DRAKENSTEIN MUNICIPALITY

MINUTES: MAYORAL COMMITTEE

ORDINARY MEETING HELD IN THE BIG COMMITTEE ROOM, FIRST FLOOR, CIVIC CENTRE, BERG RIVER BOULEVARD, PAARL, ON WEDNESDAY, 19 APRIL 2017 AT 10:00.

PRESENT: The Executive Mayor, Cllr C J Poole (Chairperson)

The Deputy Executive Mayor, Cllr G C Combrink

Councillors: M A Andreas (part of meeting)

F Jacobs C Kearns J F Le Roux J Miller

L P Mokoena R Smuts

L T van Niekerk

R H van Nieuwenhuyzen

L Willemse

Also Present: Cllr A C Stowman

ABSENT:

Cllr R A Koegelenberg

Cllr J Matthee

Mr G Boshoff

(Speaker) (Chief Whip)

(MPAC Chairperson)

Officials: Dr J H Leibbrandt (Municipal Manager)

Mr J Carstens (Chief Financial Officer)

Mr D Louw (Executive Manager: Infrastructure Services)

Ms L Waring (Executive Manager: Planning and

Economic Development)

(Executive Manager: Community Services)

Ms R Jaftha (Chief Audit Executive)

Mr A V Marais (Acting Executive Manager: Corporate

Services)

Mr F P Goosen (Manager: Administrative Support Services)

Ms A de Beer (Executive Manager: Corporate Services)

(On leave)





1. <u>LEAVE ARRANGEMENTS AND NON-AVAILABILITY OF COUNCILLORS AND SENIOR MANAGEMENT</u>

Ms A de Beer: Executive Manager: Corporate Services (On leave).

2. ANNOUNCEMENTS BY THE EXECUTIVE MAYOR

The Executive Mayor made the following announcements:-

- 1. Expressed his gratitude towards the Bosman Boerdery initiative for providing housing to farm workers;
- 2. Thanked the Executive Manager: Infrastructure Services, Mr D Louw for his contribution towards Drakenstein Municipality; and
- 3. Reminded the meeting of the water crisis and that water saving measures and restrictions should be strictly adhered to. The Executive Mayor also requested that a more visible awareness campaign be introduced.

3. DISCLOSURE OF INTERESTS BY COUNCILLORS/OFFICIALS

None.

4. CONFIRMATION OF MINUTES

The minutes of the Ordinary meeting of the Mayoral Committee held on 22 March 2017 was confirmed as correct, subject to the following amendment:-

Correction on Item 7.6 to read as follows: "that the matter be referred back for further discussion".

5. SCHEDULE OF DECISIONS

RESOLVED

that the Schedule of Decisions, be noted.



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6. EXECUTIVE MAYOR

6.1 REPORT AND RECOMMENDATIONS TO COUNCIL FROM THE AUDIT COMMITTEE, QUARTERLY MEETING (06 MARCH 2017 AND MANAGEMENT PERFORMANCE ASSESSMENTS - 24 MARCH 2017)

VERSLAG EN AANBEVELINGS AAN DIE RAAD VAN DIE OUDITKOMITEE, KWARTAALLIKSE VERGADERING, (06 MAART 2017 EN BESTUURSPRESTASIE ASSESSERING - 24 MAART 2017)

INGXELO KUNYE NENCEBISO KWI BHUNGA EZIVELA KWIKOMITI YOPHICHOTHA IINCWADI INTLANGANISO YEKOTA (06 MATSHI 2017 KUNYE NOKUHLOLWA KOLAWULO LOKUSEBENZA - 24 MATSHI 2017)

RESOLVED

that it be recommended to Council:

that the following recommendations and findings of the Audit Committee be accepted/noted:-

1. Internal Audit

- 1.1 The organisational structure of Internal Audit remains adequate and independent;
- 1.2 The Internal Audit reports submitted to the Audit Committee were noted that the Internal Audit reports for the year under review will be completed as scheduled;
- 1.3 Management is advised to act timeously on the recommendations made by Internal Audit in their reports; and
- 1.4 The definition of National Key Performance Indicators need to be clarified in terms of appropriateness and applicability to the municipality.

Risk Management

- 2.1 Audit Committee notes that risk management continues to be the focus of the Executive Management Team;
- 2.2 The corrective steps as agreed to by the Management Team are being implemented; and
- 2.3 The Audit Committee continue to follow up on the corrective steps taken by Management.



- 3. Ethics Management
 - 3.1 The Municipal Manager be allowed some time to formalize his strategy with Council and that the Management Team should then consider consolidating their ethics issues in a formal policy that reflects their behaviour and code of conduct.
- 4. Quarterly Performance Reports Compiled by Internal Audit
 - 4.1 The management reviews and supervisory checks of the portfolios of evidence should be continuously reviewed and where necessary incorporated into the standard operating procedures for the performance indicators.
- 5. Review of the Performance Management System

The Audit Committee reports to Council that:-

- 5.1 The Performance Management System was effectively carried out during the period under review;
- 5.2 The Executive Management Team were all appropriately rated for outcomes of their Directorates;
- 5.3 The Evaluation Committee was appropriately structured in terms of the quidelines; and
- 5.4 Representatives of IGNITE were in attendance to provide guidance and support.

Meeting: Ref No: Coll Nr:	MC - 19/4/2017 3/3/1/3/9/1 120854		Submitted by Directorate: Author/s: Referred from:	Office of the N R Jaftha	/lunicipal Manager
PAR:		ACTION:	RESPONSIBLE DE	PT:	DUE DATE:



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MINUTES: MAYORAL COMMITTEE 19 APRIL 2017

6.2 OFFICE OF THE OMBUDSMAN: QUARTERLY REPORT: JANUARY TO MARCH 2017 (3RD QUARTER OF 2016/2017)

KANTOOR VAN DIE OMBUDSMAN: KWARTAALLIKSE VERSLAG: JANUARIE TOT MAART 2016 (3DE KWARTAAL VAN 2016/2017)

I OFISI KANOZIKALAZO: INGXELO YEKOTA: JANUWARI UKUYA KU MATSHI 2017 (IKOTA YESITHATHU KA 2016/2017)

RESOLVED

that the report be noted.

Meeting: .Ref No:	MC - 19/4/2017 17/1/4/1		Submitted by Directorate: Author/s: Referred from:	Office of the M L Nojozi	lunicipal Manager
Coll Nr:	PAR:	ACTION:	RESPONSIBLE DE	PT:	DUE DATE:

ADDITIONAL ITEM

6.3 QUARTERLY PERFORMANCE ASSESSMENT REPORT 2016/2017 (QUARTER 3: 01 JANUARY - 31 MARCH 2017)

KWARTAALLIKSE PRESTASIE EVALUERINGSVERSLAG 2016/2017 (KWARTAAL 3: 1 JANUARIE - 31 MAART 2017)

INGXELO YOKUHLOLWA INDLELA YOKUSEBENZA YEKOTA 2016/2017 (IKOTA 3: 01 JANUWARI - 31 MATSHI 2017)

RESOLVED

- that the Quarterly Performance Assessment Report 2016/2017 (Quarter 3: 01 January - 31 March 2017), be adopted;
- that the Quarterly Performance Assessment Report be placed on the Municipal Website; and
- 3. that the approved Quarterly Performance Assessment Report be submitted to the Auditor-General of South Africa, Provincial Treasury: Western Cape, National Treasury and Department of Local Government: Western Cape.

Meeting: MC – Ref No: 2/2/8 Coll Nr: 12126	19/4/2017	Submitted by Directorate: Author/s: Referred from:	Office of the Municipal Manager F Qebenya
PAR:	ACTION:	RESPONSIBLE DI	EPT: DUE DATE:



7. FINANCE

7.1	INDIGENT HOUSEHOLDS' STATISTICS REPORT AS AT 31 MARCH 2017
	DEERNIS VERSLAG SOOS OP 31 MAART 2017
	INGXELO YENGQOKELELA YENANI LAMAKHAYA AHLWEMPUZELEKAYO
	UKUSUSELA UMHLA WE 31 MATSHI 2017

RESOLVED

that the report, be noted.

Meeting: Ref No: Coll Nr:	MC - 19/4/2017 9/1/1/4 1210784		Submitted by Directorate: Author/s: Referred from:	Financial Service AC Abrahams	es
-	PAR:	ACTION:	RESPONSIBLE DE	PT:	DUE DATE:

7.2	REPORTS AND RETURNS: WRITING-OFF OF IRRECOVERABLE DEBT - MARCH
	2017 VERSLAE: AFSKRYWING VAN ONVERHAALBARE SKULD - MAART 2017
	INGXELO NEMBUYEKEZO: UKUCINYWA KWAMATYALA ANGAHLAWULWANGA - MATSHI 2017

- that irrecoverable debt to the amount of R 1,630,613.37 written-off in terms of Council's Writing-Off of Irrecoverable Debt Policy for the month of March 2017, be noted; and
- 2. that the amount of R 48,399,626.11 written-off for the first nine months of the 2016/2017 financial year, be noted.

Meeting: Ref No: Coll Nr:	MC - 19/4/2017 9/1/1/4 1210785		Submitted by Directorate: Author/s: Referred from:	Financial Servic AC Abrahams	es
CON MI.	PAR:	ACTION:	RESPONSIBLE DE	<u>PT:</u>	DUE DATE:



7.3 DRAKENSTEIN'S OUTSTANDING DEBTORS REPORT AS AT 31 MARCH 2017
DRAKENSTEIN SE UITSTAANDE SKULD VERSLAG SOOS OP 31 MAART 2017
INGXELO NEMBUYEKEZO: INGXELO YAMATYALA ASEMVA ASEDRAKENSTEIN
UKUSUSELA UMHLA WAMA 31 MATSHI 2017

RESOLVED

that the report, be noted.

Meeting: MC - 19/4/2017 Ref No: 9/1/1/4 Coll Nr: 1210907		Submitted by Directorate: Author/s: Referred from:	Financial Serv AC Abrahams	ices
PAR:	ACTION:	RESPONSIBLE DE	PT:	DUE DATE:

7.4 TENDERS, QUOTATIONS AND CONTRACTS: SUPPLY CHAIN MANAGEMENT: NOTIFICATION OF MONTHLY TENDER AWARDS: MARCH 2017

TENDERS, KWOTASIES EN KONTRAKTE: VOORSIENINGSKANAALBESTUUR: TENDERTOEKENNINGS VIR MAART 2017

ITHENDA, ISINIKI MAXABISO KUNYE NEZIVUMELWANO: ULAWULO LOTHUNGELWANO LWEZIBONELELO: ISAZISO SONIKEZELO LWETHENDA: MATSHI 2017

RESOLVED

- that the tenders and contracts that were adjudicated by the Bid Adjudication Committee for the month of March 2017, be noted; and
- 2. that the tenders and contracts and the reasons for the awards as recorded by the Accounting Officer as attached to the departmental report, **be noted**.

Meeting: Ref No: Coll Nr:	MC - 19/4/2017 8/1/P 12111202		Submitted by Directorate: Author/s: Referred from:	Financial Service H Vergotine	S
	PAR:	ACTION:	RESPONSIBLE DE	PT:	DUE DATE:



7.5 TENDERS, QUOTATIONS AND CONTRACTS: REPORT ON WRITTEN AND FORMAL WRITTEN QUOTATIONS WHERE THREE QUOTATIONS WERE NOT OBTAINED AND DEVIATIONS AND RATIFICATION OF MINOR BREACHES FROM PROCUREMENT PROCESSES: MARCH 2017 TENDERS, KWOTASIES EN KONTRAKTE VIR DIE MAAND MAART 2017: PROSESSERING VAN SKRIFTELIKE EN FORMELE SKRIFTELIKE KWOTASIES WAAR DRIE KWOTASIES NIE VERKRY WAS NIE EN AFWYKING EN RATIFIKASIE GERINGE OORTREDINGE VAN **VERKRYGINGSPROSESSE:** KONDONERING VAN ONREGMATIGE UITGAWES DEUR DIE RAAD ITHENDA, IZINIKI MAXABISO KUNYE NENKONTILAKI ZENYANGA KA MATSHI UKUQHUBEKEKA **KOKUBHALA** KUNYE **NOKUBHALA** OKUSEMTHETHWENI KWEZINIKI **MAXABISO EZINTATHU** KUNYE NOKUNGALANDELI INKQUBO KUNYE NOKULUNGISWA KOKWAPHULWA KWEMITHETHO UNCINCI KWINKOQUBO YOKUFUMANA

RESOLVED

- that the deviations and minor breaches from Council's SCM Policy and procurement processes for the month of March 2017 to the amount of R 5,061,434, be condoned;
- 2. that in terms of paragraph 36(2) of the SCM Policy, the deviations and the reasons for the deviations as recorded by the Accounting Officer under the annexures attached to the departmental report, **be noted**; and
- 3. that the Chief Financial Officer records the deviation amount of R 5,061,434 for the financial year in the notes to the annual financial statements for the 2016/2017 financial year as required by legislation.

Meeting: Ref No: Coll Nr:	MC - 19/4/2017 8/1/2/1 1211392		Submitted by Directorate: Author/s: Referred from:	Financial Service H Vergotine	es
	PAR:	ACTION:	RESPONSIBLE DE	PT:	DUE DATE:



7.6 OVERSIGHT ROLE OF COUNCIL: SUPPLY CHAIN MANAGEMENT POLICY: REPORT ON THE IMPLEMENTATION OF THE SUPPLY CHAIN MANAGEMENT POLICY OF DRAKENSTEIN MUNICIPALITY: QUARTER 3: 1 JANUARY 2017 - 31 MARCH 2017

OORSIGROL VAN RAAD: VOORSIENINGSKANAAL BESTUURSBELEID VAN DRAKENSTEIN MUNISIPALITEIT: 3DE KWARTAAL: 1 JANUARIE 2017 - 31 MAART 2017

INGXELO NGOKUMILISELWA KWENKQUBO YE SUPPLY CHAIN MANAGEMENT YOMASIPALA WASE DRAKENSTEIN: KOTA 3: 1 JANUARY 2017 – 31 MARCH 2017

RESOLVED

that it be recommended to Council:-

- 1. that the report and Annexure A attached to the departmental report, be noted; and
- 2. that the report be made public in accordance with Section 21A of the Municipal Systems Act.

Meeting: MC - 19/4/2017 Ref No: 8/1/B Coll Nr: 1211235	Submitted by Directorate: Author/s: Referred from:	Financial Services H Vergotine	
PAR: ACTION:	RESPONSIBLE DE	EPT:	DUE DATE:

RESOLVED

that it be recommended to Council:-

that it be noted that the variance between the actual operating revenue (R 1,606,167,304) and the pro rata budgeted operating revenue (R 1,608,895,256) has a negative variance of R 2,727,952 or 0.17%;



- 2. that it be noted that the variance between the actual operating expenditure (R 1,343,070,083) and the pro rata budgeted operating expenditure (R 1,477,823,142) has a positive variance of R 134,753,057 or 9.12%;
- 3. that it be noted that the actual and committed capital expenditure of R 595,167,090 and the pro rata budgeted capital expenditure of R 546,049,464 realised overspending of R 49,117,626 or 9.00%;
- 4. that it be noted that the actual and committed capital expenditure of R 595,167,090 compared with the capital expenditure budget represent a spending percentage of 81.7% after nine months of the financial year;
- 5. that it be noted that external borrowings amounted to R 835,985,157 as at 31 March 2017 and that it represents 40.72% of Drakenstein's total budgeted operating revenue of R 2,053,136,666 for the 2016/2017 financial year;
- 6. that it be noted that of the R 182,058,693 grants received during the current financial year an amount of R 163,762,050 or 89.95% have been utilised as at 31 March 2017. The amount of R 163,762,050 is made up of operating expenditure of R 106,375,708 and capital expenditure of R 57,386,342 utilised on operating and capital projects/programmes;
- 7. that it be noted that the actual employee related cost expenditure of R 346,152,016 compared with the pro rata budgeted expenditure of R 358,783,137 relates to a positive variance of R 12,631,120 or 3.52%;
- 8. that it be noted that total outstanding debtors as at 31 March 2017 amounted to R 278,194,622 and that 30 days and older debt constitutes 60.8% of total outstanding debtors;
- 9. that it be noted that domestic consumers owe the municipality R 180,219,725 or 64.8% of the municipality's total debtor's book;
- 10. that it be noted that outstanding creditors amounted to R 5,570,807 as at 31March 2017;
- 11. that it be noted that the primary bank account had a positive bank balance at 31 March 2017 which amounted to R 48,428,692; and



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that it be noted that total investments in cash and shares amounted to R 205,372,300 as at 31 March 2017 at the five local banks and Eskom.

Meeting: MC – 19/4 Ref No: 9/1/1/4 Coll Nr: 1211661	J/2017	Submitted by Directorate: Author/s: Referred from:	Financial Services A Viola	
PAR:	ACTION:	RESPONSIBLE DE	EPT: DUE DATE:	

7.8 FINANCE: TAKING UP OF EXTERNAL LOANS TO FINANCE CAPITAL PROJECTS FOR THE 2016/2017 FINANCIAL YEAR
FINANSIES: OPNEEM VAN EKSTERNE LENINGS OM DIE KAPITAAL PROJEKTE VIR 2016/2017 TE FINANSIER
EZEMALI: UKUTHATHA KWEMBOLEKO MALI NGAPHANDLE KUSENZELA UKUXASA PROJEKTI: KUNYAKA MALI 2016/2017

RESOLVED

- 1. Three year loan period:
 - 1.1 that the loan agreement with conditions with Standard Bank for the R 4,157,770 loan for the purchase of infrastructure and equipment (2016/2017 capital budget) be approved;
 - that it be noted that the instalments (R 817,250.76 x 6) for the loan in point 1.1 above is based on a re-payment period of three years and a fixed interest rate of 9.84% as at 8 December 2016;
 - 1.3 that it be noted that the fixed interest rate (9.84% as at 8 December 2016) might still change depending on the base rate on the date of the signing of the loan agreement referred to in point 1.1 above;
 - 1.4 that the Mayor be authorised to certify that Council has approved the debt agreement referred to in point 1.1 above;
 - 1.5 that the Municipal Manager and Chief Financial Officer be authorised to sign the debt agreement referred to in point 1.1 above on behalf of Council;



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- 1.6 that it be noted that the debt agreement are for external loans to be raised to finance property, plant and equipment capital expenditure; and
- 1.7 that it be noted that the property, plant and equipment forms part of the Integrated Development Plan prioritised needs.

Five year loan period:

- 2.1 that the loan agreement with conditions with Standard Bank for the R 4,560,171 loan for the purchase of infrastructure and equipment (2016/2017 capital budget) be approved;
- 2.2 that it be noted that the instalments (R 594,632.67 x 10) for the loan in point 2.1 above is based on a re-payment period of five years and a fixed interest rate of 10.27% as at 8 December 2016;
- 2.3 that it be noted that the fixed interest rate (10.27% as at 8 December 2016) might still change depending on the base rate on the date of the signing of the loan agreement referred to in point 2.1 above;
- 2.4 that the Mayor be authorised to certify that Council has approved the debt agreement referred to in point 2.1 above;
- 2.5 that the Municipal Manager and Chief Financial Officer be authorised to sign the debt agreement referred to in point 2.1 above on behalf of Council;
- 2.6 that it be noted that the debt agreement are for external loans to be raised to finance property, plant and equipment capital expenditure; and
- 2.7 that it be noted that the property, plant and equipment forms part of the Integrated Development Plan prioritised needs.

Ten year loan period:

- that the loan agreement with conditions with Standard Bank for the R 498,203,797 loan for the purchase of infrastructure and equipment (2016/2017 capital budget) be approved;
- 3.2 that it be noted that the instalments (R 40,965,475.33 x 20) for the loan in point 3.1 above is based on a re-payment period of ten years and a fixed interest rate of 10.780% as at 8 December 2016;



- that it be noted that an amount of R 413,221,763 be takenup before 30 June 2017 and an amount of R84, 982,034 of the loan to be taken-up in the new financial year ending 30 June 2018;
- 3.4 that it be noted that the fixed interest rate (10.780% as at 8 December 2016) might still change depending on the base rate on the date of the signing of the loan agreement referred to in point 3.1 above;
- that the Mayor be authorised to certify that Council has approved the debt agreement referred to in point 3.1 above;
- 3.6 that the Municipal Manager and Chief Financial Officer be authorised to sign the debt agreement referred to in point 3.1 above on behalf of Council;
- that it be noted that the debt agreement are for external loans to be raised to finance property, plant and equipment capital expenditure;
- that it be noted that the property, plant and equipment forms part of the Integrated Development Plan prioritised needs;
- 4. that Council takes note of the comments received from National Treasury and Provincial Treasury; and
- 5. that a workshop be arranged where additional grant funding for additional revenue generating capital projects can be discussed with the Provincial Treasury, National Treasury, Provincial Department of Planning and Local Government, National Department of Cooperative Governance and Traditional Affairs, Development Bank of South Africa and United States Agency for International Development.

Meeting: MC - 19/4/2017 Ref No: 9/1/1/4 Coll Nr: 1211665	Submitted by Directorate: Author/s: Referred from:	Financial Servi A Viola	ces
PAR: ACTION:	RESPONSIBLE DI	EPT:	DUE DATE:



8. PLANNING AND ECONOMIC DEVELOPMENT

8.1 REQUEST FOR APPROVAL OF THE SPECIAL RATING AREAS POLICY
GOEDKEURING VIR DIE SPESIALE TAKSERINGSAREAS BELEID
UKUCELA IMVUME YEPOLISI YOKUTHELEKELELA AMAXABISO KWINGINGQI
EZIZODWA

RESOLVED

- 1. that the report, be noted;
- 2. that the Special Rating Areas Policy be approved in principle:
- 3. that the Special Ratings Areas Policy be advertised for public comment; and
- 4. that the policy thereafter be submitted to the Portfolio Committee and Council for final approval.

Ref No:	MC – 19/4 5/P 1209934	4/2017	Submitted by Directorate: Author/s: Referred from:	Planning and Eco Development C Phillips	nomic
PAR: ACTION: 3 Advertise 4 Resubmit to Portfolio after 3		RESPONSIBLE DEPT: Admin (HB) Admin		DUE DATE:	

8.2 FINANCIAL ASSISTANCE FOR PUBLIC EVENTS POLICY FOR DRAKENSTEIN MUNICIPALITY

FINANSIËLE ONDERSTEUNING VIR OPENBARE FEESTELIKE GELEENTHEDE BELEID VIR DRAKENSTEIN MUNISIPALITEIT

INXASO MALI KUMGAQO NKQUBO WEMIBHIYOZO KAWONKE WONKE KUMASIPALA WASE DRAKENSTEIN

RESOLVED

that this matter be referred back for further refinement.

Meeting: MC - 19/4/2017 Ref No: 11/6 Coll Nr: 1210290		Submitted by Directorate: Author/s: Referred from:	Development C Phillips		
	PAR:	ACTION:	RESPONSIBLE DEPT:		DUE DATE:
		Re-submit item	EM: Planning and Economic	Development	



8.3	APPLICATION FOR AMENDMENT OF CONDITIONS: ERF 10795 PAARL	
	AANSOEK OM WYSIGING VAN VOORWAARDES: ERF 10795 PAARL	
	ISICELO SOKULUNGISA UMGAQO: SIZA 10795 E PAARL	

RESOLVED

that this matter be referred back for an in-loco inspection.

Meeting: MC - 19/4/2017 Ref No: 15/4/1 (10795) P Coll Nr: 1210659		Submitted by Directorate: Author/s: Referred from:	Planning and Economic Development J Meyer		
	PAR:	ACTION:	RESPONSIBLE DEPT:		DUE DATE:
		Re-submit item	EM: Planning and Economic	Development	

8.4 APPLICATION FOR CONSENT USE: ERF 2457 PAARL (BUITEKANT STREET CRÈCHE)

AANSOEK OM VERGUNNINGSGEBRUIK: ERF 2457 PAARL (BUITEKANTSTRAAT KLEUTERSKOOL)

ISICELO SEMVUME YOKUSEBENZA: KWISIZA 2457 E PAARL (BUITEKANT STREET CRÈCHE)

RESOLVED

that this matter be referred back for further consultation with the objectors.

Ref No: 15/4/1(2457) P		Submitted by Directorate: Planning and Econom Development Author/s: W Hendricks			
	PAR: ACTION:		RESPONSIBLE DEPT:		DUE DATE:
		Re-submit item	EM: Planning and Economic	Development	

8.5	KLAPMUTS AREA NORTH OF THE N1, INCLUSIVE OF FARM 736 KLAPMUTS:
	PROPOSALS FOR THE WAY FORWARD
	KLAPMUTS AREA NOORD VAN DIE N1, PLAAS 736 KLAPMUTS INGESLUIT:
	VOORSTELLE EN PAD VORENTOE
	UMMANDLA OSENTLA KU N1 E KLAPMUTS KUDITYANISWA I FAM 736
	KI APMUTS: ISINDULULO SENDLELA PHAMBILI

RESOLVED

- 1. that the content of the report be supported;
- that the Klapmuts area be considered as a high IDP priority with regards to economic development and the provision of bulk infrastructure in the new IDP 2017-2022;



- that "smart" KPI/s be developed for the Executive Manager: Infrastructure Services and the Executive Manager: Planning and Economic Development on realizing this IDP priority;
- 4. that the development of Klapmuts as a possible new regional economic node, as stated in the draft Greater Cape Metro Regional Spatial Implementation Framework be endorsed;
- 5. that the proposal for the compilation of a Local Spatial Development Framework for the Klapmuts area (land within the existing urban edge, inclusive of Farm 736) as stated in the current "Draft Annual Amendment of the approved Drakenstein Spatial Development Framework (2016/2017)" document be supported *in principle*;
- 6. that a local Spatial Development Framework be initiated for the Klapmuts area within the 2017/2018 and 2018/2019 financial years (funds have been allocated on these budget years), catering for the following possible mixed land uses:
 - 6.1 beautification, green buildings and green technology businesses/industries, conference/educational/ business incubator development/green industry Incubator Park facing onto the N1;
 - 6.2 agri-processing, business opportunities, light industrial, freight and logistics, educational and/or training facilities;
 - 6.3 intensified agriculture, agri-related activities and tourism/hospitality/ events on the urban edge;
 - 6.4 housing opportunities to be limited due to the provision of different housing opportunities south of the N1. Housing can however be considered, as part of a development proposal;
- 7. that a master services plan be initiated for the Klapmuts area (only land within Drakenstein Municipality's urban edge) and this plan to run concurrently with the compilation of the Klapmuts local SDF, as a separate project managed by the Infrastructure Directorate;
- 8. that the adjustment of master services planning to include the Klapmuts area in the 2017/2018 and 2018/2019 financial years, with a capital budget to be allocated for the bulk infrastructure in future years once planning has been completed be supported;
- 9. that the engagement between Drakenstein Municipality and Stellenbosch Municipality to discuss the possible new regional economic node, with the intention for each municipality to initiate its own frameworks/studies, in order to avoid "twin developments" as stated in the Draft Greater Cape Metro Regional Spatial Implementation Framework be supported;



- that the engagement between Drakenstein Municipality and relevant Provincial Departments to discuss the possible development of Klapmuts be supported;
- 11. that the Directorate Corporate Services informs the Land Claims
 Commission that Farm 736 Klapmuts is no longer available for restitution
 purposes and enter into discussions regarding alternatives; and
- that all previous Council decisions regarding the availability of Farm 736 Klapmuts for land claims purposes be rescinded.

Meeting: MC - 19/4/2017 Ref No: 15/4/1 (736) K Coll Nr: 1211662		Submitted by Directorate: Planning and Development A Shortles			
	PAR:	ACTION:	RESPONSIBLE DE	EPT:	DUE DATE:

8	3.6	EXTENSION OF THE SITE DEVELOPMEN WELLINGTON)	T PLANS (A POR	TION OF THE	REMAINDER	OF ERF 34
		UITBREIDING VAN OORWEGING VAN O VAN ERF 34 WELLIN	NTWIKKELINGSPL	ANNE ('N GED	EELTE VAN I	DIE RESTANT
		UKWANDISWA UKUQWALASELWA LENTSALELA YESIZA	KOPHUHLISO	LWEPLANI		VELLINGTON: (ICANDELO

RESOLVED

that Alternative 2 (total new developable land: 72.80 ha) be approved as phase 1 of the extension of the Wellington Industrial Park in order to proceed with the environmental authorization application.

Meeting: MC - 19/4/2017 Ref No: 15/1/4 Coll Nr: 1211693			Submitted by Directorate: Author/s:	Economic	
	PAR:	ACTION:	RESPONSIBLE DE	PT:	DUE DATE:
		Implement decision	EM: Planning and Economic	Development	

9. HUMAN SETTLEMENTS AND PROPERTY MANAGEMENT

No items were considered under this portfolio.



10. CORPORATE SERVICES

10.1	10.1 PROPOSED REVIEW OF THE OVERTIME POLICY						
	VOORGESTELDE HERSIENING VAN DIE OORTYD BELEID						
	ISINDULULO KWEXESHA	SOHLOLO	LOMGAQO	NKQUBO	WOKUSEBENZA	EMVENI	

RESOLVED

- 1. that the revised Overtime Policy be adopted provisionally for consultation with the trade unions;
- 2. that the revised policy be submitted to the LLF for consultation during the April 2017 meeting; and
- 3. that after consultation, the policy be submitted for final adoption by Mayoral Committee and Council.

Meeting: MC - 19/4/2017 Ref No: 4/1 Coll Nr: 1210478		Submitted by Directorate: Corporate Services Author/s: N Matolengwe Referred from:			
	PAR:	ACTION:	RESPONSIBLE DE	PT:	DUE DATE:
	2	Consult unions (LLF)	EM: Corporate Service	es (HR)	

10.2	REVIEW OF SMOKING POLICY	
	HERSIENING VAN ROOKBELEID	
	UKUHLOLWA KOMGAQO NKQUBO WOKUTSHAYA	

- 1. that the proposed amendments to the Smoking Policy be approved by the Mayoral Committee in principle;
- 2. that the policy be forwarded to the Local Labour Forum during April 2017 for consultation; and
- 3. that after consultation, the policy be submitted for final adoption by Mayoral Committee and Council.

Meeting: MC - 19/4/20 Ref No: 4/11 Coll Nr: 1210720		Submitted by Directorate: Author/s: Referred from:	Corporate Services N Matolengwe	
PAR:	ACTION:	RESPONSIBLE DI	EPT: DUE DA	TE:
2	Consult unions (LLF)	EM: Corporate Service	ces (HR)	



10.3	PROPOSED LEASE OF ERVEN 3856, 3895 AND 4734 WELLINGTON TO THE DU
	TOIT JOUBERT TRUST
	VOORGESTELDE VERHURING VAN ERWE 3856, 3895 EN 4734 WELLINGTON
	AAN DIE DU TOIT JOUBERT TRUST
	ISINDULULO SOKUQESHISA IZIZA 3856, 3895 KUNYE NO 4734 E WELLINGTON
	KWI DU TOIT JOUBERT TRUST

RESOLVED

that this matter be referred back for further investigation.

Meeting: Ref No: Coll Nr:	MC - 19/4/2017 15/4/1 (3856) W 1138373		Submitted by Directorate: Author/s: Referred from:	Corporate Servi N C Marais	ces
	PAR:	ACTION:	RESPONSIBLE DI	EPT:	DUE DATE:
		Re-submit item	EM: Corporate Services	(Properties	

10.4 LEASE OF MUNICIPAL PROPERTY TO KINGDOM MINISTRIES IN CHRIST-PORTION OF ERF 6136, OLD RENT OFFICE BUILDING, PAARL
HUUR VAN MUNISIPALE EIENDOM AAN KINGDOM MINISTRIES IN CHRIST,
GEDEELTE VAN ERF 6136, OU HUURKANTOOR, PAARL
UKUQESHISA KWEPROPATI KAMASIPALA KWI KINGDOM MINISTRIES IN
CHRIST- ICEBA LESIZA 6136 ISAKHIWO SEOFISI YERENTI ESIDALA E PAARL

RESOLVED

- that in terms of Regulation 34 of the Municipal Asset Transfer Regulations, in principle approval be granted for the lease of the "Old Rent" office building situated on Erf 6136 Paarl, measuring ±260m² in extent to Kingdom Ministries in Christ, subject to the standard lease conditions as well as the following further conditions:-
 - 1.1 that the property be leased at a subsidized rate of R260.00 (VAT excl.) per month;
 - that the property be leased on a month-to-month basis until the property is required for re-development purposes;
 - 1.3 that the lessee be responsible for payment of all municipal services; and



2. that competitive bidding processes for the renewal of lease not be followed due to the fact that applications for the renting of the property have already been invited and none were received. The property will be required for redevelopment in due course and the proposed lease will be duly advertised.

Meeting: Ref No: Coll Nr:	MC - 19/4/2017 15/4/1(6136) 1195066		Submitted by Directorate: Author/s: Referred from:	Corporate Servi N Williams	ces
	PAR:	ACTION:	RESPONSIBLE DE	EPT:	DUE DATE:

10.5	PROPOSED RENEWAL OF LEASE OF ERF 1667, VOOR STREET, WELLINGTON
	TO THE WELLINGTON G-VOUCHER PROJECT
	VOORGESTELDE HERNUWING VAN HUUR VAN ERF 1667, VOORSTRAAT,
	WELLINGTON AAN DIE WELLINGTON G-VOUCHER PROJEK
	UHLAZIYO OLUCETYWAYO LWENGQESHISO YEPROPATI KAMASIPALA
	EKWISAHLULO SESIZA ESINGUNOMBOLO 1667 EWELLINGTON
	KWIWELLINGTON G-VOUCHER PROJECT

RESOLVED

- that in terms of Regulation 34 of the Municipal Asset Transfer Regulations, <u>final approval</u> be granted for the renewal of the lease of a portion of Erf 1667 Wellington, ±1000m² in extent, to the G-Voucher Project, subject to the standard lease conditions as well as the following further conditions:-
 - 1.1 that the property be leased at a rental of R150.00 per month (VAT excluded);
 - 1.2 that the lease will endure for a period of 12 months;
 - 1.3 that the G-Voucher Project be responsible for the payment of municipal services; and
- 2. that tenders not be called for the lease of the property since it is currently used by the G-Voucher Project for the rendering of a unique service which forms part of a wider social initiative of the lessee to provide in some of the most basic needs of residents in need of such support.

Meeting: Ref No: Coll Nr:	MC - 19/4/2017 15/4/1(1667) W 1197845		Submitted by Directorate: Author/s: Referred from:	Corporate Services N C Marais	
	PAR:	ACTION:	RESPONSIBLE DE	EPT:	DUE DATE:
	1-2	Implement decision	EM: Corporate Services (Properties)	



10.6	PROPOSED ALIENATION OF A PORTION OF ERF 4916, WESTHOVEN STREET,
	PAARL PAARL
	VOORGESTELDE VERVREEMDING VAN 'N GEDEELTE VAN ERF 4916,
	WESTHOVENSTRAAT, PAARL
	ISINDULULO SOKUPHEPHELA KWECEBA LESIZA 4916 KWISITALATO I
	WESTHOVEN E PAARL

RESOLVED

- 1. that in terms of Section 14 of the MFMA Council resolves:-
 - 1.1 that the subject property is not needed to provide the minimum level of basic municipal services;
 - that the fair market value of the asset and the economic and community value to be received in exchange for the asset has been considered;
- that in terms of Section 14 of the MFMA, <u>final approval</u> be granted for the alienation of a portion of Erf 4916, Westhoven Street, Paarl to Graham's Spray Works, at a market related selling price of R 225 000-00 (VAT excluded), subject to the normal conditions of sale and the following further conditions:-
 - 2.1 that the property be used for the expansion of the existing facility;
 - 2.2 that the applicant be required to attend to the closure, rezoning and subdivision of the subject property at its own cost and consolidate the subject property with their current property, Erf 21755 Paarl; simultaneously with the transfer of the subject property. The exact extent of the portion of Erf 4916 Paarl must be surveyed and agreed upon as part of the land use application process;
 - 2.3 that a minimum reserve width of 22m for Westhoven Street be maintained;
 - that all costs related to the transfer of the property will be for the account of the applicant;
 - 2.5 that should it be required, the relocation and/or protection of any municipal services be done in consultation with the Directorate Infrastructure Services. All costs relating to the connection and possible relocation of services, will be for the applicant's cost;
 - 2.6 that any damage caused to municipal services will be repaired at the cost of the applicant;



- 2.7 that the transaction be subject to all requirements as indicated by the Civil Engineering and Electrical Departments;
- 2.8 that bulk infrastructure in respect of electricity is available, however an application for a service at full cost including capital network contributions will be for the applicant's account;
- 3. that the applicant must take note of the fact that the portion of land is situated below the 1:50 year flood line and in terms of applicable legislation no buildings are allowed in this area. The applicant will have to obtain the necessary exemption from the Department of Water and Sanitation and other relevant authorities, who may prohibit or restrict the construction of buildings on the subject property; and
- 4. that the subject property not be sold via public tender process due to the fact that the specific portion of Erf 4916, Westhoven Street, Paarl can only be utilised by the adjacent landowner and cannot be sold as a separate entity.

Meeting: Ref No: Coll Nr:	MC - 19/4/2017 15/4/1(4916)P 1202688		Submitted by Directorate: Author/s: Referred from:	Corporate Service N October	es
	PAR:	ACTION:	RESPONSIBLE DI	EPT:	DUE DATE:

10.7	LEASE OF A PORTION OF MUNICIPAL PROPERTY, ERF 8058 WELLINGTON TO
	ADJOINING LANDOWNER, MR R ALEXANDER
	HUUR VAN 'N GEDEELTE VAN MUNISIPALE EIENDOM, ERF 8058 WELLINGTON
	AAN AANGRENSENDE GRONDEIENAAR, MNR R ALEXANDER
	UKUQESHISWA KWECEBA LEPROPATI KAMASIPALA ISIZA 8058 E
	WELLINGTON KUBANIANI ABAKUFUTSHANE, UMNU R ALEXANDER

RESOLVED

- that in terms of Regulation 34 of the Asset Transfer Regulations approval in principle be granted for the lease of a portion of Erf 8058 Wellington, approximately 920m² in extent to the owner of Erf 8057 Wellington, Mr R Alexander, subject to the following conditions:-
 - 1.1 the property be leased at a subsidized rental to be determined by an independent valuer, since the land will be used for security purposes;
 - the lease will endure for a period of two (2) years, subject to cancellation of 3 months written notice by the municipality, should the property be required for municipal or development purposes;



- 1.3 no compensation will be payable to the tenant for improvements made, upon cancellation of the lease;
- the lease area may only be utilized for the purpose of securing the applicant's existing property and no structures, planting of trees or any other activities will be allowed on the site which may endanger the municipal services, save for a boundary wall of which the height may be restricted by the Municipality;
- 1.5 all administrative and legal requirements be adhered to;
- 1.6 the proposed transaction be advertised for objections or counter offers; and
- 2. that tenders not be called for the lease of the said land due to the fact that the subject property is currently redundant land which may not be used for any particular purpose by any other party.

Meeting: Ref No: Coll Nr:	MC - 19/4/2017 15/4/1(8058)W 1209599		Submitted by Directorate: Author/s: Referred from:	Corporate Services N C Marais	
	PAR:	ACTION:	RESPONSIBLE DI	EPT:	DUE DATE:

10.8 PROPOSED SALE OF ERF 19544 PAARL (DALJOSAPHAT INDUSTRIAL AREA) TO GERHARD VISAGIE FAMILY TRUST: FINAL APPROVAL

VOORGESTELDE VERVREEMDING VAN ERF 19544 PAARL (DAJOSAFAT INDUSTRIËLE AREA) AAN GERHARD VISAGIE FAMILIE TRUST: FINALE GOEDKEURING

ISINDULULO SOKUTHENGISA ISIZA 19544 E PAARL (KUMMANDLA WOSHISHINO E DALJOSAPHAT) KWI GERHARD VISAGIE FAMILY TRUST

RESOLVED

- 1. that in terms of Section 14 of the MFMA Council resolves:-
 - 1.1 that the subject property is not needed to provide the minimum level of basic municipal services;
 - that the fair market value of the asset and the economic and community value to be received in exchange for the asset has been considered:



O.

- that in terms of Section 14 of the Municipal Finance Management Act, final approval be granted for the alienation of a portion of Erf 19544 Paarl, measuring ±8120 m² in extent, situated in Volta Street, Daljosaphat Industrial Area to Gerhard Visagie Family Trust, subject to the normal conditions of sale as well as the following further conditions:-
 - 2.1 that the property be sold at a market related selling price of R568 400.00 (VAT excl.);
 - 2.2 that all costs related to the transfer of the property be borne by the applicant;
 - 2.3 that the relevant portion of Erf 19544 Paarl, be subdivided and consolidated with Erf 20754 Paarl, and that such required subdivision and consolidation be undertaken by and at the cost of the applicant;
 - 2.4 that a portion of Erf 19544 Paarl, be filled to the same level as the erven abutting Donkervliet Street, at the cost of the purchaser;
 - 2.5 that any existing internal/external stormwater system that may require upgrading shall be the responsibility of the developer;
 - 2.6 that access to the portion of Erf 19544 Paarl be used from Volta Street, via Erf 20754 Paarl;
 - 2.7 that the consolidation of a portion of Erf 19544 Paarl with Erf 20754
 Paarl be registered simultaneously with the registration of transfer of the subject property;
 - 2.8 that the existing water connection of Erf 20754 Paarl be used;
 - 2.9 that additional sewer connection on existing Erf 19544 Paarl is available at actual cost;
 - 2.10 that a reversionary clause be registered against the title of the property in favour of the Municipality should the property not be used for industrial purposes any more or should the applicant intend to sell the undeveloped property or a portion thereof on payment of an amount equal to the purchase price of the property or a pro-rata purchase price in case of the intended sale of a portion of the undeveloped property or fail to commence with the development of the subject property as proposed within 24 months from date of registration;
 - 2.11 that a Site Development Plan be submitted together with the application for subdivision;
- that the applicant be required to:-



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- 3.1 submit all land use applications for the subdivision and consolidation of the relevant portion of Erf 19544 Paarl within 3 months of signing the Deeds of Sale, or such extended period as agreed upon between applicant and the Municipality. This will be a suspensive condition to the proposed sale;
- obtain approval of all the required land use approvals within 18 months of signing the Deed of Sale or such extended period as agreed upon between applicant and the Municipality. This will be a suspensive condition to the proposed sale;
- 3.3 obtain approved building plans within 6 months from obtaining all the required land use rights approvals;
- 3.4 registration of transfer must take place within 3 months from obtaining all the required land use rights approvals;
- 3.5 complete the development within 24 months from date of transfer; and
- 4. that the subject property not be sold via public tender process due to the fact that the property will be developed for the purpose of expanding the business operating from Erf 20754 Paarl, allowing for further employment opportunities and encouraging economic growth and development, in accordance with the policy of Council.

Meeting: Ref No: Coll Nr:	MC - 19/4/2017 15/4/1(19544)P 1203376		Submitted by Directorate: Author/s: Referred from:	Corporate Servine N C Marais	vices
	PAR:	ACTION:	RESPONSIBLE DE	EPT:	DUE DATE:

11. PUBLIC SAFETY

11.1 BY-LAW ON LIQUOR TRADING DAYS AND HOURS: APPROVAL OF COMMENTS TO BE FORWARDED TO THE WESTERN CAPE LIQUOR AUTHORITY

GOEDKEURING VAN KOMMENTARE VIR INDIENING BY DIE WES-KAAPSE DRANKRAAD

NGOKOMTHETHO WENTENGISO YO TYWALA NGENTSUKU NEYURE ZIVUNYIWE NGOKWEZICELO INGATHUNYELWA KWI WESTERN CAPE LIQUOR AUTHORITY

- that the following applications for liquor licenses be supported and forwarded to the Western Cape Liquor Authority:-
 - 1.1 Club Neavou: Erf 3829 Wellington;
 - 1.2 Café Grenanche Bistro: Erf 34687 Paarl;
 - 1.3 La Ferme Derik: Farm 387/20 Paarl;



- 1.4 Mistico Equestrian Centre: Farm 479/2 Paarl;
- 1.5 Langkloof Roses: Farm 213/9 Wellington;
- 2. that the application of Hoptown Beer Making Company for a liquor license in respect of Erf 3829 Wellington, not be supported;
- 3. that the comments forwarded to the Western Cape Liquor Authority in respect of temporary liquor licenses for the following special events, be noted:-
 - 3.1 Gimnasium Old Student Bond, Paarl. The event took place on 31 March 2017, 1 April 2017 and 3 April 2017 from 11:00 until 24:00; and
 - 3.2 Eksteen Family Vineyards Fig Festival 2017, Paarl. The event took place on 1 April 2017 until 2 April 2017 from 11:00 until 18:00.

Meeting: MC - 19/4/2017 Ref No: 1/5/2/17 Coll Nr: 1203363		Submitted by Directorate: Community Services Author/s: U Johanneson Referred from:			
PAR:		Action:	RESPONSIBLE DE	PT:	DUE DATE:
1-4		Implement decision	EM: Community Ser	vices	

12. SPORT, RECREATION, ARTS AND CULTURE

12.1 FISHERMAN'S FRIEND STRONGMAN RUN SA 2017 : REQUEST FOR FINANCIAL AND IN-KIND ASSISTANCE: FISHERMAN'S FRIEND STRONGMAN RUN SA 2017

VERSOEK OM FINANSIËLE EN VERDERE ADDISIONELE BYSTAND: FISHERMAN'S FRIEND STRONGMAN RUN SA 2017

ISICELO SENXASO MALI

- 1. that an amount of R 300 000 (excluding VAT) in grant funding for the Fisherman's Friend Strongman Run South Africa 2017, be approved;
- 2. that in-kind support for the 2017 event also be approved; and
- 3. that support for the 2018/2019 and 2019/2020 financial years be considered after a report on the 2017 event as well as the actual cost of in-kind support, has been submitted.

Meeting: MC - 19/4/2017 Ref No: 11/6 Coll Nr: 1206956		Submitted by Directorate: Community Services Author/s: E Saayman Referred from:		ervices	
PAR:		Action:	RESPONSIBLE DE	EPT:	DUE DATE:
		Implement decision	EM: Community Se	rvices	



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MINUTES: MAYORAL COMMITTEE 19 APRIL 2017

13. SOCIAL SERVICES

13.1	GRANT-IN-AID FUNDING	
	HULPTOELAE	
	INXASO MALI	

- 1. that the report, be noted;
- 2. that the following criteria and verification process that have been set for the approval of financial support to projects, be noted:-
 - 2.1 NGO's, CBO's and ECD'S must be registered by the Department of Social Development. All other bodies must belong to an overarching controlling body or organization of good standing;
 - 2.2 all organisations must have a constitution and exist in their own right;
 - 2.3 late applications were not evaluated;
 - 2.4 all applications must have a clear description of what the funds will be used for:
 - an agreement will be drafted that will be completed by both parties as to the veracity and the use of grant-in-aid funds;
 - 2.6 beneficiaries must provide proof and a summary report that the funds were spent against the project description; and
- 3. that the allocation of grant-in-aid funding to the amount of R 3 000 per organization to 48 organizations as per the attached schedule be approved.

Ref No:	ef No: 17/19/5 Author/s: W And		Community Se W Andrews		
PAR:		Action:	RESPONSIBLE DE	PT:	DUE DATE:
1-3		Implement decision	EM: Community Ser	rvices	



14. MONTHLY AND QUARTERLY REPORTS

14.1 MONTHLY REPORT: PLANNING AND ECONOMIC DEVELOPMENT: PLANNING SERVICES: MARCH 2017

RESOLVED

Noted.

Meeting: MC - 19/4/2 Ref No: 2/2/8/1 Coll No: 1211540	2017	Submitted by Directorate: Author/s: Referred from:	Planning and Econ Dev L Waring	
PARAGRAPH: ACTION:		RESPONSIBLE DEPT:	DUE DATE:	

15. CONFIDENTIAL MINUTES

15.1 CONFIRMATION OF MINUTES: 22 MARCH 2017

See Confidential Minutes.

15.2 REPORTS AND RETURNS: COUNCILLORS OUTSTANDING DEBT REPORT AS AT 31 MARCH 2017

See Confidential Minutes.

15.3 MUNICIPAL EMPLOYEES OUTSTANDING DEBT REPORT AS AT MARCH 2017

See Confidential Minutes.

15.4 STAFF: FINANCE: REMUNERATION AND DEDUCTIONS: OVERTIME REPORT FOR MARCH 2017

See Confidential Minutes.

15.5 LANTANA/KOLBY STREET HOUSING DEVELOPMENT: PROPOSED AMICABLE SETTLEMENT AGREEMENT

See Confidential Minutes.



15.6 STAFF MATTERS: PERFORMANCE EVALUATIONS RESULTS FOR THE 2015/2016 FINANCIAL YEAR: MUNICIPAL MANAGER AND SECTION 56 MANAGERS

See Confidential Minutes.

16. URGENT MATTERS

None.

The meeting ended at 12:55.

CHAIRPERSON: DATE:	Outil.
Confirmed on	with/without amendments.
Committee on	
PJ/rs	