

**JOZINI LOCAL MUNICIPALITY**  
**DRAFT BY-LAWS MUNICIPAL PROPERTY RATES**

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The Municipal Manager of the JOZINI LOCAL MUNICIPALITY Hereby, in terms of section 61(1) and (2) of the Local Government: Municipal Property Rates Act (Act No. 06 of 2004) as amended, publishes the draft By-laws relating to Municipal Property Rates for the JOZINI LOCAL MUNICIPALITY to be approved by its Council, as set out hereunder

**MR BONGUMUSA NTULI**  
**MUNICIPAL MANAGER AND ACCOUNTING OFFICER**  
**(As amended by the Council)**

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**DATE OF IMPLEMENTATION: JULY 2013**

This **Bylaw** gives effect to the implementation of the Jozini Municipality's Property Rates Policy and to provide for matters incidental thereto.

**Preamble**

Whereas section 6(1) of the Local Government Municipal Property Rates Act 06 of 2004 as amended, requires a municipality to adopt Bylaws to give effect to the implementation of its Rates Policy; and

Whereas section 6(2) of the Act as amended provides that Bylaws adopted in terms of section 6(1) may differentiate between different categories of properties and different categories of owners of properties liable for the payment of rates.

Be it therefore enacted by the Council of the Jozini Municipality as follows:

**1. Definitions**

In this Bylaw any word or expression to which a meaning has been assigned in the Local Government Municipal Property Rates Act No 6 of 2004 shall bear the same meaning and unless the context indicates otherwise

“**Act**” means the Local Government Municipal Property Rates Act No 6 of 2004;

“**Council**” means the Council of the Jozini Municipality; and

“**Rate**” or “**rates**” means a municipal rate on property as envisaged in section 229 of the Constitution of the Republic of South Africa and section 2(3) of the Act.

**2. Adoption and implementation of a Property Rates Policy**

The Council shall adopt and implement a rates policy consistent with the Act on the levying of rates on rateable property within the jurisdiction of the Municipality

The Council shall not be entitled to levy rates other than in terms of its rates policy

**3. Contents of Rates Policy**

The Council's rates policy shall inter alia:

- (1) Apply to all rates levied by the Council pursuant to the adoption of its Annual Budget;
- (2) Comply with the requirements for:
  - The adoption and contents of a rates policy specified in section 3 of the Act;
  - the process of community participation specified in section 4 of the Act; and

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- the annual review of a Rates Policy specified in section 5 of the Act
- (3) Specify any further principles, criteria and implementation measures consistent with the Act for the levying of rates which the Council may adopt; and
- (4) Include such further enforcement mechanisms, if any, as the Council may wish to impose.

**4. Enforcement of Rates Policy**

The Council's Rates Policy shall be enforced through the provision of the Local Government Municipal Finance Management Act 56 of 2003, the Credit Control and Debt Collection Bylaw and Policy and Council's Budget Policy and any further enforcement mechanisms stipulated in the Act and the Council's Rates Policy.

**5. Short title and commencement date**

This Bylaw is the Property Rates Bylaw and takes effect on 1 July 2013.