



ABSTRACT

This By-Law has been drawn up in terms of Section 74 of the Local Government: Municipal Systems Act (Act 32 of 2000)

TARIFF BY-LAW

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ANNEXURE A - SCHEDULE OF RATES AND TARIFFS

Preamble

The tariff-setting process for every financial year for the Lesedi Local Municipality continues to be guided by rates and tariff policies and tariff methodology, which provides a framework within which the municipality can implement fair, transparent and affordable charges for the provision of services. Furthermore, the municipality fully considers when determining the tariffs levels for the financial year tariff escalation rate by establishing or calculating its own revenue requirement, capital costs and other factors mentioned in the policies.

It is also important to note that when the Lesedi Local Municipality considers increasing tariffs such decision is always based on the long-term economic development plan put together to ensure that municipality is able to deliver effectively, efficiently run and well-maintained services and facilities. The municipality, however, is affected by all sorts of external factors like inflation, cost of bulk purchases, and government policy decisions to some extent, certain international factors as well as the employment and income demographics of its residents. Interest is charged on all outstanding amounts based on the prime lending rate as determined by the commercial banking industry as at 1 July of every year.

1. INTRODUCTION

A tariffs policy must be compiled, adopted and implemented in terms of Section 74 of the Local Government Municipal Systems Act (*Act 32 of 2000 (Government Gazette No.21776, dated 20 November 2000)*), such policy to cover, amount others, the levying of fees for municipal services provided by the municipality itself or by way of service delivery agreements.

The tariffs policy for Lesedi Local Municipality has been compiled taking into account, where applicable, the guidelines set out in Section 74.

2. ASSESSMENT RATES

All rateable properties in the Lesedi Local Municipality are to be valued at least once every four years.

Assessment rates and varying rebates will be applied according to the Rates Policy. The rate in the rand, as well as the rebates, will be determined and approved by Council when the budget and tariffs are annually submitted for consideration.

PROPERTY RATES SCHEDULE

Valuation Roll 2014-2018

TARIFF 2013/2014 (0.009554) 2014/2015 (0.009554) in the rand for property rates

Zero rated

Categories	<u>Ratio in relation to property</u>
Residential property	1:1
Business & commercial Property	1:2
Industrial Property	1:2
Agricultural properties used for farming and agricultural purposes	1:0.25
Agricultural properties used for business, commercial purposes	1:2
State owned properties	1:2
Municipal properties	Not rateable
Public service infrastructure	Not rateable
Communal land as defined in the Communal Land Rights Act	Not rateable
State trust land	Not rateable
Protected areas	Not rateable
National monuments	Not rateable
Properties owned by public benefit organizations	1:0.25
Exclusive use areas	1:1
Servitudes	1:1
Township title properties	Not rateable
Multiple use properties	According to use

Privately owned towns serviced by the owners	1:0.90
Vacant land (business, industrial and commercial)	1:3
Vacant land (residential)	1:2

PROPERTY RATES REBATES

	<u>Municipal value</u>	<u>% Rebates</u>
<p><u>Residential and sectional title properties</u></p> <p>All Residential and sectional title properties, is rebated by the amount of rates payable on the municipal value as indicated:</p>	<p>First R15000</p> <p>R15 001 to R100 000</p>	<p>Exempt [Section 17(h) of the Act].</p> <p>100%</p>
<p><u>Residential vacant land</u></p> <p>All residential vacant land as defined in the Rates Policy be rebated by the amount of rates payable on the municipal value as indicated:</p>	<p>First R15000</p> <p>R15001 to R40 000</p>	<p>Exempt [Section 17(h) of the Act].</p> <p>100%</p>
<p><u>Public Benefit Organisation (PBO)</u></p> <p>All Public benefit Organisation (PBO) properties as defined in the Rates Policy qualify for a 20% rebate. (This rebate is only applicable to rates payable.)</p>		<p>20%</p>
<p><u>State owned properties</u></p> <p>All state owned properties as defined in the Rates Policy, qualify for a 20% rebate. All government properties are defined in schedule 1 & 3 of the Public finance Municipal Act.</p>		<p>20%</p>
<p><u>Special rebates</u></p> <p>Special rebates to registered owners of residential properties who are senior citizens, disabled and/or medically unfit persons qualifying according to gross monthly household income of all persons normally residing on that property:</p> <p>Gross monthly household income</p> <p>R0 – R3500</p> <p>R3501 to R5000</p> <p>R5001 to R5500</p> <p>R5501 to R6000</p> <p>R6001 to R6500</p>		<p>100%</p> <p>80%</p> <p>60%</p> <p>40%</p> <p>20%</p>

RATES RATIOS TO BE APPLIED AS STIPULATED ON THE GOVERNMENT GAZETTE NO. 32061 OF 2009:

The rate on the nonresidential properties may not exceed the ratio to the rate on residential properties as listed below:

- | | |
|--|--------|
| ▪ Residential property | 1:1 |
| ▪ Agricultural property | 1:0.25 |
| ▪ Public service infrastructure property | 1:0 |
| ▪ Public Benefit Organization | 1:0.25 |

The 1:1 represent the ratio to the rate on residential properties. 1:0. represents the maximum ratio to the rate on residential property that may be imposed on the residential properties.

Amended Municipal Property Rates Act published in Government notice number R362 on 27 March 2009 introducing the ratio for Public Benefit Organization (PBO) to be 1:0.25.

3. ELECTRICITY

All electricity tariffs must be approved by the National Electricity Regulator.

The various categories of electricity consumers, as set out below; will be charged at the applicable tariffs, as approved by Council at least one month before implementation. Council will endeavor over the next three financial years to keep the electricity tariffs at or below the inflation rate.

Tariffs adjustments will be effected only from 1 July each year, except if the actual tariffs increase announced by Eskom exceeds the increase allowed for by Council in its budget. In the latter case, Council reserves the right to make a further

adjustment to the electricity tariffs, such adjustment to be effective from or after the date on which the Eskom increase takes effect.

Council also reserves the right to adjust tariffs whenever it becomes evident that the budgeted revenues of the electricity service will not materialize or that the budgeted expenses of this service will be exceeded for reasons beyond Council's control.

Categories of consumption:

- With the single exception set out in the immediately ensuing paragraph, all electricity consumers shall be billed for their electricity consumption at the tariff applicable to the category in which the particular consumer falls.

- This policy is designed to cater for poor households:
 - a) The first 50 kWh for all approved indigent domestic electricity consumers shall be free of charge.
 - b) Basic charge rebate will be granted in full on monthly basis for approved indigents.

NB: NO FREE UNITS WILL BE PROVIDED TO NORMAL HOUSEHOLDS / DOMESTIC FOR ELECTRICITY CONSUMPTION.

- All domestic residential properties shall be billed on a monthly basic charge.

- All business properties shall be billed on a monthly basic charge.

- All industrial properties shall be billed a monthly basic and KVA charge.

The electricity consumption charge shall differentiate between electricity consumers using less than 1000 KVA per kWh, between 1000 and 4000 KVA per kWh.

- Churches, sport clubs and museum properties shall additionally be billed a monthly basic charge.
- Schools and hostel properties shall additionally be billed a monthly basic charge
- Farms shall additionally be billed a monthly fixed and a basic charge, and the fixed charge shall differentiate between consumers with a KVA up to 650 and those with a consumption above this amount. There shall also be differentiated between consumption tariff for usage up to 1000 kWh and for usage above 1000 kWh.
- The Lesedi Local Municipality's departmental electricity consumption shall be charged at cost price.

4. WATER

The following categories of water consumers shall be charged at the applicable tariffs, as approved by Council, at least one month before implementation, when the budget is compiled. Council will endeavor over the next three financial years to keep the water tariffs at or below the inflation rate.

Tariffs adjustments shall be effective from 1 July each year. However, Council reserves the right to adjust such tariff subsequently if the bulk supplier(s) of water to Council increases its (their) tariff by an amount greater than that allowed for by Council in compiling its budget. Such further adjustment shall take effect from or after the date on which the bulk supplier's tariffs increase takes effect.

Council further reserves the right to introduce a quota system for water consumption, with penalty tariffs for consumers exceeding their quotas, whenever a quota system is imposed by a bulk supplier on Council itself.

Finally, Council reserve the right to adjust the water tariffs whenever it becomes evident that the budgeted revenues of the water service will not materialize or that the budgeted expenses of the service, for reasons beyond Council's control, will be exceeded.

- This policy is designed to cater for poor households:
 - a) The first (6) kl for all approved indigents domestic electricity consumers shall be free of charge.
 - b) Basic charge rebate will be granted in full on monthly basis for approved indigents.

NB: NO FREE UNITS WILL BE PROVIDED TO NORMAL HOUSEHOLDS / DOMESTIC FOR WATER CONSUMPTION

- All other consumers (including business, industry, flats, hospitals, schools, churches, sport clubs and museums) shall be charged on actual water consumption at a fixed rate per kl.
- A basic charge shall be charged on all properties.
- Lesedi Local Municipality's department's water consumption shall be charged at cost price.
- Water leakages will be the responsibility of the consumer and no special tariffs will be applicable when the leakage is inside the yard of the consumer.

5. REFUSE REMOVAL

The following categories of refuse removal consumers shall be charged at the applicable tariffs, as approved by Council at least one month before implementation, when the budget is compiled:

- A separate fixed monthly refuse removal charge shall apply to each of the following categories of users:
 - (a) Domestic
 - (b) Business/Industrial
 - (c) Flats
 - (d) Kloof
 - (e) Lesedi Local Municipality's departments
 - (f) Builders/Contractors
 - (g) Dumping at transfer site

Tariffs adjustments will be effected from 1 July each year, but Council reserves the right to make further adjustments to refuse removal tariffs whenever it becomes evident that the budgeted revenues of this service will not materialize, that the budget expenses will be exceeded for reasons beyond Council's control or when ERWAT increases its tariffs to Lesedi.

6. CONNECTION FEES

SUPPLYING OF WATER AND ELECTRICITY

The reconnection fees that will be payable in cases where services have been removed due to continuous non-payment and illegal reconnections as well as the reconnection costs of the monthly credit control on none payments are as follows:

6.1 REPLACEMENT FEES

Replacement of Circuit Breaker	R562.00 (VAT Excluded)
Replacement of single phase conventional meter	R1, 753.00 (VAT Excluded)
Replacement of 3-phase conventional meter	R3, 034.00 (VAT Excluded)
Replacement of pre-paid meter.....	R1, 794.00 (VAT Excluded)
Replacement of cable.....	R2 016.00 (VAT Excluded)
Replacement of Water Meter.....	R710.00 (VAT Excluded)
Penalty fee on meter tampering and illegal connections a formula will be applied – cost of estimated electricity over a period X 200%.	

6.2. CONNECTION AND INSTALLATION FEES

DESCRIPTION	2013/2014 PRESCRIBED AMOUNTS R	2014/2015 PRESCRIBED AMOUNTS R
Connection fees for services:		
Water connection fee for services (VAT excl)	500	530
Electricity connection fee for services (VAT excl)	500	530
Reconnection fees:		
Water reconnection fee no tampering (VAT excl)	500	530
Electricity reconnection fee no tampering (VAT excl)	500	530
CONVENTIONAL METER VAT incl) (New)		
Average single phase connection cost Heidelberg (100-80 Amp) (VAT incl)	7 334	7 774
Average single phase connection cost Ratanda (70-60 Amp)	6 157	6 526
Average single phase connection cost Extension 16 (80-70 Amp) (VAT incl)	4 710	4 993
Average single phase connection cost Jamson Park (100-80 Amp) (VAT incl)	6 424	6 809
Average three phase connection cost Heidelberg (80-100 Amp) (VAT incl)	13 018	13 799
Average three phase connection cost Jamson Park (80-70 Amp) (VAT incl)	12 107	12 833
PRE-PAID METER (VAT incl) (New):		
Average single phase pre-paid connection cost Heidelberg	7 754	8 219

DESCRIPTION	2013/2014 PRESCRIBED AMOUNTS R	2014/2015 PRESCRIBED AMOUNTS R
Average single phase pre-paid connection cost Extension 16	6 869	7 281
Average single phase pre-paid connection cost Ratanda	6 990	7 409
Average single phase pre-paid connection cost Jamson Park	6 843	7 254
CHANGE FROM CONVENTIONAL METER TO PRE-PAID METER:		
Change from single phase conventional meter to pre-paid meter	Price determined by Electrical Department	Price determined by Electrical Department
Change from three phase conventional meter to pre-paid meter	Price determined by Electrical Department	Price determined by Electrical Department
Pre-paid card connection fee (VAT incl) (All)	120	130
WATER METER INSTALLATION / CONNECTION FEE (VAT incl)		
15mm dia water connection	1 785	1 892
20mm dia water connection	1 991	2 110
25mm dia water connection	2 471	2 620
40mm dia water connection	4 393	4 647
50mm dia water connection	18 415	19 520
80mm dia water connection	25 282	26 799
15mm dia water connection	110	117
Move meter	361	383
Temporary meter installation	3 180	3 371

DEPOSITS

Electricity and water:

Every applicant shall, before such supply is given be liable to pay the minimum initial deposit amount subject to review where in after the consumer will be required to increase the deposit to reflect such average provided that the average is above the

minimum initial deposit amount. An un-refundable connection fee is payable for every service.

DESCRIPTION	2013/2014 MINIMUM INITIAL DEPOSITS R	DEPOSIT AMOUNTS 2014/2015 R
Residential	2 500	2 650
Suikerbos-oord vir bejaardes (pension)	600	630
Small Business (shops) (R8 480*number of shops)	8 000	8 480
Residential : Water deposit (New) (no previous connections)	1 200	1 272
Residential : Elect deposits (New) (no previous connections)	3 000	3 180
Industrial business	12 000	12 720
Small holdings & Farms	5 000	5 300
Water domestic user only	1 200	1 272
Shopping malls (R8 480* number of shops)	8 000	8 480

- The council may at any time when a deposit is found to be in adequate increase such a deposit.
- The council may increase a deposit where applicant defaulted in payment of these services.
- New consumer deposits for customers must be re-assessed three months after the initial deposit date, if necessary. A register must be maintained for this purpose and be attached on the stand file and the customer will be informed in this regard. Upon termination of debtors agreement with the municipality, the deposit will first be offset against any balance (if any) owed to the municipality and the remainder thereof will be refunded to the customer.

8. CLEARANCES FEES

Restraint on transfer of property (municipal system Act 32 of 2000) (s 118)

Before any property can be transferred from one owner to another, all outstanding amounts associated with the relevant property are payable, where after the Accounting Officer will issue a certificate to that effect in terms of section 118 (1) of the Systems Act, 2000. No transfer of ownership will be processed at the Deeds Office without such a certificate.

All monies provided for in respect of section 118 of the Systems Act, 2000 that have not become prescribed in terms of the Prescription Act, 1969 will be subject to the Municipality's hypothec/lien provided for in section 118 (3) of the Systems Act. Notwithstanding payment by the applicant of the outstanding amounts for the preceding two years as provided for in subsection 118, the clearance certificate will be withheld until the applicant or transferring attorney, as the case may be, has provided sufficient security to the Finance Department to the effect that upon day of registration of transfer of the property; the outstanding amount will be paid, provided that in the event of registration of transfer of a property falling within the insolvent estate, such hypothec/lien will be subject to the provisions of section 89 of the Insolvency Act, 1936 (Act 24 of 1936).

Where the applicant or transferring attorney has given security in respect of such hypothec/lien, he or she or it will inform the Finance Department in writing of the following dates:

- I. Date of lodgment at the registrar of deeds
- II. Date on which the set of transfer documents comes for preparation to be transferred
- III. Date of registration after the transfer of the Finance Department by no later than 09:00 of the first following business day of such registration of transfer.

A prescribed clearance certificates issued by a municipality is valid for a period of 120 days (4 months). However if the 4 months period end after the 30th June, the new rate will apply.

- Application fees R 250
- Clearance certificate R 15

9. GENERAL

Uniform rates and tariffs structure shall apply throughout the Lesedi municipal area for all types of services and residents.

The policy of Lesedi Local Municipality for electricity, water, refuse removal and sewerage shall be at least to recover all costs, and whenever appropriate to generate a 10% surplus, or such lesser percentage determined when the budget is compiled and approved by Council.

- The determination of rates and service tariffs shall take into account provisions for bad debts. The bad debts provision for Lesedi Local Municipality will be made as follows:
 - All debts above 90 days – 100% provision of whole amount outstanding
 - All debts above 60 days – 10% provision
 - No provision for government debts

All minor tariffs shall be approved and implemented on an annual basis, and shall, when appropriate, be subsidized by the rates account, particularly when the tariffs will prove uneconomical when charged at cost or when cost cannot accurately be determined or when the tariff is designed purely to regulate rather than finance the use of a particular service or amenity.

All other tariffs shall be standardized with the municipal region and are stipulated in the tariff schedule as **ANNEXURE A**.

Amongst other tariffs the following are included:

- Cemetery fees
- Apartment rentals
- Housing rentals

- Office rental fees
- Library fees (e.g. membership, fines, lost books, lost membership cards)
- Fire brigade fees
- Health (e.g. cytological test, sale of milk powder)
- Rent community halls
- Application fee for sub-division
- Building Plan fees
- Town planning fees
- Rent Sport facilities
- Refuse removal: mass removal (containers)
- Plastic bag sales
- Refuse bin sales
- Cleaning of vacant stands
- Sewerage application fees
- Factory effluent
- Photostat copies
- Clearance certificates
- Rent of self -help facilities: private/government
- Electricity: reconnection fees
- Electricity: new connection for pre-paid meters
- Electricity: new connection fees
- Water: reconnection fees
- Informal trading facilities fees
- Agricultural property fees
- Water: new connection fees.
- Canteen fees
- Sewer connection fees
- Light industrial hub fees
- Administration fee for dishonored payments, RD cheques and electronic payments reversed
- Deeds search fees

- Tender fees
- Valuation certificate fees

10. INTEREST ON ARREARS

Interest will be charged on late payments and on arrears payable to the municipality for services rendered on sundry levies at a rate permitted by the municipality.

- 10 % per year.

11. REVIEW OF POLICY AND PROMULGATION OF BY-LAWS

Council shall ensure that by-laws are promulgated to give effect to its rates and tariff policy.

Council shall further ensure that this policy together with the rates and tariff schedule is annually reviewed as part of the process of preparing the annual budget, and that any resultant amendments to the policy are consequentially effected in its by-laws.

ANNEXURE A – SCHEDULE OF RATES AND TARIFFS