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**THE ACTING CITY MANAGER
MR S MORE**

ELECTION OF THE CHAIRPERSONS OF THE SECTION 79 COMMITTEES

1. PURPOSE

The purpose of this report is to request the Municipal Council to elect five (5) chairpersons of section 79 committees for the Council term.

2. INTRODUCTION

Section 79 of the Municipal Structures Act (Act No. 117 of 1998) as amended, allows a Municipal Council to establish one or more committees necessary for the effective and efficient performance of any of its powers. Secondly, councils may also appoint members of such committees from amongst its members. Depending on the conditions and prevailing reasons at any given point, the council may dissolve such committee at any time. The latter will normally happen if the committee is no longer fulfilling the mandate that necessitated its establishment.

3. BACKGROUND

The capacity of the municipal council to hold its executive accountable is also affected by particular of the committee management system the municipality opts for. Section 33 of the Municipal Systems Act provides that a municipality, taking into account the extent of its functions and powers, the need for delegation and the resource available, may establish committees.

The committee management system is made up of Section 79 and Section 80 committee, which are named after the provisions of the Structures Act that regulate their establishment. Important, the municipal council determines the functions of these committees and may delegate powers and duties to them.

4. LEGAL FRAMEWORK

The legal framework affords the municipality substantial discretion on how to structure its committee system, in our case it is proposed that the Council should re-affirm and establish at least five (5) Section 79 Committee which had been in operation in the last council term, which are as follows;

NO.	NAME	TOTAL NUMBER OF MEMBERS
1.	PUBLIC PLACES AND STREET NAMING	10 members including the chairperson
2.	REMUNERATIONS	10 members including the chairperson
3.	RULES	10 members including the chairperson
4.	PETITIONS AND COMMUNITY LIAISON	10 members including the chairperson
5.	MUNICIPAL PUBLIC ACCOUNT (MPAC)	15 members including the chairperson

5. SYNERGY BETWEEN MPAC AND OTHER COMMITTEES

In some instances MPAC has been construed as a duplication of the Internal Audit committee, External Audit committee and Section 80 Committees. MPAC should develop working relations with other committees, especially the audit and finance committees. While guarding its independence.

6. RECOMMENDATIONS

- a) that the composition and terms of reference of the above-mentioned section 79 committees be noted;
- b) that the Municipal Council elects chairpersons of the above-mentioned section 79 Committees amongst members of the Council;
- c) that the chairpersons of each section 79 committee be designated as full time councillors

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ACTING CITY MANAGER
MR. SELLO MORE