



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

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**CONTENTS**

	<i>Gazette</i>	<i>Page</i>
	<i>No.</i>	<i>No.</i>
<b>PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS</b>		
234	Buffalo City Metropolitan Municipal Spatial Planning and Land Use Management bylaw of 2016: Erf 296, Beacon Bay .....	4295 12
235	Spatial Planning and Land Use Management Act 16 of 2013: Erf 10741, East London .....	4295 12
236	Provincial Commissions Amendment Bill, 2019 (Eastern Cape): For public comment in terms of Rule 147 of the Standing Rules of the Legislature.....	4295 13
237	Spatial Planning and Land Use Management Act No 16 of 2013: Erf 11637, East London.....	4295 21
238	Dr Beyers Naude Local Municipality and Land Use Management By-Law: Members of the Dr Beyers Naude Municipal Tribunal, are hereby designated to serve as members .....	4295 22
239	Makana Local Municipality Spatial Planning and Land Use Management By-Law: Appointed members of the Makana Local Municipality Planning Appeal Tribunal .....	4295 23
240	Local Government: Municipal Property Rates Act (6/2004): Public notice calling for inspection of the First Supplementary Valuation Roll and Lodging of section 78 forms .....	4295 24
241	Spatial Planning and Land Use Management Act (16/2013): Draft Spatial Framework for the Eastern Cape Provincial Department of Co-operative Governance and Traditional Affairs .....	4295 25
242	Local Government Municipal Property Rates Act of 2000: Erratum: Sundays River Valley Municipality .....	4295 26
<b>LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS</b>		
203	Local Government: Municipal Systems Act (32/2000): Ingquza Hill Local Municipality: Property rates tariffs for 2019/2020 financial year .....	4295 27
204	Spatial Planning and Land Use Management By-Law, 2016: Kouga Municipality: Removal of restrictive conditions: Erf 27-30 (c/o Church & De Jager Street), Patensie .....	4295 28



















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**PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS**

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**PROVINCIAL NOTICE 234 OF 2019****BUFFALO CITY METROPOLITAN MUNICIPALITY**

REMOVAL OF RESTRICTIONS APPLICATION IN TERMS OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT, 2013 (ACT 16 OF 2013)

ERF 296 BEACON BAY (3 RIVERVIEW TERRACE BEACON BAY)

Notice is hereby given in terms of Section 47 of the above Act together with section 59 of the Buffalo City Metropolitan Municipal Spatial Planning and Land use Management bylaw of 2016 that the undermentioned application has been received and is open for inspection at the office of the Buffalo City Metropolitan Municipality, Trust Centre, 117 Oxford Street ( Cnr North Street) East London. Any objections with full reasons therefor, should be lodged in writing with the City Manager within 30 days after publication of this notice with specific reference to the above act and erf number.

APPLICANT: Saint Christopher's Trust

Nature of application: Removal of Title conditions applicable to Erf 296 Beacon Bay.

**PROVINCIAL NOTICE 235 OF 2019****BUFFALO CITY METROPOLITAN MUNICIPALITY (EASTERN CAPE)**

**Removal of Restrictive Title Condition in terms of the Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013)**

Under Section 47(1) of the Spatial Planning and Land Use Management Act 16 of 2013 and upon instructions by the Local Authority, a notice is hereby given that condition C (1) (c) as contained in Deed of Transfer No. T2676/1989 pertaining to Erf 10741, East London is hereby removed.

PROVINCIAL NOTICE 236 OF 2019  
**PROVINCE OF THE EASTERN CAPE**

**PROVINCIAL NOTICE**

**OFFICE OF THE PREMIER**

**PROVINCIAL COMMISSIONS AMENDMENT BILL 2019  
(EASTERN CAPE)**

The abovementioned Bill is hereby published for public comment in terms of Rule 147 of the Standing Rules of the Legislature.

Members of the public are invited to submit their written comments to the **Director General, Office of the Premier, Private Bag X0047, Bhisho, 5604** or fax such comments to 0862420334 or email to **[melanie.koert@otp.ecprov.gov.za](mailto:melanie.koert@otp.ecprov.gov.za)** within 14 days from the date of publication hereof.

**PROVINCE OF THE EASTERN CAPE**

**PROVINCIAL COMMISSIONS AMENDMENT BILL 2019 (EASTERN  
CAPE),**

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**(As introduced)**

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**(BY THE PREMIER)**

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**GENERAL EXPLANATORY NOTE:**

[            ]        **Words in bold type in square brackets indicate omissions from existing enactments.**

\_\_\_\_\_        **Words underlined with a solid line indicate insertions in existing enactments.**

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## **BILL**

To amend the Provincial Commissions Act, No. 3 of 1994 (Eastern Cape) so as to rectify the reference to the Constitution of the Republic of South Africa, 1996, clarify the method of appointment of a Commission, its chairperson or secretary, enhance the provisions of the sittings of a Commission, the methodology of giving notice of sittings; provide for the prevention of intimidation and hindrance of witnesses; and to provide for matters incidental thereto.

### **1. Amendment of Section 1 of Act No. 3 of 1994**

Section 1 of the Provincial Commissions Act, 1994 (Act No. 3 of 1994) (hereinafter referred to as a Principal Act), is hereby amended by the substitution for section 1 of the following section:

**"1. Appointment of commission.**

(1) The Premier may, in terms of section 127 (2) (e) of the Constitution of the Republic of South Africa, by proclamation in the *Provincial Gazette* –

(a) appoint a commission of inquiry;

(b) define the matter to be investigated by the commission and its other terms of reference;

(c) designate any member of the commission as the chairperson of that commission; and

(d) appoint a secretary to the commission, and such other officials as he or she may deem necessary to assist the commission; and

(e) make regulations—

(i) providing for the procedure to be followed at the investigation and for the preservation of confidentiality;

(ii) conferring additional powers on the commission;

(iii) providing for the manner of holding, or the procedure to be followed in the course, of investigation or for the preservation of secrecy;

(iv) providing for preventing the commission or a member of the commission from being insulted, disparaged or belittled or to prevent the proceedings or findings of the commission from being prejudiced, influenced or anticipated;

(v) providing generally for all matters which he or she considers it necessary or expedient to prescribe for the purposes of the investigation;

(vi) providing generally for all matters which he or she considers necessary or expedient for the proper performance by a commission of its functions;

(2) Any regulation made under subsection (1)(e) may provide for penalties for any contravention thereof or failure to comply therewith, by way of a fine or imprisonment for a period not exceeding six months or both.



- (3) Notwithstanding anything to the contrary in any other law, a magistrate's court shall have jurisdiction to impose any penalty prescribed by any such regulation."

## 2. Amendment of Section 2 of Act No. 3 of 1994

Section 2 of the Principal Act is hereby amended-

- (1) By the substitution for section 2 of the following subsection:

'(1) A commission may sit at any place in the Province of the Eastern Cape determined by the Chairperson for the purpose of hearing evidence or addresses or of deliberating.

- (2) By the insertion after subsection 1 of the following subsection :

(2) The chairperson shall give notice of every sitting of such a commission. by publication of a notice in the *Provincial Gazette* and two newspapers in circulation in the Province."

## 3. Amendment of Section 5 of Act No. 3 of 1994

Section 5 of the Principal Act is hereby amended by the substitution for section 5 of the following section:

"(1) Any person who wilfully interrupts the proceedings of a commission or who wilfully hinders or obstructs a commission in the performance of its functions shall be guilty of an offence and liable on conviction to a fine [not exceeding R2 000 rand] or to imprisonment for a period not exceeding six months or to both such fine and imprisonment.

- (2) Any person who—

- (a) by any means whatsoever causes any witness to refrain from giving evidence or to give false evidence before a commission;  
(b) by any means whatsoever prevents a witness from attending any sitting of a commission; or

(c) destroys or conceals any book, document or object which to his or her knowledge might be of assistance to a commission in any matter relating to the subject of its investigation,

shall be guilty of an offence, and on conviction be liable to a fine or to imprisonment for a period not exceeding two years, or to both such fine and imprisonment."

#### **4. Amendment of Section 6 of Act No. 3 of 1994**

Section 6 of the Principal Act is hereby amended by the substitution for section 6 of the following section:

"(1) Any person summoned to attend and who without sufficient cause (the onus of proof whereof shall rest upon him or her)-

- (a) fails to attend at the time and place specified in the summons; or
- (b) fails to remain in attendance until the conclusion of the enquiry or until he or she is excused by the chairperson of the commission from further attendance, or
- (c) refuses to be sworn or to make affirmation as a witness after he or she has been required by the chairperson of the commission to do so,

shall be guilty of an offence.

(2) Any person who has been sworn in or has made an affirmation as a witness and who without sufficient cause (the onus of proof whereof shall rest upon him or her)-

- (a) fails to answer fully and satisfactorily any question lawfully put to him or her; or
- (b) fails to produce any book, document or object in his or her possession or custody or under his or her control, which he or she has been summoned to produce,

shall be guilty of an offence.

(3) Any person convicted of an offence contemplated in subsection (1) and (2) shall be liable on conviction to a fine or to imprisonment for a period not exceeding six months, or to both such fine and imprisonment.

(4) Any person who, after having been sworn or having made affirmation, give false evidence before a commission on any matter, knowing such evidence to be false or not believing it to be true, shall be guilty of an offence and liable on conviction to a fine or to imprisonment for a period not exceeding 12 months, or to both such fine and imprisonment."

## **5. Insertion of sections 6A and 6B in Act No. 3 of 1994.**

The following sections are hereby inserted after section 6 of the Principal Act:

### **6A. Report of commission.**

A commission shall submit a written report with its findings and recommendations to the Premier in accordance with its terms of reference, but not later than 12 months after its appointment or such further period as may be granted by the Premier at the written request of the commission.

### **6B Cost of commission**

(1) The remuneration, allowances and transport expenses payable to a member or an official of the commission, shall be determined by the Member of the Executive Council responsible for Finance.

(2) The chairperson of a commission shall, not later than 30 days after such commission presented its report to the Premier, present a statement of all expenses reasonably incurred by the commission in the performance of its functions, to the Premier.

(3) All expenses shall be paid from the appropriate vote out of the Provincial Revenue Fund in terms of an appropriation by the Provincial Legislature.”

**6. Short title.—**

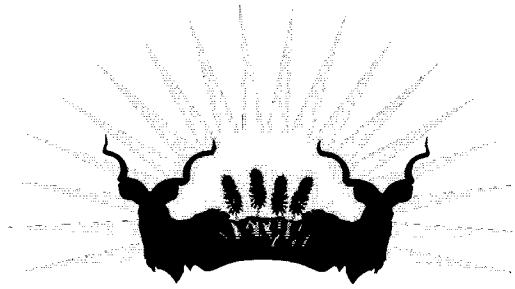
This Act shall be called the Provincial Commissions Amendment Act, 2019 (Eastern Cape).

**PROVINCIAL NOTICE 237 OF 2019****REMOVAL OF RESTRICTIVE TITLE DEED CONDITIONS : MICHAEL CHRISTIE –  
14 CARISBROOK ROAD, STIRLING, EAST LONDON**

In terms of section 47(1) of the Spatial Planning and Land Use Management Act No 16 of 2013, read with section 59 of the Buffalo City Metropolitan Municipal Spatial Planning and Land Use Management Bylaw of 2016, approval is hereby granted for the removal of restrictive title conditions C.(b) and C.(d) found in Deed of Transfer T11516/2018 pertaining to Erf 11637 East London in terms of Section 59 read with chapter 6 of the Buffalo City Spatial Planning and Land Use Management by Law.

Drake Flemmer & Orsmond (EL) Inc  
22 St James Road  
Southernwood  
East London  
Tel: 043 722 4210  
E-mail: [shaun@drakefo.co.za](mailto:shaun@drakefo.co.za)

## PROVINCIAL NOTICE 238 OF 2019

**Dr. Beyers Naudé**

MUNICIPALITY | MUNISIPALITEIT | UMASIPALA

eManteniwezi Local Municipality

**NOTICE****SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW**

In terms of Section 44 of the Dr Beyers Naude Local Municipality Spatial Planning and Land Use Management By-Law, notice is hereby given that the Council of the Dr Beyers Naude Local Municipality has appointed the following persons and designated the following officials to serve as members of the Dr Beyers Naude Municipal Planning Tribunal, established in terms of Section 33 (1) of the said by-law:

Person appointed in terms of Section 39 who are not officials:

- Ms Zenande Ngedle
- Mr Zanexolo Kelvin Dlamini
- Mrs Juliet Asare
- Ms Noma-Africa Maxongo

The Municipal Council further determined that the term of office of the above tribunal members is five (5) years from the date of the coming into effect of the tribunal, being date of publication hereof.

In terms of Section 44 (1) of the Dr Beyers Naude Municipal Spatial Planning and Land Use Management By-Law, notice is further given that the Dr Beyers Naude Municipal Planning Tribunal will commence operation from the date of publication hereof.

**DR E.M. RANKWANA**  
**MUNICIPAL MANAGER**

## PROVINCIAL NOTICE 239 OF 2019

**APPOINTED MEMBERS OF THE MAKANA LOCAL MUNICIPALITY PLANNING APPEAL TRIBUNAL**

In terms of Section 126(6) of the Makana Local Municipality Spatial Planning and Land Use Management By-Law, notice is hereby given that the Council of Makana Local Municipality has appointed the following persons and designated the following members of the Mayoral Committee to serve as members of the Makana Local Municipality Appeal Tribunal.

**Members:**

1. Ernest Louw
2. Rami Xonxa
3. B. Jackson

The Municipal Council further determined that the term of office of the above tribunal members is three (3) years from the date of the coming into effect of the tribunal, being date of publication hereof.

In terms of Section 44 (1) of the Makana Municipal Spatial Planning and Land Use Management By-Law, notice is further given that the Makana Municipal Appeal Tribunal will commence operation from the date of publication hereof.

**DR E.M. RANKWANA**  
**MUNICIPAL MANAGER**

*Makana Municipality is a vibrant, progressive and economically sound community that provides a just, friendly and safe environment for all.*

**...a great place to be**

City Hall · High Street · Grahamstown 6139  
City Hall · P.O Box 176 · Grahamstown 6140

Tel. +27 (0) 46 637 7201  
Fax. +27 (0) 46 622 9488

e-mail. [sjonas@makana.gov.za](mailto:sjonas@makana.gov.za)  
[http. www.makana.gov.za](http://www.makana.gov.za)

## PROVINCIAL NOTICE 240 OF 2019

**PUBLIC NOTICE CALLING FOR INSPECTION OF THE FIRST SUPPLEMENTARY VALUATION ROLL AND LODGING OF SECTION 78 FORMS.**

Notice is hereby given in terms of section 49(1) (a)(i)(ii) read together with section 78 (2) of the Local Government: Municipal Property Rates Act, 2004 (Act No.6 of 2004) , herein after referred to as the "Act", that the General Valuation Roll effective for the financial years 2019 to 2024 is open for public inspection in the designated areas of the Municipality as mentioned hereunder. The Roll will be open from 16 August 2019 to 08 October 2019 and can be inspected during office hours between 08:00 to 16:00 from Monday to Thursday and 08:00 to 15:00 on Friday.

- Municipal Offices
- Libraries
- Municipal Website: [www.makana.gov.za](http://www.makana.gov.za)

An invitation is hereby made in terms of section 49(1) (a)(i)(ii) of the Act, that any owner of property or other person who so desires should lodge an objection with the Municipal Manager in the prescribed manner in respect of any matter reflected in or omitted from the 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 Valuation Roll as such.

Property Owners who have not previously lodged an objection and requires a review of their property valuation, may request such a review by filling in a Section 78 review form. Section 78 review query forms are available at the following address, Municipal Offices: 86 High Street, Makhanda / Grahamstown.

The complete prescribed objection forms must be returned to the same address as indicated above **before 15:00 on the closing date of 08<sup>th</sup> October 2019**, please note that objections lodged after the closing date will not be considered.

For further details and enquires please contact Ms Gcobisa Stuurman at 046 603 6009 / 6111 or email: [GcobisaStuurman@makana.gov.za](mailto:GcobisaStuurman@makana.gov.za)

**MA MENE  
MUNICIPAL MANAGER**



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**PROVINCIAL NOTICE 241 OF 2019**

**DRAFT SPATIAL DEVELOPMENT FRAMEWORK FOR THE**

**EASTERN CAPE PROVINCIAL DEPARTMENT OF CO-**

**OPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS**

Notice is hereby given in terms of section 20(3)(a) of the Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013) (hereinafter referred to as SPLUMA), declaring the completion of the Draft, Provincial Spatial Development Framework for the Eastern Cape.

This review of the Eastern Cape PSDF would replace the current 2010/11 version. The PSDF details the spatial policies, strategies and implementation mechanisms that may or may not have been carried over from previous PSDFs, as well as those that have been amended or added. It also includes those components as contemplated in section 21 of SPLUMA.

As a result of the review, the Eastern Cape Department of Co-operative Governance and Traditional Affairs has developed a Draft PSDF on which public comment is being sought.

Copies of the Draft PSDF will lie open for inspection during normal office hours for 60 days from date of publication of this notice at the Office number 1135, Tymzashe Building, Civic centre, Bhisho, 5605.

Any comment/representation/objection in respect of the Draft PSDF may be submitted in writing for the attention of Mr. T Vele at COGTA at the above address by hand or by e-mail at [info@tshani.co.za](mailto:info@tshani.co.za), within 60 days from date of publication of this notice. Any enquiries may also be directed to the above persons.

**PROVINCIAL NOTICE 242 OF 2019**  
**SUNDAYS RIVER VALLEY MUNICIPALITY**  
**NOTICE 16/2019**

**ERRATUM**

**MUNICIPAL PROPERTY RATES BY-LAW**

The Sundays River Valley Municipality hereby issues a erratum to Provincial notice number 200 of 2019, published in Provincial Government Gazette Number 4268, published on 15 July 2019.

The Municipality published the Municipal Property Rates By-Law in terms of section 13 of the Local Government Systems Act and section 6 of the Local Government Municipal Property Rates Act of 2000.

The Municipality hereby makes the following changes to the published notice (200 of 2019):

Paragraph one (1) of the document should read as follows:

**Notice No. 16/2019**

**Date: 1 July 2019**

**Sundays River Valley Local Municipality**, hereby, in terms of section 6 of the Local Government: Municipal Property Rates Act, 2004, has by way of **Council resolution** adopted the Municipality's Property Rates By-law set out hereunder.

Paragraph 6 should read:

6. SHORT TITLE AND COMMENCEMENT

This By-Law is called the Municipal Property By-law and takes effect on the date of publication in the Provincial Gazette.

# INGQUZA HILL LOCAL MUNICIPALITY

130 Main Street  
PO Box 14  
Flagstaff  
4810  
Eastern Cape

Tel: (039) 252 0131/61  
Fax: (039) 252 0699



**INGQUZA HILL**  
LOCAL MUNICIPALITY

66 Main Street  
PO Box 7  
Lusikisiki  
4820  
Eastern Cape

Tel: (039) 253 1568/1096  
Fax: (039) 253 1234

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## PROPERTY RATES TARIFFS FOR 2019/ 2020 FINANCIAL YEAR

Notice is hereby given in terms of Section 75(a) (1) of the Local Government: Municipal Systems Act 32 of 2000 and section 14 of Municipality Property Rates Act No. 06 of 2004 that Ingquza Hill Municipal Council has passed the resolution at a meeting held on the 30 May 2019 to approve the Final Municipal Budget and Tariffs payable within the area of Ingquza Hill Local Municipality for the 2019/2020 financial year commencing 1 July 2019.

### INGQUZA HILL LOCAL MUNICIPALITY PROPERTY RATES FOR 2019/ 2020 FINANCIAL YEAR

Category of Property	Cent amount in the rand rate determined for the relevant property category	Rebates
Residential Property	0.015	40%
Business /industrial and commercial property	0.020	20%
Government Properties	0.020	20%
Agricultural Property	0.0038	20%
Public Service Infrastructure Property (PSI)	0.0038	40%

LOCAL AUTHORITY NOTICE 203 OF 2019

LOCAL AUTHORITY NOTICES • PLASLIKE OWERHEIDS KENNISGEWINGS

PROVINSIALE KOERANT, 26 AUGUSTUS 2019

No. 4295 27

**LOCAL AUTHORITY NOTICE 204 OF 2019**

**PROVINCIAL NOTICE NO 161/2019**  
**EASTERN CAPE PROVINCE**  
**KOUGA MUNICIPALITY (EC 108)**  
**REMOVAL OF RESTRICTIVE CONDITIONS**  
**ERF 27-30 (C/O CHURCH & DE JAGER STREET), PATENSIE**

**SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2016: KOUGA MUNICIPALITY**

Notice is hereby given that the Municipal Planning Tribunal on 05 April 2019, removed the following conditions applicable to Erven 27-30, Patensie;

Title Deed Transfer T28346/2017 on Erf 27: Condition B.5. & B.6.  
Title Deed Transfer T36765/2017 on Erf 28: Condition B.5. & B.6.  
Title Deed Transfer T36805/2017 on Erf 29: Condition B.5. & B.6.  
Title Deed Transfer T37841/2017 on Erf 30: Condition B.5. & B.6.

terms of Section 69 of the Spatial Planning and Land Use Management By-Law, 2016: Kouga Municipality

**ERF 114 (CNR OF DELPORT & MALAN STREET), PATENSIE**

Notice is hereby given that the Municipal Planning Tribunal on 27 June 2019, removed Condition 2(1); 2(2); 2(3); 2(4); 2(5); 2(6); 2(6)(a); 2(6)(b); 2(6)(c); 2(6)(d) applicable to Erf 114, Patensie as contained in Certificate of Consolidation Title T54783/2016 in terms of Section 69 of the Spatial Planning and Land Use Management By-Law, 2016: Kouga Municipality

**C. DU PLESSIS**  
**MUNICIPAL MANAGER**

**P.O. BOX 21**  
**JEFFREYS BAY**  
**6330**