



SOUTH AFRICAN LOCAL
GOVERNMENT ASSOCIATION

SALGA

Inspiring service delivery

**25 Years of Local
Government and
SALGA**

INDUCTION OUTLINE

- **Part 1 - Background:** Overview of Government in South Africa
- **Part 2 – Local Government in South Africa:** Overview of municipalities.
- **Part 3 – SALGA:** Background to the establishment of SALGA, it's role, mandate, functions, legislative framework and constitutional development.



PART 1

BACKGROUND

ABOUT REPUBLIC OF SOUTH AFRICA



SIZE : 1 219 090 km² at southern-most tip of Africa, divided into nine (9) provinces

POPULATION : 59.31 million people (2020).

LANGUAGES : 11 national languages protected by the Constitution.

CHARACTERISTICS : A diversity of its people in terms of race, culture and religion.

GOVERNMENT SYSTEM : A Republic; with a President as head of government.

NEIGHBOURING COUNTRIES : Botswana, Eswatini, Lesotho, Mozambique, Namibia and Zimbabwe.

GOVERNMENT IN RSA

The three spheres of government



Constitution of the Republic provides for 3 Spheres of government, having specified powers and functions, but are:-

- Distinctive;
- Interdependent; and
- Interrelated

Local Government, as one sphere, plays a crucial role

GOVERNMENT IN SOUTH AFRICA: ARMS OF GOVERNMENT



EXECUTIVE FUNCTION:

Implement and
Enforce the Law

COMPOSITION:

National and
Provincial
Cabinets &
Municipal
Councils



LEGISLATURE FUNCTION:

Legislative &
Oversight
Authority

COMPOSITION:
National Assembly
National Council
of Provinces &
Provincial
Legislatures



JUDICIARY FUNCTION:

Judicial Authority

COMPOSITION:

Constitutional
Court, Supreme
Court of Appeal,
High Courts,
Magistrates
Courts

PART 2

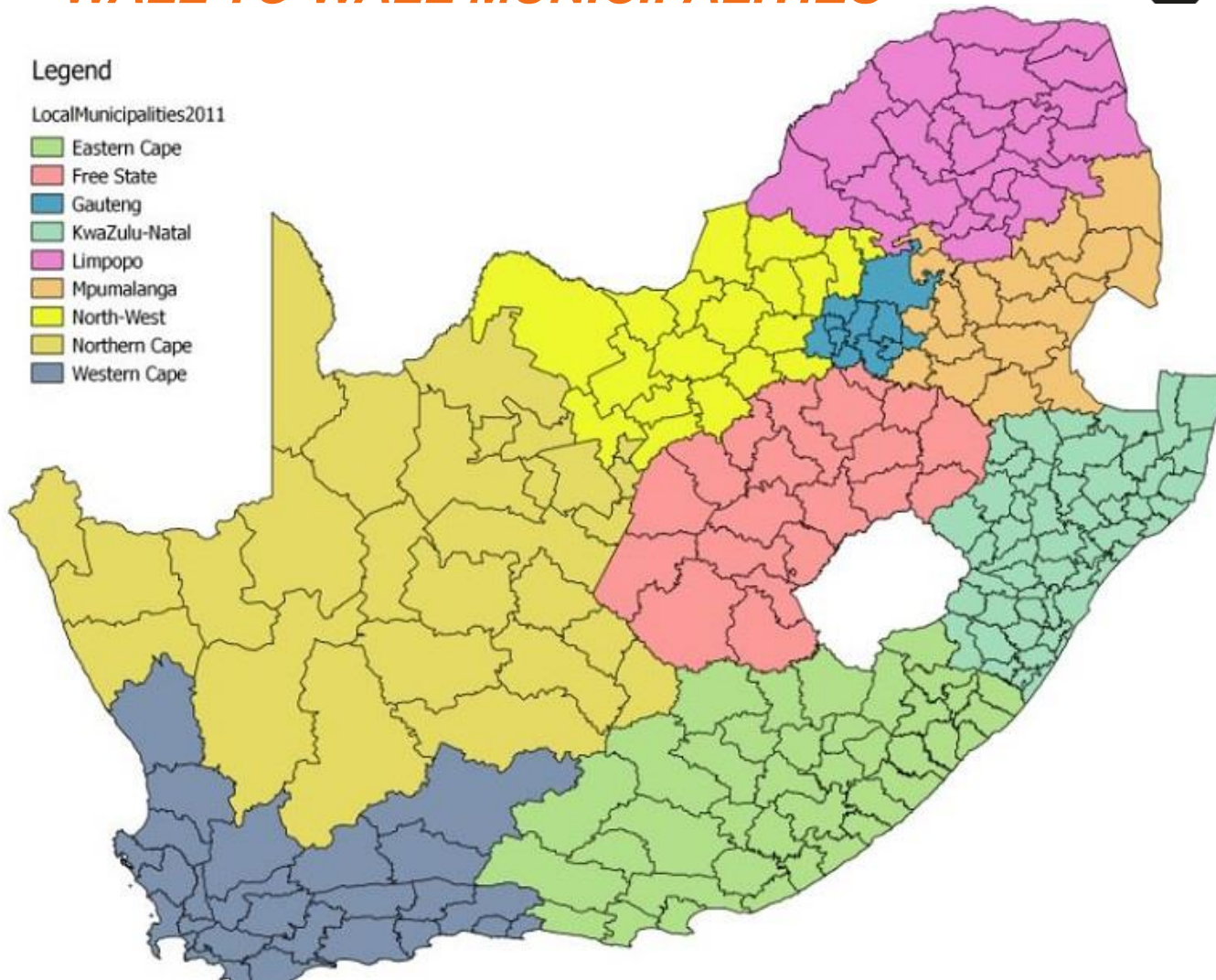
LOCAL GOVERNMENT IN SOUTH AFRICA

LOCAL GOVERNMENT IN RSA: WALL TO WALL MUNICIPALITIES

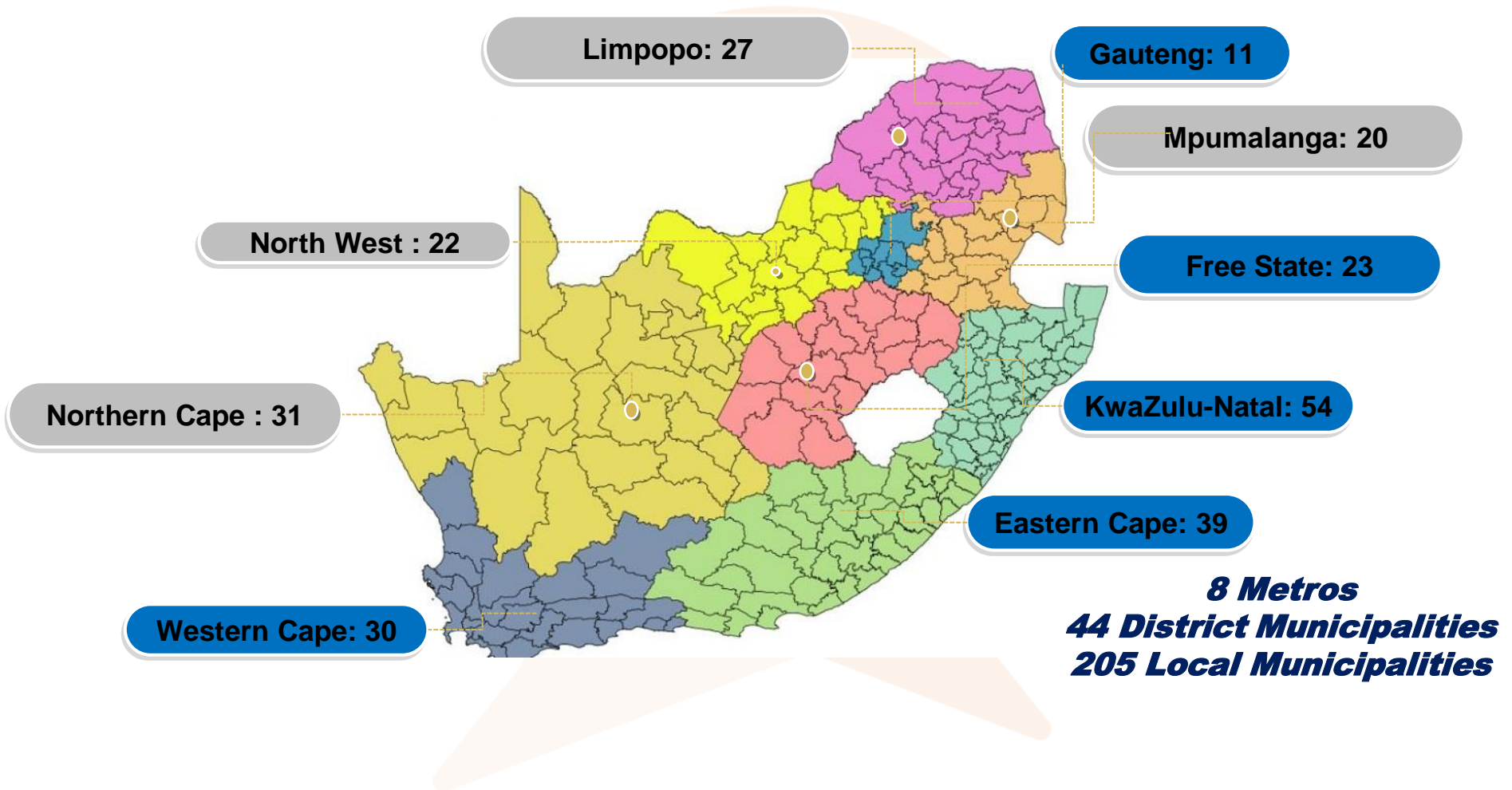
Legend

LocalMunicipalities2011

- Eastern Cape
- Free State
- Gauteng
- KwaZulu-Natal
- Limpopo
- Mpumalanga
- North-West
- Northern Cape
- Western Cape



LOCAL GOVERNMENT : WALL TO WALL MUNICIPALITIES (257)



ESTABLISHMENT OF LOCAL GOVERNMENT

**Pre-Interim
Phase:**
1993 – 1995

Interim Phase:
1995 – 2000

Final Phase:
Democratic Local
Government –
2000

EVOLUTION OF LOCAL GOVERNMENT: NUMBER OF MUNICIPALITIES

843

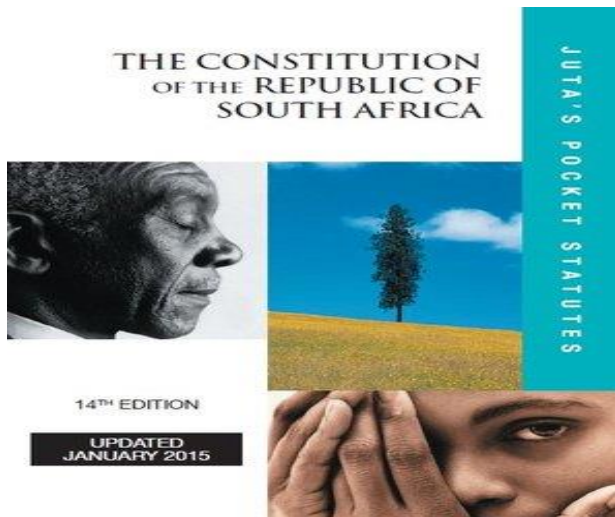
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283

257

1995 - 2016

THE TASK OF TRANSFORMING LOCAL GOVERNMENT



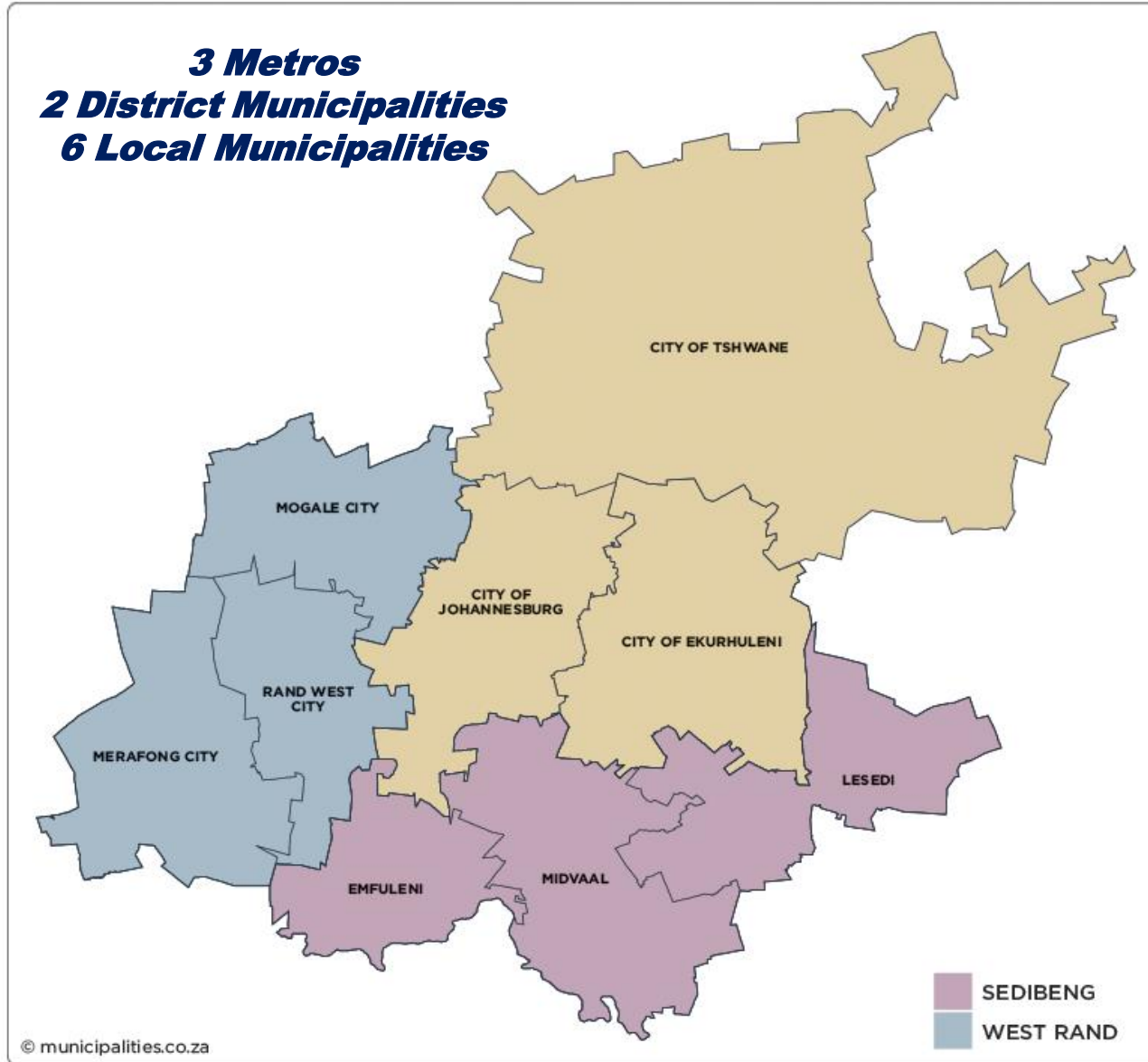
The Constitution envisioned a strong Local Government and required Local Government capacity to be built by continuous (systemic) support from National and Provincial Government. It establishes the following categories of municipality:

- **Category (A) (Metro):** A municipality that has exclusive municipal executive and legislative authority in its area.
- **Category (B)(Local):** A municipality that shares municipal executive and legislative authority in its area with a Category (C) municipality within whose area it falls.
- **Category (C)(District):** A municipality that has municipal executive and legislative authority in an area that includes more than one municipality.

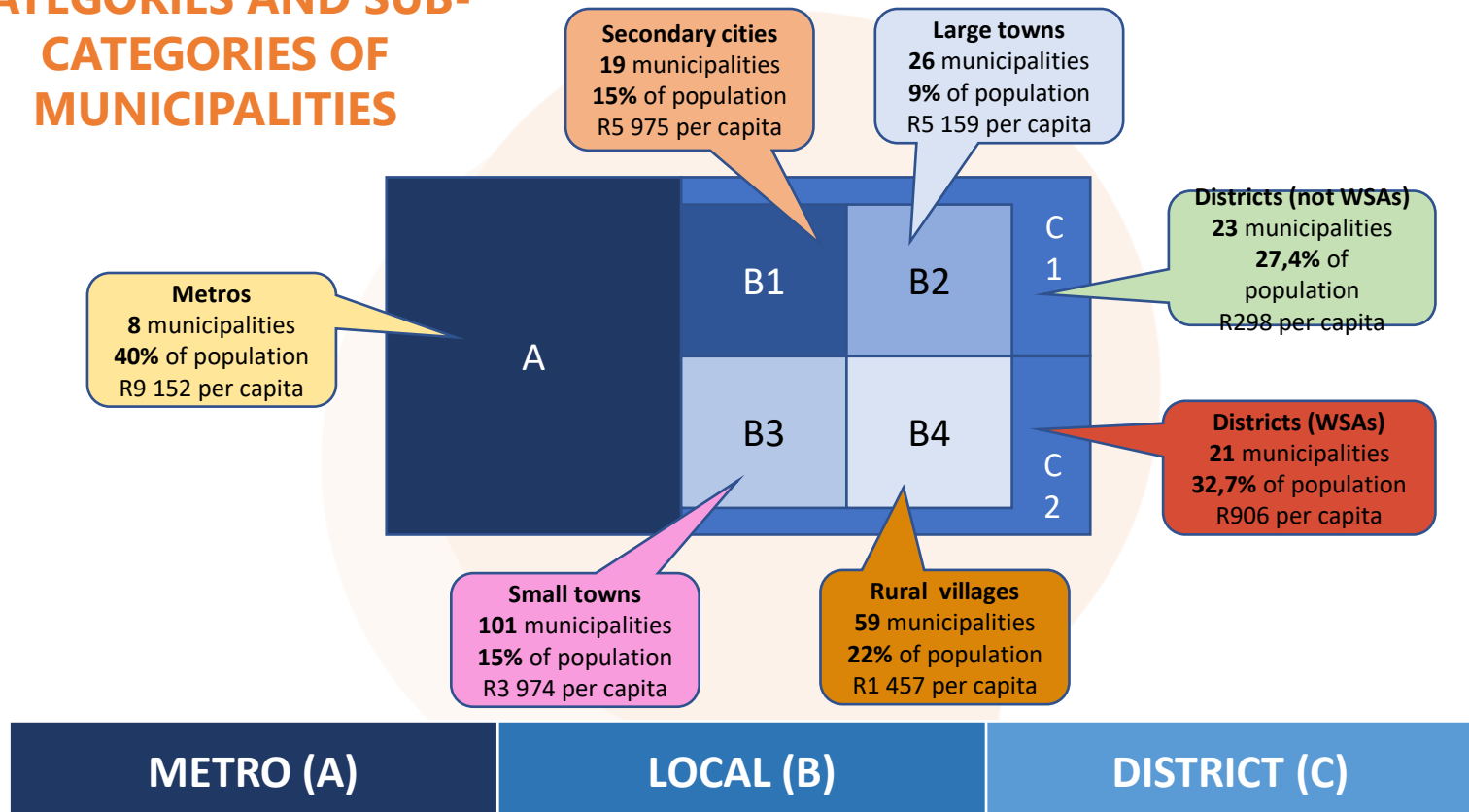
Objects of Local Government (Determined by the Constitution of RSA)

1. Provide democratic and accountable government for local communities;
2. Ensure the provision of services to communities in a sustainable manner;
3. Promote social and economic development;
4. Promote a safe and healthy environment; and
5. Encourage involvement of communities & community organisations in matters of LG

A municipality must strive, within its financial and administrative capacity, to achieve these objects



REALITY: DIFFERENT CATEGORIES AND SUB- CATEGORIES OF MUNICIPALITIES



Coalition Governments since 2000 Elections

PROVINCES	2000	2006	2011	2016	2021
EC – 39	1	1	-	1	4
FS – 23	-	-	-	1	3
GP – 11	2	-	-	4	10
LP – 27	-	-	-	2	3
KZN - 54	10	9	20	7	31
MP – 20	-	-	-	-	3
NC – 31	2	-	5	3	10
NW – 22	-	-	-	1	3
WC - 30	14	21	12	8	19
Totals	29	31	37	27	85

POLITICAL LANDSCAPE

	PROVINCE	TOTAL MUNICIPALITIES	OUTRIGHT GOVERNED (172)				COALITION LED GOVERNMENT (85)			
			ANC	DA	IFP	OTHER	ANC	DA	IFP	OTHER
1.	Eastern Cape	39	34	1			3	1		
2.	Free State	23	20					2		1
3.	Gauteng	11		1			5	5		
4.	Kwazulu-Natal	54	13	1	9		11		20	
5.	Limpopo	27	25					2		
6.	Mpumalanga	20	17				2			1
7.	North West	22	19				3			
8.	Northern Cape	31	21				5	4		1
9.	Western Cape	30		11			5	12		2
	TOTALS	257	149	14	9	0	34	26	20	5







PART 3

SALGA

POLICY AND LEGISLATIVE ENVIRONMENT

- Constitution of the Republic;
- Organised Local Government Act;
- White Paper for Local Government;
- Municipal Systems Act;
- IGR Framework Act; and
- Public Finance Management Act.

ORGANISED LOCAL GOVERNMENT STRUCTURES

Local Government is brought together at different levels & under a number of banners as follows:-



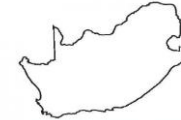
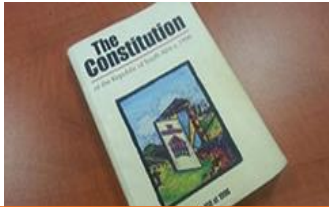
Provincial & National – SALGA

**Regional – Southern Africa
Regional Office (SARO)**

**Continental – United Cities and
Local Governments of Africa
(UCLGA); and**

**Global – United Cities and Local
Governments (UCLG).**

LEGISLATIVE FRAMEWORK FOR ORGANISED LOCAL GOVERNMENT (OLG)



Organised Local Government Act
No. 52 of 1997 and Regulations

The Constitution of RSA, 1996

Provides that OLG will have a **national** organisation & **provincial** organisations to:

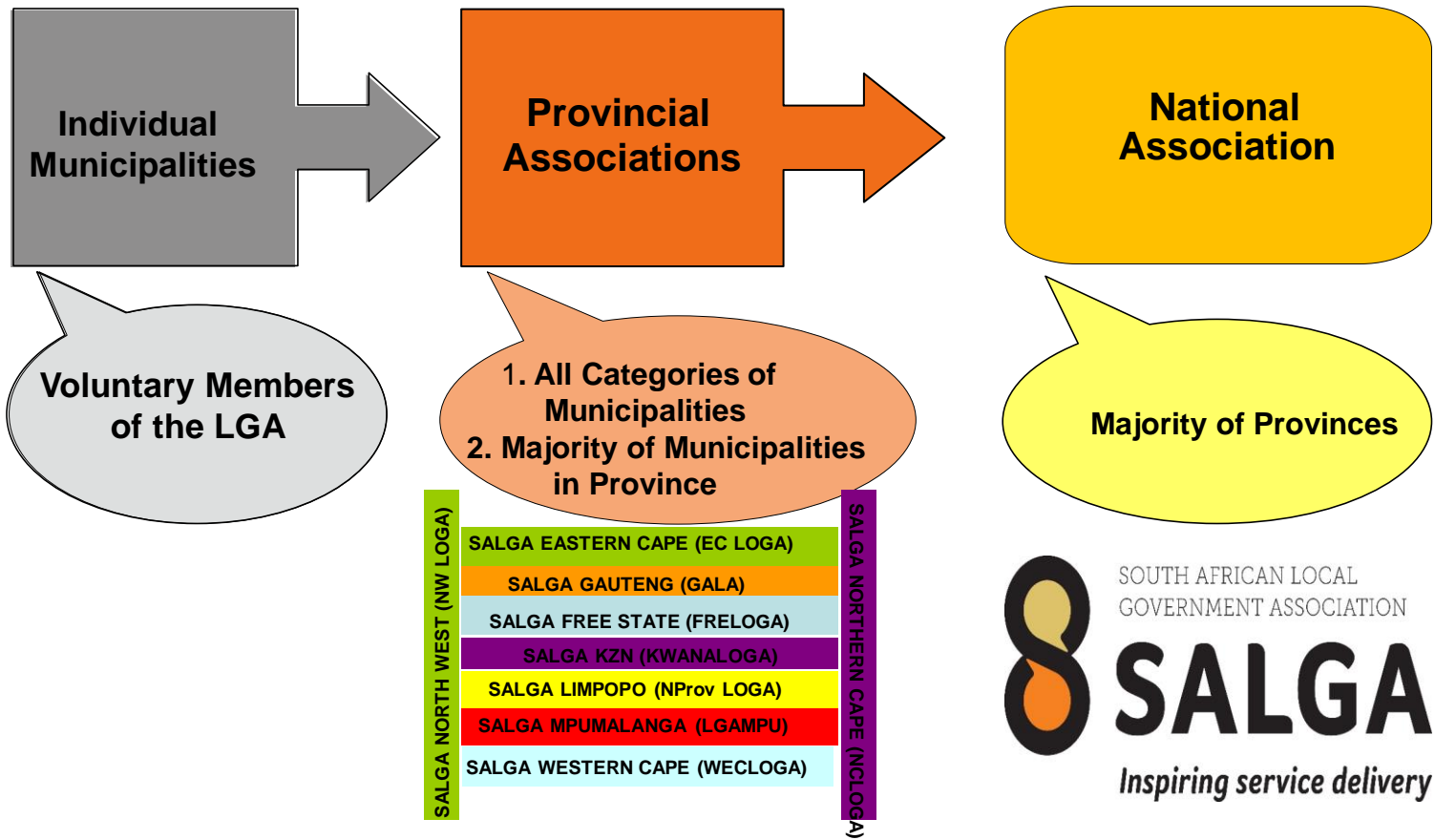
1. **Consult** with the national or a provincial government;
2. **Designate 10 representatives** to participate in the NCOP;
3. **Nominate 2 persons** to the Financial and Fiscal Commission (FFC).



Organised Local Government Act, 1997 - Provides for the:-

1. **Criteria** for recognition of a national association and provincial associations;
2. **Procedure for designation** of NCOP Representatives;
3. **Procedure to consult** with national and provincial government;
4. **Procedure to nominate** representatives to the FFC.

LEGISLATIVE FRAMEWORK FOR ORGANISED LOCAL GOVERNMENT (OLG)



LEGISLATIVE FRAMEWORK FOR ORGANISED LOCAL GOVERNMENT (OLG)



White Paper on Local Government, 1998

PROBLEM STATEMENTS

1. The **voice of LG has been weak** in development of policies where it affect LG;
2. Labour relations a **neglected area** – its impact on municipal operations not fully recognised;
3. **Development** of municipalities requires contribution from all roleplayers;
4. OLG **primarily funded by & dependent** on membership levies.

PRESCRIBED ROLE FOR SALGA

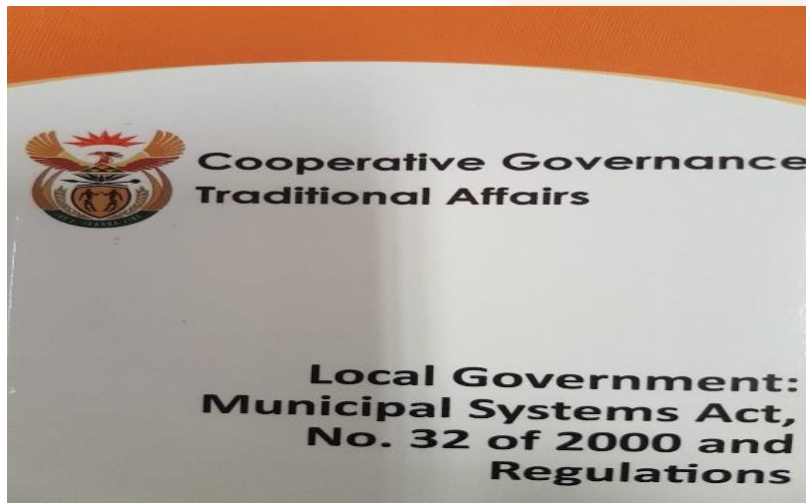
1. **Effective representation** of LG in legislative & intergovernmental Executive Processes;
2. An **employers' organization**;
3. **Development** of municipalities, through eg:
 - Specialised services;
 - Research and information;
 - shared learning;
 - HR development & Councillor Training

NECESSARY INTERVENTIONS

SALGA must:-

1. Develop own policy formulation & advocacy capacity;
2. Develop strong internal mandating & consultative processes;
3. Develop expertise in labour relations., bargaining, conflict resolution & HR management and development;
4. Be funded on a R-for-R basis out of the equitable share of national revenue to which LG is entitled.

LEGISLATIVE FRAMEWORK FOR ORGANISED LOCAL GOVERNMENT (OLG)

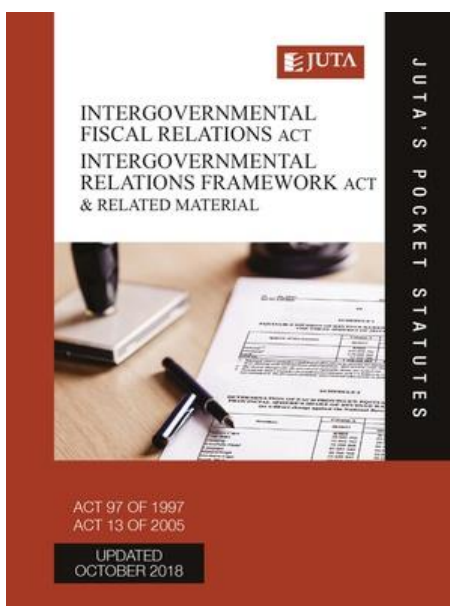


Municipal Systems Act, 2000 (Section 3)

SALGA must seek to:-

1. **develop common approaches** for local government as a distinct sphere,
2. **find solutions** for problems that relate to local government generally,
3. **enhance co-operation; mutual assistance & sharing of resources** between municipalities, and
4. **Facilitate compliance** with the principles of cooperative governance & intergovernmental relations.

LEGISLATIVE FRAMEWORK FOR ORGANISED LOCAL GOVERNMENT (OLG)



IGR Framework Act envisages that in respect of:

- Issues and/or forums related to national government, **OLG will be represented** by the National Body (PCC, MinMEC, etc);
- Issues and/or forums related to Provincial government, **OLG will be represented** by the provincial organisation (PCF, MuniMEC/MayMEC);
- Issues or forums within the district realm, municipalities will represent themselves.

SALGA'S MANDATE

SALGA MANDATE

Transform local government to enable it to fulfil its developmental mandate.

Lobby, Advocate & Represent

Lobby, advocate, protect and represent the interest of local government at relevant structures and platforms.

Employer Body

Act as an employer body representing all municipal members and, by agreement, associate members.

Capacity Building

Build the capacity of the municipality as an institution as well as leadership and technical capacity of both Councillors and Officials.

Support & Advice

Support and advise our members on a range of issues to assist effective execution of their mandate.

Strategic Profiling

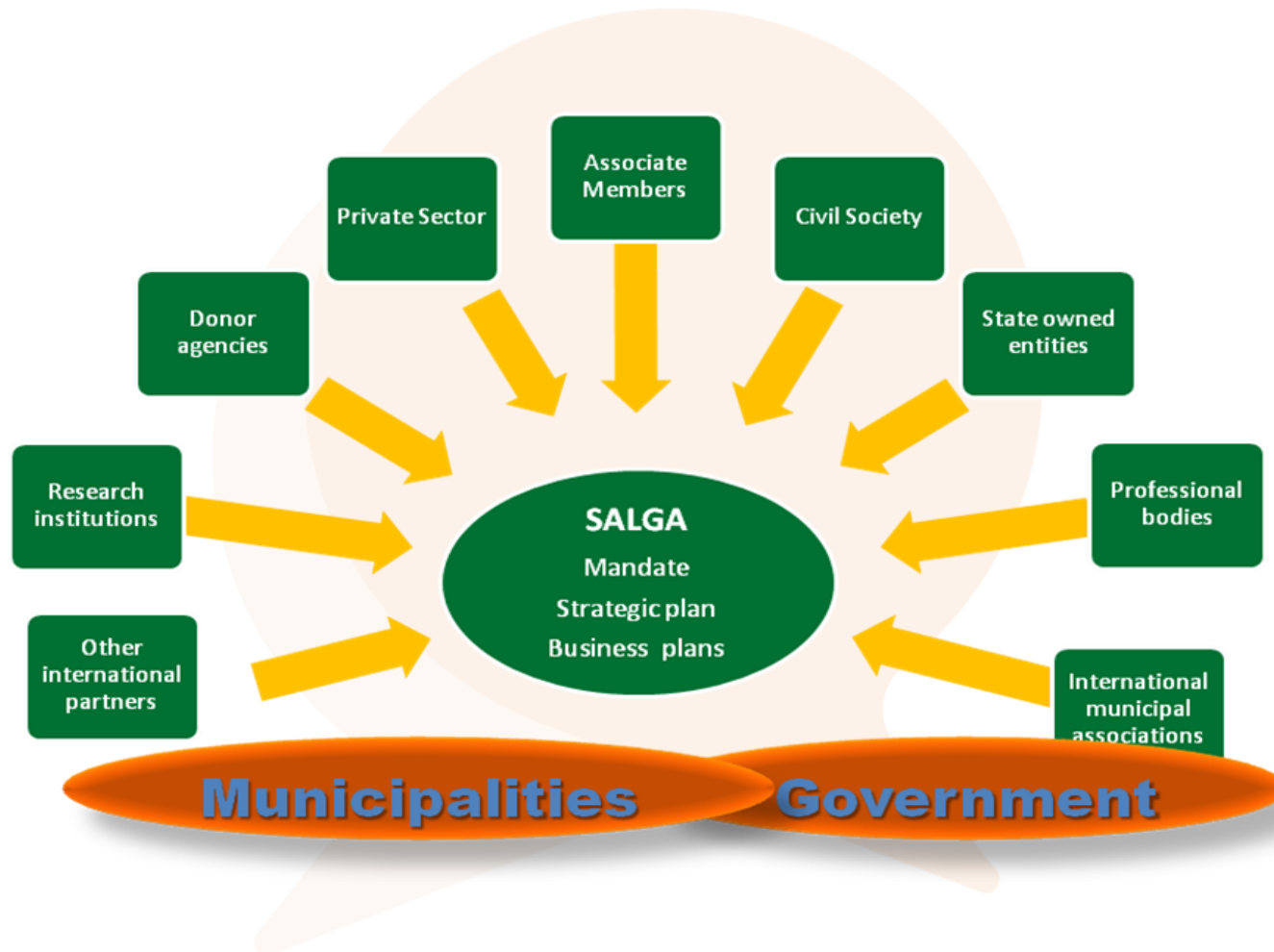
Build the profile and image of local government within South Africa as well as outside the country.

Knowledge & Information Sharing

Serve as the main hub of LG knowledge and intelligence and to facilitate peer learning within the sector.

Inspiring Service Delivery

KEY STAKEHOLDERS





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Thank You