

LAINGSBURG MUNICIPALITY



TARIFF BY-LAW

Notice is given in terms of section 75(1) of the Municipal Systems Act 32 of 2000 that the following TARIFF BY-LAW was approved by the Laingsburg Municipal Council on 28 May 2026.

Kennis geskied hiermee in terme van artikel 75(1) van die Munisipale Stelsels Wet Nommer 32 van 2000, dat die onderstaande TARIEF VERORDENING goedgekeur is deur die Raad van Laingsburg Munisipaliteit op 28 Mei 2026.

Financial Policy No.: 07

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Last Review: March 2026 (MTREF)

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1. DEFINITIONS

Term	Definition
Constitution	The Constitution of the Republic of South Africa No. 108 of 1996
Credit Control and Debt Collection Policy	The Municipality's Customer Care, Credit Control and Debt Collection Policy as stipulated by sections 96(b) and 97 of the Systems Act.
Finance Management Act	The Local Government: Municipal Finance Management Act, (Act 53 of 2003).
Municipality	The Laingsburg Municipality (WC051).
Systems Act	The Local Government: Municipal Systems Act, (Act 32 of 2000).
Tariff	The fees, charges or any other tariffs levied by the Municipality in respect of any function or service provided by the Municipality, excluding rates levied by the Municipality in terms of the Local Government: Property Rates Act, (Act 6 of 2004).
Tariff List	The list of the Tariffs applicable and in respect of any function or service provided by the Municipality. This list is approved by Council during the annual budget process.
Tariff Policy	The Tariff Policy adopted by the Municipality in terms of this By-Law.

2. PREAMBLE

1. Section 229(1) of the Constitution authorizes a municipality to impose:
 - a) rates on property and surcharges on fees for services provided by or on behalf of the municipality; and
 - b) if authorized by national legislation, other taxes, levies, and duties.
2. In terms of section 75A of the Systems Act a municipality may:
 - a) levy and recover fees, charges, or tariffs in respect of any function or service of the municipality; and
 - b) recover collection charges and interest on any outstanding amount.
3. In terms section 74(1) of the Systems Act, a municipal council must adopt and implement a tariff policy on the levying of fees for a municipal service provided by the municipality or by way of service delivery agreements and which complies with the provisions of the Systems Act, the Municipal Finance Management Act and any other applicable legislation.
4. In terms of section 75(1) of the Systems Act, a municipal council must adopt by-laws to give effect to the implementation and enforcement of its tariff policy.
5. In terms of section 75(2) of the Systems Act, by-laws adopted in terms of section 75(1) of the Systems Act may differentiate between different categories of users, debtors, service providers, services, service standards and geographical areas if such differentiation does not amount to unfair discrimination.

3. OBJECTIVE

The objective of this By-Law is to give effect to the implementation of the Tariff Policy as contemplated in section 74(1) of the Municipal Systems Act.

4. ADOPTION AND IMPLEMENTATION OF THE TARIFF POLICY

1. The Municipality shall adopt and implement a Tariff Policy on the levying of fees for a municipal service provided by the Municipality or by way of service delivery agreements which complies with the provisions of the Systems Act, the Municipal Finance Management Act, and any other applicable legislation.
2. The Municipality shall not be entitled to impose tariffs other than in terms of the valid Tariff Policy.
3. The Tariff Policy outlines the municipality's application of tariffs; therefore, it is not necessary for this By-law to restate and repeat same.

5. CONTENTS OF THE TARIFF POLICY

The Municipality's Tariff Policy shall, inter alia:

1. Apply to all the tariffs (as per the Tariff List) imposed by the Municipality pursuant to the adoption of the Municipality's annual budget.
2. Reflect the principles referred to in section 74(2) of the Systems Act and specify any further principles for the imposition of Tariffs which the Municipality may wish to adopt.
3. Specify the way the principles referred to in paragraph 4(2) above are to be implemented in terms of the Tariff Policy.
4. Specify the basis of differentiation, if any, for tariff purposes between the different categories of users, debtors, service providers, services, service standards and geographical areas only enforceable if such differentiation does not amount to unfair discrimination.
5. Include such further enforcement mechanism, if any, as the Municipality may wish to impose in addition to those contained in the Customer Care, Credit Control and Debt Collection Policy.

6. ENFORCEMENT OF THE TARIFF POLICY

The Tariff Policy shall be enforced through the Customer Care, Credit Control and Debt Collection Policy and any further enforcement mechanisms stipulated in the Municipality's Tariff Policy.

7. REPEAL

The provisions of any by-laws relating to Tariffs by the Municipality are hereby repealed insofar as they relate to matters provided for in this By-Law.

8. INTERPRETATION

This By-Law must be read in conjunction with the Tariff Policy and gives effect to the implementation thereof.

9. APPROVAL

Given effect to the Tariff Policy of Laingsburg Municipality.

10. SHORT TITLE AND COMMENCEMENT

This By-Law is the Tariff By-Law of Laingsburg Municipality and shall take effect on the date on which it is published in the Provincial Gazette.