

**STEVE TSHWETE LOCAL MUNICIPALITY**

# **AGENDA**

OF THE

# **SPECIAL COUNCIL**

MEETING

**DATE - 10 APRIL 2014**

**TIME - 17:30**



# STEVE TSHWETE LOCAL MUNICIPALITY

Notice is hereby given in terms of Section 86 of the Rules of Order, that a **Special Council Meeting** of the Steve Tshwete Local Municipality will be held in the **Council Chamber** at the **Municipal Offices, Middelburg** on **Thursday, 10 April 2014 at 17:30**



**MUNICIPAL MANAGER**

26 March 2014

**Please note:**

In terms of Section 86 of the Rules of Order, the Municipal Manager will preside over the proceedings of this Special Council meeting.

## **AGENDA**

- 1 **OPENING**
- 2 **APPLICATION FOR LEAVE OF ABSENCE**
- 3 **DISCLOSURE OF INTEREST**
- 4 **REPORT BY THE MUNICIPAL MANAGER**
- 5 **CLOSURE**

# REPORT BY THE MUNICIPAL MANAGER

01/04/2014

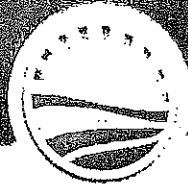
MOTION RECEIVED FROM CLLR HF NIEMANN IN TERMS OF SECTION 86 OF THE RULES OF ORDER

3/2/1/1(B)/wm

## Report by the Municipal Manager

1. A Motion attached as ANNEXURE A was received from Councillor HF Niemann in terms of Rule 86 of the Rules of Order.
2. The Motion was seconded by Cllr's J P Pretorius, S J Roos and Ald du Toit.
3. It is suggested that Council consider the Motion in terms of Rule 86 of the Rules of Order.

FOR CONSIDERATION BY COUNCIL

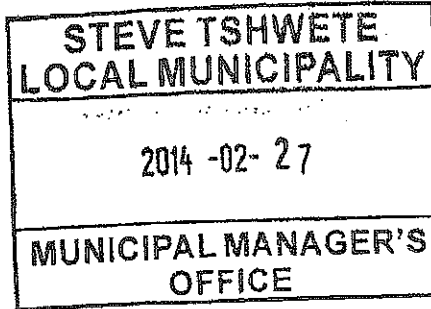


**DA**  
ONE NATION. ONE FUTURE

Cllr. Hennie Niemann Ward 12  
P O Box 2303 Middelburg, 1050  
Cell phone: 082 083 9763

Rdl. Hennie Niemann Wyk 12  
Posbus 2303 Middelburg, 1050  
Selfoon: 082 083 9763

The Municipal Manager  
Steve Tshwete Municipality  
P O Box 14  
Middelburg  
1050  
Sir,



24 February 2014

**MOTION: INVESTIGATION OF ACTIONS OF THE SPEAKER**

I, Councillor H F Niemann hereby wish to submit the following motion in terms of the Code of Conduct for Councillors and Rule 86(1) of the Steve Tshwete Local Municipality Rules of Order to be considered at a Special meeting of the Council:

- 1. That a special committee consisting of representatives of all the political parties in Council be established in terms of Rule 14 (1) of the Code of Conduct for Councillors to investigate the possible breach of the Code of conduct for Councillors by the Speaker, Cllr R M Xaba.*
- 2. That whilst this investigation is underway, the Speaker be removed from office pending the outcome of the investigation and subsequent report to Council.*

In terms of Rule 86 (2) the reasons for this motion can be summarized as follows:

1. Section 2 (a) and (b) of the Code of Conduct for Councillors require that a Councillor must perform the functions of office in good faith, honesty and in a transparent way and must at all times act in the best interest of the municipality and in such a way that the credibility and integrity of the municipality are not compromised.
2. Recent articles in the Middelburg Observer and comments from the owner of Rasio Sound allege that Cllr Xaba has purchased sound equipment from Rasio in October 2013 and he has disappeared with the equipment without paying for it.
3. Cllr Xaba holds one of the most senior positions in the municipality and the office of the Speaker and its incumbent must at all times be beyond reproach and set an example for other councillors and the community at large. These allegations and reports have definitely tarnished the image of the Speaker and the Council and therefore warrant further investigation by a special committee.



Cllr. Hennie Niemann Ward 12  
P O Box 2303 Middelburg, 1050  
Cell phone: 082 083 9763

Rdl. Hennie Niemann Wyk 12  
Posbus 2303 Middelburg, 1050  
Selfoon: 082 083 9763

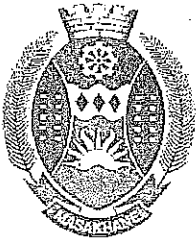
You are hereby requested in terms of Rule 86 (4) of the Rules of Order to send a copy of this motion to the Speaker.

Yours faithfully,

Cllr. H F Niemann

This motion is seconded by:

- 1. Councillor: Cllr J. P. Pretorius
- 2. Councillor: E. du Toit
- 3. Councillor: S J Roos



# STEVE TSHWETE LOCAL MUNICIPALITY

The Speaker

## APPLICATION FOR LEAVE OF ABSENCE IN TERMS OF SECTION 13(1) OF THE RULES OF ORDER

I, Cllr \_\_\_\_\_ wish to apply for leave from the following meeting:\*

Meeting: \_\_\_\_\_

Date of meeting: \_\_\_\_\_

Due to the under mentioned:

Reason: \_\_\_\_\_

Yours faithfully

\_\_\_\_\_  
SIGNATURE OF COUNCILLOR

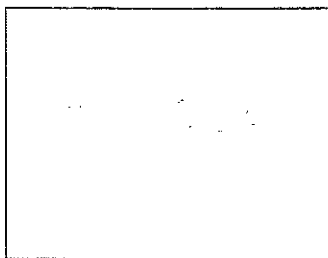
\_\_\_\_\_  
DATE

\_\_\_\_\_  
TIME

\*Kindly note that this application must be submitted at least 6 hours prior to the meeting and may be submitted as follows:

- Per Hand - Records Office, 2<sup>nd</sup> Floor, Civic Centre, Middelburg
- Fax - 013-243 2550
- Email - [leave@stevetshwetelm.gov.za](mailto:leave@stevetshwetelm.gov.za)

### OFFICIAL USE RECORDS OFFICE



This application was received on:

Date: \_\_\_\_\_ Time: \_\_\_\_\_

Name of official: \_\_\_\_\_

Signature of official: \_\_\_\_\_

### OFFICE OF THE SPEAKER

Above application was considered and

Approved
Disapproved

(Mark the applicable)

If disapproved, the reason: \_\_\_\_\_

Yours faithfully

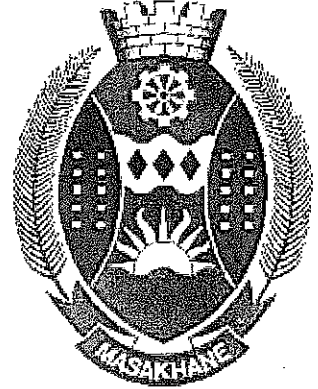
\_\_\_\_\_  
SPEAKER

\_\_\_\_\_  
DATE

\_\_\_\_\_  
TIME

# STEVE TSHWETE LOCAL MUNICIPALITY

## PROPOSAL FORM



The Chairperson

### SUBMISSION OF PROPOSAL

In terms of the Rules of Order, I Cllr \_\_\_\_\_ proposes the following:

That

---

---

---

---

---

---

---

Yours faithfully

\_\_\_\_\_  
SIGNATURE OF MOVER

\_\_\_\_\_  
SIGNATURE OF SECONDER

\_\_\_\_\_  
DATE

Cllr \_\_\_\_\_  
NAME OF SECONDER

\_\_\_\_\_  
DATE

The above proposal was

ACCEPTED	NOT ACCEPTED
----------	--------------

(Please mark the correct one)

\_\_\_\_\_  
SIGNATURE OF CHAIRPERSON

\_\_\_\_\_  
DATE