



PROVINCE OF THE EASTERN CAPE  
IPHONDO LEMPUMA KOLONI  
PROVINSIE OOS-KAAP

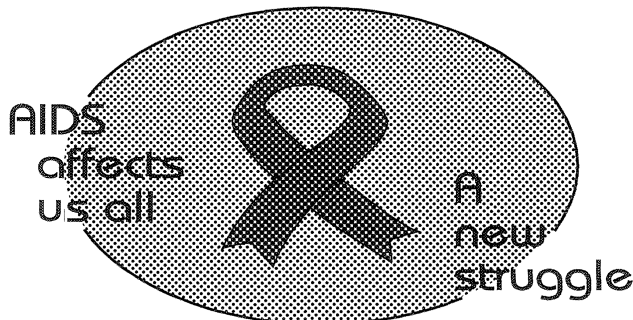
# Provincial Gazette Igazethi Yephondo Provinsiale Koerant

Vol. 19

BISHO/  
KING WILLIAM'S TOWN, 17 SEPTEMBER 2012

No. 2820

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## GENERAL NOTICES

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**No. 308****NELSON MANDELA BAY MUNICIPALITY**

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 84 OF 1967)

**ERF 1273, NEWTON PARK (23 LUCAS STREET) (CF17/01967) (LS) (Ref.)**

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 offices of the Nelson Mandela Bay Municipality, Second Floor, Lillian Diedericks Building, Govan Mbeki Avenue, Port Elizabeth.

Any objections, with the full reasons therefore, should be lodged in writing with the Municipal Manager, P.O. Box 116, Port Elizabeth, 6000, within 21 days of the appearance of this notice in the *Provincial Gazette* (Eastern Cape), quoting the above act and the objector's erf number.

*Applicant:* Elsa Welgemoed Property Planning on behalf of Liezel Moolman.

*Nature of application:* Removal of title conditions applicable to Erf 1273, Newton Park.

*Vote:* 02130135.

**T. HANI, Acting Municipal Manager**

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### NELSON MANDELABAAI MUNISIPALITEIT

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET 84 VAN 1967)

**ERF 1273, NEWTON PARK (CF17/01273)**

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 Mandelabaaï Munisipaliteit, Cuylerstraat 76, Uitenhage.

Enige besware, volledig gemotiveer, moet binne 21 dae van die verskyning van hierdie kennisgewing in die *Provinsiale Koerant* (Oos-Kaap) skriftelik by die Munisipale Bestuurder, Posbus 116, Port Elizabeth, 6000, ingedien word, met vermelding van bogenoemde Wet en die beswaarmaker se ernommer.

*Aansoeker:* Elsa Welgemoed Property Planning namens Liezel Moolman

*Aard van aansoek:* Die opheffing van sekere titelvoorwaardes van toepassing op Erf 1273, Newtonpark.

**T. HANI, Waarnemende Munisipale Bestuurder**

**No. 309**

## PROVINCIAL GOVERNMENT GAZETTE

DEVELOPMENT FACILITATION ACT, 67 OF 1995

It is hereby notified in terms of section 33 of the Development Facilitation Act, 67 of 1995, that the Eastern Cape Development Tribunal has approved the land development area on Farms Re/123, Re/2/124, Re/125, Re/319, Re/315, 1/315, 309, 308, 1/124, Re/318, 2/319, Re/323, 325 and 328 Cathcart, Eastern Cape Province – Case No. DT (EC) 004/2012.

The above approval includes the following:

(i) The rezoning of the subject properties from Agricultural Zone 1 to Special Zone for Agriculture and Renewable Energy Infrastructure (Wind and Solar);

(ii) the approval of the Site Development Plan No. 1428/A1 showing the location of the proposed infrastructure;

(iii) amendment of the Section 8 (LUPO) Scheme Regulations.

Notice is also given that the Conditions of Establishment as imposed by the Development Tribunal in respect of the above matter in accordance with the approval dated 28 August 2012, do hereby come into operation from the date of this approval.

The relevant documents in respect of the land development area are kept at the office of the Designated Officer (J MANGCUNYANA), Eastern Cape Development Tribunal, Room 4183, 4th Floor, Tyamzashe Building, Bisho, Tel: (040) 609-5291, Fax: (040) 609-5198.

**No. 310**

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 84 OF 1967)

**ERVEN 108, 109, 110, 111, 112 AND 113, MILL PARK (CAPE ROAD AND WESTVIEW DRIVE)  
(CF14/00108) (SN) (Ref. 114)**

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, Bhisho, and at the offices of the Nelson Mandela Bay Municipality, Second Floor, Lillian Diedericks Building, Govan Mbeki Avenue, Port Elizabeth.

Any objections, with the full reasons therefore, should be lodged in writing with the Municipal Manager, P.O. Box 116, Port Elizabeth, 6000, within 21 days of the appearance of this notice in the *Provincial Gazette* (Eastern Cape Gazette), quoting the above act and the objector's erf number.

*Applicant:* Macroplan on behalf of various registered owners of Erven 108-113, Mill Park.

*Nature of application:* Removal of title conditions applicable to Erven 108, 109, 110, 111, 112 and 113, Mill Park.

*Vote:* 02130135.

**T. HANI, Acting Municipal Manager**

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**NELSON MANDELABAAI MUNISIPALITEIT**

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET 84 VAN 1967)

**ERWE 108, 109, 110, 111, 112 EN 113, MILL PARK (KAAPWEG EN WESTVIEWRYLAAN)  
(CF14/00108) (SN) (Verw: 114)**

Kennis word gegee kragtens artikel 3 (6) van bogemelde Wet dat onderstaande aansoek ontvang is en ter insae lê by Kamer 4178, Vierde Verdieping, Kantoer vir Behuising en Plaaslike Regering: Oos-Kaap, Tyamzashe-gebou, Civic Square, Bhisho, en in die kantoer van die Nelson Mandelabaai Munisipaliteit, Cuylerstraat 76, Uitenhage.

Enige besware, volledig gemotiveer, moet binne 21 dae van die verskyning van hierdie kennisgewing in die *Provinsiale Koerant* (Oos-Kaap) skriftelik by die Munisipale Bestuurder, Posbus 116, Port Elizabeth, 6000, ingedien word, met vermelding van bogenoemde Wet en die beswaarmaker se ernommer.

*Aansoeker:* Macroplan namens verskeie geregistreerde eienaars van Erwe 108-113, Millpark.

*Aard van aansoek:* Die opheffing van sekere titelvoorwaardes van toepassing op Erwe 108, 109, 110, 111, 112 en 113, Millpark.

*Pos:* 02130135.

**T. HANI, Waarnemende Munisipale Bestuurder**

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**No. 306**IN THE HIGH COURT OF SOUTH AFRICA  
(EASTERN CAPE HIGH COURT, PORT ELIZABETH)Port Elizabeth, Tuesday, the 28<sup>th</sup> day of August 2012

Before the Honourable Mr Justice GOOSEN

Case Number 2667/12

In the ex parte application of :

**AFRICAN CURES CC**

Registration Number 1999/065646/23

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

IT IS ORDERED

1. That a Rule Nisi do issue calling upon all interested parties to show cause to this Honourable Court on 18 September 2012, at 09h30 why an Order in the following terms should not be granted:

- 1.1 That conditions C.1., C.3., C.4., C.6. and C.8. contained in Title Deed No. T.000070612/2006 (relating to Erf 225 Newton Park) and reading as follows be hereby removed from the Title Deed:

*"C" SUBJECT FURTHER to the following terms and conditions in Deed of Transfer No. T5156/1946 imposed by the FAIRVIEW SUBURBAN ESTATE COMPANY LIMITED in favour of itself and its successors in title as owners of the remainder of the land held under Amended Title dated 8 October 1906 (Port Elizabeth Quitrents) Volume 4 No. 13) Nos. 6, 7, 8 and 9 having been imposed by the Administrator of the Province of the Cape of Good Hope, namely :*

1. *The Company shall not in any way be obliged to make, maintain, repair or keep in order any streets or roads approaching the said Lot nor any drains, culverts or other works of any nature or kind soever. The terms of this paragraph shall apply to the approaches of the said Lot as well as to every portion of the property known as the Fairview Estate.*
3. *The Company reserves to itself the right of controlling the nature and value of the buildings to be erected on the said Lot and the residence to be erected on the said Lot shall be of a substantial character and of a minimum value than R1 000.00 (One Thousand Rand), unless the Company shall otherwise consent in writing before the erection of the building shall be commenced.*
4. *No building shall be erected upon the said Lot unless plans and specifications have been previously submitted to and approved by the Company, in addition to the requirements of any Local Authority in control over the area of the Township. Every building which shall be commenced on the said Lot shall be completed without delay strictly in accordance with the whole of such approved plans and specifications, and failing completion of such buildings within a reasonable time after commencement of the building the Company shall have the right to call upon the owner of the Lot in writing to do so or to pull down and remove the material from the Lot within a reasonable time, failing which the Company shall have the right to pull down and remove from the Lot at the expense of the owner such portion of the building as shall then have been erected.*

6. *That the said Lot shall be used for residential purposes only.*
  8. *That no building be erected within 3,15 metres from the line of any street or avenue on which the Lot may front. Such space may be used for gardens but may not be built upon"*
2. That service of the rule nisi be effected:
    - 2.1 by publishing the rule nisi once in the Provincial Gazette of the Eastern Cape Province in English and Afrikaans and twice with an interval of one week, in the Herald and Die Burger (Ooskaap) newspapers and by giving notice, in such advertisements, to the effect that the papers relating to this Application may be inspected at the office of the Applicant's attorneys and the Registrar of this Court;
  3. That a true copy of this Application and annexures thereto shall be available for inspection at the office of the Applicant's attorneys, Joubert Galpin Searle Inc., 173 Cape Road, Mill Park, Port Elizabeth, notice of which fact shall be contained in the abovementioned newspaper publications and will accompany the copy of the Order to be served and posted to the adjacent property owners.
  4. Should any interested party wish to oppose this Application, he/she/it shall do so by giving notice to the Applicant's attorneys and to the Registrar of this Court at 2 Bird Street, Central, Port Elizabeth, of any objections to the granting of the relief sought herein, and the grounds upon which such objections are made, on or before 18 September 2012.
  5. That the costs of the Application shall be paid by the Applicant, only in the event of the matter being opposed, by any party opposing the Application.

BY ORDER OF THE COURT

\_\_\_\_\_  
B Lucas (Ms)  
pp REGISTRAR

Joubert Galpin Searle

**IN DIE HOOGGEREGSHOF VAN SUID AFRIKA  
(OOS-KAAP HOOGGEREGSHOF, PORT ELIZABETH)**

Port Elizabeth, Dinsdag, die 28ste Augustus 2012  
Voor die Edele Regter GOOSEN

Saak nommer: 2667/12

In die *ex parte* aansoek van:

**AFRICAN CURES CC**  
Registrasie nommer: 1999/065646/23

**APPLIKANT**

---

Na aanhoor van Advokaat Scott SC, Advokaat vir die Applikant, en na die dokumente wat op rekord geliaser is, geles is.

**IS DIT BEVEEL:**

1. Dat 'n reël *nisi* hierby uitgereik word wat alle belangstellende partye versoek om bewys aan hierdie Hof te lewer op 18 September 2012, om 09:30 en om redes aan te voer waarvan 'n Bevel in die volgende terme nie toegestaan moet word nie:

- 1.1 Dat bepalings C.1., C.3., C.4., C.6. en C.8. wat verskyn in die Titel Akte no: T. 000070612/2006 (wat verwys na Erf 225 Newton Park) en as volg lees, hiermee verwyder word van die Titel Akte:

*"C"SUBJECT FURTHER to the following terms and conditions in Deed of Transfer No. T5156/1946 imposed by the FAIRVIEW SUBURBAN ESTATE COMPANY LIMITED in favour of itself and its successors in title as owners of the remainder of the land held under Amended Title dated 8 October 1906 (Port Elizabeth Quitrents) Volume 4 No. 13) Nos. 6, 7, 8 and 9 having been imposed by the Administrator of the Province of the Cape of Good Hope, namely :*

1. *The Company shall not in any way be obliged to make, maintain, repair or keep in order any streets or roads approaching the said Lot nor any drains, culverts or other works of any nature or kind soever. The terms of this paragraph shall apply to the approaches of the said Lot as well as to every portion of the property known as the Fairview Estate.*
    3. *The Company reserves to itself the right of controlling the nature and value of the buildings to be erected on the said Lot and the residence to be erected on the said Lot shall be of a substantial character and of a minimum value than R1 000.00 (One Thousand Rand), unless the Company shall otherwise consent in writing before the erection of the building shall be commenced.*
    4. *No building shall be erected upon the said Lot unless plans and specifications have been previously submitted to and approved by the Company, in addition to the requirements of any Local Authority in control over the area of the Township. Every building which shall be commenced on the said Lot shall be completed without delay strictly in accordance with the whole of such approved plans and specifications, and failing completion of such buildings within a reasonable time after commencement of the building the Company shall have the right to call upon the owner of the Lot in writing to do so or to pull down and remove the material from the Lot within a reasonable time, failing which the Company shall have the right to pull down*

*and remove from the Lot at the expense of the owner such portion of the building as shall then have been erected.*

6. *That the said Lot shall be used for residential purposes only.*
8. *That no building be erected within 3,15 metres from the line of any street or avenue on which the Lot may front. Such space may be used for gardens but may not be built upon"*

2. Dat betekening van die reël *nisi* volg moet plaasvind:

- 2.1 deur die reël *nisi* te publiseer in die Provinsiale Gazette van die Oostelike Provinsie in Engels en in Afrikaans en dit twee keer te publiseer, met 'n pouse van 1 (EEN) week, in die koerante van die Herald en die Burger (Ooskaap), en deur kennis te gee in daardie advertensies, dat die dokumente wat verband hou met hierdie Aansoek geïnspekteer mag word by die kantore van die Applikant se prokureurs en die Griffier van hierdie Hooggeregshof.
3. Dat 'n ware afskrif van die Aansoek en die aanhangsels daartoe beskikbaar sal wees vir inspeksie by die kantore van die Applikant se prokureurs, Joubert Galpin Searle Ing, Kaapweg 173, Mill Park, Port Elizabeth, kennisgewing van welke adres in die bogenoemde advertensie sal verskyn en aangeheg sal word aan 'n kopie van die Bevel om beteken te word, asook om gepos te word aan die naasliggendste grond eienaars.
4. Dat, indien enige belangstellende partye die Aansoek wil opponeer, hy/sy/dit so sal doen deur 'n kennisgewing te lewer aan die Applikant se prokureurs en die Griffier van hierdie Hooggeregshof te Birdstraat 2, Sentraal, Port Elizabeth, van enige beswaar teen die toestaan van die bevel of verligting wat versoek word, en die gronde waarop so beswaar gebaseer is sal geliasseer word op of voor 18 September 2012.
5. Dat die kostes van die Aansoek betaal sal word deur die Applikant, tensy die Aansoek geïmponeer word, in welke geval die betaal sal word deur die opponerende party.

**DEUR BEVEL VAN DIE HOF**

---

Mevrou B Lukas  
Pp Griffier

Joubert Galpin Searle Ing.



**No. 307****IN THE HIGH COURT OF SOUTH AFRICA  
(EASTERN CAPE, PORT ELIZABETH)**

Port Elizabeth, Tuesday, the 28<sup>th</sup> day of August 2012  
Before The Honourable Mr Justice GOOSEN

Case Number : 2666/12

In the Ex Parte Application of

**AFRICAN CURES CC**  
Registration Number 1999/065646/23

**Applicant**

---

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

IT IS ORDERED

1. That a rule nisi do issue calling upon all interested parties to show cause to this Honourable Court on 18 September 2012, at 09h30 why an Order in the following terms should not be granted:

- 1.1 That conditions C.1., C.2., C.3., C.5. and C.6. contained in Title Deed No. T.000038846/2004 (relating to Erf 2655 Newton Park) and reading as follows be hereby removed from the Title Deed:

*“C” SUBJECT FURTHER to the following terms and conditions in Deed of Transfer No. T5156/1946 imposed by the “Fairview Suburban Estate Company Limited” in favour of itself and its successors in title as owners of the remainder of the land held by Amended Title dated 8 October 1906 (PORT ELIZABETH QUITRENTS VOLUME 4 NO. 13) Nos. 6 and 8, imposed by the Administrator of the Province of the Cape of Good Hope, namely :*

1. *The Company shall not in any way be obliged to make, maintain, repair or keep in order any streets or roads approaching the said lot nor any drains, culverts or other works of any nature or kind soever. The terms of this paragraph shall apply to the approaches of the said Lot as well as to every portion of the property known as the Fairview Estate.*
2. *The Company reserves to itself the right of controlling the nature and value of the buildings to be erected on the said Lot and the residence to be erected on the erf shall be of a substantial character and shall not be of less value than R1 000.00 unless the Company shall consent in writing before the erection of the building shall be commenced.*
3. *No building shall be erected upon the said Lot unless plans and specifications have been previously submitted to and approved by the Company in addition to the requirements of any local authority in control over the area of the Township. Every building which shall be commenced on the said Lot shall be completed without delay strictly in accordance with the whole of such approved plans and specifications, and failing such completion of such building within a reasonable time after commencement of the building the Company shall have the right to call upon the*

*owner of the Lot in writing to do so or to pull down and remove materials from the lot within a reasonable time, failing which the Company shall have the right to pull down and remove from the Lot at the expense of the owner such portion of the building as shall then have been erected.*

5. *That the said Lot shall be used for residential purposes only.*
  6. *That no building be erected within 3,15 metres from the line of any street or avenue on which the Lot may front. Such space may be used for gardens but may not be built upon"*
2. That service of the rule nisi be effected:
    - 2.1 by publishing the rule nisi once in the Provincial Gazette of the Eastern Cape Province in English and Afrikaans and twice with an interval of one week, in the Herald and Die Burger (Ooskaap) newspapers and by giving notice, in such advertisements, to the effect that the papers relating to this Application may be inspected at the office of the Applicant's attorneys and the Registrar of this Court;
  3. That a true copy of this Application and annexures thereto shall be available for inspection at the office of the Applicant's attorneys, Joubert Galpin Searle Inc., 173 Cape Road, Mill Park, Port Elizabeth, notice of which fact shall be contained in the abovementioned newspaper publications and will accompany the copy of the Order to be served and posted to the adjacent property owners.
  4. Should any interested party wish to oppose this Application, he/she/it shall do so by giving notice to the Applicant's attorneys and to the Registrar of this Court at 2 Bird Street, Central, Port Elizabeth, of any objections to the granting of the relief sought herein, and the grounds upon which such objections are made, on or before 18 September 2012.
  5. That the costs of the Application shall be paid by the Applicant, and if the matter is opposed, by the party opposing the Application.

BY ORDER OF THE COURT

\_\_\_\_\_  
B Lucas (Ms)  
pp REGISTRAR.

Joubert Galpin Searle

**IN DIE HOOGGEREGSHOF VAN SUID AFRIKA  
(OOS-KAAP HOOGGEREGSHOF, PORT ELIZABETH)**

Port Elizabeth, Dinsdag, die 28ste Augustus 2012  
Voor die Edele Regter GOOSEN

Saak nommer: 2666/12

In die *ex parte* aansoek van:

**AFRICAN CURES CC**  
Registrasie nommer: 1999/065646/23

**APPLIKANT**

---

Na aanhoor van Advokaat Scott SC, Advokaat vir die Applikant, en na die dokumente wat op rekord geliaseer is, gelees is.

**IS DIT BEVEEL:**

1. Dat 'n reël *nisi* hierby uitgereik word wat alle belangstellende partye versoek om bewys aan hierdie Hof te lewer op 18 September 2012, om 09:30 en om redes aan te voer waarvan 'n Bevel in die volgende terme nie toegestaan moet word nie:

- 1.1 Dat bepalings C.1., C.2., C.3., C.5. en C.6. wat verskyn in die Titel Akte no: T.000038846/2004 (wat verwys na Erf 2265 Newton Park) en as volg lees, hiermee verwyder word van die Titel Akte:

"C" *SUBJECT FURTHER to the following terms and conditions in Deed of Transfer No. T5156/1946 imposed by the "Fairview Suburban Estate Company Limited" in favour of itself and its successors in title as owners of the remainder of the land held by Amended Title dated 8 October 1906 (PORT ELIZABETH QUITRENTS VOLUME 4 NO. 13) Nos. 6 and 8, imposed by the Administrator of the Province of the Cape of Good Hope, namely :*

1. *The Company shall not in any way be obliged to make, maintain, repair or keep in order any streets or roads approaching the said lot nor any drains, culverts or other works of any nature or kind soever. The terms of this paragraph shall apply to the approaches of the said Lot as well as to every portion of the property known as the Fairview Estate.*
2. *The Company reserves to itself the right of controlling the nature and value of the buildings to be erected on the said Lot and the residence to be erected on the erf shall be of a substantial character and shall not be of less value than R1 000.00 unless the Company shall consent in writing before the erection of the building shall be commenced.*
3. *No building shall be erected upon the said Lot unless plans and specifications have been previously submitted to and approved by the Company in addition to the requirements of any local authority in control over the area of the Township. Every building which shall be commenced on the said Lot shall be completed without delay strictly in accordance with the whole of such approved plans and specifications, and failing such completion of such building within a reasonable time after commencement of the building the Company shall have the right to call upon the owner of the Lot in writing to do so or to pull down and remove materials from the lot within a reasonable time, failing which the Company shall have the right to pull down and remove from the Lot at the expense of the owner such portion of the building as shall then have been erected.*
5. *That the said Lot shall be used for residential purposes only.*

6. *That no building be erected within 3,15 metres from the line of any street or avenue on which the Lot may front. Such space may be used for gardens but may not be built upon"*

2. Dat betekening van die reël *nisi* volg moet plaasvind:

2.1 deur die reël *nisi* te publiseer in die Provinsiale Gazette van die Oostelike Provinsie in Engels en in Afrikaans en dit twee keer te publiseer, met 'n pouse van 1 (EEN) week, in die koerante van die Herald en die Burger (Ooskaap), en deur kennis te gee in daardie advertensies, dat die dokumente wat verband hou met hierdie Aansoek geïnspekteer mag word by die kantore van die Applikant se prokureurs en die Griffier van hierdie Hooggeregshof.

3. Dat 'n ware afskrif van die Aansoek en die aanhangsels daartoe beskikbaar sal wees vir inspeksie by die kantore van die Applikant se prokureurs, Joubert Galpin Searle Ing, Kaapweg 173, Mill Park, Port Elizabeth, kennisgewing van welke adres in die bogenoemde advertensie sal verskyn en aangeheg sal word aan 'n kopie van die Bevel om beteken te word, asook om gepos te word aan die naasliggendste grond eienaars.

4. Dat, indien enige belangstellende partye die Aansoek wil opponeer, hy/sy/dit so sal doen deur 'n kennisgewing te lewer aan die Applikant se prokureurs en die Griffier van hierdie Hooggeregshof te Birdstraat 2, Sentraal, Port Elizabeth, van enige beswaar teen die toestaan van die bevel of verligting wat versoek word, en die gronde waarop so beswaar gebaseer is sal geliasseer word op of voor 18 September 2012.

5. Dat die kostes van die Aansoek betaal sal word deur die Applikant, tensy die Aansoek geïmponeer word, in welke geval die betaal sal word deur die opponerende party.

**DEUR BEVEL VAN DIE HOF**

Mevrou B Lukas  
Pp Griffier

## No. 311

**NOTICE IN TERMS OF REGULATION 21(10) OF THE REGULATIONS UNDER THE DEVELOPMENT FACILITATION ACT, 67 OF 1995****CASE NUMBER DT (EC) 026/2010**

Notice is hereby given that Tshani Consulting C.C acting on behalf of AMAHLUBI DEVELOPMENT TRUSTEITHER AS THE OWNERS OF OR DULY AUTHORIZED BY THE OWNERS CONCERNEDhas lodged an application in terms of the Development Facilitation Act for the establishment of a land development area ona **PORTION OF COMMUNAL LAND SITUATED AT NDABAKAZI JUNCTION, BUTTERWORTH, Province of the Eastern Cape.**

The application consist of the following:

- The development of a portion of communal land at Ndabakazi Junction to allow for the following uses: Residential (Town Houses), Flats, Offices, Chalets, Business linked with a Petrol Filling Station, Public Open Space and Private Open Space as reflected on the Development Plan, Plan No. 2.
- The approval of the Development Plan, Plan No. 2

The relevant plan(s), document(s) and information are available for inspection at the Department of Local Government & Traditional Affairs, Room 4186, Fourth Floor, Tyamzashe Building, BHISHO for a period of 21 days from 11 September 2012.

The application will be considered at a **TRIBUNAL HEARING** to be held at the Wayside Hotel, Butterworth on 6 December 2012 at 10h30 and the **PRE-HEARING** conference will be held at the Wayside Hotel on 13 November 2012 at 10h30.

Any person having an interest in the application should please note that:

1. You may, within a period of 21 days from the date of the publication of this notice, provide the Designated Officer with your written objections or representations; or
2. If your comments constitute an objection to any aspect of the land development application, you must appear in person or through a representative before the Tribunal on the date mentioned above.

Any written objection or representative must be delivered to the Designated officer at the Department of Local Government and Traditional Affairs, Room 4186, Fourth Floor, Tyamzashe Building, BHISHO.

You may contact Ms Mangunyana on telephone no. 040 6095365 or Fax No. 040 609 5198 if you have any queries concerning the application.

LAND DEVELOPMENT APPLICANT: TSHANI CONSULTING C.C., EAST LONDON

TEL: 043 722 1198, FAX 043 743 8485

**ISAZISO NGOKOMGAQO 21(10) PHANTSI KWEMIMISELO YOMTHETHO WOPHUHLISO NGOKOMGAQO SISEKO 67, KA 1995 CASE NUMBER DT (ECO 026/2010**

Isaziso ngesisibhengezo ngu-Tshani Consulting C.C. omele-**AMAHLUBI DEVELOPMENT TRUST, BENGUMNINI OKANYE BENIKWE IGUNYA LOKUBA BABENGABANINI ABAFANELEKILEYO** bangenisa isicelo ngokomthetho nomgaqosiseko wophuhliso ukuze kuphuhliswe **UMHLABA OTHILE WOLUNTU OSENDABAKAZI, EGPUWA, EMPUMA KOLONI.**

Isicelo siqulathe okukulandelayo:

- Ukufumana imvume yokuba kuphuhliswe umhlaba othile woluntu ukuba usetyenziselwe indawo yokuhlala (izindlu zaseDolophini), iflethi, ii-ofisi, indawo yokundwendwela, ushishino olunxumene neGaraji, indawo yabantu bonke, kunye nendawo yabathile abanelungelo locando, uPlani we 2.
- Ukuvunyelwa kwesicwangciso sokucanda, uPlani we 2.

Isicwangciso, uxwebhu kunye neencukacha zingafumaneka **kwiSebe loRhulumente weMicimbi yezeKhaya nezeMveli, e-ofisini 4186, kumgangatho wesine, e-Tyamzashe isakhiwo, eBhisho okwesithuba esingangeentsuku ezingamashumi amabini ananye (21) ukusukela nge-11 September 2012.**

Esicelo sizakuhlalelwa **LIQGUGULA LOVAVANYO e-Wayside Hotel, eGcuwa ngomhla we-6 December 2012 ngo 10h30** kwaye inkomfa **YODLIWANO NDLEBE** phambi kokuba kudibane iqgugula izakuba se-Wayside Hotel, eGcuwa ngomhla we **13 November 2012 ngo 10h30.**

Nawuphina umntu onomdla kwesicelo angenza okukulandelayo:

1. Ungathumela izikhalazo okhanye izimvozakho ezibhaliweyo kwigosa elichongiweyo zingekapheli iintsuku ezinga mashumi amabini ananye (21) emva kwesibhengezo.
2. Ukubangaba izimvo zakho zizikhalazo malunga noluphuhliso, kufuneka ume phambi kwegqiza ngobuqu bakho okanye uthumele ummeli wakho.

Nasiphina isikhalazo okanye izomvo kufuneka ziziswe ngesandla kwigosa elichongiweyo **kwiSebe loRhulumente weMicimbi yezeKhaya nezeMveli, e-ofisini 4186, kumgangatho wesine, e-Tyamzashe isakhiwo, eBhisho.**

Ubangaba unemibuzo qhagamishelana no-Ms Mangunyana ku 040 609 5365 okanye nge fax ku 040 609 5198.

ISICELO SOPHUHLISO MHLABA: TSHANI CONSULTING C.C, EAST LONDON

TEL:043 722 1198

**No. 312****[REGULATION 21(10) OF THE DEVELOPMENT FACILITATION REGULATIONS  
IN TERMS OF THE DEVELOPMENT FACILITATION ACT, 1995]**

I, Willem Georg Groenewald, on behalf of PA River Development Company (Pty) Ltd. lodged an application with the Eastern Cape Development Tribunal in terms of the Development Facilitation Act, 1995 (Act No. 67 of 1995), for:

- (i) establishment of a Land Development Area (LDA) on a part of the Remainder of Erf 361, Port Alfred and Remainder of Erf 642, Port Alfred to be known as "Port Alfred Riverside Development" as indicated on Layout Plan No.: Port Alfred Riverside Development/1;
- (ii) amendment of the Port Alfred Town-planning Scheme, 1983 by the rezoning of a part of the Remainder of Erf 361, Port Alfred (currently zoned "Local Authority-/Municipal Purposes-/Special") and Remainder of Erf 642, Port Alfred (currently zoned "SA Transport Services") to "Central Business Zone" and "Private Open Space", subject to certain proposed conditions;
- (iii) suspension of certain restrictive title conditions, in terms of Section 33(4) of the DFA; and
- (iv) subdivision and consolidation of the component erf-portions on which the Land Development Area will be established.

The application site is located alongside the eastern banks of the Kowie River in close proximity to the Port Alfred CBD and Royal Port Alfred Marina. The relevant parts of the erven are situated on a so-called island created by Pascoe Crescent, Settlers Way (R72) and the Kowie River.

The relevant plan(s), document(s) and information are available for inspection at the office of the Designated Officer: Ms J Mangcunyana, Eastern Cape Development Tribunal, Tyamzashe Building, Phalo Avenue, Bhisho and at the offices of the applicant, Mr. Willem Georg Groenewald, 75 Jean Avenue, Centurion, Tel: 082 371 5770, (012) 667-4773; Fax: (012) 667-4450; Email: [info@land-mark.co.za](mailto:info@land-mark.co.za), for a period of 21 days from 17 September 2012. Closing date for representations and/or objections: 8 October 2012.

The application will be considered at a tribunal hearing to be held at Halyards Hotel, Port Alfred (situated alongside Albony Road (R72), Tel: (046) 624 8525), on 11 December 2012 at 10h30 and the pre-hearing conference will be held at the same venue on 22 November 2012 at 12h00. A Locality Plan of the conference venue will be made available on request.

Any person having an interest in the application should please note:

1. You may, within a period of 21 days from the date of the first publication of this notice, provide the designated officer with your written objections or representations; or
2. If your comments constitute an objection to any aspect of the land development application, you or your representative must appear in person before the tribunal on the date mentioned above, or on any other date of which you may be given notice.

Any written objection or representation must be delivered to the Designated Officer, Ms J Mangcunyana, Tyamzashe Building, Phalo Avenue, Bhisho and at the offices of the applicant and you may contact the Designated Officer if you have any queries, on (Tel): 040 609 5291, (Fax): 040 609 5198 or e-mail: [jongiwe.mangcunyana@eclqta.gov.za](mailto:jongiwe.mangcunyana@eclqta.gov.za)

**[UMMISELO 21(10) WEMIMISELO YONCEDISO LOPHUHLISO  
NGOKOMTHETHO WONCEDISO LOPHUHLISO, 1995]**

Mna, Willem Georg Groenewald, egameni leKhampani i-PA River Development Company (Pty) Ltd. ndifake isicelo kunye neNkundla yoPhuhliso yaseMpuma-Koloni ngokuhambisana noMthetho woNcediso loPhuhliso, 1995 (Umthetho Nombolo 67 wango 1995):

- (i) sokusekwa koMmandla woPhuhliso loMhlaba (i-LDA) kwisigaba seNtsalela yesiza i- Erf 361, e Port Alfred neNtsalela yesiza i-Erf 642, e Port Alfred ukuba waziwe njengo Phuhliso "i-Port Alfred Riverside Development" njengoko kubonisiwe kuYilo loMzobo Nombolo: Port Alfred Riverside Development/1;
- (ii) solungiso lweCebo loyilo lwedolophu yase-Port Alfred, 1983 ngokwahlulwa kutsha kommandla weNtsalela yesiza i-Erf 361, e Port Alfred (eyahlulwe ngokunje yayi-"Igunya leNdawo/iinjongo zikaMasipala-/Okukhethekileyo") kunye neNtsalela yesiza i-Erf 642, e Port Alfred (eyahlulwe ngokunje yayi- "linkonzo zoHambo zaseMzantsi Afrika") ube "NguMmandla osembindini woShishino" kunye "neNdawo eVulekileyo yaBucala", ekungathi kube khona imiqathango ethile ebekwa ngaphambili
- (iii) ukuyekiswa kweminye imiqathango ethile enyinayo yamalungelo, ngokweSigaba 33(4) se DFA; kunye
- (iv) nokwahlulwa kwakhona nokumanywa kwezahlulo zesiza apho kuya kumiswa khona uMmandla woPhuhliso loMhlaba.

Indawo yesicelo isendleleni yodonga olusempuma lomlambo i-Kowie River kufutshane nombindi wedolophu yase-Port Alfred kunye ne Royal Port Alfred Marina. Izahlulo eziphathelele koku zeziza 'zikwisiqithi' esakhiwe yi Pascoe Crescent, Settlers Way (R72) nomlambo i-Kowie River.

Um(imi)zobo, u(ama)xwebhu kunye nolwazi oluphathelele koku luyafumaneka ukuba luhlolwe kwi-ofisi yeGosa eLonyuliweyo: Nksz J Mangcunyana, Eastern Cape Development Tribunal, Tyamzashe Building, Phalo Avenue, eBhisho nakwii-ofisi zomfaki-sicelo, Mnu. Willem Georg Groenewald, 75 Jean Avenue, Centurion, Umnxeba: 082 371 5770, (012) 667-4773; Ifeksi: (012) 667-4450; Email: [info@land-mark.co.za](mailto:info@land-mark.co.za), isithuba seentsuku ezingama-21 ukusuka kumhla we-17 kuSeptemba 2012. Umhla wokuvalwa kokumela kunye/okanye ukuchasa: 8 Oktobha 2012.

Isaziso siya kuvelelwa kuwiwo lwenkundla oluya kuba kwiHotele i-Halyards, e Port Alfred (ekwindlela i-Albony Road (R72), Umnxeba: (046) 624 8525), ngomhla we-11 Disemba 2012 ngo 10h30 yaye inkomfa yaphambi koviwo iya kuba kwakule ndawo ngomhla wama-22 Novemba 2012 ngo 12h00. Umzobo wendawo ekuyo le ndawo yenkomfa uya kwenziwa ufumaneke xa ucelwa.

Nabani na onomdla kwesi sicelo kufanele ancede aqaphele:

1. Ungathi, phakathi kwiintsuku ezingama-21 ukususela kumhla wopapasho lokuqala lesi saziso, ubonelele igosa elonyuliweyo ngembalelwano okanye ukumelwa uchasa esi sicelo; okanye
2. Ukuba izimvo zakho ziba sisichaso kulo naliphi icandelo lesicelo sophuhliso lomhlaba, wena okanye okumeleyo nifanele ukuvela buqu phambi kwenkundla ngalo mhla ukhankanywe ngasentla, okanye ngawo nawuphi omnye umhla ongathi unikwe isaziso ngawo.

Nasiphi isichaso esibhalwe phantsi okanye ukumelwa kufanele kuziswe kwiGosa eLonyuliweyo, uNksz J Mangcunyana, Tyamzashe Building, Phalo Avenue, eBhisho nakwii-ofisi zomfaki-sicelo yaye ungaqhagamshelana neGosa eLonyuliweyo ukuba unemibuzo, (kumnxeba): 040 609 5291, (Ifeksi): 040 609 5198 okanye i-e-mail: [jongiwe.mangcunyana@ecgta.gov.za](mailto:jongiwe.mangcunyana@ecgta.gov.za)

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