



KWAZULU-NATAL PROVINCE
KWAZULU-NATAL PROVINSIE
ISIFUNDAZWE SAKWAZULU-NATALI

Provincial Gazette • Provinsiale Koerant • Igazethi Yesifundazwe

(Registered at the post office as a newspaper) • (As 'n nuusblad by die poskantoor geregistreer)
(Irejistiwee njengephephandaba eposihhovisi)

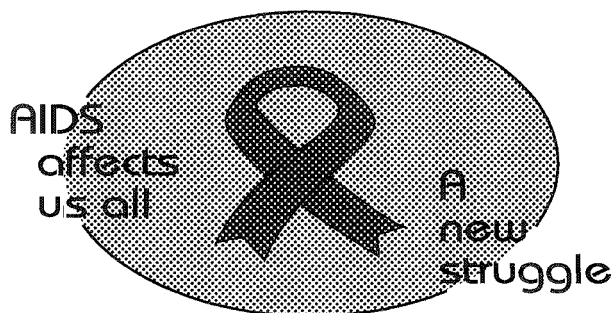
Vol. 2

PIETERMARITZBURG,

10 JULY 2008
10 JULIE 2008
10 kuNTULIKAZI 2008

No. 140

We all have the power to prevent AIDS



**AIDS
HELPLINE**

0800 012 322

DEPARTMENT OF HEALTH

Prevention is the cure

N.B. The Government Printing Works will not be held responsible for the quality of "Hard Copies" or "Electronic Files" submitted for publication purposes



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CONTENTS

<i>No.</i>		<i>Page</i>
MUNICIPAL NOTICES		
68	Emnambithi/Ladysmith Municipality: Property Rates By-law.....	8
69	UMlalazi Municipality: Three-year budget: 2008–2011 and assessment of rates: 2008/2009.....	23
ADVERTISEMENTS		
Miscellaneous (see separate index, page 25)		
ADVERTENSIES		
Diverse (kyk afsonderlike bladwyser, bladsy 25)		
<i>No.</i>		<i>Ikhasi</i>
IZAZISO SIKAMASIPALA		
69	UMasipala waseMlalazi: Isabelozimali seminyaka emithathu kusukela ku 2008 kuya ku 2011 kanye nesilinganiso semali samareyithi sika 2008 kuya ku 2009.....	24
IZIKHANGISO		
Ezingxubevange (bheka uhlu oluseceleni, ekhasini 25)		

IMPORTANT NOTICE

The
KwaZulu-Natal Provincial Gazette Function
will be transferred to the
Government Printer in Pretoria
as from 26 April 2007

NEW PARTICULARS ARE AS FOLLOWS:

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Government Printing Works
149 Bosman Street
Pretoria

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This phase-in period is to commence from **26 April 2007**, which is the closing date for all adverts to be received for the publication date of **3 May 2007**.

Subscribers and all other stakeholders are advised to send their advertisements directly to the **Government Printing Works**, one week (five working days) before the date of printing, which will be a Thursday.

Payment:

- (i) Departments/Municipalities: Notices must be accompanied by an order and official letterhead, including financial codes, contact person and address of Department.
- (ii) Private persons: Must pay in advance before printing.

AWIE VAN ZYL
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.

$\frac{1}{4}$ page **R 187.37**

Letter Type: Arial Size: 10

Line Spacing: At:
Exactly 11pt

**A PRICE
INCREASE OF
8,5% WILL BE
EFFECTIVE ON
ALL TARIFFS
FROM
1 MAY 2008**

$\frac{1}{4}$ page **R 374.75**

Letter Type: Arial Size: 10

Line Spacing: At:
Exactly 11pt

$\frac{1}{4}$ page **R 562.13**

Letter Type: Arial Size: 10

Line Spacing: At:
Exactly 11pt

$\frac{1}{4}$ page **R 749.50**

Letter Type: Arial Size: 10

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Exactly 11pt



REPUBLIC
OF
SOUTH AFRICA

LIST OF FIXED TARIFF RATES AND CONDITIONS

FOR PUBLICATION OF LEGAL NOTICES IN THE *KwaZulu-Natal PROVINCE* *PROVINCIAL GAZETTE*

COMMENCEMENT: 1 MAY 2007

CONDITIONS FOR PUBLICATION OF NOTICES

CLOSING TIMES FOR THE ACCEPTANCE OF NOTICES

1. (1) The *KwaZulu-Natal Provincial Gazette* is published every week on Thursday, and the closing time for the acceptance of notices which have to appear in the *KwaZulu-Natal Provincial Gazette* on any particular Thursday, is **15:00 one week prior to the publication date**. Should any Thursday 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 5 working days prior to the publication date.
- (2) The date for the publication of an **Extraordinary** *KwaZulu-Natal Province Provincial Gazette* is negotiable.
2. (1) Notices received **after closing time** will be held over for publication in the next *KwaZulu-Natal Provincial Gazette*.
- (2) Amendments or changes in notices cannot be undertaken unless instructions are received **before 10:00 on Fridays**.
- (3) 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 (This only applies to Private Companies)

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 *KwaZulu-Natal 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, amendments to copies 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. 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 (This only applies to Private Companies)

9. **With effect from 26 April 2007 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 *KwaZulu-Natal 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 *KwaZulu-Natal Provincial Gazette(s)* or for any delay in despatching it/them.

GOVERNMENT PRINTERS BANK ACCOUNT PARTICULARS

Bank:	ABSA
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Branch code:	632-005
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Mrs. L. Fourie	Tel.: (012) 334-4686
Mrs. H. Wolmarans	Tel.: (012) 334-4591
Mr. A. van Zyl	Tel.: (012) 334-4523

MUNICIPAL NOTICES—MUNISIPALE KENNISGEWINGS—IZAZISO ZIKAMASIPALA

The following notices are published for general information.

Onderstaande kennisgewings word vir algemene inligting gepubliseer.

DR K. B. MBANJWA
Director-General

DR K. B. MBANJWA
Direkteur-generaal

300 Langalibalele Street
Pietermaritzburg
10 July 2008

Langalibalelestraat 300
Pietermaritzburg
10 Julie 2008

Izaziso ezilandelayo zikhishelwe ulwazi lukawonkewonke.

DKT. K. B. MBANJWA
uMqondisi-Jikelele

300 Langalibalele Street
Pietermaritzburg
10 kuNtulikazi 2008

No. 68**10 July 2008****EMNAMBITHI / LADYSMITH MUNICIPALITY****PROPERTY RATES BYLAW**

In terms of the Constitution of the Republic, the Municipality has executive powers and the right to administer local government matters. The Municipality may thus draft policies and promulgate bylaws to administer its powers efficiently. The Municipal Property Rates Act, Act 6 of 2004, Section 6 (1) stipulates that a Municipality must adopt a bylaw to give effect to the implementation of its rates policy.

The Emnambithi / Ladysmith Municipality hereby publishes in terms of Section 13 of the Local Government Municipal Systems Act, Act 32 of 2000, that the bylaw on the Municipal Property Rates for the Emnambithi / Ladysmith Municipality has been passed at a Council Meeting held on 30 June 2008 as per LC38/6/2008 and will take effect on 1 July 2008 as prescribed in terms of Section 2 (2) of the said bylaw.

NOTICE NUMBER 110/ 2008 DATED 30 JUNE 2008.

N J MDAKANE
MUNICIPAL MANAGER

EMNAMBITHI/LADYSMITH LOCAL MUNICIPALITY**PROPERTY RATES BYLAW**

The Emnambithi/Ladysmith Municipality, acting in terms of the Section 13 of the Local Government: Municipal Systems Act, Act 32 of 2000, read with Section 6 (1) of the Local Government: Municipal Property Rates Act, Act No. 6 of 2004 hereby publishes its Property Rates bylaw, which will takes effect on the date of publication thereof.

N.J. Mdakane
MUNICIPAL MANAGER

**BY- LAW ON PROPERTY RATES
FOR****EMNAMBITHI/LADYSMITH LOCAL MUNICIPALITY****TABLE OF CONTENTS****PART 1: GENERAL**

Preamble	11
1. Definitions	4
2. The Authority for the Rating of Properties	16
3. Guiding principles for the rating of property	16
4. Liability for payment of rates	16

PART 2: PROPERTIES

5. Different categories of rateable property	18
6. Properties excluded from rates	18

PART 3:

7. CRITERIA TO BE APPLIED FOR THE DETERMINATION OF DIFFERENT CATEGORIES OF PROPERTIES FOR THE PURPOSE OF LEVYING DIFFERENT RATES	19
8. CRITERIA FOR THE IMPLEMENTATION OF [A] EXEMPTIONS [B] REBATES, AND	

[C] REDUCTIONS	19
9. Criteria in regard to categories of owners of properties in terms of section 15 of the Act	19
A. Exemptions	
10. Exemption of specific categories of rateable properties and specific categories of owners from payment of rates	20
B. Reductions	20
C. Rebates	
 PART 5: MISCELLANEOUS	
12. Property used for multiple purposes	21
13. Phasing in of certain rates	21
14. Register of properties	21
15. Notice in regard to property rates	21
16. Commencement and period of validity of valuation rolls	22
17. Offences and penalties	22
18. Date of commencement of this bylaw	22
19. Short Title	22

PREAMBLE

WHEREAS section 229 of the Constitution of the Republic of South Africa, 1996 [Act No.108 of 1996] empowers municipalities to levy property rates, subject to national legislation;

AND WHEREAS section 2 of the Local Government: Municipal Property Rates Act [Act No. 6 of 2004] [LGMPRA] is the national legislation that empowers a municipality to levy a rate on property in its area;

AND WHEREAS section 6(1) of the above mentioned LGMPRA provide that a municipality must adopt Bylaws to give effect to the implementation of its rates policy for the levying of rates on rateable property;

AND WHEREAS section 6(2) of the LGMPRA allows for differentiation between categories of properties and categories of owners of properties;

AND WHEREAS any exemptions, rebates or reductions provided for in the property rates policy and endorsed by the Bylaws must in terms of section 3(5) comply and be implemented in accordance with a prescribed national framework;

AND WHEREAS IN APPLYING these Bylaws the Council will:

- meet the requirements of the LGMPRA and LGMFMA, including any regulations made under these Acts;
- as part of each annual operating budget process, impose a rate in the rand on the market value of all rateable properties as recorded in the Municipality's valuation roll or supplementary valuation roll(s);
- review, and if necessary adapt the rates policy annually and if necessary amend these Bylaws accordingly; and
- comply with the phasing-in arrangements prescribed in section 21 of the Act to accommodate newly rateable properties;

NOW THEREFORE the Council of the Local Municipality of Emnambithi/Ladysmith has adopted the following Property Rates By-laws to take effect on 1st July 2008, as per Council Resolution.....

GENERAL

PART 1

1. DEFINITIONS

For the purpose of these Bylaws any word or expression to which a meaning has been assigned in the Act shall bear that same meaning in these Bylaws unless the context indicates otherwise. Words used in the masculine gender include the feminine, the singular includes the plural and visa versa.

(l) **“Agent”** in relation to the owner of a property, means a person appointed by the owner of the property:

- a) to receive rental or other payments in respect of the property on behalf of the owner,
 - b) to make payments in respect of the property on behalf of the owner.
- (ii) “**Act**” means the Local Government: Municipal Property Rates Act, [Act No. 6 of 2004] (LGMPRA);
- (iii) “**annually**” means once during every financial year;
- (iv) “**agricultural purpose**” in relation to the use of a property, excludes the use of a property for the purpose of eco-tourism or for the trading in or hunting of game.
- (v) “**business**”, in relation to property, means the use of property for the activity of buying, selling or trading in commodities or services on a stand and includes any office or other accommodation on the same stand, the use of which is incidental to such activity, but does not include the business of agriculture, farming, or any other business consisting of the cultivation of soils, the gathering in of crops, the rearing of livestock or the propagation and harvesting of fish or other aquatic organisms;
- (vi) “**category** “: -
- (a) in terms of property means a category of property as defined in section 8(2) of the Act; and
- (b) in terms of owners of property means the category of owners as defined in section 15(2) of the Act;
- (vii) “**Chief Financial officer**”- the person appointed by the Municipality to administer its finances in terms of section 80(2)(a) of the Finance Management Act;
- (viii) “**Council**” mean the elected and appointed Councilors constituted as the Local Municipality of Emnambithi/Ladysmith as determined by section 18 of the Local Government Structures Act, 1998 [Act no. 117 of 1998];
- (ix) “**dominant use**” in relation to a property means where a particular use is the largest proportion as compared to other uses.
- (x) “**domestic**” refers to state property used by an organ of state for its own purpose. (an organ of state is defined in paragraph (a) of section 239 of the Constitution.)
- (xi) “**exclusion**” means a restriction in terms of the power of the Municipality to levy a rate on a property as prescribed in sections 16 and 17 of the Act;
- (xii) “**exemption of property rates/tax**” means that the category of owners or the category of property be exempted from the payment of the rate to be levied on a property in terms of section 14 of the Act,
- (xiii) “**financial year**” means the period commencing on 1 July of any calendar year ending on the 30 June the following calendar year;
- (xiv) “**indigent household**” means those households who are unable to pay for basic services and rates, no matter how small the amounts seem to be, due to a number of factors and a person classified as such in terms of the Policy for the support of indigent persons;
- (xv) “**illegal use**” means the use of a property in a manner that is inconsistent with or in

contravention of the permitted use, defined per title deed or Town Planning Scheme applicable to, the property;

(xvi) **"indigent"** means an indigent person referred to in the Indigent Policy of the Council;

(xvii) **"industrial"**, in relation to property, means the use of a property for the trade or manufacturing, production, assembly or processing of finished or partially finished products from raw materials or fabricated parts on such a large scale that capital and labour are significantly involved, including any office or other accommodation on the stand, the use of which is incidental to the use of the factory;

(xviii) **"improvement"** means any building or structure on or under a property, but excludes –

(a) a structure constructed solely for the purpose of rendering the property suitable for the erection of any immovable structure thereon; and

(b) any building, structure or equipment or machinery referred to in section 46(3) of the Act.

(xix) **"local community" or "community"** - in relation to the municipality means-

(a) That body of people comprising of:

- (i) the residents of the municipality;
- (ii) the rate payers of the community;
- (iii) any civic organization and non-governmental, private sector or Labour organization or bodies involved in local matters within the area of the municipality;
- (iv) traditional community;
- (v) visitors and people from without the area of the municipality who are present in the area of the municipality and making use of services and facilities provided by the municipality; and includes, more specifically, the poor and the disadvantaged sections of such body of persons.

(xx) **"multiple purposes"**, in relation to property, means the use of a property for more than one purpose and the property thus not being assigned to a single category of properties and, where one use represents on average 90% or more of the property's value, the property is rated as though it were used for that use only;

(xxi) **"Municipality"** –

(a) when referred to as an entity means a municipality as described in section 2 of the Local Government Systems Act, 2000 [Act no. 32 of 2000]; and

(b) when referred to as a geographic area means the municipal area determined in terms of the Local Government: Municipal Demarcation Act, [Act 27 of 1998] as the Municipality of Emnambithi/Ladysmith;

(xxii) **"Municipal Manager"** the person appointed in terms of Section 82 of the Local Government: Municipal Structures Act, 1998 (Act No 117 of 1998) and being the head of administration and accounting officer in terms of section 55 of the Local Government: Municipal Systems Act 2000 (Act No. 32 of 2000);

(xxiii) "Municipal domestic", refers to municipal property used by the municipality for its own purpose

(xxiii) "**occupier**" any person who occupies any property or part thereof, whether or not that person has the right to occupy the property;

(xxiii) "**owner**" –

(a) in relation to a property referred to in paragraph (a) of the definition of "property", means a person in whose name ownership of the property is registered;

(b) in relation to a right referred to in paragraph (b) of the definition of "property", means a person in whose name the right is registered;

(c) in relation to a land tenure right referred to in paragraph (c) of the definition of "property", means a person in whose name the right is registered or to whom it was granted in terms of legislation; or

(d) in relation to public service infrastructure referred to in paragraph (d) of the definition of "property", means the organ of state which owns or controls that public service infrastructure as envisaged in the definition of "publicly controlled" : provided that a person mentioned below may for the purpose of this Bylaw be regarded as the owner of a property in the following cases:

- (i) a trustee, in the case of a property in a trust excluding state trust land;
- (ii) an executor or administrator, in the case of a property in a deceased estate;
- (iii) a trustee or liquidator, in the case of a property in an insolvent estate or in liquidation;
- (iv) a judicial manager, in the case of a property in the estate of a person under judicial management;
- (v) a curator, in the case of a property in the estate of a person under curatorship;
- (vi) a person in whose name a usufruct or other personal servitude is registered, in the case of a property that is subject to a usufruct or other personal servitude;
- (vii) a lessee, in the case of a property that is registered in the name of Local Municipality and is leased by it; and
- (viii) a buyer, in the case of a property that was sold by the Local municipality and of which possession was given to the buyer pending registration of ownership in the name of the buyer;

(xxiv) "**policy**" means the Property Rates Policy adopted by the Council of Ennambithi/ladysmith;

(xxv) "**property**" means –

(a) immovable property registered in the name of a person, including, in the case of a sectional title scheme, a sectional title unit registered in the name of a person;

(b) a right registered against immovable property in the name of a person, excluding a mortgage bond registered against the property;

(c) a land tenure right registered in the name of a person or granted to a person in terms of legislation, or

(d) public service infrastructure;

(xxvi) "**property register**" means the register of all the properties in the area of jurisdiction of the Emnambithi/Ladysmith Municipality as prescribed in section 23 of the Act;

(xxvii) "**permitted use**" in relation to property, means the limited purposes for which the property may be used in terms of the restrictions imposed by –

- (a) the conditions of the title;
- (b) the town planning or land use scheme;
- (c) any legislation applicable to the property;

(xviii) "**publicly controlled**", means owned by or otherwise under control of an organ of state, including:-

- (a) a public entity listed in the Public Finance Management Act, 1999 (Act No. 1 of 1999),
- (b) a municipality,
- (c) a municipal entity as defined in the Municipal Systems Act, Act 32 of 2000.

(xxviii) "**rates or property tax**" means the tax on a property as defined in section 229(1)(a) of the Constitution;

(xxix) "**rateable property**" includes any rights registered against the property, with the exception of a mortgage bond. Generally, all land within the municipal area is rateable unless it is specifically exempted in terms of section 17 of the Act;

(xxxi) "**reduction**" means the lowering of the market value of the property and the consequently rating of that property at the lower valuation;

(xxxii) "**residential**", in relation to property, means a property having a suite of rooms which forms a living unit that is exclusively used for human habitation purposes or a multiple number of such units as defined in the Town planning Scheme of the Municipality, but exclude a hotel or motel,

(xxxiii) "**rural residential**", in relation to property, means a property having a suite of rooms which forms a living unit that is used for human habitation purposes or a multiple number of such units, excluding a hotel, motel, which is situated outside the old boundaries of the Emnambithi/Ladysmith Municipality (Ladysmith, Ezakheni, Ezakheni Industrial Estate, Steadville, Colenso and Nkanyezi)

(xxxiii) "**vacant land**" means land on which no immovable improvements have been erected,

(xxxiv) "**farm properties**" means properties used or most likely to be used for agricultural purpose and two (2) hectares in extent,

(xxxv) "**small holding**" means properties used or most likely to be used for agricultural purposes and two (2) hectares or smaller in extent,

(xxxvi) "**usufruct**" is the legal right to use and derive profit or benefit from property that belongs to another person, as long as the property is not damaged.

2. THE AUTHORITY FOR THE RATING OF PROPERTIES

The Council complies with section 2(3) of the Act, namely the power of the municipality to levy a rate on property is subject to regulations contained in:-

- (a) section 229 and other applicable provisions of the Constitution;
- (b) the provisions of the Act; and
- (c) this Bylaw.

3. GUIDING PRINCIPLES FOR THE RATING OF PROPERTY

- (1) The Council, having exclusive power to levy a rate on property, will apply this power;-
 - (a) optimally and expansively within the area of jurisdiction of Emnambithi/Ladysmith, and
 - (b) with due regard to the total income pool of all sources of income of the municipality.
- (2) The rating of property will be done impartially, fairly, equitably and without bias, and these principles also apply with regard to –
 - (a) the laid down criteria for exemptions, reductions and rebates contemplated in section 15 of the Act; and
 - (b) the exemption and exclusion from rates of certain properties contemplated in section 17 of the Act.
- (3) The Council will, as part of each annual budget process, determine a rate in the rand for every category of properties.
- (4) The effect of rates on the poor has been taken into account in the Municipality's policy on Indigent debtors. All residential properties with a value below an amount to be determined during the budget process are exempted from assessment rates.
- (5) The valuation of rateable property will be undertaken by the Council during a general valuation of all rateable properties and a new valuation roll will be prepared every fourth year.

Supplementary valuations will be undertaken on an ongoing basis and supplementary valuation rolls will be prepared as and when required but at least once a year.

Amendments to the valuation roll to reflect changes to the owner, address, category, extent, description or other prescribed particulars will be made annually in accordance with section 79 of the MPRA, in addition to supplementary valuations roll both hard and electronic copy of the valuation roll will be updated.

4. LIABILITY FOR THE PAYMENT OF PROPERTY RATES

Means and time of payment

- (1) Rate on a property will be levied monthly by the Municipality and must be paid by the owner of the property as set out in section 24 of the Act. Where the rates levied on a property are based on a supplementary valuation made in terms of section 78(1) of the MPRA, the rates are payable from one of the dates contemplated in section 78(4) of the MPRA as resolved by Council.

- (2) The recovery of rates by the Municipality will be in accordance with the Municipality's Credit Control and Debt Collection Policy and Bylaw.
- (3) Rates levied is payable during the financial year in equal intermittent payments. Such amounts will be indicated on the monthly accounts supplied by the municipality and issued to owners of property in terms of Section 27 of the Act.
- (4) Installments are payable on or before the 30th of every month following the month when the rates were levied.
- (5) Interests will be levied on all amounts received after the date determined for payment.
- (6) When the payment of the amount of property rates by cheque is dishonored by the financial institution, the Chief Financial Officer may insist on the payment of the amount due by cash or any other accepted method of payment and the owner will also be responsible for collection costs.

Arrangement for the annual payment of property rates

- (7) The total annual amount in respect of property rates may be paid in advance as a single amount in the relevant financial year, if arranged by the owner of the property and the municipality.

Liability for the payment of rates

- (9) The owner of a property is the person liable for the payment of the rates levied on the property, as determined in section 24 of the Act.
- (10) If an amount due for rates is unpaid by the owner of the property, the Municipality may recover the amount from the tenant or occupier of the property. The amount due for rates may also be recovered from the agent of the owner as set out in section 29 of the Act.
- (11) In the event of a company, closed corporation or body corporate in terms of the Sectional Titles Act, 1986 [Act No. 95 of 1986] is the owner of the property, the payment of property rates is the joint responsibility of the directors and members of the legal person.

Debits on interim valuations

- (12) When a property is transferred all rates payable, due to an interim valuation, is the responsibility of the owner.

Rating of property during developmental processes

- (13) The developer of property is liable for the payment of all rates levied on the property until such time that by means of legal registration in the Deeds Office all the developed properties have been transferred. Rates include those in terms of the agreement between the municipality and the developer during the developing period.

Registration of property subject to the provision of rates clearance certificate

- (14) No transfer of property to a new owner is allowed by the Deeds Office or any registration authority without the provision of a clearance certificated by the Council, stating that rates are paid in full.

Period of availability

- (15) Clearance certificates remain valid for three (3) months.

PART 2**PROPERTIES****5. DIFFERENT CATEGORIES OF RATEABLE PROPERTY**

- (1) Sections 8(1) and 15(1) read in conjunction with paragraph 9 of the Emnambithi/Ladysmith property rates policy and subject to section 19 of the Act provides for the differentiation of property rates for different categories of rateable property.
- (2) The categories of rateable property referred to in section 7(1) are in terms of Section 8(1) of the Act determined according to the –
- (a) use of the property;
- (3) The categories of rateable property determined in terms of section 8(2) of the Act and as reflected in the property rates policy will be the categories adhered to and applied by Council.
- (4) The implementation of property rates will be done in terms of the Council's Property Rates Policy where the criteria will be defined for exemption, rebates and reductions for every specific financial year.

6. PROPERTIES EXCLUDED FROM RATES: IMPERMISSIBLE RATES AND EXEMPTIONS**(1) Properties excluded**

The Council does not intend to levy rates on the properties excluded in terms of Section 17 (1) of the Act.

(2) Impermissible Rates

The Council accepts the principles stipulated in section 17 of the Act not to levy rates –

- (a) on the first 30% of the market value of public service infrastructure; and
- (b) on the first R15 000 of the market value of a property assigned in the valuation roll except vacant land and public service infrastructure.

(3) Exemptions

The Council may in terms of the criteria as set out in its rates policy-

- a) exempt a specific category of owners of properties or the owners of a specific category of properties from payment of a rate levied on their property, or
- b) grant to a specific category of owners of properties, or the owners of a specific category of properties, a rebate on or a reduction in the rates payable in respect of their properties.

(4) IDENTIFICATION OF ALL RATEABLE PROPERTY NOT RATED IN TERMS OF SECTION 7(2)(A)

The Council intends not to levy a rate, as contemplated in section 3(3)(j) read with section 7(2)(a) of the Act, on the properties mentioned in this section.

PART 3

7. CRITERIA TO BE APPLIED FOR THE DIFFERENT CATEGORIES OF PROPERTIES AND FOR DIFFERENT CATEGORIES OF OWNERS OF PROPERTY FOR THE PURPOSE OF LEVYING DIFFERENT RATES

CRITERIA

The criteria to be applied by Council to determine differential rates for the different categories of properties and the owners of properties will be:

- (a) to distinguish among the different categories of rateable properties as defined in section 8 of the Act, and
- (b) to distinguish among the different categories of owners, defined in section 15(2) of the Act, taking their needs and circumstances into account, but to treat persons liable for rates equitably.

8. CRITERIA FOR THE IMPLEMENTATION OF:

The criteria for the implementation of the following:

- [A] EXEMPTIONS;
- [B] REBATES; AND
- [C] REDUCTIONS,

will be as outlined in the Emnambithi/Ladysmith rates policy (paragraph 10)

9. Categories of owners of property

- (1) The Act, in terms of section 15(2) allows municipalities to determine the categories of owners of property in terms of section 15(1), when granting exemptions, rebates or reductions to categories of owners of property.
- (2) The Council therefore identifies the following owners of property: -
 - (a) indigent owners (and or owners temporarily without income);
 - (b) owners dependent on pensions or social grants for their livelihood;
 - (c) owners of property situated within an area affected by:-

- (i) a disaster within the meaning of the Disaster Management Act, 2002 [Act No. 57 of 2002];
- (ii) any other serious adverse social or economic conditions;

who will be considered on application.

A. EXEMPTIONS

10. This mechanism of exemptions implies that the category of owners of property or the category of property is exempted from the promulgated rates levied on rateable property.

(1) Principles applicable to exemptions:

(a) This mechanism for the alleviation of the tax burden will be utilised for the medium to longer-term arrangement or even for the unforeseen future.

(b) The exemption will be applicable for the duration of the valuation roll i.e. for four years, if the Council foresees no need to revise this arrangement during this period.

(c) If a legal person or an organisation qualifies for exemption provided by the SARS, in terms of the Income Tax Act, and proof to the effect is available, the Council may consider an application for exemption.

(2) Criteria in regard to categories of Property in terms of section 8 of the Act

Properties will be exempted, subject to approval of a prescribed application, and compliance with the under mentioned:-

(a) Properties owned by the municipality including those rented to individuals or organisation or clubs irrespective of the use of the property;

(b) any rateable property registered in the name of a welfare organization registered in terms of the National Welfare Act, 1978 (Act 100 of 1978);

(3) Exemption of owners of specific categories of rateable properties from payment of rates.

The Council will annually, during the compilation of the annual budget, consider the granting of exemption from the payment of rates, within the meaning of section 15

(1)(a) of the Act in terms of the principles and criteria set out in paragraphs 10(1) and 10 (2) to the owners of categories of properties.

B. REDUCTIONS

11. This mechanism of reductions allows the lowering of the market value of the property and the consequently rating of that property at the lower valuation.

(1) Principles applicable to reductions:

(a) This mechanism will be implemented if the use of, or activities on the property is temporally or permanently changed.

(b) This mechanism will be of temporary nature, unless it is impossible to revert to the previous value and the activities to the original status of affairs. If the property is successfully restituted a new valuation will be made and included in the following supplementary valuation roll in terms of Section 78.

(2) Criteria in regard to categories of Property in terms of section 8 of the Act

- (a) If a property is materially affected by a disaster such as fire, floods, drought or wind/hurricane and damaged to such extent that it caused adverse economic conditions, the normal business or practice can no longer be performed and the market value of the property is affected, provided such a disaster is declared by the MEC or and the Minister responsible for this function and is not applied retrospectively.
- (b) the first 30% of the market value of public service infrastructure,
- (c) the amount prescribed by Section 17 (1) of the Act of the market value of all properties.

C) REBATES.

A rebate on rates shall be as detailed in the Emnambithi/Ladysmith Municipality's property rates policy (clause 15) and shall be upon application.

PART 5

MISCELLANEOUS

12. Property used for multiple purposes

- (1) For the purpose to impose rates Council will assign the category of properties used for multiple purposes, as contemplated in section 9 of the Act, in terms of the following criteria:
 - (a) a purpose corresponding with the dominant use of the property;
- (2) As contemplated in section 3(3)(d) of the Act, it is hereby determined that the municipality's powers in terms of section 9(1) be exercised in relation to the actual use of the properties.

13. PHASING IN OF CERTAIN RATES

- (1) As contemplated in section 21 of the Act, the following rates will be phased in over a period of three (3) financial years:
 - a) rates levied on newly rated property, and
 - b) rates levied on property owned by a land reform beneficiary, ten years after registration of title in the beneficiary's name, will be phased in over a period of three (3) financial years.
- (2) As contemplated in Section 21 of the Act, the following rates will be phased in over a period of four (4) financial years:
 - a) rates levied on an organization conducting specific public benefit activities and registered in terms of the Income Tax Act.

14. REGISTER FOR PROPERTIES

The Municipal Valuer must compile a register of all properties in the municipal area of Emnambithi/Ladysmith and update such as prescribed in terms of section 23 of the Act.

15. NOTICE IN REGARD TO PROPERTY RATES.

- (1) The Council must give at least thirty (30) days notice, prior to the implementation of any rates adopted during the annual operating budget. All accounts served after the mentioned period of notice will be based on the new approved rates.
- (2) The above referred notice, containing the contents of the resolution of Council, the date of implementation of the tariffs and an invitation for complaints against the tariffs, must be exhibited on the regular places used for this purpose.
- (3) All complaints received during the prescribed period must be considered by the Council.

16. COMMENCEMENT AND PERIOD OF VALIDITY OF VALUATION ROLLS

In terms of section 32 the valuation roll takes effect-

- (a) on the date of commencement of the financial year following completion of the public inspection period required by section 49; and
- (b) remains valid for the next four financial years being 2008/2009; 2009/2010; 2010/2011 and 2011/2012.]

17. OFFENCES AND PENALTIES

Any person:

- (a) contravening, or fails to comply with, neglect or ignore, any of the provisions of this by-law;
- (b) fail to comply or refuse to submit information required by the Council in terms of this by-law;
- (c) submit false or fallacious information on purpose;
- (d) prevent an authorized employee or agent of the Council entrance to a property to perform his duties;
- (e) prevent or hinder an employee or agent of the council to perform his duties; shall be guilty of an offence and shall, on conviction be liable to a fine determined by a competent court or in default of payment, to imprisonment or to both or shall be subject to the action by Council in terms of its Debt Collection and Credit Control policy and bylaw.

18. DATE OF COMMENCEMENT OF THIS BY-LAW

- (1) In terms of section 3(2) of the Act this Bylaw shall take effect on the effective date of the first valuation roll prepared by the municipality in terms of this Act.
- (2) The effective date of the first valuation roll prepared by the Municipality is 1 July 2008.

19. SHORT TITLE

These Bylaws are called the Property Rates Bylaws of the Local Municipality of Emnambithi/Ladysmith.

No. 69**10 July 2008****NOTICE 53 / 2008****uMLALAZI MUNICIPALITY****3 YEAR BUDGET: 2008-2011 & ASSESSMENT OF RATES : 2008/2009**

Notice is hereby given in terms of Section 21A of the Local Government Municipal Systems Act 32 of 2000, read together with Section 22 of the Local Government Municipal Finance Management Act 56 of 2003 that the uMlalazi Municipality has finalized its 3 year Capital and Operating Budget for 2008/2011 financial years.

Notice is further given in terms of Section 14 of the Local Government Property Rates Act 06 of 2004 that subject to the provisions of the Councils Rates Policy and Rates Bylaws the uMlalazi Municipality by resolution dated 28 May 2008 has determined the property valuation rate for the financial year ending 30 June 2009 at 1.17 cents in the rand. The final date for the payment of assessments rates is 30 September 2008.

The above mentioned document may be viewed on the Council's Website www.umlalazi.org.za and during normal office hours at the following venues: -

1. Corporate Services Department, Civic Buildings, Hutchinson Street, Eshowe
2. Mtunzini Civic Offices, Hely Hutchinson Street, Mtunzini
3. Gingindlovu Civic Offices, Main Street, Gingindlovu

CHRIS GERBER
MUNICIPAL MANAGER

No. 69

10 kuNtulikazi 2008

ISAZISO ESINGUNOMBOLO 53/2008

UMASIPALA WASEMLALAZI

ISABELO-MALI SEMINYAKA EMITHATHU L: 2008-2011 KANYE
NESILINGANISO SEMALI EKHOKHWAYO YAMA-RATES YONYAKA KA
:2008/2009

Kunikezwa isaziso lapha njengokulandisa kweSigaba 21A soMthetho 32 ka 2000 weziNhlelo zikaMasipala zokuPhathwa koHulumeni baseKhaya, ofundwa ngokuhlanganyela nesigaba 22 somthetho 56 ka 2003 sokuPhathwa kweziMali zoMasipala ngaphansi koHulumeni baseKhaya, ukuthi uMasipala waseMlalazi ususiphothulile isabelo-mali seminyaka yezimali emithathu kusuka ku-2008/2011 lesiqondene neMali yeNgqalasizinda kanye neMali yokusebenza nsuku zonke.

Kunikezwa isaziso futhi sokuthi njengokulandisa kweSigaba 14 soMthetho 06 ka 2004 oqondene nemali eyintela yama-Rates omhlaba nezindlu ngaphansi koHulumeni baseKhaya, ngokulandela izimiso zemithetho yama-Rates kanye neNqubo-mgomo yesiGungu yama-Rates, uMasipala waseMlalazi, ngesinqumo esathathwa mhlaka 28 Meyi 2008 usuluphothulile uhlelo lokuklanywa kwemali eyintela yama-Rates omhlaba nezindlu lonyaka wezimali ophela mhlaka 30 Juni 2009 ngesilinganiso semali engu 1.17 cent kulelo nalelo Randi. Usuku lokugcina lokukhokhwa kwemali yama-Rates eyisilinganiso umhlaka 30 Septhemba 2008.

Imiqulu ebalulwe ngasenhla ingahlolwa kwi-Website yesiGungu
kulelikheli: www.umlalazi.org.za nangezikhathi zokusebenza eziwayelekile
kulezizindawo ezilandelayo:

1. uMnyango obhekene nezidingo zamaBhizinisi, Civic Buildings, Hutchinson Street, Eshowe
2. Emahhovisi oMphakathi e-Mtunzini, Hely Hutchinson Street, Mtunzini
3. Emahhovisi oMphakathi e-Gingindlovu, Main Street, Gingindlovu

CHRIS GERBER
IMENENJA KAMASIPALA

ADVERTISEMENTS—ADVERTENSIES-IZIKHANGISO

MKHAMBATHINI LOCAL MUNICIPALITY**CAMPERDOWN TOWN-PLANNING SCHEME**

Notice is hereby given in terms of section 47*bis* B of the Town-planning Ordinance, No. 27 of 1949, as amended, that an application has been received by the Mkhambathini Local Municipality to amend the Camperdown Town-planning Scheme in course of preparation by rezoning Erf 178, from Special Residential to Commercial. Details of the proposed amendment are available for inspection during office hours at the Mkhambathini Council Offices, 18 Old Main Road, Camperdown.

Any representations or objections by persons who have an interest in the matter must be submitted in writing to: The Municipal Manager, Mkhambathini Municipality, Private Bag X04, Camperdown, 3720, within 21 days of the date of this publication.

Mr D A PILLAY, Municipal Manager

MKHAMBATHINI PLAASLIKE MUNISIPALITEIT**CAMPERDOWN DORPSBEPLANNINGSKEMA**

Kennis geskied hiermee ingevolge artikel 47 *bis* B van die Dorpsbeplanning Ordonnansie, No. 27 van 1949, soos gewysig, dat 'n aansoek deur Mkhambathini Plaaslike Munisipaliteit ontvang is om die Camperdown-dorpsbeplanningskema te wysig deur die hersonering van Erf 178, van Spesiale Woondoeleindes tot Kommersieel.

Besonderhede van die voorgestelde wysigings lê gedurende kantoorure by die kantore van die Mkhambathini Munisipaliteit, Ou Hoofstraat 18, Camperdown.

Enige vertoë of besware moet skriftelik ingedien word by die Munisipale Bestuurder, Mkhambathini Munisipaliteit, Privaatsak X04, Camperdown, 3720, binne 21 dae vanaf die publikasie hiervan.

Mnr D A PILLAY, Munisipale Bestuurder

MKHAMBATHINI MUNICIPALITY

NOTICE OF EXTENSION OF THE CAMPERDOWN TOWN-PLANNING SCHEME: SECTION 45 OF THE TOWN-PLANNING ORDINANCE No. 27 OF 1949: REMAINDER OF PORTION 111, REMAINDER OF PORTION 112, PORTION 114, REMAINDER OF PORTION 191, PORTION 221 (OF 189), PORTION 212 (OF 204), PORTION 209 (OF 111) AND PORTION 210 (OF 112) OF THE FARM VAALKOP AND DADELFontein No. 885

1. Notice is hereby given in terms of section 45 of Ordinance No. 27 of 1949, as amended, that the Mkhambathini Municipality by resolution taken on 31 March 2008 resolved to extend the Camperdown Town-planning Scheme in the course of preparation in respect of the Remainder of Portion 111, Remainder of Portion 112, Portion 114, Remainder of Portion 191, Portion 221 (of 189), Portion 212 (of 204), Portion 209 (of 111) and Portion 210 (of 112) of the Farm Vaalkop and Dadelfontein No. 885 as shown on the plan in the Municipal Offices, and such resolution was approved with conditions on behalf of the Premier on 11 June 2008, and has therefore taken effect from the latter date, which is hereinafter referred to as the date of effect. A plan defining the area to which the said resolution applies may be inspected at the offices of the Municipality at 18 Old Main Road, Camperdown during normal office hours.
2. The effect of the resolution in question having been so approved, is that, pending approval of the applicable zoning in terms of the Camperdown Town-planning Scheme which is to be prepared—
 - (a) no person may within the area defined in the plan mentioned above without prior authority of the Municipality—
 - (i) erect, alter or extend a building or structure;
 - (ii) develop or use any land, or use any building or structure, for any purpose different from the purpose for which it was being developed or used, as the case may be, at the date of effect;
 - (iii) use any building or structure erected after the date of effect for a purpose different from the purpose for which it was erected; or
 - (b) where there has been any interruption in the development or use of land or the use of any building or structure after the date of effect for a continuous period exceeding eighteen months, or where any building or structure erected after the date of effect is not used for the purpose for which it was erected within eighteen months of its completion, it shall not be lawful to recommence such development or use or commence such use as the case may be, without the authority of the Municipality.

3. If any building, alteration, addition or other work for which the authority of the Municipality is required has been proceeded with without such authority being obtained, the Municipality may cause such building, alteration or additions or other work to be pulled down, demolished and destroyed, and may recover the expenses thereby incurred by it from the person responsible for the construction of the building or structure or the alteration, addition or other work, irrespective of any criminal proceedings which may have been instituted.
4. Any person who feels aggrieved by any decision or order of the Municipality in respect of any matter referred to in paragraph 2 above may pursuant to section 67 *ter* of the ordinance, give notice to the Municipality within 28 days of being notified of such decision or order, of his intention to appeal to the Town Planning Appeals Board setting forth in such notice his grounds of appeal and shall also lodge with the Secretary of the Appeals Board within 21 days of his giving such notice a memorandum setting out his grounds of appeal, and in all other respects comply with the procedure in connection with such appeals as laid down in the said section and in the "Regulations relating to the Town Planning Appeals Board and the Hearing of Appeals."

D A PILLAY, Municipal Manager

Mkhambatini Municipal Offices, 18 Old Main Road, Camperdown; or Private Bag X04, Camperdown, 3720

MKHAMBATHINI MUNISIPALITEIT

KENNISGEWING VAN DIE OPSTEL VAN 'N DORPSBEPLANNINGSKEMA: ARTIKEL 45 VAN DIE DORPSBEPLANNINGS-ORDONNANSIE No. 47 VAN 1949: RESTANT VAN PORSIE 111, RESTANT VAN PORSIE 112, PORSIE 114, RESTANT VAN PORSIE 191, PORSIE 221 (VAN 189), PORSIE 212 (VAN 204), PORSIE 209 (VAN 111) EN PORSIE 210 (VAN 112) VAN DIE PLAAS VAALKOP EN DADELFontein No. 885

1. Hiermee word ooreenkomstig artikel 45 van Ordonnansie No. 27 van 1949, soos gewysig, bekendgemaak dat die Mkhambathini Munisipaliteit na aanleiding van 'n besluit op 31 Maart 2008 geneem, van voorneme is om die Camperdown-dorpsbeplanningskema uit te brei vir die gebied Restant van Porsie 111, Restant van Porsie 112, Porsie 114, Restant van Porsie 191, Porsie 221 (van 189), Porsie 212 (van 204), Porsie 209 (van 111) en Porsie 210 (van 112) van die plaas Vaalkop en DadelFontein No. 885 soos op die plan ter kantore van die Munisipaliteit aangedui op te stel. Sodanige besluit is op 11 Junie 2008 deur die Premier goedgekeur met voorwaardes en het derhalwe op laasgenoemde datum, wat vervolgens as die inwerkingtredingsdatum bekend sal staan, van krag word. Die plan van die gebied waarop die besluit betrekking het, is beskikbaar vir besigtiging gedurende kantoorure by die Munisipaliteit, Ou Hoofweg No. 18, Camperdown.
2. Na aanleiding van sodanige goedkeuring geld die volgende tot tyd en wyl die voorgestelde hersonering goedgekeur word:
 - (a) Sonder voorafgaande magtiging van die Munisipaliteit mag niemand binne die gebied soos op bostaande plan omskryf:
 - (i) 'n gebou of bouwerk oprig, verander of vergroot nie;
 - (ii) grond ontwikkeling of gebruik of 'n gebou of bouwerk vir enige ander doel as dié waarvoor dit op die inwerkingtredingsdatum ontwikkel of gebruik is, na gelang van die geval, gebruik nie;
 - (iii) 'n gebou of bouwerk, wat na die inwerkingtredingsdatum opgerig is, vir 'n ander doel as dié waarvoor dit opgerig is, gebruik nie; of
 - (b) waar die ontwikkeling of gebruik van die grond of die gebruik van 'n gebou of bouwerk vir 'n aaneenlopende tydperk langer as 18 maande na die inwerkingtredingsdatum onderbreek word, of waar 'n gebou of bouwerk wat na die inwerkingtredingsdatum opgerig is, gebruik word nie, is dit onwettig om sodanige ontwikkeling of gebruik te hervat of om sonder die magtiging van die Munisipaliteit met sodanige gebruik te begin.
3. Indien daar sonder magtiging van die Munisipaliteit voortgegaan word met 'n gebou, verandering, vergroting of enige ander werk waarvoor sodanige magtiging verkry moet word, kan die Munisipaliteit sodanige gebou, verandering, vergroting of ander werk laat aftakel, sloop en vernietig en die onkoste daaraan verbonde verhaal van die persoon wat vir die oprigting van die geboue of bouwerk of verandering, vergroting of ander werk verantwoordelik is, ongeag of 'n strafsak ingestel is al dan nie.
4. Enigeen wat deur 'n besluit of bevel van die Munisipaliteit met betrekking tot enige aangeleentheid wat in Paragraaf 2 vermeld is gegrief word, kan ooreenkomstig artikel 67 *ter* van die Ordonnansie binne 28 dae nadat hulle van sodanige besluit of bevel in kennis gestel is, die Munisipaliteit van sy voorneme om by die Dorpsbeplanningsappèlraad te appelleer in kennis stel en sy gronde van appèl in die Kennisgewing vermeld. Hy moet ook binne 21 dae nadat hy by die Sekretaris van die Appèlraad kennis gegee het, 'n memorandum waarin die gronde vir sy appèl uiteengesit word indien en moet in alle ander opsigte ook aan die prosedure soos 'n vernoemde artikel en in die "Regulasies betreffende die Dorpsbeplanningsappèlraad en die verhoor van Appèl" vervat, voldoen.

DA PILLAY, Munisipale Bestuurder

Ou Hoofweg No. 18, Camperdown, 3720; Privaatsak X04, Camperdown, 3720

DFA APPLICATION**Regulation 21(10) of the Development Facilitation Regulations in terms of the Development Facilitation Act, 1995**

Gareth Graham McGibbon, Victoria Mary Hobson and Livio Augustino Tessarro have lodged an application in terms of the Development Facilitation Act, 1995, for the establishment of residential developments on Erf 1115 Whispers No.13893, (8 subdivisions/ 4 new dwellings) Portion 8 of the Farm Whispers No.13893, (6 subdivisions/ 4 new dwellings) and Erf 1109, Whispers, (3 subdivisions/1 new dwelling). The relevant plans, documents and information are available for inspection at the offices of the Designated Officer and the at the offices of Peter Jewell Consulting Services, 12 Leonards Road, Hilton (T) 033 3433821, (C) 082 4456446, p.jewell@mweb.co.za for a period of 21 days from 10 July 2008.

The application will be considered at a Tribunal hearing to be held at the Exhibition Room Natalia Building, 330 Langalibalele Street, Pietermaritzburg on 19 September 2008 at 10h00 and the prehearing conference will be held at the Exhibition Room Natalia Building, 330 Langalibalele Street, Pietermaritzburg on 31 July 2008 at 10h00. You may attend an inspection in loco of the land development area which will be conducted by the Tribunal on 18 September 2008 at 14h00.

Any person having an interest in the application should please note: You may within a period of 21 days from the date of the first publication of this notice, provide the designated officer with your written objections or representations; or if your comments constitute an objection to any aspect of the land development application, you must appear in person or through a representative before the Tribunal at the prehearing conference, on the date mentioned above. Any written objection or representation must be delivered to the designated officer Mrs R Smith-Petersen, Private Bag X9018, Pietermaritzburg, 3200, and you may contact the designated officer if you have any queries at the following : (T) 033 3556533 (F) 033 3556537

DFA APPLICATION**[Umthetho 21(10) wemithetho yokuKhuthaza iNtuthuko ngokulandela uMthetho wokuKhuthaza iNtuthuko ka-1995]**

Gareth Graham McGibbon, Victoria Mary Hobson and Livio Augustino Tessarro ufake isicelo ngokulandela uMthetho wokuKhuthaza iNtuthuko mayelana nokumiswa kwendawo yokuthuthukiswa Erf 1115 Whispers No.13893, (8 subdivisions/ 4 new dwellings) Portion 8 of the Farm Whispers No.13893, (6 subdivisions/ 4 new dwellings) and Erf 1109, Whispers, (3 subdivisions/1 new dwelling). Ipulani (amapulani), incwadi (izincwadi) neminingwane edingekayo ukuze ihlolwe itholakala: offices of the Designated Officer, futhi Peter Jewell Consulting Services, 12 Leonards Road, Hilton (T) 033 3433821 (C) 082 4456446, p.jewell@mweb.co.za, isikhathi esiyizinsuku ezingama-21 kusukela 10 July 2008.

Isicelo siyocutshungulwa eNkundleni yokulalela izicelo eyohlala Exhibition Room Natalia Building, 330 Langalibalele Street, Pietermaritzburg mhla ka 19 September 2008 ngo 10h00 kanti umhlango wokwendulela uyoba Exhibition Room Natalia Building, 330 Langalibalele Street, Pietermaritzburg mhla ka 31 July 2008 ngo 10h00. Ungaba khona lapho kuhlolwa mathupha indawo ethuthukiswayo okuyokwenziwa yiNkundla yokulalela izicelo mhla ka 18 September 2008 ngo 14h00

Yinoma yimuphi umuntu onentshisekelo mayelana nesicelo kumele aqaphele lokhu: Ezinsukwini ezingu-21 lesi sazizo sokuqala simenyezwe, unganikeza isiphathi-mandla esiqokiwe isikhalo noma umbono wakho obhalwe phansi; noma uma umbono wakho kuyisikhalo esiqondene nokuthile mayelana nesicelo sokuthuthukisa umhlaba, kumele ube khona mathupha noma umelwe ummeli eNkundleni ngosuku olubalulwe ngenhla. Noma yisiphi isikhalo noma umbono obhalwe phansi kumele uthunyelwe kwisiphathi-mandla esiqokiwe Mrs R Smith-Petersen, Private Bag X9018, Pietermaritzburg, 3200, futhi ungathintana nesiphathi-mandla lapha : (T) 033 3556533 (F) 033 3556537

DFA APPLICATION

Regulation 21(10) of the Development Facilitation Regulations in terms of the Development Facilitation Act, 1995

Mr R M Wood has lodged an application in terms of the Development Facilitation Act, 1995, for the establishment of a residential resort development on Portion of the Farm Woodlands No.17777. The development will consist of 12 subdivisions and units. The relevant plans, documents and information are available for inspection at the offices of the Designated Officer and the at the offices of Peter Jewell Consulting Services, 12 Leonards Road, Hilton (T) 033 3433821, (C) 082 4456446, p.jewell@mweb.co.za for a period of 21 days from 10 July 2008.

The application will be considered at a Tribunal hearing to be held at the uMshwathi Municipal Offices , New Hanover on 12 September 2008 at 10h00 and the prehearing conference will be held at the uMshwathi Municipal Offices, New Hanover on 29 July 2008 at 10h00. You may attend an inspection in loco of the land development area which will be conducted by the Tribunal on 11 September 2008 at 14h00.

Any person having an interest in the application should please note: You may within a period of 21 days from the date of the first publication of this notice, provide the designated officer with your written objections or representations; or if your comments constitute an objection to any aspect of the land development application, you must appear in person or through a representative before the Tribunal at the prehearing conference, on the date mentioned above. Any written objection or representation must be delivered to the designated officer Mrs L Russell, Private Bag X9018, Pietermaritzburg, 3200, and you may contact the designated officer if you have any queries at the following : (T) 033 3556421 (F) 033 3556537

DFA APPLICATION

[Umthetho 21(10) wemithetho yokuKhuthaza iNtuthuko ngokulandela uMthetho wokuKhuthaza iNtuthuko ka-1995]

Mr R M Wood ufake isicelo ngokulandela uMthetho wokuKhuthaza iNtuthuko mayelana nokumiswa kwendawo yokuthuthukiswa Portion of the Farm Woodlands No.17777. Ukuthuthukisa kubabandakanya lokhu okulandelayo: 12 subdivisions/units. Ipulani (amapulani), incwadi (izincwadi) neminingwane edingekayo ukuze ihlolwe itholakala: offices of the Designated Officer, futhi Peter Jewell Consulting Services, 12 Leonards Road, Hilton (T) 033 3433821 (C) 082 4456446, p.jewell@mweb.co.za, isikhathi esiyizinsuku ezingama-21 kusukela 10 July 2008.

Isicelo siyocutshungulwa eNkundleni yokulalela izicelo eyohlala uMshwathi Municipal Offices , New Hanover mhla ka 12 September 2008 ngo 10h00 kanti umhlangano wokwendulela uyoba uMshwathi Municipal Offices , New Hanover mhla ka 29 July 2008 ngo 10h00. Ungaba khona lapho kuhlolwa mathupha indawo ethuthukiswayo okuyokwenziwa yiNkundla yokulalela izicelo mhla ka 11 September 2008 ngo 14h00

Yinoma yimuphi umuntu onentshisekelo mayelana nesicelo kumele aqaphele lokhu: Ezinsukwini ezingu-21 lesi sazizo sokuqala simenyezwe, unganikeza isiphathi-mandla esiqokiwe isikhalo noma umbono wakho obhalwe phansi; noma uma umbono wakho kuyisikhalo esiqondene nokuthile mayelana nesicelo sokuthuthukisa umhlaba, kumele ube khona mathupha noma umelwe ummeli eNkundleni ngosuku olubalulwe ngenhla. Noma yisiphi isikhalo noma umbono obhalwe phansi kumele uthunyelwe kwisiphathi-mandla esiqokiwe Mrs L Russell, Private Bag X9018, Pietermaritzburg, 3200, futhi ungathintana nesiphathi-mandla lapha : (T) 033 3556421 (F) 033 3556537

NEWCASTLE MUNICIPALITY**NOTICE No. 117 OF 2008****TOWN-PLANNING SCHEME**

Notice is hereby given in terms of section 47 *bis* B (2) (b) of Ordinance No. 27 of 1949, as amended, that the Newcastle Municipality received an application to amend its town-planning scheme in the course of preparation as indicated in the schedule below.

A copy of the proposal together with plans are lying open for inspection in the office of the Strategic Executive Director: Town-planning, situated at the western end of Hospital Street, Newcastle, and any person who has a sufficient interest in the said proposal may lodge written representations or objections with the undersigned on or before 31 July 2008.

SCHEDULE

The rezoning of Erf 15551, Newcastle (15–17 Grafiet Avenue), from “Single Residential” to “Worship” as depicted on Sketch Plan W15551.

B. E. NTANZI, Municipal Manager

Municipal Offices, Private Bag X6621, Newcastle, 2940.

NEWCASTLE MUNISIPALITEIT**KENNISGEWING No. 117 VAN 2008****STADSBEPLANNINGSKEMA**

Hierby word ooreenkomstig artikel 47 *bis* B (2) (b) van Ordonnansie No. 27 van 1949, soos gewysig, bekend gemaak dat die Newcastle Munisipaliteit aansoek ontvang het om sy Stadsbeplanningskema wat opgestel word te wysig soos uiteengesit in die ondergaande Skedule.

'n Afskrif van die voorstel tesame met die plan lê ter insae in die kantoor van die Strategiese Uitvoerende Direkteur: Stadsbeplanning, westelike einde van Hospitaalstraat, Newcastle, en enigeen met voldoende belang by vermelde voorstel mag skriftelike besware of verhoë in daardie verband voor of op 31 Julie 2008 by die ondergetekende indien.

SKEDULE

Die hersonering van Erf 15551, Newcastle (15–17 Grafiet Avenue), vanaf “Enkerwoon” na “Aanbidding” soos aangedui op Sketsplan W15551.

B. E. NTANZI, Munisipale Bestuurder

Munisipale Kantore, Privaatsak X6621, Newcastle, 2940.

NEWCASTLE MUNICIPALITY**NOTICE No. 115 OF 2008****TOWN-PLANNING SCHEME**

Notice is hereby given in terms of section 47 *bis* A (2) (a) of Ordinance No. 27 of 1949, as amended, that the Newcastle Municipality intends to amend its town-planning scheme in the course of preparation as indicated in the Schedule below.

A copy of the proposal together with plans are lying open for inspection in the office of the Strategic Executive Director: Town-planning, situated at the western end of Hospital Street, Newcastle, and any person who has a sufficient interest in the said proposal may lodge written representations or objections with the undersigned on or before 31 July 2008.

SCHEDULE

The rezoning of 3/2/607, Newcastle (73 Harding Street, Newcastle) from “Car park” to “Transitional Zone” as depicted on Sketch Plan W607/2/3.

B. E. NTANZI, Municipal Manager

Municipal Offices, Private Bag X6621, Newcastle, 2940.

NEWCASTLE MUNISIPALITEIT**KENNISGEWING No. 115 VAN 2008****STADSBEPLANNINGSKEMA**

Hierby word ooreenkomstig artikel 47 *bis* A (2) (a) van Ordonnansie No. 27 van 1949, soos gewysig, bekend gemaak dat die Newcastle Munisipaliteit voornemens is om sy Stadsbeplanningskema wat opgestel word te wysig soos uiteengesit in die ondergaande Skedule.

'n Afskrif van die voorstel tesame met die plan lê ter insae in die kantoor van die Strategiese Uitvoerende Direkteur: Stadsbeplanning, aan die westelike einde van Hospitaalstraat, Newcastle, en enigeen met voldoende belang by vermelde voorstel mag skriftelike besware of verhoë in daardie verband voor of op 31 Julie 2008 by die ondergetekende indien.

SKEDULE

Die hersonering van Erf 3/2/607, Newcastle (Hardingstraat 73, Newcastle), vanaf "Parkering" na "Oorgangsone 2" soos aangedui op Sketsplan W 3/2/607.

B. E. NTANZI, Munisipale Bestuurder

Munisipale Kantore, Privaatsak X6621, Newcastle, 2940.

THE MSUNDUZI MUNICIPALITY TOWN PLANNING SCHEME

Notice is hereby given in terms of Section 47bis B (2)(b), read in conjunction with Section 47bis A (2), of the Town Planning Ordinance (Ordinance No. 27 of 1949, as amended) that it is the intention of The Msunduzi Municipality to consider an application for the rezoning from "General Residential" to "Office" purposes in respect of Portions 1 and 2 of Erf 1055 Pietermaritzburg being 10 and 12 Coronation Road : Scottsville.

A copy of the proposed amendment and documents are lying for inspection at the Corporate Asset Management Public Enquiry Counter, 5th Floor, Professor Nyembezi Centre, 341 Church Street, Pietermaritzburg.

Any person having sufficient interest therein may lodge written objections or representations relating thereto with the Strategic Executive Manager [Corporate Strategic Planning] by not later than **8 August 2008** at 5th Floor Professor Nyembezi Centre, 341 Church Street, Pietermaritzburg (P.O. Box 1393, Pietermaritzburg, 3200).

City Hall
Pietermaritzburg

Mr R.F. Haswell
MUNICIPAL MANAGER

DIE MSUNDUZI MUNISIPALITEIT STADSBEPLANNING SKEMA

Kennis word hierby ingevolge Artikel 47 bis B (2)(b), saamgelees met Artikel 47 bis A(2) van die Dorpbeplanningsordonnansie (Ordonnansie No 27 van 1949, soos gewysig) gegee dat Die Msunduzi Munisipaliteit van voorneme is om 'n aansoek te oorweeg om die hersonering vanaf "Algemene Woonbuurt" na "Kantoor" ten opsigte van Gedeeltes 1 en 2 van Erf 1055 Pietermaritzburg, synde Coronationweg 10 en 12 : Scottsville.

'n Afskrif van die voorgestelde wysiging en dokumentasie lê ter insae beskikbaar by die Openbare Navrae Toonbank van Ontwikkelings bestuur, 5de verdieping, Professor Nyembezi Sentrum (Symons Sentrum Gebou), Kerkstraat 341, Pietermaritzburg.

Enige persoon met voldoende belang kan skriftelike besware of verhoë ten opsigte van die aansoek en voorgestelde wysigings voor of op **8 Augustus 2008** by die Strategiese Uitvoerende Bestuurder : Korporatiewe Strategiese Beplanning , 5 de vloer Professor Nyembezi Sentrum (Symons Sentrum Gebou) , Kerkstraat 341, Pietermaritzburg (Posbus 1393 Pietermaritzburg, 3200) indien.

Stadsaal
Pietermaritzburg

Mr R Haswell
MUNISIPALE BESTUURDER

ETHEKWINI MUNICIPALITY–SOUTH**NOTICE No. 04/2008****PROPOSED REZONING TO KINGSBURGH TOWN-PLANNING SCHEME IN THE COURSE OF PREPARATION**

Notice is hereby given in terms of section 47 *bis* of Ordinance No. 27 of 1949, as amended, that application has been made to Council, for authority to amend the Kingsburgh Town-planning Scheme in the course of preparation: By the rezoning of Erf 973, Kingsburgh, from Special Residential to Intermediate Residential.

Copies of the proposed rezoning and the relevant plans are open for inspection at the Town-planning Offices, 2 Liberty Road, Illovo, during office hours. Consult your local office.

Any person having sufficient interest in the proposed rezoning may lodge written objections or representations relating thereto with the Head: Development Planning, Environment & Management at the above address below, by Friday, 1 August 2008.

Ms S. T. MOONSAMMY, Head: Development Planning, Environment & Management

eThekwini Municipality–South, P.O. Box 26, Amanzimtoti, 4125

ETHEKWINI MUNICIPALITY–SOUTH**SOUTH AREA OFFICE****PROPOSED AMENDMENT: UMBONGINTWINI TOWN-PLANNING SCHEME IN THE COURSE OF PREPARATION**

Notice is hereby given that application has been made to the Council in terms of section 47 *bis* B of the Town-planning Ordinance, 1949 (Ord. No. 27 of 1949) (as amended), for authority to amend the Umbongintwini Town-planning Scheme in the course of preparation by rezoning of Portions 2109, Umlazi Native Location 4676 and 2190 (of 2109), Umlazi Native Location 4676 from Bantu Compound, Administration and Private Open Space purposes to Industry purposes and by the addition of the definition of Container Depot in Table A: Types of building and land uses.

Copies of the proposed amendment are opened for inspection at the Town Planning Department, 2 Liberty Street, Illovo, weekdays between the hours of 08h30 and 12h30.

Any person having sufficient interest in the proposed amendment may lodge written objections or representations relating thereto with the Regional Coordinator: Land Use Management, at the address below, by Friday, 25 July 2008.

Dr M. O. SUTCLIFFE, City Manager

eThekwini Municipality, South Regional Office, P.O. Box 26, Amanzimtoti, 4125

GREATER KOKSTAD MUNICIPALITY TOWN-PLANNING SCHEME**PROPOSED AMENDMENT IN COURSE OF PREPARATION IN TERMS OF SECTION 47 *bis* OF
ORDINANCE No. 27 OF 1949**

Notice is hereby given that an application has been made with the Council for authority to amend the Kokstad Town-planning Scheme in course of preparation by rezoning of Erf 583, Kokstad, from General Industrial to Intermediate Residential zoning.

Copies of the proposed amendment and relevant plans are open for inspection at Infrastructure Department Offices, 84 Hope Street, Kokstad, during office hours.

Any person having sufficient interest may lodge written objections or representations relating thereto with the Municipal Manager, P.O. Box 8, Kokstad, by no later than the close of business on 31 July 2008.

Name and address of applicant: MSC Basheer, P.O. Box 10726, Marine Parade, 4056.

GROTER KOKSTAD MUNISIPALITEIT DORPSBEPLANNINGSKEMA**VOORGESTELDE VERANDERING IN KOERS VAN VOORBEREIDING KRAGTENS ARTIKEL 47 *bis*
VAN ORDONNANSIE No. 27 van 1949**

Kennis word hiermee gegee dat 'n aansoek by die Raad gedoen is vir toestemming om die dorpsbeplanningskema te verander in koers van voorbereiding van Erf 583, Kokstad, van Algemeen Industrieel tot Intermedier Woonbuurt sone.

Afskrifte van die voorgestelde veranderinge en die plan sal gedurende gewone kantoorure te Infrastruktuur Departement Kantore, Hoopstraat 84, Kokstad, beskikbaar wees.

Belanghebbendes kan enige besware skriftelik indien, by die Munisipale Bestuurder, Posbus 8, Kokstad, voor 31 Julie 2008.

Naam en adres van applikant: MSC Basheer, P.O. Box 10726, Marine Parade, 4056.

ETHEKWINI MUNICIPALITY
OUTER WEST ADMINISTRATIVE AREA
AMENDMENT TO THE
CONSOLIDATED OUTER WEST TOWN PLANNING SCHEME
IN THE COURSE OF PREPARATION

Notice is hereby given that application has been made to the Council in terms of Section 47 bis B of the Town Planning Ordinance No. 27 of 1949 (as amended) for authority to amend the Consolidated Outer West Town Planning Scheme in the course of preparation by the rezoning of Portion 1068 of the Farm Albinia No. 957, 3 Shongweni Road, Hillcrest, from Special Residential to Transitional Office.

Copies of the proposed amendment and the relevant plans and documents are open for inspection at the Civic Offices, 22 Delamore Road, Hillcrest.

Any person having sufficient interest in the proposed amendment may lodge written objections or representations relating thereto with the undersigned by 1 August 2008.

Manager : Planning and Development
Outer West Administrative Area
P. O. Box 36
Kloof
3640

22 Delamore Road
Hillcrest

UMKHANDLU OMKHULU WETHEKU

IHHOVISI LEZOKUPHATHA ENTSHONALANGA ENGAPHANDLE ISIPHAKAMISO
NGEZICHIBIYELO : KUSOMQULU ODIDIYELWE WOKUHLELWA KWEDOLOBHA
ENTSHONALANGA ENGAPHANDLE

Isaziso ngokwesigaba 47 bis B somthetho wezokuhlelwa kwamadolobha (Town Planning Ordinance No. 27 of 1949) ngokuchitshiyelwa, niyaziswa esifakwe kuMkhandlu weTheku oseNtshonalanga engaphandle mayelana noguquko kumSomqulu wokuHlelwa kweDolobha, odidiyelwe waseNtshonalanga Engaphandle, esimayelana nokuhlelwa kabusha komhlaba (rezoning) ohlongozwayo ongunombolo Portion 1068 of the Farm Albinia No. 957, okunonbolo 3 Shongweni Road, eHillcrest, uguqulwa ekusebetshenzisweni njengendawo yokuhlala ususentshenziswa njengamaHHovisi (Transitional Office)

Imibhalo nemininingwano iyatholakala ngezikhathi zomsebenzi emahhovisi omkhandlu ase Hillcrest.

Iziphakimiso nemibono ingathunyelwa ngaphambi komhlaka 1 August 2008.

Manager : Planning and Development
Outer West Administrative Area
P. O. Box 36
Kloof
3640

22 Delamore Road
Hillcrest

ETHEKWINI MUNICIPALITY**PROPOSED AMENDMENT DUIKEFONTEIN AREA OF THE DURBAN TOWN
PLANNING SCHEME IN COURSE OF PREPARATION.**

Notice is hereby given that application has been made to the Council in terms of Section 47 bis B of the Town Planning Ordinance No. 27 of 1949 (as amended), for authority to amend DUIKEFONTEIN area of the Durban Town Planning Scheme in the course of preparation for rezoning:- under.

Property description : Rem of Erf 3340 Durban
Street Address : 25 Pommern Lane
From : Special Residential 650M²
To : Special Residential 180M².

Copies of the proposed amendment are open for inspection at the Town Planning Office, 166 Old Fort Road, during office hours. Consult your local Office.

Any person having sufficient interest in the proposed amendment may lodge written objections or representations relating thereto with the Head (Development Management and Planning) (Attention: Divisional Planner - Rezoning), P O Box 680, Durban, by no later than Friday, 1 **August 2008**.

City Hall
West Street
DURBAN

M. Sutcliffe
Municipal Manager

ETHEKWINI MUNICIPALITY

ISICHIBIYELO ESIHLONGOZWAYO: SOHLELO LWEDOLOBHA OLUPHEZU KWAMALUNGISELELO.

Kukhishwa isaziso sokuthi kufakwe isicelo eMkhandlwini ngokwesiGaba 47 sika B sikaSomqulu weMithetho wokuHlelwa kweDolobha namba 27, sika 1949 (njengoba sichitshiyelwe), ukuthi imvume yokuchibiyela uhlelo lwedolobha lase DUIKEFONTEIN oluphezu kwamalungiselelo ngokushintsha:-

Isiza : Rem of Erf 3340 Durban

Inombolo yomgwaqo : 25 Pommern Lane

Kusuka : Special Residential 650M²

Kuya : Special Residential 180M².

Imininingwane yalesisichibiyelo esihlongozwayo avulelekile ukuhlolwa ehhovisi le Town Planning eliku 166 Old Fort Road, ngezikhathi zokusebenza.

Noma yimuphi umuntu othintekayo ngalesi sichibiyelo esihlongozwayo angathumela izikhalazo zakhe kumbe imibono yakhe ebhalwe phansi maqondana nalokhu ku Head (Development Management and Planning) (Attention: Divisional Planner - Rezoning), P O Box 680, Durban, 4000, engakadluli uLwesihlanu mhlaka **1 August 2008**

M. Sutcliffe
Municipal

Manager
City Hall
West Street
DURBAN

ETHEKWINI MUNICIPALITY**PROPOSED AMENDMENT: PHOENIX AREA OF THE DURBAN TOWN PLANNING
SCHEME IN THE COURSE OF PREPARATION.**

Notice is hereby given that application has been made to the Council in terms of Section 47 bis B of the Town Planning Ordinance No. 27 of 1949 (as amended), for authority to amend Phoenix area of the Durban Town Planning Scheme in the course of preparation for rezoning:- under.

Property description :ERVEN 1037, 1038, 1039 DURBAN

Street address : 46-54 Cotford Place

From :SPECIAL RESIDENTIAL 400M²

To :SPECIAL SHOPPING ZONE

Copies of the proposed amendment and the relevant plans are open for inspection at the Town Planning Office, 166 Old Fort Road, during office hours. Consult your local Office.

Any person having sufficient interest in the proposed amendment may lodge written objections or representations relating thereto with the Head (Development Management and Planning) (Attention: Divisional Planner - Rezoning), P O Box 680, Durban, by no later than Friday, **1 August 2008.**

M. Sutcliffe
Municipal Manager

City Hall
West Street
DURBAN

ETHEKWINI MUNICIPALITY**ISICHIBIYELO ESIHLONGOZWAYO: SOHLELO LWEDOLOBHA LASE PHOENIX AREA
OLUPHEZU KWAMALUNGISELELO.**

Kukhishwa isaziso sokuthi kufakwe isicelo eMkhandlwini ngokwesiGaba 47 sika B sikaSomqulu weMithetho wokuHlelwa kweDolobha namba 27, sika 1949 (njengoba sichitshiyelwe), ukuthi imvume yokuchibiyela uhlelo lwedolobha lase Phoenix oluphezu kwamalungiselelo ngokushintsha:-

Isiza : ERVEN 1037, 1038, 1039 DURBAN

Inombolo yomgwaqo : 46-54 Cotford Place

Kusuka : SPECIAL RESIDENTIAL 400M²

Kuya : SPECIAL SHOPPING ZONE

Imininingwane yalesisichibiyelo esihlongozwayo kanye namapulani afanele avulelekile ukuhlolwa ehhovisi le Town Planning eliku 166 Old Fort Road, ngezikhathi zokusebenza.

Noma yimuphi umuntu othintekayo ngalesi sichibiyelo esihlongozwayo angathumela izikhalazo zakhe kumbe imibono yakhe ebhalwe phansi maqondana nalokhu ku Head (Development Management and Planning) (Attention: Divisional Planner - Rezoning), P O Box 680, Durban, 4000, engakadluli uLwesihlanu mhlaka **25 July 2008**.

M. Sutcliffe
Municipal Manager

City Hall
West Street
DURBAN

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Subscribers who have previously arranged to collect their weekly publications of *Government Gazettes* from the Government Printing Works in the Masada Building, are hereby requested to collect their publications from the Old Government Printing Works Building at the Security Officer's Bay at the Proes Street entrance, with effect from the 16th of October 2006.

We look forward to your ongoing support

Contact Person: **Montjane M. Z. (Mr)**

Mobile Phone: 083-640 6121.

Telephone: (012) 334-4653.

