

# FREE STATE PROVINCE



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TO: Executive Mayors, Mayors and  
Speakers of all municipalities  
in the Free State Province  
and SALGA Free State

## **LOCAL GOVERNMENT CIRCULAR: 4 OF 2005**

### **TERM OF OFFICE OF COUNCILLORS**

The term of Municipal Councils is five (5) years, calculated from the day following the date set for the previous election of all Municipal Councils in terms of subsection (2) as contemplated in section 24 of the Municipal Structures Act, 1998 (Act No: 117 of 1998). The implication of this provision in respect of the current Municipal Councils is that, since the last local government election was on 05 December 2000, the term of office of all the current Municipal Councils expires on 05 December 2005.

Notwithstanding the above, section 26(1)(a) of the Municipal Structures Act, 1998 further provides that “**a person is elected as a member of a Municipal Council for a period ending when the next Council is declared elected**”. What this means in the current situation is that members of Municipal Councils will remain Councillors even after 05 December 2005 and be entitled to their respective full allowances until the next Council is declared elected after 01 March 2005.

With kind regards

**MJ Mafereka**  
**MEC: Local Government and Housing**

**Date:** .....

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Circular 3 of 2005 dated 14 November 2005 dealt with the Rationalisation of Municipal By-Laws and Regulations and was sent to Municipal Managers in the Free State and SALGA Free State

**Department of Local Government & Housing ▼ Departement Plaaslike Regering & Behuising**

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