

**DISESTABLISHMENT OF EXISTING MUNICIPALITIES AND ESTABLISHMENT OF THE  
NEW DC 16 DISTRICT MUNICIPALITY AND THE NEW FS 161, FS 162 AND FS 163,  
LOCAL MUNICIPALITIES**

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PN 181 of 2000 (*PG* 109 of 28 September 2000)  
**as amended by**

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PN 62 of 2002 (*PG* 31 of 26 April 2002)

[wef 1 July 2002]

PN 7 of 2011 (*PG* 11 of 21 April 2011)

I, Solomon Lechesa Tsenoli, Member of the Executive Council responsible for Local Government and Housing in the Free State Province, acting in terms of section 12 and 14 of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998), hereby disestablish the existing municipalities referred to in the Schedule hereto and establish the new municipalities as set out in the Schedule hereto.

**SCHEDULE**

**PART 1**

**1 Definitions**

In this Schedule, unless inconsistent with the context, a word or expression to which a meaning has been assigned in the Act has the same meaning and-

**"Administrative unit"** means the administrative unit referred to in paragraph 5 or 9;

**"demarcation notice"** means the Provincial Notice as published in the *Provincial Gazette*, Free State Province 14 of 28 February 2000;

**"disestablished municipality"** means an existing municipality disestablished in terms of paragraph 2 of this Schedule;

**"district municipal area"** means the area indicated by Map 1 of the demarcation notice;

**"district municipality"** means the Category C municipality established in terms of this Schedule;

**"effective date"** means-

(a) the day on which the results of the first election of the councils of the new district municipality and the new local municipalities in the district municipal area are declared in terms of section 190(1)(c) of the Constitution; or

(b) if the results of any one or more of these councils cannot be declared, and a re-election must be held, the day in which the results of the re-election are declared;

**"inter-district transitional facilitation committee"** means a committee referred to in paragraph 12(1);

**"local municipality"** means a Category B municipality established in terms of this Schedule;

**"new municipality"** means a district municipality or local municipality, as the case may be, established in terms of paragraph 4(1);

**"proportionally elected councillors"** means councillors elected to proportionally represent the parties that contested the election in the municipality concerned;

**"the Act"** means the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998);

"TFC" means the Transitional Facilitation Committee referred to in paragraph 11; and  
"ward councillor" means a councillor elected to represent a ward.

## **2 Disestablishment of Existing Municipalities**

(1) The following municipalities existing on the date of establishment of the new municipalities are disestablished with effect from the effective date to the extent that those municipalities fall within the district municipal area:

- (a) Bethulie TLC established by Provincial Proclamation 21 of 30 September 1994;
- (b) Bloem Area District Council established by Provincial Proclamation 121 of 22 November 1996;
- (c) Central Southern Free State TRC established by Provincial Proclamation 304 of 14 August 1995;
- (d) Edenburg TLC established by Provincial Proclamation 45 of 30 September 1994;
- (e) Fauresmith TLC established by Provincial Proclamation 31 of 30 September 1994;
- (f) Jacobsdal TLC established by Provincial Proclamation 54 of 7 October 1994;
- (g) Jagersfontein TLC established by Provincial Proclamation 75 of 21 October 1994;
- (h) Koffiefontein TLC established by Provincial Proclamation 35 of 30 September 1994;
- (i) Luckhoff TLC established by Provincial Proclamation 102 of 4 November 1994;
- (j) Oppermansgronde TLC established by Provincial Proclamation 120 of 2 December 1994;
- (k) Orange West TRC established by Provincial Proclamation 303 of 14 August 1995;
- (l) Petrusburg TLC established by Provincial Proclamation 381 of 31 October 1995;
- (m) Philippolis TLC established by Provincial Proclamation 382 of 31 October 1995;
- (n) Reddersburg TLC established by Provincial Proclamation 27 of 30 September 1994;
- (o) Rouxville TLC established by Provincial Proclamation 30 of 30 September 1994;
- (p) Trompsburg TLC established by Provincial Proclamation 34 of 30 September 1994;
- (q) Smithfield TLC established by Provincial Proclamation 43 of 30 September 1994;
- (r) South East Free State TRC established by Provincial Proclamation 305 of 14 August 1995;
- (s) Springfontein TLC established by Provincial Proclamation 60 of 7 October 1994;
- (t) Verwoerd Dam TLC established by Provincial Proclamation 173 of 9 June 1995;
- (u) Zastron TLC established by Provincial Proclamation 25 of 30 September 1994.

[Subsec (1) amended by PN 201 of 2000 wef 6 October 2000.]

(2) Until it is disestablished on the effective date, the council of a municipality referred to in subparagraph (1) remains competent to function as the municipality for its area.

## **3 Vacation of Office**

The councillors of the disestablished municipalities vacate office on the effective date.

## **4 Establishment of New Municipalities**

(1) New municipalities are hereby established for the district municipal area as set out in Parts 2 to 5 of this Schedule.

(2) The establishment of the new municipalities takes effect in terms of section 12(2)(b) of the Act at the commencement of the first election of the councils of those municipalities.

## **5 Legal succession**

(1) The new municipalities within the area of the new district municipality supercede the disestablished municipalities to the extent that the disestablished municipalities fall within that area. The new municipalities in the area become the successors in law of the disestablished municipalities and depend on the specific assets, liabilities, rights and obligations allocated to the new municipalities respectively in terms of this Schedule.

(2) All the staff of a disestablished local municipality who are for most of their normal working day occupied with work directly related or incidental to the performance of a

function referred to in section 84(1)(b), (c), (d) or (i) of the Act, forms a separate administrative unit of the new district municipality. Such an administrative unit is responsible for the performance of those functions and the exercise of any power or duty related thereto.

(3) An administrative unit referred to in subparagraph (2) functions in terms of the budgets, systems, regulations and rules that were applicable immediately prior to the establishment of the new municipalities. The relevant local municipality continues to remunerate and manage the employees in such administrative unit until the end of the financial year during which the new district municipality had been established at the cost of the new district municipality.

[Subsec (3) amended by PN 201 of 2000 wef 6 October 2000.]

(4) Only the new district municipality may

- (a) determine tariffs, levies and other taxes in relation to a function referred to subparagraph (2);
- (b) appoint employees in relation to a function referred to subparagraph (2);
- (c) take any decisions required to be taken by a municipal council in respect of a function referred to subparagraph (2);
- (d) change the budgets, bylaws, policies, directives and systems related to a function referred to subparagraph (2); and
- (e) may acquire or dispose of any assets or liabilities related to a function referred to subparagraph (2).

[Subsec (4) amended by PN 201 of 2000 wef 6 October 2000.]

(5) An administrative unit referred to in subparagraph (2) continues to occupy and work at the offices and other work places they had occupied and worked at immediately prior to the effective date at the cost of the relevant administrative unit.

(6) The most senior employee related to a function referred to subparagraph (2), is accountable to the municipal manager and council of the new district municipality. The municipal council of the district municipality may designate any such employee as the head of that administrative unit.

[Subsec (6) amended by PN 201 of 2000 wef 6 October 2000.]

(7) Copies of the accounting records, budgets and financial statements related or incidental to a function referred to subparagraph (2), must be supplied to the municipal manager of the new district municipality.

[Subsec (7) amended by PN 201 of 2000 wef 6 October 2000.]

(8) Any balances in the accounting records of the relevant administrative unit in respect of a function referred to subparagraph (2), must be transferred to the new district municipality in terms of an agreement between the new municipalities with effect from the first day of the financial year following the financial year in which the new municipalities were established. The MEC must give effect to such an agreement in terms of section 16 of the Act.

[Subsec (8) amended by PN 201 of 2000 wef 6 October 2000.]

(9) The administrative units of the relevant local municipalities must continue to perform the financial, procurement and accounting functions in relation to a function referred to subparagraph (2) until an agreement in terms of subparagraph (8) comes into operation.

[Subsec (9) amended by PN 201 of 2000 wef 6 October 2000.]

## **6 Transfer of assets, rights, liabilities and obligations**

(1) The assets, rights, liabilities and obligations (excluding investments, cash and cash balances) in so far as they were, immediately before the effective date, predominantly

deployed in respect of, or related to, the performance by a disestablished municipality of a function or functions in a specific area, are hereby transferred to the new municipality which, on the effective date, has sole responsibility for the performance of the said function or functions in the said area: Provided that 60% of the ownership of the assets of the disestablished district municipality shall be transferred to, and held in respect of the Xhariep district municipality: Provided further that all liabilities and obligations of the disestablished district municipality are transferred to the Motheo district municipality established in paragraph 16 of Provincial notice 182 of 28 September 2000.

[Subsec (1) amended by PN 62 of 2002 wef 1 July 2002.]

(2) For the purpose of subparagraph (1), "**function**" includes a power.

(3) Administrative and other records (including minutes) relating to the assets, rights, liabilities and obligations referred to in subparagraph (1) vest, as from the effective date, in the municipality to which the respective assets, rights, liabilities and obligations are transferred in terms of the said subparagraph.

(4) Assets, rights, liabilities obligations and administrative records other than those referred to in subparagraph (1) are hereby transferred to the new local municipality in whose area the administrative unit responsible for the control of such assets, rights, liabilities and obligations, immediately before the effective date, is located.

## **7 Investments, Cash and Cash Balances**

As from the effective date all investments and all cash and cash balances in a bank account of a disestablished municipality accrue to a new municipality in accordance with the following rules:

(a) The investments, cash and cash balances of the disestablished district municipality accrue to the new district municipalities: Provided that 60% of such investments, cash and cash balances accrue to the new district municipality of Xhariep.

[Subsec (a) amended by PN 62 of 2002 wef 1 July 2002.]

(b) The investments, cash and cash balances of a disestablished local municipality accrue to the new local municipality in whose area the disestablished municipality falls: Provided that where the area of the disestablished local municipality falls in more than one new local municipal area, the portion of such investments, cash and cash balances as determined by the MEC, will accrue to the new local municipality concerned.

## **8 Transfer of staff**

(1) Subparagraph (2) applies:

(a) in respect of the new local municipalities; and

(b) those employees of the disestablished district municipality referred to in subparagraph (b) of that paragraph.

(2) A person who on the effective date is an employee of a disestablished municipality becomes an employee of a new municipality in accordance with the following rules:

(a) Employees who are for most of their normal working day occupied with work directly related or incidental to the performance of a specific function allocated in terms of section 84 of the Act to a new municipality or the performance of a specific function in a specific area, become employees of the new municipality which as from the effective date is responsible for the performance of that specific function or for the performance of that specific function in that specific area;

(b) Employees not mentioned in subparagraph (a) become employees of the new local municipality in whose area the administrative unit responsible for staff administration relating to such employee immediately before the effective date, is stationed. Employees of the disestablished district council who had been employed for the express purpose of and are for most of their normal working day occupied

with work directly related or incidental to the performance of a function of a disestablished local municipality, becomes employees of the new local municipality in whose area the disestablished local municipality fell;

- (c) For the purposes of subparagraphs 2(a) and (b) **"function"** includes a power;  
[Para (c) amended by PN 201 of 2000 wef 6 October 2000.]
- (d) The employment of employees by a new municipality must be regulated in accordance with any collective agreement;
- (e) Until an agreement referred to in subparagraph (d) has been reached employees are employed by the new municipalities on the same terms and conditions (including remuneration) applicable to them as employees of the disestablished municipality which previously employed them;  
[Para (e) amended by PN 201 of 2000 wef 6 October 2000.]
- (f) Service by a person so transferred is deemed to be service as an employee of the new municipality to which the person is transferred and any leave, pension and other benefits that may have accrued to that person by virtue of service with a disestablished municipality shall be deemed to have accrued in favour of such a person by virtue of service with the new municipality to which she or he is transferred;
- (g) where an employee transferred in terms of paragraph (a) or (b) was a member of a medical aid scheme, pension or provident fund immediately before the effective date-
- (i) that employee continues as such a member unless continued membership is contrary to the rules of the scheme or fund in question or unless the new municipality to which the employee is transferred and the employee, after consultation with the fund or scheme, agree otherwise;
- (ii) the new municipality must deduct the necessary employee's contributions to the scheme or fund from the remuneration of the employee and pay it over to the scheme or fund in question together with the employer's contribution.

## **9 Administrative units**

- (1) Subparagraphs (2), (3), (4) and (6) apply only to the new local municipalities  
[Subsec (1) amended by PN 64 of 2001 wef 11 May 2001.]

(2) All the employees that have been transferred from a disestablished to a new municipality in terms of paragraph 8 of this Part form an administrative unit of the new municipality to which they had been transferred. An administrative unit functions in terms of the budgets systems, rules and regulations which were applicable to them immediately prior to the establishment of the said new municipality until changed by the new municipality. The municipal manager must place an employee of a disestablished district municipality transferred to a new local municipality pursuant to paragraph 8(2)(b) in a post in any administrative unit of the new municipality to whom he or she is transferred. Such an employee must discharge the duties allocated to him or her by the municipal manager  
[Subsec (2) amended by PN 201 of 2000 wef 6 October 2000.]

- (3) The head of an administrative unit shall-
- (a) be responsible for the control, co-ordination and general supervision of that administrative unit; and  
[Para (a) amended by PN 201 of 2000 wef 6 October 2000.]
- (b) act under the direction of, and be accountable to the municipal manager for the continued operation of the said administrative unit.

(4) For the purposes of section 16 of the Occupational Health and Safety Act, 1993 (Act 85 of 1993), the head of an administrative unit shall be deemed to be the chief executive officer in respect of the activities of the administrative unit.

(5) The new district municipality established in terms of Notice 182 of 28 September 2000 shall provide administrative, financial and technical support services which shall be regulated by the MEC, to the new district municipality.

(6) The council of the new local municipality may disestablish the administrative unit by resolution.

[Subsec (6) added by PN 64 of 2001 wef 11 May 2001.]

## **10 Transitional Provisions Relating to Existing By-Laws and Resolutions**

(1) By-laws and resolutions (including standing delegations) of a disestablished municipality except those resolutions (including standing delegations) of the disestablished district municipality that relates to the organisational and remuneration structure, human resources management and conditions of employment (including remuneration) to the extent that they apply to the new district municipality that are in force on the effective date-

- (a) continue in force in the area in which they were applicable subject to any amendment or repeal by the competent municipality; and
- (b) relating to a specific function and power of a disestablished municipality or the performance of a specific function and power in a specific area must be applied by the new municipality who, in terms of paragraph 14, is responsible for the performance of that specific function and power or the performance of that specific function and power in that specific area.

(2) A by-law or resolution (including standing delegations) other than those referred to in subparagraph (1) except those resolutions (including standing delegations) of the disestablished district municipality that relates to the organisational and remuneration structure, human resources management and conditions of employment (including remuneration) to the extent that they apply to the new district municipality of-

- (a) the disestablished district municipality must be applied by the new district municipality to the extent to which that by-law or resolution (including standing delegations) continues in force in terms of subparagraph (1) in the area of the new district municipality; and
- (b) any other disestablished municipality must be applied by a new local municipality to the extent to which that by-law or resolution (including standing delegations) continues in force in terms of subparagraph (1) in the area of that new local municipality.

(3) Unless inconsistent with the context or clearly inappropriate, a reference in any such by-law or resolution (including standing delegations) to-

- (a) a disestablished municipality must be construed as a reference to the new municipality which has to apply the by-law or resolution (including standing delegations); and
- (b) a structure or functionary of a disestablished municipality, must be construed as a reference to the corresponding structure or functionary of the new municipality which has to apply the by-law or resolution (including standing delegations).

## **11 Transitional Facilitation Committee**

(1) A transitional facilitation committee (TFC) is hereby established for the district municipal area. The establishment of the TFC shall take effect not later than twenty-eight (28) days after the effective date. A TFC consist of one councillor designated by each of the new municipalities within the district municipal area.

(2) The TFC must make recommendations to the relevant authority:

- (a) for the resolution of disputes between the new municipalities about the implementation of paragraphs 5, 6, 7 and 8: Provided that where the dispute

involves a matter of mutual interest between an employer and its employees, the trade unions representing employees in the municipalities concerned must attend such a meeting and must be allowed to participate in the discussion of the matter;

- (b) on the temporary adjustment of the division of the functions and powers between district and local municipalities;
- (c) regarding the implementation of a process of integrating the administrative units of each of the new municipalities into a single administration for that municipality;
- (d) regarding which of the assets, rights, liabilities and obligations that have been transferred from a disestablished municipality should remain vested in the transferee and which should be transferred from the transferee to another municipality;
- (e) a process of reviewing the continued application of bylaws, regulations and resolutions (including standing delegations) of the disestablished municipalities and the rationalisation, as contemplated in section 15 of the Act, of such bylaws, regulations and resolutions (including standing delegations).

(3)(a) The councillor designated by the new district municipality is the Chairperson of the TFC.

(b) The Chairperson of the TFC decides when and where the TFC meets, but a majority of the members may request the Chairperson in writing to convene a meeting of the TFC at a time and place set out in the request.

(c) The Chairperson presides at meetings of the TFC, but if the Chairperson is absent from a meeting, the members present must elect another member to preside at the meeting.

(4) The TFC may determine its own procedures, subject to the following:

- (a) A question before the TFC is decided with a supporting vote of the majority of the members present at the meeting.
- (b) At least one half of the members must be present at a meeting before a vote may be taken on any matter.

(5)(a) Where the TFC has before it any matter within its functions and cannot within sixty (60) days of such matter being brought before it reach a decision thereon, the matter shall be referred to independent mediation and the mediation process shall be completed within thirty (30) days of such referral. The rules governing such mediation and the list of approved mediators shall be as agreed upon by the TFC within fifteen (15) days of the expiry of the aforementioned period of sixty (60) days;

(b) Where the TFC cannot, within the said period of fifteen (15) days reach agreement as contemplated in (a) above, or where the mediation process does not resolve the matter within the aforementioned period of thirty (30) days, the matter must be submitted to the MEC for local government who may, in his discretion, decide the matter, or may submit it to arbitration by an arbitrator appointed by the MEC, whose decision shall be final and shall be deemed to constitute a recommendation of the TFC on the matter.

(6) Any expense incurred by the TFC in the discharge of its functions or in respect of the costs of mediation in terms of subparagraph (4) shall be borne, in equal proportions by the municipalities who are members of the TFC.

## **12 Inter-district transitional Facilitation Committee**

(1) Where the area of disestablished municipality falls within the area of more than one new district municipality, an inter-district transitional facilitation committee is hereby established in respect of those new district municipalities. The establishment of the inter-district facilitation committee takes effect no later than 60 days after the effective date. An inter-district transitional facilitation committee consists of one councillor designated by each of the new municipalities within the areas of all the new district municipalities.

(2) An inter-district transitional facilitation committee must make recommendations:

- (a) for the resolution of disputes between the new municipalities about the implementation of paragraphs 5, 6, 7 and 8: Provided that where the dispute involves a matter of mutual interest between an employer and its employees, the trade unions representing employees in the municipalities concerned must attend such a meeting and must be allowed to participate in the discussion of the matter;
- (b) on the temporary adjustment of the division of the functions and powers between district and local municipalities;
- (c) regarding the implementation of a process of integrating the administrative units of each of the new municipalities into a single administration for that municipality;
- (d) regarding which of the assets, rights, liabilities and obligations that have been transferred from a disestablished municipality should remain vested in the transferee and which should be transferred from the transferee to another municipality;
- (e) a process of reviewing the continued application of bylaws, regulations and resolutions (including standing delegations) of the disestablished municipalities and the rationalisation, as contemplated in section 15 of the Act, of such bylaws, regulations and resolutions (including standing delegations).

(3)(a) The inter-district transitional facilitation committee, at its first meeting and thereafter whenever necessary elects a Chairperson from amongst its members;

(b) The Chairperson of the inter-district transitional facilitation committee decides when and where the inter-district transitional facilitation committee meets, but a majority of the members may request the Chairperson in writing to convene a meeting of the inter-district transitional facilitation committee at a time and place set out in the request;

(c) The Chairperson presides at meetings of the inter-district transitional facilitation committee, but if the Chairperson is absent from a meeting, the members present must elect another member to preside at the meeting.

(4) The inter-district transitional facilitation committee may determine its own procedures, subject to the following:

- (a) A question before the inter-district transitional facilitation committee is decided with a supporting vote of the majority of the members present at the meeting;
- (b) At least one half of the members must be present at a meeting before a vote may be taken on any matter.

(5)(a) Where the inter-district transitional facilitation committee has before it any matter within its functions and cannot within sixty (60) days of such matter being brought before it reach a decision thereon, the matter shall be referred to independent mediation and the mediation process shall be completed within thirty (30) days of such referral. The rules governing such mediation and the list of approved mediators shall be as agreed upon by the inter-district transitional facilitation committee within fifteen (15) days of the expiry of the aforementioned period of sixty (60) days;

(b) Where the inter-district transitional facilitation committee cannot, within the said period of fifteen (15) days reach agreement as contemplated in (a) above, or where the mediation process does not resolve the matter within the aforementioned period of thirty (30) days, the matter must be submitted to the MEC for local government who may, in his discretion, decide the matter, or may submit it to arbitration by an arbitrator appointed by the MEC, whose decision shall be final and shall be deemed to constitute a recommendation of the inter-district transitional facilitation committee on the matter, provided that where one or more of the new municipalities are cross-boundary municipalities the MECs for local government of the provinces concerned must act jointly.

(6) Any expense incurred by the inter-district transitional facilitation committee in the discharge of its functions or in respect of the costs of mediation in terms of subparagraph (4) shall be borne, in equal proportions by the municipalities who are members of the inter-district transitional facilitation committee.

### **13 Duties of Chief Executive Officers of Existing Municipalities**



The person who was the chief executive officer or town clerk of a disestablished municipality must not later than two days after the effective date compile and submit to the municipal managers of the new municipalities concerned-

- (a) a list containing the names and particulars of all persons who on that date were in the employ of that municipality; and
- (b) an inventory of all the assets and liabilities of that municipality as at that date.

[Sec 13 amended by PN 201 of 2000 wef 6 October 2000.]

#### **14 Municipal Managers**

(1) Until the council of the new municipality decides otherwise, the person who, on the effective date occupied the post of-

- (a) chief executive officer of the Bloemarea district council, is designated with effect from that date, the municipal manager for the new district municipality;
- (b) town clerk of Petrusburg transitional local council, is designated with effect from that date the municipal manager for the new local municipality contemplated in paragraph 23 of this Schedule;
- (c) town clerk of Jagersfontein transitional local council, is designated with effect from that date the municipal manager for the new local municipality contemplated in paragraph 31 of this Schedule; and
- (d) town clerk of Zastron transitional local council, is designated with effect from that date the municipal manager for the new local municipality contemplated in paragraph 39 of this Schedule.

(2) Until the council of the new local municipality decides otherwise, a town clerk of a disestablished municipality not mentioned in subparagraph (1) is designated the head of the relevant administrative unit and must perform the functions and discharge the duties assigned to him or her by the municipal manager.

[Subsec (2) amended by PN 64 of 2001 wef 11 May 2001.]

#### **15 Powers and Functions**

(1) The new district municipality may, at rates determined by its council with the concurrence of the Member of the Executive Council responsible for Finance and of the Minister of Finance, levy and claim the levies referred to in section 12(1)(a) of the District Councils Act, 1985 (Act 109 of 1985).

(2) A new local municipality may levy and recover rates on property.

(3) The powers and functions of the new municipalities other than those referred to in subparagraphs (1) and (2) are as stipulated in section 84 of the Act.

#### **PART 2**

[Part 2 substituted by PN 7 of 2011 wef 21 April 2011]

#### **16 Establishment of District Municipality**

For the district municipal area as a whole, a district municipality is hereby established.

#### **17 Category**

The district municipality is a Category C municipality as determined by the Demarcation Board in terms of section 4 of the Act.

#### **18 Type**

The district municipality is a municipality with a mayoral executive system contemplated in section 4(b) of the Types Act.

#### **19 Boundaries**

The boundaries of the district municipality are as indicated by Map DEM 387\_B of the demarcation notice.

**20 Name**

The name of the district municipality is Xhariep.

**21 Councillors**

The council of the district municipality consists of 16 councillors as determined in Provincial Notices 175 and 176 of 2009 dated 31 July 2009 of whom:

- (a) 7 must be proportionally elected councillors;
- (b) 2 must be appointed by the local municipality of Letsemeng;
- (c) 3 must be appointed by the local municipality of Kopanong;
- (d) 2 must be appointed by the local municipality of Mohokare; and
- (e) 2 must be appointed by the local municipality of Naledi.

**22 Full-Time Councillors**

The council of the district municipality may designate the executive mayor, speaker, mayoral committee and council whip as full-time.

[Para. 22 amended by PN 10 of 2011 wef 16 May 2011.]

**PART 3**

**23 Establishment of Local Municipality**

For that part of the district municipal area determined in the demarcation notice as FS 161, a new local municipality is hereby established.

**24 Category**

The new local municipality is a Category B municipality as determined by the Demarcation Board in terms of section 4 of the Act.

**25 Type**

The new local municipality is a municipality with a plenary executive system combined with a ward participatory system as contemplated in section 2(f) of the Determination of Types of Municipality Act, 2000.

**26 Boundaries**

The boundaries of the new local municipality are as indicated by Map FS 161 of the demarcation notice.

**27 Name**

The name of the new local municipality is Letsemeng.

**28 Councillors**

The council of the new local municipality consists of 5 proportionally elected councillors and 5 ward councillors as determined in Provincial Notice 60 dated 5 May 2000.

**29 Full-Time Councillors**

The council of the new municipality may designate the speaker as full-time.

[Sec 29 amended by PN 201 of 2000 wef 6 October 2000.]

**30 Wards**

The new local municipality has 5 wards with boundaries as indicated in the Notice published in the Free State *Provincial Gazette* 62 of 6 June 2000 on the Map showing the boundaries of municipality FS 161.

## **PART 4**

### **31 Establishment of Local Municipality**

For that part of the district municipal area determined in the demarcation notice as FS 162, a new local municipality is hereby established.

### **32 Category**

The new local municipality is a Category B municipality as determined by the Demarcation Board in terms of section 4 of the Act.

### **33 Type**

The new local municipality is a municipality with a collective executive system combined with a ward participatory system as contemplated in section 2(b) of the Determination of Types of Municipality Act, 2000 (Act 1 of 2000).

### **34 Boundaries**

The boundaries of the new local municipality are as indicated by Map FS 162 of the demarcation notice.

### **35 Name**

The name of the new local municipality is Kopanong.

### **36 Councillors**

The council of the new local municipality consists of 7 proportionally elected councillors and 7 ward councillors as determined in Provincial Notice 60 dated 5 May 2000.

### **37 Full-Time Councillors**

The council of the new municipality may designate the speaker and mayor as full-time.  
[Sec 37 amended by PN 201 of 2000 wef 6 October 2000.]

### **38 Wards**

The new local municipality has 7 wards with boundaries as indicated in the Notice published in the Free State *Provincial Gazette* 63 of 6 June 2000 on the Map showing the boundaries of municipality FS 162.

## **PART 5**

### **39 Establishment of Local Municipality**

For that part of the district municipal area determined in the demarcation notice as FS 163, a new local municipality is hereby established.

### **40 Category**

The new local municipality is a Category B municipality as determined by the Demarcation Board in terms of section 4 of the Act.

### **41 Type**

The new local municipality is a municipality with a plenary executive system combined with a ward participatory system as contemplated in section 2(f) of the Determination of Types of Municipality Act, 2000 (Act 1 of 2000).

### **42 Boundaries**

The boundaries of the new local municipality are as indicated by Map FS 163 of the demarcation notice.

### **43 Name**

The name of the new local municipality is Mohokare.

**44 Councillors**

The council of the new local municipality consists of 5 proportionally elected councillors and 5 ward councillors as determined in Provincial Notice 60 dated 5 May 2000.

**45 Full-Time Councillors**

The council of the new municipality may designate the speaker as full-time.  
[Sec 45 amended by PN 201 of 2000 wef 6 October 2000.]

**46 Wards**

The new local municipality has 5 wards with boundaries as indicated in the Notice published in the Free State *Provincial Gazette* 64 of 6 June 2000 on the Map showing the boundaries of municipality FS163.

**PART 6**

**47 Establishment of Local Municipality**

For that part of the district municipal area determined in the demarcation notice published under Provincial Notice 231 of 1 August 2008 a local municipality is hereby established.

**48 Category**

The local municipality is a Category B municipality as determined by the Demarcation Board in terms of section 4 of the Act.

**49 Type**

The local municipality is a municipality with a plenary executive system combined with a ward participatory system as contemplated in section 3(f) of the Types Act.

**50 Boundaries**

The boundaries of the local municipality are as indicated by Map DEM387\_B of the demarcation notice.

**51 Name**

The name of the local municipality is Naledi.

**52 Councillors**

The council of the local municipality consists of 4 proportionally elected councillors and 4 ward councillors as determined in Provincial Notice 175 dated 31 July 2009.

**53 Full-Time Councillors**

The council of the municipality may designate the speaker as full-time.

**54 Wards**

The local municipality has 4 wards with boundaries as indicated in the Notice published in the Free State *Provincial Gazette* 74 of 31 August 2010 on the Map showing the boundaries of municipality FS164.