



THE PROVINCE OF MPUMALANGA
DIE PROVINSIE MPUMALANGA

Provincial Gazette Provinsiale Koerant

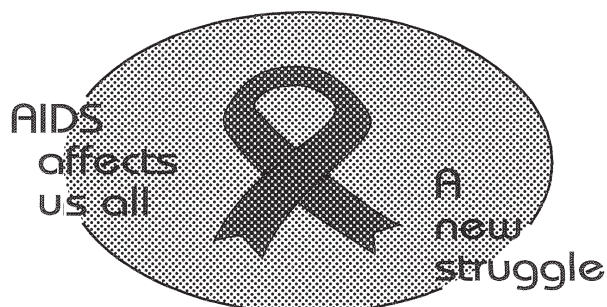
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Vol. 25

NELSPRUIT
26 OCTOBER 2018
26 OKTOBER 2018

No. 2978

We all have the power to prevent AIDS



Prevention is the cure

**AIDS
HELPLINE**

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DEPARTMENT OF HEALTH

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No FUTURE QUERIES WILL BE HANDLED IN CONNECTION WITH THE ABOVE.

CONTENTS

	<i>Gazette No.</i>	<i>Page No.</i>
GENERAL NOTICES • ALGEMENE KENNISGEWINGS		
91 Steve Tshwete Spatial Planning and Land Use Management By-law, 2016: Portion 7 of Erf 11076, Middelburg Extension 26	2978	11
91 Steve Tshwete Ruimtelike Beplanning en Grondgebruikbestuur Bywet, 2016: Gedeelte 7 van Erf 11076, Middelburg Uitbreiding 26	2978	11
PROCLAMATION • PROKLAMASIE		
52 Town-Planning and Townships Ordinance, 1986: Portion 315, of the farm Naauwpoort 335JS and Portion 302, of the farm Naauwpoort 335JS	2978	12
PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS		
131 Mpumalanga Gambling Act (5/1995), as amended: Application for site operators licences: Various applications	2978	13
LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS		
82 Steve Tshwete Spatial Planning and Land Use Management By-Law, 2016: Steve Tshwete Amendment Scheme No: 750	2978	14
82 Steve Tshwete Ruimtelike Beplanning en Grondgebruikbestuur By-wet, 2016: Steve Tshwete-wysigingskema Nr: 750	2978	15
83 Steve Tshwete Spatial Planning and Land Use Management By-Law, 2016: Steve Tshwete Amendment Scheme No: 750	2978	16
83 Steve Tshwete Ruimtelike Beplanning en Grondgebruikbestuur By-wet, 2016: Steve Tshwete-wysigingskema Nr: 750	2978	17
84 Local Government: Municipal Systems Act (32/2000) as amended: Street Trading By-law: Dr. Pixley ka Isaka Seme Local Municipality	2978	18
85 Spatial Planning and Land Use Management Act (16/2013): Local Authority Notice Draft Spatial Development Framework Review (2018), for the City of Mbombela	2978	31

Closing times for **ORDINARY WEEKLY** 2018

MPUMALANGA PROVINCIAL GAZETTE

*The closing time is **15:00** sharp on the following days:*

- **28 December 2017**, Thursday for the issue of Friday **05 January 2018**
- **05 January**, Friday for the issue of Friday **12 January 2018**
- **12 January**, Friday for the issue of Friday **19 January 2018**
- **19 January**, Friday for the issue of Friday **26 January 2018**
- **26 January**, Friday for the issue of Friday **02 February 2018**
- **02 February**, Friday for the issue of Friday **09 February 2018**
- **09 February**, Friday for the issue of Friday **16 February 2018**
- **16 February**, Friday for the issue of Friday **23 February 2018**
- **23 February**, Friday for the issue of Friday **02 March 2018**
- **02 March**, Friday for the issue of Friday **09 March 2018**
- **09 March**, Friday for the issue of Friday **16 March 2018**
- **15 March**, Thursday for the issue of Friday **23 March 2018**
- **23 March**, Friday for the issue of Friday **30 March 2018**
- **28 March**, Wednesday for the issue of Friday **06 April 2018**
- **06 April**, Friday for the issue of Friday **13 April 2018**
- **13 April**, Friday for the issue of Friday **20 April 2018**
- **20 April**, Friday for the issue of Friday **27 April 2018**
- **25 April**, Wednesday for the issue of Friday **04 May 2018**
- **04 May**, Friday for the issue of Friday **11 May 2018**
- **11 May**, Friday for the issue of Friday **18 May 2018**
- **18 May**, Friday for the issue of Friday **25 May 2018**
- **25 May**, Friday for the issue of Friday **01 June 2018**
- **01 June**, Friday for the issue of Friday **08 June 2018**
- **08 June**, Friday for the issue of Friday **15 June 2018**
- **15 June**, Thursday for the issue of Friday **22 June 2018**
- **22 June**, Friday for the issue of Friday **29 June 2018**
- **29 June**, Friday for the issue of Friday **06 July 2018**
- **06 July**, Friday for the issue of Friday **13 July 2018**
- **13 July**, Friday for the issue of Friday **20 July 2018**
- **20 July**, Friday for the issue of Friday **27 July 2018**
- **27 July**, Friday for the issue of Friday **03 August 2018**
- **02 August**, Thursday, for the issue of Friday **10 August 2018**
- **10 August**, Friday for the issue of Friday **17 August 2018**
- **17 August**, Friday for the issue of Friday **24 August 2018**
- **24 August**, Friday for the issue of Friday **31 August 2018**
- **31 August**, Friday for the issue of Friday **07 September 2018**
- **07 September**, Friday for the issue of Friday **14 September 2018**
- **14 September**, Friday for the issue of Friday **21 September 2018**
- **20 September**, Thursday for the issue of Friday **28 September 2018**
- **28 September**, Friday for the issue of Friday **05 October 2018**
- **05 October**, Friday for the issue of Friday **12 October 2018**
- **12 October**, Friday for the issue of Friday **19 October 2018**
- **19 October**, Friday for the issue of Friday **26 October 2018**
- **26 October**, Friday for the issue of Friday **02 November 2018**
- **02 November**, Friday for the issue of Friday **09 November 2018**
- **09 November**, Friday for the issue of Friday **16 November 2018**
- **16 November**, Friday for the issue of Friday **23 November 2018**
- **23 November**, Friday for the issue of Friday **30 November 2018**
- **30 November**, Friday for the issue of Friday **07 December 2018**
- **07 December**, Friday for the issue of Friday **14 December 2018**
- **13 December**, Thursday, for the issue of Friday **21 December 2018**
- **19 December**, Wednesday for the issue of Friday **28 December 2018**

LIST OF TARIFF RATES FOR PUBLICATION OF NOTICES

COMMENCEMENT: 1 APRIL 2018

NATIONAL AND PROVINCIAL

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1008.80 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	Page Space	New Price (R)
Ordinary National, Provincial	1/4 - Quarter Page	252.20
Ordinary National, Provincial	2/4 - Half Page	504.40
Ordinary National, Provincial	3/4 - Three Quarter Page	756.60
Ordinary National, Provincial	4/4 - Full Page	1008.80

EXTRA-ORDINARY

All Extra-ordinary National and Provincial gazette notices are non-standard notices and attract a variable price based on the number of pages submitted.

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at **R3026.32** per page.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

The **Government Printing Works (GPW)** has established rules for submitting notices in line with its electronic notice processing system, which requires the use of electronic *Adobe Forms*. Please ensure that you adhere to these guidelines when completing and submitting your notice submission.

CLOSING TIMES FOR ACCEPTANCE OF NOTICES

1. The *Government Gazette* and *Government Tender Bulletin* are weekly publications that are published on Fridays and the closing time for the acceptance of notices is strictly applied according to the scheduled time for each gazette.
2. Please refer to the Submission Notice Deadline schedule in the table below. This schedule is also published online on the Government Printing works website www.gpwonline.co.za

All re-submissions will be subject to the standard cut-off times.

All notices received after the closing time will be rejected.

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Petrol Price Gazette	Monthly	Tuesday before 1st Wednesday of the month	One day before publication	1 working day prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00 for next Friday	3 working days prior to publication
Unclaimed Monies (Justice, Labour or Lawyers)	January / September 2 per year	Last Friday	One week before publication	3 working days prior to publication
Parliament (Acts, White Paper, Green Paper)	As required	Any day of the week	None	3 working days prior to publication
Manuals	Bi- Monthly	2nd and last Thursday of the month	One week before publication	3 working days prior to publication
State of Budget (National Treasury)	Monthly	30th or last Friday of the month	One week before publication	3 working days prior to publication
<i>Extraordinary Gazettes</i>	As required	Any day of the week	<i>Before 10h00 on publication date</i>	<i>Before 10h00 on publication date</i>
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 15h00 - 3 working days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days after submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
North West	Weekly	Tuesday	One week before publication	3 working days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 working days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 working days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 working days prior to publication

GOVERNMENT PRINTING WORKS - BUSINESS RULES

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 working days after submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days after submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days after submission deadline
Mpumalanga Liquor License Gazette	Bi-Monthly	Second & Fourth Friday	One week before publication	3 working days prior to publication

EXTRAORDINARY GAZETTES

3. *Extraordinary Gazettes* can have only one publication date. If multiple publications of an *Extraordinary Gazette* are required, a separate Z95/Z95Prov *Adobe* Forms for each publication date must be submitted.

NOTICE SUBMISSION PROCESS

4. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website www.gpwonline.co.za.
5. The *Adobe* form needs to be completed electronically using *Adobe Acrobat / Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.
6. The completed electronic *Adobe* form has to be submitted via email to submit.egazette@gpw.gov.za. The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.
7. Every notice submitted **must** be accompanied by an official **GPW** quotation. This must be obtained from the *eGazette* Contact Centre.
8. Each notice submission should be sent as a single email. The email **must** contain **all documentation relating to a particular notice submission**.
 - 8.1. Each of the following documents must be attached to the email as a separate attachment:
 - 8.1.1. An electronically completed *Adobe* form, specific to the type of notice that is to be placed.
 - 8.1.1.1. For National *Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form
 - 8.1.1.2. The notice content (body copy) **MUST** be a separate attachment.
 - 8.1.2. A copy of the official **Government Printing Works** quotation you received for your notice. (*Please see Quotation section below for further details*)
 - 8.1.3. A valid and legible Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order. **Non-Government Printing Works** account customer needs to submit the proof of payment for the notice
 - 8.1.4. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should **also** be attached as a separate attachment. (*Please see the Copy Section below, for the specifications*).
 - 8.1.5. Any additional notice information if applicable.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

9. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.
10. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE**.
11. Notices brought to **GPW** by "walk-in" customers on electronic media can only be submitted in *Adobe* electronic form format. All "walk-in" customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.
12. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.

QUOTATIONS

13. Quotations are valid until the next tariff change.
 - 13.1. **Take note:** **GPW**'s annual tariff increase takes place on **1 April** therefore any quotations issued, accepted and submitted for publication up to **31 March** will keep the old tariff. For notices to be published from 1 April, a quotation must be obtained from **GPW** with the new tariffs. Where a tariff increase is implemented during the year, **GPW** endeavours to provide customers with 30 days' notice of such changes.
14. Each quotation has a unique number.
15. Form Content notices must be emailed to the e*Gazette* Contact Centre for a quotation.
 - 15.1. The *Adobe* form supplied is uploaded by the Contact Centre Agent and the system automatically calculates the cost of your notice based on the layout/format of the content supplied.
 - 15.2. It is critical that these *Adobe* Forms are completed correctly and adhere to the guidelines as stipulated by **GPW**.
16. **APPLICABLE ONLY TO GPW ACCOUNT HOLDERS:**
 - 16.1. **GPW** Account Customers must provide a valid **GPW** account number to obtain a quotation.
 - 16.2. Accounts for **GPW** account customers **must** be active with sufficient credit to transact with **GPW** to submit notices.
 - 16.2.1. If you are unsure about or need to resolve the status of your account, please contact the **GPW** Finance Department prior to submitting your notices. (If the account status is not resolved prior to submission of your notice, the notice will be failed during the process).
17. **APPLICABLE ONLY TO CASH CUSTOMERS:**
 - 17.1. Cash customers doing **bulk payments** must use a **single email address** in order to use the **same proof of payment** for submitting multiple notices.
18. The responsibility lies with you, the customer, to ensure that the payment made for your notice(s) to be published is sufficient to cover the cost of the notice(s).
19. Each quotation will be associated with one proof of payment / purchase order / cash receipt.
 - 19.1. This means that the quotation number can only be used once to make a payment.

GOVERNMENT PRINTING WORKS - BUSINESS RULES**COPY (SEPARATE NOTICE CONTENT DOCUMENT)**

20. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03
- 20.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.
- The content document should contain only one notice. (You may include the different translations of the same notice in the same document).
- 20.2. The notice should be set on an A4 page, with margins and fonts set as follows:
- Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm;
Use font size: Arial or Helvetica 10pt with 11pt line spacing;
- Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm;
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

CANCELLATIONS

21. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.
22. Requests for cancellation must be sent by the original sender of the notice and must be accompanied by the relevant notice reference number (N-) in the email body.

AMENDMENTS TO NOTICES

23. With effect from 01 October 2015, **GPW** will not longer accept amendments to notices. The cancellation process will need to be followed according to the deadline and a new notice submitted thereafter for the next available publication date.

REJECTIONS

24. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email info.egazette@gpw.gov.za). Reasons for rejections include the following:
- 24.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.
- 24.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.
- 24.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.
- 24.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.

GOVERNMENT PRINTING WORKS - BUSINESS RULES**APPROVAL OF NOTICES**

25. Any notices other than legal notices are subject to the approval of the Government Printer, who may refuse acceptance or further publication of any notice.
26. No amendments will be accepted in respect to separate notice content that was sent with a Z95 or Z95Prov notice submissions. The copy of notice in layout format (previously known as proof-out) is only provided where requested, for Advertiser to see the notice in final Gazette layout. Should they find that the information submitted was incorrect, they should request for a notice cancellation and resubmit the corrected notice, subject to standard submission deadlines. The cancellation is also subject to the stages in the publishing process, i.e. If cancellation is received when production (printing process) has commenced, then the notice cannot be cancelled.

GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY

27. The Government Printer will assume no liability in respect of—
 - 27.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
 - 27.2. 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;
 - 27.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

LIABILITY OF ADVERTISER

28. 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.

CUSTOMER INQUIRIES

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

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

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

29. Requests for information, quotations and inquiries must be sent to the Contact Centre **ONLY**.
30. Requests for Quotations (RFQs) should be received by the Contact Centre at least **2 working days** before the submission deadline for that specific publication.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

PAYMENT OF COST

31. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.
32. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.
33. Every proof of payment must have a valid **GPW** quotation number as a reference on the proof of payment document.
34. 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 Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: info.egazette@gpw.gov.za before publication.
35. 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 future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.
36. 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**.
37. The **Government Printing Works** reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the List of Fixed Tariff Rates, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

PROOF OF PUBLICATION

38. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website www.gpwnonline.co.za free of charge, should a proof of publication be required.
39. Printed copies may be ordered from the Publications department at the ruling price. The **Government Printing Works** will assume no liability for any failure to post or for any delay in despatching of such *Government Gazette(s)*

GOVERNMENT PRINTING WORKS CONTACT INFORMATION

Physical Address:

Government Printing Works
149 Bosman Street
Pretoria

Postal Address:

Private Bag X85
Pretoria
0001

GPW Banking Details:

Bank: ABSA Bosman Street
Account No.: 405 7114 016
Branch Code: 632-005

For Gazette and Notice submissions: Gazette Submissions:

For queries and quotations, contact: Gazette Contact Centre:

E-mail: submit.egazette@gpw.gov.za

E-mail: info.egazette@gpw.gov.za

Tel: 012-748 6200

Contact person for subscribers: Mrs M. Toka:

E-mail: subscriptions@gpw.gov.za

Tel: 012-748-6066 / 6060 / 6058

Fax: 012-323-9574

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

NOTICE 91 OF 2018

STEVE TSHWETE AMENDMENT SCHEME 760 AND ANNEXURE A636

NOTICE OF APPLICATION FOR THE AMENDMENT OF THE STEVE TSHWETE TOWN PLANNING SCHEME, 2004, IN TERMS OF SECTION 62(1), AND 94(1)(A) & 2(A) OF THE STEVE TSHWETE SPATIAL PLANNING AND LAND USE MANAGEMENT BYLAW, 2016

I, Johannes Nicolaas Hamman (ID 590217 5144 080) and /or Johannes Petrus Coetzee (ID 750723 5047 088) of Urban Dynamics Mpumalanga (PTY) LTD being the authorised agent of the registered owner of PORTION 7 OF ERF 11076 MIDDELBURG EXTENSION 26 hereby give notice in terms of section 94(1)(a) & 2(a) Chapter 6 of the Steve Tshwete Spatial Planning and Land Use Management Bylaw, 2016, that we have applied to the Steve Tshwete Local Municipality for the amendment of the town planning scheme known as the Steve Tshwete Town Planning Scheme, 2004, for the rezoning of the abovementioned property (Middelburg Mall), situated on the corner of Dolerite crescent and La Roca Boulevard, Middelburg Extension 26 by rezoning the property from "BUSINESS 2" to "BUSINESS 2 with amended rights and specifically the relaxation of parking requirements" as contained in the annexure. Any objection/s or comments including the grounds for such objection/s or comments with full contact details, shall be made in writing to the Municipal Manager, PO Box 14, Middelburg 1050 within 30 days from **26 October 2018** with the last date of comments being **25 November 2018** (30 days after first date of application) in the manner as described in Section 99 of the Steve Tshwete Spatial Planning and Land Use Management Bylaw, 2016. Full particulars and plans may be inspected during normal office hours at the office of the Municipal Manager, Steve Tshwete Local Municipality, Cnr. Walter Sisulu and Wanderers Avenue, Middelburg, 1050, Tel: 013 249 7000, for a period of 30 days from **26 October 2018**. Inquiries can be addressed to Mr Meshack Mahamba, Head of Town Planning and Human Settlements at telephone number 013 – 249 7000. Any person who cannot read or write may consult with any staff member of the office of the Senior Manager: Town Planning and Human Settlement during office hours and assistance will be given to transcribe that person's objections or comments.

Address of the Applicant: 7 Dolerite Crescent, Aerorand, 1070, Postal address P.O. Box 11677, Aerorand, Middelburg, 1070, Telephone no. 013 244 1598, Fax no: 013 244 1560, email: mail@urbanmbg.co.za.

26-02

KENNISGEWING 91 VAN 2018

STEVE TSHWETE WYSIGINGSKEMA 760 EN BYLAAG A636

KENNISGEWING VAN DIE AANSOEK OM DIE WYSIGING VAN DIE STEVE TSHWETE DORPSBEPLANNINGSKEMA 2004, INGEVOLGE ARTIKEL 62(1) EN 94(1)(A) & 2(A) VAN DIE STEVE TSHWETE RUIMTELIKE BEPLANNING EN GRONDGEBRUIKSBESTUUR BYWET, 2016

Ek, Johannes Nicolaas Hamman (ID 590217 5144 080) en/of Johannes Petrus Coetzee (ID 750723 5047 088) van Urban Dynamics Mpumalanga (PTY) LTD, synde die gemagtigde agent van die geregistreerde eienaar van GEDEELTE 7 VAN ERF 11076 MIDDELBURG UITBREIDING 26, gee hiermee ingevolge artikel 94(1)(a) & 2(a) Hoofstuk 6 van die Steve Tshwete Ruimtelike Beplanning en Grondgebruikbestuur bywet, 2016 kennis dat ons by die Steve Tshwete Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Steve Tshwete Dorpsbeplanningskema, 2004, deur die heronering van bogenoemde eiendom (Middelburg Mall) geleë op die hoek van Doleriet Singel en La Roca Boulevard, Middelburg Uitbreiding 26, vanaf "BESIGHEID 2" na "BESIGHEID 2 met gewysigde voorwaardes en spesifiek verminderde parkeer vereistes" soos vervat in die bylaag. Geskrewe kommentaar of besware ten opsigte van die aansoek en die gronde van die besware of verhoë met volledige kontakbesonderhede moet skriftelik ingedien word by die Munisipale Bestuurder, Posbus 14, Middelburg, 1050 binne 30 dae vanaf **26 Oktober 2018**, waar die laaste dag van kommentare **25 November 2018** is (30 dae na eerste datum van publikasie) soos uiteengesit in Artikel 99 van die Steve Tshwete Ruimtelike Beplanning en Grondgebruikbestuur bywet, 2016. Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Steve Tshwete Plaaslike Munisipaliteit, Munisipale Gebou, Hoek van Wandererslaan, Middelburg, 1050, Tel: 013 249 7000, vir 'n tydperk van 30 dae vanaf **26 Oktober 2018**. Navrae kan gerig word aan Mnr Meshack Mahamba, Hoof van Stadsbeplanning en Menslike Nedersettings by telefoonnommer 013 – 249 7000. Enige persoon wat nie kan lees of skryf nie mag enige personeellid van die kantoor van die Senior Bestuurder: Stadsbeplanning en Menslike Nedersettings gedurende kantoor ure raadpleeg en bystand sal aan sodanige persoon verleen word om die beswaar of kommentaar saam te stel.

Adres van Applikant: 7 Doleriet Singel, Aerorand, 1070, Posbus 11677, Aerorand, Middelburg, 1070, Tel: 013 244 1598, Faks: 013 244 1560, email: mail@urbanmbg.co.za

26-02

PROCLAMATION • PROKLAMASIE

PROCLAMATION 52 OF 2018**EMALAHLENI LOCAL MUNICIPALITY**
NOTICE OF APPROVAL OF EMALAHLENI AMENDMENT SCHEMES 1877 AND 2070

The Local Municipality of Emalahleni declares hereby in terms of the provisions of Section 57(1)(a) of the Town-Planning and Townships Ordinance, 1986, that it has approved the amendment schemes below, being an amendment of the Emalahleni Land Use Management Scheme, 2010, by the rezoning of the under mentioned properties from their present zonings to the new zoning as indicated below.

Amendment Scheme	Description of property	Present Zoning	New zoning
1877	Portion 315 of the farm Naauwpoort 335JS	Agricultural	Industrial 1
2070	Portion 302 of the farm Naauwpoort 335JS	Agricultural	Industrial 1

Map 3 and the scheme clauses of the amendment schemes are filed with the Director, Department of Agriculture, Rural Development and Land Administration Mpumalanga Province, and the Municipal Manager, Emalahleni Local Municipality and are open for inspection at all reasonable times.

HS MAYISELA
MUNICIPAL MANAGER

Civic Centre
Mandela Street
eMALAHLENI
1035

P.O. Box 3
eMalahleni
1035

Publication date : Provincial Gazette of Mpumalanga: 26 October 2018

PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS

PROVINCIAL NOTICE 131 OF 2018**MPUMALANGA GAMBLING ACT, 1995 (ACT NO.5 OF 1995) AS AMENDED
APPLICATION FOR SITE OPERATOR LICENCE:**

Notice is hereby given that the following Applicants intend on submitting application(s) to the Mpumalanga Economic Regulator (MER) for Site Operators Licences:

1. Sabbath Senzo Motha trading as Lindelwa Bar Lounge at 504 (7), Ekulindeni-Dorp, Chief Albert Luthuli Municipality, 1301.
2. Abel Mbidjana Masango trading as Ogies Tab Agency at Stand no. 1055, Phola, Emalahleni Local Municipality, 2265.
3. Abel Mdidjana Masango trading as Leandra Park Tab Agency at Shisanyama Tavern, 455 Frederick Street, Leandra, 2265.
4. Jose Miguel Carvalho as Ziyawa Nite at Portion 94 of the Heuvelfontien no 215 Balmoral Ogies, Emalahleni, 2265.
5. Meide Lucia Wilhemina Mnguni trading as Meide's Place at shop no. 51 Kwagga Plaza, Kwaggafontien.
6. Joseph Piet Themba trading as Two World Bar Lounge at Stand 1458, Kamaqhekeza, Nkomazi, Ehlanzeni.

These applications will be open for public inspection and objection at the offices of the MER from 29 October 2018

Attention is directed to the provisions of Section 26 of the Mpumalanga Gambling Act, 1995 that makes provision for the lodging of written objections or representations in respect of the application. Such objections or representations should be lodged with the Chief Executive Officer, Mpumalanga Economic Regular, Private Bag X9908, White River, Mpumalanga, 1240, within one month from 29 October 2018.

LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS

LOCAL AUTHORITY NOTICE 82 OF 2018**STEVE TSHWETE AMENDMENT SCHEME NO: 750****NOTICE OF APPLICATION FOR THE AMENDMENT OF THE STEVE TSHWETE TOWN****PLANNING, 2004****IN TERMS OF SECTION 62(1) AND 94(1) (A) OF THE STEVE TSHWETE SPATIAL****PLANNING AND LAND USE MANAGEMENT BYLAW, 2016**

I, Tshehla Boitumelo Shilane Sharon from The Urban Squad Consulting Professional Town and Regional Planners (SAACPP: 0314), being the authorised agent of the registered owner hereby give notice in terms of Section 94(1) (a) of the Steve Tshwete Spatial Planning and Land Use Management by law, 2016, that I have applied to the Steve Tshwete Local Municipality for the amendment of the Town Planning scheme known as the Steve Tshwete Town Planning Scheme, 2004 for the rezoning of following Properties:-

- Erven 5055 and 5064 Kwazamokuhle Extension 8 from “Business 2” to “Residential 1”.
- Erf 5231 Kwazamokuhle Extension 8 from “Institutional “to “Residential 1”.
- Erven 5233-5236, 5241-5244 and 5249-5256, Portions of Erven 5257 and 5258 and Portion of street from “ Residential “ and “Public Road” to “ Institutional “ use zone.
- Erven 5237-5240, Portions of 5257 and 5258, and Erven 5259-5264 Kwazamokuhle Extension 8 and a Portion of street from “Residential 1” and “Public Road” to “Business 2” use zone.

Any objection/s or comments including the grounds for such objection/s or comments with full contact details, shall be made in writing to the Municipal Manager, Po Box 14, Middleburg 1050 within 30 days from 26 October 2018

Full particulars and plans may be inspected during normal office hours at the office of the Municipal Manager, Steve Tshwete Local Municipality, Cnr. Walter Sisulu and Wanderers Avenue, Middleburg, 1050, Tel: 0132497000, for a period of 30 days from 26 October 2018

Address of agent: The Urban Squad Consulting Professional Town & Regional Planners, P O Box 4159. Kempton Park, 1620. Tel (011)-053-9917/ (011)-040-2031: Email: admin@squadplanners.co.za

Head Office: 119 & 121 Soutpansberg Drive Van Riebeck Park 1620.

26-2

PLAASLIKE OWERHEID KENNISGEWING 82 VAN 2018
STEVE TSHWETE WYSIGINGSKEMA NR: 750
KENNISGEWING VAN AANSOEK OM DIE WYSIGING VAN DIE STEVE TSHWETE
DORPSBEPLANNING, 2004
INGEVOLGE ARTIKEL 62 (1) EN 94 (1) (A) VAN DIE STEVE TSHWETE RUIMTELIKE
BEPLANNING EN GRONDGEBRUIKBESTUUR BYLAW, 2016

Ek, Tshehla Boitumelo Shilane Sharon van The Urban Squad Consulting Professionele Stads - en Streekbeplanners (SAACPP: 0314), synde die gemagtigde agent van die geregistreerde eienaar gee hiermee ingevolge Artikel 94 (1) (a) van die Steve Tshwete Ruimtelike Beplanning en Grondgebruikbestuur by wet 2016, kennis dat ek by die Steve Tshwete Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die dorpsbeplanningskema bekend as die Steve Tshwete Dorpsbeplanningskema, 2004, vir die hersonering van die volgende eiendomme: -

- Erwe 5055 en 5064 Kwazamokuhle Uitbreiding 8 vanaf "Besigheid 2" na "Residensieel 1".
- Erf 5231 Kwazamokuhle Uitbreiding 8 vanaf "Inrigting" na "Residensieel 1".
- Erwe 5233-5236, 5241-5244 en 5249-5256, Gedeeltes van Erwe 5257 en 5258 en Gedeelte van straat vanaf "Residensieel" en "Publieke Pad" na "Inrigting" gebruiksone.
- Erwe 5237-5240, Gedeeltes 5257 en 5258, en Erwe 5259-5264 Kwazamokuhle Uitbreiding 8 en n Gedeelte van straat vanaf "Residensieel 1" en "Publieke Pad" na "Besigheid 2" gebruiksone.

Enige beswaar of kommentaar wat die gronde vir sodanige beswaar / kommentaar of kommentaar met volledige kontakbesonderhede bevat, moet skriftelik by die Munisipale Bestuurder, Po Box 14, Middleburg 1050, binne 30 dae vanaf 26 Oktober 2018

Volledige besonderhede en planne kan gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Steve Tshwete Plaaslike Munisipaliteit, H / v. Walter Sisulu en Wandererslaan, Middleburg, 1050, Tel: 0132497000, vir n tydperk van 30 dae vanaf 26 Oktober 2018

Adres van agent: Die Urban Squad Consulting Professionele Stads- en Streekbeplanners,
Posbus 4159. Kempton Park, 1620. Tel (011) -053-9917 / (011) -040-2031: Epos:

admin@squadplanners.co.za

Hoofkantoor: 119 & 121 Soutpansbergrylaan Van Riebeck Park 1620.

26-2

LOCAL AUTHORITY NOTICE 83 OF 2018**STEVE TSHWETE AMENDMENT SCHEME NO: 750**

NOTICE OF APPLICATION FOR THE AMENDMENT OF THE STEVE TSHWETE TOWN PLANNING, 2004
IN TERMS OF SECTION 62(1) AND 94(1) (A) OF THE STEVE TSHWETE SPATIAL PLANNING AND LAND USE
MANAGEMENT BYLAW, 2016

I, Tshehla Boitumelo Shilane Sharon (ID : 8810065986089) from The Urban Squad Consulting Professional Town & Regional Planners (SAACPP: 0314), being the authorised agent of the registered owner hereby give notice in terms of Section 94(1) (a) and 2 (a) Chapter 6 of the Steve Tshwete Spatial Planning and Land Use Management by law, 2016, that I have applied to the Steve Tshwete Local Municipality for the amendment of the Town Planning scheme known as the Steve Tshwete Town Planning Scheme, 2004 for the rezoning of following Properties:-

- Erven 5055 and 5064 Kwazamokuhle Extension 8 from "Business 2" to "Residential 1".
- Erf 5231 Kwazamokuhle Extension 8 from "Institutional "to "Residential 1".
- Erven 5233-5236, 5241-5244 and 5249-5256, Portions of Erven 5257 and 5258 and Portion of street from " Residential 1 " and "Public Road" to " Institutional " use zone.
- Erven 5237-5240, Portions of 5257 and 5258, and Erven 5259-5264 Kwazamokuhle Extension 8 and a Portion of street from "Residential 1" and "Public Road" to "Business 2" use zone.

Any objection/s or comments including the grounds for such objection/s or comments with full contact details, shall be made in writing to the Municipal Manager, Po Box 14, Middleburg 1050 within 30 days from 26 October 2018 in the manner as described in Section 99 of the Steve Tshwete Spatial Planning and Land Use Management bylaw, 2016

Full particulars and plans may be inspected during normal office hours at the office of the Municipal Manager, Steve Tshwete Local Municipality, Cnr. Walter Sisulu and Wanderers Avenue, Middleburg, 1050, Tel: 0132497000, for a period of 30 days from 26 October 2018. Inquiries can be addressed to Mr Meshack Mahamba , Head of Town Planning and Human Settlements at telephone number (Tel : 013-249-7000). Any person who cannot read or write may consult with any staff member of the office of the Head of Town Planning and Human Settlement during office hours and assistance will be given to transcribe that person's objections or comments.

Address of agent: The Urban Squad Consulting Professional Town & Regional Planners, P O Box 4159.
Kempton Park, 1620. Tel (011)-053-9917/ (011)-040-2031: Email: admin@squadplanners.co.za
Head Office: 119 & 121 Soutpansberg Drive Van Riebeck Park 1620.

26-2

PLAASLIKE OWERHEID KENNISGEWING 83 VAN 2018
STEVE TSHWETE WYSIGINGSKEMA NR: 750

KENNISGEWING VAN AANSOEK OM DIE WYSIGING VAN DIE STEVE TSHWETE DORPSBEPLANNING, 2004
INGEVOLGE ARTIKEL 62 (1) EN 94 (1) (A) VAN DIE STEVE TSHWETE RUIMTELIKE BEPLANNING EN
GRONDGEBRUIKBESTUUR BYLAW, 2016

Ek, Tshehla Boitumelo Shilane Sharon (ID: 8810065986089) van die Urban Squad Consulting Professionele Stads- en Streekbeplanners (SAACPP: 0314), synde die gemagtigde agent van die geregistreerde eienaar, gee hiermee ingevolge artikel 94 (1) (a) en 2 (a) Hoofstuk 6 van die Steve Tshwete Ruimtelike Beplanning en Grondgebruiksbestuur by wet 2016, kennis dat ek by die Steve Tshwete Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Dorpsbeplanningskema bekend as die Steve Tshwete Dorpsbeplanningskema, 2004, vir die hersonering van die volgende eienskappe: -

- Erwe 5055 en 5064 Kwazamokuhle Uitbreiding 8 vanaf "Besigheid 2" na "Residensieel 1".
- Erf 5231 Kwazamokuhle Uitbreiding 8 vanaf "Inrigting" na "Residensieel 1".
- Erwe 5233-5236, 5241-5244 en 5249-5256, Gedeeltes van Erwe 5257 en 5258 en Gedeelte van straat vanaf "Residensieel 1" en "Publieke Pad" na "Inrigting" gebruiksone.
- Erwe 5237-5240, Gedeeltes 5257 en 5258, en Erwe 5259-5264 Kwazamokuhle Uitbreiding 8 en n Gedeelte van straat vanaf "Residensieel 1" en "Publieke Pad" na "Besigheid 2" gebruiksone.

Enige beswaar of kommentaar wat die gronde vir sodanige beswaar of kommentaar met volledige kontakbesonderhede bevat, moet binne 30 dae vanaf 26 Oktober 2018 skriftelik aan die Munisipale Bestuurder, Po Box 14, Middleburg 1050, gerig word op die wyse soos beskryf in Artikel 99 van die Steve Tshwete Ruimtelike Beplanning en Grondgebruiksbestuursverordening, 2016

Volledige besonderhede en planne kan gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Steve Tshwete Plaaslike Munisipaliteit, H / v. Walter Sisulu en Wandererslaan, Middleburg, 1050, Tel: 0132497000, vir 'n tydperk van 30 dae vanaf 26 Oktober 2018. Navrae kan gerig word aan mnr Meshack Mahamba, Hoof Stadsbeplanning en Menslike Nedersettings by telefoonnommer (Tel: 013-249 - 7000). Enige persoon wat nie kan lees of skryf nie, kan gedurende kantoorure met enige personeellid van die kantoor van die Hoof Stadsbeplanning en Menslike Nedersetting konsulteer en hulp sal gegee word om daardie persoon se besware of kommentaar te skryf.

Adres van agent: Die Urban Squad Consulting Professionele Stads- en Streekbeplanners, Posbus 4159. Kempton Park, 1620. Tel (011) -053-9917 / (011) -040-2031: Epos: admin@squadplanners.co.za
Hoofkantoor: 119 & 121 Soutpansbergrylaan Van Riebeck Park 1620.

26-2

LOCAL AUTHORITY NOTICE 84 OF 2018

DR. PIXLEY KA ISAKA SEME LOCAL MUNICIPALITY



STREET TRADING BY-LAW

INDEX

Interpretation / Definitions.....	3
Freedom of trade	5
General conduct.....	5
Cleanliness	6
Obstruction of pedestrians	6
Obstruction of vehicular traffic.....	7
Trading restricted to specified hours in certain places.....	7
Trading restricted to specified goods or services in certain places	7
Trading restricted to demarcated stands or areas in certain places	7
No trading in stands or areas which have been let except by the lessee	8
No trading near certain public buildings, places of worship and national monuments.....	8
No trading in prohibited area	8
Signs indicating restrictions and areas.....	8
Trading near residential buildings.....	9
Trading near certain business premises	9
Removal and impoundment	9
Vending of newspapers and flowers.....	10
Vending of ice-cream	11
Offences	11
Presumptions	11
Penalties.....	11
Vicarious responsibility of persons carrying on business	12
Vicarious responsibility of employees	12

STREET TRADING BY-LAWS

Notice is hereby given in terms of Section 13 of the Local Government: Municipal Systems Act, 32 of 2000, as amended, read with Sections 156 and 162 of the Constitution of the Republic of South Africa Act, 108 of 1996, that Dr Pixley Ka Isaka Seme Local Municipality resolved to adopt the following Street Trading By-Laws, with effect from the date of publication.

Interpretation / Definitions

1.(1) In these by-laws, unless the context otherwise indicates

- (i) **"Act"** means the Mpumalanga Businesses Act, 1996 (Act 2 of 1996);
- (ii) **"authorised officials"** means an official of the Council authorised to implement the provisions of these by-laws including Peace Officers, Traffic Officers and the South African Police Services.
- (iii) **"Council"** means the Dr Pixley Ka Isaka Seme Local Municipality.
- (iv) **"demarcated stand"** means a demarcated stand as declared un Section 7(3)(b)(i) of the Act.
- (v) **"garden or park"** means a garden or park to which the public has a right of access.
- (vi) **"goods"** includes a living thing and any transferable interest.
- (vii) **"intersections"** means an intersection as defined in Section 1 of the Road Traffic Act 1989 (Act 29 of 1989).
- (viii) **"litter"** includes any container or other matter which has been discarded, abandoned or left behind by a person trading or his customers.
- (ix) **"national monument"** means a building declared to be a national monument under the National Monuments Act, 1969 (Act 28 of 1969).
- (x) **"perishable foodstuffs"** means foodstuffs as defined in terms of Foodstuffs Cosmetics and Disinfectant Act 1972 (Act 54 of 1972).
- (xi) **"person"** includes a person carrying on any business referred to in item 3(1) of Schedule 1 of the Act.
- (xii) **"prohibited area"** means any place declared under Section 7(2)(a) of the Act in which street trading is prohibited.
- (xiii) **"property"** in relation to a person carrying on the business of street trading means any article, receptacle, vehicle or structure used or intended to be

used in connection with such business, and includes goods in which he trades.

- (xiv) **"public building"** means a building belonging to or occupied solely by the State or the Council.
 - (xv) **"public place"** means a public place as defined in Section 2 of the Local Government Ordinance, 1939 (Ordinance 17 of 1939).
 - (xvi) **"public road"** means a public road as defined in Section 1 of the Road Traffic Act, 1989 (Act 29 of 1989).
 - (xvii) **"restricted area"** means any place declared under Section 7(2)(a) of the Act in which street trading is restricted.
 - (xviii) **"roadway"** means a roadway as defined in Section 1 of the Road Traffic Act, 1989.
 - (xix) **"sell"** includes supply to and also
 - (a) exchange or hire;
 - (b) store, process, expose, offer or prepare for sale;
 - (c) and **"sale"** has a corresponding meaning.
 - (xx) **"services"** includes any advantage or gain for consideration or reward offered in a restricted area.
 - (xxi) **"sidewalk"** means a sidewalk as defined in Section 1 of the Road Traffic Act, 1989.
 - (xxii) **"Town Planning Scheme"** means the Town Planning Scheme of Dr Pixley Ka Isaka Seme Local Municipal area.
 - (xxiii) **"trade"** means to sell goods or services in a public road or public place and **"trading"** has a corresponding meaning.
 - (xxiv) **"verge"** means a verge as defined in Section 1 of the Road Traffic Act, 1989 and any word or expression to which a meaning has been assigned in the Mpumalanga Business Act, 1996, shall have that meaning.
 - (xxv) Any reference to a gender includes the other gender.
- (2) For the purpose of these by-laws a single act of selling or offering services in a public road or public place shall constitute trading.

Freedom of trade

2. Subject to the provisions of Sections 3 and 4 and any other relevant law, street trading is freely permitted except in so far as such trading is restricted or prohibited by Section 5 to 12 inclusive and Sections 14 and 15 of these by-laws, with the provision that no persons other than a person with permanent residence in South Africa or South African citizens may trade in accordance with these by-laws.

General conduct

3. A person trading shall:
 - (a) not place his property on the roadway;
 - (b) ensure that his property does not cover an area of the sidewalk or public place which is greater in extent than 1m X 2m and which on any sidewalk does not leave a space less than 2m for pedestrian traffic measured over the width thereof, which space is subject to relaxation by Council;
 - (c) not place or stack his property in such a manner that it constitutes a danger to any person or is likely to injure any person;
 - (d) not obstruct access to a fire hydrant;
 - (e) on concluding business for the day, remove his property, except any temporary structure permitted by the Council to a place which is not part of a public road or public place;
 - (f) not display his goods or other property on a building or private property, without written consent of the owner, occupier or person in control of such building or property;
 - (g) on request by an employee or agent of the Council or any supplier of telecommunication or electricity or other services, move his property so as to permit the carrying out of any work in relation to a public road, public place or any such services;
 - (h) not attach any object by any means to any building, structure, pavement, tree, lamp pole, electricity pole, telephone booth, post box, traffic sign, bench or any other street furniture in or on a public road or public place;
 - (i) not make a fire at a place or in circumstances here it could harm any person or damage a building or vehicle or any street furniture referred to in paragraph (h) or any Council property;
 - (j) not store his property in a manhole or stormwater drain;
 - (k) not trade nearer than 5m from a Bank or an automated teller machine.

Cleanliness

4. A person trading shall –
- (a) keep the area or site occupied by him for the purpose of such business in a clean and sanitary condition;
 - (b) keep his property in a clean and sanitary condition;
 - (c) dispose of litter generated by his business in whatever receptacles provided by the Council for the public or at the Council's dumping sites;
 - (d) not dispose of litter in a manhole, stormwater drain or other place not intended for the disposal of litter;
 - (e) ensure that on completion of business for the day the area or site occupied by him for the purposes of trade is free of litter;
 - (f) in case of a vendor of foodstuffs take such precautions as may be necessary to prevent the spilling onto a public road or public place of any fat, oil or grease in the course of conducting his business and to prevent any smoke, fumes or odours emanating from his activities from becoming a nuisance;
 - (g) on request by an employee or agent of the Council, move his property so as to permit the cleansing of the surface of the area or site where he is trading;
 - (h) ensure food preparation, handling and selling is in accordance with the Council's health by-laws and relevant Regulations.

Obstruction of pedestrians

5. No person shall trade at a place where such trading substantially –
- (a) obstructs access to or the use of street furniture such as a bus passenger bench or shelter or queuing line, a refuse disposal bin or other facility intended for the use of the general public;
 - (b) obstructs the visibility of a display window in business premises, if the person carrying on business in the business premises concerned objects thereto;
 - (c) obstructs access to an entrance to or exit from a premise or an automatic bank teller machine;
 - (d) obstructs access to a pedestrian crossing if in the middle of a block a clear radius distance of 3m on either side of the crossing must be obeyed;
 - (e) obstructs access to any vehicle; or
 - (f) if any other manner obstructs pedestrians in their use of a sidewalk.

Obstruction of vehicular traffic

6. No person shall trade at a place where such trading –
- (a) causes an obstruction on a roadway;
 - (b) limits vehicular access to parking or loading bays or other facilities;
 - (c) obscures any road traffic sign or any marking notice or sign displayed or made in terms of these by-laws; or
 - (d) interferes in any way with any vehicle that may be parked alongside such place

Trading restricted to specified hours in certain places

7. No person shall trade –
- (a) on a verge contiguous to any place of worship, national monument or public building or;
 - (b) in a restricted area which is specified by Council resolution outside the hours so specified in relation to each such verge or area.

Trading restricted to specified goods or services in certain places

8. No person shall trade –
- (a) on a verge contiguous any place of worship, national monument or public building financial institutions or;
 - (b) in a restricted area which is specified by Council resolution other than in the goods or services so specified in relation to each such verge or area.
 - (c) As a barber or hair dressing salon in a public place.

Trading restricted to demarcated stands or areas in certain places

9. No person shall trade –
- (a) on a verge contiguous to any place of worship, national monument or public building, or
 - (b) in a restricted area which is specified by Council resolution outside a stand or area set apart for trading purposes as contemplated in Section 7(3)(c) of the Act,

no person may trade on such stand or in such area if he is not in possession of proof that he has hired such stand or area from the Council or that it has otherwise been allocated to him.

No trading in stands or areas which have been let except by the lessee

10. If the Council has let or otherwise allocated any stand or area set apart or otherwise established for street trading purposes, as contemplated in Section 7(3)(c) of the Act, no person may trade on such stand or in such area if he is not in possession of proof that he has hired such stand or area from the Council or that it has otherwise been allocated to him.

No trading near certain public buildings, places of worship and national monuments

11. No person shall trade on a verge contiguous to any place of worship, national monument or public building which is specified by Council resolution.

No trading in prohibited area

12. No person shall trade in any prohibited area.

Signs indicating restrictions and areas

13. The Council shall –
 - (a) by resolution prescribe signs, markings or other devices indicating-
 - (i) specific hours, places, goods or services in respect of which street trading is restricted;
 - (ii) the location or boundaries of a restricted area;
 - (iii) the boundaries of a stand or area set apart for the purposes of the carrying on of the business of street trading under Section 7(3)(b) of the Act.
 - (iv) the fact that any such stand or area has been let or otherwise allocated;
 - (v) any restriction or prohibition against trading in terms of these by-laws; and
 - (vi) the location or boundaries of a prohibited area; and

- (b) display any such sign, marking or device in such a position and manner as will indicate the restrictions or the location or boundaries of the area or stand concerned.

Trading near residential buildings

- 14. No person shall outside an area referred to in Section 7 to 12 inclusive, trade in that half of a public road contiguous to a building used for residential purposes within the demarcated areas of trading as specified in terms of these by-laws, if the owner, person in control or any occupier of any part of the building facing onto such road has objected thereto, provided that in a township or portion thereof mentioned in a resolution of the Council, this section shall not apply to a building used for residential purposes if such building is used for business purposes at ground level.

Trading near certain business premises

- 15.1 No person shall, outside an area referred to in Sections 7 to 12 inclusive, trade on a verge contiguous to that part of a building in which business is being carried on by any person who sells goods of the same nature as or of a similar nature to goods being sold by the first-mentioned person, other than a department store or supermarket without the consent of the second-mentioned person.
- 15.2 In the event of an extension of business by the trader onto the sidewalk, that part of the sidewalk that is occupied by the trader, shall be deemed as the business area of a hawker.

Removal and impoundment

- 16(1) An authorised official may remove and impound any goods, article, receptacle, vehicle or structure –
 - (a) which he reasonably suspects is being used or is intended to be used or has been used in or in connection with street trading; and
 - (b) which he finds at a place where street trading is restricted or prohibited in terms of Sections 14 and 15 and which, in his opinion, constitutes an infringement of any such section.
- 16(2)(a) The Council shall publish a notice in at least any two language newspapers circulating the Dr Pixley Ka Isaka Seme Local Municipal area, containing the following information relating to objects removed in terms of subsection (1):
 - (i) a description of the object, the address where the object is stored and, if known, the name of the owner;

- (ii) that such objects may be claimed by the owners thereof on production of proof of ownership to the satisfaction of the Council;
 - (iii) that any object which has not been claimed within a period of three months from the date of publication of such notice will be destroyed or sold by public auction and the proceeds of such auction retained by the Council to defray its costs;
 - (iv) impoundment of "perishable foodstuffs" will be handled and disposed of in terms of the Health Act.
 - (v) pound fees will be charged as laid down from time to time by the Council.
- (b) The Council may sell by public auction any object unclaimed from it more than three months after a notice contemplated in sub paragraph (a)(iii) has been published in respect of such object, any may retain the proceeds of such auction or may destroy such object.
- (c) The Council shall not be liable for compensation to any person for damages arising out of the damage to or the loss of any object removed in terms of subsection (1) or the sale thereof by public auction, and the owner of such object shall have no claim or right of redress against the Council.
- (d)(i) If any object is attached to any immovable property or a fixture contemplated in subsection (1), and such object is under the apparent control of a person present thereat, any authorised official of the Council may order such person to remove the object, and if such person refuses or fails to remove the object, he shall be guilty of an offence.
- (ii) When any person fails to comply with an order to remove an object referred to in sub paragraph (i), any officer of the Council may take such steps as may be necessary to remove the object.

Vending of newspapers and flowers

- 17.(1) Notwithstanding any other provision of these by-laws, and unless an intersection is otherwise specified by Council resolution as a prohibited or restricted area contemplated in Section 8, 9 and 12, no person other than a person who sells newspapers and flowers may carry on business on any sidewalk within 5 metres from any intersection.
- (2) No person who sells newspapers shall deposit his wares upon the ground or surface of any public place for the purpose of sale otherwise than in an orderly pile neat stacked and not exceeding 1m in length measured parallel to the kerb, or roadway, 450mm in width and 500mm in height above the sidewalk level.

Vending of ice-cream

18. Street vendors trading in ice-cream are permitted to trade from either a self-propelled motor vehicle, a bicycle, a tricycle or on foot in any street within residential areas and adjacent to school premises provided that the free-flow of traffic should not be interfered with.

Offences

19. Any person who contravenes a provision of these by-laws shall be guilty of an offence.

Presumptions

- 20.(1) In any prosecution for an offence under these by-laws, an allegation in the charge concerned that –
- (a) any goods with which a business was carried on were or were note of a particular kind, class, type or description or as it may be described by resolution of the Council;
 - (b) any goods or services were sold or offered for sale;
 - (c) any place was situate in a public road or public place or within a particular area;
 - (d) any person carried on the business of street trading and in a manner and place alleged, shall be presumed to be correct unless the contrary is proved.
- (2) In any criminal proceedings for a contravention of these by-laws, where it is shown that –
- (a) any goods were displayed in a public place, such goods shall be presumed to have been offered for sale;
 - (b) any property used in the provision of any service was available in a public road or public place, such services shall be deemed to have been offered for supply.

Penalties

21. Any person who is guilty of an offence in terms of these by-laws shall on conviction be liable to a fine as determined by the Court, or to imprisonment for a period not exceeding three months.

Vicarious responsibility of persons carrying on business

22. When an employee of a person conducting the business of street trading does or omits to do any act which would be an offence in terms of these by-laws for that person to do or omit to do, that person shall be deemed himself to have done or omitted to do the act unless he satisfies the court that –
- (a) he neither connived at nor permitted the act or omission by the employee concerned;
 - (b) he took all reasonable steps to prevent the act or omission, and
 - (c) an act or omission, whether lawful or unlawful, of the nature charged on no condition or under no circumstances fell within the scope of the authority or employment of the employee concerned, and the fact that the said person issued instructions whereby an act or omission of the nature is prohibited shall not in itself be sufficient proof that he took all reasonable steps to prevent the act or omission.

Vicarious responsibility of employees

23. When a person carrying on the business of street trading is by virtue of Section 20 liable for an act or omission by an employee of that person, that employee shall also be liable as if he were the person carrying on the business concerned.

SCHEDULE 1**DECLARING AREAS: STREET TRADING _____ AREA**

The Dr Pixley Ka Isaka Seme Local Municipality hereby gives notice in terms of Section 7(2)(f) of the Mpumalanga Business Act, 1996 (Act No. 2 of 1996), that the jurisdictional area of Dr Pixley Ka Isaka Seme Local Municipality is declared a prohibited area for street trading with the exception of the areas as indicated below and subject to the conditions and stipulations of the above Act and the Dr Pixley Ka Isaka Seme Local Municipality Street Trading By-laws with effect on date of this notice:

CENTRAL BUSINESS DISTRICT

Demarcated site number	Street	Location of hawking	Number of hawkers

.....

SCHEDULE 2**DECLARING AREAS: STREET TRADING _____ MUNICIPAL AREA**

Notice is hereby given in terms of Section 7(2)(h) of the Mpumalanga Business Act, Act 2 of 1996 that the Dr Pixley Ka Isaka Seme Local Municipality resolved to amend Local Authority Notice 26 dated 05 February 1999 by adding the following:

NEWLY PROPOSED SITES FOR HAWKERS

Proposed	Total	Location sites

LOCAL AUTHORITY NOTICE 85 OF 2018

Civic Centre
1 Nel Street
Mbombela 1201
Republic of South Africa



P O Box 45
Mbombela 1200
Republic of South Africa
Tel: +27 (0) 13 759-9111
Fax: +27 (0) 13 759-2070

OFFICE OF THE MUNICIPAL MANAGER

LOCAL AUTHORITY NOTICE DRAFT SPATIAL DEVELOPMENT FRAMEWORK REVIEW (2018) FOR THE CITY OF MBOMBELA

Notice is hereby given in terms of section 20(3) (a) of the Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013) (hereinafter referred to as SPLUMA), read with Section 8(2) of the Mbombela by-law on Spatial Planning and land Use Management (Notice 79 of 2015)

A SDF is described by the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), as a component of an Integrated Development Plan which municipalities are obliged to adopt as contemplated in section 25(1) of the said Act. A municipality is also obliged to adopt such SDF for purposes of the provisions of SPLUMA. This review of the City of Mbombela's SDF will replace the current 2011/12 version.

The SDF details the spatial policies, strategies and implementation mechanisms that may or may not have been carried over from previous SDFs, as well as those that have been amended or added. It also includes those components as contemplated in section 21 of SPLUMA. As a result of the review, the City has developed a Draft SDF on which public comment is being sought.

Copies of the Draft SDF will lie open for inspection during normal office hours **for 60 days** from date of publication of this notice at the City Planning Department, Spatial Planning and GIS unit at Civic Centre, 1 Nel Street, 2nd Floor, Room 234a. Copies of the Draft SDF will also be available at the reception of the Mbombela Regional offices in the various administrative Regions. The Draft SDF will also be available for download at the following website address: <http://www.mbombela.gov.za/>

Any comment/representation/objection in respect of the Draft SDF may be submitted in writing for the attention of Mr. B Ntuli and Z Mamali at the Spatial Planning unit at the above address by hand or by registered post (PO Box 45, Mbombela, 1200) or by email (bongi.ntuli@mbombela.gov.za and zwotea.mamali@mbombela.gov.za), within 60 days from date of publication of this notice. Any enquiries may also be directed to the above persons

The City of Mbombela will be running public participation sessions, which you are invited to learn more about these initiative and provide your suggestions and comments.

1. MEETING WITH STAKEHOLDERS

DATE	TIME	VENUE	STAKEHOLDERS
17 October 2018	10h00	Traditional House	Meeting with Traditional Leaders
19 October 2018	10h00	Council Chamber, Mbombela Civic Centre	Meeting with organized business (Business, KLCBT, NAFCOC, Rates payers Association, Farmers Associations, Youth Associations, etc.)
	14h00	Council Chamber, Mbombela Civic Centre	Meeting with Taxi Industry

2. REGIONAL MEETINGS

DATE	TIME	VENUE	REGION	AFFECTED WARDS
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18 October 2018	10h00	Mganduzweni Community Hall	Northern Region	1; 3; 5; 6; 7; 8; 9; 25 & 39
23 October 2018	10h00	Kabokweni Community Hall	Eastern Region	10; 11; 30; 31; 32; 33; 34; 35; 36; 37 & 38
		Zwelisha Community Hall	Central Region	2; 4; 10; 22; 23; 24; 26; 29 & 40
24 October 2018	10h00	Kanyamazane Community Hall	Central Region	18; 19; 20 & 21
		Mbokodo Community Hall	Southern Region	13; 27 & 28
26 October 2018	10h00	Emjindini Community Hall	Southern Region	41; 42; 43; 44 & 45
		Auditorium, Mbombela Stadium	Central Region	12; 14; 15; 16; 17

Civic Centre
1 Nel Street
Mbombela 1201
Republic of South Africa



P O Box 45
Mbombela 1200
Republic of South Africa
Tel: +27 (0) 13 759-9111
Fax: +27 (0) 13 759-2070

OFFICE OF THE MUNICIPAL MANAGER

SATISO MACONDZANA NEKUBUYEKETA KWELUHLELO-NGOMO LWEMKHANDLU WEKUTFUTTFUKA KWENDZAWO (CITY OF MBOMBELA, 2018)

Satiso mayelana nesahluko 20(3) (a) semgomo wekutfutuka kwendzawo (SPLUMA 16 wango 2013) ifundvwe kanye nesahluko 8(2) semgomo wemkhandlu dolobha weMbombela wekutfutuka kwendzawo (Satiso 79 wango 2015).

Lomgomo wekutfutuka kwendzawo (SDF) utseftwe ku Municipal Systems Act 32 of 2000 njengencenye ye Integrated Development Plan, lokufanele kutsi yonkhe imikhandlu dolobha iyilandzele njengekusho kwesahluko 25 (1) walomtsetso longenhla. Umkhandlu kufanele ulandzele lomtsetfo sisekelo wekutfutukiswa kwendzawo kute kugcwaliseke imigomo ye SPLUMA. Lokubuyeketwa kwe SDF yemkhandlu we Mbombela ivala lena yango 2011/2012.

Imininingwane yale SDF ichaza kabanti lemigomo, mihlahlandlela nemibandzela lengahle isetjentiswe nobe lengeke yasentjentiswa kule SDF lebuyeketiwe. Ibuye ifake tichibiyelo ngekushicilelwa kwasahluko 21 we SPLUMA ngenca yelokubuyeketwa, umkhandlu dolobha we Mbombela usungule iSDF ledzinga imibono yemphakatsi.

Ikhophi yale SDF ivulekile kutsi ingahlolwa ngumphakatsi ngesikhatsi semsebenti kungekandluli emalanga langemashumi lasitfupha kusukela ngalelelinga lekuvela kwalesatiso kumaphephandzaba.

Lofuna kwati kabanti ngalesatiso angavakashela lihhovisi laka Spatial Planning & GIS ku mkhandlu dolobha we Mbombela, 1 Nel Street, 2nd Floor, ehhovisi 234A. Ikhophi yale SDF iyatfolakala emahhovisi lamakhulu emkhandlu we Mbombela, nobe utiftolele yona ku website ye Mbombela: <http://www.mbombela.gov.za/>

Bonkhe lebanetifiso nemibono, mayelana nale SDF bangabhalela Mnu B. Ntuli nobe Mnu Z Mamali ehhovisi le Spatial Planning kulikheli (PO Box 45, Mbombela, 1200) nobe bangayitfumela nge email (bongi.ntuli@mbombela.gov.za) and (zwotea.mamali@mbombela.gov.za), kungakandluli emalanga langemashumi lasitfupha kusukela ngalelelinga lekuphuma kwalesatiso.

Umkhandlu dolobha we Mbombela utawuvakashela imiphaphatsi . uyamenywa kutsi utovisisa kabanti uphindze utfole liftuba lokubeka imibono.

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Also available at the **Provincial Legislature: Mpumalanga**, Private Bag X11289, Room 114, Civic Centre Building,
Nel Street, Nelspruit, 1200. Tel. (01311) 5-2133.