

City of Johannesburg Council 2019-03-14/15

COJ : MAYORAL COMMITTEE 2019-03-06

HEALTH

104 **AMENDMENT OF TARIFFS OF CHARGES FOR ENVIRONMENTAL HEALTH SERVICES**

1 STRATEGIC THRUST

Run a responsive and pro-poor government.

2 OBJECTIVE

The purpose of the report is to obtain approval to amend the existing/current Tariffs of Charges for Environmental Health as permitted by law and charged by the Council for services rendered for the 2019/2020 financial year.

3 SUMMARY

There is a need to revise the Tariffs of Charges where necessary on an annual basis to make provision for new tariffs due to amended legislation as well as to prevent a situation arising where the Council subsidises users unnecessarily and also to ensure a uniform City-wide Tariff of charges structure for the City of Johannesburg.

3.1 PROCESS

Thought was given to the following aspects when the Tariffs of Charges were revised and/or decided upon:

- (1) Users and consumers of municipal services should be treated equitable in the application of the Tariffs of Charges.
- (2) The amount individual users or consumers pay for services should generally be in proportion to their use of that service.
- (3) Tariffs of Charges must reflect the costs reasonably associated with rendering the service, and
- (4) Tariffs of Charges must be set at levels that facilitate the financial sustainability of the service.
- (5) Guidelines from finance to increase Tariffs of Charges by at least 5.5% - existing Tariffs are therefore increased on average by 5.5% rounded off to the nearest R5.00.

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3.2 PROPOSED TARIFFS OF CHARGES

The following table reflects the recommended increase in existing Tariffs of Charges for Environmental Health Services:

Service	Applicable Legislation	Present Tariff	Recommended Tariff
1 Application to conduct a business of:	Businesses Act, 1991	R	R
(a) Food from a fixed premises	Do	801.00	845.00
(b) Vending Food	Do	258.00	272.00
(c) Escort agencies, night clubs, massage parlours and adult clubs	Do	3,984.00	4,203.00
(d) Other licences in terms of Schedule 1 of the Act	Do	801.00	845.00
2 Issuing of a duplicate licence	Do	142.00	150.00
3 The provision of reasons by the Licensing Authority	Do	258.00	272.00
4 Amendment of a License issued	Do	142.00	150.00
5 Amendment of a condition on the endorsements to an issued licence	Do	184.00	194.00
6 Copies of a document per page (A4)	Municipal Systems Act, 2000	1.90	2.00
7 Re-inspection of a food premises for the removal of a prohibition	FCD Act (R962)	1,275.00	1,345.00
8 Issuing of an export certificate for foodstuffs	Foodstuffs, Cosmetics and Disinfectants Act, 1972 / R962	1,275.00	1,345.00
9 Sampling and analysis of bore holes intended for human consumption	Public Health By-Laws	1275.00	1,345.00
10 Sampling and analysis of a communal swimming pool	(On request) Public Health By-Laws	506.00	533.00
11 Issuing of a permit for a service to remove human excrement	Public Health By-Laws	780.00	823.00
12 Issuing of a permit for the installation of a sewer works	Do	780.00	823.00
13 Issuing of a permit for the conducting of an offensive trade	Public Health By-Laws	780.00	823.00

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Service	Applicable Legislation	Present Tariff	Recommended Tariff
14 Issuing of a permit for the conducting of a hairdressing, beauty and/or cosmetology service	Do	780.00	823.00
15 Issuing of a permit for the conducting of an informal hairdressing, beauty and/or cosmetology service	Do	258.00	272.00
16 Issuing of a permit to conduct an accommodation establishment	Do	1318.00	1,390.00
17 Issuing of a permit to conduct a nursing home used for maternity, medical and surgical purposes	Do	3,278.00	3,458.00
18 Issuing of a permit to conduct a child care service	Do	780.00	823.00
19 Issuing of a permit for the keeping of poultry	Do	780.00	823.00
20 Issuing of a permit for the keeping of rabbits	Do	780.00	823.00
21 Issuing of a permit to conduct a dog kennel or cattery	Do	780.00	823.00
22 Issuing of a permit to keep a dangerous animal	Do	780.00	823.00
23 Issuing of a permit to keep bees	Do	780.00	823.00
24 Issuing of a permit to conduct a Children's Home	Do	780.00	823.00
25 Impoundment of Cattle, Horses, Mules, Donkeys and other large Animals	Constitution of the Republic of SA, 1996; Dog and Cat By laws ; Municipal Systems Act, 2000	306.00	322.00
26 Impoundment of Dogs, Cats and other small Pets	Do	163.00	172.00
27 Impoundment of Goats, Sheep and other similar sized Animals	Do	242.00	255.00

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Service	Applicable Legislation	Present Tariff	Recommended Tariff
28 Impoundment of Pigs	Do	195.00	206.00
29 Impoundment of Poultry	Do	126.00	133.00
30 Impoundment of Wild Animals	Do	300.00	317.00
31 Daily Holding Tariff for Cattle, Horses, Mules, Donkeys and other large Animals	Do	116.00	122.00
32 Daily Holding Tariff for Dogs, Cats and other small Pets	Do	90.00	95.00
33 Daily Holding Tariff for Goats, Sheep and other similar sized Animals	Do	90.00	95.00
34 Daily Holding Tariff for Pigs	Do	90.00	95.00
35 Daily Holding Tariff for Poultry	Do	74.00	78.00
36 Daily Holding Tariff for Wild Animals	Do	126.00	133.00
37 Issuing of Destruction of Food Certificates	FCD Act & Regulations	780.00	823.00
38 Vacant properties – Per transaction after referral to contractor for cleaning where owner has failed to adhere to notice.	Emergency Services and Public Health By laws	1,059.00	1,117.00
39 Erection of “no dumping” signs	Public Health By laws	3,130.00	3,302.00
40 Issuing of a permit to keep dogs	By laws relating to Dogs and Cats	780.00	823.00
41 Issuing of a permit to keep cats	By laws relating to Dogs and Cats	780.00	823.00
42 Issuing of a permit to introduce Milk and/or Milk products into the Municipal area for human consumption	Public Health By laws	780.00	823.00

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Service	Applicable Legislation	Present Tariff	Recommended Tariff
43 Cutting of grass, undergrowth, weeds, and/ or vegetation to a maximum height of 150mm above ground level per m2, which shall include the shredding of grass to the satisfaction of the Council	Public Health By laws	R 0.90 per m2	R 0.95 per m2
44 Cutting of reeds to a maximum height of 150mm above ground level per m2, which shall include the shredding or removal thereof to the satisfaction of the Council.	Public Health By laws	R 8.17 per m2	R 8.62 per m2
45 Pruning of a tree, which shall include the removal of the resultant spoils to the satisfaction of the Council.	Public Health By laws	R548.00 per tree	R578.00 per tree
46 Cutting of a tree to ground level, which shall include the removal of the resultant spoils to the satisfaction of the Council.	Public Health By laws	R6,656.00 per tree	R7,022.00 per tree
47 Cutting of shrubs to ground level, which shall include the removal of the resultant spoils to the satisfaction of the Council.	Public Health By laws	R132.00 per shrub	R139.00 per shrub
48 Removal of waste material to the satisfaction of the Council per 1000 kg or part thereof	Public Health By laws	R480.00 per 1000 kg or part thereof	R506.00 per 1000 kg or part thereof
49 Cutting of grass, undergrowth, weeds, and/ or vegetation to a maximum height of 150mm above ground level, which shall include the shredding of grass and the removal of waste material to the satisfaction of the Council at vacant stands as indicated below:	Public Health by laws		
Property size of 0 – 499m2 including up to 2000kg waste		R1,407	R1,484
Property size of 500 – 999m2 including up to 2000kg waste		R1, 866	R1, 969
Property size of 1000 – 1999m2 including up to 2000kg waste		R2, 761	R2, 913
Property size of 2000 – 2999m2 including up to 2000kg waste		R3, 642	R3, 842

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Service	Applicable Legislation	Present Tariff	Recommended Tariff
Property size of 3000 – 4000m2 including up to 2000kg waste		R4, 580	R4, 832
Removal of waste in excess of 2000Kg on any of the above properties to be done on quotation basis ito Item 48 above.			
Properties exceeding 4000m2 to be cleaned ito Items 43 and 48 above			

4 POLICY IMPLICATIONS

These are in line with the City of Johannesburg's policies on equity and the user pays.

5 LEGAL AND CONSTITUTIONAL IMPLICATIONS

This report has been finalized in conjunction with Group Legal and Contracts to ensure compliance with all relevant legislation. It should be kept in mind that by virtue of Section 28 (6) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) once the new tariffs have been determined in respect of the 2019/20 Financial year, it may not be further increased during that financial year, except when required in terms of a financial recovery plan as contemplated in the Act. For that reason it is essential to ensure that the proposed increases comply with the budgeted needs of the Council in respect of the 2019/20 Financial year.

6 FINANCIAL IMPLICATIONS

The proposed Tariffs of Charges in the table above will replace all charges throughout the City for similar services as from 1 July 2019. Projected income for 2019/2020 amounts to R 879 000.

Tariffs of Charges related to the impoundment of animals and the daily holding fees will be for the account of the SPCA in terms of the standing agreement between the said Society and the City.

7 ECONOMIC IMPLICATIONS

The projected income to be generated through applying the Environmental Health Fees and Tariffs will amount to R 879 000 for the 2019/20 Fiscal year.

8 COMMUNICATIONS IMPLICATIONS

Standardised Tariffs of Charges applied by all Regions and the SPCA branches throughout the City will prevent confusion amongst the public and business communities, thereby improving the image of the City of Johannesburg. The process of advertising to be followed will afford affected parties ample opportunity to comment. A supplementary template containing additional information to assist the public is attached as Annexure "B".

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9 OTHER DEPARTMENTS/BODIES CONSULTED

Group Legal and Contracts, Finance as well as Regional Health Managers and Environmental Health Managers within all the Regions of the City were consulted and their comments incorporated into the body of the report.

IT IS RECOMMENDED

- 1 That, in terms of Sections 11(3)(i) and 75A(1) and (2) of the Local Government: Municipal Systems Act 2000 (Act 32 of 2000), as amended, read with Section 24(2)(c)(ii) of the Local Government : Municipal Finance Management Act, 2003 (Act 56 of 2003), the City of Johannesburg intends to amend its Tariff of Charges for Environmental Health Services as set out in Annexure 'A' to the report with effect from 1 July 2019.**

- 2 That, in terms of Sections 17(3) (a) (ii) and 22(a) (i) and (ii) of the Local Government: Municipal Finance Management Act 2003, (Act 56 of 2003) and Sections 21, 21A (1) and 75A (3)(a)(b) and (c) of the Local Government Municipal Systems Act, 2000 (Act 32 of 2000) as amended, the City of Johannesburg:**
 - (1) display a copy of the resolution and notice in the manner prescribed;**

 - (2) seek to convey to the local community by means of radio broadcasts covering the area of the City, the information contemplated in Section 75A(3)(c) of the Local Government : Municipal Systems Act, 32 of 2000, as amended; and**

 - (3) publish the notice in the manner prescribed and invites the local community to submit written comments or representations in respect of the amended Tariff of Charges.**

- 3 That, if no objections are received, the amended Tariff of Charges be published in the Provincial Gazette and be effective from 1 July 2019.**

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- 4 That a copy of the notice referred to in Paragraph 2(3) above be sent forthwith to the MEC for Local Government as well as the National and Provincial Treasury in terms of Section 75A(4) of the Local Government : Municipal Systems Act, 2000, (Act 32 of 2000) as amended, and Sections 17(3)(a)(ii) and 22 (b)(i) and (ii) of the Local Government Municipal Finance Management Act, 2003 (Act 56 of 2003).**
- 5 That a copy of the finally approved amended Tariff of Charges be sent forthwith to the National Provincial Treasury in terms of Section 24(3) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003).**

(HEALTH)
(Peter Manganye)
(Tel. (011) 407-6683)
(tc)

THE NEXT ITEM FOLLOWS THE ANNEXURES TO THIS ITEM

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HEALTH**ANNEXURE 'A'****DETERMINATION OF ENVIRONMENTAL HEALTH CHARGES**

In terms of Sections 17(3)(a)(ii) and 22(a)(i) and (ii) of the Local Government : Municipal Finance Management Act, 2003, (Act 56 of 2003) and Sections 21, 21A (1) and 75A(3)(a)(b) and (c) of the Local Government Municipal Systems Act, 2000 (Act 32 of 2000) as amended, it is hereby notified that the City of Johannesburg has in terms of Sections 11(3)(i) and 75A(1) and (2) of the Local Government: Municipal Systems Act 2000 (Act 32 of 2000), as amended, read with Section 24(2)(c)(ii) of the Local Government : Municipal Finance Management Act, 2003 (Act 56 of 2003), amended its Tariffs of Charges for Environmental Health Services with effect from 1 July 2019.

The following charges shall be effective from 1 July 2019.

Service	Recommended Tariff
1 Application to conduct a business of:	R
(a) Food from a fixed premises	845.00
(b) Vending Food	272.00
(c) Escort agencies, night clubs, massage parlours and adult clubs	4,203.00
(d) Other licences in terms of Schedule 1 of the Act	845.00
2 Issuing of a duplicate licence	150.00
3 The provision of reasons by Licensing Authority	272.00

HEALTH**ANNEXURE 'A'**

Service	Recommended Tariff
4 Amendment of a License issued	150.00
5 Amendment of a condition on the endorsements to an issued licence	194.00
6 Copies of a document per page	2.00
7 Re-inspection of a food premises for the removal of a prohibition	1,345.00
8 Issuing of an export certificate for foodstuffs	1,345.00
9 Sampling and analysis of bore holes intended for human consumption	1,345.00
10 Sampling and analysis of a communal swimming pool	534.00
11 Issuing of a permit for a service to remove human excrement	823.00
12 Issuing of a permit for the installation of a sewer works	823.00
13 Issuing of a permit for the conducting of an offensive trade	823.00
14 Issuing of a permit for the conducting of a hairdressing, beauty and/or cosmetology service	823.00
15 Issuing of a permit for the conducting of an informal hairdressing, beauty and/or cosmetology service	272.00
16 Issuing of a permit to conduct an accommodation establishment	1,390.00
17 Issuing of a permit to conduct a nursing home used for maternity, medical and surgical purposes	3,458.00
18 Issuing of a permit to conduct a child care service	823.00
Issuing of a permit for the keeping of poultry	823.00

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HEALTH**ANNEXURE 'A'**

Service	Recommended Tariff
20 Issuing of a permit for the keeping of rabbits	823.00
21 Issuing of a permit to conduct a dog kennel or cattery	823.00
22 Issuing of a permit to keep a dangerous animal	823.00
23 Issuing of a permit to keep bees	823.00
24 Issuing of a permit to conduct a Children's Home	823.00
25 Impoundment of Cattle, Horses, Mules, Donkeys and other large Animals	323.00
26 Impoundment of Dogs, cats and other small pets	172.00
27 Impoundment of Goats, Sheep and other similar sized Animals	255.00
28 Impoundment of Pigs	206.00
29 Impoundment of Poultry	133.00
30 Impoundment of Wild Animals	317.00
31 Daily Holding Tariff for Cattle, Horses, Mules, Donkeys and other large Animals	122.00
32 Daily Holding Tariff for Dogs, Cats and other small Pets	95.00
33 Daily Holding Tariff for Goats, Sheep and other similar sized Animals	95.00
34 Daily Holding Tariff for Pigs	95.00
35 Daily Holding Tariff for Poultry	78.00
36 Daily Holding Tariff for Wild Animals	133.00
37 Issuing of Destruction of Food Certificates	823.00
38 Vacant properties – Per transaction after referral to contractor for cleaning where owner has failed to adhere to notice.	1,117.00
39 Erection of "no dumping" signs	3,302.00
40 Issuing of a permit to keep dogs	823.00

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41 Issuing of a permit to keep cats	823.00
42 Issuing of a permit to introduce Milk and/or Milk products into the Municipal area for human consumption	823.00
43 Cutting of grass, undergrowth, weeds, and/or vegetation to a maximum height of 150mm above ground level per m2, which shall include the shredding of grass to the satisfaction of the Council	R 0.95 per m2
44 Cutting of reeds to a maximum height of 150mm above ground level per m2, which shall include the shredding or removal thereof to the satisfaction of the Council.	R 8.62 per m2
45 Pruning of a tree, which shall include the removal of the resultant spoils to the satisfaction of the Council.	R578.00 per tree
46 Cutting of a tree to ground level, which shall include the removal of the resultant spoils to the satisfaction of the Council.	R7,022.00 per tree
47 Cutting of shrubs to ground level, which shall include the removal of the resultant spoils to the satisfaction of the Council.	R139.00 per shrub
48 Removal of waste material to the satisfaction of the Council per 1000 kg or part thereof	16.00 per 1000 kg or part thereof
49 Cutting of grass, undergrowth, weeds, and/or vegetation to a maximum height of 150mm above ground level, which shall include the shredding of grass and the removal of waste material to the satisfaction of the Council at vacant stands as indicated below:	
Property size of 0 – 499m2 including up to 2000kg waste	R1,484
Property size of 500 – 999m2 including up to 2000kg waste	R1, 969
Property size of 1000 – 1999m2 including up to 2000kg waste	R2, 913

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Property size of 2000 – 2999m2 including up to 2000kg waste	R3, 842
Property size of 3000 – 4000m2 including up to 2000kg waste	R4, 832
Removal of waste in excess of 2000Kg on any of the above properties to be done on quotation basis ito Item 48 above.	
Properties exceeding 4000m2 to be cleaned ito Items 43 and 48 above	

**DR NDIVHONISWANI LUKHWARENI
CITY MANAGER
CITY OF JOHANNESBURG METROPOLITAN MUNICIPALITY**

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ANNEXURE 'B'

Title of the Report:

AMENDMENT OF TARIFFS OF CHARGES FOR ENVIRONMENTAL HEALTH SERVICES

What are the major benefits to the Communities of Johannesburg?

Uniform Tariffs for Environmental Health services will apply in Regions City wide

Which Communities will primarily benefit (if relevant state the region, ward, suburb, or socio economic group etc.)?

All communities in all wards as well as the business community will benefit

If relevant, when will implementation take start?

1 July 2019

If relevant, when will work be completed?

N/A

What is the total cost of implementation?

There is no cost involved

How will communities be informed of the contents of this report?

- Display a copy of the resolution and notice in the prescribed manner
- Convey to the local community by means of radio broadcasts covering the area of the City*
- Publish the notice in the prescribed manner and invite the local community to submit written comments or representations in respect of the amended Tariff of Charges.

How can communities be involved in the implementation of this report?

N/A

Who can be contacted to provide additional information and/or clarity?

The Author of the Report, Mr Peter Manganye at 011 407 6683

What other information can be given to assist Councillors to communicate the contents of this report to communities?

Weekly newsletter to Councillors
Public participation process