

Books

Constitution-Building in Africa (co-edited with Nico Steytler, Derek Powell & Ebenezer Durojaye) Baden-Baden: Nomos Verlag

Developmental Local Government: a Case Study of South Africa Antwerp: Intersentia (2005) pp. 310

Local Government Law of South Africa (with N Steytler) Durban: LexisNexis/Butterworths (2007 + 7 subsequent annual updates)

Local Government Reform in Zimbabwe: a Policy Dialogue (co-edited with N Steytler & N Machingauta) Community Law Centre: Cape Town (2010) pp. 151

Water Delivery: Public or Private? (co-edited with C Mbazira) Utrecht: Institute of Constitutional and Administrative Law (2006) pp. 170

Journal articles

"Ministerial Directives to Local Government in Zimbabwe: Top-Down Governance in a Decentralised Constitution" (with T Chigwata & V Muchapondwa) *Journal of African Law* (2016, accepted)

"Devolution by Court Injunction: the case of Land Use Planning in South Africa" accepted by *Ugandan Journal of Management and Public Policy Studies* (2016, in print)

"Confronting the State of Local Government: the 2013 Constitutional Court Decisions" (with N Steytler) *Constitutional Court Review* (2016, in print)

"The Unresolved Ethnic Question in Uganda's District Councils" (with D Singiza) 19 *Law Democracy and Development* 107-126.

"Special Interest Councillors in Zimbabwe – A Review of Law and Practice in terms of the 2013 Constitution" in (2013) *Law Democracy and Development* (Volume 17) (with J Mapuva)

"Chewing more than one can swallow: the creation of new districts in Uganda" in (2011) *Law, Democracy and Development* (Volume 15) (with D Singiza)

"Institutional Subsidiarity in the South African Constitution" (2010) 21 *Stellenbosch Law Review* 90 – 115

"Political-Administrative interface in South African Municipalities" (2010) 1 *Commonwealth Journal for Local Governance* 86-101

"Developmental local government in South Africa: institutional fault lines" (2009) 1 *Commonwealth Journal for Local Governance* 7-25

“A perspective on local government’s role in realising the right to housing and the answer of the *Grootboom* judgment” (2004) 8 *Law Democracy & Development* 201-215

“Demarcating provincial and local powers governing regarding liquor retail” (2004) 19 *SA Public Law* 335-377

“Realising the right of access to water: pipe-dream of watershed?” (2003) 7 *Law, Democracy and Development* 27-53 (with J Mettler & E Cottle)

“Powers of local government” (2002) 17 *SA Public Law* 223-243

“Over straf valt te onderhandelen, over de waarheid niet. Deel I: Van dictatuur naar democratie” (2002) 51 *Ars Aequi* 806-812

“Over straf valt te onderhandelen, over de waarheid niet. Deel II: De Zuidafrikaanse Waarheidscommissie als voorbeeld?” (2003) 51 *Ars Aequi* 874-881

The above two articles were the basis for a nomination in 2002 for Law Faculty’s Young Researcher’s Award (Utrecht University)

Chapters in books

“The Enforcement of Socio-Economic Rights against Local Governments in South Africa” in (2015) C Bosire & W Gikonyo (eds) *Animating Devolution in Kenya – the Role of the Judiciary, Commentary and Analysis on Kenya’s Emerging Devolution Jurisprudence under the New Constitution* International Development Law Organisation/ Judiciary Training Institute/Katiba Institute: Rome/Nairobi pp. 193-207.

“Fragile federations and the dynamics of devolution” (with N Steytler) in Palermo (ed) (2015) Brill.

“Addressing climate change through provincial planning in South Africa - A case study of the Western Cape” in (2015) *Strengthening Green Federalism – Sharing Best Practices* TERI/Forum of Federations New Delhi: TERI/Forum of Federations

“Drawing Non-Racial, Non-Ethnic Boundaries in South Africa” (with Y Fessha) in N Steytler & Y Ghai (eds) (2015) *Devolution in Kenya and South Africa*.

“The Functions and Powers of South Africa’s Provinces and Municipalities” (with A May) in N Steytler & Y Ghai (eds) (2015) *Devolution in Kenya and South Africa*.

“Constitutional Law of Local Government in South Africa” (with N Steytler) in (2014) *International Encyclopedia of Laws* Kluwer (2014)

“The role of ethnicity in the demarcation of internal boundaries in South Africa and Ethiopia” in S Mangiameli (ed) *Federalism, Regionalism and Territory* Rome: Institute for

the Study of Regionalism, Federalism and Self-Government (2013) (with N Steytler & Y Fessha)

“Property rates as an instrument for development - an analysis of South African policy, law and practice” in (2013) G Samson & P McKinlay (eds) *New Century Local Government* London: Commonwealth Secretariat 108-128.

“The Right to (be) the City: The Place of Cities in the Institutional and Constitutional Context of Federal/Decentralised Systems in Africa” in (2012) S Shastri (ed) *Equality and Unity in Diversity for Development* Addis Ababa: Shama Books 22-29.

“Unfunded Mandates: directing subnational governments” in G Färber (ed) (2012) *Governing from the center: the influence of the federal/central government on subnational governments* Deutsche Forschungsinstitut für Öffentlichen Verwaltung 135-156

“Cities and Climate Change: *ex abundanti cautela* – ‘from an excess of caution’?” in A Cartwright, S Parnell, G Oelofse & S Ward (eds) (2012) *Climate Change at the City Scale* Routledge: London pp. 25

“Career Patterns of National, Provincial and Local Parliamentarians in South Africa” in R Hrbek (ed) (2010) *Legislatures in Federal Systems and Multi-level Governance* Nomos Verlagsgesellschaft: Baden-Baden 151-158

“Republic of South Africa Local Development in an Uncertain Partnership” in J Kincaid & N Steytler (eds) (2009) *Local Government and Metropolitan Regions* McGill-Queen’s University Press: Montreal and Kingston pp. 20

“Local Government” in (2008) Stu Woolman *et al Constitutional Law of South Africa* Cape Town: Juta (with N Steytler) pp. 102

“Developmental Local Government in South Africa” in (2007) Chiroro B. & Matlosa (eds) *Challenges of Conflict, Democracy and Development In Africa* Pretoria: Electoral Institute of Southern Africa 176-202

“The institutional framework for developmental local government: making good on the promise of development?” (2000) *Seminar Report No. 14 Constitution and Law colloquium on local government law* Johannesburg: Konrad Adenauer Stiftung 35-50

Other publications

Local Law Making in Cape Town: a Case Study of the Municipal Planning By-Law Process UNHABITAT Urban Legal Case Studies Volume 3 (2016)

Civil Protest Barometer (with D Powell & M O’Donovan) www.mlgi.org.za (2015)

Online barometer of trends in civic protests in South Africa

Service Delivery Protest Barometer (with D Powell) www.mlgi.org.za (2012)

Online barometer of trends in service delivery protests in South Africa

Important Legal Issues for Provincial Legislation dealing with Spatial Planning and Land Use (with S Berrisford) Discussion Document for South African Cities Network (2011) pp.29

The quality of local democracies: a study into the functionality of municipal governance arrangements Report for South African Local Government Association and German Agency for Development Cooperation (with N Steytler & A May) (2009) pp. 66

The Role of Ward Committees in South Africa: evidence of six case studies Cape Town: Community Law Centre (2009) (with T Smith)

Intervening in Provinces and Municipalities: Guidelines for the Application of Sections 100 & 139 of the Constitution prepared for the Department of Provincial and Local Government (2007) (with N Steytler) pp. 54

Practitioners' Guide to Intergovernmental Relations Manual prepared for the Department of Provincial and Local Government (2007) pp. 97

A guideline document on provincial-local intergovernmental relations Pretoria: Department of Provincial and Local Government (2002) (with N Steytler and J Mettler) pp. 20 (www.dplg.gov.za).

Provincial supervision: manual for the application of section 139 of the Constitution Pretoria: Department of Provincial and Local Government (2000) (with N Steytler & J Mettler) pp. 40

The intergovernmental relations audit – towards a culture of co-operative government Pretoria: Department of Provincial and Local Government (1999) (with N Steytler, N Levy, C Tapscott, J Mettler *et al*) pp. 200

Electing Councillors: A guide to municipal elections Cape Town: Community Law Centre (2000) (with N Steytler & J Mettler) pp. 52

Making law: a guide to municipal councils Cape Town: Community Law Centre (2000) (with N Steytler & J Mettler) (translated into Afrikaans, isiXhosa, isiZulu, Setswana and Sesotho) pp. 50

Book reviews

"Improving Local Government" (2009) 4 *Commonwealth Journal of Local Governance*
64-69