

## DIPALESENG LOCAL MUNICIPALITY TARIFF BY-LAW

To give effect to the implementation of the Dipaleseng Local Municipality's individual tariff policies and to provide for matters incidental thereto.

### PREAMBLE

1. Section 229(1) of the Constitution of the Republic of South Africa authorizes a municipality to impose
  - (a) Rates on property and surcharges on fees for services provided by or on behalf of the Municipal, and
  - (b) If authorized by national legislation, other taxes, levies and duties.
2. In terms of section 75A of the Systems Act, 32 of 2000, a municipality may:
  - (a) Levy and recover fees, charges or tariffs in respect of any function or services of the municipality, and
  - (b) Recover collection charges and interest on any outstanding debt.
3. In terms of section 74(1) of the Systems Act, 32 of 2000, a municipal council must adopt and implement a tariff policy on the levying of fees for a municipal service provided by the municipality or by way of services delivery agreements and which complies with the provisions of the systems act, the Local Government Municipal Finance Management Act, 53 of 2003 and any other applicable legislation.
4. In terms of section 75(1) of the Systems Act, 32 of 2000, a municipal council must adopt by-laws to give effect to the implementation and enforcement of its tariff polices.
5. In terms of section 75(2) of the Systems Act, 32 of 2000, by-laws adopted in terms of subsection 75(1) may differentiate between different categories of users, debtors, service providers, services, service standards and geographical areas as long as such differentiation does not amount to unfair discrimination.

BE IT THEREFORE ENACTED by the Council of the Dipaleseng Local Municipality, as follows:-

### Definitions

In this By-Law any word or expression to which a meaning has been assigned in the Act, shall bear the same meaning in these By-laws, and unless the context indicates otherwise —

“**By law**” means a legislation that is made by a decision taken by the council of the municipality binding in the municipality on the persons to whom it applies and is published in terms of section 13 of the municipal systems act;

“**Council**” means the council of the local municipality of Dipaleseng. A structure or person exercising delegated authority and power or carrying out an instruction in terms of these by laws or a service provider fulfilling the responsibility under these bylaws;

“**Credit Control and Debt Collection By-law and policy**” means the Credit Control and Debt Collection Policy as required in terms of section 96(b) and 97 and 98 of the Local Government: Municipal Systems Act, (Act 32 No. of 2000).

“**Tariff**” means fees, charges or any other tariffs levied by the council in respect of any function or service provided by the Council, excluding rates levied by the council in terms of the Local Government Municipal: Property Rates Act; Act 6 of 2004;

“**Tariff policy**” means a tariff policy adopted by Council in terms of this By-law.

### 1. Guiding principles in the determination of tariffs.

In the determination of tariffs the Council shall be guided by the following principles —

- I. Tariffs shall be equitable and affordable in that the amount due for municipal services should generally be in proportion to their use of that service;

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- II. Tariffs shall support national macro-economic policies and shall incorporate visions, strategies and economic policies of the Republic of South Africa
- III. Tariffs shall be cost effective and cost reflective and should reflect the cost reasonably associated with rendering municipal services, including capital, operating, maintenance, administration, replacement costs and financing charges;
- IV. Tariffs shall promote the sustainability of the provision of municipal services.

## **2. Application of By-Law**

This by-law shall only apply to tariffs applicable to the Council and municipal entities in respect of which the municipality is the parent municipality for –

Fees, surcharges on fees, charges and tariffs in respect of municipal services, such as –

- i. provision of water;
- ii. refuse removal;
- iii. sewerage;
- iv. removal and purification of sewerage;
- v. electricity consumption; Municipal services provided through prepaid meters.
- vi. all other related costs for services rendered in terms of the service
- vii. interest which has accrued or will accrue in respect of money due and payable to the Council;
- viii. collection charges in those cases where the Council is responsible for
  - (aa) the rendering of municipal accounts in respect of any one or more of the municipal Services;
  - (bb) the recovery of amounts due and payable in respect thereof, irrespective whether the municipal services, or any of them, are provided by the Council itself or by a service utility with which it has concluded a service provider agreement to provide a service on the municipality's behalf.

## **3. Adoption and implementation of Tariff Policy**

The council shall adopt and implement a tariff policy on the levying of fees for a municipal service provided by the council or by way of service delivery agreements which complies with the provisions of the Local Government: Municipal Systems Act, 32 of 2000, the Local Government Municipal Finance Management Act, 56 of 2003 and any other applicable legislation.

## **4. Enforcement of Tariff Policy**

The Council's tariff policy shall be enforced through the Credit Control and Debt Collection By-Law and policy and any further enforcement mechanism stipulated in the Council's tariff policy.

## **5. Short title and commencement**

This By-law is the Tariff By-law, and takes effect on Monday, 01<sup>st</sup> July 2024.

**RESOLUTION ON THE LEVYING OF FEES FOR MUNICIPAL SERVICES IN TERMS OF SECTION 74(1) OF THE LOCAL GOVERNMENT:**

**MUNICIPAL SYSTEMS ACT (MSA) (ACT NO. 32 OF 2000).**

**DIPALESENG LOCAL MUNICIPALITY**

**RESOLUTION LEVYING FEES FOR MUNICIPAL SERVICES FOR THE FINANCIAL YEAR 01<sup>st</sup> JULY 2024 TO 30<sup>th</sup> JUNE 2025**

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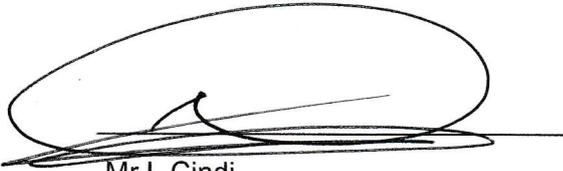




PLANNING AND ECONOMIC DEVELOPMENT TARIFFS 2024/25				
ITEM	CHARGES AND FEES PAYABLE TO DIPALESENG LM FOR EXAMINATION AND APPROVAL OF BUILDING PLANS AND CONSIDERATION OF ALL APPLICATION TYPES	RATE	FEEPAYABLE (vat exclusive) 2023-2024	FEEPAYABLE (vat exclusive) 2024-2025
1.	Minimum Submission fee – All applications		1.049 R	242.17 R
2.	New Buildings	R10/m <sup>2</sup>	R	242.17 R
3.	Additions	R10/m <sup>2</sup>	R	242.17 R
4.	Alterations	R10/m <sup>2</sup>	R	242.17 R
5.	Amended plans	R10/m <sup>2</sup>	R	242.17 R
6.	Re-design/ New proposal	R10/m <sup>2</sup>	R	242.17 R
7.	Renewal of plans – One year after date of approval	50% of fees as calculated	R115.00 submission fee + 50% building plan fee	R115.00 submission fee + 50% building plan fee
8.	Application for Building line relaxation		R	605.43 R
9.	Application for Occupation Certificate (OC)		R	242.17 R
10.	Re-Inspection		R	121.09 R
11.	Penalty for building a house without submission:	R100 per day from the day of notice till the transgressor submits the plan	R100.00 per day as per NBR	R100.00 per day as per NBR
12.	Demolition of building		R	578.81 R
13.	Boundary wall higher than 1.8m		R	578.81 R
14.	Structural steelwork, reinforced concrete or timber work	R10/m <sup>2</sup>	R	231.52 R
	Permission for Building Alterations		R1000.00	R1000.00
	Permits for temporary buildings and structure (per structure)		R	578.81 R
<b>PROPERTIES: TOWN PLANNING AND GRAPHICS INFORMATION FEES</b>				
15.	Application for Site Development Plan (SDP)		R	968.69 R
16.	Application for rezoning (Amendment of LUMS)		R	7 265.21 R
	<b>Application for Subdivision:</b>			
17.	a) 1-3 Properties		R	3 027.17 R
	b) 1-6 Properties		R	6 054.34 R
	c) 1-8 Properties		R	8 476.08 R
	d) 1-10 Properties		R	10 897.81 R
	<b>Application for Consolidation:</b>			
18.	a) 1-3 Properties		R	3 027.17 R
	b) 1-6 Properties		R	6 054.34 R
	c) 1-8 Properties		R	8 476.08 R
	d) 1-10 Properties		R	10 897.81 R
	<b>Application for Division of farm Lands:</b>			
19.	a) Less than 1ha		R	3 027.17 R
	b) More than 1ha		R	6 054.34 R
	<b>Application for Consent Use:</b>			
20.	a) Second Dwelling		R	1 210.87 R
	b) Tuck-shops		R	1 210.87 R
	c) Tavern		R	1 210.87 R
	d) Installation of Wendy houses		R	1 210.87 R
	e) Telecommunication lattice mast		R	1 210.87 R
	f) Any other application not Specified elsewhere in these tariffs		R	1 210.87 R
	<b>Application for permanent closure of public place and road:</b>			
21.	a) Internal access roads		R	1 695.22 R
	b) Access collectors		R	- R
	c) Distributor		R	- R
22.	Application for removal of restrictive conditions		R	3 027.17 R
23.	<b>Application for Township Establishment:</b>			
	a) Green field		R	12 108.68 R
	b) In-Situ upgrade		R	12 108.68 R
	c) Extension of boundaries of an approved township		R	12 108.68 R
	d) Amendment of township application prior and after approval requested by applicant or Council		R	12 108.68 R
	e) Application to phase an approved (not proclaimed) township		R	1 695.22 R
24.	Appeal against decision		R	1 695.22 R
25.	Amendment, alteration or cancelation of general plan		R	1 695.22 R
	Cancellation/Withdrawal of consent		R	581.12 R
	Exemption of subdivision or consolidation		R	242.17 R
	Amendments to original application prior to approval/refusal		50% of application fee	50% of application fee
26.	Splum Certificate in terms of section 86 of the by-law		R	242.17 R
27.	Zoning Certificate		R	60.54 R
28.	The provision of any certificate		R	242.17 R
	Penalty for contravention of Land Use Scheme in terms of Section 175 of the by-law		R	126.41 R
<b>Business Licenses/Permits</b>				
29.	Business confirmation		R	242.17 R
	Business permit: informal trading		R	242.17 R
	License to operate business		R	1 210.87 R
30.	Occasional liquor permit		R	242.17 R
31.	Confirmation of residential		R	6.05 R
32.	HSS report		R	24.22 R
	<b>Deed search report:</b>			
	A4		R	60.54 R
	A3		R	36.33 R
33.	A2		R	60.54 R
	A1		R	90.82 R
	This includes printing of SG diagrams, Maps and aerial Photographs etc,		R	121.09 R
<b>GENERAL SIGNS AND TEMPORARY SIGNS</b>				
30.	Banner per 2 week period	Per banner	R	363.26 R
31.	Flag on electrical pole per two week period	Per pole	R	242.17 R
32.	Advertisement for sale of goods, etc.		R	1 210.87 R
33.	Functions and events poster	Per poster	R	60.54 R
34.	Auction poster	Per poster	R	60.54 R
35.	Election poster	Per political Poster	R	6 054.34 R

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Full details of the Council Resolution on tariff for Municipal Services as determined through criteria in the Municipality's tariff and credit control policy are available for inspection on the Municipality's offices and the website ([www.dipaleseng.gov.za](http://www.dipaleseng.gov.za)).

A handwritten signature in black ink, consisting of a large, loopy initial 'C' followed by a horizontal line and some scribbles below it.

Mr L Cindi.  
**MUNICIPAL MANAGER.**

CNR THEMBA SHOZI & JOHNNY  
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BALFOUR  
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