



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)*

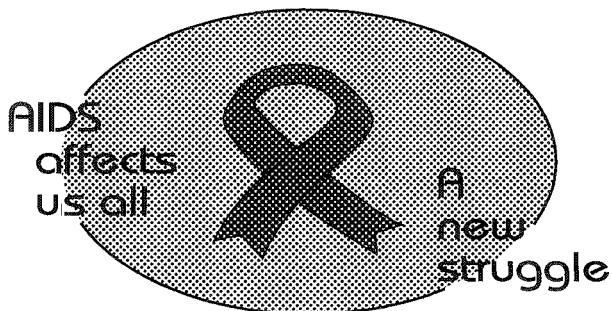
**Vol. 4**

**PIETERMARITZBURG,**

15 APRIL 2010  
15 kuMBASA 2010

**No. 423**

**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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**IZIKHANGISO**

Ezingxubevange (bheka uhlu oluseceleni, ekhasini 27)

# 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:**

**Physical address:**

Government Printing Works  
149 Bosman Street  
Pretoria

**Postal address:**

Private Bag X85  
Pretoria  
0001

**New contact persons:** Louise Fourie Tel.: (012) 334-4686  
Mrs H. Wolmarans Tel.: (012) 334-4591  
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Hester.Wolmarans@gpw.gov.za

**Contact persons for subscribers:**

Mrs J. Wehmeyer Tel.: (012) 334-4734  
Tel.: (012) 334-4753  
Fax.: (012) 323-9574

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 2010**

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

Letter Type: Arial Size: 10

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Exactly 11pt

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

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Exactly 11pt

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

Letter Type: Arial Size: 10

Line Spacing: At:  
Exactly 11pt



REPUBLIC  
OF  
SOUTH AFRICA

## LIST OF FIXED TARIFF RATES AND CONDITIONS

FOR PUBLICATION OF LEGAL NOTICES  
IN THE *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**

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	BOSMAN STREET
Account No.:	4057114016
Branch code:	632-005
Reference No.:	00000006
Fax No.:	(012) 323 8805

#### ***Enquiries:***

Mrs. L. Fourie	Tel.: (012) 334-4686
Mrs. H. Wolmarans	Tel.: (012) 334-4591
Mr. A. van Zyl	Tel.: (012) 334-4523

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**PROVINCIAL NOTICE—PROVINSIALE KENNISGEWING—ISAZISO ZESIFUNDAZWE**

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The following notices are published for general information.

Onderstaande kennisgewings word vir algemene inligting gepubliseer.

300 Langalibalele Street  
Pietermaritzburg  
15 April 2010

MR R. GOVENDER  
Acting Director-General

Langalibalelestraat 300  
Pietermaritzburg  
15 April 2010

MNR. R. GOVENDER  
Waarnemende Direkteur-generaal

Izaziso ezilandelayo zikhishelwe ulwazi lukawonkewonke.

300 Langalibalele Street  
Pietermaritzburg  
15 kuMbaso 2010

MNU. R. GOVENDER  
iBamba loMqondisi-Jikelele

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No. 53

15 April 2010

## DEPARTMENT OF CO-OPERATIVE GOVERNMENT AND TRADITIONAL AFFAIRS

**LESS FORMAL TOWNSHIP ESTABLISHMENT ACT, 1991: DESIGNATION OF LAND FOR LESS FORMAL SETTLEMENT; PROPOSED ERF 2597 ENHLALAKAHLE (BEING A CONSOLIDATION OF PROPOSED ERF 2595 AND PROPOSED ERF 2596), ENHLALAKAHLE, UMVOTI MUNICIPALITY**

In terms of sections 3(1)(b) , 3(6), 6(a) and 4(1)(b) of the Less Formal Township Establishment Act, 1991 (Act No. 113 of 1991), I, designate proposed Erf 2597 Enhlalakahle (being a consolidation of proposed Erf 2595 and proposed Erf 2596 Enhlalakahle), Registration Division FT, uMvoti Municipality, Province of KwaZulu-Natal, as land for less formal settlement subject to the following conditions –

- (a) the layout of the less formal settlement shall be in accordance with layout plan 2037/1 Rev A, dated 15 November 2005;
- (b) the land use conditions contemplated in schedule 1 shall apply to the less formal settlement until a scheme is adopted for the less formal settlement in terms of any law;
- (c) the Town Planning Ordinance, 1949 (Ordinance No. 27 of 1949) is applicable to the land designated as a less formal settlement except for sections 11, 11*bis*, 12, 16-27, 33, 35, 36 and 39 of the Ordinance which shall not apply to the establishment of the less formal settlement in accordance with the conditions of approval of application 2005/1929;
- (d) section 211 of the Local Authorities Ordinance, 1974 (Ordinance No. 25 of 1974) shall not be applicable for the closure of roads affecting Erven 1303 – 1418 and 1568 Enhlalakahle;
- (e) the National Building Regulations and Building Standards Act, 1977 (Act No. 103 of 1977) and any other law regulating the approval of building plans shall be applicable to the less formal settlement; and
- (f) the consent of the Premier in terms of section 37(2) of the Land Survey Act, 1997 (Act No. 8 of 1997) shall not be required for the amendment of General Plan L21/1988 by the relayout of Erven 1303 – 1418 and 1568 Enhlalakahle.

**MA DE LANGE**, Acting Deputy Manager: Development Administration

Date: 7 April 2010

File reference: 2005/1929

**SCHEDULE****1. GENERAL DEFINITIONS**

**"building"** means any structure of an immovable nature, including a tank, swimming pool, cellphone mast and a wall, retaining wall or fence more than two and a half metres in height at any point, but excluding a shelter, fence less than two and a half metres in height, gate, steps, ornamentation, patio, deck, and recreation amenities;

**"coverage"** means the area of the erf covered by buildings measured over the external walls as seen vertically from above and expressed as a percentage of the area of the property;

**"dwelling unit"** means an interconnected set of rooms designed for use as residential accommodation that may contain a kitchen or scullery;

**"erf"** means a registered subdivision of land registered in the Deeds Registry;

**"existing use"** means the continued use of a building or land for a purpose for which it was used before the approval of the less formal settlement;

**"frontage"** means the length of the boundary of an erf which is common to an existing or proposed street or pedestrian way;

**"height"** means the height in storeys expressed as a number, provided that where the ground floor of a building is on more than one level, a building is deemed to be made up of portions of which the height will be calculated separately as though the portions were two or more separate buildings;

**"Municipality"** means the uMvoti Municipality;

**"rear boundary"** means the boundary of an erf which is furthest away from any street boundary and which does not meet any street boundary;

**"side boundary"** means a boundary of an erf which meets a street boundary or any other boundary of any other erf which is neither the street boundary or rear boundary;

**"storey"** means the space in a building between one floor level and another or between one floor level and the ceiling or roof above.

## 2. LAND USE DEFINITIONS

**"Agriculture"** means land or buildings used for the cultivation of crops, trees, pasture land, nursery gardens and for the breeding or keeping of domestic animals, poultry or bees;

**"Business"** means a building used as an office, showroom, restaurant, tavern, shop or any other business, other than noxious industry;

**"Dwelling House"** means an interconnected set of rooms designed for use as residential accommodation that may contain a kitchen;

**"Home Activity"** means an activity or use, in conjunction with a dwelling, residential building, or a shelter;

**"Institution"** means a building used as a public or charitable institution, hospital, nursing home, sanatorium or clinic but does not include buildings designed wholly or principally for the following uses:

- (a) a hospital, sanatorium, dispensary or clinic for the treatment of infectious or contagious diseases;
- (b) a certified institution, house or approved home for mental defectives;
- (c) a mental hospital;
- (d) a public assistance institution; or
- (e) a retirement centre;

**"Municipal"** means land or buildings administered by the Municipality for the benefit of the community;

**"Open Space"** means land or buildings used for a park, play lot, or sports and recreation facilities;

**"Outbuilding"** means a building attached to or separate from a dwelling unit but ancillary to the dwelling unit comprising garage, domestic rooms with toilet and bathroom facilities;

**"Place of Entertainment"** includes—

- (a) a theatre;
- (b) a cinema;
- (c) a music hall; and
- (d) an exhibition hall;
- (e) a building used or designed to be used for the purpose of sports ground, where an admission charge is made;
- (f) a building used for the purpose of an amusement park or for public entertainment;

"**Place of Instruction**" means land or buildings used as a school, college, technical college, academy, lecture hall or other educational centre, crèche, playschool or child-minder;

"**Place of Worship**" means land or buildings used as a place of religious activity including a church, chapel, synagogue, mosque and a building designed and used as a place of religious instruction, but does not include a funeral chapel;

"**Residential Building**" means a building used primarily for human habitation;

"**Shebeen**" means land or buildings used for the preparation and sale of food and for the purposes of the sale and consumption of alcoholic beverages;

"**Shelter**" means a structure where primary use is human habitation which does not require building plan approval;

"**Social Hall**" means a building designed for and used primarily for social assemblies, gatherings, meetings or recreational purposes.

### 3. HOME ACTIVITY

- (1) The person conducting the home activity must reside on the property.
- (2) A home activity may not –
  - (a) involve the parking of any vehicle with a tare mass exceeding 2000kg on the property or in the street;
  - (b) involve the regular congregation of more than five persons on the property;
  - (c) involve the employment of more than three persons;
  - (d) involve any activity or work between the hours of 07h30 and 18h00;
  - (e) occupy a floor area greater than 25% of the total area of the property;
  - (f) exceed a floor area of 50m<sup>2</sup>;
  - (g) produce a noise level exceeding 7db above the ambient noise level, measured at any point on the property boundary;
  - (h) involve the sale of liquor or any alcoholic beverages
- (3) A sign advertising the home activity on the property –
  - (a) may not be larger than 600 mm by 450 mm;
  - (b) must be placed on the main wall of the property.
- (4) In the case of a motor vehicle repair shop the maximum number of motor vehicles that are repaired may not exceed four motor vehicles.
- (5) In the case of a playschool the home activity shall be limited to the accommodation and care of not more than twelve children, other than those of the applicant.

#### 4. CONSTRUCTION AND USE OF ANY ERVEN OR BUILDINGS

The purpose for which any erf or building may be constructed or used in each of the use zones is specified in Table A.

TABLE A	
USE ZONE	PERMITTED USES
Residential	Dwelling House Home Activity Outbuilding Shelter
Community Facility	Dwelling House Institution Municipal Open Space Place of Entertainment Place of Instruction Place of Worship Residential Building Shelter Social Hall
Mixed Use	Business Dwelling House Home Activity Institution Municipal Outbuilding Place of Instruction Place of Worship Residential Building Shebeen Shelter Social Hall
Open Space	Agriculture Open Space Social Hall

## 5. ERF CONTROLS

(1) A building must comply with the controls contained in Table B.

TABLE B						
USE ZONE	MAXIMUM COVERAGE	MAXIMUM HEIGHT NUMBER OF STOREYS	MINIMUM SIDE SPACE METRES	MINIMUM REAR SPACE METRES	MINIMUM BUILDING LINE METRES	MINIMUM NUMBER OF PARKING BAYS
Residential	50%	2	2,0	2,0	4,4	1 per unit
Community Facility	75%	2	2,0	2,0	4,5	1 per 100m <sup>2</sup> of building
Mixed Use	75%	2	0	2,0	4,5	2 per 100m <sup>2</sup> of building
Open Space	Subject to environmental assessment	2	2,0	2,0	4,5	1 per 100m <sup>2</sup> of building

(2) The number of storeys contemplated in terms of Table B includes the storey at ground level but does not include basement storeys that are more than 50% below ground level.

(3) Boundary walls shall not exceed a height of 1,8 m without the written consent of the Municipality.

(4) A parking bay shall be a level area 2,5 m x 5 m.

No. 53

15 April 2010

## DEPARTEMENT VAN KOÖPERATIEWE REGERING EN TRADISIONELE SAKE

**WET OP MINDER FORMELE DORPSTIGTING, 1991: AANWYSING VAN GROND VIR MINDER FORMELE VESTIGING; VOORGESTELDE ERF 2597 ENHLALAKAHLE (SYNDE 'N KONSOLIDASIE VAN VOORGESTELDE ERF 2595 EN VOORGESTELDE ERF 2596), ENHLALAKAHLE, UMVOTI MUNISIPALITEIT**

Ingevolge artikels 3(1)(b), 3(6), 6(a) en 4(1)(b) van die Wet op Minder Formele Dorpstigting, 1991 (Wet No. 113 van 1991), wys ek voorgestelde erf 2597 Enhlalakahle (synde 'n konsolidasie van voorgestelde erf 2595 en voorgestelde erf 2596 Enhlalakahle), Registrasie-afdeling FT, uMvoti munisipaliteit, KwaZulu-Natal provinsie, aan as grond vir minder formele vestiging onderhewig aan die volgende voorwaardes –

- (a) die uitleg van die minder formele vestiging is ooreenkomstig uitlegplan 2037/1 Rev A, gedateer 15 November 2005;
- (b) die grondgebruiksvoorwaardes bedoel in bylae 1 is van toepassing op die minder formele vestiging totdat 'n skema vir die minder formele vestiging aanvaar word ingevolg enige wet;
- (c) die Dorpbeplanningsordonnansie, 1949 (Ordonnansie No. 27 van 1949) is van toepassing op die grond aangewys as 'n minder formele vestiging behalwe artikels 11, 11*bis*, 12, 16-27, 33, 35, 36 en 39 van die Ordonnansie wat nie van toepassing is op die stigting van die minder formele vestiging ooreenkomstig die goedkeuringsvoorwaardes van aansoek 2005/1929 nie;
- (d) artikel 211 van die Ordonnansie op Plaaslike Owerhede, 1974 (Ordonnansie No. 25 van 1974) is nie van toepassing op die sluit van paaie wat erwe 1303 – 1418 en 1568 Enhlalakahle raak;
- (e) die Wet op Nasionale Bouregulasies en Boustandaarde, 1977 (Wet No. 103 van 1977), en enige ander wet wat die goedkeuring van bouplanne reguleer, is van toepassing op die grondontwikkelingsgebied; en
- (f) die toestemming van die Premier ingevolg artikel 37(2) van die Opmetingswet, 1997 (Wet No. 8 van 1997) word nie vereis vir die wysiging van Algemene Plan L21/1988 deur die heruitleg van erwe 1303 – 1418 en 1568 Enhlalakahle nie.

**MA DE LANGE**, Waarnemende Adjunkbestuurder: Ontwikkelingsadministrasie

Datum: 7 April 2010

Lêerverwysing: 2005/1929

## BYLAE

## 1. ALGEMENE OMSKRYWINGS

"**gebou**" beteken enige struktuur van onbeweeglike aard, insluitend 'n tenk, swembad, selfoonmas en 'n muur, stutmuur of heining meer as twee en 'n half meter hoog op enige punt, maar uitsluitend 'n skuiling, heining minder as twee en 'n half meter hoog, hek, trappe, ornamentasie, patio, dek en ontspanningsfasiliteite;

"**dekking**" beteken die gebied van die erf gedek deur geboue gemeet oor die eksterne mure soos gesien vertikaal van bo af en uitgedruk as 'n persentasie van die gebied van die eiendom;

"**wooneenheid**" beteken 'n stel kamers wat onderling verbind is, ontwerp vir gebruik as residensiële akkommodasie wat 'n kombuis of opwasplek kan bevat;

"**erf**" beteken 'n geregistreerde onderverdeling van grond geregistreer in die aktekantoor;

"**bestaande gebruik**" beteken die voortgesette gebruik van 'n gebou of grond vir 'n doel waarvoor dit gebruik is voor die goedkeuring van die minder formele vestiging;

"**voorkant**" beteken die lengte van die grens van 'n erf wat algemeen voorkom by 'n bestaande of voorgestelde straat of voetoorgang;

"**hoogte**" beteken die hoogte in verdiepings uitgedruk as 'n nommer, met dien verstande dat waar die grondverdieping van 'n gebou op meer as een vlak is, 'n gebou geag word as dat dit uit dele bestaan waarvan die hoogte apart bereken sal word asof die dele twee of meer aparte geboue is;

"**munisipaliteit**" beteken die uMvoti munisipaliteit;

"**agtergrens**" beteken die grens van 'n erf wat die verste weg is van enige straatgrens en wat nie enige straatgrens ontmoet nie;

"**sygrens**" beteken 'n grens van 'n erf wat 'n straatgrens ontmoet of enige ander grens of erf wat nie die straatgrens of agtergrens is nie;

"**verdieping**" beteken die spasie van 'n gebou tussen een vloeroppervlak en 'n ander of tussen een vloervlak en die plafon of dak.

## 2. GRONDGEBRUIKSOMSKRYWINGS

"**landbou**" beteken grond of geboue gebruik vir die kweek van gewasse, bome, weiveld, kwekerytuine en vir die teel of aanhou van huishoudelike diere, pluimvee of bye;

"**besigheid**" beteken 'n gebou gebruik as 'n kantoor, vertoonkamer, restaurant, kantien, winkel of enige ander besigheid, buiten skadelike bedryf;

"**woonhuis**" beteken 'n stel kamers wat onderling verbind is, ontwerp vir gebruik as residensiële akkommodasie wat 'n kombuis kan bevat;

"**tuisaktiwiteit**" beteken 'n aktiwiteit of gebruik, in samewerking met 'n woning, residensiële gebou of 'n skuiling;

"**instelling**" beteken 'n gebou gebruik as 'n openbare of liefdadigheidsinstelling, hospitaal, verpleeginrigting, sanatorium of kliniek, maar sluit nie gebou in wat in geheel of hoofsaaklik vir die volgende gebruike ontwerp is nie:

- (a) 'n hospitaal, sanatorium, apteek of kliniek vir die behandeling van aansteeklike of oordraagbare siektes;
- (b) 'n gesertifiseerde instelling, huis of goedgekeurde huis vir geestesongesteldes;
- (c) 'n sielsiekehospitaal;
- (d) 'n openbare bystand- instelling; of
- (e) 'n aftreesentrum;

"**munisipale**" beteken grond of geboue geadminestreer deur die munisipaliteit tot voordeel van die gemeenskap;

"**oop spasie**" beteken grond of geboue gebruik vir 'n park, speelgrond of sport- en ontspanningsfasiliteite;

"**buitegebou**" beteken 'n gebou aangeheg of apart van 'n wooneenheid, maar aanvullend tot die wooneenheid wat uit 'n motorhuis, huishoudelike kamers met toilet en badkamerfasiliteite bestaan;

"**vermaakplek**" sluit in –

- (a) 'n teater;
- (b) 'n bioskoop;
- (c) 'n musieksaal; en
- (d) 'n uitstalsaal;
- (e) 'n gebou gebruik of ontwerp om gebruik te word vir die doel van sportgronde, waar 'n toelatingsfooie gehef word
- (f) 'n gebou gebruik vir die doel van 'n pretpark of vir openbare vermaak;

"plek van onderrig" beteken grond of geboue gebruik as 'n skool, kollege, tegniese kollege, akademie, onderrigsaal of ander opvoedkundige sentrum, crèche, speelskool of kinderversorger;

"plek van aanbidding" beteken grond of geboue gebruik as 'n plek van godsdiensoorderrig insluitend 'n kerk, kapel, sinagoge, moskee en 'n gebou ontwerp en gebruik as 'n plek van godsdiensoorderrig, maar sluit nie 'n begrafniskapel in nie;

"residensiële gebou" beteken 'n gebou wat hoofsaaklik gebruik word vir menslike bewoning;

"sjebeen" beteken grond of geboue gebruik vir die voorbereiding en verkoop van kos en vir die doeleindes van die verkoop en verbruik van alkoholiese drankes;

"skuling" beteken 'n struktuur waar primêre gebruik menslike bewoning is wat nie bouplangoedkeuring vereis nie;

"gemeenskapsaal" beteken 'n gebou ontwerp vir en hoofsaaklik gebruik vir sosiale byeenkomste, vergaderings of ontspanningsdoeleindes.

### 3. TUISAKTIWITEIT

(1) Die persoon wat die tuisaktiwiteit doen, moet op die eiendom woon.

(2) 'n Tuisaktiwiteit mag nie –

- (a) die parkering van enige voertuig met 'n tarragewig wat 2 000 kg oorskry op die eiendom of in die straat behels nie;
- (b) die gereelde bymeekaarkoms van meer as vyf persone op die eiendom behels nie;
- (c) die indiensneming van meer as drie persone behels nie;
- (d) enige aktiwiteit of werk tussen die ure van 07:30 en 18:00 behels nie;
- (e) 'n vloeroppervlak groter as 25% van die totale gebied van die eiendom okkupeer nie;
- (f) 'n vloeroppervlak van 50 m<sup>2</sup> oorskry nie;
- (g) 'n geraasvlak produseer wat 7 desibel bo die omringende geraasvlak oorskry nie, gemeet by enige punt op die eiendomsgrens;
- (h) die verkoop van alkohol of enige alkoholiese drankes insluit nie.

(3) 'n Bord wat die tuisaktiwiteit op die eiendom adverteer –

- (a) mag nie groter as 600 mm by 450 mm wees nie;
- (b) moet op die hoofmuur van die eiendom geplaas word.

(4) In die geval van 'n motorvoertuig herstelwinkel mag die maksimum aantal voertuie wat herstel word, nie vier oorskry nie.

(5) In die geval van 'n speelskool moet die tuisaktiwiteit beperk word tot die akkommodasie en versorging van nie meer as twaalf kinders, buiten dié van die aansoeker.



**4. KONSTRUKSIE EN GEBRUIK VAN ENIG ERWE OF GEBOUE**

Die doel waarvoor enige erf of gebou, gebou of gebruik mag word in elk van die gebruiksones word in tabel A vermeld.

<b>TABEL A</b>	
<b>GEBRUIKSONE</b>	<b>TOEGELATE GEBRUIKE</b>
Residensieel	Woonhuis Tuisaktiwiteit Buitegebou Skuiling
Gemeenskapsfasiliteit	Woonhuis Instelling Munisipale Oop spasie Vermaakplek Plek van onderrig Plek van aanbidding Residensiële gebou Skuiling Gemeenskapsaal
Gemengde gebruik	Besigheid Woonhuis Tuisaktiwiteit Instelling Munisipale Buitegebou Plek van onderrig Plek van aanbidding Residensiële gebou Sjebaan Skuiling Gemeenskapsaal
Oop spasie	Landbou Oop spasie Gemeenskapsaal

## 5. ERFKONTROLES

(1) 'n Gebou moet voldoen aan die kontroles vervat in tabel B.

TABEL B						
GEBRUIK- SONE	MAKSIMUM DEKKING	MAKSIMUM HOOGTE AANTAL VERDIEPINGS	MINIMUM SYSPASIE METER	MINIMUM AGTER- SPASIE METER	MINIMUM GEOUWYN METER	MINIMUM AANTAL PARKEER- RUITES
Residensieel	50%	2	2,0	2,0	4,4	1 per eenheid
Gemeenskap sfasiliteit	75%	2	2,0	2,0	4,5	1 per 100 m <sup>2</sup> van gebou
Gemengde gebruik	75%	2	0	2,0	4,5	2 per 100 m <sup>2</sup> van gebou
Oop spasie	Onderhewig aan omgewings- assessering	2	2,0	2,0	4,5	1 per 100 m <sup>2</sup> van gebou

(2) Die aantal verdiepings bedoel ingevolge tabel B sluit die verdieping op grondvlak in, maar sluit nie kelderverdiepings in wat meer as 50% onder grondvlak is nie.

(3) Grensmure moenie 'n hoogte van 1,8 m oorskry wonder skriftelike toestemming van die munisipaliteit nie.

(4) 'n Parkeerruimte moet 'n gelyke gebied 2,5 m x 5 m wees.

No. 53

15 kuMbaso 2010

## UMNYANGO WEZOKUBUSA NGOKUBAMBISANA NEZOMDABU

**UMTHETHO WOKUSUNGULWA KWAMALOKISHI ANGAHLELEKILE NGOKUPHELELE, 1991: UKWABIWA KOMHLABA WEZAKHIWO EZINGAHLELEKILE NGOKUPHELELE; ISIZA 2597 ESIHLONGOZWAYO ENHLALAKAHLE (OKUYINHLANGANISELA YESIZA 2595 ESIHLONGOZWAYO NESIZA 2596 ESIHLONGOZWAYO), ENHLALAKAHLE, KUMASIPALA WASEMVOTI**

Ngokwezigaba 3(1)(b) , 3(6), 6(a) no 4(1)(b) zoMthetho wokuSungulwa kwamaLokishi angaHlelekile ngokuPhelele, 1991 (uMthetho No. 113 ka 1991), ngaba iSiza 2597 esihlongozwayo (okuyinhlanganisela yeSiza 2595 esihlongozwayo neSiza 2596 esihlongozwayo eNhlalakahle), isiGaba sokuBhaliswa ngu-FT, kuMasipala waseMvoti, esiFundazweni saKwaZulu-Natali, njengomhlaba wezakhiwo ezingahlelekile ngokuphelele kuncike kule mibandela elandelayo –

- (a) ukuma kwezakhiwo ezingahlelekile ngokuphelele kumele kuhambisane nomdwebo wepulani 2037/1 Rev A, wamhla ziyi-15 kuLwezi 2005;
- (b) imibandela yokusetshenziswa komhlaba ehlongozwe ohlelweni 1 iyosebenza ezakhiweni ezingahlelekile ngokuphelele kuze kwakhiwe uhlelo lwezakhiwo ezingahlelekile ngokuphelele ngokwanoma imuphi umthetho;
- (c) i-Odinensi yokuHlelwa kwamaDolobha, 1949 (i-Odinensi No. 27 ka 1949) iyasebenza kumhlaba owabelwe izakhiwo ezingahlelekile ngokuphelele ngaphandle kwezigaba 11, 11*bis*, 12, 16-27, 33, 35, 36 no 39 ze-Odinensi ezingeke zisebenze ekusungulweni kwezakhiwo ezingahlelekile ngokuphelele ngokuhambisana nemibandela yokugunyazwa kwesicelo 2005/1929;
- (d) isigaba 211 se-Odinensi yoMaziphathe baseNdaweni, 1974 (i-Odinensi No. 25 ka 1974) ngeke sisebenze ukuze kusalwe imigwaqo ethintekayo ezizeni 1303 - 1418 no 1568 eNhlalakahle;
- (e) uMthetho wamaZinga okwakha nemiThethonqubo yoKwakha kaZwelonke, 1977 (uMthetho No. 103 ka 1977) nanoma imuphi omunye umthetho olawula ukugunyazwa kwamapulani okwakha uyosebenza ezakhiweni ezingahlelekile ngokuphelele; futhi
- (f) imvume kaNdunankulu ngokwesigaba 37(1) soMthetho wokuHlolwa koMhlaba, 1997 (uMthetho No. 8 ka 1997) ngeke idingeke ukuze kuchitshiyelwe iPulani L21/1988 ngokuthi kuhlelwe kabusha iZiza 1303 kuya ku 1418 no 1568 eNhlalakahle.

**MA DE LANGE**, iBamba leSekela Mphathi wezokuPhathwa kweNtuthuko

Usuku: 7 uMbaso 2010

Inkomba yefayela: 2005/1929

## UHLELO

**1. IZINCAZELO EZEJWAYELEKILE**

"**isakhiwo**" kusho noma isiphi isakhiwo esingenakususwa, kubandakanya ithangi, idamu lokubhukuda, isigxobo nodonga lwezincingo, udonga noma ucingo lokubiya oluphakeme ngaphezu kwamamitha amabili nesigamu, isango, izitebhisi, imihlobiso yendlu, umpheme, uvelandi, kanye nokwakhelwe ukungcebeleka;

"**ububanzi**" kusho indawo yesiza ethathwe yisakhiwo ekalwa ngengaphandle lezindonga uma zibhekwa ngaphezu kwesakhiwo bese zibalwa njengengxenywe yendawo ekulowo mhlaba;

"**indlu yokuhlala**" kusho amagumbi axhumene akhelwe ukusetshenziswa njengendawo yokuhlala angaba nekhishi noma igumbi lokuwasha;

"**isiza**" kusho isiqephu somhlaba esibhalisiwe kwiRejista yamaTayitela;

"**ukusetshenziswa okukhona**" kusho ukusetshenziswa okuqhubekayo kwesakhiwo noma komhlaba ngenhloso obekuvele kusetshenziselwa yona ngaphambi kokugunyazwa kwezakhiwo ezingahlelekile ngokuphelele;

"**ingaphambili**" kusho ububanzi bomngcele wesiza okuvamile ngaphambi komgwaqo kwendlela ekhona noma ehlongozwayo;

"**ukuphakama**" kusho ukuphakama wezitezi okukhonjiswa njengesibalo, kuncike ekutheni uma isitezi esiphansi sesakhiwo zinamazinga ababili kuya phezulu, isakhiwo siyothathwa ngokuthi sakiwe izingxenye lapho ukuphakama kuyobalwa eceleni sakuthi izingxenye ziyizakhiwo ezimbili noma ngaphezulu ezihlukanise isakhiwo ezimbili noma ngaphezulu zesakhiwo;

"**uMasipala**" kusho uMasipala waseMvoti;

"**umngcele ongemuva**" kusho umngcele wesiza oqhele kakhulu kunomngcelwe ongasemgwaqeni futhi ongahlangani nhlobo nomngcele ongasemgwaqeni;

"**umngcele oseceleni**" kusho umngcele wesiza ohlangana nomngcele ongasemgwaqeni nanoma imuphi omunye umngcele wanoma isiphi esinye isiza okungewona umngcele ongasemgwaqeni noma ongemuva;

"**isitezi**" kusho indawo esakhiweni phakathi kwezinga lokuqala nezinga lesibili lesakhiwo noma phakathi kwezinga lokuqala kanye nophahla olungaphezulu.

## 2. IZINCAZELO ZOKUSETSHENZISWA KOMHLABA

"**Ezolimo**" kusho umhlaba noma isakhiwo okusetshenziselwa ukutshala izitshalo, izihlahla, amadlelo, kanye nezingadi zezimbali kanye nokuzalanisa noma nokugcina izilwane ezifuywayo, ukufuya izinkukhu noma izinyosi;

"**Ezambahizinisi**" kusho isakhiwo esisetshenziswa njengamahhovisi, indlu yokubukisa, isitolo sokudlela, isitolo sotshwala, isitolo sezimpahla noma elinye ibhizinisi, ngaphandle kwezimboni ezinkulu;

"**iNdlu yokuHlala**" kusho amagumbi athile axhumene akhelwe ukusetshenziswa njengendawo yokuhlala anekhishi;

"**iMisebenzi yaseKhaya**" kusho imisebenzi noma ukusetshenziswa, okuhambisana nendlu yokuhlala, nesakhiwo sokuhlala noma nompheme;

"**Isikhungo**" kusho isakhiwo esisetshenziswa njengesikhungo somphakathi noma sosizo, isibhedlela, ikhaya labadala, indawo yokugcina abagulayo noma umtholampilo kodwa akubandakanyi izakhiwo ezakhelwe ngokuphelele noma ngokusemthethweni lokhu okulandelayo:

- (a) isibhedlela, indawo yokugcina abantu abagulayo, indawo yokugcina imithi noma umtholampilo wokwelapha izifo ezithelelanayo;
- (b) isikhungo, indlu noma ikhaya eligunyaziwe elinesitifikayo sokugcina abagula ngengqondo;
- (c) isibhedlela sabagula ngengqondo;
- (d) isikhungo sokusiza umphakathi; noma
- (e) izikhungo zekhaya labadala;

"**uMasipala**" kusho umhlaba noma izakhiwo ezilawulwa uMasipala ukuze kuhlomule umphakathi;

"**iNdawo eVulekile**" kusho umhlaba noma izakhiwo ezisetshenziswa njengamapaki, izindawo zokudlala, noma ingqalasizinda yezemidlalo nokungcebeleka;

"**Isakhiwo esingaphandle**" kusho isakhiwo esihlangene noma esihlukene nendlu yokuhlala kodwa esengeza indlu yokuhlala esinegalaji, amagumbi okuhlala ahambisana nendlu yangasese kanye nendlu yokugezela;

"**iNdawo yokuziThokozisa**" ibandakanya —

- (a) itiyetha;
- (b) ibhayisikobho;
- (c) ihholo lomculo; kanye
- (d) nehholo lemibukiso enhlobonhlobo;
- (e) isakhiwo esisetshenziselwa noma esakhelwe ukusetshenziswa njengenkundla yezemidlalo, lapho kungenwa khona ngemali;

(f) isakhiwo esisetshenziswa njengepaki yokungcebeleka noma indawo yokuzithokozisa yomphakathi;

"iNdawo yokuFunda" kusho umhlaba noma izakhiwo ezisetshenziswa njengesikole, ikolishi, ikolishi lezobuchwepheshe, isikhungo semfundo, ihholo lokufunda noma esinye isikhungo semfundo, inkulisa, isikole sokudlala sezingane kanye nesikhungo sokugada izingane;

"iNdawo yokuDumisa" kusho umhlaba noma izakhiwo ezisetshenziselwa imisebenzi yezenkolo kubandakanya isonto, ithempeli, isinagoge, isonto lamasulumane kanye nesakhiwo esakhelwe ukusetshenziswa njengendawo yenkolo, kodwa kungabandakanyi indlu esetshenziselwa imingcwabo;

"Isakhiwo sokuHlala" kusho isakhiwo esisetshenziselwa ikakhulukazi ukuhlala abantu;

"iShibhi" kusho umhlaba noma isakhiwo esisetshenziselwa ukulungisa kanye nokudayisa ukudla kanye nezinhloso zokudayisa nokuphuzela utshwala;

"UmpHEME" kusho isakhiwo esisetshenziselwa ikakhulukazi ukuhlala abantu esingadingi kuze kube nepulani yokwakha esigunyazayo;

"iHholo loMphakathi" kusho isakhiwo esakhelwe ukusetshenziselwa ikakhulukazi ukuhlalana, imibuthano, imihlangano kanye nezokungcebeleka emphakathini.

### 3. IMISEBENZI YASEKHAYA

(1) Umuntu owenza imisebenzi yasekhaya kumele ahlale kuleso sakhiwo.

(2) Umsebenzi wasekhaya angeke –

- (a) ubandakanye ukupakwa kwanoma iyiphi imoto enesisindo esingaphezu kwama-2000kg kulowo mhlaba noma emgwaqeni;
- (b) ubandakanye ukuhlalana njalo kwabantu abangaphezu kwabahlanu kulowo mhlaba;
- (c) ubandakanye ukuqashwa kwabantu abangaphezu kwabathathu;
- (d) ubandakanye noma imuphi umsebenzi oyokwenziwa phakathi kwehora le-07h30 kanye nele-18h00;
- (e) udle indawo eyiphansi engaphezu kwama-25% endaweni yonke yalowo mhlaba;
- (f) weqe endaweni eyiphansi engama-50m<sup>2</sup>;
- (g) wenze umsindo ongaphezu kwe-7db ngaphezu kwezinga lomsindo elamukelekile, kusukela kunoma ikuphi ngaphakathi kwemincele yomhlaba;
- (h) ubandakanye ukudayiswa kotshwala noma kophuzo oludakayo.

(3) Uphawu olukhangisa imisebenzi yasekhaya kulowo mhlaba –

- (a) ngeke lube ngaphezu kwama-600mm aphindwe ngama-450mm;
- (b) kumele lube sodongweni olukhulu lwesakhiwo.

(4) Uma kuyisitolo sokukhanda izimoto isibalo sezimoto ezikhandwayo akumele aseqe kwezine.

(5) Uma kungumsebenzi wasekhaya wokugcinwa kwezingane kumele kube nendawo zokugcina izingane ezingeqile kweziyishumi nambili, ngale kwalezo zomfakisiselo.

### 4. UKWAKHA KANYE NOKUSETSHENZISWA KWANOMA IZIPHI IZIZA NOMA IZAKHIWO

Inhloso okumele isiza ngasinye noma isakhiwo kwakhelwe noma kusetshenziselwe yona ezindaweni eziklanywe kubekwe kwiTebhula A.

ITEBHULA A	
EKLANYELWE KHONA	UKUSETSHENZISWA OKUVUMELEKILE
INdawo yokuHlala	INDlu yokuHlala Imisebenzi yaseKhaya

	Isakhiwo sangaphandle Umphele
Inggqalasizinda yomphakathi	INdlu yokuHlala Isikhungo Umasipala Indawo evulekile Indawo yokuzithokozisa Indawo yokuthola ukwazi Indawo yokuDumisa Isakhiwo sokuHlala Umphele IHholo loMphakathi
Esetshenziselwa izinto ezahlukahlukene	Ibhizinisi Indlu yokuHlala Imisebenzi yaseKhaya Isikhungo Umasipala Isakhiwo esingaphandle Indawo yokuthola ulwazi Indawo yokuDumisa Isakhiwo sokuHlala Ishibhi Umphele IHholo loMphakathi
Indawo evulekile	Ezolimo Indawo eVulekile IHholo loMphakathi

## 5. IZIQONDISO ZESIZA

(1) Isakhiwo kumele sihambisane neziqondiso eziqokethwe kwitebhula B.

ITEBHULA B						
UKUSETSHE NZISWA KOMHLABA	UBUBANZI OBUNGADLIWA YISAKHIWO	ISIBALO SEZITEZI ZOKUPHAKA MA OKUNGEQIWE KUSO	AMAMITHA OKUNGENA NI ANGABA SEMACELE NI ESAKHIWO	AMAMITHA OKUNGENA NI ANGABA NGEMUVA KWESAKHI WO	AMAMITHA EMINGCELE YOKWAKHA OKUNGENA NI ANGABA KHONA	IZINDAWO ZOKUPAKA OKUNGENA NI EZINGABA KHONA
Indawo yokuhlala	50%	2	2,0	2,0	4,4	1 indlu ngayinye
Ingqalasizinda yoMphakathi	75%	2	2,0	2,0	4,5	1 kuma- 100m <sup>2</sup> esakhiwo
Ukusetshezi wa okuxubile	75%	2	0	2,0	4,5	2 kuma- 100m <sup>2</sup> esakhiwo
Indawo eVulekile	Kuncike ekuhloleni kwezemvelo	2	2,0	2,0	4,5	1 kuma- 100m <sup>2</sup> esakhiwo

(2) Isibalo sezitezi esihlongozwe ngokweTebhula B sibandakanya isitezi esisezingeni lokuqala esakhiweni kodwa alibandakanyi iziyezi ezingaphansi komhlaba noma ezidlule ngama-50% ngaphansi kwezinga lokuqala lesakhiwo.

(3) Izindonga somngcele angeke zeqe ukuphakama okuyi-1,8m ngaphandle kokuthi kutholakale imvume ebhalwe phansi kuqala kuMasipala.

(4) Indawo yokupaka kumele ibe yindawo engama-2,5m x 5m.

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**MUNICIPAL NOTICES**

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No. 23

15 April 2010

**CITY OF uMHLATHUZE****PUBLIC NOTICE****AMENDMENT TO THE STANDING ORDERS FOR COUNCIL AND ITS COMMITTEES**

The uMhlathuze Municipality has, in terms of Section 156 of the Constitution, 1996 (Act No 108 of 1996) read in conjunction with section 12(3) of the Local Government: Municipal Systems Act, 2000 (Act No 32 of 2000), passed a resolution for the amendment of the Standing Orders for Council and its Committees. The following are the applicable amendments to the Standing Orders for Council and its Committees as promulgated in the Provincial Gazette Number 6082 under Notice Number 4 dated 31 June 2003 which shall come into operation on the date of publication hereof:

- 1.1 Throughout this procedure delete any reference to "**Executive Committee**" and replace it with "**Council**".

## Paragraph 1

- 1.2 Line 7, after the word "shall", insert the following words : *invite the Councillor to provide a formal explanation setting out the reasons for the councillor's absenteeism from the meeting.*"

Delete the rest of the sentence after the word "shall".

Therefore the new line 7 will read as follows:

***"The Chairperson of such a committee, the Speaker or the Rules and Standing Orders Committee shall invite the Councillor to provide a formal explanation setting out the reasons for the councillor's absenteeism from the meeting."***

The effect of this proposed amendment is that the councillor absent must first provide reasons for the absenteeism from the meeting to the chairperson of that committee for the absenteeism.

- 1.3 Insert a requirement that upon receipt of the explanation setting out the reasons for absenteeism, the Chairperson of the committee shall promptly report such to the Speaker of Council.

The new clause must then read as follows:

***"Upon receipt of the explanation setting out the reasons for absenteeism, the Chairperson of the committee shall promptly report such to the Speaker."***



The effect of the above is that the explanations must be reported in order to enable the Speaker to proceed in terms of the Standing Orders for Council and its Committees.

- 1.4 Insert a requirement that upon receipt of the explanation from the chairperson of the committee the Speaker shall investigate the explanation and decide whether or not the councillor was absent with good cause, and provide appropriate reasons for the decision.

The new clause must then read as follows:

*“Upon receipt of the explanation from the chairperson of the committee the Speaker shall investigate the explanation and decide whether or not the councillor was absent with good cause, and provide appropriate reasons for the decision.”*

The effect of the above is that the Speaker must thoroughly investigate the matter and exercise his discretion whether the reasons provided are appropriate and acceptable to justify the absenteeism without notice.

Paragraph 4

- 1.5 Line 2: Delete the rest of the phrase after the word Speaker.

Then insert the following phrase *“it will determine the amount of the fine equivalent to one week’s remuneration which fine may be deducted from the remuneration due to the councillor concerned.”*

The new clause must then read as follows:

*“If the Council accepts the recommendation of the Speaker or the **Rules and Standing Orders Committee**, it will determine the amount of the fine equivalent to one week’s remuneration which fine may be deducted from the remuneration due to the councillor concerned”.*

The effect of this change is that the fine shall no longer be a fixed amount of R300.

## **1.6 PROCEDURE FOR REMOVAL OF COUNCILLOR FROM OFFICE**

Delete any reference to **“Executive Committee”** and replace it with **“Council”**.

No. 24

15 April 2010

**uMNGENI MUNICIPALITY****MUNICIPAL NOTICE NO. 9/2010****PUBLIC NOTICE CALLING FOR INSPECTION OF SUPPLEMENTARY  
VALUATION ROLL AND LODGING OF OBJECTIONS**

Notice is hereby given in terms of Section 49 read with Section 78(2) of the Local Government Municipal Property Rates Act of 2004 (Act No. 6 of 2004), hereinafter referred to as the "Act", that the supplementary valuation roll as at 25 March 2010 is open for public inspection at the office of the Chief Financial Officer (Rates Department), corner Dicks and Somme streets, Howick during office hours – 07h30 to 16h00, Monday to Friday from 21 April 2010 to 28 May 2010. In addition, the valuation roll is available at website: [www.umngeni.gov.za](http://www.umngeni.gov.za).

An invitation is hereby made in terms of Section 50 read with Section 78(2) of the Act that any owner of property or other person who so desires, should lodge an objection with the Municipal Manager in respect of any matter reflected or omitted from the supplementary valuation roll within the abovementioned period.

Attention is specifically drawn to the fact that in terms of Section 50(2) of the Act, an objection must be in relation to the specific individual property and not against the supplementary valuation roll as such.

The form for the lodging of objections is obtainable at the following address: Corner Dicks and Somme streets, Howick or website: [www.umngeni.gov.za](http://www.umngeni.gov.za). The completed forms must be returned to the following address: The Municipal Manager, uMngeni Municipality, corner Dicks and Somme streets, Howick 3290.

For enquiries, please telephone (033) 239 9221/9217 or e-mail: [ntombelam@umngeni.gov.za](mailto:ntombelam@umngeni.gov.za) or [ratesrcc@umngeni.gov.za](mailto:ratesrcc@umngeni.gov.za).

**H.S. Buthelezi**  
**Acting Municipal Manager**  
**P.O. Box 5**  
**HOWICK**  
**3290**

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**(REGULATION 21(10) OF THE DEVELOPMENT FACILITATION REGULATIONS IN TERMS OF THE  
DEVELOPMENT FACILITATION ACT, 1995)  
[REF: 2010/86]**

I, Gabriël Stephanus Makkink, from the firm Origin Town Planning, act on behalf of Able Eagle Investments (Proprietary) Limited, and has lodged an application in terms of the Development Facilitation Act, 1995 for the establishment of a land development area (subdivision and amendment of the Newcastle Town-Planning Scheme, 1987) on a Part of Erf 15449, Newcastle.

The details of the application are as follows:

- The subdivision of the Remainder of Erf 15449, Newcastle into two portions, subject to certain conditions, and
- The amendment of the Newcastle Town-Planning Scheme, 1987, by the rezoning of a part of Erf 15449, Newcastle (to be known as Portion 2 of Erf 15449, Newcastle) from “*General Commercial 1*” to “*Garage*” including a convenience store and an automatic teller machine, subject to a floor area ration of 0.4, coverage in accordance with an approved Site Development Plan, height of two storeys, subject to further conditions.

The development will comprise of a Sasol Service Station / Filling Station (consisting of fuel pumps; convenience store; related administrative offices; public toilet facilities; a car wash facility; and an automatic teller machine), with access to the proposed Portion 2 of Erf 15449, Newcastle via a servitude to be registered over the Remainder of Erf 15449, Newcastle.

The relevant plan(s), document(s) and information are available for inspection at the office of the Designated Officer, KwaZulu-Natal Development Tribunal, at the Amajuba District Municipality, Amajuba Building, D9356, Main Street, Section 1, Madadeni, Newcastle, the Newcastle Library, Scott Street, Newcastle and/or Origin Town Planning, 461 Fehrsen Street, Brooklyn, Pretoria for a period of 21 days from **8 April 2010**.

The application will be considered at a Tribunal hearing to be held at Amajuba District Municipality (Council Chambers), situated at Main Street, Section 1, Madadeni, Newcastle, on **9 July 2010 at 10:00**, with a site inspection on **8 July 2010 at 14:00**. The pre-hearing conference will be held at the same venue on **26 May 2010 at 10:00**. Directions to the venue can be made available on request.

Any person having an interest in the application should please note:

1. 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
2. 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 on the date mentioned above.

Any written objection or representation must be delivered to the Designated Officer at the KwaZulu-Natal Development Tribunal, at the Amajuba District Municipality, Amajuba Building, D9356, Main Street, Section 1, Madadeni, Newcastle (Private Bag 6615, Newcastle, 2940) and you may contact the Designated Officer, if you have any queries on Telephone No. (034) 329 7205/58 or Fax No. (034) 314 3785 and/or Origin Town Planning, 461 Fehrsen Street, Brooklyn, Pretoria. P.O. Box 2162, Brooklyn Square, 0075. Telephone No. (012) 346 3735 or Fax No. (012) 346 4217.

**(UMTHETHO 21(10) WOKUSUNGULWA KALULA UKUQALWA NGAPHANSI KOMTHETHO ,1995)  
(UMASISI: 2010/86)**

Mina Gabriel Stephanus Makkink, wemboni I Origina Town Planning, osebenza ngaphansi kwe- Able Eagle Investments (Proprietary) limited. Futhi ofake isicelo ngaphansi komthetho wokusungulwa kalula ka 1995 ukuthuthukiswa kwendawo ezokusungulwa (ukudatshulwa nokubuyekwezwa kohlelo lokwakhiwa kwedolobha lase Newcastle lika 1987) kwingxenye yesiza 15449, Newcastle.

Imininingwano yalesisicelo imingaloluhlobo:

- Ukudatshulwakwensalela yesiza 15449, Newcastle kwizingxenye ezimbili, phezu kwemibandela thize, kanye
- Nokubuyekwezwa kohlelo lokwakhiwa kwedolobha iNewscatle ka 1987 ukuguqulwa kwengxenye yesiza 15449, Newcastle kusuka kwezohwebo kuya kwigalaji kufaka nesitolo kanye nomashini wokukhipha imali, isimemela sendawo esungu 0.4, kuhambisane ne Pulani lokuthuthukisa indawo okuvumelekile, ubukhulu bungaba amabhilidi amabili, kuyangemibandela yesimemela.

Lokusungulwa kuzoba ne sikhungo sokugcwalisa iSasol, (ezoba namaphayipi wesikhungo sokugcwalisa, isitolo, amahhovisi kanobhala, izindlu zomphakathi zangasese, indawo yokuhlansa izinqola kanye nomashini wokukhipha imali) nemvume yokongezwa kwesigaba 2 sesiza 15449, Newcastle kwindawo zokubhaliswa ngaphezu kwe nsalela yesiza 15449, Newcastle.

Amapulani nezincwadi kanye neminingwane kuyatholakala ukuze ihlolwe emahhovisini kwaZulu – Natal Development Tribunal, kwi Amajuba District Municipality, ibhilidi elibizwa nge Amajuba, D9356, umgwaco omkhulu, Section 1, Madadeni, Newcastle, ku Newcastle Library, Scott Street, Newcastle futhi noma kwimboni iOriginal Town Planning, 461 Fehrsen Street, Brooklyn, Pretoria isikhathi esingaba yizinsuku ezingu 21 kusukela ngezi **8 April 2010**.

Lesisicelo sizobhekwa kukulalelwa kwamacala ezobanjelwa e Amajuba District Municipality (Council Chambers), eyakhiwe emgwaceni omkhulu, Section 1, Madadeni, Newcastle, ngosuku **9 July 2010** ngesikhathi sika **10:00**, bese kuthi ukuhlolwa kwendawo kuzoba ngezi **8 July 2010** ngesikhathi sika **14:00**. kuphinde futhi kube nokuhlangana kokulalela kuyo lendawo eshiwo ngezi **26 May 2010** ngesikhathi sika **10:00**. indlela eya kulamahhovisi ingatholaka uma iceliwe.

Nanoma ubani olangazelela lesisicelo kumele azi loku okulandelayo:

1. ungathumela ukuphikisa noma ukuvumelana nalesisicelo ngaphambi kwezinsuku ezingu 21 kusukela ngokukwisha kwalesisicelo, noma
2. Uma imibuzo yakho inokuphikisa mayelana nokusungulwa kwalesisicelo, ungavela ngokwakho ngaphambi kokhethiwe kulezizinsuku ezishiwo.

Konke ikuphikisa nokuvumelana okubhaliwe kungathunyelwa kwihhovisi lokhethiwe kwaZulu- Natal Development Tribunal, eAmajuba District Municipality, Amajuba Building, D9356, ungwaco omkhulu, Section 1, Madadeni, Newcastle (Private Bag 6615, Newcastle, 2940) noma ungathintana nokhethiweyo, uma unemibuzo kulezizinsombolo zocingo (034) 329 7205 / 58 Fax (034) 314 3785 noma iOriginal Town Planning, 461 Fehrsen Street, Brooklyn, Pretoria. P.O. Box 2162, Brooklyn Square, 0075. izinsombolo zocingo (012) 346 3735 Fax. (012) 346 4217.

**GREENE LAND****Notice in terms of Regulation 21(6) of the Development Facilitation Regulations  
in terms of the Development Facilitation Act, 1995****NOTICE OF LAND DEVELOPMENT AREA APPLICATION**

**Surrey Road Property Trust**, represented by Owen Murray Greene, P O Box 11, HILTON 3245, has lodged an application in terms of the Development Facilitation Act, 1995.

The application is for the establishment of a land development area in respect of the land known as REMAINDER ALL OF THE FARM BIGGS NO. 14762, situate in the uMshwathi Municipality and will consist of the following: 1 subdivision for service station, 1 subdivision for garage, 2 subdivisions for service industry, 1 subdivision for medical facility, 1 subdivision for commercial, 1 subdivision for agricultural, 2 subdivisions for private open space, 1 subdivision for public road.

The application will be considered at a Tribunal hearing to be held at **10h00 on 6<sup>th</sup> July 2010** in the uMshwathi Municipal Council Chambers, 1 Main Road, New Hanover and the pre-hearing conference will be held at **10h00 on 28<sup>th</sup> April 2010** at the same venue.

All interested and affected parties are hereby informed that they may attend an inspection in loco of the land development area, which will be conducted by the Tribunal on **5<sup>th</sup> July 2010 at 14h00**.

Please note that in terms of the Development Facilitation Act 1995 :

1. You may within a period of 21 (twenty one) days from the date of this notice, provide the designated officer with written representations in support of the application, or any other written representations you wish to make not amounting to an objection, in which case you are not required to attend the Tribunal Hearing, or ;
2. If your comments constitute an objection to any aspect of the land development application, you or your representative must appear in person before the Tribunal at the pre-hearing conference, on the date mentioned above, or on any other date of which you may be given notice.

In terms of the Development Facilitation Act, 1995, this notice has the effect of a subpoena and failure to comply with this notice constitutes a criminal offence.

Any written objection or representation must state the name and address of the person or body making the objection or representation, the interest that such person or body has in the matter and the reasons for the objection or representation, and must be delivered to the Designated Officer at his or her address set out below with the said period of 21 (twenty one) days.

The relevant plans, documents and information are available for inspection at the uMshwathi Municipal Offices, Main Road, New Hanover; uMshwathi Municipality's Motor-Licensing Office, Wartburg (opposite Wartburg Spar); uMshwathi Municipality's Technical Services Department, Wartburg (behind the Motor-Licensing office); Reception of Msinsi Holdings, Albert Falls Dam and Game Reserve, for a period of 21 days from 15 April 2010.

If you have any queries contact the Designated Officer, at the following address, telephone number and fax number; Mr A Hay, Private Bag X29, Wartburg, 3233 (postal address) or 1 Main Road, New Hanover, 3440 (physical address). Telephone Number: 033-502 0280; Fax Number 033-502 0286.

Dates of Notice: 15 April 2010 and 22 April 2010.

## GREENE LAND

### Umthetho 21(6) wemithetho yokuKhuthaza iNtuthuko ngokulandela uMthetho wokuKhuthaza iNtuthuko ka-1995

**Surrey Road Property Trust** emelwe uOwen Murray Greene, PO Box 11, Hilton, 3245, ufake isicelo sendawo yomhlaba othuthukiswayo ngokulandela uMthetho wokuKhuthaza iNtuthuko ka-1995.

Isicelo simayelana nokuthuthukisa komhlaba olandelayo: REMAINDER OF THE FARM BIGGS NO. 14762 ipulazi likhona eMshwathi Municipality. Futhi siyobandakanya lokhu okulandelayo: kuzobe kunendawo yokuwakha – isiteshi sokusiza umphakathi, indawo yokwakha igalaji, izindawo ezimbili zokwakha amafemu okusebenza, indawo eyodwa yokwakha indawo yezemphilo, indawo eyodwa yokudayisela, indawo eyodwa ezemvelo, izindawo ezimbili ezikhethekile eziyindawo evulekile nje ezingeke zisetshenziswe u wonke wonke, indawo eyodwa okozowakhiwa kuyona umgaqo kawonke wonke.

Ipulani (amapulani), incwadi (izincwadi) neminingwane edingekayo ukuze ihlolwe itholakala: eMshwathi Municipality; ekhoneni lemigwaqo **Main Road**, eWartburg, isikhathi esiyizinsuku ezingamashumi amabili nanye kusukela **15 April 2010**.

Isicelo siyocutshungulwa eNkundleni yokulalela izicelo eyohlala **uMshwathi Municipal Council Chambers, 1 Main Road, New Hanover** mhla ka 6<sup>th</sup> July 2010 ngo 10:00 kanti umhlangano wokwendulela uyoba ngo 10:00 mhla ka 28<sup>th</sup> April 2010 kuleyo ndawo futhi.

Uyaziswa ukuthi ungaba khona lapho kuhlolwa mathupha umhlaba othuthukiswayo okuyokwenziwa yiNkundla yokulalela mhla ka 5<sup>th</sup> July 2010 ngo 14:00.

Qaphela ukuthi ngokulandela uMthetho wokuKhuthaza iNtuthuko ka-1995:

1. Ezinsukwini ezingu-21 isaziso simenyezelwe, singanikezwa isiphasthi-mandla esiqokiwe umbono obhalwe phansi ukusekela isicelo, noma yimuphi omunye umbono ofisa ukuwuveza okungesona isikhalo, uma kuyisikhalo akudingeki ukuba ube khona enkundleni yokulalela izicelo; noma
2. Uma umbono wakho kuyisikhalo esiqondene nokuthile mayelana nesicelo sokuthuthukisa umhlaba, wena noma ummeli wakho kufanele nibe khona mathupha enkundleni ngosuku olubhalwe ngenhla, noma yiluphi olunye usuku oyokwaziswa lona.

Zonke izicelo eziphikisayo kufanele zibe negama kanye nendawo ekuhlala khona lowomuntu kanye nezizathu zakhe zonke, bese zilethwa kwi Designated Officer zingakapheli izinsuka ezingama shumi amabili nanye (21).

Amapulani ayatholakala emahhofisi akumasipala wase Mshwathi, ku Main Road, New Hanover; Motor-Licensing Office, Wartburg (ngaphesheya kwase Wartburg Spar); ku Maispala wase Mshwathi e Technical Services Department, Wartburg (ngemuva kwehhovisi le Motor-Licensing Office); eMsinsi Holdings Reception, Albert Falls Dam no Game Reserve.

Uma kukhona imibuzo onayo thintana nesiphasthi-mandla esiqokiwe lapha: Mr A Hay, eMshwathi Municipality, umgwaqo Main Road eNew Hanover, noma Private Bag X29, Wartburg, 3233; inombolo yocingo : 033-502 0280, inombolo yefeksi: 033-502 0286.

Usuku lwesaziso: 15 April 2010 no 22 April 2010



