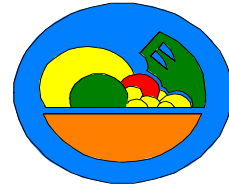




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GROTER TZANEEN MUNISIPALITEIT  
MASIPALA WA TZANEEN  
MASEPALA WA TZANEEN**

el: 015 307 8000  
fax: 015 307 8049

P.o Box 24  
Tzaneen, 0850  
[WWW.greatertzaneen.gov.za](http://WWW.greatertzaneen.gov.za)



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**MINUTES OF THE 3<sup>RD</sup> COUNCIL MEETING FOR 2021/2022 FINANCIAL YEAR OF THE GREATER TZANEEN MUNICIPALITY HELD AT LENYENYE COMMUNITY HALL, ON FRIDAY THE 28<sup>TH</sup> JANUARY 2022 AT 13H00.**

**PRESENT**

**The Speaker**

**Councillor S Tiba**

**COUNCILLORS**

As per attached attendance register (Annexure "X")

**OFFICIALS**

The Acting Municipal Manager And

The Director PED

The Acting Director Electrical Engineering

The Director Engineering Services

The Acting Chief Financial Officer

The Acting Director Corporate and

The Manager Admin and Council Support

The Internal Audit Manager

The Legal Adviser

The Manager Communication

The Manager Safety and Security

The Committee Clerk

The Committee Clerk

The MPAC Researcher

Mr MB Mathebula

Mr B Tshawe

Mr W Molokomme

Mr A Mathebula

Mrs MW Baloyi

Mrs H Manyike

Mr T Mampana

Mr N Ndlala

Mr K Makhubela

Ms MB Maake

Mrs FS Makhubele

Mrs M Sekopane

**TRADITIONAL AUTHORITIES**

The Maake Traditional Authority Representative

None

The Muhlava Traditional Authority Representative

None

The Bathlabine Traditional Authority Representative

None

The Mankweng Traditional Authority Representative

None

The Modjadji Traditional Authority Representative

None

The Valoyi Traditional Authority Representative

Mr VR Rikhotso

The Nyavana Traditional Authority Representatives

None

## **1. OPENING AND WELCOME**

1.1 The meeting was opened by singing a National Anthem and the Speaker, Councillor S Tiba welcomed everyone present in the meeting.

## **2. APPLICATIONS FOR LEAVE OF ABSENCE AND THE SIGNING OF THE ATTENDANCE REGISTER**

**The applications for leave of absence were received from the following:**

- Councillor D Sejaphala
- Councillor C Stoltz
- Councillor M Mangena
- Councillor SV Mahlawule
- The Modjadji Tribal Authority representatives, Mr MC Modjadji
- The Mankweng Tribal Authority representatives, Mr RA Sehlapelo
- The Acting Municipal Manager and the Director Community Services, Mr HA Nkuna
- The Director Electrical Engineering, Mr S Lelope
- The Director Corporate Services, Mr W Shibamba
- The CFO, Ms P Makhubele

### **RESOLVED**

**That the applications for leave of absence received be granted as follows:**

- Councillor D Sejaphala
- Councillor C Stoltz
- Councillor M Mangena
- Councillor SV Mahlawule
- The Modjadji Tribal Authority representatives, Mr MC Modjadji
- The Mankweng Tribal Authority representatives, Mr RA Sehlapelo
- The Acting Municipal Manager and the Director Community Services, Mr HA Nkuna
- The Director Electrical Engineering, Mr S Lelope
- The Director Corporate Services, Mr W Shibamba
- The CFO, Ms P Makhubele

**NOTE: The MPAC member was sworn in by Magistrate Machete as follows:**

1. *Councillor Fomayu Caiphus Mabitsele*

**3. OFFICIAL NOTICES**

3.1 The Acting Municipal Manager, Mr BM Mathebula announced that the Councillors are invited to attend the briefing on Councillors Pension Funds on Tuesday, 15 February 2022 at Council Chamber.

**4. GIFTS AND FAVORS**

None

**5. STATEMENTS AND COMMUNICATIONS BY THE SPEAKER**

5.1 The Speaker, Councillor MS Tiba apologized for the inconvenience caused by starting the meeting late, and the change of a venue due to the protests happening at Nkowankowa Community Hall.

**6. PRESENTATION BY THE AUDITOR GENERAL, MR MPHOK EKANA**

Mr Mpho Kekana from the Auditor General's office was invited for a presentation on issues raised in the Audit report.

**RESOLVED**

That the presentation made by the Auditor General on the Greater Tzaneen Municipality and GTEDA Audit report be noted.

## **7. CONFIRMATION OF THE MINUTES OF THE PREVIOUS MEETINGS**

- 7.1 That the minutes of the 2<sup>nd</sup> Council meeting for 2021/2022 financial year of the Greater Tzaneen Municipality held on Friday the 15<sup>th</sup> October 2021 at 10h00 virtual be approved and confirmed.
- 7.2 That the minutes of the first Inauguration Council meeting of the Greater Tzaneen Municipality held after the 2021 local government elections at Tzaneen Ivory Tusk Lodge, (next to Medi Clinic) 75 Dudley Street, Tzaneen, On Monday 22<sup>nd</sup> November 2021 at 10h00 be approved and confirmed.
- 7.3 That the minutes of the 4<sup>th</sup> Special Council Meeting of the Greater Tzaneen Municipality held on Wednesday, the 24<sup>th</sup> November 2021 at Lenyenye Community Hall at 12h00 be approved and confirmed.
- 7.4 That the minutes of the 5<sup>th</sup> Special Council Meeting of the Greater Tzaneen Municipality held on Wednesday, the 8<sup>th</sup> December 2021 at Karibu Leisure Resort at 08h00 be approved and confirmed.

## **8. QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN**

- 8.1 *The questions by Councillor Chrisma Bredenkamp on the function of swearing in of new Councillors were responded and approved by Council.*
- 8.2 *The questions by Councillor Rene Pohl on the quality maintenance of pavements, sidewalks, parks and overgrown bush area were responded and approved by Council.*
- 8.3 *The questions by Councillor Rene Pohl on the Tenders awarded for installation of Cables WI-FI were responded and approved by Council.*
- 8.4 *The questions by Councillor Rene Pohl on the Business and development conducted on land proclaimed as agricultural plots were responded and approved by Council.*

*8.5 The questions by Councillor Rene Pohl on the required certified qualifications, skills and experience for all senior management were responded and approved by Council.*

**9. MOTIONS OR PROPOSALS DEFERRED FROM THE PREVIOUS MEETINGS**

None

**10. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY THE CHAIRPERSON**

10.1 The Speaker Councillor, MS Tiba expressed her condolences to Councillor Mahlawule's family who lost a mother, the funeral will be held on Saturday 29 January 2022 and councillors were encouraged to support him.

**11. PROPOSALS OF CONDOLENCES OR CONGRATULATIONS BY OTHER MEMBERS**

11.1 Councillor R Shingange expressed his condolences to Councillor E Ntimbane who lost a brother.

11.2 Councillor N Mukanzi congratulated Julius Malema for disbanding the Economic Freedom Fighters (EFF) leadership in Limpopo for poor performance.

11.3 Councillor N Mohonone congratulated schools in N'wanedzi Circuit for good performance in 2021 results.

11.4 Councillor N Mohonone congratulated the Democratic Alliance by leading the Western Cape Province, and is currently leading **25** municipalities in South Africa including the City of Cape Town.

**12. OUTSTANDING MATTERS**

None

**13. PETITIONS**

None

**14. MOTIONS**

None

**15. REPORT FROM ETHICS COMMITTEE**

None

**16. REPORT FROM AUDIT COMMITTEE**

(Item A28 was approved by Council)

**17. REPORTS FROM MPAC COMMITTEE (A29-30)**

(Item A29 was approved by Council and A30 was referred back for further investigation)

**18. REPORT ON WARD COMMITTEE**

None.

**19. REPORT FROM GTEDA (A31)**

(Item A31 was approved by Council)

**20. REPORT ON SALGA ACTIVITIES**

None.

**21. INPUTS BY THE TRADITIONAL LEADER**

None.

**22. REPORTS IN COMMITTEES (A32 AND A33)**

(Item A32 was not discussed and item A33 was approved by Council).

**23. URGENT REPORT – ALLOWED ONLY WITH THE CONSENSUS OF THE CHAIRPERSON**

None

**24. RECOMMENDATIONS OF THE EXECUTIVE COMMITTEE MEETINGS FOR THE PERIOD JANUARY 2021.**

**A 24 REPORT ON UNAUTHORISED, IRREGULAR, FRUITLESS AND WASTEFUL EXPENDITURE REDUCTION STRATEGY FOR THE YEAR 2021/2022**

**(E/C 2022 01 25; C 2022 01 28)**

**(5/1/3)**

---

**RESOLVED**

- a) That Council adopts the UIF reduction strategy for Greater Tzaneen Municipality attached as **(Annexure A)**.

***Signed by the Speaker***  
***Councillor MS Tiba.....***



**A 25 REPORT ON UNAUTHORISED, IRREGULAR, FRUITLESS AND WASTEFUL EXPENDITURE REDUCTION STRATEGY REPORT FOR THE YEAR 2021/2022 Q1**

**(E/C 2022 01 25; C 2022 01 28)**

**(5/1/3)**

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**RESOLVED**

- a) That Council takes note of both UIF reduction strategy Q1 report (**Annexure B**), and
- b) UIF In-Year Monitoring Template "**Annexure C**" submitted to Treasury in terms of **MFMA Circular 68**.

***Signed by the Speaker***  
***Councillor MS Tiba.....***

**A 26 DRAFT ANNUAL REPORT FOR 2020-2021 FINANCIAL YEAR  
(E/C 2022 01 25; C 2022 01 28)**

**(8/1/1)**

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**RESOLVED**

- a) That Council approves the Draft Annual Report for 2020-2021
- b) That the Draft Annual Report for 2020-2021 be submitted to MPAC.
- c) That the Draft Annual Report for 2020-2021 be placed on the website.
- d) That MPAC advertise the Draft Annual Report for 2020-2021 for public comments.
- e) That MPAC submit a report on the Annual Report to Council by no later than 31 March 2022.
- f) That the Draft Annual Report for 2020-2021 be submitted to Provincial Treasury, CoGHSTA (Limpopo) and the Auditor General.
- g) That Council approves the action plan to address 2020-2021 AGSA findings

***Note: Councillor C Ramathoka on behalf of the EFF, objected the report presented by the Head of Corporate Governance, Cllr R Shingange.***

***Signed by the Speaker  
Councillor MS Tiba.....***

**A 27 APPROVAL FOR FILLING OF POSITION OF SENIOR MANAGER OF ELECTRICAL ENGINEERING DEPARTMENT**

**(EC 2022 01 25; C 2022 01 28)**

**(4/3/1)**

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**RESOLVED**

- a) That Council approves filling of post of Senior Manager Electrical Engineering Services when it becomes vacant.
- b) That the Municipal Manager ensure that the position is advertised within 7days.
- c) That a selection panel for the appointment of senior manager for the post of Director Electrical Engineering be constituted as follows.
  - (i) The Municipal Manager, who will be the chairperson.
  - (ii) The Portfolio Head of Governance.
  - (iii) At least one other person who is not a Councillor or staff member of the municipality who has expertise or experience in the area of the advertised post.
- d) That the Human Resources Division identify in consultation with the Municipality Manager a person (s) with requisite expertise or experience from COGHSTA, SALGA and Limpopo Provincial Treasury.

***Signed by the Speaker***  
***Councillor MS Tiba.....***

**A 28 AUDIT COMMITTEE REPORT TO COUNCIL FOR THE FIRST QUARTER OF 2021/2022 FINANCIAL YEAR**

**(E/C 2022 01 25; C 2022 01 28)**

**(12/2/3/1/9)**

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**RESOLVED**

- a) That Council notes the GTM Audit Committee report for the first quarter of 2021/2022 financial year.
- b) That Council notes the GTEDA Audit Committee report for the first quarter of 2021/2022 financial year.
- c) That Council notes the GTM Risk Management Committee report for the first quarter of 2021/2022 financial year.
- d) That Council notes the GTM AGSA Audit Engagement letter.
- e) That Council notes the GTEDA AGSA Audit Engagement letter.
- f) That Council notes the GTM AGSA Audit Strategy.
- g) That Council notes the GTEDA AGSA Audit Strategy.
- h) That Council notes the GTM AGSA Addendum to the Audit Engagement letter.
- i) That Council notes the GTM Audit Committee report on the Annual Report
- j) That Council notes the GTEDA Audit Committee report on the Annual Report
- k) That Council notes the GTM Audit Committee report in response to AGSA issues June 2021.
- l) That Council notes the GTEDA Audit Committee report in response to AGSA issues June 2021.
- m) That Council notes the AG report and that the AG report be submitted to MPAC.

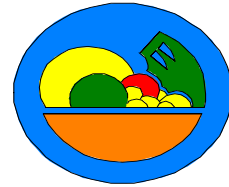
***Signed by the Speaker  
Councillor MS Tiba.....***



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GROTER TZANEEN MUNISIPALITEIT  
MASIPALA WA TZANEEN  
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el: 015 307 8000  
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**A29 MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC) REPORT ON THE REVIEW OF THE  
MPAC TERMS OF REFERENCE.**

**(C 2021 01 28)**

**(12/2/3/1/1)**

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**RESOLVED**

- a) That Council approves the reviewed Terms of Reference of the Municipal Public Accounts Committee as a tool that will guide the activities of the committee.
  
- b) That all reports as per the Terms of Reference must be referred to MPAC for processing in time to ensure that the committee adheres to the time frames set and is able to report quarterly.

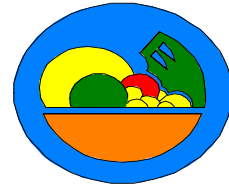
***Signed by the Speaker  
Councillor MS Tiba.....***



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**A30 THE INVESTIGATION REPORT ON THE 2019/2020 UNAUTHORISED, IRREGULAR,  
FRUITLESS AND WASTEFUL EXPENDITURE.**

**(C 2021 01 28)**

**(12/2/3/1/1)**

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**RESOLVED**

That the item be referred back for further investigations.

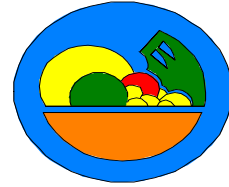
***Signed by the Speaker  
Councillor MS Tiba.....***



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**A 31 GREATER TZANEEN ECONOMIC DEVELOPMENT 4<sup>TH</sup> QUARTER OVERSIGHT  
REPORT TO GTM  
(C 2022 01 28) (15/1/4/2)**

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**RESOLVED**

- a) That Council notes the 4<sup>th</sup> Quarter Board report for the financial year 2020/21.

***Signed by the Speaker  
Councillor MS Tiba.....***

**A33 MPAC INVESTIGATION REPORT ON IRRECOVERABLE EXPENDITURE INCURRED BY GREATER TZANEEN MUNICIPALITY PAID TO PHADIMA PHADIMA GROUP HOLDINGS.**

**(C 2022 01 28)**

**(12/2/3/1/1)**

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**RESOLVED**

- a) That Council rescind Council Resolution (a) and (b) under item A16 dated 23 September 2020.
- b) That Council appoints the Special Investigation Unit (SIU) to investigate the following:
  - i) The alleged fraud that occurred during the Phadima Group Holdings and Greater Tzaneen Municipality tender process.
  - ii) The recovery of R918113.90
  - iii) The recovery of the land as per the deed of sale between the Greater Tzaneen Municipality and Phadima Group Holding Pty Ltd
- c) A case of fraud be opened with the South African Police Service by the Accounting Officer.

***Signed by the Speaker***  
***Councillor MS Tiba.....***



**B 17 2021/22 BACK TO BASICS ACTION PLAN)**

**(E/C 2022 01 25; C 2022 01 28)**

**(8/1/2)**

---

**RESOLVED**

- a) That Council adopts the Back to Basics Action Plan for 2021/22.
- b) That quarterly B2B Progress reports be submitted to CoGHSTA.

***Note: Councillor C Ramathoka on behalf of the EFF, objected the report presented by the Head of Corporate Governance, Cllr R Shingange.***

***Signed by the Speaker  
Councillor MS Tiba.....***

**B 18 (4<sup>TH</sup> QUARTER BACK TO BASICS REPORT 2020-21)**

**(E/C 2022 01 25; C 2022 01 28)**

**(8/1/2)**

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**RESOLVED**

- a) That Council adopts the 4th Quarter Back to Basics Report for 2020/21.
- b) That B2B 4<sup>th</sup> Quarter reports be submitted to CoGHSTA.

***Note: Councillor C Ramathoka on behalf of the EFF, objected the report presented by the Head of Corporate Governance, Cllr R Shingange.***

***Signed by the Speaker  
Councillor MS Tiba.....***

**B 19 4<sup>TH</sup> QUARTER SDBIP REPORT FOR 2020/21**

**(E/C 2022 01 18; C 2022 01 27)**

**(8/1/2/1)**

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**RESOLVED**

- a) That Council note the 4<sup>th</sup> Quarter SDBIP report for 2020/21.
- b) That the 4<sup>th</sup> Quarter SDBIP report for 2020/21 be submitted to MPAC.
- c) That the 4<sup>th</sup> Quarter SDBIP report for 2020/21 be submitted to CoGHSTA.
- d) That the 4<sup>th</sup> Quarter SDBIP report for 2020/21 be uploaded onto the GTM website.

***Note: Councillor C Ramathoka on behalf of the EFF, objected the report presented by the Head of Corporate Governance, Cllr R Shingange.***

***Signed by the Speaker  
Councillor MS Tiba.....***

**B 20 1<sup>ST</sup> QUARTER SDBIP REPORT FOR 2021/22)**

**(E/C 2022 01 18; C 2022 01 27)**

**(8/1/2/1)**

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**RESOLVED**

- a) That Council note the 1<sup>st</sup> Quarter SDBIP report for 2021/22.
- b) That the 1<sup>st</sup> Quarter SDBIP report for 2021/22 be submitted to MPAC.
- c) That the 1<sup>st</sup> Quarter SDBIP report for 2021/22 be submitted to CoGHSTA.
- d) That the 1<sup>st</sup> Quarter SDBIP report for 2021/22 be uploaded onto the GTM website.

***Note: Councillor C Ramathoka on behalf of the EFF, objected the report presented by the Head of Corporate Governance, Cllr R Shingange.***

***Signed by the Speaker  
Councillor MS Tiba.....***

**B 21 REPORT ON THE COUNCIL RESOLUTIONS IMPLEMENTATION FOR THE PERIOD OCTOBER TO DECEMBER 2021 (2<sup>ND</sup> QUARTER)  
(E/C 2022 01 18; C 2022 01 27)**

**(3/2/1/3)**

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**RESOLVED**

- (a) That Council notes the report on the implementation of resolutions for the period **OCTOBER TO DECEMBER 2021**.
- (b) That Council further takes cognisance of the progress made on all its resolutions to be implemented by Management.

***Note: Councillor C Ramathoka on behalf of the EFF, objected the report presented by the Head of Corporate Governance, Cllr R Shingange.***

***Signed by the Speaker  
Councillor MS Tiba.....***

**B 22 REPORT ON REVIEW OF WARD COMMITTEE ESTABLISHMENT NOTICE**  
**(EC 2022 01 18; C 2022 01 27) (12/2/3/1/11)**

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**RESOLVED**

- a) That Council should take note that the ward committee establishment notice has been reviewed.
- b) That Council should adopt the amended establishment notice.
- c) That membership criteria number 1.1 in the Ward Committee Establishment Notice that reads as follows: *“is on NQF Level 4 which is equivalent to matric* be removed.
  
- d) That membership criteria number 1.7 be amended to read as follows: *“Any person who happen to be a public servant is not eligible to be elected as member of ward committee”*.

***NOTE: The DA councillors walked out of the Council meeting during the discussion of this item.***

***Signed by the Speaker***  
***Councillor MS Tiba.....***

**C 22 MONTHLY REPORTS- DEPARTMENT OF THE CHIEF FINANCIAL OFFICER  
FOR THE MONTHS OF SEPTEMBER, OCTOBER AND NOVEMBER 2021  
(E/C 2022 01 25; C 2022 01 28) (8/1/3/3)**

---

**RESOLVED**

That the contents of the monthly report of the Chief Financial Officer for the months of **SEPTEMBER, OCTOBER AND NOVEMBER 2021** be noted.

*Signed by the Speaker*  
*Councillor MS Tiba.....*

**C 23 MONTHLY REPORTS- DEPARTMENT OF THE DIRECTOR COMMUNITY SERVICES FOR THE MONTHS OF OCTOBER, NOVEMBER AND DECEMBER 2021**

(E/C 2022 01 25; C 2022 01 28)

(8/1/3/5)

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**RESOLVED**

That the contents of the monthly report of the Director Community Services for the months of **OCTOBER, NOVEMBER AND DECEMBER 2021** be noted.

***Signed by the Speaker***  
***Councillor MS Tiba.....***



**C 24 MONTHLY REPORTS- DEPARTMENT OF THE DIRECTOR ENGINEERING SERVICES FOR THE MONTHS OF OCTOBER, NOVEMBER AND DECEMBER 2021**

**(E/C 2022 01 25; C 2022 01 28)**

**(8/1/3/7)**

---

**RESOLVED**

That the contents of the monthly reports of the Director Engineering Services for the months of **OCTOBER, NOVEMBER AND DECEMBER 2021** be noted.

***Signed by the Speaker***

***Councillor MS Tiba.....***

**C 25 MONTHLY REPORTS- DEPARTMENT OF THE DIRECTOR ELECTRICAL  
ENGINEERING SERVICES FOR THE MONTHS OF OCTOBER, NOVEMBER  
AND DECEMBER 2021**  
(E/C 2022 01 25; C 2022 01 28) (8/1/3/4)

---

**RESOLVED**

That the contents of the monthly report of the Director Electrical Engineering Services for the months of **OCTOBER, NOVEMBER AND DECEMBER 2021** be noted.

*Signed by the Speaker*  
*Councillor MS Tiba.....*

**C 26 MONTHLY REPORT- DEPARTMENT OF THE DIRECTOR PLANNING AND ECONOMIC DEVELOPMENT FOR THE MONTHS OF OCTOBER, NOVEMBER AND DECEMBER 2021**  
**(E/C 2022 01 25; C 2022 01 28)** **(8/1/3/6)**

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**RESOLVED**

That the contents of the monthly report of the Director PED for the months of **OCTOBER, NOVEMBER AND DECEMBER 2020** be noted.

*Signed by the Speaker*  
*Councillor MS Tiba.....*

**C 27 MONTHLY REPORTS- DEPARTMENT OF THE DIRECTOR CORPORATE SERVICES FOR THE MONTHS OF OCTOBER, NOVEMBER AND DECEMBER 2021**

(E/C 2022 01 25; C 2022 01 28)

(8/1/3/2)

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**RESOLVED**

That the contents of the monthly reports of the Director Corporate Services for the months of **OCTOBER, NOVEMBER AND DECEMBER 2021** be noted.

*Signed by the Speaker*  
*Councillor MS Tiba.....*

**C 28 MONTHLY REPORTS- DEPARTMENT OF THE ACTING  
MUNICIPALMANAGER FOR THE MONTHS OF OCTOBER, NOVEMBER AND  
DECEMBER 2021  
(E/C 2022 01 25; C 2022 01 28) (8/1/3/1)**

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**RESOLVED**

That the contents of the monthly reports of the Municipal Manager for the months of **OCTOBER, NOVEMBER AND DECEMBER 2021** be noted.

***Signed by the Speaker  
Councillor MS Tiba.....***

**26. CLOSURE**

**THE MEETING ADJOURNED AT 19H10**

**APPROVED AND CONFIRMED**

**CHAIRMAN**