HESSEQUA MUNISIPALITEIT

NOTULE

RAADSVERGADERING

WOENSDAG 29 APRIL 2026
OM 10:30

1. OPENING EN VERWELKOMING

Die Speaker, Rdl MC van den Berg, heet almal teenwoordig welkom en Rdl RG Davids open met 'n gebed.

2. KONSTITUERING / AANSOEKE OM VERLOF

2.1 Teenwoordig

Lede	Amptenare
Rdl GL Boezak	Mnr ASA de Klerk
Rdl ME Dayimani	Mnr H Visser
Rdl AP Daniëls	Mnr D Lewis-Michaels
Rdl RG Davids	Mnr R Manho
Rdl Johannes Hartnick	Me S Sanders
Rdl J Hoogbaard	Me A Carelse
Rdl NA Joseph	Mnr A Kleynhans
Rdl S Le Roux	
Rdl G Riddles	
Rdl HJ Saayman	
Rdl BD Smith	Me T Hendricks (notuleerder)
Rdl MC van den Berg	
Rdl B van Noordwyk	

2.2 Verskoning / Verlof

Rdl LC February

Rdl Jennifer Hartnick

Rdl L Pieterse

Rdl CP Taute

Mnr GJ Goliath

Die Speaker kondig aan dat die vergadering gekonstitueer is.

3. VERKLARINGS EN MEDEDELINGS DEUR DIE SPEAKER

3.1 Die Speaker kondig aan dat daar 'n addisionele item gaan dien naamlik: 9.12 Confidential: Re-Advertising for vacant post of Director: Corporate Management.

4. VERKLARINGS EN MEDEDELINGS DEUR DIE UITVOERENDE BURGEMEESTER

4.1 Die Uitvoerende Burgemeester wens Rdl Jennifer Hartnick en Rdl L Pieterse beterskap toe.

4.2 Die Uitvoerende Burgemeester deel die vergadering mee dat die vergunning vir die natmaak van tuine in die Vlak 4 en Vlak 2 Water Beperkings vervroeg word tydens die Winter seisoen vanaf 17:00 – 18:00.

4.3 Die Uitvoerende Burgemeester betuig sy innige meegevoel teenoor die familie van die kleuter van Slangrivier wat Sondag oggend tragies tydens ‘n ongeluk afgesterf het.

5. VERKLARING VAN BELANGE DEUR RAADSLEDE/AMPTENARE RAKENDE ITEMS WAT DIEN OP AGENDA

5.1 Mnr D Lewis-Michaels verklaar sy belange by Item 9.12 – Confidential: Re-Advertising for vacant post of Director: Corporate Management.

6. GOEDKEURING VAN NOTULES

BESLUIT:

6.1 Dat die Notule van ’n Raadsvergadering gehou op 26 Maart 2026 goedgekeur word.

Voorstel Rdl S Le Roux, sekondant Rdl B van Noordwyk

6.2 Dat die Notule van ’n Spesiale Raadsvergadering gehou op 17 April 2026 goedgekeur word.

Voorstel Rdl B van Noordwyk, sekondant Rdl RG Davids

7. ONDERHOUDE MET AFVAARDIGINGS

Geen

8. KENNISNAME VAN VERSLAE VAN UITVOERENDE BURGEMEESTERSKOMITEE

8.1 Dat kennis geneem word van die verslag van ’n Uitvoerende Burgemeesterskomitee vergadering gehou op 25 Februarie 2026.

Voorstel Rdl GL Boezak, sekondant Rdl HJ Saayman

Die volgende Raadslede versoek dat hulle teenstem aangeteken word teen besluit 8.1:

Rdl ME Dayimani, Rdl NA Joseph en Rdl AP Daniëls.

9. SAKE VIR BESPREKING

9.1 REPORT ON THE TERMINATION AND POSSIBLE RENEWAL OF THE SERVICE LEVEL AGREEMENT OF THE LOWER BREEDE RIVER CONSERVANCY TRUST

File number / Verwysingsnommer: 17/11

Meeting date / Vergadering datum: 29 April 2026

Report by / Verslag deur: Manager: Environmental Management – Mr. S Carelse

BACKGROUND AND DISCUSSION / AGTERGROND EN BESPREKING

The Speaker opens the floor for discussion.

Cllr GL Boezak makes a proposal seconded by Cllr HJ Saayman.

There was no counter proposal.

RESOLUTION / BESLUIT

1. That Council approve and endorse that:
    - 1.1 Hessequa Municipality continue with the current tri-party service level agreement with the Lower Breede River Conservancy Trust and the Swellendam Municipality.
    - 1.2 The continuation of the transfer payment arrangement and the related contractual requirements as per the current service level agreement, be confirmed.
    - 1.3 The abovementioned tri-party service level agreement be renewed for another 3 years from 1 July 2026 till 30th June 2029.
2. That the tri-party service level agreement be made public upon conclusion.

Proposer Cllr GL Boezak, seconded Cllr HJ Saayman

The proposal was adopted unanimously as a resolution.

9.2 HOUSE SHOP POLICY REVIEW: MARKET AREA ASSESSMENT

File number / Verwysingsnommer: 15/R

Meeting date / Vergadering datum: 29 April 2026

Report by / Verslag deur: Town Planner: Wessel van Brakel

BACKGROUND AND DISCUSSION / AGTERGROND EN BESPREKING

The Speaker opens the floor for discussion.

Proposal 1

1. That Council approve the following revisions to the House Shop Policy (2025):
   - 1.1 Exemption for new housing developments – That the 200-metre spacing rule between House Shops shall not apply to new housing developments.
   - 1.2 Market area assessment – That the desirability of a House Shop shall be assessed according to its market area rather than a fixed distance.
   - 1.3 That a market ratio of 1:50 be applied to new housing developments.
   - 1.4 That the definition of a House Shop, as defined within the House Shop Policy, be amended to include a manager of a House Shop.

Proposer Cllr RG Davids, seconded Cllr J Hoogbaard

Proposal 2

1. That Council does not approve the incorporation of the proposed amendments to the House Shop Policy, specifically:
   - 1.1 The exemption for new housing developments from the 200-metre spacing rule;
   - 1.2 The replacement of the fixed distance requirement with a market area assessment;
   - 1.3 The introduction of a market ratio of 1:50.
   - 1.4 This proposal further recommends that the existing House Shop Policy (2025) remain unchanged and in force.

Proposer Cllr ME Dayimani, seconded Cllr AP Daniëls

Voting commences by the show of hands.

Proposal 2 – 3 votes

Proposal 1 – 10 votes

Proposal 1 is accepted as a resolution.

RESOLUTION / BESLUIT

1. That Council approve the following revisions to the House Shop Policy (2025):
   1.1 Exemption for new housing developments – That the 200-metre spacing rule between House Shops shall not apply to new housing developments.
   1.2 Market area assessment – That the desirability of a House Shop shall be assessed according to its market area rather than a fixed distance.
   1.3 That a market ratio of 1:50 be applied to new housing developments.
   1.4 That the definition of a House Shop, as defined within the House Shop Policy, be amended to include a manager of a House Shop.

Proposer Cllr RG Davids, seconded Cllr J Hoogbaard

The following Councillors requested that their countervote be noted for item 9.2:

Cllr ME Dayimani, Cllr NA Joseph and Cllr AP Daniëls.

9.3 KANSELLASIE VAN KOOPOOREENKOMS TUSSEN HESSEQUA MUNISIPALITEIT EN GENKEN PROPERTIES CC T.O.V 'N GEDEELTE VAN RESTANT VAN ERF 281 (ONGEVEER 1.6 HA), GOURITSMOND

File number / Verwysingsnommer: 15/R

Meeting date / Vergadering datum: 29 April 2026

Report by / Verslag deur: Bestuurder Eiendomsbestuur – Mnr A Kleynhans

BACKGROUND AND DISCUSSION / AGTERGROND EN BESPREKING

Die Speaker hou die item aan die Raad voor en gee geleentheid vir bespreking.

Rdl BD Smith maak 'n voorstel gesekondeer deur Rdl S Le Roux.

Daar is geen teenvoorstel nie.

RESOLUTION / BESLUIT

1. Dat die Raad, met inagneming van die opskortende voorwaardes soos vervat in die koopooreenkoms, asook die bevindinge van die Biodiversiteitstudie en die gepaardgaande omgewingsbeperkings, **goedkeur** dat die koopooreenkoms met Genken Properties CC ten opsigte van 'n gedeelte (1.6 ha) van Erf 281, Gouritsmond **gekanselleer** word ingevolge klousule 28 van die ooreenkoms.

2. Dat kennis geneem word dat dit, op grond van kundige omgewingsadvies, hoogs onwaarskynlik is dat die Rekord van Besluit deur die Departement van Omgewingsake toegestaan sal word, en dat die voortsetting van die proses verdere kostes en hulpbronbesteding vir beide die koper en die munisipaliteit sal meebring.
3. Dat die Raad kennis neem dat die omvang en sensitiwiteit van die beskermde plantegroei op die eiendom nie redelikerwys vooraf bepaal kon word nie en eers na afloop van die nodige studies aan die lig gekom het, wat 'n wesenlike invloed op die uitvoerbaarheid van die voorgenome ontwikkeling het.
4. Dat die Raad kennis neem dat die afslaers ingestem het om die deposito, BTW en afslaers kommissie aan die koper terug te betaal, en dat die advertensiekostes, ingevolge die bepalings van die koopooreenkoms, deur die koper verbeur word, indien die Munisipaliteit sou instem tot die kansellasie van die koopooreenkoms.
5. Dat die Omgewingsbestuur afdeling gemagtig word om, gegewe die omgewingsensitiwiteit van die eiendom, die moontlikheid te ondersoek om die betrokke eiendom formeel as deel van die bestaande Natuurgebied te bestuur en/of te reserveer.

Voorstel Rdl BD Smith, sekondant Rdl S Le Roux

Die voorstel word eenparig as ‘n besluit aanvaar.

9.4 PAYMENT OF CONTRIBUTION TO THE HESSEQUA ARCHAEOLOGY ASSOCIATION AND JONGENSFONTEIN RESIDENTS' ASSOCIATION

File number / Verwysingsnommer: 7/2/2/7

Meeting date / Vergadering datum: 29 April 2026

Report by / Verslag deur: Manager: Property Management – Mr A Kleynhans

BACKGROUND AND DISCUSSION / AGTERGROND EN BESPREKING

The Speaker opens the floor for discussion.

Cllr RG Davids makes a proposal seconded by Cllr BD Smith.

There was no counter proposal.

RESOLUTION / BESLUIT

1. That Council approve a once-off financial contribution to the following organisations for the 2025/2026 financial year, with similar allocations proposed for the following two financial years, subject to the approval of the budget by the Hessequa Municipal Council:

- **Hessequa Archaeological Association** – R26,543.50
- **Jongensfontein Residents' Association** – R26,543.50

2. That the contributions be used to support the operational sustainability of these organisations, which render services of public interest.
3. That a Transfer Payment Agreement be concluded between Hessequa Municipality, the Hessequa Archaeological Association, and the Jongensfontein Residents' Association for a period of three years, detailing:
   3.1 Annual amounts to be paid, subject to budget approval.
   3.2 Specific projects and/or operational expenditures funded by the contributions.
   3.3 Reporting requirements to ensure proper use of funds.
4. That the contributions be funded from the approved operating budget and do not create an ongoing financial obligation for the municipality.

Proposer Cllr RG Davids, seconded Cllr BD Smith

The proposal was adopted unanimously as a resolution.

9.5 ICT CLOSE-OUT FEEDBACK REPORT SECURITY INCIDENT (NOV/DEC 2025)

File number / Verwysingsnommer: 6/3/b

Meeting date / Vergadering datum: 29 April 2026

Report by / Verslag deur: Manager ICT: J Kleinhans

BACKGROUND AND DISCUSSION / AGTERGROND EN BESPREKING

The Speaker opens the floor for discussion.

Cllr BD Smith makes a proposal seconded by Cllr HJ Saayman.

There was no counter proposal.

RESOLUTION / BESLUIT

1. That Council take note of the ICT close-out feedback report security incident (Nov/Dec 2025).
2. That Council take note of the ICT department's ongoing initiatives to improve its cyber security posture through official governance structures and access control discipline aligned to policy requirements.

3. That Council take note of potential additional financial resources which will be required on future budgets in an attempt to mitigate the risk of cybercrime which globally shows an increasing trend.

Proposer Cllr BD Smith, seconded Cllr HJ Saayman

The proposal was adopted unanimously as a resolution.

9.6 WYSIGING VAN DIE MUNISIPALE KODE: WYSIGING VAN BEGRAAFPLASE EN KREMATORIA VERORDENING: PUBLIEKE DEELNAME PROSES

File number / Verwysingsnommer: 1/3

Meeting date / Vergadering datum: 29 April 2026

Report by / Verslag deur: Bestuurder: Regsdienste & Administrasie: Mev Sarah Sanders

BACKGROUND AND DISCUSSION / AGTERGROND EN BESPREKING

Die Speaker hou die item aan die Raad voor en gee geleentheid vir bespreking.

Rdl B van Noordwyk maak ŉ voorstel gesekondeer deur Rdl GL Boezak.

Daar is geen teenvoorstel nie.

RESOLUTION / BESLUIT

1. Dat die Raad kennis neem dat geen insette en kommentaar ontvang is tydens die publieke deelname proses van die konsep Begraafplase en Krematoria Verordening.
2. Dat die Raad kennis neem van die insette en kommentaar wat ontvang is vanaf die onderskeie Wykskomitees.
3. Dat die Raad die konsep weergawe van die Begraafplase en Krematoria Verordening goedkeur.
4. Dat die Bestuurder: Regsdienste & Administrasie, gemagtig word om die finale weergawe van die Begraafplase en Krematoria Verordening te publiseer in die Provinsiale Staatskoerant na goedkeuring deur die Raad.

Voorstel Rdl B van Noordwyk, sekondant Rdl GL Boezak

Die voorstel word eenparig as ‘n besluit aanvaar.

9.7 ORGANOGRAM CHANGES: DEVELOPMENT PLANNING

File number / Verwysingsnommer: 4/2

Meeting date / Vergadering datum: 29 April 2026

Report by / Verslag deur: Marcél Cronje – Head: Employee Relations

BACKGROUND AND DISCUSSION / AGTERGROND EN BESPREKING

The Speaker opens the floor for discussion.

Cllr HJ Saayman makes a proposal seconded by Cllr RG Davids.

There was no counter proposal.

RESOLUTION / BESLUIT

That the reporting line of the Assistant Town Planner (B024) change and that this post report to the Town Planner (B008) post.

Proposer Cllr HJ Saayman, seconded Cllr RG Davids

The proposal was adopted unanimously as a resolution.

9.8 SUBSTANCE ABUSE AND EMPLOYEE ASSISTANCE (EAP) POLICIES

File number / Verwysingsnommer: 4/2

Meeting date / Vergadering datum: 29 April 2026

Report by / Verslag deur: HR Practitioner: Performance Management & EAP – Lemona Kleinhans

BACKGROUND AND DISCUSSION / AGTERGROND EN BESPREKING

The Speaker opens the floor for discussion.

Cllr HJ Saayman makes a proposal seconded by Cllr J Hoogbaard.

There was no counter proposal.

RESOLUTION / BESLUIT

That Council approve the Substance Abuse and Employee Assistance Policies to replace the prior policies.

Proposer Cllr HJ Saayman, seconded Cllr J Hoogbaard

The proposal was adopted unanimously as a resolution.

9.9 QUARTERLY BUDGET MONITORING FOR LOCAL AUTHORITIES (SECTION 52) – MARCH 2026 – 3RD QUARTER

File number / Verwysingsnommer: 5/1/1/1

Meeting date / Vergadering datum: 29 April 2026

Report by / Verslag deur: Manager: Financial Statements, Budget & Financial Reporting - R.R Erasmus

BACKGROUND AND DISCUSSION / AGTERGROND EN BESPREKING

The Speaker opens the floor for discussion.

Cllr S Le Roux makes a proposal seconded by Cllr BD Smith.

There was no counter proposal.

RESOLUTION / BESLUIT

1. That Council take note of the contents of the Quarterly Budget Monitoring (Section 52) report and supporting documents for the 3rd quarter of the 2025/2026 financial year.
2. That the report be submitted to National and Provincial Treasuries as required.
3. That Council approve the Quarterly Budget Monitoring (Section 52) Report.

Proposer Cllr S Le Roux, seconded Cllr BD Smith

The following Councillors requested that their countervote be noted for item 9.9:

Cllr ME Dayimani, Cllr NA Joseph and Cllr AP Daniëls.

Die vergadering verdaag om 11:07.

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GOEDGEKEUR DATUM