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# SWAZILAND GOVERNMENT GAZETTE EXTRAORDINARY

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### PART C - LEGAL NOTICES

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PUBLISHED BY AUTHORITY

LEGAL NOTICE NO. 43 OF 1999

URBAN GOVERNMENT ACT, 1969  
(Act No. 8 of 1969)

APPOINTMENT OF LOCAL AUTHORITY INSPECTORS FOR MBABANE CITY  
COUNCIL NOTICE, 1999  
(Under Section 105)

In exercise of the powers conferred by Section 105 of the Urban Government Act, 1969 the Minister for Housing and Urban Development issues the following notice -

*Citation.*

1. This notice may be cited as the Appointment of Local Authority Inspectors for Mbabane City Council Notice, 1999.

*Appointment of Inspectors.*

2. The Minister for Housing and Urban Development appoints -

(a) Mr. Thulani Masina; and

(b) Mr. Thomas Mbelu,

to be local authority inspectors to the Mbabane City Council for a period of three weeks with effect from 29<sup>th</sup> March, 1999.

*Powers and Duties of the Inspectors.*

3. The Inspectors shall -

- (a) inquire into how the election of the present Councillors was conducted by the Mbabane City Council and whether the provisions of the Urban Government Act, 1969 and Election regulations, 1998 were followed;
- (b) investigate allegations and grievances emanating from Mbabane City Council Workers' petition to the Minister of Housing and Urban Development;
- (c) investigate allegations of impropriety, mal-administration or acts of misconduct leveled against the Mbabane City Council or any official thereof;
- (d) investigate complaints by ratepayers against the officials and councillors of the Mbabane City Council regarding the general administration of the City and any other matter of concern;
- (e) examine whether the council adheres to the Standing Orders of the Council;
- (f) examine how senior management contract staff was engaged and also their terms and conditions of service;
- (g) examine the Town Clerk's contractual obligation and requirement in order to ascertain whether any breach of contract has occurred, particularly in the area of remuneration and increments;

- (h) examine the extent of the pension or gratuity emanating from the City Clerk's contract;
- (i) compile the annual financial obligations of the City Clerk's contract;
- (j) establish whether former councillors and finance committee was ever made aware of the City Clerk's contract;
- (k) establish the validity of the contract documents in terms of the Urban Government Act 1969;
- (l) investigate the reasons or circumstances and irregularities surrounding or leading to the non-performance or non-functioning of the newly built Mbabane City Council abattoir;
- (m) investigate whether or not any financial regulations, as contained in the Urban Government Act, 1969, have been violated;
- (n) examine the financial performances of Mbabane City Council in the financial years 1996-1999;
- (o) examine rates collection performance during the 1996-1999 financial years;
- (p) investigate whether the differential rating structure in force was ever approved by the appropriate authority;
- (q) investigate the performance of the overdraft facility operated by the City Council and more specifically examine whether the Mbabane City Council has adhered strictly to section 101 & 102 of the Urban Government Act, 1969;
- (r) inquire into whether there was a Mbabane City Council decision authorizing the auctioning of properties on the 17th July 1998; and
- (s) inquire whether there were any irregularities or any acts that could be considered irregular in the manner the auction was conducted.

*Duration and Submission of Report.*

4. (1) The Inspectors shall submit a final report within a period not exceeding three weeks from the 29<sup>th</sup> March, 1999.
- (2) The report shall comprise -
  - (a) the method of inquiry used by Inspectors; and
  - (b) detailed findings and recommendations based on the terms of reference.

*Allowances.*

5. The Inspectors shall be entitled to such allowances as are payable to Government officers as per Government scales or as the Minister may determine.

*Extension of Inspection.*

6. The Minister may, in consultation with the Inspectors, extend the time of inspection and submission of the report.

STELLA H. K. LUKHELE  
*Minister for Housing and Urban Development*