

***COUNCIL RESOLUTIONS  
(MPAC RECOMMENDED):  
ALL DEPARTMENTS FOR  
THE PERIOD APRIL 2021 –  
JUNE 2021***

DATE	ITEM	REF NO	SUBJECT OR ITEM NAME	RESOLUTIONS	DEPARTMENT / DIVISION	TIME FRAME/ COMPLETED DATE	PROGRESS/ IMPLEMENTATION	REASON FOR NON-IMPLEMENTATION
30 /04/ 2021								
	A 49	(12/2/3/1/1)	MUNICIPAL PUBLIC ACCOUNTS COMMITTEE MPAC OVERSIGHT REPORT ON THE 2019/2020 3 <sup>RD</sup> AND 4 <sup>TH</sup> QUARTER SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP) REPORTS.	<i>Note: That the MPAC 3<sup>rd</sup> and 4<sup>th</sup> quarter report be noted and further presented in the next Council sitting for discussion.</i>	CORP/ MPAC		Item was referred back and resubmitted to Council 30 June 2021 as Item A68	
	A 50	(12/2/3/1/1)	MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC) REPORT ON THE 2021/2022 ANNUAL WORK PLAN.	<b><u>RESOLVED</u></b>  (a)That Council approves the Municipal Public Accounts Committee`s 2020/2021 Annual Work Plan with all activities mentioned thereof.  (b)That Council approves the Municipal Public Accounts	CORP/ MPAC  CORP/ MPAC		The Item was approved during the Council sitting on the 30/04/2021  Approved on the 30/04/2021	Imple mente d  Imple mente d

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				<p>Committee Annual work program, Annexure <b>B</b>.</p> <p>(c) That Council approve the envisaged visits of the committee to the District, Provincial and National MPAC activities as and when invited.</p> <p>(d) That council approves the benchmarking visit by the MPAC, Speaker, Chairperson of Chairperson and the Executive committee and Directors to learn best practice in relation to the Public Participation on the Draft Annual Report.</p> <p>(e) That MPAC budget must cater for public hearings quarterly as the committee was only conducting the public hearing once on the Draft Annual Report.</p> <p>(f) That Council must refer the Internal Audit Report, financial statements, SCM processes</p>	<p>CORP</p> <p>CORP</p> <p>CORP</p> <p>MPAC</p>		<p>In progress as and when the invitations are received.</p> <p>The implementation is done as and when it is required.</p> <p>Implementation in progress</p> <p>In progress</p>	<p>Implemented</p>

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				<p>reports and section 71 reports to the committee for oversight report, as only the SDBIP, UIF/W &amp; Draft Annual reports were referred to the committee by Council.</p> <p>(g) That the accounting officer must ensure that all departments comply with the reporting timelines and reports are tabled in Council as and when they are expected.</p>	MM		In progress	
	A 68	12/2/3/1/1	MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC) OVERSIGHT REPORT ON THE 2019/2020 3RD AND 4TH QUARTER SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP) REPORTS.	<p><b><u>RESOLVED</u></b></p> <p>1. That Council approves the oversight report on the 2019/2021 3<sup>rd</sup> &amp; 04<sup>th</sup> quarter Service Delivery Budget Implementation plan reports with the following recommendations:</p>	CORP/ MPAC		Approved by Council on the 30 <sup>th</sup> June 2021	Implemented

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				<p>a) That the Accounting Officer intensify monitoring of the service providers to ensure that council infrastructure is protected, and the municipality receives value for money.</p> <p>b) That the Service provider responsible for the safety of the municipal infrastructure and personnel be made liable to pay for theft of assets stolen under their watch.</p> <p>c) That the Corporate Services Director ensures that targets set for training of</p>	<p>MM/PMS</p> <p>Community Services/ Safety and Security</p> <p>Corporate/ Services/HR</p>		<p>In Progress</p> <p>When theft is reported, investigations are done to determine the price of the stolen items and the amount is deducted from the service provider</p>	<p>Implemented</p>



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							delays emanating from SMMEs related disputes.	
	A 69	12/2/3/1/1	MPAC OVERSIGHT REPORT ON THE 2019/2020 DRAFT ANNUAL REPORT	<p><b><u>RESOLVED</u></b></p> <p>1. Having fully considered the 2019/2020 Draft Annual Report, the Municipal Public Accounts Committee recommend that Council adopt the Draft Annual Report 2019/2020 with reservations as follows:</p> <p>a) That the 2019/2020 Draft Annual Report be corrected and completed before the Final report is submitted to the provincial Departments. (Chapter 4, starting from item 4.6</p>	MM/PMS		The report was corrected.	Implemented

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				<p>is incomplete and the Audit Action plan is not visible).</p> <p>b) That Greater Tzaneen Municipality establish the Anti-Corruption committee, to ensure that the issues related to corruption are dealt with by the committee.</p> <p>c) That the Greater Tzaneen Economic Development Agency, consider appointing people living with disabilities in line with</p>	<p>MM/Risk Office</p> <p>GTEDA</p>		<p>Risk and Compliance management committee and Audit Committee deals with anti-fraud and corruption related issues. Committees meets on a quarterly basis.</p> <p>GTEDA will consider appointing people living with disabilities in line with the</p>	<p>In progress</p>



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				<p>the Employment Equity Act</p> <p>d) That the issue of GTEDA operating with 4 Board members be looked into, to ensure that the Agency perform its duties diligently.</p>	GTEDA		<p>Employment Equity Act during the recruitment process.</p> <p>The issue of GTEDA operating with 4 Board Members was submitted to GTM including the Board Chairperson's letter requesting replacement of Board Members that</p>	

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							<p>have resigned.</p> <p>It is worthy to note that the Board is not responsible for its appointment.</p> <p>According to Section 93E of the <b>Municipal Systems Act &amp; Regulations, 2000 (Act 32 of 2000)</b> read together with <b>Section 70 of the Companies Act, 2008 (Act 71 of</b></p>	

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				<p>e) That the monitoring of performance of contractors be intensified by the user departments, to ensure that they perform according to the Service Level Agreement.</p> <p>f) That the municipality establish strategies to finalize the abandoned cases that are being defended.</p>	<p>MM/PMS</p> <p>MM/Legal</p>	<p>As determined by the Courts of South Africa in</p>	<p>2008), appointment of the Board of Directors of a Municipal Entity is the responsibility of Council.</p> <p>In terms of Section 165 (1) to (6) of the Constitution of RSA, the judicial authority of the Republic</p>	

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						<p>line with the set down date of the case as administered by the Register of High Courts</p>	<p>is vested in the courts.</p> <p>(2) The courts are independent and subject only to the Constitution and the law, which they must apply impartially and without fear, favour or prejudice.</p> <p>(3) No person or organ of state may interfere with the functioning of the courts.</p> <p>(4) Organs of state, through legislative and other measures,</p>	<p>The matter is not handled by the Municipality</p>

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							<p>must assist and protect the courts to ensure the independence, impartiality, dignity, accessibility and effectiveness of the courts.</p> <p>(5) An order or decision issued by a court binds all persons to whom and organs of state to which it applies.</p> <p>(6) The Chief Justice is the head of the judiciary and exercises responsibility over the establishment and monitoring of norms and</p>	<p>pality in the institution but is in the hands of Department of Justice and the Judiciary in terms of section 165 of the constitution and Uniform Higher Courts Rules</p>

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							<p>standards for the exercise of the judicial functions of all courts.</p> <p>As such, the cases were placed on stay of proceedings by the courts until people who instituted those cases revisit them, there is nothing that the Municipality can do as we do not have delegation to instruct the courts what to do in line with section 165 of the constitution on independence of courts and their judicial authority.</p>	<p>as such the cases will resume and be completed for implementation as the courts will direct to our attorneys should the cases be revisited by people who abandon</p>



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	A 71	12/2/3/1/1	MPAC OVERSIGHT REPORT ON THE 2 <sup>ND</sup> QUARTER PROGRESS REPORT (SDBIP) 2020/2021	<p><b><u>RESOLVED</u></b></p> <p>1. That Council approves the oversight report on the 2020/2021 2<sup>nd</sup> quarter Service Delivery Budget Implementation plan report with the following recommendations:</p> <p>a) That the Accounting Officer ensures that going forward the Risk Management progress reports serve in the Audit Committee before being tabled in Council, as indicated on page 13 of the report.</p> <p>b) That the municipality consider conducting</p>	<p>CORP/MPAC</p> <p>MM/Risk Office</p> <p>MM/Disaster Office</p>	<p></p> <p>13/04/21</p>	<p>Approved on the 30<sup>th</sup> June 2021</p> <p>Implemented. Risk and Compliance Management reports serves in Audit committee before being tabled in Council.</p> <p>Awareness Campaign conducted at</p>	<p>Implemented</p> <p>Implemented</p>



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				<p>the Disaster awareness through other means of communication to ensure that awareness is conducted in line with the Covid-19 regulations.</p>		<p>22/04/21 6/05/21 11/05/21 06/06/21 10/06/21</p>	<p>Moleketla Assemblies of God (Ward 9) Moleketla Village  Conducted at Itireleng Crèche, (Ward 30) Tickeyline Village  Conducted at Sebone Primary School, (Ward 17) Mokgoloboto Village  Conducted at Tito Mbowenl Primary School (Ward 23) (Mariveni Village)  Conducted at Khujwana Primary</p>	

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				<p>c) That 75 of the 147 key performance indicators not met as indicated on page 21 of 190 of the report be prioritised, and a report on performance of the KPI's be reported in the next quarter.</p> <p>d) That the ward committee reports be consolidated and tabled in Council quarterly, to ensure</p>	<p>MM/PMS</p> <p>Corporate Services</p>		<p>School (Ward 16) Khujwana Village</p> <p>Conducted at Joseph Maenetja Primary School (Ward 32) (Moime village)</p> <p>Compilation of monthly departmental report with POEs, the performance of none achievement are reported in the next quarter.</p>	In progress

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				<p>that ward activities find expression in Council.</p> <p>e) That the appointment of service providers for the Annual Workplace Plan be finalised to ensure that the workplace training is implemented.</p> <p>f) That the Accounting Officer ensures that the Rural Waste Service Areas, are serviced as per the programme as indicated on, page 76 of the report.</p>	<p>Corporate Services/ HR</p> <p>Community Services/ Waste</p>		<p>The services provider was appointed and the training intervention were conducted.</p> <p>However due to budget limitation, not all training intervention were implemented for 2021/2022</p> <p>Rural Waste Services areas are serviced as per the programme. Our wish is to have more trucks so that we can even extend our</p>	<p>Implemented</p> <p>In progress</p>

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				g) That fast-tracking of graders repairs and procurement of additional machinery be prioritised.	Engineering Services		collection areas.  A new grader was procured and delivered on 16 April 2021. Budget was allocation for procurement of additional machinery in 2021/22 financial year	Budget Limitation

**NUMBER OF RESOLUTIONS** : 30  
**IMPLEMENTED** : 14  
**IN PROGRESS** : 15  
**REFERRED BACK ITEMS AND RESUBMITTED** : 01