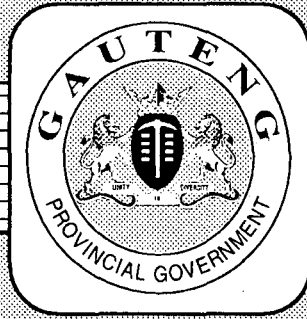


**THE PROVINCE OF
GAUTENG**



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**Provincial Gazette Extraordinary
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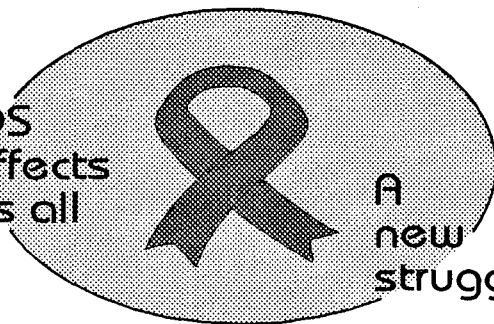
Vol. 9

PRETORIA, 26 SEPTEMBER 2003

No. 409

We all have the power to prevent AIDS

AIDS
affects
us all



A
new
struggle

Prevention is the cure

**AIDS
HELPLINE**

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DEPARTMENT OF HEALTH



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LOCAL AUTHORITY NOTICES

LOCAL AUTHORITY NOTICE 1915

KUNGWINI LOCAL MUNICIPALITY

PERI URBAN AMENDMENT SCHEME 388

The Kungwini Local Municipality hereby in terms of the Provisions of section 125(1) (a) of the Town-planning and Townships Ordinance, No 15 of 1986, declares that it has adopted an amendment scheme being an amendment of the Peri Urban Town-planning Scheme, 1975, comprising the same land as including in the township of Willow Acres Extension 9.

Map 3, the annexures and the relevant scheme clauses of the amendment scheme are filed with:

Muniforum I
PO Box 40
BRONKHORSTSPRUIT
1020

T N MASINA
Acting MUNICIPAL MANAGER

DATE:
NOTICE NO:

37/2003

This amendment is known as the Peri Urban Amendment Scheme 388, and will come into operation on the date of publication of this declaration.

PLAASLIKE BESTUURSKENNISGEWING 1915

KUNGWINI PLAASLIKE MUNISIPALITEIT

BUITESTEDELIGEGBIEDE WYSIGINGSKEMA 388

Die Kungwini Plaaslike Munisipaliteit verklaar hierby ingevolge die bepalinge van artikel 125(1)(a) van die Ordonansie op Dorpsbeplanning en Dorpe No 15 van 1986, dat hy 'n wysigingskema, synde 'n wysiging van die Buitestedelikegebiede Dorpsbeplanningskema, 1975, wat uit dieselfde grond as dorp Willow Acres Uitbreiding 9 bestaan, aangeneem het.

Kaart 3, die aanhangsels daartoe en die relevante skemaklousules van die wysigingskema word in bewaring gehou deur:

Muniforum I
Posbus 40
BRONKHORSTSPRUIT
1020

T N MASINA
WAARNEMENDE MUNISIPALE BESTUURDER

DATUM:

KENNISGEWING NR: 37/2003

Hierdie wysiging staan bekend as Buitestedelikegebiede Wysigingskema 388 en tree in werking op datum van publikasie van hierdie verklaring.

LOCAL AUTHORITY NOTICE 1916

KUNGWINI LOCAL MUNICIPALITY

DECLARATION AS APPROVED TOWNSHIP

In terms of the provisions of section 103 of the Town-planning –and Townships Ordinance, 1986 (Ordinance 15 of 1986) the Kungwini Local Municipality hereby declares the Township Willow Acres Extension 9, to be an approved township, subject to the conditions set out in the Schedule hereto.

SCHEDULE

STATEMENT OF THE CONDITIONS UNDER WHICH THE APPLICATION MADE BY TWOLINE TRADING 332 (PTY) LTD (HEREINAFTER REFERRED TO AS APPLICANT/TOWNSHIP OWNER) UNDER THE PROVISIONS OF PART C OF CHAPTER 3 OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986) FOR PERMISSION TO ESTABLISH A TOWNSHIP ON PORTION 122 (A PORTION OF PORTION 99) OF THE FARM ZWARTKOPPIES 364 JR HAS BEEN GRANTED.

1. **CONDITIONS TO BE COMPLIED WITH PRIOR TO THE DECLARATION OF THE TOWNSHIP AS AN APPROVED TOWNSHIP**

(1) **Mineral Rights**

All rights to minerals shall be reserved to the applicant.

(2) **General**

- (a) The applicant shall satisfy the local authority that the relevant amendment scheme is in order and can be published simultaneously with the declaration of the township as an approved township;
- (b) The applicant shall comply with the provisions of Section 72, 75 and 76 of the Town Planning and Townships Ordinance, 1986.

2. CONDITIONS OF ESTABLISHMENT

(1) Name

The name of the township shall be Willow Acres Extension 9.

(2) Design

The township shall consist of erven and streets as indicated on General Plan S.G. Number 8716/2002.

(3) Disposal of Existing Conditions of Title

All erven shall be made subject to existing conditions and servitudes, if any, including the reservation of rights to minerals, but excluding the following servitudes in Deed of Transfer.

3.1 The following servitudes will not be passed on to the erven in the township.

- (a) The terms of an order of the Water Court for the district of Pretoria, a copy of which is annexed to Deed of Transfer No 16241/1939 dated 12th September 1939.
- (b) Specially entitled to the condition that the land hereby transferred is entitled to a reasonable right of way over the remaining extent of the south western portion of the

aforesaid farm, measuring as such 927;2730 hectares, held as aforesaid, to the Donkerhoek main road.

- (c) Die eiendom hiermee getranspoteer is onderhewig aan 'n Kraglyn serwituut, 31 meter wyd, soos aangebied deur die lyn ABC op Kaart LG No A3836/85 en gesedeer aan die Stadsraad van Pretoria, soos meer volledig sal blyk uit Notariele Akte No K2373/85.
- (d) Onderhewig aan 'n reg van weg ten gunste van Gedeelte 118 ('n Gedeelte van Gedeelte 91) van die Plaas Zwartkoppies No 364, Registrasie Afdeling JR Provinsie van Gauteng, 1060 vierkante meter, soos meer volledig sal blyk uit Notariele Akte K /2003S met Servituut Kaart No 2456/2002 daarby aangeheg.

3.2 The following servitude only affects Erven 385, 386 and Hoopoe Crescent in the township.

- (a) Die eiendom is onderhewig aan 'n ewigdurende serwituut vir waterpyleiding ten gunste van die Randwaterraad, 15875 hektaar groot, soos voorgestel deur die figuur ABCDEF op Servituutkaart SG No A74/93 soos meer volledig sal blyk uit Notariele Akte K1155/96-S.

(4) Demolition of Buildings and Structures

The township owner shall at its own expense cause all existing buildings and structures situated within the building line reserves, side spaces or over common boundaries to be demolished to the satisfaction of the local authority, when required by the local authority to do so.

(5) Removal of Litter

The township owner shall at its own expense cause all litter within the township area to be removed to the satisfaction of the local authority, when required by the local authority to do so.

3. CONDITIONS OF TITLE

The erven mentioned hereunder shall be subject to the conditions as indicated imposed in terms of the provisions of the Town Planning and Townships Ordinance, 1986.

(1) All Erven

- (a) The erf is subject to a servitude, 2m wide, in favour of the local authority, for sewerage and other municipal purposes, along any two boundaries other than a street boundary and in the case of a panhandle erf, an additional servitude for municipal purposes, 2m wide, across the access portion of the erf, if and when required by the local authority: Provided that the local authority may dispense with any such servitude.
- (b) No building or other structure shall be erected within the aforesaid servitude area and no large-rooted trees shall be planted within the area of such servitude or within 2m thereof.
- (c) The local authority shall be entitled to deposit temporarily on the land adjoining the aforesaid servitude such material as may be excavated by it during the course of the construction, maintenance or removal of such sewerage mains and other works as it, in its discretion may deem necessary and shall further be entitled to reasonable access to the said land for the aforesaid purpose subject to any damage done during the process of the construction, maintenance or removal of such sewerage mains and other works being made good by the local authority.

4. CONDITIONS TO BE INCORPORATED IN THE TOWN PLANNING SCHEME IN TERMS OF SECTION 125 OF ORDINANCE 15 OF 1986, IN ADDITION TO THE PROVISIONS OF THE TOWN PLANNING SCHEME IN OPERATION.

(1) General Conditions (applicable to all erven)

- (a) Except with the written consent of the local authority, and subject to such conditions as it may impose, neither the owner nor any other person shall –
- (i) save and except to prepare the erf for building purposes, excavate any material therefrom;
 - (ii) sink any wells or boreholes on the erf or abstract any subterranean water therefrom.
- (b) Where, in the opinion of the local authority, it is impracticable for stormwater to be drained from higher-lying erven direct to a public street, the owner of the lower-lying erf shall be obliged to accept or permit the passage over the erf of such stormwater: Provided that the owners of any higher-lying erven, the stormwater from which is discharged over any lower-lying erf, shall be liable to pay a proportionate share of the cost of any pipeline or drain which the owner of such lower-lying erf may find necessary to lay or construct for the purpose of conducting the water so discharged over the erf.
- (c) The siting of buildings, including outbuildings, on the erf and entrances to and exits from the erf to a public street system shall be to the satisfaction of the local authority and the Home Owners Association.
- (d) The main building, which shall be a completed building and not one which has been partly erected and is to be completed at a later date, shall be erected simultaneously with, or before, the outbuildings.
- (e) The loading and off-loading of goods shall take place only within the boundaries of the erf to the satisfaction of the local authority,

unless the local authority has provided loading facilities in the street reserve.

- (f) No material or goods of any nature whatsoever shall be dumped or placed within the building restriction area along any street, and such area shall be used for no other purpose than the laying of lawns, gardens, parking or access roads: Provided that if it is necessary for a screen wall to be erected on such boundary, this condition may be relaxed by the local authority subject to such conditions as may be determined by it.
- (g) A screen wall or walls shall be erected and maintained to the satisfaction of the local authority and the Home Owners Association as and when required by it.
- (h) If the erf is fenced, such fence and the maintenance thereof shall be to the satisfaction of the local authority.
- (i) The registered owner is responsible for the maintenance of the whole development on the erf. If the local authority is of the opinion that the erf or any portion of the development is not being satisfactorily maintained, the local authority and/or the Home Owners Association shall be entitled to undertake such maintenance at the cost of the registered owner.

(2) Residential 1 (Special Residential)

- (a) Erven 298 to 384 are subject to the following conditions:
 - (i) The erf and the buildings erected thereon, or to be erected thereon, shall be used solely for the purposes of a dwelling house with a density of "one dwelling per erf" and, with the special consent of the local authority, for places of public worship, social halls, institutions, places of instruction and special uses.

- (ii) The height of buildings shall not exceed 2 storeys.
- (iii) The total coverage of all buildings shall not exceed 50% of the area of the erf.
- (iv) Buildings, including outbuilding, hereafter erected on the erf, shall be located not less than 5m from any street boundary: Provided that the local authority may relax this restriction or any other building line restriction if such relaxation would in its opinion result in an improvement in the development of the erf.

(3) Private Open Space

- (a) Erven 385 to 387
-

IMPORTANT NOTICE

The
Gauteng Provincial Gazette Function
will be transferred to the
Government Printer in Pretoria
as from 2nd January 2002

NEW PARTICULARS ARE AS FOLLOWS:

Physical address:

Government Printing Works
149 Bosman Street
Pretoria

Postal address:

Private Bag X85
Pretoria
0001

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Mrs H. Wolmarans Tel.: (012) 334-4591

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Contact persons for subscribers:

Mrs S. M. Milanzi Tel.: (012) 334-4734

Mrs J. Wehmeyer Tel.: (012) 334-4753

Fax.: (012) 323-9574

This phase-in period is to commence from **November 2001** (suggest date of advert) and notice comes into operation as from **2 January 2002**.

Subscribers and all other stakeholders are advised to send their advertisements directly to the **Government Printing Works**, two weeks before the 2nd January 2002.

*In future, adverts have to be paid in advance
before being published in the Gazette.*

HENNIE MALAN

Director: Financial Management
Office of the Premier (Gauteng)

