

Chapter 2

Governance

2.1 POLITICAL GOVERNANCE

INTRODUCTION TO POLITICAL GOVERNANCE

INTRODUCTION TO ADMINISTRATIVE GOVERNANCE

Executive Committee, Speaker and the Management Committee



Standing from L-R: Cllr ME Khumalo, HOD: Planning, Mr. S Landman, HOD: Corporate Services, MR. MN Shandu, HOD: Community Services, MS ZV Cele, CFO, Mr. SB Nkosi, HOD: Technical Services, Mr. SL Khumalo.

Seated from L-R: Cllr SE Nkwanyana, the Municipal Manager- Mr. JH de Klerk, the Honourable Mayor-Cllr VZ KaMagwaza Msibi, the Deputy mayor- Cllr SE Qwabe, Cllr VO Mbuyisa, Cllr BB Zwane and the Speaker, Cllr MA Hlatshayo.

MAYOR

CLLR VZ KAMAGWAZA-MSIBI

DEPUTY MAYOR

CLLR SE QWABE

SPEAKER

CLLR MA HLATSHWAYO

MEMBERS OF THE EXECUTIVE COMMITTEE

CLLR SE NKWANYANA

CLLR BB ZWANE

CLLR OV MBUYISA

CLLR ME KHUMALO

- The Council of the Zululand District Municipality consists of 35 Councillors, 40% of which are proportionally elected and 60% elected to the district municipality from respective local municipalities. The Council is chaired by the Speaker, The Honourable Cllr MA Hlatshwayo.
- The Executive Committee is chaired by Her Worship The Mayor, Cllr VZ KaMagwaza-Msibi. The political parties represented in our council are the IFP (14), NFP (10), ANC (10) and the DA with (1) Councillors respectively.

Municipal Councillors					
	POLITICAL PARTY		SURNAME	NAME	%
Dc26	ANC	PR(1)	Zulu	Richard Mxolisi	DC "40%"
Dc26	ANC	PR(2)	Mabaso	Maria Buyisile	DC "40%"
DC26	ANC	PR(3)	Khumalo	Mkhawuleni Ettuel	DC "40%"
DC26	ANC	PR(4)	Lushaba	Mavis Thabisile	DC "40%"
DC26	IFP	PR(1)	Buthlelezi	Phumzile TAN	DC "40%"
DC26	IFP	PR(2)	Mjaja	July Nelson	DC "40%"
Dc26	IFP	PR(3)	Zwane	Bongiwe Benedicta	DC "40%"
DC26	IFP	PR(4)	Mncwango	Bhekithemba Jerome	DC "40%"
DC26	IFP	PR(5)	Lukhele	Thembelihle Brenda	DC "40%"
DC26	IFP	PR(6)	Nkwanyana	Sibusiso Elwin	DC "40%"
DC26	NFP	PR(1)	Msibi	Veronica Zanele	DC "40%"
DC26	NFP	PR(2)	Hlatshwayo	Mpiyakhe Alson	DC "40%"
DC26	NFP	PR(3)	Dumakude	Lucky Sithembiso	DC "40%"
DC26	NFP	PR(4)	Mbuyisa	Vusumuzi Osborn	DC "40%"
Abaqulusi	ANC		Ntshangase	Mncedis Simon	LC"60%
Abaqulusi	ANC		Qwabe	Sesi Esther	LC"60%
Abaqulusi	DA		Bunge	Terrence Raymond	LC"60%
Abaqulusi	IFP		Buthlelezi	Zaminhlahlhla.Simon	LC"60%
Abaqulusi	IFP		Mhlungu	Richman Bonginhlanhla	LC"60%
Abaqulusi	NFP		Hadebe	Israel Sizwe Muziwandile	LC"60%
Pongolo	ANC		Nhlabathi	Bawinile Cycilia	LC"60%
Pongolo	IFP		Mtungwa	Mbongiseni Milton	LC"60%
Pongolo	NFP		Nxumalo	Kwenzakakufani Ezaro	LC"60%
eDumbe	ANC		Mbatha	Ilgo Abel Thulani.	LC"60%
eDumbe	NFP		Nhlabathi	Nomsa Margaret	LC"60%
Nongoma	ANC		Xaba	Nomusa	LC"60%
Nongoma	IFP		Khumalo	Tholi Jane.	LC"60%
Nongoma	IFP		Dlamini	Qedi Maxwell	LC"60%
Nongoma	NFP		Zulu	Sbusiso Johnson	LC"60%
Nongoma	NFP		Zulu	Nomsa Fikile	LC"60%
Ulundi	ANC		Siyaya	Zanele	LC"60%
Ulundi	IFP		Buthlelezi	Mkhawuleni Ezrom	LC"60%
Ulundi	IFP		Mkhize	Thokozani Kenneth	LC"60%
Ulundi	IFP		Ximba	Sindisiwe Pearl	LC"60%
Ulundi	NFP		Khumalo	Themba Lillian	LC"60%

POLITICAL DECISION TAKING

Items are submitted through the relevant Portfolio Committee who then make recommendations to the Executive Committee which takes final decisions for implementation on matters delegated to them, and those not delegated are recommended to the Full Council for consideration. 100% of Council Resolutions were implemented in terms of decisions taken.



This department is headed by Mr MN Shandu and it is the organisational support nerve centre which is people centric, strategy focused and a result driven department. The department should ensure that it provides efficient and effective support to its client departments, internal and external customers. It is structured into four(4) broad strategic thrusts namely; Management Services, Auxilliary Services, Disaster Management and the Airport.



Mr MN Shanon

INTRODUCTION TO CO-OPERATIVE GOVERNANCE AND INTERGOVERNMENTAL RELATIONS

There are effective structures in place which support the co-operative governance and intergovernmental relations concept, however some challenges are being experienced in terms of the lack of knowledge of the aforementioned concepts from both provincial and local municipal structures.

2.3 INTERGOVERNMENTAL RELATIONS

NATIONAL INTERGOVERNMENTAL STRUCTURES

(Input from Planning & Technical)

PROVINCIAL INTERGOVERNMENTAL STRUCTURE

(Input from other departments required should there be any structures)

1. Premiers Coordinating Forum
2. Provincial Disaster Management Advisory Forum
3. Provincial Aids Councils
4. Inter Departmental Committee: HIV/Aids
5. Provincial IDP Coordinating Committee
6. Provincial Batho Pele Forum

RELATIONSHIPS WITH MUNICIPAL ENTITIES

ZDM does not have any municipal entity



DISTRICT INTERGOVERNMENTAL STRUCTURES

(Input from other departments required should there be any structures)

Planning department

1. District Planners Forum
2. IDP Representative Forum
3. Pongola Port dam Inter Municipal Forum
4. Zululand / Umkhanyakude cross boundary bulk water supply Technical Committee

Community Services

Social Services

1. Human rights forum
2. Sports forum
3. Gender forum
4. Youth Council
5. Men's forum (about to be launched)
6. District Aids Council
7. Local Aids Council

LED Section

1. Tourism forum
2. Agricultural forum
3. Business forum

Corporate Services

District Disaster Management Advisory Forum
 District Disaster Management Practitioners Forum
 Skills Development Facilitators Forum

Finance

District CFO Forum: This forum comprises of all CFO's in the district.

Office of the Mayor and Municipal Manager

District Coordinating Forum
 Mayors Coordinating Forum
 Technical Committee



COMPONENT C

PUBLIC ACCOUNTABILITY AND PARTICIPATION

MSA S15 (b): requires a municipality to establish and organise its administration to facilitate a culture of accountability amongst its staff. S16 (i): states that a municipality must develop a system of municipal governance that complements formal representative governance with a system of participatory governance. S18 (i) (d): requires a municipality to supply its community with information concerning municipal governance, management and development.

2.5 IDP PARTICIPATION AND ALIGNMENT

IDP Participation and Alignment Criteria*	Yes/No
Does the municipality have impact, outcome, input, output indicators?	Y
Does the IDP have priorities, objectives, KPIs, development strategies?	Y
Does the IDP have multi-year targets?	Targets are developed annually
Are the above aligned and can they calculate into a score?	Y
Does the budget align directly to the KPIs in the strategic plan?	Y
Do the IDP KPIs align to the Section 57 Managers	Y
Do the IDP KPIs lead to functional area KPIs as per the SDBIP?	Y
Do the IDP KPIs align with the provincial KPIs on the 12 Outcomes	Y
Were the indicators communicated to the public?	Y
Were the four quarter aligned reports submitted within stipulated time frames?	Partially
* Section 26 Municipal Systems Act 2000	

See Planning Chapter for further details.

COMPONENT D: CORPORATE GOVERNANCE

OVERVIEW OF CORPORATE GOVERNANCE

2.6 Risk Management

With the assistance of Provincial Treasury, ZDM conducts and maintains an effective, efficient and transparent system of risk management. This is done in compliance with section 62(i) of the Local Government Municipal Finance Management Act (MFMA), 2003

The risk assessment is performed to enable the municipality to identify the risks that pose as a high threat to the operations of the municipality and to enable management to introduce mitigation mechanisms.

FRAUD AND ANTI-CORRUPTION STRATEGY

2.7 ANTI – CORRUPTION AND FRAUD

The fraud prevention policy was approved in the 2010/2011 financial year. However, during the 2010/2011 financial year, they were incidents of fraud involving the stealing of municipal cheques, presently, there are two pending court cases in this regard as the syndicates were identified by our forensic team of investigators and the hawks arrested all the suspects. For the first batch of cheques that were stolen, the bank has refunded the full amount, for the second batch no refunds have been made though some of the funds were actually intercepted and frozen.

The issuing of cheques has been identified as a key risk area and electronic funds transfer (EFT) is now used as a mode of payment.

2.8 SUPPLY CHAIN MANAGEMENT

OVERVIEW SUPPLY CHAIN MANAGEMENT

The Council approved a SCM policy. The bid committees were established and are functional. The SCM procurement thresholds as per the SCM regulations are adhered to. However, at times there are deviations that are approved in terms of regulation 36 mainly in case of emergency, sole supplies and where it is impractical to follow the procurement process. The required SCM reports are submitted to the relevant authorities.

2.9 BY-LAWS

By-laws introduced during 2011 / 2012

Newly developed	Revised	Public Participation Conducted Prior to Adoption of by-Laws (Yes / No)	Dates of Public Participation	By-Laws Gazetted (Yes/ No)	Date of Publication
None	None	None	None	None	None

COMMENT ON BY-LAWS:

Note: MSA 2000 S11 (3) (m) provides municipal councils with the legislative authority to pass and implement by-laws for the betterment of the community within the terms of the legislation.

Delete Directive note once comment is complete- Indicate the nature of the public participation that was conducted and on how the new by-laws will be enforced.

Municipal Website: Content and Currency of Material		
Documents published on the Municipality's / Entity's Website	Yes / No	Publishing Date
Current annual and adjustments budgets and all budget-related documents	Yes	12-Jun-13
All current budget-related policies	Y	12-Jun-13
The previous annual report (Year-1)	Y	12-Jun-13
The annual report (Year 0) published/to be published	Y	12-Jun-13
All current performance agreements required in terms of section 57(1)(b) of the Municipal Systems Act (Year 0) and resulting scorecards	Y	12-Jun-13
All service delivery agreements (Year 0)	Y	12-Jun-13
All long-term borrowing contracts (Year 0)	N/A	
All supply chain management contracts above a prescribed value (give value) for Year 0	Y	12-Jun-13
An information statement containing a list of assets over a prescribed value that have been disposed of in terms of section 14 (2) or (4) during Year 1	N/A	
Contracts agreed in Year 0 to which subsection (1) of section 33 apply, subject to subsection (3) of that section	N/A	
Public All quarterly reports tabled in the council in terms of section 52 (d) during Year 0	N/A	