**Information as per the Deliberations on the Municipal Systems Amendment Bill (MSA Bill) – held on 30 July 2020**

1. Documentary evidence of public consultation on the proposal to make managers reporting to MMs permanent
	1. List of stakeholders widely consulted on the Bill - Annexure **“A”**;
	2. Matrix of the Public comments received on the Municipal Systems Amendment Bill - Annexure **“B”**;
	3. National Economic Development and Labour Council ( NEDLAC ) report- Annexure **“C”**;
2. Case studies on how the current arrangement of fixed term contracts is affecting municipalities negatively.
	1. Institute of Local Government and Management (iLGM) on permanency of senior managers - Annexure **“D”**;
	2. Western Cape Department of Local and Provincial Government: Motivation for the permanent appointment of Managers directly accountable to Municipal Managers - Annexure **“E”**; and
	3. PDG Research Study into the lessons learnt from, and the impact of, linking contracts of municipal managers to a municipal electoral term- Annexure **“F”**;
3. The Office of the Chief State Law Advisor (OCSLA) will provide the Legally opinion to the Portfolio Committee on CoGTA in respect of the constitutionality and fairness of making managers reporting to MMs permanent while MMs remain on fixed contracts.
4. The authority to employ personnel in local government vests in the municipal council in terms of section 160(1)(d) of the Constitution of the Republic of South Africa, 1996, but only subject to national and provincial legislation. Section 82(1) of the Municipal Structures Act, 1998 (the Structures Act) empowers the municipal council of a municipality to appoint a municipal manager who is the head of the administration and accounting officer for municipality, and when necessary, an acting municipal manager. However, same as item 3, the OCSLA will provide a submission in the form of a Legal opinion on the extent to which the proposed clause on permanent contracts is in harmony with section 151(2) of the constitution