



ORDINARY MEETING OF THE COUNCIL
GEWONE VERGADERING VAN DIE RAAD
INTLANGANISO YESIQHELO YEBHUNGA

A G E N D A

I-AJENDA

**DATE / DATUM / UMHLA : 29 OCTOBER / OKTOBER /
OKTOBHA 2025**
**VENUE / PLEK / INDAWO : BANQUETING HALL /
BANKETSAAL**
**CIVIC CENTRE / BURGERSENTRUM / IZIKO LOLUNTU
HERMANUS**
TIME / TYD / IXESHA : 10:00

MUNICIPALITY / MUNISIPALITEIT / UMASIPALA WE-OVERSTRAND

Office of the Municipal
Manager
Municipal Offices
HERMANUS

21 October / Oktober / Oktobha 2025

NOTICE TO ALL ALDERMEN & COUNCILLORS

ORDINARY MEETING OF THE OVERSTRAND MUNICIPAL COUNCIL

NOTICE IS HEREBY GIVEN that an **ORDINARY MEETING** of the **OVERSTRAND MUNICIPAL COUNCIL** will be held in the **Banqueting Hall, Civic Centre, Hermanus**, on **WEDNESDAY, 29 OCTOBER 2025** at **10:00** to consider the business set forth in the subjoined agenda.

The attention of Councillors is directed to the Code of Conduct for Councillors, Schedule 7 of the Local Government : Municipal Structures Act, 1998 (Act 117 of 1998).

DR D O'NEILL
MUNICIPAL MANAGER

KENNISGEWING AAN ALLE RAADSHERE & RAADSLEDE

GEWONE VERGADERING VAN DIE OVERSTRAND MUNISIPALE RAAD

KENNIS WORD HIERMEE GEGEE dat 'n **GEWONE VERGADERING** van die **OVERSTRAND MUNISIPALE RAAD** gehou sal word in die **Banketsaal, Burgersentrum, Hermanus**, op **WOENSDAG, 29 OKTOBER 2025** om **10:00** om die sake op meegaande sakelys te bespreek.

Raadslede se aandag word gevestig op die Gedragskode vir Raadslede, Skedule 7 van die Wet op Plaaslike Regering : Munisipale Strukture, 1998 (Wet 117 van 1998).

DR D O'NEILL
MUNISIPALE BESTUURDER

ISAZISO ESIYA KUBO BONKE OOCEBAKHULU NOOCEBA

INTLANGANISO YESIQHELO YEBHUNGA LIKAMASIPALA WE-OVERSTRAND

OKU KUKWAZISA ukuba intlanganiso **YESIQHELO yeBHUNGA LIKAMASIPALA WE-OVERSTRAND**, iza kuba se **I-Banqueting Hall, kwiZiko LoLUNTU, eHermanus, uLWESITHATHU, Umhla we 29 OKTOBHA 2025, ngeye-10:00** ukuqwalasela imicimbi ekule ajenda iqhotyoshelwe apha.

OCeba bayacelwa ukuba baqwalasele isikhokelo sokuziphatha sooCeba, iShedyuli 7 kaRhulumente wooMasipala: uMthetho weeNkqubo zikaMasipala, uMthetho -1998 (uMthetho we-117 ka-1998).

DR D O'NEILL
UMPHATHI KAMASIPALA

AGENDA/...

COUNCIL

29 October 2025

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1. **OPENING**

2. **APPLICATIONS FOR LEAVE OF ABSENCE**

3. **CONFIRMATION OF MINUTES**
 - 3.1 Minutes of an **Ordinary Meeting** of the **Overstrand Municipal Council** held on **Thursday, 25 September 2025 at 10:00**
 - 3.2 Minutes of a **Special Meeting** of the **Overstrand Municipal Council** held on **Thursday, 2 October 2025 at 10:00**

4. **MATTERS ARISING FROM THE MINUTES**

5. **STATEMENTS AND COMMUNICATIONS BROUGHT FORWARD BY THE SPEAKER / EXECUTIVE MAYOR**

Salga:

6. CONSIDERATION OF RECOMMENDATIONS MADE BY THE EXECUTIVE MAYOR TO COUNCIL, IN TERMS OF SECTION 160(2) OF THE CONSTITUTION, 1996, AND SECTION 59(1)(a) OF THE LOCAL GOVERNMENT: MUNICIPAL SYSTEMS ACT 2000 (ACT 32 OF 2000)

REMARK

Please note that the following recommendations contained in this agenda are subject to confirmation or amendment by the Mayoral Committee in view of the fact that the **compilation of the Council agenda** was done before the Mayoral Committee of 28 October 2025 had formally sat.

6.1

EXEMPTION OF BENEFICIARIES FROM ERF CONNECTION FEES AND MONTHLY BILL FOR FLISP HOUSING PROJECTS IN THE OVERSTRAND AREA

(ITEM 1 PAGE 1 : INFRASTRUCTURE SERVICES PORTFOLIO - MAYORAL COMMITTEE MEETING : 28 OCTOBER 2025)

RECOMMENDATION TO THE COUNCIL:

To make it financially viable for the beneficiaries of the government subsidised FLISP program, it is proposed that Council **approves** the following:

1. Upon registration of the property with the deeds office and its subsequent reflection in the municipal systems, that the monthly accounts be waived for 24 months or once the beneficiary commence with building activities after building plan approval (whichever comes first);
2. That the following erf connection fees of R8 665 be applicable for the 2025/2026 financial year:

SERVICE	TARIFF CODE	AMOUNT (VAT Incl.)
Water (cost of meter)	W6A4	R 2 049
Electricity (cost of meter)	E10A16	R 4 116
Sewer connection	SE9D3	R 2 500

3. That the Municipality provides three different building plans for houses of various sizes at no cost; and
4. That the monthly account already paid by the beneficiaries, be credited to the account of the beneficiaries and that the condition mentioned in paragraph 1 above, becomes applicable.

RESPONSIBLE OFFICIAL :

D HENDRIKS

TARGET DATE FOR IMPLEMENTATION :

1 NOVEMBER 2025

6.2**REVIEW OF THE DISASTER MANAGEMENT POLICY****(ITEM 4 PAGE 127 : MUNICIPAL PUBLIC SAFETY PORTFOLIO -
MAYORAL COMMITTEE MEETING : 28 OCTOBER 2025)****RECOMMENDATION TO THE COUNCIL:**that the Overstrand Municipality Disaster Management Policy, **be adopted.****RESPONSIBLE OFFICIAL :****L SMITH****TARGET DATE FOR IMPLEMENTATION :****1 NOVEMBER 2025**

6.3**WRITING OFF OF ACCOUNT FOR FIRE SERVICES RENDERED****(ITEM 5 PAGE 147 : MUNICIPAL PUBLIC SAFETY PORTFOLIO -
MAYORAL COMMITTEE MEETING : 28 OCTOBER 2025)**

This item is distributed under separate cover.

In terms of Section 20(1) of the Local Government: Municipal Systems Act, No 32 of 2000, read with Rule 17 of the Overstrand Municipality's By-law on Rules of Order for Internal Arrangements, this item must be considered "in committee".

6.4**FRAUD AND RISK MANAGEMENT STRATEGY****(ITEM 1 PAGE 1 : CORPORATE SERVICES PORTFOLIO - MAYORAL
COMMITTEE MEETING : 28 OCTOBER 2025)****RECOMMENDATION TO THE COUNCIL:**

that the Fraud and Risk Management Strategy **be approved.**

RESPONSIBLE OFFICIAL :**Z MAZUTHU****TARGET DATE FOR IMPLEMENTATION :****29 OCTOBER 2025**

**6.5
FRAUD AND RISK MANAGEMENT POLICY****(ITEM 2 PAGE 27 : CORPORATE SERVICES PORTFOLIO - MAYORAL
COMMITTEE MEETING : 28 OCTOBER 2025)****RECOMMENDATION TO THE COUNCIL:**that the Fraud and Risk Management Policy **be approved**.**RESPONSIBLE OFFICIAL :****Z MAZUTHU****TARGET DATE FOR IMPLEMENTATION :****29 OCTOBER 2025**

6.6

COMBINED ASSURANCE POLICY FRAMEWORK

**(ITEM 3 PAGE 57 : CORPORATE SERVICES PORTFOLIO - MAYORAL
COMMITTEE MEETING : 28 OCTOBER 2025)**

RECOMMENDATION TO THE COUNCIL:

that the Combined Assurance Policy Framework **be approved.**

RESPONSIBLE OFFICIAL :

Z MAZUTHU

TARGET DATE FOR IMPLEMENTATION :

29 OCTOBER 2025

**6.7
BUSINESS CONTINUITY PLAN**

**(ITEM 4 PAGE 72 : CORPORATE SERVICES PORTFOLIO - MAYORAL
COMMITTEE MEETING : 28 OCTOBER 2025)**

RECOMMENDATION TO THE COUNCIL:

1. that the Business Continuity Plan **be approved**; and
2. that resources are made available to implement the plan.

RESPONSIBLE OFFICIAL :

Z MAZUTHU AND BCC

TARGET DATE FOR IMPLEMENTATION :

29 OCTOBER 2025

6.8**MONTHLY REPORT TO COUNCIL ON THE SUPPLY CHAIN MANAGEMENT (SCM) POLICY FOR SEPTEMBER 2025****(ITEM 1 PAGE 1 : FINANCIAL SERVICES PORTFOLIO - MAYORAL COMMITTEE MEETING : 28 OCTOBER 2025)****RECOMMENDATION TO THE COUNCIL:**

1. that the deviations from the procurement processes, approved in terms of the delegated authority for September 2025, **be noted**;
2. that the awards made in terms of Paragraph 17(1)(c), approved in terms of the delegated authority for September 2025, **be noted**; and
3. that the awards made through the Bid Committee system and formal written price quotations for September 2025, **be noted**.

RESPONSIBLE OFFICIAL :**C LE ROUX****TARGET DATE FOR IMPLEMENTATION :****TO BE NOTED**

6.9**SUPPLY CHAIN MANAGEMENT IMPLEMENTATION REPORT – 2024/2025:****1st QUARTER: 01 JULY 2025 TO 30 SEPTEMBER 2025****(ITEM 2 PAGE 45 : FINANCIAL SERVICES PORTFOLIO - MAYORAL COMMITTEE MEETING : 28 OCTOBER 2025)****RECOMMENDATION TO THE COUNCIL:**

that the activities undertaken, and outcomes achieved in the implementation of the Overstrand Municipality's Supply Chain Management Policy for the 1st Quarter of 2025/2026 **be noted**.

RESPONSIBLE OFFICIAL :**C LE ROUX****TARGET DATE FOR IMPLEMENTATION :****TO BE NOTED**

6.10**QUARTERLY BANK ACCOUNT WITHDRAWALS IN TERMS OF SECTION 11(4) OF THE MFMA FOR THE QUARTER ENDED SEPTEMBER 2025****(ITEM 3 PAGE 131 : FINANCIAL SERVICES PORTFOLIO - MAYORAL COMMITTEE MEETING : 28 OCTOBER 2025)****RECOMMENDATION TO THE COUNCIL:**

that the consolidated quarterly report in respect of Bank Account Withdrawals in terms of Section 11(4) of the MFMA for the quarter ended September 2025, **be noted**.

RESPONSIBLE OFFICIAL :**BA KING****TARGET DATE FOR IMPLEMENTATION :****TO BE NOTED**

6.11**BUDGET REPORT AND SERVICE DELIVERY AND BUDGET IMPLEMENTATION PLAN (SDBIP) FOR THE QUARTER ENDED SEPTEMBER 2025****(ITEM 4 PAGE 134 : FINANCIAL SERVICES PORTFOLIO - MAYORAL COMMITTEE MEETING : 28 OCTOBER 2025)****RECOMMENDATION TO THE COUNCIL:**

1. that the budget report and service delivery and budget implementation plan for the quarter ended September 2025, prepared as part of the reporting obligations arising from the Local Government: Municipal Finance Management Act, 2003 and additional information, **be noted**;
2. that the contents of the report for the 1st quarter of the 2025/2026 financial year, on the top level Service Delivery and Budget Implementation Plan and the KPI amendments, **be noted**; and
3. that the revised SDBIP for 2025/2026 **be made public**.

RESPONSIBLE OFFICIALS :**BA KING
RG LOUW****TARGET DATE FOR IMPLEMENTATION :****TO BE NOTED**

7. CONSIDERATION OF REPORTS**7.1**

AMENDMENT OF CONTRACT: SC2183/2021 ULTIMATE PROCUREMENT SOLUTIONS CC T/A ULTIMATE TRAFFIC SOLUTIONS FOR THE INSTALLATION, IMPLEMENTATION, OPERATION, SUPPORT AND MAINTENANCE OF AN ADVANCE TRAFFIC CONTRAVENTION MANAGEMENT SYSTEM FOR A PERIOD ENDING 30 JUNE 2027

R Fraser

Chief: Traffic services

26 September 2025

(028) 313 5096/5095

1. Executive Summary

Overstrand Municipality has an existing contract Ultimate Procurement Solutions CC t/a Ultimate Traffic Solutions for the Installation, Implementation, Operation, Support and Maintenance of an Advanced Traffic Contravention Management System for a period ending 30 June 2027.

2. Service Delivery and Budget Implementation Plan – IGNITE

Directorate: Municipal Public Safety
Law Enforcement, Task Team, K9 and Specialised Services

3. Compliance with Strategic Priority

Provision and maintenance of municipal services

4. Delegated Authority

None

5. Legal Requirements

Local government: Municipal Finance Management Act, 2003(Act56 of 2003).
Overstrand Municipality Supply Chain Management Policy, as amended
Overstrand Municipality Contract Management Policy, as amended
Sec116(3) of the MFMA

6. Background/Discussion/Evaluation/Conclusion**Background**

The Overstrand Traffic Department and the Overstrand Law Enforcement Division are no longer operating under a unified departmental structure within the Municipal Public Safety portfolio. This organizational change necessitates

an amendment to the existing tender to reflect the new operational arrangements.

Under the revised structure, the Traffic and Law Enforcement entities will maintain separate back-office operations to ensure dedicated focus and efficiency within each division. Despite the separation of back-office functions, both entities will continue to utilize the same management systems to ensure seamless data sharing and operational coordination.

Discussion

Additionally, due to the expansion of law enforcement activities and the establishment of a separate premises, there is a requirement for additional licenses for the UPS (Ultimate Procurement Solutions) equipment. These licenses will accommodate the increased number of users on the Law Enforcement side, ensuring full operational capacity and compliance.

This amendment aims to align the tender with the current organisational structure and operational needs of the respective divisions

7. Financial Implications

Source of Funding eg. Capital/Operating Budget Provisions

Unique Key	:20250627057103
Cost Account	:18780200600000
Item Description	: Ultimate Procurement Solutions CC t/a
Ultimate Traffic Solutions	
Budget Provision 2025/2026/2027	: R 253 930.00
Spent to Date/Committed	: R
Balance Available	: R253 930.00
Funds Required *This report)	: R253 930.00

8. Staff Implications

Staff involved in the back-office operations will need comprehensive training on the new system functionalities and protocols.

9. Comments from other Departments, Divisions and Administrations

None

10. Annexures

- Annexure A: Signed Intend to amend
- Annexure B: Motivation for amendment

Annexure C: Advertisement in terms of MFMA Section 116(3)

RECOMMENDATION TO THE COUNCIL:

1. that Council takes cognisance of the reason for the proposed amendment of Contract SC2183/2021 between Overstrand Municipality and Ultimate Procurement Solutions CC t/a Ultimate Traffic Solutions for the Installation, Implementation, Operation, Support and Maintenance of an Advanced Traffic Contravention Management System, in terms of the enabling provisions of Section 116(3) of the Local Government: Municipal Finance management Act 2003 (Act 56 of 2003); and
2. that Council takes cognisance of the fact that no comment on the proposed amendment of the contract was received from any stakeholder and that Council consents to the proposed amendment of Contract SC2183/2021 between Overstrand Municipality and Ultimate Procurement Solutions CC t/A Ultimate Traffic Solutions.

RESPONSIBLE OFFICIAL :

R FRASER

TARGET DATE FOR IMPLEMENTATION :

01 NOVEMBER 2025



OFFICE OF THE DIRECTOR:
MUNICIPAL PUBLIC SAFETY

Enquiries: Johan Du Toit
Date: 22 July 2025

ADDENDUM – INTENT TO AMEND CONTRACT

The parties agree to the following intention to amend the existing contract, SC2183A/2021, with Ultimate Procurement Solutions CC t/a Ultimate Traffic Solutions for the Installation, Implementation, Operation, Support and Maintenance of an Advanced Traffic Contravention Management System, which were signed between them on 16 April 2024. and record this being done freely and willingly, without any coercion whatsoever from any one party:

The parties agree to the amendment of the contract whereby the pricing schedule with specific reference to item 1 "User License (incl. Training)" under the heading Units detail will change from 4 to 8 licenses and the detail under "Price Incl. VAT" will read R507 860.00. Both parties agree that the end date, regarding the abovementioned agreement will remain 30 June 2027 on the same terms and conditions. The parties also agree that the four licenses on the original agreement have already been paid (R253 930.00) as well as the Set up and configuration cost as per item 2 on the pricing schedule. This Set up and Configuration cost will therefore not be paid again with the addition of the 4 licenses under this amendment.

Both parties will be bound to give at least 6 months' prior written notice to terminate this Agreement or any Services to be delivered as provided for in any Service Annexure attached hereto, in the instance of an intent to terminate prior to the end date.

The supplier acknowledges that they do have the capacity to fulfil the obligations as set out in the terms and conditions.

The parties agree that the amendment of the contract is subject to the completion of a Supply Chain Management process, including completing a process as prescribed by section 116(3) of the Municipal Finance Management OR Circular 62 from National Treasury.

Thus, done and signed at BRACKENFELL this 22 day of JULY 2025 in the presence of the undersigned witnesses

for and on behalf of Ultimate Procurement Solutions CC t/a Ultimate Traffic Solutions:
NAME: MAURICE KANWEMEYER Director

WITNESSES:

- 1.
- 2.

Thus, done and signed at this day of 2025 in the presence of the undersigned witnesses

for and on behalf of Overstrand Municipality: Neville Michaels Director: Municipal Public Safety

WITNESSES:

- 1.
- 2.

Memo



DIRECTORATE: MUNICIPAL PUBLIC SAFETY

DIREKTORAAT: MUNISIPALE OPENBARE VEILIGHEID

To : Christo Roets, Manager: Logistics and Contract Administration

From : Johan Du Toit, Chief Law Enforcement

Date : 21 July 2025

RE : Request to Add Additional License and System Setup for Existing Tender: SC2183/2021 Ultimate Traffic Solutions – Section 116 (3)

Dear Sir,

I would like to request the addition of 3 extra license and the necessary system setup to the existing tender, like the setup implemented for the Traffic Department. This will enable us to load our department's fines, as we issue the same traffic fines, ensuring consistency in data management, statistical analysis, and accurate reflection of income.

By integrating these requirements into the current tender, we can avoid the need to draft and process a new tender, thereby saving time and resources.

Should you require further details or clarification, feel free to contact me.

Thank you for your support.

JOHAN DU TOIT
CHIEF: LAW ENFORCEMENT



21_07/2025



Childline South Africa available on different platforms



OVERSTRAND MUNICIPALITY / MUNISIPALITEIT / UMASIPALA

NOTICE IS HEREBY GIVEN that an **ORDINARY MEETING** of the **OVERSTRAND MUNICIPAL COUNCIL** will be held in the **BANQUETING HALL, CIVIC CENTRE, HERMANUS** on **WEDNESDAY, 27 AUGUST 2025** at **10:00**.

KENNIS GESKIED HIERMEE dat 'n **GEWONE VERGADERING** van die **OVERSTRAND MUNISIPALE RAAD** gehou sal word in die **BANKETINGSAAL, BURGERSENTRUM, HERMANUS** op **WOENSDAG, 27 AUGUSTUS 2025** om **10:00**.

OKU KUKWAZISA ukuba **INTLANGANISO YESIQHÉLO** ye**BHUNGA LIKAMASIPALA WE-OVERSTRAND**, iza kuba se e**BANQUETING HALL, KWIZIKO LOLUNDRU, eHERMANUS** u**LWESITHATHU**, Umhla we **27 AGASTI 2025** ngeye-**10:00**.

MUNICIPAL MANAGER / MUNISIPALE BESTUURDER / UMPHATHI KAMASIPALA
NOTICE/KENNISGEWING/ISAZISO 13/8/2025

CALL FOR PROPOSALS FOR FUNDING FOR WATER RELATED COMMUNITY DEVELOPMENT PROJECTS

Are you a registered Non-Governmental Organisation or Non-Profit Organisation, involved in Water Related Community Development Projects?

The Breede-Olifants Catchment Management Agency (BOCMA) is inviting you to apply for funding. For your application to be considered, it should consist of:

- o Application letter.
- o Completed application form; and
- o Relevant supporting documentation.

Information and application forms are available at all the local libraries, on the BOCMA website: www.breedeolifantszema.co.za, and at the offices of the BOCMA at Cnr. Mountain Mill & East Lake Roads, Worcester or 101 York Street, George.

PLEASE NOTE:

- No applications outside of the previous Breede-Gouritz Water Management Area will be considered.
- The BOCMA's Grant Policy does not provide for stipends/salaries/wages. Any application requesting stipends, salaries or wages will not be considered.
- Only WATER RELATED COMMUNITY DEVELOPMENT PROJECTS will be considered.
- The Grant Policy makes provision for financial assistance up to the amount of R200 000 per project per year. For any further enquiries please contact Ms J Le Roux at 023 346 8000.

Closing date for applications: **08 SEPTEMBER 2025**.

Please submit applications to the following addresses:

The Breede-Olifants Catchment Management Agency
Attention: Mr Jan van Staden
Privata Bag X3055
Worcester
6849

Or Hand deliver to Cnr. Mountain Mill & East Lake Roads, Worcester

Or Hand deliver to 101 York Street, George

Or Email to info@bocma.co.za

In the Estate of the Late **ANDRÉ UMBERTO GIOIA, ID 600805 5157 08 2**, of 6 Lumbago Street, Hermanus who died at Onrusrivier on 17 June 2022, never married.

MASTER'S REFERENCE: 14570/2022

The Amended First and Final Liquidation and Distribution Account in the abovementioned estate will lie for inspection at the office of the Master, Cape Town and a copy thereof at the office of the Magistrate, Hermanus for a period of 21 (twenty one) days reckoned as from FRIDAY, 22 AUGUST 2025

GUTHRIE & THERON ATTORNEYS, JA DU TOIT, EXECUTOR
77 MAIN ROAD, HERMANUS
REF: JA/T/DG/0296



ESTATE NOTICE

IN THE ESTATE LATE

JACOBUS JOHANNES PIENAAR BOTHA, IDENTITY NUMBER: 430222 5067 087
113 DE VILLIERS STREET, SANDBAAI AND WHO DIED ON 17 APRIL 2025
ESTATE NUMBER: 013935/2025

All persons having claims against the above-mentioned Estate are required to lodge their claims with the undersigned within 30 days after the date of publication hereof.

VAN DYK SAAYMAN ATTORNEYS,
RM VAN DYK, EXECUTOR
93 MAIN ROAD SANDBAAI, 7200
TEL: 028 313 1050 /
REF: RVD/MP/VL0773



ESTATE LATE

Estate Late **PIETER JOHANNES DU PREEZ, ID no. 6008215016087**, of 31 Lobelia Street, Berghof Estate, Onrusrivier, Hermanus.

Master's Office: Cape Town.
Estate no. 5270/2020

Notice is hereby given in terms of Section 35(5) of Act 66 of 1965 that copies of the First and Final Liquidation and Distribution Account in the above-mentioned estate will lie open for inspection at the Office of the Master in Cape Town, and the Magistrate's Office in Hermanus, for a period of 21 days from the date of publication hereof. If no objections are received by the relevant Master within the said period, the Executor will proceed with the payments in accordance with the accounts.

DE WET BESTER, GOOD STEWARD CONSULTING,
15 Akademie Street,
Dan Pienaar,
Bloemfontein.
Tel: 072 601 6015,
Email: dewet@thegoodsteward.co.za

In the estate of the late **ELIZABETH JOHANNA GROENEWALD**
Identity Number: **364005 0065 08 1**
of: **79 JAN VAN RIEBEECK CRESCENT, SANDBAAI, HERMANUS, 7201**
Estate Number: **25166/2024**

The First and Final Liquidation and Distribution Account in the above estate shall lie for inspection for a period of 21 (twenty-one) days from the 22ND of AUGUST 2025 in the office of the Master of the Western Cape High Court, CAPE TOWN and in the office of the Magistrate HERMANUS. Should no objections against the account be received by the relevant Master in the above period, the estate will be distributed according to the account.

CJ Bierman
Vorster en Steyn
PO Box 500
HERMANUS
7200

In the estate of the late: **MAGARETHA WHITELEY**
Date of birth: **14 FEBRUARY 1957**
Identity Number: **570214 0057 08 0**
of: **5 NAUTILUS STREET, BETTY'S BAY, 7141**
and surviving spouse: **JOHN HENRY WHITELEY**
Identity Number: **551013 5141 88 6**
who were married in community of property to each other
Estate Number: **17668/2025**
Date of death: **23 JUNE 2025**

Debtors and Creditors in the above Estate are hereby required to file their claims with and pay their debts at the undersigned within 30 days of the 22ND of AUGUST 2025.

JH Whiteley (Executor)
Vorster en Steyn
PO Box 500
HERMANUS
7200

LOST OR DESTROYED DEED

Notice is hereby given in terms of regulation 68 of the Deeds Registries Act, 1937, of the intention to apply for the issue of a certified copy of Deed of Transfer No T23758/2010

passed by **DESHELF 26 CC**
REGISTRATION NUMBER **2003/924228/23**

in favour of **CINDY STEYN**
IDENTITY NUMBER **6418290012061**
UNMARRIED

in respect of the following property:

ERF 2763 SANDBAAI
SITUATED IN THE OVERSTRAND MUNICIPALITY
DIVISION CALEDON
PROVINCE WESTERN CAPE

IN EXTENT 375 (THREE HUNDRED AND SEVENTY FIVE) Square metres
which has been lost or destroyed.

All interested persons having objection to the issue of such copy are hereby required to lodge the same in writing with the Registrar of Deeds: Western Cape at Cape Town on 021 464 7600 or lodge in writing at Floor 4, Reception Desk, 2 Riebeck Street, Foreshore, Cape Town, within two weeks from the date of the publication of this notice.

Dated at Hermanus on 12 August 2025.

APPLICANT ON BEHALF OF PURCHASER
VORSTER & STEYN ATTORNEYS HERMANUS
carmen@vorsteyn.co.za PH. 828 313 0633
MITCHELL HOUSE
16 MITCHELL STREET
HERMANUS
7200

supa quick

more than tyre experts

JOB OPPORTUNITY FOR A WHEEL ALIGNMENT TECHNICIAN

A well-established tyre and tread business based in Hermanus, Western Cape, is looking to employ a skilled and motivated Wheel Alignment Technician to join their team.

Job Details

- Position: Wheel Alignment & Suspension Technician
- Location: Hermanus, Western Cape
- Employment Type: Permanent (subject to a 3-month probation)
- Reports to: Owner and Managers
- Salary: Market-related (with benefits)
- Sector: Automotive / Tyre & Suspension Services

Candidate minimum requirements:

- Previous wheel alignment experience
- Proven suspension knowledge and experience
- Valid driver's license
- Strong technical knowledge and attention to detail
- Must be hard-working, self-motivated, and trustworthy
- Excellent problem-solving skills
- Observant
- Must be able to work weekends

Should you meet the above requirements, please apply along with a detailed copy of your CV to manager@hermanustyres.co.za.

If you have not received a response within two weeks, your application was most likely unsuccessful.

OVERSTRAND MUNICIPALITY	OVERSTRAND-MUNISIPALITEIT	UMASIPALA WASE-OVERSTRAND
<p>NOTICE IN TERMS OF SECTION 114(3) OF THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (ACT 56 OF 2003) FOR THE PROPOSED AMENDMENT OF THE EXISTING AGREEMENT WITH:</p> <p>ULTIMATE PROCUREMENT SOLUTIONS CC T/A ULTIMATE TRAFFIC SOLUTIONS VIR SC2183A/2021: INSTALLATION, IMPLEMENTATION, OPERATION, SUPPORT AND MAINTENANCE OF AN ADVANCED TRAFFIC CONTRAVENTION MANAGEMENT SYSTEM</p> <p>Notice is hereby given in terms of Section 116 (3) (a) and (b) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) that it is the intention of the Overstrand Municipality to amend the existing contracts with Ultimate Procurement Solutions CC t/a Ultimate Traffic Solutions to provide for the extension of the agreement for a period ending 30 June 2027.</p> <p>Notice is hereby further given in terms of Section 21 and 21A of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) that the local community and affected parties are invited to submit comments or representations on the proposed amendments of the agreements. Such comments or representations must be submitted by not later than Friday, 12 September 2025 at 12:00.</p> <p>Comments or representations must be submitted in a sealed envelope clearly endorsed SC2183A/2021: INSTALLATION, IMPLEMENTATION, OPERATION, SUPPORT AND MAINTENANCE OF AN ADVANCED TRAFFIC CONTRAVENTION MANAGEMENT SYSTEM and deposited in Tender Box no. 7.</p> <p>All submissions must be addressed to: The Municipal Manager Tender box no 7 Overstrand Municipality Magnolia Avenue Hermanus 7200</p> <p>Persons who are physical disabled or who cannot read or write but wish to participate in the process, may during office hours to the Municipal Offices, Magnolia Avenue, Hermanus where a staff member will assist that person to transcribe that person's comments or representations.</p>	<p>KENNISGEWING INGEVOLGE ARTIKEL 116(3) VAN DIE WET OP PLAASLIKE REGERING: MUNISIPALE FINANSIELE BESTUUR, 2003 (WET 56 VAN 2003) VIR DIE VOORGESTELDE WYSGING VAN DIE BESTAANDE OOREENKOMS MET:</p> <p>ULTIMATE PROCUREMENT SOLUTIONS CC T/A ULTIMATE TRAFFIC SOLUTIONS VIR SC2183A/2021: INSTALLERING, IMPLEMENTERING, BEDRYF, ONDERSTEUNING EN INSTANDHOUDING VAN 'N GEVOERDERDE VERKEERSOORTREDINGS-BESTUURSTELSEL</p> <p>Kennis geskied hiermee ingevolge artikel 116 (3) (a) en (b) van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 (Wet 56 van 2003) dat dit is die intensie van die Overstrand Munisipaliteit om die bestaande ooreenkoms te wysig met Ultimate Procurement Solutions CC t/a Ultimate Traffic Solutions om voorsiening te maak vir die uitbreiding van die ooreenkoms vir 'n periode wat eindig op 30 Junie 2027.</p> <p>Kennis word hiermee verder ingevolge Artikel 21 en 21A van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) gegee dat die plaaslike gemeenskap en gestruktureerde partye uitgenooi word om kommentaar of vertoë oor die voorgestelde wysiging van die ooreenkoms te lê. Sodanige kommentaar of vertoë moet teen nêr later as Vrydag, 12 September 2025 om 12:00 ingedien word.</p> <p>Kommentaar of vertoë moet ingedien word in 'n versieëde kovert wat duidelik gemerk is SC2183A/2021: INSTALLERING, IMPLEMENTERING, BEDRYF, ONDERSTEUNING EN INSTANDHOUDING VAN 'N GEVOERDERDE VERKEERSOORTREDINGSBESTUURSTELSEL en geplaas word in Tenderbox nr. 7.</p> <p>Alle voorlêers moet gerig word aan: Die Munisipale Bestuurder Tenderbox no 7 Overstrand Munisipaliteit Magnolia Avenue Hermanus 7200</p> <p>Personne wat fisies gestremde is of wat nie kan lees of skryf nie, maar aan die proses wil deelneem, kan gedurende kantoorure na die Munisipale Kantoor, Magnolia Avenue, Hermanus kom waar 'n personeelslid daarde persoon kan help om kommentaar of vertoë af te skryf.</p>	<p>ISAZISO NGOKWECANDELO LE-116(3) LORHLULUMENTE WEEDOLOPHU: UMTHETHO YOLAWULO LWEEZIZALALI KANASIPALA, 2003 (UMTHETHO 56 KA-2003) NGISILUNGIWELO ESICETIYWEYO SEZIVUHELWANO EZIKHOYO NE:</p> <p>I- ULTIMATE PROCUREMENT SOLUTIONS CC T/A ULTIMATE TRAFFIC SOLUTIONS VIR SC2183A/2021: UKUKAFKWA, UKUSETYENZISWA, UKUKUSENZA, INKXASO NOKULONDOLOZWA KWENKQUBO YOLAWULO LWEZITHATHI EZIPHAMBILI</p> <p>Izaziso sibanziwekama ngokwecandelo le-116 (3) (a) kunye no- (b) kuRuhumuntse weNinging: umthetho yolawulo lwembali kaMasipala, ka-2003 (umthetho wama-56 ka-2003) ukuba yingqobo kaMasipala waseOverstrand ukulungisa izimveliso ezikhoyo ngokulula kumthetho weProcurement Solutions CC t/a Ultimate Traffic Solutions Bonisela ngokwaziwano lwesivumelano besiba aphiela ngowama-30 kweyeSithathu ngowama-2027.</p> <p>Izaziso sibanziwekama ngokwecandelo le-116 (3) (a) kunye nama-21A kuRuhumuntse weNinging: umthetho yolawulo lwembali kaMasipala, ka-2000 (umthetho wama-32 ka-2000) sokuba uluntu lwasekufanele kunye namaphela achaphazelayo bayaminywa ukuba bangenise izimvo okanye inkcazo malunga nokwaziwano ezicetywayo zezimveliso. Ezo zimvo okanye iziphambili mazinigeniswe uqinisekisa ngokwaziwano, we-11 Eyophambili 2025 ngo-12:00.</p> <p>Izimvo okanye iziphambili mazinigeniswe kwimvelulo ukufanele ezicetywayo angabiniswe SC2183A/2021: UKUKAFKWA UKUSETYENZISWA, UKUKUSENZA, INKXASO NOKULONDOLOZWA KWENKQUBO YOLAWULO LWEZITHATHI EZIPHAMBILI yeThenda 7.</p> <p>Zonke izicelo kufanele zibizanyiswe: Umphathi kaMasipala Ibhokisi yethenda engumbono 7 uMasipala waseOverstrand Magnolia Avenue Hermanus 7200</p> <p>Abantu abalububazelayo okanye abangabazayo ukufanele okanye ukufanele bangenisa ukufanele inkcazo lule nkqubo, banokuba ngamaphela omsebenzi kwi-Ofisi zikaMasipala, iMagnolia Avenue, eHermanus apho umsebenzi uya kunceda lolo mntu ukuba zibale phantsi izimvo okanye izimvo zakhe.</p>

7.2**WRITING OFF OF 2024/25 NON-TECHNICAL WATER AND ELECTRICITY LOSSES****S Müller****Chief Engineer: Infrastructure Services****13 October 2025****(028) 313 8019**

1. Executive Summary

National Treasury issued guidelines (MFMA Circular No. 70, December 2013) on how to deal with non-revenue water and electricity. Annexure B of Circular No. 70 provides guidance on the accounting treatment of non-technical losses and mentions that a council resolution is required to write off the losses. The purpose with this report is to obtain Council's approval for writing off the water and electricity losses for 2024/25.

2. Service Delivery and Budget Implementation Plan - IGNITE

Directorate Financial Services
Division Financial Accounting

3. Compliance with Strategic Priorities

Provision of democratic, accountable, and ethical governance
Provision and maintenance of municipal services

4. Delegated Authority

None

5. Legal Requirements

Local Government: Municipal Finance Management Act, Act 56 of 2003

6. Background/Discussion/Evaluation/Conclusion**Background**

National Treasury issued guidelines (MFMA Circular No. 70, December 2013) on how to deal with non-revenue water and electricity. Annexure B of the Circular provides guidance on the accounting treatment of non-technical losses and mentions that a council resolution is required to write off the losses.

Discussion

Losses occur in every water and electricity distribution system. Losses are divided into technical losses and non-technical losses. Technical losses are authorised, unmetered uses, or unavoidable internal system losses, whereas non-technical losses are unauthorised, unmetered uses and avoidable system losses.

In the case of electricity:

- Technical losses are losses caused by the physical properties of the components of the power system. The most obvious example is the power lost in the distribution lines and transformers due to unavoidable internal electrical resistance,
- Non-technical losses are losses caused by illegal connections, inaccurate meters, incorrect meter readings, incorrect billing, etc.

In the case of water:

- Technical losses are losses caused by unmetered, authorised water uses such as firefighting, cleaning of reservoirs, and flushing of pipelines;
- Non-technical losses are losses caused by leaks, pipe bursts, illegal connections, inaccurate meters, incorrect meter readings, incorrect billing, etc.

Evaluation

Electricity (refer to Annexure A for details)

The Municipality purchased 244 705 802 kWh of energy from Eskom during the period under review (1 July 2024 to 30 June 2025) at a total cost of R379 634 819.84. The unit cost of electricity is therefore R1.551392802 per kWh. A further 492 221 units were supplied by SSEG's, for a total bulk supply of 245 198 024 units.

During the same period, the Municipality sold 227 723 567 kWh of energy to its customers. This equated to a total loss of 17 474 457 kWh (7.13%). The National Treasury norm for electricity losses is between 7% and 10%. It is estimated that the technical electrical losses for the entire Overstrand system is 5.0%.

The non-technical losses are therefore 2.127%, or 5 214 556 kWh. At a unit cost of R1.551392802 / kWh this equates to an amount of R8 089 824.33.

Water (refer to Annexure B for details)

The Municipality produced 9 175 753 kl of potable water during the period under review (1 July 2024 to 30 June 2025).

During the same period, the Municipality sold 6 311 868 kl of potable water to its customers. This equated to a total loss of 2 863 885 kl. The technical water losses were calculated to be 97 202 kl (1.06%).

The non-technical losses are therefore 30.15% or 2 766 683 kl, and this equates to an amount of R6 736 805.99. The National Treasury norm for water losses is between 15% and 30%, while the average for the country is 47%.

7. Financial Implications

None (disclosed in the notes to the Annual Financial Statements)

8. Staff Implications

None

9. Comments from other Departments, Divisions and Administrations

None

10. Annexures

Annexure A: Details of Electricity Losses

Annexure B: Details of Water Losses

RECOMMENDATION TO THE COUNCIL:

1. that the non-technical electricity losses to the value of R8 089 824.33 for the 2024/25 financial year be written off; and
2. that the non-technical water losses to the value of R6 736 805.99 for the 2024/25 financial year be written off.

RESPONSIBLE OFFICIAL :

BA KING

TARGET DATE FOR IMPLEMENTATION :

1 NOVEMBER 2025

Annexure A.1 Electricity Losses

2024/2025 MONTHLY TOTALS	TOTAL UNITS	ADMIN CHARGES	2024/2025 TOTAL	R'VALUE OF UNITS
JULY	22 635 223	9 928 557.42	62 856 114.50	52 927 557.08
AUGUST	21 034 725	9 511 019.02	56 591 531.82	47 080 512.80
SEPTEMBER	20 225 972	9 266 006.53	35 540 982.03	26 274 975.50
OCTOBER	19 915 691	9 057 077.15	35 404 011.54	26 346 934.39
NOVEMBER	19 227 431	9 035 323.89	34 062 664.74	25 027 340.85
DECEMBER	21 173 737	9 341 074.42	35 963 212.15	26 622 137.73
JANUARY	20 527 489	9 181 185.00	35 892 961.50	26 711 776.50
FEBRUARY	17 884 392	9 243 341.12	32 798 692.43	23 555 351.31
MARCH	20 306 858	9 730 154.26	35 724 972.03	25 994 817.77
APRIL	20 607 234	9 487 879.22	35 749 566.73	26 261 687.51
MAY	20 879 911	9 861 036.70	37 197 257.38	27 336 220.68
JUNE	20 287 139	9 336 838.28	54 832 345.99	45 495 507.71
TOTAL	244 705 802	112 979 493.00	492 614 312.84	379 634 819.84

1.551392802

Annexure A.2 Electricity Losses

TOTAL for OVERSTRAND												
Total Metered	13 639 225	13 137 908	12 772 561	12 340 545	11 878 445	11 572 816	13 272 956	12 024 490	11 255 977	12 164 927	12 809 362	12 403 035
Total Streetlights	157 402	157 402	157 402	157 402	157 402	157 402	157 402	157 402	157 402	157 402	157 402	157 402
Total Pys - paid	6 640 769	6 538 378	6 248 798	6 227 320	5 986 809	6 741 037	6 473 611	5 728 658	6 350 245	6 392 249	6 446 471	6 791 191
Total Consumption	20 437 396	19 830 688	19 178 721	18 729 267	18 022 456	18 471 255	19 903 969	17 910 650	17 763 624	18 714 578	19 413 235	19 951 628
SEES	13 519	9 812	20 215	27 988	61 419	58 854	91 247	81 115	43 255	34 875	31 301	18 921
ESKOA	22 639 223	21 034 725	20 225 972	19 915 691	19 227 431	21 173 737	20 527 489	17 884 392	20 306 888	20 607 235	20 879 911	20 287 139
Electricity Losses	2 211 346	1 213 549	1 067 466	1 218 412	1 266 194	2 761 336	714 767	54 957	2 586 489	1 927 532	1 497 977	954 432
% Electricity Losses	9.76%	6.17%	5.27%	6.11%	6.99%	13.91%	3.47%	0.31%	12.71%	9.34%	7.10%	4.70%
221 890 055	224 480 186	225 567 397	227 156 463	227 365 553	228 172 494	228 172 494	228 728 201	228 944 000	229 546 577	229 086 650	228 821 606	227 723 567
240 427 834	241 566 442	244 063 490	244 084 500	245 750 498	246 004 683	246 004 683	246 787 598	247 582 485	247 519 031	247 117 707	246 456 811	249 198 054
18 937 779	17 086 256	18 496 093	16 928 037	18 384 945	17 832 189	18 059 397	18 638 485	18 638 485	17 972 454	18 031 057	17 635 305	17 474 457
7.71%	7.07%	7.58%	6.94%	7.48%	7.25%	7.34%	7.34%	7.51%	7.26%	7.30%	7.16%	7.13%

12 Month rolling average %

Annexure B: Water Losses

Overstrand Municipality Water Distribution Losses 2024/2025 per Distribution Area

Water Scheme	Bulk Water per Town and Scheme	Water Metered (excl Grey & Raw water)	Total Losses per Town	Operational (technical) Losses	Water Metered plus Operational (technical) Losses	Non-Technical Water Losses	Cost per Kℓ Purified	Cost of Non-Technical Water Losses	Cost of Tech Water Losses	Cost of Gen Water Losses	Total Cost of Bulk Water
	Kℓ	Kℓ	Kℓ	Kl	Kℓ	Kℓ	R	R	R	R	R
Water: Kleinmond	1 015 122	582 020	433 102	47 487	629 507	385 615	R 1.53	R 588 448.49	R 72 465.16	R 660 913.65	R 1 549 076.17
Water: Buffelsrivier	766 084	480 113	285 971	0	480 113	285 971	R 2.01	R 575 373.65	R 0.00	R 575 373.65	R 1 541 361.01
Water: Hermanus: Conventional WTW	3 259 113	2 379 272	879 841	35 442	2 414 714	844 399	R 0.45	R 382 512.73	R 16 055.23	R 398 567.95	R 1 476 378.19
Biofiltration WTW	929 171	678 329	250 842	5 922	684 251	244 920	R 1.21	R 295 618.54	R 7 147.85	R 302 766.40	R 1 121 509.40
Gateway Well Field	925 796	675 865	249 931	5 228	681 093	244 703	R 11.14	R 2 725 256.85	R 58 224.24	R 2 783 481.09	R 10 310 590.05
Greater Hermanus Total	5 114 080	3 733 466	1 380 614	46 592	3 780 058	1 334 022		R 3 403 388.12	R 81 427.32	R 3 484 815.44	R 12 908 477.64
Water: Stanford	515 262	304 346	210 916	400	304 746	210 516	R 1.03	R 215 778.90	R 410.00	R 216 188.90	R 528 143.55
Water: Franskraal	1 241 140	1 076 547	164 593	2 045	1 078 592	162 548	R 8.79	R 1 428 309.28	R 17 969.42	R 1 446 278.69	R 10 905 897.18
De Kelders	334 693		334 693	479	479	334 214	R 0.88	R 294 776.75	R 422.48	R 295 199.23	R 295 199.23
Greater Gonsbaal Total	1 575 833	1 076 547	499 286	2 524	1 079 071	496 762		R 1 723 086.02	R 18 391.89	R 1 741 477.92	R 11 201 096.41
Water: Baardskeersbos	19 507	12 736	6 771	120	12 856	6 651	R 16.96	R 112 820.91	R 2 035.56	R 114 856.47	R 330 897.24
Water: Buffeljagsbaai	8 020	2 553	5 467	0	2 553	5 467	R 0.00	R 0.00	R 0.00	R 0.00	R 0.00
Water: Pearly Beach	161 845	120 087	41 758	79	120 166	41 679	R 2.83	R 117 909.89	R 223.49	R 118 133.38	R 457 859.51
Overstrand Totals	9 175 753	6 311 868	2 863 885	97 202	6 409 070	2 766 683		R 6 736 805.99	R 174 953.42	R 6 911 759.42	R 28 516 911.52
Total / General water losses	31.21%	2 863 885	6 911 759.42								
Operational / Technical Losses	1.06%	97 202	174 953.42								
Non- / Non-technical water losses	30.15%	2 766 683	6 736 805.99								

7.3**CLOSING OF MUNICIPAL OFFICES : DECEMBER 2025/JANUARY 2026****H van Tonder
1 October 2025****Manager : Administrative Support Services****(028) 313 8037**

1. Executive Summary

The purpose of the report is to obtain approval from Council for the early closing of the municipal offices on 24 and 31 December 2025, as well as the closing of offices on 2 January 2026.

2. Service Delivery and Budget Implementation Plan Reference - IGNITE

Not applicable

3. Compliance with Strategic Priority

Provision of democratic, accountable and ethical governance

4. Delegated Authority

None

5. Legal Requirements

None

6. Discussion

It is proposed that all the municipal offices, **excluding essential services, be closed as from 13:00 for the general public on Wednesday, 24 December 2025**, as well as on **Wednesday, 31 December 2025**. It is further proposed that the municipal offices, **excluding essential services, be closed on Friday, 2 January 2026** and will reopen at 07:45 on Monday, 5 January 2026.

7. Financial Implications

None

8. Staff Implications

None

9. Comments from other Departments, Divisions and Administrations

None

10. Annexures

None

RECOMMENDATION TO THE COUNCIL:

1. that the municipal offices in the Overstrand area, including libraries but excluding other essential services, **be closed as from 13:00 on Wednesday, 24 December 2025 and Wednesday, 31 December 2025;**
2. that the municipal offices in the Overstrand area, including libraries but excluding other essential services, **be closed on Friday, 2 January 2026;**
3. that the public and personnel be informed timeously and in an appropriate way, of the arrangements in 1 and 2 above; and
4. that **cognisance be taken** that normal business will continue on **Monday, 5 January 2026 at 07:45** and that a **Special Council Meeting** will take place on **Wednesday, 28 January 2026** as per the 2026 meeting schedule already distributed.

RESPONSIBLE OFFICIAL :**H VAN TONDER****TARGET DATE FOR IMPLEMENTATION :****1 NOVEMBER 2025**

7.4**RECESS: DECEMBER 2025/JANUARY 2026****H van Tonder
1 October 2025****Manager : Administrative Support Services****(028) 313 8037**

1. Executive Summary

The purpose of the report is to obtain confirmation of Council's recess from 8 December 2025 (**at closing of business**) to 18 January 2026 and related matters.

2. Service Delivery and Budget Implementation Plan Reference - IGNITE

Not applicable

3. Compliance with Strategic Priority

Provision of democratic, accountable and ethical governance

4. Delegated Authority

None

5. Legal Requirements

- Constitution of the Republic of South Africa, 1996 (Constitution)
- Local Government: Municipal Structures Act, 1998 (Act 117 of 1998) (Structures Act)
- Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) (Systems Act)
- Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) [MFMA]

6. Discussion

Section 18(2) of the Structures Act provides that a Municipal Council must meet at least quarterly.

Item 4 of the Code of Conduct for Councillors (Schedule 7 to the Structures Act) provides that a Councillor must attend each meeting of the Municipal Council and of a committee of which that Councillor is a member. Apart from the aforesaid, Overstrand Municipality's By-Law on Rules of Order for Internal Arrangements also addresses this matter. Should Council resolve to go into recess **on 8 December 2025 to 18 January 2026 (including the latter)**, such

a resolution will have no effect on Council's legal responsibility to meet at least quarterly.

During the proposed recess, all urgent matters shall be dealt with by the Executive Mayor in consultation with the Municipal Manager, except those reserved in terms of the provisions of Section 160(2) of the Constitution and Section 59 (1) (a) of the Systems Act for full Council.

7. Financial Implications

None

8. Staff Implications

None

9. Comments from other Departments, Divisions and Administrations

None

10. Annexures

None

RECOMMENDATION TO THE COUNCIL:

1. that Council consider a period of recess, ie **8 December 2025 to 18 January 2026 (the latter included)**;
2. that, during the period of recess, all urgent matters / emergency situations be dealt with by the Executive Mayor in consultation with the Municipal Manager, except those reserved by law for full Council; and
3. that it be noted that a **Special Council Meeting** will be held on **Wednesday, 28 January 2026 at 10:00**.

RESPONSIBLE OFFICIAL :

H VAN TONDER

IMPLEMENTATION DATE :

1 NOVEMBER 2025

7.5 CONFERRING OF ALDERMANSHIP

H van Tonder
8 October 2025

Manager : Administrative Support Services

028 313 -8037

1. Executive Summary

The purpose of this report is to inform Council that, in terms of the approved criteria for conferring of Aldermanship, Cllr Archie Klaas qualifies for this title and to therefore request Council to consider the awarding of the title to aforementioned Councillor.

2. Service Delivery and Budget Implementation Plan - IGNITE

Not applicable

3. Compliance with Strategic Priority

Provision of democratic, accountable and ethical governance

4. Delegated Authority

None

5. Legal Requirements

Criteria accepted by the Council on 29 June 2005 for awarding aldermanship to councillors.

6. Discussion

Council adopted the criteria for awarding aldermanship to councillors, as follows:

- “1. that the concept of awarding aldermanship/alderladyship to councillors in acknowledgement of services rendered, **be recognised by Council**, and
2. that the following criteria **be accepted** by the Overstrand Municipality for awarding aldermanship/alderladyship to councillors : -
 - 2.1 a councillor who served as mayor for a full term (5 years);

- 2.2 a councillor who served as Speaker, Deputy Mayor or as member of the Mayoral Committee (initially the Executive Committee) of the same municipality for two consecutive terms (10 years);
- 2.3 a councillor who obtained a minimum of fifteen points serving for the same municipality, or twenty points serving for more than one municipality, on the following scale : -
- ONE point for each year serving as Councillor. PLUS;
- TWO additional points for each year serving as Mayor in a previous municipality or in the same municipality if a full term of five years was not completed;
- ONE additional point for each year serving as Speaker, Member of an Executive/Mayoral Committee or serving as Deputy Mayor in a previous municipality or the same municipality if two full terms were not completed;
- ONE additional point for each year serving as Chairperson of a Ward Committee or a standing committee in the previous dispensation;
- ONE additional point for each year representing a Municipality on a District Municipality;
- TWO additional points for each year serving in a District Municipality as Mayor;
- ONE additional point for each year serving in a District Municipality as member of the Mayoral Committee, Speaker or Executive/Mayoral Committee;
3. that all service in a municipality that formed part of the Overstrand Municipality when the amalgamation took place, be regarded as service in the same municipality.”

The available service record of the councillor was checked and the points were calculated as per the attached table (Annexure A).

7. Financial Implications

None

8. Staff Implications

None

9. Comments from other Departments, Divisions and Administrations

None

10. Annexures

Annexure A : Evaluation of Aldermanship : Score Sheet

RECOMMENDATION TO THE COUNCIL:

that aldermanship **be conferred** upon **Councillor A Klaas** in acknowledgement for services rendered by him to the community.

RESPONSIBLE OFFICIAL :

S SWART

TARGET DATE FOR IMPLEMENTATION :

29 OCTOBER 2025

7.6**OMBUDSMAN COMMITTEE****Dr D O'Neill**
20 October 2025**Municipal Manager****(028) 313 8003**

1. Executive Summary

The purpose of this report is to afford Council an opportunity to rescind a council resolution to establish an Ombudsman Committee in terms of sections 33 and 79 of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998).

2. Service Delivery and Budget Implementation Plan - IGNITE

Directorate Corporate Services

3. Compliance with Strategic Priority

Provision of democratic, accountable and ethical governance

4. Delegated Authority

None

5. Legal Requirements

Constitution of the Republic of South Africa 1996 ("The Constitution")
Local Government: Municipal Systems Act, 2000 (Act 32 of 2000)
Local Government : Municipal Structures Act, 1998 (Act 117 of 1998)

6. Background/Discussion/Evaluation/Conclusion

An Ombudsman Committee was established by Council in October 2021, based on the following:

Constitution of the Committee

Council may establish a Committee in terms of Section 79 of the Local Government: Municipal Structures Act 117 of 1998, to be called the Ombudsman. Council must appoint the Chairperson and two other non-executive councillors to investigate matters referred to it by the Executive Mayor. In terms of Section 160(8) of the Constitution of the Republic of South Africa 1996, the members of the Committee must be fairly representative of the parties and interests reflected in Council.

Delegation

Council must delegate functions to the Committee, specifically to gather information and conduct a preliminary investigation into matters referred to it by the Executive Mayor and thereafter to report to Council as to what it has done pertaining to the instruction received by the Executive Mayor, by means of a recommendation. The final decision will rest with Council.

Advisory Members

Council may authorise the Committee to co-opt advisory members who are not members of Council. Such co-option to be done in consultation with the Municipal Manager.

The procedure to be followed

- The Ombudsman must have a discretion to adopt its own procedure. Notwithstanding the aforesaid the procedure should at all times be lawful, reasonable and fair and should therefore at least consist of that which follows below.
 - The Mayor forward a complaint to the Chairperson of the Ombudsman together with all information obtained.
 - The Chairperson call the committee together to consider the complaint and information obtained.
 - The Ombudsman consider in the first instance whether the information is sufficient to decide the issue, alternatively whether there are factual disputes which should be amplified by oral evidence.
 - The Ombudsman consider in the second instance whether it is necessary to co-opt advisory members.
 - If the information is sufficient to decide the issue, then the Ombudsman may decide the issue and make a written recommendation to Council supported by sound reasons.
 - If the information is insufficient, and/or there are factual disputes and/or it is necessary to co-opt advisory members, then the Ombudsman must stand down to a further date in order for the Municipal Manager to appoint the advisory members and to arrange a date for the complainant and members of the administration to appear before the Ombudsman.
 - On the further date both parties must be afforded an opportunity to place evidence before the Ombudsman. The members of the Ombudsman must be afforded the opportunity to ask questions of clarity.
 - After all the evidence was gathered [on documents and oral representation] the Ombudsman must come to its decision by means of a written recommendation to Council.

Administrative Support

The Municipal Manager must ensure that the Ombudsman have sufficient administrative support in order to do their work.

Timeframes

The timeframes within which each matter is to be dealt with fall within the discretion of the Chairperson of the Ombudsman. Notwithstanding the aforesaid each dispute must be dealt with expeditiously.

Council, at its special meeting held on 13 October 2021, resolved as follows:

“RESOLVED (SUPPORTED BY 24 COUNCILLORS):

1. that a committee be established in terms of Section 79 of the Local Government: Municipal Structures Act 117 of 1998, to be called the Ombudsman;
2. that the Speaker **be appointed** as the Chairperson and Cllrs V Pungupungu and R Nutt as the non-executive councillors;
3. that the Ombudsman be tasked to investigate complaints from members of the public referred to it by the Executive Mayor and to make a recommendation to Council;
4. that the Ombudsman be authorised to co-opt advisory members in consultation with the Municipal Manager;
5. that the Ombudsman determine its own procedure, which must at all times adhere to the Rules of Natural Justice;
6. that matters be dealt with expeditiously; and
7. that it be noted that, in the cases of complaints against a municipal services account, any punitive actions must be kept in abeyance until such time as the Ombudsman has delivered its recommendation to Council and Council has taken a decision thereon.”

7. Financial Implications

None

8. Staff Implications

None

9. Comments from other Departments, Divisions and Administrations

N/A

10. Annexures

None

RECOMMENDATION TO THE COUNCIL:

that Council's decision dated 13 October 2021 to establish an Ombudsman Committee, **be rescinded**.

RESPONSIBLE OFFICIAL :**DR D O'NEILL****TARGET DATE FOR IMPLEMENTATION :****IMMEDIATELY**

7.7**WRITING OFF OF IRRECOVERABLE DEBT**

This item is distributed under separate cover.

In terms of Section 20(1) of the Local Government: Municipal Systems Act, No 32 of 2000, read with Rule 17 of the Overstrand Municipality's By-law on Rules of Order for Internal Arrangements, this item must be considered "in committee".

7.8

ERF 2549 ONRUSTRIVIER: DEVIATION FROM THE ADMINISTRATION OF IMMOVABLE PROPERTY POLICY OF 2015 – HERMANUS COUNTRY KIDS**A Le Roux
20 October 2025****Divisional Manager: Property Management****(028) 316 5623**

1. Executive Summary

To obtain approval from Council for the deviation from paragraph 18 of the Administration of Immovable Property Policy (as approved by Council on 25 November 2015) allowing the Municipality to enter into a direct lease agreement with Hermanus Country Kids in respect of for the lease of Erf 2549 Onrustrivier (hereinafter referred to as the "Property") to continue their service as an Early Childhood Development Centre, Pre-Primary and Aftercare Centre, for a period of 2 (TWO) years, from 1 January 2026, without following a competitive process.

See locality map attached marked Annexure "A".

2. Service Delivery and Budget Implementation Plan - IGNITE

Directorate: Planning and Development
Property Management

3. Compliance with Strategic Priorities

Provision of democratic, accountable and ethical governance
Creation and maintenance of a safe and healthy environment
Promotion of tourism, economic and social development

4. Delegated Authority

None

5. Legal Requirements

- Administration of Immovable Property Policy of the Overstrand Municipality (2015).
- Local Government: Municipal Finance Management Act, 2003 Municipal Asset Transfer Regulations, 2008 (No R. 878 of 2008).

6. Background/Discussion/Evaluation/Conclusion

Background/Discussion

Hermanus Country Kids is a registered and well-established Early Childhood Development (ECD) centre and Afterschool facility which has been serving the community for the past 18 years from a private property situated at 13 Fourie Street, Westcliff, Hermanus (see locality map and photos attached marked Annexure "B") by means of a private lease agreement from where the ECD and Afterschool facility is currently managed.

Hermanus Country Kids, hereinafter referred to as "the Applicant", approached the Municipality requesting urgent assistance in securing alternative premises due to the termination of their current lease agreement, effective 15 December 2025. They have indicated that they require a new premises by 1 September 2025 to allow adequate time for relocation and operational continuity, with a proposed lease period commencing on 1 January 2026. The premises they are currently leasing has been sold, and, despite an extensive search, they were not able to secure a new premises. If no alternative is available, this well-run and established ECD and Aftercare Facility will have to close its doors, which will also have the effect of job losses. Currently the Applicant has 64 preschool and 18 afterschool children attending the facility. See letter attached marked Annexure "C".

After various discussions, it was recommended that the possibility of making Erf 2549 Onrustrivier available as an interim measure and to afford them more time to find alternative accommodation, be investigated.

Erf 2549 Onrustrivier, hereinafter referred to as "the Property", is zoned for community purposes, making it suitable for an ECD, and has thus been identified as a possible property to lease to the Applicant for a temporary period. The locality map is attached as "Annexure B".

The Property is currently registered in the name of the Provincial Government Western Cape. The Property was used as a satellite clinic and is currently vacant and unused. Following an intergovernmental dispute (as the Municipality also administrating to Property in the past), a motivation was sent to the Provincial Government to transfer the Property to the Municipality at a nominal amount or no price. As directed by the Provincial Government as per the outcome of the intergovernmental dispute, a restriction must be registered against the title deed, if the alienation is approved, that it may only be used for community purposes, under which an ECD can be accommodated. The deed of donation has been finalised and signed by the Municipality, and we are waiting Provincial Government to countersign it on approval of the alienation by Cabinet. There is currently no timeline available for this process to be finalised.

On advice from the Provincial Government, taking into consideration the urgency of the matter and the imminent closure of the Applicant, a Power of attorney to obtain earlier occupation was provided to the Municipality. It has been signed and returned. The Municipality is currently waiting for the signed document. According to this power of attorney, as drafted by Provincial Government, the early occupation is only given for the Property to be used for Community and related purposes.

While the long-term use of the Property for community purposes remains under consideration, the Property is currently unutilized and can accommodate a temporary lease without prejudice to future planning decisions. A temporary lease will ensure a presence on the Property, discouraging any vandalism to the Property and lessen the burden on the Provincial Government with regards to the security services currently present at the Property. In this regard it must be mentioned that there has been vandalism at the Property previously which was reported to the Provincial Government Western Cape as owner of the Property. As the Property will soon be transferred to the Municipality it will be to our advantage that the Property be occupied while the future planned use of the Property is investigated and considered, to prevent further vandalism. As it is uncertain when the process will be finalised and we have no certainty as to when a competitive bidding can be commenced with for the lease of the Property, a temporary lease will be beneficial as the Property will be occupied while the Municipality finalises its investigation and processes.

As Schedule 4 Part B of the Constitution of the Republic of South Africa determines that municipalities are responsible for the provision of childcare facilities, the temporary lease of the Property to the Applicant for the management of an ECD and Aftercare facility is in line with this specific responsibility. Mr Smit, Special Projects Officer of the Overstrand Municipality, indicated recently the following in a report to Council:

“According to the Overstrand’s Overall Risk Register generated on 5 September 2023, “Insufficient number of childcare / partial care facilities in Overstrand” is listed as one of the high operational risks for Overstrand, with an inherent risk rating of 70 and a residual risk rating of 63, which is above the risk appetite of 40. On 22 October 2024 Internal Audit Services (IAS) submitted a Consulting Service report in respect of “Insufficient number of childcare / partial care facilities in Overstrand”. Based on the work performed by IAS, the report concluded that: “...the insufficient number of childcare / partial care facilities in Overstrand is a reality which requires concerted efforts between the municipality and the relevant National and / or Provincial government departments to be addressed”.”

The imminent closure of this established, registered ECD will increase the above risk. Furthermore, an investigation done by the Municipality’s Internal Auditors, shows that there are no ECD’s in the Onrus/Vermont area, despite

the need that exists. Most parents currently drive to Sandbaai/Hermanus where the nearest ECD's are.

Evaluation

The following paragraphs of the Administration of Immovable Property Policy are applicable:

Paragraph 4: “No application for the purchase, lease of or encroachment on immovable property (save for the instances mentioned in paragraphs 58 to 62 and 64.1 below) shall be processed unless the prescribed application fee as per tariff approved in the annual budget for that financial year has been paid, nor shall any proposed lease or encroachment (save for the instances mentioned in paragraphs 58 to 62 and 64.1 below) be advertised unless the applicant has confirmed, in writing, that he/she will bear all costs involved in such transaction including - but not limited to - legal, survey, re-zoning, sub-division, consolidations, advertisement, relocation or provision of services and, where applicable, a deposit as per prescribed rate to cover incidental costs has been paid.”

Should the application be supported the approval will be subject to the payment of the application fee and completion of the application form.

Paragraph 17: “Taking into consideration the nature and duration of the lease to be entered into, the leasing of immovable property may be affected by means of either:

17.1 a competitive process, which may include a closed or public tender or proposal call, specifically in circumstances listed in paragraph 18 below; or

17.2 a direct lease.”

Paragraph 18: “A competitive process must at all times be followed in circumstances where:

18.1 the lease is for a long term with an income value in excess of R10 million;

18.2 the lease is for a formal business premises with a market related rental;

18.3 more than one party, in discretion of the municipality, is interested in the lease of the subject property; and/or

18.4 by discretion of the municipality, a competitive process will best serve the interests of the community.”

The application is only for a temporary period of 2 (TWO) years at the tariff approved for the lease of municipal land to Social Care Institutions / Registered Organisations / NPO's / PBO's / Sport facilities / Community organisations (per month) of R191.30 (ONE HUNDRED AND NINETY-ONE RAND AND THIRTY

CENTS) (VAT Excl.) for the 2025/2026 financial year. It is thus a short-term lease. The Property is zoned Community Zone 1: Community Facilities

Several applications and interest have been received for the lease of the Property during the past two years, and the interested parties were informed that a competitive process must be followed once the Property is transferred to the Municipality. At that stage, the current urgent need of the Applicant did not exist. The majority of the interest received and enquiries from the public is for the use of the Property for school purposes (i.e. ECD, home-base schooling, training, etc.) and church purposes. It will be in the best interest of both the community and the Municipality if a proper public participation process is followed before the Municipality continues with any competitive bidding process to ensure that any future proposed lease is in line with the zoning of the Property and in the best interest of the community as a whole.

The following written interests in the Property were received (others were discussions in meetings and walk-in clients, mostly indicating that the need for a school/ECD exist):

1. Applicant: Ms M Krüger

Purpose: Community Hub of Onrus. This was motivated as follows:

“Here are some of the activities we are ready to host in the old school building for starters:

1. *Morning crèche (One can also have afternoon workshops for mothers with Aftercare right next door.)*
2. *Art workshops*
3. *Robotics*
4. *Book club*
5. *Gardening*
6. *School holiday Programmes*

We plan to collaborate with other existing institutions like the Overstrand Learning Hub and Whale Coast Conservation.”

Ms Krüger also requested that the municipality give her occupation before transfer of the Property to start the proposed activities. It was not supported as there was no urgent need at that time for the Municipality to request earlier occupation.

2. Applicant: Ms J Flint

Purpose: School. The application read as follows:

“Angelique and I would like to find out what the official process would be to reappropriate the building for use as a school. With increasing families

semi-grating to the Overberg, traffic from Fisherhaven, Vermont & Onrus to Hermanus is increasing daily as parents take their children to school there.

Our solution for the community to ease the flow of traffic and provide commute relief for many families is to start a school here.”

3. Applicant: Ms C Gabb & Ms Thornton (obo a community-run Section 21 company to be identified)

Purpose: Museum/Heritage Hub. She has registered this on the IDP for Ward 13, Priority 14 (last), it was supported by the previous Executive Mayor in a letter of support. Ms Gabb has submitted the following with regards to the Property:

Initial request: She wants to start a museum in Onrus for art and culture/history.

Subsequent request:

“We envisage a Heritage Hub for the community, by the community, bringing together a synergy of culture, community, history and environment. A place where people will gather to learn, to share, to dream, to solve problems, to be creative, to socialise and support one another. We imagine a living museum that honours the past and offers inspiration for the future.

With this in mind we hereby request the transfer of Erf 2549 to the Overstrand Municipality. We propose that members of the community would take custodianship of the property via a long term lease with the Municipality in order to drive the upkeep, preservation and development of the property.

We have the support of the broader community through the Ward Committee, as well as strong support from our Mayor Dr Annelie Rabie, business owners, artists, authors and other members of the public. We have presented our ideas to Min Anroux Marais and Min Tertius Simmers, from whom we got positive feedback.

There are two buildings on the property, one of which is a national heritage building, built in 1932 as the first school in Onrus. The school closed in 1981 and the building is currently in a state of disrepair and requires ongoing maintenance, which would be possible for us to arrange. We are concerned about the land standing empty as vagrancy, vandalism and illegal dumping are ongoing problems with this erf and we are thus eager to expedite the process before the existing infrastructure deteriorates any further and the property starts looking even more unkempt.

We believe that this property can be put to much better use in a way that will retain and conserve it's historical value while enhancing the charm of the area, and the lives of the community."

Motivation received:

We are writing to propose an exciting and transformative project for our community of Onrus. We envision the establishment of a Heritage Hub - a Cultural Centre - that will not only preserve our rich heritage but also serve as a dynamic space for learning, creativity, and social engagement for the wider Hermanus community. We believe that this project will have a positive impact on the Onrus community, both culturally and economically.

Location:

Our proposed Heritage Hub would be located on Erf 2549, at the corner of Roos, Douglas, and Demper Streets in Onrus. This Provincial property currently consists of two buildings - a heritage building constructed in 1932 as the first permanent school in Onrus and a prefab house previously used as a clinic. The heritage building, which holds historical value, has been left neglected and is in a state of disrepair. We aim to take custodianship, restore and revitalize this building, preserving its charm and contributing to the overall streetscape of the area.

Community Needs:

Onrus and its surrounding areas have experienced a significant influx of new residents in recent years, including individuals who have migrated from Gauteng and KZN. However, many of these newcomers are unaware of the rich cultural history that our town holds. We believe it is crucial to educate and inspire both residents and visitors about the notable authors, artists, musicians and filmmakers who have contributed to our community's heritage.

Furthermore, our community organisations lack a dedicated venue for meetings and storing equipment. The absence of a central community space limits our ability to collaborate and showcase the talents and achievements of our residents.

A possible coffee shop within this community centre could act as a convenient meeting spot for various groups, clubs and organisations. It would offer a neutral and inclusive location for community members to hold meetings, discussions, workshops and other events. This would help promote civic engagement, collaboration and the exchange of ideas.

The Heritage Hub would contribute to the town's overall sense of identity and character. It would become a recognizable symbol of community spirit and a place where locals and visitors could learn about and experience

the unique atmosphere of our town. It would add vibrancy and create a sense of pride amongst the residents.

Project Objectives:

Preserving Heritage: Our Heritage Hub will honor the immense contributions of authors, artists, musicians and filmmakers who have called Onrus their home. We will curate collections, including books, artwork, and historical artifacts, that will be accessible to the public and locals alike. The proposed Heritage Hub aims to be a centre of excellence to showcase, preserve and promote our rich cultural heritage. We imagine a living museum to safeguard our cultural assets, artifacts, historical documents and intangible heritage.

Community Engagement: The Heritage Hub will serve as a gathering place for residents, tourists, researchers and enthusiasts alike, fostering a sense of unity and belonging and creating a vibrant cultural ecosystem that celebrates our past while driving the future. It will provide a venue for meetings, workshops, art classes, and other educational and cultural activities for people of all ages. We envision a vibrant community space, hosting events, performances and festivals that celebrate our cultural heritage. It will provide a platform for local artists, artisans and community organisations.

Education and awareness: Through interactive exhibits, educational programs and workshops, the Heritage Hub will educate visitors about the cultural significance of Onrus, fostering a deeper understanding and appreciation of our heritage. It will be a hub of knowledge, encouraging research and providing resources for students, researchers and scholars. With digital technologies, the Heritage Hub could tap into and have digital links to university research, offering the potential for enhanced accessibility to research collaboration and educational opportunities. By combining the expertise of university researchers, and the resources of the Heritage Hub, it would become possible to unlock new knowledge and make it accessible to a much larger audience.

Tourism Promotion: Our town has immense potential for cultural and literary tourism. The Heritage Hub will become a central information hub for tourists, showcasing the works of local artists and authors and promoting local businesses. The Heritage Hub will become a landmark and must-visit destination, contributing to the branding and positioning of Onrus as a cultural hotspot.

Infrastructure Improvement: By restoring the neglected heritage building and utilizing the surrounding property, we will transform the area, making it more aesthetically pleasing and secure. This will discourage vagrancy and illegal activities, improving the overall appearance and safety of our community.

Support and Partnerships:

We are delighted to share that our project has garnered strong support from various stakeholders. The Ward Committee, Mayor Dr. Annelie Rabie, and local businesses, artists, and authors have expressed their enthusiasm and willingness to contribute to the success of the Heritage Hub. We have also received positive feedback from Ministers Anroux Marais and Tertuis Simmers, who recognize the significance and potential of our initiative.

The project has already begun to receive contributions. Donations of art from the family of Maxie Steytler and Tertia Knaap, who operated St Luke's Art School in Riverside Lane, demonstrates the community's willingness to contribute to the preservation of Onrus's heritage. Furthermore, we have been fortunate to receive a tape cassette containing recordings of Uys Krige reading his poetry. This valuable resource will contribute to the documentation and preservation of our literary heritage.

The early support, donations and resources receive indicate a promising start of the Heritage Hub project. With the involvement of the community we are well positioned to succeed in our mission of preserving and celebrating our cultural heritage.

Why Onrus?

Onrus has a rich literary and artistic history, making it an ideal location for a Heritage Hub. Influential writers like Sestigers Jan Rabie, Etienne Leroux, André P Brink, Ingrid Jonker, Breyten Breytenbach, Elsa Joubert, Chris Barnard, Jack Cope, as well as Uys Krige, Wilbur Smith, Doris Lessing and others who lived or had strong associations with Onrus, confirms the area's significance as a literary hub.

Similarly, the artists legacy includes notable names such as Cecil Higgs, Marjorie Wallace, Gregoire Boonzaaier, Audrey Fourie, Bill Davis, and many artists still live here, including Hennie Niemann Jnr and Angela Keys.

Why Now?

Preserving this cultural heritage becomes increasingly important as time passes. Every day that goes by, there is a risk of losing items of interest, stories and memories associated with Onrus's literary and artistic history. By establishing a Heritage Hub / Community Centre, we can put out an official call for contributions that can be preserved for future generations.

The centre would provide a centralized space to collect, document and showcase information about the literary works, artwork, photographs, newspaper clippings and other historical materials relating to our heritage. By acting promptly, we can ensure that these stories are not lost forever,

and create a platform to share and celebrate the rich legacy of Onrus residents.

Conclusion:

The Heritage Hub is an ambitious project that will celebrate our community's rich heritage, and make it accessible to the wider community. It will engage residents in cultural activities, and attract tourists to our town. With your support and permission, we can create a vibrant and inclusive space where creativity thrives, history is preserved, and the community is united.

We kindly request the transfer of ownership of Erf 2549 to the Overstrand Municipality, and we propose a long-term lease arrangement with a community-run Section 21 company to ensure the property's maintenance, preservation, and development.

As passionate residents and advocates for preserving our cultural heritage, we firmly believe that this initiative will not only enrich our community, but also contribute to the sustainable and economic growth of Onrus.

By embracing and celebrating our past, we can build a stronger future together.

Ms Gabb & Ms Thornton also requested early occupation or that the Provincial Government enters into an agreement them.

Although they have indicated that it is envisaged to be a heritage hub for the community, Ms Gabb indicated in a meeting that they would like to also have a coffee shop, possible gallery, etc. on the Property. As there will be a restriction on the use of the Property, the use thereof for business purposes cannot be supported. A museum on its own will also not be viable. The motivation will however be circulated to the relevant internal departments for guidance and advice as to what will be permitted. At this stage, it is registered on the IDP as the last priority for the Ward, although the section 21 company has not been identified yet.

4. Applicant: Ms M de Klerk

Purpose: Khula skool. The application read as follows:

“Ek is deel van 'n groep ouers, spesialiste en beleggers wat 'n Khula skool in die Overstrand wil oopmaak. Die konsep agter Khula is 'n skool wat fokus om kinders wat nie 100% in die hoofstroom skole pas nie te akkomodeer. Dit is 'n plek waar ons dieselfde CAPS en CambriLearn kurrikulum volg, maar met akkomodasie vir die verskillende behoeftes van die kinders. Hierdie kinders is kinders wat op die spektrum is, maar wel in

hoofstroom skole kan funksioneer, maar net daai 1 of 2 stappe agter is en met bietjie hulp en leiding hulle weer reg kan kry om terug hoofstroom toe te gaan.

Op hierdie stadium van die projek is ons opsoek na 'n gepaste venue en wil weet of ons dalk na die gebou in Roos straat in Onrus kan kom kyk vir die moontlikheid van huur om so 'n skool te begin.”

It is translated roughly as follows:

“I am part of a group of parents, specialists and investors who want to open a Khula school in the Overstrand. The concept behind Khula is a school that focuses on accommodating children who do not fit 100% into mainstream schools. It is a place where we follow the same CAPS and CambriLearn curriculum, but with accommodation for the different needs of the children. These children are children who are on the spectrum, but can function in mainstream schools, but are only 1 or 2 steps behind and with a little help and guidance they can manage to go back to the mainstream.

At this stage of the project we are looking for a suitable venue and would like to know if we can come and look at the building in Roos Street in Onrus for the possibility of renting to start such a school.”

Further discussion of current need and desirability

Although it was made clear to the interested parties that a competitive process will be followed, we did not foresee the possibility of a well-run, registered ECD being forced to close with no space for the kids in other ECD's, thus this must be dealt with as an exception. It is submitted that the following compelling reasons support a direct temporary lease to the Applicant for the temporary period of two years while the Municipality evaluates all interests in the Property, decides on the best use for the Property and finalises the process to be followed, all pending the transfer of the Property:

- a) **Established and reputable ECD provider:** The Applicant has been operating for over 18 years and is widely recognised for its high-quality, inclusive approach to early childhood development and aftercare services. Among the applications received the Applicant is the only facility that is already established and has been operational for many years. The other applicants are not established yet and/or the use of the Property by them must still be funded.
- b) **Urgency and community impact:** Their need is time-sensitive due to an imminent loss of their current premises, which could otherwise disrupt education for dozens of local children. The Applicant has already contacted the other established ECD's in Hermanus and surrounds who

indicated that they do not have openings for the approximately 64 pre-school and 18 aftercare children should the Applicant close down, these children will thus have nowhere to go and many parents will have a problem of where their children can be accommodated in order for them to be able to go to work.

- c) **Strong local support:** Several comprehensive letters of recommendation from parents underscore the school's importance to the local community and the wonderful work that they do with the children attending the ECD.
- d) **Strategic location:** A significant portion of their parent community resides in Hermanus, Onrustvriër and Vermont, ensuring continuity and convenience for local families. The size of the Property will allow the Applicant to make clear distinction between the pre-school children and the aftercare children.
- e) **Ability to repair the Property:** The Applicant has viewed the Property to establish whether it meets their need. They have indicated that the state of the buildings is of such a nature that they can repair and upgrade it for the intended use as an Early Childhood Development Centre, Pre-Primary and Aftercare Centre. They have the means as well as assistance from the parents (who are amongst other builders, contractors, etc.) to attend to the necessary.

There is a dire need overall for an ECD/Aftercare Facility to be formalised in Ward 13, although not specifically listed in the IDP as a priority. This was most probably not listed as the Municipality does not have community zoned properties available in Ward 13 (hence the application for Erf 2549 HON to the Provincial Government).

The request is thus to deviate from paragraph 18 of the Administration of Immovable Property Policy, in order to enter into a short-term lease agreement with the Applicant.

Paragraph 20.1: *"The Municipality may grant a short-term lease of municipal immovable property up to three years without the option of renewal only after the Accounting Officer has approved the lease in principle."*

The proposed lease is only for a temporary period of 2 (TWO) years. The Municipal Manager approved the short-term lease, subject to Council approving the deviation. The Municipal Manager also approved the request that the Applicant be given early occupation to repair the damages to the Property and to make it compliant with legislation for the intended purposes. It is envisaged that occupation will be given on 1 November 2025.

Paragraph 26: “In cases where a rental amount has been approved in the annual budget of the Municipality for certain types of leases and encroachments, the approved amount will be used for purposes of determining the rental amount.”

The approved tariff for the 2025/2026 financial year for the lease of municipal property to registered Social Care Institutions/Organisations/NPO’s/PBO’s/Sport facilities is R191.30 (ONE HUNDRED AND NINETY-ONE RAND AND THIRTY CENTS) (VAT Excluded) per month.

Conclusion

Taking the above into consideration, it is recommended that Council approves the deviation from paragraph 18 of the Administration of Immoveable Property Policy in order to lease the Property to the Applicant for a short-term period of 2 (TWO) years without following a competitive process.

7. Financial Implications

The Municipality stands to gain rental in the amount of R191.30 (ONE HUNDRED AND NINETY-ONE RAND THIRTY CENTS) (VAT excluded) per month for the 2025/2026 financial year, where after the rental amount will escalate annually in terms of the approved tariffs as stipulated in the Annual budget as approved by Council. All expenses pertaining to the proposed lease will be borne by the Applicant.

8. Staff Implications

None

9. Comments from other Departments, Divisions and Administrations

Socio Economic Officer (Socio Economic Projects): Mr G Smit

“There is a general and significant shortage of ECD facilities in the Overstrand. The insufficient number of childcare / partial care facilities in the Overstrand has also been registered on the municipality’s Overall Risk Register as one of the high operational risks facing the municipality. Internal Audit Services performed a consulting service in respect of this risk and confirmed in an internal memorandum dated 22 October 2024, that the insufficiency of childcare / partial care facilities is a reality. Country Kids is well established; has been providing quality registered Early Childhood Development services to children since 2007; and they also provide an after-school service. Considering that this is an essential service for young children and their parents that is in scarce supply, we fully support the proposal to enable Hermanus Country Kids to continue their service as an Early Childhood Development Centre, Pre-Primary and Aftercare Centre.”

10. Annexures

- Annexure A: Current facility
- Annexure B: Locality Map
- Annexure C: Application of Hermanus Country Kids

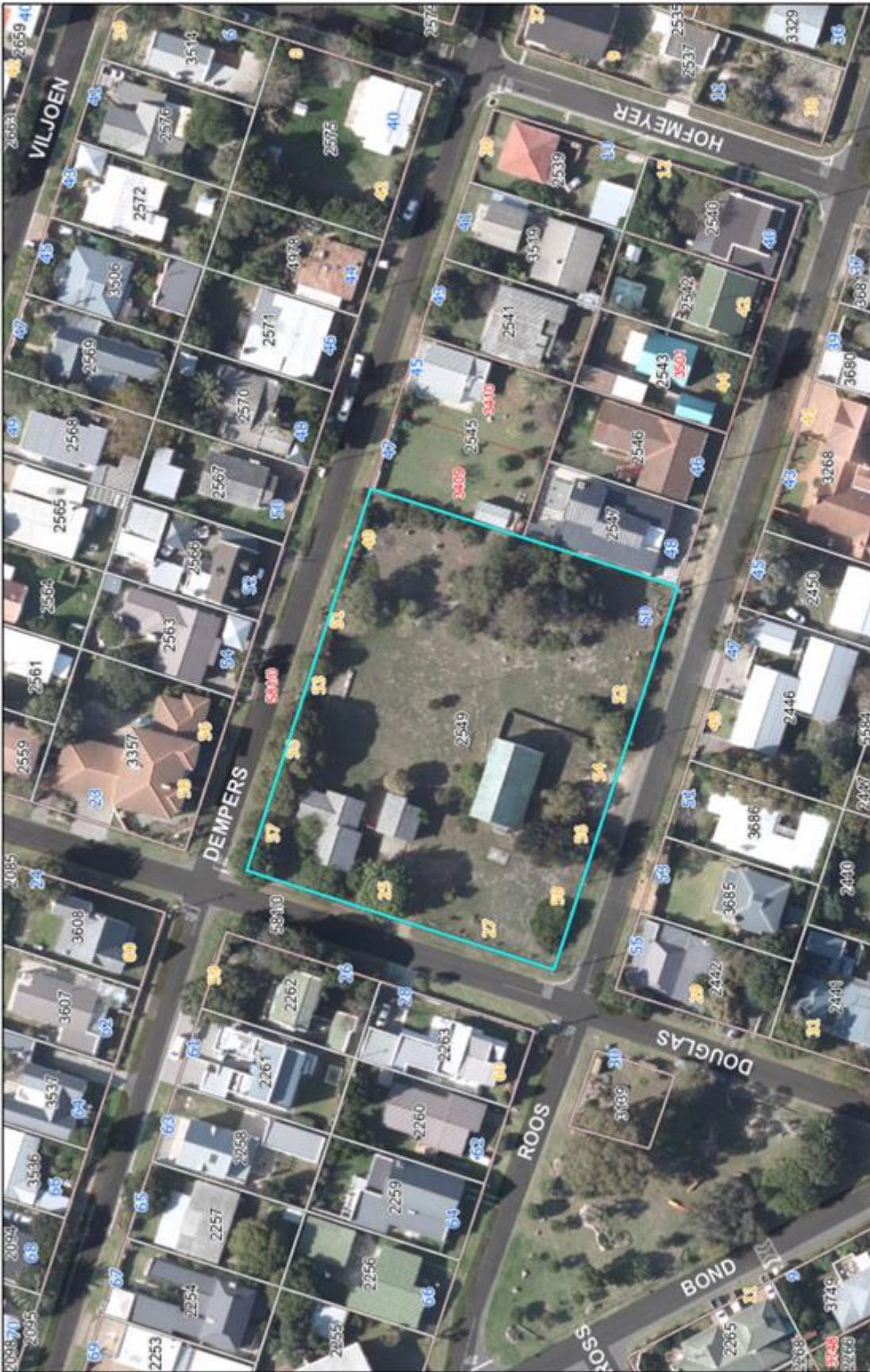
RECOMMENDATION TO THE COUNCIL:

1. that the deviation from paragraph 18 of the Administration of Immovable Property Policy in order to lease Erf 2549 Onrustrivier to Hermanus Country Kids (Early Childhood Development Centre, Pre-Primary and Aftercare Centre) for a period of 2 (TWO) years without following a competitive process, **be approved**; and
2. that the above approval is subject to the Provincial Department of Infrastructure issuing the power of attorney for occupation of Erf 2549 Onrustrivier pending the transfer of the property to Overstrand Municipality.

RESPONSIBLE OFFICIAL :**A LE ROUX****TARGET DATE FOR IMPLEMENTATION :****3 NOVEMBER 2025****TARGET DATE TO INFORM APPLICANT :****3 NOVEMBER 2025**

Current facility





Melinda Stoddart

Hermanus Country Kids

13 Fourie Street

Westcliff

Hermanus

7200

17 March 2025

Attention: Ald Annelie Rabie

Overstrand Municipality

P O Box 20

Hermanus

7200

Urgent Appeal

Possible Closure of Hermanus Country Kids Preschool due to sale of property

Dear Ms Rabie

We are writing to seek your urgent assistance regarding the possible closure of Hermanus Country Kids, a beloved institution that has served our community for 18 years. The preschool is at risk due to the pending sale of the property for R6 million—an amount our small, family-orientated preschool simply cannot afford.

Over the years, Hermanus Country Kids has played a vital role in shaping young minds, producing high-calibre students who have gone on to become leaders, academic achievers, and sports stars in our local schools. Beyond its educational impact, our preschool employs 11 dedicated staff members who are not just employees but family, committed to nurturing and educating our children. We have 60 preschool children and 18 aftercare children which we collect from Hermanus Primary School daily, ranging from Grade 1 to Grade 4. We assist them doing homework with 4 qualified teachers each day.

With the rapid influx of families moving into our area, the demand for quality early childhood education is growing daily. Unfortunately, our town does not have enough preschools to accommodate all the children, and despite reaching out to other schools, none are able to take in our students should we be forced to close. The closure of our school would leave a significant gap in early childhood education and have devastating consequences for the families who rely on it.

How can a small, family-orientated preschool that has had such a profoundly positive impact on our community be allowed to close due to circumstances beyond our control?

Over the years we have been to Hanneen van der Stoep (Town Planning) requesting assistance. We have asked that we relocate our school to the old Fire Station opposite the Hermanus Primary School, however this has always been up for tender / auction.

We urge you to intervene and explore solutions to keep Hermanus Country Kids open — whether through municipal support, community partnerships, or alternative funding avenues. Your immediate attention to this matter would be greatly appreciated, and we would welcome the opportunity to discuss potential ways forward.

Thank you for your time, consideration, and commitment to the future of our community's children.

Kind regards,

Melinda Stoddart

Principal and Owner



8. URGENT MATTERS SUBMITTED BY THE MUNICIPAL MANAGER (IF ANY)

9. CONSIDERATION OF NOTICES OF MOTIONS / QUESTIONS

At the time of the closing of the agenda, no notices of motions/questions were received.

10. CONSIDERATION OF MOTIONS OF EXIGENCY (IF ANY)