



KWAZULU-NATAL PROVINCE
KWAZULU-NATAL PROVINSIE
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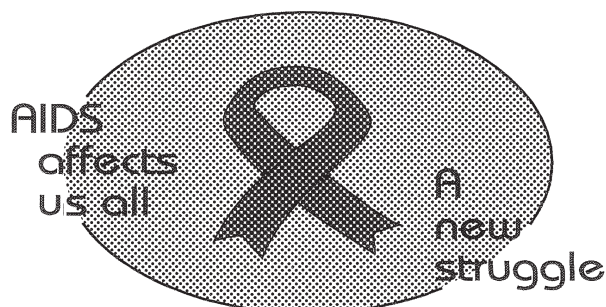
Vol: 15

PIETERMARITZBURG

29 APRIL 2021
29 APRIL 2021

No: 2276

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DEPARTMENT OF HEALTH

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MUNICIPAL NOTICES • MUNISIPALE KENNISGEWINGS**MUNICIPAL NOTICE 12 OF 2021****CITY OF UMHLATHUZE****PUBLIC NOTICE****CALLING FOR INSPECTION OF THE FIRST SUPPLEMENTARY VALUATION ROLL AND LODGING OF OBJECTIONS AGAINST THE VALUATION OF A PROPERTY**

Notice is hereby given in terms of Section 49 of MPRA read together with section 78(2) of the Local Government: Municipal Property Rates Act, 2004 (Act No 6 of 2004 as amended on 28 November 2014), that the First Supplementary General Valuation Roll for the period 1 July 2020 to 30 June 2025 is open for public inspection at the Municipal office, Room C128 or C145 (First Floor), uMhlathuze Municipality, 5 Mark Strasse, Central Business District, Richards Bay, the Empangeni Library as well as the Township Manager's offices at eSikhaleni, eNseleni and Ngwelezane, until **17 May 2021** during office hours. In addition the First Supplementary Valuation Roll is available on Council's website at www.umhlathuze.gov.za

Property owners, or any other person(s) who may wish to do so, are hereby invited in terms of Section 49(1)(a)(ii) of the Act to lodge an objection with the Municipal Manager in respect of any matter reflected in, or omitted from, the General Valuation Roll within the abovementioned period.

Attention is specifically drawn to the fact that in terms of Section 50(2) of the Act an objection must be in relation to the valuation of a specific individual property and not against the Valuation Roll as such. Owners wishing to object to their property's valuation, or a valuation of a specific individual property, must submit a review in writing on the prescribed manner. Objection forms can be collected at the main office, security desk, uMhlathuze Municipality, 5 Mark Strasse, Central Business District, Richards Bay during office hours. A review form can also be downloaded from Council's website: www.umhlathuze.gov.za

The completed forms must be returned and reach us on or before the closing date of **17 May 2021**. Completed objection forms can be posted to Private Bag X1004, Richards Bay, 3900 or hand delivered to main office, security desk, uMhlathuze Municipality, 5 Mark Strasse, Central Business District, Richards Bay or e-mailed / faxed valuations@umhlathuze.gov.za / 035-907 5444 /5 /6 /7. **Please note that late objections will not be accepted.**

For enquiries please contact Ms S Talanda at telephone number 035 – 9075058 or Ms L Ntombela at telephone number 035-9075098 or Ms T Sithole at telephone number 035-9075074

**Private Bag X1004
RICHARDS BAY
3900
MN.....
(1447320.st)**

**MR L H MAPHOLOBA
MUNICIPAL MANAGER**

MUNICIPAL NOTICE 13 OF 2021



Jozini Local Municipality

Jozini Circle Street

Bottom Town

3969

Tel. No (035) 572 1292

Email: municipalmanager@jozini.gov.za

Private Bag X028

Jozini

3969

Fax No, (035) 572 1266

Website: www.jozini.gov.za

PUBLIC NOTICE CALLING FOR INSPECTION OF THE SUPPLEMENTARY VALUATION ROLL AND LODGING OF OBJECTIONS

Notice is hereby given in terms of **Section 49(1)(a)(i) of the Local Government Municipal Property Rates Act 2004 (Act no 6 of 2004)** as amended by the Local Government: Municipal Property Rates Amendment Act 29 of 2014 hereinafter referred to as the "Act" that the first Supplementary Valuation Roll prepared in terms of Section 78 of the Act for the General Valuation Roll for the financial years **1 JULY 2019 TO 30 JUNE 2024** is open for public inspection at the **JOZINI MUNICIPAL OFFICES, INGWAYUMA MUNICIPAL OFFICES AND THE MKUZE TRAFFIC OFFICES FROM 29 APRIL 2021 TO 31 MAY 2021**. In addition, the Supplementary Valuation Roll is available at the municipal website: www.jozini.gov.za

The **CLOSING DATE FOR OBJECTIONS** is **MONDAY 31 MAY 2021**.

An invitation is hereby made in terms of Section 49(1)(a) (ii) of the Act that any owner of property or other person who desires to raise an objection in respect of any matter reflected in, or omitted from the Supplementary Valuation Roll should lodge such objection with the Municipal Manager within the abovementioned period.

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

The relevant forms for lodging of an objection are obtainable at the following address: **JOZINI MUNICIPAL OFFICE (MAIN OFFICE)** situated in Circle Street, Bottom Town, Jozini.

The completed forms **must be returned within the time period specified above and posted** to the following address **Private Bag X 028, Jozini, 3969** or hand delivered to **JOZINI MUNICIPAL OFFICE (MAIN OFFICE)** situated in Circle Street, Bottom Town Jozini.

For enquiries please contact the Assistant Revenue Manager: Mrs Ntombi Dube on 035 572 1292 during office hours and email address on nmgumede@jozini.gov.za or alternatively Finance Manager: Mr Vusi Gumede on 035 572 1292 during office hours or email address vgumede@jozini.gov.za.

Mr. J.A Mngomezulu
Municipal Manager

MUNICIPAL NOTICE 14 OF 2021



UMVOTI LOCAL MUNICIPALITY

**PUBLIC NOTICE CALLING FOR INSPECTION OF SUPPLEMENTARY VALUATION
ROLL 1 AND LODGING OF OBJECTIONS**

Notice is hereby given in terms of Section 49(1) (a) (i) of the Local Government Municipal Property Rates Act, of 2004 (Act No.6 of 2004), hereinafter referred to as the "Act", that the supplementary valuation roll for the period ending 30 June 2021 for the financial year 2020/2021 is open for public inspection at the Municipal offices. King Dinizulu/Bell Street from the **26 April 2021 until the 31 May 2021**. An invitation is hereby given in terms of section 49(1)(a)(ii) of the Act that any owner of property or other person who desires to, should lodge an objection with the Municipal Manager in respect of any matter reflected in, or omitted from the Valuation Roll within the abovementioned period.

Attention is specifically drawn to the fact that in terms of section 50(2) of the Act an objection must be in relation to a specific individual property and not against the Valuation Roll as such. The prescribed forms for the lodging of an objection are obtainable at the Municipal Offices. The completed objection forms must be addressed to: The Municipal Manager and handed in at the Umvoti Municipal office, King Dinizulu/Bell street or sent by registered post to: **P O Box 71, Greytown, 3250 and must be received by the close of business, 31st May 2021 or mailed objections@umvoti.gov.za**

For enquiries please telephone: Mr V Ori **033- 4139143**.

**P O BOX 71
GREYTOWN, 3250
NOTICE NO: 4684**

MRS TN NGIBA - MUNICIPAL MANAGER

2021 563

MUNICIPAL NOTICE 15 OF 2021



PUBLIC NOTICE

AMENDMENT TO THE UMLATHUZE SPATIAL PLANNING AND LAND USE MANAGEMENT BYLAW, 2017

The uMhlathuze Municipality has, in terms of section 156 of the Constitution, 1996 (Act No. 108 of 1996) read in conjunction with section 12(3)(b) of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000), passed a resolution for the amendment of the uMhlathuze Spatial Planning and Land Use Management Bylaw, 2017.

The uMhlathuze Spatial Planning and Land Use Management Bylaw, 2017, was promulgated in the Provincial Gazette Number 1853 under Notice Number 93 dated 14 July 2017.

The following amendments to the uMhlathuze Spatial Planning and Land Use Management Bylaw, 2017, shall come into operation on the date of publication hereof:

1. **Purpose of the Bylaw**

By the deletion of reference to "the Municipal Planning Enforcement Authority" and "to provide for compensation" under the purpose of the Bylaw, since these matters are not provided for in the Bylaw. Appointment and functions of the Municipal Planning Enforcement Officer are, however, described in the Bylaw.

2. **Definitions:**

By deleting the current definitions in the bylaw listed below and by substituting them to read as follows, in order to aid in the interpretation of the Bylaw:

"Applicant" means any owner, organ of state, beneficial occupier of land or duly authorised person who makes a land development application in terms of this By-law as contemplated in Section 30 of this By-law and is responsible for compliance with conditions of approval, etc.;

"building" includes any structure of any nature whatsoever as envisaged in Section 1 of the National Building Regulations and Building Standards Act, 1977 (Act 103 of 1977) and its regulations, as amended from time to time;

"consent" means a written authorisation, issued by the Municipal Planning Approval Authority and may include "consent" to use or develop a property for a permitted purpose or in a particular manner contemplated in the land use scheme, and may include applications for relaxation;

"Deeds Registries Act" means the Deeds Registries Act, 1937 (Act 47 of 1937), as amended from time to time;

"Development Facilitation Act" means the Development Facilitation Act, 1995 (Act 67 of 1995), as amended from time to time;

"Land Survey Act" means the Land Survey Act, 1997 (Act 8 of 1997), as amended from time to time;

"Municipal Planning Enforcement Officer" means a municipal official designated or appointed in terms of Section 78(1) of this By-law to perform the powers and functions as contemplated in Section 80 of this By-law, or such person acting in his/her stead;

"Municipal Planning Tribunal" means a planning approval authority established in terms of Section 34 of SPLUMA, including a Joint Municipal Planning Tribunal, and who is responsible for carrying out any relevant duty or function or exercising any relevant power in terms of this By-law;

"Municipal Property Rates Act" means the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004), as amended from time to time;

"Municipal Structures Act" means the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998), as amended from time to time;

"Municipal Systems Act" means the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), as amended from time to time;

"organ of state" means an organ of state as defined in Section 239 of the Constitution of the Republic of South Africa, 1996, as amended from time to time;

"Planning and Development Act" means the KwaZulu-Natal Planning and Development Act, 2008, (Act 6 of 2008), as amended from time to time;

"Promotion of Access to Information Act" means the Promotion of Access to Information Act, 2000 (Act 2 of 2000), as amended from time to time;

"public facility" may include educational facilities, medical facilities, a community centre, library, museum, police station, post office, pay point, municipal office or hall, fire or police station, utility and services facilities, place of worship, cemetery, public transport facility, parking lot and the like;

"public place" includes any servitude, road and any square, park, recreation ground, sports field, playlot, garden, conservation area, commonage or enclosed or open space-

- (a) registered in the deeds registry as such or reserved as land set apart for the use and benefit of the public;
- (b) of which the ownership vests in the municipality or under the control or management thereof by law for the use and benefit of the public, or which the public has the right to use; or
- (c) to which the public or the inhabitants of an area have a common right;

"Registered Planner" means a professional or technical planner registered in terms of the Planning Profession Act, 2002 (Act 36 of 2002), unless the South African Municipal Council for Planners has reserved the work to be performed by a Registered Planner in terms of section 16(2) of that Act in which case a 'Registered Planner' means the category of registered persons for whom the work has been reserved;

"Sectional Titles Act" means the Sectional Titles Act, 1986 (Act 95 of 1986), as amended from time to time;

"SPLUMA" means the Spatial Planning and Land Use Management Act 2013 (Act 16 of 2013) and the Spatial Planning and Land Use Management Regulations: Land Use Management and General Matters, 2015 (Government Notice No. 239 of 2015), as amended from time to time;

"Subdivision of Agricultural Land Act" means Subdivision of Agricultural Land Act, 1970 (Act 70 of 1970), as amended from time to time;

"the Act" means the Spatial Planning and Land Use Management Act 2013 (Act 16 of 2013), as amended from time to time;

"this By-law" includes the land use scheme, other schedules to this By-law and policies / procedures adopted to administer this By-law, as amended from time to time;

"Traditional Council" means the institution established in terms of Section 6 of the KwaZulu-Natal Traditional Leadership and Governance Act, 2005 (Act 5 of 2005), as amended from time to time;

"Town Planning Ordinance" means the KwaZulu-Natal Town Planning Ordinance, 1949 (Ordinance No. 27 of 1949), as amended from time to time;

By the addition of the following new definitions to aid in the interpretation of the Bylaw:

"contravention charge" is a duty, fee, charge or tariff provided for in Council's Tariff of Charges and is levied in line with the provisions of Section 83 of this By-law;

"newspaper" means a newspaper as provided for in Section 21 of the Municipal Systems Act;

3. **Section 2 : Application of By-law**

By the deletion of Section 2 and the substitution thereof with the following wording:

Application of By-law

2.(1) This By-law is subject to section 2(2) of the Spatial Planning and Land Use Management Act that provides that, except as provided in the Spatial Planning and Land Use Management Act, no legislation may prescribe an alternative or parallel mechanism, measure, institution or system on spatial planning, land use, land use management and land development in a manner inconsistent with it.

(2) This By-law applies to all land which falls within the municipal area under uMhlathuze Municipality and binds every owner and their successors-in-title and every user of land, including the state, any organ of state or the Municipality, to the extent applicable.

(3) When considering an apparent conflict between this By-law and another law, a court of law must prefer any reasonable interpretation that avoids a conflict over any alternative interpretation that results in a conflict.

(4) In the event of a conflict between SPLUMA and its Regulations, any provincial legislation dealing with spatial planning and land use management and any regulations issued in terms thereof and the provision of this By-law, the provisions of this By-law shall prevail to the extent that the provisions of this By-law give effect to "municipal planning" as an exclusive executive local government competence as contemplated in Part B of Schedule 4 of the Constitution.

(5) No person may use or develop land unless the use or land development is permitted in terms of the Municipality's adopted land use scheme or approval granted in terms of this By-law.

(6) In terms of regulation 14 the Spatial Planning and Land Use Management Regulations: Land Use Management and General Matters—

(a) the manner and format in which an application for Planning approval must be submitted shall be the manner and format prescribed in this By-law;

(b) the timeframes applicable to steps in the application process shall be the time frames prescribed in this By-law;

(c) the manner and extent of the public participation process for each type of application for Planning approval shall be the manner and extent of public consultation prescribed in this By-law;

(d) the manner and extent of the intergovernmental participation process for each type of application for Planning approval shall be the manner and extent of public consultation prescribed in this By-law;

(e) procedures for site inspections shall be the procedures prescribed in this By-law;

(f) procedures for an amendment to an application for Planning approval shall be the procedures prescribed in this By-law;

(g) the place where an application for Planning approval must be submitted shall be the place prescribed in this By-law; and

(h) the procedure that provides for an application for Planning approval that is, on face value, when submitted to a municipality, incomplete and an application for Planning approval that, after substantive scrutiny by a municipality, requires additional information from the applicant shall be the procedure prescribed in this By-law.

The purpose of the substitution is to aid in the interpretation of the Bylaw and to provide a link to the provisions of the Spatial Planning and Land Use Management Act and its Regulations.

4. **Section 4A : Role of the Municipal Council**

By the addition of Section 4A to read as follows:

Role of the Municipal Council

4A.(1) The Municipal Council must, in the compilation, approval and amendment of the Municipality's spatial development framework and land use scheme and determination of land development applications provide general policy and other guidance.

(2) The Municipal Council must, in providing policy and guidance as referred to in subsection (1) to the extent provided for in this By-law and other laws, monitor the implementation of its policies and guidance and provide for participation during the processes.

(3) The Municipal Council may approve, in whole or in part, or refuse any application referred to it in accordance with Schedule 3 Item 9 of this By-law.

The purpose of the addition is to clarify the role of the Municipal Council in respect of spatial and land use planning and applications in line with the provisions of Sections 20, 23, 24 and 28(4) of the the Spatial Planning and Land Use Management Act, 2003.

5. Section 5 : Appointment, Functions and Powers of Municipal Planning Authorised Official

- By the deletion of Section 5(1)(a) and the substitution thereof with the following wording:
(a) one or more of its officials, who are registered planners, or determine that the incumbent of a particular post on the Municipality's post establishment shall be a Municipal Planning Authorised Official; or
- By the deletion of Section 5(4)(a) and the substitution thereof with the following wording:
(a) may approve, in whole or in part, or refuse any application referred to him/her in accordance with Schedule 3 Item 8 of this By-law;

The purpose of the substitutions is to aid in the interpretation of the Bylaw.

6. Section 13 : Decision of Municipal Planning Tribunal

- Section 13(5) : By the substitution of the word "it" with the words "the Municipal Planning Tribunal" in order to aid in the interpretation of the Bylaw.
- Section 13(6) : By the substitution of the words "Municipal Planning Tribunal" with the words "Municipal Planning Registrar" in order to correct delegation of authority.

7. By the deletion of Section 15 and 16 which sections relate to holding more than one office simultaneously, conflict of interest, declaration of interest and recusal

It is proposed to deal with these matters under amended Sections 108, 108A and 108B as detailed in this document.

8. Section 17 : Appointment, Functions and Powers of a Municipal Planning Registrar and Deputy Municipal Planning Registrar

- Section 17(1) : By the substitution of "Municipality" with the words "Municipal Manager" before the words "must appoint".
- Section 17(2) : By the substitution of "Municipality" with the words "Municipal Manager" before the words "may appoint".
- By the deletion of Section 17(4) and the replacement thereof with the following wording:
(4) A Municipal Planning Registrar must:
(a) refer of all land development applications for municipal planning approval lawfully lodged or submitted to the Municipal Planning Approval Authority;
(b) liaise with the relevant Tribunal members and the parties in relation to any application or other proceedings filed with the tribunal;
(c) maintain a diary of hearings and meetings of the Tribunal;
(d) allocate meeting dates and application numbers to applications;
(e) arrange the attendance of meetings by members of the Tribunal;
(f) arrange venues for Tribunal meetings or hearings;
(g) perform administrative functions in connection with the proceedings of the Tribunal;
(h) ensure the efficient administration of the proceedings of the Tribunal, in accordance with directions of the Chairperson of the Tribunal;
(i) arrange the affairs of the Tribunal so as to ensure that time is available to liaise with other authorities regarding the alignment of integrated applications and authorizations;
(j) notify parties of orders, directives or decisions of the Tribunal;
(k) keep a record of all applications submitted to the Tribunal and the outcome of each, including:
(i) decisions of the Tribunal;
(ii) on-site inspections and any matter recorded as a result thereof;
(iii) reasons for decisions; and

- (iv) proceedings of the Tribunal;
 - (l) keep records by any means as the Tribunal may deem necessary; and
 - (m) to do all what is incidental thereto.
- Section 17(6) : By the substitution of "Municipality" with the words "Municipal Manager" before the words "may designate".

The purpose of the substitutions and deletion is to correct delegation of authority.

9. Section 18 : Purpose of the land use scheme

By the deletion of Section 18 and the substitution thereof with the following wording:

Purpose of land use scheme

18. The purpose of the land use scheme is to:

- (a) enable the comprehensive management of all erven (both private and public sector) within the Municipality;
- (b) promote and implement the applicable planning and development legislation and principles as adopted by the relevant National, Provincial and Municipal spheres of government from time to time;
- (c) promote and implement the Vision and Strategies of the Integrated Development Plan in the realization of quality environments; and
- (d) manage land-use rights, to provide facilitation over use rights, to manage urban growth and development and to manage conservation of the natural environment, in order to:
 - (i) Achieve co-ordinated and harmonious development in a way that will efficiently promote public safety, health, order, convenience and to protect the general welfare of the inhabitants of the Municipality;
 - (ii) Promote integrated and sustainable development through-out the area of jurisdiction;
 - (iii) Promote sustainable environmental management, conserve and protect environmentally sensitive areas.
 - (iv) Promote all forms of development and growth through sound planning principles that would support a mix of land-uses managed in an appropriate manner.

The purpose of the substitution is to align the Bylaw with the uMhlathuze Land Use Scheme.

10. Section 20 : Legal effect of land use scheme

Section 20(7)(b) : By the substitution of "Municipality" with the words "Municipal Planning Approval Authority" before the words "may limit".

The purpose of the substitutions and deletion is to correct delegation of authority.

11. By the deletion of Section 21 : Existing land use scheme

The purpose of the deletion is to aid in the interpretation of the Bylaw and to avoid confusion.

12. Section 27 : Land development activities which require municipal planning approval

- By the deletion of Section 27(1)(c) and (d) in order to align with the uMhlathuze Land Use Scheme (2019), since no areas are located outside the boundaries of the Scheme.
- By the deletion of the word "adjacent" under Section 27(1)(h), since properties that are notarially tied are not always adjacent to one another.

13. Section 28 : Land development activities which do not require municipal planning approval

- By the deletion of Section 28(1)(e) and the substitution thereof with the following wording in order to align with the uMhlathuze Land Use Scheme:
 - (e) when a planned road zoned "Proposed New Road" is constructed. The zoning "Proposed New Road" may then be converted to the correct zoning "Existing Road", unless the alignment of the proposed road has changed;
- By the deletion of Section 28(2) and 28(3) in order to align with the uMhlathuze Land Use Scheme (2019).

14. Section 30 : Persons who may compile and lodge a land development application

Section 30(2) : By the substitution of "Municipality" with the words "Registered Planner" before the words "may require".

The purpose of the substitutions is to correct delegation of authority.

15. Section 32 : Procedures for applications for municipal planning approval

By the deletion of Section 32 and the substitution thereof with the following wording:

Procedures for applications for municipal planning approval

32. (1) The Municipality has prescribed procedures in terms of Schedule 5 of this By-law for the submission and processing of all land development applications requiring approval.

(2) The Municipality has determined which applications must follow a public participation process. The extent of public consultation and procedure to be followed is set out in Schedule 4 of this By-law.

(3) The Municipality must prescribe fees payable for submission of all land development applications in terms of this By-law as part of its annual budgeting process.

(4) The Registered Planner is responsible for the administration of applications for municipal planning approval as set out in this Bylaw, and shall maintain a register of all applications received.

(5) The Registered Planner may refuse to accept the application, if it does not meet with the set requirements.

(6) The Registered Planner and Municipal Planning Approval Authority may, at any time prior to a decision being made, request any additional information it may require which, in its opinion is necessary in order to make an informed decision relating to the application.

(7) An applicant may decline in writing to provide the additional information required, in which case the Registered Planner must proceed with the processing of the application for municipal planning approval.

(8) An applicant may, at any time prior to a decision being taken, withdraw an application on written notice to the Municipality. Should an applicant withdraw an application:

- (a) the application fee is not refundable; and
- (b) the applicant must submit a new application to proceed with the application.

The purpose of the substitutions and deletion is to correct delegation of authority and to aid in interpretation of the Bylaw.

16. Section 33 : Failure by an organ of state or relevant organisation to comment on an application for municipal planning approval

- Section 33(3) : By the substitution of "Municipality" with the words "Registered Planner" before the words "may refuse".
- Section 33(4) : By the substitution of "Municipality" with the words "Registered Planner" before the words "may proceed".
- Section 33(4)(c) : By the substitution of "Municipal Planning Registrar" with the words "Registered Planner" before the words "from proceeding".

The purpose of the substitutions and deletion is to correct delegation of authority.

17. Section 36 : Public Participation

- Section 36(1) : By the substitution of "Municipal Planning Registrar" with the words "Registered Planner" before the words "must inform".
- Section 36(3) : By the substitution of "Municipality" with the words "Registered Planner" before the words "with proof".

The purpose of the substitutions and deletion is to correct delegation of authority.

18. Section 38 : Amendments to an application prior to a decision

- Section 38(1)(b) : By the substitution of "Municipality" with the words "Registered Planner".

The purpose of the substitutions and deletion is to correct delegation of authority.

19. Section 41 : Relationship between municipal planning approval and other approvals

By the deletion of Section 41(3) and replacing it with the following wording:

- (3) The Municipality or any other organ of state may not approve a building plan conflicting with—
- (a) the Municipality's land use scheme;
 - (b) consent in terms of a land use scheme;
 - (c) the subdivision of a land;
 - (d) the consolidation of land;
 - (e) the notarial tying of properties;
 - (f) the permanent closure of a municipal road or a public place; or
 - (g) a condition of title relating to use or development of land.

The purpose of the substitutions and deletion is to align with the uMhlathuze Land Use Scheme (2019), since no areas are located outside the boundaries of the Scheme

20. Section 44 : Persons who must be informed of a Municipal Planning Approval Authority's decision

Section 44 : By the substitution of "Municipal Planning Registrar" with the words "Registered Planner".

The purpose of the substitutions and deletion is to correct delegation of authority.

21. Section 46 : Effective date of Municipal Planning Approval Authority's decision on application

By the addition of Section 46(2) in order to explicitly make provision for the issuing of a certificate and to amend the number of Section 46(2) to 46(3).

(2) The Municipal Authorised Official may issue a certificate to specify that a decision by the Municipal Planning Approval Authority is effective.

(3) Where an application for rezoning and/or consent includes an application for township establishment, subdivision or consolidation, the change in zoning or approved land use shall not be effective until the relevant property has been registered in the Deeds Office.

The purpose of the substitutions and deletion is to aid in interpretation of the Bylaw.

22. Section 48 : Certification of compliance with conditions of approval

Section 48(1) : By the substitution of "Municipality" with the words "Municipal Authorised Official".

The purpose of the substitutions and deletion is to correct delegation of authority.

23. Section 49 : Transfer of roads, public places and public facilities

By the deletion of Section 49 and the substitution thereof with the following wording:

Transfer of roads, public places and public facilities

49.(1) If an application for the subdivision of land or township establishment was approved subject to a condition that land must be provided for a public facility or public place to be administered and maintained by the Municipality or another organ of state, the applicant must, at his or her or its own cost, transfer the land to the Municipality, organ of state or the state, unless stated otherwise in the conditions of establishment.

(2) If an application for the subdivision of land or township establishment was approved subject to a condition that the applicant must transfer land for use as a road, the applicant must, at his or her own cost, transfer the land to the Municipality or relevant roads agency, unless stated otherwise in the conditions of establishment.

(3) Land for use as a municipal road, park or other public place must be regarded as land of which the ownership vests in the Municipality contemplated in Section 32 of the Deeds Registries Act.

The purpose of the substitution is to aid in interpretation of the Bylaw and to align with the amended definitions relevant to "public facilities" and "public place".

24. Section 51 : Vesting of ownership of land after permanent closure of municipal road or public place

Section 51(1)(a) and (c) : By the substitution of "public open space" with the words "public place".

The purpose of the substitution is to align with the amended definition relevant to "public place".

25. Section 54 : Registration of ownership for subdivision of a property or consolidated property, or opening of township register

Section 54(2) : By the substitution of "Municipality" with the words "Municipal Authorised Official" before the words "has issued".

The purpose of the substitution is to correct delegation of authority.

26. Section 55 : Lodging of deeds, plans and documents with Registrar of Deeds for permanent closure of municipal road or public place

Section 55(2) : By the substitution of "Municipality" with the words "Municipal Planning Approval Authority" before the words "has determined" and by the substitution of "it" with the words "the Municipality" before the words "or in another organ of state".

The purpose of the substitutions is to correct delegation of authority.

27. Section 56 : Lodging of deeds, plans and documents with Registrar of Deeds pursuant to an application for the removal, amendment, or suspension of a restrictive condition of title or servitude and certificate of compliance with certain conditions of approval

Section 56(2) : By the substitution of "Municipality" with the words "Municipal Authorised Official" before the words "has issued".

The purpose of the substitution is to correct delegation of authority.

28. Section 57 : Lapsing of municipal planning approval

By the deletion of Section 57 and the substitution thereof with the following wording:

Lapsing of municipal planning approval

57.(1) Should the applicant fail to comply with the conditions of approval or conditions of establishment, the municipal planning approval lapses:

(a) after the time period specified by the Municipal Planning Approval Authority for compliance; or

(b) within a period of five years after the effective date of the Municipal Planning Approval Authority's decision.

(2) The Registered Planner must inform the applicant in writing that the municipal planning approval has lapsed and update its records, including its land use scheme, to reflect the lapsing of an application for municipal planning approval.

(3) The Surveyor General and Registrar of Deeds may require the Municipality to confirm in writing whether municipal planning approval for the subdivision of land, consolidation of land, notarial tying of properties, township establishment or the removal, amendment or suspension of a restrictive condition of title has lapsed.

(4) An applicant is responsible for any processes and costs relating to the lapsing of a municipal planning approval.

The purpose of the substitution is to aid in interpretation of the Bylaw and to clarify roles and responsibilities.

29. Section 59 : Application for a non-material amendment to a municipal planning approval

- Section 59(1) : By the deletion of the words “on his or her own initiative or at the request of the Municipality”, since it is unlikely that the Municipality will request for a non-material amendment to a municipal planning approval.
- Section 59(2) : By the substitution of “Municipality” with the words “Registered Planner” before the words “may instruct” to correct the delegation of authority.
- Section 59(2)(b) : By the substitution of “Municipality” with the words “Registered Planner” before the words “is of the opinion” to correct the delegation of authority.

30. Section 61A : Cancellation of a municipal planning approval

- Section 61.A(1) : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner” before the words “to cancel”.
- Section 61.A(2) : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner” before the words “must inform”.

The purpose of the substitutions is to correct delegation of authority.

31. Section 64 : The Appeal Authority Registrar

- Section 64(1) : By the substitution of “Municipality” with the words “Municipal Manager” before the words “shall designate”.
- Section 64(2) : By the substitution of “Municipality” with the words “Municipal Manager” before the words “has not designated” and the substitution of “the Municipal Manager” with the words “he/she” before the words “shall perform”.

The purpose of the substitutions is to correct delegation of authority.

32. Section 65 : The Appeal Procedure

By the substitution of “Municipality” with the words “Municipal Council” before the words “has prescribed”.

The purpose of the substitution is to correct delegation of authority.

33. Section 77 : Offences in connection with proceedings before Appeal Authority

Section 77(3) : By the deletion of the words “not exceeding R10 000” and replacing the words with “as determined by the Magistrate’s Court” to clarify that the court will determine the amount of the fine.

34. Section 78 : Appointment of Municipal Planning Enforcement Officer

By the deletion of Section 78 and the substitution thereof with the following wording:

Appointment of Municipal Planning Enforcement Officer

78.(1) A Municipal Manager must designate a municipal official or appoint any other person as a Municipal Planning Enforcement Officer.

(2) A Municipal Manager may appoint as many municipal planning enforcement officers as it requires.

(3) A Municipal Manager must issue a Municipal Planning Enforcement Officer with an appointment letter stating that he or she has been designated as an enforcement officer for the purposes of this By-law, or must show proof that he or she acts as an enforcement officer.

(4) A Municipal Planning Enforcement Officer must produce the letter on request by any person affected by the exercise of a power in terms of this section.

The purpose of the substitution is to aid in interpretation of the Bylaw and to clarify roles and responsibilities.

35. By the deletion of Section 79 : Conflict of interest of Municipal Planning Enforcement Officer

It is proposed to deal with these matters under amended Sections 108, 108A and 108B as detailed in this document.

36. Section 80 : Powers and Functions of a Municipal Planning Enforcement Officer

- Section 80(2)(k)(i) : By the deletion of the word “penalty” before the word “charge” to align with the changes under Section 83 of the Bylaw.
- Section 80(4) : By the deletion of the words “not exceeding R10 000 or” to clarify that the court will determine the amount of the fine.

37. Section 81 : Offences and penalties in relation to municipal planning approval

- Sections 81(1)(a), (b), (c), (d) : By the deletion of the words “notarially tying adjacent land or erect buildings” and substituting the words with “notarially ties land or erects buildings” in order to align with the changes under Section 27(1)(h) of the Bylaw.
- By the deletion of Sections 81(5) to (7) and the replacement thereof with the following wording in order to avoid conflict with court processes:

(5) A person convicted of an offence in terms of this section is liable on conviction to a fine or to imprisonment or to both, as determined by the Magistrate’s Court.

(6) The levying of rates in accordance with the use of a property as contemplated in Section 8(1) of the Municipal Property Rates Act does not render the use of the property lawful for the purposes of this By-law.

38. Section 81A : Cancellation of Municipal Planning Approval due to non-compliance

Section 81A(1) : By the substitution of “conditions of approval or” with the words “record of decision, which may include” in order to align with the definition of record of decision.

Section 81A(2) : By the substitution of “Municipality” with the words “Municipal Planning Enforcement Officer” before the words “shall issue” in order to correct delegation of authority.

39. Section 82 : Additional penalties

Section 82(2) : By the deletion of the words “for a period not exceeding one year” to clarify that the court will determine the length of the sentence.

40. Section 83 : Contravention charge to prevent the continuation of an activity that constitutes an offence

By the deletion of Section 83 and the substitution thereof with the following wording:

Contravention charge to prevent the continuation of an activity that constitutes an offence

83.(1) The Municipality must impose a monthly contravention charge in order to prevent the continuation of an activity that constitutes an offence contemplated in Section 81(1) of this By-law and in line with its Credit Control and Debt Management Policy and By-law and tariffs of fees. Such contravention charge shall be deemed a duty in terms of Section 118(3) of the Municipal Systems Act.

(2) The Municipal Planning Enforcement Officer must issue a letter of notification and allow for a dispute process as set out in Schedule 7 of this By-law before it charges the monthly contravention charge to prevent the continuation of an activity that constitutes an offence as contemplated in Section 81(1).

(3) The contravention charge shall be subject to escalation as set out in Council’s Tariffs of Fees.

(4) The contravention charge shall not be applicable to a person registered in terms of Council’s Indigent Policy. Alternative enforcement processes may be applicable.

(5) In terms of Section 102 (a) of the Municipal Systems Act, the Municipality deems all separate accounts of a person liable for payment to this Municipality, to be consolidated, regardless of the fact that separate accounts for such debtor may be rendered, and includes all charges.

- (6) A customer may not selectively nominate payment of his accounts or any portions of his or her account(s). Any arrear account will be dealt with in terms of Council's Credit Control and Debt Management Policy.
- (7) Payment of the contravention charge does not imply that the Municipality has condoned the offence.

The purpose of the substitution is to aid in interpretation of the Bylaw and to update the enforcement process.

41. Section 84 : Reduction or disconnection of electricity or water to prevent the continuation of activity that constitutes an offence

By the deletion of Section 84 and the substitution thereof with the following wording:

Reduction or disconnection of electricity and/or water services to prevent the continuation of activity that constitutes an offence

84.(1) In addition to the contravention charge, as provided for in Section 83 of this By-law, the Municipality may reduce or disconnect electricity and/or water services to prevent the continuation of an activity that constitutes an offence contemplated Section 81(1) without a court order and in line with its Credit Control and Debt Management Policy and By-law.

(2) Disconnection and re-connection fees shall be payable in line with Council's tariffs of fees.

The purpose of the substitution is to aid in interpretation of the Bylaw and to update the enforcement process.

42. Section 85 : Lodging of complaint

By the deletion of Section 85 and the substitution thereof with the following wording:

Lodging of complaint

85.(1) Any person, who is affected by or becomes aware of an alleged contravention may where applicable, in writing or orally and in the prescribed form, request the Municipality to investigate an alleged contravention contemplated in Section 81(1).

(2) A written or oral complaint, in which it is alleged that a person is committing an offence, may be supported by relevant documentation and other evidence and contact details of the person lodging the complaint.

(3) The Municipal Council has prescribed the procedure and guidelines to deal with contraventions of the provisions of this By-law and the land use scheme in terms of Schedule 7 of this By-law.

(4) The Municipal Planning Enforcement Officer must investigate the complaint in accordance with prescribed procedure.

(5) The Municipal Planning Enforcement Officer must inform the complainant of the outcome of the investigation.

The purpose of the substitution is to aid in interpretation of the Bylaw and to update the enforcement process.

43. Section 87 : Observance of confidentiality pertaining to entry for enforcement purposes

Section 87(2) : By the deletion of the words "not exceeding one year" and the replacement thereof with the words "as determined by the Magistrate's Court" to clarify that the court will determine the length of the sentence.

44. Section 88 : Relief by court

Sections 88(2)(b)(i), (ii), (iii), (iv) : By the deletion of the word "adjacent" after the words "notarially tying".

To align with the changes under Section 27(1)(h) of the Bylaw.

45. Section 90 : Display of notice on land that activity is unlawful

Section 90 : By the substitution of "Municipality" with the words "Municipal Planning Enforcement Officer" before the words "must display".

The purpose of the substitution is to correct delegation of authority.

46. By the deletion of “Part 4 : Subsequent application for municipal planning approval” as well as Section 92 dealing with subsequent applications

The purpose of the deletion is to avoid confusion between Section 92 and Section 27(1) which both deal with submission of applications. Even if an applicant submits an application to address an illegal land use, for instance, such application is submitted in terms of Section 27(1).

47. Part 5 and Section 93 : Offence and misconduct by a municipal official who approves the erection of buildings or use of land without prior approval in terms of the Act

- By the renumbering of Part 5 to Part 4 : Offence and misconduct by a municipal official to correct numbering
- Section 93(1)(a),(b), (c), (d) : By the deletion of the word “adjacent” after the words “notarially tying” in order to align with the changes under Section 27(1)(h) of the Bylaw.
- Section 93(3) : By the deletion of the words “to a fine” as well as the words “and (6)” to align with the changes made under Section 81.

48. Section 96 : Service of documents

- Section 96(1) : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner” before the words “and Appeal Authority Registrar”.
- Section 96(1)(c) : By the addition of “If registered post or signature on delivery mail service is not practical, regular mail may be used.” after the words “the person's postal address.”

The purpose of the substitutions is to correct delegation of authority and to clarify that regular mail services is acceptable in certain cases.

49. Section 97 & 98 : Service of documents

By the deletion of Sections 97 and 98 and the substitution thereof with the following wording:

Service of documents on the Registered Planner

97. Any document may be served on the Registered Planner:-

- (a) by delivering the document by hand to the Registered Planner or the Municipality's Registry Section; or
- (b) by delivering the document via courier service; or
- (c) by sending the document by registered post or signature on delivery mail to the postal address of the Municipality; or
- (d) via successful transfer of electronic mail.

Service of documents on Appeal Authority Registrar

98. Any document may be served on the Appeal Authority Registrar or Deputy Appeal Authority Registrar:-

- (a) by delivering the document by hand to the Appeal Authority Registrar or a Deputy Appeal Tribunal Registrar or the Municipality's Registry's Section;
- (b) by delivering the document by courier service; or
- (c) via successful transfer of electronic mail.

The purpose of the substitution is to correct delegation of authority and to update the section relating to service of documents to include electronic mail.

50. Section 99 : Date of service of document

By the deletion of Sections 99 and the substitution thereof with the following wording:

Date of Service of Document

99.(1) If a document is delivered by hand or via courier service, the date of delivery of the document during business hours must be regarded as the date of service.

(2) If a document was served by successful electronic transmission of the document to the e-mail address or telefax number of the addressee, the correspondence is deemed to have been received on the first business day following the date of successful transmission.

(3) If a document was served by registered post or signature on delivery mail, service must be regarded as having been effected seven (7) days after posting, irrespective of when or if the mail has been collected.

(4) Calculation of number of days is set out in Section 113 of this By-law.

51. Section 103 : Record of applications for municipal planning approval

Section 103(1) : By the substitution of "Municipality" with the words "Registered Planner and Municipal Planning Registrar" before the words "must keep".

The purpose of the substitutions is to correct delegation of authority.

52. Section 105 : Access to information held by Registered Planner, Municipal Planning Registrar and Appeal Authority Registrar

By the addition of "Registered Planner" before the words "Municipal Planning Registrar" in the heading and under Section 105.

The purpose of the addition is to correct delegation of authority.

53. Section 106 : Access to information held by Municipal Manager

Section 106(a) : By the substitution of "Municipal Planning Enforcement Authority" with the words "Municipal Planning Enforcement Officer".

The purpose of the substitution is to refer to the correct role.

54. Section 108 : Declaration of Interest

By the deletion of Section 108 and the substitution thereof with the following wording:

Declaration of interest

108.(1) A member of the Municipal Planning Approval Authority, a member of the Municipal Planning Appeal Authority, the Municipal Planning Registrar or Deputy Registrar, the Appeal Authority Registrar, the Registered Planner, the Municipal Planning Enforcement Officer and/or municipal officials who exercise any power in terms of this By-law, must, within 10 days of being appointed, submit a written declaration to the Municipal Manager –

(a) declaring his or her financial or other interests which may be in conflict with their appointment, including but not limited to any consultancy service provided and any property owned within the Municipal boundary;

(b) declaring financial or other interests by a spouse or life partner, any close family member, partner or associate of that person; and

(c) declaring any conviction in terms of the Criminal Procedure Act, 1977 (Act No. 51 of 1977).

(2) If a person's interest status changes, he or she must, within 10 days of the date the change of status, submit a written declaration of the change to the Municipal Manager.

(3) The Municipal Manager must keep a register of the interests disclosed.

Holding of more than one office simultaneously and conflict of interest

108A.(1) A member of the Municipal Planning Approval Authority, a member of the Municipal Planning Appeal Authority, the Municipal Planning Registrar or Deputy Registrar, the Appeal Authority Registrar, the Registered Planner, the Municipal Planning Enforcement Officer and/or any municipal official who exercise any power in terms of this By-law may not have a direct or indirect personal or financial interest in a matter under consideration or investigation.

(2) The same person may simultaneously hold more than one office, provided impartiality and independence in the performance of the functions is not compromised, except in the following instances:

(a) a person may not serve as a member of the Municipal Planning Approval Authority and the Municipal Planning Appeal Authority;

- (b) a person may not serve as an Expert Technical Advisor for the Municipal Planning Approval Authority as well as the Municipal Planning Appeal Authority on the same application for municipal planning approval.
- (c) a person may not serve as a Registered Planner, Municipal Planning Registrar or Deputy Registrar as well as a member of the Municipal Planning Approval Authority and/or the Municipal Planning Appeal Authority.
- (d) a person may not serve as an Appeal Authority Registrar as well as a member of the Municipal Planning Approval Authority and/or the Municipal Planning Appeal Authority.

Recusal

108B.(1) A member of the Municipal Planning Approval Authority, a member of the Municipal Planning Appeal Authority, the Municipal Planning Registrar or Deputy Registrar, the Appeal Authority Registrar, the Registered Planner, the Municipal Planning Enforcement Officer and/or any municipal official who exercise any power in terms of this By-law may not be present or participate in a matter in which –

- (a) he or she; or
- (b) his or her spouse or life partner, any close family member, partner or associate of that person has any interest, whether pecuniary or otherwise.

(2) A member of the Municipal Planning Approval Authority, a member of the Municipal Planning Appeal Authority, the Municipal Planning Registrar or Deputy Registrar, the Appeal Authority Registrar, the Registered Planner, the Municipal Planning Enforcement Officer and/or any municipal official who exercise any power in terms of this By-law must fully disclose the nature of an interest and recuse him or herself from any action, decision or proceeding if he/she becomes aware of the possibility of having a disqualifying interest in an application.

(3) The recusal of a member of the Municipal Planning Tribunal and/or the Municipal Planning Appeal Authority during planning or appeal proceedings does not affect the validity of the proceedings conducted before the recusal and the remaining members of the Municipal Planning Tribunal and/or the Municipal Planning Appeal Authority are competent to make a recommendation or to decide the application, as long as:

- (a) the recusal occurs before the members of the Municipal Planning Tribunal and/or the Municipal Planning Appeal Authority adjourn to deliberate on their decision; and
- (b) the meeting maintains a quorum.

(4) In the event that the Presiding Officer recuses himself or herself, the remaining members of the Municipal Planning Tribunal and/or the Municipal Planning Appeal Authority present must designate another member who has knowledge and experience on land development, spatial planning, land use management and development or law as Presiding Officer for the duration of the proceedings before the Tribunal.

The purpose of the substitution is to aid in interpretation of the Bylaw.

55. Section 114 : Failure of party to observe time period

- Section 114(2) : By the deletion of section 114(2) and the substitution thereof with the following words in order to correct delegation of authority and to provide for shorter timeframes as set out in the uMhlathuze Land Use Scheme:

(2) Should an applicant fail to observe a period provided for in this By-law, the Registered Planner shall instruct the applicant to comply within 30 days, or such shorter period as may be prescribed in the uMhlathuze Land Use Scheme, failing which the Registered Planner may cancel an application for land development.
- Section 114(3) : By the substitution of "Municipality" with the words "Registered Planner" before the words "cancel an application" in order to correct delegation of authority.

56. By the deletion of Schedule 2 in its entirety in order to align with the uMhlathuze Land Use Scheme (2019), since no areas are located outside the boundaries of the Scheme.

57. Schedule 3 : Categorisation of land development applications for municipal planning approval as prescribed in section 26 of the by-law

- Item 1 : By the deletion of the definition for "formal authority" in order to align with the uMhlathuze Land Use Scheme (2019), since no applications for formal authority are provided for in the Scheme.
- Item 7 : By the deletion of (c) and (d) in order to align with the uMhlathuze Land Use Scheme (2019), since no areas are located outside the boundaries of the Scheme, and to renumber the remaining items.

- Item 8 : By the addition of the following wording in order to give effect to the provisions of Sections 58(1) and 117(1):
(j) an application in terms of Section 58(1) for an amendment to a municipal planning authority's Record of Decision to correct an error in the wording of the decision, correct a spelling error, update a property description, or update a reference to a law, person, institution, place name or street name; and
(k) an application in terms of Section 117(1) for intervener status.
- Item 9 : By the addition of the following wording in order to align with Section 101(1)(a)(ii) of the Bylaw:
(c) an amendment to a land use scheme that requires an amendment to the land use scheme regulations.

58. Schedule 4 : Categorisation of land development applications for municipal planning approval for purposes of public participation as prescribed in section 32(2) of the by-law

- Item 2(3) : By the substitution of "Municipality" with the words "Registered Planner" before the word "may", in order to correct delegation of authority.
- Item 3(2)(a) : By the substitution of "Municipality" with the words "Registered Planner" after the words "as instructed by the", in order to correct delegation of authority.
- Item 3(3) : By the deletion of Item 3(3) and the substitution thereof with the following wording in order to aid in interpretation of the Bylaw:
(3) The following land development applications shall be considered Level 2 applications for the purposes of public participation:
(a) applications for building line relaxation. Only notice to adjacent affected land owners would be required;
(b) notarial tying of properties; and
(c) any land development activity in the traditional settlement areas, excluding the erection of a household dwelling.
- Item 3(4) : By the substitution of "Municipality" with the words "Registered Planner" before the word "may" as well as "warrant a broader consultation process", in order to correct delegation of authority.
- Item 4(1)(d) and (f) : By the substitution of "Municipality" with the words "Registered Planner" in order to correct delegation of authority.
- Item 5 : By the substitution of "Municipality" with the words "Registered Planner" before the words "is of the opinion that" as well as "shall advise", in order to correct delegation of authority.

59. Schedule 5A : Application process for a municipal planning approval for land development or use in formal areas

- Item 1(1) and 1(6): By the substitution of "Municipality" with the words "Registered Planner", in order to correct delegation of authority.
- Item 1(4), 1(5) and 1(7) : By the substitution of "Municipal Planning Registrar" with the words "Registered Planner", in order to correct delegation of authority.
- Item 2(1)(j): By the substitution of "Municipal Planning Registrar" with the words "Registered Planner", in order to correct delegation of authority.
- Item 2(2)(a): By the substitution of "Municipal Planning Registrar" with the words "Registered Planner", in order to correct delegation of authority.
- By the deletion of Item 2(2)(c) since it is not applicable.
- Item 3(1) and 3(2) : By the substitution of "Municipal Planning Registrar" with the words "Registered Planner", in order to correct delegation of authority.
- Item 3(1)(a) : By the substitution of "on the day" with the words "within seven days", in order to provide for acknowledgement of receipt of an application within seven days of receipt.
- Item 4(1), 4(2) and 4(3) : By the substitution of "Municipal Planning Registrar" with the words "Registered Planner", in order to correct delegation of authority.
- Item 4(4) : By the deletion of Item 4(4) and the substitution thereof by the following wording:
(4) A Municipal Planning Approval Authority may refuse an application if it does not contain information that is necessary for it to make an informed decision contemplated Section 6(2)(e)(iii) of the Promotion of Administrative Justice Act, 2000 (Act No.3 of 2000).
- Item 5(1) and 5(3) : By the substitution of "Municipal Planning Registrar" with the words "Registered Planner", in order to correct delegation of authority.

- Item 6 : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 7 : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 9(2) : By the substitution of “Municipality” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 9(5) : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 10(1), 10(2) and 10(3) : By the substitution of “Municipality” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 11(1), 11(1)(a) and 11(2) : By the substitution of “Municipality” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 12(2) : By the substitution of “Municipality” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 13(1), 13(2), 13(3) and 13(3)(b) and (f) : By the substitution of “Municipality” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 14(1), 14(2) and 14(4) : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 15 : By the substitution of “Municipal Planning Approval Authority” with the words “Municipal Planning Registrar”, in order to correct delegation of authority.
- Item 15(c) : By the substitution of “Municipality’s” with the words “Registered Planner’s”, in order to correct delegation of authority.
- Item 21(1) and 21(5) : By the addition of “or Registered Planner” after the words “Municipal Planning Registrar”, in order to correct delegation of authority.
- Item 21(5)(a) and (b) : By the substitution of “Municipality” with the words “Municipal Planning Approval Authority”, in order to correct delegation of authority.
- Item 22(1), 22(2) & 22(4) : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 22(3) : By the substitution of “Municipality” with the words “Registered Planner”, in order to correct delegation of authority.

60. Schedule 5B : Application process for municipal planning approval for land development or use in recognised traditional settlement areas as prescribed by section 112 of the by-law

- Item 3(1)(k) : By the substitution of “Municipality” with the words “Registered Planner” and “require” with the words “deem necessary”, in order to correct delegation of authority.
- Item 3(2)(a) : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 4(1), 4(2), 4(3), 4(6), 4(7) & 4(8) : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 4(4) and 4(5) : By the substitution of “Municipality” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 5(2) : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 6(1) : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 8(1) and 8(3) : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 8(2) : By the substitution of “Municipality” with the words “Registered Planner”, in order to correct delegation of authority.

61. Schedule 6A : Applying for intervener status in terms of regulation 31 of SPLUMA, read with section 117 of the by law

- Item 1(1) and 1(2) : By the addition of “Registered Planner” before the words “Municipal Planning Registrar” in order to correct delegation of authority.
- Item 2(1) : By the addition of “Registered Planner or” before the words “Municipal Planning Registrar” in order to correct delegation of authority.
- Item 2(5) : By the addition of “Registered Planner” before the words “Municipal Planning Registrar” in order to correct delegation of authority.

62. Schedule 7 : Procedure for the investigation of contraventions as prescribed in terms of section 85(3) of the by law

- Item 1(3) : By the substitution of “must” with “may”.
- Item 1(3) and 1(4) : By the deletion of the word “written” before complaint.
- By the deletion of Item 2 and the substitution thereof with the following wording in order to update the enforcement procedure:

Notice to comply and Disputes

2.(1) Upon identification of a contravention, the Municipal Planning Enforcement Officer shall issue a notice to the property owner, informing him/her of the contravention and the implications of Sections 83 and/or 84 of this By-law, and affording the landowner 30 days to cease or rectify the activity or to comply, as contemplated in Section 81 of this By-law.

(2) The property owner may lodge a written dispute relating to the notice prior to the lapsing of the 30 day period as stipulated in Sub-item 2(1). The dispute must set out:

- (a) reasons for the dispute;
- (b) reasons why the owner is unable to comply with the 30 day period stipulated in Sub-item 2(1); and
- (c) proposed actions and timeframes to comply with the notice of the Municipality.

(3) The Municipality must consider the dispute within 60 days of receipt. The Municipality shall consider the following matters:

- (a) If the dispute was received within the 30 day period provided and if the dispute addresses the matters as stipulated in Sub-item 2(2);
- (b) if the contravention is unsafe, may cause harm to persons or the environment or is causing a nuisance and must therefore be dealt with immediately;
- (c) any other matter it may consider relevant.

(4) The Municipal Manager may grant an extended period to cease or rectify the activity or to comply as contemplated in Section 81 of this By-law, as may be appropriate in the circumstances.

(5) The decision by the Municipal Manager is final, and shall not be subject to any further appeal process.

(6) The Municipal Planning Enforcement Officer shall conduct a site visit within 30 days after the expiry of the period mentioned in Sub-item 2(1), or such extended period as may be granted by the Municipal Manager in terms of Sub-item 2(4), to determine whether the contravention is continuing .

(7) Should it be found that the relevant contravener continues to breach Section 81(1) of this By-law, the Municipal Planning Enforcement Officer shall invoke the provisions as set out in Sections 83 and/or 84 of this By-law.

(8) The provisions as set out in Section 83 of this By-law shall continue until the contravention ceases.

(9) The contravener shall inform the Municipality in writing that the contravention has ceased.

(10) Upon receipt of the notice referred to in Sub-item 2(9), the Municipal Planning Enforcement Officer shall conduct a site visit within 30 days to determine if the contravention has ceased or not and administer the matter accordingly.

(11) Nothing in this schedule prevents the Municipality from instituting legal proceedings to ensure compliance.

63. Schedule 8 : Transitional Arrangements

- Item 2(2) : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner”, in order to correct delegation of authority.
- Item 9(2) : By the substitution of “Municipal Planning Registrar” with the words “Registered Planner”, in order to correct delegation of authority.

64. By the substitution of relevant headings referred to in the Index to reflect the changes as set out in detail in this notice to reflect changes made to the index and headings as set out in more detail in this document

- a) The addition of Section 4A, 108A and 108B;
- b) The deletion of Sections 15, 16, 21, 79 and 92 and deletion of Schedule 2;
- c) The correction of numbering of Part 5 to Part 4 under Chapter 6; and
- d) The amendment of headings applicable to Sections 49, 83, 84, 97 and 105

PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS

PROVINCIAL NOTICE 35 OF 2021



DR NKOSAZANA DLAMINI-ZUMA MUNICIPALITY

PUBLIC NOTICE

DRAFT BUDGET AND TARIFFS OF CHARGES FOR 2021/2022

Notice is hereby given in terms of Chapter 4 the Municipal Systems Act, No. 32 of 2000, read with Section 22 of the Municipal Finance Management Act, No. 56 of 2003 and in terms of Section 16(1) of the MFMA that states that the Municipal Council must for each financial year approve an annual budget before the start of the financial year.

The Honourable Mayor of Dr Nkosazana Dlamini Municipality tabled the Draft Budget for 2021/2022 to the Municipality's council meeting that was held on the **30th March 2021**.

The 2021/2022 Draft Budget is now available for public and state holders viewing on the website at www.ndz.gov.za, Twitter: NDZMunicipality and on our Facebook: Dr Nkosazana Dlamini-Zuma Municipality.

| DESCRIPTION | 2021/2022 DRAFT BUDGET | 2022/2023 BUDGET YEAR | 2023/2024 BUDGET YEAR |
|---------------------------------------|---------------------------|--------------------------|--------------------------|
| REVENUE | | | |
| Property Rates | 42 418 670 | 44 200 254 | 46 145 065 |
| Service Charges | 4 052 809 | 4 223 027 | 4 408 840 |
| Licences and Permits | 1 089 103 | 1 134 845 | 1 183 822 |
| Fines | 312 181 | 325 293 | 339 605 |
| Government Grants and Subsidies | 184 229 000 | 182 809 824 | 180 772 932 |
| Interest Earned -External Investments | 6 338 031 | 8 604 228 | 8 982 814 |
| Other Revenue | 10 279 328 | 6 719 728 | 17 015 396 |
| Total Revenue | 248 719 122 | 248 017 199 | 258 848 474 |

| | | | |
|------------------------------------|--------------------|--------------------|--------------------|
| EXPENDITURE | | | |
| Employee related costs | 86 453 827 | 90 182 903 | 93 882 904 |
| Councillors' remuneration | 11 901 110 | 12 400 957 | 12 946 599 |
| Programmes | 14 880 641 | 15 463 948 | 16 136 875 |
| General expenditure | 45 902 717 | 44 701 506 | 46 668 372 |
| Repairs and maintenance | 8 307 671 | 8 656 593 | 9 037 483 |
| Other expenditure | 75 837 403 | 74 271 012 | 77 538 267 |
| Total Operating Expenditure | 243 283 369 | 245 676 919 | 256 210 500 |

| | | | |
|---|--------------------|--------------------|--------------------|
| CAPITAL EXPENDITURE | | | |
| Municipal Infrastructure Grant | 36 508 000 | 30 558 000 | 31 783 000 |
| Other Expenditure | 56 091 601 | 56 728 148 | 59 224 187 |
| Total Capital Expenditure | 92 599 601 | 87 286 148 | 91 007 187 |
| | | | |
| Integrated National Electrification Grant | 12 720 000 | 9 000 000 | 11 000 000 |
| | | | |
| TOTAL BUDGET (OPEX+CAPEX) | 335 882 971 | 332 963 066 | 347 217 687 |

DR NDZ DRAFT TARIFFS OF CHARGES FOR 2021/2022

Notice is hereby given in terms of the Local Government Municipal Systems Act No. 32 of 2000 and Municipal Property Rates Act No.6 of 2004, that the Draft Budget of the Dr Nkosazana Dlamini Zuma Municipality for 2021/2022 in terms of the Local Government Municipal Finance Management Act No. 56 of 2003.

| Goods /Service | Dr Nkosazana Dlamini Zuma Municipality Tariffs Include CPI(p/a) 2020/2021 | Dr Nkosazana Dlamini Zuma Municipality Proposed Tariffs 2021/2022 |
|--|---|---|
| RAT01: RESIDENTIAL PROPERTIES | 1,68c/R | 1,75c/R |
| RAT02: COMMERCIAL PROPERTIES | 2,69c/R | 2,79c/R |
| INDUSTRIAL | 2,69c/R | 2,79c/R |
| RAT03: AGRICULTURAL PROPERTIES | 0,42c/R | 0,44c/R |
| RAT04: STATE OWNED PROPERTIES | 1,68c/R | 1,75c/R |
| RAT05: PSI | 0,42c/R | 0,44c/R |
| RAT06: PBO | 0,42c/R | 0,44c/R |
| RAT08: TOURISM & HOSPITALITY RURAL | 2,69c/R | 2,79c/R |
| RAT10: RESIDENTIAL SMALL HOLDING | 1,68c/R | 1,75c/R |
| RAT12: VACANT LAND | 1,68c/R | 1,75c/R |
| REFUSE REMOVAL | | |
| Government Housing | 702,00 | 729,00 |
| Residential Properties | 4 171,00 | 4 334,00 |
| Residential Properties: Creighton, Bulwer and Donnybrook | 1 371,00 | 1 424,00 |
| Tourism & Hospitality Urban properties | 4 171,00 | 4 334,00 |
| Agriculture & Residential smallholding properties | 4 171,00 | 4 334,00 |
| Bulk refuse | 98 439 | 102 278 |
| Business and other properties are billed for the sum of the business within each Centre/Mall/Property. | | |
| <u>Business & Other properties</u> | | |
| Commercial | 5 459 | 5 672 |
| Large | 21 297 | 22 128 |
| “Significant volume of waste and difficult to handle” | | |
| Medium | 10 537 | 10 948 |
| Small | 5 157 | 5 358 |
| Garden Refuse (per load) | 274 | 285 |
| Illegal Dumping | | |
| All illegal dumping will be charged a fine of R3000 | 3 000 | 3 000 |
| <u>Use of Dr Nkosazana Dlamini Municipality by private customers</u> | | |
| If scale is used Dr Nkosazana Dlamini Zuma Municipality will use recycling scaling tariffs per kilogram | | |
| Private dumping (per load sorted) | 314 | 326 |
| Private dumping (per load unsorted) | 523 | 543 |

| | | |
|--|-------|--------|
| ROAD ENDOWMENTS | | |
| 1. 90-200 sqm | 2 053 | 2 133 |
| 2. 201 – 400 sqm | 4 106 | 4 266 |
| 3. 401 – 800 sqm | 7 184 | 7 464 |
| >801 sqm | 1 026 | 10 663 |
| CEMETERY | | |
| 1 Indigent burial fee | 300 | 312 |
| 2 burial fees | 802 | 833 |
| 3 ashes burial fee | 100 | 104 |
| 4 cemetery fees | 1 000 | 1 039 |
| Grave reservation is valid for 10 years unless renewed. | | |
| HALL HIRE ALL FORMER KSM | | |
| 1 Funerals (R18 per hour) | 143 | 149 |
| 2 Contests (R31 per hour) | 247 | 257 |
| 3 Functions (R72 per hour) | 575 | 597 |
| 4 Deposit | 512 | 532 |
| Creighton Hall | | |
| Deposit R500,00 | | |
| Functions (R154 per hour) | 1 224 | 1272 |
| Commercial Use (R123 per hour) | 997 | 1 015 |
| Goods/Services | | |
| Governmental Use (R123 per hour) | 997 | 1 015 |
| Concerts (R154 per hour) | 1 224 | 1 272 |
| Rehearsal (R31 per hour) | 247 | 257 |
| Functions (R154 per hour) | 1 224 | 1 272 |
| Religious Services Whole Day (R102 per hour) | 811 | 843 |
| Religious Services Sunday Mornings (R21 per hour) | 169 | 176 |
| Bulwer Hall | | |
| Deposit R1 000,00 | | |
| Commercial Use (R406 per hour) | 3237 | 3363 |
| Commercial Use/Associations (R307 per hour) | 2 449 | 2 545 |
| Governmental Use (R307 per hour) | 2 449 | 2545 |
| Concerts (R406 per hour) | 3 231 | 3 357 |
| Rehearsal (R50 per hour) | 405 | 421 |
| Functions (R307 per hour) | 2 449 | 2 545 |
| Religious Services Whole Day (R211 per hour) | 1 681 | 1 747 |
| Religious Services Sunday Mornings (R102 per hour) | 811 | 843 |
| Bulwer Library Facility Room | | |
| Deposit R500,00 | | |
| Commercial Use (R21 per hour) | 169 | 176 |
| Government Departments (R21 per hour) | 169 | 176 |
| Other Community Halls | | |

| | | |
|--|-------|-------|
| Deposit R100.00 | | |
| Weddings (R86 per hour) | 685 | 712 |
| Commercial Use (R86 per hour) | 685 | 712 |
| Goods /Service | | |
| Governmental Use (R43 per hour) | 344 | 357 |
| Concerts (R35 per hour) | 275 | 286 |
| Rehearsal (R9 per hour) | 68 | 71 |
| Functions (R86 per hour) | 685 | 712 |
| Religious Services Whole Day (R17 per hour) | 137 | 142 |
| Religious Services Sunday Mornings (R14 per hour) | 110 | 114 |
| <u>PERMITS</u> | | |
| 1 Vendor permits | 88 | 91 |
| 2 Taxi permits | 92 | 96 |
| <u>LIBRARIES</u> | | |
| 1 Photocopy – A3 per copy | 11 | 11 |
| 2 Photocopies – A4 per copy | 6 | 6 |
| Faxing | 10 | 10 |
| <u>PLOT CLEARING</u> | | |
| 1 Firebreaks / Plot clearing | 1275 | 1325 |
| <u>SPECIAL REMOVAL</u> | | |
| 1 Rubble collection per load | 569 | 591 |
| <u>VALUATION</u> | | |
| 1 Valuation roll/ supplementary per electronic copy | 350 | 364 |
| 2 Valuation roll / supplementary roll per electronic copy | 366 | 380 |
| 3 Valuation appeal / reasoning fee | 176 | 183 |
| <u>CLEARING CERTIFICATE</u> | | |
| 1 Certificate cost | 117 | 122 |
| <u>MISCELLANEOUS CHARGES</u> | | |
| 1. Refuse Bags (20's) | 39 | 41 |
| 2. Refuse Bags (50's) | 77 | 80 |
| 3. Photocopies – A3 per copy | 21 | 22 |
| 4. Photocopies – A4 per copy | 6 | 6 |
| 5. Photocopies – AO per copy | 140 | 145 |
| Tender Document | 437 | 454 |
| Quote's document | 160 | 166 |
| <u>BUILDING CONTROL CHARGES</u> | | |
| Erecting a building prior to local authority's approval (charge per day as per NBR) | 131 | 136 |
| Failing to comply with notice prohibiting erection of a building (charge per day as per NBR) | 131 | 136 |
| Occupying a building prior to issue of certificate by local authority | 1 953 | 2 029 |
| Hinder or obstructs any building officer etc | 2 915 | 3 029 |
| Failing to maintain any mechanical equipment or service installation in connection with a building condition | 976 | 1 014 |

| | | |
|--|-------|-------|
| Failing to comply with notice to comply with regulation | 2 923 | 3 037 |
| Perform trade of plumbing without being trained plumber etc. | 1 040 | 1 081 |
| Carry out of plumbing work by a person other than a trained plumber, or exempted person | 976 | 1 014 |
| Trained plumber cases or permits non-trained plumber to practice the trade of plumbing etc. | 976 | 1 014 |
| No notice given of intention to erect or demolish a building | 976 | 1 014 |
| Goods /Service | | |
| No notice given that trenches/drains are ready for inspections | 976 | 1 014 |
| Construction of foundation before approval of trenches and excavations | 1 953 | 2 029 |
| Owner backfills or enclose drainage installation before inspection, testing and approval | 976 | 1 014 |
| Using of building for purpose other than the purpose on the approved plan or for a purpose which causes a change in the class of occupancy | 2 923 | 3 037 |
| Deviates from approved plan | 976 | 1 014 |
| Fails to cease work after notification of Council to do so | 2 923 | 3 037 |
| Fails to comply with Notice to erect building in accordance with regulation | 976 | 1 014 |
| Failing to provide protection of the edge of a balcony, bridge, flat roof or similar place | 1 463 | 1 520 |
| Access to swimming pool not controlled | 1 463 | 1 520 |
| Demolishing a building without permission from Local Council | 146 | 152 |
| Leaving a building in cause of demolition in a state dangerous to the public or any adjoining property | 2 924 | 3 038 |
| Fail to erect a fence, hoarding or barricade | 1 948 | 2 024 |
| Fail to confine any work of erection or demolition within the boundaries of site | 976 | 1 014 |
| Fails to observe conditions imposed by Local Authority | 976 | 1 014 |
| Construct any pit latrine without the permission of the local Authority | 976 | 1 014 |
| | | |
| Goods /Service (THIS FALLS UNDER BUILDING CONTROL CHARGES) | | |
| Fail to observe conditions imposed to Local Authority | 976 | 1 014 |
| Fail to limit dust arising from work etc. | 976 | 1 014 |
| Failing to comply with a notice to cut into or lay open work or to carry out tests | 976 | 1 014 |
| Failing to comply with a notice to remove rubble, rubbish and/or debris from a building site | 976 | 1 014 |
| Failing to comply with a notice to remove surplus material and matter from the site or land or public street or arising from building or demolition work | 976 | 1 014 |
| Erecting or demolishing a building without providing sanitary facilities for employees | 976 | 1 014 |
| Fail to provide drainage installation | 976 | 1 014 |
| Fail to lay, alter or extend any drain etc. | 2 924 | 3 038 |
| Permit sewerage to enter any street | 2 924 | 3 038 |
| Permit sewerage to enter any river etc. | | |
| Cause or permit storm water to enter any drainage installation on any site | 976 | 1 014 |
| Discharge or cause discharge of any water from a swimming pool etc. or any public street etc | 976 | 1 014 |
| Goods /Service | | |
| Fail to seal opening permanently disconnected drain | 976 | 1 014 |
| INDUSTRIAL/COMMERCIAL (THIS FALLS UNDER BUILDING CONTROL CHARGES) | | |
| Interfere with any sewer or connecting sewer | | |
| Fail to seal opening to piper or drain etc | 976 | 1 014 |
| Fail to notify municipality of disconnecting of any drainage installation | 976 | 1 014 |

| | | |
|---|--------|--------|
| Interfere with any sewer or connecting sewer | 1 771 | 1 840 |
| Break into or interfere with any drainage installation etc. | 1 771 | 1 840 |
| Put into use any drainage installation before inspection etc | 1 949 | 2 025 |
| Construct any pit latrine without the permission of the municipality | 976 | 1 014 |
| Fail to provide sufficient fire extinguishers etc. | 1 949 | 2 025 |
| Cause or permit any escape route to be rendered less effective etc | 1 949 | 2 025 |
| TOWN PLANNING | | |
| Copies of Document A4 (per page) | 6 | 6 |
| Copies of Document A3 (per page) | 11 | 11 |
| Copies of Document A2 (per page) | 21 | 21 |
| Goods /Service | | |
| Copies of Document A1 (per page) | 42 | 44 |
| TOWNSHIPS | | |
| Establishment of a Township | 4 555 | 4 733 |
| Extension of a Township | 4 555 | 4 733 |
| Amendment of Cancellation of a general plan of a township | 4 555 | 4 733 |
| Extension of the validity of time for an approved township | 859 | 893 |
| Amendment to a layout plan | 1 518 | 1 577 |
| Phasing of approved layout | 3 695 | 3 839 |
| Cancellation of phasing of layout | 2 770 | 2 878 |
| LAND USE SCHEMES | | |
| Adoption of a land use scheme | 4 555 | 4 733 |
| Amendment of a land use scheme | 4 555 | 4 733 |
| Development situated outside of a scheme | 30 880 | 32 084 |
| Adding a new area into a scheme | 2 770 | 2 878 |
| Residential | 2 039 | 2 119 |
| Commercial <5000m2 | 5 563 | 5 780 |
| Commercial <5000m2 | 7 388 | 7 676 |
| Infrastructure | 883 | 917 |
| USE RIGHTS | | |
| Rezoning property size >500m2 | 1 846 | 1 918 |
| 5000m2 - 5ha | 3 694 | 3 838 |
| 5 ha to 10ha | 5 542 | 5 758 |
| Goods /Service | | |
| >10ha | 11 077 | 11 509 |
| Rezoning | 1 833 | 1 904 |
| Special consent | 1518 | 1 577 |
| all sites less than 300m2 within councils' jurisdiction | 646 | 671 |
| All other special consent land uses as indicated in all schemes/site development plan | 36 948 | 38 389 |
| Cancellation of consent | 3 694 | 3 838 |
| Municipal Land to other use | | |
| Home Business | 463 | 481 |

| | | |
|---|--------|--------|
| Issue of a zoning Certificate | 56 | 58 |
| RESTRICTIVE CONDITIONS | | |
| Removal of restrictive conditions of title | 2 062 | 2 142 |
| All sites less than 300m2 within Councils jurisdiction | 369 | 383 |
| All other special consent land uses as indicated in all schemes | 554 | 576 |
| SUBDIVISION AND CONSOLIDATIONS | | |
| Subdivision basic fee | 916 | 952 |
| Subdivision per erven in addition to basic fee | 91 | 95 |
| Amendment of existing subdivision | 590 | 613 |
| Consolidation | 916 | 952 |
| Consolidation – 5 or more stands in addition to basic fee | 91 | 95 |
| Goods /Service | | |
| RELAXATIONS | | |
| Building line relaxation | 390 | 405 |
| Building line relaxation Middle/higher cost houses | 899 | 934 |
| Building line relaxation Lower cost houses | 4 000 | 4 156 |
| Relaxation of a height restriction | 390 | 405 |
| Municipal servitude | 205 | 213 |
| all sites less than 300m2 within councils' jurisdiction | 648 | 673 |
| Residential sites more than 300m2 | 462 | 480 |
| Non-residential sites | 1 014 | 1 054 |
| | | |
| CLOSURE OF PUBLIC SPACE | | |
| Permanent closure | 1 833 | 1 904 |
| Temporary Closure – Street (exclude funeral) | 275 | 286 |
| Temporary closure – Park | 275 | 286 |
| OTHER FEES | | |
| Preparation of Service Level Agreements | 1 453 | 1 510 |
| Minimum charge that can be imposed by Municipal Court | 35 946 | 37 348 |
| | | |
| Goods /Service | | |
| Social Housing Max. 50 m ² (Council Project) | | |
| Minor Building Works (as per MBW schedule) | 622 | 646 |
| Minimum Plan fee for architectural area ≤ 100 m ² | 632 | 657 |
| Building Plan Applications: Architectural Area Of: | | |
| ≥ 100m ² To ≤ 1000m ² | 155 | 161 |
| ≥ 1000 m ² | 155 | 161 |
| Amended plans with no increase in floor area | 623 | 647 |
| Re-submission of lapsed plans without any alterations | 623 | 647 |
| Swimming pools (only) | 348 | 399 |
| Boundary Wall Exceeding 1.80 M in height (above NGL) | 218 | 227 |
| Retaining Walls up to 1.80 M in height (above NGL) | 218 | 227 |

| | | |
|---|---|--|
| Retaining Walls Exceeding 1.80 M in height (above NGL) | 218 | 227 |
| Preliminary plans for comment (25 % of applicable fee) | | |
| INSPECTIONS: Per inspection | 291 | 302 |
| Re-inspection fees (on request) | 352 | 366 |
| Temporary buildings for each 6-month period during construction phase onsite used, with Council approval (maximum 18 months) | 2 182 | 2 267 |
| Goods /Service | | |
| POUND FEES | | |
| Transport fee | AA- Rates | AA- Rates |
| All-inclusive pound fee which includes a. the pound fees b. a tending fee c. dipping or spraying fees d. wound dressing costs and fees e. medication costs and fees veterinarian fees | R 16 / day or part thereof for any pig, sheep or goat R 52/day or part thereof for any other animal | R 17 / day or part thereof for any pig, sheep or goat R 54/day or part thereof for any other animal |
| | | |

| OUTDOOR ADVERTISING | | | | |
|---|---|---|-----------------------|-----------------------|
| ALL APPLICATIONS SHALL BE IN TERMS OF THE DR NKOSAZANA DLAMINI ZUMA MUNICIPALITY'S OUTDOOR ADVERTISING POLICY AND BY-LAWS. ALL FEES LISTED BELOW ARE GUIDING FEES. OUTDOOR ADVERTISING WILL BE GOING OUT ON TENDER AND FEES MAY VARY ONCE A SERVICE PROVIDER IS APPOINTED | | | 2020/21 (INCL VAT) | 2021/22 (INCL VAT) |
| (a) | Non-permanent signs | | | |
| | General advertisements of a commercial nature: | | | |
| (i) | (aa) | Up to 50 posters, or part thereof (R19.00 each) | R1 191,00 | R1 237,00 |
| | (bb) | Each poster thereafter, an additional | R25,00 | R26,00 |
| | (cc) | Refundable deposit (refer to note below) | R550,00 | R572,00 |
| | General advertisements for awareness campaigns with no commercial content or logo: | | | |
| (ii) | (aa) | Up to 50 posters, or part thereof (R8.90 each) | R558,00 | R580,00 |
| | (bb) | Each poster thereafter, an additional | R13,00 | R14,00 |
| | (cc) | Refundable deposit (refer to note below) | R329,00 | R342,00 |
| | General advertisements for non-profit organizations (subject to the submission of an NPO certificate from the relevant authority - e.g. government) | | | |
| (iii) | (aa) | Up to 50 posters, or part thereof (R1.20 each) | R75,00 | R78,00 |
| | (bb) | Each poster thereafter, an additional | R2,72 | R2,83 |
| | (cc) | Refundable deposit (refer to note below) | R329,00 | R342,00 |
| | Election advertisements, per party/per candidate: | | | |
| (iv) | (aa) | Posters | R1 498,00 | R1 557,00 |
| | (bb) | Refundable deposit (refer to note below) | R880,00 | R914,00 |
| | Non-election advertisements/general promotions: | | | |
| (v) | (aa) | Application fee | R1 498,00 | R1 556,00 |

| VALUE ADDED TAX MUST BE ADDED TO ALL TARIFFS LISTED BELOW (EXCEPT TO FINES, REFUNDABLE DEPOSITS, INTEREST CHARGES OR WHERE INDICATED AS INCLUSIVE OF VALUE ADDED TAX) | | | 2020/21 (INCL VAT) | 2021/22 (INCL VAT) |
|---|----------|--|-----------------------|-----------------------|
| | (bb) | Refundable deposit (refer to note below) | R879,00 | R913,00 |
| (vi) | Banners: | | | |
| | (aa) | Per banner | R319,00 | R331,00 |

| | | | | |
|--------|-----------------------------|---|-----------|-----------|
| | (bb) | Refundable deposit (refer to note below) | R219,00 | R228,00 |
| (vii) | Flags: | | | |
| | (aa) | Per banner | R319,00 | R331,00 |
| | (bb) | Refundable deposit (refer to note below) | R219,00 | R228,00 |
| (vii) | Advertising vehicles | | | |
| | (aa) | Per vehicle | R3 258,00 | R3 385,00 |
| | (bb) | Refundable deposit (refer to note below) | R550,00 | R571,00 |
| (viii) | Private sale signs | | | |
| | (aa) | Application fee | R789,00 | R820,00 |
| | (bb) | Refundable deposit (refer to note below) | R329,00 | R 342,00 |
| (ix) | Construction signs | | | |
| | (aa) | Application fee | R803,00 | R 834,00 |
| | (bb) | Refundable deposit (refer to note below) | R329,00 | R 342,00 |
| | | <u>NOTE: Deposits paid will be refunded provided that all posters and banners have been removed to the satisfaction of the Municipality's Building Inspectorate.</u> | | |

| VALUE ADDED TAX MUST BE ADDED TO ALL TARIFFS LISTED BELOW (EXCEPT TO FINES, REFUNDABLE DEPOSITS, INTEREST CHARGES OR WHERE INDICATED AS INCLUSIVE OF VALUE ADDED TAX) | | | 2020/21 (INCL VAT) | 2021/22 (INCL VAT) |
|---|------------------------------|--|-----------------------|-----------------------|
| (i) | Application fee - first 5sqm | | R378,00 | R410,00 |
| (ii) | Additional - per sqm | | R108,00 | R116,00 |
| (iii) | Monthly display fee per sign | | R78,00 | R85,00 |
| (iv) | Annual display fee per sign | | R714,00 | R775,00 |

Due dates for rates and refuse

- 1.1 That the final date for payment of annual rates be fixed at 28 September 2021 with a 3.2% discount for full payment upfront.
- 1.2 That rates and refuse are payable over a period of twelve equal instalments with the first instalments payable on or before the last day of August 2021. Thereafter each monthly instalment must be paid on or before the last working day of each month. Interest/penalties will accrue at 18% per annum, straight-line, if an instalment is not paid by the last working day of the month, and a flat 10% collection charge will be charged on any monthly instalments that fall two months into arrears, in terms of the Council's Credit Control and Debt Collection Policy
- 1.3 All other tariffs of charges for services rendered by the municipality will be increased by 3,9% unless other increase below 3,9% has been indicated in this document or budget document

The municipality will assist those who require assistance in the determination of rates payables. **Budget and Rates related enquiries should be directed to:** The Office of the Municipal Manager for the **attention of:** The Chief Financial Officer Mr K.M.B. Mzimela, on e-mail: mzimelam@ndz.gov.za

MR NC Vezi

Municipal Manager

Dr Nkosazana Dlamini Zuma Municipality

PROVINCIAL NOTICE 36 OF 2021

**DR NKOSAZANA DLAMINI ZUMA MUNICIPALITY**

Municipal Notice

**PUBLIC NOTICE CALLING FOR INSPECTION OF THE SUPPLEMENTARY
VALUATION ROLL AND LODGING OF OBJECTIONS**

In terms of the Municipal Property Rates Act, 2004 (Act No. 6 of 2004), hereinafter referred to as the "Act", it is advised that the 4th Supplementary Valuation roll for the financial years 01 July 2017 to 30 June 2022 is open for public inspection at

- *Main Municipal offices in Creighton and Himeville*
- *Library at Bulwer*
- *Library at Creighton*
- *Library at Underberg*

during office hours from 01st April 2021 to 25th May 2021.

An invitation is hereby made in terms of section 49(l)(a)(ii) and 78(2) of the Act that any owner of property or other person who so desires should lodge an objection with the Municipal Manager in respect of any matter reflected in, or omitted from, the supplementary valuation roll within the above-mentioned period.

Attention is specifically drawn to the fact that in terms of section 50(2) of the Act an objection must be in relation to a specific individual property and not against the valuation roll as such. The form for the lodging of an objection is obtainable from the Municipal Offices.

Within the above-mentioned period, the completed forms must be returned to the following address: Municipal Manager, "Supplementary Valuation Roll", Dr Nkosazana Dlamini Zuma Municipality, P.O. Box 62, Creighton, 3263 or PO Box 43, Himeville, 3256. Completed forms can also be handed in at Main Road, Creighton or 32 Arbuckle Street, Himeville.

For enquiries please phone Ms T Piper (039) 8331038 or by email: pipert@ndz.gov.za

Municipal Manager
Municipal Offices



DR NKOSAZANA DLAMINI ZUMA MUNICIPALITY

ISAZISO ESIMEMA UMPHAKATHI UKUBA UZOHLOLA UHLU LWEZILINGANISOMANANI (GENERAL VALUATION ROLL) NOKUFAKA ISICELO SOKUPHIKISA

Kwasizwa umphakathi, ngokwesigaba 49(1)(a)(i) sifundwa ndawonye nesigaba 78(2) soMthetho woHulumeni Basemakhaya: uMthetho Wentela yoBuninimhlaba kaMasipala ka2004, (Umthetho ongunombolo 6 ka-2004), obuye ubizwe ngokuthi uMthetho, ukuthi uhlu lwezilinganisomanani lonyaka wezimali 01 July 2017 kuya ku 30 June 2022 selivulelekile ukuthi umphakathi uluhlolo emahhovisi kamasipala Dr Nkosazana Dlamini Zuma kusukela zingu **01st April 2021** kuya ku **25th May 2021**. Ngaphezu kwalokho luyatholakala nakulezizindawo ezilandelayo:

- **Main Municipal offices in Creighton and Himeville**
- **Library at Bulwer**
- **Library at Creighton**
- **Library at Underberg**

Isimemo senziwe, ngokwesigaba 49(1)(a)(ii) soMthetho, noma ngubani ongumnikazi wendlu noma omunye nje-ke umuntu onesifiso sokuba afake isicelo sokuphikisa emenenjeni kamasipala kanoma yikuphi okusohlwini lwezilinganisomanani elinenezelayo noma okusalile, phakathi kwesikhathi esibekwe ngenhla.

Umphakathi uyaxwayiswa ukuthi ngokwesigaba 50(2) soMthetho ukuphikisa kumele kuqondane ngqo naleyondlu ofisa ukuphikisa ngayo kodwa kungabi ngohlu lwezilinganisomanani olunenezelayo. Ifomu lokufaka isiphikiso liyatholakala kaMasipala Dr Nkosazana Dlamini Zuma Municipality (Creighton Office and Underberg Office), eBulwer Library, Creighton Library nase Underberg Library.

Amafomu asegcwalisiwe kumele abuyiselwe kuleli kheli elilandelayo P O Box 62, Creighton, 3263, nase P O Box 43, Himeville, **kodwa kungaba ngcono uma ungawaletha mathupha, sicela lokhu ukuze sibenesiqiniseko sokuthi uwalethile kamasipala.**

Uma ninemibuzo ningaxhumana noSiphosiphelele Manyathi kulezinombolo (039) 833 1038 or manyathis@ndz.gov.za noma Tanya Piper (039) 8331038 or pipert@ndz.gov.za

Municipal Manager
Municipal Offices

PROVINCIAL NOTICE 37 OF 2021

**UBUHLEBEZWE
MUNICIPALITY
MUNICIPAL NOTICE****PUBLIC NOTICE****CALLING FOR INSPECTION OF SUPPLEMENTARY
VALUATION ROLL NO.3 AND LODGING OF
OBJECTIONS.**

Notice is hereby given in terms of Section 49(1)(a)(i) of the Local Government Municipal Property Rates Act, of 2004 (Act No.6 of 2004), hereinafter referred to as the "Act", that the supplementary valuation roll no.3 for the financial years 1 July 2018 to 30 June 2023 is open for public inspection at the municipal offices (Rates Department), 29 Margaret, Ixopo, and Thusong Centre in Highflats during office hours from 08:00 to 16:00 Monday to Friday from **19 April 2021 to 08 June 2021**.

Notice is hereby given in terms of Section 49(1)(c) of the Act that the Municipal Manager serve, by ordinary mail or, if appropriate, in accordance with Section 115 of the Municipal Systems Act, on every owner of property listed in the valuation roll a copy of the notice referred to above together with an extract of the valuation roll pertaining to that owner's property.

For enquiries, please contact 039 834 7700 or e-mail: ssityata@ubuhlebezwe.gov.za

**MR G SINEKE
MUNICIPAL MANAGER
UBUHLEBEZWE MUNICIPALITY
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