



KWAZULU-NATAL PROVINCE
KWAZULU-NATAL PROVINSIE
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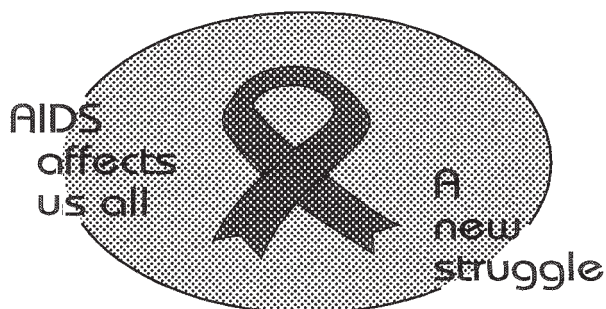
Vol. 11

27 NOVEMBER 2017
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27 KULWEZI 2017

No. 1904

PART 1 OF 3

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GENERAL NOTICES • ALGEMENE KENNISGEWINGS

NOTICE 44 OF 2017**KWAZULU-NATAL AMAFA AND RESEARCH INSTITUTE BILL, 2017****Notice in terms of Rule 204 of the Standing Rules of the KwaZulu-Natal Legislature**

Notice is hereby given in terms of Rule 204 of the Standing Rules of the Provincial Legislature that the KwaZulu-Natal Amafa and Research Institute Bill, 2017 as set out hereunder, has been introduced into the aforesaid Legislature and will be considered by the Premier Portfolio Committee. The public and other interested groups are invited to submit representations on the said Bill, which representations must be addressed to:

The Secretary
KwaZulu-Natal Legislature
Private Bag X 9112
PIETERMARITZBURG
3200

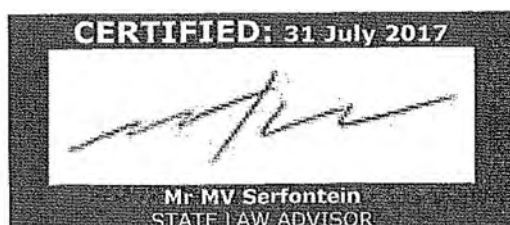
Attention: Mr V Mthembu

Email: mthembuv@kznleg.gov.za

so as to reach her not later than 15 days from the date of publication.

N NAIDOO
Secretary to the KwaZulu-Natal Legislature

**KWAZULU-NATAL
AMAFA AND RESEARCH INSTITUTE BILL, 2017**





BILL

To recognise the establishment of the KwaZulu-Natal Amafa and Research Institute as the provincial heritage resources authority for the Province in terms of section 23 of the National Heritage Resources Act, 1999; to amalgamate *Amafa aKwaZulu-Natali* established in terms of the KwaZulu-Natal Heritage Act, 2008, and the Chief Directorate: Heritage within the Office of the Premier, KwaZulu-Natal, within the KwaZulu-Natal Amafa and Research Institute; to identify, conserve, protect, manage and administer heritage resources and to conduct both basic and applied research to generate relevant knowledge and contribute solutions to challenges within the field of heritage in the Province; to determine the objects, powers, duties and functions of the Institute; to determine the manner in which the Institute is to be managed, governed, staffed and financed; and to provide for matters connected therewith.

BE IT ENACTED by the Provincial Legislature of the Province of KwaZulu-Natal, as follows:-

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CHAPTER 1 DEFINITIONS

Definitions

1. In this Act any word or expression to which a meaning has been assigned in the National Heritage Resources Act, 1999 (Act No. 25 of 1999), must, unless clearly inappropriate, bear that meaning, and, unless the context indicates otherwise –



"Accounting Standards Board" means the Accounting Standards Board as defined in section 1 of the Public Finance Management Act, 1999 (Act No. 1 of 1999);

"alter" means any action affecting the structure, appearance or physical properties of a place or object, whether by way of structural or other works, by painting, plastering or other decoration or any other means;

"Constitution" means the Constitution of the Republic of South Africa, 1996;

"Council" means the Council of the KwaZulu-Natal Amafa and Research Institute constituted in terms of regulation 2(3) of the KwaZulu-Natal Amafa and Research Institute Regulations and referred to in section 5(2);

"Department" means the Office of the Premier of KwaZulu-Natal or, where the Premier has assigned the administration of this Act to a Member of the Executive Council, the department in the Provincial Government of KwaZulu-Natal for which that Member of the Executive Council is responsible;

"ecofact" means non-artefactual organic or environmental remains that may reveal aspects of past human activity;

"excavation" means the scientific excavation, recording and retrieval of archaeological deposits and objects through the use of accepted archaeological procedures and methods, and **"excavate"** has a corresponding meaning;

"Executive Council" means the Executive Council of the Province of KwaZulu-Natal;

"export" has the meaning as defined in the Customs and Excise Act, 1964 (Act No. 91 of 1964);

"financial year" means the period from 1 April in any year to 31 March of the following year;

"Gazette" means the official Provincial *Gazette* of KwaZulu-Natal;

"Head of Department" means the Director-General or, where the Premier has assigned the administration of this Act to a Member of the Executive Council, the most senior



officer of the department in the Provincial Government of KwaZulu-Natal for which that Member of the Executive Council is responsible;

"Heritage Landmark site" means a site on which the special protection of Heritage Landmark status has been conferred in terms of section 44(2);

"Heritage Object" means an object on which the special protection of Heritage Object status has been conferred in terms of section 49;

"heritage site" in relation to the Province of KwaZulu-Natal, means –

- (a) a Heritage Landmark site;
- (b) a Provincial Landmark site; or
- (c) those heritage resources referred to in sections 42, 43, 44 and 45;

"Institute" means the KwaZulu-Natal Amafa and Research Institute established in terms of regulation 2(1) of the KwaZulu-Natal Amafa and Research Institute Regulations and referred to in section 5(2);

"intangible heritage" means the intangible aspects of inherited culture, and may include –

- (a) cultural tradition;
- (b) oral history;
- (c) performance;
- (d) ritual;
- (e) popular memory;
- (f) skills and techniques;
- (g) indigenous knowledge systems; and
- (h) the holistic approach to nature, society and social relationships;

"KwaZulu-Natal Provincial House of Traditional Leaders" means the KwaZulu-Natal Provincial House of Traditional Leaders established in terms of section 32 of the KwaZulu-Natal Traditional Leadership and Governance Act, 2005 (Act No. 5 of 2005);

"KwaZulu-Natal Regulations on Amafa and Research Institute" means the KwaZulu-Natal Amafa and Research Institute Regulations, 201x, contained in Regulation Notice No. XX of 201X, as published in the Provincial Gazette No. XXX of XXXXXXXX, 201X,



in terms of section 23 of the National Heritage Resources Act, 1999 (Act No. 25 of 1999), read with section 26 thereof;

"local authority" means –

- (a) a municipality; or
- (b) a traditional Institute established in terms of section 6 of the KwaZulu-Natal Traditional Leadership and Governance Act, 2005 (Act No. 5 of 2005);

"Member of the Executive Council responsible for finance" means the Member of the Executive Council of the Province of KwaZulu-Natal responsible for finance;

"Monarch" means the Monarch for the Province of KwaZulu-Natal, being –

- (a) the person holding office as the King of the Zulu nation, the King of *AmaZulu*, *Ingonyama* or *Isilo*, at the date of commencement of this Act; or
- (b) the Monarch for the Province of KwaZulu-Natal as may be defined in a Constitution of KwaZulu-Natal to be adopted or other provincial legislation;

"municipality" means a municipality contemplated in section 155 of the Constitution, and established by and under sections 11 and 12 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), read with sections 3, 4 and 5 of the KwaZulu-Natal Determination of Types of Municipality Act, 2000 (Act No. 7 of 2000), and **"district municipality"** and **"metropolitan municipality"** have a corresponding meaning;

"National Heritage Resources Act" means the National Heritage Resources Act, 1999 (Act No. 25 of 1999);

"plan" means any plan envisaged by the KwaZulu-Natal Planning and Development Act, 2008 (Act No. 6 of 2008) or the Spatial Planning and Land Use Act, 2013 (Act No. 16 of 2013) and any other town and land use planning legislation applicable to the Province of KwaZulu-Natal;

"political office bearer" includes a public office bearer and means –

- (a) a member of the National Assembly, the National Council of Provinces or the Cabinet;
- (b) a member of a provincial legislature or of the Executive Council of a province;
- (c) a municipal councillor;



(d) a diplomatic representative of the Republic who is not a member of the public service;

(e) a member of a house of traditional leaders; or

(f) a national or provincial office bearer of a political party, organisation, body, alliance or movement registered in terms of section 15 or 15A of the Electoral Commission Act, 1996 (Act No. 51 of 1996);

"Premier" means the Premier-in-Executive Council of the Province of KwaZulu-Natal as contemplated in section 125 of the Constitution;

"prescribed" means prescribed by regulation under section 58, and **"prescribe"** has a corresponding meaning;

"Province" means the Province of KwaZulu-Natal established in terms of section 103 of the Constitution;

"Provincial Government" means the government of the Province of KwaZulu-Natal;

"Provincial Landmark site" means a site on which the special protection of Provincial Landmark status has been conferred in terms of section 45;

"Provincial Legislature" means the Legislature of the Province of KwaZulu-Natal;

"Provincial Revenue Fund" means the fund established for the Province of KwaZulu-Natal by section 226 of the Constitution;

"Provincial Treasury" means the treasury established for the Province of KwaZulu-Natal in terms of section 17 of the Public Finance Management Act, 1999 (Act No. 1 of 1999);

"Public Finance Management Act" means the Public Finance Management Act, 1999 (Act No. 1 of 1999);

"public service" means the public service contemplated in section 8 of the Public Service Act, 1994 (Proclamation No. 103 of 1994);

"regulations" means regulations made under section 58;



"responsible Member of the Executive Council" means the Premier of the Province of KwaZulu-Natal or that Member of the Executive Council of the Province of KwaZulu-Natal to whom the Premier has assigned the administration of this Act;

"Royal Family" means the Monarchs and their consorts, from the time of *Nkosinkulu*, recognised as such –

- (a) according to Zulu customary law and customs; or
- (b) in terms of a Constitution of KwaZulu-Natal to be adopted or other provincial legislation; and

"this Act" includes the regulations.

CHAPTER 2 APPLICATION OF ACT

Application of Act

2.(1) This Act applies to –

- (a) the identification, conservation, protection, management and administration of heritage resources; and
- (b) the conduct of both basic and applied research to generate relevant knowledge and contribute solutions to challenges within the field of heritage in the Province.

(2)(a) This Act must be read and implemented in conjunction with the KwaZulu-Natal Amafa and Research Institute Regulations, the National Heritage Resources Act and the National Heritage Institute Act, 1999 (Act No. 11 of 1999).

(b) Where this Act does not regulate a matter pertaining to the Institute as the provincial heritage resources authority for the Province or the protection or management of heritage resources in the Province, the provisions of the KwaZulu-Natal Amafa and Research Institute Regulations, the National Heritage Resources Act and the National Heritage Institute Act, 1999, apply in the Province and any reference to "provincial heritage resources authority" in the National Heritage Resources Act must, unless clearly inappropriate, be construed as reference to the Institute.

CHAPTER 3



GENERAL PRINCIPLES PERTAINING TO HERITAGE RESOURCES AND ROLE OF RESPONSIBLE MEMBER OF EXECUTIVE COUNCIL IN HERITAGE MATTERS

General principles pertaining to heritage resources

3. The responsible Member of the Executive Council and the Institute must uphold the general principles referred to in Part 1 of Chapter 1 to the National Heritage Resources Act which apply to the actions of the spheres of provincial and local governments in respect of the management of heritage resources in the Province.

Roles of responsible Member of Executive Council in research and heritage matters

4.(1) Having regard to the co-ordinating role of the national government in heritage matters, the responsible Member of the Executive Council must, in the spirit of co-operative government referred to in Chapter 3 of the Constitution, endeavour to promote and facilitate the research into, the administration and management of, heritage matters and resources in the Province within the framework of national policy and programmes in respect of heritage matters and resources.

(2) In addition to the other powers vested in the responsible Member of the Executive Council by this Act, the responsible Member of the Executive Council must, after consultation with the Institute, and with due regard to national heritage policy and programmes, determine heritage policy and programmes in the Province.

CHAPTER 4 KWAZULU-NATAL AMAFA AND RESEARCH INSTITUTE

Establishment of KwaZulu-Natal Amafa and Research Institute

5.(1) The establishment of an Institute to be known as the KwaZulu-Natal Amafa and Research Institute is determined in regulation 2(1) of the KwaZulu-Natal Amafa and Research Institute Regulations.

(2) The Institute is governed by, and acts through, the Council as contemplated in regulation 2(3) of the KwaZulu-Natal Amafa and Research Institute Regulations.

Objects of Institute

6. The objects of the institute are to –



- (a) conduct basic and applied research for the Province, to generate knowledge and address challenges and seek solutions to better the lives of persons in the Province;
- (b) disseminate knowledge and solutions generated by research to identified organisations, communities or persons; and
- (c) ensure the –
 - (i) identification;
 - (ii) conservation;
 - (iii) protection;
 - (iv) management; and
 - (v) administration,

of the heritage resources of the Province under its jurisdiction and generally, with due regard to national and provincial heritage policy and programmes, to promote and co-ordinate heritage conservation for the benefit of present and future generations.

Powers, duties and functions of Institute

7.(1) The Institute must –

- (a) identify, conserve, protect, manage and administer heritage resources in the Province;
- (b) conduct applied research to contribute to finding solutions to cultural challenges in heritage and history which impact on society;
- (c) conduct basic research to generate and widen horizons of discipline-specific knowledge;
- (d) disseminate research findings to relevant consumers;
- (e) monitor and evaluate the performance of programmes and projects;
- (f) consider national and provincial heritage policy and programmes and submit comments and recommendations to the responsible Member of the Executive Council;
- (g) provide for, and facilitate –
 - (i) the implementation, delivery and co-ordination of heritage policy and programmes;
 - (ii) community and stakeholder involvement in heritage matters; and
 - (iii) a sound working relationship with all heritage bodies,
- in the Province; and
- (h) contribute to redress past inequities by promoting previously neglected heritage resources;
- (i) with due regard to national and provincial heritage policy and programmes, advise the responsible Member of the Executive Council on –

CERTIFIED: 31 July 2017

State Law Adviser

- (i) existing and proposed heritage policy in the Province;
 - (ii) achieving operational uniformity of heritage programmes in the Province;
 - (iii) any physical heritage-related matter in relation to which the responsible Member of the Executive Council requests advice;
 - (iv) any matter related to intangible heritage; and
 - (v) its contribution towards South Africa's attainment of any targets or goals required in terms of the United Nations Convention on Education, Science and Culture and any other international conventions, treaties, agreements or instruments on Heritage to which South Africa is a signatory; and
 - (j) assist the Department in communicating decisions and relevant information on heritage matters in the Province to departments in the Provincial Government, municipalities and heritage forums in the Province, and the public by means of meetings, workshops, notices, and other published and electronic media;
 - (k) liaise with national and provincial departments, statutory bodies and organisations concerned with heritage matters;
 - (l) perform the functions and carry out the duties and responsibilities imposed by this Act; and
 - (m) perform any other function or carry out any other duty imposed on the Institute by any other law.
- (2) The Institute is accountable to the Council as the accounting authority of the Institute in terms of the Public Finance Management Act and must –
- (a) exercise the duty with utmost care to ensure reasonable protection of the assets and records of the Institute;
 - (b) act with fidelity, honesty, integrity and in the best interests of the Institute in managing the financial affairs of the Institute;
 - (c) on request, disclose to the executive authority responsible for the Institute or the legislature to which the Institute is accountable, all material facts, including those reasonably discoverable, which in any way may influence the decisions or actions of the executive authority or that legislature;
 - (d) seek, within the sphere of influence of that accounting authority, to prevent any prejudice to the financial interests of the state;
 - (e) ensure and maintain –
 - (i) effective, efficient and transparent systems of financial and risk management and internal control; and
 - (ii) a system of internal audit under the control and direction of an audit committee complying with, and operating in accordance with, regulations and instructions



prescribed in terms of sections 76 and 77 of the Public Finance Management Act; and

(aa) an appropriate procurement and provisioning system which is fair, equitable, transparent, competitive and cost-effective;

(bb) a system for properly evaluating all major capital projects prior to a final decision on the project; and

(f) take effective and appropriate steps to –

(i) collect all revenue due to the Institute;

(ii) prevent irregular expenditure, fruitless and wasteful expenditure, losses resulting from criminal conduct, and expenditure not complying with the operational policies of the Institute;

(iii) manage available working capital efficiently and economically; and

(iv) comply with any tax, levy, duty, pension and audit commitments as required by legislation; and

(g) take effective and appropriate disciplinary steps against any employee of the Institute who –

(i) contravenes or fails to comply with a provision of the Public Finance Management Act;

(ii) commits an act which undermines the financial management and internal control system of the Institute; or

(iii) makes or permits an irregular expenditure or a fruitless and wasteful expenditure; and

(h) promptly inform the National Treasury on any new entity which the Institute intends to establish or in the establishment of which it takes the initiative, and allow the National Treasury a reasonable time to submit its decision prior to formal establishment; and

(i) comply, and ensure compliance by the Institute, with the provisions of the Public Finance Management Act and any other legislation applicable to the Institute.

(3) The Institute may –

(a) exercise any power conferred by any other provision of this Act or any other law;

(b) provide for and facilitate the establishment of research, educational, training, interpretative and tourism-related projects and programmes;

(c) in relation to the objects and work of the Institute, make recommendations to the responsible Member of the Executive Council with regard to legislation and policies in the Province;

(d) in a manner consistent with the Public Finance Management Act, and in the exercise of its powers or the performance of its duties and functions under this Act, for specific



projects, enter into contracts for the services of persons having technical or specialised knowledge of any matter relating to the work of the Institute;

(e) levy fines for any transgressions in terms of section 37, 38, 39, 40, 44, 45 and 49;

(f) determine fees, payable to the Institute, for –

(i) the processing of any application or approval in terms of this Act; and

(ii) the provision of any service by the Institute; and

(g) determine fees including, but not limited to, entrance fees in relation to the exhibition or display of physical heritage resources by the Institute;

(h) exhibit or display any physical heritage resource under the control of the Institute and receive fees prescribed or otherwise determined by the Institute in relation to any such exhibition or display; and

(i) generally, do everything which is necessary or expedient to achieve its objects referred to in section 6 and to perform the duties and carry out the functions referred to in subsection 1.

(4) The Institute must, in addition to the powers, duties and functions referred to in subsections (1) to (3), perform the duties and carry out the functions imposed on a provincial heritage resources authority in terms of the National Heritage Resources Act.

8. Annual report and financial statements

(1) The Council must –

(a) keep full and proper records of the financial affairs of the Institute;

(b) prepare financial statements for each financial year in accordance with generally accepted accounting practice, unless the Accounting Standards Board approves the application of generally recognised accounting practice for the Institute;

(c) submit those financial statements within two months after the end of the financial year to the Auditor-General for auditing, subject to the provisions of Public Finance Management Act; and

(d) submit, within five months of the end of a financial year, to the Provincial Treasury and the responsible Member of the Executive Council –

(i) an annual report on the activities of the Institute during that financial year;

(ii) the financial statements for that financial year after the statements have been audited; and

(iii) the report of the auditors on those statements.

(2) The annual report and financial statements referred to in subsection (1)(d) must –



(a) fairly present the state of affairs of the Institute, its business, its financial results, its performance against predetermined objectives and its financial position as at the end of the financial year concerned;

(b) include particulars of –

(i) any material losses through criminal conduct and any irregular expenditure and fruitless and wasteful expenditure that occurred during the financial year;

(ii) any criminal or disciplinary steps taken as a consequence of such losses or irregular expenditure or fruitless and wasteful expenditure;

(iii) any losses recovered or written off;

(iv) any financial assistance received from the state and commitments made by the state on its behalf; and

(v) any other matters that may be prescribed; and

(c) include the financial statements of any subsidiaries.

(3) The Council must submit the report and statements referred to in subsection (1)(d) for tabling in the Provincial Legislature, to the responsible Member of the Executive Council.

Constitution and composition of Institute

9. The composition of the Council is determined in regulation 3 of the KwaZulu-Natal Amafa and Research Institute Regulations.

Term of office of member of Council

10. The term of office of members of the Council is determined in regulation 4 of the KwaZulu-Natal Amafa and Research Institute Regulations.

Nominations for membership of Council

11. The nominations for membership of the Council is determined in regulation 5 of the KwaZulu-Natal Amafa and Research Institute Regulations.

Declaration of financial or other interests by nominees to Council

12. The declaration of financial or other interests by nominees to the Council is determined in regulation 6 of the KwaZulu-Natal Amafa and Research Institute Regulations.

**Failure of member of Council to declare financial or other interests**

13. The failure by members of the Council to declare financial or other interests is determined in regulation 7 of the KwaZulu-Natal Amafa and Research Institute Regulations.

Recusal of member of Council

14. The recusal by members of the Council is determined in regulation 8 of the KwaZulu-Natal Amafa and Research Institute Regulations.

Vacancies, removal and resignation from office of members of Council

15. The vacancies within the Council and the removal and resignation of members of the Council is determined in regulation 9 of the KwaZulu-Natal Amafa and Research Institute Regulations.

Meetings of Council

16. The procedure for meetings of the Council is determined in regulation 10 of the KwaZulu-Natal Amafa and Research Institute Regulations.

Committees of Council

17. The appointment of committees of the Council is determined in regulation 11 of the KwaZulu-Natal Amafa and Research Institute Regulations.

Administrative and secretarial work of Council

18. The performance of administrative and secretarial work of the Council is determined in regulation 13 of the KwaZulu-Natal Amafa and Research Institute Regulations.

Remuneration of members of Council and reimbursement of expenses incurred by members of Council and committees of Council

19. The remuneration of members of the Council and reimbursement of expenses incurred by members of the Council and committees of the Council is described in regulation 14 of the KwaZulu-Natal Amafa and Research Institute Regulations.



CHAPTER 5 STAFF OF INSTITUTE

Appointment of staff subject to transitional arrangements

20. The appointment of staff of the Institute is subject to the applicable transitional arrangements referred to in section 62 and an officer or member of staff contemplated in section 62(6) is deemed to be an employee of the Institute as set out in that section.

Appointment of staff of Institute and determination of code of conduct

21. The Council is responsible for –

- (a) the appointment of members of staff of the Institute;
- (b) the determination of a code of conduct, applicable to all staff of the Institute, and justiciable for purposes of disciplinary proceedings, to ensure –
 - (i) compliance with applicable law, including this Act;
 - (ii) the effective, efficient and economical use of the Institute's funds and resources;
 - (iii) the promotion and maintenance of a high standard of professional ethics;
 - (iv) the prevention of conflicts of interest;
 - (v) the protection of confidential information held by the Institute; and
 - (vi) professional, honest, impartial, fair, ethical and equitable service; and
- (c) the maintenance of discipline over the staff appointed in terms of this chapter; and
- (d) the keeping and maintenance of the register of interests declared by members of staff of the Institute.

Management of staff of Institute

22.(1) The Council must adopt management procedures to ensure that staff of the Institute –

- (a) assist the Council in fulfilling its functions in terms of this Act; and
- (b) assist the Institute with the work incidental to the performance by the Institute of its functions.

(2)(a) The Council must determine an administration policy, a human resources policy, and a system of performance management for staff members of the Institute.



(b) The appointment of a member of staff reporting directly to the Council is subject to the conclusion of a written performance agreement between that person and the Council.

(3) For purposes of the declaration of financial or other interests, and subject to section 21(e), the provisions of section 12 apply with the necessary changes to members of staff of the Institute.

Secondment or transfer of staff to Institute

23.(1) The Institute may utilise the services of persons seconded or transferred from the public service in accordance with the provisions of the Public Service Act, 1994 (Proclamation No. 103 of 1994).

(2) All staff employed within the Chief Directorate: Heritage within the KwaZulu-Natal Office of the Premier are seconded to the Institute with effect from the date of the commencement of this Act.

(3) The secondment of staff as contemplated in subsection (2) must be effected in accordance with the Labour Relations Act, 1995 (Act No. 66 of 1995), and any applicable collective bargaining agreement with organised labour.

(4) A person seconded to the Institute as contemplated in subsection (2) remains subject to any decisions, proceedings, rulings and directions applicable to that person immediately before the secondment date to the extent that they remain applicable.

(5) Any proceedings against such person which were pending immediately before the secondment date must be disposed of as if that person had not been seconded.

CHAPTER 6 FUNDING AND MANAGEMENT OF INSTITUTE

Funds of Institute

24.(1) The funds of the Institute consist of –

- (a) money appropriated by the Provincial Legislature;
- (b) donations or contributions lawfully received by the Institute from any source;
- (c) interest on investments of the Institute;



- (d) fines received by the Institute;
- (e) fees received by the Institute in payment for –
 - (i) the processing of applications or approvals in terms of this Act;
 - (ii) the provision of services by the Institute; and
 - (iii) the exhibition or display of physical heritage resources by the Institute; and
- (f) income lawfully derived from any other source.

(2) The Institute must utilise the funds of the Institute to cover costs in connection with the performance of its duties and functions and the exercise of its powers in terms of this Act.

(3) The Council must, in consultation with the Institute and the Member of the Executive Council responsible for finance –

- (a) open an account in the name of the Institute with an institution registered as a bank in terms of the Banks Act, 1990 (Act No. 94 of 1990); and
- (b) deposit therein all moneys received in terms of subsection (1).

Financial management and reporting

25.(1) The Council must cause full and proper books of account and all the necessary records in relation thereto to be kept.

(2) The Council must ensure that the Institute's annual budgets, corporate plans, annual reports and audited financial statements are prepared and submitted in accordance with the Public Finance Management Act.

(3) The Institute must be audited and must report in accordance with the Public Finance Management Act.

Immovable property

26.(1) The Institute may, with the approval of the Member of the Executive Council responsible for finance, acquire, hold or dispose of immovable property in the course of its business.

(2) The Institute must determine the policy and procedure of the Institute with regard to the acquisition and disposal of immovable property.

**Legal proceedings against Council and Institute**

27.(1) Any legal proceedings against the Council or the Institute must be instituted in accordance with the Institution of Legal Proceedings against Certain Organs of State Act, 2002 (Act No. 40 of 2002).

(2) The Council and the Institute are, for purposes of subsection (1), regarded as organs of state contemplated in paragraph (c) of the definition thereof in section 1 of that Act.

Security of confidential information held by Council and Institute

28.(1) Subject to the Constitution and the Promotion of Access to Information Act, 2000 (Act No. 2 of 2000), no person may disclose any information submitted to the Council or the Institute in connection with any legal brief or instruction, unless he or she is ordered to do so by a court of law or unless the person who gave such brief or instruction consents thereto in writing.

(2) No person may disclose any information kept in the registers contemplated in sections 12(3), 20(4) and 21(1)(e) unless such disclosure is –

- (a) in terms of any law that compels or authorises such disclosure;
- (b) materially necessary for the proper functioning of the Institute; or
- (c) made for purposes of monitoring, evaluating, investigating or considering any activity relating to the Council or the Institute.

(3) Any person who contravenes subsection (1) or (2) is guilty of an offence.

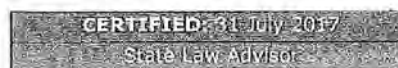
Use of name of Council and Institute

29.(1) Unless authorised in writing by the Institute to do so, no person may in any way represent or make use of the name, acronym, logos, plaques, designs or other material used or owned by the Council or the Institute.

(2) No person may falsely claim to be acting on behalf of the Council or the Institute.

(3) Any person who contravenes subsection (1) or (2) is guilty of an offence.

CHAPTER 7
AMAFA AND RESEARCH FORUM



Establishment of Amafa and Research Forum

30. The Amafa and Research Forum is hereby established.

Objects of Amafa and Research Forum

31. The objects of the Amafa and Research Forum are –

- (a) to facilitate and ensure effective and efficient inter-governmental and intra-governmental co-operation and co-ordination between the members;
- (b) to promote uniformity in respect of, and co-ordination of –
 - (i) matters related to research being carried out by the Institute; or
 - (ii) heritage matters; and
- (c) to promote networking, increased collaboration and co-operation between the members of the Forum;
- (d) to provide a focus and forum for the exchange of information and ideas and the sharing of best practice; and
- (e) to support the Institute in the carrying out of its powers, duties and functions.

Composition and membership of Amafa and Research Forum

32.(1) The Amafa and Research Forum consists of –

- (a) the municipal managers of metropolitan and district municipalities in the Province;
- (b) the municipal managers of such local municipalities or categories of local municipalities in the Province as may be determined by the responsible Member of the Executive Council;
- (c) a representative nominated by the South African Local Government Association or its successor;
- (d) a representative nominated by *Ezemvelo KwaZulu-Natal Wildlife*;
- (e) a representative nominated by the KwaZulu-Natal Provincial House of Traditional Leaders;
- (f) a representative nominated by the Member of the Executive Council of the Province who is responsible for local government in the Province; and
- (g) any other person designated by the responsible Member of the Executive Council.

(2) The Chairperson of the Council is the Chairperson of the Amafa and Research Forum.



(3) The members of the Amafa and Research Forum must, at its first meeting contemplated in 33(1), appoint a Deputy-Chairperson.

Meetings of Amafa and Research Forum

33.(1) The first meeting of the Amafa and Research Forum must be held at a venue, on a date and at a time determined by the Institute, whereafter all future meetings must be as determined by the Chairperson in accordance with section 36(1).

(2) The Amafa and Research Forum may establish a committee or committees of the Forum.

(3) Every member of the Amafa and Research Forum must be notified of each meeting in writing, at least 14 days prior to such meeting, and such notification must contain an agenda for the proposed meeting.

(4) In the event that both the Chairperson and Deputy Chairperson are absent from any meeting of the Amafa and Research Forum, the members present at that meeting may elect one of their members to preside at that meeting.

(5) A special meeting of the Amafa and Research Forum may be called at the request of –
(a) the Chairperson; or
(b) two-thirds of the members of the Amafa and Research Forum by written petition, whereupon the Chairperson must, in writing, notify every member of the Forum of the place, date and time of the special meeting.

(6) An agenda for a special meeting of the Amafa and Research Forum must accompany the notice referred to in subsection (5)(b).

(7) A *quorum* for a meeting of the Amafa and Research Forum is a majority of its members.

(8) Any decision of the Amafa and Research Forum must be taken by resolution of the majority of the members present at any meeting of the Forum and, in the event of an equality of votes on any matter, the member presiding at the meeting in question will have a casting vote in addition to his or her deliberative vote as a member of the Amafa and Research Forum.

(9) The proceedings of all meetings of the Amafa and Research Forum must be recorded and minuted.



(10) The minutes of the meeting of the Amafa and Research Forum must be circulated to all members of the Forum within 14 days of the date of the meeting.

(11)(a) The minutes of the previous meeting must be read at the commencement of each meeting.

(b) The minutes may be regarded as read if copies thereof were furnished to the members of the Institute prior to the meeting.

(c) The Chairperson may only sign the minutes once objections or corrections have been dealt with.

(12) The Chairperson must decide on questions of order or procedure: Provided that if any member objects to any such decision, the question must be put to the vote and the decision of the majority of the members is final and binding on the Amafa and Research Forum.

(13) The administrative and secretarial support for the Amafa and Research Forum must be provided by the Institute.

Advice and recommendations by Amafa and Research Forum

34.(1) The Amafa and Research Forum, through the Chairperson, may advise and make recommendations to the Institute for consideration.

(2) The Chairperson of the Amafa and Research Forum –

(a) is directly responsible and accountable to the Institute for the performance and operations of the Forum; and

(b) must report to the Institute on the meetings and activities of the Forum.

Rights and obligations of members of Amafa and Research Forum

35.(1) Each member of the Amafa and Research Forum has the right –

(a) to participate fully in all meetings and activities of the Forum;

(b) to request the Chairperson to place any matter within the terms of reference of the Institute on the agenda of a meeting of the Forum for discussion; and

(c) to the timely receipt of notices, agendas and minutes of meetings of the Forum.

(2) Members of the Amafa and Research Forum must –



- (a) attend, and participate in, all meetings of the Forum;
- (b) participate meaningfully in any activity which promotes any objective of the Forum;
- (c) abide by any resolution of the Forum; and
- (d) tender apologies, setting out reasons for non-attendance, to the Chairperson in writing before a meeting of the Forum.

Frequency of, and procedure at, meetings of Amafa and Research Forum

36.(1) Ordinary meetings of the Amafa and Research Forum must take place biannually at the places, dates and times as may be determined by the Chairperson.

(2) The Chairperson of the Amafa and Research Forum must provide and distribute a schedule of places, dates and times of the meetings for the year.

CHAPTER 8 GENERAL PROTECTION OF HERITAGE RESOURCES

General protection: Structures

37.(1)(a) No structure which is, or which may reasonably be expected to be, older than 60 years, may be demolished, altered or added to without the prior written approval of the Institute having been obtained on written application to the Institute.

(b) Where the Institute does not grant approval, the Institute must consider special protection in terms of sections 44, 45, 46, 47 and 49 of Chapter 9.

(2) The Institute may, by notice in the *Gazette*, exempt –

- (a) a defined geographical area; or
- (b) defined categories of sites within a defined geographical area,

from the provisions of subsection (1) where the Institute is satisfied that heritage resources falling in the defined geographical area or category have been identified and are adequately protected in terms of sections 44, 45, 46, 47 and 49 of Chapter 9.

(3) A notice referred to in subsection (2) may, by notice in the *Gazette*, be amended or withdrawn by the Institute.

General protection: Graves of victims of conflict



38. No person may damage, alter, exhume, or remove from its original position –

- (a) the grave of a victim of conflict;
- (b) a cemetery made up of such graves; or
- (c) any part of a cemetery containing such graves,

without the prior written approval of the Institute having been obtained on written application to the Institute.

General protection: Informal and private burial grounds

39.(1) No grave or burial ground older than 60 years, or deemed to be of heritage significance by a heritage authority –

- (a) not otherwise protected by this Act; and
- (b) not located in a formal cemetery managed or administered by a local authority,

may be damaged, altered, exhumed, inundated, removed from its original position, or otherwise disturbed without the prior written approval of the Institute having been obtained on written application to the Institute.

(2) The Institute may only issue written approval once it is satisfied that –

- (a) the applicant has provided evidence of efforts to consult with communities or descendants who may have an interest in the grave, using the guidelines and criteria for consultation set out in regulations; and
- (b) the applicant and the relevant communities or descendants have reached agreement regarding the grave.

General protection: Battlefield sites, archaeological sites, rock art sites, palaeontological sites, historic fortifications, meteorite or meteorite impact sites

40.(1) No person may destroy, damage, excavate, alter, write or draw upon, or otherwise disturb any battlefield site, archaeological site, rock art site, palaeontological site, historic fortification, meteorite or meteorite impact site without the prior written approval of the Institute having been obtained on written application to the Institute.

(2) Upon discovery of archaeological or palaeontological material or a meteorite by any person, all activity or operations in the general vicinity of such material or meteorite must cease forthwith and a person who made the discovery must submit a written report to the Institute without delay.



(3) The Institute may, after consultation with an owner or controlling authority, by way of written notice served on the owner or controlling authority, prohibit any activity considered by the Institute to be inappropriate within 50 metres of a rock art site.

(4) No person may exhume, remove from its original position or otherwise disturb, damage, destroy, own or collect any object or material associated with any battlefield site, archaeological site, rock art site, palaeontological site, historic fortification, meteorite or meteorite impact site without the prior written approval of the Institute having been obtained on written application to the Institute.

(5) No person may bring any equipment which assists in the detection of metals and archaeological and palaeontological objects and material, or excavation equipment onto any battlefield site, archaeological site, rock art site, palaeontological site, historic fortification, or meteorite impact site, or use similar detection or excavation equipment for the recovery of meteorites, without the prior written approval of the Institute having been obtained on written application to the Institute.

(6)(a) The ownership of any object or material associated with any battlefield site, archaeological site, rock art site, palaeontological site, historic fortification, meteorite or meteorite impact site, on discovery, vests in the Provincial Government and the Institute is regarded as the custodian on behalf of the Provincial Government.

(b) The Institute may establish and maintain a provincial repository or repositories for the safekeeping or display of –

- (i) archaeological objects;
- (ii) palaeontological material;
- (iii) ecofacts;
- (iv) objects related to battlefield sites;
- (v) material cultural artefacts; or
- (vi) meteorites.

(7) The Institute may, subject to such conditions as the Institute may determine, loan any object or material referred to in subsection (6) to a national or provincial museum or institution.

(8) No person may, without the prior written approval of the Institute having been obtained on written application to the Institute, trade in, export or attempt to export from the Province –

- (a) any category of archaeological object;
- (b) any palaeontological material;



- (c) any ecofact;
- (d) any object which may reasonably be regarded as having been recovered from a battlefield site;
- (e) any material cultural artefact; or
- (f) any meteorite.

(9)(a) A person or institution in possession of an object or material, referred to in paragraphs (a) – (f) of subsection (8), must submit full particulars of such object or material, including such information as may be prescribed, to the Institute.

(b) An object or material referred to in paragraph (a) must, subject to paragraph (c) and the directives of the Institute, remain under the control of the person or institution submitting the particulars thereof.

(c) The ownership of any object or material referred to in paragraph (a) vests in the Provincial Government and the Institute is regarded as the custodian on behalf of the Provincial Government.

Heritage resources management

41.(1) Any person who intends to undertake a development categorised as –

- (a) the construction of a road, wall, powerline, pipeline, canal or other similar form of linear development or barrier exceeding 300 m in length;
- (b) the construction of a bridge or similar structure exceeding 50 m in length;
- (c) any development or other activity which will change the character of a site –
 - (i) exceeding 5 000 m² in extent;
 - (ii) involving three or more existing erven or subdivisions thereof;
 - (iii) involving three or more erven or divisions thereof, which have been consolidated within the past five years; or
 - (iv) the costs of which will exceed a sum set in terms of regulations;
- (d) the rezoning of a site exceeding 10 000 m² in extent; or
- (e) any other category of development provided for in regulations,

must, at the very earliest stages of initiating such a development, notify the Institute and furnish it with details regarding the location, nature and extent of the proposed development.

(2) The Institute must, within 14 days of receipt of a notification in terms of subsection (1) –

- (a) if there is reason to believe that heritage resources will be affected by such development, notify the person who intends to undertake the development to submit an impact assessment report: Provided that such report must be compiled at the cost of the



person proposing the development, by a person or persons approved by the Institute with relevant qualifications and experience and professional standing in heritage resources management; or

(b) notify the person concerned that this section does not apply.

(3) The Institute must specify the information to be provided in a report required in terms of subsection (2)(a): Provided that the following must be included –

- (a) the identification and mapping of all heritage resources in the area affected;
- (b) an assessment of the significance of such resources in terms of the heritage assessment criteria set out in regulations;
- (c) an assessment of the impact of the development on such heritage resources;
- (d) an evaluation of the impact of the development on heritage resources relative to the sustainable social and economic benefits to be derived from the development;
- (e) the results of consultation with communities affected by the proposed development and other interested parties regarding the impact of the development on heritage resources;
- (f) if heritage resources will be adversely affected by the proposed development, the consideration of alternatives; and
- (g) plans for mitigation of any adverse effects during and after the completion of the proposed development.

(4) The report must be considered timeously by the Institute which must, after consultation with the person proposing the development, decide –

- (a) whether or not the development may proceed;
- (b) any limitations or conditions to be applied to the development;
- (c) what general protections in terms of this Act apply, and what formal protections may be applied, to such heritage resources;
- (d) whether compensatory action is required in respect of any heritage resources damaged or destroyed as a result of the development; and
- (e) whether the appointment of specialists is required as a condition of approval of the proposal.

(5) The Institute must not make any decision under subsection (4), with respect to any development which impacts on a heritage resource protected at national level, unless it has consulted the heritage resources authority.



(6) The applicant may appeal against the decision of the Institute to the responsible Member of the Executive Council, who –

(a) must consider the views of both parties; and

(b) may, at his or her discretion –

(i) appoint a committee to undertake an independent review of the impact assessment report and the decision of the Institute; and

(ii) consult the National Heritage Resources Agency; and

(c) must uphold, amend or overturn such decision.

(7) The provisions of this section do not apply to a development described in subsection (1) affecting any heritage resource formally protected by the National Heritage Resources Agency unless the Institute decides otherwise.

(8) The provisions of this section do not apply to a development as described in subsection (1) if an evaluation of the impact of such development on heritage resources is required in terms of the Environment Conservation Act, 1989 (Act No. 73 of 1989), or the integrated environmental management guidelines issued by the Department of Environment Affairs and Tourism, or the Minerals Act, 1991 (Act No. 50 of 1991), or any other legislation: Provided that the consenting authority must ensure that –

(a) the evaluation fulfils the requirements of the Institute in terms of subsection (3); and

(b) any comments and recommendations of the Institute with regard to such development have been taken into account prior to the granting of the consent.

(9) The Institute, with the approval of the responsible Member of the Executive Council, may, by notice in the *Provincial Gazette*, exempt from the requirements of this section any place specified in the notice.

(10) Any person who has complied with the decision of the Institute in subsection (4) or of the responsible Member of the Executive Council in terms of subsection (6) or other requirements referred to in subsection (8), is exempted from compliance with all other protections in terms of this Part, but any existing heritage agreements made in terms of section 42 continue to apply.

CHAPTER 9 SPECIAL PROTECTION OF HERITAGE RESOURCES

**Protected areas**

42.(1) The Institute may, with the consent of the owner of an area, by notice in the *Provincial Gazette* designate as a protected area –

- (a) such area of land surrounding a provincial heritage site as is reasonably necessary to ensure the protection and reasonable enjoyment of such site, or to protect the view of and from such site; or
- (b) such area of land surrounding any archaeological or palaeontological site or meteorite as is reasonably necessary to ensure its protection.

(2) No person may damage, disfigure, alter, subdivide or in any other way develop any part of a protected area unless, at least 60 days prior to the initiation of such changes, he or she has consulted the heritage resources authority which designated such area in accordance with a procedure prescribed by that authority.

(3) A local authority may, with the agreement of the Institute which designated a protected area, make provision in its town planning scheme or in by-laws for the management of such area.

Schedule of specially protected heritage resources

43.(1) Specially protected heritage resources are listed in Schedule 2.

(2) The responsible Member of the Executive Council may, by notice in the *Gazette* –

- (a) amend;
- (b) substitute; or
- (c) withdraw,

Schedule 2.

Special protection: Heritage Landmark status

44.(1) No person may damage, alter, redecorate, remove from its original position, subdivide or amend any plan –

- (a) of a Heritage Landmark site; or
- (b) of a site in respect of which a notice referred to in subsection (3) has been published, without the prior written approval of the Institute having been obtained on written application to the Institute.



(2) The Institute may –

- (a) subject to the provisions of subsections (3), (4) and (5); and
- (b) after due consideration of all written representations and submissions,

confer the special protection of Heritage Landmark status on sites which, in the opinion of the Institute, constitute important elements of the heritage of the Province, but which are not owned by the Provincial Government or a local authority, whereupon the Institute must –

- (i) in terms of section 43(1), list the site in Schedule 2; and
- (ii) list the site in the Register of Heritage Sites referred to in section 48.

(3) When the Institute decides to confer Heritage Landmark status, the Institute must give notice in the *Gazette* of the intention to confer Heritage Landmark status.

(4) The notice referred to in subsection (3) must –

- (a) identify the affected site and include the GPS co-ordinates of the site and, where available, the following information regarding the site and the land on which the site is situated –

- (i) the full title deed description, including the title deed number, the administrative district in which the land is situated, the extent of the land and, if applicable, the nature of any right in or over such land;
 - (ii) a full description of the outer boundaries of the site and the extent of the site on the land;
 - (iii) the current zoning of the land;
 - (iv) the actual current use of the site and the land; and
 - (v) full details of any improvements to, and structures on, the site and the land;
- and

- (b) include a statement describing the cultural significance of the site;
- (c) give interested parties an opportunity to make written representations or submissions regarding the conferral of Heritage Landmark status within a period of not less than 30 days; and
- (d) draw attention to the provisions of subsections (1) and (2).

(5) The Institute must, in addition to the notice to be published in terms of subsection (3), cause a copy of such notice to be sent by registered post or delivered to –

- (a) the registered owner of the land;
- (b) the occupier, if any, of the land; and
- (c) the municipal manager of the municipality for the area in which the land is situated,



advising those persons that they may make written representations or submissions regarding the proposed conferral of Heritage Landmark status within a period of not more than 30 days of receipt of the notice.

(6) Except in cases where the Institute considers it inappropriate, all Heritage Landmarks must bear a plaque indicating their status.

(7) The Institute must, within 30 working days, after conferring the special protection of Heritage Landmark status on sites owned by the Provincial Government or a local authority, lay any register, certificate or other document before the registrar of deeds as defined in section 102 of the Deeds Registries Act, 1937 (Act No. 47 of 1937), in order to enable him or her to make such entries and endorsements as he or she may deem necessary in or on any relevant register, certificate or other document in his or her office or laid before him or her, in order to reflect the Heritage Landmark status of any land or portion of land conferred in terms of this section.

(8)(a) The Institute may withdraw Heritage Landmark status by notice in the *Gazette*.

(b) When the Institute decides to withdraw Heritage Landmark status, the provisions of subsections (3), (4) and (5) apply with the necessary changes.

(9) If a site, on which Heritage Landmark status has been conferred, becomes the property of the Provincial Government or a local authority the site is, at the date of registration of transfer, regarded as having been conferred Provincial Landmark status.

(10) A Heritage Landmark site is regarded as a Grade II Heritage Resource referred to in section 7(1)(b) of the National Heritage Resources Act.

(11) The Institute may, after due consideration, by means of a special resolution of the Institute setting out justifiable and cogent reasons indicating that compliance would, in the particular matter at hand, place an unfair or unintended administrative burden on the Institute, dispense with the following requirements contemplated in subsection (4)(a)(i) –

- (a) the full title deed description; and
- (b) the title deed number.

Special protection: Provincial Landmark status

45.(1) No person may damage, alter, redecorate, remove from its original position, subdivide or amend any plan –



(a) of a Provincial Landmark site; or
(b) of a site in respect of which a notice referred to in subsection (3) has been published, without the prior written approval of the Institute having been obtained on written application to the Institute.

(2) The Institute may –

- (a) subject to the provisions of subsections (3), (4) and (5); and
- (b) after due consideration of all written representations and submissions, confer the special protection of Provincial Landmark status on sites owned by the Provincial Government or a local authority which, in the opinion of the Institute, constitute important elements of the heritage of the Province, whereupon the Institute must –
 - (i) in terms of section 43(1), list the site in Schedule 2; and
 - (ii) list the site in the Register of Heritage Sites referred to in section 48.

(3) When the Institute decides to confer Provincial Landmark status, the Institute must give notice in the *Gazette* of the intention to confer Provincial Landmark status.

(4) The notice referred to in subsection (3) must –

- (a) identify the affected site and include the GPS co-ordinates of the site and, where available, the following information regarding the site and the land on which the site is situated –
 - (i) the full title deed description, including the title deed number, the administrative district in which the land is situated, the extent of the land and, if applicable, the nature of any right in or over such land;
 - (ii) a full description of the outer boundaries of the site and the extent of the site on the land;
 - (iii) the current zoning of the land;
 - (iv) the actual current use of the site and the land; and
 - (v) full details of any improvements to, and structures on, the site and the land;and
- (b) give interested parties an opportunity to make written representations or submissions regarding the conferral of Provincial Landmark status within a period of not less than 30 days; and
- (c) draw attention to the provisions of subsections (1) and (2).

(5) The Institute must, in addition to the notice to be published in terms of subsection (3), cause a copy of such notice to be sent by registered post or delivered to –



(a) the registered owner of the land;
(b) the occupier, if any, of the land; and
(c) the municipal manager of the municipality for the area in which the land is situated, advising those persons that they may make written representations or submissions regarding the proposed conferral of Provincial Landmark status within a period of not less than 30 days of receipt of the notice.

(6) Except in cases where the Institute considers it inappropriate, all Provincial Landmarks must bear a plaque indicating their status.

(7) The Institute must, within 30 working days, after conferring the special protection of Provincial Landmark status on sites owned by the Provincial Government or a local authority, lay any register, certificate or other document before the registrar of deeds as defined in section 102 of the Deeds Registries Act, 1937 (Act No. 47 of 1937), in order to enable him or her to make such entries and endorsements as he or she may deem necessary in or on any relevant register, certificate or other document in his or her office or laid before him or her, in order to reflect the Provincial Landmark status of any land or portion of land conferred in terms of this section.

(8)(a) The Institute may, with the concurrence of the responsible Member of the Executive Council, withdraw Provincial Landmark status by notice in the *Gazette*.

(b) When the Institute decides to withdraw Provincial Landmark status, the provisions of subsections (3), (4) and (5) apply with the necessary changes.

(9) If a site on which Provincial Landmark status has been conferred becomes the property of an owner other than the Provincial Government or a local authority the site is, at the date of registration of transfer, regarded as having been conferred Provincial Landmark status.

(10) A Provincial Landmark site is regarded as a Grade II Heritage Resource referred to in section 7(1)(b) of the National Heritage Resources Act.

Special Protection: Graves of members of Royal Family

46.(1) A grave of a member of the Royal Family listed in Schedule 2 –

- (a) is regarded as a Heritage Landmark site referred to in section 44 or a Provincial Landmark site referred to in section 45;
- (b) is regarded as a Grade II Heritage Resource referred to in section 7(1)(b) of the National Heritage Resources Act;



- (c) enjoys the protection afforded to such heritage sites; and
- (d) must be listed in the Register of Heritage Sites referred to in section 48.

(2) The Institute may approve any alteration, exhumation or removal of a grave of a member of the Royal Family only after consultation with the Monarch.

Special Protection: Battlefields, public monuments and memorials

47. A battlefield site, public monument or memorial listed in Schedule 2 –

- (a) is regarded as a Heritage Landmark site referred to in section 44 or a Provincial Landmark site referred to in section 45;
- (b) is regarded as a Grade II Heritage Resource referred to in section 7(1)(b) of the National Heritage Resources Act;
- (c) enjoys the protection afforded to such heritage sites; and
- (d) must be listed in the Register of Heritage Sites referred to in section 48.

Register of Heritage Sites

48.(1) The Institute must establish and maintain a consolidated register of all sites on which Heritage Landmark status and Provincial Landmark status have been conferred.

(2) The register referred to in subsection (1) must –

- (a) subject to the provisions of the Promotion of Access to Information Act, 2000 (Act No. 2 of 2000), be accessible to the public; and
- (b) contain the following information regarding the Heritage Landmark sites and Provincial Landmark sites and the land on which the sites are situated –
 - (i) whether Heritage Landmark status or Provincial Landmark status has been conferred in respect of a site situated on the land;
 - (ii) the full title deed description, including the title deed number, the administrative district in which the land is situated, the extent of the land and, if applicable, the nature of any right in or over such land;
 - (iii) a full description of the outer boundaries of the site and the extent of the site on the land;
 - (iv) the current zoning of the land;
 - (v) the actual current use of the site and the land;
 - (vi) full details of any improvements to, and structures on, the site and the land;
 - (vii) the GPS co-ordinates of the site; and



(viii) in respect of Provincial state land, the department or departments of the Provincial Government responsible for the control and use of the land.

(3) The consolidated register referred to in subsection (1) may, in the interests of establishing an effectively functioning database –

- (a) be partitioned into such categories; and
- (b) contain such further information,

as the responsible Member of the Executive Council may prescribe or otherwise determine.

Special protection: Heritage Object status

49.(1) No person may destroy, damage, alter, restore, or remove from its place of storage an object –

- (a) on which the special protection of Heritage Object status has been conferred; or
- (b) in respect of which a notice referred to in subsection (3) has been published,

without the prior written approval of the Institute having been obtained on written application to the Institute.

(2) The Institute may, by notice in the *Gazette*, confer the special protection of Heritage Object status on artefacts, or collections thereof, which are of substantial aesthetic, historic, scientific, or technological importance or which, in the opinion of the Institute, have a significant connection or relevance to a site on which either Heritage Landmark status or Provincial Landmark status has been conferred.

(3) When the Institute decides to confer Heritage Object status, the Institute must give notice in the *Gazette* of the intention to confer Heritage Object status.

(4) The notice referred to in subsection (3) must –

- (a) identify the affected object and include the following information regarding the object –

- (i) a full description of the object, including a drawing or photograph of the object;
- (ii) full details of the person or body in current possession of the object;
- (iii) full details of the current place of storage of the object;
- (iv) the actual or probable historical use of the object;
- (v) the actual current use of the object; and
- (vi) full details of any damage, wear, alteration or restoration to, the object; and



- (b) give interested parties an opportunity to make written representations or submissions regarding the conferral of Heritage Object status within a period of not less than 30 days; and
- (c) draw attention to the provisions of subsections (1) and (2).

(5) The Institute must, in addition to the notice to be published in terms of subsection (3), cause a copy of such notice to be sent by registered post or delivered to –

- (a) the person or body in current possession of the object;
- (b) the registered owner of the land and the occupier of the land or structure on or in which the object is currently being stored; and
- (c) the municipal manager of the municipality for the area in which the land is situated, advising those persons that they may make written representations or submissions regarding the proposed conferral of Heritage Object status within a period of not less than 30 days of receipt of the notice.

(6) Except in cases where the Institute considers it inappropriate, a Heritage Object must, in accordance with recognised curation norms and practice, bear a physical mark or by way of the display of appropriate marking or signage in the vicinity of the object indicating its status.

(7)(a) The Institute may, with the concurrence of the responsible Member of the Executive Council, withdraw Heritage Object status by notice in the *Gazette*.

(b) When the Institute decides to withdraw Heritage Object status, the provisions of subsections (3), (4) and (5) apply with the necessary changes.

(8) A Heritage Object is regarded as a Grade II Heritage Resource referred to in section 7(1)(b) of the National Heritage Resources Act.

(9) The objects forming part of the collection of any provincial, municipal or academic institution or body are regarded as having Heritage Object status.

Register of Heritage Objects

50.(1) The Institute must establish and maintain a consolidated register of all objects on which Heritage Object status have been conferred.

(2) The register referred to in subsection (1) must –



- (a) subject to the provisions of the Promotion of Access to Information Act, 2000 (Act No. 2 of 2000), be accessible to the public; and
- (b) contain the following information regarding each Heritage Object –
 - (i) a full description of the object, including a drawing or photograph of the object;
 - (ii) full details of the person or body in current possession of the object;
 - (iii) full details of the current place of storage of the object;
 - (iv) the actual or probable historical use of the object;
 - (v) the source of origin of the object;
 - (vi) the actual current use of the object; and
 - (vii) full details of any damage, wear, alteration or restoration, to the object.

(3) The consolidated register referred to in subsection (1) may, in the interests of establishing an effectively functioning database –

- (a) be partitioned into such categories; and
- (b) contain such further information,

as the Institute may prescribe or otherwise determine.

CHAPTER 10 HERITAGE RESOURCES MANAGEMENT

Determination of criteria for best practice, standards, norms and conditions

51. The Institute may, by notice in the *Gazette*, determine –

- (a) criteria for best practice; and
- (b) a reasonable set of standards, norms and conditions,

regarding the conservation, management, administration, curation and excavation of heritage resources.

Institute may enter into agreements

52.(1) The Institute may enter into an agreement with any person or body –

- (a) in terms of which that person or body undertakes, on behalf of the Institute, to perform a duty or carry out a function which the Institute is obliged to perform or carry out; or
- (b) in relation to any aspect of the conservation of a heritage resource,

on such terms and conditions as may be agreed upon.

(2) An agreement referred to in subsection (1) –



- (a) may incorporate in its terms a provision for financial or other assistance from the Institute; and
- (b) must be in the form of a binding written contract subject to the provisions of the Public Finance Management Act.

Responsible Member of Executive Council may expropriate property on which heritage site is situated

53.(1) In addition to the general powers of expropriation conferred by the KwaZulu-Natal Land Administration and Immovable Asset Management Act, 2014 (Act No. 2 of 2014), or any other provincial law relating to expropriation, the responsible Member of the Executive Council may, on the recommendation of the Institute, and after following the procedures for expropriation as set out in that Act or law, expropriate property or a portion of property on which a heritage site is situated where –

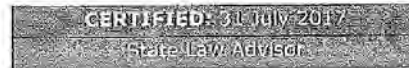
- (a) in the opinion of the responsible Member of the Executive Council –
 - (i) a heritage site is neglected to the extent that it may lose its potential for conservation; or
 - (ii) it is necessary or appropriate for the conservation or development of the heritage site; or
- (b) a heritage site is threatened with demolition, alteration, or any other action which, in the opinion of the responsible Member of the Executive Council, will severely compromise its value as a heritage resource.

(2) If a heritage site or a site on which Heritage Landmark status has been conferred, becomes the property of the Provincial Government by expropriation as contemplated in subsection (1), the site is at the date of expropriation, regarded as having been conferred Provincial Landmark status.

Consultation procedure where municipal by-law or regulation has bearing on heritage matters

54.(1) A draft by-law or draft regulation of a municipality pertaining to, or which may reasonably be expected to have a bearing on –

- (a) heritage management within the area of jurisdiction of the municipality; or
- (b) land usage, development or planning in respect of land which is or which may reasonably be expected to be a heritage resource or a heritage site and which is situated within the area of jurisdiction of the municipality,



must be referred by the municipal manager of the municipality concerned to the Institute for comment before such by-law or regulation is approved by the municipality.

(2) The Institute must, within 45 days as from the date of receipt of such referral, indicate to the municipality concerned its support for or opposition to the draft by-law or regulation, together with any comment the Institute may wish to make: Provided that such indication must

- (a) be by written notification; and
- (b) be submitted to and received by the municipal manager of the municipality concerned.

(3)(a) If the Institute indicates by written notification in terms of subsection (2) that it is opposed to the draft by-law or draft regulation, both the Institute and the municipality concerned must forthwith attempt to reach agreement by negotiation and the municipal manager of the municipality must forthwith facilitate a meeting between the Institute and the municipality.

(b) If no agreement between the Institute and the municipality concerned is reached after a period of 30 days after the written notification referred to in subsection (2), the municipal manager must, in writing, notify the responsible Member of the Executive Council and the Member of the Executive Council responsible for local government with a request to facilitate a further meeting between the Institute and the municipality in an attempt to reach agreement.

(c) The further meeting referred to in paragraph (b) must take place within 30 days after the relevant Members of the Executive Council have been notified.

(d) If no agreement is reached, the municipality may not proceed with the draft by-law or regulation.

(e) If agreement between the Institute and the municipality concerned is reached, the municipality concerned must, at its next meeting, having due regard to any agreement, consider the draft by-law or regulation as amended and may proceed therewith.

(4) If the Institute fails to indicate within the period referred to in subsection (2) whether it supports or opposes the draft by-law or draft regulation, the municipality concerned may proceed with the by-law or regulation.

CHAPTER 11 GENERAL PROVISIONS

Appointment of honorary heritage inspectors



55.(1) The Institute may appoint honorary heritage inspectors in accordance with the terms and conditions as prescribed.

(2) Honorary heritage inspectors are not entitled to any form of remuneration or reimbursement from the Institute.

General offences pertaining to Council and Institute

56.(1) A member of the Council, a member of staff, advisor, agent or other person employed by or acting on behalf of the Council or the Institute is guilty of an offence if he or she directly or indirectly accepts any unauthorised fee or reward from any person in respect of, or in connection with, any service rendered or anything done or offered by the Council or the Institute.

(2) Any person is guilty of an offence if he or she, in respect of or in connection with any service rendered or anything done or offered by the Institute, bribes or attempts to bribe, or corruptly influences or attempts to corruptly influence, any member of staff or any adviser, agent or other person employed by or acting on behalf of the Council or the Institute.

(3) Any person who falsely claims that he or she is authorised to charge or collect fees on behalf of or by direction of the Council or the Institute, is guilty of an offence.

Penalties

57. Any person convicted of an offence –

(a) in terms of section 56(1) or (2), is liable to a fine or to imprisonment for a period not exceeding that determined by national legislation for corruption; or

(b) in terms of section 13, 28(3), 29(3), 37, 38, 39, 40, 44, 45, 49 or 56(3) is liable to a fine or to imprisonment for a period not exceeding five years.

Regulations

58.(1) The responsible Member of the Executive Council may, by notice in the *Gazette* and after consultation with the Council, make regulations concerning –

(a) a code of conduct for members of the Council;



(b) the specific protections for any protected area which the Institute has designated, including the prohibition or control of specified activities by any person in the designated area;

(c) any matter which is required or permitted to be prescribed in terms of this Act;

(d) any other matter which the responsible Member of the Executive Council may deem necessary or expedient in order to achieve the objects of this Act: Provided that any regulation relating to –

(i) State revenue or expenditure; or

(ii) any fine,

must be made in consultation with the Member of the Executive Council responsible for finance.

(2) The regulations may provide that any person contravening any regulation or failing to comply therewith is guilty of an offence and liable on conviction to a fine or other penalty not exceeding that prescribed in the regulations.

Appeals to responsible Member of Executive Council

59.(1) A person affected by a decision taken by the Council or the Institute and who wishes to appeal against the decision, must lodge a written notice of intention to appeal with the responsible Member of the Executive Council within 30 days after that person has been notified of the decision.

(2) The responsible Member of the Executive Council must then appoint an independent tribunal, consisting of three experts having expertise regarding the matter to consider the appeal.

(3) The tribunal contemplated in subsection (2), in considering the appeal referred to it by the responsible member of the Executive Council, must have due regard to –

(a) the cultural significance of the heritage resources in question;

(b) heritage conservation principles; and

(c) any other relevant factor which is brought to its attention by the appellant, the Council or the Institute.

(4) The appellant must serve on the Council or the Institute and each interested and affected party in relation to the decision of the Institute, a copy of the notice referred to in subsection (1).



- (5) The responsible Member of the Executive Council may, in writing and on good cause, extend the period within which a notice of intention to appeal must be submitted.
- (6) An appeal must be accompanied by –
- (a) a statement setting out the grounds of appeal; and
 - (b) supporting documentation which is referred to in the appeal.
- (7) An appeal must be submitted to the responsible Member of the Executive Council within 30 days of the lodging of the notice of intention to appeal referred to in subsection (1).
- (8) The tribunal contemplated in subsection (2) must consider and finalise an appeal lodged in terms of subsection (1) within 90 days of receipt of such appeal.
- (9) When the tribunal contemplated in subsection (2) has reached a decision on an appeal, the appellant must be notified, in writing, of the decision and the extent to which the decision appealed against is upheld or overturned and the reasons therefor.
- (10) The powers vested in the responsible Member of the Executive Council in terms of this section may not be delegated.

Delegations

60.(1) The responsible Member of the Executive Council may delegate to the Head of Department –

- (a) any power conferred on the responsible Member of the Executive Council by this Act, except the power, in terms of section 58, to make regulations or, in terms of section 59, to consider appeals; or
- (b) any duty imposed on the responsible Member of the Executive Council by this Act, except any duty regarding the appointment, and termination of office, of the members of the Council contemplated in sections 9 and 15.

(2) The Council may delegate to an appropriate member of staff of the Institute any power or duty conferred or imposed on it, except any duty as accounting authority of the Institute.



(3) Any power or duty delegated in terms of subsection (1) or (2) must be exercised or performed subject to such conditions as the person or body that made the delegation considers necessary.

(4) Any delegation in terms of subsection (1) or (2) –

- (a) must be in writing;
- (b) does not prohibit the person or body that made the delegation from exercising that power or performing that duty; and
- (c) may, at any time, be withdrawn or amended in writing by that person or body.

(5) Delegations by the Council are determined in regulation 12 of the KwaZulu-Natal Amafa and Research Institute Regulations.

CHAPTER 12

REPEAL OF LAW, TRANSITIONAL ARRANGEMENTS, VALIDATION AND SHORT TITLE

Repeal of law

61. The KwaZulu-Natal Heritage Act, 2008 (Act No. 4 of 2008), is hereby repealed.

Transitional arrangements and validation

62.(1) The Institute is the legal successor to the *Amafa aKwaZulu-Natali* Heritage Council established in terms of section 5(1) of the repealed Act.

(2)(a) The budget, funds and movable assets of the disestablished *Amafa aKwaZulu-Natali* Heritage Council, are transferred to, and vest in, the Institute.

(b) Any other right, whether tangible or intangible, of the disestablished *Amafa aKwaZulu-Natali* Heritage Council, whether such right is conferred by, or arises from, contractual agreement or otherwise, of the disestablished *Amafa aKwaZulu-Natali* Heritage Council, is transferred to, and vests in, the Institute.

(3) All immovable assets, if any, registered in the name of the disestablished *Amafa aKwaZulu-Natali* Heritage Council are transferred to, and vest in, the Institute: Provided that the disestablished *Amafa aKwaZulu-Natali* Heritage Council is not obliged to pay or render any consideration, monetary or otherwise, in respect of the transfer and vesting of any such immovable asset to, or in, the Institute: Provided, further, that the ancillary rights and



obligations of the disestablished *Amafa aKwaZulu-Natali* Heritage Council in respect of such immovable assets to determine, fix and collect rental, to take legal action to evict tenants in default and to maintain existing structures and dwellings, vest in the Institute.

(4)(a) Any liability or obligation relating specifically to the functions referred to in subsection (3) above, whether contingent, vested or latent, of the disestablished *Amafa aKwaZulu-Natali* Heritage Council, whether such liability or obligation is assigned by, or arises from, contractual agreement or otherwise, is transferred to, and vests in, the Institute: Provided that any financial deficit on the books of the disestablished *Amafa aKwaZulu-Natali* Heritage Council may be defrayed by the KwaZulu-Natal Provincial Government from moneys specially appropriated by the Provincial Legislature for that purpose.

(b) Any other liability or obligation, whether contingent, vested or latent, of the disestablished *Amafa aKwaZulu-Natali* Heritage Council, whether such liability or obligation is assigned by, or arises from, contractual agreement or otherwise, is transferred to, and vests in, the Institute: Provided that any financial deficit on the books of the disestablished *Amafa aKwaZulu-Natali* Heritage Council may be defrayed by the KwaZulu-Natal Provincial Government from moneys specially appropriated by the Provincial Legislature for that purpose.

(5) A person who, on the day before the date of commencement of this Act, was an officer or member of staff of the disestablished *Amafa aKwaZulu-Natali* Heritage Council, is regarded as having been appointed in terms of section 22 of this Act.

(6)(a) All employees of the disestablished *Amafa aKwaZulu-Natali* Heritage Council listed in Schedule 1, Part A, are hereby absorbed, transferred to, and placed in the service of, the Institute, with the retention of their remuneration, rights, benefits and privileges, subject to the applicable labour laws and any other applicable collective agreement.

(b) The practical implication of paragraph (a) above, is that –

- (i) all employees of the disestablished *Amafa aKwaZulu-Natali* Heritage Council are placed on the establishment of;
- (ii) the total personnel and salary budget of the disestablished *Amafa aKwaZulu-Natali* Heritage Council is transferred to, and vests in; and
- (iii) the funded vacant posts on the establishment of the disestablished *Amafa aKwaZulu-Natali* Heritage Council are transferred to, and placed on the establishment of,

the Institute.



(7) A person transferred to the Institute as contemplated in subsection (7)(a) remains subject to any decisions, proceedings, rulings and directions applicable to that person immediately before the transfer date, to the extent that they remain applicable.

(8) Any proceedings against such person, which were pending immediately before the transfer date must be disposed of as if that person had not been transferred.

(9) The employees of the Chief Directorate: Heritage, on the establishment of the Office of the Premier, KwaZulu-Natal, listed in Schedule 1, Part B are, at the date of commencement of this Act, subject to the laws governing the public service and any applicable resolution of the General Public Service Sector Bargaining Council (GPSSBC), seconded to the Institute to assist the Institute with the achievement of its objects, the exercise of its powers, the performance of its duties and the fulfilment of its functions as set out in this Act.

(10) Any act, determination, designation, decision, matter or any other thing done, made, taken, executed or carried out or purported to have been done, made, taken, executed or carried out by the disestablished *Amafa aKwaZulu-Natali* Heritage Council, an officer or member of staff of the Council, including the Chief Executive Officer appointed in terms of the repealed Act, the responsible Member of the Executive Council, or the Member of the Executive Council responsible for finance as defined in the repealed Act in terms of or in pursuance of the repealed Act from 5 December 2008 to the date of commencement of this Act, is not invalid by reason –

(a) of the regulations referred to in the repealed Act not having been published by the responsible Member of the Executive Council;

(b) of any procedure, process, requirement, condition or detail referred to in the repealed Act not having been determined or prescribed by regulation; or

(c) of the Council not having been properly constituted,

as contemplated in the repealed Act.

Short title

63. This Act is called the KwaZulu-Natal Amafa and Research Institute Act, 2017.

CERTIFIED: 31 July 2017

State Law Advisor

SCHEDULE 1**Part A**

**List of employees transferred to the Institute from the *Amafa aKwaZulu-Natali*
Heritage Council
(Section 62(7))**

NO.	FULL NAMES AND SURNAME	EMPLOYEE NUMBER
1	KHANYISANI MASONSIMBI BIYELA	HN060000212
2	BONGANI FREEDAN BUTHELEZI	HN060000176
3	NKOSINATHI BUTHELEZI	HN060000233
4	NOKWETHEMBA SONTU BUTHELEZI	HN060000122
5	NYULUKA MBEKWA CELE	HN060000070
6	HERBET MHLengi ZANELE CHULE	HN060000139
7	ROSLYN ANNE DEVEREUX	HN060000184
8	THABANI INNOCENT DIMBA	HN060000187
9	BONGANI MKHUPHULENI DLAMINI	HN060000167
10	DUMISANI DLUDLA	HN060000150
11	FLORENCE JABULILE DLUDLA	HN060000092
12	MTHANDENI SIMON DUBE	HN060000035
13	THULISIWE DAPHNEY DUBE	HN060000027
14	KHISHIWE FRANSISCA GEMBE	HN060000086
15	SANELISIWE BRENDA HLONGWA	HN060000144
16	THEMBI MARY-JANE HLONGWA	HN060000138
17	THAMSANQA RICHARD HLOPHE	HN060000072
18	JAMES FRANCIS JANSEN VAN VUUREN	HN060000003
19	REGINA LUISE JANSEN VAN VUUREN	HN060000007
20	LANDELENI NOMPUMELELO KHOZA	HN060000191
21	BUYISILE SILVESTER KHUMALO	HN060000207
22	FIKELEPHI GLENROSE KHUMALO	HN060000246
23	THOMPSON MBONGENI KHUZWAYO	HN060000232
24	EVIDENCE JABULILE MAGWAZA	HN060000151
25	PHEFENI ELLIOT MAHAYE	HN060000013
26	NHLANHLA BHEKUMUZI MAJOZI	HN060000237
27	GLADNESS JABULILE MAZIBUKO	HN060000226
28	LALELANI SIPHELELE MAZIBUKO	HN060000228

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29	SIYASANGA MBALEKWA	HN060000234
30	BHEKI QALOKWAKHE MBATHA	HN060000241
31	MUZIWENDODA NED MBATHA	HN060000130
32	NOZIPHO ZANELE MBATHA	HN060000129
33	PHUMLANI WILSON MBATHA	HN060000218
34	SIYABONGA THOBELANI MBATHA	HN060000211
35	THOBILE MARY-JANE MBATHA	HN060000214
36	BEAUTY SEBENZANI MDLALOSE	HN060000021
37	ZAKHELE FREEDOM MDLALOSE	HN060000213
38	BONGANI CECIL MDUNGE	HN060000053
39	DERICK ZWELIHLE MHLONGO	HN060000173
40	PHILANGENKOSI EMMANUEL MHLONGO	HN060000147
41	BONISILE BAGODLILE MKHIZE	HN060000018
42	HAMILTON MUZIKAWULAHLE MKHIZE	HN060000031
43	MAKHEHLA LEONARD MKHIZE	HN060000186
44	NOKUKHANYA CHARLOTTE MKHIZE	HN060000238
45	GLADNESS THANDIWE MKHWANANZI	HN060000082
46	TOTOZANE GUGU REJOICE MNGADI	HN060000108
47	CHERYL MOODLEY	HN060000204
48	ANGEL BUSISIWE MSINGA	HN060000215
49	LINDIWE ZERICH MSOMI	HN060000005
50	EUNICE NONHLANHLA MTHABELA	HN060000197
51	BAWINILE NONHLANHLA MTHEMBU	HN060000239
52	PHILANI EUCLID NDABEZITHA	HN060000229
53	MAKHOSAZANA PORTIA NDEBELE	HN060000192
54	BONOKWAKHE JOSEPH NDIMA	HN060000231
55	GUGULETHU PAMELA NDLOVU	HN060000128
56	LUCAS SIFISO NDLOVU	HN060000175
57	NOMPUMELELO DOREEN NDUNA	HN060000083
58	SINDANI NENE	HN060000055
59	QUEEN MABONGI NGCOBO	HN060000203
60	SIPHO SIZWE NGCOBO	HN060000236
61	ANGELINE NKOSINGIPHILE NGEMA	HN060000193
62	SIFISO ARRON NGEMA	HN060000210
63	ROSEMARY SBONGILE BUYISILE NJOKO	HN060000058



64	THOLAKELE NSELE	HN060000089
65	BONGINKOSI ALFOD NTOMBELA	HN060000146
66	CEBISILE ZIKHOKHILE CORAH GETRUDE NTOMBELA	HN060000216
67	NTOMBELA EMMANUEL SIKHUMBUZO	HN060000250
68	GIDEON VUSUMUZI NTOMBELA	HN060000224
69	MBUKENI MUSAWENKOSI NTSELE	HN060000065
70	ROBERT MPHATHENI NTSHANGASE	HN060000044
71	EUNICE BUSISIWE NTULI	HN060000143
72	LIZZY NOKUBONGA NTULI	HN060000221
73	BONGUMUSA ENOCK NXUMALO	HN060000157
74	BERNADET PAWANDIWA	HN060000206
75	THILOGRAN THIRPATHIE PILLAY	HN060000202
76	ANNA MAGRIETA RADFORD	HN060000230
77	AKASH RAMPERSAD	HN060000195
78	HESTER ROODT	HN060000248
79	CELESTE ROSSOUW	HN060000180
80	SIXOLELO SIKHUMBUZO SHABANGU	HN060000161
81	JABULANI THOKOZANI SHANDU	HN060000163
82	ELIAS KUQA SHEZI	HN060000148
83	BEKEZELA GOODMAN SIBISI	HN060000135
84	CEBELENKOSI JEKONIA SIBIYA	HN060000120
85	FIKILE SINDISIWE SIBIYA	HN060000019
86	MFANAFUTHI HERBERT SIBIYA	HN060000225
87	MUZIKAYIFANI AMON SIBIYA	HN060000164
88	NELISIWE APPRINAH SIBIYA	HN060000088
89	THULISWA MCBETH SIKHOSANA	HN060000222
90	THABANI MVIKELANI THUSINI	HN060000240
91	WEZIWE NSIKELELO TSHABALALA	HN060000189
92	ZAMEKA MONICA YAMILE	HN060000249
93	KHANYISILE BEATRICE ZONDI	HN060000156
94	BUSISIWE ZIBUYISILE ZULU	HN060000220
95	SIPHIWE JESTA ZULU	HN060000242
96	ZANELE ELIZA ZULU	HN060000045
97	ISABEL THANDAZILE ZUNGU	HN060000243
98	MELUSI SABELO ZUNGU	HN060000244



99	PHAKAMISIWE SEBENZILE ZUNGU	HN060000074
100	ROSE ZUNGU	HN060000170

Part B

List of employees seconded to the Institute from the Chief Directorate: Heritage within the KwaZulu-Natal Office of the Premier
(Section 62(10))

NO.	FULL NAMES AND SURNAME	PERSAL NUMBER
1	SIBONISO SIFISO DLAMINI	63459922
2	SIPHEPHILE CEBISILE MASUKU	63364425
3	VIKINDUKU VICTOR MNCULWANE	22187286
4	THUTHUKILE CAROL MTHETHWA	61908258
5	NQOBILE LOVENESS NGEMA	22778063
6	BONGISIWE MAGDALENA NZAMA	61795950
7	ACQUIRANCE VUSUMUZI SHONGWE	61996050



SCHEDULE 2
Specially Protected Heritage Resources
(Section 43(1))

A. Zululand District Municipality (DC 26), established by Provincial Notice No. 348 of 19 September 2000, which was subsequently amended by Provincial Notice No. 462 of 1 December 2000, Provincial Notice No. 501 of 29 December 2000, Provincial Notice No. 97 of 15 March 2001, Provincial Notice No. 135 of 12 April, 2001, Provincial Notice No. 299 of 13 August 2001, Provincial Notice No. 461 of 13 December 2001 and Provincial Notice No. 468 of 4 December 2002, Provincial Notice No. 472 of 5 December 2002 and Provincial Notice No. 494 of 30 June 2003.

1. Abaqulusi Local Council

Heritage Resource	Landmark Status Heritage (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Magistrate's Offices and Jail, Vryheid	Provincial	Lot 997 Vryheid	T7266/1989 dated 30 March 1989	S27 46.051 E30 47.700
2. North and South Gun Points: Lancaster Hill Battlefield, farm Vryheid, Vryheid District	Provincial	Portion of Rem. of Townlands of Vryheid (at Trig Beacon Fort West No. 359)	G6711/1904 dated 22 December 1905	S27 45.253 E30 46.697 27° 46' 0.9984" S, 30° 48' 0" E
3. Old Bantu Administration Building, Landdrost Street, Vryheid	Provincial	Erf 997 (Cons. 122 and Rem. of Lot 124) Vryheid	T7266/1989 Certificate of Registered Crown Title 103/1954, dated 1 October 1954	S27 46.048 E30 47.748 27° 46' 2.8812" S, 30° 47' 44.88" E
4. Old Carnegie Library, Landdrost Street (Cnr Mark), Vryheid	Provincial	Portion 1 of Erf 124 Vryheid	T27272/1984 Crown Grant 7229/1908, dated 21 February 1908	S27 46.111 E30 47.775
5. Old New Republic Raadsaal and Fort (including area between this site and Old	Provincial	Sub. 1 of Lot 997 Vryheid	T7267/1989	S27 46.081 E30 47.762

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Carnegie Library), Vryheid				
6. Police Station, Landdrost Street (Cnr Church), Vryheid	Provincial	Erf 997 Vryheid	T7266/1989	S27 46.025 E30 47.739
7. Vryheid High School Hall, Church Street, Vryheid	Provincial	Erven 87 and 88 Vryheid	T15440/1999 T2224/1903, dated 20 August 1903. (par.3 and 4)	S27 46.200 E30 46.989 27° 46' 10.0416" S, 30° 47' 9.168" E
8. Boshof House, 219 East Street, Vryheid	Heritage Building	Rem. of Erf 454 Vryheid (Village) Erf granted in 1895. 10/2/878	T41516/2004 T2258/1978, dated 22 February 1978 (endorsement p.3)	S27 45.467 E30 47.667
9. Dutch Reformed Church, 131 High Street (Cnr President and Church), Vryheid	Heritage	Sub. 4 of Erf 672 Vryheid	T20106/1970	S27 46.064 E30 47.512
10. Kambula Battlefield, farm Kambula 381, Vryheid District	Heritage Place	Fig. ABCDEA on SG Diagram LG 1771/1983 on Rem. of Sub. A of farm Kambula Erf 381 [Sub. 1]	T14098/1965	S27 41.086 E30 39.908
11. 58 President Street, Vryheid	Heritage	Rem. of Lot 209 Vryheid	T21686/2005	S27 46.493 E30 47.617
12. 95 President Street, Vryheid	Heritage	Sub. 3 of Erf 158 Vryheid	T16751/1997	S27 46.306 E30 47.529

2. eDumbe Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Kruger Bridge, farms Uitval 195 and Eersteling 690	Provincial	Kruger Bridge Monument site SG No. 4689/1965 Districts Utrecht and Vryheid (on Rem. of Eersteling 690)	T3932/2006	S27 31.262 E30 49.091

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2. Old Residency, Paulpietersburg	Provincial	Sub. 1 of Erf 532 Paulpietersburg	T20726/1986	S27 25.796 E30 49.279 27° 25' 44.7312" S, 30° 49' 13.6524" E
3. Library, (Kruger Church) 27 Smit Street	Provincial	Lot 573 Paulpietersburg	T4153/1992	S27 25.284 E30 48.946 27° 25' 18.8436" S, 30° 48' 52.9488"

3. Ulundi Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Piet Retief's Grave, farm Uitzoek 317	Provincial	Piet Retief's Grave of Uitzoek 317 District Vryheid	T35529/1999	S28 25.503 E31 16.034 28° 25' 38.046" S, 31° 16' 12.6696" E
2. Mgungundlovu, farm Moordplaats 193	Provincial	Sub. 3 (of 2) of Moordplaats No. 193 and Sub. 2 of Moordplaats No. 193 District Vryheid	T12097/2000 T31004/1995	S28 26.168 E31 16.031 28° 26' 9.7224" S, 31° 16' 2.9136" E
3. Mpande's Grave and Nodwengu Homestead	Provincial	Sub. Mpande's Kraal of Reserve No. 20, No. 15840 County of Zululand	T69142/2002 (G7638/1909)	S28 17.914 E31 25.582
4. Ulundi Battlefield, Mahlabatini District	Provincial	Sub. Ulundi Battlefield of Reserve No. 20, No. 15840 Zululand	G7638/1909	S28 18.670 E31 25.584
5. Ondini II: King Cetshwayo kaMpande's Royal Residence, Ulundi Mahlabatini District	Provincial	Sub. Cetshwayo's Kraal of Reserve No. 20, No. 15840 County of Zululand	T69142/2002 P.T.O. ref. no. 9 May 1994	S28 19.108 E31 27.432
6. Ondini III, Ulundi Mahlabatini District	Provincial	Sub. 12 of Reserve No. 20 7638	P.T.O. ref no. 9/5/15/7 dated 19 April 1994	S28 19.320 E31 27.692

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7. eMakhosini (Graves of Zulu Kings), Ulundi Mahlabatini District	Provincial			
	King Nkosinkulu	Moordplaats No. 193	T12097/2000	S228 23.873 E31 15.978
	King Zulu	Slabatinie No. 419	T3428/89	S28 25.406 E31 08.177
	King Phunga	Heelgoed No. 218	T21574/97	S28 25.425 E31 13.322
	King Ndaba	Pandasgraf No. 189	T591/98	S28 23.042 E31 13.047
	King Jama	Welgekozen No. 191	T11289/97	S28 23.250 E31 14.899
	King Senza- ngakhona	Welgekozen No. 191	T11289/97	S28 23.193 E31 16.089
	King Mageba	Pandasgraf No. 189	T591/98	S28 23.042 E31 13.047
8. Ngqengelele kaMvulane (Buthlezi) Monument, Ulundi Mahlabatini District	Provincial	"150 m ² metres at Mabedlane" on Rem. of Reserve No. 20 No. 15840 Mhlabathini District	P.T.O. ref no. 9/5/15/11 dated 19 April 1994	S28 21.6 E31.18.0

B. uThungulu District Municipality (DC 28), established by Provincial Notice No. 346 of 19 September 2000, which was subsequently amended by Provincial Notice No. 462 of 1 December 2000, Provincial Notice No. 501 of 29 December 2000, Provincial Notice No. 97 of 15 March 2001, Provincial Notice No. 135 of 12 April, 2001, Provincial Notice No. 299 of 13 August 2001, Provincial Notice No. 388 of 11 October 2001, Provincial Notice No. 461 of 13 December 2001, Provincial Notice No. 131 of 25 April 2002, Provincial Notice No. 468 of 4 December 2002 and Provincial Notice No. 494 of 30 June 2003.

1. Mbonambi Local Council

Heritage Resource	Landmark Status <i>Heritage (section 44)</i> Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
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1. St Lucia Lighthouse, Farm Stateland 7038, Lower Umfolozi District	Provincial	Sub. 1 of Reserve No. 415823 District of Lower Umfolozi	T3483/1951	S28 23.106 E32 25.429
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2. Umlalazi Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Fort Nonquai, Eshowe , Zululand Museum	Provincial	Lot No. 415 Eshowe Township	T9266/1986	S28 54.217 E31 26.816
2. Fort Eshowe (KwaMondi), Eshowe	Provincial	Fort Eshowe site on KwaMondi Mission Station and Rem. of Reserve 17, 7638 District of Zululand (now Portion 12 Farm 15837)	T7102/2002	S28 53.596 E31 29.810
3. Eshowe Jail, John Ross Highway, Eshowe	Provincial	Lot 523 Eshowe Townlands	G7409/1909	S28 54.138 E31 27.969
4. Old Residency, Eshowe	Provincial	(Sub. 2 of) Lot 439 Eshowe	T5224/1979	S28 54.331 E31 27.328
5. Eshowe Junior School, 57 Main Street, Eshowe	Provincial	Lot 1139 Eshowe	T15452/1999	28° 54' 7.4304" S, 31° 27' 29.3148" E S28 54.070 E31 27.450
6. Raffia Palms, Lot 162, Mtunzini	Provincial	Lot No. 162 Mtunzini Township S.G. No. 609/52	T25878/1991	S28 57.349 E31 46.165
7. Fort Tenedos, farm Alliance 14837	Heritage	Sub. A of Lot No. 15 Tugela, No. 8876 County of Zululand	T12173/1994	S29 12.445 E31 26.071

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8. Tugela Battlefield, Lot 14 Farm Tugela 10600	Heritage	"Site of Battle of Tugela" Figure ABCD on Lot No. 14 Tugela, No. 10600 County of Zululand	T12962/2003	S29 10.181 E31 26.506
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C. Umkhanyakude District Municipality (DC 27), established by Provincial Notice No. 347 of 19 September 2000, which was subsequently amended by Provincial Notice No. 462 of 1 December 2000, Provincial Notice No. 501 of 29 December 2000, Provincial Notice No. 97 of 15 March 2001, Provincial Notice No. 135 of 12 April, 2001, Provincial Notice No. 299 of 13 August 2001, Provincial Notice No. 388 of 11 October 2001, Provincial Notice No. 461 of 13 December 2001, Provincial Notice No. 131 of 25 April 2002, Provincial Notice No. 468 of 4 December 2002 and Provincial Notice No. 494 of 30 June 2003.

1. Jozini Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) <i>Provincial</i> (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Sycamore Figs Riverine Forest, farm Kleinspan 14182, Ubombo District	Heritage HERITAGE CONSERVANCY	Farm Kleinspan 14182, Ubombo District (no record of individual portions)	Land Register microfilm ref.: 1995 0403 0270 T18690/1988 27 July 1988	S27 55.416 E32 19.572

D. Sisonke District Municipality (DC 43), established by Provincial Notice No. 344 of 19 September 2000, which was subsequently amended by Provincial Notice No. 462 of 1 December 2000, Provincial Notice No. 501 of 29 December 2000, Provincial Notice No. 97 of 15 March 2001, Provincial Notice No. 135 of 12 April, 2001, Provincial Notice No. 299 of 13 August 2001, Provincial Notice No. 388 of 11 October 2001, Provincial Notice No. 461 of 13 December 2001, Provincial Notice No. 131 of 25 April 2002, Provincial Notice No. 468 of 4 December 2002 and Provincial Notice No. 494 of 30 June 2003.

1. KwaSani Local Council



Heritage Resource	Landmark Status <i>Heritage</i> (section 44) <i>Provincial</i> (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Mpongweni Cave, Cobham State Forest, Underberg District	Provincial	Unregistered State land known as Mpongweni, composition portion 8 of Cobham State Forest	N/A Unregistered State land	S29 41.270 E29 21.570
2. Himeville Fort, Arbuckle (Cnr George) Street, Himeville	Provincial	Portion of Lot 36 Himeville (SG 3556/1978 Figure ABCDEFHA)	T6898/1979	S29 44.983 E29 30.755
3. Old Residency, Arbuckle (Cnr Clayton) Street, Himeville	Provincial	Portions of Lot 49 and Lot 50 Himeville	T29/1988	S29 44.813 E29 30.834 S29.74970 E29.51230
4. Underberg District War Memorial, 36 Arbuckle Street, Himeville	Provincial	Lot 37 Himeville	T4547/1979	S29 44.937 E29 30.753
5. Himeville Fort (<u>undeclared portion</u>) Arbuckle (Cnr George) Street, Himeville	Provincial	Lot 36 Himeville	T6898/1979	S29 44.813 E29 30.834
6. The House, 49 Arbuckle Street, Himeville	Heritage	Lot 14 Himeville	T36719/1994	S29 44.844 E29 30.770
7. 47 Arbuckle Street, Himeville	Heritage	Lot 15 Himeville	T22449/2005	S29 44.844 E29 30.770
8. The Rectory, 29 Arbuckle Street, Himeville	Heritage	Lot 24 Himeville	T11385/1929	S29 44.064 E29 30.756
9. Church of Saint Michael and All Angels, 31 Arbuckle Street, Himeville	Heritage	Lot 23 Himeville	T11384/1929	S29 45.040 E29 30.691



10. 11 Arbuckle Street, Himeville	Heritage	Lot 33 Himeville	T14119/1995	S29 45.262 E29 30.599
11. Nelton, 53 Arbuckle Street, Himeville	Heritage	Lot 12 Himeville	T17530/2005	S29 44.812 E29 30.784
12. Himeville Magistrate's Residency, 39 Arbuckle Street, Himeville , Underberg District	Provincial	Erf 39 Himeville	T29/1988	29°44.813S 29°30.834 E 29° 44' 59.5176" S, 29° 30' 43.5384" E

2. Greater Kokstad Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Bandstand, Main Street, Kokstad	Provincial	Lot 368 Kokstad	TGE6415/1897 dated July 1897	S30 32.856 E29 25.460
2. Kokstad Museum, 104 Main Street, Kokstad	Provincial	Erven 464 and 463 Kokstad	T17215/1960 dated 4 November 1960	S30 32.818 E29 25.465
3. Old Town Hall, Main Street, Kokstad	Provincial	Lot 367 and 368 Kokstad	T5991/1897 TGE6415/1897 17 July 1897	S30 32.869 E29 25.461

E. iLembe District Municipality (DC 29), established by Provincial Notice No. 345 of 19 September 2000, which was subsequently amended by Provincial Notice No. 462 of 1 December 2000, Provincial Notice No. 501 of 29 December 2000, Provincial Notice No. 97 of 15 March 2001, Provincial Notice No. 135 of 12 April, 2001, Provincial Notice No. 299 of 13 August 2001, Provincial Notice No. 388 of 11 October 2001, Provincial Notice No. 461 of 13 December 2001, Provincial Notice No. 131 of 25 April 2002, Provincial Notice No. 468 of 4 December 2002 and Provincial Notice No. 494 of 30 June 2003.

1. KwaDukuza Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
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1. King Shaka Memorial, King Shaka Street, Stanger	Provincial	Lots 169 and 170 Stanger	T22996/1991	S29 20.397 E31 17.666
2. Fort Pearson, farm William 15437, Lower Tugela District	Provincial	Farm Pearson No. 51718 15437	T1836/1987 (and included in Schedule 2 to Proclamation Notice No. 35, 1987 dd 24 September 1987 for Harold Johnson Nature Reserve)	S29 12.719 E31 25.735
3. Ultimatum Tree, farm Lot 5 2612, Lower Tugela District	Provincial	Farm Lot No. 5 2612 (Cons. into Farm Pension Fund No. 17691)	T76339/2003	S29 12.899 E31 26.093
4. Stanger South School, Balcomb (Cnr Albert Luthuli) Street, Stanger	Provincial	Portions of Erven 249 – 258 (formerly Lots 1-10) Stanger	T4714/1884	S29 20.526 E31 17.456
5. Old Fort Police Station, Rood Street, Stanger	Provincial	Erf 90 Stanger	T36866/1996	S29 20.239 E31 17.451
6. Isivundu House, farm Isivundu 1954, Lower Tugela District	Heritage	Farm Isivundu 1954, Kearsney-Doornkop Health Committee area, County of Victoria	T662/1944	S29 18.470 E31 14.955
7. Kearsney Methodist Chapel, farm Kearsney 2201, Lower Tugela District	Heritage	Sub. A of the farm Kearsney 2201, County of Victoria [Sub. 1]	T62158/2005 12182/1970 11 August 1970	S29 17.093 E31 14.234
8. Morewood Sugar Mill Memorial Garden, Farm Compensation 868, Lower Tugela District	Heritage	Portion 62 of the farm Compensation 868, District of Lower Tugela	T6289/1956	S29 29.995 E31 10.234



9. Chief Albert Luthuli Homestead, farm Charlottedale 6014, Lower Tugela District	Heritage	Erf 47, Charlotte Dale Township	T3960/1936	S29 23.372 E31 14.668
10. Bogmore, farm Compensation 868, Lower Tugela District	Heritage	Sub. 3 of the farm Compensation 868, Lower Tugela District	T15231/1989	S29 30.529 E31 11.971
11. Grave of Chief Albert Luthuli, Farm Charlottedale 6014, Lower Tugela District	Heritage	Not available	Not available T390/1936	S29 23.192 E31 15.373

F. Ugu District Municipality (DC 21), established by Provincial Notice No. 353 of 19 September 2000, which was subsequently amended by Provincial Notice No. 462 of 1 December 2000, Provincial Notice No. 501 of 29 December 2000, Provincial Notice No. 97 of 15 March 2001, Provincial Notice No. 135 of 12 April, 2001, Provincial Notice No. 299 of 13 August 2001, Provincial Notice No. 388 of 11 October 2001, Provincial Notice No. 461 of 13 December 2001, Provincial Notice No. 131 of 25 April 2002, Provincial Notice No. 468 of 4 December 2002 and Provincial Notice No. 494 of 30 June 2003.

1. Hibiscus Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) <i>Provincial</i> (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Paddock Station, Paddock, Port Shepstone District	Provincial	Rem. of Sub. B of The Paddock 7998), County of Alfred [Sub 2]	T858/1916 8274/1948 21 August 1948 3180/1951 25 April 1951	S30 45.868 E30 14.728
2. Old Police Fort, Port Shepstone	Provincial	Portion of Rem. of Lot 170, Port Shepstone	T12992/1978	S30 44.058 E30 26.927
3. Port Shepstone Lighthouse, Port Shepstone	Provincial	Sub. 15 of Lot 156, Port Shepstone	T26822/1993 28 September 1993	S30 44.528 E30 27.511
4. Izotsha River Railway Bridge, Port Shepstone District	Provincial	Sub. 1 of Lot 1174, Shelley Beach and Marburg Commonage	T21444/2002	S30 47.045 E30 25.475



		12225, Port Shepstone District		
5. Kneisel's Castle, 24 Reynolds Street, Port Shepstone	Heritage	Lot 1622 Port Shepstone	T16240/1994 T3532/1978 20 March 1978	S30 44.222 E30 26.913
6. Royston Hall, 10 Royston Lane, Umtentweni	Heritage	Lot 949 Umtentweni, District of Port Shepstone	T10742/1995	S30 42.704 E30 27.200

G. Amajuba District Municipality (DC 25), established by Provincial Notice No. 349 of 19 September 2000, which was subsequently amended by Provincial Notice No. 462 of 1 December 2000, Provincial Notice No. 501 of 29 December 2000, Provincial Notice No. 97 of 15 March 2001, Provincial Notice No. 135 of 12 April, 2001, Provincial Notice No. 299 of 13 August 2001, Provincial Notice No. 388 of 11 October 2001, Provincial Notice No. 461 of 13 December 2001, Provincial Notice No. 131 of 25 April 2002, Provincial Notice No. 468 of 4 December 2002, Provincial Notice No. 494 of 30 June 2003 and Provincial Notice No. 203 of 10 February 2005.

1. Newcastle Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS co-ordinates
1. Town Hall, Scott Street, Newcastle District	Provincial	Portion 2 of Lot 433 Newcastle	N/A State-owned T938/1897 15 June 1897	S27 45.457 E29 55.907
2. Old Carnegie Library, Voortrekker Street, Newcastle District	Provincial	Rem. of Lot 435 Newcastle	T6782/1905	S27 45.385 E29 55.945
3. Old Magazine, Scott Street, Newcastle District	Provincial	Lot 13051, Newcastle (figure ABCD on Diagram SG 2570/1977)	T3217/1978	S27 45.121 E29 56.379
4. Fort Amiel, Fort Street, Newcastle District	Provincial	Lot 4589 Newcastle (Extension 22)	T4138/1973 16 March 1973	S27 44.762 E29 55.271

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5. Buffalo River Bridge, farms Milton 1007 and Kromellenboog 170, Newcastle District	Provincial	Portions of farms Milton 15007 and Homer 8692, County of Klip River	T4292/1977	S27 40.660 E30 02.364
6. Old Residency, 96 Allen Street, Newcastle	Provincial	Lot 11902 Newcastle	T5929/1994	S27 45.857 E29 56.513
7. Old State School, Albert (Cnr Havelock) Street, Charlestown	Provincial	Lot 199 Charlestown	T2224/1996	S27 24.585 E29 52.622 S27.425031 E29.8707859999999 53
8. Old Court House, Holland Street, Charlestown	Provincial	Rem. of Lot 312 Charlestown	G34/1951 T10372/1953 T6840/2002	S27 24.585 E29 52.622 S-27.413281 E29.8733439999999 75
9. Battlefield, farm Majuba North 11267, Newcastle District	Heritage	Farms Majuba North No. 11267, Majuba South No. 10614 and Laing's Nek A, No. 8441, Klip River County	T2755/1998 T40379/2004 T40379/2004 T16196/1978 24 November 1978	S27 28.617 E29 50.911
10. Majuba Battlefield: Conservation Area, Farm Majuba North 11267, Newcastle District	Heritage HERITAGE CONSERVANCY (unproclaimed area of farm Majuba North No. 11267)	Farm Majuba North No. 11267	T2755/1998	S27 28.617 E29 50.911
11. O'Neill's Cottage, farm Stonewall 3109, Newcastle District	Heritage	Rem. of Sub. 5 Farm Stonewall No. 3109 County of Klip River	T12388/1978	S27 29.255 E29 52.131
12. St Dominic's Academy Pavilion, St Dominic's Street, Newcastle	Heritage	Consolidated Lot 382, Newcastle Township	T7697/1956	S27 45.669 E29 55.290
13. Hilldrop House, Hilldrop Road, Newcastle	Heritage	Sub. 36 (a sub. of 1) of the farm Bosch Hoek	T7119/2000 T28194/1991 T16332/1980 17 July 1980	S27 47.717 E29 56.788



		3345, County of Klip River		
14. Kliphuis, 64 Voortrekker Street, Newcastle	Heritage	Erf 679 Newcastle	T3404/1958	S27 45.679 E29 56.184

2. Utrecht Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Pieter Lafras Uys Monument and Grave, Church Street, Utrecht	Provincial	Lot 190 Utrecht (situated on)	N/A State owned	S27 39.301 E30 19.188
2. Old Residency, 60 Church Street (Cnr van Rooyen), Utrecht	Provincial	Erf 1860 Utrecht	T9368/1978	S27 39.276 E30 19.291
3. Magistrate's Court, 57 Voor Street, Utrecht	Provincial	Portion of Erf 190, Utrecht	N/A State owned	S27 39.386 E30 19.199
4. Town Hall, 55 Voor Street, Utrecht	Provincial	Rem. of Erf 188 Utrecht	T2103/1921	S27 39.370 E30 19.272
5. Old Powder Magazine, President Street, Utrecht	Provincial	Portion of Lot 739 Utrecht	G6705/1904 T11410/2002 T11411/2002	S27 39.572 E30 20.491
6. Blood River / Ncome Battlefield, farm Vechtkop 168, Utrecht District	Heritage	Portion of the Township of Blood River, on rem. of Charl Cilliers of A of Vechtkop 168, District of Utrecht	T61494/2002	S28 06.134 E30 32.434
7. Dutch Reformed Church, 50 Church Street (Bloem), Utrecht	Heritage	Erf 996 (Cons. from 236, 237 and 238) Utrecht	T32739/1995	S27 39.284 E30 19.180
8. George Shaw House, 67	Heritage	Erf 246 Utrecht	T14664/1998	S27 39.245 E30 19.417



Church Street, Utrecht				
9. Rothman House, 65 Church Street (Cnr van Rooyen), Utrecht	Heritage	Erf 244 Utrecht	T68812/2004	S27 39.249 E30 19.384
10. Dirk Uys House, 61 Church Street, Utrecht	Heritage	Sub. 3 of Lot 242 Utrecht	T40972/2002	S27 39.261 E30 19.333
11. Old Dutch Reformed Church Parsonage (De Oude Pastorie), Church (Cnr Loop) Street, Utrecht	Provincial	Sub. 1 of Erf 192 Utrecht	T3591/1942	S27 39.348 E30 19.114

H. eThekweni Municipality (Durban Metro) (DC 25), established by Provincial Notice No. 343 of 19 September 2000, which was subsequently amended by Provincial Notice No. 461 of 1 December 2000, 135 of 12 April, 2001, Provincial Notice No. 299 of 13 August 2001, Provincial Notice No. 460 of 13 December 2001, Provincial Notice No. 461 of 13 December 2001, Provincial Notice No. 649 of 28 April 2005.

1. eThekweni Metropolitan Municipality

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Old Fort, KE Masinga Road, Durban	Provincial	Erf 11649 Durban	G1685/1935	S29 51.098 E31 01.536
2. Local History Museum, Samora Machel Street, Durban	Provincial	Lot 3 No. 9594 Durban (now Erf 11090)	G9594/1920 Deed of Grant 9594/ 1914, dated 9 June 1914	S29 51.518 E31 01.670
3. City Hall and Francis Farewell Gardens, 263 Dr Pixley KaSeme Street (Cnr	Provincial	Rem. of Erf 1 Durban	Grant 1737 dated 27 July 1855 T3502/1928	S29 51.523 E31 01.516

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Anton Lembede and Dorothy Nyembe), Durban				
4. Main Post Office, Dr Pixley KaSeme Street (Cnr Dorothy Nyembe), Durban	Provincial	"Lot Post Office" of block Market Square, Durban (now Erf 11722)	T20208/1990 T85/ 1914, dated 15 January 1914	S29 51.486 E31 01.507
5. Wild Fig Trees, Dr Pixley KaSeme Street Street (Cnr Church), Durban	Provincial	Portion 2 of Erf 11718	T3001/1964 dated 24 March 1964	S29 51.471 E31 01.592
6. Old Point Railway Station, 111 Mahatma Gandhi Road, Durban	Provincial	Point SAR 1 No. 13200, Durban (now Erf 10031)	T1872/1944 dated 22 March 1944	S29 52.267 E31 02.613
7. Beachwood Mangroves, SWAPO Road, Durban	Provincial	Rem. of Graham 12774, per Diagram SG 2114/1937; area shown as "Lagoon" et al County of Victoria	N/A Unregistered State land The remained of Graham 12774, according to Diagram SG 2114/1937, Deed of T 31451954	S29 47.847 E31 02.667
8. Howard Memorial College, 267 Mazisi Kunene Road, Durban	Provincial	Rem. of Portion 1 of Erf 487 Cato Manor	T2465/1932 dated 29 October 1932	S29 51.999 E30 58.973
9. Memorial Tower Building, 267 Mazisi Kunene Road, Durban	Provincial	Rem. of Portion 1 of Erf 5702 487/ & 490 Cato Manor	T2465/1932	S29 51.999 E30 58.973
10. Sastri College, 20 Winterton Walk, Durban	Provincial	Erf 3184 (and 3185) Durban	T7031/1954 Par. 1 and 2 20 August 1954	S29 51.082 E31 00.554
11. Bellair Railway Station, 945 Sarnia Road, Durban	Provincial	Sub. 2 of Lot 52, Bellair	T50/1944 dated 8 January 1944. (par. 2)	S29 53.423 E30 57.270
12. Congella Battlefield,	Provincial	Erf 10011/1737 Durban	T4653/2001	S29 52.922 E30 59.740

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Maydon Road, Durban			T13421/1905. dated 30 Jun 1905	S29°52'38.9964" E30°59'49.9812"
13. Durban Indian Girls Secondary School, 88 Carlisle Road (Gladys Manzi), Durban	Provincial	Erf 3331 Durban	T9591/1957 7 November	S29 51.017 E31 00.849
14. Natal Herbarium, 4 Problem Mkhize Crescent, Durban	Provincial	Sub. 5 of Lot 3174 Durban	T2027/1914 T2027/1914, dated 29 Sep tember 1914	S29 50.866 E31 00.312
15. Dr JL Dube (King's) House, Eastbourne Road, Durban	Provincial	Erf 625 Durban	T1940/1904 dated 16 August 1904	S29 49.511 E31 00.875
16. War Department Lords' Ground Boundary Marker No. 2, KE Masinga Road, Durban	Provincial	Rem. of Erven 11162, 11163, Erf 12380 (from 11164) and Erf 11702, Durban	T1102/1896 T8784/1993 T13385/1996 T53370/2000 T793/1912 Durban, situated in the City of Durban. Deed of Transfer T793/1912, dated 30 April 1912	S29 51.119 E31 01.386
17. Passive Resistance Site, Umbilo Road (Cnr Magwaza Maphalala), Durban	Provincial	Lot 8264, Durban	T73/1962 dated 10 January 1962	S29 52.285 E30 59.681
18. (Façade of) Old Greenacres Building, 409 Dr Pixley KaSeme Street, Durban	Heritage	Portion 4 of Lot 11017, Portion 1 of Erf 11019 and Rem. of Erf 11019, Durban		S29 51.544 E31 01.178
19. Elephant House, 745 Peter Mokaba Ridge Road, Durban	Heritage	Portion 4 of Erf 246 Springfield Sub 4 of AGAR of A of the farm Springfield 802	T29718/1994 Deed of Transfer 19193/1976, November 1976	S29 49.648 E31 00.418
20. Glacial Pavement, Carinthia Road, Durban	Heritage	Portion 56 of Erf 127 Springfield farm 802.	T4781/1940 2 October	S29 48.822 E31 00.210

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21. Supreme Court, 151 Margaret Mncadi Avenue, Durban	Heritage	Portions 45 and 46 of Lot 10004 Durban	T3376/1921 6 September 1921. T600/1903 12 March 1903. Erected 1911. 10/2/797	S29 51.755 E31 01.188
22. Riverside Soofie Mosque and Mausoleum, 50 Soofi Sahib Road, Durban	Heritage	Portion 4/ Portion D1 of Subdivision Gof Erf 27/ Erf 1550 Durban North	T2673/1913 1 December (paragraph 1)	S29 48.371 E31 02.006
23. Trevean, 258 Wakesleigh Road (Cnr Corumbine), Durban	Heritage	Erf 45 Bellair (Cons. 565) Lot I of Subdivision R of the farm Bellair 823	T14177/1967 13 September T20857/1973 10 December	S29 53.078 E30 57.146
24. Colinton, 68 Peter Mokaba Ridge Road, Durban	Heritage	Erf 3209 and Portion 3 of Erf 3210 Durban	T33104/1983 T3028/1954, 14 April 1954	S29 50.895 E30 59.492
25. Queen's Tavern, 16 Matthews Meyiwa Road, Durban	Heritage	Erf 1357 Durban	T41781/2003	S29 50.490 E31 01.243
26. Riche's Building, 423 Anton Lembede Street (Cnr Masonic), Durban	Heritage	Portion 2 of Erf 10679 Durban	T19631/2001 T4909/1952, dated 20 June 1952	S29 51.625 E31 01.138
27. 73 Musgrave Road, Durban	Heritage	Portion 18 of Erf 2255 Durban	T3394/1997 T6784/1984 dated 23 March 1984	S29 51.048 E30 59.977
28. Little Chelsea, 18 Lilian Ngoyi Road, Durban	Heritage	Portion 50 of Erf 1368 Durban	T19702/2004 T19695/1973 Dated 23 November 1973	S29 50.243 E31 01.135
29. Quadrant House, 114-115 Margaret Mncadi Avenue, Durban	Heritage	Portion 152 of Erf 10004 Durban	T36334/2003 T241/1942 10 November 1942	S29 51.681 E31 01.454
30. St Louis' Roman Catholic Church, 22 Jacobs Road, Durban	Heritage	Rem. of Erf 775 Durban, Dunn Grant 873, Lot 24	T7062/1971 2 July 1971	S29 54.890 E30 58.758
31. Cottam Grove Hotel,	Heritage	Portion 3 of Erf 784 Durban	T6853/2002 T2673/1962	S29 49.790 E31 00.738

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303-309 Florida Road (Cnr Cottam), Durban			dated 18 April 1962, (endorsement p.4.)	
32. Monaltrie, 59 Musgrave Road, Durban	Heritage	Portion 1 of Erf 2261 Durban	T46945/2000 T29600/1984	S29 51.077 E30 59.968
33. Lillieshell, 408 Innes Road, Durban	Heritage	Erf 643, Durban	T10213/1995 T2949/88 dated 10 February 1988	S29 49.721 E31 00.803
34. 41 Cedar Road, (Cnr Esther Roberts) Congella, Durban	Heritage	Lot 7972, Lot 1 of B Block J Congella of Town Lands of Durban 1737	T6810/1986 14 April 1986	S29 52.490 E30 59.358
35. Umbilo Shree Ambalavanaar Alayam Temple, 890 Vusi Mzimela Road, Durban	Heritage	Portion 1 of Erf 55 being Sub 1 of Sub 30 of Lot SB 7 of Cato Manor 812	T10845/1957 17 December 1975	S29 52.589 E30 57.665
36. Atherton, 295 Florida Road, Durban	Heritage	Erf 785 Durban	T32784/2005 T24653/85	S29 49.783 E31 00.740
37. Caister Lodge, 264 Musgrave Road, Durban	Heritage	Erf 2222 Durban	T18860/1975 10 December	S29 50.657 E31 00.112
38. Portview, 183 Problem Mkhize Road (Cnr Haden), Durban	Heritage	Portion 1 of Erf 3064 Durban	T67271/2002 T27292/1992 T31256/1983	S29 50.290 E31 00.661
39. Dutch Reformed Church, 151 Anton Lembede Street, Durban	Heritage	Portion 5 of Erf 10605, Durban	T1906/1918 2 July 1918	S29 51.526 E31 01.865
40. Durban Light Infantry Head Quarters, 5 DLI Avenue, Durban	Heritage	Rem. of Erf 3427, Durban, and Erf 3428, Durban	T1130/1913 dated 30 May 1913 T1861/1922 18 May 1922	S29 50.834 E31 00.990
41. Hollis House, 178 Florida Road, Durban	Heritage	Lot 892, Durban	T47126/2000 T1794/1996	S29 49.954 E31 00.975
42. Kingsleigh Lodge, 241 Alan Paton Road, Durban	Heritage	Lots 5211 and 5212, Durban	T15571/1995	S29 51.657 E30 59.501



2. Inanda (now part of eThekweni Metropolitan Municipality)

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) <i>Provincial</i> (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Ottawa House, farm Lot 20 1529, Inanda District	Provincial	Erf 2493 Waterloo Extension, Inanda District	T9238/1996 10 April 1996	S29 39.932 E31 02.889
2. Ganesha Temple, 119 Marshall Drive, Mount Edgecombe	Heritage	Rem. of Lot 22 on the Umhlanga River, County of Victoria (now Lot 609 Mount Edgecombe)	T50165/2004 T1547/1921	S29 42.100 E31 02.108
3. Shri Jagannath Puri Temple, 7 Wadd Street, Tongaat	Heritage	Rem. of Lot 79, Tongaat Township	T11703/2005 T2531/1994 T28911/1998	S29 34.504 E31 06.670
4. Narainsamy Temple, Inanda Road, Newlands	Heritage	Rem. of Lot 165 Newlands, of the farm Zeekoe Vallei, County of Victoria	T1556/1909 3 December 1909	S29 46.749 E30 58.144
5. John Dube House, Ohlange Institution, Inanda District	Heritage	Sub. 253 (of 90) of the farm Piezang Rivier No. 805	T33658/1993 22 November 1993	S29 42.267 E30 57.733
6. Ottawa Estate Shree Emperumal Temple, Ottawa, Inanda District	Heritage	Rem. of Lot 20 No. 1557 Ottawa Estate, Inanda District	T5619/1990	S29 40.323 E31 02.902
7. Old Inanda Surgery and Post Office, Inanda District	Heritage	Remainder Inanda Mission Reserve No. 4579F	G4579/1883	S29°42.135S E030°55.330 S29°42.141 E030°55.21
8. Shembe Ebuhleni Village Inanda District	Heritage	Remainder Inanda Mission Tribal Land	Reserve No. 4579 (at the entrance to the village	29°42'09.0"S 30°53'22.1"E
9. Shembe Ekupakhameni Inanada District	Heritage	Portion 121 and 257 Tribal Land	of the farm Piezang	S29° 42.540 E 30° 57.763

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			Rivier No. 805	
10. Nhlankakazi Holy Mountain Inanda District (At the base of the Mountain)	Heritage	Inanda Farm 467		29° 27' 59"S 30° 50' 29"E

3. Pinetown (now part of eThekweni Metropolitan Unicity Municipality)

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) <i>Provincial</i> (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Bergtheil Museum, 16 Queens Avenue, Westville	Provincial	Lot 1870 Westville Township	T8898/1983 20 April 1983	S29 50.093 E30 55.835
2. Umbilo Waterworks, Paradise Valley Nature Reserve, Pinetown	Provincial	Rem. of Lot 3064 and Rem. of Lot 3065 Pinetown	T15824/1990	S29 49.959 E30 53.369
3. Indigo Vats, Paradise Valley Nature Reserve, Pinetown	Heritage	Portion of Erf 3079 Pinetown	T37884/2002	S29 50.203 E30 52.985
4. Old New Germany Lutheran Church, Posselt Road (Cnr Rodger Sishi), Pinetown	Heritage	Lot 130 New Germany Township	T28098/1898 T10599/1975 15 July 1975	S29 47.887 E30 53.355
5. Christianenberg Berlin Mission Church, Krause Street, Clermont , Historic Bell Tower	Heritage	Rem. of Lot 214 Christianenberg Township, District of Pinetown	T4667/1977 4 April 1977	S29 47.840 E30 53.769

4. Umzinto (now part of eThekweni Metropolitan Unicity Municipality)

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) <i>Provincial</i> (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates



1. Green Point Lighthouse, farm Clansthal 1202	Provincial	Sub. 7 of the farm Clansthal 1202, District of Umzinto	T446/1934 15 February 1934	S30 15.020 E30 46.728
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I. Uthukela District Municipality (DC 23), established by Provincial Notice No. 351 of 19 September 2000, which was subsequently amended by Provincial Notice No. 462 of 1 December 2000, Provincial Notice No. 501 of 29 December 2000, Provincial Notice No. 97 of 15 March 2001, Provincial Notice No. 135 of 12 April, 2001, Provincial Notice No. 299 of 13 August 2001, Provincial Notice No. 388 of 11 October 2001, Provincial Notice No. 461 of 13 December 2001, Provincial Notice No. 131 of 25 April 2002, Provincial Notice No. 468 of 4 December 2002 and Provincial Notice No. 494 of 30 June 2003.

1. Emnambithi Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Railway Institute, 316 Murchison Street (Cnr Albert), Ladysmith	Provincial	Erf 730 Ladysmith Crown Grant 4802/1887	T4802/1887 19 February 1887	S28 33.317 E29 47.059
2. Town Hall, Murchison Street (Cnr Queen), Ladysmith	Provincial	Lot 1 Townlands of Ladysmith	T888/1900	S28 33.568 E29 46.847
3. The Residency, 11-13 Wright Road, Ladysmith	Provincial	Lot 505 Ladysmith	T1419/1901 26 July 1901	S28 32.879 E29 47.387
4. Platrand Battlefield ("Wagon Hill"), Farm Fourie's Kraal 1183 (Riet Kuil 1067), Klip River District	Heritage	Sub-Wagon Hill of the farm Fourie's Kraal No. 1183, and Sub-Wagon Hill of Sub-G, of the farm Riet Kuil No. 1067	T59701/2001 T23446/1985	S28 35.402 E29 45.509
5. Fort Mistake, farm Quagga's Kirk 1168, Klip River District	Heritage	Rem. of farm Quagga's Kirk 1168, County of Klip River	T5966/1967 28 April 1967	S28 10.140 E29 57.540
6. Pro Nobis, Fort Mistake, Klip River District	Heritage	Rem. of farm Quagga's Kirk 1168, County of Klip River	T5966/1967	S28 10.490 E29 57.240



7. Llandaff Oratory, Van Reenen, Klip River District	Heritage	Lot 115, Van Reenen Township	T17537/1979 31 October 1979	S28 22.599 E29 22.713
8. Elandsplaagte Battlefield, farm Brakfontein 1046, Klip River District	Heritage	Diagram SG 875/1983 being Sub. 9 (of 7) and Rem. of Sub. 7 of farm Braak Fontein 1046	T898/1928 and T45589/2002 9 August 1967	S28 25.282 E29 58.828
9. Elandsplaagte Battlefield: Dutch Corps Monument	Heritage	(a) Monument Site of (sub)Division A of Brakfontein 1046, County of Klip River (b) servitude over Sub. A (Diagram SGO Sub. Vol. 726 dd 16 Feb 1928)	T898/1928 6 March 1928 and T45589/2002	S28 25.282 E29 58.828
10. Hindu Thirukootam and Shree Ganaser Temple, 113 Forbes Street, Ladysmith	Heritage	Portion 1 of Erf 800 Ladysmith	T4948/1919 15 December 1919	S28 33.647 E29 47.126
11. Keer Weder, 25 Keate Street, Ladysmith	Heritage	Portion of Erf 769 Ladysmith	T22024/1993 18 August 1993	S28 33.490 E29 46.747
12. Soofie Mosque and Maddressa, 41 Mosque (Soofie) Street, Ladysmith	Heritage	Sub. 3 of Erf 1006 Ladysmith Township	T6567/1977 12 May 1977	S28 34.236 E29 46.657
13. Dutch Reformed Church, 103 Murchison Street, Ladysmith	Heritage	Erf 845 Ladysmith	T2312/1859 circa 2 February 1859	S28 33.655 E29 46.786
14. Hime Bridge, farm Platberg 1241, Klip River District	Heritage	Rem. of farm Platberg 16318/1241	T4777/1992	S28 21.612 E30 00.654
15. Rietfontein Farm, Ladysmith	Heritage	Portion 1 Farm Rietkuil No. 11048	T29/1988	28. 480219 29. 828243
16. Aloe Creek uThukela District	Heritage	Portion 40 of the farm Rietkuil No. 1181 and Portion 6 (of 2) of the farm	T16800/2008	S28 30.067 E29 53.91

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		Rietkuil No. 1387		
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2. Umtshezi Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) <i>Provincial</i> (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Bulwer Bridge and Old Toll House, Colenso, Estcourt District	Provincial	Sub. 1 of Lot 116 Colenso Township	G45/1963 12 June 1963	S28 44.177 E29 49.261
2. Fort Durnford, Kemps Road, Estcourt	Provincial	Sub. 1 of Lot 1081 Estcourt Township	G89/1966 dated 15 August 1966	S29 00.882 E29 53.302 29° 0' 56.394"S, 29° 53' 19.1364"E
3. Old Agricultural Hall, Harding Street, Estcourt	Provincial	Lot 149 Estcourt	T5388/1895 26 March 1895	S29 00.540 E29 52.389 28° 59' 41.874"S, 29° 52' 13.206" E
4. Bloukrans Battlefield, farm Rama 929, Estcourt District : Bloukrans Memorial	Heritage	Sub. 20 (of 6) of the farm Rama No. 929	T54685/2006	S28 51.021 E29 50.528 28° 51' 1.4976" S, 29° 50' 34.53" E
5. Saailaer, farm Zaay Lager 1199, Estcourt District	Heritage	farm Saay Lager No. 1199, District Estcourt	T8467/1989	S29 00.487 E29 53.267
6. Marianne Church Ruins, Farm Doveton, Estcourt District	Heritage	Rem. of Wilde Perde Vlei 1004 (now known as Doveton), County of Weenen	T68188/2004 T6019/1940 19 December 1940	S28 47.954 E29 30.379 28° 47' 57.228" S, 29° 30' 23.8392" E
7. Greystone, Farm Vegt Lager 801, Estcourt District	Heritage	Sub. 19 (a Sub of A) of the farm Vegt Lager 801, County of Weenen	T6212/1995 9008/1968 2 July 1968	S29 04.306 E29 47.907
8. Brynbella Battlefield Stone Wall, farms Glenbello and	Heritage	"along boundary line of farms Glenello (prev.	T9331/1996	S29 04.471 E29 57.410

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Stockton, Estcourt District		Tamboekies Kraal) and Stockton (prev Zuurbraak), County of Weenen"	T2623/1975 dated 25 February 1975 T7586/1957 dated 3 September 1957 T14571/2004	
9. Settler Cottage, 87 Lorne Street, Estcourt	Heritage	Lot 126 Estcourt Township	T44964/2001 T5737/1951 dated 18 July 1951 and 4191/1969 dated March 1969 (par.2)	S29 00.681 E29 52.639
10. Bartle House, St Gregory College, Estcourt District	Heritage	Erf 139 Frere	T40169/2004 T15232/1990 dated 13 June 1990	S28 53.575 E29 46.549
11. Hattingsvlakte 2829DD19 and 22, farm Hatting Vlake 5865, Estcourt District	Heritage	Rem. of farm Hattings Vlake 5865, County of Weenen	T66910/2002 T9335/1969 dated 30 May 1969	S28 50.833 E29 46.795
12. Ambleside Military Cemetery / National Garden of Remembrance	Heritage	Sub. 18 (of 6) of the farm Varkens Fontein 1138, County of Weenen	T3644/1997 T9572/1966 dated 5 August 1966	S28 44.495 E29 47.494
13. Coolamgause Building, Retief Street, Weenen	Heritage	(a) Sub. 1 of Lot 66 (b) Sub. 2 of Lot 66, Township of Weenen	T16792/1995 and T16791/1995 T4743/1952 dated 16 June 1952	S28 51.157 E30 05.091
14. Abdoolgafoor Goolamsahib Arabian Merchant Retief Street, Weenen	Heritage	(a) Sub. 1 of Lot 66 (b) Sub. 2 of Lot 66, Township of Weenen	T16792/1995 and T16791/1995	S28 51.157 E30 05.105

3. Okhahlamba Local Council

Heritage Resource	Landmark Status Heritage (section 44)	Erf / Farm No.	Title Deed Description	GPS coordinates
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	<i>Provincial (section 45)</i>			
1. Spioenkop Battlefield, farm Rhenoster Fontein 1051	Provincial	Sub. 11 (of 2) of the farm Rhenoster Fontein No. 1051, County of Klip River Diagram SG 1764/1976	T3552/1977 23 February 1977	S28 38.940 E29 31.164
2. Mhlwazini Cave 2829CD57, Farm Solarcliffs 11454	Provincial	Rem. of farm Solarcliffs 11454, District of Bergville	T2758/1963 29 March 1963	S28 43.534 E29 18.534 28° 57' 20.9412" S, 29° 16' 53.958" E
3. Anglo-Boer War Blockhouse, Sharrat Street, Bergville	Provincial	Erf 233 Bergville Subdivision A of Kleinewaterval, Bergville	T15792/1977 T47/1895	S28 44.099 E29 22.305 28° 43' 49.728" S, 29° 21' 4.3272" E
4. Retief's Pass, farm Scheepers Hoek 11337 and Bethel 2186	Heritage	Portion of Sub. A of the farm Scheepers Hoek 11337 and Portion of Rem. of farm Bethel 2186, County of Klip River, as shown on Servitude Diagrams SG 4122/1975 and SG 4123/1975	T29933/1995 T14024/1982 T3190/1987 T33693/2001 T4888/1979 T14742/1971 dated 26 August 1971 1716/1942 dated 2 April 1942	S28 27.540 E29 14.287 28° 34' 0.0012" S, 29° 9' 29.9988" E
5. Mgoduyanuka 2829CB6, farm Zuur Lager 1040	Heritage	Sub. 8 (now Rem.) of the farm Zuurlager 1040, District of Bergville	T37174/1994 T12133/1963 dated 6 December 1963	S28 41.010 E29 13.131

J. Umzinyathi District Municipality (DC 24), established by Provincial Notice No. 350 of 19 September 2000, which was subsequently amended by Provincial Notice No. 462 of 1 December 2000, Provincial Notice No. 501 of 29 December 2000, Provincial Notice No. 97 of 15 March 2001, Provincial Notice No. 135 of 12 April, 2001, Provincial Notice No. 299 of 13 August 2001, Provincial Notice No. 461 of 13 December 2001, Provincial Notice No. 219 of 20 June 2002, Provincial Notice No. 329 of 5 September 2002, Provincial Notice No. 468 of 4 December 2002 and Provincial Notice No. 494 of 30 June 2003.

1. Endumeni Local Council

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Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Ryley's Hill, 79 Karel Landman Street, Dundee	Provincial	Rem. of Lot 1 of Townlands of the Govt Extension of Dundee Proper	T2025/1938 dated 5 May 1938	S28 09.800 E30 13.087 28° 9' 48.2364" S, 30° 13' 15.0636" E
2. Thornley Homestead, farm Dundee 4339	Provincial	Sub. 727 of farm Dundee 4339, County of Klip River (now Cons. sub. 728)	T2658/1985 T14599/1979 18 September 1979	S28 08.829 E30 15.766
3. Talana Battlefield, Farm Dundee 4339:	Heritage	Rem. of Portion 348 of the farm Dundee 4339	T14679/1970	S28.155.817 E30.260008
4. Magistrate's Court and Police Station, Gladstone Street (Cnr Beaconsfield), Dundee	Provincial	Erf 1374 Dundee Townlands	T13250/1995	S28 09.725 E30 14.059 28° 9' 43.6536" S, 30° 14' 2.2848" E
5. Dundee High School, Tatham Street, Dundee	Provincial	Lot 1335 Dundee	T2612/1904 2 November 1904	S28 10.085 E30 13.672 28° 10' 6.2832" S, 30° 13' 37.2144" E
6. Old Swedish Mission, 77 McKenzie Street, Dundee : Wesleyan Church	Heritage	Erf 3981 Dundee (from Lot 1201 and Lot 1202, Dundee Township	T928/1987 T16679/1974 dated 25 September 1974 (paragraphs 6 and 7)	S28 10.038 E30 14.099
7. Judith Dutch Reformed Church and Cemetery, farm Paddafontein	Heritage	Sub. A of the farm Paddafontein (No. 3214) in Division of Umsinga County of Klip River	T31685/1997 T1240/1919 dated 26 April 1919	S28 20.430 E30 20.677
8. Coniston, 5 Harvey Place, Dundee	Heritage	Sub. 10 of Lot 2160 Dundee	T13023/2002 T55976/1986 dated 9 October 1986	S28 09.395 E30 13.829 28° 9' 24.1704" S, 30° 13' 49.1952" E
9. Pearson House, 46 Tatham Street, Dundee	Heritage	Rem. of Lot 1338 Dundee Township	T31240/1983 1 December 1983	S28 10.105 E30 13.725 28° 10' 3.9144" S, 30° 13' 42.0816" E

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10. Old Boswell's Store, 74 Gladstone Street (Cnr Beaconsfield), Dundee	Heritage	Lot 616, Dundee	T26587/1998 T26587/1988 13 October 1988	S28 09.726 E30 14.074 28° 9' 43.5564" S, 30° 14' 5.5176" E
11. Apostolic Faith Mission Church, 17 Gray Street, Dundee	Heritage	Erf 579 Dundee	T8016/1994 T1132B/1976 dated 5 July 1976	S28 09.538 E30 14.104
12. The Hollies, 29 - 31 Union Street, Dundee	Heritage	Erf 4335, Borough of Dundee	T14460/1998	S28 09.586 E30 13.844
13. Karel Landman House, farm Uithoek 1335	Heritage	On the "werf" of the farm Uithoek No. 1335, County of Klip River	T31823/1991	S28 14.204 E30 08.044

2. Nqutu Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Isandlwana Battlefield	Provincial	Diagram S.G. 549/1972 on Reserve 18, No. 7638, Nqutu District in the County of Zululand	P.T.O. ref. numbers 9/5/15/20 and 21 dated 21 October 1994	S28 21.449 E30 39.261 28° 21' 14.4468"S, 30° 39' 10.4004"E
2. Prince Imperial Memorial	Heritage	Native Reserve No. 18, Zululand (No. 7638)	P.T.O. ref. no. 9/5/15/15 dated 19 April 1994	S28 07.733 E30 47.942 28° 7' 55.4412" S, 30° 47' 49.182" E

3. Umsinga Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Shiyane/Rorke's Drift Battlefield, farm Oscarsberg 2254	Provincial	Portion of the farm Mchjeane 2254, Klip River (known by the name Oscarsberg)	T11007/1981	S28 21.274 E30 32.259 28° 20' 58.0128"S, 30° 32' 36.114" E



		Map SG 4104/1973		
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4. Umvoti Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. General Louis Botha's Birthplace, Greytown	Provincial	Sub. B of G of Hartebeest Vlagte No. 1355, County of Umvoti (now Portion 31 of 1355)	T1504/1940 dated 29 August 1930	S29 05.531 E30 36.546
2. Greytown Museum, 68 Scott (Cnr Durban) Street, Greytown	Provincial	Sub. 1 of Lot 138 and Sub. 1 of Lot 139 Greytown Township (now Cons. Erf 1145)	T14453/1986 T3639/1974 dated February 1974 (paragraphs 1 and 2)	S29 03.910 E30 35.176 29° 3' 54.4356" S 30° 35' 9.1428" E
3. Town Hall, 37-47 Bell Street (Cnr Pine), Greytown	Provincial	Lot 407 Greytown	N/A State-owned Crown Grant 5695/1898, dated 15 March 1898	S29 03.420 E30 35.510 29° 3' 34.02" S, 30° 35' 34.9584" E
4. Hermannsburg Mission Houses, Hermannsburg School, Hermannsburg	Heritage	On the farm Rem. of Perseverance 1324 near Kranskop, Province of Natal	T54638/2000 T92/1885 dated 10 February 1885	S29 02.495 E30 47.928 29° 2' 28.59" S, 30° 47' 50.9208" E
5. Ruins of Fort Ahrens, farm Perseverance 1324, Hermannsburg	Heritage	Lot A of the farm Perseverance, County of Umvoti, Province of Natal	T1613/1995 T197/1925 dated 22 January 1925	S29 01.707 E30 43.859 pending exact GPS location 29° 1' 10.992" S, 30° 46' 49.008" E
6. Hermannsburg Lutheran Church, Hermannsburg	Heritage	Sub. 29 of farm Perseverance 1324 County of Umvoti	T18534/1969 9 October 1969	S29 02.526 E30 47.547 29° 2' 33.4032" S, 30° 47' 32.8812" E
7. Balmoral Farmhouse and Stables, near	Heritage	Rem. of the farm Balmoral	T7166/2004 T5663/1980 dated 17	S29 11.579 E30 16.663



Rietvlei, Umvoti District		13347, County of Umvoti	March 1980 (par.3)	29° 9' 3.5748" S, 30° 45' 0.81" E
8. The Bhambatha Memorial Umvoti District	Heritage	Farm Duiker Hoek(also known as Ambush Rock	No. 3283 SG	28°54'45"S,30°33'25" 000328300009

K. Umgungundlovu District Municipality (DC 22), established by Provincial Notice No. 352 of 1 December 2000, which was subsequently amended by Provincial Notice No. 462 of 19 December 2000, Provincial Notice No. 501 of 29 December 2000, Provincial Notice No. 97 of 15 March 2001, Provincial Notice No. 135 of 12 April, 2001, Provincial Notice No. 299 of 13 August 2001, Provincial Notice No. 388 of 11 October 2001, Provincial Notice No. 461 of 13 December 2001, Provincial Notice No. 257 of 11 July 2002, Provincial Notice No. 350 of 19 September 2002, Provincial Notice No. 468 of 4 December 2002, Provincial Notice No. 494 of 30 June 2003 and Provincial Notice No. 1261 of 7 October 2004.

1. Umngeni Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Howick Waterfall, Falls View Drive, Howick	Provincial	The figure being Howick Falls Monument as indicated in Diagram S.G. No. 5325/51 dated 21 September 1951, (portion later deproclaimed) – Portion of Townlands	G9118/1917	S29 29.192 E 30 14.306 29° 29' 12.6096"S, 30° 14' 18.6972" E
2. Howick Museum (Old Howick Clinic), 24 Morling Street, Howick	Provincial	Rem. of Lot 7, Howick	T7385/1977 dated 27 May 1977	S29 29.326 E30 13.629 29° 29'13.3512" S, 30° 13' 53.9184" E
3. Cedara College, farm Drie Fontein 952, Lions River District : Old Hostel Building	Provincial	Rem. of Sub. A of Drie Fontein 952, County of Pietermaritzburg	T1630/1902 T1630/1902 dated 10 July 1902 (Par.1)	S29 31.645 E30 16.019 29° 32' 51.8028" S, 30° 16' 0.0264" E

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4. Owthorne House, farm Boschhoek 973, Lions River District	Provincial	Sub. A of the farm Bosch Hoek 973, County of Pietermaritzburg	T3189/1947 29 April 1947 (par.1)	S29 28 E30 16
5. St John's Gowrie Presbyterian Church, Nottingham Road, Lions River District	Heritage	Portion 132 of the farm Gowrie No. 1930	T36569/2000 T544/1886 dated 19 November 1886	S29 21.232 E29 59.783 29° 21' 17.2404" S, 29° 59' 44.3508" E
6. Tweedie Hall, farm Tweedie Hall 11880, Lions River District	Heritage	Portion of the farm Tweedie Hall 11880, County of Pietermaritzburg	T39418/2002	S29 29.338 E30 10.593
7. Tweedie Research Station, farm Riversdale 950, Lions River District	Heritage	Sub. 404 of the farm Allemans' Drift 950 (now Riversdale 950), Midmar Regulated Area, County of Pietermaritzburg	T16382/1997 T18572/1972 dated 20 December 1972	S29 28.572 E30 11.628 29° 28' 41.5092" S, 30° 11' 10.7916" E
8. Fairfield Farmstead, Shafton Road, Howick	Heritage	Sub. 2 of Erf 755, Howick	T33539/2003 T33109/1983 dated 21 December 1983	S29 28.722 E30 14.388
9. Aird Farmhouse, Lions River District	Heritage	Rem. of Sub. 31 of the farm Petrusstroom 954	T32907/1999	S29 32.256 E30 05.458 29° 32' 15.6012" S, 30° 5' 27.8916" E
10. The Mandela Capture Site	Provincial	Portion 1 of Farm Little Grange No. 17249	T36218/2012	29° 28' 07.9 S 30° 10' 10.5 E

2. Mkhambathini Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Umhlatuzana Rock Shelter 2930DD98, farm Kirkfalls 14227	Provincial	Sub. 27 of the farm Kirkfalls 14227 in Camperdown District	T11709/1990 dated 15 May 1990	S29 48.280 E30 45.220 29° 48' 26.1252" S, 30° 45' 20.6856" E



2. Cycads, Monteseel Township	Heritage	Monteseel Cycads Monuments, on B of the farm Kafirdrift No. 906, County of Pietermaritzburg Diagram S.G. No. 5799/51, dated 20 September 1951	T16541/1895	S29 44.183 E30 41.140 29° 44' 9.5172" S, 30° 41' 9.2832" E
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3. uMshwathi Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) <i>Provincial</i> (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Lutheran Church, <i>New Hanover</i>	Provincial	Portion 33 of farm Mooiplaats, No. 1315, subdivision marked C of the farm Mooiplaats	T3723/1990 T427/1859 dated October 1859	29° 21' 20.574" S, 30° 31' 24.2364" E

4. Mpofana Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 38) <i>Provincial</i> (section 39)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Helen Bridge, Weston, <i>Mooi River District</i>	Provincial	Piece of land named Helen Bridge, being a portion of the Townlands of Mooi River, County of Weenen Crown Grant 11102/1927, dated 5 December 1927	G11102/1927 Crown Grant dated December 1927	S29 21.477 E30 33.761 29° 12' 18.3636" S, 30° 0' 5.5944" E
2. Military Cemetery / National Garden of Remembrance, <i>Mooi River District</i>	Provincial	Erf 432, Mooi River	T11102/1927 5 December 1927	S29 13.038 E30 00.729 29° 13' 0.6888"S, 30° 0' 41.958" E

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3. Weston Agricultural College: Doctor's Quarters	Heritage	Farm Weston Training School 13981, County of Weenen	G5/1954	S29 12.815 E30 02.112
4. Weston Agricultural College: Commandant's House	Heritage	Farm Weston Training School 13981, County of Weenen	G5/1954 21 January 1954	S29 12.815 E30 02.114
5. St Theresa Roman Catholic Church	Heritage	Portion 1 of Erf 2, Mooi River subdivision A of Lot 89, Mooi River, of the farm	T3246/1922 dated 6 September 1922	S29 12.437 E29 59.361 26.676" S, 29° 59' 21.8148"E

5. Impendle Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Collingham Shelter 2929BD, farm FP36 7648, Impendle District	Heritage	Farm FS No. 17537 (prev. Rem. of the farm FP.37 No. 7649)	T588/2002 T14577/1986, dated 25 July 1986	S29 38.217 E29 40.614 29° 47' 44.9988"S, 29° 27' 34.9992"E

6. Richmond Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Blarney Cottage, farm Dunbar Estate 1478, Richmond District	Provincial	Sub. 2 of farm Dunbar Estate 1478, District of Richmond	T23889/1993 T605/1982, dated 12 January 1982	S29 50.857 E30 12.270 29° 50' 44.4552"S, 30° 12' 20.9628"E
2. Farm Dunbar Estate 1478: Conservation Area Richmond District	Provincial HERITAGE CONSERVANCY	Rem. of Portion 2 of farm Dunbar Estate No. 1478, Registration Division FT, Natal	T20136/2001	S29 52.221 E30 22.329 SAHRIS GP

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3. Richmond and Byrne District Museum, 46 Victoria Street (Cnr Chilley), Richmond	Provincial	Erf 219 Richmond	T24294/1981 2 October 1981	S29 52.326 E30 16.212 29° 52' 31.908" S, 30° 16' 41.3544" E
4. Carnarvon Masonic Lodge, 57 Russell Street, Richmond	Heritage	Lot 272, Richmond Township	T30368/1998 T262/1882, dated 22 March 1882	S29 52.159 E30 16.366 SAHRIS GPS 29° 52' 9.3324" S, 30° 16' 22.584" E
5. Lynmouth Glacial Pavement, farm Hopewell 881, Richmond District	Heritage	Rem. of the farm Hopewell 881, Richmond District	T17263/1969 dated 19 September 1969	S29 48.941 E30 24.502
6. Baynesfield Estate: Baynes House	Heritage	Rem. of the farm Nel's Rust 849, District of Richmond	T223/1879	S29 45.892 E30 20.190 29° 45' 55.6488" S, 30° 20' 26.5884" E
7. Baynesfield Estate: Old Nel's Rust Dairy	Heritage	Rem. of the farm Nel's Rust 849, District of Richmond	T223/1879 28 March 1879	S29 45.892 E30 20.190 29° 45' 55.6488" S, 30° 20' 26.5884" E
8. Baynesfield Estate: First Cattle Dip	Heritage	Farm Meyer's Hoek 847, Richmond District	T47900/2000	S29 45.892 E30 20.190 29° 45' 55.6488" S, 30° 20' 26.5884" E
9. Baynesfield Estate: Joseph Baynes Mausoleum	Heritage	Rem. of the farm Nel's Rust 849, District of Richmond	T223/1879 T24294/1981, dated 2 October 1981	S29 45.892 E30 20.190 29° 45' 55.6488" S, 30° 20' 26.5884" E

7. Msunduzi Local Council

Heritage Resource	Landmark Status <i>Heritage</i> (section 44) Provincial (section 45)	Erf / Farm No.	Title Deed Description	GPS coordinates
1. Church of the Covenant Vow, Church Street, Pietermaritzburg	Provincial	Sub. 1 of Lot 2534 and Sub. 1 of Lot 2571, Pietermaritzburg	T4092/1936 dated 14 October 1936 and T12924/1966	S29 35.937 E30 22.968 29° 35' 56.4324" S, 30° 22' 56.3448" E

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			dated 11 October 1966	
2. Old Government House, 1 Langalibalele Street, Pietermaritzburg	Provincial	(a) Rem. of Erf 2501, Lot 1 and (b) Rem. of Erf 2502 Lot 2 Pietermaritzburg	T350/1853	S29 36.654 E30 22.218
3. Old Natal Houses of Parliament, 244/245 Langalibalele Street, Pietermaritzburg	Provincial	Rem. of Erf 2569, Lot 25 Pietermaritzburg	G20/1955 S.G. 2916/1966, surveyed by Surveyor H.H. Isherwood in October, 1966	S29 36.158 E30 22.787 GPS verification SAHRIS Google Maps 29° 36' 10.8576" S, 30° 22' 46.1748" E
4. Old Voortrekker Road, World's View Road, Pietermaritzburg	Provincial	"World's View", Portion of Erf 10 000, Pietermaritzburg (prev. Townlands)	Crown Grant 1687	S29 35.079 E30 19.932 29° 35' 4.5528" S, 30° 19' 56.0928" E
5. City Hall, 260 Chief Albert Luthuli Road (Cnr Church), Pietermaritzburg	Provincial	Portion of Rem. of Sub. "Market Square" of Pietermaritzburg (now Erf 2526) completed 1893, destroyed by fire in 1898 Government Notice 913 of 6 June is hereby repealed	T3502/1928 18 August 1928	S29 36.089 E30 22.781
6. Old Longmarket Street Girls' School (Voortrekker Museum), 351 Langalibalele Street (Cnr Boshoff), Pietermaritzburg	Provincial	Rem. of Lot 35, Pietermaritzburg (now Erf 2535)	T426/1874 dated 11 August 1874	29° 35' 58.1568" S, 30° 23' 1.122" E
7. Clark House and Victoria Hall, Maritzburg College, College Road, Pietermaritzburg	Provincial	Rem. of Lot 80 of Townlands of Pietermaritzburg	T23352/1999 T98/1862, dated 19 February 1862	S29 37.036 E30 22.925 29° 36' 58.4316" S, 30° 22' 46.6788" E
8. Publicity House, 117 Chief Albert Luthuli Road (Cnr Langalibalele), Pietermaritzburg	Provincial	Portion 1 of Erf 2526 Pietermaritzburg Subdivision A of "Market Square"	T12509/1935	S29 36.155 E30 22.810



		Crown Grant 12509/1935. Dated 12 February 1935		
9. Old Presbyterian Church, 252 Church Street, Pietermaritzburg	Provincial	Rem. of Lot 24A, Langalibalele Street, Pietermaritzburg	T1112/1986 T471/1943 dated 3 February 1943	S29 36.133 E30 22.722
10. Voortrekker House Museum, 333 Boom Street (Cnr Claybourne), Pietermaritzburg	Provincial	Rem. of sub. 2 of D of 333 Boom Street, Pietermaritzburg	T9014/1975 dated 18 June 1975	S29 35.766 E30 22.679
11. Russell High School, 127 Hoosen Haffeejee Street (Cnr Peter Kerchoff), Pietermaritzburg	Provincial	Erf 13; Lots 2, 3, 4 and Rem. of Erf 14; and Rem. of Erf 15, Hoosen Haffeejee Street, Pietermaritzburg (now Erf 2213, 2214 and Portions 2215)	T1117/1910 T455/1910	S29 36.156 E30 22.297
12. Old YMCA Building, 195 Langalibalele Street, Pietermaritzburg	Provincial	Portion 2 of Erf 19, Pietermaritzburg	T3979/1942 dated 1 August 1942	S29 36.282 E30 22.668 29° 36' 15.8364" S, 30° 22' 38.8848" E
13. Natal Botanical Gardens (and Plane Tree Avenue), Pietermaritzburg	Provincial	(a) Rem. of Lot 212 and (b) Rem. of Sub. 26 of Exchange of the Ordinance Land, City of Pietermaritzburg	T18945/1970 dated 23 November 1970 (paragraphs 1 and 2)	S29 36.268 E30 20.874 29° 36' 27.27" S, 30° 20' 47.6376" E
14. Girls' High School, 186 Alexander Road, Pelham, Pietermaritzburg	Provincial	Rem. of Sub. 6 of Lot 374, Pietermaritzburg	T4661/1966 dated 25 April 1966. T63551/2005	S29 37.602 E30 23.109 29° 37' 28.2684" S, 30° 23' 5.856" E
15. Old Natal University Central Block, King Edward Avenue, Pietermaritzburg	Provincial	i) Lot Portion 20 of Erf 1913 ii) Portion 74 of Erf 1913 Pietermaritzburg	i) T920/1923 (T35521/2006) ii) T1865/1915 (T35523/2006) (iii) T391/1910, dated 4 April 1910	S29 37.276 E30 23.744
16. Main Post Office, 232 Langalibalele	Provincial	Situate of portion of remained of Erf22, known as Erf 2622 and Erf	T839/1899 1 July 1899, (pars.1 and 2	S29 36.209 E30 22.759

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Street, Pietermaritzburg		23, known as Erf 2623, City of Pietermaritzburg		29° 36' 12.7872" S, 30° 22' 45.6744" E
17. Reid's Building, 214 Langalibalele Street (Cnr Club Lane), Pietermaritzburg	Heritage	Portion 13 of Erf 2621 (from Portion 4 (5 and 6) of Erf 2621) Pietermaritzburg (a) The Remainder of Sub.E of 21 Loop Street, (b) Sub. D of 21 Loop Street Sub 1 of E of 21 Loop Street	T14266/1996 T 7910/1968, dated 12 June 1968, (Par 1, 2 and 3) (endorsement 2.1)	S29 36.234 E30 22.733 29°36'14.778" S, 30° 22' 42.9888" E
18. Old Remedial Model Primary (Boys' Model) School, 310 Jabu Ndlovu Street, Pietermaritzburg	Provincial	(i) Lot 2731 (ii) Sub. 2 of Lot 2730 and (iii) Sub. 3 of Lot 2730, City of Pietermaritzburg	T816/1864 T815/1864	S29 36.121 E30 23.012 29° 36' 8.244" S, 30° 23' 1.59" E
19. Town Hill Hospital, Town Bush Road (Cnr Hyslop), Pietermaritzburg : Old Main Administration) and Old North Park Buildings	Provincial	"... certain piece of land known as Kingsbury" (now known as Erf 1860), Pietermaritzburg	T1585/1916 dated 11 August 1916	S29 35.404 E30 22.288 29° 35' 17.232" S, 30° 22' 13.3068" E
20. Old Pentrich Railway Station, Woods Road, Pietermaritzburg	Provincial	Rem. of Sub.1 of Lot 198, Pietermaritzburg	T2741/1905 Dated 15 December 1905	S29 38.109 E30 22.443 29° 38' 4.812" S, 30° 22' 27.8688" E
21. Scottsville Primary School, King Edward Avenue, Pietermaritzburg	Provincial		T11748/1970 T920/1923, dated 21 March 1923	S29 36.899 E30 23.964 29° 36' 53.244" S, 30° 23' 58.8372" E

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		<p>Situated on the following erven:</p> <p>(i) Lot 74 of the suburb of Scottsville of the Townlands of Pietermaritzburg, Province of Natal, in extent 8 867 (eight thousand eight hundred and sixty seven) square metres.</p> <p>Deed of Transfer 1865/1915, dated 5 November 1915; and</p> <p>(ii) The Remainder of Lot 20 of the suburb of Scottsville of the Townlands of Pietermaritzburg, Province of Natal, in extent 10 588 (ten thousand five hundred and eighty eight) hectares Erf 1353 Pietermaritzburg</p>		
22. Old Harward Boys' School, Havelock Road, Pietermaritzburg	Provincial	Sub. D of Outspan No. 3 of Pietermaritzburg	T3959/2004	S29 36.549 E30 22.031 29° 36' 32.4072" S, 30° 22' 0.1344" E
23. Pietermaritzburg Central (Loop) Street Police Station, Jabu Ndlovu Street (Cnr Murray), Pietermaritzburg	Provincial	Erf 2623, Pietermaritzburg	T839/1899 dated 1 July 1899	S29 36.276 E30 22.808 29° 36' 16.8444" S, 30° 22' 48.486" E
24. 101 Alexandra Road Police Station, Alexandra (Cnr Lindup) Road, Pietermaritzburg	Provincial	(i) Sub. 5 of 1 of Lot 25, (ii) Sub. 13 of 11 of Lot 25, and	T38/1888 dated 8 February 1888 T28/1897	S29 37.161 E30 23.203 29° 37' 8.706" S, 30° 23' 14.4852" E

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		(iii) Rem. of 11 of Lot 25, Pietermaritzburg	dated 12 January 1897 T680/1906 dated 11 April 1906	
25. Fort Napier, Devonshire Road, Pietermaritzburg: Officers' Mess	Provincial	...situated on Rem. of Erf 3127 Pietermaritzburg	T7095/1944 dated 11 October 1944. (endorsement p.7)	S29 36.887 E30 21.998 29° 36' 45.2664" S, 30° 22' 10.5276" E
26 Fort Napier, Devonshire Road, Pietermaritzburg: St George's Garrison Church	Provincial	... situated on Rem. of Erf 3127 Pietermaritzburg Subdivision A of the Ordinance Property in the County of Pietermaritzburg, Colony of Natal, in extent 1 578	T7095/1944 T1913/1898, dated 22 November 1898	S29 36.881 E30 22.176 29° 36' 45.738" S, 30° 22' 14.2536" E
27. Fort Napier, Devonshire Road, Pietermaritzburg: Historic Core	Provincial	Rem. of Erf 3127 Pietermaritzburg	T7095/1944 dated 11 October 1944	S29 36.887 E30 21.998 29° 36' 46.4796" S, 30° 22' 8.1696" E
28. Colonial Building, Old Umgeni Magistrate's Court and Old Police Quarters, 241 Church Street (240 - 244 Pietermaritz and 122 Commercial Road), Pietermaritzburg	Provincial	Sub. 1 of Lot 2424 Pietermaritzburg	T281/1866	S29 36.115 E30 22.710 29° 36' 5.8788" S, 30° 22' 40.5552" E
29. Old State Veterinary Laboratory: Allerton Laboratories, 458 Town Bush Road, Pietermaritzburg	Provincial	Rem. of Erf 13, Pietermaritzburg	T1742/1897 dated 18 November 1897 (paragraph 1)	S29 34.527 E30 21.425 29° 34' 27.3432" S, 30° 21' 18.4212" E
30. Tatham Art Gallery and Adjacent Gardens, Chief Albert Luthuli Road, Pietermaritzburg	Provincial	Sub. 1 of Lot 2569 Pietermaritzburg	T1112/1986 dated 23 January 1986	S29 36.139 E30 22.762 29° 36' 8.3988" S, 30° 22' 45.4404" E



31. Old Supreme Court, College Road, Pietermaritzburg	Provincial	Sub. 7 of Lot 80, Pietermaritzburg	T5055/1993 dated 3 March 1993	S29 37.093 E30 22.848
32. Old Merchiston School Boarding Hostel, 231 Prince Alfred Street, Pietermaritzburg	Provincial	Erven 2778 and 2779 Pietermaritzburg	T148/1913	S29 36.360 E30 23.028 29° 36' 25.8336" S, 30° 22' 57.0576" E
33. Old St Mary's Anglican Church, Chief Albert Luthuli Road, Pietermaritzburg (Old Grey's Chapel)	Provincial	(a) Lot 80, Burger Street, Pietermaritzburg	T1112/167	S29 36.310 E30 22.964 29° 36' 18.684" S, 30° 22' 57.5328" E
34. Macrorie House, 11 Jabu Ndlovu Street (Cnr Pine), Pietermaritzburg	Heritage	Erf 2780 Pietermaritzburg	T1112/1067 T8512/1966, dated 15 July 1966	S29 36.698 E30 22.304 -29.611489, 30.371847
35. Italian P.O.W. Church, Epworth Road, Pietermaritzburg	Heritage	Lot 1779 Pietermaritzburg	T11746/1998 dated 17 May 1977	S29 38.159 E30 24.710
36. Christian Science Church, 204 Peter Kerchoff Street (Cnr Jabu Ndlovu), Pietermaritzburg	Heritage	Sub. 2 of Lot 15, Burger Street, Pietermaritzburg	T4448/1946 dated 18 June 1946	S29 36.445 E30 22.641 29° 36' 24.1128" S, 30° 22' 37.7184" E
37. Overpark, 122 Jabu Ndlovu Street, Pietermaritzburg	Heritage	Portion 1 of Erf 3014 Pietermaritzburg	T18611/1998 T5348/1980, dated 12 March 1980	S29 36.475 E30 22.602 29° 36' 29.8152" S, 30° 22' 34.986" E
38. Sans Souci, 65 Trelawney Road, Pietermaritzburg	Heritage	Sub. 1 of Lot 1772, Pietermaritzburg	T66887/2004 T5795/1980, dated 16 March 1980	S29 38.180 E30 22.791
39. Wayland, 149 Pietermaritz Street, Pietermaritzburg	Heritage	Sub. 5 (of Sub. A of Lot 14) of Erf 2314 Pietermaritzburg	T38463/2002 T14229/1971, dated 19 August 1971	S29 36.237 E30 22.423 29° 36' 13.896" S, 30° 22' 23.9376" E
40. Butine House, 151 Pietermaritz Street, Pietermaritzburg	Heritage	(a) Portion 6 of Sub A of Lot 14, Erf 2314 and (b) Portion 7 of Erf 2315, Sub A	T8694/2002 T1866/1977, dated 11 February 1977	S29 36.234 E30 22.426 29° 36' 15.5664" S, 30° 22' 25.626" E

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		of Lot 15, Pietermaritzburg		
41. Marian Villa, 282 Alexandra Road, Pietermaritzburg	Heritage	Portion 11 of Erf 1232, Pietermaritzburg	T29733/1993 T28045/1980, dated 24 November 1980	S29 37.769 E30 23.036 29° 37' 44.9688" S, 30° 23' 2.7852" E
42. Old Satya Vardhak Sabha Crematorium, Cremorne Cemetery, Pietermaritzburg	Heritage	Portion of Rem. of Townlands of Pietermaritzburg	Grant No. 1687/ 1877 dated 6 December 1877	S29 34.480 E30 24.023
43. 238 Boom Street, Central, Pietermaritzburg	Heritage	Erf 2269 Pietermaritzburg	T19918/2005 T64355/1993, dated 19 August 1993	S29 35.906 E30 22.510 -29.599381, 30.374585
44. Conservatoire de Hammerstein, 141 Alexandra Road, Pietermaritzburg	Heritage	Rem. of Erf 904 Pietermaritzburg	(part of) S.S. 293 of '94 D264 (Sectional title) T25191/1993, dated 14 September 1993	S29 37.267 E30 23.191 -29.621126, 30.386523 29° 37' 17.7132" S, 30° 23' 12.4188" E
45. Norfolk Villa, 196 Jabu Ndlovu Street, Pietermaritzburg	Heritage	Sub. 3 (of 2) of Lot 2719 Pietermaritzburg	T28006/1992 dated 5 November 1992	S29 36.345 E30 22.743
46. Dorchester House, 190 Jabu Ndlovu Street, Pietermaritzburg	Heritage	Sub. 5 of Lot 2719/ 2519 Pietermaritzburg	T1169/1986 T25191/1986, dated 23 January 1986	S29 36.346 E30 22.741 29° 36' 21.888" S, 30° 22' 44.9868" E

Nkandla District

1. SiganandaShezi Memoria	Heritage	Farm Devondale No. 11039	GV395/11	28°30'45"S, 30°54'20"E
2. NdlelakaSompisi Memorial Nkandla District	Heritage	Remainder Reserve No. 19SG No. 15839	NO 371/1994	28°43'30"S, 30°55'45"E



**MEMORANDUM
ON THE OBJECTS
OF THE
KWAZULU-NATAL AMAFA AND RESEARCH INSTITUTE BILL, 2017**

1. BACKGROUND

The Bill seeks to recognise the establishment of the proposed new KwaZulu-Natal Amafa and Research Institute as the provincial heritage resources authority for the Province in terms of section 23 of the National Heritage Resources Act and gives effect to the erstwhile Premier's vision of amalgamating *Amafa aKwaZulu-Natali* with the Chief Directorate: Heritage within the Office of the Premier so as to establish a statutory Institute not only to manage and conserve heritage resources in the Province, but also to conduct both basic and applied research to generate relevant knowledge and contribute solutions to challenges within the field of heritage within the Province.

The Bill also determines the objects and functions of the new envisaged Institute and the manner in which it is to be managed, governed, staffed, and financed.

The Bill seeks to eliminate the practical problems that were encountered with the implementation of the KwaZulu-Natal Heritage Act, 2008 (Act No. 4 of 2008), and to validate actions taken and functions performed –

- (a) without the regulations having been published by the Member of the Executive Council as envisaged in the 2008 Act; and
- (b) without the *Amafa aKwaZulu-Natali* Heritage Council being properly constituted in terms of the 2008 Act.

2. CLAUSE BY CLAUSE EXPLANATION

In summary the Bill provides as follows:

Clause 1:

Clause 1 seeks to define words that are used in the Act, with the view to restrict or extend the meaning of those terms. In terms of this clause, those words to which a meaning has been assigned in the National Heritage Resources Act will bear that meaning. This creates synergy and consistency between this Act and the National Heritage Resources Act.

Clause 2:



Clause 2 provides for the application of this Act, and further leaves room for the application of the National Act, should the provisions of this Act not apply. It also specifies that the Act must be read and implemented in conjunction with the KwaZulu-Natal Amafa and Research Institute Regulations (the Regulations).

Clause 3:

This clause places the responsibility to uphold the general principles referred to in Part 1 Chapter 1 of the National Act, on the responsible Member of the Executive Council and the Institute. It also requires the responsible Member of the Executive Council to determine provincial heritage policy and programmes.

Clause 4:

Clause 4 seeks to give effect to provisions of Chapter 3 of the Constitution, by requiring the responsible Member of the Executive Council and the Institute, to endeavour to regulate heritage matters within the framework of national policy and programmes.

Clause 5:

Clause 5 establishes a statutory body to be known as the KwaZulu-Natal Amafa and Research Institute, which can sue or be sued in its own name and which is governed and acts through the Council contemplated in the Regulations.

Clause 6:

Clause 6 provides for the objects of the Institute which include, amongst other things, the conducting of research to address challenges and seek solutions to better the lives of persons in the Province, the dissemination of knowledge and solutions generated by research to identified organisations, communities or persons and the identification, conservation and protection of the physical heritage resources of the Province.

Clause 7:

Clause 7 provides for the powers and functions of the Institute. It is important to note that the functions of the Institute are not limited to those provided for in this Act, but also include powers and functions imposed on Provincial Heritage resources authorities in terms of the National Act. This clause also provides that the Institute is accountable to the Council as the accounting authority in terms of the Public Finance Management Act and must exercise the requisite controls when dealing with finances and related issues.

Clause 8:



Clause 8 provides that the Institute keeps proper financial records and submits these to the Auditor General for auditing and to Provincial Treasury and the responsible Member of the Executive Council for submission to the Provincial Legislature.

Clause 9:

Clause 9 provides for the type of persons who are eligible for nomination and appointment as members of the Council of the Institute by reference to the Regulations.

Clause 10:

This clause provides for the term of office of members of the Council by reference to the Regulations.

Clause 11:

Clause 11 provides for the nomination for membership of the Council by reference to the Regulations which require the Member of the Executive Council to use a method to reach the greatest number of residents in the Province.

Clause 12:

Clause 12 provides for the declaration of financial or other interests by persons nominated for appointment as members of the Council by reference to the Regulations, which require the Member of the Executive Council to keep a register.

Clause 13:

This clause provides for the failure by nominees to the Council to declare financial or other interests by reference to the Regulations, which creates an offence.

Clause 14:

This clause provides for the recusal of a member of the Council who has an interest in the matter, whether direct or indirect, by reference to the Regulations.

Clause 15:

Clause 15, by reference to the Regulations, provides for vacancies that arise as a result of a disqualification, failure to attend consecutive meetings without permission, or dismissal from office. The Regulations also set out that a notice period is required in the event that a member of the Council were to resign before the expiry of his or her term.

Clause 16:



Clause 16, by reference to the Regulations, provides for meetings and procedures of such meetings of the Council. In terms of the Regulations, the Council may also invite members of the staff of the Institute to these meetings, as the Institute deems necessary.

Clause 17:

In terms of this clause, by reference to the Regulations, the Council may establish a committee or committees to assist it in the performance of its duties. These committees operate within the scope determined by the Council.

Clause 18:

In terms of this clause, and by way of reference to the Regulations, the staff of the Institute must provide secretarial and administrative support to the Council and its committees.

Clause 19:

Clause 19, by reference to the Regulations, provides for the remuneration of members of the Council and reimbursement for expenses incurred by members of the Institute and its envisaged committees.

Clause 20:

Clause 20 provides that the appointment of staff of the Institute is subject to the transitional arrangements set out in clause 62.

Clause 21:

Clause 21 provides for the appointment of staff by the Council and that the Council must determine a code of conduct.

Clause 22:

Clause 22 provides for the management of staff of the Institute by the Council to assist the Council and the Institute to perform their functions and that the Council must determine a code of conduct, an administration policy, a human resources policy, and a system of performance management for staff members of the Institute.

Clause 23:

In terms of this clause, the Institute may second or transfer staff from the Public Service to the Institute. It also deals with the secondment of staff from the Chief Directorate: Heritage in the Office of the Premier. The reason that staff from the Chief Directorate



are seconded and not transferred, as in the case with staff of the disestablished *Amafa aKwaZulu-Natali* Heritage Council, is that these staff members are public servants and to transfer them to an independent entity, such as the Institute, may be prejudicial to them as time goes by in that their benefits and terms of conditions of employment may be negotiated differently. It is far simpler to transfer the staff of the disestablished *Amafa aKwaZulu-Natali* Heritage Council, which is an entity separate from the Public Service and to retain their benefits when the transfer happens. As and when the Institute employs new staff after it is established, their terms and conditions will be determined separately by the Institute. By natural attrition over time all staff of the Institute will be subject to the same terms and conditions of employment.

Clause 24:

Clause 24 provides for what constitutes sources of the funds of the Institute. In terms of this clause, the Council must, with the concurrence of the Member of the Executive Council responsible for finance and the Institute, open a bank account for the Institute. The clause also provides that the funding of the Council derives from the funds of the Institute.

Clause 25:

Clause 25 requires that the Institute must be audited and that the Council must report in accordance with the Public Finance Management Act.

Clause 26:

Clause 26 gives the Institute power to acquire, hold or dispose of immovable property.

Clause 27:

Clause 27 provides that, for purposes of legal proceedings against the Council and the Institute, the provisions of the Institution of Legal Proceedings against Certain Organs of State Act, 2002 (Act No. 40 of 2002), apply to the Institute.

Clause 28:

Clause 28 seeks to prevent persons from disclosing confidential information about the Council or the Institute, unless such disclosure is in terms of the law or court order.

Clause 29:

Clause 29 seeks to prevent the unauthorised use of the name, acronym, logos, designs or material used or owned by the Institute.

**Clause 30:**

Clause 30 establishes the Amafa and Research Forum.

Clause 31:

Clause 31 provides for the objects of the Forum.

Clause 32:

Clause 32 provides for the composition and membership of the Forum.

Clause 33:

Clause 33 provides for procedures of the meetings of the Forum.

Clause 34:

Clause 34 provides that the Forum may advise the Institute and make recommendations to the Institute, and must report to the Institute on the meetings and activities of the Forum.

Clause 35:

Clause 35 describes the rights and obligations of the members of the Forum.

Clause 36:

Clause 36 provides for the frequency and procedure at meetings of the Forum.

Clause 37:

Clause 37 seeks to give general protection, against the demolition or alteration, of structures which may reasonably be expected to be older than 60 years. Approval of the Institute must first be sought before such demolition or alteration is carried out.

Clause 38:

Clause 38 seeks to generally protect, against damage or alteration, graves of victims of conflict. Approval of the Institute must first be sought.

Clause 39:

Clause 39 seeks to generally protect informal and private burial grounds.

Clause 40:



Clause 40 seeks to generally protect battlefield sites, archaeological sites, rock art sites, palaeontological sites, historic fortifications, meteorites or meteorite impact sites.

Clause 41:

Clause 41 deals with heritage resource management and sets out criteria for the development of heritage resources and the role of the Institute in the process.

Clause 42:

This clause provides that the Institute may, with the consent of the owner of an area, designate protected areas surrounding Provincial heritage sites or archaeological, paleontological sites or meteorites and allows local authorities to make provision for the management of such areas.

Clause 43:

This clause sets out that specially protected heritage resources are listed in Schedule 2 and that the responsible Member of the Executive Council may amend the schedule by notice in the *Gazette*.

Clause 44:

This clause gives special protection to sites on which Heritage Landmark status has been conferred by the Institute, as well as to those sites which, in the opinion of the Institute, constitute important elements of the heritage of the Province, but which are owned by the Provincial Government or a local authority. The clause also requires the Institute to advise the registrar of deeds of the special protection extended.

Clause 45:

This clause gives special protection to sites on which Provincial Landmark status has been conferred by the Institute, as well as to those sites which, in the opinion of the Institute, constitute important elements of the heritage of the Province, but which are owned by the Provincial Government or a local authority. The clause also requires the Institute to advise the registrar of deeds of the special protection extended.

Clause 46:

Clause 46 seeks to give special protection to graves of members of the Royal Family listed in Schedule 2.

Clause 47:



Clause 47 seeks to give special protection to battlefields, public monuments and memorials listed in Schedule 2.

Clause 48:

Clause 48 provides for the establishment and maintenance, by the Institute, of the register of all sites on which Heritage Landmark status and Provincial Landmark status have been conferred.

Clause 49:

This clause gives special protection to sites on which Heritage Object status has been conferred by the Institute, as well as to those objects which, in the opinion of the Institute, constitute important elements of the heritage of the Province, but which are not owned by the Provincial Government or a local authority.

Clause 50:

Clause 50 provides for the establishment and maintenance, by the Institute, of the register of all objects on which Heritage Object status have been conferred.

Clause 51:

Clause 51 gives the Institute the power to determine, by notice in the *Gazette*, criteria for best practice, standards, norms and conditions on heritage resources.

Clause 52:

Clause 52 seeks to give the Institute the power to enter into agreements with third parties.

Clause 53:

This clause seeks to give the responsible Member of the Executive Council power to expropriate a Heritage Landmark site if he or she deems it necessary.

Clause 54:

Clause 54 seeks to compel municipalities to consult with the Institute where a municipal by-law or draft regulation has a bearing on heritage matters.

Clause 55:

Clause 55 seeks to give the Institute power to appoint honorary heritage inspectors.

**Clause 56:**

Clause 56 criminalises certain conduct by members of the Council, the Institute and private individuals.

Clause 57:

Clause 57 provides for penalties for persons found guilty of contravening this Act.

Clause 58:

Clause 58 gives the responsible Member of the Executive Council power to make regulations.

Clause 59:

Clause 59 gives persons who are dissatisfied with the decisions of the Council or the Institute power to appeal against such decisions.

Clause 60:

Clause 60 provides for delegation of power by the responsible Member of the Executive Council to the Head of Department, and by the Council to appropriate members of staff of the Institute.

Clause 61:

Clause 61 seeks to repeal the current KwaZulu-Natal Heritage Act, 2008 (Act No. 4 of 2008).

Clause 62:

Clause 62 provides for transitional arrangements necessitated by the establishment of the envisaged Institute and the amalgamation of the disestablished *Amafa aKwaZulu-Natali* Heritage Council and the Chief Directorate: Heritage within the KwaZulu-Natal Office of the Premier.

This clause also deals with the validation of –

- (a) certain actions and decisions of the *Amafa aKwaZulu-Natali* Heritage Council taken without the Council having been properly constituted in terms of the repealed 2008 Act; and
- (b) certain actions by the responsible Member of the Executive Council, the *Amafa aKwaZulu-Natali* Heritage Council, its officers and members of staff without any procedure, process, requirement, condition or detail referred to in the repealed



2008 Act not having been determined or prescribed by regulation, where the required regulations were never published by the responsible Member of the Executive Council as envisaged in the 2008 Act.

Clause 63:

Clause 63 provides for the short title of the Act.

3. ORGANISATIONAL AND PERSONNEL IMPLICATIONS

The Institute, as the product of the amalgamation of the disestablished *Amafa aKwaZulu-Natali* Heritage Council and the Chief Directorate: Heritage within the KwaZulu-Natal Office of the Premier, will comprise of staff transferred or seconded from both. Whereas a research component is being introduced, the envisaged organogram of the new entity provides for a number of newly created posts that will have to be filled. These issues will have to be dealt with comprehensively.

4. DEPARTMENTS/ BODIES/ PERSONS CONSULTED

4.1 Staff of both the *Amafa aKwazulu-Natali* Heritage Council and the Chief Directorate: Heritage within the Office of the Premier, KwaZulu-Natal.

4.2 SALGA.

4.3 The KwaZulu-Natal House of Traditional Leaders.

5. FINANCIAL IMPLICATIONS

The MTEF Budget allocated to the Institute, including research (both basic and applied), knowledge management and publications, heritage services and staff is as follows:

2017-18 = R 58 679 000

2018-19 = R 62 567 000

2019-20 = R 66 196 000

In arriving at the above, the MTEF allocation of the two entities to be merged has been combined. The budget calculated will enable the new entity to operate as soon as it is proclaimed.

6. CONTACT PERSONS



- 6.1 Name:** ***Dr AV Shongwe***
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**KWAZULU-NATAL OFFICE OF THE PREMIER
REGULATION NOTICE**

**REGULATIONS ON THE ESTABLISHMENT OF THE KWAZULU-NATAL AMAFA AND
RESEARCH INSTITUTE, 2017**

In terms of section 23 of the National Heritage Resources Act, 1999 (Act No. 25 of 1999), read with section 26 thereof, I hereby make the Regulations contained in the Schedule hereto to regulate –

- (a) the establishment of the provincial heritage resources authority to be known as the KwaZulu-Natal Amafa and Research Institute; and
- (b) the constitution, composition and functioning of the Council of the Institute, as required by the National Heritage Resources Act, 1999 (Act No. 25 of 1999).

Given under my Hand at Pietermaritzburg this day of , Two thousand and Seventeen.

.....
TW MCHUNU
Premier of the Province of KwaZulu-Natal

SCHEDULE

Definitions

1. In these Regulations, "the Act" means the KwaZulu-Natal Amafa and Research Institute Act, 2017 (Act No. X of 2017), and any word or expression to which a meaning is assigned in the Act bears the meaning so assigned to it, and, unless the context indicates otherwise –

"**Council**" means the Council referred to in regulation 2(3); and

"**Institute**" means the KwaZulu-Natal Amafa and Research Institute established in terms of regulation 2(1).

Establishment of KwaZulu-Natal Amafa and Research Institute

2.(1) An Institute to be known as the KwaZulu-Natal Amafa and Research Institute is hereby established.

(2) The Institute is a body corporate.

(3) The Institute is governed by, and acts through, a Council to be known as the KwaZulu-Natal Amafa and Research Council constituted and composed as contemplated in regulation 3(1), which takes all decisions for the performance of its functions and obligations, except the decisions taken in consequence of a delegation in terms of regulation 12.

(4) The Council is the accounting authority of KwaZulu-Natal Amafa and Research Institute in terms of section 49(2)(a) of the Public Finance Management Act, 1999 (Act No. 1 of 1999), and is subject to the provisions of the Public Finance Management Act, 1999.

(5) The Council is responsible for –

- (a) the management, including the safe-guarding, of the assets and for the management of the revenue, expenditure and liabilities of the Institute; and
- (b) the submission by the Institute of all reports, returns, notices and other information to the Provincial Legislature and to the responsible Member of the Executive Council or the Provincial Treasury, as may be required by the KwaZulu-Natal Amafa and Research Institute Act, 2017 (Act No. X of 2017), or any other law.

(6) A Member of the Council may not –

- (a) act in a way that is inconsistent with the responsibilities assigned to an accounting authority in terms of the Public Finance Management Act, 1999 (Act No. 1 of 1999); or
- (b) use the position or privileges of, or confidential information obtained as, accounting authority or a member of the Council, for personal gain or to improperly benefit another person.

(7) If the Institute is unable to comply with any of its responsibilities in terms of the KwaZulu-Natal Amafa and Research Institute Act, 2017 (Act No. X of 2017), or any other law, the Council must promptly report the inability, together with reasons, to the responsible Member of the Executive Council and the Provincial Treasury.

Constitution and composition of Council

3.(1) The responsible Member of the Executive Council –

- (a) must, based on nominations received in terms of regulation 5(1) and recommendations by the selection panel contemplated in regulation 5(3), appoint not less than seven and not more than nine persons as members of the Council; and
- (b) must designate one such member to be the Chairperson of the Council to preside at the meetings of the Council and perform other duties related thereto.

(2) At the first meeting of the Council referred to in regulation 10(1) the members of the Council must elect a Deputy Chairperson from amongst its members.

(3) The members of the Council contemplated in subregulation (1) must –

- (a) include persons with applicable and proven research expertise;
- (b) include persons who have qualifications or special competence, experience and interest in the field of heritage resources;
- (c) include at least one person possessing proven knowledge or experience in the field of financial management;
- (d) include at least one person possessing proven legal knowledge and expertise; and
- (e) be representative of the relevant sectoral interests and the cultural demographic characteristics of the people of the Province.

(4) The members contemplated in subregulation (1) must be fit and proper persons characterised by their independence, impartiality and fairness.

(5) A person is disqualified from being appointed to the Council or from remaining on the Council, by reason that he or she –

- (a) is or becomes an unrehabilitated insolvent;
- (b) is or has been declared by a competent court to be of unsound mind;
- (c) is a person under curatorship;
- (d) has, at any time, been removed from an office of trust on account of misconduct involving theft or fraud;
- (e) has been convicted and sentenced to a term of imprisonment without the option of a fine, except that the responsible Member of the Executive Council may, upon a person who is nominated for appointment disclosing full details of an offence in an affidavit, condone a conviction in a manner that is consistent with section 106(1)(e) of the Constitution: Provided that a disqualification in terms of this subregulation ends five years after the sentence has been completed;
- (f) fails to disclose an interest in accordance with regulation 9 or attended or participated in the proceedings of the Council while having an interest contemplated in that section; or
- (g) is a political office bearer.

Term of office of member of Council

4.(1) A member of the Council holds office for a period not exceeding three years, and may be reappointed.

(2) No member may be appointed for more than two consecutive terms.

Nominations for membership of Council

5.(1) The responsible Member of the Executive Council must, by notice in the *Gazette* and at least two newspapers circulating in the Province, invite the nomination of persons for appointment to the Council.

(2) The invitation for nominations in terms of subregulation (1) must specify –

- (a) the nomination procedure;
- (b) the requirements for nomination; and
- (c) the date by which a nomination must be received by the responsible Member of the Executive Council.

(3) The responsible Member of the Executive Council must appoint a selection panel comprising –

- (a) no more than two Departmental senior officials; and
- (b) no more than three persons with experience in heritage or research matters, to review all nominations and make recommendations regarding the nominees.

(4) This regulation is subject to the transitional arrangements referred to in section 62 of the Act.

Declaration of financial or other interests by nominees to Council

6.(1) A nominee for appointment to the Council must –

- (a) within ten days of accepting the nomination, submit to the responsible Member of the Executive Council a written declaration of any and all financial or other interests in the heritage sector or related sectors which could be related to or may be in conflict with an appointment as a member of the Council, which declaration must include relevant information about any conviction for a Schedule 2 offence in terms of the Criminal Procedure Act, 1977 (Act No. 51 of 1977);
- (b) in the declaration referred to in paragraph (a) include financial and other interests in the heritage sector or related sectors of family members or close associates, which could be related to or may be in conflict with an appointment as a member of the Council; and
- (c) not be considered for the position of a member of the Council where it is found that the nominee deliberately withheld information pertaining to financial or other interests contemplated in this section.

(2) Where a member of the Council or family member or close associate experiences a change in financial or any other circumstances or acquires an interest in the heritage sector or related sectors, the member of the Council must, within 10 days of the date of the changed circumstances, submit a written declaration of the change of financial or other interests to the responsible Member of the Executive Council.

(3) The responsible Member of the Executive Council must –

- (a) keep a register of the interests of members of the Council disclosed in terms of this section; and
- (b) update that register from time to time.

Failure of member of Council to declare financial or other interests

7.(1) A member of the Council who fails to make a declaration envisaged in regulation 6 commits an offence.

(2) The Member of the Executive Council, on becoming aware that a member of the Council has failed to comply with the provisions of regulation 6, must investigate the matter and consider appropriate disciplinary action.

Recusal of member of Council

8.(1) A member of the Council must recuse himself or herself in any matter or proceeding where he or she, a family member or close associate has, or reasonably could be expected to have, a financial or other interest in the outcome of a decision by the Council.

(2) Any person may make an application, upon oral or written request, for a member of the Council to recuse himself or herself where that person has reason to believe that the member of the Council, a family member or close associate has or could reasonably be expected to have a financial or other conflict of interest in the outcome of a decision by the member of the Council.

(3) A person making an application referred to in subregulation (2) must give reasons for his or her request.

(4) In the event of an application referred to in subregulation (2), the Chairperson of the Council must decide on the matter, save that in cases where the application concerns the Chairperson of the Council, the matter must be decided on by the Deputy Chairperson.

Vacancies, removal and resignation from office of member of Council

9.(1) A member of the Council must vacate office if he or she becomes subject to a disqualification contemplated in regulation 6(5).

(2) The responsible Member of the Executive Council may, after having afforded a member the opportunity to state his or her case, at any time terminate the term of office of such member if, in the sole discretion of the Member of the Executive Council, there are justifiable and cogent reasons for doing so.

(3) A member must vacate office if he or she is absent, without a leave of absence having first been granted by the Council, from two consecutive meetings of the Council for which reasonable notice was given to that member personally or by post.

(4) A member may resign from office in writing by giving not less than 30 days' notice to the responsible Member of the Executive Council: Provided that the responsible Member of the Executive Council may waive the resignation notice if such waiver would not be detrimental to the efficient functioning of the Council.

(5) Whenever a vacancy occurs in the Council, the responsible Member of the Executive Council must, subject to regulation 8, appoint a person to fill such vacancy for the unexpired portion of the period of office of the member in whose place such person is appointed.

Meetings of Council

10.(1)(a) The first meeting of the Council must be held at a venue, on a date and at a time determined by the responsible Member of the Executive Council, whereafter all future meetings must be as determined by the Chairperson.

(b) The Council must meet at least three times in any given financial year.

(2) Every member of the Council must be notified of each meeting in writing, at least 14 days prior to such meeting, and such notification must contain an agenda for the proposed meeting.

(3) In the event that the Chairperson of the Council is absent from any meeting of the Council, the members present at that meeting may elect one of their members to preside at that meeting.

(4) A special meeting of the Council may be called at the request of –

(a) the Chairperson; or

(b) two-thirds of the members of the Council by written petition, whereupon the Chairperson must, in writing, notify every member of the Council of the place and time of the special meeting.

(5) A *quorum* for a meeting of the Council is a majority of its members.

(6) Any decision of the Council must be taken by resolution of the majority of the members present at any meeting of the Council and, in the event of an equality of votes on any matter,

the member presiding at the meeting in question will have a casting vote in addition to his or her deliberative vote as a member of the Council.

(7) The proceedings of all meetings of the Council must be duly recorded and minuted.

(8)(a) The minutes of the previous meeting must be read at the commencement of each meeting.

(b) The minutes may be regarded as read if copies thereof were furnished to the members of the Council prior to the meeting.

(c) The Chairperson may only sign the minutes once objections or corrections have been dealt with.

(9) The Chairperson must decide on questions of order or procedure: Provided that if any member objects to any such decision, the question must be put to the vote and the decision of the majority of the members is final and binding on the Council.

(10) A member of the Council who has an interest in relation to any matter to be discussed at a meeting of the Council, which reasonably considered, may preclude him or her from performing his or her duties in a fair, unbiased and proper manner, must recuse himself or herself from such meeting.

(11)(a) The Chief Executive Officer of the Institute may attend and take part in, but may not vote at, a meeting of the Council.

(b) A member of staff of the Institute may, on invitation by the Council, attend a meeting of the Council.

Committees of Council

11.(1) The Council may appoint one or more committees not limited to its own members to assist it in the exercise of its powers and the performance of its duties and functions.

(2) A committee contemplated in subregulation (1) must perform such duties and functions of the Council as the Council may determine.

(3) The Council may, at any time, dissolve or reconstitute such a committee.

(4) The Council –

- (a) may delegate any of its powers or assign any of its duties or functions to a committee appointed in terms of subregulation (1);
 - (b) is not absolved from exercising or performing any power, duty or function so delegated or assigned; and
 - (c) may amend, review or rescind any decision of a committee.
- (5) Any delegated or assigned power, duty or function exercised or performed by the committee is regarded to have been exercised or performed by the Council.
- (6)(a) The Chief Executive Officer of the Institute may attend and take part in, but may not vote at, a meeting of a committee.
- (b) A member of staff of the Institute may, on invitation by the relevant committee, attend a meeting of that committee.

Delegation of powers and assignment of duties by Council

12.(1) When necessary for the proper performance of its functions, the Council may delegate any of its powers or assign any of its duties, excluding those mentioned in subregulation (2), to –

- (a) a member of the Council;
 - (b) a committee established in terms of regulation 11; or
 - (c) an appropriate member of staff of the Institute.
- (2) The Council may not delegate or assign the following powers and functions –
- (a) the appointment or reappointment of the Chief Executive Officer of the Institute and any determination of Chief Executive Officer's conditions of service;
 - (b) the determination of the employment policy, financial limits or terms and conditions;
 - (c) the financial management responsibilities assigned to the Council; and
 - (d) the approval of the budget.
- (3) A delegation or assignment in terms of subregulation (1) –
- (a) must be in writing;
 - (b) is subject to such limitations, conditions and directions as the Council may impose;
 - (c) does not divest the Council of the responsibility concerning the exercise of the delegated power or the performance of the assigned duty; and
 - (d) does not prevent the exercise of the assigned power or the performance of the assigned duty by the Council

(4) All delegations and assignments in terms of subregulation (1) must be maintained in an updated register.

(5) The Council may confirm, vary or revoke any decision taken in consequence of a delegation or assignment in terms of this section, subject to any rights that may have accrued to a person as a result of the decision.

Administrative and secretarial work of Council

13. The administrative and secretarial work incidental to the performance of the functions of the Council or its committees must be performed by members of staff of the Institute.

Remuneration of members of Council and reimbursement of expenses incurred by members of Council and committees of Council

14.(1)(a) A member of the Council may be paid such remuneration or allowances as may be determined by the responsible Member of the Executive Council in consultation with the Member of the Executive Council responsible for finance.

(b) A member of the Council who receives remuneration, allowances or other benefits by virtue of his or her post or employment in –

- (i) the national government;
- (ii) a provincial government;
- (iii) a municipality;
- (iv) a corporation, body or institution in which the national or a provincial government has a controlling interest; or
- (v) a public entity, a national government business enterprise or a provincial government business enterprise as defined in section 1 of the Public Finance Management Act, 1999 (Act No. 1 of 1999),

and who continues to receive such remuneration, allowances or other benefits while serving as a member of the Council, may only receive remuneration and allowances referred to in paragraph (a) to the extent required to place such member in the financial position in which he or she would have been were it not for such post or employment.

(2)(a) A member of the Council and a member of a committee of the Council may, in respect of his or her functions as a member, receive reimbursement for reasonable actual subsistence

and travelling expenses necessitated by the actual attendance of a meeting of the Council or a committee of the Council.

(b) The Member of the Executive Council responsible for finance must determine procedures, including control measures, for the management, handling and processing of claims for subsistence and travelling expenses contemplated in paragraph (a).

Amendment or substitution of Schedule

15. The responsible Member of the Executive Council, after consultation with the Council, may by notice in the *Gazette* and with effect from a date specified in such notice –

- (a) amend; or
- (b) substitute,

this Schedule.

Application of Regulations

16.(1) These Regulations must be read and implemented in conjunction with the KwaZulu-Natal Amafa and Research Institute Act, 2017 (Act No. X of 2017), the National Heritage Resources Act, 1999 (Act No. 25 of 1999), and the National Heritage Institute Act, 1999 (Act No. 11 of 1999).

(2) Where these Regulations do not regulate a matter pertaining to the Institute as the provincial heritage resources authority for the Province or the protection or management of heritage resources in the Province, the provisions of the KwaZulu-Natal Amafa and Research Institute Act, 2017 (Act No. X of 2017), the National Heritage Resources Act, 1999 (Act No. 25 of 1999), and the National Heritage Institute Act, 1999 (Act No. 11 of 1999), apply in the Province and any reference to “provincial heritage resources authority” in the National Heritage Resources Act, 1999, must, unless clearly inappropriate, be construed as a reference to the Institute.

Short title

17.(1) These Regulations are called the Regulations on the establishment of the KwaZulu-Natal Amafa and Research Institute, 2017.

(2) These Regulations take effect on the date of coming into operation of the KwaZulu-Natal Amafa and Research Institute Act, 2017 (Act No. X of 2017).

KENNISGEWING 44 VAN 2017

**KWAZULU-NATAL WETSONTWERP OP AMAFA- EN
NAVORSINGSTITUUT, 2017****Kennisgewing ooreenkomstig Reël 204 van die Staande Reëls van die KwaZulu-Natal Wetgewer**

Kennisgewing geskied hiermee ooreenkomstig Reël 204 van die Staande Reëls van die KwaZulu-Natal Wetgewer dat die KwaZulu-Natal Wetsontwerp op Amafa- en Navorsingstituut, 2017 soos hieronder uiteengesit, by die voorgemelde Wetgewer ingedien is en deur die Portefeulje Komitee oor Premier oorweeg sal word. Die publiek en ander belanghebbende groepe word uitgenooi om vertoë oor die vermelde wetsontwerp in te dien, welke vertoë gerig moet word aan:

Die Sekretaris
KwaZulu-Natal Legislature
Privaatsak X 9112
PIETERMARITZBURG
3200

Aandag: Mnr. V Mthembu

Email: mthembuv@kznleg.gov.za

Vertoë moet haar nie later as 15 dae vanaf die datum van hierdie publikasie bereik nie.

N NAIDOO
Sekretaris van die KwaZulu-Natal Wetgewer

**KWAZULU-NATAL
WETSONTWERP OP AMAFA- EN NAVORSINGSINSTITUUT, 2017**

WETSONTWERP

Om die instelling van die KwaZulu-Natal Amafa- en Navorsingsinstituut te erken as die provinsiale erfenishulpbronne gesag vir die Provinsie ingevolge artikel 23 van die Nasionale Wet op Erfenishulpbronne, 1999; om *Amafa aKwaZulu-Natali*, ingestel ingevolge die KwaZulu-Natal Erfeniswet, 2008 en die Hoofdirektoraat: Erfenis binne die Kantoor van die Premier, KwaZulu-Natal, binne die KwaZulu-Natal Amafa- en Navorsingsinstituut saam te smelt; om erfenishulpbronne te identifiseer, bewaar, beskerm, bestuur en toe te pas en ten einde beide basiese en toegepaste navorsing te doen ten einde tersaaklike kennis te genereer en by te dra tot oplossings vir uitdagings binne die erfenisveld in die Provinsie; om die oogmerke, bevoegdhede, pligte en werksaamhede van die Instituut te bepaal; om die wyse waarop die Instituut bestuur, beheer, beman en finansier sal word te bepaal; en vir aangeleenthede wat daarmee verband hou voorsiening te maak.

DAAR WORD soos volg deur die Provinsiale Wetgewer van die Provinsie van KwaZulu-Natal bepaal:-

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HOOFTUK 1 OMSKRYWINGS

Omskrywings

1. In hierdie Wet dra enige woord of uitdrukking waaraan 'n betekenis toegeken is in die Wet op Nasionale Erfenishulpbronne, 1999 (Wet No. 25 van 1999), tensy duidelik onvanpas, daardie betekenis en, tensy die samehang anders aandui, beteken –

“boekjaar” die tydperk vanaf 1 April in enige jaar tot 31 Maart van die volgende jaar;

“Departement” die Kantoor van die Premier van KwaZulu-Natal of, waar die Premier die administrasie van hierdie Wet aan 'n Lid van die Uitvoerend Raad toegewys het, die departement in die Provinsiale Regering van KwaZulu-Natal waarvoor daardie Lid van die Uitvoerend Raad verantwoordelik is;

“Departementshoof” die Direkteur-generaal of, waar die Premier die administrasie van hierdie Wet aan 'n Lid van die Uitvoerend Raad toegewys het, die mees senior beampte van die departement in die Provinsiale Regering van KwaZulu-Natal waarvoor daardie Lid van die Uitvoerend Raad verantwoordelik is;

“ekofak” nie-artefaktuele organiese of omgewingsoorblyfsels wat tekens van vorige menslike aktiwiteit mag openbaar;

“Erfenislandmerkterrein” 'n terrein waaraan die spesiale beskerming van Erfenislandmerkstatus verleen is ingevolge artikel 44(2);

“erfenisterrein” ten opsigte van die Provinsie van KwaZulu-Natal –

- (a) 'n Erfenislandmerkterrein;
- (b) 'n Provinsiale Landmerkterrein; of
- (c) daardie erfenishulpbronne waarna verwys word in artikels 42, 43, 44 en 45;

“Erfenisvoorwerp” 'n voorwerp waaraan die spesiale beskerming van Erfenisvoorwerpstatus verleen is ingevolge artikel 49;

“**Grondwet**” die Grondwet van die Republiek van Suid-Afrika, 1996;

“**hierdie Wet**” sluit die regulasies in;

“**Instituut**” die KwaZulu-Natal Amafa- en Navorsingsinstituut ingestel ingevolge regulasie 2(1) van die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut en verwys na in artikel 5(2);

“**Koerant**” die amptelike Provinsiale *Koerant* van KwaZulu-Natal;

“**Koninklike Gesin**” die Monarge en hul metgeselle, vanaf die tyd van *Nkosinkulu*, erken as sodanig –

- (a) volgens Zoeloe gewoontereg en gebruike; of
- (b) ingevolge ’n Grondwet van KwaZulu-Natal wat aangeneem moet word of ander provinsiale wetgewing;

“**KwaZulu-Natal Provinsiale Huis van Tradisionele Leiers**” die KwaZulu-Natal Provinsiale Huis van Tradisionele Leiers ingestel ingevolge artikel 32 van die Wet op die KwaZulu-Natal Tradisionele Leierskap en Regering, 2005 (Wet No. 5 van 2005);

“**KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut**” die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut, 201x, vervat in Regulasiekennisgewing No. XX van 201X, soos in die Provinsiale *Koerant* No. XXX van XXXXXXXX, 201X, gepubliseer ingevolge artikel 23 van die Wet op Nasionale Erfenishulpbronne, 1999 (Wet No. 25 van 1999), gelees met artikel 26 hiervan;

“**Lid van die Uitvoerende Raad verantwoordelik vir finansies**” die Lid van die Uitvoerende Raad van die Provinsie van KwaZulu-Natal verantwoordelik vir finansies;

“**Monarg**” die Monarg van die Provinsie van KwaZulu-Natal synde –

- (a) die persoon wat die amp van die Koning van die Zoeloevolk beklee, die Koning van *AmaZulu*, *Ingonyama* of *Isilo*, op die datum van inwerkingtreding van hierdie Wet; of

(b) die Monarg vir die Provinsie van KwaZulu-Natal soos omskryf mag word in 'n Grondwet van KwaZulu-Natal wat aangeneem moet word, of ander provinsiale wetgewing;

“munisipaliteit” 'n munisipaliteit bedoel in artikel 155 van die Grondwet en ingestel deur en kragtens artikels 11 en 12 van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet No. 117 van 1998), gelees met artikels 3, 4, en 5 van die KwaZulu-Natal Wet op die Bepaling van Soorte Munisipaliteite, 2000 (Wet No. 7 van 2000), en **“distriksmunisipaliteit”** en **“metropolitaanse munisipaliteit”** het 'n ooreenstemmende betekenis;

“ontasbare erfenis” die ontasbare aspekte van geërfde kultuur, en mag die volgende insluit –

- (a) kulturele tradisie;
- (b) mondelinge geskiedenis;
- (c) opvoering;
- (d) ritueel;
- (e) populêre geheue;
- (f) vaardighede en tegnieke;
- (g) inheemse kennisstelsels; en
- (h) die holistiese benadering tot die natuur, samelewing en maatskaplike verhoudings;

“plaaslike owerheid” –

- (a) 'n munisipaliteit; of
- (b) 'n tradisionele Instituut ingestel ingevolge artikel 6 van die KwaZulu-Natal Wet op Tradisionele Leierskap en Regering, 2005 (Wet No. 5 van 2005);

“plan” enige plan in die vooruitsit gestel deur die KwaZulu-Natal Wet op Beplanning en Ontwikkeling, 2008 (Wet No. 6 van 2008), of die Wet op Ruimtelike Beplanning en Grondgebruik, 2013 (Wet No. 16 van 2003), en enige ander wetgewing op dorps- en grondgebruiksbeplanning van toepassing op die Provinsie van KwaZulu-Natal;

“politieke ampsdraer” –

- (a) 'n lid van die Nasionale Vergadering, die Nasionale Raad van Provinsies of die Kabinet;
- (b) 'n lid van 'n provinsiale wetgewer of van die Uitvoerende Raad van 'n provinsie;
- (c) 'n munisipale raadslid;
- (d) 'n diplomatieke verteenwoordiger van die Republiek wat nie 'n lid van die staatsdiens is nie;
- (e) 'n lid van 'n huis van tradisionele leiers; of
- (f) 'n nasionale of provinsiale ampsdraer van 'n politieke party, organisasie, liggaam, alliansie of beweging geregistreer ingevolge artikel 15 of 15A van die Wet op die Verkiesingskommissie, 1996 (Wet No. 51 van 1996);

“Premier” die Premier-in-Uitvoerende Raad van die Provinsie van KwaZulu-Natal soos bedoel in artikel 125 van die Grondwet;

“Provinsiale Inkomstefonds” die fonds ingestel vir die Provinsie van KwaZulu-Natal deur artikel 226 van die Grondwet;

“Provinsiale Landmerkterrein” 'n terrein waaraan die spesiale beskerming van Provinsiale Landmerkstatus verleen is ingevolge artikel 45;

“Provinsiale Regering” die regering van die Provinsie van KwaZulu-Natal;

“Provinsiale Tesourie” die tesourie ingestel vir die Provinsie van KwaZulu-Natal ingevolge artikel 17 van die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999);

“Provinsiale Wetgewer” die Wetgewer van die Provinsie van KwaZulu-Natal;

“Provinsie” die Provinsie van KwaZulu-Natal ingestel ingevolge artikel 103 van die Grondwet;

“Raad” die Raad van die KwaZulu-Natal Amafa- en Navorsingsinstituut gekonstitueer ingevolge regulasie 2(3) van die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut en verwys na in artikel 5(2).

“Raad op Rekeningkundige Standaarde” die Raad op Rekeningkundige Standaarde soos omskryf in artikel 1 van die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999);

“regulasies” regulasies uitgevaardig kragtens artikel 58;

“staatsdiens” die staatsdiens bedoel in artikel 8 van die Staatsdienswet, 1994 (Proklamasie No. 103 van 1994);

“uitgrawing” die wetenskaplike uitgrawing, optekening en herwinning van argeologiese neerslae en voorwerpe deur die gebruik van aanvaarbare argeologiese prosedures en metodes, en **“uitgrawe”** het ’n ooreenstemmende betekenis;

“uitvoer” soos omskryf in die Doeane- en Aksynswet, 1964 (Wet No. 91 van 1964);

“Uitvoerende Raad” die Uitvoerende Raad van die Provinsie van KwaZulu-Natal;

“verander” enige handeling wat die struktuur, voorkoms of fisiese eienskappe van ’n plek of voorwerp beïnvloed, hetsy deur middel van strukturele of ander werk, deur te verf, te pleister of ander versiering aan te bring of op enige ander wyse;

“verantwoordelike Lid van die Uitvoerende Raad” die Premier van die Provinsie van KwaZulu-Natal of daardie Lid van die Uitvoerende Raad van die Provinsie van KwaZulu-Natal aan wie die Premier die administrasie van hierdie Wet toegewys het;

“voorgeskryf” voorgeskryf deur regulasie kragtens artikel 58, en **“voorskryf”** het ’n ooreenstemmende betekenis;

“Wet op Nasionale Erfenishulpbronne” die Wet op Nasionale Erfenishulpbronne, 1999 (Wet No. 25 van 1999); en

“Wet op Openbare Finansiële Bestuur” die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999).

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KWAZULU-NATAL PROVINCE
KWAZULU-NATAL PROVINSIE
ISIFUNDAZWE SA KWAZULU-NATALI

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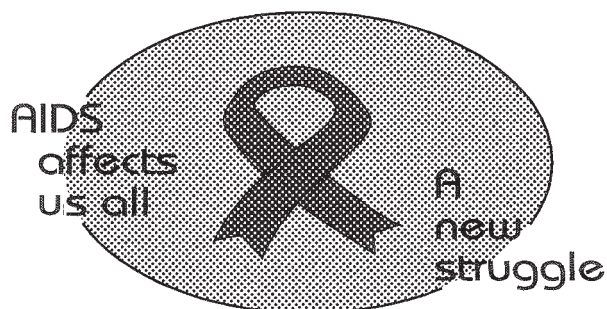
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HOOFSUK 2 TOEPASSING VAN WET

Toepassing van Wet

2.(1) Hierdie Wet is van toepassing op –

- (a) die identifisering, bewaring, beskerming, bestuur en administrasie van erfenishulpbronne; en
- (b) op die gedrag van beide basiese en toegepaste navorsing ten einde tersaaklike kennis te genereer,

en by te dra tot oplossings vir uitdagings binne die erfenisveld in die Provinsie.

(2)(a) Hierdie Wet moet gelees en in werking gestel word in oorleg met die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut, die Wet op Nasionale Erfenishulpbronne, en die Wet op die Nasionale Erfenisinstituut, 1999 (Wet No. 11 van 1999).

(b) Waar hierdie Wet nie 'n aangeleentheid betreffende die Instituut as die provinsiale erfenishulpbronne gesag vir die Provinsie of die beskerming of bestuur van erfenishulpbronne in die Provinsie reguleer nie, is die bepalings van die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut, die Wet op Nasionale Erfenishulpbronne, en die Wet op die Nasionale Erfenisinstituut, 1999, van toepassing in die Provinsie en enige verwysing na "provinsiale erfenishulpbronne gesag" in die Wet op Nasionale Erfenishulpbronne moet, tensy ongetwyfeld onvanpas, beskou word as verwysing na die Instituut.

HOOFSUK 3 ALGEMENE BEGINSELS BETREFFENDE ERFENISHULPBRONNE EN ROL VAN VERANTWOORDELIKE LID VAN UITVOERENDE RAAD IN ERFENISAANGELEENTHEDE

Algemene beginsels betreffende erfenishulpbronne

3. Die verantwoordelike Lid van die Uitvoerende Raad en die Instituut moet die algemene beginsels, verwys na in Deel 1 van Hoofstuk 1 van die Wet op Nasionale Erfenishulpbronne, wat van toepassing is op die handeling van die provinsiale en plaaslike regeringsfere ten opsigte van die bestuur van erfenishulpbronne in die Provinsie handhaaf.

Rolle van verantwoordelike Lid van Uitvoerende Raad in navorsings- en erfenisaangeleenthede

4.(1) Met inagneming van die koördinerende rol van die nasionale regering in erfenisaangeleenthede moet die verantwoordelike Lid van die Uitvoerende Raad, in die gees van samewerkende regering verwys na in Hoofstuk 3 van die Grondwet, poog om navorsing in die administrasie en bestuur van erfenisaangeleenthede en -hulpbronne in die Provinsie te bevorder en fasiliteer binne die raamwerk van nasionale beleid en programme ten opsigte van erfenisaangeleenthede en -hulpbronne.

(2) Bykomend tot die ander bevoegdhede gesetel in die verantwoordelike Lid van die Uitvoerende Raad deur hierdie Wet, moet die verantwoordelike Lid van die Uitvoerende Raad, na oorlegpleging met die Instituut en met behoorlike inagneming van die nasionale erfenisbeleid en -programme, erfenisbeleid en -programme in die Provinsie bepaal.

HOOFSTUK 4 KWAZULU-NATAL AMAFA- EN NAVORSINGSINSTITUUT

Instelling van KwaZulu-Natal Amafa- en Navorsingsinstituut

5.(1) Die instelling van 'n Instituut wat bekend sal staan as die KwaZulu-Natal Amafa- en Navorsingsinstituut word in regulasie 2(1) van die KwaZulu-Natal Regulasies op die Amafa- en Navorsingsinstituut bepaal.

(2) Die Instituut word beheer, en tree op, deur die Raad soos bedoel in regulasie 2(3) van die KwaZulu-Natal Regulasies op die Amafa- en Navorsingsinstituut.

Oogmerke van Instituut

6. Die oogmerke van die Instituut is om –

- (a) basiese en toegepaste navorsing vir die Provinsie uit te voer, om kennis te genereer en uitdagings aan te spreek en om oplossings te vind ten einde die lewens van persone in die Provinsie te verbeter;
- (b) om kennis en oplossings, deur navorsing gegenereer, aan geïdentifiseerde organisasies, gemeenskappe of persone te versprei; en
- (c) te verseker dat die –
 - (i) identifisering;
 - (ii) bewaring;
 - (iii) beskerming;

(iv) bestuur; en

(v) administrasie,

van die erfenishulpbronne van die Provinsie binne sy jurisdiksie en oor die algemeen, met behoorlike inagneming van nasionale en provinsiale erfenisbeleid en -programme, om erfenisbewaring te bevorder en koördineer ter wille van huidige en toekomstige generasies.

Bevoegdhede, pligte en werksaamhede van Instituut

7.(1) Die Instituut moet –

(a) erfenishulpbronne in die Provinsie identifiseer, bewaar, beskerm, bestuur en administreer;

(b) toegepaste navorsing uitvoer ten einde by te dra tot oplossings vind vir kulturele uitdagings in erfenis en geskiedenis wat op die gemeenskap impakteer;

(c) basiese navorsing uitvoer om vakspesifieke kennis te genereer en horisone verbreed;

(d) navorsingsbevindings aan tersaaklike verbruikers versprei;

(e) die werksverriging van programme en projekte monitor en evalueer;

(f) nasionale en provinsiale erfenisbeleid en -programme oorweeg en kommentaar en aanbevelings aan die verantwoordelike Lid van die Uitvoerende Raad voorlê;

(g) voorsiening maak vir –

(i) die inwerkingstelling, lewering en koördinasie van erfenisbeleid en -programme;

(ii) betrokkenheid van gemeenskap en belanghebbendes by erfenisaangeleenthede; en

(iii) 'n gesonde werksverhouding met alle erfenisliggame,

en fasiliteer in die Provinsie;

(h) bydra tot die regstelling van ongelykhede van die verlede deur voorheen benadeelde erfenishulpbronne te bevorder;

(i) met behoorlike inagneming van nasionale en provinsiale erfenisbeleid en -programme, die verantwoordelike Lid van die Uitvoerende Raad van advies bedien aangaande –

(i) bestaande en voorgenome erfenisbeleid in die Provinsie;

(ii) operasionele eenvormigheid van erfenisprogramme in die Provinsie bereik;

(iii) enige fisiese erfenisverwante aangeleentheid ten opsigte waarvan die verantwoordelike Lid van die Uitvoerende Raad advies versoek;

(iv) enige aangeleentheid met betrekking tot ontasbare erfenis; en

- (v) sy bydrae tot Suid-Afrika se bereiking van enige mikpunte of doelwitte vereis ingevolge die Verenigde Nasies se Konvensie oor Opvoeding, Wetenskap en Kultuur en enige ander internasionale konvensies, verdrae, ooreenkomste of instrumente oor Erfenis waarvan Suid-Afrika 'n ondertekenaar is; en
 - (j) die Departement, in die kommunisering van besluite en tersaaklike inligting aangaande erfenisaangeleenthede in die Provinsie aan departemente in die Provinsiale Regering, munisipaliteite en erfenisforums in die Provinsie en die publiek deur middel van vergaderings, werksinkels, kennisgewings en ander gepubliseerde en elektroniese media, bystaan;
 - (k) skakel met nasionale en provinsiale departemente, statutêre liggame en organisasies betrokke by erfenisaangeleenthede;
 - (l) die werksaamhede verrig, pligte nakom en verpligtinge deur hierdie Wet opgelê, uitvoer; en
 - (m) enige ander werksaamheid verrig of enige ander plig uitvoer aan die Instituut opgelê deur enige ander wetgewing.
- (2) Die Instituut is verantwoordbaar aan die Raad, as rekenpligtige gesag van die Instituut ingevolge die Wet op Openbare Finansiële Bestuur en moet –
- (a) die plig met die uiterste sorg nakom ten einde redelike beskerming van die bates en rekords van die Instituut te verseker;
 - (b) met getrouheid, eerlikheid, integriteit en in die beste belang van die instituut optree in die bestuur van die finansiële sake van die instituut;
 - (c) op versoek, aan die uitvoerende gesag verantwoordelik vir die Instituut of die wetgewer aan wie die Instituut verantwoordbaar is, alle wesenlike feite, ingesluit dit wat redelikerwys vindbaar is, wat op enige wyse die besluite of optredes van die uitvoerende gesag of daardie wetgewer mag beïnvloed, bekendmaak;
 - (d) beoog, binne die invloedssfeer van daardie rekenpligtige gesag, om enige vooroordeel oor die finansiële belange van die staat te voorkom;
 - (e) die volgende in stand hou en verseker –
 - (i) effektiewe, doelmatige en deursigtige stelsels van finansiële en risikobestuur en interne beheer; en
 - (ii) 'n stelsel van interne audit onder die beheer en direksie van 'n ouditkomitee wat, ooreenkomstig regulasies en instruksies voorgeskryf ingevolge artikels 76 en 77 van die Wet op Openbare Finansiële Bestuur nakom en dienoreenkomstig funksioneer; en

- (aa) 'n toepaslike verkrygings- en voorsieningstelsel wat regverdig, billik, deursigtig, kompetend en koste-effektief is;
 - (bb) 'n stelsel vir die behoorlike evaluering van alle groot kapitaalprojekte voor 'n finale besluit oor die projek; en
- (f) doeltreffende en toepaslike stappe neem ten einde –
- (i) alle inkomste verskuldig aan die Instituut in te vorder;
 - (ii) onreëlmatige besteding, nuttelose en spandabelrige besteding, verliese wat voortspruit uit kriminele gedrag, en besteding wat nie voldoen aan die operasionele beleide van die Instituut nie, te voorkom;
 - (iii) beskikbare werkende kapitaal doeltreffend en ekonomies te bestuur; en
 - (iv) te voldoen aan enige belasting-, heffings-, aksyns-, pensioen- en ouditverpligtinge soos vereis deur wetgewing; en
- (g) doeltreffende en toepaslike dissiplinêre stappe teen enige werknemer van die Instituut neem wat –
- (i) 'n bepaling van die Wet op Openbare Finansiële Bestuur oortree of versuim om daaraan te voldoen;
 - (ii) 'n daad pleeg wat die finansiële bestuur en interne beheerstelsel van die Instituut ondermyn; of
 - (iii) 'n onreëlmatige besteding of 'n nuttelose en spandabelrige besteding aangaan of toelaat; en
- (h) onmiddellik die Nasionale Tesourie inlig van enige nuwe entiteit wat die Instituut van voorneme is om te stig of in die instelling waarvan die Instituut die inisiatief neem, en die Nasionale Tesourie 'n redelike tyd toelaat om sy besluit voor te lê voor formele instelling; en
- (i) nakom, en nakoming van die bepalings van die Wet op Openbare Finansiële Bestuur deur die Instituut, en enige ander wetgewing van toepassing op die Instituut, te verseker.

(3) Die Instituut mag –

- (a) enige bevoegdheid deur enige ander bepaling van hierdie Wet of enige ander wetgewing verleen, uitoefen;
- (b) voorsiening maak vir die instelling van navorsings-, opvoedkundige, opleidings-, interpreterende en toerismeverwante projekte en programme en fasiliteer;
- (c) in verband met die oogmerke en werk van die Instituut, voorstelle aan die verantwoordelike Lid van die Uitvoerende Raad maak wat betrekking het op wetgewing en beleide in die Provinsie, maak;

- (d) op 'n wyse verenigbaar met die Wet op Openbare Finansiële Bestuur en in die uitoefening van sy bevoeghede of die verrigting van sy werksaamhede en nakoming van sy pligte behoudens hierdie Wet, vir bepaalde projekte, kontrakte sluit vir die dienste van persone wat oor tegniese of gespesialiseerde kennis van enige aangeleentheid betreffende die werk van die Instituut beskik;
- (e) boetes vir enige oortredings ingevolge artikels 37, 38, 39, 40, 44, 45 en 49 hef;
- (f) fooie betaalbaar aan die Instituut bepaal vir –
 - (i) die verwerking van enige aansoek of goedkeuring ingevolge hierdie Wet; en
 - (ii) die voorsiening van enige diens deur die Instituut; en
- (g) fooie, ingesluit maar nie beperk nie tot, toegangsfooie met betrekking tot die tentoonstelling of uitstalling van materiële erfenishulpbronne deur die Instituut, hef;
- (h) enige materiële erfenisbron in beheer van die Instituut tentoonstel of uitstal en fooie ontvang soos deur die Instituut voorgeskryf of andersins bepaal met betrekking tot enige sodanige tentoonstelling of uitstalling; en
- (i) in die algemeen, enigiets doen wat nodig of wenslik is ten einde sy doelwitte, verwys na in artikel 6, te bereik en die pligte na te kom en die werksaamhede te verrig, soos verwys na in subartikel 1.

(4) Die Instituut moet, bykomend tot die bevoegdhede, pligte en werksaamhede verwys na in subartikels (1) tot (3), die pligte nakom en die werksaamhede verrig soos op 'n provinsiale erfenishulpbronne gesag opgelê ingevolge die Wet op Nasionale Erfenishulpbronne.

Jaarverslag en finansiële state

8.(1) Die Raad moet –

- (a) volledige en behoorlike rekords van die Instituut se finansiële sake hou;
- (b) finansiële state vir elke boekjaar voorberei ooreenkomstig algemeen aanvaarde rekeningkundige praktyk, tensy die Raad op Rekeningkundige Standaarde die toepassing van algemene erkende rekeningkundige praktyk vir die Instituut goedkeur;
- (c) daardie finansiële state, binne twee maande na die einde van die boekjaar, by die Ouditeur-generaal indien vir oudit behoudens die bepalings van die Wet op Openbare Finansiële Bestuur; en
- (d) binne vyf maande na die einde van 'n boekjaar by die Provinsiale Tesourie en die verantwoordelike Lid van die Uitvoerende Raad –
 - (i) 'n jaarverslag oor die aktiwiteite van die Instituut tydens daardie boekjaar;

- (ii) die finansiële state vir daardie boekjaar, nadat die state geoudit is; en
 - (iii) die verslag van die ouditeure op daardie state,
- indien.

(2) Die jaarverslag en finansiële state verwys na in subartikel (1)(d) moet –

(a) die Instituut se toedrag van sake, sy sake, sy finansiële resultate, sy verrigting teen voorafbepaalde oogmerke en sy finansiële posisie soos aan die einde van die betrokke boekjaar, regmatig voorlê;

(b) besonderhede insluit van –

(i) enige materiële verliese deur kriminele gedrag en enige onreëlmatige besteding en nuttelose en spandabelrige besteding wat tydens die boekjaar plaasgevind het;

(ii) enige kriminele of dissiplinêre stappe geneem as 'n uitvloeisel van sodanige verliese of onreëlmatige besteding of nuttelose en spandabelrige besteding;

(iii) enige verliese herwin of afgeskryf;

(iv) enige finansiële bystand vanaf die staat ontvang en ondernemings deur die staat namens hom aangegaan; en

(v) enige ander aangeleenthede wat voorgeskryf mag word; en

(c) die finansiële state van enige filiale insluit.

(3) Die Raad moet die verslag en state verwys na in subartikel (1)(d) voorlê aan die verantwoordelike Lid van die Uitvoerende Raad vir tertafellegging in die Provinsiale Wetgewer.

Konstituering en samestelling van Instituut

9. Die samestelling van die Raad word in regulasie 3 van die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut bepaal.

Ampstermyn van Raadslid

10. Die ampstermyn van Raadslede word bepaal in regulasie 4 van die Regulasies op KwaZulu-Natal Amafa en Navorsingsinstituut.

Benoemings vir lidmaatskap van Raad

11. Die benoemings vir lidmaatskap van die Raad word bepaal in regulasie 5 van die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut.

Verklaring van finansiële of ander belange deur benoemdes aan Raad

12. Die verklaring van finansiële of ander belange deur benoemdes aan die Raad word bepaal in regulasie 6 van die KwaZulu-Natal Regulasies op die Amafa- en Navorsingsinstituut.

Versuim van Raadslid om finansiële of ander belange te verklaar

13. Die versuim van Raadslede om finansiële of ander belange te verklaar word bepaal in regulasie 7 van die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut.

Onttrekking van Raadslid

14. Die onttrekking deur Raadslede word bepaal in regulasie 8 van die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut.

Vakatures, ontslag en bedanking uit amp deur Raadslede

15. Die vakatures binne die Raad en die ontslag en bedanking van Raadslede word bepaal in regulasie 9 van die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut.

Raadsvergaderings

16. Die prosedure vir Raadsvergaderings word bepaal in regulasie 10 van die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut.

Komitees van Raad

17. Die aanstelling van komitees van die Raad word bepaal in regulasie 11 van die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut.

Administratiewe en sekretariële werk van Raad

18. Die verrigting van administratiewe en sekretariële werk van die Raad word bepaal in regulasie 13 van die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut.

Besoldiging van Raadslede en terugbetaling van uitgawes aangeaan deur Raadslede en komitees van Raad

19. Die besoldiging van Raadslede en terugbetaling van uitgawes aangeaan deur Raadslede en komitees van die Raad word beskryf in regulasie 14 van die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut.

**HOOFSTUK 5
PERSONEEL VAN INSTITUUT**

Aanstelling van personeel behoudens oorgangsreëlings

20. Die aanstelling van personeel van die Instituut is onderworpe aan die toepaslike oorgangsreëlings verwys na in artikel 62 en 'n beampte of personeellid bedoel in artikel 62(6) word as 'n werknemer van die Instituut beskou soos uiteengesit in daardie artikel.

Aanstelling van personeel van Instituut en bepaling van gedragskode

21. Die Raad is verantwoordelik vir –

- (a) die aanstelling van personeellede van die Instituut;
- (b) die bepaling van 'n gedragskode, van toepassing op all personeel van die Instituut en bereikbaar vir die doeleindes van dissiplinêre verrigtinge ten einde te verseker –
 - (i) voldoening aan toepaslike reg, ingesluit hierdie Wet;
 - (ii) die doeltreffende, doelmatige en ekonomiese gebruik van die Instituut se fondse en bronne;
 - (iii) die bevordering en instandhouding van 'n hoë standaard van professionele etiek;
 - (iv) die voorkoming van konflikte van belange;
 - (v) die beskerming van vertroulike inligting gehou deur die Instituut; en
 - (vi) professionele, eerlike, onpartydige, regverdige, etiese en billike diens; en
- (c) die handhawing van die dissipline van die personeel, aangestel ingevolge hierdie hoofstuk; en

(d) die hou en instandhouding van die register van belange verklaar deur personeellede van die Instituut.

Bestuur van personeel van Instituut

22.(1) Die Raad moet bestuursprosedures aanneem ten einde te verseker dat personeel van die Instituut –

- (a) die Raad bystaan in die verrigting van sy werksaamhede ingevolge hierdie Wet; en
- (b) die Instituut bystaan in die werk bykomend tot die verrigting van sy werksaamhede.

(2)(a) Die Raad moet 'n administratiewe- en menslike hulpbronne beleid en 'n stelsel vir die prestasiebestuur vir alle personeellede van die Instituut bepaal.

(b) Die aanstelling van 'n personeellid wat regstreeks aan die Raad rapporteer is onderworpe aan die sluiting van 'n skriftelike prestasie-ooreenkoms tussen daardie persoon en die Raad.

(3) Vir die doeleindes van die verklaring van finansiële of ander belange, en kragtens artikel 21(e), is die bepalings van artikel 12 van toepassing, met die nodige veranderinge, op personeellede van die Instituut.

Sekondering of oorplasing van personeel na Instituut

23.(1) Die Instituut mag gebruik maak van die dienste van persone gesekondeer of oorgeplaas vanaf die staatsdiens ooreenkomstig die bepalings van die Staatsdienswet, 1994 (Proklamasie No. 103 van 1994).

(2) Alle personeel in diens binne die Hoofdirektoraat: Erfenis binne die KwaZulu-Natal Kantor van die Premier word gesekondeer na die Instituut met inwerkingtreding vanaf die datum van inwerkingtreding vanaf hierdie Wet.

(3) Die sekondering van personeel, soos bedoel in subartikel (2), moet in werking tree ooreenkomstig die Wet op Arbeidsverhoudinge, 1995 (Wet No. 66 van 1995), en enige toepaslike kollektiewe bedingingsooreenkoms met georganiseerde arbeid.

(4) 'n Persoon na die Instituut gesekondeer, soos bedoel in subartikel (2), bly onderworpe aan enige besluite, verrigtings, beslissings en opdragte van toepassing op daardie persoon onmiddelik voor die datum van sekondering tot die mate wat hulle van toepassing bly.

(5) Enige verrigtinge teen sodanige persoon wat hangend was onmiddelik voor die datum van sekondering moet afgehandel word asof daardie persoon nie gesekondeer is nie.

HOOFSTUK 6 BEFONDSING EN BESTUUR VAN INSTITUUT

Fondse van Instituut

24.(1) Die fondse van die Instituut bestaan uit –

- (a) gelde bewillig deur die Provinsiale Wetgewer;
- (b) donasies of bydraes wat regmatig deur die Instituut vanaf enige bron ontvang is;
- (c) rente op beleggings van die Instituut;
- (d) betaling van boetes aan die Instituut;
- (e) fooie ontvang deur die Instituut as betaling vir –
 - (i) die verwerking van aansoeke of goedkeurings ingevolge hierdie Wet;
 - (ii) die voorsiening van dienste deur die Instituut; en
 - (iii) die tentoonstelling of uitstalling van materiële erfenishulpbronne deur die Instituut; en
- (f) inkomste regmatig vanaf enige ander bron ontvang.

(2) Die Instituut moet die fondse van die Instituut aanwend om onkoste te dek wat verband hou met die nakoming van sy pligte en verrigting van sy werksaamhede en die uitoefening van sy bevoegdhede ingevolge hierdie Wet.

(3) Die Raad moet, in oorlegpleging met die Instituut en die Lid van die Uitvoerende Raad verantwoordelik vir finansies –

- (a) 'n rekening in die naam van die Instituut by 'n instelling geregistreer as 'n bank open ingevolge die Bankwet, 1990 (Wet No. 94 van 1990); en
- (b) alle gelde wat ingevolge subartikel (1) ontvang is, daarin deponeer.

Finansiële bestuur en verslaglewing

25.(1) Die Raad moet teweegbring dat volledige en behoorlike rekeningboeke en alle nodige tersaaklike rekords in verband daarmee gehou word.

(2) Die Raad moet verseker dat die Instituut se jaarlikse begrotings, korporatiewe planne, jaarverslae en geouditeerde finansiële state voorberei en voorgelê word ooreenkomstig die Wet op Openbare Finansiële Bestuur.

(3) Die Instituut moet geouditeer word en moet verslag lewer ooreenkomstig die Wet op Openbare Finansiële Bestuur.

Vaste eiendom

26.(1) Die Instituut mag, met die goedkeuring van die Lid van die Uitvoerende Raad verantwoordelik vir finansies, tydens die verloop van sy sake, aanwins van vaste eiendom, hou of daaroor beskik.

(2) Die Instituut moet die beleid en prosedure van die Instituut betreffende die aanwins van en beskikking oor vaste eiendom bepaal.

Regstappe teen Raad en Instituut

27.(1) Enige regstappe teen die Raad of die Instituut moet ingestel word ooreenkomstig die Wet op die Instel van Geregtelike Verrigtinge teen Sekere Staatsorgane, 2002 (Wet No. 40 van 2002).

(2) Die Raad en die Instituut word, vir doeleindes van subartikel (1), beskou as staatsorgane bedoel in paragraaf (c) van die omskrywing daarvan in artikel 1 van daardie Wet.

Sekuriteit van vertroulike inligting gehou deur Raad en Instituut

28.(1) Behoudens die Grondwet en die Wet op die Bevordering van Toegang tot Inligting, 2000 (Wet No. 2 van 2000), kan geen persoon enige inligting wat aan die Raad of die Instituut voorgelê word in verband met enige regsopdrag of -instruksie openbaar maak nie, tensy hy of sy deur 'n geregshof gelas word om so te doen of tensy die persoon wat sodanige regsopdrag of -instruksie gee, skriftelik daartoe instem.

(2) Geen persoon mag enige inligting gehou in die registers bedoel in artikels 12(3), 20(4) en 21(1)(e) openbaar maak nie tensy sodanige openbaarmaking –

- (a) ingevolge enige wet is wat sodanige openbaarmaking verplig of magtig;
- (b) wesenlik nodig is vir die behoorlike funksionering van die Instituut; of
- (c) gemaak is vir doeleindes van monitering, evaluering, ondersoek of oorweging van enige aktiwiteit wat op die Raad of die Instituut betrekking het.

(3) Enige persoon wat subartikel (1) of (2) oortree, is skuldig aan 'n misdryf.

Gebruik van naam van Raad en Instituut

29.(1) Geen persoon mag, sonder vooraf skriftelike magtiging deur die Instituut om dit te doen, op enige wyse die Raad of die Instituut verteenwoordig of gebruik maak van die naam, akroniem, embleme, gedenkplate, ontwerpe of ander materiaal gebruik of besit deur die Raad of die Instituut nie.

(2) Geen persoon mag valslik beweer om namens die Raad of die Instituut op te tree nie.

(3) Enige persoon wat subartikel (1) of (2) oortree, is skuldig aan 'n misdryf.

HOOFTUK 7 AMAF- EN NAVORSINGSFORUM

Instelling van Amafa- en Navorsingsforum

30. Die Amafa- en Navorsingsforum word hiermee ingestel.

Oogmerke van Amafa- en Navorsingsforum

31.(1) Die oogmerke van die Amafa- en Navorsingsforum is –

- (a) om effektiewe en doelmatige interregerings- en intraregeringsamewerking en koördinasie tussen die lede te fasiliteer en verseker;
- (b) om eenvormigheid te bevorder ten opsigte van, en koördinasie van –
 - (i) aangeleenthede met betrekking tot navorsing wat uitgevoer word deur die Instituut; of

- (ii) erfenisaangeleenthede; en
- (c) om skakeling, verhoogde medewerking en samewerking tussen die lede van die Forum te bevorder;
- (d) om 'n fokus en forum te voorsien vir die uitruil van inligting en idees en die deel van beste praktyk; en
- (e) om die Instituut te ondersteun in die uitvoer van sy bevoegdhede, pligte en werksaamhede.

Samestelling en lidmaatskap van Amafa- en Navorsingsforum

32.(1) Die Amafa- en Navorsingsforum bestaan uit –

- (a) die munisipale bestuurders van metropolitaanse- en distriksmunisipaliteite in die Provinsie;
- (b) die munisipale bestuurders van sodanige plaaslike munisipaliteite of kategorieë van plaaslike munisipaliteite in die Provinsie soos wat deur die verantwoordelike Lid van die Uitvoerende Raad bepaal mag word;
- (c) 'n verteenwoordiger benoem deur die Suid-Afrikaanse Vereniging vir Plaaslike Regering of sy opvolger;
- (d) 'n verteenwoordiger benoem deur *Emzevelo* KwaZulu-Natal Natuurlewe;
- (e) 'n verteenwoordiger benoem deur die KwaZulu-Natal Provinsiale Huis van Tradisionele Leiers;
- (f) 'n verteenwoordiger benoem deur die Lid van die Uitvoerende Raad van die Provinsie wat verantwoordelik is vir plaaslike regering in die Provinsie; en
- (g) enige ander persoon aangewys deur die verantwoordelike Lid van die Uitvoerende Raad.

(2) Die Voorsitter van die Raad is die Voorsitter van die Amafa- en Navorsingsforum.

(3) Die lede van die Amafa- en Navorsingsforum moet, by sy eerste vergadering bedoel in artikel 33(1), 'n Ondervoorsitter aanstel.

Vergaderings van Amafa- en Navorsingsforum

33.(1) Die eerste vergadering van die Amafa- en Navorsingsforum moet gehou word op 'n tyd, datum en plek soos bepaal deur die Instituut, waarna alle toekomstige vergaderings moet plaasvind soos deur die Voorsitter bepaal ooreenkomstig artikel 36(1).

(2) Die Amafa- en Navorsingsforum mag 'n komitee of komitees van die Forum instel.

(3) Elke lid van die Amafa- en Navorsingsforum moet skriftelik in kennis gestel word van elke vergadering minstens 14 dae voor sodanige vergadering, en sodanige kennisgewing moet 'n agenda vir die voorgenome vergadering insluit.

(4) Indien beide die Voorsitter en die Ondervoorsitter afwesig is van enige vergadering van die Amafa- en Navorsingsforum, kan die lede teenwoordig by daardie vergadering 'n lid uit hul eie geledere kies om by daardie vergadering voor te sit.

(5) 'n Spesiale vergadering van die Amafa- en Navorsingsforum mag belê word op versoek van –

(a) die Voorsitter; of

(b) twee derdes van die lede van die Amafa- en Navorsingsforum by wyse van 'n skriftelike petisie, waarna die Voorsitter elke lid van die Forum skriftelik in kennis moet stel van die tyd, datum en plek van die spesiale vergadering.

(6) 'n Agenda vir 'n spesiale vergadering van die Amafa- en Navorsingsforum moet vergesel gaan van die kennisgewing vermeld in subartikel (5)(b).

(7) 'n Kworum vir 'n vergadering van die Amafa- en Navorsingsforum is 'n meerderheid van sy lede.

(8) Enige besluit van die Amafa- en Navorsingsforum moet geneem word deur 'n meerderheidstem van die lede teenwoordig by enige vergadering van die Forum en, in die geval van 'n staking van stemme oor enige aangeleentheid, het die lid wat voorsit by die betrokke vergadering 'n beslissende stem bykomend tot sy of haar gewone stem as lid van die Amafa- en Navorsingsforum.

(9) Die verrigtinge van alle vergaderings van die Amafa- en Navorsingsforum moet opgeneem en genotuleer word.

(10) Die notule van die vergadering van die Amafa- en Navorsingsforum moet aan alle lede van die Forum gestuur word binne 14 dae vanaf die datum van die vergadering.

(11)(a) Die notule van die vorige vergadering moet aan die begin van elke vergadering gelees word.

(b) Die notule mag as gelees beskou word indien afskrifte daarvan voor die vergadering aan lede van die Instituut voorsien is.

(c) Die Voorsitter mag slegs die notule teken wanneer besware of regstellings afgehandel is.

(12) Die Voorsitter moet oor orde- of prosedure-aangeleenthede besluit: Met dien verstande dat indien enige lid teen enige sodanige besluit beswaar maak, die aangeleentheid tot stemming gebring moet word en die besluit van die meerderheid van die lede is finaal en bindend op die Amafa- en Navorsingsforum.

(13) Die administratiewe en sekretariële ondersteuning vir die Amafa- en Navorsingsforum moet deur die Instituut voorsien word.

Advies en aanbevelings deur Amafa- en Navorsingsforum

34.(1) Die Amafa- en Navorsingsforum, via die Voorsitter, mag die Instituut van advies bedien en aanbevelings aan die Instituut maak vir oorweging.

(2) Die Voorsitter van die Amafa- en Navorsingsforum –

(a) is regstreeks verantwoordelik en verantwoordbaar aan die Instituut vir die werksverrigting en bedryf van die Forum; en

(b) moet aan die Instituut verslag lewer oor die vergaderings en aktiwiteite van die Forum.

Regte en verpligtinge van lede van Amafa- en Navorsingsforum

35.(1) Elke lid van die Amafa- en Navorsingsforum het die reg –

(a) om ten volle deel te neem aan alle vergaderings en aktiwiteite van die Forum;

(b) om die Voorsitter te versoek om enige aangeleentheid binne die opdrag van die Instituut op die agenda van 'n vergadering van die Forum te plaas vir bespreking; en

(c) om kennisgewings, agendas en notules van vergaderings van die Forum betyds te ontvang.

(2) Lede van die Amafa- en Navorsingsforum moet –

- (a) alle vergaderings van die Forum bywoon en daaraan deelneem;
- (b) betekenisvol deelneem aan enige aktiwiteit wat enige oogmerk van die Forum bevorder;
- (c) enige besluit van die Forum nakom; en
- (d) skriftelike verskoning, wat die redes uiteensit vir nie-bywoning, by die Voorsitter indien voor 'n vergadering van die Forum.

Frekwensie van, en prosedure by, vergaderings van Amafa- en Navorsingsforum

36.(1) Gewone vergaderings van die Amafa- en Navorsingsforum moet twee keer per jaar plaasvind op die tye, datums en plekke soos deur die Voorsitter bepaal.

(2) Die Voorsitter van die Amafa- en Navorsingsforum moet 'n rooster van tye, datums en plekke van die vergaderings vir die jaar voorsien en versprei.

HOOFSTUK 8

ALGEMENE BESKERMING VAN ERFENISHULPBRONNE

Algemene beskerming: Strukture

37.(1)(a) Geen struktuur wat ouer, of redelikerwys verwag kan word om ouer te wees, as 60 jaar mag gesloop, verander of daaraan aangebou word sonder voorafverkrygte skriftelike goedkeuring van die Instituut, wat verkry is deur skriftelike aansoek aan die Instituut nie.

(b) Waar die Instituut nie goedkeuring toestaan nie, moet die Instituut spesiale beskerming ingevolge artikels 44, 45, 46, 47 en 49 van Hoofstuk 9 oorweeg.

(2) Die Instituut mag, deur kennisgewing in die *Koerant*, –

- (a) 'n gedefinieerde geografiese gebied; of
- (b) gedefinieerde kategorieë van terreine binne 'n gedefinieerde geografiese gebied, vrystel van die bepalings van subartikel (1), waar die Instituut tevrede is dat erfenishulpbronne wat binne die gedefinieerde geografiese gebied of kategorie val, geïdentifiseer is en voldoende beskerm is ingevolge artikels 44, 45, 46, 47 en 49 van Hoofstuk 9.

(3) 'n Kennisgewing vermeld in subartikel (2) mag, deur kennisgewing in die *Koerant*, deur die Instituut gewysig of onttrek word.

Algemene beskerming: Grafte van slagoffers van konflik

38. Geen persoon mag –

- (a) die graf van 'n slagoffer van konflik;
- (b) 'n begraafplaas wat uit sodanige grafte bestaan; of
- (c) enige deel van 'n begraafplaas wat sodanige grafte bevat,

beskadig, verander, opgrawe of uit sy oorspronklike posisie verwyder nie, sonder dat vooraf skriftelike goedkeuring van die Instituut verkry is nadat 'n skriftelike aansoek aan die Instituut gerig is.

Algemene beskerming: Informele en privaat voorvadersgrafte

39.(1) Geen graf of voorvadersgrafte ouer as 60 jaar, of wat of beskou word as van erfeniswaarde deur 'n erfenisgesag –

- (a) wat nie andersins beskerm word deur hierdie Wet nie; en
- (b) wat nie geleë is in 'n formele begraafplaas wat deur 'n plaaslike owerheid bestuur of administreer word nie,

mag beskadig, verander, opgegrawe, oorstroom, uit sy oorspronklike posisie verwyder word, of andersins versteur word nie sonder dat vooraf skriftelike goedkeuring van die Instituut verkry word na skriftelike aansoek aan die Instituut gerig is.

(2) Die Instituut mag slegs skriftelike goedkeuring uitreik wanneer hy tevrede is dat –

- (a) die aansoeker bewyse voorsien het van pogings om met gemeenskappe of afstammelinge wat 'n belang by die graf mag hê te raadpleeg deur die riglyne en maatstawwe vir oorlegpleging, uiteengesit in regulasies, te gebruik; en
- (b) die aansoeker en die tersaaklike gemeenskappe of afstammelinge 'n ooreenkoms bereik het betreffende die graf.

Algemene beskerming: Slagveldterreine, argeologiese terreine, rotskunsterreine, paleontologiese terreine, geskiedkundige verskansings, meteoriete of meteoriet-impakterreine

40.(1) Geen persoon mag enige slagveldterrein, argeologiese terrein, rotskunsterrein, paleontologiese terrein, geskiedkundige verskansing, meteoriet of meteoriet-impakterrein, vernietig, beskadig, uitgrawe, verander, daarop skryf of teken, of dit andersins versteur nie sonder dat vooraf skriftelike goedkeuring van die Instituut verkry word nadat skriftelike aansoek aan die Instituut gerig is.

(2) Enigiemand wat argeologiese of paleontologiese materiaal of 'n meteoriet ontdek moet alle aktiwiteite of werksaamhede in die algemene omgewing van sodanige materiaal of meteoriet onmiddellik staak en 'n persoon wat die ontdekking gemaak het moet onverwyld 'n skriftelike verslag aan die Instituut voorlê.

(3) Die Instituut mag, na oorlegpleging met 'n eienaar of beherende owerheid, deur middel van skriftelike kennisgewing beteken op die eienaar of beherende owerheid, enige aktiwiteit binne 50 meter van 'n rotskunsterrein wat deur die Instituut as ontoepaslik geag word, verbied.

(4) Geen persoon mag enige voorwerp of materiaal wat verbind word met enige slagveldterrein, argeologiese terrein, rotskunsterrein, paleontologiese terrein, geskiedkundige verskansing, meteoriet of meteoriet-impakterrein uitgrawe, uit sy oorspronklike posisie verwyder, of dit andersins versteur, beskadig, vernietig, besit of versamel nie sonder dat vooraf vooraf skriftelike goedkeuring van die Instituut verkry word na skriftelike aansoek aan die Instituut gerig is.

(5) Geen persoon mag enige uitgrawingstoerusting, of enige toerusting wat met die opspoor of herwinning van metale en argeologiese en paleontologiese voorwerpe en materiaal help, op enige slagveldterrein, argeologiese terrein, rotskunsterrein, paleontologiese terrein, geskiedkundige verskansing, of meteoriet-impakterrein bring of gebruik, of soortgelyke opsporings- of uitgrawingstoerusting vir die herwinning van meteoriete gebruik nie sonder dat vooraf skriftelike goedkeuring van die Instituut verkry word na skriftelike aansoek aan die Instituut gerig is.

(6)(a) Eienaarskap van enige voorwerp of materiaal wat verbind word met enige slagveldterrein, argeologiese terrein, rotskunsterrein, paleontologiese terrein, geskiedkundige

verskansing, meteoriet of meteoriet-impakterrein, by ontdekking, is gesetel in die Provinsiale Regering en die Instituut word beskou as die bewaarder namens die Provinsiale Regering.

(b) Die Instituut mag 'n provinsiale bewaarplek of bewaarplekke instel en instandhou vir die veilige bewaring of uitstalling van –

- (i) argeologiese voorwerpe;
- (ii) paleontologiese materiaal;
- (iii) ekofakte;
- (iv) voorwerpe wat met slagveldterreine verband hou;
- (v) materiële kulturele artefakte; of
- (vi) meteoriete.

(7) Die Instituut mag, behoudens sodanige voorwaardes wat die Instituut kan bepaal, enige voorwerp of materiaal, vermeld in subartikel (6), aan 'n nasionale of provinsiale museum of instelling leen.

(8) Geen persoon mag, sonder dat vooraf skriftelike goedkeuring van die Instituut verkry word na 'n skriftelike aansoek aan die Instituut gerig is, handel dryf in, uitvoer of poog om uit die Provinsie uit te voer nie –

- (a) enige kategorie argeologiese voorwerp;
- (b) enige paleontologiese materiaal;
- (c) enige ekofak;
- (d) enige voorwerp wat redelikerwys beskou kan word as herwin vanaf 'n slagveldterrein;
- (e) enige materiële kulturele artefak; of
- (f) enige meteoriet.

(9)(a) 'n Persoon of instelling in besit van 'n voorwerp of materiaal, vermeld in paragrafe (a) – (f) van subartikel (8), moet volle besonderhede van sodanige voorwerp of materiaal, ingesluit sodanige inligting wat voorgeskryf mag word, aan die Instituut voorlê.

(b) 'n Voorwerp of materiaal vermeld in paragraaf (a) moet, behoudens paragraaf (c) en die opdragte van die Instituut, in beheer bly van die persoon of instelling wat die besonderhede daarvan voorlê.

(c) Die eienaarskap van enige voorwerp of materiaal vermeld in paragraaf (a) is gesetel in die Provinsiale Regering en die Instituut word beskou as die bewaarder namens die Provinsiale Regering.

Erfenishulpbronbestuur

41.(1) Enige persoon wat van voorneme is om 'n ontwikkeling te onderneem wat gekategoriseer word as –

- (a) die bou van 'n pad, muur, kraglyn, pypleiding, kanaal of ander soortgelyke vorm van liniêre ontwikkeling of versperring langer as 300 m;
- (b) die bou van 'n brug of soortgelyke struktuur langer as 50 m;
- (c) enige ontwikkeling of ander bedrywigheid wat die aard van 'n terrein sal verander –
 - (i) groter as 5 000 m² in omvang;
 - (ii) wat drie of meer bestaande erwe of onderverdelings daarvan behels;
 - (iii) wat drie of meer erwe of verdelings daarvan, wat gedurende die afgelope vyf jaar gekonsolideer is, behels; of
 - (iv) waarvan die kostes 'n bedrag uiteengesit ingevolge die regulasies sal oorskry; en
- (d) die hersonering van 'n terrein van meer as 10 000 m² in omvang; of
- (e) enige ander kategorie van ontwikkeling waarvoor voorsiening gemaak word in die regulasies,

moet, in die heel vroegste moontlike stadium van die aanvang van sodanige ontwikkeling, die Instituut in kennis stel en voorsien van besonderhede rakende die ligging, aard en omvang van die voorgenome ontwikkeling.

(2) Die Instituut moet binne 14 dae vanaf ontvangs van 'n kennisgewing ingevolge subartikel 1 –

- (a) indien daar rede is om te glo dat erfenishulpbronne deur sodanige ontwikkeling geraak sal word, die persoon wat van voorneme is om die ontwikkeling te onderneem aansê om 'n impakvalueringverslag voor te lê. Sodanige verslag moet saamgestel word op die koste van die persoon wat die ontwikkeling wil onderneem, opgestel deur 'n persoon of persone wat deur die Instituut goedgekeur is en oor tersaaklike kwalifikasies en ondervinding en 'n professionele reputasie in die bestuur van erfenishulpbronne beskik; of
- (b) die betrokke persoon in kennis stel dat hierdie artikel nie van toepassing is nie.

(3) Die Instituut moet die inligting wat verstrekkend moet word uitdruklik vermeld in 'n verslag wat ingevolge subartikel (2)(a) verlang word: Met dien verstande dat die volgende ingesluit moet word –

- (a) die identifisering en kartering van alle erfenishulpbronne in die geraakte gebied;
 - (b) 'n evaluering van die betekenis van sodanige hulpbronne ooreenkomstig die maatstawwe vir erfenisevaluering soos in die regulasies uiteengesit;
 - (c) 'n evaluering van die invloed van die ontwikkeling op sodanige erfenishulpbronne;
 - (d) 'n evaluering van die impak van die ontwikkeling op erfenishulpbronne relatief tot die volhoubare maatskaplike en ekonomiese voordele wat uit die ontwikkeling verkry sal word;
 - (e) die resultate van oorlegpleging met gemeenskappe wat deur die voorgenome ontwikkeling geraak word en ander belanghebbende partye met betrekking tot die impak van die ontwikkeling op erfenishulpbronne;
 - (f) indien erfenishulpbronne nadelig geraak sal word deur die voorgenome ontwikkeling, die oorweging van alternatiewe; en
 - (g) planne vir verligting van nadelige gevolge tydens en na die voltooiing van die voorgenome ontwikkeling.
- (4) Die verslag moet tydig deur die Instituut oorweeg word, wat na oorlegpleging met die persoon wat die ontwikkeling beoog, besluit oor –
- (a) hetsy die ontwikkeling kan voortgaan of nie;
 - (b) enige beperkings of voorwaardes wat op die ontwikkeling geplaas moet word;
 - (c) watter algemene beskermings ingevolge hierdie Wet van toepassing is, en watter formele beskermings op sodanige erfenishulpbronne toegepas mag word;
 - (d) hetsy vergoedende optrede nodig is ten opsigte van enige erfenishulpbronne wat beskadig of vernietig word as gevolg van die ontwikkeling; en
 - (e) hetsy die aanstelling van spesialiste vereis word as 'n voorwaarde vir goedkeuring van die onderneming.
- (5) Die Instituut moet geen besluit kragtens subartikel (4) met betrekking tot enige ontwikkeling wat 'n impak op 'n erfenishulpbron het wat op nasionale vlak beskerm word neem nie, tensy hy die Nasionale Erfenishulpbronneagentskap geraadpleeg het.
- (6) Die aansoeker mag teen die besluit van die Instituut appelleer by die verantwoordelike Lid van die Uitvoerende Raad, wat –
- (a) die menings van albei partye moet oorweeg; en
 - (b) na sy of haar diskresie –

- (i) 'n komitee mag aanstel ten einde 'n onafhanklike hersiening van die impakevalueringsverslag en die besluit van die Instituut te onderneem; en
- (ii) met die Nasionale Erfenishulpbronagentskap oorleg kan pleeg; en
- (c) sodanige besluit moet handhaaf, wysig of verwerp.

(7) Die bepalings van hierdie artikel is nie van toepassing op 'n ontwikkeling beskryf in subartikel (1) rakende enige erfenishulpbron wat formeel deur die Nasionale Erfenishulpbronagentskap beskerm word nie, tensy die Instituut anders besluit.

(8) Die bepalings van hierdie artikel is nie op 'n ontwikkeling, soos in subartikel (1) vermeld, van toepassing nie indien 'n evaluering van die impak van sodanige ontwikkeling op erfenishulpbronne nodig is ingevolge die Wet op Omgewingsbewing, 1989 (Wet No. 73 van 1989), of die geïntegreerde omgewingsbestuursriglyne uitgereik deur die Departement van Omgewingsake en Toerisme, of die Mineraalwet, 1991 (Wet No. 50 van 1991), of enige ander wetgewing: Met dien verstande dat die instemmende owerheid moet verseker dat –

- (a) die evaluasie voldoen aan die vereistes van die Instituut ingevolge subartikel (3); en
- (b) enige kommentaar en aanbevelings van die Instituut betreffende sodanige ontwikkeling in aanmerking geneem is voor die verlening van toestemming.

(9) Die Instituut, met die goedkeuring van die verantwoordelike Lid van die Uitvoerende Raad, mag, by kennisgewing in die *Provinsiale Koerant*, enige plek wat in die kennisgewing gespesifiseer is, vrystel van die vereistes van hierdie artikel.

(10) Enige persoon wat voldoen het aan die besluit van die Instituut in subartikel (4), of van die verantwoordelike Lid van die Uitvoerende Raad ingevolge subartikel (6), of ander vereistes vermeld in subartikel (8), is vrygestel van voldoening aan alle ander beskermings ingevolge hierdie Deel, maar enige bestaande erfenisooreenkomste gemaak ingevolge artikel 42, gaan voort om van toepassing te wees.

HOOFSTUK 9 SPESIALE BESKERMING VAN ERFENISHULPBRONNE

Beskermde gebiede

42.(1) Die Instituut mag, met die instemming van die eienaar van 'n gebied, by kennisgewing in die *Provinsiale Koerant* –

- (a) sodanige stuk grond wat 'n provinsiale erfenisterrein omring as wat redelikerwys nodig is ten einde die beskerming en redelike genot van sodanige terrein te verseker, of ten einde die uitsig op, en van, sodanige perseel te beskerm; of
- (b) sodanige grondgebied wat enige argeologiese of paleontologiese terrein of meteoriet omring soos wat redelikerwys nodig is ten einde sy beskerming te verseker, as 'n beskermde gebied aanwys.

(2) Geen persoon mag enige gedeelte van 'n beskermde gebied beskadig, ontsier, verander, onderverdeel of op enige ander wyse ontwikkel nie tensy, minstens 60 dae voor die aanvang van sodanige veranderinge, hy of sy oorleg gepleeg het met die erfenishulpbronne gesag, wat sodanige gebied aangewys het ooreenkomstig 'n prosedure deur daardie gesag voorgeskryf.

(3) 'n Plaaslike owerheid mag, met die instemming van die Instituut wat 'n beskermde gebied aangewys het, in sy dorpsbeplanningskema of in verordeninge voorsiening maak vir die bestuur van sodanige gebied.

Bylae van spesiaal beskermde erfenishulpbronne

43.(1) Spesiaal beskermde erfenishulpbronne word in Bylae 2 gelys.

(2) Die verantwoordelike Lid van die Uitvoerende Raad kan, by kennisgewing in die *Koerant*, Bylae 2 –

- (a) wysig;
- (b) vervang; of
- (c) terugtrek.

Spesiale beskerming: Erfenislandmerkstatus

44.(1) Geen persoon mag enige plan –

- (a) van 'n Erfenislandmerkterrein; of
- (b) van 'n terrein ten opsigte waarvan 'n kennisgewing vermeld in subartikel (3) gepubliseer is,

beskadig, verander, herversier, uit sy oorspronklike posisie verwyder, onderverdeel of wysig sonder dat die vooraf skriftelike goedkeuring van die Instituut verkry is deur skriftelike aansoek aan die Instituut nie.

(2) Die Instituut mag –

(a) behoudens die bepalings van subartikels (3), (4) en (5); en

(b) na behoorlike oorweging van alle skriftelike verstoë en voorleggings,

die spesiale beskerming van Erfenislandmerkstatus aan terreine verleen wat, na die mening van die Instituut, belangrike elemente uitmaak van die Provinsie se erfenis, maar wat nie deur die Provinsiale Regering of 'n plaaslike owerheid besit word nie, waarby die Instituut –

(i) ingevolge artikel 43(1) die terrein in Bylae 2 moet lys; en

(ii) die terrein in die Register van Erfenisterreine, vermeld in artikel 48, moet lys.

(3) Wanneer die Instituut besluit om Erfenislandmerkstatus te verleen, moet die Instituut in die *Koerant* kennis gee van die voorneme om Erfenislandmerkstatus te verleen.

(4) Die kennisgewing vermeld in subartikel (3) moet –

(a) die terrein wat geraak word vermeld en die GPS-koördinate van die terrein en, waar beskikbaar, die volgende inligting betreffende die terrein en grond waarop die terrein geleë is –

(i) die volle beskrywing van die transportakte, ingesluit die transportaktenommer, die administratiewe distrik waarin die grond geleë is, die omvang van die grond en, indien van toepassing, die aard van enige reg in of op sodanige grond;

(ii) 'n volledige beskrywing van die buitengrense van die terrein en die omvang van die terrein op die grond;

(iii) die huidige sonering van die grond;

(iv) die werklike huidige gebruik van die terrein en die grond; en

(v) volle besonderhede van enige verbeterings aan, en strukture op, die terrein en die grond; en

(b) 'n verklaring insluit wat die kulturele betekenis van die terrein beskryf;

(c) belanghebbende partye 'n geleentheid gun om skriftelike verstoë te rig of voorleggings te lewer betreffende die verlening van Erfenislandmerkstatus binne 'n tydperk van nie minder nie as 30 dae; en

(d) aandag vestig op die bepalings van subartikels (1) en (2).

(5) Die Instituut moet, bykomend tot die kennisgewing wat gepubliseer word ingevolge subartikel (3), meebring dat 'n afskrif van sodanige kennisgewing per geregistreerde pos gestuur word, of afgelewer word, aan –

- (a) die geregistreerde eienaar van die grond;
- (b) die okkupeerder, indien enige, van die grond; en
- (c) die munisipale bestuurder van die munisipaliteit vir die gebied waarin die grond geleë is,

wat daardie persone inlig dat hulle skriftelike versoë mag rig of voorleggings kan lewer betreffende die voorgenome verlening van die Erfenislandmerkstatus binne 'n tydperk van nie meer as 30 dae vanaf ontvangs van die kennisgewing nie.

(6) Behalwe in gevalle waar die Instituut dit as onvanpas beskou, moet alle Erfenislandmerke 'n gedenkplaat wat hul status aandui, vertoon.

(7) Die Instituut moet binne 30 werksdae nadat die spesiale beskerming van Erfenislandmerkstatus verleen is aan terreine wat deur die Provinsiale Regering of 'n plaaslike owerheid besit word, enige register, sertifikaat of ander dokument aan die registrateur van aktes voorlê, soos omskryf in artikel 102 van die Registrasie van Aktes Wet, 1937 (Wet No. 47 van 1937), ten einde hom of haar in staat te stel om sodanige inskrywings en endossemente te maak na sy of haar goeëdunke in of op enige tersaaklike register, sertifikaat of ander dokument in sy of haar kantoor of aan hom of haar voorgelê, ten einde die Erfenislandmerkstatus van enige grond of grondgedeelte wat ingevolge hierdie artikel verleen is, te reflekteer.

(8)(a) Die Instituut mag Erfenislandmerkstatus by kennisgewing in die *Koerant* intrek.

(b) Wanneer die Instituut besluit om Erfenislandmerkstatus in te trek is die bepalings van subartikels (3), (4) en (5) van toepassing, met die nodige veranderinge.

(9) Indien 'n terrein waaraan Erfenislandmerkstatus verleen is die eiendom van die Provinsiale Regering of 'n plaaslike owerheid word, word dit beskou dat Provinsiale Landmerkstatus aan die terrein verleen is op die registrasiedatum van oordrag.

(10) 'n Erfenislandmerkterrein word beskou as 'n Graad II Erfenishulpbron vermeld in artikel 7(1)(b) van die Wet op Nasionale Erfenishulpbronne.

(11) Die Instituut mag, na behoorlike oorweging en by wyse van 'n spesiale beslissing van die Instituut wat die regverdigbare en afdoende redes uiteensit wat aandui dat nakoming, in die

bepaalde aangeleentheid op hande, 'n onregverdige of onopsetlike administratiewe las op die Instituut sal plaas, afsien van die volgende vereistes soos beoog in subartikel (4)(a)(i) –

- (a) die volle titelaktebeskrywing; en
- (b) die titelaktenommer.

Spesiale beskerming: Provinsiale Landmerkstatus

45.(1) Geen persoon mag enige plan –

- (a) van 'n Provinsiale Landmerkterrein; of
- (b) van 'n terrein ten opsigte waarvan 'n kennisgewing vermeld in subartikel (3) gepubliseer is,

beskadig, verander, herversier, uit sy oorspronklike posisie verwyder, onderverdeel of wysig sonder dat die vooraf skriftelike goedkeuring van die Instituut verkry is deur skriftelike aansoek aan die Instituut nie.

(2) Die Instituut mag –

- (a) behoudens die bepalings van subartikels (3), (4) en (5); en
- (b) na behoorlike inagneming van alle skriftelike verstoë en voorleggings,

die spesiale beskerming van Provinsiale Landmerkstatus aan terreine verleen wat deur die Provinsiale Regering of 'n plaaslike owerheid besit word wat, na die mening van die Instituut, belangrike elemente van die erfenis van die Provinsie uitmaak, waarby die Instituut –

- (i) ingevolge artikel 43(1), die terrein in Bylae 2 moet lys; en
- (ii) die terrein in die Register van Erfenisterreine, vermeld in artikel 48, moet lys.

(3) Wanneer die Instituut besluit om Provinsiale Landmerkstatus te verleen, moet die Instituut kennis gee in die *Koerant* van die voorneme om Provinsiale Landmerkstatus te verleen.

(4) Die kennisgewing vermeld in subartikel (3) moet –

- (a) die geraakte terrein identifiseer en die GPS-koördinate van die terrein insluit en, waar beskikbaar, die volgende inligting betreffende die terrein en grond waarop die terrein geleë is –

- (i) die volle transportaktebeskrywing, ingesluit die transportaktenommer, die administratiewe distrik waarin die grond geleë is, die omvang van die grond en, indien van toepassing, die aard van enige reg in of op sodanige grond;

- (ii) 'n volle beskrywing van die buitengrense van die terrein en die omvang van die terrein op die grond;
 - (iii) die huidige sonering van die grond;
 - (iv) die werklike huidige gebruik van die terrein en die grond; en
 - (v) volle besonderhede van enige verbeterings aan, en strukture op, die terrein en die grond; en
- (b) belanghebbende partye 'n geleentheid gun om skriftelike verhoë of voorleggings te lewer betreffende die verlening van Erfenislandmerkstatus binne 'n tydperk van nie minder as 30 dae nie; en
- (c) aandag vestig op die bepalings van subartikels (1) en (2).

(5) Die Instituut moet, bykomend tot die kennisgewing wat gepubliseer moet word ingevolge subartikel (3), meebring dat 'n afskrif van sodanige kennisgewing per geregistreerde pos gestuur word, of afgelewer word, aan –

- (a) die geregistreerde eienaar van die grond;
- (b) die okkupeerder, indien enige, van die grond; en
- (c) die munisipale bestuurder van die munisipaliteit vir die gebied waarin die grond geleë is,

wat daardie persone inlig dat hulle skriftelike verhoë mag rig of voorleggings mag lewer betreffende die voorgename verlening van die Erfenislandmerkstatus binne 'n tydperk van nie minder as 30 dae vanaf ontvangs van die kennisgewing nie.

(6) Behalwe in gevalle waar die Instituut dit as onvanpas beskou, moet alle Erfenislandmerke 'n gedenkplaat wat hul status aandui vertoon.

(7) Die Instituut moet, binne 30 werksdae, nadat die spesiale beskerming van Provinsiale Landmerkstatus verleen is aan terreine wat deur die Provinsiale Regering of 'n plaaslike owerheid besit word, enige register, sertifikaat of ander dokument aan die registrateur van aktes voorlê, soos omskryf in artikel 102 van die Registrasie van Aktes Wet, 1937 (Wet No. 47 van 1937), ten einde hom of haar in staat te stel om sodanige inskrywings en endossemente te maak, wat hy of sy nodig mag ag, in of op enige tersaaklike register, sertifikaat of ander dokument in sy of haar kantoor of aan hom of haar voorgelê, ten einde die Provinsiale Landmerkstatus van enige grond of grondgedeelte wat ingevolge hierdie artikel verleen is, te reflekteer.

(8) Die Instituut mag, met die instemming van die verantwoordelike Lid van die Uitvoerende Raad, Provinsiale Landmerkstatus by kennisgewing in die *Koerant* terugtrek.

(b) Wanneer die Instituut besluit om Provinsiale Landmerkstatus terug te trek, is die bepalings van subartikels (3), (4) en (5) van toepassing, met die nodige veranderings.

(9) Indien 'n terrein waaraan Provinsiale Landmerkstatus verleen is, die eiendom word van 'n eienaar anders as die Provinsiale Regering of 'n plaaslike owerheid, word dit beskou dat Provinsiale Landmerkstatus aan die terrein verleen is op die registrasiedatum van oordrag.

(10) 'n Provinsiale Landmerkterrein word beskou as 'n Graad II Erfenishulpbron vermeld in artikel 7(1)(b) van die Wet op Nasionale Erfenishulpbronne.

Spesiale beskerming: Grafte van lede van Koninklike Gesin

46.(1) 'n Graf van 'n lid van die Koninklike Gesin gelys in Bylae 2 –

(a) word beskou as 'n Erfenislandmerkterrein vermeld in artikel 44 of 'n Provinsiale Landmerkterrein vermeld in artikel 45;

(b) word beskou as 'n Graad II Erfenishulpbron vermeld in artikel 7(1)(b) van die Wet op Nasionale Erfenishulpbronne;

(c) geniet die beskerming wat aan sodanige erfenisterreine verleen word; en

(d) moet gelys word in die Register van Erfenisterreine vermeld in artikel 48.

(2) Die Instituut mag enige verandering, opgrawing of verwydering van 'n graf van 'n lid van die Koninklike Gesin goedkeur slegs na oorlegpleging met die Monarg.

Spesiale beskerming: Slagvelde, openbare monumente en gedenktekens

47. 'n Slagveldterrein, openbare monument of gedenkteken gelys in Bylae 2 –

(a) word beskou as 'n Erfenislandmerkterrein vermeld in artikel 44 of 'n Provinsiale Landmerkterrein vermeld in artikel 45;

(b) word beskou as 'n Graad II Erfenishulpbron vermeld in artikel 7(1)(b) van die Wet op Nasionale Erfenishulpbronne;

(c) geniet die beskerming wat aan sodanige erfenisterreine verleen word; en

(d) moet gelys word in die Register van Erfenisterreine vermeld in artikel 48.

Register van Erfenisterreine

48.(1) Die Instituut moet 'n gekonsolideerde register van alle terreine waaraan Erfenislandmerkstatus en Provinsiale Landmerkstatus verleen is, daarstel en byhou.

(2) Die register vermeld in subartikel (1) moet –

(a) behoudens die bepalings van die Wet op die Bevordering van Toegang tot Inligting, 2000 (Wet No. 2 van 2000), toeganklik wees vir die publiek; en

(b) die volgende inligting betreffende die Erfenislandmerkterreine en Provinsiale Landmerkterreine en die grond waarop die terreine geleë is, bevat –

(i) hetsy Erfenislandmerkstatus of Provinsiale Landmerkstatus verleen is ten opsigte van 'n terrein geleë op die grond;

(ii) die volle transportaktebeskrywing, ingesluit die transportaktenommer, die administratiewe distrik waarin die grond geleë is, die omvang van die grond en, indien van toepassing, die aard van enige reg in of op sodanige grond;

(iii) 'n volle beskrywing van die buitengrense van die terrein en die omvang van die terrein op die grond;

(iv) die huidige sonering van die grond;

(v) die werklike huidige gebruik van die terrein en die grond;

(vi) volle besonderhede van, enige verbeterings aan, en strukture op, die terrein en die grond;

(vii) die GPS-koördinate van die terrein; en

(viii) ten opsigte van Provinsiale staatsgrond, die departement of departemente van die Provinsiale Regering verantwoordelik vir die grondbeheer en grondgebruik.

(3) Die gekonsolideerde register vermeld in subartikel (1) mag, in die belang van die daarstelling van 'n doeltreffende funksionerende databasis –

(a) ingedeel word in sodanige kategorieë; en

(b) sodanige verdere inligting bevat,

as wat die verantwoordelike Lid van die Uitvoerende Raad mag voorskryf of andersins bepaal.

Spesiale beskerming: Erfenisvoorwerpstatus

49.(1) Geen persoon mag 'n voorwerp vernietig, beskadig, verander, restoureer, of vanuit sy stoorplek verwyder –

- (a) waaraan die spesiale beskerming van Erfenisvoorwerpstatus verleen is; of
- (b) ten opsigte waarvan 'n kennisgewing vermeld in subartikel (3) gepubliseer is, sonder dat die vooraf skriftelike goedkeuring van die Instituut verkry is deur skriftelike aansoek aan die Instituut nie.

(2) Die Instituut mag, by kennisgewing in die *Koerant*, die spesiale beskerming van Erfenisvoorwerpstatus verleen aan artefakte, of versamelings daarvan, wat van substansiële estetiese, geskiedkundige, wetenskaplike of tegnologiese belang is of wat, na die mening van die Instituut, 'n beduidende verband met, of tersaaklikheid tot, 'n terrein het waaraan of Erfenislandmerkstatus of Provinsiale Landmerkstatus verleen is.

(3) Wanneer die Instituut besluit om Erfenisvoorwerpstatus te verleen, moet die Instituut in die *Koerant* kennis gee van die voorneme om Erfenisvoorwerpstatus te verleen.

(4) Die kennisgewing vermeld in subartikel (3) moet –

- (a) die geraakte voorwerp identifiseer en die volgende inligting betreffende die voorwerp insluit –

- (i) 'n volle beskrywing van die voorwerp, ingesluit 'n skets of foto van die voorwerp;
- (ii) volle besonderhede van die persoon of liggaam tans in besit van die voorwerp;
- (iii) volle besonderhede van die huidige stoorplek van die voorwerp;
- (iv) die werklike of waarskynlike geskiedkundige gebruik van die voorwerp;
- (v) die werklike huidige gebruik van die voorwerp; en
- (vi) volle besonderhede van enige beskadiging, slytasie, verandering of restourasie van die voorwerp; en

- (b) belanghebbende partye die geleentheid gun om skriftelike verhoë te rig of voorleggings te lewer betreffende die verlening van Erfenisvoorwerpstatus binne 'n tydperk van nie minder as 30 dae nie; en

- (c) aandag vestig op die bepalings van subartikels (1) en (2).

(5) Die Instituut moet, bykomend tot die kennisgewing wat gepubliseer moet word ingevolge subartikel (3), meebring dat 'n afskrif van sodanige kennisgewing per geregistreerde pos gestuur word, of afgelewer word, aan –

- (a) die persoon of liggaam tans in besit van die voorwerp;

- (b) die geregistreerde eienaar van die grond en die okkupeerder van die grond of struktuur waarop of waarin die voorwerp tans gestoor word; en
- (c) die munisipale bestuurder van die munisipaliteit vir die gebied waarin die grond geleë is,

wat daardie persone inlig dat hulle skriftelike vertoë mag rig of voorleggings mag lewer betreffende die voorgename verlening van die Erfenisvoorwerpstatus binne 'n tydperk van nie minder as 30 dae vanaf ontvangs van die kennisgewing nie.

(6) Met uitsondering van gevalle waar die Instituut dit as onvanpas beskou, moet 'n Erfenisvoorwerp, ooreenkomstig erkende kurasienorme en -praktyk, 'n fisiese merk dra, of by wyse van die vertoon van toepaslike merktekens of naamborde in die omgewing van die voorwerp, die status daarvan aandui.

(7)(a) Die Instituut mag, met die instemming van die verantwoordelike Lid van die Uitvoerende Raad, Erfenisvoorwerpstatus intrek by kennisgewing in die *Koerant*.

(b) Wanneer die Instituut besluit om Erfenisvoorwerpstatus in te trek, is die bepalings van subartikels (3), (4) en (5) van toepassing met die nodige veranderings.

(8) 'n Erfenisvoorwerp word beskou as 'n Graad II Erfenishulpbron vermeld in artikel 7(1)(b) van die Wet op Nasionale Erfenishulpbronne.

(9) Die voorwerpe wat deel vorm van die versameling van enige provinsiale, munisipale of akademiese instelling of liggaam word geag om oor Erfenisvoorwerpstatus te beskik.

Register van Erfenisvoorwerpe

50.(1) Die Instituut moet 'n gekonsolideerde register van alle voorwerpe waaraan Erfenislandmerkstatus verleen is, daarstel en byhou.

(2) Die register vermeld in subartikel (1) moet –

- (a) behoudens die bepalings van die Wet op die Bevordering van Toegang tot Inligting, 2000 (Wet No. 2 van 2000), toeganklik wees vir die publiek; en
- (b) die volgende inligting betreffende elke Erfenisvoorwerp bevat –
 - (i) 'n volle beskrywing van die voorwerp, ingesluit 'n skets of foto van die voorwerp;
 - (ii) volle besonderhede van die persoon of liggaam tans in besit van die voorwerp;

- (iii) volle besonderhede van die huidige stoorplek van die voorwerp;
- (iv) die werklike of waarskynlike geskiedkundige gebruik van die voorwerp;
- (v) die bron van oorsprong van die voorwerp;
- (vi) die werklike huidige gebruik van die voorwerp; en
- (vii) volle besonderhede van enige beskadiging, slytasie, wysiging of restourasie van die voorwerp.

(3) Die gekonsolideerde register vermeld in subartikel (1) mag, in die belang van die instelling van 'n doeltreffend funksionerende databasis –

- (a) ingedeel word in sodanige kategorieë; en
- (b) sodanige verdere inligting bevat,

as wat die Instituut mag voorskryf of andersins bepaal.

HOOFSTUK 10 ERFENISHULPBRONNEBESTUUR

Bepaling van maatstawwe vir beste praktyk, standaarde, norme en voorwaardes

51. Die Instituut mag, by kennisgewing in die *Koerant* –

- (a) maatstawwe vir beste praktyk; en
- (b) 'n redelike stel standaarde, norme en voorwaardes,

betreffende die bewaring, bestuur, administrasie, kuratorskap en uitgrawing van erfenishulpbronne bepaal.

Instituut mag ooreenkomste aangaan

52.(1) Die Instituut mag 'n ooreenkoms met enige persoon of liggaam aangaan –

- (a) ingevolge waarvan daardie persoon of liggaam namens die Instituut onderneem om 'n plig na te kom of 'n werkzaamheid te verrig wat die Instituut verplig is om uit te voer of te verrig; of

(b) in verband met enige aspek van die bewaring van 'n erfenishulpbron, op sodanige bepalinge en voorwaardes waarvoor ooreengekom is.

(2) 'n Ooreenkoms verwys na in subartikel (1) –

- (a) mag in sy bepalinge 'n voorwaarde inkorporeer vir finansiële of ander bystand deur die Instituut; en

(b) moet in die vorm van 'n bindende kontrak wees, behoudens die bepalings van die Wet op Openbare Finansiële Bestuur.

Verantwoordelike Lid van Uitvoerende Raad mag eiendom waarop erfenisterrein geleë is onteien

53.(1) Bykomend tot die algemene bevoegdhede vir onteiening verleen deur die KwaZulu-Natal Wet op Grondadministrasie en die Bestuur van Onroerende Bates, 2014 (Wet No. 2 van 2014), of enige ander provinsiale wetgewing wat verband hou met onteiening, mag die verantwoordelike Lid van die Uitvoerende Raad, op aanbeveling van die Instituut, en nadat die onteieningsprosedures, soos uiteengesit in daardie Wet of wetgewing gevolg is, eiendom of 'n gedeelte van die eiendom waarop 'n erfenisterrein geleë is, onteien waar –

(a) na die verantwoordelike Lid van die Uitvoerende Raad se goeddunke –

(i) 'n erfenisterrein verwaarloos is tot in die mate dat dit sy potensiaal vir bewaring kan verloor; of

(ii) dit nodig of toepaslik is vir die bewaring of ontwikkeling van die erfenisterrein; of

(b) 'n erfenisterrein bedreig word deur sloping, verandering of enige ander handeling wat, na die verantwoordelike Lid van die Uitvoerende Raad se goeddunke, sy waarde as 'n erfenishulpbron ernstig in gevaar kan stel.

(2) Indien 'n erfenisterrein of 'n terrein waaraan Erfenislandmerkstatus verleen is die eiendom van die Provinsiale Regering word deur onteiening, soos bedoel in subartikel (1), word die terrein op die datum van die onteiening beskou as 'n terrein waaraan Provinsiale Landmerkstatus verleen is.

Oorlegplegingsprosedure waar munisipale verordening of regulasie strekking het op erfenisaangeleenthede

54.(1) 'n Konsepverordening of konsepregulasie van 'n munisipaliteit met betrekking tot, of wat redelikerwys van verwag mag word om strekking te hê op –

(a) erfenisbestuur binne die munisipale jurisdiksiegebied; of

(b) grondgebruik, ontwikkeling of beplanning met betrekking tot grond wat 'n erfenishulpbron of erfenisterrein is, of redelikerwys verwag mag word, en wat geleë is binne die munisipale jurisdiksiegebied,

moet deur die munisipale bestuurder van die betrokke munisipaliteit na die Instituut verwys word vir kommentaar voordat sodanige verordening of regulasie deur die munisipaliteit goedgekeur word.

(2) Die Instituut moet, binne 45 dae vanaf die datum van ontvangs van sodanige verwysing, sy goedkeuring vir, of teëkanting teen, die konsepverordening of regulasie aandui, saam met enige kommentaar wat die Instituut verlang om te lewer: Met dien verstande dat sodanige aanduiding –

- (a) deur middel van 'n skriftelike kennisgewing moet wees; en
- (b) voorgelê moet word aan, en ontvang word deur, die munisipale bestuurder van die betrokke munisipaliteit.

(3)(a) Indien die Instituut deur middel van skriftelike kennisgewing ingevolge subartikel (2) aandui dat hy die konsepverordening of konsepregulasie teenstaan, moet beide die Instituut en die betrokke munisipaliteit onverwyld poog om 'n ooreenkoms te bereik deur onderhandeling en die munisipale bestuurder van die munisipaliteit moet onverwyld 'n vergadering tussen die Instituut en die munisipaliteit fasiliteer.

(b) Indien geen ooreenkoms tussen die Instituut en die betrokke munisipaliteit na 'n tydperk van 30 dae na die skriftelike kennisgewing vermeld in subartikel (2) bereik word nie, moet die munisipale bestuurder die verantwoordelike Lid van die Uitvoerende Raad en die Lid van die Uitvoerend Raad verantwoordelik vir plaaslike regering skriftelik in kennis stel met 'n versoek om 'n verdere vergadering tussen die Instituut en die munisipaliteit te fasiliteer in 'n poging om 'n ooreenkoms te bereik.

(c) Die verdere vergadering vermeld in paragraaf (b) moet binne 30 dae nadat die tersaaklike Lede van die Uitvoerende Raad in kennis gestel is, plaasvind.

(d) Indien geen ooreenkoms bereik word nie, mag die munisipaliteit nie voortgaan met die konsepverordening of -regulasie nie.

(e) Indien 'n ooreenkoms tussen die Instituut en die betrokke munisipaliteit bereik word, moet die betrokke munisipaliteit, by sy volgende vergadering, met behoorlike inagneming van enige ooreenkoms, die konsepverordening of -regulasie beskou as gewysig en mag daarmee voortgaan.

(4) Indien die Instituut versuim om binne die tydperk vermeld in subartikel (2) aan te dui of hy die konsepverordening of -regulasie ondersteun of teenstaan, mag die betrokke munisipaliteit voortgaan met die verordening of regulasie.

HOOFTUK 11 ALGEMENE BEPALINGS

Aanstelling van ere-erfenisinspekteurs

55.(1) Die Instituut mag ere-erfenisinspekteurs ooreenkomstig die bepalings en voorwaardes, soos voorgeskryf, aanstel.

(2) Ere-erfenisinspekteurs is nie geregtig op enige vorm van vergoeding of terugbetaling deur die Instituut nie.

Algemene oortredings betreffende Raad en Instituut

56.(1) 'n Raadslid, 'n personeellid, adviseur, agent of ander persoon in diens van, of wat namens die Raad of die Instituut optree, is skuldig aan 'n misdryf indien hy of sy regstreeks of onregstreeks enige ongemagtigde fooi of beloning vanaf enige persoon aanvaar met betrekking tot, of in verband met, enige diens wat deur die Raad of Instituut gelever word of enigiets wat deur die Raad of Instituut gedoen of aangebied word.

(2) Enige persoon is skuldig aan 'n misdryf indien hy of sy met betrekking tot, of in verband met, enige diens gelever of enigiets gedoen of aangebied deur die Instituut, enige personeellid of enige adviseur, agent of ander persoon in diens van of waarnemend namens die Raad of Instituut optree, omkoop of poog om om te koop, of omkoopbaar beïnvloed of poog om omkoopbaar te beïnvloed.

(3) Enige persoon wat valslik beweer dat hy of sy gemagtig is om fooie te hef of in te vorder namens, of in opdrag van die Raad of Instituut, is skuldig aan 'n misdryf.

Strawwe

57. Enige persoon wat skuldig bevind is aan 'n misdryf –

- (a) ingevolge artikel 56(1) of (2), is strafbaar met 'n boete of gevangenisstraf vir 'n tydperk wat nie meer is as die tydperk wat deur nasionale wetgewing vir korrupsie bepaal is nie; of

(b) ingevolge artikel 13, 28(3), 29(3), 37, 38, 39, 40, 44, 45, 49 of 56(3) is strafbaar met 'n boete of gevangenisstraf vir 'n tydperk van nie meer as vyf jaar nie.

Regulasies

58.(1) Die verantwoordelike Lid van die Uitvoerende Raad mag, by kennisgewing in die *Koerant* en na oorlegpleging met die Raad, regulasies uitvaardig aangaande –

- (a) 'n gedragskode vir Raadslede;
- (b) die bepaalde beskermings vir enige beskermde gebied wat die Instituut aangewys het, ingesluit die verbod op of beheer van gespesifiseerde aktiwiteite deur enige persoon in die aangewese gebied;
- (c) enige aangeleentheid wat voorgeskryf mag of moet word ingevolge hierdie Wet;
- (d) enige ander aangeleentheid wat die verantwoordelike Lid van die Uitvoerende Raad as nodig of wenslik mag beskou ten einde die oogmerke van hierdie Wet te verwesenlik: Met dien verstande dat enige regulasie ten opsigte van –

- (i) Staatsinkomste of -besteding; of
- (ii) enige boete,

gemaak moet word in oorlegpleging met die Lid van die Uitvoerende Raad verantwoordelik vir finansies.

(2) Die regulasies mag voorsiening maak dat enige persoon wat enige regulasie oortree of versuim om daaraan te voldoen skuldig is aan 'n misdryf en, indien skuldig bevind, strafbaar is met 'n boete of ander straf, wat nie die strawwe voorgeskryf in die regulasies oorskry nie.

Appèlle aan verantwoordelike Lid van die Uitvoerende Raad

59.(1) 'n Persoon wat deur 'n beslissing wat die Raad of Instituut geneem het, geraak word en verlang om appèl aan te teken teen die beslissing, moet 'n skriftelike kennisgewing van voorneme om te appelleer indien by die verantwoordelike Lid van die Uitvoerende Raad binne 30 dae nadat die persoon van die beslissing in kennis gestel is.

(2) Die verantwoordelike Lid van die Uitvoerende Raad moet dan 'n onafhanklike tribunaal aanstel wat uit drie deskundiges bestaan en wat oor kundigheid betreffende die aangeleentheid beskik, ten einde die appèl te oorweeg.

(3) Die tribunaal beoog in subartikel (2) moet by die oorweging van die appèl wat deur die verantwoordelike Lid van die Uitvoerende Raad na hom verwys is behoorlik in ag neem –

- (a) die kulturele betekenis van die tersaaklike erfenishulpbronne;
- (b) beginsels vir erfenisbewaring; en
- (c) enige ander tersaaklike faktor wat deur die appellant, die Raad of die Instituut onder sy aandag gebring word.

(4) Die appellant moet aan die Raad of die Instituut en elke belanghebbende en geraakte party, met betrekking tot die beslissing van die Instituut, 'n afskrif van die kennisgewing vermeld in subartikel (1) beteken.

(5) Die verantwoordelike Lid van die Uitvoerende Raad mag, skriftelik en met goeie beweeegrede, die tydperk vir die indiening van die kennisgewing van die voorneme om te appelleer verleng.

(6) 'n Appèl moet vergesel gaan van –

- (a) 'n verklaring wat die gronde vir die appèl uiteensit; en
- (b) dokumentasie ter ondersteuning en waarna in die appèl verwys word.

(7) 'n Appèl moet by die verantwoordelike Lid van die Uitvoerende Raad ingedien word binne 30 dae vanaf die indiening van die kennisgewing van voorneme om te appelleer, soos vermeld in subartikel (1).

(8) Die tribunaal bedoel in subartikel (2) moet 'n appèl, wat ingedien is ingevolge subartikel (1), binne 90 dae vanaf ontvangs van sodanige appèl oorweeg en afhandel.

(9) Wanneer die tribunaal bedoel in subartikel (2) 'n beslissing bereik het oor 'n appèl moet die appellant skriftelik in kennis gestel word van die beslissing en die mate waarin die beslissing waarteen geappelleer is gehandhaaf of verwerp word, en die redes daarvoor.

(10) Die bevoegdhede wat in die verantwoordelike Lid van die Uitvoerende Raad gesetel is ingevolge hierdie artikel mag nie gedelegeer word nie.

Delegerings

60.(1) Die verantwoordelike Lid van die Uitvoerende Raad mag –

- (a) enige bevoegdheid deur hierdie Wet verleen aan die verantwoordelike Lid van die Uitvoerende Raad, met uitsondering van die bevoegdheid, ingevolge artikel 58, om regulasies te maak of, ingevolge artikel 59, om appèlle te oorweeg; of
- (b) enige plig deur hierdie Wet opgelê aan die verantwoordelike Lid van die Uitvoerende Raad, behalwe enige plig met betrekking tot die aanstelling en beëindiging van amp van die lede van die Raad bedoel in artikels 9 en 15,

aan die Departementshoof delegeer.

(2) Die Raad mag enige bevoegdheid of plig verleen of opgelê aan hom of haar delegeer aan enige ander personeellid van die Instituut deur hierdie Wet, met uitsondering van enige plig as rekenkundige beampte van die Instituut.

(3) Enige bevoegdheid of plig, ingevolge subartikel (1) of (2) gedelegeer, moet uitgeoefen of nagekom word behoudens sodanige voorwaardes as wat die persoon of liggaam wat die delegering gemaak het as nodig beskou.

(4) Enige delegering ingevolge subartikel (1) of (2) –

- (a) moet skriftelik wees;
- (b) verbied nie die persoon of liggaam wat die delegering gemaak het om daardie bevoegdheid uit te oefen of daardie plig na te kom nie; en
- (c) mag, te eniger tyd, skriftelik teruggetrek of gewysig word deur daardie persoon of liggaam.

(5) Delegerings deur die Raad word bepaal in regulasie 12 van die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut.

HOOFSTUK 12

HERROEPING VAN WET, OORGANGSREËLINGS, BEKRAGTIGING EN KORT TITEL

Herroeping van wet

61. Die KwaZulu-Natal Erfeniswet, 2008 (Wet No. 4 van 2008), word hiermee herroep.

Oorgangsreëlins en bekragtiging

62.(1) Die Instituut is die regsopvolger van die *Amafa aKwaZulu-Natali* Erfenisraad ingestel ingevolge artikel 5(1) van die herroepe Wet.

(2)(a) Die begroting, fondse en roerende bates van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad, word oorgedra aan, en gesetel in, die Instituut.

(b) Enige ander reg, hetsy tasbaar of ontasbaar, van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad, hetsy sodanige reg toegeken is deur, of voortspruit uit, kontraktuele ooreenkoms of andersins, van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad, is oorgedra aan, en gesetel in, die Instituut.

(3) Alle onroerende bates, indien enige, geregistreer in die naam van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad word oorgedra aan, en gesetel in, die Instituut: Met dien verstande dat die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad nie verplig is om enige vergoeding te skenk of verleen, hetsy geldelik of andersins, ten opsigte van die oordrag en setel van enige sodanige onroerende bate aan, of in, die Instituut nie: Met dien verstande, verder, dat die bykomstige regte en verpligtinge van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad ten opsigte van sodanige onroerende bates om huur te bepaal, vas te stel en te kollekteer, om regstappe te neem om huurders uit te sit wat agterstallig is met huur en om die bestaande strukture en wonings in stand te hou, is gesetel in die Instituut.

(4)(a) Enige aanspreeklikheid of verpligting wat spesifiek betrekking het op die werksaamhede verwys na in subartikel (3) hierbo, hetsy voorwaardelik, gesetel of latent, van die ontbinde *Amafa KwaZulu-Natali* Erfenisraad, hetsy sodanige aanspreeklikheid of verpligting toegewys is deur, of voortspruit uit, kontraktuele ooreenkoms of andersins, is oorgedra aan, en setel in, die Instituut: Met dien verstande dat enige finansiële tekort op die boeke van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad deur die KwaZulu-Natal Provinsiale Regering verhaal mag word uit gelde wat spesiaal deur die Provinsiale Wetgewer vir daardie doel bewillig word.

(b) Enige ander aanspreeklikheid of verpligting, hetsy voorwaardelik, gesetel of latent, van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad, hetsy sodanige aanspreeklikheid of verpligting toegewys is deur, of voortspruit uit, kontraktuele ooreenkoms of andersins, word oorgedra aan, en is gesetel in, die Instituut: Met dien verstande dat enige finansiële tekort op die boeke van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad deur die KwaZulu-Natal Provinsiale Regering verhaal kan word uit gelde wa deur die Provinsiale Wetgewer vir daardie doel spesiaal bewillig word.

(5) 'n Persoon wat, op die dag voor die inwerkingtreedingsdatum van hierdie Wet, 'n beamppte of personeellid was van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad, word beskou as aangestel ingevolge artikel 22 van hierdie Wet.

(6)(a) Alle werknemers van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad gelys in Bylae 1, Deel A, word hiermee opgeneem, oorgeplaas na, en geplaas in die diens van die Instituut met die behoud van hul besoldiging, regte, voordele en voorregte, behoudens toepaslike arbeidswetgewing of enige ander toepaslike kollektiewe ooreenkoms.

(b) Die praktiese implikasie van paragraaf (a) hierbo, is dat –

(i) alle werknemers van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad geplaas word by die instelling van;

(ii) die som van die personeel- en salarisbegroting van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad word oorgeplaas na, en is gesetel in; en

(iii) die befondsde vakante poste by die instelling van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad word oorgeplaas word na, en geplaas, by die instelling van,

die Instituut.

(7) 'n Persoon oorgeplaas na die Instituut, soos bedoel in subartikel (7)(a), bly onderhewig aan enige besluite, verrigtinge, beslissings en opdragte van toepassing op daardie persoon onmiddellik voor die oorplasingsdatum, tot in die mate wat hulle van toepassing bly.

(8) Enige verrigtinge teen sodanige persoon wat hangend was onmiddellik voor die oorplasingsdatum moet afgehandel word asof daardie persoon nie oorgeplaas was nie.

(9) Die werknemers van die Hoofdirektoraat: Erfenis, by die instelling van die Kantoor van die Premier, KwaZulu-Natal, gelys in Bylae 1, Deel B, is, by die inwerkingtreedingsdatum van hierdie Wet, kragtens die wetgewing wat die staatsdiens en enige toepaslike resoluë van die Algemene Staatsdienssektor Bedingingsraad (ASBDR), gesekondeer aan die Instituut ten einde die Instituut by te staan in die bereiking van sy doelwitte, die uitoefening van sy bevoegdhede, die nakoming van sy pligte en die verrigting van sy werksaamhede, soos uiteengesit in hierdie Wet.

(10) Enige handeling, bepaling, aanwysing, besluit, aangeleentheid of enige ander ding gedoen, gemaak, geneem, uitgevoer of verrig of bedoel om gedoen, gemaak, geneem, uitgevoer of verrig te wees deur die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad, 'n beamppte

of personeellid van die Raad, ingesluit die Hoof- Uitvoerende Beampte aangestel ingevolge die herroepe Wet, die verantwoordelike Lid van die Uitvoerende Raad, of die Lid van die Uitvoerende Raad verantwoordelik vir finansies, soos omskryf in die herroepe Wet, ingevolge of in voortgesette nakoming van die herroepe Wet vanaf 5 Desember 2008 tot die datum van inwerkingtreding van hierdie Wet, is nie ongeldig nie vanweë –

- (a) die regulasies vermeld in die herroepe Wet wat nie deur die verantwoordelike Lid van die Uitvoerende Raad gepubliseer is nie;
 - (b) enige prosedure, proses, vereiste, voorwaarde of besonderhede verwys na in die herroepe Wet wat nie deur regulasie bepaal of voorgeskryf is nie; of
 - (c) die Raad wat nie behoorlik gekonstitueer is nie,
- soos bedoel in die herroepe Wet.

Kort titel

63. Hierdie Wet word die KwaZulu-Natal Wet op Amafa- en Navorsingsinstituut, 2017 genoem.

BYLAE 1**Deel A**

Lys van werknemers vanaf die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad na die Instituut oorgeplaas (Artikel 62(7))

NO.	VOLLE NAME EN VAN	WERKNEMERSNOMMER
1	KHANYISANI MASONSIMBI BIYELA	HN060000212
2	BONGANI FREEDAN BUTHELEZI	HN060000176
3	NKOSINATHI BUTHELEZI	HN060000233
4	NOKWETHEMBA SONTU BUTHELEZI	HN060000122
5	NYULUKA MBEKWA CELE	HN060000070
6	HERBET MHLengi ZANELE CHULE	HN060000139
7	ROSLYN ANNE DEVEREUX	HN060000184
8	THABANI INNOCENT DIMBA	HN060000187
9	BONGANI MKHUPHULENI DLAMINI	HN060000167
10	DUMISANI DLUDLA	HN060000150
11	FLORENCE JABULILE DLUDLA	HN060000092
12	MTHANDENI SIMON DUBE	HN060000035
13	THULISIWE DAPHNEY DUBE	HN060000027
14	KHISHIWE FRANSISCA GEMBE	HN060000086
15	SANELISIWE BRENDA HLONGWA	HN060000144
16	THEMBI MARY-JANE HLONGWA	HN060000138
17	THAMSANQA RICHARD HLOPHE	HN060000072
18	JAMES FRANCIS JANSEN VAN VUUREN	HN060000003
19	REGINA LUISE JANSEN VAN VUUREN	HN060000007
20	LANDELENI NOMPUMELELO KHOZA	HN060000191
21	BUYISILE SILVESTER KHUMALO	HN060000207
22	FIKELEPHI GLENROSE KHUMALO	HN060000246
23	THOMPSON MBONGENI KHUZWAYO	HN060000232
24	EVIDENCE JABULILE MAGWAZA	HN060000151
25	PHEFENI ELLIOT MAHAYE	HN060000013
26	NHLANHLA BHEKUMUZI MAJOZI	HN060000237
27	GLADNESS JABULILE MAZIBUKO	HN060000226

28	LALELANI SIPHELELE MAZIBUKO	HN060000228
29	SIYASANGA MBALEKWA	HN060000234
30	BHEKI QALOKWAKHE MBATHA	HN060000241
31	MUZIWENDODA NED MBATHA	HN060000130
32	NOZIPHO ZANELE MBATHA	HN060000129
33	PHUMLANI WILSON MBATHA	HN060000218
34	SIYABONGA THOBELANI MBATHA	HN060000211
35	THOBILE MARY-JANE MBATHA	HN060000214
36	BEAUTY SEBENZANI MDLALOSE	HN060000021
37	ZAKHELE FREEDOM MDLALOSE	HN060000213
38	BONGANI CECIL MDUNGE	HN060000053
39	DERICK ZWELIHLE MHLONGO	HN060000173
40	PHILANGENKOSI EMMANUEL MHLONGO	HN060000147
41	BONISILE BAGODLILE MKHIZE	HN060000018
42	HAMILTON MUZIKAWULAHLEWA MKHIZE	HN060000031
43	MAKHEHLA LEONARD MKHIZE	HN060000186
44	NOKUKHANYA CHARLOTTE MKHIZE	HN060000238
45	GLADNESS THANDIWE MKHWANANZI	HN060000082
46	TOTOZANE GUGU REJOICE MNGADI	HN060000108
47	CHERYL MOODLEY	HN060000204
48	ANGEL BUSISIWE MSINGA	HN060000215
49	LINDIWE ZERICH MSOMI	HN060000005
50	EUNICE NONHLANHLA MTHABELA	HN060000197
51	BAWINILE NONHLANHLA MTHEMBU	HN060000239
52	PHILANI EUCLID NDABEZITHA	HN060000229
53	MAKHOSAZANA PORTIA NDEBELE	HN060000192
54	BONOKWAKHE JOSEPH NDIMA	HN060000231
55	GUGULETHU PAMELA NDLOVU	HN060000128
56	LUCAS SIFISO NDLOVU	HN060000175
57	NOMPUMELELO DOREEN NDUNA	HN060000083
58	SINDANI NENE	HN060000055
59	QUEEN MABONGI NGCOBO	HN060000203
60	SIPHO SIZWE NGCOBO	HN060000236
61	ANGELINE NKOSINGIPHILE NGEMA	HN060000193

62	SIFISO ARRON NGEMA	HN060000210
63	ROSEMARY SBONGILE BUYISILE NJOKO	HN060000058
64	THOLAKELE NSELE	HN060000089
65	BONGINKOSI ALFOD NTOMBELA	HN060000146
66	CEBISILE ZIKHOKHILE CORAH GETRUDE NTOMBELA	HN060000216
67	NTOMBELA EMMANUEL SIKHUMBUZO	HN060000250
68	GIDEON VUSUMUZI NTOMBELA	HN060000224
69	MBUKENI MUSAWENKOSI NTSELE	HN060000065
70	ROBERT MPHATHENI NTSHANGASE	HN060000044
71	EUNICE BUSISIWE NTULI	HN060000143
72	LIZZY NOKUBONGA NTULI	HN060000221
73	BONGUMUSA ENOCK NXUMALO	HN060000157
74	BERNADET PAWANDIWA	HN060000206
75	THIOLOGRAN THIRPATHIE PILLAY	HN060000202
76	ANNA MAGRIETA RADFORD	HN060000230
77	AKASH RAMPERSAD	HN060000195
78	HESTER. ROODT	HN060000248
79	CELESTE ROSSOUW	HN060000180
80	SIXOLELO SIKHUMBUZO SHABANGU	HN060000161
81	JABULANI THOKOZANI SHANDU	HN060000163
82	ELIAS KUQA SHEZI	HN060000148
83	BEKEZELA GOODMAN SIBISI	HN060000135
84	CEBELENKOSI JEKONIA SIBIYA	HN060000120
85	FIKILE SINDISIWE SIBIYA	HN060000019
86	MFANAFUTHI HERBERT SIBIYA	HN060000225
87	MUZIKAYIFANI AMON SIBIYA	HN060000164
88	NELISIWE APPRINAH SIBIYA	HN060000088
89	THULISWA MCBETH SIKHOSANA	HN060000222
90	THABANI MVIKELENI THUSINI	HN060000240
91	WEZIWE NSIKELELO TSHABALALA	HN060000189
92	ZAMEKA MONICA YAMILE	HN060000249
93	KHANYISILE BEATRICE ZONDI	HN060000156
94	BUSISIWE ZIBUYISILE ZULU	HN060000220
95	SIPHIWE JESTA ZULU	HN060000242

96	ZANELE ELIZA ZULU	HN060000045
97	ISABEL THANDAZILE ZUNGU	HN060000243
98	MELUSI SABELO ZUNGU	HN060000244
99	PHAKAMISIWE SEBENZILE ZUNGU	HN060000074
100	ROSE ZUNGU	HN060000170

Deel B

Lys van werknemers na die Instituut vanaf die Hoofdirektoraat: Erfenis binne die KwaZulu-Natal Kantoor van die Premier gesekondeer (Artikel 62(10))

NO.	VOLLE NAME EN VAN	PERSALNOMMER
1	SIBONISO SIFISO DLAMINI	63459922
2	SIPHEPHILE CEBISILE MASUKU	63364425
3	VIKINDUKU VICTOR MNCULWANE	22187286
4	THUTHUKILE CAROL MTHETHWA	61908258
5	NQOBILE LOVENESS NGEMA	22778063
6	BONGISIWE MAGDALENA NZAMA	61795950
7	ACQUIRANCE VUSUMUZI SHONGWE	61996050

BYLAE 2
Spesiaal Beskermde Erfenishulpbronne
(Artikel 43(1))

A. Zoeloeland Distriksmunisipaliteit (DC 26), ingestel deur Provinsiale Kennisgewing No. 348 van 19 September 2000, wat gevolglik gewysig is deur Provinsiale Kennisgewing No. 462 van 1 Desember 2000, Provinsiale Kennisgewing No. 501 van 29 Desember 2000, Provinsiale Kennisgewing No. 97 van 15 Maart 2001, Provinsiale Kennisgewing No. 135 van 12 April 2001, Provinsiale Kennisgewing No. 299 van 13 Augustus 2001, Provinsiale Kennisgewing No. 461 van 13 Desember 2001 en Provinsiale Kennisgewing No. 468 van 4 Desember 2002, Provinsiale Kennisgewing No. 472 van 5 Desember 2002 en Provinsiale Kennisgewing No. 494 van 30 Junie 2003.

1. Abaqulusi Plaaslike Raad

Erfenishulpbron	Landmerk- status <i>Erfenis</i> (artikel 44) <i>Provinsiaal</i> (artikel 45)	Erf / Plaasnommer	Transport aktebeskrywing	GPS- koördinate
1. Landdroshof en Tronk, Vryheid	Provinsiaal	Perseel 997 Vryheid	T7266/1989 gedateer 30 Maart 1989	S27 46.051 O30 47.700
2. Noord en Suid Geskulpte: Lancaster Hill Slagveld, plaas Vryheid, Vryheid Distrik	Provinsiaal	Gedeelte van Restant van Vryheid dorpsgrond (by Trig Beacon Fort Wes No. 359)	G6711/1904 gedateer 22 Desember 1905	S27 45.253 O30 46.697 27° 46' 0.9984" S, 30° 48' 0" E
3. Ou Bantoe-administrasiegebou, Landdroststraat, Vryheid	Provinsiaal	Erf 997 (Gekonsolideerd 122 en Restant van Perseel 124) Vryheid	T7266/1989 Sertifikaat van Geregistreerde Kroontitel 103/1954, gedateer 1 Oktober 1954	S27 46.048 O30 47.748 27° 46' 2.8812" S, 30° 47' 44.88" E
4. Ou Carnegie Bibilioteek, Landdroststraat (Hv. Mark), Vryheid	Provinsiaal	Gedeelte 1 van Erf 124 Vryheid	T27272/1984 Kroonskenking 7229/1908, gedateer 21 Februarie 1908	S27 46.111 O30 47.775
5. Ou Nuwe Republiek Raadsaal en Fort (ingesluit gebied)	Provinsiaal	Onderverdeling 1 van Perseel 997 Vryheid	T7267/1989	S27 46.081 O30 47.762

fussen hierdie perseel en Ou Carnegiebiblioteek) Vryheid				
6. Polisiestasie, Landdroststraat (Hv. Kerk), Vryheid	Provinsiaal	Erf 997 Vryheid	T7266/1989	S27 46.025 O30 47.739
7. Hoërskool Vryheidsaal, Kerkstraat, Vryheid	Provinsiaal	Erf 87 en 88 Vryheid	T15440/1999 T2224/1903 gedateer 20 Augustus 1903 (par. 3 en 4)	S27 46.200 O30 46.989 27° 46' 10.0416" S 30° 47' 9.168" E
8. Boshoffhuis, Oosstraat 219, Vryheid	Erfenis Gebou	Restant van Erf 454 Vryheid (Dorpie) Erf toegestaan in 1895. 10/2/878	T41516/2004 T2258/1978, gedateer 22 Februarie 1978 (endossement p.3)	S27 45.467 O30 47.667
9. Duits Gereformeerde Kerk, Hoogstraat 131 (Hv. President en Kerk), Vryheid	Erfenis	Onderverdeling 4 van Erf 672 Vryheid	T20106/1970	S27 46.064 O30 47.512
10. Kambula Slagveld, plaas Kambula 381, Vryheid Distrik	Erfenis Plek	Figuur ABCDEA op SG Diagram LG 1771/1983 op Restant van Onderverdeling A van Plaas Kambula Erf 381 [Onderverdeling 1]	T14098/1965	S27 41.086 O30 39.908
11. Presidentstraat 58, Vryheid	Erfenis	Restant van Perseel 209 Vryheid	T21686/2005	S27 46.493 O30 47.617
12. Presidentstraat 95, Vryheid	Erfenis	Onderverdeling 3 van Erf 158 Vryheid	T16751/1997	S27 46.306 O30 47.529

2. eDumbe Plaaslike Raad

Erfenishulpbron	Landmerk-status Erfenis (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte-beskrywing	GPS-koördinate
1. Krugerbrug, plase Uitval 195 en Eersteling 690	Provinsiaal	Krugerbrug Gedenkerrein	T3932/2006	S27 31.262 O30 49.091

		SG No. 4689/1965 Distrikte Utrecht en Vryheid (op Restant van Eersteling 690)		
2. Ou Residensie, Drostdy, Paulpietersburg	Provinsiaal	Onderverdeling 1 van Erf 532 Paulpietersburg	T20726/1986	S27 25.796 O30 49.279 27° 25' 44.7312" S, 30° 49' 13.6524" E
3. Bibilioteek, (Kruger/ Church) Smitstraat 27	Provinsiaal	Perseel 573 Paulpietersburg	T4153/1992	ES27 25.284 O30 48.946 27° 25' 18.8436" S, 30° 48' 52.9488"

3. Ulundi Local Council

Erfenishulpbron	Landmerk Status Erfenis (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte- beskrywing	GPS- koördinate
1. Graf van Piet Retief, plaas Uitzoek 317	Provinsiaal	Graf van Piet Retief van Uitzoek 317 Distrik Vryheid	T35529/1999	S28 25.503 O31 16.034 28° 25' 38.046" S, 31° 16' 12.6696" E
2. Mgungundlovu, plaas Moordplaats 193	Provinsiaal	Onderverdeling 3 (van 2) van Moordplaats No. 193 en Onderverdeling. 2 van Moordplaats No. 193 Distrik Vryheid	T12097/2000 T31004/1995	S28 26.168 O31 16.031 28° 26' 9.7224" S, 31° 16' 2.9136" E
3. Graf van Mpande en Nodwengu Opstal	Provinsiaal	Onderverdeling Mpande's Kraal van Reservaat No. 20, No. 15840 Graafskap van Zoeloeland	T69142/2002	S28 17.914 O31 25.582
4. Ulundi Slagveld, Mahlabatini Distrik	Provinsiaal	Onderverdeling Ulundi Slagveld van Reservaat No. 20, No. 15840 Zululand	G7638/1909	S28 18.670 O31 25.584
5. Ondini II: Koning Cetshewayo, kaMapande's Koninklike Residensie Ulundi	Provinsiaal	Onderverdeling Cetshewayo se kraal van Reservaat No. 20, No. 15840 Graafskap van Zoeloeland	T69142/2002 P.T.O. verwysingsno. 19 April 1994	S28 19.108 O31 27.432

Mahlabatini Distrik				
6. Ondini III, Ulundi Mahlabatini Distrik	Provinsiaal	Onderverdeling 12 van Reservaat No. 20 7638	P.T.O. verwysingsno. 9/5/15/7 gedateer 19 April 1994	S28 19.320 O31 27.692
7. eMakhosini (Grafte van Zoeloekonings), Ulundi Mahlabatini Distrik	Provinsiaal			
	Koning Nkosinkulu	Moordplaatsno. 193	T12097/2000	S228 23.873 O31 15.978
	Koning Zulu	Slabatinieno. 419	T3428/89	S28 25.406 O31 08.177
	Koning Phunga	Heelgoedno. 218	T21574/97	S28 25.425 O31 13.322
	Koning Ndaba	Pandasgrafno. 189	T591/98	S28 23.042 O31 13.047
	Koning Jama	Welgekozenno. 191	T11289/97	S28 23.250 O31 14.899
	Koning Senza-ngakhona	Welgekozenno. 191	T11289/97	S28 23.193 O31 16.089
	Koning Mageba	Pandasgrafno. 189	T591/98	S28 23.042 O31 13.047
8. Ngqengelele kaMvulane (Buthlezi) Monument, Ulundi Mahlabatini Distrik	Provinsiaal	"150 m ² meters by Mabedlane" op Restant van Reservaat No. 20, No. 15840 Mhlabathini Distrik	P.T.O. verwysingsno. 9/5/15/11 gedateer 19 April 1994	S28.21.6 O31.18.0

B. uTthungulu Distriksmunisipaliteit (DC 28), ingestel deur Provinsiale Kennisgewing No. 346 van 19 September 2000, wat gevolglik gewysig is deur Provinsiale Kennisgewing No. 462 van 1 Desember 2000, Provinsiale Kennisgewing 501 van 29 Desember 2000, Provinsiale Kennisgewing No. 97 van 15 Maart 2001, Provinsiale Kennisgewing No. 135 van 12 April 2001, Provinsiale Kennisgewing No. 299 van 13 Augustus 2001, Provinsiale Kennisgewing No. 388 van 11 Oktober 2001, Provinsiale

Kennisgewing No. 461 van 13 Desember 2001, Provinsiale Kennisgewing No. 131 van 25 April 2002, Provinsiale Kennisgewing No. 468 van 4 Desember 2002 en Provinsiale Kennisgewing No. 494 van 30 Junie 2003.

1. Mbonambi Plaaslike Raad

Erfenishulpbron	Landmerk- status <i>Erfenis</i> (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. St Lucia Vuurtoring, plaas Farm Stateland 7038, Laer Umfoloji Distrik	Provinsiaal	Onderverdeling 1 van Reservaat No. 415823 Laer Umfolozi Distrik	T3483/1951	S28 23.106 O32 25.429

2. Umlalazi Plaaslike Raad

Erfenishulpbron	Landmerk- status <i>Erfenis</i> (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportak- tebeskrywin- g	GPS- koördinate
1. Fort Nonquai, Eshowe : Zoeloeland Museum	Provinsiaal	Perseel No. 415 Eshowe Dorp	T9266/1986	S28 54.217 O31 26.816
2. Fort Eshowe (KwaMondi), Eshowe	Provinsiaal	Fort Eshowe terrein op KwaMondi Sendingstasie en Restant van Reservaat 17, 7638 Zoeloeland Distrik (tans Gedeelte 12 Plaas 15837)	T7102/2002	S28 53.596 O31 29.810
3. Eshowe Tronk, John Ross Hoofweg, Eshowe	Provinsiaal	Perseel 523 Eshowe Dorpsgrond	G7409/1909	S28 54.138 O31 27.969
4. Ou Residensie, Eshowe	Provinsiaal	(Onderverdeling 2 van) Perseel 439, Eshowe	T5224/1979	S28 54.331 O31 27.328

5. Eshowe Junior Skool, Hoofstraat 57, Eshowe	Provinsiaal	Perseel 1139 Eshowe	T15452/1999	28° 54' 7.4304" S, 31° 27' 29.3148" E S28 54.070 E31 27.450
6. Raffia Palms, Perseel 162, Mtunzini	Provinsiaal	Perseel No. 162 Mtunzini Dorp S.G. No. 609/52	T25878/1991	S28 57.349 O31 46.165
7. Fort Tenedos, plaas Alliance 14837	Erfenis	Onderverdeling A van Perseel No. 15 Tugela, No. 8876 Graafskap van Zoeloeland	T12173/1994	S29 12.445 O31 26.071
8. Tugela Slagveld, Perseel 14 plaas Tugela 10600	Erfenis	"Terrein van Tugela stryd" Figuur ABCD op Perseel No. 14 Tugela, No. 10600 Zoeloeland Graafskap	T12962/2003	S29 10.181 O31 26.506

C. uMmkhanyakude Distriksmunisipaliteit (DC 27), ingestel deur Provinsiale Kennisgewing No. 347 van 19 September 2000, wat gevolglik gewysig is deur Provinsiale Kennisgewing No. 462 van 1 Desember 2000, Provinsiale Kennisgewing No. 501 van 29 Desember 2000, Provinsiale Kennisgewing No. 97 van 15 Maart 2001, Provinsiale Kennisgewing No. 135 van 12 April 2001, Provinsiale Kennisgewing No. 299 van 13 Augustus 2001, Provinsiale Kennisgewing No. 388 van 11 Oktober 2001, Provinsiale Kennisgewing No. 461 van 13 Desember 2001, Provinsiale Kennisgewing No. 131 van 25 April 2002, Provinsiale Kennisgewing No. 468 van 4 Desember 2002 en Provinsiale Kennisgewing No. 494 van 30 Junie 2003.

1. Jozini Plaaslike Raad

Erfenishulpbron	Landmerk- status Erfenis (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
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1. Sycamore Figs rivieragtige Woud, plaas Kleinspan 14182, Ubombo Distrik	Erfenis ERFENIS- BEWARING	Plaas Kleinspan 14182, Ubombo Distrik (geen rekord van individuele gedeeltes nie)	Grondregister mikrofilmverwy- sing: 1995 0403 0270 T18690/1988 27 Julie 1988	S27 55.416 O32 19.572
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D. Sisonke Distriksmunisipaliteit (DC 43), ingestel deur Provinsiale Kennisgewing No. 344 van 19 September 2000, wat gevolglik gewysig is deur Provinsiale Kennisgewing No. 462 van 1 Desember 2000, Provinsiale Kennisgewing No. 501 van 29 Desember 2000, Provinsiale Kennisgewing No. 97 van 15 Maart 2001, Provinsiale Kennisgewing No. 135 van 12 April 2001, Provinsiale Kennisgewing No. 299 van 13 Augustus 2001, Provinsiale Kennisgewing No. 388 van 11 Oktober 2001, Provinsiale Kennisgewing No. 461 van 13 Desember 2001, Provinsiale Kennisgewing No. 131 van 25 April 2002, Provinsiale Kennisgewing No. 468 van 4 Desember 2002 en Provinsiale Kennisgewing No. 494 van 30 Junie 2003.

1. KwaSani Plaaslike Raad

Erfenishulpbron	Landmerk- status <i>Erfenis</i> (artikel 44) <i>Provinsiaal</i> (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Mpongweni Grot, Cobham Staatsbos, Underberg Distrik	Provinsiaal	Ongeregistreerd e Staatsgrond bekend as Mpongweni, samestelling gedeelte 8 van Cobham Staatswoud	NVT Ongeregistree- de Staatsgrond	S29 41.270 O29 21.570
2. Himeville Fort, Arbucklestraat (Hv. George), Himeville	Provinsiaal	Gedeelte van Perseel 36 Himeville (SG 3556/1978 Figuur ABCDEFHA)	T6898/1979	S29 44.983 O29 30.755
3. Ou Residensie, Arbucklestraat (Hv. Clayton), Himeville	Provinsiaal	Gedeeltes van Perseel 49 en Perseel 50 Himeville	T29/1988	S29 44.813 O29 30.834
4. Underberg Distriksoorlog	Provinsiaal	Perseel 37 Himeville	T4547/1979	S29 44.937 O29 30.753

Gedenkteken, Arbucklestraat 36, Himeville				
5. Himeville Fort (onverklaarde gedeelte) Arbucklestraat (Hv. George), Himeville	Provinsiaal	Perseel 36 Himeville	T6898/1979	S29 44.813 O29 30.834
6. Die Huis, Arbucklestraat 49, Himeville	Erferis	Perseel 14 Himeville	T36719/1994	S29 44.844 O29 30.770
7. Arbucklestraat 47, Himeville	Erferis	Perseel 15 Himeville	T22449/2005	S29 44.844 O29 30.770
8. Die Pastorie, Arbucklestraat 29, Himeville	Erferis	Perseel 24 Himeville	T11385/1929	S29 44.064 O29 30.756
9. Kerk van Saint Michael and All Angels, Arbucklestraat 31, Himeville	Erferis	Perseel 23 Himeville	T11384/1929	S29 45.040 O29 30.691
10. Arbucklestraat 11, Himeville	Erferis	Perseel 33 Himeville	T14119/1995	S29 45.262 O29 30.599
11. Nelton, Arbucklestraat 53, Himeville	Erferis	Perseel 12 Himeville	T17530/2005	S29 44.812 O29 30.784
12. Himeville Magistraatswoning, Arbucklestraat 39, Himeville , Underberg Distrik	Provinsiaal	Erf 39 Himeville	T29/1988	29°44.813SS2 29°30.834E 29° 44'59.5176" S, 29° 30' 43.5384" E

2. Groter Kokstad Plaaslike Raad

Erferishulpbron	Landmerk- status Erferis (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Musiekkoepeel Hoofstraat, Kokstad	Provinsiaal	Perseel 368 Kokstad	TGE6415/189 7 gedateer Julie 1897	S30 32.856 O29 25.460
2. Kokstad Museum, Hoofstraat 104, Kokstad	Provinsiaal	Erwe 464 en 463 Kokstad	T17215/1960 gedateer 4 November 1960	S30 32.818 O29 25.465
3. Ou Stadsaal, Hoofstraat,	Provinsiaal	Perseel 367 en 368 Kokstad	T5991/1897	S30 32.869 O29 25.461

Kokstad			TGE6415/189 7 17 Julie 1897	
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E. iLembe Distriksmunisipaliteit (DC 29), ingestel deur Provinsiale Kennisgewing No. 345 van 19 September 2000, wat gevolglik gewysig is deur Provinsiale Kennisgewing No. 462 van 1 Desember 2000, Provinsiale Kennisgewing No. 501 van 29 Desember 2000, Provinsiale Kennisgewing No. 97 van 15 Maart 2001, Provinsiale Kennisgewing No. 135 van 12 April 2001, Provinsiale Kennisgewing No. 229 van 13 Augustus 2001, Provinsiale Kennisgewing No. 388 van 11 Oktober 2001, Provinsiale Kennisgewing No. 461 van 13 Desember 2001, Provinsiale Kennisgewing No. 131 van 25 April 2002, Provinsiale Kennisgewing No. 468 van 4 Desember 2002 en Provinsiale Kennisgewing No. 494 van 30 Junie 2003.

1. KwaDukuza Plaaslike Raad

Erfenishulpbron	Landmerk- status <i>Erfenis</i> (artikel 44) <i>Provinsiaal</i> (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. King Shaka Gedenkteken, Koning Shakastraat Stanger	Provinsiaal	Persele 169 en 170 Stanger	T22996/1991	S29 20.397 O31 17.666
2. Fort Pearson, plaas William 15437, Laer Tugela Distrik	Provinsiaal	Plaas Pearson No. 51718 15437	T1836/1987 (en ingesluit in Bylae 2 tot Proklamasie No. 35, 1987 dd 24 September 1987 vir Harold Johnson Natuurreser- vaat)	S29 12.719 O31 25.735
3. Ultimatum Tree, Plaasperseel 5 2612, Laer Tugela Distrik	Provinsiaal	Plaasperseel No. 5 2612 (Gekonsolideer met Plaas Pension Fund No. 17691)	T76339/2003	S29 12.899 O31 26.093

4. Stanger-Suid School, Balcombstraat (Hv. Albert Luthuli), Stanger	Provinsiaal	Gedeeltes van Erwe 249 - 258 (voorheen Persele 1-10) Stanger	T4714/1884	S29 20.526 O31 17.456
5. Ou Fort Polisiestasie, Roodstraat, Stanger	Provinsiaal	Erf 90 Stanger	T36866/1996	S29 20.239 O31 17.451
6. Isivunduhuis, Plaas Isivundu 1954, Laer Tugela Distrik	Erfenis	Plaas Isivundu 1954, Kearsney-Doornkop Gesondheidskomiteegebied, Victoria Graafskap	T662/1944	S29 18.470 O31 14.955
7. Kearsney Metodistekapel, plaas Kearsney 2201, Laer Tugela Distrik	Erfenis	Onderverdeling A van die plaas Kearsney 2201, Victoria Graafskap [Onderverdeling 1]	T62158/2005 12182/1970 11 Augustus 1970	S29 17.093 O31 14.234
8. Morewood Suikermeule Gedenktuin, Plaas Compensation 868, Laer Tugela Distrik	Erfenis	Gedeelte 62 van die plaas Compensation 868, Laer Tugela Distrik	T6289/1956	S29 29.995 O31 10.234
9. Hoofman Albert Luthuli Opstal, plaas Charlottedale 6014, Laer Tugela Distrik	Erfenis	Erf 47, Charlotte Dale Dorp	T3960/1936	S29 23.372 O31 14.668
10. Bogmore, plaas Compensation 868, Laer Tugela Distrik	Erfenis	Onderverdeling 3 van die plaas Compensation 868, Laer Tugela Distrik	T15231/1989	S29 30.529 O31 11.971
11. Graf van Hoofman Albert Luthuli, plaas Charlottedale 6014, Laer Tugela Distrik	Erfenis	Nie beskikbaar	Nie beskikbaar T390/1936	S29 23.192 O31 15.373

F. Ugu Distriksmunisipaliteit (DC 21), ingestel deur Provinsiale Kennisgewing No. 353 van 19 September 2000, wat gevolglik gewysig is deur Provinsiale Kennisgewing No. 462 van 1 Desember 2000, Provinsiale Kennisgewing No. 501 van 29 Desember 2000, Provinsiale

Kennisgewing No. 97 van 15 Maart 2001, Provinsiale Kennisgewing No. 135 van 12 April 2001, Provinsiale Kennisgewing No. 299 van 13 Augustus 2001, Provinsiale Kennisgewing No. 388 van 11 Oktober 2001, Provinsiale Kennisgewing No. 461 van 13 Desember 2001, Provinsiale Kennisgewing No. 131 van 25 April 2002, Provinsiale Kennisgewing No. 468 van 4 Desember 2002 en Provinsiale Kennisgewing No. 494 van 30 Junie 2003.

1. Hibiskus Plaaslike Raad

Erfenishulpbron	Landmerk- status <i>Erfenis</i> (artikel 44) <i>Provinsiaal</i> (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Paddockstasie, Paddock, Port Shepstone Distrik	Provinsiaal	Restant van Onderverdeling B van The Paddock 7998), Alfred Graafskap [Onderverdeling 2]	T858/1916 8274/1948 21 Augustus 1948 3180/1951 25 April 1951	S30 45.868 O30 14.728
2. Ou Polisiefort, Port Shepstone	Provinsiaal	Gedeelte van Restant van Perseel 170, Port Shepstone	T12992/1978	S30 44.058 O30 26.927
3. Port Shepstone Vuurtoring, Port Shepstone	Provinsiaal	Onderverdeling 15 van Perseel 156 Port Shepstone	T26822/1993 28 September 1993	S30 44.528 O30 27.511
4. Izotsharivier Spoorwegbrug, Port Shepstone Distrik	Provinsiaal	Onderverdeling 1 van Perseel 1174, Shelley Beach en Marburg Gemeenskaps grond 12225, Port Shepstone Distrik	T21444/2002	S30 47.045 O30 25.475
5. Kneisel se Kasteel Reynoldsstraat 24, Port Shepstone	Erfenis	Perseel 1622 Port Shepstone	T16240/1994 T3532/1978 20 Maart 1978	S30 44.222 O30 26.913
6. Royston Hall, Roystonlaan 10, Umtentweni	Erfenis	Perseel 949 Umtentweni, Port Shepstone Distrik	T10742/1995	S30 42.704 O30 27.200

G. Amajuba Distrikmunisipaliteit (DC 25), ingestel deur Provinsiale Kennisgewing No. 349 van 19 September 2000, wat gevolglik gewysig is deur Provinsiale Kennisgewing No. 462 van 1 Desember 2000, Provinsiale Kennisgewing No. 501 van 29 Desember 2000, Provinsiale Kennisgewing No. 97 van 15 Maart 2001, Provinsiale Kennisgewing No. 135 van 12 April 2001, Provinsiale Kennisgewing No. 229 van 13 Augustus 2001, Provinsiale Kennisgewing No. 388 van 11 Oktober

2001, Provinsiale Kennisgewing No. 461 van 13 Desember 2001, Provinsiale Kennisgewing No. 131 van 25 April 2002, Provinsiale Kennisgewing No. 468 van 4 Desember 2002, Provinsiale Kennisgewing No. 494 van 30 Junie 2003 en Provinsiale Kennisgewing No. 203 van 10 Februarie 2005.

1. Newcastle Plaaslike Raad

Erfenishulpbron	Landmerk- status <i>Erfenis</i> (artikel 44) <i>Provinsiaal</i> (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Stadsaal, Scottstraat, Newcastle Distrik	Provinsiaal	Gedeelte 2 van Perseel 433 Newcastle	NVT Staatsbesit T938/1897 15 Junie 1897	S27 45.457 O29 55.907
2. Ou Carnegie Biblioteek, Voortrekkerstraat Newcastle Distrik	Provinsiaal	Restant van Perseel 435 Newcastle	T6782/1905	S27 45.385 O29 55.945
3. Ou Magasyn, Scottstraat, Newcastle Distrik	Provinsiaal	Perseel 13051, Newcastle (figuur ABCD op Diagram SG 2570/1977)	T3217/1978	S27 45.121 O29 56.379
4. Fort Amiel, Fortstraat, Newcastle Distrik	Provinsiaal	Perseel 4589 Newcastle (Uitbreiding 22)	T4138/1973 16 Maart 1973	S27 44.762 O29 55.271
5. Buffelsrivierbrug Plase Milton 1007 en Kromellenboog 170, Newcastle Distrik	Provinsiaal	Gedeeltes van plase Milton 15007 en Homer 8692, Kliprivier Graafskap	T4292/1977	S27 40.660 O30 02.364
6. Ou Residensie, Allenstraat 96, Newcastle	Provinsiaal	Perseel 11902 Newcastle	T5929/1994	S27 45.857 O29 56.513
7. Ou Staatskool, Albertstraat (Hv. Havelock), Charlestown	Provinsiaal	Perseel 199 Charlestown	T2224/1996	S27 24.585 O29 52.622 S27.425031 E29.8707859999 99953

8. Ou Hofhuis Hollandstraat, Charlestown	Provinsiaal	Restant van Perseel 312 Charlestown	G34/1951 T10372/1953 T6840/2002	S27 24.585 O29 52.622 S27.413281 E29.8733439999 99975
9. Slagveld, Plaas Majuba- Noord 11267, Newcastle Distrik	Erfenis	Plaas Majuba-Noord No. 11267, Majuba- Suid No. 10614 en Laingsnek A, No. 8441, Kliprivier Graafskap	T2755/1998 T40379/2004 T40379/2004 T16196/1978 24 Nov. 1978	S27 28.617 O29 50.911
10. Majuba Slagveld, Bewaringsgebied Plaas Majuba- Noord 11267, Newcastle Distrik	Erfenis ERFENIS- BEWARING (ongeproklameerde gebied van Plaas Majuba-Noord) No. 11267)	Plaas Majuba-Noord No. 11267	T2755/1998	S27 28.617 O29 50.911
11. O'Neill Kothuis Plaas Stonewall 3109, Newcastle Distrik	Erfenis	Restant van Onderverdeling 5 Plaas Stonewall No. 3109 Kliprivier Graafskap	T12388/1978	S27 29.255 O29 52.131
12. St Dominic's Akademie- pawiljoen, St Dominicstraat, Newcastle	Erfenis	Gekonsolideerde Perseel 382, Newcastle Dorp	T7697/1956	S27 45.669 O29 55.290
13. Hildrophuis, Hilldropweg, Newcastle	Erfenis	Onderverdeling 36 ('n onderverdeling van 1) van die plaas Bosch Hoek 3345, Kliprivier Graafskap	T7119/2000 T28194/1991 T16332/1980 17 Julie 1980	S27 47.717 O29 56.788
14. Kliphuis, Voortrekkerstraat 64, Newcastle	Erfenis	Erf 679 Newcastle	T3404/1958	S27 45.679 O29 56.184

2. Utrecht Plaaslike Raad

Erfenishulpbron	Landmerk- status Erfenis (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte- beskrywing	GPS- koördinate
1. Pieter Lafras Uys Monument	Provinsiaal	Perseel 190 Utrecht	NVT Staatsbesit	S27 39.301 O30 19.188

en Graf, Kerkstraat Utrecht		(geleë op)		
2. Ou Residensie, Kerkstraat 60 (Hv. van Rooyen), Utrecht	Provinsiaal	Erf 1860 Utrecht	T9368/1978	S27 39.276 O30 19.291
3. Landdroshof, Voorstraat 57, Utrecht	Provinsiaal	Gedeelte van Erf 190, Utrecht	NVT Staatsbesit	S27 39.386 O30 19.199
4. Stadsaal, Voorstraat 55, Utrecht	Provinsiaal	Restant van Erf 188 Utrecht	T2103/1921	S27 39.370 O30 19.272
5. Ou Kruithuis, Presidentstraat, Utrecht	Provinsiaal	Gedeelte van Perseel 739 Utrecht	G6705/1904 T11410/2002 T11411/2002	S27 39.572 O30 20.491
6. Bloedrivier / Ncome Slagveld, Plaas Vechtkop 168, Utrecht District	Erfenis	Gedeelte van die dorp Bloedrivier op Restant van Charl Cilliers van A van Vechtkop 168, Utrecht Distrik	T61494/2002	S28 06.134 O30 32.434
7. Nederduits Gereformeerde Kerk, Kerkstraat 50 (Hv. Bloem), Utrecht	Erfenis	Erf 996 (Gekonsolideerd uit 236, 237 en 238) Utrecht	T32739/1995	S27 39.284 O30 19.180
8. George Shawhuis, Kerkstraat 67, Utrecht	Erfenis	Erf 246 Utrecht	T14664/1998	S27 39.245 O30 19.417
9. Rothmanhuis, Kerkstraat 65 (Hv. van Rooyen), Utrecht	Erfenis	Erf 244 Utrecht	T68812/2004	S27 39.249 O30 19.384
10. Dirk Uyshuis, Kerkstraat 61, Utrecht	Erfenis	Onderverdeling 3 van Perseel 242 Utrecht	T40972/2002	S27 39.261 O30 19.333
11. Nederduits Gereformeerde Kerk Pastorie (De Oude Pastorie), Kerkstraat (Hv. Loop), Utrecht	Provinsiaal	Onderverdeling 1 van Erf 192 Utrecht	T3591/1942	S27 39.348 O30 19.114

H. eThekweni Munisipaliteit (Durban Metro) (DC 25), ingestel deur Provinsiale Kennisgewing No. 343 van 19 September 2000, wat gevolglik gewysig is deur Provinsiale Kennisgewing No. 461 van 1 Desember 2000, Provinsiale Kennisgewing No. 135 van 12 April 2001, Provinsiale Kennisgewing No. 229 van 13 Augustus 2001, Provinsiale Kennisgewing No. 460 van 13 Desember 2001, Provinsiale Kennisgewing No. 461 van 13 Desember 2001 en Provinsiale Kennisgewing No. 649 van 28 April 2005.

1. eThekweni Metropolitaanse Unistad Munisipaliteit

Erfenishulpbron	Landmerk- status <i>Erfenis</i> (artikel 44) <i>Provinsiaal</i> (artikel 45)	Erf / Plaasnommer	Transportakte- beskrywing	GPS- koördinate
1. Ou Fort, KE Masingaweg, Durban	Provinsiaal	Erf 11649 Durban	G1685/1935	S29 51.098 O31 01.536
2. Plaaslike Geskiedenis museum, Samora Machelstraat, Durban	Provinsiaal	Perseel 3 No. 9594 Durban (tans Erf 11090)	G9594/1920 Akteskenking 9594/ 1914, gedateer 9 Junie 1914	S29 51.518 O31 01.670
3. Stadsaal en Francis Farewelltuine, Dr Pixley KaSemestraat 263 (Hv. Anton Lembede en Dorothy Nyembe), Durban	Provinsiaal	Restant van Erf 1 Durban	Toelaag 1737 1914 gedateer 27 Julie 1855 T3502/1928	S29 51.523 O31 01.516
4. Hoofposkantoor Dr Pixley Kasemestraat (Hv. Dorothy Nyembe), Durban	Provinsiaal	"Perseel Poskantoor" van die blok Markplein, Durban (tans Erf 11722)	T20208/1990 T85/ 1914, gedateer 15 Januarie 1914	S29 51.486 O31 01.507
5. Wildevybome, Dr Pixley Kasemestraat (Hv. Kerk), Durban	Provinsiaal	Gedeelte 2 van Erf 11718	T3001/1964 gedateer 24 Maart 1964	S29 51.471 O31 01.592
6. Ou Puntspoorweg	Provinsiaal	Punt SAS 1 No. 13200, Durban	T1872/1944	S29 52.267 O31 02.613

stasie, Mahatma Gandhiweg 111, Durban		(lans Erf 10031)	gedateer 22 Maart 1944	
7. Beachwood Wortelbome, SWAPO-weg, Durban	Provinsiaal	Restant van Graham 12774, per Diagram SG 2114/1937; gebied getoon as "Lagoon" et al Graafskap van Victoria	NVT Ongeregistreer de Staatsgrond Die restant van Graham 12774, volgens Diagram SG 2114/1937, Akte van T 31451954	S29 47.847 O31 02.667
8. Howard Gedenkkollege, Mazisi Kuneneweg 267, Durban	Provinsiaal	Restant van Gedeelte 1 van Erf 487 Cato Manor	T2465/1932 gedateer 29 Oktober 1932	S29 51.999 O30 58.973
9. Gedenktoring gebou, Mazisi Kuneneweg 267, Durban	Provinsiaal	Restant van Gedeelte 1 van Erf 5702487/ & 490 Cato Manor	T2465/1932	S29 51.999 O30 58.973
10. Sastri Kollege, Winterton Wandellaan Durban	Provinsiaal	Erf 3184 (en 3185) Durban	T7031/1954 Par. 1 en 2 20 Augustus 1954	S29 51.082 O31 00.554
11. Bellair Spoorwegstasie, Sarniaweg 945, Durban	Provinsiaal	Onderverdeling. 2 van Perseel 52, Bellair	T50/1944 gedateer 8 Januarie 1944. (par. 2)	S29 53.423 O30 57.270
12. Congella Slagveld Maydonweg, Durban	Provinsiaal	Erf 10011/1737 Durban	T4653/2001 T13421 1905. gedateer 30 Junie 1905	S29 52.922 O30 59.740 S29°52'38.9964" E30°59'49.9812"
13. Durban Sekondêre Indiër Meisiesskool, Carlisleweg 88 (Hv. Gladys Manzi), Durban	Provinsiaal	Erf 3331 Durban	T9591/1957 7 November	S29 51.017 O31 00.849
14. Natal Herbarium, Problem	Provinsiaal	Onderverdeling 5 van Perseel 3174 Durban	T2027/1914 T2027/1914, gedateer 29	S29 50.866 O31 00.312

Mkhizesingel 4, Durban			September 1914	
15. Dr JL Dubehuis (Konings), Eastbourneweg, Durban	Provinsiaal	Erf 625 Durban	T1940/1904 gedateer 16 Augustus 1904	S29 49.511 O31 00.875
16. Oorlogs departement, Lords' Ground Grensmerker No. 2, KE Masingaweg, Durban	Provinsiaal	Restant van Erwe 11162, 11163, Erf 12380 (van 11164) en Erf 11702, Durban	T1102/1896 T8784/1993 T13385/1996 T53370/2000 T793/1912 Durban, geleë in die Stad van Durban. Titelakte T793/1912, gedateer 30 April 1912	S29 51.119 O31 01.386
17. Perseel van Passiewe Weerstand, Umbiloweg (Hv. Magwaza Maphalala), Durban	Provinsiaal	Perseel 8264, Durban	T73/1962 gedateer 10 Januarie 1962	S29 52.285 O30 59.681
18. (Fasade van) Ou Greenacres gebou, Dr Pixley KaSemestraat 409, Durban	Erfenis	Gedeelte 4 van Perseel 11017, Gedeelte 1 van Erf 11019 en Restant van Erf 11019, Durban		S29 51.544 O31 01.178
19. Elephant House, Peter Mokaba 745 Ridgeweg, Durban	Erfenis	Gedeelte 4 van Erf 246 Springfield Onderverdeling 4 of AGAR van A van die Plaas Springfield 802	T29718/1994 Titelakte 19193/1976, gedateer 24 November 1976	S29 49.648 O31 00.418
20. Glacial Pavement, Carinthiaweg, Durban	Erfenis	Gedeelte 56 van Erf 127 Springfield plaas 802.	T4781/1940 2 Oktober	S29 48.822 O31 00.210
21. Hooggeregs hof, Margaret Mncadilaan 151, Durban	Erfenis	Gedeeltes 45 en 46 van Perseel 10004 Durban	T3376/1921 6 September 1921. T600/1903 12 Maart 1903. Opgerig 1911. 10/2/797	S29 51.755 O31 01.188

22. Riverside Soofiemoskee en Praaggraf, Soofi Sahibweg 50, Durban	Erfenis	Gedeelte 4/Gedeelte D1 van Onderverdeling G van Erf 27 /Erf 1550 Durban/ Noord	T2673/1913 1 Desember (paragraaf 1)	S29 48.371 O31 02.006
23. Trevean, Wakesleighweg 258 (Hv. Corumbine), Durban	Erfenis	Erf 45 Bellair (Gekonsolideerd 565) Perseel 1 van Onderverdeling R van die plaas Bellair 823	T14177/1967 13 September T20857/1973, 10 Desember	S29 53.078 O30 57.146
24. Colinton, Peter Mokaba Ridgeweg 68, Durban	Erfenis	Erf 3209 en Gedeelte 3 van Erf 3210 Durban	T33104/1983 T3028/1954, 14 April 1954	S29 50.895 O30 59.492
25. Queen's Tavern, Matthews Meyiwaweg 16, Durban	Erfenis	Erf 1357 Durban	T417 81/2003	S29 50.490 O31 01.243
26. Richegebou, Anton Lembestraat 423, (Hv. Masonic) Durban	Erfenis	Gedeelte 2 van Erf 10679 Durban	T19631/2001 T4909/1952, gedateer 20 Junie 1952	S29 51.625 O31 01.138
27. Musgraveweg 73, Durban	Erfenis	Gedeelte 18 van Erf 2255 Durban	T3394/1997 T6784/1984 gedateer 23 Maart 1984	S29 51.048 O30 59.977
28. Little Chelsea, Lilian Ngoyiweg 18, Durban	Erfenis	Gedeelte 50 van Erf 1368 Durban	T19702/2004 T19695/1973 gedateer 23 November 1973	S29 50.243 O31 01.135
29. Quadrant House, Margaret Mncadilaan 114 - 115, Durban	Erfenis	Gedeelte 152 van Erf 10004 Durban	T36334/2003 T241/1942 10 November 1942	S29 51.681 O31 01.454
30. St Louis Rooms Katoliekekerk, Jacobsdweg 22, Durban	Erfenis	Restant van Erf 775 Durban, Dunn Skenking 873, Lot 24	T7062/1971 2 Julie 1971	S29 54.890 O30 58.758
31. Cottam Grove Hotel, Floridaweg 303 - 309 (Hv. Cottam), Durban	Erfenis	Gedeelte 3 van Erf 784 Durban	T6853/2002 T2673/1962 gedateer 18 April 1962, (endossement p. 4.)	S29 49.790 O31 00.738

32. Monaltrie, Musgraveweg 59, Durban	Erferis	Gedeelte 1 van Erf 2261 Durban	T46945/2000 T29600/1984	S29 51.077 O30 59.968
33. Lillieshell, Innesweg 408, Durban	Erferis	Erf 643, Durban	T10213/1995 T2949/88 gedateer 10 Februarie 1988	S29 49.721 O31 00.803
34. Cedarweg 41, (Hv. Esther Roberts), Congella, Durban	Erferis	Perseel 7972, Lot 1 of B Block J Congella van Dorpsgrond van Durban 1737	T6810/1986 14 April 1986	S29 52.490 O30 59.358
35. Umbilo Shree Ambalavanaar Alayamtempel, Vusi Mzimelaweg 890, Durban	Erferis	Gedeelte 1 van Erf 55, synde Onderverdeling 1 van Onderverdeling 30 van Erf SB 7 van Cato Manor 812	T10845/1957 17 Desember 1957	S29 52.589 O30 57.665
36. Atherton, Floridaweg 295, Durban	Erferis	Erf 785 Durban	T32784/2005 T24653/85	S29 49.783 O31 00.740
37. Caister Lodge, Musgraveweg 264, Durban	Erferis	Erf 2222 Durban	T18860/1975 10 Desember	S29 50.657 O31 00.112
38. Portview, Problem Mkhizeweg 183 (Hv. Haden), Durban	Erferis	Gedeelte 1 van Erf 3064 Durban	T67271/2002 T27292/1992 T31256/1983	S29 50.290 O31 00.661
39. Nederduits Gereformeerde Kerk, Anton Lembestraat 151, Durban	Erferis	Gedeelte 5 van Erf 10605, Durban	T1906/1918 2 Julie 1918	S29 51.526 O31 01.865
40. Durban Ligte Infanteriehoof- kwartiere, DLI- laan 5, Durban	Erferis	Restant van Erf 3427, Durban, en Erf 3428, Durban	T1130/1913 gedateer 30 Mei 1913 T1861/1922 18 Mei 1922	S29 50.834 O31 00.990
41. Hollishuis, Floridaweg 178, Durban	Erferis	Perseel 892, Durban	T47126/2000 T1794/1996	S29 49.954 O31 00.975
42. Kingsleigh Lodge, Alan Patonweg 241, Durban	Erferis	Persele 5211 en 5212, Durban	T15571/1995	S29 51.657 O30 59.501

2. Inanda (nou deel van eThekweni Metropolitaanse Unistad Munisipaliteit)

Erfenishulpbron	Landmerk-status Erfenis (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Ottawa Huis, plaasperseel 20 1529, Inanda Distrik	Provinsiaal	Erf 2493 Waterloo Uitbreiding, Inanda Distrik	T9238/1996 10 April 1996	S29 39.932 O31 02.889
2. Ganesha Temple Marshallrylaan 119, Mount Edgecombe	Erfenis	Restant van Perseel 22 op die Umhlangarivier, Graafskap van Victoria (tans Perseel 609 Mount Edgecombe)	T50165/2004 T1547/1921	S29 42.100 O31 02.108
3. Shri Jagannath Puri tempel, Waddstraat 7, Tongaat	Erfenis	Restant van Perseel 79, Tongaat Dorp	T11703/2005 T2531/1994 T28911/1998	S29 34.504 O31 06.670
4. Narainsamy tempel, Inandaweg, Newlands	Erfenis	Restant van Perseel 165 Newlands, van die plaas Zeekoe Vallei, Graafskap van Victoria	T1556/1909 3 Desember 1909	S29 46.749 O30 58.144
5. John Dube Huis, Ohlange Instituut, Inanda Distrik	Erfenis	Onderverdeling 253 (van 90) van die plaas Piezangrivier No. 805	T33658/1993 22 November 1993	S29 42.267 O30 57.733
6. Ottawa Landgoed Shree Emperumal tempel, Ottawa, Inanda Distrik	Erfenis	Restant van Perseel 20 No. 1557 Ottawa Landgoed, Inanda Distrik	T5619/1990	S29 40.323 O31 02.902
7. Ou Inanda Sjirurgie en Poskantoor, Inanda Distrik	Erfenis	Restant Inanda Missie, Reservaatnommer 4579F	G4579/1883	S29°42.135 O030°55.330 S29°42.141 O030°55.21
8. Shembe Ebuhleni Village Inanda Distrik	Erfenis	Restant Inanda Missie Stamgrond	Reservaatnommer 4579 (by die ingang na die dorpie)	S29° 42.09.0 E 30° 53'22.1
9. Shembe Ekupakhameni Inanda Distrik	Erfenis	Gedeelte 121 en 257 Stamgrond	van die plaas Piezangrivier No. 805	S29° 42.540 O30° 57.763

10. Nhlankazi Holy Mountain Inanda Distrik (Aan die voet van die Berg)	Erfenis	Inanda Plaas 467		S29° 27' 59" E30° 50' 29"
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3. Pinetown (nou deel van eThekweni Metropolitaanse Unistad Munisipaliteit)

Erfenishulpbron	Landmerk- status Erfenis (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte- beskrywing	GPS- koördinate
1. Bergtheil Museum, Queenslaan 16, Westville	Provinsiaal	Perseel 1870 Westville Dorp	T8898/1983 20 April 1983	S29 50.093 O30 55.835
2. Umbilo Waterwerke, Paradise Valley Natuurreservaat, Pinetown	Provinsiaal	Restant van Perseel 3064 en Restant van Perseel 3065 Pinetown	T15824/1990 19 Junie 1990	S29 49.959 O30 53.369
3. Indigo Vats, Paradise Valley Natuurreservaat, Pinetown	Erfenis	Gedeelte van Erf 3079 Pinetown	T37884/2002	S29 50.203 O30 52.985
4. Ou New Germany Lutherse Kerk, Posseltstraat (Hv. Rodger Sishi), Pinetown	Erfenis	Perseel 130 New Germany Dorp	T28098/1898 T10599/1975 15 Julie 1975	S29 47.887 O30 53.355
5. Christianen berg Berlyn Sendingkerk, Krausestraat, Clermont : Geschiedkundige Kloktoring	Erfenis	Restant van Gedeelte 214 Christianenberg Dorp, Pinetown Distrik	T4667/1977 4 April 1977	S29 47.840 O30 53.769

4. Umzinto (nou deel van eThekweni Metropolitaanse Unistad Munisipaliteit)

Erfenishulpbron	Landmerk- status Erfenis (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte- beskrywing	GPS- koördinate
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1. Groenpunt Vuurtooring, plaas Clansthal 1202	Provinsiaal	Onderverdeling 7 van die plaas Clansthal 1202, Umzinto Distrik	T446/1934 15 Februarie 1934	S30 15.020 O30 46.728
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I. uThukela Distriksmunisipaliteit (DC 23), ingestel deur Provinsiale Kennisgewing No. 351 van 19 September 2000, wat gevolglik gewysig is deur Provinsiale Kennisgewing No. 462 van 1 Desember 2000, Provinsiale Kennisgewing No. 501 van 29 Desember 2000, Provinsiale Kennisgewing No. 97 van 15 Maart 2001, Provinsiale Kennisgewing No. 135 van 12 April, 2001, Provinsiale Kennisgewing No. 299 van 13 Augustus 2001, Provinsiale Kennisgewing No. 388 van 11 Oktober 2001, Provinsiale Kennisgewing No. 461 van 13 Desember 2001, Provinsiale Kennisgewing No. 131 van 25 April 2002, Provinsiale Kennisgewing No. 468 van 4 Desember 2002 and Provinsiale Kennisgewing No. 494 van 30 Junie 2003.

1. Emnambithi Plaaslike Raad

Erfenishulpbron	Landmerk- status Erfenis (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Spoorweginstituut, Murchisonstraat (Hv. Albert), Ladysmith	Provinsiaal	Erf 730 Ladysmith Kroonskenking 4802/1887	T4802/1887 19 Februarie 1887	S28 33.317 O29 47.059
2. Stadsaal, Murchisonstraat (Hv. Queen), Ladysmith	Provinsiaal	Perseel 1 Dorpsgrond van Ladysmith	T888/1900	S28 33.568 O29 46.847
3. Die Residensie, Wrightweg 11-13, Ladysmith	Provinsiaal	Perseel 505 Ladysmith	T1419/1901 26 Julie 1901	S28 32.879 O29 47.387
4. Platrand Slagveld ("Wagon Hill"), Plaas Fourie's Kraal 1183 (Rietkuil 1067), Kliprivier Distrik	Erfenis	Onderverdeling Wagon Hill van die plaas Fourie's Kraal No. 1183, en Onderverdeling- Wagon Hill van Onderverdeling G, van die plaas Rietkuil No. 1067	T59701/2001 T23446/1985	S28 35.402 O29 45.509

5. Fort Mistake, plaas Quagga's Kirk 1168, Kliprivier Distrik	Erfenis	Restant van die plaas Quagga's Kirk 1168, Graafskap van Kliprivier	T5966/1967 28 April 1967	S28 10.140 O29 57.540
6. Pro Nobis, Fort Mistake, Klipriver Distrik	Erfenis	Restant van die plaas Quagga's Kirk 1168, Graafskap van Kliprivier	T5966/1967	S28 10.490 O29 57.240
7. Llandaff Kapel, Van Reenen, Kliprivier Distrik	Erfenis	Perseel 115, Van Reenen Dorp	T17537/1979 31 Oktober 1979	S28 22.599 O29 22.713
8. Elandslaagte Slagveld, plaas Brakfontein 1046, Kliprivier Distrik	Erfenis	Diagram SG 875/1983 synde Onderverdeling 9 (van 7) en Restant van Onderverdeling 7 van die plaas Braakfontein 1046	T898/1928 en T45589/2002 9 Augustus 1968	S28 25.282 O29 58.828
9. Elandslaagte Slagveld: Nederlandse Korps Monument	Erfenis	(a) Monumentterrein van (Onderverdeling A van Brakfontein 1046, Graafskap van Kliprivier (b) servituut op Onderverdeling. A (Diagram SGO Onderverdeling Vol. 726 gedateer 16 Feb. 1928)	T898/1928 6 Maart 1928 en T45589/2002	S28 25.282 O29 58.828
10. Hindu Thirukootam and Shree Ganasertempel, Forbesstraat 113, Ladysmith	Erfenis	Gedeelte 1 van Erf 800 Ladysmith	T4948/1919 15 Desember 1919	S28 33.647 O29 47.126
11. Keerweder, Keatestraat 25, Ladysmith	Erfenis	Gedeelte van Erf 769 Ladysmith	T22024/1993 18 Augustus 1993	S28 33.490 O29 46.747
12. Soofie Moskee en Maddressa, Moskeestraat 41 (Soofie), Ladysmith	Erfenis	Onderverdeling 3 van Erf 1006 Ladysmith Dorp	T6567/1977 12 Mei 1977	S28 34.236 O29 46.657
13. Nederduits Gereformeerde Kerk,	Erfenis	Erf 845 Ladysmith	T2312/1859 circa 2 Februarie 1859	S28 33.655 O29 46.786

Murchisonstraat 103, Ladysmith				
14. Himebrug, plaas Platberg 1241, Kliprivier Distrik	Erfenis	Restant van plaas Platberg 16318/1214	T4777/1992	S28 21.612 O30 00.654
15. Rietfonteinplaas, Ladysmith	Erfenis	Gedeelte 1 Rietkuilplaas No. 11048	T29/1988	28. 480219 29. 828243
16. Aloe Creek uThukela Distrik	Erfenis	Gedeelte 40 van die plaas Rietkuil No. 1181 en Gedeelte 6 (van 2) van die plaas Rietkuil No. 1387	T16800/2008	S28 30.067 E29 53.917

2. Umtshezi Plaaslike Raad

Erfenishulpbron	Landmerk- status Erfenis (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Bulwerbrug en Ou Tolhuis, Colenso, Estcourt Distrik	Provinsiaal	Onderverdeling. 1 van Perseel 116 Colenso Dorp	G45/1963 12 Junie 1963	S28 44.177 O29 49.261
2. Fort Durnford, Kempweg, Estcourt	Provinsiaal	Onderverdeling 1 van Perseel 1081 Estcourt Dorp	G89/1966 gedateer 15 Augustus 1966	S29 00.882 O29 53.302 29° 0' 56.394"S 29° 53' 19.1364"E
3. Ou Landbousaal, Hardingstraat, Estcourt	Provinsiaal	Perseel 149 Estcourt	T5388/1895 26 Maart 1895	S29 00.540 O29 52.389 28° 59' 41.874" S, 29° 52' 13.206" E
4. Bloukrans Slagveld, plaas Rama 929, Estcourt Distrik : Bloukransgedenk teken	Erfenis	Onderverdeling 20 (van 6) van die plaas Rama No. 929	T54685/2006	S28 51.021 O29 50.528 28° 51' 1.4976" S, 29° 50' 34.53" E
5. Saailaer, plaas Zaay Lager 1199, Estcourt Distrik	Erfenis	Plaas Saaylager No. 1199, Estcourt Distrik	T8467/1989	S29 00.487 O29 53.267
6. Marianne Kerkruines, Plaas Doveton, Estcourt Distrik	Erfenis	Restant van Wilde Perdevlei 1004 (tans bekend as Doveton)	T68188/2004 T6019/1940 19 Desember 1940	S28 47.954 O29 30.379 28° 47' 57.228"S, 29° 30' 23.8392"E

), Graafskap van Weenen		
7. Greystone, plaas Farm Vegt Lager 801, Estcourt Distrik	Erferis	Onderverdeling 19 ('n Onderverdeling van A) van die plaas Vegt Lager 801, Graafskap van Weenen	T6212/1995 9008/1968. 2 Julie 1968	S29 04.306 O29 47.907
8. Brynbella Slagveld Klipmuur, plase Glenbello en Stockton, Estcourt Distrik	Erferis	"Al langs die grenslyn van die plase Glenello (voorheen Tamboekies kraal) en Stockton (voorheen Zuurbraak), Graafskap van Weenen"	T9331/1996 T2623/1975 gedateer 25 Februarie 1975 T7586/1957 gedateer 3 September 1957 T14571/2004	S29 04.471 O29 57.410
9. Setlaars kothuis, Lornestraat 87, Estcourt	Erferis	Perseel 126 Estcourt Dorp	T44964/2001 T5737/1951 gedateer 18 Julie 1951 en 4191/1969 gedateer Maart 1969 (par. 2)	S29 00.681 O29 52.639
10. Bartle House, St Gregory Kollege, Estcourt Distrik	Erferis	Erf 139 Frere	T40169/2004 T15232/1990 gedateer 13 Junie 1990	S28 53.575 O29 46.549
11. Hattingsvlakte 2829DD19 en 22, plaas Hattingsvlakte 5865, Estcourt Distrik	Erferis	Restant van Plaas Hattingsvlakte 5865, Graafskap van Weenen	T66910/2002 T9335/1969 gedateer 30 Mei 1969	S28 50.833 O29 46.795
12. Ambleside Militêre Begraafplaas / Nasionale Gedenktuin	Erferis	Onderverdeling 18 (van 6) van die plaas Varkensfontein 1138, Graafskap van Weenen	T3644/1997 T9572/1966 gedateer 5 Augustus 1966	S28 44.495 O29 47.494
13. Coolamgause Gebou, Retiefstraat, Weenen	Erferis	(a) Onderverdeling 1 van Perseel 66 (b) Onderverdeling 2 van Perseel 66 Weenen Dorp	T16792/1995 and T16791/1995 T4743/1952 gedateer 16 Junie 1952	S28 51.157 O30 05.091

14. Abdoolgafoor Goolamsahib Arabiese Handelaar, Retiefstraat, Weenen	Erfenis	(a) Onderverdeling 1 van Perseel 66 (b) Onderverdeling 2 van Perseel 66, Weenen Dorp	T16792/1995 en T16791/1995	S28 51.157 O30 05.105
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3. Okhahlamba Plaaslike Raad

Erfenishulpbron	Landmerk- status Erfenis (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Spioenkop Slagveld, plaas Rhenosterfontein 1051	Provinsiaal	Onderverdeling 11 (van 2) van die plaas Rhenosterfontein No. 1051, Graafskap van Kliprivier Diagram SG 1764/1976	T3552/1977 23 Februarie 1977	S28 38.940 O29 31.164
2. Mhlwazini Grot 2829CD57, Plaas Solarcliffs 11454	Provinsiaal	Restant van die plaas Solarcliffs 11454, Bergville Distrik	T2758/1963 29 Maart 1963	S28 43.534 O29 18.534 28° 57' 20.9412"S, 29° 16' 53.958"O
3. Anglo- Boereoorlog Blokhuys, Sharratstraat, Bergville	Provinsiaal	Erf 233 Bergville Onderverdeling A van Kleine Waterval, Bergville	T15792/1977 T47/1895	S28 44.099 O29 22.305 28° 43' 49.728"S, 29° 21' 4.3272"O
4. Retiefspas, Plaas Scheepers Hoek 1133 Bethel 2186	Erfenis	Gedeelte van Onderverdeling A van die plaas Scheepers Hoek 11337 en Portion of Restant van die plaas Bethel 2186, Graafskap van Kliprivier, soos aangedui op Serwituut Diagramme SG 4122/1975 en SG 4123/1975	T29933/1995T 14024/1982 T3190/1987 T33693/2001 T4888/1979 gedateer 26 Augustus 1971 1716/1942 gedateer 2 April 1942	S28 27.540 O29 14.287 28° 34' 0.0012"S, 29° 9' 29.9988"O

5. Mgoduyanuka 2829CB6, plaas Zuur Lager 1040	Erfenis	Onderverdeling 8 (tans Restant) van die plaas Zuurlager 1040, Bergville Distrik	T37174/1994 T12133/1963 gedateer 6 Desember 1963	S28 41.010 O29 13.131
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J. uMzinyathi Distriksmunisipaliteit (DC 24), ingestel deur Provinsiale Kennisgewing No. 350 van 19 September 2000, wat gevolglik gewysig is deur Provinsiale Kennisgewing No. 462 van 1 Desember 2000, Provinsiale Kennisgewing No. 501 van 29 Desember 2000, Provinsiale Kennisgewing No. 97 van 15 Maart 2001, Provinsiale Kennisgewing No. 135 van 12 April 2001, Provinsiale Kennisgewing No. 299 van 13 Augustus 2001, Provinsiale Kennisgewing No. 461 van 13 Desember 2001, Provinsiale Kennisgewing No. 219 van 20 Junie 2002, Provinsiale Kennisgewing No. 329 van 5 September 2002, Provinsiale Kennisgewing No. 468 van 4 Desember 2002 en Provinsiale Kennisgewing 494 van 30 Junie 2003.

1. Endumeni Plaaslike Raad

Erfenishulpbron	Landmerk- status <i>Erfenis</i> (artikel 44) <i>Provinsiaal</i> (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Ryley's Hill, Karel Landmanstraat 79, Dundee	Provinsiaal	Restant van Perseel 1 van dorpsgrond van die Regeringsuit breiding van Dundee	T2025/1938 gedateer 5 Mei 1938	S28 09.800 O30 13.087 28° 9' 48.2364" S, 30° 13' 15.0636" O
2. Thornley-opstal Dundee 4339	Provinsiaal	Onderver- deling. 727 van plaas Dundee 4339, Graafskap van Kliprivier (tans Gekonsolideer. Onderver- deling 728)	T2658/1985	S28 08.829 O30 15.766
3. Talana Slagveld, Plaas Dundee 4339	Erfenis	Restant van gedeelte 348 van die plaas Dundee 4339	T14679/1970	S28.155.817 E30.260008
4. Landdroshof en Polisiestasie, Gladstonestraat (Hv. Beaconsfield), Dundee	Provinsiaal	Erf 1374 Dundee Dorpsgrond	T13250/1995	S28 09.725 O30 14.059 28° 9' 43.6536"S, 30° 14' 2.2848"O

5. Dundee Hoërskool, Tathamstraat, Dundee	Provinsiaal	Perseel 1335 Dundee	T2612/1904 2 November 1904	S28 10.085 O30 13.672 28° 10' 6.2832" S, 30° 13' 37.2144" O
6. Ou Sweedse Sendingstasie, McKenziestaat 77, Dundee : Wesleyaanse Kerk	Erfenis	Erf 3981 Dundee (van Perseel 1201 en Perseel 1202, Dundee Dorp	T928/1987 T16679/1974 gedateer 25 September 1974 (paragrafe 6 and 7)	S28 10.038 O30 14.099
7. Judith Nederduits Gereformeerde Kerk en Begraafplaas, plaas Paddafontein	Erfenis	Onderverdeling A van die plaas Paddafontein (No. 3214) in Verdeling van Umsinga Graafskap van Kliprivier	T31685/1997 T1240/1919 gedateer 26 April 1919	S28 20.430 O30 20.677
8. Coniston, Harvey Place 5, Dundee	Erfenis	Onderverdeling 10 van Perseel 2160 Dundee	T13023/2002 T55976/1986 gedateer 9 Oktober 1986	S28 09.395 O30 13.829 28° 9' 24.1704" S, 30° 13' 49.1952" O
9. Pearson House, Tathamstraat 46, Dundee	Erfenis	Restant van Perseel 1338 Dundee Dorp	T31240/1983 1 Desember 1983	S28 10.105 O30 13.725 28° 10' 3.9144" S, 30° 13' 42.0816" O
10. Ou Boswell se Winkel, Gladstonestraat 74 (Hv. Beaconsfield) Dundee	Erfenis	Perseel 616, Dundee	T26587/1998 T26587/1988 13 Oktober 1988	S28 09.726 O30 14.074 28° 9' 43.5564" S, 30° 14' 5.5176" O
11. Apostoliese Geloofsending kerk, Graystraat 17, Dundee	Erfenis	Erf 579 Dundee	T8016/1994 T1132B/1976 gedateer 5 Julie 1976	S28 09.538 O30 14.104
12. The Hollies, Union straat 29 - 31, Dundee	Erfenis	Erf 4335, Munisipaliteit van Dundee	T14460/1998	S28 09.586 O30 13.844
13. Karel Landmanhuis, plaas Uithoek 1335	Erfenis	Op die werf van die plaas Uithoek No. 1335, Kliprivier Graafskap	T31823/1991	S28 14.204 O30 08.044

2. Nqutu Plaaslike Raad

Erfenishulpbron	Landmerk- status <i>Erfenis</i> (artikel 44) <i>Provinsiaa</i> <i>I</i> (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Isandlwana Slagveld	Provinsiaal	Diagram S.G. 549/1972 op Reservaat 18, No. 7638, Nqutu Distrik in die Graafskap van Zululand	P.T.O. verwysings nommers 9/5/15/20 en 21 en gedateer 21 Oktober 1994	S28 21.449 O30 39.261 28° 21' 14.4468"S 30° 39' 10.4004" O
2. Prince Imperial Gedenkteken	Erfenis	Inboorling Reservaatnommer 18, Zoeloeland (No. 7638)	P.T.O. verwysings nommer 9/5/15/15 gedateer 19 April 1994	S28 07.733 O30 47.942 28° 7' 55.4412" S, 30° 47' 49.182" O

3. uMzinga Plaaslike Raad

Erfenishulpbron	Landmerk- status <i>Erfenis</i> (artikel 44) <i>Provinsiaal</i> (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Shiyane/ Rorke's Drift Slagveld, plaas Oscarsberg 2254	Provinsiaal	Gedeelte van die plaas Mchjeane 2254, Kliprivier (bekend as Oscarsberg) Kaart SG 4104/1973	T11007/1981	S28 21.274 O30 32.259 28° 20' 58.0128"S, 30° 32' 36.114" O

4. Umvoti Plaaslike Raad

Erfenishulpbron	Landmerk- status <i>Erfenis</i> (artikel 44) <i>Provinsiaal</i> (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Geboorteplek van General	Provinsiaal	Onderverdeling B van G van Hartebeest Vlagte No.	T1504/1940 gedateer 29 Augustus 1939	S29 05.531 O30 36.546

Louis Botha, Greytown		1355, Graafskap van Umvoti (tans Gedeelte 31 van 1355)		
2. Greytown Museum, 68 Scottstraat 68 (Hv. Durban), Greytown	Provinsiaal	Onderverdeling 1 van Perseel 138 en Onderverdeling 1 van Perseel 139 Greytown Dorp (tans Gekonsolideerde Erf 1145)	T14453/1986 T3639/1974 gedateer Februarie 1974 (paragrafe 1 and 2)	S29 03.910 O30 35.176 29° 3' 54.4356" S, 30° 35' 9.1428" O
3. Stadsaal, Bellstraat 37 - 47 (Hv. Pine), Greytown	Provinsiaal	Perseel 407 Greytown	NVT Staatsbesit Kroonskenking 5695/1898, gedateer 15 Maart 1898	S29 03.420 O30 35.510 29° 3' 34.02" S, 30° 35' 34.9584" O
4. Hermannsburg Sendinghuise, Hermannsburgskool, Hermannsburg	Erfenis	Restant van die plaas Perseverance 1324 naby Kranskop, Provinsie van Natal	T54638/2000 T92/1885 gedateer 10 Februarie 1885	S29 02.495 O30 47.928 29° 2' 28.59" S, 30° 47' 50.9208" O
5. Ruïnes van Fort Ahrens, plaas Perseverance 1324, Hermannsburg	Erfenis	Perseel A van die plaas Perseverance, Graafskap van Umvoti, Provinsie van Natal	T1613/1995 T197/1925 gedateer 22 Januarie 1925	S29 01.707 O30 43.859 hangende presiese GPS-posisie 29° 1' 10.992" S, 30° 46' 49.008" O
6. Hermannsburg Lutherse Kerk, Hermannsburg	Erfenis	Onderverdeling 29 van plaas Perseverance 1324 Graafskap van Umvoti	T18534/1969 9 Oktober 1969	S29 02.526 O30 47.54729° 2' 33.4032" S, 30° 47' 32.8812" O
7. Balmoral Plaashuis en Stalle, naby Rietvlei, Umvoti Distrik	Erfenis	Restant van die plaas Balmoral 13347, Graafskap van Umvoti	T7166/2004 T5663/1980 gedateer 17 Maart 1980 (par. 3)	S29 11.579 O30 16.663 29° 9' 3.5748"S S, 30° 45' 0.81"O

8. Die Bhambatha Gedenkteken Umvoti Distrik	Erfernis	Plaas Duikerhoek (ook bekend as "Ambush Rock"	No. 3283 SG	28°54'45"S, 30°33'25"O 0000000032830 0009
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K. uMgungundlovu Distriksmunisipaliteit (DC 22), ingestel deur Provinsiale Kennisgewing No. 352 van 1 Desember 2000, wat gevolglik gewysig is deur Provinsiale Kennisgewing No. 462 van 19 Desember 2000, Provinsiale Kennisgewing No. 501 van 29 Desember 2000, Provinsiale Kennisgewing 97 van 15 Maart 2001, Provinsiale Kennisgewing No. 135 van 12 April 2001, Provinsiale Kennisgewing No. 299 van 13 Augustus 2001, Provinsiale Kennisgewing No. 388 van 11 Oktober, Provinsiale Kennisgewing No. 461 van 13 Desember 2001, Provinsiale Kennisgewing No. 257 van 11 Julie 2002, Provinsiale Kennisgewing No. 350 van 19 September 2002, Provinsiale Kennisgewing 468 van 4 Desember 2002, Provinsiale Kennisgewing No. 494 van 30 Junie 2003 en Provinsiale Kennisgewing No. 1261 van 7 Oktober 2004.

1. uMngeni Plaaslike Raad

Erfernishulpbron	Landmerk status Erfernis (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS-koördinate
1. Howick Waterval, Falls Viewrylaan, Howick	Provinsiaal	Die figuur synde Howick Watervalle Monument, soos aangedui op Diagram S.G. No. 5325/51 gedateer 21 September 1951 (gedeelte later gedeprokla meer) – Gedeelte van Dorpsgebied	G9118/1917	S29 29.192 O30 14.306 29° 29' 12.6096" S, 30° 14' 18.6972" E
2. Howick Museum (Ou Howick-kliniek, Morlingstraat, Howick	Provinsiaal	Restant van Perseel 7, Howick	T7385/1977 gedateer 27 Mei 1977	S29 29.326 O30 13.629 29° 29' 13.3512" S, 30° 13' 53.9184" O

3. Cedara Kollege, plaas Drie Fonteinen 952, Leeurivier Distrik : Ou Koshuisgebou	Provinsiaal	Restant van Onderver deling 1 van Drie Fonteinen 952, Graafskap van Pietermaritzburg	T1630/1902 gedateer 10 Julie 1902 (par. 1)	S29 31.645 O30 16.019 29° 32' 51.8028" S, 30° 16' 0.0264" E
4. Owthornehuis, plaas Bosch Hoek 973, Leeurivier Distrik	Provinsiaal	Onderverdeling A van die plaas Bosch Hoek 973, Graafskap van Pietermaritzburg	T3189/1947 29 April 1947 (par. 1)	S29 28 O30 16
5. St John's Gowrie Presbiteriaanse Kerk, Nottinghamweg, Leeurivier Distrik	Erfenis	Gedeelte 132 van die plaas Gowrie No. 1930	T36569/2000 T544/1886 gedateer 19 November 1886	S29 21.232 O29 59.783 29° 21' 17.2404" S, 29° 59' 44.3508" O
6. Tweedie Hall, plaas Tweedie Hall 11880, Leeurivier Distrik	Erfenis	Gedeelte van die plaas Tweedie Hall 11880, Graafskap van Pietermaritzburg	T39418/2002	S29 29.338 O30 10.593
7. Tweedie Navorsingstasie, plaas Riversdale 950, Leeurivier Distrik	Erfenis	Onderverdeling 404 van die plaas Alleman's drift 950 (tans Riversdale 950), in Midmar Gekontroleerde Gebied, Graafskap van Pietermaritzburg	T16382/1997 T18572/1972 gedateer 20 Desember 1972	S29 28.572 O30 11.628 29° 28' 41.5092" S, 30° 11' 10.7916" O
8. Fairfell plaasopstal, Shaftonweg, Howick	Erfenis	Onderverdeling. 2 van Erf 755, Howick	T33539/2003 T33109/1983 gedateer 21 Desember 1983.	S29 28.722 O30 14.388
9. Aird plaashuis, Leeurivier Distrik	Erfenis	Restant van Onderverdeling. 31 van die plaas Petrusstroom 954	T32907/1999	S29 32.256 O30 05.458 29° 32' 15.6012" S, 30° 5' 27.8916" O

10. Die Mandela Gevangenemings terrein	Provinsiaal	Gedeelte 1 van Plaas Little Grange No. 17249	T36218/2012	29°28 07.9 S 30°10 10.50
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2. Mkhambathini Plaaslike Raad

Erfenishulpbron	Landmerk- status <i>Erfenis</i> (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Umhlatusana Rotsskuiling 2930DD98, plaas Kirkfalls 14227	Provinsiaal	Onderverdeling 27 van die plaas Kirkfalls 14227 in Camperdown Distrik	T11709/1990 gedateer 15 Mei 1990	S29 48.280 O30 45.220 29° 48' 26.1252" S, 30° 45' 20.6856" O
2. Broodbome, Monteseeldorp	Erfenis	Monteseel Broodbome Monumente, op B van die plaas Kafirdrift No. 906, Graafskap van Pietermaritzburg Diagram S.G. No. 5799/51, gedateer 20 September 1951	T16541/1895	S29 44.183 O30 41.140 29° 44' 9.5172" S, 30° 41' 9.2832" O

3. uMshwathi Plaaslike Raad

Erfenishulpbron	Landmerk- status <i>Erfenis</i> (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Lutherse Kerk, <i>New Hanover</i>	Provinsiaal	Gedeelte 33 van plaas Mooiplaats, No. 1315, onderverdeling C gemerk van die plaas Mooiplaats	T3723/1990 T427/1859 gedateer Oktober 1859	29° 21' 20.574" S, 30° 31' 24.2364" O

4. Mpofana Plaaslike Raad

Erfenishulpbron	Landmerk-status <i>Erferis</i> (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
1. Helenbrug, Weston, Moorivier Distrik	Provinsiaal	'n Stuk grond wat Helen Bridge heet, synde 'n gedeelte van die Dorpsgrond van Moorivier, Graafskap van Weenen Kroonskenking 11102/1927, gedateer 5 Desember 1927	G11102/1927 Kroonskenking gedateer Desember 1927	S29 21.477 O30 33.761 29° 12' 18.3636" S, 30° 0' 5.5944" O
2. Militêre Begraafplaas / Nasionale Gedenktuin Moorivier Distrik	Provinsiaal	Erf 432, Moorivier	T11102/1927 5 Desember 1927	S29 13.038 O30 00.729 29° 13' 0.6888" S, 30° 0' 41.958" O
3. Weston Landboukollege: Dokterskwartiere	Erferis	Plaas Weston Opleidingskool 13981, Graafskap van Weenen	G5/1954	S29 12.815 O30 02.112
4. Weston Landboukollege: Huis van Kommandant	Erferis	Plaas Weston Opleidingskool 13981, Graafskap van Weenen	G5/1954 21 Januarie 1954	S29 12.815 O30 02.114
5. St Theresa Rooms Katoliekekerk	Erferis	Gedeelte 1 van Erf 2, Moorivier, Onderverdeling A van Erf 89 Moorivier, van die plaas.	T3246/1922 gedateer 6 September 1922	S29 12.437 O29 59.361 26.676" S, 29° 59' 21.8148" O

5. Impendle Plaaslike Raad

Erfenishulpbron	Landmerk- status <i>Erferis</i> (artikel 44)	Erf / Plaasnommer	Transportakte beskrywing	GPS- koördinate
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	Provinsiaal (artikel 45)			
1. Collingham skuiling 2929BD, plaas FP36 7648, Impendle Distrik	Erfenis	Plaas FS No. 17537 (voorheen Restant van die plaas FP.37 No. 7649)	T588/2002 T14577/1986, gedateer 25 Julie 1986	S29 38.217 O29 40.614 29° 47' 44.9988" S, 29° 27' 34.9992" O

6. Richmond Plaaslike Raad

Erfenishulpbron	Landmerk- status Erfenis (artikel 44) Provinsiaal (artikel 45)	Erf / Plaasnommer	Transportake beskrywing	GPS- koördinate
1. Blarney Kothuis, plaas Dunbarlandgoed 1478, Richmond Distrik	Provinsiaal	Onderverdeling. 2 van die plaas Dunbar Landgoed 1478, Richmond Distrik	T23889/1993 T605/1982, gedateer 12 Januarie 1982	S29 50.857 O30 12.270 29° 50' 44.4552" S, 30° 12' 20.9628" O
2. Plaas Dunbarlandgoed 1478: Bewaringsgebied, Richmond Distrik	Provinsiaal ERFENIS- BEWARING	Restant van Gedeelte 2 van die plaas Dunbar Landgoed No. 1478, Registrasie afdeling FT, Natal	T20136/2001	S29 52.221 O30 22.329 SAHRIS GPS
3. Richmond en Byrne Distriksmuseum, Victoriastraat 46 (Hv. Chillely) Richmond	Provinsiaal	Erf 219 Richmond	T24294/1981 2 Oktober 1981	S29 52.326 O30 16.212 29° 52' 31.908" S, 30° 16' 41.3544" O
4. Carnarvon Masonic Lodge, Russellstraat 57, Richmond	Erfenis	Perseel 272, Richmondorp	T30368/1998 T262/1882, gedateer 22 Maart 1882	S29 52.159 O30 16.366 SAHRIS GPS 29° 52' 9.3324" S, 30° 16' 22.584" O
5. Lynmouth Glacial Pavement, plaas Hopewell 881,	Erfenis	Restant van die plaas Hopewell 881, Richmond Distrik	T17263/1969 gedateer 19 September 1969	S29 48.941 O30 24.502

Richmond Distrik				
6. Baynesfield Landgoed: Baynes House	Erfenis	Restant van die plaas Nel's Rust 849, Richmond Distrik	T223/1879	S29 45.892 O30 20.190 29° 45' 55.6488" S, 30° 20' 26.5884" O
7. Baynesfield Landgoed: Ou Nel's Rust Melkery	Erfenis	Restant van die plaas Nel's Rust 849, Richmond Distrik	T223/1879 28 Maart 1879	S29 45.892 O30 20.190 29° 45' 55.6488" S, 30° 20' 26.5884" O
8. Baynesfield Landgoed: Eerste Beesdip	Erfenis	Plaas Meyer's Hoek 847, Richmond Distrik	T47900/2000	S29 45.892 O30 20.190 29° 45' 55.6488" S, 30° 20' 26.5884" E
9. Baynesfield Landgoed: Joseph Baynes Praelgraf	Erfenis	Restant van die plaas Nel's Rust 849, Richmond Distrik	T223/1879 T24294/1981, gedateer 2 Oktober 1981	S29 45.892 O30 20.190 29° 45' 55.6488" S, 30° 20' 26.5884" O

7. Msunduzi Plaaslike Raad

Erfenishulp bron	Landmerk- status <i>Erfenis</i> (artikel 44) <i>Provinsiaal</i> (artikel 45)	Erf / Plaasnommer	Transportakte beskrywing	GPS koördinate
1. Geloftekerk, Kerkstraat, Pietermaritzburg	Provinsiaal	Onderverdeling 1 van Perseel 2534 en Onderverdeling. 1 van Perseel 2571, Pietermaritzburg	T4092/1936 gedateer 14 Oktober 1936, en T12924/1966, gedateer 11 Oktober 1966	S29 35.937 O30 22.968 29° 35' 56.4324" S, 30° 22' 56.3448" O
2. Ou Goewermentshuis, Langelibalelestraat 1, Pietermaritzburg	Provinsiaal	(a) Restant van Erf 2501 en (b) Restant van Erf 2502, Pietermaritzburg	T350/1853	S29 36.654 O30 22.218
3. Ou Natalse Parlementsruise, Langelibalelestraat 244/245, Pietermaritzburg	Provinsiaal	Restant van Erf 2569 Pietermaritzburg	G20/1955 SG. 2916/1966, opmeting gedoen deur landmeter HH Isherwood in Oktober 1966	S29 36.158 O30 22.787 GPS-bevestiging SAHRIS Google kaarte 29° 36' 10.8576" S, 30° 22' 46.1748" O

4. Ou Voortrekkerweg, World's Viewweg, Pietermaritzburg	Provinsiaal	"World's View", Gedeelte van Erf 10 000, Pietermaritzburg (voorheen Dorpsgrond)	Kroonskenking 1687	S29 35.079 O30 19.932 29° 35' 4.5528" S, 30° 19' 56.0928" O
5. Stadsaal, Chief Albert Luthuliweg 260, (Hv. Kerk) Pietermaritzburg	Provinsiaal	Gedeelte van Restant van Onderverdeling "Markplein" van Pietermaritzburg (tans Erf 2526) voltooi 1893, vernietig deur brand in 1898 Regeringskennis gewing 913 van 6 Junie 1969 word hiermee herroep	T3502/1928 18 Augustus 1928	S29 36.089 O30 22.781
6. Ou Langmarkstraat Meisiesskool (Voortrekker museum), Langalibalelestraat 351 (Hv. Boshoff), Pietermaritzburg	Provinsiaal	Restant van Perseel 35, Pietermaritzburg (tans Erf 2535)	T426/1874 gedateer 11 Augustus 1874	29° 35' 58.1568" S, 30° 23' 1.122" O
7. Clarkhuis en Victoriasaal, Maritzburg Kollege, Kollegeweg, Pietermaritzburg	Provinsiaal	Restant van Perseel 80 van Dorpsgrond van Pietermaritzburg	T23352/1999 T98/1862 gedateer 19 Februarie 1892	S29 37.036 O30 22.925 29° 36' 58.4316" S, 30° 22' 46.6788" O
8. Publisiteitshuis, Chief Albert Luthulistraat 117, (Hv. Langalibalele), Pietermaritzburg	Provinsiaal	Gedeelte 1 van Erf 2526 Pietermaritzburg Onderverdeling A van "Markplein" Kroonskenking 12509/1935 gedateer 12 Februarie 1935	T12509/1935	S29 36.155 O30 22.810
9. Ou Presbiteriaanse Kerk, Kerkstraat	Provinsiaal	Restant van Perseel 24A, Langalibalele	T1112/1986 T471/1943 gedateer 3	S29 36.133 O30 22.722

252, Pietermaritzburg		straat Pietermaritzburg	Februarie 1943	
10. Voortrekkerhuis museum, Boomstraat 333, (Hv. Claybourne), Pietermaritzburg	Provinsiaal	Restant van Onderverdeling 2 van D van Boomstraat 333, Pietermaritzburg	T9014/1975 gedateer 18 Junie 1975	S29 35.766 O30 22.679
11. Russell Hoërskool, Hoosen Haffejeestraat 127 (Hv. Peter Kerchoff), Pietermaritzburg	Provinsiaal	Erf 13; Persele 2, 3, 4 en Restant van Erf 14; en Restant van Erf 15, Hoosen Haffejeestraat, Pietermaritzburg (tans Erf 2213, 2214 en Gedeeltes 2215)	T1117/1910 T455/1910	S29 36.156 O30 22.297
12. Ou CJMV- gebou Langalibalelestraat 195, Pietermaritzburg	Provinsiaal	Gedeelte 2 van Erf 19, Pietermaritzburg	T3979/1942 gedateer 1 Augustus 1942	S29 36.282 O30 22.668 29° 36' 15.8364" S, 30° 22' 38.8848" O
13. Natalse Botaniese Tuine (en Plataanboomlaan), Pietermaritzburg	Provinsiaal	(a) Restant van Perseel 212 en (b) Restant van Onderverdeling 26 van Uitruiling van die Ordonnansiegro nd, Stad van Pietermaritzburg	T18945/1970 gedateer 23 November 1970. (paragrafe 1 en 2)	S29 36.268 O30 20.874 29° 36' 27.27" S, 30° 20' 47.6376" O
14. Hoër Meisiesskool, Alexanderweg 186, Pelham, Pietermaritzburg	Provinsiaal	Restant van Onderverdeling 6 van Perseel 374, Pietermaritzburg	T4661/1966 gedateer 25 April 1966 T63551/2005	S29 37.602 O30 23.109 29° 37' 28.2684" S, 30° 23' 5.856" O
15. Ou Natal Universiteit Sentrale Blok, King Edwardweg, Pietermaritzburg	Provinsiaal	i) Perseel Gedeelte 20 van Erf 1913 ii) Gedeelte 74 van Erf 1913 Pietermaritzburg	i) T920/1923 (T35521/2006) ii) T1865/1915 (T35523/2006) (iii) T391/1910 gedateer 4 April 1910	S29 37.276 O30 23.744 29° 37' 16.7988" S, 30° 23' 45.1536" E
16. Hoofposkantoor, Langalibalelestraat	Provinsiaal	Geleë op gedeelte van restant van Erf	T839/1899 1 Julie 1899	S29 36.209 O30 22.759

232, Pietermaritzburg		22, bekend as Erf 2622 en Erf 23, bekend as Erf 2623, Stad van Pietermaritzburg	(paragrafe 1 en 2)	29° 36' 12.7872" S, 30° 22' 45.6744" O
17. Reid se Gebou, Langalibalelestraat 214 (Hv. Clublaning) Pietermaritzburg	Erfenis	Gedeelte 13 van Erf 2621 (van Gedeelte 4 [5 en 6] van Erf 2621) Pietermaritzburg (a) Die restant van Onderverdeling E van Loopstraat 21, (b) Onderverdeling D van Loopstraat 21 Onderverdeling E van Loopstraat 21	T14266/1996 T 7910/1968, gedateer 12 Junie 1968, (Paragrafe 1, 2 en 3) (endossement. 2.1)	S29 36.234 O30 22.733 29°36'14.778" S, 30° 22' 42.9888" O
18. Ou Remediërende Model Laerskool, (Seuns Model) Jabu Ndlovustraat 310, Pietermaritzburg	Provinsiaal	(i)Perseel 2731 (ii)Onderverdeling 2 van Perseel 2730 en (iii)Onderverdeling 3 van Perseel 2730, Stad van Pietermaritzburg	T816/1864 T815/1864	S29 36.121 O30 23.012 29° 36' 8.244" S, 30° 23' 1.59" O
19. Town Hill Hospitaal, Town Bushweg (Hv. Hyslop), Pietermaritzburg: Ou Hoof- (Administrasie) en Ou Noord-Parkgeboue	Provinsiaal	"... sekere stuk grond wat bekend staan as Kingsbury" (nou bekend as Erf 1860), Pietermaritzburg	T1585/1916 gedateer 11 Augustus 1916	S29 35.404 O30 22.288 29° 35' 17.232" S, 30° 22' 13.3068" O
20. Ou Pentrich Spoorwegstasie, Woodsweg, Pietermaritzburg	Provinsiaal	Restant van Onderverdeling 1 van Perseel 198, Pietermaritzburg	T2741/1905 gedateer 15 Desember 1905	S29 38.109 O30 22.443 29° 38' 4.812" S, 30° 22' 27.8688" O
21. Scottsville Laerskool, King	Provinsiaal	Geleë op die volgende erwe:	T11748/1970T 920/1923,	S29 36.899 O30 23.964

Edwardlaan, Pietermaritzburg		(i) Perseel 74 van die voorstad van Scottsville van die Dorpsgrond van Pietermaritzburg Provinsie van Natal, 8 867 (agt duisend agt honderd en sewe en sestig) vierkante meters in omvang Titelakte 1865/1915 gedateer 5 November 1915; en (ii) Die restant van Perseel 20 van die voorstad Scottsville van die Dorpsgrond Pietermaritz burg, Provinsie van Natal, 10 588 (Tien duisend vyf honderd agt en tagtig) hektar in omvang. Erf 1353 Pietermaritzburg	gedateer 21 Maart 1923;	29° 36' 53.244" S, 30° 23' 58.8372" O
22. Ou Harward Seunsskool, Havelockweg, Pietermaritzburg	Provinsiaal	Onderverdeling D van Outspan No. 3 van Pietermaritzburg	T3959/2004	S29 36.549 O30 22.031 29° 36' 32.4072" S, 30° 22' 0.1344" O
23. Pietermaritzburg Sentraal (Loop) Straat Polisiestatie, Jabu Ndlovustraat (Hv. Murray) Pietermaritzburg	Provinsiaal	Erf 2623, Pietermaritzburg	T839/1899 gedateer 1 Julie 1899	S29 36.276 O30 22.808 29° 36' 16.8444" S, 30° 22' 48.486" O
24. Alexandraweg Polisiestatie, Alexandraweg 101	Provinsiaal	(i) Onderverdeling 5 van 1 van Perseel 25,	T38/1888 gedateer 8 Februarie 1888	S29 37.161 O30 23.203

(Hv. Lindupweg Pietermaritzburg		(ii) Onderverdeling 13 van 11 van Perseel 25, en (iii) Restant van 11 van Perseel 25, Pietermaritzburg	T28/1897 gedateer 12 Januarie 1897 T680/1906 gedateer 11 April 1906	29° 37' 8.706" S, 30° 23' 14.4852" O
25. Fort Napier, Devonshireweg, Pietermaritzburg: Offisiersmenasie	Provinsiaal	...geleë op Restant van Erf 3127 Pietermaritzburg	T7095/1944 gedateer 11 Oktober 1944, (endossement p. 7)	S29 36.887 O30 21.998 29° 36' 45.2664" S, 30° 22' 10.5276" O
26 Fort Napier, Devonshireweg Pietermaritzburg: St George's Garnisoenkerk	Provinsiaal	... geleë op Restant van Erf 3127 Pietermaritzburg ,Onderverdeling A van die Ordonnansie- eiendom in die Graafskap van Pietermaritzburg , Kolonie van Natal, omvang van 1 578	T7095/1944 T1913/1898, gedateer 22 November 1898	S29 36.881 O30 22.176 29° 36' 45.738" S, 30° 22' 14.2536" O
27. Fort Napier, Devonshireweg, Pietermaritzburg: Geschiedkundige Kern	Provinsiaal	Restant van Erf 3127 Pietermaritzburg	T7095/1944 gedateer 11 Oktober 1944	S29 36.887 O30 21.998 29° 36' 46.4796" S, 30° 22' 8.1696" O
28. Kolonialegebou, Ou Umgeni Landdroshof en Ou Polisiekwartiere, Kerkstraat 241, (Pietermaritzstraat 240 - 244 en Commercialweg 122) Pietermaritzburg	Provinsiaal	Onderverdeling 1 van Perseel 2424 Pietermaritzburg	T281/1866	S29 36.115 O30 22.710 29° 36' 5.8788" S, 30° 22' 40.5552" O
29. Ou Staatsveearts laboratorium: Allerton	Provinsiaal	Restant van Erf 13, Pietermaritzburg	T1742/1897 gedateer 18 November	S29 34.527 O30 21.425

Laboratoria, Town Bushweg 458, Pietermaritzburg			1897 (paragraaf 1)	29° 34' 27.3432" S, 30° 21' 18.4212" O
30. Tatham Kunsgallery en Aangrensende Tuine, Chief Albert Luthuliweg, Pietermaritzburg	Provinsiaal	Onderverdeling 1 van Perseel 2569 Pietermaritzburg	T1112/1986 gedateer 23 Januarie 1986	S29 36.139 O30 22.762 29° 36' 8.3988" S, 30° 22' 45.4404" O
31. Ou Hooggeregshof, Kollegeweg Pietermaritzburg	Provinsiaal	Onderverdeling 7 van Perseel 80, Pietermaritzburg	T5055/1993 gedateer 3 Maart 1993	S29 37.093 O30 22.848
32. Ou Merchistonskool Losieskoshuis, Prince Alfredstraat 231, Pietermaritzburg	Provinsiaal	Erwe 2778 en 2779 Pietermaritzburg	T148/1913	S29 36.360 O30 23.028 29° 36' 25.8336" S, 30° 22' 57.0576" O
33. Ou St Mary's Anglikaanse Kerk, Chief Albert Luthulistraat, Pietermaritzburg (Ou Grey's Kapel)	Provinsiaal	(a) Perseel 80, Burgerstraat, Pietermaritzburg	T1112/167	S29 36.310 O30 22.964 29° 36' 18.684" S, 30° 22' 57.5328" O
34. Macroriehuis, Jabu Ndlovustraat 11, (Hv. Pinestraat), Pietermaritzburg	Erfenis	Erf 2780 Pietermaritzburg	T1112/1067 T8512/1966, gedateer 15 Julie 1966	S29 36.698 O30 22.304 -29.611489, 30.371847
35. Kerk van Italiaanse Krygsgevangenes, Epworthweg Pietermaritzburg	Erfenis	Perseel 1779 Pietermaritzburg	T11746/1998 gedateer 17 Mei 1977	S29 38.159 O30 24.710
36. Christian Science Church, Peter Kerchoffstraat 204 (Hv. Jabu Ndlovu) Pietermaritzburg	Erfenis	Onderverdeling 2 van Perseel 15, Burgerstraat Pietermaritzburg	T4448/1946 gedateer 18 Junie 1946	S29 36.445 O30 22.641 29° 36' 24.1128" S, 30° 22' 37.7184" O
37. Overpark, Jabu Ndlovustraat 122 (Loopstraat) Pietermaritzburg	Erfenis	Gedeelte 1 van Erf 3014 Pietermaritzburg	T18611/1998 T5348/1980, gedateer 12 Maart 1980	S29 36.475 O30 22.602 29° 36' 29.8152" S, 30° 22' 34.986" O

38. Sans Souci, Trelawneyweg 65, Pietermaritzburg	Erfenis	Onderverdeling. 1 van Perseel 1772, Pietermaritzburg	T66887/2004 T5795/1980, gedateer 16 Maart 1980	S29 38.180 O30 22.791
39. Wayland, Pietermaritzstraat 149, Pietermaritzburg	Erfenis	Onderverdeling 5 (van Onderverdeling A van Perseel 14) van Erf 2314 Pietermaritzburg	T38463/2002 T14229/1971, gedateer 19 Augustus 1971	S29 36.237 O30 22.423 29° 36' 13.896" S, 30° 22' 23.9376" O
40. Butine House, Pietermaritzstraat 151, Pietermaritzburg	Erfenis	(a) Gedeelte 6 van Onderverdeling A van perseel 14, Erf 2314 en (b) Gedeelte 7 van Erf 2315, Onderverdeling A van Perseel 15, Pietermaritzburg	T8694/2002 T1866/1977, gedateer 11 Februarie 1977	S29 36.234 O30 22.426 29° 36' 15.5664" S, 30° 22' 25.626" O
41. Marian Villa, Alexandraweg 282, Pietermaritzburg	Erfenis	Gedeelte 11 van Erf 1232, Pietermaritzburg	T29733/1993 T28045/1980, gedateer 24 November 1980	S29 37.769 O30 23.036 29° 37' 44.9688" S, 30° 23' 2.7852" O
42. Ou Satya Vardhak Sabha Krematorium, Cremornebegraaf plaas, Pietermaritzburg	Erfenis	Gedeelte van Restant van Dorpsgrond van Pietermaritzburg	Toelaag No. 1687/ 1877 gedateer 6 Desember 1877	S29 34.480 O30 24.023
43. Boomstraat 238, Sentraal, Pietermaritzburg	Erfenis	Erf 2269 Pietermaritzburg	T19918/2005 T64355/1993, gedateer 19 Augustus 1993	S29 35.906 O30 22.510 -29.599381, 30.374585
44. Conservatoire de Hammerstein, Alexandraweg 141, Pietermaritzburg	Erfenis	Restant van Erf 904 Pietermaritzburg	(gedeelte van) S.S. 293 of '94 D264 (Deeltitel) T25191/1993, gedateer 14 September 1993	S29 37.267 O30 23.191 -29.621126, 30.386523 29° 37' 17.7132" S, 30° 23' 12.4188" O
45. Norfolk Villa, Jabu Ndlovustraat 196,	Erfenis	Onderverdeling 3 (van 2) van	T28006/1992	S29 36.345 O30 22.743

Pietermaritzburg		Perseel 2719 Pietermaritzburg	gedateer 5 November 1992	
46. Dorchester Huis, Jabu Ndlovustraat 190 Pietermaritzburg	Erfenis	Onderverdeling 5 van Perseel 2719/ 2519 Pietermaritzburg	T1169/1986 T25191/1986, gedateer 23 Januarie 1986	S29 36.346 O30 22.741 29° 36' 21.888" S, 30° 22' 44.9868" O

Nkandla Distrik

1. SiganandaShezi Gedenkteken	Erfenis	Plaas Devondale No. 11039	GV395/11	28°30'45"S, 30°54'20"O
2. NdlelakaSompisi Gedenkteken Nkandla District	Erfenis	Restant Reservaatnomm er 19SG No. 15839	NO 371/1994	28°43'30"S, 30°55'45"O

Nkandla District

1. SiganandaShezi Gedenkteken	Erfenis	Plaas Devondale No. 11039	GV395/11	28°30'45"S, 30°54'20"E
2. NdlelakaSompisi Gedenkteken Nkandla District	Erfenis	Restant Reservaatnommer 19SG No. 15839	NO 371/1994	28°43'30"S, 30°55'45"E

**MEMORANDUM
OOR DIE OOGMERKE
VAN DIE
KWAZULU-NATAL WETSONTWERP OP AMAFA- EN NAVORSINGSINSTITUUT,
2017**

1. AGTERGROND

Hierdie Wet beoog om die instelling van die voorgenome nuwe KwaZulu-Natal Amafa- en Navorsingsinstituut as die provinsiale erfenishulpbronne gesag vir die Provinsie ingevolge artikel 23 van die Wet op Nasionale Erfenishulpbronne te erken, en gee uitwerking aan die voormalige Premier se visie om *Amafa aKwaZulu-Natali* met die Hoofdirektoraat: Erfenis binne die Kantoor van die Provinsie saam te smelt ten einde 'n statutêre Instituut, nie bloot om erfenishulpbronne in die Provinsie te bestuur en te bewaar nie, maar ook om basiese en toegepaste navorsing te doen ten einde tersaaklike kennis te genereer en oplossings tot die uitdagings binne die erfenisveld binne die Provinsie by te dra.

Die Wetsontwerp bepaal ook die oogmerke en werksaamhede van die nuwe in die vooruitsig gestelde Instituut en die wyse waarop dit bestuur, beheer, beman en gefinansier sal word.

Die Wetsontwerp beoog om die praktiese probleme wat met die inwerkingstelling van die KwaZulu-Natal Erfeniswet, 2008 (Wet No. 4 van 2008), teëgekom is, uit te skakel en om stappe geneem, en werksaamhede verrig te bekragtig –

- (a) sonder dat die regulasies deur die Lid van die Uitvoerende Raad gepubliseer is, soos in die vooruitsig gestel in die 2008 Wet; en
- (b) sonder dat die *Amafa aKwaZulu-Natali* Erfenisraad behoorlik gekonstitueer is.

2. KOUSULE VIR KLOUSULE VERDUIDELIKING

Ter opsomming maak die Wetsontwerp voorsiening soos volg:

Klousule 1:

Klousule 1 beoog om woorde wat in die Wet gebruik word te omskryf met die oog daarop om die betekenis van daardie terme te beperk of uit te brei. Ingevolge hierdie klousule dra daardie woorde die betekenis daaraan toegeken in die Wet op Nasionale Erfenishulpbronne. Dit skep sinergie en konsekwentheid tussen hierdie Wet en die Wet op Nasionale Erfenishulpbronne.

Klousule 2:

Klousule 2 maak voorsiening vir die toepassing van hierdie Wet en, sou die bepalings van hierdie Wet nie van toepassing wees nie, laat verder ruimte vir die toepassing van die Nasionale Wet. Dit spesifiseer ook dat die Wet gelees en inwerking gestel moet word tesame met die KwaZulu-Natal Regulasies op Amafa- en Navorsingsinstituut (Die Regulasies).

Klousule 3:

Hierdie klousule plaas die verantwoordelikheid vir die handhawing van die algemene beginsels, verwys na in Deel 1 Hoofstuk 1 van die Nasionale Wet, op die verantwoordelike Lid van die Uitvoerende Raad en die Instituut. Dit vereis ook van die verantwoordelike Lid van die Uitvoerende Raad om 'n provinsiale Erfenisbeleid en -programme te bepaal.

Klousule 4:

Klousule 4 beoog om uitwerking te gee aan die bepalings van Hoofstuk 3 van die Grondwet deur te vereis dat die verantwoordelike Lid van die Uitvoerende Raad en die Instituut poog om erfenisaangeleenthede binne die raamwerk van nasionale beleid en -programme te reguleer.

Klousule 5:

Klousule 5 stel 'n statutêre liggaam in wat bekend sal staan as die KwaZulu-Natal Amafa- en Navorsingsinstituut, wat in sy eie naam kan dagvaar of gedagvaar word en wat beheer en handel deur die Raad soos bedoel in die Regulasies.

Klousule 6:

Klousule 6 maak voorsiening vir die oogmerke van die Instituut ingesluit, onder andere, die uitvoer van navorsing ten einde uitdagings aan te spreek en oplossings te vind ten einde die lewens van persone in die Provinsie te verbeter, die verspreiding van kennis en oplossings wat deur navorsing gegenereer is aan geïdentifiseerde organisasies, gemeenskappe of persone, die identifisering, bewaring en beskerming van fisiese erfenishulpbronne in die Provinsie.

Klousule 7:

Klousule 7 maak voorsiening vir die bevoegdheid en werksaamheid van die Instituut. Dit is belangrik om kennis te neem dat die werksaamheid van die Instituut nie beperk word tot daardie waarvoor in hierdie Wet voorsiening gemaak word nie, maar ook bevoegdheid en werksaamheid insluit wat aan die Provinsiale Erfenishulpbronowerheid ingevolge die Nasionale Wet opgelê is. Hierdie klousule maak ook voorsiening dat die Instituut aan die Raad, as die rekenkundige gesag, verantwoordbaar is ingevolge die Wet op Openbare Finansiële Bestuur en moet die vereisde kontroles uitoefen wanneer met finansies en verwante aangeleenthede gedeel word.

Klousule 8:

Klousule 8 maak voorsiening dat die Instituut behoorlike finansiële rekords hou en dit aan die Ouditeur-general voorlê vir audit, asook aan die Provinsiale Tesourie en die verantwoordelike Lid van die Uitvoerende Raad vir voorlegging aan die Provinsiale Wetgewer.

Klousule 9:

Klousule 9 maak voorsiening vir die soort persone wat geskik is vir benoeming en aanstelling as Raadslede van die Instituut deur verwysing na die Regulasies.

Klousule 10:

Hierdie klousule maak voorsiening vir die ampstermyn van Raadslede deur verwysing na die Regulasies.

Klousule 11:

Klousule 11 maak voorsiening vir die benoeming van die Raad deur verwysing na die Regulasies wat vereis dat die verantwoordelike Lid van die Uitvoerende Raad 'n metode moet gebruik ten einde die grootste aantal inwoners in die Provinsie te bereik.

Klousule 12:

Klousule 12 maak voorsiening vir die verklaring van finansiële of ander belange deur persone benoem vir aanstelling as Raadslede deur verwysing na die Regulasies wat vereis dat die Lid van die Uitvoerende Raad 'n register hou.

Klousule 13:

Hierdie klousule maak voorsiening vir die versuim van benoemdes tot die Raad om finansiële of ander belange, deur verwysing na die Regulasies, wat 'n misdryf uitmaak.

Klousule 14:

Hierdie klousule maak voorsiening vir die onttrekking van 'n Raadslid wat 'n belang in die aangeleentheid besit, hetsy regstreeks of onregstreeks, deur verwysing na die Regulasies.

Klousule 15:

Klousule 15, deur verwysing na die Regulasies, maak voorsiening vir vakatures wat ontstaan as gevolg van onbevoegdheid, versuim om agtereenvolgende veraderings sonder toestemming by te woon, of ontslag uit die amp. Die Regulasies sit ook uiteen dat 'n kennisgewingstydperk vereis word sou 'n lid van die Raad bedank voor die verstryking van sy of haar termyn.

Klousule 16:

Klousule 16, deur verwysing na die Regulasies, maak voorsiening vir vergaderings en prosedures van sodanige vergaderings van die Raad. Ingevolge hierdie Regulasies mag die Raad ook personeellede van die Instituut na hierdie vergaderings uitnooi, sou die Instituut dit as nodig beskou.

Klousule 17:

Ingevolge hierdie klousule, deur verwysing na die Regulasies, mag die Raad 'n komitee of komites daarstel ten einde hom by te staan in die verrigting van sy pligte. Hierdie komitees funksioneer binne die omvang soos deur die Raad bepaal.

Klousule 18:

Ingevolge hierdie klousule, en by wyse van verwysing na die Regulasies, moet die personeel van die Instituut sekretariële en administratiewe ondersteuning aan die Raad en sy komitees verskaf.

Klousule 19:

Klousule 19, deur verwysing na die Regulasies, maak voorsiening vir die besoldiging van Raadslede en terugbetaling vir uitgawes deur Raadslede en sy beoogde komitees aangegaan.

Klousule 20:

Klousule 20 maak voorsiening vir die aanstelling van personeel van die Instituut behoudens die oorgangsreëlings uiteengesit in klousule 62.

Klousule 21:

Klousule 21 maak voorsiening vir die aanstelling van personeel deur die Raad en dat die Raad 'n gedragskode moet bepaal.

Klousule 22:

Klousule 22 maak voorsiening vir die bestuur van personeel van die Instituut deur die Raad om die Raad en die Instituut by te staan in die verrigting van sy werksaamhede en dat die Raad 'n gedragskode, 'n administrasiebeleid, 'n menslike hulpbronnebeleid, en 'n stelsel vir prestasiebestuur van personeellede van die Instituut.

Klousule 23:

Ingevolge hierdie klousule, mag die Instituut personeel vanaf die Staatsdiens na die Instituut sekondeer of oorplaas. Dit handel ook met die sekondering van personeel vanaf die Hoofdirektoraat: Erfenis in die Kantoor van die Premier. Die rede vir personeel vanaf die Hoofdirektoraat se sekondering en nie oorplasing nie, soos in die geval van personeel van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad, is dat hierdie personeellede staatsamptenare is en om hulle oor te plaas na 'n onafhanklike entiteit soos die Instituut, mag, met die verloop van tyd, nadelig vir hulle wees aangesien hul voordele en bepalinge en voorwaardes van indiensneming verskillend beding mag word. Dit is veel eenvoudiger om die personeel van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad, wat 'n entiteit afsonderlik van die Staatsdiens is, oor te plaas en hul voordele te behou wanneer die oordrag plaasvind. Soos en wanneer die Instituut nuwe personeel in diens neem nadat die Instituut ingestel is, sal hul bepalinge en voorwaardes afsonderlik deur die Instituut bepaal word. Deur natuurlike attrisie met die verloop van tyd sal alle personeellede van die Instituut onderworpe wees aan dieselfde bepalinge en voorwaardes van indiensneming.

Klousule 24:

Klousule 24 maak voorsiening vir dit wat bronne van die Instituut se fondse uitmaak. Ingevolge hierdie klousule moet die Raad, met die instemming van die Lid van die

Uitvoerende Raad verantwoordelik vir finansies en die Instituut, 'n bankrekening vir die Instituut oopmaak. Hierdie klousule maak verder voorsiening dat die befondsing van die Raad voortspruit uit die fondse van die Instituut.

Klousule 25:

Klousule 25 vereis dat die Instituut geoudit moet word en dat die Raad verslag moet lewer ooreenkomstig die Wet op Openbare Finansiële Bestuur.

Klousule 26:

Klousule 26 verleen aan die Instituut die bevoegdheid om onroerende eiendom te bekom, te hou of daarvoor te beskik.

Klousule 27:

Klousule 27 maak voorsiening dat, vir doeleindes van regstappe teen die Raad en die Instituut, die bepalings van die Wet op die Instel van Geregtelike Verrigtinge teen sekere Staatsorgane, 2002 (Wet No. 40 van 2002), op die Instituut van toepassing is.

Klousule 28:

Klousule 28 beoog om persone te verhinder om vertroulike inligting oor die Raad of die Instituut bekend te maak tensy sodanige bekendmaking ingevolge die reg of hofbevel is.

Klousule 29:

Klousule 29 beoog om die ongemagtigde gebruik van die naam, akroniem, embleme, ontwerpe of materiaal wat deur die Instituut gebruik of besit word te verhinder.

Klousule 30:

Klousule 30 stel die Amafa- en Navorsingsforum in.

Klousule 31:

Klousule 31 maak voorsiening vir die oogmerke van die Forum.

Klousule 32:

Klousule 32 maak voorsiening vir die samestelling en lidmaatskap van die Forum.

Klousule 33:

Klousule 33 maak voorsiening vir die prosedures van vergaderings van die Forum.

Klousule 34:

Klousule 34 maak voorsiening dat die Forum vir die Instituut van advies kan bedien en aanbevelings aan die Instituut kan maak, en verslag moet lewer aan die Instituut oor die vergaderings en aktiwiteite van die Forum.

Klousule 35:

Klousule 35 omskryf die regte en verpligtinge van lede van die Forum.

Klousule 36:

Klousule 36 maak voorsiening vir die frekwensie en prosedure van vergaderings van die Forum.

Klousule 37:

Klousule 37 beoog die verlening van algemene beskerming teen die sloping van of aanbouing aan strukture wat redelikerwys verwag kan word om ouer as 60 jaar te wees. Goedkeuring van die Instituut moet eers verkry word voordat sodanige sloping of aanbouing uitgevoer word.

Klousule 38:

Klousule 38 beoog om, in die algemeen, grafte van slagoffers van konflik te beskerm teen beskadiging of verandering. Goedkeuring van die Instituut moet eers verkry word.

Klousule 39:

Klousule 39 beoog om, in die algemeen, informele en privaat voorvadersgrafte te beskerm.

Klousule 40:

Klousule 40 beoog om, in die algemeen, slagveldterreine, argeologiese terreine, rotskunsterreine, paleontologiese terreine, geskiedkundige verskansings, meteoriete of meteoriet-impakterreine te beskerm.

Klousule 41:

Klousule 41 handel oor erfenishulpbronbestuur en sit kriteria vir die ontwikkeling van erfenishulpbronne en die rol van die Instituut in die proses uiteen.

Klousule 42:

Hierdie klousule maak voorsiening dat die Instituut, met die instemming van die eienaar van 'n gebied, beskermde gebiede wat die Provinsiale erfenisterreine of argeologiese, paleontologiese terreine of meteoriete omring, mag aanwys en plaaslike owerhede toelaat om voorsiening te maak vir die bestuur van sodanige gebiede.

Klousule 43:

Hierdie klousule sit uiteen dat spesiaal beskermde erfenishulpbronne gelys is in Bylae 2 en dat die verantwoordelike Lid van die Uitvoerende Raad die bylae mag wysig by kennisgewing in die *Koerant*.

Klousule 44:

Hierdie klousule maak voorsiening vir spesiale beskerming van terreine waaraan Erfenislandmerkstatus deur die Instituut verleen is, asook daardie terreine wat, na die Instituut se mening, belangrike elemente van die Provinsie se erfenis uitmaak, maar wat deur die Provinsiale Regering of 'n plaaslike owerheid besit word. Die klousule vereis ook van die Instituut om die registrateur van aktes in kennis te stel van die verlening van spesiale beskerming.

Klousule 45:

Hierdie klousule maak voorsiening vir spesiale beskerming van terreine waaraan Provinsiale Landmerkstatus deur die Instituut verleen is, asook van daardie terreine, wat na die mening van die Instituut, belangrike elemente van die Provinsie se erfenis uitmaak, maar wat deur die Provinsiale Regering of 'n plaaslike owerheid besit word. Die klousule vereis ook van die Instituut om die registrateur van aktes in te lig van die verlening van spesiale beskerming.

Klousule 46:

Klousule 46 beoog om spesiale beskerming aan die grafte van lede van die Koninklike Familie te verleen, in Bylae 2 gelys.

Klousule 47:

Klousule 47 beoog om spesiale beskerming aan slagvelde, openbare monumente en gedenklekens te verleen, in Bylae 2 gelys.

Klousule 48:

Klousule 48 maak voorsiening vir die daarstelling en instandhouding van die register, deur die Instituut, van alle terreine waaraan die Instituut Erfenislandmerkstatus en Provinsiale Landmerkstatus verleen het.

Klousule 49:

Hierdie klousule verleen spesiale beskerming aan terreine waaraan Erfenisvoorwerpstatus deur die Instituut verleen is, asook aan daardie voorwerpe wat, na die mening van die Instituut, belangrike elemente van die Provinsie se erfenis uitmaak maar wat nie deur die Provinsiale Regering of 'n plaaslike owerheid besit word nie.

Klousule 50:

Klousule 50 maak voorsiening vir die daarstelling en instandhouding, deur die Instituut, van die register van alle voorwerpe waaraan Erfenisvoorwerpstatus verleen is.

Klousule 51:

Klousule 51 verleen aan die Instituut die bevoegdheid om, by kennisgewing in die *Koerant*, kriteria vir beste praktyk, standaarde, norme en voorwaardes vir erfenishulpbronne te bepaal.

Klousule 52:

Klousule 52 beoog om aan die Instituut die bevoegdheid te verleen om ooreenkomste met derde partye aan te gaan.

Klousule 53:

Hierdie klousule beoog om aan die verantwoordelike Lid van die Uitvoerende Raad die bevoegdheid te verleen om 'n Erfenislandmerkterrein te onteien, sou hy of sy dit as wenslik beskou.

Klousule 54:

Klousule 54 beoog om munisipaliteite te verplig om met die Instituut oorleg te pleeg waar 'n munisipale ordonnansie of konsepwetgewing betrekking het op erfenisaangeleenthede.

Klousule 55:

Klousule 55 beoog om bevoegdheid aan die Instituut te verleen om erfenisinspekteurs aan te stel.

Klousule 56:

Klousule 56 kriminaliseer sekere gedrag deur Raadslede, lede van die Instituut en privaat individue.

Klousule 57:

Klousule 57 maak voorsiening vir strawwe vir persone wat skuldig bevind word aan oortreding van hierdie Wet.

Klousule 58:

Klousule 58 verleen aan die verantwoordelike Lid van die Uitvoerende Raad die bevoegdheid om regulasies uit te vaardig.

Klousule 59:

Klousule 59 verskaf aan persone wat ontevrede is met die beslissings van die Raad of die Instituut die bevoegdheid om te appelleer teen sodanige beslissings.

Klousule 60:

Klousule 60 maak voorsiening vir delegering van bevoegdheid deur die verantwoordelike Lid van die Uitvoerende Raad aan die Departementshoof, en deur die Raad aan toepaslike personeellede van die Instituut.

Klousule 61:

Klousule 61 beoog om die huidige KwaZulu-Natal Erfeniswet, 2008 (Wet No. 4 van 2008), te herroep.

Klousule 62:

Klousule 62 maak voorsiening vir oorgangsreëlings genoodsaak deur die instelling van die beoogde Instituut en die samesmelting van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad en die Hoof-Direktoraat: Erfenis binne die KwaZulu-Natal Kantoor van die Premier.

Hierdie klousule handel ook met die bekragtiging van –

- (a) sekere handeling en besluite van die *Amafa aKwaZulu-Natali* Erfenisraad wat geneem is sonder dat die Raad behoorlik gekonstitueer is ingevolge die herroepe 2008 Wet; en
- (b) sekere handeling deur die Lid van die Uitvoerende Raad, die *Amafa aKwaZulu-Natali* Erfenisraad, sy amptenare en personeellede sonder dat enige prosedure, proses, vereiste, voorwaarde of detail verwys na in die herroepe 2008 Wet, nie bepaal of voorgeskryf is deur regulasie nie, waar die vereiste regulasies nooit deur die verantwoordelike Lid van die Uitvoerende Raad, soos beoog in die 2008 Wet beoog was, gepubliseer is nie.

Klousule 63:

Klousule 63 maak voorsiening vir die kort titel van die Wet.

3. ORGANISATORIESE EN PERSONEELIMPLIKASIES

Die Instituut, as die produk van die samesmelting van die ontbinde *Amafa aKwaZulu-Natali* Erfenisraad en die Hoofdirektoraat: Erfenis binne die KwaZulu-Natal Kantoor van die Premier, sal bestaan uit personeel wat oorgeplaas of gesekeundeer is vanaf beide. Aangesien 'n navorsingskomponent in werking gestel word, maak die in die vooruitsit gestelde organogram, van die nuwe entiteit, voorsiening vir 'n aantal nuutgeskepte poste wat gevul sal moet word. Hierdie aangeleenthede sal op 'n omvattende wyse hanteer moet word.

4. DEPARTEMENTE / LIGGAME / PERSONE GERAADPLEEG

4.1 Personeel van beide die *Amafa aKwazulu-Natali* Erfenisraad en die Hoof-Direktoraat: Erfenis binne die Kantoor van die Premier, KwaZulu-Natal.

4.2 SALGA.

4.3 Die KwaZulu-Natal Huis van Tradisionele Leiers.

5. FINANSIËLE IMPLIKASIES

Die MTUF aan die Instituut toegeken, ingesluit navorsing (beide basies en toegepas), kennisbestuur en publikasies, erfenisdienste en personeel is as volg:

2017-18 = **R58 679 000**

2018-19 = **R62 567 000**

2019-20 = **R66 196 000**

Ten einde by die voormelde uit te kom, is die MTUF-toewysing van die twee entiteite wat saamgesmelt gaan word, gekombineer. Die berekende begroting sal die nuwe entiteit in staat stel om so vinnig as wat dit geproklameer is in bedryf te wees.

6. KONTAKPERSONE

- 6.1 Naam:** Dr. AV Shongwe
Posisie: Hoof-direkteur: Erfenis (Kantoor van die Premier)
Telefoon: (033) 328 1811
Selfoon: 082 906 8881
e-pos: vusumuzi.shongwe@kznpremier.gov.za
- 6.2 Naam:** Dr. V Mnculwane
Posisie: Direkteur: Erfenis (Kantoor van die Premier)
Telefoon: (033) 328 1814
Selfoon: 082 307 4221
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- 6.3 Naam:** Mnr. M Serfontein
Posisie: Staatsregadviseur (Kantoor van die Premier)
Telefoon: (033) 341 3388
Faks: (033) 394 4153
Selfoon: 082 977 6915
e-pos: mark.serfontein@kznpremier.gov.za
- 6.4 Naam:** Me. T Naidoo
Posisie: Prinsipale Staatsregadviseur (Kantoor van die Premier)
Telefoon: (033) 341 3382
Faks: (033) 394 4153
Selfoon: 073 106 2496
e-pos: tashini.aidoo@kznpremier.gov.za

**KWAZULU-NATAL KANTOOR VAN DIE PREMIER
REGULASIEKENNISGEWING**

KWAZULU-NATAL REGULASIES OP AMAFA EN NAVORSINGSINSTITUUT, 2017

Ingevolge artikel 23 van die Wet op Nasionale Erfenishulpbronne, 1999 (Wet No. 25 van 1999), gelees met artikel 26 daarvan, vaardig ek hiermee die Regulasies vervat in die meegaande Bylae uit ten einde die volgende te reguleer –

- (a) die instelling van die provinsiale erfenishulpbronne gesag wat bekend sal staan as die KwaZulu-Natal Amafa- en Navorsingsinstituut; en
- (b) die konstituering, samestelling en werksaamhede van die Raad van die Instituut, soos vereis deur die Nasionale Wet op Erfenishulpbronne, 1999 (Wet No. 25 van 1999).

Gegee onder my Hand te Pietermaritzburg op hierdie dag van,
Tweeuisend-en-sewentien.

MNR. TW MCHUNU, LPW

Premier van die Provinsie van KwaZulu-Natal
verantwoordelik vir erfenisaangeleenthede

BYLAE**Omskrywings**

1. In hierdie Regulasies beteken “die Wet” die Wet op KwaZulu-Natal Amafa- en Navorsingsinstituut, 201X (Wet No. X van 201X), en enige woord of uitdrukking waaraan ‘n betekenis in die Wet toegewys is dra daardie betekenis en, tensy uit die samehang anders blyk beteken –

“**Instituut**” die KwaZulu-Natal Amafa- en Navorsingsinstituut ingevolge regulasie 2(1) ingestel; en

“**Raad**” die Raad verwys na in regulasie 2(3).

Instelling van KwaZulu-Natal Amafa- en Navorsingsinstituut

2.(1) ‘n Instituut wat bekend sal staan as die KwaZulu-Natal Amafa- en Navorsingsinstituut word hiermee ingestel.

(2) Die Instituut is ‘n regsliggaam.

(3) Die Instituut word beheer deur, en handel deur, ‘n Raad wat bekend sal staan as die KwaZulu-Natal Amafa- en Navorsingsraad, saamgestel soos bedoel in regulasie 3(1), wat alle besluite vir die verrigting van sy werksaamhede en verpligtinge neem, met uitsondering van besluite as gevolg van ‘n delegering ingevolge regulasie 12 geneem.

(4) Die Raad is die rekenpligtige gesag van KwaZulu-Natal Amafa- en Navorsingsinstituut ingevolge artikel 49(2)(a) van die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999), en is onderworpe aan die bepalings van die Wet op Openbare Finansiële Bestuur, 1999.

(5) Die Raad is verantwoordelik vir –

(a) die bestuur, ingesluit die beveiliging, van die bates en vir die bestuur van die inkomste, uitgawes en laste van die Instituut; en

(b) die indiening van alle verslae, opbrengste, kennisgewings en ander inligting deur die Instituut by die Provinsiale Wetgewer en die verantwoordelike Lid van die Uitvoerende Raad of die Provinsiale Tesourie, soos vereis mag word deur die Wet op die KwaZulu-

Natal Amafa- en Navorsingsinstituut, 201X (Wet No. X van 201X), of enige ander wetgewing.

(6) 'n Raadslid mag nie –

- (a) op 'n wyse wat strydig is met die verantwoordelikhede wat aan 'n rekenkundige gesag toegewys is ingevolge die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999), optree nie; of
- (b) die posisie of voorregte van, of vertroulike inligting verkry as, rekenpligtige gesag of 'n Raadslid, vir persoonlike gewin gebruik of om op onbehoorlike wyse 'n ander persoon voordeel daaruit laat trek nie.

(7) Indien die Instituut nie in staat is om enige van sy verantwoordelikhede ingevolge die Wet op KwaZulu-Natal Amafa- en Navorsingsinstituut, 201X (Wet No. 201X), of enige ander wetgewing, na te kom nie, moet die Raad onmiddellik die onvermoë, redes ingesluit, onder die aandag van die verantwoordelike Lid van die Uitvoerende Raad en die Provinsiale Tesourie bring.

Konstituering en Samestelling van Raad

3.(1) Die verantwoordelike Lid van die Uitvoerende Raad –

- (a) moet, gebaseer op benoemings ontvang ingevolge regulasie 5(1) en aanbevelings deur die keuringspaneel bedoel in regulasie 5(3), nie minder nie as sewe en nie meer nie as nege persone aanstel as Raadslede; en
- (b) moet een sodanige lid aanwys as die Voorsitter van die Raad om voor te sit by Raadsvergaderings en om ander pligte wat verwant daaraan is na te kom.

(2) By die eerste Raadsvergaderings, verwys na in regulasie 10(1), moet die Raadslede 'n Ondervoorsitter vanuit sy geledere kies.

(3) Die Raadslede bedoel in subregulasie (1) moet –

- (a) persone met toepaslike en bewese navorsingservaring insluit;
- (b) persone wat oor kwalifikasies, of spesiale bevoegdheid, ervaring en belang in die veld van erfenishulbronne beskik, insluit;
- (c) minstens een persoon wat oor bewese kennis of ervaring in die gebied van finansiële bestuur beskik, insluit;
- (d) minstens een persoon wat oor bewese regs-kennis en -kundigheid beskik, insluit; en

(e) verteenwoordigend wees van die tersaaklike sektorale belange en die kulturele demografiese eienskappe van die mense van die Provinsie.

(4) Die lede bedoel in subregulasie (1) moet geskikte en gepaste persone wees met karaktereienskappe van onafhanklikheid, onpartydigheid en regverdigheid.

(5) 'n Persoon is onbevoeg om op die Raad aangestel te word of om op die Raad te bly indien hy of sy –

- (a) 'n ongerehabiliteerde insolvent is of word;
- (b) deur 'n bevoegde hof as ontoerekeningsvatbaar verklaar is;
- (c) 'n persoon onder kuratorskap is;
- (d) te eniger tyd uit sy of haar vertrouensamp ontslaan is op grond van wangedrag wat diefstal of bedrog insluit;
- (e) skuldig bevind en gevonnissen is tot 'n termyn van gevangenisstraf sonder keuse van 'n boete, behalwe dat die verantwoordelike Lid van die Uitvoerende Raad by die volle openbaarmaking van die misdryf in 'n beëdigde verklaring van sodanige benoemde 'n skuldigbevinding mag oorsien op 'n wyse wat in ooreenstemming is met artikel 106(1)(e) van die Grondwet: Met dien verstande dat onbevoegdheid ingevolge hierdie subartikel vyf jaar nadat die vonnis uitgedien is, eindig;
- (f) versuim om 'n belang te verklaar in ooreenstemming met regulasie 6 of die verrigtinge van die Raad bygewoon het of daaraan deelgeneem het terwyl hy of sy 'n belang het, soos bedoel in die vermeldde artikel; of
- (g) 'n politieke ampsdraer is.

Ampstermyn van Raadslid

4.(1) 'n Raadslid beklee amp vir 'n tydperk wat nie drie jaar oorskry nie en mag heraangestel word.

(2) Geen lid mag aangestel word vir meer as twee opeenvolgende termyne nie.

Benoemings vir lidmaatskap van Raad

5.(1) Die verantwoordelike Lid van die Uitvoerende Raad moet, by wyse van kennisgewing in die *Koerant* en minstens twee koerante wat in die Provinsie sirkuleer, belanghebbende partye binne die Provinsie uitnooi om kandidate te benoem om as Raadslede te dien.

- (2) Die uitnodigings vir benoemings ingevolge subartikel (1) moet die –
- (a) benoemingsprosedure;
 - (b) vereistes vir benoeming; en
 - (c) sperdatum vir die ontvangs van 'n benoeming deur die verantwoordelike Lid van die Uitvoerende Raad,
- spesifiseer.
- (3) Die verantwoordelike Lid van die Uitvoerende Raad moet 'n keurpaneel aanstel wat bestaan uit –
- (a) nie meer as twee senior Departementele beamptes nie; en
 - (b) nie meer as drie persone met ervaring in erfenis- of navorsingsaangeleenthede nie,
- ten einde alle benoemings na te gaan en aanbevelings betreffende die benoemdes te maak.
- (4) Hierdie regulasie is behoudens die oorgangsreëlings verwys na in artikel 62 van die Wet.

Verklaring van finansiële of ander belange deur benoemdes aan Raad

6.(1) 'n Benoemde vir aanstelling op die Raad moet –

- (a) 'n skriftelike verklaring van enige en alle finansiële of ander belange in die erfenissektor of verwante sektore, wat verbonde kan wees aan, of teenstrydig mag wees met, 'n aanstelling as Raadslid, binne tien dae vanaf aanvaarding van die benoeming aan die verantwoordelike Lid van die Uitvoerende Raad voorlê. Sodanige verklaring moet tersaaklike inligting oor enige skuldigbevinding aan 'n Skedule 2 oortreding ingevolge die Strafproseswet, 1977 (Wet No. 51 van 1977), insluit;
- (b) finansiële en ander belange in die erfenissektor of verwante sektore van familieleden of nabye vennote, wat verbonde kan wees aan, of teenstrydig mag wees, met 'n aanstelling as 'n Raadslid moet ingesluit word in die verklaring verwys na in paragraaf (a); en
- (c) nie oorweeg word vir die amp van 'n Raadslid nie waar bevind word dat die benoemde doelbewus inligting betreffende finansiële of ander belange bedoel in hierdie artikel weerhou het.

- (2) Waar 'n Raadslid of familielid of nabye vennoot 'n verandering in finansiële of enige ander omstandighede ervaar het, of 'n belang in die erfenissektor of verwante sektore bekom het, moet die Raadslid, binne 10 dae vanaf die datum van die veranderde omstandighede, 'n skriftelike verklaring van die verandering in finansiële of ander belange aan die verantwoordelike Lid van die Uitvoerende Raad voorlê.

- (3) Die verantwoordelike Lid van die Uitvoerende Raad moet –
- (a) 'n register van Raadslede se belange soos verklaar ingevolge hierdie artikel aanhou;
 - en
 - (b) van tyd tot tyd daardie register opdateer.

Versuim van Raadslid om finansiële of ander belange te verklaar

7.(1) 'n Raadslid wat versuim om 'n verklaring af te lê, soos beoog in regulasie 6, begaan 'n oortreding.

(2) Wanneer die Lid van die Uitvoerende Raad bewus word daarvan dat 'n Raadslid versuim het om te voldoen aan die bepalings van regulasie 6, moet die aangeleentheid ondersoek en toepaslike dissiplinêre stappe oorweeg word.

Onttrekking van Raadslid

8.(1) 'n Raadslid moet hom- of haarself van enige aangeleentheid of verrigting onttrek waar hy of sy, 'n familielid of nabye vennoot het, of redelikerwys van verwag kan word om 'n finansiële of ander belang te besit in die uitslag van 'n besluit deur die Raad.

(2) Enige persoon mag 'n mondelinge of skriftelike versoek indien dat 'n Raadslid hom- of haarself moet onttrek indien daardie persoon rede het om te glo dat die Raadslid 'n familielid of nabye vennoot het, of daar redelikerwys verwag kan word dat die lid 'n finansiële of ander strydige belang in die uitslag van 'n besluit deur die Raad sal besit.

(3) 'n Persoon wat aansoek doen, soos vermeld in subartikel (2), moet redes vir sy of haar versoek verskaf.

(4) In die geval van 'n aansoek soos vermeld in subartikel (2) moet die Voorsitter van die Raad oor die aangeleentheid beslis, met uitsondering van gevalle waar die aansoek betrekking het op die Voorsitter van die Raad, waar die Adjunkvoorsitter oor die aangeleentheid moet beslis.

Vakatures, ontslag en bedanking uit amp deur Raadslid

9.(1) 'n Raadslid moet amp ontruim indien hy of sy onderhewig aan 'n onbevoegdheid bedoel in regulasie 5 raak.

(2) Die verantwoordelike Lid van die Uitvoerende Raad mag, nadat 'n geleentheid aan die lid gebied is om sy of haar saak te stel, die ampstermyn van sodanige lid te eniger tyd beëindig indien, na sy of haar uitsluitlike goëddunke, daar grondige redes is om so te doen.

(3) 'n Lid moet sy of haar amp ontruim indien hy of sy sonder vooraf toestemming, toegestaan deur die Raad, afwesig is van twee opeenvolgende Raadsvergaderings waarvoor redelike kennis, persoonlik of per pos, aan daardie lid gegee is.

(4) 'n Lid kan skriftelik uit sy of haar amp bedank deur minstens 30 dae kennis aan die verantwoordelike Lid van die Uitvoerende Raad te gee: Met dien verstande dat die verantwoordelike Lid van die Uitvoerende Raad kan afsien, indien sodanige afsiening nie nadelig sal wees vir die doeltreffende werksverrigting van die Raad nie.

(5) Wanneer 'n vakature op die Raad ontstaan, moet die verantwoordelike Lid van die Uitvoerende Raad, onderhewig aan regulasie 5, 'n persoon aanstel om sodanige vakature te vul vir die onverstreke gedeelte van die ampstydperk van die lid in wie se plek sodanige persoon aangestel is.

Raadsvergaderings

10.(1)(a) Die eerste Raadsvergadering moet gehou word op 'n tyd, datum en by 'n plek deur die verantwoordelike Lid van die Uitvoerende Raad bepaal. Daarna moet alle toekomstige vergaderings plaasvind soos deur die Voorsitter bepaal.

(b) Die Raad moet daarna minstens drie keer in enige gegewe finansiële jaar vergader.

(2) Elke Raadslid moet, skriftelik, minstens 14 dae voor sodanige vergadering in kennis gestel word en sodanige kennisgewing moet 'n agenda vir die voorgenome vergadering insluit.

(3) Indien die Voorsitter van die Raad afwesig is van enige Raadsvergadering, mag die lede teenwoordig by daardie vergadering 'n lid uit eie geledere verkies om by daardie vergadering voor te sit.

(4) 'n Spesiale Raadsvergadering mag belê word op versoek van –

(a) die Voorsitter; of

(b) twee derdes van die Raadslede by wyse van 'n skriftelike petisie, waarna die Voorsitter elke Raadslid skriftelik in kennis moet stel van die tyd, datum en plek van die spesiale vergadering.

(5) 'n *Kworum* vir 'n Raadsvergadering is 'n meerderheid van sy lede.

(6) Enige besluit van die Raad moet geneem word deur 'n meerderheidstem van die lede teenwoordig by enige Raadsvergadering en, in die geval van 'n staking van stemme ten opsigte van enige aangeleentheid, het die lid wat op die tersaaklike vergadering voorsit 'n beslissende stem, bykomend tot sy of haar gewone stem as Raadslid.

(7) Die verrigtinge van alle Raadsvergaderings moet behoorlik vasgelê en genotuleer word.

(8)(a) Die notule van die vorige vergadering moet by die aanvang van elke vergadering gelees word.

(b) Die notule mag as gelees beskou word indien afskrifte daarvan voor die vergadering aan die Raadslede verskaf is.

(c) Die Voorsitter mag slegs die notule teken wanneer besware of regstellings afgehandel is.

(9) Die Voorsitter moet oor orde- of prosedure-aangeleenthede besluit: Met dien verstande dat indien enige lid teen enige sodanige besluit beswaar maak, die aangeleentheid tot stemming gebring moet word, en die besluit van die meerderheid van die lede is finaal en bindend op die Raad.

(10) 'n Raadslid wat 'n belang betreffende enige aangeleentheid wat op 'n Raadsvergadering bespreek word besit en wat, redelikerwys oorweeg, hom of haar kan verhinder om sy of haar pligte op 'n regverdige, onbevooroordeelde en behoorlike wyse na te kom, moet hom- of haarself van sodanige vergadering onttrek.

(11) Enige personeellid van die Instituut mag, op uitnodiging van die Raad, die Raadsvergadering bywoon.

Komitees van Raad

11.(1) Die Raad mag een of meer komitees, nie beperk tot sy eie lede nie, aanstel om bystand te lewer in die uitoefening van sy bevoegdhede, nakoming van sy pligte en sy werksaamhede te verrig.

(2) 'n Komitee bedoel in subregulasie (1) moet sodanige pligte nakom en werksaamhede van die Raad verrig as wat die Raad mag bepaal.

(3) Die Raad mag sodanige komitee te eniger tyd ontbind of hersaamstel.

(4) Die Raad –

- (a) mag enige van sy bevoegdhede deleger of enige van sy pligte of werksaamhede toewys aan 'n komitee aangestel ingevolge subregulasies (1);
- (b) is nie kwytgeskel van die uitoefening van enige bevoegdheid, nakoming van enige plig of verrigting van enige werksaamheid nie; en
- (c) mag enige besluit van 'n komitee wysig, hersien of intrek.

(5) Enige gedelegeerde of toegewysde bevoegdheid, plig of werksaamheid uitgeoefen of verrig deur die komitee word beskou as uitgeoefen of verrig deur die Raad.

(6) 'n Personeellid van die Instituut mag, op uitnodiging deur die tersaaklike komitee, 'n vergadering van daardie komitee bywoon.

Delegering van bevoegdhede en toewysing van werksaamhede deur Raad

12.(1) Wanneer nodig vir die behoorlike verrigting van sy werksaamhede mag die Raad enige van sy bevoegdhede deleger of enige van sy pligte toewys, uitgesluit daardie genoem in subregulasie (2), aan –

- (a) 'n Raadslid;
- (b) 'n komitee ingevolge regulasie 11 ingestel; of
- (c) 'n toepaslike personeellid van die Instituut.

(2) Die Raad mag nie die volgende bevoegdhede en werksaamhede deleger of toewys nie –

- (a) die bepaling van die indiensnemingsbeleid, finansiële beperkings of bepalinge of voorwaardes;
- (b) die finansiële bestuursverantwoordelikhede aan die Raad toegewys; en
- (c) die goedkeuring van die begroting.

(3) 'n Delegering of toewysing ingevolge subregulasie (1) –

- (a) moet skriftelik wees;
- (b) is onderworpe aan sodanige beperkings, voorwaardes, en opdragte as wat die Raad mag oplê;
- (c) ontnem nie die Raad van die verantwoordelikheid met betrekking tot die uitoefening van die gedelegeerde bevoegdheid of die nakoming van die toegewysde plig nie; en

(d) voorkom nie die uitoefening van die toegewysde bevoegdheid of die nakoming van die toegewysde plig deur die Raad nie.

(4) Alle delegerings en toewysings ingevolge subregulasie (1) moet in 'n opgedateerde register opgeneem word.

(5) Die Raad mag enige besluit geneem as gevolg van 'n delegering of toewysing ingevolge hierdie regulasie, bevestig, verander of intrek behoudens enige regte wat vir 'n persoon mag toegeneem het as gevolg van die besluit.

Administratiewe en sekretariële werk van Raad

13. Die administratiewe en sekretariële werk bykomend tot die verrigting van die werksaamhede van die Raad of sy komitees moet verrig word deur personele van die Instituut.

Besoldiging van Raadslede en vergoeding van uitgawes aangeaan deur Raadslede en komitees van Raad

14.(1)(a) 'n Raadslid mag sodanige vergoeding of toelaes betaal word soos bepaal mag word deur die verantwoordelike Lid van die Uitvoerende Raad in oorleg met die Lid van die Uitvoerende Raad verantwoordelik vir finansies.

(b) 'n Raadslid wat vergoeding, toelaes of ander voordele ontvang uit hoofde van sy of haar pos of diens in –

(i) die nasionale regering;

(ii) 'n provinsiale regering;

(iii) 'n munisipaliteit;

(iv) 'n korporasie, liggaam of instituut waarin die nasionale of 'n provinsiale regering 'n beherende belang het; of

(v) 'n openbare entiteit, 'n nasionale regeringsakeonderneming of 'n provinsiale sakeonderneming soos omskryf in artikel 1 van die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999),

en wat voortgaan om sodanige vergoeding, toelaes of ander voordele te ontvang terwyl hy of sy as 'n Raadslid dien, mag slegs vergoeding en toelaes ontvang soos vermeld in paragraaf (a) tot die omvang wat vereis word om sodanige lid in die finansiële posisie te plaas waarin hy of sy sou gewees het as dit nie vir sodanige pos of aanstelling was nie.

(2)(a) 'n Raadslid en 'n lid van 'n komitee van die Raad mag, met betrekking tot sy of haar werksaamhede as 'n lid, terugbetaling vir redelike werklike reis- en verblyfkostes genoodsaak deur die werklike bywoning van 'n Raadsvergadering of 'n komitee ontvang.

(b) Die Lid van die Uitvoerende Raad verantwoordelik vir finansies moet prosedures, ingesluit beheermaatreëls, vir die bestuur, hantering en verwerking van eise vir reis- en verblyfkostes bedoel in paragraaf (a) bepaal.

Wysiging of vervanging van Bylae

15. Die verantwoordelike Lid van die Uitvoerende Raad, na oorleg met die Raad, mag, deur kennisgewing in die *Koerant* en met inwerkingtreding vanaf 'n datum gespesifiseer in sodanige kennisgewing, hierdie Bylae –

(a) wysig; of

(b) vervang.

Toepassing van Regulasies

16.(1) Hierdie Regulasies moet gelees en geïmplementeer word tesame met die Wet op Amafa- en Navorsingsinstituut, 201X (Wet No. 201X), die Nasionale Wet op Erfenishulpbronne, 1999 (Wet No. 25 van 1999), en die Wet op die Nasionale Erfenisinstituut, 1999 (Wet No. 11 van 1999).

(2) Indien hierdie Regulasies nie 'n aangeleentheid met betrekking tot die Instituut reguleer as die provinsiale erfenishulpbronne gesag vir die Provinsie of die beskerming of bestuur van erfenishulpbronne in die Provinsie nie, is die bepalings van die KwaZulu-Natal Wet op Amafa- en Navorsingsinstituut, 201X (Wet No. X van 201X), die Nasionale Wet op Erfenishulpbronne, 1999 (Wet No. 25 van 1999), en die Wet op die Nasionale Erfenisinstituut, 1999 (Wet No. 11 van 1999), van toepassing in die Provinsie en enige verwysing na "provinsiale erfenishulpbronne gesag" in die Nasionale Wet op Erfenishulpbronne, 1999, moet, tensy ongetwyfeld ontoepaslik, vertolk word as 'n verwysing na die Instituut.

Kort titel

17.(1) Hierdie Regulasies word die KwaZulu-Natal Regulasies op die Wet op Amafa- en Navorsingsinstituut, 2017 genoem.

(2) Hierdie Regulasies is van krag vanaf die datum waarop die KwaZulu-Natal Wet op Amafa-
en Navorsingsinstituut, 201X (Wet No. 201X), in werking tree.

UMTHETHOSIVIVINYO WESIKHUNGO SAMAFA NOCWANINGO WAKWAZULU-NATALI, 2017

**Isaziso ngokuhambisana noMthetho 204 weMithetho Emileyo yeSishayamthetho
saKwaZulu-Natali**

Ngalokhu kunikezwa isaziso ngokuhambisana noMthetho 204 weMithetho Emileyo yeSishayamthetho sesiFundazwe maqondana nokuthi Umthethosivivinyo wesiKhungo saMafa noCwaningo Wakwazulu-Natali, 2017 njengoba uchazwe ngezansi, sewethuliwe eSishayamthethweni esibalulwe ngenhla futhi uzocutshungulwa yiKomidi Lomnyango kaNdunankulu. Umphakathi kanye nabanye abanentshisekelo bayamenywa ukuba balethe izethulo ezimayelana nalo Mthethosivivinyo, okumele ziqondiswe ku -:

UNobhala
ISishayamthetho saKwaZulu-Natali
Isikhwama Seposi X 9112
Pietermaritzburg
3200

Iqondiswe ku: Mnu. V Mthembu

Email: mthembuv@kznleg.gov.za

ukuze zifinyelele kuye zingakapheli izinsuku eziyi-15 kusukela ngosuku okushicilelwe ngalo lesi saziso

N NAIDOO
UNobhala weSishayamthetho saKwaZulu-Natali

**UMTHETHOSIVIVINYO WESIKHUNGO SAMAFI NOCWANINGO WAKWAZULU-
NATALI, 2017**

UMTHETHOSIVIVINYO

Wokwamukela ukusungulwa kwesiKhungo saMafa noCwaningo saKwaZulu-Natali njengohlaka olulawula izindaba zamagugu esiFundazweni ngokwesigaba 23 soMthetho wezamaGugu kaZwelonke, 1999; wokufaka Amafa aKwaZulu-Natali asungulwa ngokoMthetho wezamaGugu waKwaZulu-Natali, 2008, kanye noPhiko loMqondisi oMkhulu lwezamaGugu oluseHhovisi likaNdunankulu waKwaZulu-Natali, ngaphansi kwesiKhungo saMafa noCwaningo saKwaZulu-Natali; wokuhlonza, wokonga, wokuvikela kanye nokuphatha amagugu kanye nokwenza ucwaningo olujwayelekile nolunzulu ukuthola ulwazi olufanele futhi silethe izisombululo kwizinselelo ezikhona emkhakheni wezamaGugu esiFundazweni; wokunquma izinjongo, amandla, amajoka kanye nemisebenzi yesiKhungo; wokunquma indlela isiKhungo esizophathwa ngayo, esizolawulwa ngayo, kanye nesizoqasha ngayo abasebenzi, nesizoxhwaswa ngayo ngezimali; kanye nokuhlinzekela okunye okuphathelele nalokho.

MAWUMISWE yisiShayamthetho sesiFundazwe saKwaZulu-Natali, kanje:-

UKUHLELWA KWEZIGABA

Isigaba

ISAHLUKO 1

IZINCAZELO

1. Izincazelo

ISAHLUKO 2

UKUSEBENZA KOMTHETHO

2. Ukusebenza koMthetho

ISAHLUKO 3

IMIGOMO EJWAYELEKILE EPHATHELENE NAMAGUGU KANYE NEQHAZA LELUNGU
LOMKHANDLU OPHETHE ELIBHEKELE EZAMAGUGU

3. Imigomo ejwayelekile ephathelene namagugu
4. Amaqhaza eLungu loMkhandlu oPhethe elibhekele ezamagugu ezindabeni zocwaningo nezamagugu

ISAPHLUKO 4

ISIKHUNGO SAMAFU NOCWANINGO SAKWAZULU-NATALI

5. Ukusungulwa kwesiKhungo saMafu noCwaningo saKwaZulu-Natali
6. Izinhloso zesiKhungo
7. Amandla kanye nemisebenzi yesiKhungo
8. Umbiko wonyaka kanye nezitatimende zezimali kwesiKhungo
9. Ukwakheka kanye nokubunjwa koMkhandlu wesikhungo
10. Isikhathi sokuba sesikhundleni kwelungu loMkhandlu
11. Iziphakamiso zobulungu eMkhandlwini
12. Ukudalulwa kwesimo sezimali nokunye ngabaphakanyiselwe eMkhandlwini
13. Ukuhluleka kwelungu loMkhandlu ukudalula isimo sezimali nokunye
14. Ukuhoxiswa kwelungu loMkhandlu
15. Izikhala, ukususwa kanye nokwesula esikhundleni kwamalungu oMkhandlu
16. Imihlangano yoMkhandlu
17. Amakomidi oMkhandlu
18. Imisebenzi yokuphatha nekanobhala yoMkhandlu
19. Amaholo amalungu oMkhandlu kanye nokukhokhelwa kwamalungu oMkhandlu kanye nawamakomidi oMkhandlu izindleko angene kuzona

ISAPHLUKO 5

ABASEBENZI BESIKHUNGO

20. Ukuqokwa kwabasebenzi kuncike ezinhlelweni zesikhashana
21. Ukuqokwa kwabasebenzi besiKhungo kanye nokunqunywa komgomo wokuziphatha
22. Ukuphathwa kwabasebenzi besiKhungo
23. Ukusiswa kwabasebenzi besiKhungo

ISAPHLUKO 6**UKUXHASWA NGEZIMALI KANYE NOKUPHATHWA KWESIKHUNGO**

24. Izimali zesiKhungo
25. Ukuphathwa kwezimali nokubika
26. Impahla engenakususwa
27. Izinyathelo zomthetho ezithathelwa uMkhandlu kanye nesiKhungo
28. Ukuvikelwa kolwazi oluyimfihlo olugodlwe uMkhandlu kanye nesiKhungo
29. Ukusetshenziswa kwagama loMkhandlu kanye nelesiKhungo

ISAPHLUKO 7**ISIGUNGU SAMAFU NOCWANINGO**

30. Ukusungulwa kwesiGungu saMafu noCwaningo
31. Izinhloso zesiGungu saMafu noCwaningo
32. Ukubunjwa nobulungu kwisiGungu saMafu noCwaningo
33. Imihlangano yesiGungu saMafu noCwaningo
34. Izeluleko kanye nezihcomo zesiGungu saMafu noCwaningo
35. Amalungelo kanye nezibopho zamalungu esiGungu saMafu noCwaningo
36. Izikhathi zokubanjwa kwemihlangano kanye nenqubo emihlanganweni yesiGungu saMafu noCwaningo

ISAPHLUKO 8**UKUVIKELWA OKUJWAYELEKILE KWAMAGUGU**

37. Ukuvikelwa okujwayelekile kwezinhlobo
38. Ukuvikelwa okujwayelekile kwamathuna abantu abafela empini
39. Ukuvikelwa okujwayelekile kwezindawo zokungcwaba ezingahlelekile ngokuphelele kanye nezasemakhaya
40. Ukuvikelwa okujwayelekile kwezindawo okwakulwelwa kuzona izimpi, izindawo okutholakala kuzo izinto zasemandulo, izindawo ezinamadwala aqoshiwe, izindawo ezinezinto ezazibunjwa emandulo kanye nezindawo ezinezimbokodo eziwa esibhakabhakeni
41. Ukuphathwa kwamagugu

ISAPHLUKO 9

UKUVIKELWA OKUKHETHEKILE KWAMAGUGU

42. Izindawo ezivikelwe
43. UHlelo lwamaGugu avikelwe ngokukhethekile
44. Ukuvikelwa okukhethekile kwezindawo ezinomlando ezithathwa njengamaGugu
45. Ukuvikelwa okukhethekile kwezindawo ezinomlando ezithathwa njengamaGugu esiFundazwe
46. Ukuvikelwa okukhethekile kwamaDlinza amalungu oMndeni waseNdlunkulu
47. Ukuvikelwa okukhethekile kwezindawo okwakulwelwa kuzona izimpi kanye namatshe ezikhumbuzo asezinaweni zomphakathi
48. Irejista leziNdawo ezingamaGugu
49. Ukuvikelwa okukhethekile kweziNto ezingamaGugu
50. Irejista leziNto ezingamaGugu

ISAPHLUKO 10

UKUPHATHWA KWAMAGUGU

51. Ukunqunywa kwendlela yokwenza kangcono, yamazinga, yenkambiso kanye nemigomo
52. Isikhungo singangena ezivumelwaneni
53. ILungu loMkhandlu oPhethe lingadla ngokusemthethweni umhlaba iNdawo eyiGugu ekuwona
54. Inqubo yokubonisana uma umthetho kamasipala noma umthethonqubo kamasipala unomthelela ezindabeni zamagugu

ISAPHLUKO 11

IZINHLINZEKO EZIJWAYELEKILE

55. Ukuqokwa kwamavolontiya azoba ngabahloli bamagugu
56. Amacala ajwayelekile aphaathelene noMkhandlu kanye nesiKhungo
57. Izinhlawulo
58. Imithethonqubo
59. Ukudluliselwa kwezikhawulo kwiLungu loMkhandlu oPhethe
60. Ukudluliselwa kwamandla

ISAHLUKO 12

UKUCHITHWA KOMTHETHO, IZINHLELO ZESIKHASHANA, UKUQINISEKISWA KOKUBA
SEMTHETHWENI KANYE NESIHLOKO ESIFINGQIWE

61. Ukuchithwa komthetho
62. Izinhlelo zesikhashana kanye nokuqinisekiswa kokuba semthethweni
63. Isihloko esifingqiwe

UHLELO LOKUQALA

INGXENYE A

UHlelo lokuQala: INgxenye A: Uhlu lwabasebenzi abazodluliselwa esiKhungweni besuka eMkhandlwini wamaGugu Amafa aKwaZulu-Natali

INGXENYE B

UHlelo lokuQala: INgxenye B: Uhlu lwabasebenzi abazosiselwa esiKhungweni besuka oPhikweni loMqondisi oMkhulu lwezamaGugu oluseHhovisi likaNdunankulu waKwaZulu-Natali

UHLELO LWESIBILI

UHlelo lwesiBili: Amagugu avikelwe ngokukhethekile

ISAHLUKO 1

IZINCAZELO

Izincazelo

1. Kulo Mthetho noma yiliphi igama noma isisho okunikezwe incazelo eMthethweni wamaGugu kaZwelonke, 1999 (uMthetho No. 25 ka 1999), kumele, ngaphandle uma kubonakala kungafanele, kube naleyo ncazelo, futhi, ngaphandle uma ingqikithi isho okwehlukile –

“IBhodi eliNquma amaZinga okubika ngezeziMali” kushiwo iBhodi eliNquma amaZinga okubika ngezeziMali njengoba lichazwe esigabeni 1 soMthetho wokuPhathwa kweziMali zikaHulumeni, 1999 (uMthetho No. 1 ka 1999);

“guqula” kushiwo noma yisiphi isenzo esithinta isakhiwo, ukubukeka kwaso noma ubunjalo bendawo noma bento, noma kungaba ngokokwakheka noma ngokweminye imisebenzi, ngokupenda, ngokuplastela noma ngokunye ukuhlobisa noma ngenye indlela;

“uMthethosisekelo” kushiwo uMthethosisekelo weRiphabhulikhi yaseNingizimu Afrika, 1996;

“uMkhandlu” kushiwo uMkhandlu wesiKhungo saMafa noCwaningo saKwaZulu-Natali esibunjwe ngokomthethonqubo 2(3) weMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali futhi okukhulunywe ngawo esigabeni 5(2);

“uMnyango” kushiwo iHhovisi likaNdunankulu waKwaZulu-Natali noma, uma uNdunankulu edlulisele ukuphathwa kwalo Mthetho kwiLungu loMkhandlu oPhethe, umnyango okuHulumeni wesiFundazwe waKwaZulu-Natali obhekelle yilelo Lungu loMkhandlu oPhethe;

“izinsalela zokwasemandulo” kushiwo izinsalela ezitholakala ezindaweni okwakuhlalwa kuzona kudala, ezikhombisa indlela okwakuphilwa ngayo emandulo;

“ukumbiwa” kushiwo ukumba kwezobuchwepheshe, ukuqopha kanye nokutakula izinsalela zezinto zasemandulo ngokusebenzisa izinqubo kanye nezindlela zokuphenya ngezinsalela zasemandulo ezivumelekile, kanti **“ukumba”** kunencazelo efanayo;

“uMkhandlu oPhethe” kushiwo uMkhandlu oPhethe esiFundazweni saKwaZulu-Natali;

“thumela kwamanye amazwe” kunaleyo ncazelo echazwe kwi-*Customs and Excise Act*, 1991 (uMthetho No. 91 ka 1964);

“unyaka wezimali” kushiwo isikhathi esiqala mhla lu-1 kuMbasa wanoma yimuphi unyaka siphele mhla zingama-31 kuNdasa wonyaka olandelayo;

“iGazethi” kushiwo iGazethi esemthethweni yesiFundazwe saKwaZulu-Natali;

“iNhloko yoMnyango” kushiwo uMqondisi-Jikelele noma, uma uNdunankulu enikezele ukuphathwa kwalo Mthetho kwiLungu loMkhandlu oPhethe, isikhulu esisesikhundleni esiphezulu kunazo zonke emnyangweni kuHulumeni kwesiFundazwe waKwaZulu-Natali obhekelle yilelo Lungu loMkhandlu oPhethe;

“iNdawo eyiGugu” kushiwo indawo enikezwe igunya lokuvikelwa ngokukhethekile njengeNdawo eyiGugu ngokwesigaba 44(2);

“iNto eyiGugu” kushiwo into eyigugu enikezwe igunya lokuvikelwa ngokukhethekile njengento eyigugu ngokwesigaba 49;

“indawo eyiGugu” maqondana nesiFundazwe saKwaZulu-Natali, kushiwo –

- (a) iNdawo eyiGugu;
- (b) iNdawo enoMlando yesiFundazwe;
- noma
- (c) yilawo magugu okukhulunywe ngawo ezigabeni 42, 43, 44 no 45;

“isiKhungo” kushiwo isiKhungo saMafa noCwaningo saKwaZulu-Natali esisungulwe ngokomthethonqubo 2(1) weMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali futhi okukhulunywe ngaso esigabeni 5(2);

“igugu elingaphatheki” kushiwo izinto ezingaphatheki ezihambisana namasiko alandelayo, futhi lingabandakanya –

- (a) isiko lesintu;
- (b) umlando oxoxwayo;
- (c) okwenziwayo;
- (d) imikhuba;
- (e) izinto eziqavile ezikhunjulwayo;
- (f) amakhono nobunyoninco;
- (g) izinhlelo zolwazi zomdabu;
- (h) indlela ehlanganisa imvelo, umphakathi nobudlelwane babantu;

“iNdlu yabaHoli beNdabuko yesiFundazwe saKwaZulu-Natali” kushiwo iNdlu yabaHoli boMdabu yesiFundazwe saKwaZulu-Natali eyasungulwa ngokwesigaba 32 soMthetho wobuHoli beNdabuko nokuBusa, 2005 (uMthetho No. 5 ka 2005);

“iMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali” kushiwo iMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali, 201X, njengoba sishicilelwe, esiqukethwe kwiSaziso sesiFundazwe No. XXX samhla zi-XXX kuXXXXXXXX, 201X, ngokwesigaba 23 soMthetho wezamaGugu, 1999 (uMthetho No. 25 ka 1999), sifundwa nesigaba 26 sawo;

“umaziphathe wendawo” kushiwo –

- (a) umasipala; noma
- (b) isikhungo sendabuko esisungulwe ngokwesigaba 6 soMthetho wobuHoli beNdabuko nokuBusa, 2005 (uMthetho No. 5 ka 2005);

“iLungu loMkhandlu oPhethe elibhekele ezezimali” kushiwo iLungu loMkhandlu oPhethe wesiFundazwe saKwaZulu-Natal elibhekele ezezimali;

“iSilo” kushiwo iSilo samaBandla sesiFundazwe saKwaZulu-Natali, –

- (a) ngosesikhundleni sobuKhosi besiZwe samaZulu, iNkosi yamaZulu, iNgonyama noma iSilo, kusukela ngosuku lokuqala kokusebenza kwalo Mthetho; noma
- (b) iSilo samaBandla sesiFundazwe njengoba kungachazwa kuMthethosisekelo waKwaZulu-Natali osazokwamukelwa noma komunye umthetho wesifundazwe;

“umasipala” kushiwo umasipala ohlongozwe esigabeni 155 soMthethosisekelo weRiphabhulikhi yaseNingizimu Afrika, 1996, futhi osungulwe yizigaba 11 no 12 nangaphansi kwezigaba 11 no 12 zoMthetho weziNhlaka zoMasipala woHulumeni baseKhaya, 1998 (uMthetho No. 117 ka 1998), zifundwa nezigaba 3, 4 no 5 zoMthetho wokuNquma iziNhlobo zoMasipala, 2000 (uMthetho No. 7 ka 2000), kanti **“umasipala wendawo”**, **“umasipala wesifunda”** kanti **“nomasipala wedolobha elikhulu”** unencazelo efanayo;

“uMthetho wezamaGugu kaZwelonke” kushiwo uMthetho wezamaGugu kaZwelonke, 1999 (uMthetho No. 25 ka 1999);

“ipulani” kushiwo noma iyiphi ipulani ehlongozwe eMthethweni wezokuHlela neNtuthuko, 2008 (uMthetho No. 61 ka 2008), noma noMthetho wokuHlelwa kweziNdawo kanye nokuseTshenziswa koMhlaba, 2013 (uMthetho No. 16 ka 2013) nanoma yimuphi omunye umthetho wedolobha kanye nowokuhlela umhlaba osebenza esiFundazweni saKwaZulu-Natali;

“osesikhundleni omele inhlango yezeopolitiki” kubandakanya osesikhundleni omele inhlango yezeopolitiki futhi kushiwo –

- (a) ilungu lePhalamende likaZwelonke, lesiKhungo weziFundazwe kaZwelonke noma iKhabhinethi;
- (b) ilungu lesishayamthetho sesifundazwe noma loMkhandlu oPhethe wesifundazwe;
- (c) ikhansela likamasipala;
- (d) inxusa leRiphabhulikhi elingasebenzeli uhulumeni;
- (e) ilungu lendlu yabholi bendabuko; noma
- (f) osesikhundleni omele iqembu lezeopolitiki, inhlango, umgwamanda noma umfelandawonye okubhaliswe ngokwesigaba 15 noma 15A soMthetho weKhomishana yoKhetho, 1996 (uMthetho No. 51 ka 1996);

“uNdunankulu” kushiwo uNdunankulu oseMkhandlwini oPhethe wesiFundazwe saKwaZulu-Natali njengoba kuhlangozwe esigabeni 125 soMthethosisekelo;

“okunqunyiwe” kushiwo okunqunywe ngumthethonqubo ngaphansi kwesigaba 58, kanti **“ukunquma”** kunencazelo efanayo;

“isiFundazwe” kushiwo isifundazwe saKwaZulu-Natali esisungulwe ngokwesigaba 103 soMthethosisekelo;

“uHulumeni wesiFundazwe” kushiwo uhulumeni wesiFundazwe saKwaZulu-Natali;

“iNdawo enoMlando yesiFundazwe” kushiwo indawo enikezwe igunya lokuvikelwa ngokukhethekile njengeNdawo enoMlando yesiFundazwe ngokwesigaba 45;

“isiShayamthetho sesiFundazwe” kushiwo isiShayamthetho sesiFundazwe saKwaZulu-Natali;

“isiKhwama seziMali eziNgenayo sesiFundazwe” kushiwo isikhwama esisungulelwe isiFundazwe saKwaZulu-Natali yisigaba 226 soMthethosisekelo;

“iHhovisi loMgcinimafa wesiFundazwe” kushiwo ihhovisi lomgcinimafa elisungulelwe isiFundazwe saKwaZulu-Natali ngokwesigaba 17 soMthetho wokuPhathwa kweziMali zikaHulumeni, 1999 (uMthetho No. 1 ka 1999);

“uMthetho wokuPhathwa kwezeziMali” kushiwo uMthetho wokuPhathwa kwezeziMali, 1999 (uMthetho No. 1 ka 1999);

“uhulumeni” kushiwo uhulumeni ohlongozwe esigabeni 8 soMthetho kaHulumeni, 1994 (iSimemezero No. 103 sika 1994);

“imithethonqubo” kushiwo imithethonqubo eyenziwe ngaphansi kwesigaba 58;

“iLungu loMkhandlu oPhethe elibhekele ezamagugu” kushiwo Ndunankulu wesiFundazwe saKwaZulu-Natali noma lelo lungu loMkhandlu oPhethe uNdunankulu alinikeze amandla okuphatha lo Mthetho;

“iNdlunkulu” kushiwo iSilo kanye noNdlunkulu baso, kusukela ngesikhathi sikaNkosinkulu, ethathwa kanjalo -

- (a) ngokomthetho wesintu namasiko; noma
- (b) ngokoMthethosisekelo waKwaZulu-Natali osazokwamukelwa noma omunye umthetho wesifundazwe;

“lo Mthetho” kubandakanya imithethonqubo.

CONTINUES ON PAGE 258 - PART 3



KWAZULU-NATAL PROVINCE
KWAZULU-NATAL PROVINSIE
ISIFUNDAZWE SA KWAZULU-NATALI

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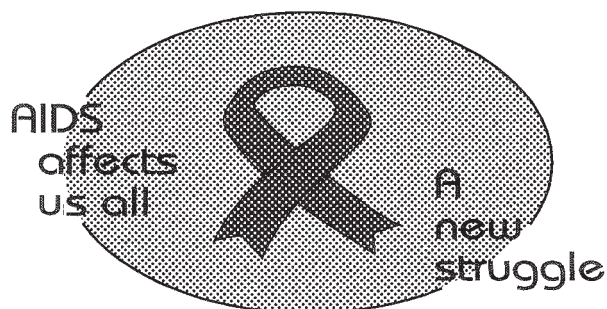
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PART 3 OF 3

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ISAHLUKO 2 UKUSEBENZA KOMTHETHO

Ukusebenza koMthetho

2.(1) Lo Mthetho usebenza –

- (a) ekuhlonzweni, ekongiweni, ekuvikelweni, ekuphathweni nasekulawulweni kwamagugu;
- (b) nasekwenziweni kocwaningo olujwayelekile nolunzulu ukuthola ulwazi oludingekayo futhi uletha izisombululo kwizinselelo ezikhona emkhakheni wezamazugu esiFundazweni.

(2)(a) Lo Mthetho kumele ufundwe futhi uqaliswe kanyekanye neMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali, noMthetho wezamazugu kaZwelonke, 1999 (uMthetho No. 11 ka 1999) kanye noMthetho wesikhungo samazugu kaZwelonke, 1999 (uMthetho No. 11 ka 1999).

(b) Lapho lo Mthetho ungalulawuli udaba oluphathelele nesikhungo njengohlaka olulawula izindaba zamazugu esiFundazweni noma nokuvikelwa noma nokuphathwa kwamazugu esiFundazweni, izinhlinzeko zeMithethonqubo yesiKhungo saMafa noCwaningo, zoMthetho wezamazugu kaZwelonke kanye noMthetho wesikhungo samazugu kaZwelonke ziyosebenza esiFundazweni nanoma iyiphi inkomba “uhlaka olulawula izindaba zamazugu” eMthethweni wamazugu kaZwelonke kumele, ngaphandle uma kubonakala kungafanele, ithathwe njengenkombisa esikhungweni.

ISAHLUKO 3 IMIGOMO EJWAYELEKILE EPHATHELENE NAMAGUGU KANYE NEQHAZA LELUNGU LOMKHANDLU OPHETHE ELIBHEKELE EZAMAGUGU

Imigomo ejwayelekile ephathelene namazugu

3. ILungu loMkhandlu oPhethe elibhekele ezamazugu kanye nesikhungo kumele lisekele imigomo ejwayelekile okukhulunywe ngayo kwiNgxenywe 1 yeSahluko 1 soMthetho wezamazugu kaZwelonke, esebenza ezenzweni zezinhlaka zikahulumeni wesifundazwe nezohulumeni basekhaya maqondana nokuphathwa kwamazugu esiFundazweni.

Amaqhaza eLungu loMkhandlu oPhethe elibhekele ezindabeni zamagugu nocwaningo

4.(1) Ngokuhlonipha iqhaza lokusebenzisana likahulumeni kazwelonke kweزامagugu, iLungu loMkhandlu oPhethe elibhekele ezamagugu kumele, ukugqugquzela umoya wokusebenzisana ngokubambisana okukhulunywe ngakho eSahlukweni 3 soMthethosisekelo, liyokhuthaza ukwenziwa kocwaningo, ekuphathweni nasekulawulweni kweزامagugu esiFundazweni ngokuhambisana nomkhomandlela wenqubomgomo kazwelonke kanye nezinhlalo zikazwelonke eziphathelene namagugu.

(2) Ngaphezu kwamandla anikezwe iLungu loMkhandlu oPhethe elibhekele ezamagugu yilo Mthetho, iLungu loMkhandlu oPhethe elibhekele ezamagugu kumele, emva kokubonisana nesiKhungo, nangokuhlonipha inqubomgomo yamagugu kazwelonke kanye nezinhlalo zikazwelonke, liyonquma inqubomgomo yamagugu kanye nezinhlalo zamagugu esiFundaweni.

ISAPHLUKO 4**ISIKHUNGO SAMAFU NOCWANINGO SAKWAZULU-NATALI****Ukusungulwa kwesiKhungo saMafu noCwaningo saKwaZulu-Natali**

5.(1) Ukusungulwa kwesiKhungo esizokwaziwa njengesikhungo saMafu noCwaningo saKwaZulu-Natali kunqunywe kumthethonqubo 2(1) weMithethonqubo yesikhungo saMafu noCwaningo saKwaZulu-Natali.

(2) Isikhungo silawulwa uMkhandlu futhi sisebenza ngoMkhandlu njengoba kuhlangezwe kumthethonqubo 2(3) weMithethonqubo yesikhungo saMafu noCwaningo saKwaZulu-Natali.

Izinjongo zesiKhungo**6. Izinjongo zesiKhungo –**

- (a) ukwenza ucwaningo olujwayelekile nolunzulu esiFundazweni, ukuthola ulwazi nokubhekana nezinsalelo, nokuthola izisombululo zokuphucula izimpilo zabantu esiFundazweni;
- (b) ukusabalalisa ulwazi nezisombululo ezitholakele ngokwenza ucwaningo ezinhlanganweni ezihlonziwe, emiphakathini noma kubantu;
- (c) ukuqinisekisa –

- (i) ukuhlonzwa;
- (ii) ukongiwa;
- (iii) ukuvikelwa;
- (iv) ukuphathwa; kanye
- (v) nokulawulwa,

kwamagugu esiFundazwe angaphansi kwaso futhi ngokwejoyekile, ngokuhlonipha inqubomgomo kanye nezinhlelo zamagugu kwazwelonke nokwesifundazwe, ukuze kugqugquzelwe futhi kudidiyelwe ukongiwa kwamagugu ukuze kuhlomule isizukulwane esikhona nesizayo.

Amandla, izibopho kanye nemisebenzi yesiKhungo

7.(1) IsiKhungo kumele –

- (a) sihlonze, songe, sivikele, siphathe futhi silawule amagugu esiFundazweni;
- (b) senze ucwaningo olunzulu ukufaka isandla ekutholeni izisombululo zezinselelo eziphathelele namasiko kwezamagugu nangokomlando ezithinta umphakathi;
- (c) senze ucwaningo olujwayelekile ukuthola ulwazi nokwazi kabanzi ngezinto ezithile;
- (d) sisabalalise imiphumela yophenyo kumakhasimende afanele;
- (e) siqaphe futhi sihlole ukusebenza kwezinhlelo nemiklamo;
- (f) sicubungule inqubomgomo yamagugu nezinhlelo zamagugu kwazwelonke nokwesifundazwe futhi kumele silethe imibono kanye nezincwadi kwiLungu loMkhandlu oPhethe elibhekele ezamagugu;
- (g) sihliziseke, futhi siqinisekise –
- (i) ukuqaliswa kanye nokwethulwa kwenqubomgomo yamagugu kanye nezinhlelo zawo;
 - (ii) ukubandakanywa komphakathi kanye nababambiqhaza; kanye
 - (iii) nobudlelwane obusimeme phakathi kwemigwamanda yezamagugu, esiFundazweni;
- (h) sibe negalelo ekulungiseni ukungalingani kwaphambilini ngokuqhakambisa amagugu ayengashaywa ndiva;
- (i) ngokuhlonipha inqubomgomo kanye nezinhlelo zamagugu kwazwelonke nokwesifundazwe, siluleke iLungu loMkhandlu oPhethe –
- (i) ngenqubomgomo ekhona nehlangozwayo yamagugu yesiFundazwe;
 - (ii) ngokwenza izinhlelo ezifanayo zamagugu esiFundazweni;

- (iii) nganoma yiluphi udaba oluphathelele namagugu iLungu loMkhandlu oPhethe elicela ukwelulekwa ngalo; kanye
- (iv) nanoma yiluphi udaba oluphathelele namagugu angaphatheki;
- (v) ngegalelo laso ekutheni iNingizimu Afrika izuze noma izinjongo zayo ezidingekayo ngokweNgqungquthela yamaZwe aHlangene yezeMfundo, ezeSayensi kanye nezamaSiko kanye nanoma yiziphi izingqungquthela zamazwe omhlaba, izivumelwano noma izinhlobo zezamaGugu iNingizimu Afrika esayine izivumelwano nazo; futhi
- (j) sisize uMnyango ekusabalaliseni izinqumo kanye nolwazi olufanele mayelana nezindaba zamagugu esiFundazweni eminyangweni kaHulumeni wesiFundazwe, komasipala abasesiFundazweni kanye nasemphakathini ngokubamba imihlangano, ngezingxoxo, ngezaziso kanye nageminye imithombo yokushicilela namakhompuyutha;
- (k) sixoxisane neminyango kazwelonke neyesifundazwe, nemigwamanda esemthethweni kanye nezinhlangano ezizibandakanye ezindabeni zamagugu;
- (l) senze imisebenzi futhi sifeze amajoka kanye nezibopho okubekwe yilo Mthetho; futhi
- (m) senze nanoma yimuphi omunye umsebenzi noma sifeze noma yimaphi amajoka anikwe isiKhungo ngayinoma yimuphi omunye umthetho.

(2) IsiKhungo sinesibopho sokubika eMkhandlwini, njengohlaka okumele sibike kulona ngokoMthetho wokuPhathwa kweziMali zikaHulumeni, futhi kumele –

- (a) senze umsebenzi wokuqinisekisa ukuvikelwa kwemphahla namarekhodi esiKhungo;
- (b) sisebenze ngokwethembeka, ngobuqotho nangokubeka isikhungo sikaHulumeni phambili ekuphatheni izimali zesiKhungo;
- (c) uma sicelelwa, sidalule esigungwini esiphethe esibhekele lesiKhungo noma kwisishayamthetho isiKhungo esinesibopho sokubika kuso, zonke izinto eziphathekayo, kubandakanya lokho okusanda kutholakala, okungenzeka kube nomthelela ezinqumweni noma ezinyathelweni zesigungu esiphethe noma zaleso sishayamthetho;
- (d) sizame, ngokwamandla aleso sigungu esiphethe, ukunqanda noma yikuphi ukungabhekelelwa kwezimali zombuso;
- (e) siqinisekise futhi sigcine –
 - (i) izinhlelo ezisebenza ngendlela, ezinemiphumela ebonakalayo nezingenamfihlo zokuphathwa kwezezimali, zokuqapha ubungozi kanye nokulawulwa kokusetshenziswa kwezimali kwangaphakathi;

- (ii) uhlelo lokucwaninga amabhuku lwangaphakathi ngaphansi kolawulo nangaphansi kwesandla sekomidi lokucwaninga amabhuku elisebenza nelihambisana nemithethonqubo kanye nemiyalelo enqunywe ngokwezigaba 76 no 77 zoMthetho wokuPhathwa kweziMali zikaHulumeni; kanye
 - (aa) nohlelo olufanele lokuthengwa kwempahla olulungile, olunokulingana, olusobala, olunokuncintisana nolungambi eqolo;
 - (bb) nohlelo lokuhlola kahle yonke imiklamo emikhulu ngaphambi kokuthi kuthathwe isinqumo ngomklamo;
- (f) sithathe izinyathelo ezisheshayo nezifanele –
 - (i) zokuqoqa yonke imali okumele ikhokhelwe isiKhungo;
 - (ii) zokunqanda ukusaphazwa nokusetshenziswa kwemali budlabha;
 - (iii) zokulawula imali yokusebenza ngendlela efanele neyongayo;
 - (iv) zokukhokha noma iyiphi intela, impesheni nezimali zokucwaninga amabhuku njengoba kudingeka ngokomthetho;
- (g) sithathe izinyathelo ezifanele zokuqondisa izigwegwe noma yimuphi umsebenzi wesiKhungo –
 - (i) ophula noma ohluleka ukuhambisana nenhlinzeko yoMthetho wokuPhathwa kweziMali zikaHulumeni;
 - (ii) owenza isenzo esiphambene nohlelo lokuphathwa kwezimali nolokuqapha ukusetshenziswa kwezimali lwangaphakathi;
 - (iii) osaphaza noma ophatha budlabha izimali noma ovumela lokho;
- (h) ngokushesha saziwe iHhovisi loMgcinimafa likaZwelonke nganoma yisiphi isikhungo esisha isiKhungo esihlose ukusisungula noma okuyisona esithatha isinqumo sokuthi sisungulwe, futhi sivumele iHhovisi loMgcinimafa likaZwelonke isikhathi esanele sokuletha isinqumo saso ngaphambi kokusungulwa kwaso ngokusemthethweni; futhi
 - (i) sihambisane, futhi siqinisekise ukuthi sihambisane nezinhlinzeko zoMthetho wokuPhathwa kweziMali zikaHulumeni kanye nanoma yimuphi omunye umthetho osebenza esiKhungweni.

(3) IsiKhungo –

- (a) singasebenzisa noma yimaphi amandla esiwanikezwe yinoma iyiphi inhlinzeko yalo Mthetho nanoma yimuphi omunye umthetho;

- (b) singahlinzekela futhi siqinisekise ukusungulwa kwezinhlelo nemiklamo okuphathelene nocwaningo, nezemfundo, nokuqeqeshwa, nezokuhumusha kanye nezokuvakasha;
- (c) maqondana nezinhloso kanye nomsebenzi wesiKhungo, singenza izincomo kwiLungu loMkhandlu oPhethe mayelana nomthetho kanye nezinqubomigomo esiFundazweni;
- (d) ngendlela ehambisana noMthetho wokuPhathwa kweziMali zikaHulumeni nangokusebenzisa amandla aso noma ngokwenza umsebenzi waso ngaphansi kwalo Mthetho, ngemiklamo ethile, singangena ezivumelwaneni zomsebenzi nabantu abanolwazi lwezobuchwepheshe kunanoma yiluphi udaba oluphathelene nomsebenzi wesiKhungo;
- (e) singakhokhisa izimali nganoma yiziphi iziphambeko ngokwezigaba 37, 38, 39, 40, 44, 45 no 49;
- (f) singanquma izimali, okumele zikhokhelwe isiKhungo, –
 - (i) ngokucubungula noma yisiphi isicelo noma imvume ngokwalo Mthetho; kanye
 - (ii) nokuhlinzekwa kwanoma yimiphi imisebenzi yesiKhungo;
- (g) singanquma, izimali kubandakanya, kodwa kungacini nje, ngezimali zokungena mayelana nokukhangiswa kwamagugu aphahekayo yisiKhungo;
- (h) singakhangisa noma yimaphi amagugu aphahekayo angaphansi kolawulo lwesiKhungo futhi singamukela izimali ezinqunyiwe noma okunye okunqunywe yisiKhungo maqondana nalowo mkhangiso; futhi
- (i) ngokujwayelekile, singenza konke okudingekayo noma okungasheshisa ukufezwa kwezinhloso zaso okukhulunywe ngakho esigabeni 6 kanye nokwenza imisebenzi okukhulunywe ngayo esigatshaneni (1).

(4) IsiKhungo kumele, ngaphezu kwamandla, kwamajoka kanye nemisebenzi okukhulunywe ngakho ezigatshaneni (1) kuya ku (3), senze imisebenzi eyabelwe umaziphathe olawula izindaba zamagugu wesifundazwe ngokoMthetho wezamaGugu kaZwelonke.

Umbiko wonyaka kanye nezitatimende zezizimali

8.(1) UMkhandlu kumele –

- (a) ugcine amarekhodi aphelele ezimali zesiKhungo;

(b) ulungise izitatimende zezimali zonyaka wezimali ngamunye ngokuhambisana nenqubo yokubhalwa kwamabhuku ezimali, ngaphandle uma iBhodi lamaZinga okuBhalwa kwamaBhuku eziMali livuma isicelo sokuthi isiKhungo silandele inqubo ejwayelekile esebenzayo yokubhalwa kwamabhuku ezimali;

(c) ulethe lezo zitatimende zezimali ezinyangeni ezimbili ngemuva kokuphela konyaka kuMcowaningimabhuku Jikelele ukuze zicwaningwe, kuncike kwizinhlinzeko zoMthetho wokuPhathwa kweziMali zikaHulumeni;

(d) ulethe ehhovisi lomgcinimafa lesifundazwe nakwiLungu loMkhandlu oPhethe ezinyangeni ezinhlanu kuphele unyaka wezimali –

- (i) umbiko wonyaka ngemisebenzi yaleso sikhungo sikaHulumeni ngalowo nyaka;
- (ii) izitatimende zezimali zalowo nyaka ngemuva kokuthi sezicutshunguliwe; kanye
- (iii) nombiko wabacwaningi mabhuku ngalezo zitatimende.

(2) Umbiko wonyaka kanye nezitatimende zezimali okukhulunywe ngakho esigatshaneni (1)(d) kumele –

(a) kukhombise ngokusobala isimo sesikhungo sikaHulumeni, esikwenzayo, ezezimali, ukusebenza kwaso uma kuqhathaniswa nobekuhlosiwe kanye nesimo saso sezimali ekupheleni kwalowo nyaka wezimali;

(b) kubandakanye imininingwane –

- (i) yanoma yikuphi ukulahleka kwempahla ngenxa yobugebengu nanoma yikuphi ukusaphazwa nokuphathwa budlabha kwemali okwenzeka ngalowo nyaka wezimali;
- (ii) yanoma yiziphi izinyathelo zomthetho noma zokuqondisa izigwegwe ezithathiwe ngenxa yalokho kulahleka kwempahla noma yokusaphazwa noma yokuphathwa budlabha kwemali;
- (iii) yanoma yikuphi ukutholakala kwempahla ebilahlekile noma ukuchithwa kwayo;
- (iv) yanoma yiluphi usizo lwezimali olutholakale embusweni kanye nezimali ezithenjisiwe egameni lombuso; kanye
- (v) nanoma yiluphi olunye udaba olunganqunywa; futhi

(c) ubandakanye izitatimende zezimali zanoma yiziphi ezinye izinhlangano ezingaphansi kwaso.

(3) UMkhandlu kumele ulethe umbiko kanye nezitatimende okukhulunywe ngazo esigatshaneni (1)(d), ukuze kwethulwe kwisishayamthetho sesifundazwe, kwiLungu loMkhandlu oPhethe elibhekele ezamagugu.

Ukwakheka nokubunjwa koMkhandlu wesiKhungo

9. Ukubunjwa koMkhandlu kunqunywe kumthethonqubo 3 weMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali.

Isikhathi sokuba sesikhundleni kwelungu loMkhandlu

10. Isikhathi sokuba sesikhundleni kwelungu loMkhandlu sinqunywe kumthethonqubo 4 weMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali.

Iziphakamiso zobulungu eMkhandlwini

11. Iziphakamiso zobulungu eMkhandlwini zinqunywe kumthethonqubo 5 weMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali.

Ukudalula ukuhlomula ngokwezezimali noma ngenye indlela kwabaphakanyiselwe eMkhandlwini

12. Ukudalula ukuhlomula ngokwezezimali noma ngenye indlela kwabaphakanyiselwe eMkhandlwini kunqunywe kumthethonqubo 6 weMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali.

Ukuhluleka kwelungu loMkhandlu ukudalula ukuhlomula ngokwezezimali noma ngenye indlela

13. Ukuhluleka kwamalungu ukudalula ukuhlomula ngokwezezimali noma ngenye indlela kunqunywe kumthethonqubo 7 weMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali.

Ukuhoxa kwelungu loMkhandlu

14. Ukuhoxa kwelungu loMkhandlu kunqunywe kumthethonqubo 8 weMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali.

Izikhala, ukususwa kanye nokusula esikhundleni kwamalungu oMkhandlu

15. Izikhala, ukususwa kanye nokusula esikhundleni kwamalungu oMkhandlu kunqunywe kumthethonqubo 9 weMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali.

Imihlangano yoMkhandlu

16. Inqubo yemihlangano yoMkhandlu inqunywe kumthethonqubo 10 weMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali.

Amakomidi oMkhandlu

17. Ukuqokwa kwamakomidi oMkhandlu kunqunywe kumthethonqubo 11 weMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali.

Imisebenzi yokuphatha nekanobhala yoMkhandlu

18. Ukwenziwa kwemisebenzi yokuphatha nekanobhala yoMkhandlu kunqunywe kumthethonqubo 13 weMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali.

Amaholo abasebenzi besiKhungo kanye nokubuyiselwa izindleko amalungu oMkhandlu noma ekomidi loMkhandlu angene kuzona

19. Amaholo abasebenzi besiKhungo kanye nokubuyiselwa izindleko amalungu oMkhandlu noma ekomidi loMkhandlu angene kuzona kunqunywe kumthethonqubo 14 weMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali.

ISAHLUKO 5**ISIKHULU ESIPHEZULU KANYE NABASEBENZI BESI KHUNGO**

Ukuqokwa kwabasebenzi kuncike ezinhlelweni zesikhashana

20. Ukuqokwa kwabasebenzi besiKhungo kuncike ezinhlelweni zesikhashana ezisebenzayo okukhulunywe ngazo esigabeni 62 futhi umsebenzi okukhulunywe ngaye esigabeni 62(6) uthathwa njengomsebenzi wesikhungo njengoba kubekwe kuleso sigaba..

(2)(a) Isikhulu esiPhezulu siqokwa isikhathi esingeqile eminyakeni emihlanu.

(b) Isikhulu esiPhezulu singaphinde siqokelwe elinye ihlandla.

(3)(a) Ukuqokwa kwesikhulu esiPhezulu kuncike ekusayinweni kwesivumelwano sokusebenza phakathi kwalowo muntu noMkhandlu.

(b) UMkhandlu kanye nesikhulu esiPhezulu, ngokubhalwe phansi nangokuvumelana, bangachibiyela isivumelwano sokusebenza.

(4)(a) Ngokwezinhloso zokudalula ukuhlomula ngokwezezimali noma ngenye indlela, izinhlinzeko zesigaba 12 zisebenza ngezinguquko ezifanele kwisikhulu esiPhezulu ngaphandle kokuthi isikhulu esiPhezulu kumele sidalule ukuhlomula kwaso eMkhandlini.

(b) UMkhandlu kumele ugcine irejista lokuhlomula ngokwezezimali noma ngenye indlela okudalulwe yisikhulu esiPhezulu.

(5) Isikhulu esiPhezulu siyiLungu loMkhandlu ngokwesikhundla kodwa asinalo ilungelo lokuvota emihlanganweni yawo.

Ukuqokwa kwabasebenzi besiKhungo kanye nokunqunywa komgomo wokuziphatha

21. UMkhandlu unejoka –

(a) lokuqoka abasebenzi besiKhungo;

(b) lokunquma umgomo wokuziphatha, osebenza kubo bonke abasebenzi besiKhungo, futhi ofanelekile ngezinhloso zokuthatha izinyathelo zokuqondisa izigwegwe, ukuqinisekisa –

(i) ukuhambisana nomthetho okhona, kubandakanya nalo Mthetho;

(ii) ukusetshenziswa ngendlela efanele enemiphumela emihle neyongayo kwezimali zesiKhungo kanye nezinsiza;

(iii) ukugqugquzelwa nokugcinwa kwezinga eliphezulu lokusebenza;

(iv) ukunqandwa kokushayisana kwezintshisekelo;

- (v) ukuvikelwa kolwazi olugodlwe yisiKhungo oluyimfihlo; kanye
- (vi) nokusebenza ngobuqotho, ngokungakhethi, ngendlela efanele nangokulingana;
- (c) lokuqinisekisa ukuziphatha kahle kwabasebenzi abaqokwe ngokwalesi sahluko;
- (d) ukugcina irejista lemihlomulo edalulwe ngabasebenzi esiKhungo.

Ukuphathwa kwabasebenzi besiKhungo

22.(1) UMkhandlu kumele ulandele izinqubo zokuphatha ukuqinisekisa ukuthi abasebenzi besiKhungo –

- (a) basiza uMkhandlu ekwenzeni imisebenzi yawo ngokwalo Mthetho; futhi
- (b) basiza isiKhungo ngomsebenzi ohambisana nokwenza kwaso imisebenzi yaso.

(2)(a) UMkhandlu kumele unqume inqubomgomo yokuphatha, inqubomgomo yezabasebenzi kanye nohlelo lokuqapha ukusebenza kwabasebenzi besiKhungo.

(b) Ukuqokwa komsebenzi obika ngqo eMkhandlini kuncike ekusayinweni kwesivumelwano sokusebenza phakathi kwalowo muntu kanye noMkhandlu.

(3) Ngokwezinhloso zokudalula ukuhlomula ngokwezezimali noma ngenye indlela, futhi kuncike esigabeni 21(e), izinhlinzeko zesigaba 12 zisebenza ngezinguquko ezidingekayo kubasebenzi besiKhungo.

Ukusiswa noma ukudluliselwa kwabasebenzi besiKhungo

23.(1) IsiKhungo singasebenzisa abantu abasisiwe noma abadluliselwe abaqhamuka kuhulumeni ngokuhambisana nezinhlinzeko zoMthetho weMisebenzi kaHulumeni, 1994 (iSimemezero No. 103 sika 1994).

(2) Bonke abasebenzi abaqashwe oPhikweni lwezamaGugu eHhovisi likaNdunankulu basiselwa esiKhungweni uma lo Mthetho uqala ukusebenza.

(3) Ukusiswa kwabasebenzi njengoba kuhlangozwe esigatshaneni (2) kumele kwenziwe ngokulandela uMthetho wezabasebenzi, 1995 (uMthetho No. 66 ka 1995) kanye nanoma yiziphi izivumelwano nezinyunyana.

(4) Umuntu osiselwe esiKhungweni njengoba kuhlangozwe esigatshaneni (2) ulwalulwa yizinqumo, yizinqubo kanye nemiyalelo obekusebenza kulowo muntu ngaphambi kosuku asiswe ngalo.

(5) Noma yiziphi izinyathelo ebezithathelwe lowo muntu ngaphambi kosuku lokusiswa kwakhe kumele zichithwe sengathi lowo muntu akazange asiswe.

ISAPHELA 6

UKUXHASWA NGEZIMALI KANYE NOKUPHATHWA KWESIKHUNGO

Izimali zesiKhungo

24.(1) Izimali zesiKhungo zibandakanya –

- (a) imali eyabiwe yisiShayamthetho sesiFundazwe;
- (b) iminikelo etholwe yisiKhungo ngokusemthethweni kunoma yimuphi umthombo;
- (c) inzalo ezimalini ezitshalwe yisiKhungo;
- (d) izinhlawulo ezitholwe yisiKhungo;
- (e) izimali ezitholwe yisiKhungo kukhokhelwa –
 - (i) ukucutshungulwa kwezicelo noma kwezimvume ngokwalo Mthetho;
 - (ii) ukuhlinzekwa kwemisebenzi yisiKhungo; kanye
 - (iii) nokukhangiswa kwamagugu yisiKhungo; kanye
- (f) nemali engene ngokusemthethweni evela kunoma yimuphi umthombo.

(2) IsiKhungo kumele sisebenzise izimali zaso ukukhokhela izindleko eziphathelele nokwenziwa kwemisebenzi yaso nokusetshenziswa kwamandla aso ngokwalo Mthetho.

(3) UMkhandlu kumele, ngokuvumelana nesikhungo kanye neLungu loMkhandlu oPhethe elibhekele ezezimali –

- (a) uvule i-akhawunti egameni lesikhungo nesikhungo esibhaliswe njengebhange ngokoMthetho wamaBhange, 1990 (uMthetho No. 94 ka 1990); futhi
- (b) ufake kuyona yonke imali etholakele ngokwesigatshana (1).

Ukuphathwa kwezimali kanye nokubika

25.(1) UMkhandlu kumele uqinisekise ukugcinwa kwamabhuku ama-akhawunti aphelele kanye namarekhodi aphaathelene nawo.

(2) UMkhandlu kumele uqinisekise ukuthi izabelo zezimali zesiKhungo, amapulani okusebenza, imibiko yonyaka kanye nezitatimende zezimali ezicutshunguliwe kulungiswa futhi kuhanjiswa ngokuhambisana noMthetho wokuPhathwa kweziMali zikaHulumeni.

(3) Amabhuku esiKhungo kumele acwanigwe futhi kumele ubike ngokuhambisana noMthetho wokuPhathwa kweziMali zikaHulumeni.

Impahla engenakususwa

26.(1) IsiKhungo, ngemvume yeLungu loMkhandlu oPhethe elibhekele ezezimali, ungadla, ubambe noma uchithe impahla engenakususwa ngesikhathi usasebenza.

(2) IsiKhungo kumele unqume inqubomgomo kanye nenqubo yesiKhungo yokudla kanye nokuchitha impahla engenakususwa.

Izinyathelo zomthetho ezithathelwa uMkhandlu kanye nesiKhungo

27.(1) Noma yiziphi izinyathelo zomthetho ezithathelwa uMkhandlu noma isiKhungo kumele zithathwe ngokuhambisana noMthetho wokuThathela iziNyathelo zoMthetho ezinye iziNhlaka zikaHulumeni, 2002 (uMthetho No. 40 ka 2002).

(2) UMkhandlu kanye nesiKhungo, ngokwezinhloso zesigatshana (1), bathathwa njengezinhlaka zikaHulumeni ezihlongozwe endimeni (c) yencazelo yazo esigabeni 1 soMthetho okukhulunywe ngawo.

Ukuvikeleka kolwazi oluyimfihlo olugodlwe uMkhandlu kanye nesiKhungo

28.(1) Kuncike kuMthethosisekelo kanye naseMthethweni wokuGqugquzela ukuTholakala koLwazi, 2000 (uMthetho No. 2 ka 2000), akukho muntu oyodalula noma yiluphi ulwazi olulethwe eMkhandlwini noma esiKhungweni maqondana nanoma yimuphi umyalelo

womthetho, ngaphandle uma ecelwe yinkantolo ukuthi enze njalo noma ngaphandle uma umuntu ohlinzeke lowo myalelo evuma ngokubhalwe phansi.

(2) Akukho muntu ongadalula noma yiluphi ulwazi emarejisteri ahlongozwe ezigabeni 12(3), 20(4) no 21(1)(e) ngaphandle uma lokho kudalula –

(a) kungokomthetho ophoqa noma ogunyaza lokho kudalula;

(b) udingeka ukuze uMkhandlu usebenze kahle; noma

(c) kwenziwa ngezinhloso zokuqapha, zokuhlola, zokuphenya noma zokucubungula noma yimuphi umsebenzi ophathelene noMkhandlu noma nesiKhungo.

(3) Noma yimuphi umuntu ophula isigatshana (1) noma (2) uyothweswa icala.

Ukusetshenziswa kwegama loMkhandlu kanye nelesiKhungo

29.(1) Ngaphandle uma egunyazwe yisiKhungo ngokubhalwe phansi ukuthi enze njalo, akukho muntu nangayiphi indlela oyomela noma asebenzise igama, isifinyezo, ilogo, uphawu noma impahla esetshenziswa uMkhandlu noma yisiKhungo noma okungeyoMkhandlu noma okungeyeyisiKhungo.

(2) Akukho muntu ongaqamba amanga athi wenza okuthile egameni loMkhandlu noma lesiKhungo.

(3) Noma yimuphi umuntu ophula isigatshana (1) noma (2) uyothweswa icala.

ISAPHELA 7

ISIGUNGU SAMAFA NOCWANINGO

Ukusungulwa kwesiGungu saMafa noCwaningo

30.(1) Ngalokhu kusungulwa isiGungu saMafa noCwaningo.

Izinhloso zesiGungu saMafa noCwaningo

31. Izinhloso zesiGungu saMafa noCwaningo –

- (a) ukudidiyela nokuqinisekisa ukubambisana nokusebenzisana nohulumeni phakathi kwamalungu;
- (b) ukugqugquzela imfanano maqondana, nokudidiyelwa –
 - (i) kwezindaba eziphathelene noCwaningo olwenziwa yisiKhungo; noma
 - (ii) nezindaba zamagugu; kanye
- (c) nokugqugquzela ukuxhumana, ukusebenzisana okusezingeni eliphezulu kanye nobambiswano phakathi kwamalungu esiGungu;
- (d) ukuhlinzeka injongo kanye nesigcawu sokucobelelana nglwazi nangemibono yokusebenza ngendlela efanele; kanye
- (e) nokweseka isiKhungo ekusebenziseni amandla aso, ekufezeni amajoka aso nasekwenzeni imisebenzi yaso.

Ukubunjwa kwesiGungu saMafa noCwaningo

32.(1) IsiGungu saMafa noCwaningo siqukethe –

- (a) abaphathi bomasipala bamadolobha amakhulu kanye nabezifunda besiFundazwe;
- (b) abaphathi bomasipala balabo masipala bezindawo noma lawo maqoqo omasipala bezindawo besiFundazwe njengoba kunganquma iLungu loMkhandlu oPhethe elibhekele ezamagugu;
- (c) isithunywa esiqokwe yi-Nhlangano yoHulumeni baseKhaya yaseNingizimu Afrika (SALGA) noma ongene esikhundleni sawo;
- (d) isithunywa esiqokwe yi-*Ezemvelo KwaZulu-Natal Wildlife*;
- (e) isithunywa esiqokwe yiNdlu yabaHoli beNdabuko yesiFundazwe;
- (f) isithunywa esiqokwe yiLungu loMkhandlu oPhethe elibhekele ohulumeni basekhaya esiFundazweni;
- (g) nanoma yimuphi umuntu oqokwe yiLungu loMkhandlu oPhethe elibhekele ezamagugu.

(2) USihalo woMkhandlu uwuSihlalo wesiGungu saMafa noCwaningo.

(3) Amalungu esiGungu saMafa noCwaningo kumele, emhlanganweni wawo wokuqala ohlongozwe esigabeni 33(1), aqoke uSekela Sihlalo.

Imihlangano yesiGungu saMafa noCwaningo

33.(1) Umhlangano wokuqala wesiGungu saMafa noCwaningo kumele ubanjwe endaweni, ngosuku nangesikhathi esinqunywe yisiKhungo, ngemuva kwalokho yonke imihlangano elandelayo kumele inqunywe uSihlalo ngokuhambisana nesigaba 36(1).

(2) IsiGungu saMafa noCwaningo singasungula ikomidi noma amakomidi esiGungu.

(3) Ilungu lesiGungu saMafa noCwaningo ngalinye kumele laziswe ngomhlangano ngokubhalwe phansi, okungenani ezinsukwini eziyishumi nane (14) ngaphambi kwalowo mhlango, futhi lesi saziswe kumele sibe nohlelo lomhlangano ohlongozwayo.

(4) Uma kwenzeka uSihlalo wesiKhungo kanye noSekela Sihlalo bengekho emhlanganweni wesiGungu saMafa noCwaningo, amalungu akhona angaqoka ilungu elilodwa phakathi kwawo ukuthi lihole lowo mhlango.

(5) Umhlangano okhethekile wesiGungu saMafa noCwaningo ungabizwa ngesicelo –

(a) sikaSihlalo; noma

(b) amalungu amabili kwamathathu esiGungu saMafa noCwaningo ngesinxuso esibhalwe phansi, lapho uSihlalo kumele, ngokubhalwe phansi, azise ilungu lesiGungu ngalinye ngesikhathi, ngosuku nangendawo yomhlangano okhethekile.

(6) Uhlelo lokuzodingidwa emhlanganweni okhethekile wesiGungu saMafa noCwaningo kumele luhambisane nesaziso okukhulunywe ngaso esigatshaneni (5)(b).

(7) Isibalo amalungu avumeleke ukubamba umhlangano wesiGungu saMafa noCwaningo yiningi lamalungu awo.

(8) Noma yisiphi isinqumo sesiGungu saMafa noCwaningo kumele sithathwe ngesixazululo seningi lamalungu akhona kunoma yimuphi umhlangano wesiGungu futhi, uma kuba nokulingana kwamavoti nganoma yiluphi udaba, ilungu elihola umhlangano okukhulunywa ngawo liyokuba nevoti elingujuqu ngaphezu kwevoti lalo elijwayelekile njengelungu lesiGungu saMafa noCwaningo.

(9) Okudingidwa kuyo yonke imihlangano yesiGungu saMafa noCwanningo kumele kurekhodwe futhi kuqoshwe kumaminithi.

(10) Amaminithi omhlangano wesiGungu saMafa noCwanningo kumele athunyeiwe kuwo wonke amalungu esiGungu ezinsukwini eziyi-14 ku osukwini lomhlangano.

(11)(a) Amaminithi omhlangano odlule kumele afundwe ekuqaleni kwayo yonke imihlangano.

(b) Amaminithi kungathathwa ngokuthi afundiwe uma amakhophi awo enikezwe amalungu esiGungu ngaphambi komhlangano.

(c) USihlalo angasayina amaminithi kuphela uma sekudingidwe imibono noma sekwenziwe ushintsho.

(12) USihlalo kumele anqume ngemibuzo yenquobo noma ngendlela okuzoqhutshwa ngayo: Kuncike ekutheni uma noma yiliphi ilungu eliphikisana nanoma yisiphi isinqumo, nanoma yimuphi umbuzo okumele kuvotelwe kuthi isinqumo seningi lamalungu sibe ujuqu futhi esibophezela isiGungu saMafa noCwanningo.

(13) Imisebenzi yezokuphatha nobubhalane eyeseka isiGungu saMafa noCwanningo kumele ihlinzekwe yisiKhungo.

Izeluleko nezincwadi zesiGungu saMafa noCwanningo

34.(1) IsiGungu saMafa noCwanningo, ngokusebenzisa uSihlalo, lingeluleka futhi lenze izincwadi kwisiKhungo ukuze zicutshungulwe.

(2) USihlalo wesiGungu saMafa noCwanningo –

(a) uyena onesibopho sokubika kwisiKhungo mayelana nokwenziwa komsebenzi wesiGungu; futhi

(b) kumele ethule umbiko kwisiKhungo emhlanganweni nemisebenzi yesiGungu.

Amalungelo kanye nezibopho zamalungu esiGungu saMafa noCwanningo

35.(1) Ilungu ngalinye lesiGungu saMafa noCwanningo linelungelo –

(a) lokubamba iqhaza ngokugcwele kuyo yonke imihlangano yesiGungu;

(b) lokucela uSihlalo ukuthi afake noma yiluphi udaba oluphathelele nezinto ezithinta isiKhungo ohlelweni lokuzodingidwa emhlanganweni wesiGungu ukuze kudingidwe; kanye

(c) nokuthola izaziso ngesikhathi, uhlelo lokuzodingidwa emhlanganweni kanye namaminithi emihlangano yesiGungu.

(2) Amalungu esiGungu saMafa noCwaningo kumele –

(a) athamele, abambe iqhaza kuyo yonke imihlangano yesiGungu;

(b) abambe iqhaza kunoma yini eyenziwayo yokugqugquzela noma yiziphi injongo yesiGungu;

(c) ahloniphe noma yisiphi isisombululo sesiGungu; futhi

(d) alethe izixoliso, nezizathu zokungawethameli umhlangano, kuSihlalo ngokumbhalela ngaphambi komhlangano wesiGungu.

Izikhathi zokubanjwa kwemihlangano kanye nenqubo emihlanganweni yesiGungu saMafa noCwaningo

36.(1) Imihlangano ejwayelekile yesiGungu saMafa noCwaningo kumele ibanjwe endaweni, ngosuku nangesikhathi esinqunywe uSihlalo.

(2) USihlalo wesiGungu saMafa noCwaningo kumele ahlinzeke futhi athumele uhlelo olunezindawo, izinsuku kanye nezikhathi zemihlangano ezobanjwa onyakeni.

ISAPHELA 8

UKUVIKELWA OKUJWAYELEKILE KWAMAGUGU

Ukuvikelwa okujwayelekile kwezinhlobo

37.(1)(a) Akukho hlobo oluneminyaka engama-60, noma okulindeleke ukuthi lube neminyaka engama-60, olungahlakazwa, olungashintshwa noma olungengezwa ngaphandle kokuthola imvume ebhaliwe yesiKhungo eyothlakala emva kokufaka isicelo esiKhungweni.

(b) Uma isiKhungo singayikhiphi imvume, isiKhungo kumele sininge ngokuvikelwa okuyisipesheli ngokwezigaba 44, 45, 46, 47 no 49 zeSaphelo 9.

(2) IsiKhungo, ngesaziso *kwiGazethi*, singakhulula –

- (a) indawo eklanywe njengomhlaba ome ngendlela ethile; noma
- (b) izigaba ezichazwe njengeziza eziklanywe njengomhlaba ome ngendlela ethile, ezinhlinzekweni zesigatshana (1) uma isiKhungo sigculisekile ukuthi amagugu angaphansi kwendawo eklanywe njengomhlaba ome ngendlela ethile noma angaphansi kwaleso sigaba asehlonziwe futhi avikelwa ngokwanele ngokwezigaba 44, 45, 46, 47 no 49 zeSahluko 9.

(3) Isaziso okukhulunywe ngaso esigatshaneni (2), ngesaziso *kwiGazethi*, singachitshiyelwa noma sihoxiswe yisiKhungo.

Ukuvikelwa okujwayelekile kwamathuna abantu abafela empini

38. Akukho muntu ongadala umonakalo, ongashintsha, ongavumbulula, noma ongasusa –

- (a) ithuna lomuntu owafela empini;
- (b) amangcwaba ayindawo yalawo mathuna;
- (c) nanoma iyiphi ingxenye yendawo yamangcwaba enalawo mathuna,

ngaphandle kokuthola imvume ebhaliwe yesiKhungo emva kokufakwa kwesicelo esiKhungweni.

Ukuvikelwa okujwayelekile kwezindawo zokungcwaba ezingahlelekile ngokuphelele namathuna asemakhaya

39.(1) Akukho thuna noma mhlaba wamangcwaba oneminyaka engaphezu kwama-60, noma othathwa njengendawo ebalulekile yamagugu uhlaka oluwula izindaba zamagugu –

- (a) ongavikelekile noma yingayiphi indlela ngokwalo Mthetho; futhi
- (b) ongekho emangcwabeni aphethwe noma aluwulwa umaziphathe wendawo, ongonakaliswa, ongashintshwa, ongavunjululwa, ongasuswa endaweni yawo, noma unyakaziswe ngaphandle kokuthola imvume ebhaliwe yesiKhungo kokufakwa kwesicelo esiKhungweni.

(2) IsiKhungo singakhipha imvume ebhaliwe kuphela uma sesigculisekile ngokuthi –

- (a) umfakisisicelo uhlinzeke ubufakazi bemizamo yokubonisana nemiphakathi noma nesizukulwane abangaba nentshisekelo kulelo thuna, esebenzisa imihlahlandlela kanye nequbo yokubonisana njengoba kubekiwe ohlelweni; futhi

(b) umfakisicelo kanye nemiphakathi ethintekayo noma nesizukulwane bafike esivumelwaneni mayelana nethuna.

Ukuvikelwa okujwayelekile kwezindawo okwakubanjelwa kuzona izimpi, izindawo okutholakala kuzo izinto zasemandulo, izindawo ezinamadwala aqoshiwe, nezindawo ezinezinto ezabunjwa emandulo, izindawo ezinezimbokodo eziwa esibhakabhakeni kanye nezinomthelela walokho

40.(1) Akukho muntu oyodala umonakalo, oyocekela phansi, oyokumba, oyoshintsha, oyobhala noma oyodweba, noma oyophazamisa indawo okwakulwelwa kuyona izimpi, indawo okwakuhlalwa kuyona emandulo, indawo enamadwala aqoshiwe, indawo enezinto ezabunjwa emandulo, izindawo ezinezimbokodo eziwa esibhakabhakeni kanye nomthelela wazo noma yingayiphi indlela ngaphandle kokuthola imvume ebhaliwe yesiKhungo emva kokufakwa kwesicelo esiKhungweni.

(2) Uma kutholakala izimpahla zendawo okutholakala kuzo izinto zasemandulo noma zendawo enezinto ezabunjwa emandulo ngayinoma yimuphi umuntu, yonke imisebenzi noma okwenziwa lapho kukhona lezo zimpahla kumele kumiswe khona manjalo futhi umuntu ozitholile kumele alethe umbiko obhaliwe esiKhungweni ngaphandle kokuchitha isikhathi.

(3) IsiKhungo, emva kokubonisana nomnikazi noma nomaziphathe olawulayo, ngesaziso esithunyelwe kumnikazi noma kumaziphathe wendawo, singavimbela noma yimuphi umsebenzi esiKhungo esibona ukuthi awufanelekile owenziwa emamitheni angama-50 endawo enamadwala aqoshiwe.

(4) Akukho muntu ongavumbulula, asuse noma endaweni yayo noma aphazamise, adale umonakalo, acekele phansi noma athathe into noma impahla okungeyanoma iyiphi indawo okwakulwelwa kuyona izimpi, indawo okwakuhlalwa kuyona emandulo, indawo enamadwala aqoshiwe, indawo enezinto ezabunjwa emandulo, izindawo ezinezimbokodo eziwa esibhakabhakeni kanye nomthelela wazo ngaphandle kokuthola imvume ebhaliwe yesiKhungo emva kokufakwa kwesicelo esiKhungweni.

(5) Akukho muntu ongaletsa impahla esiza ekutholeni amamethali kanye nezindawo okutholakala kuzo izinto zasemandulo noma zendawo enezinto ezabunjwa emandulo, noma

izimpahla zokumba kunoma iyiphi indawo okwakulwelwa kuyona izimpi, indawo okwakhulwa kuyona emandulo, indawo enamadwala aqoshiwe, indawo enezinto ezabunjwa emandulo, izindawo ezinezimbokodo eziwa esibhakabhakeni kanye nomthelela wazo ngaphandle kokuthola imvume ebhaliwe yesiKhungo emva kokufakwa kwesicelo esiKhungweni.

(6)(a) Ubunikazi banoma iyiphi into noma impahla ehambisana nanoma iyiphi indawo okwakulwelwa kuyona izimpi, indawo okwakhulwa kuyona emandulo, indawo enamadwala aqoshiwe, indawo enezinto ezabunjwa emandulo, izindawo ezinezimbokodo eziwa esibhakabhakeni kanye nomthelela wazo, bungaphansi kwesandla sikaHulumeni wesiFundazwe kanti isiKhungo sithathwa njengomgcini egameni likaHulumeni wesiFundazwe.

(b) IsiKhungo singasungula futhi ube nendawo yokugcina ephephile noma yokukhangisa –

- (i) izinto zezindawo okutholakala kuzo izinto zasemandulo;
- (ii) izimpahla zezindawo enezinto ezabunjwa emandulo;
- (iii) noma yiziphi izinsalela zokwasemandulo;
- (iv) noma yini engathathwa ngokuthi yatholakala endaweni okwakubanjelwe kuyona impi;
- (v) noma iyiphi impahla eyenziwe ngobungcweti ehambisana nesiko elithile;
- (vi) nanoma iyiphi imbokodo ewa esibhakabhakeni.

(7) IsiKhungo, kuncike kuleyo mibandela njengoba singanquma, singabolekisa ngento ethile noma ngempahla okukhulunywe ngayo esigatshaneni (6) kwisigcinamagugu noma kwisikhungo sikazwelonke noma sesifundazwe.

(8) Akekho umuntu, ngaphandle kokuthola imvume ebhaliwe yesiKhungo emva kokufakwa kwesicelo esiKhungweni ongahweba, ongathumela emazweni noma ongazama ukuthumela emazweni kusuka esiFundazweni –

- (a) noma yiziphi izinto zezindawo okutholakala kuzo izinto zasemandulo;
- (b) noma yiziphi izimpahla zezindawo enezinto ezabunjwa emandulo;
- (c) noma yiziphi izinsalela zokwasemandulo;
- (d) noma yini engathathwa ngokuthi yatholakala endaweni okwakubanjelwa kuyona impi;
- (e) noma iyiphi impahla eyenziwe ngobungcweti ehambisana nesiko elithile;
- (f) nanoma iyiphi imbokodo ewa esibhakabhakeni.

- (9)(a) Umuntu noma isiKhungo esinento noma esinempahla okukhulunywe ngayo ezindimeni (a) kuya ku (f) zesigatshana (8), kumele alethe imininingwane ephela yaleyo nto noma yaleyo mpahla, kubandakanya nemininingwane enganqunywa, esiKhungweni.
- (b) Into noma impahla okukhulunywe ngayo endimeni (a) kumele, kuncike endimeni (c) kanye nakwimiyalelo yesiKhungo, ilawulwe umuntu noma isikhungo esiletha imininingwane yayo.
- (c) Ubunikazi banoma iyiphi into noma impahla okukhulunywe ngayo endimeni (a) busezandleni zikaHulumeni wesiFundazwe kanti isiKhungo sithathwa njengomgcini egameni likaHulumeni wesiFundazwe.

Ukuphathwa kwamagugu

41.(1) Umuntu ohlose ukuqala uhlelo lwentuthuko oluthathwa –

- (a) njengokwakha umgwaqo, udonga, ukufaka izintambo zikagesi, ipayipi lamanzi, umsele noma okunye okufana nalokho noma uthango olungeqile kumamitha angama-300 ubude;
- (b) njengokwakha ibhuloho noma isakhiwo esithi alufane nalo esingaphezu kwamamitha ayi-50 ubude;
- (c) noma yisiphi isakhiwo eziyoguqula umumo wesiza –
- (i) esingaphezu kwamaskwemitha ayi-5000 ubukhulu;
 - (ii) kubandakanya iziza ezintathu noma ngaphezulu noma izingxenye zazo noma ukuhlukaniswa kwazo;
 - (iii) kubandakanya iziza ezintathu noma ngaphezulu noma izingxenye zazo ezahlanganiswa eminyakeni emihlanu edule; noma
 - (iv) izindleko zalo ezizoba ngaphezu kwesamba esibekwe ngokwemithethonqubo; kanye
- (d) nokuklanywa kabusha kwesiza esingaphezu kwamaskwemitha ayi-10 000 ubukhulu;
- (e) nanoma yisiphi isigaba sentuthuko esihlinzekelwe kwimithethonqubo, kumele, ezigabeni zokuqala zohlelo lwentuthuko, azise isiKhungo futhi alethe imininingwane ephathelene nendawo, nohlobo nobukhulu bohlelo lwentuthuko oluhlongozwayo.

(2) IsiKhungo kumele, ezinsukwini eziyi-14 sithole isaziso ngokwesigatshana (1) –

- (a) uma kunesizathu sokukholwa ukuthi amagugu azothikamezeka yilolo hlelo lwentuthuko, sazise umuntu ohlose ukuqala lolo hlelo lwentuthuko ukuthi alethe umbiko womthelela ozoba khona. Kuncike ekutheni lowo mbiko kumele uhlanganiswe

ngezindleko zalowo muntu ohlongoza lolo hlelo lwentuthuko, wenziwe umuntu noma abantu abagunyazwe yisiKhungo abaqeqeshiwe futhi abanesipiliyoni nasebemnkantshubomvu kwezokuphathwa kwamagugu; noma
(b) sazise lowo muntu othintekayo ukuthi lesi sigaba asisebenzi.

(3) IsiKhungo kumele sibalule imininingwane okumele ihlinzekwe kulowo mbiko odingeka ngokwesigaba (2)(a): Kuncike ekutheni lokhu okulandelayo kumele kubandakanywe –

- (a) ukuhlonzwa nokubalulwa kwazo zonke izindawo zamagugu ezisendaweni ethintekayo;
- (b) ukuhlolwa kokubaluleka kwalawo amagugu ngokwendlela yokuhlolwa kwamagugu ebekwe kwimithethonqubo;
- (c) ukuhlolwa komthelela wentuthuko ozoba khona kuleyo ndawo yamagugu;
- (d) ukuhlolwa komthelela wentuthuko ozoba khona kuleyo ndawo yamagugu ophathelene nokuhlomula okusimeme komphakathi nakwezemnotho okuzodalwa ukulethwa kwentuthuko;
- (e) imiphumela yokubonisana nemiphakathi ethintekayo ngokulethwa kwaleyo ntuthuko kanye nezinye izinhlangothi ezinentshisekelo mayelana nomthelela wentuthuko ezoba kuleyo ndawo yamagugu;
- (f) uma indawo yamagugu izoba nokuphazamiseka okukhulu okuzodalwa ukulethwa kwaleyo ntuthuko, kucutshungulwe ezinye izindlela; kanye
- (g) nezinhlelo zokwenza lula lokho kuphazamiseka okukhulu nangemva kokuphothulwa kwaleyo ntuthuko ehlongozwayo.

(4) Umbiko kumele ucutshungulwe ngesikhathi yisiKhungo, nokufanele ngemva kokuthintana nomuntu ohlose ukuletha intuthuko, sinqume –

- (a) ukuthi ingabe intuthuko izoqhubeka noma cha;
- (b) noma yiziphi izimiso noma imibandela ezosetshenziswa uma kuthuthukiswa leyo ndawo;
- (c) ukuthi yikuphi ukuvikelwa okujwayelekile ngokwalo Mthetho okuzosebenza, nokuthi yikuphi ukuvikelela okusemthethweni okungasetshenziswa, kuleyo ndawo yamagugu;
- (d) ingabe kudingekile yini ukuthi kube nenhlawulo ezokhokhwa mayelana nanoma yimuphi umonakalo noma ukucekelwa phansi kwendawo yamagugu okuzodalwa ukulethwa kwentuthuko; kanye

(e) nokuthi ingabe kudingekile yini ukuthi kuqokwe ongoti kulokho njengombandela wokugunyazwa kwalokho okuhlongozwayo.

(5) IsiKhungo akumele sithathe noma yisiphi isinqumo ngaphansi kwesigatshana (4), maqondana nanoma iyiphi intuthuko ezoba nomthelela endaweni yamagugu evikelwe ezingeni likazwelonke, ngaphandle uma sithintane nohlaka oluLawula iziNdaba zamaGugu lukaZwelonke.

(6) Umfakisicelo angafaka isikhalo ngesinqumo esithathwe yisiKhungo kwiLungu loMkhandlu oPhethe elibhekele ezamagugu, –

(a) okumele licubungule imibono yezinhlangothi zombili; futhi

(b) ngokunquma kwalo –

(i) elingaqoka ikomidi elizobuyekeza ngokwalo umbiko wokuhlolwa komthelela kanye nesinqumo sesiKhungo; futhi

(ii) elingathintana ne- ejensi yeziNdawo zamaGugu kaZwelonke; futhi

(c) okumele leseke, lichibiyele noma liguqule lesi sinqumo.

(7) Izinhlinzeko zalesi sigaba azisebenzi kwintuthuko echazwe esigatshaneni (1) ephazamisa noma iyiphi indawo yamagugu evikelwe ngokusemthethweni yi-Ejensi yeziNdawo zamaGugu kaZwelonke ngaphandle uma isiKhungo sinquma ngenye indlela.

(8) Izinhlinzeko zalesi sigaba azisebenzi kwintuthuko echazwe esigatshaneni (1) uma ukuhlolwa komthelela waleyo ntuthuko endaweni yamagugu kudingeka ngokoMthetho woKongiwa kweMvelo, 1989 (uMthetho No. 73 ka 1989), noma imihlahlandlela edidiyele yokuphathwa kwemvelo ekhishwe uMnyango wezeMvelo kanye nezokuVakasha, noma uMthetho wezokuMbiwa Phansi, 1991 (uMthetho No. 50 ka 1991), nanoma yimuphi umthetho: Kuncike ekutheni okhipha imvume kumele aqinisekise ukuthi –

(a) ukuhlolwa kuhlalabazana nokudingwa yisiKhungo ngokwesigatshana (3); kanye

(b) nanoma yimiphi imibono noma izincomo zesiKhungo mayela naleyo ntuthuko zicutshunguliwe ngaphambi kokukhipha imvume.

(9) IsiKhungo, ngemvume yeLungu loMkhandlu oPhethe elibhekele ezamagugu, singakhipha isaziso kwiGazethi yesiFundazwe, singahoxisa okudigwa yilesi sigaba kunoma iyiphi indawo ebalulwe kulesi saziso.

(10) Noma yimuphi umuntu ohambisane nesinqumo sesiKhungo esigatshaneni (4) noma seLungu loMkhandlu oPhethe elibhekele ezamagugu ngokwesigatshana (6) noma nokunye okudingekayo okukhulunywe ngakho esigatshaneni (8), uyakhululwa ekuhambisaneni nakho konke okunye ukuvikelwa ngokwale Ngxenye, kodwa noma yisiphi isivumelwano esikhona esenziwe ngokwesigaba 42 siyaqhubeka sisebenze.

ISAPHLUKO 9

UKUVIKELWA OKUKHETHEKILE KWEZINDAWO ZAMAGUGU

Izindawo ezivikelwe

42.(1) IsiKhungo, ngaphandle kokuthola imvume kumnikazi wendawo, nangokushicilela isaziso kwiGazethi yesiFundazwe singahlonza indawo njengendawo evikelwe –

(a) leyo ndawo eseduze nendawo yamagugu yesifundazwe uma kunesidingo salokho ukuqiniseka ukuthi iyavikelela futhi iyathokozelwa, noma ukuvikela ukubukwa kwayo nokubonayo uma ukuyona; noma

(b) leyo ndawo eseduze nanoma iyiphi indawo okwakuhlalwa kuyo emandulo noma imbokodo ewa esibhakabhakeni njengoba kudinga ukuqinisa ukuvikelwa kwayo.

(2) Akukho muntu oyodala umonakalo, oyocekela phansi, oyokumba, oyoshintsha, uyohlukanisa noma nangayiphi indlela athuthukise noma iyiphi ingxenye evikelwe ngaphandle uma, okungenani ezinsukwini ezingama-60 ngaphambi kokuqaliswa kwalezo zinguquko, ethintane nomaziphathe wasendaweni yamagugu ohlonze leyo ndawo ngokuhambisana nenqubo enqunywe yilowo maziphathe.

(3) Umaziphathe wendawo, ngokuvumelana nesiKhungo okuyisona esahlonza indawo evikelwe, ungenza inhlinzeko ohlelweni lwawo lokuhlelwa kwedolobha noma kwimithetho kamasipala ngenhloso yokulawula leyo ndawo.

Uhlelo lwamagugu avikelwe ngokukhethekile

43.(1) Amagugu avikelwe ngokukhethekile abalulwe oHlelweni 2.

(2) ILungu loMkhandlu oPhethe elibhekele ezamagugu, ngesaziso *kwiGazethi* –

- (a) lingachibiyela;
- (b) lingashintsha; noma
- (c) lingahoxisa,

uHlelo 2.

Ukuvikelwa okukhethekile kweNdawo eyiGugu

44.(1) Akukho muntu ongadala umonakalo, ongashintsha, ongahlobisa kabusha, ongasusa endaweni yayo, ongaklama noma ongachibiyela noma yimuphi umdwebo –

- (a) weNdawo eyiGugu; noma
- (b) wendawo okushicilelwe ngayo isaziso okukhulunywe ngaso esigatshaneni (3), ngaphandle kwemvume yesiKhungo etholakala emva kokufaka isicelo esiKhungweni.

(2) IsiKhungo –

- (a) kuncike ezinhlinzekweni zezigatshana (3), (4) no (5);
- (b) nangemva kokucubungula zonke iziphakamiso kanye nezethulo ezibhaliwe, singakhipha igunya lokuvikelwa ngokukhethekile kweziNdawo ezithathwa njengamaGugu ngokoMlando, ngokubona kesiKhungo, enezinto ezibalulekile ezingamagugu esiFundazwe, kodwa okungezona ezikaHulumeni wesiFundazwe noma ezikamaziphathe wendawo, lapho isiKhungo kumele –
 - (i) ngokwesigaba 43(1), sifake leyo ndawo oHlelweni 2; futhi
 - (ii) sifake leyo ndawo kwiRejista leziNdawo ezingamaGugu okukhulunywe ngazo esigabeni 48.

(3) Uma isiKhungo sinquma ukwenza indawo ethile iNdawo eyiGugu, isiKhungo kumele sikhiphe isaziso *kwiGazethi* ngenholoso yokwenza leyo ndawo iNdawo eyiGugu.

(4) Isaziso okukhulunywe ngaso esigatshaneni (3) kumele –

- (a) sihlonze indawo ethintekayo futhi sibandakanye nale mininingwane elandelayo mayelana nendawo kanye nomhlaba indawo ekuyona –
 - (i) incazelo ephhelele yetayitela, kubandakanya nenombolo yetayitela, isifunda engaphansi kwaso, ubukhulu bomhlaba kanye, uma ikhona, nohlobo lwanoma yiliphi ilungelo elikuleyo ndawo noma laleyo ndawo;

(ii) incazelo ephelele yemingcele engaphandle kwendawo kanye nobukhulu bendawo;

(iii) lokho omhlaba oklanyelwe kona ngaleso sikhathi;

(iv) imininingwane egcwele yanoma yikuphi ukulungiswa, kanye nezakhiwo, ezikuleyo ndawo nakulowo mhlaba; futhi

(b) sibandakanye isitatimende esichaza ukubaluleka kwendawo ngokwamasiko;

(c) sinikeze amaqembu anentshisekelo ithuba lokwenza iziphakamiso nezethulo ezibhaliwe mayelana nokwenziwa kwaleyo ndawo iNdawo eyiGugu esikhathini esiyizinsuku ezingeqile kwezingama-30; futhi

(d) sigcizelele izinhlinzeko zezigatshana (1) no (2).

(5) IsiKhungo kumele, ngaphezu kwesaziso esishicilelwe ngokwesigatshana (3), siqinisekise ukuthunyelwa ngeposi elirejistiwe noma ukuhanjiswa ngesandla kwekhophi yaleso saziso –

(a) kumnikazi obhalisiwe womhlaba;

(b) kumuntu ohlala kulowo mhlaba, uma ekhona; kanye

(c) nakumphathi kamasipala wendawo lapho umhlaba ukhona,

sazise labo bantu ukuthi bangenza iziphakamiso ezibhaliwe mayelana nokwenziwa kwaleyo ndawo iNdawo eyiGugu esikhathini esingeqile ezinsukwini ezingama-30 emva kokuthola isaziso.

(6) Ngaphandle uma isiKhungo sibona kungafanele, zonke iziNdawo ezingamaGugu kumele zibe nophawu olukhombisa lokho.

(7) IsiKhungo kumele, ezinsukwini ezingama-30, emva kokuthi iziNdawo ezingamaGugu ngokoMlando okungezikaHulumeni wesiFundazwe noma okungezikamaziphathe wendawo zinikezwe igunya lokuvikelwa ngokukhethekile, sethule noma iyiphi irejista, noma yisiphi isitifiketi nanoma yimuphi omunye umbhalo kumbhalisi wamatayitela njengoba kuchazwe esigabeni 102 soMthetho wokuBhaliswa kwamaTayitela, 1937 (uMthetho No. 47 ka 1937), ukuze akwazi ukuzibhalisa nokuzigunyaza njengoba engabona kufanele kunoma iyiphi irejista, kunoma yisiphi isitifiketi nakunoma yimuphi umbhalo okusehhovisi lakhe noma owethulwe phambi kwakhe, ukuze kukhombise noma yimuphi umhlaba noma ingxenye yomhlaba egunyazwe njengeNdawo eyiGugu ngokwalesi sigaba.

(8)(a) IsiKhungo singahoxisa igunya lokuba yiGugu kweNdawo eyiGugu ngesaziso kwiGazethi.

(b) Uma isiKhungo sinquma ukuhoxisa igunya lokuba yiGugu kweNdawo eyiGugu, izinhlinzeko zezigatshana (3), (4) no (5) ziyosebenza ngezinguquko ezidingekayo.

(9) Uma iNdawo eyiGugu isinikezwe lelo gunya, iba yindawo yesiKhungo noma kamaziphathe wendawo, kusukela ngosuku lokudluliselwa kokubhaliswa, ithathwa njengegunyazwe njengeNdawo eyiGugu yesiFundazwe.

(10) INdawo eyiGugu ithathwa njengeNdawo eyiGugu engaphansi kwesiGaba II okukhulunywe ngayo esigabeni 7(1)(b) soMthetho wezamaGugu kaZwelonke.

(11) IsiKhungo, ngemva kokucubungulisa, ngesisombululo esikhethekile sesiKhungo esibeka izizathu ezizwakalayo nezicacile ezikhombisa ukuthi ukwenza okufanele, mayelana nodaba olusezithebeni, kuthwesa isiKhungo umthwalo kungafanele noma ngokungenhloso wezokuphatha, singakhipha lokhu okulandelayo okudingekayo okuhlongozwe esigatshaneni (4)(a)(i) –

- (i) incazelo egcwele yetayitela; kanye
- (ii) nenombolo yetayitela.

Ukuvikelwa okukhethekile kweziNdawo ezinoMlando zesiFundazwe

45.(1) Akukho muntu ongadala umonakalo, ongashintsha, ongahlobisa kabusha, ongasusa endaweni yayo, ongaklama noma ongachibiyela noma yimuphi umdwebo –

- (a) weNdawo enoMlando yesiFundazwe; noma
- (b) wendawo okushicilelwe ngayo isaziso okukhulunywe ngaso esigatshaneni (3), ngaphandle kwemvume yesiKhungo etholakala emva kokufaka isicelo esiKhungweni.

(2) IsiKhungo –

- (a) kuncike ezinhlinzekweni zezigatshana (3), (4) no (5);

- (b) nangemva kokucubungula zonke iziphakamiso ezibhaliwe,

singanikeza igunya lokuvikelwa ngokukhethekile kweziNdawo ezinoMlando zesiFundazwe okungezikaHulumeni wesiFundazwe noma okungezikamaziphathe wendawo, ngokubona kesiKhungo, ezinezinto ezibalulekile ezingamagugu esiFundazwe, lapho isiKhungo kumele –

- (i) ngokwesigaba 43(1), sifake indawo oHlelweni; futhi
- (ii) siyifake kwiRejista leziNdawo ezingamaGugu okukhulunywe ngazo esigabeni 48.

(3) Uma isiKhungo sinquma ukwenza indawo iNdawo enoMlando yesiFundazwe, isiKhungo kumele sikhuphe isaziso kwiGazethi ngenhloso yokuyenza iNdawo enoMlando yesiFundazwe.

(4) Isaziso okukhulunywe ngaso esigatshaneni (3) kumele –

(a) sihlonze indawo ethintekayo futhi sibandakanye okukhombisa ngqo ukuthi ikuphi leyo ndawo (ama-GPS co-ordinates), uma ekhona, nale mininingwane elandelayo mayelana nendawo kanye nomhlaba indawo ekuyona –

(i) incazelo ephhelele yetayitela, kubandakanya nenombolo yetayitela, isifunda lowo mhlaba okusona, ubukhulu bomhlaba kanye, nohlobo lwanoma yiliphi ilungelo elikuleyo ndawo, (uma likhona);

(ii) incazelo ephhelele yemingcele engaphandle kwendawo kanye nobukhulu bendawo ekulowo mhlaba;

(iii) lokho umhlaba oklanyelwe kona ngaleso sikhathi;

(iv) lokho indawo kanye nomhlaba okusetshenziselwa kona; kanye

(v) neminingwane egcwele yanoma yikuphi ukulungiswa, kwezakhiwo, kwendawo kanye nomhlaba; futhi

(b) sinikeze amaqembu anentshisekelo lithuba lokwenza iziphakamiso ezibhaliwe mayelana nokwenziwa kwendawo iNdawo enoMlando yesiFundazwe esikhathini esingengaphansi kwezinsuku ezingama-30; futhi

(c) ugcizelele izinhlinzeko zezigatshana (1) no (2).

(5) IsiKhungo kumele, ngaphezu kwesaziso esishicilelwe ngokwesigatshana (3), siqinisekise ukuthi ikhophi yaleso saziso ithunyelwa ngeposi elirejistiwe noma ihanjiswa ngesandla –

(a) kumnikazi obhalisiwe womhlaba;

(b) kumuntu ohlala kulowo mhlaba, uma ekhona; kanye

(c) nakumphathi kamasipala wendawo lapho umhlaba ukhona,

sazise labo bantu ukuthi bangenza iziphakamiso ezibhaliwe mayelana nokwenziwa kwendawo iNdawo enoMlando yesiFundazwe esikhathini esingengaphansi kwezinsuku ezingama-30 bethole isaziso.

(6) Ngaphandle uma isiKhungo sibona kungafanele, zonke iziNdawo ezingamaGugu zesiFundazwe kumele zibe nophawu olukhombisa lokho.

(7) Isikhungo kumele, ezinsukwini ezingama-30, emva kokuthi iziNdawo ezinoMlando okungezikaHulumeni wesiFundazwe noma okungezikamaziphathe wendawo zinikezwe igunya lokuvikelwa ngokukhethekile, sethule noma iyiphi irejista, noma yisiphi isitifiketi nanoma yimuphi omunye umbhalo kumbhalisi wamatayitela njengoba kuchazwe esigabeni 102 soMthetho wokuBhaliswa kwamaTayitela, 1937 (uMthetho No. 47 ka 1937), ukuze akwazi ukuzibhalisa nokuzigunyaza njengoba engabona kufanele kunoma iyiphi irejista, kunoma yisiphi isitifiketi nakunoma yimuphi umbhalo okusehho visi lakhe noma owethulwe phambi kwakhe, ukuze kukhombise noma yimuphi umhlaba noma ingxenye yomhlaba egunyazwe njengeNdawo enoMlando ngokwalesi sigaba.

(8)(a) Isikhungo, ngemvume yeLungu loMkhandlu oPhethe elibhekele ezamagugu, singahoxisa igunya lokuba yiGugu kweNdawo enoMlando ngesaziso kwiGazethi.

(b) Uma isikhungo sinquma ukuhoxisa igunya lokuba yiGugu kweNdawo enoMlando, izinhlinzeko zezigatshana (3), (4) no (5) ziyosebenza ngezinguquko ezidingekayo.

(9) Uma indawo iNdawo eyiGugu isinikezwe lelo gunya, iba yindawo yesikhungo noma kamaziphathe wendawo, kusukela ngosuku lokudluliselwa kokubhaliswa, ithathwa njengegunyazwe njengeNdawo enoMlando yesiFundazwe.

(10) INdawo enoMlando ithathwa njengeNdawo eyiGugu engaphansi kwesiGaba II okukhulunywe ngayo esigabeni 7(1)(b) soMthetho wezamaGugu kaZwelonke.

Ukuvikelwa okukhethekile kwamadlinza amalungu oMndeni waseNdlunkulu

46.(1) Idlinza lelungu loMndeni waseNdlunkulu elibalulwe oHlelweni 2 –

- (a) lithathwa njengeNdawo eyiGugu okukhulunywe ngayo esigabeni 44 noma njengeNdawo enoMlando yesiFundazwe okukhulunywe ngayo esigabeni 45;
- (b) lithathwa njengeNdawo eyiGugu engaphansi kwesiGaba II okukhulunywe ngayo esigabeni 7(1)(b) soMthetho wezamaGugu kaZwelonke;
- (c) livikelwa ngendlela okuvikelwa ngayo izindawo ezingamagugu; futhi
- (d) kumele lifakwe kwiRejista leziNdawo ezingamaGugu okukhulunywe ngazo esigabeni 48.

(2) IsiKhungo singavumela noma yikuphi ukushintshwa, ukumbululwa kwesidumbu noma ukususwa kwedlinza lelungu loMndeni waseNdlunkulu ngemva kokubonisana neSilo.

Ukuvikelwa okukhethekile kwezindawo okwakubanjelwa kuzona izimpi, izikhumbuzo kanye namatshe ezikhumbuzo

47. Indawo okwakubanjelwa kuyona impi, isikhumbuzo kanye netshe lesikhumbuzo okubalulwe oHlelweni 2 –

- (a) kuthathwa njengeNdawo eyiGugu okukhulunywe ngayo esigabeni 44 noma njengeNdawo enoMlando yesiFundazwe okukhulunywe ngayo esigabeni 45;
- (b) kuthathwa njengeNdawo eyiGugu engaphansi kwesiGaba II okukhulunywe ngayo esigabeni 7(1)(b) soMthetho wezamaGugu kaZwelonke;
- (c) kuvikelwa ngendlela okuvikelwa ngayo izindawo ezingamagugu; futhi
- (d) kumele kufakwe kwiRejista leziNdawo ezingamaGugu okukhulunywe ngazo esigabeni 48.

Irejista leziNdawo ezingamaGugu

48.(1) IsiKhungo kumele sisungule futhi sigcine irejista elihlanganisiwe lazo zonke izindawo ezigunyazwe njengeziNdawo ezingamaGugu nanjengeziNdawo ezinoMlando zesiFundazwe.

(2) Irejista okukhulunywe ngalo esigatshaneni (1) kumele –

- (a) kuncike ezinhlinzekweni zoMthetho wokuGqugquzela ukuTholakala koLwazi, 2000 (uMthetho No. 2 ka 2000) kumele umphakathi ukwazi ukulithola; futhi
- (b) libe nale mininingwane elandelayo ephathelene neziNdawo ezingamaGugu kanye neziNdawo ezinoMlando zesiFundazwe kanye nomhlaba ezikuwona –
 - (i) noma ngabe iNdawo eyiGugu noma iNdawo enoMlando yesiFundazwe seyinikeziwe igunya maqondana nalowo mhlaba ekuwona;
 - (ii) incazelo ephethele yetayitela, kubandakanya nenombolo yetayitela, isifunda lowo mhlaba okusona, ubukhulu bomhlaba kanye, nohlobo lwanoma yiliphi ilungelo elikuleyo ndawo, uma likhona;
 - (iii) incazelo ephethele yemingcele engaphandle kwendawo kanye nobukhulu bendawo ekulowo mhlaba;
 - (iv) lokho umhlaba oklanyelwe kona ngaleso sikhathi;

- (v) lokho indawo kanye nomhlaba okusetshenziselwa kona;
- (vi) imininingwane egcwele yanoma yikuphi ukulungiswa, kwezakhiwo, kwendawo kanye nomhlaba; futhi
- (vii) okukhombisa ngqo ukuthi ikuphi leyo ndawo (ngokwama-GPS co-ordinates);
- (viii) maqondana nomhlaba kahulumeni wesiFundazwe, umnyango noma iminyango kaHulumeni wesiFundazwe ebhekele ukulawulwa nokusetshenziswa komhlaba.

(3) Irejista elihlanganisiwe okukhulunywe ngayo esigatshaneni (1), ngokubhekelela ukusungula isizindalwazi esisebenza kahle –

- (a) lingahlukaniswa ngalezo zigaba; futhi
- (b) lube neminye imininingwane,

njengoba iLungu loMkhandlu oPhethe elibhekele ezamagugu linganquma noma linqume ngenye indlela.

Ukuvikelwa okukhethekile kweziNto ezingamaGugu

49.(1) Akukho muntu oyocekela phansi, oyodala umonakalo, oyoshintsha, oyolungisa kabusha, noma oyosusa endaweni okubekwe kuyona into –

- (a) enikezwe igunya lokuvikelwa ngokukhethekile ngenxa yokuthi iyiNto eyiGugu; noma
- (b) okushicilelwe maqondana nayo isaziso okukhulunywe ngaso esigatshaneni (3) esesishicilelwe,

ngaphandle kokuthola imvume ebhaliwe yesiKhungo emva kokufakwa kwesicelo esiKhungweni.

(2) IsiKhungo, ngesaziso kwiGazethi, singanikeza igunya lokuvikelwa ngokukhethekile kweziNto ezithathwa njengamaGugu kwezinto ezazakhiwa kudala, ezibalulekile ngokobuthandabuhle, ngokwezesayensi nangokomlando noma ngokwezobuchwepheshe, ngokubona kesiKhungo, exhumene noma ehambisana nendawo ethathwa njengeNdawo eyiGugu noma iNdawo enoMlando yesiFundazwe.

(3) Uma isiKhungo sinquma ukunikeza igunya iNto eyiGugu, isiKhungo kumele sikiphe isaziso kwiGazethi ngenhloso yokunikeza igunya lokuba yiNto eyiGugu.

(4) Isaziso okukhulunywe ngaso esigatshaneni (3) kumele –

(a) sihlonze into ethintekayo futhi sibandakanye neminingwane elandelayo mayelana nento eyigugu –

(i) incazelo egcwele yento eyigugu, kubandakanya umdwebo noma isithombe sento eyigugu;

(ii) iminingwane egcwele yomuntu noma yomgwamanda onento eyigugu;

(iii) iminingwane egcwele yendawo okugcinwe kuyona into eyigugu;

(iv) elisetshenziselwa noma elingasetshenziselwa kona ngokomlando;

(v) elisetshenziselwa kona njengamanje; kanye

(vi) neminingwane egcwele yanoma yimuphi umonakalo, yokuguga, yokushintshwa noma yokuvuselelwa kwento eyigugu;

(b) sinikeze amaqembu anentshisekelo ithuba lokwenza iziphakamiso noma lokuletha imibono mayelana neNto eyiGugu esikhathini esiyizinsuku ezingengaphansi kwezingama-30; futhi

(c) sigcizelele izinhlinzeko zesigatshana (1) no (2).

(5) IsiKhungo kumele, ngaphezu kwesaziso esishicilelwe ngokwesigatshana (3), siqinisekise ukuthi ikhophi yaleso saziso ithunyelwa ngeposi elirejistiwe noma ihanjiswa ngesandla –

(a) kumnikazi obhalisiwe womhlaba;

(b) kumuntu ohlala kulowo mhlaba, uma ekhona; kanye

(c) nakumphathi kamasipala wendawo laphe umhlaba ukhona,

sazise labo bantu ukuthi bangenza iziphakamiso ezibhaliwe mayelana nokwenziwa kwento iNto eyiGugu esikhathini esingengaphansi kwezinsuku ezingama-30 bethole isaziso.

(6) Ngaphandle uma isiKhungo sibona kungafanele, iNto eyiGugu kumele, ngokuhambisana nenkambiso nenqubo yokuhlungwa nokunakelelwa kwayo, ibe nophawu olukhombisa lokho noma kufakwe uphawu lokuyikhangisa endaweni eseduze nayo.

(7)(a) IsiKhungo, ngemvume yeLungu loMkhandlu oPhethe elibhekele ezamagugu, singahoxisa igunya lokuba yiGugu kweNto eyiGugu saziso kwiGazethi.

(b) Uma isiKhungo sinquma ukuhoxisa igunya lokuba yiGugu kweNto, izinhlinzeko zezigatshana (3), (4) no (5) ziyosebenza ngezinguquko ezidingekayo.

(8) INto eyiGugu ithathwa njengeNto eyiGugu engaphansi kwesiGaba II okukhulunywe ngayo esigabeni 7(1)(b) soMthetho wezamaGugu kaZwelonke.

(9) Izinto eziyingxenywe yokuqoqwe yinoma yisiphi isikhungo sesifundazwe, sikamasipala noma sezemfundo noma umgwamanda ithathwa njengenikwe igunya lokuba yiNto eyiGugu.

Irejista leziNto ezingamaGugu

50.(1) IsiKhungo kumele sisungule futhi sigcine irejista elihlanganisiwe lazo zonke izinto ezingamagugu agunyazwe njengamaGugu.

(2) Irejista okukhulunywe ngalo esigatshaneni (1) kumele –

(a) kuncike ezinhlinzekweni zoMthetho wokuGqugquzela ukuTholakala koLwazi, 2000 (uMthetho No. 2 ka 2000)umphakathi ukwazi ukulithola; futhi

(b) liqukathe le mininingwane elandelayo ephathelene neNto eyiGugu ngayinye –

(i) incazelo egcwele yento eyigugu, kubandakanya nomdwebho sayo noma nesithombe sayo;

(ii) imininingwane egcwele yomuntu noma yomgwamanda onaleyonto eyigugu;

(iii) imininingwane egcwele yendawo okugcinwe kuyona leyonto eyigugu;

(iv) elalisetshenziselwa kona noma elingasetshenziselwa kona ngokomlando;

(v) imvelaphi yaleyonto eyigugu;

(vi) elisetshenziselwa kona njengamanje; kanye

(vii) nemininingwane egcwele yanoma yimuphi umonakalo, yokuguga, yokushintshwa noma yokuvuselelwa kwento eyigugu.

(3) Irejista elihlanganisiwe okukhulunywe ngalo esigatshaneni (1), ngenhloso yokusungula uhlu olusebenza ngendlela –

(a) liyohlukaniswa ngalezo zigaba; futhi

(b) liyoba neminye imininingwane,

njengoba isiKhungo singanquma.

ISIAHLUKO 10 UKUPHATHWA KWAMAGUGU

Ukunqunywa kwendlela yokusebenza kangcono, yamazinga, yenkambiso kanye nemigomo

51. Isikhungo, ngesaziso *kwiGazethi*, singanquma –

- (a) indlela yokusebenza kangcono; kanye
- (b) neqoqo lamazinga, lezinkambiso kanye nemigomo,

mayelana nokongiwa, nokuphathwa, nokuhlungwa nokunakelelwa kanye nokumbiwa kwezinto ezingamagugu.

Isikhungo singangena ezivumelwaneni

52.(1) Isikhungo singangena esivumelwaneni nanoma yimuphi umuntu noma umgwamanda –

- (a) ngendlela lowo muntu noma lowo mgwamanda ozibophezela ngayo ukwenza umsebenzi okumele wenziwe yisikhungo egameni loMkhandlu; noma
- (b) maqondana nanoma yikuphi ukongiwa kwegugu,

ngaleyo mibandela kanye naleyo migomo okungavunyelwana ngayo.

(2) Isivumelwano okukhulunywe ngaso esigatshaneni (1) –

- (a) singafaka kwimibandela yaso inhlinzeko yezezimali noma yolunye usizo oluvela esikhungweni; futhi
- (b) kumele sibe yisivumelwano esibhalwe phansi esibophezelayo kuncike ezinhlinzekweni zoMthetho wokuPhathwa kweziMali zikaHulumeni.

ILungu loMkhandlu oPhethe elibhekele ezamagugu lingadla ngokusemthethweni umhlaba iNdawo eyiGugu ekuwona

53.(1) Ngaphezu kwamandla ajwayelekile okudla umhlaba eliwanikezwe uMthetho wokuPhathwa koMhlaba neMpahla eNgenakususwa waKwaZulu-Natali, 2014 (uMthetho No. 2 ka 2014), nanoma yimuphi omunye umthetho wesifundazwe ophathelene nokudliwa komhlaba, iLungu loMkhandlu oPhethe elibhekele ezamagugu, ngesiphakamiso sesikhungo, nangemva kokulandela inqubo yokudliwa komhlaba njengoba ibekiwe eMthethweni, lingadla umhlaba noma ingxenye yomhlaba lapho kukhona indawo eyigugu uma –

- (a) ngokubona kweLungu loMkhandlu oPhethe elibhekele ezamagugu –
 - (i) indawo eyigugu inganakiwe ngendlela yokuthi kungenzeka ingabe isakwazi ukongiwa; noma

(ii) kunesidingo noma kufanele ukuze kongiwe noma kuthuthukiswe indawo eyigugu; noma

(b) indawo eyigugu isengcupheni yokubhidlizwa, yokuguqulwa, noma yokwenziwa noma yini, ngokubona kweLungu loMkhandlu oPhethe elibhekele ezamagugu, lokho kungalimaza ubugugu bayo.

(2) Uma indawo eyigugu noma iNdawo eyiGugu, iba yindawo kaHulumeni ngenxa kokwabiwa komhlaba njengoba kuhlangezwe esigatshaneni (1), indawo kusukela ngosuku lokudliwa komhlaba, ithathwa njengegunyazwe njengeNdawo enoMlando yesiFundazwe.

Inqubo yokubonisana uma umthetho kamasipala noma umthethonqubo kamasipala unomthelela ezindabeni zamagugu

54.(1) Umthetho kamasipala osewuhlaka noma umthethonqubo osewuhlaka kamasipala ophathelene, noma okulindeleke ukuthi ube nomthelela –

(a) ekuphathweni kwamagugu endaweni engaphansi kwamasisipala; noma

(b) ekusetshenzisweni, ekuthuthukisweni noma ekuhlelweni maqondana nomhlaba okulindeleke noma okungalindeleke ukuthi ibe yigugu noma yindawo eyigugu futhi esendaweni engaphansi kwamasisipala,

kumele idluliselwe umphathi kamasipala othintekayo esiKhungweni ukuze kubekwe imibono ngaphambi kokuthi lowo mthetho kamasipala noma lowo mthethonqubo uvunywe umasipala.

(2) IsiKhungo kumele, ezinsukwini ezingamashumi amane nanhlanu (45) kusukela ngosuku lalokho kudluliselwa, sikhombise umasipala othintekayo ukuweseka kwawo noma ukuwuphikisa kwawo lowo mthetho kamasipala noma lowo mthethonqubo, kanye nanoma yimuphi omunye umbono isiKhungo esingafisa ukuwubeka: Kuncike ekutheni lokho kumele –

(a) kube ngesaziso esibhalwe phansi; futhi

(b) kulethwe futhi kusayinelwe umphathi kamasipala othintekayo.

(3)(a) Uma isiKhungo sikhombisa ngokuletha isaziso esibhalwe phansi ngokwesigatshana (2) ukuthi siyaphikisana nomthetho kamasipala noma nomthethonqubo osewuhlaka, isiKhungo kanye nomasipala othintekayo kumele bazame ukufinyelela esivumelwaneni ngokuxoxisana futhi umphathi walowo masipala kumele abize umhlangano phakathi kwesiKhungo nomasipala.

(b) Uma kungekho sivumelwano okufinyelelwa kusona phakathi kwesiKhungo nomasipala othintekayo emva kwezinsuku ezingamashumi amathathu (30) ngemva kokukhishwa kwesaziso esibhalwe phansi okukhulunywe ngaso esigatshaneni (2), umphathi kamasipala kumele, ngokubhalwe phansi, azise iLungu loMkhandlu oPhethe elibhekele ezamagugu kanye neLungu loMkhandlu oPhethe elibhekele ohulumeni basekhaya ngesicelo sokubiza omunye umhlangano phakathi kwesiKhungo kanye nomasipala ngelinge lokufinyelela esivumelwaneni.

(c) Omunye umhlangano okukhulunywe ngawo endimeni (b) kumele ubanjwe ezinsukwini ezingamashumi amathathu (30) ngemva kokuthi amaLungu oMkhandlu oPhethe azisiwe.

(d) Uma kungavunyelwana, umasipala angeke uqhubeke nomthetho kamasipala noma nomthethonqubo osewuhlaka.

(e) Uma isiKhungo kanye nomasipala othintekayo befinyelela esivumelwaneni, umasipala othintekayo kumele emhlanganweni wawo olandelayo, ngokuhlonipha noma yisiphi isivumelwano, sicubungule umthetho kamasipala noma umthethonqubo osewuhlaka njengoba uchitshiyelwe futhi ungaqhubeka nawo.

(4) Uma isiKhungo sihluleka ukukhombisa ngesikhathi esibalulwe esigatshaneni (2) ukuthi seseka noma siphikisa umthetho kamasipala osewuhlaka noma umthethonqubo osewuhlaka, umasipala othintekayo ungaqhubeka nomthetho kamasipala noma nomthethonqubo.

ISAPHLUKO 11

IZINHLINZEKO EZIJWAYELEKILE

Ukuqokwa kwamavolontiya azoba ngabahloli bezindawo zamagugu

55.(1) IsiKhungo singaqoka amavolontiya azoba ngabahloli bamagugu ngokuhambisana nemigomo nemibandela enqunyiwe.

(2) Amavolontiya azoba ngabahloli bezindawo zamagugu awavunyelwe ukuholelwa noma ukukhokhelwa yisiKhungo.

Amacala ajwayelekile aphaathelene noMkhandlu kanye nesiKhungo

56.(1) Ilungu loMkhandlu, umsebenzi, umeluleki, i-ejenti noma yimuphi umuntu oqashwe noma osebenza egameni loMkhandlu noma lesiKhungo uyothweswa icala uma amukela noma iyiphi

imali noma isipho okungagunyaziwe kunoma yimuphi umuntu maqondana nanoma yimuphi umsebenzi owenziwe nanoma yini eyenziwe noma ehlinzekwe uMkhandlu noma yisiKhungo.

(2) Noma yimuphi umuntu uyothweswa icala uma, maqondana nanoma yimuphi umsebenzi owenziwe nanoma yini eyenziwe noma ehlinzekwe yisiKhungo, egwazela noma ezama ukugwazela, noma eyenga ngenkohlakalo noma ezama ukuyenga ngenkohlakalo, noma yiliphi umsebenzi, umeluleki, i-ejenti noma umuntu oqashwe noma owenza okuthile egameni loMkhandlu noma lesiKhungo.

(3) Noma yimuphi umuntu oqamba amanga athi ugunyaziwe ukukhokhisa noma ukuqoqa izimali egameni loMkhandlu noma lesiKhungo, uyothweswa icala.

Izinhlawulo

57. Noma yimuphi umuntu olahlwe yicala –

- (a) ngokwesigaba 56(1) noma (2), uyokhokhiswa inhlawulo noma agqunywe ejele isikhathi esingeqile kwesinqunywe umthetho kazwelonke wenkohlakalo; noma
- (b) ngokwesigaba 13, 28(3), 29(3), 37, 38, 39, 40, 44, 45, 49 noma 56(3) uyokhokhiswa inhlawulo noma agqunywe ejele isikhathi esingeqile eminyakeni emihlanu.

Imithethonqubo

58.(1) ILungu loMkhandlu oPhethe elibhekele ezamagugu, ngesaziso kwiGazethi nangemva kokubonisana noMkhandlu, lingenza imithethonqubo ephathelene –

- (a) nomgomo wokuziphatha kwamalungu oMkhandlu;
- (b) ukuvikelwa okuthile kwanoma iyiphi indawo evikelekile isiKhungo esiyiqokile, kubandakanya ukwenqatshelwa noma ukulawulwa kokwenziwa kwezinto ezithile yinoma yimuphi umuntu kuleyo ndawo;
- (c) nanoma yiluphi udaba okudingeka noma okuvumeleke ukuthi lunqunywe ngokwalo Mthetho;
- (d) nanoma yiluphi udaba iLungu loMkhandlu oPhethe elibhekele ezamagugu elingalubona lunesidingo noma luphuthuma ukuze kufezwe izinhloso zalo Mthetho: Kuncike ekutheni uma noma yimuphi umthethonqubo ophathelene –
 - (i) nemali engenayo noma echithwayo kaHulumeni;

(ii) nanoma iyiphi inhlawulo,
kumele wenziwe ngokubonisana neLungu loMkhandlu oPhethe elibhekele ezezimali.

(2) Imithethonqubo ingahlinzeka ngokuthi noma yimuphi umuntu ophula noma yimuphi umthethonqubo noma ohluleka ukuhambisana nawo uyothweswa icala futhi ekulahlweni yicala akhokhiswe noma iyiphi inhlawulo engeqile kuleyo enqunywe kwimithethonqubo.

Izikhalo eziqondiswe kwiLungu loMkhandlu oPhethe elibhekele ezamagugu

59.(1) Umuntu othintwa yisinqumo esithathwe uMkhandlu noma yisiKhungo nofisa ukufaka isikhalo mayelana nesinqumo, kumele abhalele iLungu loMkhandlu oPhethe elibhekele ezamagugu isaziso ngenhloso yokukhalaza ezinsukwini ezingama-30 ngemva kokuthi lowo muntu esazisiwe ngesinqumo esithathiwe.

(2) ILungu loMkhandlu oPhethe elibhekele ezamagugu kumele liqoke isigungu esizimele, esinongoti abathathu abanolwazi mayelana nodaba okukhalazwa ngalo okumele balucubungule.

(3) Isigungu esihlongozwe esigatshaneni (2), uma sesicubungula isikhalo esidluliswe kuso yiLungu loMkhandlu oPhethe elibhekele ezamagugu, kumele siqikelele lokhu –

- (a) ukubaluleka ngokwesiko kwamagugu okukhulunywa ngawo;
- (b) imigomo yokongiwa kwamagugu; kanye
- (c) nanoma yikuphi okunye okubekwe umuntu ofake isikhalo, uMkhandlu noma yisiKhungo.

(4) Umuntu ofake isikhalo kumele alethe ikhophi yesaziso okukhulunywe ngaso esigatshaneni (1) eMkhandlwini noma esiKhungweni kanye nasohlangothini olunentshisekelo futhi oluthintekayo mayelana nesinqumo esithathwe yisiKhungo.

(5) ILungu loMkhandlu oPhethe elibhekele ezamagugu, ngokubhalwe phansi nangesihle, lingelula isikhathi isaziso sesikhalo okumele sithunyelwe ngaso.

(6) Isikhalo kumele sihambisane –

- (a) nesitatimende esibeka izizathu zokufaka isikhalo; kanye

(b) nemiqulu yemibhalo okukhulunywe ngayo kuleso sikhalo.

(7) Isikhalo kumele sithunyelwe kwiLungu loMkhandlu oPhethe elibhekele ezamagugu ezinsukwini ezingama-30 kufakwe isaziso senhloso yokufaka isikhalo okukhulunywe ngaso esigatshaneni (1).

(8) Isigungu esihlongozwe esigatshaneni (2) kumele sicubungule futhi siphothule isikhalo esifakwe ngokwesigatshana (1) ezinsukwini ezingama-90 sitholakele.

(9) Uma isigungu esihlongozwe esigatshaneni (2) sesifinyelele esinqumeni ngesikhalo, umuntu ofake isikhalo aziswe, ngokubhalelwa ngensinqumo kanye nangendlela isinqumo sesikhalo esifakiwe esesekwa noma esiguqulwa ngayo kanye nezizathu zalokho.

(10) Amandla anikezwe iLungu loMkhandlu oPhethe elibhekele ezamagugu ngokwalesi sigaba angeke adluliselwe komunye umuntu.

Ukudluliselwa kwamandla

60.(1) iLungu loMkhandlu oPhethe elibhekele ezamagugu lingadlulisela kwiNhloko yoMnyango

—

(a) noma yimaphi amandla anikezwe iLungu loMkhandlu oPhethe elibhekele ezamagugu yilo Mthetho, ngaphandle kwamandla, ngokwesigaba 58, okwenza imithethonqubo noma ngokwesigaba 59, okucubungula izikhalo;

(b) nanoma yimuphi umsebenzi onikezwe iLungu loMkhandlu oPhethe elibhekele ezamagugu yilo Mthetho, ngaphandle komsebenzi ophathelene nokuqokwa, kanye nokumiswa esikhundleni kwamalungu oMkhandlu okukhulunywe ngawo ezigabeni 9 no 15.

(2) UMkhandlu ungadlulisela kunoma yimuphi umsebenzi wesiKhungo noma yimaphi amandla noma umsebenzi onikezwe sona yilo Mthetho, ngaphandle komsebenzi ophathelene nokuphathwa kwezimali zesiKhungo.

(3) Noma yimaphi amandla noma umsebenzi odluliselwe ngokwesigatshana (1) noma (2) kumele asetshenziswe noma wenziwe ngokuhambisana naleyo migomo umuntu noma umgwamanda odluliselile oyibona ifanele.

(4) Noma yikuphi ukudluliselwa kwamandla noma komsebenzi ngokwezigatshana (1) noma (2)

—

(a) kumele kubhalwe phansi;

(b) akuvimbela umuntu noma umgwamanda odluliselile ukusebenzisa lawo mandla noma ukwenza lowo msebenzi; futhi

(c) noma yingasiphi isikhathi kungahoxiswa noma kuchitshiyelwe ngokubhalwe phansi yilowo muntu noma yilowo mgwamanda.

(5) Ukudluliselwa kwamandla uMkhandlu kunqunywe kumthethonqubo 12 weMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali.

ISAHLUKO 12

UKUCHITHWA KOMTHETHO, IZINHLELO ZESIKHASHANA, UKUQINISEKISWA KOKUBA SEMTHETHWENI KANYE NESIHLOKO ESIFINGQIWE

Ukuchithwa komthetho

61. UMthetho wezamaGugu waKwaZulu-Natali, 2008 (uMthetho No. 4 ka 2008), ngalokhu uyachithwa.

Izinhlelo zesikhashana kanye nokuqinisekiswa kokuba semthethweni

62.(1) IsiKhungo silandela ngokusemthethweni uMkhandlu wezamaGugu aMafa aKwaZulu-Natali owasungulwa ngokwesigaba 5(1) soMthetho osuchithiwe.

(2)(a) Isabelomali, izimali ezibekelwe imisebenzi ethile kanye nempahla enokususwa yoMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe, kudluliselwa futhi kunikezwa isiKhungo.

(b) Noma yiliphi ilungelo, kungaba eliphathekayo noma elingaphatheki, loMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe, noma ngabe lelo lungelo kukhulunywe

ngalo, noma livela, esivumelwaneni noma kokunye, koMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe, lidluliselwa noma linikezwa isiKhungo.

(3) Zonke izimpahla ezingenakususwa, uma zikhona, ezibhaliswe egameni loMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe zidluliselwa futhi zinikezwa isiKhungo: Kuncike ekutheni uMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe awenqatshelwe ukukhokhela noma ukucubungula, ukulawula noma ukwenza okunye, maqondana nokudluliselwa kanye nokunikezelwa kwanoma iyiphi impahla engenakususwa esiKhungweni: Futhi kuncike ekutheni amanye amalungelo kanye nezibopho koMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe maqondana naleyo nempahla engenakususwa kokunquma, kokulungisa kanye nokokuqoqa imali yokuqasha, kokuthatha izinyathelo zomthetho zokuxosha abaqashi ngokungenhloso nokugcina izakhiwo kanye nezindlu zisesimweni, anikezwa isiKhungo.

(4)(a) Noma yisiphi isikweletu noma isibopho esiphathelene nemisebenzi okukhulunywe ngayo esigatshaneni (3) ngenhla, noma ngabe esingabakhona, esiqokelelwe noma esifihlakele, soMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe, noma ngabe leso sikweletu noma leso sibopho sidluliselwe noma sivela esivumelwaneni noma ngenye indlela, sidlulisiwe futhi sanikezwa, isiKhungo: Kuncike ekutheni noma yikuphi ukushoda kwezimali okuvela emabhukwini oMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe zingakhokhwa uHulumeni wesiFundazwe saKwaZulu-Natali ngemali eyabiwe isiShayamthetho sesiFundazwe ngaleyo nhloso.

(b) Noma yisiphi esinye isikweletu noma isibopho, esingabakhona, esinikezelwe, esiqokelelwe noma esifihlakele, soMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe, noma ngabe leso sikweletu noma leso sibopho sidluliselwe noma sivela esivumelwaneni noma ngenye indlela, sidlulisiwe futhi sanikezwa, isiKhungo: Kuncike ekutheni noma yikuphi ukushoda kwezimali okuvela emabhukwini oMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe zingakhokhwa uHulumeni wesiFundazwe saKwaZulu-Natali ngemali eyabiwe isiShayamthetho sesiFundazwe ngaleyo nhloso.

(5) Umuntu ngosuku lokuqala kokusebenza kwalo Mthetho, obewumsebenzi oMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe uthathwa njengoqokwe ngokwesigaba 22 salo Mthetho.

(6)(a) Bonke abasebenzi boMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe ababalulwe soHlelweni 1, kwiNgxenye A, ngalokhu bagcinwa, badluliselwa, futhi baqashwa yisiKhungo, namaholo abo, namalungelo abo, nemihlomulo yabo kanye nezibonelelo zabo, kuncike emithethweni elawula izindaba zabasebenzi esebenzayo kanye nanoma yisiphi esinye isivumelwano nezinyunyana esisebenzayo.

(b) Okushiwo yindima (a) ngenhla, ukuthi –

(i) bonke abasebenzi boMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe baqashwa yisiKhungo;

(ii) abasebenzi bonke kanye nesabelomali samaholo oMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe kudluliselwa futhi kunikezelwa esiKhungweni;

(iii) nezikhala zomsebenzi ezinesabelomali zoMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe zidluliselwa esiKhungweni.

(7) Umuntu odluliselwe esiKhungweni njengoba kuhlongozwe esigatshaneni 7(a) ulawulwa yinoma yiziphi izinqumo, izinqubo, yinoma yikuphi okunqunyiwe nanoma yimiphi imiyalelo obekusebenza kulowo muntu ngaphambi kosuku lokudluliswa kwakhe, ngendlela okusebenza ngayo.

(8) Noma yiziphi izinyathelo okwakumele zithathelwe lowo muntu ngaphambi kosuku lokudluliswa kwakhe kumele kuchithwe kube sengathi lowo muntu akazange adluliswe.

(9) Abasebenzi boPhiko loMqondisi oMkhulu lwezamaGugu oluseHhovisi likaNdunakulu waKwaZulu-Natali ababalulwe oHlelweni 1, kwiNgxenye B, ngokusu lokuqala kokusebenza kwalo Mthetho, kuncike emithethweni elawula uhulumeni kanye nanoma yisiphi isisombululo se-GPSSBC, basiselwa esiKhungweni ukuze basize isiKhungo ukufeza izinjongo zaso, ukusebenzisa amandla aso nokwenza imisebenzi yaso njengoba kubekwe kulo Mthetho.

(10) Noma yisiphi isenzo esenziwe noma obekuhloswe ukuthi senziwe, isinqumo esithathiwe noma obekuhloswe ukuthi sithathwe, noma yiluphi udaba olunqunyiwe noma obekuhloswe ukuthi lunqunywe noma enye into eyenziwe noma obekuhloswe ukuthi yenziwe, uMkhandlu wezamaGugu aMafa aKwaZulu-Natali osuhlakaziwe, umsebenzi woMkhandlu, kubandakanya nesiKhulu esiPhezulu esaqokwa ngokoMthetho osuchithiwe, neLungu loMkhandlu oPhethe elibhekele ezamagugu kanye neLungu loMkhandlu oPhethe elibhekele ezezimali njengoba kuchazwe eMthethweni osuchithiwe noma ngokuhambisana noMthetho osuchithiwe kusukela

samhla zi-5 kuZibandlela 2008 kuze kube usuku lokuqala kokusebenza kwalo Mthetho, akukho semthethweni ngenxa –

- (a) yokungashicilelwa kwemithethonqubo okukhulunywe ngayo eMthethweni osuchithiwe yiLungu loMkhandlu oPhethe elibhekele uMkhandlu ezamagugu;
- (b) yokunganqunywa kwanoma iyiphi inqubo, kwanoma yiluphi uhlelo, kwanoma yikuphi okudingekayo, kwanoma yimuphi umgomo nanoma yimiphi imininingwane okunqunywe umthethonqubo eMthethweni osuchithiwe; noma
- (c) yokungabunjwa koMkhandlu ngendlela efanele,

njengoba kuhlangezwe eMthethweni osuchithiwe.

Isihloko esifingqiwe

63. Lo Mthetho ubizwa ngoMthetho wesiKhungo saMafa noCwaningo waKwaZulu-Natali, 2017.

UHLELO 1**INgxenye A**

Uhlu lwabasebenzi abadluliselwe esiKhungweni besuswa eMkhandlwini wezamaGugu waMafa aKwaZulu-Natali
(Isigaba 62(7))

NO.	AMAGAMA APHELELE NESIBONGO	INOMBOLO YOMSEBENZI
1	KHANYISANI MASONSIMBI BIYELA	HN060000212
2	BONGANI FREEDAN BUTHELEZI	HN060000176
3	NKOSINATHI BUTHELEZI	HN060000233
4	NOKWETHEMBA SONTU BUTHELEZI	HN060000122
5	NYULUKA MBEKWA CELE	HN060000070
6	HERBET MHLengi ZANELE CHULE	HN060000139
7	ROSLYN ANNE DEVEREUX	HN060000184
8	THABANI INNOCENT DIMBA	HN060000187
9	BONGANI MKHUPHULENI DLAMINI	HN060000167
10	DUMISANI DLUDLA	HN060000150
11	FLORENCE JABULILE DLUDLA	HN060000092
12	MTHANDENI SIMON DUBE	HN060000035
13	THULISIWE DAPHNEY DUBE	HN060000027
14	KHISHIWE FRANSISCA GEMBE	HN060000086
15	SANELISIWE BRENDA HLONGWA	HN060000144
16	THEMBI MARY-JANE HLONGWA	HN060000138
17	THAMSANQA RICHARD HLOPHE	HN060000072
18	JAMES FRANCIS JANSEN VAN VUUREN	HN060000003
19	REGINA LUISE JANSEN VAN VUUREN	HN060000007
20	LANDELENI NOMPUMELELO KHOZA	HN060000191
21	BUYISILE SILVESTER KHUMALO	HN060000207
22	FIKELEPHI GLENROSE KHUMALO	HN060000246
23	THOMPSON MBONGENI KHUZWAYO	HN060000232
24	EVIDENCE JABULILE MAGWAZA	HN060000151
25	PHEFENI ELLIOT MAHAYE	HN060000013

26	NHLANHLA BHEKUMUZI MAJOZI	HN060000237
27	GLADNESS JABULILE MAZIBUKO	HN060000226
28	LALELANI SIPHELELE MAZIBUKO	HN060000228
29	SIYASANGA MBALEKWA	HN060000234
30	BHEKI QALOKWAKHE MBATHA	HN060000241
31	MUZIWENDODA NED MBATHA	HN060000130
32	NOZIPHO ZANELE MBATHA	HN060000129
33	PHUMLANI WILSON MBATHA	HN060000218
34	SIYABONGA THOBELANI MBATHA	HN060000211
35	THOBILE MARY-JANE MBATHA	HN060000214
36	BEAUTY SEBENZANI MDLALOSE	HN060000021
37	ZAKHELE FREEDOM MDLALOSE	HN060000213
38	BONGANI CECIL MDUNGE	HN060000053
39	DERICK ZWELIHLE MHLONGO	HN060000173
40	PHILANGENKOSI EMMANUEL MHLONGO	HN060000147
41	BONISILE BAGODLILE MKHIZE	HN060000018
42	HAMILTON MUZIKAWULAHLWA MKHIZE	HN060000031
43	MAKHEHLA LEONARD MKHIZE	HN060000186
44	NOKUKHANYA CHARLOTTE MKHIZE	HN060000238
45	GLADNESS THANDIWE MKHWANANZI	HN060000082
46	TOTOZANE GUGU REJOICE MNGADI	HN060000108
47	CHERYL MOODLEY	HN060000204
48	ANGEL BUSISIWE MSINGA	HN060000215
49	LINDIWE ZERICH MSOMI	HN060000005
50	EUNICE NONHLANHLA MTHABELA	HN060000197
51	BAWINILE NONHLANHLA MTHEMBU	HN060000239
52	PHILANI EUCLID NDABEZITHA	HN060000229
53	MAKHOSAZANA PORTIA NDEBELE	HN060000192
54	BONOKWAKHE JOSEPH NDIMA	HN060000231
55	GUGULETHU PAMELA NDLOVU	HN060000128
56	LUCAS SIFISO NDLOVU	HN060000175
57	NOMPUMELELO DOREEN NDUNA	HN060000083
58	SINDANI NENE	HN060000055

59	QUEEN MABONGI NGCOBO	HN060000203
60	SIPHO SIZWE NGCOBO	HN060000236
61	ANGELINE NKOSINGIPHILE NGEMA	HN060000193
62	SIFISO ARRON NGEMA	HN060000210
63	ROSEMARY SBONGILE BUYISILE NJOKO	HN060000058
64	THOLAKELE NSELE	HN060000089
65	BONGINKOSI ALFOD NTOMBELA	HN060000146
66	CEBISILE ZIKHOKHILE CORAH GETRUDE NTOMBELA	HN060000216
67	NTOMBELA EMMANUEL SIKHUMBUZO	HN060000250
68	GIDEON VUSUMUZI NTOMBELA	HN060000224
69	MBUKENI MUSAWENKOSI NTSELE	HN060000065
70	ROBERT MPHATHENI NTSHANGASE	HN060000044
71	EUNICE BUSISIWE NTULI	HN060000143
72	LIZZY NOKUBONGA NTULI	HN060000221
73	BONGUMUSA ENOCK NXUMALO	HN060000157
74	BERNADET PAWANDIWA	HN060000206
75	THILOGRAN THIRPATHIE PILLAY	HN060000202
76	ANNA MAGRIETA RADFORD	HN060000230
77	AKASH RAMPERSAD	HN060000195
78	HESTER. ROODT	HN060000248
79	CELESTE ROSSOUW	HN060000180
80	SIXOLELO SIKHUMBUZO SHABANGU	HN060000161
81	JABULANI THOKOZANI SHANDU	HN060000163
82	ELIAS KUQA SHEZI	HN060000148
83	BEKEZELA GOODMAN SIBISI	HN060000135
84	CEBELENKOSI JEKONIA SIBIYA	HN060000120
85	FIKILE SINDISIWE SIBIYA	HN060000019
86	MFANAFUTHI HERBERT SIBIYA	HN060000225
87	MUZIKAYIFANI AMON SIBIYA	HN060000164
88	NELISIWE APPRINAH SIBIYA	HN060000088
89	THULISWA MCBETH SIKHOSANA	HN060000222
90	THABANI MVIKELENI THUSINI	HN060000240

91	WEZIWE NSIKELELO TSHABALALA	HN060000189
92	ZAMEKA MONICA YAMILE	HN060000249
93	KHANYISILE BEATRICE ZONDI	HN060000156
94	BUSISIWE ZIBUYISILE ZULU	HN060000220
95	SIPHIWE JESTA ZULU	HN060000242
96	ZANELE ELIZA ZULU	HN060000045
97	ISABEL THANDAZILE ZUNGU	HN060000243
98	MELUSI SABELO ZUNGU	HN060000244
99	PHAKAMISIWE SEBENZILE ZUNGU	HN060000074
100	ROSE ZUNGU	HN060000170

INgxenye B

**Uhlu lwabasebenzi abasiselwe esiKhungweni besuKa oPhikweni loMqondisi oMkhulu
lwezamaGugu oluseHhovisi likaNdunankulu waKwaZulu-Natali
(Isigaba 62(10))**

NO.	AMAGAMA NESIBONGO	INOMBOLO YOMSEBENZI
1	SIBONISO SIFISO DLAMINI	63459922
2	SIPHEPHILE CEBISILE MASUKU	63364425
3	VIKINDUKU VICTOR MNCULWANE	22187286
4	THUTHUKILE CAROL MTHETHWA	61908258
5	NQOBILE LOVENESS NGEMA	22778063
6	BONGISIWE MAGDALENA NZAMA	61795950
7	ACQUIRANCE VUSUMUZI SHONGWE	61996050

UHLELO 2
AmaGugu aVikelwe ngokuKhethekile
(Isigaba 43(1))

A. UMasipala wesiFunda sase-Zululand (DC 26), owasungulwa yiSaziso sesiFundazwe No. 344 samhla ziye-19 kuMandulo 2000, ngemva kwalokho esachitshiyelwa yiSaziso sesiFundazwe No. 462 samhla lu-1 kuZibandlela 2000, yiSaziso sesiFundazwe No. 501 samhla zingama-29 kuZibandlela 2000, yiSaziso sesiFundazwe No. 97 samhla ziye-15 kuNdasa 2001, yiSaziso sesiFundazwe No. 135 samhla ziye-12 kuMbasa, 2001, yiSaziso sesiFundazwe No. 299 samhla ziye-13 kuNcwaba 2001, yiSaziso sesiFundazwe No. 388 samhla ziye-11 kuMfumu 2001, yiSaziso sesiFundazwe No. 461 samhla ziye-13 kuZibandlela 2001, yiSaziso sesiFundazwe No. 131 samhla zingama-25 kuMbasa 2002, yiSaziso sesiFundazwe No. 468 samhla zi-4 kuZibandlela 2002 kanye neSaziso sesiFundazwe No. 494 samhla zingama-30 kuNhlangulana 2003.

1. UMkhandlu weNdawo yabaQulusi

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo kweTayitela	Ama-GPS coordinates
1. IHhovisi likaMantshi neJele laseFilidi	iNdawo enoMlando yesiFundazwe	iSiza 997 esiseFilidi	T7266/1989 langomhlaka 30 kuNdasa 1989	S27 46.051 E30 47.700
2. INyakatho ne-Mpumalanga yendawo okwabanjelwa kuyo impi nokuyilapho okwakucuthwe khona: e-Lancaster Hill, ePulazini lase-Vryheid, esiFundeni saseFilidi	iNdawo enoMlando yesiFundazwe	iNgxenywe yeNsalela ye-Townlands eFilidi (e-Trig Beacon Fort West No. 359)	G6711/1904 langomhlaka 22 kuZibandlela 1905	S27 45.253 E30 46.697 27° 46' 0.9984" S, 30° 48' 0" E
3. Isakhiwo esidala	iNdawo enoMlando	iSiza 997 (kuhlanganiswe isiza)	T7266/1989 Isitifiketi	S27 46.048 E30 47.748

sakwaNdaba-zabantu, ku-Landdrost Street, eFilidi	yesifundazwe	122 neNsalela 1 yeSiza 124 esiseFilidi	esiBhalisiwe se-Crown Title 103/1954 samhla lu-1 kuMfumfu 1954	27° 46' 2 8812" S, 30° 47' 44.88" E
4. uMtapowo-lwazi i-Old Carnegie, ku-Landdrost (ekhonenj lika-Mark Street), eFilidi	iNdawo enoMlando yesifundazwe	iNgxenywe 1 yeSiza 124 esiseFilidi	T27272/1984 i-Crown Grant 7229/1908 langomhlaka 21 kuNhlolanja 1908	S27 46.111 E30 47.775
5. I-Old New Republic Raadsaal ne-Fort (kubandaka-nya indawo ephakathi kwalesi siza kanye noMtapowo-lwazi i-Old Carnegie), eFilidi	iNdawo enoMlando yesifundazwe	iNgxenywe 1 yeSiza 997 esiseFilidi	T7267/1989	S27 46.081 E30 47.762
6. Isiteshi samaPhoyisa, esiku-Landdrost (ekhonenj lika - Church Street), eFilidi	iNdawo enoMlando yesifundazwe	iSiza 997 esiseFilidi	T7266/1989	S27 46.025 E30 47.739
7. IHholo lase-Vryheid High School, ku-Church Street, eFilidi	iNdawo enoMlando yesifundazwe	iSiza 87 kanye neSiza 88 eziseFilidi	T15440/1999 T2224/1903 langomhlaka 20 kuNcwaba 1903 (indima 3 no 4)	S27 46.200 E30 46.989 27° 46' 10.0416"S 30° 47' 9.168"E
8. I-Boshof House, ku-219 East Street, eFilidi	iSakhiwo esiyiGugu	iNsalela yeSiza 454 esiseFilidi (e-Village) Isiza sasikwa ngo 1895 10/2/878	T41516/2004 T2258/1978 langomhlaka 22 kuNhlolanja 1978 (imvume isekhasini 3)	S27 45.467 E30 47.667
9. I-Dutch Reformed Church, ku-131	iNdawo eyiGugu	iNsalela 4 yeSiza 672 esiseFilidi	T20106/1970	S27 46.064 E30 47.512

High (ekhoneni lika-President no-Church Street), eFilidi				
10. iKambula Battlefield, ePulazini iKambula 381, esiFundeni saseFilidi	iNdawo eyiGugu	iNkomba ABCDEA uMdwebo LG 1771/1983 yeNsalela yeNgxenywe A ePulazini iKambula Isiza 381 [iNgxenywe 1]	T14098/1965	S27 41.086 E30 39.908
11. 58 President Street, eFilidi	iNdawo eyiGugu	iNgxenywe yeSiza 209 esiseFilidi	T21686/2005	S27 46.493 E30 47.617
12. 95 President Street, eFilidi	iNdawo eyiGugu	iNgxenywe 3 seSiza 158 esiseFilidi	T16751/1997	S27 46.306 E30 47.529

2. UMkhandlu weNdawo yaseDumbe

Indawo eyiGugu	Indawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Kruger Bridge, ePulazini i-Uitval 195 nasepulazini i-Eersteling 690	iNdawo enoMlando yesiFundazwe	iSiza seTshe lesiKhumbuzo esise-Kruger Bridge SG No.4689/1965 eziFundeni zase-Utrecht naseFilidi (kwiNsalela ye-Eersteling 690) iZiza 195 no 690	T3932/2006	S27 31.262 E30 49.091
2. I-Old Residency, e-Paulpietersburg	iNdawo enoMlando yesiFundazwe	iNgxenywe 1 yeSiza 532 esise-Paulpietersburg	T20726/1986	S27 25.796 E30 49.279 27° 25' 44.7312"S 30° 49' 13.6524"E
3. uMtapowo-lwazi, (Kruger Church) ku-27 Smit Street	iNdawo enoMlando yesiFundazwe	iSiza 573 esise-Paulpietersburg	T4153/1992 T4290/1969	S27 25.284 E30 48.946 27° 25' 18.8436" S, 30° 48'

			52.9488" E
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3. UMkhandlu weNdawo yasoLundi

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Iziza /iNombolo yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. Ithuna lika-Piet Retief, elisepulazini i-Uitzoek 317	iNdawo enoMlando yesiFundazwe	iThuna lika-Piet Retief elise-Uitzoek 317 esiFundeni saseFilidi	T35529/1999	S28 25.503 E31 16.034 28° 25' 38.046" S, 31° 16' 12.6696" E
2. IPulazi i-Moordplaats 193 eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNgxenywe 3 (yesi-2) ye-Moordplaats No. 193 kanye neNgxenywe 2 ye-Moordplaats No. 193 yesiFunda saseFilidi	T12097/2000 T31004/1995	S28 26.168 E31 16.031 28° 26' 9.7224"S 31° 16' 2.9136"E
3. Idlinza likaMpande, kanye neSigodlo sakwaNodwe-ngu	iNdawo enoMlando yesiFundazwe	iNgxenywe yeSibaya sika-Mpande esiku-Reserve No. 20, No. 7638/15840 esiFundeni sase-Zululand	T69142/2002 (G7638/1909)	S28 17.914 E31 25.582
4. I-Ulundi Battlefiled, esiFundeni sase-Mahlabathini	iNdawo enoMlando yesiFundazwe	iNgxenywe yeNdawo okwabanjelwa kuyo impi oNdini eku-Reserve No. 20, No. 15840 e-Zululand	G7638/1909	S28 18.670 E31 25.584
5. Ondini II: Isigodlo seNkosi uCetshwayo kaMpande, esiFundeni sasoLundi eMahlabathini	iNdawo enoMlando yesiFundazwe	iNgxenywe yeSibaya sikaCetshwayo Reserve No. 20, No. 15840 esiFundeni sase-Zululand	T69142/2002 Inkomba ye-P.T.O. No. 9 kuNhlababa 1994	S28 19.108 E31 27.432
6. Ondini III, Ulundi	iNdawo enoMlando	iNgxenywe 12 Reserve No. 20,	Inkomba ye-P.T.O.	S28 19.320 E31 27.692

esiFundeni sase- Mahlabathini	yesifundazwe	No. 7638	No. 9/5/15/7 yamhla zi-19 kuMbasa 1994	
7. EMakhosini (Amadlinza amaKhosi aKwaZulu) esiFundeni sase- Mahlabathini	iNdawo enoMlando yesifundazwe			
	Idlinza leSilo uNkosinkulu	i-Moordplaats No. 193	T12097/2000	S228 23.873 E31 15.978
	Idlinza leSilo uZulu	i-Slabatinie No. 419	T3428/89	S28 25.406 E31 08.177
	Idlinza leSilo uPhunga	i-Heelgoed No. 218	T21574/97	S28 25.425 E31 13.322
	Idlinza leSilo uNdaba	i-Pandasgraf No. 189	T591/98	S28 23.042 E31 13.047
	Idlinza leSilo uJama	i-Welgekozen No. 191	T11289/97	S28 23.250 E31 14.899
	Idlinza leSilo uSenzangakhona	i-Welgekozen No. 191	T11289/97	S28 23.193 E31 16.089
	Idlinza leSilo uMageba	i-Pandasgraf No. 189	T591/98	S28 23.042 E31 13.047
8. uNgqengelele kaMvulane (Buthelezi) Itshe lesikhumbuzo, Olundi esiFundeni sase- Mahlabathini	iNdawo enoMlando yesifundazwe	"150 m ² eMabedlane" kwiNsalela ka- Reserve No. 20, No. 15840 esiFundeni saseMahlabathini	Inkomba ye- P.T.O. No. 9/5/15/11 yamhla ziyi-19 kuMbasa 1994	S28 21.6 E31.18.0

B. UMasipala wesiFunda sasoThungulu (DC 28), owasungulwa yiSaziso sesiFundazwe No. 344 samhla ziyi-19 kuMandulo 2000, ngemva kwalokho esachitshiyelwa yiSaziso sesiFundazwe No. 462 samhla lu-1 kuZibandlela 2000, yiSaziso sesiFundazwe No. 501 samhla zingama-29 kuZibandlela 2000, yiSaziso sesiFundazwe No. 97 samhla ziyi-15 kuNdasa 2001, yiSaziso

sesiFundazwe No. 135 samhla ziyi-12 kuMbasa, 2001, yiSaziso sesiFundazwe No. 299 samhla ziyi-13 kuNcwaba 2001, yiSaziso sesiFundazwe No. 388 samhla ziyi-11 kuMfumfu 2001, yiSaziso sesiFundazwe No. 461 samhla ziyi-13 kuZibandlela 2001, yiSaziso sesiFundazwe No. 131 samhla zingama-25 kuMbasa 2002, yiSaziso sesiFundazwe No. 468 samhla zi-4 kuZibandlela 2002 kanye neSaziso sesiFundazwe No. 494 samhla zingama-30 kuNhlangulana 2003.

1. UMkhandlu weNdawo yakwaMbonambi

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-St Lucia Lighthouse, ePulazini i-Stateland 7038, esiFundeni sase-Lower Mfolozi	iNdawo enoMlando yesiFundazwe	iNgxenywe 1 ka-Reserve No. 415823 esiFundeni sase-Lower Umfolozi	T3483/1951	S28 23.106 E32 25.429

2. UMkhandlu weNdawo yaseMlalazi

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Fort Nonquai, eShowe : iyisiGcinamagugu e-Zululand	iNdawo enoMlando yesiFundazwe	iSiza No. 415 esiselokishini laseShowe	T9266/1986	S28 54.217 E31 26.816
2. I-Fort eShowe (KwaMondi), Eshowe	iNdawo enoMlando yesiFundazwe	i-Fort eShowe esizeni saKwaMondi Mission Station kanye neNsalela	T7102/2002	S28 53.596 E31 29.810

		ka-Reserve 17, 7638 esiFundeni sase-Zululand (manje esiNgxenywe 12 yePulazi 15837)		
3. Ijele laseShowe, ku-John Ross Highway, eShowe	iNdawo enoMlando yesiFundazwe	iSiza 523 esiseShowe Townlands	G7409/1909	S28 54.138 E31 27.969
4. I-Old Residency, eShowe	iNdawo enoMlando yesiFundazwe	(iNgxenywe 2) yeSiza 439 esiseShowe	T5224/1979	S28 54.331 E31 27.328
5. iShowe Junior School, ku-57 Main Street, eShowe	iNdawo enoMlando yesiFundazwe	iSiza 1139 esiseShowe	T15452/1999	28° 54' 7.4304" S, 31° 27' 29.3148" E
6. I-Raffia Palms, eSizeni 162, eMthunzini	iNdawo enoMlando yesiFundazwe	iSiza No.162 esiselokishini laseMthunzini S.G. No. 609/52	T25878/1991	S28 57.349 E31 46.165
7. I-Fort Tenedos, ePulazini i- Alliance 14837	iNdawo eyiGugu	iNgxenywe A yeSiza No.15 oThukela, No.8876 esiFundeni sase- Zululand	T12173/1994	S29 12.445 E31 26.071
8. I-Tugela Battlefield, eSizeni 14 ePulazini uThukela 10600	iNdawo eyiGugu	"iSiza seNdawo okwakubanjelwe kuyo impi yasoThukela" iNkomba ABCD eSizeni No.14 oThukela, No.10600 esifundeni sase-Zululand	T12962/2003	S29 10.181 E31 26.506

C. UMasipala wesiFunda saseMkhanyakude (DC 27), owasungulwa yiSaziso sesiFundazwe No. 344 samhla ziyi-19 kuMandulo 2000, ngemva kwalokho esachitshiyelwa yiSaziso sesiFundazwe No. 462 samhla lu-1 kuZibandlela 2000, yiSaziso sesiFundazwe No. 501 samhla zingama-29 kuZibandlela 2000, yiSaziso sesiFundazwe No. 97 samhla ziyi-15 kuNdasa 2001, yiSaziso sesiFundazwe No. 135 samhla ziyi-12 kuMbasu, 2001, yiSaziso sesiFundazwe No. 299 samhla ziyi-13 kuNcwaba 2001, yiSaziso sesiFundazwe No. 388 samhla ziyi-11 kuMfumu 2001, yiSaziso sesiFundazwe No. 461 samhla ziyi-13 kuZibandlela 2001, yiSaziso

sesiFundazwe No. 131 samhla zingama-25 kuMbasa 2002, yiSaziso sesiFundazwe No. 468 samhla zi-4 kuZibandlela 2002 kanye neSaziso sesiFundazwe No. 494 samhla zingama-30 kuNhlangulana 2003.

1. UMkhandlu weNdawo yaseJozini

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Sycamore Figs Riverine Forest, ePulazini i-Kleinspan 14182, esiFundeni sasoBonjeni	iNdawo eyiGugu INDAWO YEZOKONGIWA KWAMAGUGU	iPulazi i-Kleinspan 14182, esiFundeni sasoBonjeni (ayikho imininingwane yengxenyengayinye)	Inkomba yefilimu lerejista lemihlaba 1995 0403 0270 T18690/1988 27 kuNtulikazi 1998	S27 55.416 E32 19.572

D. UMasipala wesiFunda saseSisonke (DC 43), owasungulwa yiSaziso sesiFundazwe No. 344 samhla ziyi-19 kuMandulo 2000, ngemva kwalokho esachitshiyelwa yiSaziso sesiFundazwe No. 462 samhla lu-1 kuZibandlela 2000, yiSaziso sesiFundazwe No. 501 samhla zingama-29 kuZibandlela 2000, yiSaziso sesiFundazwe No. 97 samhla ziyi-15 kuNdasa 2001, yiSaziso sesiFundazwe No. 135 samhla ziyi-12 kuMbasa, 2001, yiSaziso sesiFundazwe No. 299 samhla ziyi-13 kuNcwaba 2001, yiSaziso sesiFundazwe No. 388 samhla ziyi-11 kuMfumfu 2001, yiSaziso sesiFundazwe No. 461 samhla ziyi-13 kuZibandlela 2001, yiSaziso sesiFundazwe No. 131 samhla zingama-25 kuMbasa 2002, yiSaziso sesiFundazwe No. 468 samhla zi-4 kuZibandlela 2002 kanye neSaziso sesiFundazwe No. 494 samhla zingama-30 kuNhlangulana 2003.

1. UMkhandlu weNdawo yaKwaSani

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates

1. uMgede waseMpongweni, e-Cobham State Forest, esiFundeni sase-Underberg	iNdawo enoMlando yesiFundazwe	uMhlaba ongabhalisiwe kaHulumeni owaziwa ngokuthi kuseMpongweni, kwingxenye 8 ye-Cobham State Forest	Ayikho uMhlaba kaHulumeni ongaBhalisiwe	S29 41.270 E29 21.570
2. I-Himeville Fort, Arbuckle (ekhoneni lika-George Street), e-Himeville	iNdawo enoMlando yesiFundazwe	iNgxenye yeSiza 36 esise-Himeville (SG 3556/1978 iNkomba ABCDEFHA)	T6898/1979	S29 44.983 E29 30.755
3. I-Old Residency, Arbuckle (ekhoneni lika-Clayton Street), e-Himeville	iNdawo enoMlando yesiFundazwe	iziNgxenye zeSiza 49 kanye neSiza 50 ezise-Himeville	T29/1988	S29 44.813 E29 30.834 S29.74970 E29.51230
4. Itshe lesiKhumbuzo seMpi yesiFunda sase-Underberg, eLiku-36 Arbuckle Street, e-Himeville	iNdawo enoMlando yesiFundazwe	iSiza 37 esise-Himeville	T4547/1979	S29 44.937 E29 30.753
5. I-Himeville Fort (ingxenye engakamenyezelwa) eku-Arbuckle (ekhoneni lika-George) Street, e-Himeville	iNdawo enoMlando yesiFundazwe	iSiza 36 esise-Himeville	T6898/1979	S29 44.813 E29 30.834
6. I-The House, ku-49 Arbuckle Street, e-Himeville	iNdawo eyiGugu	iSiza 14 esise-Himeville	T36719/1994	S29 44.844 E29 30.770
7. U-47 Arbuckle Street, e-Himeville	iNdawo eyiGugu	iSiza 15 esise-Himeville	T22449/2005	S29 44.844 E29 30.770
8. I-The Rectory, ku-29 Arbuckle Street, e-Himeville	iNdawo eyiGugu	iSiza 24 esise-Himeville	T11385/1929	S29 44.064 E29 30.756
9. I-Church of Saint Michael and All Angels, ku-31 Arbuckle Street, e-Himeville	iNdawo eyiGugu	iSiza 23 esise-Himeville	T11384/1929	S29 45.040 E29 30.691
10. U-11 Arbuckle Street, e-Himeville	iNdawo eyiGugu	iSiza 33 esise-Himeville	T14119/1995	S29 45.262 E29 30.599
11. I-Nelton, ku-53 Arbuckle Street,	iNdawo eyiGugu	iSiza 12 esise-Himeville	T17530/2005	S29 44.812 E29 30.784

e-Himeville 12. Indlu kaMantshi wase-Himeville, 39 Arbuckle Street, e-Himeville esiFundeni sase- Underberg	iNdawo enoMlando yesiFundazwe	iSiza 39, esise-Himeville	T29/1988	29° 44.813S 29° 30.834E 29° 44' 59.5176" S 29° 30' 43.5384" E
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2. UMkhandlu weNdawo yase-Greater Kokstad

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) INdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Bandstand, ku-Main Street, e-Kokstad	iNdawo enoMlando yesiFundazwe	iSiza 368 esise-Kokstad	TGE6415/1897 langoNtulikazi 189 7	S30 32.856 E29 25.460
2. IsiGcinama- gugu sase- Kokstad, ku-104 Main Street, e-Kokstad	iNdawo enoMlando yesiFundazwe	iZiza 464 kanye no 463 ezise-Kokstad	T17215/1960 lamhla zi-4 kuLwezi 1960	S30 32.818 E29 25.465
3. i-Old Town Hall, ku-Main Street, e-Kokstad	iNdawo enoMlando yesiFundazwe	iZiza 367 kanye no 368 ezise-Kokstad	T5991/1897 TGE6415/1897 lamhla zi-17 kuNtulikazi 1897	S30 32.869 E29 25.461

E. UMasipala wesiFunda seLembe (DC 29), owasungulwa yiSaziso sesiFundazwe No. 344 samhla zi-19 kuMandulo 2000, ngemva kwalokho esachitshiyelwa yiSaziso sesiFundazwe No. 462 samhla lu-1 kuZibandlela 2000, yiSaziso sesiFundazwe No. 501 samhla zingama-29 kuZibandlela 2000, yiSaziso sesiFundazwe No. 97 samhla zi-15 kuNdasa 2001, yiSaziso sesiFundazwe No. 135 samhla zi-12 kuMbasa, 2001, yiSaziso sesiFundazwe No. 299 samhla zi-13 kuNcwaba 2001, yiSaziso sesiFundazwe No. 388 samhla zi-11 kuMfumfu 2001, yiSaziso sesiFundazwe No. 461 samhla zi-13 kuZibandlela 2001, yiSaziso sesiFundazwe No. 131 samhla zingama-25 kuMbasa 2002, yiSaziso sesiFundazwe No. 468 samhla zi-4 kuZibandlela 2002 kanye neSaziso sesiFundazwe No. 494 samhla zingama-30 kuNhlangulana 2003.

1. UMkhandlu weNdawo yaKwaDukuza

Indawo eyiGugu	Indawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. Itshe lesiKhumbuzo leNkosi uShaka, ku-King Shaka Street, kwaDukuza	iNdawo enoMlando yesiFundazwe	iZiza 169 kanye no 170 ezise-Stanger	T22996/1991	S29 20.397 E31 17.666
2. I-Fort Pearson, ePulazini i-William 15437, esiFundeni sase-Lower Tugela	iNdawo enoMlando yesiFundazwe	iPulazi i-Pearson No. 51718 15437	T1836/1987 (futhi ibandakanywe oHlelweni 2 lweSimemezelo No. 35, 1987 samhla zingama-24 kuMandulo 1987 se-Harold Johnson Nature Reserve)	S29 12.719 E31 25.735
3. I-Ultimatum tree, ePulazini eliseSizeni 5 2612, esiFundeni sase-Lower Tugela	iNdawo enoMlando yesiFundazwe	iPulazi eliseSizeni No. 5 2612 (elihlanganiswe nesiKhwama seziMpesheni samaPulazi No. 17691)	T76339/2003	S29 12.899 E31 26.093
4. I-Stanger South School, e-Balcomb (ekhoneni lika-Albert Luthuli) Street, kwaDukuza	iNdawo enoMlando yesiFundazwe	iziNgxenye zeZiza 249-258 (okwakuyiZiza 1-10) ezise-Stanger	T4714/1884	S29 20.526 E31 17.456
5. I-Old Fort Police Station, ku-Rood Street, kwaDukuza	iNdawo enoMlando yesiFundazwe	iSiza 90 esikwaDukuza	T36866/1996	S29 20.239 E31 17.451
6. Isivundu House, ePulazini Isivundu 1954, esiFundeni sase-	iNdawo eyiGugu	iPulazi Isivundu 1954, iNdawo yeKomidi lezeMpilo lase-Kearsney-Doornkop,	T662/1944	S29 18.470 E31 14.955

LowerTugela		esiFundeni sase-Victoria		
7. I-Kearsney Methodist Chapel, ePulazini i- Kearsney 2201, esiFundeni sase- LowerTugela	iNdawo eyiGugu	iNgxenywe A yePulazi i-Kearsney 2201, esiFundeni saku-Victoria [iNgxenywe 1]	T62158/2005 12182/1970 lamhla ziyi-11 kuNcwaba 1970	S29 17.093 E31 14.234
8. INgadi yesiKhumbuzo e-Morewood Sugar Mill, ePulazini i- Compensation 868, esiFundeni sase-Lower Tugela	iNdawo eyiGugu	iNgxenywe 62 yePulazi i-Compensation 868, esiFundeni sase-Lower Tugela	T6289/1956	S29 29.995 E31 10.234
9. Umuzi ka- Chief Albert Luthuli, ePulazini i- Charlottedale 6014, esiFundeni sase- LowerTugela	iNdawo eyiGugu	iSiza 47, esiselokishini lase-Charlotte Dale	T3960/1936	S29 23.372 E31 14.668
10. I-Bogmore, iPulazi i- Compensation 868, esiFundeni sase-Lower Tugela	iNdawo eyiGugu	iNgxenywe 3 yePulazi i- Compensation 868, esiFundeni sase-Lower Tugela	T15231/1989	S29 30.529 E31 11.971
11. Idlinza leNkosi u- Albert Luthuli, ePulazini i-Charlottedale 6014, esiFundeni sase-Lower Tugela	iNdawo eyiGugu	Ayikho	Ayikho T390/1936	S29 23.192 E31 15.373

F. UMasipala wesiFunda Ugu (DC 21), owasungulwa yiSaziso sesiFundazwe No. 344 samhla ziyi-19 kuMandulo 2000, ngemva kwalokho esachitshiyelwa yiSaziso sesiFundazwe No. 462

samhla lu-1 kuZibandlela 2000, yiSaziso sesiFundazwe No. 501 samhla zingama-29 kuZibandlela 2000, yiSaziso sesiFundazwe No. 97 samhla ziyi-15 kuNdasa 2001, yiSaziso sesiFundazwe No. 135 samhla ziyi-12 kuMbasa, 2001, yiSaziso sesiFundazwe No. 299 samhla ziyi-13 kuNcwaba 2001, yiSaziso sesiFundazwe No. 388 samhla ziyi-11 kuMfumfu 2001, yiSaziso sesiFundazwe No. 461 samhla ziyi-13 kuZibandlela 2001, yiSaziso sesiFundazwe No. 131 samhla zingama-25 kuMbasa 2002, yiSaziso sesiFundazwe No. 468 samhla zi-4 kuZibandlela 2002 kanye neSaziso sesiFundazwe No. 494 samhla zingama-30 kuNhlangulana 2003.

1. UMkhandlu weNdawo yase-Hibiscus

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Paddock Station, e-Paddock esiFundeni sase-Port Shepstone	iNdawo enoMlando yesiFundazwe	iNsalela yeNgxenywe B e-Paddock 7998), esiFundeni sase-Alfred [iNgxenywe 2]	T858/1916 8274/1948 lamhla zingama-21 kuNcwaba 1948 3180/1951 lamhla zingama-25 kuMbasa 1951	S30 45.868 E30 14.728
2. I-Old Fort Police Station, e-Port Shepstone	iNdawo enoMlando yesiFundazwe	iNgxenywe yeSiza 170, esise-Port Shepstone	T12992/1978	S30 44.058 E30 26.927
3. I-Port Shepstone Lighthouse, e-Port Shepstone	iNdawo enoMlando yesiFundazwe	iNgxenywe 15 yeSiza 156, esise-Port Shepstone	T26822/1993 lamhla zingama-28 kuMandulo 1993	S30 44.528 E30 27.511
4. Izotsha River Railway Bridge, esiFundeni sase-Port Shepstone	iNdawo enoMlando yesiFundazwe	iNgxenywe 1 yeSiza 1174, esise-Shelley Beach ne-Marburg Commonage 12225, esiFundeni sase-Port Shepstone	T21444/2002	S30 47.045 E30 25.475
5. I-Kneisel's Castle, ku-24 Reynolds Street, e-Port	iNdawo eyiGugu	iSiza 1622 esise-Port Shepstone	T16240/1994 T3532/1978 lamhla zingama-20 kuNdasa 1978	S30 44.222 E30 26.913

Shepstone				
6. i-Royston Hall, eliku- 10 Royston Lane, eMtentweni	iNdawo eyiGugu	iSiza 949 eMtentweni, esiFundeni sase-Port Shepstone	T10742/1995	S30 42.704 E30 27.200

G. UMasipala wesiFunda saseMajuba (DC 25), owasungulwa yiSaziso sesiFundazwe No. 349 samhla ziye-19 Mandulo 2000, ngemva kwalokho esachitshiyelwa yiSaziso sesiFundazwe No. 462 lu-1 kuZibandlela 2000, yiSaziso sesiFundazwe No. 501 samhla zingama-29 kuZibandlela 2000, yiSaziso sesiFundazwe No. 97 samhla ziye-15 kuNdasa 2001, yiSaziso sesiFundazwe No. 135 samhla ziye-12 kuMbasa, 2001, yiSaziso sesiFundazwe No. 299 samhla ziye-13 kuNcwaba 2001, yiSaziso sesiFundazwe No. 388 samhla ziye-11 kuMfumfu 2001, yiSaziso sesiFundazwe No. 461 samhla ziye-13 kuZibandlela 2001, yiSaziso sesiFundazwe No. 131 samhla zingama-25 kuMbasa 2002, yiSaziso sesiFundazwe No. 468 samhla zi-4 kuZibandlela 2002, yiSaziso sesiFundazwe No. 494 samhla zingama-30 kuNhlangulana kanye neSaziso 203 samhla ziye-10 kuNhlolanja 2005.

1. UMkhandlu weNdawo yase-Newcastle

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Town Hall, ku-Scott Street, esiFundeni sase-Newcastle	iNdawo enoMlando yesiFundazwe	iNgxenywe 2 yeSiza 433 esise-Newcastle	Ayikho Isiza soMbuso T938/1897 lamhla ziye-15 kuNhlangulana 1897	S27 45.457 E29 55.907
2. uMtapowolwazi i-Old Carnegie, ku-Voortrekker Street, esiFundeni sase-Newcastle	iNdawo enoMlando yesiFundazwe	iNsalela yeSiza 435 esise-Newcastle	T6782/1905	S27 45.385 E29 55.945
3. I-Old Magazine, ku-Scott Street,	iNdawo enoMlando yesiFundazwe	iSiza 13051, esise-Newcastle (iNkomba ABCD	T3217/1978	S27 45.121 E29 56.379

esiFundeni sase-Newcastle		uMdwebo SG 2570/1977)		
4. I-Fort Amiel, ku-Fort Street, esiFundeni sase-Newcastle	iNdawo enoMlando yesiFundazwe	iSiza 4589 esise-Newcastle (ku-Extension 22)	T4138/1973 lamhla ziyi-16 kuNdasa 1973	S27 44.762 E29 55.271
5. I-Buffalo River Bridge, emaPulazini i-Milton 1007 kanye ne-Kromellenboog 170, esiFundeni sase-Newcastle	iNdawo enoMlando yesiFundazwe	iziNgxenye zamaPulazi i-Milton 15007 kanye ne-Homer 8692, esiFundeni sase-Klip River	T4292/1977	S27 40.660 E30 02.364
6. I-Old Residency, ku-96 Allen Street, e-Newcastle	iNdawo enoMlando yesiFundazwe	iSiza 11902 esise-Newcastle	T5929/1994	S27 45.857 E29 56.513
7. I-Old State School, ku-Albert Street (ekhoneni lika-Havelock), e-Charlestown	iNdawo enoMlando yesiFundazwe	iSiza 199 esise-Charlestown	T2224/1996	S27 24.585 E29 52.622 S27.425031 E29.870785999 999953
8. I-Old Court House, ku-Holland Street, e-Charlestown	iNdawo enoMlando yesiFundazwe	iNsalela yeSiza 312 esise-Charlestown	G34/1951 T10372/1953 T6840/2002	S27 24.585 E29 52.622 S27.413281 E29.873343999 999975
9. Indawo okwaBanjelwa kuyo impi, ePulazini iMajuba North 11267, esiFundeni sase-Newcastle	iNdawo eyiGugu	amaPulazi i-Majuba North No. 11267, ne-Majuba South No. 10614 kanye ne-Laing's Nek A, No. 8441, esiFundeni sase-Klip River	T2755/1998 T40379/2004 T40379/2004 T16196/1978 lamhla zingama-24 kuLwezi 1978	S27 28.617 E29 50.911
10. IMajuba Battlefield: Indawo yezoKongiwa, ePulazini iMajuba North 11267, esiFundeni sase-Newcastle	iNdawo eyiGugu INDAWO YEZOKONGIWA KWAMAGUGU (indawo engamenyezelwe yePulazi iMajuba	iPulazi iMajuba North No. 11267	T2755/1998	S27 28.617 E29 50.911

	North No.11267)			
11. I-O'Neill's Cottage, ePulazini i-Stonewall 3109, esiFundeni sase-Newcastle	iNdawo eyiGugu	iNsalela yeNgxenywe 5 yepulazi i-Stonewall No. 3109 esiFundeni sase-Klip River	T12388/1978	S27 29.255 E29 52.131
12. I-St Dominic's Academy Pavilion, ku-St Dominic's Street, e-Newcastle	iNdawo eyiGugu	iSiza esiHlanganisiwe 382, esiselokishini lase-Newcastle	T7697/1956	S27 45.669 E29 55.290
13. I-Hilldrop House, ku-Hilldrop Road, e-Newcastle	iNdawo eyiGugu	iNgxenywe 36 (a yengxenywe 1) yepulazi i-Bosch Hoek 3345, esiFundeni sase-Klip River	T7119/2000 T28194/1991 T16332/1980 lamhla ziyi-17 kuNtulikazi 1980	S27 47.717 E29 56.788
14. I-Kliphuis, ku-64 Voortrekker Street, e-Newcastle	iNdawo eyiGugu	iSiza 679 esise-Newcastle	T3404/1958	S27 45.679 E29 56.184

2. UMkhandlu weNdawo yase-Utrecht

Indawo eyiGugu	iNdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. Isikhumbuzo neThuna lika-Pieter Lafras Uys, ku-Church Street, e-Utrecht	iNdawo enoMlando yesiFundazwe	iSiza 190 esise-Utrecht	Ayikho Indawo kaHulumeni	S27 39.301 E30 19.188
2. I-Old Residency, ku-60 Church Street (ekhoneni lika-van Rooyen) Street, e-Utrecht	iNdawo enoMlando yesiFundazwe	yeSiza 1860 esise-Utrecht	T9368/1978	S27 39.276 E30 19.291
3. Inkantolo kaMantshi, ku-	iNdawo enoMlando	iNgxenywe yeSiza 190, esise-Utrecht	Ayikho Indawo	S27 39.386 E30 19.199

57 Voor Street, e-Utrecht	yesifundazwe		kaHulumeni	
4. I-Town Hall, ku-55 Voor Street, e- Utrecht	iNdawo enoMlando yesifundazwe	iNsalela yeSiza 188 esise-Utrecht	T2103/1921	S27 39.370 E30 19.272
5. I-Old Powder Magazine, ku- President Street, e-Utrecht	iNdawo enoMlando yesifundazwe	iNgxenywe yeSiza 739 esise-Utrecht	G6705/1904 T11410/2002 T11411/2002	S27 39.572 E30 20.491
6. iNdaweni okwabanjelwa kuyo impi iBlood River/eNcome, iPulazi i- Vechtkop 168, esiFundeni sase Utrecht	iNdawo eyiGugu	iNgxenywe yeLokishi lase-Blood River, kwinsalela ye-Charl Cilliers ka A ye-Vechtkop 168, esiFundeni sase-Utrecht	T61494/2002	S28 06.134 E30 32.434
7. I-Dutch Reformed Church, ku-50 Church Street (ku-Bloem), e-Utrecht	iNdawo eyiGugu	iSiza 996 (esiyinhlangani- sela yeziza 236, 237 kanye no 238) esise-Utrecht	T32739/1995	S27 39.284 E30 19.180
8. I-George Shaw House, ku-67 Church Street, e-Utrecht	iNdawo eyiGugu	iSiza 246 esise-Utrecht	T14664/1998	S27 39.245 E30 19.417
9. I-Rothman House, ku-65 Church (ekhoneni lika- van Rooyen) Street, e-Utrecht	iNdawo eyiGugu	iSiza 244 esise-Utrecht	T68812/2004	S27 39.249 E30 19.384
10. I-Dirk Uys House, ku-61 Church Street, e-Utrecht	iNdawo eyiGugu	iNgxenywe 3 yeSiza 242 esise- Utrecht	T40972/2002	S27 39.261 E30 19.333
11. I-Old Dutch Reformed Church ku-Parsonage (e-De Oude Pastorie), Church (ekhoneni lika-	iNdawo enoMlando yesifundazwe	iNgxenywe 1 yeSiza 192 esise-Utrecht	T3591/1942	S27 39.348 E30 19.114

Loop) Street, e-Utrecht				
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H. UMasipala weDolobha laseThekwini (oDidiyele oMasipala abahlukehluke) (DC 25), owasungulwa yiSaziso sesiFundazwe No. 343 samhla ziye-19 Mandulo 2000, ngemva kwalokho esachitshiyelwa yiSaziso sesiFundazwe No. 461 lu-1 kuZibandlela 2000, yiSaziso sesiFundazwe No. 135 samhla ziye-12 kuMbasa, 2001, yiSaziso sesiFundazwe No. 299 samhla ziye-13 kuNcwaba 2001, yiSaziso sesiFundazwe No. 461 samhla ziye-13 kuZibandlela 2001, yiSaziso sesiFundazwe No. 649 samhla zingama-28 kuMbasa 2005.

1. UMasipala weDolobha elikhulu laseThekwini

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Old Fort, kuMasinga Road, eThekwini	iNdawo enoMlando yesiFundazwe	iSiza 11649 esiseThekwini	G1685/1935	S29 51.098 E31 01.536
2. i-Local History Museum, ku-Samora Machel Street, eThekwini	iNdawo enoMlando yesiFundazwe	iSiza 3 No. 9594 esiseThekwini (manje esiyiSiza 11090)	G9594/1920 Itayitela 9594/1914 lamhla ziye-9 kuNhlangulana 1914	S29 51.518 E31 01.670
3. I-City Hall kanye ne-Francis Farewell Gardens, ku-263 Dr Pixley KaSeme Street (ekhoneni lika-Anton Lembede no-Dorothy Nyembe Street, eThekwini)	iNdawo enoMlando yesiFundazwe	iNsalela yeSiza 1 esiseThekwini	i-Grant 1737 yamhla zingama-27 kuNtulikazi 1855 T3502/1928	S29 51.523 E31 01.516
4. IPosi eliKhulu, ku-Dr Pixley KaSeme	iNdawo enoMlando yesiFundazwe	"iSiza sase-Post Office" esise-Block Market	T20208/1990 T85/1914 lamhla zi-15	S29 51.486 E31 01.507

Street (ekhoneni lika- Anton Lembede no-Dorothy Nyembe Street, eThekwini		Square, eThekwini (manje esiyaSiza 11722)	kuNtulikazi 1914	
5. I-Wild Fig Trees, ku-Dr Pixley kaSeme Street (ekhoneni lika- Church) Street, eThekwini	iNdawo enoMlando yesiFundazwe	iNgxenywe 2 yeSiza 11718	T3001/1964 lamhla zingama- 24 kuNdasa 1964	S29 51.471 E31 01.592
6. I-Old Point Railway Station, ku-111 Mahatma Gandhi Road, eThekwini	iNdawo enoMlando yesiFundazwe	i-Point SAR 1 No.13200, eThekwini (manje osekuyiSiza 10031)	T1872/1944 lamhla zingama- 22 kuNdasa 1944	S29 52.267 E31 02.613
7. I-Beachwood Mangroves, ku- SWAPO Road, eThekwini	iNdawo enoMlando yesiFundazwe	iNsalela ye- Graham 12774, uMdwebo ngamunye we-SG 2114/1937; indawo ekhonjwiswe njenge "Lagoon" kuzo zonke iziFunda zase-Victoria	Ayikho Umhlaba kaHulumeni ongaBhalisiwe INsalela ye- Graham 12774, ngokoMdwebo SG 2114/1937 iTayitela lika T 31451954	S29 47.847 E31 02.667
8. I-Howard Memorial College, ku-267 Mazisi Kunene Road, eThekwini	iNdawo enoMlando yesiFundazwe	iNsalela yeNgxenywe 1 yeSiza 487 esise-Cato Manor	T2465/1932 lamhla zingama 29 kuMfumfu 1932	S29 51.999 E30 58.973
9. I-Memorial Tower Building, ku-267 Mazisi Kunene Road,, eThekwini	iNdawo enoMlando yesiFundazwe	iNsalela yeNgxenywe 1 yeSiza 5702 487 no 490 esise-Cato Manor	T2465/1932	S29 51.999 E30 58.973
10. I-Sastri College, ku-20 Winterton Walk, eThekwini	iNdawo enoMlando yesiFundazwe	iSiza 3184 (kanye no 3185) eziseThekwini	T7031/1954 Izindima 1 no 2 lamhla zingama 20 kuNcwaba 1954	S29 51.082 E31 00.554
11. I-Bellair Railway Station, ku-Sarnia	iNdawo enoMlando yesiFundazwe	iNgxenywe 2 yeSiza 52, esise-Bellair	T50/1944 lamhla ziyi-8 kuMasingana	S29 53.423 E30 57.270

Road, eThekwini			1944 (indima 2)	
12. I-Congella Battlefield, ku-Maydon Road, eThekwini	iNdawo enoMlando yesiFundazwe	iSiza 10011/1737 esiseThekwini	T4653/2001 T13421/1905 lamhla zingama- 30 kuNhlangulana 1905	S29 52.922 E30 59.740 29° 52' 38.9964"S 30° 59' 49.9812"E
13. I-Durban Indian Girls Secondary School, ku-88 Carlisle Road (Gladys Manzi), eThekwini	iNdawo enoMlando yesiFundazwe	iSiza 3331 esiseThekwini	T9591/1957 lamhla ziyi-7 kuLwezi	S29 51.017 E31 00.849
14. I-Natal Herbarium, ku-4 Problem Mkhize Crescent, eThekwini	iNdawo enoMlando yesiFundazwe	iNgxenywe 5 yeSiza 3174 esiseThekwini	T2027/1914 lamhla zingama- 29 kuMandulo 1914	S29 50.866 E31 00.312
15. I-Dr. JL Dube (King's) House, ku- Eastbourne Road, eThekwini	iNdawo enoMlando yesiFundazwe	iSiza 625 esiseThekwini	T1940/1904 lamhla ziyi-16 kuNcwaba 1904	S29 49.511 E31 00.875
16. I-War Department Lords' Ground Boundary Marker No. 2, ku-KE Masinga Road, eThekwini	iNdawo enoMlando yesiFundazwe	iNsalela yeZiza 11162, 11163, iSiza 12380 (kusukela ku- 11164) kanye neSiza 11702, eziseThekwini	T1102/1896 T8784/1993 T13385/1996 T53370/2000 T793/1912 iSiza 1702 esiseDolobheni laseThekwini. Itayitela lokuDiuliselwa T793/1912 lamhla zingama- 30 kuMbasa 1912	S29 51.119 E31 01.386
17. I-Passive Resistance Site, eMbilo (ekhoneni likaMagwaza noMaphala) Road,	iNdawo enoMlando yesiFundazwe	iSiza 8264, esiseThekwini	T73/1962 lamhla ziyi-10 kuMasingana 1962	S29 52.285 E30 59.681

eThekwini				
18. (Ingaphandle lengaphambili lesakhiwo) I-Old Greenacres Building, ku-409 Dr. Pixely kaSeme Street, eThekwini	iNdawo eyiGugu	iNgxenye 4 yeSiza 11017, iNgxenye 1 yeSiza 11019 kanye neNsalela yeSiza 11019, eziseThekwini		S29 51.544 E31 01.178
19. I-Elephant House, 745 ku-Peter Mokaba Ridge Road, eThekwini	iNdawo eyiGugu	iNgxenye 4 yeSiza 246 esise-Springfield iNgxenye 4 sika AGAR ka A yepulazi iSpringfield 802	T29718/1994 iTayitela lokuDluliselwa 19193/1976 lamhla zingama-24 kuLwezi 1976	S29 49.648 E31 00.418
20. I-Glacial Pavement, ku-Corinthia Road, eThekwini	iNdawo eyiGugu	iNgxenye 56 yeSiza 127 yepulazi i-Springfield 802	T4781/1940 lamhla zi-2 kuMfumfu	S29 48.822 E31 00.210
21. I-Supreme Court, ku-151 Margaret Avenue, eThekwini	iNdawo eyiGugu	iziNgxenye 45 kanye no 46 zeSiza 10004 esiseThekwini	T3376/1921 lamhla ziyi-6 kuMandulo 1921 T600/1903 lamhla ziyi-12 kuNdasa 1903 Eyakhiwa ngo-1911 lamhla ziyi-10 kuNhlolanja 797	S29 51.755 E31 01.188
22. I-Riverside Soofie Mosque kanye ne-Mausoleum, ku-50 Soofi Sahib Road, eThekwini	iNdawo eyiGugu	iNgxenye 4/ iNgxenye D1 yomhlaba ohlukanisiwe G yeSiza 27/ yeSiza 1550 esise-Durban North	T2673/1913 lamhla lu-1 kuZibandlela (indima 1)	S29 48.371 E31 02.006
23. I-Trevean, ku 258 Wakesleigh Road (ekhoneni lika-Corumbine), eThekwini	iNdawo eyiGugu	iSiza 45 esise-Bellair (esiyiNhlanganisela 565) iSiza I yeNgxenye R yepulazi i-Bellair 823	T14177/1967 lamhla ziyi-13 kuMandulo T20857/1973 lamhla ziyi-10 kuZibandlela	S29 53.078 E30 57.146

24. I-Colinton, 68 Peter Mokaba, ku-Ridge Road, eThekwini	iNdawo eyiGugu	iSiza 3209 kanye neNgxenywe 3 yeSiza 3210 eziseThekwini	T33104/1983 T3028/1954 lamhla ziyi-14 kuMbasa 1954	S29 50.895 E30 59.492
25. I-Queen's Tavern, ku-16 Matthews Meyiwa Road, eThekwini	iNdawo eyiGugu	iSiza 1357 esiseThekwini	T41781/2003	S29 50.490 E31 01.243
26. I-Riche's Building, ku-423 Anton Lembede Street (ekhoneni lika-Masonic), eThekwini	iNdawo eyiGugu	iNgxenywe 2 yeSiza 10679 esiseThekwini	T19631/2001 T4909/1952 lamhla zingama-20 kuNhlangulana 1952	S29 51.625 E31 01.138
27. ku-73 Musgrave Road, eThekwini	iNdawo eyiGugu	iNgxenywe 18 yeSiza 2255 esiseThekwini	T3394/1997 T6784/1984 lamhla zingama-23 kuNdasa 1984	S29 51.048 E30 59.977
28. I-Little Chelsea, ku-18 Lillian Ngoyi Road, eThekwini	iNdawo eyiGugu	iNgxenywe 50 yeSiza 1368 esiseThekwini	T19702/2004 T19695/1973 lamhla zingama-23 kuLwezi 1973	S29 50.243 E31 01.135
29. I-Quadrant House, ku-114 kuya ku-115 Margaret Mncadi Avenue, eThekwini	iNdawo eyiGugu	iNgxenywe 152 yeSiza 10004 esiseThekwini	T36334/2003 T241/1942 zingama 10 kuLwezi 1942	S29 51.681 E31 01.454
30. I-St Louis' Roman Catholic Church, ku-22 Jacobs Road, eThekwini	iNdawo eyiGugu	iNsalela yeSiza 775 esiseThekwini, Dunn Grant 873, iSiza 24	T7062/1971 lamhla zi-2 kuNtulikazi 1971	S29 54.890 E30 58.758
31. I-Cottam Grove Hotel, ku- 303 kuya ku-309 Florida Road (ekhoneni lika- Cottam), eThekwini	iNdawo eyiGugu	iNgxenywe 3 yeSiza 784 esiseThekwini	T6853/2002 T2673/1962 lamhla ziyi-18 kuMbasa 1962 (imvume isekhasini 4)	S29 49.790 E31 00.738
32. I-Monaltre, ku-59 Musgrave Road, eThekwini	iNdawo eyiGugu	iNgxenywe 1 kwiSiza 2261 esiseThekwini	T46945/2000 T29600/1984	S29 51.077 E30 59.968
33. I-Lillieshell,	iNdawo	iSiza 643,	T10213/1995	S29 49.721

ku-408 Innes Road, eThekwini	eyiGugu	esiseThekwini	T2949/88 lamhla zi-10 kuNhlolanja 1988	E31 00.803
34. U-41 Cedar Road, (ekhoneni lika-Esther Roberts) eKhongela, eThekwini	iNdawo eyiGugu	iSiza 7972, iSiza 1 ka-B Block J e-Congella of Town Lands esiseThekwini 1737	T6810/1986 lamhla ziyi-14 kuMbasa 1986	S29 52.490 E30 59.358
35. Umbilo Shree Ambalavanaar Alayam Temple, ku-890 Vusi Mzimela Road, eThekwini	iNdawo eyiGugu	iNgxenye 1 yeSiza 55, okuwumhlaba ohlukanisiwe 30 yeSiza SB 7 esise-Cato Manor 812	T10845/1957 lamhla ziyi-17 kuZibandlela 1957	S29 52.589 E30 57.665
36. I-Atherton, ku- 295 Florida Road, eThekwini	iNdawo eyiGugu	iSiza 785 esiseThekwini	T32784/2005 T24653/85	S29 49.783 E31 00.740
37. I-Caister Lodge, ku-264 Musgrave Road, eThekwini	iNdawo eyiGugu	iSiza 2222 esiseThekwini	T18860/1975 lamhla zi-10 kuZibandlela	S29 50.657 E31 00.112
38. I-Portview, ku-183 Problem Mkhize Road (ekhoneni lika Haden), eThekwini	iNdawo eyiGugu	iNgxenye 1 yeSiza 3064 esiseThekwini	T67271/2002 T27792/1992 T31256/1983	S29 50.290 E31 00.661
39. I-Dutch Reformed Church, ku-151 Anton Lembede Street, eThekwini	iNdawo eyiGugu	iNgxenye 5 yeSiza 10605, esiseThekwini	T1906/1918 lamhla zi-2 kuNtulikazi 1918	S29 51.526 E31 01.865
40. I-Durban Light Infantry Head Quarters, ku-5 DLI Avenue, eThekwini	iNdawo eyiGugu	iNsalela yeSiza 3427, esiseThekwini, kanye neSiza 3428, esiseThekwini	T1130/1913 lamhla zingama- 30 kuNhlabha 1913 T1861/1922 lamhla ziyi-18 kuNhlabha 1922	S29 50.834 E31 00.990

41. I-Hollis House, ku-178 Florida Road, eThekwini	iNdawo eyiGugu	iSiza 892, esiseThekwini	T47126/2000 T1794/1996	S29 49.954 E31 00.975
42. I-Kingsleigh Lodge, ku-241 Alan Paton Road, eThekwini	iNdawo eyiGugu	iZiza 5211 kanye no 5212, esiseThekwini	T15571/1995	S29 51.657 E30 59.501

2. Inanda (manje esiyingxenywe kaMasipala weDolobha elikhulu laseThekwini)

Indawo eyiGugu	iNdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Ottawa House, ePulazini elieSiizeni 20 1529, esiFundeni saseNanda	iNdawo enoMlando yesiFundazwe	iSiza 2493 esise-Waterloo Extension, esiFundeni saseNanda	T9238/1996 lamhla ziyi-10 kuMbasa 1996	S29 39.932 E31 02.889
2. I-Ganesha Temple, ku-119 Marshall Drive, e-Mount Edgecombe	iNdawo eyiGugu	iNsalela yeSiza 22 esiseMhlanga River, esiFundeni sase-Victoria (manje osekuyiSiza 609 esise-Mount Edgecombe)	T50165/2004 T1547/1921	S29 42.100 E31 02.108
3. I-Shri Jagannath Puri Temple, ku-7 Wadd Street, Belevedere Road, oThongathi	iNdawo eyiGugu	iNsalela yeSiza 79, esiselokishini lasoThongathi	T11703/2005 T2531/1994 T28911/1998	S29 34.504 E31 06.670
4. I-Narainsamy Temple, Nanda Road, e-Newlands	iNdawo eyiGugu	iNsalela yeSiza 165 esise-Newlands, yepulazi i-Zeekoe Valle, esiFundeni sase-Victoria	T1556/1909 lamhla zi-3 kuZibandlela 1909	S29 46.749 E30 58.144
5. I-John Dube House, oHlange Institution, esiFundeni	iNdawo eyiGugu	iNgxenywe 253 (yama-90) yePulazi i-Piezang Rivier No. 805	T33658/1993 lamhla zingama-22 kuLwezi 1993	S29 42.267 E30 57.733

saseNanda				
6. I-Ottawa Estate Shree Emperumal Temple, e-Ottawa, esiFundeni saseNanda	iNdawo eyiGugu	iNsalela yeSiza 20 No.1557 esise-Ottawa Estate, esiFundeni saseNanda	T5619/1990	S29 40.323 E31 02.902
7. I-Old Inanda Surgery ne-Post Office, esiFundeni saseNanda	iNdawo eyiGugu	iNsalela yeNanda Mission Reserve No. 4579F	G4579/1883	S29°42.135 E030° 55.330 S29°42.141 E030°55.321
8. Inxuluma yakwaShembe eBuhleni, esiFundeni saseNanda	iNdawo eyiGugu	iNsalela yoMhlaba waseMakhaya eNanda Mission	Reserve No. 4579 (indawo engenela kwinxuluma)	S29° 42'09.0" E30°53'22.1"
9. Inxuluma yakwaShembe eKuphakameni, esiFundeni saseNanda	iNdawo eyiGugu	iNgxenywe 121 no 257 yoMhlaba waseMakhaya	yepulazi iPiezang River No. 805	S29° 42.540 E30° 57.763
10. Intaba eNgcwele yaseNhlangakazi, esiFundeni saseNanda (ekuqaleni kweNtaba)	iNdawo eyiGugu	Ipulazi laseNanda 467		S29° 27' 59" E30° 50' 29"

3. I-Pinetown (manje esiyingxenywe kaMasipala weDolobha elikhulu laseThekwini)

Indawo eyiGugu	iNdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. IsiGcinamagugu i-Bergtheil, ku-16 Queens Avenue, e-Westville	iNdawo enoMlando yesiFundazwe	iSiza 1870 esiselokishini lase-Westville	T8898/1983 lamhla zingama-20 kuMbasa 1983	S29 50.093 E30 55.835

2. uMbilo Waterworks, e-Paradise Valley Nature Reserve, ePhayindane	iNdawo enoMlando yesiFundazwe	iNsalela yeSiza 3064 kanye neNsalela 3065 ePhayindane	T15824/1990	S29 49.959 E30 53.369
3. Indigo Vats, e-Paradise Valley Nature Reserve, ePhayindane	iNdawo eyiGugu	iNgxenywe yeSiza 3079 esisePhayindane	T37884/2002	S29 50.203 E30 52.985
4. I-Old New Germany Lutheran Church, ku-Posselt Road (ekhoneni lika-Rodger Sishi), ePhayindane	iNdawo eyiGugu	iSiza 130 esiselokishini lase-New Germany	T28098/1898 T10599/1975 lamhla ziyi-15 kuNtulikazi 1975	S29 47.887 E30 53.355
5. I-Christianenberg Berlin Mission Church, ku-Krause Street, e-Clermont ; e-Historic Bell Tower	iNdawo eyiGugu	iNsalela yeSiza 214 esiselokishini lase-Christianenburg, esiFundeni sasePhayindane	T4667/1977 lamhla zi-4 kuMbasa 1977	S29 47.840 E30 53.769

4. UMzinto (manje esiyinxenye kaMasipala weDolobha elikhulu laseThekwini oDidiyele omasipala abehlukahlukene)

Indawo eyiGugu	iNdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Green Point Lighthouse, ePulazini i-Clansthal 1202	iNdawo enoMlando yesiFundazwe	iNgxenywe 7 yePulazi i-Clansthal 1202, esiFundeni saseMzinto	T446/1934 lamhla ziyi-15 kuNhlolanja 1934	S30 15.020 E30 46.728

I. UMasipala wesiFunda saso Thukela (DC 23), owasungulwa yiSaziso sesiFundazwe No. 344 samhla ziyi-19 kuMandulo 2000, ngemva kwalokho esachitshiyelwa yiSaziso sesiFundazwe No. 462 samhla lu-1 kuZibandlela 2000, yiSaziso sesiFundazwe No. 501 samhla zingama-29

kuZibandlela 2000, yiSaziso sesiFundazwe No. 97 samhla ziyi-15 kuNdasa 2001, yiSaziso sesiFundazwe No. 135 samhla ziyi-12 kuMbasa, 2001, yiSaziso sesiFundazwe No. 299 samhla ziyi-13 kuNcwaba 2001, yiSaziso sesiFundazwe No. 388 samhla ziyi-11 kuMfumfu 2001, yiSaziso sesiFundazwe No. 461 samhla ziyi-13 kuZibandlela 2001, yiSaziso sesiFundazwe No. 131 samhla zingama-25 kuMbasa 2002, yiSaziso sesiFundazwe No. 468 samhla zi-4 kuZibandlela 2002 kanye neSaziso sesiFundazwe No. 494 samhla zingama-30 kuNhlangulana 2003.

1. UMkhandlu weNdawo yaseMnambithi

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Railway Institute, ku-316 Murchison Street (ekhoneni lika-Albert Street), eMnambithi	iNdawo enoMlando yesiFundazwe	iSiza 730 e-Ladysmith i-Crown Grant 4802/1187	T4802/1887 lamhla ziyi-19 kuNhlangulana 1887	S28 33.317 E29 47.059
2. I-Town Hall, ku-Murchison Street (ekhoneni lika-Queen) Street, eMnambithi	iNdawo enoMlando yesiFundazwe	iSiza 1 esise-Townlands e-Mnambithi	T888/1900	S28 33.568 E29 46.847
3. I-The Residency, ku- 11 kuya ku-13 Wright Road, eMnambithi	iNdawo enoMlando yesiFundazwe	iSiza 505 esiseMnambithi	T1419/1901 lamhla zingama-26 kuNtulikazi 1901	S28 32.879 E29 47.387
4. I-Platrand Battlefield ("Wagon Hill"), ePulazini i-Fourie's Kraal 1183 (Riet Kuil 1067), esiFundeni sase-Klip River	iNdawo enoMlando enomlando	iSub-Wagon Hill ePulazini i-Fourie's Kraal No. 1183, kanye neNgxenywe ye-Wagon Hill eNgxenyeni G, yepulazi i-Riet Kuil No.1067	T59701/2001 T23446/1985	S28 35.402 E29 45.509
5. I-Fort Mistake, ePulazini i-Quagga's Kirk	iNdawo eyiGugu	iNgxenywe yepulazi i-Quagga's Kirk	T5966/1967 lamhla zingama-28 kuMbasa 1967	S28 10.140 E29 57.540

1168, esiFundeni sase-Klip River		1168, esiFundeni sase-Klip River		
6. I-Pro Nobis, e-Fort Mistake, esiFundeni sase-Klip River	iNdawo eyiGugu	iNgxeny yepulazi i- Quagga's Kirk 1168, esiFundeni sase-Klip River	T5966/1967	S28 10.490 E29 57.240
7. I-Llandaff Oratory, e-Van Reenen, esiFundeni sase-Klip River	iNdawo eyiGugu	iSiza 115, esiselokishini lase-Van Reenen	T17537/1979 lamhla zingama-31 kuMfumfu 1979	S28 22.599 E29 22.713
8. I-Elandslaagte Battlefield ePulazini i-Braakfontein 1046, esiFundeni sase-Klip River	iNdawo eyiGugu	uMdwebo SG 875/1983 oyiNgxeny 9 (ka 7) kanye neNsalela yeNgxeny 7 yepulazi i-Braakfontein 1046	T898/1928 no T45589/2002 lamhla ziyi-9 kuNcwaba 1967	S28 25.282 E29 58.828
9. I-Elandslaagte Battlefield: Itshe lesikhumbuzo i-Dutch Corps	iNdawo eyiGugu	(a) iNdawo yeTshe lesikhumbuzo (yeNgxeny A) ye-Braakfontein 1046, County of Klip River (b) umhlaba womuntu osebenza ngesivumelwano ngaphezu kweNgxeny A (uMdwebo SGO iNgxeny. Vol. 726 samhla ziyi-16 kuNhlolanja 1928)	T898/1928 lamhla ziyi-6 kuNdasa 1928 no T45589/2002	S28 25.282 E29 58.828
10. I-Hindu Thirukootam kanye ne-Shree Ganaser Temple, ku-113 Forbes Street, eMnambithi	iNdawo eyiGugu	iNgxeny 1 yeSiza 800 eMnambithi iNgxeny A yeSiza A yeSiza 11, kuBlock 1	T4948/1919 lamhla ziyi-15 kuZibandlela 1919	S28 33.647 E29 47.126
11. I-Keer Weder,	iNdawo	iNgxeny yeSiza	T22024/1993	S28 33.490

ku-25 Keate Street, eMnambithi	eyiGugu	769 esiseMnambithi	lamhla ziyi-18 kuNcwaba 1993	E29 46.747
12. I-Soofie Mosque kanye ne-Madressa, 41 Mosque (Soofie) Street, eMnambithi	iNdawo eyiGugu	iNgxenywe 3 yeSiza1006 esiselokishini laseMnambithi	T6567/1977 lamhla ziyi-12 kuNhlaba 1977	S28 34.236 E29 46.657
13. I-Dutch Reformed Church, ku-103 Murchison Street, eMnambithi	iNdawo eyiGugu	iSiza 845 esiseMnambithi	T2312/1859 kuhlawumbiselwe kumhla zi-2 kuNhlolanja 1859	S28 33.655 E29 46.786
14. I-Hime Bridge, iPulazi i-Platberg 1241, esiFundeni sase-Klip River	iNdawo eyiGugu	iNsalela yepulazi i- Platberg 16318/1241	T4777/1992	S28 21.612 E30 00.654
15. Ipulazi i-Reitfontein, eMnambithi	iNdawo eyiGugu	iNgxenywe 1 yePulazi i-Reitkuil No. 11048	T29/1988	28 480219 29.828243
16. I-Aloe Creek, esiFundeni sasoThukela	iNdawo eyiGugu	iNgxenywe 40 yepulazi i-Reitkuil No. 1181 neNgxenywe 6 (ka 2) epulazi i-Rietkuil No.1387	T16800/2008	S28 30.067 E29 53.917

2. UMasipala weNdawo yaseMtshezi

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Bulwer Bridge kanye ne- Old Toll House, e-Colenso, esiFundeni saseMtshezi	iNdawo enoMlando yesiFundazwe	iNgxenywe yomhlaba 1 yeSiza 116 esiselokishini lase-Colenso	G45/1963 lamhla ziyi-12 kuNhlanguvana 1963	S28 44.177 E29 49.261
2. I-Fort Durnford, ku-Kemps Road,	iNdawo enoMlando yesiFundazwe	iNgxenywe 1 yeSiza 1081 esiselokishini laseMtshezi	G89/1966 lamhla ziyi-15 kuNcwaba 1966	S29 00.882 E29 53.302

eMtshezi				29° 0' 56.394"S 29° 53' 19.1364"E
3. I-Old Agricultural Hall, ku-Hardling Street, eMtshezi	iNdawo enoMlando yesiFundazwe	iSiza 149 esiseMtshezi	T5388/1895 lamhla zingama-26 kuNdasa 1895	S29 00.540 E29 52.389 28° 59' 41.874"S 29° 52' 13.206"E
4. I-Bloukrans Battlefield, iPulazi i-Rama 929, esiFundeni saseMtshezi: i- Bloukrans Memorial	iNdawo eyiGugu	iNgxenye 20 (sika 6) yepulazi i-Rama No. 929	T54685/2006	S28 51.021 E29 50.528 28° 51' 1.4976"S 29° 50' 34.53" E
5. I-Saailaer, iPulazi i-Zaay Lager 1199, esiFundeni saseMtshezi	iNdawo eyiGugu	iPulazi i-Saay Lager No.1199, esiFundeni saseMtshezi	T8467/1989	S29 00.487 E29 53.267
6. I-Marianne Church Ruins, iPulazi i- Doveton, esiFundeni saseMtshezi	iNdawo eyiGugu	iNsalela ye-Wilde Perde Vlei 1004 (manje esiyaziwa nge-Doveton), esiFundeni sase- Weenen	T68188/2004 T6019/1940 lamhla ziyi-19 kuZibandlela 1940	S28 47.954 E29 30.379 28° 47' 57.228"S 29° 30' 23.8392"E
7. I-Greystone, iPulazi i-Vegt Lager 801, esiFundeni saseMtshezi	iNdawo eyiGugu	iNgxenye 19 (iNgxenye A) yepulazi i-Vegt Lager 801, esiFundeni sase- Weenen	T6212/1995 9008/1968 lamhla zi-2 kuNtulikazi 1968	S29 04.306 E29 47.907
8. I-Brynbella Battlefield Stone Wall, amaPulazi i-Glenbello ne- Stockton, esiFundeni saseMtshezi	iNdawo eyiGugu	"ngasemngceleni wamapulazi i- Glenello (elalaziwa ngokuthi i- Tamboekies Kraal) kanye ne-Stockton (ebeyaziwa ngokuthi i- Zuurbraak), esiFundeni sase- Weenen"	T9331/1996 T2623/1975 lamhla zingama-25 kuNhlolanja 1975 T7586/1957 lamhla zi-3 kuMandulo 1957 T14571/2004	S29 04.471 E29 57.410

9. I-Settler Cottage, ku-87 Lorne Street, eMtshezi	iNdawo eyiGugu	iSiza 126 esiselokishini laseMtshezi	T44964/2001 T5737/1951 lamhla ziyi-18 kuNtulikazi 1951 no T4191/1969 langoNdasa 1969 (indima 2)	S29 00.681 E29 52.639
10. I-Bartle House, St Gregory College, esiFundeni saseMtshezi	iNdawo eyiGugu	iSiza 139 esise-Frere	T40169/2004 T15232/1990 lamhla ziyi-13 kuNhlangulana 1990	S28 53.575 E29 46.549
11. I-Hattingsvlakte 2829DD19 no-22, iPulazi i-Hatting Vlake 5865, esiFundeni saseMtshezi	iNdawo eyiGugu	iNsalela yePulazi i-Hattings Vlake 5865, esiFundeni sase-Weenen	T66910/2002 T9335/1969 lamhla zingama-30 kuNhlabha 1969	S28 50.833 E29 46.795
12. I-Ambleside Military Cemetery/ National Garden ye-Remembrance	iNdawo eyiGugu	iNgxenywe 18 (ka 6) yepulazi i-Varkens Fontein 1138, esiFundeni sase-Weenen	T3644/1997 T9572/1966 lamhla zi-5 kuNcwaba 1966	S28 44.495 E29 47.494
13. I-Coolamgaouse Building, ku-Retief Street, e-Weenen	iNdawo eyiGugu	(a) iNgxenywe 1 seSiza 66 (b) iNgxenywe 2 yeSiza 66, eselokishini lase-Weenen	T16792/1995 no T16791/1995 T4743/1952 lamhla ziyi-16 kuNhlangulana 1952	S28 51.157 E30 05.091
14. I-Abdoolgafoor Goolamsahib Arabian Merchant, ku-Retief Street, e-Weenen	iNdawo eyiGugu	(a) iNgxenywe 1 seSiza 66 (b) iNgxenywe 2 seSiza 66, eselokishini lase-Weenen	T16792/1995 no T16791/1995	S28 51.157 E30 05.105

3. UMasipala weNdawo yasoKhahlamba

Indawo eyiGugu	iNdawo eyiGugu (isigaba 44)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
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	iNdawo enoMlando yesiFundazwe (isigaba 45)			
1. I-Spioenkop Battlefield, ePulazini i-Rhenoster Fontein 1051	iNdawo enoMlando yesiFundazwe	iNgxenywe 11 (ka 2) yepulazi i- Rhenoster Fontein No.1051, esiFundeni sase- Klip River uMdwebo SG 1764/1976	T3552/1977 lamhla zingama-23 kuNhlolanja 1977	S28 38.940 E29 31.164
2. uMgede waseMhlwazini 2829CD57, ePulazini i- Solarcliffs 11454	iNdawo enoMlando yesiFundazwe	iNgxenywe yepulazi i-Solarcliffs 11454, esiFundeni sase- Bergville	T2758/1963 lamhla zingama-29 kuNdasa 1963	S28 43.534 E29 18.534 28° 57' 20.9412"S 29° 16' 53.958"E
3. I-Anglo-Boer War Blockhouse, ku-Sharrat Street, e-Bergville	iNdawo enoMlando yesiFundazwe	iSiza 233 esise-Bergville iNgxenywe A ye-Kelinewaterval, Bergville	T15792/1977 T47/1895	S28 44.099 E29 22.305 28° 43' 49.728"S 29° 21' 4.3272"E
4. I-Retief's Pass, ePulazini i-Scheepers Hoek 11337 kanye ne-Bethel 2186	iNdawo eyiGugu	iNgxenywe yomhlaba ohlukanisiwe A yepulazi i- Scheepers Hoek 11337 kanye neNgxenywe yeNsalela yepulazi i-Bethel 2186, esiFundeni sase- Klip River, njengoba kukhonjisiwe kuMdwebo womhlaba womuntu osetshenziswa ngesivumelwano SG 4122/1975 kanye no SG 4123/1975	T29933/1995 T14024/1982 T3190/1987 T33693/2001 T4888/1979 T14742/1971 lamhla zingama-26 kuNcwaba 1971 1716/1942 lamhla zi-2 kuMbasa 1942	S28 27.540 E29 14.287 28° 34' 0.0012"S 29° 9' 29.9988"E
5. uMgoduyanuka 2829CB6, ePulazini i-Zuur Lager 1040	iNdawo eyiGugu	iNgxenywe 8 (manje osekuyiNsalela) yepulazi i- Zuurlager 1040, esiFundeni sase- Bergville	T37174/1994 T12133/1963 lamhla ziyi-6 kuZibandlela 1963	S28 41.010 E29 13.131

J. UMasipala wesiFunda saseMzinyathi (DC 24), owasungulwa yiSaziso sesiFundazwe No. 344 samhla ziyi-19 kuMandulo 2000, ngemva kwalokho esachitshiyelwa yiSaziso sesiFundazwe No. 462 samhla lu-1 kuZibandlela 2000, yiSaziso sesiFundazwe No. 501 samhla zingama-29 kuZibandlela 2000, yiSaziso sesiFundazwe No. 97 samhla ziyi-15 kuNdasa 2001, yiSaziso sesiFundazwe No. 135 samhla ziyi-12 kuMbasa, 2001, yiSaziso sesiFundazwe No. 299 samhla ziyi-13 kuNcwaba 2001, yiSaziso sesiFundazwe No. 388 samhla ziyi-11 kuMfumfu 2001, yiSaziso sesiFundazwe No. 461 samhla ziyi-13 kuZibandlela 2001, yiSaziso sesiFundazwe No. 131 samhla zingama-25 kuMbasa 2002, yiSaziso sesiFundazwe No. 468 samhla zi-4 kuZibandlela 2002 kanye neSaziso sesiFundazwe No. 494 samhla zingama-30 kuNhlangulana 2003.

1. UMkhandlu weNdawo yaseNdumeni

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Ryley's Hill, ku-79 Karel Landman Street, e-Dundee	iNdawo enoMlando yesiFundazwe	iNgxenywe yeSiza 1 se-Townlands of the Govt Extension yase-Dundee Proper	T2025/1938 lamhla zi-5 kuNhlabha 1938	S28 09.800 E30 13.087 28° 9' 48.2364"S 30° 13' 15.0636"E
2. Thornley Homestead, ePulazini i- Dundee 4339	iNdawo enoMlando yesiFundazwe	iNgxenywe B 727 yepulazi i-Dundee 4339, esiFundeni sase-Klip River (manje esiyiNgxenywe ehlanganisiwe 728)	T2658/1985 T14599/1979 lamhla ziyi-18 kuMandulo 1979	S28 08.829 E30 15.766
3. ITalana Battlefield, iPulazi i- Dundee 4339	iNdawo eyiGugu	iNsalela yeNgxenywe 348 epulazini i-Dundee 4339	T14679/1970	S28.155.817 E30. 260008
4. Inkantolo kaMantshi kanye neSiteshi samaPhoyisa, ku-Gladstone (ekhoneni lika-Beaconsfield)	iNdawo enoMlando yesiFundazwe	iSiza 1374 i-Dundee Townlands	T13250/1995	S28 09.725 E30 14.059 28° 9' 43.6536"S 30° 14' 2.2848"E

Street, e-Dundee				
5. I-Dundee High School, ku-Tatham Street, e-Dundee	iNdawo enoMlando yesiFundazwe	iSiza 1335 esise-Dundee	T2612/1904 lamhla zi-2 kuLwezi 1904	S28 10.085 E30 13.672 28° 10' 6.2832"S 30° 13' 37.2144"E
6. I-Old Swedish Mission, ku-77 McKenzie Street, e-Dundee : Wesleyan Church	iNdawo eyiGugu	iSiza 3981 (kusukela kwiSiza 1201 no 1202), esiselokishini lase-Dundee,	T928/1987 T16679/1974 lamhla zingama-25 kuMandulo 1974 (izindima 6 no 7)	S28 10.038 E30 14.099
7. I-Judith Dutch Reformed Church kanye ne-Cemetery, ePulazini i-Paddafontein	iNdawo eyiGugu	iNgxenywe A yepulazi i-Paddafontein (No. 3214) singaphansi koMsinga esiFundeni sase-Klip River	T31685/1997 T1240/1919 lamhla zingama-26 kuMbasa 1919	S28 20.430 E30 20.677
8. I-Coniston, ku-5 Harvey Place, e-Dundee	iNdawo eyiGugu	iNgxenywe 10 yeSiza 2160 esise-Dundee	T13023/2002 T55976/1986 lamhla ziyi-9 kuMfumu 1986	S28 09.395 E30 13.829 28° 9' 24.1704"S 30° 13' 49.1952"E
9. I-Pearson House, ku 46 Tatham Street, e-Dundee	iNdawo eyiGugu	iNsafela yeSiza 1338 esiselokishini lase-Dundee	T31240/1983 lamhla lu-1 kuZibandlela 1983	S28 10.105 E30 13.725 28° 10' 3.9144"S 30° 14' 5.5176"E
10. I-Old Boswell's Store, ku-74 Gladstone (ekhoneni lika-Beaconsfield) Street, e-Dundee	iNdawo eyiGugu	iSiza 616, esise-Dundee	T26587/1998 lamhla ziyi-13 kuMfumu 1988	S28 09.726 E30 14.074 28° 9' 43.5564"S 30° 14' 5.5176"E
11. I-Apostolic Faith Mission Church, ku-17 Gray Street, e-Dundee	iNdawo eyiGugu	iSiza 579, esise-Dundee	T8016/1994 T1132B/1976 lamhla zi-5 kuNtulikazi 1976	S28 09.538 E30 14.104

12. I-The Hollies, kusuka ku-29 kuya ku-31 e-Union Street, e-Dundee	iNdawo eyiGugu	iSiza 4335, esise-Dundee	T14460/1998	S28 09.586 E30 13.844
13. I-Karel Landman House, ePulazini i-Uithoek 1335	iNdawo eyiGugu	"egcekeni" lepulazi i-Uithoek No.1335, esiFundeni sase-Klip River	T31823/1991	S28 14.204 E30 08.044

2. UMkhandlu weNdawo yaseNquthu

Indawo eyiGugu	iNdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. Isandlwana Battlefield	iNdawo enoMlando yesiFundazwe	uMdwebo S.G. 549/1972 okwi-Reserve 18, No. 7638, esiFundeni saseNquthu, eZululand	P.T.O. iNkomba yeFayela No. 9/5/15/20 kanye no 21 yango 1994	S28 21.449 E30 39.261 28° 21' 14.4468"S 30° 39' 10.4004"E
2. I-Prince Imperial Memorial	iNdawo eyiGugu	i-Native Reserve No.18, e-Zululand (No. 7638)	P.T.O. iNkomba yeFayela No. 9/5/15/15 yamhla ziyi-19 kuMbasa 1994	S28 07.733 E30 47.942 28° 7' 55.4412"S 30° 47' 49.182"E

3. UMkhandlu weNdawo yaseMsinga

Indawo eyiGugu	iNdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. IShiyane/Rorke's Drift Battlefield,	iNdawo enoMlando yesiFundazwe	iNgxenye yepulazi i-Mchjeane 2254,	T11007/1981	S28 21.274 E30 32.259

iPulazi i-Oscarsberg 2254		ese-Klip River (eyaziwa ngokuthi i-Oscarsberg) iBalazwe SG 4104/1973		28° 20'58.0128"S 30° 32' 36.114"E
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4. UMkhandlu weNdawo yaseMvoti

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-General Louis Botha's Birthplace, e-Greytown	iNdawo enoMlando yesiFundazwe	iNgxenywe B ka G wase- Hartebeest Vlagte No.1355, esiFundeni sase- Mvoti (manje esiyiNgxenywe 31 ka 1355)	T1504/1940 lamhla zingama- 29 kuNcwaba 1930	S29 05.531 E30 36.546
2. I-Greytown Museum, ku-68 Scott (ekhoneni lika-Durban) Street, e-Greytown	iNdawo enoMlando yesiFundazwe	iNgxenywe 1 yeSiza 138 kanye neNgxenywe 1 leSiza 139 eLokishini lase-Greytown (manje ehlenganiswe yaba iSiza 1145)	T144553/1986 T3639/1974 langoNhlolanja 1974 (izindima 1 no 2)	S29 03.910 E30 35.176 29° 3' 54.4356"S 30° 35' 9.1428"E
3. I-Town Hall, kusuka ku-37 kuya ku-47 Bell (ekhoneni lika- Pine) Street, e-Greytown	iNdawo enoMlando yesiFundazwe	iSiza 407 esise-Greytown	Ayikho umhlaba kaHulumeni i-Crown Grant 5695/1898, lamhla ziyi-15 kuNdasa 1898	S29 03.420 E30 35.510 29° 3' 34.02"S 30° 35' 34.9584"E
4. I- Hermannsburg Mission Houses, i-Hermannsburg School, e-Hermannsburg	iNdawo eyiGugu	iNsalela yepulazi lase- Perseverance 1324 eduze kwase-Kranskop, ngaphansi kwesiFundazwe saseNatali	T54638/2000 T92/1885 lamhla ziyi-10 kuNhlolanja 1885	S29 02.495 E30 47.928 29° 2' 28.59"S 30° 47' 50.9208"E

5. I-Ruins of Fort Ahrens, iPulazi i-Perseverance 1324, e-Hermannsburg	iNdawo eyiGugu	iSiza A sepulazi i-Perseverance, esiFundeni saseMvoti, esiFundazweni saseNatali	T1613/1995 T197/1925 lamhla zingama-22 kuMasingana 1925	S29 01.707 E30 43.859 29° 1' 10.992"S 30° 46' 49.008"E
6. I-Hermannsburg Lutheran Church, e-Hermannsburg	iNdawo eyiGugu	iNgxenywe 29 yepulazi i-Perseverance 1324 esiFundeni saseMvoti	T18534/1969 lamhla ziyi-9 kuMfumfu 1969	S29 02.526 E30 47.547 29° 2' 33.4032"S 30° 47' 32.8812"E
7. I-Balmoral Farmhouse kanye ne-Stables, eduze kwase-Rietvlei, esiFundeni saseMvoti	iNdawo eyiGugu	iNsalela yepulazi i-Balmoral 13347, esiFundeni saseMvoti	T7166/2004 T5663/1980 lamhla ziyi-17 kuNdasa 1980 (indima 3)	S29 11.579 E30 16.663 29° 9' 3.5748"S 30° 45' 0.81"E
8. I-Bhambatha Memorial, esifundeni saseMvoti	iNdawo eyiGugu	iPulazi i-Duiker Hoek (ebuye yaziwe njenge-Ambush Rock)	No. 3283 SG	28° 54' 45"S 30° 33' 25"E 00032830 0009

K. UMasipala wesiFunda saseMgungundlovu (DC 22), owasungulwa yiSaziso sesiFundazwe No. 352 samhla lu-1 kuZibandlela 2000, ngemva kwalokho esachitshiyelwa yiSaziso sesiFundazwe No. 462 ziyi-19 kuZibandlela 2000, yiSaziso sesiFundazwe No. 501 samhla zingama-29 kuZibandlela 2000, yiSaziso sesiFundazwe No. 97 samhla ziyi-15 kuNdasa 2001, yiSaziso sesiFundazwe No. 135 samhla ziyi-12 kuMbasa, 2001, yiSaziso sesiFundazwe No. 299 samhla ziyi-13 kuNcwaba 2001, yiSaziso sesiFundazwe No. 461 samhla ziyi-13 kuZibandlela 2001, yiSaziso sesiFundazwe No. 257 samhla ziyi-11 kuNtulikazi 2002, yiSaziso sesiFundazwe No. 350 samhla ziyi-19 kuMandulo 2002, yiSaziso sesiFundazwe No. 468 samhla zi-4 kuZibandlela 2002 yiSaziso sesiFundazwe No. 494 samhla zingama-30 kuNhlanguvana 2003 kanye neSaziso No. 1261 samhla ziyi-7 kuMfumfu 2004.

1. UMkhandlu weNdawo uMngeni

Indawo eyiGugu	INdawo eyiGugu (isigaba 44)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
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	iNdawo enoMlando yesiFundazwe (isigaba 45)			
1. I-Howick Waterfall, ku-Falls View Drive, e-Howick	iNdawo enoMlando yesiFundazwe	uMdwebo oyisiKhumbuzo se-Howick Falls njengoba ukhonjiswe kuMdwebo S.G. No.5325/51 wamhla zingama-21 kuMandulo 1951 (ingxenywe okwahoxiswa ukumenyezela kwayo ngokuhamba kwesikhathi) – iNgxenywe yeTownlands	G9118/1917	S29 29.192 E30 14.306 29° 29' 12.6096"S 30° 14' 18.6972"E
2. Isigcinamagugu sase-Howick (ku-Old Howick Clinic), ku- 24 Morling Street, e-Howick	iNdawo enoMlando yesiFundazwe	iNsalela yeSiza 7, esise-Howick	T7385/1977 lamhla zingama-27 kuNhlaba 1977	S29 29.326 E30 13.629 29° 29' 13.3512"S 30° 13' 53.9184"E
3. I-Cedara College, ipulazi Driefontein 952, esiFundeni sase-Lions River District: e-Old Hostel Building	iNdawo enoMlando yesiFundazwe	iNsalela yeNgxenywe 1 yeDriefontein 952, esiFundeni saseMgungundlovu	T1630/1902 lamhla zinyi-10 kuNtulikazi 1902 (indima 1)	S29 31.645 E30 16.019 29° 32' 51.8028"S 30° 16' 0.0264"E
4. I-Owthorne House, ePulazini i-Bosch Hoek 973, esiFundeni sase-Lions River	iNdawo enoMlando yesiFundazwe	iNgxenywe A yepulazi i-Bosch Hoek 973, esiFundeni saseMgungundlovu	T3189/1947 lamhla zingama-29 kuMbasa 1947 (indima 1)	S29 28 E30 16
5. I-St John's Gowrie Presbyterian Church, ku-Nottingham Road, esiFundeni sase-Lions River	iNdawo eyiGugu	iNgxenywe 132 (enophawu u-A) yepulazi i-Gowrie No.1930	T36569/2000 T544/1886 lamhla 19 kuLwezi 1886	S29 21.232 E29 59.783 29° 21' 17.2404"S 29° 59' 44.3508"E
6. I-Tweedie Hall,	iNdawo	iNgxenywe yepulazi	T39418/2002	S29 29.338

ePulazini i-Tweedie Hall 11880, esiFundeni sase-Lions River	eyiGugu	i-Tweedie Hall 11880, esiFundeni saseMgungundlovu		E30 10.593
7. I-Tweedie Research Station, ePulazini i-Riversdale 950, esiFundeni sase-Lions River	iNdawo eyiGugu	iNgxenywe 404 yepulazi i-Allemans' Drift 950 (manje osekuyi-Riversdale 950), e-Midmar Indawo eLawulwayo, esiFundeni saseMgungundlovu	T16382/1997 T18572/1972 lamhla 20 kuZibandlela 1972	S29 28.572 E30 11.628 29° 28' 41.5092"S 30° 11' 10.7916"E
8. I-Fairfell Farmstead, ku-Shafton Road, e-Howick	iNdawo eyiGugu	iNgxenywe 2 yeSiza 755, esise-Howick	T33539/2003 T33109/1983 lamhla zingama-21 kuZibandlela 1983	S29 28.722 E30 14.388
9. I-Aird Farmhouse, esiFundeni sase-Lions River	iNdawo eyiGugu	iNsalela yeNgxenywe 31 yepulazi i-Petrusstroom 954	T32907/1999	S29 32.256 E30 05.458 29° 32' 15.6012"S 30° 5' 27.8916"E
10. I-Mandela Capture Site	iNdawo enoMlando yesiFundazwe	iNgxenywe 1 yePulazi i-Little Grange No. 17249	T36218/2012	29° 28 07.9 S 30° 10 10 5 E

2. UMkhandlu weNdawo yaseMkhambathini

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. UMhlathuzana Rock Shelter 2930DD98, ePulazini i-Kirkfalls 14227	iNdawo enoMlando yesiFundazwe	iNgxenywe 27 yepulazi i-Kirkfalls 14227 esiFundeni saseMkhambathini	T11709/1990 lamhla ziyi-15 kuNhlaba 1990	S29 48.280 E30 45.220 29° 48' 26.1252"S 30° 45' 20.6856"E
2. ILokishi lase-Cycads Monteseel	iNdawo eyiGugu	iTshe le siKhumbuzo elise-Monteseel Cycads, kwa B epulazini i-Kafirdrift No. 906,	T16541/1895	S29 44.183 E30 41.140 29° 44' 9.5172"S 30° 41' 9.2832"E

		esiFundeni saseMgungundlovu uMdwebo S.G. No. 5799/51 lamhla zingama-20 kuMandulo 1951		
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3. UMkhandlu weNdawo yaseMshwathi

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
I-Lutheran Church, e-New Hanover	iNdawo enoMlando yesiFundazwe	iNgxenywe 33 yepulazi i-Mooiplaats, No.1315, iNgxenywe enophawu u-C yepulazi i-Mooiplaats	T3723/1990 T427/1859 langoMfumfu 1859	29° 21' 20.574"S 30° 31' 24. 2364"E

4. UMkhandlu weNdawo yaseMpofana

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Helen Bridge, i-Weston, esiFundeni sase-Mooi River	iNdawo enoMlando yesiFundazwe	iNgxenywe yomhlaba obizwa nge- Helen Bridge, oyingxenywe ye- Townlands yase-Mooi River esiFundeni sase-Weenen i-Crown Grant lamhla zi-5 kuZibandlela 1927	G11102/1927 i-Crown Grant lango-Zibandlela 1927	S29 21.477 E30 33.761 29° 12' 18.3636"S 30° 0' 5.55944"E
2. I-Military Cemetery/I- National Garden	iNdawo enoMlando yesiFundazwe	iSiza 432, esise-Mooi River	T11102/1927 lamhla zi-5 kuZibandlela	S29 13.038 E30 00.729

of Remembrance, <i>esiFundeni</i> sase-Mooi River			1927	29° 13' 0.6888"S 30° 0' 41.958"E
3. I-Weston Agricultural College: e-Doctor's Quarters	iNdawo eyiGugu	iPulazi i-Weston Training School 13981, <i>esiFundeni</i> sase-Weenen	G5/1954	S29 12.815 E30 02.112
4. I-Weston Agricultural College: e- Commandant's House	iNdawo eyiGugu	iPulazi i-Weston Training School 13981, <i>esiFundeni</i> sase-Weenen	G5/1954 lamhla zingama- 21 kuMasingana 1954	S29 12.815 E30 02.114
5. I-St Theresa Roman Catholic Church	iNdawo eyiGugu	iNgxenywe 1 yeSiza 2, esise-Mooi River, iNgxenywe A yeSiza 89 sepulazi elise- Mooi River	T3246/1922 lamhla ziyi-6 kuMandulo 1922	S29 12.437 E29 59.361 9° 12' 26.676"S 29° 59' 21.8148"E

5. UMkhandlu weNdawo yaseMpendle

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Collingham Shelter 2929BD, ePulazini i-FP36 7648, <i>esiFundeni</i> saseMpendle	iNdawo eyiGugu	iPulazi FS No. 17537 (phambilini elaliyinsalela yepulazi FP.37 No.7649	T588/2002 T14577/1986 lamhla zingama-25 kuNtulikazi 1986	S29 38.217 E29 40.614 29° 47' 44.9988"S 29° 27' 34.9992"E

6. UMkhandlu weNdawo yaseRichmond

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Blarney Cottage, iPulazi i-Dunbar Estate 1478, <i>esiFundeni</i>	iNdawo enoMlando yesiFundazwe	iNgxenywe 2 yepulazi i-Farm Dunbar Estate 1478, <i>esiFundeni</i>	T23889/1993 T605/1982 lamhla ziyi- 12 kuMasingana	S29 50.857 E30 12.270 29° 50' 44.4552"S 30° 12' 20.9628"E

sase-Richmond		sase-Richmond	1982	
2. IPulazi i-Dunbar Estate 1478: eNdaweni yezoKongiwa esiFundeni sase-Richmond	iNdawo enoMlando yesiFundazwe INDAWO YEZOKONGIWA KWAMAGUGU	iNsalela yeNgxenywe 2 yePulazi i-Dunbar Estate No.1478, IsiGaba sokuBhaliswa ngu-FT, eNatali	T20136/2001	S29 52.221 E30 22.329 SAHRIS GP
3. I-Richmond kanye nesiGcinama- gugu sesiFunda i- Byrne, ku-46 Victoria (ekhoneni lika- Chilley) Street, e-Richmond	iNdawo enoMlando yesiFundazwe	iSiza 219 esise-Richmond	T24294/1981 lamhla z-2 kuMfumfu 1981	S29 52.326 E30 16.212 29° 52' 31.980"S 30° 16' 41.3544"E
4. I-Carnarvon Masonic Lodge, ku-57 Russel Street, e-Richmond	iNdawo eyiGugu	iSiza 272, esiselokishini lase-Richmond	T30368/1998 T262/1882 lamhla zingama-22 kuNdasa 1982	S29 52.159 E30 16.366 SAHRIS GPS 29° 52' 9.3324"S 30° 16' 22.584"E
5. I-Lynmouth Glacial Pavement, ePulazini i- Hopewell 881, esiFundeni sase-Richmond	iNdawo eyiGugu	iNsalela yepulazi i- Hopewell 881, esiFundeni sase-Richmond	T17263/1969 lamhla ziyi- 19 kuMandulo 1969	S29 48.941 E30 24.502
6. I-Baynesfield Estate: e-Baynes House	iNdawo eyiGugu	iNsalela yepulazi i-Nels Rust 849, esiFundeni sase-Richmond	T223/1879	S29 45.892 E30 20.190 29° 45' 55.6488"S 30° 20' 26.5884"E
7. I-Baynesfield Estate: e-Old Nel's Rust Dairy	iNdawo eyiGugu	iNsalela yepulazi i-Nels Rust 849, esiFundeni sase-Richmond	T223/1879 lamhla zingama-28 kuNdasa 1879	S29 45.892 E30 20.190 29° 45' 55.6488"S 30° 20' 26.5884"E
8. I-Baynesfield Estate: e-First Cattle Dip	iNdawo eyiGugu	iPulazi i-Meyer's Hoek 847, esiFundeni sase-Richmond	T47900/2000	S29 45.892 E30 20.190 29° 45' 55.6488"S 30° 20' 26.5884"E
9. I-Baynesfield Estate: e-Joseph Baynes Mausoleum	iNdawo eyiGugu	iNgxenywe yepulazi i-Nel's Rust 849, esiFundeni	T223/1879 T24294/1981 lamhla zi-2 kuMfumfu	S29 45.892 E30 20.190 29° 45' 55.6488"S 30° 20' 26.5884"E

		sase-Richmond	1981	
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7. UMkhandlu weNdawo yaseMsunduzi

Indawo eyiGugu	INdawo eyiGugu (isigaba 44) iNdawo enoMlando yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. I-Church of the Covenant, Vow, ku-Church Street, eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNgxenye 1 yeSiza 2534 kanye neNgxenye 1 yeSiza 2571, eziseMgungundlovu	T4092/1936 lamhla ziyi-14 kuMfumfu 1936 kanye no T12924/1966 lamhla ziyi-11 kuMfumfu 1966	S29 35.937 E30 22.968 29° 35' 56.4324"S 30° 22' 56.3448"E
2. I-Old Government House, ku-1 Langalibalele Street, eMgungundlovu	iNdawo enoMlando yesiFundazwe	(a) iNsalela yeSiza 2501, iSiza 1 kanye (b) neNsalela yeSiza 2502, iSiza 2 eziseMgungundlovu	T350/1853	S29 36.654 E30 22.218
3. I-Old Natal Houses of Parliament, ku-244/245 Langalibalele, eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNsalela yeSiza 2569, iSiza 25 esiseMgungundlovu	G20/1955 S.G. 2916/1966 yaklanywa uMklami HH Isherwood ngoMfumfu 1966	S29 36.654 E30 22.787 Kuginiseki-swe ngokwe-GPS SAHRIS Google Maps 29° 36' 10.8576"S 30° 22' 46.1748"E
4. I-Old Voortrekker Road, ku-World's View Road, eMgungundlovu	iNdawo enoMlando yesiFundazwe	"i-World's View", iNgxenye yeSiza 10 000, esiseMgungundlovu (eyayaziwa nge-Townlands)	i-Crown Grant 1687	S29 35.079 E30 19.932 29° 35' 4.5528"S 30° 19' 56.0928"E
5. I-City Hall, ku-260 Commercial (ekhoneni lika-Church), eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNgxenye yeNsalela ye- "Market Square" eseMgungundlovu (manje osekuyiSiza 2526) eyaqedwa ngo 1893,	T3502/1928 lamhla ziyi-18 kuNcwaba 1928	S29 36.089 E30 22.781

		yacekelwa phansi umlilo ngo 1898 iSaziso sikaHulumeni 913 samhla ziyi-6 kuNhlangulana 1969 ngalokhu siyachithwa		
6. I-Old Longmarket Street Girls' School (kwisiGcinama- gugu i-Voortrekker), ku- 351 Longmarket (ekhoneni lika- Boshoff) Street, eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNsalela yeSiza 35, esiseMgungundlovu (manje osekuyiSiza 2535)	T426/1874 lamhla ziyi-11 kuNcwaba 1874	29° 35' 58.1568"S 30° 23' 1.1222"E
7. I-Clark House kanye ne-Victoria Hall, e-Maritzburg College, ku- Collage Road, eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNsalela yeSiza 80 e-Townlands esiseMgungundlovu	T23352/1999 T98/1862 lamhla ziyi-19 kuNhlolanja 1862	S29 37.036 E30 22.925 29° 36' 58.4316"S 30° 22' 46.6788"E
8. I-Publicity House, ku-117 Chief Albert Luthuli Road (ekhoneni lika-Langalibalele), eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNgxenye 1 yeSiza 2526 esiseMgungundlovu iNgxenye A ye- "Market Square" I-Crown Grant 12509/1935 lamhla ziyi-12 kuNhlolanja 1935	T12509/1935	S29 36.155 E30 22.810
9. I-Old Presbyterian Church, ku-252 Church Street, eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNsalela yeSiza 24A, ku-Langalibalele Street, esiseMgungundlovu	T1112/1986 T471/1943 lamhla zi-3 kuNhlolanja 1943	S29 36.133 E30 22.722
10. Isigcinamagugu i-Voortrekker House, ku-333 Boom Street (ekhoneni lika- Claybourne), eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNsalela yeNgxenye 2 ka D ku-333 Boom Street, eseMgungundlovu	T9014/1975 lamhla ziyi-18 kuNhlangulana 1975	S29 35.766 E30 22.679
11. I-Russell High School, ku-127 Hoosen Haffjee Street (ekhoneni	iNdawo enoMlando yesiFundazwe	iSiza 13, iZiza 2, 3, 4 kanye neNsalela yeSiza 14 kanye neNsalela yeSiza	T1117/1910 T455/1910	S29 36.156 E30 22.297

Iika-Peter Kerchoff, eMgungundlovu		15, ku-Hoosen Haffejee Street eziseMgungundlovu, (manje osekuyiSiza 2213, 2214 neziNgxenywe 2215)		
12. I-Old YMCA Building, ku-195 Langalibalele Street, eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNgxenywe 2 yeSiza 19, esiseMgungundlovu	T3979/1942 lamhla lu-1 kuNcwaba 1942	S29 36.282 E30 22.668 29° 36' 15.8364"S 30° 22' 38.8848"E
13. I-Natal Botanical Gardens (kanye ne-Plane Tree Avenue), eMgungundlovu	iNdawo enoMlando yesiFundazwe	(a) iNsalela yeSiza 212 kanye (b) neNsalela yeNgxenywe 26 ye- Exchange of the Ordinance Land, yoMhlaba, eziseDolobheni lase-Mgungundlovu	T18945/1970 lamhla zingama- 23 kuLwezi 1970 (izindima 1 no 2)	S29 36.268 E30 20.874 29° 36' 27.27"S 30° 20' 47.6376"E
14. I-Girls' High School, ku-186 Alexander Road, Pelham, eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNsalela yeNgxenywe 6 yeSiza 374, esiseMgungundlovu	T4661/1966 lamhla zingama- 25 kuMbasa 1966 T63551/2005	S29 37.602 E30 23.109 29° 37' 28.2684"S 30° 23" 5.856"E
15. I-Old Natal University Central Block, ku-King Edward Avenue, eMgungundlovu	iNdawo enoMlando yesiFundazwe	(i) iNgxenywe yeSiza 20 yeSiza 1913 (ii) iNgxenywe 74 yeSiza 1913 eziseMgungundlovu	(i) T920/1923 (T35521/2006) (ii) T1865/1915 (T35523/2006) (iii) T391/1910 lamhla zi-4 kuMbasa 1910	S29 37.276 E30 23.744
16. I- Main Post Office, ku-232 Langalibalele Street, eMgungundlovu	iNdawo enoMlando yesiFundazwe	ikwiNgxenywe yeNsalela yeSiza 22 esaziwa (ngeSiza 2622) kanye neSiza 23, esaziwa (ngeSiza) 2623, eziseDolobheni laseMgungundlovu	T839/1899 lamhla lu-1 kuNtulikazi 1899 (izindima 1 no 2)	S29 36.209 E30 22.759 29° 36' 12.7872"S 30° 22' 45.6744"E
17. I-Reid's Building, ku-214 Langalibalele Street (ekhoneni Iika-Club Lane), eMgungundlovu	iNdawo eyiGugu	iNgxenywe 13 yeSiza 2621 (kusukela kwiNgxenywe 4, 5 no 6) yeSiza 2621 esiseMgungundlovu (a) iNsalela	T14266/1996 T7910/1968 lamhla ziyi-12 kuNhlangulana 1968 (izindima 1, 2 no	S29 36.234 E30 22.733 29° 36' 14.778"E 30° 22'

		yeNgxenywe E ku 21 Loop Street (b) iNgxenywe D ku 21 Loop Street (c) iNgxenywe 1 ka E ku 21 Loop Street	3) (imvume 2.1)	42.9888"E
18. I-Old Remedial Model Primary School, ku-310 Jabu Ndlovu Street, eMgungundlovu	iNdawo enoMlando yesiFundazwe	(i) iSiza 2731 (ii) iNgxenywe 2 yeSiza 2730 kanye (iii) neNgxenywe 3 yeSiza 2730, eziseDolobheni laseMgungundlovu	T816/1864 T815/1864	S29 36.121 E30 23.012 29° 36' 8.244"S 30° 23' 1.59"E
19. I-Town Hill Hospital, ku-Town Bush (ekhoneni lika-Hyslop) Road, eMgungundlovu : i-Old Victorian kanye ne-Old North Park Buildings	iNdawo enoMlando yesiFundazwe	"... isiqeshana esithile somhlaba esaziwa ngokuthi i-Kingsbury" (manje esesaziwa ngokuthi iSiza 1860), esiseMgungundlovu	T1585/1916 lamhla ziyi-11 kuNcwaba 1916	S29 35.404 E30 22.288 29° 35' 17.232"S 30° 22' 13.3068"E
20. I-Old Pentrich Railway Station, ku-Woods Road, eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNsalela yeNgxenywe 1 yeSiza 198, esiseMgungundlovu	T2741/1905 lamhla ziyi-15 kuZibandlela 1905	S29 38.109 E30 22.443 29° 38' 4.812"S 30° 22' 27.8688"E
21. I-Scottsville Primary School, ku-King Edward Avenue, eMgungundlovu	iNdawo enoMlando yesiFundazwe	Sikule siza: (i) iSiza 74 esisendaweni yase-Scottsville e-Townlands eMgungundlovu, esiFundazweni saseNatali, engamaskwe-mitha ayi-8 867 (izinkulungwane eziyisishiyagalo-mbili namakhulu ayisithupha namashumi ayisithupha nesikhombisa) iTayitela lokuDluliselwa 1865/1915 lamhla zi-5 kuLwezi	T11748/1970 T920/1923 lamhla zingama-21 kuNdasa 1923	S29 36.899 E30 23.964 29° 36' 53.244"S 30° 23' 58.8372"E

		1915; kanye (ii) neNsalela yeSiza 20 esisendaweni yase-Scottsville e-Townlands eMgungundlovu, esiFundazweni saseNatali, engamahektha ayi-10 588 Isiza 1353 esiseMgungundlovu		
22. I-Old Harward Boys School, ku-Havelock Road, eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNgxenye D ye-Outspan No. 3 esise-Himeville	T3959/2004	S29 36.549 E30 22.031 29° 36' 32.4072"S 30° 22' 0.1344"E
23. I-Pietermaritzburg Central – (eSiteshini samaPhoyisa ku-Loop) Street, ku-Jabu Ndlovu Street (ekhoneni lika- Murray), eMgungundlovu	iNdawo enoMlando yesiFundazwe	iSiza 2623, esiseMgungundlovu	T839/1899 lamhla lu-1 kuNtulikazi 1899	S29 36.276 E30 22.808 29° 36' 16.8444"S 30° 22' 48.486"E
24. Isiteshi samaPhoyisa i--Alexandra Road 101, ku-Alexandra (ekhoneni lika-Lindup Road), eMgungundlovu	iNdawo enoMlando yesiFundazwe	(i) iNgxenye 5 ka 1 yeSiza 25, (ii) iNgxenye 13 ka 11 yeSiza 25, kanye (iii) neNsalela 11 yeSiza 25, eziseMgungundlovu	T38/1888 lamhla ziyi-8 kuNhlolanja 1888 T28/1897 lamhla ziyi-12 kuMasingana 1897 T680/1906 lamhla ziyi-11 kuMbasa 1906	S29 37.161 E30 23.203 29° 37' 8.706"S 30° 23' 14.4852"E
25. I-Fort Napier, ku-Devonshire Road, eMgungundlovu : e-Officers' Mess	iNdawo enoMlando yesiFundazwe	... ekwiNsalela yeSiza 3127 esiseMgungundlovu	T7095/1944 lamhla ziyi-11 kuMfumfu 1944 (imvume isekhasini 7)	S29 36.887 E30 21.998 29° 36' 45.2664"S 30° 22'

				10.5276"E
26. I-Fort Napier, ku-Devonshire Road, eMgungundlovu: St George's Garrison Church	iNdawo enoMlando yesiFundazwe	... ekwiNgxenye yeSiza 3127 esiseMgungundlovu iNgxenye A ye-Odinensi yoMhlaba esiFundeni saseMgungundlovu esiFundazweni saseNatali, eyi-1 578 ubukhulu	T7095/1944 T1913/1898 lamhla ziye-22 kuLwezi 1898	S29 36.881 E30 22.176 29° 36' 45.738"S 30° 22' 14.2536"E
27. I-Fort Napier, ku Devonshire Road, eMgungundlovu : Historic Core	iNdawo enoMlando yesiFundazwe	iNsalela yeSiza 3127 esiseMgungundlovu	T7095/1944 lamhla ziye-11 kuMfumfu 1944	S29 36.887 E30 21.998 29° 36' 46.4796"S 30° 22' 8.1696"E
28. I-Colonial Building, i-Old uMgeni Magistrate's Court kanye ne-Old Police Quarters, ku-241 Church Street (240 – 244 Pietermaritz no 122 Commercial Road), eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNgxenye 1 yeSiza 2424 esiseMgungundlovu	T281/1866	S29 36.115 E30 22.710 29° 36' 5.8788"S 30° 22' 40.5552"E
29. I-Old State Veterinary Laboratory: e-Allerton Laboratories, ku-458 Town Bush Road, eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNsalela yeSiza 13, esiseMgungundlovu	T1742/1897 lamhla ziye-18 kuLwezi 1897 (indima 1)	S29 34.527 E30 21.425 29° 34' 27.3432"S 30° 21' 18.4212"E
30. I-Tatham Art Gallery kanye ne-Adjacent Gardens, ku-Chief Albert Luthuli Road, eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNgxenye 1 yeSiza 2569 esiseMgungundlovu	T1112/1986 lamhla zingama-23 kuMasingana 1986	S29 36.139 E30 22.762 29° 36' 8.3988"S 30° 22' 45.4404"E
31. I-Old Supreme Court, ku-College Road, eMgungundlovu	iNdawo enoMlando yesiFundazwe	iNgxenye 7 yeSiza 80, esiseMgungundlovu	T5055/1993 lamhla zi-3 kuMbasa 1993	S29 37.093 E30 22.848
32. I-Old	iNdawo	iZiza 2778 kanye no	T148/1913	S29 36.360

Merchiston School Boarding Hostel, ku-231 Prince Alfred Street, eMgungundlovu	enoMlando yesiFundazwe	2779 eziseMgungundlovu		E30 23.028 29° 36' 25.8336"S 30° 22' 57.0576"E
33. I-Old St Mary's Anglican Church, ku-Commercial Road, eMgungundlovu (Old Grey's Chapel)	iNdawo enoMlando yesiFundazwe	(a) iSiza 80, esiku-Burger Street, eMgungundlovu	T1112/167	S29 36.310 E30 22.964 29° 36' 18.684"S 30° 22' 57.5328"E
34. I-Macrorie House, ku-11 Jabu Ndlovu Street (ekhoneni lika-Pine Street), eMgungundlovu	iNdawo eyiGugu	iSiza 2780 esiseMgungundlovu	T1112/1067 T8512/1966 lamhla ziyi-15 kuNtulikazi 1966	S29 36.698 E30 22.304 -29.611489 30.371847
35. I-Italian P.O.W. Church, ku-Epworth Road, eMgungundlovu	iNdawo eyiGugu	iSiza 1779 esiseMgungundlovu 1687	T11746/1998 lamhla ziyi-17 kuNhlaba 1977	S29 38.159 E30 24.710
36. I-Christian Science Church, ku-204 Chapel (ekhoneni lika-Loop) Street, eMgungundlovu	iNdawo eyiGugu	iNgxenywe 2 yeSiza 15, esiku-Burger Street, esiseMgungundlovu	T4448/1946 lamhla ziyi-18 kuNhlanguvana 1946	S29 36.445 E30 22.641 29° 36' 24.1128"S 30° 22' 37.7184"E
37. I-Overpark, ku-122 Jabu Ndlovu Street, eMgungundlovu	iNdawo eyiGugu	iNgxenywe 1 yeSiza 3014 esiseMgungundlovu	T18611/1998 T5348/1980 lamhla ziyi-12 kuNdasa 1980	S29 36.475 E30 22.602 29° 36' 29.8152"S 30° 22' 34.986"E
38. I-Sans Souci, ku-65 Trelawney Road, eMgungundlovu	iNdawo eyiGugu	iNgxenywe 1 yeSiza 1772, esiseMgungundlovu	T66887/2004 T5795/1980 lamhla ziyi-16 kuNdasa 1980	S29 38.180 E30 22.791
39. I-Wayland, ku 149 Pietermaritz Street, eMgungundlovu	iNdawo eyiGugu	iNgxenywe 5 (yeNgxenywe A yeSiza 14) yeSiza 2314 esiseMgungundlovu	T38463/2002 T14229/1971 lamhla ziyi-19 kuNcwaba 1971	S29 36.237 E30 22.423 29° 36' 13.896"S 30° 22' 23.9376"E
40. I-Butine House,	iNdawo	(a) iNgxenywe 6	T8694/2002	S29 36.234

ku-151 Pietermaritz Street, eMgungundlovu	eyiGugu	yeNgxenywe A yeSiza 14, yeSiza 2314 kanye (b) neNgxenywe 7 yeSiza 2315, iNgxenywe A yeSiza 15 eziseMgungundlovu	T1866/1977 lamhla ziyi-11 kuNhlotlanja 1977	E30 22.426 29° 36' 15.5664"S 30° 22' 25.626"E
41. I-Marian Villa, ku-282 Alexandra Road, eMgungundlovu	iNdawo eyiGugu	iNgxenywe 11 yeSiza 1232, esiseMgungundlovu	T29733/1993 T28045/1980 lamhla zingama-24 kuLwezi 1980	S29 37.769 E30 23.036 29° 37' 44.9688"S 30° 23' 2.7852"E
42. I-Old Satya Vardhak Sabha Crematorium, e-Cremorne Cemetery, eMgungundlovu	iNdawo eyiGugu	iNgxenywe yeNsalela ye-Townlands yaseMgungundlovu	Grant No. 1687/1877 lamhla ziyi-6 kuZibandlela 1877	S29 34.480 E30 24.023
43. U-238 Boom Street, e-Central, eMgungundlovu	iNdawo eyiGugu	iSiza 2269 esiseMgungundlovu	T19918/2005 T64355/1993 lamhla ziyi-19 kuNcwaba 1993	S29 35.906 E30 22.510 -29.599381 30.374585
44. I-Conservatoire de Hammerstein, ku-141 Alexandra Road, eMgungundlovu	iNdawo eyiGugu	iNsalela yeSiza 904 esiseMgungundlovu	(ingxenywe ye) S.S. 293 ka '94 D264 (iTayitela eliHlanganyele) T25191/1993 lamhla ziyi-14 kuMandulo 1993	S29 37.267 E30 23.191 -29.621126 30.386523 29° 37' 17.7132"S 30° 23' 12.4188"E
45. I-Norfolk Villa, ku-196 Jabu Ndlovu, eMgungundlovu	iNdawo eyiGugu	iNgxenywe 3 (ka 2) yeSiza 2719 esiseMgungundlovu	T28006/1992 lamhla zi-5 kuLwezi 1992	S29 36.345 E30 22.743
46. I-Dorchester House, ku-190 Loop Street, eMgungundlovu	iNdawo eyiGugu	iNgxenywe 5 yeSiza 2719/2519 esiseMgungundlovu	T1169/1986 T25191/1986 lamhla zingama-23 kuMasingana 1986	S29 36.346 E30 22.741 29° 36' 21.888"S 30° 22' 44.9868"E

UMkhandlu waseNkandla

Indawo eyiGugu	iNdawo eyiGugu (isigaba 44) iNdawo eyiGugu yesiFundazwe (isigaba 45)	Inombolo yeSiza/yePulazi	Incazelo yeTayitela	Ama-GPS coordinates
1. ITshe lesikhumbuzo likaSigananda Shezi Memorial	iNdawo eyiGugu	iPulazi i-Devondale No. 11039	GV395/11	28°30'45"S 30°54'20"E
2. ITshe lesikhumbuzo lika-Ndlela kaSompisi, esiFundeni saseNkandla	iNdawo eyiGugu	iNsalela yeNdawo yaseMakhaya No. 19SG No. 15839	NO 371/1994	28°43'30"S 30°55'45"E

IMEMORANDAMU

NGEZINHLOSO

ZOMTHETHOSIVIVINYO WESIKHUNGO SAMAFA NOCWANINGO SAKWAZULU-NATALI, 2017

1. ISANDULELO

UMthethosivivinyo uhlose ukwamukela ukusungulwa kwesiKhungo saMafa noCwaningo saKwaZulu-Natali esisha esihlongozwayo njengohlaka olulawula izindaba zamagugu esiFundazweni ngokwesigaba 23 soMthetho wezamaGugu futhi ufezekisa umbono wowayenguNdunankulu wokuhlanganisa Amafa aKwaZulu-Natali kanye noPhiko loMqondisi oMkhulu lwezamaGugu oluseHhovisi likaNdunankulu waKwaZulu-Natali ukuze kusungulwe isiKhungo esisemthethweni esingezukulawula futhi songe nje kuphela amagugu esiFundazwe, kodwa esizophinde senze ucwaningo olujwayelekile kanye nolunzulu ukuthola ulwazi futhi silethe izisombululo kwizinselelo ezikhona emkhakheni wezamaGugu esiFundazweni.

UMthethosivivinyo unquma izinhloso kanye nemisebenzi yesiKhungo esihlongozwayo kanye nendlela esizophathwa, esizolawulwa, esizohlinzekwa ngabasebenzi nesizoxhaswa ngezimali ngayo.

UMthethosivivinyo uhlose ukushabalalisa izinkinga okwahlangatshezwana nazo ngesikhathi kuqaliswa uMthetho wezamaGugu waKwaZulu-Natali, 2008 (uMthetho No. 4 ka 2008), kanye nokuqinisekisa ukuba semthethweni kwezinyathelo ezathathwa kanye nemisebenzi eyenziwa –

- (a) ngaphandle kokushicilelwa kwemithethonqubo yiLungu loMkhandlu oPhethe njengoba kuhlongozwe eMthethweni ka 2008;
- (b) nangaphandle kokubunjwa ngendlela efanele koMkhandlu wezamaGugu Amafa aKwaZulu-Natali ngokoMthetho ka 2008.

2. UKUCHAZWA KWESIGABA SOMTHETHO NGASINYE

Kafishane uMthethosivivinyo uhlinzekela lokhu okulandelayo:

Isigaba soMthetho 1:

Isigaba soMthetho 1 sichaza amagama asetshenziswe eMthethweni, ngenhloso yokunciphisa noma yokwandisa incazelo yalawo magama. Ngokwelesi sigaba

somthetho, lawo magama anikezwe incazelo uMthetho wezamaGugu kaZwelonke ayoba naleyo ncazelo.

Isigaba soMthetho 2:

Isigaba soMthetho 2 sihlizekela ukusetshenziswa kwalo Mthetho, futhi siphinde sishiye isikhala sokusetshenziswa koMthetho kaZwelonke, lapho izinhlinzeko zalo Mthetho zingasebenzi. Siphinde sicacise ukuthi uMthetho kumele ufundwe futhi uqaliswe ukusebenza kanye neMithethonqubo yesiKhungo saMafa noCwaningo saKwaZulu-Natali (iMithethonqubo).

Isigaba soMthetho 3:

Lesi sigaba soMthetho sibeka umthwalo wokulandela imigomo ejwayelekile okukhulunywe ngayo kwiNgxenywe 1 yeSahluko 1 soMthetho kaZwelonke, kwiLungu loMkhandlu oPhethe elibhekele ezamagugu kanye nasesiKhungweni. Siphinde sidinge iLungu loMkhandlu oPhethe elibhekele ezamagugu ukuthi linqume ngenqubomgomo yezamagugu yesifundazwe nezinhlelo zesifundazwe.

Isigaba soMthetho 4:

Isigaba soMthetho 4 sihlize ukugcizelela izinhlinzeko zeSahluko 3 zoMthethosisekelo, ngokuphoqa iLungu loMkhandlu oPhethe elibhekele ezamagugu kanye nesiKhungo, ukuthi lizame ukulawula izindaba zamagugu ngomkhombandlela wenqubomgomo kanye nowezinhlelo kwazwelonke.

Isigaba soMthetho 5:

Isigaba soMthetho 5 sisungula umgwamanda osemthethweni ozokwaziwa ngesiKhungo saMafa noCwaningo saKwaZulu-Natali, ongabopha noma uboshwe egameni lawo futhi olawulwa nosebenza ngoMkhandlu ohlongozwe kwiMithethonqubo.

Isigaba soMthetho 6:

Isigaba soMthetho 6 sihlizekela izinhloso zesiKhungo ezibandakanya, phakathi kokunye, ukwenziwa kocwaningo ukuze kubhekwane nezinsalelo futhi kutholakale izisombululo ukuze kuthuthukiswe izimpilo zabantu bakulesi siFundazwe, ukusatshalaliswa kolwazi nezisombululo ezitholakale ocwaningweni ezinhlanganweni

ezihlonziwe, emiphakathini noma kubantu kanye nokuhlonzwa, ukongiwa kanye nokuvikelwa kwamagugu aphahekayo esiFundazwe.

Isigaba soMthetho 7:

Isigaba soMthetho 7 sihlizekela amandla kanye nemisebenzi yesiKhungo. Kusemqoka ukuqaphela ukuthi imisebenzi yesiKhungo ayigcini nje ngaleyo ehlinzekelwe kulo Mthetho, kodwa ibandakanya amandla kanye nemisebenzi enikezwe omaziphathe bezamagugu besiFundazwe ngokoMthetho kaZwelonke. Lesi sigaba somthetho siphinde sihlizekele ukuthi isiKhungo sinesibopho sokubika eMkhandlwini njengohlaka olunesibopho sokubika ngokoMthetho wokuPhathwa kweziMali zikaHulumeni futhi kumele silandele imithetho efanele yokulawula izindaba eziphathelele nezezimali.

Isigaba somthetho 8:

Isigaba soMthetho 8 sihlizekela ukuthi isiKhungo sigcine amarekhodi ahlelekile futhi siwahambise kuMcowaningimabhuku Jikelele naseHhovisi loMgcinimafa lesiFundazwe nakwiLungu loMkhandlu oPhethe elibhekele ezamagugu ukuze athunyelwe kwisiShayamthetho sesiFundazwe.

Isigaba soMthetho 9:

Isigaba soMthetho 9 sihlizekela uhlobo lwabantu abalungele ukuphakanyiswa futhi baqokwe njengamalungu oMkhandlu wesiKhungo njengoba kubekwe kwiMithethonqubo.

Isigaba soMthetho 10:

Lesi sigaba soMthetho sihlizekela isikhathi sokuba sesikhundleni kwamalungu oMkhandlu njengoba kubekwe kwiMithethonqubo.

Isigaba soMthetho 11:

Isigaba soMthetho 11 sihlizekela ukuqokelwa ubulungu eMkhandlwini njengoba kubekwe kwiMithethonqubo edinga ukuthi iLungu loMkhandlu oPhethe lisebenzise indlela ethile ukufinyelela kwiningi lezakhamizi zesiFundazwe.

Isigaba soMthetho 12:

Isigaba soMthetho 12 sihlizekela ukudalulwa kokuhlomula ngokwezezimali noma ngenye indlela kwabantu abaphakanyiselwe ukuqokwa njengamalungu oMkhandlu

njengoba kubekwe kwiMithethonqubo edinga ukuthi iLungu loMkhandlu oPhethe ligcine irejista.

Isigaba soMthetho 13:

Lesi sigaba soMthetho sihlizenzeka ukuhluleka kwabaphakanyiselwe ukuqokelwa eMkhandlwini ukudalula ukuhlomula ngokwezezimali noma ngenye indlela njengoba kubekwe kwiMithethonqubo, okuyicala.

Isigaba soMthetho 14:

Isigaba soMthetho 14 sihlizenzeka ukuhoxa kwelungu loMkhandlu elithinteka ngqo noma ngandlela thile odabeni, njengoba kubekwe kwiMithethonqubo.

Isigaba soMthetho 15:

Isigaba soMthetho 15, njengoba kubekwe kwiMithethonqubo, sihlizenzeka izikhala ezingavela ngenxa yokungafaneleki, yokuhluleka ukwethamela imihlangano elandelayo ngaphandle kwemvume, noma yokukhishwa esikhundleni. IMithethonqubo iphinde ibeke ukuthi kudingeka isaziso sesikhathi esithile uma ilungu loMkhandlu lishiya isikhundla ngaphambi kokuphela kwesikhathi eliqokelwe sona.

Isigaba soMthetho 16:

Isigaba soMthetho 16, njengoba kubekwe kwiMithethonqubo sihlizenzeka imihlangano kanye nezinqubo zaleyo mihlangano yoMkhandlu. NgokweMithethonqubo uMkhandlu ungaphinde umeme amalungu abasebenzi boMkhandlu kule mihlangano, njengoba isiKhungo singabona kufanele.

Isigaba soMthetho 17:

Ngokwalesi sigaba soMthetho, njengoba kubekwe kwiMithethonqubo, uMkhandlu ungasugula ikomidi noma amakomidi ukuwusiza ekwenzeni imisebenzi yawo. La makomidi asebenza ngendlela enqunywe uMkhandlu.

Isigaba soMthetho 18:

Ngokwalesi sigaba soMthetho, nanjengoba kubekwe kwiMithethonqubo, abasebenzi besiKhungo kumele bahlinzeke umsebenzi wokuphatha nokanobhala ukweseka uMkhandlu kanye namakomidi awo.

Isigaba soMthetho 19:

Isigaba soMthetho 19, njengoba kubekwe kwiMithethonqubo, sihlizekela amaholo amalungu oMkhandlu kanye nokubuyiselwa imali yezindleko amalungu oMkhandlu angene kuzona kanye namakomidi awo ahlangozwayo.

Isigaba soMthetho 20:

Isigaba soMthetho 20 sihlizekela ukuthi ukuqokwa kwabasebenzi besiKhungo kuncike ezinhlalweni zesikhashana njengoba kubekwe esigabeni 62.

Isigaba soMthetho 21:

Isigaba soMthetho 21 sihlizekela ukuqokwa kwabasebenzi boMkhandlu nokuthi uMkhandlu kumele unqume umgomo wokuziphatha.

Isigaba soMthetho 22:

Isigaba soMthetho 22 sihlizekela ukuphathwa kwabasebenzi besiKhungo uMkhandlu ukusiza uMkhandlu lanye nesiKhungo ekwenzeni imisebenzi yabo kanye nokuthi uMkhandlu kumele unqume umgomo wokuziphatha, inqubomgomo yokuphatha inqubomgomo yezabasebenzi, kanye nohlelo lokuqapha ukusebenza kwabasebenzi besiKhungo.

Isigaba soMthetho 23:

Ngokwalesi sigaba soMthetho, isiKhungo singasisa noma singadlulisela abasebenzi baHulumeni esiKhungweni. Siphinde sikhulume ngokusiswa kwabasebenzi boPhiko loMqondisi oMkhulu lwezamaGugu oluseHhovisi likaNdunankulu. Isizathu sokuthi abasebenzi boPhiko loMqondisi oMkhulu lwezamaGugu basiswe bangadluliselwa, njengabasebenzi boMkhandlu wezamaGugu Amafa aKwaZulu-Natali osuhlakaziwe, ukuthi laba basebenzi bangabasebenzi bahulumeni futhi ukubadlulisela ohlakeni oluzimele, njengesikhungo, kungabakhinyabeza ngokuhamba kwesikhathi ngokuthi imihlomulo yabo futhi nemigomo yokusebenza ingacina ihlukile. Kulula ukudlulisela abasebenzi boMkhandlu wezamaGugu Amafa aKwaZulu-Natali osuhlakaziwe, okuwuhlaka olwehlukile kuHulumeni kanye nokucina imihlomulo yabo uma sebedluliselwa. Uma ngabe isiKhungo sesiqasha abasebenzi abasha ngemva kokusungulwa kwaso, imigomo nemibandela yokusebenza kwabo iyonqunywa ngokwehlukile yisiKhungo. Maqondana nokusebenza amahora angaphezu kwanqunyiwe

ngenxa yokuncipha kwesibalo sabasebenzi bonke abasebenzi besiKhungo bayosebenza ngaphansi kwemigomo nemibandela efanayo yokuqashwa.

Isigaba soMthetho 24:

Isigaba soMthetho 24 sihlizekela lokho okuthathwa njengemithombo yezimali yesiKhungo. Ngokwalesi sigaba somthetho, uMkhandlu kumele, ngokuvumelana neLungu loMkhandlu oPhethe elibhekele ezezimali kanye nesiKhungo, uvule i-akhawunti yasebhangeni yesiKhungo. Lesi sigaba soMthetho sihlizekela ukuthi izimali ezihlizekwa uMkhandlu ziphuma ezimalini zesiKhungo.

Isigaba soMthetho 25:

Isigaba soMthetho 25 sidinga ukuthi amabhuku esiKhungo acwaningwe nokuthi uMkhandlu kumele ubike ngokuhambisana noMthetho wokuPhathwa kweziMali zikaHulumeni.

Isigaba soMthetho 26:

Isigaba soMthetho 26 sinikeza isiKhungo amandla okuthola, okugcina nokuchitha impahla engenakususwa.

Isigaba soMthetho 27:

Isigaba soMthetho 27 sihlizeka ukuthi, ngezinhloso zokuthathela uMkhandlu kanye nesiKhungo izinyathelo zomthetho, izinhlizeko zoMthetho wokuThathelwa kweziNye iziNhlaka zikaHulumeni iziNyathelo zoMthetho, 2002 (uMthetho No. 40 ka 2002), ziyasebenza esiKhungweni.

Isigaba soMthetho 28:

Isigaba soMthetho 28 sihlise ukuvimbela abantu ekudaluleni ulwazi oluyimfihlo ngoMkhandlu noma ngesiKhungo, ngaphandle uma lokho kudalula kwenziwa ngokomthetho noma ngokomyalelo wenkantolo.

Isigaba soMthetho 29:

Isigaba soMthetho 29 sihlise ukuvimbela ukusetshenziswa okungagunyaziwe kwegama, kwesifinyezo, kwamalogo, kwezimpawu noma kwempahla esetshenziswa yisiKhungo noma okungeyisiKhungo.

Isigaba soMthetho 30:

Isigaba soMthetho 30 sisungula isiGungu saMafa noCwaningo.

Isigaba soMthetho 31:

Isigaba soMthetho 31 sihlizekela izinhloso zesiGungu.

Isigaba soMthetho 32:

Isigaba soMthetho 32 sihlizekela ukubunjwa kwesiGungu nobulungu kwesiGungu.

Isigaba soMthetho 33:

Isigaba soMthetho 33 sihlizekela izinqubo zemihlangano yesiGungu.

Isigaba soMthetho 34:

Isigaba soMthetho 34 sihlizeka ngokuthi isiGungu singeluleka isikhungo siphinde senze izincomo esikhungweni, futhi kumele sibike esikhungweni ngemihlangano nemisebenzi yesiGungu.

Isigaba soMthetho 35:

Isigaba soMthetho 35 sichaza amalungelo nezibopho zamalungu esiGungu.

Isigaba soMthetho 36:

Isigaba soMthetho 36 sihlizekela izikhathi zokubanjwa kwemihlangano nenqubo yemihlangano yesiGungu.

Isigaba soMthetho 37:

Isigaba soMthetho 37 sihlize ukuvikela, ukubhidliza noma ukuguqulwa kwezinhloso ezingaba neminyaka engama-60 noma ngaphezulu. Kumele kuqale kutholakale imvume yesikhungo kwalokho kubhidliza noma kwalokho kuguqulwa.

Isigaba soMthetho 38:

Isigaba soMthetho 38 sihlize ukuvikela, ukubhidliza noma ukuguqulwa kwamathuna abantu abafela empini. Kumele kuqale kutholakale imvume yesikhungo.

Isigaba soMthetho 39:

Isigaba soMthetho 39 sihlose ukuvikela izindawo zokungcwaba ezingahlelekile ngokuphelele nezamakhaya.

Isigaba soMthetho 40:

Isigaba soMthetho 40 sihlose ukuvikela, izindawo okwakubanjelwa kuzo izimpi, izindawo okutholakala kuzo izinto zasemandulo, izindawo ezinamadwala aqoshiwe, nezindawo ezinezinto ezabunjwa emandulo, izindawo ezinezimbokodo eziwa esibhakabhakeni kanye nezinomthelela walokho.

Isigaba soMthetho 41:

Isigaba soMthetho 41 sikhuluma ngokuphathwa kwamagugu futhi sibeka nendlela yokuthuthukiswa kwamagugu neqhaza lesiKhungo kulokho.

Isigaba soMthetho 42:

Lesi sigaba soMthetho sihlizeka ngokuthi isiKhungo, ngemvume yomnikazi wendawo, singanquma izindawo ezivikelekile eziseduze kwezindawo zamagugu esifundazweni noma kwezindawo okutholakala kuzo izinto zasemandulo, kwezindawo ezinezinto ezabunjwa emandulo noma kwezindawo ezinezimbokodo eziwa esibhakabhakeni futhi sivumele omaziphathe bezindawo ukuthi bahlinzekele ukuphathwa kwalezo zindawo.

Isigaba soMthetho 43:

Lesi sigaba soMthetho sibalula amagugu avikeleke ngokukhethekile oHlelweni 2 futhi iLungu loMkhandlu oPhethe elibhekele ezamagugu lingachibiyela uhlelo ngesaziso kwiGazethi.

Isigaba soMthetho 44:

Lesi sigaba soMthetho sinikeza igunya lokuvikelwa ngokukhethekile kwezindawo ezithathwa njengeziNdawo ezingamaGugu ngokoMlando ezihlonzwe yisiKhungo, kanye nalezo zindawo, ngokubona kwesiKhungo, ezinezinto ezibalulekile ezingamagugu zesiFundazwe, kodwa okungezikaHulumeni wesiFundazwe noma okungezikamaziphathe wendawo. Lesi sigaba soMthetho siphinde sidinge ukuthi isiKhungo siluleke umbhalisi wamatayitela ngalokho kuvikelwa okukhethekile.

Isigaba soMthetho 45:

Lesi sigaba soMthetho sinikeza igunya lokuvikelwa ngokukhethekile kwezindawo ezithathwa njengeziNdawo ezinoMlando zesiFundazwe ezihlonzwe yisiKhungo, kanye nalezo zindawo, ngokubona kwesiKhungo, ezinezinto ezibalulekile ezingamagugu zesiFundazwe, kodwa okungezikaHulumeni wesiFundazwe noma okungezikamaziphathe wendawo. Lesi sigaba soMthetho siphinde sidinge ukuthi isiKhungo siluleke umbhalisi wamatayitela ngalokho kuvikelwa okukhethekile.

Isigaba soMthetho 46:

Isigaba soMthetho 46 sinikeza igunya lokuvikelwa ngokukhethekile kwamadlinza amalungu aseNdlunkulu abalulwe oHlelweni 2.

Isigaba soMthetho 47:

Isigaba soMthetho 47 sihlase ukunikeza igunya lokuvikelwa ngokukhethekile kwezindawo okwakulwelwa kuzona izimpi, kwezikhumbuzo namatshe ezikhumbuzo okubalulwe ohlwini loHlelo 2.

Isigaba soMthetho 48:

Isigaba soMthetho 48 sihlizekela ukusungulwa nokugcinwa esimweni, yisiKhungo, kwerejista lazo zonke iziNdawo ezingamaGugu kanye neziNdawo ezinoMlando zesiFundazwe.

Isigaba soMthetho 49:

Lesi sigaba soMthetho sinikeza igunya lokuvikelwa ngokukhethekile kwezindawo ezihlonzwe njengeziNdawo ezingamaGugu yisiKhungo, kanye nalezo zindawo, ngokubona koMkhandlu, ezinezinto ezibalulekile ezingamagugu zesiFundazwe, kodwa okungezona ezikaHulumeni wesiFundazwe noma ezikamaziphathe.

Isigaba soMthetho 50:

Isigaba soMthetho 50 sihlizekela ukusungulwa nokugcinwa esimweni, yisiKhungo, kwerejista lazo zonke iziNto ezithathwa njengamaGugu kanye neziNto ezinoMlando.

Isigaba soMthetho 51:

Lesi sigaba soMthetho sinikeza isiKhungo amandla okunquma, ngesaziso kwiGazethi, indlela efanele, imigomo, izinkambiso kanye nemibandela ngamagugu.

Isigaba soMthetho 52:

Isigaba soMthetho 52 sihlöse ukunikeza isiKhungo amandla okungena ezivumelwaneni nezinye izinhlangothi.

Isigaba soMthetho 53:

Lesi sigaba soMthetho sihlöse ukunikeza iLungu loMkhandlu oPhethe elibhekele ezamagugu amandla okudla iNdawo eyiGugu uma libona kufanele.

Isigaba soMthetho 54:

Lesi sigaba soMthetho sihlöse ukuphoqa omasipala ukuthi babonisane noMkhandlu uma umthetho kamasipala osewuhlaka noma umthethonqubo osewuhlaka unomthelela ezindabeni zamagugu.

Isigaba soMthetho 55:

Lesi sigaba soMthetho sihlöse ukunika isiKhungo amandla okuqoka abahlonishwa ngobuhloli bamagugu.

Isigaba soMthetho 56:

Isigaba soMthetho 56 sikwenza kube yicala ukuziphatha ngendlela ethile kwamalungu oMkhandlu, esiKhungo kanye nabantu abazimele.

Isigaba soMthetho 57:

Isigaba soMthetho 57 sihlizsekela izinhlawulo zabantu abatholakala benecala lokuphula lo Mthetho.

Isigaba soMthetho 58:

Isigaba soMthetho 58 sinikeza iLungu loMkhandlu oPhethe elibhekele ezamagugu amandla okwenza imithethonqubo.

Isigaba soMthetho 59:

Isigaba soMthetho 59 sinikeza abantu abangagculisekile ngezinqumo zoMkhandlu noma zesiKhungo amandla okufaka izikhalo mayelana nalezo zinqumo.

Isigaba soMthetho 60:

Isigaba soMthetho 60 sihlizekela ukudluliselwa kwamandla yiLungu loMkhandlu oPhethe elibhekele ezamagugu kwiNhloko yoMnyango, nawuMkhandlu kubasebenzi besiKhungo abafanelekile.

Isigaba soMthetho 61:

Isigaba soMthetho 61 sichitha uMthetho wezamaGugu waKwaZulu-Natali, 2008 (uMthetho No. 4 ka 2008) okhona.

Isigaba soMthetho 62:

Isigaba soMthetho 62 sihlizekela izinhlelo zesikhashana ezidalwe ukusungulwa kwesiKhungo esihlongozwayo kanye nokuhlangansiwa koMkhandlu wezamaGugu Amafa aKwaZulu-Natali osuhlakaziwe kanye noPhiko loMqondisi oMkhulu lwezamaGugu oluseHhovisi likaNdunankulu waKwaZulu-Natali.

Lesi sigaba soMthetho sphinde sikhulume ngokuqinisekiswa kokuba semthethweni –

- (a) kwezinyathelo kanye nezinqumo ezithile zoMkhandlu wezamaGugu Amafa aKwaZulu-Natali ezathathwa ngaphandle kokuthi uMkhandlu ubunjwe ngendlela efanele ngokoMthetho osuchithiwe ka 2008; kanye
- (b) nezinye izinyathelo zeLungu loMkhandlu oPhethe elibhekele ezamagugu, zoMkhandlu wezamaGugu Amafa aKwaZulu-Natali, zeziphathimandla zawo kanye namalungu abasebenzi awo ezathathwa ngaphandle kokunqunywa ngomthethonqubo kwanoma iyiphi inqubo, kwanoma yiluphi uhlelo, kwanoma yikuphi okudingekayo, kwanoma yimuphi umbandela nanoma yimuphi umcikilisho okukhulunywe ngakho eMthethweni osuchithiwe ka 2008, lapho imithethonqubo edingekayo ingazange ishicilelwe yiLungu loMkhandlu oPhethe elibhekele ezamagugu njengoba kuhlongozwe eMthethweni osuchithiwe ka 2008.

Isigaba soMthetho 63:

Isigaba soMthetho 63 sihlizekela isihloko esifingqiwe.

3. IZINHLANGANO EZIZODINGEKA KANYE NABASEBENZI ABAZODINGEKA

IsiKhungo, esiwumphumela wokuhlanganiswa koMkhandlu wezamaGugu Amafa aKwaZulu-Natali osuhlakaziwe noPhiko loMqondisi oMkhulu lwezamaGugu oluseHhovisi likaNdunankulu waKwaZulu-Natali, siyoba nabasebenzi abadluliselwe noma abasiswe eMkhandlwini nasoPhikweni. Yize kwethulwa uphiko lwezocwaningo, umumohlaka ohlongozwayo wohlaka olusha uhlinzekela izikhala ezintsha zomsebenzi okuyomele zigcwaliswe. Lezi zindaba kuyomele kubhekanwe nazo ngokujulile.

4. IMINYANGO/IMIGWAMANDA/ABANTU OKUXHUNYANWE NABO

4.1 Abasebenzi boMkhandlu wezamaGugu Amafa aKwaZulu-Natali noPhiko loMqondisi oMkhulu lwezamaGugu oluseHhovisi likaNdunankulu waKwaZulu-Natali.

4.2 INhlangano yoHulumeni baseKhaya yaseNingizimu Afrika (SALGA).

4.3 INdlu yabaHoli boMdabu yaKwaZulu-Natali.

5. IZIMALI EZIZODINGEKA

Isabelomali se-MTEF esabelwe isiKhungo, kubandakanya nocwaningo (olujwayelekile nolunzulu), ukuphathwa kolwazi kanye nezishicilelo, imisebenzi yezamagugu kanye nabasebenzi simi kanje:

2017-18 = **R58 679 000**

2018-19 = **R62 567 000**

2019-20 = **R66 196 000**

Ukuze kufinyelelwe kwisabelomali esingenhla, kuhlangukane isabelomali se-MTEF sezinhla ezimbili ezizohlanganiswa. Ngale sabelomali uhlaka olusha luzokwazi ukuqala ukusebenza uma selumenyenzelwe.

6. ABANTU OKUNGAXHUNYANWA NABO

6.1 Igama: Dkt. AV Shongwe

Isikhundla: uMqondisi oMkhulu woPhiko lwezamaGugu (eHhovisi likaNdunankulu)

Ucingo: (033) 328 1811

Iselula: 082 906 8881

I-imeyli: vusumuzi.shongwe@kznpremier.gov.za

6.2 Igama: Dkt. V Mnculwane
Isikhundla: uMqondisi woPhiko lwezamaGugu (eHhovisi likaNdunankulu)
Ucingo: (033) 328 1814
Iselula: 082 307 4221
I-imeyli: vikinduku.mnculwane@kznpremier.gov.za

6.3 Igama: Mnuz. M Serfontein
Isikhundla: uMeluleki wezoMthetho woMbuso (eHhovisi likaNdunankulu)
Ucingo: (033) 341 3388
Ifeksi: (033) 394 4153
Iselula: 082 977 6915
I-imeyli: mark.serfontein@kznpremier.gov.za

6.4 Igama: Nksz. T Naidoo
Isikhundla: uMeluleki oMkhulu wezoMthetho woMbuso (eHhovisi likaNdunankulu)
Ucingo: (033) 341 3382
Ifeksi: (033) 394 4153
Iselula: 073 106 2496
I-imeyli: tashini.aidoo@kznpremier.gov.za

**IHHOVISI LIKANDUNANKULU WAKWAZULU-NATALI
ISAZISO SOMTHETHONQUBO**

**IMITHETHONQUBO YESIKHUNGO SAMAFI NOCWANINGO SAKWAZULU-NATALI,
2017**

Ngokwesigaba 23 soMthetho wezamaGugu kaZwelonke, 1999 (uMthetho No. 25 ka 1999), ufundwa nesigaba 26 sawo, ngalokhu ngenza iMithethonqubo equkethwe oHlelweni olungezansi lokulawula –

- (a) ukusungulwa kwamaziphathe wezamaGugu ozokwaziwa ngesiKhungo saMafi noCwaningo saKwaZulu-Natali; kanye
- (b) nokwakheka, nokubunjwa kanye nokusebenza koMkhandlu wesikhungo, njengoba kudingwa uMthetho wezamaGugu kaZwelonke, 1999 (uMthetho No. 25 ka 1999).

Sikhishwe ngaphansi kweSandla sami eMgungundlovu ngalolu suku lomhla, oNyakeni weziNkulungwane eziMbili nesiKhombisa.

TW MCHUNU

UNdunankulu wesiFundazwe saKwaZulu-Natali
obhekele ezamaGugu

UHLELO

Izincazelo

1. Kule Mithethonqubo, “uMthetho” kushiwo uMthetho wesikhungo saMafa noCwaningo waKwaZulu-Natali, 201X (uMthetho No. X ka 201X), futhi noma yiliphi igama noma isisho okunikezwe incazelo eMthethweni kuyoba naleyo ncazelo, ngaphandle uma ingqikithi isho okwehlukile –

“uMkhandlu” kushiwo uMkhandlu okukhulunywe ngawo kumthethonqubo 2(3); kanti

“isikhungo” kushiwo isikhungo saMafa noCwaningo saKwaZulu-Natali esisungulwe ngokomthethonqubo 2(1).

Ukusungulwa kwesikhungo saMafa noCwaningo saKwaZulu-Natali

2.(1) Isikhungo esizokwaziwa ngesikhungo saMafa noCwaningo ngalokhu siyasungulwa.

(2) Isikhungo siwuhlaka ngokomthetho.

(3) Isikhungo silawulwa uMkhandlu futhi sisebenza ngoMkhandlu ozokwaziwa ngoMkhandlu waMafa noCwaningo waKwaZulu-Natali owakhiwe nobunjwe njengoba kuhlangezwe kumthethonqubo 3(1), othatha zonke izinqumo zokwenziwa kwemisebenzi kanye nokufezwa kwezibopho zaso, ngaphandle kwezinqumo ezithathwe ngenxa yokudluliselwa kwamandla ngokomthethonqubo 12.

(4) UMkhandlu uwuhlaka olunesibopho sokubika sesikhungo saMafa noCwaningo saKwaZulu-Natali ngokwesigaba 49(2)(a) soMthetho wokuPhathwa kweziMali zikaHulumeni, 1999 (uMthetho No. 1 ka 1999), ulawulwa yizinhlinzeko zoMthetho wokuPhathwa kweziMali zikaHulumeni, 1999.

(5) UMkhandlu unejoka –

(a) lokuphatha, kubandakanya nokuvikela, izimpahla kanye nokuphatha izimali ezingenayo, izimali ezichithwayo kanye nezikweletu zesikhungo; kanye

(b) nokulethwa yisikhungo kwayo yonke imibiko, ingeniso, izaziso kanye nolunye ulwazi kwisiShayamthetho sesiFundazwe kanye nakwiLungu loMkhandlu oPhethe elibhekele ezamagugu noma kwiHhovisi loMgcinimafa, njengoba kungadingeka

ngokoMthetho wesiKhungo saMafa noCwaningo waKwaZulu-Natali, 201X (uMthetho No. X ka 201X), nanoma yimuphi omunye umthetho.

(6) ILungu loMkhandlu angeke –

(a) lenze okuphambene namajoka anikezwe uhlaka olunesibopho sokubika ngokoMthetho wokuPhathwa kweziMali zikaHulumeni, 1999 (uMthetho No. 1 ka 1999); noma

(b) lisebenzise isikhundla noma amalungelo noma ulwazi oluyimfihlo eliluthole njengelungu esinesibopho sokubika noma njengelungu loMkhandlu, ukuzihlomulisa lona ngqo noma ukuhlomulisa omunye umuntu.

(7) Uma isiKhungo sihluleka ukufeza noma yimaphi amajoka aso ngokoMthetho wesiKhungo saMafa noCwaningo, 201X (uMthetho No. X ka 201X), nanoma yimuphi omunye umthetho, uMkhandlu kumele ngokushesha ubike lokho kuhluleka, kanye nezizathu, kwiLungu loMkhandlu oPhethe elibhekele ezamagugu kanye nakwiHhovisi loMgcinimafa.

Ukubunjwa nokwakheka koMkhandlu

3.(1) ILungu loMkhandlu oPhethe elibhekele ezamagugu –

(a) kumele, kuncike eziphakamisweni ezitholakele ngokomthethonqubo 5(1) kanye nezincomo zethimba lokuhlunga elihlongozwe kumthethonqubo 5(3), liqoke abantu abangengaphansi kwabayisikhombisa futhi abangeqile kwabayisishiyagalolunye njengamalungu oMkhandlu; futhi

(b) kumele liqoke elilodwa lalawo malungu njengoSihlalo woMkhandlu ozokwengamela emihlanganweni yoMkhandlu nozokwenza eminye imisebenzi ephathelene nalokho.

(2) Emhlanganweni wokuqala woMkhandlu okukhulunywe ngawo kumthethonqubo 10(1) amalungu oMkhandlu kumele aqoke iSekela likaSihlalo phakathi kwamalungu awo.

(3) Amalungu oMkhandlu ahlongozwe kumthethonqutshana (1) kumele –

(a) abandakanye abantu abanobuchwepheshe obufanele nobunobufakazi kwezocwaningo;

(b) abandakanye abantu abaqeqeshiwe noma abanesipiliyoni esikhethekile kanye nentshisekelo emkhakheni wezamagugu;

(c) abandakanye okungenani umuntu oyedwa onolwazi nesipiliyoni okunobufakazi emkhakheni wokuphathwa kwezimali;

(d) abandakanye okungenani umuntu oyedwa onolwazi nobungcweti okunobufakazi kwezomthetho; futhi

(e) amele yonke imikhakha efanele nabantu besiFundazwe abanamasiko ahlukahlukene.

(4) Amalungu ahlangozwe kumthethonqutshana (1) kumele abe ngabantu abafanelekile abazimele, abangachemile nabalungile.

(5) Umuntu akafaneleki ukuqokwa eMkhandlwini noma ekuqhubekeni eMkhandlwini, ngenxa yokuthi –

(a) ungene shi ezikweletini ngokungenakuhlengeka;

(b) umenyazelwe yinkantolo njengongaphilile kahle ngengqondo;

(c) engumuntu ongaphansi kwesandla somunye umuntu;

(d) esikhathini esiphambili eke wasuswa esikhundleni ngenxa yokungathembeki okubandakanya ukweba noma ukukhwabanisa;

(e) eke walahlwa yicala futhi wagwetshwa ngaphandle kokunikezwa ithuba lokhetha phakathi kokuboshwa nokukhokha inhlawulo, ngaphandle uma iLungu loMkhandlu oPhethe elibhekele ezamagugu, ngesikhathi umuntu eqokwa edalula ngokugcwele imininingwane yecala esitatimendeni esifungelwe, lingamthethelela ngokuhambisana nesigaba 106(1)(e) soMthethosisekelo: Kuncike ekutheni lokho kungafaneleki ngokwalo mthethonqutshana kuphela eminyakeni emihlanu emva kokuphela kwesigwebo;

(f) ehluleka ukudalula ukuhlomula ngokuhambisana nomthethonqubo 6 noma ethamele noma ebe yingxenye yezingxoxo zoMkhandlu ngesikhathi esahlomula njengoba kuhlangozwe kulesi sigaba; noma

(g) esesikhundleni ngoba emele iqembu lezopolitiki.

Isikhathi sokuba sesikhundleni selungu loMkhandlu

4.(1) Ilungu loMkhandlu lingaba sesikhundleni isikhathi esingeqile eminyakeni emithathu, futhi lingaphinde liqokwe.

(2) Akukho lungu elingaqokwa amahlandla angaphezu kwamabili alandelanayo.

Iziphakamiso zobulungu eMkhandlwini

5.(1) ILungu loMkhandlu oPhethe elibhekele ezamagugu kumele, ngesaziso *kwiGazethi nasemaphaphandabeni* okungenani amabili afundwa kakhulu esiFundazweni, limeme iziphakamiso zabantu abazoqokelwa eMkhandlwini.

(2) Isimemo seziphakamiso ngokomthethonqutshana (1) kumele sibalule –

- (a) inqubo yokwenza isiphakamiso;
- (b) okudingekayo uma kwenziwa isiphakamiso; kanye
- (c) nosuku isiphakamiso okumele sifinyelele ngalo kwiLungu loMkhandlu oPhethe elibhekele ezamagugu.

(3) ILungu loMkhandlu oPhethe elibhekele ezamagugu kumele liqoke ithimba lokuhlunga eliyoba –

- (a) neziphathimandla eziphezulu zoMnyango ezingeqile kwezimbili; kanye
- (b) nabantu abangeqile kwabathathu abanesipiliyoni kwezamagugu nakwezocwaningo,

ukucubungula zonke iziphakamiso futhi benze nezincomo mayelana nabaphakanyisiwe.

(4) Lo mthethonqubo uncike ezinhlelweni zesikhashana okukhulunywe ngazo esigabeni 62 soMthetho.

Ukudalula ukuhlomula ngokwezezimali noma ngenye indlela kwabaphakanyiselwe eMkhandlwini

6.(1) Umuntu ophakanyiselwe eMkhandlwini kumele –

- (a) ezinsukwini eziyishumi eqokiwe futhi wamukela isiphakamiso, adalule ngokubhalwe phansi kwiLungu loMkhandlu oPhethe elibhekele ezamagugu konke ukuhlomula kwakhe ngokwezezimali nangenye indlela emkhakheni wezamagugu noma emikhakheni ehlobene nawo noma engahlobana nawo noma okungashayisana nokuqokwa njengelungu loMkhandlu, lokho kudalula kumele kubandakanye ulwazi olufanele mayelana nanoma yikuphi ukugwetshelwa icala elisoHlelweni 2 ngokoMthetho weNqubo yokuQulwa kwamaCala obuGebengu, 1997 (uMthetho No. 51 ka 1977);
- (b) ukudalula okukhulunywe ngakho endimeni (a) kubandakanya ukuhlomula ngokwezezimali noma ngenye indlela kwamalungu omndeni noma kwabasondelene nalo emkhakheni wezamagugu kanye nasemikhakheni ehlobene nawo noma okungashayisana nokuqokwa njengelungu loMkhandlu; futhi

(c) lingaqashwa njengelungu loMkhandlu uma kutholakala ukuthi ophakanyisiwe ugodile ulwazi oluthile ngamabomu oluphathelene nokuhlomula ngokwezezimali noma ngenye indlela okuhlongozwe kulesi sigaba.

(2) Uma ilungu loMkhandlu noma ilungu lomndeni walo noma umuntu osondelene nalo kuba noguquko kwezezimali nakunoma yisiphi isimo salo futhi lihlomula emkhakheni wezamazugu noma emikhakheni ehlobene nawo, ilungu loMkhandlu kumele, ezinsukwini eziyishumi kusukela osukwini lokushintsha kwesimo, lidalule ngokubhaliwe ngalolo shintsho kwezezimali noma ngenye indlela kwiLungu loMkhandlu oPhethe elibhekele ezamazugu.

(3) ILungu loMkhandlu oPhethe elibhekele ezamazugu kumele –

(a) ligcine irejista yokuhlomula kwamalungu oMkhandlu okudalulwe ngokwalesi sigaba; futhi

(b) livuselele lelo rejista njalo emva kwesikhathi esithile.

Ukuhluleka ukudalula ukuhlomula ngokwezezimali noma ngenye indlela kwelungu loMkhandlu

7.(1) ILungu loMkhandlu elihluleka ukudalula okuhlongozwe kumthethonqubo 6 liphula umthetho.

(2) Uma iLungu loMkhandlu oPhethe elibhekele ezamazugu lithola ukuthi ilungu loMkhandlu lihlulekile ukuhambisana nezinhlinzeko zomthethonqubo 6, kumele liphenye lolo daba futhi licabange izinyathelo zokuqondisa izigwegwe ezifanele.

Ukuhoxa kwelungu loMkhandlu

8.(1) ILungu loMkhandlu kumele lihoxe odabeni lapho, ilungu lomndeni walo noma osondelene nalo noma kulindeleke ukuthi ahlomule ngokwezezimali noma ngenye indlela esinqumweni soMkhandlu.

(2) Noma yimuphi umuntu angafaka isicelo, noma angacela ngomlomo, ukuthi ilungu loMkhandlu lihoxe uma lowo muntu enesizathu sokukholwa ukuthi ilungu loMkhandlu, ilungu lomndeni walo noma osondelene nalo kulindeleke ukuthi bahlumule ngokwezezimali noma ngenye indlela esinqumweni soMkhandlu.

(3) Umuntu ofaka isicelo okukhulunywe ngaso kumthethonqutshana (2) kumele anikeze izizathu zesicelo sakhe.

(4) Uma kunesicelo okukhulunywe ngaso kumthethonqutshana (2), uSihlalo woMkhandlu kumele anqume ngalolo daba, ngaphandle uma isicelo sithinta uSihlalo woMkhandlu udaba kumele lunqunywe yiSekela likaSihlalo.

Izikhala, ukususwa kanye nokusula esikhundleni kwamalungu oMkhandlu

9.(1) Ilungu loMkhandlu kumele lishiye isikhundla uma lingasafanelekile njengoba kuhlangozwe kumthethonqubo 5.

(2) ILungu loMkhandlu oPhethe elibhekele ezamagugu, emva kokunikeza ilungu ithuba lokuzikhulumela, nganoma yisiphi isikhathi lingakhipha esikhundleni lelo lungu uma, ngokubona kweLungu loMkhandlu oPhethe, kunezizathu ezizwakalayo zokwenze njalo.

(3) Ilungu kumele lishiye isikhundla uma liphuthe, ngaphandle kokuthi ilivu liyinikezwe uMkhandlu, emihlanganweni emibili elandelayo yoMkhandlu isaziso sayo esasinikezwe ilungu uqobo noma sasiposiwe.

(4) Ilungu lingasula esikhundleni ngokubhalwe phansi ngokunikeza iLungu loMkhandlu oPhethe elibhekele ezamagugu isaziso sezinsuku ezingengaphansi kwezingamashumi amathathu: Kuncike ekutheni iLungu loMkhandlu oPhethe elibhekele ezamagugu lingakuchitha lokho kwesula uma lokho kuchithwa kungeke kube nomthelela ongemuhle ekusebenzeni kwesiKhungo.

(5) Uma kuvela isikhala eMkhandlwini, iLungu loMkhandlu oPhethe elibhekele ezamagugu kumele, kuncike kumthethonqubo 5, liqoke umuntu ozogwalisa leso sikhala isikhathi esisele esikhundleni selungu lowo muntu aqokelwe sona.

Imihlangano yoMkhandlu

10.(1)(a) Umhlangano wokuqala woMkhandlu kumele ubanjwe endaweni, ngosuku nangesikhathi esiyonqunywa yiLungu loMkhandlu oPhethe elibhekele ezamagugu, bese kuthi emva kwalokho yonke imihlangano eyolandela kumele inqunywe uSihlalo.

(b) UMkhandlu kumele uhlangane okungenani kathathu ngonyaka.

(2) Ilungu loMkhandlu ngalinye kumele laziswe ngomhlangano ngamunye ngokubhalwe phansi, okungenani ezinsukwini eziyishumi nane ngaphambi kwalowo mhlango, futhi lesa saziswe kumele sibe nohlelo lomhlangano ohlongozwayo.

(3) Uma uSihlalo woMkhandlu engekho emhlanganweni woMkhandlu, amalungu akhona angaqoka ilungu elilodwa lawo ukuthi lengamele umhlangano.

(4) Umhlangano oyisipesheli woMkhandlu ungabizwa ngesicelo –

(a) sikaSihlalo; noma

(b) amalungu amabili kwamathathu oMkhandlu ngesinxuso esibhalwe phansi, lapho uSihlalo kumele, ngokubhalwe phansi, azise ilungu loMkhandlu ngalinye ngesikhathi nangendawo okuzobanjelwa kuyo umhlangano oyisipesheli.

(5) Ikhoramali yomhlangano woMkhandlu yiningi lamalungu awo.

(6) Noma yisiphi isinqumo soMkhandlu kumele sithathwe ngesixazululo seningi lamalungu akhona kunoma yimuphi umhlangano woMkhandlu futhi, uma kuba nokulingana kwamavoti nganoma yiluphi udaba, ilungu elengamele umhlangano okukhulunywa ngawo liyokuba nevoti eliwujuqu ngaphezu kwevoti lalo elijwayelekile njengeLungu loMkhandlu.

(7) Okudingidwa kuyona yonke imihlangano yoMkhandlu kumele kuqoshwe futhi kubhalwe emaminithini.

(8)(a) Amaminithi omhlangano odlule kumele afundwe ekuqaleni kwayo yonke imihlangano.

(b) Amaminithi kungathathwa ngokuthi afundiwe uma amakhophi awo athunyelwa kumalungu oMkhandlu ngaphambi komhlangano.

(c) USihlalo angasayina amaminithi kuphela uma sekudingidwe imibono noma eselungisiwe.

(9) USihlalo kumele anqume ngemibuzo nangendlela okuzoqhutshwa ngayo: Kuncike ekutheni uma noma yiliphi ilungu eliphikisana nanoma yisiphi isinqumo, umbuzo kumele uvotelwe bese kuthi isinqumo seningi lamalungu sibe wujuqu futhi kube yisona esamukelwa uMkhandlu.

(10) Ilungu loMkhandlu elithintekayo kunoma yiluphi udaba oludingidwa emhlanganweni woMkhandlu, okungathi ludingidwa, luluvimbele ekwenzeni umsebenzi walo ngendlela efanele, engachemile nelungile, kumele lihoxe kulowo mhlango.

(11) Umsebenzi wesikhungo, uma emenywe uMkhandlu, angathamela imihlangano yoMkhandlu.

Amakomidi oMkhandlu

11.(1) UMkhandlu ungaqoka ikomidi elilodwa noma ngaphezulu kungacini nje ngamalungu awo ukuba asize ekusebenziseni amandla nasekwenzeni imisebenzi yaso.

(2) Ikomidi elihlongozwe kumthethonqutshana (1) kumele lenze leyo misebenzi yoMkhandlu njengoba uMkhandlu unganquma.

(3) UMkhandlu, nganoma yisiphi isikhathi, ungahlakaza noma ubumbe kabusha lelo komidi.

(4) UMkhandlu –

(a) ungadlulisela amandla awo noma imisebenzi yawo kwikomidi eliqokwe ngokomthethonqutshana (1);

(b) awunqatshelwe ukusebenzisa amandla adluliselwe noma ukwenza noma yimuphi umsebenzi odluliselwe; futhi

(c) ungachibiyela, ubukeze noma uhoxise noma yisiphi isinqumo sekomidi.

(5) Noma yimaphi amandla adluliselwe asetshenziswa noma umsebenzi odluliselwe owenziwa yikomidi kuthathwa ngokuthi asetshenziswa noma wenziwa uMkhandlu.

(6) Umsebenzi wesikhungo, uma emenywe yikomidi elithile, angathamela imihlangano yalelo komidi.

Ukudluliselwa kwamandla kanye nokwabiwa kwemisebenzi uMkhandlu

12.(1) Uma kunesidingo ukuze kwenziwe ngendlela efanele imisebenzi yawo, uMkhandlu ungadlulisela noma yimaphi amandla awo, wabe noma yimiphi imisebenzi yawo, ngaphandle kwalokho okubaluwe kumthethonqutshana (2), –

(a) kwilungu loMkhandlu;

(b) kwikomidi elisungulwe ngokomthethonqubo 11; noma

(c) kumsebenzi ofanele wesikhungo.

(2) UMkhandlu angeke udlulisele la mandla kanye nale misebenzi elandelayo –

- (a) ukunqunywa kwenqubomgomo yokuqasha, imikhawulo noma imigomo nemibandela yezezimali;
- (b) imisebenzi yokuphathwa kwezezimali eyabelwe uMkhandlu; noma
- (c) ukugunyazwa kwesabelomali.

(3) Ukudluliselwa kwamandla noma ukwabiwa komsebenzi okwenziwe ngokomthethonqutshana (1) –

- (a) kumele kubhalwe phansi;
- (b) kuncike kuleyo mikhawulo, migomo kanye nemiyalelo uMkhandlu ongayibeka;
- (c) akuwuphuci uMkhandlu igunya lokuthi usebenzise amandla adluliselwe noma wenze umsebenzi odluliselwe; futhi
- (d) akuwuvimbi uMkhandlu ekutheni usebenzise amandla adluliselwe noma wenze umsebenzi owabiwe.

(4) Konke ukudluliselwa nokwabiwa okwenziwe ngokomthethonqutshana (1) kumele kugcinwe kwirwejista elivuselelwe.

(5) UMkhandlu ungaqinisekisa, uguqule noma uchithe noma yisiphi isinqumo esithathwe ngenxa yokudluliselwa kwamandla noma yokwabiwa komsebenzi ngokwalo mthethonqubo, kuncike kunoma yimaphi amalungelo umuntu awatholile ngenxa yesinqumo.

Imisebenzi yokuphatha neyobubhalane yoMkhandlu

13. Umsebenzi wokuphatha nokanobhala ohambisana nokwenziwa kwemisebenzi yoMkhandlu noma yekomidi lawo, kumele wenziwe abasebenzi besiKhungo.

Amaholo abasebenzi boMkhandlu kanye nokukhokhwa kwezindleko amalungu oMkhandlu noma ekomidi loMkhandlu angene kuzona

14.(1)(a) Ilungu loMkhandlu lingakhokhelwa lelo holo noma lezo zibonelelo njengoba kunganqunywa yiLungu loMkhandlu oPhethe elibhekele ezamagugu ngokubonisana neLungu loMkhandlu oPhethe elibhekele ezezimali.

(b) Ilungu loMkhandlu elithola iholo, izibonelelo kanye neminye imihlomulo ngenxa yesikhundla salo noma yokuqashwa kwalo –

- (i) kuhulumeni kazwelonke;
- (ii) kuhulumeni wesifundazwe;
- (iii) kumasipala;

(iv) enhlanganweni, emgwamandeni noma esikhungweni esilawulwa nguhulumeni kazwelonke noma wesifundazwe; noma

(v) ohlakeni lukahulumeni, ebhizinisini likahulumeni kazwelonke noma ebhizinisini likahulumeni wesifundazwe njengoba kuchazwe esigabeni 1 soMthetho wokuPhathwa kweziMali zikaHulumeni, 1999 (uMthetho No. 1 ka 1999),

eliqhubekayo nokuthola lelo holo, lezo zibonelelo noma leyo mihlomulo ngesikhathi lisasebenza njengelungu loMkhandlu, lingathola iholo noma izibonelelo okukhulunywe ngazo endimeni (a) kuphela ngendlela edingekayo ukubeka lelo lungu esimweni sezimali ebelizoba kusona uma belingekho kuleso sikhundla.

(2)(a) ILungu loMkhandlu kanye nelungu lekomidi loMkhandlu, maqondana nemisebenzi yalo njengelungu, lingabuyiselwa izindleko zokuhamba ngomsebenzi okudalwe ngukwethamela umhlangano woMkhandlu noma wekomidi loMkhandlu.

(b) ILungu loMkhandlu oPhethe elibhekele ezezimali kumele linqume inqubo, kubandakanya nezindlela zokulawula nezokuphatha izimali zokukhokhelwa izindleko zokuhamba ngomsebenzi okuhlongozwe endimeni (a).

Ukuchitshiyelwa noma ukushintshwa koHlelo

15. ILungu loMkhandlu oPhethe elibhekele ezamagugu, ngemuva kokubonisana noMkhandlu, ngesaziso kwiGazethi futhi kusukela ngosuku oluqagulwe kuleso saziso –

(a) lingachibiyela; noma

(b) lishintshe,

uHlelo.

Ukusebenza kweMithethonqubo

16.(1) IMithethonqubo kumele ifundwe futhi iqaliswe ukusebenza kanye noMthetho wesiKhungo saMafa noCwaningo waKwaZulu-Natali, 201X (uMthetho No. X ka 201X), noMthetho wezamaGugu kaZwelonke, 1999 (uMthetho No. 1 ka 1999), kanye noMthetho wesiKhungo samaGugu kaZwelonke, 1999 (uMthetho No. 11 ka 1999).

(2) Uma le Mithethonqubo ingalulawuli udaba oluphathelene nesiKhungo njengomaziphathe wezamaGugu wesiFundazwe noma nokuvikelwa noma nokuphathwa kwamagugu esiFundazweni, izinhlinzeko zoMthetho wesiKhungo saMafa noCwaningo waKwaZulu-Natali, 201X (uMthetho No. X ka 201X), zoMthetho wezamaGugu kaZwelonke, 1999 (uMthetho No. 1 ka 1999), kanye nezoMthetho wesiKhungo samaGugu kaZwelonke, 1999 (uMthetho No. 11

ka 1999), ziyasebenza esiFundazweni kanti uma kukhulunywa “ngohlaka olubhekele izindaba zamagugu esifundazweni” eMthethweni wezamaGugu kaZwelonke, 1999, kumele, ngaphandle uma ngempela kungafanele, kuthathwe ngokuthi kukhulunywa ngesiKhungo.

Isihloko esifingqiwe

17.(1) Le Mithethonqubo ibizwa ngeMithethonqubo yesiKhungo saMafa noCwaningo yaKwaZulu-Natali, 2017.

(2) Le Mithethonqubo iyoqala ukusebenza ngosuku uMthetho wesikhungo saMafa noCwaningo waKwaZulu-Natali, 201X (uMthetho No. X ka 201X) oyoqala ngalo ukusebenza.

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