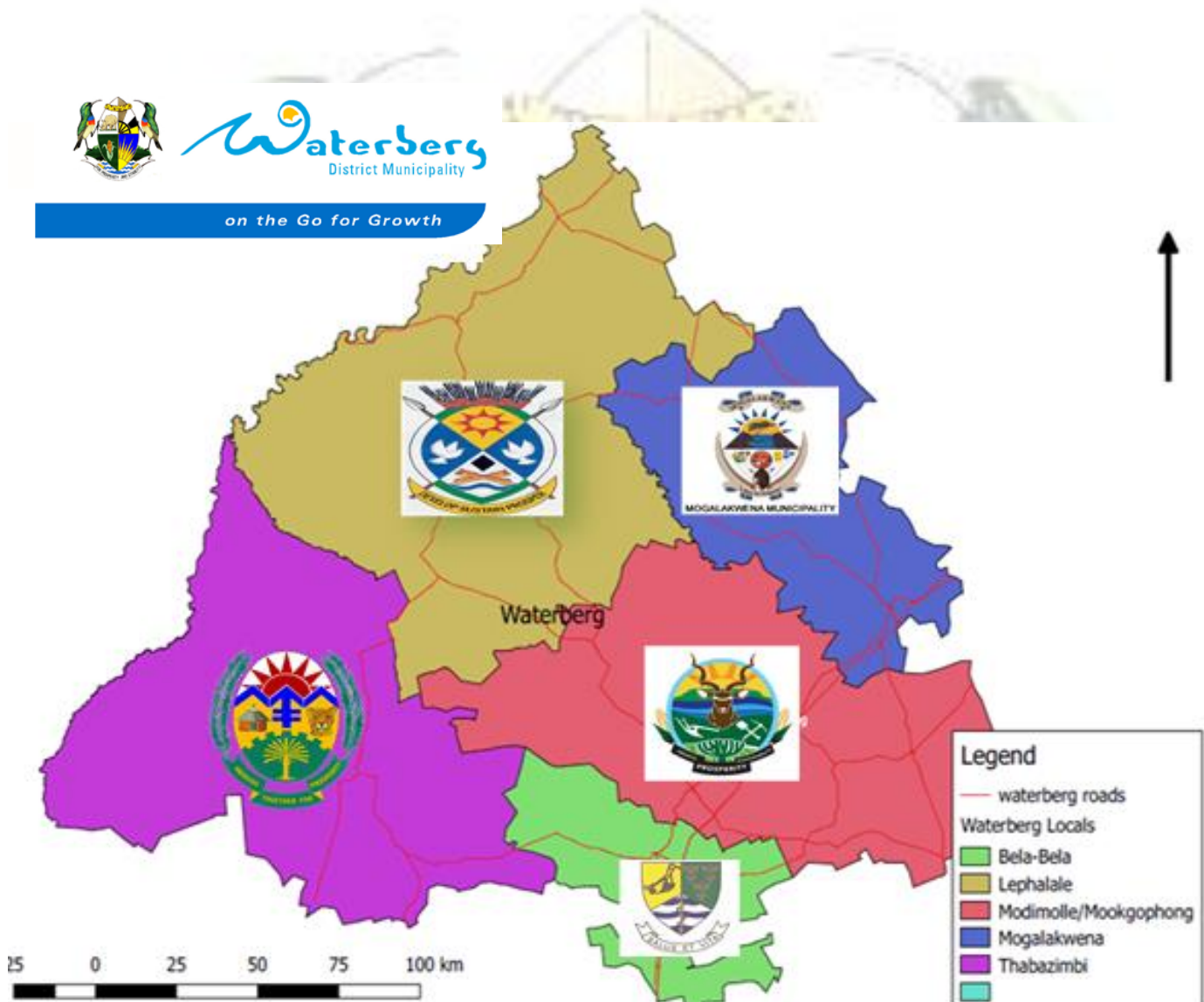


WATERBERG DISTRICT MUNICIPALITY

CREDIT CONTROL AND DEBT COLLECTION BY-LAWS



The Municipal Manager of Waterberg District Municipality hereby, in terms of section 13(a) of the Local Government Municipal Systems Act, 2000 (Act 32 of 2000), publishes the Credit Control and Debt Collection Management By-Law for Waterberg District Municipality as approved by its Council on _____, as set out hereunder.

1. PREAMBLE

WHEREAS section 156(2) of the Constitution authorizes a municipality to make and administer by-laws;

AND WHEREAS Sections 96 of the Municipal Systems Act provides that a municipality must collect all money due to it and adopt, maintain and implement a credit control and debt collection policy for this purpose; and

AND WHEREAS section 98 of the Municipal Systems Act determines that a municipality must adopt by-laws to give effect to the implementation and enforcement of its credit control and debt collection policy.

NOW THEREFORE be it enacted by the Council of Waterberg District Municipality as follows:

2. DEFINITIONS AND INTERPRETATION

In this By-laws, unless the context otherwise indicates-

“Constitution” means the Constitution of the Republic of South Africa, 1996 (Act 107 of 1996);

“Municipality” means Waterberg District Municipality;

“Municipal Systems Act” means the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000);

“Credit control and debt collection policy” means a credit control and debt collection policy adopted by the Municipality in terms of the System Act and this By-laws;

3. OBJECTIVE

The objective of this by-law is to give effect to the implementation of the Credit Control and Debt Collection Policy as contemplated in section 98 of the Municipal Systems Act.

4. ADOPTION AND IMPLEMENTATION OF THE CREDIT CONTROL AND DEBT COLLECTION POLICY

The Municipality shall adopt and implement its credit control and debt collection policy which is consistent with the Municipal Systems Act and all other relevant legislations and further give effect to it through this by-law

5. CONTENT OF THE CREDIT CONTROL AND DEBT COLLECTION POLICY

The Municipality's credit control and debt collection policy shall be compiled in accordance with the provisions of the Municipal Systems Act, Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and other applicable legislation.

6. ENFORCEMENT OF CREDIT CONTROL AND DEBT COLLECTION POLICY.

The Municipality's credit control and debt collection policy shall be enforced through this by-laws and the Systems Act.

7. OFFENCES AND PENALTIES

Any person who –

- (a) Obstructs or hinders any councillor or official of the Municipality in the execution of his or her duties under this By-laws or the policy;
- (b) Unlawfully uses or interference with Municipal property
- (c) tampers with any Municipal property ;

- (d) Fails to comply with a notice served in terms of this By-laws or Policy;
- (e) Supplies false information regarding the rendering of services or with regard to an application for services to be rendered:

shall be guilty of an offence and on conviction liable to the payment of a fine not exceeding R10 000,00 (ten thousand rand) or imprisonment for a period not exceeding 12 (twelve) months or to such imprisonment without the option of a fine or to both such fine and such imprisonment.

8. SHORT TITLE AND COMMENCEMENT

This By-law shall be called the Waterberg District Municipality Credit Control and Debt Collection By-law, and shall take effect on the date it is published in the Government gazette.

