

LIMPOPO PROVINCE  
LIMPOPO PROVINSIE  
XIFUNDZANKULU XA LIMPOPO  
PROFENSE YA LIMPOPO  
VUNDU LA LIMPOPO  
IPHROVINSI YELIMPOPO

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Kuranta ya Profense • Gazethe ya Vundu**

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17 MAY 2019  
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17 MUDYAXIHI 2019  
17 MEI 2019  
17 SHUNDUNTHULE 2019

**No. 2998**

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## GENERAL NOTICES • ALGEMENE KENNISGEWINGS

### NOTICE 60 OF 2019

#### COLLINS CHABANE LOCAL MUNICIPALITY COLLINS CHABANE SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW 2017 NOTICE OF APPLICATION FOR ESTABLISHMENT OF TOWNSHIP

I, Floris Jacques du Toit, being the authorized agent of the owner of Portion 4 & 5 of the Farm Hoogmoed 69LT, (a portion of the Remainder of the farm), hereby give notice in terms of Section 56(1) of the Collins Chabane Spatial Planning, Land Development and Land Use Management Bylaws, 2019, that I have applied to the Collins Chabane Local Municipality for the establishment of a township on the land as more fully set out in the Annexure:

#### ANNEXURE

**Name of township:**

Nkuzana-B

**Full name of the applicant:**

Jacques du Toit and Associates on behalf of the owner.

**Number of erven in proposed township:**

Business 1	: 1
Business 4	: 2
Industrial 1	: 16
Municipal	: 1
Public Garage	: 1
Public Open Space	: 2

**Description of the land:**

Portion 4 & 5 of the farm Hoogmoed 69 LT, extending over 55,4 ha

**Locality of proposed township:**

The proposed township is situated at the intersection of the R578 and an unnumbered road, approximately 55km north-west of Giyani and 30km south-east of Elim, south of the existing Nkuzana Village.

**Remarks:**

The purpose of the application is to prepare the land for a commercial development, filling station, office hub and light industrial park.

Particulars of the application will lie for inspection during normal office hours at the office of the Acting Director Development Planning, Municipal offices, Main Road, Malamulele for the period of 30 days from 17 May 2019, being the date of first publication of this notice.

Objections to or representations in respect of the application must be lodged with or made in writing, and hand delivered to the above mentioned offices, within a period of 30 days from 17 May 2019 (date of first publication of this notice).

Any person who cannot write may, during office hours and within the objection period visit the Municipality where a staff member shall assist with the transcription with any objection or representation.

Contact details of responsible official: Tiko Shimange, Room 15 Municipal offices, Malamulele Tel. 083 326 0539.

Address of agent: Jacques du Toit & Associates, 3 Windsor Street, PO Box 754, Tzaneen, 0850 Telephone no 015-307 3710.

Dates of the notice: 17 & 24 May 2019

17-24

#### MASIPALA WA COLLINS CHABANE COLLINS CHABANE SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW 2019 XITIVISO XA XIKOMBELA XO KUMBULUXA DOROBA

Mina Floris Jacques du Toit wa feme ya Jacques du Toit & Associates, Town and Regional Planners, niri muyimeri loyi anga pfumeleriwa hi nwinzi wa Xiphemu Xa Vumune & Ntlhanu Xa Purasi ra Hoogmoed 69LT, (Xiphemu lexi nga sala xa purasi) Ndzi nyika Xitiviso hi kuya hi xiyenge xa 56(1) xa Collins Chabane Spatial Planning, Land Development and Land Use Management Bylaw, 2019, leswaku Ndzi komberile eka Masipala wa Collins Chabane ku va ndzi tumbuluxa doroba hi ndlela leyi nga tshahiwa laha hansi:

## ANNEXURE

**Vito ra Doroba**

Nkuzana-B

**Mavito yo helela ya mukomberi**

Jacques du Toit and Associates ematshanwini ya Muvuyeriwa

**Nhlayo ya switandi eka Doroba leri kunguhatiwake**

Bindzu ra Nhlawulekiso wo sungula	:1
Bindzu ra Nhlawulekiso wa Vumune	:2
Vuhumelerisi bya Nhlawulekiso wa Vumbirhi	:16
Ndhawu ya Masipala	:1
Ndhawu ya Vukorhokeri bya tingolonyi	:1
Ndhawu yo pfuleka ya mani na mani	:2

**Vuxokoxoko bya ndhawu/misava**

Xiphemu Xa Vumune &amp; Ntlhanu Xa Purasi ra Hoogmoed 69LT, Kuhundzisa 55,4 wati hekitara

**Laha Ndhawu yinga kona**

Ndhawu ya vutumbuluxi bya doroba leri byile mahandzeni ya patu ra R578 na patu ro pfumala vito kuringana 55km Nwalungu vupela Dyambu bya Giyani na 30km Dzonga-Vuxa bya Elim, Dzonga eka Tiko raka Nkuzana.

**Swibumabumelo**

Xikongomelo xa xikombelo lexi iku lulamisela/lungisela ndhzawu leyi ku va ndhawu ya mabindzu,ndhzawu yo chela mafura ya swifambo, tihofisi na ndhawu ya vuhumelerisi/vutumbuluxi.

Vuxokoxoko bya xikombelo lexi minga byi kuma hi nkarhi wa ntirho eka hofisi ya Mukhomela Xitulu eka Development and Planning, hofisi ya Munisipala, Malamulele kuringana masiku ya 30 kusukela hi 17 Mudyaxihi 2019 kunga siku ro sungula ro hangalasiwa ka xitiviso lexi.

Munhu unwana na unwana loyi anga tava na xivilelo mayelana na xikombelo lexi, anga yisa xivilelo/swivilelo leswinga tsariwa kunene eka Hofisi leyi yinga tshahiwa laha henhla ku sukela hi 17 Mudyaxihi 2019 kunga siku ro sungula ro hangalasiwa ka xitiviso lexi.

Munhu loyi o ka a nga koteku ku tsala a nga endzela hofisi ya masipala hi nkarhi wa ntirho leswaku a ta kota ku pfuniwa hi ku tsala

Vuxokoxoko bya Munhu loyi a ngana vutihlamuleri: Tiko Shimange, Room 15 Municipal office, Malamulele Tel: 083 326 0539

Kherefu ya Muyimeri: Jacques du Toit & Associates, PO Box 754, Tzaneen, 0850

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**PROCLAMATION • PROKLAMASIE**

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**PROCLAMATION 38 OF 2019****GREATER TZANEEN MUNICIPALITY  
TZANEEN AMENDMENT SCHEME 415**

It is hereby notified in terms of the provisions of Section 57 of the Spatial Planning and Land Use Management By-Law of Greater Tzaneen Municipality read together with Section 57(1)(a) of the Town-Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that the Greater Tzaneen Municipality has approved the amendment of the Tzaneen Town Planning Scheme, 2000 by the rezoning of Erf 386, Tzaneen Extension 4 from “**Residential 1**” to “**Residential 4**”.

Map 3 and the scheme clauses of the amendment scheme are filed with the Municipal Manager of the Greater Tzaneen Municipality, TZANEEN, and the Director: Department Co-operative Governance, Human Settlements and Traditional Affairs, POLOKWANE, and are open for inspection during normal office hours.

This amendment is known as Tzaneen Amendment Scheme 415 and shall come into operation on the date of publication of this notice.

**MR. B.S. MATLALA**  
**MUNICIPAL MANAGER**

Municipal Offices  
P.O. Box 24  
Tzaneen  
0850

Date : 17 May 2019  
Notice No. : PD 16/2019

**PROKLAMASIE 38 VAN 2019****GROTER TZANEEN MUNISIPALITEIT  
TZANEEN WYSIGINGSKEMA 415**

Hiermee word ingevolge die bepalings van Artikel 57 van die Ruimtelike Beplanning en Grondgebruikbestuurs Bywet van Groter Tzaneen Munisipaliteit saamgelees met Artikel 57(1)(a) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), bekend gemaak dat die Groter Tzaneen Munisipaliteit die wysiging van die Tzaneen Dorpsbeplanningskema, 2000 goedgekeur het, deur die hersonering van Erf 386, Tzaneen Uitbreiding 4 vanaf “**Residensieel 1**” na “**Residensieel 4**”.

Kaart 3 en die skemaklousules van hierdie wysigingskema word deur die Munisipale Bestuurder van die Groter Tzaneen Munisipaliteit, TZANEEN, en die Direkteur: Departement Samewerkende Regering, Behuising en Tradisionele Sake, POLOKWANE, in bewaring gehou en lê gedurende gewone kantoorure ter insae.

Hierdie wysiging staan bekend as Tzaneen Wysigingskema 415 en tree op datum van publikasie van hierdie kennisgewing in werking.

**MNR. B.S. MATLALA**  
**MUNISIPALE BESTUURDER**

Munisipale Kantore  
Posbus 24  
Tzaneen 0850

Datum : 17 Mei 2019  
Kennisgewing Nr : PD 16/2019

**PROCLAMATION 39 OF 2019****GREATER TZANEEN MUNICIPALITY  
TZANEEN AMENDMENT SCHEME 411**

It is hereby notified in terms of the provisions of Section 57 of the Spatial Planning and Land Use Management By-Law of Greater Tzaneen Municipality read together with Section 57(1)(a) of the Town-Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that the Greater Tzaneen Municipality has approved the amendment of the Tzaneen Town Planning Scheme, 2000 by the rezoning of Erf 564, Tzaneen Extension 6 from “**Residential 1**” to “**Special**” with Annexure 257.

Map 3 and the scheme clauses of the amendment scheme are filed with the Municipal Manager of the Greater Tzaneen Municipality, TZANEEN, and the Director: Department Co-operative Governance, Human Settlements and Traditional Affairs, POLOKWANE, and are open for inspection during normal office hours.

This amendment is known as Tzaneen Amendment Scheme 411 and shall come into operation on the date of publication of this notice.

**MR. B.S. MATLALA**  
**MUNICIPAL MANAGER**

Municipal Offices  
P.O. Box 24  
Tzaneen  
0850

Date : 17 May 2019  
Notice No. : PD 15/2019

**PROKLAMASIE 39 VAN 2019****GROTER TZANEEN MUNISIPALITEIT  
TZANEEN WYSIGINGSKEMA 411**

Hiermee word ingevolge die bepalings van Artikel 57 van die Ruimtelike Beplanning en Grondgebruikbestuurs Bywet van Groter Tzaneen Munisipaliteit saamgelees met Artikel 57(1)(a) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), bekend gemaak dat die Groter Tzaneen Munisipaliteit die wysiging van die Tzaneen Dorpsbeplanningskema, 2000 goedgekeur het, deur die hersonering van Erf 564, Tzaneen Uitbreiding 6 vanaf “**Residensieel 1**” na “**Spesiaal**” met Bylaag 257.

Kaart 3 en die skemaklousules van hierdie wysigingskema word deur die Munisipale Bestuurder van die Groter Tzaneen Munisipaliteit, TZANEEN, en die Direkteur: Departement Samewerkende Regering, Behuising en Tradisionele Sake, POLOKWANE, in bewaring gehou en lê gedurende gewone kantoorure ter insae.

Hierdie wysiging staan bekend as Tzaneen Wysigingskema 411 en tree op datum van publikasie van hierdie kennisgewing in werking.

**MNR. B.S. MATLALA**  
**MUNISIPALE BESTUURDER**

Munisipale Kantore  
Posbus 24  
Tzaneen 0850

Datum : 17 Mei 2019  
Kennisgewing Nr : PD 15/2019

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**PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS**

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**PROVINCIAL NOTICE 67 OF 2019****NOTICE OF APPLICATION FOR EX POST FACTO BUSINESS RIGHTS APPROVAL FOR THE ESTABLISHMENT OF AN OVERNIGHT ACCOMMODATION, MOLETJIE/MOLETSI IN POLOKWANE MUNICIPALITY IN TERMS OF PROCLAMATION R188 OF 1969 AND INTERMS OF SECTION 74 OF THE POLOKWANE MUNICIPAL PLANNING BY-LAW, 2017**

We, Tshiongolwe Development Planning Consultants being the authorised agent of Stand NO: 15, situated in Moletjie Portion of Vaalwater 629 LS, Polokwane Local Municipality hereby give notice in terms of section 95 (1)(a) of the Polokwane Municipal Planning By-law, 2017, that I/ we have applied to Polokwane Municipality for the R188 of 1969 of Polokwane Perskebult Town Planning Scheme, 2016 by for the Land Development in terms of section 74 of the Polokwane Municipality Planning By-law, 2017, of the property as described above. The property is/are situated at number 15 Moletjie (Biko Park) North of Nkhesani Drive (R567). The Establishment is for an Overnight Accommodation.

Any objection(s) and/ or comments(s), including the grounds for such objection(s) and/ or comment(s) with full contact details, without which the Municipality cannot correspond with the person or body submitting the objection(s) and/ or comment(s), shall be lodged with, or made in writing to: Manager: City Planning and Property Management, PO Box 111, Polokwane, 0700 . Full particulars and plans may be inspected during normal office hours at the Municipal offices as set above, for a period of 28 days, from 26 April to 23 May 2019.

Enquiries on the application should be directed to the Director of Planning Civic Centre, Corner Landros Mare and Bodenstein Street, Polokwane, 0700, PO Box 111, POLOKWANE, 0700 or Mr. T.J. Madima (082 463 3495) of Tshiongolwe Development Planning Consultants, 7B Bodenstein Street, Polokwane, 0700, Email: [ttshiongolwe@yahoo.com](mailto:ttshiongolwe@yahoo.com)

10-17

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**TSEBISHO YA KGOPELO YA GO AMOGELA KGWEBO YA GO HLOMA MAROBALO, LEFELONG LA MOLETJIE MMASEPALENG WA POLOKWANE GO YA KA MOLAWO WA R188 WA 1969 GO LATELWA SERIPA SA 74 SA MOLAO WA TSA BO POLANE SA NGWAGA WA 2017.**

Rena ba Tshiongolwe Development Planning Consultants, re le baemedi bao ba kgethilwego semolao ke mong wa lefelo le le setsha se sa nomoro ya 15, seo se leng karolong ya Moletjie (Vaalwater 629 LS, Mmasepaleng wa Polokwane. Re dira tshebisho re latela molawana wa 95 (1) (a) wa tsa bo polane ba Mmasepaleng wa Polokwane wa ngwaga wa 2017, gore re dirile kgopeleo go Mmasepela wa Polokwane go ya ka R188 ya 1969 ya sekimu sa tsa bopolane ba Polokwane sa ngwaga 2017 go lefelo le lego ka mo godimo. Lefelo le le mo nomorong ya 15 (Biko Park) Bosubela ba Nkhensani Drive (R567). Hlomo ya lefelo le ke ya marobalo.

Ditokomane tsa kgopelo ye di ka humanwa le go lekolwa ka nako ya moshomo dikantong tsa Mosipidishi wa tsa Bopolane, Mmassepaleng wa Polokwane, atereseng ye e latelago: Molekodi wa tsa bopolane, City Planning and Property Management, PO Box 111, Polokwane, 0700. Kgopelo ye e tla dula dikantong go fihlela matsatsi a 28 go thoma ka 26 Mopitlo 2019, go fihlela ka letsatsi la 23 Moranang 2019.

Ditsetlebo le dingongorego tsa kgopelo ye di ka dirwa ka mokgwa wa go ngwalwa tsa lebishwa go aterese ye e latelago. Molekodi wa tsa bopolane, City Planning and Property Management, PO Box 111, Polokwane, 0700 goba go aterese ye Bodenstein Street, Polokwane, 0700, PO Box 111, POLOKWANE, 0700 or Mr. T.J. Madima (082 463 3495) wa Tshiongolwe Development Planning Consultants, 7B Bodenstein Street, Polokwane, 0700, Email: [ttshiongolwe@yahoo.com](mailto:ttshiongolwe@yahoo.com) go se gwa fela matsatsi a 28 go thoma ka 26 Mopitlo 2019 go fihla ka di 23 Moranang 2019.

10-17

**PROVINCIAL NOTICE 69 OF 2019****LIMPOPO GAMBLING BOARD****ACT 3 OF 2013****APPLICATION FOR RELOCATION OF LPM SITE LICENCE**

Notice is hereby given that **(Hollywood Sportsbook Limpopo (Pty) LTD T/A Hollywood Mookgophong,** intends on submitting an application for relocation of a LPM Site Licence, in terms of Section 38 of the Limpopo Gambling Act 3 of 2013, on

**20 May 2019**

The purpose of the application is to obtain permission to relocate and operate the LPM Site Licence from location

**Shop 5 Spar Centre, 64 Thabo Mbeki Street, Mookgophong, Limpopo**

to

**No 77A Malamulele Township, Limpopo**

If successful the duration of the licence is in perpetuity, subject to continuous suitability.

The application will be open for public inspections for 30 days at the office of the Limpopo Gambling Board at 08 Hans van Rensburg Street, Polokwane, Limpopo Province, South Africa, from

**20 May 2019**

Attention is drawn to the provisions of section 26(6) of the Limpopo Gambling Act 3 of 2013 which makes provision for lodging of written representations and objections in respect of this application. A person lodging written representation should indicate whether or not they wish to make oral representations when the application is heard.

Such objections should be lodged with the Chief Executive Officer of the Limpopo Gambling Board, 8 Hans van Rensburg Street, Polokwane, or Private Bag X9520, Polokwane 0700, within 30 days from

**20 May 2019**



**PROVINCIAL NOTICE 70 OF 2019****POLOKWANE/PERSKEBULT AMENDMENT SCHEME 86**

T3 CONSULTING ENGINEERS CC, being the authorised agent of Erf 672/1, Bendor, hereby give notice in terms of Section 95 of the Municipal Planning By-Law, 2017 that we have applied to the Polokwane Municipality for the amendment of the Polokwane /Perskebult Town Planning Scheme, 2016 by rezoning of the said erf in terms of section 61 of the Polokwane Municipal Planning By-Law, 2017, located at 153 Bendor drive from "Residential 1" to "Residential 2" and as well as simultaneous application for special consent of the Polokwane Municipality in terms of Clause 32 of the Polokwane/Perskebult Town Planning Scheme, 2016 to allow the density of 50 dwelling units per hectare and removal of restrictive condition, condition B(1- 4) of the title deed in terms of section 62 of the Polokwane Municipal Planning By-Law, 2017. Particulars of the application will lie for inspection during normal office hours at the office of the Manager: City Planning and Property Management, second Floor, West Wing, Civic Centre, Landdros Mare Street, Polokwane for a period of 28 days from 17 May 2019. Objections to or representations in respect of the application must be lodged with or made in writing to the Manager: City Planning and property management at: P.O. Box 111, Polokwane, 0700 within a period of 28 days from the date of publication 17 May 2019.

Address of agent: T3 Consulting Engineers cc, P.O. Box 1108, Fauna Park, 0787 Cell: 082 482 7425/015 291 5301 Fax: 086 538 4825, [eratshibvumo@gmail.com](mailto:eratshibvumo@gmail.com)

17-24

**PROVINSIALE KENNISGEWING 70 VAN 2019****POLOKWANE / PERSKEBULT WYSIGINGSKEMA 86**

T3 RAADGEWENDE INGENIEURS BK, synde die gemagtigde agent van Erf 672/1, Bendor, gee hiermee ingevolge artikel 95 van die Munisipale Beplanning-verordening, 2017 wat ons by die Polokwane Munisipaliteit vir die wysiging van die Polokwane /Perskebult dorp Beplanning toegepas Skema, 2016 deur die hersonering van die genoemde erf ingevolge artikel 61 van die Polokwane Munisipale Beplanning-verordening, 2017, geleë by Bendor ry 153 vanaf "Residensieel 1" na "Residensieel 2" en so goed soos gelyktydige aansoek vir spesiale toestemming van die Polokwane Munisipaliteit ingevolge klousule 32 van die Polokwane/Perskebult dorpsbeplanningskema, 2016 te laat die digtheid van 50 wooneenhede per hektaar en Opheffing van beperkende voorwaarde, voorwaarde B (1 - 4) van die titel akte ingevolge Artikel 62 van die Polokwane Munisipale Beplanning-verordening, 2017 ingedien. Besonderhede van die aansoek le ter insae gedurende gewone kantoorure by die kantoor van die Bestuurder: Stedelike Beplanning en Eiendomsbestuur, tweede Verdieping, Wesvleuel, Burgersentrum, Landdros Marestraat, Polokwane vir 'n tydperk van 28 dae vanaf 17 Mei 2019.

Besware teen of vertoe ten opsigte van die aansoek moet ingedien word of gemaak skriftelik by die Bestuurder: Stedelike Beplanning en eiendom bestuur by: Posbus 111, Polokwane, 0700 binne 'n tydperk van 28 dae vanaf die datum van publikasie 17 Mei 2019. Adres van agent: T3 raadgewende Ingenieurs cc, Posbus 1108, Fauna Park, 0787 sel: 082 482 7425/015 291 5301 Faks: 086 538 4825, [eratshibvumo@gmail.com](mailto:eratshibvumo@gmail.com)

Adres van agent T3 Consulting Engineers cc, Posbus 1108, Fauna Park, 0787 Sel 082 482 7425/015 291 5301 Faks 086 538 4825, [eratshibvumo@gmail.com](mailto:eratshibvumo@gmail.com)

17-24

**PROVINCIAL NOTICE 71 OF 2019****POLOKWANE LOCAL MUNICIPALITY NOTICE OF A REZONING APPLICATION IN TERMS OF  
SECTION 61 OF THE POLOKWANE MUNICIPAL PLANNING BY-LAW, 2017:  
AMENDMENT SCHEME 86**

T3 CONSULTING ENGINEERS CC, being the authorised agent of Erf 672/1, Bendor, hereby give notice in terms of Section 61 read with 89(3)(c) of the Municipal Planning By-Law, 2017 as well as section 28 of SPLUMA have applied to the Polokwane Municipality for the amendment of the Polokwane /Perskebult Town Planning Scheme ,2016 by rezoning of the said erf, located at 153 Bendor drive from "Residential 1" to "Residential 2" and as well as for the application for special consent of the Polokwane Municipality in terms of Clause 32 of the Polokwane/Perskebult Town Planning Scheme, 2016 to allow for a density of 50 dwelling units per hectare and removal of restrictive condition, condition B1, 2 and 4 of the title deed in terms of section 62 of the Polokwane Municipal Planning By-Law, 2017.

Particulars of the application will lie for inspection during normal office hours at the office of the Manager: City Planning and Property Management, second Floor, West Wing, Civic Centre, Landdros Mare Street, Polokwane for a period of 28 days from 2 November 2018. Objections to or representations in respect of the application must be lodged with or made in writing to the Manager: City Planning and property management at: P.O. Box 111, Polokwane, 0700 within a period of 28 days from the date of publication 2 November 2018.

Address of agent: T3 Consulting Engineers cc, P.O. Box 1108, Fauna Park, 0787 Cell: 082 482 7425/015 291 5301 Fax: 086 538 4825, [eratshibvumo@gmail.com](mailto:eratshibvumo@gmail.com)

17-24

**PROVINSIALE KENNISGEWING 71 VAN 2019****POLOKWANE PLAASLIKE MUNISIPALITEIT KENNISGEWING VAN 'N HERSONERING  
AANSOEK INGEVOLGE ARTIKEL 61 VAN DIE POLOKWANE MUNISIPALE  
BEPLANNINGSVERORDENING, 2017 WYSIGINGSKEMA 86**

T3 raadgewende ingenieurs CC, synde die gemagtigde agent van Erf 672/1, Bendor, gee hiermee ingevolge Artikel 61 gelees met 89 (3) (c) van die Munisipale Beplanningsverordening, 2017 asook artikel 28 van SPLUMA aansoek gedoen aan die Polokwane Munisipaliteit vir die wysiging van die Polokwane / Perskebult Dorpsbeplanningskema, 2016, deur die hersonering van die genoemde erf, gelee te Bendorrylaan vanaf 'Residensieel 1' na 'Residensieel 2', sowel as vir die aansoek om spesiale toestemming van die Polokwane Munisipaliteit ingevolge klousule 32 van die Polokwane / Perskebult Dorpsbeplanningskema, 2016 om n digtheid van 50 wooneenhede per hektaar toe te laat en opheffing van beperkende voorwaarde, voorwaarde B1, 2 en 4 van die titelakte ingevolge artikel 62 van die Polokwane Munisipale Beplanningsverordening, 2017.

Besonderhede van die aansoek le ter insae gedurende gewone kantoorure by die kantoor van die Bestuurder Stadsbeplanning en Eiendomsbestuur, Tweede Verdieping, Wesvleuel, Burgersentrum, Landdros Marestraat, Polokwane, vir n tydperk van 28 dae vanaf 02 November 2018. Besware teen of vertoe ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 2 November 2018 skriftelik by of tot die Bestuurder Stadsbeplanning en eiendomsbestuur, by P.O. Posbus 111, Polokwane, 0700, binne n tydperk van 28 dae vanaf die datum van publikasie 2 November 2018.

Adres van agent T3 Consulting Engineers cc, P.O. Posbus 1108, Fauna Park, 0787 Sel 082 482 7425/015 291 5301 Faks 086 538 4825, [eratshibvumo@gmail.com](mailto:eratshibvumo@gmail.com)

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**PROVINCIAL NOTICE 72 OF 2019**

**STATEMENT OF THE AMENDMENT CONDITIONS UNDER WHICH THE APPLICATION MADE BY AETERNO INVESTMENTS 197 (PTY) LTD (HEREINAFTER REFERRED TO AS THE APPLICANT) UNDER THE PROVISIONS OF THE POLOKWANE PLANNING BY-LAWS 2017, FOR PERMISSION TO CONSOLIDATED ERVEN AND STREETS AND SUBDIVIDE ERF 40211 OF POLOKWANE EXTENSION 91 TOWNSHIP, PLAN NUMBER S.G.1025/2010, HAS BEEN APPROVED**

**1. AMENDMENT OF THE APPROVED CONDITIONS OF ESTABLISHMENT OF THE POLOKWANE EXTENSION 91 TOWNSHIP**

The approved Statement of Conditions of the Establishment of the Polokwane Extension 91 Township is hereby amended as follows:

1.1 By replacing clause 3.2 with the following new clause 3.2:

**"3.2 SERVITUDES IN FAVOUR OF LOCAL AUTHORITY**

All existing servitudes in favour of the local authority on erven 20984, 20985, 21013 to 21019 to be cancelled and replaced with the servitudes mentioned in points 3.2.1 to 3.2.8 mentioned below.

**3.2.1 ERVEN 20983, 20996, 21005 and 21012:**

Subject to paragraph 3.1 above, these erven are subject to a 10 m wide servitude for municipal purposes, in favour of the local authority, as indicated on General Plan 1025/2010.

**3.2.2 PORTION 44 OF ERF 40211:**

Subject to paragraph 3.1 above, this erf is subject to a 6 m wide servitude for municipal purposes, in favour of the local authority, as indicated on General Plan 1025/2010.

**3.2.3 ERVEN 20967, PORTION 45 OF ERF 40211:**

Subject to paragraph 3.1 above, these erven are subject to a 5 m wide servitude for municipal purposes, in favour of the local authority, as indicated on General Plan 1025/2010.

**3.2.4 ERF 20968:**

Subject to paragraph 3.1 above, this erf is subject to a 3 m wide servitude for municipal purposes, in favour of the local authority, as indicated on Layout Plan no General Plan 1025/2010.

- 3.2.5 ERVEN 20965 to 20967, 20977, 20979 to 20981, 20987 to 20990, 20992 to 20998, 21003, 21007 to 21010, PORTION 1 to 8, 10, 16 to 20, 22, 23, 25, 27 to 30, 32, 33, 36, 37, 39 to 42 of ERF 40211, 21010 to 21044, 21050 to 21053, 21054 to 21057, 21062 to 21068:

Subject to paragraph 3.1 above, these erven are subject to a 2 m wide servitude for municipal purposes, in favour of the local authority, as indicated on General Plan 1025/2010.

- 3.2.6 ERF 20967:

Subject to paragraph 3.1 above, the local authority shall be entitled to a servitude for the purposes of a sewer pump station and attenuation pond on this erf, the extent and exact location of which is indicated on General Plan 1025/2010.

- 3.2.7 PORTION 43 OF ERF 40211

Subject to paragraph 3.1 above, this erf is subject to a 6 m wide servitude for municipal purposes, in favour of the local authority, as indicated on General Plan 1025/2010."

- 3.2.8 PORTION 11 OF ERF 40211

Subject to paragraph 3.1 above, this erf is subject to a 3 m wide servitude for municipal purposes, in favour of the local authority, as indicated on General Plan 1025/2010."

- 1.2 By replacing clause 4 with the following new clause 4:

- "4. CONDITIONS TO BE INCORPORATED IN THE TOWN-PLANNING SCHEME IN TERMS OF SECTION 125 OF ORDINANCE NO 15 OF 1986, IN ADDITION TO THE PROVISIONS OF THE POLOKWANE/PERSKEBULT TOWN-PLANNING SCHEME, 2007 – AMENDMENT SCHEME NO 93

- 4.1 ERVEN 20964 to 21075

Use Zone 11: "Industrial 2".

- 4.2 ERVEN 27282 to 27323:

Use Zone 11: "Industrial 2".

These erven may also be used for the purposes of a business park, subject to the following conditions, as stipulated in Annexure 33:

- i. Only the following primary land uses will be permitted: 'commercial use', 'industries' and 'service industries'.
- ii. Office use on these properties will be defined as "a building or part thereof, designed or used for administrative and related purposes, excluding a bank, insurance company, building society, and related offices or rooms, professional and medical consulting rooms. The office use must be related to the primary land use on the property, namely 'commercial use', 'industries' and/or 'service industries'. The office component of the business may not exceed 80% of the gross leasable area of the total development. Each of these erven shall be occupied by not more than one tenant.
- iii. The following land uses will not be allowed on these erven: 'Buildersyard', 'panelbeaters', 'scrapyard' and 'noxious industries'.
- iv. The floor area ratio may not exceed 0,6.
- v. The coverage may not exceed 60%.
- vi. Parking must be provided at the ratio of 1 parking bay per 100m<sup>2</sup> gross leasable floor area as well as an additional 3 per 100m<sup>2</sup> office floor area.

#### 4.2 PORTION 45 OF ERF 40211:

Use Zone 14: "Municipal".

This erf may also be used for the purposes of a storm water retention dam.

#### 4.3 ERF 20963, 20984 to 20985, 21013 to 21019:

Use Zone 9: "Special".

Parts of these erven are subject to the following conditions, as stipulated in Annexure 33:

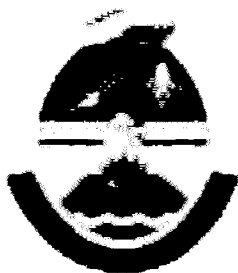
- i. The erf shall be used for the purposes of a private road, access control, and a guard house.
- ii. The erf may also be used for the purposes of parking and landscaping.

#### 4.5 ERF 21030:

Use Zone 14: "Municipal".

PROVINCIAL NOTICE 73 OF 2019

# **Modimolle Mookgophong Local Municipality**



## **TARIFF BY-LAW**

Modimolle Mookgophong Local Municipality Tariff by-law is hereby published in terms of section 13 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as approved by the council.

## **PREAMBLE**

**WHEREAS** section 74 of the Local Government: Municipal Systems Act, 2000 (Act No 32 of 2000) requires a municipal council to adopt and implement a tariff policy on the levying of fees for municipal services;

**WHEREAS** the tariff policy must reflect at least the principles set out in section 74(2);

**WHEREAS** the tariff policy may differentiate between different categories of users, debtor, service providers, services, service standards, geographical areas and other matters as long as the differentiation does not amount to unfair discrimination;

**WHEREAS** section 75 of the Local Government: Municipal Systems Act, 2000 provides that by-laws must be adopted to give effect to the implementation and enforcement of the tariff policy;

**WHEREAS** section 64 of the Local Government: Municipal Finance Management Act, 2003 (Act No 56 of 2003) provides that a municipality must have an effective revenue collection system and ensure that revenue is collected regularly to meet the requirements and practices of sound financial administration;

**THEREFORE** the Council of Modimolle Mookgophong Local Municipality adopted the following tariff by-law.

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1. Definitions
2. Purpose
3. Categories of services
4. Categories of property
5. Services
6. Funded municipal services
7. Adjustment of tariffs
8. Indigent households
9. General power to levy and recover fees, charges and tariffs
10. Repeal
11. Short title and commencement

### 1. Definitions

In this by-law any word or expression to which a meaning has been assigned in the Act shall bear the same meaning, unless the context indicates otherwise:

**“council”** means council of Modimolle Mookgophong Local Municipality;

**“tariff”** means fees, charges or any other tariffs levied by the council in respect of any function or service provided by the council, excluding rates levied by the council in terms of the Local Government: Municipal Property Rates Act, 2004 (Act 6 of 2004)

**“the act”** means the Local Government; Municipal System Act, of 2000 (Act 32 of 2000).

### 2. Purpose

- (1) The purposes of this by-law is to give effect to the implementation and enforcement of the tariff policy of the municipality as outlined in section 75 of the act.

### 3. Categories of services

- (1) The municipality shall apply tariffs to the following categories of services:
  - (a) provision of water;
  - (b) sanitation;
  - (c) refuse removal;
  - (d) electricity; and
  - (e) any other services that the municipality supply.



**4. Categories of property**

- (1) The tariff structure makes provision for the following categories of properties:
- (a) residential property,
  - (b) business, commercial and industrial property,
  - (c) agricultural property,
  - (d) government property,
  - (e) public service infrastructure,
  - (f) public benefit organisation property,
  - (g) rural communal land or state owned property,
  - (h) municipal property,
  - (i) places of public worship,
  - (j) vacant land, and
  - (k) other properties applicable to the municipality.

**5. Services**

- (1) Where a service is provided primarily for the benefit of an individual user and the actual service or consumption can be accurately measured, the cost of providing the service should be recovered from the individual by means of tariffs.
- (2) When a service connection is made, a sundry tariff should be used and when a metered amount of service is consumed, a consumption based tariff should be used.
- (3) Some services, although provided primarily for the benefit of individual users and have important community benefits, particularly where these services cannot be accurately measured, the cost of the service should be recovered by combination of tariffs and rates.
- (4) Where service is provided primarily for the benefit of the community and an individual's benefit cannot be accurately measured, the cost of providing the service should be recovered by means of rates and the rates must comply with the municipal rates policy.

**6. Funded municipal services**

- (1) The council shall, when determining the tariffs for a municipal service, take into consideration any intergovernmental grant or subsidy allocated or to be allocated in relation to such municipal service.

- (2) The council may, when determining the tariff for a municipal service open for use by the general public, subsidize such tariff from other income derived by the council.

#### **7. Adjustment of tariffs**

- (1) Municipal tariffs shall be adjusted by the council from time to time after having followed all necessary procedures.

#### **8. Indigent households**

- (1) The Council shall annually together with its annual budget, review an indigent policy to determine criteria for the determination of indigent households.
- (2) The criteria referred to in subsection (1) shall take into account:
  - (a) the total income of consumers of municipal services residing on the property to which municipal services is rendered;
  - (b) the total expenditure of consumers of municipal services residing on the property; and
  - (c) a minimum income less expenditure to qualify as a poor household.
- (3) The council may include in its indigent policy a sliding scale according to which the quantity of basic municipal services provided free of charge or at a subsidized tariff to a poor household is limited in relation to the income less expenditures of an indigent household.
- (4) A user shall qualify for the benefits of a poor household with council in terms of its indigent policy only if such user has applied to be registered as a poor household and has provided such information as the council may require from such user.

#### **9. General power to levy and recover fees, charges and tariffs**

- (1) The municipality has the power to-
  - (a) levy and recovers fees, charges or tariffs in respect of any function or service of the municipality; and
  - (b) recover collection charges and interest on any outstanding amount.

(2) Fees, charges and tariffs referred to in subsection (1) are levied by resolution passed by the municipal council with a supporting vote of majority of its members.

#### **10. Repeal**

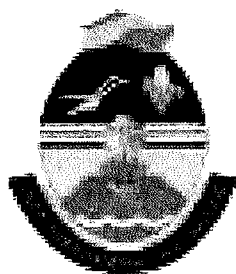
Tariff by-laws of the disestablished Mookgophong and Modimolle Local Municipalities as per Limpopo Provincial *gazette* number 2735 notice number 94 dated 22 July 2016 are hereby repealed.

#### **11. Short Title and commencement**

This by-law is called Modimolle Mookgophong Local Municipality Tariff By-Law and it shall be effective from the date of publication in the *Provincial gazette*.

PROVINCIAL NOTICE 74 OF 2019

# **Modimolle Mookgophong Local Municipality**



## **Credit control and debt collection By-Law**

Modimolle Mookgophong Local Municipality credit control and debt collection by-law is hereby published in terms of section 13 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as approved by the council.

### **Preamble**

**WHEREAS** section 95(a) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), provides that in relation to the levying of rates and other taxes by a municipality and the charging of fees for municipal services, a municipality must, within its financial and administrative capacity, establish a sound customer management system that aims to create a positive and reciprocal relationship between persons liable for these payments and the municipality and where applicable a service provider;

**AND WHEREAS** section 96 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), provides that a municipality must collect all money that is due and payable to it, subject to this Act and any other applicable legislation and for this purpose must adopt, maintain and implement a credit control and debt collection policy which is consistent with its rates and tariff policies and complies with the provisions of that Act;

**AND WHEREAS** section 97 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), provides that the credit control and debt collection policy must provide for credit control and debt collection procedures and mechanisms as well as provision for indigent debtors that is consistent with its rates and tariff policies and any national policies on indigents;

**AND WHEREAS** section 98 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), requires a municipal council to adopt by-laws to give effect to the municipality's credit control and debt collection policy, its implementation and enforcement;

**THEREFORE** the council of Modimolle Mookgophong Local Municipality has adopted the following by-law:

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29. Existing arrears of indigent customers on approval of application
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31. Interference with infrastructure for the provision of municipal services
32. Obstruction of access to infrastructure for the provision of municipal services
33. Illegal reconnection
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35. Repeal

## 36. Short title and commencement

### 1. Definitions

For the purpose of this by-law, any word or expressions to which a meaning has been assigned in the Local Government: Municipal Systems Act, 2000 (Act No 32 of 2000) shall bear the same meaning unless the context indicates otherwise and a word in any one gender shall be read as referring also, to the other two genders—

**“account”** means any account or accounts rendered for municipal services that have been provided;

**“actual consumption”** means the measured consumption by a customer of a municipal service;

**“agreement”** means a contractual relationship between the municipality and a customer that arises, either as a result of the municipality’s approval of a written application for municipal services, including any subsequent variation that may be made to that agreement;

**“applicable charges”** means the rate (including assessment rates), charges, tariffs or subsidies determined by the municipal council;

**“area of supply”** means any area within or partly within the area of jurisdiction of the municipality to which a municipal service is provided;

**“arrears”** means any amount that is due, owing and payable by a customer in respect of a municipal service that has not been paid on or before the due date;

**“authorised agent”** means—

(a) any person authorised by the municipal council to perform any act, function or duty in terms of, or to exercise any power under, these by-laws;

(b) any person to whom the municipal council has delegated responsibilities, duty or obligation in respect of providing revenue services; or

(c) any person appointed by the municipal council, in a written contract, as a service provider for the provision of revenue services or a municipal service to customers on its behalf, to the extent authorised by that contract;

**“average consumption”** means the average consumption by a customer of a municipal service during a specific period, which consumption is calculated by dividing by three the total measured consumption of that service by that customer over the preceding three months;

**“commercial customer”** means a customer other than a domestic customer and an indigent customer, including, but not limited to, a business or an industrial, governmental or an institutional customer;

**“connection”** means the point at which a customer gains access to municipal services;

**“customer”** means a person with whom the municipality has concluded, or is deemed to have concluded, an agreement for the provision of a municipal service;

**“defaulter”** means a customer who owes arrears to the municipality;

**“domestic customer”** means a customer who, primarily for residential purposes, occupies a dwelling, structure or premises;

**“due date”** means the date on which an amount payable in respect of an account becomes due, owing and payable by the customer;

**“estimated consumption”** means the consumption that a customer, whose consumption is not measured during a specific period, is deemed to have consumed, that is estimated by taking into account factors that are considered relevant by the municipality and which may include the consumption of municipal services by the totality of the users of a service within the area where the service is rendered by the municipality, at the appropriate level of service, for a specific time;

**“household”** means a family unit, that is determined by the municipality to be traditional by taking into account the number of persons in the unit, the relationship between the members of a household, their ages and any other factor that the municipality considers to be relevant;

**“illegal connection”** means a connection to any system through which a municipal service is provided that is not authorised or approved by the municipality;

**“indigent customer”** means a domestic customer who is qualified to be, and who is registered with the municipality as, an indigent in accordance with this by-laws;

**“infrastructure”** means the facilities, installations or devices required for the rendering of a municipal service, or for the functioning of a community including, but not limited to, facilities, installation or devices relating to water, power, electricity, transport, sewerage, gas and waste disposal;

**“municipality”** means—

- (a) the ... municipality, a local / district municipality established in terms of section 12 of the Structures Act, 1988 (Act No 117 of 1998) and its successors-in-title; or
- (b) subject to the provisions of any other law and only if expressly or impliedly required or permitted by these by-law the municipal manager in respect of the performance of any function, or the exercise of any duty, obligation, or right in terms of these by-laws or any other law; or (c) an authorised agent of the municipality;

**“municipal council”** means the municipal council as referred to in section 157(1) of the Constitution of the Republic of South Africa Act, 1996;

**“municipal manager”** means a person appointed by the municipal council in terms of section 82 of the Local Government Municipal Structures Act, 1998 (Act No 117 of 1998) as the head of administration and also the accounting officer for the municipality;



**“municipal services”** means services provided by the municipality, including refuse removal, water supply, sanitation, electricity services and rates or any one of the above;

**“occupier”** means any person who occupies any, or any part of any, land, building, structure or premises without regard to the title under which he or she occupies it or them, and includes any person who, for someone else’s remuneration or reward, allows a lodger or tenant, or any other similar person, to use or occupy any, or any part of any, land, building, structure or premises;

**“owner”** means—

(a) the person in whose name the ownership of the premises is registered from time to time or his agent;

(b) where the registered owner of the premises is insolvent or dead, or for any reason lacks legal capacity, or is under any form of legal disability, that has the effect of preventing him from being able to perform a legal act on his own behalf, the person in whom the administration and control of such premises is vested as curator, trustee, executor, administrator, judicial manager, liquidator or other legal representative;

(c) where the municipality is unable to determine the identity of the owner, a person who has a legal right in, or the benefit of the use of, any premises, building, or any part of a building, situated on them;

(d) where a lease has been entered into for a period of 30 (thirty) years or longer, or for the natural life of the lessee or any other person mentioned in the lease, or is renewable from time to time at the will of the lessee indefinitely or for a period or periods which, together with the first period of the lease, amounts to 30 years, the lessee or any other person to whom he has ceded his right title and interest under the lease, or any gratuitous successor to the lessee;

(e) in relation to—

(a) a piece of land delineated on a sectional plan registered in terms of the Sectional Titles Act, 1986 (Act No 95 of 1986), the developer or the body corporate in respect of the common property, or

(b) a section as defined in the Sectional Titles Act, 1986 (Act No 95 of 1986), the person in whose name such section is registered under a sectional title deed and includes the lawfully appointed agent of such a person; or

(c) a person occupying land under a register held by a tribal authority or in accordance with a sworn affidavit made by a tribal authority;

**“person”** means any person, whether natural or juristic and includes, but is not limited to, any local government body or like authority, a company or close corporation incorporated under any law, a body of persons whether incorporated or not, a statutory body, public utility body, voluntary association or trust;

**“premises”** means any piece of land, the external surface boundaries of which are delineated on—

- (a) a general plan or diagram registered in terms of the Land Survey Act, 1927 (Act No 9 of 1927), or in terms of the Deeds Registries Act, 1937 (Act No 47 of 1937);
- (b) a sectional plan registered in terms of the Sectional Titles Act, 1986 (Act No 95 of 1986);
- or (c) a register held by a tribal authority or in accordance with a sworn affidavit made by a tribal authority;

**“public notice”** means publication in the media including one or more of the following:

- (a) publication of a notice, in the official languages determined by the municipal council—
  - (a) in any local newspaper or newspapers circulating in the area of supply of the municipality;
  - (b) in the newspaper or newspapers circulating in the area of supply of the municipality determined by the municipal council as a newspaper of record; or
  - (c) on the official website of the municipality;
- (d) by means of radio broadcasts covering the area of supply of the municipality;
- (b) displaying a notice in or at any premises, office, library or pay-point of either the municipality, or of its authorised agent, to which the public has reasonable access; and
- (c) communication with customers through public meetings and ward committee meetings;

**“shared consumption”** means the consumption by a customer of a municipal service during a specific period, that is calculated by dividing the total metered consumption of that municipal service in the supply zone where the customer’s premises are situated for the same period by the number of customers within the supply zone, during that period;

**“subsidised service”** means—

- (a) a municipal service which is provided to a customer at an applicable rate which is less than the cost of actually providing the service and includes services provided to customers at no cost;
- (b) an area, determined by the municipality, within which all customers are provided with services from the same bulk supply connection; and
- (c) the receipt, use or consumption of any municipal service which is not in terms of an agreement, or authorised or approved by the municipality; and

**“ the Act”** means the Local Government: Municipal Systems Act, 2000 (Act No 32 of 2000), as amended from time to time;

**“unauthorised service”** means the receipt, use or consumption of any municipal service which is not in terms of an agreement with, or approved by, the municipality.

## **2. Purpose**

To give effect to the municipality's credit control and debt collection policy, its implementation and enforcement as outlined in section 98 of the act.

## **3. Application for municipal services**

- (1) All applications for the provision of municipal services shall be made by the customer in writing and on the prescribed form.
- (2) No customer shall receive or be provided with access to a municipal service unless the municipality has given its approval to an application that has been made to the municipality on the prescribed form.
- (3) If, at the commencement of this by-law or at any other time, municipal services are provided and received and no written agreement exists in respect of such services, it shall, until the customer enters into an agreement be deemed that an agreement exist and the level of services rendered to that customer is at a level of services elected by the customer.
- (4) The municipality, when an application for the provision of municipal services has been made to it, must inform the applicant of the levels of services that are available and the applicable tariffs or charges then current, and, if it be known, the future tariffs or charges, associated with each level of service.
- (5) The municipality is obliged only to provide a level of service specifically requested by the applicant if the service is currently being provided and if the municipality has the resources and capacity to provide that level of service.
- (6) The customer may at any time apply for an alteration to the level of services that was elected in terms of an agreement and if the customer does so, the municipality may approve of the application if it has the capacity and resources to provide the requested level of service altering the level of services subject to the condition that the customer shall be liable, for the cost of effecting the alteration and, if it be feasible to calculate the cost, to pay it before the alteration commences.
- (7) An application for services that has been submitted by a customer and approved by the municipality shall constitute a written agreement between the municipality and the customer and such agreement shall take effect on the date referred to or stipulated in the agreement.
- (8) The municipality must take reasonable steps to ensure that an illiterate person who wishes to complete an application form understand the document as well as the consequences of entering into the agreement, and must also advise the customer of the

possibility of registering as an indigent customer. The municipality, must, in addition to satisfying the requirements assist an illiterate person in completing the application form.

- (9) Municipal services rendered to a customer are subject to the provisions of this by-law, any other applicable by-laws and the conditions contained in the agreement.
- (10) If the municipality:
  - (a) refuses an application for the provision of municipal services or a specific service or level of service;
  - (b) is unable to render municipal services, or a specific service or level of service, by when the customer wants it; or
  - (c) is unable to render municipal services, a specific service, or a specific level of service; it must, within 7 (seven) days of refusing the application or of becoming aware of its inability, inform the customer about the refusal or its inability, and must furnish the reasons for its refusal or inability and, if it is able to do so, inform the customer of when the municipal services, or a specific service, will be resumed.
- (11) The municipality may enter into a special agreement for the provision of municipal services with an applicant:
  - (a) within the area of supply, if the services applied for requires the imposition of conditions not contained in the prescribed form or this by-law;
  - (b) receiving subsidised services; and
  - (c) if the premises to receive such services are situated outside the area of supply, and if the municipality having jurisdiction over the premises has no objection to such a special agreement, and it shall be incumbent on the customer to advise the municipality having jurisdiction of such a special agreement.

#### **4. Termination of agreements for municipal services**

- (1) A customer may terminate an agreement for municipal services by giving at least 7 (seven) days written notice to the municipality.
- (2) The municipality may terminate an agreement for municipal services by giving at least 7 (seven) days written notice to a customer where:
  - (a) municipal services were not utilised for a consecutive period of 2 (two) months and without an arrangement having been made by the customer; or
  - (b) premises have been vacated by the customer, who owns or has occupied them, and no arrangement for the continuation of the agreement has been made with the municipality.

- (3) The owner shall remain liable for all arrears and applicable charges that are payable for municipal services rendered prior to the termination of an agreement.

## **5. Applicable charges for municipal services**

- (1) All applicable charges payable in respect of municipal services, (including but not limited to the payment of connection charges, fixed charges or any additional charges) must be set by the municipal council in accordance with:
- (a) its tariff policy;
  - (b) this by-law; and
  - (c) any legislation or regulations made in terms of national or provincial legislation.
- (2) Applicable charges may vary for different categories of customers, users of services, types and levels of services, quantities of services, infrastructural requirements and geographic areas.

## **6. Availability charges for municipal services**

- (1) The municipal council must, in addition to the tariffs or charges prescribed for municipal services actually provided, levy a monthly fixed charge, an annual fixed charge or a single and final fixed charge where municipal services are available, irrespective of whether or not the services are, or are not, used.

## **7. Subsidised services**

- (1) A municipal council must implement subsidies, by public notice, to the extent to which it can afford to do so without detriment to the sustainability of municipal services that are being rendered by it within its area of jurisdiction, for what, in its opinion, is a basic level of service for a particular municipal service.
- (2) The municipal council must in implementing subsidies differentiate between types of domestic customers, types and levels of services, quantities of services, geographical areas and socio-economic areas.
- (3) A public notice in terms of subsection (1) must contain at least the following details applicable to a specific subsidy:
- (a) the domestic customers who will benefit from the subsidy;
  - (b) the type, level and quantity of a municipal service that will be subsidised;
  - (c) the area within which the subsidy will apply;
  - (d) the rate (indicating the level of subsidy);

- (e) the method of implementing the subsidy; and
  - (f) any special terms and conditions that will apply to the subsidy.
- (4) If a domestic customer's consumption or use of a municipal service is:
- (a) less than the portion of a service that has been subsidised, the unused portion will not accrue to the customer and will not entitle the customer to a payment or a rebate in respect of the unused portion; and
  - (b) in excess of the subsidised portion of the service, the customer will be obliged to pay for excess consumption at the applicable rate.
- (5) A subsidy implemented in terms of subsection (1) may at any time, after reasonable public notice, be withdrawn or altered in the sole discretion of the municipal council.
- (6) Commercial customers shall not qualify for subsidised services.
- (7) Subsidised services shall be funded from the portion of revenue that is raised nationally and allocated to the municipality and if such funding is insufficient the services may be funded from revenue raised by means of rates, fees and charges for municipal services.

## **8. Recovery of additional costs**

- (1) The municipality by-laws shall in addition to any charge, tariff, levy or payment of any kind referred to in this by-laws, recover from the customer any costs incurred by it in implementing this by-laws, including but not limited to:
- (a) all legal costs, including attorney and client costs incurred in the recovery of arrears which shall be debited against the customer as arrears in the customers account; and
  - (b) the costs incurred in demanding payment from the customer and for reminding the customer, by means of telephone, fax, e-mail, letter or otherwise that payment is due.

## **9. Payment of deposit**

- (1) A municipal council may require a customer to pay a deposit that has been determined by it and may determine that different deposits be paid by different categories of customers, users of services and debtors as well as for different services and standards of service.

- 
- (2) A deposit may not exceed 3 (three) times the monetary value (including rates and taxes derived from rendering the service for which a client has applied).
  - (3) A service referred to in subsection (2) means a service that has been rendered to a customer's premises and the monthly monetary value of a service is calculated by taking the total monetary value of the 3 (three) most recent months of service that have been rendered to the customer and dividing it by 3 (three).
  - (4) The municipal council must specify acceptable forms of deposits, which may include:
    - (a) cash; and
    - (b) bank guaranteed cheques.
  - (5) A deposit determined by the Municipal Council must be paid by a customer when applying for a municipal service and no service will be rendered until it has been paid.
  - (6) The municipality may annually review a deposit paid in terms of subsection (5) and depending on the outcome of the review:
    - (a) require that an additional amount of money be deposited by the customer if the deposit is less than the most recent deposit determined by the municipal council; or
    - (b) refund to the customer whatever amount of money that may be held by the municipality as a deposit which is in excess of the most recent deposit determined by the municipal council.
  - (7) If a customer is in arrears, the municipality may require the customer to:
    - (a) pay a deposit if that customer has not previously been required to pay a deposit, if the municipal council has determined a deposit; and
    - (b) pay an additional deposit where the deposit paid by that customer is less than the most recent deposit determined by the municipal council.
  - (8) A deposit, or any part of a deposit, is neither a payment, nor a part payment, of an account but if an account is in arrear, the deposit will be used in payment, or part payment, of the arrears.
  - (9) No interest shall be payable by the municipality on any deposit, or part of a deposit, held by it.
  - (10) A deposit, is refundable to the customer on settlement of all arrears on the termination of the agreement but if any arrears are still due, they will be deducted from it.
  - (11) A deposit shall be forfeited to the municipality if it has not been claimed within 12 (twelve) months of the termination of the agreement.

**10. Methods for determining amounts due and payable**

- (1) A municipality must endeavour to meter all municipal services that are capable of being metered and to read all metered services on a regular basis, but if a service is not measured, a municipality may determine what is due and payable by a customer for municipal services by calculating the shared consumption or if that is not possible, by means of an estimated consumption.
- (2) Where in the opinion of the municipality it is not reasonably possible or cost effective to meter all customer connections, or to read all metered customer connections, within a determined area, the municipal council may determine the amount due and payable by a customer for municipal services in the manner set out in subsection (1).
- (3) Where water supply services are provided by a communal water-services work, the amount that customers must pay for gaining access to and utilizing water from the communal water services work, will be based on the shared or estimated consumption of water supplied to that water services work.
- (4) The municipality must inform customers about the method used in determining what is due and payable in respect of municipal services in their consumption or supply zones.

**11. Payment for municipal services provided**

- (1) A customer shall be responsible for the payment of all municipal services rendered from the commencement date of the agreement until the account has been paid in full and the municipality shall be entitled to recover all payments due to it.
- (2) If a customer uses a municipal service for a use other than that for which it is rendered by the municipality in terms of an agreement, and if it is charged lower than the usual applicable charge, the municipality may alter the amount to be charged and recover from the customer the difference between the altered charge and the amount that has been paid by the customer.
- (3) If amendments to the applicable charge become operative on a date between when measurements are made for rendering an account for the applicable charges:
  - (a) it shall be deemed that the same quantity of municipal services was provided for each period of twenty-four hours during the interval between the measurements; and



- (b) any fixed charge shall be calculated on a pro rata basis in accordance with the charge that applied immediately before such amendment and such amended applicable charge.

## **12. Dishonoured Payments**

- (1) Where any payment made to the municipality by negotiable instrument is later dishonoured by the bank, the municipality may debit the customer's account with the bank charges incurred in respect of dishonoured negotiable instruments; and shall regard such an event as default on payment.

## **13. Accounts**

- (1) Accounts must be rendered monthly to customers at the customer's last recorded address.
- (2) Where in the opinion of the municipality it is not reasonably possible or cost effective to render accounts to consumers who consume only subsidised services, the municipal council may, notwithstanding subsection (1), decide not to render accounts to those consumers.
- (3) Failure by the customer to receive or accept an account does not relieve a customer of the obligation to pay any amount that may be due and payable.
- (4) The municipality must, if it is reasonably possible to do so, issue a duplicate account to a customer on request. Accounts must be paid not later than the last date for payment as specified in it.
- (5) Accounts for municipal services must reflect at least the:
- (a) services rendered;
  - (b) consumption of metered services or the average, shared or estimated consumption;
  - (c) period addressed in the account;
  - (d) applicable charges;
  - (e) subsidies;
  - (f) amount due (excluding the value added tax payable)
  - (g) value added tax;

- (h) adjustment, if any, to metered consumption which has been previously estimated;
- (i) arrears;
- (j) interest payable on any arrears;
- (k) final date for payment; and
- (l) methods, places and approved agents where payment may be made; and
- (m) state that:
  - (i) the customer and the municipality may enter into an agreement at the municipal offices in terms of which the customer will be permitted to pay arrears in instalments;
  - (ii) if no such agreement is entered into, the municipality will limit or disconnect the services, after sending a final demand notice to the customer;
  - (iii) legal action may be instituted against any customer for the recovery of any amount more than 60 (sixty) days in arrears;
  - (iv) a claim for arrears may be ceded to a debt collector for collection; and
  - (v) proof of registration, as an indigent customer, in terms of the municipality's indigent policy, which may form part of the municipality's credit control and debt collection policy, must be handed in at the offices of the municipality before the final date for payment.

#### **14. Queries or complaints in respect of an account**

- (1) A customer may lodge a query, complaint or objection relating to the accuracy of any amount stated to be due and payable for a specific municipal service in an account that has been rendered to him or her.
- (2) A query, complaint or objection must be lodged with the municipality in writing before the due date of payment of the account.
- (3) The municipality must assist an illiterate or similarly disadvantaged customer in lodging a query, complaint or objection and must take reasonable steps to ensure that it is reflected correctly in writing.
- (4) A query, complaint or objection must be accompanied by a payment calculated by taking the average consumption by the customer of the service and subtracting the amount that has been questioned, complained about or objected to.
- (5) The municipality must record the query, complaint or objection and provide the customer with a reference number to identify where it has been recorded.

- (6) The municipality:
  - (a) shall investigate or cause the query, complaint or objection to be investigated within 14 (fourteen) days after the query or complaint was registered; and
  - (b) must inform the customer, in writing, of its finding within 14(fourteen) days after the query, complaint or objection was registered.

#### **15. Appeals against findings of municipality in respect of queries or complaints**

- (1) A customer may appeal in writing against a finding of the municipality.
- (2) An appeal in terms of subsection (1) must be made in writing and lodged with the municipal manager within 21 (twenty-one) days after the customer became aware of the finding and must set out the reasons for the appeal and be accompanied by a deposit, as determined by the municipal council, if the municipality requires a deposit to be made.
- (3) The municipality may, on appeal by a customer instruct the customer to pay the full amount appealed against.
- (4) The customer is liable for all other amounts, other than that the amount appealed against, falling due and payable during the adjudication of the appeal.
- (5) An appeal must be decided by the municipality within 21 (twenty-one) days after an appeal was lodged and the customer must be informed of the outcome in writing, as soon as is reasonably possible, afterwards.
- (6) If the municipality decides to reject the query, or complaint or objection, the customer must pay any amounts found to be due and payable in terms of the decision within 14 (fourteen) days of being informed of the outcome of the appeal.
- (7) The municipality may condone the late lodging of appeals or other procedural irregularities.
- (8) If it is alleged in an appeal that a measuring device is inaccurate, the device must be subjected to a standard industry test as determined by the municipality, to establish its accuracy and the customer must be informed of the estimated cost of such a test prior to such test being undertaken.

- (9) If the outcome of any test shows that a measuring device is—
- (a) within a prescribed range of accuracy, the customer will be liable for the costs of the test and any other amounts outstanding, and those costs will be debited in the customer's account;
  - (b) outside a prescribed range of accuracy, the municipality will be liable for the costs of such test and the customer must be informed of the amount of any credit to which he is entitled as a consequence of any inaccuracy.
- (10) A deposit referred to in subsection (2)(b), shall be—
- (a) retained by the municipality if the measuring device is found not to be defective; or
  - (b) refunded to the applicant to the extent that it exceeds the amount payable in respect of quantity determined in accordance with subsection 11(b), if the measuring device is found in terms of that subsection to be defective.
- (11) In addition to subsections (9) and (10) the municipality must if the measuring device is found defective—
- (a) repair the measuring device or install another device in good working order, without charge to the customer, unless the cost of doing so is recoverable from the customer in terms of this or any other by-laws of the municipality; and
  - (b) determine the quantity of municipal services for which the customer will be charged in lieu of the quantity measured by the defective measuring device by taking as a basis for such determination and as the municipality may decide—
  - (c) the quantity representing the average monthly consumption of the customer during the three months preceding the month in respect of which the measurement is disputed and adjusting that quantity in accordance with the degree of error found in the reading of the defective meter or measuring device;
  - (d) the average consumption of the customer during the succeeding three metered periods after the defective meter or measuring device has been repaired or replaced; or
  - (e) the consumption of services on the premises recorded for the corresponding period in the previous year.

**16. Arrears**

- (1) If a customer fails to pay the account on or before the due date, a final demand notice may be hand delivered, emailed or sent by registered post to the most recent recorded address of the customer within 2 (two) working days of the arrears having accrued.
- (2) Failure to deliver or to send a final demand notice within 2 (two) working days does not relieve a customer from paying arrears.
- (3) Where an account rendered to a customer remains outstanding for more than 60 (sixty) days the municipality may:
  - (a) institute legal action against a customer for the recovery of the arrears; or
  - (b) cede the customer's account to a debt collector for collection.
- (4) A customer will be liable for recoverable administration fees, costs incurred in taking action for the recovery of arrears and any penalties, including the payment of a higher deposit, as may be determined by the municipal council from time to time.

**17. Consolidated Arrears**

- (1) If one account is rendered for more than one municipal service provided, all arrears due and payable by a customer constitute a consolidated debt, and any payment made by a customer of an amount less than the total amount due, will be allocated in reduction of the consolidated debt in the following order:
  - (a) towards payment of the current account;
  - (b) towards payment of arrears;
  - (c) towards payment of interest; and
  - (d) towards costs incurred in taking relevant action to collect amounts due and payable.

**18. Interest**

- (1) Interest will be levied on arrears.
- (2) The municipal council must differentiate between types of domestic customers, types and levels of services, quantities of services, geographical areas and socio-economic areas in levying interest on arrears.

**19. Final demand notice**

- (1) The final demand notice must contain the following statements:
  - (a) the amount in arrears and any interests payable;
  - (b) that the customer may conclude an agreement with the municipality for payment of the arrears in instalments within 7 (seven) working days of the date of the final demand notice;
  - (c) that if no such agreement is entered into within the stated period that specified municipal services will be limited or disconnected;
  - (d) that legal action may be instituted against any customer for the recovery of any amount sixty days in arrears;
  - (e) that the account may be handed over to a debt collector for collection; and
  - (f) that proof of registration, as an indigent customer, in terms of these by-laws must be handed in at the offices of the municipality before the final date of the final demand notice.
- (2) The municipality must in deciding whether a municipal service is to be specified for limitation or disconnection in terms of subsection (1)(c) consider—
  - (a) what potential socio-economic and health implications the limitation or disconnection may have on the customer; and
  - (b) a domestic customer's right of access to basic municipal services as identified in the municipal council's credit control and debt collection policy.

**20. Limitation or disconnection of municipal services**

- (1) The municipality may, immediately on the expiry of the 7 (seven) working days period allowed for payment in terms of the final demand notice limit or disconnect the municipal services provided that a domestic customer's access to basic water supply services and sanitation services may not be disconnected.
- (2) The municipality may only limit a domestic customer's access to basic water supply services by:
  - (a) reducing water pressure; or

- (b) limiting the availability of water to a specified period or periods during a day; or
- (c) disconnecting in-house and yard connections and making an alternative water supply services available to the domestic consumer, which alternative service may consist of a basic water supply service as prescribed by the Minister of Water Affairs and Forestry in terms of the Water Services Act, 1997 (Act No 108 of 1997).
- (3) The costs associated with the limitation or disconnection of municipal services shall be at the cost of the customer and shall be included in the arrears amount due and payable by the customer.

## **21. Additional costs, partial settlement and instalments**

- (1) The costs associated with entering into agreements for the payment of arrears in instalments and the limitation or disconnection of municipal services shall be included in the arrears amount due and payable by the customer.
- (2) The municipality must, in determining the amount payable by the customer on entering into an agreement for the payment of arrears in instalments and the instalments payable in respect of any arrear amounts take the following factors into account:
  - (a) the credit record of the customer;
  - (b) the amount in arrear;
  - (c) the level of consumption of municipal services;
  - (d) the level of service provided to the customer;
  - (e) previous breaches of agreements (if there be any) for the payment of arrears in instalments; and
  - (f) any other relevant factors.
- (3) If a customer on entering into an agreement for the payment of arrears in instalments, proves to the municipality that he or she is unable to pay the amount the municipality may, after taking into account the factors referred to in subsection (2):
  - (a) extend its payment to the end of the month in which the customer enters into the agreement; or
  - (b) include it in the amount payable in terms of the agreement.

- (4) The municipality may, after taking into account the factors referred to in subsection (2), require a customer to pay an additional amount on entering into an agreement for the payment of arrears, in addition to the current account, representing a percentage of the arrears amount in arrears.
- (5) The municipality may, when a customer enters into an agreement or any time afterwards:
  - (a) install a pre-payment meter; or
  - (b) limit the municipal services to basic municipal services.

## **22. Duration of agreements for payment of arrears in instalments**

- (1) The municipality may, in deciding on the duration of the agreement for the payment of arrears have regard to:
  - (a) the credit record of the customer;
  - (b) the amount in arrear;
  - (c) the gross and net income of the customer;
  - (d) the level of consumption of municipal services;
  - (e) the level of service provided to the customer;
  - (f) previous breaches of agreements for the payment of arrears in instalments; and
  - (g) any other relevant factor.

## **23. Failure to honour agreements**

- (1) If a customer fails to comply with an agreement for the payment of arrears in instalments, the total of all outstanding amounts, including arrears, any interest, administration fees, costs incurred in taking relevant action, and penalties, including payment of a higher deposit, will be immediately due and payable without further notice or correspondence and the municipality may:
  - (a) limit or disconnect the municipal services specified in the final demand notice sent to the customer;
  - (b) institute legal action for the recovery of the arrears; and
  - (c) hand the customer's account over to a debt collector or an attorney for collection.



**24. Reconnection of services**

- (1) An agreement for payment of the arrears amount in instalments, entered into after municipal services were limited or disconnected, will not result in the services being restored until—
  - (a) the current account, the first instalment payable in terms of the agreement for payment of the arrears in instalments and all recoverable administration fees, costs incurred in taking relevant action and any penalties, including payment of a higher deposit, are paid in full; or
  - (b) a written appeal by the customer, on the ground of having made timeous and full payment of instalments and current amounts due and payable for a period of at least 6 (six) months has been approved by the municipality.
- (2) In addition to any payments referred to in subsection (1), the customer must pay the standard re-connection fee, as determined by the municipality from time to time, prior to the re-connection of municipal services by the municipality.
- (3) Municipal services shall be restored within 7 (seven) working days after a customer has complied with the provisions of subsections (1) and (2).

**25. Municipal services to indigent customer**

- (1) An indigent customer must annually, before the end of the municipality's financial year, re-apply for re-registration as an indigent customer for the forthcoming financial year in terms of the requirements as outlined in the municipal indigent policy failing which the assistance will cease automatically.
- (2) The municipality shall inform the applicant in writing, within 14 (fourteen) working days of the receipt of the application by the municipality, whether or not the application has or has not been approved, and if it has not been approved, the applicant must be given the reasons why it has not been approved.

**26. Subsidised services for indigent customers**

- (1) The municipal council may annually as part of its budgetary process, determine the municipal services and levels of municipal services that will be subsidised in respect of indigent customers subject to principles of sustainability and affordability.
- (2) The municipality must on a determination in terms of subsection (1) give public notice of the determination.
- (3) Public notice in terms of subsection (2) must contain at least the following:
  - (a) the level or quantity of municipal service that will be subsidised;
  - (b) the level of subsidy;
  - (c) the method of calculating the subsidy; and
  - (d) any special terms and conditions that will apply to the subsidy, not provided for in this by-law.
- (4) An indigent consumer shall be liable for the payment of any municipal services rendered by the municipality or municipal services used or consumed in excess of the levels or quantities determined in subsection (1).

**27. Existing arrears of indigent customers on approval of application**

- (1) Arrears accumulated in respect of the municipal accounts of customers prior to registration as indigents will either be paid:
  - (a) through arrangements ;
  - (b) recovered through legal proceedings;
  - (c) extended term arrangements or
  - (d) written off by a resolution of council.

**28. Unauthorised Services**

- (1) No person may gain access to municipal services unless it is in terms of an agreement entered into with the municipality for the rendering of those services.
- (2) The municipality may, irrespective of any other action it may take against a person in terms of this by-law, by written notice order a person who is using unauthorised services to:
  - (a) apply for such services and

- (b) undertake any work that may be necessary to ensure that the customer installation, by means of which access was gained, complies with the provisions of these or any other relevant legislation or if it is of the opinion that the situation is a matter of urgency, and may, without prior notice, prevent or rectify the noncompliance and recover the cost from the customer.
- (3) A person who gains access to municipal services in a manner other than in terms of an agreement entered into with the municipality for the rendering of those services shall be liable to pay for any services that he, may have utilised or consumed in breach of this bylaw, notwithstanding any other actions that may be taken against such a person. Consumption and use will be estimated on the basis of the average consumption of services to the specific area within which the unauthorised connection was made.

## **29. Interference with infrastructure for the provision of municipal services**

- (1) No person other than the municipality shall manage, operate or maintain infrastructure through which municipal services are provided.
- (2) No person other than the municipality shall effect a connection to infrastructure through which municipal services are provided.
- (3) No person shall intentionally or negligently damage, change or in any way interfere with infrastructure through which the municipality provides municipal services unless there is a lawful justification for intentionally doing so.
- (4) If a person contravenes subsection (1), the municipality may—
  - (a) by written notice require a person to cease or rectify the damage, change or interference at his own expense within a specified period; or
  - (b) if it is of the opinion that the situation is a matter of urgency, without prior notice prevent or rectify the change, damage or interference and recover the cost of doing so from him.

**30. Obstruction of access to infrastructure for the provision of municipal services**

- (1) No person shall prevent or restrict physical access to infrastructure through which municipal services are provided.
- (2) If a person contravenes subsection (1), the municipality must:
  - (a) by written notice require such person to restore access at his or her own expense within a specified period; or
  - (b) if it is of the opinion that the situation is a matter of urgency, without prior notice restore access and recover the cost of doing so from the customer.

**31. Illegal re-connection**

- (1) A customer whose access to municipal services has been restricted or disconnected, who, except as provided for in this by-law, restores or reconnects to those services or who intentionally or negligently interferes with infrastructure through which municipal services are provided, shall be disconnected, after been given reasonable written notice.
- (2) A person who re-connects to municipal services in the circumstances referred to in subsection (1) shall be liable for to pay for any services that may have utilised or consumed in breach of this by-law, notwithstanding any other action which may be taken against him.
- (3) Consumption will be estimated on the basis of the average consumption of services to the specific area within which the illegal re-connection was made.
- (4) The municipality may lay a formal charge through the South African Police Service for investigation and prosecution through the courts.

**32. Offences and penalties**

- (1) Any person, who:
  - (a) contravenes or fails to comply with any provisions of this by-law other than a provision relating to payment for municipal services;
  - (b) fails to comply with any notice issued in terms of this by-law;

- (c) fails to comply with any lawful instruction given in terms of this by-law, or
- (d) who obstructs or hinders any authorised official or employee of the municipality in the execution of his duties under this by-law, shall, if upon conviction found guilty of an offence be fined an amount not exceeding R1000-00 or be sentenced for six months.

### **33. Repeal**

Credit control and debt collection by-laws of the disestablished Mookgophong and Modimolle Local Municipalities as per Limpopo Provincial *gazette* number 2735 notice number 94 dated 22 July 2016 are hereby repealed.

### **34. Short Title and Commencement**

This by-law is called Modimolle Mookgophong Local Municipality Credit Control and Debt Collection By-Law and it shall be effective from the date of publication in the *Provincial gazette*.

PROVINCIAL NOTICE 75 OF 2019

# **Modimolle Mookgophong Local Municipality**



## **PROPERTY RATES BY-LAW**

Modimolle Mookgophong Local Municipality acting in terms of section 13(a) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), publishes the Property Rates By-Law of the municipality as approved by its council, as set out hereunder.

## **PREAMBLE**

**WHEREAS** the constitution of the Republic of South Africa, 1996, entitles municipalities to impose rates on properties within their areas of jurisdiction;

**WHEREAS** section 7 of the Act requires municipalities to levy rates on all rateable properties within its area of jurisdiction;

**WHEREAS** income derived from property rates is a critical source of revenue for municipalities to achieve their constitutional objectives;

**AND WHEREAS** section 6 of the act provides that the municipality must adopt by-laws to give effect to the implementation of the rates policy;

**NOW THEREFORE** the Council of Modimolle-Mookgophong adopted the following by-law:

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### **1. Definitions**

In this By-law, any word or expression to which a meaning has been defined or assigned in the Local Government: Municipal Property Rates Act, 2004 (Act 6 of 2004), shall bear the same meaning unless the context indicates otherwise –

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**Council"** means the Modimolle Mookgophong Municipal Council, a municipal council referred to in section 157(1) of the Constitution, and "Municipal Council" has a corresponding meaning;

**"Municipality"** means the Modimolle Mookgophong Local Municipality established in terms of section 12 of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998);

**"Municipal Manager"** means a person appointed in terms of section 82 of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998);

**"municipal service"** means a service provided by the Municipality in terms of its powers and functions to or for the benefit of the local community, irrespective of whether or not –

- (a) such service is provided by the Municipality itself or by engaging an external mechanism contemplated in section 76 of the Systems Act; or
- (b) any fees, charges or tariffs are levied in respect thereof;

**"person"** means a natural or juristic person, including an organ of state;

**"rates policy"** means the rates policy adopted by the council in terms of section 3 of the Act and reviewed annually in terms of section 5 of the act;

**"Systems Act"** means the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000);

**"the act"** means Local Government: Municipal Property Rates Act (Act 6 of 2004) and

**"valuation roll"** means a valuation roll contemplated in Chapter 6 of the Act, and "roll" has a corresponding meaning.

## 2. Purpose

To give effect to the implementation of the municipal rates policy as outlined in section 6 of the Act.

## 3. Power to levy rates

- (1) The Council may, by resolution supported by majority of its members, exercise the right of the Municipality to levy a rate on property in its area of jurisdiction under section 229 of the Constitution in accordance with –
  - (a) the rates policy;
  - (b) this by-law;
  - (c) the Act;
  - (d) the provisions of chapter 4 of the Local Government: Municipal Finance Management Act; 2003 (Act 53 of 2003) and
  - (e) any other applicable legislation.
- (2) When levying rates, the municipality must levy rates on all rateable property in its area of jurisdiction, subject to section 7(2)(a) of the Act.



- (3) A rate levied by the Municipality on rateable property must be in the form of a rate in the rand on the market value of the property, with the exception of privileged property where the rate must be levied in accordance with the provisions of section 11(1)(b) or (c) of the Act, as the case may be.
- (4) Where a resolution for the levying of rates and the imposition of other taxes, levies and duties is adopted by the Council, the Municipality must, without delay, publish the resolution concerned in the manner prescribed under section 14 of the Act, read with section 21A of the Systems Act.

#### **4. Differential rates**

- (1) Subject to section 19 of the Act, the Municipality may, in terms of the criteria set out in the rates policy, levy different rates for different categories of rateable property, which may include but are not limited to categories determined according to the –
  - (a) use of the property;
  - (b) permitted use of the property; or
  - (c) a combination of (a) and (b)
- (2) The different rate on different categories of rateable property must not be applied in such a manner that they constitute unfair discrimination or become inconsistent with the provisions of section 16(1) of the Act.
- (3) The Municipality may in terms of criteria set out in the rates policy grant exemptions, rebates or reductions on rates: provided that such exemptions, rebates or reductions may not be inconsistent with the provisions of section 16(1) of the Act or constitute unfair discrimination.
- (4) A property used for multiple purposes must, for rates purposes, be assigned to a category determined by the Municipality in terms of its rates policy, read together with section 9 of the Act.

#### **5. Special rating areas**

- (1) Subject to due compliance with the provisions of the Act and the rates policy, the municipality may, by resolution of the Council, enter into an agreement with any person or group of persons on such terms and conditions as the municipality may deem appropriate, to –
  - (a) determine an area within the municipality as a special rating area, subject to the Municipality being satisfied that the terms and conditions of the resultant agreement are acceptable to the general body of ratepayers in the area concerned;
  - (b) levy by way of a percentage surcharge an additional rate on property in that area for the purpose of raising funds exclusively for improving or upgrading that area;and

- (c) differentiate between categories of properties when levying an additional rate referred to in sub-paragraph (b).
- (2) When the Council designates an area as a special rating area, the municipality must –
  - (a) indicate the works to be effected or the municipal services to be carried out in such special rating area; and
  - (b) establish a separate accounting and other record-keeping system with respect to the works to be effected by the municipal services to be carried out in the special rating area concerned.

## **6. Register of properties**

- (1) The register of properties drawn and maintained by the municipality in terms of section 23 of the Act serves the purpose of a valuation roll as contemplated in Chapter 6 of the Act.
- (2) The register must be available for public inspection during office hours at the address supplied by the municipality for that purpose and must also be displayed on the official website of the municipality.
- (3) The municipality must review the register at least annually and update it in accordance with the provisions of section 23(5) of the Act.

## **7. Contents of valuation roll**

- (1) A valuation roll must list all properties in the municipality determined in terms of section 30(3) of the Act, and subject to the proviso stipulated in that section.
- (2) The valuation roll must reflect such particulars in respect of each property as indicated in section 48(2) of the Act to the extent that such information is available to or reasonably determinable by the Municipality.

## **8. Publication and inspection of valuation roll**

- (1) The municipal valuer must submit the certified valuation roll to the municipal manager, and the municipal manager must, within 21 days of receipt of the roll –
  - (a) publish in the prescribed form in the *provincial gazette* and on its official website, and once a week for two consecutive weeks advertise in the media, a notice –
    - (i) stating that the roll is open for public inspection for a period stated in the notice, which may not be than 30 days from the date of publication of the last notice; and
    - (ii) inviting every person who wishes to lodge an objection in respect of any matter in, or omitted from the roll to do so in the prescribed manner within the stated period;

- (b) disseminate the substance of the notice referred to in paragraph (a) to the local community in terms of chapter 4 of the Systems Act; and
  - (c) serve, by ordinary mail or, if appropriate in accordance with section 115 of the Systems Act, on every owner of property listed in the valuation roll a copy of the notice referred to in paragraph (a) together with an extract of the valuation roll pertaining to that owner's property.
- (2) Any person, including a municipal official, may, within the period stated in the notice referred to in subsection (1)(a) –
  - (a) inspect the roll during office hours;
  - (b) lodge an objection with the Municipal Manager against any matter reflected in, or omitted from, the roll.
- (3) The Municipal Manager may delegate to any municipal official he or she may deem appropriate the duty to assist an objector to lodge an objection if that objector is unable to read or write.
- (4) The Municipal Manager must inform the Council of any matter reflected in, or omitted from, the roll that affects the interests of the municipality.

## **9. Supplementary valuation roll**

- (1) The Municipality must, whenever necessary, cause a supplementary valuation roll to be made or prepared in respect of any rateable property due to any one or more of the reasons listed in section 78(1)(a) to (h) of the Act as amended.
- (2) In the event of the market value of a rateable property having substantially increased or decreased for any reason after the last general valuation thereof, the owner of the property concerned must notify the Municipality in writing or in electronic format of the change in the market value of the property concerned.

## **10. Queries**

- (1) The Municipality may establish a process for the determination of valuation queries or reviews and may charge a fee in terms of the tariff policy for attending to such queries.
- (2) Any person who wishes to submit a valuation query or review in terms of subsection (1) must complete a form prescribed by the municipality for that purpose providing the minimum information required therein and submit same to the office specified on the prescribed form.

## **11. Objections**

- (1) The municipal valuer must promptly –
  - (a) consider objections in accordance with the procedure prescribed by the municipal valuer;

- (b) decide objections on facts, including the submissions of an objector and if the objector is not the owner, submissions of the owner; and
  - (c) adjust or add to the valuation roll in accordance with any decision taken, subject to compulsory review of such decision in terms of section 52 of the Act if the municipal valuer adjusts the valuation of a property by more than 10% upwards or downwards.
- (2) The municipal valuer must, in writing, notify every person who has lodged an objection and also the owner of the property concerned if the objector is not the owner, of –
  - (a) the municipal valuer's decision in terms of subsection (1)(b) regarding that objection;
  - (b) any adjustment made to the valuation roll in respect of the property concerned; and
  - (c) whether the municipal valuer's decision will be subject to compulsory review in terms of section 52 of the Act.
- (3) Once certified, the valuation roll becomes final for the period for which it is in force, subject to the right of appeal in terms of section 54 of the Act.
- (4) The mere lodgement of an objection in terms of this section does not constitute a dispute as contemplated in section 102(2) of the Systems Act between the municipality and the objector concerned.

## **12. Right of appeal**

- (1) Any person, including the Municipality, who is aggrieved by a decision taken by the municipal valuer has a right of appeal under section 54 of the Act.
- (2) An appeal lodged in terms of section 54 of the does not defer a person's liability for payment of rates beyond the date determined by the municipality for payment.
- (3) The lodgement of an appeal in terms of section 54 of the Act does not constitute a dispute as contemplated in section 102(2) of the Systems Act between the municipality and the appellant concerned.
- (4) The provisions of this section must not be interpreted to prevent the municipal valuer from reviewing the objection outcome with any appellant based on the additional evidence provided by the appellant concerned to the municipal valuer.
- (5) Any person may, with the written consent of the municipal valuer, withdraw an appeal lodged by such person in terms of subsection (1).

**13. Repeal**

All Property by-laws of the disestablished Mookgophong and Modimolle Local Municipalities as per Limpopo Provincial *gazette* number 2735 notice number 94 dated 22 July 2016 are hereby repealed.

**14. Short title and commencement**

This By-law is called the Modimolle Mookgophong Municipal Property Rates By-law and takes effect on the date of publication in the *Provincial Gazette*.

**PROVINCIAL NOTICE 76 OF 2019**  
**LIMPOPO PROVINCIAL ADMINISTRATION**  
**OFFICE OF THE PREMIER**

**NOTICE BY THE PREMIER OF LIMPOPO**

**LIMPOPO TRADITIONAL LEADERSHIP AND INSTITUTIONS ACT, 2005 (ACT NO. 6 OF 2005): RECOGNITION OF TRADITIONAL COMMUNITIES**

I, Chupu Stanley Mathabatha hereby publish in terms of section 3(6)(c) of the Limpopo Traditional Leadership and Institutions Act, 2005 (Act No. 6 of 2005), the recognition of the following communities as Traditional Communities in terms of section 3(4) of the said Act:

<b>Name</b>	Bakone- Ba- Masete Traditional Community
<b>Population size</b>	2945
<b>Territorial Area</b>	Farm Croydon 120 KT
<b>Date of recognition</b>	10 October 2018
<b>No. of councillors determined for the traditional council to be established</b>	18 (eighteen)

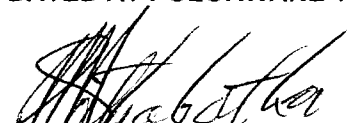
<b>Name</b>	Lebelo Traditional Community
<b>Population size</b>	567
<b>Territorial Area</b>	Farm Grasvley 355 KT
<b>Date of recognition</b>	10 October 2018
<b>No. of councillors determined for the traditional council to be established</b>	18 (eighteen)

<b>Name</b>	Marota-Segolo Traditional Community
<b>Population size</b>	4709
<b>Territorial Area</b>	Farm Mooihoek 808 KS
<b>Date of recognition</b>	26 September 2018
<b>No. of councillors determined for the traditional council to be established</b>	14 (fourteen)

<b>Name</b>	Nngwekhulu Traditional Community
<b>Population size</b>	9468
<b>Territorial Area</b>	Nngwekhulu village, Makhado Local Municipality
<b>Date of recognition</b>	11/12/2018
<b>No. of councillors determined for the traditional council to be established</b>	24 (twenty four)

<b>Name</b>	Banareng-Ba-Mmutlane Traditional Community
<b>Population size</b>	1676
<b>Territorial Area</b>	Farm Putney 110 KT
<b>Date of recognition</b>	11/12/2018
<b>No. of councillors determined for the traditional council to be established</b>	18 (eighteen)

DATED AT POLOKWANE THIS 02/04/2019.



CHIEF STANLEY MATHABATHA  
PREMIER: LIMPOPO

**PROVINSIALE KENNISGEWING 76 VAN 2019****LIMPOPO PROVINSIALE ADMINISTRASIE****KANTOOR VAN DIE PREMIER****KENNISGEWING DEUR DIE PREMIER VAN LIMPOPO****LIMPOPO TRADISIOENELE LEIERSKAP AND INSTITUSIES WET, 2005 (WET NO. 6 VAN 2005): ERKENNING VAN TRADISIOENELE GEMEENSKAPPE**

Ek, Chupu Stanley Mathabatha publiseer hiermee in terme van artikel 3(6) (c) van die Limpopo Tradisioenele Leierskap en Institusies Wet, 2005 (Wet No. 6 van 2005), die erkenning van die volgende gemeenskappe as Tradisioenele Gemeenskappe in terme van artikel 3(4) van die genoemde Wet:

<b>Naam</b>	Bakone-Ba-Masete-Tradisioenele Gemeenskap
<b>Bevolkings groote</b>	2945
<b>Grondgebied Area</b>	Croydon Plaas120 KT
<b>Datum van erkenning</b>	10 Oktober 2018
<b>Getal raadslede bepaal vir die tradisioenele raad om ge vestig te word.</b>	18 (agtien)

<b>Naam</b>	Lebelo Tradisioenele Gemeenskap
<b>Bevolkings groote</b>	567
<b>Grondgebied Area</b>	Grasvley Plaas 355 KT
<b>Datum van erkenning</b>	10 Oktober 2018
<b>Getal raadslede bepaal vir die tradisioenele raad om ge vestig te word.</b>	18 (agtien)



<b>Naam</b>	Marota-Segolo Tradisioenele Gemeenskap
<b>Bevolkings groote</b>	4709
<b>Grondgebied Area</b>	Mooihoek Plaas 808 KS
<b>Datum van erkenning</b>	26 September 2018
<b>Getal raadslede bepaal vir die tradisioenele raad om gevestig te word.</b>	14 (veertien)

<b>Naam</b>	Nngwekhulu Tradisioenele Gemeenskap
<b>Bevolkings groote</b>	9468
<b>Grondgebied Area</b>	Nngwekhulu village, Makhado Plaaslike Munisipaliteit
<b>Datum van erkenning</b>	11/12/2018
<b>Getal raadslede bepaal vir die tradisioenele raad om gevestig te word.</b>	24 (vier – en - twintig)

<b>Naam</b>	Banareng-Ba-Mmutlane Tradisioenele Gemeenskap
<b>Bevolkings groote</b>	1676
<b>Grondgebied Area</b>	Putney Plaas110 KT
<b>Datum van erkenning</b>	11/12/2018
<b>Getal raadslede bepaal vir die tradisioenele raad om gevestig te word.</b>	18 (agtien)

GEDATEER TE POLOKWANE OP HIERDIE 2 / 04 / 2019.

CHUPU STANLEY MATHABATHA  
PREMIER: LIMPOPO

**TSEBIŠO YA TONAKGOLO YA NOMORO YA BO-****TAOLO YA PROFENSE YA LIMPOPO****OFISI YA TONAKGOLO****TSEBIŠO KA TONAKGOLO YA LIMPOPO****MOLAO WA 2005, WA LIMPOPO WA BOETAPELE BJA SETŠO LE DITLHONGWA  
(MOLAO WA NOMORO YA BO-6 WA 2005): KAMOGELO YA DITŠHABA TŠA SETŠO**

Nna, Chupu Stanley Mathabatha mo, go ya le ka karolo ya 3(6)(c) ya Molao wa 2005, wa Limpopo wa Boetapele bja Setšo le Ditlhongwa (Molao wa Nomoro ya bo-6 wa 2005), ke tsebiša kamogelo ya ditšhaba tše di latelago bjalo ka Ditšhaba tša Setšo go ya le ka karolo ya 3(4) ya Molao wo o ngwadilwego:

<b>Leina</b>	Setšhaba sa Setšo sa Bakone- Ba- Masete
<b>Bogolo bja setšhaba</b>	2945
<b>Lefelo la Nagaselete</b>	Polase ya 120 KT ya Croydon
<b>Letšatšikwedi la kamogelo</b>	10 Oktoboro 2018
<b>Palo ya bakhanselara bao ba akanyeditšwego go hlama khansele ya setšo</b>	18 (lesomeseswai)

<b>Leina</b>	Setšhaba sa Setšo sa Lebelo
<b>Bogolo bja setšhaba</b>	567
<b>Lefelo la Nagaselete</b>	Polase ya 355 KT ya Grasvley
<b>Letšatšikwedi la kamogelo</b>	10 Oktoboro 2018
<b>Palo ya bakhanselara bao ba akanyeditšwego go hlama khansele ya setšo</b>	18 (lesomeseswai)

<b>Leina</b>	Setšhaba sa Setšo sa Marota-Segolo
<b>Bogolo bja setšhaba</b>	4709
<b>Lefelo la Nagaselete</b>	Polase ya 808 KS ya Mooihoek
<b>Letšatšikwedi la kamogelo</b>	26 Setemere 2018
<b>Palo ya bakhanselara bao ba akanyeditšwego go hlama khansele ya setšo</b>	14 (lesomenne)

<b>Leina</b>	Setšhaba sa Setšo sa Nngwekhulu
<b>Bogolo bja setšhaba</b>	9468
<b>Lefelo la Nagaselete</b>	Motse wa Nngwekhulu, Masepala wa Selegae wa Makhado
<b>Letšatšikwedi la kamogelo</b>	11/12/2018
<b>Palo ya bakhanselara bao ba akanyeditšwego go hlama khansele ya setšo</b>	24 (masomepedinne)

<b>Leina</b>	Setšhaba sa Setšo sa Banareng-Ba-Mmutlane
<b>Bogolo bja setšhaba</b>	1676
<b>Lefelo la Nagaselete</b>	Polase ya 110 KT ya Putney
<b>Letšatšikwedi la kamogelo</b>	11/12/2018
<b>Palo ya bakhanselara bao ba akanyeditšwego go hlama khansele ya setšo</b>	18 (lesomeseswai)

E NGWADILWE KA LETŠATŠIKGWEDI LA 2 / 4 / 2019 GO LA POLOKWANE.

CHUPU STANLEY MATHABATHA  
TONAKGOLO: LIMPOPO

**NDIVHADZO YA MULANGAVUNDU YA NOMBORO YA.****NDAULO YA VUNDU LA LIMPOPO****OFISI YA MULANGAVUNDU****NDIVHADZO NGA MULANGAVUNDU WA LIMPOPO****MULAYO WA VHURANGAPHANDA NA ZWIIMISWA ZWA SIALALA ZWA****LIMPOPO, WA 2005 (MULAYO WA NOMBORO YA 6 WA 2005): U DZHELWA****NTHA HA ZWITSHAVHA ZWA SIALALA**

Nne, Chupu Stanley Mathabatha ndi anadza u ya nga khethekanyo ya 3(6)(c) ya

Mulayo wa Vhurangaphanda na Zwiimiswa zwa Sialala wa Limpopo, wa 2005 (Mulayo

wa nomboro ya 6 wa 2005), u dzhelwa nthu ha zwitshavha zwi tevhelaho sa

Zwitshavha zwa Sialala u ya nga khethekanyo ya 3(4) ya Mulayo:

<b>Dzina</b>	Tshitshavha tsha Bakone- Ba- Masete
<b>Tshivhalo tsha vhathu</b>	2945
<b>Vhupo ha ndango</b>	Bulasi ya Croydon 120 KT
<b>Datumu ye ha dzhelwa ngayo nthu</b>	10 Khubvumedzi 2018
<b>Tshivhalo tsha mirado ya khoru tsho tiwaho uri hu thomiwe khoru ya sialala</b>	18 (fumimalo)

<b>Dzina</b>	Tshitshavha tsha ha Lebelo
<b>Tshivhalo tsha vhathu</b>	567
<b>Vhupo ha ndango</b>	Bulasi ya Grasvley 355 KT
<b>Datumu ye ha dzhielwa ngayo nthā</b>	10 Tshimedzi 2018
<b>Tshivhalo tsha miraḡo ya khorō tsho tiwaho uri hu thomiwe khorō ya sialala</b>	18 (fumimalo)

<b>Dzina</b>	Tshitshavha tsha Marota-Segolo
<b>Tshivhalo tsha vhathu</b>	4709
<b>Vhupo ha ndango</b>	Bulasi ya Mooihoek 808 KS
<b>Datumu ye ha dzhielwa ngayo nthā</b>	26 Khubvumedzi 2018
<b>Tshivhalo tsha miraḡo ya khorō tsho tiwaho uri hu thomiwe khorō ya sialala</b>	14 (fumiina)

<b>Dzina</b>	Tshitshavha tsha Nngwekhulu
<b>Tshivhalo tsha vhathu</b>	9468
<b>Vhupo ha ndango</b>	Muvhundu wa ha Nngwekhulu, Masipala Wapo wa Makhado
<b>Datumu ye ha dzhielwa ngayo nthā</b>	11/12/2018
<b>Tshivhalo tsha miraḡo ya khorō tsho tiwaho uri hu thomiwe khorō ya sialala</b>	24 (fumbiliina)

<b>Dzina</b>	Tshitshavha tsha Banareng-Ba-Mmutlane
<b>Tshivhalo tsha vhathu</b>	1676
<b>Vhupo ha ndango</b>	Bulasi ya Putney 110 KT
<b>Datumu ye ha dzhielwa ngayo n̄tha</b>	11/12/2018
<b>Tshivhalo tsha mirado ya khorho tsho tiwaho uri hu thomiwe khorho ya sialala</b>	18 (fumimalo)

YO SAINWA POLOKWANE NGA LA 2 / 4 / 2019.

VHO CHUPU STANLEY MATHABATHA  
MULANGAVUNDU WA: LIMPOPO

**XITIVISO XA PHIRIMIYA XA****MAFAMBISELE YA XIFUNDZANKULU XA LIMPOPO****HOFISI YA PHIRIMIYA****XITIVISO HI PHIRIMIYA WA LIMPOPO**

**NAWU WA VURHANGERI BYA NDHAVUKO NA MAVANDLA WA LIMPOPO, 2005  
(NAWU WA 6 WA 2005): KU TEKERIWA ENHLOKWENI KA TINDHAWU TA  
NDHAVUKO (LETI RHANGERIWAKA HI TIHOSI)**

Mina, Chupu Stanley Mathabatha ndzi nyika xitiviso hi ku landza xiyenge xa 3(6)(c) xa Nawu wa Vurhangeri bya Ndhavuko na Mavandla wa Limpopo, 2005 (Nawu wa. 6 wa 2005), ku tekela enhlokweni ti tindhawu leti landzelaka tanihi Tindhawu leti rhangeriwaka hi Tihosi hi ku landza xiyenge xa 3(4) xa Nawu lowu boxiweke:

<b>Vito</b>	Ndhawu ya Bakone- Ba- Masete
<b>Nhlayo ya vanhu</b>	2945
<b>Ndhawu ya leyi fumiwaka</b>	Farm Croydon 120 KT
<b>Siku ro simekiwa</b>	10 Nhlangua 2018
<b>Nhlayo ya vakhanselara lava faneleke ku va kona eka huvo ya ndhavuko leyi nga ta tumbuluxiwa</b>	18 (khumenhungu)

<b>Vito</b>	Ndhawu ya Lebelo
<b>Nhlayo ya vanhu</b>	567
<b>Ndhawu leyi fumiwaka</b>	Farm Grasvley 355 KT
<b>Siku ro simekiwa</b>	10 Nhlangua 2018
<b>Nhlayo ya swirho swa huvo leswi faneleke ku va kona eka huvo ya ndhavuko leyi nga ta tumbuluxiwa</b>	18 (khumenhungu)

<b>Vito</b>	Ndhawu ya Marota-Segolo
<b>Nhlayo ya vanhu</b>	4709
<b>Ndhawu leyi fumiwaka</b>	Farm Mooihoek 808 KS
<b>Siku ro simekiwa</b>	26 Ndzhati 2018
<b>Nhlayo ya swirho swa huvo leswi faneleke ku va kona eka huvo ya ndhavuko leyi nga ta tumbuluxiwa</b>	14 (khumemune)

<b>Vito</b>	Ndhawu ya Nngwekhulu
<b>Nhlayo ya vanhu</b>	9468
<b>Ndhawu leyi fumiwaka</b>	Ndhawu ya Nngwekhulu , Masipala wa Miganga wa Makhado
<b>Siku ro simekiwa</b>	11/12/2018
<b>Nhlayo ya swirho swa huvo leswi faneleke ku va kona eka huvo ya ndhavuko leyi nga ta tumbuluxiwa</b>	24 (makumembirhi mune)

<b>Vito</b>	Ndhawu ya Banareng-Ba-Mmutlane
<b>Nhlayo ya vanhu</b>	1676
<b>Ndhawu leyi fumiwaka</b>	Farm Putney 110 KT
<b>Siku ro simekiwa</b>	11/12/2018
<b>Nhlayo ya swirho swa huvo leswi faneleke ku va kona eka huvo ya ndhavuko leyi nga ta tumbuluxiwa</b>	18 (khumenhungu)

SAYINIWEKE EPOLOKWANE HI SIKU RA 2 / 4 / 2019.

CHUPU STANLEY MATHABATHA  
PHIRIMIYA : LIMPOPO



**ISAZISO SAKANDUNAKULU.****UKULAWULWA KWESIFUNDA SELIMPOPO****I-OFISI KANDUNAKULU****ISAZISO NGONDUNAKULU WELIMPOPO****UMTHETHO WEENHLANGANO NOBURHOLI BENDABUKO BELIMPOPO, WEE-2005 (UMTHETHO WESI-6 WEE-2005): UKWAMUKELWA KWEMIPHAKATHI YENDABUKO**

Mina, Chupu Stanley Mathabatha ngithanda ukumemezela ngokuya ngokwesigaba 3(6)( c) somThetho weenHlangano nobuRholi beNdabuko beLimpopo wee-2005 (UmThetho wesi-6 wee-2005), ukwamukela imiphakathi elandelako njengemiPhakathi yeNdabuko ngokuya ngokwesigaba 3(4) somThetho:

<b>Igama</b>	Bakone- Ba- Masete Traditional Community
<b>Inani labantu</b>	2945
<b>INdawo yomKhawulo</b>	Farm Croydon 120 KT
<b>Ilanga lokuvunyelwa</b>	10 Sewula 2018
<b>Inomboro yebandla elilinganiselwa ekujanyisweni komkhandlu wendabuko</b>	18 (tjhumi nobunane)

<b>Igama</b>	Lebelo Traditional Community
<b>Inani labantu</b>	567
<b>INdawo yomKhawulo</b>	Farm Grasvley 355 KT
<b>Ilanga lokuvunyelwa</b>	10 Sewula 2018
<b>Inomboro yebandla elilinganiselwa ekujanyisweni komkhandlu wendabuko</b>	18 (tjhumi nobunane)

<b>Igama</b>	Marota-Segolo Traditional Community
<b>Inani labantu</b>	4709
<b>INdawo yomKhawulo</b>	Farm Mooihoek 808 KS
<b>Ilanga lokuvunyelwa</b>	26 Khukhulamungu 2018
<b>Inomboro yebandla elilinganiselwa ekujanyisweni komkhandlu wendabuko</b>	14 (tjhumu nane)

<b>Igama</b>	Nngwekhulu Traditional Community
<b>Inani labantu</b>	9468
<b>INdawo yomKhawulo</b>	Nngwekhulu village, Makhado Local Municipality
<b>Ilanga lokuvunyelwa</b>	11/12/2018
<b>Inomboro yebandla elilinganiselwa ekujanyisweni komkhandlu wendabuko</b>	24 (amatjhumu amabili nane)

<b>Igama</b>	Banareng-Ba-Mmutlane Traditional Community
<b>Inani labantu</b>	1676
<b>INdawo yomKhawulo</b>	Farm Putney 110 KT
<b>Ilanga lokuvunyelwa</b>	11/12/2018
<b>Inomboro yebandla elilinganiselwa ekujanyisweni komkhandlu wendabuko</b>	18 (tjhumu nobunane)

ITLIKITLELWE EPOLOKWANE NGALELILANGA 2 / 04/ 2019.

CHUPU STANLEY MATHABATHA  
UNDUNAKULU: LIMPOPO

**PROVINCIAL NOTICE 77 OF 2019****NOTICE IN TERMS OF SECTION 95(1)(a) FOR A REZONING APPLICATION IN TERMS OF  
SECTION 61 OF THE POLOKWANE MUNICIPAL PLANNING BY-LAW, 2017  
POLOKWANE LOCAL MUNICIPALITY AMENDMENT SCHEME 166**

We, Kamekho Consulting CC, being the applicant Remainder of Erf 50, Annadale, hereby give notice in terms of section 95(1)(a) of the Polokwane Municipal Planning By-Law, 2017, that we have applied to Polokwane Municipality for the amendment of the Polokwane/Perskebult Town Planning Scheme, 2016, for the rezoning in terms of section 61 of the Polokwane Municipal Planning By-Law, 2017, of the property as described above. The property is situated at 90 Bulawayo Street, Ladanna

The rezoning is from "Residential 1" to "Residential 3" with a relaxation in terms of Clause 32 to increase the density to 74 units per hectare.

The intention of the applicant in this matter is to establish 13 dwelling units subject to standard zoning controls.

Any objection(s) and/or comment(s), including the grounds for such objection(s) and/or comment(s) with full contact details, without which the Municipality cannot correspond with the person or body submitting the objection(s) and/or comment(s), shall be lodged with, or made in writing to: Manager: City Planning and Property Management, P O Box 111, Polokwane, 0700 from 17 May to 14 June 2019. Full particulars and plans (if any) may be inspected during normal office hours at the Municipal offices as set out below, for a period of 28 days from the date of first publication of the notice in the Provincial Gazette / Observer.

Address of Municipal offices: 2<sup>nd</sup> Floor Civic Centre, Landdros Mare Street, Polokwane, 0699

Closing date for any objections and/or comments: 14 June 2019

Address of applicant: P O Box 4169, Polokwane or Suite 2, 10A Biccard Street Polokwane, Tel: 072 190 7516/082 309 5175 Fax: 086 531 3832, email [danielle@kamekho.co.za](mailto:danielle@kamekho.co.za)

Dates on which notice will be published: 17 May and 24 May 2019.

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**PROVINSIALE KENNISGEWING 77 VAN 2019****KENNISGEWING INGEVOLGE ARTIKEL 95(1)(a) VIR 'N HERSONERINGSAAANSOEK  
INGEVOLGE ARTIKEL 61 VAN DIE POLOKWANE MUNISIPALE BEPLANNINGSBYWET 2017  
POLOKWANE WYSIGINGSKEMA 166**

Hiemee gee ons, Kamekho Consulting CC, as agente van die eienaars van Restant vab Erf 50, Annadale, kennis ingevolge Artikel 95(1)(a) van die Polokwane Munisipale Beplanningsbywet 2017, dat ons aansoek gedoen het by die Polokwane Munisipaliteit vir die wysiging van die Polokwane/Perskebult Dorpsbeplanningsskema 2016, vir die hersonering van genoemde eiendom, ingevolge Artikel 61 van die Polokwane Munisipale Beplanningsbywet (2017). Die eiendom is gelee Bulawayostraat 90, Ladanna. Die hersonering is vanaf "Residensieel 1" na "Residensieel 3" insluitende 'n verslapping in terme van Klousule 32 vir verdigting na 74 eenhede / hektaar. Die bedoeling van die aansoeker is om 13 wooneenhede op te rig met standaard soneringsvoorwaardes.

Enige beswaar en/of kommentare, insluitende die gronde van sodanige beswaar en/of kommentare tesame met vol kontakbesonderhede, waarsonder die Munisipaliteit nie kan korrespondeer met die persoon/instansie wat die beswaar/kommentare ingedien het nie, moet op skrif geloods word aan: Direkteur: Ruimtelike Beplanning en Grondgebruikbestuur, 2de vloer, Burgersentrum, Landdros Marestraat, vanaf 17 Mei 2019 tot 14 Junie 2019.

Volle besonderhede en planne (indien enige) kan ondersoek word gedurende normale kantoorure by die munisipale kantore hieronder genoem, vir 'n periode van 28 dae vanaf die datum van eerste publikasie in die Provinsiale Koerant en Observer.

Adres van munisipale kantore: 2<sup>o</sup> Vloer Burgersentrum, Landdros Marestr, Polokwane, 0699

Sluitingstyd vir enige besware en/of kommentaar: 14 Junie 2019.

Adres van aansoeker: Posbus 4169 Polokwane 0700 of Suite 2, Biccardstr 10A Polokwane, Tel: 072 190 7516/082 309 5175, epos: [danielle@kamekho.co.za](mailto:danielle@kamekho.co.za)

Datums waarop kennisgewing gepubliseer word: 17 Mei en 24 Mei 2019

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**PROVINCIAL NOTICE 78 OF 2019****LIMPOPO GAMBLING BOARD****ACT 3 OF 2013****APPLICATION FOR CONSENT TO HOLD INTEREST**

Notice is hereby given that **ZANDILE PEARL MASEKO**,

intends submitting an application for consent to directly hold financial interest in the business to which a licence relates to; on

**17 MAY 2019**

The purpose of the application is to obtain consent to procure financial interest, in terms of Section 42 of the Limpopo Gambling Act, in the business of;

**MASABE EMPOWERMENT INVESTMENTS (PTY) LTD**, which holds an interest in a Bookmaker and Site Operator licensee, being Hollywood Sportsbook Limpopo (Pty) Ltd

The application will be open for public inspection for 30 days at the office of the Limpopo Gambling Board at 08 Hans van Rensburg Street, Polokwane, Limpopo Province, South Africa, from **17 MAY 2019**

The offices of the applicant are situated at **9 SUTTON AVENUE, UMHLANGA MANORS, UMHLANGA, DURBAN, 4320**

Attention is drawn to the provisions of section 26(6) of the Limpopo Gambling Act 3 of 2013 which makes provision for lodging of written representations and objections in respect of this application. A person lodging written representation should indicate whether or not they wish to make oral representations when the application is heard.

Such objections should be lodged with the Chief Executive Officer of the Limpopo Gambling Board, 8 Hans van Rensburg Street, Polokwane, or Private Bag X9520, Polokwane 0700, within 30 days from

**17 MAY 2019.**

**LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS****LOCAL AUTHORITY NOTICE 51 OF 2019****NOTICE**

I, Theo Kotze, as the agent of the owners of the properties mentioned below, hereby give notice that I have applied to the Makhado municipality for the following: A) MAKHADO AMENDMENT SCHEME 316: Rezoning of the Remainder of Erf 335 Louis Trichardt (13 Erasmus Street) from "Residential 1" to "Business 1" with simultaneous application in terms of Clause 22 of the Makhado Land Use Scheme (2009) to increase the permitted density to 65 units per hectare for the purpose of flats. Owner: A.A. & Y. Hussain. B) MAKHADO AMENDMENT SCHEME 334: Rezoning of Erf 3449 Louis Trichardt Extension 4 (61 Fourth Street) from "Residential 1" to "Residential 3" and simultaneous application in terms of Clause 23 of the Makhado Land Use Scheme (2009) to increase the permitted density to 65 units per hectare for the purpose of flats. Owner: Inyameko Trading 1608 CC. C) Application in terms of Clause 22 of the Makhado Land Use Scheme (2009) for the relaxation of the permitted density on Portion 1 of Erf 335 Louis Trichardt (85 President Street) to 65 units per hectare for the purpose of flats. Owner: Ayob Property Trust. D) MAKHADO AMENDMENT SCHEME 335: Rezoning of Erven 2967 & 2968 Louis Trichardt Ext. 9 (situated in Leopard Crescent) from "Residential 1" to "Residential 2" with simultaneous application in terms of Clause 22 of the Makhado Land Use Scheme (2009) for the purpose of overnight accommodation on the premises. Owner: Efficiency Engineering Services CC. Particulars of the applications will lie for inspection during normal office hours at the office of the Director, Municipal Secretariat, 1st floor, Civic centre, Makhado (Louis Trichardt), (83 Krogh street), for a period of 30 days from 10 May 2019. Any objections/representations must be lodged with or made in writing, or verbally if unable to write, to the Municipal Manager, at the above-mentioned address or posted to Private Bag X2596, Louis Trichardt, 0920 on or before the closing date for the submission of objections/representations, quoting the above mentioned application description and/or amendment scheme number, the objector's interest in the matter, the ground(s) of the objection/representation, the objector's erf number and phone numbers and address. CLOSING DATE FOR SUBMISSION OF OBJECTIONS/REPRESENTATIONS: 10 June 2019. AGENT: DEVELOPLAN TOWN PLANNERS, P.O. Box 1883, Polokwane, 0700. Fax: 086 218 3267. Email: [tecoplan@mweb.co.za](mailto:tecoplan@mweb.co.za).

**PLAASLIKE OWERHEID KENNISGEWING 51 VAN 2019****KENNISGEWING**

Ek, Theo Kotze, as die agent van die eienaars van ondergemelde eiendomme, gee hiermee kennis dat ek aansoek gedoen het by die Makhado munisipaliteit vir die volgende: A) MAKHADO WYSIGINGSKEMA 316: Hersenering van die Restant van Erf 335 Louis Trichardt (Erasmusstraat 13) vanaf "Residensieel 1" na "Besigheid 1" en gelyktydige aansoek in terme van Klousule 22 van die Makhado Grondgebruikskema (2009) om die toegelate digtheid op die perseel te verhoog na 65 eenhede per hektaar vir die doel van woonstelle. Eienaar: A.A. & Y. Hussain. B) MAKHADO WYSIGINGSKEMA 334: Hersenering van Erf 3449 Louis Trichardt Uitbreiding 4 (Vierdestraat 61) vanaf "Residensieel 1" na "Residensieel 3" en gelyktydige aansoek in terme van Klousule 23 van die Makhado Grondgebruikskema (2009) om die toegelate digtheid op die perseel te verhoog na 65 eenhede per hektaar vir die doel van woonstelle. Eienaar: Inyameko Trading 1608 BK. C) Aansoek in terme van Klousule 22 van die Makhado Grondgebruikskema (2009) om die toegelate digtheid op Gedeelte 1 van Erf 335 Louis Trichardt (Presidentstraat 85) te verhoog na 65 eenhede per hektaar vir die doel van woonstelle. Eienaar: Ayob Property Trust. D) MAKHADO WYSIGINGSKEMA 335: Hersenering van Erwe 2967 & 2968 Louis Trichardt Uitbr. 9 (geleë te Luiperdsingel) vanaf "Residensieel 1" na "Residensieel 2" en gelyktydige aansoek in terme van Klousule 22 van die Makhado Grondgebruikskema (2009) vir die doel van oornagakkommodasie op die perseel. Eienaar: Efficiency Engineering Services BK. Besonderhede van voormelde aansoeke lê ter insae gedurende gewone kantoorure by die kantoor van die Direkteur, Munisipale sekretariaat, 1 ste vloer, Burgersentrum, Makhado (Louis Trichardt), (83 Kroghstraat), vir 'n tydperk van 30 dae vanaf 10 Mei 2019. Enige beswaar/vertoë moet hetsy skriftelik of mondelings (indien u nie kan skryf nie), by of tot die Munisipale Bestuurder voor die sluitingsdatum vir die indiening van sodanige besware/vertoë by bovermelde adres of by Privaatsak X2596, Louis Trichardt, 0920 ingedien of gerig word, tesame met vermelding van bogenoemde beskrywing van die aansoek en/of wysigingskemanommer, die beswaarmaker se belang in die saak, die grond(e) van die beswaar/vertoë, die beswaarmaker se ernommer en telefoonnummer(s) en adres. SLUITINGSDATUM VIR DIE INDIENING VAN BESWARE/VERTOË: 10 JUNIE 2019. AGENT: DEVELOPLAN TOWN PLANNERS, POSBUS 1883, POLOKWANE, 0700, TEL. 015-2914177 FAKS: 0862183267. tecoplan@mweb.co.za.

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**LOCAL AUTHORITY NOTICE 55 OF 2019****THULAMELA LOCAL MUNICIPALITY**

We, **Mokgope Consulting CC**, being the authorized agent of the registered owner of the Erf 266 Thoyandou, Block Q, hereby given in terms of Clause 28 of the Thulamela Land Use Scheme, 2006 together with Section 74(1) of the Thulamela Spatial Planning and Land Use Management By-Laws, 2015 and read with the Spatial Planning and Land Use Management Act, 16 of 2013, that we have applied to the Thulamela Local Municipality for Special Consent for Guest House on the following property:

✚ Erf 266 Thoyandou, Block Q

Plans and particulars of the application will lie for inspection during normal office hours at the office of Town Planners, 1<sup>st</sup> floor, Thohoyandou Civic Centre, Old Agriven Building for the period of 30 days from the 24 April 2019 being the first day of this publication. Objections and/or comments or representation in respect of the application must be lodged with or made in writing to the municipality at the above address or to Private bag X5066, Thohoyandou, 0950 within 30 days from the date of first publication. Address of agent: 37 Milton Road, Lombardy East | JHB | 2090, Tel: 011 440 1817/082 554 4032 Fax; 086 607 9481, Email: [manako@mokgope.co.za](mailto:manako@mokgope.co.za)

**THULAMELA LOCAL MUNICIPALITY**

Rine vha **Mokgope Consulting CC**, sa vha imeleli vha re mulayoni vha vhaṅe vha mavu a Erf 266 Thoyandou, Block Q, u ya nga Tshipidḁ 8 tsha Khethekanyo 73 ya Thulamela Land Use Management By-Laws 2015, tshi tshi vhalwa na Mulayo wa vhu 16 wa 2013, wa Spatial Planning and Land Use Management, ro ita khumbelo kha Masipala Wapo wa Thulamela u wana Thendelo yo Khetheaho ya Guesthouse kha tshitentsi tshi tevhelaho:

✚ Erf 266 Thoyandou, Block Q

Pulane na zwiṅwe zwidodombedzwa zwa khumbelo zwi ḁo wanala u itela tsedzuluso nga tshifhinga tsha mushumo ofisini ya Town planner, 1st floor, Thohoyandou Civic Centre, Old Agriven Building lwa maḁuvha a 30 u bva dzi 24 Lambamai 2019 line la vha ḁuvha la u thoma la khunguwedzo ino. Khanedzano na/kana maṅwe makumedzwa kana vhuṅwe vhuḁipfi zwi nga ṅwalwa zwa rumelwa ha masipala kha ḁiresi ire afho ṅṅha kana kha Private Bag X5066, Thohoyandou, 0950 hu saathu u fhela maḁuvha a 30 u bva ḁuvha la khunguwedzo. ḁiresi ya Vhaimелеli, 37 Milton Road, Lombardy East | JHB | 2090, Tel: 011 440 1817/082 554 4032 Fax; 086 607 9481, Email: [mokgope@gmail.com](mailto:mokgope@gmail.com)

**LOCAL AUTHORITY NOTICE 56 OF 2019****THABAZIMBI LAND USE SCHEME, 2014****AMENDMENT SCHEME 035**

**NOTICE OF APPLICATION IN TERMS OF SECTIONS 16( 1 ) AND 16(12)(a)(i) OF THE THABAZIMBI LAND USE MANAGEMENT BY-LAW, 2015 READ WITH THE RELEVANT PROVISIONS OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT, 2013 (ACT 16 OF 2013)(SPLUMA) AND REGULATIONS AS PROMULGATED**

The Owner of erf 1358 Thabazimbi Extension 8 hereby gives notice in terms of Section 16(1) and 16 (12)(a)(i) of the Thabazimbi Land Use Management By-Law, 2015 read with the relevant provision of the Spatial Planning and Land Use Management Act, 2013( Act 16 of 2013) (Spluma) and Regulations as promulgated, that he has applied to the Thabazimbi Municipality for the Amendment of the Thabazimbi Land Use Scheme, 2014 by the rezoning of erf 1358 Thabazimbi Extension 8 from "Residential 1" with a density of "1 dwelling per erf" to "Residential 1" with a density of " 1 dwelling per 500m<sup>2</sup> " and thereafter the consequential subdivision of the erf into two portions.

Particulars of the application will lie for inspection during normal office hours at the office of the Director: Planning and Economic Development, Thabazimbi Municipality, 7 Rietbok Street, Thabazimbi for a period of 30 days from 17 May 2019.

Objections to or representation in respect of the application must be lodged with or made in writing to the Director: Planning and Economic Development, Thabazimbi Municipality, at the below mentioned address or at Private bag x 530, Thabazimbi, 0380 within a period of 30 Days from 17 May 2019

Contact details of the Owner:

M.J Morepye, 419 ,Vaalwater ,0510, Tel: 076 725 3889

**PLAASLIKE OWERHEID KENNISGEWING 56 VAN 2019****THABAZIMBI GRONDGEBRUIKSKEMA, 2014  
WYSIGINGSKEMA 035****KENNISGEWING VAN AANSOEK INGEVOLGE ARTIKELS 16(1) EN 16 (12)(a)(i) VAN DIE THABAZIMBI GRONDGEBRUIKBESTUUR VERORDENING, 2015 SAAMGELEES MET DIE BETROKKE BEPALINGS VAN DIE WET OP RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUUR, 2013 (WET 16 VAN 2013) (SPLUMA) EN REGULASIES SOOS GEPROKLAMEER.**

Die Eienaar van Erf 1358 Thabazimbi Uitbreiding 8 gee hiermee ingevolge Artikels 16(1) en 16 (12)(a)(i) van die Thabazimbi Grondgebruikbestuur Verordening, 2015 saamgelees met die betrokke bepalings van die Wet op Ruimtelike Beplanning en Grondgebruikbestuur, 2013 (Wet 16 van 2013) (Spluma) en regulasies soos geproklameer, kennis dat hy aansoek gedoen het by die Thabazimbi Munisipaliteit vir die wysiging van die Thabazimbi Grondgebruikskema, 2014, deur die hersonderig van erf 1358 Thabazimbi Uitbreiding 8 van "Residensial 1" met n digtheid van "1 woonhuis per erf" na "Residensial 1" met n digtheid van " 1 woonhuis per 500 m<sup>2</sup>" en daarna die gevolglike onderverdeling van die erf in twee dele.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Direkteur: Beplanning en Ekonomiese Ontwikkeling, Thabazimbi Munisipaliteit, Rietbokstraat 7, Thabazimbi vir 'n tydperk van 30 dae vanaf 17 Mei 2019.

Besware teen of verhoë ten opsigte van die aansoek, moet binne n tydperk van 30 dae vanaf 17 Mei 2019 skriftelik by of tot die Direkteur: Beplanning en Ekonomiese Ontwikkeling, Thabazimbi Munisipaliteit, by onderstaande adres of by Privaatsak x530, Thabazimbi, 0380 ingedien of gerig word.

Kontak besonderhede van die Eienaar: M.J Morepye, Posbus 419 , Vaalwater . 0510: Tel 076 725 3889

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