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IMPORTANT NOTICE

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GENERAL NOTICE

NOTICE 1536 OF 2012

GAUTENG DEVELOPMENT TRIBUNAL: CASE GDT/LDA/CJMM/1302/04/010

NOTICE IN TERMS OF SECTION 33(4) OF THE DEVELOPMENT FACILITATION ACT, 1995

Notice is hereby given in terms of the provisions of Section 33(4) of the Development Facilitation Act, 1995 (Act No 67 of 1995) that the Gauteng Development Tribunal has approved the land development application known as Aspen Lakes Extension 2 Township, comprising 103 erven, numbered 357 to 457, 2 park numbered 458 and 459 and streets, situated on Portion 2 of the farm Aspen No. 684 IR. The said township and related Amendment Scheme shall come into effect on the date of opening of the township register by the Registrar of Deeds' Office for Aspen Lakes Extension 2 Township. The approval includes the following conditions:

1. CONDITIONS TO BE COMPLIED WITHIN THE ESTABLISHMENT OF THE TOWNSHIP AREA

1.1 NAME:

The name of the land development area shall be Aspen Lakes Extension 2.

1.2 LAYOUT:

The land development area shall consist of erven and streets as indicated on the General Plan SG No. 4575/2008.

1.3 DISPOSAL OF EXISTING CONDITIONS OF TITLE

All erven shall be made subject to the existing conditions and servitudes, if any, including the reservation of the rights to minerals, which do not affect the land development area but excluding:

(i) The following conditions and servitudes in Deed of Transfer T97806/2006 which do not affect the township:

Conditions B, B.1, B.2, B.3.1(c), B.3.1(d), B.3.2, B.3.2.1 to B.3.2.10 and B.5.

- B. "The former Portion 32 (a Portion of Portion 1) of the farm LIEFDE EN VREDE No. 104, Registration Division I.R., Province of Gauteng, depicted by the figures a D E F G H J K L M N P Q R S T U V W X Y Z A1 B1 C1 D1 E1 d middle of the stream, as indicated on Diagram S.G. 12238/2004, a portion whereof is hereby held is subject to the following conditions:-"
 - B. 1. "A perpetual servitude to transmit water by means of underground pipelines already laid or which may be laid together with ancillary rights 22,86 metres wide as indicated on Diagram S.G. No 5238/2002 by the line f g which represents the centre line of the servitude in favour of RAND WATER BOARD, as will more fully appear from Deed of Servitude No. K313/1959 S dated 17 April 1958 and registered on the 26th day of March 1959."
 - B. 2 "A perpetual servitude of right of way in favour of Rand Water Board for underground pipelines as indicated by the figure h j k m h on Diagram S.G. No. 5238/2002, as will more fully appear from Notarial Deed of Servitude No. K1104/1965 S dated 12 May 1965 and registered on the 26th day of August 1965."
 - B.3.1.(c) "A perpetual servitude for municipal purposes in favour of City of Johannesburg measuring 748 (seven hundred and forty eight) square metres, as indicated by the figure L1 H1 N1 J1 K1 L1 on diagram S.G. No. 5238/2002;"
 - B.3.1.(d) "A perpetual servitude for municipal purposes in favour of City of Johannesburg measuring 100 (one hundred) square metres as indicated by the figures U1 V1 W1 X1 U1 on diagram S.G. No. 5238/2002";
 - B.5. By virtue of Notarial Deed of Servitude No. 006142/03S the withinmentioned property is subject to a servitude of Right-Of-Way in favour of the Johannesburg Metropolitan Municipality and the General Public for road access purposes in perpetuity over an area of land measuring 6 566 (Six Thousand Five Hundred and Sixty Six) square meters which is depicted by the figures a, B,C,D,E,F on servitude diagram S G 4912/2003 as will more fully appear from the said Notarial Deed."
- B.3. "The servitudes referred to in 3.1 above shall be subject to the following conditions:-"
 - B.3.2.1 "The City of Johannesburg shall in particular have a right to install and erect within the boundaries of the servitude areas all sewerage installations and sewerage pump stations ("the works") and at all time to maintain, inspect, repair, alter, replace and remove such installations and pump stations and the said City of Johannesburg, through its officials, employees, workmen, contractors and agents shall at all reasonable times have the full right of access to the of the said servitude for the purposes aforesaid."
 - B.3.2.2 "The City of Johannesburg shall at all times have the right to carry out, construct, lay down in and on or under the said servitude areas, such roads, pavements, pathways, overhead cables or line, sewers or sewer mains, water pipes or water mains, electric power or gas pipes or mains, storm water or other drainage (hereinafter referred to as "the works") as may now or hereafter be

necessary or desirable for use by the City of Johannesburg, at all times to enter upon and use the servitude areas for the purposes aforesaid, and to carry out, in, on or under the servitude areas all or such part of the works as may in the opinion of the City of Johannesburg or its duly authorised representatives be necessary or desirable from time to time for the purpose of the City of Johannesburg."

- B.3.2.3 "The works and all appurtenances thereto shall be constructed in such manner and of such materials as in the opinion of the City of Johannesburg or its authorised representatives shall be necessary or desirable."
 - B.3.2.4 "The City of Johannesburg shall be entitled to bring upon the servitude area all such workmen, vehicles, equipment, conveyancers, tools, machinery and materials as in the opinion of the City of Johannesburg or its authorised representatives may be necessary or desirable for the erection, installation, construction and laying of the works or for the cleansing, inspection, repairing, maintaining, renewing, replacing or removal of the same from time to time to make such excavations of the servitude areas of such depth and in such a manner as may be necessary or desirable for the purpose aforesaid."
 - B.3.2.5 "The City of Johannesburg shall be entitled to deposit temporarily on the land adjoining the servitude areas such materials as may be excavated by the City of Johannesburg during the course of construction, repair, maintenance, removal or replacement of the works as the City of Johannesburg in its discretion may deem necessary."
 - B.3.2.6 "The City of Johannesburg shall at all times before or after the completion of the works or any part thereof as aforesaid have full and free access by its officials, assistants, workmen, employees, vehicles or agents to the servitude areas for the purpose of carrying out, construction, laying down, examining, cleaning, clearing, maintaining, repairing and removing or replacing the works or portions thereof."
 - B.3.2.7 "The City of Johannesburg shall not be obliged to proceed immediately with the construction of the works, or any part thereof, and the registered Owner shall not be entitled to compel the City of Johannesburg to proceed with such construction."
 - B.3.2.8 "The registered owner shall not erect or cause or permit to be erected any buildings or other structures on or over the servitude areas, or plant or permit to be planted thereon any large rooted trees, or dump or permit to be dumped any soil or rubbish thereon, or do or permit to be done anything in or on the servitude areas or in the immediate vicinity thereof which will or is likely to interfere with or prejudice the rights conferred upon the City of Johannesburg under this Deed. Any damage which may be caused to the works constructed by the City of Johannesburg on the servitude areas or to any portion thereof by reason of any breach by the registered Owner of obligations hereunder or under any law shall be made good by the registered Owner at his own expense."
 - B.3.2.9 "The City of Johannesburg shall be entitled to remove from the servitude areas all trees, fences and other obstructions and to carry out, construct or lay down any such other works as may in the opinion of the City of Johannesburg be necessary or desirable to place the servitude areas in a trafficable condition."
 - B.3.2.10 "Should the registered Owner at any time obtain extension or alteration to the existing titles to the said Property, then and in such case the extended or substituted titles shall be issued subject to these servitudes, it being the intention to secure to the City of Johannesburg in perpetuity the rights to the aforementioned servitudes."
- (ii) The following condition and servitude in Deed of Transfer T97806/2006 which affects Erven 424, 443 and streets in the township only:
- Conditions and servitudes B.3.1(a), B.3.2, B.3.2.1, B.3.2.2, B.3.2.3, B.3.2.4, B.3.2.5, B.3.2.6, B.3.2.7, B.3.2.8, B.3.2.9 and B.3.2.10
- B.3.1.(a) "A perpetual servitude for municipal purposes in favour of City of Johannesburg measuring two (2) meters wide from the centre line as indicated by the figures E1 F1 G1 and M1 N1 P1 F2 G2 on diagram S.G. No. 5238/2002."
 - B.3.2 "The servitudes referred to in 3.1 above shall be subject to the following conditions:-"
 - B.3.2.1 "The City of Johannesburg shall in particular have a right to install and erect within the boundaries of the servitude areas all sewerage installations and sewerage pump stations ("the works") and at all time to maintain, inspect, repair, alter, replace and remove such installations and pump stations and the said City of Johannesburg, through its officials, employees, workmen, contractors and agents shall at all reasonable times have the full right of access to the of the said servitude for the purposes aforesaid."

• B.3.2.2 "The City of Johannesburg shall at all times have the right to carry out, construct, lay down in and on or under the said servitude areas, such roads, pavements, pathways, overhead cables or line, sewers or sewer mains, water pipes or water mains, electric power or gas pipes or mains, storm water or other drainage (hereinafter referred to as "the works") as may now or hereafter be necessary or desirable for use by the City of Johannesburg, at all times to enter upon and use the servitude areas for the purposes aforesaid, and to carry out, in, on or under the servitude areas all or such part of the works as may in the opinion of the City of Johannesburg or its duly authorised representatives be necessary or desirable from time to time for the purpose of the City of Johannesburg."

• B.3.2.3 "The works and all appurtenances thereto shall be constructed in such manner and of such materials as in the opinion of the City of Johannesburg or its authorised representatives shall be necessary or desirable."

• B.3.2.4 "The City of Johannesburg shall be entitled to bring upon the servitude area all such workmen, vehicles, equipment, conveyancers, tools, machinery and materials as in the opinion of the City of Johannesburg or its authorised representatives may be necessary or desirable for the erection, installation, construction and laying of the works or for the cleansing, inspection, repairing, maintaining, renewing, replacing or removal of the same from time to time to make such excavations of the servitude areas of such depth and in such a manner as may be necessary or desirable for the purpose aforesaid."

• B.3.2.5 "The City of Johannesburg shall be entitled to deposit temporarily on the land adjoining the servitude areas such materials as may be excavated by the City of Johannesburg during the course of construction, repair, maintenance, removal or replacement of the works as the City of Johannesburg in its discretion may deem necessary."

• B.3.2.6 "The City of Johannesburg shall at all times before or after the completion of the works or any part thereof as aforesaid have full and free access by it officials, assistants, workmen, employees, vehicles or agents to the servitude areas for the purpose of carrying out, construction, laying down, examining, cleaning, clearing, maintaining, repairing and removing or replacing the works or portions thereof."

• B.3.2.7 "The City of Johannesburg shall not be obliged to proceed immediately with the construction of the works, or any part thereof, and the registered Owner shall not be entitled to compel the City of Johannesburg to proceed with such construction."

• B.3.2.8 "The registered owner shall not erect or cause or permit to be erected any buildings or other structures on or over the servitude areas, or plant or permit to be planted thereon any large rooted trees, or dump or permit to be dumped any soil or rubbish thereon, or do or permit to be done anything in or on the servitude areas or in the immediate vicinity thereof which will or is likely to interfere with or prejudice the rights conferred upon the City of Johannesburg under this Deed. Any damage which may be caused to the works constructed by the City of Johannesburg on the servitude areas or to any portion thereof by reason of any breach by the registered Owner of obligations hereunder or under any law shall be made good by the registered Owner at his own expense."

• B.3.2.9 "The City of Johannesburg shall be entitled to remove from the servitude areas all trees, fences and other obstructions and to carry out, construct or lay down any such other works as may in the opinion of the City of Johannesburg be necessary or desirable to place the servitude areas in a trafficable condition."

• B.3.2.10 "Should the registered Owner at any time obtain extension or alteration to the existing titles to the said Property, then and in such case the extended or substituted titles shall be issued subject to these servitudes, it being the intention to secure to the City of Johannesburg in perpetuity the rights to the aforementioned servitudes."

(iii) The following condition and servitude in Deed of Transfer T97806/2006 that affects Erven 398, 399, 409, 451, 458 and streets in the township only:

Conditions and servitudes B.3.1(b) and Conditions B.3.2, B.3.2.1, B.3.2.2, B.3.2.3, B.3.2.4, B.3.2.5, B.3.2.6, B.3.2.7, B.3.2.8, B.3.2.9 and B.3.2.10

- B.3.1.(b) "A perpetual servitude for municipal purposes in favour of the City of Johannesburg measuring two (2) meters wide, the Northern and Eastern boundaries of which servitude is indicated by the lines P1 Q1 R1 S1 T1 Q1 Y1 Z1 B2 C2 D2 E2 and A2 H2 J2 on Consolidated Diagram S. G. No. 12238/2004."
- B.3.2 "The servitudes referred to in B.3.1 above shall be subject to the following conditions:-"
- B.3.2.1 "The City of Johannesburg shall in particular have a right to install and erect within the boundaries of the servitude areas all sewerage installations and sewerage pump stations ("the works") and at all time to maintain, inspect, repair, alter, replace and remove such installations and pump stations and the said City of Johannesburg, through its officials, employees, workmen,

contractors and agents shall at all reasonable times have the full right of access to the of the said servitude for the purposes aforesaid."

- B.3.2.2 "The City of Johannesburg shall at all times have the right to carry out, construct, lay down in and on or under the said servitude areas, such roads, pavements, pathways, overhead cables or line, sewers or sewer mains, water pipes or water mains, electric power or gas pipes or mains, storm water or other drainage (hereinafter referred to as "the works") as may now or hereafter be necessary or desirable for use by the City of Johannesburg, at all times to enter upon and use the servitude areas for the purposes aforesaid, and to carry out, in, on or under the servitude areas all or such part of the works as may in the opinion of the City of Johannesburg or its duly authorised representatives be necessary or desirable from time to time for the purpose of the City of Johannesburg."
 - B.3.2.3 "The works and all appurtenances thereto shall be constructed in such manner and of such materials as in the opinion of the City of Johannesburg or its authorised representatives shall be necessary or desirable."
 - B.3.2.4 "The City of Johannesburg shall be entitled to bring upon the servitude area all such workmen, vehicles, equipment, conveyancers, tools, machinery and materials as in the opinion of the City of Johannesburg or its authorised representatives may be necessary or desirable for the erection, installation, construction and laying of the works or for the cleansing, inspection, repairing, maintaining, renewing, replacing or removal of the same from time to time to make such excavations of the servitude areas of such depth and in such a manner as may be necessary or desirable for the purpose aforesaid."
 - B.3.2.5 "The City of Johannesburg shall be entitled to deposit temporarily on the land adjoining the servitude areas such materials as may be excavated by the City of Johannesburg during the course of construction, repair, maintenance, removal or replacement of the works as the City of Johannesburg in its discretion may deem necessary."
 - B.3.2.6 "The City of Johannesburg shall at all times before or after the completion of the works or any part thereof as aforesaid have full and free access by it officials, assistants, workmen, employees, vehicles or agents to the servitude areas for the purpose of carrying out, construction, laying down, examining, cleaning, clearing, maintaining, repairing and removing or replacing the works or portions thereof."
 - B.3.2.7 "The City of Johannesburg shall not be obliged to proceed immediately with the construction of the works, or any part thereof, and the registered Owner shall not be entitled to compel the City of Johannesburg to proceed with such construction."
 - B.3.2.8 "The registered owner shall not erect or cause or permit to be erected any buildings or other structures on or over the servitude areas, or plant or permit to be planted thereon any large rooted trees, or dump or permit to be dumped any soil or rubbish thereon, or do or permit to be done anything in or on the servitude areas or in the immediate vicinity thereof which will or is likely to interfere with or prejudice the rights conferred upon the City of Johannesburg under this Deed. Any damage which may be caused to the works constructed by the City of Johannesburg on the servitude areas or to any portion thereof by reason of any breach by the registered Owner of obligations hereunder or under any law shall be made good by the registered Owner at his own expense."
 - B.3.2.9 "The City of Johannesburg shall be entitled to remove from the servitude areas all trees, fences and other obstructions and to carry out, construct or lay down any such other works as may in the opinion of the City of Johannesburg be necessary or desirable to place the servitude areas in a trafficable condition."
 - B.3.2.10 "Should the registered Owner at any time obtain extension or alteration to the existing titles to the said Property, then and in such case the extended or substituted titles shall be issued subject to these servitudes, it being the intention to secure to the City of Johannesburg in perpetuity the rights to the aforementioned servitudes."
- (iv) The following conditions and servitudes in Deed of Servitude No. T97806/2006 which affects Erf 459 in the township only:
- Condition A and A(a).
- A. "The former Portion 114 (A portion of portion 33) of the farm RIETVLEI 101, Registration Division I.R., Province of Gauteng, as indicated by figure A b middle of spruit c H1 A, as indicated on diagram S.G. 12238/2004 a portion whereof is hereby held is subject to the following conditions:-"
 - A(a) "Kragtens Notariële Akte Nr. 98/1943S geregistreer op die 23ste dag van Februarie 1943, is die reg aan die RANDSE WATERRAAD verleen om water oor die eiendom hierby getranspoteer, te lei tesame met bykomstige regte, en onderhewig aan voorwaardes soos meer ten volle sal blyk uit die genoemde Notariële Akte en Kaart."

- (v) The following condition and servitude in Deed of Transfer No. T97806/2006 that affects Erven 393 to 405 and 458 in the township only:
 - B.4“By virtue of Notarial Deed of Servitude No. K1755/2008S the withinmentioned property is subject to a servitude 6 (Six) meters in extent, as depicted by the figure ABCDEFGH, on Diagram SG No. 12237/2004 in favour of SASOL MINING LIMITED as will more fully appear from the said deed.”
- (vi) The following condition and servitude in Deed of Transfer No.T97806/2006 which affects Erf 459 and streets in the township only:
 - A(b)“By virtue of Notarial Deed of Servitude No. K5614/2004 the withinmentioned property is subject to a servitude, with an area of 931 (Nine Hundred and Thirty One) square meters, in favour of the RAND WATER BOARD for pipelines already laid and which hereafter be laid as depicted by the figure ABCD on Servitude Diagram SG 8475/2000 as will more fully appear from the said deed.”
- (vii) The following conditions and servitudes which only affects the streets in the township and shall not be passed onto the erven in the township:
 - “By virtue of Notarial Deed of Servitude No. K.....S the withinmentioned property is subject to a right of way servitude over the Remainder of the farm Aspen No. 684 IR measuring 4935 (four thousand nine hundred and thirty five) square meters in extent, as depicted by the figure ABCDEFGHJKLMNOPQRST on Diagram SG No. in favour of the Aspen Hills Home Owners Association as will more fully appear on the said deed.”
 - “By virtue of Notarial Deeds of Servitude No. K.....S the withinmentioned property is subject to a right of way servitude over the Remainder of the farm Aspen No. 684 IR measuring 2,0 021 (twenty thousand and twenty one) square meters in extent, as depicted by the figure ABCDEFGHJKLMNOPQRST on Diagram SG No. in favour of the Aspen Hills Homeowners Association as will more fully appear on the said deed.

1.4 FORMATION AND DUTIES OF THE PROPERTY OWNERS ASSOCIATION

1.4.1 ERVEN 358 TO 457:

- (i) Each and every owner of Erven 358 to 457 shall become a member of the Property Owners' Association upon transfer of the erf.
- (ii) An owner shall not be permitted to transfer the erf or any subdivision thereof except with a certificate of clearance from the Property Owner's Association.
- (iii) The erf shall not be transferred to any person who has not bound himself to be a member of the Property Owner's Association.

1.4.2 ERVEN 458 AND 459

The erf shall be transferred only to the Property Owners' Association, which Association shall have full responsibility for the functioning and proper maintenance of the erf and the essential services therein.

1.5 CONDITIONS OF TITLE

CONDITIONS IMPOSED BY THE GAUTENG DEVELOPMENT TRIBUNAL IN TERMS OF SECTION 33 OF THE DEVELOPMENT FACILITATIONS ACT, 1995 (ACT 67 OF 1995)

1.5.1 ALL ERVEN

- (i) The erf is subject to a Servitude 2m wide in favour of the local authority for sewerage and other municipal services, along any two boundaries other than a street boundary and in the case of a panhandle erf an additional servitude for municipal services 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.
- (ii) 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.
- (iii) 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 construction, maintenance or removal of such sewerage mains and other works being made good by the said association.

1.5.2 ERVEN 458 AND 459

The entire Erf is subject to a servitude of right of way in favour of the Local Authority as indicated on the General Plan.

1.6 REMOVAL AND REPLACEMENT OF MUNICIPAL SERVICES

Satisfactory arrangements have been made with the Local Authority for the re-alignment and replacement of the pump station and certain sewer, water and electrical lines.

1.7 ENGINEERING SERVICES:

- 1.7.1 The Land Development Area shall be provided with the engineering services as set out in the Services Agreement.
- 1.7.2 The Applicant shall be responsible for the provision and installation of all internal engineering services and roads within the land development area and to the erven in the land development, as provided for in the draft Services agreement.
- 1.7.3 The Applicant shall service erven in phases as depicted in Annexure "COE 1" hereto. The erven so serviced shall only become registerable and the Registrar of Deeds shall commence registration of ownership of such stands only upon the issuing by the Designated Officer of a certificate in terms of Section 38(1)(d) of the DFA.
- 1.7.4 Upon the issuing of the certificate in terms of Section 38(1)(c) by the Designated Officer, rates, taxes and all other applicable service charges, will become payable to the Municipality in respect of the erven in respect of which the certificate was issued.

1.8 OWNERSHIP:

- 1.8.1 The Applicant shall properly and legally constitute a property owners association as provided for in clause 1.5 of Part I above.
- 1.8.2 The owners of Erven 358 to 457 shall become members of the property owners association upon transfer of the erf.
- 1.8.3 The Property Owners Association shall have full responsibility for the functioning and proper maintenance of Erven 458 and 459.
- 1.8.4 The Property Owners Association shall have the legal power to enforce compliance with the Articles of Association and constitution of the Association for as far as it pertain to obligations of the members and to levy from each and every member the costs incurred in the fulfilment of its functions and shall have legal recourse to recover such fees and costs in the event of a default in payment by any member.
- 1.8.5 All buildings and structures to be erected shall be made subject to the provisions of the Development and Architectural Guidelines and any and all amendments to the said document as may be affected and approved by the owners association.
- 1.8.6 Building plans shall only be submitted to the local authority for final approval once the said plans have been evaluated and approved by the Trustees of the Association as specifically provided for in the Articles of Association.
- 1.8.7 Erven 458 and 459 shall be owned by the property owners association and transfer shall be effected as soon as practically possible after the relevant stands become registerable or provided for in Part I of these Conditions.

1.9 CONDITIONS RELATING TO PROVINCIAL ROADS

- 1.9.1 There shall be lines of no access as indicated on the layout plan.
- 1.9.2 No ingress to egress from Kliprivier Drive and PWV 16 will be allowed from the line of no access as shown on the plan.
- 1.9.3 A physical barrier which is in compliance with the requirements of the Executive Committee Resolution 1112 of 26 June 1978 shall be erected on the lines of no access as shown on the layout plan.

1.10 BUILDING LINES

In terms of Executive Committee Resolution No. 1112 of 26 June 1978 as signed by the Deputy Director-General: Community Development, the following building lines are applicable:
A 20m building line from Road PWV 16 road reserve affecting Erven 358 to 361; and
A 16m building line from the Road R556 (Klipriver Drive) road reserve affecting Erven 393 to 405.

1.11 ACCEPTANCE AND DISPOSAL OF STORMWATER

The township owner shall arrange for the drainage of the township to fit in with that of Provincial Roads R 556 and PWV 16 and for all storm water running off or being diverted from Provincial Roads R 556 and PWV 16 to be received and disposed of.

1.12 ADVERTISEMENTS

No advertisements that may be visible from Provincial Roads R 556 and PWV 16 shall be displayed without the written approval of the Gauteng Department of Public Transport Roads and Works and the local authority.

1.13 GEOLOGICAL

The applicant shall appoint a competent professional engineer to design foundations and other structural elements of buildings and structures to the satisfaction of the local authority in order to prevent any possible damage to buildings and structures.

KENNISGEWING 1536 VAN 2012**GAUTENG ONTWIKKELINGS TRIBUNAAL: SAAK NOMMER GDT/LDA/CJMM/1302/04/010****KENNISGEWING IN TERME VAN ARTIKEL 33(4) INGEVOLGE DIE WET OP ONTWIKKELINGS FASILITERING, 1995 (WET 67 VAN 1995)**

Hiermee word in terme van artikel 33(4) van die Wet op Ontwikkelings Fasilitering, 1995 (Wet 67 van 1995), kennis gegee, dat die grondontwikkelingsarea aansoek vir die dorp Aspen Lakes Uitbreiding 2, bestaande uit 103 erwe, genommer 357 tot 457, 2 park genommer 458 en 459 en strate, geleë op Gedeelte 2 van die plaas Aspen No. 684 IR, deur die Gauteng Ontwikkelings Tribunaal goedgekeur is. Die genoemde dorp en aanverwante wysigingskema sal in werking tree op die datum van opening van die dorpsregister deur die Registrateur van Aktes vir die dorp Aspen Lakes Uitbreiding 2. Die goedkeuring sluit die volgende voorwaardes in:

1. VOORWAARDES WAARAAN VOLDOEN MOET WORD BINNE DIE STIGTING VAN DIE DORPSGEBIED**1.1 NAAM:**

Die naam van die grondontwikkelingsgebied staan as die dorp Aspen Lakes Uitbreiding 2 bekend.

1.2 UITLEG:

Die grondontwikkelingsarea sal bestaan uit erwe en strate soos op Algemene Plan L.G. No. 4575/2008.

1.3 BESKIKKING OOR BESTAANDE TITELVOORWAARDES

Alle erwe moet onderworpe gemaak word aan bestaande voorwaardes en servitute, indien enige, met inbegrip van die voorbehoud van die regte op minerale, wat nie die grondontwikkelingsgebied raak nie, maar uitgesonderd:

(i) Die volgende voorwaardes en servitute in Akte van Transport T97806/2006 wat nie die dorp raak nie:

Voorwaardes B, B.1, B.2, B.3.1(c), B.3.1(d), B.3.2, B.3.2.1 tot B.3.2.10 en B.5.

- B. "The former Portion 32 (a Portion of Portion 1) of the farm LIEFDE EN VREDE No. 104, Registration Division I.R., Province of Gauteng, depicted by the figures A D E F G H J K L M N P Q R S T U V W X Y Z A1 B1 C1 D1 E1 d middle of the stream, as indicated on Diagram S.G. 12238/2004, a portion whereof is hereby held is subject to the following conditions:-"
 - B. 1. "A perpetual servitude to transmit water by means of underground pipelines already laid or which may be laid together with ancillary rights 22,86 metres wide as indicated on Diagram S.G. No 5238/2002 by the line f g which represents the centre line of the servitude in favour of RAND WATER BOARD, as will more fully appear from Deed of Servitude No. K313/1959 S dated 17 April 1958 and registered on the 26th day of March 1959."
 - B. 2 "A perpetual servitude of right of way in favour of Rand Water Board for underground pipelines as indicated by the figure h j k m h on Diagram S.G. No. 5238/2002, as will more fully appear from Notarial Deed of Servitude No. K1104/1965 S dated 12 May 1965 and registered on the 26th day of August 1965."
 - B.3.1.(c) "A perpetual servitude for municipal purposes in favour of City of Johannesburg measuring 748 (seven hundred and forty eight) square metres, as indicated by the figure L1 H1 N1 J1 K1 L1 on diagram S.G. No. 5238/2002;"
 - B.3.1.(d) "A perpetual servitude for municipal purposes in favour of City of Johannesburg measuring 100 (one hundred) square metres as indicated by the figures U1 V1 W1 X1 U1 on diagram S.G. No. 5238/2002;"
 - B.5. By virtue of Notarial Deed of Servitude No. 006142/03S the withinmentioned property is subject to a servitude of Right-Of-Way in favour of the Johannesburg Metropolitan Municipality and the General Public for road access purposes in perpetuity over an area of land measuring 6 566 (Six Thousand Five Hundred and Sixty Six) square meters which is depicted by the figures a, B,C,D,E,F on servitude diagram S G 4912/2003 as will more fully appear from the said Notarial Deed."
- B.3.2 "The servitudes referred to in 3.1 above shall be subject to the following Conditions:"
 - B.3.2.1 "The City of Johannesburg shall in particular have a right to install and erect within the boundaries of the servitude areas all sewerage installations and sewerage pump stations ("the works") and at all time to maintain, inspect, repair, alter, replace and remove such installations and pump stations and the said City of Johannesburg, through its officials, employees, workmen, contractors and agents shall at all reasonable times have the full right of access to the of the said servitude for the purposes aforesaid."

- B.3.2.2 "The City of Johannesburg shall at all times have the right to carry out, construct, lay down in and on or under the said servitude areas, such roads, pavements, pathways, overhead cables or line, sewers or sewer mains, water pipes or water mains, electric power or gas pipes or mains, storm water or other drainage (hereinafter referred to as "the works") as may now or hereafter be necessary or desirable for use by the City of Johannesburg, at all times to enter upon and use the servitude areas for the purposes aforesaid, and to carry out, in, on or under the servitude areas all or such part of the works as may in the opinion of the City of Johannesburg or its duly authorised representatives be necessary or desirable from time to time for the purpose of the City of Johannesburg."
 - B.3.2.3 "The works and all appurtenances thereto shall be constructed in such manner and of such materials as in the opinion of the City of Johannesburg or its authorised representatives shall be necessary or desirable."
 - B.3.2.4 "The City of Johannesburg shall be entitled to bring upon the servitude area all such workmen, vehicles, equipment, conveyancers, tools, machinery and materials as in the opinion of the City of Johannesburg or its authorised representatives may be necessary or desirable for the erection, installation, construction and laying of the works or for the cleansing, inspection, repairing, maintaining, renewing, replacing or removal of the same from time to time to make such excavations of the servitude areas of such depth and in such a manner as may be necessary or desirable for the purpose aforesaid."
 - B.3.2.5 "The City of Johannesburg shall be entitled to deposit temporarily on the land adjoining the servitude areas such materials as may be excavated by the City of Johannesburg during the course of construction, repair, maintenance, removal or replacement of the works as the City of Johannesburg in its discretion may deem necessary."
 - B.3.2.6 "The City of Johannesburg shall at all times before or after the completion of the works or any part thereof as aforesaid have full and free access by its officials, assistants, workmen, employees, vehicles or agents to the servitude areas for the purpose of carrying out, construction, laying down, examining, cleaning, clearing, maintaining, repairing and removing or replacing the works or portions thereof."
 - B.3.2.7 "The City of Johannesburg shall not be obliged to proceed immediately with the construction of the works, or any part thereof, and the registered Owner shall not be entitled to compel the City of Johannesburg to proceed with such construction."
 - B.3.2.8 "The registered owner shall not erect or cause or permit to be erected any buildings or other structures on or over the servitude areas, or plant or permit to be planted thereon any large rooted trees, or dump or permit to be dumped any soil or rubbish thereon, or do or permit to be done anything in or on the servitude areas or in the immediate vicinity thereof which will or is likely to interfere with or prejudice the rights conferred upon the City of Johannesburg under this Deed. Any damage which may be caused to the works constructed by the City of Johannesburg on the servitude areas or to any portion thereof by reason of any breach by the registered Owner of obligations hereunder or under any law shall be made good by the registered Owner at his own expense."
 - B.3.2.9 "The City of Johannesburg shall be entitled to remove from the servitude areas all trees, fences and other obstructions and to carry out, construct or lay down any such other works as may in the opinion of the City of Johannesburg be necessary or desirable to place the servitude areas in a trafficable condition."
 - B.3.2.10 "Should the registered Owner at any time obtain extension or alteration to the existing titles to the said Property, then and in such case the extended or substituted titles shall be issued subject to these servitudes, it being the intention to secure to the City of Johannesburg in perpetuity the rights to the aforementioned servitudes."
- (ii) Die volgende voorwaarde en servituut in Akte van Transport T97806/2006 wat siegs Erwe 424, 443 en strate in die dorp raak:
- Voorwaardes en servitute B.3.1(a), B.3.2, B.3.2.1, B.3.2.2, B.3.2.3, B.3.2.4, B.3.2.5, B.3.2.6, B.3.2.7, B.3.2.8, B.3.2.9 en B.3.2.10
- B.3.1.(a) "A perpetual servitude for municipal purposes in favour of City of Johannesburg measuring two (2) meters wide from the centre line as indicated by the figures E1 F1 G1 and M1 N1 P1 F2 G2 on diagram S.G. No. 5238/2002."
 - B.3.2 "The servitudes referred to in 3.1 above shall be subject to the following conditions:-"
 - B.3.2.1 "The City of Johannesburg shall in particular have a right to install and erect within the boundaries of the servitude areas all sewerage installations and sewerage pump stations ("the works") and at all time to maintain, inspect, repair, alter, replace and remove such installations and pump stations and the said City of Johannesburg, through its officials, employees, workmen, contractors and agents shall at all reasonable times have the full right of access to the of the said servitude for the purposes aforesaid."

- B.3.2.2 "The City of Johannesburg shall at all times have the right to carry out, construct, lay down in and on or under the said servitude areas, such roads, pavements, pathways, overhead cables or line, sewers or sewer mains, water pipes or water mains, electric power or gas pipes or mains, storm water or other drainage (hereinafter referred to as "the works") as may now or hereafter be necessary or desirable for use by the City of Johannesburg, at all times to enter upon and use the servitude areas for the purposes aforesaid, and to carry out, in, on or under the servitude areas all or such part of the works as may in the opinion of the City of Johannesburg or its duly authorised representatives be necessary or desirable from time to time for the purpose of the City of Johannesburg."
 - B.3.2.3 "The works and all appurtenances thereto shall be constructed in such manner and of such materials as in the opinion of the City of Johannesburg or its authorised representatives shall be necessary or desirable."
 - B.3.2.4 "The City of Johannesburg shall be entitled to bring upon the servitude area all such workmen, vehicles, equipment, conveyancers, tools, machinery and materials as in the opinion of the City of Johannesburg or its authorised representatives may be necessary or desirable for the erection, installation, construction and laying of the works or for the cleansing, inspection, repairing, maintaining, renewing, replacing or removal of the same from time to time to make such excavations of the servitude areas of such depth and in such a manner as may be necessary or desirable for the purpose aforesaid."
 - B.3.2.5 "The City of Johannesburg shall be entitled to deposit temporarily on the land adjoining the servitude areas such materials as may be excavated by the City of Johannesburg during the course of construction, repair, maintenance, removal or replacement of the works as the City of Johannesburg in its discretion may deem necessary."
 - B.3.2.6 "The City of Johannesburg shall at all times before or after the completion of the works or any part thereof as aforesaid have full and free access by its officials, assistants, workmen, employees, vehicles or agents to the servitude areas for the purpose of carrying out, construction, laying down, examining, cleaning, clearing, maintaining, repairing and removing or replacing the works or portions thereof."
 - B.3.2.7 "The City of Johannesburg shall not be obliged to proceed immediately with the construction of the works, or any part thereof, and the registered Owner shall not be entitled to compel the City of Johannesburg to proceed with such construction."
 - B.3.2.8 "The registered owner shall not erect or cause or permit to be erected any buildings or other structures on or over the servitude areas, or plant or permit to be planted thereon any large rooted trees, or dump or permit to be dumped any soil or rubbish thereon, or do or permit to be done anything in or on the servitude areas or in the immediate vicinity thereof which will or is likely to interfere with or prejudice the rights conferred upon the City of Johannesburg under this Deed. Any damage which may be caused to the works constructed by the City of Johannesburg on the servitude areas or to any portion thereof by reason of any breach by the registered Owner of obligations hereunder or under any law shall be made good by the registered Owner at his own expense."
 - B.3.2.9 "The City of Johannesburg shall be entitled to remove from the servitude areas all trees, fences and other obstructions and to carry out, construct or lay down any such other works as may in the opinion of the City of Johannesburg be necessary or desirable to place the servitude areas in a trafficable condition."
 - B.3.2.10 "Should the registered Owner at any time obtain extension or alteration to the existing titles to the said Property, then and in such case the extended or substituted titles shall be issued subject to these servitudes, it being the intention to secure to the City of Johannesburg in perpetuity the rights to the aforementioned servitudes."
- (iii) Die volgende voorwaarde en servituut in Akte van Transport T97806/2006 wat slegs Erwe 398, 399, 409, 451, 458 en strate in die dorp raak:
- Voorwaardes en servitude B.3.1(b) en Voorwaardes B.3.2, B.3.2.1, B.3.2.2, B.3.2.3, B.3.2.4, B.3.2.5, B.3.2.6, B.3.2.7, B.3.2.8, B.3.2.9 en B.3.2.10
- B.3.1.(b) "A perpetual servitude for municipal purposes in favour of the City of Johannesburg measuring two (2) meters wide, the Northern and Eastern boundaries of which servitude is indicated by the lines P1 Q1 R1 S1 T1 Q1 Y1 Z1 B2 C2 D2 E2 and A2 H2 J2 on Consolidated Diagram S. G. No. 12238/2004."
 - B.3.2 "The servitudes referred to in B.3.1 above shall be subject to the following conditions:-"
 - B.3.2.1 "The City of Johannesburg shall in particular have a right to install and erect within the boundaries of the servitude areas all sewerage installations and sewerage pump stations ("the works") and at all time to maintain, inspect, repair, alter, replace and remove such installations and pump stations and the said City of Johannesburg, through its officials, employees, workmen, contractors and agents shall at all reasonable times have the full right of access to the of the said servitude for the purposes aforesaid."

- B.3.2.2 "The City of Johannesburg shall at all times have the right to carry out, construct, lay down in and on or under the said servitude areas, such roads, pavements, pathways, overhead cables or line, sewers or sewer mains, water pipes or water mains, electric power or gas pipes or mains, storm water or other drainage (hereinafter referred to as "the works") as may now or hereafter be necessary or desirable for use by the City of Johannesburg, at all times to enter upon and use the servitude areas for the purposes aforesaid, and to carry out, in, on or under the servitude areas all or such part of the works as may in the opinion of the City of Johannesburg or its duly authorised representatives be necessary or desirable from time to time for the purpose of the City of Johannesburg."
 - B.3.2.3 "The works and all appurtenances thereto shall be constructed in such manner and of such materials as in the opinion of the City of Johannesburg or its authorised representatives shall be necessary or desirable."
 - B.3.2.4 "The City of Johannesburg shall be entitled to bring upon the servitude area all such workmen, vehicles, equipment, conveyancers, tools, machinery and materials as in the opinion of the City of Johannesburg or its authorised representatives may be necessary or desirable for the erection, installation, construction and laying of the works or for the cleansing, inspection, repairing, maintaining, renewing, replacing or removal of the same from time to time to make such excavations of the servitude areas of such depth and in such a manner as may be necessary or desirable for the purpose aforesaid."
 - B.3.2.5 "The City of Johannesburg shall be entitled to deposit temporarily on the land adjoining the servitude areas such materials as may be excavated by the City of Johannesburg during the course of construction, repair, maintenance, removal or replacement of the works as the City of Johannesburg in its discretion may deem necessary."
 - B.3.2.6 "The City of Johannesburg shall at all times before or after the completion of the works or any part thereof as aforesaid have full and free access by its officials, assistants, workmen, employees, vehicles or agents to the servitude areas for the purpose of carrying out, construction, laying down, examining, cleaning, clearing, maintaining, repairing and removing or replacing the works or portions thereof."
 - B.3.2.7 "The City of Johannesburg shall not be obliged to proceed immediately with the construction of the works, or any part thereof, and the registered Owner shall not be entitled to compel the City of Johannesburg to proceed with such construction."
 - B.3.2.8 "The registered owner shall not erect or cause or permit to be erected any buildings or other structures on or over the servitude areas, or plant or permit to be planted thereon any large rooted trees, or dump or permit to be dumped any soil or rubbish thereon, or do or permit to be done anything in or on the servitude areas or in the immediate vicinity thereof which will or is likely to interfere with or prejudice the rights conferred upon the City of Johannesburg under this Deed. Any damage which may be caused to the works constructed by the City of Johannesburg on the servitude areas or to any portion thereof by reason of any breach by the registered Owner of obligations hereunder or under any law shall be made good by the registered Owner at his own expense."
 - B.3.2.9 "The City of Johannesburg shall be entitled to remove from the servitude areas all trees, fences and other obstructions and to carry out, construct or lay down any such other works as may in the opinion of the City of Johannesburg be necessary or desirable to place the servitude areas in a trafficable condition."
 - B.3.2.10 "Should the registered Owner at any time obtain extension or alteration to the existing titles to the said Property, then and in such case the extended or substituted titles shall be issued subject to these servitudes, it being the intention to secure to the City of Johannesburg in perpetuity the rights to the aforementioned servitudes."
- (iv) Die volgende voorwaarde en serwituit in Akte van Transport T97806/2006 wat slegs Erf 459 in die dorp raak:
- Voorwaarde A en A(a).
- A. "The former Portion 114 (A portion of portion 33) of the farm RIETVLEI 101, Registration Division I.R., Province of Gauteng, as indicated by figure A b middle of spruit c H1 A, as indicated on diagram S.G. 12238/2004 a portion whereof is hereby held is subject to the following conditions:-"
 - A(a) "Kragtens Notariële Akte Nr. 98/1943S geregistreer op die 23ste dag van Februarie 1943, is die reg aan die RANDSE WATERRAAD verleen om water oor die eiendom hierby getranspoteer, te lei tesame met bykomstige regte, en onderhewig aan voorwaardes soos meer ten volle sal blyk uit die genoemde Notariële Akte en Kaart."
- (v) Die volgende voorwaarde en serwituit in Akte van Transport No. T97806/2006 wat slegs Erwe 393 tot 405 en 458 in die dorp raak:

- B.4 "By virtue of Notarial Deed of Servitude No. K1755/2008S the withinmentioned property is subject to a servitude 6 (Six) meters in extent, as depicted by the figure ABCDEFGH, on Diagram SG No. 12237/2004 in favour of SASOL MINING LIMITED as will more fully appear from the said deed."
- (vi) Die volgende voorwaarde en serwituut in Akte van Transport No. T97806/2006 wat slegs Erf 459 en strate in die dorp raak:
 - A(b) "By virtue of Notarial Deed of Servitude No. K5614/2004 the withinmentioned property is subject to a servitude, with an area of 931 (Nine Hundred and Thirty One) square meters, in favour of the RAND WATER BOARD for pipelines already laid and which hereafter be laid as depicted by the figure ABCD on Servitude Diagram SG 8475/2000 as will more fully appear from the said deed."
- (vii) Die volgende voorwaardes en serwitute wat slegs strate in die dorp raak en wat nie aan die erwe oorgedra moet word nie:
 - "By virtue of Notarial Deed of Servitude No. K.....S the withinmentioned property is subject to a right of way servitude over the Remainder of the farm Aspen No. 684 IR measuring 4935 (four thousand nine hundred and thirty five) square meters in extent, as depicted by the figure ABCDEFGHJKLMNQRST on Diagram SG No. in favour of the Aspen Hills Home Owners Association as will more fully appear on the said deed."
 - "By virtue of Notarial Deeds of Servitude No. K.....S the withinmentioned property is subject to a right of way servitude over the Remainder of the farm Aspen No. 684 IR measuring 2,0 021 (twenty thousand and twenty one) square meters in extent, as depicted by the figure ABCDEFGHJKLMNQRST on Diagram SG No. in favour of the Aspen Hills Homeowners Association as will more fully appear on the said deed."

1.4 STIGTING EN PLIGTE VAN DIE HUISEIENAARSVERENIGING

1.4.1 ERWE 358 TOT 457:

- (i) Een en elke eienaar van Erwe 358 tot 457 sal 'n lid word van die Huseienaarsvereniging vanaf oordrag van die erf.
- (ii) 'n Eienaar sal nie toegelaat word om die erf of enige onderverdeling daarvan oor te dra, behalwe met 'n uitklaringsertifikaat vanaf die Huseienaarsvereniging nie.
- (iii) Die erf sal nie oorgedra word aan enige persoon wat hom nie verbind het as 'n lid van die Huseienaarsvereniging nie.

1.4.2 ERWE 458 EN 459

Die erf moet slegs oorgedra word aan die Huseienaarsvereniging, welke Vereniging ten volle verantwoordelik sal wees vir die funksionering en behoorlike onderhoud van die erf en die noodsaaklike dienste daarin.

1.5 TITELVOORWAARDES

VOORWAARDES OPGELÊ DEUR DIE GAUTENG ONTWIKKELINGSTRIBUNAAL INGEVOLGE ARTIKEL 33 VAN DIE ONTWIKKELINGS FASILITERINGS WET, 1995 (WET 67 VAN 1995)

1.5.1 ALLE ERWE

- (i) Elke erf is onderworpe aan 'n serwituut, 2 meter breed, ten gunste van die plaaslike bestuur, vir riolerings-en ander munisipale doeleindes, langs enige twee grense, uitgesonderd 'n straatgrens en, in die geval van 'n pypsteelerf, 'n addisionele serwituut vir munisipale doeleindes 2 m breed oor die toegangsgedeelte van die erf, indien en wanneer verlang deur die plaaslike bestuur: Met dien verstande dat die plaaslike bestuur van enige sodanige serwituut mag afsien.
- (ii) Geen gebou of ander struktuur mag binne die voornoemde serwituutgebied opgerig word nie en geen grootwortelbome mag binne die gebied van sodanige serwituut of binne 'n afstand van 2 m daarvan geplant word nie.
- (iii) Die plaaslike bestuur is geregtig om enige materiaal wat deur hom uitgegrawe word tydens die aanleg, onderhoud of verwydering van sodanige rioolhoofpyleidings en ander werke wat hy volgens goeë dunnke noodsaaklik ag, tydelik te plaas op die grond wat aan die voornoemde serwituut grens en voorts sal die plaaslike bestuur geregtig wees tot redelike toegang tot genoemde grond vir die voornoemde doel, onderworpe daaraan dat die plaaslike bestuur enige skade vergoed wat gedurende die aanleg, onderhoud of verwydering van sodanige rioolhoofpyleidings en ander werke veroorsaak word.

1.5.2 ERWE 458 EN 459

Die algehele Erf is onderworpe aan 'n reg van weg serwituut ten gunste van die Plaaslike Bestuur soos aangedui op die Algemene Plan.

1.6 VERSKUIWING OF DIE VERVANGING VAN MUNISIPALE DIENSTE

Bevredigende reëlings gemaak is met die plaaslike bestuur vir die herrigting en vervanging van die pompstasie en sekere riool, water en elektriese lyne.

1.7 INGENIEURSDIENSTE:

- 1.7.1 Die Grondontwikkelingsgebied moet voorsien word met ingenieursdienste soos uiteengesit in die Diensteeooreenkoms.
- 1.7.2 Die Aansoeker is verantwoordelikheid vir die voorsiening en installering van alle interne ingenieursdienste en strate binne die grondontwikkelingsgebied en aan die erwe in grondontwikkeling, soos voorsiening voor gemaak in die voorlopige Diensteeooreenkoms.
- 1.7.3 Die Aansoeker moet die erwe diens in fases soos beskrywe in Aanhangsel "SVW 1" van die Stigtingsvoorwaardes vir die dorp. Die erwe so gediens sal eers registreerbaar word en die Registrateur van Aktes moet eers registrasie van eienaarskap van die erwe begin met uitreiking van 'n sertifikaat ingevolge Artikel 38(1) (d) van die Ontwikkelingsfasiliterings Wet deur die Aangewese Beampte.
- 1.7.4 Met die uitreiking van die sertifikaat ingevolge van Artikel 38(1)(c) deur die Aangewese Beampte sal, tariewe, belastings en alle ander toepaslike diensfooie betaalbaar word aan die Munisipaliteit ten behoeve van die erwe waarvoor die sertifikaat uitgereik is.

1.8 EIENAARSKAP:

- 1.8.1 Die Aansoeker moet behoorlik en wettiglik 'n Huiseienaarsvereniging stig soos voorsiening voor gemaak is in klousule 1.4 van Gedeelte I hierbo.
- 1.8.2 Die eienaars van Erwe 358 tot 457 moet lede word van die Huiseienaarsvereniging met oordrag van die erf.
- 1.8.3 Die Huiseienaarsvereniging is ten volle verantwoordelik funksionering en behoorlike onderhoud van Erwe 458 en 459.
- 1.8.4 Die Huiseienaarsvereniging moet volle wetlike mag hê om voldoening af te dwing met die Artikels van Vereniging en Konstitusie van die Vereniging vir sover as dit betrekking het op die verpligtinge van die lede en om kostes aangegaan deur die voltooiing van sy funksies van ieder en elke lid te hef en moet regs toevlug hê om sodanige gelde te vorder indien enige lid betaling versuim.
- 1.8.5 Alle geboue en strukture wat opgerig gaan word moet onderworpe gemaak word aan die voorskrifte van die Ontwikkeling en Argitektoniese Riglyne en enige en alle wysigings aan die genoemde dokument soos geraak en goedgekeur mag word deur die Huiseienaarsvereniging.
- 1.8.6 Bouplanne moet slegs ingedien word by die plaaslike bestuur vir finale goedkeuring sodra die genoemde planne geevalueer en goedgekeur is deur die Trustees van die Vereniging soos spesifiek voorsiening gemaak is in die Artikels van die Vereniging.
- 1.8.7 Erwe 458 en 459 moet besit word deur die Huiseienaarsvereniging en oordrag moet geïmplementeer word sodra dit prakties moontlik na die betrokke erwe registreerbaar word of voorsien word voor in Gedeelte I van die voorwaardes.

1.9 VOORWAARDES VERWANT AAN PROVINSIALE PAAIE

- 1.9.1 Daar sal lyne van geen toegang wees soos aangedui op die Algemene Plan.
- 1.9.2 Geen ingang tot en uitgang vanaf Klipriverweg en PWV 16 sal toegelaat word vanaf die lyn van geen toegang soos aangedui op die Algemene Plan.
- 1.9.3 'n Fisiese versperring wat voldoen aan die vereistes van Uitvoerende Komitee Besluit No. 1112 van 26 Junie 1978 moet opgerig word op die lyne van geen toegang soos aangedui op die Algemene Plan.

1.10 BOULYNE

Ingevolge Uitvoerende Komitee Besluit No. 1112 van 26 Junie 1978 soos onderteken deur die Direkteur Generaal: Gemeenskapsontwikkeling, is die volgende boulyne van toepassing:

'n 20m boulyn vanaf Pad PWV 16 padreserwe wat Erwe 358 tot 361 affekteer; en
'n 16m boulyn vanaf die Pad R556 (Klipriverweg) padreserwe wat Erwe 393 tot 405 raak.

1.11 ONTVANGS EN VERSORGING VAN STORMWATER

Die dorpseienaar moet die dreinerings van die dorp so reël dat dit inpas by die van Provinsiale Paaie R556 en PWV 16 en moet die stormwater wat afloop of afgelei word vanaf Provinsiale Paaie R556 en PWV 16, ontvang en versorg.

1.12 ADVERTENSIES

Geen advertensies wat dalk sigbaar vanaf die Provinsiale Paaie R556 en PWV 16 sal vertoon word sonder die geskrewe toestemming van die Gauteng Departement van Openbare Vervoer Paaie en Werke en die plaaslike bestuur nie.

1.13 GEOLOGIES

Die aansoeker moet 'n bevoegde professionele ingenieur aanstel om fondasies en ander strukturele elemente van geboue te ontwerp tot bevrediging van die plaaslike bestuur ten einde die moontlike beskadiging van geboue en strukture te voorkom.

K MOLEFE, Aangewese Beampte, Gauteng Ontwikkelingstribunaal

Simmondsstraat 31 Mattlotlo Uitb, Johannesburg 2107 - Verwysing: GDT/LDA/CJMM/1302/04/010