

South Africa

Local Government: Municipal Finance Management Act

Exemption from Act and regulations

Government Notice 429 of 2020

Legislation as at 30 March 2020

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Exemption from Act and regulations

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I, Tito Titus Mboweni, hereby in terms of section 177(1)(b) of the Local Government: Municipal Finance Management Act, 2003 ([Act No. 56 of 2003](#)), exempt municipalities and municipal entities from the provisions of that Act and regulations made thereunder, as set out in the Schedule.

TT Mboweni

Minister of Finance

1. Definitions

In this Schedule-

"**national state of disaster**" means the national state of disaster declared under Government Notice No 313 of 15 March 2020 in terms of section 27(1) of the Disaster Management Act, 2002 ([Act No. 57 of 2002](#)); and

"**the Act**" means the Local Government: Municipal Finance Management Act, 2003 ([Act No. 56 of 2003](#)), or any regulation made thereunder.

2. Exemption

Subject to the condition in paragraph 3, municipalities and municipal entities are exempted from a provision of the Act which requires any action to be taken between the date of publication of this notice and the date that the national state of disaster lapses or is terminated in terms of section 27(5) of the Disaster Management Act, 2002.

3. Condition

- (1) Any action referred to paragraph 2 must be taken within 30 days after the national state of disaster lapsed or is terminated.
- (2) Municipal councils may pass a special adjustment budget before the end of the 2019/2020 municipal financial year to authorise all expenditure linked to the emergency to address the COVID-19 pandemic.