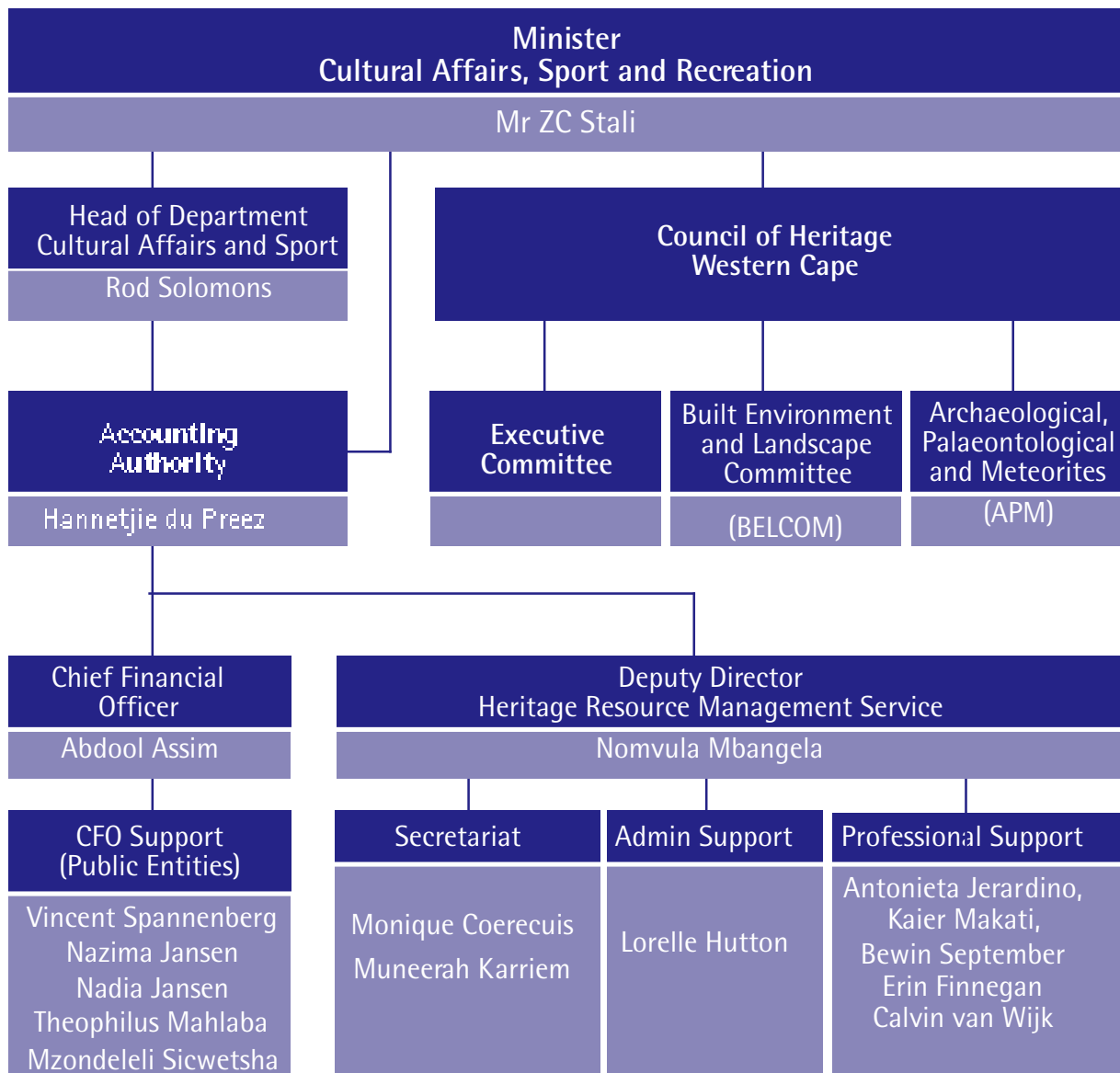


## 5.1 ORGANISATIONAL STRUCTURE

Heritage Western Cape was established in October 2002 in terms of section 23 of the National Heritage Resources Act, 1999 (Act 25 of 1999) and the regulations promulgated in terms of Provincial Notice 336 and published in the Provincial Gazette 5937 dated 25 October 2002.

Initially, the then Minister responsible for Cultural Affairs, Sport and Recreation in the Western Cape appointed a Council for Heritage Western Cape after a process of public nominations in terms of the provisions of the Act. During the 2004/2005 financial year, the initial number of seven Council members was extended by the appointment of additional members of the Council.



**MEMBERS OF THE COUNCIL:**

Dr Janette Deacon (Chairperson)  
 Sharon de Gois  
 Prof Lucien le Grange (resigned in July 2004 )  
 Dr Mthobeli Phillip Guma (due to professional responsibilities elsewhere in South Africa, Dr Guma is no longer able to attend meetings of Council)  
 Prof Peter Merrington  
 Bonke Tyhulu  
 Imam Ali Gierdien  
 Patrick Fefeza  
 Cecil le Fleur  
 Basil Coetzee  
 Pieter Sybrand van Zyl  
 Trevor Thorold  
 The Honourable Madame Acting Justice Rehana Khan-Parker  
 Dr Gabeba Abrahams  
 Jacqueline Ngesi  
 Denmark Tungwana

**BUILT ENVIRONMENT AND LANDSCAPE COMMITTEE MEMBERS:**

Sharon de Gois (Chairperson)  
 Bonke Tyhulu  
 Penny Pistorius  
 Tim Hart  
 Dr Nicolas Baumann  
 Joanna Marx  
 Kirsten van Tonder-Pieterse  
 Beverley Crouts  
 Prof Fabio Todeschini  
 Dr Piet Claassen  
 David van den Heever  
 Cecil le Fleur  
 Denmark Tungwana  
 Jacqueline Ngesi  
 Trevor Thorold  
 Imam Ali Gierdien  
 Pieter Sybrand van Zyl

**ARCHAEOLOGY, PALAEOLOGY AND METEORITES****COMMITTEE MEMBERS:**

Dr Janette Deacon (Chairperson)  
 Basil Coetzee  
 Chantelle De Kock  
 Dr John Almond  
 Deano Stynder  
 Derek Ohland  
 Prof Judy Sealy  
 Mary Leslie  
 Prof Peter Merrington  
 The Honourable Madame Acting Justice Rehana Khan – Parker  
 Dave Halkett

**APPEALS COMMITTEE MEMBERS:**

Dr Janette Deacon (Chairperson)  
 David Hart  
 Laura Robinson  
 Timothy Zeeman  
 Prof Peter Merrington

The term of office of the current Council of Heritage Western Cape is for a period of three years from 1 January 2003. A call for nominations was placed in all the media in the Western Cape. The nominations received were forwarded to the Standing Committee on Cultural Affairs, Sport and Recreation, who compiled a short list of candidates from the nominations received and submitted it to the MEC responsible for Cultural Affairs, Sport and Recreation. The MEC then appointed the members.

## 5.2 MEETINGS OF THE COUNCIL AND ITS COMMITTEES

The Council of Heritage Western Cape had four plenary meetings during the 2004/2005 financial year. These meetings took place in 2004 on 5 May, 27 August and 23 November and 2 February 2005.

An Appeal Committee has been appointed to consider, on an ad hoc basis, appeals received. The Appeal Committee had six meetings during the 2004/2005 financial year.

The Built Environment and Landscape Committee, established by Council, had nine meetings during the 2004/2005 financial year.

The Archaeology, Palaeontology and Meteorites Committee, held 9 meetings during the 2004/2005 financial year.

The Council of Heritage Western Cape also established an ad hoc committee that had the responsibility of finalising the development of a corporate logo for Heritage Western Cape. The committee met twice during the 2004/2005 financial year.

## 5.3 EXECUTION OF WORK

The executive and administrative functions of the Council of Heritage Western Cape are performed by designated officials in the employ of the Western Cape Department of Cultural Affairs and Sport, as mutually agreed to between the Council of Heritage Western Cape and the Minister, as set out in Regulation 10 in Provincial Notice PN336 and published in the Provincial Gazette 5937 dated 23 October 2002. The functions to be performed include, but are not limited to –

- (a) the identification of and research into heritage and heritage resources;
- (b) strategic management;
- (c) the protection and management of heritage resources;
- (d) the management of permit applications;
- (e) financial and administrative support;
- (f) secretarial services to the Council of Heritage Western Cape and its committees; and
- (g) the establishment and maintenance of databases and other resources.

The approved staff establishment for this function, excluding the financial management of the entity, consists of sixteen (16) approved posts. These posts were advertised in July 2004. By the end of the financial year, the only post that was not filled by contract appointees was that of the Deputy Director Heritage Resources Management. Nomvula Mbangela was appointed on 1 January 2005 in the post of the Deputy Director Heritage Resources Management.

The responsibilities in terms of the financial management of Heritage Western Cape rests with its Chief Financial Officer, which it shares with two other public entities, i.e. the Western Cape Cultural Commission and the Western Cape Language Committee, and the Department of Cultural Affairs and Sport. A dedicated component for Public Entities Support reports directly to the Chief Financial Officer.

Despite the provisions of section 58(10) of the National Heritage Resources Act, 1999 (Act 25 of 1999) and ongoing negotiations between politicians and senior officials at national and provincial levels, no agreement has as yet been reached by the national Minister of Arts and Culture and the Western Cape Minister for Cultural Affairs, Sport and Recreation regarding the arrangements that must be made for the transfer of such assets, liabilities and obligations of SAHRA in that province to the provincial heritage resources authority as the Ministers deem fit. It is necessary to follow the procedure as prescribed by, in particular, section 42 of the Public Finance Management Act, 1999 (Act 1 of 1999), section 6.5 of the National Treasury Regulations and the Division of Revenue Act of the relevant financial year, with regard to the transfer of assets and liabilities.