

RUSTENBURG LOCAL MUNICIPALITY OFFICE OF THE MUNICIPAL MANAGER

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NEW TRUSTEES REQUIREMENTS AND BACKGROUND

The Rustenburg Water Service Trust (RWST) was established in 2003 as a Vesting Trust in terms of the Trust Property Control Act. In terms of the Trust Deed the Rustenburg Local Municipality (RLM) has the right to appoint four Independent Trustees to the Board of Trustees. The appointments are regulated in terms of section 93E of the Municipal Systems Amendment Act, 2003.

In order to come into contention as a Trustee, you will have to complete a nomination form available from the office of the Municipal Manager in office 701 in Missionary Mpheni House, and also submit a certified copy of your ID and an updated CV. These three documents need to be submitted to office number 701 in Missionary Mpheni House. RLM will interview selected Trustees and shortlist them in order for the RLM Council to appoint the four Trustees. Refer to section 93E of the Municipal Systems Amendment Act, 2003.

After RLM Council selected four Trustees they have to be registered by the Master of the High Court. A sworn affidavit by Independent Trustee form, as well as form J417 (acceptance of Trusteeship by Trustee) need to be completed and submitted, after which the Master issues a letter of Authority. The induction process will follow after the Master has issued the letter of Authority.

The Trustees are bound by the code of conduct described in Schedule 1 the Municipal Systems Act, 2000, and are also bound by the provisions of the Trust Property Control Act.

Disqualifications

Section 93F of the Municipal Systems Amendment Act, 2003 disqualifies the following persons from being Trustees/Directors on the Board of a Municipal Entity:

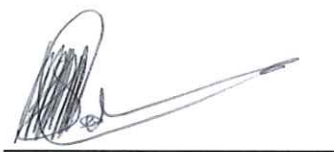
93F: A person is not eligible to be a director of a municipal entity if he or she –

- a) Holds office as a councillor of any municipality;
- b) Is a member of the National Assembly or a provincial legislature;
- c) Is a permanent delegate to the National Council of Provinces;
- d) Is an official of the parent municipality of that municipal entity;
- e) Was convicted of any offence and sentenced to imprisonment without the option of a fine, and a period of five years since completion of the sentence has not lapsed;
- f) Has been declared by the court of an unsound mind;
- g) Is an unrehabilitated insolvent.

The Master of the High Court under the Department of Justice and Constitutional Development requires a Sworn Affidavit by Independent Trustee form to be completed and as such a declaration need to be made that amongst others, that you have no family relation or connection, blood or other, to any of the existing or proposed Trustees, beneficiaries or founder of the Trust.

Nominations would be considered based on integrity, knowledge and experience in auditing, accounting, finance, engineering in water and sanitation, health hygiene management, law and community development.

The term of appointment is 2 years.



Mr Sello Victor Makona
Municipal Manager