



NOTULES VAN DIE / MINUTES OF THE

**DRINGENDE IN-KOMITEE SPESIALE RAADSVERGADERING VAN DIE CEDERBERG
MUNISIPALITEIT SOOS GEHOU OP**

22 OKTOBER / OCTOBER 2025 @ 09h00

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**URGENT IN-COMMITTEE SPECIAL COUNCIL MEETING OF THE CEDERBERG
MUNICIPALITY, HELD ON**

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**MINUTES OF THE URGENT IN-COMMITTEE SPECIAL COUNCIL MEETING OF THE
CEDERBERG MUNICIPALITY HELD ON 22 OCTOBER 2025**

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CIRCULATED AGAIN.**

PRESENT AND IN ATTENDANCE:

- Cllr. M Heins
- Cllr. A Scheepers
- Cllr. R Richards
- Cllr. A Mouton
- Cllr. J Van Heerden
- Cllr. P Strauss
- Cllr. M Bergh (Virtually logged in)
- Cllr. J Hayes
- Cllr. Y Blaauw (Virtually logged in)
- Cllr. J Engelbrecht

MANAGEMENT PRESENT: Messrs. R De Ridder, C Sheldon, Miss J Cloete

ABSENT WITHOUT APOLOGY: N/A

1. OPENING

- The Chairperson welcomed all present and Cllr. P Strauss opened the meeting with a prayer. Speaker informed Council of a 10-minute break due to technical difficulties with the microphones in the chambers.
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2. ELECTION OF (ACTING) SPEAKER, IF NECESSARY

- N/A

3. APPLICATIONS FOR LEAVE OF ABSENCE

- Cllr. W Farmer (Sick leave)
- The Speaker mentioned that Cllr. Farmer was hospitalised and so we keep him and his family in our prayers for a speedy recovery.
- Cllrs. Blaauw and Bergh asked to join the meeting virtually.

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4. STATEMENTS AND COMMUNICATIONS BY THE SPEAKER

- The Speaker mentioned that he had no communication at this stage.

Councillor Hayes called for a point of order. I sent you several correspondences, to which you still have not responded. I sent you another email this morning. Could you please address the email in the Council, given that you are now replying to me?

Speaker: Councillor Hayes, as you know, we have Rules of Order. If you made that request, you should have done so at least 10 days in advance, and I am aware we convened an urgent Special Council meeting. So, I will simply adhere to the rules that apply to all of us.

Any other requests that need to be tabled in the Council can follow that process. I will handle it accordingly at our next meeting, in line with the Rules of Order.

Cllr. Hayes: I just want to add that today is day 8, and I have 14 days to appeal to the MEC. You are refusing to give me the documents as requested, and at the same time, you are recording this and sharing it with the media after claiming it was done through the USP...

Cllr. Richards: Point of Order, Speaker. I want to point out that Councillor Hayes is abusing the process to push his personal agenda. You have outlined the Rules, and he should follow them.

Speaker: I want to remind you again about the USP, as was done in the previous meeting. The USP is very clear, and you know what it states: "The Chairperson of Council shall defer this item/document directly to the MEC." It does not say I must give it to you or your legal representative. So, I will ask you again: do not ask me unnecessary questions. You know what the USP says.

I will not entertain further points of order.

- We will now have a 5-minute break due to a technical problem in the Council chamber.

5. STATEMENTS AND COMMUNICATION BY THE EXECUTIVE MAYOR

- Geen / None

6. REPORT BY THE EXECUTIVE MAYOR ON DECISIONS TAKEN BY THE EXECUTIVE MAYOR, THE EXECUTIVE MAYOR TOGETHER WITH THE DEPUTY EXECUTIVE MAYOR AND THE EXECUTIVE MAYOR TOGETHER WITH THE MAYORAL COMMITTEE

- Geen / None

7. MATTERS FOR CONSIDERATION

Rules of Order for Internal Arrangement

Part Four:

2. DECISIONS AND VOTING

- 2.1 In the event that the Speaker enquires from the attendees at a meeting if they are in agreement with recommendation/s and there is no opposition by any member present, recommendations are adopted.
- 2.2 The Speaker must put every apposed motion to the vote by calling upon the members to indicate by a raising of hands unless otherwise prescribed by law, whether they are in favour of or against such motion. The result of the vote must thereafter be declared by the Speaker.
- 2.3 The number of members voting in favour of or against an item, is to be recorded in the minutes. Members may abstain from voting without leaving the meeting and may request that his/her abstention be recorded in the minutes of that meeting. Consequently, subsequent to the speaker's declaration of the result, a member may demand that his or her opposition or support of a decision be recorded in the minutes and the Municipal Manager must accordingly arrange for the same.
- 2.4 All decisions must be taken by a supporting vote of the majority of the members present at any meeting of the Council.
- 2.5 The Municipal Council must reconsider a decision taken if the majority of members lodge a request in writing with the Municipal Manager. This shall apply unless such reconsideration adversely affects existing rights. Motions for the reconsideration of decision must be submitted in terms of Rule 5 of the Rules of Order.
- 2.6 Notwithstanding the provision of this Rule, the Council may at any time following a recommendation by the Mayor, rescind or amend any resolution passed by it.

Part 5

4. Councillor to address chair

A member who speaks at a meeting must address the chair.

Part 5

16. Order of priority

- 16.1 The Speaker must ensure that there is maintenance of order. To this end, the Speaker may, if he / she deems it necessary, at any time in a meeting direct an officer to remove or cause the removal of any person, excluding a member, from the Council Chamber. The Speaker may also direct that the public gallery be vacated.
- 16.2 The removal of any person or persons who refuse to carry out any reasonable instruction given by the Speaker or obstructs the carrying out of such instruction may be ordered by the Speaker.

Part 5

3. Precedence of the Speaker

Silence must be observed by all present in meeting when the Speaker addresses meetings in order for the Speaker to be heard without interruption. Whenever the speaker addresses the meeting, all members must be silent so that the speaker may be heard without any interruption. Council must be addressed by members through the Speaker.

13. Relevance

Speeches by members must address the subject or matter under discussion or to an explanation or to a point of order. In this regard, no discussion shall be tolerated in relation to the anticipation of any matter on the agenda or in respect of any matter in respect of which a decision by a judicial or quasi-judicial body or a commission of inquiry, whether instituted in terms of legislation or not, is pending, provided that such matter may be considered with the permission of Council.

Part 5

5. Right to speak

A member is provided with an opportunity to speak with the permission of the Speaker only once for no longer than 5 (five) minutes on a matter before the meeting unless authorised by the Chairperson.

A member is entitled to speak once on any recommendation, motion or proposal, provided that the Mayor or Member may reply to conclude a debate and shall restrict himself/herself to answering previous speakers rather than the introduction of new matters.

Prior to the consideration of any item contained in the report of the mayor in reply to a specific question or during discussion of the same, the Speaker shall permit the Mayor, MMC or Chairperson of the Committee in terms of section 79 and 80 of the Local Government Municipal Structures Act 117 of 1998 who made the proposal in terms of rule 9 or rule 14 of part 5 of these Rules to make an explanatory statement.

6. Length of speeches

- 6.1 A member may (unless authorised otherwise by the Speaker) only speak once to-
 - 6.1.1 the matter and any amendments to that matter that is before the council;
 - 6.1.2 any motion before the council;
 - 6.1.3 to a matter or an amendment proposed or to be proposed by himself or herself;
 - 6.1.4 a point of order or a question of privilege, unless authorised by the speaker or as provided for in terms of these rules.
- 6.2 No new matters may be introduced by a mover that speaks to a motion and replies to previous speakers in a debate. The right of reply shall not extend to the mover of an amendment which, having been carried, has become substantive motion.

7.1 RESOLUTIONS TAKEN BY COUNCIL

RB7.1.1/22-10-2025 APPOINTMENT OF DIRECTOR COMMUNITY SERVICES AND PUBLIC SAFETY

- The Portfolio Chairperson, read the item into Council for the purpose of Cllrs. Who are virtually logged joining the meeting and the Speaker opened the floor for discussion.

Councillor Van Heerden: The recommendation on the last page states that sections 8.1 – 8.6 differ from the recommendation that Councillor Richards read to us regarding point e in our recommendation and section 8.4 on the last page. Section 8.4 simply refers to offering the position to the next qualifying candidate, but our recommendation says, "or also be re-advertised." Should these be different, or are they meant to be the same?

Mr. De Ridder: The wording essentially indicates that if the Council decides not to appoint the next candidate, then the administration has the right to re-advertise.

Cllr. Hayes: When I look at the evaluation categories, there is clearly a difference. Can you explain the difference between Candidate Petersen and Meyer?

Cllr. Richards: Speaker, both of these candidates are at an advanced level compared to Mr. Van Rooyen, who only meets the basic criteria.

Cllr. Van Heerden: I think the new legislation that came into effect earlier this month, which emphasises appointments reflecting equity and other factors, also played a role. Perhaps you could clarify that for the record as well.

Speaker: Councillor, for a response, I will allow a 10-minute caucus break.

- Council convened after 10 minutes and Cllr. Richards proceeds with the following proposal which was:

RESOLVED:

- A. That Council noted and endorsed the recruitment and selection process as reflected in the selection documentation, including the long list, shortlist, screening / reference report and selection report; (addendum attached).
- B. That Council considered appointing Mr F.W Petersen, who qualifies at an advanced level of appointment, as Director: Community Services & Public Safety, and which appointment must be on a permanent basis; and
- C. That, Council appoints Mr F.W Petersen as soon as possible due to the urgency of the specific appointment in the Community Services & Public Safety Directorate, with the provision that the employee must sign a contract of employment prior to appointment.

- D.** That a contract of employment and the all-inclusive remuneration package corresponding with an advanced level in terms of the competency framework relating to the applicable remuneration offered as per the regulations and finalized by the appropriate authority, within the statutory limits.
- E.** That if the preferred candidate should decline the offer, or not sign the employment contract, or for any other valid reason, the position be offered to the next candidate, or be re-advertised.
- F.** That the MEC for Local Government be informed of the process and outcome of the process within 14 days from the date of Council's resolution.
- G.** That a performance contract be concluded with the candidate within 60 days after commencement of service, failing which, the appointment lapses.
- H.** That Council delegated the municipal manager / acting municipal manager to conclude the employment contract with the senior manager

Proposed: Cllr. R Richards

Seconded: Cllr. A Scheepers

DA Component abstained.

RB7.2/22-10-2025 MATTERS FOR NOTIFICATION

- Geen / None

08. CLOSURE

- Meeting adjourned.

VOORSITTER / CHAIRPERSON

DATUM / DATE