

SPECIAL COUNCIL MEETING

OPEN



KOUGA
local municipality

Good Governance through Service Excellence

DATE: 27 March 2025
TIME: 13:00
Virtual

KOUGA MUNICIPALITY (EC108) <u>NOTICE CONVENING A MEETING</u> NOTICE IS HEREBY GIVEN that in terms of Section 19 of the Local Government: Municipal Systems Act, 2000 (Act No.32 of 2000) that a Special Council Meeting will be held virtually on <u>DATE:</u> 27 March 2025 <u>TIME:</u> 13:00  <u>C. DU PLESSIS</u> MUNICIPAL MANAGER	UMASIPALA I-KOUGA (EC108) <u>ISAZISO NGENTLANGANISO</u> ISAZISO sikhutshiwe ukuba ngokweCandelo-19 uMthetho weeNkqubo zikaMasipala, (uMthetho 32 ka-2000), ukuba kubanjwe intlanganiso ekhethekileyo yesigqeba Ye khansile <u>UMHLA:</u> 27 EyoKwindla 2025 <u>IXESHA:</u> 13:00  <u>C. DU PLESSIS</u> UMPHATHI MASIPALA	MUNISIPALITEIT KOUGA (OK108) <u>KENNISGEWING VAN VERGADERING</u> KENNIS GESKIED HIERMEE dat ingevolge Artikel 19 van die Wet op Munisipale Stelsels, 2000 (Wet No.32 of 2000), dat 'n virtuele raadsvergadering gehou sal word op <u>DATUM:</u> 27 Maart 2025 <u>TYD:</u> 13:00  <u>C. DU PLESSIS</u> MUNISIPALE BESTUURDER
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Councillors are required to comply with the Standing Rules and Orders of Council and all its Committees By-law as promulgated in the Provincial Gazette on 22 October 2018 No.4134 and applicable to this meeting of Council. Any person who willfully contravenes any provision of these rules shall be guilty of an offence and which contravention shall be dealt with in accordance with the disciplinary procedures for Councillors.

A G E N D A

1. **NOTICE OF MEETING**
2. **OPENING AND WELCOME**
3. **ABSENT WITH LEAVE**
4. **ABSENT WITHOUT LEAVE**
5. **PRESENTATIONS**
6. **ACKNOWLEDGEMENTS, CONDOLENCES & CONGRATULATIONS**
7. **STATEMENTS OR COMMUNICATIONS BY THE SPEAKER**
8. **STATEMENTS OR COMMUNICATIONS BY THE EXECUTIVE MAYOR**
9. **DISCLOSURE OF INTEREST**

10. **STATUTORY MATTERS**

11. **REPORTS BY THE OFFICE OF THE MUNICIPAL MANAGER**

25/03/MM9 ELECTION OF SPEAKER OF THE KOUGA MUNICIPAL COUNCIL

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12. **CLOSURE**

Distribution list:

Executive Mayor
Executive Deputy Mayor
Speaker
All Councillors
Municipal Manager
All Directors
Relevant Managers
Committee Services

REPORTS BY THE OFFICE OF THE MUNICIPAL MANAGER



ELECTION OF SPEAKER OF THE KOUGA MUNICIPAL COUNCIL

1. Introduction

The purpose of this item is to elect a Speaker of Council from among the Councillors.

2. Background

On 14 March 2025, the office of the Speaker became vacant, due to Alderman Brenton Williams, having resigned from the office of Speaker, and in line with Section 39 (a) of the Local Government: Municipal Structures Act No. 117 of 1998, as amended (the Act).

Section 36(2) of the Act provides that at the first sitting after election, or when necessary **to fill a vacancy**, a Municipal Council must elect its Speaker from among its Councillors.

3. Discussion

The Speaker of a Municipal Council is elected for a term ending, subject to section 39, when the next Council is declared elected.

The election procedure set out in Schedule 3 of the Act, applies whenever a Municipal Council meets to elect a Speaker.

The functions of the Speaker are referred to in section 37 of the said Act which states that:

The Speaker of a Municipal Council:

- (a) presides at meetings of the Council;
- (b) performs the duties and exercises the powers delegated to the Speaker in terms of section 59 of the Local Government: Municipal Systems Act 32 of 2000;
- (c) must ensure that the Council meets at least quarterly;
- (d) must maintain order during meetings;
- (e) must ensure compliance in the Council and Council committees with the Code of Conduct;
- (f) must ensure that council meetings are conducted in accordance with the Rules and Orders of the Council;
- (g) must ensure that the legislative authority of the Municipality functions effectively;
- (h) is responsible for the effective oversight over the executive authority of the Municipality;
- (i) must ensure the effectiveness of the committees of the Municipal Council established in terms of section 79;

- (j) is responsible for the ethics and accountability of the Municipal Council; and
- (k) must ensure the effectiveness and functionality of ward committees and the public participation processes.

4. **Financial Implications**

Completed by BTO -	Not applicable
Project Description	
Ukey no.	
Budgeted Amount	
Amount spent and committed to date	
Amount Available	
Comment	

5. **Applicable Legislation**

Local Government: Municipal Structures Act 117 of 1998, as amended.

6. **Legal Implications**

The election of the Speaker of Council must be done in compliance in terms of Schedule 3 of the Local Government: Municipal Structures Act 117 of 1998, as amended.

7. **Other Implications**

None.

8. **Comments by Directorates:**

8.1 **Chief Financial Officer:**

Not applicable.

8.2 **Director: Planning & Development**

Not applicable.

8.3 **Director: Civil & Water Services**

Not applicable.

8.4 **Director: Electro-Mechanical Services**

Not applicable.

8.5 **Director: Community Services**

Not applicable.

8.6 **Deputy Municipal Manager**

Not applicable.

8.7 **Municipal Manager**

Not applicable.

9. **Delegated Authority**

Council.

10. **Recommendations**

- 10.1 That the Municipal Council elects Councillor _____ as the Speaker of the Kouga Municipal Council, having followed the procedure set out in Schedule 3 of the Local Government: Municipal Structures Act 117 of 1998, as amended.

Item prepared by: Manager: Legal Services



Item endorsed by: Deputy Municipal Manager



Item approved by: Municipal Manager

