



# PROVINCIAL TREASURY

Provincial Government of the Western Cape

## CORPORATE GOVERNANCE

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4 Dorp Street, Cape Town, 8001  
www.capegateway.gov.za

**REFERENCE:** T1/2/1

**ENQUIRIES:** Bazil Vink

### **HOD Administrative Instruction 5 / 2010**

THE HEAD OFFICIAL: PROVINCIAL TREASURY (DR JC STEGMANN)  
THE HEAD: BRANCH FISCAL AND ECONOMIC SERVICES (MR H MALILA)  
THE HEAD: BRANCH GOVERNANCE AND ASSET MANAGEMENT (MR TC ARENDSE)  
THE HEAD: PUBLIC POLICY SERVICES (MR A PHILLIPS)  
THE HEAD: PUBLIC FINANCE (MR H MALILA) (PRO TEM)  
THE HEAD: FINANCIAL GOVERNANCE (MR A REDDY) (ACTING)  
THE HEAD: ASSET MANAGEMENT (MR TC ARENDSE) (PRO TEM)  
THE CHIEF FINANCIAL OFFICER (MR A GILDENHUYS)  
THE SENIOR MANAGER: ACCOUNTING SERVICES: PROVINCIAL GOVERNMENT (MR N VAN NIEKERK) (ACTING)  
THE SENIOR MANAGER: ACCOUNTING SERVICES: LOCAL GOVERNMENT (MR T MADONDILE/MS M FORTUIN) (ACTING)  
THE SENIOR MANAGER: CORPORATE GOVERNANCE (MR B VINK)  
THE SENIOR MANAGER: BUDGET MANAGEMENT: PROVINCIAL GOVERNMENT (MS M SHERATON)  
THE SENIOR MANAGER: BUDGET MANAGEMENT: LOCAL GOVERNMENT (MR ML BOOYSEN)  
THE SENIOR MANAGER: PROVINCIAL GOVERNMENT FINANCE (MS A PICK)  
THE SENIOR MANAGER: LOCAL GOVERNMENT FINANCE (GROUP ONE) (MR F SABBAT)  
THE SENIOR MANAGER: LOCAL GOVERNMENT FINANCE (GROUP TWO) (MR M SIGABI)  
THE SENIOR MANAGER: PUBLIC FINANCE POLICY RESEARCH AND MODELLING (MS C HORTON)  
THE SENIOR MANAGER: IMMOVEABLE ASSET MANAGEMENT (MR NB LANGENHOVEN)  
THE SENIOR MANAGER: MOVEABLE ASSET MANAGEMENT (MS N EBRAHIM)  
THE SENIOR MANAGER: SUPPORTING AND INTERLINKED FINANCIAL SYSTEMS (MR A BASTIAANSE)  
THE HEAD: OFFICE OF THE FINANCE MINISTRY (MS A SMIT)

### **MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (ACT 56 OF 2003): DELEGATIONS OF POWERS ENTRUSTED OR DELEGATED TO THE MINISTER OF FINANCE AS HEAD OF TREASURY**

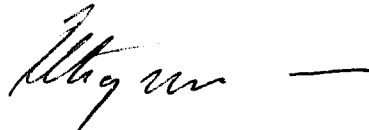
1. The Minister of Finance, Economic Development and Tourism, as Head of Treasury, has delegated the powers entrusted or delegated to him by Section 6(4) of the Municipal Finance Management Act, 2003 (Act 56 of 2003) (MFMA) to the Head Official: Provincial Treasury and authorised him to further sub-delegate the said powers to Treasury Officials, the Holder of a Specific Post, Accounting Officers and Accounting Authorities in the province.
2. These delegations are retrospectively applicable to the Western Cape Provincial Treasury, with effect from 21 June 2011.
3. The powers delegated as well the limitations or conditions applicable to the exercising of such powers, must be strictly complied with.
4. The Treasury official, to whom powers have been delegated, must familiarise him/herself with all applicable directives before granting any authorisation/approval.

5. The Delegation Template and Matrix definitions are:

Terms	Definitions
Item number	All powers and functions have been numbered consecutively. Note that the headings have not been numbered.
Reference to power or authority	This column contains the source of the power or authority and organised in the order of legislation and sub-ordinate legislation.
Cryptic description of power or authority	This column contains an extract of the power or authority as encapsulated in the legislation or sub-ordinate legislation, and is organised in categories or functionality.
Delegation route and level:	The lowest level of an official empowered to exercise the delegated power or authority. This means the officials holding a higher level may also exercise that power or authority, where relevant. In certain instances the power or authority is not delegated, meaning only the Head of Treasury may exercise that specific power or authority. Some levels are limited to officials in specific offices and only those officials may exercise those specific powers or authorities. An official may not exercise powers exceeding the authority delegated.
<ul style="list-style-type: none"> <li>• Deputy Director General (DDG)</li> </ul>	The official(s) at salary level 15.
<ul style="list-style-type: none"> <li>• Head of Component</li> </ul>	The official(s) at salary level 14.
<ul style="list-style-type: none"> <li>• Senior (Line) Manager</li> </ul>	The official(s) at salary level 13.
<ul style="list-style-type: none"> <li>• Line Manager</li> </ul>	The official(s) at salary levels 9 to 12
<ul style="list-style-type: none"> <li>• Operational Risk</li> </ul>	Determines the areas on which the execution of the delegation impacts and the extent thereof. Refer to annexure A attached.
<ul style="list-style-type: none"> <li>• Remarks, limitations or conditions</li> </ul>	The execution of the delegations is subject to compliance with the corresponding remarks, limitations, or conditions. This forms part of the system of checks and balances that ensures that delegations are exercised in a responsible and accountable manner.

6. When exercising delegated powers, officials must indicate their initials, surname and rank in print, or by rubber stamp, below their signature. In this way responsibility may be determined, if and when necessary. The reference number of the appropriate delegation must be specified when granting authorisation /approval.

7. Each Director must ensure that all Treasury officials within his/her Directorate acknowledge receipt, in writing, of these delegations and a copy of this circular.

A handwritten signature in black ink, appearing to be "J. G. ...", followed by a horizontal line.

**HEAD OFFICIAL: PROVINCIAL TREASURY**

**DATE:**

*2011/02/28*

**PROVINCE OF THE WESTERN CAPE  
PROVINCIAL TREASURY**

**DELEGATIONS OF POWERS ENTRUSTED OR DELEGATED TO THE MINISTER OF FINANCE, AS HEAD OF TREASURY, TO THE HEAD OFFICIAL: PROVINCIAL TREASURY AND AUTHORISATION TO FURTHER SUB - DELEGATE SAID POWERS TO TREASURY OFFICIALS, THE HOLDER OF A SPECIFIC POST IN THE TREASURY, ACCOUNTING OFFICERS AND ACCOUNTING AUTHORITIES IN THE PROVINCE OF THE WESTERN CAPE**

Under the powers vested in me by section 5(7) and 6(4) of the Municipal Finance Management Act, 2003 (56 of 2003) – [the Act], I, Alan Winde, Provincial Minister (Member of the Executive Council) of the Province of the Western Cape responsible for financial matters and as the Head of the Treasury, hereby delegate to the Head Official: Provincial Treasury, the powers entrusted or delegated to me by the Act, as well as to authorise in terms of section 6(5)(c) of the Act the further sub-delegation of the delegated powers to treasury officials, the holder of a specific post in the treasury, accounting officers and authorities, as attached in the schedule.

When exercising these delegations the Head Official: Provincial Treasury must use his / her discretion to ensure that his / her position as an Accounting Officer is not compromised.

All duties performed prior to the signature of these Delegations, from the .....8/5/2009....., are hereby ratified and are deemed to have been performed in terms of these Delegations.

Signed at CAPE TOWN this 21<sup>st</sup> day of June.....2011.



**MINISTER OF FINANCE, ECONOMIC DEVELOPMENT AND TOURISM**

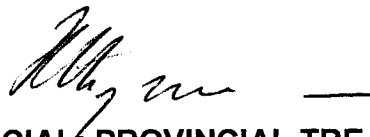
**PROVINCE OF THE WESTERN CAPE  
PROVINCIAL TREASURY**

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SPECIFIC POST IN THE TREASURY, ACCOUNTING OFFICERS AND  
ACCOUNTING AUTHORITIES IN THE PROVINCE OF THE WESTERN CAPE**

Under the powers vested in me by the above delegation and subsequent authorisation in terms of sections 6(4) and 6(5)(c) of the Municipal Finance Management Act (the Act), by the Head of Provincial Treasury, I, Johann C Stegmann as the Head Official: Provincial Treasury, hereby sub-delegate such powers delegated to me by the Head of Treasury, to treasury officials, the holder of a specific post in the treasury, accounting officers and accounting authorities, as attached in the schedule.

Anything done prior to the signature date of these Delegations, which could be done in terms of these delegations, must be regarded as having been done in terms of these delegations.

Signed at CAPE TOWN this 28 day of June 2011.




**HEAD OFFICIAL: PROVINCIAL TREASURY**

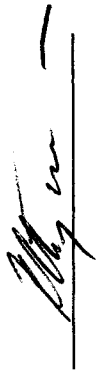
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MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (56 OF 2003)

Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
1.	5(3)(c)	Assist the National Treasury in enforcing compliance with the measures established in terms of section 216(1) of the Constitution, including those established in terms of MFMA. - Delegated by National Minister of Finance with effect from 01 July 2005.	Head Official: Provincial Treasury	All Line Managers		7
2.	5(4)(a)(1)	A provincial treasury must monitor compliance with this Act by municipalities and municipal entities in the province.	Head Official: Provincial Treasury	All Line Managers		7
3.	5(4)(a)(ii)	Monitor budget preparation by municipalities.	Head Official: Provincial Treasury	Head: Public Policy Services		8
4.	5(4)(a)(iii)	Monitor monthly outcome of budgets.	Head Official: Provincial Treasury	Senior Managers: Local Government Finance		8
5.	5(4)(a)(iv)	Monitor submission of reports by municipalities in the province as required in terms of this Act.	Head Official: Provincial Treasury	Senior Managers: Local Government Finance		7

Date: 21/6/2011 MEC A Winde: 

Date: 20/06/2011 Dr JC Stegmann: 

The exercise of these delegations is subject to appropriate collaboration with other sections within the Provincial Treasury, as applicable, relevant practice notes, instructions, other prescripts, frameworks and norms and standards.

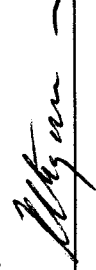
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MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (56 OF 2003)

Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
6.	5(4)(b)	Provincial Treasury may assist municipalities in the preparation of their budgets.	Head Official: Provincial Treasury	Senior Managers: Local Government Finance and Budget Management Local Government		8
7.	5(4)(d)	Provincial Treasury may take appropriate steps if a municipality or municipal entity in the province commits a breach of this Act.	Head Official: Provincial Treasury	All Line Senior Managers		8
8.	5(8)	A provincial treasury must submit all information submitted to it by municipalities in terms of MFMA to the National Treasury on a quarterly basis or when requested. - Delegated by the National Minister of Finance with effect from 1 July 2005.	Head Official: Provincial Treasury	Head: Public Finance		8

Date: 21/6/2011 MEC A Winde: 

Date: 21/06/2011 Dr JC Stegmann: 


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MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (56 OF 2003)

Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
9.	8(5)	<p>Primary Bank Account. The accounting officer of a municipality must submit to the National Treasury, the relevant provincial treasury and the Auditor General, in writing, the name of the bank where the primary bank account of the municipality is held, and the type and number of the account. If a municipality wants to change its primary bank account, it may do so only after the accounting officer has informed the National Treasury and the Auditor-General, in writing, at least 30 days before effecting the change.</p> <p>- Delegated by National Minister of Finance with effect from 01 July 2005</p>	Head Official: Provincial Treasury	Senior Manager: Public Finance Policy Research and Modeling		8

Date: 21/6/2011 MEC A Winde: 

Date: 2011/06/28 Dr JC Stegmann: 

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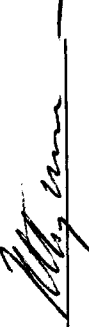
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MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (56 OF 2003)

Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
10.	27(2)	<p>(2) If the impending non-compliance pertains to a time provision, except section 16(1), the MEC for finance may, on application by the mayor and on good cause shown, extend any time limit or deadline contained in that provision, provided that, no such extension may compromise compliance with section 16(1). An MEC for finance must –</p> <p>(a) Exercise the power contained in this subsection in accordance with a prescribed framework; and</p> <p>(b) promptly notify the National Treasury in writing of any extensions given in terms of this subsection, together with the name of the municipality and the reasons.</p>	Head Official: Provincial Treasury	DDG's: Governance and Asset Management and Fiscal and Economic Services		9

Date: 21/6/2011 MEC A Winde: 

Date: 2011/06/28 Dr JC Stegmann: 


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MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (56 OF 2003)

Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
11.	26(3)	When approving a temporary budget for a municipality in terms of subsection (1)(b), the provincial executive is not bound by any provision relating to the budget process applicable to a municipality in terms of this Act or other legislation. Such a budget must after the intervention has ended be replaced by a budget approved by the newly elected council, provided that the provisions of this Chapter relating to annual budgets are substantially complied with in line with any revised time frames approved by the MEC for finance in the province.			Not to be delegated.	9

Date: 21/6/2011 MEC A Winde: 

Date: 20/11/06/20 Dr JC Stegmann: 


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PROVINCE OF THE WESTERN CAPE

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MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (56 OF 2003)

Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
12. DELEGATION OF POWERS ENTRUSTED OR DELEGATED TO THE MINISTER OF FINANCE TO THE HEAD OFFICIAL: PROVINCIAL	26(4)	Until a budget for the municipality is approved in terms of subsection (1), funds for the requirements of the municipality may, with the approval of the MEC for finance in the province, be withdrawn from the municipality's bank accounts in accordance with subsection (5).	Head Official: Provincial Treasury	DDG: Governance and Asset Management		9
13.	33(1)(ii)(aa)	Render views and recommendations to municipalities before they can enter into a long-term contract which will impose financial obligations on the municipality beyond the three years covered in the annual budget for that financial year.	Head Official: Provincial Treasury	Senior Managers: Local Government Finance, Budget Management Local Government and Interlinked Financial Systems		8

Date: 21/6/2011 MEC A Winde: 

Date: 27/06/08 Dr JC Stegmann: 

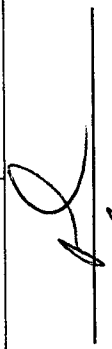
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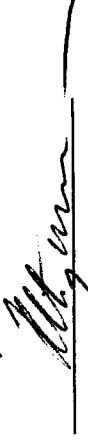
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MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (56 OF 2003)

Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
14.	36(2)	The MEC responsible for finance in the province must, to the extent possible, when tabling the provincial annual budget in the provincial legislature, make public particulars of any allocations due to each municipality in terms of that budget, including the amount to be transferred to the municipality during each of the next three financial years.	Head Official: Provincial Treasury	Head: Public Finance		8
15.	41(1)(b)	Monitoring of Prices & Payments for Bulk Resources (1) The National Treasury must monitor – (a) the pricing structure of organs of state for the supply of electricity, water or any other bulk resources that may be prescribed to municipalities and municipal entities for the provision of municipal services; and	Head Official: Provincial Treasury	Senior Managers: Local Government Finance and Public Finance Policy Research and Modeling		9

Date: 21/6/2014 MEC A Winde: 

Date: 20/11/06/08 Dr JC Stegmann: 

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PROVINCE OF THE WESTERN CAPE

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MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (56 OF 2003)

Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
16.	46(3)(ii)	(b) payments made by municipalities and municipal entities for such bulk resources - Delegated by National Minister of Finance with effect from 01 July 2005	Head Official: Provincial Treasury	Head: Public Finance	On advice of the Treasury Borrowing's Committee	9
17.	67(2)(b)	On invitation the Provincial Treasury must give written comments to the municipalities or representations to the council in respect of the proposed long-term debt. If there has been a failure by an organization or body to comply with the requirements of subsection (1) in respect of a previous transfer the municipality may despite subsection (1)(c) make a further transfer to that organization or body provided that the relevant provincial treasury has approved the transfer.	Head Official: Provincial Treasury	Senior Managers: Local Government Finance		8

Date: 21/6/2011

MEC A Winde: 

Date: 21/06/2011

Dr JC Stegmann: 

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MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (56 OF 2003)

Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
18.	71(6)	The provincial treasury must by no later than 22 working days after the end of each month submit to the National Treasury a consolidated statement in the prescribed format on the state of the municipalities' budgets, per municipality entity.	Head Official: Provincial Treasury	Senior Managers: Local Government Finance		8
19.	71(7)	The provincial treasury must within 30 days after the end of each quarter make public as may be prescribed a consolidated statement in the prescribed format on the state of the municipalities' budgets, per municipality and per municipal entity.	Head Official: Provincial Treasury	Head: Public Finance		8
20.		The MEC for Finance must submit such consolidated statement (on the state of municipalities' budgets) to the provincial legislature no later than 45 days after the end of each quarter.			Not to be delegated	9

Date: 21/6/2011 MEC A Winde: 

Date: 21/06/2011 Dr JC Stegmann: 

The exercise of these delegations is subject to appropriate collaboration with other sections within the Provincial Treasury, as applicable, relevant practice notes, instructions, other prescripts, frameworks and norms and standards.

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MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (56 OF 2003)

Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
	83(3)	Provincial Treasury may assist municipalities in the training of officials i.e. accounting officers, senior managers, CFO and other financial officials referred to in subsection (1)	Head Official: Provincial Treasury	All Line Managers		7
22.	84(2)(a)(ii)(aa)	Provincial Treasury may assist municipalities in the training of officials i.e. accounting officers, senior managers, CFO and other financial officials referred to in subsection (1)	Head Official: Provincial Treasury	All Line Managers		7
23.	119(3)	May render assistance to municipalities and municipal entities in the training of officials referred to in subsection (1).	Head Official: Provincial Treasury	Managers: Movable Asset Management		7

Date: 21/6/2011

MEC A Winde:



Date: 21/06/08

Dr JC Stegmann:




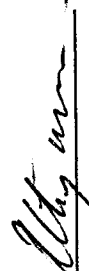
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MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (56 OF 2003)

Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
24.	131	2) The MEC for local government in the province must – (a) assess all annual financial statements of municipalities in the province the audit reports on such statements and any responses of municipalities to such audit reports and determine whether municipalities have adequately addressed any issues raised by the Auditor-General in audit reports	Head Official: Provincial Treasury	Provincial Accountant-General		8
25.	133(1)(f)	The provincial treasury may take appropriate steps against the municipality in terms of section 5(4)(d). With regards to non compliance with certain provisions i.e. submission of financial statements and annual reports.	Head Official: Provincial Treasury	Provincial Accountant-General		8

Date: 21/6/2011 MEC A Winde:   
 Date: 2011/06/28 Dr JC Stegmann: 

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PROVINCE OF THE WESTERN CAPE

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MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (56 OF 2003)

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26.	139	<p>1 (a) If a municipality, as a result of a crisis in its financial affairs is in serious or persistent material breach of its obligations to provide basic services or to meet its financial commitments, or admits that it is unable to meet its obligations or financial commitments, the provincial executive must promptly request the Municipal Financial Recovery Service to</p> <ul style="list-style-type: none"> <li>(i) Determine the reasons for the crisis in the municipality's financial affairs.</li> <li>(ii) Assess the municipality's financial state.</li> <li>(iii) Prepare an appropriate recovery plan for the municipality.</li> <li>(iv) Recommend appropriate changes to municipality's budget and revenue-raising measures to give effect to the recovery plan.</li> </ul>			Not to be delegated	9

Date: 21/6/2011 MEC A Winde: 

Date: 20/06/08 Dr JC Stegmann: 



The exercise of these delegations is subject to appropriate collaboration with other sections within the Provincial Treasury, as applicable, relevant practice notes, instructions, other prescripts, frameworks and norms and standards.

PROVINCE OF THE WESTERN CAPE

DELEGATION OF POWERS ENTRUSTED OR DELEGATED TO THE MINISTER OF FINANCE TO THE HEAD OFFICIAL: PROVINCIAL TREASURY AS WELL AS THE AUTHORITY FOR THE FURTHER SUB-DELEGATION OF SAID POWERS TO TREASURY OFFICIALS, THE HOLDER OF A SPECIFIC POST IN THE TREASURY, ACCOUNTING OFFICERS AND ACCOUNTING AUTHORITIES

MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (56 OF 2003)

Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
27.	139 (1)(a)	(v) The Municipal Financial Recovery Service must submit to the MEC for finance in the province (aa) the determination and assessment referred to in subparagraphs (i) and (ii) as a matter of urgency and the recovery plan; and (bb) recommendations referred to in subparagraph (iii) and (iv) within a period not exceeding 90 days determined by the MEC for finance.			Not to be delegated	9
28.	139 (2)	The MEC of Finance must submit a copy of the request in terms of 1 (a)(v)(aa) above to: (a) the municipality (b) the MEC for local government and (c) the Minister of Finance			Not to be delegated	9

Date: 21/6/2011 MEC A Winde:   
 Date: 20/06/08 Dr JC Stegmann: 


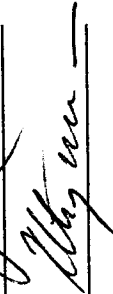
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Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
29.	143(2)	On receipt of a financial recovery plan pursuant to a mandatory intervention referred to in section 139, the MEC for finance must verify that the process set out in section 141 has been followed and that the criteria contained in section 142 are met And -- (a) if so approve the recovery plan; or (b) if not direct what defects must be rectified.			Not to be delegated	9
30.	143(3)	The responsible MEC must submit an approved recovery plan to - (a) the municipality; (b) the Minister and the Cabinet member responsible for local government; (c) the Auditor-General; and (d) organised local government in the province.			Not to be delegated	9

Date: 21/6/2011 MEC A Winde:   
 Date: 21/06/2011 Dr JC Stegmann: 



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MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (56 OF 2003)

Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
31.	144 (1)	The MEC for finance in the province may at any time, but subject to section 141(2), request any suitably qualified person or the Municipal Financial Recovery Service to prepare an amended financial recovery plan in accordance with the directions of the MEC.			Not to be delegated	9
32.	147(1)	The MEC for finance in the province must at least every three months- (a) review any mandatory provincial intervention referred to in section 139, including- (i) progress with resolving the municipality's financial problems and it's financial recovery, and (ii) the effectiveness of any financial recovery plan; and (b) submit progress reports and a final report on the intervention to -			Not to be delegated	9

Date: 21/6/2011 MEC A Winde:   
 Date: 2011/06/28 Dr JC Stegmann: 



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33.	147(2)	(i) the municipality; (ii) the Minister; (iii) the Cabinet member responsible for local government (iv) the provincial legislature; and (v) organised local government in the province.  The MEC for finance may request the person who prepared the recovery plan, or the Municipal Financial Recovery Service to assist the MEC in complying with subsection (1).			Not to be delegated	9
34.	148 (3)	When a provincial intervention ends, the MEC for finance in the province must notify - (a) the municipality; (b) the Minister in the case of a mandatory intervention;			Not to be delegated	9

Date: 21/6/2011 MEC A Winde:   
 Date: 20/06/08 Dr JC Stegmann: 


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Item No.	Section of the Act	Cryptic Description of Power	Delegated to	Lowest level sub-delegated to	Limitations or conditions	Operational Risk level
35.	155 (2)	<p>(c) the Cabinet member responsible for local government;</p> <p>(d) any creditors having pending litigation against the municipality;</p> <p>(e) the provincial legislature; and</p> <p>(f) organised local government in the province.</p> <p>(2) If the court issues an order referred to subsection (1) the MEC for finance in the province must appoint a trustee to prepare a distribution scheme for the proportional settlement of all legitimate claims against the municipality as at date of order. Those claims must be settled against the amount realised from the liquidation of assets referred to in subsection (1)(b).</p>			Not to be delegated	9

Date: 21/6/2011 MEC A Winde: 

Date: 21/06/08 Dr JC Stegmann: 

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