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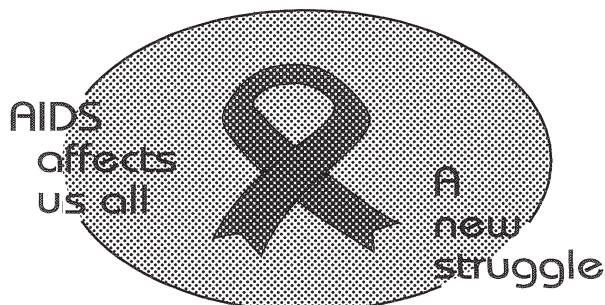
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No. 118

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PROCLAMATION • PROKLAMASIE

PROCLAMATION 60 OF 2017**LOCAL AUTHORITY NOTICE****14 OF 2017****MOGALE CITY LOCAL MUNICIPALITY****DECLARATION OF GREENGATE EXTENSION 75 AS AN APPROVED TOWNSHIP**

In terms of section 103 of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), the Mogale City Local Municipality hereby declares the township Greengate Extension 75 to be an approved Township, subject to the conditions set out in the Schedule hereto:

SCHEDULE

STATEMENT OF THE CONDITIONS UNDER WHICH THE APPLICATION DONE BY AFROPROP PROPRIETARY LIMITED, REGISTRATION NUMBER 1992/003634/07 (HEREINAFTER REFERRED TO AS THE APPLICANT / TOWNSHIP OWNER) IN TERMS OF THE PROVISIONS OF CHAPTER III OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986), FOR PERMISSION TO ESTABLISH A TOWNSHIP ON PORTION 671 OF THE FARM RIETFONTEIN 189 IQ, HAS BEEN APPROVED

1. CONDITIONS OF ESTABLISHMENT**1.1 NAME**

The name of the township shall be **Greengate Extension 75**.

1.2 DESIGN

The township shall consist of erven and streets as indicated on **General Plan S.G. No. 4207/2016**.

1.3 ROADS AND SURFACE DRAINAGE

- (a) The township owner shall at the request of the local municipality supply the local municipality with a detailed scheme including plans, cross sections and specifications as compiled by a civil engineer approved by the local municipality for the provision of a underground water drainage system. Such system must be designed in order to dispose off the runoff of a 1:10 year rain storm and must ensure that the runoff of a 1:100 year rain storm be guided to the nearest defined watercourse without flooding any adjacent properties. The design of the drainage system must contain and describe aspects like tar macadamization, kerbing and canalization of roads as well as the provision of retaining walls if required by the local municipality.

The drainage system must, where necessary, make provision for the catchment of stormwater in catchment pits from where it must be disposed of in water tight pipes in such a way that no water collections or seepage shall occur on or near the ground surface. The mentioned water pipes must be manufactured from durable material and must be approved by the local municipality. The scheme must also indicate the route and gradient of access to each individual erf from the adjoining street.

- (b) The township owner must construct roads according to the approved scheme at own costs and to the satisfaction of the local municipality, under the supervision of a civil engineer approved by the local municipality.
- (c) No internal road or storm water services will be taken over by the local municipality at proclamation and a properly established legal entity as referred to in paragraph 2.8 hereunder, shall take over the responsibility for the long term maintenance of the internal roads and storm water network.
- (d) The township owner must provide access to the proposed township to the satisfaction of the Gauteng Department of Public Transport, Roads and Works and the local municipality.

1.4 SEWERAGE

- (a) The township owner must, at the request of the local municipality, supply all designs, plans, specifications and other required information regarding the proposed sewerage system of the proposed township for scrutiny and approval.
- (b) The sewerage system must be designed by an approved professional engineer according to the specifications and standards laid down by the local municipality, to the satisfaction of the local municipality;
- (c) All materials to be used with the construction of the sewerage system is subject to the approval and/or amendment of the local municipality.
- (d) No internal sewer services will be taken over by the local municipality at proclamation and a properly established legal entity shall take over the responsibility for the long term maintenance of the internal sewer network.

1.5 WATER

- (a) The township owner must, at the request of the local municipality submit a detailed scheme with plans, cross sections and specifications for the provision of an water reticulation system, for approval.
- (b) The proposed network must make provision for a pressurised water connection for each individual erf and must be designed by a professional engineer approved by the local municipality. All materials to be used in the proposed water network must be approved by the local municipality.
- (c) No internal water services will be taken over by the local municipality at proclamation and a properly established legal entity shall take over the responsibility for the long term maintenance of the internal water network.

1.6 ELECTRICITY

- (a) The applicant shall apply to Eskom for an electricity connection for the proposed township.
- (b) A copy of the agreement between the applicant and Eskom regarding the provision of electricity services to the township shall be submitted to the municipality for record purposes.

1.7 FORMATION, DUTIES AND RESPONSIBILITIES OF THE HOME OWNERS ASSOCIATION

- (a) The applicant shall legally and properly constitute a Home Owners Association or similar institution in terms of the provisions of Section 10 of the Companies Act, 2008 (Act 71 of 2008) prior to the transfer of any erf or sectional title unit in the township.
- (b) Erf 110 and all internal engineering services in the township shall, prior to or simultaneously with the registration of the first erven or sectional title units in the township be transferred to the Home Owners Association who shall bear full responsibility for the development and maintenance of said Erf 110 and all internal engineering services in the township.
- (c) All owners of stands (or subdivided/consolidated portions thereof) and sectional title units in the township shall become and remain members of the Home Owners Association and shall be subject to its memorandum and articles until such owners legally cease to be owners as aforesaid.

1.8 REMOVAL OF REFUSE

Where no municipal refuse removal services are available the township owner shall enter into a contract with a suitable alternative services provider to the satisfaction of the local municipality.

The township owner must at own cost remove all rubble, refuse and unused building materials within the township to the satisfaction of the local municipality, if and when required by the local municipality.

1.9 REMOVAL OR REPLACEMENT OF SERVICES

If the establishment of the township results in existing municipal, Eskom, Telkom or any other service to be removed, relocated or replaced the costs of such removal, relocation or replacement must be borne by the township owner.

1.10 RELOCATION OF INFORMAL SETTLEMENTS

The applicant shall, at his/her own expense relocate all informal settlements, which may be located on the property concerned, to the satisfaction of the local municipality.

1.11 REGISTRATION OF SERVITUDES

The applicant shall, at his own cost, register servitudes to provide access or protect infrastructure in the proposed township if required.

2. DISPOSAL OF EXISTING TITLE CONDITIONS

All erven must be made subject to existing conditions and servitudes, if any, but excluding:

- (a) In respect of the former Portion 71 of the Farm Rietfontein No. 189, IQ, the following servitude, which does not affect the township area because of the location thereof:
 - “(i) By Notarial Deed K 3540/1991S which route is defined by Deed of Route Servitude K2179/95S, extending 11,00 metres on each side of the line g' r' as indicated on the annexed diagram SG No. 5902/2014 which line represents the centre line, the right has been granted to Eskom to convey electricity over the property.”

- (b) In respect of the former remaining extent of portion 56(a portion of portion 1) of Rietfontein No.189,IQ, the following servitudes which do not affect the township because of the location thereof:
- “(i) By Notarial Deed K3541/1991S, which route has been defined in Deed of Route Servitude K2180/1995S as indicated by the figures p’tmd’Dep’ on the annexed diagram SG No. 5902/2014, a servitude has been granted to ESKOM HOLDINGS LTD as will more fully appear on reference to the said Notarial Deed and diagram.
- (ii) By Notarial Deed K4110/2011Sm, which route is defined in Deed of Route Servitude K5763/2011S as indicated by the figures xc’e’f’x on the annexed diagram SG No. 5902/2014, the right has been granted to ESKOM to convey electricity over the property with ancillary rights, subject to such conditions as will more fully appear on reference to the said Notarial Deed and diagram.”
- (c) In respect of the former portion 123 (a portion of portion 56) of Rietfontein No. 189, IQ, the following servitude, which does not affect the township areas because of the location thereof:
- “(i) Kragtens Notariële Akte van Serwituut K4112/2011S, welke roete bepaal is met akte van toetebepalings Serwituut K 5882/2011S, is die eiendom onderhewig aan ’n kraglyn serwituut ten gunste van Eskom Beherend Beperk, met bykomende regte, soos aangedui deur die figuur la’b’wl op die aangehegte diagram LG Nr 5902/2014.”
- (d) In respect of the former portion 124 (a portion of portion 56) of the Farm Rietfontein No. 189,IQ, the following servitudes which do not affect the township area because of the location thereof:
- “(i) Kragtens Notariële Akte Nr K4111/2011S, welke roete bepaal is met Akte Van Roetebepaling Nr K6097/2011S is die eiendom onderhewig aan ’n kraglyn serwituut ten gunste van Eskom Beherend Beperk met bykomende regte, soos angedui deur die figuur wb’c’xw op die aangehegte diagram LG Nr 5902/2014.”
- (e) In respect of the former Remaining portion 192 of the Farm Rietfontein No. 189, IQ, the following servitude which does not affect the township area because of the location thereof:
- “(i) Subject to a servitude in favour of Eskom Holding Ltd with ancillary rights, as indicated by the figure jBCa’lkj on the annexed diagram SG No. 5902/2014 as will more fully appear from Notarial Deed of Servitude K4113/2011S which route is defined in Deed of Route Servitude K5883/2011S, subject to conditions as will more fully appear on reference to the said Notarial Deed of diagram”.

3. CONDITIONS OF TITLE

3.1 CONDITIONS OF TITLE IMPOSED IN FAVOUR OF THE HOME OWNERS ASSOCIATION IN TERMS OF THE PROVISIONS OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)

3.1.1 ALL ERVEN

- (a) The erf is subject to a servitude 2 metres wide for engineering services and other purposes in favour of the Home Owner's Association along any two boundaries other than a street boundary and in the instance of a panhandle erf an additional 2 metres wide servitude for such purposes over the access portion of the stand if and when required by the Home Owner's Association: provided that the Home Owner's Association may dispose of the right to any such servitude.

- (b) No buildings or any structures may be erected within the servitude area and no large rooted trees may be planted within the area of such servitude or within a distance of 2 metres thereof.
- (c) The Home Owner's Association is entitled to temporarily place any material excavated during the installation, maintenance or removal of a sewerage pipeline or any other works that is deemed necessary on the land adjacent to the servitude and furthermore the Home Owner's Association is entitled to reasonable entry to the property on which the servitude is situated for the stated purpose, on the condition that the Home Owner's Association will be liable for any damage caused during the installation, maintenance or removal of engineering services infrastructure and other works.

3.1.2 ERF 110

- (a) The whole of Erf 110 is subject to a right of way servitude vide General Plan S.G No. 4207/2016 in favour of Portion 10 of the farm Nooitgedacht 534 JQ and Portions 672(a portion of Portion 658) of the Farm Rietfontein No. 189, IQ, Portion 673 (a portion of Portion 658) of the Farm Rietfontein No. 189 IQ, and Remainder of Portion 658 of the farm Rietfontein 189 IQ for access purposes.

M P RAEDANI
MUNICIPAL MANAGER

April 2017

LOCAL AUTHORITY NOTICE
15 OF 2017

MOGALE CITY LOCAL MUNICIPALITY

KRUGERSDORP AMENDMENT SCHEME 1732

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 Mogale City Local Municipality has approved an amendment scheme with regard to the land in the township **Greengate Extension 75** being an amendment of the Krugersdorp Town Planning Scheme, 1980.

The Map 3 documents and the scheme clauses of the amendment scheme are filed with the Municipal Manager of the Mogale City Local Municipality and the Director General: Gauteng Provincial Government, Department of Development Planning and Local Government, Corner House, Marshalltown, and are open for inspection during normal office hours.

This amendment scheme is known as Krugersdorp **Amendment Scheme 1732**.

M P RAEDANI
MUNICIPAL MANAGER

April 2017

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