



MINUTES OF THE 47TH ORDINARY COUNCIL MEETING OF THE EMFULENI LOCAL MUNICIPALITY HELD IN THE CITY HALL, VEREENIGING ON TUESDAY, 9 DECEMBER 2008 AT 16:00

ATTENDANCE – COUNCILLORS:

HLONGWANE N G	(Speaker)	
MSHUDULU S A	(Executive Mayor)	
KUNENE M T	(Chief Whip)	
PITSO S E	(Housing)	
LETSOENYO M R	(Public Safety)	
MALISA D M	(Administration – including Corporate Services, Human Resources, IT and Legal)	
MOEPADIRA T S	(Sports, Recreation, Arts and Culture)	
MUIR M P	(Member of the Mayoral Committee: Local Economic Development, Tourism and Development Planning)	
RANAKE K J M	(Finance)	
RONYUZA M T	(Public Transport, Roads and Public Works)	
THABANE T J S	(Infrastructure, Electricity, Water and Sanitation)	
THULO N R	(Waste Management, Refuse and Landfill)	
VUNDISA F N	(Health and Social Development)	
BIKITSHA B M		MASODISA M D M
BRITZ N D		MATSEI N P
COERTZE Y		MNCUBE B
DE WEERD S H		MNGUNI F M A
GODOLI V M		MOFOKENG P L
GQELOSHA M P		MOGOTSI K A
HLANYANE S J		MOKALE B A
HOFFMAN D C J		MOKONO S H
JANSEN VAN RENSBURG N M		MOLEKO A
KARSTEN A S J		MOLLO D S
KGOTLENG M G		MOROLONG A M
KHOMOEASERA M L		MOSIA A N
KOLISANG M S		MOTSIRI T S
LAMBAT A		MUIR L A
LEHLAKE R J		NAKEDI M E
LOUW P J		NKHI T E
MADUNA A B		NQUBA T S
MADUNA L J		NTLELE C P
MAHAO J M		NTOMBELA K
MAHOMED C		NXONGO P N G
MALHOU M L		PHEKO M B
MAQUTYANA M		PLAATJIE D J
MASEKO B P		POOE N S
		QUPE D C
		RABIE C
		RAIKANE M D
		RAMASHAMOLE M T
		RAPHUTI P
		RUELE M N E
		SALE M C
		SEEMELO H D
		SENEKAL G M
		SKELEM P C
		TSHABALALA D E
		TSOARI J J
		TSOTETSI M J
		TSUNKE J N
		VENTER M
		WILLIAMS F V
		XABA J N
		ZONDO P
		ZWANE G M

OFFICIALS

Mr T W Moeti	- Acting Municipal Manager
Mr E Van Helden	- Acting Deputy Municipal Manager: Basic Services
Mr L Kamolane	- Acting Deputy Municipal Manager: Public Safety and Community Development
Mr P Motaung	- Acting Chief Financial Officer
Dr H J Wiese	- Deputy Municipal Manager: Economic, Development Planning and IDP
Mr G Magoma	- Manager: Office of the Executive Mayor
Ms C L Lerata	- Acting Manager: Secretariat and Admin Support
Mr M P Mazibuko	- Secretariat

A. OPENING AND WELCOME

At the request of the Speaker, Councillor N G Hlongwane, Councillor T J S Thabane Rensburg opened the meeting with a prayer, whereafter the Acting Manager: Secretariat and Administrative Support, Ms M C Lerata read the notice convening the Meeting.

B. APPLICATION FOR LEAVE OF ABSENCE

RESOLVED THAT

1. application for leave of absence be granted to Councillors:

Groenewald R H
Motaung A M
Mooi N J

2. it be noted that the following Councillors were absent without apologies:

Leburu M M
Moqobane N N
Ngubane L S

C. OFFICIAL ANNOUNCEMENTS

The Speaker, Councillor N G Hlongwane made the following announcements/comments:

- She welcomed Ms L A Muir and Ms K Ntombela as new Councillors.
- Council would be on recess from 09 December 2008 to 14 January 2009.
- Councillor M Kantso has resigned as Councillor of Emfuleni Local Municipality.
- The closing party of all Councillors would be held at the Caravan Park on 10 December 2008, starting at 14:00.

D. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY THE CHAIRPERSON

The Speaker, Councillor N G Hlongwane congratulated Mr M Kantso for being appointed as Manager: Local Economic Development at Sedibeng District Municipality

E. PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY OTHER MEMBERS

- Councillor C Rabie congratulated the Sevens Springbok Team with their victory in George.
- Councillor N S Poe thanked Mr M Kantso for his outstanding service to Emfuleni Local Municipality and Pan Africanist Congress of Azania. He also paid tribute to the late Dr N Motlana and expressed his condolences to his family and friends.
- Councillor S E Pitso congratulated Orlando Pirates Football Team for beating Kaiser Chiefs and Bloemfontein Celtics.
- Councillor F M A Mnguni congratulated Councillor B Mncube for being appointed as the Member of the Mayoral Committee responsible for Finance at Sedibeng District Municipality.
- Councillor G Zwane congratulated the following Community Development Workers for their graduations:
 - B Ramagaga
 - N Msibi
 - N Zwane
- Councillor J N Xaba congratulated Councillor M S Mofokeng for being elected as the Executive Mayor of Sedibeng District Municipality.
- Councillor N R Thulo congratulated schools and wards who participated and won various awards at Bontle-Ke-Botho and she also congratulated Emfuleni Local Municipality for competing with the Metros in the Bontle-Ke-Botho national competition.
- Councillor M T Ronyuza congratulated Councillor A M Motaung who would be tying the knot on 13 December 2008.

F. CERTIFYING OF CORRECTNESS OF MINUTES

RESOLVED THAT

- the Minutes of the 46th Ordinary Council Meeting held on 30 September 2008 be confirmed as a true reflection of the proceedings, subject to the following corrections:

"B. APPLICATION FOR LEAVE OF ABSENCE

The name of Councillor M D Raikane be recorded with the list of Councillors who submitted an application for leave of absence.

I. MOTIONS OR PROPOSALS DEFERRED FROM PREVIOUS MEETINGS

It be recorded in the minutes that the Pan Africanist Congress of Azania had submitted a motion at the Council Meeting of 30 September 2008.”

- the Minutes of a Special Council Meeting held on 28 October 2008 be confirmed as a true reflection of the proceedings.

G. REPORT OF THE MUNICIPAL MANAGER

None.

H. QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

- Questions and responses from Councillor ASJ Karsten be noted.
- It be noted that Councillor D S Mollo was unhappy with responses provided on his questions and the questions would be referred back to the Petitions Management Committee.
- Councillor N M Jansen Van Rensburg also submitted questions which had not been responded to. The Petitions Management Committee would investigate and respond at the next Ordinary Council Meeting.

I. MOTIONS OR PROPOSALS DEFERRED FROM PREVIOUS MEETINGS

The response to Councillor N S Pooe’s question would be provided at the next Council Meeting.

J. REPORTS OF THE MAYORAL COMMITTEE

The Executive Mayor, Councillor S A Mshudulu in presenting the reports of the Mayoral Committee for consideration by Council, addressed Council. (Speech attached as **Annexure (pages 22 - 30)**).

FIRST PART - A REPORTS OF THE MAYORAL COMMITTEE ON MATTERS WHICH MUST BE CONSIDERED BY COUNCIL FOR THE PERIOD 30 SEPTEMBER 2008 - 9 DECEMBER 2008

ITEM A1050
REPORT ON THE DRAFT REVIEWED AUDIT COMMITTEE CHARTER
(mm/audit)
(SMT 30-09-08; MC 07-10-08; MC 21-10-08)

RESOLVED THAT

1. cognizance be taken of the report and explanations furnished on the draft reviewed Audit Committee Charter;

2. the reviewed Audit Committee Charter be approved and adopted and
3. Audit Committee Reports be submitted to Council quarterly.

ITEM A1051

**SUBMISSION OF THE PERFORMANCE AGREEMENTS OF SECTION 57
EMPLOYEES FOR THE 2008/09 FINANCIAL YEAR
(MC 21-10-08)**

RESOLVED THAT

1. Council take note of the submission of Performance Agreements of the Section 57 Employees of Emfuleni Local Municipality for the 2008/09 Financial Year as reflected in **Annexure (pages 8 - 142)** attached to the report;
2. the Remuneration Committee be re-established and
3. **in future reports regarding Performance Contracts be submitted to the Performance Committee prior to signing.**

ITEM A1052

**SETTLEMENT OF MUNICIPAL SERVICES ACCOUNT: RIVIERA AQUATIC CLUB
(CONT. MC 22-10-08)**

8/14/7

RESOLVED THAT

1. Council note all the information as reflected in the report regarding the settlement of the Municipal Services Account of the Riviera Aquatic Club;
2. Council rescind the decisions taken under item A180 on 4 December 2001 and Item A239 on 28 May 2002;
3. Council endorse the proposed agreement reached at the Meeting between the role-players on 15 October 2008;
4. the necessary adjustments to the municipal services account be processed as a matter of urgency and Council condone its implementation and
5. the amount due and payable be a full and final settlement in respect of the matter.

ITEM A1053

**TENDERS AWARDED FROM BEGINNING OF THE LAST FINANCIAL YEAR UP TO
DATE (CONT. MC 22-10-08)**

RESOLVED THAT

the contents of the report regarding Tenders awarded from the beginning of the last Financial Year up to date be noted.

ITEM A1054

**IMPLICATION OF NATIONAL ENVIRONMENTAL MANAGEMENT: WASTE BILL FOR MUNICIPALITY (ES (SW) 196)
(SECTION 80 WASTE MAN - 22-10-08; MC 04-11-08) 4/17/1; 4/17/2**

RESOLVED THAT

Council take note of the contents of the National Environmental Management: Waste Bill.

ITEM A1055

**POLICY ON PUBLIC HOLIDAY REFUSE REMOVAL SERVICE IN EMFULENI LOCAL MUNICIPALITY (ES(SW)193)
(SECTION 80 WASTE MAN 22-10-08; MC 04-11-08) 4/17/1; 9/1/12**

RESOLVED THAT

1. Council rescind the resolution, Item A408 taken on 31 July 2003: Policy on Public Holiday Removal Service in Emfuleni Local Municipality (ES(SW)66), to not remove refuse on Public Holidays;
2. in future, refuse will be removed on Public Holidays and
3. the community be informed by way of the newsletter, the local Media and Ward Councillors that refuse will in future be collected and removed on Public Holidays.

ITEM A1056

**ESTABLISHING A NEW LANDFILL SITE – REPORT ON FINDINGS OF THE SITE SELECTION PROCESS (ES (SW) 192)
(SECTION 80 WASTE MAN 22-10-08; MC 04-11-08)**

RESOLVED THAT

1. the contents of the report be noted;
2. Portion 2 of the Farm Rietspruit 583 IQ be earmarked for the possible development of a cemetery and future landfill site;
3. it be noted that the consultants appointed to establish a new landfill site, subject to the approval of the relevant owners, now commence with the detailed EIA of the following prioritised areas as follows:
 - 3.1 CS1: Portion 70 of the farm Vanderbijlpark IQ
 - 3.2 CS2: Remainder of the farm Vanderbijlpark IQ
 - 3.3 CS5: Portion 2 of the farm Rietspruit 583 IQ
 - 3.4 CS6: Portion 2 of the farm Rietspruit 583 IQ

4. it be noted that the consultant appointed for establishing a new landfill site (MIG funded) commence with the formal public participation and Environmental Impact Assessment processes on the selected sites as the next step of the required procedure to establish a new landfill site and or cemetery and
5. once the results of the formal EIA and public participation are known, a detailed report be submitted to Council for a final decision regarding Portion 2 of the farm Rietspruit 583 IQ.

ITEM A1057

PROGRESS ON NEW FIRE STATION SEBOKENG / EVATON: PROPOSED EXPROPRIATION OF ERF 1394 EVATON WEST AND CONSOLIDATION WITH ERF 3202 EVATON WEST

(SECTION 80 PUB SAFETY 22-10-08; MC 04-11-08)

2/1/21

RESOLVED THAT

the progress made on the establishment of a new Fire Station for the Sebokeng/Evaton area be noted.

ITEM A1058

CANCELLATION OF EXCHANGE AGREEMENT: PORTIONS 148 OF THE FARM LEEUWKUIL 596 IQ 105 AND 106 OF THE FARM VANDERBIJLPARK 550 IQ: EMFULENI LOCAL MUNICIPALITY AND VESCO FOR ERF 2323 TSHEPISO AND PORTION 12 OF THE FARM VYFFONTEIN 596 IQ AND A PORTION OF THE REMAINDER OF THE FARM VANDERBIJLPARK 698 IQ

**(R:MM/TTSC12-05-08; 14-06-08; SECTION 80 LED 09-10-08)
(MC 04-11-08)**

2/7/6/1-SUB 264

RESOLVED THAT

1. in view thereof that the Council urgently require Portions 105 and 106 of the Farm Vanderbijlpark, 550 IQ and Portion 148 of the Farm Leeuwkuil, 596 IQ, for the extension of the adjacent cemetery, the deed of exchange entered into with Vesco, dated 25 November 2004, be cancelled;
2. Emfuleni Local Municipality purchase Erf 2323 Tshepiso Extension 1 from Vesco for an amount of R678 000 (Six Hundred and Seventy Eight Thousand Rand) plus VAT thereon which is the value of the property according to a valuation obtained by Vesco dated 24 April 2007;
3. Emfuleni Local Municipality purchase Portion of Portion 12 of the Farm Vyffontein 592 IQ and Portion of the Remainder of the Farm Vanderbijlpark 698 IQ from Vesco for an amount of R186 000 (One Hundred Eighty Six Thousand Rand) if still required by Emfuleni Local Municipality for servitude purchases;
4. both parties pay the costs for the negotiation, conclusion and implementation of this agreement as well as all consultations in regard thereto as well as any wasted costs payable to Nkaiseng Chenia Baba Pienaar and Swart resulting from the Deed of Exchange which is not proceeded with, in equal share;

5. the Council take note that the amount available from the Restructuring Grant which is R400 000,00 is not adequate to compensate Vesco and that an urgent application for additional funds amounting to R464 000,00 be submitted by the Basic Services Cluster and
6. the Sport, Recreation, Arts and Culture Manager source out additional funding from the adjustment budget.

ITEM A1059

**RIVERFRONT DEVELOPMENT PHASE B (INLAND WATERFRONT DEVELOPMENT) EXEMPTION TO FURNISH SECURITY BOND (AS 111)
(SECTION 80 LED 09-10-08; MC 22-10-08; MC 04-11-08)**

RESOLVED THAT

Council take note of the progress regarding the Riverfront Development as contained in the report.

ITEM A1060

**REPORT ON SDM's BBBEE SUMMIT: HELD AT VEREENIGING CITY HALL 12th
AUGUST 2008 (DMM.2008 10 02 BBBEE)
(SECTION 80 LED 09-10-08; MC 22-10-08; MC 04-11-08) 4/5/1**

RESOLVED THAT

Council take note of the report.

ITEM A1061

**CONSOLIDATED REPORT OF THE AUDIT COMMITTEE TO THE FULL COUNCIL
FOR THE FINANCIAL YEAR 2007/2008 AND THE FIRST QUARTER OF THE
2008/2009 FINANCIAL YEAR
(MC 19-11-08)**

RESOLVED THAT

the report be noted.

ITEM A1062

**KAAP-TRUST MULTI-PROVIDENT FUND
(MC 19-11-08)**

RESOLVED THAT

1. Council take note of the report;
2. Council approve the payment of the unauthorized expenditure in the sum of R465,289.60;
3. the unauthorized expenditure be reported to National and Provincial Treasury by the CFO;

4. investigations into the conduct of employees implicated in the matter be done and necessary action be taken and
5. Sanlam be informed to pay outstanding beneficiaries claims with accumulated interest.

ITEM A1063

WITHDRAWAL OF RESOLUTION (5) ITEM A1044 DATED 10 SEPTEMBER 2008 - AGREEMENT WITH INDEPENDENT ELECTORAL COMMISSION (SPEC MC 16-10-08)

RESOLVED THAT

1. resolution (5) under Item A1044 of Council 30 September 2008 be withdrawn/ rescinded;
2. Mr L D Kamolane be appointed as Municipal Electoral Officer and
3. the approval of the Mayoral Committee to immediately implement recommendations (1) and (2) above due to the urgency of the matter be condoned.

ITEM A1064

SUBMISSION TO MAYORAL COMMITTEE AND SENIOR MANAGEMENT TEAM : THE VIP PROTECTION UNIT (CLOTHING ALLOWANCE) (MC 19-11-08)

RESOLVED THAT

1. the following resolutions under item 16 of the Mayoral Committee of 04 March 2003 be rescinded:
 1. That the VIP Protection Unit of not more than eight (8) people be established in the Office of the Executive Mayor;
 2. that one person be appointed as VIP Protection Head on Post Level 7 (seven) of a grade 11 Municipality;
 3. that vacancies in this unit be advertised internally;
 4. that funds be budgeted to train personnel of this unit;
 5. that the unit be of service to both the Speaker and the Executive Mayor;
 6. that the posts of the VIP personnel, Driver of the Executive Mayor and Speaker be placed on job level 9 of a grade 11 Local Authority with effect from 1 March 2008 and
 7. that they be paid an annual clothing allowance of R6 000 per annum provided that they formally dressed when on duty and
2. resolutions mentioned in 1 above be replaced with the following resolutions taken at Council Meeting on 25 July 2008 under item A1032:
 1. the report be noted and

2. the positions of this VIP Protection Officers be advertised as a matter of urgency on Levels 5 and 7 respectively as per **Annexure (page 125)** as attached to the report and
3. the clothing allowance of VIP Protection Personnel be increased to R10 000 per annum per member.

It be noted that the Democratic Alliance and Freedom Front Plus voted against item A1064.

ITEM A1065

PROPOSED ANTI-FRAUD AND ANTI-CORRUPTION STRATEGY AND LAUNCHING OF THE STRATEGY BY THE EXECUTIVE MAYOR (DMM'S 10-11-08; MC 19-11-08; MC 02-12-08)

RESOLVED THAT

1. the Anti-Corruption and Anti-Fraud Policy be noted and adopted by Council;
2. the Policy referred to in 2 above, be communicated to all officials by the Department: Communications in co-operation with the Acting Chief Audit Executive, after adoption by Council and
3. the strategy be workshopped with all Councillors.

ITEM A1066

APPROVAL OF RISK MANAGEMENT FRAMEWORK AND ESTABLISHMENT OF RISK COMMITTEE (DMM'S 10-11-08; MC 19-11-08; MC 02-12-08)

1/4/6/3

RESOLVED THAT

1. the contents of the report regarding the approval of a Risk Management Framework and the establishment of a Risk Committee be noted;
2. Council approve the Risk Management Framework and the establishment of a Risk Committee as outlined in the report;
3. all Clusters participate and be represented on the Risk Committee and
4. all Deputy Municipal Managers delegate functions to Line Function Managers.

ITEM A1067

INTERNAL AUDIT ANNUAL PLAN FOR THE FINANCIAL YEAR 2008/2009 AND THE THREE-YEAR ROLLING PLAN (DMM's 24-10-08; MC 02-12-08)

RESOLVED THAT

1. the contents of this report be noted and

2. Council note the Internal Audit Annual Plan attached to the report as **Annexure (pages 419 - 421)** and the Three Year Rolling Plan attached to the report as **Annexure (pages 422 - 425)**.

ITEM A1068

**INTERNAL AUDIT DEPARTMENT : POLICY AND PROCEDURES MANUAL
(DMM's 24-10-08; MC 02-12-08)**

RESOLVED THAT

1. the contents of this report be noted and
2. Council approve the Internal Audit Policy and Procedures Manual attached to the report as **Annexure (pages 428 - 483)**.

ITEM A1069

**AMENDMENT OF STRUCTURE TO ACCOMMODATE EMPLOYMENT EQUITY
DEPARTMENT (SPEC MC 16-10-08)**

RESOLVED THAT

1. the position of the Employment Equity Manager as indicated in the High Level Structure attached to the report as **Annexure (page 513)** be urgently created and filled;
2. the Organisational Structure as approved on 13 March 2008 be amended accordingly and
3. the approval of the Mayoral Committee to immediately implement recommendations 1 and 2 above due to the urgency of the matter be condoned.

It be noted that the Freedom Front Plus voted against item A1069.

ITEM A1070

**FEED-BACK: PROGRESS ON REVENUE ENHANCEMENT AND DATA CLEANING
PROJECT AS WELL AS IMPLEMENTATION OF THE MUNICIPAL PROPERTY
RATES ACT**

**(R:MM/AA6/FINANCE 764) (AMM, DMMs CFO & CAE 10-11-08)
(SECTION 80 FIN 25-11-08) (CONT. MC 05-12-08)**

8/14/5; 8/14/7

RESOLVED THAT

1. Council endorse the progress/actions taken by the Revenue Enhancement and Data Cleaning Steering Committee/Team as discussed in the report;
2. Council note and support the implementation of the actions taken mentioned in the report;
3. Council endorse and approve the revised Business Plan and

4. the Acting Municipal Manager be authorised after consultation with the Acting Chief Financial Officer and Financial Advisor (Mr R. Kowlessar) to enter into discussions with the Department of Local Government to source funding for the extension of agreement with PSU to address all new activities (out of scope) as per business plan.

ITEM A1071

COLLECTION RATE DEFINITION

(R:MM/AA6/FINANCE 765) (AMM, DMMs CFO & CAE 10-11-08)

(SECTION 80 FIN 25-11-08) (CONT. MC 05-12-08)

8/14/5

RESOLVED THAT

Council consider the following methods for a collection rate definition:

1. Total billing versus total collection;
2. Total billing before interest and
3. Total billing **before** interest and indigent.

ITEM A1072

REVIEW AND RECONCILIATION OF INVESTMENT

(R:MM/AA6/FINANCE 767) (AMM, DMMs CFO & CAE 10-11-08)

(SECTION 80 FIN 25-11-08) (CONT. MC 05-12-08)

8/8/1

RESOLVED THAT

1. the Council take note of the report;
2. the investments where there were no movements and where there is no adequate audit trail be released and used for operational or capital requirements;
3. an amount of R1 million from account number 9161163700 be set aside as allocated for Planning and Designing Projects for 2009/2010 Financial year and the remainder be allocated to the Mayor's Special Projects;
4. the old retention investment account reference 9094680318 amounting to R131, 280.38 be disposed as the new one is been created with the linkages to the projects;
5. the Capital Contribution Fund be replenished and
6. in future recommendation 5 above should be implemented according to the Policy.

ITEM A1073
SUPPLY CHAIN PROGRESS REPORT
(SECTION 80 FIN 25-11-08) (CONT. MC 05-12-08)

RESOLVED THAT

the content of this report be noted.

ITEM A1074
STOCKTAKING REPORT – 2007/2008
(SECTION 80 FIN 25-11-08) (CONT. MC 05-12-08)

RESOLVED THAT

1. a cable counting machine must be procured because it is the only tool that can solve the cable counting problem;
2. implementation of inventory management technique the MRP system and JIT system is imperative because it will decrease stock shortages;
3. all high value and fast moving items must be on tender to enable efficient and effective procurement and
4. stock shortage must be written off.

ITEM A1075
TRANSFER OF INDIGENT OFFICE FROM FINANCE TO SOCIAL DEVELOPMENT
(CONT. MC 05-12-08)

RESOLVED THAT

this report be noted.

ITEM A1076
REMUNERATION OF PUBLIC OFFICE BEARERS: 2008/09
(R/AA6/FIN 770)(CONT. MC 05-12-08)

1/2/4/2

RESOLVED THAT

1. the Council accept the recommendation contained in the Government Gazette regarding the Remuneration of Public Office Bearers: 08/09;
2. Council note that 9.0% is budgeted for and that a 2.0% shortfall be funded from accumulated surpluses and provided for in the adjustment budget accordingly;
3. Council seek concurrence of the MEC: Local Government prior to implementation of the Gazette and
4. the Accounting Officer be authorized to implement the Gazette upon confirmation from the MEC Local Government, as envisaged in 3 above.

ITEM A1077
EMFULENI LOCAL MUNICIPALITY PETITIONS MANAGEMENT COMMITTEE
REPORT (CONT. MC 05-12-08)

RESOLVED THAT

1. the Council consider capacitating the Committee with a Secretary and
2. Council give the Petitions Management Committee more powers to summon **the Accounting Officer** for the provision of any information that the Committee will deem fit for its endeavor in executing its mandate without any unnecessary stumbling block.

ITEM A1078
LEGAL MATTERS
(SECTION 80 ADMIN 25-11-08) (MC 02-12-08)

10/16

RESOLVED THAT

1. Council take note of the contents of the report and
2. the Executive Mayor in **collaboration with the relevant department/cluster** evaluate each case.

ITEM A1079
REPORTING OF PROCUREMENT OF GOODS AND SERVICES VIA DEVIATIONS
FROM THE NORMAL SUPPLY CHAIN MANAGEMENT POLICY DURING THE
2007/08 FINANCIAL YEAR
(DMM's 24-11-08) (CONT. MC 05-12-08)

11/2008/D000

RESOLVED THAT

1. Council take note of the procurement of goods and services via deviations schedule attached to the report as **Annexure (pages 618 - 632)** from the normal Supply Chain Management Policy to speed up service delivery during the 2007/2008 financial year;
2. Council to condone the non-reporting of the deviations in (1) above;
3. the deviations for the 2008/2009 financial year be reported to Council quarterly and be included in the annual financial statements as required by legislation and Council's Supply Chain Management Policy and
4. the Accounting Officer to comply with Supply Chain Management Regulations and Policy in respect of deviation procedures and reporting thereof.

ITEM A1080
CLOSURE OF OFFICES BETWEEN CHRISTMAS AND NEW YEARS DAY
(DMM's 24-11-08) (CONT. MC 05-12-08)

RESOLVED THAT

1. the offices of Emfuleni Local Municipality close on Friday, 19 December 2008 at 16:15 and will resume business on Monday, 05 January 2009;
2. employees should take compulsory leave from 22 December 2008 to 02 January 2009, except for Emergency and Essential Services employees;
3. the first leave credits of those employees who do not have sufficient leave for the days in question be used towards the leave taken between Christmas and New Year;
4. the public be informed that the Municipal Offices will be closed except for emergency services;
5. Labour Unions be informed that it is an operational requirement that the offices be closed between Christmas and New Year and therefore leave must be taken;
6. pay-day for the month of December be 19 December 2008 and
7. ratepayers be encouraged to pay their municipal accounts at the nearest easy pay points.

ITEM A1081
PROGRESS REPORT ON OPERATION RESTORE DIGNITY PROGRAMME
(ES (SW) 198) (SECTION 80 WASTE 20-11-08)
(CONT. MC 05-12-08)

4/17/1; 1/5/2/2/4; 7/1/2/1

RESOLVED THAT

Council take note of the progress report on the roll-out of 240 litre bins to the fourteen Evaton wards as well as the impact of Operation Restore Dignity as implemented in the area.

ITEM A1082
EMFULENI SANITATION CRISIS - NOVEMBER 2008
(SECTION 80 INFRAS, WATER, ELEC & SAN 04-12-08)
(CONT. MC 05-12-08)

RESOLVED THAT

1. the failures on the existing sanitation system be noted;
2. resolutions taken by the "Crisis Task Team" be approved and supported;
3. procurement procedures for sanitation system be treated as emergency and
4. emergency actions be funded from R50m grant, vote 5523016052535.

ITEM A1083

**CONTRACT 25/2007: EXTENSION OF SEWER NETWORK IN EVATON AND SEBOKENG (Metsi 2008/17) (R/MM/AA6/METSI)
(SECTION 80 INFRAS, WATER, ELEC & SAN 04-12-08) (CONT. MC 05-12-08)**

RESOLVED THAT

1. it be noted that all authorised sewage buckets serviced by the Emfuleni Local Municipality were eliminated at the end of 2003;
2. it be noted that Contract 25/2007 makes provision for the extension of the existing sewer network and the provision of sewer connection points on stands in Evaton, Evaton Small Farms and Residensia/Sebokeng Zone 6 where no connections can be found or where none were provided;
3. R7,5 million of the R10 million MIG funds that have been allocated for the replacement of basic sanitation facilities mentioned in the report with waterborne sanitation facilities during the 2008/9 financial year (vote 5523/01/4/05/0002), be reallocated to fund the project of provision of bulk water and sanitation services to Quaggasfontein Vote 5522/01/4/05/0001);
4. no sewer connections be provided under contract 25/2007 on stands which are below the 1:50 year flood-line;
5. no sewer connections be provided under contract 25/2007 on stands which are encroaching on road reserves;
6. the Housing Section of the Emfuleni Local Municipality in conjunction with the consultants of the Evaton Renewal Project investigate and arrange the relocation of people staying on stands below the 1:50 year flood-line and on stands which are encroaching on road reserves;
7. the rezoning and formalization of stands which are not being utilized according to their existing zoning be investigated by the Department of Development Planning in conjunction with the consultants of the Evaton Renewal Project and that the sewer network not extended to service said stands until this process has been completed;
8. moving of the boundary between stand 7629 and 7624 of Sebokeng Zone 7 in order to resolve the encroachment of the building on stand 7629 be investigated by the Department of Development Planning and that stand 7629 be serviced at an estimated cost of R13 030 (VAT exclusive) under contract 25/2007 and
9. the 42 VIP's that were installed during the sewage bucket elimination project in 2003 be emptied under contract 25/2007.

ITEM A1084

**EMFULENI CARAVAN PARK – RE-OPENING AS A DAY RESORT FROM
15 DECEMBER 2008 TO 4 JANUARY 2009
(SECTION 80 SPORT 05-12-08) (CONT. MC 05-12-08) 7/4-H1018; 4/5/1**

RESOLVED THAT

1. the contents of the report regarding the proposed reopening of the Emfuleni Caravan Park and Day Resort be noted;
2. the Emfuleni Caravan Park be re-opened as a Day Resort from 08:00 -18:00 on the under-mentioned days over the festive season:
 - 16 December 2008
 - 25 and 26 December 2008
 - 31 December 2008
 - 1 January 2009 and
3. the current tariffs be applicable as determined by Council resolution.

ITEM A1085

**EXPROPRIATION OF PORTION 15 OF FARM RIETSPRUIT 535IQ
(SECTION 80 SPORT 05-12-08) (CONT. MC 05-12-08) 7/3/RIETSPRUIT**

RESOLVED THAT

1. the report regarding the Expropriation of Portion 15 of the Farm Rietspruit 535IQ, be noted;
2. the service provider be urgently engaged to proceed with the expropriation of Portion 15 of the Farm Rietspruit 535IQ for the development of a Cemetery;
3. the valuator be urgently engaged to proceed with the valuation of Portion 15 of the Farm Rietspruit 535IQ for the development of a Cemetery;
4. the Department be authorized to submit an offer to purchase based on the valuation of the appointed evaluators, to the attorneys who are handling the Schmidt Family Trust;
5. the services of a service provider to conduct the detailed geological studies; planning and design and implementation thereof for the development of the cemetery, be engaged and
6. **public meetings be held to solicit the views of the communities living in close proximity of the proposed site.**

ITEM A1086

**TERMINATION OF THE SERVICE DELIVERY AGREEMENT WITH LEKOA
AFRICAN RAINBOW FUNERAL HOMES FOR THE DELIVERY OF CEMETERY
SERVICES**

(SECTION 80 SPORT 05-12-08) (CONT. MC 05-12-08)

3/6/1

RESOLVED THAT

1. the service agreement with Lekoa African Rainbow Funeral Homes for the delivery of cemetery services, be terminated;
2. a Task Team be established to further investigate the termination contract. The Task Team be led by the Member of the Mayoral Committee: Sport, Recreation, Arts and Culture, the Member of the Mayoral Committee: Finance and the Member of the Mayoral Committee: Human Resources with the support of all relevant Departments and
3. a report from the Task Team regarding 2 above, be submitted to Council by the end of January 2009.

ITEM A1087

INCENTIVE POLICY AND INVESTMENT STRATEGY

(R-Drive: MM/AA6-Reports 2006-08 for - /Incentive policy)

(SECTION 80 LED 04-12-08) (CONT. MC 05-12-08)

RESOLVED THAT

cognizance be taken of the draft incentive policy report that will be work-shopped with Sedibeng District Municipality, Lesedi Local Municipality and Midvaal Local Municipality.

ITEM A1088

**100 DAYS ACTION PLAN: DEPARTMENT OF HOUSING - THE OLD
VEREENIGING HOSPITAL**

(Housing Report No. 110(B) - 20 October 2008)

(R:\MM\AA6 2006 – 2008 Reports for Comment\Housing\CJP.110(B))

(SECTION 80 HOUSING 05-12-2008) (CONT. MC 05-12-08)

4/13/1

RESOLVED THAT

1. cognizance be taken of the feasibility studies to be undertaken pertaining to the heritage value of the Old Vereeniging Hospital complex;
2. Council, in principle, accept the donation of the Old Vereeniging Hospital on condition that the Department of Local Government settles the outstanding municipal account;
3. subject to the outcome of the studies mentioned in (1) above, the approval of the Heritage Committee be requested to demolish the Old Vereeniging Hospital;
4. the qualifying beneficiaries at the Old Vereeniging Hospital be relocated to Tshepiso North Extension 4;

5. audit of beneficiaries assessment report be submitted to Section 80 before end February 2009;
6. health department to conduct a hygienic survey on the environment and compile a report regarding the survey;
7. communication be establish with the Heritage Foundation and
8. Metsi-a-Lekoa investigate the status of pipes layout and report back to Council.

ITEM A1089

**100 DAYS ACTION PLAN : FORMALISATION OF ALL INFORMAL SETTLEMENTS
(DEVELOP STRATEGY IN THREE MONTHS)**

(R:MM/AA6/Housing\CJP.113(B) 31-10-2008)/DMMs 24-11-08)

(SECTION 80 HOUSING 05-12-2008) (CONT. MC 05-12-08)

2/7/6/1

RESOLVED THAT

1. cognizance be taken of the intention to formalize the informal settlements by the Housing Department by the year 2014 as reflected in the report;
2. the Housing Master Plan, addressing all other related matters, be drafted and submitted to Senior Management for consideration, in due course;
3. the listing of beneficiaries and the issue of subsidies remain with the Gauteng Department of Housing to finalize;
4. heritage Agency to be consulted with regard to the rehabilitation of hospital and
5. Verification of beneficiaries to be done by GDoH.

ITEM A1090

MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC) PROGRESS REPORT

(CONT. MC 05-12-08)

1/4/71

RESOLVED THAT

1. the report regarding the Municipal Public Accounts Committee be noted and
2. the Committee be vested with powers to summon the accounting officer to report before the Committee as it is enriched in section 129 (2a) which states that, the accounting officer should attend the Council or the Council Committee meetings where the annual report is discussed, for the purpose of responding to questions concerning the report and it further states that "copies of the minutes of such meetings should be submitted to the Auditor General or the relevant Provincial treasury and the Provincial department responsible for local government in the Province".

ITEM A1091
QUARTERLY FINANCIAL REPORT FROM THE MUNICIPAL MANAGER FOR THE PERIOD ENDED 30 SEPTEMBER 2008 (R/MM/AA6/FINANCE 762)
(CONT. MC 05-12-08)

RESOLVED THAT

1. the contents of the report be noted;
2. the Council take note of the Vesco loan balance of R 272 597,18 which was written off as per Auditor General's recommendation in 2006/7 audit;
3. the information be forwarded to Provincial Treasury and the Auditor General in accordance with section 71 of the Municipal Finance Management Act of 2003 and
4. the report also be forwarded to the Audit Committee for noting.

ITEM A1092
SALARY ADJUSTMENT/INCREASES FOR THE SECTION 57 EMPLOYEES
(R-Drive: MM/AA6-Reports 2006-08 for - /Section57)
(REMUNERATION COM 06-12-08)

10/6/1

RESOLVED THAT

1. the salaries of Section 57 employees be adjusted by 8.3% and all inclusive (total cost to company) and
2. the salary increases of Section 57 employees be implemented retrospectively with effect from 1 July 2008.

ITEM A1093
SALARY ADJUSTMENT/INCREASES FOR FIXED TERM EMPLOYEES
(R-Drive: MM/AA6-Reports 2006-08 for - /Section57)
(REMUNERATION COM 06-12-08)

10/6/1

RESOLVED THAT

1. the salaries of fixed term employees be adjusted by 8.3 % based on total cost to company and
2. the salary increases of the affected employees be implemented with retrospective effect from 1 July 2008.

**SECOND PART - B REPORTS ON DELEGATED MATTERS, FOR THE PERIOD
9 SEPTEMBER 2008 TO 19 NOVEMBER 2008**

CONSIDERATION OF RESOLUTIONS B2012 - B2036

The resolutions of the Mayoral Committee adopted in accordance with the powers delegated to the Executive Mayor by the Council under B2012 - B2036 of the Agenda were considered and confirmed by Council.

K. PETITIONS

None.

L. NEW MOTIONS

None.

M. OPEN DEBATE

None.

N. SALGA

None.

O. CLOSURE

The Meeting closed at 19:50

CERTIFIED AS CORRECT

**COUNCILLOR N G HLONGWANE
SPEAKER**

Date:



MINUTES OF THE 47TH ORDINARY COUNCIL MEETING OF THE EMFULENI LOCAL MUNICIPALITY HELD IN THE CITY HALL, VEREENIGING ON TUESDAY, 9 DECEMBER 2008 AT 16:00

INDEX		PAGES
A.	OPENING	2
B.	APPLICATIONS FOR LEAVE OF ABSENCE	2
C.	OFFICIAL ANNOUNCEMENTS	2
D.	PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY THE CHAIRPERSON	3
E.	PROPOSALS OF CONDOLENCE OR CONGRATULATIONS BY OTHER MEMBERS	3
F.	CERTIFYING OF CORRECTNESS OF MINUTES	3 - 4
G.	REPORT OF THE MUNICIPAL MANAGER	None
H.	QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN	4
I.	MOTIONS OR PROPOSALS DEFERRED FROM PREVIOUS MEETINGS	None
J.	REPORTS OF THE MAYORAL COMMITTEE	
FIRST PART – A REPORTS OF THE MAYORAL COMMITTEE ON MATTERS WHICH MUST BE CONSIDERED BY COUNCIL FOR THE PERIOD 30 SEPTEMBER 2008 TO 9 DECEMBER 2008		
ITEM		PAGES
A1050	REPORT ON THE DRAFT REVIEWED AUDIT COMMITTEE CHARTER (mm/audit) (SMT 30-09-08; MC 07-10-08; MC 21-10-08)	4 - 5
A1051	SUBMISSION OF THE PERFORMANCE AGREEMENTS OF SECTION 57 EMPLOYEES FOR THE 2008/09 FINANCIAL YEAR (MC 21-10-08)	5

A1052	SETTLEMENT OF MUNICIPAL SERVICES ACCOUNT: RIVIERA AQUATIC CLUB (CONT. MC 22-10-08)	5
A1053	TENDERS AWARDED FROM BEGINNING OF THE LAST FINANCIAL YEAR UP TO DATE (CONT. MC 22-10-08)	5
A1054	IMPLICATION OF NATIONAL ENVIRONMENTAL MANAGEMENT: WASTE BILL FOR MUNICIPALITY (ES (SW) 196) (SECTION 80 WASTE MAN - 22-10-08; MC 04-11-08)	6
A1055	POLICY ON PUBLIC HOLIDAY REFUSE REMOVAL SERVICE IN EMFULENI LOCAL MUNICIPALITY (ES(SW)193) (SECTION 80 WASTE MAN 22-10-08; MC 04-11-08)	6
A1056	ESTABLISHING A NEW LANDFILL SITE – REPORT ON FINDINGS OF THE SITE SELECTION PROCESS (ES (SW) 192) (SECTION 80 WASTE MAN 22-10-08; MC 04-11-08)	6 - 7
A1057	PROGRESS ON NEW FIRE STATION SEBOKENG / EVATON: PROPOSED EXPROPRIATION OF ERF 1394 EVATON WEST AND CONSOLIDATION WITH ERF 3202 EVATON WEST (SECTION 80 PUB SAFETY 22-10-08; MC 04-11-08)	7
A1058	CANCELLATION OF EXCHANGE AGREEMENT: PORTIONS 148 OF THE FARM LEEUWKUIL 596 IQ 105 AND 106 OF THE FARM VANDERBIJLPARK 550 IQ: EMFULENI LOCAL MUNICIPALITY AND VESCO FOR ERF 2323 TSHEPISO AND PORTION 12 OF THE FARM VYFFONTEIN 596 IQ AND A PORTION OF THE REMAINDER OF THE FARM VANDERBIJLPARK 698 IQ (R:MM/TTSC12-05-08; 14-06-08; SECTION 80 LED 09-10-08) (MC 04-11-08)	7 - 8
A1059	RIVERFRONT DEVELOPMENT PHASE B (INLAND WATERFRONT DEVELOPMENT) EXEMPTION TO FURNISH SECURITY BOND (AS 111) (SECTION 80 LED 09-10-08; MC 22-10-08; MC 04-11-08)	8
A1060	REPORT ON SDM's BBBEE SUMMIT: HELD AT VEREENIGING CITY HALL 12 th AUGUST 2008 (DMM.2008 10 02 BBBEE) (SECTION 80 LED 09-10-08; MC 22-10-08; MC 04-11-08)	8
A1061	CONSOLIDATED REPORT OF THE AUDIT COMMITTEE TO THE FULL COUNCIL FOR THE FINANCIAL YEAR 2007/2008 AND THE FIRST QUARTER OF THE 2008/2009 FINANCIAL YEAR (MC 19-11-08)	8
A1062	KAAP-TRUST MULTI-PROVIDENT FUND (MC 19-11-08)	8 - 9
A1063	WITHDRAWAL OF RESOLUTION (5) ITEM A1044 DATED 10 SEPTEMBER 2008 - AGREEMENT WITH INDEPENDENT ELECTORAL COMMISSION (SPEC MC 16-10-08)	9

A1064	SUBMISSION TO MAYORAL COMMITTEE AND SENIOR MANAGEMENT TEAM ON THE VIP PROTECTION UNIT (CLOTHING ALLOWANCE) (MC 19-11-08)	9 - 10
A1065	PROPOSED ANTI-FRAUD AND ANTI-CORRUPTION STRATEGY AND LAUNCHING OF THE STRATEGY BY THE EXECUTIVE MAYOR (DMM'S 10-11-08; MC 19-11-08; MC 02-12-08)	10
A1066	APPROVAL OF RISK MANAGEMENT FRAMEWORK AND ESTABLISHMENT OF RISK COMMITTEE (DMM'S 10-11-08; MC 19-11-08; MC 02-12-08)	10
A1067	INTERNAL AUDIT ANNUAL PLAN FOR THE FINANCIAL YEAR 2008/2009 AND THE THREE-YEAR ROLLING PLAN (DMM's 24-10-08; MC 02-12-08)	10 - 11
A1068	INTERNAL AUDIT DEPARTMENT : POLICY AND PROCEDURES MANUAL (DMM's 24-10-08; MC 02-12-08)	11
A1069	AMENDMENT OF STRUCTURE TO ACCOMMODATE EMPLOYMENT EQUITY DEPARTMENT (SPEC MC 16-10-08)	11
A1070	FEED-BACK: PROGRESS ON REVENUE ENHANCEMENT AND DATA CLEANING PROJECT AS WELL AS IMPLEMENTATION OF THE MUNICIPAL PROPERTY RATES ACT (R:MM/AA6/FINANCE 764) (AMM, DMMs CFO & CAE 10-11-08) (SECTION 80 FIN 25-11-08) (CONT. MC 05-12-08)	11 - 12
A1071	COLLECTION RATE DEFINITION (R:MM/AA6/FINANCE 765) (AMM, DMMs CFO & CAE 10-11-08) (SECTION 80 FIN 25-11-08) (CONT. MC 05-12-08)	12
A1072	REVIEW AND RECONCILIATION OF INVESTMENT (R:MM/AA6/FINANCE 767) (AMM, DMMs CFO & CAE 10-11-08) (SECTION 80 FIN 25-11-08) (CONT. MC 05-12-08)	12
A1073	SUPPLY CHAIN PROGRESS REPORT (SECTION 80 FIN 25-11-08) (CONT. MC 05-12-08)	13
A1074	STOCKTAKING REPORT – 2007/2008 (SECTION 80 FIN 25-11-08) (CONT. MC 05-12-08)	13
A1075	TRANSFER OF INDIGENT OFFICE FROM FINANCE TO SOCIAL DEVELOPMENT (CONT. MC 05-12-08)	13
A1076	REMUNERATION OF PUBLIC OFFICE BEARERS: 2008/09 (R/AA6/FIN 770)(CONT. MC 05-12-08)	13

A1077	EMFULENI LOCAL MUNICIPALITY PETITIONS MANAGEMENT COMMITTEE REPORT (CONT. MC 05-12-08)	14
A1078	LEGAL MATTERS (SECTION 80 ADMIN 25-11-08) (MC 02-12-08)	14
A1079	REPORTING OF PROCUREMENT OF GOODS AND SERVICES VIA DEVIATIONS FROM THE NORMAL SUPPLY CHAIN MANAGEMENT POLICY DURING THE 2007/08 FINANCIAL YEAR (DMM's 24-11-08) (CONT. MC 05-12-08)	14
A1080	CLOSURE OF OFFICES BETWEEN CHRISTMAS AND NEW YEARS DAY (DMM's 24-11-08) (CONT. MC 05-12-08)	15
A1081	PROGRESS REPORT ON OPERATION RESTORE DIGNITY PROGRAMME (ES (SW) 198) (SECTION 80 WASTE 20-11-08) (CONT. MC 05-12-08)	15
A1082	EMFULENI SANITATION CRISIS - NOVEMBER 2008 (SECTION 80 INFRAS, WATER, ELEC & SAN 04-12-08) (CONT. MC 05-12-08)	15
A1083	CONTRACT 25/2007: EXTENSION OF SEWER NETWORK IN EVATON AND SEBOKENG (Metsi 2008/17) (R/MM/AA6/METSI) (SECTION 80 INFRAS, WATER, ELEC & SAN 04-12-08) (CONT. MC 05-12-08)	16
A1084	EMFULENI CARAVAN PARK – RE-OPENING AS A DAY RESORT FROM 15 DECEMBER 2008 TO 4 JANUARY 2009 (SECTION 80 SPORT 05-12-08) (CONT. MC 05-12-08)	17
A1085	EXPROPRIATION OF PORTION 15 OF FARM RIETSPRUIT 535IQ (SECTION 80 SPORT 05-12-08) (CONT. MC 05-12-08)	17
A1086	TERMINATION OF THE SERVICE DELIVERY AGREEMENT WITH LEKOA AFRICAN RAINBOW FUNERAL HOMES FOR THE DELIVERY OF CEMETERY SERVICES (SECTION 80 SPORT 05-12-08) (CONT. MC 05-12-08)	18
A1087	INCENTIVE POLICY AND INVESTMENT STRATEGY (R-Drive: MM/AA6-Reports 2006-08 for - /Incentive policy) (SECTION 80 LED 04-12-08) (CONT. MC 05-12-08)	18
A1088	100 DAYS ACTION PLAN: DEPARTMENT OF HOUSING – THE OLD VEREENIGING HOSPITAL (Housing Report No. 110(B) - 20 October 2008) (R:\MM\AA6 2006 – 2008 Reports for Comment\Housing\CJP.110(B)) (SECTION 80 HOUSING 05-12-2008) (CONT. MC 05-12-08)	18 - 19

A1089	100 DAYS ACTION PLAN : FORMALISATION OF ALL INFORMAL SETTLEMENTS (DEVELOP STRATEGY IN THREE MONTHS) (R:MM/AA6/Housing\CJP.113(B) 31-10-2008)/DMMs 24-11-08) (SECTION 80 HOUSING 05-12-2008) (CONT. MC 05-12-08)	19
A1090	MUNICIPAL PUBLIC ACCOUNTS COMMITTEE (MPAC) PROGRESS REPORT (CONT. MC 05-12-08)	19
A1091	QUARTERLY FINANCIAL REPORT FROM THE MUNICIPAL MANAGER FOR THE PERIOD ENDED 30 SEPTEMBER 2008 (R/MM/AA6/FINANCE 762) (CONT. MC 05-12-08)	20
A1092	SALARY ADJUSTMENT/INCREASES FOR THE SECTION 57 EMPLOYEES (R-Drive: MM/AA6-Reports 2006-08 for - /Section57) (REMUNERATION COM 06-12-08)	20
A1093	SALARY ADJUSTMENT/INCREASES FOR FIXED TERM EMPLOYEES (R-Drive: MM/AA6-Reports 2006-08 for - /Section57) (REMUNERATION COM 06-12-08)	20
SECOND PART - B REPORTS ON DELEGATED MATTERS, FOR THE PERIOD 9 SEPTEMBER 2008 TO 19 NOVEMBER 2008		
INDEX		PAGES
K.	PETITIONS	None
L.	NEW MOTIONS	None
M.	OPEN DEBATE	None
N.	SALGA	None
O.	CLOSURE	21