

Ref: Mr M Mothekhe
Ext: 8095/8543
Date: December 10, 2022

Madam Speaker
Council Item

**AMENDMENT OF DETERMINATION OF UPPER LIMITS OF SALARIES,
ALLOWANCES AND BENEFITS OF MUNICIPAL COUNCILS**

1. Purpose

The purpose of this report is to appraise the Municipal Council on the amended Upper Limits of Councillors, initially gazetted on the 02 June 2022.

2. Strategic Objective

This report aims to attain the strategic objective of good governance

3. Deliberations

The National Minister of Cogta issued gazette No. 2126 dated 02 June 2022. This gazetted determined salaries and benefits of Council members, which at the time adjusted benefits of councillors by 3% increase retrospective from July 2021 to June 2022. In relation to the cell phone allowances no adjustment or increases were effected, however an omission regarding mobile data was noticed and consultation with SALGA was made to seek correction of the gazette.

The Amendment of the Determination of Upper Limits of Salaries, Allowances and Benefits of Members of Municipal Councils No. 2696 of 02 November 2022 make slight changes to the previous gazette. Then what has changed, subsection 11A had been inserted to include mobile data bundles and it reads as follows, namely;

"A councillor may, in addition to the annual total remuneration package provided for in terms of items 5 and 8 respectively, be paid an allowance on the use of data bundles not exceeding R 300.00 per month ."

This imply that, the structured package of councillors will be corrected and adjusted upwards in relation to the cell phone allowance which was reduced after the June 2022 gazette.

The revised cell phone will then increase from R 3 400.00 (voice) with to R 300.00 (data) which will equate to R 3 700.00 to accommodate this correction, retrospective from July 2022.

4. Legal Implication

The authority to approve adjustment of salary and allowances of a councillor are reserved powers of Council and can only be implemented once consideration by Council with a clearly approved resolution had been concluded. The gazette further provide that prior to implementation, the MEC in the province must also grant concurrence.

5. Replacement or substitution of section 11 of the Determination of Upper Limits

The amendment of the Determination of the Upper Limits of Salaries, Allowances and Benefits of Municipal Council, had substituted section 11 with the inclusion of 11A, which reflects the mobile data bundles for councillors.

6. Financial Implication

Mobile data bundles had been set at R 300.00 since 2016. And the subsection relating to mobile data was unfortunately omitted in the June 02, 2022 gazette. Mangaung councillors had been receiving a mobile data until June 2022, and from July 2022, the cell phone allowance was reduced and only reflects voice allocation.

7. Internal Consultation

The Section 79 Committee: Remuneration and Benefits convened on the 14 December 2022 on a virtual platform, and deliberated on this matter. The committee concur with the contents of this report and endorse the recommendations.

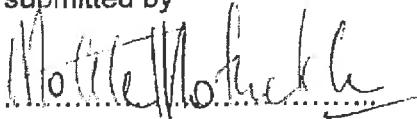
8. Recommendations

That the Municipal Council hereby -:

- a) take note of the amendment of the Determination of Upper Limits of Salaries, allowances and Benefits of Municipal Councils;
- b) that the Municipal Council approves the amendment of mobile data bundles for councillors in the amount of R 300.00 per month and it be paid retrospectively from July 2022.
- c) it be noted that adequate budgetary provision had been made in budget vote line entry for councillors salary and benefits in the 2022/2023 budget.
- d) that note be taken, that the MEC for Cogta in the province had already issued concurrence regarding the Upper Limits of Salaries, Allowances and Benefits for Municipal Councils

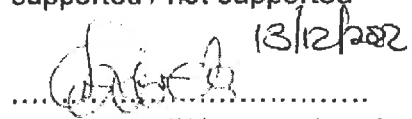
e) that the City Manager is requested to urgently review and amend the current Cellular Phone policy in line with the Determination of Upper Limits for Municipal Councils and it be submitted to the Municipal Council for consideration.

submitted by



**MR. MOTETE MOTHEKHE
SECRETARIAT SERVICES**

supported / ~~not supported~~

 13/12/2022

**ADV. NKATEKO MPANGANE
AHOD: CORPOTAE SERVICE**

Recommended / ~~Not Recommended~~

 14/12/2022

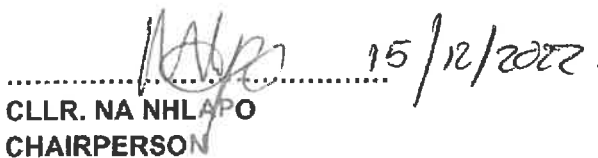
MR. TEBOGO MOTLASHUPING

Concurrence / ~~Not Granted~~



MS. GUGU MALAZA

Recommended / ~~Not Recommended~~

 15/12/2022

**CLLR. NA NHLAPO
CHAIRPERSON**

Approved / ~~Not Approved~~

 15/12/2022

**CLLR. SB LOCKMAN-NAODOO
SPEAKER**

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS**DEPARTMENT OF CO-OPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS**

NO. 2698

2 November 2022

**REMUNERATION OF PUBLIC OFFICE BEARERS ACT, 1998
(ACT NO. 20 OF 1998)****AMENDMENT OF DETERMINATION OF UPPER LIMITS OF THE SALARIES,
ALLOWANCES AND BENEFITS OF DIFFERENT MEMBERS OF MUNICIPAL
COUNCILS**

Under the powers vested in me by sections 7(1), 8(5)(a) and 9(5)(a) of the *Remuneration of Public Office-bearers Act, 1998 (Act No. 20 of 1998)*, I, Nkosazana Clarice Dlamini Zuma, Minister for Cooperative Governance and Traditional Affairs, after –

- (a) consultation with the member of the Executive Council responsible for local government in each province; and
- (b) taking into consideration the matters listed in paragraphs (a) to (i) of section 7(1) of the Act,

hereby amend the upper limits of the salaries, allowances and benefits of the different members of municipal councils determined in Government Gazette No. 46470 published by Government Notice No. R. 2126 of 2 June 2022 (hereinafter referred to as the "Notice"), as set out in the Schedule.

Nc Zuma
NKOSAZANA CLARICE DLAMINI ZUMA, MP
MINISTER FOR COOPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS
DATE *26 08 2022*

GENERAL EXPLANATORY NOTE:

- [] Words in bold type in square brackets indicate omissions from existing enactments.
 _____ Words underlined with a solid line indicate insertions in existing enactments.

SCHEDULE**Substitution of the table in item 5 of the upper limits of the annual total remuneration packages of full-time councillors**

1. The table in item 5 of the Notice is hereby substituted for the following table:

| TOTAL REMUNERATION PACKAGE | | | | |
|-----------------------------------|---|--|--|---|
| GRADE | EXECUTIVE MAYOR OR MAYOR | SPEAKER, DEPUTY EXECUTIVE MAYOR OR DEPUTY MAYOR | MEMBER OF THE EXECUTIVE COMMITTEE OR MAYORAL COMMITTEE, WHIP OR CHAIRPERSON OF A SUBCOUNCIL | CHAIRPERSON OF OVERSIGHT COMMITTEE |
| 6 | 1,446,388 | 1,168,131 | 1,100,361 | 1,068,083 |
| 5 | 1,078,407 | 862,723 | 808,804 | 785,080 |
| 4 | 920,656 | 736,530 | 690,808 | 670,243 |
| 3 | 886,685 | 709,349 | 665,015 | 651,654 |
| 2 | 830,248 | 664,199 | 628,615 | 610,176 |
| 1 | 806,059 | 650,986 | 610,297 | 592,395 |

The system of plenary type of municipalities ceased to exist from 1 November 2021 and all mayors must be remunerated according to the total remuneration package column of executive mayor or mayor.

Amendment of item 6 of the upper limit of annual total remuneration package or allowance in respect of appointed councillors

2. Item 6 of the Notice is hereby amended by the substitution for sub-item (2) of the following sub-item:
- (2) A district municipality is responsible for –
- (a) the payment of the remuneration or the allowance referred to in sub-item (1); **[and]**

- (b) the reimbursement of travel expenses not exceeding the applicable tariffs prescribed by the national department responsible for transport for the use of privately-owned vehicles incurred by a councillor for the execution of official duties on behalf of that district municipality, in terms of that district council's policy[.]; and
- (c) the payment of cell phone expenses not exceeding 50% of the applicable allowances as prescribed under item 11 incurred by a part-time councillor for the execution of official duties on behalf of that district municipality, in terms of that district council's policy?

Amendment of item 11 of the upper limits of cell phone allowance for councillors

3. The following item is hereby substituted for item 11 of the Notice:

"A councillor may, in addition to the annual total remuneration package provided for in terms of items 5 and 8 respectively, be paid a cell phone allowance not exceeding R3,400.00 per month [inclusive of mobile data,] in accordance with the applicable municipal council policy"

Insertion of item 11A In Notice

4. The following item is hereby inserted in the Notice after item 11

11A Upper limits of mobile data bundles for councillors

A councillor may, in addition to the annual total remuneration package provided for in terms of items 5 and 8 respectively, be paid an allowance on the use of data bundles not exceeding R300.00 per month"

5. Short title

This Notice is called the Amendment of Determination of Upper Limits of Salaries, Allowances and Benefits of Different Members of Municipal Councils, 2022.

Ref: Mr M Mothekhe
Ext: 8095/8543
Date: 1 JULY, 2022

COUNCIL 130.6 – 30/06/2022

THE ACTING HOD: CORPORATE SERVICES

DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF COUNCILLORS 2021/2022 FINANCIAL YEAR

I wish to inform you that the abovementioned report considered and approved at the Council meeting held on Thursday, June 30, 2022 as follows:

RESOLVED

- (a) That the Municipal Council take note of the report.
- (b) That the Municipal Council approve the three percentage (3%) salary and benefit increases across the board for Council members for the financial year 2021/2022.
- (c) That the Municipal Council note that sufficient budgetary provisions had been made in the Mangaung Metropolitan Municipal Council Budget for the 2021/2022 financial year for the payment of salaries, allowances and benefits of Councillors and
- (d) That the Municipal Council mandate the Executive Mayor and the Acting City Manager to liaise with the MEC for CoGTA for concurrence and once granted should proceed with the implementation of the upper limits as gazetted.

The matter is therefore conveyed for your urgent attention and execution.



**ACTING CITY MANAGER
MR T MOTLASHUPING**

DATE: 18/07/2022

NATIONAL CABINET REPRESENTATIVE

DATE:

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- RECORDS MANAGEMENT UNIT

DETERMINATION OF UPPER LIMITS OF SALARIES, ALLOWANCES AND BENEFITS OF COUNCILLORS 2021/2022 FINANCIAL YEAR

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS**DEPARTMENT OF CO-OPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS**

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- (a) consultation with the member of the Executive Council responsible for local government in each province; and
- (b) taking into consideration the matters listed in paragraphs (a) to (i) of section 7(1) of the Act,

hereby amend the upper limits of the salaries, allowances and benefits of the different members of municipal councils determined in Government Gazette No. 46470 published by Government Notice No. R. 2126 of 2 June 2022 (hereinafter referred to as the "Notice"), as set out in the Schedule.

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NKOSAZANA CLARICE DLAMINI ZUMA, MP
MINISTER FOR COOPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS
DATE 26 08 2022

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