



## ORGANISATIONS REPRESENTING KWADUKUZA RESIDENTS & RATEPAYERS

DOCRRRA	Dolphin Coast Residents & Ratepayers Association
KDRF	Kwadukuza Residents' Forum
KORA	Kwadukuza Organised Ratepayers Alliance

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LINDILE NHACA  
Mayor  
KWADUKUZA MUNICIPALITY  
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6 June 2022

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Honorable Mayor

### REQUIREMENTS FROM THE CIVIL SOCIETY ORGANISATIONS OF KWADUKUZA

This letter is sent on behalf of all the organised Residents and Ratepayer Organisations in the greater KwaDukuza area. The KwaDukuza Residents Forum (KDRF), the Kwadukuza Organised Residents and Ratepayers Alliance which incorporates Tinley Manor, Blythedale and Zinkwazi (KORA) and the Dolphin Coast Residents and Ratepayers Association (DOCRRRA).

We write this letter in the knowledge that we have rights enshrined in South African law to clean and effective government. You have a legal obligation which you each carry in your capacity as an elected office bearer as well as your personal capacity. We are committed to holding you and your government accountable to these obligations. We are organised, and motivated, and with each day that passes, we are building more support from communities across KDM to hold you accountable for your legal and ethical obligations to the people you were elected to serve.

You, your fellow elected office bearers, and your Executive at the KwaDukuza Municipality (KDM), are fully aware of the frustration and anger from these organisations and their members, as witnessed at the recent round of budget and IDP Imbizo, as well as the formal representations and submissions made at each Imbizo. Your lack of response/lack of willingness to meaningfully engage and participate, as you are required to do by law, with these communities, the lack of service delivery, performance and consequence management, and financial accountability, has now reached a tipping point. Your own introduction to each Imbizo defined the event as a consultation with community, yet what followed each time, was almost entirely a one-way dump with very little accommodation for input and feedback from the community.



We believe you have approached these sessions as a tick-box exercise with a view to comply with the Systems Act in letter, but not actually engage with your community in the spirit intended by the legislation.

The recent internal audit findings in respect of gross misconduct regarding some ZAR30 million paid by Condor for prepaid meter services, is the final straw on a long list of concerns our respective organisations have raised on behalf of residents served by the KDM. We note, with grave concern, the grim milestone of near ZAR1 billion of irregular expenses having been written off by the KDM over the last number of years, without any accountability and transparency being afforded to these residents. This has, predominantly, happened under the watch of the Municipal Manager and Chief Accounting Officer for KDM, Mr. Nhlanhla Mdakane, who was recently awarded a further extension of his Section 57 contract as Municipal Manager. It is against this backdrop that we stand in disbelief at this flagrant disregard of the interests of the communities being served by the KDM.

Consequently, we, as a collective voice, require the following from the municipality:

1. That opportunities are created for substantial engagement, participation, and transparency, regarding but not limited to the following –
  - a. The budget process of 2022/2023.
  - b. The new IDP for the next 5 years.
  - c. Full disclosure on the Condor ZAR30 million issue.
  - d. Representative participation on MPAC when irregular expenses are investigated, and decisions made. We also require the minutes of these meetings for the last 3 years.
  - e. Oversight of the Dolphin Coast Waste Management process and contract, as well as an explanation of the massive incremental costs being incurred in respect of this contract.
  - f. Oversight on the main contracts that make up the expenditure under the heading 'Contracted Services' and under which of the KDM's departments they are managed.
  - g. Oversight on the panel of road repair service providers appointed by KDM.
  - h. Oversight on the panel of electricity material procurement providers, as well as the electricity repair service providers.
2. That a quarterly forum is created for the undersigned organisations to interact with the executive of KwaDukuza on selected relevant issues.

These requirements are both urgent, and critical, and we require responses and a commitment to action on these within 14 days from date hereof.

These organisations have all agreed to not communicate with the media on these issues during the 14-day period.

Should we not get satisfactory feedback and progress on these issues, we are committed and ready to:

1. Share our detailed concerns with the media
2. Communicate with other levels of Government, Governmental structures, the Auditor General, and various other enforcement agencies at our disposal
3. To seek the various legal remedies which may be available to us and the respective communities



Supporting the Community

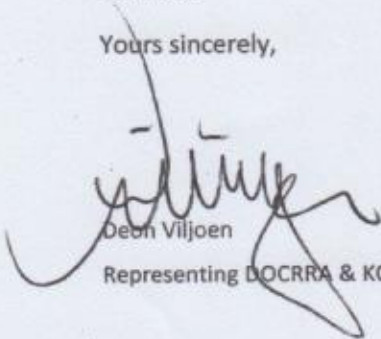


4. Consider the steps we could take in order to align the financial muscle of the resident and ratepayer community (both private residents and businesses) to enforce the KDM's legal compliance requirements and ensure transparency, accountability, performance and proper consequence management.

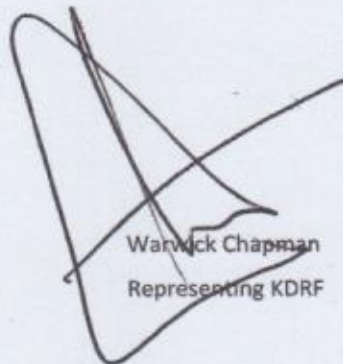
It is indeed sad and disappointing that the communities you serve has been forced into this position, and that ratepayers are considering taking collective action to ensure that their rates and taxes are appropriated for the purposed intended.

However, as you have witnessed recently, there is broad based dissatisfaction and a growing well-organised civic voice across KwaDukuza, both in the north and south, that is no longer going to tolerate the current state of affairs and services from the KDM executive team, and those elected to keep them to account.

Yours sincerely,



Deon Viljoen  
Representing DOCRRA & KORA



Warwick Chapman  
Representing KDRF