

**11.
ESTABLISHMENT OF LOCAL DRUG ACTION COMMITTEE**

12/2/3/1

G Smit

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Manager: Social Development

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1. Executive Summary

The Prevention of and Treatment of Substance Abuse Act, No. 70 of 2008 (hereafter the Act) determines that a municipality must establish a Local Drug Action Committee (hereafter the LDAC) to represent the municipality and to give effect to the Mini Drug Master Plan.

The Overstrand Municipality had a committee in place but became non-functional due to poor attendance, dwindling interest and long distances to meetings. Furthermore, the appointment term of these members who were appointed on 1 May 2017 to 1 May 2022.

The municipality must duly consider the LDAC functions and required membership as prescribed by the Act to establishing a new LDAC.

2. Service Delivery and Budget Implementation Plan - IGNITE

Local Economic, Social Development and Tourism
Social Development

3. Compliance with Strategic Priorities

Provision and maintenance of municipal services
Creation and maintenance of a safe and healthy environment
The encouragement of structured community participation in the matters of the municipality
Promotion of tourism, economic and social development

4. Delegated Authority

None

5. Legal Requirements

Prevention of and Treatment of of Substance Abuse Act, No. 70 of 2008

6. Discussion/Evaluation/Conclusion

Discussion

Section 61 of the Act, prescribes the following **functions** for a Local Drug Action Committees must:

- “(a) ensure that effect is given to the National Drug Master Plan (NDMP) in the relevant municipality;
- (b) **compile an action plan** to combat substance abuse in the relevant municipality in cooperation with provincial and local governments;
- (c) ensure that its **action plan is in line with the priorities and the objectives of the integrated Mini Drug Master Plan** and that it is aligned with the strategies of government departments;
- (d) **implement its action plans**;
- (e) annually provide a **report** to the relevant Provincial Substance Abuse Forum concerning actions, progress, problems and other related events in its area (quarterly reports must be submitted to the Provincial Substance Abuse Forum, as well as an Annual Report. These reports are submitted to the Western Cape Premier before being submitted to the Central Drug Authority); and
- (f) **provide such information** as may from time to time be required by (CDA).”

To establish a LDAC, Section 60 of the Act prescribes the following composition of the committee:

“The Local Drug Action Committee must consist of interested persons and stakeholders **who are involved in organisations dealing with the combating of substance abuse in the municipality**... The members of the Local Drug Action Committee must be appointed by the Mayor of the municipality and must consist of:

- (a) officials from government departments represented at local level;
- (b) a member of the South African Police Service nominated by the local police station Commissioner;
- (c) a correctional official nominated by the area Commissioner of Correctional Services ;
- (d) a representative from an educational institution in the area nominated by the Mayor of the relevant local municipality;
- (e) a representative from prevention, treatment and aftercare services within the municipality nominated by the Mayor of the relevant municipality;
- (f) a representative from the local health authority nominated by the Mayor of the relevant municipality;
- (g) a representative of the local business sector nominated by the Mayor of the relevant municipality;
- (h) a legal professional from the local community nominated by the Regional head of the Department of Justice and Constitutional Development; and
- (i) a representative from the local traditional authority.” (Not applicable to Overstrand)

It is recommended that a representative from each of the area based drug action committees be included in the LDAC. The LDAC is a centralised structure that is necessarily limited in size, but it also has limited reach and influence in the various areas of the Overstrand (for example there are only two recognised organisations in the Overstrand that fall in the category “... prevention, treatment and aftercare services within the municipality...”).

Substance abuse on the other hand is a societal problem that requires the involvement of as many local stakeholders as possible to oversee and champion the implementation of programmes. Area based committees can include as many stakeholders as is reasonable and practical. Area based committees must be established in Gansbaai, Stanford, Zwelihle, Mount Pleasant, Hawston and Kleinmond.

Section 60 further prescribes the following additional matters to the LDAC:

- “(4) A Local Drug Action Committee must designate a member of the committee as a chairperson of that committee.*
- (5) The provincial coordinator from the Department must assist in the development of these structures.*
- (6) The Local Drug Action Committee may co-opt additional members with special skills, expertise, as and when required.*
- (7) A Local Drug Action Committee must be linked to the Provincial Substance Abuse forums at local government level.*
- (8) The municipality in which a Local Drug Action Committee is situated must, from moneys appropriated by the municipality for the purpose, provide financial support to the local drug action committee”*

The National Drug Master Plan 2019-2024 further notes that it is the collective responsibility among departments to capacitate LDAC's and not the sole responsibility of municipalities.

7. Financial Implications

Sufficient budget is available for related costs to the municipality's legislative responsibilities.

8. Staff Implications

None

9. Comments from other Departments, Divisions and Administrations

None

10. Annexures

Annexure A: Nominations and recommendations for appointment of a Overstrand LDAC

RECOMMENDATION TO THE COUNCIL:

1. that the establishment of a Overstrand Local Drug Action Committee **be noted**;
2. that the Executive Mayor considers the role, functions and recommendations for the LDAC and duly **nominate and appoint representatives for a period of 5 years**, not exceeding the term of office of Council

RESPONSIBLE OFFICIAL :**G SMIT****TARGET DATE FOR IMPLEMENTATION :****30 SEPTEMBER 2022**

**NOMINATIONS AND RECOMMENDATIONS FOR APPOINTMENT OF A
OVERSTRAND LDAC**

REPRESENTATIVES	NOMINATED BY	RECOMMENDED
Officials from government departments represented at local level ;	Mayor	<ul style="list-style-type: none"> • Environmental Health (co-opt) • Department of Social Development Gansbaai • Department of Social Development Hermanus • Overstrand Municipality: <ul style="list-style-type: none"> - Protection Services - Social Development - Local Economic Development - Infrastructure and planning - Sports and Recreation
Member of the South African Police Service	Local Police Station Commissioner	
Correctional official	Commissioner of Correctional Services (P Waggenstroem)	
Representative from an educational institution in the area	Mayor	
Representative from prevention, treatment and aftercare services within municipality	Mayor	<ul style="list-style-type: none"> • Blompark Ikamva • Hawston Health and Welfare Organisation • Sustainable Futures Trust
Representative from the local health authority	Mayor	<ul style="list-style-type: none"> • Sr Gerty Smith • Provincial Hospital Hermanus – Social Worker
Representative of the local business sector	Mayor	
Legal professional from the local community	Regional Head of the Department of Justice and Constitutional Development	
Representative from the local traditional authority	Not Applicable	
Representative from area based drug action committee	Area based drug action committee	Gansbaai, Stanford, Zwelihle, Mount Pleasant, Hawston, Kleinmond