

# MUNICIPAL DEMARCATION BOARD

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TO: **All Municipal Managers** All MECs responsible for Local Government Minister of Provincial and Local Government **Minister of Finance Minister of Environmental Affairs and Tourism** Minister of Justice and Constitutional Development Portfolio Committee on Provincial and Local Government Select Committee on Local Government and Administration All magistrates Houses of Traditional Leaders **National Treasury Statistics South Africa** Independent Electoral Commission SALGA Members of the MDB Boundary/Powers and Functions Committee Members of the Local Elections Technical Committee Other stake holders

## CIRCULAR 6/2008: REDETERMINATION OF MUNICIPAL BOUNDARIES, THE WITHDRAWAL OF DECLARATION OF DISTRICT MANAGEMENT AREAS AND TIMEFRAME FOR WARD DELIMITATION FOR 2011 LOCAL ELECTIONS

Following previous MDB circulars pertaining to the above-mentioned matters, please find attached the Board resolutions taken on 11 and 24 July 2008.

Your attention is specifically drawn to the following:

# **Outstanding notices**

You will notice from the attached annexure that certain notices still need to be gazetted. These notices, to be gazetted by the MDB, the IEC and MECs responsible for local government, require urgently attention, so as to empower the MDB to provide the IEC with final municipal boundaries by end August 2008.

Chairperson: Dr Vuyo Mlokoti • Deputy Chairperson: Ms Essy M Letsoalo Members: Dr MO Sutcliffe • Prof NC Steytler • Ms N Gwayi • Mr AM Mogale • Mr LJ Mahlangu • Ms ME Molebatsi • Khosi TJ Ramovha

## **Metropolitan municipalities**

The Board confirmed that Msunduzi, Mangaung and Buffalo City must become category A (metropolitan) municipalities, and that Metweding district municipality must be included into the metropolitan areas of Ekurhuleni and Tshwane.

Further reviews of the boundaries of metropolitan and other boundaries will be considered after the 2011 local elections.

## **Technical correction of municipal boundaries**

In April 2008 the Board, with the assistance on the IEC and StatsSA indentified a number of municipal boundaries that required technical corrections as a result of improved satellite imagery. In May the Board proceeded to publish a section 26 notice in various newspapers to invite the public to submit views and representations. This was followed up by the publication of section 21 notices in Provincial Gazettes.

The responses from municipalities were rather disappointing, and it also came to the attention of the Board that some of the changes were more significant than anticipated.

In view of the tight timeframes, the Board decided to allow more time to municipalities and other stakeholders to deal with these cases, and will consider them after the 2011 local elections.

You are welcome to bring other cases, that have not been mentioned in the Board's section 21 notices, to the attention to the Board. They will then also be considered after the 2011 local elections. In this regard compliance with section 22 is essential. Such requests must be submitted by either the Minister, the MECs responsible for local government, or jointly by the affected municipalities.

## Further changes to municipal boundaries

As indicated in previous circulars, no further changes to municipal boundaries will be considered by the Board. All new cases submitted to Board will be referred back to the applicants for compliance with section 22, 24 and 25 of the Demarcation Act, 1998, and re-submission after the 2011 local elections.

It is important that the Board adheres to the deadline of handing over final outer boundaries to the IEC by end August 2008 so as to allow sufficient time for the IEC to align the boundaries of voting districts to municipal boundaries as required by Sections 60 and 61 of the Electoral Act, 1998.

## Ward delimitation

Stakeholders are requested **NOT** so submit any proposals to the Board for ward delimitation. The Board will initiate this process in 2009/2010 within the following draft timeframes:

Phases	Time Frame	Process	
Phase 1		Finalise outer boundaries of municipalities – MDB/IEC/MECs Align VD boundaries to municipal boundaries – IEC/MDB	
	Aug – Sept 2008		
		Voter registration, certification & division of the national common voters' roll into municipal segments - IEC	
	March 2009	Publish formula for the number of councillors - Minister.	
	March 2009	Publish number of councillors - MECs.	
Phase 2	Apr 2009 – Feb 2010	Public consultation process including public hearings, where necessary – MDB	
Phase 3	March – Aug 2010	Gazette ward boundaries in Provincial Gazettes for objections, finalise ward boundaries and hand over to the IEC for the 2011 electoral process – MDB	
Phase 4	Aug 2010 – March 2011	Electoral process – IEC	

The Board is looking forward to strengthen and enhance its cooperation with all stakeholders during the ward delimitation process and in the years to come.

Yours sincerely

Vinjo Milokof:

VUYO MLOKOTI CHAIRPERSON: MUNICIPAL DEMARCATION BOARD 30 July 2008

# **BOARD'S RESOLUTIONS**

# KWAZULU-NATAL

DEM NO	DESCRIPTION	BOARD'S RESOLUTION:
DEM131	Proposed re-determination of the municipal boundaries of Hlabisa and Mtubatuba by excluding the Mpukunyoni/ Mkhwanazi Traditional Authority area from the municipal area of Hlabisa, and by including the area into the municipal area of Mtubatuba.	<ul> <li>The Board noted that:</li> <li>the section 21(5) notice to confirm the boundary redetermination, was gazetted as Notice No 16 in Provincial Gazette No 104 dated 28 May 2008;</li> <li>the IEC's section 23 notice was gazetted as Notice No 141, Provincial Gazette No 133 dated 27 June 2008;</li> <li>the boundary re-determination will take effect on the date of the next local elections in 2011.</li> </ul>
DEM363	Proposed re-determination of municipal boundaries by excluding Express, Eden, Greenford, Shanty, Ennesdale, Dalton, Furnhurst, Bursea, Clipson, River Prospect, Mercury, Eversly No 2, Field Head, kirkby No 2,The Fern, Yorkville, Beverley, Briarmains, Lammermoor No 2, Lammernoor, Rockmount and Lot 7 from Umtshezi Municipality (KZN234) and including them into Imbabazane Municipality (KZN236).	<ul> <li>The Board noted that:</li> <li>the section 21(5) notice to confirm the boundary redetermination, was gazetted as Notice No 16 in Provincial Gazette No 104 dated 28 May 2008;</li> <li>the MEC still needs to gazette the section 23 notice;</li> <li>the IEC's section 23 notice was gazetted as Notice No 143, Provincial Gazette No 135 dated 27 June 2008;</li> <li>if the MEC's notice is not published by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 23 notice will then have to stand over till after the local elections in 2011.</li> </ul>
DEM364	Proposed re-determination of municipal boundaries by excluding Ellersie, Solferino, Vaal Bank, Uitzitz, Kerk Plaats, Mouth Elizaber, portion of Snelster and portion of Klip Fountain from Okhahlamba Municipality (KZN235) and including them into Imbabazane Municipality (KZN236).	The Board: • noted that the section 21(5) notice to withdraw the boundary re-determination was gazetted as Notice No 16 in Provincial Gazette No 104 dated 28 May 2008.
DEM366	Proposed re-determination of municipal boundaries by excluding the farms Scotston, Scottston 1, Rereoch, Retief and Addison and a portion of Doorn	The Board: • noted that the section 21(5) notice to withdraw the boundary re-determination was

	Hoek from Okhahlamba Local	azottad as Natios No. 16 in
	Hoek from Okhahlamba Local Municipality (KZN235) and including it	gazetted as Notice No 16 in Provincial Gazette No 104
	into Emnambithi-Ladysmith Local	dated 28 May 2008.
	Municipality (KZN232)	-
DEM372	Proposed that ward 2 be excluded from Ndwendwe KZ293 and included into KwaDukuza KZN292.	<ul> <li>The Board noted that:</li> <li>The section 21(5) notice to confirm the boundary redetermination, was gazetted as Notice No 16 in Provincial Gazette No 104 dated 28 May 2008.;</li> <li>the IEC's section 23 notice was gazetted as Notice No 142, Provincial Gazette No 134 dated 27 June 2008;</li> <li>the boundary re-determination will take effect on the date of the next local elections in</li> </ul>
DEM377	Proposed re-determination of municipal boundaries by excluding certain farms from Ingwe Local Municipality and Kwa	2011. The Board noted that: • the section 21(5) notice to confirm the boundary re-
DEM386	Sani Local Municipality and including them into Impendle	<ul> <li>determination was gazetted as Notice No 16 in Provincial Gazette No 104 dated 28 May 2008;</li> <li>the IEC's section 23 notice was gazetted as Notice No 140, Provincial Gazette No 132 dated 27 June 2008;</li> <li>the MEC still needs to gazette a section 23 notice;</li> <li>if the MEC's notice is not published by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 23 notice will then have to stand over till after the local elections in 2011.</li> </ul>
DEM386	Proposed determination that the area of Msunduzi Local Municipality (KZN225) must have a category A municipality	<ul> <li>The Board:</li> <li>noted that the section 21 notice was published on 30 May 2008 as Notice No. 102, in Provincial Gazette No. 107;</li> <li>confirmed its re-determination of the boundaries of Umgungundluvu District Municipality (DC22) as per the section 21 notice;</li> <li>confirmed that the area within the current boundaries of The Msunduzi Local Municipality must have a category A</li> </ul>

	<ul> <li>municipality;</li> <li>resolved that the further reconfiguration of the boundaries of municipalities be attended to after the 2011 local elections;</li> <li>approved the publication of a section 21(5) notice.</li> </ul>
KZNDMA22	The Board noted that:
	<ul> <li>the section 21(5) notice to confirm the boundary re-determination, was gazetted as Notice No 103 in Provincial Gazette No 108 dated 30 May 2008;</li> <li>the IEC will gazette a section 23 notice;</li> <li>in terms of section 6 of the Structures Act, 1998, the MEC needs to include the area in the local municipality in accordance with the Board's recommendation;</li> <li>in terms of section 6 of the Structures Act, 1998, the boundary redetermination will only take effect on the date of the next local elections in 2011;</li> <li>if the MEC's notice is not published by August 2008, this redetermination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 6 notice will then have to stand over till after the local elections in 2011, and that local elections will have to be held in terms of the current electoral system applicable to DMAs, which is not</li> </ul>
	recommended.
KZNDMA23	<ul> <li>The Board noted that:</li> <li>the section 21(5) notice to confirm the boundary re-determination, was gazetted as Notice No 103 in Provincial Gazette No 108 dated 30 May 2008;</li> <li>the IEC will gazette a section 23 notice;</li> <li>in terms of section 6 of the Structures Act, 1998, the MEC needs to include the area in the local municipality in accordance with the Board's recommendation;</li> <li>in terms of section 6 of the Structures Act, 1998, the boundary redetermination will only take effect on the date of the next local elections in 2011;</li> <li>if the MEC's notice is not published by August 2008, this redetermination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 6 notice will then have to stand over till after the local elections in 2011, and that local elections will have to be held in terms of the current electoral system applicable to DMAs, which is not recommended.</li> </ul>
	<ul> <li>the section 21(5) notice to confirm the boundary re-determination, was</li> </ul>
	<ul> <li>The section 21(3) notice to communitie boundary re-determination, was gazetted as Notice No 103 in Provincial Gazette No 108 dated 30 May 2008;</li> <li>the IEC will gazette a section 23 notice;</li> <li>in terms of section 6 of the Structures Act, 1998, the MEC needs to include the area in the local municipality in accordance with the Board's recommendation;</li> <li>in terms of section 6 of the Structures Act, 1998, the boundary redetermination will only take effect on the date of the next local elections in 2011;</li> <li>if the MEC's notice is not published by August 2008, this re-</li> </ul>

	<ul> <li>determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 6 notice will then have to stand over till after the local elections in 2011, and that local elections will have to be held in terms of the current electoral system applicable to DMAs, which is not recommended.</li> </ul>
KZNDMA43	<ul> <li>The Board noted that:</li> <li>the section 21(5) notice to confirm the boundary re-determination, was gazetted as Notice No 103 in Provincial Gazette No 108 dated 30 May 2008;</li> <li>the IEC will gazette a section 23 notice;</li> <li>in terms of section 6 of the Structures Act, 1998, the MEC needs to include the area in the local municipality in accordance with the Board's recommendation;</li> <li>in terms of section 6 of the Structures Act, 1998, the boundary redetermination will only take effect on the date of the next local elections in 2011;</li> <li>if the MEC's notice is not published by August 2008, this redetermination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 6 notice will then have to stand over till after the local elections in 2011, and that local elections will have to be held in terms of the current electoral system applicable to DMAs, which is not recommended.</li> </ul>

#### EASTERN CAPE

DEM NO.	DESCRIPTION	RESOLUTION/COMMENTS
DEM141 (Also see DEM288)	Re-determination of the municipal boundaries of Amahlathi Local Municipality (EC124) and Buffalo City Local Municipality (EC125), by excluding the area of Tyutyu Village from Amahlathi Local Municipality (EC124) and including it into Buffalo City Local Municipality (EC125).	<ul> <li>The Board:</li> <li>noted that the MEC's Section 23 notice was gazetted as Notice No 130, Provincial Gazette No 1879 dated 18 April 2008;</li> <li>noted that the boundary redetermination took effect on 1 July 2008.</li> </ul>
DEM175	<ul> <li>Re-determination of municipal boundaries by excluding Caba AA and Keti AA from Intsika Yethu and Chris Hani and including them into Mbhashe and Amatole.</li> <li>Re-determination of municipal boundaries by excluding Xonge, Cwecweni, Mqonci, Ngqutura and Nxamangele from Intsika Yethu and including them into Engcobo</li> </ul>	<ul> <li>The Board:</li> <li>the Board considered the objection received;</li> <li>noted that there are two locations with the same name, Mqonci;</li> <li>noted the proposal that the Mqonci location mentioned be included into Mbhashe, and not Engcobo;</li> <li>resolved that more time be allowed for the province to confirm that the section 21 notice reflects the agreement between the municipalities and the MEC;</li> <li>resolved that if no response is received by end July 2008, the</li> </ul>

		section 21(5) notice be
		gazetted to confirm the Board's re-determination as per the section 21 notice.
DEM287	Proposed re-determination of municipal boundaries by excluding Upper Cala A/A from Emalahleni, and by including it into Sakhisizwe.	<ul> <li>The Board noted that:</li> <li>the section 21(5) notice to confirm the boundary redetermination was gazetted as Notice No 168 in Provincial Gazette No 1907 dated 30 May 2008;</li> <li>the notice has been referred to the IEC for the section 23 process;</li> <li>if the section 23 notices are not published by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 23 notice will then have to stand over till after the local elections in 2011.</li> </ul>
DEM292 (overlaps with DEM349)	Proposed re-determination of municipal boundaries by excluding Madokisini Location from Mnquma and by including it into Mbhashe	<ul> <li>The Board noted that:</li> <li>this case overlaps with DEM349;</li> <li>the section 21 and section 21(5) notices were withdrawn on 30 May 2008 by Notice No 168 published in Provincial Gazette No 1907 dated 30 May 2008.</li> </ul>
DEM313	Proposed re-determination of municipal boundaries by excluding the farms Bedrog Fontein No. 23, Haarhoffs Kraal No.180, Elands Horn Outspan No.182, Maidens Hope No.183, Wilge Rivier No.184, Elands Hoorn No.185, Grassridge No.187, Gringley No.188, Centlivres No.231, 232/1 No.232, Prentice Kraal No.233, Bauwerskraal No.234, Paarde Kop No.235, Farm 236 No.236, 232/1 No 674, 232/1 No 674 from Nelson Mandela Bay, and by including them into Sundays River Valley and Cacadu.	<ul> <li>The Board noted that:</li> <li>the section 21 notice was withdrawn on 30 May 2008 by Notice No 168 published in Provincial Gazette No 1907 dated 30 May 2008.</li> </ul>
DEM345	It is proposed that Myeni and Upper Mnqesha localities be excluded from Amahlathi Municipality and be included into Buffalo City Municipality.	<ul> <li>The Board:</li> <li>noted that the IEC's Section 23 notice was gazetted as Notice No 164, Provincial Gazette No 1901 dated 27 May 2008;</li> <li>noted that the MEC still needs to gazette a section 23 notice;</li> <li>noted that if the MEC's notice is not published by August</li> </ul>

		2008, this re-determination
		<ul> <li>will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>noted that the section 23 notice will then have to stand over till after the 2011 local elections.</li> </ul>
DEM349	Proposed re-determination of the boundaries of Mnquma Local Municipality and Mbhashe Local Municipality by excluding the area of Gqukesi Location from Mnquma and including it into Mbhashe.	<ul> <li>The Board:</li> <li>noted that the MEC's Section 23 notice was gazetted as Notice No 130, Provincial Gazette No 1879 dated 18 April 2008;</li> <li>noted that the new boundary took effect on 1 July 2008;</li> <li>noted that objections has been received and that the IEC also expressed concerns about the advisability to continue with this case;</li> <li>decided that if so requested by the MEC and if the MEC is prepared to withdraw the section 23 notice, the Board would also be willing to withdraw its section 21 notices.</li> </ul>
DEM379	Proposed re-determination of municipal boundaries by excluding sub-villages Mkhonkqu-Papane, Mnxekazi, Mpindweni- Nyingweni, Kwa-Mkhonde, Mangqamzeni and Nyegqeni from Ntabankulu Local Municipality (EC152) and including them into Umzimvubu Local Municipality (EC442); Alfred Nzo District Municipality (DC44)	<ul> <li>The Board:</li> <li>considered the submissions received;</li> <li>resolved that the redetermination be confirmed;</li> <li>approved the publication of a section 21(5) notice.</li> </ul>
DEM380	Proposed re-determination of municipal boundary by excluding the remainder of portion 2 of the farm Welgevonden from Ikwesi Local Municipality (EC103), and including it into Blue Crane Route Local municipality (EC102).	<ul> <li>The Board:</li> <li>resolved that the boundary redetermination be confirmed;</li> <li>approved the publication of a section 21(5) notice approved;</li> <li>directed that the latter notice be provided to the IEC urgently for the section 23 process.</li> </ul>
DEM381 (considere d together with DEM382)	Proposed re-determination of municipal boundaries by excluding Mbizana Local Municipality (EC151) from OR Tambo District Municipality (DC15) and including it into Alfred Nzo District Municipality (DC44)	<ul> <li>The Board:</li> <li>noted that the section 21 notice was published on 30 May 2008 as Notice No. 167, in Provincial Gazette No. 1906 dated 30 May 2008;</li> <li>confirmed its re-determination to the effect that Mbizana and Ntabankulu be moved from OR Tambo District Municipality</li> </ul>

		<ul> <li>(DC15) to Alfred Nzo District Municipality (DC44);</li> <li>approved the publication of a section 21(5) notice;</li> <li>directed that the latter notice be provided to the IEC</li> </ul>
		urgently for the section 23 process.
DEM382 (see DEM381)	Proposed re-determination of municipal boundaries by excluding Ntabankulu Local Municipality (EC152) from OR Tambo District Municipality (DC15) and including it into Alfred Nzo District Municipality (DC44)	See DEM381
DEM383	Proposed re-determination of municipal boundaries by creating a new municipality consisting of Elliotdale and Mqanduli magisterial districts.	<ul> <li>The Board:</li> <li>noted that it already resolved not to re-determine the municipal boundaries;</li> <li>considered the submissions received and confirmed its previous resolution.</li> </ul>
DEM384 (see DEM388)	Proposed re-determination of municipal boundaries by amalgamating Great Kei Local Muncipality (EC123) and Buffalo City Local Municipality (EC125)	Not approved. See resolution under DEM388.
DEM385	Proposed re-determination of the municipal boundaries of Elundini Local Municipality (EC141); Ukhahlamba District Municipality (DC14); Matatiele Local Municipality (EC441) and Alfred Nzo District Municipality (DC44) by excluding wards 7, 8, 9, 10, 11, 12, 13, 14 from Elundini (EC141), and wards 14; 15; 16; 23 and 24 from Matatiele (EC441), and to determine boundaries for a new local municipality within Alfred Nzo District Municipality (DC44)	<ul> <li>The Board:</li> <li>noted that it already resolved not to re-determine the municipal boundaries;</li> <li>considered the submissions received; and</li> <li>confirmed its previous resolution.</li> </ul>
DEM388 (Also see DEM141 and DEM384)	Proposed determination that the areas of Buffalo City Local Municipality (EC125) must have a category A municipality	<ul> <li>The Board:</li> <li>noted that the section 21 notice was published on 30 May 2008 as Notice No. 166, in Provincial Gazette No. 1905;</li> <li>noted that the re-determination as per DEM141 became effective on 1 July 2008, and that area of Tyutyu Village are now falling within the municipal areas of Buffalo City Local Municipality (EC125).</li> <li>confirmed its re-determination of the boundaries of Amatole District Municipality (DC12);</li> <li>confirmed that the area within the boundaries of Buffalo City Local Municipality, including the area of Tyutyu Village, must have a category A municipality;</li> </ul>

11/...

<ul> <li>approved the publication of a</li> </ul>
section 21(5) notice together
with varied maps for DC12 and
Buffalo City to also show the
exclusion of the area of Tyutyu
Village from DC12 and its
inclusion in Buffalo City.

ECDMA10	<ul> <li>The Board noted that:</li> <li>the section 21(5) notice was gazetted on 30 May 2008 as Notice No 165 in Provincial Gazette No 1904 dated 30 May 2008;</li> <li>the matter had been referred to the IEC for the section 23 process;</li> <li>in terms of section 6 of the Structures Act, 1998, the MEC needs to include the area in the local municipality in accordance with the Board's recommendation;</li> <li>in terms of section 6 of the Structures Act, 1998, the boundary redetermination will only take effect on the date of the next local elections in 2011;</li> <li>if the MEC's notice is not published by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 6 notice will then have to stand over till after the local elections in 2011, and that local elections will have to be held in terms of the current electeral custom applicable to DMAs, which is not recommended</li> </ul>	
	electoral system applicable to DMAs, which is not recommended.	
ECDMA13	<ul> <li>The Board noted that:</li> <li>he section 21(5) notice was gazetted on 30 May 2008 as Notice No 165 in Provincial Gazette No 1904 dated 30 May 2008;</li> <li>he matter will be referred to the IEC as soon as the correction has been received from the Government Printer;</li> <li>in terms of section 6 of the Structures Act, 1998, the MEC needs to include the area in the local municipality in accordance with the Board's recommendation;</li> <li>in terms of section 6 of the Structures Act, 1998, the boundary redetermination will only take effect on the date of the next local elections in 2011;</li> <li>if the MEC's notice is not published by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 6 notice will then have to stand over till after the local elections in 2011, and that local elections will have to be held in terms of the current electoral system applicable to DMAs, which is not recommended.</li> </ul>	

DEM NO	DESCRIPTION	RESOLUTION/COMMENTS
DEM276	Proposed re-determination of the municipal	The Board:
	boundaries of Westonaria Local Municipality	<ul> <li>noted that the MEC's Section</li> </ul>
	(GT414) and Randfontein Local Municipality	23 notice is still outstanding;
	(GT412) by excluding a portion of Ten Acres	<ul> <li>noted that if the section 23</li> </ul>
	Agricultural Holdings from the municipal area	notice is not gazetted by

# GAUTENG

	of Randfontein Local Municipality (GT412) and by including it into the municipal area of Westonaria Local Municipality (GT414).	<ul> <li>August 2008, this redetermination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>noted that the section 23 notice will then have to stand over till after the 2011 local elections.</li> </ul>
DEM378 (Also see DEM389)	Proposed re-determination of municipal boundaries by excluding several farms east of the Tshwane, including the farms Zwartkoppies,Tweefontein, Bashewa, Tigertpoort; Rietfontein, Grootfontein, Zwavelpoort, Mooiplaats, portion of Donkerhoek, Witkoppies, Sterkfontein portion of Rensburg and portion of Doornkloof farms to the east of the Tshwane from Kungwini (GT462) / Metsweding, and by including them into Tshwane Metropolitan municipality (TSH).	See resolution under DEM389
DEM389 (dealt together with DEM378)	Proposed re-determination of the boundaries of Tshwane, Ekurhuleni, Metsweding, Kungwini and Nokeng tsa Teamane by dividing the Metsweding district area between Tshwane and Ekurhuleni.	<ul> <li>The Board: <ul> <li>noted that the section 21</li> <li>notice was published on 29</li> <li>May 2008 as Notice No. 1367, in Provincial Gazette No. 144;</li> <li>considered the submissions received;</li> <li>varies the re-determination by including the farm Farm Doornkloof 391 JR into Tshwane;</li> <li>approved the publication of a section 21(5) notice and maps to show the variation.</li> </ul> </li> <li>(Note: Only the farms Sterkfontein 401, Witkoppies 393 and the remaining portion of Rensburg 623 will be included into Ekurhuleni. The remaining area of Metsweding will be included into Tshwane)</li> </ul>
GTDMA48	<ul> <li>gazetted as Notice No 1368 in Provincient</li> <li>the IEC will gazette a section 23 notice</li> <li>in terms of section 6 of the Structures A area in the local municipality in accordation in terms of section 6 of the Structure determination will only take effect on 2011;</li> <li>if the MEC's notice is not published by not be included in the final municipal b in August 2008 for the 2009 and 2011</li> </ul>	the boundary re-determination, was ial Gazette No 144 dated 29 May 2008; ; Act, 1998, the MEC needs to include the ance with the Board's recommendation; ictures Act, 1998, the boundary re- the date of the next local elections in a August 2008, this re-determination will boundary maps to be handed to the IEC

2011, and that local elections will have to be held in terms of the current
electoral system applicable to DMAs, which is not recommended.

#### FREE STATE

DEM No.	Description	RESOLUTION/COMMENTS
DEM290	Proposed re-determination of municipal boundaries by excluding the farms as per map DEM290b (August 2006) from Mafube and Fezile Dabi, and by including them into Phumelela and Thabo Mafutsanyane.	<ul> <li>The Board noted that:</li> <li>section 21(5) notice was gazetted on 13 June 2008 as Notice No 161 in Provincial Gazette No 39;</li> <li>the matter has been sent to the IEC for the section 23 process;</li> <li>if the section 23 notices are not published by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 23 notice will then have to stand over till after the 2011 local elections for implementation in 2016.</li> <li>(Note: The section 21(5) notice was incomplete, and will be republished)</li> </ul>
DEM347	It is proposed that the boundaries of the Kopanong Local Municipality (FS162), and Letsemeng Local Municipality (FS161); Xhariep District Municipality (DC16) be re- determined by excluding parts of PK Le Roux Dam and surrounding farms from Letsemeng Local Municipality (FS161) into Kopanong Local Municipality (FS162); Xhariep District Municipality (DC16)	<ul> <li>The Board noted that:</li> <li>a section 21 notice was gazetted on 9 May 2008 as Notice No 29 in Provincial Gazette No 29;</li> <li>if the section 23 notices are not published by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 23 notice will then have to stand over till after the 2011 local elections for implementation in 2016.</li> </ul>
DEM387	Proposed determination that the area of Mangaung Local Municipality (FS172) must have a category A municipality.	<ul> <li>The Board:</li> <li>noted that the section 21 notice was published on 13 June 2008 as Notice No. 160, in Provincial Gazette No. 39;</li> <li>confirmed the re-determination of the boundaries as gazetted in Notice No 160;</li> <li>approves the publication of a section 21(5) notice.</li> </ul>
FSDMA19	<ul> <li>gazetted as Notice No 15</li> <li>the IEC will gazette a sec</li> <li>in terms of section 6 of t the area in the local recommendation;</li> <li>in terms of section 6</li> </ul>	e to confirm the boundary re-determination, was 9 in Provincial Gazette No 39 dated 13 June 2008; tion 23 notice; he Structures Act, 1998, the MEC needs to include municipality in accordance with the Board's of the Structures Act, 1998, the boundary re- ake effect on the date of the next local elections in

•	if the MEC's notice is not published by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;
•	the section 6 notice will then have to stand over till after the local elections in 2011, and that local elections will have to be held in terms of the current electoral system applicable to DMAs, which is not recommended.

## NORTH WEST

DEM NO.	DESCRIPTION	<b>RESOLUTION/COMMENTS</b>
DEM267	Re-determination of municipal boundaries by excluding Pleizier, Papies Vlakte, Salem, Kgoro, Kruispad, Middel Pan, Massouw, the area adjacent to Salem and Kruispad, Hartbeespan, Vogelstruis Kop and Blaauwkrans from Naledi and Bophirima, and by including them into Ratlou and Central	<ul> <li>The Board:</li> <li>noted that the MEC's Section 23 notice was still outstanding;</li> <li>noted that if the section 23 notice is not gazetted by August 2008, this redetermination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>noted that the section 23 notice will then have to stand over till after the 2011 local elections.</li> </ul>
DEM279	Proposed re-determination of municipal boundaries by demarcating Molopo and Kagisano into one local municipality.	<ul> <li>The Board noted that:</li> <li>the section 21(5) notice was gazetted on 30 May 2008 as Notice No 339, in Provincial Gazette No 6496;</li> <li>the IEC's section 23 notice is still outstanding.</li> </ul>
DEM280	Proposed re-determination of municipal boundaries by excluding Lekwa-Teeamane Local Municipality from Bophirima District Municipality and including it into Southern District Municipality	<ul> <li>The Board:</li> <li>noted that the section 21 notice was gazetted as Notice No. 241 in Provincial Gazette No. 6484 dated 24 April 2008;</li> <li>considered the submissions received;</li> <li>resolved to withdraw the re-determination to allow the affected municipalities to agree on the matter and to submit a fresh request to the Board in terms of section 22;</li> <li>approved the publication of a section 21(5) notice.</li> </ul>

LIMPOPO

DEM NO.	DESCRIPTION	RESOLUTION/COMMENTS
DEM226	Proposed re-determination of municipal boundaries by excluding the Tolwe area and surrounding farms from Lephalale and Waterberg, and by including them into Blouberg and Capricorn.	<ul> <li>The Board:</li> <li>noted that the MEC gazetted the section 23 notice No 142, in Provincial Gazette No 1498 on 16 May 2008;</li> <li>noted that the new boundary took effect on 31 July 2008.</li> </ul>
DEM227	Proposed re-determination of municipal boundaries by excluding Vivo, Schiermonikoog and surrounding areas from Makhado and Vhembe, and by including them into Blouberg and Capricorn	<ul> <li>The Board:</li> <li>noted that the MEC gazetted the section 23 notice No 142, in Provincial Gazette No 1498 on 16 May 2008;</li> <li>noted that the new boundary took effect on 31 July 2008.</li> </ul>
DEM257	Proposed re-determination of the municipal boundaries of Aganang Local Municipality (LIM352) and Blouberg Local Municipality (LIM351), by excluding a portion of the farm Uitkyk and the farm Amulree 154 from BloubergLocal Municipality (LIM351) and including them into Aganang Local Municipality (LIM352).	<ul> <li>The Board noted that:</li> <li>the section 21(5) notice was gazetted as Notice No 152 in Provincial Gazette No 1503 dated 28 May 2008;</li> <li>if the section 23 notices are not gazetted by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 23 notice will then have to stand over till after the 2011 local elections.</li> </ul>
DEM272	Proposed re-determination of municipal boundaries by excluding Ongegund 675, Stavoren 676, Witfontein 688, Maraisgraf 650, Arcadia 649 and Sedan 654 from Mookgopong and Waterberg, and by including them into Greater Marble Hall and Greater Sekhukhune	<ul> <li>The Board:</li> <li>noted that the MEC gazetted the section 23 notice No 142, in Provincial Gazette No 1498 on 16 May 2008;</li> <li>noted that the new boundary took effect on 31 July 2008.</li> </ul>
DEM336	Proposed re-determination of municipal boundaries by excluding the area of the Ngwanallela Village (the farms Ripley 684, Ambergate 685 and Schaffhausen 689) from Blouberg and by including them into Aganang	<ul> <li>The Board:</li> <li>noted that the MEC gazetted the section 23 notice No 142, in Provincial Gazette No 1498 on 16 May 2008;</li> <li>noted that the new boundary took effect on 31 July 2008.</li> </ul>
DEM365	Proposed re-determination by excluding farms south of the Thabazimbi magisterial district from Lephalale and including them into Thabazimbe	<ul> <li>The Board noted that:</li> <li>the section 21(5) notice was gazetted as Notice No 152 in Provincial Gazette No 1503 dated 28 May 2008;</li> <li>the matter has been referred to the IEC for the section 23 process;</li> <li>if the section 23 notices are not gazetted by August 2008,</li> </ul>

		<ul> <li>this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 23 notice will then have to stand over till after the 2011 local elections.</li> </ul>
DEM367	Proposed re-determination by excluding a number of farms from Modimole and including them into Moogopong	<ul> <li>The Board noted that:</li> <li>the section 21(5) notice was gazetted as Notice No 152 in Provincial Gazette No 1503 dated 28 May 2008;</li> <li>the matter has been referred to the IEC for the Section 23 process;</li> <li>if the section 23 notices are not gazetted by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 23 notice will then have to stand over till after the 2011 local elections.</li> </ul>
DEM369	Proposed re-determination by excluding Elandfontein KR427 from Modimole and including it into Bela-Bela	<ul> <li>The Board noted that:</li> <li>the section 21(5) notice was gazetted as Notice No 152 in Provincial Gazette No 1503 dated 28 May 2008;</li> <li>the matter has been referred to the IEC for the Section 23 process;</li> <li>if the section 23 notices are not gazetted by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 23 notice will then have to stand over till after the 2011 local elections.</li> </ul>
LIMDMA33	•	ceived; vani and Ba-Phalaborwa to resolve their o approach the Board in terms of section ction 21 notice;

#### WESTERN CAPE

DEM NO.	DESCRIPTION	RESOLUTION/COMMENTS
DEM274	Proposed that the boundaries of Cape Agulhas Municipality and Theewaterskloof Municipality be re-determined by excluding farms A1 to A19 and include them into Cape Agulhas Municipality.	<ul> <li>The Board:</li> <li>noted that the MEC gazetted section 23 notice No 208, in Provincial Gazette No 6530 dated 6 June 2008;</li> <li>noted that the new boundary took effect on 6 June 2008.</li> </ul>
DEM285	Proposed that the boundaries of Cape Agulhas Municipality and Theewaterskloof Municipality be re-determined by excluding farms Brakke Fontein 507 Portion 3, Houtbaai 508, Brakke Fontein 507 Portion 4, Zeewaterskloof 510, Wit Klipjes Kloof 328 and Witkop Portions 1, 3 and 7, from the municipal area of Cape Agulhas Local Municipality (WC033) and by including the farms into the municipal area of Theewaterskloof Local Municipality (WC031).	<ul> <li>The Board:</li> <li>noted that the MEC gazetted section 23 notice No 208, in Provincial Gazette No 6530 dated 6 June 2008;</li> <li>noted that the new boundary took effect on 6 June 2008.</li> </ul>
DEM335	Proposed re-determination of municipal boundaries by excluding Welgegund, comprising of Farm 1108, Berg en Dal 1028 and 902, Berg en Dal annex 900, and Farm 959, from City of Cape Town and by including them into Swartland and West Coast.	<ul> <li>The Board:</li> <li>noted that the MEC gazetted section 23 notice No 208, in Provincial Gazette No 6530 dated 6 June 2008;</li> <li>noted that the new boundary took effect on 6 June 2008.</li> </ul>
DEM374	Proposed re-determination of municipal boundaries by excluding farm Dassiedale' Farm 407, Farm 405, Willowdale, De Poort, Treinkraal A, Applekraal and Farm 415 from Theewaterskloof (WC031) and including it into Swellendam (WC034)	The Board: • noted that the re-determination was withdrawn in Notice No 197, gazetted in Provincial Gazette No 6528 dated 2 June 2008.
DEM375	Proposed re-determination of municipal boundaries by excluding certain farms from Breede River/Winelands (WC026); Cape Winelands District Municipality (DC2) and including it into Swellandam (WC034); Overberg District Municipality(DC3) (see map 375)	The Board: • noted that the re-determination was withdrawn in Notice No 197, gazetted in Provincial Gazette No 6528 dated 2 June 2008.
DEM1041	Proposed re-determination of municipal boundaries by excluding portions of Ronde Valley from George, by including them into Knysna.	<ul> <li>The Board:</li> <li>noted that the MEC gazetted section 23 notice No 208, in Provincial Gazette No 6530 dated 6 June 2008;</li> <li>noted that the new boundary took effect on 6 June 2008.</li> </ul>
WCDMA1	<ul> <li>gazetted as Notice No 198 in Pro 2008;</li> <li>the IEC will gazette a section 23 noti</li> <li>in terms of section 6 of the Structure</li> </ul>	n the boundary re-determination, was vincial Gazette No 6528 dated 2 June

	, in terms of section 6 of the Structures Act 1000 the boundary re-
	<ul> <li>in terms of section 6 of the Structures Act, 1998, the boundary re- determination will only take effect on the date of the next local elections in</li> </ul>
	<ul> <li>2011;</li> <li>if the MEC's notice is not published by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> </ul>
	• the section 6 notice will then have to stand over till after the local elections in 2011, and that local elections will have to be held in terms of the current
WCDMA2	electoral system applicable to DMAs, which is not recommended. The Board:
VVCDIVIAZ	
WCDMA3	approved the publication of a 21(5) notice. The Board:
VVCDIVIA3	approved the publication of a 21(5) notice.
WCDMA4	The Board noted that:
VVCDIVIA4	
	gazetted as Notice No 198 in Provincial Gazette No 6528 dated 2 June 2008;
	<ul> <li>the IEC will gazette a section 23 notice;</li> </ul>
	<ul> <li>in terms of section 6 of the Structures Act, 1998, the MEC needs to include the area in the local municipality in accordance with the Board's</li> </ul>
	recommendation;
	<ul> <li>in terms of section 6 of the Structures Act, 1998, the boundary re- determination will only take effect on the date of the next local elections in 2011;</li> </ul>
	<ul> <li>if the MEC's notice is not published by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> </ul>
	<ul> <li>the section 6 notice will then have to stand over till after the local elections in 2011, and that local elections will have to be held in terms of the current electoral system applicable to DMAs, which is not recommended.</li> </ul>
WCDMA5	The Board noted that:
	<ul> <li>the section 21(5) notice to confirm the boundary re-determination, was gazetted as Notice No 198 in Provincial Gazette No 6528 dated 2 June 2008;</li> </ul>
	<ul> <li>the IEC will gazette a section 23 notice;</li> </ul>
	<ul> <li>in terms of section 6 of the Structures Act, 1998, the MEC needs to include</li> </ul>
	the area in the local municipality in accordance with the Board's recommendation;
	<ul> <li>in terms of section 6 of the Structures Act, 1998, the boundary re- determination will only take effect on the date of the next local elections in 2011;</li> </ul>
	<ul> <li>if the MEC's notice is not published by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the</li> </ul>
	<ul> <li>IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 6 notice will then have to stand over till after the local elections in 2011, and that local elections will have to be held in terms of the current electron explicable to DMAe, which is not recommended.</li> </ul>
	electoral system applicable to DMAs, which is not recommended.

#### NORTHERN CAPE

DEM NO.	RESOLUTION/COMMENTS
NCDMA6	The Board noted that:
	• the section 21(5) notice to confirm the boundary re-determination, was

	gazetted as Notice No 42 in Provincial Gazette No 1201 dated 30 May
	2008;
	• the IEC will gazette a section 23 notice;
	• in terms of section 6 of the Structures Act, 1998, the MEC needs to include
	the area in the local municipality in accordance with the Board's
	recommendation;
	• in terms of section 6 of the Structures Act, 1998, the boundary re-
	determination will only take effect on the date of the next local elections in
	<ul> <li>if the MEC's notice is not published by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> </ul>
	• the section 23 notice will then have to stand over till after the local elections
	in 2011, and that local elections will have to be held in terms of the current
	electoral system applicable to DMAs, which is not recommended.
NCDMA7	The Board noted that:
	• the section 21(5) notice to confirm the boundary re-determination, was
	gazetted as Notice No 42 in Provincial Gazette No 1201 dated 30 May 2008;
	<ul> <li>the IEC will gazette a section 23 notice;</li> </ul>
	• in terms of section 6 of the Structures Act, 1998, the MEC needs to include
	the area in the local municipality in accordance with the Board's
	recommendation;
	• in terms of section 6 of the Structures Act, 1998, the boundary re-
	determination will only take effect on the date of the next local elections in 2011;
	• if the MEC's notice is not published by August 2008, this re-determination
	will not be included in the final municipal boundary maps to be handed to
	the IEC in August 2008 for the 2009 and 2011 elections;
	<ul> <li>the section 23 notice will then have to stand over till after the local elections</li> </ul>
	in 2011, and that local elections will have to be held in terms of the current
	electoral system applicable to DMAs, which is not recommended.
NCDMA8	The Board noted that:
	• the section 21(5) notice to confirm the boundary re-determination, was
	gazetted as Notice No 42 in Provincial Gazette No 1201 dated 30 May 2008;
	<ul> <li>the IEC will gazette a section 23 notice;</li> </ul>
	<ul> <li>in terms of section 6 of the Structures Act, 1998, the MEC needs to include</li> </ul>
	the area in the local municipality in accordance with the Board's
	recommendation;
	• in terms of section 6 of the Structures Act, 1998, the boundary re-
	determination will only take effect on the date of the next local elections in 2011;
	• if the MEC's notice is not published by August 2008, this re-determination
	will not be included in the final municipal boundary maps to be handed to the
	IEC in August 2008 for the 2009 and 2011 elections;
	• the section 6 notice will then have to stand over till after the local elections in
	2011, and that local elections will have to be held in terms of the current
	electoral system applicable to DMAs, which is not recommended.
NCDMA9	The Board noted that:
	• the section 21(5) notice to confirm the boundary re-determination, was
	gazetted as Notice No 42 in Provincial Gazette No 1201 dated 30 May 2008;
	the IEC will gazette a section 23 notice;
	• in terms of section 6 of the Structures Act, 1998, the MEC needs to include
	the area in the local municipality in accordance with the Board's
	recommendation;

	<ul> <li>in terms of section 6 of the Structures Act, 1998, the boundary re- determination will only take effect on the date of the next local elections in 2011;</li> </ul>	
	• if the MEC's notice is not published by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;	
	• the section 6 notice will then have to stand over till after the local elections in 2011, and that local elections will have to be held in terms of the current electoral system applicable to DMAs, which is not recommended.	
NCDMA45	The Board:	
	<ul> <li>the submissions received was considered;</li> </ul>	
	<ul> <li>the Board confirmed its re-determination;</li> </ul>	
	<ul> <li>the publication of a section 21(5) notice was approved.</li> </ul>	

#### **MPUMALANGA**

DEM NO.	DESCRIPTION	RESOLUTION/COMMENTS
DEM352	Proposed that the area of Louisville and KaMashayani Village be excluded from Nkomazi Municipality and included into Umjindi Municipality.	<ul> <li>The Board noted that:</li> <li>the section 21(5) notice No 234 was gazetted in Provincial Gazette No 1542 dated 30 May 2008;</li> <li>the matter has been referred to the IEC;</li> <li>if the section 23 notices are not gazetted by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 23 notice will then have to stand over till after the 2011 local elections.</li> </ul>
MPDMA32	<ul> <li>The Board noted that:</li> <li>the section 21(5) notice to confirm the boundary re-determination, was gazetted as Notice No 293 in Provincial Gazette No 1556 dated 01 July 2008;</li> <li>the IEC will gazette a section 23 notice;</li> <li>in terms of section 6 of the Structures Act, 1998, the MEC needs to include the area in the local municipality in accordance with the Board's recommendation;</li> <li>in terms of section 6 of the Structures Act, 1998, the boundary redetermination will only take effect on the date of the next local elections in 2011;</li> <li>if the MEC's notice is not published by August 2008, this re-determination will not be included in the final municipal boundary maps to be handed to the IEC in August 2008 for the 2009 and 2011 elections;</li> <li>the section 6 notice will then have to stand over till after the local elections in 2011, and that local elections will have to be held in terms of the current electoral system applicable to DMAs, which is not recommended.</li> </ul>	

The Board:

- noted that the Section 21 notices were published in Provincial Gazettes.
- noted that the responses from Municipalities have been disappointing;
- noted that some changes are more significant than anticipated and that the last closing date for objections was 14 July 2008;
- noted that the LETC recommended that these cases be dealt with after the 2011 Local Elections;
- approved that the technical DEMs be finalised after the 2011 Local elections.

DEM No.	Affected	Description	Resolution
DEM395	Municipalities Lephalale LM (LIM362), Modimolle LM (LIM365)	Proposed re- determination of municipal boundaries of LIM362 and LIM365 by creating a new municipality consisting of Bulgeriver, New Belguim, Melrivier, Alma, Dorset, 24 Rivers and Vrymansrust	<ul> <li>The Board:</li> <li>Resolved not to take the initiative to deal with this request;</li> <li>resolved to inform the applicant to take the matter up with the affected municipalities with a view to convince them to jointly submit a section 22 request</li> </ul>
DEM396	Aganang LM (LIM352), Polokwane LM (LIM354)	Proposed re- determined of municipal boundaries by excluding Mashashane TA from Aganang LM and including it into Polokwane LM	<ul> <li>after the elections.</li> <li>The Board:</li> <li>resolved not to take the initiative to deal with this request;</li> <li>resolved to inform the applicant to take the matter up with the affected municipalities with a view to convince them to jointly submit a section 22 request after the elections.</li> </ul>
DEM397	Umzimvubu LM ((EC442), Alfred Nzo DM (DC44), Mhlontlo LM ((EC156), OR Tambo DM (DC15)	Proposed redetermination of municipal boundaries by excluding Mhlangala, Mpindweni, Tsibiyana, Sithaleni, Magqagqeni, Mngunyana and Sitishini from Mhlontlo LM/Alfred Nzo DM and including it into Umzimvubu LM/OR Tambo DM	<ul> <li>The Board:</li> <li>resolved not to take the initiative to deal with this request;</li> <li>resolved to inform the applicant to take the matter up with the affected municipalities with a view to convince them to jointly submit a section 22 request after the elections.</li> </ul>

#### **NEW REQUESTS/DEMS**

22/...