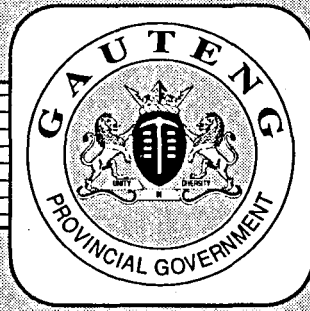


**THE PROVINCE OF
GAUTENG**



**DIE PROVINSIE
GAUTENG**

**Provincial Gazette Extraordinary
Buitengewone Provinsiale Koerant**

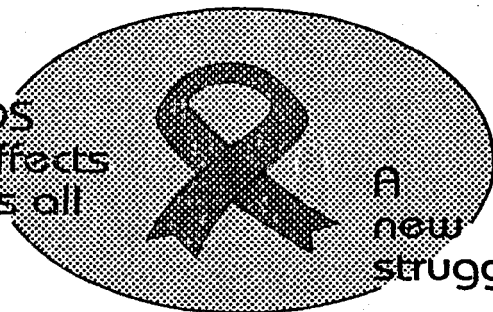
Vol. 12

PRETORIA, 20 OCTOBER 2006
OKTOBER

No. 387

We all have the power to prevent AIDS

AIDS
affects
us all



A
new
struggle

**AIDS
HELPUNE**

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DEPARTMENT OF HEALTH

Prevention is the cure



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GENERAL NOTICE

NOTICE 4499 OF 2006

GAUTENG TRANSPORT INFRASTRUCTURE ACT, 2001 (ACT NO. 8 OF 2001)

GAUTENG DEPARTMENT OF PUBLIC TRANSPORT, ROADS AND WORKS

NOTICE OF PROPOSED NEW ROUTE DETERMINATION FOR GAUTRAIN KATHERINE STREET ALIGNMENT IN SANDTON

The Member of the Executive Council for Public Transport, Roads and Works of Gauteng Province hereby gives notice that he proposes to determine a new route for the Gautrain Rapid Rail Link alignment in Sandton in terms of section 6 of the Gauteng Transport Infrastructure Act, 2001 (Act No. 8 of 2001) ("the Act").

The following is a broad description of the route:

The already approved route determination alignment for Gautrain in the Sandton area follows a straight line tunnel from the proposed Sandton Station to the M1/Marlboro Drive interchange. It ran in a tunnel underneath the residential areas of Sandown, Strathavon and Eastgate.

From the Sandton Station, the new route determined and being proposed remains in a tunnel below Rivonia Road and passes underneath Pretoria Road towards Mushroom Farm Park, where it deviates from the previously approved route. After Mushroom Farm Park, the proposed new route determined runs beneath the residential properties between Willowbrook and Linden Streets and then beneath Ann Crescent. It then remains in a tunnel beneath Katherine Street and underneath the M1 to the Marlboro residential area.

A preliminary route determination report and environmental report may be inspected at www.gautrain.co.za and at the following addresses during office hours from 08:00 to 16:00 on weekdays, and copies of the reports may be requested from the Gautrain Project Office:

1. Johannesburg

GAUTRAIN Project Office

Ten Sixty Six

12th Floor

35 Pritchard Street (cnr Harrison)

Johannesburg

Tel: (011) 298 4900

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01020000

2. Sandton

Sandown Library

C/o Rivonia Road & West Street

Sandton

Tel: (011) 881 6420

Interested and affected parties are invited to submit written comments on the recommended route within 30 days from the date of this publication by hand to the address below or by fax to number (011) 298 4916 or by E-Mail to the following address: comments@gautrainpo.co.za or by post to Gautrain Project Office, Ten Sixty Six, 12th Floor, 35 Pritchard Street, Johannesburg, 2000, for attention – The Project Leader: Gautrain Project, quoting reference number Gautrain/RD02.

Notice is also given that the regulatory measures contemplated in section 7 of the Act will take effect on publication of the route in terms of section 6(11) of the Act. These measures include that every application for the establishment of a township, for subdivision of land, for any change of land use in terms of any law or town planning scheme as well as for any authorisation contemplated in the Environment Conservation Act, 1989 (Act No. 73 of 1989) or the National Environmental Management Act, 1998 (Act No. 107 of 1998) in respect of the areas mentioned in section 8(1) of the Act, must be accompanied by a written report by a consulting civil engineering firm specialising in road design and transportation engineering, reporting on the matters set out in that section. These measures appear from that section, which is quoted below for convenience:

"Regulatory measures in respect of routes"

7.(1) After the publication of the notice contemplated in section 6(11) and in addition to any law, every application for the establishment of a township, for subdivision of land, for any change of land use in terms of any law or town planning scheme as well as for any authorisation contemplated in the ECA and NEMA, in respect of the areas mentioned in section 8(1), must be accompanied by a written report by a consulting civil engineering firm specialising in road design and transportation engineering, reporting on the following matters:

- (a) The effect and impact which the granting of such application may have in respect of –
 - (i) the route contemplated in section 6(11);
 - (ii) the future preliminary design of the provincial road or railway line in respect of which the said route has been determined; and
 - (iii) any other route published or deemed to have been published in terms of section 6(11), any preliminary design in respect of which the acceptance has been published or deemed to have been published in terms of section 8(7) and any other provincial road or railway line;
- (b) the feasibility of amending the said route and the costs in respect thereof, should the application be granted;
- (c) the additional cost in respect of future preliminary design if an amended route should be found to be feasible, should the application be granted; and
- (d) any other relevant matter pertaining to the said route, design and construction of the provincial road or railway line which may be relevant should the application be granted.

(2) The consulting civil engineering firm referred to in subsection (1) must be approved by the MEC as having members with the necessary specialisation and competence as contemplated in subsection (1) and with at least ten years experience in the required disciplines.

(3) The application accompanied by the report in addition to the provisions of any other law must be forwarded to the MEC by:

- (a) the municipality; or
- (b) the authority or body to which such application has been made; or
- (c) the applicant, provided that the applicant must –
 - (i) obtain the consent of the authorities mentioned in paragraph (a) or (b); and
 - (ii) submit proof to the satisfaction of the relevant authority that the applicant has forwarded the application to the MEC.

(4) The MEC may comment in writing on the application and accompanying report to the municipality, other authority or body to whom the application has been made, within a period of 60 days after having received the application and accompanying report, or such shorter period as may be prescribed in terms of any other law.

(5) No application may be granted without due consideration of –

- (a) the comments submitted by the MEC;
- (b) the written report and matters contemplated in subsection (1) above;
- (c) the additional costs which the granting of the application may cause directly and indirectly to the State and the community concerned, weighed against the advantage to the applicant and the community of granting the application; and
- (d) the extent to which the granting of the application promotes sustainable development which integrates transport planning and land use planning in view of transportation engineering requirements.

(6) After having made its decision on the application, the municipality or other authority must inform the MEC in writing of its decision within 14 days after having made such decision and in the event of the application having been granted, must furnish full reasons for such decision in writing to the MEC within the said period.

(7) Within 28 days after having received the decision and reasons for having granted the application, the MEC is entitled to appeal against the decision, in accordance with the procedure prescribed in the applicable law with the necessary changes being made, to the appeal authority or appeal tribunal provided for in the relevant law, provided that where the applicable law prescribes an appeal to the Premier, any member of the Executive Committee, or Government official of the Province, the appeal must be heard and finally disposed of by the Townships Board for the Province as though the said Townships Board had the final appellate jurisdiction with regard to the appeal.

(8) After the publication of the notice contemplated in section 6(11) and despite any law to the contrary, no service provider may after commencement of this section, lay, construct, alter or add to any pipeline, electricity line or cable, telephone line or cable, or any other structure on, over or under the areas described in section 8(1) or may construct, alter or add to any structure of any nature whatsoever on, over or under such areas, except –

- (a) if the written permission of the MEC has been obtained and only in terms of such conditions as the MEC may prescribe; or
- (b) in terms of an existing registered servitude.

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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

New contact persons: Awie van Zyl Tel.: (012) 334-4523
Mrs H. Wolmarans Tel.: (012) 334-4591

Fax number: (012) 323-8805

E-mail address: awvanzyl@print.pwv.gov.za

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)

Wetlands are wonderlands!



Department of Environmental Affairs and Tourism

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