

REPUBLIC OF SOUTH AFRICA

STANDING COMMITTEE AMENDMENTS

TO

MUNICIPAL FISCAL POWERS
AND FUNCTION AMENDMENT
BILL

[B 21B—2022]

*(As agreed to by the Standing Committee on Finance
(National Assembly))*

[B 21C—2022]

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AMENDMENTS AGREED TO

MUNICIPAL FISCAL POWERS AND FUNCTIONS AMENDMENT BILL [B 21B—2022]

CLAUSE 1

1. On page 2, in line 18, after “service” to insert:
 , parks and open spaces or a municipal service
2. On page 3, from lines 1 to 13, to substitute the definition of “development charge” for the following:

‘development charge’ means a charge levied by a municipality in terms of section 9A(1)(a), and contemplated in section 49 of the Spatial Planning and Land Use Management Act, which must contribute towards—

- (a) the cost of capital infrastructure assets required to meet increased demand for existing and planned external engineering services; or
- (b) the cost referred to in paragraph (a) and the cost of land for parks and open spaces if the land development application provides for the use of land for residential purposes; or
- (c) the costs referred in paragraphs (a) and (b) and, with the approval of the Minister, the cost of municipal services other than engineering services;

CLAUSE 4

1. On page 9, in line 8, to omit “not”.
2. On page 9, from lines 37 to 40, to substitute clause 9I for the following:

9I. Where a bulk or link engineering service is intended to service subsequent developments and traverse the internal boundaries of the land development by an applicant—

- (a) the municipality and the applicant must agree that the service be regarded as an external or internal engineering service; or
- (b) if the municipality and the applicant do not agree as contemplated in paragraph (a), the municipality’s determination applies.