



**MINUTES OF A SPECIAL COUNCIL MEETING OF THE SWARTLAND MUNICIPAL COUNCIL HELD
IN THE COUNCIL CHAMBER, MALMESBURY ON WEDNESDAY, 11 DECEMBER 2024 AT 12:00**

PRESENT:

Speaker, ald M A Rangasamy
Executive Mayor, ald J H Cleophas
Executive Deputy Mayor, cllr J M de Beer

COUNCILLORS:

Bess, D G (DA)	Papier, J R (GOOD)
Booyesen, A M (VF+)	Pypers, D C (DA)
Fortuin, C (ANC)	Smit, N (DA)
Gaika, M F (EFF)	Van Essen, T (DA)
Jooste, R J (DA)	Vermeulen, G (VF+)
Le Minnie, I S (DA)	Warnick, A K (DA)
Nel, M (DA)	White, G E (PA)
Ngozi, M (ANC)	Williams, A M (DA)
O'Kennedy, E C (DA)	

Officials:

Municipal Manager, mr J J Scholtz
Director: Civil Engineering Services, mr L D Zikmann
Director: Protection Services, mr P A C Humphreys
Director: Electrical Engineering Services, mr T Möller
Director: Corporate Services, ms M S Terblanche
Director: Development Services, ms J S Krieger
Senior Manager: Budget Office, ms H Papier
Manager: Secretariat and Records, ms N Brand

1. OPENING

The Speaker welcomed the Executive Mayor, lady councillors, aldermen, councillors and officials.

The Director: Protection Services opened the meeting with scripture reading and prayer at the invitation of the Speaker.

2. LEAVE OF ABSENCE

Leave of absence was granted to cllrs C Pieters, B J Penxa and P E Soldaka.

3. MATTERS FOR DISCUSSION

3.1 REGULATION OF HOME SHOPS (SPAZA SHOPS) (1/1)

The number of deaths among children from foodborne illnesses caused by poor food safety practices and hygiene by owners of *Spaza Shops* needed urgent action. Accordingly, on 15 November 2024, the President requested that all *Spaza Shops* must be registered within 21 days and a National Disaster was declared on 19 November 2024.

3.1/...

The Ministry of Small Business Development established a central liaison point to coordinate the registration of *Spaza Shops*. A JOC (Joint Operation Centre) was established at local level with representatives from the Municipality, West Coast District Municipality (responsible for municipal health services) and the SAPS to carry out inspections at all *Spaza Shops* in the municipal area. The result of the inspections were communicated to the Western Cape Department of Economic Development and Tourism.

The Department of Cooperative Governance developed a Standard By-law for Township Economies and requested municipalities to adopt the by-law before the end of November 2024 as a mechanism to regulate *Spaza Shops*.

RESOLUTION

(proposed by cllr A K Warnick, seconded by cllr D G Bess)

- (a) That the Council, based on the content of the report, not grant approval for the adoption in principle of the Standard By-law for Township Economies;
- (b) That the Administration be tasked –
 - (i) in cooperation with the Western Cape Department of Environmental Affairs and Development Planning, to investigate amendments to the Swartland Municipality: Municipal Land Use Planning By-law, 2020, aimed at supporting the growth of small businesses within a lawful and well-structured regulatory environment, to apply to the entire municipal area of jurisdiction;
 - (ii) to scrutinize other applicable municipal by-laws for possible modification to effectively regulate informal trading within the municipal area, and to comprehensively deal with the regulation of food safety practices.

3.2 DETERMINATION OF THE NUMBER OF COUNCILLORS PER MUNICIPALITY IN THE WESTERN CAPE (3/B)

The National Minister of Cooperative Governance and Traditional Affairs establishes the formula to calculate the number of councillors for a category A, B and C municipality. The formula was promulgated on 2 October 2024.

The Minister of Local Government in each province determines the number of councillors for each municipality in terms of the formula.

RESOLUTION

(proposed by ald T van Essen, seconded by cllr N Smit)

That cognisance be taken –

- (a) of the content of Circular C22 received from the Department of Local Government dated 7 November 2024;
- (b) that the number of councillors for the Municipality remains unchanged for the next general municipal election.

**SIGNED:
SPEAKER**