



EMERGENCY SERVICES BY-LAWS

2023/2024 FINANCIAL YEAR

EMERGENCY SERVICES BY-LAWS

By-law

To give effect to the implementation of the Midvaal Local Municipality's Emergency Services Policy and to provide for matters incidental thereto.

Preamble

WHEREAS section 152(1)(d) of the Constitution of the Republic of South Africa, 1996 read together with the Local Government Municipal Systems Act 32 of 2000, as well as various other legislation states that everyone has a right to an environment that is not harmful to their health and well-being; and

WHEREAS the Municipal Systems Act 32 of 2000, provides that local government must ensure that municipal services are provided to communities in a financially and environmentally sustainable manner and promote safe and healthy environments; and

BE IT THEREFORE ENACTED in terms of section 13 of the Local Government: Municipal Systems Act 32 of 2000 read together with section 15 of the Local Government- Municipal Structures Act 117 of 1998 by the Midvaal Local Municipality as follows:

1. Definitions

In this By-law any word or expression to which a meaning has been assigned in the Fire Brigade Services Act 99 of 1987, Hazardous Substances Act 15 of 1973 as amended, or the Occupational Health and Safety Act 85 of 1993 as amended, shall bear the same meaning and unless the context indicates otherwise –

“**Act**” means the Fire Brigade Services Act 99 of 1987 as amended;

“**Council**” means the Council of the Midvaal Local Municipality; and

“**Emergency Service**” means the Fire Brigade Service established by the Controlling Authority as contemplated in section 1 of the Act.

2. Adoption and implementation of Emergency Services Policy

a) The Council shall adopt and implement an Emergency Services Policy consistent with the Act; to regulate the provision of Emergency Services within the jurisdiction of the municipality; and

b) The Council shall not be entitled to render Emergency Services other than in terms of its Emergency Services Policy.

3. Application of By-Law

This bylaw is applicable to all persons within the area of jurisdiction of the municipality and include both formal and informal sectors of the community and economy.

4. Enforcement of Emergency Services Policy

The Council's Emergency Services Policy shall be enforced through this Emergency Services By-law and the Emergency Services Policy and any further enforcement mechanisms stipulated in the Act.

5. Short title

This By-law is the Emergency Services By-law and annexed to it is the Emergency Services Policy which amplifies the information contained herein.

Approved and Signed by:

1. Hannes Steyn – Chief Fire Officer

Signature: _____ Date: _____

2. Eugene Lensley – Acting Executive Director: Public Safety & Roads

Signature:  _____ Date: 17/8/23.