



DATE: 18 NOVEMBER 2021

REPORT TO COUNCIL

1. ITEM NUMBER : C 17/11/21

2. SUBJECT

DECLARATION OF INTERESTS

UKUDANDALAZISA UCHAPHAZELEKO

VERKLARING VAN BELANGE

3. DELEGATED AUTHORITY

In terms of delegation

This report is for

Committee name :

The Executive Mayor together with the Mayoral Committee (MAYCO)

Council

4. DISCUSSION

To remind Councillors to complete the Declaration of Interest Form within sixty days (60) of being elected or appointed as a Councillor.

Item 7 of the Code of Conduct for Councillors as contained in Schedule 1 of the Municipal Systems Act, recently included as schedule 7 of the Municipal Structures Act as amended by the Municipal Structures Amendment Act No 3 of 2021, relates to Declaration of Interests and requires Councillors to complete the Declaration of Interest Form within sixty days (60) of being elected or appointed as a Councillor. Councillors are reminded to complete the relevant forms as provided to all councillors as part of the Councillor Induction packs, and to submit the completed forms to the Councillor Support Office.

Item 7 of the Code of Conduct reads as follows:

Making progress possible. Together.

“7 Declaration of Interest

- (1) *When elected or appointed, a councillor must within 60 days declare in writing to the municipal manager the following financial interests held by that councillor:*
- (a) *shares and securities in any company;*
 - (b) *membership of any close corporation;*
 - (c) *interest in any trust;*
 - (d) *directorships;*
 - (e) *partnerships;*
 - (j) *other financial interests in any business undertaking;*
 - (g) *employment and remuneration;*
 - (h) *interest in property;*
 - (i) *pension; and*
 - (j) *subsidies, grants and sponsorships by any organisation.*
- (2) *Any change in the nature or detail of the financial interests of a councillor must be declared in writing to the municipal manager annually.*
- (3) *Gifts received by a councillor above a prescribed amount must also be declared in accordance with subitem (1).*
- (4) *The municipal council must determine which of the financial interests referred in subitem (1) must be made public having regard to the need for confidentiality and the public interest for disclosure.”*

- 4.1. Financial Implications None Opex Capex
- Capex: New Projects
 - Capex: Existing projects requiring additional funding
 - Capex: Existing projects with no Additional funding requirements

4.2. Policy and Strategy Yes No

4.3. Legislative Vetting Yes No

4.4. Legal Implications Yes No

Item 7 of the Code of Conduct for Councillors, Schedule 1 of the Municipal Systems Act, 32 of 2000, included as schedule 7 of the Municipal Structures Act as amended by the Municipal Structures Amendment Act, No 3 of 2021

4.5. Staff Implications Yes No

4.6. Risk Implications Yes No

4.7. POPIA Compliance Yes It is confirmed that this report has been checked and considered for POPIA compliance.

5. RECOMMENDATIONS

It is recommended that Councillors note the provisions of Item 7 of the Code of Conduct for Councillors and submit the relevant completed declaration forms within sixty days of being elected or appointed as a Councillor.

ISINDULULO

Kundululwe ukuba ooCeba mabaqaphele imimiselo yoMhlathi-7 yoMgaqo wokuZiphatha kooCeba njengoko kuqulathwe kwiShedyuli-1 yoMthetho ongeeNkqubo zikaMasipala ongunomb.32 wango-2000, kwakhona bangenise iifomu ezigwalisiweyo zesiqinisekiso kwiintusku ezingamashumi amathandathu (60) zokuba bechongiwe okanye zokuba bonyulwe njengooCeba.


AANBEVELING

Daar word aanbeveel dat Raadslede kennis neem van die bepalings van item 7 van die gedragskode vir raadslede soos vervat in bylae 1 van die Wet op Munisipale Stelsels, wet 32 van 2000, en die toepaslike ingevulde verklaringsvorms indien binne sestig dae na hul verkiesing of aanstelling as Raadslid.

ANNEXURES

None

FOR FURTHER DETAILS, CONTACT:

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DIRECTORATE	Corporate Services
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SIGNATURE : DIRECTOR (Delete if not necessary)	 Digitally signed by Gillian Kenhardt Date: 2021.11.10 18:44:59 +02'00'

Gareth Morgan Digitally signed by Gareth Morgan
Date: 2021.11.11 12:15:25 +02'00'

ACTING ED: CORPORATE SERVICES

NAME Gareth Morgan
TEL 021 4001297
DATE 11 November 2021

Comment:
Supported for onward transmission to Council


REPORT COMPLIANT WITH THE PROVISIONS OF COUNCIL'S DELEGATIONS, POLICIES, BY-LAWS AND ALL LEGISLATION RELATING TO THE MATTER UNDER CONSIDERATION.

LEGAL COMPLIANCE

NON-COMPLIANT

NAME Sarah Sanders Digitally signed by Sarah Sanders
TEL Sanders Date: 2021.11.11
DATE 22:26:14 +02'00'

Certified as legally compliant based on the contents of the report.
Note: in terms of section 8 of Schedule 7 of the Municipal Structures Amendment Act.

 Digitally signed by Lungelo Mbandazayo
Date: 2021.11.12 10:56:44 +02'00'

CITY MANAGER

NAME L MBANDAZAYO
TEL _____
DATE _____

Comment:

