

A photograph of four people standing in front of a police station gate. The gate is black metal with a sign that reads "NO UNAUTHORISED ENTRY ONLY SAPS VEH ALLOWED". Above the sign is a blue and yellow police emblem with a star and a central figure. The people are: a woman on the left in a tan coat and yellow headband, a man in a blue jacket, a man in a blue polo shirt, and a woman on the right in a white jacket. The text "Brackendowns SAPS" is overlaid in large white letters across the center of the image.

# Brackendowns SAPS

Residents of Ward 38, City of Ekurhuleni requests the Department of Public Works to engage the City of Ekurhuleni in transferring the ownership of Brackendowns Erf 3231 to the Department of Public Works to enable the building of a permanent station.

# Background



The Department of Public Works have signed a lease agreement with the Alberton Town Council, now the City of Ekurhuleni, on 11 June 1991 with a Lease term of 5 years (LR000926).



The Lease is expired and presumed to be a month-to-month tacit lease in the absence of a formally renewed Lease Agreement.



The Lease was terminated 30 June 2016 due to the non-payment of arrears



The Tenant was handed over to Legal on the 22 Nov 2018, no feedback has been received to date



The Tenant is still in arrears to the sum of R 1 434 656.61 (as of 30 June 2022)



# Background

It is reported that some payment was made into the City's main account, and the Department's Billing and Collection Section is working on remitting same. However, mention is made that the Tenant still owes monies to the CoE.

The currently Lease Policy of the Council does not permit the renewal of lease agreement where the Lessee's performance is unsatisfactorily. Furthermore, no request to renew the lease has been received by the Council.

As it stands, there is no valid lease agreement between the CoE and the Department of Public Works (SAPS).

Given the fact that the property is actively serving as the police station serving the local community at large, the CoE never made plans to take back the property.





# Motivation

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The residents of Ward 38 would like the ownership of the Department of Public Works to enable SAPS to be able to build a permanent station.

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As it stands, the police station needs to upgrade its facilities to allow it to be able to have sufficient ablution facilities to cater for members as well as the public.

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Office spaces as well as the charge office are believed to be inadequate in serving the community. The charge office is not spacious.

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Furthermore, the current holding cells are not big enough for a police station.



# Motivation

Given that records from the city indicate that the Department of Public Works is in arrears and handed over, it is in the best interest of the residents that a solution for a permanent police station to serve the community.

Given the fact that the property is actively serving as the police station serving the local community at large, the CoE never made plans to take back the property.

If approved by Council, the property may be permanently disposed by any means allowable in law, such as outright sale, lease, land exchange or donation to the Provincial Government or National Government



# Conclusion

Officials of the city have indicated a willingness to have negotiations with the Department of Public Works and their buy-in, an Item would have to be prepared for Council Approval as per Section 14 of MFMA and Regulation 5(1)(b)(i) and (ii) of the Municipal Asset Transfer Regulations.

The Department of Public Works is requested to make a formal request to acquire Erf 3231, Brackendowns Ext 5 for the purpose of building a Permanent Police Station.

Through an IDP process, the Ward Councillor of the area has requested the building of a permanent station, hence this petition seeks to achieve what has already been requested by the public representative of the area.

