

COUNCIL MEETING: 27 MARCH 2024

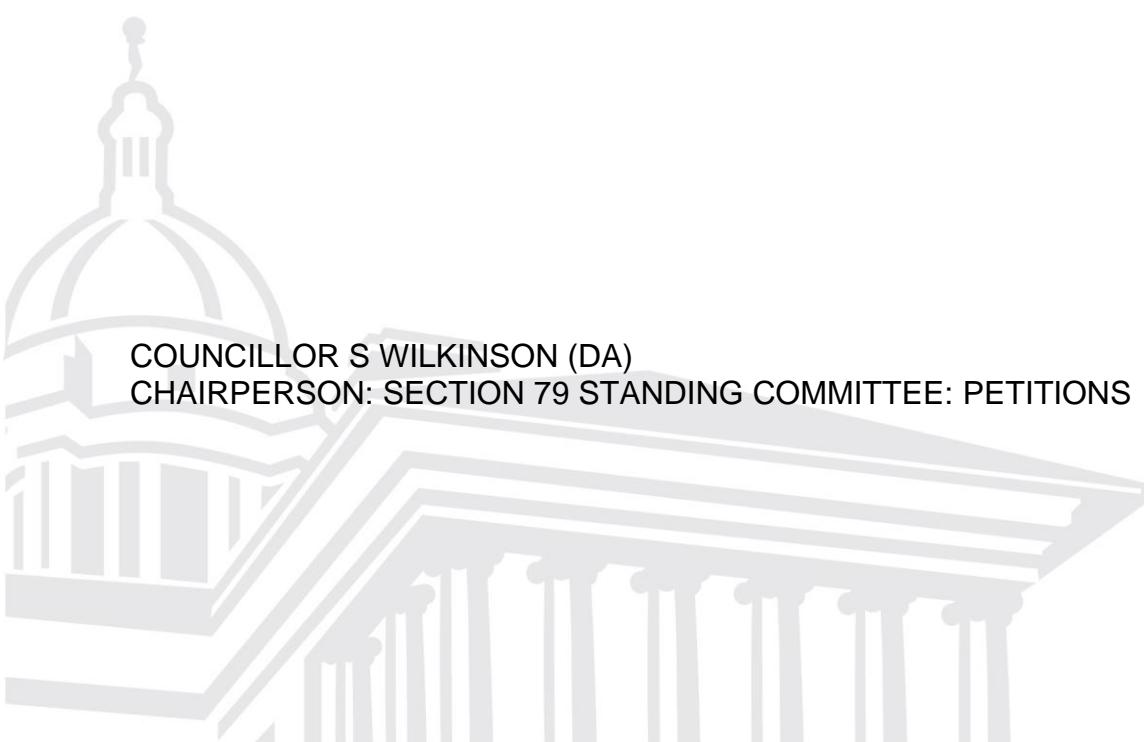
ANNEXURE B1

REPORT ON THE RESOLUTIONS OF THE SECTION 79 STANDING COMMITTEE:
PETITIONS: 22 FEBRUARY 2024

SUBJECT

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COUNCILLOR S WILKINSON (DA)
CHAIRPERSON: SECTION 79 STANDING COMMITTEE: PETITIONS

B. SECTION 79 STANDING COMMITTEE: PETITIONS MEETING: 22 FEBRUARY 2024

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**MATTERS WHICH THE SECTION 79 STANDING COMMITTEE: PETITIONS FINALISED
ON 22 FEBRUARY 2024 BY VIRTUE OF THE POWERS DELEGATED TO IT IN TERMS
OF COUNCIL RESOLUTION OF 30 MAY 2002**

**B. SECTION 79 STANDING COMMITTEE: PETITIONS MEETING
(22.02.2024)**

I. LEAVE OF ABSENCE

That it be noted that the following Councilors were granted leave of absence from the meeting:

Aphane, LM
Shume, TJ

III. MINUTES FOR CONSIDERATION

That the minutes of the Section 79 Standing Committee: Petitions meeting held on 14 November 2023 be approved.

III. RESOLUTIONS: SECTION 79 STANDING COMMITTEE MEETING: PETITIONS:
22 FEBRUARY 2024

1. OFFICE OF THE SPEAKER
PETITION FROM RESIDENTS AGAINST THE BUILDING ON THE CORNER OF
NAVY AND MUSTARD STREETS IN THE WHITE BLOCKS, LAUDIUM, WARD 61,
REGION 4, UNDER CLLR N PATEL
(From the Section 79 Standing Committee: Petitions: 20 October 2022)

IT WAS RECOMMENDED (TO THE SECTION 79 STANDING COMMITTEE: PETITION
22 FEBRUARY 2024):

1. That the chief of Police conducts joint operation inspection in loco with all relevant department and submit outcomes of the inspection by the end of November 2022
2. That the inspection in loco be conducted at the mentioned area by Petitions Committee together with Metro Police.
3. That the petition be put in abeyance pending the Petitions Committee inspection in Loco together with relevant department.

Before commencement of the discussion of this matter at the Section 79 Standing Committee: Petitions meeting of 22 February 2024, the petitioners as well as the Ward Councillor, Councillor N Patel, were present and were offered an opportunity to address the committee.

After lengthy discussions between: Chairperson Cllr S Wilkinson

**Cllr N Patel
Cllr S Mabolawa
Cllr LKP Moloto
Cllr A Sparg
Cllr T Vilakazi
Cllr P Ramjee**

After extensive deliberation on the petition, Councillor S Wilkinson seconded by Cllr A Sparg proposed 3 new recommendations to the recommendations of the report, which was collectively acceded to by the Petitions committee to read as follows:

(Unaltered)

- “1. That urgent steps for the Municipal process be taken, by the end of April 2024, subject to the resolution of Council 27 March 2024, to demolish the white house.**
- 2. That the property must be rehabilitated, building rubble be removed, and fenced properly, to prevent further contravention of the CoT By-laws.**
- 3. That the Ward Councillor, PR Councillor, immediate community, and the relevant stake holders ie. CPF and Residents Associations / petitioners be**

(Unaltered)

engaged and involved both financially and through direct communication. Methods to be considered are the CUP and IMSD policies.”

In view of thereof, the Section 79 Standing Committee: Petitions resolved as set out below.

RESOLVED:

1. That urgent steps for the Municipal process be taken, by the end of April 2024, subject to the resolution of Council 27 March 2024, to demolish the white house.
2. That the property must be rehabilitated, building rubble be removed, and fenced properly, to prevent further contravention of the CoT By-laws.
3. That the Ward Councillor, PR Councillor, immediate community, and the relevant stake holders ie. CPF and Residents Associations / petitioners be engaged and involved both financially and through direct communication. Methods to be considered are the CUP and IMSD policies.

2. OFFICE OF THE SPEAKER
 PETITION FROM RESIDENTS OF SAULSVILLE HOSTEL REQUESTING
 INTENSIVE LAW ENFORCEMENT AT SAULSVILLE STALLS, WARD 63, REGION 3,
 UNDER CLLR D MAJOLA
(From the Section 79 Standing Committee: Petitions 20 October 2022)

During the discussion of this matter at the Section 79 Standing Committee: Petitions meeting held on 22 February 2024, the Chairperson elaborated that there was no representation for this report.

Hereafter, Mr David Mohale, Environmental Health practitioner indicated that an inspection was conducted, and the community members and traders were given pamphlets with information regarding health hazards and how to conduct safety when handling food.

In view of thereof, the Section 79 Standing Committee: Petitions resolved as set out below.

RESOLVED:

1. That the Group Head: Economic Development and Spatial Planning Department conduct a workshop for traders on compliance requirements.
2. That TMPD together with Economic Development, Waste Management and Municipal Health Services conduct a clean operation to ensure compliance with the city's by-laws.
3. That the Group Head: Waste Management Department conduct regular clean ups in the area.
4. That the Environmental Health Practitioners conduct training on "five keys to safer food" and health education to all stall owners.
5. That all stalls be cleaned, disinfected, and permits to include type of activities allowed on the stalls.

3. OFFICE OF THE SPEAKER
PETITION FROM RESIDENTS OF DANVILLE REGARDING SERVICE DELIVERY,
WARD 60, REGION 3, UNDER CLLR R MPATI
(From the Section 79 Standing Committee: Petitions: 17 November 2022)

During the meeting of the Section 79 Standing Committee: Petitions, there were no petitioners nor Ward Councillor to speak on the concerns on the matter.

The Chairperson, Councillor S Wilkinson, he provided the members of the committee a brief back round on the petition to bring them into familiarising themselves with the concerns.

In view of the above, the Section 79 Standing Committee: Petitions resolved as set out below.

RESOLVED:

1. That the Regional Head: Region 3 should ensure that the overgrown vegetation in Danville Ext 5 is cut on regular basis and submit progress report to the petitions Committee by 31March 2024.
2. That the Group Head: Department of Agriculture and Environmental Management should investigate the possibility of installing a fence on Reiner Globellar Street and submit a progress report to the Petitions Committee by the 31March 2024.
3. That the Group Head: Community Safety (Tshwane Metro Police) should continue monitoring and patrolling the area on a regular basis.

4. OFFICE OF THE SPEAKER
 PETITION FROM RESIDENTS REGARDING LOUD DRUMMING AND WHISTLING
 NOISE THAT COME FROM PLOT 69, AKASIA AVE, WARD 61, REGION 4, UNDER
 CLLR N PATEL
(From the Section 79 Standing Committee: Petitions: 17 November 2022)

Before commencement of the discussion of this matter at the Section 79 Standing Committee: Petitions meeting of 22 February 2024, the petitioners as well as the Ward Councillor, Councillor N Patel were present and were given the opportunity to address the committee.

After hearing the above deliberations by the petitioners, a representative from the Department of Health, Health practitioner, indicated that for the department to move with this petition, affidavits are required to strengthen their plea.

Here after, Councillor A Sparg, asked if the department could not put the noise meters in this regard, and therefore a conclusion can be made.

The Chairperson then put this matter in abeyance until a progress report is provided by the department of Health at the next meeting of the Section 79 Standing Committee: Petitions.

In view of the above, the Section 79 Standing: Petitions resolved as set out below.

RESOLVED:

1. It be noted that the matter regarding the noise disturbance is being handed over for prosecution.
2. That the Group Head: Health: Mr. Kwena Nkoko submit progress report to the Petitions Committee by the 31th March 2024 about the legal process.
3. That the chief of Police: Ms. Yolande Faro should continue monitoring the place for compliance on the regular basis.
4. That this matter be put in abeyance until next meeting of the Section 79 Standing Committee: Petitions 17 April 2024.

**5. OFFICE OF THE SPEAKER
 PETITION FROM RESIDENTS OF GARANKUWA ZONE 4 REGARDING SERVICE
 DELIVERY, WARD 30, REGION 1, UNDER CLLR V PHALWANE
 (From the Section 79 Standing Committee: Petitions: 17 November 2022)**

During the meeting of the Section 79 standing Committee: Petitions of 22 February 2024, the petitioners were present and were given the opportunity to address the committee.

After hearing the above deliberations and concerns by the petitioners also residents, Divisional Head: Human Settlement Department: Ms Petal Thring, gave a thorough understanding and process on the matter the title deeds as follows:

- **That the current court title deeds are part of the North West Housing Cooperation properties, that were sold by in 2002, when the City of Tshwane was established.**
- **The matter was reverted to the city.**
- **The National Department of Human Settlement provided funding to the Provincial Department of Human Settlement, to begin this process, which it did.**
- **The process was extremely slow due to the various complaints that were long lodged, therefore the Minister has taken over the project.**
- **A first team of conveyancers was appointed last year, and that contract came to an end late in the year and a new team of conveyancers was appointed by National Department of Human Settlement.**
- **There's only been two title deeds issuing event in the area since then and assurance was made that now with the new conveyancing team appointed, the process will be expedited.**

Deputy Director: Human Settlement: Mr Franswa Swanepoel, brought to light to the committee that, in this matter most things are deal with by the province and that he is only responsible for the township establishment subdivisions, so it would be difficult to account on behalf of the province.

Here after, the Chairperson S Wilkinson, recommended that in this event, recommendation 2 of the recommendations of the report be removed until a proper progress report be handed to the committee which the proposal was acceded by the committee.

He further iterated that Director: Petitions and Memoranda : Russel Sambu, be responsible in coordinating (IGR) Inter Governmental Relations and the petitioners and the Ward Councillor should form part of the hearing / oversight to make sure that the matter is discussed in depth , because they have an intimate knowledge of the area and areas like that, as well as the consolidation of who has passion for these community development interventions.

In view of the above, the Section 79 Standing Committee: Petitions resolved as set out below.

RESOLVED:

1. That the Group Head: Human Settlements ensures that title deeds process is finalized and issued to the rightful owners.
2. That the Group Head: Human Settlements should investigate if the Houses were not built on wetlands and submit a report to the Petitions Committee by the June 2024.
3. That the Director: Russel Sambu: Petitions and Memoranda refer this petition to the Gauteng Provincial Petitions Committee so that they can engage with the Provincial Housing regarding the replacement of asbestos in the area.

6. OFFICE OF THE SPEAKER
 PETITION FROM RESIDENTS REQUESTING URGENT ACTION TO BE TAKEN
 AGAINST MOSQUES AND/OR ISLAMIC PRAYER FACILITY LOCATED AT
 RASLOUW CORNER OF THE R55 AND LOCHNER ROAD, WARD 48, REGION 4,
 UNDER CLLR F ELIJAH
(From the Section 79 Standing Committee: Petitions: 17 November 2022)

During the meeting of the Section 79 Standing Committee: Petitions, the Chairperson, Councillor S Wilkinson, brought light to the committee that even though there were no petitioners nor the Ward Councillor to present their challenges, he deemed it fit that as the committee, they need to a proper report from the Department of Health: (Environmental Health) as to which steps were taken to resolve this matter, was noise measurement conducted and when will the progress report be submitted to the committee in order to resolve this matter amicably.

He further proposed that, time frame on the recommendations of the report be amended administratively, which the proposal was acceded to by the committee. In view of the above, the Section 79 Standing committee: Petitions resolved as set out below.

RESOLVED:

1. That is be noted that the Group Head: Environmental Health is awaiting feedback from the Legal Department regarding the progress of the High Court Application against the owner(s) of the property.
2. That the Group Head: Environmental Health submits progress report to the Petitions Committee about the legal process that has been taken by the legal department against the owners of the Property by 31 May 2024.

7. OFFICE OF THE SPEAKER
 PETITION FROM RESIDENTS OF PHOMOLONG COMMUNITY FORUM
 REQUESTING BASIC SERVICE DELIVERY, WARD 8, REGION 2, UNDER CLLR
 AB MATJEKE
(From the Section 79 Standing Committee: Petitions: 17 November 2022)

Before commencement of the discussion of this matter at the Section 79 Standing Committee: Petitions meeting of 22 February 2024, the petitioners as well as the Ward Councillor, Councillor AB Matjeke were present and were given the opportunity to address the committee.

After hearing the above deliberations by the community members, Deputy Director: Human Settlement: Mr. F Swanepoel, alluded to the committee that on the 8 August 2023, a letter was submitted to the Rural Development Department: Minister who is holding the property, after discussions amongst the city and Minister.

He further alluded to the committee that on the 31 January 2024 the City Manager signed off a similar letter requesting for Power of attorney which was submitted on the 2 February 2024, to rural development, and still awaiting their response, after further discussions and they are internally having their own discussions.

In view of the above, the Section 79 Standing Committee: Petitions resolved as set out below.

RESOLVED:

1. That it be noted that the Human Settlements Department is not currently able to formalize the mentioned informal settlements since the land in question is not owned by the city.
2. That the tribal authority of the Amandebele ba Lebelo should engage with the Housing Department with a view of giving the City of Tshwane the power of attorney to develop the place for the community with 90 days i.e end of June 2024.

8. OFFICE OF THE SPEAKER
PETITION FROM RESIDENTS REGARDING TRANSFORMER WITH POOR
CAPACITY, WARD 86, REGION 6, UNDER CLLR K KGOPOTSO

During the meeting of the Section 79 Standing Committee: Petitions held on 22 February 2024, there were no petitioners nor Ward Councillor present to address the committee.

Here after the Chairperson proposed that this matter be put in abeyance until the next meeting of the Section 79 Standing committee: Petitions.

In view thereof, the Section 79 Standing Committee: Petition resolved as set out below.

RESOLVED:

That this matter be put in abeyance until the next meeting of the Section 79 Standing Committee: Petitions.