



THE PROVINCE OF MPUMALANGA
DIE PROVINSIE MPUMALANGA

Provincial Gazette
Provinsiale Koerant

(Registered as a newspaper) • (As 'n nuusblad geregistreer)

Vol. 17

NELSPRUIT, 5 NOVEMBER 2010

No. 1874

IMPORTANT NOTICE

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IMPORTANT NOTICE

The
Mpumalanga Province Provincial Gazette Function
will be transferred to the
Government Printer in Pretoria
as from 1 April 2005

NEW PARTICULARS ARE AS FOLLOWS:

Physical address:

Government Printing Works
149 Bosman Street
Pretoria

Postal address:

Private Bag X85
Pretoria
0001

New contact persons: Louise Fourie Tel.: (012) 334-4686
Mrs H. Wolmarans Tel.: (012) 334-4591

Fax number: (012) 323-8805

E-mail address: hester.wolmarans@gpw.gov.za
louise.fourie@gpw.gov.za

Contact person for subscribers:

Mrs J. Wehmeyer Tel.: (012) 334-4753
Fax.: (012) 323-9574

This phase-in period is to commence from **18 March 2005** (suggest date of advert) and notice comes into operation as from **1 April 2005**.

Subscribers and all other stakeholders are advised to send their advertisements directly to the **Government Printing Works**, two weeks before the 1st April 2005.

*In future, adverts have to be paid in advance
before being published in the Gazette.*

Advertising Manager

IT IS THE CLIENTS RESPONSIBILITY TO ENSURE THAT THE CORRECT AMOUNT IS PAID AT THE CASHIER OR DEPOSITED INTO THE GOVERNMENT PRINTING WORKS BANK ACCOUNT AND ALSO THAT THE REQUISITION/COVERING LETTER TOGETHER WITH THE ADVERTISEMENTS AND THE PROOF OF DEPOSIT REACHES THE GOVERNMENT PRINTING WORKS IN TIME FOR INSERTION IN THE PROVINCIAL GAZETTE.

No ADVERTISEMENTS WILL BE PLACED WITHOUT PRIOR PROOF OF PRE-PAYMENT.

1/4 page **R 215.43**
Letter Type: Arial Size: 10
Line Spacing: At:
Exactly 11pt

**A PRICE
INCREASE OF
14.97% WILL BE
EFFECTIVE ON
ALL TARIFFS
FROM
1 JUNE 2010**

1/4 page **R 430.87**
Letter Type: Arial Size: 10
Line Spacing: At:
Exactly 11pt

1/4 page **R 646.31**
Letter Type: Arial Size: 10
Line Spacing: At:
Exactly 11pt

1/4 page **R 861.74**
Letter Type: Arial Size: 10
Line Spacing: At:
Exactly 11pt



REPUBLIC
OF
SOUTH AFRICA

LIST OF FIXED TARIFF RATES AND CONDITIONS

FOR PUBLICATION OF LEGAL NOTICES
IN THE *MPUMALANGA PROVINCE*
PROVINCIAL GAZETTE

COMMENCEMENT: 1 JUNE 2010

CONDITIONS FOR PUBLICATION OF NOTICES

CLOSING TIMES FOR THE ACCEPTANCE OF NOTICES

1. (1) The *Mpumalanga Province Provincial Gazette* is published every week on Friday, and the closing time for the acceptance of notices which have to appear in the *Mpumalanga Province Provincial Gazette* on any particular Friday, is **15:00 two weeks prior to the publication date**. Should any Friday coincide with a public holiday, the publication date remains unchanged. However, the closing date for acceptance of advertisements moves backwards accordingly, in order to allow for ten working days prior to the publication date.
(2) The date for the publication of a **separate Mpumalanga Province Provincial Gazette** is negotiable.
2. (1) Copy of notices received **after closing time** will be held over for publication in the next *Mpumalanga Province Provincial Gazette*.
(2) Amendment or changes in copy of notices cannot be undertaken unless instructions are received **before 10:00 on Thursdays**.
(3) Copy of notices for publication or amendments of original copy can not be accepted over the telephone and must be brought about by letter, by fax or by hand. The Government Printer will not be liable for any amendments done erroneously.
(4) In the case of cancellations a refund of the cost of a notice will be considered only if the instruction to cancel has been received on or before the stipulated closing time as indicated in paragraph 2 (2).

APPROVAL OF NOTICES

3. In the event where a cheque, submitted by an advertiser to the Government Printer as payment, is dishonoured, then the Government Printer reserves the right to refuse such client further access to the *Mpumalanga Province Provincial Gazette* until any outstanding debts to the Government Printer is settled in full.

THE GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY

4. The Government Printer will assume no liability in respect of—
 - (1) any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
 - (2) erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;

- (3) any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

LIABILITY OF ADVERTISER

5. Advertisers will be held liable for any compensation and costs arising from any action which may be instituted against the Government Printer in consequence of the publication of any notice.

COPY

6. Copy of notices must be typed on one side of the paper only and may not constitute part of any covering letter or document.
7. At the top of any copy, and set well apart from the notice, the following must be stated:

Where applicable

- (1) The heading under which the notice is to appear.
- (2) The cost of publication applicable to the notice, in accordance with the "Word Count Table".

PAYMENT OF COST

9. **With effect from 1 April 2005 no notice will be accepted for publication unless the cost of the insertion(s) is prepaid in CASH or by CHEQUE or POSTAL ORDERS. It can be arranged that money can be paid into the banking account of the Government Printer, in which case the deposit slip accompanies the advertisement before publication thereof.**
10. (1) The cost of a notice must be calculated by the advertiser in accordance with the word count table.
(2) Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the **Advertising Section, Government Printing Works, Private Bag X85, Pretoria, 0001 [Fax: (012) 323-8805], before publication.**
11. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and the notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or by cheque or postal orders, or into the banking account.

12. *In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the Government Printing Works.*
13. The Government Printer reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the Word Count Table, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

PROOF OF PUBLICATION

14. **Copies of the *Mpumalanga Province Provincial Gazette* which may be required as proof of publication, may be ordered from the Government Printer at the ruling price.** The Government Printer will assume no liability for any failure to post such *Mpumalanga Province Provincial Gazette(s)* or for any delay in despatching it/them.

GOVERNMENT PRINTERS BANK ACCOUNT PARTICULARS

Bank:	ABSA
	BOSMAN STREET
Account No.:	4057114016
Branch code:	632005
Reference No.:	00000047
Fax No.:	(012) 323 8805

Enquiries:

Mrs. L. Fourie	Tel.: (012) 334-4686
Mrs. H. Wolmarans	Tel.: (012) 334-4591

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

NOTICE 279 OF 2010**KOMATIPOORT AMENDMENT SCHEME 124 ANNEXURE 5**

NOTICE OF APPLICATION FOR AMENDMENT OF TOWN PLANNING SCHEME IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE No. 15 OF 1986)

I, Johannes Christiaan Engelbrecht, being the authorized agent of the owner of Portions 1, 2, 3 and 4 and Stand 646, Komatipoort, Extension 1, hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986, that I have applied to the Nkomazi Municipality for the amendment of the town planning scheme known as Komatipoort Town-planning Scheme 1992, by rezoning of the property described above, situated in Bosbok Street, Komatipoort, from "Residential 1" to Special for hospitality, restaurant, commercial and residential use.

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, Nkomazi Municipality, Rotunda Circle, Malelane for a period of 28 days from 29 November 2010.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager, Nkomazi Municipality, Malelane or at Private Bag X101, Malelane, 1320, within a period of 28 days from 29 October 2010.

Esselens Engelbrechts Inc., P.O. Box 652, Komatipoort, 1340. Tel: (013) 793-7783. Fax: (013) 793-7504. Ref: Jan/Leana/SK13/10.

KENNISGEWING 279 VAN 2010**KOMATIPOORT WYSIGINGSKEMA 124 BYLAAG 5**

KENNISGEWING VAN AANSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986)

Ek, Johannes Christiaan Engelbrecht, synde die gevolmagtigde agent van die eienaar van Gedeeltes 1, 2, 3 en 4 van Erf 646, Komatipoort, Uitbreiding 1, gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986, kennis dat ek by die Nkomazi Munisipaliteit, aansoek gedoen het om die wysiging van die dorpsbeplanning-skema bekend as die Komatipoort-dorpsbeplanning-skema 1992, deur die hersonering van die eiendom hierbo beskryf, geleë te Bosbokstraat, Komatipoort van "Residensieel 1" na "Spesiaal vir Gastehuse, Restaurant, residensieel en verwante aktiwiteite".

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Nkomazi Munisipaliteit, Rotunda Sirkel, Malelane, vir 'n tydperk van 28 dae vanaf 29 Oktober 2010.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n periode van 28 dae vanaf 29 Oktober 2010, skriftelik by bovermelde adres of by Privaatsak X 101, Malelane, 1320, ingedien of gerig word.

Adres van agent: Esselens Engelbrechts Ing., Posbus 652, Komatipoort, 1340. Tel: (013) 793-7783. Faks: (013) 793-7504. Verw: Jan/Leana/sk13.10.

29-05

NOTICE 280 OF 2010**NELSPRUIT AMENDMENT SCHEME 1695**

NOTICE OF APPLICATION FOR THE AMENDMENT OF TOWN-PLANNING SCHEME IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)

We, Pat Ngobeni Land Surveyors, hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that we have applied to the Mbombela Local Municipality for the amendment of the town-planning scheme, known as the Nelspruit Town-planning Scheme, 1989, by the rezoning of Portion 2 of Erf 1951, Kamagugu Township, from "Public Open Space" to "Residential 1" with a density of one dwelling unit per 300 m².

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, Mbombela Local Municipality, Nel Street, Nelspruit, for a period of 28 days from 22 October 2010.

Objections to, or representations in respect of the application must be lodged with or made in writing to the Municipal Manager at the above address or at Mbombela Local Municipality, P.O. Box 45, Nelspruit, 1200, within a period of 28 days from 22 October 2010.

Address of agent: Pat Ngobeni Land Surveyors, Suite 205, Medcen Building, 14 Corner Bell & Henshall Street, Nelspruit, 1200. Tel: (013) 755-4574. Fax: (013) 755-4561.

KENNISGEWING 280 VAN 2010**NELSPRUIT-WYSIGINGSKEMA 1695****KENNISGEWING VAN AANSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986)**

Ons, Pat Ngobeni Land Surveyors, gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), kennis dat ons by die Mbombela Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die dorpsbeplanningskema, bekend as Nelspruit-dorpsbeplanningskema, 1989, deur die hersonering van Gedeelte 2 van Erf 1951, Kamagugu Township, vanaf "Publieke Oopruimte" na "Residensieel 1" met 'n digtheid van 1 woonhuis per 300 m².

Besonderhede van bogenoemde aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipaliteit, Burgersentrum, Nelspruit, vir 'n tydperk van 28 dae vanaf 22 Oktober 2010.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 22 Oktober 2010, skriftelik by of tot die Munisipale Bestuurder by bovermelde adres of Mbombela Plaaslike Munisipaliteit, Posbus 45, Nelspruit, 1200, ingedien of gerig word.

Adres van applikant: Pat Ngobeni Land Surveyors, Suite 205, Medcen Building, 14 Corner Bell & Henshall Street, Nelspruit, 1200. Tel: (013) 755-4574. Faks: (013) 755-4561.

29-05

NOTICE 284 OF 2010**NOTICE OF APPLICATION FOR AMENDMENT OF THE EMALAHLENI LAND USE MANAGEMENT SCHEME 2010, IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986****EMALAHLENI AMENDMENT SCHEME 1510**

I, Karl Wilhelm Rost of Townscape Planning Solutions being the authorised agent of the owner of Portion 280 (a portion of Portion 76) of the farm Kromdraai 292, J.S., Province Mpumalanga, hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986, that I have applied to the Emalahleni Local Municipality for the amendment of the town-planning scheme known as the Emalahleni Land Use Management Scheme 2010 by the rezoning of the erf described above, situated at R555 from "Agricultural" to "Industrial 1".

Particulars of the application will lie for inspection during normal office hours at the office of the Chief Town Planner, Third Floor, Civic Centre, Mandela Avenue, Emalahleni, for a period of 28 days from 5 November 2010.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager at the above address or at P.O. Box 3, Emalahleni, 1035, within a period of 28 days from 5 November 2010.

Address of applicant: Townscape Planning Solutions, P.O. Box 375, River Crescent, 1042. Tel: (013) 656-0554. Fax: (013) 656-3321. Our ref: P10193 Prov Gazette.

KENNISGEWING 284 VAN 2010**KENNISGEWING VAN AANSOEK OM WYSIGING VAN DIE EMALAHLENI GRONDGEBRUIKBESTUURSKEMA, 2010 INGEVOLGE ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986****EMALAHLENI WYSIGINGSKEMA 1510**

Ek, Karl Wilhelm Rost van Townscape Planning Solutions synde die gemagtigde agent van die eienaar van Gedeelte 280 (gedeelte van Gedeelte 76) van die plaas Kromdraai 292, J.S., provinsie Mpumalanga, gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986, kennis dat ek by die Emalahleni Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die dorpsbeplanningskema, bekend as die Emalahleni Grondgebruikbestuurskema, 2010 deur die hersonering van die eiendom hierbo beskryf, geleë te R555 van "Landbou" na "Industrieel 1".

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die Hoof Stadsbeplanner, Derde Vloer, Burgersentrum, Mandelarylaan, Emalahleni, vir 'n tydperk van 28 dae vanaf 5 November 2010.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 5 November 2010 skriftelik tot die Munisipale Bestuurder by bovermelde adres of by Posbus 3, Emalahleni, 1035, ingedien of gerig word.

Adres van applikant: Townscape Planning Solutions, Posbus 375, River Crescent, 1042. Tel: (013) 656-0554. Faks: (013) 656-3321. Ons verwysing: P10193 Prov Gazette.

5-12

NOTICE 285 OF 2010**LYDENBURG AMENDMENT SCHEME 294/95**

I, Petrus Jacobus Buys, being the authorised agent of the owner of Erf 209, Lydenburg, hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that I have applied to the Thaba Chweu Municipality for the amendment of the Lydenburg Town-planning Scheme, 1995, by the rezoning of the Erf 209, Lydenburg, from "Residential 1" to "Business 1".

Particulars of the application will lie for inspection during normal office hours at the office of the Town Planner, Room 33, Department Technical & Engineering Services, Civic Centre, Thaba Chweu Municipality, 1 Central Street, Lydenburg, for a period of 28 days from 5 November 2010.

Objections to or representations in respect of the application must be lodged with or made in writing to the Town Planner at the above address or at P.O. Box 61, Lydenburg, 1120, within a period of 28 days from 5 November 2010.

Address of agent: Pieterse, Du Toit and Associates CC, P.O. Box 11306, Bendor Park, Polokwane, 0699. Tel: (015) 297-4970/1. Fax: (015) 297-4584.

KENNISGEWING 285 VAN 2010**LYDENBURG WYSIGINGSKEMA 294/95**

Ek, Petrus Jacobus Buys, synde die gemagtigde agent van die eienaar van Erf 209, Lydenburg, gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpbeplanning en Dorpe, 1986 (Ordonnansie No. 15 van 1986), kennis dat ek by die Thaba Chweu Munisipaliteit aansoek gedoen het om die wysiging van die Lydenburg Dorpsbeplanningskema, 1995, deur die hersonering van Erf 209, Lydenburg, vanaf "Residensieel 1" na "Besigheid 1".

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Stadsbeplanner, Kamer 33, Departement Tegnie- & Ingenieursdienste, Munisipale Gebou, Thaba Chweu Munisipaliteit, Sentraalstraat 1, Lydenburg, vir 'n tydperk van 28 dae vanaf 5 November 2010.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 5 November 2010 skriftelik by of tot die Stadsbeplanner by bovermelde adres of by Posbus 61, Lydenburg, 1120, ingedien of gerig word.

Adres van agent: Pieterse, Du Toit en Assosiate BK, Posbus 11306, Bendor Park, Polokwane, 0699. Tel: (015) 297-4970/1. Faks: (015) 297-4584.

NOTICE 286 OF 2010**PROCLAMATION**

In terms of Section 49(1) of the Deeds Registry Act, 1937 (Act No 47 of 1937), read with Section 88(1) of the Town-Planning and Townships Ordinance, 1986 (Ordinance No 15 of 1986), I hereby extend the boundaries of White River Town to include Portion 481 (Portion of Portion 39) of the farm White River 64, Registration Division J.U., Province of Mpumalanga (to be known as Erf 2497, White River Township, Registration Division J.U., Province of Mpumalanga), subject to the conditions set out in the Schedule hereto.

Given under my hand at Nelspruit on this _____ day of _____ 2010.

Mr MT Malinga, MEC for Agriculture, Rural Development and Land Administration.

(HLA 15/3/1/3/54(1))

SCHEDULE**EXTENSION OF BOUNDARIES**

STATEMENT OF CONDITIONS UNDER WHICH THE APPLICATION MADE BY WERNA FAMILY TRUST (HEREAFTER REFERRED TO AS THE APPLICANT/OWNER) UNDER THE PROVISIONS OF SECTION 88(1) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986), FOR PERMISSION TO EXTEND THE BOUNDARIES OF WHITE RIVER TOWNSHIP SO AS TO INCLUDE **PORTION 481 (PORTION OF PORTION 39) OF THE FARM WHITE RIVER 64, REGISTRATION DIVISION J.U., PROVINCE OF MPUMALANGA** (TO BE KNOWN AS ERF 2497, WHITE RIVER TOWNSHIP, HAS BEEN GRANTED.

1. CONDITIONS OF EXTENSION OF BOUNDARIES**1.1 DISPOSAL OF EXISTING CONDITIONS OF TITLE**

(a) The property shall be made subject to the following existing title conditions namely:

That all rights to minerals, mineral products, mineral oils, precious base metals and precious stones on or under the land held hereunder shall be and are reserved to the State: Provided that notwithstanding the foregoing provision the owners of the land held hereunder or their successors in title shall be entitled to quarry and get lime and building stone and dig clay and burn lime and make bricks on the land held hereunder solely for building purposes thereon.

(b) The following title conditions do not affect the property and are not to be carried forward in the title conditions thereof namely:

A. "Portion 4 of the farm WHITE RIVER 64, (a portion whereof is hereby transferred) is entitled to a servitude of storage of water and abutment against the farm CLAREMONT 263, district Barberton, as will more fully appear from Crown Grant No. 135/1920 in favour of Johannes Jacobus Steenkamp."

B. Die oorspronklike Resterende Gedeelte van die gesegde plaas WHITE RIVER 64 (waarvan die eiendom hiermee getranspoteer 'n gedeelte uitmaak) is spesiaal onderhewig aan die volgende voorwaardes:-

1. "That the Government shall at all times have the right in such manner and under such conditions as it may think fit to take water from the WHITE RIVER on which the land hereby held abuts, and to construct and forms dams and reservoirs thereon, and to erect make and construct telegraph and telephone lines, roads, railways, water-furrows, pipelines, canals and drains upon and conduct the same through and over the land held hereunder in the interests of the public or of the owner, lessee or occupier of any land adjoining or in the neighbourhood of the land held hereunder and to take materials there from for the foregoing purposes on

payment to the owners of the land or their successors in title of such sums of money as compensation for damage or damages actually sustained as may be mutually agreed to between the Government and the said owners, or failing such agreement, as may be determined by arbitration in manner provided by the Arbitration Ordinance, 1904, (Transvaal), for which purpose certain Lease registered in the Office of the Registrar of Deeds, Pretoria, under No. 380/1916, sett, on the 7th day of December, 1916, together with its Amending Agreement (with diagram attached) dated the 11th day of February, 1922, registered in the Office of the Registrar of Deeds, Pretoria, under No. 540/1922 and the 22nd day of September, 1922, shall be deemed to be a reference to arbitration thereunder:

Provided that the Arbitrators may set off against the loss or damage caused to the said owners the benefit, instant or prospective, which they shall or may derive in consequence of the construction of any of the said works.

2. That the Government shall at all times have the right of resuming the whole or any portion of the land held hereunder, if required, for public or mining purposes, on payment to the owners of the land held hereunder or their successors in title of such sums of money as compensation as may be mutually agree upon by the Government and the said owners, or, failing, such agreement, as may be determined by Arbitration in manner hereinbefore provided.
4. That the owners of the land held hereunder or their successors in title shall have no grazing or other rights whatsoever on or over the area known as the "WHITE RIVER COMMONAGE" and that since the White River Estates, Limited, have acquired the White River Settlement Holding No. 1 and a part or share in the White River Settlement Holding No. 61 respectively under Deeds of Transfer No. 321/20 registered on the 16th January, 1920, and No. 7991/1918 registered on the 21st August, 1918, in terms of Clause 17 the Lease No. 380/1916 Settlement referred to in Condition (1) hereinabove, all rights of grazing attaching to the said Holdings on the said "WHITE RIVER COMMONAGE" have, as far as the Whiter River Estates Limited, or its successors in title are concerned, lapsed and become of no further effect.
5. That the land held hereunder is entitled, together with the registered owners of portion 2 of Portion "C" of the said farm WHITE RIVER, to the perpetual reservation and servitude of storage of water and abutment in respect of the intake which feeds the existing canal out of the White River and a servitude of aqueduct in regard to the said canal in so far as Lot No White River Settlement is concerned, and to a servitude of aqueduct in so far as Lot No. 61, White River Settlement, is concerned as more fully set out in Deeds of Transfer No's. 321/1920, and 7991/1918 respectively, subject to certain reservations provided for in the said Lease No. 380/1916 Sett referred to in Conditions (1) and (4) hereinabove in favour of the said No's. 1 and 61.
6. That no definite quantity of water for the use of the land held hereunder is guaranteed by the Government and no responsibility is or will be accepted by the Government for any loss or damage that may be sustained by the owners of the land held hereunder or successors in title by reason of any diminution in the volume of water available or obtainable from the said canal for the use of the land held hereunder.

7. That the Minister of Lands or any person authorized by him shall have the right to construct a weir to gauge the flow from the said canal to the said Lot No. 61 White River Settlement, which rights shall of course carry the incidental rights of inspection and maintenance; and which rights have been ceded to the White River Irrigation Company Limited, as owners of Holding 81, White River Estates (Central Section) and the Remaining Extent of Portion 2 of Portion "C" of White River No. 64, Nelspruit, measuring 37,5404 Hectares, as will more fully appear from Notarial Deed No. 360/1932-S.
 8. That the owners of the land held hereunder or their successors in title shall be bound to indemnify the Government by the owners or their successors in title of the said Lots No's. 1 and 61 White River Settlement, in respect of any loss or damage sustained by them due to any neglect, default or action on the part of the said owners or on that of their successors in title.
 9. That in so far as the said Canal crosses erven in the township of White River, the Government undertakes not to dispose of the said erven crossed by the canal or situate within 9,45 metres of the said canal until a servitude safeguarding the rights to passage of water over the said erven has been duly registered in favour of the owners of the land held hereunder.
 10. That until other arrangements are made by the Government, the Minister of Lands, or his authorized representative or representatives, shall have the right to take for public purposes such water from the canal situate on the land held hereunder as may be required. Public purposes shall be deemed to include, inter alia, the taking of water for the domestic use of the Police and their animals, of the District Surgeon and his animals, and of School Teachers and pupils of any transport animals used by them.
 11. That the land transferred hereunder shall be subject to certain servitude in respect of storage water and aqueduct as more fully set out in the Agreement of Servitude registered on the 6th day of September, 1920, in the Office of the Registrar of Deeds, Pretoria, under No. 771/1920-S.
- C. Die oorspronklike resterende gedeelte van die gesegde plaas, groot as sulks 3575,0675 Hektaar ('n gedeelte waarvan hiermee getranspoteer word) is:
- "Subject to such existing rights as the said owners of portion 2 of Portion "C" of the said farm WHITE RIVER may have to the use of the present Canal System.
- D. AND subject further to Notarial Deed No. 638/1934-S, whereby a right of aqueduct was granted to the WHITE RIVER HEALTH COMMITTEE across the property conveyed for the purpose and subject to the conditions mentioned in the said Notarial Deed".

.2. CONDITIONS OF TITLE

- 1.2.1. The erf is subject to a servitude 2m wide in favour of the Mbombela Local Municipality, for sewerage and other municipal purposes along any two boundaries other than a street boundary and in the case of a panhandle erf, an additional servitude for municipal purposes 2m wide across the access portion of the erf, if and when required by the Local Municipality : Provided that the Local Municipality may dispense with any such servitude.

- 1.2.2. No building or other structure shall be erected within the aforesaid servitude area and no large rooted trees shall be planted within the area of such servitude or within 2m thereof.
- 1.2.3. The Mbombela Local Municipality shall be entitled to deposit temporarily on the land adjoining the aforesaid servitude area such material as may be excavated by it during the course of construction, maintenance or removal of such sewerage mains and other works as it, to its discretion may deem necessary and shall further be entitled to reasonable access to the said land for the aforesaid purpose subject to any damage done during the process of the construction, maintenance or removal of such sewerage mains and other works being made good by the Local Municipality.
- 1.2.4. The stand is situated in an area that has soil conditions that could detrimentally effect buildings and structures and be the cause of damage. Building plans which are submitted to the Local Municipality for approval must: contain remedial actions which are in accordance with the recommendations contained in the geotechnical report that was compiled for the township so as to eliminate possible damage to buildings and structure as a result of the unfavourable soil conditions, unless proof can be submitted to the Local Municipality that such remedial actions are unnecessary or the same result could be achieved in a more effective manner.
- 1.2.5. Subject to a servitude of overhead power line, 7 metres wide, the centre line of which is indicated by the line GH on diagram S.G. No. 11691/2003.

2. CONDITIONS WHICH ARE TO BE INCORPORATED INTO THE TOWN PLANNING SCHEME, NOTWITHSTANDING THE EXISTING REQUIREMENTS OF THE EXISTING TOWN PLANNING SCHEME IN OPERATION, IN TERMS OF SECTION 125 OF ORDINANCE 15 OF 1986.

2.1. GENERAL CONDITIONS

- 2.1.1. Except with the written consent of the Local Municipality, and subject to such requirements as they may impose, neither the owner nor anyone else shall:-
 - 2.1.1.1. except to prepare the erf for building purposes, excavate any material there from;
 - 2.1.1.2. sink any pits or boreholes thereon or use any subterranean water there from; or
 - 2.1.1.3. for any purpose whatsoever, manufacture or permit to be manufactured on the erf tiles or earthenware pipes or other articles of similar nature.
 - 2.1.1.4. where, in the opinion of the Local Municipality, it is impracticable for storm water to be drained from higher lying erven direct to a public street, the owner of the lower lying erf shall be obliged to accept and permit the passage over the erf of such storm water: Provided that the owners of any higher lying erven, the storm water from which is discharged over any lower lying erf, shall be liable to pay a proportionate share of the cost of any pipeline or drain which the owner of such lower lying erf may find necessary to lay or construct for the purpose of conducting the water so discharged over the erf.
- 2.1.2. The siting of buildings, including outbuildings, on the erf and entrances to and exits from the erf to a public street system shall be to the satisfaction of the Local Municipality.
- 2.1.3. The main building, which shall be a completed building and not one which has been partly erected and is to be completed at a later date, shall be erected simultaneously with, or before, the outbuildings.
- 2.1.4. No material or goods of any nature whatsoever shall be dumped or placed within the

building restriction area along any street, and such area shall be used for no other purpose than the laying out of lawns, gardens, parking or access roads; Provided that if it is necessary for a screen wall to be erected on such a boundary, this condition may be relaxed by the Local Municipality and subject to such conditions as may be determined by it.

- 2.1.5. A screen wall or walls shall be erected and maintained to the satisfaction of the Local Municipality as and when required by it.
- 2.1.6. If the property is fenced, such fence, and the maintenance thereof shall be to the satisfaction of the Local Municipality.
- 2.1.7. The registered owner is responsible for the maintenance of the whole development on the property. If the Local Municipality is of the opinion that the property, or any portion of the development, is not being satisfactorily maintained the Local Municipality shall be entitled to undertake such maintenance at the cost of the registered owner.
- 2.1.8. The erf is situated in an area that has pedagogical characteristics that can negatively influence buildings and structures and can cause damage. Building plans submitted to the Local Municipality for approval must contain preventative measures in accordance with the recommendations as contained in the engineer's geological report which was compiled for the Township, to restrict possible damage to buildings and structures as a result of unfavourable foundation conditions unless proof can be submitted to the council that such measures are unnecessary or that the same objective can be achieved in more efficient manner.

2.2. PARKING

The erf and the buildings erected thereon, or which are to be erected thereon shall only be used for a **parking garage** and with the special consent of the local authority for a **rest room and public conveniences** subject to the following development conditions:

- 2.2.1. The height of buildings on the stand shall not exceed 3 storeys.
- 2.2.2. The coverage of buildings on the stand shall not exceed 70%.
- 2.2.3. The floor area ratio of buildings on the stand shall not exceed 2.1.
- 2.2.4. A site development plan, drawn to a scale of 1:500, or such other scale as may be approved by the Local Municipality shall be submitted to the Local Municipality for approval prior to submission of any building plans. No development shall take place on the erf before such site development plan has been approved by the Local Municipality and the whole development on the erf shall be in accordance with the approved site development plan : Provided that the plan may from time to time be amended with the written consent of the Local Municipality.

A copy of this notice will be provided in Afrikaans or Siswati to anyone requesting such in writing within 30 days of this notice.

NOTICE 287 OF 2010**WHITE RIVER TOWN-PLANNING SCHEME3, 1985
AMENDMENT SCHEME 223
NOTICE OF APPROVAL**

It is hereby notified in terms of Section 125(1) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986) that the M.E.C. for Agriculture and Land Administration has approved an amendment scheme, being an amendment of the White River Town-planning Scheme, 1985, to incorporate Erf 2497, White River (formerly known as Portion 481 (Portion of Portion 34) of the farm White River 64-JU) into the township White River.

Map 3 and the scheme clauses of the amendment scheme are filed with the Municipal Manager of the Mbombela Local Municipality and the Department of Agriculture and Land Administration, Nelspruit.

The amendment scheme is known as White River Amendment Scheme 223, and shall come into operation on date of publication of this notice.

A copy of this notice will be provided in Afrikaans or Siswati to anyone requesting such in writing within 30 days of this notice.

**LOCAL AUTHORITY NOTICE
PLAASLIKE BESTUURSKENNISGEWING**

**LOCAL AUTHORITY NOTICE 161
NELSPRUIT AMENDMENT SCHEME 1685**

It is hereby notified in terms of section 57 (1) of the Town-planning and Townships Ordinance, 1986, that the Mbombela Local Municipality approved the amendment of the Nelspruit Town Planning Scheme, 1989, by the rezoning of:

Erf 211, Nelspruit Extension, from "Business 4" to "Business 4" with annexure conditions.

Copies of the amendment scheme are filed with the Director, Department of Agriculture, Rural Development and Land Administration, Nelspruit, and the office of the Municipal Manager, Civic Centre, Nel Street, Nelspruit, and are open for inspection at all reasonable times.

This amendment scheme is known as the Nelspruit Amendment Scheme 1685 and shall come into operation on date of publication hereof.

A copy of this notice will be provided in Afrikaans or Siswati to anyone requesting such in writing within 30 days of this notice.

N.T. MTHEMBU, Acting Municipal Manager

Mbombela Local Municipality, PO Box 45, Nelspruit, 1200

LOCAL AUTHORITY NOTICE 162**GREATER TUBATSE MUNICIPALITY****TUBATSE AMENDMENT 106/2010**

It is hereby, notified in terms of the provision of section 57(1) of the Town Planning and Townships Ordinance, 1986 (Ordinance No 15 of 1986) that the Greater Tubatse Municipality has approved the amendment of the Tubatse Interim Land Use Scheme, 2006, by rezoning of Erf 163, Burgersfort Extension 5, from "Residential 1" to "Business 1"

Map 3 and the scheme clauses of this amendment scheme will be open for inspection during normal office hours at the office of the Chief Town Planner: C/c Kort and Eddie Sedibe Street, Burgersfort and the Municipal Manager of Greater Tubatse Municipality and the Department of Local Government, Housing and Land Administration, Polokwane, Limpopo.

This amendment is known as Tubatse Amendment Scheme 106/2010 and shall come into operation on the date of publication of this notice.

J. MOLEPO, Town Planner

Greater Tubatse Municipality, PO Box 206, Burgersfort, 1150.

PLAASLIKE BESTUURSKENNISGEWING 162**GROTER TUBATSE MUNISIPALITEIT
TUBATSE WYSIGING 106/2010**

Dit is hiermee in kennis gestel in terme van die bepaling van artikel 57 (1) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986) bekendgemaak dat die Groter Tubatse Munisipaliteit die wysiging van die Tubatse Interim Land Use Scheme, 2006, goedgekeur, deur die hersonering van Erf 163, Burgersfort Uitbreiding 5, vanaf "Residensieel 1" na "Besigheid 1"

Kaart 3 en die skema klousules van hierdie wysigingskema bekend sal word ter insae gedurende gewone kantoorure by die kantoor van die Hoof Stadsbeplanner: h / v Kort en Eddie Sedibestraat, Burgersfort en die Munisipale Bestuurder van die Groter Tubatse Munisipaliteit en die Departement van Plaaslike Regering, Behuising en Grond Administrasie, Polokwane, Limpopo.

Hierdie wysiging staan bekend as Wysigingskema 106/2010 Tubatse en tree in werking op die datum van publikasie van hierdie kennisgewing.

J. Molepo,

Stadsbeplanner

Groter Tubatse Munisipaliteit, Posbus 206, Burgersfort, 1150.