

Statutory Instrument No. 191 of 2022

LOCAL GOVERNMENT ACT
(Cap. 40:01)

LOCAL GOVERNMENT (ESTABLISHMENT OF THE MOSHUPA DISTRICT
COUNCIL) ORDER, 2022

(Published on 23rd December, 2022)

ARRANGEMENT OF PARAGRAPHS

PARAGRAPH

1. Citation and commencement
2. Constitution and establishment of the Moshupa 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 Moshupa 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 Moshupa District Council (hereinafter referred to as “the Council”), in respect of the area defined in Schedule 1. Constitution and establishment of Moshupa District Council
 - (2) The Council shall consist of —
 - (a) 11 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 Moshupa District Council shall be the area defined as the Moshupa 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

MADDE this 21st day of December, 2022.

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