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XIFUNDZANKULU XA LIMPOPO
PROFENSE YA LIMPOPO
VUNDU LA LIMPOPO
IPHROVINSI YELIMPOPO

**Provincial Gazette • Provinsiale Koerant • Gazete ya Xifundzankulu
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(E ngwadisits'we bjalo ka Kuranta) • (Yo redzhistariwa sa Nyusiphepha)*

Vol. 22

POLOKWANE,
16 NOVEMBER 2015
16 NOVEMBER 2015
16 HUKURI 2015
16 NOFEMERE 2015
16 ÒARA 2015

No. 2633

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Government Printing Works

Notice submission deadlines

Government Printing Works has over the last few months implemented rules for completing and submitting the electronic Adobe Forms when you, the customer, submit your notice request.

In line with these business rules, GPW has revised the notice submission deadlines for all gazettes. Please refer to the GPW website www.gpwonline.co.za to familiarise yourself with the new deadlines.

CANCELLATIONS

Don't forget!

Cancellation of notice submissions are accepted by GPW according to the deadlines stated in the table above.

Non-compliance to these deadlines will result in your request being failed. **Please pay special attention to the different deadlines for each gazette.**

Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.

Requests for cancellation must be sent by the original sender of the notice and must accompanied by the relevant notice reference number (N-) in the email body.

AMENDMENTS TO NOTICES

take note!

With effect **from 01 October**, GPW will not longer accept amendments to notices. The cancellation process will need to be followed and a new notice submitted thereafter for the next available publication date.

CUSTOMER INQUIRIES



Many of our customers request immediate feedback/confirmation of notice placement in the gazette from our Contact Centre once they have submitted their notice – While GPW deems it one of their highest priorities and responsibilities to provide customers with this requested feedback and the best service at all times, we are only able to do so once we have started processing your notice submission.

GPW has a **2-working day turnaround time for processing notices** received according to the business rules and deadline submissions.

Please keep this in mind when making inquiries about your notice submission at the Contact Centre.

PROOF OF PAYMENTS

REMINDER

GPW reminds you that all notice submissions **MUST** be submitted with an accompanying proof of payment (PoP) or purchase order (PO). If any PoP's or PO's are received without a notice submission, it will be failed and your notice will not be processed.

When submitting your notice request to submit.egazette@gpw.gov.za, please ensure that a purchase order (GPW Account customer) or proof of payment (non-GPW Account customer) is included with your notice submission. All documentation relating to the notice submission must be in a single email.

A reminder that documents must be attached separately in your email to GPW. (In other words, your email should have an Adobe Form plus proof of payment/purchase order – 2 separate attachments – where notice content is applicable, it should also be a 3rd separate attachment).

REMINDER OF THE GPW BUSINESS RULES

- Single notice, single email – with proof of payment or purchase order.
- All documents must be attached separately in your email to GPW.
- 1 notice = 1 form, i.e. each notice must be on a separate form
- Please submit your notice **ONLY ONCE**.
- Requests for information, quotations and inquiries must be sent to the Contact Centre **ONLY**.
- The notice information that you send us on the form is what we publish. Please do not put any instructions in the email body.

DISCLAIMER:

Government Printing Works reserves the right to apply the 25% discount to all Legal and Liquor notices that comply with the business rules for notice submissions for publication in gazettes.

National, Provincial, Road Carrier Permits and Tender notices will pay the price as published in the Government Gazettes.

For any information, please contact the eGazette Contact Centre on 012-748 6200 or email info.egazette@gpw.gov.za

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Gazette *Page*
No. *No.*

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

350 Local Government: Municipal Systems Act (32/2000): Musina Local Municipality: Parking Meter By-law..... 2633 4

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

NOTICE 350 OF 2015**MUSINA LOCAL MUNICIPALITY****PARKING METER BY-LAW**

The Municipal Manager of Musina Local Municipality hereby in terms of section 13 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), publishes Parking Meter by-law for the municipality as approved by its Council as set out hereunder.

TABLE OF CONTENTS

1. **Definitions**
2. **Purpose**
3. **Establishment of metered parking bays and metered parking grounds**
4. **Parking fees and parking times**
5. **Operation of parking meters**
6. **Exemptions**
7. **Prohibitions**
8. **Towing and clamping**
9. **Presumptions**
10. **Tariffs**
11. **Payment**
12. **Liability for loss or damage**
13. **Offences and penalties**
14. **Repeal of by-laws**
15. **Short title and commencement**

1. Definitions

(1) For the purpose of this by-law, unless the context otherwise indicates --

"business hours" means the hours from 06h30 to 17h00 on Mondays to Fridays, and 06h30 to 13h00 on Saturdays, or such other times as may be determined by the Council from time to time;

"council" means the Council of Musina Local Municipality;

"metered parking bay" means any parking bay on a public road or public place in respect of which --

(a) a parking meter has been installed or is used; and

(b) the Municipality imposes parking fees;

"metered parking ground" means a parking ground or any part thereof on a public road or public place in respect of which --

(a) a parking meter has been installed or is used; and

(b) the Municipality imposes parking fees;

"motor vehicle" means a motor vehicle as defined in the National Road Traffic Act, 1996 (Act No. 93 of 1996);

"municipality" means the Musina Local Municipality as established in terms of section 12 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998);

"parking fee" means the charge imposed by the Municipality from time to time for parking a motor vehicle on a metered parking bay or on a metered parking ground and such fee is payable by the driver of such motor vehicle;

"parking-meter" means a static or hand-held device for registration, recording and display of the passage of the parking time period, including the display thereof in a mechanical or electronic format on a display panel or indicator and which is operated by parking-meter attendant;

"parking-meter attendant" means a person possessing a valid appointment card who collects parking fees in terms of this by-law;

"parking penalty" means a charge imposed by the Municipality from time to time, and payable to the Municipality, for parking a motor vehicle on a metered parking bay or on a metered parking ground in contravention of this by-law;

"parking time" means the period of time purchased, against payment of the parking fee, for which a motor vehicle may be parked on a metered parking bay or metered parking ground;

"the Act" means the National Road Traffic Act, 1996 (Act No. 93 of 1996);

“**traffic Officer**” means a traffic officer appointed in terms of section 3A of the National Road Traffic Act, 1996 and Criminal Procedure Act, 1977 (Act No.51 of 1977) and includes a member of the South African Police Service and Traffic warden; and

(2) any other word or expression has the meaning assigned thereto in the National Road Traffic Act, 1996.

2. Purpose

(1) The purpose of this by-law is to regulate public parking within the area of jurisdiction of Musina Local Municipality.

3. Establishment of metered parking bays and metered parking grounds

(1) The Municipality may, from time to time –

- (a) designate by road signs and establish metered parking bays and metered parking grounds;
- (b) install and operate parking meters for metered parking bays and metered parking grounds;
- (c) determine parking times applicable to metered parking bays and metered parking grounds;
- (d) determine and levy parking fees and parking penalties; and
- (e) collect and recover parking fees and parking penalties.

4. Parking fees and parking times

(1) No person may, during business hours, park a motor vehicle on a metered parking bay or metered parking ground, or cause a motor vehicle to be so parked –

- (a) without paying the applicable parking fee; or
- (b) for a period of time which is longer than the parking time purchased in respect of that motor vehicle.

5. Operation of parking meters

(1) Any person parking a motor vehicle or causing any motor vehicle to be parked on any metered parking bay or metered parking ground, during business hours, shall immediately –

- (a) pay the applicable parking fee to the responsible parking meter attendant;
- (b) if required by the parking meter attendant, enter his or her motor vehicle’s registration number and the bay number which the motor vehicle occupies into the parking meter; and

- (c) if the parking meter provides for the issuing of a parking ticket, prominently display the parking ticket on the inside of the motor vehicle, above the dashboard at the bottom of the windscreen in such a manner that it is readable from outside the front windscreen of the motor vehicle, for as long as the motor vehicle is parked on the metered parking bay or metered parking ground.

6. Exemptions

- (1) Notwithstanding anything contained in this by-law, the following persons are exempted from the payment of parking fees --
- (a) the drivers of fire-fighting vehicles, emergency rescue vehicles or ambulances whilst those vehicles are being used for the purpose of fire-fighting, emergency rescue or a medical emergency, as the case may be;
 - (b) traffic officers engaged in the performance of their duties;
 - (c) the drivers of motor vehicles engaged in civil protection;
 - (d) the drivers of motor vehicle engaged in essential services;
 - (e) the drivers of motor vehicles which are the property of the Council or motor vehicles used by an official or councillor of the Municipality in his or her official capacity, provided that an official badge or parking disc, designed and approved of by the Municipality, is displayed in a prominent place on the motor vehicle; and
 - (f) the drivers of motor vehicles being driven by or used to convey a person with a permanent physical disability or mobility impairment provided that an appropriate disability permit is displayed in a prominent place on the motor vehicle.

7. Prohibitions

- (1) No person may –
- (a) cause or attempt to cause a parking meter to record the passage of time incorrectly;
 - (b) misuse, tamper with, damage or in any way interfere with a parking meter;
 - (c) deface, soil, obliterate or otherwise render less visible or interfere with any mark painted on the roadway, or any legend, sign, or notice affixed or erected for the purpose of this by-law;
 - (d) forge, imitate, deface, mutilate, alter or make any mark upon any ticket issued in terms of this by-law; or
 - (e) hinder or interfere with a parking meter attendant or traffic officer in the performance of his or her duty.
- (2) No person may park a motor vehicle, not being a motor vehicle as defined in this by-law, in a metered parking bay or metered parking ground.
- (3) No driver or person in charge of a motor vehicle may park such vehicle or cause it to be parked:
- (a) in a metered parking bay or metered parking ground across any painted line marking the confines of the parking bay or in such a position that the said vehicle is not entirely within the area demarcated;
 - (b) in a demarcated parking bay which is already occupied by another vehicle;
 - (c) in contravention of a road traffic sign; or
 - (d) in an area demarcated for commercial loading purposes.

- (4) The person or driver in charge of a motor vehicle shall park such vehicle in a metered parking bay or metered parking ground –
- (a) if the metered parking bay or metered parking ground is parallel to the curb or sidewalk of the public road, in such a manner that the vehicle is headed in the general direction of the movement of traffic on the side of the road on which the vehicle is parked and so that the left-hand wheels of the vehicle are substantially parallel to and within 450mm of the left-hand curb, provided that where, in a one-way street the metered parking bay or metered parking ground is situated on the right-hand side of the road, these provisions shall apply in respect of the right-hand wheels of the vehicle and the right-hand curb, respectively; or
 - (b) if the metered parking bay or metered parking ground is at an angle to the curb or the sidewalk of a public road, in such a manner that the vehicle is headed substantially in the general direction of the movement of traffic on the side of the road on which such vehicle is parked.
- (5) Where by reason of the length of any motor vehicle, the vehicle cannot be parked wholly within a metered parking bay or metered parking ground, it shall be lawful to park the vehicle by encroaching upon a metered parking bay or metered parking ground adjoining the first-mentioned parking place, and any person so parking shall be liable for payment of parking fees in respect of the parking bays encroached upon.
- (6) A traffic officer or traffic warden may, whenever he or she deems it necessary or expedient to do so in the interest of the movement or control of traffic, place a road traffic sign or signs indicating that there shall be no parking at any metered parking bay or metered parking ground, and it shall be unlawful for any person to park or cause or permit to be parked a vehicle in such metered parking bay or metered parking ground while such sign is so displayed.

8. Towing and clamping

- (1) The Municipality may, in respect of a motor vehicle parked in contravention of this by-law, and without notice to the owner, driver or any person in control of that motor vehicle –
- (a) remove or cause the motor vehicle to be removed to a place designated by the Municipality; or
 - (b) attach or cause to be attached a wheel clamp to the motor vehicle.
- (2) The Municipality may charge a fee for the removal and impounding of a motor vehicle, or for the clamping of a motor vehicle, as determined by the Municipality from time to time.
- (3) Any motor vehicle towed and impounded in terms of this by-law, or whose wheel is clamped in terms of this by-law, may not be released until such time as the owner has paid the applicable parking fee, the parking penalty and the charge for towing and impounding the vehicle or clamping the motor vehicle, as the case may be.

- (4) Any person who claims a motor vehicle that has been impounded in terms of this by-law must produce his or her valid identification document or driver's licence, as well as proof acceptable to the Municipality that he or she is the owner of the motor vehicle concerned.
- (5) The Municipality is not liable for any damage caused to a motor vehicle which is towed and impounded or clamped in terms of this by-law.

9. Presumptions

- (1) The passage of time as recorded by a parking meter shall for the purposes of this by-law, and in any proceedings arising out of the enforcement thereof, be deemed to be correct unless and until the contrary is proved.
- (2) Where any motor vehicle is found to have been parked in contravention of this by-law, it shall be presumed to have been parked, or caused to have been parked, or allowed to have been parked, by the person in whose name the motor vehicle is registered unless and until the contrary is proved.

10. Tariffs

- (1) The tariffs to be charged for parking of a motor vehicle shall be determined by the Municipal Council from time to time.

11. Payment

- (1) Any parking fee, parking penalty and any other amount due to the Municipality in terms of this by-law may be paid by any means made available by the Municipality.
- (2) A person making use of parking ground or parking bay must, where fees have been determined in respect of the parking ground or parking bay, pay the prescribed fee in any way or format prescribed by the Municipality;
- (3) The Municipality may in respect of parking controlled by the issue of permits, issue at the prescribed fee a permit which entitles the holder for one calendar month or any lesser period stated in the permit to park a vehicle in the allocated bays, if a parking bay is available, at the times stated in the permit;
- (4) Any amount owed in terms of this by-law to the municipality shall be recovered by the municipality after it shall have followed a duly legal process to institute a civil claim.

12. Liability for loss or damage

- (1) The Municipality is not liable for the loss of or damage howsoever caused, to any vehicle or person or any accessories or contents of a vehicle which has been parked in a parking ground or parking bay.

13. Offences and penalties

- (1) Any person who contravenes or cause or permits a contravention of any provision of this by-law, shall upon conviction if found guilty of an offence, be liable on conviction to a fine not exceeding R750 or, in default of payment, imprisonment for a period not exceeding six months.

14. Repeal of by-laws

- (1) Any by-taws previously promulgated by the municipality or by any of the disestablished municipalities now incorporated in the municipality dealing with parking meter are hereby repealed as far as they relate to matters provided for in this by-law.

15. Short title and commencement

- (1) This by-law is called the Musina Local Municipality Parking Meter By-law, and shall come into operation on the date of publication in the *Provincial Gazette*.

IMPORTANT

Information

from Government Printing Works

Dear Valued Customers,

Government Printing Works has implemented rules for completing and submitting the electronic Adobe Forms when you, the customer, submits your notice request.

Please take note of these guidelines when completing your form.

GPW Business Rules

1. No hand written notices will be accepted for processing, this includes Adobe forms which have been completed by hand.
2. Notices can only be submitted in Adobe electronic form format to the email submission address submit.egazette@gpw.gov.za. This means that any notice submissions not on an Adobe electronic form that are submitted to this mailbox will be **rejected**. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
3. Notices brought into GPW by "walk-in" customers on electronic media can only be submitted in Adobe electronic form format. This means that any notice submissions not on an Adobe electronic form that are submitted by the customer on electronic media will be **rejected**. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
4. All customers who walk in to GPW that wish to submit a notice that is not on an electronic Adobe form will be routed to the Contact Centre where the customer will be taken through the completion of the form by a GPW representative. Where a customer walks into GPW with a stack of hard copy notices delivered by a messenger on behalf of a newspaper the messenger must be referred back to the sender as the submission does not adhere to the submission rules.
5. All notice submissions that do not comply with point 2 will be charged full price for the notice submission.
6. The current cut-off of all Gazette's remains unchanged for all channels. (Refer to the GPW website for submission deadlines – www.gpwonline.co.za)
7. Incorrectly completed forms and notices submitted in the wrong format will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email info.egazette@gpw.gov.za)
8. All re-submissions by customers will be subject to the above cut-off times.
9. All submissions and re-submissions that miss the cut-off will be rejected to the customer to be submitted with a new publication date.
10. Information on forms will be taken as the primary source of the notice to be published. Any instructions that are on the email body or covering letter that contradicts the notice form content will be ignored.

You are therefore advised that effective from **Monday, 18 May 2015** should you not comply with our new rules of engagement, all notice requests will be rejected by our new system.

Furthermore, the fax number **012- 748 6030** will also be **discontinued** from this date and customers will only be able to submit notice requests through the email address submit.egazette@gpw.gov.za.



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