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1. **ITEM NUMBER: 15SUB06/02/21**

2. **SUBJECT / ONDERWERP / ISIHLOKO**

**PROGRESS REPORT: MATTERS RECEIVING ATTENTION**  
**VORDERINGSVERSLAG: AANGELEENTHEDE WAT AANDAG**  
**GENIET**  
**INQUBO-NGXELO: INGXELO YEMIBANDELA ENGEKAGQITYWA**

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3. **PURPOSE**

To inform the Subcouncil of the progress made on the Matters Receiving Attention List.

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4. **FOR DECISION BY**

This report is submitted to Subcouncil 15 for information.

Delegation 1 (1) To assess the performance of service delivery generally within their area of jurisdiction (outcomes monitoring)

Delegation 1 (5) To request reports from the line functionaries on activities planned to be executed within the subcouncil area

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5. **RECOMMENDATION**

That the report be **NOTED**.

**AANBEVELING**

Dat die verslag **KENNIS** van geneem word.

**IZINDULULO**

Ukuba le ngxelo **IQWALASELWE**

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## ANNEXURE

Annexure A: Matters Receiving Attention Schedule

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### FOR FURTHER DETAILS, CONTACT:

<b>NAME</b>	Mariette Griessel
<b>CONTACT NUMBERS</b>	021 444 9797
<b>E-MAIL ADDRESS</b>	<a href="mailto:Mariette.Griessel@capetown.gov.za">Mariette.Griessel@capetown.gov.za</a>
<b>DIRECTORATE</b>	Urban Management

Comment:

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**MANAGER: SUBCOUNCIL 15**  
**MARIETTE GRIESSEL**

TEL NO      021 444-9797

DATE        9 FEBRUARY 2021

Comment:

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**CHAIRPERSON: SUBCOUNCIL 15**  
**ALDERMAN BRIAN WATKYNS**

TEL NO      021 444-9798

DATE        9 FEBRUARY 2021

# Subcouncil - Matters Receiving Attention Report

## Subcouncil 15

Agenda Item No:	15SUB37/06/12	1	<b>MOTION OF EXIGENCY: FUTURE OF INFORMAL MARKET AT GUNNERS CIRCLE, EPPING</b>
Author:	Brian Watkyns		
How Resolved:	Consensus		
Meeting Date:	2012/06/20		
Outstanding:	2257		
Directorate:	CORPORATE SERVICES		
Department:			

### Preamble:

The Long Term lease of Epping Market (or Cape Town Market) was supported at the Subcouncil Meeting on 25 March 2020.

Feedback from Paul Williamson (3 September 2020):

On Tuesday 18th August 2020 the attached order was granted by the High Court and was given to the Goodwood Sheriff on 31st August 2020 to serve on the unlawful occupiers of the Epping Informal Market.

This is scheduled to be heard by the High Court as an opposed motion on 21 October 2020. (The unlawful occupiers appeared before the High Court on 4 occasions; informed the Judge that they are opposing the City's application; and are endeavouring to seek legal representation. To date they have been unsuccessful in obtaining legal representation, hence the attached order of the High Court.)

Last week Property Management obtained formal agreement between the Cape Town Market and the Epping Hawkers Paradise Association with regards to the informal market being accommodated within the formal market.

Last week Richard Holdstock had a very stern discussion with the Epping Hawkers Paradise Association (Warren Jacobs) with regards to the fruit and vegetables that had been discarded lying all over the area. This has been significantly tidied up and yesterday I put Warren Jacobs in contact with the Area Head Solid Waste to ensure that the area is serviced on an ongoing basis – which was the arrangement before COVID-19 – which serviced seemed to have fallen by the wayside.

### Resolution Details:

It was **RESOLVED** that the item **REMAIN** on the Matters Receiving Attention Schedule until feedback has been received.

**ACTION:** **G JEFFERIES / L MBANDAZAYO / D PLATO**

### Resolution History

Meeting Date	Resolution
2019/06/12	It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.  <b>ACTION:</b> <b>G JEFFERIES / L MBANDAZAYO / D PLATO / F PRINCE</b>
2019/05/22	It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.  <b>ACTION:</b> <b>G JEFFERIES / L MBANDAZAYO / D PLATO / F PRINCE</b>

2019/04/25	It was RESOLVED that the item REMAIN on the Matters Receiving Attention Schedule until feedback has been obtained. ACTION: M GRIESSEL / LEGAL SERVICES
2018/08/15	The Ward Councillor reported that Legal Services are awaiting 10 more affidavits from employees in Social Services. He added that he had written to the City Manager to intervene.
2018/05/23	Feedback was obtained from the Legal Services department which indicates that only 2 out of the 10 confirmatory affidavits have been signed. As soon as all confirmatory affidavits have been signed, court papers will be issued.
2018/03/08	The Chairperson informed the members that feedback on the item should be received by the end of March 2018.
2017/05/17	The Subcouncil Manager addressed the item. The Subcouncil Manager indicated that previous discussions with Alderman Watkyns indicated that the Mayor's Area Representative for Area North, Cllr Little is dealing with this matter in a transversal approach since little to no response has been received from the line department.
2012/06/20	The above Motion of Exigency was tabled at the meeting by Alderman Watkyns and seconded by Councillor America. The motion is attached to the minute as Annexure C.

Agenda Item No:	15SUB36/10/14	2	MOTION OF EXIGENCY: RE-BLOCKING OF LANGA INFORMAL SETTLEMENTS
Author:	Jean-Pierre Smith		
How Resolved:	Consensus		
Meeting Date:	2014/10/22		
Outstanding:	1647		
Directorate:	INFORMAL SETTLEMENTS, WATER & WASTE SERVICES		
Department:			

**Preamble:**

The matter was discussed after the previous subcouncil meeting with the following as notes of the discussion:

**ITEM**

**ACTION Opening & Welcome**

- The Subcouncil Manager (MG) extended a word of welcome to the attendees
- She indicated that the purpose of the meeting is to find an amicable solution for the relocation of the Zone 20 Collapsed Sewer

**MG Background**

- Mr Randall Josephs (RJ) provided in-depth background wrt the collapsed sewer
- 13 structures need to be moved now (2020) instead of the initial 4 (in 2014) due to the deterioration of the collapsed sewer.
- An estimated R2.8 million has been spent on over pumping since December 2018 to date. Over pumping is normally only done as an interim arrangement if the pump can be repaired. However, due to the severity of the situation pumping is used as a desperate attempt to provide relief. Pumping takes place only until 17h00 due to safety concerns. RJ cautioned against the continuous use of over pumping as it might lose its effectiveness over time.
- A contractor is on standby to repair the collapsed sewer but can only happen after the residents are relocated
- On two previous occasions an agreement was reached to move and to relocate residents to Zone 23, only to discover the following day that Zone 23 leaders / residents changed their minds and refused the relocation and as a result on-site violence erupted leading to contractor vacating the premises
- Mr Anton Terblanche (AT) advised that Recreation and Parks signed the land over to Human Settlements with the agreement that the play park may not be removed or compromised. It must be noted that Cllr. Booi's office was instrumental in this deal.
- The sewer is currently affecting not only Zone 20 but is branching out to other zones / areas too, hence it is possible that additional dwellings need to be relocated once access has been obtained (after successful relocation)

**RJ / AT Discussion**

- A discussion ensued between the councillors and officials to find a solution and agreement to the problem

**ALL Way Forward**

- Councillors were in agreement that irrespective of party political affiliation they will assist with the situation to influence and mobilise affected residents to relocate the 13 structures / dwellings to the demarcated area (**See below Annexure A**) This is a health hazard and also affect the greater Langa.
- All Councillors working in the area will lobby the support of the residents to allow the City to repair the collapsed sewer without any hindrance and relocate the affected shacks to the demarcated area
- Councillor John will set up a meeting within the next week with:
- Stakeholders including leaders of the affected zones, 13 x beneficiaries and the Councillors working in the area to allow the City to repair the collapsed sewer
- Councillor John will report back to enable the officials to plan accordingly

- Alderman Watkyns will engage the Mayco Members (Cllr Booi & Ald Twigg) to obtain their buy-in and commitment and ensure that the Mayco Member(s) and Councillors are in agreement with the content that they share with the community

**ALL Cllrs**

**ALL Cllrs**

**SJ**

**SJ**

**BW**

#### **Resolution Details:**

It was **RESOLVED** that the item **REMAIN** on the Matters Receiving Attention Schedule until feedback has been received.

**ACTION: L MADUBEDUBE**

#### **Resolution History**

<b>Meeting Date</b>	<b>Resolution</b>
2019/06/12	It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.  <b>ACTION: L MADUBEDUBE</b>
2019/05/22	It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.  <b>ACTION: L MADUBEDUBE</b>
2019/04/25	It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been obtained.  <b>ACTION: M GRIESSEL / F PRINCE</b>

2019/02/20	<p>MRA 2 &amp; MRA 3 are recorded together: MRA 2 (15SUB36/10/14) – MOTION OF EXIGENCY: RE-BLOCKING OF LANGA INFORMAL SETTLEMENTS MRA 3 (15SUB48/01/15) – MOTION OF EXIGENCY: UPGRADE OF SEWERAGE LINES IN ZONE 20, LANGA</p> <p>Councillor John reported as follows: A meeting was held on 20 November 2018 between stakeholders of Zone 20, Zone 23, Officials as well as Councillors where a Memorandum of Agreement was signed. The Officials was supposed to start on 5 January 2019; however when the team reported on site a number of individuals stopped them from continuing. A follow up meeting took place on 13 January 2019 where it was agreed that the process to relocate individuals currently residing on the collapsed sewer should continue.</p> <p>The team reported on site but was again stopped. An email was written to Alderman Jean-Pierre Smith (Mayco Member: Safety &amp; Security) as an individual in the zones continue to approach him directly. Alderman Smith gave assurance that he will be hands-on to ensure that the process continue before the expiration of the contract.</p>
2018/05/23	<p>The Subcouncil Manager indicated that the re-blocking of Langa informal settlements will be discussed with the Director: Area North as part of the planning of the Langa Housing Imbizo.</p>
2018/03/06	<p>The Subcouncil Manager advised the members that back and forth correspondence with the line department have been taking place, but no solution is forthcoming. The Chairperson advised that he will write to the MAYCO members to find a solution. It was NOTED that the item remain on the matters receiving attention schedule.</p>
2017/05/17	<p>The Subcouncil Manager addressed the item. The Subcouncil Manager indicated that MRA 4 should be read in conjunction with MRA 7 because the matter can only be addressed once adequate space has been found to relocate families to. The Human Settlements: Informal Settlements Department are currently investigating the matter. It was NOTED that the item remain on the matters receiving attention schedule until feedback has been obtained.</p>
2017/03/16	<p>It was NOTED that the item should remain on the matters receiving attention schedule until feedback has been provided. It was RESOLVED that the Motion of Exigency be NOTED and forwarded to the relevant line department for action.</p>

Agenda Item No:	15SUB48/01/15	3	MOTION OF EXIGENCY: UPGRADE OF SEWERAGE LINES IN ZONE 20, LANGA
Author:	Jean-Pierre Smith		
How Resolved:	Consensus		
Meeting Date:	2015/01/21		
Outstanding:	1582		
Directorate:	INFORMAL SETTLEMENTS, WATER & WASTE SERVICES		
Department:			

**Preamble:**

The Chairperson informed the members that he had written to Mr Rayan Rughubar, in his capacity as Director: Housing Development, to request a plan of action with regard to the invasion of the piece of land to which the Zone 20 residents had to be relocated to.

The Chairperson reported that the City has obtained a court order interdicting the invaders to vacate the land by 20 October 2020.

The Subcouncil Manager mentioned that rumours are doing the rounds that the invaders are residents that benefitted from the Joe Slovo Flats and requested that the Chairperson request that the beneficiaries be verified.

The Subcouncil Manager indicated that the community is unhappy with the slowness of responses from the department.

Councillor Sakathi mentioned that the invaders are not from Langa and benefitted from housing projects elsewhere in the City.

Councillor Sulelo requested the Subcouncil Chairperson to resuscitate the meeting that he called some time ago to address this long outstanding and ongoing concern.

**Resolution Details:**

It was **RESOLVED** that the progress report on Matters Receiving Attention schedule **BE NOTED**

**ACTION: M GRIESSEL / SECRETARIAT**

**Resolution History**

<b>Meeting Date</b>	<b>Resolution</b>
2019/11/20	It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.  <b>ACTION: L MADUBEDUBE</b>
2019/06/12	It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.  <b>ACTION: L MADUBEDUBE</b>
2019/05/22	It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.  <b>ACTION: L MADUBEDUBE</b>
2019/04/25	It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been obtained. <b>ACTION: M GRIESSEL / F PRINCE</b>

2018/08/15	The Subcouncil Manager reported that the status quo remains unchanged. It was RESOLVED that the item REMAIN on the Matters Receiving Attention Schedule until feedback has been obtained. ACTION: M GRIESSEL / F PRINCE
2018/05/23	The Subcouncil Manager indicated that the upgrade sewerage lines in Zone 20 will be discussed with the Director: Area North as part of the planning of the Langa Housing Imbizo. It was RESOLVED that the item REMAIN on the Matters Receiving Attention schedule.
2018/03/06	The Chairperson advised that he will write to the MAYCO members to find a solution. It was NOTED that the item remain on the matters receiving attention schedule. ACTION: B WATKYN / S JOHN / P YOUSEFF
2017/05/17	The Subcouncil Manager addressed the item. The Subcouncil Manager indicated that MRA 7 should be read in conjunction with MRA 4 because the matter can only be addressed once adequate space has been found to relocate families to. The Human Settlements: Informal Settlements Department are currently investigating the matter. It was NOTED that the item remain on the matters receiving attention schedule until feedback has been obtained.

Agenda Item No:	<b>15SUB 40/10/2015</b>	<b>4</b>	<b>MOTION OF EXIGENCY: STATUS OF INFORMAL TRADERS OPERATING BETWEEN GUNNERS CIRCLE EPPING AND VIKING WAY THORNTON</b>
Author:	Brian Watkyns		
How Resolved:	Consensus		
Meeting Date:	2015/10/21		
Outstanding:	1387		
Directorate:	CORPORATE SERVICES AND COMPLIANCE		
Department:			

**Preamble:**

Feedback from Paul Williamson (3 September 2020):

On Tuesday 18th August 2020 the attached order was granted by the High Court and was given to the Goodwood Sheriff on 31st August 2020 to serve on the unlawful occupiers of the Epping Informal Market.

This is scheduled to be heard by the High Court as an opposed motion on 21 October 2020. (The unlawful occupiers appeared before the High Court on 4 occasions; informed the Judge that they are opposing the City's application; and are endeavouring to seek legal representation. To date they have been unsuccessful in obtaining legal representation, hence the attached order of the High Court.)

Last week Property Management obtained formal agreement between the Cape Town Market and the Epping Hawkers Paradise Association with regards to the informal market being accommodated within the formal market.

Last week Richard Holdstock had a very stern discussion with the Epping Hawkers Paradise Association (Warren Jacobs) with regards to the fruit and vegetables that had been discarded lying all over the area. This has been significantly tidied up and yesterday I put Warren Jacobs in contact with the Area Head Solid Waste to ensure that the area is serviced on an ongoing basis – which was the arrangement before COVID-19 – which serviced seemed to have fallen by the wayside.

**Resolution Details:**

It was **RESOLVED** that the item **REMAIN** on the Matters Receiving Attention Schedule until feedback has been received.

**ACTION:** **G JEFFERIES / L MBANDAZAYO / D PLATO**

**Preamble History**

**Meeting Date      Preamble**

2019/04/25      The Subcouncil Manager addressed the item. The Subcouncil Manager indicated that previous discussions with Alderman Watkyns indicated that the Mayor's Area Representative for Area North, Cllr Little is dealing with this matter in a transversal approach since little to no response has been received from the line department.

**Resolution History**

**Meeting Date      Resolution**

2019/06/12      It was **RESOLVED** that the item **REMAIN** on the Matters Receiving Attention Schedule until feedback has been received.

**ACTION:** **G JEFFERIES / L MBANDAZAYO / D PLATO / F PRINCE**

2019/05/22      It was **RESOLVED** that the item **REMAIN** on the Matters Receiving Attention Schedule until feedback has been received.

**ACTION:** **G JEFFERIES / L MBANDAZAYO / D PLATO / F PRINCE**

2019/05/22	<p>It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.</p> <p><b>ACTION: G JEFFERIES / L MBANDAZAYO / D PLATO / F PRINCE</b></p>
2019/04/25	<p>It was NOTED that the item remain on the matters receiving attention schedule until feedback has been obtained.</p>
2019/02/20	<p>MRA 1 &amp; MRA 4 are recorded together: MRA 1 (15SUB37/06/12) – MOTION OF EXIGENCY: FUTURE OF INFORMAL MARKET AT GUNNERS CIRCLE, EPPING MRA 4 (15SUB40/10/15) – MOTION OF EXIGENCY: STATUS OF INFORMAL TRADERS OPERATING BETWEEN GUNNERS CIRCLE EPPING AND VIKING WAY THORNTON</p> <p>The Chairperson announced at an added motion of exigency was tabled at the Ward 53 Committee meeting to a request that MRA 1 and MRA 4 be expedited to the Office of the Mayor and Office of the City Manager. To date no further feedback has been received with regard to the motions. It was RESOLVED that MRA 1 and MRA 4 REMAIN on the Matters Receiving Attention Schedule until feedback has been received.</p> <p><b>ACTION: G JEFFERIES / L MBANDAZAYO / D PLATO / F PRINCE</b></p>
2018/05/23	<p>Feedback was obtained from the Legal Services department which indicates that only 2 out of the 10 confirmatory affidavits have been signed. As soon as all confirmatory affidavits have been signed, court papers will be issued. It was RESOLVED that the item REMAIN on the Matters Receiving Attention schedule. <b>ACTION: M GRIESSEL / LEGAL SERVICES</b></p>

Agenda Item No:	15SUB 29/8/2017	5	MOTION OF EXIGENCY: MAITLAND GARDEN VILLAGE DECLARED HERITAGE STATUS
Author:	Dowayne Koopman		
How Resolved:	Consensus		
Meeting Date:	2017/08/17		
Outstanding:	911		
Directorate:	SOCIAL SERVICES		
Department:			

**Preamble:**

Feedback (24 July 2020) from the Spatial Planning and Environment Directorate:

*"There is no change in status. EMD is working on various HPOZ proposed areas and currently cannot get to additional ones."*

**Resolution Details:**

It was **RESOLVED** that the item **REMAIN** on the Matters Receiving Attention Schedule until feedback has been received.

**ACTION: D GEORGEADES**

**Resolution History**

Meeting Date	Resolution
2019/06/12	It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.  <b>ACTION: D GEORGEADES</b>
2019/05/22	It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.  <b>ACTION: D GEORGEADES</b>
2019/04/25	It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been obtained. <b>ACTION: M GRIESSEL / D GEORGEADES</b>
2019/03/04	Feedback from David Hart on 4 March 2019: The process of protecting areas under the HPOZ is a joint process together with LUM which manages the zoning scheme. With respect to further HPO protection over, our office has been currently working at capacity with LUM on the proposed placing of Bo-Kaap under the HPOZ.  The City has received about 2000 responses from the public which it is currently processing. Following the next Council meeting at which Bo-Kaap's protection will be considered, there might well be further follow-up work. Newlands and Vredehoek are next to be entered into public process. These will take some months still. Langa, Maitland Garden Village and Pinelands are still requiring processing amongst about 30 other areas that have been proposed to be protected under the HPOZ.  We are also running with reduced staff and in February received 2 further resignations from our office which we shall endeavour to fill as soon as possible. Langa, Maitland Garden Village and Pinelands will be commenced as soon as we can.

Agenda Item No:	15SUB 9/10/2018	6	MOTION OF EXIGENCY FROM WARD COMMITTEE: WARD 53: URGENT INTERVENTION REQUIRED TO STOP ILLEGAL LAND OCCUPATION ON ERF 114412-RE OWNED BY PRASA
Author:	Dowayne Koopman		
How Resolved:	Consensus		
Meeting Date:	2018/10/17		
Outstanding:	607		
Directorate:	AREA-BASED SERVICE DELIVERY		
Department:			
<b>Preamble:</b>			
The Office of the Chairperson is in the process of arranging a meeting with the relevant stakeholders.			
<b>Resolution Details:</b>			
It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule.			
<b>ACTION: R PRETORIUS</b>			
<b>Preamble History</b>			
<b>Meeting Date</b>	<b>Preamble</b>		
2019/05/22	The Chairperson and the Ward 51 Councillor reported that the matter is still unresolved. The Chairperson undertook to set up a meeting with the relevant stakeholders to address the matter.		
2019/04/25	The Chairperson addressed the item. The Chairperson indicated that all three spheres of government have a stance on the issue of land invasion and calls on authorities to act swiftly. Councillor Dilima and Councillor John proposed an additional recommendation namely to request the City's anti-land invasion unit to be visible along the N2 and Jakes Gerwel as it is a prime spot for land invasions.		
<b>Resolution History</b>			
<b>Meeting Date</b>	<b>Resolution</b>		
2019/04/25	It was RESOLVED that 1) The motion of exigency for an urgent intervention required to stop illegal land occupation on Erf 114412-RE owned by PRASA BE SUPPORTED; 2) The Anti-Land Invasion Unit BE REQUESTED to liaise with PRASA with the view to prevent the extension of the land invasions on erf 114412-RE, Langa; 3) The Anti-Land Invasion Unit BE REQUESTED to conduct operations along N2 and Jakes Gerwel; 4) The City's Health Department take ACTION to eradicate the open latrine permanently on City owned erf 32511-RE, Epping Industria.		
ACTION: SECRETARIAT / A ZIMBA / P ROBERTS			

2019/02/27

Feedback received from Director Robberts: The applicable land invasion is actually not only a Safety and Security issue. The main role player to any land invasion within the City in terms of City Land is with the Office of Director Pretorius from ISM. Any other land needs to be address by the owner, the Sherriff and the South African Police Services. The land Invasion Unit in terms of ISM and Law Enforcement will be only in a support capacity if in agreement. The SAPS, Metro Police, Traffic and Law Enforcement mandate in terms of Land invasions is to provide protection for any operations initiated by the Sherriff or ISM. I proposed that you set up a meeting with the owner of the land (Prasa) and get the Sherriff, SAPS Station Commander and SAPS POP'S to form part of this meeting. ISM and our Land invasion unit to be invited as well in order to see how we can assist. Please inform your Councilor in this regard.

Agenda Item No:	<b>15SUB 8/2/2019</b>	<b>7</b>	<b>MOTION OF EXIGENCY FROM WARD COMMITTEE: WARD 53: ILLEGAL OCCUPATION OF ROAD RESERVE BETWEEN VIKING WAY AND GUNNERS CIRCLE EPPING INDUSTRIA 1</b>
Author:	Dowayne Koopman		
How Resolved:	Consensus		
Meeting Date:	2019/02/20		
Outstanding:	517		
Directorate:	URBAN MANAGEMENT		
Department:			

**Preamble:**

Feedback from Paul Williamson:

On Tuesday 18th August 2020 the attached order was granted by the High Court and was given to the Goodwood Sheriff on 31st August 2020 to serve on the unlawful occupiers of the Epping Informal Market.

This is scheduled to be heard by the High Court as an opposed motion on 21 October 2020. (The unlawful occupiers appeared before the High Court on 4 occasions; informed the Judge that they are opposing the City's application; and are endeavouring to seek legal representation. To date they have been unsuccessful in obtaining legal representation, hence the attached order of the High Court.)

Last week Property Management obtained formal agreement between the Cape Town Market and the Epping Hawkers Paradise Association with regards to the informal market being accommodated within the formal market.

Last week Richard Holdstock had a very stern discussion with the Epping Hawkers Paradise Association (Warren Jacobs) with regards to the fruit and vegetables that had been discarded lying all over the area. This has been significantly tidied up and yesterday I put Warren Jacobs in contact with the Area Head Solid Waste to ensure that the area is serviced on an ongoing basis – which was the arrangement before COVID-19 – which serviced seemed to have fallen by the wayside.

**Resolution Details:**

It was **RESOLVED** that the item **REMAIN** on the Matters Receiving Attention Schedule until feedback has been received.

**ACTION: G JEFFERIES / L MBANDAZAYO / D PLATO / Z SISWANA**

**Resolution History**

<b>Meeting Date</b>	<b>Resolution</b>
2019/11/20	It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.  <b>ACTION: G JEFFERIES / L MBANDAZAYO / D PLATO</b>
2019/05/22	It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.  <b>ACTION: G JEFFERIES / L MBANDAZAYO / D PLATO / F PRINCE</b>
2019/04/25	It was <b>RESOLVED</b> that motion of exigency <b>BE SUPPORTED</b> and that the relevant line department <b>BE REQUESTED</b> to urgently intervene. <b>ACTION: F PRINCE / M GRIESSEL</b>



Agenda Item No:	15SUB 22/2/2019	8	MOTION OF EXIGENCY: REQUEST FOR AN INTEGRATED APPROACH TO RESOLVE POSSIBLE BY-LAW TRANSGRESSION
Author:	Fabian Ah Sing		
How Resolved:	Consensus		
Meeting Date:	2019/02/20		
Outstanding:	517		
Directorate:	URBAN MANAGEMENT		
Department:	Councillor Support		

**Preamble:**

Dear Councillors & Officials,

The Subcouncil Activity Day held on 24 August 2020 refers.

**TRAFFIC SERVICES – FEEDBACK**  
**ONE-WAY CONVERSION**

Ms Liebenberg reported that the one-way conversion can only be implemented after the finalisation of the Informal Trading Plan.

**ABANDONED VEHICLES**

Ms Liebenberg further reported that abandoned vehicles are plaguing Brooklyn at the moment and that her department are attending to the issue by removing and impounding such vehicles. She mentioned that due to the COVID-19 Lockdown her department was unable to attend to standing complaints but will start with impounds again during the week of September 4th.

**LOCAL AREA ECONOMIC DEVELOPMENT – FEEDBACK**  
**INFORMAL TRADING PLAN FOR WARD 55**

Mr Holdstock reported that as a result of COVID-19 the booklets for the proposed amendments could not be circulated, but it is ready to be discussed by the stakeholders.

He reported that the after input has been received from the internal stakeholders the public participation process will be embarked upon. He already met with Andre Louw from Public Participation and he confirmed that an Open Day can be held as long as the COVID-19 regulations are being adhered to. Once the comments from the stakeholders are received Mr Holdstock will liaise with Andre again to set up the Open Day.

It was agreed that the Subcouncil would disseminate the information via the Community Organisation Database and that the proposed amendments form part of the Have Your Say! Process.

Councillor Ah Sing requested that the Open Day take place from 16h00 – 19h00 to allow maximum input especially from patrons that might be working during the day.

Mr Holdstock informed the stakeholders that as a result of the COVID-19 regulations the plan will include social distancing aspects of 1,5m.

**Way Forward:**

- Mr Holdstock will forward the booklets to all stakeholders
- Mr Holdstock will work out a timeline and inform Councillor Ah Sing accordingly
- Mr Holdstock will forward the list of informal traders who received COVID-19 care packs and permits

**[FOR EASE OF REFERENCE SEE ATTACHED BOOKLET]**

**HEALTH – FEEDBACK**

Ms Adonis reported that Nu-Era's business licence has been issued but Pafos' remain pending.

Ms Adonis indicated that she could not engage with Air Pollution due to COVID-19.

Councillor Ah Sing requested that the noise report for Nu-Era be made available to him as he is not happy with the issuing of the business licence to the business. Ms Adonis indicated that she would set up a meeting between Tauriq Hassan, Councillor and Peter.

Mr Tauriq Hassan, taking over from Ms Adonis, requested that he meet with Councillor Ah Sing to bring him up to speed with the current developments. As part of this discussion the issue around the butcheries and apartment blocks will also be addressed.

Mr Hassan indicated that an inspection will be conducted from Section Street to Boundary Road as well as a blitz with the Law Enforcement Agencies.

#### **LAW ENFORCEMENT – FEEDBACK**

Inspector Gomis could not join and therefore inspector Jennifer Smith joined via phone.

She advised that they have issued fines and compliance notices along Koeberg Road and that there is an ongoing plan of action with Solid Waste, Health and Informal Trading.

Councillor Ah Sing requested that photographic evidence be submitted to him on a weekly basis as part of the LEOs report.

#### **Resolution Details:**

It was **RESOLVED** that the item **REMAIN** on the Matters Receiving Attention Schedule until feedback has been received.

**ACTION: G GOMIS / L BESTER / N ADONIS / S DAMON / D KOOPMAN / SECRETARIAT**

#### **Resolution History**

<b>Meeting Date</b>	<b>Resolution</b>
2019/11/20	<p>It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.</p> <p><b>ACTION: G GOMIS / L BESTER / N ADONIS / S DAMON / D KOOPMAN / SECRETARIAT</b></p>
2019/05/22	<p>It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.</p> <p><b>ACTION: M GRIESSEL</b></p>

Agenda Item No:	15SUB 8/9/2019	9	MOTION FROM WARD 55 COMMITTEE: REQUEST FOR INLAND AND COASTAL WATER QUALITY INFORMATION
Author:	Dowayne Koopman;		
How Resolved:	Consensus		
Meeting Date:	2019/09/18		
Outstanding:	367		
Directorate:	URBAN MANAGEMENT		
Department:	Area Management		
<b>Preamble:</b>  A monthly report detailing the water quality and related information are tabled at the Subcouncil Meetings on a monthly basis.			
<b>Resolution Details:</b>  It was <b>RESOLVED</b> that the item <b>REMAIN</b> on the Matters Receiving Attention Schedule until feedback has been received.			
<b>ACTION:</b> <b>G OELOFSE / C FREHSE / SECRETARIAT</b>			

Agenda Item No:	15SUB 45/11/2019	10	AUDIT OF POSSIBLE FIRE AND SAFETY RISKS ON ERF 26439 RE, ALEXANDRA ROAD, OBSERVATORY
Author:	Mariette Griessel		
How Resolved:	Consensus		
Meeting Date:	2019/11/20		
Outstanding:	322		
Directorate:	URBAN MANAGEMENT		
Department:	Area Management		
Resolution Details:			
It was <b>RESOLVED</b> that motion of exigency: audit of possible fire and safety risks on erf 26439-RE, Alexandra Road, Observatory <b>BE SUBMITTED</b> to the Fire and Rescue Services Department for investigation and feedback.			
ACTION: I SMART / A CANTERBURY / J J WILLIAMS			

Agenda Item No:	15SUB 31/1/2020	11	PROBABLE ILLEGAL LAND USE AT ERF 912, 15 BURMEISTER CIRCLE, MILNERTON
Author:	Fabian Ah Sing		
How Resolved:	Consensus		
Meeting Date:	2020/01/22		
Outstanding:	277		
Directorate:	URBAN MANAGEMENT		
Department:	Councillor Support		

**Preamble:**

Dear Councillors, Alderman & Officials,

The Subcouncil Activity Day held on 17 February 2020 refers.

Mr Zain Isaacs and Mu-Ammar Abrahams was present to address the motion of exigency.

Mr Isaacs informed the Councillor that his department first became aware of the complaint during the 2017/18 financial year. A number of inspections has been conducted by Mr David Viljoen who was the inspector dealing with the complaint at the time. He concluded that no contraventions were found in terms of the Property Management By-Law in that the property is zoned single residential and no business is being conducted on the premises.

Mr Isaacs mentioned that the owner does own multiple tow trucks that is parked and repaired on the property, but the trucks is registered in his (and his family's) name.

Mr Isaacs further stated that insofar as it relates to the tow trucks it weighs approximately 3500 kg and the drivers of the trucks normally sit in the trucks responding to phone calls of accidents. He stated that this actions do not constitute a business nor does using use your residential address as your business address.

Councillor Ah Sing informed the official that the rights of the adjacent residents are being infringed upon in that the trucks can be heard during the night and early hours of the morning.

The officials stated that the biggest challenge has been inability of land use management to prove to a court that a business is being run on the property. It was also mentioned that a contributing factor was their department's inability to serve a notice as there had been no opportunity to catch the property owner by surprise and therefore this attempt was unsuccessful on numerous occasions.

Mr Isaacs stated that it is the official's duty not to appear to be maliciously prosecuting the property owner/resident and therefore it is important that they have sufficient evidence when engaging on these matters.

The following proposals was made to deal with the issue

1. Law Enforcement and Traffic

1. Peace Order:

Mr. Isaacs/Abrahams mentioned that in a case such as this a magistrate can give an instruction to the police to act in regards to the order given, although it is not a council matter but it is a solution that can address the problem in cases whereby the land use and contract department is unable to deal with the matter effectively. No lawyers are required and this has been successful in most cases.

Councillor Ah Sing undertook to engage Law Enforcement and Traffic on the issue and requested that he department keep an eye on the property.

**Resolution Details:**

It was **RESOLVED** that the item **REMAIN** on the Matters Receiving Attention Schedule.

**ACTION: Z ISAAC / SECRETARIAT**

**Resolution History****Meeting Date      Resolution**

2020/01/22

It was **RESOLVED** that the motion of exigency **BE SUPPORTED** and submitted to the relevant line department for investigation.

**ACTION:                      E MARIAS / M ABRAHAMS / SECRETARIAT**

Department: **Development Management**Responsible Officer(RO): **Mu-Ammar Abrahams****Response Date      Comment from RO**

2020/02/13

The responsible official will attend the SC Act Day on 17 February 2020 to provide feedback

Agenda Item No:	15SUB 32/1/2020	12	ERVEN 112656 AND 112657 THORNTON – CONRADIE DEVELOPMENT
Author:	Brian Watkyns		
How Resolved:	Consensus		
Meeting Date:	2020/01/22		
Outstanding:	277		
Directorate:	URBAN MANAGEMENT		
Department:	Councillor Support		
<b>Preamble:</b>			
A feedback report was tabled vide 15SUB08/02/20.			
In terms of the lease agreement, Property Management advised that no lease is in place and that the portion of the road reserve will be transferred to the developer.			
<b>Resolution Details:</b>			
It was <b>RESOLVED</b> that the motion of exigency <b>BE SUPPORTED</b> and submitted to the relevant line department for investigation.			
<b>ACTION: D MANUEL / R GELDERBLOEM / E SNACKENBERG / SECRETARIAT</b>			
Department: <b>Development Management</b>			Responsible Officer(RO): <b>Emil Schnackenberg</b>
<b>Response Date</b>	<b>Comment from RO</b>		
2020/02/13	Report to tabled at SC meeting on 19/02/2020 vide 15SUB070220		
Department: <b>Transport Planning</b>			Responsible Officer(RO): <b>Deon Manuel</b>
<b>Response Date</b>	<b>Comment from RO</b>		

The subcouncil requested a response re the potential impact on road users during the construction of the Conradie Park Development in Thornton. In particular relating to:

1. Traffic congestion due to road closures;
2. Disruption or inconvenience to road users caused by construction vehicles; and
3. Damage / pollution of existing roads caused by construction vehicles.

#### **EXECUTIVE SUMMARY**

1. **Traffic congestion due to road closures;**
  - No road closures are currently planned.
  - No closures or detours will be permitted unless authorised by the Engineer and the Road Authority.
  - Any measure that may adversely affect traffic flows, will **(1)** require the conditional approval of the road authority and **(2)** only be employed if absolutely necessary and **(3)** will typically not be permitted during peak traffic hours.
2. **Disruption / inconvenience to road users caused by construction vehicles;**
  - Access to the Conradie Park site for construction vehicles will likely be via Forest Drive Extension. Additional access off lower order roads will typically not be allowed in order to minimise inconvenience to local residents as well as the impact on minor roads.
  - Where work/upgrades within existing roadways are required (primarily Forest Drive Extension), due consideration will be given to the accommodation of traffic to minimise delay/disruption to residents and exercise reasonable care toward the public.
  - The Contractor will not be permitted to stow plant, equipment or building materials within the road carriageway.
  - Site-supervision be carried out by a Registered Professional Engineer for the duration of the project to ensure the effective and non-disruptive management of the site. .
1. **Damage / pollution of existing roads caused by construction vehicles.**
  - City By-laws state that no person shall transport building materials on a public road in such a way as to damage the road.
  - As a measure of enforcement, the Contractor's work permit requires that **(1)** existing public infrastructure be inspected pre- and post-construction, and **(2)** that any damage to public infrastructure to be repaired by the Developer.

Agenda Item No:	15SUB 33/11/2020	13	MOTION OF EXIGENCY: REQUEST FOR A PRESENTATION ON THE CITY’S NON-MOTORISED TRANSPORT PLANS AND TO INTEGRATE PROPOSALS FOR LANGA, PINELANDS AND THORNTON
Author:	Dowayne Koopman		
How Resolved:	Consensus		
Meeting Date:	2020/11/18		
Outstanding:	62		
Directorate:	TRANSPORT		
Department:	Network Management		
<b>Preamble:</b>			
Alderman Brian Watkyns submitted a motion of exigency, seconded by Councillor Helen Jacobs, attached hereto as Annexure C.			
<b>Resolution Details:</b>			
It was <b>RESOLVED</b> that			
<div>1. The motion of exigency: request for a presentation on the City’s non-motorised transport plans and to integrate proposals for Langa, Pinelands and Thornton <b>BE SUPPORTED</b> and <b>SUBMITTED</b> to the relevant line department;</div> <div>1. The relevant line department present, at the next Subcouncil 15 Meeting, the City’s plans to extend the cycle network as a key mode of transport integrated in the public transport network;</div> <div>1. The presentation covers how the proposals, attached as Annexure A, to the motion of exigency, can be accommodated in the City’s NMT forward planning.</div>			
<b>ACTION:</b>	<b>M GRIESSEL / SECRETARIAT / D CAMPBELL</b>		

Agenda Item No:	15SUB 34/11/2020	14	MOTION OF EXIGENCY: REQUEST FOR A REPORT ON REPAIRS AND MAINTENANCE REQUIRED FOR THE ELSIESKRAAL RIVER RESERVE, PINELANDS
Author:	Dowayne Koopman		
How Resolved:	Consensus		
Meeting Date:	2020/11/18		
Outstanding:	62		
Directorate:	COMMUNITY SERVICES AND HEALTH		
Department:	Recreation and Parks		
Preamble:			
Alderman Brian Watkyns submitted a motion of exigency, seconded by Councillor Helen Jacobs, attached hereto as Annexure D.			
Resolution Details:			
It was <b>RESOLVED</b> that			
<div>1. The motion of exigency: request for a report on repairs and maintenance required for the Elsieskraal river reserve, Pinelands <b>BE SUPPORTED</b> and <b>SUBMITTED</b> to the relevant line department;</div> <div>1. A report <b>BE SUBMITTED</b> to the next Subcouncil 15 Meeting regarding the state of the Elsieskraal River Reserve in Pinelands including:<div><div>Details of the maintenance and repairs required for the entire length;</div><div>The action required to repair and maintain the area;</div><div>The time schedule for the repairs and maintenance to be attended to.</div></div></div>			
ACTION: M GRIESSEL / SECRETARIAT / N MAGIJA			
Department: Recreation and Parks			Responsible Officer(RO): Nondumiso Magija
Response Date	Comment from RO		
2021/01/14	Progress: <div>The investigation into the cost of repairs at Elsies Kraal Canal is still ongoing. Due to the builders holidays , we were unable to obtain the necessary quotations. An assessment will be done of the entire length will be done and thereafter the Department will submit a full report in the next Subcouncil Meeting covering all aspects as per the motion.</div> <div>Horticultural Maintenance such as mowing, tree trimming, etc. is ongoing.</div>		