

Provincial Gazette Free State Province

Published by Authority

Provinsiale Koerant Provinsie Vrystaat

Uitgegee op Gesag

No. 25 FRIDAY, 11 APRIL 2008

No. 25 VRYDAG, 11 APRIL 2008

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PROVINCIAL NOTICES

[NO. 124 OF 2008]

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT NO. 84 OF 1967): BLOEMFONTEIN (GARDENIA PARK): REMOVAL OF RESTRICTIONS: ERF 10254

Under the powers vested in me by section 2 of the Removal of Restrictions Act, 1967 (Act No. 84 of 1967), I, M.J. Mafereka, Member of the Executive Council of the Province responsible for Local Government and Housing, hereby alter the conditions of title in Deed of Transfer T25817/2007 pertaining to erf 10254, Bloemfontein (Gardenia Park), by the removal of condition (c) on page 2 in the said Deed of Transfer.

[NO. 125 OF 2008]

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT NO. 84 OF 1967): BLOEMFONTEIN EXTENSION 54 (HOSPITAL PARK): REMOVAL OF RESTRICTIONS AND REZONING: ERF 9807

Under the powers vested in me by section 2 of the Removal of Restrictions Act, 1967 (Act No. 84 of 1967), I, M.J. Mafereka, Member of the Executive Council of the Province responsible for Local Government and Housing, hereby alter:

- (a) the conditions of title in Deed of Transfer T19725/2004 pertaining to erf 9807, Bloemfontein, Extension 54 (Hospital Park) by the removal of conditions 2.(b) on page 2 in the said Deed of Transfer;
- (b) the conditions of title in Deed of Transfer T3631/2000 pertaining to erf 9807, Bloemfontein, Extension 54 (Hospital Park) by the removal of condition 2.(b) on page 3 in the said Deed of Transfer; and
- (c) the amendment of the Town-Planning Scheme of Bloemfontein by the rezoning of erf 9807, Bloemfontein, Extension 54 (Hospital Park) from "Single Residential 2" to "Single Residential 3".

PROVINSIALE KENNISGEWINGS

[NO. 124 VAN 2008]

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET NO. 84 VAN 1967): BLOEMFONTEIN (GARDENIAPARK): OPHEFFING VAN BEPERKINGS: ERF 10254

Kragtens die bevoegdheid my verleen by artikel 1 van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967), wysig ek, M.J. Mafereka, Lid van die Uitvoerende Raad van die Provinsie verantwoordelik vir Plaaslike Regering en Behuising, hierby die titelvoorwaardes in Transportakte T25817/2007 ten opsigte van erf 10254, Bloemfontein (Gardeniapark), deur die opheffing van voorwaarde (c) op bladsy 2 in genoemde Transportakte.

[NO. 125 VAN 2008]

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET NO. 84 VAN 1967): BLOEMFONTEIN, UITBREIDING 54 (HOSPITAALPARK): OPHEFFING VAN BEPERKINGS EN HERSONERING: ERF 9807

Kragtens die bevoegdheid my verleen by artikel 1 van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967), wysig ek, M.J. Mafereka, Lid van die Uitvoerende Raad van die Provinsie verantwoordelik vir Plaaslike Regering en Behuising, hierby:

- (a) die titelvoorwaardes in Transportakte T19725/2004 ten opsigte van erf 9807, Bloemfontein, Uitbreiding 54 (Hospitaalkamp) deur die opheffing van voorwaarde 2.(b) op bladsy 2 van genoemde Transportakte;
- (b) die titelvoorwaardes in Transportakte T3631/2000 ten opsigte van erf 9807, Bloemfontein, Uitbreiding 54 (Hospitaalkamp) deur die opheffing van voorwaarde 2.(b) op bladsy 3 van genoemde Transportakte; en
- (c) die Dorpsaanlegskema van Bloemfontein deur die hersonering van erf 9807, Bloemfontein, Uitbreiding 54 (Hospitaalkamp) vanaf "Enkelwoning 2" na "Enkelwoning 3".

[NO. 126 OF 2008]

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT NO. 84 OF 1967): BLOEMFONTEIN (WAVERLEY): REMOVAL OF RESTRICTIONS: ERF 3789

Under the powers vested in me by section 2 of the Removal of Restrictions Act, 1967 (Act No. 84 of 1967), I, M.J. Mafereka, Member of the Executive Council of the Province responsible for Local Government and Housing, hereby alter the conditions of title in Deed of Transfer T6252/1972 pertaining to erf 3789, Bloemfontein (Waverley), by the removal of conditions (a), (b) and (c) on page 3 in the said Deed of Transfer.

[NO. 127 OF 2008]

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT NO. 84 OF 1967): BLOEMFONTEIN (WILGEHOF): REMOVAL OF RESTRICTIONS: ERF 5639

Under the powers vested in me by section 2 of the Removal of Restrictions Act, 1967 (Act No. 84 of 1967), I, M.J. Mafereka, Member of the Executive Council of the Province responsible for Local Government and Housing, hereby alter the conditions of title in Deed of Transfer T1279/1981 pertaining to erf 5639, Bloemfontein (Wilgehof), by the removal of conditions A.(b) on page 3 on the said Deed of Transfer.

[NO. 126 VAN 2008]

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET NO. 84 VAN 1967): BLOEMFONTEIN (WAVERLEY): OPHEFFING VAN BEPERKINGS: ERF 3789

Kragtens die bevoegdheid my verleen by artikel 1 van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967), wysig ek, M.J. Mafereka, Lid van die Uitvoerende Raad van die Provinsie verantwoordelik vir Plaaslike Regering en Behuising, hierby die titelvoorwaardes in Transportakte T6252/1972 ten opsigte van erf 3789, Bloemfontein (Waverley), deur die opheffing van voorwaardes (a), (b) en (c) op bladsy 3 in genoemde Transportakte.

[NO. 127 VAN 2008]

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET NO. 84 VAN 1967): BLOEMFONTEIN (WILGEHOF): OPHEFFING VAN BEPERKINGS: ERF 5639

Kragtens die bevoegdheid my verleen by artikel 1 van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967), wysig ek, M.J. Mafereka, Lid van die Uitvoerende Raad van die Provinsie verantwoordelik vir Plaaslike Regering en Behuising, hierby die titelvoorwaardes in Transportakte T1279/1981 ten opsigte van erf 5639, Bloemfontein (Wilgehof), deur die opheffing van voorwaarde A.(b) op bladsy 3 in genoemde Transportakte.

[NO. 128 OF 2008]

NOTICE OF AUTHORISATION IN TERMS OF SECTION 85 OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998

I, **Malefetsane Joel Mafereka**, Member of the Executive Council responsible for Local Government in the Free State Province, acting in terms of section 18 of the Local Government: Municipal Structures Amendment Act (Act 33 of 2000), and on recommendation of the Local Government Municipal Demarcation Board hereby publish authorizations of district municipalities and local municipalities to perform the functions or exercise the powers as set out in the Schedule hereto.

SCHEDULE

1. In this Schedule, unless inconsistent with the context, a word or expression to which a meaning has been assigned in the Local Government: Structures Act and section 12 Notice has the same meaning and -

"district municipality" means the Category C municipality established in terms of the section 12 Notice.

"local municipality" means the Category B municipality established in terms of the section 12 Notice.

"section 12 Notice" means:-

- (a) Provincial Notice No. 181 of 2000 dated 28 September 2000 published in Provincial Gazette No. 109 of 28 September 2000;
- (b) Provincial Notice No. 182 of 2000 dated 28 September 2000 published in Provincial Gazette No. 110 of 28 September 2000;
- (c) Provincial Notice No. 183 of 2000 dated 28 September 2000 published in Provincial Gazette No. 111 of 28 September 2000;
- (d) Provincial Notice No. 184 of 2000 dated 28 September 2000 published in Provincial Gazette No. 112 of 28 September 2000, and
- (e) Provincial Notice No. 185 of 2000 dated 28 September 2000 published in Provincial Gazette No. 113 of 28 September 2000, which established the district municipality or local municipality specified therein in terms of the Structures Act;

"Schedule 4" means Schedule 4 of the Constitution of the Republic of South Africa, 1996 (Act No. 108 of 1996);

"Section 84" refers to section 84 of the Structures Act

"Structures Act" means the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

Repeal of Notice

2. Provincial Notice No. 146 of 30 June 2006 is hereby repealed with effect from 30 June 2008.

Authorisation

3. In terms of section 85 of the Structures Act, the municipalities indicated in the first and second columns hereunder are authorised to perform the functions and exercise the powers indicated in the third column in their areas or those aspects of such powers and functions as are being performed by them on the date of commencement of this notice.

Municipal No.	Name of Municipality	The district municipality performs the following local functions in the local area indicated in brackets and the local municipality performs the following district functions in their respective local areas.
DC16	Xhariep District Municipality	No adjustments to perform local municipal functions.
FS161	Letsemeng Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(j) Section 84(1)(n) - relating to the above functions.
FS162	Kopanong Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(j) Section 84(1)(j) Section 84(1)(n) - relating to the above functions.
FS163	Mohokare Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(j) Section 84(1)(k) - Abattoirs only. Section 84(1)(n) - relating to the above functions.
DC 17	Motheo District Municipality	No adjustments to perform local municipal functions.
FS171	Naledi Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(j) Section 84(1)(l) Section 84(1)(n) - relating to the above functions.
FS172	Mangaung Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(h) Section 84(1)(j) Section 84(1)(k) - Markets only Section 84(1)(l) Section 84(1)(n) - relating to the above functions.
FS173	Mantsopa Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(j) Section 84(1)(l) Section (1)(n) - relating to the above functions.
DC18	Lejweleputswa District Municipality	No adjustments to perform local municipal functions.
FS181	Masilonyana Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(l) Section 84(1)(n) - relating to the above functions.

Municipal No.	Name of Municipality	The district municipality performs the following local functions in the local area indicated in brackets and the local municipality performs the following district functions in their respective local areas.
FS182	Tokologo Local Municipality	As listed in: Section 84(1)(e) Section 94(1)(f) Section 84(1)(o) Section 84(1)(l) Section 84(1)(n) - relating to the above functions.
FS183	Tswelopele Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(k) Section 84(1)(l) Section 84(1)(n) - relating to the above functions.
FS184	Matjhabeng Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(h) Section 84(1)(j) Section 84(1)(k) Markets only Section 84(1)(l) Section 84(1)(n) - relating to the above functions.
FS185	Nala Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(j) Section 84(1)(l) Section 84(1)(n) - relating to the above functions.
DC19	Thabo Mofutsanyane District Municipality	The following powers and functions or aspects thereof in the area of the local municipalities indicated in brackets. Schedule 4 Part B Local tourism (FS191, FS193)
FS191	Setsoto Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(j) Section 84(1)(l) Section 84(1)(n) - relating to the above functions.
FS192	Dihlabeng Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(h) Section 84(1)(j) Section 84(1)(l) Section 84(1)(n) - relating to the above functions.
FS193	Nketoana Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(j) Section 84(1)(l) Section 84(1)(n) - relating to the above functions.

Municipal No.	Name of Municipality	The district municipality performs the following local functions in the local area indicated in brackets and the local municipality performs the following district functions in their respective local areas.
FS194	Maluti a Phofung Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(h) Section 84(1)(j) Section 84(1)(l) Section 84(1)(n) - relating to the above functions.
FS195	Phumelela Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(l) Section 84(1)(n) - relating to the above functions.
DC20	Fezile Dabi District Municipality	No adjustments to perform local municipal functions.
FS201	Moqhaka Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(l) Section 84(1)(n) - relating to the above functions.
FS203	Ngwathe Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(h) Section 84(1)(l) Section 84(1)(n) - relating to the above functions.
FS205	Mafube Local Municipality	As listed in: Section 84(1)(e) Section 84(1)(f) Section 84(1)(l) Section 84(1)(n) - relating to the above functions.

Responsibility and accountability

4. A municipality which is authorised in terms of paragraph 3 to perform a function or exercise a power, must assume full responsibility and accountability for those functions or powers and their effective and efficient performance or exercise, as the case may be, or any aspect thereof as being performed by that municipality on the date of commencement of this notice.

Legal, practical and other consequences of the authorisation

5. The provisions regarding -
(a) the transfer of assets, rights, liabilities and obligations;
the transfer of staff;
administrative units; and
the continued application of by-laws and resolutions,

as set out in the section 12 Notice, apply with the necessary changes required by the context, to the performance of a function or exercise of a power by a municipality that is authorized to perform such function or exercise such power in accordance with this Notice.

Commencement

6. This authorisation takes effect on 1 July 2008.

[NO. 129 OF 2008]

NOTICE IN TERMS OF SECTION 14(2)(b) OF THE LOCAL GOVERNMENT: MUNICIPAL SYSTEMS ACT, 2000:

- [1.] I, MJ MAFEREKA, Member of the Executive Council responsible for Local Government and Housing in terms of Section 14 (2)(b) of the Local Government: Municipal Structures Act, 2000 (Act 32 of 2000) hereby publish standard draft by-laws for Property Rates as set out in the Schedule hereto for public comment.
- [2.] The public and interested parties are invited to submit comments in writing on these proposed standard draft by-laws by not later than 30 days from the date of publication of this notice, to -
The Deputy Director-General
Department of Local Government
Local Government Branch
PO Box 211
BLOEMFONTEIN
9301

Comments may also be submitted by facsimile to number 051 407 6732 or by e-mail to mmuso@lgh.fs.gov.za

SCHEDULE

(Drafters note: In terms of section 6 of the Local Government: Municipal Property Rates Act, 2004 (Act 6 of 2004), a municipality is expected to adopt by-laws to give effect to the implementation of its rates policy.)

DRAFT STANDARD PROPERTY RATES BY-LAWS

BE it enacted by the Council of the.....Municipality, in terms of section 156(2) of the Constitution, 1996, read with section 11 (3)(m) of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000), and section 6 of the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004), as follows:

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1. Definitions
2. Rates policy
3. Principles
4. Categories of property
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11. Property used for agricultural purposes
12. Process for granting exemptions, rebates and reductions
13. Rates increases
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Definitions

1. In these by-laws, unless the context indicates otherwise -
"agricultural purpose", in relation to the use of a property, excludes the use of a property for the purpose of ecotourism or for the trading in or hunting of game;
"annually" means once every financial year;
"category" -
 - (a) in relation to property, means a category of property determined in terms of section 4 of these by-laws;
 - (b) in relation to owners of property, means a category of owners of property determined in terms of section 5 of these by-laws;
"exemption", in relation to the payment of a rate, means an exemption granted in terms of section 8 of these by-laws;

"land tenure right" means an old order right or a new order right as defined in section 1 of the Communal Land Rights Act, 2004 (Act No. 11 of 2004);

"multiple purposes", in relation to property, means the use of property for more than one purpose;

"municipal council" or "council" means a municipal council referred to in section 18 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998);

"Municipality" means the Municipality of established in terms of Section 12 of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998), and includes any political structure, political office-bearer, councillor, duly authorised agent thereof or any employee thereof acting in connection with this by-law by virtue of a power vested in the Municipality and delegated or sub-delegated to such political structure, political office-bearer, councillor, agent or employee;

"owner" -

- (a) in relation to property referred to in paragraph (a) of the definition of "property", means a person in whose name ownership of the property is registered;
- (b) in relation to a right referred to in paragraph (b) of the definition of "property", means a person in whose name the right is registered;
- (c) in relation to a land tenure right referred to in paragraph (c) of the definition of "property", means a person in whose name the right is registered or to whom it was granted in terms of legislation; or
- (d) in relation to public service infrastructure referred to in paragraph (d) of the definition of "property", means the organ of state which owns or controls that public service infrastructure as envisaged in the definition of "publicly controlled", provided that a person mentioned below may for the purposes of these by-laws be regarded by the municipality as the owner of the property in the following cases -
 - (i) a trustee, in the case of a property in a trust, excluding state trust land;
 - (ii) an executor or administrator, in the case of property in a deceased estate;
 - (iii) a trustee or liquidator, in the case of property in an insolvent estate or in liquidation;
 - (iv) a judicial manager, in the case of property in the estate of a person under judicial management;
 - (v) a curator, in the case of property in the estate of a person under curatorship;
 - (vi) an usufructuary or other person in whose name a usufruct or other personal servitude is registered, in the case of property that is subject to a usufruct or other personal servitude;
 - (vii) a lessee, in the case of a property that is registered in the name of the municipality and is leased by it; or
 - (viii) a buyer, in the case of a property that was sold by a municipality and of which possession was given to the buyer pending registration of ownership in the name of the buyer;

"permitted use", in relation to property, means the limited purposes for which the property may be used in terms of -

- (a) any restriction imposed by -
 - (i) a condition of title;
 - (ii) a provision of a town planning or land use scheme; or
 - (iii) any legislation applicable to any specific property or properties; or
- (b) any alleviation of any such restrictions;

"property" means -

- (a) immovable property registered in the name of a person, including, in the case of a sectional title scheme, a sectional title unit registered in the name of a person;
- (b) a right registered against immovable property in the name of a person, excluding a mortgage bond registered against the property;
- (c) a land tenure right registered in the name of a person or granted to a person in terms of legislation; or
- (d) public service infrastructure.

"property register" means a register of properties referred to in section 23 of the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004);

"protected area" means an area that is or has to be listed in the register referred to in section 10 of the National Environmental: Protected Areas Act, 2003 (Act No. 57 of 2003);

"public benefits organization" means an organization conducting specified public benefit activities as defined in the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004) and registered in terms of the Income Tax Act, 1962 (Act No. 58 of 1962) for a tax reduction because of those activities;

"publicly controlled" means owned or otherwise under the control of an organ of state, including -

- (a) a public entity listed in the Public Finance Management Act, 1999 (Act No. 1 of 1999);
- (b) a municipality; or
- (c) a municipal entity as defined in the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000);

"public service infrastructure" means publicly controlled infrastructure of the following kinds:

- (a) national, provincial or other public roads on which goods, services or labour move across the municipal boundary;
- (b) water or sewer pipes, ducts or other conduits, dams, water supply reservoirs, water treatment plants or water pumps forming part of a water or sewer scheme serving the public;
- (c) power stations, power substations or power lines forming part of an electricity scheme serving the public;

- (d) gas or liquid fuel plants or refineries or pipelines for gas or liquid fuels, forming part of a scheme for transporting such fuels;
 - (e) railway lines forming part of a national railway system;
 - (f) communication towers, masts, exchanges or lines forming part of a communications system serving the public;
 - (g) runways or aprons at national or provincial airports;
 - (h) any other publicly controlled infrastructure as may be prescribed in terms of section 83 of the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004); or
 - (i) rights of way, easements or servitudes in connection with infrastructure mention in paragraphs (a) to (i).
- "rate" means a municipal rate on property envisaged in section 229(1)(a) of the Constitution, 1996;
- "rateable property" means property on which a municipality may in terms of section 2 of the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004) levy a rate, excluding property fully excluded from the levying of rates in terms of section 17 of the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004);
- "rebate", in relation to a rate payable on property, means a discount in the amount of the rate payable on the property, granted in terms of section 9 of these by-laws;
- "reduction", in relation to a rate payable on property, means the lowering of the amount for which the property was valued and the rating of the property at that lower amount, granted in terms of section 10 of these by-laws;
- "residential property" means property included in a valuation roll in terms of section 48(2) of the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004) as residential;
- "sectional title scheme" means a scheme as defined in section 1 of the Sectional Titles Act, 1986 (Act No. 95 of 1986);
- "sectional title unit" means a unit as defined in section 1 of the Sectional Titles Act, 1986 (Act No. 95 of 1986);
- "specified public benefit activity" means an activity listed in item 1 (welfare and humanitarian), item 2 (health care) and item 4 (education and development) of Part 1 of the Ninth Schedule to the Income Tax Act, 1962 (Act No. 58 of 1962);
- "the Communal Land Rights Act" means the Communal Land Rights Act, 2004 (Act No. 11 of 2004);
- "the Communal Property Associations Act" means the Communal Property Associations Act, 1996 (Act No. 28 of 1996);
- "the Provision of Land and Assistance" means the Provision of Land and Assistance Act, 1993 (Act No. 126 of 1993);
- "the Restitution of Land Rights Act" means the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994);
- "the Act" means the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004);
- "vacant land" means land on which no immovable improvements have been erected.

Rates Policy

2. (1) The municipal council must, by resolution, adopt a policy on the levying of rates on rateable property in the municipality.
- (2) The rates policy adopted by the municipal council in terms of subsection (1) must comply with the provisions of the Act.
- (3) The municipality must levy rates in accordance with the Act; these by-laws; and the rates policy adopted in terms of subsection (1).

Principles

3. The rates policy adopted by the municipal council must comply with the following principles -
 - (a) All ratepayers within a specific category, as determined by the municipal council from time-to-time, must be treated equitably.
 - (b) A fair and transparent system of exemptions, rebates and reductions must be adopted and implemented by the municipality.
 - (c) Relief measures in respect of the payment of rates may not be granted on an individual basis, other than by way of exemption, rebate or reduction.
 - (d) Exemptions, rebates and reductions must be used to alleviate the rates burden on -
 - (i) the poor;
 - (ii) public benefit organizations; and
 - (iii) public service infrastructure.
 - (e) Provision must be made for the promotion of local, social and economic development.

(Drafters Note: Other principles may be identified by the municipal council and included here.)

Categories of Property

4. (1) For the purpose of levying different rates on different categories of property, the municipal council may -
- (a) determine different categories of property; or
- (b) provide criteria for determining different categories of property.
- (2) The different categories of property determined by the municipal council in terms of subsection (1)(a); or the criteria for determining different categories of property provided by the municipal council in terms of subsection (1)(b), must be specified in the rates policy adopted by the municipal council in terms of section 2(1).
- (3) The different categories of property determined by the municipal council in terms of subsection (1)(a) may include, but are not limited, to those set out below -
- (a) residential properties;
 - (b) industrial properties;
 - (c) commercial properties;
 - (d) farm properties used for agricultural purposes;
 - (e) farm properties used for commercial purposes;
 - (f) farm properties used for residential purposes;
 - (g) farm properties used for any other purpose;
 - (h) farm properties not used for any purpose;
 - (i) state-owned properties:
 - (i) state-owned properties that provide local services;
 - (ii) state-owned properties that provide district services;
 - (iii) state-owned properties that provide metropolitan services;
 - (iv) state-owned properties that provide provincial services; or
 - (v) state-owned properties that provide national services;
 - (j) municipal properties;
 - (k) public service infrastructure;
 - (l) privately owned towns serviced by the owner;
 - (m) formal and informal settlements;
 - (n) communal land as defined in the Communal Land Rights Act;
 - (o) state trust land;
 - (p) property acquired in terms of the Provision of Land and Assistance Act;
 - (q) property acquired in terms of the Restitution of Land Rights Act;
 - (r) property subject to the Communal Property Associations Act;
 - (s) protected areas;
 - (t) national monuments;
 - (u) property owned by public benefit organizations and used for specified public benefit activities;
 - (v) multiple-use properties; or
 - (w) vacant land.

(Drafters Note: Other categories of property may be determined by the municipal council and included here.)

- (4) The criteria for determining different categories of property provided by the municipal council in terms of subsection (1)(b) may include, but are not limited, to those set out below -
- (a) the actual use of the property;
 - (b) the permitted use of the property;
 - (c) the size of the property; or
 - (d) the geographical area in which the property is located.

(Drafters Note: Other criteria for determining different categories of property may be provided by the municipal council and included here.)

Categories of Owner

5. (1) For the purpose of levying rates on different categories of property or for the purpose of granting exemptions, rebates or reductions, the municipal council may -
- (a) determine different categories of owners of property; or
- (b) provide criteria for determining different categories of owners of property.
- (2) The different categories of owners of property determined by the municipal council in terms of subsection (1)(a); or the criteria for determining different categories of owners of property provided by the municipal council in terms of subsection (1)(b), must be specified in the rates policy adopted by the municipal council in terms of section 2(1).
- (3) The different categories of owners of property determined by the municipal council in terms of subsection (1)(a) may include, but are not limited, to the following categories -
- (a) indigent owners;
 - (b) owners dependent on pensions or social grants for their livelihood;
 - (c) owners temporarily without an income;

- (d) owners of property situated within an area affected by a disaster or any other serious adverse social or economic condition;
- (e) owners of residential property whose market value is below the amount indicated in the municipality's rates policy; or
- (f) owners of agricultural property who are *bona fide* farmers.

(Drafters Note: Other categories of owners of property may be determined by the municipal council and included here.)

- (4) The criteria for determining different categories of owners of property provided by the municipal council in terms of subsection (1)(b) may include, but are not limited, to the following criteria -
 - (a) income of the owner of the property;
 - (b) source of income of the owner of the property;
 - (c) occupation of the owner of the property;
 - (d) market value of the property;
 - (e) use of the property; or
 - (f) disasters or any other serious adverse social or economic condition.

(Drafters Note: Other criteria for determining different categories of owners of property may be provided by the municipal council and included here.)

Multiple-use Properties

- 6. (1) The municipal council must determine the criteria in terms of which multiple-use properties must be rated.
- (2) The criteria determined by the municipal council in terms of subsection (1) must be specified in the rates policy adopted by the municipal council in terms of section 2(1).
- (3) The criteria determined by the municipal council must be either -
 - (a) the permitted use of the property;
 - (b) the dominant use of the property; or
 - (c) the multiple-uses of the property
- (4) If the criterion set out in subsection (3)(c) is adopted by the municipal council, the rates levied on multiple-use properties must be determined -
 - (a) by apportioning the market value of such a property to the different purposes for which the property is used; and
 - (b) by applying the relevant cent amount in the rand to the corresponding apportioned market value.

Differential Rating

- 7. (1) Subject to and in conformity with the Act, the municipality may levy different rates on different categories of property.
- (2) If the municipality chooses to levy different rates on different categories of property, it must exercise this power in accordance with the criteria the municipal council is required to determine in terms of section 3(3)(b)(i) of the Act.
- (3) The criteria determined by the municipal council in terms of section 3(3)(b)(i) of the Act must be specified in the rates policy adopted by the municipal council in terms of section 2(1).
- (4) The criteria which must be determined by the municipal council in terms of section 3(3)(b)(i) of the Act may include, but are not limited, to those set out below -
 - (a) the nature of the property;
 - (b) the sensitivity of the property to rating;
 - (c) the extent to which the property has been developed; or
 - (d) the promotion of social and economic development.

(Drafters Note: Other criteria may be determined by the municipal council and included here.)

- (5) If the municipal council chooses to levy different rates on different categories of property, it must determine the method in terms of which different rates will be levied against different categories of property.
- (6) The method determined by the municipal council in terms of subsection (5) must be based on one of the methods set out below -
 - (a) setting a different cent amount in the Rand for each category of property;
 - (b) granting rebates for different categories of property; or
 - (c) granting reductions for different categories of property.
- (7) The method determined by the municipal council in terms of subsections (6) must be specified in the rates policy adopted by the municipal council in terms of section 2(1).

Exemptions

8. (1) Subject to and in conformity with the Act, the municipality may exempt -
- (a) the owners of any specific category of property; or
 - (b) any specific category of owners of property, from the payment of rates.
- (2) If the municipality chooses to exempt the owners of any specific category of property, or any specific category of owners of property, from the payment of rates, it must exercise this power in accordance with the criteria the municipal council is required to determine in terms of section 3(3)(b)(ii) of the Act.
- (3) The criteria determined by the municipal council in terms of section 3(3)(b)(ii) of the Act must be specified in the rates policy adopted by the municipal council in terms of section 2(1).
- (4) The criteria which must be determined by the municipal council in terms of section 3(3)(b)(ii) of the Act may include, but are not limited, to those set out below -
- (a) age of the owner of the property;
 - (b) income of the owner of the property;
 - (c) source of the income of the owner of the property;
 - (d) economic, physical and social condition of the property;
 - (e) public service infrastructure;
 - (f) property used for specified public benefit activities; or
 - (g) market value of the property.

(Drafters Note: Other criteria may be determined by the municipal council and included here.)

Rebates

9. (1) Subject to and in conformity with the Act, the municipality may grant a rebate -
- (a) to the owners of any specific category of property; and/or
 - (b) to any specific category of owners of property, on the rate payable in respect of their properties.
- (2) If the municipality chooses to grant a rebate to a specific category of property, or to a specific category of owners of property, from the payment of rates, it must exercise this power in accordance with the criteria the municipal council is required to determine in terms of section 3(3)(b)(iii) of the Act.
- (3) The criteria determined by the municipal council in terms of section 3(3)(b)(iii) of the Act must be specified in the rates policy adopted by the municipal council in terms of section 2(1).
- (4) The criteria which must be determined by the municipal council in terms of section 3(3)(b)(iii) of the Act may include, but are not limited, to those set out below -
- (a) age of the owner of the property;
 - (b) physical health of the owner of the property;
 - (c) nature of the property;
 - (d) ownership of the property;
 - (e) market value of the property;
 - (f) property used for the following specified public benefit activities: (i) welfare,
(ii) health care, or
(iii) education;
 - (g) extent to which municipal services are provided to the property; or
 - (h) extent to which the property contributes to local, social and economic development.

(Drafters Note: Other criteria may be determined by the municipal council and included here.)

Reductions

10. (1) Subject to and in conformity with the Act, the municipality may grant a reduction:
- (a) to the owners of any specific category of property; and/or
 - (b) to any specific category of owners of property, in the rate payable in respect of their properties.
- (2) If the municipality chooses to grant a reduction to a specific category of property, or to a specific category of owners of property, from the payment of rates, it must exercise this power in accordance with the criteria the municipal council is required to determine in terms of section 3(3)(b)(iii) of the Act.
- (3) The criteria determined by the municipal council in terms of section 3(3)(b)(iii) of the Act must be specified in the rates policy adopted by the municipal council in terms of section 2(1).
- (4) The criteria which must be determined by the municipal council in terms of section 3(3)(b)(iii) of the Act may include, but are not limited, to those set out below -

- (a) fire;
- (b) floods;
- (c) lightning;
- (d) storms; or
- (e) other artificial or natural disasters.

(Drafters Note: Other criteria may be determined by the municipal council and included here.)

Property used for agricultural purposes

11. When considering the criteria to be applied in respect of any exemptions, rebates or reductions on properties used for agricultural purposes, the criteria listed below must be taken into account -
- (a) the extent of services provided by the municipality in respect of such properties;
 - (b) the contribution of agriculture to the local economy;
 - (c) the extent to which agriculture assists in meeting the service delivery and development obligations of the municipality; and
 - (d) the contribution of agriculture to the social and economic welfare of farm-workers.

Process for granting exemptions, rebates and reductions

12. (1) Applications for exemptions, rebates and reductions must be made in accordance with the procedures determined by the municipal council.
- (2) The procedures determined by the municipal council in terms of subsection (1) must be specified in the rates policy adopted by the municipal council in terms of section 2(1).
- (3) The municipality retains the right to refuse an application for an exemption, rebate or reduction if the information supplied in support of such an application is incomplete, incorrect or false.

Rates increases

13. (1) Subject to and in conformity with the Act, the municipality may increase the rates it levies on property in the municipality.
- (2) If the municipality chooses to increase the rates it levies on properties in the municipality, it must exercise this power in accordance with the criteria the municipal council is required to determine in terms of section 3(3)(b)(iv) of the Act.
- (3) The criteria determined by the municipal council in terms of section 3(3)(b)(iv) of the Act must be specified in the rates policy adopted by the municipal council in terms of section 2(1).
- (4) The criteria which must be determined by the municipal council in terms of section 3(3)(b)(iv) of the Act may include, but are not limited, to those set out below -
- (a) priorities of the municipality reflected in its Integrated Development Plan;
 - (b) the revenue needs of the municipality;
 - (c) the need for the management of rates shocks; or
 - (d) affordability of rates to ratepayers.

(Drafters Note: Other criteria may be determined by the municipal council and included here.)

Short title

14. These by-laws will be called the.....Municipality Property Rates By-Laws, 200...

[NO. 130 of 2008]

NOTICE IN TERMS OF SECTION 14(2)(b) OF THE LOCAL GOVERNMENT: MUNICIPAL SYSTEMS ACT, 2000:

- {1.} I, MJ MAFEREKA, Member of the Executive Council responsible for Local Government and Housing in terms of Section 14 (2)(b) of the Local Government: Municipal Structures Act, 2000 (Act 32 of 2000) hereby publish standard draft by-laws for Electricity Supply as set out in the Schedule hereto for public comment.
- {2.} The public and interested parties are invited to submit comments in writing on these proposed standard draft by-laws by not later than 30 days from the date of publication of this notice, to:-
- The Deputy Director-General
Department of Local Government
Local Government Branch
PO Box 211
BLOEMFONTEIN
9301

Comments may also be submitted by facsimile to number 051 407 6732 or by e-mail to mmuso@lgh.fs.gov.za

SCHEDULE

STANDARD ELECTRICITY SUPPLY BY-LAW

BE it enacted by the Council of the.....Municipality, in terms of section 156(2) of the Constitution, 1996, read with section 11 (3)(m) of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000) as follows:

Purpose of By-law

- To provide for the supply of electricity to the residents within the Municipality's area of jurisdiction.
- To provide for procedures, methods and practices to regulate such provision of electricity.

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CHAPTER 1
GENERAL

Definitions

1. In this by-law, words used in the masculine gender include the feminine; the singular includes the plural and vice versa, and, unless the context otherwise indicates:-

"**accredited person**" means a person registered in terms of the Regulations as an electrical tester for single phase, an installation electrician or a master installation electrician, as the case may be;

"**applicable standard specification**" means the standard specifications as listed in Annexure 1 attached to this by-law;

"**certificate of compliance**" means a certificate issued in terms of the Regulations in respect of an electrical installation or part of an electrical installation by an accredited person;

"**consumer**" in relation to premises means:

- (i) any occupier thereof or any other person with whom the Municipality has contracted to supply or is actually supplying electricity thereat; or
- (ii) if such premises are not occupied, any person who has a valid existing agreement with the Municipality for the supply of electricity to such premises; or
- (iii) if there is no such person or occupier, the owner of the premises;

"**electrical contractor**" means an electrical contractor as defined in the Regulations;

"**electrical installation**" means an electrical installation as defined in the Regulations;

"**high voltage**" means the set of nominal voltage levels that are used in power systems for bulk transmission of electricity in the range of 44kV < U_n - 220 kV. [SABS 1019];

"**low voltage**" means the set of nominal voltage levels that are used for the distribution of electricity and whose upper limit is generally accepted to be an a.c. voltage of 1000V (or a d.c. voltage of 1500 V). [SABS 1019];

"**medium voltage**" means the set of nominal voltage levels that lie above low voltage and below high voltage in the range of 1 kV < U_n - 44 kV. [SABS 1019];

"**meter**" means a device which records the demand and/or the electrical energy consumed and includes conventional and prepayment meters;

"**motor load, total connected**" means the sum total of the kW input ratings of all the individual motors connected to an installation;

"**motor rating**" means the maximum continuous kW output of a motor as stated on the maker's rating plate;

"motor starting current" in relation to alternating current motors means the root mean square value of the symmetrical current taken by a motor when energised at its rated voltage with its starter in the starting position and the rotor locked;

"Municipality" means the Municipality of established in terms of Section 12 of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998), and includes any political structure, political office-bearer, councillor, duly authorised agent thereof or any employee thereof acting in connection with this by-law by virtue of a power vested in the Municipality and delegated or sub-delegated to such political structure, political office-bearer, councillor, agent or employee;

"occupier" in relation to any premises means-

- (a) any person in actual occupation of such premises;
- (b) any person legally entitled to occupy such premises;
- (c) in the case of such premises being subdivided and let to lodgers or various tenants, the person receiving the rent payable by such lodgers or tenants, whether on his own account or as agent for any person entitled thereto or interested therein, or
- (d) any person in control of such premises or responsible for the management thereof, and includes the agent of any such person when he is absent from the Republic of South Africa or his whereabouts are unknown;

"owner" in relation to premises means the person in whom is vested the legal title thereto; provided that-

- (a) in the case of immovable property:
 - (i) leased for a period of not less than 50 years, whether the lease is registered or not, the lessee thereof, or
 - (ii) beneficially occupied under a servitude or right analogous thereto, the occupier thereof;
- (b) if the owner as hereinbefore defined-
 - (i) is deceased or insolvent, has assigned his estate for the benefit of his creditors, has been placed under curatorship by order of court or is a company being wound up or under judicial management, the person in whom the administration of such property is vested as executor, administrator, trustee, assignee, curator, liquidator or judicial manager, as the case may be, or
 - (ii) is absent from the Republic of South Africa, or if his address is unknown to the Municipality, any person who as agent or otherwise receives or is entitled to receive the rent in respect of such property, and
 - (iii) if the Municipality is unable to determine who such person is, the person who is entitled to the beneficial use of such property, shall be deemed to be the owner thereof to the exclusion of the person in whom is vested the legal title thereto;

"point of consumption" means a point of consumption as defined in the Regulations;

"point of metering" means the point at which the consumer's consumption of electricity is metered and which may be at the point of supply or at any other point on the distribution system of the Municipality or the electrical installation of the consumer, as specified by the Municipality; provided that it shall meter all of, and only, the consumer's consumption of electricity;

"point of supply" means the point determined by the Municipality at which electricity is supplied to any premises by the Municipality;

"premises" means any land or any building or structure above or below ground level and includes any vehicle, aircraft or vessel;

"prepayment meter" means a meter that can be programmed to allow the flow of pre-purchased amounts of energy in an electrical circuit;

"Regulations" means Regulations made in terms of the Occupational Health and Safety Act, 1993 (Act 85 of 1993), as amended;

"retail wheeling" means the process of moving third party electricity from a point of generation across the distribution systems of the Municipality and selling it to a customer;

"safety standard" means the Code of Practice for the Wiring of Premises SABS 0142 incorporated in the Regulations;

"service connection" means all cables and equipment required to connect the supply mains to the electrical installation of the consumer at the point of supply;

"service protective device" means any fuse or circuit breaker installed for the purpose of protecting the Municipality's equipment from overloads or faults occurring on the installation or on the internal service connection;

"standby supply" means an alternative electricity supply not normally used by the consumer;

"supply mains" means any part of the Municipality's electricity network;

"tariff" means the Municipality's tariff of charges for the supply of electricity and sundry fees as approved by the Municipality;

"temporary supply" means an electricity supply required by a consumer for a period normally less than one year;

"the law" means any applicable law, proclamation, ordinance, act of parliament or enactment having force of law;

"token" means the essential element of a prepayment metering system used to transfer information from a point of sale for electricity credit to a prepayment meter and vice versa;

"voltage" means the root-mean-square value of electrical potential between two conductors.

Other terms

2. All other terms used in this by-law shall, unless the context otherwise indicates, have the meaning assigned thereto in the Electricity Regulation Act, 2006 (Act 4 of 2006), as amended, or the Occupational Health and Safety Act, 1993 (Act 85 of 1993), as amended.

Headings and titles

3. The headings and titles in this by-law shall not affect the construction thereof.

CHAPTER 2 GENERAL CONDITIONS OF SUPPLY

Provision of electricity services

4. (1) Only the Municipality shall supply or contract for the supply of electricity within its area of jurisdiction with the exception of those areas where electricity is supplied by Eskom.
- (2) The Municipality may permit the retail wheeling of electricity through its network by another electricity supplier that is licensed for the trading of electricity in terms of the Electricity Regulation Act to the customers of the Municipality.

Supply by agreement

5. A person shall not use or be entitled to use an electricity supply from the Municipality unless or until such person shall have entered into an agreement in writing with the Municipality for such supply, and such agreement together with the provisions of this by-law shall in all respects govern such supply. If a person uses an electricity supply without entering into an agreement he shall be liable for the cost of electricity used as stated in section 44 of this by-law.

Service of notice

6. (1) Any notice or other document that is served on any person in terms of this by-law is regarded as having been served-
- (a) when it has been delivered to that person personally;
 - (b) when it has been left at that person's place of residence or business in the Republic with a person apparently over the age of sixteen years;
 - (c) when it has been posted by registered or certified mail to that person's last known residential or business address in the Republic and an acknowledgement of the posting thereof from the postal service is obtained;
 - (d) if that person's address in the Republic is unknown, when it has been served on that person's agent or representative in the Republic in the manner provided by paragraphs (a), (b) or (c); or
 - (e) if that person's address and agent or representative in the Republic is unknown, when it has been posted at a place on the property or premises, if any, to which it relates.
- (2) When any notice or other document must be authorised or served on the owner, occupier or holder of any property or right in any property, it is sufficient if that person is described in the notice or other document as the owner, occupier or holder of the property or right in question, and it is not necessary to name that person.

Compliance with notices

7. Any person on whom a notice duly issued or given under this by-law is served shall, within the time specified in such notice, comply with its terms.

Application for supply

8. (1) Application for the supply of electricity shall be made in writing by the prospective consumer on the prescribed form obtainable at the office of the Municipality, and the estimated load, in kVA, of the installation, shall be stated therein. Such application shall be made as early as possible before the supply of electricity is required in order to facilitate the work of the Municipality.
- (2) Applicants for the supply of electricity shall submit the following documents with their application:
- (a) An identity document or passport, and, in the case of a business, a letter of resolution delegating the authority to the applicant.
 - (b) A valid lease agreement, in the case of a tenant, or, in the case of an owner, a Deed of Sale or other proof of ownership of the premises for which a supply of electricity is required.
- (3) An application for a new temporary supply of electricity shall be considered at the discretion of the Municipality or any duly authorised official of the Municipality, which may specify any special conditions to be satisfied in such case.

Processing of requests for supply

9. Applications for the supply of electricity will be processed and the supply made available within the periods stipulated in NRS 047.

Way leaves

10. (1) The Municipality may refuse to lay or erect a service connection above or below ground on any thoroughfare or land not vested in the Municipality or on any private property, unless and until the prospective consumer shall have obtained and deposited with the Municipality written permission granted by the owner of the said private property or by the person in whom is vested the legal title to the land or thoroughfare as aforesaid exists, as the case may be, authorising the laying or erection of a service connection thereon.

- (2) If such permission is withdrawn at any time or if the aforesaid private property or thoroughfare changes ownership and the new owner refuses to grant or continue such permission, the cost of any alteration required to be made to a service connection in order that the supply of electricity may be continued, and of any removal thereof which may become necessary in the circumstances, shall be borne by the consumer to whose premises the supply of electricity is required to be continued.

Statutory servitude

11. (1) Subject to the provisions of subsection (3) the Municipality may within its municipal area-
- (a) provide, establish and maintain electricity services;
 - (b) acquire, construct, lay, extend, enlarge, divert, maintain, repair, discontinue the use of, close up and destroy electricity supply mains;
 - (c) construct, erect or lay any electricity supply main on, across, through, over or under any street or immovable property and the ownership of any such main shall vest in the Municipality;
 - (d) do any other thing necessary or desirable for or incidental, supplementary or ancillary to any matter contemplated by paragraphs (a) to (c).
- (2) If the Municipality constructs, erects or lays any electricity supply main on, across, through, over or under any street or immovable property not owned by the Municipality or under the control of or management of the Municipality it shall pay to the owner of such street or property compensation in an amount agreed upon by such owner and the Municipality or, in the absence of agreement, be determined either by arbitration or a court of law.
- (3) The Municipality shall, before commencing any work other than repairs or maintenance on or in connection with any electricity supply main on immovable property not owned by the Municipality or under the control or management of the Municipality, give the owner or occupier of such property reasonable notice of the proposed work and the date on which it proposes to commence such work.

Right of admittance to inspect, test and/or do maintenance work

12. (1) The Municipality shall, through its employees, contractors and their assistants and advisers, have access to or over any property for the purposes of-
- (a) doing anything authorised or required to be done by the Municipality under this by-law or any other law;
 - (b) inspecting and examining any service mains and anything connected therewith;
 - (c) enquiring into and investigating any possible source of electricity supply or the suitability of immovable property for any work, scheme or undertaking of the Municipality and making any necessary survey in connection therewith;
 - (d) ascertaining whether there is or has been a contravention of the provisions of this by-law or any other law, and
 - (e) enforcing compliance with the provisions of this by-law or any other law,
- (2) The Municipality shall pay to any person suffering damage as a result of the exercise of the right of access contemplated by subsection (1), except where the Municipality is authorised to execute on the property concerned any work at the cost of such person or some other person or to execute on such property any work and recover the cost thereof from such person or some other person, compensation in such amount as may be agreed upon by the Municipality and such person or, in the absence of agreement, as may be determined by a court of law.
- (3) The Municipality may, by notice in writing served on the owner or occupier of any property, require such owner or occupier to provide, on the day and at the hour specified in such notice, to allow access to such property to a person and for a purpose referred to in subsection (1).
- (4) The Municipality may gain access to or over any property without notice and may take whatever action as may, in its opinion, be necessary or desirable in consequence of the existence of a state of war or the occurrence of any calamity, emergency, disaster or power failure.

Refusal or failure to give information

13. (1) A person shall not refuse or fail to give such information as may be reasonably required of him by the Municipality or render any false information to any such official regarding any electrical installation work completed or contemplated.
- (2) The Municipality shall not make any information available concerning the supply or account details for any premises to any third party without the express written permission from the consumer who signed the supply agreement for the supply to the premises concerned except to the owner of a property upon written request to the Municipality.

Refusal of admittance

14. A person shall not wilfully hinder, obstruct, interfere with or refuse admittance to any duly authorised official of the Municipality in the performance of his duty under this by-law or of any duty connected therewith or relating thereto.

Improper use

15. If the consumer uses the electricity for any purpose or deals with the electricity in any manner which the Municipality has reasonable grounds for believing interferes in an improper or unsafe manner or is calculated to interfere in an improper or unsafe manner with the efficient supply of electricity to any other consumer, the Municipality may, with or without notice, disconnect the electricity supply but the supply shall be restored as soon as the cause for the disconnection has been permanently remedied or removed. The fee as prescribed by the Municipality for the disconnection and reconnection shall be paid by the consumer before the electricity supply is restored, unless it can be shown that the consumer does not use or deal with the electricity in an improper or unsafe manner.

Electricity tariffs and fees

16. Copies of charges and fees may be obtained free of charge at the offices of the Municipality.

Deposits

17. The Municipality in terms of its approved tariff policy reserves the right to require the consumer to deposit a sum of money as security in payment of any charges which are due or may become due to the Municipality. The amount of the deposit in respect of each electricity installation shall be determined by the Municipality, and each such deposit may be increased if the Municipality deems the deposit held to be inadequate or as a result of non-payment, or as a result of tampering, or as a result of unauthorised connections or re-connections. Such deposit shall not be regarded as being in payment or part payment of any accounts due for the supply of electricity for the purpose of obtaining any discount provided for in the electricity tariff referred to in this by-law. On cessation of the supply of electricity, the amount of deposit, free of any interest, less any payments due to the Municipality shall be refunded to the consumer.

Payment of charges

18. (1) The consumer shall be liable for all charges listed in the prescribed tariff for the electricity service as approved by the Municipality. The consumer may also be required to pay all charges of other services supplied by the Municipality to ensure a continued supply of electricity.
- (2) All accounts shall be deemed to be payable when issued by the Municipality and each account shall, on its face, reflect the due date and a warning indicating that the supply of electricity may be disconnected should the charges in respect of such supply remain unpaid after the due date.
- (3) An error or omission in any account or failure to render an account shall not relieve the consumer of his obligation to pay the correct amount due for electricity supplied to the premises and the onus shall be on the consumer to satisfy himself that the account rendered is in accordance with the prescribed tariff of charges in respect of electricity supplied to the premises.
- (4) Where a duly authorised official of the Municipality has visited the premises for the purpose of disconnecting the supply of electricity in terms of subsection (2) and he is obstructed or prevented from effecting such disconnection, the prescribed fee shall become payable for each visit necessary for the purpose of such disconnection.
- (5) After disconnection for non-payment of an account, the prescribed fees and any amounts due for electricity consumed shall be paid before the electricity supply is re-connected.
- (6) Notwithstanding the fact that an occupier has an agreement for the supply of electricity, should the owner of immovable property apply for a clearance certificate, in terms of section 118, of the Local Government: Municipal Systems Act, 32 of 2000, then such owner will be liable for all charges due to the Municipality, in respect of the said property, in order to obtain such certificate.

Interest on overdue accounts

19. The Municipality may charge interest on accounts which are not paid by the due date appearing on the account, in terms of an approved Credit and Debt Collection Policy and any related indigent support.

Principles for the resale of electricity

20. (1) Resellers shall comply with the licensing and registration requirements set out in the Electricity Regulation Act and regulations issued under this act.
- (2) Unless otherwise authorised by the Municipality, A person shall not sell or supply electricity, supplied to his premises under an agreement with the Municipality, to any other person or persons for use on any other premises, or permit or suffer such resale or supply to take place. If electricity is resold for use upon the same premises, such resale shall be subject to the conditions laid down in the Electricity Regulations, 2006 (Act 4 of 2006), provided that the reseller shall be permitted to recover his actual electricity cost, provided further that he must substantiate these costs if called upon to do so.

- 3) The tariff, rates and charges at which and the conditions of sale under which electricity is thus resold shall not be less favourable to the purchaser than those that would have been payable and applicable had the purchaser been supplied directly with electricity by the Municipality. Every reseller shall furnish the purchaser with monthly accounts that are at least as detailed as the relevant billing information details provided by the Municipality to its electricity consumers.

Right to disconnect supply

21. (1) The Municipality shall have the right to disconnect the supply of electricity to any premises without notice under the following circumstances:
- (a) where the person liable to pay for such supply fails to pay any charge due to the Municipality in connection with any supply of electricity which he/she may at any time have received from the Municipality in respect of such premises; or
 - (b) where the Municipality disconnect the supply of electricity where there are outstanding municipal service fees, surcharges on fees, property rates and other municipal taxes, levies and duties; or
 - (c) where any of the provisions of this by-law and/or the Regulations are being contravened; or
 - (d) where in the opinion of the Municipality there is a case of grave risk to person or property; or
 - (e) where tampering with the service connection or supply mains has occurred; or
 - (f) where the Municipality has disconnected the supply of electricity for reasons of community safety.
- (2) Where any of the provisions of this by-law and/or the Regulations are being contravened, the Municipality should give the person 7 (seven) days notice to remedy his/her default prior to disconnection.
- (3) After disconnection the fee as prescribed by the Municipality shall be paid.
- (4) In the case where an installation has been illegally reconnected on a consumer's premises after having been previously legally disconnected by the Municipality, or in the case where the Municipality's electrical equipment has been tampered with to prevent the full registration of consumption by the meter, the electricity supply may be physically removed from those premises.

Non-liability of the Municipality

22. The Municipality shall not be liable for any loss or damage, direct or consequential, suffered or sustained by a consumer as a result of or arising from the cessation, interruption or any other abnormality of the supply of electricity, unless caused by negligence on the part of the Municipality.

Leakage of electricity

23. Under no circumstances shall any rebate be allowed on the account for electricity supplied and metered in respect of electricity wasted owing to leakage or any other fault in the electrical installation.

Failure of supply

24. The Municipality does not undertake to attend to a failure of supply of electricity due to a fault in the electrical installation of the consumer, except when such failure is due to the operation of the service protective device of the Municipality. When any failure of supply of electricity is found to be due to a fault in the electrical installation of the consumer or to the faulty operation of apparatus used in connection therewith, the Municipality shall have the right to charge the consumer the fee as prescribed by the Municipality for each restoration of the supply of electricity in addition to the cost of making good or repairing any damage which may have been done to the service main and meter by such fault or faulty operation as aforesaid.

Seals of the Municipality

25. The meter, service protective devices and all apparatus belonging to the Municipality shall be sealed or locked by the Municipality, and no person who is not an authorised official of the Municipality shall in any manner or for any reason whatsoever remove, break, deface, or tamper or interfere with such seals or locks.

Tampering with service connection or supply mains

26. (1) A person shall not in any manner or for any reason whatsoever tamper or interfere with any meter, metering equipment, service connection, service protective device, supply mains, load control equipment or any other electrical equipment of the Municipality.
- (2) Where prima facie evidence exists of a consumer and/or any person having contravened subsection (1), the Municipality shall have the right to disconnect the supply of electricity immediately and without prior notice to the consumer. The person shall be liable for all fees and charges levied by the Municipality for such disconnection.
- (3) Where interference or damage is caused by any individual, having contravened sub-section (1), legal action may be instituted against such individual.
- (4) Where a consumer and/or any person has contravened subsection (1) and such contravention has resulted in the meter recording less than the true consumption, the Municipality shall have the right to recover from the consumer the full cost of his estimated consumption.

Protection of Municipality's supply mains

27. (1) A person shall not, except with the consent of the Municipality and subject to such conditions as may be imposed-
- (a) construct, erect or lay, or permit the construction, erection or laying of any building, structure or other object, or plant trees or vegetation over or in such a position or in such a manner as to interfere with or endanger the supply mains;
 - (b) excavate, open up or remove the ground above, next to, under or near any part of the supply mains;
 - (c) damage, endanger, remove or destroy, or do any act likely to damage, endanger or destroy any part of the supply mains;
 - (d) make any unauthorised connection to any part of the supply mains or divert or cause to be diverted any electricity there from. Any such unauthorised connection or diversion shall be removed by the Municipality and the costs thereof be recovered from the owner or occupier of the premises on which the unauthorised connection was made or from which electricity was diverted;
 - (e) The owner or occupier shall limit the height of trees or length of projecting branches in the proximity of overhead lines or provide a means of protection which in the opinion of the Municipality will adequately prevent the tree from interfering with the conductors should the tree or branch fall or be cut down. Should the owner fail to observe this provision the Municipality shall have the right, after prior written notification, or at any time in an emergency, to cut or trim the trees or other vegetation in such a manner as to comply with this provision and shall be entitled to enter the property for this purpose and to recover the costs for work done from the owner.
- (2) The Municipality may, subject to written notice of at least 14 days, demolish, alter or otherwise deal with any building, structure or other object constructed, erected or laid in contravention with this by-law.
- (3) The Municipality may in the case of a power failure, emergency or disaster remove anything damaging, obstructing or endangering or likely to damage, obstruct, endanger or destroy any part of the electrical distribution system.

Prevention of tampering with service connection or supply mains

28. If the Municipality decides that it is necessary or desirable to take special precautions in order to prevent tampering with any portion of the supply mains, service connection or service protective device or meter or metering equipment, the consumer shall either supply and install the necessary protection or pay the costs involved where such protection is supplied by the Municipality.

Unauthorised connections

29. A person other than a person specifically authorised thereto by the Municipality in writing shall not directly or indirectly connect, attempt to connect or cause or permit to be connected any electrical installation or part thereof to the supply mains or service connection.

Unauthorised reconnections

30. (1) A person other than a person specifically authorised thereto by the Municipality in writing shall not reconnect, attempt to reconnect or cause or permit to be reconnected to the supply mains or service connection any electrical installation or installations which has or have been disconnected by the Municipality.
- (2) Where the supply of electricity that has previously been disconnected is found to have been reconnected, the consumer using the supply of electricity shall be liable for all charges for electricity consumed between the date of disconnection and the date the electricity supply was found to be reconnected and any other charges raised in this regard. Furthermore, the Municipality reserves the right to remove part or all of the supply equipment until such time as payment has been received in full. In addition, the consumer will be responsible for all the costs associated with the reinstatement of such supply equipment.

Temporary disconnection and reconnection

31. (1) The Municipality shall, at the request of the consumer, temporarily disconnect and reconnect the supply of electricity to the consumer's electrical installation upon payment of the fee as prescribed by the Municipality for each such disconnection and subsequent reconnection.
- (2) In the event of the necessity arising for the Municipality to effect a temporary disconnection and reconnection of the supply of electricity to a consumer's electrical installation and the consumer is in no way responsible for bringing about this necessity, the Municipality shall waive payment of the fee hereinbefore referred to.
- (3) The Municipality may only under exceptional circumstances temporarily disconnect the supply of electricity to any premises without notice, for the purpose of effecting repairs or carrying out tests or for any other legitimate purpose. In all other instances adequate notice shall be given.

Temporary supply

32. It shall be a condition of the giving of any temporary supply of electricity, as defined in this by-law, that, if such supply is found to interfere with the efficient and economical supply of electricity to other consumers, the Municipality shall have the right, with notice, or under exceptional circumstances without notice, to terminate such temporary supply at any time and, the Municipality shall not be liable for any loss or damage occasioned by the consumer by such termination.

Temporary work

33. Electrical installations requiring a temporary supply of electricity shall not be connected directly or indirectly to the supply mains except with the special permission in writing of the Municipality. Full information as to the reasons for and nature of such temporary work shall accompany the application for the aforesaid permission, and the Municipality may refuse such permission or may grant the same upon such terms and conditions as it may appear desirable and necessary.

Load reduction

34. (1) At times of peak load, or in an emergency, or when, in the opinion of the Municipality, it is necessary for any reason to reduce the load on the electricity supply system of the Municipality, the Municipality may without notice interrupt and, for such period as the Municipality may deem necessary, discontinue the electricity supply to any consumer's electrically operated thermal storage water heater or any specific appliance or the whole installation. The Municipality shall not be liable for any loss or damage directly or consequentially due to or arising from such interruption and discontinuance of the electricity supply.
- (2) The Municipality may install upon the premises of the consumer such apparatus and equipment as may be necessary to give effect to the provisions of subsection (1), and the Municipality may at any reasonable time enter any premises for the purpose of installing, inspecting, testing adjusting and/or changing such apparatus and equipment.
- (3) Notwithstanding the provisions of subsection (2), the consumer or the owner, as the case may be, shall, when installing an electrically operated water storage heater, provide such necessary accommodation and wiring as the Municipality may decide to facilitate the later installation of the apparatus and equipment referred to in subsection (2).

Medium and low voltage switchgear and equipment

35. (1) In cases where a supply of electricity is given at either medium or low voltage, the supply and installation of the switchgear, cables and equipment forming part of the service connection shall, unless otherwise approved by the Municipality, be paid for by the consumer.
- (2) In the case of a medium voltage supply of electricity, all such equipment shall be approved and installed by Municipality.
- (3) A person shall not operate medium voltage switchgear without the written authority of the Municipality.
- (4) All earthing and testing of medium voltage equipment linked to the Municipality's network shall be conducted by or under the supervision of Municipality.
- (5) In the case of a low voltage supply of electricity, the consumer shall provide and install a low voltage main switch and/or any other equipment required by the Municipality.

Substation accommodation

36. The Municipality may, on such conditions as it may be deemed fit, require the owner to provide and maintain accommodation which shall constitute a substation and which shall consist of a separate room or rooms to be used exclusively for the purpose of housing medium voltage cables and switchgear, transformers, low voltage cables and switchgear and other equipment necessary for the supply of electricity requested by the applicant. The accommodation shall be situated at a point to which free, adequate and unrestricted access is available at all times for purposes connected with the operation and maintenance of the equipment.

The Municipality reserves the right to supply its own networks from its own equipment installed in such accommodation, and if additional accommodation is required by the Municipality, such additional accommodation shall be provided by the applicant at the cost of the Municipality.

Wiring diagram and specification

37. (1) When more than one electrical installation or electricity supply from a common main or more than one distribution board or meter is required for any building or block of buildings, the wiring diagram of the circuits starting from the main switch and a specification shall on request be supplied to the Municipality in duplicate for approval before the work commences.
- (2) Where an electrical installation is to be supplied from a substation on the same premises on which the current is transformed from high voltage, or from one of the substations of the Municipality through mains separate from the general distribution system, a complete specification and drawings for the plant to be installed by the consumer shall, if so required, be forwarded to the Municipality for approval before any material in connection therewith is ordered.

Standby supply

38. A person shall not be entitled to a standby supply of electricity from the Municipality for any premises having a separate source of electricity supply except with the written consent of the Municipality and subject to such terms and conditions as may be laid down by the Municipality.

Consumer's electricity generation equipment

39. (1) No electricity generation equipment provided by a consumer in terms of any Regulations or for his own operational requirements shall be connected to any installation without the prior written approval of the Municipality. Application for such approval shall be made in writing and shall include a full specification of the equipment and a wiring diagram. The electricity generation equipment shall be so designed and installed that it is impossible for the Municipality's supply mains to be energized by means of a back-feed from such equipment. The consumer shall be responsible for providing and installing all such protective equipment.
- (2) Where by special agreement with the Municipality, the consumer's electricity generation equipment is permitted to be electrically coupled to, and run in parallel with the Municipality's supply mains, the consumer shall be responsible for providing, installing and maintaining all the necessary synchronizing and protective equipment required for such safe parallel operation, to the satisfaction of the Municipality. Under normal operating conditions, any export of surplus energy from the consumer to the Municipality's network shall be subject to special agreement with the Municipality. In the event of a general power failure on the Municipality's network protection equipment shall be installed by the consumer, subject to the Municipality's approval, so as to ensure that the consumer's installation is isolated from the Municipality's network until normal operating conditions are restored. The cost of any specialized metering equipment will be for the consumer's account.

Technical Standards

40. The Municipality may from time to time issue Technical Standards detailing the requirements regarding matters not specifically covered in the Regulations or this by-law but which are necessary for the safe, efficient operation and management of the supply of electricity.

CHAPTER 3 RESPONSIBILITIES OF CONSUMERS

Consumer to erect and maintain electrical installation

41. Any electrical installation connected or to be connected to the supply mains, and any additions or alterations thereto which may be made from time to time, shall be provided and erected and maintained and kept in good order by the consumer at his own expense and in accordance with this by-law and the Regulations.

Fault in electrical installation

42. (1) If any fault develops in the electrical installation, which constitutes a hazard to persons, livestock or property, the consumer shall immediately disconnect the electricity supply. The consumer shall without delay give notice thereof to the Municipality and shall immediately take steps to remedy the fault.
- (2) The Municipality may require the consumer to reimburse it for any expense to which it may be put in connection with a fault in the electrical installation.

Discontinuance of use of supply

43. In the event of a consumer desiring to discontinue using the electricity supply, he shall give at least two full working days' notice in writing of such intended discontinuance to the Municipality, failing which he shall remain liable for all payments due in terms of the tariff for the supply of electricity until the expiration of two full working days after such notice has been given.

Change of occupier

44. (1) A consumer vacating any premises shall give the Municipality not less than two full working days' notice in writing of his intention to discontinue using the electricity supply, failing which he shall remain liable for such supply.
- (2) If the person taking over occupation of the premises desires to continue using the electricity supply, he shall make application in accordance with the provisions of section 5 of this by-law, and if he fails to make application for an electricity supply within ten working days of taking occupation of the premises, the supply of electricity shall be disconnected, and he shall be liable to the Municipality for the electricity supply from the date of occupation till such time as the supply is so disconnected.
- (3) Where premises are fitted with pre-payment meters any person occupying the premises at that time shall be deemed to be the consumer. Until such time as an application is made by this person for a supply of electricity, in terms of section 5 of this by-law, he shall be liable for all charges and fees owed to the Municipality for that metering point as well as any outstanding charges and fees whether accrued by that person or not.

Service apparatus

45. (1) The consumer shall be liable for all costs to the Municipality arising from damage to or loss of any metering equipment, service protective device, service connection or other apparatus on the premises, unless such damage or loss is shown to have been occasioned by an act of God or an act or omission of an employee of the Municipality or caused by an abnormality in the supply of electricity to the premises.

- (2) If, during a period of disconnection of an installation from the supply mains, the service main, metering equipment or any other service apparatus, being the property of the Municipality and having been previously used, have been removed without its permission or have been damaged so as to render reconnection dangerous, the owner or occupier of the premises, as the case may be, during such period shall bear the cost of overhauling and/or replacing such equipment.
- (3) Where there is a common metering position, the liability detailed in subsection (1) shall devolve on the owner of the premises.
- (4) The amount due in terms of subsection (1) shall be evidenced by a certificate from the Municipality which shall be final and binding.

CHAPTER 4 SPECIFIC CONDITIONS OF SUPPLY

Service connection

46. (1) The consumer shall bear the cost of the service connection, as approved by the Municipality.
- (2) Notwithstanding the fact that the consumer bears the cost of the service connection, ownership of the service connection laid or erected by the Municipality shall vest in the Municipality, and the Municipality shall be responsible for the maintenance of such service connection up to the point of supply. The consumer shall not be entitled to any compensation from the Municipality in respect of such service connection.
- (3) The work to be carried out by the Municipality at the cost of the consumer for a service connection to the consumer's premises shall be determined by the Municipality.
- (4) The consumer shall provide, fix and/or maintain on his premises such ducts, wireways, trenches, fastenings and clearance to overhead supply mains as may be required by the Municipality for the installation of the service connection.
- (5) Unless otherwise approved by a duly authorized official of the Municipality, each registered erf shall only be provided with one service connection. Where two or more premises belonging to one owner are situated on adjacent erven and the owner operates the properties in a consolidated manner, for safety considerations, only a single bulk supply of electricity shall be made available to such erven.
- (6) Any covers of a wireway carrying the supply circuit from the point of supply to the metering equipment shall be made to accept the seals of the Municipality.
- (7) Within the meter box, the service conductor or cable, as the case may be, shall terminate in an unobscured position and the conductors shall be visible throughout their length when cover plates, if present, are removed.
- (8) In the case of blocks of buildings occupied by a number of individual consumers, separate wireways and conductors or cables shall be laid from the common metering room or rooms to each individual consumer in the blocks of buildings. Alternatively, if trunking is used, the conductors of the individual circuits shall be clearly identified (tied together every 1,5m) throughout their length.

Metering accommodation

47. (1) The consumer shall, if required by the Municipality, provide accommodation in an approved position, the meter board and adequate conductors for the Municipality's metering equipment, service apparatus and protective devices. Such accommodation and protection shall be provided and maintained, to the satisfaction of the Municipality, at the cost of the consumer or the owner, as the circumstances may demand, and shall be situated, in the case of conventional meters, at a point to which free and unrestricted access shall be had at all reasonable hours for the reading of meters but at all times for purposes connected with the operation and maintenance of the service equipment. Access at all reasonable hours shall be afforded for the inspection of prepayment meters.
- (2) Where sub metering equipment is installed, accommodation separate from the Municipality's metering equipment shall be provided.
- (3) The consumer or, in the case of a common meter position, the owner of the premises shall provide adequate electric lighting in the space set aside for accommodating the metering equipment and service apparatus.
- (4) Where in the opinion of the Municipality the position of the meter, service connection, protective devices or main distribution board is no longer readily accessible or becomes a course of danger to life or property or in any way becomes unsuitable, the consumer shall remove it to a new position, and the cost of such removal, which shall be carried out with reasonable dispatch, shall be borne by the consumer.
- (5) The accommodation for the Municipality's metering equipment and protective devices may, if approved, include the consumer's main switch and main protective devices. No apparatus other than that used in connection with the supply of electricity and use of electricity shall be installed or stored in such accommodation unless approved.

CHAPTER 5 SYSTEMS OF SUPPLY

Load requirements

48. Alternating current supplies shall be given as prescribed by the Electricity Regulations, 2006 (Act 4 of 2006), and in the absence of a quality of supply agreement, as set out in applicable standard specification.

Load limitations

49. (1) Where the estimated load, calculated in terms of the safety standard, does not exceed 15 kVA, the electrical installation shall be arranged for a two-wire single-phase supply of electricity, unless otherwise approved by the Municipality.
- (2) Where a three-phase four-wire supply of electricity is provided, the load shall be approximately balanced over the three phases but the maximum out-of-balance load shall not exceed 15kVA, unless otherwise approved by the Municipality.
- (3) No current-consuming appliance, inherently single phase in character, with a rating which exceeds 15kVA shall be connected to the electrical installation without the prior approval of the Municipality.

Interference with other persons' electrical equipment

50. (1) A person shall not operate electrical equipment having load characteristics which, singly or collectively, give rise to voltage variations, harmonic currents or voltages, or unbalanced phase currents which fall outside the applicable standard specification.
- (2) The assessment of interference with other persons' electrical equipment shall be carried out by means of measurements taken at the point of common coupling.
- (3) Should it be established that undue interference is in fact occurring, the consumer shall, at his own cost, install the necessary equipment to filter out the interference and prevent it reaching the supply mains.

Supplies to motors

51. Unless otherwise approved by the Municipality the rating of motors shall be limited as follows:
- (1) **Limited size for low voltage motors-**
The rating of a low voltage single-phase motor shall be limited to 2kW and/or the starting current shall not exceed 70A. All motors exceeding these limits shall be wound for three phases at low voltage or such higher voltage as may be required.
- (2) **Maximum starting and accelerating currents of three-phase alternating current motors-**
The starting current of three-phase low voltage motors permitted shall be related to the capacity of the consumer's service connection, as follows:

Insulated service cable, size in mm ² , copper equivalent mm ²	Maximum permissible starting current A	Maximum motor rating in kW		
		Direct on line (6 x full-load current) kW	Star/Delta (2,5 x full-load current) kW	Other means (1,5 x full-load current)
		kW	kW	kW
16	72	6	13,5	23
25	95	7,5	18	30
35	115	9	22	36,5
50	135	10	25	45
70	165	13	31	55
95	200	16	38	67
120	230	18	46	77
150	260	20	52	87

- (3) Consumers supplied at medium voltage-
In an installation supplied at medium voltage the starting current of a low voltage motor shall be limited to 1,5 times the rated full-load current of the transformer supplying such a motor. The starting arrangement for medium voltage motors shall be subject to the approval of the Municipality.

Power factor

52. (1) If required by the Municipality, the power factor of any load shall be maintained within the limits 0,85 lagging and 0,9 leading.
- (2) Where, for the purpose of complying with subsection (1), it is necessary to install power factor corrective devices, such corrective devices shall be connected to the individual appliance terminals unless the correction of the power factor is automatically controlled.
- (3) The consumer shall, at his own cost, install such corrective devices.

Protection

53. Electrical protective devices for motors shall be of such a design as effectively to prevent sustained over current and single phasing, where applicable.

CHAPTER 6 MEASUREMENT OF ELECTRICITY

Metering

54. (1) The Municipality shall, at the consumer's cost in the form of a direct charge or prescribed fee, provide, install and maintain appropriately rated metering equipment at the point of metering for measuring the electricity supplied.
- (2) Except in the case of prepayment meters, the electricity used by a consumer during any metering period shall be ascertained by the reading of the appropriate meter or meters supplied and installed by the Municipality and read at the end of such period except where the metering equipment is found to be defective, or the Municipality invokes the provisions of section 58(2) of this by-law, in which case the consumption for the period shall be estimated.
- (3) Where the electricity used by a consumer is charged at different tariff rates, the consumption shall be metered separately for each rate.
- (4) The Municipality reserves the right to meter the supply to blocks of shops and flats, tenement-houses and similar buildings for the buildings as a whole, or for individual units, or for groups of units.
- (5) No alterations, repairs or additions or electrical connections of any description shall be made on the supply side of the point of metering unless specifically approved in writing by the Municipality.

Accuracy of metering

55. (1) A meter shall be conclusively presumed to be registering accurately if its error, when tested in the manner prescribed in subsection (5) hereof, is found to be within the limits of error as provided for in the applicable standard specifications.
- (2) The Municipality shall have the right to test its metering equipment. If it is established by test or otherwise that such metering equipment is defective, the Municipality shall -
- (i) in the case of a conventional meter, adjust the account rendered;
 - (ii) in the case of prepayment meters,
 - (a) render an account where the meter has been under-registering, or
 - (b) issue a free token where the meter has been over-registering; in accordance with the provisions of subsection (6).
- (3) The consumer shall be entitled to have the metering equipment tested by the Municipality on payment of the prescribed fee. If the metering equipment is found not to comply with the system accuracy requirements as provided for in the applicable standard specifications, an adjustment in accordance with the provisions of subsections (2) and (6) shall be made and the aforesaid fee shall be refunded.
- (4) In case of a dispute, the consumer shall have the right at his own cost to have the metering equipment under dispute tested by an approved independent testing authority, and the result of such test shall be final and binding on both parties.
- (5) Meters shall be tested in the manner as provided for in the applicable standard specifications.
- (6) When an adjustment is made to the electricity consumption registered on a meter in terms of subsection (2) or (3), such adjustment shall either be based on the percentage error of the meter as determined by the test referred to in subsection (5) or upon a calculation by the Municipality from consumption data in its possession. Where applicable, due allowance shall be made, where possible, for seasonal or other variations which may affect the consumption of electricity.
- (7) When an adjustment is made as contemplated in subsection (6), the adjustment may not exceed a period of three years preceding the date on which the metering equipment was found to be inaccurate. The application of this section does not bar a consumer from claiming back overpayment for any longer period where the consumer is able to prove the claim in the normal legal process.

- (8) Where the actual load of a consumer differs from the initial estimated load provided for under section 8(1) to the extent that the Municipality deems it necessary to alter or replace its metering equipment to match the load, the costs of such alteration or replacement shall be borne by the consumer.
- (9) (a) Prior to the Municipality making any upward adjustment to an account in terms of subsection (6), the Municipality shall-
- (i) notify the consumer in writing of the monetary value of the adjustment to be made and the reasons therefore;
 - (ii) in such notification provide sufficient particulars to enable the consumer to submit representations thereon; and
 - (iii) call upon the consumer in such notice to provide it with reasons in writing, if any, within 21 days or such longer period as the Municipality may permit why his account should not be adjusted as notified.
- (b) Should the consumer fail to make any representations during the period referred to in subsection 9(a)(iii) the Municipality shall be entitled to adjust the account as notified in subsection 9(a)(i).
- (c) The Municipality shall consider any reasons provided by the consumer in terms of subsection (9)(a) and shall, if satisfied that a case has been made out therefore, adjust the account appropriately.
- (d) If the Municipality decides after having considered the representation made by the consumer that such representations do not establish a case warranting an amendment to the monetary value established in terms of subsection (6), the Municipality shall be entitled to adjust the account as notified in terms of subsection 9(a)(i), subject to the consumer's right to appeal the decision of the Municipality in terms of section 62 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000).

Reading of credit meters

56. (1) Unless otherwise prescribed, credit meters shall normally be read at intervals of one month.
- (2) If for any reason the credit meter cannot be read, the Municipality render an estimated account. The electrical energy consumed shall be adjusted in a subsequent account in accordance with the electrical energy actually consumed.
- (3) When a consumer vacates a property and a final reading of the meter is not possible, an estimation of the consumption may be made and the final account rendered accordingly.
- (4) If a special reading of the meter is desired by a consumer, this may be obtained upon payment of the prescribed fee.
- (5) If any calculating, reading or metering error is discovered in respect of any account rendered to a consumer, the error shall be corrected in subsequent accounts. Any such correction shall only apply in respect of accounts for a period of 6 months preceding the date on which the error in the accounts was discovered, and shall be based on the actual tariffs applicable during the period. The application of this section does not prevent a consumer from claiming back overpayment for any longer period where the consumer is able to prove the claim in the normal legal process.

Prepayment metering

57. (1) No refund of the amount tendered for the purchase of electricity credit shall be given at the point of sale after initiation of the process by which the prepayment meter token is produced.
- (2) Copies of previously issued tokens for the transfer of credit to the prepayment meter may be issued at the request of the consumer.
- (3) When a consumer vacates any premises where a prepayment meter is installed, no refund for the credit remaining in the meter shall be made to the consumer by the Municipality.
- (4) The Municipality shall not be liable for the reinstatement of credit in a prepayment meter lost due to tampering with, or the incorrect use or the abuse of, prepayment meters and/or tokens.
- (5) Where a consumer is indebted to the Municipality for electricity consumed or to the Municipality for any other service (including rates) or for any charges previously raised against him in connection with any service rendered, the Municipality may deduct a percentage from the amount tendered to offset the amount owing, as set out in the section 5 agreement for the supply of electricity.
- (6) The Municipality may, at its discretion, appoint vendors for the sale of credit for prepayment meters and shall not guarantee the continued operation of any vendor.

CHAPTER 7 ELECTRICAL CONTRACTORS

Electrical contractors' responsibilities

58. In addition to the requirements of the Regulations the following requirements shall apply-
- (1) Where an application for a new or increased supply of electricity has been made to the Municipality, the Municipality may at its discretion accept notification of the completion of any part of an electrical installation, the circuit arrangements of which permit the electrical installation to be divided up into well-defined separate portions; and such part of the electrical installation may, at the discretion of the Municipality, be inspected, tested and connected to the supply mains as though it were a complete installation.

- (2) The examination, test and inspection that may be carried out at the discretion of the Municipality in no way relieves the electrical contractor/accredited person or the user or lessor, as the case may be, from his responsibility for any defect in the installation. Such examination, test and inspection shall not be taken under any circumstances (even where the electrical installation has been connected to the supply mains) as indicating or guaranteeing in any way that the electrical installation has been carried out efficiently with the most suitable materials for the purpose or that it is in accordance with this by-law or the safety standard, and the Municipality shall not be held responsible for any defect or fault in such electrical installation.

Work done by electrical contractors

59. The Municipality shall not be held responsible for the work done by the electrical contractor/accredited person on a consumer's premises and shall not in any way be responsible for any loss or damage which may be occasioned by fire or by any accident arising from the state of the wiring on the premises.

CHAPTER 8 COST OF WORK

Repair of damage

60. The Municipality may repair and make good any damage done in contravention of this by-law or resulting from a contravention of this by-law. The cost of any such work carried out by the Municipality which was necessary due to the contravention of this by-law, shall be to the account of the person who acted in contravention of this by-law.

CHAPTER 9 PENALTIES

61. (1) Any person who contravenes any of the provisions of sections 5, 7, 13, 14, 20, 25, 26, 27, 29 and 30 of this by-law shall be guilty of an offence.
- (2) Any person who continues to commit an offence after notice has been served on him/her to cease committing such offence or after he/she has been convicted of such offence shall be guilty of a continuing offence.
- (3) Any person convicted of an offence under this by-law for which no penalty is expressly provided shall be liable to a fine not exceeding ten thousand Rand or imprisonment for a period not exceed six months or to such imprisonment without the option of a fine or to both such fine and such imprisonment and, in the case of a continuing offence, to an additional fine not exceeding two hundred Rand or additional imprisonment for a period not exceeding ten days or to such additional imprisonment without the option of a fine or to both such additional fine and imprisonment for each day on which such offence is continued.
- (4) Every person committing a breach of the provisions of this by-law shall be liable to recompense the Municipality for any loss or damage suffered or sustained by it in consequence of such breach.

CHAPTER 10 REPEAL OF BY-LAWS

62. Any by-laws relating to electricity supply adopted by the Municipality or any municipality now comprising an administrative unit of the Municipality is repealed from the date of promulgation of these by-laws.

SHORT TITLE AND COMMENCEMENT

63. This by-law shall be known as the By-law Relating to Electricity Supply, 2008

ANNEXURE 1

"applicable standard specification" means-

SABS 1607 Electromechanical Watt-hour meters,
SABS 1524 Parts 0,1 & 2-Electricity dispensing systems,
SABS IEC 60211 Maximum demand indicators, Class 1.0,
SABS IEC 60521 Alternating current electromechanical Watt-hour meter (Classes 0.5, 1 & 2),
SABS 0142 Code of practice for the wiring of premises;
NRS 047 National Rationalised Specification for the Electricity Supply-Quality of Service,
NRS 048 National Rationalised Specification for the Electricity Supply-Quality of Supply, and
NRS 057 Electricity Metering: Minimum Requirements.

[NO. 131 OF 2008]

**MUNICIPAL DEMARCATION BOARD
NOTICE IN TERMS OF SECTION 21 OF THE LOCAL GOVERN-
MENT: MUNICIPAL DEMARCATION ACT
(Free State)**

Under Section 21 of the Local Government: Municipal Demarcation Act, 1998 (Act No.27 of 1998) the Municipal Demarcation Board has re-determined the boundaries of Mafube Local Municipality (FS205); Fezile Dabi District Municipality (DC20); Phumelela Local Municipality (FS195) and Thabo Mofutsanyane District Municipality (DC19) by excluding the farms Highlands, Lekdam, Belgian Congo, Merino, Onverwag, Oude Kraal, Pat, Loin Hill Stud Farm, Pleasant View; Leeuwkop; Langverwacht; Middelkop; Spitzkop; Brakvley; Springbokfontein; Langlaagte; Bankfontein; Zoetvlei; Gats Kop; Jackalskop; Kalverfontein, Harmony, Blesbokpan, Rietspruit, Klein Geluk, Brakleegte, Eenzaam, Malta, Gordon, Evenwel, Triangle and Ceylon from Mafube and Fezile Dabi, and including them into Phumelela and Thabo Mofutsanyane.

Any person aggrieved by the re-determination may submit objections within 30 days of publication of this notice to:

The Municipal Demarcation Board
Private Bag X 28
HATFIELD
0028
Fax: 012-3422480
E-mail: Robert@demarcation.org.za

Objections must be based on the criteria provided for in section 24 and 25 of the Demarcation Act.

Reference number: DEM290 must please be used in any correspondence with the Board.

A map and Circular 1/2008 can be downloaded from the Board's web-site (www.demarcation.org.za), or can be obtained by sending an email to anneliese@demarcation.org.za or a fax to 012-3422480.

Where there is a discrepancy between the description and the map, the map will prevail.

VUYO MLOKOTI
CHAIRPERSON: MUNICIPAL DEMARCATION BOARD
Reference: DEM290

[NO. 132 OF 2008]

**MUNISIPALE AFBAKENINGSRAAD
KENNISGEWING INGEVOLGE ARTIKEL 21 VAN DIE WET OP
PLAASLIKE REGERING: MUNISIPALE AFBAKENING, 1998
(Vrystaat)**

Ingevolge artikel 21 van die Wet op Plaaslike Regering: Munisipale Afbakening, 1998 (Wet No. 27 van 1998), het die Munisipale Afbakeningraad die grense van Mafube Plaaslike Munisipaliteit (FS205); Fezile Dabi Distriksmunisipaliteit (DC20); Phumelela Plaaslike Munisipaliteit (FS195) and Thabo Mofutsanyane Distriksmunisipaliteit (DC19) herbepaal deur die plase Highlands, Lekdam, Belgian Congo, Merino, Onverwag, Oude Kraal, Pat, Loin Hill Stud Farm, Pleasant View, Leeuwkop, Langverwacht, Middelkop, Spitzkop, Brakvley, Springbokfontein, Langlaagte, Bankfontein, Zoetvlei, Gats Kop, Jackalskop, Kalverfontein, Harmony, Blesbokpan, Rietspruit, Klein Geluk, Brakleegte, Eenzaam, Malta, Gordon, Evenwel, Triangle en Ceylon uit te sluit van Mafube en Fezile Dabi, en dit in te sluit in Phumelela en Thabo Mofutsanyane.

Die publiek word hiermee uitgenooi om, binne 30 dae vanaf die datum van publikasie van hierdie kennisgewing, besware te stuur aan:

Die Munisipale Afbakeningsraad
Privaatsak X 28
HATFIELD
0028
Faks: 012-3422480
E-pos: robert@demarcation.org.za

Besware moet gebaseer wees op die kriteria waarvoor in Artikels 24 en 25 van die Afbakeningswet, 1998, voorsiening gemaak word.

Verwysingsnommer: DEM290 moet asseblief verstrek word in enige korrespondensie met die Raad.

'n Kaart, tesame met Omsendskrywe 1/2008, kan van die Raad se webwerf (www.demarcation.org.za) afgelaai word, of kan per e-pos (anneliese@demarcation.org.za) of per faks (012-3422480) aangevra word.

Indien daar 'n verskil is tussen die kaart en die beskrywing sal die kaart geld.

VUYO MLOKOTI
VOORSITTER: MUNISIPALE AFBAKENINGSRAAD
Verwysing: DEM290



MAP NUMBER:

DEM290_A

DATE:

March 2008

In terms of section 21 of the Local Government Municipal Demarcation Act, 1998 (Act No.27 of 1998) the Municipal Demarcation Board has re-determined the municipal boundaries of Mafube Local Municipality (FS205), Fezile Dabi District Municipality (DC20) and (FS195), Thabo Mofutsanyane District Municipality (DC19) by excluding the farms highlands, Lekdan, Belgian Congo, Nemo, Onverwag, Oude Kraal, Pat, Lion Hill Stud Farm, Pleasant View, Lenukop, Tafelkop, Langverwacht, Meddelkop, Aho, Spitzkop, Brakley, Sprengelstein, Lenglaagte, Barfontein, Zoethe, Gula Kop, Jackalskop, Kafferfontein, Harmony, Bleskoppan, Rietfontein, Klein Geluk, Brakleegse, Benzaam, Malla, Gordon, Everwel, Triangle and Ceylon from Phumelela Local Municipality (FS195) Thabo Mofutsanyane District Municipality (DC19) into Mafube Local Municipality (FS205) Fezile Dabi District Municipality (DC20).

Legend

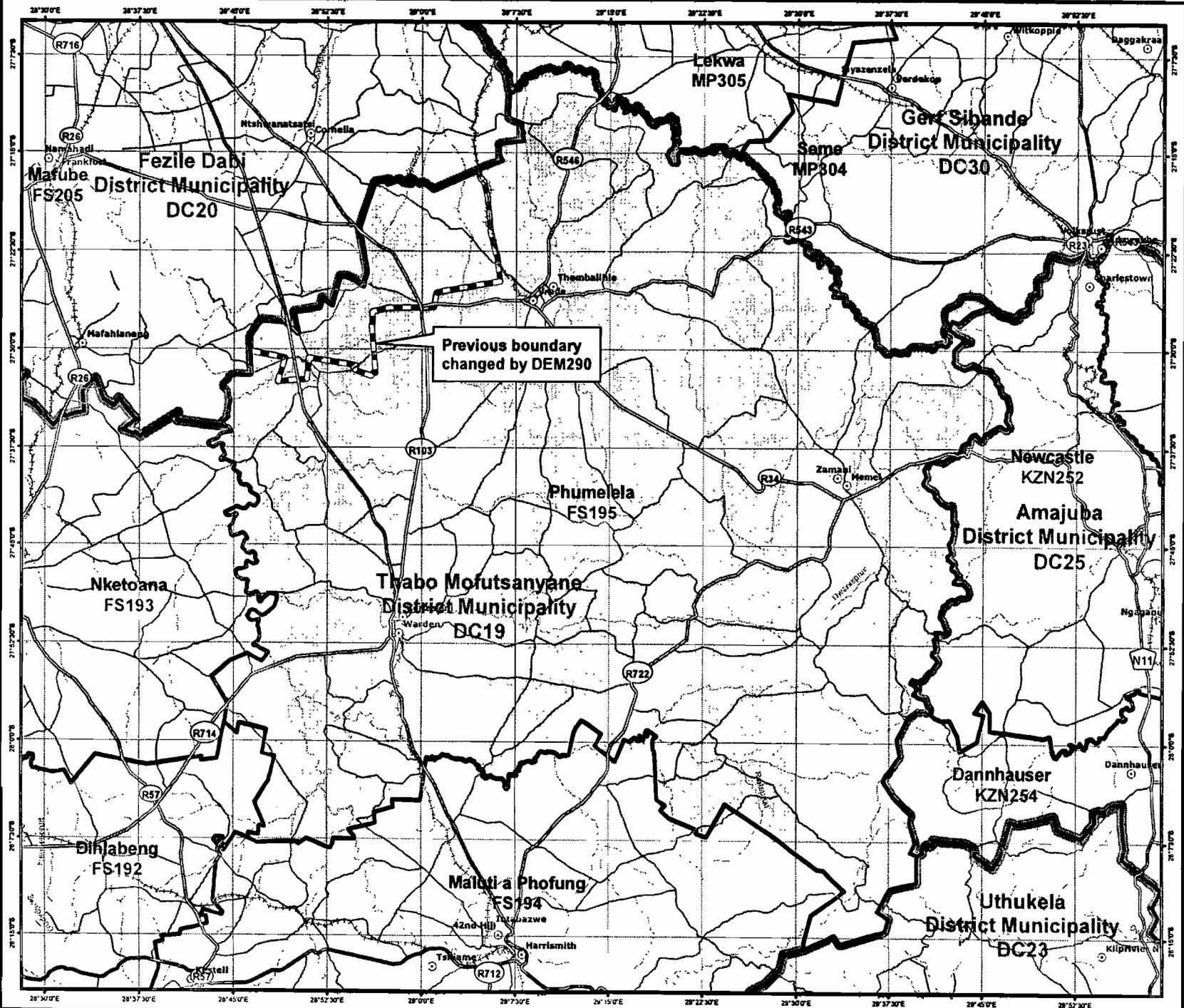
- Main Place
- National Roads
- Main Roads
- Secondary Roads
- Railways
- Rivers
- DEM
- Local/Metro Municipalities
- District Management Areas
- District Municipalities


For a detailed map contact:

Anneliese Ahrens

tel: (012) 342 2481

fax: (012) 342 2480

e-mail: Anneliese@demarcation.org.zaweb: www.demarcation.org.za













MAP NUMBER:
DEM290_B



DATE:
March 2008

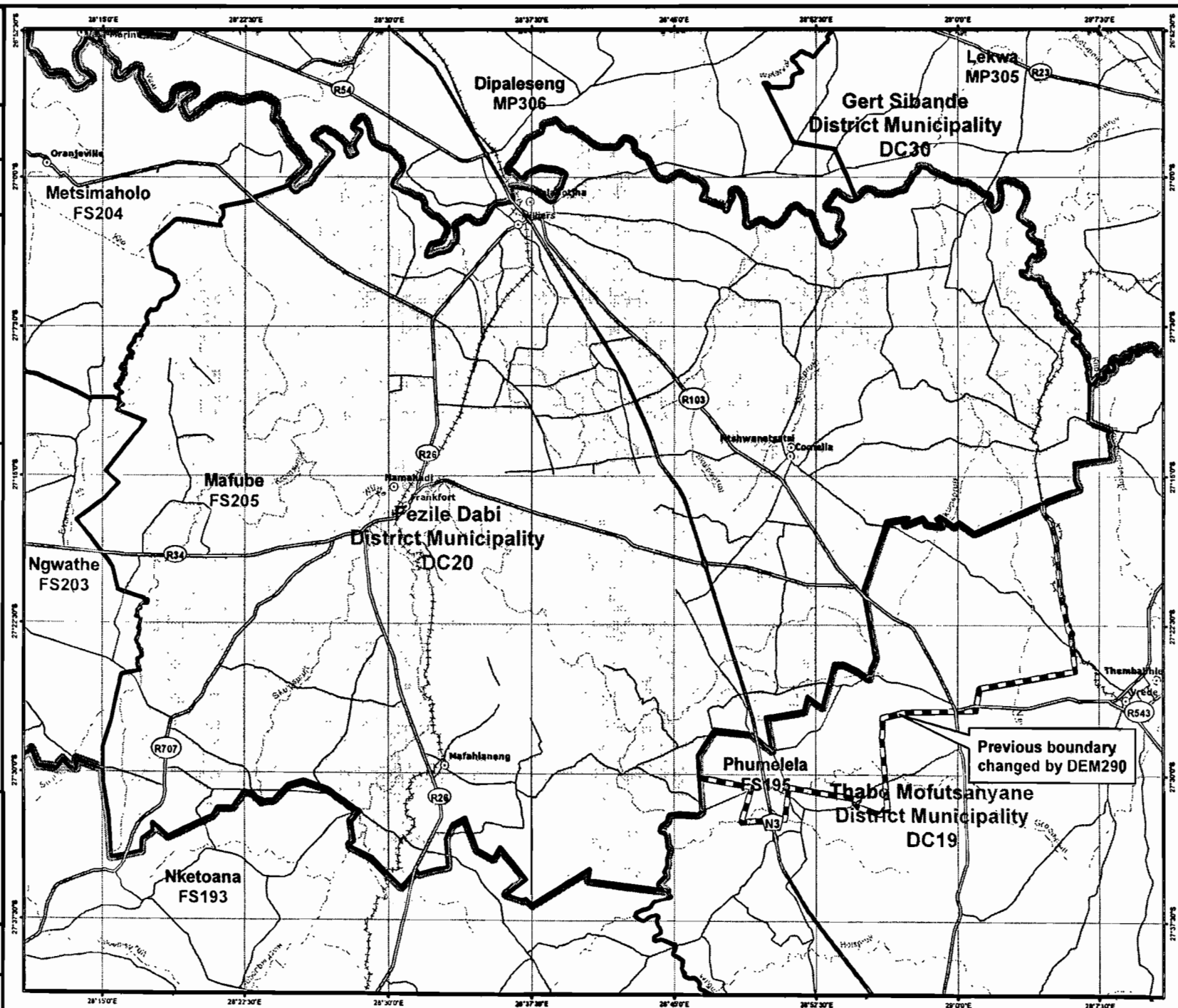
In terms of section 21 of the Local Government Municipal Demarcation Act, 1998 (Act No.27 of 1998) the Municipal Demarcation Board has re-determined the municipal boundaries of Mafube Local Municipality (FS205), Fesile Dabi District Municipality (DC20) and Phumelela Municipality (FS195), Thabo Mofutsanyane District Municipality (DC19) by excluding the farms Highlands, Lekdam, Belgian Congo, Marino, Onverwag, Oude Kral, Pat, Loni Hill Stud Farm, Pleasant View, Leeuwkop, Tafelkop, Langenwacht, Moddelkop, Aico, Spitskop, Brakley, Springbokfontein, Langlaagte, Bandfontein, Zoutdijk, Gula Kop, Jackalskop, Kalverfontein, Harmony, Bleekfontein, Rietpruit, Klein Gekuk, Brakleegte, Eersaam, Malla, Gordon, Evenwel, Triangle and Ceylon from Phumelela Local Municipality (FS195) Thabo Mofutsanyane District Municipality (DC19) into Mafube Local Municipality (FS205) Fesile Dabi District Municipality (DC20).

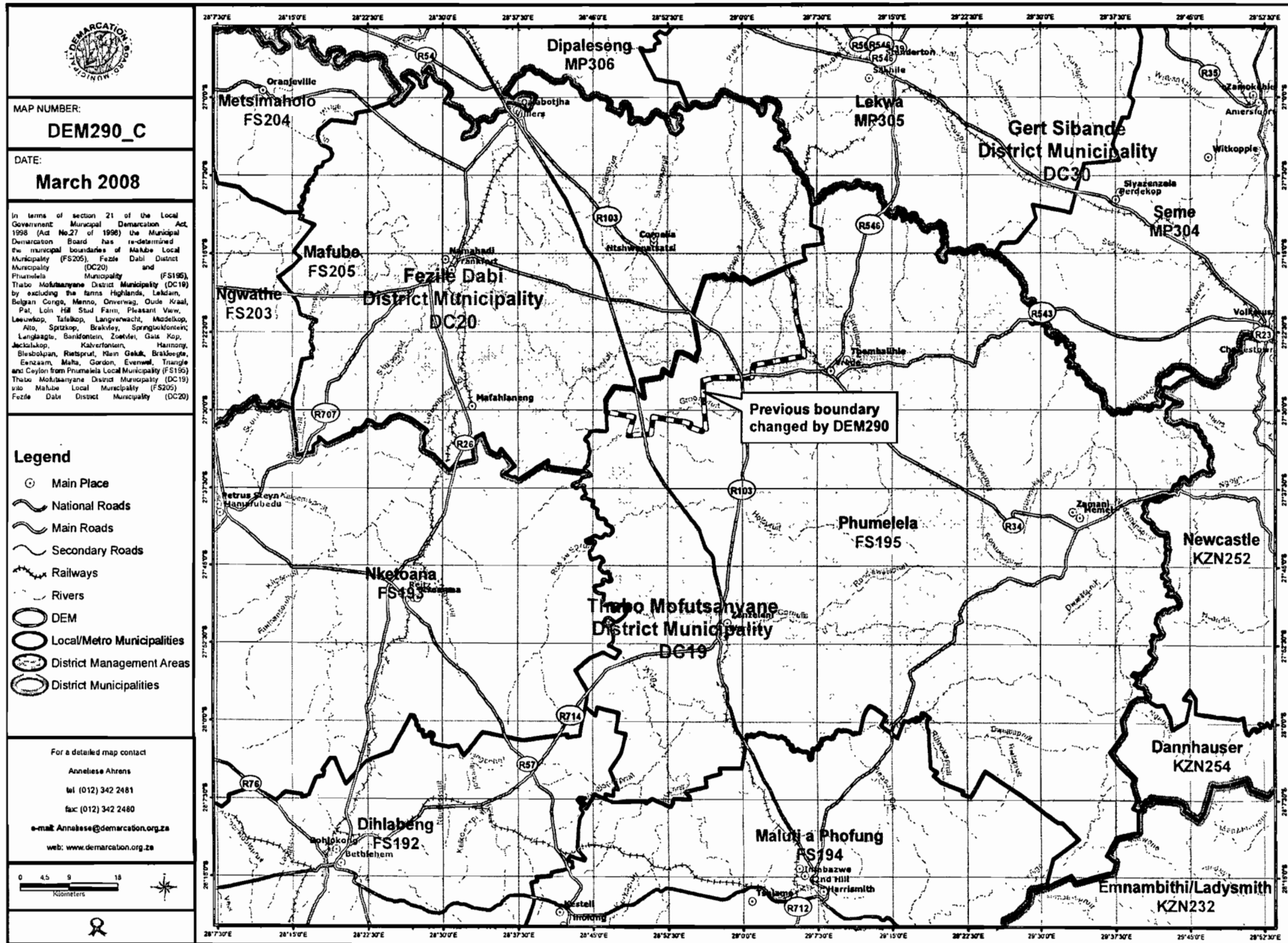
Legend

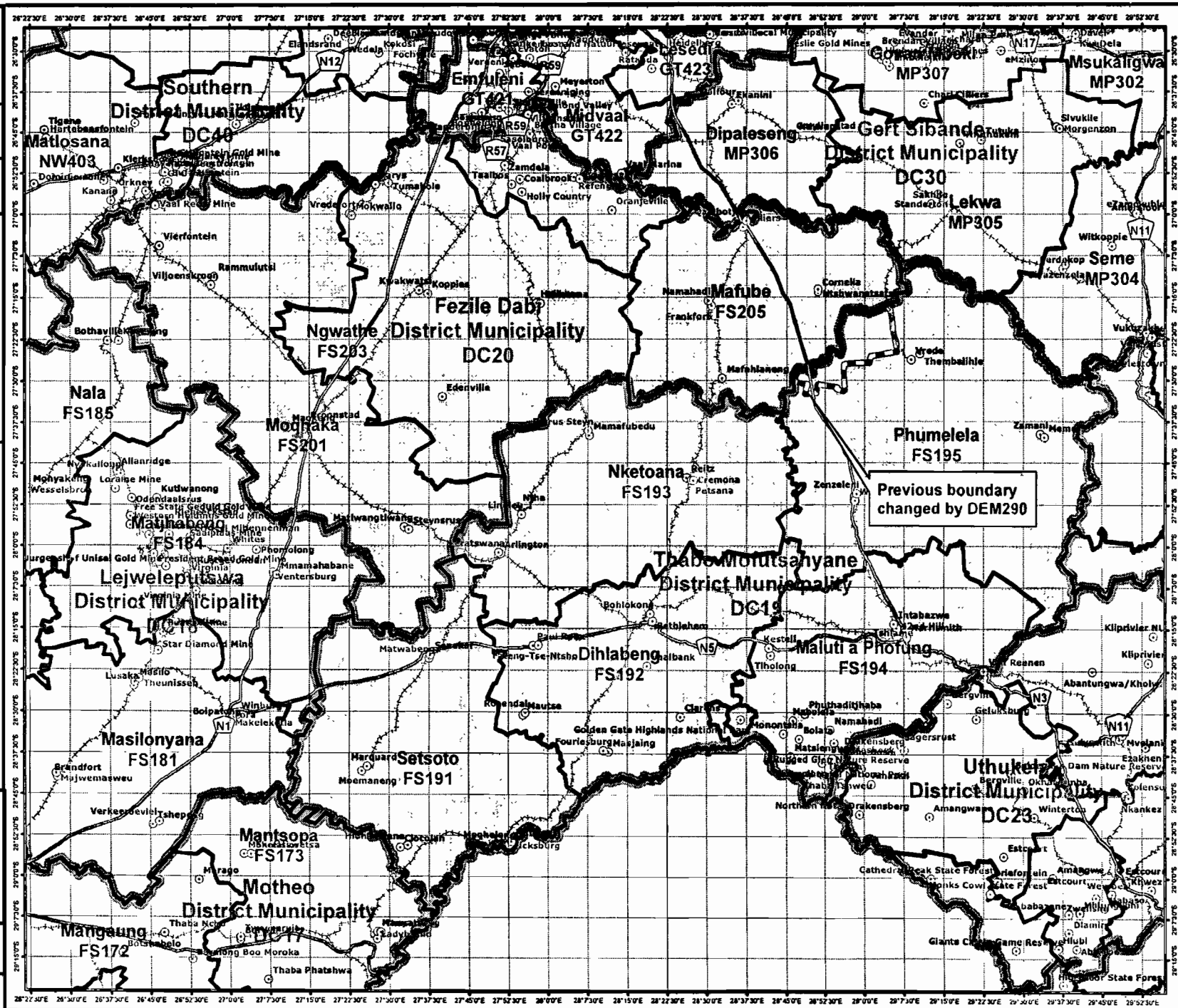
-  Main Place
-  National Roads
-  Main Roads
-  Secondary Roads
-  Railways
-  Rivers
-  DEM
-  Local/Metro Municipalities
-  District Management Areas
-  District Municipalities

For a detailed map contact:
Anneliese Ahrens
tel (012) 342 2481
fax (012) 342 2480
e-mail: Anneliese@demarcation.org.za
web: www.demarcation.org.za







REMOVAL OF RESTRICTIONS ACT, 1967 (ACT NO. 84 OF 1967)

It is hereby notified in terms of section 3(6) of the above-mentioned Act that the following applications have been received by the Head of the Department: Local Government and Housing and will lie for inspection at Office 1219B, Twelfth floor, Lebohang Building, 84 St. Andrew's Street, Bloemfontein and the offices of the relevant Local Authorities.

Any person, who wishes to object to the granting of the application, may communicate in writing with the Head of the Department: Local Government and Housing, at the above address or P.O. Box 211, Bloemfontein, 9300. Objections stating comprehensive reasons, in duplicate, must reach this office not later than 16:00, Monday, 12 May 2008. The postal address, street address and telephone number(s) of objectors must accompany written objections.

a) BAINSVLEI: (REFERENCE A12/1/9/1/2/7)

Portion 1 of Plot 33, Mooiwater Agricultural Plots, Abramskraal Road, Bainsvlei (Bloemfontein), for the removal of restrictive conditions 1.a), 1.b) and 1.c) on page 2 in Deed of Transfer T27322/2007, in order to enable the applicant to erect a second dwelling on the property.

b) BAINSVLEI: (REFERENCE A12/1/9/1/2/7)

Portion 24 of the farm Roodam 2354, Kelly's View, Blesbok Street, Bloemfontein (Bainsvlei), for the removal of restrictive conditions 1. and 2. on page 2 in Deed of Transfer T14609/2006, in order to enable the applicant to build a second dwelling on the property.

c) DENEYSVILLE: (REFERENCE A12/1/9/1/2/37)

Erf 513, situated at 40 Main Street, Deneysville, for the removal of restrictive title condition A(a) on page 3 in Deed of Transfer T8935/2002, in order to enable the applicant to subdivide the said erf and utilize it for residential purposes.

d) LANGENHOVENPARK: (REFERENCE A12/1/9/1/2/84)

Erf 137, 2 J van Melle Street, Langenhoven Park, for the removal of restrictive conditions 1.(d), 2.(a)(i) and (ii), 2.(b)(i) and (ii) on pages 2 and 3 in Deed of Transfer T9304/2004, in order to enable the applicant to erect a second dwelling on the property.

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

Hierby word ingevolge artikel 3(6) van die bogenoemde Wet bekend gemaak dat die volgende aansoeke deur die Departementshoof: Plaaslike Regering en Behuising ontvang is en ter insae lê in kamer 1219B, Twaalfde vloer, Lebohang Gebou, St. Andrewstraat 84, Bloemfontein en by die kantore van die betrokke Plaaslike Besture.

Enige persoon wat teen die toestaan van die aansoek beswaar wil maak, kan met die Departementshoof: Plaaslike Regering en Behuising, Posbus 211, Bloemfontein, 9300 skriftelik in verbinding tree. Besware met volledige redes in tweevoud, moet hierdie kantoor nie later nie as 16:00 op Maandag, 12 Mei 2008 bereik. Beswaarmakers se pos- en straatadres en telefoonnommer(s) moet skriftelike besware vergesel.

a) BAINSVLEI: (VERWYSING A12/1/9/1/2/7)

Gedeelte 1 van Hoewe 33, Mooiwater Landbou Hoewes, Abramskraalpad, Bainsvlei (Bloemfontein), vir die opheffing van beperkende voorwaardes 1.a), 1.b) en 1.c) op bladsy 2 in Transportakte T27322/2007, ten einde die applikant in staat te stel om 'n tweede woning op die eiendom op te rig.

b) BAINSVLEI: (VERWYSING A12/1/9/1/2/7)

Gedeelte 24 van die plaas Roodam 2354, Kelly's View, Blesbokstraat, Bloemfontein (Bainsvlei), vir die opheffing van beperkende voorwaardes 1. en 2. op bladsy 2 in Transportakte T14609/2006, ten einde die applikant in staat te stel om 'n tweede woning op die eiendom op te rig.

c) DENEYSVILLE: (VERWYSING A12/1/9/1/2/37)

Erf 513, geleë te Mainstraat 40, Deneysville, vir die opheffing van beperkende titel voorwaarde A(a) op bladsy 3 in Transportakte T8935/2002, ten einde die applikant in staat te stel om gemelde erf onder te verdeel en vir woondoeleindes aan te wend.

d) LANGENHOVENPARK: (VERWYSING A12/1/9/1/2/84)

Erf 137, J van Mellestraat 2, Langenhovenpark, vir die opheffing van beperkende voorwaardes 1.(d), 2.(a)(i) en (ii), 2.(b)(i) en (ii) op bladsye 2 en 3 in Transportakte T9304/2004, ten einde die applikant in staat te stel om 'n tweede woonhuis op die erf op te rig.

NOTICES**ANNEXURE B****NOTICE OF INQUIRY****REGULATION 3 (1)****The Conversion of Certain Rights into Leasehold or Ownership Act, 1988 (Act No. 81 of 1988)**

It is hereby made known that:

- (a) I, Muzamani Charles Nwaila Director General of the Free State Provincial Government, intend to conduct an inquiry concerning the determination and declaration of rights of leasehold or ownership as referred to in section 2(1) of the Conversion of Certain Rights into Leasehold or Ownership Act, 1988, Act, 1988, in respect of the affected sites contained in the accompanying list and situated in the areas of jurisdiction of the Municipality of Ngwathe.
- (b) Any person who intends lodging an objection to or claim regarding such declaration, shall direct such objection or claim in writing to the Director General, Free State Provincial Government, P. O. Box 211, Bloemfontein, 9300, to reach this address on or before 16:00 on 12 May 2008.

DIRECTOR – GENERAL

AANHANGSEL B**KENNISGEWING VAN ONDERSOEK****Regulasie 3 (1)****Wet op die Omskepping van Sekere Regte tot Huurpag of Eiendomsreg, 1988 (Wet 81 van 1988)**

Hiermee word bekend gemaak dat:

- (a) Ek, Muzamani Charles Nwaila Direkteur – Generaal van die Provinsie Vrystaat, van voorneme is om 'n ondersoek aangaande die bepalings en verklaring van regte van huurpag of eiendomsreg soos bedoel in artikel 2 (1) van die Wet op die Omskepping van Sekere Regte tot Huurpag of Eiendomsreg, 1988 ten opsigte van die geaffekteerde persele in die meegaande lys vevat, en geleë binne die regsgebied van die Munisipaliteit van Ngwathe in te stel.;
- (b) enige persoon wat 'n beswaar teen of 'n aanspraak aangaande sodanige verklaring wil maak, sodanige beswaar of aanspraak skriftelik moet rig aan die Direkteur – Generaal, Vrystaat Provinsiale Regering, Posbus 211, Bloemfontein, 9300, om die adres voor of op 16:00 op 12 Mei 2008 te bereik.

DIREKTEUR – GENERAAL

Geaffekteerde persele	Volle voorname en van	Identiteitsnommer
Affected sites	Full christian names, surnames	Identity number
PARYS TUMAHOLE		
PARYS TUMAHOLE		
223	Aupa Mokhele	510526 5289 08 4
785	Ululamile Alinah Marumo	370424 0254 08 4
805	Malenyalo Angelina Modise	190318 0121 08 3
901	Mamelo Emily Lenka	630511 0651 08 4
972	Hleziphi Martha Mthembu	501211 0697 08 3
1447	Tsienyane Maria Pekane	631019 0352 08 5
1469	Cecilia Lieketseng Malalogi	530320 0691 08 8
1634	Nteme Isak Cholota	450707 5379 08 1
1679	Mokhethi Nathaniel Mtimkulu	361010 5630 08 4
4197	Montsi John Kingsley Madikane	471122 5224 08 6
3743	Joseph Molifi Taetsane	591111 5766 08 4

Annexure C**NOTICE OF DETERMINATION****[REGULATION 4]****The Conversion of Certain Rights into Leasehold or Ownership Act, 1988 (Act No. 81 of 1988)**

It is hereby made known:

- (a)(i) that the Director general determined that he intends to declare ownership in respect of the affected sites (situated within the area of jurisdiction the Municipality of Mangaung) indicated in column 1 of the Schedule, have been granted to the persons indicated in column 2 of the Schedule; and
- (a)(ii) that it is indicated in column 3 of the Schedule whether the person reflected in the said column 2 is also the occupier as contemplated in section 2(2) of the Act.

DIRECTOR-GENERAL

Aanhangsel C**KENNISGEWING VAN BEPALING****[REGULASIE 4]****Wet op die Omskepping van Sekere Regte tot Huurpag of Eiendomsreg, 1988 (Wet No. 81 van 1988)**

Hiermee word bekend gemaak dat:

- (a)(i) dat die Direkteur-generaal bepaal het dat hy voornemens is om te verklaar dat eiendomsreg ten opsigte van die geaffekteerde persele (geleë binne die regsgebied van die Munisipaliteit van Mangaung) aangedui in kolom 1 van die bylae, verleen te gewees het aan die persone aangedui in kolom 2 van die Bylae; en
- (a)(ii) dat in kolom 3 van die Bylae aangedui word of die persoon in genoemde kolom 2 aangedui ook die okkupeerder is soos in artikel 2 (2) van die Wet beoog:

DIREKTEUR-GENERAAL

SCHEDULE / BYLAE

Column 1 Kolom 1	Column 2 Kolom 2	Column 3 Kolom 3
Affected sites Geaffekteerde persele	Name of person to whom the acting Director general intends to declare a right of ownership Naam van persoon wat die Waarnemende direkteur-generaal voornemens is te verklaar eiendomsreg verleen te gewees het.	Is the person indicated in column 2 also the occupier as contemplated in section 2 (2) OF THE ACT? (YES/ No) Is die persoon in kolom 2 aangedui ook die okkupeerder soos beoog in artikel 2(2) van die wet?(Ja/ Nee)

Bloemfontein Mangaung

Bloemfontein Mangaung

87 ext 1	Agnes Ntsoaki Rabokako Mpho Angelina Rabokako Vincent Tseliso Rabokako	Yes/Ja
106 ext 1	Nau Paul Komane	YES/JA
154 ext 1	Seduranelo Peter Kgomo Masebogodi Selinah Mahabane Matshidiso Frank Molehe Gordion Itumeleng Molehe	YES/JA
181 ext 1	Chabanyane Albert Maroku Elizabeth Sasi Mosate	YES/JA
305 ext 1	Makoena Lonia Badiroang Moipone Joyce Seebolane	Yes/Ja
397 ext 1	Moitheri Ruth Letshabo	Yes/Ja
439 ext 1	Ezekiel Sibunge Ndlela	Yes/Ja
446 ext 1	Gloria Silvia Motshedisi Ramotabo Karabo Orapeleng Stanley Moipolai Maisaka Elsa Ntlhafu	Yes/Ja
447 ext 1	Ntsoaki Rosie Dibelo Sephiri Bennet Motaung Molebetsi Obed Motaung	Yes/Ja
519 ext 1	Keditsamang Agnes Leeuw Mahojane petrus Ntlatseng	Yes/Ja
469 ext 1	Boniswa johannah Lucas	Yes/Ja
527 ext 1	Boitumelo Cynthia Thibeletsa	Yes/Ja

540 ext 1	Kelebogile Cynthia Melk	Yes/ja
54927 ext 1	Johannes Thamsanqa Hlubi	Yes/ja
537 ext 1	Moipone Ruth Maphumla	Yes/ja
557 ext 1	Lydia Maphoka Lekhehle	Yes/ja
558 ext 1	Thamsanqa Duncan Qongqo	Yes/ja
572 ext 1	Tankiso Michael Tohlang	Yes/ja
573 ext 1	Meriama Miriam Duiker	Yes/ja
574 ext 1	Aaron Kaibe	Yes/ja
576 ext 1	Mabadise Adelina Tiale	Yes/ja
577 ext 1	Kelibone Jemina Mothabeng	Yes/ja
578 ext 1	Daphne Mohanuoa Motsaseng	Yes/ja
579 ext 1	Tshedi Esau Ditshidi Mafukuthi Gladys Marumo James Shadrack Ditshidi	Yes/ja
630 ext 1	Tello David Matsiekwane	Yes/ja
634 ext 1	Maseakhe Mary Toloa	Yes/ja
645 ext 1	Neo Mabel Matsoso	Yes/ja
652 ext 1	Kebogile Martha Madito	Yes/ja
654 ext 1	Mtutuzeli Makiti Eva Maseme	Yes/ja
655 ext 1	Tando Edgar Kale	Yes/ja
656 ext 1	Mmasisi Olive Thaele Tebogo Lesenyego Reginald Masisi Molebogeng Regina Masisi	Yes/ja
659 ext 1	Magaleboe Ellen Phaladi	Yes/ja
662 ext 1	Kgwatlenyane Aaron Marogoa	Yes/ja
664 ext 1	Lerato Pius Bolao	Yes/ja
674 ext 1	Frank leawa Mmelesi	Yes/ja
676 ext 1	Gilbert Mpose Tena	Yes/ja

698 ext 1	Phalane Edith Machogo	Yes/ja
737 ext 1	Mphongoa Solomon Kololo	Yes/ja
754 ext 1	Mahlomola Samuel Mokoena	Yes/ja
796 ext 1	Manana Mitha Francis Masellwane Rosie Maroko	Yes/ja
848 ext 1	Mpho Lebisa	Yes/ja
888 ext 1	Modise Archiedes Diradingoe Setlalleng Dorah Qakoshe Michael Molale Diradingwe	Yes/ja
958 ext 1	Goitshasiweng Grace Mafata Maadimo Jane Makoba Kedisaleitse Mabel Masutha	Yes/ja
1034 ext 1	Thabo Samuel Moletsane	Yes/ja
1120 ext 1	Tsitso Shadrack Mphirime Pulane Junia Morake	YES/JA

- (b) that this determination is subject to an appeal to the Member of the Executive Council: Local Government and Housing in the manner prescribed in regulation 5; and
- (c) that, subject to a decision by the Member of the Executive Council: Local Government and Housing on appeal, every person indicated in column 2 of the Schedule in paragraph (a) above, shall be declared to have been granted ownership in respect of the site indicated opposite his name in column 1 of the Schedule.
- (b) dat hierdie bepaling op die wyse voorgeskryf in regulasie 5 aan appél na die Lid van die Uitvoerende Raad: Plaaslike Regering en Behuising onderworpe is;
- (c) dat, behoudens 'n beslissing van die Lid van die Uitvoerende Raad belas met Plaaslike Regering en Behuising by appél, elke persoon aangedui in kolom 2 van die bylae in paragraaf (a) hierbo genoem, verklaar sal word dat eiendomsreg verleen te gewees het, ten opsigte van die perseel in kolom 1 van genoemde Bylae teenoor sy naam aangedui.

Annexure C

NOTICE OF DETERMINATION

[REGULATION 4]

The Conversion of Certain Rights into Leasehold or Ownership Act, 1988 (Act No. 81 of 1988)

It is hereby made known:

- (a)(i) that the Director general determined that he intends to declare ownership in respect of the affected sites (situated within the area of jurisdiction the Municipality of MANGAUNG) indicated in column 1 of the Schedule, have been granted to the persons indicated in column 2 of the Schedule; and
- (a)(ii) that it is indicated in column 3 of the Schedule whether the person reflected in the said column 2 is also the occupier as contemplated in section 2(2) of the Act.

DIRECTOR-GENERAL

Aanhangsel C

KENNISGEWING VAN BEPALING

[REGULASIE 4]

Wet op die Omskepping van Sekere Regte tot Huurpag of Eiendomsreg, 1988 (Wet No. 81 van 1988)

Hiermee word bekend gemaak dat:

- (a)(i) dat die Direkteur-generaal bepaal het dat hy voornemens is om te verklaar dat eiendomsreg ten opsigte van die geaffekteerde persele (geleë binne die regsgebied van die Munisipaliteit van MANGAUNG aangedui in kolom 1 van die Bylae, verleen te gewees het aan die persone aangedui in kolom 2 van die Bylae; en
- (a)(ii) dat in kolom 3 van die Bylae aangedui word of die persoon in genoemde kolom 2 aangedui ook die okkupeerder is soos in artikel 2 (2) van die Wet beoog:

DIREKTEUR-GENERAAL

SCHEDULE / BYLAE

Column 1 Kolom 1	Column 2 Kolom 2	Column 3 Kolom 3
Affected sites Geaffekteerde persele	Name of person to whom the acting Director general intends to declare a right of ownership Naam van persoon wat die Waarnemende direkteur-generaal voornemens is te verklaar eiendomsreg verleen te gewees het.	Is the person indicated in column 2 also the occupier as contemplated in section 2 (2) OF THE ACT? (YES/ No) Is die persoon in kolom 2 aangedui ook die okkupeerder soos beoog in artikel 2(2) van die wet?(Ja/ Nee)

BLOEMFONTEIN MANGAUNG

BLOEMFONTEIN MANGAUNG

23047 ext 3	Malejoni Maria Kgengoe	Yes/ja
23101 ext 3	THE APOSTOLIC FAITH MISSION OF SOUTH AFRICA	Yes/ja
23236 ext 3	Masello Bella Tsosa	Yes/ja
23237 ext 3	Lydia Makanono Mosholi	Yes/ja
23315 ext 3	Dikeledi Lucy Motaung	Yes/ja
23463 ext 3	PRESBYTERIAN CHURCH OF AFRICA	Yes/ja
23093 ext 3	Nomvula Elizabeth Mokobe	Yes/ja

- (b) that this determination is subject to an appeal to the Member of the Executive Council: Local Government and Housing in the manner prescribed in regulation 5; and
- (c) that, subject to a decision by the Member of the Executive Council: Local Government and Housing on appeal, every person indicated in column 2 of the Schedule in paragraph (a) above, shall be declared to have been granted ownership in respect of the site indicated opposite his name in column 1 of the Schedule.
- (b) dat hierdie bepaling op die wyse voorgeskryf in regulasie 5 aan appél na die Lid van die Uitvoerende Raad: Plaaslike Regering en Behuising onderworpe is;
- (c) dat, behoudens 'n beslissing van die Lid van die Uitvoerende Raad belas met Plaaslike Regering en Behuising by appél, elke persoon aangedui in kolom 2 van die bylae in paragraaf (a) hierbo genoem, verklaar sal word dat eiendomsreg verleen te gewees het, ten opsigte van die perseel in kolom 1 van genoemde Bylae teenoor sy naam aangedui.

Annexure C**NOTICE OF DETERMINATION****[REGULATION 4]****The Conversion of Certain Rights into Leasehold or Ownership Act, 1988 (Act No. 81 of 1988)**

It is hereby made known:

- (a)(i) that the Director general determined that he intends to declare ownership in respect of the affected sites (situated within the area of jurisdiction the Municipality of Mangaung) indicated in column 1 of the Schedule, have been granted to the persons indicated in column 2 of the Schedule; and
- (a)(ii) that it is indicated in column 3 of the Schedule whether the person reflected in the said column 2 is also the occupier as contemplated in section 2(2) of the Act.

DIRECTOR-GENERAL

Aanhangsel C**KENNISGEWING VAN BEPALING****[REGULASIE 4]****Wet op die Omskepping van Sekere Regte tot Huurpag of Eiendomsreg, 1988 (Wet No. 81 van 1988)**

Hiermee word bekend gemaak dat:

- (a)(i) dat die Direkteur-generaal bepaal het dat hy voornemens is om te verklaar dat eiendomsreg ten opsigte van die geaffekteerde persele (geleë binne die regsgebied van die Munisipaliteit van Mangaung) aangedui in kolom 1 van die bylae, verleen te gewees het aan die persone aangedui in kolom 2 van die Bylae; en
- (a)(ii) dat in kolom 3 van die Bylae aangedui word of die persoon in genoemde kolom 2 aangedui ook die okkupeerder is soos in artikel 2 (2) van die Wet beoog:

DIREKTEUR-GENERAAL

SCHEDULE / BYLAE

Column 1 Kolom 1	Column 2 Kolom 2	Column 3 Kolom 3
Affected sites Geaffekteerde persele	Name of person to whom the acting Director general intends to declare a right of ownership Naam van persoon wat die Waarnemende direkteur-generaal voornemens is te verklaar eiendomsreg verleen te gewees het.	Is the person indicated in column 2 also the occupier as contemplated in section 2 (2) OF THE ACT? (YES/ No) Is die persoon in kolom 2 aangedui ook die okkupeerder soos beoog in artikel 2(2) van die wet?(Ja/ Nee)

Bloemfontein Mangaung

Bloemfontein Mangaung

23043 ext 3	Motalepule Miriam Daniels	YES/JA
23045 ext 3	Koinini Susanna Mogato	YES/JA
23062 ext 3	Angelina Selloane Monchusi	Yes/Ja
23066 ext 3	Selebano Hezekiel Kgabale	YES/JA
23076 ext 3	Majoro Simon Miya	YES/JA
23131 ext 3	Phukotsile James Shuping	YES/JA
23146 ext 3	Morake Ben Ncamane	YES/JA
23150 ext 3	Machogo Lazarus Melesi	YES/JA
23183 ext 3	Khosi Philmon Mokhele	YES/JA
23192 ext 3	Kedikiloe Eunice Toolo	YES/JA
23201 ext 3	Jemiana Motalepula Khabele	YES/JA
23206 ext 3	Mokalau Patrick Ntlonze	YES/JA
23235 ext 3	Velaphi David Goeleman	YES/JA
23269 ext 3	Steak Ishmael Molefi	YES/JA
23281 ext 3	Modiegi Flora seekoei	YES/JA
23285 ext 3	Lydia Keneilwe Mosese	YES/JA
23335 ext 3	Nyane Smolly Maria Monageng	YES/JA
23339 ext 3	Manana Anna Monaheng	YES/JA
23342 ext 3	Seitsho Emily Wessie	YES/JA
23343 ext 3	Tiniaboy William Mosikare	YES/JA
23360 ext 3	Josiah Mosala Finger	YES/JA
23361 ext 3	Nompiti Edith Molale	YES/JA

23434 ext 3	Liphapang Piccanin Nofokeng	YES/JA
23492 ext 3	Michael Pheko Ditedu	YES/JA
23493 ext 3	Boniswa Maggie Hok	YES/JA
23499 ext 3	Keipaleowe Martha Sebatana	YES/JA
23508 ext 3	Mohanoe William Mphirime	YES/JA
23510 ext 3	Swelibanzi James Mtwalo	YES/JA
23522 ext 3	Kelebogile Esther Thinyane	YES/JA

- (b) that this determination is subject to an appeal to the Member of the Executive Council: Local Government and Housing in the manner prescribed in regulation 5; and
- (c) that, subject to a decision by the Member of the Executive Council: Local Government and Housing on appeal, every person indicated in column 2 of the Schedule in paragraph (a) above, shall be declared to have been granted ownership in respect of the site indicated opposite his name in column 1 of the Schedule.
- (b) dat hierdie bepaling op die wyse voorgeskryf in regulasie 5 aan appél na die Lid van die Uitvoerende Raad: Plaaslike Regering en Behuising onderworpe is;
- (c) dat, behoudens 'n beslissing van die Lid van die Uitvoerende Raad belas met Plaaslike Regering en Behuising by appél, elke persoon aangedui in kolom 2 van die bylae in paragraaf (a) hierbo genoem, verklaar sal word dat eiendomsreg verleen te gewees het, ten opsigte van die perseel in kolom 1 van genoemde Bylae teenoor sy naam aangedui.

ANNEXURE B

NOTICE OF INQUIRY

REGULATION 3 (1)

The Conversion of Certain Rights into Leasehold or Ownership Act, 1988 (Act No. 81 of 1988)

It is hereby made known that:

- (a) I, Muzamani Charles Nwaila Director General of the Free State Provincial Government, intend to conduct an inquiry concerning the determination and declaration of rights of leasehold or ownership as referred to in section 2(1) of the Conversion of Certain Rights into Leasehold or Ownership Act, 1988, Act, 1988, in respect of the affected sites contained in the accompanying list and situated in the areas of jurisdiction of the Municipality of MAFUBE
- (b) Any person who intends lodging an objection to or claim regarding such declaration, shall direct such objection or claim in writing to the Director General, Free State Provincial Government, P. O. Box 211, Bloemfontein, 9300, to reach this address on or before 16:00 on 12 May 2008.

DIRECTOR – GENERAL

AANHANGSEL B

KENNISGEWING VAN ONDERSOEK

Regulasie 3 (1)

Wet op die Omskepping van Sekere Regte tot Huurpag of Eiendomsreg, 1988 (Wet 81 van 1988)

Hiermee word bekend gemaak dat:

- (a) Ek, Muzamani Charles Nwaila Direkteur – Generaal van die Provinsie Vrystaat, van voorneme is om 'n ondersoek aangaande die bepalinge en verklaring van regte van huurpag of eiendomsreg soos bedoel in artikel 2 (1) van die Wet op die Omskepping van Sekere Regte tot Huurpag of Eiendomsreg, 1988 ten opsigte van die geaffekteerde persele in die meegaande lys vevat, en geleë binne die regsgebied van die Munisipaliteit van MAFUBE in te stel;
- (b) enige persoon wat 'n beswaar teen of 'n aanspraak aangaande sodanige verklaring wil maak, sodanige beswaar of aanspraak skriftelik moet rig aan die Direkteur – Generaal, Vrystaat Provinsiale Regering, Posbus 211, Bloemfontein, 9300, om die adres voor of op 16:00 op 12 Mei 2008 te bereik.

DIREKTEUR – GENERAAL

Geaffekteerde persele	Volle voorname en van	Identiteitsnommer
Affected sites	Full christian names, surnames	Identity number
TWEELING MAFUHLANENG		
TWEELING MAFUHLANENG		
14	Martha Mosibi	430911 0187 08 6
21	Caroline Tshabalala	490115 0325 08 7
27	Nobhasega Continent Mnguni	741228 0374 08 3
29	John Msimanga	410617 5429 08 4
38	Sinqu Freddy Mgcina	540721 5200 08 2
41	DIOCESE OF BETHLEHEM	
42	Ishmael Mapule	520706 5449 08 0
47	Boshudi Jeffrey Melato	511108 5366 08 6
62	Noziga Mirriam Sikhosana	591112 0885 08 5
68	Doctor John Nhlapo	590223 5552 08 2
69	Jeremia Xaba	400418 5400 08 0
77	George Mahapa Mpitso	620404 6120 08 7
195	Mantwa Selina Dhlamini	720312 1221 08 2

ANNEXURE B**NOTICE OF INQUIRY****REGULATION 3 (1)**

The Conversion of Certain Rights into Leasehold or Ownership Act, 1988 (Act No. 81 of 1988)

It is hereby made known that:

- (a) I, Muzamani Charles Nwaila Director General of the Free State Provincial Government, intend to conduct an inquiry concerning the determination and declaration of rights of leasehold or ownership as referred to in section 2(1) of the Conversion of Certain Rights into Leasehold or Ownership Act, 1988, Act, 1988, in respect of the affected sites contained in the accompanying list and situated in the areas of jurisdiction of the Municipality of Mangaung.
- (b) Any person who intends lodging an objection to or claim regarding such declaration, shall direct such objection or claim in writing to the Director General, Free State Provincial Government, P. O. Box 211, Bloemfontein, 9300, to reach this address on or before 16:00 on 12 May 2008.

DIRECTOR – GENERAL

AANHANGSEL B**KENNISGEWING VAN ONDERSOEK****Regulasie 3 (1)**

Wet op die Omskepping van Sekere Regte tot Huurpag of Eiendomsreg, 1988 (Wet 81 van 1988)

Hiermee word bekend gemaak dat:

- (a) Ek, Muzamani Charles Nwaila Direkteur – Generaal van die Provinsie Vrystaat, van voorneme is om 'n ondersoek aangaande die bepalinge en verklaring van regte van huurpag of eiendomsreg soos bedoel in artikel 2 (1) van die Wet op die Omskepping van Sekere Regte tot Huurpag of Eiendomsreg, 1988 ten opsigte van die geaffekteerde persele in die meegaande lys vevat, en geleeë binne die regsgebied van die Munisipaliteit van Mangaung in te stel.;
- (b) enige persoon wat 'n beswaar teen of 'n aanspraak aangaande sodanige verklaring wil maak, sodanige beswaar of aanspraak skriftelik moet rig aan die Direkteur – Generaal, Vrystaat Provinsiale Regering, Posbus 211, Bloemfontein, 9300, om die adres voor of op 16:00 op 12 Mei 2008 te bereik.

DIREKTEUR – GENERAAL

Geaffekteerde persele	Volle voorname en van	Identiteitsnommer
Affected sites	Full christian names, surnames	Identity number
Bloemfontein Mangaung ext 5		
Bloemfontein Mangaung ext 5		
24410ext 5	Matsidiso Rosalia Mosepele	490117 0604 08 1
28073 ext 6	Molutsi Jacob Ngake	570228 5750 08 5
28474 ext 6	Edfrey Thabo Mosepedi Mzwakhe Manchester Fene	770629 5762 08 7 661220 5747 08 8
25081 ext 8	George Brian Lebogang Zeekoe Mosala John Zeekoe	600611 5728 08 2 780107 5451 08 2
25376 ext 8	Raboloshane Jacob Deeuw	390327 5534 08 6
49815 ext	Golden Bobo	480106 5581 08 1
41409 ext 9	Rabahulo Samuel Mothibedi	300409 5131 08 1

Annexure C

NOTICE OF DETERMINATION

[REGULATION 4]

The Conversion of Certain Rights into Leasehold or Ownership Act, 1988 (Act No. 81 of 1988)

It is hereby made known:

- (a)(i) that the Director general determined that he intends to declare ownership in respect of the affected sites (situated within the area of jurisdiction of the Setsoto Municipality) indicated in column 1 of the Schedule, have been granted to the persons indicated in column 2 of the Schedule; and
- (a)(ii) that it is indicated in column 3 of the Schedule whether the person reflected in the said column 2 is also the occupier as contemplated in section 2(2) of the Act.

DIRECTOR-GENERAL

SCHEDULE / BYLAE

Column 1 Kolom 1	Column 2 Kolom 2	Column 3 Kolom 3
Affected sites Geaffekteerde persele	Name of person to whom the Director general intends to declare a right of owner- ship Naam van persoon wat die Direkteur-generaal voornemens is te verklaar eiendomsreg ver- leen te gewees het.	Is the person indicated in column 2 also the occupier as contem- plated in section 2 (2) OF THE ACT?(YES/No) Is die persoon in kolom 2 aangedui ook die okkupeerder soos beoog in artikel 2(2) van die wet?(Ja/Nee)
MUNICIPALITY OF SETSOTO (MEQHELENG/ FICKSBURG)		
MUNISIPALITEIT VAN SETSOTO (MEQHELENG/ FICKSBURG)		
134	MARGARET NTHOBA	YES/JA
162	MPHO ALETTA MOTSAU	YES/JA
336	MALAKIA GODFREY KOTOPE	YES/JA
532	KEKELETSO ELLEN LIKHOLE	YES/JA
533	KEKELETSO ELLEN LIKHOLE	YES/JA
575	MANTSAILA PAULINA SEOTLO	YES/JA
738	MAPHEELLO MARIA BLANKWE	YES/JA
813	MANTSAILA PAULINA SEOTLO	YES/JA
1172	MALEHLOA FRANSCINA LEBITSA	YES/JA
1603	KEKELETSO ELLEN LIKHOLE	YES/JA
1750	NTSOAKI MARGARET SESOLO	YES/JA

- (b) that this determination is subject to an appeal to the Member of the Executive Council: Local Government and Housing in the manner prescribed in regulation 5; and
- (c) that, subject to a decision by the Member of the Executive Council: Local Government and Housing on appeal, every person indicated in column 2 of the Schedule in paragraph (a) above, shall be declared to have been granted ownership in respect of the site indicated opposite his name in column 1 of the Schedule.
- (b) dat hierdie bepaling op die wyse voorgeskryf in regulasie 5 aan appél na die Lid van die Uitvoerende Raad: Plaaslike Regering en Behuising onderworpe is;
- (c) dat, behoudens 'n beslissing van die Lid van die Uitvoerende Raad belas met Plaaslike Regering en Behuising by appél, elke persoon aangedui in kolom 2 van die bylae in paragraaf (a) hierbo genoem, verklaar sal word dat eiendomsreg verleen te gewees het, ten opsigte van die perseel in kolom 1 van genoemde Bylae teenoor sy naam aangedui.

Annexure C**NOTICE OF DETERMINATION****[REGULATION 4]****The Conversion of Certain Rights into Leasehold or Ownership Act, 1988 (Act No. 81 of 1988)**

It is hereby made known:

- (a)(i) that the Director general determined that he intends to declare ownership in respect of the affected sites (situated within the area of jurisdiction of the Mangaung Municipality) indicated in column 1 of the Schedule, have been granted to the persons indicated in column 2 of the Schedule; and
- (a)(ii) that it is indicated in column 3 of the Schedule whether the person reflected in the said column 2 is also the occupier as contemplated in section 2(2) of the Act.

DIRECTOR-GENERAL

Aanhangsel C**KENNISGEWING VAN BEPALING****[REGULASIE 4]****Wet op die Omskepping van Sekere Regte tot Huurpag of Eiendomsreg, 1988 (Wet No. 81 van 1988)**

Hiermee word bekend gemaak dat:

- (a)(i) dat die Direkteur-generaal bepaal het dat hy voornemens is om te verklaar dat eiendomsreg ten opsigte van die geaffekteerde persele (geleë binne die regsgebied van die Munisipaliteit van Mangaung) aangedui in kolom 1 van die bylae, verleen te gewees het aan die persone aangedui in kolom 2 van die Bylae; en
- (a)(ii) dat in kolom 3 van die Bylae aangedui word of die persoon in genoemde kolom 2 aangedui ook die okkupeerder is soos in artikel 2 (2) van die Wet beoog.

DIREKTEUR-GENERAAL

SCHEDULE / BYLAE

Column 1 Kolom 1	Column 2 Kolom 2		Column 3 Kolom 3
Affected sites Geaffekteerde persele	Name of person to whom the Director general intends to declare a right of ownership Naam van persoon wat die Direkteur-generaal voornemens is te verklaar eiendomsreg verleen te gewees het.		Is the person indicated in column 2 also the occupier as contemplated in section 2 (2) OF THE ACT?(YES/ No) Is die persoon in kolom 2 aangedui ook die okkupeerder soos beoog in artikel 2(2) van die wet?(Ja/ Nee)
Mangaung Municipality (Botshabelo U section)			
Mangaung Munisipaliteit (Botshabelo U section)			
201	THABO JOSEPH	MOROANE	YES/JA
274	MANKOOA ONIX	LITABE	YES/JA
416	TAHLEHO EZEKIEL	MANOGO	YES/JA
420	MALEBOEA ANNA	MOKHATI	YES/JA
421	MALEHLOA EVODIA	MOSALA	YES/JA
594	LIKELEDI ELIZABETH	TSOLO	YES/JA
911	TIELA SAMUEL	KELE	YES/JA
1260	NTAMO JOSEPH	MOQHOISHI	YES/JA
1275	ZENZILE PAUL	NZABE	YES/JA
1413	PUSELETSO AGNES	MABOPE	YES/JA
1487	KEDIBONE SUSAN	TEKANE	YES/JA
1488	MATU ADEINA	NKAMANE	YES/JA
1535	MOJALEFA ANDRIES	MATSOSO	YES/JA
1616	LYDIA NOZIBONELA	MPONZO	YES/JA
1721	LEKATA JANKIE	LIKHETHE	YES/JA
1760	NTOMBIZODWA SELINA	JEBETWANI	YES/JA
1823	DIRANYANE JOHN	MOHALE	YES/JA
2084	MATSELISO JULIA	THOBALA	YES/JA
2116	NOMAQERA JUNET	HASH	YES/JA
2126	NOMATJALA SINA	MAFA	YES/JA
2200	MOTSHOANE JAN	DIPHOLO	YES/JA
2295	MANTOA JOYLIN	MOTSWANE	YES/JA
2455	RATSCAI DAVID	MANOTSI	YES/JA
3561	MALEHO THOMAS	MOSALA	YES/JA

3562	MOEKETSI JOSEPH	CHABELI	YES/JA
3668	MZAMO AMOS	DAVIES	YES/JA
3676	NOMALINGE ELISA	PHIKE	YES/JA
3691	SANKOELA JOSEPH	NKANYANE	YES/JA
3713	PENKI ROSINA	MORAKE	YES/JA
3760	ANDRIES LEKHULO	NAILE	YES/JA
3806	TOPI MARGARET	KGOMPHIRI	YES/JA
3809	VANROOYEN DAVID	NKHABU	YES/JA
3820	MZIKABAWO PETRUS	ROLO	YES/JA
3830	SEUNTJIE WILLY	MCIYA	YES/JA
3833	DINGIWE BELLA	WITES	YES/JA
3841	THOANE ELIAS	CHARLES	YES/JA
3876	MORONGOENYANA EMILY	MOLETSANE	YES/JA
3878	MALESOLE JULIA	MACHABE	YES/JA
3884	MAPULANE MARTHA	LETHOBA	YES/JA
3897	LEBONA FRANCE	MOSOATSI	YES/JA
3921	MOIKETSI EDWARD	KOBILE	YES/JA
3930	RAMAKODI PETRUS	KELE	YES/JA
3936	BELANG ANASTASIA	MATLI	YES/JA
3946	NOBAKI ANGELINA	KANONO	YES/JA
3961	MONYAMANA JIM	MOTLOUNG	YES/JA

- (a) that this determination is subject to an appeal to the Member of the Executive Council: Local Government and Housing in the manner prescribed in regulation 5; and
- (c) that, subject to a decision by the Member of the Executive Council: Local Government and Housing on appeal, every person indicated in column 2 of the Schedule in paragraph (a) above, shall be declared to have been granted ownership in respect of the site indicated opposite his name in column 1 of the Schedule.
- (b) dat hierdie bepaling op die wyse voorgeskryf in regulasie 5 aan appél na die Lid van die Uitvoerende Raad: Plaaslike Regering en Behuising onderworpe is;
- (c) dat, behoudens 'n beslissing van die Lid van die Uitvoerende Raad belas met Plaaslike Regering en Behuising by appél, elke persoon aangedui in kolom 2 van die bylae in paragraaf (a) hierbo genoem, verklaar sal word dat eiendomsreg verleen te gewees het, ten opsigte van die perseel in kolom 1 van genoemde Bylae teenoor sy naam aangedui.

Annexure C

NOTICE OF DETERMINATION

[REGULATION 4]

The Conversion of Certain Rights into Leasehold or Ownership Act, 1988 (Act No. 81 of 1988)

It is hereby made known:

- (a)(i) that the Director general determined that he intends to declare ownership in respect of the affected sites (situated within the area of jurisdiction of the Mohokare Municipality) indicated in column 1 of the Schedule, have been granted to the persons indicated in column 2 of the Schedule; and
- (a)(ii) that it is indicated in column 3 of the Schedule whether the person reflected in the said column 2 is also the occupier as contemplated in section 2(2) of the Act.

DIRECTOR-GENERAL

Aanhangsel C

KENNISGEWING VAN BEPALING

[REGULASIE 4]

Wet op die Omskepping van Sekere Regte tot Huurpag of Eiendomsreg, 1988 (Wet No. 81 van 1988)

Hiermee word bekend gemaak dat:

- (a)(i) dat die Direkteur-generaal bepaal het dat hy voornemens is om te verklaar dat eiendomsreg ten opsigte van die geaffekteerde persele (geleë binne die regsgebied van die Munisipaliteit van Mohokare) aangedui in kolom 1 van die bylae, verleen te gewees het aan die persone aangedui in kolom 2 van die Bylae; en
- (a)(ii) dat in kolom 3 van die Bylae aangedui word of die persoon in genoemde kolom 2 aangedui ook die okkupeerder is soos in artikel 2 (2) van die Wet beoog:

DIREKTEUR-GENERAAL

Column 1 Kolom 1	Column 2 Kolom 2	Column 3 Kolom 3
Affected sites Geaffekteerde persele	Name of person to whom the Director general intends to declare a right of ownership Naam van persoon wat die Direkteur-generaal voornemens is te verklaar eiendomsreg verleen te gewees het.	Is the person indicated in column 2 also the occupier as contemplated in section 2 (2) OF THE ACT?(YES/No) Is die persoon in kolom 2 aangedui ook die okkupeerder soos beoog in artikel 2(2) van die wet?(Ja/Nee)
Mohokare Municipality (Rouxville) (Roleleathunya)		
Mohokare Munisipaliteit (Rouxville) (Roleleathunya)		
46	XOLELWA MIRIAM TYOKOLO	YES/JA
48	MOKENA CHRISTOFER TSOLO	YES/JA
104	MATOBAGO POLICE ATORO	YES/JA
162	NOMVULA MARGARET NTSIKA	YES/JA
193	MBULELO DAGLAS TANA	YES/JA
251	PULENG CONSTANCE MASIU	YES/JA
297	NTHABISENG SARAH MATSEMELA	YES/JA
312	MALEFU MAGRET TSUPA	YES/JA

- (a) that this determination is subject to an appeal to the Member of the Executive Council: Local Government and Housing in the manner prescribed in regulation 5; and
- (c) that, subject to a decision by the Member of the Executive Council: Local Government and Housing on appeal, every person indicated in column 2 of the Schedule in paragraph (a) above, shall be declared to have been granted ownership in respect of the site indicated opposite his name in column 1 of the Schedule.
- (b) dat hierdie bepaling op die wyse voorgeskryf in regulasie 5 aan appél na die Lid van die Uitvoerende Raad: Plaaslike Regering en Behuising onderworpe is;
- (c) dat, behoudens 'n beslissing van die Lid van die Uitvoerende Raad belas met Plaaslike Regering en Behuising by appél, elke persoon aangedui in kolom 2 van die bylae in paragraaf (a) hierbo genoem, verklaar sal word dat eiendomsreg verleen te gewees het, ten opsigte van die perseel in kolom 1 van genoemde Bylae teenoor sy naam aangedui.

Annexure C

NOTICE OF DETERMINATION

[REGULATION 4]

The Conversion of Certain Rights into Leasehold or Ownership Act, 1988 (Act No. 81 of 1988)

It is hereby made known:

- (a)(i) that the Director general determined that he intends to declare ownership in respect of the affected sites (situated within the area of jurisdiction of the Setsoto Municipality) indicated in column 1 of the Schedule, have been granted to the persons indicated in column 2 of the Schedule; and]
- (a)(ii) that it is indicated in column 3 of the Schedule whether the person reflected in the said column 2 is also the occupier as contemplated in section 2(2) of the Act.

DIRECTOR-GENERAL

Aanhangsel C

KENNISGEWING VAN BEPALING

[REGULASIE 4]

Wet op die Omskepping van Sekere Regte tot Huurpag of Eiendomsreg, 1988 (Wet No. 81 van 1988)

Hiermee word bekend gemaak dat:

- (a)(i) dat die Direkteur-generaal bepaal het dat hy voornemens is om te verklaar dat eiendomsreg ten opsigte van die geaffekteerde persele (geleë binne die regsgebied van die Munisipaliteit van Setsoto) aangedui in kolom 1 van die bylae, verleen te gewees het aan die persone aangedui in kolom 2 van die Bylae; en
- (a)(ii) dat in kolom 3 van die Bylae aangedui word of die persoon in genoemde kolom 2 aangedui ook die okkupeerder is soos in artikel 2 (2) van die Wet beoog:

DIREKTEUR-GENERAAL

SCHEDULE / BYLAE

Column 1 Kolom 1	Column 2 Kolom 2	Column 3 Kolom 3
Affected sites Geaffekteerde persele	Name of person to whom the Director general intends to declare a right of ownership Naam van persoon wat die Direkteur-generaal voornemens is te verklaar eiendomsreg verleen te gewees het.	Is the person indicated in column 2 also the occupier as contemplated in section 2 (2) OF THE ACT?(YES/ No) Is die persoon in kolom 2 aangedui ook die okkupeerder soos beoog in artikel 2(2) van die wet?(Ja/ Nee)
MUNICIPALITY OF SETSOTO (HLOHLOLWANE/CLOCOLAN)		
MUNISIPALITEIT VAN SETSOTO (HLOHLOLWANE/ CLOCOLAN)		
1053	MOIKETSI ANDRIES	TAKA
1063	BAILE EMILY	MATSIELI
1101	MASEBATA GRACE	TIKOANE
1107	MANTSO REBECCA	SHEMANE
1154	JEMINA SANNAH	MALAU
1161	ARICAN METHODIST EPISCOPAL	CHURCH
1216	LIPHAPANG ABEL	LEBAKENG
1225	MOKHOTHU ISHMAEL	MOROBELA

1231	LEPOLESA JONAS	TSOLO	Yes/Ja
1250	MOJALEFA EDWIN	MOLUPE	Yes/Ja
1255	MONGALO HILDA	TAU	Yes/Ja
1263	ROSALINA MATSELISO	OOSTHUIZEN	Yes/Ja
1273	MAMMOI AUGUSTINA	MOTHUPI	Yes/Ja
1346	PUSELETSO MARIA	TLATSA	Yes/Ja
1353	LENTSOE DANIEL	PELEHA	Yes/Ja
1386	PULANE FRANCINA	MPATI	Yes/Ja
1399	LEFU DAVID	THABANA	Yes/Ja

- (b) that this determination is subject to an appeal to the Member of the Executive Council: Local Government and Housing in the manner prescribed in regulation 5; and
- (c) that, subject to a decision by the Member of the Executive Council: Local Government and Housing on appeal, every person indicated in column 2 of the Schedule in paragraph (a) above, shall be declared to have been granted ownership in respect of the site indicated opposite his name in column 1 of the Schedule.
- (b) dat hierdie bepaling op die wyse voorgeskryf in regulasie 5 aan appél na die Lid van die Uitvoerende Raad: Plaaslike Regering en Behuising onderworpe is;
- (c) dat, behoudens 'n beslissing van die Lid van die Uitvoerende Raad belas met Plaaslike Regering en Behuising by appél, elke persoon aangedui in kolom 2 van die bylae in paragraaf (a) hierbo genoem, verklaar sal word dat eiendomsreg verleen te gewees het, ten opsigte van die perseel in kolom 1 van genoemde Bylae teenoor sy naam aangedui.

NOTICE

NEW TARIFFS AS FROM 1 APRIL 2008

With effect from the 1 April 2008 tariffs will be as follows:

	Provincial Gazette	Tender Bulletin
Selling price per copy (Distributed by Post)	R 13.50	R 7.30
Selling price per copy (Over the counter)	R 10.50	R 6.40
Half-Yearly Subscription	R348.20	R194.30
Annual Subscription	R696.50	R389.00
Advertising charges per centimeter (cm)	R 11.50	R 11.50