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## GENERAL NOTICES

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**No. 220****NDLAMBE MUNICIPALITY****PORT ALFRED**

REMOVAL OF RESTRICTIONS ACT, 1967: APPLICATION FOR REMOVAL OF RESTRICTIVE TITLE CONDITIONS: ERF 142, 23 MAIN STREET, BOESMANSRIVIERMOND AND DEPARTURE APPLICATION FOR THE RELAXATION OF BUILDING LINES, LAND USE PLANNING ORDINANCE 15 OF 1985

**ERF 142, BOESMANSRIVIERMOND**

Notice is hereby given in terms of section 3 (6) of the Removal of Restrictions Act (Act 84 of 1967), that an application has been received from the undermentioned applicant and is open for inspection at the Department of Local Government, Housing and Traditional Affairs, Tyamzashe Building, 4th Floor, Room 4178, Bhisho, 5606, and at the offices of Ndlambe Municipality, Civic Centre, Causeway, Port Alfred, 6170.

*Applicant:* Dr C H Gouws, on behalf of the Boesmansrivier Trust, the owners of Erf 142, 23 Main St, Boesmansriviermond.

*Nature of application:* Removal of title conditions in the Deed of Transfer No. T097823/2000, Clause D (c) that not more than one dwelling together with the necessary outbuildings and accessories be erected on an erf and that not more than one-half of the area of any one erf be built upon ....., and Clause D (d) that no building be erected on any erf within 15 feet of any boundary line between the said erf and any road, street or avenue on which such erf abuts ....., to permit the encroachment of the building lines in order to bring the property in line with the Scheme 8 Town-planning Regulations.

*Closing date for objections:* 2 September 2011.

Objections, if any, must be in writing with full reasons, and addressed to Department of Local Government, Housing and Traditional Affairs, Tyamzashe Building, 4th Floor, room 4178, Bhisho, 5606, and the Municipal Manager, Ndlambe Municipality, PO Box 13, Port Alfred, 6170, to reach them on or before the closing date.

**R DUMEZWENI, Municipal Manager**

Notice Number 75/2011

Ref: (BO/142)

20 July 2011

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### NDLAMBE MUNISIPALITEIT

**PORT ALFRED**

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET 84 VAN 1967): EN DIE AFWYKING IN DIE TITELAKTE: ERF 142, MAINST 23, BOESMANSRIVIERMOND, EN 'N AANSOEK VIR AFWYKING VIR VERSLAPPING VAN BOULYNE, ARTIKEL 15 VAN DIE ORDONNANSIE 15 VAN 1985

**ERF 142, BOESMANSRIVIERMOND**

Kennis geskied hiermee, ingevolge die bepalings van artikel 3 (6) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Department Plaaslike Owerheid, Behuising en Tradisionele Sake, Tyamsashe Gebou, 4de Vloer, Kamer 1478, Bhisho, 5605, asook die kantoor van die Ndlambe Munisipaliteit, Gedenksaal, Causeway, Port Alfred, 6170.

*Aansoeker:* Dr. C H Gouws, namens Boesmansriviermond Trust, die eienaars van Erf 142, Mainst 23, Boesmansriviermond.

*Aard van aansoek:* Die opheffing van die volgende voorwaarde van Titelakte No. T097823/2000, voorwaarde D (c) en D (d) toepaslik op Erf 142, Mainst 23, Boesmansriviermond, vir die verslapping van die boulyn om die erf in lyn met die Skema 8 Stadsbeplanningskema, te bring.

*Sluitingsdatum vir besware:* 2 September 2011.

Besware, indien enige, moet in skrif met volle redes, gerig word aan die Department Plaaslike Owerheid, Behuising en Tradisionale Sake, Tyamsashe Gebou, 4de Vloer, Kamer 1478, Bhisho, 5605, asook die kantoor van die Munisipale Bestuurder, Ndlambe Munisipaliteit, Posbus 13, Port Alfred, 6170, om op of nie later as die sluitingsdatum, te bereik.

**R DUMEZWENI, Munisipale Bestuurder**

Notice Number 75/2011

Ref: (BO/142)

20 July 2011

**No. 221****NELSON MANDELA BAY MUNICIPALITY**

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 84 OF 1967): ERF 49, GREENBUSHES (SEAVIEW ROAD) (CF56/00049)  
(02130135) (SN)

Notice is given in terms of section 3 (6) of the above Act, that the undermentioned application has been received and is open to inspection at Room 4178, Fourth Floor, Office for Housing and Local Government: Eastern Cape, Tyamzashe Building, Civic Square, Bisho, and at the office of the Nelson Mandela Bay Municipality, Second Floor, Lillian Diedericks Building, Govan Mbeki Avenue, Port Elizabeth.

Any objections, with full reasons therefor, should be lodged in writing with the Municipal Manager, PO Box 116, Port Elizabeth, 6000, on or before 1 August 2011, quoting the above act and the objector's erf number.

*Applicant:* E M Roux.

*Nature of application:* Removal of title conditions applicable to Erf 49, Greenbushes, to permit the property to be used as a guest house and function venue.

Ref. 184—11 August 2011.

**E NTOBA, Acting Municipal Manager**

SN/LK (Ref-184)

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**NELSON MANDELABAAI MUNISIPALITEIT**

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET 84 VAN 1967): ERF 49, GREENBUSHES (SEAVIEWWEG)  
(CF56/00049) (02130135) (SN)

Kennis word gegee kragtens artikel 3 (6) van bogemelde Wet dat onderstaande aansoek ontvang is en ter insae lê by Kamer 4178, Vierde Verdieping, Kantoor vir Behuising en Plaaslike Regering: Oos-kaap, Tyamzashe-gebou, Civic Square, Bisho, en in die kantoor van die Nelson Mandelabaai Munisipaliteit, Tweede Verdieping, Lillian Diedericks-gebou, Govan Mbekielaan, Port Elizabeth.

Enige besware, volledig gemotiveer, moet nie later as 1 Augustus 2011, skriftelik by die Munisipale Bestuurder, Posbus 116, Port Elizabeth, 6000, ingedien word, met vermelding van bogenoemde wet en die beswaarmaker se ernommer.

*Aansoeker:* E M Roux.

*Aard van aansoek:* Die opheffing van die titelvoorwaardes van toepassing op Erf 49, Greenbushes, ten einde die eiendom as 'n gastehuis en funksiefasiliteit te gebruik.

Verw. 184—11 Augustus 2011.

**E NTOBA, Waarnemende Munisipale Bestuurder**

SN/LK (Ref-184)

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**No. 222****NOTICE****MSHASHE MUNICIPALITY****RE-LAYOUT OF DUTYWA EXTENSION III**

Notice is given in terms of Townships Ordinance, Ordinance 33 of 1934, for the re-layout of Dutywa Extension III.

The council proposes subject to the approval of the MEC of Department of Local Government & Traditional Affairs, to re-layout Dutywa Extension III to 100 special residential erven and 2 public open spaces.

Copies of the proposed layout plan and supporting documentation will lie for inspection at the office of the Municipal Manager during normal office hours.

Any objections must be lodged in writing to the Municipal Manager, Mbashe Local Municipality, PO Box 25, Dutywa, 5000, within 28 days of this notice.

**Ad. S. CAGA, Acting Municipal Manager**

Mbashe Local Municipality, P.O. Box 25, Dutywa, 5000. Tel: (047) 489-1492

**ISAZISO****MBHASHE MUNICIPALITY****UKUCANDA KWAKUNYE NGOKUTSHA LWE-EXTENSION 3 YASE DUTYWA**

Esi sisicelo ngomthetho woomasipala (Ordinance) ongu nombolo 33 ka 1934, ukucanda kwakunye umiselo ngokutsha lwe-extension 3 yase Dutywa.

Ikhansela iceba, evuma uMphathiswa wesebe loRhulumente wamaKhaya nemicimbi yenkosi/yemveli ukumisela ngokutsha lwe-extension 3 yase Dutywa ukuze sisetyenziswe njengendawo yokuhlala.

Iplani namavatlakanyo olucebo ingahlolwa kwi-Ofisi kaMphathiswa woMasipala Intsika Yethu ngamaxesha aqhelekileyo omsebenzi.

Naluphi na uchaso kolu cebo lungathunyelwa ngembalelwano kwi-Ofisi kaMphathiswa woMasipala Dutywa kule adilesi PO Box 25, Dutywa, 5000, zingekagqithi iintsuku ezima—28 ukusukela kusuku lokuqala lokubhengezwa kolu cebo.

**Ad. S. CAGA, Mphathiswa woMasipala**

Mphathiswa woMasipala, Mhashe Local Municipality, P.O. Box 25, Dutywa, 5000. Tel: (047) 489-1492

**No. 223**

IN THE HIGH COURT OF SOUTH AFRICA  
(EASTERN CAPE HIGH COURT, PORT ELIZABETH)

PORT ELIZABETH, Wednesday, the 10<sup>th</sup> day of August 2011

Before The Honourable Madam Justice DAMBUZA

**Case Number: 2203/2011**

In the ex parte application of:

**ROSEMARY MAGDELENE MARTIN**

**Applicant**

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Having heard Advocate Gajjar, Counsel for the Applicant, and having read the documents filed of record.

IT IS ORDERED:

1. That a rule nisi do hereby issue calling upon all interested parties to show cause on or before Tuesday, 23 August 2011, why an order in the following terms should not be made:

1.1 deleting the restrictive conditions set forth at paragraph B(3) and C(1), (2) and (3) of the Title Deed incorporated in Deed of Transfer No. T14481/10 in respect of the property described therein as remainder of Portion 31 of the Farm Chelsea No. 25, in the Nelson Mandela Bay Metropolitan Municipality, Division of Port Elizabeth, Province of the Eastern Cape in extent 10,9217 hectares (hereinafter referred to as "the Property"), to wit:

*"B.3 The said property shall be used for residential purposes only, and no dwelling be erected thereon save a dwelling house, which, together with the usual servants rooms, garage and other similar outhouses, shall cost not less than R5 000.00.*

*"C.1 The land may not be sub-divided without the written approval of the Controlling Authority as defined in Act 21 of 1940;*

*C.2 Not more than one dwelling house together with such outbuildings as are ordinarily required to be used in connection therewith, shall be erected on the land except with the written approval of the controlling Authority as defined in Act 21 of 1940;*

*C.3 The land shall be used for residential and agricultural purposes only and no store or place of business or industry whatsoever may be opened or conducted on the land without the written approval of the Controlling Authority as defined in Act 21 of 1940."*

- 1.2 Authorising the Registrar of Deeds to effect an endorsement of Deed of Transfer No. T14481/10 aforementioned, in accordance with paragraph 1.1 herein above.
- 1.3 Directing that the Applicant gives notice of this Application by the service of the papers relating to this Application and any rule nisi which this Court may grant, be effected:
  - 1.3.1 On each of the registered owners of the properties adjacent to the Property, by registered post, being:
    - 1.3.1.1 Portion 208 of the Farm Chelsea No. 25;
    - 1.3.1.2 Portion 210 of the Farm Chelsea No. 25;
    - 1.3.1.3 Portion 211 of the Farm Chelsea No. 25;
    - 1.3.1.4 Portion 320 of the Farm Chelsea No. 25.
  - 1.3.2 By way of Sheriff on the Nelson Mandela Metropolitan Municipality;
  - 1.3.3 By hand:-
    - 1.3.3.1 On the Premier of the Eastern Cape;
    - 1.3.3.2 On the Registrar of Deeds, Cape Town by the Sheriff; and
  - 1.3.4 And by publication of such rule nisi as this Court may grant:
    - 1.3.4.1 Once in the Provincial Gazette of the Province of the Eastern Cape; and

1.3.4.2 Once in English, in The Herald and in Afrikaans, in Die Burger (Oos-Kaap) and by giving notice in such advertisement, to the effect that the papers relating to this Application may be inspected at the offices of the Applicant's attorneys and of the Registrar of this Court.

BY ORDER OF THE COURT

Joubert Galpin Searle

  
pp REGISTRAR

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