

Provincial Gazette

Provinsiale Koerant

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PROVINCIAL NOTICES

The following Provincial Notices are published for general information.

G. A. LAWRENCE,
DIRECTOR-GENERAL

Provincial Building,
Wale Street,
Cape Town.

P.N. 356/2005

4 November 2005

KNYSNA MUNICIPALITY**REMOVAL OF RESTRICTIONS ACT, 1967**

I, Adam Johannes Cloete, in my capacity as Deputy Director in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owner of Erf 40, Brenton, remove condition D.6.(b) contained in Deed of Transfer No. T.12494 of 2004.

P.N. 357/2005

4 November 2005

DRAKENSTEIN MUNICIPALITY**CLOSURE OF PUBLIC OPEN SPACE**

Notice is hereby given in terms of the provisions of section 137(1) of the Municipal Ordinance, 1974 (Ordinance 20 of 1974) that portions of public open space, Erf 557, Mbekweni, Chris Hani Park, Paarl, indicated as figures ABCDE and FGHJK on Plan PY 3212, is now closed.

P.N. 358/2005

4 November 2005

CITY OF CAPE TOWN**HELDERBERG ADMINISTRATION****REMOVAL OF RESTRICTIONS ACT, 1967**

I, André John Lombaard, in my capacity as Deputy Director in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owners of Erf 1083, Somerset West, remove conditions D.(a) and D.(b) in Deed of Transfer No. T.87022 of 2002.

PROVINSIALE KENNISGEWINGS

Die volgende Provinsiale Kennisgewings word vir algemene inligting gepubliseer.

G. A. LAWRENCE,
DIREKTEUR-GENERAAL

Provinsiale-gebou,
Waalstraat,
Kaapstad.

P.K. 356/2005

4 November 2005

MUNISIPALITEIT KNYNSNA**WET OP OPHEFFING VAN BEPERKINGS, 1967**

Ek, Adam Johannes Cloete, in my hoedanigheid as Adjunk-Direkteur in die Departement van Omgewingsake en Ontwikkelingsbeplanning: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoortlik aan my gedelegeer ingevolge artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhede, 1994, en op aansoek van die eienaar van Erf 40, Brenton, hef voorwaarde D.6.(b) vervat in Transportakte Nr. T.12494 van 2004, op.

P.K. 357/2005

4 November 2005

DRAKENSTEIN MUNISIPALITEIT**SLUITING VAN PUBLIEKE OOPRUIMTE**

Kennis geskied hiermee ingevolge die bepalings van artikel 137(1) van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974) dat gedeelte van publieke oopruimte Erf 557, Mbekweni, Chris Hani Park, Paarl, aangedui as figure ABCDE en FGHJK op Plan PY 3212, nou gesluit is.

P.K. 358/2005

4 November 2005

STAD KAAPSTAD**HELDERBERG ADMINISTRASIE****WET OP OPHEFFING VAN BEPERKINGS, 1967**

Ek, André John Lombaard, in my hoedanigheid as Adjunk-Direkteur in die Departement van Omgewingsake en Ontwikkelingsbeplanning: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoortlik aan my gedelegeer ingevolge artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhede, 1994, en op aansoek van die eienaars van Erf 1083, Somerset-Wes, hef voorwaardes D.(a) en D.(b) in Transportakte Nr. T.87022 van 2002, op.

KNYSNA MUNICIPALITY

LAND USE PLANNING ORDINANCE, 1985
(ORDINANCE 15 OF 1985)

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

REMOVAL OF RESTRICTIVE TITLE CONDITIONS:
ERF 2362, KNYSNA (34 MILKWOOD DRIVE, OLD PLACE)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act that the undermentioned application has been received and is open for inspection during office hours at the Municipal Town Planning Offices, 11 Pitt Street, Knysna, and at the office of the Director: Integrated Environmental Management Region A, Provincial Government of the Western Cape; Room 201, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at (021) 483 8779 and the Directorate's fax number is (021) 483 3633.

Any objections, with full reasons therefor, should be lodged in writing addressed to the Director: Land Development Management, Private Bag X9086, Cape Town, 8000, with a copy to the abovementioned Local Authority on or before Monday, 21 November 2005 quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

Notice is further given in terms of Section 21(4) of the Local Government: Municipal Systems Act (Act 32 of 2000) that people who cannot write may approach the Municipal Town Planning Office at 11 Pitt Street, Knysna during normal office hours where the Secretary will refer you to the responsible official who will assist you in putting your comments or objections in writing.

Applicant

Idanna Persello

Nature of application

Removal of restrictive title condition applicable to Erf 2362 Knysna, to enable the owner to erect a second dwelling on the property.

File reference: 2362 KNY

D.P. Daniels, Municipal Manager

KNYSNA MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORDONNANSIE 15 VAN 1985)

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

OPHEFFING VAN BEPERKENDE TITELVOORWAARDES:
ERF 2362, KNYSNA (MELKHOUTWEG 34, OUPLAAS)

Kennis geskied hiermee ingevolge Artikel 3(6) van bogenoemde Wet, dat die onderstaande aansoek ontvang is en gedurende kantoorure by die Munisipale Stadsbeplanningskantore, Pittstraat 11, Knysna en by die kantoor van die Direkteur: Grondontwikkelingsbestuur, Streek A, Provinsiale Regering van die Wes-Kaap, Kamer 201, Dorpstraat 1, Kaapstad, ter insae lê vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan (021) 483 8779 en die Direktooraat se faksnommer is (021) 483 3633.

Enige besware, met redes, moet skriftelik voor of op Maandag, 21 November 2005 by die kantoor van bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Streek A, Privaatsak X9086, Kaapstad 8000, met 'n afskrif aan bogenoemde Plaaslike Owerheid ingedien word met vermelding van bogenoemde Wet en beswaarmaker se ernommer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels 2000 (Wet 32 van 2000) word verder kennis gegee dat persone wat nie kan skryf nie die Stadsbeplanningsafdeling (Pittstraat 11) kan nader tydens normale kantoorure waar die Sekretaresse u sal verwys na die betrokke amptenaar wat u sal help om u kommentaar of besware op skrif te stel.

Aansoeker

Idanno Persello

Aard van aansoek

Opheffing van 'n beperkende titelvoorwaarde van toepassing op Erf 2362, Knysna om die eienaar in staat te stel om 'n tweede woning op te rig op die eiendom.

Lêerverwysing: 2362 KNY

D. P.Daniels, Munisipale Bestuurder

OVERSTRAND MUNICIPALITY

(STANFORD ADMINISTRATION)

ERF 150, STANFORD: OVERSTRAND MUNICIPAL AREA:
REMOVAL OF RESTRICTIONS ACT, 1967 [ACT 84 OF 1967] AND
PROPOSED REZONING AND SUBDIVISION

Notice is hereby given in terms of section 3(6) of the above Act that the undermentioned application has been received and is open for inspection at the office of the Area Manager, Overstrand Municipality (Stanford Administration) Queen Victoria Street, Stanford and any enquiries may be directed to The Area Manager, P O Box 84, Stanford, 7210 (Tel: (028) 341-0640/Fax (028) 341-0445).

Notice is further given in terms of Section 24 of Ordinance 15 of 1985 that an application has been received for the subdivision of the property concerned into two portions of 362,9 m² and 628 m² respectively. Notice is further given in terms of Section 17 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) for the rezoning of 362,9 m² from Utility Zone to Central Business Zone in order to erect shops.

The application is also open for inspection at the office of the Director, Integrated Environmental Management — Region B, Provincial Government of the Western Cape, at Room 601, 1 Dorp Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at (021) 483-8783 and the Directorate's fax number is (021) 483-3098.

Any comments/objections, with full reasons therefor should be lodged in writing at the office of the above-mentioned Director: Integrated Environmental Management, Private Bag X9086, Cape Town, 8000, with a copy to the abovementioned Area Manager, on or before Monday, 12 December 2005 quoting the above Act and the objector's erf number.

Any comments received after the aforementioned closing date may be disregarded. A person who cannot read or write but wishes to comment on the proposal may visit the Municipal Offices Queen Victoria Street, Stanford where a member of staff would assist them to formalise their comment.

*Applicant**Nature of Application*

Thys van Rooyen (on behalf of Broadbill Trading 8 CC)	Removal of restrictive title conditions applicable to Erf 150, Queen Victoria Street, Stanford, to allow the owner to subdivide the property into two portions of 362,9 m ² and 628 m ² respectively and rezone 362,9 m ² of the property to Central Business Zone to utilise part of the property for business purposes.
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Adv J Koekemoer, Municipal Manager, Overstrand Municipality, PO Box 84, Stanford, 7210.

Notice no 10/2005

OVERSTRAND MUNISIPALITEIT

(STANFORD ADMINISTRASIE)

ERF 150, STANFORD: WET OP OPHEFFING VAN BEPERKINGS,
1967 [WET 84 VAN 1967] EN VOORGESTELDE HERSONERING
EN ONDERVERDELING

Kragtens artikel 3(6) van bostaande Wet word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Area Bestuurder, Overstrand Munisipaliteit (Stanford Administrasie), Queen Victoriastraat, Stanford en enige navrae kan gerig word aan Die Areabestuurder, Posbus 84, Stanford, 7210 (Tel: (028) 341-0640/Fax: (028) 341-0445).

Kennis geskied verder ingevolge Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ook ontvang is vir die onderverdeling van die eiendom in twee gedeeltes van 362,9 m² en 628 m² onderskeidelik. Kennis word verder in terme van artikel 17 gegee vir die hersonering van 362,9 m² van Nutsdiens Sone na Sentrale Sakesone vir die oprigting van winkels.

Die aansoek lê ook ter insae by die kantoor van die Direkteur, Geïntegreerde Omgewingsbestuur: Streek B, Provinsiale Regering van die Wes-Kaap, by Kamer 601, Dorpstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan (021) 483-8783 en die Direkoraat se faksnummer is (021) 483-3098.

Enige kommentaar/besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Privaatsak X9086, Kaapstad, 8000 met 'n afskrif aan die bogenoemde Area Bestuurder, ingedien word voor of op Maandag, 12 Desember 2005 met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer.

Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie. Persone wat wil kommentaar lewer maar nie kan lees of skryf nie mag die Munisipale Kantore, Queen Victoriastraat, Stanford besoek waar hul deur 'n amptenaar bygestaan sal word ten einde hul kommentaar te formaliseer.

*Aansoeker**Aard van Aansoek*

Thys van Rooyen (namens Broadbill Trading 8 CC)	Opheffing van beperkende titelvoorwaardes van toepassing op Erf 150, Queen Victoriastraat Stanford, ten einde die eienaar in staat te stel om die betrokke eiendom in twee gedeeltes van 362,9 m ² en 628 m ² onderskeidelik te verdeel en om 362,9 m ² te hersoneer na Sentrale Sakesone om 'n gedeelte van die eiendom te benut vir besigheidsdoeleindes.
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Adv J Koekemoer, Munisipale Bestuurder, Overstrand Munisipaliteit, Posbus 84, Stanford, 7210.

Kennisgewing nr 10/2005

BREDE RIVER/WINELANDS MUNICIPALITY

Robertson Office — MN NO. 164/2005

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

ERF 1598, DENNE AVENUE, ROBERTSON

(ORDINANCE 15 OF 1985, LAND USE PLANNING)

Notice is hereby given in terms of section 3(6) of the above Act that the undermentioned application has been received and is open to inspection during office hours at the office of the Municipal Manager, Brede River/Winelands Municipality, as well as the Municipality's Robertson Office and any enquiries may be directed to Mr Jack van Zyl, Private Bag X2, Ashton (023-614 8000). The application is also open to inspection at the office of the Director, Integrated Environmental Management, Region A, Provincial Government of the Western Cape, at Room 201, 1 Dorp Street, Cape Town, from 8:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at (021) 483-4634 and the Directorate's fax number is (021) 483-3633.

Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Director: Integrated Environmental Management, Region A at Private Bag X9086, Cape Town, 8000, with a copy to the abovementioned Municipal Manager on or before 5 December 2005, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

*Applicant**Nature of Application*

JWC Hesse (in process of being transferred to CJ Grobbelaar)	Removal of restrictive title condition applicable to Erf 1598, Robertson, to enable the owner to subdivide the property into two portions.
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MUNISIPALITEIT BREËRIVIER/WYNLAND

Robertson Kantoor — MK NR. 164/2005

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

ERF 1598, DENNELAAN, ROBERTSON

(ORDONNANSIE 15 VAN 1985, GRONDGEBRUIKBEPLANNING)

Kragtens artikel 3(6) van bostaande Wet word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê gedurende kantoorure by die kantoor van die Munisipale Bestuurder, Breërivier/Wynland Munisipaliteit, sowel as die Robertson kantoor van die Munisipaliteit en enige navrae kan gerig word aan mnr Jack van Zyl, Privaatsak X2, Ashton 023-614 8000). Die aansoek lê ook ter insae by die Kantoor van die Direkteur, Geïntegreerde Omgewingsbestuur, Provinsiale Regering van die Wes-Kaap, by Kamer 201, Dorpstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan (021) 483-4634 en die Direktoraat se faksnommer is (021) 483-3633.

Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Streek A, Privaatsak X9086, Kaapstad, 8000, met 'n afskrif aan die bogenoemde Munisipale Bestuurder, ingedien word op of voor 5 Desember 2005 met vermelding van bogenoemde Wet en die beswaarmaker se ernommer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

*Aansoeker**Aard van Aansoek*

JWC Hesse (in proses van oordrag aan CJ Grobbelaar)	Opheffing van beperkende titelvoorwaardes van toepassing op Erf 1598 Robertson, ten einde die eienaar in staat te stel om die eiendom in twee dele te onderverdeel.
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BREDE VALLEY MUNICIPALITY

APPLICATION FOR REMOVAL OF RESTRICTIVE TITLE
CONDITIONS, REZONING, CONSENT USE, CONSOLIDATION,
DEPARTURE AND AMENDMENT OF THE WORCESTER
ENVIRONS GUIDE PLAN, 1990 OF ERVEN 255 AND 254,
8 HIGH STREET, WORCESTER

Notice is hereby given in terms of the Removal of Restrictions Act 1967 (Act 84 of 1967) that the undermentioned application has been received for the removal of restriction C1, C2 and C3 in Title Deed T125375/2004 of Erven 255 and 254, 8 High Street, Worcester.

Notice is hereby given in terms of Section 27 of the Physical Planning Act, 1990 (Act 125 of 1990) that the undermentioned application has been received for the amendment of the Worcester and Environs Guide Plan, 1990.

(From Industrial to Township Development).

Notice is hereby given in terms of Section 15 & 17(2)(a) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for the rezoning, consent use, consolidation and departure of erven 255 and 254, 8 High Street, Worcester from Industrial Zone I to Business Zone II and Business Zone V in order to allow the owner to erect flats, shops and a car dealership on the property.

Particulars regarding the application are available at the offices of the Director: Corporate Services Room 213 (Bennett Hlangwana) Tel No. (023) 348-2621, Civic Centre, Baring Street, Worcester. Written objections, if any, should be lodged in writing addressed to the Municipal Manager, Private Bag X3046, Worcester, 6849.

BREDE VALLEI MUNISIPALITEIT

AANSOEK OM HERSONERING, VERGUNNINGSGEBRUIK,
AFWYKING EN KONSOLIDASIE, OPHEFFING VAN
BEPERKINGS, WYSIGING VAN DIE WORCESTER EN
OMGEWING GIDSPLAN, 1990 TEN OPSIGTE VAN ERWE 255 EN
254, 8 HOOGSTRAAT, WORCESTER

Kennis geskied hiermee ingevolge die Wet op die Opheffing van Beperkings 1967 (Wet 84 van 1967) dat onderstaande aansoek ontvang is vir die opheffing van beperkende titelvoorwaardes, C1, C2 en C3 in Titelakte T125375/2004 van Erwe 255 en 254.

Kennis geskied hiermee ingevolge Artikel 27 van die Wet op Fisiese Beplanning, 1990 (Wet 125 van 1990) dat onderstaande aansoek ontvang is vir die wysiging van die Worcester en Omgewing Gidsplan, 1990.

(Vanaf Nywerheid na Dorpsontwikkeling).

Kennis geskied hiermee ingevolge die bepalings van Artikel 15 & 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning 1985 (Ordonnansie 15 van 1985) dat onderstaande aansoek ontvang is waarin goedkeuring versoek word vir die hersonering, vergunningsgebruik, afwyking en konsolidasie van Erwe 255 en 254, Hoogstraat, Worcester. (Vanaf Nywerheidsone I na Sakesone II) en Sakesone V ten einde die eienaar in staat te stel om woonstelle, winkels en 'n motor-handelaarsbedryf op die perseel op te rig.

Volledige besonderhede van die aansoek is beskikbaar in die kantoor van die Direkteur: Korporatiewe Dienste, kamer 213, Burgersentrum, Baringstraat (Mnr. Bennett Hlangwana) Tel. No. (023) 348-2621. Besware, indien enige, moet skriftelik gerig word aan die Munisipale Bestuurder, Privaatsak X3046, Worcester, 6849.

The application is open to inspection at the offices of the Director Land Development Management, Provincial Administration, Western Cape at Room 601, 27 Wale Street, Cape Town from 08:00-12:30 and from 13:00 to 15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at (021) 483-3009 and the Directorate's fax number (021) 483-3633.

Written objections and/or comments must be received by 6 January 2006.

<i>Applicant</i>	<i>Nature of Application</i>
Boland Plan (on behalf of MOR BHAGWA PROPERTIES (EDMS) BPK)	Application for rezoning, consent use, consolidation, departure, removal of restrictive title conditions and the amendment of the Worcester and Environs Guide Plan, 1990 to Erven 255 and 254, 8 High Street, Worcester to enable the owners to consolidate the erven and erect flats, shops and a car dealership on the property.

A.A. Paulse, Municipal Manager.

(Notice No. 115/2005)

CITY OF CAPE TOWN
(TYGERBERG REGION)

REMOVAL OF RESTRICTIONS AND REZONING

- Erf 615, 78 De Bron Road, Kenridge, Durbanville
(*second placement*)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act, Act 84 of 1967 and Section 17 of the Land Use Planning Ordinance, No 15 of 1985 that the undermentioned application has been received by the Director: Land Development Management, Provincial Government of the Western Cape and is open for inspection at Room 201, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 (Monday to Friday), tel (021) 483-4173.

Further details are also available on appointment from Ms R Mosaval, Town Planning, City of Cape Town, North Area, Municipal Offices, Oxford Street, Durbanville, tel (021) 970-3053, during normal office hours (08:00-13:00 and 13:30-16:00). Any objection and/or comment, with full reasons, should be submitted in writing at the offices of the abovementioned Director: Land Development Management, Private Bag X9086, Cape Town 8000, fax (021) 483-3633 with a copy to the City Manager, City of Cape Town, Town Planning, PO Box 100, Durbanville 7551, fax (021) 976-9586 or e-mail Annaleze.van_der_Westhuizen@capetown.gov.za on or before Monday, 5 December 2005, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

Applicant: Welprop Trust

Nature of application: Removal of restrictive title conditions applicable to Erf 615 Kenridge, to enable the owner to rezone the property from Single Residential to General Business and to extend the veterinary use on the property. (Notice no 40/2005, Reference: 18/6/3/16)

WA Mgoqi, City Manager

Die aansoek lê ook ter insae by die kantoor van die Direkteur Grondontwikkelingsbestuur, Provinsiale Administrasie Wes-Kaap, by Kamer 601, Waafstraat 27, Kaapstad, vanaf 08:00-12:30 en vanaf 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan (021) 483-3009 en die Direkoraat se faksnommer is (029) 483-3633.

Besware en of kommentaar moet voor of op 6 Januarie 2006 bogenoemde kantore bereik.

<i>Aansoeker</i>	<i>Aard van Aansoek</i>
Bolandplan (Namens MOR BHAGWA EIENDOMME (EDMS) BPK)	Aansoek om hersonering, konsolidasie, vergunningsgebruik, afwyking, opheffing van titelvoorwaardes en wysiging van die Worcester en Omgewing Gidsplan ten einde die ontwikkelaar in staat te stel om woonstelle, winkels en 'n motorhandelaarsbedryf op die eiendom te ontwikkel.

A.A. Paulse, Munisipale Bestuurder

(Kennisgewing No. 115/2005)

STAD KAAPSTAD
(TYGERBERG-STREEK)

OPHEFFING VAN BEPERKINGS EN HERSONERING

- Erf 615, De Bronweg 78, Kenridge, Durbanville
(*tweede plasing*)

Kennis geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967 en artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat die onderstaande aansoek deur die Direkteur: Grondontwikkelingsbestuur, Provinsiale Regering van die Wes-Kaap ontvang is en ter insae lê by Kamer 201, Dorpstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag), tel (021) 483-4173.

Nadere besonderhede is ook volgens afspraak beskikbaar by me R Mosaval, Stad Kaapstad, Direkoraat Stadsbeplanning, Tygerberg Area (Noord), Munisipale Kantore, Oxfordstraat, Durbanville (tel: (021) 970-3053) gedurende normale kantoorure (08:00-13:00 en 13:30-16:00). Enige beswaar en/of kommentaar, met volledige redes, moet skriftelik ingedien word by die kantoor van die bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaat Sak X9086, Kaapstad 8000, faks (021) 483-3633, met 'n afskrif aan die Munisipale Bestuurder, Stad Kaapstad, Stadsbeplanning, Posbus 100, Durbanville, 7551, e-pos Annaleze.van_der_Westhuizen@capetown.gov.za of faks (021) 976-9586, voor of op Maandag, 5 Desember 2005, met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Aansoeker: Welprop Trust

Aard van aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op erf 615, Kenridge, Durbanville, ten einde die eienaar in staat te stel om die eiendom te hersoneer vanaf enkelresidensiële- na algemenesakedoeleindes ten einde die veeartsenykundegebruik op die perseel uit te brei. (Kennisgewing nr: 40/2005, verwysing: 18/6/3/16)

WA Mgoqi, Stadsbestuurder

CITY OF CAPE TOWN (TYGERBERG REGION)

REMOVAL OF RESTRICTIONS AND DEPARTURE

- Erf 2043, 21 Somerset Crescent Durbanville
(*second placement*)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act, Act 84 of 1967 and Section 15 of the Land Use Planning Ordinance, No 15 of 1985 that the undermentioned application has been received by the Director: Land Development Management, Provincial Government of the Western Cape and is open for inspection at Room 201, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 (Monday to Friday), tel (021) 483-4173.

Further details are also available on appointment from Mr M Theron, Directorate Town Planning, City of Cape Town, North Area, Municipal Offices, Oxford Street, Durbanville, tel (021) 970-3011, during normal office hours (08:00-13:00 and 13:30-16:00). Any objection and/or comment, with full reasons, should be submitted in writing at the offices of the abovementioned Director: Land Development Management, Private Bag X9086, Cape Town 8000, fax (021) 483-3633 with a copy to the City Manager, City of Cape Town, Town Planning, PO Box 100, Durbanville 7551, fax (021) 976-9586 or e-mail Annaleze.van_der_Westhuizen@capetown.gov.za on or before Monday, 5 December 2005, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

Applicant: Zelpy 1101 (Pty) Ltd

Nature of application: Removal of restrictive title conditions applicable to Erf 2043, 21 Somerset Crescent, Durbanville, to enable the owner to utilise the property for business purposes (offices). (Notice no 39/2005, Reference: 18/6/1/390)

WA Mgoqi, City Manager

CITY OF CAPE TOWN (TYGERBERG REGION)

REMOVAL OF RESTRICTIONS AND REZONING

- Erf 615, 78 De Bron Road, Kenridge, Durbanville
(*second placement*)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act, Act 84 of 1967 and Section 17 of the Land Use Planning Ordinance, No 15 of 1985 that the undermentioned application has been received by the Director: Land Development Management, Provincial Government of the Western Cape and is open for inspection at Room 201, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 (Monday to Friday), tel (021) 483-4173.

Further details are also available on appointment from Ms R Mosaval, Town Planning, City of Cape Town, North Area, Municipal Offices, Oxford Street, Durbanville, tel (021) 970-3053, during normal office hours (08:00-13:00 and 13:30-16:00). Any objection and/or comment, with full reasons, should be submitted in writing at the offices of the abovementioned Director: Land Development Management, Private Bag X9086, Cape Town 8000, fax (021) 483-3633 with a copy to the City Manager, City of Cape Town, Town Planning, PO Box 100, Durbanville 7551, fax (021) 976-9586 or e-mail Annaleze.van_der_Westhuizen@capetown.gov.za on or before Monday, 5 December 2005, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

Applicant: Welprop Trust

Nature of application: Removal of restrictive title conditions applicable to Erf 615 Kenridge, to enable the owner to rezone the property from Single Residential to General Business and to extend the veterinary use on the property. (Notice no 40/2005, Reference: 18/6/3/16)

WA Mgoqi, City Manager

STAD KAAPSTAD (TYGERBERG-STREEK)

OPHEFFING VAN BEPERKINGS EN AFWYKING

- Erf 2043, Somersetsingel 21, Durbanville
(*tweede plasing*)

Kennis geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967 en artikel 15 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat die onderstaande aansoek deur die Direkteur: Grondontwikkelingsbestuur, Provinsiale Regering van die Wes-Kaap ontvang is en ter insae lê by Kamer 201, Dorpstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag), tel (021) 483-4173.

Nadere besonderhede is ook volgens afspraak beskikbaar by mnr M Theron, Stad Kaapstad, Direkoraat Stadsbeplanning, Tygerberg Area (Noord), Munisipale Kantore, Oxfordstraat, Durbanville (tel: (021) 970-3011 gedurende normale kantoorure (08:00-13:00 en 13:30-16:00). Enige beswaar en/of kommentaar, met volledige redes, moet skriftelik ingedien word by die kantoor van die bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaat Sak X9086, Kaapstad 8000, faks (021) 483-3633, met 'n afskrif aan die Munisipale Bestuurder: Stad Kaapstad, Stadsbeplanning, Posbus 100, Durbanville 7551, e-pos Annaleze.van_der_Westhuizen@capetown.gov.za of faks (021) 976-9586 voor of op Maandag, 5 Desember 2005, met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Aansoeker: Zelpy 1101 (Edms) Bpk

Aard van aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op erf 2043, Somersetsingel 21, Durbanville, ten einde die eienaar in staat te stel om die eiendom vir sakedoeleindes (kantore) aan te wend. (Kennisgewing nr: 39/2005, verwysing: 18/6/1/390)

WA Mgoqi, Stadsbestuurder

STAD KAAPSTAD (TYGERBERG-STREEK)

OPHEFFING VAN BEPERKINGS EN HERSONERING

- Erf 615, De Bronweg 78, Kenridge, Durbanville
(*tweede plasing*)

Kennis geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967 en artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat die onderstaande aansoek deur die Direkteur: Grondontwikkelingsbestuur, Provinsiale Regering van die Wes-Kaap ontvang is en ter insae lê by Kamer 201, Dorpstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag), tel (021) 483-4173.

Nadere besonderhede is ook volgens afspraak beskikbaar by me R Mosaval, Stad Kaapstad, Direkoraat Stadsbeplanning, Tygerberg Area (Noord), Munisipale Kantore, Oxfordstraat, Durbanville (tel: (021) 970-3053) gedurende normale kantoorure (08:00-13:00 en 13:30-16:00). Enige beswaar en/of kommentaar, met volledige redes, moet skriftelik ingedien word by die kantoor van die bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaat Sak X9086, Kaapstad 8000, faks (021) 483-3633, met 'n afskrif aan die Munisipale Bestuurder- Stad Kaapstad, Stadsbeplanning, Posbus 100, Durbanville, 7551, e-pos Annaleze.van_der_Westhuizen@capetown.gov.za of faks (021) 976-9586, voor of op Maandag, 5 Desember 2005, met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Aansoeker: Welprop Trust

Aard van aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op erf 615, Kenridge, Durbanville, ten einde die eienaar in staat te stel om die eiendom te hersoneer vanaf enkelresidensiële- na algemenesakedoeleindes ten einde die veeartsenykundegebruik op die perseel uit te brei. (Kennisgewing nr: 40/2005, verwysing: 18/6/3/16)

WA Mgoqi, Stadsbestuurder

MOSSEL BAY MUNICIPALITY

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

ORDINANCE ON LAND USE PLANNING, 1985
(ORD. 15 OF 1985)

LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000
(ACT 32 OF 2000)

ERF 2066, MOSSEL BAY:

REMOVAL OF RESTRICTIONS

Notice is hereby given in terms of Section 3(6) of the above Act that the undermentioned application has been received and is open for inspection at the office of the Acting Municipal Manager, P.O. Box 25, Mossel Bay, 6500 and any enquiries may be directed to telephone number (044) 606 5000 or fax number (044) 606-5062.

The application is also open to inspection at the office of the Director: Integrated Environmental Management — Region A, Utilitas Building, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at telephone number (021) 483-8788 and the Directorate's fax number is (021) 483-3633.

Any objections, with full reasons therefor, should be lodged in writing at the Office of the abovementioned Director: Integrated Environmental Management — Region A, Private Bag X9086, Cape Town, 8000 with a copy to the abovementioned Municipal Manager on or before Monday, 5 December 2005 quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

In terms of Section 21 of Act 32 of 2000 persons who cannot write of read are invited to come to any one of the five Customer Care Managers of Council at Mossel Bay, D'Almeida, Kwanonqaba, Hartenbos and Great Brak River where assistance will be given to transcribe their comments or objections.

*Applicant**Nature of Application*

S & B V Maree Removal of a restrictive title condition applicable to Erf 2066, Mossel Bay, to enable the owner to build a second dwelling on the property.

E17/2/2/M2

Erf 2066, Mossel Bay

File Reference: 15/4/2/1

E Tyatya, Acting Municipal Manager

MUNISIPALITEIT MOSSELBAAI

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORD. 15 VAN 1985)

WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS, 2000
(WET 32 VAN 2000)

ERF 2066, MOSSELBAAI:

OPHEFFING VAN BEPERKINGS

Kragtens Artikel 3(6) van bogenoemde Wet word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Waarnemende Munisipale Bestuurder, Posbus 25, Mosselbaai, 6500 en enige navrae kan gerig word by telefoonnommer (044) 606 5000 of faksnommer (044) 606-5062.

Die aansoek lê ook ter insae by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur — Streek A, Utilitasgebou, Dorpstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word by (021) 483-8788 en die Direkoraat se faksnommer (021) 483-3633.

Enige besware, met volledige redes daarvoor, moet skriftelik voor of op Maandag, 5 Desember 2005, met vermelding van bogenoemde Wet en beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

In terme van Artikel 21 van Wet 32 van 2000 word persone wat nie kan lees of skryf nie, versoek om gedurende normale kantoorure enige van die vyf Klantediensbestuurders van die Raad te Mosselbaai, D'Almeida, Kwanonqaba, Hartenbos en Groot-Brakrivier onderskeidelik, te nader waar sodanige persoon gehelp sal word om sy/haar kommentaar of besware op skrif te stel.

*Aansoeker**Aard van Aansoek*

S & B V Maree Opheffing van beperkende titelvoorwaarde van toepassing op Erf 2066, Mosselbaai ten einde die eienaar in staat te stel om 'n tweede wooneenheid op die eiendom te bou.

E17/2/2/M2

Erf 2066, Mosselbaai

Lêerverwysing: 15/4/2/1

E Tyatya, Wnde. Munisipale Bestuurder

MOSSEL BAY MUNICIPALITY

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

ORDINANCE ON LAND USE PLANNING, 1985
(ORD. 15 OF 1985)

LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000
(ACT 32 OF 2000)

ERF 279, HARTENBOS, MOSSEL BAY:
REMOVAL OF RESTRICTIONS

Notice is hereby given in terms of Section 3(6) of the above Act that the undermentioned application has been received and is open for inspection at the office of the Acting Municipal Manager, P.O. Box 25, Mossel Bay, 6500 and any enquiries may be directed to telephone number (044) 606-5000 or fax number (044) 606-5062.

The application is also open to inspection at the office of the Director: Integrated Environmental Management — Region A, Utilitas Building, 1 Dorp Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at telephone number (021) 483-8788 and the Directorate's fax number (021) 483-3633.

Any objections, with full reasons therefor, should be lodged in writing at the Office of the abovementioned Director: Integrated Environmental Management — Region A, Private Bag X9086, Cape Town, 8000 with a copy to the abovementioned Municipal Manager on or before Monday, 12 December 2005 quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

In terms of Section 21 of Act 32 of 2000 persons who cannot write or read are invited to come to any of the five Customer Care Managers of Council at Mossel Bay, D'Almeida, Kwanonqaba, Hartenbos and Great Brak River where assistance will be given to transcribe their comments or objections.

*Applicant**Nature of Application*

J J Thunemann	Removal of a restrictive title condition applicable to Erf 279, Hartenbos, Mossel Bay, to enable the owner to build a second dwelling on the property.
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E17/2/2/AH5

Erf 2079, Htb, Mossel Bay

File Reference: 15/4/37/1

E Tyatya, Acting Municipal Manager

MUNISIPALITEIT MOSSELBAAI

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORD. 15 VAN 1985)

WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS, 2000
(WET 32 VAN 2000)

ERF 279, HARTENBOS, MOSSELBAAI:
OPHEFFING VAN BEPERKINGS

Kragtens Artikel 3(6) van bogenoemde Wet word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Waarnemende Munisipale Bestuurder, Posbus 25, Mosselbaai, 6500 en enige navrae kan gerig word by telefoonnommer (044) 606-5000 of faksnommer (044) 606-5062.

Die aansoek lê ook ter insae by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur — Streek A, Utilitasgebou, Dorpstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word by (021) 483-8788 en die Direktoraat se faksnommer (021) 483-3633.

Enige besware, met volledige redes daarvoor, moet skriftelik voor of op Maandag, 12 Desember 2005, met vermelding van bogenoemde Wet en beswaarmaker se ernommer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

In terme van Artikel 21 van Wet 32 van 2000 word persone wat nie kan lees of skryf nie, versoek om gedurende normale kantoorure enige van die vyf Klantediensbestuurders van die Raad te Mosselbaai, D'Almeida, Kwanonqaba, Hartenbos en Groot-Brakrivier onderskeidelik, te nader waar sodanige persoon gehelp sal word om sy/haar kommentaar of besware op skrif te stel.

*Aansoeker**Aard van Aansoek*

J J Thunemann	Opheffing van beperkende titelvoorwaarde van toepassing op Erf 279, Hartenbos, Mosselbaai ten einde die eienaar in staat te stel om 'n tweede wooneenheid op die eiendom te bou.
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E17/2/2/AH5

Erf 279, Htb, Mosselbaai

Lêerverwysing: 15/4/37/1

E Tyatya, Wnde. Munisipale Bestuurder

MOSSSEL BAY MUNICIPALITY

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

ORDINANCE ON LAND USE PLANNING, 1985
(ORD. 15 OF 1985)

LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000
(ACT 32 OF 2000)

ERF 2066, MOSSSEL BAY: REMOVAL OF RESTRICTIONS

Notice is hereby given in terms of Section 3(6) of the above Act that the undermentioned application has been received and is open for inspection at the office of the Acting Municipal Manager, P.O. Box 25, Mossel Bay, 6500 and any enquiries may be directed to telephone number (044) 606-5000 or fax number (044) 606-5062.

The application is also open to inspection at the office of the Director: Integrated Environmental Management — Region A, Utilitas Building, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at telephone number (021) 483-8788 and the Directorate's fax number is (021) 483-3633.

Any objections, with full reasons therefor, should be lodged in writing at the Office of the abovementioned Director: Integrated Environmental Management — Region A, Private Bag X9086, Cape Town, 8000 with a copy to the abovementioned Municipal Manager on or before Monday, 5 December 2005 quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

In terms of Section 21 of Act 32 of 2000 persons who cannot write or read are invited to come to any one of the five Customer Care Managers of Council at Mossel Bay, D'Almeida, Kwanonqaba, Hartenbos and Great Brak River where assistance will be given to transcribe their comments or objections.

*Applicant**Nature of Application*

S & B V Maree
Removal of a restrictive title condition applicable to Erf 2066, Mossel Bay, to enable the owner to build a second dwelling on the property.

E17/2/2/M2

Erf 2066, Mossel Bay

File Reference: 15/4/2/1

E Tyatya, Acting Municipal Manager

MUNISIPALITEIT MOSSSELBAAI

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORD. 15 VAN 1985)

WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS, 2000
(WET 32 VAN 2000)

ERF 2066, MOSSSELBAAI: OPHEFFING VAN BEPERKINGS

Kragtens Artikel 3(6) van bogenoemde Wet word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Waarnemende Munisipale Bestuurder, Posbus 25, Mosselbaai, 6500 en enige navrae kan gerig word by telefoonnummer (044) 606-5000 of faksnummer (044) 606-5062.

Die aansoek lê ook ter insae by die kantoor van die Direkteur: Geïntegreerde Qmgewingsbestuur — Streek A, Utilitasgebou, Dorpstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word by (021) 483-8788 en die Direktoraat se faksnummer (021) 483-3633.

Enige besware, met volledige redes daarvoor, moet skriftelik voor of op Maandag, 5 Desember 2005, met vermelding van bogenoemde Wet en beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

In terme van Artikel 21 van Wet 32 van 2000 word persone wat nie kan lees of skryf nie, versoek om gedurende normale kantoorure enige van die vyf Klantediensbestuurders van die Raad te Mosselbaai, D'Almeida, Kwanonqaba, Hartenbos en Groot-Brakrivier onderskeidelik, te nader waar sodanige persoon gehelp sal word om sy/haar kommentaar of besware op skrif te stel.

*Aansoeker**Aard van Aansoek*

S & B V Maree
Opheffing van beperkende titlevoorwaarde van toepassing op Erf 2066, Mosselbaai ten einde die eienaar in staat te stel om 'n tweede wooneenheid op die eiendom te bou.

E17/2/2/M2

Erf 2066, Mosselbaai

Lêer Verwysing: 15/4/2/1

E Tyatya, Wnde Munisipale Bestuurder

CITY OF CAPE TOWN

(CAPE TOWN REGION)

REMOVAL OF RESTRICTIONS, SUBDIVISION,
CONSENT AND DEPARTURES

- Erf 1515 Camps Bay
(second placement)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act, No 84 of 1967 and Sections 24 and 15(1)(a)(ii) of the Land Use Planning Ordinance, No 15 of 1985 and the Cape Town Zoning Scheme that the undermentioned application has been received and is open for inspection at the office of the Manager: Land Use Management, City of Cape Town, 14th Floor, Civic Centre, Hertzog Boulevard, Cape Town from 08:30-12:30 Monday to Friday and at the office of the Head of Department, Department of Environmental Affairs and Development Planning, Development Management, Provincial Government of the Western Cape, 6th Floor, Utilitas Building, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 Monday to Friday. Any objections or comments with full reasons therefor, must be lodged in writing at the office of the abovementioned Head of Department, Department of Environmental Affairs and Development Planning, Development Management, Private Bag X9086, Cape Town, 8000, with a copy to the Manager: Land Use Management, City of Cape Town, PO Box 4529, Cape Town, 8000, or fax (021) 421-1963 on or before the closing date, quoting, the above Act and Ordinance, the belowmentioned reference number, and the objector's erf, phone numbers and address. Objections and comments may also be hand-delivered to the abovementioned street addresses by no later than the closing date. If your response is not sent to these addresses and/or fax number, and, as a consequence arrives late, it will be deemed to be invalid. For any further information, contact K McGilton, tel (021) 400-2683 at the City of Cape Town. The closing date for objections and comments is 5 December 2005.

File Ref: LM2762 (90358)

Applicant: KA Hodge

Address: 11 Ravensteyn Road

Nature of Application: Removal of restrictive title conditions applicable to Erf 1515, 11 Ravensteyn Road, Camps Bay, to enable the owners to subdivide the property into two portions and to erect a double dwelling on Portion 1 and a single dwelling on Portion 2. Portion 1 \pm 790 m² in extent and Portion 2 \pm 600 m² in extent. The building line restrictions will be encroached. This application includes a subdivision into 2 portions, consent for a double dwelling on 1 portion and setback departures. Consent for a double dwelling and Departures from the Zoning Scheme Regulations have been applied for relating to building setbacks. The following departures from the Zoning Scheme Regulations have been applied for:

Portion 1: Section 54(2) — First floor deck and balcony setback 2,06 m and 3,0 m in lieu of 3,113 m from the North Boundary.

Section 54(2) — First floor deck and dwelling units with overlooking features setback 1,985 m and 1,385 m in lieu of 3,113 m from the South boundary.

Section 15(3) — Consent to permit a double dwelling in a single residential zone.

Portion 2: Section 54(2) — First floor deck and balcony setback 1,985 m in lieu of 2,5 m from the North boundary.

Section 47(1) — Ground and First floor setback 3,420 m in lieu of 4,5 m from Horak Avenue.

WA Mgoqi, City Manager

STAD KAAPSTAD

(KAAPSTAD-STREEK)

OPHEFFING VAN BEPERKINGS, ONDERVERDELING,
TOESTEMMING EN AFWYKINGS

- Erf 1515 Kampsbaai
(tweede plasing)

Kennis geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967 en artikel 15(1)(a)(ii) van die Ordonnansie op Grondgebruikbeplanning, nr 15 van 1985 dat die onderstaande aansoek ontvang is en van 08:00-12:30 (Maandag tot Vrydag) ter insae beskikbaar is by die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, 14de Verdieping, Toringblok, Burgersentrum, Hertzog-boulevard 12, Kaapstad, 8001 en by die kantoor van die Departementshoof: Omgewingsake en Ontwikkelingsbeplanning, Provinsiale Regering van die Wes-Kaap, 6de Verdieping, Utilitasgebou, Dorpstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Enige besware of kommentaar, met die volledige redes daarvoor, moet skriftelik ingedien word by die kantoor van bogenoemde Departementshoof: Departement Omgewingsake en Ontwikkelingsbeplanning, Privaat Sak X9086, Kaapstad, 8000, met 'n afskrif aan die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, Posbus 4529, Kaapstad, 8000 of gefaks na (021) 421-1963 voor of op die sluitingsdatum, met vermelding van bogenoemde Wet en Ordonnansie, die onderstaande verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware en kommentaar kan ook per hand afgelewer word by bogenoemde straatadresse teen nie later nie as die sluitingsdatum. Indien u reaksie nie na hierdie adresse en/of faksnommer gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere besonderhede, skakel asseblief vir K McGilton, tel (021) 400-2683, Stad Kaapstad. Die sluitingsdatum vir besware en kommentaar is 5 Desember 2005.

Leer verw: LM2762 (90358)

Aansoeker: KA Hodge

Adres: Ravensteynweg 11

Aard van aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op erf 1515, Ravensteynweg 11, Kampsbaai om die eienaars in staat te stel om die eiendom in twee gedeeltes te onderverdeel en 'n dubbelwoning op gedeelte 1 en 'n enkelwoning op gedeelte 2 op te rig (gedeelte 1 \pm 790 m² groot en gedeelte 2 \pm 600 m² groot). Die boulynbeperkings sal oorskry word. Hierdie aansoek behels 'n onderverdeling in twee gedeeltes, toestemming vir 'n dubbelwoning op een gedeelte en inspringsafwykings. Aansoek is gedoen om toestemming vir 'n dubbelwoning en afwykings van die Soneringskemaregulasies wat gebou-insprings betref. Aansoek is gedoen om die volgende afwykings van die Soneringskemaregulasies:

Gedeelte 1: artikel 54(2) — inspringsing ten opsigte van dek op eerste verdieping en balkon: 3,0 m in plaas van 3,113 m vanaf die noordelike grens.

Artikel 54(2) — inspringsing ten opsigte van dek op eerste verdieping en wooneenhede met uitkykmerke: 1,985 m en 1,385 m in plaas van 3,113 m vanaf die suidelike grens.

artikel 15(3) — toestemming om 'n dubbelmotorhuis in 'n enkelresidensiële sone toe te laat.

Gedeelte 2: artikel 54(2) — inspringsing ten opsigte van dek op eerste verdieping en balkon: 1,985 m in plaas van 2,5 m vanaf die noordelike grens.

Artikel 47(1) — inspringsing ten opsigte van grond- en eerste verdieping: 3,420 m in plaas van 4,5 m vanaf Horaklaan.

WA Mgoqi, Stadsbestuurder

CITY OF CAPE TOWN

(CAPE TOWN REGION)

REMOVAL OF RESTRICTIONS AND DEPARTURES

- Erf 382 Camps Bay
(second placement)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act, No 84 of 1967 and Section 15(1)(a)(i) of the Land Use Planning Ordinance, No 15 of 1985 and Section 27(1) of the Cape Town Zoning Scheme Regulations that the undermentioned application has been received and is open for inspection at the office of the Manager: Land Use Management, City of Cape Town, 14th Floor, Civic Centre, Hertzog Boulevard, Cape Town, from 08:30-12:30 Monday to Friday and at the office of the Head of Department, Department of Environmental Affairs and Development Planning, Development Management, Provincial Government of the Western Cape, 6th Floor, Utilitas Building, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 Monday to Friday. Any objections or comments with full reasons therefor, must be lodged in writing at the office of the abovementioned Head of Department, Department of Environmental Affairs and Development Planning, Development Management, Private Bag X9086, Cape Town, 8000, with a copy to the Manager: Land Use Management, City of Cape Town, PO Box 4529, Cape Town, 8000, or fax (021) 421-1963 on or before the closing date, quoting, the above Act and Ordinance, the belowmentioned reference number, and the objector's erf and phone numbers and address.

Objections and comments may also be hand-delivered to the abovementioned street addresses by no later than the closing date. If your response is not sent to these addresses and/or fax number, and, as a consequence arrives late, it will be deemed to be invalid. For any further information, contact K McGilton, tel (021) 400-2683 at the City of Cape Town. The closing date for objections and comments is 5 December 2005.

File Ref: LM2804 (91812)

Owner: Design Line Architect

Address: 13 Sedgemoor Road

Nature of Application: Removal of restrictive title conditions applicable to Erf 382, 13 Sedgemoor Road, Camps Bay, to enable the owner to convert the ground floor accommodation (above the basement garages) to a second dwelling unit (73 m² in extent). The owner wishes to use the deck in front of the 3,15 m setback as an additional stoep area. The building line restrictions will also be encroached. This application includes the departure of land use conditions to permit a second dwelling (granny flat) and a ground floor building line departure. Departures from the Zoning Scheme Regulations have been applied for.

WA Mgoqi, City Manager

STAD KAAPSTAD

(KAAPSTAD-STREEK)

OPHEFFING VAN BEPERKINGS EN AFWYKINGS

- Erf 382 Kampsbaai
(tweede plasing)

Kennis geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967 en artikel 15(1)(a)(i) van die Ordonnansie op Grondgebruikbeplanning, nr 15 van 1985 dat die onderstaande aansoek ontvang is en van 08:00-12:30 (Maandag tot Vrydag) ter insae beskikbaar is by die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, 14de Verdieping, Toringblok, Burgersentrum, Hertzog-boulevard 12, Kaapstad, 8001 en by die kantoor van die Departementshoof: Omgewingsake en Ontwikkelingsbeplanning, Provinsiale Regering van die Wes-Kaap, 6de Verdieping, Utilitasgebou, Dorpstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Enige besware of kommentaar, met die volledige redes daarvoor, moet skriftelik ingedien word by die kantoor van bogenoemde Departementshoof: Departement Omgewingsake en Ontwikkelingsbeplanning, Privaat Sak X9086, Kaapstad, 8000, met 'n afskrif aan die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad. Posbus 4529, Kaapstad, 8000 of gefaks na (021) 421-1963 voor of op die sluitingsdatum, met vermelding van bogenoemde Wet en ordonnansie, die onderstaande verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres.

Besware en kommentaar kan ook per hand afgelewer word by bogenoemde straatadresse teen nie later nie as die sluitingsdatum. Indien u reaksie nie na hierdie adresse en/of faksnommer gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere besonderhede, skakel asseblief vir K McGilton, tel (021) 400-2683, Stad Kaapstad. Die sluitingsdatum vir besware en kommentaar is 5 Desember 2005.

Lêer verw: LM2804 (91812)

Eienaar: Design Line Argitek

Adres: Sedgemoorweg 13

Aard van aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op Erf 382, Sedgemoorweg 13, Kampsbaai om die eienaar in staat te stel om die akkommodasie op die grondverdieping (bo die kelderverdieping-motorhuise) te omskep in 'n tweede wooneenheid (73 m² groot). Die eienaar wil die dek voor die 3,15 m-insprings as 'n bykomende stoepgedeelte gebruik. Die boulynbeperkings sal ook oorskry word. Hierdie aansoek behels ook die afwyking van grondgebruikafwykings om 'n tweede woning (oumawoonstel) toe te laat, asook 'n grondverdieping-boulynafwyking. Aansoek is gedoen om afwykings van die Soneringskema-regulasies.

WA Mgoqi, Stadsbestuurder

CITY OF CAPE TOWN (CAPE TOWN REGION)
REMOVAL OF RESTRICTIONS AND DEPARTURE

- Erf 42622 Cape Town at Crawford rd (*second placement*)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act, No 84 of 1967 and Section 15(2)(a) of the Land Use Planning Ordinance, No 15 of 1985 that the undermentioned applications have been received and are open for inspection at the office of the Manager: Land Use Management, City of Cape Town, 14th Floor, Civic Centre, Hertzog Boulevard, Cape Town, from 08:30-12:30 Monday to Friday and at the office of the Director: Integrated Environmental Management (Region B2), Department of Environmental Affairs and Development Planning, Provincial Government of the Western Cape, at Room 604, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 Monday to Friday. Any objections or comments with full reasons therefor, must be lodged in writing at the office of the abovementioned Director: Land Development Management, Private Bag X9086, Cape Town, 8000, with a copy to the Manager: Land Use Management, City of Cape Town, PO Box 4529, Cape Town, 8000, or fax (021) 421-1963 on or before the closing date, quoting, the above Act and Ordinance, the belowmentioned reference number, and the objector's erf, phone numbers and address. Objections and comments may also be hand-delivered to the abovementioned street addresses by no later than the closing date. If your response is not sent to these addresses and/or fax number, and, as a consequence arrives late, it will be deemed to be invalid. For any further information contact Ms V Macdonald, tel (021) 400-4253 at the City of Cape Town. The closing date for objections and comment is 5 December 2005.

File Ref: LM3056 (95238)

Applicant: Mogamat Noer Essop

Address: 97 Fifth Avenue

Nature of Application: Removal of restrictive title conditions applicable to Erf 42622, to enable the owner to erect security gates on the property. The street building line restriction will be encroached. The following Departures from the Zoning Scheme Regulations have been applied for:

Section 47(1) — To permit a double garage 0 m in lieu of 4,5 m from Fifth Avenue.

Section 47(1) — To permit a covered entrance setback 0,8 m in lieu of 4,5 m from Fifth Avenue.

WA Mgoqi, City Manager

BERG RIVER MUNICIPALITY
ERF 307, VELDRIF
REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act, 1967 (Act 84 of 1967) that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager, Berg River Municipality and any enquiries may be directed to Mr. W. Wagener, Head Planning and Development, P.O. Box 60 (13 Church Street) Piketberg, 7320 at tel (022) 913-1126 or fax (022) 913-1380.

The application is also open to inspection at the office of the Director: Integrated Environmental Management; Region 132, Provincial Government of the Western Cape, at Room 804, 1 Dorp Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at 021-483 4589 or fax 021-483 4372.

Any objections, with full reasons therefor, should be lodged in writing at the office of the above-mentioned Director: Integrated Environmental Management; Region B2 at Private Bag X9086, Cape Town, 8000, with a copy to the above-mentioned Municipal Manager on or before 5 December 2005, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

Applicant

Nature of Application

H H Phyfer

Removal of restrictive title conditions applicable to Erf 307, corner of Jacaranda and Dahlia Street, Veldrif, to enable the owner to subdivide the property into two portions (Portion A ± 736 m² in extent and Remainder ± 736 m² in extent) for residential purposes. The building line restrictions will be encroached.

MN 73/2005

STAD KAAPSTAD (KAAPSTAD-STREEK)
OPHEFFING VAN BEPERKINGS EN AFWYKING

- Erf 42622 Kaapstad te Crawford (*tweede plasing*)

Kennis geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967 en artikel 15(2)(a) van die Ordonnansie op Grondgebruikbeplanning, nr 15 van 1985 en die Kaapstad Soneringskema regulasies dat die onderstaande aansoek ontvang is en van 08:00-12:30 (Maandag tot Vrydag) ter insae beskikbaar is by die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, 14de Verdieping, Toringblok, Burgersentrum, Hertzog-boulevard 12, Kaapstad, 8001 en by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur (Streek B2), Provinsiale Regering van die Wes-Kaap, Kamer 604, Dorpstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Enige besware of kommentaar, met die volledige redes daarvoor, moet skriftelik ingedien word by die kantoor van bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaat Sak X9086, Kaapstad, 8000, met 'n afskrif aan die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, Posbus 4529, Kaapstad, 8000 of gefaks na (021) 421-1963, voor of op die sluitingsdatum, met vermelding van bogenoemde Wet en Ordonnansie, die onderstaande verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware en kommentaar kan ook per hand afgelewer word by bogenoemde straatadresse teen nie later nie as die sluitingsdatum. Indien u reaksie nie na hierdie adresse en/of faksnommer gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere besonderhede, skakel asseblief vir me V Macdonald, tel (021) 400-4253, Stad Kaapstad. Die sluitingsdatum vir besware en kommentaar is 5 Desember 2005.

Leer verw: LM3056 (95238)

Aansoeker: Mogamat Noer Essop

Adres: Vyfde Laan 97

Aard van aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op Erf 42622, om die eienaar in staat te stel om sekuriteitshekke op die eiendom op te rig. Die straatboulynbeperkings sal oorskry word. Aansoek is gedoen om die volgende afwykings van die Soneringskema regulasies:

Artikel 47(1) om 'n dubbelmotorhuis 0 m in plaas van 4,5 m vanaf Vyfde Laan toe te laat:

Artikel 47(1) om 'n inspringsing ten opsigte van 'n onderdakingang toe te laat 0,8 m in plaas van 4,5 m vanaf Vyfde Laan.

WA Mgoqi, Stadsbestuurder

BERGRIVIER MUNISIPALITEIT
ERF 307, VELDDRIF
WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

Kragtens artikel 3(6) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder, Bergrivier Munisipaliteit en enige navrae kan gerig word aan W. Wagener: Hoof Beplanning en Ontwikkeling, Posbus 80 (Kerkstraat 13), Piketberg, 7320 tel. (022) 913-1126 of faks (022) 913-1380.

Die aansoek lê ook ter insae by die Kantoor van die Direkteur, Geïntegreerde Omgewingsbestuur: Streek B2, Provinsiale Regering van die Wes-Kaap, by Kamer 804, Dorpstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan 021-483 4589 en faksnommer 021-483 4372.

Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Streek B2, Privaatsak X9086, Kaapstad, 8000 met 'n afskrif aan die bogenoemde Munisipale Bestuurder, ingedien word op of voor 6 Desember 2005 met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Aansoeker

Aard van Aansoek

H H Phyfer

Opheffing van beperkende titelvoorwaardes van toepassing op Erf 307, geleë op die hoek van Jakarandastraat en Dahliastraat, Veldrif, ten einde die eienaars in staat te stel om die eiendom in twee gedeeltes (Gedeelte A ± 736 m² groot en Restant ± 736 m² groot) te onderverdeel vir residensiële doeleindes. Die boulynbeperkings sal oorskry word.

MK 73/2005

CITY OF CAPE TOWN (BLAAUWBERG REGION)

REMOVAL OF RESTRICTIONS AND REZONING:
ERF 3847, 22 RAATS DRIVE, TABLE VIEW, MILNERTON
(second placement)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act, Act 84 of 1967 and Section 17(2)(a) of the Land Use Planning Ordinance No. 15 of 1985 that the undermentioned application has been received and is open for inspection during normal office hours at the office of the Manager: Urban Planning and Economic Development, Milpark Centre, Koeberg Road, Milnerton and at the office of the Director: Integrated Environmental Management (Region B2), Department of Environmental Affairs & Development Planning, Provincial Government of the Western Cape, Room 604, 1 Dorp Street, Cape Town. Any objections or comments with full reasons therefor must be lodged in writing at the office of the abovementioned Director: Integrated Environmental Management (Region B2), Private Bag X9086, Cape Town, 8000 (Tel. 021 483-4588 / Fax 021 483-4372), with a copy to the Manager: Urban Planning and Economic Development, PO Box 35, Milnerton, 7435 (Tel. 021 550-1093 / Fax 021 550-7517) on or before 9 December 2005, quoting the reference numbers "LC3847T" and "E17/2/2/2/AT1/ERF3847 TABLE VIEW" and the objector's erf and phone numbers and address. If your response is not sent to these addresses and/or fax numbers and as a consequence thereof arrives late after the closing date for objections, it will be deemed to be invalid. Any objections received will be referred to the applicant for comments. In terms of Section 21(4) of the Municipal Systems Act, Act 32 of 2000 any person who cannot read or write may come during office hours to the above office and will be assisted to transcribe his/her comments or representation.

File Ref: LC3847T

Applicant: Plan Africa Consulting CC (Tel. 021 552-0807) on behalf of Milprops 365 CC

Address: 54 Milpark Centre, Koeberg Road, Milnerton, 7441

Nature of Application: Removal of restrictive title conditions applicable to Erf 3847, 22 Raats Drive, Table View, to enable the property to be utilised for business purposes and for the rezoning of the property from Single Dwelling Residential to General Business GB.2.

Dr Wallace Mgoqi, City Manager

BERG RIVER MUNICIPALITY

ERF 465, VELDDRIF
REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act, 1967 (Act 84 of 1967) that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager, Berg River Municipality and any enquiries may be directed to Mr. W. Wagener, Head Planning and Development, P.O. Box 60 (13 Church Street), Piketberg 7320 at tel (022) 913-1126 or fax (022) 913-1380.

The application is also open to inspection at the office of the Director: Integrated Environmental Management, Region B2, Provincial Government of the Western Cape, at Room 604, 1 Dorp Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at (021) 483-4589 or fax (021) 483-4372.

Any objections, with full reasons therefor, should be lodged in writing at the office of the above-mentioned Director. Integrated Environmental Management: Region B2 at Private Bag X9086, Cape Town, 8000, with a copy to the above-mentioned Municipal Manager on or before a December 2005, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

Applicant

Nature of Application

L A and D A Pool

Removal of restrictive title conditions applicable to Erf 465, Voortrekker Street, Velddrif, to enable the owner to subdivide the property into four portions with an average erf size of 535 m² for residential purposes. The building line restrictions will be encroached.

MN 73/2005

STAD KAAPSTAD (BLAAUWBERG-STREEK)

OPHEFFING VAN BEPERKINGS EN HERSONERING:
ERF 3847, RAATSRYLAAN 22, TABLE VIEW, MILNERTON
(tweede plasing)

Kennisgewing geskied hiermee ingevolge Artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967 en Artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning Nr. 15 van 1985 dat die ondergemelde aansoek ontvang is en ter insae beskikbaar is gedurende normale kantoorure by die kantoor van die Bestuurder, Stedelike Beplanning en Ekonomiese Ontwikkeling, Milpark Sentrum, Koebergweg, Milnerton, 7435 en by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur (Streek B2), Departement Omgewingsake en Ontwikkelingsbeplanning, Provinsiale Regering van die Wes-Kaap, Kamer 604, Dorpstraat 1, Kaapstad. Enige besware of kommentaar met volledige redes daarvoor moet skriftelik ingedien word by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur (Streek B2), Privaatsak X9086, Kaapstad, 8000 (Tel. 021 483-4588/Faks 021 483-4372), met 'n afskrif aan die Bestuurder: Stedelike Beplanning en Ekonomiese Ontwikkeling, Posbus 35, Milnerton, 7435 (Tel. 021 550-1093 / Faks 021 550-7517) op of voor 9 Desember 2005, met vermelding van die bogenoemde Wet, die verwysingsnommers "LC3847T" en "E17/2/2/2/AT1/ERF3847 TABLE VIEW" en die beswaarmaker se erf- en telefoonnommers en adres. Indien u reaksie nie na hierdie adresse en/of faksnommers gestuur word nie en gevolglik laat ontvang word, sal dit as ongeldig geag word. Enige besware ontvang sal na die aansoeker verwys word vir kommentaar. Ingevolge Artikel 21(4) van die Wet op Munisipale Stelsels, Wet 32 van 2000 kan enige persoon wat nie kan lees of skryf nie gedurende kantoorure na bestaande kantoor kom waar hy/sy gehelp sal word om sy/haar kommentaar of versoë neer te skryf.

Lêer Verw: LC3847T

Aansoeker: Plan Africa Consulting CC (Tel. 021 552-0807), namens Milprops 365 CC

Adres: Milpark Sentrum 54, Koebergweg, Milnerton, 7441

Aard van Aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op Erf 3347, Raatsrylaan 22, Table View, ten einde die eiendom aan te wend vir sakedoeleindes, asook die hersonering van die erf vanaf Enkelwoningresidensiële gebruiksones na Algemene Besigheid GB.2.

Dr Wallace Mgoqi, Stadsbestuurder

BERGRIVIER MUNISIPALITEIT

ERF 465, VELDDRIF
WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

Kragtens artikel 3(6) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1987) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder, Bergrivier Munisipaliteit en enige navrae kan gerig word aan W. Wagener: Hoof Beplanning en Ontwikkeling, Posbus 60 (Kerkstraat 13), Piketberg, 7320 tel. (022) 913-1126 of faks (022) 913-1380.

Die aansoek lê ook ter insae by die Kantoor van die Direkteur, Geïntegreerde Omgewingsbestuur: Streek B2, Provinsiale Regering van die Wes-Kaap, by Kamer 604, Dorpstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan (021) 483-4589 en faksnummer (021) 483-4372.

Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Streek B2, Privaatsak X9086, Kaapstad, 8000 met 'n afskrif aan die bogenoemde Munisipale Bestuurder, ingedien word op of voor 5 Desember 2005 met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Aansoeker

Aard van Aansoek

L A en A D Pool

Opheffing van beperkende titelvoorwaardes van toepassing op Erf 465, Voortrekkerstraat, Velddrif, ten einde die eiendoms in staat te stel om die eiendom in vier gedeeltes met 'n gemiddelde van 535 m², te onderverdeel vir residensiële doeleindes. Die boulynbeperkings sal oorskry word.

MK 72/2005

SWARTLAND MUNICIPALITY

NOTICE 104/05/06

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

ERF 1577, MALMESBURY

Notice is hereby given in terms of section 3(6) of the above Act that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager, Swartland Municipality, and any enquires may be directed to the Chief: Planning and Development, Church Street, Private Bag X52, Malmesbury swartland@swartland.org.za. Tel: (022) 487-9400, fax: (022) 487-9440.

The application is also open to inspection at the office of the Director, Land Development Management: Provincial Government of the Western Cape, at Room 604, 1 Dorp Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquires in this regard may be made at (021) 483-4589 and the directorate's fax number is (021) 483-4372.

Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Director: Land Development Management: Private Bag X9086, Cape Town, 8000 with a copy to the abovementioned Municipal Manager on or before 12 December 2005, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

*Applicant**Nature of Application*

C K Rumboll & Partners	Removal of restrictive title conditions applicable to Erf 1577, Malmesbury, 66 Bergzicht Street, to enable the owners to subdivide the property into two portions, namely Portion A, ± 806 m ² and the Remainder ± 887 m ² , to enable a dwelling to be erected on the proposed Portion A. Building line restrictions will be encroached.
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J T Steenkamp, Acting Municipal Manager, Municipal Office, Private Bag X52, Malmesbury.

MATZIKAMA MUNICIPALITY

NOTICE: REMOVAL OF RESTRICTIONS,
1967 (ACT 84 OF 1967) AND SUBDIVISION

Notice is hereby given in terms of Section 3(6) of the above Act and in terms of Section 24(2) of the Land Use Planning Ordinance, No 15 of 1985, that the undermentioned application has been received and is open to inspection at the office of the Acting Municipal Manager, Matzikama Municipality and any enquiries may be directed to the Director: Administration, Sanlam Building, Church Street, Vredendal at the undermentioned contact numbers and addresses.

The application is also open to inspection at the office of the Director, Integrated Environmental Management: Region B2, Provincial Government of the Western Cape, at Room 604, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at 021-483 4588 and the Directorate's fax number is 021-483 3098.

Any objections, with full reasons therefor, should be lodged in writing at the office of the above-mentioned Director: Integrated, Environmental Management: Region B2 at Private Bag X9086, Cape Town, 8000, with a copy to the above-mentioned Acting Municipal Manager, on or before 12 December 2005, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

*Applicant**Nature of Application*

Louis de Bruin Land Surveyor	Removal of a restrictive title conditions applicable to Erf 986, Vanrhynsdorp, 26 and 28 Hongerblom Street, to enable the owner to subdivide the property into two portions of 952 m ² each, for residential purposes. Building line restrictions will be encroached.
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D G I O'Neill, Acting Municipal Manager, Municipal Offices, P.O. Box 98, Vredendal, 8160

Tel: 027-201 3300. Fax: 027-2133238

E-mail: vred12@matzikamamun.co.za

MUNISIPALITEIT SWARTLAND

KENNISGEWING 104/05/06

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

ERF 1577, MALMESBURY

Kragtens artikel 3(6) van bostaande Wet word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder, Swartland Munisipaliteit, en enige navrae kan gerig word aan die Hoof: Beplanning en Ontwikkelings, Kerkstraat, Privaatsak X52, Malmesbury, swartland@swartland.org.za, telefoon: (022) 487-9400, faks: (022) 487-9440.

Die aansoek lê ook ter insae by die Kantoor van die Direkteur, Grondontwikkelingsbestuur, Provinsiale Regering van die Wes-Kaap, by Kamer 604, Dorpstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan (021) 483-4589 en die Direktooraat se faksnommer is (021) 483-4372.

Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaatsak X9086, Kaapstad, 8000 met 'n afskrif aan die bogenoemde Munisipale Bestuurder, ingedien word op of voor 12 Desember 2005 met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

*Aansoeker**Aard van Aansoek*

CK Rumboll & Vennote	Opheffing van beperkende titelvoorwaardes van toepassing op Erf 1577, Malmesbury, Bergzichtstraat 66, ten einde die eienaars in staat te stel om die eiendom te onderverdeel in twee gedeeltes, naamlik gedeelte A ± 806 m ² en die Restant, ± 887 m ² , ten einde 'n woning op te rig op die voorgestelde Gedeelte A. Boulyn-beperkings sal oorskry word.
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J T Steenkamp, Waarnemende Munisipale Bestuurder, Munisipale Kantoor, Privaatsak X52, Malmesbury.

MUNISIPALITEIT MATZIKAMA

KENNISGEWING: WET OP OPHEFFING VAN BEPERKINGS,
1967 (WET 84 VAN 1967) EN ONDERVERDELING

Kragtens Artikel 3(6) van bostaande Wet en Artikel 24(2) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Nr 15 van 1985), word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Waarnemende Munisipale Bestuurder, Matzikama Munisipaliteit. Enige navrae kan gerig word aan die Direkteur: Administrasie, Sanlamgebou, Kerkstraat, Vredendal by onderstaande kontaknummers en -adres.

Die aansoek lê ook ter insae by die Kantoor van die Direkteur, Geïntegreerde Omgewingsbestuur: Streek B2, Provinsiale Regering van die Wes-Kaap, by Kamer 604, Dorpstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan 021-483-4588 en die Direktooraat se faksnommer is 021-483 3098.

Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur: Streek B2, Privaatsak X9086, Kaapstad, 8000 met 'n afskrif aan bogenoemde Waarnemende Munisipale Bestuurder ingedien word op of voor 12 Desember 2005 met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

*Aansoeker**Aard van Aansoek*

Louis de Bruin Landmeter	Opheffing van beperkende titelvoorwaarde van toepassing op Erf 986, Vanrhynsdorp, Hongerblomstraat 26 en 28 ten einde die eienaar in staat te stel om die eiendom te onderverdeel in twee gedeeltes van 952 m ² elk, vir residensiële doeleindes. Boulyn-beperkings sal oorskry word.
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D G I O'Neill, Wnde Munisipale Bestuurder, Munisipale Kantoor, Posbus 98, Vredendal, 8160

Tel 027-201 3300. Faks: 027-2133238

E-pos: vred12@matzikamamun.co.za

BERG RIVER MUNICIPALITY

ERF 205, VELDDRIF

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act, 1967 (Act 84 of 1967) that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager, Berg River Municipality and any enquiries may be directed to Mr. W. Wagener, Head Planning and Development, P.O. Box 60 (13 Church Street), Piketberg, 7320 at tel (022) 913-1126 or fax (022) 913-1380.

The application is also open to inspection at the office of the Director: Integrated Environmental Management: Region B2, Provincial Government of the Western Cape, at Room 604, 1 Dorp Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries (in this regard may be made at 021-483 4589 or fax 021-483 4372.

Any objections, with full reasons therefor, should be lodged in writing at the office of the above-mentioned Director: Integrated Environmental Management: Region B2 at Private Bag X9086, Cape Town, 8000, with a copy to the above-mentioned Municipal Manager on or before 5 December 2005, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

*Applicant**Nature of Application*

J J Binneman

Removal of restrictive title conditions applicable to Erf 245, 9 Acasia Avenue, Velddrif, to enable the owner to subdivide the property into two portions (Portion A $\pm 537 \text{ m}^2$ in extent and Remainder $\pm 943 \text{ m}^2$ in extent) for residential purposes. The building line restrictions will be encroached.

MN 74/2005

TENDERS

N.B. Tenders for commodities/services, the estimated value of which exceeds R20 000, are published in the Government Tender Bulletin, which is obtainable from the Government Printer, Private Bag X85, Pretoria, on payment of a subscription.

NOTICES BY LOCAL AUTHORITIES

BREDE RIVER/WINELANDS MUNICIPALITY

Montagu Office

MN NR. 178/2005

PROPOSED REZONING AND SUBDIVISION OF
ERF 4427, LONG STREET, MONTAGU

(Ordinance 15 of 1985, Land Use Planning)

Notice is hereby given in terms of the provisions of Section 17 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), that Council has received an application from TPS Town and Regional Planners on behalf of JP & MI Marais for a subdivision of erf 4427, Montagu into two portions (Portion A — $\pm 3570 \text{ m}^2$ and Remainder — $\pm 344 \text{ m}^2$) and the rezoning of Portion A from Central Business zone to General Residential zone to erect 14 flats.

The application will be open for inspection at the Montagu Office during normal office hours. Written legal and fully motivated objections/comments, if any, must be lodged with the Municipal Manager, Private Bag X2, Ashton, 6715, before or on 28 November 2005.

Further details are obtainable from Mr Jack van Zyl (023-614 8000) during office hours. Any person who cannot write may come to the office mentioned above, during office hours where a staff member of the municipality will assist that person to transcribe his/her comments or representations.

N Nel, Municipal Manager, Municipal Office, Private Bag X2, Ashton 6715.

4 November 2005

31734

BERGRIVIER MUNISIPALITEIT

ERF 205, VELDDRIF

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

Kragtens artikel 3(6) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967) word hiermee kennis gegee dat die onderstaande aansoek ontvang is on ter insae lê by die kantoor van die Munisipale Bestuurder, Bergrivier Munisipaliteit en enige navrae kan gerig word aan W. Wagener, Hoof Beplanning en Ontwikkeling, Posbus 60 (Kerkstraat 13), Piketberg, 7320 tel. (022) 913-1126 of faks (022) 913-1380.

Die aansoek lê ook ter insae by die Kantoor van die Direkteur, Geïntegreerde Omgewingsbestuur: Streek B2, Provinsiale Regering van die Wes-Kaap, by Kamer 604, Dorpstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan 021-483 4589 en faksnommer 021-483 4372.

Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur: Streek B2, Privaatsak X9086, Kaepstad, 8000 met 'n afskrif aan die bogenoemde Munisipale Bestuurder, ingedien word op of voor 5 Desember 2005 met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

*Aansoeker**Aard van Aansoek*

J J Binneman

Opheffing van beperkende titelvoorwaardes van toepassing op Erf 205, Akasialaan 9, Velddrif, ten einde die eienaars in staat te stel om die eiendom in twee gedeeltes (Gedeelte A $\pm 537 \text{ m}^2$ groot en Restant $\pm 903 \text{ m}^2$ groot) te onderverdeel vir residensiële doeleindes. Die boulynbeperkings sal oorskry word.

MK 74/2005

TENDERS

L.W. Tenders vir kommoditeite/dienste waarvan die beraamde waarde meer as R20 000 beloop, word in die Staatstenderbulletin gepubliseer wat by die Staatsdrukker, Privaatsak X85, Pretoria, teen betaling van 'n intekengeld verkrygbaar is.

KENNISGEWINGS DEUR PLAASLIKE OWERHEDE

MUNISIPALITEIT BREËRIVIER/WYNLAND

Montagu Kantoor

MK NR. 178/2005

VOORGESTELDE HERSONERING EN ONDERVERDELING VAN
ERF 4427, LANGSTRAAT, MONTAGU

(Ordonnansie 15 van 1985, Grondgebruikbeplanning)

Kennis geskied hiermee ingevolge Artikel 17 en 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is van TPS Stads- en Streekbeplanners namens JP & MI Marais vir die onderverdeling van erf 4427, Montagu in twee dele (Gedeelte A — $\pm 3570 \text{ m}^2$ en Restant — $\pm 344 \text{ m}^2$) en die hersonering van Gedeelte A vanaf Sentrale Besigheidsone na Algemene Residensiële sone ten einde 14 woonstelle op te rig.

Die aansoek lê ter insae gedurende kantoorure in die Montagu Kantoor en skriftelike regseldige en goed gemotiveerde besware/kommentaar, indien enige moet nie later as 28 November 2005 skriftelik by die Munisipale Bestuurder, Privaatsak X2, Ashton, 6715, ingedien word nie.

Navrae kan gerig word aan mnr Jack van Zyl by telefoonnommer 023-614 8000. 'n Persoon wat nie kan skryf nie kan gedurende kantoorure na bogenoemde kantoor kom waar 'n personeellid van die Munisipaliteit daardie persoon sal help om sy/haar kommentaar of vertoë af te skryf.

N Nel, Munisipale Bestuurder, Munisipale Kantoor, Privaatsak X2, Ashton 6715.

4 November 2005

31734

BREEDE RIVER/WINELANDS MUNICIPALITY

PROPOSED REZONING AND CONSENT USE:

THE FARM CONCORDIA NO. 110/6,
THE VINEYARD NO. 111/4 AND COOSBERG NO. 114/2,
MONTAGU, PORTIONS FROM AGRICULTURAL ZONE I TO
RESIDENTIAL ZONE V (5 GUEST HOUSE UNITS AND A
GROUPHOUSE) AND A CONSENT USE ON
AGRICULTURAL ZONE I FOR A TOURIST FACILITY
(RESTAURANT: AREA FOR POTJIEKOS) AND A FARMSTORE

In terms of Section 17(2)a of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), regulation 4.7 of the Scheme Regulations promulgated at P.N. 353 of 20 June 1986 and the stipulations of Government Notice No. R1183 of Section 26 of the Environmental Conservation Act, 1989 (Act No. 73 of 1989) notice is hereby given that an application has been received for the proposed rezoning and consent use as set out below. This application is to be submitted to Council and will be available for scrutiny at Council's Department of Planning and Economic Development (Montagu) at 3 Piet Retief Street, Montagu. Further details are obtainable from Martin Oosthuizen (023-614 8000) during office hours.

Applicant: Umsiza Planning

Property: Protea Farm

Owner: Protea Landgoed Familie Trust

Locality: ± 25 km north-west of Montagu

Size: 714,5 ha

Proposal: Overnight accommodation and tourist facilities

Existing zoning: Agricultural zone I

Written, legal and fully motivated objections/comments, if any, against the application must be lodged in writing with the undersigned on or before Monday, 5 December 2005.

Any person who cannot write may come during office hours to a place where a staff member of the municipality named in the invitation, will assist that person to transcribe that person's comments or representations. Late objections will not be considered.

N Nel, Municipal Manager, Breede River/Winlands Municipality, Private Bag X2, Ashton 6715.

[Notice no MN 172/2005] 4 November 2005 31732

BREEDE RIVER/WINELANDS MUNICIPALITY

Robertson Office

MN NR. 179/2005

PROPOSED CONSOLIDATION, REZONING AND
CONSENT USE OF ERVEN 255, 256 AND 261,
WHITE STREET, ROBERTSON

(Ordinance 15 of 1985, Land Use Planning)

Notice is hereby given in terms of the provisions of Sections 15 and 17 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), that Council has received an application from CG Sweet for the consolidation of erven 255 and 256 and the rezoning thereof as well as erf 261, Robertson from Single Residential zone to General Residential zone with consent use to accommodate two houses on erf 261, Robertson.

The application will be open for inspection at the Robertson Office during normal office hours. Written legal and fully motivated objections/comments, if any, must be lodged with the Municipal Manager, Private Bag X2, Ashton, 6715, before or on 28 November 2005.

Further details are obtainable from Mr Jack van Zyl (023-614 8000) during office hours. Any person who cannot write may come to the office mentioned above, during office hours where a staff member of the municipality will assist that person to transcribe his/her comments or representations.

N Nel, Municipal Manager, Municipal Office, Private Bag X2, Ashton 6715.

4 November 2005 31735

BREËRIVIER/WYNLAND MUNISIPALITEIT

VOORGESTELDE HERSONERING EN
VERGUNNINGSGEBRUIK: DIE PLAAS CONCORDIA NR. 110/6,
THE VINEYARD NR. 111/4 EN COOSBERG NR. 114/2,
MONTAGU, GEDEELTES VANAF LANDBOUSONE I NA
RESIDENSIEËLE SONE V (5 GASTEHUIS EENHEDE EN
GROEPSHUIS) EN 'N VERGUNNINGSGEBRUIK OP
LANDBOUSONE I VIR 'N TOERISTEFASILITEIT
(RESTAURANT: POTJIEKOSTERREIN) EN PLAASWINKEL

Kennis geskied hiermee ingevolge die bepalings van artikel 17(2)a van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985), regulasie 4.7 van die Skemaregulasies afgekondig by P.K. 353 van 20 Junie 1986 en die bepalings van Staatskennisgewing Nr. R1183 van artikel 26 van die Omgewingsbewaringswet van 1989 (Wet Nr. 73 van 1989) dat 'n aansoek om 'n voorgestelde hersonering en vergunningsgebruik soos hieronder uiteengesit by die Raad voorgelê gaan word en dat dit gedurende kantoorure ter insae lê by die Raad se Departement Beplanning en Ekonomiese Ontwikkeling (Montagu) te Piet Retiefstraat 3, Montagu. Nadere besonderhede is gedurende kantoorure by Martin Oosthuizen (023-614 8000) beskikbaar.

Aansoeker: Umsiza Planning

Eiendom: Protea Plaas

Eienaar: Protea Landgoed Familie Trust

Ligging: ± 25 km noord wes van Montagu

Grootte: 714,5 ha

Voorstel: Oornagakkommodasie met toeristefasiliteite

Huidige sonering: Landbousone I

Skriftelike, regsgeldige en goed gemotiveerde besware/kommentaar, indien enige, kan by die ondergemelde adres of by hierdie Raad se Montagu kantoor ingedien word voor of op Maandag, 5 Desember 2005.

'n Persoon wat nie kan skryf nie kan gedurende kantoorure na 'n plek kom waar 'n personeelid van die Munisipaliteit, wat in die uitnodiging gemeld word, daardie persoon sal help om die persoon se kommentaar of vertoë af te skryf. Geen laat besware sal oorweeg word nie.

N Nel, Munisipale Bestuurder, Breërivier/Wynland Munisipaliteit, Privaatsak X2, Ashton 6715.

[Kennisgewingnommer: MK 172/2005] 4 November 2005 31732

MUNISIPALITEIT BREËRIVIER/WYNLAND

Robertson Kantoor

MK NR. 179/2005

VOORGESTELDE KONSOLIDASIE, HERSONERING EN
VERGUNNINGSGEBRUIK VAN ERWE 255, 256 EN 261,
WHITESTRAAT, ROBERTSON

(Ordonnansie 15 van 1985, Grondgebruikbeplanning)

Kennis geskied hiermee ingevolge Artikels 15 en 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is van CG Sweet vir die konsolidasie van erwe 255 en 256 en die hersonering daarvan asook erf 261, Robertson van Enkelwoningzone na Algemene Woningzone met 'n vergunningsgebruik ten einde twee wonings op erf 261, Robertson te akkommodeer.

Die aansoek lê ter insae gedurende kantoorure in die Robertson Kantoor en skriftelike regsgeldige en goed gemotiveerde besware/kommentaar, indien enige moet nie later as 28 November 2005 skriftelik by die Munisipale Bestuurder, Privaatsak X2, Ashton, 6715, ingedien word nie.

Navrae kan gerig word aan mnr Jack van Zyl by telefoonnommer 023-614 8000. 'n Persoon wat nie kan skryf nie kan gedurende kantoorure na bogenoemde kantoor kom waar 'n personeelid van die Munisipaliteit daardie persoon sal help om sy/haar kommentaar of vertoë af te skryf.

N Nel, Munisipale Bestuurder, Munisipale Kantoor, Privaatsak X2, Ashton 6715.

4 November 2005 31735

BREDE RIVER/WINELANDS MUNICIPALITY

PROPOSED REZONING: PORTION 141 OF
THE FARM BOSJESMANSDRIFT NO. 174, SWELLEN-
DAM,
PORTIONS FROM AGRICULTURAL ZONE I TO RESIDENTIAL
ZONE V (5 GUEST HOUSE UNITS)

In terms of Section 17(2)a of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), regulation 4.7 of the Scheme Regulations promulgated at P.N. 353 of 20 June 1986 and the stipulations of Government Notice No. R1183 of Section 26 of the Environmental Conservation Act, 1989 (Act No. 73 of 1989) notice is hereby given that an application has been received for the proposed rezoning and consent use as set out below. This application is to be submitted to Council and will be available for scrutiny at Council's Department of Planning and Economic Development (Montagu) at 3 Piet Retief Street, Montagu and Bonnievale office at Main Street, Bonnievale. Further details are obtainable from Martin Oosthuizen (023-614 8000) during office hours.

Applicant: Van Niekerk en Linde Attorneys

Property: Bosjesmanspad No. 174/141, Swellendam

Owner: Mynard Jacobus Slabbert

Locality: ± 5,5 km east of Bonnievale

Size: 16,7213 ha

Proposal: Overnight accommodation

Existing zoning: Agricultural zone I

Written, legal and fully motivated objections/commemts, if any, against the application must be lodged in writing with the undersigned or at the Bonnievale office on or before Monday, 5 December 2005.

Any person who cannot write may come during office hours to a place where a staff member of the municipality named in the invitation, will assist that person to transcribe that person's comments or representations. Late objections will not be considered.

N Nel, Municipal Manager

Brede River/Winelands Municipality, Private Bag X2, Ashton, 6715

[Notice no MN 173/2005]

4 November 2005

31733

BREDE VALLEY MUNICIPALITY

APPLICATION FOR REZONING
ERF 11564, 95 VAN ZYL AVENUE, WORCESTER

Notice is hereby given in terms of Section 17(2)(a) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for the rezoning of erf 11564, 95 Van Zyl Avenue, Worcester (Residential Zone I to Business Zone II) in order to allow the owner to operate a fishery.

Particulars regarding the application are available at the office of the Director: Corporate Services, Room 213, (Bennett Hlongwana) Tel. No 023-3482621, Civic Centre, Baring Street, Worcester.

Written objections, if any, should be lodged in writing with the Municipal Manager, Private Bag X3046, Worcester 6849 and must reach the undersigned on or before 5 December 2005.

A.A. Paulse, Municipal Manager

(Notice 114/2005)

4 November 2005

31736

BREËRIVIER/WYNLAND MUNISIPALITEIT

VOORGESTELDE HERSONERING: GEDEELTE 141 VAN DIE
PLAAS BOSJESMANSDRIFT NR. 174, SWELLEN-
DAM,
GEDEELTES VANAF LANDBOUSONE I NA RESIDENSIEËLE
SONE V (5 GASTEHUIS EENHEDE)

Kennis geskied hiermee ingevolge die bepalings van artikel 17(2)a van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985), regulasie 4.7 van die Skemaregulasies afgekondig by P.K. 353 van 20 Junie 1986 en die bepalings van Staatskennisgewing Nr. R1183 van artikel 26 van die Omgewingsbewaringswet van 1989 (Wet Nr. 73 van 1989) dat 'n aansoek om 'n voorgestelde hersonering soos hieronder uiteengesit by die Raad voorgelê gaan word en dat dit gedurende kantoorure ter insae lê by die Raad se Departement Beplanning en Ekonomiese Ontwikkeling (Montagu) te Piet Retiefstraat 3, Montagu en die Bonnievale kantoor te Hoofstraat, Bonnievale. Nadere besonderhede is gedurende kantoorure by Martin Oosthuizen (023-614 8000) beskikbaar.

Aansoeker: Van Niekerk en Linde Prokureurs

Eiendom: Bosjesmansdrift Nr. 174/141, Swellendam

Eienaar: Mynard Jacobus Slabbert

Ligging: ± 5,5 km oos van Bonnievale

Grootte: 16,7213 ha

Voorstel: Oornagakkommodasie

Huidige sonering: Landbousone I

Skriftelike, regsgeldige en goed gemotiveerde besware/kommentaar, indien enige, kan by die ondergemelde adres of by hierdie Raad se Bonnievale kantoor ingedien word voor of op Maandag, 5 Desember 2005.

'n Persoon wat nie kan skryf nie kan gedurende kantoorure na 'n plek kom waar 'n personeellid van die Munisipaliteit, wat in die uitnodiging gemeld word, daardie persoon sal help om die persoon se kommentaar of versoë af te skryf. Geen laat besware sal oorweeg word nie.

N Nel, Munisipale Bestuurder

Breërivier/Wynland Munisipaliteit, Privaatsak X2, Ashton, 6715

[Kennisgewing nommer: MK 173/2005]

4 November 2005

31733

BREDEVALLEI MUNISIPALITEIT

AANSOEK OM HERSONERING
ERP 11564, VAN ZYLLAAN 95, WORCESTER

Kennis geskied hiermee ingevolge die bepalings van Artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek om hersonering van erf 11564, Van Zyllaan 95, Worcester, (Residensiële sone I na Sakesone II) ontvang is, ten einde die eienaar in staat te stel om 'n viswinkel te bedryf.

Volledige besonderhede van die aansoek is beskikbaar in die kantoor van die Direkteur: Korporatiewe Dienste, Kamer 213, Burgersentrum, Baringstraat, Worcester (mnr Bennett Hlongwana) Tel. No 023-3482621.

Besware, indien enige, moet skriftelik gerig word aan die Munisipale Bestuurder, Privaatsak X3046, Worcester, 6849 om die ondergetekende te bereik voor of op 5 Desember 2005.

A.A. Paulse, Munisipale Bestuurder

(Kennisgewing Nr. 114/2005)

4 November 2005

31736

CITY OF CAPE TOWN (CAPE TOWN REGION)

SUBDIVISION, CONSENT, DEPARTURES AND DELETION OF SCHEDULE CONDITIONS

- Remainder Erf 31993 Cape Town at Rosebank

Notice is hereby given in terms of Sections 24, 15 and 9(2) of the Land Use Planning Ordinance No 15 of 1985 and Section 9 of the Cape Town Zoning Scheme Regulations that the undermentioned application has been received and is open for inspection at the office of the Manager: Land Use Management, City of Cape Town, 14th Floor, Civic Centre, Hertzog Boulevard, Cape Town, from 08:30-12:30 Monday to Friday.

Any objections and/or comments, with full reasons therefor, must be submitted in writing, quoting the relevant reference number, the objector's street, postal address and contact telephone numbers to the Manager: Land Use Management, PO Box 4529, Cape Town 8000, or hand-delivered to the abovementioned address, fax (021) 421-1963 or e-mailed Ben.Schoeman@capetown.gov.za on or before the closing date. If your response is not sent to these addresses or fax number, and if, as a consequence it arrives late, it will be deemed to be invalid. For any further information, contact B Schoeman, tel (021) 400-2726 at the City of Cape Town. The closing date for objections and comments is 5 December 2005.

File Ref: LM 1919 (61507)

Applicant: David Hellig and Abrahamse

Address: 24 Main Road

Nature of Application: Deletion of Schedule Conditions and Subdivision to enable the subdivision of the property into two portions (Portion A ± 1607 m² and the Remainder ± 2797 m²), Council's Consent in terms of Section 108 of the Cape Town Zoning Scheme Regulations for building work in an Urban Conservation Area, and for various Departures from the Zoning Scheme Regulations for Portion A relating to the number of habitable rooms, setbacks and parking; in order to permit business use (offices and shops) on the Remainder, and a block of flats to be erected on Portion A.

WA Mgoqi, City Manager

4 November 2005

31739

CITY OF CAPE TOWN (TYGERBERG REGION)

REZONING AND DEPARTURES

- Erf 4540, 204 Durban Road, Oakdale, Bellville

Notice is hereby given in terms of the Land Use Planning Ordinance, No 15 of 1985 that an application has been received for the rezoning of erf 4540 from Office Park Zone to Secondary Business Area to allow development of the property for the purposes of a vehicle sales office and showroom with a floor area of approximately 248 m². A bulk factor of 1 and coverage of 52% are proposed. Application is also made for the relaxation of the lateral and rear building lines to 0 m and the relaxation of the parking requirement of 6 bays per 100 m² floor area prescribed in the Oakdale Policy Plan from 15 bays to 10 bays. Additional information is available on appointment from Miss S van Gend, Urban Planning, Municipal Offices, Voortrekker Road, Bellville, tel (021) 918-2080 during office hours. Any objections to the proposed use, should be fully motivated and lodged in writing at the offices of the Area Planner: East, PO Box 2, Bellville 7535 (Municipal Building, Voortrekker Road, Bellville) before or on 5 December 2005.

Kindly note that the applicant must be afforded the opportunity to comment on any objections received before the application can be submitted to Council for a decision.

WA Mgoqi, City Manager

4 November 2005

31744

STAD KAAPSTAD (KAAPSTAD-STREEK)

ONDERVERDELING, TOESTEMMING, AFWYKINGS EN SKRAPPING VAN SKEDULEVOORWAARDES

- Restant Erf 31993 Kaapstad te Rosebank

Kennis geskied hiermee ingevolge artikels 24, 15 en 9(2) van die Ordonnansie op Grondgebruikbeplanning, nr 15 van 1985 en artikel 9 van die Kaapstad-soneringskema regulasies dat die onderstaande aansoek ontvang is en van 08:00-12:30 (Maandag tot Vrydag) ter insae beskikbaar is by die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, 14de Verdieping, Toringblok, Burgersentrum, Hertzog-boulevard 12, Kaapstad 8001.

Enige besware of kommentaar, met die volledige redes daarvoor, moet skriftelik ingedien word by die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, Posbus 4529, Kaapstad 8000 of gefaks na (021) 421-1963 of per e-pos na Ben.Schoeman@capetown.gov.za, voor of op die sluitingsdatum, met vermelding van bogenoemde wet en ordonnansie, die onderstaande verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware en kommentaar kan ook per hand afgelewer word by bogenoemde straatadresse teen nie later nie as die sluitingsdatum. Indien u reaksie nie na hierdie adresse en/of faksnommer gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere besonderhede, skakel asseblief vir B Schoeman, tel (021) 400-2726, Stad Kaapstad. Die sluitingsdatum vir besware en kommentaar is 5 Desember 2005.

Lêer verw: LM 1919 (61507)

Aansoeker: David Hellig en Abrahamse

Adres: Hoofweg 24

Aard van aansoek: Skrapping van skedulevoorwaardes en onderverdeling met die oog op die onderverdeling van die eiendom in twee gedeeltes (gedeelte A ± 1607 m² en restant ± 2797 m²), die Raad se toestemming ingevolge artikel 108 van die Kaapstad-soneringskema regulasies vir bouwerk in 'n stedelike bewaarea, en vir verskeie afwykings van die soneringskema regulasies vir gedeelte A met betrekking tot die getal bewoonbare kamers, inspringings en parkeerplekke, ten einde sakegebruik (kantore en winkels) op die restant toe te laat, en die oprigting van 'n blok woonstelle op gedeelte A.

WA Mgoqi, Stadsbestuurder

4 November 2005

31739

STAD KAAPSTAD (TYGERBERG-STREEK)

HERSONERING EN AFWYKINGS

- Erf 4540, Durbanweg 204, Oakdale, Bellville

Kennis geskied hiermee ingevolge die Ordonnansie op Grondgebruikbeplanning, Nr. 15 van 1985, dat 'n aansoek ontvang is vir die hersonering van die bovermelde perseel vanaf Kantoorparksone na Sekondêre Sakesone einde die oprigting van 'n motorvertoonlokaal met vloeroppervlakte van ± 248 m² toe te laat. Die voorgestelde vloeroppervlaktefaktor is 1 en dekkingsoppervlakte 52%. Aansoek word ook gedoen vir afwykings van die laterale en agterboulyne na 0 m en die verslapping van die parkeervereiste van 6/100 m² soos voorgeskryf in die Oakdale Beleidsplan vanaf 15 na 10 parkeerplekke. Nadere besonderhede is gedurende kantoorure op afspraak van mej S van Gend, Stadsbeplanning, Munisipale Kantore, Voortrekkerweg, Bellville, tel (021) 918-2080 verkrygbaar. Enige besware teen die voorgestelde gebruik moet skriftelik gemotiveer word en beteken word op die kantoor van die Area-beplanner: Oos, Posbus 2, Bellville 7535 (Munisipale Kantore, Voortrekkerweg, Bellville) voor of op 5 Desember 2005.

Neem asseblief kennis dat die aansoeker geleentheid gebied moet word om kommentaar te lewer op enige besware wat ontvang word alvorens die aansoek aan die Raad voorgelê kan word vir 'n beslissing.

WA Mgoqi, Stadsbestuurder

4 November 2005

31744

CITY OF CAPE TOWN (HELDERBERG REGION)

REZONING, SUBDIVISION AND DEPARTURE

- Erf 6343, Hibiscus Avenue Gordon's Bay (Registered in Strand)

Notice is hereby given in terms of the provisions of Sections 15(2)(a), 17(2)(a) and 24(2)(a) of Land Use Planning Ordinance, No 15 of 1985 that the Council has received the undermentioned application, which is available for inspection during office hours (08:00-12:30), at the 1st floor, Director: Town Planning, Land Use Management Branch, municipal offices, Somerset West. Written objections, if any, stating reasons and directed to the Director: Town Planning, PO Box 19, Somerset West 7129, fax (021) 850-4354, or e-mailed ciska.smit@capetown.gov.za, or hand-delivered to the Land Use Management Branch, 1st Floor, Municipal Offices, Andries Pretorius Street, Somerset West, quoting the undermentioned reference number, will be received from 4 November 2005 up to 5 December 2005.

If your response is not sent to this address, e-mail address or fax number and, as a consequence arrives late, it will be deemed to be invalid.

Ref no: Erf 6343 GBY (registered in Strand)

Applicant: Messrs IC@Plan

Nature of Application:

- The subdivision of Erf 6343, Hibiscus Road, Gordon's Bay (registered in Strand) into two portions of approximately 6 060 m² (Remainder) and 4 206 m² (Portion 1) in extent;
- The rezoning of Erf 6343, Hibiscus Road, Gordon's Bay from Agricultural Zone to Single Residential Zone (Remainder) and General Residential Zone (portion 1);
- The rezoning of unregistered Erf 33149 (a portion of Erf 5070) from Group Housing Zone to Private Road to allow for a right of way servitude to be registered to gain access to the proposed Portion 1 from Summervale Village;
- The departure from the Gordons Bay Zoning Scheme Regulations on the proposed Portion 1 of Erf 6343, Hibiscus Road, Gordons Bay in order to allow for the relaxation of all 4,5 m building lines to 3,0 m;
- The approval of the site development plan to allow the construction of double storey apartment blocks comprising of 46 flats in total.

Any enquiries in the above regard can be directed to Zuko Mdingi, tel (021) 850-4363.

(Notice no: 85UP/2005)

WA Mgoqi, City Manager

4 November 2005

31741

STAD KAAPSTAD (HELDERBERG-STREEK)

HERSONERING, ONDERVERDELING EN AFWYKING

- Erf 6343, Hibiscusweg, Gordonsbaai (geregistreer in die Strand)

Kennis geskied hiermee ingevolge die bepalings van Artikels 15(2)(a), 17(2)(a) & 24(2)(a) van Ordonnansie 15 van 1985 dat die Raad die onderstaande aansoek ontvang het, wat gedurende kantoorure (08:00-12:30) by die 1ste verdieping, Direkteur: Stadsbeplanning, Grondgebruikbeplanningsafdeling, munisipale kantore, Somerset-Wes, ter insae lê. Skriftelike besware, indien enige, met 'n opgaaf van redes en gerig aan die Direkteur: Stadsbeplanning & Omgewing, Posbus 19, Somerset-Wes 7129, of faks (021) 850-4354, of per e-pos aan ciska.smit@capetown.gov.za, of per hand afgelewer by die Grondgebruikbestuursafdeling, 1ste verdieping, Munisipale Kantore, Andries Pretoriusstraat, Somerset-Wes, met vermelding van die onderstaande verwysingsnommer, word vanaf 4 November 2005 tot 5 Desember 2005 ingewag.

Indien u terugvoer nie na die bogenoemde adres, e-pos adres of faksnommer gestuur word nie en indien dit as gevolg daarvan laat arriveer, sal dit as ongeldig geag word.

Verw no.: Erf 6343 GBY (geregistreer in die Strand)

Applikant: Mnre IC@Plan

Aard van aansoek:

- Die onderverdeling van Erf 6343, Hibiscusweg, Gordonsbaai (geregistreer in die Strand) in twee gedeeltes van ongeveer 6 060 m² (Restant) en 4 206 m² (Gedeelte 1), groot;
- Die hersonering van Erf 6343, Hibiscusweg, Gordonsbaai vanaf Landbousone na Enkelwoonsone (Restant) en Algemene Woonsone (Gedeelte 1);
- Die hersonering van ongeregistreerde Erf 33149 ('n gedeelte van Erf 5070) vanaf Groepbehuisingone na Privaatpad vir die registrasie van 'n reg-van-weg serwituut om toegang na die voorgestelde Gedeelte 1 vanaf Summervale Village te bewerkstellig;
- Die afwyking van die Gordonsbaai Soneringskema regulasies op die voorgestelde Gedeelte 1 van Erf 6343, Hibiscusweg, Gordonsbaai ten einde die verslapping van alle 4,5 m boulyne na 3,0 m, toe te laat;
- Die goedkeuring van die terreinontwikkelingsplan vir die konstruksie van dubbelverdieping woonstelblokke bestaande uit 46 woonstelle in totaal.

Enige navrae in die bogenoemde verband kan aan Zuko Mdingi, tel (021) 850-4363 gerig word.

(Kennisgewing no: 85UP/2005)

WA Mgoqi, Stadsbestuurder

4 November 2005

31741

CITY OF CAPE TOWN (TYGERBERG REGION)

REZONING

- Erven 3575 and 15449, situated between Durban Road and Havenga Street, Bellville

Notice is hereby given in terms of the Land Use Planning Ordinance, No 15 of 1985, that an application has been received for the rezoning of the abovementioned erven from Single Residential Purposes to Secondary Business Area. The following zoning parameters will be applicable:

Bulk factor: 0,46

Coverage: 40%

Height: 2 floors

Parking: a total of 12 bays will be provided at a ratio of 6 per 100 m² floor area for retail and 4 per 100 m² for offices.

Development proposals entail development of the consolidated site for a showroom, a storeroom and office facilities. Access will be obtained from Durban Road. Additional information is available on appointment from Ms S van Gend, Urban Planning, Municipal Offices, Voortrekker Road, Bellville, tel (021) 918-2080 during office hours.

Any objections to the proposed use, should be fully motivated and lodged in writing at the offices of the Area Planner: East, PO Box 2, Bellville 7535 (Municipal Building, Voortrekker Road, Bellville) before or on 5 December 2005.

Kindly note that the applicant must be afforded the opportunity to comment on any objections received before the application can be submitted to Council for a decision.

WA Mgoqi, City Manager

4 November 2005

31743

GEORGE MUNICIPALITY

NOTICE NO: 351/2005

PROPOSED SUBDIVISION: ERF 2179,
42 STAG DRIVE, PACALTS DORP

Notice is hereby given that Council has received an application for the subdivision of the abovementioned property into 2 portions (Portion A = 453 m² and Remainder = 387 m²) in terms of Section 24(2) of Ordinance 15/1985.

Details of the proposal are available for inspection at the Council's office at Bloemhof Centre, York Street, George, during normal office hours, Mondays to Fridays. Enquiries: Keith Meyer, Reference: Erf 2179, Pacaltsdorp.

Motivated objections, if any, must be lodged in writing with the Deputy Director: Planning, by not later than Monday, 5 December 2005.

Any person, who is unable to write, can submit their objection verbally to the Council's office where they will be assisted by a staff member to put their comments in writing.

GW Louw, Acting Municipal Manager

Civic Centre, York Street, George, 6530

Tel: 044-801 9435

Fax: 044-801 9196

E-mail: keith@george.org.za

4 November 2005

31745

STAD KAAPSTAD (TYGERBERG-STREEK)

HERSONERING

- Erwe 3575 en 15449 begrens deur Durbanweg en Havengastraat, Bo-Oakdale, Bellville

Kennis geskied hiermee ingevolge die Ordonnansie op Grondgebruik-beplanning, Nr. 15 van 1985, dat 'n aansoek ontvang is vir die hersonering van bovermelde erwe van Enkelwoonsone na Sekondêre Sakesone. Die voorgestelde soneringsparameters is as volg:

Vloeroppervlaktefaktor: 0,46

Dekkingsoppervlakte: 40%

Hoogte: 2 vloere

Parking: 'n Totaal van 12 parkeerplekke sal voorsien word teen 'n verhouding van 6/100 m² vloeroppervlakte vir sakedoeleindes en 4/100 m² vir kantore.

Die ontwikkelingsvoorstelle behels ontwikkeling van die gekonsolideerde perseel as 'n vertoonlokaal, stoorfasiliteite en kantore. Toegang sal verkry word vanaf Durbanweg. Nadere besonderhede is gedurende kantoore op afspraak van mej S van Gend, Stadsbeplanning, Munisipale Kantore, Voortrekkerweg, Bellville, tel (021) 918-2080 verkrygbaar.

Enige besware teen die voorgestelde gebruik moet skriftelik gemotiveer word en beteken word op die kantoor van die Areabeplanner: Oos, Posbus 2, Bellville 7535 (Munisipale Kantore, Voortrekkerweg, Bellville) voor of op 5 Desember 2005.

Neem asseblief kennis dat die aansoeker geleentheid gebied moet word om kommentaar te lewer op enige besware wat ontvang word alvorens die aansoek aan die Raad voorgelê kan word vir 'n beslissing.

WA Mgoqi, Stadsbestuurder

4 November 2005

31743

MUNISIPALITEIT GEORGE

KENNISGEWING NR: 351/2005

VOORGESTELDE ONDERVERDELING: ERF 2179,
STAGRYLAAN 42, PACALTS DORP

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het vir die onderverdeling van bogenoemde eiendom in 2 gedeeltes (Gedeelte A = 453 m² en Restant = 387 m², in terme van Artikel 24(2) van die Ordonnansie 15/1985.

Volledige besonderhede van die voorstel sal gedurende gewone kantoore, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te Bloemhofsentrum, Yorkstraat, George. Navrae: Keith Meyer, Verwysing: Erf 2179, Pacaltsdorp.

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk-Direkteur: Beplanning ingedien word nie later nie as Maandag, 5 Desember 2005.

Indien 'n persoon nie kan skryf nie, kan sodanige persoon sy kommentaar mondelings by die Raad se kantoor aflê waar 'n persoon eellid sal help om die kommentaar/vertoë op skrif te stel.

GW Louw, Waarnemende Munisipale Bestuurder

Burgersentrum, Yorkstraat, George, 6530

Tel: 044-801 9435

Faks: 044-801 9196

E-pos: keith@george.org.za

4 November 2005

31745

GEORGE MUNICIPALITY

NOTICE NO: 349/2005

DEPARTURE: ERF 5608, 6 CLINIC STREET, PACALTS DORP

Notice is hereby given that the Council has received an application for a Departure in terms of Section 15 of Ordinance 15/1985 to enable the owner to operate a House Shop on the abovementioned property for five (5) years.

Details of the proposal are available for inspection at the Council's office at Bloemhof Centre, York Street, George, during normal office hours, Monday to Friday. Enquiries: Keith Meyer, Reference: Erf 5608, Pacaltsdorp.

Motivated objections, if any, must be lodged in writing with the Deputy Director: Planning, by not later than Monday, 5 December 2005.

Any person, who is unable to write, can submit their objection verbally to the Council's office where they will be assisted by a staff member to put their comments in writing.

GW Louw, Acting Municipal Manager

Civic Centre, York Street, George, 6530

Tel: 044-801 9435

Fax: 044-801 9196

E-mail: keith@george.org.za

4 November 2005

31746

GEORGE MUNICIPALITY

NOTICE NO: 350/2005

DEPARTURE: ERF 2287, 10 CORPORATION STREET, PACALTS DORP

Notice is hereby given that the Council has received an application for a Departure in terms of Section 15 of Ordinance 15/1985 to enable the owner to operate a House Shop on the abovementioned property for five (5) years.

Details of the proposal are available for inspection at the Council's office at Bloemhof Centre, York Street, George, during normal office hours, Monday to Friday. Enquiries: Keith Meyer, Reference: Erf 2287, Pacaltsdorp.

Motivated objections, if any, must be lodged in writing with the Deputy Director: Planning, by not later than Monday, 5 December 2005.

Any person, who is unable to write, can submit their objection verbally to the Council's office where they will be assisted by a staff member to put their comments in writing.

GW Louw, Acting Municipal Manager

Civic Centre, York Street, George, 6530

Tel: 044-801 9435

Fax: 044-801 9196

E-mail: keith@george.org.za

4 November 2005

31747

MUNISIPALITEIT GEORGE

KENNISGEWING NR: 349/2005

AFWYKING: ERF 5608, CLINICSTRAAT 6, PACALTS DORP

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het om Afwyking in terme van Artikel 15 van Ordonnansie 15/1985 ten einde die eienaar in staat te stel om 'n Huiswinkel vir vyf (5) jaar op bogenoemde eiendom te bedryf.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag, ter insae beskikbaar wees by die Raad se kantoor te Bloemhofsentrum, Yorkstraat, George. Navrae: Keith Meyer, Verwysing: Erf 5608, Pacaltsdorp.

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk Direkteur: Beplanning ingedien word nie later nie as Maandag, 5 Desember 2005.

Indien 'n persoon nie kan skryf nie, kan sodanige persoon sy kommentaar mondelings by die Raad se kantoor aflê waar 'n persoooneellid sal help om die kommentaar/vertoë op skrif te stel.

GW Louw, Waarnemende Munisipale Bestuurder

Burgersentrum, Yorkstraat, George, 6530

Tel: 044-801 9435

Faks: 044-801 9196

E-pos: keith@george.org.za

4 November 2005

31746

MUNISIPALITEIT GEORGE

KENNISGEWING NR: 350/2005

AFWYKING: ERF 2287, CORPORATIONSTRAAT 10, PACALTS DORP

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het om Afwyking in terme van Artikel 15 van Ordonnansie 15/1985 ten einde die eienaar in staat te stel om 'n Huiswinkel vir vyf (5) jaar op bogenoemde eiendom te bedryf.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag, ter insae beskikbaar wees by die Raad se kantoor te Bloemhofsentrum, Yorkstraat, George. Navrae: Keith Meyer, Verwysing: Erf 2287, Pacaltsdorp.

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk Direkteur: Beplanning ingedien word nie later nie as Maandag, 5 Desember 2005.

Indien 'n persoon nie kan skryf nie, kan sodanige persoon sy kommentaar mondelings by die Raad se kantoor aflê waar 'n persoooneellid sal help om die kommentaar/vertoë op skrif te stel.

GW Louw, Waarnemende Munisipale Bestuurder

Burgersentrum, Yorkstraat, George, 6530

Tel: 044-801 9435

Faks: 044-801 9196

E-pos: keith@george.org.za

4 November 2005

31747

HESSEQUA MUNICIPALITY

PROPOSED SUBDIVISION OF
ERF 386, RESERVOIR STREET, ALBERTINIA

Notice is hereby given in terms of Section 24(2) of Ordinance 15 of 1985 that the Hessequa Council has received the following application on the abovementioned property:

Property: Erf 386, Reservoir Street, Albertinia

Proposal: Subdivision of said erf into 12 portions for Residential I purposes and 1 street portion

Applicant: Van der Walt & Van der Walt Land Surveyors on behalf of J J van Zyl

Details concerning the application are available at the office of the undersigned during office hours as well as the Albertinia Municipal Office. Any objections, to the proposed application should be submitted in writing to reach the office of the undersigned not later than 5 December 2005.

People who cannot write can approach the office of the undersigned during normal office hours where the responsible official will assist you in putting your comments or objections in writing.

Municipal Manager

Hessequa Municipality, P.O. Box 29, Riversdale, 6670

4 November 2005

31748

HESSEQUA MUNISIPALITEIT

VOORGESTELDE ONDERVERDELING RESTANT
ERF 386, RESERVOIRSTRAAT, ALBERTINIA

Kennis geskied hiermee ingevolge Artikel 24(2) van Ordonnansie 15 van 1985 dat die Hessequa Raad die volgende aansoek op bogenoemde eiendom ontvang het:

Eiendomsbeskrywing: Erf 386, Reservoirstraat, Albertinia

Aansoek: Aansoek om onderverdeling van Erf 386 in 12 gedeeltes vir Residensieel I doeleindes en 1 straatgedeelte

Applikant: Van der Walt & Van der Walt Landmeters namens J J van Zyl

Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende gedurende kantoorure sowel as Albertinia Munisipale Kantoor. Enige besware teen die voorgenome aansoek moet skriftelik gerig word om die ondergetekende te bereik nie later nie as 5 Desember 2005.

Persone wat nie kan skryf nie, kan die onderstaande kantoor nader tydens sy normale kantoorure waar die betrokke amptenaar u sal help om u kommentaar of besware op skrif te stel.

Munisipale Bestuurder

Hessequa Munisipaliteit, Posbus 29, Riversdal, 6670

4 November 2005

31748

HESSEQUA MUNICIPALITY

PROPOSED SUBDIVISION OF PORTION 31 OF
THE FARM PORT BEAUFORT NR. 484,
ADMINISTRATIVE DISTRICT SWELLENDAM

Notice is hereby given in terms of Section 24(2) of Ordinance 15 of 1985 that the Hessequa Council has received the following application on the abovementioned property:

Property: Portion 31 of the Farm Port Beaufort Nr. 484: 9,2573 ha, Agricultural Zone I

Proposal: Subdivision of abovementioned property as follows:

Portion A: 4,44 ha

Remainder: 4,82 ha

Applicant: Bekker and Houterman Land Surveyors for S.S. Brooks

Details concerning the application are available at the office of the undersigned during office hours as well as at the Witsand Municipal office. Any objections, to the proposed application should be submitted in writing to the office of the undersigned not later than 4 December 2005.

People who cannot write can approach the office of the undersigned during normal office hours where the responsible official will assist you in putting your comments or objections in writing.

Acting Municipal Manager

Hessequa Municipality, P.O. Box 29, Riversdale, 6670

4 November 2005

31749

HESSEQUA MUNISIPALITEIT

VOORGESTELDE ONDERVERDELING VAN GEDEELTE 31 VAN
DIE PLAAS PORT BEAUFORT NR. 484,
ADMINISTRATIEWE DISTRIK SWELLENDAM

Kennis geskied hiermee ingevolge Artikel 24(2) van Ordonnansie 15 van 1985 dat die Hessequa Raad die volgende aansoek op bogenoemde eiendom ontvang het:

Eiendomsbeskrywing: Gedeelte 31 van die Plaas Port Beaufort Nr 484: 9,2573 ha, Landbousone I

Aansoek: Onderverdeling van bogenoemde eiendom soos volg:

Gedeelte A: 4,44 ha

Restant: 4,82 ha

Applikant: Bekker en Houterman Landmeters namens S.S. Brooks

Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende gedurende kantoorure asook by die Witsand munisipale kantoor. Enige besware teen die voorgenome aansoek moet skriftelik gerig word om die ondergetekende te bereik nie later nie as 4 Desember 2005.

Persone wat nie kan skryf nie, kan die onderstaande kantoor nader tydens sy normale kantoorure waar die betrokke amptenaar u sal help om u kommentaar of besware op skrif te stel.

Waarnemende Munisipale Bestuurder

Hessequa Munisipaliteit, Posbus 29, Riversdal, 6670

4 November 2005

31749

KNYSNA MUNICIPALITY

LAND USE PLANNING ORDINANCE, 1985
(ORDINANCE 15 OF 1985)

LOCAL GOVERNMENT: MUNICIPAL SYSTEMS ACT
(ACT 32 OF 2000)

PROPOSED DEPARTURE FROM THE APPROVED
SITE DEVELOPMENT PLAN, COVERAGE,
FLOOR AREA RATIO AND BUILDING LINES:
ERF 198 BRENTON (BETWEEN C R SWART STREET AND
AGAPANTHUS AVENUE, BRENTON-ON-SEA) KNYNSNA

Notice is hereby given in terms of Section 15 of Ordinance 15 of 1985 that the undermentioned application has been received by the Municipal Manager and is open for inspection during office hours at the Municipal Town Planning Offices, 11 Pitt Street, Knysna. Any objections, with full reasons therefor, should be lodged in writing with the Municipal Manager, PO Box 21, Knysna, 6570 on or before Monday, 28 November 2005 quoting the above Ordinance and objector's erf number.

Notice is further given in terms of Section 21(4) of the Local Government: Municipal Systems Act 2000 (Act 32 of 2000) that people who cannot write may approach the Town Planning Section, 11 Pitt Street, Knysna during normal office hours at the Municipal Offices where the Secretary will refer you to the responsible official whom will assist you in putting your comments or objections in writing.

Applicant

JONATHAN HOLTMAN & ASSOCIATES URBAN AND REGIONAL PLANNERS

(obo TWO OCEANS INTERNATIONAL ESTATES)

Nature of application

Departure from the approved Site Development Plan in respect of the siting of the proposed building, increase of the Floor Area Ratio and Coverage and Relaxation of the building line on the northern boundary from 8 m to 4,2 m and on the southern boundary, from 8 m to 6,5 m in respect of the main building and from 8 m to 1 m in respect of the Porte Cochere.

D.P. Daniels, Municipal Manager

File reference: 198 BRE 4 November 2005

31750

KNYSNA MUNICIPALITY

LAND USE PLANNING ORDINANCE, 1985
(ORDINANCE 15 OF 1985)

LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000
(ACT 32 OF 2000)

PROPOSED REZONING AND AMENDMENT OF
CONDITIONS OF APPROVAL: SEDGFIELD ERVEN
4304, 4305 & 4307, (SEDGFIELD ISLAND)

Notice is hereby given that the undermentioned application has been received by the Municipal Manager and is open for inspection during office hours at the Municipal Buildings, 11 Pitt Street, Knysna and Flamingo Street Sedgfield, as well as the Sedgfield Library. Any objections, with full reasons therefor, should be lodged in writing with the Municipal Manager, PO Box 21, Knysna, 6570 on or before 5 December 2005, quoting the above Ordinance and the objector's erf number.

Notice is further given in terms of Section 21(4) of the Local Government Act: Municipal Systems 2000 (Act 32 of 2000) that people who cannot write can approach the Town Planning section during normal office hours at the Municipal Offices where the Secretary will refer you to the responsible official whom will assist you in putting your comments or objections in writing.

Nature of application:

- (i) Application in terms of Section 17 of the Land Use Planning Ordinance, 1985, (Ordinance 15 of 1985), for the rezoning of Erf 4304 from "General Residential" zone to "Business" zone for the purpose a shopping centre.
- (ii) Application in terms of Section 42 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) for the amendment of previous conditions of approval applicable to Erven 4305 & 4307 in order to allow a shopping centre on the properties and not only a restaurant and place of recreation.

Applicant:

HM Vreken TRP(SA), P.O. Box 2180, Knysna 6570.

Tel: (044) 382 3244 Fax: (044) 382 5945

e-mail: Marike@cdd.co.za

D Daniels, Municipal Manager

4 November 2005

31751

KNYSNA MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUKREPLANNING, 1985
(ORDONNANSIE 15 VAN 1985)

WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS, 2000
(WET 32 VAN 2000)

VOORGESTELDE AFWYKING VAN DIE GOEDGEKEURDE
TERREINONTWIKKELINGSPLAN,
VLOERRUIMTEVERHOUDING, DEKKING EN BOULYNE:
ERF 198 BRENTON (TUSSEN C R SWARTSTRAAT EN
AGAPANTHUSRYLAAN, BRENTON-ON-SEA) KNYNSNA

Kennis geskied hiermee ingevolge Artikel 15 van Ordonnansie 15 van 1985 dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en ter insae lê by die Munisipale Stadsbeplannings Kantore, Pittstraat 11, Knysna. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 21, Knysna, 6570 ingedien word op of voor Maandag, 28 November 2005, met vermelding van bogenoemde Ordonnansie en beswaarmaker se ernommer.

Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels 2000 (Wet 32 van 2000) word verder kennis gegee dat persone wat nie kan skryf nie die Stadsbeplanningsafdeling kan nader tydens normale kantoorure waar die Sekretaris u sal verwys na die betrokke amptenaar wat u sal help om u kommentaar of besware op skrif te stel.

Aansoeker

JONATHAN HOLTMAN & MEDEWERKERS, STEDELIKE- EN STREEKSBEPLANNERS

(nms TWO OCEANS INTERNATIONAL ESTATES)

Aard van aansoek

Afwyking van die goedgekeurde Terreinontwikkelingsplan met verwysing na die plasing van die gebou, verhoging van die Vloeruitverhouding en Dekking en die Verslapping van die boulyn langs die noordgrens van 8 m na 4,2 m en langs die suidgrens van 8 m na 6,5 m ten opsigte van die hoofgebou en van 8 m na 1 m ten opsigte van die Porte Cochere.

D.P. Daniels, Munisipale Bestuurder

Lêerverwysing: 198 BRE 4 November 2005

31750

KNYSNA MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORDONNANSIE 15 VAN 1985)

WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS, 2000
(WET 32 VAN 2000)

VOORGESTELDE HERSONERING WYSIGING VAN
GOEDKEURINGSVOORWAARDES: SEDGFIELD ERWE
4304, 4305 & 4307 (SEDGFIELD ISLAND)

Kennis geskied hiermee in gevolge Artikels 17 & 42 van Ordonnansie 15 van 1985 dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en gedurende kantoorure ter insae lê by die Munisipale Geboue, te Pittstraat 11, Knysna en Flamingostrat, Sedgfield, sowel as die Sedgfield Biblioteek. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 21, Knysna, 6570 ingedien word op of voor 5 Desember 2005, met vermelding van bogenoemde Ordonnansie en beswaarmaker se ernommer.

Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word hiermee verder kennis gegee dat persone wat nie kan skryf nie, die Stadsbeplanningsafdeling kan nader tydens normale kantoorure waar die Sekretaris u sal verwys na die betrokke amptenaar wat u sal help om u kommentaar of besware op skrif te stel.

Aard van aansoek:

- (i) Aansoek in terme van Artikel 17 van die Grondgebruik Ordonnansie, 1985 vir die hersonering van Erf 4304 vanaf "Algemene woon" sone na "Besigheid" sone vir die doel van 'n plaaslike inkoopentrum;
- (ii) Aansoek in terme van Artikel 42 van die Grondgebruik Ordonnansie, 1985 vir wysiging van vorige goedkeuringsvoorwaardes van toepassing op Erwe 4305 en 4307, om sodoende 'n plaaslike inkoopentrum toe te laat en nie slegs 'n restaurant en ontspanningsfasiliteit nie.

Aansoeker:

HM Vreken TRP(SA), Posbus 2180, Knysna 6570.

Tel: (044) 382 3244 Faks: (044) 382 5945

e-pos: Marike@cdd.co.za

D Daniels, Munisipale Bestuurder

4 November 2005

31751

KNYSNA MUNICIPALITY

LAND USE PLANNING ORDINANCE, 1985
(ORDINANCE 15 OF 1985)

LOCAL GOVERNMENT: MUNICIPAL SYSTEMS ACT
(ACT 32 OF 2000)

PROPOSED DEPARTURE FROM THE
LAND USE RESTRICTIONS, RELAXATION OF CONDITION AND
CONSENT USE TO ENABLE THE CONSTRUCTION OF
AN ADDITIONAL DWELLING UNIT: PORTION 57 OF THE
FARM LEEUWEN BOSCH 185, KNYNSNA

Notice is hereby given in terms of Sections 15 and 42 of the Ordinance 15 of 1985 and the Section 8 Zoning Scheme that the undermentioned application has been received by the Municipal Manager and is open for inspection during office hours at the Municipal Town Planning Offices, 11 Pitt Street, Knysna. Any objections, with full reasons therefor, should be lodged in writing with the Municipal Manager, PO Box 21, Knysna, 6570 on or before Monday, 28 November 2005 quoting the above Ordinance and objector's erf number.

Notice is further given in terms of Section 21(4) of the Local Government: Municipal Systems Act 2000 (Act 32 of 2000) that people who cannot write may approach the Town Planning Section during normal office hours at the Municipal Offices where the Secretary will refer you to the responsible official whom will assist you in putting your comments or objections in writing.

Applicant

Mark de Bruyn (obo B O'Neill)

Nature of application

Relaxation of the street building line from 30 m to 1,8 m, relaxation of the condition that limits the number of dwelling units on the property and Consent to develop an additional dwelling unit on the property.

D.P. Daniels, Municipal Manager

File reference: KNY 185/57 4 November 2005 31752

MOSEL BAY MUNICIPALITY

LAND USE PLANNING ORDINANCE, 1985
(ORDINANCE 15 OF 1985)

LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000
(ACT 32 OF 2000)

ZONING DETERMINATION OF ERF 11227
(ADJACENT TO BOLAND PARK) MOSEL BAY

It is hereby notified in terms of Sections 14 and 17 of the Ordinance on Land Use Planning, 1985 (Ordinance 15 of 1985) that the Council resolved that Erf 11227 zoning be determined as a Private Open Space. Detailed information can be obtained at the Section: Town Planning, 4th Floor, Montagu Place, Montagu Street, Mossel Bay. Telephonic enquiries in this regard may be directed to Mr M J Engelbrecht at telephone number (044) 606 5000 and facsimile number (044) 690 5786.

Any objections, with full reasons therefor against the determination, should be lodged in writing to the Municipal Manager, P.O. Box 25, Mossel Bay, 6500 on or before Monday, 5 December 2005 quoting, the above Ordinance and Objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

In terms of Section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that people who cannot write can approach any one of the five Customer Care Managers of Council at Mossel Bay, D'Almeida, Kwanonqaba, Hartenbos and Great Brak River respectively whom will assist you in putting your comments or objections in writing.

Applicant

Mossel Bay
Municipality

Nature of Application

Zoning determination: The zoning for Erf 11227 (adjacent to Boland Park) is determined as "private Open Space" after an investigation by the City Council.

File Reference: 15/4/32/2

E Tyatya, Acting Municipal Manager

4 November 2005 31753

KNYSNA MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORDONNANSIE 15 VAN 1985)

WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS, 2000
(WET 32 VAN 2000)

VOORGESTELDE AFWYKING VAN
GRONDGEBRUIKBEPERKINGS, VERSLAPPING VAN
VOORWAARDES EN TOESTEMMING VIR DIE OPRIGTING VAN
'N ADDISIONELE WOONEENHEID: GEDELTE 57 VAN DIE
PLAAS LEEUWEN BOSCH 185, KNYNSNA

Kennis geskied hiermee ingevolge Artikels 15 en 42 van Ordonnansie 15 van 1985 en die Artikel 8 Soneringskema dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en ter insae lê by die by die Munisipale Stadsbeplanning Kantore, Pittstraat 11, Knysna. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 21, Knysna, 6570 ingedien word op of voor Maandag, 28 November 2005, met vermelding van bogenoemde Ordonnansie en beswaarmaker se erfnummer.

Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels 2000 (Wet 32 van 2000) word verder kennis gegee dat persone wat nie kan skryf nie die Stadsbeplanningsafdeling kan nader tydens normale kantoorure waar die Sekretaris u sal verwys na die betrokke amptenaar wat u sal help om u kommentaar of besware op skrif te stel.

Aansoeker

Mark de Bruyn (nms B O'Neill)

Aard van aansoek

Verslapping van die straatboulyn van 30 m na 18 m, verslapping van die voorwaarde wat slegs een wooneenheid op die eiendom toe laat en toestemming om 'n addisionele wooneenheid op die eiendom op te rig.

D.P. Daniels, Munisipale Bestuurder

Lêerverwysing: KNY 185/57 4 November 2005 31752

MOSELBAAI MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORDONNANSIE 15 VAN 1985)

WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS, 2000
(WET 32 VAN 2000)

SONERINGSBEPALING VAN ERF 11227
(GRESEND AAN BOLAND PARK) MOSELBAAI

Kragtens Artikels 14 en 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) word kennis gegee dat die Raad besluit het om Erf 11227 se sonering as Privaat Oop Ruimte te bepaal. Volledige inligting kan verkry word by die Afdeling: Stadsbeplanning, 4de Vloer; Montagu Plek, Montagustraat, Mosselbaai. Telefoniese navrae in hierdie verband kan gerig word aan Mnr M J Engelbrecht by telefoonnommer (044) 606 5000 en faksnommer (044) 690 5786.

Enige besware met volledige redes daarvoor teen die bepaling, moet skriftelik by die Munisipale Bestuurder, Posbus 25, Mosselbaai, 6500 ingedien word op of voor Maandag, 5 Desember 2005 met vermelding van bogenoemde Ordonnansie en Beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan skryf nie enige van die vyf Klantediensbestuurders van die Raad te Mosselbaai, D'Almeida, Kwanonqaba, Hartenbos en Groot-Brakrivier onderskeidelik nader vir hulpverlening om u kommentaar of besware op skrif te stel.

Aansoeker

Mosselbaai
Munisipaliteit

Aard van Aansoek

Soneringsbepaling: Die sonering van Erf 11227 (Grensend aan Boland Park) is bepaal as "Privaat Oop Ruimte" na ondersoek deur die Stadsraad.

Lêer Verwysing: 15/4/32/2

E Tyatya, Wnde Munisipale Bestuurder

4 November 2005 31753

MOSEL BAY MUNICIPALITY

ORDINANCE ON LAND USE PLANNING, 1985
(ORD. 15 OF 1985)LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000
(ACT 32 OF 2000)

ERF 14215, MOSSEL BAY

PROPOSED DEPARTURE

It is hereby notified in terms of Section 15 of the above Ordinance that the undermentioned application has been received by the Municipal Manager and is open to inspection at the Department: Town Planning, 4th Floor, Montagu Building, Montagu Street, Mossel Bay. Any objections, with full reasons therefor, should be lodged in writing to the Municipal Manager, PO Box 25, Mossel Bay, 6500 on or before Monday, 28 November 2005 quoting the above Ordinance and objector's erf number. In cases where comments are not received in time, the application will be processed and late comments be ignored. In terms of Section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that people who cannot write can approach any one of the five Customer Care Managers of Council at Mossel Bay, D'Almeida, Kwanonqaba, Hartenbos and Great Brak River respectively whom will assist you in putting your comments or objections in writing.

*Applicant**Nature of Application*

Perception Environmental Planning	Proposed Departure for the coverage from 25% (3 floors) to 40% and for the floor factor from 0,75 to a maximum of 1,2.
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File Reference: 15/4/11/5

Acting Municipal Manager

4 November 2005

31754

SALDANHA BAY MUNICIPALITY

REZONING AND SUBDIVISION OF ERF 86,
JACOBS BAY

Notice is hereby given that Council received an application for:

- i) the rezoning, in terms of Section 17 of the Land Use Planning Ordinance (No 15 of 1985), of Erf 86, Jacobs Bay, from Undetermined to Subdivisional Area; and
- ii) the subdivision, in terms of Section 24 of the Land Use Planning Ordinance (No 15 of 1985), in order to allow for 39 Single Residential Zone 1 erven; 2 Resort Zone 2 premises; private open spaces; public roads and a remainder.

Details are available at the Municipal Manager's office, municipal building opposite the Primary School, 4 School Street, Vredenburg. Weekdays: 08:00-13:00 and 13:30-16:30.

Enquiries: N Colyn. (Tel: 022-701 7107)

Objections/comment to the proposal, with relevant reasons, must be lodged in writing before 5 December 2005, with the Municipal Manager, Private Bag X12, Vredenburg, 7380.

Municipal Manager

4 November 2005

31755

MOSELBAAI MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORD. 15 VAN 1985)WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS, 2000
(WET 32 VAN 2000)

ERF 14215, MOSSELBAAI

VOORGESTELDE AFWYKING

Kragtens Artikel 15 van die bostaande Ordonnansie word hiermee kennis gegee dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en ter insae lê by die Department: Stadsbeplanning; 4de Vloer, Montagu gebou, Montagustraat, Mosselbaai. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 25, Mosselbaai, 6500 ingedien word op of voor Maandag, 28 November 2005 met vermelding van bogenoemde Ordonnansie en Beswaarmaker se erfnummer. In gevalle waar kommentaar nie betyds ontvang word nie, sal daar voortgegaan word met die prosessering van die aansoek en laat kommentaar geïgnoreer word. Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan skryf nie enige van die vyf Klantediensbestuurders van die Raad te Mosselbaai, D'Almeida, Kwanonqaba, Hartenbos en Groot-Brakrivier onderskeidelik nader vir hulpverlening om u kommentaar of besware op skrif te stel.

*Aansoeker**Aard van Aansoek*

Perception Environmental Planning	Voorgestelde afwyking van die dekking vanaf 25% (3 vloere) na 40% en van die vloerfaktor vanaf 0,75 na 'n maksimum van 1,2.
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Lêerverwysing: 15/4/11/5

Wnde Munisipale Bestuurder

4 November 2005

31754

MUNISIPALITEIT SALDANHA

HERSONERING EN ONDERVERDELING VAN ERF 86,
JACOBSBAAI

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het vir:

- i) die hersonering, ingevolge Artikel 17 van die Ordonnansie op Grondgebruikbeplanning (Nr 15 van 1985), van Erf 86, Jacobsbaai, vanaf Onbepaald na Onderverdelingsgebied; en
- ii) die onderverdeling, ingevolge Artikel 24 van die Ordonnansie op Grondgebruikbeplanning (Nr 15 van 1985), ten einde 39 Enkel Woonbuurt Sone 1 erwe; 2 Oord Sone 2 persele, privaat oop ruimtes; publieke strate en 'n restant te skep.

Nadere besonderhede lê ter insae by die Munisipale Bestuurder se kantoor, munisipale gebou oorkant die Laerskool, Skoolstraat 4, Vredenburg. Weekdae: 08:00-13:00 en 13:30-16:30.

Navrae: N Colyn. (Tel: 022-701 7107)

Kommentaar en/of besware met relevante redes, moet skriftelik voor 5 Desember 2005 by die Munisipale Bestuurder, Privaatsak X12, Vredenburg, 7380, ingedien word.

Munisipale Bestuurder

4 November 2005

31755

SALDANHA BAY MUNICIPALITY

APPLICATION FOR CONSENT ON ERF 3586, 16 BEACH ROAD,
SALDANHA

Notice is hereby given that Council received an application for:

- i) a consent use, in terms of Regulation 6(3) of the Council's Scheme Regulations, for a special usage in order to allow for a guest-house (3 guestrooms) on Erf 3586, Saldanha.

Details are available at the Municipal Manager's office, Municipal building opposite the Primary School, 4 School Street, Vredenburg. Weekdays: 08:00-13:00 and 13:30-16:30.

Enquiries: N Colyn: (Tel: 022-701 7107). Objections with relevant reasons must be lodged in writing, before 5 December 2005.

Municipal Manager

4 November 2005

31756

STELLENBOSCH MUNICIPALITY

OFFICIAL NOTICE

APPLICATION FOR TEMPORARY DEPARTURE AND
CONSENT USE: FARM NO. 1048, STELLENBOSCH

Notice is hereby given in terms of Sections 15 of the Land Use Planning Ordinance, 1985 (No 15 of 1985) and Regulation 4.7 of the Scheme Regulations promulgated by PN1048/1988 that an application for temporary departure and consent use for Farm 1048, Stellenbosch as set out below, has been submitted to the Stellenbosch Municipality and that it can be viewed at the Municipal offices at Plein Street, Stellenbosch (Tel. 021-808 8111) during office hours from 08:00 till 13:00.

1. Temporary Departure to allow a function room to cater for ± 180 people.
2. Consent Use to allow the operation of a restaurant ($\pm 80 \text{ m}^2$) to serve light lunches.

Motivated objections and/or comments can be lodged in writing to the Municipal Manager, Stellenbosch Municipality, P O Box 17, Stellenbosch, 7599 before or on 2 December 2005.

(Notice No. 156) 4 November 2005

31758

THEEWATERSKLOOF MUNICIPALITY

APPLICATION FOR SUBDIVISION AND
REZONING: ERF 3873, CALEDON

Notice is hereby given in terms of the Ordinance, 1985 (Ordinance no. 15 of 1985) that Council has received an application from L Wessels for:

1. The Subdivision of Erf 3873, Caledon into three portions in terms of Section 24 of the Land Use Planning Ordinance, 1985 (No 15 of 1985);
2. The Rezoning of Erf 3873, Caledon from Residential Zone I to Residential Zone II in terms of Section 17 of the Land Use Planning Ordinance, 1985 (No 15 of 1985) in order to erect three dwellings.

Further particulars regarding the proposal are available for inspection at the Municipal Office, Caledon during office hours from 4 November 2005 to 5 December 2005.

Objections to the proposal, if any, must reach the undermentioned on or before 5 December 2005.

Persons who are unable to write will be assisted during office hours, at the Municipal office, Caledon, to write down their objections.

E O Phillips, Acting Municipal Manager, Municipal Office, P.O. Box 24, Caledon, 7230

Reference number: C/3873 Notice number: KOR 120

4 November 2005

31759

MUNISIPALITEIT SALDANHABAAI

AANSOEK OM VERGUNNING OP ERF 3586, KUSWEG 16,
SALDANHA

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het vir:

- i) 'n vergunningsgebruik, ingevolge Regulasie 6(3) van die Raad se Skemaregulasies, vir 'n spesiale gebruik op Erf 3586, Saldanha, ten einde 'n gastehuis (3 gastekamers) vanuit die woonhuis te bedryf.

Nadere besonderhede lê ter insae by die Munisipale Bestuurder se kantoor, Munisipale gebou oorkant die Laerskool, Skoolstraat 4, Vredenburg. Weeksdag: 08:00-13:00 en 13:30-16:30.

Navrae: N Colyn: (Tel: 022-701 7107). Besware met relevante redes, moet skriftelik voor 5 Desember 2005 ingedien word.

Munisipale Bestuurder

4 November 2005

31756

MUNISIPALITEIT STELLENBOSCH

AMPTELIKE KENNISGEWING

AANSOEK OM TYDELIKE AFWYKING EN
VERGUNNINGSGEBRUIK: PLAAS NR. 1048, STELLENBOSCH

Kennis geskied hiermee ingevolge Artikel 15 van die Ordonnansie op Grondgebruiksbeplanning, 1985 (Nr.15 van 1985) en Regulasie 4.7 van die Skemaregulasies afgekondig by PK1048/1988 dat 'n aansoek om tydelike afwyking en vergunningsgebruik van Plaas 1048, Stellenbosch soos hieronder uiteengesit by die Munisipaliteit Stellenbosch ingedien is en dat dit gedurende kantoorure vanaf 08:00 tot 13:00 ter insae is by die Munisipale kantore te Pleinstraat, Stellenbosch (Tel. 021-808 8111).

1. Tydelike afwyking om die funksie-lokaal te gebruik vir ± 180 persone.
2. Vergunningsgebruik om 'n restaurant ($\pm 80 \text{ m}^2$) te bedryf om ligte middagetes te bedien.

Gemotiveerde besware en/of kommentaar kan skriftelik by die Munisipale Bestuurder, Munisipaliteit Stellenbosch, Posbus 17, Stellenbosch, 7599 voor of op 2 Desember 2005 ingedien word.

(Kennisgewing Nr. 156) 4 November 2005

31758

THEEWATERSKLOOF MUNISIPALITEIT

AANSOEK OM ONDERVERDELING EN
HERSONERING: ERF 3873, CALEDON

Kennis geskied hiermee in terme van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie nr. 15 van 1985) dat die Raad 'n aansoek ontvang het van L Wessels vir:

1. Die Onverdeling van erf 3873, Caledon in drie gedeeltes ingevolge Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (nr. 15 van 1985);
2. Die Hersonerings van Erf 3873 vanaf Residensiële Sone I na Residensiële Sone II ingevolge Artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (nr. 15 van 1985) ten einde drie wooneenhede op te rig.

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Caledon Munisipale kantoor, ter insae vanaf 4 November 2005 tot 5 Desember 2005.

Skriftelike besware teen die voorstel, indien enige, moet die ondergemelde bereik voor of op 5 Desember 2005.

Persone wat nie kan skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Caledon gehelp word om hul besware neer te skryf.

E O Phillips, Wnde Munisipale Bestuurder, Munisipale Kantoor, Posbus 24, Caledon, 7230

Verwysingsnommer: C/3873 Kennisgewingsnommer: KOR 120

4 November 2005

31759

REQUEST FOR PROPOSALS

WESTERN CAPE DEPARTMENT OF HEALTH

WCDOH RFP 2/05/PPP

OPEN INVITATION FOR THE SUBMISSION OF BIDS FOR THE IMPROVEMENT AND MAINTENANCE OF FACILITIES AT THE HERMANUS PROVINCIAL HOSPITAL, IN TERMS OF A PUBLIC-PRIVATE PARTNERSHIP AS CONTEMPLATED IN TREASURY REGULATION 16 TO THE PUBLIC FINANCE MANAGEMENT ACT OF 1999

The Western Cape Department of Health (WCDoH) has identified a need to upgrade facilities at the Hermanus Hospital, including the rehabilitation of the existing hospital, an expansion to meet future needs and the addition of a community health clinic on site. The WCDoH also recognises the need to maintain the improved facilities at a high level and provide for the associated non-core support services to an acceptable standard. In order to provide health services to all and to reduce the cost to the WCDoH, the Department offers the potential partner the opportunity for the co-location of health facilities.

The purpose of this request for proposals is to invite bids in accordance with the terms and conditions in the relevant documentation.

The project is being undertaken as a Public-Private Partnership in terms of Regulation 16 of the Treasury Regulations and procurement shall be done in accordance with the prescribed processes of the Treasury Regulations.

Copies of the said documentation can be obtained upon completion of contact details in the register provided and presentation of proof of a non-refundable cash payment of R1 000.

Payments details: All ABSA bank branches; name of account: Department of Health; account number: 405 462 4503; branch code: 63-89-09; payment reference: 30/Busdev/RFP. Arrangements for the collection of the documentation should be made with Ms L. Rademeyer, fax (021) 483-6155 or e-mail: Lrademey@pgwc.gov.za. The documentation will be available for collection from 11:00 on 7 November 2005 until 15:00 on 15 November 2005.

Queries can be directed to Ms Rademeyer.

Interested parties are required to attend a COMPULSORY briefing session in respect of the project, which will be held in Hermanus on Friday 25 November 2005. Interested parties are alerted to the fact that they must obtain an attendance certificate as proof of attendance of the briefing session, which has to be submitted with their bid. The information reflected on the attendance certificate will be utilised for the distribution of briefing notes and other relevant communications.

Completed bids must reach the WCDoH on or before 11:00 (RSA time) on Wednesday 15 February 2006 at the venue indicated in the documentation.

The WCDoH reserves the right to reject all responses or to amend, modify, postpone, suspend, withdraw or terminate the request for proposals at any time.

VERSOEK OM VOORSTELLE

WES-KAAPSE DEPARTEMENT VAN GESONDHEID

WCDOH RFP 2/05/PPP

OOP UITNODIGING OM DIE VOORLEGGING VAN VOORSTELLE VIR DIE VERBETERING EN INSTANDHOUDING VAN GERIEWE BY DIE HERMANUS PROVINSIALE HOSPITAAL INGEVOLGE 'N OPENBARE-PRIVAAT VENNOOTSKAP SOOS BEDOEL IN TESOURIE-REGULASIE 16 BY DIE WET OP OPENBARE FINANSIËLE BESTUUR VAN 1999

Die Wes-Kaapse Departement van Gesondheid (WKDvG) het die behoefte geïdentifiseer om geriewe by die Hermanus Provinsiale Hospitaal op te gradeer, met inbegrip van die rehabilitasie van die bestaande hospitaal, uitbreiding met die oog op toekomstige behoeftes en die byvoeging van 'n gemeenskapsgesondheidskliniek op die perseel. Die WKDvG erken ook die behoefte om die verbeterde geriewe op hoë vlak in stand te hou en voorsiening te maak vir verwante nie-kernsteundienste op aanvaarbare standaard. Om gesondheidsdienste aan almal te voorsien en om die koste vir die WKDvG te verlaag, bied die Departement aan die potensiële privaat vennoot die geleentheid om gesondheidsgeriewe met hom te deel.

Die doel met hierdie versoek om voorstelle is om botte te lok in ooreenstemming met die voorwaardes vervat in die tersaaklike dokumentasie.

Die projek word as openbare-privaat vennootskap onderneem ingevolge regulasie 16 van die Tesourieregulasies en verkryging moet geskied ooreenkomstig die voorgeskrewe prosesse van die Tesourieregulasies.

Afskrifte van die genoemde dokumentasie kan verkry word na die invul van kontakbesonderhede in die register wat voorsien word en na voorlegging van bewys van 'n nie-terugbetaalbare kontantbedrag van R1 000.

Betalingsbesonderhede: Alle takke van ABSA-bank; naam van rekening: Departement van Gesondheid; rekeningnommer: 405 462 4503; takkode: 63-89-09; betalingsverwysing: 30/Busdev/RFP. Reëlins vir die afhaal van die dokumentasie moet getref word met me. L. Rademeyer, faks (021) 483-6155 of e-pos: Lrademey@pgwc.gov.za. Die dokumentasie sal beskikbaar wees om afgehaal te word vanaf 11:00 op 7 November 2005 tot 15:00 op 15 November 2005.

Navrae kan gerig word aan me. Rademeyer.

Van belangstellendes word verwag om 'n VERPLIGTE inligtingsessie oor die projek by te woon op Vrydag 25 November 2005 te Hermanus. Belangstellendes word daarop gewys dat hulle 'n bywoningstifikaat moet bekom as bewys van bywoning van die inligtingsessie, en dat dit saam met die bod ingedien moet word. Die inligting op die bywoningstifikaat sal gebruik word vir die aanstuur van inligtingsnotas en ander tersaaklike kommunikasie.

Ingevalde botte moet die WKDvG bereik voor of op 11:00 (RSA-tyd) op Woensdag 15 Februarie 2006 by die plek aangedui in die dokumentasie.

Die WKDvG behou hom die reg voor om alle antwoorde te verwerp of om die versoek om voorstelle te eniger tyd te wysig, aan te pas, uit te stel, op te skort, terug te trek of te beëindig.

THEEWATERSKLOOF MUNICIPALITY

APPLICATION FOR TEMPORARY DEPARTURE:
ERF 1293 GENADENDAL

Notice is hereby given in terms of Section 15 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that Council has received an application from A Borien for a departure on erf 1293, Genadendal in order to erect a game shop on the property.

Further particulars regarding the proposal are available for inspection at the Municipal Offices at Genadendal during office hours from 5 November 2005 to 5 December 2005.

Objections to the proposal, if any, must reach the undermentioned on or before 5 December 2005. Persons who are unable to write will be assisted during office hours, at the Municipal Offices, Caledon, to write down their objections.

E O Phillips, Acting Municipal Manager, Municipal Office, P.O. Box 24, Caledon, 7230

Reference number: G/1293

Notice number: KOR 121

4 November 2005 31760

SWELLENDAM MUNICIPALITY

APPLICATION FOR CONSENT USE
ERF 3249, SWELLENDAM

Notice is hereby given in terms of the Ordinance of the Land Use Planning, 1985 (Ordinance 15 of 1985) that Council has received an application from D R Marais, to construct a Tavern on erf 3249, 12 September Street, Swellendam.

Further particulars regarding the proposal are available for inspection at the Municipal Offices at Swellendam during office hours. Objections to the proposal, if any, must reach the undermentioned on or before 5 December 2005. Persons who are unable to write will be assisted during office hours, at the Municipal Offices, Swellendam, to write down their objections.

T. Botha, Municipal Manager, Municipal Office, Swellendam.

Notice: 143/2005

4 November 2005 31762

SWELLENDAM MUNICIPALITY

APPLICATION FOR CONSENT USE
ERF 397, SWELLENDAM

Notice is hereby given in terms of Ordinance, 1985 (Ordinance no. 15 of 1985) that Council has received an application from D H Wittich to establish a Bed and Breakfast on erf 397, 28 Somerset Street, Swellendam.

Further particulars regarding the proposal are available for inspection at the Municipal office, Swellendam during office hours. Objections to the proposal, if any, must reach the undermentioned on or before 5 December 2005.

Persons who are unable to write will be assisted during office hours, at the Municipal office, Swellendam, to write down their objections.

T. Botha, Municipal Manager, Municipal Office, Swellendam.

Notice: 144/2005

4 November 2005 31763

THEEWATERSKLOOF MUNISIPALITEIT

AANSOEK OM AFWYKING:
ERF 1293 GENADENDAL

Kennisgewing geskied ingevolge die bepalings van Artikel 15 van die Ordonnansie op Grondgebruikbeplanning, 1985 (No 15 van 1985) dat die Raad 'n aansoek van A Borien ontvang het vir 'n afwyking erf 1293, Genadendal ten einde 'n huiswinkel (videospelletjies) te bedryf vanaf die perseel.

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Munisipale Kantoor, Genadendal, ter insae vanaf 4 November 2005 tot 5 Desember 2005.

Skriftelike besware teen die voorstel, indien enige, moet die ondergetekende voor of op 5 Desember 2005 bereik. Persone wat nie kan skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Caledon gehelp word om hul besware neer te skryf.

E O Phillips, Wnde Munisipale Bestuurder, Munisipale Kantoor, Posbus 24, Caledon, 7230

Verwysingsnommer: G/1293

Kennisgewingsnommer: KOR 21

4 November 2005 31760

SWELLENDAM MUNISIPALITEIT

AANSOEK OM VERGUNNINGSGEBRUIK
ERF 3249, SWELLENDAM

Kennisgewing geskied hiermee in terme van die Ordonnansie op Grondgebruikbeplanning 1985 (Ordonnansie no. 15 van 1985) dat die Raad 'n aansoek ontvang het van D R Marais om 'n Taverne op erf 3249, Septemberstraat 12, Swellendam op te rig.

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Munisipale kantoor, Swellendam, ter insae. Skriftelike besware teen die voorstel, indien enige, moet die ondergetekende voor of op 5 Desember 2005 bereik. Persone wat nie kan skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Swellendam gehelp word om hulle besware neer te skryf.

T. Botha, Munisipale Bestuurder, Munisipale Kantoor, Swellendam.

Kennisgewing: 143/2005

4 November 2005 31762

SWELLENDAM MUNISIPALITEIT

AANSOEK OM VERGUNNINGSGEBRUIK
ERF 397, SWELLENDAM

Kennis geskied hiermee in terme van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie nr. 15 van 1985) dat die Raad 'n aansoek ontvang het van D H Wittich om 'n Bed-en-Ontbyt te bedryf op erf 397, Somersetstraat 28, Swellendam.

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Swellendam Munisipale kantoor, ter insae. Skriftelike besware teen die voorstel, indien enige, moet die ondergemelde bereik voor of op 5 Desember 2005.

Persone wat nie kan skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Swellendam gehelp word om hul besware neer te skryf.

T. Botha, Munisipale Bestuurder, Munisipale Kantoor, Swellendam.

Kennisgewing: 144/2005

4 November 2005 31763

SWELLENDAM MUNICIPALITY

APPLICATION FOR SUBDIVISION
ERF 5377, SWELLENDAM

Notice is hereby given in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance no. 15 of 1985) that Council has received an application from Bekker & Houterman Land Surveyors on behalf of J Bonekamp & S Florine for the subdivision of erf 5377, Hermitage, Swellendam in two portions, namely Portion A (1,2821 ha) and the Remainder (1,2656 ha).

Further particulars regarding the proposal are available for inspection at the Municipal office, Swellendam during office hours. Objections to the proposal, if any, must reach the undermentioned on or before 5 December 2005.

Persons who are unable to write will be assisted during office hours, at the Municipal office, Swellendam, to write down their objections.

T. Botha, Municipal Manager, Municipal Office, Swellendam.

Notice: 145/2005

4 November 2005 31764

SWELLENDAM MUNICIPALITY

APPLICATION FOR SUBDIVISION: REMAINDER OF THE FARM
RHEEBOKSFONTEIN No 50, SWELLENDAM

Notice is hereby given in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance no. 15 of 1985) that Council has received an application from Bekker & Houterman Land Surveyors on behalf of P J W Fourie for the subdivision of Remainder of the Farm Rheeboekfontein No 50, Swellendam into two portions, namely portion A (248,8413 ha) and Remainder (647,9060 ha).

Further particulars regarding the proposal are available for inspection at the Municipal office, Swellendam during office hours. Objections to the proposal, if any, must reach the undermentioned on or before 5 December 2005.

Persons who are unable to write will be assisted during office hours, at the Municipal office, Swellendam, to write down their objections.

T. Botha, Municipal Manager, Municipal Office, Swellendam.

Notice: 146/2005

4 November 2005 31765

SWELLENDAM MUNICIPALITY

APPLICATION FOR DEPARTURE ERF 224 SUURBRAAK

Notice is hereby given in terms of Section 15 of the Land Use Planning Ordinance of 1985 (Ordinance 15 of 1985) that the Council has received an application from G Gill for a departure on erf 224, Swellendam in order to establish a farmstall and a restaurant on a residential property erf 224, Main Road, Suurbraak.

Further particulars regarding the proposal are available for inspection at the Municipal Offices at Swellendam during office hours. Objections to the proposal, if any, must reach the undermentioned on or before 5 December 2005. Persons who are unable to write will be assisted during office hours, at the Municipal Offices, Swellendam, to write down their objections.

T. Botha, Municipal Manager, Municipal Office, Swellendam.

Notice: 148/2005

4 November 2005 31766

SWELLENDAM MUNISIPALITEIT

AANSOEK OM ONDERVERDELING
ERF 5377, SWELLENDAM

Kennis geskied hiermee ingevolge Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie nr. 15 van 1985) dat die Raad 'n aansoek ontvang het van Bekker & Houterman Landmeters namens J Bonekamp & S Florine vir die onderverdeling van erf 5377, Hermitage, Swellendam in twee gedeeltes, naamlik gedeelte A (1,2821 ha) en die Restant (1,2656 ha).

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Swellendam Munisipale kantoor, ter insae. Skriftelike besware teen die voorstel, indien enige, moet die ondergemelde bereik voor of op 5 Desember 2005.

Persone wat nie kan skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Swellendam gehelp word om hul besware neer te skryf.

T. Botha, Munisipale Bestuurder, Munisipale Kantoor, Swellendam.

Kennisgewing: 145/2005

4 November 2005 31764

SWELLENDAM MUNISIPALITEIT

AANSOEK OM ONDERVERDELING: RESTANT VAN DIE PLAAS
RHEEBOKSFONTEIN Nr 50, SWELLENDAM

Kennis geskied hiermee ingevolge Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie nr. 15 van 1985) dat die Raad 'n aansoek ontvang het van Bekker & Houterman Landmeters namens P J W Fourie vir die onderverdeling van Restant van die Plaas Rheeboekfontein Nr 50, Swellendam in twee gedeeltes, naamlik gedeelte A (248,8413 ha) en die Restant (647,9060 ha).

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Swellendam Munisipale kantoor, ter insae. Skriftelike besware teen die voorstel, indien enige, moet die ondergemelde bereik voor of op 5 Desember 2005.

Persone wat nie kan skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Swellendam gehelp word om hul besware neer te skryf.

T. Botha, Munisipale Bestuurder, Munisipale Kantoor, Swellendam.

Kennisgewing: 146/2005

4 November 2005 31765

SWELLENDAM MUNISIPALITEIT

AANSOEK OM AFWYKING ERF 224 SUURBRAAK

Kennisgewing geskied hiermee ingevolge Artikel 15 van die Ordonnansie op Grondgebruikbeplanning 1985 (No 15 van 1985) dat die Raad 'n aansoek van G Gill ontvang het vir 'n afwyking ten einde 'n padstal en restaurant op 'n residensiële Sone I erf 224, Hoofweg, Suurbraak op te rig.

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Munisipale kantoor, Swellendam, ter insae. Skriftelike besware teen die voorstel, indien enige, moet die ondergetekende voor of op 5 Desember 2005 bereik. Persone wat nie kan skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Swellendam gehelp word om hulle besware neer te skryf.

T. Botha, Munisipale Bestuurder, Munisipale Kantoor, Swellendam.

Kennisgewing: 148/2005

4 November 2005 31766

SWELLENDAM MUNICIPALITY

APPLICATION FOR DEPARTURE ERF 141, BUFFELJAGSRIVER

Notice is hereby given in terms of Section 15 of the Ordinance, 1985 (Ordinance no. 15 of 1985) that Council has received an application from S Benn, for the purposes of a shebeen and house Shop on erf 141, Du Toitsrus, Buffeljagsrivier.

Further particulars regarding the proposal are available for inspection at the Swellendam office during office hours. Objections to the proposal, if any, must reach the undermentioned on or before 5 December 2005. Persons who are unable to write will be assisted during office hours, at the Municipal office, Swellendam, to write down their objections.

T. Botha, Municipal Manager, Municipal Office, Swellendam.

Notice: 149/2005 4 November 2005 31767

MUNICIPALITY SWELLENDAM

SALE OF PROPERTY

Notice is hereby given in terms of section 124(2)(a) of the Municipal Ordinance nr. 20 of 1974 that the Council intends to sell municipal property as follows:

1. Portion of the Remainder of erf 161 (7,4021 ha), Portion of erf 1 (0,9479 ha) and Portion of erf 209 (0,5152 ha), Koringland Street, Swellendam (Sewerage works next to N2) to the Sentraal-Suid Co-operative Ltd at R3 750 000,00 plus VAT.

Further particulars regarding the proposal are available for inspection at the Municipal Offices at Swellendam during office hours. Objections to the proposal, if any, must reach the undermentioned on or before 5 December 2005. Persons who are unable to write will be assisted during office hours, at the Municipal Offices, Swellendam, to write down their objections.

T. Botha, Municipal Manager, Municipal Office, Swellendam.

(Notice: 151/2005) 4 November 2005 31768

KNYSNA MUNICIPALITY

LAND USE PLANNING ORDINANCE, 1985
(ORDINANCE 15 OF 1985)LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000
(ACT 32 OF 2000)

PROPOSED REZONING: ERVEN 617, 618, KNYSNA

Notice is hereby given in terms of the Land Use Planning Ordinance 15 of 1985 that the undermentioned application has been received by the Municipal Manager and is open for inspection at the Municipal Town Planning Offices, Pitt Street, PO Box 21, Knysna, 6570 (Tel 044 3026330; fax 044 3026338). Any objections, with full reasons therefor, should be lodged in writing with the Municipal Manager, PO Box 21, Knysna, 6570 on or before Monday, 5 December 2005 quoting the above Ordinance and the objector's erf number.

Notice is further given in terms of Section 21(4) of the Local Government Act: Municipal Systems 2000 (Act 32 of 2000) that people who cannot write can approach the Town Planning section during normal office hours at the Municipal Offices where the Secretary will refer you to the responsible official whom will assist you in putting your comments or objections in writing.

Nature of Application

- The rezoning of Erven 617 & 618 from "Single Residential" to "Business Zone" and the consolidation of Erven 617, 618 & 2808 for the purpose of business premises and flats in terms of Section 17 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985).
- Departure for height relaxation pertaining to the 10 m height restriction as set out in the "Guidelines for the Conservation Area" as depicted in Knysna Zoning Scheme, to 11 m.

Applicant

VPM Planning (On behalf of the Grey Street Trust)

4 November 2005 31769

SWELLENDAM MUNISIPALITEIT

AANSOEK OM AFWYKING ERF 141, BUFFELSJAGRIVIER

Kennis geskied hiermee in ingevolge Artikel 15 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie nr. 15 van 1985) dat die Raad 'n aansoek ontvang het van S Benn ten einde 'n shebeen en huiswinkel op erf 141, Du Toitsrus, Buffeljagsrivier te bedryf.

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Swellendam Munisipale kantoor, ter insae. Skriftelike besware teen die voorstel, indien enige, moet die ondergemelde bereik voor of op 5 Desember 2005. Persone wat nie kan skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Swellendam gehelp word om hul besware neer te skryf.

T. Botha, Munisipale Bestuurder, Munisipale Kantoor, Swellendam.

Kennisgewing: 149/2005 4 November 2005 31767

MUNISIPALITEIT SWELLENDAM

VERKOOP VAN EIENDOM

Kennisgewing geskied hiermee kragtens artikel 124(2)(a) van die Munisipale Ordonnansie no. 20 van 1974 dat die Raad voornemens is om munisipale eiendom as volg te verkoop:

1. Gedeelte van Restant erf 161 (7,4021 ha), Gedeelte van erf 1 (0,9479 ha) en Gedeelte van erf 209 (0,5152 ha) Koringlandstraat, Swellendam (Rioolplaas by N2) aan die Sentraal-Suid Koöperasie Beperk teen R3 750 000,00 plus BTW.

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Munisipale kantoor, Swellendam, ter insae. Skriftelike besware teen die voorstel, indien enige, moet die ondergetekende voor of op 5 Desember 2005 bereik. Persone wat nie kan skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Swellendam gehelp word om hulle besware neer te skryf.

T. Botha, Munisipale Bestuurder, Munisipale Kantoor, Swellendam.

(Kennisgewing: 151/2005) 4 November 2005 31768

KNYSNA MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORDONNANSIE 15 VAN 1985)WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS, 2000
(WET 32 VAN 2000)

VOORGESTELDE HERSONERING: ERWE 617, 618, KNYSNA

Kennis geskied hiermee ingevolge die Ordonnansie 15 van 1985 dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en ter insae lê by die Munisipale Stadsbeplanning Kantore, Pitstraat, Posbus 21, Knysna, 6570 ingedien word op of voor Maandag, 5 Desember 2005 met vermelding van bogenoemde Ordonnansie en beswaarmaker se erfnummer.

Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word hiermee verder kennis gegee dat persone wat nie kan skryf nie die Stadsbeplanningsafdeling kan nader tydens normale kantoorure waar die Sekretaris u sal verwys na die betrokke amptenaar wat u sal help om u kommentaar of besware op skrif te stel.

Aard van aansoek

- Hersonerings van Erwe 617 & 618, Knysna, vanaf "Enkel Woonsone" na "Besigheid Sone" en die konsolidering van Erwe 617, 618 & 2808 om 'n besigheidsgebou met woonstelle bo grondvloer toe te laat.
- Aansoek vir 'n afwyking van die Knysna Bewaararea skema-regulasies vir die verslapping van die 10 m hoogtebeperking na 11 m.

Aansoeker

VPM Planning (Namens die Grey Street Trust)

4 November 2005 31769

CITY OF CAPE TOWN

AMENDMENT OF THE URBAN STRUCTURE PLAN FOR THE CAPE METROPOLITAN AREA: PENINSULA

By virtue of section 29(3) of the Development Facilitation Act, 1995 (Act 67 of 1995), read together with sections 27 and 37 of the Physical Planning Act, 1991 (Act 125 of 1991), Minister T Essop, then Minister of Environmental Affairs and Development Planning, on 21 November 2004 amended the Urban Structure Plan for the Cape Metropolitan Area: Volume 1: Peninsula (made known as Guide Plan in Government Notice No. 2468 of 9 December 1988 and declared as Urban Structure Plan in Government Notice No. 160 of 9 February 1996), by changing the designation of Erven 85543, 154433 and 84805, Cape Town (Westlake/Steenberg) and Erf 5895, Constantia, as indicated on the locality plan below from "Government Use" to "Urban Development".

E17/2/2/1/AW16/Erf 151197, Westlake

31737

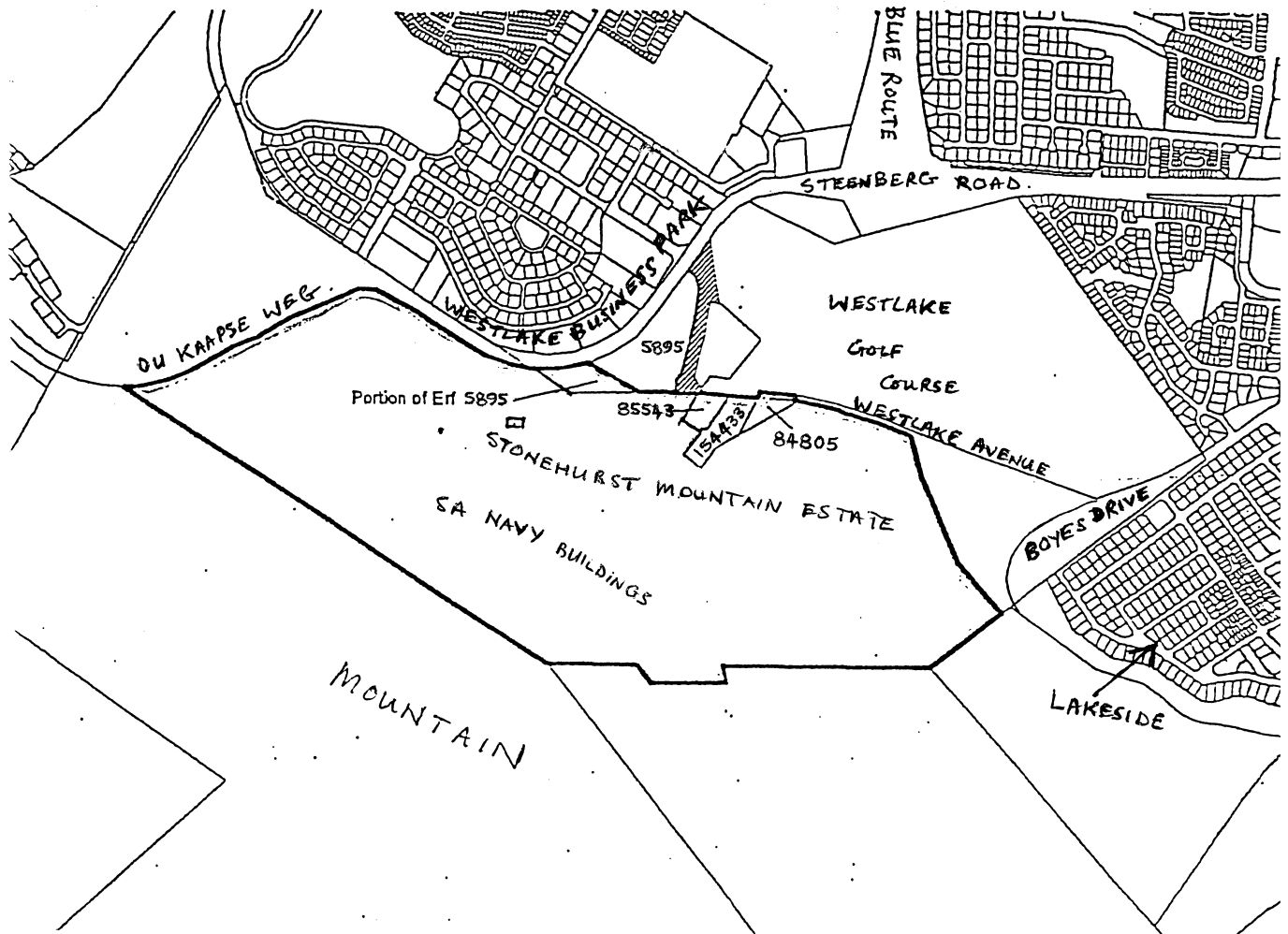
STAD KAAPSTAD

WYSIGING VAN DIE KAAPSE METROPOOL: SKIEREILAND STEDELIKE STRUKTUURPLAN

Kragtens artikel 29(3) van die Wet op Ontwikkelingsfasilitering, 1995 (Wet 67 van 1995), saamgelees met artikels 27 en 37 van die Wet op Fisiese Beplanning, 1991 (Wet 125 van 1991), het Minister T Essop, dan Minister van Omgewingsake en Ontwikkelingsbeplanning, op 21 November 2004 die Kaapse Metropol: Volume 1: Skiereiland Stedelike Struktuurplan (bekend gemaak as 'n Gidsplan in Goewermentskennisgewing Nr. 2468 van 9 Desember 1988 en verklaar as Stedelike Struktuurplan in Goewermentskennisgewing Nr. 160 van 9 Februarie 1996), gewysig deur die gebruiksaanwysing van Erwe 85543, 154433 en 84805, Kaapstad (Westlake/Steenberg) en Erf 5895, Constantia, soos op die liggingsplan hieronder aangedui, vanaf "Regeringsgebruik" na "Stedelike Ontwikkeling" te verander.

E17/2/2/1/AW16/Erf 151197, Westlake

31737



DRAFT NOTICE

CAPE TOWN MUNICIPALITY: ZONING SCHEME
AMENDMENT OF SCHEME REGULATIONS

In terms of section 9(2) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), the Competent Authority for the administration of the Ordinance hereby amends the Scheme Regulations of the City of Cape Town by the deletion of Schedule S2/619 (referred to in Appendix A), which reads as follows:

Ref. No. on Map	Property concerned	Special conditions applicable
S2/619	Portion of Erf 151197, and portion of Westlake Avenue, Westlake	Open space and Amenities

31738

KONSEPKENNISGEWING

MUNISIPALITEIT KAAPSTAD: SONERINGSKEMA
WYSIGING VAN SKEMAREGULASIES

Ingevolge artikel 9(2) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985), wysig die Bevoegde Gesag vir die administrasie van die Ordonnansie hiermee die Skemaregulasies van die Stad Kaapstad deur die skraping van Skedule S2/619 (waarna in Bylae A verwys word), wat soos volg lees:

Verw. Nr. op Kaart	Betrokke eiendom	Spesiale voorwaardes van toepassing
S2/619	Gedeelte van Erf 151197, en gedeelte van Westlakelaan, Westlake	Oopruimte en Geriewe

31738

MUNICIPALITY OF BEAUFORT-WEST

Notice no. 143/2005

The Council of the Municipality of Beaufort West published the sub-joined by-law relating to the parking of vehicles on public roads, for general notice.

**BY-LAW RELATING TO THE PARKING OF
VEHICLES ON PUBLIC ROADS**

Introduction

Whereas the Municipality of Beaufort West is vested with Legislative Authority in terms of the Constitution of the Republic of South Africa (Act 108 of 1996),

AND WHEREAS the Municipality has the right to determine its own by-laws relating to the parking of vehicles on public roads;

Be it therefore enacted by the Municipality of Beaufort West as follows:—

1. Definitions

Unless inconsistent with the context:—

“**council**” means the council of the municipality;

“**light vehicle**” means any type of self-propelled vehicle with a gross vehicle mass of 3 500 kg and less.

“**municipality**” means the Municipality of Beaufort West;

“**prohibited vehicle**” means any vehicle with gross vehicle mass of 3 500 kg or more; any trailer; boat, whether on a trailer or not; any container of any description, whether on a trailer or not, and includes any caravan, implement or animal-drawn wagon or cart;

“**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—

- (a) the roadway and the verge of any such road, street or thoroughfare;
- (b) any bridge, ferry or drift traversed by any such road, street or thoroughfare, and
- (c) any other work or object forming part of or connected with or belonging to such road, street or thoroughfare.

“**road reserve**” means the portion of the road, street or thoroughfare that does not include the roadway; and

“**roadway**” means that portion of a road, street or thoroughfare improved, constructed or intended for vehicular and pedestrian traffic and includes the shoulder of the road, any kerbs, verges or sidewalks.

2. Restriction on parking in public roads

- (1) No person may park any prohibited vehicle in a public road between the hours of 20h00 and 06h00—
 - (a) except with the written permission of the Director: Traffic Services, and
 - (b) otherwise than in accordance with such conditions as may be determined by the council.
- (2) Any person who is granted permission in terms of subsection (1), shall display such permission on the prohibited vehicle in accordance with the conditions as determined by the council.

MUNISIPALITEIT BEAUFORT-WES

Kennisgewing nr. 143/2005

Die Raad van die Munisipaliteit van Beaufort-Wes publiseer die onderstaande verordening met betrekking tot die parkering van voertuie op openbare paaie vir algemene kennisname.

**VERORDENING INSAKE DIE PARKERING VAN
VOERTUIE OP OPENBARE PAAIE**

Inleiding

Aangesien die Munisipaliteit van Beaufort-Wes ingevolge die Grondwet van die Republiek van Suid-Afrika (Wet 108 van 1996) wetgewende bevoegdheid het

EN AANGESIEN die Munisipaliteit die reg het om sy eie verordeninge insake die parkering van voertuie op openbare paaie te bepaal;

Verorden die Munisipaliteit van Beaufort-Wes soos volg:—

1. Woordbepaling

Tensy onbestaanbaar met die sinsverband, beteken:—

“**ligte voertuig**” enige tipe self aangedrewe voertuig met ’n bruto voertuigmassa van minder as 3 500 kg en minder;

“**munisipaliteit**” die Munisipaliteit van Beaufort-Wes

“**openbare pad**” ’n pad, straat of deurgang of enige ander plek (hetsy ’n deurgang al dan nie) wat gewoonlik deur die publiek of ’n deel daarvan gebruik word, of waartoe die publiek of ’n deel daarvan ’n reg van toegang het en sluit dit in—

- (a) die padoppervlak en die soom van so ’n pad, straat of deurgang;
- (b) ’n brug, pont of drif waaroor so ’n pad, straat of deurgang loop, en
- (c) enige ander werk of voorwerp wat deel vorm, in verband staan of behoort aan so ’n pad, straat of deurgang;

“**padoppervlak**” daardie gedeelte van ’n pad, straat, of deurgang wat verbeter, gebou of bedoel is vir voertuig- of voetgangerverkeer en sluit dit in die skouer van die pad, en enige randsteen, soom of sypaadjie;

“**padreserwe**” die gedeelte van ’n pad, straat of deurgang wat nie die padoppervlak insluit nie, en

“**raad**” die raad van die munisipaliteit;

“**verbode voertuig**” ’n voertuig met ’n bruto voertuigmassa van 3 500 kg of meer; ’n sleepwa; boot, hetsy dit op ’n sleepwa is, aldan nie; ’n houer van enige aard, hetsy dit op ’n sleepwa is, al dan nie, en sluit dit ook in ’n woonwa, implement of ’n wa of kar wat deur diere gesleep word.

2. Beperking op parkering op openbare paaie

- (1) Niemand mag ’n verbode voertuig tussen 20h00 en 06h00 op ’n openbare pad parkeer nie—
 - (a) behalwe met die skriftelike toestemming van die Direkteur: Verkeersdienste, en
 - (b) anders as in ooreenstemming met die voorwaardes wat deur die Raad bepaal is.
- (2) ’n Persoon aan wie toestemming ingevolge subartikel (1) verleen is, moet sodanige toestemming op die verbode voertuig vertoon in ooreenstemming met die voorwaardes wat deur die Raad bepaal is.

3. Restriction on parking in road reserves

- (1) No person may park any light vehicle or prohibited vehicle in a road reserve except—
- (a) where parking is allowed by means of a traffic sign erected by the Director: Traffic Services, or
 - (b) with the written permission of the Director: Traffic Services, and
 - (c) otherwise than in accordance with such conditions as may be determined by the council.
- (2) Any person who is granted permission in terms of subsection (1), shall display such permission on the light vehicle or prohibited vehicle in accordance with the conditions determined by the council.

4. Offences and penalties

Any person who contravenes or fails to comply with any provision of this by-law shall be guilty of an offence.

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MUNICIPALITY OF BEAUFORT-WEST

Notice no. 144/2005

The Council of the Municipality of Beaufort West published the sub-joined by-law relating to stormwater, for general notice.

BY-LAW RELATING TO STORMWATER**Introduction**

Whereas the Municipality of Beaufort West is vested with Legislative Authority in terms of the Constitution of the Republic of South Africa (Act 108 of 1996),

AND WHEREAS the Municipality has the right to determine its own by-laws relating to stormwater;

Be it therefore enacted by the Municipality of Beaufort West as follows:—

1. Definitions

In this by-law, unless inconsistent with the context:—

“**Council**” means the municipal council of the municipality;

“**engineer**” means the person appointed by the municipality to act as engineer for the purpose of administering this by-law

“**flood level**” means that level reached by flood waters resulting from a storm designated in terms of recognised engineering criteria as being of a frequency to be expected once in every 50 years;

“**flood plain**” means the area subject to inundation by the flood level;

“**municipality**” means the Municipality of Beaufort West;

“**private stormwater system**” means a stormwater system owned, operated or maintained by a person other than the Council;

“**Property By-Law**” means the By-law Relating to the Management and Administration of Immovable Municipal Property, published in Provincial Gazette of 6082 of 7 November 2003;

“**stormwater**” means water resulting from natural precipitation or accumulation and includes rainwater, groundwater and spring water;

“**stormwater system**” means both the constructed and natural facilities, including pipes, culverts, watercourses and their associated floodplains, whether over or under public or privately owned

3. Beperking op parkering in padreserwes

- (1) Niemand mag 'n ligte voertuig of 'n verbode voertuig in 'n padreserwe parkeer nie, behalwe—
- (a) waar parkering deur 'n padverkeersteken deur die Direkteur: Verkeersdienste opgerig, gemagtig word, of
 - (b) met die skriftelike toestemming van die Direkteur: Verkeersdienste, en
 - (c) anders as in ooreenstemming met die voorwaardes wat deur die Raad bepaal is.
- (2) 'n Persoon aan wie toestemming ingevolge subartikel (1) verleen is, moet sodanige toestemming op die ligte voertuig of verbode voertuig vertoon in ooreenstemming met die voorwaardes wat deur die Raad bepaal is.

4. Strafbepaling

'n Persoon wat 'n bepaling van hierdie verordening oortree of versuim om daaraan te voldoen, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete.

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MUNISIPALITEIT BEAUFORT-WES

Kennisgewing nr. 144/2005

Die Raad van die Munisipaliteit van Beaufort-Wes publiseer die onderstaande verordening met betrekking tot stormwater vir algemene kennisname.

VERORDENING INSAKE STORMWATER**Inleiding**

Aangesien die Munisipaliteit van Beaufort-Wes ingevolge die Grondwet van die Republiek van Suid-Afrika (Wet 108 van 1996) wetgewende bevoegdheid het

EN AANGESIEN die Munisipaliteit die reg het om sy eie verordeninge insake stormwater te bepaal;

Verorden die Munisipaliteit van Beaufort-Wes soos volg:—

1. Woordbepaling

In hierdie verordening, tensy onbestaanbaar met die sinsverband, beteken:—

“**Eiendomsverordening**” die Verordening insake die Bestuur en Administrasie van Onroerende Munisipale Eiendom, gepubliseer in Provinsiale Koerant van 6082 van 7 November 2003.

“**ingenieur**” die persoon wat vir die doeleindes van die administrasie van hierdie verordening, deur die munisipaliteit aangestel is om as ingenieur op te tree;

“**munisipaliteit**” die Munisipaliteit van Beaufort-Wes;

“**Raad**” die munisipale raad van die munisipaliteit;

“**privaat stormwaterstelsel**” 'n stormwaterstelsel wat besit, bedryf of onderhou word deur 'n persoon anders as die Raad;

“**stormwater**” water afkomstig van natuurlike reënval of ophoping en sluit dit in reënwater, grondwater en fonteinwater;

“**stormwaterstelsel**” beide die geboude en natuurlike fasiliteite, met inbegrip van pype, slote, waterlope en die gepaardgaande vloedvlaktes, hetsy oor of onderdeur eiendom wat in openbare of privaatbesit is, wat gebruik word of benodig word vir die bestuur, versameling, vervoer, tydelike bewaring, beheer, monitering, behandeling, gebruik en wegdoen van stormwater;

“**vloedvlakte**” die gebied wat onderhewig is aan die vloedvlak;

“**vloedvlak**” daardie vlak wat deur vloedwater bereik word as

land, used or required for the management, collection, conveyance, temporary storage, control, monitoring, treatment, use and disposal of stormwater;

“water pollution incident” means an incident or occurrence whereby a substance or matter, other than stormwater, is discharged directly or indirectly into the stormwater system and which may be a danger to health or may adversely affect the general quality of water in the stormwater system to such an extent that public health or the health of natural ecosystems may be threatened, and

“watercourse” means:—

- (a) a river, stream, channel or canal in which water flows regularly or intermittently, and
- (b) a vlei, wetland, dam or lake into which or from which water flows, and includes, where relevant, the bed and the banks of such watercourse.

2. Prohibited discharges

No person may, except with the written consent of the engineer and subject to any conditions the engineer may impose, discharge, permit to enter or place anything other than stormwater into the stormwater system.

3. Protection of stormwater system

No person may, except with the written consent of the engineer and subject to any conditions the engineer may impose—

- (a) damage, endanger, destroy or undertake any action likely to damage, endanger or destroy, the stormwater system or the operation thereof;
- (b) discharge from any place, or place onto any surface, any substance other than stormwater, where that substance could reasonably be expected to find its way into the stormwater system;
- (c) discharge, permit to enter or place anything likely to damage the stormwater system or interfere with the operation thereof or contaminate or pollute the water therein;
- (d) construct or erect any structure or thing over or in such a position or in such a manner so as to interfere with or endanger the stormwater system or the operation thereof;
- (e) make an opening into a stormwater pipe, canal or culvert;
- (f) drain, abstract or divert any water directly from the stormwater system, or
- (g) fill, excavate, shape, landscape, open up or remove the ground above, within, under or immediately next to any part of the stormwater system.

4. Prevention of flood risk

No person may, except with the written consent of the engineer and subject to any conditions the engineer may impose—

- (a) obstruct or reduce the capacity of the stormwater system;
- (b) change the design or the use of, or otherwise modify any aspect of the stormwater system which, alone or in combination with other existing or future uses, may cause an increase in flood levels or create a potential flood risk, or
- (c) undertake any activity which, alone or in combination with other existing or future activities, may cause an increase in flood levels or create a potential flood risk.

gevolg van 'n storm wat ingevolge ingenieurstreke eenkeer in 50 jaar sal voorkom;

“waterbesoedelingsvoorval” 'n voorval of gebeurtenis waardeur 'n stof of materie, anders as stormwater, direk of indirek in die stormwaterstelsel ingelaat word en wat 'n gesondheidsgevaar mag skep of 'n nadelige invloed op die algemene kwaliteit van water in die stormwaterstelsel mag veroorsaak, tot so 'n mate dat die openbare gesondheid of die welstand van natuurlike ekosisteme daardeur bedreig mag word;

“waterstroom”:—

- (a) 'n rivier, stroom, waterloop of kanaal waarin water op gereelde of ongereelde basis vloei, en
- (b) 'n vlei, 'n vleiand, dam of meer waarin of waaruit water vloei en sluit dit in, waar van toepassing, die bedding en die oevers van so 'n waterstroom;

2. Verbode uitvloeiels

Niemand mag, behalwe met die skriftelike goedkeuring van die ingenieur, en dan slegs in ooreenstemming met enige voorwaardes wat die ingenieur mag stel, enigiets anders as stormwater in die stormwaterstelsel uitlaat, toelaat dat dit daarin vloei, of daarin plaas nie.

3. Beskerming van die stormwaterstelsel

Niemand mag, behalwe met die skriftelike goedkeuring van die ingenieur, en dan slegs in ooreenstemming met die voorwaardes wat die ingenieur mag stel:—

- (a) die stormwaterstelsel of die bedryf daarvan beskadig, vernietig of in gevaar stel nie, of enigiets doen wat dit of die bedryf daarvan kan beskadig, in gevaar stel, of vernietig nie;
- (b) enige bestanddeel wat nie stormwater is nie, vanaf enige plek laat uitloop, of op enige oppervlak plaas, vanwaar daardie bestanddeel moontlik toegang tot die stormwaterstelsel mag verkry;
- (c) enigiets wat moontlik die stormwaterstelsel kan beskadig of die werking daarvan kan belemmer, daarin laat uitloop, toelaat dat dit binnegaan of die water daarin kan benadeel of besoedel nie;
- (d) 'n struktuur of ding bou of oprig oor of in so 'n posisie of op so 'n manier dat dit die stormwaterstelsel kan benadeel of in gevaar stel of die werking daarvan kan belemmer;
- (e) 'n opening in 'n stormwaterpyp, -kanaal of riool maak nie;
- (f) water direk vanaf die stormwaterstelsel dreineer, onttrek of afkeer nie, of
- (g) in, onder of langs enige deel van die stormwaterstelsel, opvulling, uitgrawings, vorming, of landskapering doen, oopmaak of die grond daarvoor verwyder nie.

4. Voorkoming van vloedrisiko

Niemand mag, behalwe met die skriftelike toestemming van die ingenieur en dan slegs in ooreenstemming met enige voorwaardes wat die ingenieur mag stel:—

- (a) die kapasiteit van die stormwaterstelsel belemmer of verminder nie;
- (b) die ontwerp of die gebruik van, of andersins enige gedeelte van die stormwaterstelsel sodanig verander dat dit vanself, of saam met ander bestaande of toekomstige gebruike, 'n verhoging in vloedvlakke of die moontlikheid van 'n vloedrisiko kan skep nie, of
- (c) enigiets doen wat vanself, of saam met ander bestaande of toekomstige aktiwiteite, 'n verhoging in vloedvlakke of die moontlikheid van 'n vloedrisiko kan skep nie.

5. Studies and assessments

- (1) The conditions which the engineer may impose in terms of Sections 2, 3, and 4, may include, but are not limited to—
 - (a) the establishment of flood lines;
 - (b) the undertaking of impact assessments, and
 - (c) environmental impact studies or investigations which may be required by any applicable environmental legislation.
- (2) The costs of any study undertaken in terms of the provisions of subsection (1), is for the account of the applicant.

6. Water pollution incidents

- (1) Whenever a water pollution incident takes place on any property or premises—
 - (a) the owner of the property or premises on which the incident took place, or is still in the process of taking place, or
 - (b) the person responsible for the incident, if the incident is not the result of natural causes,

must immediately report the incident to the municipality, and at own cost, take all reasonable measures which will contain and minimise the effects of the pollution.
- (2) If the owner or person responsible for the pollution incident fail to introduce measures to contain and minimise the effects of the pollution or have introduced insufficient measures, the engineer may at the cost of such owner or person—
 - (a) undertake cleaning up procedures;
 - (b) rehabilitate the environment;
 - (c) take any other reasonable measures to neutralise the effect of the pollution incident.

7. Stormwater systems on private land

- (1) An owner of property on which a private stormwater system is located—
 - (a) may not carry out any activity which will or which, in the opinion of the engineer, will adversely affect the functioning of such stormwater system;
 - (b) must keep such stormwater system functioning effectively; and
 - (c) must undertake the refurbishment and reconstruction thereof if, in the opinion of the engineer, it should be reconstructed or refurbished.
- (2) In cases where the flow of stormwater in a private stormwater system has been increased as a result of new building developments or changes to the stormwater system by the council, the council may, either on request of the owner or on own volition, decide to take over the responsibility for the private stormwater system.
- (3) The provisions of sub-section (1) do not apply to the extent that the council has accepted responsibility for any of the duties contained therein, either in a formal maintenance agreement or in terms of a condition of a servitude.

8. Provision of Infrastructure

- (1) The Council has the power to—

5. Onderseke en waardebepalings

- (1) Die voorwaardes wat die ingenieur ingevolge die bepalings van Artikels 2, 3, en 4 mag stel, kan insluit, maar is nie beperk nie, tot:—
 - (a) die bepaling van vloedlyne;
 - (b) die onderneming van impakstudies, en
 - (c) omgewingsimpakstudies of ondersoeke wat deur enige toepaslike omgewingswetgewing vereis mag word.
- (2) Die koste van enige ondersoek wat ingevolge die bepalings van subartikel (1) onderneem word, moet deur die aansoeker gedra word.

6. Waterbesoedelingsvoorvalle

- (1) Wanneer ookal 'n waterbesoedelingsvoorval op enige eiendom of perseel voorkom, moet:—
 - (a) die eienaar van die eiendom of perseel waarop die voorval plaasgevind het, of besig is om plaas te vind, of
 - (b) die persoon wat vir die voorval verantwoordelik is, indien die voorval nie as gevolg is van natuurlike oorsake nie,

dadelik die voorval by die munisipaliteit aanmeld en, op eie koste, al die redelike maatreëls tref wat die effek van die besoedeling sal beperk en verminder.
- (2) Indien die eienaar of die persoon verantwoordelik vir die besoedeling nalaat om maatreëls te tref om die effek van die besoedeling te beperk en te verminder, of nie voldoende maatreëls getref het nie, kan die ingenieur, op koste van so 'n eienaar of persoon:—
 - (a) die nodige opruimingsmaatreëls tref;
 - (b) die omgewing herstel, en
 - (c) enige ander redelike maatreëls tref om die effek van die besoedelingsvoorval te neutraliseer.

7. Stormwaterstelsels op privaatgrond

- (1) Die eienaar van eiendom waarop 'n privaatstormwaterstelsel bestaan:—
 - (a) mag nie enige handeling uitvoer wat, of wat na die mening van die ingenieur, die stormwaterstelsel nadelig sal beïnvloed nie;
 - (b) moet so 'n stormwaterstelsel in behoorlike werkende toestand hou, en
 - (c) moet, indien die ingenieur van mening is dat dit opgeknep en herbou moet word, die opknapping en herbou daarvan onderneem.
- (2) In gevalle waar die vloei van stormwater in 'n privaat stormwaterstelsel verhoog word as gevolg van nuwe bou ontwikkelings of veranderings aan die stormwaterstelsel deur die Raad, kan die Raad, op versoek van die eienaar, of uit eie beweging, die verantwoordelikheid vir die privaat stormwaterstelsel oorneem.
- (3) Die bepalings van subartikel (1) is nie van toepassing nie in gevalle waar die Raad, in óf 'n formele onderhoudsooreenkoms óf ingevolge die bepalings van 'n servituut, verantwoordelikheid vir enige van die pligte daarin vervat, aanvaar het.

8. Voorsiening van infrastruktuur

- (1) Die Raad is by magte om:—

- (a) construct, expand, alter, maintain or lay any drains, pipes or other structures related to the stormwater system on or under any immovable property, and ownership of these drains, pipes or structures shall vest in the municipality;
 - (b) drain stormwater or discharge water from any municipal service works into any natural watercourse, and
 - (c) do any other thing necessary or desirable for or incidental, supplementary or ancillary to any matter contemplated by paragraph (a).
- (2) When the Council exercises the powers referred to in subsection (1)(a) in regard to immovable property not owned by the municipality, it shall comply with the provisions of the Property By-Law.

9. Miscellaneous powers of the engineer

- (1) The engineer may—
- (a) demolish, alter or otherwise deal with any building, structure or other thing constructed, erected or laid in contravention with the provisions of this by-law;
 - (b) fill in, remove and make good any ground excavated, removed or placed in contravention with the provisions of this by-law;
 - (c) repair and make good any damage done in contravention with the provisions of this by-law or resulting from a contravention;
 - (d) remove anything discharged, permitted to enter into the stormwater system or natural watercourse in contravention of the provisions of this by-law;
 - (e) remove anything damaging, obstructing or endangering or likely to obstruct, endanger or destroy any part of the stormwater system;
 - (f) seal off or block any point of discharge from any premises if such discharge point is in contravention with the provisions of this by-law, irrespective of whether the point is used for lawful purposes;
 - (g) cancel any permission granted in terms of this by-law if the conditions under which the permission was granted are not complied with;
 - (h) by written notice, direct any owner of property to allow the owner of a higher lying property to lay a stormwater drain pipe or gutter over his or her property for the draining of concentrated stormwater;
 - (i) by written notice, direct any owner of property to retain stormwater on such property or, at the cost of such owner, to lay a stormwater drain pipe or gutter to a suitable place indicated by the Council, irrespective of whether the course of the pipe or gutter will run over private property or not, and
 - (j) discharge stormwater into any watercourse, whether on private land or not.
- (2) The engineer may, in any case where it seems that any action or neglect by any person or owner of property may lead to a contravention of the provisions of this by-law, give notice in writing to such person or owner of property to comply to such requirements as the engineer may deem necessary to prevent the occurrence of such contravention.
- (3) The engineer may recover all reasonable costs incurred as a result of action taken in terms of subsection (1) from a person who was

- (a) enige rirole, pype of ander strukture wat aanverwant is aan die stormwaterstelsel, op of onder enige vaste eiendom aan te lê, uit te brei, te verander of te onderhou en eienaarskap van hierdie rirole, pype of ander strukture berus by die Raad;
 - (b) stormwater te dreineer of water uit enige munisipale dienswerke in enige natuurlike waterloop te laat uitloop, en
 - (c) enigiets te doen wat nodig of wenslik is of samehangend, bykomstig of aanvullend is tot enige aangeleentheid wat in paragraaf (a) beoog word.
- (2) Wanneer die Raad sy magte wat in subartikel (1)(a) genoem word uitoefen ten opsigte van vaste eiendom wat nie deur die munisipaliteit besit word nie, moet die Raad aan die bepalings van die Eiendomsverordening voldoen.

9. Allerlei magte van die ingenieur

- (1) Die ingenieur kan:—
- (a) enige gebou, struktuur of ding wat teenstrydig met die bepalings van hierdie verordening gebou, opgerig of gelê is, afbreek of andersins daarmee handel;
 - (b) enige grond wat teenstrydig met die bepalings van hierdie verordening uitgegrawe, verwyder of geplaas is, opvul, verwyder of herstel.
 - (c) enige skade wat teenstrydig met die bepalings van hierdie verordening aangerig is of die gevolg is van 'n oortreding, herstel of goed maak;
 - (d) enigiets wat teenstrydig met die bepalings van hierdie verordening, uitgeloop het in, of toegelaat is om toegang te vind tot die stormwaterstelsel of natuurlike waterloop, verwyder;
 - (e) enigiets wat die stormwaterstelsel beskadig, belemmer of in gevaar stel, of wat dit moontlik kan beskadig, belemmer of in gevaar stel, verwyder;
 - (f) ongeag of 'n aansluiting vir wettige doeleindes gebruik word, enige aansluiting vanaf enige perseel afseël of blokkeer as so 'n aansluiting teenstrydig is met die bepalings van hierdie verordening;
 - (g) enige goedkeuring wat ingevolge die bepalings van hierdie verordening toegestaan is kanselleer as die voorwaardes waaronder die goedkeuring toegestaan is, nie nagekom word nie;
 - (h) by skriftelike kennisgewing, van enige eienaar van 'n eiendom vereis om toe te laat dat 'n eienaar van 'n hoër liggende eiendom 'n stormwaterafvoerpyp vir die dreinerings van gekonsentreerde stormwater oor sy of haar eiendom anlê;
 - (i) by skriftelike kennisgewing, van enige eienaar van eiendom vereis om stormwater op so 'n eiendom op te dam of, op eie koste, 'n stormwaterafvoerpyp of geut op 'n toepaslike plek wat deur die Raad aangedui word, aan te lê, ongeag of die roete van so 'n pyp of geut oor private eiendom loop, en
 - (j) ongeag of dit op private eiendom is, stormwater in enige waterloop laat uitloop.
- (2) Die ingenieur kan, in enige geval waar dit voorkom asof enige handeling of late deur enige persoon of eienaar van eiendom aanleiding mag gee tot 'n oortreding van die bepalings van hierdie verordening, skriftelik aan so 'n eienaar van eiendom of persoon kennis gee om aan sodanige vereistes te voldoen as wat die ingenieur nodig mag ag om die voorkoms van so 'n oortreding te verhoed.
- (3) Die ingenieur kan enige redelike kostes wat aangegaan is as gevolg van 'n optrede ter nakoming van die bepalings van subartikel

responsible for a contravention of the provisions of this by-law or the owner of the property on which a contravention occurred.

10. Offences and penalties.

Any person who—

- (a) contravenes any provision of this by-law;
- (b) fails to comply with the terms of any notice issued in terms of this by-law;
- (c) threatens, resists, hinders or obstructs a councillor or an employee or contractor of the municipality in the exercise of any powers or performance of any duties or function in terms of this by-law,

is guilty of an offence and, on conviction, liable to the payment of a fine. 31771

(1), van die persoon wat vir die oortreding van die bepalings van hierdie verordening verantwoordelik is, of die eienaar van die eiendom waar die oortreding plaasgevind het, verhaal.

10. Strafbepaling

Enigiemand wat—

- (a) 'n bepaling van hierdie verordening oortree;
- (b) nalaat om aan die bepalings van 'n kennisgewing wat wettig ingevolge hierdie verordening uitgereik is, te voldoen, of
- (c) 'n raadslid, 'n werknemer of 'n kontrakteur van die munisipaliteit dreig, weerstaan, hinder of dwarsboom in die uitvoering van enige magte of die nakoming van enige pligte of funksies ingevolge die bepalings van hierdie verordening,

is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete. 31771

MUNICIPALITY OF BEAUFORT WEST

Notice no. 145/2005

The Council of the Municipality of Beaufort West published the sub-joined by-law relating to wastewater, for general notice.

BY-LAW RELATING TO WASTEWATER

Introduction

Whereas the Municipality of Beaufort West is vested with Legislative Authority in terms of the Constitution of the Republic of South Africa (Act 108 of 1996),

AND WHEREAS the Municipality has the right to determine its own by-laws relating to wastewater;

Be it therefore enacted by the Municipality of Beaufort West as follows:—

1. Definitions

In this by-law:—

“**council**” means the council of the municipality;

“**engineer**” means the person appointed by the municipality to act as engineer for the purpose of administering this by-law

“**industrial effluent**” means any liquid whether or not containing matter in solution or suspension, which is given off in the course of or as a result of any industrial trade, manufacturing, mining or chemical process or any laboratory, research, service, or agricultural activity, and includes matter discharged from a waste grinder;

“**municipal sewer**” means any pipe or conduit for the carriage of wastewater, the ownership of which is vested in the municipality;

“**municipality**” means the Municipality of Beaufort West;

“**occupier**” means any person in actual occupation of premises or having the charge or management thereof, without regard to the title under which he or she occupies it;

“**owner**” in relation to property or premises, means the person in whom is vested the legal title to property or premises and includes an occupier

“**private sewer installation**” means any pipe or conduit and fittings which are situated on any property or premises, the ownership of which is vested in the owner thereof and used or intended to be used in connection with the carriage of wastewater from such premises, to the municipal sewer;

“**property**” or “**premises**” means any piece of land, with or without improvements;

MUNISIPALITEIT BEAUFORT-WES

Kennisgewing nr. 145/2005

Die Raad van die Munisipaliteit van Beaufort-Wes publiseer die onderstaande verordening met betrekking tot afvalwater, vir algemene kennisname.

VERORDENING INSAKE AFVALWATER

Inleiding

Aangesien die Munisipaliteit van Beaufort-Wes ingevolge die Grondwet van die Republiek van Suid-Afrika (Wet 108 van 1996) wetgewende bevoegdheid het

EN AANGESIEN die Munisipaliteit die reg het om sy eie verordeninge insake afvalwater te bepaal;

Verorden die Munisipaliteit van Beaufort-Wes soos volg:—

1. Woordbepaling

In hierdie verordening beteken:—

“**afvalmaler**” enige meganiese toestel wat 'n stof maal en in die afvalwaterstelsel afspoel, of wat groente skille, skubbe of ander voorwerpe verwyder en dit direk of indirek in die afvalwaterstelsel uitskei en sluit dit in uitvloeiende vanaf 'n voedselafvalmaler;

“**afvalwater**” enige vloeibare afval, hetsy dit 'n stof in oplossing of suspensie bevat, en sluit dit in huishoudelike vloeibare afval en industriële uitvloeiende, maar sluit nie stormwater in nie;

“**afvalwaterstelsel**” die strukture, rirole, pype, kleppe, pompe, meters of ander toebehore onder die beheer van die raad, wat gebruik kan word vir die afvoer of wegdoening van afvalwater;

“**eienaar**” met betrekking tot eiendom of 'n perseel, die persoon in wie se naam die eiendom of perseel regtens berus en sluit dit 'n okkupeerder in;

“**eiendom**” of “**perseel**” enige stuk grond, met of sonder verbeterings daarop;

“**industriële uitvloeiende**” enige vloeistof, hetsy dit enige stof in oplossing of in suspensie bevat, aldan nie, wat afgegee word gedurende of as gevolg van enige industriële besigheid, vervaardiging, myn- of chemiese proses of enige laboratorium, navorsing, diens of landbou aktiwiteit, en sluit dit in enige stof wat afkomstig is vanaf 'n afvalmaler;

“**ingenieur**” die persoon wat deur die munisipaliteit aangestel is om as ingenieur op te tree vir die doeleindes van die administrasie van hierdie verordening;

“**munisipale riool**” enige pyp of leiding waarin afvalwater loop en waarvan eienaarskap by die munisipaliteit berus;

“**stormwater**” means the water resulting from natural precipitation or accumulation and includes rainwater, groundwater or spring water;

“**waste grinder**” means any mechanically operated device which grinds and flushes matter into the wastewater system or removes from vegetables or other foodstuffs, peels, skins, scales or other matter for discharge directly or indirectly into the wastewater system, and includes effluent from a food waste grinder;

“**Tariff Policy By-law**”, means the Tariff Policy By-law adopted by the municipality and published in Provincial Gazette 6160 of 20 August 2004;

“**wastewater**” means any liquid waste, whether or not containing matter in solution or suspension, and includes domestic liquid waste and industrial effluent but excludes stormwater;

“**wastewater system**” means the structures, sewers, pipes, valves, pumps, meters or other appurtenances under the control of the council, which may be used for the carriage or disposal of wastewater.

CHAPTER 1

GENERAL

2. Duties of owners of property

- (1) Every owner of property must on receipt of a written notice by the engineer and at the cost of the owner—
 - (a) construct a private sewer installation on his or her premises;
 - (b) connect a private sewer installation to the municipal sewer, whether directly or indirectly as required by the engineer;
 - (c) enlarge the capacity of a private sewer installation to comply with a greater discharge, or
 - (d) reconstruct a private sewer installation to comply with the requirements of the engineer.
- (2) No owner of property may allow—
 - (a) the ingress of groundwater into a private sewer installation on his or her premises, or
 - (b) the seepage of wastewater from a private sewer installation on his or her premises, or
 - (c) the ingress of stormwater into a private sewer installation on his or her premises, except with the written consent of the engineer and subject to such conditions as the engineer may determine.
- (3) Every owner of property must take adequate measures to prevent the ingress of groundwater and stormwater and the seepage of wastewater.
- (4)
 - (a) Every owner of property must at his or her own expense maintain and repair a private sewer installation on his or her premises and keep it in a good and proper state of repair, to the satisfaction of the engineer.
 - (b) Where the properties of more than one owner are served by a single private sewer installation such owners is jointly and severally responsible for the duty of maintaining and repairing it.

3. Protection of municipal sewers

- (1) No person may, except with the written consent of the engineer and subject to such conditions as he or she may determine—
 - (a) construct, erect or lay any building, structure or other

“**munisipaliteit**” die munisipaliteit van Beaufort-Wes;

“**okkupeerder**” enige persoon wat werlik eiendom okkupeer, die beheer of bestuur daarvan onderneem, ongeag die titel waaronder hy of sy dit okkupeer;

“**privaatrioolinstallasie**” enige pyp of leiding met gepaardgaande toebehore wat op enige eiendom of perseel geleë is en waarvan die eienaarskap in die eienaar daarvan berus en wat gebruik word of bedoel is vir die afleiding van afvalwater vanaf so 'n perseel na die munisipale riool;

“**raad**” die raad van die munisipaliteit;

“**stormwater**” die water wat afkomstig is van natuurlike reënval of die versameling daarvan en sluit dit in reënwater, grondwater of fonteinwater;

“**Tariefbeleidverordening**” die tariefbeleidverordening wat deur die munisipaliteit aangeneem is en gepubliseer is in Provinsiale Koerant 6160 van 20 Augustus 2004.

HOOFSTUK 1

ALGEMEEN

2. Pligte van eienaars

- (1) Elke eienaar van eiendom moet by ontvangs van 'n skriftelike kennisgewing van die ingenieur en op eie koste:—
 - (a) 'n privaatrioolinstallasie op sy of haar eiendom oprig;
 - (b) 'n privaatrioolinstallasie, hetsy direk of indirek soos vereis deur die ingenieur, aan die munisipale riool koppel;
 - (c) die kapasiteit van 'n privaatrioolinstallasie vergroot om te voldoen aan die vereistes van 'n verhoogde vloei, of
 - (d) 'n privaatrioolinstallasie herbou ten einde aan die vereistes van die ingenieur te voldoen.
- (2) Geen eienaar van eiendom mag:—
 - (a) die invloei van grondwater in 'n privaatrioolinstallasie op sy of haar perseel toelaat nie;
 - (b) die sydeling van afvalwater uit 'n privaatrioolinstallasie op sy of haar perseel toelaat nie, of
 - (c) behalwe met die skriftelike toestemming van die ingenieur, en dan slegs in ooreenstemming met die voorwaardes wat die ingenieur mag bepaal, die invloei van stormwater in 'n privaatrioolinstallasie op sy of haar perseel toelaat nie.
- (3) Elke eienaar van eiendom moet voldoende maatreëls tref om die invloei van grondwater, stormwater en die sydeling van afvalwater te verhoed.
- (4)
 - (a) Elke eienaar van eiendom moet op eie koste 'n privaatrioolinstallasie op sy of haar perseel, tot die bevrediging van die ingenieur onderhou en in goeie toestand hou.
 - (b) Waar die eiendomme van meer as een eienaar deur 'n enkele privaatrioolinstallasie bedien word, is sulke eienaars gesamentlik en afsonderlik verantwoordelik om dit te onderhou en te herstel.

3. Beskerming van munisipale riole

- (1) Niemand mag, behalwe met die skriftelike toestemming van die ingenieur, en dan slegs in ooreenstemming met die voorwaardes wat die ingenieur mag stel:—
 - (a) 'n gebou, struktuur of enigets anders, oor of in so 'n

<p>thing over or in such a position or in such a manner as to interfere with or endanger any municipal sewer;</p>	<p>posisie of op so 'n manier bou, oprig of lê dat dit die werking van 'n munisipale riool kan belemmer of dit in gevaar stel nie;</p>
(b) excavate, open up or remove the ground above, next to, under or near any municipal sewer;	(b) die grond daaroor, langs, onder of naby 'n munisipale riool uitgrawe, oopmaak of verwyder nie;
(c) damage, endanger or destroy or do any act likely to damage, endanger or destroy any municipal sewer;	(c) enigiets doen wat 'n munisipale riool kan beskadig, in gevaar stel of vernietig, of wat dit moontlik kan beskadig, in gevaar stel of kan vernietig nie;
(d) make any opening in any municipal sewer, or abstract, divert or cause to be abstracted or diverted any wastewater there from;	(d) enige opening in 'n munisipale riool maak, of afvalwater daaruit lei, wegkeer of veroorsaak dat dit daaruit gelei of weggekeer word nie;
(e) discharge, permit to enter or put into any municipal sewer—	(e) die volgende in 'n munisipale riool loslaat, toelaat dat dit toegang daarin vind of daarin plaas nie:
(i) any stormwater;	(i) stormwater;
(ii) any gas or steam;	(ii) enige gas of stoom;
(iii) any liquid (not being domestic wastewater) of a temperature higher than 40 degrees centigrade;	(iii) enige vloeistof wat nie huishoudelike afvalwater is nie, met 'n temperatuur van meer as 40 grade C;
(iv) any petrol, oil, greases, waxes, fat or pesticides, insecticides or paints;	(iv) petrol, olie, ghries, wasse, vet, insekdoeders of verf;
(v) any refuse or waste resulting from any industrial, trade, manufacturing or chemical process;	(v) enige vullis of afval afkomstig uit enige industriële, besigheids-, vervaardigings- of chemiese proses;
(vi) any liquid which has a pH value of less than five comma five or greater than twelve;	(vi) enige vloeistof met 'n pH waarde van minder as vyf komma vyf of groter as twaalf;
(vii) any substance which gives off or is liable to give off explosive, poisonous or inflammable gases or vapours;	(vii) enige stof wat ontplofbare, giftige of brandbare gasse of dampe afgee, of dit moontlik kan afgee;
(viii) any inflammable substance;	(viii) enige ontvlambare stof;
(ix) any substance which contains volatile flammable solvents or solvents immiscible with water;	(ix) enige stof wat vlugtige en ontvlambare oplossings bevat of oplossings wat nie in water oplosbaar is nie;
(x) any substance which may, in the opinion of the engineer, by itself or in combination with any other substances:—	(x) enige stof wat, na die mening van die ingenieur, op sigself, of in kombinasie met enige ander stowwe:—
(aa) cause a nuisance to any person;	(aa) 'n oorlas vir enige persoon kan veroorsaak;
(bb) endanger the health of or injure any person;	(bb) enige persoon se gesondheid in gevaar kan stel of beseer;
(cc) interfere with the free flow of wastewater;	(cc) die vrye vloei van afvalwater belemmer;
(dd) injuriously affect any sewer or wastewater works or land connected with any sewer or with the carriage, treatment, purification, disposal or re-use of wastewater, or	(dd) 'n nadelige effek het op enige riool of suiweringswerke, of grond wat in verband staan met enige riool of met die vervoer, behandeling, suiwing, wegdoening of hergebruik van afvalwater, of
(ee) in any way prejudice the disposal or re-use of wastewater effluent after treatment or purification or lead to an effluent which does not meet the requirements imposed in terms of any applicable legislation;	(ee) op enige manier die wegdoening of hergebruik van afvalwater se uitvloeisel na behandeling of suiwing benadeel, of aanleiding gee tot 'n uitvloeisel wat nie voldoen aan die vereistes wat ingevolge toepaslike wetgewing daarvoor gestel is nie;
(f) discharge any substance other than industrial effluent into a separate private system of carriage, and	(f) enige stof anders as industriële uitvloeisel in 'n aparte private rioolstelsel wat vir die doel voorsien is, loslaat nie, en
(g) in cases where a separate private system of carriage for industrial effluent is installed, discharge industrial effluent into any other sewer.	(g) in gevalle waar 'n aparte private rioolstelsel vir industriële uitvloeisel voorsien is, industriële uitvloeisel in enige ander riool laat uitloop nie.
(2) The engineer may order that the person or persons responsible—	(2) Die ingenieur kan opdrag gee dat die verantwoordelike persoon of persone:—

- (a) demolish, alter or otherwise deal with any building, structure or other thing constructed, erected or laid in contravention of this section;
 - (b) fill in and make good any ground excavated or removed in contravention of this section;
 - (c) repair and make good any damage done in contravention of this section or resulting from a contravention of this section;
 - (d) remove anything discharged, permitted to enter or put into a municipal sewer in contravention of this section, and
 - (e) remove anything damaging, obstructing or endangering or likely to damage, obstruct, endanger or destroy any municipal sewer.
- (3) If a person fails to comply with an order issued in terms of subsection (2), the engineer may take such steps as he or she may deem necessary to rectify the matter at the cost of the person responsible.
- (4) The engineer may, at the cost of the owner, disconnect from the municipal sewer system any private sewer installation which, in the opinion of the engineer, in any way endangers or injuriously affects or may endanger or injuriously affect the wastewater system or part thereof or land connected with any sewer or the carriage, treatment, purification, disposal or re-use of wastewater, and require from such owner to—
- (a) make such arrangements as may be necessary for the safe disposal of wastewater on the premises of the owner, or the carriage thereof to a treatment installation or other suitable place approved by the engineer, and
 - (b) clean, repair, reconstruct, replace, reposition or otherwise comply with such requirements as the engineer may determine.

4. Clearing of blocked private sewers

- (1) The engineer may, at the cost of the owner, arrange for the clearing of blockages in a private sewer installation.
- (2) Where two or more properties are connected to a single private sewer installation, the cost of clearing any blockage will be divided between the owners of the premises served by such private sewer installation, unless the blockage takes place in a part of the private sewer installation used by one owner only, in which case the cost of removing the blockage must be borne by that owner.
- (3) No costs which will be recovered from the owner if the engineer is satisfied that a private sewer installation became blocked as a result of a defect or a blockage in the municipal sewer.

CHAPTER 2

CONNECTION TO WASTEWATER SYSTEM

5. Approval for connections

- (1) An owner of property who wishes to connect the private sewer installation on his or her property to the municipal sewer must obtain the engineer's consent and no person may establish or attempt to establish any such connection without the engineer's consent.
- (2) An application in terms of subsection (1) must be made on a form provided by the engineer and must be accompanied by the fee for the connection, as determined in terms of the Tariff Policy By-law.

- (a) enige gebou, struktuur of ander ding wat teenstrydig met die bepalings van hierdie artikel opgerig, gebou of gelê is, sloop, verander of andersins daarmee handel;
 - (b) enige grond wat teenstrydig met die bepalings van hierdie artikel uitgegrawe of verwyder is, opvul of terugplaas;
 - (c) enige skade wat teenstrydig met die bepalings van hierdie artikel aangerig is, of wat die gevolg van 'n oortreding van hierdie artikel is, herstel en goedmaak;
 - (d) enigiets wat teenstrydig met die bepalings van hierdie artikel in 'n munisipale riool losgelaat, of toegelaat is om toegang daartoe te vind, verwyder, en
 - (e) om enigiets wat 'n munisipale riool beskadig, belemmer of in gevaar stel, of moontlik kan beskadig, belemmer of in gevaar stel, verwyder.
- (3) Indien 'n persoon nalaat om op 'n opdrag, wat ingevolge subartikel (2) uitgereik is, te reageer, kan die ingenieur sodanige maatreëls tref as wat hy of sy nodig mag ag om die aangeleentheid op koste van die verantwoordelike persoon reg te stel.
- (4) Die ingenieur kan, op koste van die eienaar, 'n privaatrioolinstallasie wat, na die mening van die ingenieur, op enige manier die afvalwaterstelsel in gevaar stel of nadelig affekteer of wat die afvalwaterstelsel of gedeelte daarvan nadelig affekteer, of grond wat in verband staan met enige riool of die afvoer, behandeling, suiwering, wegdoening of hergebruik van afvalwater, afsluit van die munisipale rioolstelsel en van so 'n eienaar vereis:—
- (a) om sodanige reëlings te tref as wat nodig is vir die veilige wegdoening van afvalwater op die perseel van die eienaar, of om dit af te voer na 'n installasie waar dit behandel kan word of 'n geskikte plek wat deur die ingenieur goedgekeur is, en
 - (b) skoon te maak, te herstel, te vervang, te herposisioneer of andersins aan sodanige vereistes as wat die ingenieur mag bepaal, te voldoen.

4. Skoonmaak van verstopte privaatriole

- (1) Die ingenieur kan, op koste van die eienaar, reëlings tref vir die verwydering van verstoppings in privaatrioolinstallasies.
- (2) Waar twee of meer eiendomme aan 'n privaatrioolinstallasie gekoppel is, word die koste vir die verwydering van 'n verstopping verdeel tussen die eienaars wie se persele deur so 'n privaatrioolinstallasie bedien word, tensy die verstopping in 'n gedeelte van die privaatrioolinstallasie voorgekom het wat net deur een eienaar gebruik word, in welke geval die koste vir die verwydering van die verstopping deur daardie eienaar gedra moet word.
- (3) Geen koste sal van die eienaar verhaal word as die ingenieur vasgestel het dat die privaatrioolinstallasie verstopt geraak het as gevolg van 'n defek of 'n verstopping in die munisipale riool nie.

HOOFSTUK 2

AANSLUITING BY AFVALWATERSTELSEL

5. Goedkeuring van aansluitings

- (1) 'n Eienaar van eiendom wat verlang om die privaatrioolinstallasie op sy of haar eiendom by die munisipale riool aan te sluit, moet die ingenieur se vooraf toestemming daartoe verkry en niemand mag so 'n aansluiting sonder die ingenieur se toestemming maak of poog om dit te maak nie.
- (2) Aansoek ingevolge subartikel (1) moet gedoen word op die vorm wat deur die ingenieur voorsien word en moet vergesel wees van die toepaslike gelde, soos bepaal ingevolge die Tariefbeleidverordening.

6. Connections by municipality only

- (1) No person other than the engineer may connect any private sewer installation to a municipal sewer.
- (2) Notwithstanding the provision of subsection (1), the engineer may, subject to such conditions as the engineer may deem fit, authorise a qualified plumber to connect a private sewer installation to a municipal sewer.

7. Point of connection

The engineer may prescribe at what point of the municipal sewer a private sewer installation is to be connected.

8. Single connection

- (1) Only one connection to the municipal sewer may be provided to any premises, irrespective of the number of accommodation units, business units or consumers located on such premises.
- (2) Despite subsection (1), the engineer may permit more than one connection if, in the opinion of the engineer, undue hardship or inconvenience would be caused to any owner.
- (3) Where more than one connection is authorised by the engineer under subsection (2), the actual cost for the construction of such connection incurred on the date of connection is payable in respect of the connection so authorised.

CHAPTER 3**INDUSTRIAL EFFLUENT****9. Consent to discharge industrial effluent**

- (1) No person may, except with the written consent of the engineer, and subject to such conditions the engineer may determine—
 - (a) discharge or permit the discharge of industrial effluent directly or indirectly into any wastewater system;
 - (b) increase, or permit to be increased, the quantity or vary, or permit to be varied, the nature, content or composition of any industrial effluent in contravention of the approval granted by the engineer, or
 - (c) contravene, or permit to be contravened, any other condition imposed by the engineer when consent was granted to discharge industrial effluent.
- (2) The engineer may if valid reasons exist, revoke any approval granted or amend the conditions under which wastewater may be discharged.

10. Alternative disposal of industrial effluent

- (1) Where no municipal sewer is available for the discharge of wastewater, no person may dispose of industrial effluent—
 - (a) unless the engineer has approved the method of transportation and imposed such conditions as the engineer may deem fit, and
 - (b) by any method of transportation unless written proof of acceptance is provided in every instance by the person in charge of a facility approved by the engineer where such wastewater is disposed of; such proof to be retained and made available for inspection by the person who generated the wastewater or its by-products for at least one year after the date of such disposal.

6. Aansluitings word slegs deur die munisipaliteit gemaak

- (1) Niemand anders as die ingenieur mag 'n privaatrioolinstallasie by die munisipale riool aansluit nie.
- (2) Nieteenstaande die bepalings van subartikel (1), kan die ingenieur, onderworpe aan enige voorwaardes wat die ingenieur mag bepaal, toestemming verleen dat 'n gekwalifiseerde loodgieter 'n privaatrioolinstallasie by die munisipale riool aansluit.

7. Aansluitingspunt

Die ingenieur kan die plek waar 'n privaatrioolinstallasie by die munisipale riool aangesluit moet word, voorskryf.

8. Enkel aansluiting

- (1) Ongeag die getal wooneenhede, besigheidseenhede of getal gebruikers op 'n perseel, mag net een aansluiting by die munisipale riool ten opsigte van enige perseel gemaak word.
- (2) Ongeag die bepalings van subartikel (1), kan die ingenieur, indien die ingenieur van mening is dat oormatige ontbering aan enige eienaar daardeur veroorsaak sal word, toestemming verleen dat meer as een aansluiting gemaak word.
- (3) Waar meer as een aansluiting deur die ingenieur ingevolge die bepalings van subartikel (2) toegestaan word, sal die werklike koste van so 'n aansluiting wat aangegaan is op die dag wat die aansluiting plaasgevind het, betaalbaar wees.

HOOFSTUK 3**INDUSTRIËLE UITVLOEISEL****9. Toestemming om industriële uitvloeisel af te voer**

- (1) Niemand mag, behalwe met die toestemming van die ingenieur, en dan slegs in ooreenstemming met die voorwaardes wat die ingenieur mag stel:—
 - (a) industriële uitvloeisel direk of indirek in enige afvalwaterstelsel afvoer of toelaat dat dit afgevoer word nie;
 - (b) die aard, inhoud of samestelling van enige industriële uitvloeisel teenstrydig met 'n goedkeuring wat deur die ingenieur toegestaan is, verhoog, toelaat dat dit verhoog word, verander, of toelaat dat dit verander word nie;
 - (c) enige ander voorwaarde wat deur die ingenieur gestel is toe toestemming vir die afvoer van industriële uitvloeisel verleen is, oortree of toelaat dat dit oortree word nie.
- (2) Die ingenieur kan, indien daar geldige redes daarvoor bestaan, enige toestemming wat toegestaan is, intrek of die voorwaardes waaronder afvalwater afgevoer mag word, wysig.

10. Alternatiewe metode van wegdoening met industriële uitvloeisel

- (1) Waar geen munisipale riool vir die afvoer van afvalwater beskikbaar is nie, mag niemand met industriële uitvloeisel wegdoen nie:—
 - (a) tensy die ingenieur die metode van vervoer goedgekeur het en sulke voorwaardes as wat die ingenieur mag bepaal, gestel het, en
 - (b) met enige vorm van vervoer, tensy skriftelike bewys van ontvangs telkens gelewer word deur die persoon in beheer van 'n instansie wat deur die ingenieur goedgekeur is vir die ontvangs van afvalwater; die persoon wat die afvalwater geskep het moet sodanige bewys vir ten minste een jaar na die datum van so 'n wegdoening behou en vir inspeksie beskikbaar stel.

- (2) No person who transports industrial effluent by any means other than waterborne transportation may:—
- (a) dispose of such industrial effluent at or in any place other than at a facility approved by the engineer, or
- (b) allow such industrial effluent to spill, leak or seep from any container.

11. Charges in respect of industrial effluent

An owner of property who has been granted consent to discharge, or permit the discharge of industrial effluent into a municipal sewer, shall pay to the municipality the fees determined in terms of the Tariff Policy By-law.

CHAPTER 4

LEGAL MATTERS

12. Delegation

The engineer may delegate any power or duty conferred on the engineer in terms of this by-law to an employee of the municipality.

13. Offences and penalties

Any person who—

- (a) contravenes any provision in this by-law or fails to comply with any condition imposed in terms thereof;
- (b) threatens, resists, interferes with or obstructs any councillor, officer or official of the council in the exercise or performance of his or her duties or functions in terms of this by-law, or
- (c) deliberately furnishes false or misleading information to a councillor, officer or official of the council,

will be guilty of an offence and liable on conviction to a fine.
31772

MUNICIPALITY OF BEAUFORT WEST

Notice no. 146/2005

The Council of the Municipality of Beaufort West published the sub-joined by-law relating to refuse removal, for general notice.

BY-LAW RELATING TO REFUSE REMOVAL

Introduction

Whereas the Municipality of Beaufort West is vested with Legislative Authority in terms of the Constitution of the Republic of South Africa (Act 108 of 1996),

AND WHEREAS the Municipality has the right to determine its own by-laws relating to refuse removal;

Be it therefore enacted by the Municipality of Beaufort West as follows:—

1. Unless inconsistent with the context—

“**Agricultural land premises**” means property zoned as such in terms of a zoning scheme and includes premises to which an undetermined zoning has been attached;

“**Council**” means the council of the municipality;

“**Dispose**” means to get rid of, accumulate, dump, store or deposit;

“**Engineer**” means the official of the municipality in charge of refuse removal;

- (2) Niemand wat industriële uitvloeisel op 'n ander manier vervoer as om dit in die riool af te voer nie, mag:—

- (a) met sulke industriële uitvloeisel wegdoen by of op enige plek anders as 'n instansie wat deur die ingenieur goedgekeur is nie, of
- (b) toelaat dat sulke industriële uitvloeisel uit enige houër stort, uitlek of sytel nie.

11. Gelde ten opsigte van industriële uitvloeisel

'n Eienaar van eiendom aan wie toestemming verleen is om industriële uitvloeisel in die munisipale riool af te voer, of toe te laat dat dit daarin afgevoer word, betaal aan die munisipaliteit die gelde wat vasgestel word ingevolge die bepalings van die Tariefbeleidverordening.

HOOFSTUK 4

REGSAANGELEENTHEDE

12. Delegasie

Die ingenieur kan enige magte of pligte wat ingevolge hierdie verordening aan die ingenieur opgedra is, aan 'n werknemer van die munisipaliteit delegeer.

13. Strafbepaling

Enige persoon wat:—

- (a) enige bepaling van hierdie verordening oortree of nalaat om aan enige voorwaarde daarvolgens gestel, te voldoen;
- (b) enige raadslid, beampte of amptenaar van die munisipaliteit dreig, weerstaan of belemmer in die uitoefening of uitvoering ter nakoming van sy of haar pligte en funksies ingevolge die bepalings van hierdie verordening, of
- (c) doelbewus valse of misleidende inligting aan 'n raadslid, beampte of amptenaar van die munisipaliteit verstrek,

is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete.
31772

MUNISIPALITEIT BEAUFORT-WES

Kennisgewing nr. 146/2005

Die Raad van die Munisipaliteit van Beaufort-Wes publiseer die onderstaande verordening met betrekking tot vullisverwydering, vir algemene kennisname.

VERORDENING INSAKE VULLISVERWYDERING

Inleiding

Aangesien die Munisipaliteit van Beaufort-Wes ingevolge die Grondwet van die Republiek van Suid-Afrika (Wet 108 van 1996) wetgewende bevoegdheid het

EN AANGESIEN die Munisipaliteit die reg het om sy eie verordeninge insake vullisverwydering te bepaal;

Verorden die Munisipaliteit van Beaufort-Wes soos volg:—

1. Tensy onbestaanbaar met die sinsverband, beteken—

“**afval**” enige stof of bestanddeel wat nie as vullis of gevaarlike afval beskou kan word nie en sluit dit in sulke materiale soos motoronderdele, onderdele, klippe, rotse, sand, boumateriaal, bourommel of ander materiale wat gebruik word met die bou van geboue, olies, smeermiddels, vloeistowwe of soortgelyke stowwe;

“**besigheidsperseel**” enige perseel wat soneer is vir ander doeleindes as enkelwoning doeleindes, landbougrond of onbepaald ingevolge die bepalings van 'n soneringskema, en sluit dit in

“**Hazardous waste**” means medical waste and any refuse, waste, matter or substance which may be hazardous or harmful to the environment, to persons or to other living organisms or which may cause pollution or which, in the opinion of the Council, constitute hazardous waste;

“**Head: Health Services**” means the official appointed in this capacity for the municipal area, or his representative;

“**municipality**” means the municipality of Beaufort West;

“**Owner**” also means lessee, occupier, householder, the person in control of any premises, or any person who obtains a benefit from the premises or is entitled thereto;

“**Refuse**” means any fruit or vegetable peels, fruit or vegetable waste, general domestic waste as well as vegetable garden refuse which is of such size that it may be deposited in a refuse container, or any other matter which in the opinion of the Engineer constitutes refuse;

“**Refuse removal system**” means a system by means of which refuse, waste or hazardous waste is removed and disposed of by the municipality, a private contractor or a community based service provider;

“**Refuse container**” means an approved type of refuse bin, refuse bag, carton box or any other similar container;

“**Tariff Policy By-Law**” means the Tariff Policy By-Law accepted by the Municipality and promulgated in *Provincial Gazette 6160* of 20 August 2004;

“**Trade premises**” means any premises zoned for other purposes than single residential purposes, agricultural purposes or undetermined in terms of a zoning scheme, but includes single residential premises where commercial activities are allowed in terms of an approval granted by the Council; and

“**Waste**” means any matter or substance which cannot be classified as refuse or hazardous waste, and includes such materials as car parts, spare parts, stones, rocks, sand, building materials, building rubble or other materials utilised in the erection of buildings, oils, lubricants, liquids or similar substances.

2. No person may dispose of refuse or waste in any manner unless it is—
 - (1) in accordance with the terms and conditions of a refuse removal system approved or provided by the Council;
 - (2) in accordance with an agreement entered into between the owner of premises and the Council, or;
 - (3) at or in a place or a container that the Engineer has set aside for such purpose, and then only in accordance with a notice which indicates the conditions subject to which refuse or waste may be so deposited.
3. No person shall—
 - (1) deposit any waste or hazardous waste in a refuse bin, street refuse bin or any container to be removed by the municipality in terms of Section 2;
 - (2) burn refuse, waste or hazardous waste.
 - (3) dispose of hazardous waste without the prior permission of the Engineer, and then only in accordance with the conditions and requirements specified in such approval.
4. (a) Where any refuse, waste or hazardous waste is accumulated, dumped, stored or deposited in any place, whether public or private, which is not in accordance with an approval issued by the Engineer, or, which in the opinion of the Engineer may be or become unsightly or constitute a hazard or a nuisance, the Engineer may in writing direct—

enkelwoningpersele waar besigheidsaktiwiteite toelaatbaar is ingevolge ’n goedkeuring wat deur die Raad toegestaan is, en

“**beskik**” om van onslae te raak, opgaan, stort, stoor of plaas;

“**eienaar**” ook huurder, okkupeerder, inwoner, die persoon in beheer van ’n perseel, of enige persoon wat ’n voordeel uit ’n perseel verkry of daartoe geregtig is;

“**gevaarlike afval**” mediese afval en enige vullis, afval, stof of bestanddeel wat gevaarlik mag wees vir die omgewing, persone of ander lewende organismes of wat besoedeling kan veroorsaak of, wat na die mening van die Raad, gevaarlike afval uitmaak;

“**Hoof: Gesondheidsdienste**” die amptenaar wat in hierdie hoedanigheid vir die munisipale gebied aangestel is, of sy verteenwoordiger;

“**Ingenieur**” die amptenaar van die munisipaliteit wat in beheer is van vullisverwydering;

“**landbougrond**” eiendom wat as sulks ingevolge ’n soneringskema soneer is en sluit dit in persele waaraan ’n onbepaalde sonering gekoppel is;

“**munisipaliteit**” die munisipaliteit van Beaufort-Wes;

“**Raad**” die raad van die munisipaliteit;

“**Tariefbeleidverordening**” die Tariefbeleidverordening deur die munisipaliteit aanvaar en afgekondig in *Provinsiale Koerant 6160* van 20 Augustus 2004;

“**vullis**” vrugte- of groenteskille, vrugte- of groente afval, algemene huishoudelike afval, sowel as plantaardige tuin afval wat van so ’n grootte is dat dit in ’n vullisdrom of vullissak geplaas kan word, of enige ander stof wat na die mening van die Ingenieur vullis is;

“**vullishouer**” ’n goedgekeurde tipe vullishouer, vullissak, kartondoos of enige ander soortgelyke houër;

“**vullisverwyderingstelsel**” ’n stelsel waarvolgens vullis, afval of gevaarlike afval verwyder of mee weggedoen word deur die munisipaliteit, ’n privaatrektrakteur of ’n gemeenskap gebaseerde diensverskaffer.

2. Geen persoon mag op enige manier met enige vullis of afval wegdoen nie, tensy dit—
 - (1) ooreenkomstig die terme en voorwaardes van ’n vullisverwyderingstelsel is wat deur die Raad goedgekeur of gelewer word;
 - (2) ooreenkomstig ’n ooreenkoms is wat aangegaan is tussen die eienaar van die perseel en die Raad; of
 - (3) op of in ’n plek of ’n houër wat deur die ingenieur vir die doel opsy gesit is, en dan slegs ooreenkomstig die bepalinge van ’n kennisgewing wat die voorwaardes aandui waarvolgens vullis of afval geplaas mag word.
3. Geen persoon mag—
 - (1) enige afval of gevaarlike afval in ’n vullishouer, straat vullishouer of enige houër wat deur die Raad ingevolge die bepalinge van artikel 2 verwyder sal word, plaas nie;
 - (2) vullis, afval of gevaarlike afval verbrand nie;
 - (3) met gevaarlike afval wegdoen sonder die vooraf toestemming van die Ingenieur nie, en dan slegs ingevolge die voorwaardes en vereistes wat in die toestemming uiteengesit is.
4. (a) Waar enige vullis, afval of gevaarlike afval opgegaan, gestort, gestoor of opgeberg word in enige plek, ongeag of dit ’n private of openbare plek is, wat nie ooreenkomstig ’n goedkeuring van die Ingenieur is nie, of wat na die mening van die Ingenieur onooglik, ’n gevaar of ’n oorlas is of kan word, kan die Ingenieur ’n skriftelike kennisgewing beteken aan—

<ul style="list-style-type: none"> (i) the person who is directly or indirectly responsible for such accumulation, dumping, storing or depositing, and/or; (ii) the owner of such refuse, waste or hazardous waste whether or not he is responsible for such accumulation, dumping, storing or depositing, and/or; (iii) the owner of such land or premises, whether or not he is responsible for such accumulation, dumping, storing or depositing, 	<ul style="list-style-type: none"> (i) die persoon wat regstreeks of onregstreeks vir sodanige ophoping, storting, opberging of plasing verantwoordelik is, en/of (ii) die eienaar van sodanige vullis, afval of gevaarlike afval, ongeag of hy vir sodanige ophoping, storting, opberging of plasing verantwoordelik is of nie, en/of (iii) die eienaar van sodanige grond of perseel, ongeag of hy vir sodanige ophoping, storting, opberging of plasing verantwoordelik is of nie,
<p>to cease such activity or to take such steps as the Engineer or the Head: Health Services may deem fit, within a period specified in the direction, to dispose of such refuse within 24 hours and waste or hazardous waste within 48 hours.</p>	<p>waarin vereis word om sodanige aktiwiteit te staak en binne 'n bepaalde tydspanne soos in die kennisgewing vermeld sodanige maatreëls te tref as wat die Ingenieur of die Hoof: Gesondheidsdienste mag goeie dink om weg te doen met die vullis binne 24 uur en afval of gevaarlike afval binne 48 uur.</p>
<ul style="list-style-type: none"> (b) If the person or owner fails to comply with the direction, the Engineer may withdraw any approval and may take such steps as he or she may deem necessary to dispose of the refuse, waste or hazardous waste and recover the costs thereof from the person or owner. 	<ul style="list-style-type: none"> (b) Indien die persoon of eienaar versuim om aan die kennisgewing te voldoen, kan die Ingenieur enige goedkeuring wat verleen mag gewees het terug trek en sodanige maatreëls tref as wat nodig is om op die koste van die persoon of die eienaar weg te doen met die vullis, afval of gevaarlike afval.
<p>5. The Head: Health Services may impose any condition or requirement in order to prevent, remove the cause of or allay any health hazard or nuisance.</p>	<p>5. Die Hoof: Gesondheidsdienste mag enige voorwaarde of vereiste stel ten einde enige gesondheidsgevaar of oorlas te verhoed, te verwyder of te verlig.</p>
<p>6. On the date of the promulgation of this by-law, any refuse removal services undertaken by the municipality, will continue as was the case before the promulgation of the by-law.</p>	<p>6. Op die datum van die publikasie van hierdie verordening, sal enige vullisverwyderingsdienste wat deur die Raad onderneem word, voortgaan soos die geval was voor die publikasie van die verordening.</p>
<p>7. The Council may provide, or arrange for the provision of, different refuse removal systems in specific areas demarcated by the Council.</p>	<p>7. Die Raad kan verskillende vullisverwyderingstelsels in spesifieke gebiede wat deur die Raad afgebaken is voorsien of reël dat dit voorsien word.</p>
<ul style="list-style-type: none"> 8. (1) When it becomes necessary to change an existing refuse removal system, enlarge or reduce a demarcated area, or introduce a new refuse removal system in any demarcated area, the Council shall enter into a process of informing the residents and/or organised commerce in the area. (2) When the Council is satisfied that the persons who receive or will receive a refuse removal service have been adequately informed, the proposed changes or new system will be introduced at a date determined by the Council. 	<ul style="list-style-type: none"> 8. (1) Wanneer dit nodig word dat 'n bestaande vullisverwyderingstelsel verander word, 'n afgebakende gebied groter of kleiner gemaak moet word, of dat 'n nuwe vullisverwyderingstelsel in enige afgebakende gebied ingestel moet word, sal die Raad 'n proses begin waarvolgens die inwoners en/of die georganiseerde handel in die betrokke gebied ingelig word. (2) Wanneer die Raad homself tevrede gestel het dat diegene wat 'n vullisverwyderingsdiens ontvang of gaan ontvang genoegsaam ingelig is, word die voorgestelde veranderinge of nuwe stelsel ingestel op 'n datum wat deur die Raad bepaal word.
<p>9. The Council may enter into agreements with private or community-based service providers for the rendering of refuse and waste removal services in any area demarcated by the Council.</p>	<p>9. Die Raad kan ooreenkomste aangaan met private of gemeenskapsbaseerde diensverskaffers vir die lewering van vullis- en afvalverwyderingsdienste in enige area wat deur die Raad afgebaken is.</p>
<p>10. Owners of premises where a body corporate is in existence, trade premises and agricultural land are responsible for making independent arrangements for the removal of refuse and waste.</p>	<p>10. Eienaars van persele waar 'n beheerliggaam bestaan, besigheidpersele en landbougrond is, is verantwoordelik om onafhanklike reëlings met betrekking tot die verwydering van vullis en afval te tref.</p>
<p>11. In areas where a refuse removal service is provided by the municipality, the Engineer may enter into an agreement with a body corporate, the owner of trade premises or agricultural land for a refuse removal service and/or provision of refuse bins to the premises.</p>	<p>11. In gebiede waar 'n vullisverwyderingsdiens deur die Raad onderneem word, kan die Raad 'n ooreenkoms aangaan met 'n beheerliggaam, die eienaar van 'n besigheidperseel of 'n landbougrond vir die lewering van 'n vullisverwyderingsdiens en/of die voorsiening van vullishouers aan die perseel.</p>
<p>12. The Council determines the frequency and days on which refuse is removed.</p>	<p>12. Die Raad bepaal die frekwensie en dae waarop vullis verwyder word.</p>
<p>13. In areas where the municipality provides a refuse removal service to residential premises, the Council will periodically make available adequate information in which particulars of the service is explained.</p>	<p>13. In gebiede waar die Raad 'n vullisverwyderingsdiens aan woonpersele lewer, sal die Raad periodiek voldoende inligting waarin die besonderhede van die diens verduidelik word, beskikbaar stel.</p>
<p>14. The Council may provide special or additional refuse containers or places where certain types of refuse or waste may be deposited, subject to such terms, conditions and fees as the Council may impose.</p>	<p>14. Die Raad kan spesiale of addisionele vullishouers of plekke waar sekere tipes vullis of afval geplaas mag word, beskikbaar stel onderhewig aan die terme, voorwaardes en gelde wat die Raad mag vasstel.</p>

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| <p>15. Only refuse may be deposited in refuse containers which are removed by the municipality.</p> | <p>15. Slegs vullis mag geplaas word in vullishouers wat deur die munisipaliteit verwyder word.</p> |
| <p>16. In residential areas where only defined refuse containers are utilised—</p> <ol style="list-style-type: none"> (1) these containers may only be put out on the sidewalk on those days that refuse is removed; (2) the refuse which is put out but not deposited in these containers, will not be removed; (3) these containers may not be filled to such an extent that they cannot close properly; (4) only containers prescribed by Council may be utilised, and (5) owners are responsible for the regular, thorough and effective cleansing of refuse containers, so as to prevent conditions favourable for fly breeding, odours, etc; (6) the council determines the maximum number of refuse containers which may be put out on any day that refuse is removed; and (7) the owner must ensure that sharp objects or other objects which may cause harm to workers and passers-by, do not protrude from the containers. | <p>16. In daardie woongebiede waar slegs vullishouers gebruik word—</p> <ol style="list-style-type: none"> (1) mag vullishouers slegs op sypaadjies geplaas word op die dae waarop vullis verwyder word; (2) sal vullis wat uitgeplaas word maar wat nie in 'n vullishouer geplaas is nie, nie verwyder word nie; (3) mag vullishouers nie op so 'n manier gevul word dat die deksel nie behoorlik kan toegaan nie; (4) mag slegs vullishouers soos voorgeskryf deur die Raad, gebruik word; (5) is eienaars verantwoordelik vir die gereelde, behoorlike en effektiewe skoonmaak van vullishouers, ten einde te voorkom dat omstandighede ontstaan wat dit moontlik maak vir vlieë om uit te broei, reuke te laat ontstaan, ens; (6) bepaal die Raad die maksimum getal houers wat uitgeplaas mag word op enige dag waarop vullis verwyder word, en (7) moet die eenaar seker maak dat skerp voorwerpe of ander voorwerpe wat verbygangers mag beseer, nie by sakke uitsteek nie. |
| <p>17. In areas where the municipality provides refuse containers, the following is applicable in addition to section 16—</p> <ol style="list-style-type: none"> (1) containers will remain the property of the municipality; (2) containers may not be utilised for any other purpose than for the depositing of refuse; (3) nothing which may cause damage to a container may be deposited therein; (4) containers may not be removed from the premises to which it had been allocated; (5) the Council may hold the owner responsible for the cost of replacing a container if such container has been lost or damaged through negligence of the owner. | <p>17. In gebiede waar die Raad vullishouers voorsien, is die volgende bykomend tot die bepalings van Artikel 16 van toepassing—</p> <ol style="list-style-type: none"> (1) die vullishouers bly die eiendom van die Raad; (2) vullishouers mag nie vir enige ander doel as die plasing van vullis aangewend word nie; (3) niks wat die vullishouer kan beskadig, mag daarin geplaas word nie; (4) vullishouers mag nie vanaf die persele waaraan dit toegeken is, verwyder word nie; (5) die Raad kan die eenaar verantwoordelik hou vir die vervangingskoste van 'n vullishouer as so 'n vullishouer verlore raak of beskadig word deur die nalatigheid van die eenaar. |
| <p>18. In areas where refuse is removed by means of bags supplied by the owner, only the type of bags prescribed by the Council may be utilised.</p> | <p>18. In gebiede waar vullis verwyder word deur middel van sakke wat deur die eenaar voorsien word, mag slegs die tipe sakke wat deur die Raad voorgeskryf word, gebruik word.</p> |
| <p>19. The Council determines and levies the charges and fees in respect of services rendered by the municipality in terms of the Tariff Policy By-law.</p> | <p>19. Die Raad bepaal en hef tariewe en gelde ten opsigte van dienste wat ingevolge die bepalings van hierdie verordening deur die Raad gelewer word, ingevolge die bepalings van die Tariefbeleidverordening.</p> |
| <p>20. No person shall be entitled to exemption from or a reduction in charges determined by the municipality, merely on the grounds that such person makes limited use of the service rendered by the municipality.</p> | <p>20. Geen persoon sal geregtig wees op vrystelling of 'n afslag op tariewe wat deur die Raad bepaal word, bloot op gronde daarvan dat so 'n persoon beperkte gebruik maak van 'n diens wat deur die Raad gelewer word.</p> |
| <p>21. Any person who contravenes or fails to comply with any provision of this by-law or with any order or notice lawfully issued thereunder shall be guilty of an offence and liable with conviction to a fine. 31773</p> | <p>21. Enige persoon wat enige van die bepalings van hierdie verordening oortree of versuim om daaraan te voldoen of versuim om aan enige bevel wat wettig daarvolgens uitgereik is, te voldoen, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete. 31773</p> |

MUNICIPALITY OF BEAUFORT WEST

Notice no. 147/2005

The Council of the Municipality of Beaufort West published the sub-joined by-law relating to cemeteries, exhumations and cremations, for general notice.

BY-LAW RELATING TO CEMETERIES, EXHUMATIONS AND CREMATIONS**Introduction**

Whereas the Municipality of Beaufort West is vested with Legislative Authority in terms of the Constitution of the Republic of South Africa (Act 108 of 1996);

AND WHEREAS the Municipality has the right to determine its own by-laws relating to cemeteries, exhumations and cremations;

Be it therefore enacted by the Municipality of Beaufort West as follows:—

Purpose of By-Law

To provide for the establishment and closing of cemeteries; to provide for the administration of municipal cemeteries; to regulate the burial of bodies; to prohibit the desecration, destruction and damaging of graves in cemeteries and receptacles containing bodies; to regulate the exhumation, disturbance, removal and re-interment of bodies; to regulate the cremation of bodies, and to provide for matters incidental thereto.

1. Definitions

In these regulations—

“ashes” means the cremated remains of a body;

“body” means the dead body of a human being and includes—

- (a) the body of a still-born child, and
- (b) any human remains;

“burial plot” means a demarcated piece of land within a municipal cemetery destined for the burial of a body;

“caretaker” means a person or official of the municipality who is in charge of and who exercises control in a cemetery;

“cemetery” means a piece of land set aside for the burial of bodies;

“council” means the municipal council of the municipality;

“crematorium” means a facility that disposes of a human body by fire;

“director” means the official of the municipality who is the head of the department responsible for the administration of cemeteries and crematoria;

“grave” includes—

- (a) any place, whether wholly or partly above or below the level of the ground and whether public or private, in which a body is permanently interred or intended to be permanently interred, whether in a coffin or other receptacle or not, and
- (b) any monument, tombstone, cross, inscription, rail, fence, chain, erection or other structure of whatsoever nature forming part of or appurtenant to a grave.

“indigent person” includes a pauper;

“municipal cemetery” means a cemetery, the control and ownership of which is vested in the municipality;

“municipal crematorium” means a crematorium, the control and ownership of which is vested in the municipality;

MUNISIPALITEIT BEAUFORT-WES

Kennisgewing nr. 147/2005

Die Raad van die Munisipaliteit van Beaufort-Wes publiseer die onderstaande verordening met betrekking tot begraaflase, opgrawings en verassings van lyke, vir algemene kennisname.

VERORDENING INSAKE BEGRAAFPLASE, OPGRAWINGS EN VERASSINGS VAN LYKE**Inleiding**

Aangesien die Munisipaliteit van Beaufort-Wes ingevolge die Grondwet van die Republiek van Suid-Afrika (Wet 108 van 1996) wetgewende bevoegdheid het;

EN AANGESIEN die Munisipaliteit die reg het om sy eie verordeninge insake begraaflase, opgrawings en verassings van lyke te bepaal;

Verorden die Munisipaliteit van Beaufort-Wes soos volg:—

Doel van Verordening

Om voorsiening te maak vir die stigting en sluiting van begraaflase; om voorsiening te maak vir die administrasie van munisipale begraaflase; om die begrawing van lyke te reguleer; om die ontheiliging, vernietiging en beskadiging van grafte in begraaflase en houers wat lyke bevat te verbied; om die opgrawing, versteuring, verwydering en herbegrawing van lyke te reguleer; om die verassing van lyke te reguleer en om voorsiening te maak vir aangeleenthede in verband daarmee.

1. Definisies

In hierdie verordening beteken—

“as” die verbrande reste van ’n lyk;

“lyk” die liggaam van ’n dooie mens en ook—

- (a) die liggaam van ’n doodgebore kind, en
- (b) enige menslike oorskot;

“grafperseel” die afgebakende stuk grond binne ’n munisipale begraaflaas wat bedoel is vir die begrawing van ’n lyk;

“opsigter” die persoon of amptenaar van die munisipaliteit wat in beheer is van en gesag uitoefen by ’n begraaflaas;

“begraaflaas” ’n stuk grond wat afgesonder is vir die begrawing van lyke;

“raad” die munisipale raad van die munisipaliteit;

“krematorium” ’n inrigting vir die verbranding van lyke;

“direkteur” die amptenaar van die munisipaliteit wie aan die hoof staan van die departement verantwoordelik vir die administrasie van begraaflase en krematoria;

“graf” ook—

- (a) enige plek, hetsy in geheel of gedeeltelik bokant of onder die grond en hetsy vir private of openbare gebruik, waarin ’n lyk permanent begrawe word of daar voornemens is om dit permanent te laat begrawe, hetsy in ’n doodskis of ander houer, en
- (b) enige monument, grafsteen, kruis, opskrif, reling, heining, ketting, bouwerk of ander struktuur van watter aard ookal wat deel vorm van of bykomend tot ’n graf is.

“hulpbehoewende persoon” ook ’n armlastige;

“munisipale begraaflaas” ’n begraaflaas waarvan die beheer en eiendomsreg by die munisipaliteit berus;

“munisipale krematorium” ’n krematorium waarvan die beheer en eiendomsreg by die munisipaliteit berus;

“**municipality**” means the Municipality of Beaufort West;

“**private cemetery**” means a cemetery, the control and ownership of which is vested in a private person, religious body or church;

“**private crematorium**” means a crematorium, the control and ownership of which is vested in a private person or body;

“**Tariff Policy By-law**” means the Tariff Policy By-law adopted by the municipality and published in Provincial Gazette 6160 of 20 August 2004.

ESTABLISHMENT AND CLOSING OF CEMETERIES

2. Establishment of municipal cemeteries.

- (1) The council may establish a municipal cemetery within the municipal area.
- (2) The council must before deciding to establish a municipal cemetery—
 - (a) undertake a geophysical and other relevant scientific investigations to determine a suitable site for a cemetery;
 - (b) obtain the provisional approvals from the national or provincial departments of health and water; and
 - (c) advertise its intention to establish a municipal cemetery and invite objections or comments thereon.

3. Establishment of private cemeteries.

- (1) Any person who wishes to establish a private cemetery must obtain the approval of the council
- (2) An application in terms of subsection (1) must be made on a form provided by the director and must be accompanied by the appropriate fee determined in terms of the Tariff Policy By-law.
- (3) The person applying for council’s approval to establish a private cemetery must at his or her own cost—
 - (a) undertake geophysical and other relevant scientific investigations determined by the director in order to determine a suitable site for a cemetery;
 - (b) obtain the provisional approvals from the national or provincial departments of health and water;
 - (c) advertise his or her intention to establish a cemetery and invite the public to lodge objections or comments thereon with the council; and
 - (d) also obtain council’s approval in terms of the town planning scheme.
- (4) No person may establish or attempt to establish a private cemetery without the council’s approval.
- (5) No person may knowingly inter or cause to be interred any body in a private cemetery which has been opened or established without council’s approval.

4. Taking over of private cemetery by municipality.

- (1) The municipality may take over any private cemetery within the municipal area.
- (2) The council must before deciding to take over a private cemetery, advertise its intention to take over the cemetery concerned and invite the public to lodge objections or comments thereon with the council.
- (3) Upon the taking over of a private cemetery in terms of this section—

“**munisipaliteit**” die Munisipaliteit van Beaufort-Wes;

“**privaatbegraving**” ’n begraving waarvan die beheer en eiendomsreg by ’n privaatpersoon, godsdienstige liggaam of kerk berus;

“**privaatkrematorium**” ’n krematorium waarvan die beheer en eiendomsreg by ’n privaatpersoon of liggaam berus;

“**Tariefbeleidverordening**” die Tariefbeleidverordening deur die munisipaliteit aanvaar en afgekondig in *Provinsiale Koerant* 6160 van 20 Augustus 2004.

STIGTING EN SLUITING VAN BEGRAAFPLASE

2. Stigting van munisipale begraving

- (1) Die raad kan munisipale begraving in die munisipale gebied stig.
- (2) Alvorens die raad besluit om ’n munisipale begraving te stig, moet dit eers—
 - (a) geofisiese en ander noodsaaklike wetenskaplike ondersoeke doen om die geskiktheid van ’n perseel vir ’n begraving te bepaal;
 - (b) die voorlopige goedkeurings van die nasionale en provinsiale departemente van gesondheid en water bekom; en
 - (c) die voorneme om ’n munisipale begraving te stig adverteer en besware en kommentaar inwag.

3. Stigting van privaatbegraving

- (1) Enige persoon wat van voorneme is om ’n privaatbegraving te stig moet eers die raad se goedkeuring bekom.
- (2) ’n Aansoek om goedkeuring ingevolge subartikel 1 moet op ’n vorm gedoen word wat die direkteur verskaf en moet vergesel wees van die toepaslike fooi wat ingevolge die Tariefbeleidverordening bepaal is.
- (3) Die persoon wat aansoek doen vir goedkeuring van die raad om ’n privaatbegraving te stig, moet op sy of haar eie koste—
 - (a) geofisiese en ander noodsaaklike wetenskaplike ondersoeke doen, wat die direkteur mag bepaal, om die geskiktheid van ’n perseel vir ’n begraving te bepaal;
 - (b) die voorlopige goedkeurings van die nasionale en provinsiale departemente van gesondheid en water bekom;
 - (c) sy of haar voorneme om ’n privaatbegraving te stig adverteer en die publiek uitnoui om besware en kommentaar aan die raad voor te lê; en
 - (d) ook die raad se goedkeuring ingevolge die dorps-aanlegskema bekom.
- (4) Niemand mag sonder die raad se goedkeuring ’n privaatbegraving stig of pog om een te stig nie.
- (5) Niemand mag enige lyk begrawe of laat begrawe in ’n privaatbegraving wat sonder die raad se goedkeuring geopen of gestig is nie.

4. Oorname van privaatbegraving deur die munisipaliteit

- (1) Die munisipaliteit kan enige privaatbegraving binne die munisipale gebied oorneem.
- (2) Alvorens die raad besluit om ’n privaatbegraving oor te neem moet die raad se voorneme om sodanige privaatbegraving oor te neem, adverteer word en die publiek uitgenoui word om besware en kommentaar aan die raad voor te lê.
- (3) By die oorname van ’n privaatbegraving ingevolge hierdie artikel—

- (a) the ownership of all movable and immovable property and other assets connected with such cemetery shall, subject to any trusts or conditions, vest in the municipality;
- (b) all revenue and other moneys payable or recoverable in respect of such cemetery shall be payable to and recoverable by the municipality;
- (c) all other privileges and rights and all liabilities and obligations in respect of such cemetery shall devolve upon the municipality and the director may continue to prosecute and defend all legal proceedings instituted in respect of such cemetery and may do all things necessary or expedient in connection with such proceedings; and
- (d) the council shall have the control and management of such a cemetery.

5. Closing of cemeteries.

- (1) The council may close any municipal cemetery or portion thereof.
- (2) The council must advertise the closure of a municipal cemetery in the Provincial Gazette and the cemetery or portion concerned must, subject to the provisions of subsection (3), be deemed to be closed with effect from the date of publication of such closure.
- (3) The council may, notwithstanding the closing of a municipal cemetery or portion thereof and subject to such conditions as may be deemed fit, permit the interment of bodies in specified family plots in such cemetery or portion.
- (4) No person shall inter any body in a municipal cemetery or portion thereof closed in terms of subsection (1) or in a family plot in contravention of any conditions specified in terms of subsection (3).

6. Use of disused cemeteries.

- (1) The council may, after compliance with the provisions of subsection (3) and notwithstanding any condition of title, use any municipal cemetery or portion thereof which has been closed or disused for a period of not less than twenty years for such purpose as will not desecrate the ground, any body or any memorials or tombstones in such cemetery or portion.
- (2) The council may, after compliance with the provisions of subsection (3) and notwithstanding any condition of title, reverently remove to another cemetery the bodies, memorials and tombstones in any municipal cemetery or portion thereof which has been closed or disused for a period of not less than twenty years and all rights, powers and privileges had, possessed or enjoyed by any person in respect of such last-mentioned cemetery or portion shall thereupon cease.
- (3) If the council desires to act in terms of subsection (1) or (2) it must, before using any municipal cemetery or portion thereof in the manner contemplated by subsection (1) or removing any body, memorials or tombstones in accordance with the provisions of subsection (2)—
 - (a) advertise its intention so to do, and
 - (b) consider any objections lodged in accordance with the advertisement.

MANAGEMENT OF MUNICIPAL CEMETERIES

7. Burial place for the deceased of a religious group

The council may set aside any portion of a municipal cemetery for the burial of the deceased of any religious group or other body or community; provided that—

- (a) berus die eiendomsreg op alle roerende en onroerende goed en ander bates in verband met sodanige begraafplaas, behoudens enige trusts of voorwaardes, by die munisipaliteit;
- (b) is alle inkomste en ander gelde wat betaalbaar of verhaalbaar is ten opsigte van sodanige begraafplaas, betaalbaar aan en verhaalbaar deur die munisipaliteit;
- (c) gaan alle ander regte en voorregte en alle laste en verpligtinge ten opsigte van sodanige begraafplaas oor op die munisipaliteit en die direkteur kan voortgaan om alle regsgedinge ingestel ten opsigte van sodanige begraafplaas voort te sit en te verdedig en alle dinge te doen wat nodig of dienstig is in verband met sodanige gedinge; en
- (d) verkry die raad die beheer en bestuur van sodanige begraafplaas.

5. Sluiting van begraafplase

- (1) Die raad kan enige munisipale begraafplaas of gedeelte daarvan sluit.
- (2) Die raad publiseer die sluiting van 'n munisipale begraafplaas of gedeelte daarvan in die Provinsiale Koerant en sodanige begraafplaas of gedeelte daarvan word, behoudens die bepalinge van subartikel (3), geag gesluit te wees met ingang van die datum van publikasie van sodanige sluiting.
- (3) Die raad kan, ondanks die sluiting van 'n munisipale begraafplaas of gedeelte daarvan maar behoudens die voorwaardes wat dit nodig ag, toelaat dat lyke in bepaalde familiepersele in sodanige begraafplaas of gedeelte daarvan begrawe word.
- (4) Niemand mag enige lyke begrawe in 'n munisipale begraafplaas of gedeelte daarvan wat gesluit is ingevolge subartikel (1) of in 'n familieperseel in stryd met enige voorwaardes bepaal ingevolge subartikel (3) nie.

6. Gebruik van begraafplase wat in onbruik is

- (1) Die raad kan, na nakoming van die bepalinge van subartikel (3) en ondanks enige titelvoorwaarde, enige munisipale begraafplaas of gedeelte daarvan, wat vir 'n tydperk van minstens twintig jaar gesluit of in onbruik is, gebruik vir 'n doel wat nie die grond, enige lyk of enige gedenktekens of grafstene in sodanige begraafplaas of gedeelte daarvan sal onheilig nie.
- (2) Die raad kan, na nakoming van die bepalinge van subartikel (3) en ondanks enige titelvoorwaarde, die lyke, gedenktekens en grafstene in enige munisipale begraafplaas of gedeelte daarvan, wat vir 'n tydperk van minstens twintig jaar gesluit of in onbruik is, eerbiediglik verwyder na 'n ander begraafplaas en alle regte, bevoegdhede en voorregte wat enige persoon gehad, besit of geniet het ten opsigte van sodanige eersgenoemde begraafplaas of gedeelte daarvan, hou daarna op.
- (3) Die raad moet, wanneer dit ingevolge subartikel (1) of (2) wil optree, voordat enige begraafplaas gebruik word op die wyse in subartikel (1) beoog, of enige lyk, gedenktekens of grafstene verwyder word ooreenkomstig subartikel (2)—
 - (a) die raad se voorneme om dit te doen adverteer; en
 - (b) besware oorweeg wat ingedien is na aanleiding van die advertensie.

BESTUUR VAN MUNISIPALE BEGRAAFPLASE

7. Begraafplek vir oorledenes van 'n godsdienstige groep

Die raad mag enige gedeelte van 'n munisipale begraafplaas afsonder vir die begrawing van oorledenes van enige godsdienstige groep; met dien verstande dat—

- (a) "religious group" shall not be construed as being a denomination, and
- (b) such setting aside shall not entitle any person to be buried in any particular place in a cemetery.

8. Sale of burial plots

- (1) The director may sell or otherwise dispose of the right of burial in plots on such conditions as council may determine from time to time, and shall issue the person thus acquiring such right with a certificate setting out the conditions attaching to such acquisition.
- (2) The holder of a right of burial may not dispose of such right except with the written permission of the director, and such holder or his next of kin may not permit any other person who has not been approved by the director to be buried in the plot in respect of which such right exists.

9. Authority to bury

- (1) No person shall bury a body in a municipal cemetery—
 - (a) except under the authority of a written permit which may be issued by the caretaker; or
 - (b) otherwise than in accordance with the conditions specified in such permit.
- (2) An applicant for a permit referred to in subsection (1) must furnish the caretaker with—
 - (a) a death certificate;
 - (b) a burial order issued in accordance with the Births and Deaths Registration Act, 1992 (Act 51 of 1992);
 - (c) the appropriate fee determined in terms of the Tariff Policy By-law; and
 - (d) such information as may be required by the caretaker.

10. Burial time

Except with the permission of the caretaker who must record the circumstances under which such permission is granted, no person shall bury a body in a municipal cemetery during the hours between sunset and sunrise.

GRAVES AND BURIAL PLOTS IN MUNICIPAL CEMETERIES

11. Specifications for burial plots and graves

- (1) No person may—
 - (a) bury a body, unless the grave is of sufficient depth so that the top of the body, or, if contained in a coffin or container, the top of the coffin or container is not less than 1 050 mm below the surface of the ground when the grave has been filled up;
 - (b) bury more than one body in a grave, unless the grave has been dug to a sufficient depth so that paragraph (a) may be complied with and so that the first body or, if such body is in a coffin or container, such coffin or container may be covered with 100 mm of reinforced concrete or 300 mm of soil when the second body is buried, or
 - (c) remove a body from a grave in order to enlarge such grave.
- (2) The standard measurements for burial plots may be determined by the director.
- (3) The standard measurements for graves are as follows:

- (a) "godsdienstige groep" nie as kerkverband interpreteer moet word nie, en
- (b) sodanige afsondering nie aan enige persoon die reg sal verleen om in enige besondere plek in die begraafplaas begrawe te word nie.

8. Verkoop van grafpersele

- (1) Die direkteur mag die reg om in 'n perseel begrawe te word, op sodanige voorwaardes as wat die raad van tyd tot tyd mag bepaal, verkoop of andersins vervreem en moet aan die persoon wat sodanige reg verkry 'n sertifikaat uitreik wat die voorwaardes van sodanige verkryging meld.
- (2) Die houer van 'n reg om in 'n perseel begrawe te word, mag nie sodanige reg vervreem nie, behalwe met die skriftelike goedkeuring van die direkteur en sodanige houer of sy of haar naasbestaandes mag nie toelaat dat enige ander persoon, wat nie deur die direkteur goedgekeur is nie, begrawe word in die perseel ten opsigte waarvan sodanige reg bestaan.

9. Magtiging om te begrawe

- (1) Niemand mag 'n lyk in 'n munisipale begraafplaas begrawe nie—
 - (a) behalwe met die skriftelike goedkeuring van die opsigter; of
 - (b) behalwe in ooreenstemming met die voorwaardes gemeld in sodanige goedkeuring.
- (2) 'n Aansoeker om goedkeuring ingevolge subartikel (1) moet die opsigter met die volgende voorsien—
 - (a) 'n sterftesertifikaat;
 - (b) 'n begrafnisorder uitgereik ingevolge die Wet op die Registrasie van Geboortes en Sterftes, 1992 (Wet 51 van 1992);
 - (c) die toepaslike gelde wat ingevolge die tariefbeleidverordening bepaal is; en
 - (d) sodanige inligting wat die opsigter mag vereis.

10. Begrafnistye

Uitgesonderd met die toestemming van die opsigter, wat die omstandighede moet aanteken waarin sodanige toestemming verleen word, mag niemand 'n lyk gedurende die ure tussen sonder en sonop in 'n munisipale begraafplaas begrawe nie.

GRAFTE EN GRAFPERSELE IN MUNISIPALE BEGRAAFPLASE

11. Afmetings van grafpersele en grafte

- (1) Niemand mag—
 - (a) 'n lyk begrawe, tensy die graf van so 'n diepte is dat die bokant van die lyk, of, as dit in 'n kis of houer is, die bokant van die kis of houer, nie minder is as 1 050 mm onder die oppervlak van die grond nie wanneer die graf opgevol is;
 - (b) meer as een lyk in 'n graf begrawe nie, tensy die graf tot so 'n diepte gegrawe is dat aan paragraaf (a) voldoen kan word en dat die eerste lyk, of as daardie lyk in 'n kis of houer is, sodanige kis of houer bedek word met 100 mm gewapende beton of 300 mm grond wanneer die tweede lyk begrawe word; of
 - (c) 'n lyk van 'n graf verwyder met die doel om sodanige graf te vergroot nie.
- (2) Die standaardmates vir grafpersele word deur die direkteur bepaal.
- (3) Die standaardmates vir grafte is:

- (a) Adults (one body):
 - (i) Length: 2 200 mm
 - (ii) Width: 1 200 mm
 - (iii) Depth: 1 800 mm
- (b) Adults (two bodies):
 - (i) Length: 2 200 mm
 - (ii) Width: 1 200 mm
 - (iii) Depth: 2 400 mm
- (c) Children:
 - (i) Length: 1 350 mm
 - (ii) Width: 600 mm
 - (iii) Depth: 1 500 mm.

12. Tombstones and ornamentation

- (1) No person may erect or place any kerb, tombstone, monument, railings or fence or any ornamentation upon a grave—
 - (a) except under the authority set out in a written permit, issued by the director;
 - (b) otherwise than in accordance with the conditions set out in such permit, or
 - (c) in such a manner as to exceed the boundaries of a burial plot.
- (2) The size (outer dimensions) of any erections on burial plots shall not exceed the following measurements:
 - (a) Adults:
 - (i) Single burial plot: 2 500 mm x 1 050 mm
 - (ii) Double burial plot: the size of two single burial plots
 - (iii) Family burial plot: the appropriate multiple of a single burial plot
 - (iv) Width of kerb: 150 mm
 - (v) Tombstones shall not be higher than 1 600 mm above the surface of the ground.
 - (b) Children:
 - (i) Single burial plot: 1 500 mm x 1 000 mm
 - (ii) Width of kerb: 150 mm
 - (iii) Tombstones shall not be higher than 1 200 mm above the surface of the ground.
- (3) An application for a permit referred to in subsection (1) shall contain such details as may be required by the director in respect of the erection concerned and the inscription to be placed thereon, and the director may refuse to issue such permit if, in his or her opinion, such erection is likely to be of poor craftsmanship or quality or is likely in any way to disfigure a cemetery or is calculated to hurt or offend the feelings of the public.

13. Work in connection with tombstones, monuments etc.

No person may—

- (a) use any portion of a municipal cemetery for the cutting, dressing and manufacturing of tombstones, monuments,

- (a) Volwassenes (een lyk):
 - (i) Lengte: 2 200 mm
 - (ii) Breedte: 1 200 mm
 - (iii) Diepte: 1 800 mm
- (b) Volwassenes (twee lyke):
 - (i) Lengte: 2 200 mm
 - (ii) Breedte: 1 200 mm
 - (iii) Diepte: 2 400 mm
- (c) Kinders:
 - (i) Lengte: 1 350 mm
 - (ii) Breedte: 600 mm
 - (iii) Diepte: 1 500 mm.

12. Grafstene en versierings

- (1) Niemand mag 'n randsteen, grafsteen, monument, reling of heining of enige versierings op 'n graf plaas of oprig nie—
 - (a) behalwe met die skriftelike goedkeuring van die direkteur;
 - (b) anders as in ooreenstemming met die voorwaardes in sodanige goedkeuring gemeld; of
 - (c) op so 'n wyse dat die grense van 'n grafperseel oorskry word.
- (2) Die grootte (buite mate) van enige bouwerk op 'n grafperseel mag nie die volgende mates oorskry nie:
 - (a) Volwassenes:
 - (i) Enkel grafperseel: 2 500 mm x 1 050 mm
 - (ii) Dubbel grafperseel: die grootte van twee enkel grafpersele
 - (iii) Gesinsgrafperseel: die toepaslike veelvoud van 'n enkel grafperseel
 - (iv) Breedte van 'n randsteen: 150 mm
 - (v) 'n Grafsteen mag nie hoër wees as 1 600 mm bo die grondoppervlak nie.
 - (b) Kinders:
 - (i) Enkel grafperseel: 1 500 mm x 1 000 mm
 - (ii) Breedte van 'n randsteen: 150 mm
 - (iii) 'n Grafsteen mag nie hoër wees as 1 200 mm bo die grondoppervlak nie.
- (3) 'n Aansoek om goedkeuring ingevolge subartikel (1) moet sodanige inligting bevat as wat die direkteur in verband met die betrokke bouwerk en die bewoording daarop mag vereis en die direkteur mag goedkeuring weier as volgens sy of haar oordeel sodanige bouwerk waarskynlik van swak vakmanskap of gehalte sou wees of waarskynlik die begraaftaas sal ontsier of wat daarop bereken is om aanstoot aan die publiek te gee.

13. Werk in verband met grafstene, monumente ens.

Niemand mag—

- (a) enige deel van 'n munisipale begraaftaas gebruik vir die sny, kap of vervaardiging van grafstene, monumente, relings,

railings, kerbs or other grave fittings except with the permission of the director or otherwise than in accordance with the conditions determined by the director;

- (b) carry out any work in connection with any kerb, tombstone, monument, railings or fence on or round a grave or bring any materials into a municipal cemetery for the purposes of such work, except during the following hours: Mondays to Saturdays (excluding public holidays): Sunrise to sunset, or
- (c) at any time leave any building sand, stones, builders' rubble, soil, rubbish or other debris in the municipal cemetery.

14. Dilapidated memorial work

- (1) Whenever the person who erected a memorial work in a municipal cemetery allows it to fall into such state of disrepair as in the opinion of the director constitutes a danger or a disfigurement in the municipal cemetery, the director may by written notice require him or her to effect such repairs as may be specified in such notice, and if such person's address is unknown such notice may be published in a newspaper circulating within the area of the municipality.
- (2) In the event of the required repairs not being effected within three months from the service or publication of such notice the director may effect the repairs or remove the memorial work without paying compensation and may recover the expense of such repair or removal from such person.

15. Maintenance of graves and burial plots

- (1) The holder of the right of burial in a plot in a municipal cemetery must keep that plot and the monuments, tombstones or other erections thereon in good order and repair.
- (2) The municipality may undertake the upkeep of graves at the charges determined in terms of the Tariff Policy By-law.
- (3) No person may undertake the upkeep of graves in a municipal cemetery except with the written consent of the director.
- (4) No person may—
 - (a) plant a tree or shrub on a grave site without the permission of the caretaker; or
 - (b) when cleaning a grave plot, deposit the material cleared from the grave, in the cemetery at a place other than that provided for such purpose.
- (5) The caretaker or his authorised assistant may prune, cut down, dig up or remove any shrub, plant or flower in a municipal cemetery if such is in his or her opinion unsightly.

16. Prohibited acts

No person shall—

- (a) enter or leave a municipal cemetery except by the proper gates;
- (b) sit, stand or climb upon or over a memorial work, gate, wall, fence or building in a municipal cemetery;
- (c) drive a hearse in a municipal cemetery except upon the carriage ways provided for that purpose;
- (d) enter a municipal cemetery—
 - (i) with a bicycle; or
 - (ii) with any other vehicle without the permission of the caretaker;

randstene of ander graftoebehore nie, behalwe met die toestemming van die direkteur en dan slegs in ooreenstemming met die vereistes wat die direkteur bepaal;

- (b) enige werk in verband met enige randsteen, grafsteen, monument, reling of heining op of by 'n graf verrig nie of enige materiaal vir sodanige werk in 'n munisipale begraafplaas inbring nie, behalwe gedurende die volgende tye: Maandae tot Saterdag (uitgesluit openbare vakansiedae): Sonop tot sonder, of
- (c) te enige tyd enige bousand, klip, bourommel, vullis of ander rommel in 'n munisipale begraafplaas agterlaat nie.

14. Verwaarloosde gedenkwerk

- (1) Wanneer ookal die persoon wat 'n gedenkwerk in 'n munisipale begraafplaas opgerig het toelaat dat dit sodanig verval, as wat na die oordeel van die direkteur 'n gevaar inhou of wat die munisipale begraafplaas ontsier, mag die direkteur by skriftelike kennisgewing van hom of haar vereis om sodanige herstelwerk te verrig wat die direkteur in die kennisgewing meld, en waar die adres van sodanige persoon onbekend is, mag die kennisgewing gepubliseer word in 'n koerant wat in die munisipale gebied versprei word.
- (2) Die direkteur kan, by versuim om die vereiste herstelwerk binne drie maande vanaf betekening of publikasie van die kennisgewing te doen, die herstelwerk doen of die gedenkwerk verwyder sonder om vergoeding te betaal en mag die koste vir sodanige herstelwerk of verwydering van sodanige persoon verhaal.

15. Onderhoud aan grafte en grafpersele

- (1) Die houder van 'n reg om in 'n perseel in 'n munisipale begraafplaas begrawe te word, moet daardie perseel en die monumente, grafstene, en ander bouwerke daarop in 'n goeie toestand hou.
- (2) Die munisipaliteit mag grafte in stand hou teen betaling van die gelde, wat ingevolge die Tariefbeleidverordening bepaal is,
- (3) Niemand mag grafte in 'n munisipale begraafplaas onderhou, sonder die skriftelike goedkeuring van die direkteur nie.
- (4) Niemand mag—
 - (a) sonder die toestemming van die opsigter 'n boom of struik op 'n grafperseel plant nie; of
 - (b) materiaal, wat tydens die skoonmaak van 'n grafperseel in die munisipale begraafplaas verwyder word, op enige ander plek plaas as dié wat vir sodanige doel verskaf is nie.
- (5) Die opsigter of sy of haar gemagtigde assistent kan enige struik, plant of blom in 'n munisipale begraafplaas snoei, afsny, uithaal of verwyder wat na sy of haar oordeel onooglik is.

16. Verbode handeling

Niemand mag—

- (a) 'n munisipale begraafplaas binnegaan of verlaat nie behalwe deur die hekke wat daarvoor voorsien is;
- (b) op enige gedenkwerk, hek, muur, heining of gebou in 'n munisipale begraafplaas sit of staan of daarop of daaroor klim nie;
- (c) 'n lykswa in 'n munisipale begraafplaas bestuur nie behalwe op die paaie wat daarvoor voorsien is;
- (d) 'n munisipale begraafplaas binnegaan nie—
 - (i) met 'n fiets; of
 - (ii) met enige ander voertuig sonder die toestemming van die opsigter.

- (e) conduct a religious ceremony or service according to the rites of any religious group in that part of a cemetery set aside for members of any other religious group;
- (f) expose or convey a body in an unseemly manner in a street, municipal cemetery or other public place;
- (g) mark, draw, scribble or erect an advertisement upon, or in any way deface a wall, building, fence, gate, memorial work or other erection in a municipal cemetery;
- (h) pick flowers in a municipal cemetery;
- (i) smoke in a municipal cemetery;
- (j) bring an animal into a municipal cemetery;
- (k) hold a demonstration or participate in such demonstration in a municipal cemetery;
- (l) create or allow to be created a nuisance in a municipal cemetery;
- (m) disrupt or allow to be disrupted any funeral proceedings in a municipal cemetery, or
- (n) discharge any fire-arm in a municipal cemetery, except as a salute at a military funeral.

17. Fees

The fees payable for burials, exhumations, reinterments or any other services rendered by the municipality in a municipal cemetery or in connection with a funeral, is determined in terms of the Tariff Policy By-law

BURIALS IN PRIVATE CEMETERIES**18. Authority to bury**

- (1) No person may bury a body in a private cemetery without the authority of the owner or person in charge of such cemetery.
- (2) An owner or person in charge of a private cemetery may only grant authority referred to in subsection (1) on production of—
 - (a) a death certificate; and
 - (b) an order issued in accordance with the Births and Deaths Registration Act, 1992 (Act 51 of 1992).

19. Specifications for burial plots and graves

The provisions of sections 11(1) and (3) also apply to private cemeteries.

EXHUMATIONS**20. Desecration of graves.**

Subject to the provisions of any other law relating to the disposal of bodies, no person may desecrate, destroy or damage—

- (a) a grave in a cemetery, or
- (b) a coffin, urn or other receptacle in which is contained a body which has not been interred

or cause or permit such a grave, coffin, urn or other receptacle to be desecrated, destroyed or damaged.

21. Approval to exhume, disturb, remove or re-inter a body

- (1) Subject to the provisions of any other law relating to the disposal of bodies, no person may exhume, disturb, remove

- (e) 'n godsdienstige seremonie of diens volgens die gewoontes van enige godsdienstige groep hou in daardie deel van die begraafplaas wat afgesonder is vir lede van enige ander godsdienstige groep nie.
- (f) 'n lyk in 'n straat, munisipale begraafplaas of openbare plek onbedek laat of in 'n onbetaamlike wyse vervoer nie;
- (g) op enige muur, gebou, heining, hek, gedenkwerk of ander bouwerk in 'n munisipale begraafplaas 'n merk aanbring, daarop teken, krap of 'n advertensieteken aanbring nie
- (h) in 'n munisipale begraafplaas blomme pluk nie;
- (i) in 'n munisipale begraafplaas rook nie;
- (j) 'n dier in 'n munisipale begraafplaas inbring nie;
- (k) 'n betoging in 'n munisipale begraafplaas hou of daaraan deelneem nie;
- (l) 'n oorlas in 'n munisipale begraafplaas skep of toelaat dat 'n oorlas geskep word nie
- (m) 'n begrafnis in 'n munisipale begraafplaas ontwig of toelaat dat dit ontwig word nie; of
- (n) 'n vuurwapen in 'n munisipale begraafplaas afvuur nie behalwe as 'n saluut by 'n militêre begrafnis.

17. Gelde

Alle gelde betaalbaar vir begrawings, opgrawings, herbegravinge of enige ander diens wat die munisipaliteit in 'n munisipale begraafplaas of in verband met 'n begrafnis lewer, word bepaal ingevolge die Tariefbeleidverordening.

BEGRAWINGS IN PRIVAATBEGRAAFPLASE**18. Magtiging om te begrawe**

- (1) Niemand mag 'n lyk in 'n privaatbegraving plaas begrawe nie behalwe met die goedkeuring van die eienaar of persoon in beheer van sodanige begraafplaas.
- (2) 'n Eienaar of persoon in beheer van 'n privaatbegraving plaas mag net goedkeuring ingevolge subartikel (1) verleen by voorlegging van—
 - (a) 'n sterftesertifikaat; en
 - (b) 'n begrafnisorder uitgereik ingevolge die Wet op die Registrasie van Geboortes en Sterftes, 1992 (Wet 51 van 1992).

19. Afmetings van grafpersele en grafte

Die bepalings van artikels 11(1) en (3) geld ook ten opsigte van 'n privaatbegraving plaas.

OPGRAWINGS**20. Verbod op skending van grafte.**

Behoudens die bepalings van enige ander wet met betrekking tot die beskikking oor lyke mag niemand—

- (a) 'n graf in 'n begraafplaas, of
- (b) 'n doodkis, kruik of ander houer wat 'n lyk bevat wat nie begrawe is nie,

skend, vernietig of beskadig of duld of toelaat dat so 'n graf, doodkis, kruik of ander houer geskend, vernietig of beskadig word nie.

21. Goedkeuring vir opgraving, verstoring, verwydering of herbergrowing van lyke

- (1) Behoudens die bepalings van enige ander wet met betrekking tot die beskikking oor lyke mag niemand enige lyk in 'n

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| <p>or re-inter any body in a cemetery or cause or permit any such body to be exhumed, disturbed, removed or re-interred—</p> <p>(a) without the prior written approval of the director, and</p> <p>(b) otherwise than in accordance with such conditions as may be imposed by the director or by any medical practitioner appointed by the director; or</p> <p>(c) without a court order.</p> <p>(2) Any person desirous of obtaining the written approval contemplated by subsection (1)(a) must make written application therefore and must—</p> <p>(a) in such application—</p> <p>(i) state where the body which is to be exhumed, disturbed, removed or re-interred is interred and if and where such body is proposed to be re-interred;</p> <p>(ii) state the reasons for the proposed exhumation, disturbance, removal or re-interment, and</p> <p>(iii) specify the methods proposed to be adopted and the precautions proposed to be taken to prevent any danger to health or cause for offence arising, and</p> <p>(b) together with such application-</p> <p>(i) submit a medical certificate as to the date and cause of death or a certified copy of such a certificate;</p> <p>(ii) if the body is to be interred in a grave outside the municipal area, submit the written approval of—</p> <p>(aa) the municipal council in whose area of jurisdiction the body concerned is interred and is proposed to be re-interred, and</p> <p>(bb) in the case of a private cemetery, the owner or other person in charge of such cemetery in which the body concerned is proposed to be re-interred;</p> <p>(iii) submit the written approval of—</p> <p>(aa) the surviving spouse of the deceased person concerned;</p> <p>(bb) if there is no such surviving spouse, an adult child of the deceased person concerned;</p> <p>(cc) if there is no such adult child, a parent of the deceased person concerned;</p> <p>(dd) if there is no such parent, an adult brother or sister of the deceased person concerned, or</p> <p>(ee) if there is no such brother or sister, the nearest available adult relative of the deceased person concerned.</p> <p>(3) Where any medical certificate or written approval contemplated by subsection (2) is not or cannot be obtained or is not granted, the written application contemplated by that subsection shall be accompanied by—</p> <p>(a) full details of the efforts made to obtain such certificate or approval, and</p> | <p>begraafplaas opgrawe, verstoor, verwyder of herbegrawe of duld of toelaat dat enige sodanige lyk opgegrawe, verstoor, verwyder of herbegrawe word nie—</p> <p>(a) sonder die voorafverkreë skriftelike goedkeuring van die direkteur; en</p> <p>(b) in stryd met sodanige voorwaardes wat die direkteur of enige mediese praktisyn, deur die direkteur aangestel, mag bepaal; of</p> <p>(c) sonder 'n hofbevel.</p> <p>(2) Enige persoon wat die skriftelike goedkeuring beoog by subartikel (1) wil verkry moet skriftelik daarom aansoek doen en moet—</p> <p>(a) in sodanige aansoek—</p> <p>(i) meld waar die lyk wat opgegrawe, verstoor, verwyder of herbegrawe gaan word, begrawe is en indien en waar sodanige lyk volgens voorneme herbegrawe gaan word;</p> <p>(ii) die redes meld vir die voorgename opgrawing, verstoring, verwydering of herbegraving; en</p> <p>(iii) die voorgename metodes en voorsorgmaatreëls meld wat aangewend en getref gaan word om te voorkom dat enige gesondheidsgevaar of oorsaak tot oorlas ontstaan, en</p> <p>(b) saam met sodanige aansoek—</p> <p>(i) 'n mediese sertifikaat aangaande die datum en oorsaak van dood of 'n gewaarmerkte afskrif van so 'n sertifikaat indien;</p> <p>(ii) waar die lyk in 'n graf buite die munisipale gebied herbegrawe gaan word, die skriftelike goedkeuring indien van-</p> <p>(aa) die munisipale raad in wie se regsgebied die betrokke lyk begrawe is of volgens voorneme herbegrawe gaan word, en</p> <p>(bb) in die geval van 'n privaat begraafplaas, die eienaar of ander persoon in beheer van sodanige begraafplaas waar die betrokke lyk begrawe is of volgens voorneme herbegrawe gaan word;</p> <p>(iii) die skriftelike goedkeuring indien van—</p> <p>(aa) die oorlewende gade van die betrokke oorledene;</p> <p>(bb) indien daar geen sodanige oorlewende gade is nie, 'n volwasse kind van die betrokke oorledene;</p> <p>(cc) indien daar geen sodanige volwasse kind is nie, 'n ouer van die betrokke oorledene;</p> <p>(dd) indien daar geen sodanige ouer is nie, 'n volwasse broer of suster van die betrokke oorledene; of</p> <p>(ee) indien daar geen sodanige broer of suster is nie, die naaste beskikbare volwasse familiebetrekking van die betrokke oorledene.</p> <p>(3) Waar 'n mediese sertifikaat of skriftelike goedkeuring by subartikel (2) beoog, nie verkry word of kan word of nie verleen word nie, moet die skriftelike aansoek by dié subartikel beoog, vergesel gaan van—</p> <p>(a) volledige besonderhede van die pogings wat aangewend is om sodanige sertifikaat of goedkeuring te verkry, en</p> |
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- (b) full reasons why the inability to obtain such certificate or approval should not preclude the grant of written approval in terms of subsection (1).
- (4) Any written approval in terms of subsection (1) (a) may be granted subject to such conditions as the director may deem necessary or desirable and the director may, before any such approval is acted upon—
 - (a) vary any condition so imposed, and
 - (b) impose additional conditions in respect of such approval.

CREMATIONS

22. Cremation only in a crematorium

The cremation of a body may only take place in a crematorium.

23. Authority to cremate

- (1) Any person intending to cremate a body in a municipal crematorium must obtain the written approval of the officer in charge.
- (2) An application for the approval referred to in subsection (1) must be submitted not later than one working day before the intended date of cremation and must be accompanied—
 - (a) a death certificate;
 - (b) the burial or removal order issued in accordance with the Births and Deaths Registration Act, 1992 (Act 51 of 1992), and
 - (c) the appropriate fee determined in terms of the Tariff Policy By-law; and
 - (d) such information as may be required by the director.
- (3) Any person intending to cremate a body in a private crematorium must obtain the written approval of the person in charge of such crematorium.
- (4) A person in charge of a private crematorium may only grant authority referred to in subsection (3) on production of—
 - (a) a death certificate; and
 - (b) an order issued in accordance with the Births and Deaths Registration Act, 1992 (Act 51 of 1992).

24. Cremation time

- (1) Cremation may only take place from Monday to Friday between 09h00 and 14h00.
- (2) No cremation may take place on a Saturday or Sunday or public holiday.

25. Provision of receptacles

The applicant must provide a receptacle for receiving ashes, unless such ashes are to be buried by the municipality

26. Collection of ash

- (1) After cremation the applicant must collect the ashes, unless he or she desires that it be kept at the crematorium.
- (2) If there are no express arrangements for burial or safekeeping, the officer in charge of a municipal crematorium or the person in charge of a private crematorium may bury or scatter the ashes in a garden of remembrance

- (b) volledige redes waarom die onvermoë om sodanige sertifikaat of goedkeuring te verkry, nie die verlening van skriftelike goedkeuring ingevolge subartikel (1) behoort te belet nie.

- (4) Die direkteur kan, voordat daar volgens enige goedkeuring ingevolge subartikel (1) gehandel word,

- (a) enige voorwaarde aldus gestel, wysig, en
- (b) bykomende voorwaardes ten opsigte van sodanige goedkeuring stel.

VERASSING

22. Verassing slegs by 'n krematorium

'n Lyk mag slegs in 'n krematorium veras word.

23. Magtiging vir verassing

- (1) Enige persoon wat 'n lyk in munisipale krematorium wil veras moet die skriftelike goedkeuring van die beampte in beheer verkry.
- (2) 'n Aansoek om goedkeuring ingevolge subartikel (1) moet nie minder nie as een werksdag voor die bestemde datum van verassing ingedien word en moet vergesel wees van—
 - (a) 'n sterftesertifikaat;
 - (b) 'n begrafnisorder uitgereik ingevolge die Wet op die Registrasie van Geboortes en Sterftes, 1992 (Wet 51 van 1992); en
 - (c) die toepaslike gelde wat ingevolge die Tariefbeleidverordening bepaal is; en
 - (d) sodanige inligting wat die direkteur mag vereis.
- (3) Enige persoon wat 'n lyk in privaatkrematorium wil veras moet die skriftelike goedkeuring van die persoon in beheer van die krematorium verkry.
- (4) Die persoon in beheer van 'n privaatkrematorium mag slegs goedkeuring ingevolge subartikel (3) verleen by voorlegging van—
 - (a) 'n sterftesertifikaat; en
 - (b) 'n begrafnisorder uitgereik ingevolge die Wet op die Registrasie van Geboortes en Sterftes, 1992 (Wet 51 van 1992).

24. Tyd van verassing

- (1) Verassings vind plaas tussen 09h00 tot 14h00 op Maandae tot Vrydae.
- (2) Verassings vind nie plaas op Saterdag, Sondag of openbare vakansiedae nie.

25. Voorsiening van houers

Die aansoeker wat die as wil hê moet 'n houer daarvoor verskaf, tensy die munisipaliteit die as begrawe.

26. Afhaal van as

- (1) Die aansoeker moet na verassing die as afhaal, tensy hy of sy verlang dat dit by die krematorium bewaar word.
- (2) Die beampte in beheer van 'n munisipale krematorium of die persoon in beheer van 'n privaatkrematorium mag, as daar geen uitdruklike reëlings vir begrawing of bewaring van as is nie, sodanige as in 'n tuin van herinnering strooi of begrawe

27. Disposal of ashes

- (1) A person who wishes to bury ashes in a grave or scatter ashes must apply to the officer in charge of a municipal crematorium or the person in charge of a private crematorium.
- (2) An ash grave in a crematorium section or wall of remembrance must measure at least 300 mm in length, 200 mm in width and 200 mm in depth.

BURIAL OR CREMATION OF INDIGENTS**28. Criteria**

The director must, for adoption by council, draft criteria in terms of which the council will bear the costs of an indigent person's burial.

29. Burial of indigent persons

- (1) A person who makes application for an indigent person's burial must make a declaration to that effect.
- (2) The director may decide whether the body of an indigent person should be buried or cremated.
- (3) If the ashes are not claimed within a period of six months the director may direct that the ashes be buried in an ash grave.

GENERAL**30. Delegation**

The director may delegate any power or duty conferred on the director in terms of this by-law to an employee of the municipality.

31. Validation.

Every permit issued by or on behalf of the council prior to the commencement of this by-law and purporting to authorise the exhumation, disturbance, removal or re-interment of a body shall be deemed to have been lawfully issued and any act performed or other thing done in consequence of and in accordance with any such permit shall be deemed to have been lawfully performed or done.

32. Offences

Any person who contravenes or fails to comply with any provision of this by-law shall be guilty of an offence and liable on conviction to a fine. 31774

MUNICIPALITY OF BEAUFORT WEST

Notice no. 148/2005

The Council of the Municipality of Beaufort West published the sub-joined by-law relating to water supply, for general notice.

BY-LAW RELATING TO WATER SUPPLY**Introduction**

Whereas the Municipality of Beaufort West is vested with Legislative Authority in terms of the Constitution of the Republic of South Africa (Act 108 of 1996),

AND WHEREAS the Municipality has the right to determine its own by-laws relating to water supply;

Be it therefore enacted by the Municipality of Beaufort West as follows:—

1. Definitions

In these By-laws unless the context otherwise indicates—

27. Beskikking van as

- (1) 'n Persoon wat verlang dat as in 'n graf begrawe of gestrooi word, moet daarom aansoek doen by die beampte in beheer van 'n munisipale krematorium of die persoon in beheer van 'n privaatkrematorium
- (2) 'n Graf vir as by 'n krematorium of 'n muur van herinnering se mates moet minstens 300 mm in lengte, 200 mm in breedte en 200 mm in diepte wees.

BEGRAWING OF VERASSING VAN HULPBEHOEWENDES**28. Kriteria**

Die direkteur moet konsepkriteria, ingevolge waarvan die raad die koste dra vir die begraving van 'n hulpbehoewende persoon, opstel en vir aanvaarding aan die raad voorlê.

29. Begrawing van 'n hulpbehoewende persoon

- (1) 'n Persoon wat aansoek doen vir die begraving van 'n hulpbehoewende persoon moet 'n verklaring daarvoor aflê
- (2) Die direkteur besluit of die lyk van 'n hulpbehoewende persoon begrawe of veras moet word.
- (3) Die direkteur mag, indien die as van 'n hulpbehoewende persoon nie binne ses maande opgeëis word nie, die as in 'n graf begrawe.

ALGEMEEN**30. Delegasie**

Die direkteur mag enige bevoegdheid of plig wat ingevolge hierdie verordening aan die direkteur verleen of opgedra is aan 'n amptenaar van die munisipaliteit deleger.

31. Geldigheidsverklaring

Elke goedkeuring verleen deur of namens die raad, voor die inwerkingtreding van hierdie verordening en wat voorgee die begraving, verassing, opgraving, verstoring, verwydering of herbegraving van 'n lyk te magtig, word geag wettig uitgereik te gewees het en enige handeling verrig of ander ding gedoen ten gevolge van en in ooreenstemming met enige sodanige goedkeuring word geag wettig gedoen te gewees het.

32. Misdrywe

Enige persoon wat enige bepaling van hierdie verordening oortree of wat versuim om aan enige bepaling daarvan te voldoen is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete. 31774

MUNISIPALITEIT BEAUFORT-WES

Kennisgewing nr. 148/2005

Die Raad van die Munisipaliteit van Beaufort-Wes publiseer die onderstaande verordening met betrekking tot watervoorsiening, vir algemene kennisname.

VERORDENING INSAKE WATERVOORSIENING**Inleiding**

Aangesien die Munisipaliteit van Beaufort-Wes ingevolge die Grondwet van die Republiek van Suid-Afrika (Wet 108 van 1996) wetgewende bevoegdheid het,

EN AANGESIEN die Munisipaliteit die reg het om sy eie verordeninge insake watervoorsiening te bepaal;

Verorden die Munisipaliteit van Beaufort-Wes soos volg:—

1. Woordbepaling

In hierdie verordening tensy strydig met die sinsverband beteken—

“**borehole**” means a hole sunk into the earth for the purpose of locating, abstracting or using subterranean water and includes a spring;

“**commercial purpose**” in relation to the supply of water means water supplied to premises to be used in the carrying out of a trade or business;

“**communication pipe**” means a pipe, the ownership of which is vested in the Council and installed by it for the purpose of conveying water from a main to a water installation;

“**consumer**” means the occupier of any premises with whom the municipality has contracted to supply water or the owner thereof, or any person who has entered into a contract with the municipality for the supply of water to such person, or any person who in any other way is lawfully obtaining water from the municipality;

“**Council**” means the municipal council of the Municipality;

“**domestic purposes**” in relation to the supply of water means the general use of water supplied for personal and residential uses including health and hygiene, drinking, ablution, culinary, household and garden maintenance;

“**emergency**” means any situation that poses a risk or potential risk to life, health, the environment or property, or declared to be an emergency under any law;

“**fire installation**” means a water installation that conveys water for fire-fighting purposes only;

“**engineer**” means an employee of the municipality who is head of the department responsible for water services;

“**industrial purposes**” in relation to the supply of water means water supplied to any premises which constitutes a factory; or the use of water for purposes of mining, manufacturing, generating electricity, land-based transport, construction or any related purpose;

“**installation work**” means work in respect of the construction of, or carried out on, a water installation;

“**main**” means a pipe, other than a communication pipe, vesting in the Council and used by it for the purpose of conveying water to any number of consumers;

“**meter**” means a device which measures the quantity of water passing through it;

“**NBR**” means the National Building Regulations made in terms of the National Building Regulations and Building Standards Act, 1977 (Act 103 of 1977);

“**occupier**” means a person who occupies any premises or part thereof;

“**organ of state**” means an organ of state as defined in section 239 of the Constitution, Act 107 of 1996;

“**owner**” means an owner of premises;

“**person**” means any natural or juristic person, an unincorporated body, and includes a voluntary association or trust, and an organ of state;

“**premises**” means any piece of land, with or without improvements;

“**Tariff Policy By-law**”, means the Tariff Policy By-law adopted by the municipality and published in Provincial Gazette 6160 of 20 August 2004;

“**water fitting**” means a component of a water installation, other than a pipe, through which water passes or in which it is stored;

“**water installation**” means the pipes and water fittings which are situated on any premises and vested in the owner thereof and used or intended to be used in connection with the use of water on such premises, and includes a pipe and water fitting situated outside the

“**bewoner**” ’n persoon wat enige perseel of gedeelte daarvan bewoon;

“**boorgat**” ’n gat wat in die grond gesink is met die doel om water op te spoor, te onttrek of om onderaardse water te gebruik en omvat dit ook ’n fontein;

“**brandinstallasie**” ’n waterinstallasie wat water vervoer vir die uitsluitlike doel van brandbestryding;

“**eienaar**” ’n eienaar van ’n perseel;

“**handelsdoeleindes**” in verband met watervoorsiening, die voorsiening van water aan persele wat gebruik word in die navolging van ’n bedryf of besigheid;

“**hoofwaterpyp**” ’n pyp, ander dan ’n verbindingspyp, waarvan die eiendomsreg by die raad berus en wat deur die raad gebruik word met die doel om water na ’n aantal verbruikers te vervoer;

“**huishoudelike doeleindes**” in verband met watervoorsiening, die algemene gebruik van water voorsien vir persoonlike en huishoudelike gebruik, ingesluit gesondheid en higiëne, drink, reiniging, kook, huishoudelike en tuinonderhoud;

“**ingenieur**” ’n werknemer van die munisipaliteit wat aan die hoof staan van die departement wat vir waterdienste verantwoordelik is;

“**installasiewerk**” werk in verband met die konstruksie van of aangegaan ten opsigte van ’n waterinstallasie;

“**meter**” ’n toestel om die hoeveelheid water wat daardeur vloei te meet;

“**NBR**” die Nasionale Bouregulasies uitgevaardig ingevolge die Wet op Nasionale Bouregulasies en Boustandaarde, 1977 (Wet 103 van 1977);

“**noodtoestand**” enige omstandigheid wat ’n risiko of potensiële risiko inhou vir lewe, gesondheid, die omgewing of eiendom of wat ingevolge ander wetgewing tot ’n noodtoestand verklaar is;

“**nywerheidsdoeleindes**” in verband met watervoorsiening, die voorsiening van water aan enige fabriekperseel; of die gebruik van water vir doeleindes van mynbou, vervaardiging, opwekking van elektrisiteit, landelike vervoer, konstruksie of enige soortgelyke doel;

“**perseel**” enige stuk grond met of sonder verbetering;

“**persoon**” enige natuurlike of regs persoon, ’n oningelyfde liggaam en omvat dit ’n vrywillige vereniging of trust en ’n staatsorgaan;

“**raad**” die munisipale raad van die munisipaliteit;

“**staatsorgaan**” ’n staatsorgaan soos gedefinieer in artikel 239 van die Grondwet, Wet 107 van 1996;

“**Tariefbeleidverordening**”, die Tariefbeleidverordening wat deur die munisipaliteit aanvaar en in Provinsiale Koerant 6160 van 20 Augustus 2004 afgekondig is;

“**verbindingspyp**” ’n pyp, waarvan die eiendomsreg by die raad berus en wat deur die raad installeer is met die doel om water vanaf ’n hoofwaterpyp na ’n waterinstallasie te vervoer;

“**verbruiker**” die bewoner van enige perseel met wie die munisipaliteit ’n ooreenkoms aangegaan het vir die voorsiening van water of die eienaar daarvan of enige persoon wie met die munisipaliteit ’n ooreenkoms aangegaan het vir die voorsiening van water aan sodanige persoon of enige persoon wat op enige ander wyse wettig water van die munisipaliteit verkry;

“**waterinstallasie**” die pype en watertoehore geleë op enige perseel, waarvan die eiendomsreg by die eienaar daarvan berus, wat gebruik word of bestem is om gebruik te word vir water op sodanige perseel en omvat dit ’n pyp en watertoehore geleë buite die grens van die perseel, wat óf aansluit by ’n verbindingspyp ten opsigte van sodanige perseel óf wat met die toestemming van die raad gelê is;

boundary of the premises, which either connects to the communication pipe relating to such premises or is otherwise laid with the permission of the Council;

“**water supply system**” means the structures, aqueducts, pipes, valves, pumps, meters or other apparatus relating thereto which are vested in the Council and are used or intended to be used in connection with the supply of water.

2. Application of this by-law

- (1) This by-law binds an organ of state.
- (2) This by-law is only applicable in those areas where the municipality provides a water supply service.
- (3) Water is supplied in terms of the provisions of this by-law, but in cases where in the opinion of the Council it is not reasonably possible or cost effective to supply water in the manner contemplated by this by-law to each consumer within a particular area, the Council may, in consultation with the official in charge of health services, determine an alternative manner of water supply.
- (4) In cases where the Council has made a determination in terms of subsection (3), this by-law will apply to the extent necessary, to the supply of water to such area, subject however to such conditions as the Council may determine.

GENERAL CONDITIONS OF SUPPLY

3. Application for supply

- (1) No water from the water supply system will be supplied to any premises unless the owner or occupier has applied to the municipal manager for a supply and such application has been agreed to.
- (2) An application for the supply of water approved by the municipal manager constitutes an agreement between the municipality and the owner or occupier and takes effect on the date referred to in the application.
- (3) The owner or occupier is liable for all the fees in respect of the supply of water, determined in terms of the Tariff Policy By-law, until the agreement has been terminated in accordance with this By-law, and is deemed to be the consumer for all purposes during the currency of the agreement.
- (4) The municipal manager may require any other person to bind himself or herself jointly and severally with the consumer, for the payment of any fees payable under this By-law.
- (5) An application must contain at least the following information:
 - (a) a declaration that the applicant is aware of and understands the contents of the agreement;
 - (b) acceptance by the applicant of the provisions of this By-law and acceptance of liability for the cost of the supply of water until the agreement is terminated;
 - (c) the name of the proposed consumer and his or her identity number;
 - (d) the address or erf number of the premises to or on which water is to be supplied;
 - (e) the address where accounts must be sent;
 - (f) the purpose for which the water is to be used;
 - (g) the agreed date on which the supply of water will commence.

“**watertoebehoore**” ’n komponent van ’n waterinstallasie uitgesluit ’n pyp waardeur water vloei of waarin water gestoor word;

“**watervoorsieningstelsel**” die strukture, waterleidings, pype, kleppe, pompe, meters en ander toerusting wat daarmee verband hou, waarvan die eiendomsreg by die raad berus en wat gebruik word by die voorsiening van water.

2. Toepassing van hierdie verordening

- (1) Hierdie verordening is ook van toepassing op ’n staatsorgaan.
- (2) Hierdie verordening is slegs van toepassing in daardie gebiede waar die munisipaliteit water voorsien.
- (3) Water word voorsien kragtens die bepalings van hierdie verordening, maar in gevalle waar die raad van mening is dat dit nie redelik moontlik of koste effektief is om aan elke verbruiker in ’n besondere gebied water te voorsien op die wyse wat die verordening beoog nie, kan die raad in oorleg met die amptenaar in beheer van gesondheidsdienste ’n alternatiewe wyse van watervoorsiening bepaal.
- (4) In daardie gevalle waar die raad ingevolge subartikel (3) ’n alternatiewe wyse van watervoorsiening bepaal, sal hierdie verordening, in die mate nodig om water aan sodanige gebied te voorsien en onderworpe aan sodanige voorwaardes as wat die raad mag bepaal, geld.

ALGEMENE VOORSIENINGSVOORWAARDES

3. Aansoek om voorsiening

- (1) Geen water van die watervoorsieningstelsel word aan enige perseel voorsien nie tensy die eienaar of bewoner by die munisipale bestuurder aansoek gedoen het vir ’n voorsiening en sodanige aansoek goedgekeur is.
- (2) ’n Aansoek om watervoorsiening wat deur die munisipale bestuurder goedgekeur is vorm ’n ooreenkoms tussen die munisipaliteit en die eienaar of bewoner en neem ’n aanvang op die datum gemeld in die aansoek.
- (3) Die eienaar of bewoner is aanspreeklik vir alle gelde in verband met die voorsiening van water, soos bepaal ingevolge die Tariefbeleidverordening, totdat die ooreenkoms beëindig is ingevolge hierdie verordening en word vir alle doeleindes, gedurende die bestaan van die ooreenkoms, geag die verbruiker te wees.
- (4) Die munisipale bestuurder kan vereis dat enige ander persoon homself of haarself gesamentlik en afsonderlik met die verbruiker bind vir die betaling van enige gelde betaalbaar ingevolge hierdie verordening.
- (5) ’n Aansoek moet ten minste die volgende inligting bevat:
 - (a) ’n verklaring dat die aansoeker bewus is van en vertrou is met die inhoud van die ooreenkoms;
 - (b) aanvaarding deur die aansoeker van die bepalings van hierdie verordening en aanvaarding van aanspreeklikheid vir die koste vir watervoorsiening totdat die ooreenkoms beëindig is;
 - (c) die naam van die voorgenome verbruiker en sy of haar identiteitsnommer;
 - (d) die adres of erfnummer van die perseel ten opsigte waarvan water voorsien moet word;
 - (e) die adres waarheen rekeninge gestuur moet word;
 - (f) die doel waarvoor die water gebruik gaan word;
 - (g) die ooreengekome datum waarop watervoorsiening sal begin.

- (6) Water is supplied to a consumer subject to the provisions of this By-law and the conditions imposed by the municipal manager.

4. Fees

All fees payable for the supply of water by the municipality, must be in accordance with the Tariff Policy By-law.

5. Deposit

Every consumer must on application for the supply of water and before water will be supplied by the municipality, deposit with the municipality a sum of money determined in terms of the Tariff Policy By-law.

6. Termination of agreements

- (1) A consumer may terminate an agreement for the provision of water services by giving the municipality not less than seven days' notice in writing of his or her intention to do so.
- (2) The municipal manager may, by notice in writing of not less than fourteen days, advise a consumer of the termination of his or her agreement for the supply of water if—
 - (a) he or she has not used water during the preceding six months and has not made arrangements to the satisfaction of the municipal manager for the continuation of the agreement; or
 - (b) he or she has failed to comply with the provisions of this By-law and has failed to rectify such failure to comply following the issue of a notice; or
 - (c) he or she has failed to pay any fees due and payable in terms of the Tariff Policy By-law.
- (3) The municipal manager may terminate an agreement for the supply of water if a consumer has vacated the premises to which such agreement relates.

7. Discontinuation of supply

- (1) The municipal manager may limit or discontinue the supply of water to any premises—
 - (a) on failure of the consumer to pay the fees due on the date specified, in terms of the Tariff Policy By-law; or
 - (b) at the written request of a consumer; or
 - (c) if the agreement for the supply of water has been terminated in terms of section 6 and it has not received an application for a subsequent supply of water to the premises within a period of ninety days of such termination;
 - (d) if the improvements on premises to which water was supplied have been demolished;
 - (e) if the consumer has willfully or negligently damaged, or caused or permitted to be damaged any main, communicating pipe, meter or other equipment belonging to the Council and used or intended to be used in connection with the supply of water;
 - (f) if the consumer tampered with, or caused or permitted any tampering or interference with any equipment under the municipality's control and used or intended to be used by it in connection with the supply of water;
 - (g) if the consumer has unlawfully interfered with the supply of water in any way;

- (6) Water word aan 'n verbruiker voorsien kragtens die bepalings van hierdie verordening en die voorwaardes wat die munisipale bestuurder mag stel.

4. Gelde

Alle gelde betaalbaar vir watervoorsiening deur die munisipaliteit moet in ooreenstemming met die Tariefbeleidverordening wees.

5. Deposito

Elke verbruiker moet, by aansoek om watervoorsiening en alvorens water deur die munisipaliteit voorsien sal word, 'n bedrag geld ingevolge die Tariefbeleidverordening bepaal as deposito deponeer.

6. Beëindiging van ooreenkomste

- (1) 'n Verbruiker mag 'n ooreenkoms vir watervoorsiening beëindig deur die munisipaliteit minstens sewe dae vooraf skriftelik kennis te gee van die voorneme om dit te doen.
- (2) Die munisipale bestuurder kan, deur minstens veertien dae vooraf skriftelik kennis te gee, 'n verbruiker inlig oor die beëindiging van sy of haar ooreenkoms vir watervoorsiening indien—
 - (a) hy of sy geen water gedurende die voorafgaande ses maande gebruik het nie en nie reëlings tot bevrediging van die munisipale bestuurder getref het vir die voortsetting van die ooreenkoms nie; of
 - (b) hy of sy versuim het om die bepalings van hierdie verordening na te kom en, na uitreiking van 'n kennisgewing, in gebreke bly om sodanige versuim reg te stel; of
 - (c) hy of sy versuim het om enige gelde wat ingevolge die Tariefbeleidverordening verskuldig en betaalbaar is, te betaal.
- (3) Die munisipale bestuurder mag 'n ooreenkoms vir watervoorsiening opseë indien 'n verbruiker die perseel waarop die ooreenkoms betrekking het, ontruim het.

7. Beperking of afsny van toevoer

- (1) Die munisipale bestuurder mag die toevoer van water na enige perseel beperk of afsny—
 - (a) by versuim van die verbruiker om op die bepaalde datum die gelde verskuldig, ingevolge die Tariefbeleidverordening, te betaal; of
 - (b) op skriftelike versoek van die verbruiker; of
 - (c) indien die ooreenkoms vir watervoorsiening ingevolge artikel 6 beëindig is en geen aansoek vir 'n verdere toevoer van water aan die perseel binne 'n tydperk van negentig dae na sodanige beëindiging ontvang is nie;
 - (d) indien die verbeteringe op die perseel waaraan water voorsien is, gesloop is;
 - (e) indien die verbruiker opsetlik of nalatiglik enige hoofwaterpyp, verbindingspyp, meter of ander toerusting van die munisipaliteit wat gebruik word of bestem is vir gebruik by die voorsiening van water, beskadig het, of veroorsaak of toegelaat het dat dit beskadig word;
 - (f) indien die verbruiker met enige toerusting van die munisipaliteit, wat gebruik word of bestem is vir gebruik by die voorsiening van water, gepeuter of ingemeng het of veroorsaak of toegelaat het dat daarmee gepeuter of ingemeng word;
 - (g) indien die verbruiker op enige wyse onregmatig ingemeng het in die voorsiening van water;

- (h) if there has been abuse of the supply of water by the consumer;

Provided that in all cases referred to in paragraphs (c), (e), (f), (g) and (h) not less than seven day's notice must be given to the consumer that the supply of water is to be terminated.

- (2) The municipality is not liable for any damages or claims that may arise from the discontinuation of the supply of water in terms of subsection (1).

8. Restoration of supply

The municipal manager will, where a supply of water has been discontinued, only restore it when the fee for the discontinuation and reconnection of the water has been paid.

9. Purpose of supply

If the purpose or extent for which the supply of water is used, is changed, the consumer must inform the municipal manager and must enter into a new agreement with the municipality, effective from the date on which such change of use took or will take effect.

10. Interference with water supply system

- (1) No person may—
- operate or maintain any part of the water supply system; or
 - effect a connection to the water supply system;
- unless in any such case he or she has been authorised by the engineer in writing.
- (2) No person may interfere with, or wilfully or negligently damage, or permit damage to or interference with any part of the water supply system.

11. Access to water supply system

No person may prevent or restrict physical access to the water supply system by any employee of the municipality.

12. Testing of pressure in water supply systems

The engineer may, on application by an owner and on payment of the fee, determine and furnish the owner with the value of the pressure in the water supply system relating to his or her premises over such period as the owner may request.

13. No undertaking or warranty by council

The municipality does not undertake to maintain at any time or any point in its water supply system—

- an uninterrupted supply;
- a specific pressure or rate of flow in such supply; or
- a specific standard of quality of water,

provided that, if the water supply is interrupted for more than 24 hours, then the engineer must provide an alternative supply of water to meet basic needs.

14. Interruption in an emergency

The engineer may, in an emergency, interrupt the supply of water to any premises without prior notice.

15. Restrictions on consumer for benefit of others

If, in the opinion of the Council, the consumption of water by a consumer adversely affects the supply of water to any other

- (h) by misbruik van die watertoevoer deur die verbruiker;
- (i) tydens 'n noodtoestand;

Met dien verstande dat, in die omstandighede gemeld in paragrawe (c), (e), (f), (g) en (h), nie minder nie as sewe dae kennis dat die watertoevoer beperk of afgesny gaan word, aan die verbruiker gegee moet word.

- (2) Die munisipaliteit is nie aanspreeklik vir enige skade of eise wat mag ontstaan as gevolg van die opskorting van die watertoevoer ingevolge subartikel (1) nie.

8. Herstel van toevoer

Die munisipale bestuurder mag die watertoevoer na 'n perseel wat ingekort was herstel slegs na betaling van die gelde betaalbaar vir die inkorting en herstel van toevoer.

9. Doel van toevoer

Indien die doel of omvang waarvoor die watertoevoer gebruik word verander, moet die verbruiker die munisipale bestuurder aldus inlig en 'n nuwe ooreenkoms met die munisipaliteit aangaan, met ingang van die datum waarop die veranderde gebruik plaasgevind het of sal plaasvind.

10. Inmenging in die watervoorsieningstelsel

- (1) Niemand mag, tensy skriftelik deur die ingenieur gemagtig—
- bedryfs- of onderhoudswerk aan enige deel van die watervoorsieningstelsel doen nie; of
 - 'n aansluiting by die watervoorsieningstelsel maak nie.
- (2) Niemand mag met enige deel van die watervoorsieningstelsel inmeng, of dit opsetlik of nalatiglik beskadig, of toelaat dat dit beskadig word of daarmee ingemeng word nie.

11. Toegang tot die watervoorsieningstelsel

Niemand mag enige werknemer van die munisipaliteit verhinder om toegang tot die watervoorsieningstelsel te kry of sy of haar toegang daartoe belemmer nie.

12. Meet van drukking in watervoorsieningstelsel

Die ingenieur mag, op versoek van die eienaar en na betaling van die toepaslike gelde, die omvang van die drukking in die watervoorsieningstelsel, wat op sy of haar perseel betrekking het, vir sodanige tydperk wat die eienaar vereis, meet en aan die eienaar verstrek.

13. Geen onderneming of waarborg deur die raad

Die munisipaliteit onderneem nie om te enige tyd of te enige punt in die watervoorsieningstelsel—

- 'n ononderbroke toevoer;
- 'n spesifieke drukking of vloeiempo in die toevoer; of
- 'n spesifieke standaardgehalte van water,

te voorsien nie, met dien verstande dat as die watertoevoer vir langer as 24 uur onderbreek word, die ingenieur 'n alternatiewe watertoevoer moet verskaf om basiese behoeftes te bevredig.

14. Onderbreking tydens 'n noodtoestand

Die ingenieur mag, tydens 'n noodtoestand en sonder vooraf kennisgewing, die watertoevoer na enige perseel onderbreek.

15. Beperkings op verbruiker vir algemene voordeel

Indien, na die oordeel van die raad, die verbruik van water deur 'n verbruiker die voorsiening van water aan enige ander verbruiker

consumer, it may apply such restrictions as it may deem fit to the supply of water to the first mentioned consumer in order to ensure a reasonable supply of water to the other consumer or consumers concerned and must inform that the first mentioned consumer of such restrictions.

16. Cistern for continuous supply

Every steam boiler and any premises which require, for the purpose of the work undertaken on the premises, a continuous supply of water must have a cistern fitted and in working order and holding not less than half a day's supply calculated according to the average daily consumption of that boiler.

17. Resale of water

No consumer may resell water supplied to him by the municipality except with the written permission of the Council, which may stipulate the maximum price at which the water may be resold, and may impose such other conditions as the Council may deem fit.

CONNECTION TO WATER SUPPLY SYSTEM

18. Provision of communication pipe

- (1) If an agreement for water supply has been concluded and no communication pipe exists in respect of the premises, the consumer must make application and pay the fee for the installation of such a pipe, as determined in terms of the Tariff Policy By-law.
- (2) Upon payment of the fee for the installation of a communication pipe the engineer must lay down and maintain a communication pipe to serve the premises.
- (3) If it is necessary to extend, modify or upgrade the water supply system in order to supply water to the premises, the engineer may undertake such extension, modification or upgrade if the owner agrees to pay for the cost thereof, as determined in terms of the Tariff Policy By-law.

19. Location of communication pipes

- (1) A communication pipe must—
 - (a) be located in a position determined by the engineer after consultation with the consumer and be of a suitable size as determined by the engineer;
 - (b) terminate at—
 - (i) the boundary between the land owned by or vested in the municipality, or over which municipality has a servitude or other right, and the adjoining land in private ownership which is not burdened by any such servitude or other right; or
 - (ii) at the outlet of the water meter connected to the water installation to be connected to the water main if the water meter is situated on the premises.
- (2) The engineer may agree, subject to such conditions as it may impose, to a connection to a main other than that which is most readily available for the provision of water supply to the premises; provided that the consumer is responsible for any extension of the water installation to the connecting point designated and agreed to by the engineer and for obtaining at his or her cost, such servitudes over other property as may be necessary.

20. Single Water Connection for Supply to Several Consumers on Same Premises

- (1) Only one communication pipe may be provided to any premises, irrespective of the number of accommodation units, business units or consumers located on such premises.

nadelig raak, mag die raad sodanige beperkings op die watertoevoer na eersgenoemde verbruiker instel as wat wenslik mag wees, om 'n redelike watertoevoer aan die ander verbruiker of verbruikers te verseker en moet die raad eersgenoemde verbruiker oor sodanige beperkings inlig.

16. Watertenk vir volgehoue toevoer

Elke stoomketel en elke perseel, wat 'n volgehoue watertoevoer vir die werksaamhede op die perseel benodig, moet voorsien word van 'n watertenk in werkende toestand wat ten minste 'n halwe dag se waterverbruik kan stoor, bereken volgens die gemiddelde daaglikse verbruik van sodanige stoomketel of perseel.

17. Herverkoop van water

Geen verbruiker mag water wat die munisipaliteit aan hom of haar voorsien herverkoop nie, behalwe met die skriftelike goedkeuring van die raad, wat die maksimum prys waarteen water herverkoop mag word kan bepaal en ook sodanige ander voorwaardes kan stel wat dit goed ag.

AANSLUITING BY DIE WATERVOORSIENINGSTELSEL

18. Voorsiening van verbindingspyp

- (1) Indien 'n ooreenkoms vir watervoorsiening aangegaan is, maar daar geen verbindingspyp vir die perseel is nie, moet die verbruiker aansoek doen vir die installering van 'n verbindingspyp en die gelde betaal wat ingevolge die Tariefbeleidverordening bepaal is.
- (2) Die ingenieur moet nadat die gelde vir die installering van 'n verbindingspyp betaal is, 'n verbindingspyp vir die perseel installeer.
- (3) Indien dit nodig sou wees om die watervoorsieningstelsel uit te brei, aan te pas of te verbeter sodat water aan 'n perseel voorsien kan word, moet die ingenieur sodanige uitbreidings, aanpassings of verbeterings doen as die eienaar onderneem om die koste daarvoor te betaal wat ingevolge die Tariefbeleidverordening bepaal is.

19. Plasing van verbindingspype

- (1) 'n Verbindingspyp moet—
 - (a) gelê word op die plek wat die ingenieur, na oorleg met die verbruiker, bepaal en die grootte daarvan word ook deur die ingenieur bepaal;
 - (b) gelê word tot by—
 - (i) die grens tussen grond waarvan die eiendomsreg by die raad berus of ten opsigte waarvan die munisipaliteit 'n serwituut of ander reg het, en die aanliggende privaatgrond wat nie deur enige serwituut of ander reg beswaar is nie; of
 - (ii) die uitlaat van die watermeter gekoppel aan die waterinstallasie wat by die hoofwaterpyp aangesluit moet word, indien die watermeter op die perseel is.
- (2) Die ingenieur mag, onderworpe aan sodanige voorwaardes wat hy of sy bepaal, toestem tot die aansluiting by 'n hoofwaterpyp, elders as wat gereedlik beskikbaar is vir die voorsiening van water aan die perseel; met dien verstande dat die verbruiker verantwoordelik is vir enige uitbreiding van die waterinstallasie tot by aansluitingspunt wat die ingenieur aangedui en goedgekeur het en dat die verbruiker op sy of haar koste sodanige serwitute oor ander eiendom wat nodig mag wees, moet bekom.

20. Enkelaansluiting vir toevoer na verskeie verbruikers op dieselfde perseel

- (1) Afgesien van die getal wooneenhede, sake-eenhede of verbruikers teenwoordig op enige perseel, mag slegs een verbindingspyp aan 'n perseel voorsien word.

- (2) Where the consumer, or the person having the charge or management of any premises on which several accommodation units, and/or business units or consumers are situated, requires the supply of water to such premises for the purpose of separate supply to the different units or consumers, the engineer may, in his or her discretion, provide and install either—
- (a) a single meter in respect of the premises as a whole or any number of such units or consumers; or
 - (b) a separate meter for each such unit or consumer or any number thereof.
- (3) Where the engineer has installed a single meter as contemplated in subsection (2)(a), the consumer or the person having the charge or management of the premises, as the case may be—
- (a) must, if the engineer so requires, install and maintain on each branch pipe extending from the communication pipe to the different units or consumers
 - (i) a separate meter; and
 - (ii) an isolating valve; and
 - (b) will be liable to the municipality for the fees for water, determined in terms of the Tariff Policy By-law and supplied to the premises through such a single meter, irrespective of the different quantities consumed by the different consumers served by such meter.
- (4) Despite subsection (1), the Council may permit more than one communication pipe to be provided on the water supply system for the supply of water to any premises comprising sectional title units or if, in the opinion of the Council, undue hardship or inconvenience would be caused to any consumer on such premises by the provision of only one communication pipe.
- (5) Where the provision of more than one communication pipe is authorised by the Council under subsection (4), the fees for the provision of a communication pipe, determined in terms of the Tariff Policy By-law, are payable in respect of each water connection so provided.
- (6) Where premises are supplied with water by a number of communication pipes, the Council may require the consumer to reduce the number of connection points and alter his or her water installation accordingly at the consumer's expense.

21. Interconnection between premises or water installations

A consumer must ensure that no interconnection exists between—

- (a) the water installation on his or her premises and the water installation on any other premises; or
- (b) where several dwelling or business units are situated on the same premises, the water installations of such units;

unless he or she has obtained the prior written consent of the engineer and complies with any conditions that may have been imposed.

22. Disconnection of water installation from communication pipe

The engineer may disconnect a water installation from the communication pipe and remove the communication pipe if—

- (a) the agreement for supply has been terminated in terms of section 6 and it has not received an application for a subsequent supply of water to the premises served by the pipe within a period of 90 days of such termination; or
- (b) the building on the premises concerned has been or is in the process of being demolished pursuant to the grant of a permit for such demolition in terms of law.

- (2) Wanneer die verbruiker of die persoon in beheer van die bestuur van enige perseel waarop daar 'n aantal wooneenhede en/of sake-eenhede of verbruikers teenwoordig is, 'n watertoevoer na die perseel verlang sodat elke eenheid of verbruiker 'n afsonderlike watertoevoer kan kry, kan die ingenieur na sy of haar oordeel—
- (a) 'n enkel meter vir die perseel as 'n geheel of enige getal sodanige eenhede of verbruikers, of
 - (b) 'n afsonderlike meter vir elke sodanige eenheid of verbruiker of enige getal eenhede of verbruikers, voorsien en installeer.
- (3) Indien die ingenieur 'n enkel meter aangebring het, soos bedoel in subartikel (2)(a), is die verbruiker of die persoon in beheer of bestuur van die perseel, na gelang van die geval—
- (a) verplig om, indien die ingenieur dit vereis, aan elke pypvertakking van die verbindingspyp na elke eenheid of verbruiker—
 - (i) 'n afsonderlike meter; en
 - (ii) 'n afsluitklep
 aan te bring en te onderhou, en
 - (b) teenoor die munisipaliteit aanspreeklik vir betaling van die gelde vir water, bepaal ingevolge die Tariefbeleidverordening en voorsien aan die perseel deur middel van sodanige enkel meter, ongeag die onderskeie hoeveelhede water wat die verskillende verbruikers, wat deur sodanige meter bedien word, verbruik het.
- (4) Ondanks die bepaling van subartikel (1) mag die raad meer as een verbindingspyp in 'n watervoorsieningstelsel vir die voorsiening van water aan enige perseel waarop deeltiteleenhede is toelaat, of, indien na die mening van die raad enige verbruiker oormatige ontbering of ongerief sal ly as daar slegs een verbindingspyp is.
- (5) Die gelde vir die voorsiening van 'n verbindingspyp, bepaal ingevolge die Tarief-beleidverordening, is betaalbaar ten opsigte van elke wateraansluiting as gevolg van die raad se goedkeuring ingevolge subartikel (4) vir meer as een verbindingspyp.
- (6) Waar 'n perseel deur 'n aantal verbindingspype met water voorsien word, kan die raad vereis dat die verbruiker op sy of haar koste die getal aansluitings verminder en sy of haar waterinstallasie dienooreenkomstig aanpas.

21. Aansluitings tussen persele of waterinstallasies

'n Verbruiker moet verseker dat daar geen aansluitings is nie tussen—

- (a) die waterinstallasie op sy of haar perseel en die waterinstallasie op enige ander perseel; of
- (b) die waterinstallasies van woon- en sake eenhede, waar verskeie sodanige eenhede op dieselfde perseel is;

tensy hy of sy vooraf skriftelik goedkeuring van die ingenieur gekry het en voldoen aan alle vereistes wat gestel is.

22. Afsluit van verbindingspyp van waterinstallasie

Die ingenieur kan 'n waterinstallasie by die verbindingspyp afsluit en die verbindingspyp verwyder indien—

- (a) die ooreenkoms vir watervoorsiening ingevolge artikel 6 beëindig is en hy of sy geen aansoek vir 'n verdere watertoevoer aan die perseel, wat deur die pyp bedien word, binne 'n tydperk van 90 dae na sodanige beëindiging, ontvang het nie; of
- (b) die gebou op die betrokke perseel gesloop is of in die proses is om gesloop te word nadat toestemming vir sodanige sloping ingevolge die reg verleen is.

23. Connections by Council only

No person other than the engineer may connect any water installation to a main; provided that a consumer may connect a water installation to a communication pipe or, in the case of a meter installed on any premises, to the outlet pipe from such meter.

24. Height of supply

The engineer may specify the maximum height above ground level or mean sea level to which water will be supplied from the water supply system.

25. Pipes in streets or public places

No person may, for the purpose of conveying water derived from whatever source, lay or construct a pipe or associated component on, in or under a street, public place or other land owned by, vested in, or under the control of the municipality, except with the prior written permission of the engineer and subject to such conditions as the engineer may impose.

TEMPORARY SUPPLY**26. Water supplied from a hydrant**

- (1) The engineer may authorise a temporary supply of water to be taken from one or more fire hydrants specified by him or her, subject to such conditions and for such period as may be generally prescribed or specifically imposed by him or her in respect of such supply.
- (2) Except in an emergency, a person who requires a temporary supply of water referred to in subsection (1) must apply therefor.
- (3) The engineer must, for the purpose of supplying water from a hydrant, provide a portable water meter to be returned to the engineer on termination of the temporary supply, which portable meter and all other fittings and apparatus used for the connection of the portable water meter to a hydrant, remains the property of the municipality.

MEASUREMENT OF WATER SUPPLY**27. Provision of meters**

- (1) The municipality supplies all meters required for measuring the quantity of water that it supplies.
- (2) The engineer determines the size of a meter to be installed on any premises.
- (3) If the engineer considers that the size of the meter is unsuitable by reason of the quantity of water supplied to premises, the engineer may install a meter of such size as he or she may deem necessary, and may recover from the owner of the premises concerned the fee for the installation of the replacement meter.
- (4) The engineer may at any time and at the expense of the municipality disconnect and remove any meter and install in his or her discretion any other meter in substitution thereof.

28. Fixing and position of meters

- (1) The engineer must fix a meter in each communication pipe.
- (2) The engineer may require that a consumer provide within the premises a suitable and safe place to fix a meter and may position such meter in such place.
- (3) Any maintenance necessary in that portion of a communication pipe which extends from the street boundary of the premises of the consumer to a meter within such premises must be carried out by the engineer at such consumers expense.

23. Aansluitings slegs deur raad

Niemand behalwe die ingenieur mag 'n waterinstallasie by 'n hoofwaterpyp aansluit nie; met dien verstande dat 'n verbruiker 'n waterinstallasie by 'n verbindingspyp mag aansluit of, in die geval van 'n meter wat op 'n perseel aangebring is, by die uitlaatpyp van sodanige meter.

24. Hoogte van toevoer

Die ingenieur kan bepaal op watter maksimum hoogte bo grondvlak of seespieël, water vanuit die watervoorsieningstelsel voorsien sal word.

25. Pype oor strate of openbare plekke

Niemand mag sonder die vooraf goedkeuring van die ingenieur en onderworpe aan sodanige voorwaardes wat hy of sy bepaal, 'n pyp of soortgelyke komponent op, in of onder 'n straat of openbare plek of enige grond wat by die munisipaliteit berus of onder die munisipaliteit se beheer staan, aanlê of bou met die doel om water afkomstig van welke bron ook al af te voer nie.

TYDELIKE TOEVOER**26. Watervoorsiening vanuit 'n brandkraan**

- (1) Die ingenieur kan onderworpe aan sodanige voorwaardes en vir sodanige tydperk wat hy of sy in die algemeen mag voorskryf of spesifiek bepaal, 'n tydelike watertoevoer vanuit een of meer brandkrane, wat hy of sy identifiseer, toelaat.
- (2) Behalwe in 'n noodgeval moet 'n persoon wat 'n tydelike watertoevoer ingevolge subartikel (1) verlang, daarom aansoek doen.
- (3) Die ingenieur moet, vir die doel om water vanuit 'n brandkraan te voorsien, 'n draagbare watermeter voorsien en dit moet by beëindiging van die tydelike toevoer aan die ingenieur terugbesorg word. Die draagbare meter en alle toebehore en apparaat wat gebruik is in verband met die aansluiting van die meter by die brandkraan bly die eiendom van die munisipaliteit.

METING VAN WATERTOEVOER**27. Verskaffing van meters**

- (1) Die munisipaliteit verskaf alle meters benodig vir die meet van die hoeveelheid water wat dit voorsien.
- (2) Die ingenieur bepaal die grootte van die meter wat op enige perseel aangebring word.
- (3) Indien die grootte van 'n meter na die oordeel van die ingenieur onvoldoende is vir die hoeveelheid water wat aan 'n perseel voorsien moet word, kan die ingenieur 'n meter wat na sy of haar oordeel van voldoende grootte is, aanbring en die gelde vir die installasie of die meter wat vervang is van die eenaar van die betrokke perseel verhaal.
- (4) Die ingenieur kan te enige tyd en op koste van die munisipaliteit enige meter ontkoppel en verwyder en kan na goedgeskikte enige meter in die plek daarvan aanbring.

28. Aanbring en posisie van meters

- (1) Die ingenieur moet 'n meter aan elke verbindingspyp aanbring;
- (2) Die ingenieur kan vereis dat 'n verbruiker binne die perseel 'n geskikte en veilige plek verskaf waar sodanige meter aangebring kan word en kan sodanige meter in sodanige plek aanbring.
- (3) Die ingenieur moet alle onderhoudswerk aan daardie gedeelte van die verbindingspyp, wat van die straatgrens van die perseel van die verbruiker tot by die meter binne sodanige perseel strek, op koste van sodanige verbruiker verrig.

29. Provision and position of stop cocks

- (1) The engineer must for the exclusive use of the municipality, install a stop cock between every meter and the main.
- (2) The consumer must, at his or her expense, and for his or her exclusive use, provide and install a stop cock on the communication pipe—
 - (a) in the case of a meter installed on the premises, at a suitable point on his or her side of the meter;
 - (b) in the case of a meter installed outside the premises, at a suitable point immediately inside the boundary of his or her premises:

Provided that the engineer may in his or her discretion and at the consumers expense provide and so install such stop cock for the exclusive use of such consumer.

30. Cost of installation of meters

A consumer must pay all fees in connection with the installation of any meter on his water installation as determined in terms of the Tariff Policy By-law.

31. Ownership of meters

Any meter provided and installed the engineer in terms of this By-law together with the fittings thereof is and remain the property of the municipality.

32. Safe-keeping of meters

- (1) A consumer must see to the safe keeping and condition of any meter installed upon his or her premises.
- (2) The consumer is liable to the municipality for any damage to a meter installed upon his or her premises.

33. Interference with or damage to meters

- (1) No person other than the engineer may disconnect or interfere with, or cause or permit any other person to disconnect or interfere with, any meter or any fittings thereof.
- (2) No person may wilfully damage any meter or any fittings thereof.
- (3) No person may use or permit to be used on any water installation any fitting, machine or appliance which causes damage to any meter or, in the opinion of the engineer, is likely to cause damage thereto.

34. Repairs to meters

If repairs to any meter is found to be necessary the engineer must effect such repairs to such meter as soon as possible.

35. Cost of maintenance of and repair of meters

- (1) The engineer must to the extent of ordinary wear and tear and at the expense of the municipality maintain and repair any meter.
- (2) If any repairs to a meter are in the opinion of the engineer not the result of ordinary wear and tear the consumer is liable for the cost of such repairs, including the removal and re-installation, and if necessary substitution.

36. Quantity of water supplied to consumer

- (1) For purposes of assessing the quantity of water supplied to a consumer during any period and measured by a meter over a specific period, it will be deemed, that—

29. Verskaffing en posisie van afsluitkrane

- (1) Die ingenieur moet 'n afsluitkraan vir die uitsluitlike gebruik van die munisipaliteit tussen elke meter en die hoofwaterpyp aanbring
- (2) Die verbruiker moet op eie koste vir sy of haar uitsluitlike gebruik 'n afsluitkraan verskaf en dit aan die verbindingspyp aanbring—
 - (a) in die geval van 'n meter wat op sy of haar perseel aangebring is, op 'n geskikte plek aan sy of haar kant van sodanige meter;
 - (b) in die geval van 'n meter wat buite sy of haar perseel aangebring is, op 'n geskikte plek net binne die grens van sy of haar perseel:

met dien verstande dat die ingenieur na goedduke en op koste van die verbruiker sodanige afsluitkraan kan verskaf en aldus aanbring uitsluitlik vir sodanige verbruiker se eie gebruik.

30. Koste om meters aan te bring

'n Verbruiker moet alle koste om 'n meter in sy of haar waterinstallasie aan te bring, betaal soos bepaal ingevolge die Tariefbeleidverordening.

31. Eiendomsreg van meters

Elke meter wat ingevolge hierdie verordening deur die ingenieur verskaf en aangebring is, asook die toebehore daarvan, is en bly die eiendom van die munisipaliteit.

32. Bewaring van meters

- (1) 'n Verbruiker is verantwoordelik vir die bewaring en toestand van enige meter wat op sy of haar perseel aangebring is.
- (2) 'n Verbruiker is teenoor die munisipaliteit aanspreeklik vir alle skade aan 'n meter wat op sy of haar perseel aangebring is.

33. Bemoeiing met of beskadiging van meters

- (1) Niemand, behalwe die ingenieur mag 'n meter of enige toebehore daarvan afhaal of hom of haar daarmee bemoei nie of iemand anders dit laat doen of toelaat dat iemand anders dit doen nie.
- (2) Niemand mag 'n meter of die toebehore daarvan opsetlik beskadig nie.
- (3) Niemand mag enige toebehore, masjien of toestel, wat skade aan 'n meter veroorsaak of na die ingenieur se mening waarskynlik skade daaraan sal veroorsaak, op enige waterinstallasie gebruik of toelaat dat dit aldus gebruik word nie.

34. Herstel van meters

Indien herstelwerk aan 'n meter nodig is, moet die ingenieur so gou as moontlik sodanige meter herstel.

35. Onderhouds- en herstelkoste van meters

- (1) Die ingenieur moet, onderhewig aan gewone slytasie, 'n meter op koste van die munisipaliteit onderhou en herstel.
- (2) Indien enige herstelwerk aan 'n meter, na die mening van die ingenieur, nie te wyte is aan gewone slytasie nie, is die verbruiker aanspreeklik vir die herstelkoste daarvan sowel as die koste vir die verwyderings-, herinstallering- en indien nodig, vervangingkoste.

36. Hoeveelheid water wat aan verbruiker voorsien word

- (1) Vir doeleindes van meting van die hoeveelheid water wat gedurende enige tydperk aan 'n verbruiker voorsien word, en wat met 'n meter gemeet word, word dit geag dat—

- (a) the quantity is represented by the difference between measurements taken at the beginning and end of such period;
- (b) the meter was accurate during such period; and
- (c) the entries in the records of the municipality were correctly made;

provided that if water is supplied to, or taken by, a consumer without its passing through a meter, the estimate by the engineer of the quantity of such water will be deemed to be correct.

- (2) Where water supplied to any premises is in any way taken by the consumer without such water passing through any meter, the municipal manager may for the purpose of rendering an account, make an estimate, in accordance with subsection (3), of the quantity of water supplied to the consumer during the period that water is so taken by the consumer.
- (3) For the purposes of subsection (2), an estimate of the quantity of water supplied to a consumer must be based on the average monthly consumption of water on the premises registered over—
 - (a) three succeeding measuring periods after the date on which the irregularity referred to in subsection (2) was discovered and rectified, and/or
 - (b) the period preceding the date referred to in paragraph (a) but not exceeding 12 months.
- (4) Nothing in this By-law may be construed as imposing on the municipality an obligation to cause any meter installed on any premises to be measured at the end of every month or any other fixed period, and the municipal manager may estimate the quantity of water supplied over any period during the interval between successive measurements of the meter and render an account to a consumer for the quantity of water so estimated.
- (5) The engineer must, on receipt from the consumer of written notice of not less than seven days and subject to payment of the fees, determined in terms of the Tariff Policy By-law, measure the quantity of water supplied to consumer at a time or on a day other than that upon which it would normally be measured.
- (6) If a contravention of section 33 occurs, the consumer must pay to the municipality the cost of such quantity of water as in the opinion of the engineer was supplied to the consumer.
- (7) Until such time as a meter has been installed in respect of water supplied to a consumer the estimated consumption of that consumer must be based on the average consumption of water supplied to the specific area within which the consumer's premises is situated, during a specific period.

37. Alternative measurement

- (1) Where in the opinion of the Council it is not reasonably possible or cost effective to measure water supplied to each consumer within a particular area, the Council may determine a basic tariff or charge in terms of the Tariff Policy By-law, to be paid by each consumer within that area irrespective of actual consumption.
- (2) A tariff or charge determined in terms of subsection (1) will be based on the estimated average consumption of water supplied to that area.

38. Defective measurement

- (1) If a consumer has reason to believe that a meter is defective, he or she may apply in writing for the meter to be tested and must at the same time deposit with the municipality the amount determined in terms of the Tariff Policy By-law.

- (a) die hoeveelheid aangedui word deur die verskil tussen die metings wat aan die begin en einde van sodanige tydperk geneem is;
- (b) die meter tydens sodanige tydperk akkuraat was; en
- (c) die inskrywings in die boeke van die munisipaliteit korrek is,

met dien verstande dat indien water voorsien word aan, of geneem word deur 'n verbruiker sonder dat dit deur 'n meter vloei, die hoeveelheid sodanige water wat die ingenieur beraam, geag word korrek te wees.

- (2) Waar 'n verbruiker water, wat aan enige perseel voorsien word, op enige wyse neem sonder dat dit deur 'n meter vloei, kan die munisipale bestuurder vir die doel om 'n rekening te lewer, volgens subartikel (3) 'n beraming maak van die hoeveelheid water wat voorsien is gedurende die tydperk wat die verbruiker die water aldus geneem het.
- (3) Die beraming van die hoeveelheid water wat aan 'n verbruiker moet voorsien word ingevolge subartikel (2), word baseer op die gemiddelde maandelikse waterverbruik op die perseel—
 - (a) gedurende die drie lesingsperiodes na die datum waarop die onreëlmatigheid, gemeld in subartikel (2), ontdek en herstel is; en/of
 - (b) gedurende die tydperk voor die datum gemeld in paragraaf (a), maar wat nie twaalf maande oorskry nie.
- (4) Geen bepaling van hierdie verordening moet so uitgelê word dat dit 'n verpligting op die munisipaliteit plaas om enige meter wat op 'n perseel aangebring is, aan die einde van elke maand of enige vaste tydperk te lees nie, en die munisipale bestuurder kan die hoeveelheid water wat oor enige tydperk voorsien is, gedurende die tydperk tussen opeenvolgende lesings beraam en 'n rekening aan 'n verbruiker lewer vir die beraamde hoeveelheid water.
- (5) Die ingenieur moet, by ontvangs van 'n skriftelike versoek van 'n verbruiker van nie minder nie as sewe dae, en betaling van die gelde, bepaal ingevolge die Tariefbeleidverordening, die hoeveelheid water wat aan die verbruiker voorsien is, op enige tydstip of op 'n dag waarop dit nie normaalweg gemeet word nie, meet.
- (6) Die verbruiker moet by 'n oortreding van artikel 33 aan die munisipaliteit die koste betaal van sodanige hoeveelheid water wat na die mening van die ingenieur aan die verbruiker voorsien was.
- (7) Totdat 'n meter vir die voorsiening van water aan 'n verbruiker aangebring is, word die beraamde verbruik van die verbruiker gedurende 'n spesifieke tydperk baseer op die gemiddelde waterverbruik in die spesifieke gebied waarbinne die verbruiker se perseel geleë is.

37. Alternatiewe meting

- (1) Waar volgens die mening van die raad dit nie redelikerwys moontlik of koste doeltreffend is om water te meet wat aan elke verbruiker binne 'n bepaalde gebied voorsien word nie, mag die raad 'n basiese tarief of fooi ingevolge die Tariefbeleidverordening bepaal, wat elke verbruiker binne daardie gebied, ongeag werklike verbruik, moet betaal.
- (2) 'n Tarief of fooi bepaal ingevolge subartikel (1), word baseer op die beraamde gemiddelde verbruik van water wat aan daardie gebied voorsien word.

38. Foutiewe meting

- (1) Indien 'n verbruiker rede het om te vermoed dat 'n meter foutief is, kan hy of sy skriftelik versoek dat die meter getoets word en moet terselfdertyd 'n bedrag geld, bepaal ingevolge die tariefbeleidverordening, by die munisipaliteit deponeer.

- (2) The engineer must upon lodging of the prescribed deposit arrange for the testing of the meter by a SABS approved testing method.
- (3) If the outcome of any test shows that a meter is—
 - (a) not defective, the municipality will retain the deposit and the consumer will be liable for any other amounts outstanding;
 - (b) defective, the municipality will refund the deposit and the charge for the water consumed during the three months preceding the disputed reading must be adjusted in proportion to the degree of error found: provided that where the meter has been installed for a period of less than six months, such adjustment must be over half such lesser period.
- (4) In addition, if the meter is found to be defective, the engineer must repair the meter or install another meter which is in good working order, without charge to the consumer, unless the costs thereof are recoverable from the consumer due to a contravention of section 33(1).
- (5) A consumer is entitled, on giving the engineer reasonable notice of his or her intention, to be present at the testing of any meter in which he is interested.
- (6) Any meter removed for testing by the engineer must be retained intact and be available for inspection for a period of three months after testing.

39. Failure of meters to register

- (1) If a meter is found to have ceased to register or to register correctly, the engineer must repair or replace the meter and estimate the quantity of water for which a consumer must pay—
 - (a) on the basis of the average monthly consumption of water, in respect of the premises served by such meter, during the three months prior to the last reading; or
if this is not possible
 - (b) on the basis of consumption of water in respect of such premises in the corresponding month of the previous year; or
if this also is not possible
 - (c) on the basis of the average monthly consumption of water, in respect of such premises over a period of three months after the date of the said repair or replacement.
- (2) The period for which the consumer must pay the quantity of water estimated in terms of subsection (1) extends from the date of the last reading of the meter prior to it having ceased to register, or to register correctly, up to the date of it having been repaired or replaced.

40. No reduction of amount payable for water wasted

A consumer is not entitled to a reduction of the amount payable in respect of water wasted or water losses in a water installation.

WATER INSTALLATIONS

41. Provision and maintenance of water installations

- (1) A consumer must provide and maintain his or her water installation at his or her own cost and except where permitted in terms of this By-law, must ensure that the installation is situated within the boundary of his or her premises.
- (2) Before doing work in connection with the maintenance of a

- (2) Die ingenieur moet by betaling van die voorgeskrewe deposito reël dat die meter volgens 'n SABS goedgekeurde toetsmetode getoets word.
- (3) Indien die uitslag van die toets aantoon dat die meter—
 - (a) nie foutief is nie, behou die munisipaliteit die deposito en die verbruiker sal aanspreeklik wees vir enige ander uitstaande gelde;
 - (b) foutief is, sal die munisipaliteit die deposito terugbetaal en die gelde vir waterverbruik gedurende die drie maande voor die betwiste lesing ooreenkomstig die graad van die fout wat vasgestel is, aansuiwer; met dien verstande dat waar die meter minder as ses maande tevore aangebring is, die aansuiwering vir die helfte van sodanige mindere tydperk moet wees.
- (4) Voorts, indien bevind word dat die meter foutief is, moet die ingenieur dit herstel of 'n ander meter wat in goeie werkende toestand is aanbring, sonder dat die verbruiker daarvoor hoef te betaal, tensy die koste daarvoor van die verbruiker verhaalbaar is vanweë 'n oortreding van artikel 33(1).
- (5) 'n Verbruiker mag, nadat redelike kennis van sy of haar voorneme aan die ingenieur gegee is, teenwoordig wees wanneer 'n meter, waarby hy of sy 'n belang het, getoets word.
- (6) Enige meter wat deur die ingenieur vir toetsing verwyder is moet ongestoord bewaar word en beskikbaar wees vir inspeksie vir 'n tydperk van drie maande na toetsing.

39. Meters wat nie registreer nie

- (1) Indien daar bevind word dat 'n meter opgehou het om te registreer of korrek te registreer, moet die ingenieur die meter herstel of vervang en die hoeveelheid water waarvoor die verbruiker moet betaal, beraam—
 - (a) op die grondslag van die gemiddelde maandelikse waterverbruik ten opsigte van die perseel wat deur sodanige meter bedien word, gedurende die drie maande voor die laaste lesing;
as dit nie moontlik is nie—
 - (b) op die grondslag van die waterverbruik ten opsigte van sodanige perseel gedurende die ooreenstemmende maand van die vorige jaar; of
as dit ook nie moontlik is nie—
 - (c) op die grondslag van die gemiddelde maandelikse waterverbruik ten opsigte van die sodanige perseel, gedurende 'n tydperk van drie maande na die datum van genoemde herstel of vervanging.
- (2) Die tydperk waarvoor die verbruiker die hoeveelheid water, wat ingevolge subartikel (1) bepaal is, moet betaal, strek vanaf die datum van die laaste lesing van die meter voor dit opgehou het om te registreer of om korrek te registreer, tot die datum waarop dit herstel of vervang is.

40. Geen verminderde betaling as gevolg van vermorsing

'n Verbruiker is nie geregtig op enige verminderde betaling van die gelde as gevolg van water wat vermors is of wat in 'n waterinstallasie verlore gegaan het nie.

WATERINSTALLASIES

41. Verskaffing en onderhoud van waterinstallasies

- (1) 'n Verbruiker moet op eie koste 'n waterinstallasie verskaf en onderhou en moet toesien dat die waterinstallasie binne die grense van sy of haar perseel installeer is, tensy andersins toegelaat ingevolge hierdie verordening;
- (2) 'n Eienaar wat onderhoudswerk aan 'n gedeelte van sy of

portion of his or her water installation, which is situated outside the boundary of his premises, an owner must obtain the written consent of the engineer or the owner of the land on which such portion is situated, as the case may be.

42. Application for approval of installation work

- (1) If a consumer wishes to have installation work done, the consumer must first obtain the written approval of the engineer; provided that approval is not required in the case of water installations in dwelling units or installations where no fire installation is required in terms of any law, or for the repair or replacement of an existing pipe or water fitting, other than a fixed water heater and its associated protective devices.
- (2) An application for the approval referred to in subsection (1) must be accompanied by
 - (a) the fee, if applicable; and
 - (b) copies of the drawings as prescribed by the engineer;
 - (c) a certificate from a registered engineer or registered plumber certifying that the installation has been designed in accordance with the appropriate SABS Code or, where compliance with that standard is impractical or impossible to achieve, has been designed on another basis acceptable to the engineer.
- (3) The provisions of subsections (1) and (2) do not apply to a qualified plumber who replaces a fixed water heater or its associated protective devices.
- (4) Any authority given in terms of subsection (1) lapses at the expiry of a period of twenty-four months after the first day of the month succeeding the month in which the authority is given.
- (5) Where approval is required in terms of subsection (1), a complete set of approved drawings of installation work must be available at the site of the work at all times until such work has been completed.
- (6) If installation work has been done in contravention of subsections (1) and (2), the engineer may order the owner—
 - (a) to comply with either or both subsections, as the case may be, within a specified period;
 - (b) if the work is still in progress, to cease the work; and
 - (c) to remove all such work as does not comply with this by-law.
- (7) An installation work approved in terms of subsection (1), must be inspected and a certificate of approval issued by the engineer, before it can be put into service.

43. Persons permitted to do installation and other work

No person who is not a qualified plumber, in terms of regulation A18 of the NBR may perform any work on a water installation.

44. Technical requirements for a water installation

- (1) Notwithstanding the requirement that a certificate be issued in terms of section 42(2)(c), all water installations and all fixed electrical storage water heaters must comply with the appropriate SABS codes.
- (2) No person may, without the prior written authority of the engineer install or use a pipe or water fitting in a water installation unless
 - (a) it bears the appropriate mark of the South African Bureau of Standards; or

haar waterinstallasie, wat buite die grens van sy of haar perseel geleë is, wil doen moet eers die skriftelike goedkeuring verkry van die ingenieur of die eienaar op wie se grond sodanige gedeelte geleë is, na gelang van die geval.

42. Aansoek vir goedkeuring van installasiewerk

- (1) 'n Verbruiker wat installasiewerk wil laat doen moet eers die skriftelike goedkeuring van die ingenieur verkry; met dien verstande dat goedkeuring nie nodig is in die geval van waterinstallasies in wooneenhede of installasies waar geen brandinstallasie ingevolge enige wet nodig is nie, of vir die herstel of vervanging van 'n bestaande pyp of water-toebehore, uitgesluit 'n vaste waterverwarmer en verwante beskermingsmeganismes.
- (2) 'n Aansoek om goedkeuring ingevolge subartikel (1) moet vergeesel wees van—
 - (a) die gelde indien van toepassing; en
 - (b) afskrifte van die tekeninge soos vereis deur die ingenieur;
 - (c) 'n sertifikaat van 'n geregistreerde ingenieur of geregistreerde loodgieter waarin bevestig word dat die installasie ooreenkomstig die toepaslike SABS kode ontwerp is of, waar voldoening aan daardie standaard onprakties of onmoontlik is, ontwerp is ooreenkomstig 'n ander wyse wat vir die ingenieur aanvaarbaar is.
- (3) Die bepalings van subartikels (1) en (2) is nie van toepassing op die vervanging van 'n vaste waterverwarmer of verwante beskermingsmeganismes deur 'n geregistreerde loodgieter nie.
- (4) Enige goedkeuring wat ingevolge subartikel (1) verleen is, verstryk na verloop van 24 maande na die eerste dag van die maand wat volg op die maand waarin die goedkeuring verleen is.
- (5) Waar goedkeuring ingevolge subartikel (1) vereis word, moet 'n volledige stel goedgekeurde tekening van die installasiewerk, te alle tye en totdat die werk voltooi is, op die perseel van die werk beskikbaar wees.
- (6) Indien installasiewerk in stryd met subartikels (1) en (2) gedoen is, kan die ingenieur gelas dat die eienaar—
 - (a) binne 'n bepaalde tydperk voldoen aan enigeen of beide subartikels, na gelang van die geval;
 - (b) die werk staak, indien dit steeds in aanvang is; en
 - (c) alle sodanige werk wat in stryd met die verordening gedoen is, verwyder.
- (7) 'n Installasiewerk wat ingevolge subartikel (1) goedgekeur is, mag nie in gebruik geneem word nie, tensy dit geïnspekteer is en 'n goedkeuringsertifikaat deur die ingenieur uitgereik is.

43. Persone gemagtig om installasies en ander werk te doen

Geen persoon wat nie 'n gekwalifiseerde loodgieter ingevolge regulasie A18 van die NBR is, mag enige werk aan 'n waterinstallasie doen nie.

44. Tegniese vereistes vir 'n waterinstallasie

- (1) Ondanks die vereiste dat 'n sertifikaat ingevolge artikel 42(2)(c) uitgereik moet word, moet alle waterinstallasies en vaste elektriese opgaarwaterverwarmers voldoen aan die toepaslike SABS kodes.
- (2) Geen persoon mag sonder die vooraf skriftelike goedkeuring van die ingenieur 'n pyp of water toebehore in 'n waterinstallasie aanbring of gebruik nie tensy—
 - (a) dit die toepaslike merk van die SABS dra; of

- (b) it bears a certification mark issued by the SABS to certify that the type of pipe or water fitting complies with an SABS mark specification or a provisional specification issued by the SABS, provided that no certification marks shall be regarded as valid if issued more than two years previously.
- (3) All water installation pipes laid in the ground shall have a minimum cover of 400mm, except where otherwise determined by the engineer.

WATER POLLUTION, RESTRICTION AND WASTEFUL USE OF WATER

45. Consumer to prevent pollution of water

A consumer must provide and maintain effective measures to prevent the entry of any substance or matter, which may be a danger to health or may adversely affect the potability of water or affect its fitness for use, or which will have a significant detrimental effect on the general quality of water supplied to the consumer or others, into—

- (a) the water supply system or works; or
- (b) any part of the water installation on his or her premises; or
- (c) any water resource or aquifer.

46. Water restrictions

- (1) The Council may by public notice, whenever there is a scarcity of bulk water available to it for distribution and supply to consumers, or for any other good cause—
- (a) prohibit or restrict the consumption of water in the whole or part of the municipal area—
- (i) in general or for specified purposes;
- (ii) during specified hours of the day or on specified days; and
- (iii) in a specified manner; and
- (b) despite the provisions of the Tariff Policy By-law, determine and impose—
- (i) limits on the quantity of water that may be consumed over a specified period;
- (ii) fees additional to those prescribed in respect of the supply of water in excess of a limit contemplated in subparagraph (i); and/or
- (iii) a general surcharge on the fees in respect of the supply of water; and
- (c) impose restrictions or prohibitions on the use or manner of use or disposition of an appliance by means of which water is used or consumed, or on the connection of such appliances to the water installation.
- (2) The Council may limit the application of the provisions of a notice contemplated in subsection (1) to specified areas and/or categories of consumer, premises and activities, and may permit deviations and exemptions from, and the relaxation of, any of such provisions on reasonable grounds.
- (3) The engineer may order a consumer to, at the consumers own expense, take such measures, including the installation of

- (b) dit 'n sertifiseringsmerk uitgereik deur die SABS, wat sertifiseer dat die tipe pyp of water toebehore voldoen aan 'n SABS merkspesifikasie of 'n voorlopige spesifikasie uitgereik deur die SABS, dra: met dien verstande dat geen sertifiseringsmerk wat meer as twee jaar tevore uitgereik is geldig geag sal word nie.
- (3) Alle waterinstallasiepype wat onder die grond gelê word moet 'n minimum bedekking van 400mm hê, tensy die ingenieur anders bepaal.

WATERBESOEDELING, BEPERKINGS EN WATERVERMORSING

45. Verbruiker moet waterbesoedeling verhoed

'n Verbruiker moet doeltreffende maatreëls instel en in stand hou om te verhoed dat enige stof of voorwerp wat 'n gevaar vir die gesondheid inhou, of wat die drinkbaarheid van water nadelig raak, of die water se geskiktheid vir gebruik affekteer, of wat 'n beduidende nadelige effek op die algemene gehalte van water wat aan die verbruiker voorsien word sal hê—

- (a) die watervoorsieningstelsel of werke; of
- (b) enige deel van die waterinstallasie op sy of haar perseel; of
- (c) enige waterbron of ondergrondse aar, binnedring.

46. Waterbeperkings

- (1) Die raad kan, wanneer daar 'n skaarste aan grootmaatwater vir verspreiding en voorsiening aan verbruikers is, of vir enige ander goeie rede, deur middel van openbare kennisgewing—
- (a) waterverbruik in die munisipale gebied of 'n deel daarvan—
- (i) in die algemeen of vir spesifieke doeleindes;
- (ii) gedurende spesifieke tye van die dag of op spesifieke dae; en
- (iii) op 'n spesifieke metode, verbied of beperk en
- (b) ondanks die bepalings van die Tarief-beleidverordening—
- (i) beperkings op die hoeveelheid water wat gedurende 'n gespesifiseerde tydperk verbruik mag word;
- (ii) gelde bykomend tot daardie wat voorgeskryf is in verband met die voorsiening van water wat die perk bedoel in paragraaf (i) oorskry; en/of
- (iii) 'n algemene toeslag op die gelde in verband met die voorsiening van water, bepaal en opleë en
- (c) beperkings instel, of 'n verbod plaas op die gebruik of wyse van gebruik of die aard van toerusting deur middel waarvan water gebruik of verbruik word, of op die aansluiting van sodanige toerusting by die waterinstallasie.
- (2) Die raad kan die toepassing van die bepalings van 'n kennisgewing bedoel in subartikel (1) tot 'n spesifieke gebied en/of kategorieë van verbruikers, persele en aktiwiteite beperk en kan op redelike gronde afwykings, vrystellings en verslappings van enige van sodanige bepalings magtig.
- (3) Die ingenieur kan gelas dat 'n verbruiker op eie koste sodanige maatreëls tref, waaronder die aanbring van meters

meters and devices for restricting the flow of water, as may in his or her opinion be necessary to ensure compliance with a notice published in terms of subsection (1).

- (4) The engineer—
- (a) may discontinue or, for such period as he or she may deem fit limit, the supply of water to any premises in the event of a failure to comply with the terms of a notice referred to in subsection (1); and
 - (b) is required, where the supply has been discontinued in terms of paragraph (a), to restore it only when the fee for discontinuation and reconnecting the supply has been paid.
- (5) The provisions of this section shall also apply in respect of water supplied directly by the municipality to consumers outside the municipal area, notwithstanding anything to the contrary in the conditions governing such supply, unless otherwise specified in the notice published in terms of subsection (1).

47. Waste of water

- (1) No consumer may on his or her premises permit—
- (a) the purposeless or wasteful discharge of water from water fittings;
 - (b) pipes or water fittings forming part of a water installation to leak;
 - (c) the use of maladjusted or defective water fittings in a water installation;
 - (d) an overflow of water from a water installation to persist; or
 - (e) an inefficient use of water to persist.
- (2) A consumer must repair or replace any part of his or her water installation which is in such a state of disrepair that it is either causing or is likely to cause an occurrence listed in subsection (1).
- (3) Every consumer must ensure that any equipment or plant connected to his or her water installation uses water in an efficient manner.
- (4) The engineer may, by written notice, prohibit the use by a consumer of any equipment in a water installation if, in his or her opinion, its use of water is inefficient. Such equipment shall not be returned to use until its efficiency has been restored and a written application to do so has been approved by the engineer.

48. Water demand management

- (1) Despite the provisions of section 47(2), no flushing urinal that is not user-activated may be installed or continue to operate as part of any water installation.
- (2) All flushing urinals that are not user-activated installed prior to the commencement of this By-law must be converted to user-activated urinals within three years of the commencement of this By-law.
- (3) Any commercial vehicle washing facility or commercial laundry facility constructed after the adoption of this By-law must be constructed and operated in such a manner that 50% of the water used by such facility is recycled for re-use in the facility.
- (4) No cistern designed to operate with a toilet pan, may be installed if it has a capacity greater than 6 litres.

en toestelle vir die vermindering van watervloei, wat volgens die ingenieur se oordeel nodig is om nakoming van die kennisgewing bedoel in subartikel (1) te verseker.

- (4) Die ingenieur—
- (a) mag, wanneer 'n verbruiker versuim om te voldoen aan die bepalings van 'n kennisgewing bedoel in subartikel (1), die watertoevoer na enige perseel inkort of, vir sodanige tydperk wat hy of sy dit wenslik ag, beperk; en
 - (b) moet die watertoevoer wat ingevolge paragraaf (a) opgeskort is herstel slegs nadat die gelde vir die afsluiting en heraansluiting betaal is.
- (5) Die bepalings van hierdie artikel geld ook ten opsigte van water wat die munisipaliteit direk aan verbruikers buite die munisipale gebied voorsien, ondanks enigiets tot die teendeel vervat in die voorwaardes van sodanige voorsiening, tensy anders bepaal in die kennisgewing bedoel in subartikel (1).

47. Vermorsing van water

- (1) Geen verbruiker mag op sy of haar perseel toelaat dat—
- (a) water opsetlik of doelloos vanuit watertoebehore verspil nie;
 - (b) pype of watertoebehore, wat deel van 'n waterinstallasie is, lek nie;
 - (c) wanaangepaste of foutiewe watertoebehore in 'n waterinstallasie gebruik word nie;
 - (d) water uit 'n waterinstallasie wegvloei nie; of
 - (e) 'n onoordeelkundige gebruik van water voortduur nie.
- (2) 'n Verbruiker moet enige deel van sy of haar waterinstallasie, wat sodanig verval het dat dit 'n gebeurlikheid gemeld in subartikel (1) tot gevolg het of sal hê, herstel of vervang.
- (3) Elke verbruiker moet verseker dat die toerusting of materiaal wat aan sy of haar waterinstallasie gekoppel is, water doeltreffend benut.
- (4) Die ingenieur kan 'n verbruiker by skriftelike kennisgewing verbied om enige toerusting in 'n waterinstallasie te gebruik, indien die benutting van water daardeur, na sy of haar oordeel, nie doeltreffend sal wees nie. Sodanige toerusting sal nie weer in gebruik gestel word nie totdat die doeltreffendheid daarvan herstel is en die ingenieur 'n skriftelike aansoek in die verband goedgekeur het.

48. Waterbesparingsmaatreëls

- (1) Ondanks die bepalings van artikel 47(2), mag geen spoelurinaal wat nie deur die gebruiker aktiveer kan word nie, aan 'n waterinstallasie gekoppel word of toegelaat word om as deel van sodanige installasie te funksioneer nie.
- (2) Alle spoelurinale wat nie deur die gebruiker aktiveer kan word nie en wat installeer is voor die inwerkingtreding van hierdie verordening moet, binne drie jaar na die inwerkingtreding van hierdie verordening, omgeskakel word na urinale wat deur die gebruiker aktiveer kan word.
- (3) Enige kommersiële voertuig- of klere wassery wat na die inwerkingtreding van hierdie verordening opgerig is, moet sodanig opgerig en bedryf word dat 50% van die waterverbruik vir eie gebruik herbenut word.
- (4) 'n Spoelbak wat ontwerp is om saam met 'n toiletpan gebruik te word mag slegs installeer word indien die inhoudsmaat daarvan minder as 6 liter is.

- (5) In any water installation where the plumbing has been designed to balance the water pressures on the hot and cold water supplies to the shower control valve, a shower head with a maximum flow rate of greater than 10 litres per minute at a water pressure of 200 kPa may not be installed.
- (6) All taps on wash hand basins intended for public use must be of the metering type with a maximum flow not exceeding 2 litres per operation.
- (7) Any irrigation system that uses water supplied from the water supply system with a maximum designed flow rate exceeding 60 litres per minute must be fitted with a suitable water volume measuring device.

USE OF WATER FROM OTHER SOURCES

49. Use of water from sources other than the water supply system

- (1) Except with the prior consent of the engineer and subject to such conditions as the engineer may impose, no person may for domestic, commercial or industrial purposes use or permit the use of water obtained from a source other than
 - (a) the water supply system, or
 - (b) rain water tanks which are not connected to the water installation.
- (2) The provisions of subsection (1) do not exempt a person requesting consent from obtaining the approval of any other authority required by any law.
- (3) Any person requiring the consent referred to in subsection (1) must, at his or her own cost, provide the engineer with proof to his or her satisfaction that the water from such other source complies or will comply with the requirements of the relevant SABS Code for drinking water, and any other requirement contained in this By-law or any other law applicable to the consumption of water or that the use of such water does not or will not constitute a danger to health.
- (4) The engineer may take samples of water obtained from a source other than the water supply system and cause the samples to be tested for compliance with the requirements referred to in subsection (3).
- (5) The fee for the taking and testing of the samples referred to in subsection (4) must be paid by the person to whom approval to use the water from such other source was granted.
- (6) The engineer may withdraw any consent given in terms of subsection (1) if, in the opinion of the engineer—
 - (a) a condition imposed in terms of that subsection is breached; or
 - (b) the water no longer conforms to the requirements referred to in subsection (2).

50. Boreholes

- (1) The engineer may, by public notice, require—
 - (a) the owner of any premises upon which a borehole exists or, if the owner is not in occupation of such premises, the occupier thereof, to notify the municipality of the existence of a borehole on such premises, and provide it with such information in respect thereof as the engineer may require; and
 - (b) the owner or occupier of any premises who intends to sink a borehole on such premises to notify the municipality of such intention before work in connec-

- (5) By enige waterinstallasie waar die loodgieterswerk ontwerp is om die waterdruk van die warm en koue watertoevoer by die stortklep te balanseer, mag geen stortkop met 'n vloeikoers van meer as 10 liter per minuut teen 'n drukking van 200 kPa, installeer word nie.
- (6) Alle krane aan handwasbakke wat vir openbare gebruik bedoel is, moet oor 'n metingsmeganisme beskik wat nie meer as 2 liter water per keer vrystel nie.
- (7) Enige besproeiingsstelsel wat water afkomstig van 'n watervoorsieningstelsel gebruik, en wat 'n maksimum ontwerpte vloeikoers van meer as 60 liter per minuut het, moet toegegerus word met 'n gepaste instrument wat die hoeveelheid water meet.

GEBRUIK VAN WATER AFKOMSTIG VAN ANDER BRONNE

49. Gebruik van water afkomstig van ander bronne as die watervoorsieningstelsel

- (1) Behalwe met die vooraf goedkeuring van die ingenieur en onderworpe aan sodanige voorwaardes wat hy of sy mag bepaal, mag geen persoon water vir huishoudelike, sake of nywerheidsdoeleindes gebruik of toelaat dat dit gebruik word nie, as dit van 'n ander bron afkomstig is as—
 - (a) die watervoorsieningstelsel, of
 - (b) reënwaterenks wat nie aan die waterinstallasie gekoppel is nie.
- (2) Die bepalings van subartikel (1) stel nie 'n persoon wat goedkeuring verlang vry van die verpligting om die goedkeuring ingevolge enige wet van enige ander owerheid te verkry nie.
- (3) Enige persoon wat goedkeuring ingevolge subartikel (1) verlang moet, op eie koste, bewyse tot bevrediging van die ingenieur voorlê dat die water afkomstig van sodanige ander bron voldoen aan of sal voldoen aan die vereistes van die toepaslike SABS Kode vir drinkwater en enige ander vereiste ingevolge hierdie verordening of enige ander wet van toepassing op die gebruik van water of dat die gebruik van sodanige water nie 'n gesondheidsgevaar inhou of sal inhou nie.
- (4) Die ingenieur kan watermonsters afkomstig van 'n ander bron as die watervoorsieningstelsel neem en dit laat ontleed om te bepaal of dit voldoen aan die vereistes gemeld in subartikel (3).
- (5) Die gelde verbonde aan die neem en toets van monsters gemeld in subartikel (4) is betaalbaar deur die persoon aan wie goedkeuring verleen is om water van sodanige ander bron te gebruik.
- (6) Die ingenieur kan enige goedkeuring wat ingevolge subartikel (1) verleen is, terugtrek indien na sy of haar oordeel—
 - (a) 'n voorwaarde wat ingevolge gemelde subartikel opgelê is, nie nagekom word nie; of
 - (b) die water nie meer voldoen aan die vereistes gemeld in subartikel (1) nie.

50. Boorgate

- (1) Die ingenieur kan deur middel van openbare kennisgewing vereis dat—
 - (a) die eienaar van enige perseel waarop 'n boorgat is of, as die eienaar nie sodanige perseel bewoon nie, die bewoner daarvan, die munisipaliteit inlig oor die bestaan van 'n boorgat op sodanige perseel en om sodanige inligting daaroor te verstrek as wat die ingenieur mag verlang; en
 - (b) die eienaar of bewoner van enige perseel wat voornemens is om 'n boorgat op sodanige perseel te sink, die munisipaliteit inlig oor sodanige voorneme

tion therewith is commenced, and to obtain any other authorisations in terms of the Environmental Impact Assessment Regulations or any other law, if applicable.

- (2) The engineer may require the owner or occupier of any premises who intends to sink a borehole to undertake an environmental impact assessment for such intended borehole, to the satisfaction of the engineer, before being permitted to sink the borehole.
- (3) Every owner or occupier intending to sink or to operate a borehole must indemnify the municipality against any damages that may result howsoever arising as a consequence of the sinking or operation of the borehole.
- (4) The engineer may by notice to an owner or occupier or by public notice require owners and occupiers who have existing boreholes used for domestic, industrial and commercial purposes to—
 - (a) obtain approval from the municipality in terms of section 49(1) for the use of a borehole;
 - (b) comply with any conditions imposed, either generally or specially, in respect of the use of a borehole; and
 - (c) pay a fee in respect of the use of such a borehole.
- (5) The provisions of this section do not exempt any person from complying with the applicable provisions of the National Water Act, 1998 (Act 36 of 1998) or any other relevant national legislation.

FIRE INSTALLATIONS

51. Approval of fire installations

Whereas fire installations are regulated by Part W of the NBR, the engineer may after consultation with the officer in charge of fire services, impose any conditions or requirements which may be deemed necessary, in terms of Part W.

LEGAL MATTERS

52. Exemption from liability

The Council will not be liable for any damage to property caused by water flowing from fittings left open when the water supply is reinstated, following an interruption in supply for any reason.

53. Recovery of costs and fees

Every person committing a breach of the provisions of this By-law shall be liable to compensate the Municipality for any loss or damage suffered or sustained by it in consequence of such breach.

54. Delegation

The municipal manager and the engineer may in writing delegate any power or duty conferred on the municipal manager or engineer in terms of this By-law, to an official of the municipality.

55. Offences and penalties

Any person who—

- (a) contravenes or fails to comply with any provisions of this By-law;
- (b) fails to comply with any notice issued in terms of this By-law; or
- (c) fails to comply with any lawful instruction given in terms of this By-law; or

voor enige werk in verband daarmee begin en om enige ander goedkeurings ingevolge die Omgewings-impakstudie Regulasies en enige ander wetgewing te bekom, indien van toepassing.

- (2) Die ingenieur kan vereis dat die eienaar of bewoner van enige perseel, wat voornemens is om 'n boorgat te sink, 'n omgewings impakstudie ten opsigte van sodanige voorgename boorgat tot sy of haar bevrediging onderneem, voordat die boorgat gesink mag word.
- (3) Elke eienaar of bewoner wat voornemens is om 'n boorgat te sink of in werking te stel, moet die munisipaliteit vrywaar van enige skade wat mag ontstaan, ongeag die oorsprong, as gevolg van die sink of werking van die boorgat.
- (4) Die ingenieur kan, na kennisgewing aan die eienaar of bewoner of deur middel van 'n openbare kennisgewing, vereis dat eienaars en bewoners, wat bestaande boorgate vir huishoudelike, industriële of handelsdoeleindes gebruik—
 - (a) die goedkeuring van die munisipaliteit, ingevolge artikel 49(1) om 'n boorgat te gebruik, verkry;
 - (b) voldoen aan enige algemene of spesifieke voorwaarde wat in verband met die gebruik van 'n boorgat opgelê is; en
 - (c) die gelde verbonde aan die gebruik van 'n boorgat betaal.
- (5) Die bepalings van hierdie artikel stel niemand daarvan vry om te voldoen aan die toepaslike bepalings van die Nasionale Waterwet, 1998 (Wet 36 van 1998) of enige ander toepaslike nasionale wetgewing nie.

BRANDINSTALLASIES

51. Goedkeuring van brandinstallasies

Aangesien brandinstallasies deur Deel W van die NBR reguleer word, kan die ingenieur na oorleg met die beampte in beheer van branddienste enige voorwaardes en vereistes ingevolge Deel W stel wat na sy of haar oordeel nodig is.

REGSAANGELEENTHEDE

52. Nie-aanspreeklikheid

Die raad is nie aanspreeklik vir enige skade aan eiendom wat veroorsaak word deur water wat, na die herstel van die toevoer, as gevolg van 'n onderbreking vir welke rede ookal, uit oopgelate toebehore vloei nie.

53. Verhaal van koste en gelde

Enige persoon wat 'n bepaling van hierdie verordening oortree is aanspreeklik om enige verlies of skade wat die munisipaliteit as gevolg van sodanige oortreding ly, te vergoed.

54. Delegasie

Die munisipale bestuurder en die ingenieur kan enige bevoegdheid of plig wat ingevolge hierdie verordening aan die munisipale bestuurder of die ingenieur verleen of opgelê is, skriftelik aan enige amptenaar van die munisipaliteit delegeer.

55. Strafbepaling

Iedereen wat—

- (a) 'n bepaling van hierdie verordening oortree of versuim om daaraan te voldoen;
- (b) versuim om te voldoen aan 'n kennisgewing wat ingevolge hierdie verordening uitgereik is; of
- (c) versuim om te voldoen aan enige wettige opdrag wat ingevolge hierdie verordening gegee is; of

- (d) obstructs or hinders any authorised representative or employee of the Council in the execution of his or her duties under this By-law—

is guilty of an offence and liable on conviction to a fine.

31775

MUNICIPALITY OF BEAUFORT WEST

Notice no. 149/2005

The Council of the Municipality of Beaufort West published the sub-joined by-law relating to the prevention and control of public nuisances, for general notice.

BY-LAW RELATING TO THE PREVENTION AND CONTROL OF PUBLIC NUISANCES

Introduction

Whereas the Municipality of Beaufort West is vested with Legislative Authority in terms of the Constitution of the Republic of South Africa (Act 108 of 1996),

AND WHEREAS the Municipality has the right to determine its own by-laws relating to the prevention and control of public nuisances;

Be it therefore enacted by the Municipality of Beaufort West as follows:—

1. Definitions

In this by-law, unless inconsistent with the context:—

“**Council**” means the council of the municipality;

“**heavy vehicle**” means any vehicle or trailer with a gross vehicle mass of three ton or more;

“**implement**” means any machinery or equipment, whether self-propelled or not, and which is not stored in a lock-up garage on the premises on which it is parked;

“**municipal manager**” means the person appointed by the Council in that capacity in terms of section 82 of the Local Government: Municipal Structures Act, Act 117 of 1998;

“**municipality**” means the Municipality of Beaufort West;

“**public nuisance**” means any act, omission or condition which is offensive, which is injurious or dangerous to health, which materially interferes with the ordinary comfort, convenience, peace or quiet of the public or which adversely affects the safety of the public;

“**zoned**” means a use right which may be exercised on a premises in terms of the provisions of a town planning scheme, and includes any approval which may have been granted in respect of the particular premises in terms of any town planning legislation.

2. Application

(1) The provisions of this by-law do not derogate from the provisions of any other legislation relating to the control of specific nuisances as defined in that legislation.

(2) Notwithstanding subsection (1), the provisions of any legislation relating to town planning are subject to this by-law.

(3) This by-law also binds an organ of state.

3. Public nuisances prohibited

(1) No person may cause a public nuisance.

- (d) ’n gemagtigde verteenwoordiger of werknemer van die raad in die uitvoering van sy of haar pligte ingevolge hierdie verordening, hinder of dwarsboom

is skuldig aan ’n misdryf en by skuldigbevinding strafbaar met ’n boete.

31775

MUNISIPALITEIT BEAUFORT-WES

Kennisgewing nr. 149/2005

Die Raad van die Munisipaliteit van Beaufort-Wes publiseer die onderstaande verordening met betrekking tot die voorkoming en beheer van openbare oorlaste, vir algemene kennisname.

VERORDENING INSAKE DIE VOORKOMING EN BEHEER VAN OPENBARE OORLASTE

Inleiding

Aangesien die Munisipaliteit van Beaufort-Wes ingevolge die Grondwet van die Republiek van Suid-Afrika (Wet 108 van 1996) wetgewende bevoegdheid het,

EN AANGESIEN die Munisipaliteit die reg het om sy eie verordeninge insake die voorkoming en beheer van openbare oorlaste te bepaal;

Verorden die Munisipaliteit van Beaufort-Wes soos volg:—

1. Woordbepaling

In hierdie verordening, tensy onbestaanbaar met die sinsverband, beteken:—

“**implement**” enige masjinerie of toerusting, hetsy self-aangedrewe al dan nie, wat nie in ’n toesluit motorhuis op die perseel waarop dit parkeer word, gestoor word nie;

“**munisipale bestuurder**” die persoon wat ingevolge artikel 82 van die Strukturewet, Wet 117 van 1998, deur die Raad in daardie amp aangestel is;

“**munisipaliteit**” die Munisipaliteit van Beaufort-Wes;

“**openbare oorlas**” enige handeling, versuim of toestand wat aanstootlik is, wat nadelig of gevaarlik is vir die gesondheid, wat die gewone gemak, gerief, rus of stilte van die publiek wesenlik belemmer of wat die veiligheid van die publiek nadelig raak;

“**Raad**” die raad van die munisipaliteit;

“**soner**” ’n gebruiksreg wat ingevolge die bepalings van ’n dorpsaanlegskema op persele uitgeoefen mag word, en sluit dit in enige goedkeuring wat ten opsigte van die betrokke perseel ingevolge ’n dorpsaanlegskema toegestaan is, en

“**swaar voertuig**” enige voertuig of sleepwa met ’n bruto voertuigmassa van drie ton of meer.

2. Toepassing

(1) Die bepalings van hierdie verordening doen nie afbreuk nie aan die bepalings van enige ander wetgewing ingevolge waarvan voorsiening gemaak is vir die beheer van spesifieke oorlaste soos bepaal in daardie wetgewing.

(2) Nieteenstaande die bepalings van subartikel (1), is die bepalings van enige wetgewing met betrekking tot stadsbeplanning onderhewig aan hierdie verordening.

(3) Hierdie verordening is ook van toepassing op enige staatsorgaan.

3. Verbod op openbare oorlaste

(1) Niemand mag ’n openbare oorlas veroorsaak nie.

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| <p>(2) A public nuisance is created by, but is not limited to—</p> <p>(a) the keeping of animals or reptiles, excluding domesticated dogs, cats, fish or rodents generally regarded as pets, on a premises unless the premises is in terms of an applicable town planning scheme zoned as suitable for the keeping of such animals or reptiles;</p> <p>(b) allowing an animal, reptile or domesticated dog to:—</p> <p>(i) enter upon public or private land other than the a premises where it is kept, unless under proper control and, in the case of a dog, on a leash;</p> <p>(ii) suffer from an infectious or contagious disease, or</p> <p>(iii) act in such a manner that a nuisance is created for adjacent residents;</p> <p>(c) in the case of a person in control of a dog on a street or public land, failing to remove the droppings of that dog;</p> <p>(d) the keeping of domesticated cats, fish or rodents generally regarded as pets to such an extent that a potential for a nuisance is created;</p> <p>(e) the keeping of poultry or birds, with the exception of domesticated birds which are kept in cages or lofts, on premises unless the a premises is in terms of an applicable town planning scheme zoned as suitable for the keeping of poultry or birds;</p> <p>(f) the keeping of domesticated birds which are kept in cages or lofts, to such an extent that a potential for a nuisance is created;</p> <p>(g) the overnight parking of more than one heavy vehicle on premises which is zoned for residential purposes;</p> <p>(h) the parking of an implement on a premises which is zoned for residential purposes;</p> <p>(i) the repairing, washing, maintenance or servicing of a heavy vehicle, boat or implement on a premises which is zoned for residential purposes;</p> <p>(j) the parking of a vehicle, heavy vehicle, boat or trailer on a premises in such a manner that a part of the vehicle, heavy vehicle, boat or trailer extends over the boundaries of the premises on which it is parked;</p> <p>(k) the letting off of a firework on or over private land in such a manner that the firework or part thereof may land on adjacent premises;</p> <p>(l) operating a business or engaging in similar activities on residential premises, notwithstanding any approvals granted by the Council in terms of town planning legislation, to the extent that a nuisance to adjacent residents is created by:</p> <p>(i) the increase of an activity over and above the limits and conditions determined by the Council when the application for the activity was originally approved in terms of legislation;</p> <p>(ii) the storage of goods or materials on the premises;</p> <p>(iii) the operation of a pump, compressor, fan or similar machinery in such a manner</p> | <p>(2) 'n Openbare oorlas word veroorsaak deur, maar is nie beperk nie, tot die volgende—</p> <p>(a) die aanhou van diere of reptiele, met uitsluiting van huisdiere soos honde, katte, visse of knaagdiere wat algemeen as troeteldiere beskou word, op 'n eiendom tensy so 'n eiendom ingevolge 'n toepaslike dorpsaanlegskema soneer is as geskik vir die aanhou van sulke diere of reptiele;</p> <p>(b) om toe te laat dat 'n dier, reptiel of 'n hond wat 'n huisdier is:—</p> <p>(i) toegang verkry tot openbare of private eiendom anders as die perseel waar dit aangehou word tensy dit onder behoorlike beheer is en, in die geval van 'n hond, aan 'n leiband is;</p> <p>(ii) ly aan 'n besmetlike of aansteeklike siekte, of</p> <p>(iii) op so 'n manier optree dat 'n oorlas vir aanliggende inwoners geskep word;</p> <p>(c) in die geval van 'n persoon wat in beheer is van 'n hond in 'n straat of op openbare grond, na te laat om die hond se mis op te tel;</p> <p>(d) die aanhou van huishoudelike katte, visse of knaagdiere wat normaalweg as troeteldiere beskou word, tot so 'n mate dat 'n moontlike oorlas geskep kan word;</p> <p>(e) die aanhou van pluimvee of voëls, met uitsluiting van huishoudelike voëls wat in koue of duiwehokke aangehou word, op persele, tensy sulke persele ingevolge die bepalings van 'n toepaslike dorpsaanlegskema soneer is as geskik om pluimvee of voëls aan te hou;</p> <p>(f) die aanhou van huishoudelike voëls wat in koue of duiwehokke aangehou word, tot so 'n mate dat 'n moontlike oorlas geskep kan word;</p> <p>(g) die oornag parkering van meer as een swaar voertuig op 'n perseel wat vir woondoeleindes soneer is;</p> <p>(h) die parkering van 'n implement op 'n perseel wat vir woondoeleindes soneer is;</p> <p>(i) die herstel, was, onderhoud of diens van 'n swaar voertuig, boot of implement op 'n perseel wat vir woondoeleindes soneer is;</p> <p>(j) die parkering van 'n voertuig, swaar voertuig, boot of sleepwa op 'n perseel op so 'n manier dat 'n gedeelte van die voertuig, swaar voertuig, boot of sleepwa uitsteek oor die grens van die perseel waarop dit parkeer is;</p> <p>(k) die afvuur van 'n vuurwerk op of oor privaatgrond op so 'n manier dat die vuurwerk of 'n gedeelte daarvan op 'n aanliggende eiendom kan land;</p> <p>(l) niesteenstaande enige goedkeurings wat deur die Raad ingevolge die bepalings van stadsbeplanningswetgewing verleen is, op 'n woonperseel 'n besigheid te bedryf of besig te wees met soortgelyke aktiwiteite tot so 'n mate dat 'n oorlas vir aangrensende inwoners veroorsaak word deur:—</p> <p>(i) die uitbreiding van 'n aktiwiteit tot buite die beperkings en voorwaardes wat deur die Raad bepaal is op die tydstip toe die aansoek om goedkeuring van die aktiwiteit oorspronklik deur die Raad ingevolge die bepalings van wetgewing goedgekeur is;</p> <p>(ii) die stoor van goedere en materiaal op die eiendom;</p> <p>(iii) die werking van 'n pomp, kompressor, waaiër of soortgelyke masjinerie op so 'n manier dat 'n</p> |
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	that a vibration is caused on adjacent premises;		vibrasie op aangrensende eiendomme veroorsaak word;
(iv)	the use of spray paints or other volatile substances in such a manner that sprays, smells or gases enter onto adjacent properties;	(iv)	die gebruik van spuitverf of ander vlugtige bestanddele op so 'n manier dat spreie, reuke of gasse op aangrensende persele waarneembaar is;
(v)	the manufacture or activities related to the manufacture of goods or materials;	(v)	die vervaardiging of aktiwiteite wat met die vervaardiging van goedere en materiale verband hou;
(vi)	the frequency of deliveries or the calling of persons at the premises;	(vi)	die herhaaldelike aflewings of die besoek van persone aan die perseel;
(vii)	the frequency of loading or unloading of vehicles in the street or on the premises;	(vii)	die herhaaldelike op- of aflaai van voertuie in die straat of op die eiendom;
(viii)	the gathering of workers on or near the premises, or	(viii)	die byeenkoms van werkers op of in die nabyheid van die perseel, of
(ix)	the frequency of the arrival, departure or parking in the street of vehicles attached to the activities on the premises;	(ix)	die herhaaldelike aankoms, vertrek of parking in die straat van voertuie wat aan die aktiwiteite op die perseel verbonde is;
(m)	allowing buildings or vacant land to become:	(m)	toe te laat dat geboue of onbeboude grond:—
(i)	unsightly, offensive or in a state of disrepair to such an extent that the values of adjacent properties are detrimentally affected;	(i)	onooglik, aanstootlik of in 'n toestand van verval raak tot so 'n mate dat die waardes van aanliggende eiendomme nadelig daardeur geraak word;
(ii)	a home for squatters or a shelter for undesirable elements;	(ii)	'n tuiste bied vir plakkers of skuiling vir ongewenste elemente;
(iii)	overgrown with neglected lawns, trees, shrubs or other cultivated or uncultivated vegetation;	(iii)	oorgroei word deur verwaarloosde grasperke, bome, struik of ander geplante of opslag plantegroei;
(iv)	inundated with an unsightly accumulation of papers, cartons, garden refuse, rubble and/or other waste materials, or	(iv)	besaai word met onooglike papiere, kartonne, tuinvullis, bourommel en/of ander afvalmateriaal, of
(v)	a depository for waste materials;	(v)	'n stortplek vir afvalmateriaal raak;
(n)	in relation to business a premises, allowing—	(n)	ten opsigte van besigheidpersele, toelaat dat:—
(i)	waste materials emanating from the activities on the premises to be deposited in a street refuse bin;	(i)	afvalmateriaal wat voortspruit uit die aktiwiteite op die perseel, in 'n straatvullishouer geplaas word;
(ii)	waste materials emanating from the activities on the a premises to be deposited on a part of the a premises which is open to the street or sidewalk, unless it is in a container provided or approved by the Council;	(ii)	afvalmateriaal wat voortspruit uit die aktiwiteite op die perseel, op 'n gedeelte van die perseel geplaas word indien sodanige gedeelte van die perseel oop is na die straat of die sypaadjie, tensy dit in 'n houer is wat deur die Raad goedgekeur of voorsien is;
(iii)	the display of goods for sale on a part of the a premises outside of a building, which is open to the street or sidewalk, but does not form part of the street or the sidewalk;	(iii)	goedere wat te koop aangebied word buite 'n gebou op 'n gedeelte van die perseel wat oop is tot die straat of die sypaadjie, maar nie deel van die straat of die sypaadjie uitmaak nie, uitgestal word;
(iv)	a vehicle to be parked on the a premises in such a manner that part of the vehicle extends over a boundary of the premises;	(iv)	'n voertuig op die perseel parkeer word op so 'n manier dat 'n gedeelte van die voertuig oor die grens van die perseel uitsteek;
(v)	a means of advertising or promotion on the premises to have an impact on persons in the street or on adjacent properties;	(v)	'n metode van advertering op die perseel 'n effek het op persone in die straat of op aanliggende eiendomme;
(vi)	2a means of advertising or promotion to have the effect that a distraction or danger is caused for passing vehicular or pedestrian traffic, a gathering of persons is allowed to form in the vicinity of the premises, or that pedestrians are prevented from using the sidewalk in front of the a premises;	(vi)	'n metode van advertering of promosie die effek het dat dit die aandag aftrek, 'n gevaar vir verbygangers of voertuie inhou, veroorsaak dat 'n samedromming plaasvind of dat voetgangers verhoed word om van die sypaadjie voor die perseel gebruik te maak;
(vii)	a shop trolley attached to the business to be moved further away from the business than the nearest parking areas normally utilised by the customers of the business;	(vii)	'n winkeltrouie verbonde aan die besigheid verder vanaf die besigheid verwyder word as die naaste parkeerarea wat normaalweg deur kliënte van die besigheid gebruik word;

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| <ul style="list-style-type: none"> (viii) shop trolleys attached to the business to accumulate in a street or parking area to the extent that vehicular or pedestrian traffic is impeded or endangered; (ix) a refrigerator, compressor, fan or other machinery, to operate in such a manner that a vibration is caused on adjacent premises; (x) an increase in the frequency of deliveries or callers at the premises to such an extent that occupiers of adjacent a premises are prevented from gaining normal access to their premises; or (xi) vehicles attached to the business to be parked in front of adjacent a premises in such a manner that the occupiers are prevented to proceed with the normal operation of their activities; <p>(o) in relation to general behaviour on streets, parking bays, parking areas and in public places—</p> <ul style="list-style-type: none"> (i) shouting, screaming, whistling or making any other noise to attract attention to such an extent that a nuisance is created; (ii) bringing a vehicle to a stop or driving a vehicle in such a manner that pedestrian and vehicular traffic is impeded; (iii) riding bicycles or similar devices in groups in such a manner that pedestrian and vehicular traffic is impeded; (iv) pushing or parking trolleys or similar devices in such a manner that pedestrian and vehicular traffic is impeded; (v) walking or standing in groups in such a manner that other pedestrian traffic is impeded; (vi) offering services or goods and articles for sale in intersections in such a manner that the attention of drivers of vehicles is distracted; (vii) offering services or goods or articles for sale from the side of the road in such a manner that vehicular or pedestrian traffic is impeded or the attention of drivers of vehicles is distracted; (viii) operating a vehicle drawn by animals at such times when, and on such streets where, a heavy traffic flow is experienced; (ix) being in an inebriated or drug-induced condition in such a manner that a nuisance is created, and (x) acting in a disorderly manner. <p>(p) the display of anything which is visually offensive;</p> <p>(q) operating any device which interferes with radio and television reception.</p> | <ul style="list-style-type: none"> (viii) winkeltrollies verbonde aan die besigheid in 'n straat of parkeergebied versamel tot so 'n mate dat voetganger- of voertuigverkeer daardeur belemmer of in gevaar gestel word; (ix) die werking van 'n yskas, kompressor, waaier of ander masjinerie 'n vibrasie op aanliggende persele veroorsaak; (x) 'n verhoging in die aantal afleweringe of besoekers aan die perseel tot so 'n mate uitbrei dat okkupeerders van aanliggende persele nie normaalweg toegang tot hulle persele kan verkry nie, of (xi) voertuie verbonde aan die besigheid voor aanliggende persele parkeer word tot so 'n mate dat die okkupeerders daarvan verhoed word om met die normale bedryf van hulle aktiwiteite voort te gaan; <p>(o) ten opsigte van algemene gedrag op straat, parkeer- vlakke, parkeerareas en in openbare plekke:—</p> <ul style="list-style-type: none"> (i) skree, gil, fluit of die maak van enige ander geraas om aandag te trek tot so 'n mate dat 'n oorlas geskep word; (ii) die tot stilstand bring van 'n voertuig of die bestuur daarvan op so 'n manier dat voetganger- en voertuigverkeer daardeur belemmer word; (iii) die ry van fietse of soortgelyke toestelle in groepe tot so 'n mate dat voetganger- en voertuigverkeer daardeur belemmer word; (iv) die stoot of parkering van winkeltrollies of soortgelyke toestelle op so 'n manier dat voetganger- en voertuigverkeer daardeur belemmer word; (v) om in groepe te loop of te staan op so 'n manier dat ander voetgangerverkeer daardeur belemmer word; (vi) die aanbied van goedere of dienste of artikels te koop in kruisings op so 'n manier dat die aandag van bestuurders van voertuie daardeur afgetrek word; (vii) die aanbied van goedere of dienste of artikels te koop vanaf die kant van die straat op so 'n manier dat voetganger- of voertuigverkeer belemmer word of die aandag van bestuurders van voertuie afgetrek word; (viii) deur 'n voertuig wat deur diere getrek word op sulke tye, en op strate waar, 'n swaar verkeer ondervind word, te bestuur; (ix) om tot so 'n mate in 'n beskonke toestand of onder die invloed van dwelmmiddels te wees dat 'n oorlas veroorsaak word, en (x) om op 'n wanordelike manier op te tree; <p>(p) die vertoon van enigiets wat visueel aanstootlik is;</p> <p>(q) om enige apparaat te gebruik wat radio- en televisie- sturings veroorsaak.</p> |
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4. Measures for preventing or for abating public nuisances

- (1) The municipal manager shall take all lawful, necessary and reasonably practicable measures, including legal proceedings, for preventing the occurrence of or for abating or causing to be abated any public nuisance.
- (2) Whenever the municipal manager is satisfied of the existence of a public nuisance within the municipal area, he or she shall serve—

4. Maatreëls om oorlaste te voorkom en te bekamp

- (1) Die munisipale bestuurder moet alle wettige, nodige en redelik uitvoerbare maatreëls tref, met inbegrip van regsdinge, om die ontstaan van enige openbare oorlaste te voorkom of om dit te verwyder of te laat verwyder.
- (2) Wanneer ook al die munisipale bestuurder oortuig is van die bestaan van 'n openbare oorlaste binne die munisipale gebied, beteken hy of sy—

- (a) on the author of such nuisance;
- (b) if such author cannot be found, on the occupier of the property on which such nuisance exists, or
- (c) if there is no such occupier or such occupier cannot be found, on the owner of such property,

a notice in writing requiring such author, occupier or owner, as the case may be, to remove the cause of and to abate such nuisance to his or her satisfaction within a reasonable period specified in such notice.

- (3) If the person on whom a notice has been served in terms of subsection (2) fails to comply therewith or if the author of the nuisance concerned and the owner and occupier of the property on which such nuisance exists are not known or cannot be found, the municipal manager may forthwith take or cause to be taken all measures which he or she may consider to be necessary or desirable for the abatement of such nuisance and any expenses incurred in that connection shall be recoverable by the Council—

- (a) from the author of such nuisance;
- (b) if such author cannot be found, from the occupier of the property on which such nuisance existed, or
- (c) if there is no such occupier or such occupier cannot be found, from the owner of such property.

- (4) If there is more than one author of any public nuisance the order referred to in subsection (2) may be served on any one or more of such authors and the authors on whom such notice is served shall be jointly and severally liable for any expenses incurred by the Council under subsection (3).

5. Repeal of by-laws

The by-laws listed in the Schedule are hereby repealed.

6. Transitional arrangements

A person who can prove that an approval was granted in terms of any by-law contained in the schedule, may continue to act in terms of that approval, provided that:—

- (a) the conditions imposed in terms of the original approval will remain in force;
- (b) the original approval will be valid only in respect of the a premises for which it was granted, and
- (c) no approval may be transferred from the original applicant to another person.

7. Offences and penalties

- (1) A person who contravenes section 3, shall be guilty of an offence and liable for the payment of a fine.
- (2) A person who fails to comply with a notice served in terms of subsection 4(2) or with any condition imposed by the municipal manager in the exercise of his or her powers or the performance of his or her duties and functions thereunder shall be guilty of an offence and liable for the payment of a fine. 31776

- (a) die veroorsaker van die oorlas;
- (b) as die veroorsaker nie gevind kan word nie, aan die okkupeerder van die eiendom waarop die oorlas bestaan, of
- (c) as daar geen sodanige okkupeerder is of sodanige okkupeerder nie gevind kan word nie, aan die eienaar van die eiendom,

'n skriftelike lasgewing waarin van sodanige veroorsaker, okkupeerder of eienaar, na gelang van die geval, vereis word om die oorlas uit die weg te ruim en die oorlas te verwyder tot sy of haar genoë binne 'n redelike tydperk wat in die kennisgewing bepaal word.

- (3) Indien die persoon aan wie 'n lasgewing ingevolge subartikel (2) beteken is, versuim om daaraan te voldoen of indien die veroorsaker van die betrokke oorlas en die eienaar en okkupeerder van die eiendom waarop die oorlas bestaan nie bekend is of nie gevind kan word nie, kan die munisipale bestuurder onverwyld alle maatreëls tref of laat tref wat hy of sy nodig of wenslik ag vir die verwydering van die oorlas en enige koste in hierdie verband aangegaan is deur die Raad verhaalbaar—

- (a) van die veroorsaker van die oorlas;
- (b) as die veroorsaker nie gevind kan word nie, van die okkupeerder van die eiendom waarop die oorlas bestaan het, of
- (c) as daar geen okkupeerder is of die okkupeerder nie gevind kan word nie, van die eienaar van die eiendom.

- (4) As daar meer as een veroorsaker van 'n openbare oorlas is, kan die lasgewing in subartikel (2) beteken word aan enigen of meer van die veroorsakers en die veroorsakers aan wie sodanige kennisgewing beteken word, is gesamentlik en afsonderlik aanspreeklik vir enie koste kragtens subartikel (3) deur die Raad aangegaan.

5. Herroeping van verordeninge

Die verordeninge wat in die Bylae gelys word, word hiermee herroep.

6. Oorgangsmatreëls

'n Persoon wat kan bewys dat 'n goedkeuring toegestaan is ingevolge enige verordening wat in die Bylae gelys word, mag voortgaan om op te tree in ooreenstemming met die goedkeuring, op voorwaarde dat:—

- (a) die voorwaardes soos vervat in die oorspronklike goedkeuring van krag bly;
- (b) die oorspronklike goedkeuring slegs geldig sal wees ten opsigte van die perseel waarvoor dit goedgekeur is, en
- (c) geen goedkeuring vanaf die oorspronklike aansoeker na 'n ander persoon oorgedra mag word nie.

7. Strafbepaling

- (1) 'n Persoon wat artikel 3 oortree, is skuldig aan 'n misdryf en kan 'n boete opgelê word.
- (2) 'n Persoon wat versuim om te voldoen aan 'n kennisgewing wat ingevolge subartikel 4(2) gedien is, of 'n voorwaarde deur die munisipale bestuurder opgelê in die uitoefening van sy of haar magte of die uitvoering van sy of haar pligte daaronder, is skuldig aan 'n misdryf en kan 'n boete opgelê word. 31776

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R112,25 + posgeld per jaar, Buiteland.

Intekengeld moet vooruitbetaal word.

Los eksemplare is verkrygbaar by Kamer 9-06, Provinsiale-gebou, Dorpstraat 4, Kaapstad 8001, teen R3,00 per eksemplaar.

Advertensietarief

Eerste plasing, R15,85 per cm, dubbelkolom.

Gedeeltes van 'n cm word as een cm beskou.

Kennisgewings moet die Direkteur-generaal uiterlik om 10:00 op die voorlaaste werkdag voor die uitgawe van die *Koerant* bereik.

Hoewel alle pogings aangewend sal word om te sorg dat kennisgewings soos ingedien en op die verlangde datum gepubliseer word, aanvaar die Administrasie nie verantwoordelikheid vir foute, weglatings, laat publikasies of versuim om dit te publiseer nie.

Alle briefwisseling moet aan die Direkteur-generaal, Posbus 659, Kaapstad 8000, gerig word en tjeks, bankwissels, posorders en poswissels moet aan die Provinsiale Administrasie Wes-Kaap.

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