:
APPOINTMENT OF COMMUNITY LIAISON
OFFICERS POLICY

WITHDRAWN

(COJ LEGISLATURE)

(Community Participation & Ward Governance)

(Humphrey Manamela)

(Acting Director : Community Participation & Ward Governance)

Item 65 TERMS OF REFERENCE –
MULTI PARTY WHIPPERY FORUM

RESOLVED

That Council approves the establishment of the Multi Party Whippery Forum (MPWF) and its Terms of Reference.

(COJ LEGISLATURE)
(Mokgano Leshalabe)
(Acting Deputy Director : Political Portfolio – Whip of Council)
(Tel. (011) 407-6218)

Item 66 TERMS OF REFERENCE OF THE SECTION 79
MUNICIPAL PUBLIC ACCOUNTS COMMITTEE
(MPAC) – WITH ANNEXURES

RESOLVED

- 1 That Council approve Annexure A, the amended terms of reference for the Section 79 Municipal Public Accounts Committee.
- 2 That Council approve Annexure B, the amended version of the investigation process of unauthorised, irregular or fruitless and wasteful expenditure (UIFW expenditure) in the City of Johannesburg.

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

The Whip of Council, on behalf of the whippery proposed that the property items be grouped into categories and considered as such. This includes category 1 - servitudes, category 2 – proposed public participation, category 3 – sales, category 4 – leases, category 5 – acquisitions, category 6 – rescindment and amendment of Council resolution, and category 7 – transfers.

MMC Masuku requested that the whippery not make decisions for the Executive and said that the Executive had not been engaged in the proposal. She said that only the Executive can request that their reports to be tabled in any fashion. She further said it was not the first time this was done in Council.

The Speaker apologised on behalf of the Legislature and assured the Executive that it would not happen again.

Council agreed to the proposal by the whippery.

Item 67 PROPOSED REGISTRATION OF AN AIRBRIDGE
SERVITUDE OVER FOURWAYS BOULEVARD
BETWEEN ERF 1333 WITKOPPEN EXT 97 AND
ERVEN 1071 AND 1072 WITKOPPEN EXT 12

RESOLVED

- 1 That in terms of Section 14(2) of the Municipal Finance Management Act 56 of 2003 read with Regulation 5 of the Municipal Asset Transfer Regulations, the registration of an air bridge servitude over Fourways Boulevard in favour of Erf 1333 Witkoppen Ext 97 and Erven 1071 and 1072 Witkoppen Ext 23 measuring approximately 1 210 m² in extent in order to construct a bridge which will be 40m wide and have a clearance height of 6.2m from the surface road is not required to provide the minimum level of basic Municipal services.
- 2 That the granting of registration of an airway servitude over a portion of Fourways Boulevard between Erf 1333 Witkoppen Ext 97 and Erven 1071 and 1072 Witkoppen Ext 23 is done in compliance with Section 79(18)(a)(ii) of the Local Government Ordinance 17 of 1939 (the "Ordinance").
- 3 That in terms of Regulation 5 of the Municipal Asset Transfer Regulations, the registration of an airway servitude over air bridge servitude over Fourways Boulevard in favour of Erf 1333 Witkoppen Ext 97 and Erven 1071 and 1072 Witkoppen Ext 23, be approved subject to the following conditions:
 - (1) That the fair market value of the required portion measuring approximately 1 210 m² at a valued minimum of R 1 000 .00 per square metre which amount to the total value of not less than R 1 210 000.00 excluding VAT for the registration of the required servitude.
 - (2) That all cost relating to and incidental to this application shall be borne by the applicant.
 - (3) That the applicant shall be responsible for the installation, relocation and/or removal of engineering services required as a result of this application at its own cost.
 - (4) That Building Plans for any of the aforementioned must be submitted to the local authority for evaluation and approval prior to construction. This does not absolve the applicant from complying with town planning and building control regulations that may triggered as a result of the airbridge servitude. Land uses operating on the airbridge are subject to town planning applications and approvals.
 - (5) That all relevant environmental and environmental related legislation and by-laws as applicable shall be complied with.
 - (6) That all Emergency Management Services by-laws shall be complied with.

- (7) That Municipal services are to be protected or if any services are present within the servitude area, they are to be registered or relocated at applicant's cost.
- (8) That no advertising shall be permitted on the airway bridge without prior approval by the Council.
- (9) That the Eskom consent is further subject to the Landowner's permission for the proposed works as per this application. A copy of the permission must be filed with Eskom seven days before any work is carried out in the servitude area.
- (10) That under no circumstances will any relocation work proceed prior to the submission of a formal application to Eskom Customer Services and acceptance of the relocation costs by the applicant. A formal application for the relocation of Eskom services must be submitted at least three months prior to the commencement of any construction work.
- (11) That any cost and claims due to interruptions or interference to Eskom services causing power supply loss or loss of income, due to this application, will be borne by the applicant.
- (12) That statutory clearances are to be maintained at all times. If Eskom has to incur any costs to comply with statutory requirements because of your work or the presence of your equipment then you will refund Eskom such proven costs on demand.
- (13) That Eskom must have ingress to and egress from its services at all times. No mechanical equipment, including mechanical excavators, may be used under or in close proximity to Eskom's services without the prior approval of Eskom's authorized representatives.
- (14) That the use of explosives of any type within 500 meters of Eskom's services shall only occur with Eskom's previous written permission. If such permission is granted the applicant must give at least fourteen working days prior notice of the commencement of blasting. This allows time for arrangements to be made for supervision and/or precautionary instructions to be issued in terms of the blasting process.
- (15) That Eskom shall not be liable for the death of or injury to any person or for the loss of or damage to any property caused in whatsoever manner by the applicant, his employees, agents or contractors. The applicant indemnifies Eskom against all claims including claims for consequential damages by third parties which includes but is not limited to claims as a result of damage to, or interruption of or interference with Eskom's services or equipment. The applicant's attention is drawn to section 27(3) of the Electricity Act 1987.

- (16) That no excavations may be executed closer than 3 meters from any of Eskom underground electric power cables and 10 meters from Eskom overhead electrical power lines unless Eskom authorized representative is on site.
- (17) That all applications to be accompanied by proper Lat Long co-ordinates of the proposed limits of construction as to ensure Eskom services could be accurately determined. (Affected area could be pre-determined.) Please provide the same to the CNC on site during the signing of the ON - SITE permission form.
- (18) That accurate Layout Plans of the proposed work to be included for perusal purposes. Please provide the same to the CNC on site during the signing of the ON-SITE permission form.
- (19) That all proposed development / construction plans of the proposed development to be submitted to Eskom Dx Investigations for perusal and approval, before any construction work will be allowed on site. (No feedback from Engineering received.)
- (20) That all Eskom servitudes to be kept clear of any obstacles and other services.
- (21) That Parallel encroachment into overhead power line servitudes is limited to one meter from the boundary of the servitude. Please negotiate a proper route with the CNC (Customer Network Centre.) as listed above. (where applicable.)
- (22) That no manholes (M/H) allowed directly underneath or within Eskom servitude areas.
- (23) That Eskom Overhead Lines, Cables and Eskom Plant to be adequately protected for other services and water sources. Adequate protection to be installed around all Eskom Overhead Structures – material as selected by and approved by Eskom CNC / Engineering as listed above.
- (24) That the applicant shall ensure that the existing natural ground level is maintained within the servitude area and where all cables area affected. Any lifting of lines and / or replacement of existing structures / cables will be for the account of the applicant.
- (25) That the vertical clearance required between the road surface and the 11kV power lines shall be at least 6.4m.
- (26) That should the power line / cables be rebuilt in future, the property owner/manager at the time shall offer no object to construction works, structure position and type of structure used.

- (27) That Interlocking bricks to be used along all roads and reserves as to ensure Eskom Plant (cables) could be easily accessed for maintenance and repair / emergency purposes.
- (28) That Mini-sub street front to be adequately protected by an appropriate fence with access / gate as approved by the CNC.
- (29) That Eskom Plant and Cables to be protected from proposed landscaping i.e. no big trees and large plants / scrubs (large roots.) to be planted in close proximity of Eskom services.
- (30) That construction / Amendment of boundary wall/s / fences to be closely monitored with guidance from the CNC – where walls / fences are in close proximity of Eskom Plant.
- (31) That at all entrances and road / pipeline crossings, corrosion-free sleeves must be installed at least 600 mm below undisturbed ground level to provide for existing and future installation of Eskom cables. (where applicable.)
- (32) That as per Eskom Dx Planning sleeves adequate in number to be provided on site to accommodate the current and all future Eskom Dx cables. Number of sleeves to be discussed and advised by the CNC as listed above.
- (33) That in the event of a proposed metal pipeline running parallel to the power lines, indication must be given that the pipeline will be adequately earthed at intervals of one kilometer, or less. The pipeline must also be adequately protected against the effects of induction and earth faults.

Eskom recommends that all work on the pipeline be carried out between two working earths.
- (34) That wherever a pipe runs within the Eskom servitude, pipeline markers shall be situated at 25 meter intervals. The angle of the crossing should preferably be from 45° to 90°. (Degrees.)
- (35) That cross trenches need to be done for each road crossing on both sides of the road before the service is installed, to ensure Eskom services do not get damaged during drilling operations.
- (36) That for installations where the service will be installed parallel to Eskom services, cross trenches need to be done at regular intervals, which is to be determined by site conditions and the Eskom PPM cables representative.
- (37) That the applicant must inform and updated Eskom PPM cables on a weekly basis of the on-site work being planned and performed.
- (38) That equipment shall be regarded electrically live and therefore dangerous at all times. No dumping shall be allowed in the servitude area. No squatting to be allowed in the servitude area.

- (39) That Eskom may stipulate any additional requirements to illuminate any possible exposure to Customers or Public to coming into contact or be exposed to any dangers of Eskom plant.
- (40) That the contractor in charge of the construction or maintenance work on site must at all times be in possession of the letter of approval of the services concerned, and as well as all plans that are required and that are referred to in the correspondence, so that during an inspection the contractor can present the documentation to Eskom official(s) when requested to do so. If no approval is presented, then the Eskom Official(s) can order the work to be ceased until approval can be presented.
- (41) That Eskom have no record of our low voltage services in this Department and these will be indicated on site by Eskom Technical Services Officer mentioned in our conditions.
- (42) That this wayleave is only valid for six months due to the constant infrastructure development over the area. If construction is over the six month period, a re-application must be submitted.
- 4 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to these transactions in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Lilly Lee Brown)
 (Tel. (010) 219-9216)

Item 68 PROPOSED PUBLIC PARTICIPATION IN TERMS
 OF THE MUNICIPAL ASSET TRANSFER REGULATIONS
 FOR THE DEVELOPMENT AND LONG-TERM LEASE
 OF A PORTION OF ERF 3 AEROTON FOR BUSINESS
 AND COMMERCIAL RELATED PURPOSES.

RESOLVED

- 1 That Since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the development and lease of Erf 3 Aeroton measuring approximately 43 462 m² in totality.

- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - (1) To invite the local community and other interested parties to submit comments or representations;
 - (2) Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - (3) Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.

- 3 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Lilly Lee Brown)
(Tel. (010) 219-9216)

Item 69 SALE OF ERF 13 PRINCESS TOWNSHIP

RESOLVED

- 1 That in terms of Section 14(2) of the Municipal Finance Management Act read with Regulation 5 of the Municipal Asset Transfer Regulation 2008, Erf 13 Princess measuring approximately 183m² is not required to provide the minimum level of basic municipal services.
- 2 That subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, Erf 13 Princess measuring approximately 183m², be alienated at not less than R40 000.00 (Forty Thousand rand) excluding VAT, subject to the following conditions:
 - (1) That all environmental and related legislation and By-laws applicable to the property shall be complied with.
 - (2) That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - (3) That all Emergency Management Services By-laws be complied with and adhered to.
 - (4) That all building lines should be retained.

- (5) That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property and that no structures will be allowed within these servitudes.
 - (6) That all existing servitudes on the property shall be registered at the cost of the purchaser.
 - (7) That the purchaser shall be liable for the payment of all sewerage, refuse removal fees levied or payable in respect of the site and for all municipal services including the payment of assessment rates as determined from time to time as per the Rating Ordinance.
 - (8) That all administrative and incidental costs of the sale and consolidation shall be for the purchaser's account.
 - (9) That the following conditions of City Power Johannesburg shall be complied with:-
 - (a) The repair of the services affected should they be damaged by this proposal.
 - (b) Relocation of the services effected
 - (c) Registers servitude to protect City Power Johannesburg services.
 - (d) City Power Johannesburg its staff and vehicles are provided with 24 hours unrestricted access to our services.
- 3 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer of the City Joburg Property Company (SOC) Ltd considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Debby Senatel)
 (Tel. (010) 219-9000)

Item 70 PROPOSED REGISTRATION OF RIGHT OF WAY
 (ROW) SERVITUDE OVER A PORTION OF ERF 57
 CROWN NORTH IN FAVOUR OF THE ADJOINING
 OWNER OF THE REMAINDER OF ERVEN 109 AND
 110 CROWN NORTH EXT 10 FOR ACCESS PURPOSES.

RESOLVED

- 1 That in terms of Section 14(2) of the Municipal Finance Management Act 56 of 2003 read with Regulation 5 of the Municipal Asset Transfer Regulations, the registration of a 8 meter wide Right of Way servitude (ROW) over a portion of Erf 57 Crown North in favour of the Remainder of Erven 109 and 110 Crown North Ext 10 measuring approximately 4 000 m² in extent is not required to provide the minimum level of basic Municipal services.

- 2 That the granting of registration of the Right of Way servitude (ROW) over a portion of Erf 57 Crown North is done in compliance with Section 79(18)(a)(ii) of the Local Government Ordinance 17 of 1939 (the "Ordinance").
- 3 That in terms of Regulation 5 of the Municipal Asset Transfer Regulations, the registration of the Right of Way servitude (ROW) over a portion of Erf 57 Crown North for access purposes, be approved subject to the following conditions:
 - (1) That a compensation payable for the registration of the right of way Servitude (ROW) be determined by an independent valuer prior to the finalisation of the servitude agreement.
 - (2) That all cost relating to and incidental to this application shall be borne by the applicant.
 - (3) That the applicant shall be responsible for the installation, relocation and/or removal of engineering services required as a result of this application at its own cost.
 - (4) That Building Plans for any of the aforementioned must be submitted to the local authority for evaluation and approval prior to construction. This does not absolve the applicant from complying with town planning and building control regulations that may triggered as a result of the registration of right of way servitude (ROW).
 - (5) That all relevant environmental and environmental related legislation and by-laws as applicable shall be complied with.
 - (6) That all Emergency Management Services by-laws shall be complied with.
 - (7) That Municipal services are to be protected or if any services are present within the servitude area, they are to be registered or relocated at applicant's cost.
 - (8) That conflict between vehicles and pedestrians shall be minimised at the development access, through the provisions of pedestrian gate.
 - (9) That the use of the property shall ensure that 2m sidewalks are provided along the property frontages and shall be in accordance with the City of Johannesburg Complete Street Design Manual and shall comply universal access required to accommodate special needs passenger.
 - (10) The location of the servitude shall accommodate / take cognisance of safe pedestrian movement requirements along the subject property.
 - (11) That Municipal services to be protected and if any services are present within the servitude area, they need to be registered or relocated at applicants cost.
 - (12) That the applicant shall not deviate from the proposed plan and that no structures allowed to be erected along the route.

- (13) That conflicts between vehicles and pedestrians shall be minimised at the development access, through the provisions of pedestrian gate.
- 4 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to these transactions in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Lilly Lee Brown)
 (Tel. (010) 219-9216)

Item 71 PROPOSED REGISTRATION OF AN AIRWAY SERVITUDE
 FOR A PEDESTRIAN BRIDGE IN FAVOR OF ERVEN ERF
 69 AND 635 OVER WEBBER STREET, SELBY

RESOLVED

- 1 That in terms of Section 14(2) of the Municipal Finance Management Act No 56 of 2003 read with Regulation 5 of the Asset Transfer Regulations, the airway servitude over Webber Street, Selby Street linking Erven 69 and 639, Selby measuring approximately 49 m² meters squared is not required to provide the minimum level of basic municipal service.
- 2 That the cancellation of the servitude be approved subject to compliance with the provisions of Section 79(18) (a) of the Local Government Ordinance, No 17 of 1939, as amended.
- 3 That, the airway servitude over Webber Street, Selby be registered in favour of Erven 69 and 639 Selby at a compensation of R0 000.00 () excluding VAT subject to the following conditions:
- 4 That Johannesburg Roads Agency requires the following:
 - (1) Storm water management to be to the satisfaction of the JRA. Provision must be made for acceptance and disposal of storm water onto lower lying properties.
 - (2) Any servitude (Road sand storm water in favour of the council must be protected.
 - (3) Any existing services (roads and storm water must be protected.
 - (4) Servitudes to be registered at the cost of the applicant wherever deemed necessary by the local authority.

- (5) Any cost of upgrading relocation, removal provision and installation of services shall be borne by the applicant.
- 5 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer, City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal, considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Johan Jansen Van Vuuren)
 (Tel. (010) 219 9081)

Item 72 ALIENATION OF ERF 451 KLIPSPRUIT
 WEST FOR BUSINESS PURPOSES

RESOLVED

- 1 That, in terms of Section 14 (2) of the Municipal Finance Management Act, No 56 of 2003 read with Regulation 5 of the Asset Transfer Regulations Erf 451 Klipspruit west is not required to provide the minimum level of basic Municipal service and can be alienated.
- 2 That, subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, Erf 451 Klipspruit measuring approximately 2749 m² be alienated at a market related value to be determined before the property is placed on tender subject to the following conditions:
- (1) That all environmental and related legislation and By-laws applicable to the Property shall be complied with.
 - (2) That, all Emergency Management Services By-laws be complied with and adhered to.
 - (3) That, access to emergency vehicles should be provided on the property.
 - (4) That, the proposed use must be a primary right within the Business 1 zone in terms Of the City of Joburg Land Use Scheme, 2018.
 - (5) That, building plans must be submitted to the Local Authority before any construction work is commenced and that all relevant City by-laws are complied with and adhered to.
 - (6) That, the successful applicant shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
 - (7) That, all administrative and incidental costs of the alienation shall be for the successful bidders account.
 - (8) That, a Traffic study must be done and submitted to the JRA for approval prior to circulation of the SDP.
 - (9) Parking to be the relevant Scheme/Town Planning requirements.

- (10) Storm water management to be to the satisfaction of the JRA should there be no capacity in the existing system, storm water attenuation will be required on site.
 - (11) Any cost for upgrading, relocation, removal, provision and installation of services shall be borne by the applicant.
- 3 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to these transactions in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)

Item 73 PROPOSED LEASE OF ERF 516 MAYFAIR FOR
COMMERCIAL PURPOSES VIA PUBLIC TENDER

RESOLVED

- 1 That, in terms of Regulation 34(1)(b) and 36 of the Municipal Asset Transfer Regulations, Erf 516 Mayfair of which the lease area measures approximately $\pm 496\text{m}^2$ is not required for the municipality's own use during the period for which the lease will be granted.
- 2 That, in terms of the provisions of Section 79 (18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended and if no objections are received, Erf 516 Mayfair measuring approximately $\pm 496\text{m}^2$, be leased at a market related rentals at a value of R7 800.00 per month exclusive of VAT; escalating at 8% per annum for the period of not more than (9 years 11 months) Nine years eleven months for business related purposes, subject to the following conditions:
 - (1) That all cost relating to and incidental to this application shall be borne by the applicant.
 - (2) That all Emergency Management Services By-laws be complied with and adhered to.
 - (3) That the installation, relocation and/or removal of engineering services required be at the cost of the applicants. Building Plans for any of the aforementioned must be submitted to the local authority for evaluation and approval.
 - (4) That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property.

- (5) That lessees are not absolved from complying with town planning and building control regulations that maybe triggered as a result of the proposed development.
 - (6) That land uses operating on the property are subject to town planning applications and approvals.
 - (7) That all site development plans be submitted to the Local Authority for approval prior to any construction.
 - (8) That all existing servitudes on the property shall be protected at the cost of the applicant.
 - (9) That no compensation will be payable by the City for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
 - (10) That the tenants shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
 - (11) That municipal services are to be protected.
 - (12) That the use of the property shall ensure 2m wide sidewalks are provided along the property frontages and shall be in accordance with the City of Johannesburg complete street design manual and shall comply with universal access requirements to accommodate special needs passengers.
 - (13) That access and storm water management to be to the satisfaction of the JRA.
 - (14) That parking is to be provided on site according to the relevant town planning scheme.
 - (15) That any amendment to the approved land use rights should follow the normal procedure through the CoJ department of development planning and urban management.
 - (16) That any cost for relocating, upgrading, removal, provision and installation of services shall be borne by the applicant
- 3 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to these transactions in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Kayuri Maharaj)

Item 74 PROPOSED LEASE OF ERF 516 MAYFAIR FOR
COMMERCIAL PURPOSES VIA PUBLIC TENDER

RESOLVED

- 1 That in terms of Regulations 34 and 36 of the Municipal Asset Transfer Regulations, the lease of Erf 522 Discovery, measuring approximately 20 946m² in extent is not required for the Municipality's own use during the period the right to use, control or manage.
- 2 That, in compliance with the provisions of Section 79 (18) (b) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended and if no objections are received, Erf 522 Discovery measuring approximately 20 946m² be leased at a monthly rental of R5 000.00 (Five Thousand Rand) per month excluding Vat escalating at 4% per annum for sport and recreation purposes.
- 3 That in terms of regulation 34 (1) (b) and 36 of the Asset Transfer Regulation, the lease of Erf 522 Discovery be approved for a period of nine (9) years and eleven (11) months, subject to the following conditions:
 - (1) That the City of Johannesburg will receive a monthly rental of R5 000.00 (Five Thousand Rand) per month excluding Vat escalating at 4% per annum for sport and recreation purposes.
 - (2) That the tenant shall be liable for all costs involved in the leasing of Erf 522 Discovery; as may be required by all relevant Town Planning requirements as a condition.
 - (3) That all environmental and related legislation and By-laws applicable to the property shall be complied with.
 - (4) That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - (5) That all Emergency Management Services By-laws be complied with and adhered to.
 - (6) That access to emergency vehicles should be provided on the property.
 - (7) That the tenant will be liable for municipal services including the payment of assessment rates as determined from time to time as per the Rating Ordinance;
 - (8) That all building lines should be retained.
 - (9) That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property and that no structures will be allowed within these servitudes.

- (10) That, a deposit equal to one month's rental shall be paid by the lessee upon signature of the lease agreement. Such deposit shall be refundable if all rental amounts are paid up to date at the time of the expiry of the lease agreement or vacation of the property, subject to the property being returned in a clean and tidy condition.
 - (12) That, all administrative and incidental costs of the lease shall be for the applicant's account.
 - (13) That, the tenant shall ensure that there is no exclusivity on the property and that the property is only utilised for the intended purposes as authorised by the City i.e. sports facility.
 - (14) That no compensation will be payable by the City for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
 - (15) Access to the facility shall be obtained from the existing surface roads. Access shall be constructed to the satisfaction of the JRA.
 - (16) Parking of vehicles shall take place on site as no parking along the road reserve will be permitted
 - (17) Storm water management services is required to the satisfaction to the JRA.
 - (18) The applicant takes responsibility of all costs involved in the repairs of City Power services affected.
 - (19) The relocation of City Power services affected
 - (20) Registration of servitudes to protect City Power services
 - (21) City Power Johannesburg its staff and vehicles are provided with 24 hours unrestricted access to their services.
- 4 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Kayuri Maharaj)

Item 75 DEVELOPMENT AND LEASE OF REMAINDER OF ERF 805 SOUTH HILLS EXTENSION 1 FOR COMMUNITY DEVELOPMENT PURPOSES FOR THE DEVELOPMENT OF A COMMUNITY CENTRE/ SKILLS DEVELOPMENT CENTRE.

RESOLVED

- 1 That in terms of Regulations 34 (1) (b) and 36 of the Asset Transfer Regulations the Remainder of Erf 805 South Hills Extension 1 is not required for the municipality's own use during the period for which the lease will be granted.
- 2 That subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, the Remainder of Erf 820 South Hills Extension 1, measuring approximately 3368 m² be leased at a market related monthly rental income of R 10 100.00 per month excluding VAT, rates and taxes with an escalation of 8% per annum for a period of (9) nine years and (11) eleven months subject to the following conditions:
 - (1) That all environmental and related legislation and By-laws applicable to the Property shall be complied with.
 - (2) That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - (3) That all Emergency Management Services By-laws be complied with and adhered to.
 - (4) That access to emergency vehicles should be provided on the property.
 - (5) That applications for the amendment of the existing land use rights must follow a procedure through COJ: Town Planning Department.
 - (6) That no rezoning of the property will be permitted for the duration of lease period.
 - (7) That no compensation will be payable by the city for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
 - (8) That all access is to be located and constructed to the satisfaction of the Joburg Roads Agency.
 - (9) That all building lines should be retained.
 - (10) That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property.

- (11) That all existing servitudes on the property shall be protected at the cost of the lessee.
- (12) That the applicant shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
- (13) That a deposit equal to one month's rental shall be paid by the lessee upon signature of the lease agreement. Such deposit shall be refundable if all rental amounts are paid up to date at the time of the expiry of the lease agreement or vacation of the property, subject to the property being returned in a clean and tidy condition.
- (14) That all administrative and incidental costs of the lease shall be for the applicant's account.
- (15) That the tenant shall ensure that there is no exclusivity on the property and that the property is only utilised for the intended purposes as authorised by the City i.e. Community Facility and Social related activities.
- (16) JRA requires the following conditions to be complied with:
 - (a) Access to the property should be to the satisfaction of JRA.
 - (b) Storm water drainage is to be to the satisfaction of JRA and EISD, Existing servitudes over the property are to be protected.
 - (c) Building lines are to be retained.
 - (d) A traffic Impact Assessment and /or Site Traffic Assessment addressing the impact of the proposed development on the surrounding road network and access to the development as well as on-site vehicle circulation, emergency vehicular circulation, parking layout etc. should be submitted to the JRA for approval prior to the development.
 - (e) Storm water drainage is to be to the satisfaction of JRA and COJ – EISD.
 - (f) Existing servitudes over the property are to be protected.
- (17) That Conflicts between vehicles and pedestrians are minimised at the development access, through the provision of pedestrian gate.
- (18) The use of the property shall ensure that 2m sidewalks are provided along the property frontages and shall be in accordance with the City of Johannesburg Complete Street Design Manual and shall comply with the universal access requirement to accommodate special needs passenger.

- (19) The lessee will be obliged to align the rights of the property to the proposed land use as per the City of Johannesburg Land Use Scheme, 2018 by means of a consent application.
- 3 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer, in consultation with Group Head, CoJ: Legal, City of Joburg Property Company (SOC) Ltd, considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Johan Jansen Van Vuuren)
 (Tel. (010) 219 9000/9099)

Item 76 LEASE OF ERF 870 ROODEPORT FOR
 COMMUNITY RELATED PURPOSES.

RESOLVED

- 1 That in terms of Regulations 34 (1)(b) and 36 of the Asset Transfer Regulations a portion of Erf 870 Roodepoort is not required for the municipality's own use during the period for which the lease will be granted.
- 2 That subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, Erf 870 Roodepoort measuring approximately 495 m² be leased at a market related monthly rental income of R 6.400 per month, excluding VAT, rates and taxes with an escalation of 4% per annum for a period of (9) nine years and (11) eleven months subject to the following conditions:
- (1) That all environmental and related legislation and By-laws applicable to the Property shall be complied with.
 - (2) That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - (3) That all Emergency Management Services By-laws be complied with and adhered to.
 - (4) That applications for the amendment of the existing land use rights must follow a procedure through COJ: Town Planning Department.
 - (5) That no rezoning of the property will be permitted for the duration of lease period.

- (6) That no compensation will be payable by the city for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
- (7) That all building lines should be retained.
- (8) That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property.
- (9) That all existing servitudes on the property shall be protected at the cost of the lessee.
- (10) That the applicant shall be liable for the payment of all rates and taxes, sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
- (11) That a deposit equal to one month's rental shall be paid by the lessee upon signature of the lease agreement. Such deposit shall be refundable if all rental amounts are paid up to date at the time of the expiry of the lease agreement or vacation of the property, subject to the property being returned in a clean and tidy condition.
- (12) That all administrative and incidental costs of the lease shall be for the applicant's account.
- (13) That the tenant shall ensure that there is no exclusivity on the property and that the property is only utilised for the intended purposes as authorised by the City i.e. Community Facility and Social related activities.
- (14) That the tenant takes responsibility of all costs as required by City Power in respect of the following:
 - (a) The repair of the services affected should they be damaged by this proposal.
 - (b) Relocation of the service affected.
 - (c) Registers servitude to protect their services.
 - (d) City Power its staff and vehicles are provided with 24 hours unrestricted access to their services.

- 3 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer, in consultation with Group Head, CoJ: Legal, City of Joburg Property Company (SOC) Ltd, considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Johan Jansen Van Vuuren)
 (Tel. (010) 219 9000/ 9099)

Item 77 PERMANENT CLOSURE AND ALIENATION
 OF A PORTION OF ROAD RESERVE
 ADJACENT TO ERF 1037 ROODEPOORT

RESOLVED

- 1 That in terms of Sections 67 and 79 (18)(a)(i) of the Local Government Ordinance, 17 of 1939, as amended, the road closure and alienation of a portion of a road reserve adjacent to Erf 1037 Roodepoort be approved.
- 2 That, in terms of Section 14(2) of the Municipal Finance Management Act 56 of 2003, read with Regulation 5 of the Municipal Asset Transfer Regulations, a portion of the road reserve adjacent to Erf 1037 Roodepoort measuring approximately 50 m² is not required for basic municipal services.
- 3 That, in terms of the provisions of Section 79 (18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended and if no objections are received, a portion of road reserve adjacent to be alienated subject to the following conditions:
- (1) That, the property be alienated at a fair market value as determined by an Independent Valuer at R32 000. 00 (Thirty-two thousand rand) (excluding VAT)
 - (2) That, all cost relating to and incidental to this application shall be borne by the purchaser, i.e. administrative costs, subdivisions, valuation, rezoning, registration of servitudes, relocation of services, consolidation and transfer.
 - (3) That, the installation, relocation and/or removal of engineering services required be at the cost of the applicants. Plans for any of the aforementioned must be submitted to the local authority for evaluation and approval.
 - (4) That, all Emergency Management Services By-laws be complied with.

- (5) That, access to the site shall be obtained from the existing Road; Vlok Street and that access be constructed to the satisfaction of the JRA.
 - (6) That, the storm water management must be to the satisfaction of the JRA.
 - (7) That, the proposed portion to be alienated be consolidated with the adjacent property Erf 1037 Roodepoort at the cost of the applicant.
 - (8) That, all conflicts between vehicles and pedestrians be minimised at the development access, through the provision of pedestrian gate.
 - (9) That, all relevant City by-laws be complied with and adhered to and that any costs for upgrading, relocation, removal, provision and installation of services shall be borne by the applicant.
 - (10) That, a 2m sidewalks are provided along the property frontages and shall be in accordance with the City of Johannesburg Complete Street Design Manual.
 - (11) That sidewalks shall comply with universal access requirement to accommodate special needs passengers.
 - (12) That municipal services present within the sanitary lane be protected and registered at the applicants cost.
 - (13) That all building plans be submitted to the local authority for approval.
- 4 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to these transactions in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Nomsa Ndlovu)
 (Tel. (010) 219 9130)

Item 78 SALE OF ERF 1449 AND 1450
 HIGHLANDS NORTH EXTENSION

RESOLVED

- 1 That, in terms of Section 14 (2) of the Municipal Finance Management Act, No 56 of 2003 read with Regulation 5 of the Asset Transfer Regulations Erven 1449 and 1450 Highlands North Extension measuring approximately 1040 and 1100 m² respectively is not required for the provision of basic municipal services.

- 2 That, subject to the provisions of Section 79 (18) of the Local Government Ordinance 17 of 1939 as amended, Erven 1449 and 1450 Highlands North Extension be alienated at a market related rental of not less than R1350 000.00 (One million three hundred and fifty thousand rand) and R1430 000 (One million four hundred and thirty thousand rand) respectively excluding VAT escalating subject to the following conditions;
- (1) That all environmental and related legislation and By-laws applicable to the Property shall be complied with and that all building plans to be submitted to the Local Authority for approval prior to any construction.
 - (2) That, all Emergency Management Services By-laws be complied with and adhered to and that access to emergency vehicles should be provided on the property and that all access is to be located constructed to the satisfaction of the Council.
 - (3) That, all Municipal services on the property should be protected and if any services are present within the servitude area, they need to be registered or relocated at the applicant's cost.
 - (4) That, the Council and its authorised representative/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property and the applicant will be responsible for costs to all the repair of affected services should they be damaged by the applicant.
 - (5) That, the property shall not be used for a car wash, taxi rank, disco club or lounge and any other similar activities that may cause noise pollution.
- 3 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to these transactions in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Nomsa Ndlovu)
(Tel. (010) 219 9130)

Item 79 PROPOSED LEASE OF ERF 1848 SYDENHAM
FOR COMMERCIAL PURPOSES VIA PUBLIC TENDER

RESOLVED

- 1 That, in terms of Regulation 34(1)(b) and 36 of the Municipal Asset Transfer Regulations, Erf 1848 Sydenham of which the lease area measures approximately 971m² is not required for the municipality's own use during the period for which the lease will be granted.
- 2 That, in terms of the provisions of Section 79 (18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended and if no objections are received, Erf 1848 Sydenham measuring approximately 971m², be leased via public tender at market related rental, per month exclusive of VAT; escalating at 8% per annum for the period of not more than (9 years 11 months) Nine years eleven months for commercial related purposes as parking, subject to the following conditions:
 - (1) That all cost relating to and incidental to this application shall be borne by the applicant.
 - (2) That all Emergency Management Services By-laws be complied with and adhered to.
 - (3) That the installation, relocation and/or removal of engineering services required be at the cost of the applicants. Building Plans for any of the aforementioned must be submitted to the local authority for evaluation and approval.
 - (4) That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property.
 - (5) That lessees are not absolved from complying with town planning and building control regulations that maybe triggered as a result of the proposed development.
 - (6) That land uses operating on the property are subject to town planning applications and approvals.
 - (7) That all site development plans be submitted to the Local Authority for approval prior to any construction.
 - (8) That all existing servitudes on the property shall be protected at the cost of the applicant.
 - (9) That no compensation will be payable by the City for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
 - (10) That the tenants shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
 - (11) That conflicts between vehicles and pedestrians are minimised at the development access through the provision of access gates
 - (12) That the use of the property shall ensure 2m wide sidewalks are provided along the property frontages and shall be in accordance with the City of Johannesburg complete street design manual and shall comply with universal access requirements to accommodate special needs passengers.

- (13) That the applicant takes responsibility of the repair of the services affected by this proposal
 - (14) That the applicant takes responsibility of the relocation of the services affected
 - (15) That the applicant takes responsibility to register a servitude to protect city power services
 - (16) That City Power its staff and vehicles are provided with 24hr unrestricted access to our services
- 3 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

Item 80 PROPOSED LONG-TERM LEASE OF
ERF 4684 TSHEPISONG FOR BUSINESS
PURPOSES

RESOLVED

1. That in terms of Regulations 34 and 36 of the Municipal Asset Transfer Regulations, Erf 4684 Tshepison, measuring approximately 11 242m² in extent is not required for the Municipality's own use during the period, the right to use, control or manage is granted for 30 years.
2. That in terms of regulation 34(1)(b) and 36 of the Asset Transfer Regulation, the Lease of Erf 4684 Tshepison be approved.
3. That, the lease be granted in accordance with the provisions of Section 79(18) (a) of the Local Government Ordinance, No 17 of 1939, as amended, and that notice of the Council's decision herein be published in compliance with the provision of Section 79(18)(b) of the Local Government Ordinance.
4. That the City of Johannesburg will receive a monthly rental of R 19 000.00 (Nineteen Thousand Rand) per month excluding VAT escalating at 8% per annum for leasing Erf 4684 Tshepison subject to the following conditions:
 - 4.1 That, the tenant shall be liable for all costs involved in the leasing of Erf 4684 Tshepison as may be required by all relevant Town Planning requirements as a condition.
 - 4.2 That, all Emergency Management Services By-laws be complied with, and access to emergency vehicles to be provided.
 - 4.3 That, Building Plans be submitted to the Local Authority.

- 4.4 That, the applicant takes responsibility of all costs involved in the following:
- 4.4.1 The repair of the services affected should they be damaged by this proposal.
- 4.4.2 Relocation of the service affected.
- 4.4.3 City Power Johannesburg, its staff and vehicles are provided with 24 hours unrestricted access to our services
- 4.5 The sewer main running on the eastern boundary shall be protected by 2.0-meter wide servitude. No permanent or semi-permanent structures to be reacted, deep routed trees or shrubs to be planted, excavations or alterations in levels or dumping or storage of materials over the sewer network. It must be accessible if and when needed.
- 4.6 That, a comprehensive site-specific storm-water management plan must be designed for the site and it is also required to be submitted for the approval by both the Johannesburg Roads Agency prior to the approval of the final Site Development Plan. Such plan will need to detail the proposals and designs for the management of storm water so as to prevent negative impacts such as erosion and sedimentation, and to ensure the environmental protection of the site. Such plan would be required to meet the following criteria/standards:
- Peak discharge- no increase in discharge for any event of any day duration up to the 25 year RI event.
 - Volume of runoff- no increase up to the annual 10 year rainfall
 - Runoff frequency- no surface runoff for the 1yr RI event of any duration
 - Water Quality- no deterioration.
 - Reproduce as nearly as possible the hydrological conditions at point of discharge that existed prior to development.
 - Provide for removal of most urban pollutants.
 - Have neutral to positive impact on the natural and human environment.

- 4.7 That, the storm water management plan should also minimize the generation of surface runoff and storm water through adopting the principles of Water Sensitive Urban Design (WSUDS) and Sustainable urban drainage Systems (SUDS) which provide various options such as bio-retention ponds, enhanced swales and grass lined channels, stone filled infiltration ditches, permeable paving etc. in order to minimize surface runoff and to maintain water quality. Provision for attenuation of storm water will need to be made within the site.
- Green building techniques must be applied for the construction to make use of natural light and heat and thus reduce energy use and emissions to the atmosphere.
 - Rainwater harvesting must be incorporated into the development with a compelling plan put in place to ensure that the tenants/residents abide by it.
 - 10% of the site must be soft-landscaped with indigenous vegetation.
 - All waste must be managed in accordance with the hierarchy of waste management principles.
 - Permeable paving must be considered for this site.
 - One tree for every three parking bays must be provide on site
- 4.8 That, any amendment to the approved land use rights should follow the normal procedure through the COJ department of development planning and urban management.
- 4.9 That, all the relevant applicable legislations and By-laws shall be complied with and adhered to
- 4.10 That, the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property.
- 4.11 All administrative and incidental costs of the lease be for the tenants' account.
5. That no compensation will be payable by the city for any improvement that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
6. That, the tenant shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.

7. That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Nthabiseng Sishi)

Item 81 LEASE OF ERF 6518 CHIAWELO FOR
COMMUNITY AND BUSINESS RELATED
PURPOSES

RESOLVED

1. That in terms of Section 14 (2) of the Municipal Finance Management Act, No 56 of 2003 read with Regulation 34 (1)(b) and 36 of the Municipal Asset Transfer Regulations Erf 6518 Chiawelo are not required for the Municipality's own use during the period the right to use, control or manage is granted.
2. That subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, Erf 6518 Chiawelo measuring approximately 4 611 m² respectively be leased at a market related rental subject to the Independent Valuer of one thousand four hundred rand per month (R1 400.00) excluding VAT with an escalation of 8% per annum for a period of nine years and eleven months for business purposes subject to the following conditions;
 - 2.1 That all environmental and related legislation and By-laws applicable to the Property
 - 2.2 That, all development plans for the proposed development be submitted to the Local Authority for approval prior to any construction on the property.
 - 2.3 That, all Emergency Management Services By-laws be complied with and adhered to.
 - 2.4 That, access to emergency vehicles should be provided on the property.
 - 2.5 That, all access is to be to the satisfaction of the Joburg Roads Agency.
 - 2.6 That, the applicant shall be responsible for ensuring compliance with and adherence to all relevant legislation, by-laws and terms and conditions as laid down by the City of Johannesburg Metropolitan Municipality.

- 2.7 That, the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property and that no structures will be allowed within these servitudes.
 - 2.8 That, all existing servitudes on the property shall be protected at the cost of the applicant.
 - 2.9 That, the applicant shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
 - 2.10 That, all cost relating to and incidental to this application shall be borne by the purchaser, i.e. valuation, rezoning, registration of servitudes, relocation of services and all cost relating to the transfer of the property to the purchaser.
 - 2.11 That, the installation, relocation and/or removal of engineering services required be at the cost of the applicants. Plans for any of the aforementioned must be submitted to the local authority for evaluation and approval.
 - 2.12 That all City by-laws be complied with and adhered to.
 - 2.13 That the lessee shall not be entitled to any compensation for any improvements effected on the property on termination of the lease agreement.
 - 2.14 That the tenant shall ensure that there is no exclusivity on the property and that the property is only utilised for the intended purposes as authorised by the City i.e. Community and Business purposes.
- 3 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer, City of Joburg Property Company (SOC) Ltd, considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Rajan Ramkissoon)
(Tel. (010) 219 9084)

Item 82 LEASE OF ERF 7680 STRETFORD EXT 3
FOR USE AS A COMMUNITY FACILITY

RESOLVED

1. That, in compliance with Regulations 34(1)(b) and 36 of the Asset Transfer Regulations Erf 7680 Stretford Extension 3 measuring approximately 1316m² is not required for the Municipality's own use during the period the right to use, control or manage is granted.
2. That, subject to the provisions of Section 79 (18) of the Local Government Ordinance 17 of 1939 as amended, Erf 7680 Stretford Ext 3 be leased at a monthly rental of R1 640(One thousand six hundred and forty rand) per month excluding VAT escalating at 4% per annum for a period of nine years and eleven months subject to the following conditions;
 - 2.1 That all environmental and related legislation and By-laws applicable to the Property shall be complied with and that all building plans to be submitted to the Local Authority for approval prior to any construction.
 - 2.2 That all Emergency Management Services By-laws be complied with and adhered to and that access to emergency vehicles should be provided on the property.
 - 2.3 That applications for the amendment of the existing land use rights must follow a procedure through COJ: Town Planning Department and that all building lines should be retained.
 - 2.4 That all access is to be located and constructed to the satisfaction of the Council and that storm water management is to be provided to the satisfaction of the JRA.
 - 2.5 That at all Municipal services on the property should be protected and if all services present need to be registered or relocated at the applicant's cost and no encroachments will be permitted over the water and sewer servitudes.
 - 2.6 That no compensation will be payable by the City for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
 - 2.7 That Council and its authorised representative/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property and the applicant will be responsible for costs to all the repairs of affected services should they be damaged by the applicant.
 - 2.8 That the application shall be liable for the payment of all sewerage, refuse removal fees, electricity and water levied or payable in respect of the property.

- 2.9 That a deposit equal to one month's rental shall be paid by the applicant upon signature of the lease agreement. Such deposit shall be refundable if all rental amounts are paid up date at the time of the expiry of the lease agreement or vacation of property, subject to the property being returned in a clean and tidy condition.
 - 2.10 That all administrative and incidental costs shall be for the applicant's account.
 - 2.11 That the tenant shall ensure that there is no exclusivity on the property and that the property is only utilised for the intended purposes as authorised by the City of Johannesburg i.e. Community Facility/ Institutional.
 - 2.12 That all Eskom requirements as stated in their memo of 26 May 2022 are adhered to at all times.
 - 2.13 That it is the responsibility of the applicant to ensure that municipal water and sewer is available to serve the erf. If no services are available, the applicant will be liable to extend any engineering services at their own cost according to the Johannesburg Water requirements.
 - 2.14 That parking must conform to the Town Planning Scheme requirements.
 - 2.15 That any cost of 8pgrading, removal, provision or installation of services shall be borne by the applicant.
3. That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to these transactions in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Nomsa Ndlovu)
 (Tel. (010) 219 9130)

Item 83 REGISTRATION OF SERVITUDE OVER
 ERF 8263 BRAM FISCHERVILLE EXTENSION 5

RESOLVED

1. That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, stormwater servitude over Erf 8263 Braamfischerville Ext 5(the "property") as depicted on Servitude Diagram S.G. No. 42/2023 and 43/2023 (the "servitude"), be acquired on a willing buyer-willing seller basis at not more than the market value to be determined by an independent valuer prior to entering into a memorandum of agreement in respect of the acquisition of the servitude.

2. That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
3. That all costs relating to and incidental to this acquisition will be borne by JRA.
4. That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
5. That JPC or their delegated authority shall in the event of the willing buyers/sellers approach fails, inform the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
6. That JRA shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.
7. That the JRA shall take possession, secure and maintain the servitude area immediately upon registration of the servitude.
8. That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Andiswa Mpongo)
 (mm)

Item 84 PROPOSED LONG TERM LEASE OF ERF 13501
 IVORY PARK EXTENSION 12 FOR COMMUNITY
 FACILITY AND SOCIAL RELATED PURPOSES

RESOLVED

- 1 That, in terms of Regulation 34 (1)(b) and 36 of the Asset Transfer Regulations Erf 13501 Ivory park Ext 12 is not required to provide the minimum level of basic Municipal service for the duration of the lease.
- 2 That, subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, Erf 13501 Ivory Park Ext 12 measuring approximately 2 122 m² be leased at a rental of not less than is R 2 500.00 (Two Thousand Five Hundred Rand) per month excluding VAT as well as rates and taxes with an escalating at 4% per annum for a period of not more than (20) twenty years subject to the following conditions:

- (1) That all environmental and related legislation and By-laws applicable to the Property shall be complied with.
- (2) That, all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
- (3) That, all Emergency Management Services By-laws be complied with and adhered to.
- (4) That, access to emergency vehicles should be provided on the property.
- (5) That, applications for the amendment of the existing land use rights must follow a procedure through COJ: Town Planning Department.
- (6) That, no rezoning of the property will be permitted for the duration of lease period.
- (7) That, no compensation will be payable by the city for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
- (8) That, all access is to be located and constructed to the satisfaction of the Joburg Roads Agency.
- (9) That, all building lines should be retained.
- (10) That, the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property.
- (11) That, all existing servitudes on the property shall be protected at the cost of the lessee.
- (12) That, the applicant shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
- (13) That, a deposit equal to one month's rental shall be paid by the lessee upon signature of the lease agreement. Such deposit shall be refundable if all rental amounts are paid up to date at the time of the expiry of the lease agreement or vacation of the property, subject to the property being returned in a clean and tidy condition.
- (14) That, all administrative and incidental costs of the lease shall be for the applicant's account.
- (15) That, the tenant shall ensure that there is no exclusivity on the property and that the property is only utilised for the intended purposes as authorised by the City i.e. Community Facility and Social related activities.
- (16) That, storm water management is required to the satisfaction of the JRA.

- 3 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to these transactions in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Lilly Lee Brown)
(Tel. (010) 219 9216)

Item 85 PROPOSED PUBLIC PARTICIPATION IN TERMS
OF THE MUNICIPAL ASSET TRANSFER REGULATIONS
FOR THE LEASE OF ERVEN 445 TO 449 450 476 AND 477
TO 481 PARKWOOD FOR SPORTS AND RECREATION
PURPOSES

RESOLVED

- 1 That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the lease of Erven 445 to 449 450 476 and 477 to 481 Parkwood for Sports and Recreation Purposes.
- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - (1) To invite the local community and other interested parties to submit comments or representations;
 - (2) Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - (3) Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.

- 3 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Debby Senatel)
(Tel. (010) 219 9000)

Item 86 PROPOSED PUBLIC PARTICIPATION IN TERMS
OF THE MUNICIPAL ASSET TRANSFER
REGULATIONS OF ERVEN 1049, 1050, 1051,
1052, 1053 AND 1054 FERNDALE FOR SPORTS
AND RECREATION PURPOSES

RESOLVED

- 1 That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the lease Erven 1049, 1050, 1051, 1052, 1053 and 1054 Ferndale measuring approximately 24 090 m² in totality.
- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
- (1) To invite the local community and other interested parties to submit comments or representations;
 - (2) Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - (3) Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.
- 3 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Nthabiseng Sishi)

Item 87 PUBLIC PARTICIPATION FOR PROPOSED LONG TERM AND DEVELOPMENT LEASE OF ERF 2356, 2357, 2358, 2359, 2360, 2361, 2362 & 2363 TSHEPISONG FOR BUSINESS PURPOSES.

RESOLVED

- 1 That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of Erf 2356, 2357, 2358, 2359, 2360, 2361, 2362 & 2363 Tshepisoong, measuring a combined total of approximately 25 147m².
- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - (1) To invite the local community and other interested parties to submit comments or representations;
 - (2) Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - (3) Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.
- 3 That the Chief Executive Officer: City of Joburg Property Company submit a report after conclusion of, but no later than 60 days from conclusion of the public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Busisiwe Khathide)
(Tel. (010) 219 9000)

Item 88 PROPOSED PUBLIC PARTICIPATION IN TERMS OF THE MUNICIPAL ASSET TRANSFER REGULATIONS FOR THE DEVELOPMENT AND LONG TERM LEASE OF ERVEN 2527 AND 2528 WILROPARK EXT 15 FOR COMMERCIAL AND/OR BUSINESS PURPOSES

RESOLVED

- 1 That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the development and lease of Erven 2527 and 2528 Wilropark Ext 15 measuring approximately 25 200 m² in totality.
- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - (1) To invite the local community and other interested parties to submit comments or representations;
 - (2) Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - (3) Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.
- 3 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Lilly Lee Brown)
(Tel. (010) 219 9216)

Item 89 ACQUISITION/EXPROPRIATION OF HOLDING 1
FARMALL AH FOR WASTEWATER SERVITUDE
OVER THE LANSERIA AIRPORT NODE ON BEHALF
OF JOBURG WATER

RESOLVED

- 1 That in terms of Section 79 (24) of the Local Government Ordinance, 17 of 1939, a water waste servitude over Holding 1 Farmall Agricultural Holdings (the "property") the proposed S.G. Diagram depicting the servitude to be acquired for the implementation of the Lanseria wastewater servitude on a willing buyer-willing seller basis at not more than the market value currently determined at R284 000.00
- 2 That should the willing buyer/willing seller approach fail, the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to expropriate the servitude in terms of the Local Government Ordinance read with the provisions of the Expropriation Act, No. 63 of 1975, and any other applicable legislation.
- 3 That all costs relating to and incidental to this acquisition will be borne by Joburg Water.
- 4 That the compensation amount shall be market related as at the time of acquisition, together with *solatium* (if applicable).
- 5 That JPC and Joburg Water (SOC) Ltd or their delegated authority shall advise the registered owner of the Council's intention to expropriate the servitude prior to serving the owner with an expropriation notice, in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That Joburg Water shall be responsible for all re-instatement procedures to be undertaken as well as all costs thereof.
- 7 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the acquisition through negotiation or expropriation of the subject servitude in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, consider necessary to protect the Council's interest.

(VF+ Dissenting)

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

Item 90 ACQUISITION/EXPROPRIATION OF HOLDING 3
FARMALL AH FOR WASTEWATER SERVITUDE
OVER THE LANSERIA AIRPORT NODE ON
BEHALF OF JOBURG WATER

RESOLVED

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

(VF+ Dissenting)

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

Item 91 PROPOSED PUBLIC PARTICIPATION IN TERMS OF THE MUNICIPAL ASSET TRANSFER REGULATIONS FOR THE DEVELOPMENT AND LONG TERM LEASE OF HOLDING 18 PATLYN AGRICULTURAL HOLDING FOR AGRICULTURAL AND BUSINESS PURPOSES

RESOLVED

- 1 That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the development and lease of Holding 18 Patlyn Agricultural Holdings measuring approximately 2.6489 hectares in totality.
- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - 2.1 To invite the local community and other interested parties to submit comments or representations;
 - 2.2 Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - 2.3 Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.
- 3 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Johan Jansen Van Vuuren)
(Tel. (010) 219 9099)

Item 92 PROPOSED PUBLIC PARTICIPATION IN TERMS OF THE MUNICIPAL ASSET TRANSFER REGULATIONS FOR THE DEVELOPMENT AND LONG TERM LEASE OF HOLDING 19 PATLYN AGRICULTURAL HOLDING FOR AGRICULTURAL AND BUSINESS PURPOSES

RESOLVED

- 1 That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the development and lease of Holding 19 Patlyn Agricultural Holdings measuring approximately 2.6489 hectares in totality.
- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - 3.1 To invite the local community and other interested parties to submit comments or representations;
 - 3.2 Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - 3.3 Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.
- 4 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Johan Jansen Van Vuuren)
(Tel. (010) 219 9099)

Item 93 PROPOSED PUBLIC PARTICIPATION IN TERMS OF THE MUNICIPAL ASSET TRANSFER REGULATIONS FOR THE DEVELOPMENT AND LONG TERM LEASE OF HOLDING 20 PATLYN AGRICULTURAL HOLDING FOR AGRICULTURAL AND BUSINESS PURPOSES

RESOLVED

- 1 That Since the property constitutes a capital asset of a value which exceeds R10 SMillion, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the development and lease of Holding 20 Patlyn Agricultural Holdings measuring approximately 2.6489 hectares in totality.
- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - 4.1 To invite the local community and other interested parties to submit comments or representations;
 - 4.2 Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - 4.3 Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.
- 5 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Johan Jansen Van Vuuren)
(Tel. (010) 219 9099)

Item 94 PROPOSED PUBLIC PARTICIPATION IN TERMS OF THE MUNICIPAL ASSET TRANSFER REGULATIONS FOR THE DEVELOPMENT AND LONG TERM LEASE OF HOLDING 21 PATLYN AGRICULTURAL HOLDING FOR AGRICULTURAL AND BUSINESS PURPOSES

RESOLVED

- 1 That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the development and lease of Holding 20 Patlyn Agricultural Holdings measuring approximately 2.6489 hectares in totality.
- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - 2.1 To invite the local community and other interested parties to submit comments or representations;
 - 2.2 Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - 2.3 Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.
- 3 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Johan Jansen Van Vuuren)
(Tel. (010) 219 9099)

Item 95 PROPOSED PUBLIC PARTICIPATION IN TERMS OF THE MUNICIPAL ASSET TRANSFER REGULATIONS FOR THE DEVELOPMENT AND LONG TERM LEASE OF HOLDING 22 PATLYN AGRICULTURAL HOLDING FOR AGRICULTURAL AND BUSINESS PURPOSES

RESOLVED

- 1 That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the development and lease of Holding 22 Patlyn Agricultural Holdings measuring approximately 2.6489 hectares in totality.
- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - 2.1 To invite the local community and other interested parties to submit comments or representations;
 - 2.2 Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - 2.3 Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.
- 3 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Johan Jansen Van Vuuren)
(Tel. (010) 219 9099)

Item 96 PROPOSED PUBLIC PARTICIPATION IN TERMS OF THE MUNICIPAL ASSET TRANSFER REGULATIONS FOR THE DEVELOPMENT AND LONG TERM LEASE OF HOLDING 23 PATLYN AGRICULTURAL HOLDING FOR AGRICULTURAL AND BUSINESS PURPOSES

RESOLVED

- 1 That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the development and lease of Holding 23 Patlyn Agricultural Holdings measuring approximately 2.6489 hectares in totality.
- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - 2.1 To invite the local community and other interested parties to submit comments or representations;
 - 2.2 Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - 2.3 Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.
- 3 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Johan Jansen Van Vuuren)
(Tel. (010) 219 9099)

Item 97 PROPOSED PUBLIC PARTICIPATION IN TERMS OF THE MUNICIPAL ASSET TRANSFER REGULATIONS FOR THE DEVELOPMENT AND LONG TERM LEASE OF HOLDING 24 PATLYN AGRICULTURAL HOLDING FOR AGRICULTURAL AND BUSINESS PURPOSES

RESOLVED

- 1 That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the development and lease of Holding 24 Patlyn Agricultural Holdings measuring approximately 2.6489 hectares in totality.
- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - 2.1 To invite the local community and other interested parties to submit comments or representations;
 - 2.2 Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - 2.3 Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.
- 6 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Johan Jansen Van Vuuren)
(Tel. (010) 219 9099)

Item 98 PROPOSED PUBLIC PARTICIPATION IN TERMS OF THE MUNICIPAL ASSET TRANSFER REGULATIONS FOR THE DEVELOPMENT AND LONG TERM LEASE OF HOLDING 25 PATLYN AGRICULTURAL HOLDING FOR AGRICULTURAL AND BUSINESS PURPOSES

RESOLVED

- 1 That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the development and lease of Holding 25 Patlyn Agricultural Holdings measuring approximately 2.6489 hectares in totality.
- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - 2.1 To invite the local community and other interested parties to submit comments or representations;
 - 2.2 Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - 2.3 Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.
- 3 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Johan Jansen Van Vuuren)
(Tel. (010) 219 9099)

Item 99 LEASE OF HOLDING 53 54 AND 55 PANORAMA
AGRICULTURAL HOLDINGS EXTENSION 1 FOR
SPORTS AND RECREATIONAL PURPOSES

RESOLVED

- 1 That in terms of Section 79(18)(a) Council has the right to let property belonging to the CoJ in terms of Regulation 34 and 36 of the Asset Transfer Regulations Holdings 53, 54, 55 Panorama Agricultural Holdings Extension 1 is not required for the Municipality's own use during the period the right to use, control or manage will be granted.
- 2 That in terms of Regulation 34(1)(b) and 36 of the Asset Transfer Regulation, Holdings 53, 54 and 55 Panorama Agricultural Holdings Extension 1, measuring approximately 6300m², be leased at a rental amount of R5 000.00 per month (Five Thousand Rand) excluding VAT escalating at 4% per annum for a period of nine (9) years and eleven (11) months subject to compliance with Section 79(18)(b) of the Local Government Ordinance, and subject to the following conditions:
 - 2.1 That all environmental and related legislation and By-laws applicable to the properties shall be complied with.
 - 2.2 That all building plans to be submitted to the Local Authority for approval prior to any construction on the properties.
 - 2.3 That all Emergency Management Services By-laws be complied with and adhered to.
 - 2.4 That access to emergency vehicles should be provided on the properties.
 - 2.5 That no rezoning of the properties will be permitted for the duration of the lease period.
 - 2.6 That no compensation will be payable by the City for any improvements that may be carried out on the properties. Any improvements effected on the properties will revert to the City on expiry of the lease agreement.
 - 2.7 That all access is to be to the satisfaction of the Joburg Roads Agency.
 - 2.8 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the properties and that no structures will be allowed within these servitudes.
 - 2.9 That all existing servitudes on the properties shall be protected at the cost of the lessee.
 - 2.10 That the applicant shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.

- 2.11 That a deposit equal to one month's rental shall be paid by the lessee upon signature of the lease agreement. Such deposit shall be refundable if all rental amounts are paid up to date at the time of the expiry of the lease agreement or vacation of the properties, subject to the properties being returned in a clean and tidy condition.
- 2.12 That all administrative and incidental costs of the lease shall be for the applicant's account.
- 2.13 That the tenant shall ensure that there is no exclusivity on the properties and that the properties is only utilised for the intended purposes as authorised by the City i.e. sports purposes.
- 2.14 That the following condition of Region C Citizen Relationship and Urban Management shall be complied with;
- 2.14.1 That all conditions of the relevant municipal departments and municipal owned entities being adhered to.
- 3 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer of the City Joburg Property Company (SOC) Ltd, in consultation with CoJ Group Legal, considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Debby Senatel)
 (Tel. (010) 219 9105)x

Item 100 ALIENATION OF PORTION 1
 ERF 61 PARKTOWN

RESOLVED

- 1 That, in terms of Section 14 (2) of the Municipal Finance Management Act, No 56 of 2003 read with Regulation 5 of the Asset Transfer Regulations, Portion 1 Erf 61 Parktown is not required to provide the minimum level of basic Municipal service and can be alienated.
- 2 That, subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, Portion 1 Erf 61 Parktown measuring approximately ± 1756 m² be alienated at a market related value of not less than R5 100 000.00.00 (Five Million One Hundred Thousand Rand) excluding VAT subject to the following conditions:

- 2.1 That the applicant shall be liable for all costs involved in the transfer, subdivision, removal of restrictive conditions, rezoning and consolidation applications(as may be required) and all relevant Town Planning requirements as a condition to the sale of Portion 1 Erf 60 Parktown.
 - 2.2 That all administrative and incidental costs of the alienation be for the applicants' account.
 - 2.3 That access is to be to the satisfaction of JRA and that all municipal services (if any) be protected at all times by means of registration of a servitude. All costs relating to this will be for the applicant's account.
 - 2.4 That access to the servitudes remain unrestricted at any given time to the relevant authority.
 - 2.5 That all existing road servitudes (if any) be retained at all times.
 - 2.6 That all building plans are to be submitted to the Local Authority before any construction.
 - 2.7 That the applicant must comply with EMS by laws
 - 2.8 That the applicant will be liable for the upgrade of bulk infrastructure required for any development on the property and that only uses that are in line the with Municipal zoning will be permitted as per the City of Johannesburg Land Use Scheme, 2018.
 - 2.9 That the applicant takes responsibility of the repair of services should they get damaged by this proposal
 - 2.10 That the applicant takes responsibility of the relocation of services affected
 - 2.11 That the applicant registers a servitude to protect City Power services
 - 2.12 That City Power Jhb, its staff and vehicles are provided 24hr unrestricted access to their services.
3. That the Chief Executive Officer of City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Kayuri Maharaj)

Item 101 PROPOSED REGISTRATION OF A RIGHT
OF WAY (ROW) SERVITUDE OVER
PORTION 1 OF ERF 76 WESTGATE

RESOLVED

1. That, Section 79(18)(a)(ii) of the Local Government Ordinance, 1939, read with Section 14(2) of the MFMA and in compliance with Regulations 5 of the Asset Transfer Regulations Portion 1 of Erf 76 Westgate measuring approximately 291m² is not required to provide the minimum level of basic services.
2. That, a right of way servitude over Portion 1 of 76 Westgate be registered in favour of RE 221 of the Farm Turffontein 96 IR at a compensation of R10 000.00 (Ten thousand rand) excluding VAT subject to the following conditions:
 - 2.1 All cost relating to and incidental to this application (i.e. survey and registration costs, relocation of services/amenities (if necessary), registration of municipal servitude/s (if necessary), claims by third parties, advertising etc shall be borne by the applicant.
 - 2.2 That, the applicant shall be responsible for the installation, relocation and/or removal of engineering services required as a result of this application at its own cost and that the applicant shall register servitudes to protect any services that may be affected by the right of way servitude.
 - 2.3 That, all relevant environmental related legislation and by-laws as applicable shall be complied with.
 - 2.5 That the Council, its staff and vehicles be provided with 24 hours unrestricted access to their services if any.
 - 2.6 That, the applicant shall be responsible for the cleaning, security and maintenance of the servitude area.
 - 2.7 That, the City of Joburg Municipality shall not be held responsible for any illegal occupation and litter caused within the servitude area.
 - 2.8 That, the applicant shall comply with all Emergency Management Services.
3. That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transactions in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Nomsa Ndlovu)
(Tel. (010) 219 9130)

Item 102 ALIENATION OF PORTION 1
ERF 60 PARKTOWN

RESOLVED

- 1 That, in terms of Section 14 (2) of the Municipal Finance Management Act, No 56 of 2003 read with Regulation 5 of the Asset Transfer Regulations, Portion 1 Erf 60 Parktown is not required to provide the minimum level of basic Municipal service and can be alienated.
- 2 That, subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, Portion 1 Erf 60 Parktown measuring approximately $\pm 1756 \text{ m}^2$ be alienated at a market related value of not less than R5 400 000.00.00 (Five Million Four Hundred Thousand Rand) excluding VAT subject to the following conditions:
 - 2.1 That the applicant shall be liable for all costs involved in the transfer, subdivision, removal of restrictive conditions, rezoning and consolidation applications (as may be required) and all relevant Town Planning requirements as a condition to the sale of Portion 1 Erf 60 Parktown.
 - 2.2 That all administrative and incidental costs of the alienation be for the applicants' account.
 - 2.3 That access is to be to the satisfaction of JRA and that all municipal services (if any) be protected at all times by means of registration of a servitude. All costs relating to this will be for the applicant's account.
 - 2.4 That access to the servitudes remain unrestricted at any given time to the relevant authority.
 - 2.5 That all existing road servitudes (if any) be retained at all times.
 - 2.6 That all building plans are to be submitted to the Local Authority before any construction.
 - 2.7 That the applicant must comply with EMS by laws and that access to emergency vehicles is provided.
 - 2.8 That the applicant will be liable for the upgrade of bulk infrastructure required for any development on the property and that only uses that are in line the with Municipal zoning will be permitted as per the City of Johannesburg Land Use Scheme, 2018.
 - 2.9 That the applicant takes responsibility of repair of services affected should they get damaged by this proposal.
 - 2.10 That the applicant takes responsibility of the relocation of services.
 - 2.11 That the applicant registers a servitude to protect the City Power services.

- 2.12 That city Power Jhb, its staff and vehicles are provided with 24hr unrestricted access to their services.
- 3 That the Chief Executive Officer of City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the applicable legislation and that it shall be subject to such further conditions the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Kayuri Maharaj)

Item 103 PROPOSED PUBLIC PARTICIPATION IN TERMS
OF THE MUNICIPAL ASSET TRANSFER REGULATIONS
FOR THE LEASE OF PORTION 1 OF ERF 4668
BRYANSTON KNOWN AS THE BRYANSTON
SPORTS CLUB

RESOLVED

1. That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the lease of portion 1 Erf 4668 Bryanston approximately 37 240 m² in totality.
2. That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - 2.1 To invite the local community and other interested parties to submit comments or representations;
 - 2.2 Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - 2.3 Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.

- 3 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Jane Moatshe)
(Tel. (010) 219 9216)

Item 104 PROPOSED PUBLIC PARTICIPATION IN TERMS
OF THE MUNICIPAL ASSET TRANSFER REGULATIONS
FOR THE DEVELOPMENT AND LONG TERM LEASE
OF PORTION 2 OF ERF 216, ERF 217 AND A PORTION
OF ERF 218 PARKTOWN FOR COMMERCIAL AND/OR
BUSINESS PURPOSES

RESOLVED

- 1 That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the development and lease of Portion 2 of Erf 216, Erf 217 and a Portion of Erf 218 Parktown measuring approximately 11 000 m² in totality.
- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - 2.1 To invite the local community and other interested parties to submit comments or representations;
 - 2.2 Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - 2.3 Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.

- 3 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Lilly Lee Brown)
 (Tel. (010) 219 9216)

Item 105 PUBLIC PARTICIPATION IN TERMS OF THE MUNICIPAL ASSET TRANSFER REGULATIONS FOR THE PROPOSED DEVELOPMENT AND LONG TERM LEASE OF PORTION 3 OF THE FARM RIETVLEI 101 IR, THE REMAINDER OF PORTION 8 OF THE FARM PALMIETFONTEIN 141 IR AND PORTION 1 OF THE FARM LIEFDE EN VREDE 104 IR (COMMONLY KNOWN AS THE RIETVLEI ZOO FARM)

RESOLVED

- 1 That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the development and long-term lease of Public Participation process for the development and long term lease of Portion 3 of the Farm Rietvlei 101 IR, the Remainder of Portion 8 of the Farm Palmietfontein 141 IR and Portion 1 of the Farm Liefde-en-Vrede 104 IR measuring approximately 110.8 hectares in totality.
- 2 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
- 2.1 To invite the local community and other interested parties to submit comments or representations;
- 2.2 Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
- 2.3 Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.

3. That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Lilly Lee Brown)
(Tel. (010) 219 9216)

Item 106 PROPOSED ALIENATION/DISPOSAL OF
PORTION 14 OF ERF 32 SANDOWN
(ROYAL ASCOT LANE)

RESOLVED

1. That in terms of Regulation 5 of the Asset Transfer Regulations, 2008, and Section 14(2) of the Municipal Finance Management Act, 56 of 2003, Portion 14 of Erf 32 Sandown is not required to provide the minimum level of basic Municipal service which is necessary to ensure an acceptable and reasonable quality of life and which would not endanger public health or safety or the environment and can be disposed of.
2. That in terms of Section 79(18) (b) of the Local Government Ordinance, No. 17 of 1939, as amended and should no objections be received, Portion 14 of erf 32 Sandown be alienated.
3. That the property be alienated at a market related value not less than R2 780 000.00 (excluding VAT).
4. That the road is subject to a 100mm diameter water main, therefore a servitude must be registered over the said water main and therefore no structures shall be permitted to be erected over the said water main.
5. That the residents of Erf 542 Sandown be granted access to Mushroom Farm Park across portion 14 of Erf 32 Sandown.
6. That Municipal services to be protected and if any services are present within the servitude area, they need to be registered or relocated at developer's costs.
7. That the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd be authorized to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation.

8. That the alienation and / or disposal of the above mentioned property shall be subject to such further conditions as the Chief Executive Officer: JPC considers necessary to protect the Council's interests.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Nokwanda Ntshangase)

Item 107 PUBLIC PARTICIPATION FOR THE PROPOSED
DEVELOPMENT AND LONG-TERM LEASE OF
PORTION 278 OF THE FARM LANGLAAGTE 224- IQ

RESOLVED

- 1 That the Council rescinds the resolution made on 25/27 May 2021 per item 8 of the agenda resolving to authorise the City of Joburg Property Company to conduct a public participation process for the proposed housing development on Portion 278 of the Farm Langlaagte 224-IQ.
- 2 That since the fair market value of the asset to be leased exceeds R10 million, the Chief Executive Officer: City of Joburg Property Company be authorised to conduct a public participation process as envisaged in terms of Regulation 35 of the Asset Transfer Regulations (ATR) 2008, in respect of Portion 278 of the Farm Langlaagte 224-IQ in accordance with its zoning rights;
- 3 That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - i. invite the local community and other interested parties to submit comments or representations;
 - ii. solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - iii. comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ;
- 4 That the Chief Executive Officer: City of Joburg Property Company submit a report within 60 days of the conclusion of the above public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services, as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Nokwanda Ntshangase)
(Tel. (010) 219 9000)

Item 108 PROPOSED LEASE OF A PORTION OF
PORTION 360 OF THE FARM WITPOORT
406 JR ADJACENT TO PERCHENRON
ROAD FOR PARKING PURPOSES

RESOLVED

1. That, in terms of Regulation 34(1)(b) and 36 of the Municipal Asset Transfer Regulations, a portion of Portion 360 of the farm Witpoort 406 JR measuring approximately 773m² is not required to provide the minimum level of basic municipal service.
2. That, in terms of the provisions of Section 79 (18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended and if no objections are received, a portion of Portion 360 of the farm Witpoort 406 JR measuring approximately 773 m², be leased subject to a minimum monthly income of no less than R 2 177.00 (Two Thousand One Hundred and Seventy Seven Rand) excluding VAT escalating at 7 % per annum for the period of not less than nine (9) years and eleven (11) months for the purposes of parking, subject to the following conditions:
 - 2.1 That all cost relating to and incidental to this application shall be borne by the applicant.
 - 2.2 That the installation, relocation and/or removal of engineering services required be at the cost of the applicants. Plans for any of the aforementioned must be submitted to the local authority for evaluation and approval.
 - 2.3 That all Emergency Management Services By-laws be complied with and adhered to.
 - 2.4 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property.
 - 2.5 That no rezoning of the property shall be permitted for the duration of the lease period.
 - 2.6 That all environmental and related legislation and By-laws applicable to the Property shall be complied with.
 - 2.7 That access to all municipal services to be protected, no permanent structures should be erected on the Property, only open parking is permitted.
 - 2.8 That all site development plans be submitted to the Local Authority for approval prior to any construction.

- 2.9 That all existing servitudes on the property shall be protected at the cost of the applicant.
- 2.10 Full, free and unhindered vehicular and pedestrian access should be maintained at all times to JRA and any other agency or utility (e.g. Electricity, Water, Sewerage, Pikitup), officials, or contractor (e.g. meter readers), any private (non-agency utility) service department (e.g. Telkom, Eskom, Rand Water), as well as emergency services (e.g. Fire, Ambulance, SAPS, Civil Defence).
- 2.11 That no compensation will be payable by the city for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
- 2.12 That the tenant shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
3. That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to these transactions in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Lilly Lee Brown)
 (Tel. (010) 219 9216)

Item 109 PROPOSED PERMANENT ROAD CLOSURE
 AND ALIENATION OF PORTION OF 16TH STREET
 ADJACENT TO ERF 2019 ORANGE GROVE

RESOLVED

1. That in terms of Section 14 (2) of the Municipal Finance Management Act, No 56 of 2003, Permanent Road Closure and Alienation of Portion of 16th street adjacent to Erf 2019 Orange Grove, measuring 2 139m² is not required to provide the minimum level of basic municipal services.
2. That subject to the provisions of Section 79(18)(b) of the Local Government Ordinance 17 of 1939, as amended, the Portion of 16th Street adjacent to Erf 2019 Orange Grove be alienated.

3. That in terms of Regulation 5(1)(b) of the Asset Transfer Regulation, the alienation of Portion of 16th Street adjacent to Erf 2019 Orange Grove be approved in accordance with the provisions of Section 79(18)(a) of the Local government Ordinance, No 17 of 1939, as amended.
4. That the City of Johannesburg will receive a once off income of not less than R 3 210 000.00 (Three Million Two Hundred and Ten Thousand Rand) without Vat subject to the following conditions:
 - 4.1 That, the applicant shall be liable for all costs involved in the transfer, subdivision, removal of restrictive conditions, rezoning and consolidation applications (as may be required) and all relevant Town Planning requirements as a condition to the Permanent road Closure and Alienation of Portion of 16th street adjacent to Erf 2019 Orange Grove.
 - 4.2 That, access to emergency vehicles to be provided.
 - 4.3 That, the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property.
 - 4.4 That, all existing servitudes on a portion of 16th Street are to be protected by the applicant.
 - 4.5 That, the road portion must always be accessible to Council and Council vehicles.
 - 4.6 That, the applicant must obtain buy-in from all affected parties.
 - 4.7 That, Joburg Water's existing 200mm diameter clay pipe on 15th Street will have to be protected by the two (2) metre wide servitudes for maintenance purposes (24 hour access to do repairs and maintenance on this sewer asset).
 - 4.8 That, Joburg Water's sewer pipe (size 300mm diameter clay pipe) is located on this 16th road and on Erf 2019 Orange Grove will have to be protected by the two (2) metre wide servitudes for maintenance purposes (24 hour access to do repairs and maintenance on this sewer asset).
 - 4.9 That, the relocation of the service affected.
 - 4.10 All administrative and incidental costs of the alienation be for the applicants' account.

5. That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Nthabiseng Sishi)

Item 110 PROPOSED SALE OF A PORTION
ERF 580 GLENANDA FOR ACCESS
AND PARKING PURPOSES

RESOLVED

1. That in terms of Section 14(2) of the Municipal Finance Management Act read with Regulation 5 of the Municipal Asset Transfer Regulation 2008, portion of Erf 580 Glenanda measuring approximately 1464m² is not required for the provision of municipal services, and may be alienated.
2. That subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, Portion of Erf 580 Glenanda measuring approximately 1464m², be alienated at not less than the market value excluding VAT, subject to the following conditions:
3.
 - 2.1 That all environmental and related legislation and By-laws applicable to these property shall be complied with.
 - 2.2 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 2.3 That all Emergency Management Services By-laws be complied with and adhered to.
 - 2.4 That all building lines should be retained.
 - 2.5 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property and that no structures will be allowed within these servitudes.
 - 2.6 That all existing servitudes on the property shall be registered at the cost of the purchaser.

- 2.7 That the purchaser shall be liable for the payment of all sewerage, refuse removal fees levied or payable in respect of the site and for all municipal services including the payment of assessment rates as determined from time to time as per the Rating Ordinance.
- 2.8 That all administrative and incidental costs of the sale shall be for the purchaser's account.
- 2.9 That the following conditions of JRA shall be complied with:-
- 2.9.1 A 5.5m land portion along both Lois and Vorster Avenue, from the road kerbline onto Erf 580 Glenanda, and a 10 x 10 road splay at corner Lois and Vorster Avenue to be excluded from this application.
 - 2.9.2 Access to be to the satisfaction of the JRA, and to be positioned at the furthest point away from the roundabout.
 - 2.9.3 The JRA reserves a right to require a Site Traffic Assessment at Site Development Plan Stage.
 - 2.9.4 Stormwater management to be to the satisfaction of the JRA. The COJ, stormwater Design Manual to be considered.
 - 2.9.5 No structure nor parking is allowed within the 1:100 year flood line.
 - 2.9.6 Parking to conform to the Town Planning Scheme requirements and to standards.
 - 2.9.7 Any cost for upgrading, relocation, removal, provision or installation of services shall be borne by the applicant.
- 2.10 That no structures shall be erected over Joburg Water sewer and water mains services.
- 2.11 That the following conditions of Citizen Relationship and Urban Management _Region F be complied with:
- 2.11.1 That the proposed development does not impact negatively on service delivery in the affected area
- 3 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer of the City Joburg Property Company (SOC) Ltd, in consultation with CoJ Group Legal, considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Busisiwe Khathide)
(Tel. (010) 219 9000)

Item 111 PROPOSED PERMANENT CLOSURE AND
SALE OF A PORTION OF GRIEFF ROAD

RESOLVED

1. That, in terms of Section 14 (2) of the Municipal Asset Transfer Regulations, read with Regulation 5 of the MFAMA, a portion of Grieff Road, Brecknock AH of which the sale area measures approximately 5379m² in totality is not required for basic municipal use.
2. That, in terms of the provisions of Section 67 and 79 (18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended and if no objections are received, a portion of Grieff Road, Brecknock AH measuring approximately 5379m², be permanently closed and sold at a market related values, currently calculated at R 1 300 000.00 (One Million Three Hundred Thousand Rand) exclusive of VAT; for security, access and parking purposes, subject to the following conditions:
 - 2.1 That all cost relating to and incidental to this application shall be borne by the Applicant for road closure, transfer, consolidation, natural tie and rezoning.
 - 2.2 That the purchasers are not absolved from complying with town planning and building control regulations that maybe triggered as a result of the proposed development.
 - 2.3 That land uses operating on the property are subject to town planning applications and approvals.
 - 2.4 That all site development plans be submitted to the Local Authority for approval prior to any construction.
 - 2.5 That all existing servitudes on the property shall be protected at the cost of the applicant.
 - 2.6 That no compensation will be payable by the City for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
 - 2.7 That the purchasers shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
 - 2.8 The Johannesburg Roads Agency has no objection to the permanent closure and alienation of a portion of Grieff Road.

3. That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to these transactions in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Kayuri Maharaj)

Item 112 RESCINDING AND AMENDMENT OF COUNCIL
RESOLUTION OF 17 OCTOBER 2019 FOR THE
ALIENATION OF A PORTION OF SIXTH ADJACENT
TO PTN 3 OF 595 MELVILLE TOWNSHIP

RESOLVED

1. That, Council rescinds its resolution of 17 October 2019 only as it relates to the size and value of the property.
2. That council approves the cancellation of the current agreement and that a new agreement be concluded between the parties.
3. That, the property measuring 94 m² be alienated at a market related value of R169 200.00 (One hundred and sixty nine thousand two hundred rand) excluding VAT.
4. That all other terms and conditions of the resolution remain unchanged.
5. That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer, City of Joburg Property Company (SOC) Ltd considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Nomsa Ndlovu)
(Tel. (010) 219 9000)

Item 113 PUBLIC PARTICIPATION IN TERMS OF THE MUNICIPAL ASSET TRANSFER REGULATIONS FOR THE PROPOSED LEASE OF THE ALEXANDRA AUTOMOTIVE HUB, ERF 1182 MARLBORO GARDENS FOR BUSINESS RELATED PURPOSES

RESOLVED

1. That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer Regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of Erf 1182 Marlboro Gardens measuring approximately 2 794m².
2. That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - 2.1 To invite the local community and other interested parties to submit comments or representations;
 - 2.2 Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - 2.3 Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.
3. That the Chief Executive Officer: City of Joburg Property Company submit a report after conclusion of, but no earlier than 60 days from commencement of the public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Rajan Ramkissoon)
(Tel. (010) 219 9084)

Item 114 PUBLIC PARTICIPATION FOR THE PROPOSED
LEASE OF THE REMAINING EXTENT OF
PORTION 127 OF THE FARM PAARDEKRAAL 226- IQ

RESOLVED

1. That since the property constitutes a capital asset of a value which exceeds R10 Million, the Accounting Officer be authorised to conduct a public participation process as envisaged in Sections 34 and 35 of the Municipal Asset Transfer regulations read with Section 19 of the Supply Chain Management Policy for Land (SCMPL), in respect of the granting of the right to use, control or manage in respect of the Remaining Extent of Portion 127 Farm Paardekraal 226-IQ measuring a total of approximately 568 917m².
2. That the above participation process be conducted in accordance with the provisions of the above regulations, including:
 - 2.1 To invite the local community and other interested parties to submit comments or representations;
 - 2.2 Solicit the view and recommendations of the National Treasury and the Provincial Treasury on the matter;
 - 2.3 Comply with Section 21 of the Systems Act by publishing the notification through the media, in a local newspaper(s) published in the area of jurisdiction of the COJ, in a newspaper(s) circulating in its area of jurisdiction and determined by the COJ as a newspaper of record, or by means of radio broadcasts covering the area of jurisdiction of the COJ.
3. That the Chief Executive Officer: City of Joburg Property Company submit a report after conclusion of, but no later than 60 days from conclusion of the public participation process, advising whether the capital asset is needed to provide a minimum level of basic municipal services as well as the fair market value of the asset and the economic and community value to be received in exchange for the capital asset.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Busisiwe Khathide)
(Tel. (010) 219 9000)

Item 115 PROPOSED SALE OF ERF 756 RABIE
RIDGE FOR RESIDENTIAL PURPOSES

RESOLVED

1. That, in terms of Section 14(2) of the Municipal Finance Management Act 56 of 2003 read with Regulation 5 of the Asset Transfer Regulations, Erf 756 Rabie Ridge measuring approximately 321 m² in totality is not required for the provisions of basic municipal services.

2. That, in terms of the provisions of Section 67 and 79 (18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended and if no objections are received, Erf 756 Rabie Ridge measuring approximately 321 m², be sold through a public tender process at a value of not less than the market value of (Two Hundred and Twenty Five Thousand Rand) excluding VAT for residential purposes subject to the following conditions;
 - 2.1 That all cost relating to and incidental to this application shall be borne by the applicant.
 - 2.2 That all Emergency Management Services By-laws be complied with and adhered to.
 - 2.3 That the installation, relocation and/or removal of engineering services required be at the cost of the applicants. Building Plans for any of the aforementioned must be submitted to the local authority for evaluation and approval.
 - 2.4 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property.
 - 2.5 That land uses operating on the property are subject to town planning applications and approvals.
 - 2.6 That all site development plans be submitted to the Local Authority for approval prior to any construction.
 - 2.7 That all existing servitudes on the property shall be protected at the cost of the applicant.
 - 2.8 That Application for the amendment of the existing land use rights must follow the normal procedure through CoJ Land Use Management Department.
 - 2.9 That Access to the property should be to the satisfaction of the JRA.
 - 2.10 That Existing servitudes over the property are to be protected.
 - 2.11 That Building lines are to be retained.
 - 2.12 That Storm water drainage is to be to the satisfaction of the JRA and EISD
 - 2.13 That the purchaser shall be liable for the payment of all sewerage and refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.

3. That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to these transactions in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Lilly Lee Brown)
 (Tel. (010) 219 9216)

Item 116 RESCISSION OF COUNCIL RESOLUTION AND
 THE PROPOSED DEVELOPMENT AND SALE OF
 ERVEN 1329 AND 1330 SUNDOWNER EXTENSION 61
 (PREVIOUSLY KNOWN AS PORTION 1 OF HOLDINGS 108
 BUSH HILL ESTATE) FOR RESIDENTIAL

RESOLVED

- 1 That the outcome of the Public Participation Process outlined in the body of the report be noted. Further there were no objections received for the proposed lease/sale advert from the public.
- 2 That the objective of this submission is to obtain approval to rescind the words Long Term Lease in the Council Resolution dated 12 May 2023 for Erven 1329 and 1330 Sundowner Ext 61.
- 3 That, in terms of Section 14 (2) of the Municipal Finance Management Act, No 56 of 2003 read with Regulation 5 of the Asset Transfer Regulations, Erven 1329 and 1330 Sundowner Ext 61 are not required to provide the minimum level of basic Municipal service.
- 4 That in terms of Section 79(18)(b) of the Local Government Ordinance, No. 17 of 1939, as amended and should no objections be received, Erven 1329 and 1330 Sundowner Ext 61 be sold on a development and sale subject to the following conditions:
 - Building Plans to be submitted to the Local Authority
 - Comply with EMS By-laws
 - Access to emergency vehicles to be provided
 - Access to be located and constructed to the satisfaction of the JRA
 - Stormwater management including on site attenuation is required to the satisfaction of the JRA
 - All post development stormwater is to be managed through a formal stormwater system, which is to tie into the existing available municipal reticulation system
 - An outline Scheme Report and cost estimate by a Professional Engineer is required.

- Parking to be provided on-site as per the relevant Two Planning Scheme. No parking will be allowed on the road reserve.
 - It must be noted that the final approval of the parking ratio lies with CoJ Land Use Management
 - Prior to development, a Site Development Plan addressing parking, access and vehicle manoeuvring space must be submitted to the council for approval.
- 5 That the Chief Executive Officer : City of Joburg Property Company (SOC) Ltd be authorized to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation.
- 6 That the sale of the above-mentioned properties shall be subject to such further conditions as the Chief Executive Officer : JPC considers necessary to protect the Council's interests.

(JOHANNESBURG PROPERTY COMPANY (SOC) LTD)
(Mr. M Mothabela)

Item 117 PROPOSED ACQUISITION OF ERVEN 9303,
9304 AND 9305 LENASIA SOUTH KNOWN
AS HOSPITAL HILL

RESOLVED

1. That the proposed donation and transfer of Erven 9303, 9304 and 9305 Lenasia South to the City of Johannesburg Metropolitan Municipality, be accepted.
2. That all costs relating to the transfer of the properties will be borne by COJ Human Settlements Department.
3. That assessment rates will be considered for a write off by the COJ.
4. That the Rates Department upon approval by the Council will write off the assessment rates and the CoJ Human Settlements Department will table a report to Council in this regard.
5. That the Human Settlements Department will be responsible for maintenance and security immediately upon registration of transfer of the properties.
6. That the Human Settlements Department upgrades the existing informal settlement after the transfer of the property.
7. That the properties be utilised solely for the upgrade of the informal settlement.
8. That Space Securitisation Pty Ltd warrant that there are no outstanding legal obligations, encumbrances or agreements in respect of the properties.

9. That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd or her nominee be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd considers necessary to protect the Council's interests.

(VF+ Dissenting)

(JOHANNESBURG PROPERTY COMPANY (SOC) LTD)

(Ms. M Motloung)

(Tel. 066282 2396)

Item 118 PROPOSED ACQUISITION OF THE RE/21,
RE/22 AND ERF 24 WOODMEAD FOR THE
UPGRADE OF THE EXISTING SUNNINGHILL
PUBLIC TRANSPORT FACILITY

RESOLVED

1. That in terms of Section 79 (24)(a)(i) of the Local Government Ordinance 17 of 1939 read with the Asset Transfer Regulations, 2008, and the Supply Chain Management Policy for Land (SCMPL) Erven RE/21, RE/22 & 24, Woodmead "the Properties" be acquired for the extension and the upgrade of the existing transport facility and use, on a willing-buyer willing-seller basis at not more than their market value to be determined by an independent valuer before negotiation stage ensues.
2. That all costs relating to and incidental to this acquisition will be borne by the City of Johannesburg: Transport Department.
3. That a Permission to Occupy and build (PTOB) agreement will be concluded with Transport Department after transfer of the properties has been effected.
4. That the City of Johannesburg: Transport Department will be responsible for the upkeep, security and maintenance of the properties immediately after transfer.
5. That the Chief Executive Officer of the City of Joburg Property Company SOC Ltd, be authorised to negotiate the acquisition of the properties.
6. That the Chief Executive Officer of the City of Joburg Property Company SOC Ltd be authorised to sign the land acquisition agreements and any other documents related to the acquisition of the properties.

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

(VF+ Dissenting)

(JOHANNESBURG PROPERTY COMPANY (SOC) LTD)

(Ms. A Mpongo)

(Tel. 066 282 2504)

Item 119 REGISTRATION OF ELECTRICAL SERVITUDE
OVER THE REMAINDER OF PORTION 24 OF
FARM ELANDSFONTEIN 107 IR IN FAVOUR OF
ESKOM (NOW KNOWN AS THE NATIONAL
TRANSMISSION COMPANY OF SOUTH AFRICA)

RESOLVED

1. That in terms of Section 14(6) of the Municipal Finance Management Act 56 of 2003, read with Regulation 20(1)(f) Municipal Asset Transfer Regulation Remaining Extent of Portion 24 of Farm Elandsfontein 107 IR measuring 21 577m² is not required to provide the minimum level of basic municipal services; and as surplus to the requirements of the CoJ.
2. That the registration of electrical servitude in favour of Eskom over the subject property, is approved by EMS subject to the following:
 - 2.1 Building plans to be submitted to the Local Authority
 - 2.2 Comply with EMS by-Laws
3. That the proposed registration of electrical servitude in favour of Eskom over the subject property, is approved by the JRA subject to the following:
The above farm portion is subject to a 1220mm diameter sewer mains. These sewer mains must be protected by registered servitude and no structures shall be permitted to be erected within that servitude over the sewer mains.
4. That the proposed registration of electrical servitude in favour of Eskom over the subject property, is approved by the JRA subject to the following:
 - 4.1 Storm water management to be to the satisfaction of the JRA. Provision must be made for acceptance and disposal of storm water onto lower lying properties.
 - 4.2 Any servitude (Roads and Storm water) in favour of the council must be protected.

- 4.3 Any existing services (roads and stormwater) must be protected.
- 4.4 Servitudes to be registered at the cost of the applicant, wherever deemed necessary by the local authority.
- 4.5 Any cost for upgrading relocation, removal, provision and installation of services shall be borne by the applicant.
5. That the Region F office supports the application; subject to the condition that the applicant adheres to all municipal and land use by-laws.
6. That the Environment and Infrastructure Services Department proposed that the following conditions are included in the approval.
 - 6.1 The area is affected by the 1:100 year floodline and may be affected by a wetland. The City's Catchment Management Policy, 2008 must be complied with
 - 6.2 Eskom must comply with requirement of the Gauteng Department of Agriculture and Rural Development (GDARD) and the National Department of Water and Sanitation with respect to environmental authorisation and water use licence if triggered by the propose land use.
 - 6.3 Eskom must comply with requirements of all the City Department/Municipal entities
7. That the area is affected by the 1:100 year floodline and may be affected by a wetland. The City's Catchment Management Policy, 2008 must be complied with.
8. That Eskom must comply with requirement of the Gauteng Department of Agriculture and Rural Development (GDARD) and the National Department of Water and Sanitation with respect to environmental authorisation and water use licence if triggered by the propose land use.
9. That Eskom must comply with requirements of all the City Department/Municipal entities.
10. That subject to the provisions of Section 79(18) (b) of the Local Government Ordinance, 1939, as amended and in compliance with Section (2) of the Land Survey Act, 1997 the servitude be registered in favour of Eskom SOC Ltd (Now Known As The National Transmission Company Of South Africa) over the above-mentioned property subject to the following conditions:
 - 10.1.1 All cost relating to and incidental to this application (i.e. survey and registration costs, relocation of services/amenities (if necessary), registration of municipal servitude/s (if necessary), claims by third parties, etc.) shall be borne by Eskom.
 - 10.1.2 A market related compensation amount of not less than R 540 000.00 (Five hundred and Forty Thousand Rand) excluding VAT as determined by an independent valuer, shall be payable by Eskom upon registration of the servitude.

- 10.2 That Eskom shall be responsible for the installation, relocation and/or removal of engineering services required as a result of this application at its own cost.
- 10.3 That Eskom shall obtain the necessary approval of plans from the necessary COJ Departments prior to construction.
- 10.4 That all relevant environmental and environmental related legislation and by-laws as applicable shall be complied with.
- 10.5 That Eskom shall register all servitudes to protect any services that may be relocated due to this application.
- 10.6 That the Council, its staff and vehicles be provided with 24 hours unrestricted access to their services that may be located within the servitude area.
- 10.7 That Eskom shall be responsible for the cleaning, security and maintenance of the servitude area and surrounding portion of land that may be sterilised due to this application.
- 10.8 That Eskom shall restore all road surfaces and all other surfaces to the satisfaction of the Council.
- 10.9 That the City of Joburg Municipality shall not be held responsible for any illegal occupation and litter caused within the servitude area.
- 10.10 That should the servitude area be illegally occupied, Eskom shall bear the cost for relocation of the occupants and costs for the cleaning of the litter.
- 10.11 That Eskom shall be in liaison with the Ward Councillor and Ward Committee prior and for the duration of construction of the electrical infrastructure.
- 10.12 That Eskom shall have the right to erect such gates to gain access to or egress from the property and or protect their infrastructure as ESKOM may deem necessary or convenient;
- 10.13 That ESKOM shall have the right to erect an electrical infrastructure on the servitude area, and all work necessary or ancillary thereto, which right shall include:
 - 10.13.1 The right to erect such structures and works on the property or erect or lead such conductors, cables or appliances or other equipment on or over the property as may be necessary or convenient in exercising the right of servitude; and the right to erect such supporting

- mechanisms for structures and works with the possibility that it may reasonably extend beyond the servitude area as may be necessary or convenient to safely secure the structures or works.
- 10.13.2 the right to enter and be upon the property at any time in order to construct, erect, operate, use, maintain, repair, re-erect, alter or inspect the structures, works, appliances, conductors or cables on the property or in order to gain access to any adjacent property in the exercise of similar rights;
- 10.13.3 the right to use existing roads giving access to the property or roads running across the property and gates on the property and to erect in any fence such gates as may be necessary to gain access to or exit from the property and to gain access to any powerline, telecommunication conductors, cables or accessory equipment;
- 10.13.4 the right to remove any trees, bush, material, grass or structures within the restricted area defined in clause 6.13. hereof and the right to cut or trim any tree in order to comply with the restrictions referred to in clause 6.13. hereof;
- 10.13.5 the right to utilise various conductors, installations and apparatus in the servitude area for radio-/microwave, telecommunication and other related purposes.
- 10.13.6 every ancillary right necessary or convenient for the proper exercise of the servitude to convey electricity across the property and for telecommunication purposes.
- 10.13.7 let any portion of the installations and apparatus thereon to any third party on such conditions and use as Eskom may deem fit.
- 10.13.8 Cede all or any of the rights granted in terms of this servitude to any third party, be it before or after exercising of the rights or before or after registration of the servitude in the relevant deeds office.
- 10.14 Eskom shall exercise its rights subject to the following terms and conditions -
- 10.14.1 Eskom shall ensure that any gates used by it are kept closed.
- 10.14.2 Eskom shall pay compensation where damage or injury is caused by any negligent act or omission on the part of Eskom its employees or contractors
- 10.14.3 No compensation is payable for damage to natural vegetation within the servitude area referred to in 6.13. herein.

10.15 With regard to the COJ the following special restrictions are placed on the use of the property namely -

10.15.1 No building or structure may be erected or installed above or below the surface of the ground within the servitude area and no tree or shrub may be planted within the servitude area or within 11 metres from the centre line of any power lines or within 11 metres from any structure supporting mechanism.

10.15.2 No tree which will grow to a height in excess of the horizontal distance of that tree from the nearest conductor or any power line shall be planted within the vicinity of the power line.

10.15.3 No material which may in the opinion of Eskom endanger the safety of any power line be placed within the servitude area.

10.15.4 No mining activities or blasting operations shall be carried out within 500 metres of the centre line of any power line without prior written permission of Eskom.

10.16 That Eskom shall register the final route description on completion of construction and a balance shall be payable if additional land has been utilized.

11 That the Chief Executive Officer of City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to the registration of the servitudes over the various Soweto properties listed above in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, in consultation with COJ: Group Legal consider necessary to protect the Council's interest.

(JOHANNESBURG PROPERTY COMPANY (SOC) LTD)
(Ms. J Kock)

Item 120 TRANSFER OF THE REMAINDER
OF FARM DANVILLE 599 JR

RESOLVED

1 That, the erroneous transfer of Remainder of Farm Danville 599 JR be rectified, and the property be transferred to the City of Tshwane Metropolitan Municipality.

- 2 That, the property will be transferred in terms of Section 79(17) of the Local Government Ordinance, No. 17 of 1939, as amended, read with Section 114(6) of the Municipal Finance Management Act 56 of 2003 and Regulation 20(1)(d) of the Asset Transfer Regulations.
- 3 That the City of Tshwane Metropolitan Municipality be given the Special Power of Attorney upon approval by the CoJ Council to be able to secure and develop the property immediately while awaiting transfer.
- 4 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer, City of Joburg Property Company (SOC) Ltd in consultation with COJ legal considers necessary to protect the Council's interest.

(JOHANNESBURG PROPERTY COMPANY (SOC) LTD)
 (Ms. M Motloung)
 (Tel. 066 282 2396)

Item 121 ACQUISITION OF PRIVATELY OWNED LAND
 WITHIN THE SOUTHERN FARMS PRECINCT
 FOR HOUSING DEVELOPMENT PURPOSES

RESOLVED

- 1 That the City of Joburg Property Company SOC Ltd (JPC) be authorised to purchase/acquire the following properties:
 - Remainder of Portion 19 of the Farm Eikenhof 323IQ; Remainder of Portion 2 of the Farm Eikenhof 323IQ; Remainder of Portion 21 of the Farm Eikenhof 323 IQ; Remainder of Portion 23 of the Farm Eikenhof 323 IQ; Remainder of Portion 25 of the Farm Eikenhof 323 IQ; Remainder of Portion 51 of the Farm Eikenhof 323IQ; Remainder of Portion 52 of the Farm Eikenhof 323IQ; Remainder of Portion 57 of the Farm Eikenhof 323 IQ; Remainder of Portion 78 of the Farm Eikenhof 323 IQ; Remainder of Portion 87 of the Farm Eikenhof 323 IQ; and Remainder of Portion 26 of the Farm Eikenhof 323 IQ.
- 2 That the Chief Executive Officer of the City of Joburg Property Company SOC Ltd be authorised to acquire the land parcels by means of a willing seller and willing buyer basis at the market value determined by an Independent Professional Valuer at the time of acquisition.
- 3 That in terms of Section 79 (24)(a)(i) the acquisition of the properties be at values not exceeding the values as determined by independent professional Valuer.

- 4 That In the event that the City of Johannesburg Property Company SOC Ltd fails to acquire the properties on a willing buyer/willing seller basis at the market related value determined by a professional valuer/s, the Chief Executive Officer of the City of Joburg Property Company SOC LTD be authorised to consult with the Executive Director: Housing to acquire the property by means of expropriation;
- 5 That JPC shall advise the registered owners of the properties of the Councils intention to expropriate if there is no consensus reached on the purchase price, prior to serving the owners with an expropriation notice in due compliance with the provisions of PAJA and the Expropriation Act.
- 6 That all costs relating to and incidental to this acquisition will be borne by the City.
- 7 That the Chief Executive Officer of the City of Joburg Property Company SOC Ltd be authorised to sign the land acquisition agreements and any other documents related to the acquisition of the privately owned land portions.

(DA and VF+ Dissenting)

(JOHANNESBURG PROPERTY COMPANY (SOC) LTD)
 (Mr. M Makhunga)
 (Tel. 010 219 9000)

Item 122 MOTIVATION THAT COUNCIL RECOVER OR
 CERTIFY AS IRRECOVERABLE AND REGULARISE
 IRREGULAR AND UNAUTHORISED EXPENDITURE –
 OCTOBER 2024

RESOLVED

- 1 That Council certify as irrecoverable and regularise R985,835,933.44 in irregular expenditure by City of Johannesburg Metropolitan Municipality for the 2010/11 to 2022/23 financial years.
- 2 That Council certify as irrecoverable and regularise R125,439,000.00 in unauthorised expenditure by City of Johannesburg Metropolitan Municipality for the 2015/16 and 2020/21 financial year.
- 3 That Accounting Officer submits this report to National Treasury, together with the minutes of the meeting of Council that reflect the Council resolution for this report, within seven working days of its adoption. Group Finance must submit a report with evidence attesting to this submission to the Municipal Public Accounts Committee.

(COJ LEGISLATURE)
 (Mr. Mabogo Thinga)
 (Tel. (083) 702-8292)

Item 123 CHANGES IN MEMBERSHIP OF THE
VARIOUS SECTION 79 COMMITTEES

RESOLVED

That Council approve the changes in membership of the various Section 79 Committees, as reflected in the body of the report.

(COJ LEGISLATURE)
(Mokgano Leshalabe)
(Acting Deputy Director: Political Administration and Support)
(Office of the Whip of Council)
(Tel. (011) 407-6218)

Councillor Cook M (GOOD) said that he wanted to put it on record that the administration changed his membership without his knowledge and that he would take action in that regard.

Item 124 PROPOSED LEASE OF A PORTION OF
ERF 5448 ENNERDALE EXTENSION 9 FOR
COMMERCIAL PURPOSES VIA PUBLIC TENDER

RESOLVED

1. That, in terms of Regulation 34(1)(b) and 36 of the Municipal Asset Transfer Regulations, Erf 5448 Ennerdale Ext 9 of which the lease area measures approximately $\pm 2\,826\text{m}^2$ is not required for the municipality's own use during the period for which the lease will be granted.
2. That, in terms of the provisions of Section 79 (18) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended and if no objections are received, Erf 5448 Ennerdale Ext 9 measuring approximately $\pm 2\,826\text{m}^2$, be leased via public tender at market related rental of not less than R 1 933.33, per month exclusive of VAT; escalating at 8% per annum for the period of not more than (9 years 11 months) Nine years eleven months for parking purposes as parking, subject to the following conditions:
 - 2.1 That all cost relating to and incidental to this application shall be borne by the applicant.
 - 2.2 That all Emergency Management Services By-laws be complied with and adhered to.
 - 2.3 That the installation, relocation and/or removal of engineering services required be at the cost of the applicants. Building Plans for any of the aforementioned must be submitted to the local authority for evaluation and approval.

- 2.4 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property.
 - 2.5 That lessees are not absolved from complying with town planning and building control regulations that maybe triggered as a result of the proposed development.
 - 2.6 That land uses operating on the property are subject to town planning applications and approvals.
 - 2.7 That all site development plans be submitted to the Local Authority for approval prior to any construction.
 - 2.8 That all existing servitudes on the property shall be protected at the cost of the applicant.
 - 2.9 That no compensation will be payable by the City for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
3. That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Kayuri Maharaj)

Item 125 SALE OF ERF 3264 JABAVU
FOR PARKING PURPOSES

RESOLVED

1. That, in compliance with Section 14(2) of the Municipal Finance Management Act, read with Regulation 5 of the Municipal Asset Transfer Regulations Erf 3264 Jabavu measuring approximately 773 m² is not required for the provision of basic Municipal services.
2. That, subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, Erf 3264 Jabavu be sold to the adjacent owner for parking purposes at a market related value not less than R 740 000 as determined by an Independent Valuer subject to the following conditions:
 - 2.1. That access to be to the satisfaction of JRA.
 - 2.2. That the access to emergency vehicles to be provided.
 - 2.3. Application for the amendment for the existing land use rights must follow the normal procedure through CoJ Town Planning Department.

- 2.4. That the property be developed into a vehicular parking area.
 - 2.5. That the property shall be consolidated with the adjacent Erf 1057 Jabavu Extension 2 and rezoned to align with the adjacent property.
 - 2.6. That, a rezoning application be submitted to development planning in order to obtain land use rights for the proposed parking facility.
 - 2.7. Any existing servitudes (road widening and stormwater) over the property must be protected by means of a servitude.
 - 2.8. Stormwater management is to be to the satisfaction of the JRA and CoJ EISD.
 - 2.9. That the purchaser shall comply with Emergency Management Services By-laws
 - 2.10. That all environmental and related legislation and By-law applicable to the Property shall be complied with.
 - 2.11. That, all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 2.12. That, all costs relating to the transfer, rezoning consolidation upgrading, relocation, removal, provision, and installation of services and all other applicable costs will be for the account of the purchaser.
 - 2.13. That, all building lines should be retained.
 - 2.14. That, the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property.
 - 2.15. That, the purchaser will be responsible for costs to register servitudes to protect council services, relocation of services and any the repair of the services affected should they be damaged by the proposal.
 - 2.16. That, the purchaser shall be liable for the payment of all sewerage and refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
 - 2.17. That no parking or encroachment will be permitted on the road reserve, parking must be provided internally, according to the relevant Town Planning Scheme.
3. That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)

(Mpho Motloung)

(Tel. (010) 219 9125)

Item 126 ALIENATION OF HOLDING 149 LINBRO
PARK AGRICULTURAL HOLDING

RESOLVED

1. That In terms of Section 14 (2) of the Municipal Finance Management Act, No 56 of 2003, Alienation of Holding 149 Linbro Park A.H measuring approximately 3 257m² is not required to provide the minimum level of basic municipal services.
2. That subject to the provisions of Section 79(18)(b) of the Local Government Ordinance 17 of 1939, as amended, Holding 149 Linbro Park A.H be alienated.
3. That in terms of Regulation 5(1)(b) of the Asset Transfer Regulation, the alienation of Holding 149 Linbro Park A.H, be approved in accordance with the provisions of Section 79(18)(a) of the Local government Ordinance, No 17 of 1939, as amended.
4. That, the City of Johannesburg will receive a once off amount at no less than R4 890 000.00 (Four Million Eight Hundred and Ninety Thousand rand) excluding VAT, for the property subject to the following conditions:
 - 4.1 That all environmental and related legislation and By-laws applicable to the property shall be complied with.
 - 4.2 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 4.3 That all Emergency Management Services By-laws be complied with and adhered to.
 - 4.4 That access to emergency vehicles should be provided on the property.
 - 4.5 That all building lines should be retained.
 - 4.6 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property and that no structures will be allowed within these servitudes.
 - 4.7 That all existing servitudes on the property shall be protected at the cost of the applicant.
 - 4.8 That the Lessee shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.

- 4.9 That, the applicant shall be liable for all administrative and incidental costs involved in the transfer, road closure, subdivision, removal of restrictive conditions, rezoning and consolidation applications (as may be required) and all relevant Town Planning requirements as a condition to the Alienation of Holding 149 Linbro Park A.H.
- 4.10 That the following conditions of CoJ Transport Department be complied with:
- 4.10.1 Conflicts between vehicles and pedestrians are minimised at the development access, through the provision of pedestrian gate.
- 4.10.2 The use of the property shall ensure that 2m sidewalks are provided along the property frontages and shall be in accordance with the City of Johannesburg Complete Street Design Manual and shall comply with universal access requirement to accommodate special needs passenger.
5. That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer of the City Joburg Property Company (SOC) Ltd, in consultation with CoJ Group Legal, considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Busisiwe Khathide)
(Tel. (010) 219 9000)

Item 127 PROPOSED TEMPORARY CLOSURE AND LEASE
OF THE PORTION OF A ROAD RESERVE AND THE
REMAINING EXTENT OF ERF 4602 BRYANSTON
ADJACENT TO PORTION 13 OF ERF 4602
BRYANSTON FOR PARKING AND LANDSCAPING

RESOLVED

- 1 That in terms of Section 66 of the Local Government Ordinance, read with Section 45 of the Municipal Planning by law 2016, the portion of a road reserve be temporarily closed and leased.

- 2 That in terms of Section 14(2) of the Municipal Finance Management Act read with Regulation 5 of the Municipal Asset Transfer Regulation 2008, the portion of a road reserve and the Remaining Extent of Erf 4602 Bryanston adjacent to portion 13 of Erf 4602 Bryanston, measuring approximately 2929m² is not required for the municipality's own use during the period, the right to use, control or manage is granted.
- 3 That subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, the portion of a road reserve and the Remaining Extent of Erf 4602 Bryanston Adjacent to portion 13 of Erf 4602 Bryanston, measuring approximately 2929m², be leased at no less than R21 583.00 (Twenty One Thousand Five Hundred and Eighty Three rand) per month escalating at 8% per annum for a period of nine (9) years and eleven (11) subject to the following conditions:
 - 3.1 That all environmental and related legislation and By-laws applicable to the property shall be complied with.
 - 3.2 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 3.3 That all Emergency Management Services By-laws be complied with and adhered to.
 - 3.4 That access to emergency vehicles should be provided on the property.
 - 3.5 That the Lessee will be liable for municipal services including the payment of assessment rates as determined from time to time as per the Rating Ordinance;
 - 3.6 That all building lines should be retained.
 - 3.7 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property and that no structures will be allowed within these servitudes.
 - 3.8 That all existing servitudes on the property shall be protected at the cost of the Lessee.
 - 3.9 That the Lessee shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
 - 3.10 That all administrative and incidental costs of the lease shall be for the Lessee's account.

4. That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer of the City Joburg Property Company (SOC) Ltd, in consultation with CoJ Group Legal, considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Busisiwe Khathide)
(Tel. (010) 219 9000)

Item 128 ALIENATION OF A PORTION OF ERF 482
ADJACENT TO ERF 569 HOMESTEAD PARK
FOR CAR PORT AND LANDSCAPING PURPOSES

RESOLVED

- 1 That in terms of Section 14(2) of the Municipal Finance Management Act read with Regulation 5 of the Municipal Asset Transfer Regulation 2008, a portion of Erf 482 adjacent to Erf 569 Homestead Park for car port and landscaping purposes, measuring approximately 170m² is not required to provide the minimum level of basic municipal services.
- 2 That subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, a portion of Erf 482 adjacent to Erf 569 Homestead Park for car port and landscaping purposes, measuring approximately 170m², be alienated at not less than R140 000.00 (One Hundred and Forty Thousand rand) excluding Vat subject to the following conditions:
 - 2.1 That all environmental and related legislation and By-laws applicable to the property shall be complied with.
 - 2.2 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 2.3 That all Emergency Management Services By-laws be complied with and adhered to.
 - 2.4 That access to emergency vehicles should be provided on the property.
 - 2.5 That the purchaser will be liable for municipal services including the payment of assessment rates as determined from time to time as per the Rating Ordinance;
 - 2.6 That all building lines should be retained.

- 2.7 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal servitudes situated on the property and that no structures will be allowed within these servitudes.
- 2.8 That all existing servitudes on the property shall be protected at the cost of the purchaser.
- 2.9 That the purchaser shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
- 2.10 That all administrative and incidental costs of the sale shall be for the purchaser's account.
- 2.11 That the following condition of Johannesburg Water SOC Ltd shall be complied with.
- 2.11.1 The erf is subject to a 254mm diameter sewer main, therefore no structures shall be permitted to be erected over the sewer networks.
- 2.12 That the following condition of Citizen Relationship and Urban Management of Region F shall be complied with.
- 2.12.1 That the proposed use does not impact negatively on service delivery in the affected area. The applicant must further ensure compliance to all Municipalities By-Laws related to the use of the land.
- 3 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer of the City Joburg Property Company (SOC) Ltd, considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)

(Debby Senatel)

(Tel. (010) 219 9000)

Item 129 LEASE OF ERF 1703 WILRO PARK
EXTENSION 5 FOR SPORTS AND
RECREATION PURPOSES

RESOLVED

- 1 That in terms of Section 79(18)(a) Council has the right to let property belonging to the CoJ in terms of Regulation 34 and 36 of the Asset Transfer Regulations Erf 1703 Wilro Park Extension 5 is not required for the Municipality's own use during the period the right to use, control or manage will be granted.
- 2 That in terms of Regulation 34(1)(b) and 36 of the Asset Transfer Regulation, Erf 1703 Wilro Park, measuring approximately 29466m² be leased at a monthly rental of R27 875.00 (Twenty Seven Thousand Eight Hundred and Seventy Five rand) for a period of nine (9) years and eleven (11) months excluding VAT escalating at 4% per annum subject to compliance with Section 79(18)(b) of the Local Government Ordinance, and subject to the following conditions:
 - 2.1 That all environmental and related legislation and By-laws applicable to the property shall be complied with.
 - 2.2 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 2.6 That all Emergency Management Services By-laws be complied with and adhered to.
 - 2.7 That access to emergency vehicles should be provided on the property.
 - 2.8 That no rezoning of the property will be permitted for the duration of the lease period.
 - 2.6 That no compensation will be payable by the City for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
 - 2.7 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property and that no structures will be allowed within these servitudes.
 - 2.8 That all existing servitudes on the property shall be protected at the cost of the applicant.
 - 2.9 That the applicant shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.

- 2.10 That a deposit equal to one month's rental shall be paid by the lessee upon signature of the lease agreement. Such deposit shall be refundable if all rental amounts are paid up to date at the time of the expiry of the lease agreement or vacation of the property, subject to the property being returned in a clean and tidy condition.
- 2.11 That all administrative and incidental costs of the lease shall be for the applicant's account.
- 2.12 That the tenant shall ensure that there is no exclusivity on the property and that the property is only utilised for the intended purposes as authorised by the City i.e. sports purposes.
- 2.15 That the following conditions of Johannesburg Water SOC Ltd shall be complied with;
- 2.13.1 The applicant must note that there are municipal sewer networks crossing through these portions and these services are protected by servitudes with conditions.
- 2.15.1 Johannesburg Water reserves the right to unlimited access to its registered servitudes and networks for repairs and maintenance of the existing water and sewer networks crossing through these erven. No structures will be allowed within these servitudes.
- 2.16 That the following conditions of Johannesburg Roads Agency shall be complied with;
- 2.16.1 Applications for the amendment of existing Land Use Rights must follow the normal procedures through CoJ Land Use Management Department.
- 2.16.2 Access to the property should be to the satisfaction of the JRA.
- 2.16.3 Existing servitudes over the property are to be protected.
- 2.16.4 Building lines are to be retained.
- 3 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer of the City Joburg Property Company (SOC) Ltd, considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
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(Tel. (010) 219 9000)

Item 130 PROPOSED LEASE OF A PORTION OF ERF 1856 HIGHLANDS NORTH AND A PORTION OF THE REMAINING EXTENT OF PORTION 27 OF THE FARM KLIPFONTEIN 58 IR FOR SPORTS AND RECREATION PURPOSES

RESOLVED

1. That in terms of Section 79(18)(a) council has the right to let property belonging to the CoJ and in terms of Regulations 34 and 36 of the Municipal Asset Transfer Regulations, the lease of a portion of Erf 1856 Highlands North and a portion of the Remaining Extent of Portion 27 of the Farm Klipfontein 58 IR, measuring approximately 9452m² and 4290m² respectively, is not required for the Municipality's own use during the period the right to use, control or manage will be granted.
2. That in terms of Regulation 34 (1) (b) and 36 of the Asset Transfer Regulation, the lease of a portion of Erf 1856 Highlands North and a portion of the Remaining Extent of Portion 27 of the Farm Klipfontein 58 IR be approved for a period of nine (9) years and eleven (11) months, subject to compliance with Section 79(18)(b) of the Local Government Ordinance, and subject to the following conditions:
 - 2.1 That the City of Johannesburg will receive a monthly rental of not less than R26 870.00 (Twenty Six Thousand Eight Hundred and Seventy rand) per month excluding Vat escalating at 4% per annum, for a portion of Erf 1856 Highlands North and a portion of the Remaining Extent of Portion 27 of the Farm Klipfontein 58 IR;
 - 2.2 That the applicant shall be liable for all costs involved in the leasing Erf 1856 Highlands North and a portion of the Remaining Extent of Portion 27 of the Farm Klipfontein 58 IR; as may be required by all relevant Town Planning requirements as a condition.
 - 2.3 That all environmental and related legislation and By-laws applicable to the property shall be complied with.
 - 2.4 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 2.5 That all Emergency Management Services By-laws be complied with and adhered to.
 - 2.6 That access to emergency vehicles should be provided on the property.
 - 2.7 That the applicant will be liable for municipal services including the payment of assessment rates as determined from time to time as per the Rating Ordinance;
 - 2.8 That all building lines should be retained.

- 2.9 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property and that no structures will be allowed within these servitudes.
- 2.10 That all existing servitudes on the property shall be protected at the cost of the lessee and if required by the applicant, be relocated at the cost of the applicant.
- 2.11 That the applicant shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
- 2.12 That the following conditions of Environment and Infrastructure Services Department shall be complied with
- 2.12.1 That a Wetland or Riparian Zone Delineation Report compiled by a suitable qualified specialist.
 - 2.12.2 That a 1:100 year floodline certified by a suitably qualified specialist.
 - 2.12.3 Written confirmation from the Gauteng Department of Agriculture and Rural development, and the Department of Water and Sanitation on whether Environmental Authorisation and/or Water Use Licence is required for this proposed activity or not. The opinion of the Environmental Assessment Practitioner or any other professional who does not represent the Competent Authority will unfortunately not be considered in the regard.
- 2.13 That the following conditions of Johannesburg Roads Agency shall be complied with;
- 2.13.1 That the property is within the floodline area and therefore, no permanent structures are to be erected.
 - 2.13.2 Only the use of palisade fencing is allowed within the floodline area.
 - 2.13.3 Access to the proposed leased area is to remain unrestricted to local authorities should it deem necessary.
- 2.14 That the following condition of Johannesburg Water shall be complied with;
- 2.14.1 The sewer network running on the property shall be protected by a servitude. The Company will not permit any permanent or semi-permanent structures to be erected, deep rooted trees or shrubs to be planted, excavations or alterations in levels or dumping or storage of materials over the sewer network. It must be accessible if and when needed.

- 2.15 That a deposit equal to one month's rental shall be paid by the lessee upon signature of the lease agreement. Such deposit shall be refundable if all rental amounts are paid up to date at the time of the expiry of the lease agreement or vacation of the property, subject to the property being returned in a clean and tidy condition.
- 2.16 That all administrative and incidental costs of the lease shall be for the applicant's account.
- 2.17 That no compensation will be payable by the City for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
- 2.18 That the applicant shall ensure that there is no exclusivity on the property and that the property is only utilised for the intended purpose as authorised by the City i.e. sports purposes.
- 2.19 That the following conditions of Transport Department shall be complied with;
- 2.19.1 Conflicts between vehicles and pedestrians are minimised at the development access, through the provision of pedestrian gate.
- 2.19.2 The use of the property shall ensure that 2m sidewalks are provided along the property frontages and shall be in accordance with the City of Johannesburg complete street design manual and shall comply with universal access requirement to accommodate special needs passenger.
3. That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
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 (Tel. (010) 219 9000)

Item 131 LEASE OF ERF 2864 BLAIRGOWRIE FOR
 SPORTS AND RECREATION PURPOSES

RESOLVED

1. That in terms of Section 79(18)(a) Council has the right to let property belonging to the CoJ in terms of Regulation 34 and 36 of the Asset Transfer Regulations Erf 2864 Blairgowrie is not required for the Municipality's own use during the period the right to use, control or manage will be granted.

2. That in terms of Regulation 34(1)(b) and 36 of the Asset Transfer Regulation, Erf 2864 Blairgowrie, measuring approximately 17131m² be leased at a monthly rental of R34 375.00 (Thirty Four Thousand Three Hundred and Seventy Five rand) excluding Vat escalating at 4% per annum for a period of nine (9) years and eleven (11) months subject to compliance with Section 79(18)(b) of the Local Government Ordinance, and subject to the following conditions:
 - 3.1 That all environmental and related legislation and By-laws applicable to the property shall be complied with.
 - 2.2 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 2.9 That all Emergency Management Services By-laws be complied with and adhered to.
 - 2.10 That access to emergency vehicles should be provided on the property.
 - 2.11 That no rezoning of the property will be permitted for the duration of the lease period.
 - 2.6 That no compensation will be payable by the City for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
 - 2.7 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property and that no structures will be allowed within these servitudes.
 - 2.8 That all existing servitudes on the property shall be protected at the cost of the applicant.
 - 2.9 That the applicant shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
 - 2.10 That a deposit equal to one month's rental shall be paid by the lessee upon signature of the lease agreement. Such deposit shall be refundable if all rental amounts are paid up to date at the time of the expiry of the lease agreement or vacation of the property, subject to the property being returned in a clean and tidy condition.
 - 2.11 That all administrative and incidental costs of the lease shall be for the applicant's account.
 - 2.12 That the tenant shall ensure that there is no exclusivity on the property and that the property is only utilised for the intended purposes as authorised by the City i.e. sports and recreation purposes.

- 2.17 That the following conditions of Transport department shall be complied with;
- 2.17.1 The developer shall ensure that access to the development is to the satisfaction of council access, through the provision of pedestrian gate.
 - 2.17.2 Parking bays shall be provided as prescribed in the Town Planning Scheme, and to be provided for people with disabilities near building entrances.
 - 2.17.3 2m sidewalks must be provided along the property frontage of Ghambury Street and shall be in accordance with the City of Johannesburg Complete Street Design Manual and shall comply with universal access requirement to accommodate special needs passenger.
 - 2.17.4 Municipal services to be protected and if any services are present within the servitude area, they need to be registered or relocated at owners cost
- 2.18 That the following further conditions of Johannesburg Roads Agency shall be complied with;
- 2.18.1 Applications for the amendment of existing Land Use Rights must follow the normal procedures through CoJ Land Use Management Department.
 - 2.18.2 Access to the property should be to the satisfaction of the JRA.
 - 2.18.3 Building lines are to be retained.
- 4 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer of the City Joburg Property Company (SOC) Ltd, considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
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 (Tel. (010) 219 9000)

Item 132 PROPOSED LEASE OF A PORTION OF
 ERF 1045 FLORIDA FOR MULTI - SPORTS
 AND RECREATION PURPOSES

RESOLVED

- 1 That in terms of Regulations 34 and 36 of the Municipal Asset Transfer Regulations, the lease of a portion of Erf 1045 Florida, measuring approximately 17 845 m² in extent is not required for the Municipality's own use during the period the right to use, control or manage.

- 2 That, in compliance with the provisions of Section 79 (18) (b) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended and if no objections are received, a portion of Erf 1045 Florida measuring approximately 17 845m² be leased at a monthly rental of R35 650.00 (Thirty Five Thousand Six Hundred and Fifty rand) per month excluding Vat escalating at 4% per annum for multi-sports and recreation purposes.
- 3 That in terms of regulation 34 (1) (b) and 36 of the Asset Transfer Regulation, the lease of a portion of Erf 1045 Florida be approved for a period of nine (9) years and eleven (11) months, subject to the following conditions:
 - 3.1 That the City of Johannesburg will receive a monthly rental of R35 650.00 (Thirty Five Thousand Six Hundred and Fifty Rand) per month excluding Vat escalating at 4% per annum for multi-sports and recreation purposes.
 - 3.2 That the applicant shall be liable for all costs involved in the leasing of a portion of Erf 1045 Florida; as may be required by all relevant Town Planning requirements as a condition.
 - 3.3 That all environmental and related legislation and By-laws applicable to the property shall be complied with.
 - 3.4 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 3.5 That all Emergency Management Services By-laws be complied with and adhered to.
 - 3.6 That access to emergency vehicles should be provided on the property.
 - 3.7 That the applicant will be liable for municipal services including the payment of assessment rates as determined from time to time as per the Rating Ordinance;
 - 3.8 That all building lines should be retained.
 - 3.9 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property and that no structures will be allowed within these servitudes.
 - 3.10 That, a deposit equal to one month's rental shall be paid by the lessee upon signature of the lease agreement. Such deposit shall be refundable if all rental amounts are paid up to date at the time of the expiry of the lease agreement or vacation of the property, subject to the property being returned in a clean and tidy condition.
 - 3.11 That, all administrative and incidental costs of the lease shall be for the applicant's account.

- 3.12 That, the tenant shall ensure that there is no exclusivity on the property and that the property is only utilised for the intended purposes as authorised by the City i.e. sports facility.
- 3.13 That no compensation will be payable by the City for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
- 3.14 Conflicts between vehicles and pedestrians are minimised at the development access, through the provision of pedestrian gate.
- 3.15 The use of the property shall ensure that 2m sidewalks are provided along the property frontages and shall be in accordance with the City of Johannesburg Complete Street Design Manual and shall comply with universal access requirement to accommodate special needs passenger.
- 3.16 Bike storage facilities to be provided for the safe keeping of bicycles within the site.
- 4 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
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 (Tel. (010) 219 9105)

Item 133 PROPOSED LEASE OF A PORTION OF
 ERF 817 FLORIDA PARK FOR SPORTS
 AND RECREATION PURPOSES

RESOLVED

- 1 That in terms of Regulations 34 and 36 of the Municipal Asset Transfer Regulations, the lease of a portion of Erf 817 Florida Park, measuring approximately 30 000m² in extent is not required for the Municipality's own use during the period the right to use, control or manage.
- 2 That, in compliance with the provisions of Section 79 (18) (b) of the Local Government Ordinance, 1939 (Ordinance 17 of 1939) as amended and if no objections are received, a portion of Erf 817 Florida Park measuring approximately 30 000m² be leased at a monthly rental of not less than R1 890.00 (One Thousand Eight Hundred and Ninety Rand) per month excluding Vat escalating at 5% per annum for sport and recreation purposes.

- 3 That in terms of regulation 34 (1) (b) and 36 of the Asset Transfer Regulation, the lease of a portion of Erf 817 Florida Park be approved for a period of nine (9) years and eleven (11) months, subject to the following conditions:
- 3.1 That the City of Johannesburg will receive a monthly rental of R1 890.00 (One Thousand Eight Hundred and Ninety Rand) per month excluding Vat escalating at 5% per annum for sport and recreation purposes.
 - 3.2 That the applicant shall be liable for all costs involved in the leasing of a portion of Erf 817 Florida Park; as may be required by all relevant Town Planning requirements as a condition.
 - 3.3 That all environmental and related legislation and By-laws applicable to the property shall be complied with.
 - 3.4 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 3.5 That all Emergency Management Services By-laws be complied with and adhered to.
 - 3.6 That access to emergency vehicles should be provided on the property.
 - 3.7 That the applicant will be liable for municipal services including the payment of assessment rates as determined from time to time as per the Rating Ordinance;
 - 3.8 That all building lines should be retained.
 - 3.9 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property and that no structures will be allowed within these servitudes.
 - 3.10 That, a deposit equal to one month's rental shall be paid by the lessee upon signature of the lease agreement. Such deposit shall be refundable if all rental amounts are paid up to date at the time of the expiry of the lease agreement or vacation of the property, subject to the property being returned in a clean and tidy condition.
 - 3.11 That, all administrative and incidental costs of the lease shall be for the applicant's account.
 - 3.12 That, the tenant shall ensure that there is no exclusivity on the property and that the property is only utilised for the intended purposes as authorised by the City i.e. sports facility.
 - 3.13 That no compensation will be payable by the City for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.

6. The Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Kayuri Maharaj)

Item 134 PROPOSED LEASE OF ERF 4338
DOBSONVILLE FOR BUSINESS PURPOSES

RESOLVED

1. That in terms of Section 34(1)(b) and 36 of the Municipal Asset Transfer Regulation 2008, Erf 4338 Dobsonville, measuring approximately 2 278m² is not required for the municipality's own use during the period for which the right to use, control, or manage is to be granted.
2. That subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, Erf 4338 Dobsonville measuring approximately 2 278m², be leased at an amount of no less than the market related value of R 2 833 (Two Thousand Eight Hundred and Thirty Three Rand) per month excluding VAT, escalating at 8% per annum, for a period of 9 years and 11 months before the finalisation of the lease agreement subject to the following conditions:
 - 2.1 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property and that no structures will be allowed within these servitudes.
 - 2.2 That all existing servitudes on the property shall be protected at the cost of the successful bidder.
 - 2.3 That the successful bidder shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
 - 2.4 That access to emergency vehicles be provided.
 - 2.5 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 2.6 Comply with EMS By-laws

- 2.7 That a deposit equal to one month's rental shall be paid by the applicant upon signature of the lease agreement. Such deposit shall be refundable if all rental amounts are paid up to date at the time of the expiry of the lease agreement or vacation of the property, subject to the property being returned in a clean and tidy condition.
 - 2.8 That the applicant shall ensure that there is no exclusivity on the property and that the property is only utilised for the intended purpose as authorised by the City.
 - 2.9 That all environmental and related legislation and By-laws applicable to the property shall be complied with.
- 3 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer of the City Joburg Property Company (SOC) Ltd, in consultation with CoJ Group Legal, considers necessary to protect the Council interest.

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Item 135 PROPOSED LEASE OF ERF 3609
 TSHEPISONG FOR COMMUNITY PURPOSES

RESOLVED

- 1 That in terms of Regulations 34 and 36 of the Municipal Asset Transfer Regulation 2008, Erf 3609 Tshepison, measuring approximately 2 080m² is not required for the municipality's own use during the period for which the right to use, control, or manage will be granted.
- 2 That subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, Erf 3609 Tshepison measuring approximately 2 080m², be leased at no less than the market related rental of R5 533.00 (Five Thousand Five Hundred and Thirty Three Rand) per month excluding VAT, escalating at 4% per annum for a period of nine (9) years and eleven (11) months subject to the following conditions:
 - 2.1 That all environmental and related legislation and By-laws applicable to the property shall be complied with.
 - 2.2 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.

- 2.3 That all Emergency Management Services By-laws be complied with and adhered to.
- 2.4 That the Lessee will be liable for municipal services including the payment of assessment rates as determined from time to time as per the Rating Ordinance;
- 2.5 That all building lines should be retained.
- 2.6 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property and that no structures will be allowed within these servitudes.
- 2.7 That all existing servitudes over the property shall be protected at the cost of the Lessee.
- 2.8 That the Lessee shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
- 2.9 That all administrative and incidental costs of the lease shall be for the Lessee's account.
- 2.10 That the applicant shall ensure that there is no exclusivity on the property and that the property is only utilised for the intended purposes as authorised by the City i.e. Community facility.
- 2.11 That the following conditions of JRA shall be complied with:-
 - 2.11.1 Access to be located on Omo Street and constructed to the satisfaction of the JRA
 - 2.11.2 Parking to be provided on-site as per the relevant Town Planning Scheme. No parking will be allowed on the road reserve
 - 2.11.3 It must be noted that the final approval of the parking ratio lies with COJ Land Use Management
 - 2.11.4 prior to development, a Site Development Plan addressing parking, access and vehicle maneuvering space must be submitted to the council for approval.
- 2.12 That the following conditions of City Power Johannesburg shall be complied with:
 - 2.12.1 The repair of the services affected should they be damaged by this proposal.

2.12.2 Relocation of the services affected

2.13 Access to emergency vehicles to be provided.

- 3 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer of the City Joburg Property Company (SOC) Ltd, in consultation with CoJ Group Legal, considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
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Item 136 PROPOSED SALE OF PORTION OF SANITARY
 LANE ADJACENT TO ERVEN 2383, 1146, 1147,
 1148 & 1149 FLORIDA EXTENSION

RESOLVED

- 1 That in terms of Section 14 (2) of the Municipal Finance Management Act, No 56 of 2003 read with Regulation 5 of the Asset Transfer Regulations the portion of sanitary lane adjacent Erven 2383, 1146, 1147, 1148 & 1149 Florida Extension measuring approximately 390m² is not required to provide the minimum level of basic Municipal services.
- 2 That all administrative costs relating to and incidental to the sale, rezoning and consolidation of portions of the sanitary lane adjacent to Erven 2383, 1146, 1147, 1148 & 1149 Florida Extension will be borne by the applicant (The Goldman Crossing Shopping Centre).
- 3 That the portion of the lane will be sold at market value not less than 253 000 excluding VAT as determined by an independent valuer.
- 4 That once the portion of the sanitary lane is purchased, it will be rezoned to the same zoning as Erven 2383 and 1146 to 1149 and will be consolidated with these erven for the extension of the shopping centre.
- 5 That all servitudes located within the sanitary lane shall be registered in favour of the Municipality simultaneously with transfer of the property.
- 6 That Council and its agents shall be granted 24Hrs unrestricted access to the servitude for maintenance and repairs.
- 7 That once the portion of the sanitary lane is purchased, it will be rezoned to the same zoning as Erven 2383 and 1146 to 1149 and will also be consolidated with these erven so that the centre can be extended.

- 8 That one municipal sewer connection is preferred to serve the proposed consolidated Erf and the affected portion of the municipal sewer main will now be considered private.
- 9 That building plans to be submitted to Local Authority and comply with EMS By-Laws.
- 10 That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd or her nominee be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation and that it shall be subject to such further conditions as the Chief Executive Officer: City of Joburg Property Company (SOC) Ltd considers necessary to protect the Council's interests.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Lauretta Nkolele)
 (Tel. (010) 219-9000)

Item 137 LEASE OF ERF 2300 WITPOORTJIE
 EXTENSION 5 FOR SPORTS AND
 RECREATION PURPOSES

RESOLVED

- 1 That in terms of Section 14 (2) of the Municipal Finance Management Act, No 56 of 2003 read with Regulation 34 (1)(b) and 36 of the Asset Transfer Regulations Erf 2300 Witpoortjie Extension 5, measuring approximately 27720m², is not required for the municipality's own use during the period the lease to use, control or manage is granted.
- 2 That subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended, Erf 2300 Witpoortjie Extension 5, measuring approximately 27720m², be leased at a market related rental of not less than R22 250.00 (Twenty Two Thousand Two Hundred and Fifty rand) per month for a period of nine (9) years and eleven (11) months excluding VAT escalating at 4% per annum subject to the following conditions:
 - 2.1 That all environmental and related legislation and By-laws applicable to the property shall be complied with.
 - 2.2 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 2.12 That all Emergency Management Services By-laws be complied with and adhered to.
 - 2.13 That access to emergency vehicles should be provided on the property.

- 2.14 That no rezoning of the property will be permitted for the duration of the lease period.
- 2.6 That no compensation will be payable by the City for any improvements that may be carried out on the property. Any improvements effected on the property will revert to the City on expiry of the lease agreement.
- 2.7 That all access is to be to the satisfaction of the Joburg Roads Agency.
- 2.8 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property and that no structures will be allowed within these servitudes.
- 2.9 That all existing servitudes on the property shall be protected at the cost of the lessee.
- 2.10 That the applicant shall be liable for the payment of all sewerage refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
- 2.11 That a deposit equal to one month's rental shall be paid by the lessee upon signature of the lease agreement. Such deposit shall be refundable if all rental amounts are paid up to date at the time of the expiry of the lease agreement or vacation of the property, subject to the property being returned in a clean and tidy condition.
- 2.12 That all administrative and incidental costs of the lease shall be for the applicant's account.
- 2.13 That the applicant shall ensure that there is no exclusivity on the property and that the property is only utilised for the intended purposes as authorised by the City i.e. sports and recreation purposes.
- 2.14 That the conditions of Johannesburg City Parks and Zoo shall be complied with:
 - 2.14.1 All the relevant applicable legislations and By-Laws shall be complied with and adhered to.
 - 2.14.2 The property will be made available at anytime when City Parks want it back for development purposes.
 - 2.14.3 The site will be maintained to the satisfaction and standard of Johannesburg City Parks.
 - 2.14.4 Johannesburg City Parks will not be responsible for any damages occur during and after lease agreement period.

3. That the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer of the City Joburg Property Company (SOC) Ltd, considers necessary to protect the Council interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Debby Senatel)
 (Tel. (010) 219 9000)

Item 138 LEASE OF ERF 8693 ORANGE
 FARM EXTENSION 6

RESOLVED

- 1 That, in terms of Regulation 34(1)(b) and 36 of the Asset Transfer Regulations Erf 8693 Orange Farm Ext 2 measuring approximately 6935m² is not required for the municipality's own use during the period the right to us, control or manage will be granted.
- 2 That, subject to the provisions of Section 79 (18) of the Local Government Ordinance 17 of 1939 as amended, Erf 8693 Orange Farm Ext 2 be leased at a market related monthly rental of not less than R8 400.00 excluding VAT. A new valuation will be requested before the finalisation of the lease agreement. The rental will be excluding VAT and will escalate at 4% per annum for a period of nine years and eleven months subject to the following conditions;
 - 2.1 That all environmental and related legislation and By-laws applicable to the Property shall be complied with.
 - 2.2 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 2.3 That all Emergency Management Services By-laws be complied with and adhered to.
 - 2.4 That access to emergency vehicles should be provided on the property.
 - 2.5 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property.
 - 2.6 That all existing servitudes on the property shall be protected at the cost of the applicant.
 - 2.7 That the applicant shall be liable for the payment of all sewerage, refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.

- 2.8 That all administrative and incidental costs of the transfer shall be for the applicant's account.
- 2.9 That Eskom conditions on the memo dated 17 August 2021 will be followed.
- 2.10 That conflicts between vehicles and pedestrians are minimised at the development access through the provision of pedestrian gate and the use of the property shall ensure that 2m sidewalks are provided along the property frontages and shall be in accordance with the City of Johannesburg Complete Street Design Manual and shall comply with universal access requirement to accommodate special needs passenger.
- 3 That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of the Supply Chain Management Policy for Land (SCMPL) of the City and any other applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer, City of Joburg Property Company (SOC) Ltd in consultation with COJ legal considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
 (Nomsa Ndlovu)
 (Tel. (010) 219 9000)

Item 139 TRANSFER OF A HISTORICALLY DEVELOPED
 PROVINCIAL SCHOOL LOCATED OVER
 ERF 17 ORLANDO EKHAYA TO THE GAUTENG
 FOR THE DEPARTMENT OF EDUCATION

RESOLVED

1. That, in terms of Section 14 (6) of the Municipal Finance Management Act, No 56 of 2003 read with Regulation 20(l)(f) of the Asset Transfer Regulations Erf 17 Orlando Ekhaya is not required to provide the minimum level of basic Municipal services and is surplus to the COJs requirements and can be transferred to the Gauteng Department Of Education at no cost.
2. That, subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended Erf 17 Orlando Ekhaya measuring approximately 23322m² be transferred to the Gauteng Department of Education. For educational purposes subject to the following conditions;
 - 2.1 That all environmental and related legislation and By-laws applicable to the Property shall be complied with and that all building plans to be submitted to the Local Authority for approval prior to any construction.
 - 2.2 That, all Emergency Management Services By-laws be complied with and adhered to and that access to emergency vehicles should be provided on the property.

- 2.3 That, applications for the amendment of the existing land use rights must follow a procedure through COJ: Town Planning Department and that all building lines should be retained.
 - 2.4 That, all access and parking is to be located and constructed to the satisfaction of the Council and conform to Town Planning Scheme requirements.
 - 2.5 That, all Municipal services that may exist on the property should be protected and if any services are present within the servitude area, they need to be registered or relocated, removal, upgrading, provision or installation at the applicant's cost.
 - 2.6 That, the Council and its authorised representative/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Services situated on the property and the applicant will be responsible for costs to all the repair of affected services should they be damaged by the applicant.
 - 2.7 That, the Gauteng Department of Education shall be liable for the payment of all sewerage, refuse removal fees, electricity and water levied or payable in respect of the property.
 - 2.8 That, all administrative and incidental costs including the cost of transfer shall be for the Gauteng Department of Education.
3. That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of any applicable legislation, and that is shall be subject to such further conditions as the Chief Executive Officer (CEO): City of Joburg Property Company (SOC) Ltd, in consultation with the City's Group Legal, considers necessary to protect the Council's interest.

(CITY OF JOBURG PROPERTY COMPANY (SOC) LTD)
(Khomotso Masia)
(Tel. (010) 219 9000)

Item 140 TRANSFER OF HISTORICALLY DEVELOPED COURT AND POLICE STATIONS FACILITIES TO THE DEPARTMENT OF PUBLIC WORK FOR GAUTENG DEPARTMENT OF JUSTICE A PORTION OF 1802 DHLAMINI, DHLAMINI MAGISTRATES COURT; A PORTION OF PORTION 1 DOUGLASDALE – DOUGLASDALE POLICE STATION; A PORTION OF ERF 794 GALLO MANOR – GALLO MANOR POLICE STATION; REMAINING EXTENT OF PORTION 78 OF FARM LANGLAAGTE 224; ERF 1 DOBSONVILLE – DOBSONVILLE POLICE STATION

RESOLVED

1. That, in terms of Section 14 (6) of the Municipal Finance Management Act, No 56 of 2003 read with Regulation 20(1)(f) of the Asset Transfer Regulations the following Erven are not required to provide the minimum level of basic Municipal services and surplus to the City of Johannesburg's requirements and can be transferred to the Gauteng Provincial Department for education purposes at no cost.
 - A portion of 1802 Dhlamini; Magistrates Court measuring approximately 22000m²;
 - A Portion of Portion 1 Douglasdale - Douglasdale Police Station measuring approximately 5269m²;
 - A Portion of Erf 794 Gallo Manor- Gallo Manor Police Station measuring approximately 7301m²;
 - Remaining Extent of Portion 78 of Farm Langlaagte 224, Magistrates Court measuring approximately 3898m²;
 - Erf 1 Dobsonville, Dobsonville Police Station measuring approximately 14973m².

2. That, subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended of the above Erven be respectively transferred to the Department of Public Works (DPW)
 - 2.1 That all environmental and related legislation and By-laws applicable to the Property shall be complied with.
 - 2.2 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 2.3 That all Emergency Management Services By-laws be complied with and adhered to.
 - 2.4 That access to emergency vehicles should be provided on the property.
 - 2.5 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property.

- 2.6 That all existing servitudes on the property shall be protected at the cost of the applicant.
 - 2.7 That the applicant shall be liable for the payment of all sewerage, refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
 - 2.8 That all transfer costs, advertising, administrative and incidental costs of the transfer shall be for the applicant's account.
3. That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of any applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer, City of Joburg Property Company (SOC) Ltd in consultation with COJ legal considers necessary to protect the Council's interest.

Item 141 THE TRANSFER OF HISTORICALLY DEVELOPED PROVINCIAL CLINICS TO THE PROVINCIAL DEPARTMENT OF HEALTH
 ERVEN 92 AND 93 FINETOWN ERF 1035 AND 5203 CHIAWELO – CHIAWELO CLINIC; ERF 780 AND 1765 ZOLA – ZOLA CLINIC; ERF 4424 ORANGE FARM, EXT 1; ERF 1 LEHAE – LEHAE CLINIC; ERF 9009 COSMO CITY

RESOLVED

1. That, in terms of Section 14 (6) of the Municipal Finance Management Act, No 56 of 2003 read with Regulation 20(1)(f) of the Asset Transfer Regulations the following Erven below are not required to provide the minimum level of basic Municipal services and surplus to the City of Johannesburg's requirements and can be transferred to the Gauteng Provincial Department for primary health care purposes at no cost to the Provincial Health Department.
 - Erven 92 and 93 Finetown; measuring approximately 3933m² and 14443m²
 - Erf 1035 and 5203 Chiawelo; measuring approximately 40 956m² and 13033m²
 - Erf 780 and 1765 Zola – Zola Clinic; measuring approximately 38391m² and 10545m²
 - Erf 4424 Orange Farm; measuring approximately 406661m²
 - Erf 1 Lehae – Lehae Clinic; measuring approximately 649000m²
 - Erf 9009, Cosmo City, Cosmo Clinic measuring approximately 26067m²
2. That, subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended of the following Erven be transferred to the Gauteng Department of Health.
 - 2.1 That all environmental and related legislation and By-laws applicable to the Property shall be complied with.

- 2.2 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
 - 2.3 That all Emergency Management Services By-laws be complied with and adhered to.
 - 2.4 That access to emergency vehicles should be provided on the property.
 - 2.5 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property.
 - 2.6 That all existing servitudes on the property shall be protected at the cost of the applicant.
 - 2.7 That the applicant shall be liable for the payment of all sewerage, refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
 - 2.8 That all transfer costs, advertising, administrative and incidental costs of the transfer shall be for the applicant's account.
3. That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of any applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer, City of Joburg Property Company (SOC) Ltd in consultation with COJ legal considers necessary to protect the Council's interest.

Item 142 THE TRANSFER OF HISTORICALLY DEVELOPED PROVINCIAL SCHOOLS TO THE GAUTENG DEPARTMENT OF EDUCATION. ERVEN 176 AND A PORTION OF 2098 TLADI; REMAINDER OF PORTION 129 OF FARM RIETFONTEIN 301 IQ – JISWA SCHOOL. ERF 167 DAVIDSONVILLE PRIMARY SCHOOL; ERF 1264 PENNYVILLE - PRIMARY SCHOOL; REMAINDER OF FARM DOORKOP 387 IQ, SOWETO - KWADEDANGENDLALE SCHOOL; ERF 2326 COMMERCIAL EXT 34 - MAYIBUYE PRIMARY SCHOOL; ERF 12211 ORANGE FARM, EXTENSION 7 - AHA THATO PRIMARY SCHOOL; ERF 2985 AND 2566 NATURENA EXT 19 - NATURENA PRIMARY SCHOOL; ERF 12 ORLANDO EKHAYA - DITAU PRIMARY SCHOOL

RESOLVED

1. That, in terms of Section 14 (6) of the Municipal Finance Management Act, No 56 of 2003 read with Regulation 20(1)(f) of the Asset Transfer Regulations the following Erven are not required to provide the minimum level of basic Municipal services and surplus to the City of Johannesburg's requirements and can be transferred to the Gauteng Provincial Department for education purposes at no cost.

- Erven 176 and a portion of 2098 Tladi, measuring approximately 1 4076m² and 8520 m² respectively;
 - Remainder of Ptn 129 of Farm Rietfontein 301 IQ measuring approximately 14000m²;
 - Erf 167 Davidsonville - Roodepoort Primary School; measuring approximately 950m²;
 - Erf 1264 Pennyville –Pennyville Primary School measuring approximately 34721m²;
 - Remainder of 387 IQ Farm Doornkop -Kwadedangendlale School, the remaining extent;
 - Commercial - 2326 Ext 34 Mayibuye Primary school; measuring approximately 27931m²;
 - Erf 12211 Orange Farm Ext 7 - Aha Thato Primary School; measuring approximately 52 237m²;
 - Erven 2985 and 2566 Naturena Ext 19 – Naturena Primary School measuring approximately 72136m² and 30392m² respectively;
 - Erven 12 Orlando Ekhaya– Ditau Primary School measuring approximately 8671m².
2. That, subject to the provisions of Section 79 (18) of the Local Government Ordinance, 17 of 1939 as amended of the above Erven transferred to the Gauteng Provincial Department of Education.
- 2.1 That all environmental and related legislation and By-laws applicable to the Property shall be complied with.
- 2.2 That all building plans to be submitted to the Local Authority for approval prior to any construction on the property.
- 2.3 That all Emergency Management Services By-laws be complied with and adhered to.
- 2.4 That access to emergency vehicles should be provided on the property.
- 2.5 That the Council and its authorised representatives/agents shall have 24 hours unrestricted access to the electricity, water and any Municipal Servitudes situated on the property.
- 2.6 That all existing servitudes on the property shall be protected at the cost of the applicant.
- 2.7 That the applicant shall be liable for the payment of all sewerage, refuse removal fees levied or payable in respect of the site and for all electricity and water supplied to the site.
- 2.8 That all transfer costs, advertising, administrative and incidental costs of the transfer shall be for the applicant's account.

3. That, the Chief Executive Officer of the City of Joburg Property Company (SOC) Ltd, be authorised to sign all documentation to give effect to this transaction in terms of any applicable legislation, and that it shall be subject to such further conditions as the Chief Executive Officer, City of Joburg Property Company (SOC) Ltd in consultation with COJ legal considers necessary to protect the Council's interest.

Item 143 RECRUITMENT AND APPOINTMENT
PROCESS OF THE EXECUTIVE DIRECTOR:
HUMAN SETTLEMENTS POSITION

RESOLVED

- 1 That the content of this report and its Annexure A be noted.
- 2 That Mr Patrick Phophi be appointed as the Executive Director : Human Settlements in the City of Johannesburg on a permanent contract with effect from 1 December 2024 or as soon as possible thereafter.
- 3 That the City Manager or his nominee be authorized to negotiate and finalize the terms and conditions of the permanent employment contract, remuneration, performance contract and security clearance requirements with Mr Patrick Phophi.
- 4 That the City Manager or his nominee be authorized to negotiate and finalize the terms and conditions of the permanent contract, remuneration, performance contract and security clearance of the second ranking candidate, Mr McDonald Gregory Makhubu, in the event that Mr Patrick Phophi is unable to take up the offer of employment.
- 5 That the appointment of the candidate is subject to the candidate:
 - 5.1 Being in possession of or obtaining the prescribed security clearance.
 - 5.2 Being in possession of or obtaining within a period of eighteen (18) months, the relevant unit standards prescribed in Regulation 15 and 18 of the Regulations on the Minimum Competency Levels, 2007 as gazetted on 15 June 2007.
 - 5.3 Entering into a contract of employment and a performance management contract with the City Manager.

(ActionSA Dissenting)

(GROUP CORPORATE AND SHARED SERVICES)
(Acting Group Head: Group Human Capital Management)
(Mr. M Jones)

Item 144 RECRUITMENT AND APPOINTMENT
PROCESS OF THE EXECUTIVE DIRECTOR:
DEVELOPMENT PLANNING POSITION

RESOLVED

- 1 That the content of this report and its Annexure A be noted.
- 2 That Mr Pheku Eric Raboshakga be appointed as the Executive Director :
Development Planning in the City of Johannesburg on a permanent contract with
effect from 1 December 2024 or as soon as possible thereafter.
- 3 That the City Manager or his nominee be authorized to negotiate and finalize the
terms and conditions of the permanent employment contract, remuneration,
performance contract and security clearance requirements with Mr Pheku Eric
Raboshakga.
- 4 That the City Manager or his nominee be authorized to negotiate and finalize the
terms and conditions of the permanent contract, remuneration, performance
contract and security clearance of the second ranking candidate, Mr Matome
Sydney Makgoba in the event that Mr Pheku Eric Raboshakga is unable to take
up the offer of employment.
- 5 That the appointment of the candidate is subject to the candidate:
 - 5.4 Being in possession of or obtaining the prescribed security clearance.
 - 5.5 Being in possession of or obtaining within a period of eighteen (18) months,
the relevant unit standards prescribed in Regulation 15 and 18 of the
Regulations on the Minimum Competency Levels, 2007 as gazetted on 15
June 2007.
 - 5.6 Entering into a contract of employment and a performance management
contract with the City Manager.

(GROUP CORPORATE AND SHARED SERVICES)
(Moogsyn Jones)
(Acting Group Head: Group Human Capital Management)
(Tel. (011) 407-6785)

Item 145 RECRUITMENT AND APPOINTMENT
PROCESS OF THE EXECUTIVE DIRECTOR:
TRANSPORTATION POSITION

RESOLVED

- 1 That the content of this report and its Annexure A be noted.
- 2 That Mr Lutando Sithembele Maboza be appointed as the Executive Director :
Transportation in the City of Johannesburg on a permanent contract with effect
from 1 December 2024 or as soon as possible thereafter.

- 3 That the City Manager or his nominee be authorized to negotiate and finalize the terms and conditions of the permanent employment contract, remuneration, performance contract and security clearance requirements with Mr Lutando Sithembele Maboza.
- 4 That the position be readvertised in the event that the first ranked candidate does not accept the offer of appointment or be disqualified for any valid reason(s).
- 5 That the appointment of the candidate is subject to the candidate:
 - 5.1 Being in possession of or obtaining the prescribed security clearance.
 - 5.2 Being in possession of or obtaining within a period of eighteen (18) months, the relevant unit standards prescribed in Regulation 15 and 18 of the Regulations on the Minimum Competency Levels, 2007 as gazetted on 15 June 2007.
 - 5.3 Entering into a contract of employment and a performance management contract with the City Manager.

(GROUP CORPORATE AND SHARED SERVICES)

(Moogsyn Jones)

(Acting Group Head: Group Human Capital Management)

(Tel. (011) 407-6785)

Item 146 RECRUITMENT AND APPOINTMENT PROCESS
OF THE EXECUTIVE DIRECTOR: ECONOMIC
DEVELOPMENT POSITION

RESOLVED

- 1 That the content of this report and its annexure (A) be noted.
- 2 That Mr Mathopane Klaas Masha be appointed as the Executive Director: Economic Development in the City of Johannesburg on a permanent contract with effect from 1 December 2024 or as soon as possible thereafter.
- 3 That the City Manager or his nominee be authorized to negotiate and finalize the terms and conditions of the permanent employment contract, remuneration, performance contract and security clearance requirements with Mr Mathopane Klaas Masha.
- 4 That the position be readvertised in the event that the first ranked candidate does not accept the offer of appointment or be disqualified for any valid reason(s).
- 5 That the appointment of the candidate is subject to the candidate:
 - 5.1 Being in possession of or obtaining the prescribed security clearance.

- 5.2 Being in possession of or obtaining within a period of eighteen (18) months, the relevant unit standards prescribed in Regulation 15 and 18 of the Regulations on the Minimum Competency Levels, 2007 as gazetted on 15 June 2007.
- 5.3 Entering into a contract of employment and a performance management contract with the City Manager.

(GROUP CORPORATE AND SHARED SERVICES)

(Moogsyn Jones)

(Acting Group Head: Group Human Capital Management)

(Tel. (011) 407-6785)

Item 147 STANDARD DRAFT BY LAW ON TOWNSHIP
ECONOMIES GAZETTED BY THE MINISTER
OF COOPERATIVE GOVERNANCE AND
TRADITIONAL AFFAIRS

RESOLVED

- 1 That Council takes note of the content of the report and the Standard Draft By Law for Township Economies.
- 2 That Council approve the Standard Draft By-law for Township Economies as a working document for further development internally by the City.
- 3 That once the internal processes have been concluded, the Secretary to the Council publish a notice to the effect that the Council announces its intention in adopting the Standard Draft By-law for Township Economies with a view to allow the public to comment on the Standard Draft By-law within a period of not less than one (1) month after publication of the Notice.

(ECONOMIC DEVELOPMENT)

(Siyabonga Nodu)

(Acting Executive Director)

(Cell: 060 5344 982)

5 MOTIONS

MOTION 1

MOTION RECOMMENDING FOR THE EXECUTIVE TO FURNISH A PROGRESS REPORT ON THE IMPLEMENTATION OF THE COUNCIL RESOLUTION ON THE 154 PROPERTIES AWARDED TO THE PRIVATE SECTOR & THE 37 ABANDONED FACTORIES FOR RE-DEVELOPMENT.

Councillor Modukanene (ActionSA) presented the motion as follows:

"I, Cllr Lebogang Modukanene (ActionSA), hereby table the following motion in terms of Standing Rule 89(2)(b) of the Standing Rules and Orders of Council, 2016.

Noting that:

In 2018, Council made a resolution for the awarding of 154 properties for the Inner-city Rejuvenation Programme to the private sector for redevelopment. The redevelopment of these properties was valued at R32 billion and was to create a total of 22, 000 job opportunities during the construction phase, resulting in 14, 000 social housing units.

Further, Council made another resolution in 2019, for 37 abandoned factories in the City of Johannesburg to be awarded to the private sector for the redevelopment into social housing units.

A more shocking and recent incident of a bad hijacked building is that of the Usindiso fire incident that claimed the lives of at least 77 people and more others injured and homeless.

The plan to redevelop the city's abandoned and hijacked buildings will lead to economic growth, financial resources and job security for the residents of the city and deal with the ever-increasing unemployment and provide affordable social housing units in the Inner-City.

This will further ensure that there is a reduce in the number of homeless people in the inner city who are gallivanting the streets on a daily basis, a reduction in criminal activities taking place in these abandoned buildings and continuing to ensure that the city becomes a safe and clean city that it once was to stay, work and play.

We therefore request the following:

THAT COUNCIL RESOLVES THAT:

- 1. In line with the City's Mayoral Priorities and the City's Strategic Priorities, the regeneration of the Inner-City of Johannesburg, therefore, remains a key priority and that Council approved Inner-City Rejuvenation plan be reinstated.*

2. *Upon reinstatement, the execution of the Council approved report of 2019 to put on a tender of 37 factories across the city, be awarded to the private sector to build affordable accommodation (social housing units) for our most vulnerable residents of the City.*
3. *That Council be furnished with a progress report on the implementation of the council resolution on the 154 properties awarded to the private sector & the 37 abandoned factories for re-development, on a quarterly basis."*

The Speaker put the question to the House, and Councillors supported the motion. As a result there was no debate and the motion was declared carried.

MOTION PUT AND CARRIED

MOTION 2

MOTION: RECOMMENDING EXECUTIVE OF THE CITY TO CONDUCT A FEASIBILITY STUDY FOR RESTORING YIELD EXITS ROADS ON CHRIS HANI ROAD

Councillor Ntombela (ActionSA) presented the motion as follows:

"I, Cllr Joyce Ntombela (ACTIONSA), propose the following motion in terms of rule 89(2)(b) of the Standing Rules and Orders of Council.

Noting that:

In and around the 2022/2023 fiscal year, Chris Hani Road, previously known as Potchefstroom Road, was reconstructed from Diepkloof right up to Protea South, Soweto. Prior to the reconstruction of the Chris Hani Road, the traffic flow was smooth as the road had yield exits streets. And, make it easier for vehicles, trucks and bus turning to the left because they never interfered with vehicles, trucks, taxis and buses intending to turn to the right in the opposite direction or proceed straight to Modjadji Street.

Chris Hani Road is a busy road especially during pick hours, and is populated by Putco and JHB Metro buses. Modjadji Street, is a street used by delivery trucks, buses, taxis, and private vehicles alike.

Yield exit road is a crucial section of the road where drivers need to be aware of the rules and regulations of the road to ensure safety and smooth traffic flow. With yield exit streets closed at Chris Hani in Soweto, this has compromised the smooth traffic flow at the corner of Chris Hani, Modjadji Street and Nicholas Street.

Believing that:

- (a) *By restoring yield exits street on corners Nicholas Street, Modjadji Street and Chris Hani Road, will ensure smooth traffic flow, ease the congestion of buses, trucks and vehicles when turning to the left or right as currently is.*

- (b) *Trucks and buses take two lanes to turn, in that eventually it is difficult for other vehicles on the oncoming opposite direction to proceed as the right of way given to them because they must stop and give a way to a bus or truck to turn first before proceeding.*
- (c) *An accident is bound to happen on the corner of Modjadji Street and Chris Hani Road intersection. To avert a future accident from happening.*
- (d) *I recommend a restoration of the yield Street exit to Modjadji Street, Pimville, Nicholas Street in Orlando.*

We therefore recommend to this Council that:

- (a) *The City conducts a thorough internal feasibility study that will demonstrate the effectiveness to reintroduce yield exit Streets, (corners of Modjadji Street, Pimville, Nicholas Street, Orland and Chris Hani Road.*
- (b) *Engage with the local community, road users and businesses through public consultations to gather feedback and support for the initiative of effective and efficient traffic flow, emphasizing the importance of balancing traffic flow efficiently and road safety.*
- (c) *Ensure compliance with traffic regulations and municipal guidelines when reintroducing the yield exists Street on Chris Hani Road.*
- (d) *We propose that a feasibility study be conducted 60 to 90 days after the approval in Council, and a report in this regard be submitted to Council accordingly."*

The Speaker put the question to the House, and Councillors supported the motion. As a result, there was no debate and the motion was declared carried.

MOTION PUT AND CARRIED

MOTION 3

NOTICE OF MOTION IN TERMS OF RULE 94(1) OF THE STANDING RULES AND ORDERS OF COUNCIL. A MOTION FOR COUNCIL TO RESCIND THE APPROVAL OF THE MOTION TO RENAME SANDTON DRIVE TO LEILA KHALED

**PROPOSED BY CLLR K KUNENE (PA)
SECONDED BY CLLR L SIMMONSE (PA)**

The seconder, Councillor Simmonse (PA), withdrew the motion.

MOTION WITHDRAWN

6 ANNOUNCEMENTS

The Speaker expressed appreciation to Councillors for their contributions and robust debates. She indicated that this was the last scheduled Council meeting for the year and wished Councillors a well-rested festive season.

7 CLOSURE

THE MEETING ADJOURNED AT 20:10.



10/06/2025

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SPEAKER OF COUNCIL
CLLR N MTHEMBU

.....
DATE