

Agenda, Special Meeting, 7th March 1967



CITY OF JOHANNESBURG

IT IS HEREBY NOTIFIED that in terms of the provisions of Section 16 of the Local Government Ordinance, 1939, as amended, read with Section 52 of the Local Government (Administration and Elections) Ordinance, 1960, a Special Meeting of the City Council of Johannesburg will be held in the Council Chamber on Tuesday, 7th March 1967, at 3.15 p.m. to consider the business set forth below.

3rd March 1967.

ROSS BLAINE,
TOWN CLERK.

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A G E N D A.

1. Report of Town Clerk.

REPORT OF TOWN CLERK.

1. ADMINISTRATOR'S REGULATIONS.

A copy of the Regulations for the election of a Mayor, Deputy-Mayor, Chairman and Deputy-Chairman of a Village Council, a Management Committee, Chairman and Deputy-Chairman of a Council and Chairman and Deputy-Chairman of a Management Committee, which were published in the Provincial Gazette of the 22nd February 1961 under Administrator's Notice No. 171 of the same ... date is attached for the information of Councillors, marked annexure (C).

In terms of Section 3(1) the Chairman is required to draw the attention of the Councillors to these Regulations before the business of the meeting is begun.

2. ELECTION OF MAYOR.

Section 16 of the Local Government Ordinance, 1939, as amended provides -

"16.(1) In respect of every council there shall be elected :-

(a)

(b) on a date in each year, with effect from the year 1962, during March but not later than the twenty-first day thereof, by the councillors present at a special meeting convened by the town clerk for that purpose;

(c)

one councillor as mayor of the municipality for which he is so elected, and such election shall be by absolute majority of such members in a manner to be provided by the Administrator by regulation and provision may be so made for a decision to be arrived at by lot in the event of an equality of votes: Provided that no such election shall be held prior to any general election as defined in section two of the Municipal Elections Ordinance, 1927, if such general election is held in the said year.

(2) The Mayor shall forthwith enter upon his office and unless his office be sooner vacated, continue therein until his successor be elected in terms of sub-section (1).

(3) If at the election of a mayor, the chairman is not available and the council has not elected one of its members to act as chairman, the town clerk shall act as chairman.

(4) If the person acting as chairman at a meeting held in terms of sub-section (1) -

:- (a) ...

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- (a) is a member of the council, he shall, in the event of an equality of votes at the election of the mayor, not have a casting vote; or
- (b) is not a member of the council, such person shall in determining the quorum necessary for the holding of such meeting not be taken into account and he shall not be entitled to vote thereat.

....."

Councillors are referred to Sections 2, 3, 4, 5 and 6 of Administrator's Regulations referred to in item 1 above.

IT IS RECOMMENDED :

That the Council proceed to elect a Mayor for the ensuing year.

3. ELECTION OF DEPUTY MAYOR.

Section 17(1) of the Local Government Ordinance, 1939, as amended, provides -

"(1) (a) At a meeting of the Council held in terms of subsection (1) of section sixteen, the councillors present shall elect one councillor as deputy-mayor of the municipality for which he is so elected, and the provisions of section sixteen shall apply mutatis mutandis to any such election.

(b) The deputy-mayor shall forthwith enter upon such office and, unless his office be sooner vacated, continue therein until his successor be elected in terms of paragraph (a)."

Councillors are referred to Section 7 of the Administrator's Regulations referred to in item 1 above.

IT IS RECOMMENDED :

That the Council proceed to elect a Deputy-Mayor for the ensuing year.

4. ELECTION OF MANAGEMENT COMMITTEE.

The relevant provisions of Section 52 of the Local Government (Administration and Elections) Ordinance, 1960, are :

"52(1) In respect of every council for which a management committee shall be established -

- (a) after the first election of councillors for such a council, where such first election is held on or after the commencement of this Ordinance, at the meeting held in terms of the provisions of section sixteen of the Local Government Ordinance, 1939; or

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- (b)
- (c) where the Administrator acts in terms of sub-section (3) of section fifty-one, at the next meeting convened in terms of section one hundred and sixteen of the Local Government Ordinance, 1939; and
- (d) in any event after each general election at the meeting referred to in paragraph (a) or (c),

after the mayor and deputy-mayor have been elected, a management committee shall be elected by the council from amongst its members in accordance with the provisions of this section and such management committee shall consist, in the case of a council of -

- (i) twenty or more members, of five members; or
- (ii) less than twenty members, of three members.

(2)

(3) Whenever members of the management committee are to be elected, the chairman of the council shall call for nominations and he shall not accept any such nomination unless it be in writing and properly signed by the proposer, the seconder and the nominee who thereby signifies his acceptance of the nomination.

(4) If as many nominations are received as there are vacancies in the management committee, the chairman of the council shall declare the candidates duly elected members of the management committee.

(5) If the number of nominations received is less than the number of vacancies in the management committee, the chairman of the council shall declare the candidates duly elected members of the management committee, and any vacancy which still exists in the management committee shall be deemed to be a casual vacancy and shall be filled in the manner provided for in sub-section (7).

(6) If more nominations are received than the number of vacancies existing in the management committee, the chairman of the council shall direct that a vote be taken forthwith, in which the candidates shall be elected by an absolute majority of the number of councillors present at that meeting in a manner to be prescribed by the Administrator and provision may likewise be made for a decision to be arrived at by lot in the event of an equality of votes."

(7)

Councillors are referred to Section 8 of the Administrator's Regulations referred to in item 1 above.

IT IS RECOMMENDED:

That the Council proceed to elect a Management Committee of five members.

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5. ELECTION OF CHAIRMAN OF COUNCIL.

Section 53(1) of the Local Government (Administration and Elections) Ordinance, 1960, provides -

"53(1) If at any time the mayor is elected as a member of the management committee or a member of the management committee is elected as the mayor, the council shall forthwith, in the manner provided for the election of a mayor in sub-section (1) of section sixteen of the Local Government Ordinance, 1939, elect one of its members, who is not a member of the management committee to be the chairman of the council and such member shall thereafter for all purposes be the chairman of the council for as long as the mayor is a member of the management committee."

Councillors are referred to Section 9 of the Administrator's Regulations referred to in item 1 above.

6. ELECTION OF DEPUTY-CHAIRMAN OF COUNCIL.

Section 53(2) of the Local Government (Administration and Elections) Ordinance, 1960, provides -

"53(2) If at any time the deputy-mayor is elected as a member of the management committee or a member of the management committee is elected as the deputy-mayor, the council shall forthwith in the manner provided for the election of a deputy-mayor in sub-section (1) of section seventeen of the Local Government Ordinance, 1939, elect one of its members who is not a member of the management committee as deputy-chairman to act as chairman of the council in the absence of the chairman referred to in sub-section (1)."

Councillors are referred to Section 9 of the Administrator's Regulations referred to in item 1 above.

7. ELECTION OF CHAIRMAN OF MANAGEMENT COMMITTEE.

Section 54(1) of the same Ordinance provides -

"54(1) Immediately after the result of an election of the management committee at a meeting held in terms of section fifty-two is known, and, where applicable, the provisions of section fifty-three have been complied with, the council shall elect one of the members of the management committee as chairman and another member as deputy-chairman thereof and such chairman shall be elected in the manner provided for in sub-section (1) and such deputy-chairman in the manner provided for in sub-section (2) of section fifty-three."

Councillors are referred to Section 10 of the Administrator's Regulations referred to in item 1 above.

: - IT IS ...

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IT IS RECOMMENDED :

That the Council proceed to elect a Chairman of the Management Committee.

8. ELECTION OF DEPUTY-CHAIRMAN OF MANAGEMENT COMMITTEE.

The same provisions apply to this election as to the election of the Chairman of the Committee.

IT IS RECOMMENDED :

That the Council proceed to elect a Deputy-Chairman of the Management Committee.

9. RESERVATION OF MATTERS TO THE COUNCIL AND REFERENCES TO MANAGEMENT COMMITTEE.

The recommendations hereunder are in accordance with the Council's previous decision and the Administrator's approval.

IT IS RECOMMENDED :

(1) That the matters listed in Part I of Annexure (E) be reserved for the decision of the Council.

(2) That the matters listed in Part II of Annexure (E) be assigned to the Management Committee, and that functions, duties and powers be delegated to the Management Committee in terms of Part II of Annexure (E).

10. APPOINTMENT OF STANDING COMMITTEES.

Sections 60(1) and (2) of the same Ordinance provide -

"60(1) If a city council is of the opinion that the management committee, owing to the nature and extent of the powers, functions and duties which it has or will be delegated to it, is or will be unable to carry out or fulfil such powers, functions and duties satisfactorily, the council may request the Administrator to authorize the appointment of one or more committees from the members of the council with such powers, functions and duties as may be determined by the council for either a general or special purpose.

(2) The Administrator may approve a request referred to in subsection (1) on such conditions as he may determine and the council may thereafter appoint such committee: Provided that the Management committee shall from time to time appoint one of its members as a member of such committee who shall be the chairman thereof."

The relevant provisions of the Council's standing orders are :-

:- 65(1) ...

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65(1) The Council may every year hold a meeting within the first twenty-one days of March to appoint out of its own body such and so many committees, and may constitute them for such purposes, as may be permitted by the Administrator under Section 60 of the Local Government (Administration and Elections) Ordinance, 1960.

66(1) If the nominations made at the meeting of the Council for committees appointed under sub-section (1) of Section 65 exceed the maximum number of vacancies thereon, the names of the members nominated shall be submitted to ballot by the Council, and the vacancies shall be filled by the members receiving the most votes. If the nominations for any such committee do not exceed the maximum number of vacancies thereon, the members so nominated shall be deemed to be duly appointed thereto. When a ballot is held, members shall vote for as many candidates as there are vacancies to be filled, no more, and no less.

(2) If the number of members appointed to any committee is less than the minimum ordered for that committee, further nominations shall be invited, and the Council shall have the power to appoint by ballot enough members to make up the required minimum: Provided that any member nominated may be appointed without ballot if the Councillors present unanimously consent to his appointment: Provided further that this sub-section shall not apply to elections or appointments to the Management Committee.

In 1961 the Administrator approved of the appointment of the four committees named in the recommendation below, and their terms of reference and the matters which the Management Committee is authorized to delegate to them are shown in Parts IV, V, VI and VII of Annexure (E). These are in the form in which they were approved by the Council and the Administrator.

The membership approved for each Committee is ten with a quorum of six. As the Chairman of each Committee will be appointed by the Management Committee, the Council is required to elect only nine members to each Committee.

It is suggested that the usual method of voting should be adopted on this occasion for the purposes of the ballot when necessary, i.e. that each Councillor shall write on a piece of paper the names of the Councillors nominated whom he wishes to have appointed to the Committee, and that in every case the names so written must be equal in number to the number of vacancies on the committee which are to be filled. In the event of any Councillor giving a greater or lesser number of names than the number of vacancies to be filled, the vote of such Councillor will be invalid and the appointment of the members of the Committee will be made on the votes recorded by the other Councillors voting correctly.

: - IT IS ...

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IT IS RECOMMENDED :

(1) That in terms of Section 60 of the Local Government (Administration and Elections) Ordinance, 1960, the Council appoint four Committees for the ensuing year, namely :-

- (a) Health and Amenities Committee;
- (b) Non-European Affairs Committee;
- (c) Utilities Committee; and
- (d) Works and Traffic Committee.

(2) That the terms of reference to these Committees and the functions, duties and powers which the Management Committee is authorized to delegate to them be as set out in Parts IV to VII of Annexure (E).

(3) That to each committee the Council appoints nine members.

(4) That the quorum of each Committee be six.

(5) That for the purposes of the ballot, when this is necessary, the Council adopt the method of voting proposed in this report.

11. LICENSING COMMITTEE.

Section 89 of the Local Government Ordinance, 1939, as amended, empowers the Council to -

"appoint committees for the purpose of hearing any application for a licence (including an application for a certificate under the provisions of the Licences (Control) Ordinance, 1931,) or itself to sit or hear such applications."

The terms of reference and powers and duties of the Committee set out in Annexure (D) are as previously approved by the Council.

IT IS RECOMMENDED :

(1) That the Council appoint a Special Licensing Committee in terms of Section 89 of the Local Government Ordinance, 1939, as amended, with terms of reference and powers and duties as set out in Annexure (D) and consisting of nine members, with a quorum of three.

(2) That for the purposes of the ballot, when this is necessary, the Council adopt the method of voting proposed in this report.

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12. REPRESENTATIVES OF THE COUNCIL ON OTHER
PUBLIC BODIES AND INSTITUTIONS.

It is necessary, except where otherwise shown, for representatives of the Council to be appointed on the following public bodies and institutions. In each instance the representatives as at the 28th February 1967 are shown under the heading "Present representative(s)".

(1) Africana Collection : Advisory Committee.

Two representatives to be appointed.

Present representatives:

Councillors Dr. A.D. Bensusan
I.E.B. Attwell

(2) Apprentice School, Johannesburg Council of

One representative and alternate to be appointed.

Present representative:

Councillor W.C. Caldwell
(Alternate : Councillor I. Schlapobersky)

(3) Bantu Men's Social Centre Executive Committee.

One representative to be appointed.

Present representative:

Deputy Manager, Non-European Affairs
Department or his nominee.

(4) Child Welfare Society : Executive Committee.

One representative to be appointed.

Present representative:

Councillor M.L. Neppe

(5) Child Welfare Society (Bantu Creches and Orlando
Home Committee).

One representative to be appointed.

Present representative:

Manager, Non-European Affairs
Department, or his nominee.

(6) City Council A.T.C. Benefit Society.

Two representatives to be appointed.

Present representatives:

Councillors O. Caplan
A.D. Zakar, J.P.

:- (7)

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- (7) Coloured Boy Scouts Association of S.A.
(Transvaal) Division.
- One representative to be appointed.
- Present representative:
Manager, Non-European Affairs
Department, or his nominee.
- (8) Council of the Commercial High School.
- Present representative:
Councillor M.L. Neppe
(Alternate: Councillor J.J. O'Connor, J.P., M.P.C.)
- Appointed for three-year period ending 30th September 1969.
- (9) Council of the Belgravia Commercial High School.
- Present representative:
Councillor M.L. Neppe
(Alternate: Councillor J.J. O'Connor, J.P., M.P.C.)
- Appointed for two years ending 31st December 1968.
- (10) Council of Reef Municipalities.
- Two Councillor representatives to be appointed with
the Town Clerk or his nominee.
- Present representatives:
Councillors P.M. Roos
A.B. Widman, M.P.C.
Town Clerk (or his nominee)
- (11) Fairyland Nursery School.
- One representative to be appointed.
- Present representative:
Councillor M. Goodman
- (12) Goodwill Industries of Johannesburg.
- One representative and alternate to be appointed.
- Present representative:
Councillor H.B. Ismay
(Alternate: Councillor A.D. Zakar, J.P.)

:- (13)

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(13) Holiday Homes for the Aged.

One representative to be appointed.

Present representative:
Councillor Leslie V. Hurd, J.P.

(14) Institute for the Study of Man in Africa.

One representative to be appointed.

Present representative:
Councillor A. Jaffe

(15) Irene Homes.

One representative to be appointed.

Present representative:
Councillor I. Myers.

(16) Johannesburg Child Guidance Clinic.

One representative to be appointed.

Present representative:
Councillor B.D. Eagar

(17) Johannesburg Coronation Dental Infirmary.

Two representatives and alternates to be appointed.

Present representatives:
Councillors A. Jaffe
S. Moss
(Alternates: Councillors H.F. Dennis
I. Myers)

(18) Johannesburg Council for Adult Education.

Two representatives to be appointed.

Present representatives:
City Librarian
Public Relations Officer

(19) Johannesburg Housing Utility Company : Board of Directors.

Three representatives to be appointed.

Present representatives:
Councillors B.D. Eagar
C.J. Ross-Spencer
W.A.J. Sammons

:- (20)

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- (20) Johannesburg Municipal Employees' Sick Benefit Society.

Four representatives to be appointed.

Present representatives:

Councillors O. Caplan
C.J. Ross-Spencer
I. Schlapobersky
A.D. Zakar, J.P.

- (21) Johannesburg Municipal Pension and Provident Funds :
Committee of Management.

Five representatives and alternates to be appointed.

Present representatives:

Councillors M. Goodman
C.J. Ross-Spencer
A.D. Zakar, J.P.

Town Clerk

City Treasurer

(Alternates: Councillors H.F. Dennis,
F.W. Fidler,
M.J. Powell,
Clerk of the Council,
Deputy City Treasurer.)

- (22) Johannesburg Municipal Non-European Graded Staff
Pension Fund.

Two representatives to be appointed.

Present representatives:

Councillors P.R.B. Lewis
H.B. Ismay

- (23) Johannesburg Publicity Association.

Seven representatives to be appointed.

Present representatives:

Councillors A. Jaffe
M.J. Powell
P.M. Roos
A. Rosen
C.J. Ross-Spencer
A.B. Widman, M.P.C.
Public Relations Officer

:- (24)

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(24) Johannesburg Repertory Players.

Two representatives to be appointed.

Present representatives:

Councillors A. Rosen
S. Moss

(25) Johannesburg Road Safety Association.

One representative to be appointed.

Present representative:

Councillor Brig. J.C. Lemmer

(26) John Orr Technical High School.

Present representative:

Councillor M.L. Neppe
(Alternate: Councillor M.J. Powell)

Appointed for two years ending 31st December 1968.

(27) Legal Aid Bureau, Johannesburg.

One representative to be appointed.

Present representative:

Councillor Brig. J.C. Lemmer

(28) Municipal Art Gallery Committee.

One representative and the Mayor - with alternates -
to be appointed.

Present representatives:

Councillor Dr. A.D. Bensusan

The Mayor

(Alternates: Councillor I.E.B. Attwell
Deputy Mayor (Ex Officio).

(29) National Committee of the St. John Ophthalmic Foundation.

Three representatives to be appointed.

Present representatives:

Councillor Dr. V.V. Boy, M.P.C.

City Treasurer

Medical Officer of Health

:- (30)

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- (30) National Thrift Organization (Local Committee).

One representative to be appointed.

Present representative:
Councillor C.J. Ross-Spencer

- (31) Bantu Services Levy Local Advisory Committee.

One representative and alternate to be appointed for two years ending 1st September 1969.

Present representative:
Councillor P.R.B. Lewis
(Alternate: Councillor C.J. Ross-Spencer)

- (32) Performing Arts Council, Transvaal.

One representative and alternate to be appointed for three years ending 27th June 1970.

Present representative:
Councillor P.M. Roos
(Alternate: Councillor S. Moss)

- (33) Rand Aid Association.

Three representatives to be appointed.

Present representatives:
Councillors W.C. Caldwell
I. Schlapobersky
Deputy General Manager, Parks and Recreation Department.

- (34) Rand Afrikaans University Council.

Present representative:
Councillor J.F. Oberholzer, M.P.C.

Period of office - four years.

- (35) Rand Epileptic Employment Association.

One representative to be appointed.

Present representative:
Councillor Keith G. Fleming

:- (36)

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- (36) Refuge for Destitute Bantu Children and Destitute Aged and Infirm Bantu.

Two representatives to be appointed.

Present representatives:

Councillor H.F. Dennis
Manager, Non-European Affairs Department,
or his nominee

- (37) Safety First Association.

Three representatives to be appointed.

Present representatives:

Councillors I. Schlapobersky
C.J. Ross-Spencer
A.D. Zakar, J.P.

- (38) Sanctuary Hospital.

One representative to be appointed.

Present representative:

Councillor Leslie V. Hurd, J.P.

- (39) Smuts Memorial Trust.

One representative to be appointed.

Present representative:

Councillor Keith G. Fleming.

- (40) Society for the Prevention of Cruelty to Animals.

One representative to be appointed.

Present representative:

Councillor H.B. Ismay

- (41) S.A. Institute of Race Relations : Institute Council.

Two representatives to be appointed.

Present representatives:

Councillor P.R.B. Lewis
Manager, Non-European Affairs Department.

:- (42)

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- (42) South African National Council for Child Welfare.

One representative to be appointed.

Present representative:
Councillor M.L. Neppe

- (43) South African National War Museum : Board of Trustees.

Three representatives to be appointed for three years ending 24th October 1970.

Present representatives:
Councillors Brig. J.C. Lemmer
Dr. A.D. Bensusan
City Librarian

- (44) Southern Transvaal Football Association (Finance Committee).

One representative to be appointed.

Present representative:
Councillor A. Jaffe

- (45) Southern Transvaal Lawn Tennis Association.

One representative to be appointed.

Present representative:
Councillor Brig. J.C. Lemmer

- (46) Training College for Art School : Johannesburg.

Present representative:
Councillor S. Moss

Appointed on the Council of this School for three years ending 31st December 1968.

- (47) Training College for Nursery School Teachers : Houghton.

Present representatives:
Councillor M.L. Neppe
Child Welfare Medical Officer,
City Health Department

Appointed for a period of three years ending 31st March 1968.

:- (48)

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- (48) Transvaal Municipal Association: Executive Committee.

No appointment.

The Council has two representatives together with the Town Clerk, on the Transvaal Municipal Association Executive, these being appointed at the Annual Conference of this body from among the Council's representatives at the Conference.

Present representatives:

Councillors J.F. Oberholzer, M.P.C.

A.B. Widman, M.P.C.

Town Clerk (Ex Officio)

- (49) Transvaal Rugby Football Union.

One representative to be appointed.

Present representative:

Councillor A.B. Widman, M.P.C.

- (50) Transvaal Society for the Care of Non-European Blind.

One representative to be appointed.

Present representative:

Councillor A. Morris

- (51) Trust Committee : Recreation Centre for Reef Coloured Community, Boksburg.

On the 30th September 1965 the Council appointed Councillor C.J. Ross-Spencer together with the Chief Officer, Coloured and Asiatic Division, to serve on the Trust Committee concerned with the planning of the recreational facilities for the reef Coloured community adjoining Cinderella Dam, Boksburg.

- (52) Urban Passenger Transport Association (S.A.) : Executive Committee.

One representative to be appointed. (It has been customary to appoint the Chairman of the Utilities Committee as the Council's representative.)

Present representative:

Councillor D.J. Marais to the 30th March 1966.

Councillor M.L. Neppe from the 24th May 1966.

- (53) Vaal River Catchment Association.

One representative and alternate to be appointed.

Present representative:

Councillor J.F. Oberholzer, M.P.C.

(Alternate: Councillor C.J. Ross-Spencer)

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- (54) Witwatersrand Agricultural Society.
Two representatives to be appointed.
Present representatives:
Councillors H.F. Dennis
A.B. Widman, M.P.C.
- (55) Witwatersrand Technical College.
Two representative to be appointed for three years
ending 31st December 1970.
Present representatives:
Councillors W.C. Caldwell
I. Schlapobersky
- (56) Witwatersrand University Council.
Present representatives (appointed for a period
of four years from 1st March 1964):
Councillors Dr. A.D. Bensusan
C.J. Ross-Spencer
The Mayor (ex officio)
- (57) Witwatersrand University (Bursaries) Committee.
Four representatives to be appointed.
Present representatives:
Councillors Dr. A.D. Bensusan
P.M. Roos
A. Rosen
I. Schlapobersky
- (58) Witwatersrand University : Committee of Management
for the Planetarium.
Two representatives and the Town Clerk to be appointed.
Present representatives:
Councillors Leslie V. Hurd, J.P.
B.D. Eagar (The Mayor)
Town Clerk.
- (59) Conciliation Board to deal with dispute re Salaries
and Wages - part-refundable posts - City Health Department.
Representatives already appointed.
Councillors P.M. Roos
P.R.B. Lewis,
A.B. Widman, M.P.C.
Mr. F.J. Carroll.
(Alternates : Councillors J.F. Oberholzer, M.P.C.
M.L. Neppe
A.D. Zakar, J.P.
Mr. J.H. Farrell.)

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IT IS RECOMMENDED:

That where necessary the Council appoint members to represent it on the abovementioned public bodies during the forthcoming municipal year.

13. LIST OF STANDING COMMITTEES.

The members serving on the various Committees were as follows:-

MANAGEMENT COMMITTEE.

COUNCILLORS : P.M. ROOS (CHAIRMAN),
P.R.B. LEWIS (DEPUTY CHAIRMAN),
D.J. MARAIS (TO 30TH MARCH 1966),
J.F. OBERHOLZER, M.P.C.,
A.B. WIDMAN, M.P.C.
M.L. NEPPE (FROM 26TH APRIL 1966)

HEALTH AND AMENITIES COMMITTEE.

COUNCILLORS : A.B. WIDMAN, M.P.C. (CHAIRMAN),
DR. V.V. BOY, M.P.C. (DEPUTY CHAIRMAN),
A. MORRIS,
I. MYERS,
DR. J.S. OTTO,
M.J. POWELL,
W.A.J. SAMMONS,
M. SKLAAR,
J.H. VAN BLERK, M.P.C.,
H.M.J. VAN RENSBURG.

NON-EUROPEAN AFFAIRS COMMITTEE.

COUNCILLORS : P.R.B. LEWIS (CHAIRMAN),
H.B. ISMAY (DEPUTY CHAIRMAN),
I.E.B. ATTWELL,
DR. A.D. BENSUSAN,
E. CUYLER, J.P., M.P.C.,
H.F. DENNIS,
KEITH G. FLEMING,
LESLIE V. HURD, J.P.,
S. MOSS,
C.P. VENTER.

UTILITIES COMMITTEE.

COUNCILLORS : D.J. MARAIS (CHAIRMAN)(TO 30TH MARCH 1966),
M.L. NEPPE (CHAIRMAN)(FROM 3RD MAY 1966),
W.C. CALDWELL (DEPUTY CHAIRMAN)(FROM 3RD MAY 1966),
S.P. BARNARD,
A. JAFFE,
J.J. O'CONNOR, J.P., M.P.C.,
H.C. PIETERSE,
J.A. POWELL,
A. ROSEN,
C.J. ROSS-SPENCER (DEPUTY MAYOR),
H.E. JANSEN VAN RENSBURG (FROM 7TH JUNE 1966)

:- WORKS

WORKS AND TRAFFIC COMMITTEE.

COUNCILLORS : J.F. OBERHOLZER, M.P.C. (CHAIRMAN)
I. SCHLAPOBERSKY (DEPUTY CHAIRMAN)
O. CAPLAN
A.P.J. DE KLERK, J.P.
C.F. DE WET, J.P.
F.W. FIDLER
M. GOODMAN
BRIG. J.C. LEMMER
T. GLYN MORRIS
A.D. ZAKAR, J.P.

SPECIAL LICENSING COMMITTEE.

COUNCILLORS : M.J. POWELL (CHAIRMAN)
J.J. O'CONNOR, J.P., M.P.C. (DEPUTY CHAIRMAN)
O. CAPLAN
F.W. FIDLER
H.B. ISMAY
I. MYERS
M.L. NEPPE
J.A. POWELL
W.A.J. SAMMONS.

14. RETURN OF ATTENDANCES AND LEAVE OF ABSENCE.

The following returns for the period 4th March 1966 to 24th February 1967, which were prepared by the Clerk of the Council in terms of Standing Order 103, are submitted for the information of the Council :-

ANNEXURE (A) Attendance of Members at Council and Committee (including sub-committee) Meetings for period 4th March 1966 to 24th February 1967.

(These schedules have been reduced in size for convenience in binding.)

ANNEXURE (B) Statement of Leave of Absence Granted to Councillors.

In compiling the returns of attendances, allowance has been made for the number of meetings held during their absence on leave in calculating the maximum number of meetings at which members could be present.

3rd March 1967.

ROSS BLAINE,
TOWN CLERK.

Special Meeting of Council : 7th March 1967

ANNEXURE (A)

SPESIALLE VERGADERING VAN DIE RAAD VAN 7 DE MARCH 1967 / SPESIALE WEDERVERGADERING VAN 7 DE MARCH 1967.
 ATTENDANCE OF MEMBERS AT COUNCIL AND COMMITTEE MEETINGS FOR THE PERIOD 4TH MARCH 1966 TO 24TH FEBRUARY 1967.
 BYWONINGSIFTERS : RAADS- EN KOMITEEVERGADERINGS GEMENDE DIE TYPREK 4 MAART 1966 TOT 24 FEBRUARIE 1967.

Name of Councillor Naam van Raadslid	Maximum Possible and Actual Attendances of each Councillor Maksimalle Moontlike Bywoningyfer en die Werklike Bywoningyfer vir iedere Raadslid												Total Actual Attendances	Attendances at Special Committees and Sub- Committees	Council: No. of Divisions: .10.... Raad : Getal Hoofdelike Komitees: .10.... No. of votes Stemte: .328... Cast: .328... Getal stemme afgebring .328....		
	Council		Management Committee		Health and Amenities Committee		Non-European Affairs Committee		Utilities Committee		Works and Traffic Committee					Special Licensing Committee	
	Moontlik	Werklik	Moontlik	Werklik	Moontlik	Werklik	Moontlik	Werklik	Moontlik	Werklik	Moontlik	Werklik				Moontlik	Werklik
EAGAR, E. D.	24	24												24	2	13	2
ROSS-SPENCER, C. J.	24	24							13	11				37	1	3	1
AITWELL, I. E. B.	22	22												33	1	1	1
BARNARD, S. P.	24	22							14	12				38	6	6	10
RENSHAW, DR. A. D.	24	24												37	6	5	10
ROY, DR. V. V.	21	20												31	1	3	4
CALDWELL, W. C.	20	20												31	10	6	5
CAPLAN, O.	24	24							11	11				31	10	6	5
CUTLER, E.	20	19												28	4	4	9
DE KLERK, A. P. J.	19	18												27	2	6	8
BENNIS, H. P.	22	22												27	2	3	7
DE WIT, C. F.	20	19												26	2	4	8
FIDLER, F. W.	17	17												26	-	-	9
FLEMING, KEITH G.	15	14												34	2	4	4
GOODMAN, M.	21	21												26	-	-	9
HUBB, L. V.	21	21												34	2	4	6
ISMAY, H. B.	24	24	8	8										31	-	-	7
JAPPE, A.	22	22												59	6	4	10
LEWIS, R. H. G. J. C.	24	24	48	48										35	2	2	9
LEWIS, P. R. B.	24	24												38	4	4	10
MURPHY, D. (To 10/3/66)	1	1												85	4	12	10
MURPHY, A.	19	19												1	-	-	10
MURPHY, T. GLYN	22	22												27	1	1	7
MURPHY, S.	24	24												34	2	2	7
MURPHY, I.	21	21												37	3	12	10
NETTE, M. I.	21	21	37	37										77	1	1	10
ORSHOLZER, J. F.	23	23	49	49										87	10	1	10
O'CONNOR, J. J.	18	18												30	1	1	5
OTTO, DR. J. S.	23	22												34	1	1	6
PITTSBURGH, H. C.	24	23												37	3	3	10
POWELL, J. A.	24	24												44	7	7	8
POWELL, M. J.	16	16	33	33										49	2	2	10
ROOS, P. M.	14	13												49	2	2	5
ROSEN, A.	21	21												24	2	4	4
SAMMONS, W. A. J.	23	23												36	1	3	9
SCHLAPPORENSKY, I.	21	21												38	2	2	10
SKLAAR, M.	22	21												32	1	1	8
VAN BILDER, J. H.	22	21												33	3	1	10
VAN BENSING, H. F. (To 10/3/66)	16	14												31	1	1	4
VAN BENSING, H. M.	22	21												23	1	1	4
VAN BENSING, H. M.	23	22												30	2	2	8
VENTER, C. P.	24	24	49	49										35	3	3	10
WITMAN, A. B.	17	17												25	1	1	6
ZAKAR, A. D.														23	1	1	6

Special Meeting of Council : 7th March 1967

ANNEXURE (B).

LEAVE OF ABSENCE TO COUNCILLORS FOR PERIOD 4TH MARCH 1966 TO 24th FEBRUARY 1967.

NAME	FROM	TO
Eagar, B.D. (Mayor)	10th June 1966	19th June 1966
Ross-Spencer, C.J. (Deputy Mayor)	4th July 1966	11th July 1966
Attwell, I.E.B.	23rd February 1966 25th October 1966	6th March 1966 -
Barnard, S.P.	-	-
Bensusan, A.D. (Dr.)	-	-
Boy, V.V. (Dr.)	1st July 1966 30th August 1966 27th September 1966	11th July 1966 - -
Caldwell, W.C.	1st May 1966	30th June 1966
Caplan, O.	-	-
Cuyler, E.	26th April 1966 22nd November 1966	- -
de Klerk, A.P.J.	15th March 1966 26th April 1966 25th October 1966 31st January 1967	- - - -
Dennis, H.F.	-	-
de Wet, C.F.	24th May 1966 22nd June 1966	- 21st July 1966
Fidler, F.W.	30th August 1966 25th October 1966 24th February 1967	- - -
Fleming, Keith G.	29th March 1966 28th June 1966 26th July 1966 24th February 1967	- - - -
Goodman, M.	23rd February 1966 19th May 1966 20th August 1966	14th March 1966 2nd June 1966 -
Hurd, Leslie V.	15th March 1966	-
Ismay, H.B.	-	-
Jaffe, A.	20th May 1966	6th June 1966

:- Lemmer ...

Special Meeting of Council : 7th March 1967

ANNEXURE (B) (Contd.)

NAME	FROM	TO
Lemmer, Brig. J.C.	-	-
Lewis, P.R.B.	8th May 1966	22nd May 1966
Marais, D.J.	15th March 1966 29th March 1966	- -
Morris, A.	1st July 1966 30th August 1966 31st January 1967	31st July 1966. - -
Morris, T. Glyn	-	-
Moss, S.	-	-
Myers, I.	26th April 1966	-
Neppe, M.L.	10th November 1966	6th December 1966
Oberholzer, J.F.	23rd February 1966 6th December 1966	28th February 1966 -
O'Connor, J.J.	1st July 1966 30th August 1966 6th December 1966	31st July 1966 - -
Otto, J.S. (Dr.)	29th March 1966	-
Pieterse, H.C.	-	-
Powell, J.A.	-	-
Powell, M.J.	-	-
Roos, P.M.	16th May 1966 1st September 1966 27th September 1966	31st July 1966 25th September 1966 -
Rosen, A.	26th July 1966 27th September 1966 6th December 1966 9th January 1967	- - - 28th February 1967
Sammons, W.A.J.	28th June 1966 7th July 1966 26th July 1966	- 22nd July 1966 -
Schlapobersky, I.	11th October 1966	21st October 1966
Sklaar, M.	29th March 1966 2nd April 1966	- 18th April 1966
van Blerk, J.H.	4th March 1966 29th March 1966	- -
van Rensburg, H.M.J.	-	-

:- van Rensburg, H.E.J....

Special Meeting of Council : 7th March 1967

ANNEXURE (B) (Contd.)

NAME	FROM	TO
van Rensburg, H.E.J.	-	-
Venter, C.P.	15th March 1966	-
Widman, A.B.	-	-
Zakar, A.D.	1st May 1966	15th September 1966

Administrateurskennisgewing No. 171.] [22 Februarie 1961.
REGULASIES VIR DIE VERKIESING VAN 'N BURGEMEESTER, ONDERBURGEMEESTER, VOORSITTER EN ADJUNKVOORSITTER VAN 'N DORPSRAAD, 'N BESTUURSKOMITEE, 'N VOORSITTER EN ONDERVOORSITTER VAN DIE RAAD EN 'N VOORSITTER EN ONDERVOORSITTER VAN 'N BESTUURSKOMITEE.

Die Administrateur, ingevolge artikels *sestien, sewentien, honderd-en-sestien en honderd-en-agtien* van die Ordonnansie op Plaaslike Bestuur, 1939 (Ordonnansie No. 17 van 1939), en artikels *twee-en-vyftig, drie-en-vyftig, vier-en-vyftig* en *nege-en-sestig* van die Ordonnansie op Plaaslike Bestuur (Administrasie en Verkiesings), 1960 (Ordonnansie No. 4) van 1960, maak hierby die regulasies uiteengesit in die bygaande Bylae.

Administrator's Notice No. 171.] [22 February 1961
REGULATIONS FOR THE ELECTION OF A MAYOR, DEPUTY-MAYOR, CHAIRMAN AND DEPUTY-CHAIRMAN OF A VILLAGE COUNCIL, A MANAGEMENT COMMITTEE, CHAIRMAN AND DEPUTY-CHAIRMAN OF A COUNCIL AND CHAIRMAN AND DEPUTY-CHAIRMAN OF A MANAGEMENT COMMITTEE.

The Administrator hereby in terms of sections *sixteen, seventeen, one hundred and sixteen* and *one hundred and eighteen* of the Local Government Ordinance, 1939 (Ordinance No. 17 of 1939), and sections *fifty-two, fifty-three, fifty-four* and *sixty-nine* of the Local Government (Administration and Elections) Ordinance, 1960 (Ordinance No. 40 of 1960), makes the regulations set out in the Schedule hereto.

BYLAE.

REGULASIES VIR DIE VERKIESING VAN 'N BURGEMEESTER, ONDERBURGEMEESTER, VOORSITTER EN ADJUNKVOORSITTER VAN 'N DORPSRAAD, 'N BESTUURSKOMITEE, 'N VOORSITTER EN ONDERVOORSITTER VAN DIE RAAD EN 'N VOORSITTER EN 'N ONDERVOORSITTER VAN 'N BESTUURSKOMITEE.

Woordomskrywing.

1. In hierdie regulasies tensy uit die samehang anders blyk, het enige woord of uitdrukking waaraan 'n betekenis in die Ordonnansie op Plaaslike Bestuur, 1939 (hierna die Ordonnansie genoem), toegeken is, daardie betekenis.

Verkiesing van burgemeester.

2. Onmiddellik na die aanvang van 'n vergadering vir die verkiesing van 'n burgemeester gehou ingevolge artikel *sesien* van die Ordonnansie en nadat die raadslede die presensielys onderteken het, gaan die Raad daartoe oor om 'n burgemeester te kies.

Procedure by nominasie.

3. (1) Nadat die voorsitter van 'n vergadering in regulasie 2 genoem, die bepalings van hierdie regulasies onder die aandag gebring het van die raadslede wat teenwoordig is, vra hy om nominasies vir die amp van burgemeester.

(2) (a) Elke nominasie moet skriftelik wees en onderteken wees deur die voorsteller en sekondant, wat raadslede moet wees wat op die vergadering teenwoordig is, en moet vergesel gaan van 'n verklaring onderteken deur die kandidaat dat hy die nominasie aanvaar.

(b) Elke nominasie word aan die voorsitter oorhandig wat dit aan die vergadering bekend maak.

(3) Indien slegs een nominasie ontvang word, laat die voorsitter cers 'n tydperk van minstens twee minute verstrik om 'n geleentheid te bied vir die indiening van verdere nominasies.

(4) Indien daar geen verdere nominasies is nie, verklaar die voorsitter die genomineerde kandidaat verkose.

(5) Indien daar meer as een nominasie is, geskied die verkiesing ooreenkomstig die bepalings van regulasie 6.

Omstandighede waarin kandidatuur teruggetrek kan word.

4. (1) Geen kandidaat mag sy kandidatuur terugtrek nadat die stemming begin het nie, maar voor die aanvang daarvan kan enige kandidaat sonder die toestemming van die voorsteller of sekondant sy kandidatuur terugtrek.

(2) Indien daar as gevolg van een of meer terugtrekings slegs een kandidaat oorbly, verklaar die voorsitter sodanige kandidaat verkose.

Geen debat by nominasie of verkiesing.

5. Geen debat of bespreking vind plaas in verband met die nominasie of verkiesing nie en geen verklaring betreffende enige kandidaat word toegelaat nie.

Wyse van stemming.

6. (1) Die stemming geskied as volg:—

(a) Die voorsitter van die vergadering reël dat aan elke raadslid 'n blanko stembriefie met 'n geheime merk daarop oorhandig word;

(b) die stembriefies moet van dieselfde grootte en in alle ander opsigte eenders wees;

(c) elke raadslid skryf op die stembriefie die naam van die kandidaat op wie hy sy stem uitbring, vou dit en plaas dit in die stembus wat vir die doel verskaf moet word;

(d) nadat alle stembriefies in die stembus geplaas is, benoem die voorsitter minstens twee telbeampies, wat nie raadslede is nie, om die stemme te tel;

(e) die uitslag van die stemming word deur die telbeampies aangeteken en onderteken en aan die voorsitter oorhandig, en hy maak die uitslag bekend;

(f) indien 'n kandidaat 'n meerderheid van stemme wat minstens gelykstaande is met 'n meerderheid van al die teenwoordige raadslede (hierna in hierdie regulasies 'n volstreekte meerderheid genoem) verkry, verklaar die voorsitter sodanige kandidaat verkose;

SCHEDULE.

REGULATIONS FOR THE ELECTION OF A MAYOR, DEPUTY-MAYOR, CHAIRMAN AND DEPUTY-CHAIRMAN OF A VILLAGE COUNCIL, A MANAGEMENT COMMITTEE, CHAIRMAN AND DEPUTY-CHAIRMAN OF A COUNCIL AND CHAIRMAN AND DEPUTY-CHAIRMAN OF A MANAGEMENT COMMITTEE.

Definition.

1. In these regulations unless the context otherwise indicates, any word or expression to which a meaning has been assigned in the Local Government Ordinance, 1939 (hereinafter referred to as the Ordinance), shall bear that meaning.

Election of Mayor.

2. Immediately after the commencement of a meeting for the election of a mayor held in terms of section *sixteen* of the Ordinance, and after the councillors have signed the attendance roll, the Council shall proceed to elect a mayor.

Procedure at Nomination.

3. (1) After the chairman of a meeting referred to in regulation 2 has drawn the attention of the councillors who are present to these regulations, he shall call for nominations for the office of mayor.

(2) (a) Every nomination shall be in writing and shall be signed by the proposer and seconder, who shall be councillors present at the meeting, and shall be accompanied by a declaration signed by the candidate that he accepts the nomination.

(b) Every nomination shall be handed to the chairman who shall make it known to the meeting.

(3) If only one nomination is received, the chairman shall allow a period of at least two minutes to elapse to afford an opportunity for submitting further nominations.

(4) If there are no further nominations, the chairman shall declare the nominated candidate elected.

(5) If there is more than one nomination, the election shall take place in accordance with the provisions of regulation 6.

Circumstances in which Candidature may be Withdrawn.

4. (1) No candidate may withdraw his candidature after the voting has commenced but before the commencement thereof, any candidate may withdraw his candidature without the consent of the proposer or seconder.

(2) If as a result of one or more withdrawals only one candidate remains, the chairman shall declare such candidate elected.

No Debate at Nomination or Election.

5. No debate or discussion shall take place in connection with the nomination or election and no statement regarding any candidate shall be allowed.

Manner of Voting.

6. (1) The ballot shall be conducted as follows:—

(a) The chairman of the meeting shall arrange that a blank ballot paper with a secret mark thereon shall be handed to every councillor;

(b) the ballot papers shall be of the same size and shall be identical in all other respects;

(c) every councillor shall record on the ballot paper the name of the candidate for whom he votes, shall fold it and place it in the ballot box to be provided for the purpose;

(d) after all the ballot papers have been placed in the ballot box, the chairman shall nominate at least two counting officers not being councillors to count the votes;

(e) the result of the ballot shall be recorded and signed by the counting officers and handed to the chairman and he shall make the result known;

(f) if a candidate shall receive a majority of votes which is at least equal to a majority of all the councillors present (hereinafter referred to in these regulations as an absolute majority) the chairman shall declare such candidate elected;

(e) Indien geen kandidaat 'n volstreekte meerderheid verkry nie—

(i) word die naam van die kandidaat wat die minste stemme ontvang het, geskrap en, indien daar twee of meer kandidate is met die minste en gelyke aantal stemme word 'n stemming gehou om by gewone meerderheid van stemme een van sodanige kandidate uit te skakel, en die name van die oorblywende kandidate word daarna weer aan die raad voorgelê: Met dien verstande dat waar die stemming om 'n kandidaat uit te skakel op 'n staking van stemme uitloop, word daar deur middel van loting beslis welke kandidaat uitgeskakel moet word, en indien daarna nie 'n volstreekte meerderheid verkry word nie, word die voorgaande procedure herhaal totdat daar slegs twee kandidate oorbly en indien die uitslag van hierdie laaste stemming op 'n staking van stemme uitloop word die verkiesing deur middel van loting beslis;

(ii) deurdát al die kandidate gelyke aantal stemme ontvang het, word 'n stemming gehou om by gewone meerderheid van stemme een van sodanige kandidate uit te skakel en die name van die oorblywende kandidate word daarna weer aan die Raad voorgelê, en indien 'n volstreekte meerderheid nie daarna verkry word nie word die voorgaande procedure herhaal: Met dien verstande dat waar die stemming om een van die kandidate met 'n gewone meerderheid uit te skakel op 'n staking van stemme uitloop, word die kandidaat wat as burgemeester verklaar moet word, deur middel van loting beslis.

(2) Elke raadslid wat op die vergadering teenwoordig is, moet stem.

(3) Indien daar om watter rede ook al geen burgemeester verkies word nie, vestig die voorsitter die aandag op subartikel (6) van artikel *sestien* van die Ordonnansie.

Verkiesing van onderburgemeester.

7. Na die verkiesing van die burgemeester gaan die Raad daartoe oor om die onderburgemeester te kies en die bepalinge van regulasies 2 tot en met 6 is *mutatis mutandis* van toepassing.

Verkiesing van lede van bestuurskomitee.

8. (1) Die verkiesing van lede van die bestuurskomitee soos bedoel in subartikel (6) van artikel *twee-en-vyftig* van die Ordonnansie op Plaaslike Bestuur (Administrasie en Verkiesings), 1960, geskied by stemming soos hierna bepaal.

(2) Voor die aanvang van die stemming kan enige kandidaat sonder die toestemming van sy voorsteller of sekondêr sy kandidatuur terug trek en indien die aantal nominasies gelyk is aan of minder is as die aantal vakatures of indien daar as gevolg van die terugtrekking van enige kandidatuur slegs soveel kandidate as die aantal vakatures in die bestuurskomitee oorbly of minder kandidate oorbly verklaar die voorsitter sodanige kandidate verkose lede van die bestuurskomitee: Met dien verstande dat geen kandidaat geregtig is om sy kandidatuur terug te trek nadat die stemming 'n aanvang geneem het nie.

(3) Die stemming geskied as volg:—

(a) Die voorsitter van die vergadering reël dat aan elke raadslid 'n blanko stembriëf met 'n geheime merk daarop uitgereik word en alle stembriëfies wat aldus uitgereik word, moet van dieselfde grootte en in alle ander opsigte anders wees;

(b) elke raadslid skryf op die stembriëf die name van die kandidate vir wie hy sy stem uitbring, vou dit en plaas dit in die stembus wat vir die doel verskaf moet word: Met dien verstande dat 'n raadslid vir soveel en net soveel kandidate as die aantal vakatures in die bestuurskomitee kan stem en dat 'n raadslid nie meer as een stem vir enige kandidaat mag uitbring nie;

(c) nadat elke stembriëf in die stembus geplaas is, benoem die voorsitter minstens twee telbeampies wat nie raadslede is nie, om die stemme te tel;

(g) if no candidate shall obtain an absolute majority—

(i) the name of the candidate who received the least number of votes shall be deleted and, if there are two or more candidates with the least and equal number of votes, a ballot shall be held to eliminate one of such candidates by ordinary majority of votes and the names of the remaining candidates shall thereafter again be submitted to the Council: Provided that where the ballot to eliminate a candidate results in an equality of votes it shall be decided by lot which candidate shall be eliminated and if thereafter an absolute majority is not obtained, the foregoing procedure shall be repeated until only two candidates remain and if the result of this last ballot results in an equality of votes, the election shall be decided by lot;

(ii) because all the candidates have received an equal number of votes, a ballot shall be held to eliminate by ordinary majority of votes one of such candidates and the names of the remaining candidates shall thereafter again be submitted to the Council and if an absolute majority is not thereafter obtained the foregoing procedure shall be repeated: Provided that where the ballot held to eliminate one of the candidates by ordinary majority results in an equality of votes, the candidate to be declared the mayor shall be decided by lot.

(2) Every councillor present at the meeting shall vote.

(3) If for any reason whatsoever no mayor is elected, the chairman shall draw attention to sub-section (6) of section *sixteen* of the Ordinance.

Election of Deputy-Mayor.

7. After the election of the mayor the Council shall proceed to elect the deputy-mayor and the provisions of regulations 2 to 6 inclusive, shall apply *mutatis mutandis*.

Election of Members of Management Committee.

8. (1) The election of members of the management committee as contemplated in sub-section (6) of section *fifty-two* of the Local Government (Administration and Elections) Ordinance, 1960, shall be conducted by ballot as hereinafter provided.

(2) Before the commencement of the ballot any candidate may withdraw his candidature without the consent of his proposer or seconder and if the number of nominations is equal to or less than the number of vacancies or if as a result of withdrawal of any candidature only so many candidates as there are vacancies in the management committee remain, or fewer candidates remain, the chairman shall declare such candidates elected members of the management committee: Provided that no candidate shall be entitled to withdraw his candidature after the ballot has commenced.

(3) The ballot shall be conducted as follows:—

(a) The chairman of the meeting shall arrange that a blank ballot paper with a secret mark thereon shall be handed to every councillor and all ballot papers so issued shall be of the same size and shall be identical in all other respects;

(b) every councillor shall record on the ballot paper the names of the candidates for whom he votes, shall fold it and place it in the ballot box to be provided for the purpose: Provided that a councillor may vote for so many and only so many candidates as the number of vacancies in the management committee, and a councillor shall not record more than one vote for any one candidate;

(c) after every ballot paper has been placed in the ballot box, the chairman shall nominate at least two counting officers not being councillors, to count the votes;

- (d) die uitslag van die stemming word deur die tel-beamptes aangeteken en onderteken en aan die voorsitter oorhandig en hy maak die uitslag bekend;
- (e) die kandidaat of kandidate wat die meeste stemme verkry, wat ook 'n volstreekte meerderheid is, word deur die voorsitter as die verkose lid of lede verklaar;
- (f) indien die aantal kandidate wat 'n volstreekte meerderheid verkry, minder is as die aantal vakatures word elke sodanige kandidaat deur die voorsitter 'n verkose lid verklaar;
- (g) om enige oorblywende vakature in paragraaf (f) vermeld aan te vul, word 'n verdere verkiesing gehou van die oorblywende kandidate op die wyse hierin tevore bepaal;
- (h) indien geen kandidaat 'n volstreekte meerderheid verkry het nie, word die naam van die kandidaat wat die minste stemme ontvang het geskrap en, indien daar twee of meer kandidate is met die minste en gelyke aantal stemme word 'n stemming gehou om by gewone meerderheid van stemme een van sodanige kandidate uit te skakel, en die name van die oorblywende kandidate word daarna weer aan die Raad voorgelê: Met dien verstande dat waar die stemming om 'n kandidaat uit te skakel op 'n staking van stemme uitloop, word daar deur middel van loting beslis welke kandidaat uitgeskakel moet word;
- (i) daarna word die verkiesingsproses van lede van die bestuurskomitee herhaal totdat soveel kandidate as wat daar vakatures is, 'n volstreekte meerderheid verkry het;
- (j) indien al die kandidate eweveel stemme verkry, word daar vir elke kandidaat afsonderlik 'n stemming gehou om in elke geval met 'n meerderheid van stemme te beslis of hy 'n kandidaat moet bly en indien sodanige afsonderlike stemming op 'n staking van stemme uitloop, word deur middel van loting beslis of hy 'n kandidaat moet bly;
- (k) indien na by die stemming of loting ingevolge subregulasie (j) meer kandidate oorbly as wat daar vakatures is, vind 'n stemming soos hierin tevore bepaal plaas, om die lid of lede van die bestuurskomitee te verkies en indien daardie stemming op 'n staking van stemme uitloop, word die raadslede wat lede van die bestuurskomitee moet wees deur middel van loting beslis;
- (l) indien daar na die stemming of loting ingevolge subregulasie (j) net soveel kandidate oorbly as wat daar vakatures is, verklaar die voorsitter die kandidaat of kandidate verkose lede;
- (m) indien daar na die stemming of loting ingevolge subregulasie (j) minder kandidate oorbly as wat daar vakatures is, verklaar die voorsitter die kandidaat of kandidate verkose lede en word enige vakature wat nog in die bestuurskomitee bestaan, geag 'n toevallige kakature te wees.

(4) Elke raadslid wat op die vergadering teenwoordig is, is verplig om te stem en die voorsitter het slegs 'n beraadslagende stem.

(5) Enige stembriefie waarop daar vir meer of minder kandidate as die aantal vakatures in die bestuurskomitee gestem is, word geag 'n bedorwe stembriefie te wees en word nie by die telling van stemme in aanmerking geneem nie.

(6) Geen debat of bespreking vind plaas in verband met die nominasie en verkiesing van lede van die bestuurskomitee nie en geen verklaring betreffende enige kandidaat word toegelaat nie.

Verkiesing van voorsitter en ondervoorsitter van die Raad.

9. Die bepalinge van regulasies 2 tot en met 7 is *mutatis mutandis* van toepassing op die verkiesing van 'n voorsitter en ondervoorsitter van die Raad in die omstandighede bedoel by artikel drie-en-veertig van die Ordonnansie op Plaaslike Bestuur (Administrasie en Verkiesings), 1960.

- (d) the result of the ballot shall be recorded and signed by the counting officers and handed to the chairman and he shall make the result known;
- (e) the candidate or candidates who obtain the most votes, which is also an absolute majority, shall be declared by the chairman as the elected member or members;
- (f) if the number of candidates who obtain an absolute majority is less than the number of vacancies every such candidate shall be declared an elected member by the chairman;
- (g) to fill any remaining vacancy mentioned in paragraph (f) a further election of the remaining candidates shall be held in the manner hereinbefore provided;
- (h) if no candidate has obtained an absolute majority, the name of the candidate who obtained the least votes shall be deleted and if there are two or more candidates who have received the least and an equal number of votes, a ballot shall be held to eliminate one of such candidates by an ordinary majority of votes and the names of the remaining candidates shall thereafter again be submitted to the Council: Provided that where the ballot to eliminate a candidate results in an equality of votes, it shall be decided by lot which candidate shall be eliminated;
- (i) thereafter the process of election of members of the management committee shall be repeated until as many candidates as there are vacancies have obtained an absolute majority;
- (j) if all the candidates obtain an equal number of votes, a separate ballot shall be held for each candidate to decide by a majority of votes in each case whether he shall remain a candidate and if such separate ballot results in an equality of votes, it shall be decided by lot whether he is to remain a candidate;
- (k) if after ballot or lot in terms of sub-regulation (j) more candidates remain than there are vacancies, a ballot as hereinbefore provided shall be taken to elect the member or members of the management committee and if that ballot results in an equality of votes, the councillors who shall be members of the management committee shall be decided by lot;
- (l) if after ballot or lot in terms of sub-regulation (j) as many candidates remain as there are vacancies, the chairman shall declare the candidate or candidates elected members;
- (m) if after ballot or lot in terms of sub-regulation (j) fewer candidates remain than there are vacancies, the chairman shall declare the candidate or candidates elected members and any vacancy still existing in the management committee shall be deemed to be a casual vacancy.

(4) Every councillor present at the meeting shall vote and the chairman shall have a deliberative vote only.

(5) Any ballot paper on which a vote has been recorded for more or fewer candidates than the number of vacancies in the management committee, shall be deemed to be a spoiled ballot paper and shall not be taken into account in the counting of votes.

(6) No debate or discussions shall take place in connection with the nomination and election of members of the management committee and no statement regarding any candidate shall be allowed.

Election of Chairman and Deputy-Chairman of the Council.

9. The provisions of regulations 2 to 7 inclusive shall apply *mutatis mutandis* to the election of a chairman and deputy-chairman of the Council in the circumstances contemplated by section fifty-three of the Local Government (Administration and Elections) Ordinance, 1960.

Verkiesing van voorsitter en ondervoorsitter van bestuurskomitee.

10. Die bepalings van regulasies 2 tot en met 7 is *mutatis mutandis* van toepassing op die verkiesing van 'n voorsitter en ondervoorsitter van 'n bestuurskomitee ingevolge artikel vier-en-vyftig van die Ordonnansie op Plaaslike Bestuur (Administrasie en Verkiesing), 1960.

Metode om by loting te beslis.

11. (1) Waar 'n verkiesing deur loting ingevolge hierdie regulasies beslis moet word, skryf die stadsklerk of iemand deur hom daartoe gemagtig die name van die kandidate waarvoor besluit moet word, op aparte stukkies papier van eenderse grootte en wat dieselfde vorm en voorkoms het, vou hulle op 'n wyse wat sal verseker dat hulle identies lyk en plaas hulle in die teenwoordigheid van die voorsitter en die telbeampies in die stembus.

(2) Nadat hy die stembus toegemaak het en die stukkies papier daarin behoorlik gemeng het deur die stembus te skud trek die stadsklerk of iemand deur hom daartoe gemagtig sonder om in die stembus te kyk en in die teenwoordigheid van die voorsitter en die telbeampies soveel van die stukkies papier as wat daar vakatures is een op 'n slag uit die stembus en oorhandig hulle een op 'n slag aan die telbeampies.

(3) Elke sodanige stukkie papier word daarna deur al die telbeampies onderteken en aan die voorsitter oorhandig.

(4) Nadat daar op hierdie wyse soveel van die stukkies papier as wat daar vakatures is aan die voorsitter oorhandig is, verklaar hy die raadslede wie se name op die stukkies papier verskyn, verkose lede.

Verkiesing van voorsitter en adjunkvoorsitter van 'n dorpsraad.

12. Die bepalings van regulasies 2 tot en met 7 is *mutatis mutandis* van toepassing op die verkiesing van 'n voorsitter en adjunkvoorsitter van 'n dorpsraad.

T.A.L.G. 2/2/8.

Election of Chairman and Deputy-Chairman of Management Committee.

10. The provisions of regulations 2 to 7 inclusive shall apply *mutatis mutandis* to the election of a chairman and deputy-chairman of a management committee in terms of section fifty-four of the Local Government (Administration and Elections) Ordinance, 1960.

Method of Deciding by Lot.

11. (1) Where an election is required to be decided by lot in terms of these regulations, the town clerk or a person authorized thereto by him, shall record the names of the candidates to be decided upon on separate pieces of paper of the same size and shape and appearance, fold them in a manner which will ensure that they will be identical in appearance and shall place them in the ballot box in the presence of the chairman and the counting officers.

(2) After he has closed the ballot box and has thoroughly mixed the pieces of paper therein by shaking the ballot box, the town clerk or a person authorized thereto by him shall, without looking into the ballot box and in the presence of the chairman and the counting officers, draw, one at a time, so many of the pieces of paper from the ballot box as there are vacancies and shall hand each of them, one at a time, to the counting officers.

(3) Every such piece of paper shall thereafter be signed by all the counting officers and be handed to the chairman.

(4) After as many pieces of paper as there are vacancies have in this manner been handed to the chairman he shall declare the councillors whose names appear on the pieces of paper, as elected members.

Election of Chairman and Deputy-Chairman of Village Council.

12. The provisions of regulations 2 to 7 inclusive shall apply *mutatis mutandis* to the election of a chairman and deputy-chairman of a village council. T.A.L.G. 2/2/8.

ANNEXURE (D).

SPECIAL LICENSING COMMITTEE.

TERMS OF REFERENCE.

- (1) The Committee shall consist of nine members and its quorum shall be three.
- (2) When in its opinion necessary or when instructed to do so by the Management Committee, the committee shall consider and make recommendations to the Management Committee upon the exercise of the powers and duties devolving or imposed on the Council under the Licences (Control) Ordinance, 1931, or any amendment thereof or any regulation thereunder, or under any provision of the Local Government Ordinance, 1939, as amended, or of any other ordinance which relates to the grant or refusal by local authorities of licences to carry on any trade or occupation, subject however to any specific assignment of any of such powers or duties to any other committee.
- (3) The exercise of the following powers and the discharge of the following duties are delegated to the committee which is hereby appointed in terms of Section 89 of the Local Government Ordinance, 1939, -
 - (a) the grant or refusal, on behalf of the Council, of certificates required under the Licences (Control) Ordinance, 1931, or any amendment thereof, or of any licence required under the Council's by-laws in respect of any trades, businesses or occupations not referred to any other committee;
 - (b) the grant or refusal of a renewal permit or the approval or otherwise of the appointment of a manager or nominee in respect of any application for a certificate or licence referred to in (a) above;
 - (c) the grant or refusal of any licence under the by-laws relating to theatres, music halls, public halls, concert rooms, and other places of public recreation and entertainment, the Council retaining, however, the power of appointing at any time a Special Court under its by-laws;

:- (d) ...

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- (d) the grant or refusal of any licence under the hoarding by-laws;
- (e) the grant or refusal of any permission for a privilege referred to in Section 9 of the Shop Hours Ordinance, 1959, or any amendment thereof; and
- (f) the grant or refusal of a certificate to applicants for non-white shop privileges in terms of Section 10 of the Shop Hours Ordinance, 1959, or any amendment thereof.

ANNEXURE (E).

TERMS OF REFERENCE.

PART I : THE COUNCIL.

Except as otherwise provided in this Schedule, or any law, the following matters are reserved for the decision of the Council -

- (1) the appointment and dismissal of any head or deputy-head of a department and officials occupying a post at a salary of R4,364 (consolidated) a year or more;
- (2) without prejudice to the right of heads of departments to obtain casual assistance where provision has been made in the estimates, the creation of temporary or permanent posts and the abolition, redesignation or regrading of posts on the staff, and the determination of the salaries and allowances and other conditions of service of the staff;
- (3) increases in the fixed establishment of daily-paid employees in any department, and the determination of the scales of pay and allowances and other conditions of service of daily-paid employees;
- (4) the extension or the reduction of the activities of any department or division, the establishment of any new department or division and the abolition of any existing department or division;
- (5) the imposition of any rate and the levying and reduction of tariffs and fees;
- (6) the raising of any loan and the making of applications for borrowing powers;
- (7) the approval of the annual estimates;
- (8) the incurring of any expenditure which in terms of the approved estimates is to be financed from borrowing powers and loan funds or by advances from the capital funds established by the Council;
- (9) the authorization of any expenditure which is not provided for in the approved estimates;

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- (10) making grants of money or services in terms of sub-sections (15), (16) and (17) of Section 79 of the Local Government Ordinance, 1939, as amended;
- (11) the voluntary or compulsory acquisition of land or real rights in land;
- (12) the alienation of land owned or controlled by the Council;
- (13) the hire of land or the lease of land owned or controlled by the Council if the period of hire or lease is ten years or longer or is indefinite but subject to notice of six months or longer;
- (14) the making of proposals to the Group Areas Board and the establishment of townships or housing schemes or Bantu Locations or villages or hostels or site and service schemes on land owned or controlled by the Council;
- (15) the making or amending of by-laws and regulations and the standing orders of the Council;
- (16) the submission of town-planning schemes and the amendment thereof and the grant or refusal of the special consent of the Council to the use of land and the erection and use of buildings in terms of Clauses 16 and 15 respectively of the Johannesburg Town-Planning Schemes Nos. 1 and 2, and any amendments thereto and in terms of any similar provisions of any further schemes;
- (17) the appointment of the valuer and of valuation courts;
- (18) the appointment of committees in terms of section 60 of the Ordinance and the assignment (including the modification or withdrawal) of terms of reference to them;
- (19) the appointment of the Council's representatives on committees and public bodies and at conferences and congresses of public bodies and associations;
- (20) the delimitation of wards and the division of wards into polling districts in terms of the Municipal Elections Ordinance, 1927, as amended;
- (21) any other matter which in terms of the Local Government Ordinance or any other law may not be delegated by the Council; and
- (22) any matter which either the Management Committee or the Town Clerk considers to be one of new policy of sufficient importance to require the decision of the Council.

PART II : THE MANAGEMENT COMMITTEE.

- (1) In addition to the functions which may be assigned to the Management Committee by any provincial ordinance, the Management Committee shall -
- (a) recommend to the Council the appointment of committees and the assignment to them of terms of reference;
 - (b) when in its opinion necessary or when instructed to do so by the Council, submit reports and recommendations to the Council upon the matters reserved in this Schedule to the Council, and on any other matters which are not so reserved for which purpose the Committee may call for reports from any other committee on any matter falling within the terms of reference of that committee;
 - (c) submit to the Council reports and recommendations received from other committees and intended for the Council, together with any comments or recommendations it may wish to make; provided that the Management Committee may refer back any such report to the originating committee for reconsideration in the light of such comments as it may wish to make, and if the originating committee decides to reaffirm the report or recommendation the Management Committee shall submit the report or recommendation to the Council together with any views it may wish to express;
 - (d) control the finances of the Council and prepare and submit to the Council annual estimates of revenue and expenditure and if revision should be necessary revise such estimates at the expiration of six months for submission to the Council for its consideration and approval; and
 - (e) prepare and present to the Council from time to time summarised statements of receipts and payments, distinguishing between revenue and capital and classifying them under different headings.
- (2) Subject to the conditions of delegation contained in this Schedule, the Council hereby delegates to the Management Committee the exercise of all the powers and the discharge of all the duties of the Council save and except the powers and duties which are reserved to the Council; provided that the Management Committee may at its discretion submit to the Council for approval any decision it may take under such delegation.

:- (3)

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- (3) The Management Committee may appoint ad-hoc committees and constitute them of such Councillors or of such Councillors and officials as it thinks fit, and may appoint to such committees persons who are neither Councillors nor officials, to advise it on any matter falling within its terms of reference.
- (4) Except in the case of those matters which are reserved to the Council by any law, the Management Committee may dispose of any matter in which the Town Clerk considers a decision is urgently required; but shall report its action to the next meeting of the Council if the matter is one normally reserved for decision by the Council.

PART III : CONDITIONS OF DELEGATION.

- (1) The delegation of any powers whether by the Council to the Management Committee or by the Management Committee to other committees or to the Town Clerk, heads of departments or other officials, shall be subject to the following conditions -
 - (a) no decision may be made or action taken which conflicts with or is repugnant to any resolution of the Council;
 - (b) the Council reserves the right at any time itself to deal with any matter which has been delegated to any committee or official of the Council and, without prejudice to the rights of any third parties who may lawfully have acted on the decision of a committee or official properly taken, may by motion adopted at a meeting of the Council instruct any committee or official to refer such decision to the Council itself for consideration and disposal;
 - (c) the necessary financial provision must have been made in the current estimates;
 - (d) every decision of a committee or official to expend money on Revenue Account on items of a non-recurring or special nature shall require the approval of the Management Committee;
 - (e) any recommendation of a committee or official of a negative nature need not be reported to the Council;
 - (f) any two members of a committee in terms of Section 60 of the Ordinance may immediately after the committee has taken a decision under powers delegated to it require the decision to be submitted to the Management Committee for its approval; provided that if the Management Committee does not approve the decision, it shall refer it back to the committee which may then require the Management Committee to submit it to the Council.
- (2) Any delegation made by the Management Committee to any committee or official shall be subject to the right of the Council by resolution adopted at a meeting of the Council to review such delegation.

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PART IV : HEALTH AND AMENITIES COMMITTEE.

- (1) The Committee shall consist of ten members, with a quorum of six.
- (2) When in its opinion necessary or when instructed to do so by the Management Committee, the Committee shall consider and make recommendations to the Management Committee upon the following matters which are hereby referred to it -
 - (a) matters relating to hospitals and asylums, clinics, medical examination centres, pre-school institutions, and domiciliary services provided in connection therewith, or to the management of any such institutions as may be under the control of the Council;
 - (b) the discharge of the functions and duties vested in or devolving on the Council under the Public Health Act, 1919, and the Slums Act, 1934, or any amendment thereof, and any regulations thereunder;
 - (c) the housing of Europeans, and the administration of housing schemes and townships provided by the Council for Europeans;
 - (d) matters relating to abattoirs and livestock markets or to the management of any such undertakings as may be under the control of the Council;
 - (e) the provision and maintenance of parks, open spaces, public gardens, zoological gardens, swimming baths, paddling pools, places and grounds for sports or recreation, cemeteries and crematoria, and buildings for indoor recreation, the planting and maintenance of grass, flowers, shrubs and trees on islands and circles in the streets, and on sidewalks, and the provision of sheltered employment;
 - (f) the control and administration of the library and its property, assets and business, in accordance with the provisions of the memorandum of agreement entered into between the Council and the Johannesburg Public Library dated 11th and 23rd April 1924, the provision, maintenance and management of branch libraries, the control and administration of the Africana and Geological Museums, and matters arising out of the work of the Art Gallery Committee;

:- (g)

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- (g) matters relating to music, libraries, museums, art and art galleries, drama and theatre, ballet and opera, and adult education; and
 - (h) the administration of such of the Council's by-laws and regulations and the discharge of the duties and the exercise of the functions imposed or devolving upon the Council under such provincial ordinances or Acts of Parliament or regulations made thereunder as relate to any of the foregoing matters.
- (3) The Management Committee is authorized to delegate the exercise of the following powers and the discharge of the following duties to the Committee -
- (a) the superintendence of the administration and enforcement of such by-laws and regulations of the Council and such legislation or regulations made thereunder as are referred to the committee by Part IV section (3)(h) of this Schedule, and the superintendence of the collection of any licence fees in connection therewith;
 - (b) the superintendence of the management of any houses or housing schemes established or controlled by the Council for the occupation of European members of the public or employees of the Council;
 - (c) the care and supervision of all matters relating to the manufacture, processing, sale and distribution of food and the Council's laboratory services, and to the public health and sanitary conditions of the municipality, including any outside areas, and the removal of nuisances therefrom;
 - (d) the arrangement of such inspection of premises and things as may be necessary for the effective carrying out of the by-laws relating to all matters referred to the committee;
 - (e) the superintendence of the management of all hospitals and asylums, clinics, medical examination centres, nursery schools and day nurseries and public conveniences under the control of the Council, and of any domiciliary services provided in connection therewith or with the Council's midwifery services;
 - (f) the negotiation of modifications of any housing scheme for Europeans in respect of which the Council has authorized an application for a loan or the expenditure of capital moneys, provided the expenditure is within the capital sum voted by the Council for that scheme;

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- (g) the approval for the purposes of Section 167 of the Local Government Ordinance, 1939, of health inspectors appointed after 1st November 1956..
 - (h) the superintendence of the management of all swimming baths and all parks and public gardens and all open spaces used for the purposes of recreation which are controlled by the Council, of the Zoological Gardens, of the planting and maintenance of grass and trees on islands and circles in streets, and on sidewalks and of any institution for sheltered employment;
 - (i) the superintendence of the management of the cemeteries and crematorium (inclusive of the collection of fees);
 - (j) the superintendence of the management of all community services established by the Council;
 - (k) subject to the terms of reference of the Committee, the granting of permission to encroach on land which is the property of the Council or vested in the Council for a period at the pleasure of the Council and subject to withdrawal of the permission by one month's notice.
- (4) The Committee shall carry out on behalf of the Council any function or duty vested in or devolving on the Council under the Slums Act, 1934, or any amendment thereof, other than the functions or duties reserved to the Council itself by sub-section (2) of Section 37 of the Act, or any amendment thereof.

PART V : NON-EUROPEAN AFFAIRS COMMITTEE.

- (1) The committee shall consist of ten members, with a quorum of six.
- (2) When in its opinion necessary or when instructed to do so by the Management Committee, the committee shall consider and make recommendations to the Management Committee upon the following matters which are hereby referred to it -
 - (a) the discharge of the duties imposed and the exercise of the powers conferred upon the Council by all legislation (including the regulations made thereunder) specially affecting the Bantu population;
 - (b) the establishment, maintenance and administration of Bantu residential areas and townships;
 - (c) any matter specially affecting the Bantu population or any section thereof;
 - (d) the provision of housing and other accommodation and recreational, cultural and social amenities for the Bantu population and the rendering of municipal services to them;
 - (e) the administration of the by-laws and regulations of the Council which specially relate to the Bantu;
 - (f) the administration of the Council's services for the Bantu in the way of social welfare and poor relief, including grants-in-aid; and
 - (g) the approval or refusal of plans for quarters for Bantu servants where the building to which the quarters are attached is permitted and cannot be refused in terms of the town-planning scheme.
- (3) The Management Committee is authorized to delegate the exercise of the following powers and the discharge of the following duties to the Committee -
 - (a) the superintendence of the administration and enforcement of all by-laws and regulations for the Council's Bantu residential areas

:- for Bantu

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for Bantu eating-houses, for premises licensed under the Bantu (Urban Areas) Consolidation Act, 1945, or any amendment thereof, for the supply of Bantu beer and for the prohibition of the sale or possession of sprouted grain, yeast or the like; and of any other by-laws, regulations or rules specifically relating to the Bantu except such by-laws or regulations as are specially placed within the reference of any other committee;

- (b) the superintendence of the management of all Bantu residential areas, that have been or may be established or controlled by the Council, inclusive of the collection of fees;
- (c) the superintendence of the organization established by the Council for conducting a labour bureau, controlling the influx of Bantu into the urban area, registering Bantu services, contracts and enforcing the provisions of the Bantu Services Levy Act, 1952, and the Bantu Transport Services Act, 1957, or any amendment thereof;
- (d) the payment of grants-in-aid approved by the Council for Bantu social welfare or poor relief work;
- (e) the disposal of references to the Council in terms of Sections 6(1), 8(1), 9(7), 9(8) and 42(f) of the Bantu (Urban Areas) Consolidation Act, 1945, or any amendment thereof, subject, however, to the terms of reference of the Licensing Committee;
- (f) the negotiation of modifications of any housing scheme for the Bantu in respect of which the Council has authorized an application for a loan or the expenditure of capital moneys, provided the expenditure is within the capital sum voted by the Council for that scheme;
- (g) the exercise of the powers conferred on the Council by sub-section (4) of Section 20 of the Bantu (Urban Areas) Consolidation Act, 1945, or any amendment thereof;
- (h) the holding of civic functions and entertainments for the Bantu and the acceptance of tenders and the incurring of incidental expenditure in respect thereof;

:- (i) ...

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- (i) the exercise in respect of Bantu tenants of the powers conferred on the Council by Section 58 of the Housing Act, 1957, subject to the proviso contained in the Council's resolution of the 29th September 1964 (Minutes page 2196).
- (j) subject to the terms of reference of the Committee, the granting of permission to encroach on land which is the property of the Council or vested in the Council for a period at the pleasure of the Council and subject to withdrawal of the permission by one month's notice.

PART VI : UTILITIES COMMITTEE.

- (1) The committee shall consist of ten members, with a quorum of six.
- (2) When in its opinion necessary or when instructed to do so by the Management Committee, the committee shall consider and make recommendations to the Management Committee upon the following matters which are hereby referred to it -
 - (a) the generation of electricity and the supply and distribution of electricity within the Council's area of supply, and the supply of gas within the municipality;
 - (b) matters relating to the Council's passenger transport undertakings, and to any airport maintained by the Council;
 - (c) the safeguarding of life and the protection of property against fire in the municipality and agreements with neighbouring local authorities for the giving of mutual assistance in case of fire;
 - (d) matter relating to produce markets excluding markets in any Bantu residential area or township; and
 - (e) the administration of such of the Council's by-laws and regulations and the discharge of the duties and the exercise of the functions imposed or devolving upon the Council under such provincial ordinances or Acts of Parliament or regulations made thereunder as relate to any of the foregoing matters.
- (3) The Management Committee is authorized to delegate the exercise of the following powers and the discharge of the following duties to the committee -
 - (a) the superintendence of the administration and enforcement of such by-laws and regulations of the Council and such legislation or regulations made thereunder as are referred to the committee by Part VI section (2)(e) of this Schedule, and the superintendence of the collection of any licence fees in connection therewith;

:- (b) ...

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- (b) the superintendence of the operation of the Council's passenger transport system and of the supply and distribution of electricity and gas under the control of the Council;
- (c) the superintendence of the Council's fire brigade;
- (d) the supply in bulk or to individuals of electricity to persons resident outside the municipal area on conditions which have been laid down by the Council;
- (e) the giving of notice in terms of Section 84 of the Local Government Ordinance, 1939, or any amendment thereof in respect of the supply of electricity or gas;
- (f) the superintendence of the management of the Rand Airport;
- (g) the superintendence of the administration (including the grant or refusal of licences and permits and the collection of licence and permit fees) and enforcement of the laws and by-laws regulating any public market and the market square, market auctioneers, market agents or salesmen or assistant salesmen employed on a public market;
- (h) the superintendence of the management of any markets established or controlled by the Council;
- (i) the superintendence of the administration and enforcement of all by-laws of the Council relating to the keeping, selling and conveyance of petroleum, carbide of calcium and inflammable liquids and substances (excluding, however, the by-laws relating to kerbside petrol pumps) and to the generation of acetylene gas and the use of apparatus and installations for the same, but excluding the collection of moneys, and accounts due to the Council, and the licensing of electricians; and
- (j) subject to the terms of reference of the Committee, the granting of permission to encroach on land which is the property of the Council or vested in the Council for a period at the pleasure of the Council and subject to withdrawal of the permission by one month's notice.

PART VII : WORKS AND TRAFFIC COMMITTEE.

- (1) The committee shall consist of ten members, with a quorum of six.
- (2) When in its opinion necessary or when instructed to do so by the Management Committee, the Committee shall consider and make recommendations to the Management Committee upon the following matters which are hereby referred to it -
 - (a) the construction, maintenance and improvement of streets and thoroughfares, and the provision of arterial traffic highways through the city;
 - (b) the control of traffic and the promotion of safety on the streets, and the provision of off-street parking;
 - (c) the establishment and maintenance of sewage disposal works and farms, and the provision of sewers and drains;;
 - (d) the collection, removal, treatment and disposal of night-soil, slopwater, bathwater, filth and other refuse and the control of stormwater;
 - (e) the supply and distribution of water;
 - (f) the construction of all works ordered by the Council other than works which fall within the terms of reference of any other committee;
 - (g) the administration of all workshops under the control of the Council;
 - (h) the suspension or revocation of licences issued under the provisions of Chapter IV of the Road Traffic Ordinance, 1966, or any amendment thereof;
 - (i) the grant or refusal of permission, after adequate notice to neighbouring stand owners, to vary building lines;
 - (j) the establishment of townships and the preparation and administration of the Council's town-planning schemes;
 - (k) the disposal of references from the Townships Board in regard to the proposed establishment of townships outside the municipal area and in regard to the amendment of conditions of title to conform with the provisions of the Council's town-planning schemes;
 - (l) the administration and enforcement of the following by-laws of the Council; the by-laws relating to the supply of water; the drainage by-laws; the by-laws for regulating plumbers and drainlayers; the

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Building By-laws (with the right to pass or reject plans of buildings or sub-divisions of land under any by-laws relating to buildings or any other by-laws within the reference of the committee); the by-laws relating to traffic, streets, parking, parking grounds, motor vehicle attendants, porters, kerbside petrol pumps, the transport of explosives and the conveyance and sale of live poultry; the by-laws relating to the licensing and control of business, trades, occupations and work, to hawkers, pedlars, street traders and street vendors, and to advertisements, advertising hoardings, public sales and pawnbrokers, the by-laws relating to dogs and the licensing of dogs but exclusive of the by-laws for the Council's Bantu locations; the by-laws relating to the licensing of theatres, music halls, public halls, concert rooms, cinemas and other places of public recreation or entertainment; the by-laws relating to the licensing of cinematograph operators, and any by-laws relating to any other matter within the reference of the committee; and including the grant or refusal of licences for plumbers, drainlayers and cinematograph operators but not licences for any other trade, business, occupation or work; and

- (m) the discharge of the duties and the exercise of the functions imposed or devolving upon the Council under such provincial ordinances or Acts of Parliament or the regulations made thereunder as relate to any of the foregoing matters.
- (3) The Management Committee is authorized to delegate the exercise of the following powers and the discharge of the following duties to the committee -
- (a) the superintendence of the administration and enforcement of such by-laws and regulations of the Council and such legislation or regulations made thereunder as are referred to the committee by Part VII Section (2) paragraphs (1) and (m) of the Schedule.
 - (b) the superintendence of the control of the municipal pounds and of the administration and enforcement of all by-laws of the Council and regulations of the Administrator relating to the impounding of animals.
 - (c) the superintendence of the cleansing of streets, of the removal of refuse, night-soil and carcasses, of the Council's vacuum tank service, of the control of all refuse destructors, refuse handling plants, and dumps, and of the Council's compounds;

:- (d)

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- (d) the superintendence of the management of all the Council's sewage disposal works and farms and the supervision of the administration of any sanitation services operating with the approval of the Council beyond the municipal area;
- (e) the superintendence of the construction, repair, maintenance and cleansing of all sewers, drains, tanks, and works connected with sewerage and drainage (including all sewage disposal works), and the superintendence of the provision on conditions approved by the Council of connections to sewers laid with the approval of the Council in areas outside the Municipal area;
- (f) the numbering of houses, the issue of orders under paragraphs (i) and (ii) of sub-section (46) of Section 79 of the Local Government Ordinance, 1939, or any amendment thereof, and the care and supervision of all matters relating to streets, including the naming, construction, watering and maintenance thereof, but excluding the planting of grass and trees on islands and circles in streets and on sidewalks;
- (g) the giving of notice in terms of Section 134 and 84 of the Local Government Ordinance, 1939, or any amendment thereof, in respect of sewers, drains or pipes and the supply of water;
- (h) the superintendence of the supply and distribution of any water under the control of the Council and the supply in bulk or to individuals of water to persons resident outside the municipal area on conditions which have been laid down by the Council;
- (i) the superintendence of the management of all parking-grounds established on land controlled by the Council,
- (j) the grant or refusal in terms of Clauses 28 and 26 respectively of the Johannesburg Town-Planning Schemes Nos. 1 and 2, or any amendment thereof, of the Council's consent to the erection of advertising hoardings and the display of advertisements;

:- (k) ...

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- (k) the grant or refusal of the Council's permission in accordance with the said town-planning schemes to change the use of land or premises to a less obnoxious use;

- (l) the grant or refusal of applications in terms of clauses 23(a)(iv), 23(b)(i) and 29(c) of the Town-Planning Scheme No. 1:-
 - (i) for a single free floor of parking or flats above the natural ground level on a site zoned "general residential", if such site adjoins, or is directly or diagonally opposite a site zoned "special residential", or for more free floors of parking if such site is surrounded by sites zoned "general residential"; and

 - (ii) for more than one floor of basement or more than one exposed (non-basement) floor for parking, business or industrial use, on a site zoned "general business", "general area", "general industrial" or "special industrial".

- (m) subject to the terms of reference of the Committee, the granting of permission to encroach on land which is the property of the Council or vested in the Council for a period at the pleasure of the Council and subject to withdrawal of the permission by one month's notice.

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