



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

**Provincial Gazette  
Igazethi Yephondo  
Provinsiale Koerant**

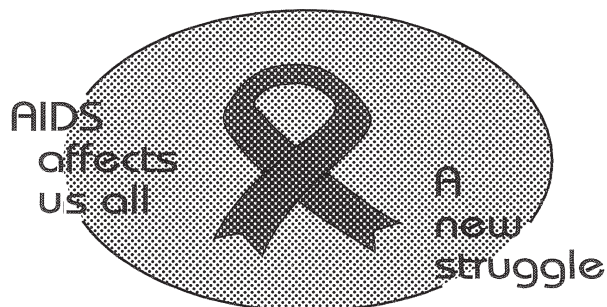
Vol. 25

BISHO/KING WILLIAM'S TOWN

9 APRIL 2018  
9 APRIL 2018

No. 4026

**We all have the power to prevent AIDS**



**AIDS  
HELPLINE**

**0800 012 322**

DEPARTMENT OF HEALTH

**Prevention is the cure**

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ISSN 1682-4556



04026



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**No FUTURE QUERIES WILL BE HANDLED IN CONNECTION WITH THE ABOVE.**

**CONTENTS**

	<i>Gazette</i>	<i>Page</i>
	<i>No.</i>	<i>No.</i>
<b>PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS</b>		
65	Department of Cooperative Governance and Traditional Affairs: Repeal of Local Government Laws Bill, 2018.....	4026 11
66	Land Use Regulations Act (15/1987): Remainder of Farm No. 1538 and unregistered state land, King Williams Town .....	4026 17
67	Land Use Regulations Act (15/1987): Rezoning of remainder of Farm Jan Tzatzoes Location North No. 1924, King Williams Town (KWT).....	4026 18
<b>LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS</b>		
58	Local Government: Municipal Property Rates Act (6/2004): Public notice call for inspection of the Fifth Supplementary Valuation Roll and lodging of objections Notice No: 3420.....	4026 19
58	Plaaslike Regering: Munisipale Eiendomsbelasting Wet (6/2004): Publieke kennisgewing vir inspeksie van die Vyfde Tussentydse Waardasierol en indiening van besware Kennisgewing No: 3420 .....	4026 20
59	Local Government: Municipal Systems Act (32/2000): Buffalo City Metropolitan Municipality: Parking Meter By-law .....	4026 22
60	Spatial Planning and Land Use Management Act (16/2013): Erven 4668, East London .....	4026 28

# Closing times for **ORDINARY WEEKLY** **2018** **EASTERN CAPE PROVINCIAL GAZETTE**

*The closing time is **15:00** sharp on the following days:*

- **20 December 2017**, Wednesday for the issue of Monday **01 January 2018**
- **29 December 2017**, Friday for the issue of Monday **08 January 2018**
- **08 January**, Monday for the issue of Monday **15 January 2018**
- **15 January**, Monday for the issue of Monday **22 January 2018**
- **22 January**, Monday for the issue of Monday **29 January 2018**
- **29 January**, Monday for the issue of Monday **05 February 2018**
- **05 February**, Monday for the issue of Monday **12 February 2018**
- **12 February**, Monday for the issue of Monday **19 February 2018**
- **19 February**, Monday for the issue of Monday **26 February 2018**
- **26 February**, Monday for the issue of Monday **05 March 2018**
- **05 March**, Monday for the issue of Monday **12 March 2018**
- **12 March**, Monday for the issue of Monday **19 March 2018**
- **16 March**, Monday for the issue of Monday **26 March 2018**
- **23 March**, Monday for the issue of Monday **02 April 2018**
- **28 March**, Wednesday for the issue of Monday **09 April 2018**
- **09 April**, Monday for the issue of Monday **16 April 2018**
- **16 April**, Monday for the issue of Monday **23 April 2018**
- **20 April**, Friday for the issue of Monday **30 April 2018**
- **26 April**, Thursday for the issue of Monday **07 May 2018**
- **07 May**, Monday for the issue of Monday **14 May 2018**
- **14 May**, Monday for the issue of Monday **21 May 2018**
- **21 May**, Monday for the issue of Monday **28 May 2018**
- **28 May**, Monday for the issue of Monday **04 June 2018**
- **04 June**, Monday for the issue of Monday **11 June 2018**
- **11 June**, Monday for the issue of Monday **18 June 2018**
- **18 June**, Monday for the issue of Monday **25 June 2018**
- **25 June**, Monday for the issue of Monday **02 July 2018**
- **02 July**, Monday for the issue of Monday **09 July 2018**
- **09 July**, Monday for the issue of Monday **16 July 2018**
- **16 July**, Monday for the issue of Monday **23 July 2018**
- **23 July**, Monday, for the issue of Monday **30 July 2018**
- **30 July**, Monday for the issue of Monday **06 August 2018**
- **03 August**, Friday for the issue of Monday **13 August 2018**
- **13 August**, Monday for the issue of Monday **20 August 2018**
- **20 August**, Monday for the issue of Monday **27 August 2018**
- **27 August**, Monday for the issue of Monday **03 September 2018**
- **03 September**, Monday for the issue of Monday **10 September 2018**
- **10 September**, Monday for the issue of Monday **17 September 2018**
- **17 September**, Monday for the issue of Monday **24 September 2018**
- **21 September**, Friday for the issue of Monday **01 October 2018**
- **01 October**, Monday for the issue of Monday **08 October 2018**
- **08 October**, Monday for the issue of Monday **15 October 2018**
- **15 October**, Monday for the issue of Monday **22 October 2018**
- **22 October**, Monday for the issue of Monday **29 October 2018**
- **29 October**, Monday for the issue of Monday **05 November 2018**
- **05 November**, Monday for the issue of Monday **12 November 2018**
- **12 November**, Monday for the issue of Monday **19 November 2018**
- **19 November**, Monday for the issue of Monday **26 November 2018**
- **26 November**, Monday for the issue of Monday **03 December 2018**
- **03 December**, Monday, for the issue of Monday **10 December 2018**
- **10 December**, Monday, for the issue of Monday **17 December 2018**
- **14 December**, Friday for the issue of Monday **24 December 2018**

# LIST OF TARIFF RATES FOR PUBLICATION OF NOTICES

**COMMENCEMENT: 1 APRIL 2018**

## NATIONAL AND PROVINCIAL

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1008.80 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	Page Space	New Price (R)
Ordinary National, Provincial	1/4 - Quarter Page	252.20
Ordinary National, Provincial	2/4 - Half Page	504.40
Ordinary National, Provincial	3/4 - Three Quarter Page	756.60
Ordinary National, Provincial	4/4 - Full Page	1008.80

## EXTRA-ORDINARY

All Extra-ordinary National and Provincial gazette notices are non-standard notices and attract a variable price based on the number of pages submitted.

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at **R3026.32** per page.

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

The **Government Printing Works (GPW)** has established rules for submitting notices in line with its electronic notice processing system, which requires the use of electronic *Adobe Forms*. Please ensure that you adhere to these guidelines when completing and submitting your notice submission.

### CLOSING TIMES FOR ACCEPTANCE OF NOTICES

1. The *Government Gazette* and *Government Tender Bulletin* are weekly publications that are published on Fridays and the closing time for the acceptance of notices is strictly applied according to the scheduled time for each gazette.
2. Please refer to the Submission Notice Deadline schedule in the table below. This schedule is also published online on the Government Printing works website [www.gpwonline.co.za](http://www.gpwonline.co.za)

All re-submissions will be subject to the standard cut-off times.

**All notices received after the closing time will be rejected.**

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00, to be published the following Friday	Tuesday, 15h00 - 3 days prior to publication
Petrol Price Gazette	As required	First Wednesday of the month	One week before publication	3 days prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00, to be published the following Friday	3 days prior to publication
Unclaimed Monies (justice, labour or lawyers)	January / As required 2 per year	Any	15 January / As required	3 days prior to publication
Parliament (acts, white paper, green paper)	As required	Any		3 days prior to publication
Manuals	As required	Any	None	None
State of Budget (National Treasury)	Monthly	Any	7 days prior to publication	3 days prior to publication
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 15h00 - 3 days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days after submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 days prior to publication
North West	Weekly	Tuesday	One week before publication	3 days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 days prior to publication
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 days after submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 days after submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 days after submission deadline
Mpumalanga Liquor License Gazette	2 per month	Second & Fourth Friday	One week before	3 days prior to publication

**GOVERNMENT PRINTING WORKS - BUSINESS RULES****EXTRAORDINARY GAZETTES**

3. *Extraordinary Gazettes* can have only one publication date. If multiple publications of an *Extraordinary Gazette* are required, a separate Z95/Z95Prov *Adobe* Forms for each publication date must be submitted.

**NOTICE SUBMISSION PROCESS**

4. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website [www.gpwonline.co.za](http://www.gpwonline.co.za).
5. The *Adobe* form needs to be completed electronically using *Adobe Acrobat / Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.
6. The completed electronic *Adobe* form has to be submitted via email to [submit.egazette@gpw.gov.za](mailto:submit.egazette@gpw.gov.za). The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.
7. Every notice submitted **must** be accompanied by an official **GPW** quotation. This must be obtained from the *eGazette* Contact Centre.
8. Each notice submission should be sent as a single email. The email **must** contain **all documentation relating to a particular notice submission**.
  - 8.1. Each of the following documents must be attached to the email as a separate attachment:
    - 8.1.1. An electronically completed *Adobe* form, specific to the type of notice that is to be placed.
      - 8.1.1.1. For *National Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form
      - 8.1.1.2. The notice content (body copy) **MUST** be a separate attachment.
    - 8.1.2. A copy of the official **Government Printing Works** quotation you received for your notice .  
(Please see *Quotation* section below for further details)
    - 8.1.3. A valid and legible Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order. **Non-Government Printing Works** account customer needs to submit the proof of payment for the notice
    - 8.1.4. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should **also** be attached as a separate attachment. (Please see the *Copy Section* below, for the specifications).
    - 8.1.5. Any additional notice information if applicable.
9. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.
10. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE**.
11. Notices brought to **GPW** by "walk-in" customers on electronic media can only be submitted in *Adobe* electronic form format. All "walk-in" customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.
12. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.

**GOVERNMENT PRINTING WORKS - BUSINESS RULES****QUOTATIONS**

13. Quotations are valid until the next tariff change.
  - 13.1. **Take note:** GPW's annual tariff increase takes place on **1 April** therefore any quotations issued, accepted and submitted for publication up to **31 March** will keep the old tariff. For notices to be published from 1 April, a quotation must be obtained from **GPW** with the new tariffs. Where a tariff increase is implemented during the year, **GPW** endeavours to provide customers with 30 days' notice of such changes.
14. Each quotation has a unique number.
15. Form Content notices must be emailed to the *eGazette* Contact Centre for a quotation.
  - 15.1. The *Adobe* form supplied is uploaded by the Contact Centre Agent and the system automatically calculates the cost of your notice based on the layout/format of the content supplied.
  - 15.2. It is critical that these *Adobe* Forms are completed correctly and adhere to the guidelines as stipulated by **GPW**.
16. **APPLICABLE ONLY TO GPW ACCOUNT HOLDERS:**
  - 16.1. **GPW** Account Customers must provide a valid **GPW** account number to obtain a quotation.
  - 16.2. Accounts for **GPW** account customers **must** be active with sufficient credit to transact with **GPW** to submit notices.
    - 16.2.1. If you are unsure about or need to resolve the status of your account, please contact the **GPW** Finance Department prior to submitting your notices. (If the account status is not resolved prior to submission of your notice, the notice will be failed during the process).
17. **APPLICABLE ONLY TO CASH CUSTOMERS:**
  - 17.1. Cash customers doing **bulk payments** must use a **single email address** in order to use the **same proof of payment** for submitting multiple notices.
18. The responsibility lies with you, the customer, to ensure that the payment made for your notice(s) to be published is sufficient to cover the cost of the notice(s).
19. Each quotation will be associated with one proof of payment / purchase order / cash receipt.
  - 19.1. This means that **the quotation number can only be used once to make a payment.**

**GOVERNMENT PRINTING WORKS - BUSINESS RULES****COPY (SEPARATE NOTICE CONTENT DOCUMENT)**

20. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03
- 20.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.
- The content document should contain only one notice. (You may include the different translations of the same notice in the same document).
- 20.2. The notice should be set on an A4 page, with margins and fonts set as follows:
- Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm;  
Use font size: Arial or Helvetica 10pt with 11pt line spacing;
- Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm;  
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

**CANCELLATIONS**

21. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.
22. Requests for cancellation must be sent by the original sender of the notice and must accompanied by the relevant notice reference number (N-) in the email body.

**AMENDMENTS TO NOTICES**

23. With effect from 01 October 2015, **GPW** will not longer accept amendments to notices. The cancellation process will need to be followed according to the deadline and a new notice submitted thereafter for the next available publication date.

**REJECTIONS**

24. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)). Reasons for rejections include the following:
- 24.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.
- 24.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.
- 24.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.
- 24.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.



**GOVERNMENT PRINTING WORKS - BUSINESS RULES****APPROVAL OF NOTICES**

25. Any notices other than legal notices are subject to the approval of the Government Printer, who may refuse acceptance or further publication of any notice.
26. No amendments will be accepted in respect to separate notice content that was sent with a Z95 or Z95Prov notice submissions. The copy of notice in layout format (previously known as proof-out) is only provided where requested, for Advertiser to see the notice in final Gazette layout. Should they find that the information submitted was incorrect, they should request for a notice cancellation and resubmit the corrected notice, subject to standard submission deadlines. The cancellation is also subject to the stages in the publishing process, i.e. If cancellation is received when production (printing process) has commenced, then the notice cannot be cancelled.

**GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY**

27. The Government Printer will assume no liability in respect of—
  - 27.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
  - 27.2. erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;
  - 27.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

**LIABILITY OF ADVERTISER**

28. Advertisers will be held liable for any compensation and costs arising from any action which may be instituted against the Government Printer in consequence of the publication of any notice.

**CUSTOMER INQUIRIES**

Many of our customers request immediate feedback/confirmation of notice placement in the gazette from our Contact Centre once they have submitted their notice – While **GPW** deems it one of their highest priorities and responsibilities to provide customers with this requested feedback and the best service at all times, we are only able to do so once we have started processing your notice submission.

**GPW** has a 2-working day turnaround time for processing notices received according to the business rules and deadline submissions.

Please keep this in mind when making inquiries about your notice submission at the Contact Centre.

29. Requests for information, quotations and inquiries must be sent to the Contact Centre **ONLY**.
30. Requests for Quotations (RFQs) should be received by the Contact Centre at least **2 working days** before the submission deadline for that specific publication.

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

### PAYMENT OF COST

31. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.
32. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.
33. Every proof of payment must have a valid **GPW** quotation number as a reference on the proof of payment document.
34. Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za) before publication.
35. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.
36. In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the **Government Printing Works**.
37. The **Government Printing Works** reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the List of Fixed Tariff Rates, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

### PROOF OF PUBLICATION

38. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website [www.gpwonline.co.za](http://www.gpwonline.co.za) free of charge, should a proof of publication be required.
39. Printed copies may be ordered from the Publications department at the ruling price. The **Government Printing Works** will assume no liability for any failure to post or for any delay in despatching of such *Government Gazette*(s).

## GOVERNMENT PRINTING WORKS CONTACT INFORMATION

**Physical Address:**
**Government Printing Works**

149 Bosman Street

Pretoria

**Postal Address:**

Private Bag X85

Pretoria

0001

**GPW Banking Details:**
**Bank:** ABSA Bosman Street

**Account No.:** 405 7114 016

**Branch Code:** 632-005

**For Gazette and Notice submissions:** Gazette Submissions:

**For queries and quotations, contact:** Gazette Contact Centre:

**E-mail:** [submit.egazette@gpw.gov.za](mailto:submit.egazette@gpw.gov.za)
**E-mail:** [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)
**Tel:** 012-748 6200

**Contact person for subscribers:** Mrs M. Toka:

**E-mail:** [subscriptions@gpw.gov.za](mailto:subscriptions@gpw.gov.za)
**Tel:** 012-748-6066 / 6060 / 6058

**Fax:** 012-323-9574

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**PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS**

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**PROVINCIAL NOTICE 65 OF 2018****DEPARTMENT OF COOPERATIVE GOVERNANCE AND TRADITIONAL  
AFFAIRS****REPEAL OF LOCAL GOVERNMENT LAWS BILL, 2018**

The Member of the Executive Council for Co-operative Governance and Traditional Affairs hereby publishes the Repeal of Local Government Laws Bill, 2018 for public comments to the Schedule as set out in the Bill.

Interested persons and organisations may submit their comments to the above-mentioned Bill in writing on or before the 16 April 2018 for the attention of:

The Head of Department

Department of Co-operative Governance and Traditional Affairs

Room 2124

Tyamzashe Building

Phalo Avenue

BHISHO

Or

Private Bag x 0035

BHISHO

5605

Or

Per fax to 040-6351161

Or

Email: [peters.marge@eccogta.gov.za](mailto:peters.marge@eccogta.gov.za)

Kindly provide the name, address, telephone, fax numbers and email address of the person or organisation submitting the comments

**PROVINCE OF THE EASTERN CAPE**

**DEPARTMENT OF CO-OPERATIVE GOVERNANCE AND TRADITIONAL  
AFFAIRS**

**REPEAL OF LOCAL GOVERNMENT LAWS BILL (EASTERN CAPE), 2018**

**As introduced**

**(BY THE MEMBER OF THE EXECUTIVE COUNCIL RESPONSIBLE FOR CO-  
OPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS IN THE  
PROVINCE OF THE EASTERN CAPE)**

**BILL**

**To provide for the repeal obsolete and old order Spatial Planning and Land Use Management and other local government laws assigned to the Department of Cooperative Governance and Traditional Affairs in the Province of the Eastern Cape; and to provide for matters connected therewith.**

**BE IT ENACTED** by the Legislature of the Province of the Eastern Cape as follows:-

**REPEAL OF LAWS**

1. The laws mentioned in the second column of the Schedule are hereby repealed to the extent set out in the third column thereof.

**SHORT TITLE**

2. This Act is called the Repeal of Local Government Laws Act (Eastern Cape), 2017 and shall come into operation on a date determined by the Premier by proclamation in the Provincial Gazette.

**SCHEDULE**

<b>Number and year of Act</b>	<b>Short title</b>	<b>Extent of repeal</b>
(a) Ordinance 13 of 1913	City of Port Elizabeth Municipal Ordinance	Repealed as a whole
(b) Ordinance No. 33 of 1934	Townships Ordinance	Repealed as a whole
(c) Ordinance No.20 of 1974	Municipal Ordinance (EX – CPA)	Repealed as a whole
(d) Act 24 of 1978	Municipal Act (Transkei)	Repealed as a whole
(e) Act No 4 of 1984	Black Communities Development Act	Sections 52 & 57B
(f) Ordinance 15 of 1985	Land Use Planning Ordinance	Repealed as a whole
(g) Regulation 1897 of 1986	Township Establishment and Land Use Regulations	Except Regulations 16,21 & 25
(h) Act No.9 of 1987	Rural Areas Act (House of Reps)	Sections 20-42,45,49,49A,50 &55
(i) Act No. 17 of 1987	Municipal Act (Ciskei)	Repealed as a whole
(j) Regulation 733 of 1989	Regulations relating to the Establishment & Amendment of Town Planning Schemes	Repealed as a whole

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## **EXPLANATORY MEMORANDUM ON THE REPEAL OF LOCAL GOVERNMENT LAWS BILL (EASTERN CAPE), 2017**

### **PART 1**

#### **(GENERAL PRINCIPLES)**

##### **BACKGROUND**

The Eastern Cape Province inherited a myriad of laws from the then Cape Provincial Administration, and the erstwhile Republics of Transkei and Ciskei, some of which regulated the spatial planning and land use activities in the province. In line with item 2(1) of Schedule 6 to the Constitution, No. 108 of 1996, old order Land Use and Spatial Planning legislation in the former Transkei and Ciskei is still effective to the extent that it has not been repealed.

The President of the Republic of South Africa assented to the Spatial Planning and Land Use Management Act, No. 16 of 2013 which came into operation on 01 July 2015. Act No. 16 of 2013 seeks to provide a uniform, effective and just system of spatial planning and land use management and thus rationalize old order legislation.

This Bill is therefore intended to repeal all these obsolete old order laws.

##### **REASONS AND EFFECT OF THE BILL**

The Bill is to ensure that old order Land Use and Spatial Planning and other Local Government legislation is repealed, thereby creating legal certainty.

##### **OBJECTS OF THE BILL**

The object of the Bill is to repeal obsolete and old order Land Use and Spatial Planning legislation of the Eastern Cape Province.

##### **FINANCIAL IMPLICATIONS**

The estimated costs associated with the publication of the Bill in the Provincial Gazette to solicit public comments will be R10 000-R12 000.00

## **CONSULTATION**

The following municipalities and stakeholders have been consulted on legislation repealed by this Bill:

### **PART 2**

#### **(Clause by Clause Analysis)**

- CLAUSE 1 - provides for the repeal of all legislation listed in the Schedule to the Bill
- CLAUSE 2 - provides the short title of the Bill



**PROVINCIAL NOTICE 66 OF 2018**a) **Buffalo City Metropolitan Municipality**

NOTICE: TOWNSHIP ESTABLISHMENT
--------------------------------

An application has been submitted for b) **SUBDIVISION AND REZONING OF REMAINDER OF THE FARM No. 1538 AND UNREGISTERED STATE LAND, KING WILLIAMS TOWN(KWT), COMPRISING OF 383 ERVEN FOR RESIDENTIAL PURPOSES AND A ROADWAY AREA (XHWITHINJA).**

on c) **REMAINDER OF THE FARM No. 1538 AND UNREGISTERED STATE LAND** d) **KING WILLIAMS TOWN (KWT)**

in terms of section 13 of the Land Use Regulations Act, 15 of 1987.

Further details of the proposed application may be obtained from the municipal offices at e) **THE TOWN PLANNING ENQUIRY COUNTER, FIRST FLOOR, CITY ENGINEERING CENTRE, 26 OXFORD STREET, EAST LONDON.**

During normal office hours and any objections thereto must be lodged in writing with the undersigned by not later than 12h00 on the exactly 21 days after the date of the publication of this notice.

NAME OF MUNICIPALITY: **BUFFALO CITY METROPOLITAN MUNICIPALITY**

ADDRESS OF MUNICIPALITY: **P O BOX 81, EAST LONDON, 5200**

DATE: **09/04/2018**

- a) Name of Municipality
- b) Nature of application
- c) Property description
- d) Name of Township or area
- e) Address of Municipal offices where application can be viewed

**PROVINCIAL NOTICE 67 OF 2018**a) **Buffalo City Metropolitan Municipality**

NOTICE: TOWNSHIP ESTABLISHMENT
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An application has been submitted for b) **SUBDIVISION AND REZONING OF REMAINDER OF FARM JAN TZATZOES LOCATION NORTH No. 1924, KING WILLIAMS TOWN(KWT), COMPRISING OF 189 ERVEN FOR RESIDENTIAL PURPOSES, 2 PUBLIC OPEN SPACES, 1 GRAVE YARD SITE AND A ROADWAY AREA (KWATSHATSHU).**

on c) **REMAINDER OF FARM JAN TZATZOES LOCATION NORTH No. 1924** d) **KING WILLIAMS TOWN(KWT)**

in terms of section 13 of the Land Use Regulations Act, 15 of 1987.

Further details of the proposed application may be obtained from the municipal offices at e) **THE TOWN PLANNING ENQUIRY COUNTER, FIRST FLOOR, CITY ENGINEERING CENTRE, 26 OXFORD STREET, EAST LONDON.**

During normal office hours and any objections thereto must be lodged in writing with the undersigned by not later than 12h00 on the exactly 21 days after the date of the publication of this notice.

NAME OF MUNICIPALITY: **BUFFALO CITY METROPOLITAN MUNICIPALITY**

ADDRESS OF MUNICIPALITY: **P O BOX 81, EAST LONDON, 5200**

DATE: **09/04/2018**

- a) Name of Municipality
- b) Nature of application
- c) Property description
- d) Name of Township or area
- e) Address of Municipal offices where application can be viewed

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**LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS**

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**LOCAL AUTHORITY NOTICE 58 OF 2018****BUFFALO CITY METROPOLITAN MUNICIPALITY  
EAST LONDON - KING WILLIAMS TOWN - BHISHO  
NOTICE NO: 3420**

**PUBLIC NOTICE CALL FOR INSPECTION OF THE FIFTH SUPPLEMENTARY VALUATION ROLL AND LODGING OF OBJECTIONS NOTICE NO: 3420**  
**MUNICIPAL NOTICE IN TERMS OF THE LOCAL GOVERNMENT: MUNICIPAL PROPERTY RATES ACT 6 OF 2004**

Notice is hereby given in terms of Section 49(1)(a)(i) read together with Section 78(2) of the Local Government: Municipal Property Rates Act 6 of 2004 (hereinafter referred to as the "Act") that the Fifth Supplementary Valuation Roll for the financial year 1 July 2017 to 30 June 2018 is open for public inspection at the municipal venue listed below, from 01 May 2018 to 31 May 2018, Mondays to Friday during working hours. In addition, the Valuation Roll will be available at the following website: [www.buffalocitymetro.gov.za](http://www.buffalocitymetro.gov.za)

An invitation is hereby made in terms of Section 49(1)(a)(ii) read together with Section 78(2) of the Act that any owner of property or other person who so desires, should lodge an objection with the Municipal Manager in respect of any matter reflected in, or omitted from, the Fifth Supplementary Valuation Roll within the above mentioned period.

Attention is specifically drawn to the fact that in terms of Section 50(2) of the Act an objection must be in relation to a specific individual property and not against the Fifth Supplementary Valuation Roll as such. Completed forms must be returned before 12h00 on 31 May 2018. Inspect your property details and lodge your Objections at the following designated municipal venue:

**East London** – 3<sup>rd</sup> Floor, Old Mutual Building, Oxford Street  
**Mdantsane** – Zone 11, Rent Office  
**King Williams Town** – Civic Centre, Ayliff Street

**PLEASE NOTE:** Objections will not be entertained by the Municipality, unless it is timeously lodged on the prescribed objection form and submitted at the above venue.

**FOR MORE INFO:**

3<sup>rd</sup> Floor, Old Mutual Building, Oxford Street, East London, 5201

Email: [gv2013@buffalocity.gov.za](mailto:gv2013@buffalocity.gov.za)

Call Centre: 043 705 3907  
043 705 3222  
043 705 3548

**A. SIHLAHLA**  
**CITY MANAGER**

Buffalo City Metropolitan Municipality

**PLAASLIKE OWERHEID KENNISGEWING 58 VAN 2018**

**BUFFALO STAD METROPOLITAANSE MUNISIPALITEIT  
OOS-LONDON - KING WILLIAMS TOWN - BHISHO  
KENNISGEWING NO: 3420**

**PUBLIEKE KENNISGEWING VIR INSPEKSIE VAN DIE VYFDE TUSSENTYDSE  
WAARDASIEROL EN INDIENING VAN BESWARE KENNISGEWING NO: 3420  
MUNISIPALE KENNISGEWING IN TERME VAN DIE PLAASLIKE REGERING: MUNISIPALE  
EINDOMSBELASTING WET 6 VAN 2004**

Hiermee word kennis gegee dat in terme van Artikel 49 (1)(a)(i) gelees saam met Artikel 78(2) van die Munisipale Eiendomsbelasting Wet 6 van 2004, (hierna verwys as die "Wet") die Vyfde Tussentydse Waardasierol vir die finansiële jaar 1 Julie 2017 tot 30 Junie 2018 beskikbaar is vir publieke inspeksie by die ondergenoemde munisipale kantore, vanaf 1 Mei 2018 tot 31 Mei 2018, Maandae tot Vrydae, gedurende kantoor ure. Verder sal die Waardasierol beskikbaar wees op die volgende webtuiste: [www.buffalocitymetro.gov.za](http://www.buffalocitymetro.gov.za)

Hierdie is 'n uitnodiging gemaak in terme van Seksie 49(1)(a)(ii), gelees saam met Seksie 78(2) van die wet, dat enige eienaar van 'n eiendom, of enige ander persoon, beswaar kan aanteken by die Munisipale Bestuurder, ten opsigte van enige inligting wat weergegee, of uitgelaat is, van die Vyfde Tussentydse Waardasierol, gedurende die bogenoemde tydperk.

Dit word beklemtoon dat in terme van Artikel 50 van die Wet, die beswaar wat aangeteken word verband moet hou met 'n spesifieke individuele eiendom en nie die Vyfde Tussentydse Waardasierol as geheel nie. Voltooide vorms moet ingehandig word by die algemene Waardasie Kantoor voor 12h00 op 31 Mei 2018.

Inspekteer jou eiendomsinligting en teken jou beswaar aan by die volgende aangewese munisipale kantore:

**Oos-Londen – 3de Vloer, Ou Mutual Gebou, Oxford Straat  
Mdantsane - Zone 11 Huurkantoor  
Kingwilliams Town - Burgersentrum, Ayliff Straat**

NEEM KENNIS: Die Munisipaliteit sal nie besware aanvaar nie tensy dit tydig, en op die voorgeskrewe vorm, by die bogenoemde kantoor ingehandig word.

Vir meer inligting kontak:

3<sup>de</sup> Vloer, Ou Mutual Gebou, Oxford Straat, Oos Londen, 5201

E-pos: [gv2013@buffalocity.gov.za](mailto:gv2013@buffalocity.gov.za)

Oproepsentrum: 043 7053907

043 7053222

043 7053548

**A Sihlahla**

**MUNISIPALE BESTUURDER**

Buffalo Stad Metropolitaanse Munisipaliteit



BUFFALO CITY METROPOLITAN MUNICIPALITY  
EAST LONDON - KING WILLIAMS TOWN – BHISHO  
**ISAZISO: 3420**

**ISAZISO ESIMEMA ULUNTU UKUBA LUHLOLE UXWEBHU LOXABISO OLONGEZELELWEYO LWESIHLANU NOKUBA LUFUKE IZIKHALAZO. ISAZISO: 3420**

ISAZISO SIKAMASIPALA NGOKUKA RHULUMENTE WENGINQI ESISEKELWE KUMTHETHO IMUNICIPAL PROPERTY RATES ACT 6 KA 2004

Kubhengezwa isaziso esisekelwe kwiCandelo lama 49 (1)(a)(i) elifundwa neCandelo lama 78 (2) likarhulumente wengingqi: Municipal Property Rates Act 6 ka 2004 (apha obizwa ngoMthetho) esithi Uxwebhu Loxabiso olongezelelweyo lweSihlanu lonyakamali u 1 July 2017 ukuya ku 30 June 2018 luvulelekile ukuba luhlolwe luluntu kwiindawo zikamasipala ezibhalwe ngezantsi, ukususela ngomhla we 1 May 2018 ukuya kutsho kumhla we 31May 2018, phakathi koMvulo noLwesihlanu ngamaxesha okuphangela. Uxwebhu loXabiso lukwafumaneka kwi website engu: [www.buffalocitymetro.gov.za](http://www.buffalocitymetro.gov.za)

Kubhengezwa isimemo esisekelwe kwiCandelo lama 49(1)(a)(ii) elifundwa neCandelo lama 78(2) loMthetho othi wonke umninisakhiwo, nabanina angafaka isikhalazo kumphathi kamasipala ngemiba ebhaliweyo, nengabhalwanga kuxwebhu loxabiso olongezelelweyo lweSihlanu kwezintsuku zikhankanyiweyo.

NgokweCandelo lama 50 (2) loMthetho, isikhalazo kunyanzelekile ukuba singqamane nesakhiwo esithile singagaty uwebhu loxabiso olongezelelweyo lweSihlanu. Impepha zokukhalaza ezigqityiweyo mazibuyiselwe kungekafiki usuku lwe 31 May 2018 ngo 12h00 emini.

Hlola inkcukacha ngesakhiwo sakho, izikhalazo zona mazifakwe zwezindawo zilandelayo zikamasipala:

**East London- 3<sup>rd</sup> Floor, Old Mutual Building, Oxford Street**  
**Mdantsane - Zone 11, Rent Office**  
**King Williams Town – Civic Centre, Ayliff Street**

QAPHELA: Izikhalazo azizukuthathelwa ingqalelo ngumasipala ukuba azingeniswanga ngexesha elinikiweyo, ezingabhalwanga kwiimpepha zesikhalazo, kwaye zingasiwanga kwenye yezindawo zikhankanyiweyo

ULWAZI OLUPHANGALELEYO LUFUMANEKA:  
3<sup>rd</sup> Floor, Old Mutual Building, Oxford Street, East London, 5201  
E-mail: [gv2013@buffalocity.gov.za](mailto:gv2013@buffalocity.gov.za)  
Call Centre: 043 705 3907  
43 705 3222  
043 705 3548

**A. SIHLAHLA**  
**CITY MANAGER**  
Buffalo City Metropolitan Municipality

**LOCAL AUTHORITY NOTICE 59 OF 2018**

**BUFFALO CITY METROPOLITAN MUNICIPALITY**

**PARKING METER BY-LAW**

**LOCAL AUTHORITY NOTICE 3444**  
**BUFFALO CITY METROPOLITAN MUNICIPALITY**  
**PARKING METER BY-LAW**

The City Manager of the Buffalo City Metropolitan Municipality, hereby publishes in terms of section 13 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), read with section 162 of the Constitution of the Republic of South Africa, 1996 (Act 108 of 1996), the Handheld Parking Meter by-law of the Buffalo City Metropolitan Municipality which shall come into operation on, date of publication hereof.

The following By-Law is herewith repealed:

- a) East London
- b) King Williams Town .....

**ANDILE SIHLAHLA**

**CITY MANAGER**

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**BUFFALO CITY METROPOLITAN MUNICIPALITY**  
**PARKING METER BY-LAW**

To provide for the regulation of allocated on-street parking bays within the jurisdiction area of the Buffalo City Metropolitan Municipality; to regulate payment for on-street parking bays; to authorize appointed parking marshals; and to provide for general matters and enforcement relating to a handheld parking meter system.

**PREAMBLE**

**WHEREAS** the Constitution enjoins local government to promote social and economic development and to promote a safe and healthy environment;

**AND WHEREAS** the Constitution and other legislation confer on the Buffalo City Metropolitan Municipality the authority to regulate on-street parking bays and levy relevant tariffs;

**AND WHEREAS** the Constitution and other legislation confer on the Buffalo City Metropolitan Municipality the authority to regulate parking attendants;

**BE IT THEREFORE ENACTED** by the Buffalo City Metropolitan Municipality as follows-

## ARRANGEMENT OF BY-LAWS

### Section

1. Definitions
2. Purpose
3. Presumptions
4. Penalties
5. Seizures
6. Exemptions

### 1. DEFINITIONS

- (a) **“Act”** means the National Road Traffic Act (Act No 93 of 1996), as amended;
- (b) **“demarcated space”** means a parking place on a public road that is distinguished by appropriate road traffic signs, the time and occupation of which by a vehicle are to be recorded by a handheld parking meter;
- (c) **“driver”** means any person who drives, parks or attempts to drive or park or is in charge of any vehicle, and “drive” or any similar word has a corresponding meaning;
- (d) **“handheld parking meter: or “parking meter”** means a handheld device for registering and visibly recording the parking period on a parking meter coupon issued from the device;
- (e) **“traffic officer”** means a Traffic Officer appointed as such in terms of Sect. 3 A(1)(a)(iv) of the National Road Traffic Act 93 of 1996 and includes a Traffic Warden appointed as such in terms of Sect. 3 A1(a)(v) of the National Road Traffic Act 93 of 1996 and a member of the Buffalo City Metropolitan Municipality Law Enforcement Services as described in Part 13 of the Declaration of Peace Officers in terms of Section 334(1)(1) of the Criminal Procedure Act 51 of 1977;
- (f) **“parking meter marshal”** means a person in the employ of a service provider appointed by the Municipality to render a parking management service to a driver on a public road and such person shall carry an appointment card issued by the service provider;



- (g) **“parking meter coupon”** means the slip of paper that is issued by the parking meter marshal after payment for the parking period and on which the date and parking period for the demarcated space in which the vehicle is parked are recorded;
- (h) **“parking period”** means the maximum continuous period during which a vehicle is permitted to park in a demarcated space in terms of the time that has been paid for, as shown on the parking meter coupon, and which may not exceed the maximum parking period stipulated on the relevant road traffic sign;
- (i) **“road traffic sign”** means a sign as defined in the National Road Traffic Act (Act No 93 of 1996), as amended, and which the local authority must display or cause to be displayed for the purpose of this by-law.

Any other word or expression has the meaning assigned thereto in the Act.

## 2. PARKING METERS

- (1) The Municipality may manage parking, operate a parking management system, collect any fees related to parking to which it is entitled by law, and use, erect or display road traffic signs, markings or other devices indicating –
- (a) specified hours during which parking is permitted in a demarcated space;
  - (b) the boundaries of a demarcated space;
  - (c) the prescribed fees that are payable during the hours specified for parking in a demarcated space; and
  - (d) hours during which the parking of a vehicle in a demarcated space is prohibited.
- (2) The Municipality may display any such road traffic sign, marking or device in such a position and manner as will indicate the hours during which parking in a demarcated space is permitted or prohibited, and what the prescribed fee is if such parking is permitted.
- (3) Any road traffic sign erected in terms of this by-law or any other law will serve as sufficient notice to the driver of the conditions or restriction applicable to demarcated parking spaces.
- (4) Relevant road traffic signs may be amended from time to time and displayed by the Municipality for the purpose of this by-law.
- (5) No person may park a vehicle or cause a vehicle to be parked in a demarcated space unless –
- (a) the driver or person in charge of the vehicle has paid the prescribed fee for the parking period selected by that person, to the appointed parking meter marshal for that space.
  - (b) the parking meter marshal has caused the parking meter coupon for the parking period so paid for to be issued and handed to the person contemplated in subparagraph (1); and

- (c) the parking meter coupon that displays the parking period paid for is placed on the left side of the dashboard of that vehicle in such a way that the time of the parking period is clearly visible from outside the vehicle.  
Provided that –
- (d) the prescribed amount will only be paid for the hours for which parking of a vehicle in a demarcated space must be paid, as determined by the Municipality;
- (e) the amount contemplated in subparagraph (i) must be paid to the parking meter marshal;
- (f) a vehicle may be parked in a demarcated space for the duration of the parking period only;
- (g) the parking fee must be paid at the beginning of the parking period; and;
- (h) if the handheld parking meter of the allocated parking meter marshal was partly or fully dysfunctional, the driver of a vehicle may leave his or her vehicle in the demarcated space without paying the relevant fee but not for longer than the parking period specified on the relevant road traffic sign.
- (6) No person may leave a vehicle in a demarcated space after the expiry of the parking period as indicated by the parking meter coupon or return his or her vehicle to that space within 15 minutes after that expiry or prevent the use of that space by any other vehicle.
- (7) The payment for the parking period and the display of the parking meter coupon as contemplated in subsection 2.5 entitles the person contemplated in subsection 2.5 to park a vehicle in the demarcated space for the period shown on the parking meter coupon, provided that nothing in this section entitles any person to contravene a notice or road traffic sign exhibited by the Municipality in terms of this by-law or other road traffic legislation prohibiting the parking.
- (8) The prescribed period during which a vehicle may be parked in any demarcated space will be clearly indicated on a road traffic sign displayed on the public road. No person may exceed the prescribed period indicated on a road traffic sign.
- (9) No person may –
- (a) damage or deface a parking meter, road traffic sign or a parking meter coupon;
- (b) cause or attempt to cause, in any way whatsoever, a parking meter to record the passage of time otherwise than as prescribed by the Municipality;
- (c) jerk, knock, shake or interfere with a parking meter for any purpose;
- (d) deface, soil, obliterate or otherwise render less visible or interfere with any mark painted on the roadway, or any road traffic sign or notice erected in terms of this by-law;
- (e) remove or attempt to remove a road traffic sign or any notice displayed for the purpose of this by-law or any part thereof from the post or other fixture to which it is attached;
- (f) write on or deface a parking meter coupon in such a way that the parking period for which payment was made is not legible or that another time is displayed on the coupon than for which payment was made;
- (g) without the consent of the parking meter marshal remove or tamper with any device in the possession of such parking marshal;

- (h) impersonate an authorized parking marshal or render a parking marshal service without the Municipality's consent or without being an authorized service provider;
  - (i) interfere with the duties of a parking marshal or authorized service provider of the Municipality.
- (10) Where a vehicle parked in a demarcated space occupies by reason of its length so much of an adjoining space that another vehicle cannot be parked in such space, the person parking the first-mentioned vehicle must immediately after parking it pay for the same length of parking period for both the demarcated spaces occupied by the vehicle.
- (11) No person may park a two-wheeled vehicle without a side-car in any demarcated space unless such space is designed for the use of such vehicle by means of a road traffic sign or notice.
- (12) No person may park, place or leave any device, object or thing, other than a vehicle, in any demarcated parking space without the prior written consent of the Chief of the Buffalo City Traffic Services and/or without rental of the applicable parking, subject to the written policy directives and conditions set by the Chief of the Buffalo City Traffic Services or his/her representative, proof of which must be produced on demand.

### 3. PRESUMPTIONS

- (1) Presumption that owner drove or parked a vehicle
- (a) Whenever a vehicle is parked in contravention of any provision of this by-law, it will be presumed, in the absence of evidence to the contrary, that such vehicle was parked by the owner thereof;
  - (b) For the purposes of subsection 3.(1).(a), it will be presumed, in the absence of evidence to the contrary, that, where the owner of the vehicle concerned is a corporate body, such vehicle was driven or parked, as contemplated in the subsection, or used as contemplated in that subsection by a director or servant of the corporate body in the exercise of his or her powers, or in the carrying out of his or her duties as such director or servant, or in furthering or endeavoring to further the interests of the corporate body.

### 4. PENALTIES

Any person who:

- (a) contravenes or fails to comply with any provision of this By-Law;
- (b) contravenes or fails to comply with any condition imposed in terms of the By-Law;
- (c) knowingly makes a false statement in respect of any application in terms of this By-Law;

Will be guilty of an offence and will be liable to a maximum fine of R 10 000.00 or 90 days imprisonment or both.

## 5. SEIZURES

Subject to the written permission of the Municipality, any vehicle, object, device or thing that is parked, placed, abandoned or left in a position or in circumstances that, in the opinion of a traffic officer, are likely to cause a danger or an obstruction to pedestrians or vehicles on any part of a public road may be removed and impounded in a storage facility designated for this purpose. The owner shall bear the costs of such removal and impoundment.

## 6. EXEMPTIONS

- (1) Emergency and other vehicles exempted by the Act are exempted from the provisions of this by-law
- (2) People with disabilities are exempted from this by-law provided that they are in possession of a disability parking permit issued by the Buffalo City Traffic Services or other local authority subject to such conditions as it may impose and that such permit is clearly displayed on the windshield of the vehicle.

### **LOCAL AUTHORITY NOTICE 60 OF 2018**

Buffalo City Metropolitan Municipality (EASTERN CAPE)

Removal of Restrictions in terms of the Spatial Planning and Land Use Management Act 2013 (Act 16 of 2013) and the Buffalo City Metropolitan Municipality Spatial Planning and Land Use Management By-Law (2016).

ERVEN 4668 EAST LONDON (6 FRONTIER ROAD, CAMBRIDGE)

Under Section 47 of the Spatial Planning and Land Use Management Act 2013 (Act 16 of 2013) read with Section 59 of the Buffalo City Metropolitan Municipal Spatial Planning & Land Use Management Bylaw of 2016 and upon instructions of the Local Authority a notice is hereby given that conditions C. (1,2 and 3) found in Deed of Transfer No. T3974/2002, applicable to Erf 4668 East London are hereby removed.







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Contact Centre Tel: 012-748 6200. eMail: info.egazette@gpw.gov.za  
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Also available at the Legal Advisory Services, **Province of the Eastern Cape**, Private Bag X0047, Bisho, 5605.  
Tel. (040) 635-0052.