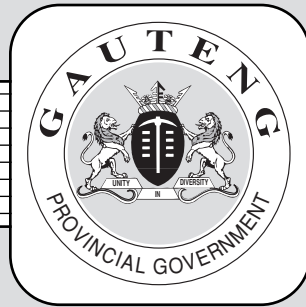


**THE PROVINCE OF
GAUTENG**



**DIE PROVINSIE
GAUTENG**

Provincial Gazette Extraordinary Buitengewone Provinsiale Koerant

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No. 217

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DEPARTMENT OF HEALTH

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LOCAL AUTHORITY NOTICES

LOCAL AUTHORITY NOTICE 1013

CITY OF TSHWANE

AKASIA/SOSHANGUVE AMENDMENT SCHEME 0361A

It is hereby notified in terms of the provisions of section 125(1) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that the City of Tshwane has approved an amendment scheme with regard to the land in the township of Soshanguve PP Extension 1, being an amendment of the Akasia/Soshanguve Town-planning Scheme, 1996.

Map 3 and the scheme clauses of this amendment scheme are filed with the Executive Director: Legal Services, and are open to inspection during normal office hours.

This amendment is known as Akasia/Soshanguve Amendment Scheme 0361A.

(13/2/Soshanguve - PP x1 (0361A))
31 July 2013

Chief Legal Counsel
(Notice No 430/2013)

PLAASLIKE BESTUURSKENNISGEWING 1013

STAD TSHWANE

AKASIA/SOSHANGUVE WYSIGINGSKEMA 0361A

Hierby word ingevolge die bepalings van artikel 125(1) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), bekend gemaak dat die Stad Tshwane 'n wysigingskema met betrekking tot die grond in die dorp Soshanguve PP Uitbreiding 1, synde 'n wysiging van die Akasia/Soshanguve dorpsbeplanningskema, 1996, goedgekeur het.

Kaart 3 en die skemaklousules van hierdie wysigingskema word deur die Uitvoerende Direkteur: Regsdienste, in bewaring gehou en lê gedurende gewone kantoorure ter insae.

Hierdie wysiging staan bekend as Akasia/Soshanguve wysigingskema 0361A.

(13/2/Soshanguve PP x1 (0361A))
31 Julie 2013

Hoofregsadviseur
(Kennisgewing No 430/2013)

CITY OF TSHWANE

DECLARATION OF SOSHANGUVE - PP EXTENSION 1 AS APPROVED TOWNSHIP

In terms of Section 103 of the Town-planning and Townships Ordinance, 1986 (Ordinance No 15 of 1986), the City of Tshwane hereby declares the township of Soshanguve PP Extension 1 to be an approved township, subject to the conditions as set out in the Schedule hereto.

(13/2/Soshanguve - PP x1 (0361A))

SCHEDULE

CONDITIONS UNDER WHICH THE APPLICATION MADE BY THE CITY OF TSHWANE METROPOLITAN MUNICIPALITY UNDER THE PROVISIONS OF SECTION 108 OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE NO 15 OF 1986), FOR PERMISSION TO ESTABLISH A TOWNSHIP ON PORTION 57 OF THE FARM RIETGAT 611JR, PROVINCE OF GAUTENG, HAS BEEN GRANTED

1. CONDITIONS OF ESTABLISHMENT

1.1 NAME

The name of the township shall be Soshanguve - PP Extension 1.

1.2 DESIGN

The township shall consist of erven and streets as indicated on General Plan SG No 6321/2006.

1.3 LAND FOR MUNICIPAL PURPOSES

The township owner shall reserve the following erven for municipal purposes:

Parks (Public open space): Erven 575 and 576
General: Erf 573

1.4 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.

1.5 REMOVAL OF LITTER

The township owner shall at its own expense cause all litter within the township area to be removed.

1.6 REMOVAL OR REPLACEMENT OF TELKOM SERVICES

If, by reason of the establishment of the township, it should become necessary to remove or replace any existing Telkom services, the cost thereof shall be borne by the township owner.

2. CONDITIONS TO BE COMPLIED WITH BEFORE THE ERVEN IN THE TOWNSHIP BECOME REGISTERABLE

2.1 INSTALLATION OF INTERNAL AND EXTERNAL SERVICES

A certificate issued in terms of section 82 of the town-planning and Townships Ordinance (Ordinance 15 of 1986) must be lodged with the first transfer or with any other act of registration such as the issuing of a Certificate of Title.

The township applicant shall install and provide internal and external engineering services in the township as provided for in the services agreement.

3. DISPOSAL OF EXISTING CONDITIONS OF TITLE

All erven shall be made subject to existing conditions and servitudes, if any, including the reservation of the rights to minerals.

4. CONDITIONS OF TITLE

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

4.1 ALL ERVEN WITH THE EXCEPTION OF THE ERVEN MENTIONED IN CLAUSE 1.3

4.1.1 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.

4.1.2 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.

4.1.3 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.

LOCAL AUTHORITY NOTICE 1014

CITY OF TSHWANE

AKASIA/SOSHANGUVE AMENDMENT SCHEME 0362A

It is hereby notified in terms of the provisions of section 125(1) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that the City of Tshwane has approved an amendment scheme with regard to the land in the township of Soshanguve PP Extension 2, being an amendment of the Akasia/Soshanguve Town-planning Scheme, 1996.

Map 3 and the scheme clauses of this amendment scheme are filed with the Executive Director: Legal Services, and are open to inspection during normal office hours.

This amendment is known as Akasia/Soshanguve Amendment Scheme 0362A.

(13/2/Soshanguve PP x2 (0362A))
31 July 2013

(Notice No 431/2013)

Chief Legal Counsel

PLAASLIKE BESTUURSKENNISGEWING 1014

STAD TSHWANE

AKASIA/SOSHANGUVE WYSIGINGSKEMA 0362A

Hierby word ingevolge die bepalings van artikel 125(1) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), bekend gemaak dat die Stad Tshwane 'n wysigingskema met betrekking tot die grond in die dorp Soshanguve PP Uitbreiding 2, synde 'n wysiging van die Akasia/Soshanguve dorpsbeplanningskema, 1996, goedgekeur het.

Kaart 3 en die skemaklousules van hierdie wysigingskema word deur die Uitvoerende Direkteur: Regsdienste, in bewaring gehou en lê gedurende gewone kantoorure ter insae.

Hierdie wysiging staan bekend as Akasia/Soshanguve wysigingskema 0362A.

(13/2/Soshanguve PP x2 (0362A))
31 Julie 2013

(Kennisgewing No 431/2013)

Hoofregsadviseur

CITY OF TSHWANE

DECLARATION OF SOSHANGUVE - PP EXTENSION 2 AS APPROVED TOWNSHIP

In terms of Section 103 of the Town-planning and Townships Ordinance, 1986 (Ordinance No 15 of 1986), the City of Tshwane hereby declares the township of Soshanguve - PP Extension 2 to be an approved township, subject to the conditions as set out in the Schedule hereto.

(13/2/Soshanguve - PP x2 (0362A))

SCHEDULE

CONDITIONS UNDER WHICH THE APPLICATION MADE BY THE CITY OF TSHWANE METROPOLITAN MUNICIPALITY UNDER THE PROVISIONS OF SECTION 108 OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE NO 15 OF 1986), FOR PERMISSION TO ESTABLISH A TOWNSHIP ON PORTION 58 OF THE FARM RIETGAT 611JR, PROVINCE OF GAUTENG, HAS BEEN GRANTED

1. CONDITIONS OF ESTABLISHMENT

1.1 NAME

The name of the township shall be Soshanguve - PP Extension 2.

1.2 DESIGN

The township shall consist of erven and streets as indicated on General Plan SG No 6322/2006.

1.3 LAND FOR MUNICIPAL PURPOSES

Erven 1353 and 1536 shall be reserved by the township owners as Parks.

1.4 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.

1.5 REMOVAL OF LITTER

The township owner shall at its own expense cause all litter within the township area to be removed.

1.6 REMOVAL AND/OR REPLACEMENT OF TELKOM SERVICES

Should it become necessary to remove and/or replace any existing TELKOM services as a result of the establishment of the township, the cost thereof shall be borne by the township owner;

2. CONDITIONS TO BE COMPLIED WITH BEFORE THE ERVEN IN THE TOWNSHIP BECOME REGISTERABLE

2.1 INSTALLATION OF INTERNAL AND EXTERNAL SERVICES

A certificate issued in terms of section 82 of the town-planning and Townships Ordinance (Ordinance 15 of 1986) must be lodged with the first transfer or with any other act of registration such as the issuing of a Certificate of Title.

The township applicant shall install and provide internal and external engineering services in the township as provided for in the services agreement.

3. DISPOSAL OF EXISTING CONDITIONS OF TITLE

All erven shall be made subject to existing conditions and servitudes, if any, including the reservation of the rights to minerals.

4. CONDITIONS OF TITLE

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

4.1 ALL ERVEN WITH THE EXCEPTION OF THE ERVEN MENTIONED IN CLAUSE 2.3

4.1.1 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.

4.1.2 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.

4.1.3 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.

4.2 ERVEN SUBJECT TO SPECIAL CONDITIONS

In addition to the relevant conditions set out in paragraph 4.1 above, the under-mentioned erven shall be subject to the conditions as indicated:

4.2.1⁴ ERVEN 625 TO 628

- 4.2.1.1 The erf shall be subject to a servitude 4m wide for municipal services in favour of the City of Tshwane Metropolitan Municipality, as indicated on the general plan.
- 4.2.1.2 No buildings or other structures may be erected within the aforesaid servitude area and no trees with large roots may be planted within the area of such servitude or within a distance of 2 m therefrom.
- 4.2.1.3 The City of Tshwane Metropolitan Municipality shall be entitled to temporarily deposit on the land adjoining the aforesaid servitude, any material it excavates during the laying, maintenance or removal of such services and other works which in its discretion it regards essential, and furthermore the City of Tshwane Metropolitan Municipality shall be entitled to reasonable access to the said property for the aforesaid purpose, subject to the provision that the City of Tshwane Metropolitan Municipality shall make good any damage caused during the laying, maintenance or removal of such main sewer pipelines and other works.

LOCAL AUTHORITY NOTICE 1015**AKASIA/SOSHANGUVE AMENDMENT SCHEME 0354A**

It is hereby notified in terms of the provisions of section 125(1) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that the City of Tshwane has approved an amendment scheme with regard to the land in the township of Soshanguve V Extension 1, being an amendment of the Akasia/Soshanguve Town-planning Scheme, 1996.

Map 3 and the scheme clauses of this amendment scheme are filed with the Executive Director: Legal Services, and are open to inspection during normal office hours.

This amendment is known as Akasia/Soshanguve Amendment Scheme 0354A.

(13/2/Soshanguve - V x1 (0354A))
31 July 2013

Chief Legal Counsel
(Notice No 432/2013)

PLAASLIKE BESTUURSKENNISGEWING 1015**STAD TSHWANE****AKASIA/SOSHANGUVE WYSIGINGSKEMA 0354A**

Hierby word ingevolge die bepalings van artikel 125(1) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), bekend gemaak dat die Stad Tshwane 'n wysigingskema met betrekking tot die grond in die dorp Soshanguve V Uitbreiding 1, synde 'n wysiging van die Akasia/Soshanguve dorpsbeplanningskema, 1996, goedgekeur het.

Kaart 3 en die skemaklousules van hierdie wysigingskema word deur die Uitvoerende Direkteur: Regsdienste, in bewaring gehou en lê gedurende gewone kantoorure ter insae.

Hierdie wysiging staan bekend as Akasia/Soshanguve wysigingskema 0354A.

(13/2/Soshanguve V x1 (0354A))
31 Julie 2013

Hoofregsadviseur
(Kennisgewing No 432/2013)

CITY OF TSHWANE**DECLARATION OF SOSHANGUVE - V EXTENSION 1 AS APPROVED TOWNSHIP**

In terms of Section 103 of the Town-planning and Townships Ordinance, 1986 (Ordinance No 15 of 1986), the City of Tshwane hereby declares the township of Soshanguve V Extension 1 to be an approved township, subject to the conditions as set out in the Schedule hereto.

(13/2/Soshanguve - V x1 (0354A))

SCHEDULE

CONDITIONS UNDER WHICH THE APPLICATION MADE BY THE CITY OF TSHWANE METROPOLITAN MUNICIPALITY UNDER THE PROVISIONS OF SECTION 108 OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE NO 15 OF 1986), FOR PERMISSION TO ESTABLISH A TOWNSHIP ON PORTION 59 OF THE FARM RIETGAT 611JR, PROVINCE OF GAUTENG, HAS BEEN GRANTED

1. CONDITIONS OF ESTABLISHMENT**1.1 NAME**

The name of the township shall be Soshanguve - V Extension 1.

1.2 DESIGN

The township shall consist of erven and streets as indicated on General Plan SG No 12260/2006.

1.3 LAND FOR MUNICIPAL AND STATE PURPOSES

The township owner shall reserve the following erven for municipal and state purposes:

Parks (Public open space): Erf 2363

General: Erven 1295, 1304, 1308, 1309, 1310, 1311, 1312, 1322, 1258, 1431, 1432, 1504, 1512, 1546, 1553, 1703, 1810, 1819, 1823, 1838, 1936, 2077, 2100, 2129, 2141, 2278, 2301 and 2360.

SARCC: Erf 1430

1.4 ACCESS

No ingress from Provincial Road P62/2 (Lukas Mangope Road) and Road K95 (Soutpan Road) to the township and no egress to Provincial Road P62/2 (Lukas Mangope Road) and Road K95 (Soutpan Road) from the township shall be allowed.

1.5 ACCEPTANCE AND DISPOSAL OF STORMWATER

The township owner shall arrange for the drainage of the township to fit in with that of Provincial Road P62/2 (Lukas Mangope Road) and Road K95 (Soutpan Road) and for all stormwater running off or being diverted from the roads to be received and disposed of.

1.6 ERECTION OF FENCE OR OTHER PHYSICAL BARRIER

The township owner shall at its own expense, erect a fence or other physical barrier to the satisfaction of the Deputy Director-General, Roads Branch, as and when required by him to do so and the township owner shall maintain such fence or physical barrier in good order and repair.

1.7 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.

1.8 REMOVAL OF LITTER

The township owner shall at its own expense cause all litter within the township area to be removed.

1.9 REMOVAL OR REPLACEMENT OF MUNICIPAL SERVICES

If, by reason of the establishment of the township, it should become necessary to remove or replace any existing municipal services, the cost thereof shall be borne by the township owner.

2. CONDITIONS TO BE COMPLIED WITH BEFORE THE ERVEN IN THE TOWNSHIP BECOME REGISTERABLE

2.1 INSTALLATION OF INTERNAL AND EXTERNAL SERVICES

A certificate issued in terms of section 82 of the town-planning and Townships Ordinance (Ordinance 15 of 1986) must be lodged with the first transfer or with any other act of registration such as the issuing of a Certificate of Title.

The township applicant shall install and provide internal and external engineering services in the township as provided for in the services agreement.

3. DISPOSAL OF EXISTING CONDITIONS OF TITLE

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

"A die voormalige gedeelte 184 ('n Gedeelte van Gedeelte 3) van die plaas RIETGAT 105, JR Transvaal voorgestel deur die figuur A8 B7 middel van spruit C7 D8 op Kaart LG Nr A9157/1986 hierby aangeheg, is onderhewig aan die volgende voorwaarde:

- A portion of the property hereby held, measuring approximately 2800 square meters has been expropriated by the South African Railways and Harbours Administrators, as will more fully appear from Expropriation Notice No EX 258/76 and a portion of the property hereby held approximately 34,0005 hectares has been expropriated by the Department of Public Works and Transport, as will more fully appear from Expropriation Notice No. EX 314/97.
- B Die voormalige gedeelte 185 ('n gedeelte van Gedeelte 3) van die plaas RIETGAT 105 JR Transvaal voorgestel deur die figuur D8 C7 middel van spruit E7 E83 op kaart LG Nr A 9157/86 hierby aangeheg, is onderhewig aan die volgende voorwaarde:
- Gedeelte groot ongeveer 3,15 hektaar van die eiendom hiermee gehou is onteien deur die Suid-Afrikaanse Spoorwee en Hawens Administrasie soos meer ten volle sal blyk uit Onteieningskennisgewing Nr EX 823/1975 gedateer 22 Desember 1975.
- C. die voormalige gedeelte 186 ('n gedeelte van Gedeelte 3) van die plaas RIETGAT 105, JR Transvaal voorgestel deur die figuur E8 E7 middel van spruit H7 F8 op kaart LG Nr A 9157/86 hierby aangeheg, is onderhewig aan die volgende voorwaarde:
- Kragtens Onteieningskennisgewing Nr EX 763/75 is 'n Gedeelte groot ongeveer 1,94 hektaar van die binnegemelde eiendom en kragtens Onteieningskennisgewing Nr 587/77 is 'n gedeelte groot ongeveer 2120 vierkante meter van die binnegemelde eiendom onteien deur die Suid-Afrikaanse Spoorweë en Hawens Administrasie.
- D1 Die voormalige Resterende Gedeelte van Gedeelte 265 van die Plaas RIETGAT 105 JR, Transvaal groot 53,7592 hektaar waarvan die figuur K5 B8 D8 C8 L1 M1 N1 P1 C24 N5 L5 K5 op kaart LG No A9157/86 hierby aangeheg 'n deel vorm, is onderhewig aan die volgende voorwaarde:
- By virtue of Expropriation Notice EX 824/75 dated 12 December 1975 as it appears on the Registration Duplicate of Deed of Transfer 36859/1974, a portion measuring 2,98 hectares has been expropriated by the South African Railways & Harbours Administration.
- D2 Die voormalige Resterende Gedeelte van Gedeelte 265 van die Plaas RIETGAT 105 JR, Transvaal groot 53,7592 hektaar waarvan die C8 D8 E8 F8 G1 H1 J1 K1 C8 op kaart LG No A 9157/86 hierby aangeheg 'n deel vorm, is onderhewig aan die volgende voorwaarde:
- A portion of the property hereby held, measuring approximately 9,68 square meters has been expropriated by the South African Railways and Harbours Administrators, as will more fully appear from Expropriation Notice 806/1975.
- D3 Die voormalige Resterende Gedeelte van Gedeelte 265 van die Plaas RIETGAT 105 JR, Transvaal groot 53,7592 hektaar waarvan G8 X23 F8 G1 op kaart LG No A 9157/86 hierby aangeheg 'n deel vorm, is onderhewig aan die volgende voorwaardes:
- a) In terms of Section 11(1)(b), Act 37 of 1955, a portion measuring approximately 6,65 hectares of the within mentioned property has been expropriated by the South African Railways and Harbours Administration as will more fully appear from Expropriation Notice No EX736/75 dated 5 November 1975
 - b) In terms of Section 11(1)(b), Act 37 of 1955, a portion measuring approximately 1800 square metres of the within mentioned property has been expropriated by the South African Railways and Harbours Administration as will more fully appear from Expropriation Notice No EX262/1977 dated 14 April 1977.
- E Die voormalige Gedeelte 1 van die plaas BOEKENHOUTFONTEIN 236JR, waarvan daardie gedeelte van die eiendom hieronder gehou soos voorgestel deur die figuur S22 R22 J K L M N P Q R S T U V W X Y Z S22 LG No A9157/86 hierby aangeheg 'n deel vorm is onderhewig aan die volgende voorwaardes:
3. Subject to Deeds of Cession No's 938/1937 S, and 941/1937S whereby the following rights were ceded to African Gold and Base Metal Holdings, limited (hereinafter referred to as "the Cessionary Company")
- (i) All rights to mineral on the portion referred to in paragraph F above.
 - (ii) All rights which, in terms of the Gold Laws are or may be allotted to the freehold owners, arising from rights to minerals, claims and mynpachts.

- (iii) The rights to the use of all water on, under or connected with the said property necessary for prospecting and/or mining purposes, with the full rights to develop, conserve and lead the same by any means whatsoever. The cessionary Company shall, however, not be entitled to any water from the river of spruits running through the property, actually used or required for irrigation purposes on the property of water obtained from or collected in or conducted through any surface works constructed by the owner prior to the commencement of any prospecting or mining operations by the Cessionary Company, its successors or assigns;
- (iv) In the event of the owner suffering any direct loss or damage to the surface of the property by reason of the mining operations of the Cessionary Company, or its successors or assigns, the Cessionary Company, its successors or assigns, shall be responsible for such loss or damage, and shall pay to the owner compensation for such loss or damage, provided that if the amount to be so paid shall not be mutually agreed upon between the Cessionary Company, its successors or assigns and the owner, the amount of compensation shall be fixed by two competent arbitrators, one of whom shall be chosen by the Cessionary Company, or its successors or assigns, and such arbitration proceedings shall in all cases be governed by the Arbitration Ordinance (Transvaal), 1904, or any amendment thereof, or any Act passed hereafter in substitution therefore;
- (v) The rights to take any of the land the Cessionary Company, its successors or assigns, may from time to time require for the erection of buildings, works, machinery, and dwelling houses, for the construction of dams, and the laying of pipe and electric lines; for depositing sites for ore and/or tailings; and for all other purposes directly or indirectly connected with prospecting, exploiting or mining on the said land: the land so taken shall, if the Cessionary Company, its successors or assigns, at its or their expense, and upon transfer, it or they shall pay to the Owner in respect of any such area a price to be mutually agreed upon provide that if any dispute shall arise as to the price to be so paid the same shall be submitted to arbitration as set forth in the previous paragraph. It is, however, distinctly understood that in the event of any dispute as above arising, the arbitrator or arbitrators shall take into consideration the agricultural value only of any land which the Cessionary Company, its successors or assigns, may desire to re-take, which agricultural value shall be in no way affected by any mineral values attachable to such land.
- (vi) The full right of way over the said property for all the purposes aforesaid to and from the place of such prospecting or mining from or to the nearest public road and the nearest convenient point on the railway line, either by an existing road, or by any which the Cessionary Company, its successors or assigns may construct, which it or they shall have the rights to do;
- (vii) The Cessionary Company, its successors or assigns, shall at any time hereafter be entitled to call upon the owner, his successors in title or assigns, to take cession of all or any of the rights ceded to the Cessionary Company, its successors or assigns, without cost to the owner, his successors in title or assigns, except costs of cession (including transfer and stamp duty) which he shall pay, and after notice to this effect given to the owner, his successors in title or assigns the latter shall refund to the Cessionary Company, its successors or assigns, any rates or taxes, which may be levied on any of such rights after notice given, welke voorbehoud uitgereik is ten opsigte van Gedeelte 2 van die plaas BOEKENHOUTFONTEIN 261 Groot 2581,0807 hektaar, welke regte gesedeer is aan die Suid-Afrikaanse Ontwikkelingstrust kragtens Notariële Akte van Sessie van Minerale Regte K40/1969 en K41/1969 R.M.

4. CONDITIONS OF TITLE

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

4.1 ALL ERVEN WITH THE EXCEPTION OF THE ERVEN MENTIONED IN CLAUSE 1.3

- 4.1.1 The erf is subject to a servitude, 2m wide, in favour of the Municipality, 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 Municipality: Provided that the Municipality may dispense with any such servitude.

- 4.1.2 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.
- 4.1.3 The Municipality 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.
- 4.1.4 The erf is subject to a servitude within a 13m or smaller road reserve for transformer/ substation purposes in favour of the Municipality if and when necessary.

4.2 ERVEN SUBJECT TO SPECIAL CONDITIONS

In addition to the relevant conditions set out in paragraph 5.1 above, the under mentioned erven shall be subject to the conditions as indicated:

4.2.1 ERVEN 1307, 1352, 1400, 1406, 1429, 1615, 1735, 1747 AND 1759

- 4.2.1.1 The erf shall be subject to a servitude 3m wide for municipal services in favour of the City of Tshwane Metropolitan Municipality, as indicated on the general plan.
- 4.2.1.2 No buildings or other structures may be erected within the aforesaid servitude area and no trees with large roots may be planted within the area of such servitude or within a distance of 2 m therefrom.
- 4.2.1.3 The City of Tshwane Metropolitan Municipality shall be entitled to temporarily deposit on the land adjoining the aforesaid servitude, any material it excavates during the laying, maintenance or removal of such services and other works which in its discretion it regards essential, and furthermore the City of Tshwane Metropolitan Municipality shall be entitled to reasonable access to the said property for the aforesaid purpose, subject to the provision that the City of Tshwane Metropolitan Municipality shall make good any damage caused during the laying, maintenance or removal of such main sewer pipelines and other works.

4.2.2 ERVEN 1430, 2359 AND 2362

- 4.2.2.1 The erf shall be subject to a servitude 6m wide for municipal services in favour of the City of Tshwane Metropolitan Municipality, as indicated on the general plan.
- 4.2.2.2 No buildings or other structures may be erected within the aforesaid servitude area and no trees with large roots may be planted within the area of such servitude or within a distance of 2 m therefrom.
- 4.2.2.3 The City of Tshwane Metropolitan Municipality shall be entitled to temporarily deposit on the land adjoining the aforesaid servitude, any material it excavates during the laying, maintenance or removal of such services and other works which in its discretion it regards essential, and furthermore the City of Tshwane Metropolitan Municipality shall be entitled to reasonable access to the said property for the aforesaid purpose, subject to the provision that the City of Tshwane Metropolitan Municipality shall make good any damage caused during the laying, maintenance or removal of such main sewer pipelines and other works.

4.2.3 ERVEN 1347 AND 1430

- 4.2.3.1 The erf shall be subject to a servitude 5m wide for municipal services in favour of the City of Tshwane Metropolitan Municipality, as indicated on the general plan.

- 4.2.3.2 No buildings or other structures may be erected within the aforesaid servitude area and no trees with large roots may be planted within the area of such servitude or within a distance of 2 m therefrom.
- 4.2.3.3 The City of Tshwane Metropolitan Municipality shall be entitled to temporarily deposit on the land adjoining the aforesaid servitude, any material it excavates during the laying, maintenance or removal of such services and other works which in its discretion it regards essential, and furthermore the City of Tshwane Metropolitan Municipality shall be entitled to reasonable access to the said property for the aforesaid purpose, subject to the provision that the City of Tshwane Metropolitan Municipality shall make good any damage caused during the laying, maintenance or removal of such main sewer pipelines and other works.
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