

**NORTH WEST  
NOORDWES**

**PROVINCIAL GAZETTE  
PROVINSIALE KOERANT**

**Vol. 254**

**1 NOVEMBER 2011**

**No. 6937**

**IMPORTANT NOTICE**

The Government Printing Works will not be held responsible for faxed documents not received due to errors on the fax machine or faxes received which are unclear or incomplete. Please be advised that an "OK" slip, received from a fax machine, will not be accepted as proof that documents were received by the GPW for printing. If documents are faxed to the GPW it will be the sender's responsibility to phone and confirm that the documents were received in good order.

Furthermore the Government Printing Works will also not be held responsible for cancellations and amendments which have not been done on original documents received from clients.

**CONTENTS****INHOUD**

No.		Page No.	Gazette No.	No.		Bladsy No.	Koerant No.
<b>GENERAL NOTICES</b>				<b>ALGEMENE KENNISGEWINGS</b>			
278	Town-planning and Townships Ordinance (15/1986): Hartbeespoort Amendment Scheme 415 .....	8	6937	278	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Hartbeespoort-wysigingskema 415.....	8	6937
279	do.: Amendment Scheme 614.....	8	6937	279	do.: Wysigingskema 614.....	9	6937
280	do.: Potchefstroom Amendment Scheme 1746 .....	9	6937	280	do.: Potchefstroom-wysigingskema 1746 .....	9	6937
281	do.: Potchefstroom Amendment Scheme 1749 .....	10	6937	281	do.: Potchefstroom-wysigingskema 1749 .....	10	6937
284	Development Facilitation Act 1995: Establishment of land development area: Portion 163, farm Elandsheuwel No. 402 IP.....	15	6937	284	Wet op Ontwikkelingsfasilitering, 1995: Stigting van grondontwikkelingsgebied: Gedeelte 163, plaas Elandsheuwel No. 402 IP .....	16	6937
285	Town-planning and Townships Ordinance (15/1986): Amendment Scheme 5 .....	10	6937	285	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Wysigingskema 5.....	11	6937
286	do.: Amendment Scheme 6.....	11	6937	286	do.: Wysigingskema 6.....	12	6937
287	do.: Amendment Scheme 7.....	12	6937	287	do.: Wysigingskema 7.....	12	6937
288	do.: Amendment Scheme .....	13	6937	288	do.: Wysigingskema .....	13	6937
289	do.: Rustenburg Amendment Scheme 792 .....	14	6937	289	do.: Rustenburg-wysigingskema 792.....	14	6937
290	Brits Town-planning Scheme 1/1958 .....	18	6937	290	Brits-dorpsbeplanningskema 1/1958.....	19	6937
<b>LOCAL AUTHORITY NOTICES</b>				<b>PLAASLIKE BESTUURSKENNISGEWINGS</b>			
181	Town-planning and Townships Ordinance (15/1986): Rustenburg Amendment Schemes 565, 693, 745 and 757 .....	20	6937	181	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Rustenburg-wysigingskemas 565, 693, 745 en 757.....	20	6937
182	Local Government: Municipal Systems Act (32/2000): Tlokwe City Council: Virement By-laws .....	21	6937	182	Local Government: Municipal Systems Act (32/2000): Tlokwe City Council: Virement By-laws .....	21	6937

# IMPORTANT NOTICE

The  
**North West Province Provincial Gazette** Function  
will be transferred to the  
**Government Printer** in Pretoria  
as from 1 February 2006

**NEW PARTICULARS ARE AS FOLLOWS:**

**Physical address:**

Government Printing Works  
149 Bosman Street  
Pretoria

**Postal address:**

Private Bag X85  
Pretoria  
0001

**New contact person:** Vino Thaver Tel.: (012) 334-4687

**Fax number:** (012) 323-8805

**E-mail address:** vino.thaver@gpw.gov.za

**Contact person for subscribers:**

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

This phase-in period is to commence from **1 February 2006** (suggest date of advert) and notice comes into operation as from **1 February 2006**.

Subscribers and all other stakeholders are advised to send their advertisements directly to the **Government Printing Works**, 7 days before publication date.

*In future, adverts have to be paid in advance  
before being published in the Gazette.*

Advertising Manager

IT IS THE CLIENTS RESPONSIBILITY TO ENSURE THAT THE CORRECT AMOUNT IS PAID AT THE CASHIER OR DEPOSITED INTO THE GOVERNMENT PRINTING WORKS BANK ACCOUNT AND ALSO THAT THE REQUISITION/COVERING LETTER TOGETHER WITH THE ADVERTISEMENTS AND THE PROOF OF DEPOSIT REACHES THE GOVERNMENT PRINTING WORKS IN TIME FOR INSERTION IN THE PROVINCIAL GAZETTE.

**NO ADVERTISEMENTS WILL BE PLACED WITHOUT PRIOR PROOF OF PRE-PAYMENT.**

$\frac{1}{4}$  page **R 229.40**

Letter Type: Arial Size: 10

Line Spacing: At:  
Exactly 11pt

**TAKE NOTE OF  
THE NEW TARIFFS  
WHICH ARE  
APPLICABLE  
FROM THE 1ST OF  
JUNE 2011**

$\frac{1}{2}$  page **R 458.75**

Letter Type: Arial Size: 10

Line Spacing: At:  
Exactly 11pt

$\frac{3}{4}$  page **R 688.15**

Letter Type: Arial Size: 10

Line Spacing: At:  
Exactly 11pt

Full page **R 917.55**

Letter Type: Arial Size: 10

Line Spacing: At:  
Exactly 11pt



REPUBLIC  
OF  
SOUTH AFRICA

## LIST OF FIXED TARIFF RATES AND CONDITIONS

### FOR PUBLICATION OF LEGAL NOTICES IN THE NORTH WEST PROVINCE PROVINCIAL GAZETTE

**COMMENCEMENT: 1 JUNE 2011**

## CONDITIONS FOR PUBLICATION OF NOTICES

### CLOSING TIMES FOR THE ACCEPTANCE OF NOTICES

1. (1) The *North West Province Provincial Gazette* is published every week on Tuesday, and the closing time for the acceptance of notices which have to appear in the *North West Province Provincial Gazette* on any particular Tuesday, is **12:00 on a Tuesday for the following Tuesday**. Should any Tuesday coincide with a public holiday, the publication date remains unchanged. However, the closing date for acceptance of advertisements moves backwards accordingly, in order to allow for 7 working days prior to the publication date.
- (2) The date for the publication of a **separate** *North West Province Provincial Gazette* is negotiable.
2. (1) Copy of notices received **after closing time** will be held over for publication in the next *North West Province Provincial Gazette*.
- (2) Amendment or changes in copy of notices cannot be undertaken unless instructions are received **before 14:00 on Fridays**.
- (3) Copy of notices for publication or amendments of original copy can not be accepted over the telephone and must be brought about by letter, by fax or by hand. The Government Printer will not be liable for any amendments done erroneously.
- (4) In the case of cancellations a refund of the cost of a notice will be considered only if the instruction to cancel has been received on or before the stipulated closing time as indicated in paragraph 2 (2).

### APPROVAL OF NOTICES

3. In the event where a cheque, submitted by an advertiser to the Government Printer as payment, is dishonoured, then the Government Printer reserves the right to refuse such client further access to the *North West Province Provincial Gazette* until any outstanding debts to the Government Printer is settled in full.

### THE GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY

4. The Government Printer will assume no liability in respect of—
  - (1) any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
  - (2) erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by

(3) any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

(4) The Government Printing Works is not responsible for any amendments.

#### **LIABILITY OF ADVERTISER**

5. Advertisers will be held liable for any compensation and costs arising from any action which may be instituted against the Government Printer in consequence of the publication of any notice.

#### **COPY**

6. Copy of notices must be typed on one side of the paper only and may not constitute part of any covering letter or document.

7. At the top of any copy, and set well apart from the notice, the following must be stated:

Where applicable

(1) The heading under which the notice is to appear.

(2) The cost of publication applicable to the notice, in accordance with the "Word Count Table".

#### **PAYMENT OF COST**

9. **With effect from 1 April 2005 no notice will be accepted for publication unless the cost of the insertion(s) is prepaid in CASH or by CHEQUE or POSTAL ORDERS. It can be arranged that money can be paid into the banking account of the Government Printer, in which case the deposit slip accompanies the advertisement before publication thereof.**

10. (1) The cost of a notice must be calculated by the advertiser in accordance with the word count table.

(2) Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the **Advertising Section, Government Printing Works, Private Bag X85, Pretoria, 0001 [Fax: (012) 323-8805], before publication.**

11. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and the notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or by cheque or postal orders, or into the banking account.

12. *In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the Government Printing Works.*
13. The Government Printer reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the Word Count Table, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

#### **PROOF OF PUBLICATION**

14. **Copies of the *North West Province Provincial Gazette* which may be required as proof of publication, may be ordered from the Government Printer at the ruling price.** The Government Printer will assume no liability for any failure to post such *North West Province Provincial Gazette(s)* or for any delay in despatching it/them.

## **GOVERNMENT PRINTERS BANK ACCOUNT PARTICULARS**

Bank:	ABSA BOSMAN STREET
Account No.:	4057114016
Branch code:	632005
Reference No.:	00000050
Fax No.:	(012) 323 8805 and (012) 323 0009

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

Mrs. L. Fourie	Tel.: (012) 334-4686
Mrs. H. Wolmarans	Tel.: (012) 334-4591

## GENERAL NOTICES • ALGEMENE KENNISGEWINGS

### NOTICE 278 OF 2011

NOTICE OF APPLICATION FOR AMENDMENT OF TOWN-PLANNING SCHEME IN TERMS OF SECTION 56 (1) (b) (ii) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)

#### HARTBEESPOORT AMENDMENT SCHEME 415

I, Jeff de Klerk, being the authorized agent of the owner of Portion Re/162 of the farm Rietfontein 485-JQ, hereby give notice in terms of section 56 (1) (b) (ii) of the Town-planning and Townships Ordinance, 1986, that I have applied to the Local Municipality of Madibeng, for the amendment of the town-planning scheme, known as Hartbeespoort Town-planning Scheme, 1993, by the rezoning of the property described above, situated north-east and adjoining Road P249-1 along Saartjiesnek, from "Agricultural" to "Special" for a restaurant, overnight-lodging units and ancillary admin office.

Particulars of the application will lie for inspection during normal office hours at the Municipal Offices, Van Velden Street, Brits, for a period of 28 days from 25 October 2011.

Objection to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager at the above address, or at PO Box 106, Brits, 0250, within a period of 28 days from 25 October 2011.

*Address of authorized agent:* PO Box 105, Ifafi, 0260. Tel: (012) 259-1688.

### KENNISGEWING 278 VAN 2011

KENNISGEWING VAN AANSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56 (1) (b) (ii) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986)

#### HARTBEESPOORT-WYSIGINGSKEMA 415

Ek, Jeff de Klerk, synde die gemagtigde agent van die eienaar van Gedeelte Re/162 van die plaas Rietfontein 485-JQ, gee hiermee ingevolge artikel 56 (1) (b) (ii) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986, kennis dat ek by die Plaaslike Munisipaliteit van Madibeng aansoek gedoen het om die wysiging van die dorpsbeplanningskema, bekend as Hartbeespoort-dorpsbeplanningskema, 1993, deur die hersonering van die eiendom hierbo beskryf, geleë noord-oos en aanliggend aan Pad P249-1 teenaan Saartjiesnek, vanaf "Landbou" na "Spesiaal" vir 'n restaurant, oornagverblyf-eenhede en aanverwante admin kantoor.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die Munisipale Kantore, Van Veldenstraat, Brits, vir 'n tydperk van 28 dae vanaf 25 Oktober 2011.

Besware of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 25 Oktober 2011, skriftelik by of tot die Munisipale Bestuurder by bovermelde adres of by Posbus 106, Brits, 0250, ingedien word.

*Adres van gemagtigde agent:* Posbus 105, Ifafi, 0260. Tel: (012) 259-1688.

25-01

### NOTICE 279 OF 2011

#### KLERKSDORP LAND USE MANAGEMENT SCHEME, 2005

#### PROPOSED AMENDMENT SCHEME 614

NOTICE OF APPLICATION FOR AMENDMENT OF TOWN-PLANNING SCHEME IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)

I, Peter John Dacomb, of Planpractice Pretoria CC, being the authorised agent of the registered owner of Erven 2183, 2184 and 2185, Klerksdorp Extension 38, Registration Division IP, Province of North West, hereby give notice in terms of the provisions of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that I have applied to the City of Matlosana Municipality, for the amendment of the Klerksdorp Land Use Management Scheme, 2005, by the rezoning of the above-mentioned properties, from "Municipal, Business 1 and Industrial 1" respectively, to "Business 1", subject to a gross floor area of 114 911 m<sup>2</sup>, a Height of 3 storeys and a Coverage of 70% to allow for the development of a shopping centre and ancillary facilities (including hotel) on the aforesaid erven. The subject properties are located south of and abutting on the N12 National Road, approximately 4,5 km north-east of the Klerksdorp Central Business District, in the direction of Stilfontein.

Particulars of the application will lie for inspection during normal office hours at the office of the Manager: Department Developmental Local Government and Housing, and the Municipal Manager, City of Matlosana, Civic Centre, corner Bram Fischer and O.R. Tambo Streets, Klerksdorp, for a period of 28 days from 25 October 2011.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager at the above address, or at PO Box 99, Klerksdorp, 2570, within a period of 28 days from 25 October 2011.

*Applicant:* C/o Planpractice Pretoria CC, corner of Brooklyn Road and First Street, Menlo Park, 0081. Tel: (012) 362-1741. Fax: (012) 362-0983. E-mail: peter@planpractice.co.za

Ref: 600/606



**KENNISGEWING 279 VAN 2011****KLERKSDORP-GRONDGEBRUIKSBESTUURSKEMA, 2005****VOORGESTELDE WYSIGINGSKEMA 614**

KENNISGEWING VAN AANSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986)

Ek, Peter John Dacomb, van Planpractice Pretoria BK, synde die gemagtigde agent van die eienaar van Erwe 2183, 2184 en 2185, Klerksdorp Uitbreiding 38, Registrasie Afdeling IP, provinsie van Noordwes, gee hiermee ingevolge die bepalings van artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), kennis dat ons by die Stad van Matlosana Munisipaliteit, aansoek gedoen het vir die wysiging van die Klerksdorp-grondgebruikbestuurskema, 2005, deur die hersonering van bogenoemde eiendomme, vanaf onderskeidelik "Munisipaal, Besigheid 1 en Nywerheid 1" na "Besigheid 1", onderhewig aan 'n totale bruto vloeroppervlakte van 114 911 m<sup>2</sup>, 'n Gebouhoogte van 3 verdiepings en 'n dekking van 70%, ten einde voorsiening te maak vir die ontwikkeling van 'n winkelsentrum en verwante fasiliteite (insluitende hotel). Die onderwerpe eiendomme is ten suide en aangrensend aan die N12 Nasionale Pad geleë, ongeveer 4.5 km noord-oos van die Sentrale Sakegebied van Klerksdorp, in die rigting van Stilfontein.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Bestuurder: Departement Ontwikkeling, Plaaslike Bestuur en Behuising, en die Munisipale Bestuurder, Stad van Matlosana Munisipaliteit, Burgersentrum, hoek van Bram Fischer- en O.R. Tambostraat, Klerksdorp, vir 'n tydperk van 28 dae vanaf 25 Oktober 2011.

Besware of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 25 Oktober 2011, skriftelik tot die Munisipale Bestuurder by bovermelde adres, of by Posbus 99, Klerksdorp, 2570, gerig word.

*Applikant:* P/a Planpractice Pretoria BK, hoek van Brooklynweg en Eerstestraat, Menlopark, 0081. Tel: (012) 362-1741. Faks: (012) 362-0983. E-pos: peter@planpractice.co.za

Verw: 600/606

25-01

**NOTICE 280 OF 2011**

NOTICE OF APPLICATION FOR AMENDMENT OF THE POTCHEFSTROOM TOWN-PLANNING SCHEME, 1980, IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)

**POTCHEFSTROOM AMENDMENT SCHEME 1746**

We, Welwyn Town and Regional Planning No. 1 CC, 1998/005829/23, being the authorised agent of the owner of Portion 1 of Erf 965, Potchefstroom, hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986, that we have applied to the Tlokwe City Council for the amendment of the town-planning scheme, known as the Potchefstroom Town-planning Scheme, 1980, by the rezoning of the property described above, situated on 66 President Street, Potchefstroom, from "Special" with Annexure 1153 for a Guest House and four (4) dwelling units to "Residential 3" with Annexure 1281 for a coverage of 60%.

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager: Wolmarans Street, Potchefstroom for a period of 28 days from 25 October 2011.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager at the above address, or at PO Box 113, Potchefstroom, 2520, within a period of 28 days from 25 October 2011.

*Address of applicant:* Welwyn Town and Regional Planners, P.O. Box 20508, Noordbrug, 2522. Tel: (018) 293-1536.

**KENNISGEWING 280 VAN 2011**

KENNISGEWING VAN AANSOEK OM WYSIGING VAN DIE POTCHEFSTROOM-DORPSBEPLANNINGSKEMA, 1980, INGEVOLGE ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986)

**POTCHEFSTROOM-WYSIGINGSKEMA 1746**

Ons, Welwyn Stads- en Streekbeplanning No. 1 BK, 1998/005829/23, synde die gemagtigde agent van die eienaar van Gedeelte 1 van Erf 965, Potchefstroom, ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986, gee hiermee kennis dat ons by die Tlokwe Stadsraad aansoek gedoen het om die wysiging van die dorpsbeplanningskema, bekend as die Potchefstroom-dorpsbeplanningskema, 1980, deur die hersonering van die eiendom hierbo beskryf, geleë te Presidentstraat 66, Potchefstroom, vanaf "Spesiaal" met Bylae 1153 vir 'n Gastehuis en vier (4) wooneenhede na "Residensieel 3" met Bylae 1281 vir 'n dekking van 60%.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder: Wolmaransstraat, Potchefstroom, vir 'n tydperk van 28 dae vanaf 25 Oktober 2011.

Besware of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 25 Oktober 2011, skriftelik tot die Munisipale Bestuurder by bovermelde adres, of by Posbus 113, Potchefstroom, 2520, ingedien of gerig word.

*Adres van applikant:* Welwyn Stads- en Streekbeplanners, Posbus 20508, Noordbrug, 2522. Tel: (018) 293-1536.

25-01

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### NOTICE 281 OF 2011

NOTICE OF APPLICATION FOR AMENDMENT OF THE POTCHEFSTROOM TOWN-PLANNING SCHEME, 1980, IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)

#### POTCHEFSTROOM AMENDMENT SCHEME 1749

We, Welwyn Town and Regional Planning No. 1 CC, 1998/005829/23, being the authorised agent of the owner of Remaining Portion of Portion 1 of Erf 1168, Potchefstroom, hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986, that we have applied to the Tlokwe City Council for the amendment of the town-planning scheme, known as the Potchefstroom Town-planning Scheme, 1980, by the rezoning of the property described above, situated on 16 Wilgen Street, Potchefstroom, from "Residential 1" with a density of one dwelling house per 1 000 m<sup>2</sup> to "Residential 3" with Annexure 1284 for a coverage of 50%.

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager: Wolmarans Street, Potchefstroom for a period of 28 days from 25 October 2011.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager at the above address, or at PO Box 113, Potchefstroom, 2520, within a period of 28 days from 25 October 2011.

*Address of applicant:* Welwyn Town and Regional Planners, P.O. Box 20508, Noordbrug, 2522. Tel: (018) 293-1536.

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### KENNISGEWING 281 VAN 2011

KENNISGEWING VAN AANSOEK OM WYSIGING VAN DIE POTCHEFSTROOM-DORPSBEPLANNINGSKEMA, 1980, INGEVOLGE ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986)

#### POTCHEFSTROOM-WYSIGINGSKEMA 1749

Ons, Welwyn Stads- en Streekbeplanning No. 1 BK, 1998/005829/23, synde die gemagtigde agent van die eienaar van Resterende Gedeelte 1 van Erf 1168, Potchefstroom, ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986, gee hiermee kennis dat ons by die Tlokwe Stadsraad aansoek gedoen het om die wysiging van die dorpsbeplanningskema, bekend as die Potchefstroom-dorpsbeplanningskema, 1980, deur die hersonering van die eiendom hierbo beskryf, geleë te Wilgenstraat 16, Potchefstroom, vanaf "Residensieel 1" met 'n digtheid van een woonhuis per 1 000 m<sup>2</sup> na "Residensieel 3" met Bylae 1284 vir 'n dekking van 50%.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder: Wolmaransstraat, Potchefstroom, vir 'n tydperk van 28 dae vanaf 25 Oktober 2011.

Besware of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 25 Oktober 2011, skriftelik tot die Munisipale Bestuurder by bovermelde adres, of by Posbus 113, Potchefstroom, 2520, ingedien of gerig word.

*Adres van applikant:* Welwyn Stads- en Streekbeplanners, Posbus 20508, Noordbrug, 2522. Tel: (018) 293-1536.

25-01

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### NOTICE 285 OF 2011

NOTICE OF APPLICATION FOR AMENDMENT OF TOWN-PLANNING SCHEME IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)

#### TSWAING LAND USE SCHEME, 201-AMENDMENT SCHEME 5

Maxim Planning Solutions (Pty) Ltd (2002/017393/07), being the authorised agent of the owner of the Remaining Extent of Erf 80, Delareyville, hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that we have applied to the Tswaing Local Municipality for the amendment of the town-planning scheme known as Tswaing Land Use Scheme, 2011, as amended, by the rezoning of the Remaining Extent of Erf 80, Delareyville, situated on the corner of Church and Louw Streets, between Du Toit and Visser Streets, Delareyville, from "Residential 1" to "Residential 2", with the inclusion of a residential building.

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, Tswaing Local Municipality, corner of General Delarey and Government Streets, Delareyville, for a period of 28 days from 2 November 2011.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager, Tswaing Local Municipality, at the above address or posted to PO Box 24, Delareyville, 2770, within a period of 28 days from 2 November 2011.

*Address of authorised agent:* Maxim Planning Solutions (Pty) Ltd (2002/017393/07), Unit 35, Corpus Novem Office Park, 35 Dr. Yusuf Dadoo Avenue, Wilkoppies, Klerksdorp, 2571; PO Box 6848, Flamwood, 2572. Tel: (018) 468-6366. (2/1339).

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## KENNISGEWING 285 VAN 2011

KENNISGEWING VAN AANSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986)

### TSWAING LAND USE SCHEME, 2011–WYSIGINGSKEMA 5

Maxim Planning Solutions (Edms) Bpk (2002/017393/07), synde die gemagtigde agent van die eienaar van die Resterende Gedeelte van Erf 80, Delareyville, gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), kennis dat ons by die Tswaing Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Tswaing Land Use Scheme, 2011, soos gewysig, deur die hersonering van die Resterende Gedeelte van Erf 80, Delareyville, geleë op die hoek van Kerk- en Louwstraat, tussen Du Toit- en Visserstraat, Delareyville, vanaf "Residensieel 1" na "Residensieel 2", met die insluiting van 'n residensiële gebou.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Tswaing Plaaslike Munisipaliteit, hoek van Generaal Delarey- en Governmentstraat, Delareyville, vir 'n tydperk van 28 dae vanaf 2 November 2011.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 2 November 2011, skriftelik by of tot die Munisipale Bestuurder, Tswaing Plaaslike Munisipaliteit, by bovermelde adres of by Posbus 24, Delareyville, 2770, ingedien of gerig word.

*Adres van gemagtigde agent:* Maxim Planning Solutions (Edms) Bpk (2002/017393/07), Eenheid 35, Corpus Novem Kantoor Park, Dr. Yusuf Dadoo laan 35, Wilkoppies, Klerksdorp, 2571; Posbus 6848, Flamwood, 2572. Tel: (018) 468-6366. (2/1339).

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## NOTICE 286 OF 2011

NOTICE OF APPLICATION FOR AMENDMENT OF TOWN-PLANNING SCHEME IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)

### TSWAING LAND USE SCHEME, 2011–AMENDMENT SCHEME 6

Maxim Planning Solutions (Pty) Ltd (2002/017393/07), being the authorised agent of the owner of the Remaining Extent of Portion 16 of the farm Zoutpan or Bospan No. 203-IO, hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that we have applied to the Tswaing Local Municipality for the amendment of the town-planning scheme known as Tswaing Land Use Scheme, 2011, as amended, by the rezoning of the Remaining Extent of Portion 16 of the farm Zoutpan or Bospan No. 203-IO, situated at the corner of De Jager and General Delarey Streets, Delareyville, from "Industrial 1" to "Business 2".

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, Tswaing Local Municipality, corner of General Delarey and Government Streets, Delareyville, for a period of 28 days from 2 November 2011.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager, Tswaing Local Municipality, at the above address or posted to PO Box 24, Delareyville, 2770, within a period of 28 days from 2 November 2011.

*Address of authorised agent:* Maxim Planning Solutions (Pty) Ltd (2002/017393/07), Unit 35, Corpus Novem Office Park, 35 Dr. Yusuf Dadoo Avenue, Wilkoppies, Klerksdorp, 2571; PO Box 6848, Flamwood, 2572. Tel: (018) 468-6366. (2/1341).

**KENNISGEWING 286 VAN 2011**

KENNISGEWING VAN AANSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986)

**TSWAING LAND USE SCHEME, 2011–WYSIGINGSKEMA 6**

Maxim Planning Solutions (Edms) Bpk (2002/017393/07), synde die gemagtigde agent van die eienaar van die Resterende Gedeelte van Gedeelte 16 van die plaas Zoutpan of Bospan No. 203-IO, gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), kennis dat ons by die Tswaing Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Tswaing Land Use Scheme, 2011, soos gewysig, deur die hersonering van die Resterende Gedeelte van Gedeelte 16 van die plaas Zoutpan of Bospan No. 203-IO, geleë op die hoek van De Jager- en Generaal Delareystraat, Delareyville, vanaf "Industrieel 1" na "Besigheid 2". Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Tswaing Plaaslike Munisipaliteit, hoek van Generaal Delarey- en Governmentstraat, Delareyville, vir 'n tydperk van 28 dae vanaf 2 November 2011.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 2 November 2011, skriftelik by of tot die Munisipale Bestuurder, Tswaing Plaaslike Munisipaliteit, by bovermelde adres of by Posbus 24, Delareyville, 2770, ingedien of gerig word.

*Adres van gemagtigde agent:* Maxim Planning Solutions (Edms) Bpk (2002/017393/07), Eenheid 35, Corpus Novem Kantoor Park, Dr. Yusuf Dadooalaan 35, Wilkoppies, Klerksdorp, 2571; Posbus 6848, Flamwood, 2572. Tel: (018) 468-6366. (2/1341).

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**NOTICE 287 OF 2011**

NOTICE OF APPLICATION FOR AMENDMENT OF THE TOWN-PLANNING SCHEME IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)

**BLOEMHOF AMENDMENT SCHEME 37**

Maxim Planning Solutions (Pty) Ltd (2002/017393/07) being the authorised agent of the owner of the Remaining Extent of Erf 932, hereby gives notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986) that we have applied to the Lekwa-Teemane Local Municipality for the amendment of the Town-planning Scheme known as Bloemhof Town-planning Scheme, 1997, as amended, by the rezoning of the Remaining Extent of Erf 932, Boitumelong, situated adjacent to Tlou Street, between Kukama-Gopane- and Phuduhundu Street, Boitumelong, from "Public Open Space" to "Business 2", with the inclusion of a guest house and a gymnasium.

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, Lekwa-Teemane Local Municipality, corner of Robyn- and Dirkie Uys Street, Christiana, as well as Tulleken Street, Bloemhof, for the period of 28 days from 04 November 2011.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager at the above address or posted to P.O. Box 13, Christiana, 2680, within a period of 28 days from 04 November 2011.

*Address of authorised agent:* Maxim Planning Solutions (Pty) Ltd (2002/017393/07), Unit 35 Corpus Novem Office Park, 35 Dr. Yusuf Avenue, Wilkoppies, Klerksdorp, 2571; P.O. Box 6848, Flamwood, 2572. Tel: (018) 468-6366 (2/1338).

**KENNISGEWING 287 VAN 2011**

KENNISGEWING VAN AANSOEK OM WYSIGING VAN DIE DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986)

**BLOEMHOF-WYSIGINGSKEMA 37**

Maxim Planning Solutions (Edms) Bpk (2002/017393/07) synde die gemagtigde agent van die eienaar van die Resterende Gedeelte van Erf 932, Boitumelong, gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986) kennis dat ons by die Lekwa-Teemane Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Bloemhof Dorpsbeplanningskema, 1997, soos gewysig, deur die hersonering van 'n gedeelte van die Resterende Gedeelte van Erf 932, Boitumelong, geleë aanliggend tot Tloustraat, tussen Kukama-, Gopane-, en Phuduhudustraart, Boitumelong, vanaf "Openbare Oop Ruimte" na "Besigheid 2", met die insluiting van 'n gastehuis en 'n gymnasium.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder: Lekwa-Teemane Plaaslike Munisipaliteit, hoek van Robyn- en Dirkie Uysstraat, Christiana, asook Tullekenstraat, Bloemhof, vir 'n tydperk van 28 dae vanaf 04 November 2011.

Besware of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 04 November 2011 skriftelik by of tot die Munisipale Bestuurder by bovermelde adres of by Posbus 13, Christiana, 2680, ingedien of gerig word.

*Adres van gemagtigde agent:* Maxim Planning Solutions (Edms) Bpk (2002/017393/07), Eenheid 35 Corpus Novem Kantoor Park, Dr. Yusuf Dadooiaan 35, Wilkoppies, Klerksdorp, 2571, Posbus Flamwood, 2572. Tel: (018) 468-6366 (2/1338).

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## NOTICE 288 OF 2011

NOTICE OF APPLICATION FOR AMENDMENT OF THE TOWN-PLANNING SCHEME IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)

### ZEERUST TOWN PLANNING SCHEME, 1980 - AMENDMENT SCHEME

Maxim Planning Solutions (Pty) Ltd (2002/017393/07) being the authorised agent of the owner of the Remaining Extent of Erf 1121, Zeerust, hereby gives notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986) that we have applied to the Ramotshere Moiloa Local Municipality for the amendment of the Town-planning Scheme known as Zeerust Town-planning Scheme, 1980, as amended, by the rezoning of the Remaining Extent of Erf 1121, Zeerust, situated at 7 President Street, Zeerust, between Reid-, President-, Hendrik Potgieter- and Forssman Street, Zeerust, from "Residential 1" to "Business 1".

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, situated on the corner of Coetzee- and President Street, Zeerust, for the period of 28 days from 01 November 2011.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager, Ramotshere Moiloa Local Municipality at the above or posted to P.O. Box 92, Zeerust, 2865, within a period of 28 days from 01 November 2011.

*Address of authorised agent:* Maxim Planning Solutions (Pty) Ltd (2002/017393/07), Unit 35 Corpus Novem Office Park, 35 Dr. Yusuf Avenue, Wilkoppies, Klerksdorp, 2571; P.O. Box 6848, Flamwood, 2572. Tel: (018) 468-6366 (2/1344).

## KENNISGEWING 288 VAN 2011

KENNISGEWING VAN AANSOEK OM WYSIGING VAN ORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986)

### ZEERUST DORPSBEPLANNINGSKEMA, 1980-WYSIGINGSKEMA

Maxim Planning Solutions (Edms) Bpk (2002/017393/07) synde die gemagtigde agent van die eienaar van die Resterende Gedeelte van Erf 1121, Zeerust, gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986) kennis dat ons by die Ramotshere Moiloa Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Zeerust Dorpsbeplanningskema, 1980, soos gewysig, deur die hersonering van die Resterende Gedeelte van Erf 1121, Zeerust, geleë te Presidentstraat 7, Zeerust, tussen Reid-, President-, Hendrik Potgieter- en Forssmanstraat, Zeerust, vanaf "Residensieel 1" na "Besigheid 1".

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder: op die hoek van Coetzee- en Presidentstraat,, Zeerust, vir 'n tydperk van 28 dae vana 01 November 2011.

Besware of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 01 November 2011 skriftelik by of tot die Munisipale Bestuurder, Ramotshere Moiloa Plaaslike Munisipaliteit by bovermelde adres of by Posbus 92, Zeerust, 2865, ingedien of gerig word.

*Adres van gemagtigde agent:* Maxim Planning Solutions (Edms) Bpk (2002/017393/07), Eenheid 35 Corpus Novem Kantoor Park, Dr. Yusuf Dadooiaan 35, Wilkoppies, Klerksdorp, 2571, Posbus 6848, Flamwood, 2572. Tel: (018) 468-6366 (2/1344).

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**NOTICE 289 OF 2011**

NOTICE OF APPLICATION FOR AMENDMENT OF THE TOWN-PLANNING SCHEME IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)

**RUSTENBURG AMENDMENT SCHEME 792**

I, Petrus Cornelius de Jager, of the firm Towncomp CC 1995/024157/23, being the authorised agent of the owner of the Portion 1 of Erf 1245, Rustenburg, hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986, that I have applied to the Rustenburg Local Municipality for the amendment of the town-planning scheme known as Rustenburg Land Use Management Scheme, 2005, by the rezoning of the property described above, situated at 213 Beyers Naude Drive, Rustenburg, from "Residential 1" to "Special for Offices, Medical Consulting Rooms (200m<sup>2</sup>), Multiple Residential (with a density of 60 units per hectare) and a Veterinary Clinic", subject to conditions as per Annexure 1084.

Particulars of the application will lie for inspection during normal office hours at the office of the Director Planning and Development, Room 319, Missionary Mpheni House, cor. Beyers Naudé and Nelson Mandela Drives, Rustenburg, for a period of 28 days from 1 November 2011.

Objections to or representations in respect of the application must be lodged with or made in writing to the Director Planning and Development at the above address or at P.O. Box 16, Rustenburg, 0300, within a period of 28 days from 1 November 2011.

*Address of owner: P/a Towncomp CC, P.O. Box 20145, Proteapark, 0305. Tel: (014) 533-2950. Fax: (014) 533-3733.*

**KENNISGEWING 289 VAN 2011**

KENNISGEWING VAN AANSOEK OM WYSIGING VAN DIE DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986)

**RUSTENBURG-WYSIGINGSKEMA 792**

Ek, Petrus Christiaan Cornelius de Jager, van die firma Towncomp BK 1995/024157/23, synde die gemagtigde agent van die eienaar van Gedeelte 1 van Erf 1245, Rustenburg, gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986, kennis dat ek by Rustenburg Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Dorpsbeplanningskema bekend as Rustenburg Land Use Management Scheme, 2005, deur die hersonering van die eiendom hierbo beskryf, geleë te Beyers Naude Rylaan 213, Rustenburg, vanaf "Residensieel 1" na "Spesiaal vir Kantore, Mediese Spreekkamers (200m<sup>2</sup>), Meervoudige Wooneenhede (met 'n digtheid van 60 eenhede per hektaar) en 'n Veeartseny Kliniek", onderhewig aan voorwaardes soos per Bylae 1084.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Direkteur Beplanning en Ontwikkeling, Kamer 319, Missionary Mpheni House, h/v Byers Naudé- en Nelson Mandela Rylaan, Rustenburg, vir 'n tydperk van 28 dae vanaf 1 November 2011.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 01 November 2011 skriftelik by of tot die Direkteur Beplanning en Ontwikkeling by bovermelde adres of by Posbus 16, Rustenburg, 0300, ingedien of gerig word.

*Adres van eienaar: P/a Towncomp CC, Posbus 20145, Proteapark, 0305. Tel: (014) 533-2950. Faks: (014) 533-3733.*

**NOTICE 284 OF 2011****NOTICE OF APPLICATION TO ESTABLISH A LAND DEVELOPMENT AREA: PORTION OF THE REMAINING EXTENT OF PORTION 163 (A PORTION OF PORTION 63) OF THE FARM ELANDSHEUVEL NO. 402-IP AND THE REMAINING EXTENT OF ERF 2151, KLERKSDORP EXTENSION 33**

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

Maxim Planning Solutions (Proprietary) Limited (2002/017393/07) has lodged an application on behalf of Diggers Development (Proprietary) Limited (1998/013989/07) and the Superior General for the Congregation of the Brothers of Charity in terms of the Development Facilitation Act, Act 67 of 1995 for the establishment of a land development area on a portion of the Remaining Extent of Portion 163 (a portion of Portion 63) of the farm Elandsheuvel No. 402-IP and the Remaining Extent of Erf 2151, Klerksdorp Extension 33.

The development will consist of the following:

1. The establishment of a Land Development Area that will comprise of the Remaining Extent of Erf 2151, Klerksdorp Extension 33 and a new township to be known as Klerksdorp Extension 42 consisting of two erven, to be known as Erf 2308 and Erf 2309, respectively.
2. The existing maximum developable floor area attaching to the Remaining Extent of Erf 2151, Klerksdorp Extension 33, is 62 206m<sup>2</sup>. The purpose of this application is to acquire the necessary land use rights in order to spread the land use rights currently attaching to the Remaining Extent of Erf 2151, Klerksdorp Extension 33 to Klerksdorp Extension 42. The practical effect of the foregoing is that the existing Flamwood Walk Shopping Centre with an existing built gross leasable floor area of 12 375 m<sup>2</sup> will be extended to a shopping centre with a floor area of 62 206m<sup>2</sup>.
3. The total extent of the land development area that will accommodate the buildings, parking area, roads, landscaped area and ancillary uses will be 7,0383 hectares (Remaining Extent of Erf 2151, Klerksdorp Extension 33 – 4,4433 hectares and the portion of the Remaining Extent of Portion 163 of the farm Elandsheuvel No. 402-IP – 2.5950 hectares)

In order to give effect to the intentions as described above, the application for the establishment of a land development area will include the following:

- (a) The establishment of the proposed township to be known as Klerksdorp Extension 42 comprising of Erven 2308 and 2309 zoned "Business 1" respectively with the following development restrictions on a portion of the Remaining Extent of Portion 163 (a portion of Portion 63) of the farm Elandsheuvel No. 402-IP:
  - Coverage: 70%
  - Height : 2 storeys
  - Maximum floor area: Combined maximum floor area of 62 206m<sup>2</sup> (applicable to the Remaining Extent of Erf 2151, Klerksdorp Extension 33 and the consolidated erf in Klerksdorp Extension 42 combined). The aforesaid excludes uncovered parking, covered parking areas, roads and landscaped areas. This represents the area that will comprise gross leasable floor area, passages, the common areas and other covered areas.
- (b) The rezoning of the Remaining Extent of Erf 2151, Klerksdorp Extension 33, situated within the Klerksdorp Land Use Management Scheme, 2005, by the retention of all existing development controls and the introduction of the qualification:
  - Coverage: 70%
  - Height : 2 storeys
  - Maximum floor area: Combined maximum floor area of 62 206m<sup>2</sup> (applicable to the Remaining Extent of Erf 2151, Klerksdorp Extension 33 and the consolidated erf in Klerksdorp Extension 42 combined) The aforesaid excludes uncovered parking, covered parking areas, roads and landscaped areas. This represents the area that will comprise gross leasable floor area, passages, the common areas and other covered areas.
- (c) The consolidation of Erven 2308 and 2309, Klerksdorp Extension 42 after compliance with Section 37(b) of the Development Facilitation Act, 1995 (Act 67 of 1995).
- (d) Approval that the consolidated erf referred to in sub-paragraph (c) above be notarially tied to the Remaining Extent of Erf 2151, Klerksdorp Extension 33.
- (e) Suspension of the Conditions of Title as contained in Deeds of Transfer T31924/1963 and T68617/2001 referring to old order mineral rights

The relevant plan(s), document(s) and information are available for inspection during normal office hours at the offices of the Designated Officer, Department of Local Government and Traditional Affairs, corner of Chief Albert Luthuli Drive and Gerrit Maritz Street, Dassierand, Potchefstroom and at the offices of Maxim Planning Solutions (Pty) Ltd, Unit 35 Corpus Novem Office Park, 35 Dr. Yusuf Dadoo Avenue, Wilkoppies, Klerksdorp for a period of 21 days from 25 October 2011 (i.e date of first publication of notice).

The application will be considered at a Tribunal hearing to be held at Villa Maria Guest Lodge, 11 Platan Avenue, Adamayview, Klerksdorp, 2571 on 22 February 2012 at 10:00 and the prehearing conference will be held at Villa Maria Guest Lodge, 11 Platan Avenue, Adamayview, Klerksdorp, 2571 on 25 January 2012 at 10:00

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

1. You may within a period of 21 days from the date of the first publication of this notice, provide the designated officer with your written objections or representations; or
2. If your comments constitute an objection to any aspect of the land development application, you must appear in person or through a representative before the Tribunal on the dates mentioned above.

Any written objection or representation must be delivered to the designated officer at North West Development Tribunal, Department of Local Government and Traditional Affairs, corner of Chief Albert Luthuli Drive and Gerrit Maritz Street, Dasserand, Potchefstroom and you may contact the designated officer if you have any queries on Tel: (018) 297 5011, Cell: 082 805 6870 and Fax: (018) 297 7956

Postal address: The Designated Officer, North West Development Tribunal, Private Bag X1213, Potchefstroom, 2520

## KENNISGEWING 284 VAN 2011

### KENNISGEWING VAN AANSOEK VIR DIE STIGTING VAN 'N GRONDONTWIKKELINGSGBIED: GEDEELTE VAN DIE RESTERENDE GEDEELTE VAN GEDEELTE 163 ('N GEDEELTE VAN GEDEELTE 63) VAN DIE PLAAS ELANDSHEUVEL NO. 402-IP EN DIE RESTERENDE GEDEELTE VAN ERF 2151, KLERKSDORP UITBREIDING 33

**(Regulasie 21(10) van die Regulasies op Ontwikkelingsfasilitering ingevolge die Wet op Ontwikkelingsfasilitering, 1995)**

Maxim Planning Solutions (Eiendoms) Beperk (2002/017393/07) het 'n aansoek namens Diggers Development (Eiendoms) Beperk (1998/013989/07) en die Superior General of the Congregation of the Brothers of Charity ingedien ingevolge die Wet op Ontwikkelingsfasilitering, 1995 vir die stigting van 'n grondontwikkelingsgebied op 'n gedeelte van die Resterende Gedeelte van Gedeelte 163 ('n gedeelte van Gedeelte 63) van die plaas Elandsheuvel No. 402-IP en die Resterende Gedeelte van Erf 2151, Klerksdorp Uitbreiding 33.

Die ontwikkeling sal bestaan uit die volgende:

1. Die stigting van 'n Grondontwikkelingsgebied wat sal bestaan uit die Resterende Gedeelte van Erf 2151, Klerksdorp Uitbreiding 33 en 'n nuwe dorpsgebied wat bekend sal staan as Klerksdorp Uitbreiding 42 bestaande uit twee erwe, bekend te staan as onderskeidelik Erwe 2308 en 2309.
2. Die bestaande maksimum ontwikkelbare vloeroppervlakte wat aan die Resterende Gedeelte van Erf 2151, Klerksdorp Uitbreiding 33 kleef, is 62 206m<sup>2</sup>. Die doel van hierdie aansoek is om die nodig grondgebruiksregte te bekom ten einde die grondgebruiksregte wat tans aan die Resterende Gedeelte van Erf 2151, Klerksdorp uitbreiding 33 kleef te versprei na Klerksdorp Uitbreiding 42. Die praktiese effek van bogenoemde is dat die bestaande Flamwood Walk Winkelsentrum met 'n bestaande ontwikkelde bruto verhuurbare vloeroppervlakte van 12 375m<sup>2</sup> uitgebrei sal word na 'n winkelsentrum met 'n vloeroppervlakte van 62 206m<sup>2</sup>.
3. Die totale grootte van die grondontwikkelingsgebied wat die geboue, parkeerarea, paaie, belandskappeerde areas en aanvullende gebruike sal huisves sal 7,0383 hektaar beslaan (Resterende Gedeelte van Erf 2151, Klerksdorp Uitbreiding 33 – 4,4433 hektaar en die gedeelte van die Resterende Gedeelte van Gedeelte 163 van die plaas Elandsheuvel No. 402-IP – 2,5950 hektaar).

Ten einde uitvoering te gee aan die doelstellings soos uiteengesit hierbo, sal die aansoek om die stigting van 'n grondontwikkelingsgebied die volgende insluit:

- (a) Die stigting van die voorgestelde dorp wat bekend sal staan as Klerksdorp Uitbreiding 42 bestaande uit Erwe 2308 en 2309 gesoneer onderskeidelik "Besigheid 1" met die volgende ontwikkelingsbeperkings op 'n gedeelte van die Resterende Gedeelte van Gedeelte 163 ('n gedeelte van Gedeelte 63) van die plaas Elandsheuvel No. 402-IP:
  - Dekking : 70%
  - Hoogte : 2 verdiepings
  - Maksimum vloeroppervlakte: Gesamentlike maksimum vloeroppervlakte van 62 206m<sup>2</sup> (van toepassing op die Resterende Gedeelte van Erf 2151, Klerksdorp Uitbreiding 33 en die gekonsolideerde erf in Klerksdorp Uitbreiding 42 gesamentlik). Die voorgenoemde sluit onbedekte parkering, bedekte parkeerareas, paaie en belandskappeerde areas uit. Dit verteenwoordig die area wat die bruto verhuurbare vloeroppervlakte, gange, die gemeenskaplike areas en ander bedekte areas sal beslaan.
- (b) Die hersonering van die Resterende Gedeelte van Erf 2151, Klerksdorp Uitbreiding 33, geleë binne die Klerksdorp Land Use Management Scheme, 2005 deur die behoud van alle bestaande ontwikkelingsbeheermaatreëls en die invoering van die beperkingskwalifikasie:
  - Dekking : 70%
  - Hoogte : 2 verdiepings



- Maksimum vloeroppervlakte: Gesamentlike maksimum vloeroppervlakte van 62 206m<sup>2</sup> (van toepassing op die Resterende Gedeelte van Erf 2151, Klerksdorp Uitbreiding 33 en die gekonsolideerde erf in Klerksdorp Uitbreiding 42 gesamentlik). Die voorgenoemde sluit onbedekte parkeering, bedekte parkeerareas, paaie en belandskappeerde areas uit. Dit verteenwoordig die area wat die bruto verhuurbare vloeroppervlakte, gange, die gemeenskaplike areas en ander bedekte areas sal beslaan.
- (c) Die konsolidasie van Erwe 2308 en 2309, Klerksdorp Uitbreiding 42 na voldoening aan Artikel 37(b) van die Wet op Ontwikkelingsfasilitering, 1995 (Wet 67 van 1995).
- (d) Goedkeuring dat die gekonsolideerde erf waarna verwys word in sub-paragraaf (c) hierbo notarieel verbind word met die Resterende Gedeelte van Erf 2151, Klerksdorp Uitbreiding 33.
- (e) Opheffing van die Titelvooreswaardes soos vervat in Aktes van Transport T31924/1963 en T68617/2001 met verwysing na die ou orde minerale regte.

Die betrokke plan(ne), dokument(e) en inligting is beskikbaar vir inspeksie tydens normale kantoorure by die kantoor van die Aangewese Beampte, Departement Plaaslike Regering en Tradisionele Sake, hoek van Chief Albert Luthulirylaan and Gerrit Maritzstraat, Dassierand, Potchefstroom en by die kantore van Maxim Planning Solutions (Edms) Bpk, Eenheid 35 Corpus Novem Kantoorpark, Dr. Yusuf Dadooalaan 35, Wilkoppies, Klerksdorp vir 'n periode van 21 dae vanaf 25 Oktober 2011 (d.w.s die datum van die eerste publikasie van kennisgewing).

Die aansoek sal oorweeg word by 'n Tribunaal verhoor wat gehou sal word by Villa Maria Guest Lodge, Platanlaan 11, Adamayview, Klerksdorp, 2571 op 22 Februarie 2012 om 10:00 en die voorverhoorsamesprekings sal plaasvind by Villa Maria Guest Lodge, Platanlaan 11, Adamayview, Klerksdorp, 2571 op 25 Januarie 2012 om 10:00

Enige persoon wat 'n belang het by die aansoek moet asseblief kennis neem dat:

1. U mag binne 'n tydperk van 21 dae vanaf die eerste publikasie van hierdie kennisgewing die aangewese beampte skriftelik van u besware of verdoë in kennis stel; of
2. Indien u kommentaar neerkom op 'n beswaar met betrekking tot enige aspek van die grondontwikkelingsaansoek, moet u persoonlik voor die tribunaal verskyn of verteenwoordig word op die datums hierbo genoem.

Enige geskrewe beswaar of verdoë moet ingedien word by die aangewese beampte te Noordwes Ontwikkelingstribunaal, Departement van Plaaslike Regering en Tradisionele Sake, hoek van Chief Albert Luthulirylaan en Gerrit Maritzstraat, Dassierand, Potchefstroom en u mag die aangewese beampte kontak indien u enige navrae het by Tel: (018) 297 5011, Sel: 082 805 6870 en Faks: (018) 297 7956

Posadres: Die Aangewese Beampte, Noordwes Ontwikkelingstribunaal, Privaatsak X1213, Potchefstroom, 2520

**NOTICE 290 OF 2011****BRITS TOWN PLANNING SCHEME, 1/1958**

Notice is hereby given to all whom it may concern that in terms of Clause 15(a)ii of the Brits Town Planning Scheme, 1/1958 that I, **Gerhard Christiaan Human** from the firm Smit & Fisher Planning (Pty) Ltd, intend to apply to the Madibeng Local Municipality for consent to **construct a Vodacom cellular telephone mast and installation of a base station for telecommunication on a portion of Portion 911 of the Farm Roodekopjes No 427-JQ.**

Any objection, with the grounds therefore, shall be lodged with or made in writing to **both**: The Municipal Manager, Madibeng Local Municipality, P.O. Box 106, Brits, 0250, as well as the applicant, within 28 days of the first publication of the advertisements in the newspaper, viz from 4 November 2011.

Full particulars and plans may be inspected during normal office hours at the Madibeng Local Municipality, 53 Vanvelden Street, Brits and/or at the office of Smit & Fisher Planning, 371 Melk Street, Nieuw Muckleneuk, Pretoria for a period of 28 days after the first publication of the advertisement in the Local Newspaper.

**Date of Advertisements:**

First Publication: **1 November 2011 (North West Provincial Gazette) & 4 November 2011 (Brits Post Newspaper)**  
 Second Publication: **8 November 2011 (North West Provincial Gazette) & 11 November 2011 (Brits Post Newspaper)**  
 Closing date for any objections: **2 December 2011**

Smit & Fisher Planning (Pty) Ltd PO Box 908 Groenkloof 0027	371 Melk Street Nieuw Muckleneuk 0181	TEL: (012) 346 2340 FAX: (012) 346 0638 E-MAIL: <a href="mailto:gerhard@sfplan.co.za">gerhard@sfplan.co.za</a> <b>NEP0056 – Prisop</b>
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**KENNISGEWING 290 VAN 2011****BRITS DORPSBEPLANNING SKEMA, 1/1958**

Ingevolge klousule 15(a)ii van die Brits Dorpsbeplanning Skema, 1/1958, word hiermee aan alle belanghebbendes kennis gegee, dat ek, **Gerhard Christiaan Human** van die firma **Smit & Fisher Planning (Edms) Bpk**, van voornemens is om by die Madibeng Plaaslike Munisipaliteit aansoek te doen om toestemming vir die konstruksie van 'n **Vodacom sellulêre telefoon mas en installasie van 'n basisstasie vir telekommunikasie op 'n gedeelte van Gedeelte 911 van die Plaas Roodekopjes Nr 427-JQ**.

Enige beswaar, met die redes daarvoor, moet binne 28 dae na eerste publikasie van die advertensie in die Plaaslike Koerant, nl 4 November 2011 skriftelik by of tot aan byde, Die Munisipale Bestuurder, Madibeng Plaaslike Munisipaliteit, Posbus 106, Brits, 0250 asook by die applikant ingedien of gerig word.

Volledige besonderhede en planne kan gedurende gewone kantoorure by die Madibeng Plaaslike Munisipaliteit, 53 Vanvelden Straat, Brits en/of by die kantoor van Smit & Fisher Planning, Melkstraat 371, Nieuw Muckleneuk, Pretoria besigtig word, vir 'n periode van 28 dae na eerste publikasie van die kennisgewing in die Plaaslike Koerant.

**Datum van Advertensies:**

Datum van Eerste Publikasie: **1 November 2011 (Noord Wes Provinsiale Koerant) & 4 November 2011 (Brits Pos Koerant)**

Datum van Tweede Publikasie: **8 November 2011 (Noord Wes Provinsiale Koerant) & 11 November 2011 (Brits Pos Koerant)**

Sluitingsdatum vir enige besware: **2 Desember 2011**

Smit & Fisher Planning (Edms) Bpk Posbus 908 Groenkloof 0027	Melk Straat 371 Nieuw Muckleneuk 0181	TEL: (012) 346 2340 FAX: (012) 346 0638 E-pos: <a href="mailto:gerhard@sfplan.co.za">gerhard@sfplan.co.za</a> <b>NEP0056 – Prisop</b>
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## LOCAL AUTHORITY NOTICES PLAASLIKE BESTUURSKENNISGEWINGS

### LOCAL AUTHORITY NOTICE 181

#### RUSTENBURG AMENDMENT SCHEMES 565, 693, 745 AND 757

Notice is hereby given in terms of the provisions of section 57 (1) (a) of the Town-planning and Township Ordinance, 1986, that the Rustenburg Local Municipality has approved the amendment of the Rustenburg Land Use management Scheme, 2005, by the rezoning of the under mentioned properties from their present zonings to the new zonings, as indicated below to each property, subject to certain conditions:

Amendment Scheme	Description of property	Present Zoning	New Zoning
565	Portion 362 of the Farm Waterkloof 305 J.Q.	"Agricultural"	"Special" for a filling station and convenience store as per Annexure 858 to the Scheme
693	Erf 1522 Rustenburg Extension 3	"Special" for offices, medical consulting rooms and service enterprises	"Residential 2" with a density of 60 units per hectare and further restricted as per Annexure 986 to the Scheme
745	Erf 2313 Tlhabane Unit B	"Public Open Space"	"Residential 2" as per Annexure 1037 to the Scheme
757	Portion 151 (a Portion of Portion 108) of the farm Waterkloof 305 J.Q.	"Unique or high potential agriculture"	"Special" for a guest lodge restricted to conditions as per Annexure 1049 to the Scheme

Map 3 and scheme clauses of these amendment schemes are filed with the Regional Director, North West Provincial Administration, Private Bag X1213, POTCHEFSTROOM, 2520, and the Municipal Manager, Room 620, Missionary Mpheni House, Beyers Naude Drive, Rustenburg, and are open for inspection at all reasonable times. This amendments are known as Rustenburg Amendment Schemes 565, 693, 745 and 757 and shall come into operation on the date of the publication hereof.

Missionary Mpheni House  
PO Box 16  
Rustenburg  
0300

Municipal Manager

### PLAASLIKE BESTUURSKENNISGEWING 181

#### RUSTENBURG WYSIGINGSKEMA 565, 693, 745 AND 757

Kennis geskied hiermee ingevolge die bepalings van artikel 57 (1)(a) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986, dat die Rustenburg Plaaslike Munisipaliteit die wysiging van die Rustenburg Grondgebruiksbeheer Skema, 2005, goedgekeur het deur die hersonering van die eiendomme hieronder genoem vanaf hulle huidige sonerings na die nuwe sonerings soos hieronder teenoor elke eiendom aangetoon, onderworpe aan seker voorwaardes:

Wysigings-skema	Beskrywing van Eiendom	Huidige Sonering	Nuwe Sonering
565	Gedeelte 362 van die plaas Waterkloof 305 J.Q.	"Landbou"	"Spesiaal" vir n vulstasie met geriefswinkel, onderhewig aan bepalings soos per Bylae 858 to die Skema.
693	Erf 1522 Rustenburg Uitbreiding 3	"Spesiaal" vir kantore, mediese spreekkamers and diensbedrywe	"Residensieel 2" met n digtheid van 60 eenhede per hektaar and verder onderhewig aan voorwaardes soos per Bylae 986 tot die Skema
745	Erf 2313 Tlhabane Eenheid B	"Openbare Oop Ruimte"	"Residensieel 2" soos per Bylae 1037 tot die skema
757	Gedeelte 151 (n Gedeelte van Gedeelte 108) van die Plaas Waterkloof 305 J.Q.	"Uniek of hoë potensiaal landbou"	"Spesiaal" vir gaste akkommodasie beperk tot voorwaardes ingevolge Bylae 1049 tot die Skema

Kaart 3 en die skemaklousules van die wysigingskemas word in bewaring gehou deur die Streekdirekteur, Noordwes Provinsiale Administrasie, Privaatsak X1213, POTCHEFSTROOM, 2520, en die Munisipale Bestuurder, Kamer 620, Missionary Mpheni House, Beyers Naude Drive, Rustenburg, en is te alle redelike tye ter insae beskikbaar. Hierdie wysigings staan bekend as Rustenburg Wysigingskemas 565, 693, 745 en 757 en sal in werking tree op die datum van publikasie hiervan.

Missionary Mpheni House  
Posbus 16  
RUSTENBURG  
0300

Munisipale Bestuurder

**LOCAL AUTHORITY NOTICE 182****TLOKWE CITY COUNCIL**

Notice is hereby given in terms of Section 13 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) that Council adopted the following Virement By-Laws with effect from publication thereof.

**INDEX**

<b>SECTION</b>	<b>CONTENTS</b>	<b>PAGE</b>
1	DEFINITIONS	2
2	ABBREVIATIONS	2
3	DEFINING VIREMENT	3
4	FINANCIAL RESPONSIBILITIES	3
5	VIREMENT RESTRICTIONS	3
6	VIREMENT PROCEDURE	4
7	SUPPLEMENTARY	5
8.	LEGISLATIVE CONTEXT	5

**SECTION 1: DEFINITIONS**

- 1.1 **"Accounting officer"** -The municipal manager of a municipality is the accounting officer of the municipality in terms of Section 82(1) of the Structures Act and Section 60 of the MFMA.
- 1.2 **"Approval budget"** means an annual budget approved by a municipal council.
- 1.3 **"Budget-related policy"** means a policy of a municipality affecting or affected by the annual budget of the municipality.
- 1.4 **"Chief financial officer"** means a person designated in terms of the MFMA who performs such budgeting, and other duties as may in terms of Section 79 of the MFMA be delegated by the accounting officer to the chief financial officer.
- 1.5 **"Capital budget"** - This is the estimated amount for capital items in a given fiscal period. Capital items are fixed assets such as facilities and equipment, the cost of which is normally written off over a number of financial years.
- 1.6 **"Council"** means the council of a municipality referred to in Section 18 of the Municipal Structures Act.
- 1.7 **"Financial year"** means a 12-month year ending on 30 June.
- 1.8 **"Operating budget"** - The city's financial plan which outlines proposed expenditures for the coming financial year and estimates the revenues used to finance them.
- 1.9 **"Ring fenced"** an exclusive combination of line items grouped for specific purposes for instance salaries and wages.
- 1.10 **"Service delivery and budget implementation plan"** means a detailed plan approved by the mayor of a municipality in terms of Section 53(1)(c)(ii) of the MFMA for implementing the municipality's delivery of municipal services and its annual budget.

- 1.11 "Virement" is the process of transferring an approved budget allocation from one operating line item or capital project to another with the approval of the relevant Manager to enable budget managers to amend budgets in the light of experience or to reflect anticipated changes.
- 1.12 "Vote" means one of the main segments into which a budget of a municipality is divided for the appropriation of funds for the different departments or functional areas of the municipality and which specifies the total amount that is appropriated for the purposes of the department or functional area concerned.

## **SECTION 2: ABBREVIATIONS**

- 2.1 CFO - Chief Financial Officer
- 2.2 IDP - Integrated Development Plan
- 2.3 MFMA - Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003)
- 2.4 SDBIP - Service Delivery and Budget Implementation Plan
- 2.5 Structures Act - Local Government: Municipal Structures, 1998 (Act 117 of 1998).

## **SECTION 3: DEFINING VIREMENT**

- 3.1 Virement is the process of transferring funds from one vote number to another with the approval of the relevant Manager and CFO to enable budget managers to amend budgets in the light of experience or to reflect anticipated changes (Section 28 (2)(c) of the MFMA).

## **SECTION 4: FINANCIAL RESPONSIBILITIES**

- 4.1 Strict budgetary control must be maintained throughout the financial year in order that potential excess expenditure and/or income under-recovery within individual vote departments are identified at the earliest possible opportunity (Section 100 of the MFMA).
- 4.2 The Chief Financial Officer has a statutory duty to ensure that adequate policies and procedures are in place to ensure an effective system of financial control. The budget virement process is one of those controls (Section 27(4) of the MFMA).
- 4.3 It is the responsibility of each manager or head of a department or activity to which funds are allotted, to plan and conduct assigned operations so as not to expend more funds than budgeted. In addition, they have the responsibility to identify and report any irregular or fruitless and wasteful expenditure in terms of the MFMA Sections 78 and 102.

## **SECTION 5: VIREMENT RESTRICTIONS**

- 5.1 Virements may not exceed a maximum of R200 000.
- 5.2 A virement may not create new policy, significantly vary current policy, or alter the approved outcomes/outputs as approved in the IDP for the current or subsequent years (Section 19 and 21 of the MFMA).
- 5.3 Virements resulting in adjustments to the approved SDBIP need to be submitted with an adjustments budget to the Council with altered outputs and measurements for approval (MFMA Circular 13 page 3, paragraph 3).
- 5.4 No virement may commit the Municipality to increase recurrent expenditure which commits the Council's resources in the following financial year, without the prior approval of the Budget Steering Committee.
- 5.5 No virement may be made where it would result in excess expenditure (Section 32 of the MFMA).
- 5.6 No virement shall add to the establishment of the municipality without the approval of the Accounting Officer.
- 5.7 If the virement relates to an increase in the work force establishment, then the Council's existing recruitment policies and procedures will apply.

- 5.8 Virements may not be made in respect of ring-fenced allocations.
- 5.9 Budget may not be transferred from salaries, support service (interdepartmental) costs, capital financing, depreciation, contribution and grant expenditure. Non-discretionary expenditure (expenditure that are considered to be costs that must be incurred) in a specific vote may not be transferred to another vote (MFMA Circular 13 and 12). Salaries are budgeted for specific approved posts in the organisational structure and are thus non-discretionary expenditure.
- 5.10 Virements in capital budget allocations are only permitted within specified action plans and not across funding sources and must in addition have comparable asset lifespan classification.
- 5.11 No virements are permitted in the first three months or the final month of the financial year without the express agreement of the CFO.
- 5.12 No virement proposal shall affect amounts to be paid to another department without the agreement of the manager of that department, as recorded on the signed virement form (Section 15 of the MFMA).
- 5.13 Virement amounts may not be rolled over to subsequent years or create expectations on following budgets (Section 30 of the MFMA).
- 5.14 Any expenditure incurred that is not in accordance with a vote (or exceeds the amount for a vote/department) is classified as unauthorised expenditure which sets off corrective and disciplinary mechanisms against the Accounting Officer. Any movement of funds between "votes" or performance indicators therefore requires an adjustment budget and a further council resolution (MFMA Circular 12, page 7).

#### **SECTION 6: VIREMENT PROCEDURE**

- 6.1 All virement proposals must be completed on the appropriate documentation and forwarded to the relevant finance officer for checking and implementation.
- 6.2 All virements must be signed by vote holder and the manager within which the vote is allocated (Section 79 of the MFMA).
- 6.3 A virement form must be completed for all budget transfers.
- 6.4 Transfers below R30 000 need approval of the Chief Financial Officer and transfers in excess of R30 000 with a maximum of R200 000 need approval of the Accounting Officer (Section 79 of the MFMA).
- 6.5 Must include changes to the SDBIP.
- 6.6 All documentation must be in order and approved before any expenditure can be committed or incurred (Section 79 of the MFMA).
- 6.7 The Accounting Officer will report to the Executive Mayor on a quarterly basis on those virements which have taken place during that quarter.

#### **SECTION 7: SUPPLEMENTARY**

- 7.1 Once agreed, the virement policy should form part of the Accounting Officer's formal delegations and Financial Regulations of the Municipality.
- 7.2 Transfers or adjustments falling outside the ambit of this policy must be submitted to the budget adjustment process in terms of Section 69 of the MFMA.

#### **SECTION 8: LEGISLATIVE CONTEXT**

- 8.1 This policy is mandated by the Draft Municipal Budget and Reporting Regulations that stipulates that each municipality must prepare or amend various policies, including a policy regarding the Shifting in Funds (Virement Policy).

8.2 The following Sections of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998), the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and the MFMA Circulars are applicable for the Virement Policy.

8.2.1 Section 82(1) of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998) stipulates as follows:

**"82. Appointment**

- (1) A municipal council must appoint -
- (a) a municipal manager who is the head of administration and also the accounting officer for the municipality; and
  - (b) when necessary, an acting municipal manager.  
(S.82 renumbered to 82(1) by s. 121 of Act 32/2000)"

8.2.2 Section 60 of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) stipulates as follows:

**"60. Municipal managers to be accounting officers**

The municipal manager of a municipality is the accounting officer of the municipality for the purpose of this Act, and, as accounting officer, must -

- (a) exercise the functions and powers assigned to an accounting officer in terms of this Act; and
- (b) provide guidance and advice on compliance with this Act to -
  - (i) the political structures, political office-bearers and officials of the municipality; and
  - (ii) any municipal entity under the sole or shared control of the municipality."

8.2.3 Section 79 of the MFMA stipulates as follows:

**"79. Delegations**

- (1) The accounting officer of a municipality -
- (a) must, for the proper application of this Act in the municipality's administration, develop an appropriate system of delegation that will both maximise administrative and operational efficiency and provide adequate checks and balances in the municipality's financial administration;
  - (b) may, in accordance with that system, delegate to a member of the municipality's top management referred to in Section 77 or any other official of the municipality -
    - (i) any of the powers or duties assigned to an accounting officer in terms of this Act; or
    - (ii) any powers or duties reasonably necessary to assist the accounting officer in complying with a duty which requires the accounting officer to take reasonable or appropriate steps to ensure the achievement of the aims of a specific provision of this Act; and



- (iii) must regularly review delegations issued in terms of paragraph (b) and, if necessary, amend or withdraw any of those delegations.
- (2) The accounting officer may not delegate to any political structure or political office-bearer of the municipality any of the powers or duties assigned to accounting officers in terms of this Act.
- (3) A delegation in terms of subsection (1) -
  - (a) must be in writing;
  - (b) is subject to such limitations and conditions as the accounting officer may impose in a specific case;
  - (c) may either be to a specific individual or to the holder of a specific post in the municipality;
  - (d) may, in the case of a delegation to a member of the municipality's top management in terms of subsection (1)(b), authorise that member to subdelegate the delegated power or duty to an official or the holder of a specific post in that member's area of responsibility; and
  - (e) does not divest the accounting officer of the responsibility concerning the exercise of the delegated power or the performance of the delegated duty.
- (4) The accounting officer may confirm, vary or revoke any decision taken in consequence of a delegation or subdelegation in terms of this section, but no such variation or revocation of a decision may detract from any rights that may have accrued as a result of the decision".

8.2.4 Section 18 of the Municipal Structures Act stipulates as follows:

**"18. Municipalities must have municipal councils**

- (1) Each municipality must have a municipal council.
- (2) A municipal council must meet at least quarterly.
- (3) A municipal council consists of a number of councillors determined by the MEC for local government in the province concerned by notice in the *Provincial Gazette*.
- (4) A municipality has the power to designate councillors determined by the MEC for local government as full-time. An MEC's determination must be in accordance with a policy framework as may be determined by the Minister after consulting the MEC's for local government."

8.2.5 Section 53(1)(c)(ii) of the MFMA stipulates as follows:

**"53. Budget processes and related matters**

- (1) The mayor of a municipality must -
  - (c) take all reasonable steps to ensure -
    - (i) that the municipality approves its annual budget before the start of the budget year;

- (ii) that the municipality's service delivery and budget implementation plan is approved by the mayor within 28 days after the approval of the budget; and...."

8.2.6 Section 28(2)(c) of the MFMA stipulates as follows:

**"28. Municipal adjustments budgets**

- (2) An adjustments budget -
  - (c) may, within a prescribed framework, authorise unforeseeable and unavoidable expenditure recommended by the mayor of the municipality;"

8.2.7 Section 100 of the MFMA stipulates as follows:

**"100. Budget implementation**

The accounting officer of a municipal entity is responsible for implementing the entity's budget, including taking effective and appropriate steps to ensure that -

- (a) the spending of funds is in accordance with the budget;
- (b) revenue and expenditure are properly monitored; and
- (c) spending is reduced as necessary when revenue is anticipated to be less than projected in the budget."

8.2.8 Section 27(4) of the MFMA stipulates as follows:

**"27**

- (4) Non-compliance by a municipality with a provision of this Chapter relating to the budget process or a provision in any legislation relating to the approval of a budget-related policy, does not affect the validity of an annual or adjustment budget."

8.2.9 Section 78 of the MFMA stipulates as follows:

**"78. Senior managers and other officials of municipalities**

- (1) Each senior manager of a municipality and each official of a municipality exercising financial management responsibilities must take all reasonable steps within their respective areas of responsibility to ensure -
  - (a) that the system of financial management and internal control established for the municipality is carried out diligently;
  - (b) that the financial and other resources of the municipality are utilised effectively, efficiently, economically and transparently;
  - (c) that any unauthorised, irregular or fruitless and wasteful expenditure and any other losses are prevented;
  - (d) that all revenue due to the municipality is collected;
  - (e) that the assets and liabilities of the municipality are managed effectively and that assets are safeguarded and maintained to the extent necessary;
  - (f) that all information required by the accounting officer for compliance with the provisions of this Act is timeously submitted to the accounting officer; and

- (g) that the provisions of this Act, to the extent applicable to that senior manager or official, including any delegations in terms of Section 79, are complied with."

8.2.10 Section 102 of the MFMA stipulates as follows:

**"102. Irregular or fruitless and wasteful expenditure**

- (1) On discovery of any irregular expenditure or any fruitless wasteful expenditure, the board of directors of a municipal entity must promptly report, in writing, to the mayor and municipal manager of the entity's parent municipality and the Auditor-General -
  - (a) particulars of the expenditure; and
  - (b) any steps that have been taken -
    - (i) to recover the expenditure; and
    - (ii) to prevent a recurrence of the expenditure.
- (2) The board of directors of a municipal entity must promptly report to the South African Police Service any -
  - (a) irregular expenditure that may constitute a criminal offence; and
  - (b) other losses suffered by the municipal entity which resulted from suspected criminal conduct."

8.2.11 Section 19 of the MFMA stipulates as follows:

**"Capital projects**

- (1) A municipality may spend money on a capital project only if -
  - (a) the money for the project, excluding the cost of feasibility studies conducted by or on behalf of the municipality, has been appropriated in the capital budget referred to in Section 17(2);
  - (b) the project, including the total cost, has been approved by the council;
  - (c) Section 33 has been complied with, to the extent that that section may be applicable to the project, and
  - (d) the sources of funding have been considered, are available and have not been committed for other purposes.
- (2) Before approving a capital project in terms of subsection (1)(b), the council of a municipality must consider -
  - (a) the projected cost covering all financial years until the project is operational; and
  - (b) the future operational costs and revenue on the project, including municipal tax and tariff implications.
- (3) A municipal council may in terms of subsection (1)(b) approve capital projects below a prescribed value either individually or as part of a consolidated capital programme."

8.2.12 Section 21 of the MFMA stipulates as follows:

**"21. Budget preparation process**

- (1) The mayor of a municipality must—
  - (a) coordinate the processes for preparing the annual budget and for reviewing the municipality's integrated development plan and budget-related policies to ensure that the tabled budget and any revisions of the integrated development plan and budget-related policies are mutually consistent and credible;
  - (b) at least 10 months before the start of the budget year, table in the municipal council a time schedule outlining key deadlines for—
    - (i) the preparation, tabling and approval of the annual budget;
    - (ii) the annual review of -
      - (aa) the integrated development plan in terms of Section 34 of the Municipal Systems Act; and
      - (bb) the budget-related policies;
    - (iii) the tabling and adoption of any amendments to the integrated development plan and the budget-related policies; and
    - (iv) any consultative processes forming part of the processes referred to in subparagraphs (i), (ii) and (iii).
- (2) When preparing the annual budget, the mayor of a municipality must -
  - (a) take into account the municipality's integrated development plan;
  - (b) take all reasonable steps to ensure that the municipality revises the integrated development plan in terms of Section 34 of the Municipal Systems Act, taking into account realistic revenue and expenditure projections for future years;
  - (c) take into account the national budget, the relevant provincial budget, the national government's fiscal and macro-economic policy, the annual Division of Revenue Act and any agreements reached in the Budget Forum;
  - (d) consult -
    - (i) the relevant district municipality and all other local municipalities within the area of the district municipality, if the municipality is a local municipality;
    - (ii) all local municipalities within its area, if the municipality is a district municipality;
    - (iii) the relevant provincial treasury, and when requested, the National Treasury; and
    - (iv) any national or provincial organs of state, as may be prescribed; and
  - (e) provide, on request, any information relating to the budget -
    - (i) to the National Treasury; and
    - (ii) subject to any limitations that may be prescribed, to—

- (aa) the national departments responsible for water, sanitation, electricity and any other service as may be prescribed;
- (bb) any other national and provincial organ of states, as may be prescribed; and
- (cc) another municipality affected by the budget. "

8.2.13 MFMA, Circular 13, page 3, paragraph 3. (Attached Circular).

8.2.14 Section 32 of the MFMA stipulates as follows:

**"32. Unauthorised, irregular or fruitless and wasteful expenditure**

(1) Without limiting liability in terms of the common law or other legislation -

- (a) a political office-bearer of a municipality is liable for unauthorised expenditure if that office-bearer knowingly or after having been advised by the accounting officer of the municipality that the expenditure is likely to result in unauthorised expenditure, instructed an official of the municipality to incur the expenditure;
- (b) the accounting officer is liable for unauthorised expenditure deliberately or negligently incurred by the accounting officer, subject to subsection (3);
- (c) any political office-bearer or official of a municipality who deliberately or negligently committed, made or authorised an irregular expenditure, is liable for that expenditure; or
- (d) any political office-bearer or official of a municipality who deliberately or negligently made or authorised a fruitless and wasteful expenditure is liable for that expenditure.

(2) A municipality must recover unauthorised, irregular or fruitless and wasteful expenditure from the person liable for that expenditure unless the expenditure—

- (a) in the case of unauthorised expenditure, is -
  - (i) authorised in an adjustments budget; or
  - (ii) certified by the municipal council, after investigation by a council committee, as irrecoverable and written off by the council; and
- (b) in the case of irregular or fruitless and wasteful expenditure, is, after investigation by a council committee, certified by the council as irrecoverable and written off by the council.

(3) If the accounting officer becomes aware that the council, the mayor or the executive committee of the municipality, as the case may be, has taken a decision which, if implemented, is likely to result in unauthorised, irregular or fruitless and wasteful expenditure, the accounting officer is not liable for any ensuing unauthorised, irregular or fruitless and wasteful expenditure provided that the accounting officer has informed the council, the mayor or the executive committee, in writing, that the expenditure is likely to be unauthorised, irregular or fruitless and wasteful expenditure.

(4) The accounting officer must promptly inform the mayor, the MEC for local government in the province and the Auditor-General, in writing, of -

- (a) any unauthorised, irregular or fruitless and wasteful expenditure incurred by the municipality;
  - (b) whether any person is responsible or under investigation for such unauthorised, irregular or fruitless and wasteful expenditure; and
  - (c) the steps that have been taken -
    - (i) to recover or rectify such expenditure; and
    - (ii) to prevent a recurrence of such expenditure.
- (5) The writing off in terms of subsection (2) of any unauthorised, irregular or fruitless and wasteful expenditure as irrecoverable, is no excuse in criminal or disciplinary proceedings against a person charged with the commission of an offence or a breach of this Act relating to such unauthorised, irregular or fruitless and wasteful expenditure.
- (6) The accounting officer must report to the South African Police Service all cases of alleged -
- (a) irregular expenditure that constitute a criminal offence; and
  - (b) theft and fraud that occurred in the municipality.
- (7) The council of a municipality must take all reasonable steps to ensure that all cases referred to in subsection (6) are reported to the South African Police Service if -
- (a) the charge is against the accounting officer; or
  - (b) the accounting officer fails to comply with that subsection.
- (8) The Minister, acting with the concurrence of the Cabinet member responsible for local government, may regulate the application of this section by regulation in terms of Section 168."

8.2.15 MFMA Circular 13 and 12 - Attached Circular.

8.2.16 Section 15 of the MFMA stipulates as follow:

**15. "Appropriation of funds for expenditure**

A municipality may, except where otherwise provided in this Act, incur expenditure only -

- (a) in terms of an approved budget; and
- (b) within the limits of the amounts appropriated for the different votes in an approved budget."

8.2.17 MFMA Circular 12 page 7 - Attached Circular.

Notice 112/2011

**S TYATYA  
MUNICIPAL MANAGER**