

**NOTICE IN TERMS OF THE PROVISIONS OF SECTION 33(1)(a)(i) OF THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, ACT 56 OF 2003, READ WITH SECTION 21A OF THE LOCAL GOVERNMENT: MUNICIPAL SYSTEMS ACT, ACT 32 OF 2000: THE "N12 ROAD UPGRADE AGREEMENT"**

The CITY OF MATLOSANA (hereafter "the CoM") herewith gives the following notice in terms of the provisions of section 33(1)(a)(i) of the Local Government: Municipal Finance Management Act, Act 56 of 2003 (hereinafter "the MFMA"), read with the provisions of section 21A of the Local Government: Municipal Systems Act, Act 32 of 2000.

1. The local community and all other interested persons are hereby notified that the CoM, on 12 June 2014, concluded a written agreement with the South African National Roads Agency SOC Limited (hereafter "SANRAL"), Abacus Asset Management (Pty) Ltd (hereafter "Abacus") and Isago @ N12 Development (Pty) Ltd (hereafter "Isago") known as the "N12 ROAD UPGRADE AGREEMENT" (hereafter "the RUA"). The RUA will impose financial obligations on the CoM beyond the three years covered in the annual budget of the CoM for 2015/2016 and also in part constitutes a capital project. As such, the CoM is required to follow the statutorily prescribed compliance procedures set out in sections 19 and 33 of the MFMA. The coming into force and effect of all and any of the obligations placed on the CoM in terms of the RUA were made subject to the fulfilment of the suspensive conditions set out in the RUA, which suspensive conditions inter alia require compliance with the applicable statutory precepts set out in sections 19 and 33 of the MFMA.
2. The obligations of the CoM in terms of the RUA are in brief: (i) to apply for the required authorisations to the relevant authorities to procure the sanctioning of the widening of the N12 road to a three lane dual carriage way across the two existing water courses and bridges that exist between the western boundary of Klerksdorp, Extension 38 and Platan Avenue; (ii) to construct the extension of the widened N12 national road to a three lane dual carriage from the western boundary of Klerksdorp, Extension 38 to Platan Avenue; and (iii) to accept full responsibility at its costs for the optimal setting, maintenance and effective operation of the traffic signals and street lights on the N12 national road at the three entrances to the Matlosana Mall.

3. The RUA and an Information Statement summarising the CoM's obligations in terms of the RUA are being made public by the CoM and same are available for inspection during office hours at the office of the Director: Corporate Services, Room 132, Municipal Offices, Bram Fischer Street, KLERKSDORP, where same can be perused, or a copy of the RUA and the Information Statement can be obtained free of charge upon written request.
4. A copy of the RUA and the Information statement will also be available on the official website of the City of Matlosana with the web address: [www.matlosana.gov.za](http://www.matlosana.gov.za).
5. Any person or entity wishing to make any comments or representations in respect of the aforementioned RUA and/or the CoM's obligations in terms thereof is hereby invited to do so, in writing, to the Municipal Manger, City of Matlosana, Room 132, Municipal Offices, Bram Fischer Street, KLERKSDORP by no later than 30 days subsequent to the date of this notice.
6. Any person who cannot read or write, or who requires assistance to understand this notice or any document referred to herein or to make any written comments or representations may attend, during office hours to the office of the Director: Corporate Services, Room 132, Municipal Offices, Bram Fischer Street, KLERKSDORP where Mr Dan Ciya will assist such person(s) to understand this notice or to transcribe their comments or representations.

DATED AT KLERKSDORP ON THIS 26th DAY OF NOVEMBER 2015.

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CITY OF MATLOSANA  
MUNICIPAL MANAGER