



# **NORTH WEST NOORDWES**

## **PROVINCIAL GAZETTE PROVINSIALE KOERANT**

**Vol. 262**

**MAHIKENG**  
22 JANUARY 2019  
22 JANUARIE 2019

**No. 7968**

**We all have the power to prevent AIDS**



**Prevention is the cure**

**AIDS  
HELPLINE**

**0800 012 322**

DEPARTMENT OF HEALTH

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# Closing times for **ORDINARY WEEKLY** **2019** **NORTHWEST PROVINCIAL GAZETTE**

*The closing time is **15:00** sharp on the following days:*

- **21 December 2018**, Wednesday for the issue of Tuesday **01 January 2019**
- **31 December**, Monday for the issue of Tuesday **08 January 2019**
- **08 January**, Tuesday for the issue of Tuesday **15 January 2019**
- **15 January**, Tuesday for the issue of Tuesday **22 January 2019**
- **22 January**, Tuesday for the issue of Tuesday **29 January 2019**
- **29 January**, Tuesday for the issue of Tuesday **05 February 2019**
- **05 February**, Tuesday for the issue of Tuesday **12 February 2019**
- **12 February**, Tuesday for the issue of Tuesday **19 February 2019**
- **19 February**, Tuesday for the issue of Tuesday **26 February 2019**
- **26 February**, Tuesday for the issue of Tuesday **05 March 2019**
- **05 March**, Tuesday for the issue of Tuesday **12 March 2019**
- **12 March**, Tuesday for the issue of Tuesday **19 March 2019**
- **18 March**, Monday for the issue of Tuesday **26 March 2019**
- **26 March**, Tuesday for the issue of Tuesday **02 April 2019**
- **02 April**, Friday for the issue of Tuesday **09 April 2019**
- **09 April**, Friday for the issue of Tuesday **16 April 2019**
- **12 April**, Friday for the issue of Tuesday **23 April 2019**
- **23 April**, Tuesday for the issue of Tuesday **30 April 2019**
- **29 April**, Monday for the issue of Tuesday **07 May 2019**
- **07 May**, Tuesday for the issue of Tuesday **14 May 2019**
- **14 May**, Tuesday for the issue of Tuesday **21 May 2019**
- **21 May**, Tuesday for the issue of Tuesday **28 May 2019**
- **28 May**, Tuesday for the issue of Tuesday **04 June 2019**
- **04 June**, Tuesday for the issue of Tuesday **11 June 2019**
- **10 June**, Monday for the issue of Tuesday **18 June 2019**
- **18 June**, Tuesday for the issue of Tuesday **25 June 2019**
- **25 June**, Tuesday for the issue of Tuesday **02 July 2019**
- **02 July**, Tuesday for the issue of Tuesday **09 July 2019**
- **09 July**, Tuesday for the issue of Tuesday **16 July 2019**
- **16 July**, Tuesday for the issue of Tuesday **23 July 2019**
- **23 July**, Tuesday for the issue Tuesday **30 July 2019**
- **30 July Tuesday for the issue of Tuesday 06 August 2019**
- **05 August Monday for the issue of Tuesday 13 August 2019**
- **13 August Tuesday for the issue of Tuesday 20 August 2019**
- **20 August Tuesday for the issue of Tuesday 27 August 2019**
- **27 August Tuesday for the issue of Tuesday 03 September 2019**
- **03 September Tuesday for the issue of Tuesday 10 September 2019**
- **10 September Tuesday for the issue of Tuesday 17 September 2019**
- **17 September Tuesday for the issue of Tuesday 24 September 2019**
- **23 September Monday for the issue of Tuesday 01 October 2019**
- **01 October Tuesday for the issue of Tuesday 08 October 2019**
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- **26 November Tuesday for the issue of Tuesday 03 December 2019**
- **03 December Tuesday for the issue of Tuesday 10 December 2019**
- **09 December Monday for the issue of Tuesday 17 December 2019**
- **17 December Tuesday for the issue of Tuesday 24 December 2019**



# LIST OF TARIFF RATES FOR PUBLICATION OF NOTICES

**COMMENCEMENT: 1 APRIL 2018**

## NATIONAL AND PROVINCIAL

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1008.80 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	Page Space	New Price (R)
Ordinary National, Provincial	1/4 - Quarter Page	252.20
Ordinary National, Provincial	2/4 - Half Page	504.40
Ordinary National, Provincial	3/4 - Three Quarter Page	756.60
Ordinary National, Provincial	4/4 - Full Page	1008.80

## EXTRA-ORDINARY

All Extra-ordinary National and Provincial gazette notices are non-standard notices and attract a variable price based on the number of pages submitted.

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at **R3026.32** per page.

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

The **Government Printing Works (GPW)** has established rules for submitting notices in line with its electronic notice processing system, which requires the use of electronic *Adobe Forms*. Please ensure that you adhere to these guidelines when completing and submitting your notice submission.

### CLOSING TIMES FOR ACCEPTANCE OF NOTICES

1. The *Government Gazette* and *Government Tender Bulletin* are weekly publications that are published on Fridays and the closing time for the acceptance of notices is strictly applied according to the scheduled time for each gazette.
2. Please refer to the Submission Notice Deadline schedule in the table below. This schedule is also published online on the Government Printing works website [www.gpwonline.co.za](http://www.gpwonline.co.za)

All re-submissions will be subject to the standard cut-off times.

**All notices received after the closing time will be rejected.**

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Petrol Price Gazette	Monthly	Tuesday before 1st Wednesday of the month	One day before publication	1 working day prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00 for next Friday	3 working days prior to publication
Unclaimed Monies (Justice, Labour or Lawyers)	January / September 2 per year	Last Friday	One week before publication	3 working days prior to publication
Parliament (Acts, White Paper, Green Paper)	As required	Any day of the week	None	3 working days prior to publication
Manuals	Bi- Monthly	2nd and last Thursday of the month	One week before publication	3 working days prior to publication
State of Budget (National Treasury)	Monthly	30th or last Friday of the month	One week before publication	3 working days prior to publication
<i>Extraordinary Gazettes</i>	As required	Any day of the week	<i>Before 10h00 on publication date</i>	<i>Before 10h00 on publication date</i>
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 15h00 - 3 working days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days <b>after</b> submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
North West	Weekly	Tuesday	One week before publication	3 working days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 working days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 working days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 working days prior to publication

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
Mpumalanga Liquor License Gazette	Bi-Monthly	Second & Fourth Friday	One week before publication	3 working days prior to publication

### EXTRAORDINARY GAZETTES

3. *Extraordinary Gazettes* can have only one publication date. If multiple publications of an *Extraordinary Gazette* are required, a separate Z95/Z95Prov *Adobe* Forms for each publication date must be submitted.

### NOTICE SUBMISSION PROCESS

4. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website [www.gpwonline.co.za](http://www.gpwonline.co.za).
5. The *Adobe* form needs to be completed electronically using *Adobe Acrobat / Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.
6. The completed electronic *Adobe* form has to be submitted via email to [submit.egazette@gpw.gov.za](mailto:submit.egazette@gpw.gov.za). The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.
7. Every notice submitted **must** be accompanied by an official **GPW** quotation. This must be obtained from the *eGazette* Contact Centre.
8. Each notice submission should be sent as a single email. The email **must** contain **all documentation relating to a particular notice submission**.
  - 8.1. Each of the following documents must be attached to the email as a separate attachment:
    - 8.1.1. An electronically completed *Adobe* form, specific to the type of notice that is to be placed.
      - 8.1.1.1. For National *Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form
      - 8.1.1.2. The notice content (body copy) **MUST** be a separate attachment.
    - 8.1.2. A copy of the official **Government Printing Works** quotation you received for your notice. (*Please see Quotation section below for further details*)
    - 8.1.3. A valid and legible Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order. **Non-Government Printing Works** account customer needs to submit the proof of payment for the notice
    - 8.1.4. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should **also** be attached as a separate attachment. (*Please see the Copy Section below, for the specifications*).
    - 8.1.5. Any additional notice information if applicable.

**GOVERNMENT PRINTING WORKS - BUSINESS RULES**

9. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.
10. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE**.
11. Notices brought to **GPW** by “walk-in” customers on electronic media can only be submitted in *Adobe* electronic form format. All “walk-in” customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.
12. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.

**QUOTATIONS**

13. Quotations are valid until the next tariff change.
  - 13.1. **Take note:** **GPW**'s annual tariff increase takes place on **1 April** therefore any quotations issued, accepted and submitted for publication up to **31 March** will keep the old tariff. For notices to be published from 1 April, a quotation must be obtained from **GPW** with the new tariffs. Where a tariff increase is implemented during the year, **GPW** endeavours to provide customers with 30 days' notice of such changes.
14. Each quotation has a unique number.
15. Form Content notices must be emailed to the e*Gazette* Contact Centre for a quotation.
  - 15.1. The *Adobe* form supplied is uploaded by the Contact Centre Agent and the system automatically calculates the cost of your notice based on the layout/format of the content supplied.
  - 15.2. It is critical that these *Adobe* Forms are completed correctly and adhere to the guidelines as stipulated by **GPW**.
16. **APPLICABLE ONLY TO GPW ACCOUNT HOLDERS:**
  - 16.1. **GPW** Account Customers must provide a valid **GPW** account number to obtain a quotation.
  - 16.2. Accounts for **GPW** account customers **must** be active with sufficient credit to transact with **GPW** to submit notices.
    - 16.2.1. If you are unsure about or need to resolve the status of your account, please contact the **GPW** Finance Department prior to submitting your notices. (If the account status is not resolved prior to submission of your notice, the notice will be failed during the process).
17. **APPLICABLE ONLY TO CASH CUSTOMERS:**
  - 17.1. Cash customers doing **bulk payments** must use a **single email address** in order to use the **same proof of payment** for submitting multiple notices.
18. The responsibility lies with you, the customer, to ensure that the payment made for your notice(s) to be published is sufficient to cover the cost of the notice(s).
19. Each quotation will be associated with one proof of payment / purchase order / cash receipt.
  - 19.1. This means that the quotation number can only be used once to make a payment.

**GOVERNMENT PRINTING WORKS - BUSINESS RULES****COPY (SEPARATE NOTICE CONTENT DOCUMENT)**

20. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03
- 20.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.
- The content document should contain only one notice. (You may include the different translations of the same notice in the same document).
- 20.2. The notice should be set on an A4 page, with margins and fonts set as follows:
- Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm;  
Use font size: Arial or Helvetica 10pt with 11pt line spacing;
- Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm;  
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

**CANCELLATIONS**

21. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.
22. Requests for cancellation must be sent by the original sender of the notice and must be accompanied by the relevant notice reference number (N-) in the email body.

**AMENDMENTS TO NOTICES**

23. With effect from 01 October 2015, **GPW** will not longer accept amendments to notices. The cancellation process will need to be followed according to the deadline and a new notice submitted thereafter for the next available publication date.

**REJECTIONS**

24. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)). Reasons for rejections include the following:
- 24.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.
- 24.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.
- 24.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.
- 24.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.

**GOVERNMENT PRINTING WORKS - BUSINESS RULES****APPROVAL OF NOTICES**

25. Any notices other than legal notices are subject to the approval of the Government Printer, who may refuse acceptance or further publication of any notice.
26. No amendments will be accepted in respect to separate notice content that was sent with a Z95 or Z95Prov notice submissions. The copy of notice in layout format (previously known as proof-out) is only provided where requested, for Advertiser to see the notice in final Gazette layout. Should they find that the information submitted was incorrect, they should request for a notice cancellation and resubmit the corrected notice, subject to standard submission deadlines. The cancellation is also subject to the stages in the publishing process, i.e. If cancellation is received when production (printing process) has commenced, then the notice cannot be cancelled.

**GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY**

27. The Government Printer will assume no liability in respect of—
  - 27.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
  - 27.2. erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;
  - 27.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

**LIABILITY OF ADVERTISER**

28. 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.

**CUSTOMER INQUIRIES**

Many of our customers request immediate feedback/confirmation of notice placement in the gazette from our Contact Centre once they have submitted their notice – While **GPW** deems it one of their highest priorities and responsibilities to provide customers with this requested feedback and the best service at all times, we are only able to do so once we have started processing your notice submission.

**GPW** has a 2-working day turnaround time for processing notices received according to the business rules and deadline submissions.

Please keep this in mind when making inquiries about your notice submission at the Contact Centre.

29. Requests for information, quotations and inquiries must be sent to the Contact Centre **ONLY**.
30. Requests for Quotations (RFQs) should be received by the Contact Centre at least **2 working days** before the submission deadline for that specific publication.



## GOVERNMENT PRINTING WORKS - BUSINESS RULES

### PAYMENT OF COST

31. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.
32. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.
33. Every proof of payment must have a valid **GPW** quotation number as a reference on the proof of payment document.
34. 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 Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za) before publication.
35. 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 future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.
36. 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**.
37. The **Government Printing Works** reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the List of Fixed Tariff Rates, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

### PROOF OF PUBLICATION

38. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website [www.gpwnonline.co.za](http://www.gpwnonline.co.za) free of charge, should a proof of publication be required.
39. Printed copies may be ordered from the Publications department at the ruling price. The **Government Printing Works** will assume no liability for any failure to post or for any delay in despatching of such *Government Gazette(s)*

## GOVERNMENT PRINTING WORKS CONTACT INFORMATION

#### Physical Address:

**Government Printing Works**  
149 Bosman Street  
Pretoria

#### Postal Address:

Private Bag X85  
Pretoria  
0001

#### GPW Banking Details:

**Bank:** ABSA Bosman Street  
**Account No.:** 405 7114 016  
**Branch Code:** 632-005

**For Gazette and Notice submissions:** Gazette Submissions:

**For queries and quotations, contact:** Gazette Contact Centre:

**E-mail:** [submit.egazette@gpw.gov.za](mailto:submit.egazette@gpw.gov.za)

**E-mail:** [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)

**Tel:** 012-748 6200

**Contact person for subscribers:** Mrs M. Toka:

**E-mail:** [subscriptions@gpw.gov.za](mailto:subscriptions@gpw.gov.za)

**Tel:** 012-748-6066 / 6060 / 6058

**Fax:** 012-323-9574

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**GENERAL NOTICES • ALGEMENE KENNISGEWINGS**

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**NOTICE 5 OF 2019****NOTICE IN TERMS OF SECTION 17(1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2018 FOR A CHANGE OF LAND USE RIGHTS KNOWN AS A REZONING**

We, Futurescope Town and Regional Planners CC, being the applicant of Portion 3 of Erf 1088, Rustenburg hereby give notice in terms of Section 17(1)(d) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-law, 2018, that we have applied to the Rustenburg Local Municipality for a change of land use rights also known as rezoning of the property described above, situated at 144A Leyds Street, Rustenburg from 'Special' to 'Residential 1'. This application contains the following proposals:

- a) It provides for the property to be rezoned to 'Residential 1' in order to use it as a dwelling;
- b) Properties which are potentially influenced by this include the following adjacent properties, namely the Remainder of Erf 1087, Portions 1 & 2 of Erf 1087, the Remainder and Portions 1 & 4 of Erf 1088, the Remainder and Portion 2 of Erf 1099, the Remainder and Portion 2 of Erf 1089 and Portion 3 of Erf 1100, Rustenburg; and
- c) The existing zoning of the property is 'Special'. According to the current zoning the property can only be used for offices and medical consulting rooms.

Any objection and/or comments, with the grounds thereof and contact details, shall be lodged within a period of 28 days from 15 January 2019, with or made in writing to the Rustenburg Local Municipality at: Director Planning and Development, Room 313, Missionary Mpheni House c/o Beyers Naude and Nelson Mandela Drive, Rustenburg. Full particulars may be inspected during normal office hours at the above-mentioned offices, for a period of 28 days from the date of first publication of the advertisement in the Provincial Gazette / Beeld / Citizen Newspapers and Sites Notice.

Closing date for any objections and/or comments: 12 February 2019

Address of applicant: Futurescope Town and Regional Planners CC, P.O. Box 59, Paardekraal, 1752, Tel: 011-955-5537 | Cell: 082-821-9138 | e-mail: [petrus@futurescope.co.za](mailto:petrus@futurescope.co.za)

Dates on which notice will be published: 15 and 22 January 2019

15-22

**KENNISGEWING 5 VAN 2019****KENNISGEWING INGEVOLGE ARTIKEL 17(1) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT SE RUIMTELIKE BEPLANNING EN GRONDBESTUUR BYWET, 2018 VIR DIE VERANDERING IN GRONDGEBRUIKSREGTE WAT BEKEND STAAN AS 'N HERSONERING**

Ons, Futurescope Stads- en Streeksbeplanners BK, synde die gemagtigde agent van die eienaars van Gedeelte 3 van Erf 1088, Rustenburg gee hiermee kennis ingevolge Artikel 17(1)(d) van die Rustenburg Plaaslike Munisipaliteit se Ruimtelike Beplanning en Grondbestuur Bywet, 2018, dat ons aansoek gedoen het by die Rustenburg Plaaslike Munisipaliteit vir die verandering in grondgebruiksregte ook bekend as 'n hersonering van die bogenoemde eiendom, geleë te Leydsstraat 144A, Rustenburg vanaf 'Spesiaal' na 'Residensieel 1'. Die aansoek bevat die volgende voorstelle:

- a) Dit het ten doel om voorsiening te maak vir die hersonering na 'Residensieel 1' om voorsiening te maak vir 'n wooneenheid;
- b) Eiendomme wat potensieel hierdeur geraak word sluit die volgende aangrensende eiendomme in, naamlik Restant en Gedeeltes 1 & 2 van Erf 1087, Restante n Gedeeltes 1 & 4 van Erf 1088, die Restante n Gedeelte 2 van Erf 1099, die Restant en Gedeelte 2 van Erf 1089 en Gedeelte 3 van Erf 1100, Rustenburg;
- c) Die bestaande sonering van die eiendom is 'Spesiaal'. Tans kan die eiendom net vir kantore en mediese spreekkamers aangewend word.

Enige besware teen of vertoë ten opsigte van die aansoek, met redes daarvoor en kontakbesonderhede, moet binne 'n tydperk van 28 dae vanaf 15 Januarie 2019, by die Uitvoerende Bestuurder: Beplanning en Ontwikkeling, Kamer 313, Missionary Mpheni House h/v Beyers Naude en Nelson Mandela Rylane, Rustenburg. Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die bogenoemde kantore vir 'n tydperk van 28 dae van die eerste publikasie van die kennisgewing in die Provinsiale Koerant / Beeld / Citizen and Terreinkennisgewings.

Sluitingsdatum vir enige besware: 12 Februarie 2019

Adres van die applikant: Futurescope Stads- en Streeksbeplanners BK, Posbus 59, Paardekraal, 1752, Tel: 011-955-5537 | Sel: 082-821-9138 | e-pos: [petrus@futurescope.co.za](mailto:petrus@futurescope.co.za)

Datums waarop die kennisgewings gepubliseer word: 15 en 22 Januarie 2019.

15-22

**NOTICE 6 OF 2019****CITY OF MATLOSANA****REZONING, SUBDIVISION AND REMOVAL OF RESTRICTIONS (AMENDED SCHEME 1127 AND SCHEDULE H)**

I, Joze Maleta, being the authorized agent of the owners of Portion 1 of Erf 204, Wilkoppies Township, Klerksdorp, North West Province, hereby give notice in terms of Sections 41(1)(a)(b), (2)(b)(d) and (e) of the Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013), read together with Sections 62(1), 63(2), 67, 94(1)(a), 95(1), and 96, of the City of Matlosana Spatial Planning and Land Use Management By-law, 2016 (SPLUMA By-law), read with Sections 56(1)(b)(i) and 92 of the Town Planning and Township Ordinance, (Transvaal), 1986 (Ordinance 15 of 1986), that I have applied to the City of Matlosana Local Municipality for subdivision and the amendment of the Klerksdorp Land Use Management Scheme, 2005 for a change of land use rights (also known as rezoning) of Portion 1 of Erf 204 as well as for the removal, amendment or suspension of certain title conditions as contained in the Title Deed pertaining to Portion 1 of Erf 204, which are restrictive. **(A)** The intension is to rezone Portion 1 of Erf 204 from **“Residential 1”** to **“Residential 2”** for five (5) Dwelling Units with the consent of the Local Authority, as defined in Amended Scheme 1127 and Schedule H. **(B)** Subdivision into 5 portions. **(C)** Removal, Amendment or Suspension of Restrictive Conditions in the Title Deed. **(D)** The following adjacent properties: Erven 180, 181, 2/182, 184, 202, 203, 205, 206 & 217-221 Wilkoppies as well as others in the vicinity of Portion 1 of Erf 204 could possibly be affected hereby.

Any objection or comments including the grounds pertaining thereto and contact detail, shall be lodged within a period of 30 days from the date of first publication of the notice in the Provincial Gazette, Beeld and Citizen Newspaper in writing during normal office hours to the City of Matlosana local Municipality: office of the Municipal Manager, Records, Basement, Municipal Building, Bram Fischer Street, Klerksdorp or to PO Box 99, Klerksdorp, 2570. Any person who cannot write may during office hours attend at the address mentioned above where the officials of the town planning section will assist that person to transcribe that person's objections or comments. Full particulars of the Application and plans (if any) may be inspected and viewed during normal office hours at the above-mentioned offices, for a period of 30 days from the date of first publication of the notice in the Provincial Gazette, Beeld and Citizen Newspaper. Closing date for any objections: 13 February 2019. Address of the applicant: Mr. Joze Maleta, P.O. Box 1372, Klerksdorp, 2570, Telephone number: 018 462 1991, [info@jmland.co.za](mailto:info@jmland.co.za). Dates of publication of notices: 15 January 2019 and 22 January 2019.

15-22

**KENNISGEWING 6 VAN 2019****STAD VAN MATLOSANA PLAASLIKE MUNISIPALITEIT****HERSONERING, ONDERVERDELING EN OPHEFFING VAN BEPERKENDE  
VOORWAARDES (WYSIGINGSKEMA 1127 EN SKEDULE H)**

Ek Joze Maleta, synde die gemagtigde agent van die eienaar van Gedeelte 1 van Erf 204, Dorp Wilkoppies, Klerksdorp, Noord-Wes Provinsie, gee hiermee ingevolge Artikel 41(1)(a)(b), (2)(b)(d) en (e) van die wet op Ruimtelike Beplannings en Grondgebruikbestuur, 2013 (Wet 16 van 2013), saamgelees met Artikels 62(1), 63(2), 67, 94(1)(a), 95(1) en 96 van die Stad van Matlosana Plaaslike Munisipaliteit se Ruimtelike Beplannings en Grondgebruikbestuurverordening, 2016 (SPLUMA By-wette), asook Artikels 56(1)(b)(i) en 92 van die Ordonansie op Dorpsbeplanning en Dorpe, (Transvaal), 1986 (Ordonansie 15 van 1986), kennis dat ek by die Matlosana Plaaslike Munisipaliteit aansoek gedoen het vir Onderverdeling en die verandering van die grondgebruiksregte, (ook bekend as hersonering) van Gedeelte 1 van Erf 204 asook vir die opheffing, wysiging of opskorting van sekere titelvoorwaardes soos vervat in die Titelakte van Gedeelte 1 van Erf 204 wat beperkend is. **(A)** Die voorneme is om Gedeelte 1 van Erf 204 te hersoneer vanaf **“Residensieël 1”** na **“Residensieël 2”** vir vyf (5) Wooneenhede met die toestemming van die Plaaslike Owerheid soos omskryf in die Wysigingskema 1127 en Skedule H. **(B)** Onderverdeling in 5 Gedeeltes. **(C)** Opheffing, wysiging of opskorting van Beperkende Titel Voorwaardes soos vervat in die Titelakte. **(D)** Die volgende aangrensende Eiendomme: Erwe 180, 181, 2/182, 184, 202, 203, 205, 206 & 217-221 Wilkoppies, asook eiendomme in die onmiddellike omgewing van Gedeelte 1 van Erf 204 kan moontlik hierdeur geraak word.

Enige besware of kommentaar, met gronde daarvoor asook kontakbesonderhede, moet skriftelik ingedien word binne n tydperk van 30 dae vanaf die datum van eerste publikasie van die kennisgewing in die Provinsiale *Gazette*, Beeld en Citizen Nuusblad na die Stad van Matlosana Plaaslike Munisipaliteit: Kantoor van die Munisipale Bestuurder, Bram Fischerstraat, Burgersentrum, Rekords afdeling, Keldervloer, Klerksdorp, 2570 of Posbus 99, Klerksdorp, 2570. Enige persoon wat nie kan skryf nie, kan tydens kantoorure bogenoemde adres besoek waartydens die beamptes van die stadsbeplanningsafdeling daardie persoon behulpsaam sal wees ten einde hul besware of kommentare te transkribeer. Besonderhede van die Aansoek en planne (indien enige) is beskikbaar vir inspeksie en insae gedurende gewone kantoorure by die bovermelde kantore, vir n tydperk van 30 dae van die datum van eerste publikasie van die kennisgewing in die Provinsiale *Gazette*, Beeld en Citizen Nuusblad. Sluitingsdatum vir enige besware: 13 Februarie 2019. Adres van die applikant: Mnr. Joze Maleta, Posbus 1372, Klerksdorp, 2570, Telefoon nommer: (018) 462 1991, [info@jmland.co.za](mailto:info@jmland.co.za). Datums waarop kennisgewings gepubliseer sal word: 15 Januarie 2019 en 22 Januarie 2019.

15-22

## NOTICE 7 OF 2019

## CITY OF MATLOSANA

## AMENDMENT SCHEME 1163 (REZONING) AND SCHEDULE H

I, Joze Maleta, being the authorized agent of the owners of Erf 298 situated at 92 Readman Street, Township Wilkoppies, North West Province, hereby give notice in terms of Sections 41(1)(a)(b), (2)(d)(e) of the Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013), read together with Sections 62(1), 63(2), 94(1)(a)(g), 95(1) and 96 of the City of Matlosana Spatial Planning and Land Use Management By-law, 2016 (SPLUMA By-law), read with Sections 56(1)(b)(i) of the Town Planning and Township Ordinance, (Transvaal), 1986 (Ordinance 15 of 1986), that I have applied to the City of Matlosana Local Municipality for the amendment of the Klerksdorp Land Use Management Scheme, 2005 for a change of land use rights (also known as rezoning) of Erf 298 as well as for the removal, amendment or suspension of restrictive Title Deed conditions which is restrictive of Erf 298. **(A)** The intension is to rezone Erf 298 from “**Residential 2**” for 14 dwelling units to “**Residential 2**” for 22 dwelling units and related purposes with the consent of the Local Authority, as defined in Amended Scheme 1163 and Schedule H; **(B)** The removal, amendment or suspension of restrictive Title Deed Conditions namely (b),(i),(k),(o). **(C)** The following adjacent properties: Erven 293-295, 297, 299 & 310 Wilkoppies & Erven 561 & 513 Wilkoppies Extension 4 as well as others in the vicinity of Erf 298 could possibly be affected hereby.

Any objection or comments including the grounds pertaining thereto and contact detail, shall be lodged within a period of 30 days from the date of first publication of the notice in the Provincial *Gazette*, Beeld and Citizen Newspaper in writing during normal office hours to the City of Matlosana local Municipality: office of the Municipal Manager, Records, Basement, Municipal Building, Bram Fischer Street, Klerksdorp or to PO Box 99, Klerksdorp, 2570. Any person who cannot write may during office hours attend at the address mentioned above where the officials of the town planning section will assist that person to transcribe that person's objections or comments. Full particulars of the Application and plans (if any) may be inspected and viewed during normal office hours at the above-mentioned offices, for a period of 30 days from the date of first publication of the notice in the Provincial *Gazette*, Beeld and Citizen Newspaper. Closing date for any objections: 13 February 2019 Address of the applicant: Mr. Joze Maleta, P.O. Box 1372, Klerksdorp, 2570, Telephone number: 018 462 1991, [info@jmland.co.za](mailto:info@jmland.co.za). Dates of publication of notices: 15 January 2019 and 22 January 2019.

15-22

**KENNISGEWING 7 VAN 2019****STAD VAN MATLOSANA PLAASLIKE MUNISIPALITEIT****WYSIGINGSKEMA 1163 (HERSONERING) EN SKEDULE H**

Ek Joze Maleta, synde die gemagtigde agent van die eienaars van Erf 298 geleë te Readman Straat 92, Dorp Wilkoppies, Noord-Wes Provinsie, gee hiermee ingevolge Artikel 41(1)(a)(b), (2)(d)(e) van die wet op Ruimtelike Beplanning en Grondgebruikbestuur, 2013 (Wet 16 van 2013), saamgelees met Artikels 62(1), 63(2), 94(1)(a)(g), 95(1) en 96 van die Stad van Matlosana Plaaslike Munisipaliteit se Ruimtelike Beplanning en Grondgebruikbestuurverordening, 2016 (SPLUMA By-wette), asook Artikels 56(1)(b)(i) van die Ordonansie op Dorpsbeplanning en Dorpe, (Transvaal), 1986 (Ordonansie 15 van 1986), kennis dat ek by die Matlosana Plaaslike Munisipaliteit aansoek gedoen het vir die verandering van die grondgebruiksregte, (ook bekend as hersonering) van Erf 298, asook die verwydering, wysiging of opskorting van beperkende Titelakte voorwaardes wat beperkend is. **(A)** Die voorneme is om Erf 298 te hersoneer vanaf **“Residensiël 2”** vir 14 wooneenhede na **“Residensiël 2”** vir 22 wooneenhede en verwante doeleindes met die toestemming van die Plaaslike Owerheid, soos omskryf in die Wysigingskema 1163 en Skedule H; **(B)** Die verwydering, wysiging of opskorting in beperkende title voorwaardes nl. (b),(i),(k),(o). **(C)** Die volgende aangrensende eiendomme: Erwe 293-295, 297, 299 & 310 Wilkoppies & Erwe 561 & 513 Wilkoppies Uitbreiding 4, asook eiendomme in die onmiddellike omgewing van Erf 298 kan moontlik hierdeur geraak word.

Enige besware of kommentaar, met gronde daarvoor asook kontakbesonderhede, moet skriftelik ingedien word binne n tydperk van 30 dae vanaf die datum van eerste publikasie van die kennisgewing in die *Provinsiale Gazette*, Beeld en Citizen Nuusblad na die Stad van Matlosana Plaaslike Munisipaliteit: Kantoor van die Munisipale Bestuurder, Bram Fischerstraat, Burgersentrum, Rekords afdeling, Keldervloer, Klerksdorp, 2570 of Posbus 99, Klerksdorp, 2570. Enige persoon wat nie kan skryf nie, kan tydens kantoorure bogenoemde adres besoek waartydens die beamptes van die stadsbeplanningsafdeling daardie persoon behulpzaam sal wees ten einde hul besware of kommentare te transkribeer. Besonderhede van die Aansoek en planne (indien enige) is beskikbaar vir inspeksie en insae gedurende gewone kantoorure by die bovermelde kantore, vir n tydperk van 30 dae van die datum van eerste publikasie van die kennisgewing in die *Provinsiale Gazette*, Beeld en Citizen Nuusblad. Sluitingsdatum vir enige besware: 13 Februarie 2019 Adres van die applikant: Mnr. Joze Maleta, Posbus 1372, Klerksdorp, 2570, Telefoon nommer: (018) 462 1991, info@jmland.co.za. Datums waarop kennisgewings gepubliseer sal word: 15 Januarie 2019 en 22 Januarie 2019.

15-22

**PROCLAMATION • PROKLAMASIE****PROCLAMATION 2 OF 2019**

NOTICE OF THE APPLICATION FOR AMENDMENT OF TOWN-PLANNING SCHEME IN TERMS OF SECTION 18 (1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY LAW, 2015 KNOWN AS REZONING

Direla Planning Solutions (Pty) LTD ( 2012/200772/07), being the authorized agent of the owner of Remaining extent of Erf 1213 Rustenburg hereby give notice in terms of section 18(1) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-law that we have applied to the Rustenburg Local Municipality for the amendment of the Land Use Scheme known as the Rustenburg Land Use Management Scheme, 2005 by the rezoning of the property described above, From " Residential 1" to "Special for Offices". The application contains the following proposals: Height – 2 storey, FAR – 1.0, Maximum coverage – 60%.

Particulars of the application will lie for inspection during office hours at the office of the Director of planning and Development, Room 313, Missionary House, c/o Beyers Naude and Nelson Mandela Drive, Rustenburg for the period of 30 days from 15 January 2019.

Objections to or presentations in respect of the application must be lodged with or made in writing to the Director Planning and Development at the above mentioned address or at P O Box 241 Tlhabane, 0309 within a period of 30 days from 15 January 2019.

Address of the authorized agent: Direla Planning Solutions, 49 Steen Street, Rustenburg, 0300.

Contact Details of the authorized agent: Refiloe Ralejalla

Cell -0718869152

Closing date for any objections is 15 February 2018.

15-22



## PROKLAMASIE 2 VAN 2019

KENNISGEWING VAN ANNSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 18(1) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIK TE BEPLANNING EN GRONDE BRUIKBESTUURSKEMA DEUR WETGEWING 2015 BEKEND AS HERSONERING

Direla Planning Solutions (Edms) Bpk ( 2012/200772/07, synde die gemagtige agent van die eienaar van Restant van Erf 1213 Rustenburg gee hiemeer ingevolge artikel18 (1) van die Rustenburg Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Grondgewbruikskema bekend as die Rustenburg Land Use Management Scheme, 2005 deur die hersonering van die eiendom hierbo beskryf, van " Residentieel 1" tot " Spesiaal vir kantore". Die applikasie sluit die volgende voorstelle in: Hoogte – 2 verdieping, FAR – 1.0, Maksimum dekking – 60%.

Besondehede van die aansoek le ter insae gedurende gewone kantoorure by die kantoor van die Direkteur Bdeplanning en Ontwikkeling, Kamer 319, Missionary Mpheni House, H/v Beyers Naude en Nelson Mandela Rylaan, Rustenburg vir 'n tydperk van 30 dae vanaf 15 Januarie 2019. Besware teen of vertoe ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf 15 Januarie 2019.

Skriftelik by of tot die Direkteur Beplanning en Ontwikkeling by die bovermelde adres of by Posbus 241, Tlhabane, 0309 ingedien of gerig word.

Adres van gemagtige agent:Direla Planning Solutions, Direla Planning Solutions, 49 Steen Street, Rustenburg, 0300  
Kontakpersoon: Refiloe Ralejalla Cell- 0718869152

Sluitingsdatum vir enige besware is 15 Februarie 2019.

15-22

## PROCLAMATION 3 OF 2019

NOTICE OF THE APPLICATION FOR AMENDMENT OF TOWN-PLANNING SCHEME IN TERMS OF SECTION 18 (1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY LAW, 2015 KNOWN AS REZONING

Direla Planning Solutions (Pty) LTD ( 2012/200772/07), being the authorized agent of the owner of Erf 1989 Rustenburg Ext 7 hereby give notice in terms of section 18(1) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-law that we have applied to the Rustenburg Local Municipality for the amendment of the Land Use Scheme known as the Rustenburg Land Use Management Scheme, 2005 by the rezoning of the property described above, From " Residential 1" to "Residential 2 including residential buildings". The application contains the following proposals: Height – 2 storey, FAR – 1.0, Maximum coverage – 65%.

Particulars of the application will lie for inspection during office hours at the office of the Director of planning and Development, Room 313, Missionary House, c/o Beyers Naude and Nelson Mandela Drive, Rustenburg for the period of 30 days from 15 January 2019

Objections to or presentations in respect of the application must be lodged with or made in writing to the Director Planning and Development at the above mentioned address or at P O Box 241 Tlhabane, 0309 within a period of 30 days from 15 January 2019.

Address of the authorized agent: Direla Planning Solutions,  
49 Steen Street, Rustenburg. 0300

Contact Details of the authorized agent: Refiloe Ralejalla  
Cell -0718869152

Closing date for any objections is 15 February 2018.

15-22

## PROKLAMASIE 3 VAN 2019

KENNISGEWING VAN ANNSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 18(1) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIK TE BEPLANNING EN GRONDE BRUIKBESTUURSKEMA DEUR WETGEWING 2015 BEKEND AS HERSONERING

Direla Planning Solutions (Edms) Bpk ( 2012/200772/07, synde die gemagtige agent van die eienaar van Erf 1989 Rustenburg Ext 7 gee hiemeer ingevolge artikel18 (1) van die Rustenburg Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Grondgewbruikskema bekend as die Rustenburg Land Use Management Scheme, 2005 deur die hersonering van die eiendom hierbo beskryf, van " Residentieel 1" tot " Residentieel 2 insluitende residentiele geboue". Die applikasie sluit die volgende voorstelle in: Hoogte – 2 verdieping, FAR – 1.0, Maksimum dekking – 65%.

Besondehede van die aansoek le ter insae gedurende gewone kantoorure by die kantoor van die Direkteur Bdeplanning en Ontwikkeling, Kamer 319, Missionary Mpheni House, H/v Beyers Naude en Nelson Mandela Rylaan, Rustenburg vir 'n tydperk van 30 dae vanaf 15 Januarie 2019. Besware teen of vertoe ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf 15 Januarie 2019.

Skriftelik by of tot die Direkteur Beplanning en Ontwikkeling by die bovermelde adres of by Posbus 241, Tlhabane, 0309 ingedien of gerig word.

Adres van gemagtige agent:Direla Planning Solutions, Direla Planning Solutions, 49 Steen Street, Rustenburg. 0300

Kontakpersoon: Refiloe Ralejalla Cell- 0718869152

Sluitingsdatum vir enige besware is 15 Februarie 2019.

15-22

**PROCLAMATION 4 OF 2019**

NOTICE OF THE APPLICATION FOR AMENDMENT OF TOWN-PLANNING SCHEME IN TERMS OF SECTION 18 (1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY LAW, 2015 KNOWN AS REZONING

Direla Planning Solutions (Pty) LTD ( 2012/200772/07), being the authorized agent of the owner of Remaining Extent of Portion 1 of Erf 997 Rustenburg hereby give notice in terms of section 18(1) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-law that we have applied to the Rustenburg Local Municipality for the amendment of the Land Use Scheme known as the Rustenburg Land Use Management Scheme, 2005 by the rezoning of the property described above, From " Residential 1" to "Special for residential buildings". The application contains the following proposals: Height – 2 storey, FAR – 1.0, Maximum coverage – 65%.

Particulars of the application will lie for inspection during office hours at the office of the Director of planning and Development, Room 313, Missionary House, c/o Beyers Naude and Nelson Mandela Drive, Rustenburg for the period of 30 days from 15 January 2019

Objections to or presentations in respect of the application must be lodged with or made in writing to the Director Planning and Development at the above mentioned address or at P O Box 241 Tlhabane, 0309 within a period of 30 days from 15 January 2019.

Address of the authorized agent: Direla Planning Solutions,

49 Steen Street, Rustenburg. 0300

Contact Details of the authorized agent: Refiloe Ralejalla

Cell -0718869152

Closing date for any objections is 15 February 2018.

15–22

**PROKLAMASIE 4 VAN 2019**

KENNISGEWING VAN ANNSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 18(1)

VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIK TE BEPLANNING EN GRONDE BRUIKBESTUURSKEMA DEUR WETGEWING 2015 BEKEND AS HERSONERING

Direla Planning Solutions (Edms) Bpk ( 2012/200772/07, synde die gemagtige agent van die eienaar van Restant van gedeelte 1 van Erf 997 Rustenburg gee hiemeer ingevolge artikel18 (1) van die Rustenburg Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Grondgewbruikskema bekend as die Rustenburg Land Use Management Scheme, 2005 deur die hersonering van die eiendom hierbo beskryf, van " Residentieel 1" tot " Spesiaal vir residensieel geboue". Die applikasie sluit die volgende voorstelle in: Hoogte – 2 verdieping, FAR – 1.0, Maksimum dekking – 65%.

Besonderehede van die aansoek le ter insae gedurende gewone kantoorure by die kantoor van die Direkteur Bdeplanning en Ontwikkeling, Kamer 319,

Missionary Mpheni House, H/v Beyers Naude en Nelson Mandela Rylaan, Rustenburg vir 'n tydperk van 30 dae vanaf 15 Januarie 2019. Besware teen of vertoe ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf 15 Januarie 2019.

Skriftelik by of tot die Direkteur Beplanning en Ontwikkeling by die bovermelde adres of by Posbus 241, Tlhabane, 0309 ingedien of gerig word.

Adres van gemagtige agent:Direla Planning Solutions, Direla Planning Solutions, 49 Steen Street, Rustenburg. 0300

Kontakpersoon: Refiloe Ralejalla Cell- 0718869152

Sluitingsdatum vir enige besware is 15 Februarie 2019.

15–22

**PROCLAMATION 5 OF 2019**

NOTICE OF THE APPLICATION FOR AMENDMENT OF TOWN-PLANNING SCHEME IN TERMS OF SECTION 18 (1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY LAW, 2015 KNOWN AS REZONING

Direla Planning Solutions (Pty) LTD ( 2012/200772/07), being the authorized agent of the owner of Portion 1 of Erf 584 Rustenburg hereby give notice in terms of section 18(1) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-law that we have applied to the Rustenburg Local Municipality for the amendment of the Land Use Scheme known as the Rustenburg Land Use Management Scheme, 2005 by the rezoning of the property described above, From " Residential 1" to "Residential 2 including residential buildings". The application contains the following proposals: Height – 2 storey, FAR – 1.0, Maximum coverage – 65%.

Particulars of the application will lie for inspection during office hours at the office of the Director of planning and Development, Room 313, Missionary House, c/o Beyers Naude and Nelson Mandela Drive, Rustenburg for the period of 30 days from 15 January 2019

Objections to or presentations in respect of the application must be lodged with or made in writing to the Director Planning and Development at the above mentioned address or at P O Box 241 Tlhabane, 0309 within a period of 30 days from 15 January 2019.

Address of the authorized agent: Direla Planning Solutions,

49 Steen Street, Rustenburg. 0300

Contact Details of the authorized agent: Refiloe Ralejalla

Cell -0718869152

Closing date for any objections is 15 February 2018.

15–22

**PROKLAMASIE 5 VAN 2019**

KENNISGEWING VAN ANNSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 18(1)

VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIK TE BEPLANNING EN GRONDE BRUIKBESTUURSKEMA DEUR WETGEWING 2015 BEKEND AS HERSONERING

Direla Planning Solutions (Edms) Bpk ( 2012/200772/07, synde die gemagtige agent van die eienaar van Gedeelte 1 van Erf 584 Rustenburg gee hiemeer ingevolge artikel18 (1) van die Rustenburg Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Grondgewbruikskema bekend as die Rustenburg Land Use Management Scheme, 2005 deur die hersonering van die eiendom hierbo beskryf, van " Residentieel 1" tot " Residentieel 2 insluitende residensieel geboue". Die applikasie sluit die volgende voorstelle in: Hoogte – 2 verdieping, FAR – 1.0, Maksimum dekking – 65%.

Besonderehede van die aansoek le ter insae gedurende gewone kantoorure by die kantoor van die Direkteur Bdeplanning en Ontwikkeling, Kamer 319,

Missionary Mpheni House, H/v Beyers Naude en Nelson Mandela Rylaan, Rustenburg vir 'n tydperk van 30 dae vanaf 15 Januarie 2019. Besware teen of vertoe ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf 15 Januarie 2019.

Skriftelik by of tot die Direkteur Beplanning en Ontwikkeling by die bovermelde adres of by Posbus 241, Tlhabane, 0309 ingedien of gerig word.

Adres van gemagtige agent:Direla Planning Solutions, Direla Planning Solutions, 49 Steen Street, Rustenburg. 0300

Kontakpersoon: Refiloe Ralejalla Cell- 0718869152

Sluitingsdatum vir enige besware is 15 Februarie 2019.

15–22

**PROCLAMATION 6 OF 2019**

NOTICE OF THE APPLICATION FOR AMENDMENT OF TOWN-PLANNING SCHEME IN TERMS OF SECTION 18 (1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY LAW, 2015 KNOWN AS REZONING

Direla Planning Solutions (Pty) LTD ( 2012/200772/07), being the authorized agent of the owner of Portion 1 of Erf 474 Rustenburg hereby give notice in terms of section 18(1) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-law that we have applied to the Rustenburg Local Municipality for the amendment of the Land Use Scheme known as the Rustenburg Land Use Management Scheme, 2005 by the rezoning of the property described above, From " Residential 1" to "Residential 2 including residential buildings". The application contains the following proposals: Height – 2 storey, FAR – 1.0, Maximum coverage – 65%.

Particulars of the application will lie for inspection during office hours at the office of the Director of planning and Development, Room 313, Missionary House, c/o Beyers Naude and Nelson Mandela Drive, Rustenburg for the period of 30 days from 15 January 2019

Objections to or presentations in respect of the application must be lodged with or made in writing to the Director Planning and Development at the above mentioned address or at P O Box 241 Tlhabane, 0309 within a period of 30 days from 15 January 2019.

Address of the authorized agent: Direla Planning Solutions,  
49 Steen Street, Rustenburg. 0300

Contact Details of the authorized agent: Refiloe Ralejalla  
Cell -0718869152

Closing date for any objections is 15 February 2018.

15-22

**PROKLAMASIE 6 VAN 2019**

KENNISGEWING VAN ANNSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 18(1)

VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIK TE BEPLANNING EN GRONDE BRUIKBESTUURSKEMA DEUR WETGEWING 2015 BEKEND AS HERSONERING

Direla Planning Solutions (Edms) Bpk ( 2012/200772/07, synde die gemagtige agent van die eienaar van Gedeelte 1 van Erf 474 Rustenburg gee hiemee ingevolge artikel 18 (1) van die Rustenburg Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Grondgewbruikskema bekend as die Rustenburg Land Use Management Scheme, 2005 deur die hersonering van die eiendom hierbo beskryf, van " Residentieel 1" tot " Residentieel 2 insluitende residentiele geboue". Die applikasie sluit die volgende voorstelle in: Hoogte – 1 verdieping, FAR – 1.0, Maksimum dekking – 65%.

Besonderhede van die aansoek le ter insae gedurende gewone kantoorure by die kantoor van die Direkteur Bdeplanning en Ontwikkeling, Kamer 319, Missionary Mpheni House, H/v Beyers Naude en Nelson Mandela Rylaan, Rustenburg vir 'n tydperk van 30 dae vanaf 15 Januarie 2019. Besware teen of vertoe ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf 15 Januarie 2019.

Skriftelik by of tot die Direkteur Beplanning en Ontwikkeling by die bovermelde adres of by Posbus 241, Tlhabane, 0309 ingedien of gerig word.

Adres van gemagtige agent: Direla Planning Solutions, Direla Planning Solutions, 49 Steen Street, Rustenburg. 0300

Kontakpersoon: Refiloe Ralejalla Cell- 0718869152

Sluitingsdatum vir enige besware is 15 Februarie 2019.

15-22

**PROCLAMATION 7 OF 2019**

NOTICE OF THE APPLICATION FOR AMENDMENT OF TOWN-PLANNING SCHEME IN TERMS OF SECTION 18 (1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY LAW, 2015 KNOWN AS REZONING

Direla Planning Solutions (Pty) LTD ( 2012/200772/07), being the authorized agent of the owner of Erf 2061 Rustenburg Ext 7 hereby give notice in terms of section 18(1) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-law that we have applied to the Rustenburg Local Municipality for the amendment of the Land Use Scheme known as the Rustenburg Land Use Management Scheme, 2005 by the rezoning of the property described above, From " Residential 1" to "Residential 2 including residential buildings". The application contains the following proposals: Height – 2 storey, FAR – 1.0, Maximum coverage – 65%.

Particulars of the application will lie for inspection during office hours at the office of the Director of planning and Development, Room 313, Missionary House, c/o Beyers Naude and Nelson Mandela Drive, Rustenburg for the period of 30 days from 15 January 2019

Objections to or presentations in respect of the application must be lodged with or made in writing to the Director Planning and Development at the above mentioned address or at P O Box 241 Tlhabane, 0309 within a period of 30 days from 15 January 2019.

Address of the authorized agent: Direla Planning Solutions,  
49 Steen Street, Rustenburg. 0300

Contact Details of the authorized agent: Refiloe Ralejalla  
Cell -0718869152

Closing date for any objections is 15 February 2018.

15-22

**PROKLAMASIE 7 VAN 2019**

KENNISGEWING VAN ANNSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 18(1)

VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIK TE BEPLANNING EN GRONDE BRUIKBESTUURSKEMA DEUR WETGEWING 2015 BEKEND AS HERSONERING

Direla Planning Solutions (Edms) Bpk ( 2012/200772/07, synde die gemagtige agent van die eienaar van Erf 2061 Rustenburg Ext 7 gee hiemee ingevolge artikel 18 (1) van die Rustenburg Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Grondgewbruikskema bekend as die Rustenburg Land Use Management Scheme, 2005 deur die hersonering van die eiendom hierbo beskryf, van " Residentieel 1" tot " Residentieel 2 insluitende residentiele geboue". Die applikasie sluit die volgende voorstelle in: Hoogte – 2 verdieping, FAR – 1.0, Maksimum dekking – 65%.

Besonderhede van die aansoek le ter insae gedurende gewone kantoorure by die kantoor van die Direkteur Bdeplanning en Ontwikkeling, Kamer 319, Missionary Mpheni House, H/v Beyers Naude en Nelson Mandela Rylaan, Rustenburg vir 'n tydperk van 30 dae vanaf 15 Januarie 2019. Besware teen of vertoe ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf 15 Januarie 2019.

Skriftelik by of tot die Direkteur Beplanning en Ontwikkeling by die bovermelde adres of by Posbus 241, Tlhabane, 0309 ingedien of gerig word.

Adres van gemagtige agent: Direla Planning Solutions, Direla Planning Solutions, 49 Steen Street, Rustenburg. 0300

Kontakpersoon: Refiloe Ralejalla Cell- 0718869152

Sluitingsdatum vir enige besware is 15 Februarie 2019.

15-22

**PROCLAMATION 8 OF 2019**

NOTICE OF THE APPLICATION FOR AMENDMENT OF TOWN-PLANNING SCHEME IN TERMS OF SECTION 18 (1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY LAW, 2015 KNOWN AS REZONING

Direla Planning Solutions (Pty) LTD ( 2012/200772/07), being the authorized agent of the owner of Erf 1865 Geelhoutpark Ext 6 hereby give notice in terms of section 18(1) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-law that we have applied to the Rustenburg Local Municipality for the amendment of the Land Use Scheme known as the Rustenburg Land Use Management Scheme, 2005 by the rezoning of the property described above, From " Residential 1" to "Special for residential buildings". The application contains the following proposals: Height – 2 storey, FAR – 1.0, Maximum coverage – 65%.

Particulars of the application will lie for inspection during office hours at the office of the Director of planning and Development, Room 313, Missionary House, c/o Beyers Naude and Nelson Mandela Drive, Rustenburg for the period of 30 days from 15 January 2019

Objections to or presentations in respect of the application must be lodged with or made in writing to the Director Planning and Development at the above mentioned address or at P O Box 241 Tlhabane, 0309 within a period of 30 days from 15 January 2019.

Address of the authorized agent: Direla Planning Solutions,  
49 Steen Street, Rustenburg. 0300

Contact Details of the authorized agent: Refiloe Ralejalla  
Cell -0718869152

Closing date for any objections is 15 February 2018.

15-22

**PROKLAMASIE 8 VAN 2019**

KENNISGEWING VAN ANNSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 18(1)

VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIK TE BEPLANNING EN GRONDE BRUIKBESTUURSKEMA DEUR WETGEWING 2015 BEKEND AS HERSONERING

Direla Planning Solutions (Edms) Bpk ( 2012/200772/07, synde die gemagtigde agent van die eienaar van Erf 1865 Geelhoutpark Ext 6 gee hiemee ingevolge artikel 18 (1) van die Rustenburg Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Grondgewbruikskema bekend as die Rustenburg Land Use Management Scheme, 2005 deur die hersonering van die eiendom hierbo beskryf, van " Residentieel 1" tot " Spesiaal vir residentiele geboue". Die applikasie sluit die volgende voorstelle in: Hoogte – 2 verdieping, FAR – 1.0, Maksimum dekking – 65%.

Besondere van die aansoek le ter insae gedurende gewone kantoorure by die kantoor van die Direkteur Bdeplanning en Ontwikkeling, Kamer 319, Missionary Mpheni House, H/v Beyers Naude en Nelson Mandela Rylaan, Rustenburg vir 'n tydperk van 30 dae vanaf 15 Januarie 2019. Besware teen of vertoe ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf 15 Januarie 2019.

Skriftelik by of tot die Direkteur Beplanning en Ontwikkeling by die bovermelde adres of by Posbus 241, Tlhabane, 0309 ingedien of gerig word.

Adres van gemagtigde agent: Direla Planning Solutions, Direla Planning Solutions, 49 Steen Street, Rustenburg. 0300

Kontakpersoon: Refiloe Ralejalla Cell- 0718869152

Sluitingsdatum vir enige besware is 15 Februarie 2019.

15-22

**PROCLAMATION 9 OF 2019**

NOTICE OF THE APPLICATION FOR AMENDMENT OF TOWN-PLANNING SCHEME IN TERMS OF SECTION 18 (1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY LAW, 2015 KNOWN AS REZONING

Direla Planning Solutions (Pty) LTD ( 2012/200772/07), being the authorized agent of the owner of Portion 2 of Erf 1132 Rustenburg hereby give notice in terms of section 18(1) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-law that we have applied to the Rustenburg Local Municipality for the amendment of the Land Use Scheme known as the Rustenburg Land Use Management Scheme, 2005 by the rezoning of the property described above, From " Residential 1" to "Special for guesthouse". The application contains the following proposals: Height – 1 storey, FAR – 1.0, Maximum coverage – 60%.

Particulars of the application will lie for inspection during office hours at the office of the Director of planning and Development, Room 313, Missionary House, c/o Beyers Naude and Nelson Mandela Drive, Rustenburg for the period of 30 days from 15 January 2019

Objections to or presentations in respect of the application must be lodged with or made in writing to the Director Planning and Development at the above mentioned address or at P O Box 241 Tlhabane, 0309 within a period of 30 days from 15 January 2019.

Address of the authorized agent: Direla Planning Solutions,  
49 Steen Street, Rustenburg. 0300

Contact Details of the authorized agent: Refiloe Ralejalla  
Cell -0718869152

Closing date for any objections is 15 February 2018.

15-22

**PROKLAMASIE 9 VAN 2019**

KENNISGEWING VAN ANNSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 18(1) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIK TE BEPLANNING EN GRONDE BRUIKBESTUURSKEMA DEUR WETGEWING 2015 BEKEND AS HERSONERING

Direla Planning Solutions (Edms) Bpk ( 2012/200772/07, synde die gemagtige agent van die eienaar van Gedeelte 2 van Erf 1132 Rustenburg gee hiemeer ingevolge artikel 18 (1) van die Rustenburg Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Grondgewbruikskema bekend as die Rustenburg Land Use Management Scheme, 2005 deur die hersonering van die eiendom hierbo beskryf, van " Residentieel 1" tot " Spesiaal vir gastehuis". Die applikasie sluit die volgende voorstelle in: Hoogte – 1 verdieping, FAR – 1.0, Maksimum dekking – 60%.

Besondere van die aansoek le ter insae gedurende gewone kantoorure by die kantoor van die Direkteur Bdeplanning en Ontwikkeling, Kamer 319, Missionary Mpheni House, H/v Beyers Naude en Nelson Mandela Rylaan, Rustenburg vir 'n tydperk van 30 dae vanaf 15 Januarie 2019. Besware teen of vertoe ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf 15 Januarie 2019.

Skriftelik by of tot die Direkteur Beplanning en Ontwikkeling by die bovermelde adres of by Posbus 241, Tlhabane, 0309 ingedien of gerig word.

Adres van gemagtige agent: Direla Planning Solutions, Direla Planning Solutions, 49 Steen Street, Rustenburg. 0300

Kontakpersoon: Refiloe Ralejalla Cell- 0718869152

Sluitingsdatum vir enige besware is 15 Februarie 2019.

15-22

**PROCLAMATION 10 OF 2019**

NOTICE OF THE APPLICATION FOR AMENDMENT OF TOWN-PLANNING SCHEME IN TERMS OF SECTION 18 (1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY LAW, 2015 KNOWN AS REZONING

Direla Planning Solutions (Pty) LTD ( 2012/200772/07), being the authorized agent of the owner of Remaining Extent of Erf 504 Rustenburg hereby give notice in terms of section 18(1) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-law that we have applied to the Rustenburg Local Municipality for the amendment of the Land Use Scheme known as the Rustenburg Land Use Management Scheme, 2005 by the rezoning of the property described above, From " Residential 1" to "Residential 2". The application contains the following proposals: Height – 2 storey, FAR – 1.0, Maximum coverage – 65%.

Particulars of the application will lie for inspection during office hours at the office of the Director of planning and Development, Room 313, Missionary House, c/o Beyers Naude and Nelson Mandela Drive, Rustenburg for the period of 30 days from 15 January 2019

Objections to or presentations in respect of the application must be lodged with or made in writing to the Director Planning and Development at the above mentioned address or at P O Box 241 Tlhabane, 0309 within a period of 30 days from 15 January 2019.

Address of the authorized agent: Direla Planning Solutions,  
49 Steen Street, Rustenburg. 0300

Contact Details of the authorized agent: Refiloe Ralejalla  
Cell -0718869152

Closing date for any objections is 15 February 2018.

15-22

**PROKLAMASIE 10 VAN 2019**

KENNISGEWING VAN ANNSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 18(1)

VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIK TE BEPLANNING EN GRONDE BRUIKBESTUURSKEMA DEUR WETGEWING 2015 BEKEND AS HERSONERING

Direla Planning Solutions (Edms) Bpk ( 2012/200772/07, synde die gemagtige agent van die eienaar van Restant van Erf 504 Rustenburg gee hiemeer ingevolge artikel 18 (1) van die Rustenburg Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Grondgewbruikskema bekend as die Rustenburg Land Use Management Scheme, 2005 deur die hersonering van die eiendom hierbo beskryf, van " Residentieel 1" tot " Residentieel 2". Die applikasie sluit die volgende voorstelle in: Hoogte – 2 verdieping, FAR – 1.0, Maksimum dekking – 65%.

Besondere van die aansoek le ter insae gedurende gewone kantoorure by die kantoor van die Direkteur Bdeplanning en Ontwikkeling, Kamer 319, Missionary Mpheni House, H/v Beyers Naude en Nelson Mandela Rylaan, Rustenburg vir 'n tydperk van 30 dae vanaf 15 Januarie 2019. Besware teen of vertoe ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf 15 Januarie 2019.

Skriftelik by of tot die Direkteur Beplanning en Ontwikkeling by die bovermelde adres of by Posbus 241, Tlhabane, 0309 ingedien of gerig word.

Adres van gemagtige agent: Direla Planning Solutions, Direla Planning Solutions, 49 Steen Street, Rustenburg. 0300

Kontakpersoon: Refiloe Ralejalla Cell- 0718869152

Sluitingsdatum vir enige besware is 15 Februarie 2019.

15-22

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**PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS**

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**PROVINCIAL NOTICE 4 OF 2019****NOTICE IN TERMS OF SECTIONS 18(1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2015 FOR A CHANGE OF LAND USE RIGHTS KNOWN AS A REZONING.****RUSTENBURG AMENDMENT SCHEME 1899**

I, Trevor Siziba, being the authorized agent of the owner of **Portion 4 of Erf 1303 Rustenburg Registration Division J.Q, North West Province;** hereby give notice in terms of Section 18(1)(d) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-Law, 2015 that I have applied to the Rustenburg Local Municipality for change of land use rights in terms of Section 18(1), also known as rezoning of the property described above, situated at 42A Brink Street from "Residential 1" to "Special" including and limited to the purposes of offices with the following proposals: (A) The property described above will be used for offices purposes as defined in Annexure 2190 to the Scheme. (B) Adjacent properties in the area, could thereby be affected. (C) The following development parameters will apply; Max Height: 2 Storeys, Coverage 40%; Max F.A.R 0.30 and parking @2 P/B per 100m<sup>2</sup> office/ 4 P/B per 100m<sup>2</sup> public office space. Any objection or comments, with the grounds therefore and contact details, shall be lodged within a period of 30 days from the first date on which the notice appeared, with or made in writing to: Municipality at: **Room 319, Missionary Mpheni House, cnr. Nelson Mandela and Beyers Naude Drives, Rustenburg, or to PO Box 16, Rustenburg 0300.** Full particulars and plans (if any) may be inspected during normal office hours at the above-mentioned offices, for a period of 30 days from the date of first publication of the advertisement in the Provincial Gazette /Beeld and The Sowetan and/or Site Notice. Closing date for any objections: **21 February 2019.** Address of applicant: **16 Loop Street 0300, Rustenburg 0305: Tel No. 061 428 1412.** E: [sizibatvror@gmail.com](mailto:sizibatvror@gmail.com) Dates on which notice will be published: **22 January and 29 January 2019**

22-29

**PROVINSIALE KENNISGEWING 4 VAN 2019****KENNISGEWING INGEVOLGE ARTIKEL 18 (1) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUUR VERORDENING, 2015 VIR 'N VERANDERING VAN GROND GEBRUIK REGTE BEKEND AS 'N HERSONERING. RUSTENBURG-WYSIGINGSKEMA 1899**

Ek, Trevor Siziba, synde die gemagtigde agent van die eienaar van Gedeelte 4 van Erf 1303 Rustenburg registrasie afdeling J.Q, Noordwes Provinsie; gee hiermee kennis ingevolge artikel 18(1)(d) van die Rustenburg Plaaslike Munisipaliteit Ruimtelike Beplanning en grond gebruik bestuur verordening, 2015 wat ek aangewend het om die Rustenburg Plaaslike Munisipaliteit vir verandering van grond gebruik regte ingevolge artikel 18 (1), ook bekend as Hersonerings van die eiendom hierbo beskryf, geleë te 42A Brink Straat vanaf "Residensieel 1" na "Spesiaal" insluitend en beperk tot die doeleindes van kantore met die volgende voorstelle: (A) die eiendom hierbo beskryf sal gebruik word vir kantoordoeleindes soos omskryf Bylae 2190 tot die skema. (B) aangrensende eiendomme in die gebied, kon daardeur geraak sal word. (C) die volgende ontwikkelingsparameters sal dien; Maksimum hoogte: 2 verdiepings, dekking 40%; Max F.A.R 0.30 en parkering @2 P/B per 100 m 2 kantoor / 4 P/B per 100 m 2 openbare kantoor spasie. Enige besware of kommentaar, met die gronde daarvoor en kontak besonderhede, ingedien moet word binne 'n tydperk van 30 dae vanaf die eerste datum waarop die kennisgewing verskyn, met of gemaak skriftelik by: Munisipaliteit by: Kamer 319, Missionary Mpheni House, h/v. Nelson Mandela en Beyers Naude dryf, Rustenburg, of by Posbus 16, Rustenburg 0300. Volledige besonderhede en planne (as daar is) kan gedurende gewone kantoorure by die bogenoemde kantore, besigtig word vir 'n tydperk van 30 dae vanaf die datum van eerste publikasie van die advertensie in die Provinsiale Koerant /Beeld en die Sowetan en/of werf kennisgewing. Sluitingsdatum vir enige besware: 21 Februarie 2019. Adres van Applikant: 16 Loopstraat 0300, Rustenburg 0305: Tel No. 061 428 1412. E: [sizibatvror@gmail.com](mailto:sizibatvror@gmail.com) datums waarop kennisgewing gepubliseer moet word: 22 Januarie en 29 Januarie 2019

22-29



**PROVINCIAL NOTICE 5 OF 2019**

**NOTICE TO ADJACENT OWNERS AND AFFECTED PARTIES, RELATING TO A LAND DEVELOPMENT APPLICATION IN TERMS OF SECTIONS 41(2)(d) AND (e) OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT (SPLUMA), 2013 (ACT 16 OF 2013), READ WITH SECTIONS 62(1), 63(2), 94(1)(a), 95(1) AND 96 OF THE CITY OF MATLOSANA SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2016, READ WITH SECTION 56(1)(b)(i) OF THE TOWN PLANNING AND TOWNSHIP ORDINANCE (TRANSVAAL), 1986 (ORDINANCE 15 OF 1986), FOR A SIMULTANEOUS APPLICATION FOR THE CHANGE OF LAND USE RIGHTS (KNOWN AS A REZONING) AND FOR THE REMOVAL, AMENDMENT OR SUSPENSION OF CERTAIN TITLE CONDITIONS IN THE TITLE DEED, WHICH ARE RESTRICTIVE, IN RESPECT OF ERF 1691, KLERKSDORP EXTENSION 10, TOWNSHIP REGISTRATION DIVISION IP, NORTH WEST PROVINCE SITUATED AT 01 ARCADIA STREET (AMENDMENT 1087 AND ANNEXURE 1112).**

I, Alexander Edward van Breda, ID 620501 5073 08 2, being the authorized agent of the Owner of Erf 1691, Klerksdorp Extension 10, Township Registration Division IP, North West Province, (the Property) hereby give notice in terms of Section 41(2)(d) and (e) of the Spatial Planning and Land Use Management Act (SPLUMA), 2013 (Act 16 of 2013), read with Sections 62(1), 63(2), 94(1)(a), 95(1) and 96 of the City of Matlosana Spatial Planning and Land Use Management By-law, 2016 read with Section 56(1)(b)(i) of the Town Planning and Township Ordinance (Transvaal), 1986 (Ordinance 15 of 1986), that I have applied to the City of Matlosana Local Municipality for the amendment of the Klerksdorp Land Use Management Scheme, 2005 for a change of land use rights (also known as rezoning) of the Property as well as for the removal, amendment or suspension of title conditions B.(g); B.(i)(i-ii) and B.(j) on page 3 in Deed of Transfer T73218/1996 pertaining to the Property, which are restrictive. The intention is to rezone the property from "Residential 1" to "Business 2" (Annexure 1112). Any objection or comments including the grounds pertaining thereto and contact detail, shall be lodged within a period of 30 days from the date of first publication of the notice in the Provincial *Gazette*, Beeld and Citizen Newspaper in writing during normal office hours to the City of Matlosana local Municipality: office of the Municipal Manager, Records, Basement, Municipal Building, Bram Fischer Street, Klerksdorp or to PO Box 99, Klerksdorp, 2570. Any person who cannot write may during office hours attend at the address mentioned above where the officials of the town planning section will assist that person to transcribe that person's objections or comments. Full particulars of the Application and plans (if any) may be inspected and viewed during normal office hours at the above-mentioned offices, for a period of 30 days from the date of first publication of the notice in the Provincial *Gazette*, Beeld and Citizen Newspaper. Closing date for any objections: 21 February 2018. Address of the applicant: Mr. A.E. van Breda, P.O. Box 3183, Freemanville, Klerksdorp, 2573, Telephone number: 072 249 5400, [vanbreda@lantic.net](mailto:vanbreda@lantic.net). Dates on which notice will be published: 22 and 29 January 2019.

22-29

**PROVINSIALE KENNISGEWING 5 VAN 2019**

**KENNISGEWING AAN AANLIGGENDE EIENAARS EN GEAFFEKTEERDE PARTYE, RAKENDE 'N GRONDONTWIKKELINGS AANSOEK INGEVOLGE ARTIKEL 41(2)(d) EN (e) VAN DIE WET OP RUIMTELIKE BEPLANNING EN GRONDGEBRUIK BESTUUR (SPLUMA), 2013 (WET 16 VAN 2013), SAANGELEES MET ARTIKELS 62(1), 63(2), 94(1)(a), 95(1) EN 96 VAN DIE STAD VAN MATLOSANA PLAASLIKE MUNISIPALITEIT SE RUIMTELIKE BEPLANNING EN GROND GEBRUIKBESTUURS VERORDENING, 2016, SAANGELEES MET ARTIKEL 56(1)(b)(i) VAN DIE ORDONANSIE OP DORPSBEPLANNING EN DORPE (TRANSVAAL), 1986 (ORDONANSIE 15 VAN 1986), VIR DIE GELYKTYDIGE VERANDERING VAN DIE GROND GEBRUIKS REGTE (OOK BEKEND AS 'N HERSONERING) EN OPHEFFING, WYSIGING OF OPSKORTING VAN SEKERE TITELVOOR WAARDES IN DIE TITEL AKTE WAT BEPERKENDE IS, TEN OPSIGTE VAN ERF 1691, KLERKSDORP UITBREIDING 10, DORPSGEBIED REGISTRASIE AFDELING I.P. PROVINSIE NOORD-WES, GELEë TE ARCADIASTRAAT 01 (WYSIGINGSKEMA 1087 EN BYLAE 1112).**

Ek, Alexander Edward van Breda, ID 620501 5073 08 2, synde die gemagtigde agent van die Eienaar van Erf 1691, Klerksdorp Uitbreiding 10, Registrasie afdeling I.P. Noord-Wes Provinsie, (die Eiendom) gee hiermee ingevolge Artikel 41(2)(d) en (e) van die Wet op Ruimtelike Beplanning en Grondgebruikbestuur (SPLUMA), 2013 (Wet 16 van 2013), saamgelees met Artikels 62(1), 63(2), 94, 95 en 96 van die Stad van Matlosana Plaaslike Munisipaliteit se Ruimtelike Beplannings en Grondgebruik bestuur Verordening, 2016, saamgelees met Artikel 56 (1)(b)(i) van die Ordonansie op Dorpsbeplanning en Dorpe (Transvaal), 1986 (Ordonansie 15 van 1986), kennis dat ek by die Matlosana Plaaslike Munisipaliteit aansoek gedoen het vir die verandering van die grondgebruiksregte, (ook bekend as die hersonering) van die Eiendom asook vir die opheffing, wysiging of opskorting van titelvoorwaardes B.(g); B.(i)(i-ii) en B.(j) op bladsy 3 in Akte van Transport T73218/1996 van die Eiendom wat beperkend is. Die voorname is om die Eiendom te hersoneer vanaf "Residensieel 1" na "Besigheid 2" asook 'n motorvertoonlokaal (Bylaag 1112). Enige besware of kommentaar, met gronde daarvoor asook kontakbesonderhede, moet skriftelik ingedien word binne n tydperk van 30 dae vanaf die datum van eerste publikasie van die kennisgewing in die Provinsiale *Gazette*, Beeld en Citizen Nuusblad na die Stad van Matlosana Plaaslike Munisipaliteit: Kantoor van die Munisipale Bestuurder, Bram Fischerstraat, Burgersentrum, Rekords afdeling, Keldervloer, Klerksdorp, 2570 of Posbus 99, Klerksdorp, 2570. Enige persoon wat nie kan skryf nie, kan tydens kantoorure bogenoemde adres besoek waartydens die beamptes van die stadsbeplanningsafdeling daardie persoon behulpsaam sal wees ten einde hul besware of kommentare te transkribeer. Besonderhede van die Aansoek en planne (indien enige) is beskikbaar vir inspeksie en insae gedurende gewone kantoorure by die bovermelde kantore, vir n tydperk van 30 dae van die datum van eerste publikasie van die kennisgewing in die Provinsiale *Gazette*, Beeld en Citizen Nuusblad. Sluitingsdatum vir enige besware: 21 Februarie 2019. Adres van die applikant: Mnr. A.E. van Breda, Posbus 3183, Freemanville, Klerksdorp, 2573, Telefoon nommer: 072 249 5400, [vanbreda@lantic.net](mailto:vanbreda@lantic.net). Datums waarop kennisgewings gepubliseer sal word: 22 en 29 Januarie 2019.

22-29

**PROVINCIAL NOTICE 6 OF 2019**

**NOTICE TO ADJACENT OWNERS AND AFFECTED PARTIES, RELATING TO A LAND DEVELOPMENT APPLICATION IN TERMS OF SECTION 41(2)(d) OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT (SPLUMA), 2013 (ACT 16 OF 2013), READ WITH SECTIONS 62(1), 94(1)(a), 95(1) AND 96 OF THE CITY OF MATLOSANA SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2016, READ WITH SECTION 56(1)(b)(i) OF THE TOWN PLANNING AND TOWNSHIP ORDINANCE (TRANSVAAL), 1986 (ORDINANCE 15 OF 1986), FOR A APPLICATION FOR THE CHANGE OF LAND USE RIGHTS (KNOWN AS A REZONING), IN RESPECT OF ERF 1149, WILKOPPIES EXTENSION 29, TOWNSHIP REGISTRATION DIVISION IP, NORTH WEST PROVINCE SITUATED AT 29 AUSTIN STREET (AMENDMENT SCHEME 1156 AND ANNEXURE 1153).** I, Alexander Edward van Breda, ID 620501 5073 08 2, being the authorized agent of the Owners of Erf 1149, Wilkoppies Extension 29, Township Registration Division IP, North West Province, (the Property) hereby give notice in terms of with Section 41(2)(d) of the Spatial Planning and Land Use Management Act (SPLUMA), 2013 (Act 16 of 2013), read with Sections 62(1), 94(1)(a), 95(1) and 96 of the City of Matlosana Spatial Planning and Land Use Management By-law, 2016, read with Section 56(1)(b)(i) of the Town Planning and Township Ordinance (Transvaal), 1986 (Ordinance 15 of 1986), that I have applied to the City of Matlosana Local Municipality for the amendment of the Klerksdorp Land Use Management Scheme, 2005 for a change of land use rights (also known as rezoning) of the Property. The intention is to rezone the property from "Residential 1" to "Special" for the purposes of a dwelling house, hair salon, health and beauty parlour, related offices and a tea garden. Any objection or comments including the grounds pertaining thereto and contact detail, shall be lodged within a period of 30 days from the date of first publication of the notice in the Provincial *Gazette*, Beeld and Citizen Newspaper in writing during normal office hours to the City of Matlosana local Municipality: office of the Municipal Manager, Records, Basement, Municipal Building, Bram Fischer Street, Klerksdorp or to PO Box 99, Klerksdorp, 2570. Any person who cannot write may during office hours attend at the address mentioned above where the officials of the town planning section will assist that person to transcribe that person's objections or comments. Full particulars of the Application and plans (if any) may be inspected and viewed during normal office hours at the above-mentioned offices, for a period of 30 days from the date of first publication of the notice in the Provincial *Gazette*, Beeld and Citizen Newspaper. Closing date for any objections: 21 February 2019. Address of the applicant: Mr. A.E. van Breda, P.O. Box 3183, Freemanville, Klerksdorp, 2573, Telephone number: 072 249 5400, [vanbreda@lantic.net](mailto:vanbreda@lantic.net). Dates on which notice will be published: 22 and 29 January 2019.

**PROVINSIALE KENNISGEWING 6 VAN 2019**

**KENNISGEWING AAN AANLIGGENDE EIENAARS EN GEAFFEKTEERDE PARTYE, RAKENDE 'N GRONDONTWIKKELINGS AANSOEK INGEVOLGE ARTIKEL 41(2)(d) VAN DIE WET OP RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUUR (SPLUMA), 2013 (WET 16 VAN 2013), SAAMGELEES MET ARTIKELS 62(1), 94(1)(a), 95(1) EN 96 VAN DIE STAD VAN MATLOSANA PLAASLIKE MUNISIPALITEIT SE RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURSVERORDENING, 2016, SAAMGELEES MET ARTIKEL 56(1)(b)(i) VAN DIE ORDONANSIE OP DORPSBEPLANNING EN DORPE (TRANSVAAL), 1986 (ORDONANSIE 15 VAN 1986), VIR DIE VERANDERING VAN DIE GRONDGEBRUIKSREGTE (OOK BEKEND AS 'N HERSONERING), TEN OPSIGTE VAN ERF 1149, WILKOPPIES UITBREIDING 29 DORPSGEBIED REGISTRASIE AFDELING I.P. PROVINSIE NOORD-WES GELEE TE AUSTINSTRAAT 29 (WYSIGINGSKEMA 1156 EN BYLAAG 1153).** Ek, Alexander Edward van Breda, ID 620501 5073 08 2 synde die gemagtigde agent van die Eienaars van Erf 1149, Wilkoppies Uitbreiding 29, Registrasie afdeling I.P., Noord-Wes Provinsie, (die Eiendom) gee hiermee ingevolge Artikel 41(2)(d) van die wet op Ruimtelike Beplanning en Grondgebruikbestuur (SPLUMA), 2013 (Wet 16 van 2013), saamgelees met Artikels 62(1), 94(1)(a), 95(1) en 96 van die Stad van Matlosana Plaaslike Munisipaliteit se Ruimtelike Beplannings en Grondgebruikbestuur Verordening, 2016, saamgelees met Artikel 56(1)(b)(i) van die Ordonansie op Dorpsbeplanning en Dorpe (Transvaal), 1986 (Ordonansie 15 van 1986), kennis dat ek by die Matlosana Plaaslike Munisipaliteit aansoek gedoen het vir die verandering van die grondgebruiksregte, (ook bekend as die hersonering) van die Eiendom. Die voorneme is om die Eiendom te hersoneer vanaf "Residensieel 1" na "Spesiaal" vir die doeleindes van 'n woonhuis, haarsalon, gesondheid en skoonheidsalon, verwante kantore asook 'n teetuin. Enige besware of kommentaar, met gronde daarvoor asook kontakbesonderhede, moet skriftelik ingedien word binne n tydperk van 30 dae vanaf die datum van eerste publikasie van die kennisgewing in die Provinsiale Gazette, Beeld en Citizen Nuusblad na die Stad van Matlosana Plaaslike Munisipaliteit: Kantoor van die Munisipale Bestuurder, Bram Fischerstraat, Burgersentrum, Rekords afdeling, Keldervloer, Klerksdorp, 2570 of Posbus 99, Klerksdorp, 2570. Enige persoon wat nie kan skryf nie, kan tydens kantoorure bogenoemde adres besoek waartydens die beamptes van die stadsbeplanningsafdeling daardie persoon behulpsaam sal wees ten einde hul besware of kommentare te transkribeer. Besonderhede van die aansoek en planne (indien enige) is beskikbaar vir inspeksie en insae gedurende gewone kantoorure by die bovermelde kantore, vir n tydperk van 30 dae van die datum van eerste publikasie van die kennisgewing in die Provinsiale Gazette, Beeld en Citizen Nuusblad. Sluitingsdatum vir enige besware: 21 Februarie 2019. Adres van die applikant: Mnr. A.E. van Breda, Posbus 3183, Freemanville, Klerksdorp, 2573, Telefoon nommer: 072 249 5400, [vanbreda@lantic.net](mailto:vanbreda@lantic.net). Datums waarop kennisgewings gepubliseer sal word: 22 en 29 Januarie 2019.

**PROVINCIAL NOTICE 7 OF 2019**

**NOTICE OF APPLICATION FOR REZONING, IN TERMS OF SECTION 94(1)(a) OF THE CITY OF MATLOSANA SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW ON SPATIAL PLANNING AND LAND USE MANAGEMENT, 2016, READ TOGETHER WITH SPLUMA, 2013 (ACT 16 OF 2013), CITY OF MATLOSANA – AMENDMENT SCHEME 1176 WITH ANNEXURE 1160**

I, Rene Vermeijs (ID: 610713 0001 08 1), of the firm Malepa Planning & Projects (Pty) Ltd (2007/015316/07) being the authorised agent of the owner of Erf 1151, Flamwood, Extension 6, hereby gives notice in terms of Section 94(1)(a) of the City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016, read together with the Spatial Planning and Land Use Management Act, 2013 (Act No.16 of 2013) and with Section 56 of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that we have applied in terms of Section 62(1) of the City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016 to the City of Matlosana for the rezoning of Erf 1151, Flamwood, Extension 6, situated at 14 Heidra Street, from "Residential 1" to "Special" for the purpose of a Guesthouse and a Place of Refreshment with the consent of the local authority.

Particulars of the application will lie for inspection during normal office hours at the Records Section, Basement Floor, Klerksdorp Civic Centre, Bram Fisher and OR Tambo Street, Klerksdorp, for a period of 30 days from 22 January 2019.

Objections or representations in respect of the application, together with the reasons therefore, must be lodged with or made in writing or verbally if the objector is unable to write, to the authorized agent and the Municipal Manager at the above address or posted to P.O. Box 99, Klerksdorp, 2570, within a period of 30 days from 22 January 2019. The closing date for submission of comments, objections or representation is 21 February 2019. Any person who cannot write may during office hours visit the City of Matlosana (Mr Danny Selemoseng: 018 487 8300) will assist those persons by transcribing their comments, objections or representations.

**Address of authorised agent: Malepa Planning and Projects (PTY) Ltd., 101 Anderson Street, Klerksdorp, 2571, P.O. Box 451, Klerksdorp, 2570, Email: [info@malepa.com](mailto:info@malepa.com), Tel No: (018) 462 4465**

22–29

**PROVINSIALE KENNISGEWING 7 VAN 2019****KENNISGEWING VAN AANSOEK OM HERSONERING IN TERME VAN ARTIKEL 94(1)(a) VAN DIE "CITY OF MATLOSANA SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW ON SPATIAL PLANNING AND LAND USE MANAGEMENT, 2016", SAAMGELEES MET "SPLUMA, 2013 (ACT NO. 16 OF 2013)", STAD VAN MATLOSANA – WYSIGINGSKEMA 1176 MET BYLAE 1160**

Ek, Rene Vermeijs (ID: 610713 0001 08 1), van die firma Malepa Planning & Projects (Edms) Bpk, (2007/015316/07) synde die gemagtigde agent van die eienaar van Erf 1151, Flamwood, Uitbreiding 6, gee hiermee ingevolge Artikel 94(1)(a) van die "City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016", saamgelees met die "Spatial Planning and Land Use Management Act, 2013 (Act No. 16 of 2013)", en met Artikel 56 van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), kennis dat ons in terme van Artikel 62(1) van die "City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016", by die Stad van Matlosana aansoek gedoen het om die hersonering van Erf 1151, Flamwood, Uitbreiding 6, geleë 14 Heidra Straat, van "Residensieël 1" na "Spesiaal" vir die doeleindes van 'n Gastehuis en plek van verfrissing met die toestemming van die plaaslike bestuur.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die Rekords Afdeling, Kelder Verdieping, Burgersentrum, Bram Fisherstraat en OR Tambo Straat, Klerksdorp, vir 'n tydperk van 30 dae vanaf 22 January 2019.

Besware teen of verhoë ten opsigte van die aansoek met die redes daarvoor, moet binne 'n tydperk van 30 dae vanaf 22 Januarie 2019 skriftelik, of mondelings gedoen word, indien die beswaarmaker nie kan skryf nie, by of tot die gemagtigde agent en die Munisipale Bestuurder by die Stadsraad van Matlosana by bovermelde adres of by Posbus 99, Klerksdorp, 2570 ingedien of gerig word. Die sluitingsdatum vir die indiening van kommentaar, beswaar of verhoë is 21 Februarie 2019.

Enige persoon wat nie kan skryf nie, mag gedurende kantoorure die Stad van Matlosana besoek waar 'n aagewese amptenaar van die Stad van Matlosana (Mnr Danny Selemoseng: 018 487 8300) daardie persone sal assisteer deur die kommentaar, beswaar of verhoë te transkribeer.

**Adres van gemagtigde agent: Malepa Planning & Projects (PTY) Ltd., Anderson Straat 101, Plansentrum, Klerksdorp, 2571, Posbus 451, Klerksdorp, 2570. Tel Nr: (018) 462 4465, e-pos: [info@malepa.com](mailto:info@malepa.com)**

22-29

**PROVINCIAL NOTICE 8 OF 2019****NOTICE OF APPLICATION FOR REZONING, IN TERMS OF SECTION 94(1)(a) OF THE CITY OF MATLOSANA SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW ON SPATIAL PLANNING AND LAND USE MANAGEMENT, 2016, READ TOGETHER WITH SPLUMA, 2013 (ACT 16 OF 2013), CITY OF MATLOSANA – AMENDMENT SCHEME 1176 WITH ANNEXURE 1160**

I, Rene Vermeijs (ID: 610713 0001 08 1), of the firm Malepa Planning & Projects (Pty) Ltd (2007/015316/07) being the authorised agent of the owner of Erf 1151, Flamwood, Extension 6, hereby gives notice in terms of Section 94(1)(a) of the City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016, read together with the Spatial Planning and Land Use Management Act, 2013 (Act No.16 of 2013) and with Section 56 of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that we have applied in terms of Section 62(1) of the City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016 to the City of Matlosana for the rezoning of Erf 1151, Flamwood, Extension 6, situated at 14 Heidra Street, from "Residential 1" to "Special" for the purpose of a Guesthouse and a Place of Refreshment with the consent of the local authority.

Particulars of the application will lie for inspection during normal office hours at the Records Section, Basement Floor, Klerksdorp Civic Centre, Bram Fisher and OR Tambo Street, Klerksdorp, for a period of 30 days from 22 January 2019.

Objections or representations in respect of the application, together with the reasons therefore, must be lodged with or made in writing or verbally if the objector is unable to write, to the authorized agent and the Municipal Manager at the above address or posted to P.O. Box 99, Klerksdorp, 2570, within a period of 30 days from 22 January 2019. The closing date for submission of comments, objections or representation is 21 February 2019. Any person who cannot write may during office hours visit the City of Matlosana (Mr Danny Selemoseng: 018 487 8300) will assist those persons by transcribing their comments, objections or representations.

**Address of authorised agent: Malepa Planning and Projects (PTY) Ltd., 101 Anderson Street, Klerksdorp, 2571, P.O. Box 451, Klerksdorp, 2570, Email: [info@malepa.com](mailto:info@malepa.com), Tel No: (018) 462 4465**

22-29

**PROVINSIALE KENNISGEWING 8 VAN 2019****KENNISGEWING VAN AANSOEK OM HERSONERING IN TERME VAN ARTIKEL 94(1)(a) VAN DIE "CITY OF MATLOSANA SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW ON SPATIAL PLANNING AND LAND USE MANAGEMENT, 2016", SAAMGELEES MET "SPLUMA, 2013 (ACT NO. 16 OF 2013)", STAD VAN MATLOSANA – WYSIGINGSKEMA 1176 MET BYLAE 1160**

Ek, Rene Vermeijs (ID: 610713 0001 08 1), van die firma Malepa Planning & Projects (Edms) Bpk, (2007/015316/07) synde die gemagtigde agent van die eienaar van Erf 1151, Flamwood, Uitbreiding 6, gee hiermee ingevolge Artikel 94(1)(a) van die "City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016", saamgelees met die "Spatial Planning and Land Use Management Act, 2013 (Act No. 16 of 2013)", en met Artikel 56 van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), kennis dat ons in terme van Artikel 62(1) van die "City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016", by die Stad van Matlosana aansoek gedoen het om die hersonering van Erf 1151, Flamwood, Uitbreiding 6, geleë 14 Heidra Straat, van "Residensieël 1" na "Spesiaal" vir die doeleindes van 'n Gastehuis en plek van verfrissing met die toestemming van die plaaslike bestuur.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die Rekords Afdeling, Kelder Verdieping, Burgersentrum, Bram Fisherstraat en OR Tambo Straat, Klerksdorp, vir 'n tydperk van 30 dae vanaf 22 January 2019.

Besware teen of verhoë ten opsigte van die aansoek met die redes daarvoor, moet binne 'n tydperk van 30 dae vanaf 22 Januarie 2019 skriftelik, of mondelings gedoen word, indien die beswaarmaker nie kan skryf nie, by of tot die gemagtigde agent en die Munisipale Bestuurder by die Stadsraad van Matlosana by bovermelde adres of by Posbus 99, Klerksdorp, 2570 ingedien of gerig word. Die sluitingsdatum vir die indiening van kommentaar, beswaar of verhoë is 21 Februarie 2019.

Enige persoon wat nie kan skryf nie, mag gedurende kantoorure die Stad van Matlosana besoek waar 'n aagewese amptenaar van die Stad van Matlosana (Mnr Danny Selemoseng: 018 487 8300) daardie persone sal assisteer deur die kommentaar, beswaar of verhoë te transkribeer.

**Adres van gemagtigde agent: Malepa Planning & Projects (PTY) Ltd., Anderson Straat 101, Plansentrum, Klerksdorp, 2571, Posbus 451, Klerksdorp, 2570. Tel Nr: (018) 462 4465, e-pos: [info@malepa.com](mailto:info@malepa.com)**

22-29



## LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS

## LOCAL AUTHORITY NOTICE 3 OF 2019

# STANDING RULES AND ORDERS FOR COUNCIL MEETINGS AND ITS COMMITTEES

## MUNICIPAL NOTICE

Maquassi Hills Local Municipality adopted the following bylaws at its meeting held on 9 October 2018 in terms of section 165 (2) of the Constitution of the Republic of South Africa (Act No. 108 of 1996) read with section 31 (2) of the Local Government: Municipal Structures Act, 1998 and hereby publishes the bylaws in terms of section 13 (a) of the Local Government: Municipal Systems Act, 2000 to come into effect on the date of adoption.





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## 1. Application of rules

- 1.1 The rules of order contained herein apply to all meetings of the municipal council and any committee of the municipal council as well as any other committee of councillors established within the municipality, unless the terms of reference for a specific structure explicitly excludes the application of the rules for such structure.
- 1.2 The rules are aimed at allowing free, open and constructive debate during meetings. The rules are encouraged and promote freedom of expression in such a manner that orderly debate is ensured within the time constraints of time allocated to meetings.
- 1.3 The rules endeavour to create the opportunity for councillors serving in council structures to air their view on any matter of public importance.
- 1.4 The rules of order are applicable to:
  - 1.4.1 All councillors;
  - 1.4.2 Traditional Leaders participating in Council and its committees in terms of section 81 of the Municipal Structures Act;
  - 1.4.3 Any municipal official of the municipality; and
  - 1.4.4 Any member of the public while present in the council chamber and precinct.

## 2. Definitions

The following terms and phrases used in these rules shall have the meaning assigned to them hereunder:

“Absolute majority” shall mean half of the total serving councillors plus one and is utilised in determining a quorum;

“Majority votes” shall mean more votes in favour than against it when an item is put to the vote and the votes casted exceed the second highest number while not constituting an absolute majority;

“Committee” shall mean any committee established in the municipality, including committees established in terms of section 79 and 80 of the Structures Act;

“Constitution” shall mean the Constitution of the Republic of South Africa, 1996;

“Council” shall mean the municipal council for the Maquassi Hills Local Municipality;

“Councillor” shall mean a member of the municipal council;

“Day” shall mean a day that is not a public holiday, Saturday or Sunday, and for the calculation of days the first day will be excluded and the last day included;

“Dividing the house” shall mean that each councillor who vote for a proposal must record his/her name and this must be recorded as such in the minutes of the meeting by the committee clerk.

“Executive Committee” shall mean the committee appointed in terms of sect.42 (2) of the Structures Act;

“In Committee” shall mean the part of the meeting of the municipal council where the meeting will be closed and members of the public and press, and such municipal officials as determined by the Speaker, excluding the Municipal Manager, will be excluded from the meeting, based on the nature of the business being transacted;

“Mayor” shall mean the Mayor of the municipality as elected in terms of section 48 of the Structures Act;

“Member” shall mean a councillor serving in the municipal council of the municipality;

“Motion” shall mean a matter submitted by a member.

“Municipality” shall mean the Maquassi Hills Local Municipality;

“Point of order” shall mean a point raised by a councillor during the council meeting and shall only relate to a matter of procedure and provided for in the rules of order;

“Privilege” shall mean the right of freedom of speech for councillors in council and committee meetings, subject to the rules of order of any ruling of the Speaker in terms thereof as well as the right not to be held liable for civil or criminal proceedings for anything they said, produced or submitted to the Council or Committee;

“Procedural motion” shall mean a matter raised by a member at a meeting in terms of section 27;

“Report” shall mean any item appearing on the agenda for consideration by the council or a committee;

“Sargent-at-arms” shall mean a person in the full time employment of the municipality entrusted to assist the Speaker to maintain order during council meetings and assisted by such staff members as the Speaker may direct;

“Senior managers” shall mean the persons appointed by the council as the municipal manager and all managers directly accountable to the municipal manager as approved on the official organisational structure of the municipality

“Speaker” shall mean the person as elected in terms of section 36 of the Structures Act;

“Structures Act” shall mean the Local Government: Municipal Structures Act, 1998;

“Sub-committee” means any other committee, other than the executive committee / or committees appointed by the council or the executive committee;

“Systems Act” shall mean the Local Government: Municipal Systems Act, 2000;

“Vote” shall mean when the Speaker put more than one proposal to the vote to determine which proposal receives the most votes. Votes can be casted by the show of hands or by secret ballot paper whichever the majority of councillors present at the meeting, prefers.

“Whip” shall mean a member of the municipal council appointed by each political party represented in the council;

### **3. Meeting of council open to public**

3.1 The Municipal Council shall conduct its business in an open manner and every meeting of the council and all committees, including the executive shall be open to the public; provided that this section shall not apply when it is reasonable to do so having regard to the nature of the business being transacted in terms of section 20 (1) (a) and (b) of the Systems Act.

3.2 The Council will deal In Committee when discussing any of the following matters:

3.2.1 a trade secret or confidential commercial information of any supplier of the municipality or any person rendering a service to the municipality;

3.2.2 personal and confidential information of any councillor or an employee of the municipality;



- 3.2.3 the intention of the municipality to purchase or acquire land or buildings;
  - 3.2.4 the price a municipality may offer for the purchase or acquisition of land or buildings;
  - 3.2.5 any report addressing legal proceedings that the municipality is involved in or contemplating instituting or defending;
  - 3.2.6 disciplinary proceedings/proposed disciplinary proceedings against an employee;
  - 3.2.7 any matter that might not be disclosed in terms of legislation;
  - 3.2.8 consideration of the minutes of previous In Committee discussions.
- 3.3 A councillor may, when an item in the agenda is put to order, other than a matter referred to in 3.2 above, and provided it is not a matter that is required in law to be dealt with in open council, propose with motivation, that the matter be further dealt with In Committee. The ruling of the Speaker in this regard will be final and no further discussion will be allowed.

#### 4. Council meetings

The Council shall hold an ordinary meeting for the transaction of business contemplated by legislation and other council matters that need to be resolved upon as per an adopted SCHEDULE, **not less** than once in every three months and this scheduled of meetings must be published by the Municipal Manager on the website.

#### 5. Special council meetings

- 5.1 The Speaker may at any time **of own accord** OR upon request in writing of a majority of the councillors of the municipality, call a special meeting of the council, provided that no such special meeting shall take place unless all councillors were given at least 48 hours' notice prior to the date and time set for the meeting.
- 5.2 In the event where the Speaker fails and/or refuses to call a special meeting when requested in accordance with 5.1 above, the Municipal Manager of the municipality may call the meeting.

#### 6. Service of notices

At least 3 days before any ordinary meeting of the council and at least **forty eight hours** before any special meeting of the council, a notice to attend the meeting, specifying the business proposed to be transacted thereat and signed by the Speaker or the Municipal Manager as contemplated in 5.2 above, shall be left or delivered to an accessible distribution point within the municipality as determined by the council from time to time or sent by electronic mail to an address provided by the councillor as his/her official address / mail address.

## 7. Non-service of notices

Accidental omission to serve a notice of meeting on any councillor shall not invalidate the proceedings of that meeting or be used as an excuse for not attending a meeting.

## 8. Urgent matters

- 8.1 No business shall be transacted at a meeting of the council or any committee other than that specified in the agenda relating thereto, except any matters which the relevant chairperson considers **urgent** and the said chairperson has ruled the matter to be urgent.
- 8.2 The Municipal Manager may raise matters which in his/her discretion is urgent, for decision by the council. A matter will be deemed urgent when the decision required, if delayed, would prejudice the Council and / or its operations.
- 8.3 The Speaker or chairperson of the meeting will determine an appropriate time when the Municipal Manager may raise urgent matters and the time available for discussion thereof; provided that the Speaker may rule that the matter is not urgent as defined in 8.2 above.

## 9. Conduct at meetings

The Speaker or the chairperson of the meeting in the event of a meeting other than a council meeting shall:

1. Maintain order during meetings
2. Ensure compliance with the Code of Conduct for Councillors during meetings
3. Ensure that meetings are conducted in accordance with the rules
4. Ensure that members conduct themselves in a dignified and orderly manner during meetings
5. Ensure that members of the public attending meetings are seated in areas designated for that purpose
6. Ensure that members of the public attending meetings conduct themselves in an orderly manner and obey any ruling made by the Speaker or chairperson of the meeting
7. Ensure that any councillor or member of the public refusing to comply with the ruling of the Speaker or chairperson leaves the meeting

## 10. Interpretation of rules

- 10.1 Any ruling made by the Speaker must be made having due regard to the provisions of the Constitution, national and provincial legislation, municipal by-laws and policies, the rule of law and the rules of natural justice.
- 10.2 Any interpretation and ruling made by a chairperson or the Speaker should be minuted in the minutes of the meeting.

## **11. Quorum and acts of council**

- 11.1 An absolute majority of the councillors must be present at a meeting of the council before any matter may be considered and / or voted on.
- 11.2 In the event of no quorum for a meeting, the meeting must be suspended for no more than 20 minutes, and if at the end of the said period there is still no quorum, the Speaker or chairperson may suspend the meeting for such a period he/she deems fit and thereafter adjourn the meeting to another date, time and/or venue.

## **12. Decisions and Voting**

- 12.1 Matters will be decided only if there is a quorum.
- 12.2 All questions concerning matters mentioned in section 160 (2) of the Constitution are determined by a decision taken by a municipal council with a supporting vote of an absolute majority of the councillors.
- 12.3 Before the municipal council takes a decision on any of the following matters it must first require its executive committee to submit to it a report and recommendation on the matter-
- (a) any matter mentioned in section 160 (2) of the Constitution;
  - (b) the approval of an integrated development plan for the municipality, and any amendment to that plan; and
  - (c) the appointment and conditions of service of the municipal manager and Section 56 managers of the municipality.
- 12.4. All other questions before a municipal council are decided by a majority of the votes casted by members present at the meeting.
- 12.5 If the Speaker or chairperson of a meeting asks the meeting if it agrees with the recommendations and if it is not opposed by any member present, the recommendations are adopted.
- 12.6 In the event of there being opposition to a recommendation, the proposal to be decided upon will be done by means of voting, either by show of hands or if requested and approved by the Speaker or chairperson, by dividing the house or by secret ballot.
- 12.7 The Municipal Manager or an official designated by him shall count the votes and declare to the chairperson the result of the divisions. In the event of a secret ballot, the municipal manager shall hand to each councillor a ballot paper bearing the official mark or logo of the municipal council, and having the alternates to be voted for clearly depicted thereon, substantially in accordance with the following:  
Logo



Date:.....

Proposal or motion to be voted for Councillor's vote (X): For or against

1. ....

2. ....

12.8 The municipal manager shall collect all the ballot papers and count same in the presence of a representative from each party represented on the council or committee and present at such meeting.

12.9 The Speaker or chairperson shall thereupon declare the motion carried or lost, and it shall be entered upon the minutes

12.10 The number of members voting will be recorded, and the general result of the vote. The outcome of the voting will be announced by the Speaker.

12.11 No member may abstain from voting or leave the chamber when a matter is put to the vote, unless they have a pecuniary interest.

12.12 If a member abstains from voting for any other reason, legislation deems his or her vote as opposition to the motion. Minutes are required to include all abstentions and the reason for the abstention.

12.13 A member may request that his/her support or dissent be recorded in the minutes of the meeting.

12.14 When a motion is brought to a vote and it fails to secure support from a majority of attending members, it appears in the minutes as a defeated resolution. Members may reconsider the item at the same or a subsequent meeting if a majority of the members vote to do so.

12.15 Moving a motion does not necessarily mean the person supports the proposal; moving a motion is only a procedural step.

12.16 If there is a tie vote, the motion is deemed to be defeated because it did not obtain consent from a majority of council. **No casting vote** may be considered.

### **13. When councillors may not attend and participate in the proceedings**

A councillor shall-

13.1. Disclose to the council, or to any committee of which that councillor is a member, any direct personal or personal business interest that the councillor, or  
the spouse, partner or business associate of that councillor may have in any matter before the council or the committee;

13.2. Withdraw from the proceedings of the council or committee meeting when the

matter is being considered by the council or committee, unless the council or the committee decides by resolution, that the councillor's direct or indirect interest in the matter is trivial or irrelevant.

- 13.3 A councillor who has so disclosed his/her interest may, with the approval of majority of the members of the council present, address the council or committee on the matter prior to the deliberation and vote on the matter taking place, subject always to the ruling of the Speaker or chairperson on the time to be allowed for such an address.
- 13.4 A councillor who, or whose spouse, partner or business associate or close family member, acquires or stands to acquire any direct benefit from a contract concluded with the municipality, must disclose full of the benefit of which the councillor is aware at the first meeting of the council or committee of the council at which it is possible for the councillor to make a disclosure.
- 13.5 This provision does not apply to an interest or benefit which a councillor, or a spouse, partner or business associate or close family members, has or acquired in common with other residents and ratepayers of the municipality.

#### **14. Walkout**

If a councillor or group of councillors leave any meeting in protest, and the remainder of the councillors constitute a quorum the business of the meeting shall proceed.

#### **15. Count out**

If during any sitting of the council or any committee, the attention of the Speaker or chairperson is called to the number of members present, he/she shall count them, and if found that there is not a quorum present, the matter shall be dealt with in accordance with 11 above.

#### **16. Adjourned meetings**

The council or a committee may move that a meeting be adjourned by the Speaker or chairperson to any date or hour, but no business shall be transacted at any adjourned meeting except such as was set out in the notice for the meeting of which it is an adjournment.

#### **17. Notice of adjourned meeting**

When a meeting is adjourned, notice of the adjourned meeting shall be sent out to each member of the council or committee, specifying the time, date and place of such adjourned meeting, except under the circumstances contemplated in point 33 below.

## 18. Chairperson of meetings

- 18.1 At every meeting of the council the Speaker, or if he/she is not present, an Acting Speaker shall be the chairperson. An acting Speaker may be elected by the majority of councillors present at any meeting of the council where the Speaker is not present.
- 18.2 The Mayor shall chair meetings of the Executive Committee meetings and if not present, any other councillor appointed by majority members of the executive committee in attendance.
- 18.3 The chairperson appointed by the Executive Committee shall chair meetings of the portfolio committees.
- 18.4 The person so nominated by the council, Executive Committee or committee shall chair meetings of committees and subcommittees; provided that where no such person was nominated the members, present may elect their own chairperson.

## 19. Agenda

- 19.1 Subject to 19.2 and 19.3 below, all meetings must be conducted in accordance with the order in which matters appear on the agenda and only matters which appear on the agenda may be debated.
- 19.2 The Speaker or chairperson may, **after** considering a duly motivated request, change the order of matters appearing on the agenda.
- 19.3 The Speaker or chairperson may, **after** considering a duly motivated request, direct that a matter be moved between the confidential and open parts of the agenda.

## 20. Leave of absence

- 20.1 Applications for leave of absence from any council or committee meeting must be submitted to the Speaker or the chairperson in writing and signed by the member applying for leave prior to the meeting to be accepted.
- 20.2 All applications for leave must be submitted in writing at least 12 hours before the starting time of the meeting.
- 20.3 The Speaker or chairperson shall grant leave at his or her discretion, and the Speaker is at liberty to reject such application for leave of absence.
- 20.4 An application for leave of absence that is not in writing may not be accepted by the Speaker.
- 20.5 Leave may be granted if a councillor has been delegated to attend a meeting or engagement on behalf of the council and notified the Speaker in writing in advance.
- 20.6 Council meetings must receive priority.

**21. Minutes to be kept and confirmation thereof**

- 21.1 Minutes of the proceedings of every meeting of the council and committee, shall be electronically or otherwise recorded and be kept for that purpose by the Director: Corporate Services. The Municipal Manager shall be responsible for the correctness of the minutes of every meeting.
- 21.2 Minutes will be approved at the next ordinary meeting or when requested to be confirmed at a special meeting called by the majority of councillors.
- 21.3 Minutes of the proceedings of every meeting of the council or a committee shall be word processed or typed and printed, and shall if confirmed, be signed by the chairperson. Minutes shall be bound and kept secure.
- 21.4 The Municipal Manager must ensure that the minutes reflect the names of the members that attended the meeting, those that are absent and those that have been granted leave of absence.

**22. No discussion on minutes under confirmation of minutes**

No motion or discussion shall be allowed upon the confirmation of the minutes, except as to its accuracy and corrections.

**23. Petitions to be written, typed or printed**

Petitions from the public, must be clearly written, typed or printed, must be signed by not less than three citizens and must be couched in respectful language and presented to the office of the Municipal Manager who shall, if he/she deems it necessary, bring the matter before the executive committee for consideration.

**24. Deputations to submit memorandum**

Deputations wishing to be received by the executive committee must send a duly motivated memorandum in writing requesting same to the Municipal Manager and the Municipal Manager shall bring the memorandum before the executive committee, which the executive committee may authorise, if it sees fit to receive the deputation, and to report to the council forthwith.

**25. Reception of deputations**

A deputation wishing to address the executive committee / mayoral committee shall not exceed five in number, but only one member thereof shall be at liberty to address the committee (except in reply to questions from members of the committee) and only for a period not exceeding ten minutes. The committee shall not further consider the matter until the deputation shall have withdrawn itself from the meeting.



## 26. Moving a report

The Speaker or chairperson shall move the recommendation contained in a report unless he/she shall have previously stated his/her disagreement with it. The chairperson of a committee or other member presenting a report may withdraw or amend any section with the consent of the committee, only if it has been established that a particular item or items in the original report was or were incorrectly recorded or it has been established that it would be in the best interest of the council not to adopt a recommendation or a part or parts thereof.

## 27. Motions

- 27.1 No matter shall be brought before the council or a committee by any member of the council except upon a notice of motion, which shall be in writing and signed by the member giving the notice as well as the member seconding it: Provided that a person who has a personal electronic mail address from where he or she can be identified by the Municipal Manager, can submit such motion by electronic mail.
- 27.2 Any notice of motion shall be submitted to the Municipal Manager before 12:00, ten days prior to the meeting of the council or committee.
- 27.3 A motion shall lapse if the member who submitted the motion is not present at the meeting where the motion is to be debated.
- 27.4 A member submitting a motion shall introduce such a motion and shall have the right of reply thereto.
- 27.5 A motion which is intended to rescind or amend a resolution passed by the council in the preceding three months or which has the purport as a motion that was not supported within the three preceding months **shall not** be entertained.
- 27.6 When dealing with motions the motion shall be read out together with the number thereof and the name of the mover.
- 27.7 The Speaker or chairperson shall ascertain which motions are unopposed and these shall be passed without debate and thereafter the opposed motions shall be called in accordance with the order of the agenda.
- 27.8 All notices of motion shall be dated and numbered as received by the Municipal Manager and shall be entered on the agenda paper in the order in which it was received, save and except that notices of amendment to motions shall be entered immediately after such notice of motion, irrespective of the time at which the notice shall have been received.
- 27.9 No member shall have more than two notices of motion on the same agenda at the same time.
- 27.10 Before any notice of motion is placed on the agenda paper it shall be submitted to the Municipal Manager who must obtain the written technical input from the various heads of department of the municipality, if it is required, and, who, if he/she is of the opinion that it is *ultra vires* existing legislation, shall cause the giver of the notice to be so informed. The giver of the notice shall however, have the right to appeal to the Speaker, who shall review the matter and decide whether such notice of motion be placed on the agenda paper.
- 27.11 A motion affecting the making or amending of a by-law, shall be submitted to the Speaker for a report before the council passes a resolution in this regard.

27.12 The Speaker may disallow a motion which:

- ☐ May lead to discussions of a matter already dealt with on the agenda
- ☐ Has not been seconded
- ☐ If passed, would be contrary to the law.

27.13 The mover with the consent of its seconder may withdraw a motion.

27.14 The Speaker or chairperson may call upon any mover of an amendment to a motion to reduce the same to writing, and, after signing it, to hand it to the Municipal Manager to read the amendments for the meeting to either adopt or reject such amendment.

27.15 Except upon the recommendation of the committee to which the council has delegated powers or duties to deal with the particular subject matter, no resolution passed at any meeting of the council shall be revoked or altered at any subsequent meeting unless notice of motion so to revoke or alter such resolution shall have been given to the Municipal Manager at least seven days before such subsequent meeting and the Municipal Manager shall, at least two days before such subsequent meeting, have forwarded a copy of such notice of motion to each councillor.

## **28. Precedence of the Speaker**

- 28.1 During the sitting of the council or a committee, members, except lady members and members in traditional, cultural or religious headdress shall have their heads uncovered.
- 28.2 When speaking, councillors shall be seated, but always, address their speech to the Speaker or chairperson.
- 28.3 Whenever the Speaker or chairperson speaks, any member then speaking or offering to speak must be silent for the Speaker to be audible and speak without interruption.

## **29. Relevance**

A member who speaks shall confine his/her speech strictly to the motion or matter under discussion or to an explanation or a question of order.

## **30. Councillor to speak only once**

Except for otherwise provided for in these rules, no councillor shall speak more than once on any recommendation, motion or proposal, provided that a member may reply in conclusion of a debate but shall confine him / her to answering to previous councillors and shall not introduce any new matter into the debate.



### **31. Debate management**

- 31.1 Time allocated to each political party or interest group will be determined by the Speaker.
- 31.2 The Speaker will determine the allocation of time per item
- 31.3 Each political party or interest group represented in the municipality has the right to speak on each item on the agenda.

### **32. Length of speeches**

- 32.1 No speech shall exceed **three (3)** minutes in length without the consent of the Speaker. This period shall exclude consecutive translation time required.
- 32.2 The Speaker or the chairperson shall be entitled to, at any time, to set, limit or extend reasonable time limits for the discussion of and/or any decision or any item or group of items on the relevant agenda.
- 32.3 The time limits shall be guided by the principles of fairness, democracy, efficiency and good governance.

### **33. Disorderly conduct of councillor and the duty of the chairperson**

- 33.1 If at any meeting of the council or committee a councillor conducts himself or herself in an improper fashion, behaves in an unseemly manner or persistently obstructs business to be carried out or declines to withdraw an expression when required to do so by the chairperson or indulges in tedious repetition or unbecoming language or commits any breach of these rules, the chairperson shall direct such councillor to conduct himself or herself properly and, if speaking, to discontinue his/her speech.
- 33.2 In the event of persistent disregard of the directions of the Speaker or chairperson, the Speaker or chairperson shall direct such councillor to retire from the venue where the meeting is being held for the remainder of the meeting, and shall, if necessary, cause him/her to be ejected there from.
- 33.3 Where a councillor refuses to retire or in the event of more than one councillor having to be ejected from the meeting, and such councillor/s refuse/s to leave the meeting, the Speaker shall request internal security to facilitate the removal of such councillor/s from the chamber. If this cannot be done orderly, the chairperson of a meeting may adjourn proceedings for a period not exceeding 15 minutes, for the relevant councillors to retire or to be ejected from the venue of the meeting. If, at the resumption of proceedings, the councillor/s have not left / been ejected, the meeting may be adjourned for another 10 minutes to address the situation. The chairperson may rule that after the second adjournment the meeting will re-convene at another venue and any councillor/s ordered to retire or so evicted or ordered to be evicted will be refused entry to

the alternative venue. Internal security must ensure that such councillor/s do/es not enter such an alternative venue.

#### **34. Obstruction by persons other than councillors**

Any person, other than a councillor, who misconducts himself or herself, behaves in an unseemly manner or interrupts the proceedings of the council or any committee at any meeting shall, if the Speaker or chairperson so directs, be removed from the chamber or the venue where the meeting is being held. If the person refuses to leave, the internal security will be responsible to remove such person from the meeting. The chairperson may exclude such person from further admittance to the council chamber or the meeting venue for such period as it may be deemed fit.

#### **35. Points of order and personal explanation**

35.1 Any member, regardless of whether he/she addressed the Council on the matter under debate or not, may:

- ☐ raise a valid point of order
- ☐ raise a point of personal explanation at the end of the debate

35.2 Any point of order or personal explanation must not constitute a speech and must not affect the right of any member to speak on an item, provided that the member will not be allowed to spend more than 3 (three) minutes on the point of order or personal explanation.

35.3 Any member contemplated in 35.1 shall be entitled to be heard and the councillor speaking at the time, shall remain silent until a ruling has been made by the Speaker or chairperson.

35.4 The ruling of the Speaker or chairperson on a point of order or on the admissibility of a personal explanation shall be final and shall not be open to discussion.

35.5 Any member will only be allowed to raise one point of order and one point of personal explanation during the council meeting. Only one point of order on the same matter will be allowed.

35.6 Any member persisting on calling points of order or personal explanation after a ruling has been made by the Speaker, will be subject to the provision of point 33 above.

#### **36. Questions**

36.1 Any councillor may submit a question requiring a written reply from any political office bearer, the municipal manager or senior manager of the municipality, concerning any matter related to the effective performance of the functions of the municipality and the exercise of its powers, provided that a written notice of

such a question has been submitted to the Records Manager for attention of the municipal manager at least 10 (ten) days prior to the council or committee meeting.

- 36.2 If after the question has been replied to, a member believes the reply is not clear or satisfactory, he or she may, with the permission of the Speaker or chairperson, request a follow up question.
- 36.3 All questions duly given notice of and all responses submitted shall be recorded in the minutes of the meeting.

### **37. Terms of reference of sub-committees**

Upon the appointment of any sub-committee the council a committee shall specifically determine the terms of reference of such sub-committee and shall fix the quorum of such sub-committee. The council's standing rules and orders shall apply to all sub-committees.

### **38. Council may increase or restrict powers**

With the exception of the Executive Committee whose functions are determined in terms of the Structures Act, and the committees whose functions and powers are determined in terms of Section 80 of the Structures Act by the Executive Committee, the council may at any time extend, withdraw or modify the duties and powers of a committee or sub-committee appointed in terms of Section 79 of the Structures Act.

### **39. Minutes of Executive Committee, committees and subcommittees**

Every committee, including the Executive Committee, except when specifically exempted from this provision by a resolution of the council or the executive committee in view of the sensitivity, confidentiality or otherwise of the subject matter of a particular meeting and provided the final resolution or recommendation is duly recorded in writing, shall record minutes of its proceedings and cause the same to be duly kept by the Director Corporate Services.

At every ordinary meeting of a committee the unconfirmed minutes shall be taken as read, with a view to confirmation, provided that a copy of such minutes shall have been sent to each member of the committee twenty-four hours previously.

No discussion shall be allowed upon the minutes, except as to their accuracy save at portfolio committees and even then, at the sole discretion of the chairperson.

### **40. Inspection of minutes by councillors**

The minutes of every council or committee shall be open for inspection by every member of the council during office hours; provided the demands of duties of the registry and secretariat staff is taken into account.



**41. Non-attendance of members of council meetings**

Should any Councillor fail to attend three consecutive meetings of council or the same committee of which he or she is a member, without leave of absence, he/she shall be required to submit a motivation for such absence and if the Speaker is not satisfied with such explanation, it must be reported to the municipal council that the councillor is deemed to have forfeited his/her seat, and council must ensure that the vacancy is filled.

**42. Members of council attending committee meetings of which they are not Members**

- 42.1 Members of the municipal council may attend the meeting of any committee that they are not a member of but will in all instances be granted the status of an observer and will not be allowed to participate or vote at such meetings.
- 42.2 The provisions of 41.1 will not be applicable to the Municipal Public Accounts Committee (MPAC) and members of the executive will be requested to attend the MPAC meeting and the request for attendance will specify the matters that the member of the executive will be expected to address the MPAC on.
- 42.3 The rules about agendas as set out above will also be applicable to requests to attend MPAC and address it.
- 42.4 Any member of the executive requested to attend the MPAC may instruct the municipal manager or a senior manager to accompany him/ her to the MPAC meeting but may not instruct such official to appear and address the MPAC on his / her behalf.

**43. Information to be obtained from municipal manager**

Subject to the provisions of 36 above, members of the council who desire to obtain from any official of the council information with regard to the administrative work of the council, which is not accessible to the general public, should address their enquiries firstly to the Municipal Manager and then to the relevant senior manager.

**44. Information to the press or other media: In-committee discussions**

- 44.1 The Mayor, or in his/her absence, the Speaker and the Municipal Manager in their discretion may, on an application being made to him/her by any registered newspaper, radio station, television service or internet publisher, supply to such media or its representative, information and reports relating to the work of the municipality.
- 44.2 In view of the Municipal Manager, the Speaker or the Mayor being the authorised channel through which the media may receive information and reports, members of the council are therefore expected to refrain from sending to the media documents or information supplied to them with a view to their consideration by the council or any committee: Provided that this clause shall not be construed as abrogating a councillor's individual constitutional right to make press statements which reflect his/her own personal or political view and

not that of the council. No discussion that took place in-committee may be conveyed to the public or the press except by the Municipal Manager.

- 44.3 Chairpersons of committees must liaise with the Mayor, Speaker and Municipal Manager for the publication of any information relating to committee and the Municipal Manager shall arrange, if approved, the publication of the relevant information.

#### **45. Suspension of standing orders**

No standing order shall be suspended without the vote of an absolute majority of the members of the council or of three-fourths of the members present and a motion duly seconded to suspend the standing orders shall be put without debate.

#### **46. Legal defence and indemnification of councillors and officers of the council**

The council may determine the circumstances in which it will undertake the defence of or pay the legal costs or the total costs and the amount in respect of any legal proceedings, whether civil or criminal, a councillor or an official may have against any person, body, organisation or institution arising from the councillor's or official's capacity as a councillor or official of the Municipality.

#### **47. Speaker may refer matters for legal advice**

The Speaker shall be entitled, within the framework of the approved operational budget of the municipality and subject to the supply chain management policy, to refer any matter pertaining to the council and its proceedings, for legal opinion to the council's legal advisors in consultation with the Municipal Manager.

#### **48. Activities prohibited by other persons or institutions**

- 48.1 The decorum of the council chamber as the official seat of governance of the Municipality shall always be respected and adhered to by any person or institution using the facilities.

- 48.2 The following activities are strictly prohibited from being conducted within the confines of the council chamber or a meeting venue of the council or its committees by any person:

- ☐ Having a cellular telephone that is not on silent mode and speaking on a cellular phone during the meeting;
- ☐ Consuming any food or drink in his/her possession, excluding water provided at the meeting.

- 48.3 Caucus meetings of the various political parties may be held in the chamber provided it is booked with the Committee Clerk prior to the meeting, and subject to such bookings to be on a rotational basis for all the parties.

- 48.4 The use of the council chamber by any other person or institution, other than a recognised committee, body of or person in the employ of the Municipality shall be subject to the approval by the Speaker, and always subject to the availability thereof in terms of the council's calendar of use, and the purpose for which it is applied for. Applications for use shall be made in writing to the Speaker who shall confer with the Director Corporate Services in making the venue available in writing.

#### **49. Ward committees**

The council may by resolution determine the rules of procedure for the election of ward committees, the procedures at meetings, the reporting rules, and the rendering of secretarial services to these committees

#### **50. Sanctions and offences**

- 50.1. A municipal council may impose a fine on a councillor for:

- (a) not attending a meeting which that councillor is required to attend
- (b) failing to remain in attendance at such a meeting.

- 50.2. A councillor who is absent from three or more consecutive meetings of a municipal council, or from three or more consecutive meetings of a committee must be removed from office as a councillor.

- 50.3. Any person who wilfully contravenes any provision of these rules shall be guilty of an offence or found guilty transgressing item 4(1) of the Code of Conduct for Councillors, the Speaker will impose the following sanctions:

- (1) a written warning in the case of a first transgression
- (2) a fine of R750-00 in the case of a second transgression
- (3) Non-attendance of two consecutive meetings or part thereof without leave, a fine of R1000-00.
- (4) be suspended from the attendance of council or committee meetings for a period as the council may, by resolution determine..

#### **51. Disciplinary Action**

- 51.1. Any person who refuses to carry out any instruction given in terms of this by-law or who obstructs the carrying out of such instruction or fail to adhere to the Code of Conduct for Councillors shall be subject to disciplinary action.



51.2. Proceedings for the imposition of a fine or the removal of a councillor must be conducted in accordance with the standing procedure described in 51.3.

51.3. Uniform Procedure to Apply Sanctions for Non-attendance of Meetings:

51.3.1 In compliance with section 54 of the LOCAL GOVERNMENT MUNICIPAL SYSTEMS ACT, 117 OF 1998 (the Act) read with Schedule 1, item 4(4) of the Act, a Disciplinary Committee must be established to consider the non-attendance of a councillor of a municipal council meeting or a meeting of a committee of council, or the failure to remain in attendance during a municipal council meeting or a meeting of a committee of council.

51.3.2 Council must appoint the Disciplinary Committee with the Speaker as Chairperson and five [5] Councillors representative of all serving political parties as members. In the event of the Speaker, or any of the other Committee members being unable to form part of the Committee for any reason, the Executive Committee may nominate any other member of Council to constitute the Disciplinary Committee.

51.3.3 Prior to the intended disciplinary process to be instituted against any councillor for any breach of the Code of Conduct contained in Schedule 1 of the Systems Act, the following steps must be taken:

- a. A notice must be issued to the alleged offending Councillor containing the following information:
  - i. The date, time and venue of the disciplinary meeting to be conducted.
  - ii. That the alleged offending Councillor shall have the right to disprove any or all of the charges levelled against him or her and call witnesses.
  - iii. The charges shall be set out with sufficient clarity to enable the alleged offending Councillor to understand the nature of the charges levelled against him/her.
  - iv. That the disciplinary meeting shall continue in the alleged offending Councillor's absence should he or she fail to appear at the disciplinary meeting on the date and time stipulated in the notice.
  - v. The Notice shall be served on the alleged offending Councillor at least five working days prior to the intended date of the disciplinary meeting.
  - vi. The disciplinary committee shall have all such powers as are afforded to a municipal council in terms of item 4(2) of Schedule 1 of the Act.

#### 51.3.4 Rules of Natural Justice

The rules of natural justice must be complied with during the proceedings of this committee.

- (1) If the transgressing Councillor raises illness as a defence for non-attendance he/she must produce a sick certificate with precise date and time of the consultation, from a registered medical doctor or surgeon stating that his/her illness was of such a serious nature that he/she was not able to submit a timeous application for leave of absence in writing.

#### 52. Election of Office bearers

Election of municipal office-bearers shall be performed as per Schedule 3 of the Municipal Structures Act:- The procedure set out in Schedule 3 applies whenever council elect a speaker or a mayor.

If only one candidate is nominated, the person presiding must declare that candidate Elected.

If more than one candidate is nominated-

- (a) a vote must be taken at the meeting by secret ballot;
- (b) each councillor present at the meeting may cast one vote; and
- (c) the person presiding must declare elected the candidate who receives a majority of the votes.

#### 53. Privileges and immunities

53.1 Section 161 of the Constitution provide at least-

- (a) that councillors have freedom of speech in a municipal council and in its committees, subject to the relevant council's rules and orders as envisaged in section 160 (6) of the Constitution; and
- (b) that councillors are not liable to civil or criminal proceedings, arrest, and imprisonment or damages for:

(i) anything that they have said in, produced before or submitted to the council or any of its committees; or

(ii) anything revealed because of anything that they have said in, produced before or submitted to the council or any of its committees.

53.2 Until provincial legislation contemplated in subsection (1) has been enacted the privileges referred to in paragraphs (a) and (b) of subsection (1) will apply.

**54. Dress code**

No councillor shall be allowed to wear any clothing or accessory containing party political paraphernalia to any meeting and shall be dressed formally for all sittings.

**55. Conclusion**

Decisions to adopt other versions of Rules of Order for Maquassi Hills Local Municipality is herewith rescinded and this set of by-laws replace all former versions of Rules of Order by-laws that was adopted by council previously and applies to all meetings of council.



**LOCAL AUTHORITY NOTICE 4 OF 2019**

**Waste Management by-law (September 2014)**  
**Naledi Local Municipality**



Version1 of 2014

Under the provision conferred by section 156(2) of the constitution of the republic of south Africa Act, 1996(Act no.108 of 1996), and section 9 (5) (a) of the National Environmental Management: Waste Act, (Act No.59 of 2008) the Dr. Ruth Segomotsi District Municipality adopts the following Waste Management By-Law:-

## **CHAPTER 1: INTERPRETATION AND FUNDAMENTAL PRINCIPLES**

- Interpretation
- Definitions
- Objective of this by-law
- General duty of the Municipality
- General Duty of the Public
- Duty of the Municipality to provide a municipal service
- Application of the National Environmental Management Act
- Conflicts with other legislation

## **CHAPTER 2: WASTE MANAGEMENT PLANNING**

- Development of waste management plan
- Contents of waste management plan

## **CHAPTER 3: WASTE INFORMATION SYSTEM**

- Establishment of waste information system
- Purpose of waste information system
- Provision of information
- Access to Information

## **CHAPTER 4: MUNICIPAL SERVICE**

- Provision of municipal service
- Basis on which municipal service is provided

## **CHAPTER 5: GENERAL WASTE MANAGEMENT MEASURES**

### ***Part 1: Waste minimisation, recycling and re-use***

- Requirements in respect of waste minimisation, recycling and re-use

### ***Part 2: Transportation and disposal of waste***

- Transportation of waste
- General requirements for the disposal of waste
- Disposal of specified wastes
- Conduct at a waste disposal facility, Drop off sites and Transfer Stations

### ***Part 3: Littering, dumping and abandoned articles***

- Prohibition of littering
- Duty to provide facilities for litter
- Prohibition of dumping and abandoning articles

## **CHAPTER 6: MANAGEMENT OF DOMESTIC, BUSINESS AND PUTREASCIBLE WASTE, GARDEN AND BULKY WASTE, BUILDING WASTE, INDUSTRIAL AND RECYCLABLE WASTE AND SPECIAL INDUSTRIAL, HAZARDOUS AND HEALTH CARE RISK WASTE**

### ***Part 1: Domestic, business and putrescible waste***

- Obligations of the generators of domestic, business and putrescible waste

### ***Part 2: Garden and bulky waste***

- Generation, use and storage of garden waste and bulky waste
- Collection and disposal of garden waste and bulky waste



**Part 3: Building waste**

- Generation of building waste
- Storage of building waste
- Collection and disposal of building waste

***Part 4: Industrial waste***

- Generation and storage of industrial waste
- Collection, treatment and disposal of industrial waste

***Part 5: Special industrial, hazardous or health care risk waste***

- Generation of special industrial, hazardous or health care risk waste
- Storage and collection of special industrial, hazardous or health care risk waste

**CHAPTER 7: COMPLIANCE AND ENFORCEMENT*****Part 1: General duty***

- Duty of care

***Part 2: Powers and representations***

- Designation of a Waste Management Officer
- Identification documents
- Powers of authorised officials
- Powers to question
- Compliance notices
- Environmental audits
- Objections

***Part 3: Offences and penalties***

- Offences and penalties

**CHAPTER 8: MISCELLANEOUS**

- Ownership

**CHAPTER 9: GENERAL PROVISIONS**

- Repeal of by-laws
- Transitional arrangements
- Short title and commencement

**CHAPTER 10: SERVICE PROVIDERS**

## CHAPTER 1: INTERPRETATION AND FUNDAMENTAL PRINCIPLES

1.1. In this by-law unless the context indicates a contrary intention, an expression which denotes:

- I. any gender includes the other gender
- II. a natural person includes a juristic person and vice versa;
- III. the singular includes the plural and vice versa.

1.2 In this by – law the following expressions bear the meanings assigned to them below and cognate expressions bear corresponding meanings, unless such meanings are inconsistent with the context in which they occur

### 2. Definitions

In this by-law unless the context shows otherwise –

- (a) **“approved”** in the context of container means approved by the Municipality for the collection and storage of waste;
- (b) **“authorised official”** means any official of the Municipality who has been authorised by the Municipality to administer, implement and enforce the provisions of this by-law;
- (c) **“building waste”** includes all waste produced during the construction, alteration, repair or demolition of any structure and includes rubble, earth, vegetation and rock displaced during such construction, alteration, repair or demolition;
- (d) **“bulky waste”** means business or domestic waste which by virtue of its mass, shape, size or quantity cannot be stored in an approved container or which is inconvenient to remove as part of the municipal service described in Chapter 4;
- (e) **“business waste”** means waste, other than hazardous waste and healthcare risk waste which is generated on land or premises used wholly or mainly for commercial, retail, wholesale, entertainment, charitable or government administration purposes;
- (f) **“collection service”** means the service provided by the Municipality to collect and dispose of waste in accordance with these by-laws;
- (g) **“Constitution”** means the Constitution of the Republic of South Africa, 1996 (Act No.108 of 1996);
- (h) **“container”** means a disposable or reusable vessel in which waste is placed for storage, handling, transportation, treatment or disposal and includes bins, bin liners, mass containers, skip containers and wrappers;
- (i) **“domestic waste”** means waste, including hazardous waste that emanates from premises used wholly or mainly for residential, healthcare, sports or recreation purposes;
- (j) **“environment”** has the meaning assigned to it in section 1 of the National Environmental Management Act;
- (k) **“garden waste”** means waste generated as a result of normal

gardening activities, including grass cuttings, leaves, plants, flowers and other similar small and light organic matter;

- (l) **“Gazette”** means the North West Provincial Gazette;
- (m) **“hazardous waste”** means any waste that contains organic or inorganic elements of compounds that owing to the inherent physical, chemical or toxicological characteristics of that waste, have a detrimental impact on health and the environment;
- (n) **“healthcare risk waste”** means waste potentially capable of producing a disease and includes –
  - (i) laboratory waste;
  - (ii) pathological waste;
  - (iii) isolation waste;
  - (iv) genotoxic waste;
  - (v) infectious liquids and infectious waste;
  - (vi) sharps waste;
  - (vii) chemical waste; and
  - (viii) pharmaceutical waste;
- (o) **“local community”** in relation to the Municipality means that body of persons comprising-
  - (i) the residents in the municipal area,
  - (ii) the ratepayers of the Municipality,
  - (iii) any civic, non-governmental, private sector or labour organisation or body or organ of state which is involved in local affairs within the municipal area, and
  - (iv) visitors and other people residing outside of the municipal area who, because of their presence in that area, make use of services or facilities provided by the Municipality;
- (p) **“mass container”** means a container with a capacity of 6 cubic metres or more that is used for the storage of domestic waste;
- (q) **“municipal service”** means the service provided by the Municipality in accordance with Chapter 4 of this By-laws relating to the collection and disposal of waste, including domestic waste, business waste and putrescible waste;
- (r) **“Municipal Systems Act”** means the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000);
- (s) **“Municipality”** means Naledi Local Municipality established by Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998) and includes –
  - (i) its successor-in-title;
  - (ii) a structure or person exercising a delegated power or carrying out an

- instruction, where any power in these By-laws has been delegated or sub-delegated, or an instruction given, as contemplated in section 59 of the Municipal Systems Act, 2000 (Act No. 32 of 2000); or
- (iii) a service provider fulfilling a responsibility under these By-laws, assigned to it in terms of section 81(2) of the Systems Act, 2000, or any other law;
  - (t) **“National Environmental Management Act”** means the National Environmental Management Act, 1998 (Act No. 107 of 1998) and any regulations or notices passed pursuant thereto;
  - (u) **“National Environmental Management: Waste Act”** means the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008) and any regulations or notices passed pursuant thereto;
  - (v) **“nuisance”** means any injury, harm, damage, inconvenience or annoyance to any person which is caused in any way whatsoever by the improper handling or management of waste, including but not limited to, the storage, placement, collection, transport or disposal of waste, or by littering;
  - (w) **“occupier”** includes any person in actual occupation of land or premises without regard to the title under which he or she occupies, and, in the case of land or premises let, includes the person receiving the rent payable by the lodgers or tenants whether for his own account or as an agent for any person entitled thereto or interested therein;
  - (x) **“organ of state”** has the meaning assigned to it in section 239 of the Constitution;
  - (y) **“owner”** includes any person who has the title to land or premises or any person receiving the rent or profits of land or premises, or who would receive such rent or profits if such land or premises were let, whether for his or her own account or as an agent for any person entitled thereto or interested therein and in relation to land or premises on a sectional title register opened in terms of section 12 of the Sectional Titles Act, 1986 (Act No. 95 of 1986), means the body corporate as defined in that Act; beneficiary of a usufruct over immovable property or the fiduciaries of municipal property, and where the text so requires, includes the occupier of a property;
  - (z) **“pollution”** has the meaning assigned to it in section 1 of the National Environmental Management Act;
  - (aa) **“public road”** means any road, street or thoroughfare or any other place, whether a thoroughfare or not, which is commonly used by the public or any section thereof or to which the public or any section thereof has a right of access and includes –
    - (i) the verge of any such road, street or thoroughfare;
    - (ii) any bridge or drift traversed by any such road, street or thoroughfare; and
    - (iii) any other work or object forming part of or connected with or belonging to such road, street or thoroughfare;



- (bb) **“putrescible waste”** means waste generated by hotels, restaurants, food shops, hospitals, and canteens that must be collected on a more frequent basis than other types of waste, to prevent the waste from decomposing and presenting a nuisance or an environmental or health risk;
- (cc) **“recycle”** means reclaiming waste for further use and includes the separation of the waste from the waste stream for further use and processing of the separate material as the product or raw material;
- (dd) **“service provider”** means a person or institution or any combination of persons or institutions which provide a municipal service as defined in section 1 of the Municipal Systems Act;
- (ee) **“skip container”** means a container with a capacity of 4 cubic metres or more that is used for the storage of garden waste and building and demolition waste;
- (ff) **“special industrial waste”** means waste consisting of a liquid, sludge or solid substance, resulting from a manufacturing, industrial or mining process or the treatment or pre-treatment process for disposal purposes of any industrial or mining waste;
- (gg) **“tariff”** means the prescribed charge determined by the Municipality in terms of any applicable legislation for any service rendered by the Municipality in terms of these By-laws;
- (hh) **“waste”** includes any substance, whether solid, liquid or gaseous, which is discharged, emitted or deposited in the environment in such volume, constituency or manner as to cause an alteration to the environment, a surplus substance or which is discarded, rejected, unwanted or abandoned, re- used, recycled, reprocessed, recovered or purified by a separate operation from that which produced the substance or which may be or is intended to be re- used, recycled, reprocessed, recovered, or purified, identified as waste by prescribed regulation;
- (ii) **“Waste disposal facility”** means any site or premises used for accumulation of waste;
- (jj) **“waste handling facility”** means any facility on or in which waste is accepted, accumulated, handled, recycled, sorted, stored or treated prior to its transfer for treatment by way of incineration or for final disposal;
- (kk) **“Wrapper”** means a plastic or other approved material covering that totally encloses bales or slugs of compacted waste.
- (ll) **“Litter”** means waste, excluding hazardous waste, arising from activities in public areas that has not been deposited of in a public container,
- (mm) **“Service provider/ contractor”** means the person, firm or company whose tender/quotation has been accepted by or on behalf of the Municipality and includes the contractor’s heirs, executors, administrators, trustees, judicial managers, as the case may be, but

not, except with the written consent of the municipality, any assignee of the contractor

- (nn) " Vehicle" means any receptacle, motor vehicle, or any form of conveyance transporting waste."

### 3. Objective of the by-law"

The objective of this by-law is –

- (a) To provide for the effective delivery of the municipal service;
- (b) To protect the environment by providing reasonable measures for -
  - i. Ensuring that waste management, including the storage, collection, transportation, treatment and disposal of waste, is undertaken in a comprehensive and responsible manner;
  - ii. Minimising the consumption of natural resources;
  - iii. the minimisation of the generation of waste;
  - iv. the reuse and recycling of waste;
  - v. the safe disposal of waste; and
  - vi. achieving integrated waste planning.
- (c) generally to give effect to section 24 of the Constitution in order to secure an environment that is not harmful to the health and well-being of people.

### 4. "DUTY OF CARE

#### 4.1" DUTY OF THE MUNICIPALITY"

In fulfilling the rights contained in section 24 of the Constitution, the Municipality –

- (a) must seek to reduce the amount of waste that is generated and, where waste is generated, strive to ensure that waste is recycled or re-used in a responsible and environmentally sound manner before being disposed of; and
- (a) must apply this by-law in a manner that will achieve the progressive realisation of those rights.

#### 4.2 "DUTY OF THE PUBLIC"

- (1) Every person has a duty to manage any waste generated by his or her activities or the activities of those persons working under his or her direction in such a manner that the waste does not cause harm to human health or damage to the environment. In particular, the person must ensure that :
  - (a) Waste generation is avoided and where such waste cannot be avoided, minimise the toxicity and amounts of waste;
  - (b) Waste is reduced, reused, recycled or recovered;

- (c) Where waste must be disposed of, the waste is treated and disposed in an environmentally sound manner;
  - (d) The waste is managed in such a manner that it does not endanger health or the environment or cause nuisance through noise, odour or visual impacts.
- (2) Any person subject to the duty imposed in subsection (1) may be required by the Municipality or an authorised official to take measures to ensure compliance with the duty.
- (3) The measures referred to in subsection (2), that a person may be required to undertake include, but not limited to-
- (a) Investigation, assessment and evaluation of the impact that their activities, the process or a situation have on the environment;
  - (b) Informing and educating employees about the environmental risks of their work and the manner in which their tasks must be performed in order to avoid causing damage to the environment.
  - (c) Ceasing, modifying or controlling any act, process, situation or activity which causes damage to the environment;
  - (d) Containing or preventing the movement of pollutants or other cause of damage to the environment;
  - (e) Eliminating or mitigating any source of damage to the environment; or
  - (f) Rehabilitating the effects of damage to the environment

#### **5. Duty of the Municipality to provide a municipal service**

- (1) The Municipality has an obligation to the local community to progressively ensure efficient, effective, affordable, economical and sustainable waste collection services.
- (2) The duty referred to in subsection (1) is subject to –
- (a) the need for an equitable allocation of services to all people in the municipal area;
  - (b) the obligation of the local community to pay any reasonable prescribed tariff or charge;
  - (c) the right of the Municipality to differentiate between categories of users and geographical areas when setting service standards and levels of service for the provision of municipality services; and
  - (d) the right of the Municipality to limit the provision of collection services if there is a failure to comply with reasonable conditions set for the provision of such services: provided that where the Municipality takes action to limit the provision of services, the limitation shall not pose a risk to human health or the environment.
- (3) The Municipality must take the following factors into account in ensuring access to collection services-
- (a) The need to use resources efficiently;
  - (b) The need for service delivery to be affordable;
  - (c) The requirements of operational efficiency
  - (d) The requirements of equity; and

- (e) The need to protect human health and the environment.

## **6. “APPLICABLE LEGISLATION”**

- (1) The by-law must be read with any applicable provisions of the National Environmental Management Act and National Environmental Waste Act, inter alia.
- (2) The interpretation and application of these by-laws must be guided by the national environmental management principles set out in section 2 of the National Environmental Management Act.

## **7 Conflicts with other legislation**

- (1) In the event of any conflict between a section of this by-law and national or provincial legislation, the national legislation prevails.
- (2) “In the event of any conflict with any other by-laws which directly or indirectly, within the jurisdiction of the municipality, regulates waste management, the provisions of this by-law shall prevail to the extent of the inconsistency.”

## CHAPTER 2: WASTE MANAGEMENT PLANNING

### 8 Development of Waste Management Plan

- (1) The Municipality must include in its integrated development plan contemplated in Chapter 5 of the Municipal Systems Act, a waste management plan for its area of jurisdiction.
- (2) The Municipality may amend a waste management plan from time to time and must review a waste management plan at least every five years.

### 9 Contents of Waste Management Plan

- (1) The waste management plan must be consistent with any relevant provincial waste management plan and must –
  - (a) seek to –
    - (i) give effect to the objective of this by-law;
    - (ii) identify and address the negative impact of poor waste management practises on health and the environment;
    - (iii) provide for the implementation of waste minimisation, recycling and re-use programmes;
    - (iv) provide for the delivery of waste management services to all residential and business premises;
    - (v) ensure that there are adequate disposal facilities for the disposal of waste;
    - (vi) identify measures that are required to give effect to the objects of this by-law;
    - (vii) ensure that members of the public have access to education and awareness initiatives on waste management matters; and
    - (viii) give effect to best environmental practice in respect of waste management.
  - (b) include such other matters as may be required by any other legislation; and
  - (c) describe how the Municipality will give effect to its waste management plan.

## CHAPTER 3: WASTE INFORMATION SYSTEM

### 10 Establishment of waste information system

- (1) The Municipality may establish and maintain a waste information system for the collection and management of information.



- (2) The waste information system must comply with the requirements of any national or provincial legislation regulating the collection and management of information on waste and may include information on –
- (a) significant sources of waste generation;
  - (b) the quantity, type, characteristics and composition of waste generated, re-used, recycled, recovered, transported, treated and disposed of;
  - (c) the impacts of the generation, storage, re-use, recycling, recovery, treatment and disposal of waste on the environment;
  - (d) matters that are necessary for waste management planning and service delivery;
  - (e) compliance with this by-law; and
  - (f) any other matter that is necessary for the purposes of administering an effective waste management system.

## **11 Purpose of waste information system**

- (1) The purpose of the waste information system is to –
- (a) record and provide data and information for waste management planning undertaken by the Municipality;
  - (b) monitor waste management generally;
  - (c) provide information to organs of state and the public –
    - (i) for education, research and development purposes;
    - (ii) for planning and the undertaking of environmental impact assessments;
    - (iii) for public safety and disaster management;
    - (iv) on the status of waste generation, transportation, treatment and disposal; and
    - (v) the impacts of waste on the environment.

## **12 Provision of information**

The Municipality may by written notice require any person or business entity to provide data, information, documents, samples or materials to the Municipality that are reasonably required for the purposes of the waste information system or the management of waste, within a reasonable time or on a regular basis.

## **13 Access to information**

- (1) The public is entitled to the information contained in the waste information system subject to any limitations imposed by law and the payment of a reasonable charge determined by the Municipality.
- (2) The Municipality must take steps to ensure that the information provided to the public is in a reasonably accessible format.

# **CHAPTER 4: MUNICIPAL SERVICE**

## **14 Provision of municipal service**

- (1) The Municipality must as far as reasonably possible and subject to this by-law, provide a municipal service –
  - (a) for the collection of domestic and business waste on a regular basis; and
  - (b) for the collection of putrescible waste on a frequent basis.
- (2) The Municipality may offer a municipal service in respect of the wastes regulated in Chapter 5.
- (3) In addition to any other service provided by the Municipality, the Municipality must take measures to facilitate the recycling and re-use of waste.

## **15 Basis on which municipal service is provided**

- (1) In providing a municipal service, the Municipality may determine, in writing or by notice in the *Gazette* -
  - (a) containers that are approved for the purposes of the municipal service;
  - (b) the maximum quantity of waste that will be collected without the need for an additional service or payment of an additional fee;
  - (c) the locations from which waste will be collected;
  - (d) types of waste that are not suitable for collection;
  - (e) types of waste that must be stored separately from any other waste;
  - (f) in the case of domestic and business waste, the frequency and times of the collection service;
  - (g) which residential or commercial land or premises require an increased frequency of collection for reasons of health, safety or environmental protection; and

- (h) requirements in respect of access to areas used for storing waste on land or premises that are constructed or reconstructed after the commencement of this By-laws.
- (2) Any container provided by the Municipality to for the purposes of this by-law remains the property of the Municipality.

## **CHAPTER 5: GENERAL WASTE MANAGEMENT MEASURES**

### ***Part 1: Waste minimisation, recycling and re-use***

#### **16 Requirements in respect of waste minimisation, recycling and re-use**

- (1) Nothing in this by-law shall be construed as prohibiting the recycling or re-use of waste that is not hazardous.
- (2) Recyclable waste must be taken to a waste handling facility which is appropriately permitted, if applicable.

### ***Part 2: Transportation and disposal of waste***

#### **17 Transportation of waste**

- (1) Any person who transports waste must take all reasonable steps to prevent spillage of the waste or littering from a vehicle used to transport waste.
- (2) Any waste that is accidentally spilled from a vehicle must be promptly cleaned up or retrieved.
- (3) Where waste is transported for the purposes of treatment or disposal, a person transporting the waste must ensure that the facility or place to which the waste is transported is authorised to accept such waste prior to offloading the waste from the vehicle.
- (4) A person who is in control of a vehicle, or in a position to control the use of a vehicle which is used to transport waste for the purpose of disposing of the waste is deemed to knowingly cause that waste to be disposed of.
- (5) Every person who intends transporting special industrial, hazardous or radioactive waste through the area of the Municipality must notify the Municipality, in writing, of –
  - (a) the substances to transported;
  - (b) the times when the substances will be transported;
  - (c) the transportation routes that will be used; and
  - (d) contingency arrangements that have been made in respect of any accident or emergency incident that may occur;
- (6) On receipt of a notice in terms of subsection (5), the Municipality may indicate that an alternate time or route of transportation must be followed.

**18 General requirements for the disposal of waste**

- (1) Waste generated within the area of the Municipality must be disposed of at a waste disposal facility that has been permitted to accept such waste as directed by the Municipality or, alternatively, in terms of the provisions of any law regulating the disposal of waste.
- (2) No person shall burn any waste except at an incinerator permitted to accept such waste as directed by the Municipality or, alternatively, in terms of the provisions of any law regulating the disposal of waste.

**19 Disposal of specified wastes**

- (1) The Municipality may by notice in the Gazette direct that waste specified in the notice must be disposed of at a designated waste disposal facility or waste handling facility.
- (2) No person may dispose of waste specified in a notice in terms of subsection (1) at a waste disposal facility or waste handling facility which is not designated in the notice.

**20 Conduct at waste disposal facility, mini disposal sites and transfer stations**

- (1) Any person who enters a waste disposal facility must –
  - (a) enter the waste disposal facility at an access point designated by the person in charge of the waste disposal facility;
  - (b) present the waste for weighing in a manner required by the Municipality, if required to do so;
  - (c) provide the Municipality, or person in charge of the waste disposal facility, drop off site and Transfer Stations on request, with information regarding the composition of any waste brought to the facility;
  - (d) comply with any instruction issued by the person in charge of the waste disposal, Drop off site and Transfer Stations, facility with regard to access to the actual place where, and the manner in which, the waste should be deposited;
  - (e) comply with any other conditions imposed by the Municipality from time to time; and
  - (f) pay any applicable charge.
- (g) No person enter a landfill site or refuse transfer station or mini disposal site controlled by the council for any purpose other the

disposal of refuse in terms of this by-law, and then only at such times and between such hours as the council may from time to time determine and as displayed at the waste disposal site.

- (2) No person may –
  - (a) enter a waste disposal facility, Drop off site and Transfer Stations for any purpose other than the disposal of waste in terms of this By-law, unless authorised to do so by the operator and then only at such times and on such conditions as the Municipality or operator may from time to time determine;
  - (b) dispose of waste at a waste disposal facility, Drop off site and Transfer Stations which is not permitted for such waste; or
  - (c) light a fire upon or near any disposal facility, Drop off site and Transfer Stations area without authorization.
- (3) Any person who contravenes subsection (2) will be liable for all reasonable costs incurred by the Municipality in remedying the situation;
- (4) The Municipality, operator or any other persons duly authorized by the Municipality may inspect the content and nature of waste to be disposed of or processed and may take samples and test any waste found on any vehicle to ascertain its composition.
- (5) Any person contravening any of the provisions of this section shall be guilty of an offence and may be refused entry or removed from a waste disposal facility.

### ***Part 3: Littering, dumping and abandoned articles***

#### **21. Prohibition of littering**

- (1) No person may litter or cause the littering of waste.
- (2) Littering shall include the –
  - (a) throwing, dropping or discarding of litter onto any place other than a place or container that has been specifically provided for that purpose;
  - (b) sweeping of waste into a gutter, onto a road reserve or onto any other public place;
  - (c) depositing domestic, commercial or garden waste in a container designed for the depositing of litter; and
  - (d) disturbing or removing litter from a container which has been placed for the purposes of collecting litter in such a way that the litter is spilled.
- (3) Notwithstanding the provisions of subsections (1) and (2) above, the Municipality, or owner in the case of privately owned land to which the public has access, shall within a reasonable time after



any litter has been discarded, dumped or left behind, remove such litter or cause it to be removed before the litter becomes a nuisance or ground for complaint.

**22. Duty to provide facilities for litter**

- (1) The Municipality, or owner in the case of privately owned land, must take reasonable steps to ensure that sufficient and appropriate containers or places are provided for the discarding of litter by the public, in any place to which the public has access.
- (2) The Municipality, or owner of privately owned land, must ensure that a container that is provided for the purposes of collecting litter is –
  - (a) maintained in good condition;
  - (b) suitably weighted and anchored so that it cannot be inadvertently overturned;
  - (c) constructed in such a manner as to ensure that it is weatherproof and animal proof;
  - (d) of suitable size to contain all litter generated on the land or premises;
  - (e) placed in a location convenient for the use of users or occupants of the land or premises to discourage littering or the unhealthy accumulation of waste; and
  - (f) is emptied and cleansed when it becomes full.

### **23. Prohibition of unauthorised disposal/ dumping and abandoning articles**

- (1) No person may deposit or permit the depositing of any waste whether for gain or reward or otherwise, upon any land, in any building of which he or she is the owner or occupier or in any sewer, storm water, drainage system or watercourse unless the depositing of the waste is in accordance with this by-law or any other legislation regulating the management of waste.
- (2) Subject to any provisions to the contrary contained in this By-law, no person may –
  - (a) leave any article or allow any article under his or her control to be left at a place with the intention of abandoning it;
  - (b) carry out an activity described in (a) in such a manner or in such circumstances that would cause reasonable person to consider that the article had been left with the intention of abandoning it.
- (3) The local authority may at the expense of an owner of land, person in control of land or a person who occupies the land rehabilitate any damage caused to the environment as a result of the activity or failure of the person referred to in subsection (1) to take reasonable measures to prevent unauthorised disposal or dumping
- (4) Any article, other than a motor vehicle deemed to have been abandoned in contemplated in regulation 320 of the National Traffic Regulations, 2000 made under the National Road Traffic Act, 1996, and which, in the light of such factors as the place where it is found, the period it has been lying at such place and the nature and condition of such article, may be reasonably regarded by the Municipality to have been abandoned, may be removed and disposed of by the Municipality.
- (5) The Municipality may remove and dispose of any article which is chained or fastened to any pole, parking meter or other property belonging to the Municipality without authorisation.

## **CHAPTER 6: MANAGEMENT OF DOMESTIC, BUSINESS AND PUTRESCIBLE WASTE, GARDEN AND BULKY WASTE, BUILDING WASTE, INDUSTRIAL AND RECYCLABLE WASTE AND SPECIAL INDUSTRIAL, HAZARDOUS AND HEALTH CARE RISK WASTE**

### ***Part 1: Domestic, business and putrescible waste***

#### **24. Obligations of generators of domestic waste, business waste and putrescible waste**

- (1) Domestic waste, business waste and putrescible waste must be stored in an approved container by the generator of that waste: Provided that business waste must be compacted and stored in a wrapper where required by the Municipality in writing.

- (2) No person may allow an animal in his or her control to interfere with, overturn or damage a container, which has been placed for collection. On the written request of the owner or occupier of the land or premises, on which garden waste or bulky waste is generated, the municipality may deliver an additional approved container for the purpose of storing that waste, at a prescribed tariff.
- (3) The occupier of land or premises must ensure that –
- (a) hot ash, unwrapped glass, health care waste or other domestic, business or putrescible which may cause damage to approved container or injury or harm to the Municipality's employees is placed in an approved container
  - (b) material, including any liquid, which by reason of its mass or other characteristics is likely to render an approved container unreasonably difficult for employees of the Municipality to lift, handle or carry is placed in an approved container;
  - (c) every approved container on the land or premises is kept closed except when waste is being deposited into it or the container is being emptied;
  - (d) every approved container is kept in a clean and hygienic condition;
  - (e) no approved container supplied by the Municipality is used for any purpose other than the storage of domestic waste, business waste or putrescible waste;
  - (f) an approved container is placed outside the entrance of the land or the premises before a time and on a day of the week specified by the Municipality, except where the Municipality has indicated, in writing, that it is satisfied that a person is physically infirm or otherwise incapable of complying with this provision;
  - (g) an approved container, placed in accordance with paragraph (f) is not damaged and is properly closed so as to prevent the dispersal of its contents; and
  - (h) putrescible waste is stored separately from other types of waste.
- (4) The owner or occupier of land or premises must provide a space, and any other facility considered necessary by the Municipality, on the land or premises for the storage of approved containers which must –
- (a) be in a position on the land or premises which will allow the storage of any approved container without it being visible from a public road or public place;
  - (b) in the case of putrescible waste being generated on the land or premises and where approved containers are not placed on the kerb for collection, be in a position which will allow for the collection and removal of that waste by the Municipality's employees without

- hindrance; and not be more than 20 metres from the entrance to the land or premises for the collection of waste by the Municipality;
- (c) be located in such a manner that, where approved containers are not placed on the kerb for collection, access to space for the Municipality's waste collection vehicles is convenient; and
  - (d) comply with any further requirements imposed by the Municipality by written notice to the owner or occupier of the land or premises.
- (5) The owner of land or premises must pay the prescribed fee to the Municipality for the municipal service, irrespective of the extent to which the owner makes use of the service.
- (6) The prescribed fee referred to in subsection (5) becomes due and payable on the date indicated in the account submitted by the Municipality.

## ***Part 2: Garden and bulky waste***

### **25. Generation, use and storage of garden waste and bulky waste**

- (1) Garden waste may be composted: Provided that such composting does not cause a nuisance through odour or the attraction of vectors.
- (2) On the written request of the owner or occupier of the land or premises on which garden waste or bulky waste is generated, the Municipality may deliver an approved container for the purpose of storing that waste.

### **26. Collection and disposal of garden waste and bulky waste**

- (1) The owner or occupier of land or premises on which garden waste is generated and which is not composted, or on which bulky waste is generated, must ensure that the garden waste or bulky waste is disposed of within a reasonable time after the generation of the waste and before the waste causes a nuisance or health risk.
- (2) Any person who collects or removes garden waste or bulky waste from the land or premises on which it was generated must –
  - (a) take the garden waste to a composting facility; or
  - (b) dispose of the waste at a garden waste handling facility, subject to the provisions of subsection (3), or another facility designated by the Municipality for that purpose and in accordance with the provisions of this by-law.

- (3) A person who collects and removes garden waste as part of a garden service may not dispose of that waste at a garden waste handling facility unless permitted to do so by the Municipality.
- (4) The collection and disposal of garden and bulky waste is not the responsibility of the Municipality. The owner or the occupier of the land or premises bears the responsibility for the disposal of garden and bulk waste.

### ***Part 3: Building waste***

#### **27 Generation of building waste**

- (1) The owner or occupier of land or premises on which building waste is generated must notify the Municipality, in writing and at least 14 days before the waste will be generated, of the owner or occupier's intention to generate building waste and the manner in which it will be removed and disposed of.
- (2) The owner or occupier of land or premises on which building waste is generated must ensure that –
  - (a) until such time as the building waste is removed from the land or premises, all building waste, together with the containers used for the storage of the waste, is kept on the land or premises on which the waste was generated;
  - (b) the land or premises on which the building waste is generated do not become unsightly or the source of a nuisance as a result of the accumulation of building waste or dust;
  - (c) any building waste that is blown off the land or premises is promptly retrieved; and
  - (d) any instructions from the Municipality in respect of structures that are necessary to contain the building waste are complied with.

#### **28 Storage of building waste**

- (1) Building waste must be stored separately from any other waste that may be generated on the land or premises.
- (2) Every container used for the storage of building waste must -
  - (a) have the name, address and telephone number of the person in control of such container clearly marked on it;
  - (b) be fitted with reflecting chevrons or reflectors that completely outline the front and the back of the container; and
  - (c) be covered at all times except when waste is being deposited into the container or when the container is being emptied.



- (3) The Municipality may determine the conditions in terms of which an approved container for the storage of building waste may be placed in the road reserve.

## **29 Collection and disposal of building waste**

- (1) All building waste must be disposed of at a waste disposal facility designated and authorised for that purpose, unless the Municipality has given written consent for the building waste to be used for the purposes of land reclamation or for recycling.
- (2) Any person who makes use of the services of another person to remove building waste must be satisfied that the building waste will be collected and disposed of in terms of this by-law.
- (3) A consent referred to in subsection (1) may be given subject to conditions, as the Municipality may deem necessary.

## ***Part 4: Industrial waste***

### **30 Generation and storage of industrial waste**

The owner or occupier of land or premises on which industrial waste is generated, must ensure that until such time as that waste is collected -

- (a) the waste is stored in a bulk container or other approved container;
- (b) the container in which the waste is stored, is not kept or placed in a public place except when being collected; and
- (c) that no nuisance or health risk, including but not limited to dust, is caused by the waste in the course of generation, storage or collection.

### **31 Collection, treatment and disposal of industrial waste**

- (1) The owner or occupier of land or premises generating industrial waste must ensure that the waste is collected within a reasonable time after the generation thereof and before that waste causes a nuisance.
- (2) The owner or occupier of premises on which building waste is generated must ensure that the waste is disposed of at a facility designated for that purpose by the municipality.

## ***Part 5: Special industrial, hazardous or health care risk waste***

**32 Generation of special industrial, hazardous or health care risk waste**

- (1) No person may carry on an activity that will result in the generation of special industrial, hazardous or health care risk waste, without notifying the Municipality in writing and prior to the generation of such waste, of –
  - (a) the composition of that waste;
  - (b) the estimated quantity of waste to be generated;
  - (c) the method and proposed duration of storage of the waste;
  - (d) the manner in which the waste will be collected and disposed of.
  - (e) The Municipality may require the notification referred to in subsection (1) to be substantiated by an analysis of the composition of the waste concerned which is certified by an appropriately qualified industrial chemist within a period indicated by the Municipality.
- (2) A person who has an obligation in terms of subsection (1) must notify the Municipality in writing of any change in respect of the generation, composition, quantity, manner of storage, method or location of disposal of the special industrial, hazardous, or health care risk waste.

**33 Storage and collection of special industrial, hazardous or health care risk waste**

- (1) A person responsible for generating special industrial, hazardous or health care risk waste, must store the waste on the land or premises where it was generated until it is collected in such a manner that it does not become a nuisance or cause harm to human health or damage to the environment, and in accordance with the requirements of any applicable legislation relating to buildings.
- (2) Any person generating special industrial, hazardous or health care risk waste is responsible for ensuring that the waste is treated or disposed of at a waste disposal facility designated by the Municipality or at a waste disposal facility that is authorised to receive such waste.

**CHAPTER 7: COMPLIANCE AND ENFORCEMENT*****Part 1: General duty*****34 Duty of care**

- (1) Subsection (3) does not apply to the owner or occupier of land or premises on domestic waste is produced where such waste is collected by a Municipality or municipal service provider.
- (2) The Municipality may issue a Code of Practise to provide guidance on how duty imposed by this section must be discharged.
- (3) The Municipality may, after consultation with any other stakeholders concerned and after having given adequate opportunity to affected persons to inform it of their relevant interests, direct any person who fails to take the measures required under subsection (1) to—
  - a) cease an activity;
  - b) investigate, evaluate and assess the impact of specific activities and report thereon;
  - c) commence taking specific reasonable measures before a given date;
  - d) diligently continue with those measures; and
  - e) complete them before a specified reasonable date:

Provided that if urgent action is necessary for the protection of the environment, the Municipality may issue such directive and give the person an opportunity to comment, as soon thereafter as is reasonable.

- (4) Should a person fail to comply, or inadequately comply, with a directive under subsection (3), the Municipality may take reasonable measures to remedy the situation.
- (5) The Municipality recover all costs incurred as a result of it acting under subsection (4) from –
  - (a) any person who is or was responsible for, or who directly or indirectly contributed to, the pollution or degradation or the potential pollution or degradation;
  - (b) the owner of the land at the time when the pollution or degradation or the potential for pollution or degradation occurred, or that owner's successor in title;
  - (c) the person in control of the land or any person who has or had a right to use the land at the time when—
    - (i) the activity or the process is or was performed or undertaken; or
    - (ii) the situation came about; or
  - (d) any person who negligently failed to prevent—
    - (i) the activity or the process being performed or undertaken; or
    - (ii) the situation from coming about.

## ***Part 2: Powers and representations***

**35. Designation of a Waste Management Officer**

- (1) The council must, subject to the by law governing the people service, designate an official within its administration to be styled as the Waste Management Officer.
- (2) Subject to subsection 35(1), the Waste Management Officer may also be designated as an environment management officer, as contemplated in section 31(c) of the NEMA; as amended.
- (3) The Waste Management Officer shall; under the directions of the council; exercise the duties and powers assigned to him under this by- law.

**36. Identification documents**

- (1) An official who is authorised to discharge a duty or function in terms of this by-law must, on appointment, be issued with an identification document by the Municipality which contains the name, powers and function of that official and a photograph of the official.
- (2) Any official who exercises a power or performs a function or duty in terms of this by-law must present the identification document issued in terms of subsection (1) on demand by a member of the local community.

**37. Powers of authorised officials**

1. In addition to the powers, functions and duties an authorised official has by virtue of his appointment, an authorised official may, with the consent of the owner or person in charge of a vehicle or other mode of conveyance, search that vehicle or other mode of conveyance.
2. If consent is not obtained in terms of subsection (1), a vehicle or other mode of conveyance may be searched, or stopped and searched.
3. If, in the opinion of an authorised official any search of a vehicle or other mode of conveyance, in terms of subsection (1) or (2), gives rise to the reasonable apprehension that the presence of waste in or on such vehicle or other mode of conveyance is a serious and immediate danger to human health or to the environment, the authorised official or designated officer must instruct the owner or person in control of the vehicle concerned in writing to take the steps specified in that instruction which, in the opinion of such official, are necessary to mitigate harm to human health or damage to the environment.

**38. Powers to question**

1. For the purposes of administering, implementing and enforcing the provisions of this by-law, an authorised official or designated officer, may, require any person to disclose information, either orally or in writing, and either alone or in the presence of a witnesses, on any matter to which this by-law relate and require that the disclosure be made on oath or affirmation.
2. An authorised official or designated officer may for the purposes of subsection (1) are accompanied by an interpreter and any other person reasonably require assisting that official or officer.

**39. Compliance notices**

- (1) If, in the opinion of an authorised official, a person has contravened or is contravening any provision of this by-law, that official may issue a written compliance notice and serve it on the person concerned.
- (2) A compliance notice must set out—
  - (a) details of the conduct constituting non-compliance;
  - (b) any steps the person must take and the period within which those steps must be taken;
  - (c) any thing which the person may not do, and the period during which the person may not do it; and
  - (d) the procedure to be followed in lodging an objection to the compliance notice with the Municipality.
- (3) An authorized official may, on good cause shown, vary a compliance notice and extend the period within which the person must comply with the notice.
- (4) A person who receives a compliance notice must comply with that notice within the time period stated in the notice unless the Municipality has agreed to suspend the operation of the compliance notice in terms of subsection (5).
- (5) A person who receives a compliance notice and who wishes to lodge an objection in terms of section 41(1) may make representations to the Municipal Manager, as the case may be, to suspend the operation of the compliance notice pending finalisation of the objection.

**40. Environmental audits**

- (1) The Municipality may require any person to submit an environmental audit conducted by an independent person in a form indicated by the Municipality and to the satisfaction of the Municipality where the Municipality reasonably suspects that the person has on one or more occasions undertaken an activity, or permitted an activity to be undertaken, that has caused, or which is likely to cause harm to human health or damage to the environment.
- (2) Any information in an audit report or other documentation supplied to the Municipality in connection with an audit may be taken into consideration by the Municipality and used for the purposes of this by-law.
- (3) Any person who fails to submit information or submits false or misleading information during the compilation of the audit shall be guilty of an offence.



#### **41. Objections**

1. Any person who receives compliance notice has been served may make an objection to the Municipality, by submitting a sworn statement or affirmation to the Municipality within 21 days of the service of the compliance notice.
2. An objection not lodged within 21 days must not be considered unless the person concerned has shown good cause and the Municipality condones the late lodging of the objection.
3. The Municipality must consider an objection and any response thereto by an authorised official or any other person, if any, and may conduct any further investigation to verify the relevant facts.
4. If the Municipality conducts a further investigation, the results of such investigation must be made available to the person who made the objection, who must be given an opportunity to respond thereto and the Municipality must consider such response.
5. A decision of the Municipality must be in writing and may -
  - (a) confirm, alter or set aside in whole or in part, the compliance notice concerned; and
  - (b) must, if relevant, specify the period within which the person concerned must comply with the order.
6. If a person makes an objection in terms of subsection (1), any requirement to comply with the compliance notice concerned, is not suspended pending the Municipality's consideration of the objection unless the Municipality indicates otherwise.
7. If person fails to comply with such an order in terms of subsection (5), the Municipality may itself take the steps required and recovered any reasonable and necessary expenditure which it has incurred or may incur in taking those steps, from that person.

### ***Part 3: Offences and penalties***

#### **42. Offences**

- (1) A person is guilty of an offence if that person –
  - (a) provides incorrect or misleading information in any document submitted to the Municipality in terms of this by-law;

- (b) contravenes or fails to comply with a requirement of this by-law;
  - (c) fails to comply with an instruction given in terms of this by-law; or
  - (d) obstructs or hinders any authorised official of the Municipality in the execution of his or her duties under this by-law.
- (2) A person who is guilty of an offence and is liable on conviction to a fine not exceeding R5000.00 as determined by a competent Court from time to time or in default of payment imprisonment not exceeding 6months or both.
- (3) A person who commits a continuing offence is liable on conviction to a further fine not exceeding R20.000.00 determined by a competent court from time to time or in default of payment imprisonment not exceeding 12months or both.
- (4) A fine contemplated in subsection (2) and (3) must be determined with due consideration of:
- (a) The severity of the offence in terms of the its impact, or potential impact on health , well-being, safety and the environment, and
  - (b) The monetary or other benefits which accrued to the convicted person through the commission of the offence.

## **CHAPTER 8: MISECELLANEOUS**

### **43. Ownership**

1. A person who generates waste is the owner of that waste until it is collected by the municipality.
2. The Municipality is the owner of any waste that is collected by the Municipality or any waste is disposed of at a waste disposal facility owned by the Municipality.
3. Any person who abandons any article is liable for the damage which that article may cause as well as for the cost of removing that article, notwithstanding the fact that such person may no longer be the owner thereof.
4. Any person who transfers or disposes of waste contrary to the provisions of this by-law remains liable for any loss, damage or harm that is caused by that waste notwithstanding the fact that such person may no longer be the owner thereof.

## **CHAPTER 9: GENERAL**

### **44. Repeal of By-laws**

Any other By- law adopted by the municipality relating to Waste Management are from the date of promulgation of this by-Law repealed to the extent set out in the third column.

**45. Transitional arrangements**

If any person has been generating special industrial, hazardous or healthcare risk waste as a result of activities which commenced prior to the commencement of this by-law, the notice contemplated in section 32 must be furnished to the Municipality within 180 days of the commencement of this by-law.

**46. Short title and commencement**

This by-laws take effect on the date of publication in the Gazette and may be cited as the Waste Management by-law,

**CHAPTER 10: SERVICE PROVIDERS**

- The Municipality may discharge any of its obligations by entering into a service delivery agreement with a service provider or providers in terms of Municipal Systems Act, 200.
- Subject to the provisions of the Municipal systems Act or any other legislation, the Municipality may assign to a service provider any power enjoyed by the municipality under these by-laws: provided that the assignment is required for the service provider to discharge an obligation under its service delivery agreement, but the accountability shall remain with the Municipality.
- Any reference in these by-laws to "Municipality or service provider" should be read as the "Municipality" if the Municipality has not entered into a service delivery agreement, and should be read as "service provider" if the municipality has entered into a service delivery agreement.
- Service providers must provide services in accordance with a customer charter which must be drawn up in consultation with the Municipality and which must-
  - (a) Accord with the provisions of these by-laws;
  - (b) Be accessible to the public;
  - (c) Establish the conditions of the service including collection times; and
  - (d) Provide for the circumstances in which Municipal services may be limited.

**SCHEDULE 1****Repeal of By-laws**

<b>No and year of by-law</b>	<b>Title</b>	<b>Extent of repeal</b>

LOCAL AUTHORITY NOTICE 5 OF 2019

# **NALEDI LOCAL MUNICIPALITY**



## **ADVERTISING SIGNS BY LAW 2015**



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39. **SERVING OF NOTICES**  
40. **REPEAL OF BY-LAWS**

1. **DEFINITIONS**

In this by-law, unless the context otherwise indicates means—

**“Advertisement”** any means any advertisement, advertising device, representation of a word, name, letter, figure or object or abbreviation of a word or name, or any sign or symbol; or any light which is not intended solely for illumination or as a warning against any danger, which is visible from any street or public place;

**“Advertising hoarding”** means any screen, fence, wall or other structure used, or intended to be used, for the purpose of posting, displaying or exhibiting any advertisement and includes a sign board;

**“Advertising sign”** means any advertisement or object, structure or device which is in itself an advertisement or which is used to display an advertisement, in view of any street or public place;

**“Animated sign”** means any sign, electrically operated or activated by natural forces on which the representation is changed intermittently by any alteration in colour, flashing lights, etc. by the appearance or disappearance of the whole representation or any part thereof, or by any other intermittent alteration of the representation or its illumination;

**“Approved”** means approved by the Council and “approval” has a corresponding meaning;

**“Arcade”** means a covered pedestrian thoroughfare not vested in the Council in terms of section 63 of the Local Government Ordinance, 1939 (Ordinance No 17 of 1939, whether or not located at ground level passing wholly or partly through a building and to which the public normally has regular and unrestricted access;

**“Areas of maximum control”** an area determined by Council for the purposes of section 9 of this by-law

**“Areas of partial and minimum control”** an area determined by Council for the purposes of section 9 of this by-law

**“Block of neighbourhood watch”** a voluntary association operating under an approved constitution with the purpose to protect the property of the members

**“Canopy”** a structure in the nature of a roof projecting from the façade of a building and cantilevered from that building or anchored otherwise than by columns or posts;

**“Central Business District”** an area or areas determined by Council for the purposes of this by-law

**“Charge determined by the Council”** the appropriate charge either fixed or review and determined annually by the Council;

**“Council”** the Naledi Local Municipal Council and includes the Mayor, Political Office Bearers, Political Structures, Municipal Manager and any other official who has delegated powers in terms of section 59 of the Local Government: Municipal Systems Act (Act 32 of 2000);



**“custom made billboard”** a billboard between 8m and 81m which feature special effects such as internal illumination, specialist character cut-outs and three-dimensional presentations;

**“Directional sign”** means a sign indicating the direction to any place, undertaking or activity for the purpose of advertising or directing public attention as contemplated in the definition of “advertisement”;

**“Director: Engineering Services”** an official appointed by Council to be in charge of the Directorate: Engineering Services and who report to the Municipal Manager or an official acting in his or her stead;

**“Director: Electrical Engineering Services”** an official appointed by Council to be in charge of the Directorate: Electrical Engineering Services and who report to the Municipal Manager or an official acting in his or her stead

**“erf”** any piece of land registered in a deed registry, an erf, lot, plot, stand or agricultural holding;

**“Flashing sign”** a sign in which a symbol, figure, message or illustration intermittently appears and/or is illuminated with light of varying colour or intensity;

**“Illuminated sign”** a sign the continuous or intermittent functioning of which depends upon it being illuminated;

**“moveable temporary sign”** a sign not permanently fixed and not intended to remain fixed in one position, but does not include any moving part in a fixed permanent sign;

**“poster”** any placard announcing or attracting public attention to any meeting, event, function, activity or undertaking or to the candidature of any person nominated for election to parliament, the local government or similar body or to a referendum;

**“Projected sign”** any sign projected by a cinematograph or other apparatus, does not include a sign projected onto the audience’s side of a drive-in cinema screen during a performance;

**“Projected sign”** means a sign projected by a cinematograph or other apparatus, but does not include a sign projected onto the audience’s side of a drive-in cinema screen during a performance;

**“Projecting sign”** a sign, whether stationery or actuated, attached to and protruding from the façade of a building

**“Public place”** means and shall include any road, street thoroughfare, bridge, subway, foot pavement, foot path, side walk, lane, square, open space, garden, park or enclosed space, the side of a boundary wall/fence that faces the public which vests in the Council; or any area which is in the undisturbed use of the public or to which the public have the right to use;

**“Pylon sign”** means any sign whether stationary or actuated displayed on or forming an integral part of a pylon, mast, tower or similar structure other than a building or an advertising hoarding;

**“Residential purposes”** means the use of a building or portion thereof as a dwelling house, and/or two or more dwelling units. And/or hostel, a boarding house and/or a residential club;

**“Road traffic sign”** means any road traffic sign as defined in Section 1 of the Road Traffic Ordinance, as amended or any amendment to or replacement of such ordinance;

**“Rotating sign”** means a sign which rotates about any axis;

**"SAMOAC"** is the South African Manual for Outdoor Advertising Control compiled and published by the Department of Environment Affairs and Tourism in conjunction with the Department of Transport, April 1998;

**"Sign"** any advertisement and any object, structure or device which is in itself an advertisement, in, or view of any street, or which is used to display an advertisement, but does not include an advertising hoarding or any motor vehicle, or animal drawn vehicle with an advertisement thereon;

**"Sky sign"** means any sign erected or placed on or above any roof, parapet wall or the eaves of a building, but does not include a rotating sign referred to in section 16, or a sign painted on a roof of a building;

**"Storey"** means that space within a building which is situated between one floor level and the floor level next above, or if there is no floor above, the ceiling or roof above, and if there are no clearly defined storeys, the height of a storey shall be taken as 4,5m;

**"Street"** means and shall include any street, road or thoroughfare shown on the general plan of a township, or a township to be proclaimed within the area of jurisdiction of the Council, agricultural holding or any other division of land or in respect of which the public have acquired a prescriptive or other right of way and which vests in the Council;

**"Town Planning Scheme"** means a scheme approved in terms Land Use Planning Ordinance 15 of 1985;

**"Veranda"** a structure in the nature of a roof attached to or projecting from the façade of a building and supported along its free edge by columns or posts;

## 2. APPLICATIONS FOR COUNCIL'S APPROVAL FOR SIGNS AND ADVERTISING HOARDINGS

1. No person shall display or erect any sign or advertising hoarding or use any structure or device as a sign or a sign or advertising hoarding without first having obtained the written approval of the Council: Provided that provisions of this section shall not apply to signs contemplated in Section 4,7,8,9,10,17,18,19,22,23,24,25 and 26.
2. No sign displayed with the approval of the Council shall in any way be altered, moved, re-erected nor shall any alteration be made to the electrical wiring system of such sign except for the purposes of renovation or maintenance, without the further approval of the Council required in terms of subsection 2(1).
3. An application in terms of subsection 2(1) shall be signed by the owner of the proposed sign or advertising hoarding and by the owner of the land or building on which the sign or advertising hoarding is to be erected or displayed, or on behalf of the owner and shall be accompanied by-
  - (a) a block plan of the site in which the sign or advertising hoarding is to be erected or displayed, drawn to a scale of not less than 1:500 showing every building on the site and the dimensional position of the sign or advertising hoarding in relation to the



- boundaries of the site and the location of the streets abutting the site;
- (b) drawings, drawn to a scale of not less than 1:20, showing the full text, lettering detail, colour, dimensions, material, construction and method of display, erection or placing of the sign or advertising sign or advertising hoarding;
  - (c) advertising hoarding and its relationship to any architectural and natural features as well as to any existing signs or advertising hoarding and/or a photograph of not less than 200mm x 250mm with the proposed sign or advertising superimposed thereon to scale.
  - (d) the Council may require the submission of an engineer certificate signed by an Engineer registered in terms of the Engineering Profession Act, (Act 46 of 2000), to take responsibility for the structure as a whole.
  - (e) The Council may require the submission of an electrical certificate signed by a licensed electrical engineer if relevant to the application.
  - (f) All relevant documentation regarding the application and approval of a sign or advertising hoarding shall be retained by the owner of the property on which such sign or advertising hoarding is displayed and shall present such documentation to the Council upon request thereof.
- (4) Council reserve the right to evaluate and approve all applications according to the guidelines provided in SAOAC.

### **3. REFUSAL, WITHDRAWAL OR AMENDMENT OF APPROVAL AND APPEAL PROCEDURE**

- (1) The Council may refuse, withdraw or amend at any time an approval if in the opinion of the Council-
- (a) it will be or becomes detrimental to the environment or the amenity of the neighbourhood by reason of size, intensity of illumination, quality of design or materials or for any other reason;
  - (b) it will constitute or becomes a danger to any persons or property;
  - (c) it will obliterate or obliterate other signs, natural features, architectural features or visual lines of civic or historical interest;
  - (d) it will be in its content objectionable, indecent or suggestive of indecency or prejudicial to the public morals.
  - (e) it will be or becomes illegal as a result of the changing urban structure.



(2) Appeal procedures

- (a) Any person may appeal to the relevant committee of the Council against any decision of the Council in terms of these by-law, given by an official of the Council under delegated powers, within 30 days of receipt of notice of such decision.
- (b) Such an appeal shall be made by lodging a notice setting out the nature and grounds of the appeal within the period contemplated in subsection 3(2)(a) with the Council.
- (c) The committee referred to in subsection 3(2)(a) shall hear the appeal including any oral or written submission from either party, and inform the applicant of its decision which shall be final, and the reasons therefor.

- (3) The criteria for the final decision will be based on the guidelines and requirements and conditions in terms of SAMOAC.

**4. EXEMPTED SIGNS**

- (1) The following sign shall be exempt from the provisions of section 2 but shall comply with all other provisions of this by-law save for signs contemplated in (a) to (n) which need not so comply,
- (a) Any sign displayed in an arcade.
  - (b) Any sign displayed inside a building.
  - (c) Any sign displayed on an approved advertising hoarding.
  - (d) Any sign advertising a current event in a cinema, theatre or other place of public entertainment, displayed in a fixture on a building especially made for such display;
  - (e) Any sign not exceeding the sizes specified on the table hereunder, which is displayed on a site where a building, swimming pool, tennis court, paving, fencing or garden landscaping or any other structure is in the course of being constructed, erected, carried out or altered and which describes the building or structure being erected or other work or activity being carried out, and which displays the names of the contractors or consultants concerned in such work or activity and identifies the branches of the industry or the professions represented by them during the course of such construction, erection, carrying out or alteration, as the case may be: Provided that only one such sign, or set of signs shall be permitted per street frontage of a site which is placed on or affixed to the building concerned or attached parallel on the boundary fence of the erf on which the building is situated;
    - Project boards giving the names of Architects, Consultants and Contractors: 3m wide x 3m high and with a maximum erected height of 6m.
    - Individual Contractor's and subcontractor's Board: 1,5m wide x 1,0m high.

- (f) Any sign, other than a sign provided for in subsection 4(1)(e), not exceeding 3m in width x 2m high which portrays or describes the type of development being carried out on a site and which gives details of the type of accommodation being provided, floor space available, the name, address, telephone number of the developer or his or her agent, erected during construction work or the carrying out of alterations or additions as the case may be and remaining for a period not exceeding three months after the completion of such work.
  - (g) A sign on a street frontage of a building occupied by shops, showrooms or other business uses as defined in the relevant Town Planning Scheme, other than a sign in an office park area, which is below the level of the ground floor ceiling and which is displayed on or fixed to the face of a building or suspended from the soffit of a canopy or veranda roof.
  - (h) A sign consisting of a 600mm x 400mm metal plate or board permitted in terms of sections 16 and 17.
  - (i) Any sign which forms an integral part of the design of a building on a business or industrial premises.
  - (j) Any flag hoisted on a suitable flagpole, which displays only a company name and motif.
  - (k) The residential use zones as per applicable Town Planning Schemes, a metal sign not exceeding 420mm x 300mm (A3 size), indicating the name, address and telephone number of a security company contracted to protect the property, provided that only one sign per stand or subdivision shall be permitted and such sign shall be firmly affixed to the boundary wall, fence or gates on the street frontage.
  - (l) One sign not exceeding 300mm long and 210 mm high on each street boundary of an erf or portion of an erf which sign indicates the existence of a commercial security service, burglar alarm system or Block or Neighbourhood Watch System.
  - (m) A sign not exceeding 420mm x 300mm (A3 size), indicating the existence of a Block or Neighbourhood Watch System's displayed on a boundary wall or fence or in a position approved by Council.
- (2) The owner of the building or property on which a sign contemplated in subsection 4(1) (g) is displayed, shall indemnify the Council against any consequences flowing from the erection, display or mere presence of the sign.

## 5. PROHIBITED SIGNS

- (1) No person shall erect or display any of the following signs or causes or allow any such sign to be erected or displayed.
  - (a) Any sign to be painted on the roof of a building or painted on, attached to, or fixed between the columns or posts of a veranda.
  - (b) Any sign to be suspended across a street.

- (c) Any sign, which will obscure a road traffic sign or which may be mistaken for or cause confusion with or interfere with the functioning of a road traffic sign.
- (d) Any sign which will obstruct any window or opening provided for the ventilation of a building or which obstructs any stairway or doorway or other means of exit from a building or which will prevent the movement of persons from one part of a roof to another part thereof.
- (e) Any animated or flashing sign the frequency of the animations or flashes or other intermittent alterations of which disturbs the residents or occupants of any building or is a source of nuisance to the public.
- (f) Any illuminated sign the illumination of which disturbs the residents or occupants of any building or is a source of nuisance to the public.
- (g) Any swinging sign, which is a sign not rigidly and permanently fixed.
- (h) Any moveable or transit sign, or trailer advertising sign, whether stationary or not.
- (i) Subject to the provisions of sections 16 and 17, any sign displayed on land not in accordance with the relevant zoning or approved special consent use as per applicable Town Planning Scheme.
- (j) Any advertisement or sign other than an exempted sign for which neither a permit nor approval has been obtained.
- (k) Any poster pasted otherwise than on a boundary legally erected for the purpose of accommodating such poster.
- (l) Any sign painted on a boundary wall or fence.
- (m) Super billboards.
- (n) Sky signs
- (o) The distribution of pamphlets at road intersections.

## 6. ADVERTISING HOARDING

- (1) (a) The highest point of any advertising hoarding shall not exceed the height zone of the property to be erected upon nor shall the area of the advertising face exceed 36m<sup>2</sup> unless otherwise approved.
- (b) The clear height of an advertising hoarding shall not be less than 2,4m to ground level.

## 7. SIGNS SUSPENDED UNDER VERANDAS OR CANOPIES

- (1) Every sign which is suspended from a veranda or a canopy shall comply with the following requirements:
  - (a) Unless the Council otherwise permits, having regard to the design of the veranda or canopy and its associated building and to the position of the building in relation to the street boundary of



the erf, the sign shall be fixed with its face at right angles to such boundary.

- (b) No part of the sign shall project beyond the outer edge of the veranda or canopy from which it is suspended.
- (c) No part of the sign shall be less than 2,4m above the surface of the sidewalk or ground level immediately below it, nor should the top of the sign be more than 1,0m below the canopy or veranda from which it is suspended nor shall any sign exceed 1 000mm in depth.
- (d) Unless the Council in writing otherwise permits, the bottom edge of the sign when suspended shall be horizontal and the supports by means of which the sign is suspended, shall be an integral part of the design of the sign.
- (e) No sign shall be located in the vicinity of a pavement hatchway giving access to a basement chamber containing equipment for a high voltage service connection without the prior written permission of the Director: Electrical Engineering Services.

## 8. SIGNS ON VERANDA AND CANOPIES

- (1) Any sign on the face of a veranda or canopy shall be subject to the following requirements:
  - (a) No sign shall:
    - (i) protrude above or below any part of the face, fascia or parapet of a veranda or canopy;
    - (ii) exceed 600mm in height; or
    - (iii) protrude horizontally by more than 230mm or such lesser distance as the Council may specify, from such face, fascia or parapet.
  - (b) Individual letters, either flat or three dimensional shall not exceed two thirds of the height of the canopy edge and all canopies carrying signs shall be painted for their full length or such lesser extent as required by the Council, with a background colour also to the satisfaction of the Council.
  - (c) If the canopy edge, face or parapet is in excess of 100mm in height and is in accordance with an approved building plan it shall be regarded as part of the face of the building to which it relates and the provisions of section 9 shall apply; and
  - (d) No illuminated sign or sign designed to reflect light, shall be attached to or displayed on any splayed or rounded corner of a veranda or canopy at a street intersection, unless the bottom of such sign is a minimum of 6m above the street immediately below.
- (2) No sign shall be erected on the top of a veranda or canopy except a sign or series of signs of uniform height, not exceeding 600mm in height, which shall be:
  - (a) set parallels to and flush with the front edge of such veranda or canopy;

- (b) fixed to the veranda or canopy so as self-supporting without the aid of guys, stays or other similar devices; and
- (c) mounted not more than 100mm above the top of the veranda or canopy.

## 9. SIGNS FLAT ON BUILDINGS

- (1) The total area of any locality bound flat sign placed flat on the front wall of a building facing a street shall not exceed 20% of a specific ground floor façade of such an enterprise in areas of maximum control and 30% in areas of partial and minimum control: provided that in the case of shopping centers, wall units on which flat signs are displayed shall not exceed 30% of a specific façade of the shopping centre (excluding office levels).
- (2) The total area of any non-locality bound flat sign shall not exceed 72m<sup>2</sup>.
- (3) The maximum projection of a sign referred to in subsection 9(1) over the footway or ground level shall be 75mm where such sign is less than 2,4m above the sidewalk or ground level immediately below such sign and 300mm where such sign is more than 2,4m above such footway or ground level.
- (4) Signs placed flat on a wall of a building not being a wall contemplated in subsection 9(1), shall not exceed 36m<sup>2</sup> in total area.
- (5) An environmental impact assessment shall be required for any flat sign in excess of 36m<sup>2</sup>.

## 10. PROJECTING SIGNS

- (1) For the purposes of subsections (2), (3), (4), (6) and (7) hereafter, the word "sign" shall include every means of support for a projecting sign.
- (2) Any means of support for a projecting sign shall subject to any other relevant provision of this by-law, be concealed.
- (3) The vertical dimension of every projecting sign, which shall be measured vertically between the highest point and the lower point of the sign, shall not be greater than 14m whether such sign is designed as a single unit or a series of units one above the other.
- (4) No part of a projecting sign shall project more than 1,5m from the face of the wall or building to which it is attached, or more than one half of the width of the sidewalk immediately below such sign, whichever is the lesser dimension.
- (5) The width of any projecting sign measured at right angles to the face of the wall or building from which it is designed to project shall not exceed 1,2m and where the sign projects more than 1,2m such sign shall be so fixed as to leave a continuous gap of uniform width between the face of the wall or building and the sign, of not less than 100mm, and not more than quarter of the width of the sign so measured.
- (6) No part of a projecting sign shall extend above the level of the top of any parapet wall from which it projects or above the level of the underside of the eaves or gutter of the building from which such sign projects.



- (7) The vertical distance between the level of the sidewalk immediately below a projecting sign and the lowest part of such sign with a vertical distance specified opposite such dimension in column 2 of that table

1 Vertical dimension of sign	2 Minimum vertical distance between sidewalk and sign
Not exceeding 3m	2,4m
Exceeding 3m but not exceeding 6m	3m
Exceeding 6m	4,8m

## 11. CUSTOM-MADDE BILLBOARDS

- (1) No custom made billboard shall exceed a maximum size of 81m<sup>2</sup> and a maximum height of 13m: provided that the clear of the advertising structure shall not be less than 2,4m.
- (2) An environmental impact assessment may be required for any custom-made billboard in excess of 36m<sup>2</sup>.
- (3) Not more than one custom-made billboard shall be allowed on any site.
- (4) An advertisement sign consisting of a single board shall be displayed perpendicular to or at an angle of 30° to the direction of oncoming traffic.
- (5) Any permitted custom-made billboard shall be independently supported and for that purpose be properly secured to an adequate foundation in the ground and be entirely self-supporting without the aid of guys, stays, brackets or other restraining devices.

## 12. LARGE BILLBOARDS

- (1) Any large billboard permitted by Council shall not exceed a maximum size of 36sq.m and a maximum height of 13m: provided that the clear height of the advertising structure shall not be less than 2,4m.
- (2) No more than one large billboard shall be allowed on any site.
- (3) An advertisement sign consisting of a single board shall be displayed perpendicular to or at an angle of 30 degrees to the direction of oncoming traffic.
- (4) At a road intersection, a maximum of only two billboards per intersection shall be permitted. No billboard shall be permitted within a radius of 100m from an intersection of an arterial road, and within 50m from the centre of an intersection on any lower order road.
- (5) Any permitted large billboard shall be independently supported and for that purpose be properly secured to an adequate foundation in the ground and be entirely self-supporting without the aid of guys, stays, brackets or other restraining devices.

**13. SMALL BILLBOARDS AND TOWER STRUCTURES**

- (1) Any small billboard permitted by Council shall not exceed a maximum size of 6m<sup>2</sup> and a maximum height of 3,5m and shall have a clear height of not less than 2.4m.
- (2) No panel or board on a tower structure shall exceed a maximum size of 4.5m<sup>2</sup>: provided that the clear height of a tower structure shall not be less than 2.4m, while the maximum height of such a structure shall not be more than 5m.

**14. SIGNS INDICATING CERTAIN PROJECTS AND THE DEVELOPMENT OF A TOWNSHIP**

- (1) No sign referring to the laying out or development of any land as a township or to the disposal of any erven in a township, shall exceed 3m wide and 2m high and any approval granted in respect of such sign in terms of section 2, shall lapse after the expiry of one year after the date of such approval: provided that further extension for a period of 12 months be allowed, after Council has approved an application with proper motivation for extension.
- (2) Project billboards giving the names of Architects, Consultants and Contractors, shall only be allowed to be displayed until such time that an occupation certificate has been issued.

**15. SIGNS ON BUILDINGS HIGHER THAN 3 STOREYS IN THE CENTRAL BUSINESS DISTRICT**

- (1) For the purpose of the section, the word "building" means a building in Height Zones 1 and 2 in terms of Council's Town Planning Scheme, where the height of buildings are restricted to a maximum height of respectively 10 and 6 storeys.
- (2) Advertising signs on the side of a building as described in subsection (1) above, that are to be erected above the 3-storeys level, be limited to the owner/s of the building.
- (3) Individual tenants be permitted to advertise on co-ordinated advertising boards for the whole building for which drawings must be submitted to the Council for approval before erection thereof can commence.

**16. ROTATING SIGNS ON OR ABOVE THE ROOF OF A BUILDING**

- (1) The supporting structure of any rotating sign shall be secured to the building and shall be self-supporting without the aid of guys, stays or other similar devices.

- (2) If the number of storeys contained in that part of the building which is directly below a rotating sign as specified in column 1 of the following table, the maximum dimension either vertical or horizontal, of the rotating part of the sign shall not exceed the dimension specified opposite such number in column 2 of that table, and the vertical distance between the surface of the roof of the building and the highest point reached by any part of the sign when rotating shall not exceed the distance so specified in column 3 of that table:

1 Number of storeys below sign	2 Dimension of rotating portion	3 Vertical distance between the roof and the highest point reached by the sign
One or two storeys	1.5m	2.5m
Three or four storeys	2m	4m
Five or six storeys	3m	5m
Seven or eight storeys	4m	6m
Nine or more storeys	5m	9m

#### 17. SIGNS ON BUILDINGS USED FOR RESIDENTIAL PURPOSES OTHER THAN DWELLING HOUSE

- (1) A sign containing the name only of any building used for residential purposes than dwelling-house, and a sign consisting of a 1.5m x 1.5m size brass or other metal plate displaying the name of the company owning or managing such building, its logo and telephone number, may be displayed.
- (2) Any sign contemplated in subsection 17(1) shall
- be fixed to or built into one or more walls of the building or a free standing wall or boundary wall of the property;
  - be limited to one of each of the signs referred to per street frontage of the property concerned;
  - A sign consisting of a 420mm x 300mm (A3 size) metal plate or board indicating the name and profession or occupation of the occupant may be affixed to the boundary wall or fence, of the entrance door of a dwelling unit, or to a wall in the entrance hall of a building used for residential purposes. Only one sign per erf shall be permitted.
  - A sign consisting of a 1.5m x 1.5m-size board indicating the name of a guest house in a residential area may be affixed to the boundary wall or fence, on the entrance door of a dwelling unit, or to a wall in the entrance hall of a building used for a guest house within a residential area. Only one sign per erf shall be permitted.
  - A sign consisting of a 42mm x 300mm (A3 size) board indicating the name of a day mother or play group may be affixed to the boundary wall or fence, on the entrance door of a dwelling unit,



or to a wall in the entrance hall of a building used for residential purposes. Only one sign per erf shall be permitted.

- (6) A sign consisting of a 1.5m x 1.5m size board indicating the name of a Pre-school may be affixed to the boundary wall or fence, of the entrance door on a dwelling unit, or to a wall in the entrance hall of a building used for a Pre-school within a residential area. Only one sign per erf shall be permitted.

## **18. SIGNS ON BUILDINGS USED FOR RESIDENTIAL AND BUSINESS PURPOSES**

In the case of a building used for residential and business purposes within the Central Business District a sign may be displayed on that part of the building which is used for business purposes unless in conflict with subsection 3(1)

## **19. SIGNS ON AWNINGS**

A sign containing only the name of a hotel, shop or restaurant may be displayed on an awning of approved material.

## **20. ADVERTISEMENTS ON BANNERS AND SIMILAR MEANS**

- (1) Subject to the provision of section 4, no advertisement shall be displayed on any banner, streamer, flag, paper, mache, plastic sheet or other similar pliable material or on calico or other woven material, without the written permission of the Council, subject to such conditions as the Council may deem expedient.
- (2) The Council may, without notice, remove any advertisement contemplated in subsection 20(1) which is displayed in contravention of this section.
- (3) Every person to whom permission has been granted in terms of subsection 20(1) shall ensure that the following requirements are complied with:
  - (a) Not more than four (4) banners per identified road intersection shall be displayed in respect of one function or event;
  - (b) Not more than one banner per corner of the intersection shall be displayed;
  - (c) Every banner shall be attached to or suspended between poles or other supports on the site on which the function or event is to be held or on such other site as the Council may allow;
  - (d) Every banner shall be attached so as not to interfere with or constitute a danger to passing vehicular or pedestrian traffic; and
  - (e) No banner shall be displayed for more than two weeks before the date of the function or event advertised nor shall any such advertisement be permitted to remain in position for more than three days after the conclusion of such function or event;

- (f) No banner shall exceed a maximum size of 6m<sup>2</sup> and a maximum height of 1.5m.
- (4) Banners may be permitted with the written consent of the Council at the following intersections: *(Local Street names to be inserted here)*
- (5) Further intersections may be identified by means of a written application for approval by Council.
- (6) An "intersection" means all four comers of the intersection excluding the median.
- (7) No banner shall be permitted without the Council's sticker of approval appearing on such banner.

## 21. AERIAL SIGNS

- (1) The Council may, for the purpose of considering an application for approval in terms of section 2 of a sign to be displayed on a tethered balloon, have regard to:
  - (a) The period for which the balloon will be so used;
  - (b) The size of the balloon;
  - (c) The type of gas with which the balloon is to be filled;
  - (d) The strength of the anchorage and of the anchoring cable;
  - (e) The provision of the device by means of which the balloon will automatically so deflate as to sink slowly to the ground in the event of the failure or severance of the anchorage or anchoring cable;
  - (f) The possibility of interference with traffic;
  - (g) Any requirement or condition prescribed by the Department of Civil Aviation, including the maximum permissible height to which the balloon must be restricted, and written permission with regard to subsections (a), (b), (c), (d) and (e) of section 21.
- (2) With the exception of moored airships, aerial signs shall be displayed in daylight hours only.
- (3) No sign shall be displayed for a period exceeding two weeks in any calendar year

## 22. TEMPORARY DIRECTION INDICATORS FOR SHOW HOUSES AND AUCTIONS

- (1) Temporary direction indicators to show houses, where the public and the prospective buyers are allowed to view a house and garden, will only be permitted over weekends.
- (2) Temporary direction indicators may only be displayed from 0:00 on Fridays and must be removed before 10:00 the following Monday morning.
- (3) Indicators can however, be displayed at the intersections in residential areas, 5m from such intersection, 2m from the edge of the curb, with a maximum height of 1m: provided that only one indicator (per direction) per estate agency be permitted.



- (4) If any temporary indicators are to be displayed during times other than those mentioned in subsection (2) above, a written application must be submitted to Council for consideration.
- (5) The authorization to allow the display of such indicators is delegated to the Director: Engineering Services.
- (6) The Council may, without prior notice to anybody, remove any temporary advertisement in respect of the sale or letting of movable property, or the execution of work or the rendering of services which is erected in contravention of this by-law, and the person who is displayed the advertisement or permitted or allowed it to be displayed, will be responsible for the costs of removal.
- (7) Maximum size of temporary direction indicators shall be 600mm x 600mm.

### **23. TEMPORARY SIGNS FOR THE SALE OR LEASE OF SITES OR BUILDINGS**

No person shall, without the written consent of the Council, display any temporary sign on any pavement for the sale or lease of sites or buildings, or permit such sign to be displayed. Such signs may be displayed within the site boundaries or in front of the stand. For this section a "temporary sign" shall:

- (a) not be longer than 600mm x 600mm and at its highest point shall not be higher than 2.5m above ground level within residential areas;
- (b) not be larger than 3.4m x 2.6m within business and industrial areas;
- (c) letters, figures or symbols to the specification of the advertiser.

### **24. TEMPORARY ADVERTISEMENTS (POSTERS)**

- (1) A temporary advertisement may only be displayed on the structures erected in town for advertising purposes.
- (2) The name and address of the organization, authority, or person advertising on behalf of such organization, gathering or exhibition, must be clearly marked on such advertisement.
- (3) Temporary advertisements, which have the same meaning may be displayed simultaneously on these structures specified by the Council from time to time,
- (4) A temporary advertisement as mentioned above must:
  - (a) Not be larger than 600mm x 1m.
  - (b) Be placed in such a position that it would not obstruct the view of traffic or the movement of pedestrians;
  - (c) Be removed within 1 (one) day after the intended time;
  - (d) Not be fastened to trees with wire or nails;
  - (e) Not be attached to any other road traffic sign, substation or any structure belonging to the Council, excluding approved advertising structures;

- (f) Be attached to hard cardboard and may in no way be affixed to any object along the street, excluding approved advertising structures;
- (g) Anyone displaying an advertisement must pay a deposit to the Council. Should the advertiser not conform to the above, the deposit would be used to enable the Council to remove the advertisement. If the owner concerned removes the advertisements as prescribed, deposits would be refunded.

## **25. ELECTION ADVERTISEMENTS (PLACARDS/POSTERS)**

- (1) The prescribed deposit must be paid and would only be refunded after advertisements have been removed.
- (2) There is no restriction in respect of the number of posters and posters that may be displayed at any location in the municipal area, except as mentioned in subsections (3) and (4).
- (3) Election posters may be displayed as from nomination date to midnight of the second day after Election Day.
- (4) No posters shall be permitted on traffic signs, Telkom and Eskom poles.
- (5) Should the advertiser not remove the advertisements after the expiry date, the deposit would be used to enable the Council to remove the advertisements. If the party concerned removes the advertisements as prescribed, deposits would be refunded.

## **26. PAMPHLETS**

- (1) The name, telephone number and address of the distributing company must appear on the pamphlet.
- (2) No one may distribute, place or display pamphlets on a street or permit such pamphlets to be placed, distributed or displayed without the explicit authorization of the Council and unless the prescribed fees are paid, the Council will remove such pamphlets.
- (3) Pamphlets mentioned in subsection 26(2) may only be distributed in post boxes at residential dwelling and parked vehicles.

## **27. SIGNS ON OR OVER STREETS**

- (1) every person owning, displaying or causing to be displayed a sign, which, or any part of which, overhangs, or is placed on any street shall, on being instructed by the Council to do so, remove it within 24 hours from the time of such longer period specified by the relevant official of the Council without any compensation.
- (2) No signs shall be positioned on a road island or road median with the exception of pole mounted, double-sided, internally illuminated sign that bear both street name and advertising panels in the urban environment: provided that only maximum of 4(four) such street name advertisements may be displayed at intersections.



- (3) No signs shall be erected with in or suspended above a road reserve, with the following exceptions:
- (i) Signs relating to the sponsoring of projects specifically intended for road users and involving the provision of road services, the promotion of road safety or the management and conservation of road side environment;
  - (ii) Guide and information signs that have a distinctive white and brown or green colour and use symbols to a large extent: provided that:
    - (a) only one such sign be erected at the nearest significant intersection with a major arterial road;
    - (b) a further two such signs be erected at any two significant intersections nearest to the facility or institution;
    - (c) such signs shall comply with the specifications in terms of the Road Traffic Signs Manual and the National Road Traffic Act, (Act 93 of 1996);
    - (d) such signs shall be erected by the Traffic Department of the Council at the cost of the applicant.
  - (iii) Advertisements on self-driven vehicles which are normally moving on land or water, including taxis, trains and delivery vehicles, but excluding, but excluding aircraft, may be allowed within all road reserves: provided that such vehicle not be stationery for the purpose of advertising at one single location.
  - (iv) Project boards/signs that concern road construction may be allowed within all road reserves.
  - (v) Project boards that advertise contractors and consultant's involvement on a site here construction works are taking place may be allowed: provided within all road services other than arterial roads that such signs only be erected next to the actual development and only if sufficient space is not available on such a site;
  - (vi) Road Traffic Signs permitted in terms of sections 56 and 57 of the National Road Traffic Act (Act 93 of 1996).
- (4) Poster signs and advertisements on street furniture shall not exceed 2.2m<sup>2</sup> in area, provided that where poster, signs or street furniture face in more than one direction, the total area shall not exceed 4.4 m<sup>2</sup>.
- (5) Poster structures and street furniture carrying advertisements shall not exceed a maximum height of 3m.
- (6) No signs, excluding permitted under section 22, are permitted within the sight triangle at intersections and the following dimensions shall be applicable:

ROAD CLASS	DIMENSION	LOCAL DISTRIBUTOR	RESIDENTIAL ACCESS COLLECTOR	ALL OTHER ACCESS STREETS
Sight triangle (m) where lower order roads enter	From stop road mark	4.5m	2.4m	2.4m
	From center of	80-90m	45m	35m

higher roads	order	lower road (sight line)			
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## **28. MATERIALS FOR SIGNS, ADVERTISING HOARDINGS, SCREENS AND SUPPORTING STRUCTURES**

- (1) All iron or steel used in any sign, advertising hoarding and screen referred to in section 14 or as means of support for such sign, hoarding or screen shall be painted or otherwise effectively protected against corrosion.
- (2) No water soluble adhesive tape or other similar material shall be used to display or secure any sign elsewhere than on an advertising hoarding.

## **29. DRAINAGE OF SIGNS**

Measures shall be taken to prevent the entry of water into and the accumulation of water or moisture on or in any sign or part of its supporting framework, brackets or other members.

## **30. POWER CABLES AND CONDUITS TO SIGN**

- (1) Every power cable and conduit containing electrical conductors for the operation of a sign shall be so positioned and fixed that it is not unsightly.
- (2) All electrical work referred to in this by-law shall comply with the Electricity Code of Practice SABS (0142).
- (3) No sign or advertising hoarding shall be connected to any electricity supply without the prior written permission of the Director: Electrical Engineering Services.

## **31. ERECTION AND MAINTENANCE OF SIGN AND ADVERTISING HOARDING**

- (1) The provisions of the National Building Regulations made in terms of the National Building Regulations and Building Standards Act, (Act 103 of 1977), shall apply mutatis mutandis to every sign, advertising hoarding and its supporting structure.
- (2) The owner of any land or building on which any sign or advertising hoarding is erected or to which a sign is attached and the owner of any sign or hoarding shall be jointly and severally responsible for the maintenance in a safe and proper condition and for the cleaning and the repainting of any such sign or hoarding.
- (3) If, in the opinion of the Council, any sign or advertising hoarding;
  - (a) is in a dangerous or unsafe condition or in a state of disrepair;
  - (b) is detrimental to the environment or the amenity of the neighbourhood;
  - (c) Obliterates other signs, natural features, architectural features or visual lines of historical interest;

The Council will serve a notice on an owner referred to in subsection 31(2) requiring him or her at his or own cost, to remove the sign or hoarding or do other work specified in the notice within a period so specified.

- (4) The Council will, if in its opinion an emergency exists, instead of serving the notice in terms of subsection 31(3) or such notice has been complied with within the period specified therein, itself carry out or appoint someone to carry out the removal of the sign or advertising hoarding or do other work which it may deem necessary and may recover the cost thereof from the owner or owners referred to in subsection 31(2) jointly and severally.

## **32. MEASUREMENTS OF SIGNS**

Whenever the maximum permissible area of any sign is specified in this by-law, such area shall be deemed to be the area of the smallest notional rectangle within which such sign can be contained.

## **33. CHARGES**

Every person who applies to the Council or authorised body for its approval or permission shall on making the application pay to the Council or authorized body the charge determined therefor and no application shall be considered until such charge has been paid.

## **34. DAMAGE TO PROPERTY OF THE COUNCIL**

No person shall intentionally, in the course of erecting or removing any sign, advertising hoarding, poster or banner cause any damage to any tree, electric standard or service or other Council installation or property.

## **35. ENTRY AND INSPECTION**

The Council shall be entitled, through its duly authorized officers, to enter into and upon any premises, at any reasonable time for the purpose of carrying out any inspection necessary for the proper administration and enforcement of the provisions of this by-law.

## **36. OFFENCES**

- (1) Any person who:
- (a) contravenes or fails to comply with any provision of this by-law;
  - (b) contravenes or fails to comply with any requirement set out in a notice issued and served on him or her in terms of this by-law;
  - (c) Contravenes or fails to comply with any condition imposed in terms of this by-law;
- Shall be guilty of an offence and shall on conviction be liable to a fine not exceeding R 5000.00 as determined by the competent court or, in default of payment to imprisonment for a period not exceeding six (6)



months and in the case of a continuing offence to a fine not exceeding R 20 000.00 as determined by the competent court or in default of payment, to imprisonment for a period not exceeding twelve (12) months.

### **37. RESPONSIBLE PERSONS**

- (1) If any person charged with an offence referred to in section 36, relating to any sign advertising hoarding or poster;
  - (a) It shall be deemed that such person either displayed such sign, advertising hoarding or poster or caused or allowed it to be displayed;
  - (b) The owner of any land or building on which any sign, advertising hoarding or poster was displayed, shall be deemed to have displayed such sign, advertising hoarding or poster, or caused or allowed it to be displayed;
  - (c) any person who was either alone or jointly, with any other person responsible for organizing, or was in control of any meeting, function or event to which a sign or poster relates, shall be deemed to have displayed every sign or poster displayed in connection with such meeting, function or even to have caused or allowed it to be displayed;
  - (d) any person whose name appears on a sign, advertising hoarding or poster shall be deemed to have displayed such sign, advertising hoarding or poster to have displayed, unless the contrary is proved.

### **38. REMOVAL OF SIGNS OR ADVERTISING HOARDINGS**

- (1) If any sign or advertising hoarding is displayed so that in the opinion of the Council it is detrimental to the environment or to the amenities of the neighbourhood, or otherwise in contravention of this by-law, the Council may serve a notice on or may instruct the owner of the sign or advertising hoarding to remove such sign or advertising hoarding or carry out such alteration thereto or do such other work as may be specified by the relevant official of the Council within specified time.
- (2) If a person fails to comply with a request referred to in subsection 38(1), the Council will remove such a sign or advertising hoarding.
- (3) The Council shall in removing a sign or hoarding contemplated in subsection 38(1), not be required to compensate any person in respect of such sign or advertising hoarding, in any way for loss or damage resulting from this removal.
- (4) Any costs incurred by the Council in removing a sign or advertising hoarding, in terms of subsection 38(2) or in doing alterations or other works in terms of this section will be recovered from the person on whom the notice/instruction contemplated in subsection 38(1) was served. Or if a deposit has been paid in respect of such sign or hoarding the costs may be deducted from the deposit.

- (5) Notwithstanding the provisions of subsection (1), (2), (3) and (4) above, the Council itself shall, without serving any notice, carry out the removal of such sign or advertising hoarding.
- (6) Council shall charge a poundage for such signs that were removed in terms of subsection 38(2).
- (7) Council shall destroy such signs that were removed in terms of subsection 38(2), within one week after such removal, should the owner of such sign failed to claim such or pay the poundage in terms of subsection 38(6).

### **39. SERVING OF NOTICES**

For any notice or other document is required by this by-law to be served on any person, it shall be deemed to have been properly served personally on him or her or on any member of his or her household apparently over the age of sixteen years or at his or her place of residence or on any person employed by him or her at his or her place of business, or if sent by registered post to such person's residential or business address as it appears in the records of the Council, or if such person is a company, if served on an officer of that company at its registered office or sent by registered post to such office.

### **40. SHORT TITLE AND COMMENCEMENT**

This bylaw is called Naledi Local Municipality Advertising Sign bylaw, 2015 and comes into operation from date of publication in the *Provincial Gazette*.

**LOCAL AUTHORITY NOTICE 6 OF 2019****RUSTENBURG LOCAL MUNICIPALITY  
AMENDMENT SCHEMES 1752, 1763, 1764, 1765 AND 1766****NOTICE OF AN APPROVAL OF AN AMENDMENT SCHEME IN TERMS OF SECTION 17(1)(V) OF  
RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW,  
2018**

It is hereby notified in terms of the provisions of Section 17(1)(v) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-Law, 2018, that the Rustenburg Local Municipality has approved the application for the amendment of the Rustenburg Land Use Management Scheme, 2005, by the rezoning of the under mentioned properties from their current zonings to the approved zonings, as indicated below, subject to certain further conditions:

<b>AMENDMENT SCHEME</b>	<b>PROPERTY DESCRIPTION</b>	<b>CURRENT ZONING</b>	<b>APPROVED ZONING</b>
1752	Portions 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 30, 32, 33, 34 and 35 of Erf 2102 Cashan Extension 21	"Special"	"Residential 1" subject to the conditions contained in Annexure 2091 to the Scheme.
1763	Portion 36 of Erf 2102 Cashan Extension 21	"Special"	"Special" for the purposes of Private Open Space, subject to the conditions contained in Annexure 2102 to the Scheme.
1764	Portion 37 of Erf 2102 Cashan Extension 21	"Special"	"Special" for the purposes of a Place of Refreshment, Club House and Recreation, subject to the conditions contained in Annexure 2103 to the Scheme.
1765	Portion 38 of Erf 2102 Cashan Extension 21	"Special"	"Residential 2" subject to the conditions contained in Annexure 2104 to the Scheme.
1766	Portions 40, 41, 42, 43 and 44 of Erf 2102 Cashan Extension 21	"Special"	"Special" for the purpose of a Private Road, Access Control and Municipal Purposes, subject to the conditions contained in Annexure 2105 to the Scheme.

Land Use Scheme and the scheme clauses and Annexures of these amendment schemes are filed with the Municipality and are open for inspection during normal office hours. These amendments are known as Rustenburg Amendment Schemes 1752, 1763, 1764, 1765 and 1766 respectively and shall come into operation on the date of publication of this notice.

**Reference number (13/1/5/2/2/245) (00287)**

**Municipal Manager Ms. N. Sithole**

**Date of publication 22 January 2019**

**Notice Number: 02/2019**

**PLAASLIKE OWERHEID KENNISGEWING 6 VAN 2019****RUSTENBURG PLAASLIKE MUNISIPALITEIT  
WYSIGINGSKEMAS 1752, 1763, 1764, 1765 EN 1766****KENNISGEWING VAN 'N GOEDKEURING VAN 'N WYSIGINGSKEMA INGEVOLGE ARTIKEL 17(1)(V) VAN  
DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN  
GRONDGEBRUIKSBESTUUR BYWET, 2018**

Hiermee word ingevolge die bepalings van Artikel 17(1)(v) van die Rustenburg Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruiksbestuur Bywet, 2018, kennis gegee dat die Rustenburg Plaaslike Munisipaliteit die aansoek goedgekeur het vir die wysiging van die Rustenburg Grondgebruikbestuurskema, 2005, deur die hersonering van die ondergenoemde eiendomme vanaf hul huidige sonerings na die goedgekeurde sonerings, soos hieronder aangedui, onderworpe aan sekere verdere voorwaardes:

<b>WYSIGING-SKEMA</b>	<b>BESKRYWING VAN DIE EIENDOM</b>	<b>HUDIGE SONERING</b>	<b>NUWE SONERING</b>
1752	Gedeeltes 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 30, 32, 33, 34 en 35 van Erf 2102 Cashan Uitbreiding 21	"Spesiaal"	"Residensieel 1" onderhewig aan die voorwaardes soos vervat in Bylae 2091 van die Skema.
1763	Gedeelte 36 van Erf 2102 Cashan Uitbreiding 21	"Spesiaal"	"Spesiaal" vir die doeleindes van Privaat Oop Ruimte, onderhewig aan die voorwaardes soos vervat in Bylae 2102 van die Skema.
1764	Gedeelte 37 van Erf 2102 Cashan Uitbreiding 21	"Spesiaal"	"Spesiaal" vir die doeleindes van 'n Verversingsplek, Klubhuis en Ontspanning, onderhewig aan die voorwaardes soos vervat in Bylae 2103 van die Skema.
1765	Gedeelte 38 van Erf 2102 Cashan Uitbreiding 21	"Spesiaal"	"Residensieel 2" onderhewig aan die voorwaardes soos vervat in Bylae 2104 van die Skema.
1766	Gedeeltes 40, 41, 42, 43 en 44 van Erf 2102 Cashan Uitbreiding 21	"Spesiaal"	"Spesiaal" vir die doeleindes van Privaat Pad, Toegangsbeheer en Munisipale Doeleindes, onderhewig aan die voorwaardes soos vervat in Bylae 2105 van die Skema.

Grondgebruikskema en die skemaklousules en Bylaes van hierdie wysigingskemas is geliasseer by die Munisipaliteit en kan gedurende gewone kantoorure besigtig word. Hierdie wysigings staan onderskeidelik bekend as Rustenburg Wysigingskemas 1752, 1763, 1764, 1765 en 1766 en sal in werking tree op die datum van publikasie van hierdie kennisgewing.

**Verwysingsnommer (13/1/5/2/2/245) (00287)**

**Munisipale Bestuurder Me. N. Sithole**

**Datum van publikasie 22 Januarie 2019**

**Kennisgewing Nommer: 02/2019**





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