COUNCIL: - RESOLUTIONS AUDIT: 27 SEPTEMBER 2007

ITEM NO	DESCRIPTION	DATE	RESPONSIBLE	PROGRESS
SA6/2007	**IMPLEMENTING THE FLOOR-CROSSING LEGISLATION: (3/1/1)** (**Office of the Speaker**) **PURPOSE** To inform Council regarding the floor-crossing that took place in the structure of the Matjhabeng Local Municipality during the 15 day window period that started at 00h01 on 1 September 2007 and ended at 24h00 on 15 September 2007. **1. Introduction** IEC Office for Matjhabeng was represented by Mr. Ledimo Nthejane and Mankae Ncheche who administered the 60% DC Elections. In terms of Schedule 6B of the Constitution of RSA, Item 6(a) a Local Council whose composition has been affected, must apply the procedure provided in national legislation for the appointment of local council representative to the relevant District Council, in addition the election of local council representatives to the DC must occur within 15 days of the close of the window period. The composition of Matjhabeng Local Council has been affected by crossing of the Floor by Mr. Thupe Simon Majoe for Pan Africanist Congress of Azania to African National Congress. **2. Process and Procedure**	27 SEPT '07		

2.1 Election requirement

* Proportional Representation System
* Election takes place on PR basis
* Register of seating Councillors
* Nomination forms
* Quota = Total number of Councillors in local council + 1
* Number of DC seats the local council is entitled to

Quota = 72 divide by 15 plus 1
= 5 (the fraction is discarded)

2.2 Calculating of seats

Formula: Number of votes for a list divides by Quota

2.3 Voting

* A register of seating was used as a voters roll.
* A ballot paper was compiled by tossing the name of parties and the first one picked was the first on the ballot paper the rest were arranged alphabetically.

3. Results

* Results Calculation Schedule
* Result Slip

3.1 Deadlocks

In the case where surpluses for the one remaining seat are equal, then the number of votes received for each list must be compared and the list that received the most votes will be allocated that seat. In the case where the votes received are also equal, the MEO must inform the PEO in writing of the deadlock and the PEO must then request the MEC to issue a directive.

Results were announced after compilation of

	a result slip and results were as follows:			
	* DA 2 seats			
	* ACDP 0 seat			
	* ANC 11 seat			
	* In relation to the two remaining seats, it was agreed that the MEO will write a letter to the PEO who will then request the MEC to issue a directive.			
	COUNCIL RESOLVED: **(27 SEPTEMBER 2007)**			
	That due to the deadlock of the votes, the MEO would inform the PEO in writing of the deadlock and the PEO would then request the MEC to issue a directive on the two (2) remaining seats.			