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2014-11-10

**AAN: UITVOERENDE BURGEMEESTER
SPEAKER
MUNISIPALE BESTUURDER
BESTUURDER: MENSLIKE HULPBRONNE**

Algemene Jaarvergadering 2015

Kennis geskied hiermee kragtens die Reëls van die Fonds dat die **AGTIENDE ALGEMENE JAARVERGADERING** van die Fonds op **VRYDAG, 13 FEBRUARIE 2015 OM 09:00 IN DIE C R LOUW LESINGSAAL, SANLAM HOOFKANTOOR, STRANDWEG 1, BELLVILLE** gehou sal word.

1. AFGEVAARDIGDES

- 1.1 Ooreenkomstig Reël 4.3(1) van die Reëls van die Fonds kan **LEDE**, nie later nie as vyf weke na ontvangs van hierdie kennisgewing, lede afgevaardigdes en sekundi verkies om die algemene jaarvergadering by te woon. Lede moet **sewe dae** kennis van sodanige vergadering ontvang. Hierdie kantoor moet **voor 2 Januarie 2015** van die name van afgevaardigdes en sekundi asook hul lidnommers in kennis gestel word. Bylae A sit die aantal afgevaardigdes uiteen wat verkies mag word om die jaarvergadering by te woon. Die wyse van verkiesing word bepaal in Reël 4.3 van die Reëls van die Fonds. Die Fondsreëls is verkrygbaar op die webwerf www.caperf.co.za. Die reëls relevant tot die Jaarvergadering word hierby aangeheg as Bylae B.
- 1.2 Ooreenkomstig Reël 4.1 van die Reëls van die Fonds kan elke **MUNISIPALITEIT** (Werkgewer), dieselfde getal raadslid-afgevaardigdes as die lede aanwys om die algemene jaarvergadering by te woon. Hierdie kantoor moet **voor 2 Januarie 2015** van sodanige aanwysing en sekundi verwittig word. Indien u Munisipaliteit reeds voorheen u afgevaardigdes en sekundi benoem het, **bevestig asseblief sodanige benoeming skriftelik voor 2 Januarie 2015**. Om te bepaal op hoeveel afgevaardigdes u Raad geregtig is, sien aangehegte Bylae A.
- 1.3 Let asseblief daarop dat Raadslede wat lede van die Fonds is as afgevaardigde van die Munisipaliteit of die lede benoem kan word, maar nie beide sal kan verteenwoordig tydens die jaarvergadering nie.

2. MOSIES VIR DIE ALGEMENE JAARVERGADERING

Ooreenkomstig Reël 4.1(9) van die Reëls van die Fonds moet die Hoofbeampte minstens **ses weke** skriftelike kennis gegee word van die voorneme om 'n mosie by die algemene jaarvergadering in te dien. U word dus versoek om so spoedig moontlik, maar in elk geval **voor 2 Januarie 2015**, enige mosies wat op die agenda van die jaarvergadering geplaas moet word, in te dien.


B.W. SHEPHERD
HOOFBEAMPTÉ

AFGEVAARDIGDES PER PLAASLIKE OWERHEID PROVINSIE NOORD-KAAP

	PLAASLIKE OWERHEID	AANTAL AFGEVAARDIGDES	
		LEDE	RAADSLEDE
1	Dikgatlong Munisipaliteit	1	1
2	Dr Ruth Segomotsi Mompati Distriksmunisipaliteit	2	2
3	Emthanjeni Munisipaliteit	1	1
4	Frances Baard Distriksmunisipaliteit	2	2
5	Gamagara Munisipaliteit	2	2
6	Ga-Segonyana Munisipaliteit	3	3
7	Greater Taung Munisipaliteit	1	1
8	Hantam Munisipaliteit	1	1
9	Joe Morolong Plaaslike Munisipaliteit	2	2
10	John Taolo Gaetsewe Distriksmunisipaliteit	1	1
11	Kagisano-Molopo Munisipaliteit	2	2
12	Kai!Garib Munisipaliteit	2	2
13	Kamiesberg Munisipaliteit	1	1
14	Kareeberg Munisipaliteit	1	1
15	Karoo Hoogland Munisipaliteit	1	1
16	Kgatelopele Munisipaliteit	1	1
17	Khai-Ma Munisipaliteit	1	1
18	Khara Hais Munisipaliteit	3	3
19	!Kheis Munisipaliteit	1	1
20	Magareng Munisipaliteit	1	1
21	Naledi Munisipaliteit	2	2
22	Nama Khoi Munisipaliteit	1	1
23	Namakwa Distriksmunisipaliteit	1	1
24	Phokwane Munisipaliteit	1	1
25	Pixley Ka Seme Distriksmunisipaliteit	1	1
26	Renosterberg Munisipaliteit	1	1
27	Richtersveld Munisipaliteit	1	1
28	Siyancuma Munisipaliteit	1	1
29	Siyathemba Munisipaliteit	1	1
30	Sol Plaatje Munisipaliteit	3	3
31	Thembelihle Munisipaliteit	1	1
32	Tsantsabane Munisipaliteit	1	1
33	Ubuntu Munisipaliteit	1	1
34	Umsobomvu Munisipaliteit	1	1
35	Z.F. Mgcawu Distriksmunisipaliteit	1	1

AFGEVAARDIGDES PER PLAASLIKE OWERHEID PROVINSIE WES-KAAP

	PLAASLIKE OWERHEID	AANTAL AFGEVAARDIGDES	
		LEDE	RAADSLEDE
1	Beaufort-Wes Munisipaliteit	3	3
2	Bergrivier Munisipaliteit	2	2
3	Bitou Munisipaliteit	3	3
4	Breede Vallei Munisipaliteit	3	3
5	Cederberg Munisipaliteit	2	2
6	Drakenstein Munisipaliteit	4	4
7	Eden Distriksmunisipaliteit	3	3
8	George Munisipaliteit	3	3
9	Hessequa Munisipaliteit	3	3
10	Kaap Agulhas Munisipaliteit	3	3
11	Kaapse Wynland Distriksmunisipaliteit	3	3
12	Kannaland Munisipaliteit	1	1
13	Knysna Munisipaliteit	3	3
14	Laingsburg Munisipaliteit	1	1
15	Langeberg Munisipaliteit	3	3
16	Matzikama Munisipaliteit	3	3
17	Mosselbaai Munisipaliteit	3	3
18	Oudtshoorn Munisipaliteit	3	3
19	Overberg Distriksmunisipaliteit	2	2
20	Overstrand Munisipaliteit	3	3
21	Prince Albert Munisipaliteit	1	1
22	Saldanhabaai Munisipaliteit	3	3
23	Sentrale-Karoo Distriksmunisipaliteit	1	1
24	Stad Kaapstad	10	10
25	Stellenbosch Munisipaliteit	3	3
26	Swartland Munisipaliteit	3	3
27	Swellendam Munisipaliteit	2	2
28	Theewaterskloof Munisipaliteit	3	3
29	Weskus Distriksmunisipaliteit	3	3
30	Witzenberg Munisipaliteit	3	3

AFGEVAARDIGDES PER PLAASLIKE OWERHEID PROVINSIE OOS-KAAP

	PLAASLIKE OWERHEID	AANTAL AFGEVAARDIGDES	
		LEDE	RAADSLEDE
1	Alfred Nzo Distriksmunisipaliteit	1	1
2	Amahlati Munisipaliteit	1	1
3	Amathole Distriksmunisipaliteit	4	4
4	Baviaans Munisipaliteit	1	1
5	Blouberg Plaaslike Munisipaliteit	1	1
6	Blue Crane Route Munisipaliteit	1	1
7	Buffalo Stad Munisipaliteit	10	10
8	Cacadu Distriksmunisipaliteit	1	1
9	Camdeboo Munisipaliteit	2	2
10	Chris Hani Distriksmunisipaliteit	3	3
11	Elundini Munisipaliteit	1	1
12	Emalaheni Munisipaliteit	1	1
13	Gariiep Munisipaliteit	1	1
14	Groot Kei Munisipaliteit	1	1
15	Inkwanca Munisipaliteit	1	1
16	Intsika Yethu Munisipaliteit	3	3
17	Inxuba Yethemba Munisipaliteit	2	2
18	Joe Gqabi Distriksmunisipaliteit	2	2
19	King Sabata Dalinyebo Munisipaliteit	1	1
20	Kouga Munisipaliteit	3	3
21	Kou-Kamma Munisipaliteit	1	1
22	Lukhanji Munisipaliteit	2	2
23	Makana Munisipaliteit	2	2
24	Malethswai Munisipaliteit	1	1
25	Matatiele Plaaslike Munisipaliteit	1	1
26	Mhlontlo Plaaslike Munisipaliteit	1	1
27	Mnquma Munisipaliteit	2	2
28	Ndlambe Munisipaliteit	3	3
29	Nelson Mandela Baai Munisipaliteit	10	10
30	Nkonkobe Munisipaliteit	2	2
31	Nxuba Munisipaliteit	1	1
32	Nyandeni Plaaslike Munisipaliteit	1	1
33	Sakhisizwe Munisipaliteit	1	1
34	Senqu Munisipaliteit	2	2
35	Sondagsriviervallei Munisipaliteit	1	1
36	Tsolwana Munisipaliteit	1	1
37	Umzimvubu Plaaslike Munisipaliteit	1	1

UITTREKSELS UIT DIE REËLS

4.1 ANNUAL GENERAL MEETING

- (1) An annual general meeting of the FUND shall be held each year within twelve (12) months of the end of the previous FUND YEAR on a date decided upon by the BOARD OF TRUSTEES.
- (2) A notice stating the date, time and place of the annual general meeting shall be sent by the PRINCIPAL OFFICER to each PARTICIPATING EMPLOYER not less than twelve (12) weeks before the date of the annual general meeting.
- (3) Every municipality which employs:-
 - (a) one hundred (100) or less MEMBERS may appoint one (1) delegate who shall be a COUNCILLOR delegate and the MEMBERS of such municipality may elect one (1) delegate who shall be a MEMBER delegate; or
 - (b) one hundred and one (101) or more but not more than two hundred and fifty (250) MEMBERS may appoint two (2) delegates who shall be COUNCILLOR delegates and the MEMBERS of such municipality may elect two (2) delegates who shall be MEMBER delegates, or
 - (c) two hundred and fifty one (251) or more but not more than one thousand (1000) MEMBERS may appoint three (3) delegates who shall be COUNCILLOR delegates and the MEMBERS of such municipality may elect three (3) delegates who shall be MEMBER delegates; or
 - (d) one thousand and one (1001) or more but not more than two thousand (2000) MEMBERS may appoint four (4) delegates who shall be COUNCILLOR delegates and the MEMBERS of such municipality may elect four (4) delegates who shall be MEMBER delegates; or
 - (e) two thousand and one (2001) or more MEMBERS may appoint ten (10) delegates who shall be COUNCILLOR delegates and the members of such municipality may elect ten (10) delegates who shall be MEMBER delegates.
- (4) In respect of each delegate appointed or elected in terms of sub rule (3) the municipality and MEMBERS may appoint or elect, as the case may be, one (1) alternate to attend the annual general meeting in the absence of such delegate, and any alternate so appointed or elected shall, while attending the annual general meeting in the absence of the delegate so appointed or elected, be deemed to be the delegate so appointed or elected.
- (5) Every delegate and alternate elected by the MEMBERS in terms of sub rules (3) and (4) shall be elected in accordance with the provisions of RULE 4.3.

A COUNCILLOR who is a MEMBER of the FUND may represent either the MEMBERS or the COUNCILLORS, but may not represent both constituencies at the meeting. Such delegate shall have one (1) vote at the meeting for the constituency which the delegate represents at the time.
- (6) The municipality shall notify the PRINCIPAL OFFICER of the names and addresses of the appointed and elected delegates and alternates not later than six (6) weeks after receipt of the notice provided for in sub rule (2).

Where the abovementioned names and addresses of the appointed and elected delegates are notified to the FUND later than the six (6) weeks referred to above, the agenda documents will be handed to them at the annual general meeting.

- (7)
 - (a) Thirty (30) delegates shall constitute a quorum at the annual general meeting.
 - (b) Should a quorum not be present within thirty (30) minutes after the time stipulated for the commencement of the meeting, the meeting shall continue and the delegates then present shall form a quorum.
- (8) The chairperson of the BOARD OF TRUSTEES shall act as chairperson at the annual general meeting and, in the event of his being absent or unwilling to act or incapable of acting, the deputy chairperson of the BOARD OF TRUSTEES shall so act. Should both the chairperson and the deputy chairperson be absent from or be unwilling to act or be incapable of acting as chairperson at the annual general meeting, the remaining TRUSTEES shall elect one (1) of their members so present to act as chairperson.
- (9) At least six (6) weeks written notice of any motion for the annual general meeting shall be given to the PRINCIPAL OFFICER; provided that -
 - (a) the BOARD OF TRUSTEES may direct that any proposal which in their opinion, is in conflict with the provisions of either the RULES or the ACT or is of a purely administrative nature shall not be introduced and discussed or voted on at the annual general meeting;
 - (b) the chairperson of the annual general meeting shall permit the introduction and discussion of and voting on any proposal which the BOARD OF TRUSTEES have submitted to the annual general meeting for consideration.
 - (c) the annual general meeting may decide that any motion that has not been submitted timeously may be discussed as a motion of exigency.
- (10) Proposals for discussion at the annual general meeting may be introduced only by -
 - (a) the BOARD OF TRUSTEES;
 - (b) a COUNCILLOR delegate of a municipality if the proposal concerned has been duly approved at a meeting of the municipality represented by the delegate; or
 - (c) a delegate of MEMBERS if the proposal concerned has been duly approved at a meeting of MEMBERS held in terms of the provisions of RULE 4.3; or
 - (d) the PRINCIPAL OFFICER in a situation referred to in RULE 2.2.2(2)(b).
- (11) The PRINCIPAL OFFICER shall not less than four (4) weeks prior to the date of the annual general meeting send a notice stating the date, time and place of the annual general meeting together with a copy of the agenda, annual report, motions and financial statements to every delegate elected by MEMBERS or appointed by a municipality; provided that if no delegate is elected or appointed as aforesaid the PRINCIPAL OFFICER shall send a copy of the agenda, annual report and financial statements to the PARTICIPATING EMPLOYER for its information and the information of MEMBERS.
- (12) Every delegate and TRUSTEE present at the annual general meeting shall be entitled to one (1) vote except for an election of TRUSTEES as set out in RULE 2.2(3).
- (13) The chairperson of such meeting shall have a casting as well as a deliberative vote, except as provided for in sub rule (14).
- (14) Voting shall be by show of hands, unless at least five (5) delegates, by rising from their seats, request a vote by ballot. In the event of an equality of votes when voting by ballot the matter shall be determined by the chairperson by lot.
- (15) In the case of voting by ballot the PRINCIPAL OFFICER shall act as electoral officer and shall appoint persons to collect, scrutinise and count the ballot papers and to report the result thereof to the chairperson of the meeting. The chairperson shall announce the result of the ballot to the meeting.

- (16) In so far as a resolution of the annual general meeting is not in conflict with the provisions of any law or these RULES, it shall be binding on the BOARD OF TRUSTEES, PARTICIPATING EMPLOYERS and MEMBERS of the FUND.
- (17) TRUSTEES, who are not elected as delegates, may attend the annual general meeting and vote on any matter.

4.3 ELECTION OF MEMBER DELEGATES

- (1) A municipality shall convene a meeting of MEMBERS in the SERVICE of such municipality not later than five (5) weeks after receipt of the notice provided for in RULE 4.1(2) for the purpose of electing a delegate or delegates with an alternate or alternates to attend the annual general meeting.
- (2) Notice of the date, time and place of the meeting shall be given at least seven (7) days before the date thereof to each MEMBER; provided that non-receipt of such notice by any MEMBER shall not invalidate the proceedings at such meeting.
- (3) The MEMBERS present at such meeting shall form a quorum.
- (4) The meeting shall elect a member from those present to act as chairperson. Minutes of the proceedings of such meeting shall be kept by the chairperson or any person appointed for that purpose.
- (5) The chairperson shall at such meeting invite nominations for the required number of MEMBER delegates and alternates.
- (6) If the number of nominations received does not exceed the number of delegates or alternates which may be elected, the candidates so nominated shall be declared by the chairperson to have been duly elected.
- (7) If the number of nominations received exceeds either the number of the delegates or the number of alternates or both the number of delegates and the number of alternates which may be elected, as the case may be, the required number of delegates and alternates shall be elected by secret ballot.
- (8) A MEMBER shall not vote for more candidates than the number of delegates and alternates which may be elected in the MEMBER's constituency.
- (9) The chairperson of the meeting may appoint persons as scrutineers to count the votes immediately after the ballot.
- (10) If the validity of a ballot paper is in question or if there is a dispute between the scrutineers relating to the ballot, the matter shall be determined by the chairperson whose decision shall be final and binding. In the event of the chairperson having a direct or indirect interest in any such matter, he shall recuse himself and the meeting shall elect a person among those present to act as chairperson for the purposes of this RULE and until such matter is determined as hereinbefore provided by the chairperson so elected.
- (11) After the votes have been counted the chairperson and the scrutineers shall draw up a report indicating the result of the ballot.
- (12) The chairperson and scrutineers shall sign the report and the candidate or candidates who obtained the highest number of votes shall be declared by the chairperson to be duly elected.
- (13) The municipality shall submit to the PRINCIPAL OFFICER such report and a list of the names of every delegate and alternate elected in the timeframes prescribed in RULE 4.1(6).
- (14) The FUND must regard such report as an accurate reflection of the election.
- (15) MEMBERS may approve a motion at this meeting which will be submitted to the PRINCIPAL OFFICER for discussion at the annual general meeting, subject to the provisions of RULES 4.1(9) and (10).