

Statutory Instrument No. 185 of 2022

LOCAL GOVERNMENT ACT  
(Cap. 40:01)

**LOCAL GOVERNMENT (ESTABLISHMENT OF THE CHARLESHILL  
DISTRICT COUNCIL) ORDER, 2022**  
(Published on 23rd December, 2022)

ARRANGEMENT OF PARAGRAPHS

PARAGRAPH

1. Citation and commencement
  2. Constitution and establishment of the Charleshill District Council
  3. Persons not disqualified for membership of Council
  4. Filling of vacancy
  5. Functions of Council
- Schedule 1  
Schedule 2

IN EXERCISE of the powers conferred on the Minister by section 5 as read with section 3 of the Local Government Act, the following Order is hereby made —

**1.** This Order may be cited as the Local Government (Establishment of Charleshill District Council) Order, 2022 and shall come into operation on 1st April, 2023.

Citation and commencement

**2.** (1) There shall be a district council, to be known as the Charleshill District Council (hereinafter referred to as “the Council”), in respect of the area defined in Schedule 1.

Constitution and establishment of Charleshill District Council

(2) The Council shall consist of —

- (a) five elected members;
- (b) two nominated members; and
- (c) ex-officio members being —
  - (i) an administrative officer who has special responsibilities relating to the development of the area,
  - (ii) every land board chairperson within the Administrative District,
  - (iii) every member of the *Ntlo Ya Dikgosi* designated or selected under subsection (1) or (2) of section 78 of the Constitution, and
  - (iv) a *Kgosi* who resides within the headquarters of the Council.

(3) An elected member of the Council shall be elected at each polling district within the Council area in the manner provided by the Electoral Act.

Cap. 02:09

(4) A nominated member of the Council shall be appointed by the Minister in writing.

(5) For the purposes of this Order “polling district” means a polling district established under the Electoral Act.

**3.** A person shall not be disqualified from being a member of the Council because he has applied for and has been granted a passport issued by or under the authority of the Government of any of the countries specified in Schedule 2.

Persons not disqualified for membership of Council

**4.** Where a seat of a member of the Council becomes vacant by virtue of any of the provisions of the Act, the vacancy shall be filled in accordance with the provisions of paragraph 2.

Filling of vacancy

Functions of  
Council

5. The Council shall perform the functions set out in Schedule 1 to the Act, and any function delegated by the Minister.

## SCHEDULES

### SCHEDULE 1 (paragraph 2 (1))

Cap. 03:02 The area of the Charleshill District Council shall be the area defined as the Charleshill District under the Administrative Districts Act.

### SCHEDULE 2 (paragraph 3)

The Federal Republic of Germany  
The French Republic  
The Kingdom of Belgium  
The Kingdom of Denmark  
The Republic of Greece  
The Kingdom of Norway  
The Kingdom of Sweden  
The Republic of Ireland  
The Republic of Italy  
The Republic of South Africa  
The State of Israel  
The State of Spain  
The United States of America

MADE this 21st day of December, 2022.

KGOTLA K. AUTLWETSE,  
*Minister of Local Government and Rural  
Development.*