



MINISTRY
COOPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS
REPUBLIC OF SOUTH AFRICA

**NATIONAL COUNCIL OF PROVINCES
QUESTIONS FOR WRITTEN REPLY**

QUESTION:

Assets of municipality

8. Mr M S Moletsane (Free State: EFF) to ask the Minister of Cooperative Governance and Traditional Affairs:

Why is the Masilonyana Local Municipality not assisted by being placed under administration as it failed to settle debts and paying employees which resulted in assets being attached (details furnished)?

CW08E

REPLY:

In terms of Section 139 of the Constitution, read with both the Municipal Structures Act and the Municipal Finance Management Act, the Provincial Executive may intervene in a municipality either out of its own accord or as may be requested by the Mayor or directed by the courts. The National Executive intervenes in terms of Section 139(7) of the Constitution in the event the Provincial Executive Council fails or admits that its interventions have not succeeded in turning the municipality around. In this instance, these conditions do not apply. I have therefore referred this question to the MEC responsible for Local Government in the Free State, for his consideration and further processing where necessary.

I thank you.