PROVINCE OF WESTERN CAPE

Provincial Gazette

6378

Friday, 1 September 2006

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PROVINSIE WES-KAAP

Provinsiale Koerant

6378

Vrydag, 1 September 2006

As 'n Nuusblad by die Poskantoor Geregistreer

INHOUD

*(*Herdrukke is verkrygbaar by Kamer 9-06, Provinsiale-gebou, Dorpstraat 4, Kaapstad 8001.)*

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PROCLAMATION

WESTERN CAPE EDUCATION DEPARTMENT

NO. 9/2006

MERGER OF PUBLIC SCHOOLS

Under the powers vested in me by Section 12A of the South African Schools Act, 1996 (Act 84 of 1996), as amended by the Education Laws Amendment Act, 1999 (Act 84 of 1999) I, Cameron Muir Dugmore, Member of the Provincial Cabinet responsible for Education: Western Cape, hereby declare the merger of Cindy Park Primary School and Elswood Primary School with effect from 1 April 2006. The school will be known as Elswood Primary School.

Signed at Cape Town this 22nd day of July 2006.

CAMERON MUIR DUGMORE, CABINET RESPONSIBLE FOR EDUCATION: WESTERN CAPE

PROKLAMASIE

WES-KAAP ONDERWYSDEPARTEMENT

NO. 9/2006

SAMESMELTING VAN OPENBARE SKOLE

Kragtens die bevoegdheid aan my verleen by artikel 12A(1) van die Suid-Afrikaanse Skolewet, 1996 (Wet 84 van 1996), soos gewysig deur die Wysigingswet op Onderwyswette, 1999 (Wet 84 van 1999), verklaar ek, Cameron Muir Dugmore, Lid van die Provinsiale Kabinet verantwoordelik vir Onderwys: Wes-Kaap, hierby dat Primêre Skool Cindy Park en Primêre Skool met ingang van 1 April 2006 saamsmelt. Die enkel skool sal bekend staan as Primêre Skool Elswood.

Geteken te Kaapstad op hede die 22ste dag van Julie 2006.

CAMERON MUIR DUGMORE, LID VAN DIE PROVINSIALE KABINET VERANTWOORDELIK VIR ONDERWYS: WES-KAAP

PROCLAMATION

WESTERN CAPE EDUCATION DEPARTMENT

NO. 10/2006

CLOSURE OF PUBLIC SCHOOLS

Under the powers vested in me by section 18 of the Western Cape Provincial School Education Act, 1997 (Act 12 of 1997), I, CAMERON MUIR DUGMORE, Member of the Provincial Cabinet responsible for Education: Western Cape, hereby declare the closure of Friedrich Scheffler (LB) Primary School on 31 October 2006.

Signed at Cape Town this 17th day of August 2006.

CAMERON MUIR DUGMORE, MEMBER OF THE PROVINCIAL CABINET RESPONSIBLE FOR EDUCATION: WESTERN CAPE

PROKLAMASIE

WES-KAAP ONDERWYSDEPARTEMENT

NO. 10/2006

SLUITING VAN OPENBARE SKOOL

Kragtens die bevoegdheid aan my verleen by artikel 18 van die Wes-Kaapse Provinsiale Wet op Skoolonderwys, 1997 (Wet 12 van 1997), verklaar ek, CAMERON MUIR DUGMORE, Lid van die Provinsiale Kabinet verantwoordelik vir Onderwys: Wes-Kaap, hierby dat Primêre Skool Friedrich Scheffler (LB) op 31 Oktober 2006 sluit.

Geteken te Kaapstad op hede die 17de dag van Augustus 2006.

CAMERON MUIR DUGMORE, LID VAN DIE PROVINSIALE KABINET VERANTWOORDELIK VIR ONDERWYS: WES-KAAP

PROVINCIAL NOTICES

The following Provincial Notices are published for general information.

G. A. LAWRENCE,
DIRECTOR-GENERAL

Provincial Building,
Wale Street,
Cape Town.

PROVINSIALE KENNISGEWINGS

Die volgende Provinsiale Kennisgewings word vir algemene inligting gepubliseer.

G. A. LAWRENCE,
DIREKTEUR-GENERAAL

Provinsiale-gebou,
Waalstraat,
Kaapstad.

P.N. 266/2006 1 September 2006

NOTICE IN TERMS OF SECTION 23 OF THE LOCAL GOVERNMENT: MUNICIPAL DEMARCATION ACT, 1998 (ACT NO. 27 OF 1998)

[DEM 274/DEM 285 [WC]

ELECTORAL COMMISSION

In terms of section 23 of the Local Government: Municipal Demarcation Act, 1998, the Electoral Commission hereby records its view that the boundary redeterminations between the Cape Agulhas Local Municipality [WC033] and the Theewaterskloof Local Municipality [WC 031] referred to in Notice No. 178 and Notice No. 179 published in the Western Cape Provincial Gazette No. 6358 of 22 May 2006, and Notice No. 223 published in the Western Cape Provincial Gazette No. 6369 of 14 July 2006, respectively, will not materially affect the representation of voters in the councils of the affected municipalities.

P.N. 267/2006 1 September 2006

LOCAL GOVERNMENT AND HOUSING

FIRE BRIGADE SERVICES ACT, 1987

CATEGORY OF PERSONS FOR THE PERFORMANCE OF PRESCRIBED FUNCTIONS

I, Qubudile Richard Dyantyi, Provincial Minister responsible for Local Government and Housing, hereby declare under section 13 of the Fire Brigade Services Act, 1987 (Act 99 of 1987), read with Proclamation No. 153, 1994, after consultation with the Fire Brigade Board, that categories of persons mentioned hereunder, who are disignated for this purpose and indicated in the Schedule, may perform the prescribed functions contemplated in the said section 13:

(a) Officers as defined in section 1 of the Public Service Act, 1994 (Proclamation No. 103 of 3 June 1994) with a grading not lower than that of Assistant Director who are serving in provincial government.

(b) Members of the fire brigade service of a local authority as defined in section 1 of the Fire Brigade Services Act, 1987.

(c) Other persons with applicable knowledge in the service of a controlling authority.

Commencement date: 1 September 2006

Q R Dyantyi, Provincial Minister of Local Government and Housing

Signed at CAPE TOWN on 30 August 2006

SCHEDULE

Category A:

Willem Heinrich Munnik; ID 460611 5022 089; Assistant Director — Provincial Government of the Western Cape. This is published for information only as the person above does have a valid current appointment.

Category B:

Clive Mackay; ID 641205 5091 087; Chief Fire Officer — Mossel Bay Municipality

Daniël Helm Wilds; ID 570415 5042 084; Chief Fire Office — Cape Winelands District Municipality

Category C:

William Zane Erasmus; ID 520714 5035 081; Programme Manager: Fire — Cape Nature (Western Cape Nature Conservation Board)

Willem Johannes von Grüning; ID 461009 5078 087; Fire and Risk Manager — Caltex Oil (SA) Ltd.

Brian Michael Oliver; ID 530608 5134 183; Chief Fire Officer — PetroSA

P.K. 267/2006 1 September 2006

PLAASLIKE REGERING EN BEHUISING

WET OP BRANDWEERDIENSTE, 1987

KATEGORIE VAN PERSONE VIR DIE VERRIGTING VAN VOORGESKREWE WERKSAAMHEDE

Ek, Qubidile Richard Dyantyi, Provinsiale Minister verantwoordelik vir Plaaslike Regering en Behuising, verklaar hierby kragtens artikel 13 van die Wet op Brandweerdienste, 1987 (Wet No. 99 van 1987), saamgelees met Proklamasie No. 153, 1994, na oorleg met die Brandweerraad, dat kategorië van persone hieronder vermeld, vir die doel aangewys en in die Bylae aangedui, die voorgeskrewe werksaamhede beoog in die genoemde artikel 13 kan verrig:

(a) Beamptes soos omskryf in artikel 1 van die Staatsdienswet, 1994 (Proklamasie No. 103 van 3 Junie 1994), met ’n gradering van nie laer nie as die van Assistent-direkteur in diens van ’n provinsiale regering.

(b) Lede van die brandweerdiens van ’n plaaslike owerheid soos omskryf in artikel 1 van die Wet op Brandweerdienste, 1987.

(c) Ander persone met toepaslike kundigheid in diens van ’n beherende gesag.

Inwerkingtredingsdatum: 1 September 2006

Q R Dyantyi, Provinsiale Minister van Plaaslike Regering en Behuising

Geteken te KAAPSTAD op 30 Augustus 2006

SCHEDULE

Kategorie A:

Willem Heinrich Munnik; ID 460611 5022 089; Assistent direkteur — Provinsiale Regering van die Wes-Kaap. Hierdie word net vir kennisname gepubliseer omdat die persoon hierbo ’n huidig geldige aanstelling het.

Kategorie B:

Clive Mackay; ID 641205 5091 087; Brandweerhoof — Mosselbaai Munisipaliteit

Daniël Helm Wilds; ID 570415 5042 084; Brandweerhoof — Kaapse Wynland Distriksmunisipaliteit

Kategorie C:

William Zane Erasmus; ID 520714 5035 081; Program-bestuurder: Brandweer — Cape Nature (Western Cape Nature Conservation Board)

Willem Johannes von Grüning; ID 461009 5078 087; Brand en Risikobestuurder — Caltex Oil (SA) Ltd.

Brian Michael Oliver; ID 530608 5134 183; Brandweerhoof — PetroSA

P.N. 268/2006 1 September 2006

MOSSEL BAY MUNICIPALITY

REMOVAL OF RESTRICTIONS ACT, 1967

Notice is hereby given that the Minister of Environment, Planning and Economic Development, properly designated as competent authority in terms of paragraph (a) of State President Proclamation No. 160 of 31 October 1994, in terms of section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), and on application by the owner of Erf 434, Stilbaai West, remove condition C.1.13.(a) in Deed of Transfer No. T.46757 of 2002.

P.K. 268/2006 1 September 2006

MOSSELBAAI MUNISIPALITEIT

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kennis geskied hiermee dat die Minister van Omgewing, Beplanning en Ekonomiese Ontwikkeling, behoorlik aangewys as bevoegde gesag ingevolge paragraaf (a) van Staatspresident Proklamasie Nr. 160 van 31 Oktober 1994 kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), en op aansoek van die eienaar van Erf 434, Stilbaai-Wes, hef voorwaarde C.1.13.(a) in Transportakte Nr. T.46757 van 2002 op.

P.N. 269/2006 1 September 2006

CITY OF CAPE TOWN (HELDERBERG REGION)

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 owner of Remainder Erf 987, Gordons Bay, remove condition B.4 contained in Deed of Transfer No. T.71511 of 2003.

P.K. 269/2006 1 September 2006

STAD KAAPSTAD (HELDERBERGSTREEK)

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), behoorlik aan my gedelegeer ingevolge artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhede, 1994, en op aansoek van die eienaar van Restant Erf 987, Gordonsbaai, hef voorwaarde B.4 in Transportakte Nr. T.71511 van 2003, op.

P.N. 270/2006 1 September 2006

CITY OF CAPE TOWN

CAPE TOWN ADMINISTRATION

LESS FORMAL TOWNSHIP ESTABLISHMENT ACT, 1991
(ACT 113 OF 1991)

DESIGNATION OF AN AREA FOR LESS FORMAL SETTLEMENT: ATHLONE

I, Richard Qubudile Dyantyi, Minister of Local Government and Housing in the Province of the Western Cape, hereby, in terms of the powers vested in me under section 3(1) of the abovementioned Act, designate of the following land situated within the jurisdiction of the City of Cape Town, for less formal settlement, with effect from 8 August 2006.

Description of land

Erf 168948 (portion of Erf 101788), Athlone, Cape Town, as indicated on the plan below.

The designation of the abovementioned land is subject to the following conditions:

1. The conditions stipulated by the City of Cape Town as set out in Annexure A to its letter LM 3099 (101763) dated 11 April 2006.

2. No development being permitted under the 1:50 year flood line.

3. The requirements of section 38(1) of the National Heritage Resources Act, 1999 (Act 25 of 1999) being adhered to; and

4. Any requirements expressed by the Provincial Department of Health.

P.K. 270/2006 1 September 2006

STAD KAAPSTAD

KAAPSTAD ADMINISTRASIE

WET OP MINDER FORMELE DORPSTIGTING, 1991
(WET 113 VAN 1991)

AANWYSING VAN ’N GEBIED VIR MINDER FORMELE VESTIGING: ATHLONE

Ek, Richard Qubudile Dyantyi, Minister van Plaaslike Regering en Behuising in die Provinsie Wes-Kaap, wys kragtens die bevoegdheid aan my verleen kragtens artikel 3(1) van die bogenoemde Wet, met ingang van 8 Augustus 2006, die volgende grond geleë in die jurisdiksie van die Stad Kaapstad, aan vir minder formele vestiging:

Beskrywing van grond

Erf 168948 (’n Gedeelte van Erf 101788), Athlone, Kaapstad, soos op die plan hieronder aangedui.

Die aanwysing van die bogenoemde grond is onderworpe aan die volgende voorwaardes:

1. Die voorwaardes soos gestipuleer deur die Stad Kaapstad en soos uiteengesit in Bylaag A tot sy skrywe LM 3099 (101763) gedateer 11 April 2006.

2. Geen ontwikkeling onder die 1:50 jaar vloedlyn word toegelaat nie.

3. Die bepalings van artikel 38(1) van die Wet op nasionale Erfenis Hulpbronne, 1999 (Wet 25 van 1999) moet aan voldoen word; en

4. Enige vereistes van die provinsiale Departement van Gesondheid.

See map overleaf

ERF INFORMATION

PORTION	EXTENT (m²)	ZONING	PORTION	EXTENT (m²)	ZONING	PORTION	EXTENT (m²)	ZONING
1	141.97	residential	24	148.77	residential	47	106.89	residential
2	124.92	residential	25	148.98	residential	48	110.02	residential
3	116.77	residential	26	143.26	residential	49	110.51	residential
4	111.22	residential	27	118.20	residential	50	106.00	residential
5	123.24	residential	28	119.46	residential	51	106.00	residential
6	153.34	residential	29	129.78	residential	52	110.50	residential
7	130.13	residential	30	132.14	residential	53	110.50	residential
8	125.70	residential	31	116.97	residential	54	110.50	residential
9	119.35	residential	32	100.81	residential	55	110.50	residential
10	102.00	residential	33	100.81	residential	56	111.95	residential
11	102.00	residential	34	100.81	residential	57	114.90	residential
12	109.08	residential	35	100.81	residential	58	107.57	residential
13	132.59	residential	36	100.81	residential	59	111.00	residential
14	102.00	residential	37	100.81	residential	60	103.52	residential
15	102.00	residential	38	100.81	residential	61	115.25	residential
16	126.00	residential	39	100.81	residential	62	151.42	residential
17	140.50	residential	40	100.61	residential	63	171.38	residential
18	113.70	residential	41	100.00	residential	64	135.93	residential
19	113.70	residential	42	100.00	residential	65	127.65	residential
20	133.68	residential	43	104.02	residential	66	103.62	residential
21	146.58	residential	44	103.25	residential	67	110.23	residential
22	120.97	residential	45	100.10	residential	68	287.37	public open space
23	134.94	residential	46	109.65	residential			

Site outline	0.0813ha	
Residential	0.7843ha	
Public Open Space	0.0255ha	
Road Reserve	0.2715ha	

Figure 3.3: Proposed Zoning & Plan of Subdivision
Revision: March 2006
PHOENIX HOUSING - NOVEMBER 2005
NM & ASSOCIATES - PLANNERS & DESIGNERS

CITY OF CAPE TOWN (HELDERBERG REGION)

REMOVAL OF RESTRICTIONS & REZONING

• Erf 65, Penhill *(first placement)*

Notice is hereby given in terms of Section 3(6) of Act 84 of 1967 and Section 17 of Ordinance 15 of 1985 that the undermentioned application has been received and is open to inspection at the office of the Director: Town Planning, First Floor, Omni-Forum Building, 94 Van Riebeeck Road, Kuils River and any enquiries may be directed to Mr Robin Koopman, Private Bag X16, Kuils River, 7579, tel (021) 900-1755, fax (021) 900-1786 or e-mail to ciska.smit@capetown.gov.za during office hours (08:00-14:30).

The application is also open to inspection at the office of the Director: Integrated Environmental Management, Provincial Government of the Western Cape at 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) 483-4173 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 Director: Town Planning, Private Bag X16, Kuils River, 7579 with a copy to the Director: Integrated Environmental Management at Private Bag X9086, Cape Town, 8000 on or before 9 October 2006, quoting the above Act and the objector's erf number. Any objections received after the aforementioned closing date may be disregarded.

Applicant: Messrs Jonathan Holtman & Associates

Owner: Messrs Rapin Investment Trust

Application Number: 113723

Notice Number: 61/2006

Address: 50 Laurimer Road, Penhill

Nature of Application:

(a) Removal of restrictive title conditions applicable to Erf 65, 50 Laurimer Road, Penhill, which reads ''it shall be used for shop purposes only'';

(b) Rezoning of the property from Business Zone II to Residential Zone I.

Achmat Ebrahim, City Manager

STAD KAAPSTAD (HELDERBERG-STREEK)

OPHEFFING VAN BEPERKINGS EN HERSONERING

• Erf 65, Penhill *(eerste plasing)*

Kragtens artikel 6(3) van Wet 84 van 1967 en artikel 17 van Ordonnansie 15 van 1985 word hiermee kennis gegee dat onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Direkteur: Stadsbeplanning, Eerste Vloer, Omni Forum-gebou, Van Riebeeckweg 94, Kuilsrivier, en enige navrae kan gerig word aan mnr Robin Koopman, Privaatsak X16, Kuilsrivier 7579, of by telefoonnommer (021) 900-1755; of na (021) 900-1786 gefaks word, of per e-pos aan ciska.smit@capetown.gov.za gestuur word gedurende kantoorure 08:00-14:30.

Die aansoek lê ook ter insae by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur, Provinsiale Regering van die Wes-Kaap, Kamer 201, Dorpstraat 1, Kaapstad, van 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in die verband kan gerig word aan (021) 483-4173 en die Direktoraat se faksnommer is (021) 900-3633.

Enige besware, met die volledige redes daarvoor, moet voor of op 9 Oktober 2006 skriftelik by die kantoor van die Direkteur: Stadsbeplanning, Privaatsak X16, Kuilsrivier 7579, ingedien word, met 'n afskrif aan die Direkteur: Geïntegreerde Omgewingsbestuur, Privaatsak X9086, Kaapstad 8000, met vermelding van bogenoemde Wet en die beswaarmaker se erfnommer. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk nie in ag geneem word nie.

Aansoeker: mnre Jonathan Holtman & Genote

Eienaar: mnre Rapin Investment Trust

Aansoekno.: 113723

Kennisgewingno.: 61/2006

Adres: Laurimerweg 50, Penhill

Aard van Aansoek:

(a) Die opheffing van beperkende titelvoorwaardes wat op Erf 65, Laurimerweg 50, Penhill, van toepassing is, en wat lui ''dit sal slegs vir winkeldoeleindes gebruik word''.

(b) Die hersonering van die eiendom van sakesone II na residensiële sone I.

Achmat Ebrahim, Stadsbestuurder

CITY OF CAPE TOWN (CAPE TOWN REGION)

REMOVAL OF RESTRICTIONS

• Erf 490, Bantry Bay *(second placement)*

Notice is hereby given in terms of section 3(6) of the Removal of Restrictions Act, Act 84 of 1967 that the undermentioned application has been received and is open to inspection at the office of the Development Co-ordinator, City of Cape Town, 14th Floor, Civic Centre, Hertzog Boulevard, Cape Town, and any enquiries may be directed to C Goslett, tel (021) 400-2466 and fax (021) 421-1963 during office hours (08:00-14:30).

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). Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Director: Integrated Environmental Management at Private Bag X9086, Cape Town, 8000, with a copy to the abovementioned Development Co-ordinator on or before 26 September 2006, quoting the above Act and the objector's erf number. Any objections received after the aforementioned closing date may be disregarded. The closing date for objections and comments is 2 October 2006.

File ref: LM3383 (113285)

Applicant: Willem Buhrmann Associates

Address: 40 De Wet Road

Nature of Application:

Removal/Amendment of Restrictive title conditions applicable to Erf 490 to enable the owner to redevelop the existing double dwelling on the property into a three storey single dwelling.

Achmat Ebrahim, City Manager

STAD KAAPSTAD (KAAPSTAD-STREEK)

OPHEFFING VAN BEPERKINGS

• Erf 490, Bantrybaai *(tweede plasing)*

Kennisgewing geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967, dat onderstaande aansoek ontvang is en van 08:00-14:30 (Maandag tot Vrydag) ter insae beskikbaar is by die kantoor van die Ontwikkelingskoördineerder, Stad Kaapstad, 14de Verdieping, Burgersentrum, Hertzog-boulevard, Kaapstad, en enige navrae kan gerig word aan C Goslett, tel (021) 400-2466 en faksno. (021) 421-1963.

Die aansoek is ook ter insae beskikbaar 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, van 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Enige besware, met volledige redes daarvoor, moet skriftelik ingedien word by die kantoor van bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Privaatsak X9086, Kaapstad 8000, met 'n afskrif aan bogenoemde Ontwikkelingskoördineerder voor of op 26 September 2006, met vermelding van bogenoemde Wet en die beswaarmaker se erfnommer. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongeldig geag word.

Lêerverw.: LM3383 (113285)

Aansoeker: Willem Buhrmann Associates

Adres: De Wetweg 40

Aard van aansoek:

Die opheffing/wysiging van beperkende titelvoorwaardes wat op Erf 490 van toepassing is, ten einde die eienaar in staat te stel om die bestaande dubbelwoning op die eiendom in 'n enkelwoning van drie verdiepings te herontwikkel.

Achmat Ebrahim, Stadsbestuurder

GEORGE MUNICIPALITY

NOTICE NO: 243/2006

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 84 OF 1967): ERF 263, MALGAS CESCENT, BLANCO

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, George Municipality and any enquiries may be directed to the Deputy Director: Planning, Civic Centre, York Street, George.

The application is also open to inspection at the office of the Director, Land Development Management, Provincial Government of the Western Cape, at Room 601, 27 Wale 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 4173 (Ms. Abrahams) and 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: Land Development Management at Private Bag X9086, Cape Town, 8000, with a copy to the abovementioned Municipal Manager on or before Monday, 9 October 2006 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*
COMMUNITY DEVELOPMENT BOARD	Removal of restrictive title conditions applicable to Erf 263, Blanco, to enable the owner to subdivide the property into five portions and a Remainder Road.

CM Africa, Municipal Manager

Civic Centre, York Street, George, 6530

Tel: 044-801 9435

Fax: 044-801 9196

Email: keith@george.org.za

MUNISIPALITEIT GEORGE

KENNISGEWING NR 243/2006

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET 84 VAN 1967): ERF 263, MALGASSINGEL, BLANCO

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, George Munisipaliteit en enige navrae kan gerig word aan die Adjunk-Direkteur Beplanning, Burgersentrum, George.

Die aansoek lê ook ter insae by die Kantoor van die Direkteur: Grondontwikkelingsbestuur, Kamer 601, Waalstraat 27, 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 4173 (me. S. Abrahams) 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: Grondontwikkelingsbestuur, Privaatsak X9086, Kaapstad, 8000 met 'n afskrif aan die bogenoemde Munisipale Bestuurder, ingedien word op of voor Maandag, 9 Oktober 2006 met vermelding van bogenoemde Wet en die beswaarmaker se erfnommer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Aansoeker	*Aard van Aansoek*
COMMUNITY DEVELOPMENT BOARD	Opheffing van beperkende titelvoorwaardes van toepassing op Erf 263, Blanco ten einde die eienaar in staat te stel om die eiendom te onderverdeel in vyf dele en 'n Restant Pad.

CM Africa, Munisipale Bestuurder

Burgersentrum, Yorkstraat, George, 6530

Tel: 044-801 9435

Faks: 044-801 9196

Epos: keith@george.org.za

GEORGE MUNICIPALITY

NOTICE NO: 244/2006

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 84 OF 1967) AND SUBDIVISION (ORDINANCE 15/1985): ERF 2951, 68 MERRIMAN STREET, GEORGE

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, George Municipality and any enquiries may be directed to the Deputy Director: Planning, Civic Centre, York Street, George.

The application is also open to inspection at the office of the Director, Land Development Management, Provincial Government of the Western Cape, at 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 4173 (Mr. Chambeau) and the Directorate's fax number is 021-483 3633.

Any objections with full reasons therefore, should be lodged in writing at the office of the abovementioned Director: Land Development Management at Private Bag X9086, Cape Town, 8000, with a copy to the abovementioned Municipal Manager on or before Monday, 9 October 2006 quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

MUNISIPALITEIT GEORGE

KENNISGEWING NR: 244/2006

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET 84 VAN 1967) EN ONDERVERDELING (ORDONNANSIE 15/1985): ERF 2951, MERRIMANSTRAAT 68, GEORGE

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, George Munisipaliteit en enige navrae kan gerig word aan die Adjunk-Direkteur Beplanning, Burgersentrum, George.

Die aansoek lê ook ter insae by die Kantoor van die Direkteur: Grondontwikkelingsbestuur, 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 by 021-483 4173 (mr. Chambeau) 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: Grondontwikkelingsbestuur, Privaatsak X9086, Kaapstad, 8000 met 'n afskrif aan die bogenoemde Munisipale Bestuurder, ingedien word op of voor Maandag, 9 Oktober 2006 met vermelding van bogenoemde Wet en die beswaarmaker se erfnommer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Applicant	*Nature of Application*
AJ LE ROUX	1. Removal of restrictive title conditions applicable to Erf 2951, George, to enable the owner to subdivide the property into two portions for residential purposes.

2. Subdivision in terms of Section 24(2) of Ordinance 15 of 1985 into two portions (Portion A = 505 m^2 and Remainder 505 m^2).

CM Africa, Municipal Manager

Civic Centre, York Street, George, 6530

Tel: 044-801 9435

Fax: 044-801 9196

Email: keith@george.org.za

Aansoeker	*Aard van Aansoek*
AJ LE ROUX	1. Opheffing van beperkende titelvoorwaardes van toepassing op Erf 2951, George ten einde die eienaar in staat te stel om die eiendom te onderverdeel in twee gedeeltes vir residensiële doeleindes.

2. Onderverdeling in terme van Artikel 24(2) van Ordonnansie 15 van 1985 in twee gedeeltes (Gedeelte A = 505 m^2 en Restant = 505 m^2).

CM Africa, Munisipale Bestuurder

Burgersentrum, Yorkstraat, George, 6530

Tel: 044-801 9435

Faks: 044-801 9196

epos: keith@george.org.za

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.

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.

DEPARTMENT OF TRANSPORT AND PUBLIC WORKS

PROPOSED LETTING OF PROVINCIAL PROPERTY

Notice is hereby given in terms of the provisions of the Western Cape Land Administration Act, 1998 (Act 6 of 1998) and its Regulations that it is the intention of the Province of the Western Cape:

1. To let a Portion of Erf 2420, at Onderbos Avenue, Hartenbos to Dawid Jacobus Horn, for a period of five (5) years, for purposes of Golf Drive Range and Commercial Office accommodation.

2. To let a Portion of Erf 37800, at Belgravia High School, Veld Road, Belgravia Estate, Athlone in extent of 2 300 m^2, to Belgravia Day Care Centre for a period of five (5) years for purposes of pre-schooling.

Any comments to the above proposal should be submitted in writing to the following address as in terms of Section 3(2) of the Act to the Assistant Executive Manager: Property Management, by mail to Private Bag X9160, Cape Town 8000, within twenty-one (21) days of the date upon which this notice last appears.

For further information contact M.B. Kewana on (021) 483-6433 during office hours (07:30 to 16:00, Mondays to Fridays) in the office of Chief Directorate Property Management, Room 4-46, 9 Dorp Street, Cape Town.

DEPARTEMENT VAN VERVOER EN OPENBARE WERKE

VOORGESTELDE VERHURING VAN PROVINSIALE EIENDOM

Kennis geskied hiermee ingevolge die bepalings van die Wes-Kaapse Wet op Grondadministrasie, 1998 (Wet 6 van 1998) en die Regulasies daarvan dat die Provinsie Wes-Kaap:

1. Van voorneme is om ’n Gedeelte van Erf 2420, geleë te Onderboslaan, Hartenbos aan Dawid Jacobus Horn vir ’n periode van vyf (5) jaar vir die gebruik as ’n Golf Drive Range en Kantoordoeleindes te verhuur.

2. Van voorneme is om ’n Gedeelte van Erf 37800, met ’n grootte van ongeveer 2 300 m^2, geleë te Belgravia Senior Sekondêre Skool, Veldweg, Belgravia Landgoed, Athlone aan Belgravia Dagsorgsentrum vir ’n periode van vyf (5) jaar te verhuur.

Belanghebbendes word hiermee gevra om binne een-en-twintig (21) dae vanaf die datum van die laaste verskyning van hierdie kennisgewing, aanbiedinge ingevolge Artikel 3(2) van die Wet om die Assistent Uitvoerende Bestuurder: Eiendomsbestuur by Privaatsak X9160, Kaapstad, 8000 te pos.

Vir volle besonderhede kontak mnr M.B Kewana gedurende kantoorure (07:30 tot 16:00, Maandae tot Vrydae) by (021) 483-6433 in die kantoor van die Hoofdirektoraat: Eiendomsbestuur, Kamer 4-46, Dorpstraat 9, Kaapstad.

ISEBE LEZOTHUTHO NEMISEBENZI YOLUNTU

INGQESHO ECETYWAYO YOMHLABA WEPHONDO

Esi sisaziso ngokwemimiselo yoMthetho weNtshona Koloni woLawulo Mihlaba, 1998 (uMthetho 6 ka-1998) neMiqathango yawo ukuba iPhondo leNtshona Koloni:

1. Lineenjongo zokuqeshisa ngenxalenye yesiza 2420, emi e-Onderbos Avenue, Hartenbos ku Dawid Jacobus Horn, isithuba seminyaka emihlanu (5) enjongo ikusetyenziswa ukuba yi-Golf Drive Range nesiza esinee-Ofisi zoRhwebo.

2. Lineenjongo zokuqeshisela iZiko loNyango laseMini laseBelgravia iNxalenye yeSiza 37800 esibukhulu bungama-2 300 m^2, emi kwisikolo seMfundo ePhakamileyo iBelgravia, Veld Road, eBelgravia Estate e-Athlone isithuba seminyaka emihlanu (5) injongo ekusetyenziswa ukuba liziko lwemfundo ephantsi.

Naziphi na iimbono ngesi siphakamiso singentla zingafakwa zibhaliwe kuMncedisi woMlawuli weSigqeba: uLawulo lweMihlaba, ngeposi kwa-Private Bag X9160, Cape Town 8000, kwiintsuku ezingamashumi amabini ananye (21) ukusuka kumhla wokugqubela wokuvela kwesi saziso.

Ngengxelo ethe vetshe malunga nesi siphakamiso singentla, qhagamshelana no Mnu M.B. Kewana kwa-(021) 483-6433 ngamaxesha omsebenzi (07:30 ukuya 16:00, ngeMivulo ukuya ngooLwesihlanu), kwiCandelo eliyiNtloko: uLawulo lweMihlaba, iGumbi 4-46, 9 Dorp Street, Cape Town.

DEPARTMENT OF TRANSPORT AND PUBLIC WORKS

PROPOSED LETTING OF PROVINCIAL PROPERTY

Notice is hereby given in terms of the provisions of the Western Cape Land Administration Act. 1998 (Act 6 of 1998) and its Regulations that it is the intention of the Province of the Western Cape to let Farm 68, Le Chasseur Primary School (Tweevalleien Private School), in extent 228 m^2, situated in Robertson Rural District for a period of two (2) years for education purposes.

Interested parties are hereby invited to submit written representations in terms of Section 3(2) of the Act to the Assistant Executive Manager: Property Management, by mail to Private Bag X9160, Cape Town 8000, within twenty-one (21) days of the date upon which this notice appears.

For further information contact Ms X Mgedesi at (021) 483-6432 during office hours (07:30 to 16:00, Mondays to Fridays) in the office of the Chief Directorate: Property Management, Room 4-46, 9 Dorp Street, Cape Town.

DEPARTEMENT VAN VERVOER EN OPENBARE WERKE

VOORGESTELDE VERHURING VAN PROVINSIALE EIENDOM

Kennis geskied hiermee ingevolge die bepalings van die Wes-Kaapse Wet op Grondadministrasie, 1998 (Wet 6 van 1998) en die Regulasies daarvan dat die Provinsie Wes-Kaap van voorneme is om Plaas 68, voorheen bekend as Le Chasseur Primêre Skool, in Robertson, met ’n grootte van ongeveer 228 m^2, vir ’n periode van twee (2) jaar aan Tweevalle in Privaatskool vir onderwysdoeleindes te verhuur.

Belanghebbendes word hiermee gevra om binne een-en-twintig (21) dae vanaf die datum van die laaste verskyning van hierdie kennisgewing, aanbiedinge ingevolge Artikel 3(2) van die Wet aan die Assistent Uitvoerende Bestuurder: Eiendomsbestuur by Privaatsak X9160, Kaapstad 8000, te pos.

Vir volle besonderhede kontak me X Mgedesi gedurende kantoorure (7:30 tot 16:00, Maandae tot Vrydae) by (021) 483-6432 in die kantoor van die Hoofdirektoraat: Eiendomsbestuur, Kamer 4-46, Dorpstraat 9, Kaapstad.

ISEBE LEZOTHUTHO NEMISEBENZI YOLUNTU

INGQESHO ECETYWAYO YOMHLABA WEPHONDO

Kwaziswa, ngokwemiqathango yoMthetho woLawulo IweMihlaba neZakhiwo wePhondo iNtshona Koloni, 1998 (uMthetho 6 ka-1998) nemimiselo yawo ukuba kuziinjongo zePhondo iNtshona Koloni ukuqeshisa iFama 68, emi kwisikolo samabanga aphantsi, i Le Chasseur (Tweevalleien Private School) ebukhulu buyi-228 m^2, ekwisithuli esiyingqongileyo, iRobertson, isithuba seminyaka emibini (2), ngenjongo yokusetyenziswa ukuba liziko lemfundo ephantsi.

Abo banomdla bayamenywa ukuba bafake imiboniso yobuchule ebhaliweyo ngokweSiqendu 3(2) soMthetho kuMncedisi Mlawuli weSigqeba, uLawulo IweMihlaba neZakhiwo ngeposi ku-Private Bag X9160, Cape Town 8000, kwiintsuku ezingamasumi amabini ananye (21) ukusukela kumhla wokugqibela wokuvela kwesi saziso.

Iinkcukacha ngengxelo ezizeleyo qhagamshelana no Nkz X Mgedesi kwa (021) 483-6432 ngamaxesha omsebenzi (07:30 ukuya 16:00 ngeMivulo ukuya ngoLwesihlanu), iCandelo eliyiNtloko: uLawulo IweMihlaba, iGumbi 4-46, 9 Dorp Street, Cape Town.

NOTICES BY LOCAL AUTHORITIES

MUNICIPALITY BEAUFORT WEST

Notice no 84/2006

PROPOSED DEPARTURE OF SCHEME REGULATIONS IN ORDER TO CONDUCT A SPAZA SHOP: ERF 721: 1 BLYTH STREET, BEAUFORT WEST

Notice is hereby given in terms of Section 15(2) Ordinance 15 of 1985 that the Local Council has received an application from the owner of erf 721 situated at 1 Blyth Street, Beaufort West for the granting of a departure in order to conduct a business of a Spaza Shop from the abovementioned property.

Full details regarding the abovementioned application are available for inspection at the Office of the Director: Corporate Services, 112 Donkin Street, Beaufort West from Mondays to Fridays between 07:30 to 13:00 and 13:45 to 16:15.

Objections, if any, against the proposed departure must be lodged in writing with the undersigned by not later Monday, 2 October 2006 stating full reasons for such objections.

J Booysen, Acting Municipal Manager

112 Donkin Street, Beaufort West, 6970 (12/3/2)

1 September 2006 18317

KENNISGEWINGS DEUR PLAASLIKE OWERHEDE

MUNISIPALITEIT BEAUFORT-WES

Kennisgewing no. 84/2006

VOORGESTELDE AFWYKING VAN SKEMAREGULASIES TEN EINDE ’N HUISWINKEL TE BEDRYF: ERF 721: BLYTHSTRAAT 1: BEAUFORT-WES

Kennisgewing geskied hiermee ingevolge Artikel 15(2) van Ordonnansie 15 van 1985 dat die Plaaslike Raad ’n aansoek ontvang het van die eienaar van erf 721 geleë te Blythstraat 1, Beaufort-Wes vir die toestaan van ’n afwykende grondgebruik ten einde ’n huiswinkel vanaf die voormelde eiendom te bedryf.

Volledige besonderhede met betrekking tot die bogemelde aansoek lê ter insae by die Kantoor van die Direkteur: Korporatiewe Dienste, Donkinstraat 112, Beaufort-Wes vanaf Maandae tot Vrydae tussen 07:30 tot 13:00 en 13:45 tot 16:15.

Besware, indien enige, teen die voorgestelde afwyking op erf 721, moet skriftelik en met vermelding van volledige redes vir sodanige besware by die ondergetekende ingedien word voor of op Maandag, 2 Oktober 2006.

J Booysen, Wnde Munisipale Bestuurder

Donkinstraat 112, Beaufort-Wes, 6970 (12/3/2)

1 September 2006 18317

MUNICIPALITY BEAUFORT WEST

Notice no 85/2006

PROPOSED DEVIATION OF LAND USE ON ERF 1243, 23 STROEBEL STREET, BEAUFORT WEST: DEPARTURE FOR A GUEST HOUSE FROM A RESIDENTIAL PREMISES

Notice is hereby given in terms of Section 15 Ordinance 15 of 1985 that the Local Council has received an application from the owner of erf 1243, being 23 Stroebel Street, Beaufort West for the granting of a departure in order to conduct a guest house from the premises.

Full details regarding the abovementioned application are available for inspection at the Office of the Director: Corporate Services, 112 Donkin Street, Beaufort West from Mondays to Fridays between 07:30 to 13:00 and 13:45 to 16:15.

Objections, if any, against the proposed departure on erf 1243, must be lodged in writing with the undersigned on or before Monday, 2 October 2006 stating full reasons for such objections.

J Booysen, Acting Municipal Manager

112 Donkin Street, Beaufort West, 6970 (12/3/2)

1 September 2006 18318

MUNISIPALITEIT BEAUFORT-WES

Kennisgewing no. 85/2006

VOORGESTELDE AFWYKENDE GRONDGEBRUIK OP ERF 1243, STROEBELSTRAAT 23, BEAUFORT-WES: AFWYKING VIR ’N GASTEHUIS VANAF ’N WOONPERSEEL

Kennisgewing geskied hiermee ingevolge Artikel 15 van Ordonnansie 15 van 1985 dat die Plaaslike Raad ’n aansoek ontvang het van die eienaar van erf 1243, synde Stroebelstraat 23, Beaufort-Wes vir die toestaan van ’n afwyking op die voormelde eiendom ten einde ’n gastehuis vanaf die perseel te bedryf.

Volledige besonderhede met betrekking tot die bogemelde aansoek lê ter insae by die Kantoor van die Direkteur: Korporatiewe Dienste, Donkinstraat 112, Beaufort-Wes vanaf Maandae tot Vrydae tussen 07:30 tot 13:00 en 13:45 tot 16:15.

Besware, indien enige, teen die voorgestelde afwyking op erf 1243, moet skriftelik en met vermelding van volledige redes vir sodanige besware by die ondergetekende ingedien word voor of op Maandag, 2 Oktober 2006.

J Booysen, Wnde Munisipale Bestuurder

Donkinstraat 112, Beaufort-Wes, 6970 (12/3/2)

1 September 2006 18318

MUNICIPALITY BEAUFORT WEST

Notice no 86/2006

PROPOSED DEPARTURE OF TOWN PLANNING SCHEME: RELAXATION OF WESTERN SIDE BUILDING LINE: ERF 2718: 3 SYMINGTON STREET, BEAUFORT WEST

Notice is hereby given in terms of Section 15 of Ordinance 15 of 1985 that the Local Council has received an application from Karoo Eiendomsdienste on behalf of the owner of erf 2718, being 3 Symington Street, Beaufort West for the relaxation of the Western side building line on the aforementioned property to 1 metre in order to add a double garage to the existing dwelling.

Full details regarding the abovementioned application are available for inspection at the Office of the Director: Corporate Services, 112 Donkin Street, Beaufort West from Mondays to Fridays between 07:30 to 13:00 and 13:45 to 16:15.

Objections, if any, against the proposed relaxation of the Western side building line on erf 2718, must be lodged in writing with the undersigned on or before Monday, 2 October 2006 stating full reasons for such objections.

J Booysen, Acting Municipal Manager

112 Donkin Street, Beaufort West, 6970

(12/4/6/3/2)

1 September 2006 18319

MUNISIPALITEIT BEAUFORT-WES

Kennisgewing no. 86/2006

VOORGESTELDE AFWYKING VAN DORPSAANLEGSKEMA: VERSLAPPING VAN WESTELIKE KANTBOULYN: ERF 2718: SYMINGTONSTRAAT 3, BEAUFORT-WES

Kennisgewing geskied hiermee ingevolge Artikel 15 van Ordonnansie 15 van 1985 dat die Plaaslike Raad ’n aansoek van Karoo Eiendomsdienste namens die eienaar van erf 2718 synde Symingtonstraat 3, Beaufort-Wes ontvang het vir die verslapping van die Westelike kantboulyn op die voormelde eiendom na 1 meter ten einde ’n dubbel garage tot die bestaande woning aan te bou.

Volledige besonderhede met betrekking tot die bogemelde aansoek lê ter insae by die Kantoor van die Direkteur: Korporatiewe Dienste, Donkinstraat 112, Beaufort-Wes vanaf Maandae tot Vrydae tussen 07:30 tot 13:00 en 13:45 tot 16:15.

Besware, indien enige, teen die voorgestelde verslapping van die Westelike kantboulyn op erf 2718, moet skriftelik en met vermelding van volledige redes vir sodanige besware by die ondergetekende ingedien word voor of op Maandag, 2 Oktober 2006.

J Booysen, Wnde Munisipale Bestuurder

Donkinstraat 112, Beaufort-Wes, 6970

(12/4/6/3/2)

1 September 2006 18319

MUNICIPALITY BEAUFORT WEST

Notice no. 83/2006

PROPOSED DEVIATION OF LAND USE ON ERF 1472, 6 LANGENHOVEN STREET, BEAUFORT WEST: DEPARTURE FOR AN OVERNIGHT FACILITY FROM A RESIDENTIAL PREMISES

Notice is hereby given in terms of Section 15 of Ordinance 15 of 1985 that the Local Council has received an application from the owner of erf 1472, being 6 Langenhoven Street, Beaufort West for the granting of a departure in order to conduct an overnight facility from the premises.

Full details regarding the abovementioned application are available for inspection at the Office of the Director: Corporate Services, 112 Donkin Street, Beaufort West from Mondays to Fridays between 07:30 to 13:00 and 13:45 to 16:15.

Objections, if any, against the proposed departure on erf 1472, must be lodged in writing with the undersigned on or before Monday, 2 October 2006 stating full reasons for such objections.

J Booysen, Acting Municipal Manager

112 Donkin Street, Beaufort West, 6970 (12/3/2)

1 September 2006 18320

MUNISIPALITEIT BEAUFORT-WES

Kennisgewing no. 83/2006

VOORGESTELDE AFWYKENDE GRONDGEBRUIK OP ERF 1472, LANGENHOVENSTRAAT 6, BEAUFORT-WES: AFWYKING VIR OORNAGFASILITEIT VANAF ’N WOONPERSEEL

Kennisgewing geskied hiermee ingevolge Artikel 15 van Ordonnansie 15 van 1985 dat die Plaaslike Raad ’n aansoek ontvang het van die eienaar van erf 1472, synde Langenhovenstraat 6, Beaufort-Wes, vir die toestaan van ’n afwyking op die voormelde eiendom ten einde ’n oornagfasiliteit vanaf die perseel te bedryf.

Volledige besonderhede met betrekking tot die bogenoemde aansoek lê ter insae by die Kantoor van die Direkteur: Korporatiewe Dienste, Donkinstraat 112, Beaufort-Wes vanaf Maandae tot Vrydae tussen 07:30 tot 13:00 en 13:45 tot 16:15.

Besware, indien enige, teen die voorgestelde afwyking op erf 1472, moet skriftelik en met vermelding van volledige redes vir sodanige besware by die ondergetekende ingedien word voor of op Maandag, 2 Oktober 2006.

J Booysen, Wnde Munisipale Bestuurder

Donkinstraat 112, Beaufort-Wes, 6970 (12/3/2)

1 September 2006 18320

BERG RIVER MUNICIPALITY

APPLICATION FOR DEPARTURE, REZONING AND SUBDIVISION: ERVEN 2449-2453 AND 2455-2461, PORTERVILLE

CLOSING OF PORTION OF STREET

ADJOINING ERVEN 2449-2453 EN 2455-2461, PORTERVILLE

Notice is hereby given in terms of sections 15, 17 and 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) 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.

Any objections, with full reasons therefor, must be lodged in writing at the office of the Municipal Manager on or before 9 October 2006, quoting the above Ordinance and the objector's Erf number.

Notice is further hereby given in terms of section 137 of Ordinance Nr 20 of 1974 that Council intend to close a portion of street adjoining Erven 2449-2453 and 2455-2461, Porterville.

Applicant: Mr. Du Plessis

Nature of application: Rezoning from Residential Zone 1 to Residential Zone 2 (Group Housing). Subdivision of the consolidation of Erven 2449- 2453 and 2455-246, Porterville into 28 Group Erven (sizes between 250 m^2 and 311 m^2), Communal Open Space as well as Road. Departure from the building line applicable to the group erven where the erven borders the Communal Open Space. Departure from the required 80 m^2 per dwelling unit Communal Open Space.

MN 129/2006

1 September 2006 18321

BERGRIVIER MUNISIPALITEIT

AANSOEK OM AFWYKING, HERSONERING EN ONDERVERDELING: ERWE 2449- 2453 EN 2455-2461, PORTERVILLE

SLUITING VAN GEDEELTE STRAAT

GRENSEND AAN ERWE 2449-2453 EN 2455-2461, PORTERVILLE

Kragtens artikels 15, 17 en 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) 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.

Engie besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die Munisipale Bestuurder, ingedien word op of voor 9 Oktober 2006 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se erfnommer.

Kennisgewing geskied verder hiermee ingevolge artikel 137 van Ordonnansie Nr 20 van 1974 dat die Raad van voorneme is om 'n gedeelte straat grensend aan Erwe 2449-2453 en 2455-2461, Porterville, te sluit.

Aansoeker: Mnr. Du Plessis

Aard van Aansoek: Hersonering vanaf Residensiële Sone 1 na Residensiële Sone 2 (Groepbehuising). Onderverdeling van die konsolidasie van Erwe 2449-2453 en 2455-2461, Porterville in 28 Groeperwe (grootte tussen 250 m^2 en 311 m^2). Gemeenskaplike Oopruimte asook Pad. Afwyking van die boulyn van toepassing waar die groeperwe langsliggende is aan die Gemeenskaplike Oopruimte vanaf 3 m na 1 m. Afwykign van die vereiste 80 m^2 Gemeenskaplike Oopruimte per wooneenheid.

MK 129/2006

1 September 2006 18321

BERG RIVER MUNICIPALITY

APPLICATION FOR CONSENT USE (RESIDENTIAL BUILDING): ERF 2972, PORTERVILLE

Notice is hereby given in terms of regulation 4.6 of Council's Zoning Scheme (compiled in terms of Ordinance 15 of 1985) 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.

Any objections, with full reasons therefor, must be lodged in writing at the office of the Municipal Manager on or before 9 October 2006, quoting the above Ordinance and the objector's erf number.

Applicant: C.J. Bleker

Nature of application: Application in order to use the structure on the property as a Residential Building.

MN 127/2006

1 September 2006 18322

BERGRIVIER MUNISIPALITEIT

AANSOEK OM VERGUNNINGSGEBRUIK (WOONGEBOU): ERF 2972, PORTERVILLE

Kragtens regulasie 4.6 van die Raad se Soneringskema (opgestel ingevolge Ordonnansie 15 van 1985) 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.

Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die Munisipale Bestuurder, ingedien word op of voor 9 Oktober 2006 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se erfnommer.

Aansoeker: C.J. Bleker

Aard van Aansoek: Aansoek om vergunning ten einde die struktuur op die perseel as 'n Woongebou aan te wend.

MK 127/2006

1 September 2006 18322

BERG RIVER MUNICIPALITY

APPLICATION FOR SUBDIVISION: ERF 211, AURORA

Notice is hereby given in terms of section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) 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.

Any objections, with full reasons therefor, must be lodged in writing at the office of the Municipal Manager on or before 9 October 2006, quoting the above Ordinance and the objector's erf number.

Applicant: Mr. Nieuwoudt

Nature of application: Subdivision of Erf 211, Aurora into two portions namely Portion A (± 1837 m^2) and Remainder (±1 316 m^2).

MN 128/2006

1 September 2006 18323

BERGRIVIER MUNISIPALITEIT

AANSOEK OM ONDERVERDELING: ERF 211, AURORA

Kragtens artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) 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.

Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die Munisipale Bestuurder, ingedien word op of voor 9 Oktober 2006 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se erfnommer.

Aansoeker: Mnr. Nieuwoudt

Aard van Aansoek: Onderverdeling van Erf 211, Aurora in twee gedeeltes naamlik Gedeelte A (±1 837 m^2) en Restant (±1 316 m^2).

MK 128/2006

1 September 2006 18323

BITOU LOCAL MUNICIPALITY

PORTION 6 OF THE FARM NO. 422, BITOU MUNICIPAL AREA: PROPOSED ''GUIDE PLAN'' AMENDMENT, REZONING AND SUBDIVISION

Notice is hereby given in given in terms of Section 4(7) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for an amendment of the Knysna-Wilderness-Plettenberg Bay ''Guide Plan'' in order to change the reservation of Portion 6 of the Farm No. 422 from ''Agriculture'' to ''Township Development''. Notice is further given in terms of Section 17 and Section 24 of Ordinance 15 of 1985 that a simultaneous application has been received for the rezoning of the land area in question from Agricultural Zone I to Subdivisional Area to create 55 Residential Zone I units, 1 Private Open Space unit and a Remainder (zoned as ''Business Zone II'' to accommodate the existing commercial activity on the site).

The property concerned is situated in Harkerville (on the northern side of the N2 National Road, opposite the Sasol Filling Station).

Details regarding the proposal is available for inspection at the office of the Head: Public Works (Marine Way, Plettenberg Bay), during normal office hours. Enquiries regarding the matter should be directed to the Assistant Town Planner (Tel: 044-501 3274/Fax: 044-533 3487).

Any comments on the proposal should be submitted in writing to reach the undersigned by not later than Friday, 27 October 2006.

A person who cannot read or write but wishes to comment may visit the Department: Public Works where a member of staff will assist them to formalise their comment.

T.M. Nqolo, Acting Municipal Manager

Bitou Local Municipality, Private Bag X1002, Plettenberg Bay, 6600

Municipal Notice No. 118/2006

1 September 2006 18324

BITOU PLAASLIKE MUNISIPALITEIT

GEDEELTE 6 VAN DIE PLAAS NR. 422, BITOU MUNISIPALE GEBIED: VOORGESTELDE WYSIGING VAN ''GIDSPLAN'', HERSONERING EN ONDERVERDELING

Kennis geskied hiermee ingevolge Artikel 4(7) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ord. 15 van 1985) dat 'n aansoek ontvang is om 'n wysiging van die ''Knysna-Wildernis-Plettenbergbaai Gidsplan'' ten einde die reservering van Gedeelte 6 van die Plaas Nr. 422 te verander vanaf ''Landbou'' na ''Dorpsontwikkeling''. Kennis geskied verder ingevolge Artikels 17 en 24 van Ordonnansie 15 van 1985 dat 'n gelyktydige aansoek ontvang is vir die hersonering van die grondeenheid onder bespreking vanaf Landbousone 1 na Onderverdelingsgebied ten einde 55 Residensiële Sone I eenhede, 1 Privaat Oopruimte en 'n Restant (gesoneer as Besigheidsone II ten einde die bestaande kommersiële aktiwiteit op die perseel te akkommodeer) toe te laat.

Die betrokke eiendom is geleë in Harkerville (ten noorde van die N2, teenoor die Sasol Diensstasie).

Besonderhede aangaande die voorstel lê ter insae by die kantoor van die Hoof: Publieke Werke (Marieneweg, Plettenbergbaai) gedurende normale kantoorure. Navrae kan gerig word aan die Assistent Stadsbeplanner (Tel: 044-501 3274/Faks: 044-533 3487).

Enige kommentaar op of besware teen die aansoek moet op skrif gestel word ten einde die ondergetekende te bereik teen nie later nie as Vrydag, 27 Oktober 2006.

Persone wat wil kommentaar lewer maar nie kan lees of skryf nie mag die Departement: Pubblieke Werke besoek waar hul deur 'n amptenaar bygestaan sal word ten einde hul kommentaar te formaliseer.

T.M. Nqolo, Waarnemende Munisipale Bestuurder

Bitou Plaaslike Munisipaliteit, Privaatsak X1002, Plettenbergbaai, 6600

Munisipale Kennisgewing Nr. 118/2006

1 September 2006 18324

BITOU LOCAL MUNICIPALITY

PORTION 24 OF THE FARM MATJESFONTEIN NO. 304, BITOU MUNICIPAL AREA: PROPOSED ''GUIDE PLAN'' AMENDMENT, REZONING AND SUBDIVISION

Notice is hereby given in given in terms of Section 4(7) of the Land Use Planning Ordinance, 1985 (Ord. 15 of 1985) that an application has been received for an amendment of the Knysna-Wilderness-Plettenberg Bay ''Guide Plan'' in order to change the reservation of Portion 24 of the Farm Matjesfontein No. 304 from ''Recreation'' to ''Township Development''. Notice is further given in terms of Sections 17 and 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that a simultaneous application has been received for the subdivision of the land area in question into two portions, and for the rezoning of the subdivided portion (± 4,3 ha) to allow the establishment of a retirement village, church, parsonage, hall and community centre.

The property concerned is situated along the N2, between Keurboomstrand and the Keurbooms River.

Details regarding the proposal is available for inspection at the office of the Head: Public Works (Marine Way, Plettenberg Bay), during normal office hours. Enquiries regarding the matter should be directed to the Assistant Town Planner (Tel: 044-501 3274/Fax: 044-533 3487).

Any comments on the proposal should be submitted in writing to reach the undersigned by not later than Friday, 27 October 2006.

A person who cannot read or write but wishes to comment may visit the Department: Public Works where a member of staff will assist them to formalise their comment.

T.M. Nqolo, Acting Municipal Manager

Bitou Local Municipality, Private Bag X1002, Plettenberg Bay, 6600

Municipal Notice No. 117/2006

1 September 2006 18325

BITOU PLAASLIKE MUNISIPALITEIT

GEDEELTE 24 VAN DIE PLAAS MATJESFONTEIN NR. 304, BITOU MUNISIPALE GEBIED: VOORGESTELDE WYSIGING VAN ''GIDSPLAN'', HERSONERING EN ONDERVERDELING

Kennis geskied hiermee ingevolge Artikel 4 (7) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ord. 15 van 1985) dat ’n aansoek ontvang is om ’n wysiging van die ''Knysna-Wildernis-Plettenbergbaai Gidsplan'' ten einde die reservering van Gedeelte 24 van die Plaas Nr. 304 te verander vanaf ''Ontspanning'' na ''Dorpsontwikkeling''. Kennis geskied verder ingevolge Artikels 17 en 24 van Ordonnansie 15 van 1985 dat ’n gelyktydige aansoek ontvang is om die onderverdeling van die eiendom in 2 gedeeltes, en om die hersonering van die onderverdeelde gedeelte (± 4.3 ha) ten einde die ontwikkeling van ’n aftree-oord, kerk, pastorie, saal en gemeenskapsentrum toe te laat.

Die betrokke eiendom is geleë langs die N2, tussen Keurboomstrand en die Keurboomsrivier.

Besonderhede aangaande die voorstel lê ter insae by die kantoor van die Hoof: Publieke Werke (Marieneweg, Plettenbergbaai) gedurende normale kantoorure. Navrae kan gerig word aan die Assistent Stadsbeplanner (Tel: 044-501 3274/Faks: 044-533 3487).

Enige kommentaar op of besware teen die aansoek moet op skrif gestel word ten einde die ondergetekende te bereik teen nie later nie as Vrydag, 27 Oktober 2006.

Persone wat wil kommentaar lewer maar nie kan lees of skryf nie mag die Departement: Publieke Werke besoek waar hul deur ’n amptenaar bygestaan sal word ten einde hul kommentaar te formaliseer.

T.M. Nqolo, Waarnemende Munisipale Bestuurder

Bitou Plaaslike Munisipaliteit, Privaatsak X1002, Plettenbergbaai, 6600

Munisipale Kennisgewing Nr. 117/2006

1 September 2006 18325

BREEDE RIVER/WINELANDS MUNICIPALITY

Ashton Office

MN NO. 86/2006

PROPOSED DEPARTURE ERF 779, 1 DE WET STREET, ASHTON

Notice is hereby given in terms of Section 15 of the Land Use Planning Ordinance no 15 of 1985 that Council has received an application for departure from JH van den Berg for a Second dwelling unit on erf 779, Ashton.

The application for the proposed departure will be open for inspection at the Ashton 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 26 September 2006.

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, 6712

1 September 2006 18326

MUNISIPALITEIT BREËRIVIER/WYNLAND

Ashton Kantoor

MK NR. 86/2006

VOORGESTELDE AFWYKING ERF 779, DE WETSTRAAT 1, ASHTON

Kennis geskied hiermee ingevolge Artikel 15 van Ordonnansie nr 15 van 1985, dat die Raad ’n aansoek om afwyking ontvang het van JH van den Berg ten einde ’n Tweede wooneenheid op te rig op erf 779, Ashton.

Die aansoek insake die voorgenome afwyking lê ter insae gedurende kantoorure in die Ashton Kantoor en skriftelike regsgeldige en goed gemotiveerde besware/kommentaar, indien enige moet nie later as 26 September 2006 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

1 September 2006 18326

BREEDE VALLEY MUNICIPALITY

APPLICATION FOR REZONING, CONSENT USE AND RELAXING OF BUILDING: FARM JASONSFONTEIN NO. 745 AND PORTION 3 OF THE FARM SLANGHOEKBERG NO. 409, WORCESTER

Notice is hereby given in terms of Sections 15(a) & 17(2)(a) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for rezoning, (Agricultural Zone I to Agricultural Zone II) (Wine Cellar) and consent use (Agricultural Zone II) for a tourist facility, (wine tasting, restaurant and reception area) of the Farm Jasonsfontein No. 745 as well as for consent use (Agricultural Zone I: guest house) and relaxation of building lines (Scheme Regulations) on portion 3 of the farm Slanghoekberg No 409, Worcester, in order to allow the owner to operate tourist facilities.

Particulars regarding the application are available at the office of the Director: Corporate Services, Room 213, (Bennett Hlongwana) Tel. No 023-348 2621, 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 26 September 2006.

A.A. Paulse, Municipal Manager

(Notice 99/2006)

1 September 2006 18327

BREEDEVALLEI MUNISIPALITEIT

AANSOEK OM HERSONERING, VERGUNNINGSGEBRUIK EN VERSLAPPING VAN BOULYNE GEBRUIK VAN PLASE: JASONSFONTEIN NR. 745 EN GEDEELTE 3 VAN PLAAS SLANGHOEKBERG NR. 409, WORCESTER

Kennis geskied hiermee ingevolge die bepalings van Artikels15(a) en 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat ’n aansoek om hersonering (Landbou Sone I na Landbou Sone II) (Wynkelder) en vergunningsgebruik (Landbou Sone II: toeristefasiliteit) (wynproe, restaurant en onthaalarea) van die Plaas Jasonsfontein Nr. 745 met vergunningsgebruik (Landbou Sone I: gastehuis) en verslapping van boulyne (Skemaregulasies) van gedeelte 3 van plaas Slanghoekberg Nr. 409, Worcester, ten einde die eienaar in staat te stel om toeristefasiliteite te bedryf.

Volledige besonderhede van die aansoek is beskikbaar in die kantoor van die Direkteur: Korporatiewe Dienste, Kamer 213, Burgersentrum, Baringstraat, Worcester (nr 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 26 September 2006.

A.A. Paulse, Munisipale Bestuurder

(Kennisgewing Nr. 99/2006)

1 September 2006 18327

BREEDE VALLEY MUNICIPALITY

APPLICATION FOR REZONING AND CONSENT USE: PORTION 40 OF THE FARM KLOPPERSBOSCH NO. 338, 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 rezoning, (Agricultural Zone I to Agricultural Zone II) (Wine Cellar) and (Agricultural Zone I to Residential Zone V: guest house) with consent use (Agricultural Zone I: tourist facility, wine tasting, wine sales, restaurant, chapel and reception area) of the Farm Kloppersbosch No 338, Worcester, in order to allow the owner to operate tourist facilities.

Particulars regarding the application are available at the office of the Director: Corporate Services, Room 213, (Bennett Hlongwana) Tel. No 023-348 2621, 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 26 September 2006.

A.A. Paulse, Municipal Manager

(Notice 101/2006)

1 September 2006 18328

BREEDEVALLEI MUNISIPALITEIT

AANSOEK OM HERSONERING EN VERGUNNINGSGEBRUIK: GEDEELTE VAN PLAAS KLOPPERSBOSCH NR. 338, 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 (Landbou Sone I na Landbou Sone II) (Wynkelder), en (Landbou Sone I na Residensiële Sone V: gastehuis) met vergunningsgebruik (Landbou Sone I: toeristefasiliteit, wynproe, wynverkope restaurant, kapel en onthaalarea) van die Plaas Kloppersbosch Nr 338, Worcester ten einde die eienaar in staat te stel om toeristefasiliteite 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 023-348 2621.

Besware, indien enige, moet skriftelik gerig word aan die Munisipale Bestuurder, Privaatsak X3046, Worcester, 6849 om die ondergetekende te bereik voor of op 26 September 2006.

A.A. Paulse, Munisipale Bestuurder

(Kennisgewing Nr. 101/2006)

1 September 2006 18328

CITY OF CAPE TOWN (OOSTENBERG REGION)

REZONING AND ENVIRONMENTAL ASSESSMENT

• Erf 2747, Scottsdene

Notice is hereby given simultaneously in terms of Section 17(2)(a) of the Land Use Planning Ordinance, no 15 of 1985 and the Environmental Impact Assessment Regulations promulgated in terms of Section 24(5) of the National Environmental Management Act, No 107 of 1998, that the undermentioned application has been received and is open for inspection at the office of the Development Co-ordinator, City of Cape Town, and any enquiries may be directed to Mrs Miemie Terblanche, Administrative Assistant, Private Bag X16, Kuils River, 7579, or Brighton Road, Kraaifontein 7570, Miemie.Terblanche@capetown.gov.za, tel (021) 980-6146 and fax (021) 980-6179 during office hours (08:00-14:30). Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Development Co-ordinator on or before 2 October 2006 quoting the above Ordinance and the objector's erf number. Any objections received after the aforementioned closing date may be disregarded.

Applicant: City of Cape Town

Notice: 62/2006

File Ref: Pocket 1 (Scottsdene)

Nature of application: Rezoning of the abovmentioned erf from Authority zone to Subdivisional Area for the purposes of Authority Zone, Residential Zone III and Transport Zone II in order to establish a residential development consisting of ±100 units (at a density of ± 50 units per hectares) on the remainder of the property that is not being utilised by Council as a depot and retention facility. The abovementioned development is subject to a basic environmental assessment.

A public meeting has been organised, details of which are as follows:

Date: 20 September 2006

Venue: Northpine Hall, Eoan Avenue, Scottsdene

Time: 18:30

Achmat Ebrahim, City Manager

1 September 2006 18329

STAD KAAPSTAD (OOSTENBERG-STREEK)

HERSONERING EN OMGEWINGSIMPAKBEPALING

• Erf 2747, Scottsdene

Kennisgewing geskied hiermee gelyktydig ingevolge artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning, no. 15 van 1985, en ingevolge die Regulasies oor Omgewingsimpakbepaling afgekondig ingevolge artikel 24(5) van die Wet op Nasionale Omgewingsbestuur, Wet 107 van 1998, dat onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Ontwikkelingskoördineerder, Stad Kaapstad, en enige navrae kan gerig word aan mev. Miemie Terblanche, Administratiewe Assistent, Privaatsak X16, Kuilsrivier 7579, of Brightonweg, Kraaifontein 7570, Miemie.Terblanche@capetown.gov.za tel (021) 980-6146 en faksno. (021) 980-6179 gedurende kantoorure (08:00-14:30). Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van bogenoemde Ontwikkelingskoördineerder ingedien word voor of op 2 Oktober 2006 met vermelding van bogenoemde Ordonnasie en die beswaarmaker se erfnommer. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk nie in ag geneem word nie.

Aansoeker: Stad Kaapstad

Kennisgewingno.: 62/2006

Verw. no.: Pakket 1 (Scottsdene)

Aard van aansoek: Hersonering van bogenoemde erf van Owerheidsone na onderverdelingsgebied met die oog op 'n Owerheidsone, residensiële sone III en vervoersone II ten einde 'n residensiële ontwikkeling tot stand te bring wat uit ± 100 eenhede bestaan (met 'n digtheid van ±50 eenhede per hektaar) op die Restant van die eiendom wat nie deur die Stadsraad as depot en bewaringsgerief gebruik word nie. Bogenoemde ontwikkeling is onderhewig aan 'n basiese omgewingsimpakbepaling.

'n Openbare vergadering is gereël, en die besonderhede is soos volg:

Datum: 20 September 2006

Plek: Northpine-saal, Eoanlaan, Scottsdene

Tyd: 18:30

Achmat Ebrahim, Stadsbestuurder

1 September 2006 18329

GEORGE MUNICIPALITY

NOTICE NO 241/2006

CLOSURE OF PUBLIC PLACE ERF 8630 ADJACENT TO ERVEN 18761 AND 15056, GEORGE

Notice is hereby given in terms of the provision of Section 137(1) of Ordinance 20 of 1974 that the Council has closed Public Place erf 8630 adjacent to erven 18761 and 15056, George and that such closure will take effect from the date on which this notice appears.

(S/8775/55/9 v2 (bl.406)

CM Africa, Municipal Manager

Civic Centre, York Street, George, 6530

1 September 2006 18342

MUNISIPALITEIT GEORGE

KENNISGEWING NR 241/2006

SLUITING VAN OPENBARE PLEK ERF 8630 GRENSEND AAN ERWE 18761 EN 15056 GEORGE

Kennisgewing geskied hiermee ingevolge die bepalings van Artikel 137(1) van Ordonnansie 20 van 1974 dat die Raad Openbare Plek erf 8630 grensend aan erwe 18761 en 15056 George gesluit het en dat gemelde sluiting vanaf die datum waarop hierdie kennisgewing verskyn van krag sal wees.

(S/8775/55/9 v2 (bl.406)

CM Africa, Munisipale Bestuurder

Burgersentrum, Yorkstraat, George, 6530

1 September 2006 18342

CITY OF CAPE TOWN (OOSTENBERG REGION)

REZONING AND ENVIRONMENTAL ASSESSMENT

• Old Paarl Road, Reserve

Notice is hereby given in simultaneously in terms of Section 17(2)(a) of the Land Use Planning Ordinance, no 15 of 1985 and the Environmental Impact Assessment Regulations promulgated in terms of Section 24(5) of the National Environmental Management Act, No 107 of 1998, that the undermentioned application has been received and is open for inspection at the office of the Development Co-ordinator, City of Cape Town, and any enquiries may be directed to Mrs Miemie Terblanche, Administrative Assistant, Private Bag X16, Kuils River, 7579, or Brighton Road, Kraaifontein, 7570, Miemie.Terblanche@capetown.gov.za, tel (021) 980-6146 and fax (021) 980-6179 during office hours (08:00-14:30). Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Development Co-ordinator on or before 2 October 2006 quoting the above Ordinance and the objector's erf number. Any objections received after the aforementioned closing date may be disregarded.

Applicant: City of Cape Town

File Ref: Pocket 2 (Scottsdene)

Notice: 63/2006

Nature of application: Rezoning of the abovementioned erf from Transport Zone II to Subdivisional Area for the purpose of Residential Zone I (single residential) and Transport Zone II (public roads) in order to estabish a residential development consisting of ± 48 erven (at a density of 16 units per hectares). The abovementioned development is subject to a basic environmental assessment.

A public meeting has been organised, details of which are as follows:

Date: 20 September 2006

Venue: Northpine Hall, Eoan Avenue, Scottsdene

Time: 18:30

Achmat Ebrahim, City Manager

1 September 2006 18330

STAD KAAPSTAD (OOSTENBERG-STREEK)

HERSONERING EN OMGEWINGSIMPAKBEPALING

• Ou Paarlpad-reserwe

Kennisgewing geskied hiermee gelyktydig ingevolge artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning, no. 15 van 1985, en ingevolge die Regulasies oor Omgewingsimpakbepaling afgekondig ingevolge artikel 24(5) van die Wet op Nasionale Omgewingsbestuur, Wet 107 van 1998, dat onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Ontwikkelingskoördineerder, Stad Kaapstad, en enige navrae kan gerig word aan mev. Miemie Terblanche, Administratiewe Assistent, Privaatsak X16, Kuilsrivier 7579, of Brightonweg, Kraaifontein 7570, Miemie.Terblanche@capetown.gov.za tel (021) 980-6146 en faksno. (021) 980-6179 gedurende kantoorure (08:00-14:30). Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van bogenoemde Ontwikkelingskoördineerder ingedien word voor of op 2 Oktober 2006 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se erfnommer. Enige besware wat na die voormelde sluitingsdatum ontvang word, kan dalk nie in ag geneem word nie.

Aansoeker: Stad Kaapstad

Lêerverw.: Pakket 2 (Scottsdene)

Kennisgewingno.: 63/2006

Aard van aansoek: Die hersonering van bogenoemde erf van vervoersone II na onderverdelingsgebied met die oog op 'n residensiële sone I (enkelresidensieel) en vervoersone II (openbare paaie) ten einde 'n residensiële ontwikkeling tot stand te bring wat uit ±48 erwe (met 'n digtheid van 16 eenhede per hektaar) bestaan. Bogenoemde ontwikkeling is onderhewig aan 'n basiese omgewingsimpakbepaling.

'n Openbare vergadering is gereël, en die besonderhede is soos volg:

Datum: 20 September 2006

Plek: Northpine-saal, Eoanlaan, Scottsdene

Tyd: 18:30

Achmat Ebrahim, Stadsbestuurder

1 September 2006 18330

GEORGE MUNICIPALITY

NOTICE NO 240/2006

CLOSURE OF A PORTION OF PUBLIC STREET ADJACENT TO ERF 446 HEROLD'S BAY AND FARMS 204/7, 204/8 AND 204/45 ADMINISTRATIVE DISTRICT GEORGE

Notice is hereby given in terms of the provision of Section 137(1) of Ordinance 20 of 1974 that the Council has closed a portion of Public Street adjacent to erf 446 Herold's Bay and Farms 204/7, 204/8 and 204/45 Administrative District George and that such closure will take effect from the date on which this notice appears.

(GEOR 204/39 v1 p.194)

CM Africa, Municipal Manager

Civic Centre, York Street, George, 6530

1 September 2006 18341

MUNISIPALITEIT GEORGE

KENNISGEWING NR 240/2006

SLUITING VAN 'N GEDEELTE VAN OPENBARE STRAAT GRENSEND AAN ERF 446 HEROLDSBAAI EN PLASE 204/7, 204/8 EN 204/45 ADMINISTRATIEWE DISTRIK GEORGE

Kennisgewing geskied hiermee ingevolge die bepalings van Artikel 137(1) van Ordonnansie 20 van 1974 dat die Raad 'n gedeelte van Openbare Straat grensend aan erf 446 Heroldsbaai en Plase 204/7, 204/8 en 204/45 Administratiewe Distrik George gesluit het en dat gemelde sluiting vanaf die datum waarop hierdie kennisgewing verskyn van krag sal wees.

(GEOR 204/39 v1 p.194)

CM Africa, Munisipale Bestuurder

Burgersentrum, Yorkstraat, George, 6530

1 September 2006 18341

CITY OF CAPE TOWN (OOSTENBERG REGION)

REZONING AND ENVIRONMENTAL ASSESSMENT

Notice is hereby given in simultaneously in terms of Section 17(2)(a) of the Land Use Planning Ordinance, no 15 of 1985 and the Environmental Impact Assessment Regulations promulgated in terms of Section 24(5) of the National Environmental Management Act, No 107 of 1998, that the undermentioned application has been received and is open for inspection at the office of the Development Co-ordinator, City of Cape Town, and any enquiries may be directed to Mrs Miemie Terblanche, Administrative Assistant, Private Bag X16, Kuils River, 7579, or Brighton Road, Kraaifontein, 7570, Miemie.Terblanche@capetown.gov.za, tel (021) 980-6146 and fax (021) 980-6179 during office hours (08:00-14:30). Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Development Co-ordinator on or before 2 October 2006 quoting the above Ordinance and the objector's erf number. Any objections received after the aforementioned closing date may be disregarded.

Applicant: City of Cape Town

Notice: 67/2006

File Ref: Pocket 7

Nature of application: Rezoning of the abovementioned erf from Authority Zone to Subdivisional Area for the purposes of Residential Zone III and Transport Zone II in order to establish a residential development consisting of ±100 units (at a density of ±25 units per hectares). The abovementioned development is subject to a basic environmental assessment.

A public meeting has been organised, details of which are as follows:

Date: 20 September 2006

Venue: Northpine Hall, Eoan Avenue, Scottsdene

Time: 18:30

Achmat Ebrahim, City Manager

1 September 2006 18331

STAD KAAPSTAD (OOSTENBERG-STREEK)

HERSONERING EN OMGEWINGSIMPAKBEPALING

Kennisgewing geskied hiermee gelyktydig ingevolge artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, en ingevolge die Regulasies oor Omgewingsimpakbepaling afgekondig ingevolge artikel 24(5) van die Wet op Nasionale Omgewingsbestuur, Wet 107 van 1998, dat onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Ontwikkelingskoördineerder, Stad Kaapstad, en enige navrae kan gerig word aan mev. Miemie Terblanche, Administratiewe Assistent, Privaatsak X16, Kuilsrivier 7579, of Brightonweg, Kraaifontein 7570, Miemie.Terblanche@capetown.gov.za tel (021) 980-6146 en faksno. (021) 980-6179 gedurende kantoorure (08:00-14:30). Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van bogenoemde Ontwikkelingskoördineerder ingedien word voor of op 2 Oktober 2006 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se erfnommer. Enige besware wat na die voormelde sluitingsdatum ontvang word, kan dalk nie in ag geneem word nie.

Aansoeker: Stad Kaapstad

Kennisgewingno.: 67/2006

Lêerverw.: Pakket 7

Aard van aansoek: Die hersonering van bogenoemde erf van Owerheidsone na Onderverdelingsgebied met die oog op 'n residensiële sone III en vervoersone II ten einde 'n residensiële ontwikkeling tot stand te bring wat uit ±100 eenhede (met 'n digtheid van ±25 eenhede per hektaar) bestaan. Bogenoemde ontwikkeling is onderhewig aan 'n basiese omgewingsimpakbepaling.

'n Openbare vergadering is gereël, en die besonderhede is soos volg:

Datum: 20 September 2006

Plek: Northpine-saal, Eoanlaan, Scottsdene

Tyd: 18:30

Achmat Ebrahim, Stadsbestuurder

1 September 2006 18331

HESSEQUA MUNICIPALITY

APPLICATION FOR CONSENT USE: ERF 339 — HEIDELBERG

Notice is hereby given in terms of the provisions of Regulation 4.6 of P.N. 1048/1988 that the Hessequa Council has received the following application for consent use:

Property: Erf 339 — 2 641 m^2 — General Business

Proposal: Application for consent use in order to operate a diesel distributing agency from the existing erf

Applicant: CRS Konsultante (on behalf of M. Scriven)

Details concerning the application are available at the office of the undersigned during office hours as well as the Heidelberg Municipal Office. Any objections to the proposed consent use should be submitted in writing to reach the office of the undersigned not later than 1 October 2006.

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, PO Box 29, Riversdale, 6670

1 September 2006 18345

HESSEQUA MUNISIPALITEIT

AANSOEK OM VERGUNNINGSGEBRUIK: ERF 339 — HEIDELBERG

Kennis geskied hiermee ingevolge die bepalings van Regulasie 4.6 van P.K. 1048/1988 dat die Hessequa Raad die volgende aansoek om vergunning ontvang het:

Eiendomsbeskrywing: Erf 339 — 2 641 m^2 — Algemene Sake

Aansoek: Aansoek om vergunningsgebruik ten einde 'n dieselverspreidingsagentskap vanaf die erf te bedryf

Applikant: CRS Konsultante (namens M. Scriven)

Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende gedurende kantoorure asook die Heidelberg Munisipale Kantoor. Enige besware teen die voorgenome vergunning moet skriftelik gerig word om die ondergetekende te bereik nie later nie as 1 Oktober 2006.

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

1 September 2006 18345

CITY OF CAPE TOWN (OOSTENBERG REGION)

REZONING AND ENVIRONMENTAL ASSESSMENT

• Erf 251, Scottsdene

Notice is hereby given in simultaneously in terms of Section 17(2)(a) of the Land Use Planning Ordinance, no 15 of 1985 and the Environmental Impact Assessment Regulations promulgated in terms of Section 24(5) of the National Environmental Management Act, No 107 of 1998, that the undermentioned application has been received and is open for inspection at the office of the Development Co-ordinator, City of Cape Town, and any enquiries may be directed to Mrs Miemie Terblanche, Administrative Assistant, Private Bag X16, Kuils River, 7579, or Brighton Road, Kraaifontein, 7570, Miemie.Terblanche@capetown.gov.za, tel (021) 980-6146 and fax (021) 980-6179 during office hours (08:00-14:30). Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Development Co-ordinator on or before 2 October 2006 quoting the above Ordinance and the objector's erf number. Any objections received after the aforementioned closing date may be disregarded.

Applicant: City or Cape Town

Notice: 69/2006

File Ref: Pocket 12

Nature of application: Rezoning of the abovementioned erf from Institutional Zone I to Subdivisional Area for the purposes of Residential Zone I (single residential) and Transport Zone II (public roads) in order to establish a residential development consisting of ±72 erven (at a density of 30 units per hectares). The abovementioned development is subject to a basic environmental assessment.

A public meeting has been organised, details of which are as follows:

Date: 20 September 2006

Venue: Northpine Hall, Eoan Avenue, Scottsdene

Time: 18:30

Achmat Ebrahim, City Manager

1 September 2006 18332

STAD KAAPSTAD (OOSTENBERG-STREEK)

HERSONERING EN OMGEWINGSIMPAKBEPALING

• Erf 251, Scottsdene

Kennisgewing geskied hiermee gelyktydig ingevolge artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, en ingevolge die Regulasies oor Omgewingsimpakbepaling afgekondig ingevolge artikel 24(5) van die Wet op Nasionale Omgewingsbestuur, Wet 107 van 1998, dat onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Ontwikkelingskoördineerder, Stad Kaapstad, en enige navrae kan gerig word aan mev. Miemie Terblanche, Administratiewe Assistent, Privaatsak X16, Kuilsrivier 7579, of Brightonweg, Kraaifontein 7570, Miemie.Terblanche@capetown.gov.za tel (021) 980-6146 en faksno. (021) 980-6179 gedurende kantoorure (08:00-14:30). Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van bogenoemde Ontwikkelingskoördineerder ingedien word voor of op 2 Oktober 2006 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se erfnommer. Enige besware wat na die voormelde sluitingsdatum ontvang word, kan dalk nie in ag geneem word nie.

Aansoeker: Stad Kaapstad

Kennisgewingno.: 69/2006

Lêerverw.: Pakket 12

Aard van aansoek: Die hersonering van bogenoemde erf van institusionele sone I na onderverdelingsgebied met die oog op 'n residensiële sone I (enkelresidensieel) en vervoersone II (openbare paaie) ten einde 'n residensiële ontwikkeling tot stand te bring wat uit ±72 erwe (met 'n digtheid van 30 eenhede per hektaar) bestaan. Bogenoemde ontwikkeling is onderhewig aan 'n basiese omgewingsimpakbepaling.

'n Openbare vergadering is gereël, en die besonderhede is soos volg:

Datum: 20 September 2006

Plek: Northpine-saal, Eoanlaan, Scottsdene

Tyd: 18:30

Achmat Ebrahim, Stadsbestuurder

1 September 2006 18332

HESSEQUA MUNICIPALITY

PROPOSED SUBDIVISION OF ERF 934
BUITEKANT STREET — HEIDELBERG

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

Property: Erf 934 — 2 437 m^2 — Single Residential

Proposal: Subdivision of Erf 934 Heidelberg in 4 portions

Portion A — 561 m^2

Portion B — 564 m^2

Portion C — 657 m^2

Portion D — 652 m^2

Applicant: Bekker & Houterman Land Surveyors
(on behalf of D. Olivier)

Details conceming the application are available at the office of the undersigned during office hours as well as the Heidelberg Municipal Office. Any objections, to the proposed application should be submitted in writing to reach the office of the undersigned not later than 28/09/2006.

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, PO Box 29, Riversdal, 6670

1 September 2006 18347

HESSEQUA MUNISIPALITEIT

VOORGESTELDE ONDERVERDELING VAN ERF 934
BUITEKANTSTRAAT HEIDELBERG

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 934 — 2 437 m^2 — Enkelwoon

Aansoek: Aansoek om Onderverdeling van Erf 934 in 4 gedeeltes

Gedeelte A — 561 m^2

Gedeelte B — 564 m^2

Gedeelte C — 657 m^2

Gedeelte D — 652 m^2

Applikant: Bekker & Houterman Landmeters
(nms D. Olivier)

Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende gedurende kantoorure sowel as Heidelberg Munisipale Kantoor. Enige besware teen die voorgenome aansoek moet skriftelik gerig word om die ondergetekende te bereik nie later as 28/09/2006.

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

1 September 2006 18347

CITY OF CAPE TOWN

(OOSTENBERG REGION)

CLOSURE, REZONING AND ENVIRONMENTAL ASSESSMENT

• Erven 43, 44 and 55, Scottsdene

Notice is hereby given in simultaneously in terms of i) Section 137 of the Municipal Ordinance, No 20 of 1974, ii) Section 17(2)(a) of the Land Use Planning Ordinance, no 15 of 1985 and iii) the Environmental Impact Assessment Regulations promulgated in terms of Section 24(5) of the National Environmental Management Act, No 107 of 1998, that the undermentioned application has been received and is open for inspection at the office of the Development Co-ordinator, City of Cape Town, and any enquiries may be directed to Mrs Miemie Terblanche, Administrative Assistant, Private Bag X16, Kuils River, 7579, or Brighton Road, Kraaifontein, 7570, Miemie.Terblanche@capetown.gov.za, tel (021) 980-6146 and fax (021) 980-6179 during office hours (08:00-14:30). Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Development Co-ordinator on or before 2 October 2006 quoting the above Ordinance and the objector's erf number. Any objections received after the aforementioned closing date may be disregarded.

Applicant: City of Cape Town

Notice: 64/2006

File Ref: Pocket 3 (Scottsdene)

Nature of application: (a) Closure of public open space on Erf 55, (b) The consolidation of the abovementioned erven and to rezone the consolidated erven to Subdivisional Area for the purposes of Residential Zone III and Transport Zone II in order to establish a residential development consisting of ±23 units (at a density of ± 50 units per hectares). The abovementioned development is subject to a basic environmental assessment.

A public meeting has been organised, details of which are as follows:

Date: 20 September 2006

Venue: Northpine Hall, Eoan Avenue, Scottsdene

Time: 18:30

Achmat Ebrahim, City Manager

1 September 2006 18333

STAD KAAPSTAD

(OOSTENBERG-STREEK)

SLUITING, HERSONERING EN OMGEWINGSIMPAKBEPALING

• Erwe 43, 44 en 55, Scottsdene

Kennisgewing geskied hiermee gelyktydig ingevolge i) artikel 137 van Munisipale Ordonnansie, nr. 20 van 1974, ii) artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, en iii) ingevolge die Regulasies oor Omgewingsimpakbepaling afgekondig ingevolge artikel 24(5) van die Wet op Nasionale Omgewingsbestuur, Wet 107 van 1998, dat onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Ontwikkelingskoördineerder, Stad Kaapstad, en enige navrae kan gerig word aan mev. Miemie Terblanche, Administratiewe Assistent, Privaatsak X16, Kuilsrivier 7579, of Brightonweg, Kraaifontein 7570, Miemie.Terblanche@capetown.gov.za tel (021) 980-6146 en faksno. (021) 980-6179 gedurende kantoorure (08:00-14:30). Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van bogenoemde Ontwikkelingskoördineerder ingedien word voor of op 2 Oktober 2006 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se erfnommer. Enige besware wat na die voormelde sluitingsdatum ontvang word, kan dalk nie in ag geneem word nie.

Aansoeker: Stad Kaapstad

Kennisgewingno.: 64/2006

Lêerverw.: Pakket 3 (Scottsdene)

Aard van aansoek: Die konsolidasie van bogenoemde erwe en die hersonering van die gekonsolideerde erwe na onderverdelingsgebied met die oog op 'n residensiële sone III en vervoersone II ten einde 'n residensiële ontwikkeling tot stand te bring wat uit ±23 eenhede (met 'n digtheid van ±50 eenhede per hektaar) bestaan. Bogenoemde ontwikkeling is onderhewig aan 'n basiese omgewingsimpakbepaling.

'n Openbare vergadering is gereël, en die besonderhede is soos volg:

Datum: 20 September 2006

Plek: Northpine-saal, Eoanlaan, Scottsdene

Tyd: 18:30

Achmat Ebrahim, Stadsbestuurder

1 September 2006 18333

CITY OF CAPE TOWN

(OOSTENBERG REGION)

CLOSURE, REZONING AND ENVIRONMENTAL ASSESSMENT

• Erf 2268, Scottsdene

Notice is hereby given simultaneously in terms of i) Section 137 of the Municipal Ordinance, No 20 of 1974, ii) Section 17(2)(a) of the Land Use Planning Ordinance, no 15 of 1985 and iii) the Environmental Impact Assessment Regulations promulgated in terms of Section 24(5) of the National Environmental Management Act, No 107 of 1998, that the undermentioned application has been received and is open for inspection at the office of the Development Co-ordinator, City of Cape Town, and any enquiries may be directed to Mrs Miemie Terblanche, Administrative Assistant, Private Bag X16, Kuils River, 7579, or Brighton Road, Kraaifontein, 7570, Miemie.Terblanche@capetown.gov.za, tel (021) 980-6146 and fax (021) 980-6179 during office hours (08:00-14:30). Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Development Co-ordinator on or before 2 October 2006 quoting the above Ordinance and the objector's erf number. Any objections received after the aforementioned closing date may be disregarded.

Applicant: City of Cape Town

Notice: 65/2006

File Ref: Pocket 4

Nature of application:

(a) Closure of the public open space.

(b) Rezoning of the abovementioned erf from Public Open Space Zone I to Subdivisional Area for the purposes of Residential Zone III and Transport Zone II in order to establish a residential development consisting of ±51 duplex units (at a density of ±50 units per hectares). The abovementioned development is subject to a basic environmental assessment.

A public meeting has been organised, details of which are as follows:

Date: 20 September 2006

Venue: Northpine Hall, Eoan Avenue, Scottsdene

Time: 18:30

Achmat Ebrahim, City Manager

1 September 2006 18334

STAD KAAPSTAD

(OOSTENBERG-STREEK)

SLUITING, HERSONERING EN OMGEWINGSIMPAKBEPALING

• Erf 2268, Scottsdene

Kennisgewing geskied hiermee gelyktydig ingevolge i) artikel 137 van Munisipale Ordonnansie, No. 20 van 1974, ii) artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning, No. 15 van 1985, en iii) ingevolge die Regulasies oor Omgewingsimpakbepaling afgekondig ingevolge artikel 24(5) van die Wet op Nasionale Omgewingsbestuur, Wet 107 van 1998, dat onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Ontwikkelingskoördineerder, Stad Kaapstad, en enige navrae kan gerig word aan mev. Miemie Terblanche, Administratiewe Assistent, Privaatsak X16, Kuilsrivier 7579, of Brightonweg, Kraaifontein 7570, Miemie.Terblanche@capetown.gov.za tel (021) 980-6146 en faksno. (021) 980-6179 gedurende kantoorure (08:00-14:30). Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van bogenoemde Ontwikkelingskoördineerder ingedien word voor of op 2 Oktober 2006 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se erfnommer. Enige besware wat na die voormelde sluitingsdatum ontvang word, kan dalk nie in ag geneem word nie.

Aansoeker: Stad Kaapstad

Kennisgewingno.: 65/2006

Lêerverw.: Pakket 4

Aard van aansoek:

(a) Sluiting van die openbare oopruimte.

(b) Die hersonering van bogenoemde erf van openbare oopruimte, sone I, na onderverdelingsgebied met die oog op 'n residensiële sone III en vervoersone II ten einde 'n residensiële ontwikkeling tot stand te bring wat uit ±51 verdiepingeenhede (met 'n digtheid van ±50 eenhede per hektaar) bestaan. Bogenoemde ontwikkeling is onderhewig aan 'n basiese omgewings-impakbepaling.

'n Openbare vergadering is gereël, en die besonderhede is soos volg:

Datum: 20 September 2006

Plek: Northpine-saal, Eoanlaan, Scottsdene

Tyd: 18:30

Achmat Ebrahim, Stadsbestuurder

1 September 2006 18334

CITY OF CAPE TOWN

(OOSTENBERG REGION)

CLOSURE, REZONING AND ENVIRONMENTAL ASSESSMENT

• Erf 71, Scottsdene

Notice is hereby given simultaneously in terms of i) Section 137 of the Municipal Ordinance, No 20 of 1974, ii) Section 17(2)(a) of the Land Use Planning Ordinance, no 15 of 1985 and iii) the Environmental Impact Assessment Regulations promulgated in terms of Section 24(5) of the National Environmental Management Act, No 107 of 1998, that the undermentioned application has been received and is open for inspection at the office of the Development Co-ordinator, City of Cape Town, and any enquiries may be directed to Mrs Miemie Terblanche, Administrative Assistant, Private Bag X16, Kuils River, 7579, or Brighton Road, Kraaifontein, 7570, Miemie.Terblanche@capetown.gov.za, tel (021) 980-6146 and fax (021) 980-6179 during office hours (08:00-14:30). Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Development Co-ordinator on or before 2 October 2006 quoting the above Ordinance and the objector's erf number. Any objections received after the aforementioned closing date may be disregarded.

Applicant: City of Cape Town

Notice: 66/2006

File Ref: Pocket 5

Nature of application:

(a) Closure of the public open space.

(b) Rezoning of the abovementioned erf from Public Open Space Zone I to Subdivisional Area for the purposes of Residential Zone III and Transport Zone II in order to establish a residential development consisting of ±45 duplex units (at a density of ±50 units per hectares). The abovementioned development is subject to a basic environmental assessment.

A public meeting has been organised, details of which are as follows:

Date: 20 September 2006

Venue: Northpine Hall, Eoan Avenue, Scottsdene

Time: 18:30

Achmat Ebrahim, City Manager

1 September 2006 18335

STAD KAAPSTAD

(OOSTENBERG-STREEK)

SLUITING, HERSONERING EN OMGEWINGSIMPAKBEPALING

• Erf 71, Scottsdene

Kennisgewing geskied hiermee gelyktydig ingevolge i) artikel 137 van Munisipale Ordonnansie, nr. 20 van 1974, ii) artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, en iii) ingevolge die Regulasies oor Omgewingsimpakbepaling afgekondig ingevolge artikel 24(5) van die Wet op Nasionale Omgewingsbestuur, Wet 107 van 1998, dat onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Ontwikkelingskoördineerder, Stad Kaapstad, en enige navrae kan gerig word aan mev. Miemie Terblanche, Administratiewe Assistent, Privaatsak X16, Kuilsrivier 7579, of Brightonweg, Kraaifontein 7570, Miemie.Terblanche@capetown.gov.za tel (021) 980-6146 en faksno. (021) 980-6179 gedurende kantoorure (08:00-14:30). Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van bogenoemde Ontwikkelingskoördineerder ingedien word voor of op 2 Oktober 2006 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se erfnommer. Enige besware wat na die voormelde sluitingsdatum ontvang word, kan dalk nie in ag geneem word nie.

Aansoeker: Stad Kaapstad

Kennisgewingno.: 66/2006

Lêerverw.: Pakket 5

Aard van aansoek:

(a) Sluiting van die openbare oopruimte.

(b) Die hersonering van bogenoemde erf van openbare oopruimte, sone I, na onderverdelingsgebied met die oog op 'n residensiële sone III en vervoersone II ten einde 'n residensiële ontwikkeling tot stand te bring wat uit ±45 verdiepingeenhede (met 'n digtheid van ±50 eenhede per hektaar) bestaan. Bogenoemde ontwikkeling is onderhewig aan 'n basiese omgewings-impakbepaling.

'n Openbare vergadering is gereël, en die besonderhede is soos volg:

Datum: 20 September 2006

Plek: Northpine-saal, Eoanlaan, Scottsdene

Tyd: 18:30

Achmat Ebrahim, Stadsbestuurder

1 September 2006 18335

CITY OF CAPE TOWN

(OOSTENBERG REGION)

CLOSURE, REZONING AND ENVIRONMENTAL ASSESSMENT

• Erven 125-130, 132-135, 137-147, 654, 19/2, Scottsdene (Central Business District)

Notice is hereby given simultaneously in terms of i) Section 137 of the Municipal Ordinance, No 20 of 1974, ii) Section 17(2)(a) of the Land Use Planning Ordinance, no 15 of 1985 and iii) the Environmental Impact Assessment Regulations promulgated in terms of Section 24(5) of the National Environmental Management Act, No 107 of 1998, that the undermentioned application has been received and is open for inspection at the office of the Development Co-ordinator, City of Cape Town, and any enquiries may be directed to Mrs Miemie Terblanche, Administrative Assistant, Private Bag X16, Kuils River, 7579, or Brighton Road, Kraaifontein, 7570, Miemie.Terblanche@capetown.gov.za, tel (021) 980-6146 and fax (021) 980-6179 during office hours (08:00-14:30). Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Development Co-ordinator on or before 2 October 2006 quoting the above Ordinance and the objector's erf number. Any objections received after the aforementioned closing date may be disregarded.

Applicant: City of Cape Town

Notice: 8/2006

File Ref: Pocket 8 (Scottsdene)

Nature of application:

a) Closure of the public open space on Erf 126 and the closure of the public road (a portion of Ultra Avenue).

b) Consolidation of the abovementioned erven and rezoning of the consolidated erven to Subdivisional Area for the purposes of Transport Zone I, Transport Zone II, Authority Zone, Business Zone I, Business Zone II, Institutional Zone I, Public Open Space Zone I, Residential Zone III, Residential Zone IV in order to establish a mixed used development consisting of a small business component, various community facilities and a mixture of residential uses (between 760 and 890 units at a density of between 60 and 70 units per hectare). The abovementioned development is subject to a basic environmental assessment.

A public meeting has been organized, details of which are as follows:

Date: 20 September 2006

Venue: Northpine Hall, Eoan Avenue Scottsdene

Time: 18:30

Achmat Ebrahim, City Manager

1 September 2006 18336

STAD KAAPSTAD

(OOSTENBERG-STREEK)

SLUITING, HERSONERING EN OMGEWINGSIMPAKBEPALING

• Erwe 125-130, 132-135, 137-147, 654, 19/2, Scottsdene (sentrale sakebuurt)

Kennisgewing geskied hiermee gelyktydig ingevolge i) artikel 137 van Munisipale Ordonnansie, no. 20 van 1974, ii) artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning, no. 15 van 1985, en iii) ingevolge die Regulasies oor Omgewingsimpakbepaling afgekondig ingevolge artikel 24(5) van die Wet op Nasionale Omgewingsbestuur, Wet 107 van 1998, dat onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Ontwikkelingskoördineerder, Stad Kaapstad, en enige navrae kan gerig word aan mev. Miemie Terblanche, Administratiewe Assistent, Privaatsak X16, Kuilsrivier 7579, of Brightonweg, Kraaifontein 7570, Miemie.Terblanche@capetown.gov.za tel (021) 980-6146 en faksno. (021) 980-6179 gedurende kantoorure (08:00-14:30). Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van bogenoemde Ontwikkelingskoördineerder ingedien word voor of op 2 Oktober 2006 met vermelding van bogenoemde ordonnansie en die beswaarmaker se erfnommer. Enige besware wat na die voormelde sluitingsdatum ontvang word, kan dalk nie in ag geneem word nie.

Aansoeker: Stad Kaapstad

Kennisgewingno.: 68/2006

Lêerverw.: Pakket 8 (Scottsdene)

Aard van aansoek:

(a) Die sluiting van die openbare oop ruimte op Erf 126, en die sluiting van die openbare pad ('n gedeelte van Ultralaan).

(b) Die konsolidasie van bogenoemde erwe en die hersonering van die gekonsolideerde erwe na onderverdelingsgebied met die oog op 'n vervoersone I, vervoersone II, owerheidsone, sakesone I, sakesone II, institusionele sone I, openbare oop ruimte, sone I, residensiële sone III en residensiële sone IV ten einde 'n gemengde-gebruikontwikkeling tot stand te bring wat uit 'n kleinsakekomponent, verskillende gemeenskapsgeriewe en 'n mengsel residensiële gebruike (760 tot 890 eenhede met 'n digtheid van tussen 60 en 70 eenhede per hektaar) bestaan. Bogenoemde ontwikkeling is onderhewig aan 'n basiese omgewingsimpakbepaling.

'n Openbare vergadering is gereël, en die besonderhede is soos volg:

Datum: 20 September 2006

Plek: Northpine-saal, Eoanlaan, Scottsdene

Tyd: 18:30

Achmat Ebrahim, Stadsbestuurder

1 September 2006 18336

CITY OF CAPE TOWN

(SOUTH PENINSULA REGION)

REZONING AND DEPARTURES

• Erf 4995 Simon's Town

Notice is hereby given in terms of Section 17(2) and 15(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 Development Co-ordinator, City of Cape Town, 1st Floor, 3 Victoria Road, Plumstead, 7800.

Enquiries may be directed to Mr P Evard, tel (021) 710-8132 or fax (021) 710-8283 during 08:00-14:30.

Objections, with full reasons therefor, must be lodged in writing at the office of the abovementioned Development Co-ordinator on or before 2 October 2006, quoting the above relevant legislation, the objector's erf number, address and phone number(s). Any objections/comment received after the above closing date may be considered invalid.

Ref: LUM/67/4995

Application Number: 106853

Erf Number: 4995

Address: Waterfall/Palace Hill Roads.

Nature of Application:

To rezone the property from Group Housing Use Zone to General Residential Use Zone to permit the construction of 24 Flats on a vacant site, and will include the following Departures from the Simon's Town Zoning Scheme Regulations:

- Coverage exceeding the 25% permitted maximum to 43,5%;
- Bulk factor exceeding the 0,75 permitted maximum to 1,1;
- Relaxation of the 8 m street building lines for Palace Hill Road, Waterfall Road and Sayers Lane (Common Passage); and,
- Relaxation of the 4,5 m eastern lateral building line.

Municipal Systems Act, Act 32 of 2000

In terms of Section 21(4) of the abovementioned act, any person who cannot write may, during office hours, come to the above office and will be assisted to transcribe his/her comments or representations.

Achmat Ebrahim, City Manager

1 September 2006 18337

STAD KAAPSTAD

(SUID-SKIEREILAND-STREEK)

HERSONERING EN AFWYKINGS

• Erf 4995 Simonstad

Kennisgewing geskied hiermee ingevolge artikels 15(2) en 17(2) van die Ordonnansie op Grondgebruikbeplanning no. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die Ontwikkelingskoördineerder, Stad Kaapstad, 1ste Verdieping, Victoriaweg 3, Plumstead, Maandag tot Vrydag tussen 08:30-14:30.

Navrae kan gerig word aan mnr. P Evard, tel (021) 710-8132 of faksno. (021) 710-8283.

Enige besware moet voor of op 2 Oktober 2006 skriftelik, met redes, ingedien word by die kantoor van bostaande Ontwikkelingskoördineerder, met vermelding van bostaande relevante wetgewing en die beswaarmaker se erf- en telefoonnommer en adres. Enige kommentaar wat na bostaande sluitingsdatum ontvang word, kan dalk ongeldig geag word.

Verw.: LUM/67/4995

Aansoekno.: 106853

Erf Nommer: 4995

Adres: Waterfall-/Palace Hill-weg

Aard van aansoek:

Die hersonering van die eiendom van groepsbehuisingsone na algemeenresidensieel ten einde toe te laat dat 24 woonstelle op 'n onbeboude perseel opgerig word, en daar is om die volgende afwykings van die Simonstadse soneringskemaregulasies aansoek gedoen:

- Oorskryding van die toegelate maksimumdekking van 25% tot 43,5%.
- Oorskryding van die toegelate maksimummassafaktor van 0,75 tot 1,1.
- Verslapping van die 8 m-straatboulyne vir Palace Hillweg, Waterfallweg en Sayers-steeg (gemeenskaplike deurgang).
- Varslapping van die 4,5 m-oostelike syboulyn.

Wet op Munisipale Stelsels, Wet 32 van 2000

Ingevolge artikel 21(4) van bogenoemde Wet kan enige persoon wat nie kan skryf nie, gedurende kantoorure na bogenoemde kantoor kom, waar hy/sy gehelp sal word om sy/haar kommentaar of voorlegging neer te skryf.

Achmat Ebrahim, Stadsbestuurder

1 September 2006 18337

CITY OF CAPE TOWN

(TYGERBERG REGION)

REZONING AND DEPARTURES

• Erf 825, 21 Hafele Street, Durvanville

Notice is hereby given in terms of Sections 15 and 17 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that the undermentioned application has been received and is open for inspection at the office of the Development Co-ordinator, City of Cape Town, corner of Oxford- and Queen Street, Durbanville. Enquiries may be directed to Mr M Theron, PO Box 100, Durbanville, Morne.Theron@capetown.gov.za, tel (021) 970-3011 and fax (021) 976-9586, during 08:00-14:30.

Objections, with full reasons, must be lodged in writing at the office of the abovementioned Development Co-ordinator on or before Monday 2 October 2006, quoting the above relevant legislation and the objector's erf and phone numbers and address. Any objections received after the abovementioned closing date may be considered to be invalid.

Applicant: Financial Hub Accounting CC

Application Number: 111470

Address: 21 Hafele Street, Durbanville

Nature of Application: Rezoning of Erf 825, Durbanville from Single Residential to General Residential to permit the erection of a block of flats consisting of 22 units. Application is also made for the following departures from the Durbanville Zoning Scheme Regulations:

(i) Clause 8.3.2: To increase permissible coverage from 30% to 39,3;

(ii) Clause 8.3.3(a): To encroach the 8,0 m street building line to 6,11 m and 0,0 m respectively, to erect flats and a refuse room;

(iii) Clause 8.3.3(b): Encroachment of the 4,5 m lateral building line to 0,0 m to erect a refuse room;

(iv) Clause 8.3.4: To increase permissible bulk from 0,75 to 0,80;

(v) Clause 8.3.5: To permit a 4-storey building in lieu of the permitted 3 &

(vi) Clause 8.3.6: To permit parking bays within 4,5 m from the street Boundary (Notice number: 34/2006 (18/6/1/421)

Achmat Ebrahim, City Manager

1 September 2006 18338

STAD KAAPSTAD

(TYGERBERG-STREEK)

HERSONERING EN AFWYKINGS

• Erf 825, Hafelestraat 21, Durbanville

Kragtens artikels 15 en 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985), word hiermee kennis gegee dat onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Ontwikkelingskoördineerder, Stad Kaapstad, h/v Oxford- en Queenstraat, Durbanville. Navrae kan gerig word aan mnr. M Theron, Posbus 100, Durbanville 7551, h/v Oxford- en Queenstraat, Durbanville 7550, Morne.Theron@capetown.gov.za, tel (021) 970-3011, faksnommer (021) 976-9586 gedurende 08:00-14:30.

Besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van bogenoemde Ontwikkelingskoördineerder ingedien word voor of op Maandag 2 Oktober 2006, met vermelding van die relevante wetgewing en die beswaarmaker se erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongeldig geag word.

Aansoeker: Financial Hub Accounting BK

Aansoekno.: 111470

Adres: Hafelestraat 21, Durbanville

Aard van Aansoek: Die hersonering van Erf 825, Durbanville, van enkelresidensieel na algemeenresidensieel vir die oprigting van 'n blok woonstelle bestaande uit 22 eenhede. Daar word ook aansoek gedoen om die volgende afwykings van Durbanville se soneringskemaregulasies:

(i) Klousule 8.3.2: Die verhoging van die toelaatbare dekking van 30% na 39,3%.

(ii) Klousule 8.3.3(a): Die oorskryding van die 8,0 m-straatboulyn tot 6,11 m en 0,0 m onderskeidelik vir die oprigting van woonstelle en 'n vulliskamer.

(iii) Klousule 8.3.3(b): Die oorskryding van die 4,5 m-syboulyn tot 0,0 m vir die oprigting van 'n vulliskamer.

(iv) Klousule 8.3.4: Die verhoging van die toegelate massafaktor van 0,75 tot 0,80.

(v) Klousule 8.3.5: Om 'n 4-verdieping gebou in plaas van die toegelate 3 toe te laat.

(vi) Klousule 8.3.6: Om parkeerplekke binne 4,5 m van die straatgrens toe te laat. (Kennisgewingno: 34/2006 (18/6/1/421)

Achmat Ebrahim, Stadsbestuurder

1 September 2006 18338

DRAKENSTEIN MUNICIPALITY

APPLICATION FOR THE AMENDMENT OF THE URBAN STRUCTURE PLAN FOR THE CAPE METROPOLITAN AREA: VOLUME 4: PAARL/WELLINGTON, CONSOLIDATION, REZONING AND SUBDIVISION: ERVEN 1306 AND 1307, WELLINGTON

Notice is hereby given in terms of Section 26(1) of the Physical Planning Act, 1991 (Act 125 of 1991) for the amendment of the Urban Structure Plan for the Cape Metropolitan area: Volume 4: Paarl/Wellington and Section 17(2)(a) and 24(2)(a) of the Land Use Planning Ordinance 1985 (No 15 of 1985) that an application as set out below has been received and can be viewed during normal office hours at the office of the Acting Head: Planning and Economic Development, Administrative Offices, Berg River Boulevard, Paarl (Telephone: 021-807 4834):

Properties: Erven 1306 and 1307, Wellington

Applicant: Terraplan Town Planners

Owners: Erven 1306 and 1307 — A J D and S M Kerr

Locality: Located southeast of Wellington along the Berg Street extension, Blouvlei, Wellington

Extent: Erf 1306 — ± 4.3 ha
Erf 1307 — ± 11.4 ha

Current Zonings: Erf 1306 — Agriculture Zone 1
Erf 1307 — Agriculture Zone 1

Proposal:

- Amendment of the Urban Structure Plan for the Cape Metropolitan Area: Volume 4: Paarl/Wellington from "Agriculture Purposes" (southern portions of both erven) to "Urban Development";
- Consolidation of Erven 1306 and 1307 to form the development site;
- Rezoning of the development site to Subdivisional area; and
- *Subdivision of the development site as follows:*
  - 1 Resident's Health Care Centre erf (Special Zone)
  - 142 Retirement village erven (Special Zone)
  - 1 Club House and Sport facilities site (Special Zone)
  - 1 Access Control site (Special Zone)
  - 1 Internal Access Road site (Special Zone)
  - 1 Public Road (Transport Zone 2)
  - Remainder for existing farm house, outbuildings and agricultural purposes (Agricultural Zone 1)
  - The gross density is 9 units per hectare.

Motivated objections regarding the above application can be lodged in writing, to reach the undersigned by not later than Monday, 2 October 2006.

No late objections will be considered.

Persons who are unable to read or write, can submit their objection verbally at the Municipal Offices, Berg River Boulevard, Paarl, where they will be assisted by a staff member, to put their comment in writing.

Dr S Kabanyane, Municipal Manager

1 September 2006 18339

DRAKENSTEIN MUNISIPALITEIT

AANSOEK OM WYSIGING VAN DIE STEDELIKE STRUKTUURPLAN VIR DIE KAAPSE METROPOLITAANSE AREA: VOLUME 4: PAARL/WELLINGTON, KONSOLIDASIE, HERSONERING EN ONDERVERDELING: ERWE 1306 EN 1307, WELLINGTON

Kennis geskied hiermee ingevolge Artikel 26(1) van die Wet op Fisiese Beplanning, 1991 (Wet 125 van 1991) vir die wysiging van die Stedelike Struktuurplan vir die Kaapse Metropolitaanse area: Volume 4: Paarl/Wellington en Artikel 17(2)(a) en 24(2)(a) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ord 15 van 1985) dat 'n aansoek soos hieronder uiteengesit ontvang is en gedurende normale kantoorure ter insae is by die kantoor van die Waarnemende Hoof: Beplanning en Ekonomiese Ontwikkeling, Administratiewe Kantore, Bergrivier Boulevard, Paarl (Telefoon: 021-807 4834):

Eiendomme: Erwe 1306 en 1307, Wellington

Aansoeker: Terraplan Stadsbeplanners

Eienaars: Erwe 1306 en 1307 — A J D en S M Kerr

Ligging: Geleë suidoos van Wellington by die Bergstraat verlenging, Blouvlei, Wellington

Groottes: Erf 1306 — ± 4.3 ha
Erf 1307 — ± 11.4 ha

Huidige Sonerings: Erf 1306 — Landbousone 1
Erf 1307 — Landbousone 1

Voorstel:

- Wysiging van die Stedelike Struktuurplan vir die Kaapse Metropolitaanse Area: Volume 4: Paarl/Wellington vanaf "Land boudoeleindes" (suidelike gedeeltes van beide erwe) na "Stedelike ontwikkeling";
- Konsolidasie van Erf 1306 en Erf 1307 om die ontwikkelingsperseel te vorm;
- Hersonering van die ontwikkelingsperseel na Onderverdelingsgebied; en
- *Onderverdeling van die ontwikkelingsperseel as volg:*
  - 1 Inwonersgesondheidsentrum perseel (Spesiale Sone)
  - 142 Aftree-oord erwe (Spesiale Sone)
  - 1 Klubhuis en Sport fasiliteite perseel (Spesiale Sone)
  - 1 Toegangsbeheer perseel (Spesiale Sone)
  - 1 Interne Toegangspad perseel (Spesiale Sone)
  - 1 Publieke Pad (Vervoersone 2)
  - Restant vir bestaande plaashuis, buitegebou en landboudoeleindes (Landbousone 1).
  - Die bruto digtheidsbepaling is 9 eenhede per hektaar.

Gemotiveerde besware aangaande bostaande aansoek kan skriftelik by die ondergetekende ingedien word, teen nie later as Maandag, 2 Oktober 2006.

Geen laat besware sal oorweeg word nie.

Indien 'n persoon nie kan lees of skryf nie, kan so 'n persoon sy kommentaar mondelings by die Munisipale Kantore, Bergrivier Boulevard, Paarl, aflê, waar 'n personeellid sal help om sy kommentaar/vertoë op skrif te stel.

Dr S Kabanyane, Munisipale Bestuurder

1 September 2006 18339

GEORGE MUNICIPALITY

NOTICE NO 242/2006

PROPOSED SUBDIVISION: ERF 2969, STEMMET STREET, BLANCO

Notice is hereby given that Council has received an application for the subdivision of the abovementioned property in terms of Section 24(2) of Ordinance 15/1985 as follows:

(a) 11 Single Residential erven which vary in size between 400 m^2 and 438 m^2;

(b) 1 Private Open Space;

(c) 1 Private Street

Details of the proposal are available for inspection at the Council's office Civic Centre, 5th Floor, York Street, George during normal office hours, Mondays to Fridays. Enquiries: Keith Meyer, Reference: Erf 2969, Blanco.

Motivated objections, if any, must be lodged in writing with the Deputy Director Planning, by not later than Monday, 2 October 2006.

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.

CM Africa, Municipal Manager

Civic Centre, York Street, George, 6530

Tel: 044-801 8435

Fax: 044-801 9196

Email: keith@george.org.za

1 September 2006 18340

MUNISIPALITEIT GEORGE

KENNISGEWING NR: 242/2006

VOORGESTELDE ONDERVERDELING: ERF 2969, STEMMETSTRAAT, BLANCO

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het vir die onderverdeling van bogenoemde eiendom in terme van Artikel 24(2) van Ordonnansie 15/1985 as volg:

(a) 11 Enkelwoonerwe wat wissel in grootte tussen 400 m^2 en 438 m^2;

(b) 1 Privaat Oopruimte:

(c) 1 Privaat Straat

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag, ter insae beskikbaar wees by die Raad se kantoor, Burgersentrum, 5de Vloer, Yorkstraat, George. Navrae: Keith Meyer, Verwysing: Erf 2969, Blanco.

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk-Direkteur: Beplanning ingedien word, nie later nie as Maandag, 2 Oktober 2006.

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

CM Africa, Munisipale Bestuurder

Burgersentrum, Yorkstraat, George, 6530

Tel: 044-801 9435

Faks: 044-801 9196

Epos: keith@george.org.za

1 September 2006 18340

OVERSTRAND MUNICIPALITY

STANFORD ADMINISTRATION

PROPOSED SUBDIVISION OF ERF 173, BEZUIDENHOUT STREET, STANFORD

Notice is hereby given in terms of Section 24 of the Land Use Planning Ordinance, No 15 of 1985, that the Council has received an application for the subdivision of erf 173, Stanford.

Full particulars lie open for inspection during normal office hours in the offices of the Stanford Administration, Queen Victoria Street, Stanford.

Written, legal and fully motivated objections/comments, if any, against the application with the objector's property description, address and telephone number must be lodged with the undersigned on or before Tuesday, 3 October 2006.

Comments/objections may also be faxed to fax no (028) 341 0445.

Persons who cannot write, can approach the Town Planning division of the Overstrand Municipality (Stanford Administration) during normal office hours where a staff member will assist such persons to transcribe their comments or objections. Late comments/objections will not be considered.

J. Koekemoer, Municipal Manager

Municipal Offices, P O Box 84, Stanford, 7210

Notice No: 10/2006

1 September 2006 18353

MUNISIPALITEIT OVERSTRAND

STANFORD ADMINISTRASIE

VOORGESTELDE ONDERVERDELING VAN ERF 173, BEZUIDENHOUTSTRAAT STANFORD

Kennis geskied hiermee ingevolge die bepalings van Artikel 24 van die Grondgebruikbeplanningsordonnansie, Nr 15 van 1985, dat die Raad 'n aansoek ontvang het vir die onderverdeling van Erf 173, Stanford.

Volledige besonderhede lê gedurende gewone kantoorure ter insae in die kantore van die Stanford Administrasie, Queen Victoriastraat, Stanford.

Skriftelike, regsgeldige en gemotiveerde besware/kommentaar, indien enige, teen die voorstel, met die beswaarmaker se eiendomsbeskrywing, adres en telefoonnommer, moet by die ondergetekende ingedien word voor of op Dinsdag, 3 Oktober 2006.

Kommentaar/besware mag ook na faksnr(028) 341 0445 gefaks word.

Persone wat nie kan skryf nie, kan die Stadsbeplanningsafdeling van die Munisipaliteit Overstrand (Stanford Administrasie) tydens normale kantoorure nader waar 'n personeellid daardie persone behulpsaam sal wees deur hul kommentaar of besware op skrif te stel. Laat kommentaar/besware sal nie oorweeg word nie.

J. Koekemoer, Munisipale Bestuurder

Munisipale Kantore, Posbus 84, Stanford, 7210

Kennisgewing Nr: 10/2006

1 September 2006 18353

GEORGE MUNICIPALITY

NOTICE NO: 239/2006

PROPOSED REZONING AND DEPARTURE: ERF 1091, GEORGE STREET, BLANCO

Notice is hereby given that Council has received the following application on the abovementioned property:

1. Rezoning in terms of Section 17(2)a of Ordinance 15 of 1985 from SINGLE RESIDENTIAL to GENERAL RESIDENTIAL;

2. Departure in terms of Section 15 of Ordinance 15 of 1985 to allow the following:

   (a) Relax the street building line from 8 m to 5 m;

   (b) Relax the side boundary building lines from 4,5 m to 3,0 m.

Details of the proposal are available for inspection at the Council's office, Civic Centre, 5th Floor, York Street, George, during normal office hours, Mondays to Fridays. Enquiries: Keith Meyer, Reference: Erf 1091, Blanco.

Motivated objections, if any, must be lodged in writing with the Deputy Director: Planning, by not later than Monday, 2 October 2006.

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.

CM Africa, Municipal Manager

Civic Centre, York Street, George, 6530

Tel: 044-801 9435

Fax: 044-801 9196

Email: keith@george.org.za

1 September 2006 18343

MUNISIPALITEIT GEORGE

KENNISGEWING NR: 239/2006

VOORGESTELDE HERSONERING EN AFWYKING: ERF 1091, GEORGESTRAAT, BLANCO

Kennis geskied hiermee dat die Raad die volgende aansoek op bogenoemde eiendom ontvang het:

1. Hersonering in terme van Artikel 17(2)a van Ordonnansie 15 van 1985 vanaf ENKELWOON na ALGEMENE WOON;

2. Afwyking in terme van Artikel 15 van Ordonnansie 15 van 1985 om die volgende toe te laat:

   (a) Verslapping van die straatboulyn vanaf 8 m na 5 m;

   (b) Verslapping van die sygrensboulyne vanaf 4,5 m na 3,0 m.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor, Burgersentrum, 5de Vloer, Yorkstraat, George. Navrae: Keith Meyer, Verwysing: Erf 1091, Blanco.

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk-Direkteur: Beplanning ingedien word nie later nie as Maandag, 2 Oktober 2006.

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

CM Africa, Munisipale Bestuurder

Burgersentrum, Yorkstraat, George, 6530

Tel: 044-801 9435

Faks: 044-801 9196

Epos: keith@george.org.za

1 September 2006 18343

PRINCE ALBERT MUNICIPALITY

NOTICE NUMBER 35/2006

PROPOSED SUBDIVISION REMAINDER ERF 382, PRINCE ALBERT

COLIN STOCKLAND & CLINTON NAUDE

Notice is hereby given in terms of Section 24(1) of Ordinance 15 of 1985 that the Council has received an application from Colin Stockland & Clinton Naude for the Subdivision of Remainder Erf 382, Mark Street, Prince Albert.

Details of the proposal are available for inspection at the Municipal Offices, Prince Albert, during office hours.

Written objections, if any, to the proposal together with reasons, must be lodged with the undersigned not later than Friday, 8 September 2006.

N. M. Wicomb, Municipal Manager

Municipal Offices, Private Bag X53, Prince Albert, 6930

Tel. (023) 541 1320

1 September 2006 18354

MUNISIPALITEIT PRINS ALBERT

KENNISGEWING NOMMER 35/2006

VOORGESTELDE ONDERVERDELING RESTANT VAN ERF 382, PRINS ALBERT

COLIN STOCKLAND & CLINTON NAUDE

Kennis geskied hiermee ingevolge Artikel 24(1) van Ordonnansie 15 van 1985 dat die Raad 'n aansoek van Colin Stockland & Clinton Naude ontvang het vir die Onderverdeling van Restant van Erf 382, Markstraat, Prins Albert.

Nadere besonderhede lê ter insae by die Munisipale Kantoor Prins Albert, gedurende kantoorure.

Skriftelike besware, indien enige teen die voorstel, tesame met redes, moet die ondergetekende voor of op Vrydag, 8 September 2006 bereik.

N. M. Wicomb, Munisipale Bestuurder

Munisipale Kantoor, Privaatsak X53, Prins Albert, 6930

Tel. (023) 541 1320

1 September 2006 18354

HESSEQUA MUNICIPALITY

PROPOSED REZONING, SUBDIVISION AND CONSOLIDATION OF ERVEN 572, 575, 578 ALBERTINIA

Notice is hereby given in terms of the provisions of Sections 17(2)(a) and 24(2) of Ordinance 15 of 1985 that the Hessequa Council has received the following application on the abovementioned property:

Property: Erf 572, 575 & 578 — Residential I

Application:

1. Consolidation of erven 572, 575, 578 to create one erf of 7 969 m^2

2. Subdivision of the consolidated erf into 16 group housing portions, a 300 m^2 portion for a community facility, a road portion and open spaces

3. Rezoning of the subdivided portions from Residential I as follows:
   16 Residential II erven
   Institutional Zone III for a clinic
   Transport zone II for a public road and Open Space II (private open space)

Applicant: Dr. P. Groenewald (on behalf of NA van Wyk)

Details concerning the application are available at the office of the undersigned during office hours as well as the Albertinia Municipal Offices. Any objections to the proposed rezoning should be submitted in writing to reach the office of the undersigned not later than 2/10/2006.

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, PO Box 29, Riversdale, 6670

1 September 2006 18344

HESSEQUA MUNISIPALITEIT

VOORGESTELDE HERSONERING, ONDERVERDELING EN KONSOLIDASIE, VAN ERWE 572, 575 & 578 HOOFSTRAAT ALBERTINIA

Kennis geskied hiermee ingevolge die bepalings van Artikel 17(2)(a) & 24(2) van Ordonnansie 15 van 1985 dat die Hessequa Raad, die volgende aansoek op bogenoemde eiendom ontvang het:

Eiendomsbeskrywing: Erwe 572, 575 & 578: Residensieel I

Aansoek:

1. Konsolidasie van Erwe 572, 575 & 578 ten einde een Erf van 7 969 m^2 te skep.

2. Onderverdeling van gekonsolideerde erf in 16 groepbehuisings gedeeltes, ’n gedeelte van 300 m^2 vir ’n gemeenskapsfasiliteit, ’n padgedeelte en oopruimte gedeeltes.

3. Hersonering van onderverdeelde gedeeltes vanaf Residensieel I soos volg:
   16 Residensieel II erwe
   Institusionele Sone III vir ’n Kliniek
   Vervoersone II vir ’n openbare pad en Oopruimte II (privaat oopruimte)

Applikant: P. Groenewald (nms NA van Wyk)

Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende gedurende kantoorure asook die Albertinia Munisipale Kantoor. Enige besware teen die voorgenome hersonering moet skriftelik gerig word om die ondergetekende te bereik nie later nie as 2/10/2006.

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

1 September 2006 18344

PRINCE ALBERT MUNICIPALITY

NOTICE NUMBER 36/2006

PROPOSED SUBDIVISION

REMAINDER OF PORTION 51 OF THE FARM RIETFONTEIN NR. 56, PRINCE ALBERT DISTRICT

GILLIAM VILJOEN TRUST

Notice is hereby given in terms of Section 24(1) of Ordinance 15 of 1985 that the Council has received an application from Gilliam Viljoen Trust for the Subdivision of Remainder of Portion 51 of the Farm Rietfontein No. 56, Prince Albert District.

Details of the proposal are available for inspection at the Municipal Offices, Prince Albert, during office hours.

Written objections, if any, to the proposal together with reasons, must be lodged with the undersigned not later than Friday, 8 September 2006.

N. M. Wicomb, Municipal Manager

Municipal Offices, Private Bag X53, Prince Albert, 6930

Tel. (023) 541 1320

1 September 2006 18355

MUNISIPALITEIT PRINS ALBERT

KENNISGEWING NOMMER 36/2006

VOORGESTELDE ONDERVERDELING

RESTANT VAN GEDEELTE 51 VAN DIE PLAAS RIETFONTEIN NR. 56, PRINS ALBERT DISTRIK

GILLIAM VILJOEN TRUST

Kennis geskied hiermee ingevolge Artikel 24(1) van Ordonnansie 15 van 1985 dat die Raad ’n aansoek van Gilliam Viljoen Trust ontvang het vir die Onderverdeling van Restant van gedeelte 51 van die Plaas Rietfontein Nr 56, Prins Albert Distrik.

Nadere besonderhede le ter insae by die Munisipale Kantoor; Prins Albert, gedurende kantoor-ure.

Skriftelike besware, indien enige teen die voorstel, tesame met redes, moet die ondergetekende voor of op Vrydag, 8 September 2006 bereik.

N. M. Wicomb, Munisipale Bestuurder

Munisipale Kantoor, Privaatsak X53, Prins Albert, 6930

Tel. (023) 541 1320

1 September 2006 18355

HESSEQUA MUNICIPALITY

PROPOSED REZONING AND SUBDIVISION OF ERF 1028, STILBAAI EAST AND THE AMENDMENT OF THE MOSSEL BAY/RIVERSDALE SUBREGIONAL STRUCTURE PLAN

Notice is hereby given in terms of the provisions of Sections 17(2)(a) and 24(2) of Ordinance 15 of 1985 that the Hessequa Council has received the following application on the abovementioned property:

Property: Erf 1028 — 4,4264 ha — Undetermined zoning

Application:

1. Rezoning of the abovementioned property from Undetermined to a Subdivisional Area for 31 Residential I portions, a Transport Zone II portion and an Open Space II portion.

2. Subdivision of the Subdivisional area to accommodate 31 portions for single residential, a street portion and a open space area.

3. Amendment of the Mossel Bay/Riversdale Subregional Structure Plan from ''Nature Area'' to ''Urban Development''.

Applicant: Piet Groenewald (on behalf of Blue Pointer Trading 266 (Pty) Ltd.

Details concerning the application are available at the office of the undersigned during office hours as well as the Stilbaai Municipal Offices. Any objections to the proposed/rezoning should be submitted in writing to reach the office of the undersigned not later than 2/10/2006.

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, PO Box 29, Riversdale, 6670

1 September 2006 18346

HESSEQUA MUNISIPALITEIT

VOORGESTELDE HERSONERING EN ONDERVERDELING VAN ERF 1028, STILBAAI-OOS EN DIE WYSIGING VAN DIE MOSSELBAAI/RIVERSDAL SUBSTREEK STRUKTUURPLAN

Kennis geskied hiermee ingevolge die bepalings van Artikels 17(2)(a) & 24(2) van Ordonnansie 15 van 1985 dat die Hessequa Raad, die volgende aansoek om hersonering op bogenoemde eiendom ontvang het:

Eiendomsbeskrywing: Erf 1028 — 4,4264 ha — Onbepaald gesoneer

Aansoek:

1. Hersonering van bogenoemde eiendom vanaf Onbepaald na Onderverdelingsgebied vir 31 Residensieel I gedeeltes, 'n Vervoersone II gedeelte en 'n Oopruimte II gedeelte.

2. Onderverdeling van onderverdelingsgebied in 31 gedeeltes in enkelwoondoeleindes, 'n gedeelte in 'n oopruimte en 'n padgedeelte.

3. Wysiging van die Riversdal/Mosselbaai Substreek Struktuurplan vanaf ''Natuurgebied'' na ''Stedelike Ontwikkeling'' ten einde die beoogde ontwikkeling te kan akkommodeer.

Applikant: Piet Groenewald (namens Blue Pointer Trading 266 (Pty) Ltd)

Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende gedurende kantoorure asook die Stilbaai Munisipale Kantoor. Enige besware teen die voorgenome hersonering moet skriftelik gerig word om die ondergetekende te bereik nie later nie as 2/10/2006.

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

1 September 2006 18346

STELLENBOSCH MUNICIPALITY

OFFICIAL NOTICE

APPLICATION FOR REZONING AND SUBDIVISION: FARM 124/39, KYLEMORE

Notice is hereby given in terms of Sections 17 & 24 of the Land Use Planning Ordinance, 1985 (No 15 of 1985) and that an application for rezoning and subdivision on Farm 124/39, Kylemore 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) 8088111) during office hours from 08:00 till 13:00.

1. Rezoning of the Remainder Farm 124/39, Kylemore from Agricultural Zone I to Subdivisional Area.

2. Subdivision of the Remainder Farm 124/39, Kylemore into 12 residential units and a ''woonerf'' combined open space and road.

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 02 October 2006.

(Notice No. 103)

1 September 2006 18356

MUNISIPALITEIT STELLENBOSCH

AMPTELIKE KENNISGEWING

AANSOEK OM HERSONERING EN ONDERVERDELING : PLAAS 124/39, KYLEMORE

Kennis geskied hiermee ingevolge Artikels 17 & 24 van die Ordonnansie op Grondgebruiksbeplanning, 1985 (Nr. 15 van 1985) dat 'n aansoek om hersonering en onderverdeling op Farm 124/39, Kylemore by 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. Hersonering van die Restant Plaas 124/39, Kylemore vanaf Landbousone I na Onderverdelingsgebied.

2. Onderverdeling van die Restant Plaas 124/39, Kylemore in 12 residensiële eenhede en 'n ''woonerf'' gekombineer oop ruimte en pad.

Gemotiveerde besware en/of kommentaar kan skriftelik by die Munisipale Bestuurder, Munisipaliteit Stellenbosch, Posbus 17, Stellenbosch, 7599 voor of op 02 Oktober 2006 ingedien word.

(Kennisgewing Nr. 103)

1 September 2006 18356

KNYSNA MUNICIPALITY

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

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

PROPOSED SUBDIVISION: ERF 8314 KNYSNA
(17 LEAGUE STREET)

Notice is hereby given in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that the under mentioned 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, P O Box 21, Knysna, 6570 on or before Monday 2 October 2006 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) during normal office hours where the Secretary will refer you to the responsible official whom will assist you in putting your comments or objections in writing.

Applicant

ERICH BUHRER

Nature of application

The subdivision of Erf 8314, Knysna into 2 portions, namely Portion A of ±850 m^2 and a Remainder of ±850 m^2.

File reference: 8314 KNY

DP Daniels, Municipal Manager

1 September 2006 18348

KNYSNA MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORDONNANSIE 15 VAN 1985)

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

VOORGESTELDE ONDERVERDELING: ERF 8314 KNYSNA
(LEAGUESTRAAT 17)

Kennis geskied hiermee ingevolge Artikel 24 van die Ordonannsie op Grondgebruikbeplanning 1985 (Ordonnansie 15 van 1985) dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en gedurende kantoorure ter insae lê by die Munisipale Stadsbeplanningskantore, 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, 2 Oktober 2006, met vermelding van bogenoemde Ordonnansie en beswaarmaker se erfnommer.

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

ERICH BUHRER

Aard van aansoek

Die onderverdeling van Erf 8314, Knysna in 2 gedeeltes, naamlik, Gedeelte A van ±850 m^2 en 'n restant van ±850 m^2.

Lêerverwysing: 8314 KNY

DP Daniels, Munisipale Bestuurder

1 September 2006 18348

STELLENBOSCH MUNICIPALITY

OFFICIAL NOTICE

APPLICATION FOR REZONING AND SUBDIVISION:

FARM NO. 490/7, IDAS VALLEY

Notice is hereby given in terms of Sections 17 & 24 of the Land Use Planning Ordinance, 1985 (No 15 of 1985) and that an application for rezoning and subdivision Farm No. 490/7, Idas Valley 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) 8088111) during office hours from 08:00 till 13:00.

Locality : ± 3 km, North of Stellenbosch

1. Rezoning of Farm 490/7, ldas Valley from Agricultural Zone I to Subdivisional area for Single residential zone, Private Open Space and Private road.

2. Subdivision of Farm 490/7, ldas Valley into 160 Single Residential erven (average size of ± 348 m^2) Private Open Space of ± 58610 m^2 and Private road of ± 17497 m^2.

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 02 October 2006.

(Notice No. 107)

1 September 2006 18357

MUNISIPALITEIT STELLENBOSCH

AMPTELIKE KENNISGEWING

AANSOEK OM HERSONERING EN ONDERVERDELING:

PLAAS NR. 490/7, IDAS VALLEY

Kennis geskied hiermee ingevolge Artikels 17 en 24 van die Ordonnansie op Grondgebruiksbeplanning, 1985 (Nr 15 van 1985) dat 'n aansoek om hersonering en onderverdeling van Plaas 490/7, Idas Valley 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) 8088111).

Ligging : ± 3 km, Noord van Stellenbosch

1. Hersonering van Plaas 490/7, Idas Vallei vanaf Landbousone I na Onderverdelingsgebied vir Enkel Residensiële sone, Privaat Oop Ruimte en privaat pad.

2. Onderverdeling van Plaas 490/7, Idas Vallei in 160 Enkel Residensiële erwe (gemiddelde grootte van ± 348 m^2) Privaat Oop Ruimte van ± 58610 m^2 en Privaat Pad van ± 17497 m^2.

Gemotiveerde besware en/of kommentaar kan skriftelik by die Munisipale Bestuurder, Munisipaliteit Stellenbosch, Posbus 17, Stellenbosch, 7599 voor of op 02 Oktober 2006 ingedien word.

(Kennisgewing No. 107)

1 September 2006 18357

MATZIKAMA MUNICIPALITY

NOTICE: APPLICATION FOR REZONING

Notice is hereby given in terms of Section 17(2) of the Land Use Planning Ordinance, 1985 (No 15 of 1985) read together with Section 21 of Local Government ; Municipal Systems Act, 2000 (Act No. 32 of 2000) that an application, set out as below, was submitted to Matzikama Municipality,

Applicant: D I V Engelbrecht

Owner: Dutch Reformed Church Vanrhynsdorp

Property: Erf 1138, Vanrhynsdorp

Locality: Corner of Troe Troe and Church Street, Vanrhynsdorp

Existing zoning: Institutional Zone II

Proposed development: Rezoning of a portion of Erf 1138, Vanrhynsdorp to build a wall of remembrance.

Please note that in terms of Section 21(4) of the Act on Local Government : Municipal Systems, No. 32 of 2000 persons who cannot read or write are invited to visit the office of the Director of Administration where officials will assist you to formulate your objection and / or complete any relevant documentation.

Full details can be obtained at the office of the Director of Administration during normal office hours. Motivated objections and / or comments against the application should reach the undersigned by not later than, 02 October 2006.

D. G. I. O'Neil, Municipal Manager

Municipal Offices, P O Box 98, Vredendal, 8160

Tel (027) 2013300, Fax (027) 2133238

Notice No. 95/2006

1 September 2006 18349

MUNISIPALITEIT MATZIKAMA

KENNISGEWING : AANSOEK OM HERSONERING

Kennis geskied hiermee ingevolge Artikel 17(2) van die Ordonnansie op Grondgebruiksbeplaning, 1985 (No 15 van 1985) saamgelees met Artikel 21 van die Wet op Plaaslike Regering: Munisipale Stelsels, No 32 van 2000, dat die raad die volgende aansoek ontvang het vir oorweging:

Aansoeker: D I V Engelbrecht

Eienaar: NG Kerk Vanrhynsdorp

Eiendom: Erf No.1138, Vanrhynsdorp

Ligging: H/v Troe Troe en Kerkstraat

Huidige sonering: Institusionele sone II

Voorstel: Hersonering van gedeelte van Institusionele sone II, Vanrhynsdorp wat bekend sal staan as Erf 1138, Vanrhynsdorp, vir die aanbring van 'n nismuur.

Geliewe kennis te neem dat u ingevolge Artikel 21(4) van die Wet op Plaaslike Regering; Munisipale Stelsels, No 32 van 2000 genooi word om ingeval waar u nie kan lees of skryf die kantoor van die Direkteur Administrasie te besoek waar personeel u behulpsaam sal wees, gedurende genoemde ure, met of die formulering van u beswaar en/of die voltooiing van enige tersaaklike dokumentasie.

Volledige besonderhede is verkrygbaar by die Direkteur Administrasie gedurende kantoorure en skriftelike, gemotiveerde besware, indien enige, teen die voorstel moet die ondergetekende voor of op 02 Oktober 2006 bereik.

D. G. I. O'Neil, Munisipale Bestuurder

Munisipale Kantore, Posbus 98, Vredendal, 8160

Tel: (027) 2013300, Faks: (027) 2133238

Kennisgewing No. 95/2006

1 September 2006 18349

SWARTLAND MUNICIPALITY

NOTICE 62/06/07

PROPOSED SUBDIVISION OF ERF 21, ABBOTSDALE

Notice is hereby given in terms of Section 24 of Ordinance 15 of 1985 that an application has been received for the subdivision of Erf 21, in extent 3724 m^2, situated in Boltney Street, Abbotsdale into a remainder (± 1613 m^2) and portion A (± 2083 m^2).

Further particulars are available during office hours (weekdays) at the office of the Chief: Planning and Development, Department Corporate Services, Municipal Office, Church Street, Malmesbury.

Any comments may be lodged in writing with the undersigned not later than 2 October 2006.

J. J. Scholtz, Municipal Manager

Municipal Office, Private Bag X52, Malmesbury

1 September 2006 18360

MUNISIPALITEIT SWARTLAND

KENNISGEWING 62/06/07

VOORGESTELDE ONDERVERDELING VAN ERF 21, ABBOTSDALE

Kennis geskied hiermee ingevolge Artikel 24 van Ordonnansie 15 van 1985 dat 'n aansoek ontvang is vir die onderverdeling van Erf 21, groot 3724 m^2 geleë te Boltneystraat, Abbotsdale in 'n restant (± 1613 m^2) en gedeelte A (± 2083 m^2).

Verdere besonderhede is gedurende gewone kantoorure (weeksdae) by die kantoor van die Hoof: Beplanning en Ontwikkeling, Departement Korporatiewe Dienste, Munisipale Kantoor, Kerkstraat, Malmesbury beskikbaar.

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later as 2 Oktober 2006.

J. J. Scholtz, Munisipale Bestuurder

Munisipale Kantoor, Privaatsak X52, Malmesbury

1 September 2006 18360

MOSSEL BAY MUNICIPALITY

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

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

PROPOSED SUBDIVISION ON ERF 16137 SITUATED AT P. MINOR STREET, MOSSEL BAY.

It is hereby notified in terms of Section 24 of the above Ordinance that the undermentioned application has been received by the Municipal Manager and is open to inspection at the Section: Town planning, 4th floor, Montagu Place Building, Montagu Street, Mossel Bay. Any objections, with full reason therefor, should be lodged in writing to the Municipal Manager, P.O. Box 25, Mossel Bay, 6500 on or before Monday, 02 October 2006, quoting the above Ordinance and objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

Any enquiries may be directed to Mr. L. Nkau, Town Planning Department at telephone number (044) 6065074 and fax number (044) 6905786

In terms of Section 21 (4) of the Local Government 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'Almeide, Kwanonqaba, Hartenbos and Great Brak River respectively who will assist you in putting your comments or objections in writing.

Applicant	*Nature of Application*
J. P Du Toit, P.O. Box 692, Mossel Bay, 6500,	1 Subdivision of erf 16137 situated at P. Minor Street into two portions as follows: • Portion A: 743 m^2 • Portion B: 743 m^2

On behalf of: Echard Kuhn, Leonie Kuhn, Anna Sophia Nienhuis

C. B. Puren, Director: Community Services

File Reference: 15/4/16/1/2

1 September 2006 18350

MOSSELBAAI MUNISIPALITEIT

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

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

VOORGESTELDE ONDERVERDELING VAN ERF 16137, GELEË TE, P. MINORSTRAAT, MOSSELBAAI

Kragtens Artikel 24 van die bostaande ordonnansie word hiermee kennis gegee dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en ter insae lé by die Afdeling; Stadsbeplanning, 4de vloer, Montagu Plek 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, 02 Oktober 2006 met vermelding van bogenoemde Ordonnansie en Beswaarmaker se erfnommer.

Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie. Enige navrae kan gerig word aan Mnr. L. Nkau, Stadsbeplanning by telefoonnommer (044) 6065074 of faksnommer (044) 6905786.

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 kan nader vir hulpverlening om u kommentaar of besware op skrif te stel.

Aansoeker	*Aard van Aansoek*
J. P. Du Toit, Posbus 692, Mosselbaai 6500	1. Onderverdeling van erf 16137; geleë te P. Minorstraat in twee gedeeltes as volg: • Gedeelte A = 743 m^2 • Gedeelte B = 743 m^2

Namens: Echard Kuhn, Leonie Kuhn, Anna Sophia Neinhuis

C. B. Puren, Direkteur: Gemeenskapsdienste

Lêer verwysing: 15/4/16/1/2

1 September 2006 18350

SWARTLAND MUNICIPALITY

NOTICE 61/06/07

PROPOSED SUBDIVISION OF ERF 132, MALMESBURY

Notice is hereby given in terms of Section 24 of Ordinance 15 of 1985 that an application has been received for the subdivision of Erf 132, in extent 1394 m^2, situated c/o Immelman- and Horak Street, Malmesbury into a remainder (± 913 m^2) and portion A (± 481 m^2). The remainder portion will be consolidated with Erf 125.

Further particulars are available during office hours (weekdays) at the office of the Chief: Planning and Development, Department Corporate Services, Municipal Office, Church Street, Malmesbury.

Any comments may be lodged in writing with the undersigned not later than 2 October 2006.

J. J. Scholtz, Municipal Manager

Municipal Office, Private Bag X52, Malmesbury

1 September 2006 18361

MUNISIPALITEIT SWARTLAND

KENNISGEWING 61/06/07

VOORGESTELDE ONDERVERDELING VAN ERF 132, MALMESBURY

Kennis geskied hiermee ingevolge Artikel 24 van Ordonnansie 15 van 1985 dat 'n aansoek ontvang is vir die onderverdeling van Erf 132, groot 1394 m^2 geleë h/v Immelman- en Horakstraat, Malmesbury in 'n restant (± 913 m^2) en gedeelte A (± 481 m^2). Die restant gedeelte word gekonsolideer met Erf 125.

Verdere besonderhede is gedurende gewone kantoorure (weeksdae) by die kantoor van die Hoof: Beplanning en Ontwikkeling, Departement Korporatiewe Dienste, Munisipale Kantoor, Kerkstraat, Malmesbury beskikbaar.

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later as 2 Oktober 2006.

J. J. Scholtz, Munisipale Bestuurder

Munisipale Kantoor, Privaatsak X52, Malmesbury

1 September 2006 18361

MOSSEL BAY MUNICIPALITY

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

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

PROPOSED REZONING OF ERF 3859 SITUATED AT
12 BERNARD STREET, MENKENKOP, MOSSEL BAY

It is hereby notified in terms of Section 17 of the above Ordinance that the undermentioned application has been received by the Municipal Manager and is open to inspection at the Section: Town Planning, 4th floor, Montagu Place Building, Montagu Street, Mossel Bay. Any objections, with full reason therefor, should be lodged in writing to the Municipal Manager, P.O. Box 25, Mossel Bay, 6500 on or before Monday, 2 October 2006, quoting the above Ordinance and objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

Any enquiries may be directed to Mr L. Nkau, Town Planning Department at telephone number (044) 606 5074 and fax number (044) 690 5786.

In terms of Section 21(4) of the Local Government 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'Almeide, Kwanonqaba, Hartenbos and Great Brak River respectively who will assist you in putting your comments or objections in writing.

Applicant	*Nature of Application*
Korsman & Van Wyk	1. Application is being done for the rezoning of erf 3859 from Group housing to General Residential for the erection of an apartment complex.

C. B. Puren, Director: Community Services

File reference: 15/4/37/1/5 X15/4/37/1/4

1 September 2006 18351

MOSSELBAAI MUNISIPALITEIT

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

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

VOORGESTELDE HERSONERING VAN ERF 3859 GELEË TE,
BERNARDSTRAAT 12, MENKENKOP, MOSSELBAAI

Kragtens Artikel 17 van die bostaande Ordonnansie word hiermee kennis gegee dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en ter insae lê by die Afdeling; Stadsbeplanning, 4de vloer, Montagu Plek 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, 02 Oktober 2006 met vermelding van bogenoemde Ordonnansie en Beswaarmaker se erfnommer. Enige kommentaar wat na die voorgemelde sluitings datum ontvang word, mag moontlik nie in ag geneem word nie.

Enige navrae kan gerig word aan mnr. L. Nkau, Stadsbeplanning by telefoonnommer (044) 606 5074 of faksnommer (044) 690 5786.

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 kan nader vir hulpverlening om u kommentaar of besware op skrif te stel.

Aansoeker	*Aard van Aansoek*
Korsman & Van Wyk	1. Aansoek word gedoen vir die hersonering van erf 3859, Menkenkop vanaf Groepbehuising na Algemene Woon vir die oprigting van 'n woonstelkompleks.

C. B. Puren, Direkteur: Gemeenskapsdienste

Lêer verwysing: 15/4/37/1/5 X15/4/37/1/4

1 September 2006 18351

SWARTLAND MUNICIPALITY

NOTICE 63/06/07

PROPOSED SUBDIVISION AND REZONING OF
ERVEN 900 AND 904, CHATSWORTH

Notice is hereby given in terms of Section 24 of Ordinance 15 of 1985 that an application has been received for the subdivision of erven 900 (in extent 1 041 m^2) and 904 (in extent 1 041 m^2) into portions 1 to 8 (± 164,8 m^2 to 199,5 m^2) and portion 9 (in extent ± 693 m^2).

Application has also been received in terms of Section 17 of Ordinance 15 of 1985 for the rezoning of erven 900 and 904, Chatsworth from residential zone I to residential zone III to accommodate town houses.

The properties are situated between Hutchinson- and Milner Street, Chatsworth.

Further particulars are available during office hours (weekdays) at the office of the Chief: Planning and Development, Department Corporate Services, Municipal Office, Church Street, Malmesbury.

Any comments may be lodged in writing with the undersigned not later than 2 October 2006.

J. J. Scholtz, Municipal Manager

Municipal Office, Private Bag X52, Malmesbury

1 September 2006 18362

MUNISIPALITEIT SWARTLAND

KENNISGEWING 63/06/07

VOORGESTELDE ONDERVERDELING EN HERSONERING VAN
ERWE 900 EN 904 CHATSWORTH

Kennis geskied hiermee ingevolge Artikel 24 van Ordonnansie 15 van 1985 dat 'n aansoek ontvang is vir die onderverdeling van erwe 900 (groot 1 041 m^2) en 904 (groot 1 041 m^2) in gedeelte 1 tot 8 (± 164,8 m^2 tot 199,5 m^2) en gedeelte 9 (groot ± 693 m^2).

Aansoek is ook ontvang ingevolge Artikel 17 van Ordonnansie 15 van 1985 vir die hersonering van erwe 900 en 904, Chatsworth vanaf residensiële sone I na residensiële sone III om dorpshuise te akkommodeer.

Die eiendomme is geleë tussen Hutchinson- en Milnerstraat, Chatsworth.

Verdere besonderhede is gedurende gewone kantoorure (weeksdae) by die kantoor van die Hoof: Beplanning en Ontwikkeling, Departement Korporatiewe Dienste, Munisipale Kantoor, Kerkstraat, Malmesbury beskikbaar.

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later as 2 Oktober 2006.

J. J. Scholtz, Munisipale Bestuurder

Munisipale Kantoor, Privaatsak X52, Malmesbury

1 September 2006 18362

MOSSEL BAY MUNICIPALITY

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

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

PROPOSED REZONING, SUBDIVISION AND CONSOLIDATION OF ERVEN 2338 AND 2339 SITUATED AT THE CORNER OF TAMBOTIE LANE AND KINDERBESSIE STREET, HARTENBOS HEUWELS

It is hereby notified in terms of Sections 17 and 24 of the above Ordinance that the undermentioned application has been received by the Municipal Manager and is open to inspection at the Section: Town Planning, 4th floor, Montagu Place Building, Montagu Street, Mossel Bay. Any objections, with full reason therefor, should be lodged in writing to the Municipal Manager, P.O. Box 25, Mossel Bay, 6500 on or before Monday, 2 October 2006, quoting the above Ordinance and objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

Any enquiries may be directed to Mr. L. Nkau, Town Planning Department at telephone number (044) 606 5074 and fax number (044) 690 5786.

In terms of Section 21(4) of the Local Government 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'Almeide, Kwanonqaba, Hartenbos and Great Brak River respectively who will assist you in putting your comments or objections in writing.

Applicant	*Nature of Application*
Nel & de Kock Town and Regional planners, P.0 Box 1186, George, 6530	1. Rezoning of Erven 2338 and 2339 from undetermined to Residential Zone 1. 2. Consolidation of Erven 2338 and 2339. 3. Subdivision of the consolidated area in 2 above into 62 single residential units and Streets.

C. B. Puren, Director: Community Services

File reference: 15/4/37/1/5 X15/4/37/1/2

1 September 2006 18352

MOSSELBAAI MUNISIPALITEIT

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

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

VOORGESTELDE HERSONERING, ONDERVERDELING EN KONSOLIDASIE VAN ERWE 2338 EN 2339, GELEË TE H/V TAMBOTIELAAN EN KINDERBESSIESTRAAT, HARTENBOS HEUWELS

Kragtens Artikel 24 van die bostaande Ordonnansie word hiermee kennis gegee dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en ter insae lê by die Afdeling; Stadsbeplanning, 4de vloer, Montagu Plek 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, 2 Oktober 2006 met vermelding van bogenoemde Ordonnansie en Beswaarmaker se erfnommer.

Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie. Enige navrae kan gerig word aan mnr. L. Nkau, Stadsbeplanning by telefoonnommer (044) 606 5074 of faksnommer (044) 690 5786.

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 kan nader vir hulpverlening om u kommentaar of besware op skrif te stel.

Aansoeker	*Aard van Aansoek*
Nel en de Kock Stads- en Streekbeplanners, Posbus 1186, George, 6530	1. Hersonering van Erwe 2338 en 2339. vanaf Onbepaald na residensiele sone 1 2. Die konsolidasie van Erwe 2338 en 2339 3. Die onderverdeling van die gekonsolideerde erf in 2 hierbo in 62 enkelwoonerwe en strate.

C. B. Puren, Direkteur: Gemeenskapsdienste

Lêer verwysing: 15/4/37/1/5 X15/4/37/1/2

1 September 2006 18352

SWARTLAND MUNICIPALITY

NOTICE 60/06/07

PROPOSED SUBDIVISION OF ERF 833, DARLING

Notice is hereby given in terms of Section 24 of Ordinance 15 of 1985 that an application has been received for the subdivision of Erf 833, in extent 1 815 m^2, situated in Watsonia Street, Darling into a remainder (± 970 m^2) and portion A (± 845 m^2).

Further particulars are available during office hours (weekdays) at the office of the Chief: Planning and Development, Department Corporate Services, Municipal Office, Church Street, Malmesbury.

Any comments may be lodged in writing with the undersigned not later than 2 October 2006.

J. J. Scholtz, Municipal Manager

Municipal Office, Private Bag X52, Malmesbury

1 September 2006 18363

MUNISIPALITEIT SWARTLAND

KENNISGEWING 60/06/07

VOORGESTELDE ONDERVERDELING VAN ERF 833, DARLING

Kennis geskied hiermee ingevolge Artikel 24 van Ordonnansie 15 van 1985 dat 'n aansoek ontvang is vir die onderverdeling van Erf 833, groot 1 815 m^2 geleë te Watsoniastraat, Darling in 'n restant (± 970 m^2) en gedeelte A (± 845 m^2).

Verdere besonderhede is gedurende gewone kantoorure (weeksdae) by die kantoor van die Hoof: Beplanning en Ontwikkeling, Departement Korporatiewe Dienste, Munisipale Kantoor, Kerkstraat, Malmesbury beskikbaar.

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later as 2 Oktober 2006.

J. J. Scholtz, Munisipale Bestuurder

Munisipale Kantoor, Privaatsak X52, Malmesbury

1 September 2006 18363

STELLENBOSCH MUNICIPALITY

OFFICIAL NOTICE

APPLICATION FOR REZONING AND SUBDIVISION:

FARM NO. 1037, STELLENBOSCH

Notice is hereby given in terms of Sections 17 & 24 of the Land Use Planning Ordinance, 1985 (No 15 of 1985) and that an application for rezoning and subdivision on Farm No. 1037, 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) 8088111) during office hours from 08:00 till 13:00.

Locality : ± 8 km, North of Stellenbosch

1. Subdivision of Remainder (23 ha) of Farm 1037, Stellenbosch into 9 Portions (average ± 2 ha) and a remainder road.

2. Rezoning of Portions 2, 3, 4, 5, 7 and 8 from Agricultural Zone I to Business Zone I.

3. Rezoning of Portions 1, 6 and 9 from Agricultural Zone I to Business Zone II and remainder road (Transport Zone I)

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 02 October 2006.

1 September 2006 18358

MUNISIPALITEIT STELLENBOSCH

AMPTELIKE KENNISGEWING

AANSOEK OM HERSONERING EN ONDERVERDELING:

PLAAS NR. 1037, STELLENBOSCH

Kennis geskied hiermee ingevolge Artikels 17 en 24 van die Ordonnansie op Grondgebruiksbeplanning, 1985 (Nr 15 van 1985) dat ’n aansoek om hersonering en onderverdeling van Plaas 1037, 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) 8088111).

Ligging : ± 8 km, Noord van Stellenbosch

1. Onderverdeling van Restant (23 ha) van Plaas 1037, Stellenbosch in 9 gedeeltes (Gemiddeld ± 2 ha) en ’n restant pad.

2. Hersonering van gedeeltes 2, 3, 4, 5, 7 en 8 vanaf Landbousone I na Besigheidsone I.

3. Hersonering van gedeeltes 1, 6 en 9 vanaf Landbousone I na Besigheidsone II en restant pad (Vervoersone I)

Gemotiveerde besware en/of kommentaar kan skriftelik by die Munisipale Bestuurder, Munisipaliteit Stellenbosch, Posbus 17, Stellenbosch, 7599 voor of op 02 Oktober 2006.

1 September 2006 18358

STELLENBOSCH MUNICIPALITY

OFFICIAL NOTICE

APPLICATION FOR REZONING, SUBDIVISION, APPROVAL OF THE SITE DEVELOPMENT PLAN, HOME OWNERS ASSOCIATION AND AMENDMENT OF THE EXISTING GENERAL PLAN: FARM 372/7, STELLENBOSCH

Notice is hereby given in terms of Sections 17, 24, 29 and 30(1) of the Land Use Planning Ordinance, 1985 (No 15 of 1985) that an application for rezoning, subdivision, approval of the site development plan, Home Owners Association and amendment of the existing General Plan, Farm 372/7, 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) 8088111) during office hours from 08:00 till 13:00.

Locality: ± 4 km south of Stellenbosch Town.

1. Rezoning of Farm 372/7, Stellenbosch from Agricultural Zone I to Subdivisional area for Group Housing purposes;

2. Subdivision of Farm 372/7, Stellenbosch into 33 group housing erven measuring between ± 77 m^2 and 464 m^2 in extent, and Private Open Space of ± 2190 m^2 (Road and Open Space) respectively;

3. Approval of the Site Development Plan with regard to building lines;

4. Approval for the establishment of the Home Owners Association; and

5. Amendment of the existing General Plan.

Motivated objections and/or comments can be lodged in writing to the Acting Municipal Manager, Stellenbosch Municipality, P O Box 17, Stellenbosch, 7599 before or on 2 October 2006.

(Notice No. 98)

1 September 2006 18359

MUNISIPALITEIT STELLENBOSCH

AMPTELIKE KENNISGEWING

AANSOEK OM HERSONERING, ONDERVERDELING, GOEDKEURING VAN DIE TERREIN ONTWIKKELINGSPLAN, HUISEIENAARSVERENIGING EN WYSIGING VAN DIE BESTAANDE ALGEMENE PLAN: PLAAS 372/7, STELLENBOSCH

Kennis hiermee Ingevolge Artikels 17, 24, 29 en 30(1) van die Ordonnansie op Grondgebruiksbeplanning, 1985 (Nr. 15 van 1985) dat ’n aansoek vir hersonering, onderverdeling, goedkeuring van die terrein ontwikkelingsplan, huiseienaarsvereniging en wysiging van die bestaande algemene plan : Plaas 372/7, 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)8088111).

Ligging : ± 4 km suid van Stellenbosch Dorp.

l. Hersonering van Plaas 372/7, Stellenbosch vanaf Landbousone I na Onderverdelingsgebied vir Groepsbehuisingdoeleindes;

2. Onderverdeling van Plaas 372/7, Stellenbosch in 33 Groepsbehuisings erwe met groottes tussen ± 77 m^2 en 464 m^2 en Private Oop Ruimte van ± 2190 m^2 (Pad en Oop Ruimte) onderskeidelik;

3. Goedkeuring van die Terrein Ontwikkelingsplan met betrekking tot boulyne;

4. Goedkeuring vir die vestiging van die Huiseienaarsvereniging; en

5. Wysiging van die bestaande Algemene Plan.

Gemotiveerde besware en/of kommentaar kan skriftelik by die Waarnemende Munisipale Bestuurder, Munisipaliteit Stellenbosch, Posbus 17, Stellenbosch, 7599 voor of op 02 Oktober 2006.

(Kennisgewing No. 98)

1 September 2006 18359

GEORGE MUNICIPALITY

BY-LAW RELATING TO OVERGROWN PREMISES

1. DEFINITIONS

Unless the context indicates to the contrary, the meaning in this by-law is:

''Occupant'', in respect of any property is:

(1) any person that indeed occupies the property;

(2) any person entitled to occupy the property by law;

(3) any person in control of or managing any property including the agent of that person whilst he is absent from the area of jurisdiction of George Municipality, Republic of South Africa or his address is unknown.

''Owner''

(1) the person or persons in whose name the fixed property is registered from time to time;

(2) in the instance where the property is bound by a registered rental agreement, the renter of the said property;

(3) in instances where the person in whose name the property is registered, is insolvent, or is deceased or under curatorship, the person under whom the control has been placed as trustee, executor or curator;

(4) in the absence of the owner as described herein, the agent or person that receives the rent for the said property; or

(5) in the instance where the property is being utilised subject to a servitude or similar right, the so-called occupier of the property.

''Public nuisance'' includes any action, neglect or condition that is unsightly, destructive or dangerous, whether realised or potential against health or has a material impact on the comfort and convenience of the public or has a negative impact on the safety of the public or places the public in any danger.

''Person'' includes any level of government as well as natural and juristic persons.

''Council'', the Municipality of George or their duly authorised employee, councillor, committee or agent.

2. From and after the date of promulgation of this by-law no owner or resident of any erf shall:

2.1 Permit such erf or any portion thereof to be overgrown with trees, bushes, weeds, grass or any other vegetation to such an extent that it causes a public nuisance and/or is obnoxious and/or is unsightly;

2.2 Where any such erf or portion thereof has been planted with trees, shrubs, vegetables, flowers or grass, permit the erf in question to become so overgrown with cultivated vegetation and/or so neglected that it causes a public nuisance and/or is obnoxious and/or unsightly;

2.3 Permit any erf or portion thereof whether with natural or cultivated vegetation to be so overgrown that it is aesthetically unacceptable.

3. In the event of any contravention of the provisions of this by-law, Council will be entitled to address to the owner or resident of such erf a notice in writing delivered by hand or by pre-paid registered post to the last address known to Council of such owner or resident, informing such owner or resident of such contravention and requiring such owner or resident to comply with this by-law within a period of not less than 14 (fourteen) days after the date on which the aforesaid notice was posted to the owner or resident.

4. If any owner or resident, to whom a notice has been addressed in terms of this by-law fails to comply with the requirements of such notice within the period stipulated in such notice, the Council may in terms of its authority prosecute and without any further notice to such person and with the assistance of any advisors which may be required, forthwith enter upon such erf and take all reasonable steps and incur such costs to remove the public nuisance.

5. Council will be entitled to claim all reasonable and fair costs incurred in the removal of the public nuisance from the owner or resident of the erf.

6. Any owner or resident contravening this by-law or failing to comply with the provisions thereof shall be guilty of an offence and upon convictions shall be liable to a fine not exceeding R1 000 or imprisonment for a period of six months or both such fine and such imprisonment.

7. If the public nuisance on any such erf is caused by vegetation which has been proclaimed as a protected tree, group of trees, woodland or species in terms of Section 12 of the National Forestry Act, No 84 of 1989 or any other related legislation, the owner or resident will be obliged, where applicable, to obtain the necessary license to remove, prune or chop down such vegetation at his own cost.

8. If the removal of such public nuisance will result in an activity which will most likely result in a negative effect on the environment in terms of the regulations declared in terms of the Environmental Conservation Act, Act No 73 of 1989 and in particular activities identified in terms of the Outeniqua Sensitive Coastal Area which require a permit, such permit must be obtained by the owner or resident of such erf at their own cost.

9. The by-law relating to overgrown erven promulgated in terms of Provincial Notice No 86/92 dated 14 February 1992 is hereby repealed.

GEORGE MUNISIPALITEIT

VERORDENINGE : OORGROEIDE PERSELE

1. DEFINISIES

Tensy die konteks anders aandui beteken in hierdie verordening:

''Bewoner'', ten aansien van enige eiendom:

(1) enige persoon wat inderdaad die eiendom bewoon;

(2) enige persoon wetlik geregtig om daardie eiendom te bewoon;

(3) enige persoon in beheer van of in bestuur van enige eiendom insluitende die agent van enige sodanige persoon wanneer hy afwesig is uit die jurisdiksie van die George Munisipale area, Republiek van Suid-Afrika of indien sy adres onbekend is.

''Eienaar''

(1) die persoon of persone in wie se naam die vaste eiendom van tyd tot tyd geregistreer is;

(2) in enige geval waar 'n eiendom aan 'n geregistreerde huurooreenkoms onderworpe is, die huurder van so 'n eiendom;

(3) in gevalle waar 'n persoon in wie se naam 'n eiendom geregistreer is, insolvent is, of oorlede is of onder kuratele is, die persoon onder wie se beheer die eiendom vestig as trustee, eksekuteur of kurator of gevolgmagtigde van sodanige trustee, eksekuteur of kurator;

(4) in gevalle waar die eienaar soos hierintevore beskryf afwesig is, die agent of persoon wat die huur van die tersake eiendom ontvang; of

(5) in enige geval waar die eiendom bewoon of benut word kragtens 'n serwituut of soortgelyke reg, sodanige bewoner van die eiendom.

''Openbare oorlas'' sluit in enige optrede, late of toestand wat aanstootlik is, wat skadelik of gevaarlik is, hetsy daadwerklik of potensieël, vir gesondheid en wat materiële inbreuk maak op die gemak en gerief van die publiek of wat die veiligheid van die publiek nadelig beïnvloed of in gevaar stel.

''Persoon'' sluit in enige vlak van regering asook natuurlike en juridiese persoon.

''Raad'', die Munisipalteit van George of sy behoorlike gevolmagtigde werknemer, raadslid, komitee of agent.

2. Vanaf en na die datum van afkondiging van hierdie verordening mag geen eienaar of bewoner van enige eiendom:

2.1 Toelaat dat enige eiendom of engie gedeelte daarvan oorgroei word met bome, bosse, onkruid of gras of ander plantegroei tot die mate dat dit 'n openbare oorlas word of veroorsaak en/of dit aanstootlik en/of onooglik word nie;

2.2 Waar bome, struike, groente, blomme of gras of enige sodanige eiendom of gedeelte daarvan geplant is, toelaat dat die gemelde eiendom sodanig deur die aangeplante plantegroei oorgroei word en/of verwaarloos word dat dit 'n openbare oorlas word of veroorsaak en/of aanstootlik en/of onooglik word nie;

2.3 Toelaat dat enige eiendom of gedeelte daarvan hetsy deur natuurlike of aangeplante plantegroei sodanig oorgroei word dat dit esteties onaanvaarbaar is nie.

3. In geval van enige oortreding van die bepalings van hierdie verordening, sal die Raad geregtig wees om 'n skriftelike kennisgewing aan die eienaar of bewoner van 'n eiendom ten opsigte waarvan die oortreding plaasvind of plaasgevind het, per hand af te lewer, by die jongste bekende adres van sodanige eienaar of bewoner wat aan die Raad bekend is of per aangetekende pos by sodanige adres en waarin gemelde eienaar of bewoner van sodanige oortreding in kennis gestel word en daar van sodanige eienaar of bewoner vereis word om die openbare oorlas te verwyder en aan die bepalings van hierdie verordening te voldoen binne 'n tydperk van 14 dae vanaf datum van aflewering of versending van sodanige kennisgewing.

4. Indien enige eienaar of bewoner aan wie 'n kennisgewing ingevolge die voorafgaande bepaling van hierdie verordening gerig is, in gebreke bly om aan die vereistes van sodanige kennisgewing te voldoen binne die tydperk en sodanige kennisgewing bepaal, is die Raad geregtig om benewens sy bevoegdheid om enige kriminele vervolging in te stel, sonder enige verdere kennisgewing aan sodanige eienaar of bewoner en tesame met enige ander hulp of adviseurs wat hy mag benodig, onmiddellik toegang tot die eiendom te verkry en alle redelike stappe te neem en koste aan te gaan om die openbare oorlas, te verwyder.

5. Die Raad sal geregtig wees om die redelike en billike koste aldus veroorsaak en teweeg gebring deur die verwydering van die openbare oorlas, van die eienaar of bewoner te verhaal.

6. Enige eienaar of bewoner wat die bepalings van hierdie verordening oortree of versuim om aan die bepalings daarvan te voldoen, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete van hoogstens R1 000 of gevangenisstraf vir 'n tydperk van hoogstens 6 maande of beide sodanige boete en/of gevangenisstraf.

7. Indien die openbare oorlas op enige eiendom veroorsaak word deur plantegroei wat beskerm word kragtens 'n verklaring tot beskermde boom, groep bome, boomveld of spesie in terme van artikel 12 van die Nasionale Wet op Bosse, Nr 84 van 1989 of enige ander soortgelyke wetgewing, sal die eienaar of bewoner verplig wees, waar toepaslik, om die nodige lisensie en/of permit te bekom tot die verwydering, snoei of afkap of afsaag van sodanige plantegroei sover nodig, op eie koste.

8. By die verwydering van enige openbare oorlas wat sal neerkom op 'n handeling wat waarskynlik 'n nadelige invloed sal hê op die omgewing soos bepaal deur die regulasies uitgevaardig kragtens artikel 21(1) van die Wet op Omgewingsbewaring Wet Nr 73 van 1989, in die besonder ten opsigte van handelinge geïdentifiseer met betrekking tot die Outeniqua Sensitiewe Kusgebied, moet enige permit aldus vereis, verkry word deur die eienaar of bewoner van die eiendom op eie koste.

9. Die verordeninge met betrekking tot oorgroeide persele gepromulgeer ingevolge Provinsiale Kennisgewing Nr 86/92 gedateer 14 Februarie 1992 word hiermee herroep.

UMASIPALA WASEGEORGE

UMTHETHO KAMASIPALA ONXULUMENE NOKUKHULA OKUNGAPHAYA KWEZINTO EZININZI KUMAZIKO

1. INKCAZELO

Ngaphandle kokuba okuqulathiwe kuthetha nto yimbi, intsingiselo kulo mthetho kamasipala yile:

''Umhlali'', ngokunxulumene nawuphi na umhlaba nezakhiwo:

(1) nguye nawuphi na umntu ohlala kulo mhlaba okanye isakhiwo;

(2) nguye nawuphi na umntu ohlala kulo mhlaba okanye isakhiwo ngokusemthethweni;

(3) nguye nawuphi na umntu ongumlawuli okanye olawula nawuphi na umhlaba okanye isakhiwo ukuquka i-arhente yalo mntu ngexa engekho kummandla wolawulo lukaMasipala waseGeorge, kwiRiphabliki yoMzantsi Afrika okanye idilesi yakhe ingaziwa.

''Umnini''

(1) umntu okanye abantu ekubhaliswe ngalo igama lepropati esisigxina kumaxesha ngamaxesha;

(2) kumatyeli apho ipropati ibopheleleke kubhaliso lwesivumelwano sengqeshiso, umntu oqeshise kule propati ichaziweyo;

(3) kumatyeli apho umntu ekubhaliswe ngalo igama lakhe kwipropati etshonile (engenamali) okanye eswelekile okanye ephantsi koxhomekeko lomnye umntu (curatorship), umntu olubekwe kuye ulawulo njengetrasti, umabi welifa okanye umgcini;

(4) xa kungekho umnini njengoko kuchaziwe apha, i-arhente okanye umntu ofumana irente kule propati ichaziweyo; okanye

(5) kumatyeli apho ipropati isetyenziswa ngokuxhomekeka kungeniso phantsi kolawulo (servitude) okanye ilungelo elinjalo, umntu obizwa ngokuba ngumngeneli kwipropati.

''Inkathazo kuluntu jikelele'' iquka naliphi na inyathelo, ukungahoyi okanye imeko imeko engabonakaliyo, okanye ukuba nempembelelo kwizinto ezithile ekuhlaleni kamnandi nezinto eziluncedo kuluntu jikelele okanye impembelelo engentlanga kukhuseleko loluntu jikelele okanye ibeke uluntu jikelele engozini;

''Umntu'' uquka nawuphi na umgangatho karhulumente kunye nabantu bendalo nabolawulo.

''IBhunga'', uMasipala waseGeorge okanye umntu ogunyazisiweyo ongumsebenzi, ilungu lebhunga, ikomiti okanye i-arhente.

2. Ukususela nasemva komhla wokwaziswa kwalo mthetho kamasipala, akukho mnini okanye umhlali waso nasiphi na isiza oya:

2.1 Kuvumela isiza esinjalo okanye nasiphi na isahlulelo kukhule kuso imithi, amatyholo, ukhula, ingca okanye naziphi na izityalo kangangokuba zingabangela inkathazo kuluntu jikelele kunye/okanye ububi kunye/okanye izinto ezingabonakaliyo;

2.2 Apho nasiphi na isiza esinjalo okanye isahlulelo kuye kwatyalwa imithi, ityholo, imifuno, iintyatyambo okanye ingca, kuvumela ukuba isiza eso kukhule kuso izityalo ezinjalo kunye/okanye zingahoywa zide zibangele iinkathazo kuluntu jikelele kunye/okanye ububi kunye/okanye izinto ezingabonakaliyo;

2.3 Kuvumela isiza esinjalo okanye nasiphi na isahlulelo ukuba kukhule indalo okanye izityalo ezihle zide zingavumeleki;

3. Kwimiba apho kukho ukuchasana namalungiselelo alo mthetho kamasipala, iBhunga kuya kufuneka ukuba lithethe nomnini okanye umhlali weso siza, libhale inotisi eya kuthunyelwa ngesandla okanye ngeposi yerejista ehlawulelwe kwangaphambili kwidilesi eyaziwa liBhunga yalo mnini okanye umhlali limazisa umnini onjalo okanye umhlali ngenkxaso enjalo nekwafuna ukuba umnini okanye umhlali onjalo athobelane nalo mthetho kamasipala lingaphelanga ixesha leentsuku ezili-14 (shumi elinesine) emva komhla wokuthunyelwa kwenotisi echazwe ngasentla kumnini okanye umhlali.

4. Ukuba nawuphi na umnini okanye umhlali ekujoliswe kuye ngokwalo mthetho kamasipala akakwazanga ukuthobelana neemfuno zenotisi enjalo kwixesha elichaziweyo kwinotisi enjalo, iBhunga ngokwegunya lalo lingamangalela kwaye ngaphandle kwayo nayiphi na inotisi engenye kumntu onjalo kunye noncedo lakhe nawuphi na umcebisi onokufunwa, lingene kwisiza esinjalo lize lithathe amanyathelo afanelekileyo lize lihlawule ezo ntlawulo zokususa iinkathazo ezinjalo zoluntu jikelele.

5. IBhunga liya kuba negunya lokubanga amaxabiso afanelekileyo elithe lawahlawula xa kususwa izinto eziyinkathazo kuluntu jikelele kumnini okanye umhlali wesiza.

6. Nawuphi na umnini okanye umhlali ochasana nalo mthetho kamasipala okanye ongaphumeleliyo ukuthobelana namalungiselelo uya kuba netyala kwaye emva kokugwetywa uya kukhupha isohlwayo sesixa-mali esingekho ngaphezulu kwe-R1 000 okanye abanjwe kangangexesha elizinyanga ezintandathu okanye zozibini isohlwayo esinjalo kunye nokubanjwa.

7. Ukuba inkathazo eluntwini jikelele kuso nasiphi na isiza ibangelwa zizityalo ezaziswe njengemithi yokhuseleko, iqela lemithi, i-woodland okanye uhlobo oluthile phantsi kweCandelo 12 le-National Forestry Act, No 84 ka-1989 okanye naluphi na uwiso-mthetho olunxulumene nolo, umnini okanye umhlali kuya kufuneka, xa kufanelekile, afumane iphepha-mvume elifanelekileyo lokususa, ukuthena okanye ukusika izityalo ezinjalo ngemali yakhe.

8. Ukuba ukususwa kwenkathazo enjalo eluntwini jikelele iya kubangela umsebenzi onokuthi ube nesiphumo esingesihlanga kwindalo esingqongileyo ngokwemimiselo emiswe phantsi kwe-Environmental Conservation Act, uMthetho 73 ka-1989 ingakumbi imisebenzi echazwe phantsi kwe-Outeniqua Sensitive Coastal Area nefuna imvume, imvume enjalo kufuneka ifunyanwe ngumnini okanye umhlali weso siza ngentlawulo eyiyeyakhe.

9. Umthetho kamasipala onxulumene nesiza ekukhule izinto ezininzi kuso nowaziswe phantsi kweNotisi yePhondo enguNombolo 86/92 yomhla we-14 Februwari 1992 kengoko uyarhoxiswa.

GEORGE MUNICIPALITY

BY-LAW RELATING TO THE IMPOUNDMENT OF ANIMALS

PURPOSE OF BY-LAW

- To provide for procedures, methods and practices to regulate the impoundment of animals.

DEFINITIONS

1. In this by-law, words used in the masculine gender include the feminine, the singular includes the plural and vice versa, the Afrikaans text prevails in the event of an inconsistency between the different texts and unless the context otherwise indicates:—

   ''animal'' means any equine, bovine, sheep, goat, pig, fowl, ostrich, dog, cat or other domestic animal or bird, or any wild animal, wild bird or reptile which is in captivity or under the control of any person;

   ''cattle'' means bulls, cows, oxen, heifers, steers and calves;

   ''goat'' means an adult male of female goat, a wether and a kid;

   ''horse'' means a stallion, mare, gelding, colt, filly, donkey and mule;

   ''municipality'' means the Municipality of George established in terms of Section 12 of the Municipal Structures Act, 117 of 1998, Provincial Notice 501 dated 22 September 2000 and includes any political structure, political office-bearer, councillor, duly authorised agent thereof or any employee thereof acting in connection with this by-law by virtue of a power vested in the municipality and delegated or sub-delegated to such political structure, political office-bearer, councillor, agent or employee;

   ''occupier'' means any person in actual occupation of land or entitled as owner to occupy land;

   ''owner'' in relation to an animal, includes any person having possession, charge, custody or control of such animal;

   ''pound'' means a fenced-off area consisting of one or more camps under the control of a pound master, which was created for the housing and care of stray animals which are astray, lost or at large;

   ''pound master'' means a person who may be either

   (a) a part-time or full-time employee of a municipality, or

   (b) appointed under a service delivery agreement to keep and operate a pound;

   ''sheep'' means a ram, and ewe, a wether and a lamb;

   ''stallion'' means a male horse, donkey or mule not castrated or partially castrated:

   ''proprietor'' means any owner, lessee, or occupier of land;

   ''stock inspector'' means any owner, lessee, or occupier of land;

   ''veterinary surgeon'' means a person who is qualified as such in accordance with the provisions of the Veterinary and Para-Veterinary Professions Act, 1982 (Act 19 of 1982).

IMPOUNDMENT FOR TRESPASSING

2. Any person may impound an animal found abandoned upon any street, road, road reserve or other public place.

POUND TO WHICH ANIMALS ARE TO BE SENT

3. Any proprietor upon whose land any animals are found trespassing may send such animal to such pound as is nearest by a passable road or thoroughfare to the land trespassed upon, or such other pound designated by the municipality.

OFFER BY OWNER BEFORE IMPOUNDMENT OF ANIMALS

4. The owner of any animals liable to impoundment for trespassing may, before the animals are removed from the property trespassed upon, offer to the person complaining of the trespassing a sum of money in compensation of the damage suffered by him. Such offer shall be made to the complainant himself or to his servant or agent charged with the duty of taking the animals to the pound.

RECEIVING OF ANIMALS BY POUND MASTER

5. (1) It shall be the duty of every pound master to receive into his charge all animals brought to his pound, during such hours as the municipality may determine, by the proprietor, or by any person authorised in writing thereto by such proprietor or caretaker, to be impounded for having been found trespassing upon the land of such proprietor.

   (2) Any pound master who unreasonably refuses or fails to receive animals brought to his pound as aforesaid shall be guilty of an offence and shall, in addition, be liable for any damage caused to the owner or the said animals, or to any other person, by reason of such refusal or failure; provided that, if any animal suffering from any contagious disease is brought to the pound, such animal shall be kept separate from all other impounded animals, and the pound master may cause such animals to be terminated/put out under the provisions of section 8.

RECEIPT FOR IMPOUNDED ANIMALS

6. Every pound master shall give the person delivering animals into his charge a written receipt, indicating the number and description of the animals so delivered, and specifying the trespassing for which the said animals, as reported, are to be impounded.

NUMBER OF ENCLOSURES

7. Every pound master shall maintain in good repair and, as far as possible, free from all infection, not less than five separate enclosures for—

(a) ostriches and horses;

(b) cattle;

(c) sheep, goats and pigs;

(d) canine;

(e) feline;

provided that a municipality may in regard to any pound in its area give permission to the pound master to maintain a smaller number of enclosures thereon.

PUT DOWN OF DANGEROUS OR CONTAGIOUS ANIMALS

8. A pound master may cause to put down any impounded animal suffering from contagious disease, or which may prove dangerous to human life or other animals impounded; provided that no such animal shall be put down unless a veterinary surgeon has examined it and has agreed with the pound master as to the necessity for its putting down.

NOTICE OF IMPOUNDED ANIMALS

9. Every pound master who knows the name of the owner of any animal impounded in his pound shall forthwith give written notice to such owner that the said animal has been impounded.

KEEPING OF POUND REGISTER

10. (1) Every pound master shall keep a pound register with the following particulars:

(a) the date when, and the cause for which, all animals received by him are impounded;

(b) the number and description of such animals;

(c) the name and residence of the person impounding such animals, and the name and residence of the owner or supposed owner;

(d) the date and particulars of the release or sale of the animals, as the case may be, and

(e) any other matters which may be directed by the municipality to ascertain and record.

(2) The entries under subsection (1)(a), (b) and (c) shall be made at the time the animals are impounded and the entries under subsection (1)(d) and (e) shall be made as soon as the pound master obtains the necessary information; provided that no entry shall be made after a dispute has arisen.

(3) In case of the death or injury of any impounded animal, the pound master shall enter in his pound register a description of such animal and the cause of its death or injury.

INSPECTION OF AND EXTRACTS FROM POUND REGISTER

11. Every pound register shall be kept at the pound or any other approved place and shall at all reasonable times be open for inspection, free of charge, to any authorised officer of the municipality, veterinary surgeon, stock inspector, and any member of the police service of the public.

SUBMISSION OF POUND REGISTER ENTRIES AFTER POUND SALES

12. Every pound master shall within a fortnight after the date of each pound sale submit to the municipality a copy of all entries in his pound register made since the date of the preceding submission. The municipality shall preserve all such copies for inspection by any person desirous of seeing them.

INSPECTION OF POUND REGISTER AT PLACE OF SALE

13. Whenever a sale of impounded animals is to take place, the pound master or a person authorised to conduct the sale, shall take the pound register with him to a place of sale, and such register shall be open for inspection, free of charge, at the place of sale to all persons desirous of inspecting it.

POUND MASTER'S FEES

14. (1) The municipality may fix fees and charges or tariffs for the keeping of animals in a pound and may, in determining such fees and charges or tariffs, distinguish between different kinds of animals and provide for the keeping and feeding of animals in separate enclosures.

(2) Every pound master shall be entitled to claim the fees and charges or tariffs determined by the municipality in terms of subsection (1) for every animal impounded by him in terms of this by-law.

FEES PAYABLE

15. (1) The fees and charges or tariffs determined by the municipality in terms of section 14 shall be paid to the pound master by the owner of the animals impounded, and the said fees and charges or tariffs, together with any costs which the pound master may have incurred and such animals may be detained by the pound master in security of payment of the said fees and charges or tariffs, provided that:

(a) if the value of the animals impounded is in excess of the total amount due thereon, as determined in terms of this by-law, and if the owner is unable to pay the said amount, the pound master shall detain only so many of the said animals as may be sufficient to secure the total amount due for all the animals, and shall deliver the remainder of the animals to the said owner, and

(b) any pound master who retains any greater number of such animals than is reasonably necessary to secure such amount shall be liable to the owner for any damages sustained by him on account of such retention.

(2) If the pound master is an official of the municipality, he shall pay the fees and charges or tariffs received by him in terms of this by-law into the revenue of the municipality.

(3) No pound master shall release any impounded animal until the prescribed fees and charges or tariffs have been paid to him.

NOTICE OF SALE

16. Every pound master shall

(1) whenever any impounded animal has not been released within six days from the date of its impoundment, forward to the municipality in whose area of jurisdiction the pound is situated, a notice setting forth the species, marks and distinguishing features (if any) of such animal, and in regard to horses and cattle their colour also, and stating that the animal mentioned therein will be sold at the next sale of impounded animals, as well as the time and place of such sale;

(2) upon sending such notice to the municipality, post a copy thereof in some or other conspicuous place at or near his pound, there to remain until the day of sale, and

(3) cause to be published in a newspaper circulating in the area of jurisdiction of the municipality where the pound is situated a notice of the sale of an impounded animal; provided that the cost of such notice shall be recoverable from the owner of the impounded animal and shall be deemed to be part of the amount to be deducted from the proceeds of the sale of an animal and it shall be recoverable from the owner of such animal if the said proceeds are less than the amount due; provided further that—

(a) if such notice refers to more than one animal, the municipality shall in its discretion, divide the cost of such notice pro rata in respect of the animals referred to therein, and

(b) if the owner of an impounded animal is unknown, and the proceeds of the sale do not cover the amount as aforesaid, the municipality shall make good the deficiency.

AUCTIONEER

17. (1) Every sale of impounded stock shall—

(a) be conducted by the pound master or some other person duly authorised thereto by the municipality concerned, and

(b) commence at a time and be held on a day to be fixed by the auctioneer.

(2) No person conducting a pound sale shall have any direct or indirect interest in any purchase at any sale so held by him.

SALE OF ANIMALS

18. At every such sale—

(1) no animal shall be put up for sale unless impounded for at least two weeks;

(2) all animals, except sheep and goats, shall be sold individually;

(3) sheep and goats shall be sold in lots of not more than ten, and sheep and goats, or sheep or goats with different marks or brands shall in no circumstances be sold together in the same lot;

(4) animals shall be sold for cash, and the proceeds, less the amount of the pound fees and other fees, charges or tariffs payable in respect of such animals shall forthwith upon receipt, be handed by the pound master to the municipality, to be paid to the owners of the animals sold according to their respective rights; provided that—

(a) if in any particular case the animals sold do not realise sufficient to yield the sum of pound fees and other fees, charges or tariffs as aforesaid, the proceeds shall be first utilised for the payment of the compensation due to the pound master, and if the said proceeds are insufficient to cover such compensation, the balance of compensation shall be paid to the pound master by the municipality;

(b) any money, being the proceeds of the sale of any impounded animal as aforesaid, which remains in the hands of the municipality for a period of twelve months without being claimed by the owner of such animal, shall become the property of such municipality;

(c) it shall be competent for the municipality to make good to any pound master any loss which he may incur in the keeping of animals where the selling price does not cover the costs incurred;

(d) it shall be competent for any pound master, after compliance with the procedure prescribed by section 8 relating to diseased animals, to cause to put down any aged or otherwise permanently unfit animal presented at the pound;

(e) if any animal dies in the pound and the owner cannot be traced, the expenses of burying the carcass shall be borne by the municipality;

(f) the municipality or an authorised officer may fix a reserve price for any animal offered for sale, and

(g) the auctioneer may withdraw any animal from the sale if the highest bid received is not in his opinion satisfactory, irrespective of whether or not a reserve price has been fixed by the municipality.

ILLEGAL IMPOUNDING AND PENALTIES

19. Any person who illegally impounds any animal shall be guilty of an offence and shall in addition be liable to the owner for all damages, pound fees, compensation, cost and charges arising out of such proceeding, and for all charges, fees or tariffs in connection therewith.

RECOVERY OF LOSS IN RESPECT OF IMPOUNDMENT OF ANIMALS FROM AREA OF ANOTHER MUNICIPALITY

20. Any loss suffered by a municipality as a result of the impounding in a pound under its management and control of animals found trespassing within the area of jurisdiction of another municipality, may be recovered by such first-mentioned municipality from such other municipality.

USE, DETENTION AND ILL-TREATMENT OF ANIMALS

21. No person shall furiously drive away any animal found trespassing, worry or ill-treat it.

OFFENCES AND PENALTIES

22. Any person who—

(1) contravenes or fails to comply with a provision of this by-law, whether or not such contravention or failure has been declared an offence elsewhere in this by-law;

(2) deliberately obstructs, hampers or handicaps any person in the exercise of any power or the performance of any duty or function in terms of any provision of this by-law, or

(3) furnishes false, incorrect or misleading information shall be guilty of an offence and liable upon conviction to—

(a) a fine or imprisonment or either such fine or imprisonment or both such fine and such imprisonment, and

(b) in the case of a continuing offence, to an additional fine or an additional period of imprisonment or to such additional imprisonment without the option of a fine or to both such additional fine and imprisonment for each day on which such offence is continued, and

(c) a further amount equal to any costs and expenses found by the court to have been incurred by the municipality as result of such contravention or failure.

1 September 2006 18365

GEORGE MUNISIPALITEIT

VERORDENING: INSAKE DIE SKUT VAN DIERE

DOEL VAN VERORDENING

● Om voorsiening te maak vir prosedures, metodes en praktyke om die skut van diere te reguleer.

WOORDOMSKRYWING

1. In hierdie Verordening sluit woorde wat die manlike geslag aandui, ook die vroulike geslag in, sluit die enkelvoud die meervoud in en omgekeerd, geniet die Afrikaanse teks voorrang in die geval van ’n teenstrydigheid tussen die verskillende tekste, en tensy dit uit die samehang anders blyk, beteken:—

‘‘bees’’ ’n bul, koei, os, vers, tollie en kalf;

‘‘bok’’ ’n ram, ooi, kapater en lam;

‘‘dier’’ ’n lid van die perdefamilie, ’n bees, skaap, bok, vark, hoender, volstruis, hond, kat of ander huisdier of voël of ’n wilde dier, wilde voël of reptiel wat in gevangenisskap verkeer of onder iemand se beheer;

‘‘eienaar’’ met betrekking tot ’n dier, enigiemand wat in besit is van of belas is met sorg, bewaring of beheer van ’n dier;

‘‘grondeienaar’’ ’n eienaar, huurder of okkupeerder van grond;

‘‘hings’’ ’n perd, donkie- of muilhings wat nie gekastreer is nie of wat gedeeltelik gekastreer is;

‘‘munisipaliteit’’ die munisipaliteit van George gestig in terme van Artikel 12 van die Munisipale Strukturewet, 117 van 1998, Provinsiale Kennisgewing 501 gedateer 22 September 2000 en sluit in enige politieke struktuur, politieke ampsbekleër, raadslid, behoorlik gevolmagtigde agent daarvan of enige werknemer daarvan handelende ingevolge hierdie verordening uit hoofde van ’n bevoegdheid van die munisipaliteit wat gedelegeer of gesubdelegeer is aan gemelde politieke struktuur, politieke ampsbekleër, raadslid, agent of werknemer;

‘‘okkupeerder’’ ’n persoon wat werklik grond okkupeer, of wat as eienaar geregtig is om grond te okkupeer;

‘‘perd’’ ’n hings, merrie, reunperd, hingsvul, merrievul, donkie en muil;

‘‘skaap’’ ’n ram, ooi, hamel en lam;

‘‘skut’’ ’n afgeslote area bestaande uit een of meer kampe onder die beheer van ’n skutmeester wat geskep is om afgedwaalde, verdwaalde, verlore of loslopende diere te huisves en te versorg;

‘‘skutmeester’’ ’n persoon wat of—

(a) ’n deeltydse of heeltydse werknemer van die munisipaliteit is, of

(b) kragtens ’n diensleweringsooreenkoms aangestel word, om ’n skut aan te hou en te bedryf;

‘‘veearts’’ ’n persoon wat as sodanig gekwalifiseerd is ooreenkomstig die bepalings van die Wet op Veterinêre en Para-Veterinêre Beroepe, 1982 (Wet 19 van 1982), en

‘‘vee-inspekteur’’ ’n persoon wat bevoeg en gekwalifiseerd is om vee te inspekteer, en wat vir hierdie doel deur die Departement van Landbou aangestel is.

SKUT VIR OORTREDING

2. Enige persoon kan ’n dier wat hom in of op ’n straat, pad, padreserwe of openbare plek bevind en wat nie in die sorg van iemand is nie, skut.

SKUT WAARHEEN DIERE GESTUUR MOET WORD

3. ’n Grondeienaar op wie se grond diere gevind word wat daarop oortree kan sodanige diere na die skut stuur wat met ’n begaanbare pad of verkeersweg langs die naaste is aan die grond waarop aldus oortree is, of sodanige ander skut wat deur die munisipaliteit aangewys is.

AANBOD DEUR EIENAAR VOOR SKUT VAN DIERE

4. Die eienaar van diere wat weens oortreding geskut kan word, kan, voordat die diere verwyder word van die eiendom waarop hulle oortree het, die persoon wat oor die oortreding kla ’n som geld aanbied om hom te vergoed vir die skade wat hy gely het. So ’n aanbod word aan die klaer self op sy opsigter gedoen. Indien sodanige diere reeds op pad na die skut is, kan die eienaar daarvan ’n som geld aanbied om vir die skade of enige ander koste te vergoed. Sodanige aanbod kan gedoen word aan die klaer self of sy eienaar of agent belas met die plig om die diere na die skut te neem.

AANNEEM VAN DIERE DEUR SKUTMEESTER

5. (1) Dit is die plig van elke skutmeester om alle diere onder sy sorg te neem wat gedurende die ure, soos deur die munisipaliteit vasgestel, na sy skut gebring word deur die grondeienaar of deur ’n persoon wat skriftelik deur sodanige grondeienaar of opsigter daartoe gemagtig is, om geskut te word omrede hulle oortree het op die grond van sodanige grondeienaar.

(2) ’n Skutmeester wat onredelik weier of versuim om diere te ontvang wat soos voornoem na sy skut gebring word, is skuldig aan ’n misdryf, en is bykomend aanspreeklik vir alle skade wat die eienaar van genoemde diere of enige ander persoon ly weens sodanige weiering of versuim; met dien verstande dat indien ’n dier wat sigbaar aan ’n aansteeklike siekte ly na die skut gebring word, sodanige dier van alle ander geskutte diere afgesonder moet word, en die skutmeester sulke diere kan laat afmaak kragtens die bepalings van artikel 8.

ONTVANGSBEWYS VIR GESKUTTE DIERE

6. Elke skutmeester moet aan die persoon wat diere onder sy sorg laat, ’n skriftelike ontvangsbewys gee waarin die getal en beskrywing van die diere aldus in sy sorg gelaat en die oortreding waarvoor genoemde diere geskut moet word, uiteengesit word.

GETAL KAMPE

7. Elke skutmeester moet minstens vyf afsonderlike kampe in ’n goeie toestand en sover moontlik vry van alle besmetting in stand hou vir—

(a) volstruise en perde;

(b) beeste;

(c) skape, bokke en varke;

(d) honde;

(e) katte

met dien verstande dat ’n munisipaliteit ten opsigte van enige skut in sy gebied verlof aan die skutmeester kan gee om ’n kleiner getal kampe daarop in stand te hou.

AFMAAK VAN GEVAARLIKE OF AANSTEEKLIKE DIERE

8. ’n Skutmeester mag enige geskutte dier afmaak of laat afmaak wat aan ’n aansteeklike siekte ly of wat moontlik gevaarlik vir mense of vir ander geskutte diere kan wees; met dien verstande dat geen sodanige dier afgemaak mag word nie tensy ’n veearts dit ondersoek het en met die skutmeester ooreengekom het oor die noodsaaklikheid daarvan om dit af te maak.

KENNISGEWING VAN GESKUTTE DIERE

9. Elke skutmeester wat bekend is met die naam van die eienaar van ’n dier wat in sy skut is, moet sonder versuim skriftelike kennis aan sodanige eienaar gee dat genoemde dier geskut is.

BYHOU VAN SKUTREGISTER

10. (1) Elke skutmeester moet ’n skutregister hou waarin die volgende besonderhede aangeteken word:

(a) die datum waarop en die rede waarom alle diere wat deur hom ontvang is, geskut is;

(b) die getal en beskrywing van sodanige diere;

(c) die naam en woonplek van die persoon wat sodanige diere skut, en die naam en woonplek van die eienaar of vermeende eienaar;

(d) die datum en besonderhede van die vrylaat of verkoop van die diere, na gelang van die geval, en

(e) alle ander sake wat die munisipaliteit hom gelas om vas te stel en aan te teken.

(2) Die inskrywing onder subartikel (1)(a), (b) en (c) moet gedoen word wanneer die diere geskut word en die inskrywings onder subartikel (1)(d) en (e) moet gedoen word sodra die skutmeester in besit kom van die nodige besonderhede; met dien verstande dat geen inskrywing gedoen mag word nadat ’n geskil ontstaan het nie.

(3) In geval van die dood of besering van ’n geskutte dier moet die skutmeester ’n beskrywing van sodanige dier en die oorsaak van die dood of besering daarvan in sy skutregister aanteken.

INSAE IN EN UITTREKSELS UIT SKUTREGISTER

11. Elke skutregister moet by die skut of ’n ander goedgekeurde plek gehou word en moet op alle redelike tye ter insae wees van enige gemagtigde amptenaar van die munisipaliteit, veearts, vee-inspekteur, en enige lid van die polisiemag of van die publiek.

VOORLEGGING VAN SKUTREGISTERINSKRYWINGS NA SKUTVERKOPING

12. Elke skutmeester moet binne veertien dae na die datum van elke skutverkoping ’n afskrif aan die munisipaliteit voorlê van alle inskrywings in sy skutregister wat gedoen is sedert die datum van die vorige voorlegging. Die munisipaliteit moet al sodanige afskrifte bewaar ter insae van enige persoon wat dit verlang.

INSAE IN SKUTREGISTER OP PLEK VAN VERKOPING

13. Wanneer ’n verkoping gehou gaan word van diere wat geskut is, moet die skutmeester of ’n persoon wat gemagtig is om die verkoping waar te neem, die skutregister met hom saamneem na die plek van verkoping, en sodanige register moet op die plek van verkoping kosteloos ter insae wees van alle persone wat dit verlang.

SKUTMEESTERSGELDE

14. (1) Die munisipaliteit kan gelde, koste of tariewe vasstel vir die aanhou van diere in ’n skut en kan by vasstelling van sodanige gelde en koste of tariewe onderskei tussen verskillende soorte diere en voorsiening maak vir die hou en voer van diere in afsonderlike kampe.

(2) Elke skutmeester is geregtig om die geld, koste of tariewe wat deur die munisipaliteit ingevolge subartikel (1) vasgestel word te eis ten opsigte van elke dier wat hy ingevolge hierdie verordening skut.

GELDE BETAALBAAR

15. (1) Die gelde, koste en tariewe wat ingevolge artikel 14 vasgestel word, moet aan die skutmeester deur die eienaar van die diere wat geskut is, betaal word tesame met enige onkoste wat die skutmeester aangegaan het, en sodanige diere kan deur die skutmeester as waarborg vir die betaling van sodanige gelde, koste en tariewe gehou word; met dien verstande dat—

(a) indien die waarde van die diere wat geskut is meer is as die totale bedrag wat daarop verskuldig is, soos bepaal kragtens hierdie verordening, en indien die eienaar nie in staat is om genoemde bedrag te betaal nie, die skutmeester slegs soveel van genoemde diere moet aanhou as wat voldoende is om die totale bedrag verskuldig op al die diere te verkry, en die res van die diere aan genoemde eienaar moet afgee, en

(b) ’n skutmeester wat ’n groter getal van sodanige diere aanhou as wat redelik nodig is om sodanige bedrag te verhaal, teenoor die eienaar aanspreeklik is vir skade wat deur hom gely word weens die aanhou van sy diere.

(2) Indien die skutmeester ’n amptenaar van die munisipaliteit is moet hy die gelde, koste en tariewe wat hy ingevolge hierdie verordening ontvang, in die inkomste van die munisipaliteit stort.

(3) Geen skutmeester mag ’n geskutte dier vrylaat tensy die voorgeskrewe gelde, koste en tariewe aan hom betaal is nie.

KENNISGEWING VAN VERKOPING

16. Elke skutmeester moet—

(1) wanneer ookal ’n geskutte dier nie vrygelaat is binne ses dae na die datum waarop dit geskut is nie, aan die munisipaliteit in wie se regsgebied die skut geleë is ’n kennisgewing stuur waarin die soort, merke en onderskeidende kenmerke (as daar is) van sodanige dier aangegee word, en ten opsigte van perde en beeste ook hul kleur, met vermelding van die feit dat die dier wat daarin genoem word tydens die volgende verkoping van geskutte diere verkoop sal word, asook die tyd en plek van sodanige verkoping;

(2) wanneer hy sodanige kennisgewing aan die munisipaliteit stuur, ’n afskrif daarvan op een of ander duidelik sigbare plek by of naby die skut opplak tot die dag van die verkoping, en

(3) ’n kennisgewing dat ’n geskutte dier verkoop gaan word, publiseer in ’n nuusblad wat sirkuleer in die regsgebied van die munisipaliteit waar die skut geleë is; met dien verstande dat die koste van sodanige kennisgewing van die eienaar van die geskutte dier verhaalbaar is en geag word deel uit te maak van die bedrag wat afgetrek moet word van die opbrengs van die verkoop van ’n dier, en verhaalbaar is van die eienaar van sodanige dier indien genoemde opbrengs minder is as die bedrag wat verskuldig is; met dien verstande dat—

(a) indien sodanige kennisgewing betrekking het op meer as een dier, die munisipaliteit na goeddunke die koste van sodanige kennisgewing pro rata moet verdeel ten opsigte van die diere wat daarin genoem word, en

(b) indien die eienaar van ’n geskutte dier onbekend is en die opbrengs van die verkoop nie die bedrag soos voornoem dek nie, die munisipaliteit die tekort moet goedmaak.

AFSLAER

17. (1) Elke verkoping van geskutte diere moet—

(a) gelei word deur die skutmeester of ’n persoon wat behoorlik deur die munisipaliteit daartoe gemagtig is, en

(b) begin op ’n tyd en gehou word op ’n dag wat deur die afslaer vasgestel is.

(2) Niemand wat ’n skutverkoping waarneem, mag regstreeks of onregstreeks belang hê by enige koop by ’n verkoping aldus deur hom waargeneem nie.

VERKOPING VAN DIERE

18. By elke sodanige verkoping—

(1) mag geen dier te koop aangebied word nie tensy dit minstens twee weke geskut is;

(2) moet alle diere, uitgesonder skape en bokke, stuksgewys verkoop word;

(3) moet skape en bokke in troppe van hoogstens tien verkoop word en mag skape en bokke, of skape of bokke met verskillende oor of brandmerke in geen omstandighede saam in dieselfde trop verkoop word nie;

(4) moet diere vir kontant verkoop word, en moet die opbrengs, min die bedrag van skutgelde en ander gelde, koste en tariewe betaalbaar ten opsigte van sodanige diere dadelik by ontvangs daarvan deur die skutmeester aan die munisipaliteit oorhandig word om aan die eienaars van die diere wat verkoop is betaal te word in ooreenstemming met hul onderskeie regte; met dien verstande dat—

(a) indien in enige besondere geval die diere wat verkoop word nie voldoende oplewer om die bedrag van sodanige skutgelde en skadevergoeding en gelde, koste en tariewe soos voornoem te lewer nie, die opbrengs in die eerste instansie aangewend moet word om die vergoeding wat aan die skutmeester verskuldig is te betaal, en indien genoemde opbrengs onvoldoende is om sodanige vergoeding te dek, die saldo van die vergoeding deur die munisipaliteit aan die skutmeester betaal word;

(b) geld wat die opbrengs is van die verkoop van ’n geskutte dier soos voornoem wat vir ’n tydperk van twaalf maande in besit van die munisipaliteit bly sonder dat dit deur die eienaar van sodanige dier opgeëis word, die eiendom van sodanige munisipaliteit word;

(c) die munisipaliteit die bevoegdheid het om ’n skutmeester te vergoed vir enige verlies wat hy weens die aanhou van diere ly waar die verkoopprys nie die onkoste dek wat aangegaan is nie;

(d) ’n skutmeester die bevoegdheid het om, nadat hy voldoen het aan die prosedure in verband met besmette diere voorgeskryf deur artikel 8, enige dier wat na die skut gebring is en wat weens ouderdom of andersins permanent onbruikbaar geword het, af te maak;

(e) indien ’n dier in die skut doodgaan en die eienaar nie opgespoor kan word nie, die onkoste in verband met die begrawing van die karkas deur die munisipaliteit gedra word;

(f) die munisipaliteit ’n reserweprys kan vasstel vir enige dier wat te koop aangebied word, en

(g) die afslaer enige dier aan die verkoping kan onttrek as die hoogste bod wat gedoen word, na sy mening nie bevredigend is nie, ongeag of ’n reserweprys deur die munisipaliteit vasgestel is of nie.

ONWETTIGE SKUT VAN DIERE EN BOETES

19. Enige persoon wat ’n dier onwettig skut, is skuldig aan ’n misdryf en is bykomend aanspreeklik teenoor die eienaar vir alle skutgelde, skadevergoeding, onkoste wat daaruit ontstaan, en vir gelde, koste en tariewe in verband daarmee.

VERHAAL VAN VERLIES TEN OPSIGTE VAN DIERE GESKUT UIT GEBIED VAN ANDER PLAASLIKE OWERHEID

20. Enige verlies wat die munisipaliteit ly ten gevolge van die skut van diere in ’n skut onder sy beheer en bestuur wat binne die regsgebied van ’n ander munisipaliteit oortree, kan deur die munisipaliteit van sodanige ander munisipaliteit verhaal word.

GEBRUIK, AANHOUDING EN MISHANDELING VAN DIERE

21. Niemand mag ’n dier wat gevind word waar dit oortree, buitensporig vinnig aanjaag of dit pla of mishandel nie.

MISDRYWE EN STRAF

22. Enige persoon wat—

(1) ’n bepaling van hierdie verordening oortree of versuim om daaraan te voldoen, ongeag of sodanige oortreding of versuim elders in hierdie verordening tot ’n misdryf verklaar is, al dan nie;

(2) enige ander persoon in die uitoefening van enige bevoegdheid of die verrigting van enige plig of funksie ingevolge ’n bepaling van hierdie verordening opsetlik dwarsboom, hinder of belemmer, of

(3) valse, onjuiste of misleidende inligting verstrek, is skuldig aan ’n misdryf en by skuldigbevinding strafbaar met—

(a) ’n boete of gevangenisstraf, of óf sodanige boete of sodanige gevangenisstraf óf beide sodanige boete en sodanige gevangenisstraf;

(b) in die geval van ’n voortdurende misdryf, met ’n addisionele boete, of ’n addisionele tydperk van gevangenisstraf óf sodanige addisionele boete of sodanige addisionele gevangenisstraf, óf beide sodanige addisionele boete en gevangenisstraf vir elke dag wat sodanige misdryf voortduur, en

(c) ’n verdere bedrag gelyk aan enige koste en uitgawes wat na bevinding van die hof deur die munisipaliteit aangegaan is as gevolg van sodanige oortreding of versuim.

1 September 2006 18365

UMASIPALA WASEGEORGE

UMTHETHO KAMASIPALA ONXULUMENE NOKUTHINJWA OKANYE UKUFAKWA ESIKITI KWEZILWANYANA

INJONGO YOMTHETHO KAMASIPALA

● Ukunikezela iinkqubo, iindlela kunye nemisebenzi yokumisa indlela yokuthinjwa okanye ukufakwa esikiti kwezilwanyana.

IINKCAZELO

1. Kulo mthetho kamasipala, amagama asetyenziswe kwisimo sobuduna akwaquka nesobukhomokazi, isinye siquka nesininzi ngexa isininzi sikwaquka nesinye, okubhalwe ngesiBhulu kuko okuphambili xa kunokuthi kubekho ukuguquguquka okuthile phakathi kwamagama awohlukeneyo, kwaye ngaphandle kokuba imeko ibonisa ngenye indlela:—

‘‘isilwanyana’’ sithetha naliphi na ihashe, inkomo, igusha, ibhokhwe, ihagu, inkukhu, inciniba, inja, ikati okanye nasiphi na isilwanyana sasekhaya okanye intaka, okanye nasiphi na isilwanyana sasendle, intaka yasendle okanye isilwanyana esirhubuluzayo esiselugcinweni okanye phantsi kolawulo lwakhe nawuphi na umntu;

‘‘iinkomo’’ zithetha iinkunzi zeenkomo, iinkomo, iinkabi zeenkomo, amathokazi eenkomo, iinkatyana zeenkomo kunye namathole;

‘‘ibhokhwe’’ ithetha ibhokhwe endala eyinkabi okanye elithokazi, inkabi yebhokhwe kunye netakane;

‘‘ihashe’’ lithetha inkunzi yehashe, imazi yehashe, inkabi yehashe, inkonyane elililuna lehashe, inkonyane lehashe elilithokazi, idonki kunye nemeyile;

‘‘umasipala’’ uthetha uMasipala waseGeorge osekwe phantsi kweCandelo 12 le-Municipal Structures Act, 117 ka-1998, i-Provincial Notice 501 yomhla wama-22 Septemba 2000 kwaye iquka naluphi na ulwakhiwo lwezopolitiko, umthwali we-ofisi yezopolitiko, ilungu lebhunga, i-arhente egunyazisiweyo okanye nawuphi na umsebenzi osebenza ngokunxulumene nalo mthetho kamasipala phantsi kwegunya eligunyaziswe likwaphathiswe umasipala okanye elinikezwe kulwakhiwo olunjalo lwezopolitiko, umthwali we-ofisi yezopolitiko, ilungu lebhunga, i-arhente okanye umsebenzi;

‘‘umhlali’’ uthetha nawuphi na umntu ohlala emhlabeni othile okanye onelungelo njengomnini ekuhlaleni kumhlaba onjalo;

‘‘umnini’’ ngokunxulumene nesilwanyana, uquka nawuphi na umntu onesilwanyana, ulawulo, ugcino okanye impatho yesilwanyana esinjalo;

‘‘isikiti’’ sithetha indawo ebiyelweyo equlethe inkampu enye okanye ezininzi eziphantsi kolawulo lomphathi wesikiti, nesayilelwa ugcino nenkathalelo yezilwanyana ezibhadulayo, ezilahlekileyo okanye ezijikeleza esithubeni;

‘‘umlawuli wesikiti’’ uthetha umntu osenokuba

(a) ngumsebenzi wethutyana okanye osisigxina kamasipala, okanye

(b) oqeshwe phantsi kwesivumelwano sonikezelo lweenkonzo ekugcineni nasekusebenzeni esikiti;

‘‘igusha’’ ithetha inkunzi yegusha, nemazi yegusha, inkabi yegusha kunye netakane legusha;

‘‘inkunzi yehashe’’ ithetha ihashe eliyinkunzi, idonki okanye imeyile engathenwanga okanye ethenwe kancinci:

‘‘umnini’’ uthetha nawuphi na umnini, umntu oqeshe umhlaba okanye umhlali kumhlaba othile;

‘‘umhloli wemfuyo’’ uthetha nawuphi na umnini, umntu oqeshe umhlaba okanye umhlali kumhlaba othile;

‘‘ugqirha wezilwanyana’’ uthetha umntu ofundele oku ngokuhambelana namalungelo aphantsi komthetho obizwa ngokuba yi-Veterinary and Para-Veterinary Professions Act, 1982 (uMthetho 19 ka-1982).

UKUTHINJWA NGENXA YOKUNGENA NGAPHANDLE KWEMVUME

2. Nawuphi na umntu angathimba isilwanyana esifunyenwe silahliwe esitalatweni, endleleni, ecaleni kwendlela okanye kuyo nayiphi na indawo yoluntu jikelele.

ISIKITI EKUFUNEKA IZILWANYANA ZISIWE KUSO

3. Nawuphi na umnini othe wafumana izilwanyana emhlabeni wakhe zingena ngaphandle kwemvume angathumela isilwanyana esinjalo kwisikiti njengoko sikufutshane nasendleleni ekugqithwa kuyo okanye indlela ecanda phakathi kwezindlu ekumhlaba ekungenwe kuwo ngaphandle kwemvume, okanye esinye isikiti esimiswe ngumasipala.

UNIKEZELO LWEMALI NGUMNINI NGAPHAMBI KOKUTHINJWA KWEZILWANYANA

4. Umnini waso nasiphi na isilwanyana esithinjelwe ukungena ngaphandle kwemvume, ngaphambi kokuba izilwanyana zisuswe kumhlaba nezakhiwo apho zithe zangena khona ngaphandle kwemvume, anganikezela imali kumntu ogqithise isikhalazo malunga noku, isixa semali njengembuyekezo yomonakalo athe wawufumana. Imali enjalo kufuneka inikezelwe kumntu owenze isikhalazo uqobo okanye kwisicaka sakhe okanye i-arhente enikezelwe igunya lokuthatha izilwanyana izise esikiti.

ULWAMKELO LWEZILWANYANA NGUMLAWULI WESIKITI

5. (1) Iya kuba ngumsebenzi womlawuli wesikiti ukwamkela phantsi kolawulo lwakhe zonke izilwanyana eziziswe kwisikiti sakhe, ngezo yure ayakuthi umasipala azibone zifanelekile, ngumnini okanye nawuphi na omnye umntu ogunyaziselwe njalo ngokubhala phantsi, ngumnini okanye umntu ojongene nazo, eziza kufakwa esikiti ngenxa yokuba zifunyenwe zingena ngaphandle kwemvume kumhlaba womnini onjalo.

(2) Nawuphi na umlawuli wesikiti othi ngaphandle kwesizathu, alandule okanye angaphumeleli ukwamkela izilwanyana eziziswe kwisikiti sakhe njengoko kuchaziwe ngaphambili, uya kufunyanwa enetyala kwaye ukongeza koku, uya kuba netyala ngawo nawuphi na umonakalo owenzeke kumnini okanye kwezi zilwanyana, okanye kuye nawuphi na umntu ongomnye, ngenxa yesizathu solo landulo okanye ukungaphumeleli; ngaphandle kokuba, ukuba isilwanyana esinaso nasiphi na isifo esosulelayo siziswe kwisikiti, isilwanyana esinjalo kufuneka sigcinwe sodwa singadityaniswa nezinye izilwanyana ezisesikiti, kwaye umlawuli wesikiti angenza ukuba izilwanyana ezinjalo zingabikho phantsi kwamalungiselelo ecandelo 8.

ULWAMKELO LWEZILWANYANA EZITHINJIWEYO

6. Wonke umlawuli wesikiti uya kunikeza umntu ozisa izilwanyana kulawulo lwakhe irisithi ebhaliweyo ebonisa inani kunye nenkcazelo malunga nezilwanyana ezizisiweyo, ekwaphawula nendlela yolu ngeno ngaphandle kwemvume lwezi zilwanyana, njengoko ingxelo igqithisiwe, indlela yokuthinjwa kwazo.

INANI LOVALELO

7. Wonke umlawuli wesikiti uya kugcina phantsi kolungiso olufanelekileyo kangangoko anako, akhusele kwizifo ezosulelayo, hayi ngaphantsi kovalelo olwahlukeneyo oluhlanu—

(a) kwiinciniba namahashe;

(b) iinkomo;

(c) iigusha, iibhokhwe neehagu;

(d) izinja;

(e) iikati;

ngaphandle kokuba umasipala ngokunxulumene kuso nasiphi na isikiti esikummandla wakhe anganikezela imvume kumlawuli wesikiti ukuba agcine inani elincinci lwezilwanyana ezivalelweyo.

UKUPHELISWA KWEZILWANYANA EZINOBUNGOZI OKANYE EZINEZIFO EZOSULELAYO

8. Umlawuli wesikiti angabangela ukupheliswa kwaso nasiphi na isilwanyana esithinjiweyo esinesifo esosulelayo, okanye esinokuthi sifumaneke sinobungozi kubomi babantu okanye bezinye izilwanyana ezithinjiweyo; ngaphandle kokuba akukho silwanyana esiya kupheliswa ade ugqirha wezilwanyana asixilonge kwaye avumelane nomlawuli wesikiti malunga nemfuneko yokupheliswa kwesilwanyana esinjalo.

ISAZISO SEZILWANYANA EZITHINJIWEYO

9. Wonke umlawuli wesikiti olaziyo igama lomnini waso nasiphi na isilwanyana esithinjiweyo kwisikiti sakhe uya kunikezela isaziso esibhaliweyo kumnini onjalo malunga nokuba isilwanyana ekuthethwa ngaso sivalelwe esikiti.

UKUGCINA IREJISTA YESIKITI

10. (1) Wonke umlawuli wesikiti uya kugcina irejista yesikiti enezi nkcukacha zilandelayo:

(a) umhla nonobangela wokuthinjwa kwazo zonke izilwanyana azifumeneyo;

(b) inani neenkcukacha zezilwanyana ezinjalo;

(c) igama nendawo yokuhlala yomntu othimbe izilwanyana ezinjalo, kunye negama kunye nedilesi yomnini okanye umntu ocingelwa njengomnini wazo;

(d) umhla neenkcukacha zokhululo okanye intengiso yezilwanyana, xa imeko inokuba njalo, kwakunye

(e) nayo nayiphi na eminye imiba enokuthi igunyaziswe ngumasipala ukuba iqinisekiswe ize igcinwe.

(2) Okufakwe phantsi kwecandelo elingaphantsi (1)(a), (b) no-(c) kuya kwenziwa ngexesha ekuthinjwa ngalo izilwanyana kwaye okufakwe phantsi kwecandelo elingaphantsi (1)(d) no-(e) kuya kwenziwa ngokukhawuleza emva kokuba umlawuli wesikiti ethe wafumana ingcaciso efanelekileyo; ngaphandle kokuba akukho ngeno oluya kwenziwa emva kokuba kuye kwavela iingxoxo ezithile.

(3) Kwimiba apho kunokuthi kufe okanye konzakale nasiphi na isilwanyana esithinjiweyo, umlawuli wesikiti uya kufaka oko kwirejista yakhe yesikiti inkcazelo yesilwanyana esinjalo kwakunye nonobangela wokufa okanye wokonzakala kwaso.

UKUHLOLWA NOKUCATSHULWE KWIREJISTA YESIKITI

11. Yonke irejista yesikiti iya kugcinwa kwisikiti okanye nayiphi na indawo engenye eyamkelweyo kwaye ngawo onke amaxesha afanelekileyo ivulwe ukuze ihlolwe, ngaphandle kwentlawulo, lilo naliphi na igosa eligunyazisiweyo likamasipala, ugqirha wezilwanyana, umhloli wemfuyo kwakunye naliphi na ilungu lenkonzo yamapolisa karhulumente.

UKUGQITHISWA KONGENISO KWIREJISTA YESIKITI EMVA KWEENTENGISO KWISIKITI

12. Wonke umlawuli wesikiti uya kuthi rhoqo kwiiveki ezimbini emva komhla wentengiso nganye, agqithise kumasipala ikopi yako konke okufakwe kwirejista yakhe yesikiti okwenziwe ukususela kumhla wogqithiso olunjalo. Umasipala uya kugcina zonke iikopi ezinjalo ukuze zihlolwe nguye nawuphi na umntu onqwenela ukuzibona.

UKUHLOLWA KWEREJISTA YESIKITI KWINDAWO YENTENGISO

13. Nanini na xa kukho intengiso yezilwanyana ezithinjiweyo, umlawuli wesikiti okanye umntu ogunyaziselwe ukuqhuba intengiso enjalo, uya kuthatha irejista yesikiti aye nayo kwindawo yentengiso, kwaye irejista enjalo iya kuhlolwa ngalo lonke ixesha, ngaphandle kwentlawulo, kwindawo yentengiso nguye nawuphi na umntu onqwenela ukuyihlola.

UMRHUMO WOMLAWULI WESIKITI

14. (1) Umasipala angalungisa imirhumo neentlawulo okanye iirhafu zokugcina izilwanyana esikiti, kwaye ekumiseni imirhumo neentlawulo okanye iirhafu ezinjalo, angamisa umahluko phakathi kweentlobo ezohlukeneyo zezilwanyana aze anikezele ugcino nokondliwa kwezilwanyana kwizihlomelo ezingezinye ezohlukeneyo.

(2) Wonke umlawuli wesikiti uya kuba nelungelo lokubanga imirhumo kunye neentlawulo okanye iirhafu ezimiswe ngumasipala phantsi kwecandelo elingaphantsi (1) kwisilwanyana ngasinye esithinjwe nguye ngokwalo mthetho kamasipala.

IMIRHUMO EHLAWULWAYO

15. (1) Imirhumo neentlawulo okanye iirhafu ezimiswe ngumasipala phantsi kwecandelo 14 ziya kuhlawulwa kumlawuli wesikiti ngumnini wezilwanyana ezithinjiweyo, kwaye imirhumo neentlawulo okanye iirhafu ezichaziweyo kunye nalo naliphi na ixabiso elithe lenzeka kumlawuli wesikiti, izilwanyana ezinjalo zingabanjwa ngumlawuli wesikiti ekukhuseleni intlawulo yemirhumo neentlawulo okanye iirhafu ezichaziweyo, ngaphandle kokuba:

(a) ixabiso lezilwanyana ezithinjiweyo lingaphezulu kwexabiso lilonke ekufuneka lihlawuliwe, njengoko kumiswe njalo phantsi kwalo mthetho kamasipala, kwaye ukuba umnini akakwazi kuhlawula imali efunekayo, umlawuli wesikiti angathimba kuphela inani elithile lwezilwanyana ezinokuthi zanele ekukhuseleni ixabiso lilonke ekufuneka lihlawuliwe lwezilwanyana zizonke, kwaye agqithise intsalela yezilwanyana kumnini wazo,

(b) nawuphi na umlawuli wesikiti ogcine inani elikhulu lezilwanyana ezinjalo kunokuba kufuneka njalo ekukhuseleni ixabiso elinjalo uya kufunyanwa enetyala kumnini ngawo nawuphi na umonakalo ofunyenwe nguye kugcino olunjalo.

(2) Ukuba umlawuli wesikiti ligosa likamasipala, uya kuhlawula imirhumo kunye neentlawulo okanye iirhafu azifumeneyo phantsi kwalo mthetho kamasipala, kwingeniso kamasipala.

(3) Akukho mlawuli wesikiti oya kukhulula nasiphi na isilwanyana esithinjiweyo kude kuhlawulwe imirhumo neentlawulo okanye iirhafu ekufuneka zihlawuliwe.

ISAZISO SENTENGISO

16. Wonke umlawuli wesikiti uya—

(1) nanini na xa nasiphi na isilwanyana esithinjiweyo sithe asakhululwa kwiintsuku ezintandathu ukususela kumhla wokuthinjwa kwazo, agqithise kumasipala apho esi sikiti siphantsi kolawulo lwakhe, isaziso esichaza kwangaphambili udidi, iimpawu kunye neempawu ezibonakalayo (xa zikhona) zesilwanyana esinjalo, kwaye ngokunxulumene namahashe neenkomo, achaze nombala wazo aphinde acacise ukuba isilwanyana esichaziweyo siya kuthengiswa kwintengiso elandelayo yezilwanyana ezithinjiweyo, kwakunye nexesha nendawo yentengiso;

(2) xa ethumela isaziso esinjalo kumasipala, abeke ikopi yoku kwenye indawo esekuhleni okanye ekufutshane nesikiti sakhe, ihlale apho kude kufike umhla wentengiso,

(3) enze ukuba kupapashwe kwiphepha-ndaba elisasazwa kummandla wobulungisa kamasipala apho kukho khona esi sikiti, isaziso sentengiso yesilwanyana esithinjiweyo; kwaye ixabiso lesaziso esinjalo liya kufunyanwa kumnini wezilwanyana ezithinjiweyo kwaye intlawulo enjalo iya kuba yinxenye yexabiso eliya kutsalwa kwiinkqubo zentengiso yesilwanyana ukuba iinkqubo ezinjalo zingaphantsi kwemali ekufuneka ihlawuliwe; kwaye ukuba—

(a) isaziso esinjalo sibhekiselele kwisilwanyana esingaphezulu kwesinye, umasipala uyakuthi ngokwesigqibo sakhe, ohlule ixabiso lesaziso esinjalo ngokwalameneyo ngokunxulumene nezilwanyana ekubhekiselelwe kuzo, kwaye

(b) ukuba umnini wesilwanyana esithinjiweyo akaziwa, kwaye iinkqubo zentengiso azihlawuleli imali njengoko kuchaziwe ngasentla, umasipala uya kwenza oku intswelo.

UMTHETHELI-FANDESI

17. (1) Yonke intengiso yemfuyo ethinjiweyo iya

(a) kuqhutywa ngumlawuli wesikiti okanye umntu ongomnye ogunyaziselwe ukwenza njalo ngumasipala ojongene noku,

(b) kuqalisa kwixesha iphinde ibanjwe kusuku oluya kuchazwa ngumthetheli-fandesi.

(2) Akukho mntu oqhuba intengiso yasesikiti oya kuba nomdla ngokuthe ngqo okanye ngokungathanga ngqo kuyo nayiphi na intengo okanye kuyo nayiphi na intengiso eyenziwa nguye.

INTENGISO YEZILWANYANA

18. Kuyo yonke intengiso enjalo—

(1) akukho silwanyana esiya kubekwa kwintengiso ngaphandle kokuba sithinjwe kwixesha elingangeeveki ezimbini ubuncinane;

(2) zonke izilwanyana, ngaphandle kweegusha neebhokwe, ziya kuthengiswa nganye-nganye;

(3) iigusha neebhokwe ziya kuthengiswa ngamaqela angekho ngaphezulu kweshumi, kwaye iigusha neebhokhwe okanye iigusha okanye iibhokhwe ezineempawu ezohlukeneyo okanye iindidi azisayi, phantsi kwazo naziphi na iimeko, zithengiswe zidityaniswe nolunye udidi;

(4) izilwanyana ziya kuthengiswa ngekheshi, kwaye iinkqubo, ezingaphantsi kwexabiso lomrhumo wesikiti kunye neminye imirhumo, iintlawulo okanye iirhafu ezihlawulwa ngokunxulumene nezilwanyana ezinjalo, ziya kuthi xa zifunyanwa, umlawuli wesikiti azinikezele kumasipala ukuze zihlawulwe kubanini bezilwanyana ngokuhambelana namalungelo abo; ukuba—

(a) kuyo nayiphi na imeko ethile, izilwanyana ezithengisiweyo azonelisi imali yemirhumo yesikiti kunye neminye imirhumo, iintlawulo okanye iirhafu njengoko kuchaziwe ngasentla, iinkqubo ziya kusetyenziswa okokuqala kwintlawulo yembuyekezo ekufuneka ihlawulwe kumlawuli wesikiti, kwaye ukuba ezi nkqubo zichazwayo azoneli nazo ekuhlawuleni imbuyekezo enjalo, intsalela yembuyekezo iya kuhlawulwa kumlawuli wesikiti ngumasipala;

(b) nayiphi na imali, nokuba ziinkqubo zentengiso yesilwanyana nasiphi na esithinjiweyo njengoko kuchaziwe ngasentla, nesezandleni zikamasipala kwixesha leenyanga ezilishumi elinambini ingakhange ibangwe ngumnini wesilwanyana esinjalo, lo mali iya kuba lilifa lalo masipala;

(c) kuya kufaneleka ukuba umasipala enze okufanelekileyo kuye nawuphi na umlawuli wesikiti malunga nayo nayiphi na ilahleko enokuthi yenzeke ekugcineni izilwanyana xa ixabiso lentengiso lingahlawuli amaxabiso athe adaleka;

(d) kuya kufaneleka kuye nawuphi na umlawuli wesikiti, emva kokuthobela inkqubo echazwe kwicandelo 8 ngokunxulumene nezilwanyana ezinezifo, aphelise nasiphi na isilwanyana esidala okanye esithe ngokusisigxina asafaneleka ngokwasempilweni ukuba sigcinwe esikiti;

(e) ukuba nasiphi na isilwanyana singafa esikiti kwaye umnini akafumaneki, iindleko zokungcwaba lo mzimba ziya kuhlawulwa ngumasipala;

(f) umasipala okanye igosa eligunyazisiweyo lingamisa ixabiso elisisigxina kuso nasiphi na isilwanyana esinikezelwa ukuba sithengiswe, kwaye

(g) umthetheli-fandesi angarhoxisa nasiphi na isilwanyana kwintengiso ukuba ixabiso elibiziweyo eliphezulu alimonelisi, nokuba ixabiso elisisigxina besele limisiwe ngumasipala.

UKUTHINJWA OKUNGEKHO MTHETHWENI KUNYE NEZOHLWAYO

19. Nawuphi na umntu othi ngokungekho mthethweni athimbe nasiphi na isilwanyana uya kufunyanwa enetyala kwaye ukongeza, uya kuba netyala kumnini kuwo wonke umonakalo, imirhumo yesikiti, imbuyekezo, ixabiso neentlawulo ezivela kwinkqubo enjalo, kwakunye nazo zonke iintlawulo, imirhumo kunye neerhafu ezinxulumene noku.

UKUFUNYANWA KWELAHLEKO NGOKUNXULUMENE NOKUTHINJWA KWEZILWANYANA KU ANDLA WOMNYE UMASIPALA

20. Nayiphi na ilahleko ethe yafunyanwa ngumasipala ngenxa yokuthinjwa phantsi kolawulo lwakhe nempatho yezilwanyana ezithe zangena ngaphandle kwemvume kummandla wolawulo lomnye umasipala, ingahlawulwa ngumasipala ochazwe kuqala komnye umasipala lowo.

USETYENZISO, UKUGCINWA NEMPATHO EMBI YEZILWANYANA

21. Akukho mntu oya kuthi ngomsindo aqhubele kude nasiphi na isilwanyana esithe safunyanwa singene ngaphandle kwemvume endaweni ethile, asihluphe okanye asiphathe kakubi.

AMATYALA NEZOHLWAYO

22. Nawuphi na umntu—

(1) ochasana okanye ongaphumeleliyo ukuthobelana namalungiselelo alo mthetho kamasipala, nokuba inkcaso enjalo okanye ukungaphumeleli okunjalo kwaziswe njengetyala kwenye indawo kulo mthetho kamasipala;

(2) ophazamisa ngamabom, othintela okanye oxakisa nawuphi na umntu xa kusenziwa nawaphi na amagunya okanye kusenziwa nawuphi na umsebenzi ngokwawo nawaphi na amalungiselelo alo mthetho kamasipala; okanye

(3) onikezela ulwazi bobuxoki, olungachanekanga okanye olulahlekisayo uya kuba netyala kwaye agwetyelwe—

(a) isohlwayo semali okanye ukuya entolongweni okanye isohlwayo okanye ukuya entolongweni okunjalo okanye kokubini oku, kwaye

(b) kwimiba yetyala eliqhubekekayo kwisohlwayo esongeziweyo okanye kwixesha elongeziweyo lokuya entolongweni ngaphandle kokukhetha isohlwayo semali okanye kokubini oku kusuku ngalunye apho kuqhubeka khona eli tyala,

(c) enye imali elingana nalo naliphi na ixabiso neendleko ezithe zafunyanwa yinkundla engezenziwe ngumasipala ngenxa yenkcaso okanye ulwaphulo olunjalo okanye ukungaphumeleli.

CITY OF CAPE TOWN

WATER BY-LAW

To control and regulate water services in the City

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Chapter 1

Definitions and General Provisions

1. Definitions

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

"authorised official" means an official of the municipality authorised by the City Manager to enforce the provisions of the by-law;

"basic water supply" means the minimum standards of water supply services necessary for the reliable supply of water to households to support life and personal hygiene prescribed in terms of the Water Services Act, No 108 of 1997 and the regulations promulgated in terms thereof;

"borehole" means a hole sunk into the earth for the purpose of locating, abstracting or using subterranean water; and includes a spring, well and wellpoint;

"City" means the area of jurisdiction of the municipality, demarcated in terms of the Local Government: Municipal Demarcation Act, 1998 (Act No. 27 of 1998);

"City Manager" means the person appointed by the council in the capacity of municipal manager;

"connection pipe" means a pipe, the ownership of which is vested in the municipality and installed by it for the purpose of conveying water from a main to a water installation, and includes a ''communication pipe'' referred to in SANS 10252: 2004 Part 1;

"consumer" means any person using water from any installation connected to a connection pipe which is supplied with water from a main;

"council" means the council of the municipality or any of the municipality's other political structures, political office bearers, councillors, or staff members, duly authorised by delegation;

"Credit Control and Debt Management Policy By-Law", means the Credit Control and Debt Management Policy By-Law, adopted by the council and published in the *Provincial Gazette*;

"domestic purposes" in relation to the supply of water means water supplied for drinking, ablution and culinary purposes to premises used solely for residential purposes;

"Director: Water" means the employee of the municipality in charge of the Water and Sanitation Services of the municipality;

"health nuisance" means a situation, or state of affairs, that endangers life or health or adversely affects the well-being or mental well-being of a person or community, or creates an environmental risk, and ''health hazard'' has a similar meaning;

"installation work" means work in respect of the construction of, or carried out on, a water installation;

"JASWIC" means the Joint Acceptance Scheme for Water Installation Components, to which the municipality subscribes;

"main" means a pipe, other than a communication pipe, the ownership of which is vested in the municipality and used by it for the purpose of conveying water to consumers;

"meter" means a device which measures the quantity of water passing through it;

"municipality" means the Municipality of the City of Cape Town;

"occupier" means a person who occupies any premises or part thereof, without regard to the title under which he or she occupies;

"owner" means—

(a) the person in whom from time to time is vested the legal title to premises;

(b) in a case where the person in whom the legal title to premises is vested is insolvent or dead, or is under any form of legal disability whatsoever, the person in whom the administration and control of such premises is vested as curator, trustee, executor, administrator, judicial manager, liquidator or other legal representative;

(c) in any case where the council is unable to determine the identity of such person, a person who is entitled to the benefit of the use of such premises or a building or buildings thereon;

(d) in the case of premises for which a lease agreement of 30 years or longer has been entered into, the lessee thereof;

(e) the person who has purchased immovable property from the municipality, in terms of a scheme that allows for the purchase price to be paid in installments and who has not received transfer from the municipality;

(f) in relation to—

(i) a piece of land delineated on a sectional plan registered in terms of the Sectional Titles Act, 1986 (Act 95 of 1986), the developer or the body corporate in respect of the common property, or

(ii) a section as defined in such Act, the person in whose name such section is registered under a sectional title deed; and includes the lawfully appointed agent of such a person;

"person" includes a juristic person;

"pollution" means the direct or indirect alteration of the physical, chemical or biological properties of a water resource so as to make it—

(a) less fit for any beneficial purpose for which it may reasonably be expected to be used; or

(b) harmful or potentially harmful—

(i) to the welfare, health or safety of human beings;

(ii) to any aquatic or nonaquatic organisms;

(iii) to the resource quality; or

(iv) to property;

"public notice" means a notice published in a newspaper in at least two of the official languages in general use within the Province of the Western Cape and, where possible, the notice, must be published in a newspaper appearing predominantly in the language utilised in the publication of the notice;

"publish" means:—

(a) to publish a notice in the *Provincial Gazette*, and

(b) to provide interested parties with copies of such publication, and

(c) to post the notice so published on the notice boards of the municipality.

"prescribed charge" means a fee, charge or tariff determined and imposed by the council in terms of the Tariff Policy By-law;

"SABS" means the South African Bureau of Standards referred to in the Standards Act, No. 29 of 1993;

"SANS" means a standard which has been set and issued by the SABS in terms of the provisions of the Standards Act, No. 29 of 1993;

"service pipe" means a pipe which is part of a water installation and is installed between the communication pipe and the meter;

"storage tank" means a tank forming part of a water installation and used for the storage of water, other than a cistern serving a water-closet pan or a urinal and a tank used for the storage of hot water;

"Tariff Policy By-law" means the tariff policy by-law promulgated by the council in terms of section 75 of the Local Government: Municipal Systems Act, No 32 of 2000, or pending such promulgation, a decision by the council in terms of section 75A of that Act to levy and recover fees, charges or tariffs.

"terminal water fitting" means a water fitting at an outlet of a water installation which controls the discharge of water from a water installation;

"water" means potable water unless otherwise stated;

"water conservation" means the act of saving or using water in an efficient manner;

"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) a pipe and water fitting situated outside the boundary of the premises, which either connects to the communication pipe relating to such premises or is otherwise laid with the permission of the municipality, and also includes,

(b) a 'consumer installation' as contemplated by the Water Services Act, No 108 of 1997 and the regulations promulgated in terms thereof;

"water services" or any part thereof, means the abstraction, conveyance, treatment and distribution of potable water, water intended to be converted to potable water or water for commercial and industrial use and includes sanitation services;

"water services facility" means any land on which there is infrastructure, installed or used by the municipality, or a catchment area in connection with the supply of water;

"water services intermediary" means any person who is obliged to provide water services to another in terms of a contract where the obligation to provide water services is incidental to the main object of that contract;

"water supply system" means the structures, aqueducts, pipes, valves, pumps, meters or other apparatus relating thereto which are vested in the municipality and are used or intended to be used by it in connection with the supply of water, and includes any part of the system; and

"well point" means a small diameter pipe jetted into unconsolidated sandy or gravelly formations, with a pump situated at ground level to lift and distribute the water.

2. Application and purpose of this by-law

(1) This by-law binds an organ of state.

(2) Unless the contrary is proved, a breach of this by-law committed on premises in respect of—

(a) the water installation, other than a provision relating to the use of water in the installation, shall be deemed to be a breach by the owner of the premises, and

(b) the use of water from a water installation shall be deemed to be a breach by the consumer.

(3) No owner shall be required to comply with this by-law by altering a water installation or part thereof which was installed in conformity with any law applicable immediately before the date of commencement of this by-law.

(4) Water is supplied in terms of the provisions of this by-law, but where in the opinion of the Director: Water 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 Director: Water may, in consultation with the official in charge of health services of the municipality, determine an alternative manner of water supply.

(5) Where the Director: Water has determined an alternative manner of water supply in terms of subsection (6), this by-law will, to the extent necessary, apply to the supply of water to such area, subject however to such conditions as the Director: Water may determine.

(6) Where the municipality makes use of an external water services provider, this by-law remains applicable and the council remains the regulating authority.

3. Transitional arrangements

(1) If authority was given before the date of commencement of this by-law for installation work to be done, or if authorised work is in progress on such date, such work shall comply with any laws governing such work which were in force in the City prior to such date.

(2) The Director: Water may, for a period of 90 days after the commencement of this by-law, give authority for installation work to be done in accordance with any laws governing such work which were in force in the City prior to such date.

(3) Any agreement for the supply of water, entered into between the municipality and a consumer, who is not the owner of the premises concerned, prior to the promulgation of this by-law, will remain in force, until such time as

(a) the consumer vacates the premises, or

(b) there is a change in the title of the owner of the premises,

whereafter the municipality will only enter into an agreement with the owner of the premises.

4. Powers of the Director: Water

(1) If, in the opinion of the Director: Water, the water installation or a part thereof on a premises is so defective or in such a condition or position as to cause, or be likely to cause, waste or undue consumption of water, pollution of the water supply, or a health or safety hazard, the Director: Water may by notice in writing require the owner to comply with the provisions of this by-law within a specified period.

(2) The Director: Water must consult the official in charge of health services of the municipality in all matters where there is a likelihood of a health hazard or environmental pollution.

(3) If the Director: Water has reason to believe that a water installation may be defective in a way that may pose or become a health or safety risk to the occupants of the premises, he or she may require that the water installation be tested or disinfected at the cost of the owner.

5. Service levels

(1) The council may, from time to time, and in accordance with national policy, but subject to principles of sustainability and affordability, by public notice, determine the service levels it is able to provide to consumers.

(2) The council may in determining service levels differentiate between types of consumers, geographical areas and socio-economic areas.

(3) The following levels of service may, subject to subsection (1), be provided by the municipality on the promulgation of these by-laws—

(a) communal water supply services—

(i) constituting the minimum level of service provided by the municipality;

(ii) consisting of reticulated standpipes or stationary water tank serviced either through a network pipe or a water tanker located within a reasonable walking distance from any household;

(iii) installed free of charge;

(iv) provided free of any charge to consumers, and

(v) maintained by the municipality.

(b) yard connection not connected to any water installation—

(i) consisting of an un-metered standpipe on a premises not connected to any water installation;

(ii) installed free of charge, and

(iii) maintained by the municipality.

(c) a metered pressured water connection—

(i) installed against payment of the prescribed charges;

(ii) provided against payment of the prescribed charges, and

(iii) with the water installations maintained by the consumer.

6. Appointment of authorised officials

The City Manager may appoint authorised officials.

7. Delegation

(1) The City Manager may delegate any of his or her powers and duties in terms of this by-law to any official of the municipality.

(2) The Director: Water may delegate any of his or her powers and duties to any official of the municipality.

8. Entry upon water services facilities

(1) Every person who enters upon a water services facility, must comply with the instructions of the Director: Water for use and conditions of entry to the site, displayed by means of a notice at the entrance.

(2) A person who does not comply with the contents of a notice at the entrance of a water services facility is guilty of an offence.

9. Imminent emergencies and situations that require immediate action

(1) The Director: Water may, in cases of imminent emergencies or situations that require immediate action take any reasonable measures to prevent or eradicate such imminent emergencies or situations.

(2) When an imminent emergency or situation as contemplated by subsection (1) occurs on private property, the Director: Water may—

(a) by written notice direct the owner to take such measures as may be deemed necessary to prevent or eradicate the imminent emergency or the situation, or

(b) in the event that the owner cannot be found or the owner fails to immediately comply with the requirements of the Director: Water, take such measures as may be deemed necessary to prevent or eradicate the imminent emergency or the situation.

(3) In the event where the emergency emanates from a water installation the owner of such water installation is liable for the costs incurred by the municipality.

(4) In the case of action taken as contemplated by paragraph (b) of subsection (2), the Director: Water reports the matter to the City Manager without delay.

(5) If in the opinion of the Director: Water such action is necessary as a matter of urgency to prevent wastage of water, damage to property, danger to life or pollution of water, he or she may—

(a) without prior notice, cut off the supply of water to any premises, and

(b) enter upon such premises and do such emergency work, at the owner's expense, as he or she may deem necessary, and in addition by written notice require the owner to do such further work as he or she may deem necessary within a specified period.

10. Duties of the public

(1) Every member of the public must, on becoming aware of any emergency, imminent situation that requires immediate attention or a situation that may give rise to the wastage of water or pollution, immediately inform the Director: Water.

(2) Any person acting in terms of subsection (1) who does not wish to be identified, may request that his or her name not be disclosed in any subsequent action.

11. Recovery of costs

(1) Every person committing a breach of the provisions of this by-law is liable to compensate the municipality for any loss or damage suffered or sustained by it in consequence of such breach.

(2) The municipality may recover any costs reasonably incurred in taking any measures in terms of this by-law from any person who was under a legal obligation to take those measures, including—

(a) a person on whom a compliance notice was served;

(b) the owner of the premises concerned, or

(c) the consumer.

(3) The City Manager may issue a cost order requiring a person who is liable to pay costs incurred in terms of subsection (1) to pay those costs by a date specified in the order and such order constitutes *prima facie* evidence of the amount due.

12. Compliance notices

(1) When an authorised official finds that a provision of this by-law is contravened or that a condition has arisen that has the potential to lead to a contravention of this by-law, such authorised official may issue a compliance notice to the consumer or owner concerned or person who is contravening the provisions of this by-law.

(2) A notice issued in terms of subsection (1) must state—

(a) the provision of the by-law that is being contravened or will be contravened if the condition is allowed to continue;

(b) the measures that must be taken to rectify the condition, and

(c) the time period in which the notice must be complied with.

(3) If a person on whom notice was served in terms of subsection (2), fails to comply with the requirements of the notice, the Director: Water may take such steps as may be necessary to rectify the condition at the cost of the person responsible, or take any other action deemed necessary to ensure compliance.

13. Responsibility for compliance with this by-law.

(1) The owner is responsible for ensuring compliance with this by-law in respect of all or any matters relating to the water installation and the maintenance thereof.

(2) The consumer is responsible for compliance with this by-law in respect of matters relating to the use of any water.

14. 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;

(c) fails to comply with any lawful instruction given in terms of this by-law, or

(d) obstructs or hinders any authorised representative or employee of the municipality in the execution of his or her duties under this by-law,

is guilty of an offence and liable on conviction to a fine.

15. Exemption from liability

The municipality shall not be liable for damages or compensation arising from anything done by it in terms of this by-law.

16. Repeal

The by-laws previously adopted by the council or its constituent predecessors in respect of any portion of the City, are hereby repealed, to the extent set out in Schedule 1 hereto.

17. Appeals

A person whose rights are affected by a decision taken in terms of a power or duty delegated or sub-delegated in terms of this by-law, may appeal against that decision in accordance with section 62 of the Local Government: Municipal Systems Act, No 32 of 2000.

Chapter 2

Provisions Relating to the Supply of Water

18. Unauthorised use of water

No person may use water from the water supply system—

(a) unless an agreement referred to in section 19 or 20 has been concluded, or

(b) except through a communication pipe provided in terms of section 26 or from a hydrant in terms of section 35, or

(c) except through a metered water supply point specifically installed by the municipality for the supply of water.

19. Application for supply of water

(1) Water from the water supply system will not be supplied to any premises unless the owner has applied to the municipality for a supply and such application has been agreed to.

(2) An application for the supply of water approved by the Director: Water constitutes an agreement between the municipality and the owner and takes effect on the date referred to in the application.

(3) The owner is liable for all the fees in respect of the supply of water, determined in terms of the Tariff Policy By-law, until the supply has been interrupted at the request of the owner or 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) 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 applicant 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, and

(h) an undertaking by the applicant to inform the municipality of any change in regard to any of the above.

(5) Water is supplied subject to the provisions of this by-law and the conditions imposed by the Director: Water.

(6) Where the purpose for, or extent to which, the water applied for in subsection (4)(f) is changed, the owner must promptly in addition to advising the municipality of the change, enter into a new agreement with the municipality.

20. Special agreements for supply of water

(1) The council may enter into a special agreement for the supply of water to an applicant outside the City.

(2) If the council, in terms of a special agreement, agrees to supply water to an applicant outside the City it may permit him or her to sell such water to other persons, subject to such conditions as it may deem fit.

21. 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 or under the control of the municipality, except with the prior written permission of the Director: Water and subject to such conditions as he or she may impose.

22. Fees

All fees payable and related to the supply of water by the municipality must be in accordance with the Tariff Policy By-law.

23. Termination of agreements

(1) An owner 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 Director: Water may, by notice in writing of not less than fourteen days, advise an owner 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 Director: Water 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 Director: Water may terminate an agreement for the supply of water if the premises to which such agreement relates have been vacated.

24. Interference with the water supply system

Unless authorised in terms of this by-law, no person other than the municipality may—

(a) manage, operate or maintain infrastructure for the provision of water services, or

(b) effect a connection to the water supply system.

25. Obstruction of access to the water supply system

No person may prevent or restrict the access of officials of the municipality to the water supply system.

26. Provision of communication pipe

(1) No person may commence any development on any premises unless the Director: Water has installed a connection pipe and meter.

(2) If an agreement for a supply of water in respect of premises has been concluded and no communication pipe (or appropriately sized communication pipe) exists in respect of the premises, the owner shall make application on the prescribed form and pay the prescribed charge as determined in terms of the Tariff Policy By-law for the installation of such a pipe.

(3) The Director: Water may determine—

(a) the diameter of the communication pipe on information provided by the applicant at the time of the application;

(b) the position of the communication pipe;

(c) the point of termination of the communication pipe within the boundary of the land owned by the municipality, or over which it has a servitude or other right;

(d) the type of joint which must be used to effect the connection, and

(e) the material of which that portion of the water installation between the communication pipe and the owner's isolating valve, referred to in section 56, must be made, and the method of installation of such portion.

(4) If an application is made for a supply of water to premises which are so situated that it is necessary to extend the water supply system in order to supply water to the premises, the Director: Water may agree to the extension subject to such conditions as he or she may impose.

(5) Unless otherwise stipulated by the Director: Water, the owner must, at own expense, effect the connection between the water installation and the communication pipe or pipes serving the premises.

(6) The owner must secure the portion of the water installation referred to in subsection (3)(e) against movement.

(7) Unless otherwise agreed to by the Director: Water, 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.

(8) The Director: Water may agree, subject to such conditions as may be imposed, to a connection to a main other than that which is readily available for the provision of water supply to the premises; provided that the owner is responsible for any extension of the water installation to the connecting point designated and agreed to by the Director: Water and for obtaining at his or her cost, such servitudes over other property as may be necessary.

(9) No water installation will be supplied with water through a communication pipe which was installed to provide water for building construction purposes until the certificate of compliance referred to in section 53 has been received by the municipality and if no such certificate has been received, the Director: Water may, at his or her discretion and without prejudice to the municipality, disconnect or restrict the water supply to that water installation.

(10) If the Director: Water considers that the size of an existing communication pipe is unsuitable by reason of the quantity of water supplied to a premises, he or she may by written notice require the owner to pay the prescribed charges for the removal of the existing communication pipe and the installation of a communication pipe of a suitable size.

(11) (a) The Director: Water may by written notice, require the owner of premises which are divided into separately occupied units, to at own expense and within the period specified in the notice—

(i) alter the water installation serving any one unit so that it is separate from, and independent of, the water installation serving any other unit;

(ii) make application for a communication pipe to serve each unit, and

(iii) connect the water installation referred to in paragraph (i) to the communication pipe referred to in paragraph (ii).

(b) The Director: Water may give the owner of the unit referred to in paragraph (a)(i) notice in writing that he or she is required to make application in terms of section 19 for a supply of water.

(12) If the Director: Water intends to replace a communication pipe, the Director: Water must give the owner concerned not less than ten working days' notice in writing of the date by which he or she will effect a connection between the water installation and the replacement communication pipe.

(13) Where premises are supplied by a number of communication pipes, the Director: Water may require the owner to reduce the number of connection points and alter the water installation accordingly.

27. Interconnection between premises

An owner of premises must ensure that no interconnection exists between the water installation on the premises and the water installation on other premises, unless the owner has obtained the prior written consent of the Director: Water and has complied with any conditions imposed by the Director: Water.

28. Provision and position of isolating valves

(1) The Director: Water must install an isolating valve between every meter and the main.

(2) The owner must, at own expense, and for his or her exclusive use, provide and install an isolating valve—

(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 Director: Water may, on failure of the owner and at the owner's expense, provide and so install an isolating valve.

(3) No person may without the approval of the Director: Water tamper with the isolating valve on the communication pipe.

29. General conditions of supply

(1) The supply of water by the municipality does not constitute an undertaking to maintain at any time or at any point in its water supply system—

(a) an uninterrupted supply;

(b) a specific pressure or rate of flow in such supply, or

(c) a specific standard of quality of the water,

provided that if the water supply to a consumer is interrupted for more than 24 hours, the municipality will endeavour to provide an alternative basic water supply as soon as reasonably possible.

(2) The Director: Water may specify the maximum height to which water will be supplied from the water supply system.

(3) If an owner requires an uninterrupted supply, a specific pressure or rate of flow or a specific standard of quality of water on the premises, the owner must make his or her own arrangements for compliance with such requirements.

(4) The municipality may interrupt the supply of water to any premises without prior notice.

(5) If in the opinion of the Director: Water the consumption of water on a premises adversely affects the supply of water to another premises, the Director: Water may apply such restrictions as he or she may deem fit to the supply of water to the first-mentioned premises in order to ensure a reasonable supply of water to the other premises, and must inform the owner and/or consumer of the first mentioned premises of such restrictions.

30. Restriction or cutting-off of supply

(1) Subject to any other right the municipality may have, the City Manager may, if an owner has failed to pay a sum due in terms of the Tariff Policy By-law, by written notice inform him or her of the intention to restrict or cut off the supply of water on a specified date and to restrict or cut off such supply on or after that date.

(2) Subject to any other right the municipality may have, the Director: Water may, if an owner has contravened this by-law and has failed to rectify such contravention within the period specified in a written notice served on him or her requiring him or her to do so; by written notice inform him or her of the intention to restrict or cut off his supply of water on a specified date and to restrict or cut off such supply on or after that date.

(3) The consumer/owner must pay the fees for the restriction or cutting-off of supply and restoration of the water supply in terms of the Tariff Policy By-law: provided that all such fees are paid prior to the restoration of the water supply.

(4) A consumer whose access to water supply services has been restricted or disconnected, who intentionally reconnects it, will on written notice be disconnected.

31. Interruption of supply at owner's request

(1) The Director: Water may, at the written request of the owner and on the dates requested, if a property is vacant or unoccupied—

(a) cut off or restrict the supply of water to the premises, and

(b) restore the supply.

(2) The owner must on approval of the request contemplated in subsection (1), pay the prescribed charges.

32. Removal of water connection

The Director: Water 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 23 and the Director: Water 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 demolished, or

(c) the owner or occupier has unlawfully interfered with the water supply system serving the premises concerned.

33. Metering of water supplied

(1) Water supplied to a premises must pass through a meter, installed between the communication pipe and water installation in a position determined by the Director: Water, provided that a meter may be dispensed with in the case of—

(a) an automatic sprinkler fire installation;

(b) a fire installation in respect of which steps have been taken to detect unauthorised draw-off of water for purposes other than fire-fighting, or

(c) circumstances determined by the Director: Water.

(2) A meter and its associated apparatus is provided and installed by the municipality, remains its property, and may be replaced when deemed necessary by the Director: Water.

(3) The municipality may install a meter and associated apparatus—

(a) at any point in the water installation serving the premises, and

(b) at any point in the connection pipe serving the premises.

(4) A meter, installed in terms of subsection (3)(a), remains the property of the municipality.

(5) If the municipality installs a meter together with its associated apparatus in a water installation in terms of subsection (3)(a), the owner—

(a) must provide an installation point approved by the Director: Water;

(b) must ensure that unrestricted access is available to it at all times;

(c) is responsible for its protection and liable for the costs arising from damage thereto; excluding damages arising from normal fair wear and tear;

(d) must ensure that no connection is made to the pipe in which the meter is installed, between the meter and the communication pipe serving the water installation;

(e) must make provision for the drainage of water which may be discharged from the pipe in which the meter is installed, in the course of work done by the municipality on the meter, and

(f) may not use, nor permit to be used, on any water installation, any fitting, machine or appliance which causes damage or in the opinion of the Director: Water, is likely to cause damage to the water supply system inclusive of the meter.

(6) Only the municipality may—

(a) disconnect a meter and its associated apparatus from the pipe in which they are installed;

(b) break a seal on a meter, or

(c) in any other way interfere with a meter and its associated apparatus.

(7) Any person contravening subsection (6) must pay the municipality the cost of such quantity of water as in the opinion of the Director: Water was supplied.

(8) If the municipality installs a meter together with its associated fittings in accordance with subsection (3)(b), the service pipe is dispensed with and the water installation is deemed to commence at the connection to the communication pipe, such connecting joint being 150 mm inside the boundary on the land vested in the municipality or over which it has a servitude or other right.

(9) The Director: Water may at the owner's expense, install or require the installation, of a meter or volume controlling device to each section, business or dwelling unit on any premises for use in determining the quantity of water supplied to each section, business or dwelling unit.

(10) Any maintenance necessary in any portion of a service pipe that extends from the connection pipe of the premises to a meter and its associated fittings, situated within such premises, must be carried out by the Director: Water, notwithstanding that this section of pipe forms part of the water installation, provided that the owner must allow the Director: Water free access to this pipe and/or meter and be responsible for reinstatement of surroundings upon completion of repairs.

(11) An occupier of a premises must, immediately upon detection of a leak in a service pipe or from the body of the meter or its associated fittings, inform the municipality, where such meter has been installed in accordance with subsection (3)(a).

(12) If access to a meter, installed in terms of subsection (3)(a), is denied for reading purposes, the Director: Water may—

(a) upon written notice to the owner of the premises, inform him or her of the intention to install at the owner's cost, another meter in the connection pipe;

(b) render an account for the quantity of water consumed at such premises as measured on the meter installed in the connection pipe, and

(c) recover from the owner the cost of the meter rendered inoperable.

(13) If access to a meter, installed in terms of subsection (3)(a), is denied for reading purposes, the owner is, during the period of such denial, liable for the cost of the water wasted should a leak develop on such meter and its associated fittings or become visible on the section of the service pipe within such premises, and measured by a meter installed in accordance with subsection (12)(a).

(14) If an owner submits a plan to the municipality, in terms of section 47, for the approval of the erection of a boundary structure, and where the existing meter has been installed in accordance with subsection (3)(a), such owner shall be required upon the approval of such plan, to apply for and pay the relevant tariff to have such meter removed from his or her premises and a new meter installed in the connection pipe.

(15) If an owner submits a plan, in terms of section 47, for the approval of alterations or extensions to an existing un-metered fire installation, such owner shall after assessment of the revised installation, and upon approval of such plan, apply for and pay the relevant tariff to have a meter as specified in size and type by the Director: Water, installed by the municipality as part of the connection to such premises.

(16) If an owner submits a plan, in terms of section 47, for the approval of alterations and additions to an existing metered water installation, he or she shall after the assessment of the revised installation, and upon approval of the plan apply for and pay the relevant tariff to have a meter as specified in size and type by the Director: Water installed by the municipality as part of a connection to such premises.

(17) If the Director: Water determines that provision be made for separate water connections for a potable water installation and a fire installation on the same premises, standard water meters may be installed on such connections.

(18) If the Director: Water determines that a combined domestic water and fire installation, which includes hydrants, must supply a premises, a combination meter or other similar meter to detect low flow rates must be installed on such a connection.

(19) A separate communication pipe must be laid and used for every automatic sprinkler system.

(20) Where the owner, or person having the charge or management of any premises on which several accommodation units are situated, requires the supply of water to such premises for the purpose of supply to the different accommodation units, the Director: Water may, at his/her discretion, provide and install either—

(a) a single meter in respect of the premises as a whole or any number of such accommodation units; or

(b) a separate meter, situated at the property boundary on the land vested in the municipality, for each accommodation unit or any number thereof.

(21) Where the Director: Water has installed a single meter as contemplated in subsection (20)(a), the owner or the person having the charge or management of the premises, as the case may be, must install and maintain on each branch pipe extending from the communication pipe to the different accommodation units—

(a) a separate meter; and/or

(b) an isolating valve, and

(c) will be liable to the municipality for payment of the prescribed charges for all water supplied to the premises through such a single meter, irrespective of the different quantities consumed by the different consumers served by such meter.

34. Quantity of water supplied

For the purpose of assessing the quantity of water supplied through a meter over a specific period, it must be deemed, unless the contrary can be proved, that—

(a) the quantity is represented by the difference between readings of the meter taken at the beginning and end of such period;

(b) the meter was registering correctly during such period, and

(c) the entries in the records of the municipality were correctly made;

provided that if water is supplied or taken without its passing through a meter, the estimate by the Director: Water of the quantity of such water shall be deemed to be correct.

35. Water supplied from municipal hydrants

(1) The Director: Water may permit a temporary supply of water to be taken from a fire hydrant, subject to such terms and conditions as he or she may prescribe.

(2) A person who desires a temporary supply of water referred to in subsection (1) shall make application in the manner prescribed in section 19.

36. Resale of water

(1) No person who is supplied with water in terms of this by-law may sell such water unless—

(a) provision has been made therefore in a special agreement referred to in section 20, or

(b) has obtained the prior written permission of the Director: Water.

(2) If the Director: Water grants the permission referred to in subsection (1)(b), he or she may stipulate the maximum price, determined by council, at which the water may be sold and impose such other conditions as he or she may deem fit.

(3) Permission referred to in subsection (1)(b) may be withdrawn at any time.

37. Defective meters

(1) If a consumer has reason to believe that a meter is defective he or she may, against payment of the prescribed charges, make application for the meter to be tested.

(2) The prescribed charge referred to in subsection (1) will be—

(a) retained by the municipality if the meter is found in terms of subsection (3) or (4) not to be defective, or

(b) refunded to the applicant if the meter is found to be defective.

(3) A meter to which the regulations relating to water meters published under the Trade Metrology Act, 1973 (Act 77 of 1973) are applicable shall be deemed to be defective if, when tested in accordance with such regulations, it is found to have a percentage error in over-registration or under-registration greater than that permitted for a meter in use in terms of those regulations.

(4) A meter to which the regulations referred to in subsection (3) are not applicable shall be deemed to be defective if it is found to have a percentage error in over-registration or under-registration greater than that allowed in SABS 1529:1999 Part 4 and SANS 1525:1999 Part 1, or its amendments.

38. Estimation of quantity of water supplied to consumer through defective meter

(1) If a meter is found to be defective in terms of subsection 37(3) or (4), the Director: Water may estimate the quantity of water supplied to the

consumer concerned during the period in which, in his or her opinion, such meter was defective, on the basis of the average daily quantity of water supplied over—

(a) a period between two successive meter readings subsequent to the replacement of the meter, or

(b) a period in the previous year corresponding to the period in which the meter was defective, or

(c) the period between three successive meter readings prior to the meter becoming defective,

whichever the Director: Water considers the most appropriate.

(2) If the quantity of water supplied to a consumer during the period when the meter was defective cannot be estimated in terms of subsection (1), the Director: Water may estimate the quantity on any basis that is available.

(3) The consumer must be informed of the method used by the Director: Water to estimate the quantity of water supplied to him or her, as contemplated in subsection (1) and (2) and given an opportunity to make representations to the Director: Water before a final estimate is arrived at.

39. Adjustment of quantity of water supplied if meter is defective

(1) The adjustment of the quantity of water supplied through a defective meter shall be made for the period determined in terms of section 38.

(2) For the purpose of adjusting the quantity of water in terms of subsection (1) it shall be deemed that the same quantity of water was supplied in each interval of twenty-four hours during the period referred to in subsection (1).

(3) An owner shall not be entitled to a reduction of the amount payable for water wasted or lost in a water installation, due to visible leaks.

40. Special Measurement

(1) If the Director: Water requires, for purposes other than charging for water consumed, to ascertain the quantity of water which is used in a part of a water installation, may, by written notice, advise the owner concerned of his or her intention to install a measuring device at any point in the water installation that he or she may specify.

(2) The installation of a measuring device referred to in subsection (1), its removal, and the restoration of the water installation after such a removal will be carried out at the expense of the municipality.

(3) The provisions of sections 33(5)(b) and 34(6) apply, insofar as they may be applicable, in respect of a measuring device that has been installed in terms of subsection (1).

(4) The municipality may on receipt of a written notice from the owner and subject to arrangement of payment of the relevant prescribed charge, read the meter to ascertain the quantity of water supplied at a time, or on a day, other than upon which the meter would normally be read.

Chapter 3

Water Restrictions and Water Conservation

41. Water Restrictions

(1) The council may by public notice, whenever there is a scarcity of 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 City

(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) determine and impose limits on the quantity of water that may be consumed over a specified period;

(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, and

(d) invoke the special tariffs in respect of water restrictions, determined in terms of the Tariff Policy By-law .

(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, provided that there will be no deviation from the tariffs referred to in subsection (1)(d).

(3) The Director: Water may order a consumer to, at the consumers own expense, take such measures, including the installation of 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 Director: Water—

(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) must, where the supply has been discontinued in terms of paragraph (a), 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 City, notwithstanding anything to the contrary in the conditions governing such supply, unless otherwise specified in the notice published in terms of subsection (1).

(6) Any person contravening the provisions of a notice published in terms of subsection (1) is guilty of an offence.

42. Wastage of Water

(1) No person may, in the opinion of the Director: Water, negligently, purposefully or wastefully—

(a) discharge water from terminal water fittings or permit such discharge;

(b) permit pipes or water fittings to leak;

(c) use water fittings that are incorrectly adjusted or defective or permit such use;

(d) permit an overflow of water to persist, or

(e) inefficiently use water or allow an inefficient use of water to persist.

(2) An owner must repair or replace any part of the water installation which is in such a state of disrepair that, in the opinion of the Director: Water, it is either causing or is likely to cause an occurrence listed in subsection (1).

(3) If an owner fails to comply with subsection (2), the Director: Water may take such measures as he or she may deem fit and recover the cost from the owner.

(4) (a) A consumer must ensure that any equipment or plant connected to the water installation uses water in an efficient manner.

(b) If in the opinion of the Director: Water, the use of water by any equipment in a water installation is inefficient or wasteful, the Director: Water may, by written notice, prohibit the use of such equipment.

(5) When the use of equipment has been prohibited in terms of subsection (4)(b), 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 Director: Water.

43. Water Conservation and Demand Management

Any owner or consumer must comply with the good water conservation and demand management practices as set out in Schedule 2 of this by-law.

Chapter 4

Water Services Intermediaries

44. Registration

The council may by public notice require water services intermediaries or classes of water services intermediaries to register with the municipality in a manner specified in the public notice.

45. Provision of water services

(1) Water services intermediaries must ensure that water services, including basic services as determined by the council, are provided to such persons it is obliged to provide with water services.

(2) The quality, quantity and sustainability of water services provided by a water services intermediary must at least be of the same standards as provided by the municipality to consumers.

46. Charges for water services provided

(1) A water services intermediary may not charge for water services at a price which does not comply with the norms and standards as may be set by the Director: Water.

(2) A water services intermediary must provide subsidised water services, as determined by the council in terms of the Credit Control and Debt Management Policy By-Law and provided by the municipality to consumers at a price that is the same or less than the prescribed charges at which the municipality provides such services.

Chapter 5

Plans Approval

47. Plans approval procedure

(1) If an owner wishes to install a new water installation, he or she must first obtain the written approval of the Director: Water on plans submitted for scrutiny; provided that approval shall not be required for the repair or replacement of an existing pipe or water fitting other than a fixed water heater and its associated protective devices, in which instance a notice of notification is required.

(2) Application for the approval referred to in subsection (1) must be made on the prescribed form and be accompanied by—

(a) the prescribed charge, and

(b) the prescribed number of copies of the drawings of the proposed work, as referred to in section 49.

(3) The provisions of subsections (1) and (2) do not apply to a registered contractor who replaces a fixed water heater or its associated protective devices.

(4) Authority given in terms of subsection (1) will, subject to section 48, lapse at the expiry of a period of 24 months after the first day of the month succeeding the month in which the authority was given.

48. Extension of period of approval

The Director: Water may, on written application by the owner, prior to the expiry of the original period concerned and subject to payment of the prescribed charge, from time to time extend the period of validity of approval given in terms of section 47 for a period not exceeding 12 months at a time and subject to such conditions as he or she may deem fit.

49. Drawings

(1) Unless the Director: Water has in writing determined otherwise, drawings must be on sheets of a size not smaller than A4 and must provide information in the form required by Clause 4.1.1 of SANS 10252: 2004 Part 1, a copy of which may be obtained from the Director: Water.

(2) If the details of the water installation on more than one floor of a building are identical, such details may be drawn for one floor only.

(3) If more than one water installation is to be installed in a building, such installations may be shown on the same drawing, provided they are clearly differentiated.

(4) A schedule must be provided with each drawing or set of drawings, indicating the number of each type of terminal water fitting and its nominal size.

50. Copies of drawings to be kept on site

Until receipt by the Director: Water of the certificate of compliance submitted in terms of section 53, a complete set of approved drawings of the installation work must at all times be available at the site of the work.

51. Unauthorised work

If installation work has been done in contravention of section 47, the Director: Water may by written notice require the owner of the premises concerned to comply with that section within a specified period, and if work is in progress, to cease the work, and may further require the owner to remove all such work which does not comply with this by-law.

Chapter 6

Installation by Plumbers

52. Persons permitted to do installation and other work

(1) No person, who is not qualified and accredited in terms of the South African Qualifications Authority Act, No. 58 of 1995, may—

(a) do installation work for which approval is required in terms of section 47;

(b) replace a fixed water heater or its associated protective devices;

(c) inspect, disinfect and test a water installation, fire installation or storage tank, or

(d) service, repair or replace a backflow preventer in terms of section 59.

(2) The Director: Water may maintain a register of such qualified plumbers.

53. Responsibilities of a property owner

(1) A property owner must ensure that the installation work done on his or her premises is carried out by a qualified plumber and complies with this by-law.

(2) If installation work is being done in contravention of section 52, the Director: Water may by written notice require the owner of the premises concerned to cease such work until he or she has employed a qualified plumber to—

(a) inspect such work and rectify any part of it which does not comply with this by-law;

(b) test and disinfect the work in terms of section 54, and

(c) ensure that a certificate of compliance, stating that the work carried out complies with this by-law, is submitted to the Director: Water.

Chapter 7

Disinfection

54. Disinfection of water installations, including storage tanks.

(1) An owner must cause a new water installation to be flushed with water from the water supply system until clear water discharges from every terminal water fitting.

(2) If the pipe work of a water installation which is connected to a main becomes contaminated, it must be disinfected in accordance with SANS 10252:2004 Part 1.

(3) The owner of a premises on which a storage tank is installed must, not less than once in every five years, cause such tank to be drained, inspected and disinfected, in accordance with SANS 10252:2004 Part1.

(4) Notwithstanding the provisions of subsection (3)—

(a) the Director: Water may, if he or she is of the opinion that the water in the storage tank or in the water installation served by the tank is unsuitable for use, by written notice, require the owner to cause the tank to be drained forthwith and inspected, and

(b) if a tank has become submerged, or is in any way subjected to a condition which could cause the contents thereof to become polluted, the owner must forthwith cause the tank to be drained and inspected.

(5) Before the tank or the water installation served by it referred to in subsection (3) is returned to use, it must be cleaned and disinfected in accordance with SANS10252: 2004 Part 1.

Chapter 8

General Water Installation Requirements

55. Provision and maintenance of water installations

(1) An owner must provide and maintain the water installation at own cost and, except—

(a) in the case of a connection to a communication pipe, or

(b) where permitted in terms of section 21, and

must ensure that the installation is within the boundary of the premises.

(2) Before work is commenced in connection with the maintenance of a portion of the water installation which is situated outside the boundary of the premises, an owner must obtain the written consent of the Director: Water or the owner of the land on which such portion is situated, as the case may be.

56. Schedule of accepted pipes and water fittings

(1) No person may install or use a pipe or water fitting in a water installation unless it is listed in the Schedule of Accepted Pipes and Water Fittings, and otherwise in accordance with conditions imposed in terms of Schedule 3.

(2) Notwithstanding the provision of subsection (1) the Director: Water may for a specific use in a specific installation, permit the installation or use of a pipe or water fitting which is not included in the schedule.

(3) The Director: Water may, in respect of any pipe or water fitting included in the schedule, impose such conditions as he or she may deem necessary in respect of the use or method of installation thereof.

(4) The Director: Water may at any time remove a pipe or water fitting from the schedule if the pipe or water fitting-

(a) no longer complies with the criteria upon which its inclusion was based, or

(b) in his or her opinion, is no longer suitable for the purpose for which its use was accepted.

(5) Copies of the current schedule are available at the office of the municipality during working hours.

(6) A pipe or water fitting will not be included in the schedule referred to in subsection (1) unless it—

(a) bears the standardisation mark of the SABS in respect of the relevant SANS specification issued by the Bureau;

(b) bears a certification mark issued by the SABS to certify that the 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 issued for a period exceeding two years;

(c) is included in the list of water fittings accepted by JASWIC, or

(d) is acceptable to the Director: Water.

57. Design criteria for water installations

(1) An owner must ensure that—

(a) water installations comply with SANS 10252: 2004 Part 1 , or as it may be amended;

(b) hot water cylinder installations comply with SANS 10254: 2004 or as it may be amended;

(c) solar heated water installations comply with SANS 10106:1972 or as it may be amended;

(d) the storage of a minimum quantity of water, to be used for purposes other than fire-fighting or air-conditioning, is provided in accordance with Table 1;

(e) the storage of a minimum quantity of water to be used for flushing of water closets and urinals in commercial and industrial premises is provided in accordance with Table 2;

(f) the design of storage tanks is in accordance with SANS 10252: 2004 Part 1 and with section 58;

(g) the use of pipes supplying water in any installation is in accordance with SANS 10252: 2004 Part 1 and with Annexure ''3'' or as it may be amended;

(h) immediately downstream of the isolating valve, referred to in section 28(2)(a) and (b), a non-return valve of similar size as the service pipe is installed, and

(i) where the efficiency of functional valves or terminal fittings may be compromised by the passing through of solid material that could block or damage the same, an in-line strainer is installed, in a position so as to allow easy maintenance.

(2) The Director: Water may, on application by an owner and on payment of the prescribed charge 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.

(3) If the Director: Water is of the opinion that a pipe or water fitting of a particular type is unsuitable for use in a particular situation, he or she may by written notice to the owner—

(a) prohibit the use thereof, or

(b) require acceptable protective measures to be applied.

(4) No person may connect to a water installation a water fitting or apparatus which causes or is likely to cause damage to the water supply system or another water installation as a result of pressure surges.

Type of Consumer	**Storage Required**
Hospitals, clinics, nursing homes, old-age homes and other buildings from which the occupants cannot readily be removed in the event of an interruption of the water supply.	250 litres for every bed which the building is designed to accommodate.
Educational institutions.	40 litres to 50 litres per capita
Multiple dwelling units exceeding height determined in terms of section 29(2), or exceeding three stories, whichever is the lower.	135 litres per dwelling unit.
Hotels, boarding houses and hostels.	90 litres for every person whom the building is designed to accommodate (including staff).
Restaurant kitchens (full meal preparation)	8 to 12 litres per meal prepared.
Hairdressers and dentist	4 hours demand per day.
Industry (storage for production purposes)	8 hours demand per day.

TABLE 2

Type of Consumer	**Storage Required**
Commercial premises (including shops and offices)	70 litres for every 100 sq metres of gross floor area.
Factories	5 litres per capita
Super stores (such as Hyper markets)	125 litres per WC Pan or 600mm of slab urinal
Educational Institutions	5 litre per capita

58. Storage Tanks

(1) Any person who installs a storage tank must install it in such a position that its exterior and interior can readily be inspected, cleaned, and maintained, unless it is a concrete reservoir that is buried or partly sunk into the ground and has been designed, constructed and tested in accordance with SANS 10100-1 and SANS 1200-G where only the interior is accessible for inspection and cleaning.

(2) No persons may without the written consent of the Director: Water cause or allow a tank, buried or placed in the ground, to be used for reception or storage of water supplied by the municipality.

(3) Any person who uses a storage tank to store water of potable quality must ensure that—

(a) it is of contamination proof design and in accordance with the requirements of the Director: Water;

(b) the overflow and vent of a contamination proof tank is screened to prevent the ingress of insects, animals, and other sources of pollution, and

(c) a contamination proof tank is totally enclosed with no other access to its interior, other than an access panel in its side to facilitate inspection and cleaning, which must be at a level where the tank cannot be used unless the access panel cover is in place.

(4) Unless authorised in writing by the Director: Water, every boiler, steam kettle, or other apparatus for generating steam, gas producer, gas engine, or oil engine or any other apparatus in, or by which water supplied by the municipality is used must be supplied only through a cold water feed tank which utilizes an air gap to separate the incoming mains water from the contents of the tank.

59. Prevention of Pollution of Water

(1) An owner must provide and maintain measures approved by the Director: Water to prevent the entry of a substance which may be a danger to health or adversely affect the potability of water into-

(a) the water supply system, and

(b) any part of the water installation on his or her premises.

(2) The Director: Water must approve the appropriate level of backflow prevention required in each instance.

Chapter 9

Fire Installations

60. Fire Installations

(1) An owner must ensure that—

(a) hose reel and hydrant installations comply with SANS 10252: 2004 Part 1, and

(b) automatic sprinkler systems comply with SANS 10287: 2000.

(2) The Director: Water may grant or refuse an application for the connection of a fire extinguishing installation to the municipality's main.

(3) No water will be supplied to any fire extinguishing installation without a certificate of approval issued in terms of section 53 and that the installation complies with the requirements of this by-law.

(4) If the Director: Water is of the opinion that a fire extinguishing installation, which he has allowed to be connected to the municipality's main, is not being kept in proper working order, or is otherwise improperly maintained, or is being used for purposes other than fire fighting, he or she may either require the installation to be disconnected from the main or disconnect it, at the owner's expense.

(5) Whenever it is necessary to boost the pressure of a fire installation, the owner must install a dual pipe system, one for fire extinguishing purposes and the other for general domestic purposes.

(6) All pipes and fittings must be capable of handling pressures in excess of 1800 kPa, if that pressure could be expected when boosting takes place and must be capable of maintaining their integrity when exposed to fire conditions.

(7) A separate connection pipe must be installed and used for every fire sprinkler extinguishing system.

(8) The Director: Water determines whether automatic sprinkler systems must be metered.

Chapter 10

Miscellaneous Provisions Regarding Non-Potable Water

61. Use of water from other sources than the municipal water supply

(1) No one may use, or permit to be used, any water obtained from a source other than the municipal water supply for domestic consumption, unless the water concerned has been approved by the Director: Water for that purpose and in accordance with the conditions determined by the Director: Water.

(2) No person may connect a water supply obtained from any source other than the municipal water supply to any water distribution system without the prior written approval of the Director: Water, and then only in accordance with the conditions determined by the Director: Water.

(3) Any owner of premises on which a water source is located, must within 14 days of being called upon to do so, provide the Director: Water with such particulars regarding the water source as may be required.

(4) An owner of premises contemplated by subsection (3), must at own cost, on being called upon to do so, furnish the Director: Water with such certificates of analysis and bacteriological investigation in respect of water sources on those premises as may be required.

(5) The Director: Water may withdraw any consent given in terms of subsection (1) if, in the opinion of the Director: Water—

(a) a condition imposed in terms of that subsection is breached, or

(b) the water no longer conforms to the requirements imposed by the Director : Water.

(6) 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.

62. Wells, boreholes, wellpoints and excavations

Every owner of premises must ensure that any well, wellpoint, borehole or other excavation located on his or her premises—

(a) is adequately safeguarded from creating a health nuisance, and

(b) is not filled in a way, or with material, that may cause an adjacent well, borehole or underground source of water to become polluted or contaminated.

63. Notice of the sinking or digging of boreholes, wells and wellpoints

(1) No one may sink or dig, or cause or permit to be sunk or dug, a well, wellpoint or borehole, unless the Director : Water is provided with at least 14 days' written notice of his or her intention to do so.

(2) The notice contemplated in subsection (1) must state the proposed location and purpose for which the water is to be used.

(3) If water obtained from a borehole or other source of supply on any premises is used for a purpose which gives rise to the discharge of such water or a portion thereof into the municipality's sewerage system, the owner must install a meter to the municipality's specification in the pipe leading from such borehole or other source of supply to the point or points where it is so used.

(4) The council may, by public notice, require the owner of any premises within any area of the municipality upon which a borehole exists or, if the owner is not in occupation of such premises, the occupier to notify it of the existence of a borehole on such premises, and provide it with such information about the borehole that it may require.

(5) The Director: Water, if he or she finds it necessary, may require that a study be undertaken at the cost of the owner in order to assess any impact the proposed well, wellpoint or borehole may have on the wellbeing of the community.

64. Supply of non-potable water by the municipality

(1) The Director: Water may on application in terms of section 19 grant a supply of non-potable water to a consumer and at such conditions as he or she may deem fit.

(2) Any supply of water granted in terms of subsection (1) may not be used for domestic or any other purposes which, in the opinion of the Director: Water, may give rise to a health hazard.

65. Disclaimer in respect of non-potable water quality

(1) No warranty, expressed or implied, applies to the purity of any non-potable water supplied by the municipality or its suitability for the purpose for which the supply was granted.

(2) The use of non-potable water is entirely at the risk of the consumer, and the municipality is not liable for any consequential damage or loss arising directly or indirectly therefrom.

66. Warning notices

(1) An owner of premises, on which non-potable water is used, must ensure that every terminal water fitting and every appliance which supplies or uses the water is clearly marked with a weatherproof notice indicating that such water is unsuitable for domestic purposes.

(2) In an area where treated sewage effluent is used, the consumer shall erect weatherproof notices in prominent positions warning that such water is not suitable for domestic purposes.

(3) Every warning notice prescribed in terms of subsections (1) and (2) must be in the three official languages used in the province.

Schedule 1

Repeal of By-Laws

Brackenfell Municipality	Water Supply By-law: PN 499/1970
Cape Town, City of	Water By-law: PN 30/1996
Cape Town, City of	Water Services By-law to Limit or Restrict the Use of Water, Provincial Gazette 5994of 28 March 2003
Durbanville Municipality	Water By-law: PN 665/1968
Durbanville Municipality	Additional Water Supply By-law: PN 612/1994
Goodwood Municipality	Water By-law: PN 337/1991 as amended
Ikapa Town Council	Water Supply By-law: GN R1107/1984
Kraaifontein Municipality	Water By-law: PN 842/1960, as amended
Kraaifontein Municipality	Additional Water Supply By-law: PN 848/1979, as amended
Kuils River Municipality	Water By-law: PN 581/1962
Kuils River Municipality	Additional Water Supply By-law: PN 216/1978, as amended
Lingelethu-West Town Council	Water Supply By-law: GN R1107/1984
Llwandle Town Council	Water Supply By-law: GN R1107/1984
Mfuleni Town Council	Water Supply By-law: GN R1107/1984
Milnerton Municipality	Additional Water Supply Bylaw: PN 110/1982
Parow Municipality	Additional Water Supply By-law: PN 98/1930, as amended
Pinelands Municipality:	Water Supply By-law: PN 198/1924, as amended
Simon's Town Municipality	Water Supply By-law: PN 662/1954, as amended
Simon's Town Municipality	Additional Water Supply By-law: PN 663/1954
Simon's Town Municipality	Water Supply By-law: PN 1059/1975, as amended
Somerset West Municipality	Water Supply By-law: PN 310/1910, as amended
West Coast Peninsula Municipality	Water Supply By-law: PN 14/1997

Schedule 2

Water Demand Management

1. No person may without prior written authority from the Director: Water, water a garden, sports field, park, or other grassed area using potable water, between the hours of 10:00 and 16:00.

2. Where a hosepipe is used to irrigate a garden, park, or sports field from a potable water source a controlling device such as a sprayer shall be attached to the hose end.

3. No person may without prior written authority from the Director: Water hose down a hard-surfaced or paved area using water from a potable source.

4. A hosepipe used for washing vehicles, boats, and caravans must be fitted with an automatic self-closing device.

5. Automatic top up systems using a float valve fed from a potable water source to supply swimming pools and garden ponds are not allowed.

6. Commercial car wash industries must recycle a minimum of 50% of the water used in operations.

7. Wash-hand basins provided in public facilities must be fitted with demand type taps.

8. Showers provided at public facilities must be fitted with demand type valves.

9. Potable water may not be used to dampen building sand and other building material to prevent it from being blown away.

10. Stand pipe draw-off taps must be at a height of at least 450 mm, measured above ground level.

11. The maximum flow rate from any tap installed in a wash hand basin may not exceed 6 litres per minute.

12. The maximum flow rate from any showerhead may not exceed 10 litres per minute.

13. Water closet cisterns may not exceed 9,5 litres in capacity.

14. No automatic cistern or tipping tank may be used for flushing a urinal

15. Within two years after the promulgation of this by-law all automatic flushing cisterns fitted to urinals, must be replaced with either manually operated systems or non-manual apparatus which causes the flushing device to operate after each use of such urinal.

16. Terminal water fittings installed outside any buildings other than a residential dwelling must—

    (a) incorporate a self-closing device, or

    (b) have a removable handle for operating purposes, or

    (c) be capable of being locked to prevent unauthorized use, or

    (d) be of a demand type that limits the quantity of water discharged in each operation.

17. Water Audit

    (a) Major water users (those using more than 3 650 kilolitres per annum), excluding those comprising multiple dwelling units, must undertake an annual water audit. The audit must be carried out no later than two weeks after the end of each financial year of the municipality. The audit report must be available for inspection by officials from the Department of Water Affairs and Forestry, the Water Board (where applicable) and the municipality.

    (b) The audit must detail the following—

        (i) amount of water used during a financial year;

        (ii) amount paid for water for the financial year;

        (iii) number of people living on the stand or premises;

        (iv) number of people permanently working on the stand or premises;

        (v) comparison of the above factors with those reported in each of the previous three years (where available);

        (vi) seasonal variation in demand (monthly consumption figures);

        (vii) details of water pollution monitoring methods;

        (viii) details of current initiatives to manage their demand for water;

        (ix) details of plans to manage their water demand;

        (x) comparison of the above factors with those reported in each of the previous three years (where available), and

        (xi) estimate of consumption by various components in use.

18 No person may allow water, used as a heat-exchange medium in any equipment or plant and supplied from a water installation, to run continuously to waste except for maintaining a prescribed level of total dissolved solids in a recirculating plant.

Schedule 3

Pipes Used to Convey Potable Water

Copper Pipes

Class 0 and Class 1 copper pipes may not be used in underground applications unless suitably protected in a sleeve.

Class 0 copper pipes may not be bent, flared, or have their ends expanded and formed in to a sleeve for capillary-type soldering.

Copper pipes may not be bronzed, welded or silver brazed.

Plastic Pipes (Polyethylene, Polypropylene, Polyvinyl)

Plastic pipe may not be used in fire or combined fire/domestic installations in an above ground position.

Plastic pipes conveying potable water must be protected from sunlight.

Plastic pipes may not be used in a position where permeation of gas or other chemical substance may cause contamination of the water conveyed in it, unless it is suitably protected in an impervious sleeve.

Where plastic pipe is used to convey hot water from a fixed hot water cylinder installation, the first 1,5 metres of piping on the outlet side of the cylinder must be in copper.

Black Steel Pipes

Black mild steel pipe and its associated fittings may not be used to convey water in domestic installations, unless it is suitably treated and coated on the inside, and shall also not be installed in the fire installation section of a combined installation, in such a manner which could compromise the potability of the water in the domestic installation section of such a combined installation.

Galvanised mild steel pipes and water fittings may not be used in installations which are connected to the municipality's main, and are supplied with water from it.

Any pipe conveying water from a main may not be installed as an integral part of a concrete structure.

1 September 2006 18366

STAD KAAPSTAD

WATERVERORDENING

Om waterdienste in die Stad te beheer en reguleer

Indeling van artikels

Hoofstuk 1: Woordbepaling en Algemene Bepalings

1. Woordbepaling
2. Toepassing van hierdie verordening
3. Oorgangsmaatreëls
4. Magte van die Direkteur: Water
5. Diensvlakke
6. Aanstelling van gemagtigde beamptes
7. Delegasie
8. Betreding van 'n waterdienstefasiliteit
9. Dreigende noodgevalle en toestande wat dringende aandag verg
10. Plig van die publiek
11. Verhaal van koste
12. Voldoeningskennisgewings
13. Verantwoordelikheid om hierdie verordening na te kom
14. Misdrywe en strafbepaling
15. Nie-aanspreeklikheid
16. Herroeping
17. Appèlle

Hoofstuk 2: Bepalings in verband met die voorsiening van water

18. Ongemagtigde gebruik van water

19. Aansoek vir die lewering van water

20. Spesiale ooreenkomste vir watervoorsiening

21. Pype in strate of openbare plekke

22. Fooie

23. Beëindiging van ooreenkomste

24. Inmenging met die watervoorsieningstelsel

25. Belemmering van toegang tot die watervoorsieningstelsel

26. Voorsiening van verbindingspyp

27. Aansluitings tussen persele

28. Voorsiening en plasing van afsluitkraan

29. Algemene voorsieningsvoorwaardes

30. Beperking of afsny van toevoer

31. Onderbreking van toevoer op versoek van eienaar

32. Verwydering van wateraansluiting

33. Meting van water wat voorsien word

34. Hoeveelheid water wat voorsien word

35. Watervoorsiening met ’n munisipale brandkraan

36. Herverkoop van water

37. Foutiewe meters

38. Beraming van hoeveelheid water gelewer met foutiewe meter

39. Aanpassing van hoeveelheid water gelewer met foutiewe meter

40. Spesiale meting

Hoofstuk 3: Waterbeperkings en Waterbewaring

41. Waterbeperkings

42. Vermorsing van water

43. Waterbesparing en wateraanvraagbestuur

Hoofstuk 4: Waterdienstetussengangers

44. Registrasie

45. Verskaffing van waterdienste

46. Fooie vir die verskaffing van waterdienste

Hoofstuk 5: Goedkeuring van Planne

47. Prosedure vir die goedkeuring van planne

48. Verlenging van tydperk van goedkeuring

49. Tekeninge

50. Afskrifte van tekeninge moet op die perseel beskikbaar wees

51. Ongemagtigde werk

Hoofstuk 6: Installasie deur Loodgieters

52. Persone wat toegelaat word om installasie- en ander werk te doen

53. Verantwoordelikhede van ’n eienaar

Hoofstuk 7: Ontsmetting

54. Ontsmetting van waterinstallasies, insluitende opgaartenke

Hoofstuk 8: Algemene Vereistes vir Waterinstallasies

55. Voorsiening en onderhoud van waterinstallasies

56. Skedule van aanvaarbare pype en watertoebehore

57. Ontwerpkriteria vir waterinstallasies

58. Opgaartenke

59. Voorkoming van waterbesoedeling

Hoofstuk 9: Brandinstallasies

60. Brandinstallasies

Hoofstuk 10: Verskeie Bepalings Insake Nie-Drinkbare Water

61. Gebruik van water uit ander bronne as die munisipale watervoorsiening

62. Putte, boorgate, syfergate en uitgrawings

63. Kennisgewing van sink of grawe van boorgate, putte en syfergate

64. Voorsiening van nie-drinkbare water deur die munisipaliteit

65. Vrywaring ten opsigte van die kwaliteit van nie-drinkbare water

66. Waarskuwingskennisgewings

Bylaes

1. Herroeping van verordenige

2. Wateraanvraagbestuur

3. Pype wat gebruik word om drinkwater te gelei

HOOFSTUK 1

WOORDBEPALING EN ALGEMENE BEPALINGS

1. Woordbepaling

In hierdie verordening, tensy dit uit die samehang blyk dat ’n ander betekenis bedoel word, beteken—

“aansluitingspasstuk” ’n waterpasstuk aan die uitlaat van ’n waterinstallasie wat die vrystelling van water daaruit beheer;

“basiese watervoorsiening” die minimum standaard van watervoorsieningsdienste wat nodig is vir die betroubare voorsiening van ’n toereikende hoeveelheid en gehalte water aan huishoudings, om lewe en persoonlike higiëne te verseker, voorgeskryf deur die Wet op Waterdienste, Nr. 108 van 1997 en die regulasies daarkragtens uitgevaardig;

“besoedeling” die direkte of indirekte verandering van die fisiese, chemiese of biologiese eienskappe van ’n waterhulpbron ten einde dit—

(a) minder geskik te maak vir enige voordelige doel waarvoor dit redelikerwys verwag kan word om gebruik te word; of

(b) skadelik of potensieel skadelik te maak—

(i) vir die welsyn, gesondheid of veiligheid van mense;

(ii) vir enige water- of nie-waterorganismes;

(iii) vir die hulpbrongehalte; of

(iv) vir eiendom;

“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, put en ’n syfergat;

“dienspyp” ’n pyp wat deel uitmaak van ’n waterinstallasie en wat die kommunikasiepyp met die meter verbind;

“Direkteur: Water” ’n werknemer van die munisipaliteit wat aan die hoof staan van die Direktoraat Water en Reinigingsdienste van die munisipaliteit;

"eienaar"—

(a) die persoon in wie die eiendomsreg ten opsigte van 'n perseel van tyd tot tyd setel;

(b) in 'n geval waar die persoon, in wie die eiendomsreg van 'n perseel setel, insolvent of oorlede is, of wat vir welke rede ookal regsonbevoegd is, die persoon by wie die bevoegdheid as kurator, trustee, eksekuteur, administreerder, geregtelike bestuurder, likwidateur of ander regsverteenwoordiger vir die administrasie en bestuur van die perseel berus;

(c) in enige geval waar die munisipaliteit nie die identiteit van so 'n persoon kan vasstel nie, 'n persoon wie geregtig is op die voordeel van die gebruik van sodanige perseel of gebou of geboue daarop;

(d) in die geval van 'n perseel ten opsigte waarvan 'n huurooreenkoms vir 'n tydperk van 30 jaar of langer aangegaan is, die huurder daarvan;

(e) die persoon wie onroerende eiendom van die munisipaliteit gekoop het ingevolge 'n skema waar die koopprys in paaiemente betaal word, maar oordrag van eiendomsreg nog nie plaasgevind het nie;

(f) ten opsigte van—

(i) 'n stuk grond afgebaken op 'n deelplan wat ingevolge die Wet op Deeltitels, Nr 95 van 1986, geregistreer is, die ontwikkelaar of die regspersoon ten opsigte van die gemeenskaplike eiendom, of

(ii) 'n gedeelte soos omskryf in die gemelde Wet, die persoon in wie se naam sodanige gedeelte ingevolge 'n deeltitelakte geregistreer is, en omvat dit die regmatig aangestelde verteenwoordiger van sodanige persoon;

"gemagtigde beampte" 'n amptenaar van die munisipaliteit wat deur die Munisipale bestuurder gemagtig is om die bepalings van hierdie verordening toe te pas;

"gesondheidsoorlas" 'n toestand of gebeurlikheid wat lewe of gesondheid bedreig of die welsyn of geesteswelsyn van 'n persoon of gemeenskap nadelig bedreig, of wat 'n omgewingsrisiko daarstel, en 'gesondheidsgevaar' het 'n soortgelyke betekenis;

"hoofwaterpyp" 'n pyp, uitgesluit 'n kommunikasiepyp, waarvan die eiendomsreg by die munisipaliteit berus en wat gebruik word om water aan verbruikers te voorsien;

''**huishoudelike doeleindes**'' in verband met watervoorsiening, die voorsiening van water vir drink-, was- en kookdoeleindes aan 'n perseel wat uitsluitlik vir woondoeleindes gebruik word;

"installasiewerk" werk in verband met die konstruksie van of uitgevoer ten opsigte van 'n waterinstallasie;

"JASWIC" ''Joint Acceptance Scheme for Water Installation Components'' wat deur die munisispaliteit onderskryf word;

"Kredietbeheer en Skuldinvorderingsbeleidverordening" die Kredietbeheer en Skuld-invorderingsbeleidverordening, deur die raad aangeneem en afgekondig in die *Provinsiale Koerant*;

"meter" 'n toestel om die hoeveelheid water wat daardeur vloei te meet;

"munisipaliteit" die Munisipaliteit van die Stad Kaapstad;

"okkupeerder" 'n persoon wat 'n perseel of deel daarvan bewoon, ongeag die titel waaronder hy of sy dit okkupeer;

"openbare kennisgewing" 'n kennisgewing in ten minste twee van die amptelike tale van die Wes-Kaap Provinsie, gepubliseer in 'n koerant en waar moontlik gepubliseer in 'n koerant wat oorwegend verskyn in die taal waarin in die kennisgewing opgestel is;

"opgaartenk" die tenk wat deel uitmaak van 'n waterinstallasie en wat gebruik word vir die opgaar van water, maar omvat nie 'n spoelbak vir 'n toilet of urinaal of 'n warmwatersilinder nie;

"persoon" ook 'n regspersoon;

"publiseer"—

(a) om 'n kennisgewing in die *Provinsiale Koerant* te plaas;

(b) om kopieë van so 'n kennisgewing aan belange groepe te besorg; en

(c) om 'n kennisgewing op kennisgewingborde van die munisipaliteit aan te bring;

"raad" die raad van die munisipaliteit of enige van die munisipaliteit se ander politieke strukture, politieke ampsbekleërs, raadslede, of personeellede, behoorlik deur delegasie gemagtig;

"SABS" die Suid-Afrikaanse Buro vir Standaarde, waarna verwys word in die Wet op Standaarde, Nr 29 van 1993;

"SANS" 'n standaard wat gestel en uitgereik is deur die SABS, ingevolge die bepalings van die Wet op Standaarde, Nr 29 van 1993;

"Stad" die regsgebied van die munisipaliteit, afgebaken ingevolge die Wet op Plaaslike Regering: Munisipale Afbakening, 1998 (Wet Nr. 27 van 1998);

"Stadsbestuurder" die persoon wat deur die raad as munisipale bestuurder aangestel is;

"syfergat" 'n pyp met 'n klein omtrek wat in los sand- of gruisformasies ingespuit is en waaraan 'n pomp op grondvlak aangebring is vir die ontrekking en verspreiding van water;

"Tariefbeleidverordening", die Tariefbeleidverordening wat deur die raad ingevolge artikel 75 van die Wet op Plaaslike Regering: Munisipale Stelsels, Nr 32 van 2000 afgekondig is, of in afwagting van sodanige afkondiging, 'n besluit van die raad om ingevolge artikel 75A van daardie wet gelde, kostes of tariewe te hef en in te vorder;

"**verbindingspyp"** 'n pyp, waarvan die eiendomsreg by die munisipaliteit berus en wat deur die munisipaliteit installeer is met die doel om water vanaf 'n hoofwaterpyp na 'n waterinstallasie te gelei en omvat dit 'n "kommunikasiepyp" waarna in SABS 0252, Deel 1 verwys word;

"verbruiker" enige persoon wat water van enige installasie gebruik, wat aan 'n verbindingspyp gekoppel is en wat deur water vanaf 'n hoofwaterpyp voorsien word;

"voorgeskrewe fooi" gelde, kostes of tariewe deur die raad bepaal en gehef ingevolge die Tariefbeleidverordening;

"water" drinkwater, tensy anders gemeld;

"waterbesparing" die handeling om water doeltreffend te gebruik en te bespaar;

"waterdienste" of enige gedeelte daarvan, die ontrekking, vervoer, behandeling en verspreiding van drinkbare water, water wat bedoel is om in drinkbare water omskep te word of water vir kommersiële en nywerheidsgebruik en sluit reinigingsdienste in;

"waterdienstefasiliteit" enige grond met infrastruktuur daarop, wat deur die munisipaliteit aangebring of gebruik word, of 'n opvangsgebied wat vir die voorsiening van water gebruik word;

"waterdienstetussenganger" 'n persoon wat ingevolge 'n kontrak verplig is om waterdienste aan 'n ander persoon te verskaf waar die verpligting om waterdienste te verskaf bykomend is by die hoofdoel van daardie kontrak;

"waterinstallasie" die pype en watertoebehore geleë op enige perseel, waarvan die eiendomsreg by die eienaar daarvan berus, wat gebruik word of bestem is om gebruik te word vir waterverbruik op sodanige perseel en omvat dit 'n pyp en watertoebehore geleë buite die grens van die perseel, wat òf aansluit by 'n verbindingspyp ten opsigte van sodanige perseel òf wat met die toestemming van die munisipaliteit gelê is en omvat dit ook 'n verbruikersinstallasie, soos bedoel in die Wet op Waterdienste, Nr 108 van 1997; en

"watervoorsieningstelsel" die strukture, waterleidings, pype, kleppe, pompe, meters en ander apparaat wat daarmee verband hou, waarvan die eiendomsreg by die munisipaliteit berus en wat gebruik word by die voorsiening van water en omvat dit enige deel van die stelsel;

2. Toepassing van hierdie verordening

(1) Hierdie verordening is ook van toepassing op 'n staatsorgaan

(2) Tensy die teendeel bewys word, word 'n oortreding van hierdie verordening wat op 'n perseel begaan word, geag 'n oortreding te wees deur die—

(a) eienaar van die perseel, indien die oortreding betrekking het op die waterinstallasie, uitgesluit die gebruik van water in die installasie, en

(b) verbruiker, indien die oortreding betrekking het op die gebruik van water in die waterinstallasie.

(3) 'n Eienaar het nie nodig om 'n waterinstallasie of deel daarvan aan te pas om aan hierdie verordening te voldoen nie, indien sodanige installasie in ooreenstemming was met enige toepaslike wet wat van toepassing was, voor die inwerkingtreding van hierdie verordening.

(4) Water word voorsien kragtens die bepalings van hierdie verordening, maar waar die Direkteur: Water 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 manier soos deur hierdie verordening beoog nie, kan die Direkteur: Water, in oorleg met die amptenaar in beheer van gesondheidsdienste van die munisipaliteit, 'n alternatiewe manier van watervoorsiening bepaal.

(5) Indien die Direkteur: Water ingevolge subartikel (6) 'n alternatiewe manier van watervoorsiening bepaal het, sal hierdie verordening, sover nodig, van toepassing wees om water aan sodanige gebied te voorsien, onderworpe aan sodanige voorwaardes as wat die Direkteur: Water mag bepaal.

(6) Indien die munisipaliteit besluit om gebruik te maak van 'n eksterne diensverskaffer vir die voorsiening van water, bly hierdie verordening van toepassing en bly die raad die regulerende owerheid.

3. Oorgangsmaatreëls

(1) Indien goedkeuring vir installasiewerk verleen is voor die datum waarop hierdie verordening in werking tree, of indien goedgekeurde werk op sodanige datum aan die gang is, moet sodanige werk voldoen aan die wette wat ten opsigte van sodanige werk in die Stad van krag was voor sodanige datum.

(2) Die Direkteur: Water kan vir 'n tydperk van 90 dae na die datum waarop hierdie verordening in werking tree, goedkeuring verleen vir installasiewerk ooreenkomstig die wette wat ten opsigte van sodanige werk in die Stad van krag was voor sodanige datum.

(3) Enige ooreenkoms vir die lewering van water, wat voor die inwerkingtreding van hierdie verordening aangegaan is tussen die munisipaliteit en 'n verbruiker, wat nie die eienaar van die betrokke perseel is nie, bly van krag totdat—

(a) die verbruiker die perseel ontruim, of

(b) daar 'n verandering in eiendomsreg van die perseel is,

waarna die munisipaliteit slegs 'n ooreenkoms met die eienaar van die perseel sal aangaan.

4. Magte van die Direkteur: Water

(1) Indien die waterinstallasie op ’n perseel of gedeelte daarvan volgens die Direkteur: Water se mening so gebrekkig of in so ’n toestand is dat dit watervermorsing of onnodige watergebruik, besoedeling van die watertoevoer, of ’n gesondheids- of veiligheidsrisiko veroorsaak of waarskynlik sal veroorsaak, kan die Direkteur: Water die eienaar skriftelik gelas om binne ’n bepaalde tydperk aan die bepalings van hierdie verordening te voldoen.

(2) Die Direkteur: Water moet met die amptenaar, wat aan die hoof van die munisipaliteit se gesondheidsdienste staan, oorleg pleeg in alle gevalle van ’n moontlike gesondheidsrisiko of besoedeling van die omgewing.

(3) Indien die Direkteur: Water rede het om te glo dat ’n waterinstallasie in so ’n mate gebrekkig is dat dit ’n gesondheids- of veiligheidsrisiko vir okkupeerders van die perseel kan skep of veroorsaak, kan hy of sy gelas dat die waterinstallasie op koste van die eienaar getoets of ontsmet word.

5. Diensvlakke

(1) Die raad kan van tyd tot tyd en in ooreenstemming met nasionale beleid, maar onderworpe aan beginsels van volhoubaarheid en bekostigbaarheid, by openbare kennisgewing, die vlakke van dienslewering bepaal wat dit aan verbruikers kan voorsien.

(2) Die raad kan by die bepaling van diensvlakke, tussen verskillende verbruikers, geografiese en sosio-ekonomiese gebiede onderskei.

(3) Onderworpe aan die bepalings van subartikel (1) kan die munisipaliteit, by die inwerkingtreding van hierdie verordening, die volgende diensvlakke daarstel—

(a) gemeenskaplike watervoorsieningsdienste, wat—

(i) die minimum vlak van dienslewering is;

(ii) bestaan uit ’n netwerk van staankrane of ’n vaste watertenk, bedien deur ’n netwerkpyp of tenkwa, wat geplaas is binne redelike loopafstand vanaf enige huishouding;

(iii) gratis aangelê word;

(iv) gratis aan verbruikers gelewer word, en

(v) deur die munisipaliteit onderhou word.

(b) erfaansluitings wat nie aan enige waterinstallasie gekoppel is nie, wat—

(i) bestaan uit ’n ongemeterde staankraan op ’n perseel wat nie aan ’n water-installasie gekoppel is nie;

(ii) gratis aangelê word, en

(iii) deur die munisipaliteit onderhou word.

(c) ’n gemeterde waterdrukaansluiting—

(i) wat teen betaling van die voorgeskrewe fooie aangelê is;

(ii) wat teen betaling van die voorgeskrewe fooie gelewer word, en

(iii) waarvan die waterinstallasie deur die eienaar onderhou word.

6. Aanstelling van gemagtigde beamptes

Die Stadsbestuurder kan gemagtigde beamptes aanstel.

7. Delegasie

(1) Die Stadsbestuurder kan enige van sy of haar bevoegdhede of pligte ingevolge hierdie verordening aan enige amptenaar van die munisipaliteit delegeer.

(2) Die Direkteur: Water kan enige van sy of haar bevoegdhede of pligte ingevolge hierdie verordening aan enige amptenaar van die munisipaliteit delegeer.

8. Betreding van ’n waterdienstefasiliteit

(1) Enige persoon wat ’n waterdienstefasiliteit betree moet die opdragte van die Direkteur: Water ten opsigte van die gebruik van en toegang tot die terrein, wat by die ingang daarvan aangebring is, nakom.

(2) Enige persoon wat versuim om gehoor te gee aan die inhoud van ’n kennisgewing wat by die ingang van ’n waterdienstefasiliteit aangebring is, is skuldig aan ’n misdryf.

9. Dreigende noodgevalle en toestande wat dringende aandag verg

(1) Die Direkteur: Water kan, in geval van dreigende noodgevalle of toestande wat dringende aandag verg, enige redelike maatreëls tref om sodanige dreigende noodgevalle of toestande te voorkom of uit te skakel.

(2) Wanneer dreigende noodgevalle of toestande, bedoel in subartikel (1), op privaatgrond plaasvind, kan die Direkteur: Water—

(a) die eienaar by skriftelike kennisgewing gelas om sodanige maatreëls te tref as wat nodig mag wees om sodanige dreigende noodgevalle of toestande te voorkom of uit te skakel, of

(b) indien die eienaar nie opgespoor kan word nie of die eienaar versuim om dadelik te voldoen aan die vereistes van die Direkteur: Water, sodanige maatreëls te tref as wat nodig mag wees om sodanige dreigende noodgevalle of toestande te voorkom of uit te skakel.

(3) Indien ’n noodgeval in ’n waterinstallasie ontstaan is die eienaar aanspreeklik vir koste wat die munisipaliteit aangegaan het.

(4) Die Direkteur: Water moet die Stadsbestuurder sonder versuim in kennis stel van enige handeling verrig ingevolge subartikel (2)(b).

(5) Indien van oordeel dat sodanige handeling dringend nodig is om watervermorsing, skade aan eiendom, lewensgevaar of waterbesoedeling te voorkom, kan die Direkteur: Water—

(a) sonder voorafgaande kennis die watertoevoer na enige perseel afsluit, en

(b) sodanige perseel betree en sodanige noodwerk op koste van die eienaar verrig as wat hy of sy nodig ag en ook by skriftelike kennisgewing die eienaar gelas om binne ’n vasgestelde tyd sodanige bykomende werk te verrig as wat hy of sy nodig ag.

10. Plig van die publiek

(1) ’n Lid van die publiek, wat bewus word van enige dreigende noodgevalle of toestande wat dringende aandag verg of ’n toestand wat watervermorsing of -besoedeling tot gevolg kan hê, moet die Direkteur: Water onmiddellik daarvan inlig.

(2) Enige persoon wat ingevolge subartikel (1) handel en wie anoniem wil bly, kan versoek dat sy of haar naam nie in enige toekomstige regsaksie openbaar word nie.

11. Verhaal van koste

(1) 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.

(2) Die munisipaliteit kan enige koste, wat dit redelikerwys aangegaan het om enige maatreël ingevolge hierdie verordening te tref, van enige persoon verhaal op wie ’n regsplig gerus het om daardie maatreëls te tref, insluitend—

(a) die persoon aan wie ’n voldoeningskennisgewing beteken is;

(b) die eienaar van die betrokke perseel, of

(c) die verbruiker.

(3) Die Stadsbestuurder kan ’n lasgewing uitreik wat vereis dat die persoon, wat aanspreeklik is vir die koste, aangegaan ingevolge subartikel (1), daardie koste betaal op ’n datum gemeld in sodanige lasgewing en sodanige lasgewing dien as *prima facie* bewys van verskuldigde bedrag.

12. Voldoeningskennisgewings

(1) Indien ’n gemagtigde beampte bevind dat ’n bepaling van hierdie verordening oortree word, of dat ’n toestand ontstaan het wat moontlik kan lei tot ’n oortreding van hierdie verordening, kan sodanige gemagtigde beampte ’n voldoeningskennisgewing aan die verbruiker, die betrokke eienaar of die persoon wat die bepalings van hierdie verordening oortree, uitreik.

(2) ’n Kennisgewing uitgereik ingevolge subartikel (1) moet die volgende meld—

(a) die bepaling van hierdie verordening wat oortree word of wat oortree sal word indien die toestand toegelaat word om voort te duur;

(b) die maatreëls wat getref moet word om die toestand te herstel, en

(c) die tydperk waarbinne aan die kennisgewing voldoen moet word.

(3) Indien die persoon, aan wie ’n voldoeningskennisgewing ingevolge subartikel (2) beteken is, versuim om aan die vereistes van die kennisgewing te voldoen, kan die Direkteur: Water, op koste van die verantwoordelike persoon, sodanige stappe neem as wat nodig mag wees om die toestand te herstel of enige ander noodsaaklike handeling verrig om voldoening te verseker.

13. Verantwoordelikheid om hierdie verordening na te kom

(1) Die eienaar is verantwoordelik vir nakoming van alle bepalings van hierdie verordening wat betrekking het op die waterinstallasie en die onderhoud daarvan.

(2) Die verbruiker is verantwoordelik vir nakoming van alle bepalings van hierdie verordening wat betrekking het op die gebruik van water.

14. Misdrywe en strafbepaling

Enige persoon 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) ’n gemagtigde verteenwoordiger of werknemer van die munisipaliteit 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.

15. Nie-aanspreeklikheid

Die munisipaliteit is nie aanspreeklik vir enige skade aan eiendom, veroorsaak deur water wat by ’n aansluitingspasstuk wat oopgelaat is, uitvloei nadat die toevoer herstel is nie.

16. Herroeping

Die verordeninge wat die raad of sy voorgangers ten opsigte van enige gedeelte van die Stad gemaak het word hiermee herroep in die mate uiteengesit in Bylae 1 hiertoe.

17. Appèlle

’n Persoon wie se regte geraak word deur ’n besluit wat geneem is ingevolge ’n bevoegdheid of plig wat ingevolge hierdie verordening gedelegeer of gesubdelegeer is, kan teen daardie besluit appelleer, kragtens artikel 62 van die Wet op Plaaslike Regering, Nr 32 van 2000.

HOOFSTUK 2

BEPALINGS IN VERBAND MET DIE VOORSIENING VAN WATER

18. Ongemagtigde gebruik van water

Niemand mag water uit die watervoorsieningstelsel gebruik nie—

(a) tensy ’n ooreenkoms, waarna in artikel 19 of 20 verwys word, aangegaan is, of

(b) behalwe deur middel van ’n kommunikasiepyp, voorsien ingevolge artikel 26, of van ’n brandkraan voorsien ingevolge artikel 35, of

(c) behalwe deur middel van ’n gemeterde watervoorsieningspunt, aangebring deur die munisipaliteit.

19. Aansoek vir die lewering van water

(1) Geen water uit die watervoorsieningstelsel word aan enige perseel voorsien nie, tensy die eienaar by die munisipaliteit daarvoor aansoek gedoen het en sodanige aansoek goedgekeur is.

(2) ’n Aansoek om watervoorsiening wat deur die Direkteur: Water goedgekeur is vorm ’n ooreenkoms tussen die munisipaliteit en die eienaar en neem ’n aanvang op die datum gemeld in die aansoek.

(3) Die eienaar is aanspreeklik vir alle fooie in verband met die voorsiening van water, soos bepaal ingevolge die Tariefbeleidverordening, totdat die toevoer op versoek van die eienaar onderbreek word of die ooreenkoms beëindig is ingevolge hierdie verordening, en word vir alle doeleindes, gedurende die bestaan van die ooreenkoms, geag die verbruiker te wees.

(4) ’n Aansoek moet ten minste die volgende inligting bevat—

(a) ’n verklaring dat die aansoeker bewus is van en vertroud 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 word;

(c) die naam van die aansoeker en sy of haar identiteitsnommer;

(d) die adres of erfnommer van die perseel waaraan en waarop 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, en

(h) ’n onderneming deur die aansoeker om die munisipaliteit in kennis te stel van enige veranderinge aan bogenoemde inligting.

(5) Water word voorsien kragtens die bepalings van hierdie verordening en die voorwaardes wat die Direkteur: Water mag stel.

(6) Die eienaar moet, wanneer die doel of omvang van watergebruik waarvoor in subartikel (4)(f) aansoek gedoen is, verander, die munisipaliteit onverwyld van sodanige verandering in kennis stel en ’n nuwe ooreenkoms met die munisipaliteit sluit.

20. Spesiale ooreenkomste vir watervoorsiening

(1) Die raad kan ’n spesiale ooreenkoms aangaan om water aan ’n aansoeker buite die Stad te voorsien.

(2) Indien die raad ingevolge ’n spesiale ooreenkoms onderneem om water aan ’n aansoeker buite die Stad te voorsien, kan dit die ander party toelaat om sodanige water aan ander persone te verkoop, onderworpe aan sodanige voorwaardes wat dit goed ag.

21. Pype in strate of openbare plekke

Niemand mag sonder vooraf goedkeuring van die Direkteur: Water 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 munisipalitieit berus of onder die munisipaliteit se beheer staan, aanlê of bou met die doel om water afkomstig van welke bron ookal te gelei nie.

22. Fooie

Alle fooie wat betaalbaar is en in verband staan met watervoorsiening deur die munisipaliteit, moet in ooreenstemming wees met die Tariefbeleidverordening.

23. Beëindiging van ooreenkomste

(1) ’n Eienaar kan ’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 Direkteur: Water kan, deur minstens veertien dae vooraf skriftelik kennis te gee, ’n eienaar 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 Direkteur: Water 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 fooie verskuldig en betaalbaar is, te betaal.

(3) Die Direkteur: Water kan ’n ooreenkoms vir watervoorsiening opsê indien ’n verbruiker die perseel waarop die ooreenkoms betrekking het, ontruim het.

24. Inmenging met die watervoorsieningstelsel

Niemand behalwe die munisipaliteit mag, tensy ingevolge hierdie verordening gemagtig—

(a) infrastruktuur vir die voorsiening van water bestuur, bedryf of onderhou nie; of

(b) ’n aansluiting aan die watervoorsieningstelsel maak nie.

25. Belemmering van toegang tot die watervoorsieningstelsel

Niemand mag enige werknemer van die munisipaliteit verhinder om toegang tot die watervoorsieningstelsel te verkry of sy of haar toegang daartoe belemmer nie.

26. Voorsiening van verbindingspyp

(1) Niemand mag met enige ontwikkeling op enige perseel begin tensy die Direkteur: Water ’n verbindingspyp en meter aangelê het nie.

(2) Indien ’n ooreenkoms vir watervoorsiening gesluit is, maar geen kommunikasiepyp (of kommunikasiepyp van ’n toepaslike grootte) vir die perseel aangelê is nie, moet die eienaar op die voorgeskrewe vorm aansoek doen vir die installering van ’n verbindingspyp en die voorgeskrewe fooi betaal.

(3) Die Direkteur: Water bepaal—

(a) die deursnit van die kommunikasiepyp aan die hand van die inligting wat die aansoeker ten tye van die aansoek verstrek het;

(b) die ligging van die kommunikasiepyp;

(c) die eindpunt van die kommunikasiepyp binne die grens van die grond waarvan die eiendomsreg by die raad berus of ten opsigte waarvan die munisipaliteit ’n servituut of ander reg het,

(d) die soort koppeling wat vir die aansluiting gebruik moet word, en

(e) die materiaal waarvan daardie gedeelte van die waterinstallasie, tussen die kommunikasiepyp en die eienaar se afsluitklep, waarna in artikel 36 verwys word, gemaak moet word en hoe sodanige gedeelte aangelê moet word.

(4) Die Direkteur: Water kan, indien aansoek gedoen word vir die lewering van water aan ’n perseel, wat sodanig geleë is dat dit ’n uitbreiding van die watervoorsieningstelsel verg, alvorens water aan die perseel gelewer kan word, die uitbreiding magtig, onderworpe aan sodanige voorwaardes wat hy of sy bepaal.

(5) Die eienaar moet op eie koste die koppeling tussen die waterinstallasie en die kommunikasiepyp of pype wat die perseel bedien, aanbring, tensy anders aangedui deur die Direkteur: Water.

(6) Die eienaar moet die gedeelte van die waterinstallasie, waarna in subartikel (3)(e) verwys word, sodanig heg dat dit nie kan beweeg nie.

(7) Tensy die Direkteur: Water andersins toestem mag slegs een kommunikasiepyp aan ’n perseel voorsien word, ongeag die getal wooneenhede, sake-eenhede of verbruikers op sodanige perseel.

(8) Die Direkteur: Water mag, onderworpe aan sodanige voorwaardes wat hy of sy bepaal, toestem tot die aansluiting by ’n hoofwaterpyp, elders as wat geredelik beskikbaar is vir die voorsiening van water aan die perseel; met dien verstande dat die eienaar verantwoordelik is vir enige uitbreiding van die waterinstallasie tot by aansluitingspunt wat die Direkteur: Water aangedui en goedgekeur het en dat die eienaar op sy of haar koste sodanige serwitute oor ander eiendomsregte wat nodig mag wees, moet bekom.

(9) Tensy die sertifikaat van voldoening, waarna in artikel 53 verwys word, deur die munisipaliteit ontvang is, sal water nie aan ’n

waterinstallasie deur middel van ’n kommunikasiepyp, wat vir doeleindes van bouwerk aangelê is, gelewer word nie, en indien so ’n sertifikaat nie ontvang is nie mag die Direkteur: Water sonder benadeling van die munisipaliteit, die watertoevoer aan die waterinstallasie afsny of inkort.

(10)
Indien die Direkteur: Water van mening is dat die grootte van die bestaande kommunikasiepyp ’n onvoldoende hoeveelheid water aan ’n perseel lewer, kan hy of sy by skriftelike kennisgewing die eienaar gelas om die voorgeskrewe fooie te betaal vir die verwydering van die bestaande kommunikasiepyp en die aanlê van ’n kommunikasiepyp van ’n toepaslike grootte.

(11) (a) Die Direkteur: Water kan by skriftelike kennisgewing die eienaar van ’n perseel wat in verskillende wooneenhede verdeel is, gelas om op eie koste en binne die vermelde tydperk-

(i) die waterinstallasie wat enige een eenheid bedien aan te pas sodat dit apart en onafhanklik is van die waterinstallasie wat enige ander eenheid bedien;

(ii) aansoek te doen vir ’n kommunikasiepyp wat elke eenheid bedien, en

(iii) die waterinstallasie, waarna in paragraaf (i) verwys word, te koppel aan die kommunikasiepyp waarna in paragraaf (ii) verwys word.

(b) Die Direkteur: Water kan die eienaar van die eenheid, waarna in paragraaf (a)(i) verwys word, skriftelik kennis gee om ingevolge artikel 19 aansoek te doen vir die voorsiening van water.

(12) Indien die Direkteur: Water van voorneme is om ’n kommunikasiepyp te vervang moet die eienaar nie minder nie as tien werksdae skriftelik kennis kry van die datum waarop die koppeling tussen die waterinstallasie en die nuwe kommunikasiepyp sal plaasvind.

(13) Wanneer ’n perseel met ’n aantal kommunikasiepype bedien word, kan die Direkteur: Water gelas dat die eienaar die getal aansluitingspunte verminder en die waterinstallasie dienooreenkomstig aanpas.

27. Aansluitings tussen persele

’n Eienaar moet verseker dat daar geen aansluitings is nie tussen die waterinstallasie op die perseel en die waterinstallasie op ’n ander perseel, tensy die eienaar vooraf skriftelik goedkeuring van die Direkteur: Water het en voldoen het aan alle vereistes wat die Direkteur: Water gestel het.

28. Voorsiening en plasing van afsluitkraan

(1) Die Direkteur: Water moet ’n afsluitkraan tussen elke meter en hoofwaterpyp aanbring.

(2) Die eienaar moet, op eie koste en vir sy of haar eie gebruik, ’n afsluitkraan aanbring—

(a) in die geval van ’n meter wat op die perseel aangebring is, by ’n geskikte plek aan sy of haar kant van die meter;

(b) in die geval van ’n meter wat buite die perseel aangebring is, by by ’n geskikte plek onmiddellik binne die grens van sy of haar perseel,

met dien verstande dat, indien die eienaar sou versuim om dit te doen, die Direkteur: Water ’n afsluitkraan kan voorsien en aanbring op koste van die eienaar.

(3) Niemand mag sonder die goedkeuring van die Direkteur: Water met die afsluitkraan aan die kommunikasiepyp, peuter nie.

29. Algemene voorsieningsvoorwaardes

(1) Die voorsiening van water deur die munisipaliteit vorm nie ’n onderneming om te enige tyd of te enige punt in die watervoorsieningstelsel—

(a) ’n ononderbroke toevoer;

(b) ’n spesifieke drukking of vloeitempo in die toevoer, of

(c) ’n spesifieke standaard van waterkwaliteit,

te handhaaf nie, met dien verstande dat as die watertoevoer vir langer as 24 uur onderbreek word, die munisipaliteit sal poog om ’n alternatiewe watertoevoer so spoedig moontlik te verskaf.

(2) Die Direkteur: Water kan bepaal op watter maksimum hoogte water vanuit die watervoorsieningstelsel voorsien sal word.

(3) ’n Eienaar wat ’n ononderbroke toevoer, spesifieke drukking of vloeitempo of spesifieke standaard van waterkwaliteit op die perseel verlang, moet self reëlings daarvoor tref.

(4) Die munisipaliteit kan sonder vooraf kennisgewing die watertoevoer na enige perseel onderbreek.

(5) Indien die waterverbruik op ’n perseel, na die mening van die Direkteur: Water, die watervoorsiening aan ’n ander perseel nadelig raak, kan die Direkteur: Water sodanige beperkings as wat hy of sy nodig ag op die eersgenoemde perseel toepas om te verseker dat die ander perseel ’n redelike watertoevoer ontvang en moet hy of sy die eienaar en/of gebruiker van eersgenoemde erf van sodanige beperkings in kennis stel.

30. Beperking of afsny van toevoer

(1) Behoudens enige ander reg wat die munisipaliteit mag hê, kan die Munisipale Bestuurder by versuim van die verbruiker om ’n fooi verskuldig, ingevolge die Tariefbeleidverordening, te betaal, die eienaar skriftelik in kennis stel van die voorneme om die watertoevoer op ’n bepaalde datum te beperk of af te sny en om die watertoevoer op of na die bepaalde datum te beperk of af te sny.

(2) Behoudens enige ander reg wat die munisipaliteit mag hê, kan die Direkteur: Water ’n eienaar wat hierdie verordening oortree en wat

nagelaat het om sodanige oortreding te herstel, binne die tydperk gemeld in ’n skriftelike kennisgewing wat op hom of haar beteken is, skriftelik in kennis stel van die voorneme om sy of haar watervoorsiening op ’n spesifieke datum te beperk of af te sny.

(3) Die verbruiker/eienaar moet die voorgeskrewe fooi vir die beperking of afsnyding en die heraansluiting van die watertoevoer betaal; met dien verstande dat die watertoevoer nie herstel sal word voor alle sodanige fooie betaal is nie.

(4) ’n Verbruiker wie se toegang tot watervoorsieningsdienste ingekort of afgesny was en dit opsetlik heraansluit, sal na skriftelike kennisgewing afgesny word.

31. Onderbreking van toevoer op versoek van eienaar

(1) Die Direkteur: Water kan op skriftelike versoek van die eienaar van ’n perseel, wat vakant of onbewoon is, en op die verlangde datums—

(a) die watertoevoer na die perseel afsny of beperk, en

(b) die watertoevoer herstel.

(2) Die eienaar moet by goedkeuring van die versoek, bedoel in subartikel (1), die voorgeskrewe fooie betaal.

32. Verwydering van wateraansluiting

Die Direkteur: Water kan ’n waterinstallasie by die verbindingspyp afsluit en die verbindingspyp verwyder indien-

(a) die ooreenkoms vir watervoorsiening ingevolge artikel 23 beëindig is en die Direkteur: Water 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

(c) die eienaar of okkupeerder onwettig ingemeng het met die watervoorsieningstelsel wat die betrokke perseel bedien.

33. Meting van water wat voorsien word

(1) Water wat aan ’n perseel voorsien word moet deur ’n meter vloei, wat aangebring is tussen die kommunikasiepyp en waterinstallasie, en op ’n plek wat die Direkteur: Water bepaal, met dien verstande dat dit nie nodig is om ’n meter aan te bring nie in die geval van—

(a) ’n outomatiese sprinkel brandinstallasie;

(b) ’n brandinstallasie ten opsigte waarvan maatreëls getref is om ongemagtigde water-aftapping, vir ander doeleindes as brandbestryding, op te spoor, of

(c) omstandighede soos deur die Direkteur: Water bepaal.

(2) ’n Meter en verwante toebehore, voorsien en aangebring deur die munisipaliteit, is en bly die eiendom van die munisipaliteit en mag vervang word wanneer die Direkteur: Water dit goedvind.

(3) Die munisipaliteit kan’n meter en verwante toebehore aanbring op enige plek in—

(a) die waterinstallasie wat die perseel bedien, en

(b) die verbindingspyp wat die perseel bedien.

(4) ’n Meter wat ingevolge subartikel (3)(a) voorsien is, bly die eiendom van die munisipaliteit.

(5) Indien die munisipaliteit ’n meter en verwante toebehore ingevolge subartikel (3)(a) in die waterinstallasie aanbring—

(a) moet die eienaar ’n plek vir die meter, wat die Direkteur: Water moet goedkeur, voorsien;

(b) moet die eienaar te alle tye onbeperkte toegang daartoe verseker;

(c) is die eienaar verantwoordelik vir die beskerming daarvan en aanspreeklik vir die koste van enige skade daaraan, uitgesluit skade as gevolg van normale verweer;

(d) moet die eienaar toesien dat geen aansluiting aan die pyp, tussen die meter en die kommunikasiepyp wat die perseel bedien, waarin die meter aangebring is, gemaak word nie;

(e) moet die eienaar voorsiening maak vir die dreinering van water wat mag lek uit die pyp waarin die meter aangebring is, tydens werk aan die meter deur die munisipaliteit, en

(f) mag die eienaar nie enige koppelstuk, masjien of ander toerusting, wat na die mening van die Direkteur: Water skade aan die watervoorsieningstelsel en meter veroorsaak of waarskynlik sal aanrig, in die waterinstallasie gebruik of toelaat dat dit gebruik word nie.

(6) Slegs die munisipaliteit mag—

(a) ’n meter en verwante toebehore ontkoppel van die pyp waaraan dit verbind was;

(b) ’n seël op ’n meter breek, of

(c) op enige ander wyse inmeng met ’n meter en verwante toebehore.

(7) Enige persoon wat subartikel (6) oortree moet die munisipaliteit vergoed vir die koste van sodanige hoeveelheid water, wat na die oordeel van die Direkteur: Water voorsien is.

(8) Indien die munisipaliteit ’n meter en verwante toebehore, ingevolge subartikel (3)(b) aanbring, is ’n dienspyp nie nodig nie en die waterinstallasie word dan geag te begin by die koppeling met die kommunikasiepyp, welke koppeling 150 mm binne die grens moet wees van die grond, waarvan die eiendomsreg by die munisipaliteit berus of ten opsigte waarvan dit ’n serwituut of ander reg het.

(9) Die Direkteur: Water kan op koste van die eienaar ’n meter of toestel wat volume beheer aanbring of laat aanbring vir elke deel, sake of wooneenheid op enige perseel, om die hoeveelheid water wat aan elke deel, sake of wooneenheid gelewer word, te bepaal.

(10) Die Direkteur: Water moet onderhoud doen aan enige deel van ’n dienspyp, wat strek vanaf die verbindingspyp van die perseel na ’n meter en verwante toebehore geleë binne sodanige perseel, ongeag of daardie deel van die pyp deel uitmaak van die waterinstallasie, met dien verstande dat die eienaar die Direkteur: Water vrye toegang tot die pyp en/of meter moet gee en verantwoordelik is vir die herstel van die terrein na afhandeling van herstelwerk.

(11) ’n Okkupeerder van ’n perseel moet in die geval waar ’n meter ingevolge subartikel (3)(a) aangebring is, onmiddellik wanneer ’n lek in die dienspyp of aan die meter en verwante toebehore bemerk word, die munisipaliteit aldus inlig.

(12) Indien toegang tot ’n meter, wat ingevolge subartikel (3)(a) aangebring is, vir doeleindes van lesing geweier word, kan die Direkteur: Water—

(a) by skriftelike kennisgewing, die eienaar van die perseel inlig van die voorneme om ’n ander meter op die verbindingspyp op koste van die eienaar aan te bring;

(b) ’n rekening lewer vir die hoeveelheid water wat op sodanige perseel verbruik is, soos gemeet deur die meter op die verbindingspyp, en

(c) die koste van die meter wat in onbruik is van die eienaar verhaal.

(13) Indien toegang tot ’n meter, wat ingevolge subartikel (3)(a) aangebring is, vir doeleindes van lesing geweier word, is die eienaar vir die duur van sodanige weiering aanspreeklik vir die koste van die water wat vermors word as ’n lek op die meter en verwante toebehore sou ontstaan of waarneembaar is op daardie deel van die dienspyp binne die perseel, soos gemeet deur ’n meter aangebring ingevolge subartikel (12)(a).

(14) ’n Eienaar wat ingevolge artikel 47 by die munisipaliteit ’n plan indien vir goedkeuring van ’n struktuur op die grens van die perseel, en die bestaande meter ingevolge subartikel (3)(a) aangebring is, moet by goedkeuring van sodanige plan en teen betaling van die voorgeskrewe fooie aansoek doen vir die verwydering van die meter op sy of haar perseel en die aanbring van ’n nuwe meter op die verbindingspyp

(15) ’n Eienaar wat ingevolge artikel 47 ’n plan indien vir die goedkeuring van wysigings of uitbreidings aan ’n bestaande ongemeterde brandinstallasie, moet na oorweging van die aangepaste installasie en by goedkeuring van sodanige plan en teen betaling van die voorgeskrewe fooie aansoek doen dat die munisipaliteit ’n meter, volgens die grootte en tipe wat die Direkteur: Water voorskryf, aanbring as deel van die aansluiting tot die perseel.

(16) ’n Eienaar wat ingevolge artikel 47 ’n plan indien vir die goedkeuring van wysigings of uitbreidings aan ’n bestaande gemeterde waterinstallasie, moet na oorweging van die aangepaste installasie en by goedkeuring van sodanige plan en teen betaling van die voorgeskrewe fooie aansoek doen dat die munisipaliteit ’n meter, volgens die grootte en tipe wat die Direkteur: Water voorskryf, aanbring as deel van die aansluiting tot die perseel.

(17) Indien die Direkteur: Water vereis dat voorsiening gemaak word vir aparte wateraansluitings vir ’n drinkwaterinstallasie en ’n brandinstallasie op dieselfde perseel, kan standaardwatermeters vir sodanige aansluitings gebruik word.

(18) Indien die Direkteur: Water vereis dat ’n gesamentlike huishoudelike waterinstallasie en brandinstallasie, wat brandkrane insluit, ’n perseel bedien, moet ’n kombinasie meter of soortgelyke meter wat lae vloeitempo registreer op sodanige aansluiting angebring word.

(19) ’n Aparte kommunikasiepyp moet aangelê en gebruik word vir elke outomatiese sprinkelstelsel.

(20) Wanneer die eienaar of die persoon in beheer van die bestuur van enige perseel waarop daar ’n aantal wooneenhede is, ’n watertoevoer na die perseel verlang sodat elke eenheid ’n afsonderlike watertoevoer kan kry, kan die Direkteur: Water na sy of haar mening—

(a) ’n enkel meter, vir die perseel as ’n geheel of enige getal sodanige wooneenhede, of

(b) ’n afsonderlike meter, op die grens van die eiendom waarvan die eiendomsreg by die munisipaliteit berus, vir elke wooneenheid of enige getal wooneenhede,

voorsien en aanbring.

(21) Indien die Direkteur: Water ’n enkel meter aangebring het, soos bedoel in subartikel (20)(a), moet die eienaar of die persoon in beheer of bestuur van die perseel, na gelang van die geval, aan elke pypvertakking vanaf die kommunikasiepyp na die onderskeie wooneenhede—

(a) ’n afsonderlike meter aanbring; en/of

(b) ’n afsluitkraan aanbring, en

(c) sal teenoor die munisipaliteit aanspreeklik wees vir betaling van die voorgeskrewe fooie vir water 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.

34. Hoeveelheid water wat voorsien word

Vir doeleindes van meting van die hoeveelheid water wat gedurende enige tydperk deur ’n meter voorsien word, word dit geag, tensy die teendeel bewys kan word, dat—

(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 sonder dat dit deur ’n meter vloei, die hoeveelheid sodanige water wat die Direkteur: Water beraam, geag word korrek te wees.

35. Watervoorsiening met ’n munisipale brandkraan

(1) Die Direkteur: Water kan onderworpe aan sodanige voorwaardes as wat hy of sy mag voorskryf, ’n tydelike watertoevoer vanuit ’n brandkraan toelaat.

(2) ’n Persoon wat ’n tydelike watertoevoer ingevolge subartikel (1) verlang, moet daarvoor aansoek doen op die wyse voorgeskryf in artikel 19.

36. Herverkoop van water

(1) Geen persoon aan wie water ingevolge hierdie verordening voorsien word, mag sodanige water herverkoop nie, behalwe—

(a) waar dit toegelaat word ingevolge ’n spesiale ooreenkoms, waarna in artikel 20 verwys word, of

(b) met die voorafgaande skriftelike goedkeuring van die Direkteur: Water.

(2) Indien die Direkteur: Water goedkeuring, waarna in subartikel (1)(b) verwys word, verleen het, kan hy of sy die maksimum prys waarteen water herverkoop mag word, soos bepaal deur die raad, aandui bykomend tot sodanige ander voorwaardes wat hy of sy goed ag.

(3) Die goedkeuring, waarna in subartikel (1)(b) verwys word, kan te enige tyd ingetrek word.

37. Foutiewe meters

(1) Indien ’n verbruiker rede het om te vermoed dat ’n meter foutief is, kan hy of sy teen betaling van die voorgeskrewe fooie aansoek doen dat die meter getoets word.

(2) Die voorgeskrewe fooie waarna in subartikel (1) verwys word, word—

(a) deur die munisipaliteit behou, indien gevind word dat die meter kragtens subartikel (3) en (4) nie foutief is nie, of

(b) aan die aansoeker terugbetaal, indien gevind word dat die meter foutief is.

(3) ’n Meter ten opsigte waarvan die regulasies betreffende watermeters, uitgevaardig ingevolge die Wet op Handelsmetrologie en Standaarde, Nr 77 van 1973, van toepassing is, sal geag word foutief te wees indien, by toetsing ingevolge die regulasies, bevind word dat die persentasie afwyking by ’n oor- of onder registrasie meer is as wat toelaatbaar is vir ’n meter in gebruik ingevolge gemelde regulasies.

(4) ’n Meter ten opsigte waarvan die regulasies, gemeld in subartikel (3) nie van toepassing is nie, sal geag word foutief te wees indien bevind word dat die persentasie afwyking by ’n oor- of onder registrasie meer is as wat toelaatbaar is volgens SABS 1529:1999, Deel 4 en SANS 1525:1999, Deel 1, soos gewysig.

38. Beraming van hoeveelheid water gelewer met foutiewe meter

(1) Wanneer gevind word dat ’n meter ingevolge artikel 37(3) of (4) foutief is, kan die Direkteur: Water die hoeveelheid water wat aan die verbruiker gelewer is, gedurende die tydperk waarin die meter na sy of haar oordeel foutief was, beraam volgens die gemiddelde daaglikse verbruik gedurende—

(a) die tydperk tussen twee opeenvolgende meterlesings nadat die meter vervang is, of

(b) ’n tydperk in die vorige jaar wat ooreenstem met die tydperk waartydens die meter foutief was, of

(c) die tydperk van drie opeenvolgende meterlesings voordat die meter foutief geword het,

welke ookal die Direkteur: Water die mees toepaslike ag.

(2) Indien die hoeveelheid water wat aan ’n verbruiker gelewer is, gedurende die tydperk waarin ’n meter foutief was, nie beraam kan word soos bedoel in subartikel (1) nie, kan die Direkteur: Water die hoeveelheid skat volgens enige beskikbare metode.

(3) Die verbruiker moet ingelig word welke metode, soos bedoel in subartikel (1) en (2), die Direkteur: Water gaan gebruik om die hoeveelheid water te skat wat aan hom of haar gelewer is, en ook die geleentheid kry om ’n voorlegging aan die Direkteur: Water te maak voordat ’n finale skatting gemaak word.

39. Aanpassing van hoeveelheid water gelewer met foutiewe meter

(1) Die hoeveelheid water wat met ’n foutiewe meter gelewer is, sal aangepas word in die tydperk, soos bedoel in artikel 38.

(2) By die aanpassing van die hoeveelheid water volgens subartikel (1), word dit geag dat dieselfde hoeveelheid water tydens elke vier-en-twintig uur tussenpose, in die tydperk, soos bedoel in subartikel (1), gelewer is.

(3) ’n Eienaar is nie geregtig op ’n vermindering van die fooie betaalbaar vir water wat in ’n waterinstallasie as gevolg van sigbare lekke, vermors of verspil word nie.

40. Spesiale meting

(1) Indien die Direkteur: Water, vir ander redes as om die fooie vir waterverbruik te beraam, die hoeveelheid water wat in ’n gedeelte van die waterinstallasie gebruik word wil meet, kan hy of sy die eienaar skriftelik in kennis stel van die voorneme om ’n meettoestel by ’n punt in die waterinstallasie aan te bring wat hy of sy mag aanwys.

(2) Die aanbring van ’n meettoestel, waarna in subartikel (1) verwys word, die verwydering daarvan en die herstel van die waterinstallasie na sodanige verwydering sal op koste van die munisipaliteit uitgevoer word.

(3) Die bepalings van artikels 33(5)(b) en 34(6), waar van toepassing, geld ten opsigte van die meettoestel wat ingevolge subartikel (1) aangebring is.

(4) Die munisipaliteit kan na ontvangs van ’n skriftelike versoek van die eienaar en onderworpe aan ’n reëling vir die betaling van die voorgeskrewe fooie, die meter lees, op ’n tyd en dag wat verskil van die waarop dit normaalweg gelees word, om die hoeveelheid water wat gelewer is te bepaal.

Hoofstuk 3

Waterbeperkings en Waterbewaring

41. Waterbeperkings

(1) Die raad kan, wanneer daar ’n skaarste aan water vir verspreiding en voorsiening aan verbruikers is, of vir enige ander goeie rede, deur middel van openbare kennisgewing—

(a) waterverbruik in die Stad 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) beperkings bepaal en oplê op die hoeveelheid water wat gedurende ’n gespesifiseerde tydperk verbruik mag word;

(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, en

(d) die spesiale tariewe ten opsigte van waterbeperkings, bepaal ingevolge die Tariefbeleidverordening, instel.

(2) Die raad kan die toepassing van die bepalings van ’n kennisgewing bedoel in subartikel (1) tot ’n spesifieke gebied en/of kategorië van verbruikers, persele en aktiwiteite beperk en kan op redelike gronde afwykings, vrystellings en verslappings van enige van sodanige bepalings magtig, met dien verstande dat daar nie afgewyk mag word nie van die tariewe waarna in subartikel (1)(d) verwys word.

(3) Die Direkteur: Water kan gelas dat ’n verbruiker op eie koste sodanige maatreëls tref, waaronder die aanbring van meters en toestelle vir die beperking van watervloei, wat volgens sy of haar oordeel nodig is om nakoming van die kennisgewing bedoel in subartikel (1) te verseker

(4) Die Direkteur: Water—

(a) mag, by 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 fooie 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 Stad voorsien, ondanks enigiets tot die teendeel vervat in die voorwaardes van sodanige voorsiening, tensy anders bepaal in die kennisgewing bedoel in subartikel (1).

(6) Enige persoon wat die bepalings van ’n kennisgewing, gepubliseer ingevolge subartikel (1) oortree, begaan ’n misdryf.

42. Vermorsing van water

(1) Niemand mag, na die oordeel van die Direkteur: Water, opsetlik, nalatiglik of verkwisterig—

(a) water vanuit aansluitingspasstukke uitlaat of toelaat dat water so uitgelaat word nie;

(b) toelaat dat pype of watertoebehore lek nie;

(c) ongeskikte of foutiewe watertoebehore gebruik of toelaat dat dit gebruik word nie;

(d) die oorloop van water laat voortduur nie, of

(e) ’n onoordeelkundige gebruik van water laat voortduur nie.

(2) ’n Eienaar moet enige deel van die waterinstallasie, wat in so’n toestand van verval is dat dit na die mening van die Direkteur: Water ’n gebeurlikheid gemeld in subartikel (1) tot gevolg het of sal hê, herstel of vervang.

(3) Indien ’n eienaar nalaat om te voldoen aan die bepalings van subartikel (2), kan die Direkteur: Water sodanige maatreëls tref as wat hy of sy dienstig ag en die koste van die eienaar verhaal.

(4) (a) Elke verbruiker moet verseker dat die toerusting of materiaal wat aan die waterinstallasie gekoppel is, water doeltreffend benut.

(b) Die Direkteur: Water kan by skriftelike kennisgewing die gebruik van enige toerusting in ’n waterinstallasie, wat na sy of haar oordeel nie doeltreffend is nie of verkwistend is, verbied.

(5) Wanneer die gebruik van toerusting ingevolge subartikel (4)(b) verbied is, mag sodanige toerusting nie weer in gebruik gestel word nie totdat die doeltreffendheid daarvan herstel is en die Direkteur: Water ’n skriftelike aansoek in die verband goedgekeur het.

43. Waterbesparing en wateraanvraagbestuur

Elke eienaar en verbruiker moet voldoen aan die goeie waterbesparings- en wateraanvraagbestuurspraktyke, uiteengesit in Bylae 2 van hierdie verordening.

HOOFSTUK 4

WATERDIENSTETUSSENGANGERS

44. Registrasie

Die raad kan by openbare kennisgewing, vereis dat waterdienstetussengangers of klasse tussengangers by die munisipaliteit registreer op ’n wyse in die kennisgewing gemeld.

45. Verskaffing van waterdienste

(1) ’n Waterdienstetussenganger moet verseker dat waterdienste, ingesluit basiese waterdienste soos deur die raad bepaal, verskaf word aan diegene aan wie die tussenganger verplig is om dit te verskaf.

(2) Die gehalte, hoeveelheid en volhoubaarheid van waterdienste verskaf deur ’n waterdienstetussenganger moet minstens dieselfde wees as die standaarde wat die munisipaliteit aan verbruikers bied.

46. Fooie vir die verskaffing van waterdienste

(1) ’n Waterdienstetussenganger mag nie vir waterdienste bedrae vorder teen ’n tarief wat nie aan enige norme en standaarde wat die Direkteur: Water voorskryf, voldoen nie.

(2) ’n Waterdienstetussenganger moet gesubsideerde water, soos deur die raad ingevolge die Kredietbeheer en Skuldinvorderings-beleidverordening bepaal en deur die munisipaliteit aan verbruikers gelewer, teen ’n tarief lewer wat dieselfde of minder is as die waarteen die munisipaliteit sodanige dienste lewer.

HOOFSTUK 5

GOEDKEURING VAN PLANNE

47. Prosedure vir die goedkeuring van planne

(1) Indien ’n eienaar ’n nuwe waterinstallasie wil installeer, moet hy of sy eers die skriftelike goedkeuring van die Direkteur: Water daartoe verkry op planne wat vir ondersoek voorgelê moet word; met dien verstande dat goedkeuring nie nodig sal wees vir die herstel of vervanging van ’n bestaande pyp of watertoebehore, anders as ’n vasstaande warmwatersilinder en gepaardgaande beskermingsapparaat, in welke geval slegs ’n kennisgewing vereis word.

(2) Aansoek om die goedkeuring gemeld in subartikel (1) moet op die voorgeskrewe vorm gedoen word en moet vergesel wees van—

(a) die voorgeskrewe fooi, en

(b) die voorgeskrewe aantal afskrifte van tekeninge van die voorgestelde werk, soos gemeld in artikel 49.

(3) Die bepalings van subartikels (1) en (2) is nie van toepassing op ’n geregistreerde kontrakteur wat ’n vasstaande warmwatersilinder en die gepaardgaande beskermingsapparaat vervang nie.

(4) Goedkeuring wat ingevolge die bepalings van subartikel (1) gegee is sal, onderhewig aan artikel 48, verval aan die einde van ’n tydperk van 24 maande na die eerste dag van die maand waarin die goedkeuring gegee is.

48. Verlenging van tydperk van goedkeuring

Die Direkteur: Water kan, op skritelike aansoek van die eienaar, voordat die oorspronklike tydperk verval het en onderhewig aan die betaling van die voorgeskrewe fooi, van tyd tot tyd die die geldigheid van die goedkeuring gegee ingevolge artikel 47 vir ’n tydperk wat nie 12 maande per geleentheid oorskry nie, verleng, onderhewig aan sodanige voorwaardes as wat hy of sy mag goeddink.

49. Tekeninge

(1) Tensy die Direkteur: Water skriftelik anders bepaal het, moet tekeninge op velle wees wat nie kleiner is nie as A4 en moet inligting voorsien in die vorm wat vereis word deur Klousule 4.1.1 van die SANS 10252: 2004, Deel 1, ’n afskrif waarvan by die Direkteur: Water verkry kan word.

(2) Indien die besonderhede van die waterinstallasie op meer as een verdieping dieselfde is, hoef sulke besonderhede slegs ten opsigte van een verdieping geteken te word.

(3) Indien meer as een waterinstallasie in ’n gebou installeer moet word, kan sulke installasies op dieselfde tekening aangetoon word, met dien verstande dat hulle duidelik aangedui word.

(4) ’n Skedule wat die getal van elke tipe aansluitingspasstuk en die grootte daarvan aandui, moet met elke tekening of stel tekeninge voorsien word.

50. Afskrifte van tekeninge moet op die perseel beskikbaar wees

Totdat die Direkteur: Water die sertifikaat van voldoening wat ingevolge die bepalings van artikel 53 ingedien moet word, ontvang het, moet ’n volledige stel goedgekeurde tekeninge te alle tye op die perseel beskikbaar wees.

51. Ongemagtigde werk

Indien ongemagtigde werk teenstrydig met die bepalings van artikel 47 gedoen is, kan die Direkteur: Water skriftelik vereis dat die eienaar van die perseel binne ’n bepaalde tydperk aan die bepalings van daardie artikel voldoen en, indien die werk nog nie voltooi is nie, om sodange werk te staak en kan voorts van die eienaar vereis om alle werk wat nie aan die bepalings van hierdie verordening voldoen nie, te verwyder.

Hoofstuk 6

Installasie deur Loodgieters

52. Persone wat toegelaat word om installasie- en ander werk te doen

(1) Niemand wat nie gekwalifiseer en geakkrediteer is nie ingevolge die bepalings van die Wet op die Suid-Afrikaanse Kwalifikasie-owerheid, Nr 58 van 1995, mag—

(a) installasiewerk waarvoor goedkeuring ingevolge artikel 47 benodig word, doen nie;

(b) ’n vasstaande warmwatersilinder of die gepaardgaande beskermingsapparaat vervang nie;

(c) ’n waterinstallasie, brandinstallasie of opgaartenk, inspekteer, ontsmet en toets nie, of

(d) ’n apparaat wat terugvloei verhoed, ingevolge die bepalings van artikel 59 diens, herstel of vervang nie.

(2) Die Direkteur: Water kan ’n register van sodanige gekwalifiseerde loodgieters hou.

53. Verantwoordelikhede van ’n eienaar

(1) ’n Eienaar moet verseker dat die installasiewerk wat op sy eiendom gedoen word, deur ’n gekwalifiseerde loodgieter uitgevoer word en aan die bepalings van hierdie verordening voldoen.

(2) Indien installasiewerk teenstrydig met die bepalings van artikel 52 gedoen word, kan die Direkteur: Water by skriftelike kennisgewing van die eienaar van die betrokke perseel vereis dat sodanige werk gestaak word totdat hy of sy ’n gekwalifiseerde loodgieter aangestel het om—

(a) die werk te inspekteer en enige deel wat nie aan die bepalings van hierdie verordening voldoen nie, reg te stel;

(b) die werk te toets en te ontsmet ingevolge die bepalings van artikel 54, en

(c) te verseker dat ’n sertifikaat van voldoening, wat dit stel dat die werk wat gedoen is aan die bepalings van hierdie verordening voldoen, aan die Direkteur: Water voorgelê word.

Hoofstuk 7

Ontsmetting

54. Ontsmetting van waterinstallasies, insluitende opgaartenke

(1) ’n Eienaar moet toesien dat ’n nuwe waterinstallasie met water van die watervoorsieningstelsel gespoel word tot helder water by alle aansluitingstoebehore uitloop.

(2) Indien die pype van ’n waterinstallasie wat aan die hoofwaterpyp gekoppel is besmet raak, moet dit ontsmet word in ooreenstemming met SANS 10252:2004, Deel 1.

(3) Die eienaar van ’n perseel waarop ’n opgaartenk installeer is moet, ten minste elke vyf jaar, toesien dat so ’n tenk dreineer, inspekteer en ontsmet word in ooreenstemming met SANS 10252: 2004, Deel1.

(4) Nieteenstaande die bepalings van subartikel (3)—

(a) kan die Direkteur: Water, indien hy of sy van mening is dat die water in die opgaartenk of in die waterinstallasie wat deur so ’n tenk bedien word, nie geskik is vir gebruik nie, by skriftelike kennisgewing van die eienaar vereis dat die tenk onverwyld dreineer en inspekteer word, en

(b) indien ’n tenk oorstroom, of op enige manier onderwerp is aan ’n toestand wat die inhoud daarvan kon besoedel, moet die eienaar onverwyld toesien dat die tenk dreineer en inspekteer word.

(5) Voordat ’n tenk of die waterinstallasie wat dit bedien bedoel in subartikel (3), weer in werking gestel word, moet dit skoongemaak en ontsmet word in ooreenstemming met SANS 10252: 2004, Deel1.

HOOFSTUK 8

ALGEMENE VEREISTES VIR WATERINSTALLASIES

55. Voorsiening en onderhoud van waterinstallasies

(1) ’n Eienaar moet die waterinstallasie op eie koste voorsien en onderhou en moet, behalwe—

(a) in die geval van ’n koppeling aan die kommunikasiepyp, of

(b) waar dit ingevolge die bepalings van artikel 21 toegelaat word,

verseker dat die installasie binne die grense van die perseel geleë is.

(2) Voordat werk in verband met die onderhoud van ’n gedeelte van die waterinstallasie wat buite die grense van die perseel geleë is, ’n aanvang mag neem, moet die eienaar die skriftelike goedkeuring van die Direkteur: Water of die eienaar van die grond waarop sodanige gedeelte geleë is, verkry.

56. Skedule van aanvaarbare pype en watertoebehore

(1) Niemand mag ’n pyp of watertoebehore in ’n waterinstallasie installeer of gebruik nie, tensy dit gelys is in die Skedule van Aanvaarbare Pype en Watertoebehore, of andersins as in ooreenstemming met die voorwaardes, soos vervat in Bylae 3.

(2) Nieteenstaande die bepalings van subartikel (1), kan die Direkteur: Water vir ’n bepaalde gebruik in ’n spesifieke installasie, die installasie van ’n pyp of watertoebehore wat nie by die skedule ingesluit is nie, toelaat.

(3) Die Direkteur: Water kan, ten opsigte van ’n pyp of watertoebehore wat by die skedule ingesluit is, sodanige voorwaardes as wat hy of sy mag goeddink, stel ten opsigte van die gebruik of die metode van installasie daarvan.

(4) Die Direkteur: Water kan te eniger tyd ’n pyp of watertoebehore uit die skedule verwyder indien die pyp of watertoebehore—

(a) nie meer voldoen aan die kriteria waarop die insluiting daarvan baseer was nie, of

(b) na sy of haar mening, nie meer toepaslik is vir die doel waarvoor dit aanvaarbaar gevind is nie.

(5) Afskrifte van die huidige skedule is beskikbaar by die kantoor van die munisipaliteit gedurende werksure.

(6) ’n Pyp of watertoebehore sal nie by die skedule waarna in subartikel (1) verwys word ingesluit word nie, tensy dit

(a) die standaardisasiemerk van die SABS ten opsigte van die toepaslike SANS spesifikasie wat deur die Buro uitgereik is, dra;

(b) ’n sertifiseringsmerk, uitgereik deur die SABS, dra wat sertifiseer dat die pyp of watertoebehore voldoen aan ’n SABS Merkspesifikasie of ’n voorlopige spesifikasie wat deur die SABS uitgereik is, op voorwaarde dat geen sertifiseringsmerke vir ’n tydperk wat twee jaar oorskry, uitgereik sal word nie;

(c) ingesluit is by die lys van watertoebehore wat deur JASWIC aanvaar is, of

(d) vir die Direkteur: Water aanvaarbaar is.

57. Ontwerpkriteria vir waterinstallasies

(1) ’n Eienaar moet verseker dat—

(a) waterinstallasies voldoen aan SANS 10252: 2004, Deel 1, of soos dit gewysig mag word;

(b) warmwatersilinder installasies voldoen aan SANS 10254: 2004, of soos dit gewysig mag word;

(c) sonverhittingstelsels voldoen aan SANS 10106: 1972, of soos dit gewysig mag word;

(d) die stoor van ’n minimum hoeveelheid water wat gebruik word vir doeleindes anders as brandbestryding of lugversorging, voorsien word in ooreenstemming met Tabel 1;

(e) die stoor van ’n minimum hoeveelheid water wat gebruik word om toilette en urinale op kommersiële en industriële persele te spoel, voorsien word in ooreenstemming met Tabel 2;

(f) die ontwerp van opgaartenke in ooreenstemming is met SANS 10252: 2004, Deel 1 en met artikel 58;

(g) die gebruik van pype wat water aan enige installasie voorsien in ooreenstemming is met SANS 10252: 2004, Deel 1 en met Bylae 3, of soos dit gewysig mag word;

(h) daar direk stroomaf van die isoleerklep waarna in artikel 28(2)(a) en (b) verwys word, ’n nie-terugkeerklep van ’n soortgelyke grootte as die dienspyp installeer word, en

(i) waar die doeltreffendheid van funksionele kleppe of aansluitingspasstukke benadeel kan word deur die deurgang van vaste stowwe wat dit kan verstop of beskadig, ’n aanlyn filtreerder aangebring word in ’n posisie wat onderhoud vergemaklik.

(2) Die Direkteur: Water kan, op aansoek van die eienaar en by betaling van die voorgeskrewe fooi, die druk in die watervoorsieningstelsel met betrekking tot sy of haar perseel oor so ’n tydperk as wat die eienaar mag versoek, bepaal en die eienaar daarvan in kennis stel.

(3) Indien die Direkteur: Water van mening is dat ’n pyp of watertoebehore van ’n bepaalde tipe ontoepaslik is vir gebruik in sekere omstandighede, kan hy of sy by skriftelike kennisgewing aan die eienaar-

(a) die gebruik daarvan verbied, of

(b) vereis dat aanvaarbare beskermingsmaatreels ingestel word.

(4) Niemand mag watertoebehore of apparaat wat die watervoorsieningstelsel of ’n ander waterinstallasie beskadig of moontlik kan beskadig as gevolg van drukstuwings, by ’n waterinstallasie aansluit nie.

TABEL 1

Tipe verbruiker	**Stoorruimte benodig**
Hospitale, klinieke, verpleeginrigtings, ouetehuise en ander geboue waaruit okkupeerders nie geredelik verwyder kan word in die geval van ’n onderbreking in watervoorsiening nie.	250 liters vir elke bed wat die gebou ontwerp is om te akkommodeer.
Onderwysinrigtings	40 liters tot 50 liters per persoon
Meervuldige wooneenhede wat die hoogte soos bepaal in artikel 29(2) oorskry, of wat meer as drie verdiepings het, watter ookal die laagste is.	135 liters per wooneenheid.
Hotels, losieshuise en hostelle.	90 liters per persoon wat die gebou ontwerp is om te akkommodeer (insluitende personeel).
Restaurantkombuise (volle maaltyd voorbereiding)	8 tot 12 liters per maaltyd wat voorberei word.
Haarkappers en tandartse	4 ure se behoefte per dag
Nywerhede (voorraad vir produksiedoeleindes)	8 ure se behoefte per dag

TABEL 2

Tipe verbruiker	Stoorruimte benodig
Kommersiële persele (ingesluit winkels en kantore)	70 liters vir elke 100 vierkante meters van die totale vloeroppervlakte
Fabrieke	5 liters per persoon
Superwinkels (soos hipermarkte)	125 liters per toiletpan of 600mm urinaal
Onderwysinstellings	5 liters per persoon

58. Opgaartenke

(1) Enige persoon wat ’n opgaartenk installeer, moet dit in so ’n posisie installeer dat die binne- en buitekante daarvan geredelik inspekteer, skoongemaak en onderhou kan word, behalwe as dit ’n betonreservoir is wat ondergronds is of gedeeltelik in die grond ingesink is en ontwerp, opgerig en getoets is in ooreenstemming met SANS 10100-1 en SANS 1200-G, en waar slegs die binnekant toeganklik is vir inspeksie- en skoonmaakdoeleindes.

(2) Niemand mag sonder die skriftelike toestemming van die Direkteur: Water, ’n tenk wat begrawe of in die grond geplaas is, gebruik of toelaat dat dit gebruik word, vir die ontvangs van water wat deur die munisipaliteit voorsien word nie.

(3) Enige persoon wat ’n opgaartenk gebruik om water van ’n drinkbare kwaliteit op te gaar, moet verseker dat—

(a) dit van ’n ontwerp is wat besmetting verhoed en in ooreenstemming is met die vereistes soos gestel deur die Direkteur: Water;

(b) die oorloop- en ventilasiepype van ’n tenk wat besmetting verhoed, afgesper is om toegang van insekte, diere en ander bronne van besoedeling te verhoed, en

(c) ’n tenk wat besmetting verhoed, in geheel omhul is met geen ander toegang na die binnekant nie, behalwe vir ’n toegangspaneel in die kant daarvan om inspeksie en skoonmaak toe te laat, en wat op so ’n hoogte is dat die tenk nie gebruik kan word tensy die inspeksiepaneel se deksel in plek is nie.

(4) Tensy dit skriftelik deur die Direkteur: Water gemagtig is, moet elke kookketel, stoomketel of ander apparaat wat stoom opwek, gas produseer, gasenjin of olie enjin of enige ander apparaat waarmee of ten opsigte waarvan of waarin water wat deur die munisipaliteit voorsien word, gebruik word, deur middel van ’n koue water voertenk wat ’n lugslot gebruik om die inkomende hoofwaterpyp water vanaf die inhoud van die tenk af te sluit, voorsien word.

59. Voorkoming van waterbesoedeling

(1) ’n Eienaar moet maatreels wat deur die Direkteur: Water goedgekeur is instel en onderhou om toegang te verhoed van ’n stof wat ’n gesondheidsgevaar mag skep of die drinkbaarheid van water nadelig mag beinvloed, in

(a) die watervoorsieningstelsel, en

(b) enige deel vn die waterinstallasie op sy of haar perseel.

(2) Die Direkteur: Water moet in elke geval die toepaslike mate waarvolgens terugvloeiing verhoed moet word, goedkeur.

HOOFSTUK 9

BRANDINSTALLASIES

60. Brandinstallasies

(1) ’n Eienaar moet verseker dat

(a) slangtolle en brandkraaninstallasies voldoen aan SANS 10252:2004, Deel 1, en

(b) outomatiese sprinkelstelsels voldoen aan SANS 10287: 2000

(2) Die Direkteur: Water kan ’n aansoek om ’n brandbestrydingsinstallasie by die munisipaliteit se hoofwaterpyp aan te skakel, toestaan of weier.

(3) Geen water sal aan ’n brandbestrydingsinstallasie voorsien word sonder ’n sertifikaat van goedkeuring wat ingevolge artikel 53 uitgereik is en die installasie aan die vereistes van hierdie verordening voldoen nie.

(4) Indien die Direkteur: Water van mening is dat ’n brandbestrydingsinstallasie wat hy of sy toegelaat het om aan die munisipaliteit se hoofwaterpyp te laat koppel, nie in goeie werkende toestand gehou word of andersins nie behoorlik onderhou word nie, of gebruik word vir doeleindes anders as brandbestryding, kan hy of sy vereis dat die installasie van die hoofwaterpyp ontkoppel word of dit ontkoppel op koste van die eienaar.

(5) Wanneer dit ookal nodig is om die druk in ’n brandbestrydingstelsel te verhoog, moet die eienaar ’n dubbele pypstelsel installeer; een vir brandbestrydingsdoeleindes en een vir algemene huishoudelike gebruik.

(6) Alle pype en passtukke moet instaat wees om ’n druk wat 1800 kPa oorskry te hanteer, indien sodanige druk verwag kan word as die druk verhoog word en moet instaat wees om hulle integriteit te behou in brandtoestande.

(7) ’n Aparte kommunikasiepyp moet installeer en gebruik word vir elke sprinkel brandblusstelsel.

(8) Die Direkteur: Water bepaal of outomatiese sprinkelstelsels gemeter moet word.

HOOFSTUK 10

VERSKEIE BEPALINGS INSAKE NIE-DRINKBARE WATER

61. Gebruik van water uit ander bronne as die munisipale watervoorsiening

(1) Niemand mag water wat uit ’n ander bron as die munisipale watervoorsiening afkomstig is, vir huishoudelike doeleindes gebruik, of toelaat dat dit gebruik word nie, tensy die betrokke water deur die Direkteur: Water vir daardie doel goedgekeur is en daar aan die voorwaardes soos deur die Direkteur: Water bepaal, voldoen is nie.

(2) Niemand mag water wat uit ’n ander bron as die munisipale watervoorsiening verkry is, aan enige waterverspreidingstelsel koppel tensy die vooraf skriftelike goedkeuring van die Direkteur: Water verkry is nie en dan slegs in ooreenstemming met die voorwaardes soos bepaal deur die Direkteur: Water.

(3) Enige eienaar van ’n perseel waarop ’n waterbron geleë is, moet binne 14-dae nadat ’n versoek daartoe gerig is, die Direkteur: Water van sodanige besonderhede as wat verlang mag word, voorsien.

(4) ’n Eienaar soos beoog by subartikel (3), moet op versoek, op eie koste die Direkteur: Water van sodanige sertifikate van wateranalise en bakteriologiese ondersoek as wat verlang mag word, voorsien.

(5) Die Direkteur: Water kan enige toestemming wat ingevolge subartikel (1) verleen is, herroep indien die Direkteur: Water van mening is dat—

(a) ’n voorwaarde wat ingevolge daardie subartikel ingestel is, nie nagekom word nie, of

(b) die water nie meer aan die vereistes soos deur die Direkteur: Water gestel, voldoen nie.

(6) Die bepalings van hierdie artikel stel nie ’n persoon vry van die nakoming van die toepaslike bepalings van die Nasionale Waterwet, 1998 (Wet 36 van 1998) of enige ander tersaaklike nasionale wetgewing nie.

62. Putte, boorgate, syfergate en uitgrawings

Elke eienaar van ’n perseel moet verseker dat enige put, boorgat, syfergat of uitgrawing wat op sy of haar perseel geleë is—

(a) sodanig beveilig is dat dit nie ’n gesondheidsgevaar sal skep nie, en

(b) nie op so ’n manier gevul, of met materiaal opgevul is, dat dit kan veroorsaak dat ’n aanliggende put, boorgat of ondergrondse waterbron besoedel of besmet word nie.

63. Kennisgewing van sink of grawe van boorgate, putte en syfergate

(1) Niemand mag ’n boorgat, syfergat of ’n put sink of uitgrawe, of toelaat dat dit gesink of uitgegrawe word nie, tensy die Direkteur: Water ten minste 14 dae vooraf skriftelike kennis van die voorneme om dit te doen, gegee is.

(2) Die kennisgewing bedoel in subartikel (1) moet die voorgestelde plek en doel waarvoor die water gebruik gaan word, stel.

(3) Indien water wat verkry word van ’n boorgat, of ander bron, op enige perseel gebruik word vir ’n doel wat aanleiding daartoe gee dat

sodanige water of ’n gedeelte daarvan in die munisipaliteit se rioolstelsel gaan uitloop, moet die eienaar ’n meter wat aan die munisipaliteit se spesifikasie voldoen, in die pyp wat van sodanige boorgat of ander bron lei na die punt of punte waar dit in die riool inloop, installeer.

(4) Die raad kan, by openbare kennisgewing, van die eienaar van enige perseel waarop ’n boorgat geleë is of, indien die eienaar nie so ’n perseel bewoon nie, die okkupeerder, vereis dat kennis gegee word van die bestaan van ’n boorgat op sodanige perseel en om sulke inligting omtrent die boorgat wat die raad mag vereis, te voorsien.

(5) Die Direkteur: Water kan, indien hy of sy dit nodig ag, vereis dat ’n studie op koste van die eienaar gedoen word ten einde vas te stel watter impak die voorgestelde put, boorgat of syfergat op die welstand van die gemeenskap mag hê.

64. Voorsiening van nie-drinkbare water deur die munisipaliteit

(1) Die Direkteur: Water kan op aansoek ingevolge artikel 19, nie-drinkbare water aan ’n verbruiker voorsien teen sodanige voorwaardes as wat hy of sy mag bepaal.

(2) Enige water wat ingevolge die bepalings van subartikel (1) voorsien word, mag nie vir huishoudelike doeleindes of enige ander doeleindes wat na die mening van die Direkteur: Water aanleiding mag gee tot ’n gesondheidsgevaar, gebruik word nie.

65. Vrywaring ten opsigte van die kwaliteit van nie-drinkbare water

(1) Geen waarborg, hetsy uitdruklik of stilswygend, is van toepassing op die suiwerheid of die toepaslikheid vir die doel waarvoor die voorsiening toegestaan is op enige nie-drinkbare water wat deur die munisipaliteit voorsien word nie.

(2) Die gebruik van nie-drinkbare water is uitsluitlik op die risiko van die verbruiker, en die munisipaliteit is nie verantwoordelik vir enige gevolglike skade of verlies wat direk of indirek mag voortspruit uit die gebruik daarvan nie.

66. Waarskuwingskennisgewings

(1) ’n Eienaar van ’n perseel waarop nie-drinkbare water gebruik word, moet verseker dat alle aansluitingspasstukke en alle apparaat wat water voorsien of gebruik duidelik met ’n weerbestande kennisgewing gemerk is wat aandui dat sulke water nie vir huishoudelike doeleindes geskik is nie.

(2) In ’n gebied waar behandelde riooluitvloeiel gebruik word, moet die verbruiker op opsigtelike plekke weerbestande kennisgewings aanbring wat aandui dat die water nie geskik is vir huishoudelike doeleindes nie.

(3) Elke waarskuwingskennisgewing wat ingevolge subartikels (1) en (2) vereis word, moet in die drie amptelike tale van die Provinsie wees.

Bylae 1

Herroeping van Verordenige

Brackenfell Munisipaliteit	Watervoorsieningsverordening: PK 499/1970
Stad Kaapstad	Waterverordening: PK 30/1996
Stad Kaapstad	Waterdiensteverordening om die gebruik van water te beperk of in te perk: Provinsiale Koerant 5994 van 28 Maart 2003
Durbanville Munisipaliteit	Waterverordening: PK 665/1968
Durbanville Munisipaliteit	Addisionele Watervoorsieningsverordening: PK 612/1994
Goodwood Munisipaliteit	Waterverordening: PK 337/1991 soos gewysig
Ikapa Dorpsraad	Watervoorsieningsverordening: GK R1107/1984
Kraaifontein Munisipaliteit	Waterverordening: PK 842/1960, soos gewysig
Kraaifontein Munisipaliteit	Addisionele Watervoorsieningsverordening: PK 848/1979, soos gewysig
Kuilsrivier Munisipaliteit	Waterverordening: PK 581/1962
Kuilsrivier Munisipaliteit	Addisionele Watervoorsieningsverordening: PK 216/1978, soos gewysig
Lingelethu-Wes Dorpsraad	Watervoorsieningsverordening: GK R1107/1984
Llwandle Dorpsraad	Watervoorsieningsverordening: GK R1107/1984
Mfuleni Dorpsraad	Watervoorsieningsverordening: GK R1107/1984
Milnerton Munisipaliteit	Addisionele watervoorsieningsverordening: PK 110/1982
Parow Munisipaliteit	Addisionele Watervoorsieningsverordening: PK 98/1930, soos gewysig
Pinelands Munisipaliteit	Watervoorsieningsverordening: PK198/1924, soos gewysig
Simonstad Munisipaliteit	Watervoorsieningsverordening: PK 662/1954, soos gewysig
Simonstad Munisipaliteit	Addisionele Watervoorsieningsverordening: PK 663/1954
Simonstad Munisipaliteit	Watervoorsieningsverordening: PK 1059/1975, soos gewysig
Somerset-Wes Munisipaliteit	Watervoorsieningsverordening: PK 310/1910, soos gewysig
Weskus Skiereiland Munisipaliteit	Watervoorsieningsverordening: PK 14/1997

Bylae 2

Wateraanvraagbestuur

1. Niemand mag sonder die vooraf skriftelike toestemming van die Direkteur: Water, met drinkwater ’n tuin, sportveld, park, of ander grasbedekte gebied tussen die ure 10:00 en 16:00 natmaak nie.

2. Waar ’n tuinslang gebruik word om ’n tuin, park of sportveld deur middel van ’n drinkbare waterbron nat te maak, moet ’n beheertoestel soos ’n sproeier aan die tuinslang gekoppel word.

3. Niemand mag sonder die vooraf skriftelike toestemming van die Direkteur: Water, drinkwater gebruik om ’n hardgemaakte oppervlak of plaveisel af te spuit nie.

4. ’n Tuinslang wat gebruik word vir die was van voertuie, bote en woonwaens moet met ’n outomatiese self-sluitende apparaat toegerus wees.

5. Outomatiese opvulstelsels met dobberkleppe wat van ’n drinkwaterbron gevoer word na swembaddens en tuinpoele is nie toelaatbaar nie.

6. Kommersiële motorwasserye moet ’n minimum van 50% van die water wat gebruik word met die bedryf van die stelsel, hergebruik.

7. Handewasbakke in openbare fasiliteite moet toegerus wees met aanvraag tipe krane.

8. Storte in openbare fasiliteite moet toegerus wees met aanvraag tipe kleppe.

9. Drinkwater mag nie gebruik word om bousand en ander boumateriaal te benat ten einde te verhoed dat dat dit wegwaai nie.

10. Aftapkrane op staanpype moet op ’n hoogte van ten minste 450mm, gemeet bokant grondvlak, wees.

11. Die maksimum stroomsneheid van enige kraan wat in ’n handewasbak aangebring is, mag nie meer as 6 liters per sekonde wees nie.

12. Die maksimum stroomsnelheid van enige stortkop mag nie meer as 10 liters per minuut wees nie.

13. Toiletbakke mag nie ’n groter kapasiteit as 9,5 liters hê nie.

14. Geen outomatiese spoelbak of storttenk mag gebruik word om ’n urinaal te spoel nie.

15. Binne twee jaar na die afkondiging van hierdie verordening, moet alle outomatiese spoelbakke wat aan urinale gekoppel is, vervang word met hand geaktiveerde stelsels of apparate wat die spoelstelsel in werking stel slegs nadat die urinaal gebruik is.

16. Aansluitingspasstukke wat aan die buitekante van geboue, wat nie woonhuise is nie, installeer word, moet-

    (a) ’n self-sluitende apparaat bevat, of

    (b) toegerus wees met ’n verwyderbare handvatsel, of

    (c) gesluit kan word om ongemagtigde gebruik te verhoed, of

    (d) van ’n aanvraagtipe wees wat die hoeveelheid water by elke gebruik beperk.

17. Water Oudit

    (a) Grootmaat waterverbruikers (daardie verbruikers wat meer as 3650 kiloliters per jaar gebruik), uitgesluit die wat uit veelvuldige wooneenhede bestaan, moet jaarliks ’n wateroudit doen. Die oudit moet uitgevoer word nie later nie as twee weke na die einde van die munisipaliteit se finansiële jaar. Die ouditverslag moet beskikbaar wees vir inspeksie deur amptenare van die Departement van Waterwese en Bosbou, die Waterraad (waar van toepassing) en die munisipaliteit.

    (b) Die oudit moet die volgende behels—

        (i) die hoeveelheid water wat gedurende ’n finansiële jaar verbruik is;

        (ii) die bedrag betaal vir water vir die finansiële jaar;

        (iii) die getal persone wat op die perseel of standplaas woon;

        (iv) die getal persone wat permanent op die perseel of standplaas werk;

        (v) ’n vergelyking van die bogemelde faktore met daardie wat ten opsigte van die vorige drie jare rapporteer is (waar beskikbaar);

        (vi) seisoensveranderinge in aanvraag (maandelikse verbruik);

        (vii) besonderhede van besoedelingsmonitering metodes;

        (viii) besonderhede van huidige maatreëls wat getref word om aanvraag van water te bestuur;

        (ix) besonderhede van planne om wateraanvraag te bestuur;

        (x) ’n vergelyking van die bogemelde faktore met daardie wat in elk van die vorige drie jare gerapporteer is (waar beskikbaar), en

        (xi) ’n skatting van die waterverbruik van die verskillende komponente wat in gebruik is.

18. Niemand mag toelaat dat water wat in enige toerusting as ’n hitte-uitruilingsmedium gebruik word, voortdurend vermors word nie, behalwe as dit gebruik word om ’n voorgeskrewe vlak van opgeloste soliede dele in ’n hersirkuleringsapparaat te onderhou.

Bylae 3

Pype wat gebruik word om Drinkwater te Gelei

Koperpype

Klas 0 en Klas 1 koperpype mag nie vir ondergrondse doeleindes aangewend word nie, tensy dit beskerm word met ’n hulsel.

Klas 0 koperpype mag nie gebuig, oopgebuig of aan die ente verleng en tot ’n hulsel omvorm word vir kappilêre tipe soldering nie.

Koperpype mag nie met brons gesweis of met silwer soldeer word nie.

Plastiekpype (Politileen, Polipropoleen en Poliviniel)

Plastiekpype mag nie gebruik word in brandinstallasies of gekombineerde huishoudelike- en brandinstallasies bokant die grondoppervlak nie.

Plastiekpype wat drinkwater gelei, moet beskerm word teen sonlig.

Plastiekpype mag nie in ’n posisie gebruik word waar deursypeling van gas of ander chemiese stowwe die water wat daarin vervoer word, mag besmet nie, tensy dit doeltreffend met ’n ondeurdringbare hulsel beskerm word.

Waar plastiekpype gebruik word om warm water vanaf ’n vasstaande warmwatersilinder installasie te gelei, moet die eerste 1,5 meters van die pypleiding van koper vervaardig wees.

Swart Staalpype

Swart sagtestaalpype en sy gepaardgaande passtukke mag nie gebruik word om water in huishoudelike installasies te gelei nie, tensy dit toepaslik aan die binnekant behandel en bedek is nie, en mag ook nie in die brandinstallasie gedeelte van ’n gesamentlike installasie gebruik word op so ’n manier dat dit die drinkbaarheid van die water in die gedeelte wat vir huishoudelike gebruik bedoel is, nadelig affekteer nie.

Gegalvaniseerde sagtestaalpype en waterpasstukke mag nie gebruik word in installasies wat aan die munisipaliteit se hoofwaterpyp gekoppel is en met water daarvandaan voorsien word nie.

Enige pyp wat water vanaf die munisipaliteit se hoofwaterpyp gelei, mag nie as ’n integrale deel van ’n betonstruktuur installeer word nie.

1 September 2006 18366

ISIXEKO SASEKAPA

UMTHETHO KAMASIPALA WAMANZI

Ulawulo nomiselo lweenkonzo zamanzi kwiSixeko

Ucwamgciso Lwamacandelo

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2. Ukusetyenziswa kunye nenjongo yalo mthetho kamasipala
3. Izicwangciso zethutyana
4. Amagunya oMlawuli: Amanzi
5. Imigangatho yeenkonzo
6. Ukuqeshwa kwamagosa agunyazisiweyo
7. Ulwabiwo-msebenzi
8. Ulungiso kwiinkonzo zezixhobo zamanzi
9. Amathuba okuxakeka afutshanisileyo kwakunye neemeko ezifuna ukuthathelwa amanyathelo ngokukhawuleza
10. Imisebenzi kawonke-wonke
11. Ukufunyanwa kwakhona kwamaxabiso
12. Izaziso zentsebenziswano
13. Uxanduva lokusebenzisana nalo mthetho kamasipala.
14. Amatyala nezigwebo
15. Ukukhululwa kwiimfanelo ezisemthethweni
16. Ukurhoxiswa
17. Izibheno

Isahluko 2: Izibonelelo ngokubhekiselele kuNikezelo lwaManzi

18. Ukusetyenziswa kwamanzi ngokungekho mthethweni
19. Isicelo sonikezelo lwamanzi
20. Izivumelwano ezikhethekileyo zonikezelo lwamanzi
21. Imibhobho ezitalatweni okanye kwiindawo zikawonke-wonke
22. Izimali
23. Ukupheliswa kwezivumelwano
24. Izibonelelo ngendlela yonikezelo lwamanzi
25. Uphazamiseko ekufikeleleni kwindlela yonikezelo lwamanzi
26. Ubonelelo lwemibhobho yonxibelelwano
27. Unxibelelwano olungaphakathi phakathi kwezakhiwo nomhlaba
28. Ubonelelo kunye nendawo yezivalo ezahlulayo/ezizimeleyo
29. Imiqathango ngokubanzi yonikezelo
30. Uthintelo okanye ukunqunyanyiswa konikezelo
31. Uphazamiseko lonikezelo ngesicelo somnini
32. Ususo lonxibelelwano lwamanzi
33. Ukulinganiswa kwamanzi anikezelweyo
34. Ubungakanani bamanzi anikezelweyo
35. Amanzi anikezelwe esuka kwimibhobho yamanzi kamasipala
36. Ukuthengiswa ngokutsha kwamanzi
37. Izilinganisi-manzi ezinesiphene
38. Uqikelelo lobungakanani bamanzi anikezewe umsebenzisi-nkonzo ngezilinganisi-manzi esineziphene
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42. Usetyenziso lwamanzi ngokungakhathali
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52. Abantu abavumelekileyo ukwenza ufakelo neminye imisebenzi

53. Uxanduva lomnini sakhiwo nomhlaba

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54. Ukubulawa kweentsholongwane kufakelo lwamanzi, kuquka namatanki okugcina amanzi

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55. Unikezelo kunye nokugcinwa kofakelo lwamanzi lusemgangathweni

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57. Indlela eyiliweyo yofakelo lwamanzi

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59. Ukhuseleko longcoliseko lwamanzi

Isahluko 9: UFakelo (lwezixhobo) loMlilo

60. UFakelo loMlilo

Isahluko 10: IZibonelelo zeZinto ngezinto ngokuBhekiselele kuManzi aSelwayo

61. Ukusetyenziswa kwamanzi asuka kwezinye iindawo ngokungaphandle kwamanzi anikezelwa ngumasipala

62. Amaqula, imingxuma yezitsala-manzi, iindawo zamaqula

63. Isaziso sokwemba imingxuma yezitsala-manzi, imithombo, neendawo zemithombo

64. Unikezelo lwamanzi okusela ngumasipala

65. Ukuzibhekelisa ngokubhekiselele kubunjani bamanzi okusela

66. Izaziso ezizizilumkiso

Uluhlu lweeNkqubo

1. Ukurhoxiswa kwemithetho kamasipala

2. Ulawulo lwamanzi olunyanzelekileyo

3. Imibhobho esetyenziselwa ukugqithisa amanzi okusela

Isahluko 1

Iinkcazelo kunye neziBonelelo ngokuBanzi

1. Iinkcazelo

Kulo mthetho kamasipala, ngaphandle kokuba imeko leyo mhlawumbi ibonakalisiwe

"amagosa agunyazisiweyo" kuthetha amagosa kamasipala agunyazisiweyo nguMlawuli weSixeko ukunyanzelisa izibonelelo zomthetho kaMasipala;

"unikezelo lwamanzi olusisiseko" luthetha imilinganiselo esemgangathweni yonikezelo lweenkonzo zamanzi efanelekileyo yokunikezela amanzi ngokuthembekileyo kwimizi ukuxhasa ubomi kwakunye nococeko lomntu ngokuphantsi koMthetho weeNkonzo zaManzi, Nombolo 108 ka 1997 ebekiweyo kwakunye nemiqathango eyabhengezwa ngokuphantsi kwawo;

"isitsala-manzi" sithetha umngxuma otshonileyo emhlabeni ngenjongo zokufumana, ukutsala okanye ukusebenzisa amanzi angaphantsi komhlaba; kunye nokuquka namanzi atsitsa phantsi komhlaba, umthombo, nendawo yomthombo;

"ISixeko" sithetha indawo yolawulo lukamasipala ngokusemthethweni, ecandwe ngokuphantsi koRhulumente weNgingqi: uMthetho woCando kaMasipala, 1998 (uMthetho Nombolo 27 ka 1998);

"UMlawuli weSixeko" uthetha umntu owonyulwe libhunga ngokwesikhundla somlawuli kamasipala;

"umbhobho wokudibanisa" uthetha umbhobho, onobunini obunikezelwe kumasipala waza wafakelwa nguye ngeenjongo zokugqithisa amanzi asuka kwindawo eyintloko ukuya kwindawo yofakelo, kunye nokuquka ''umbhobho wonxibelelwano'' obizwa nge-SANS 10252: 2004 iNdawo1;

"umsebenzisi-nkonzo" uthetha nawuphi umntu osebenzisa amanzi asuka nakuluphi ufakelo oludityaniswe kumbhobho wokudibanisa onikezelwa ngamanzi ngoyintloko;

"ibhunga" lithetha ibhunga likamasipala okanye nawaphi na amanye amasebe/ amaqela kamasipala opolitiko, amalungu e-ofisi yopolitiko, oceba, okanye amalungu abasebenzi, agunyaziswe ngokufanelekileyo ngabathunywa;

"uLawulo lweNgeniso elityala kunye noLawulo lweNkqubo yoMthetho kaMasipala wamaTyala", kuthetha ukuba uLawulo lweNgeniso elityala kunye noLawulo lweNkqubo yoMthetho kaMasipala wamaTyala, owamkelwa libhunga waza wapapashwa kwi-kwiPhephandaba likarhulumente lePondo *I-Gazette yePhondo*;

"ngeenjongo zasekhaya" ngokubhekiselele kunikezelo lwamanzi kuthetha amanzi anikezelelwa ukusela, ukuhlamba kunye neenjongo zokupheka ngaphakathi kwizakhiwo esetyenziselwa kuphela iinjongo zokuhlala;

"uMlawuli: Amanzi" uthetha umsebenzi kamasipala ojongene nemicimbi yaManzi neyoCoceko kumasipala;

"ukukhathazwa kwempilo" kuthetha imeko, okanye isimo esithi sibeke emngciphekweni ubomi okanye impilo okanye echaphazela ngokungalunganga intlalontle yabantu nasekuhlaleni okanye intlalontle yabantu ngokwasengqondweni okanye ngokwasekuhlaleni, okanye eyenza umngcipheko kokusingqongileyo, kwaye 'neengozi zempilo'' zikwanentsingiselo efanayo;

"umsebenzi wofakelo" uthetha ukusebenza ngokuphantsi kolwakhiwo lwe-, okanye lwenziwe kwi-, kufakelo lwamanzi;

"I-JASWIC" ithetha iNkqubo yeNdibaniselwano eyaMkelekileyo yeziXhobo zoFakelo lwaManzi, apho umasipala ayinxalenye yayo;

"oyintloko" uthetha umbhobho, ngaphandle kombhobho wonxibelelwano, ubunini obubobukamasipala ngokusemthethweni osetyenziswa nguye ngeenjongo zokugqithisela amanzi kubasebenzisi-nkonzo;

"isixhobo sokulinganisa" kuthetha isixhobo esilinganisa ubungakanani bamanzi agqitha ngaso;

"umasipala" uthetha uMasipala weSixeko saseKapa;

"umhlali" uthetha umntu ohlala kuzo naziphi na izakhiwo okanye kwisiqingatha sendawo ngoko, ngaphandle kokujonga ubunini bakhe lowo uhleliyo;

"umnini" uthetha—

(a) umntu othi amaxesha amaninzi ubunini obusemthethweni bomhlaba nesakhiwo bube bobakhe;

(b) kwimeko apho umntu onelungelo elisemthethweni lobunini besakhiwo nomhlaba engenakuhlawula matyala okanye eswelekile, okanye ephantsi kwayo nayiphi na imeko yokukhubazeka ngokusemthethweni, umntu lowo ulawulo lwezo zakhiwo nemihlaba luphantsi kwelungelo lakhe ngokusemthethweni njengomgcini, umphathiswa, umsayini, umlawuli, umlawuli ongumgwebi, umsebenzisi-nkonzosi wempahla ukuze kuhlawulwe ityala okanye omnye ummeli womthetho;

(c) nakuyiphi imeko apho ibhunga lingakwaziyo ukufumanisa ukuba ngubani lowo mntu, umntu ofanelekileyo kuxhamlo lokusebenzisa ezo zakhiwo okanye isakhiwo okanye izakhiwo ngoko;

(d) kwimeko apho ngaphakathi kwizakhiwo kungenwe kwisivumelwano sokuqeshisa seminyaka engama-30 nangaphaya, umqeshi/oqeshileyo ngoko;

(e) umntu othenge isakhiwo nomhlaba ongasukiyo kumasipala, ngokuphantsi kwenkqubo evumela ukuba ixabiso ekuthengwe ngalo lihlawulwe ngezavenge nongakhange afumane utshintsho kumasipala;

(f) ngokubhekiselele kwi—

(i) isiqingatha somhlaba esicaciswe kwisicwangciso somhlathi obhalisiweyo ngokuphantsi koMthetho woMhlathi weeTayitile, 1986 (uMthetho 95 ka 1986), umphuhlisi okanye iqumrhu ngokubhekiselele kumhlaba nesakhiwo salo lonke, okanye

(ii) icandelo njengoko licacisiwe kuMthetho ololo hlobo, umntu ogama lakhe libhaliswe phantsi kwesahluko sobunini bomhlaba ngokusemthethweni; kuquka ne-arhente enyulwe ngokusemthethweni yomntu onjalo;

"umntu" uquka umntu ngokwasemthethweni;

"Ungcoliseko" luthetha uguqulo ngokubonakalayo, ngokwekhemikhali okanye ngokobugcisa obungqalileyo okanye obungangqalanga lwezixhobo zamanzi ukuze benziwe bu—

(a) bungalungeli ngokwanelisayo iinjongo zokuxhasa nokunjani njengendlela ebebulindeleke ukuba busebenze ngayo; okanye

(b) bubeyingozi okanye bubenokwenza ingozi—

(i) kwintlalontle, kwimpilo okanye kukhuseleko lwabantu;

(ii) kwizinto zendalo zamanzi nezasemhlabeni;

(iii) kubunjani bezixhobo; okanye

(iv) kwisakhiwo nomhlaba;

"isaziso sikawonke-wonke" sithetha isaziso esipapashwe kwiphephandaba ngekungenani ngeelwiimi ezimbini ezisemthethweni ezisetyenziswa ngokubanzi kwiPhondo leNtshona Koloni kwakunye, nalapho kufanelekileyo, isaziso, masipapashwe kwiphephandaba elivela kakhulu ngolwimi olusetyenziswa ekupapasheni isaziso;

"upapasho" luthetha:—

(a) ukupapasha isaziso kwi-*Gazette yePhondo*, kunye

(b) ukunikezela amaqela anomnqweno ngeekopi zopapasho olulolo hlobo, kunye

(c) ukuxhoma isaziso ukupapasha kwiibhodi zezaziso zikamasipala.

"intlawulo ebekiweyo" ithetha imali, intlawulo okanye uluhlu lwamaxabiso olugqitywe nolubekwe libhunga ngokuphantsi koMthetho kaMasipala weNkqubo yoLuhlu lwamaXabiso;

"I-SABS" ithetha i-South African Bureau of Standards ebizwa ngokoMthetho weMingangatho, uNombolo. 29 ka 1993;

"I-SANS" ithetha umgangatho obekiweyo wakhutshwa yi-SABS ngokuphantsi kwezibonelelo zoMthetho weMigangatho, uNombolo. 29 ka 1993;

"umbhobho wenkonzo" uthetha umbhobho oyinxalenye yofakelo lwamanzi nofakelwe phakathi kombhobho wokunxibelelana nesilinganisi-manzi;

"itanki yokugcina" ithetha itanki eyenza inxalenye yofakelo lwamanzi esetyenziselwa ukugcina amanzi, nangaphandle kokuba yitanki yamanzi enceda amanzi kwipani evalekileyo okanye itanki yokuchamela kwakunye netanki esetyenziselwa ukugcina amanzi atshisayo;

"Umthetho kaMasipala weNkqubo yoLuhlu lwamaXabiso" uthetha umthetho kaMasipala woluhlu lwamaxabiso ophunyezwe libhunga ngokuphantsi kwecandelo 75 loMthetho weeNkqubo zikaMasipala: woRhulumente weNgingqi, Nombolo 32 ka 2000, okanye ngokuxhomekeke kuphunyezo olo, lwesigqibo libhunga ngokuphantsi kwecandelo 75A laloo Mthetho ukurhafisa nokufumana kwakhona izimali, iintlawulo okanye uluhlu lwamaxabiso.

"ixesha elimisiweyo lokulinganisa amanzi "lithetha ulinganiso lwamanzi kwindawo yokuphuma yofakelo lwamanzi elawula ukukhutshwa kwamanzi kufakelo lwamanzi;

"amanzi" athetha amanzi alungele ukuselwa ngaphandle kokuba kuchaziwe;

"Ugcino lwamanzi" luthetha ukugcinwa kwamanzi okanye ukusetyenziswa kwamanzi ngendlela efanelekileyo;

"ufakelo lwamanzi" luthetha imibhobho nolungiselelo lwamanzi olukuzo naziphi izakhiwo noluselungelweni lomnini ngokusemthethweni ngoko nolusetyenziswe okanye olulindeleke ukusetyenziswa ngokunxulumene nokusetyenziswa kwamanzi kwezo zakhiwo , kunye nokuquka—

(a) umbhobho nolinganiselo lwamanzi ngaphandle kwemida yezakhiwo nomhlaba okanye mhlawumbi ibekwe ngokwemvume kamasipala, kwaye ikwaquka, kwakunye

(b) no 'fakelo lomsebenzisi-nkonzo' njengoko kucingelwe nguMthetho weeNkonzo zaManzi, uNombolo 108 ka 1997 kwakunye nemiqathango ephunyezwe ngokuphantsi kwawo ngoko;

"iinkonzo zamanzi" okanye nayiphi inxenye ngoko; zithetha ukuthatyathwa, ukugqithiswa, ukulungiswa nokuhanjiswa kwamanzi alungele ukuselwa, amanzi alindelwe ukutshintshelwa kumanzi okusela okanye amanzi asetyenziselwa ushishino nemveliso yaye oko kubandakanya neenkonzo zococeko;

"ubuchule benkonzo zamanzi" buthetha nawuphi umhlaba apho kukho isakhiwo senkonzo eziluncedo ebantwini, esifakelwe okanye esisetyenziswa ngumasipala, okanye indawo eqokelela amanzi emvula enxulumene nonikezelo lwamanzi.

"umlamli weenkonzo zamanzi" uthetha nawuphi umntu onyanzelekileyo ukuba anike iinkonzo zamanzi komnye ngokuphantsi kwesivumelwano apho isibophelelo sokunikeza iinkonzo zamanzi sihambiselana nento/ nomba ongundoqo weso sivumelwano;

"inkqubo yonikezelo lwamanzi" ithetha amaziko, imisele ephezu komhlaba, imibhobho, izivalo, iimpompo, izilinganisi-manzi, okanye nezinye izixhobo ezinxulumene noko ezizezikamasipala ngokuselungelweni nezisetyenziswa okanye ezilindeleke ukusetyenziswa nguye ngokunxulumene nonikezelo lwamanzi, kunye nokuquka nayiphi inxalenye yenkqubo; kunye

"indawo yomthombo" ithetha umbhobho omncinci onqumlayo otsazisela kwisanti engadibananga okanye kulwakhiwo lwegrabile, olunempompo eyakhelwe kumgangatho ophantsi ukuze yonyuse isasaze namanzi.

2. Ukusebenza kunye nenjongo yalo mthetho kamasipala

(1) Lo mthetho kamasipala ubophelela ilungu likarhulumente.

(2) Ngaphandle kokuba enye into ephikisa oku, ukophulwa kwalo mthetho kamasipala okwenzeke ngaphakathi kwizakhiwo ngokubhekiselele—

(a) kufakelo lwamanzi, ngaphandle kwesibonelelo esinxulumene nokusetyenziswa kwamanzi akufakelo, luya kufanela lwaphulwe ngumnini wezakhiwo, kunye

(b) nokusetyenziswa kwamanzi asuka kufakelo kuya kuthathwa njengolwaphulo ngumsebenzisi-nkonzo.

(3) Akukho mnini uya kunyanzeleka ukuba azibophelele kulo mthetho kamasipala ngokuphazamisana nofakelo lwamanzi okanye inxalenye yalo olwalumiselwe ngokusebenzisana nawo nawuphi na umthetho ofanelekileyo ophambi komhla wokuqala kwalo mthetho kamasipala.

(4) Amanzi ayanikezelwa ngokwemiqathango yezibonelelo zalo mthetho kamasipala, kodwa xa kuyimbono yoMlawuli: Amanzi yokuba akuzi kuba lula ukunikezela amanzi ngendlela ebonelelwa ngulo mthetho kamasipala okanye kuza kuba ziindleko oko kuye ngamnye umsebenzisi-nkonzo kulo mmandla uthile, uMlawuli: Amanzi anganakho, ngokothethwano negosa elilawulayo leenkonzo zempilo zikamasipala, ukuqinisekisa enye indlela yokunikezela amanzi.

(5) Apho uMlawuli: Amanzi aqinisekise enye indlela yokunikezela ngamanzi ngokwemiqathango yecandelo (6) elingezantsi, lo mthetho kamasipala, ngokwemfuno leyo, uya kusetyenziswa kunikezelo-mhlaba kwimimandla enjalo, kodwa ngokwemiqathango ebekwe nguMlawuli: Amanzi.

(6) Apho umasipala asebenzisa unikezelo ngeenkonzo zamanzi zangaphandle, lo mthetho kaMasipala uhlala usebenza kwaye ibhunga lihlala lingumlawuli onegunya.

3. Izicwangciso zethutyana

(1) Ukuba igunya lofakelo lalinikezelwe ngaphambi komhla wokuqala kwalo mthetho kaMasipala, okanye ukuba umsebenzi osemthethweni uyaqhubeka ngalo mhla, lowo msebenzi kuya kufuneka uthobele nayiphi imithetho elawula uhlobo lwalo msebenzi eyayinyanzelekile kwiSixeko ngaphambi kwalo mhla.

(2) UMlawuli: Amanzi unakho, ngokwesithuba seentsuku ezingama-90 emva kokuqala kwalo mthetho kamasipala, anike igunya lokwenza umsebenzi wofakelo ngokuhambiselana nayo nayiphi imithetho elawula olo hlobo lomsebenzi owawunyanzelekile kwiSixeko ngaphambi kwalo mhla.

(3) Nasiphi isivumelwano sonikezelo lwamanzi, phakathi komasipala nomsebenzisi-nkonzo ongengomnini wesakhiwo abangena kuso ngaphambi kophunyezo lwalo mthetho kamasipala, siya kuhlala sinyanzelekile, de kube lixesha apho

(a) umsebenzisi-nkonzo eshiya isakhiwo nomhlaba, okanye

(b) kukho utshintsho kubunini obusemthethweni bomnini wezakhiwo nomhlaba,

kusemva koko apho umasipala aya kungena kwisivumelwano nomnini wesakhiwo.

4. Amagunya oMlawuli: Amanzi

(1) Ukuba, ngokwembono yoMlawuli: Amanzi, ufakelo lwamanzi okanye inxalenye yalo kwizakhiwo nomhlaba lunophazamiseko okanye ngokwemeko enokuthi idale ukonakala okanye ukusebenziseka kwamanzi okugqithisileyo, ungcoliseko lwamanzi, okanye ubungozi kwimpilo nakukhuseleko, uMlawuli: Amanzi ngokwesaziso esibhaliweyo kuya kufuneka ukuba umnini athobele izibonelelo zalo mthetho kamasipala ngokwethuba elimiselweyo.

(2) UMlawuli: Amanzi kufuneka athethane negosa elikulawulo leenkonzo zempilo zikamasipala kwimiba yonke apho kukho ukucingeleka kwengozi yempilo okanye ungcoliseko lwempilo.

(3) Ukuba uMlawuli: Amanzi unesizathu sokukholelwa ukuba ufakelo lwamanzi lunokuba nesiphene esinokukhokelela okanye sibeke emngciphekweni impilo nokhuseleko kubahlali bezakhiwo nomhlaba, unokufuna ukuba ufakelo lwamanzi luhlolwe okanye lulungiswe isiphene ngendleko yomnini.

5. Imigangatho yenkonzo

(1) Ibhunga linakho, kumaxesha ngamaxesha, nangokuhambiselana nomgaqo-nkqubo kazwelonke, kodwa ngaphantsi kwemiqathango yokugcina nokuba nakho, ngesaziso sikawonke-wonke, ligqibe imigangatho yeenkonzo enokuzinika abasebenzisi-nkonzo.

(2) Ibhunga linokuthi ekugqibeni umgangatho wenkonzo lahlule phakathi kweendidi zabasebenzisi-nkonzo, imimandla ngokwemida kwakunye nemimandla ngokwentlalo noqoqosho.

(3) Le mingangatho yenkonzo ilandelayo inakho, ngokuphantsi kwecandelo (1) elingezantsi inikezwe ngumasipala ngexa lokubhengezwa kwale mithetho kamasipala—

(a) iinkonzo zonikezelo lwamanzi zemizi—

(i) ziquka umlinganiselo womgangatho wenkonzo enikwa ngumasipala;

(ii) zinemibhobho elungisiweyo nemileyo okanye itanki yamanzi emileyo elungiswe nokuba kungombhobho oxananazileyo okanye itanki emiswe kumgama olingeneyo onokufikeleleka ngenyawo ukusuka nakuwuphi umzi;

(iii) zifakelwa simahla ngaphandle kwentlawulo;

(iv) inikezwa kubasebenzisi-nkonzo simahla ngaphandle kwayo nayiphi intlawulo, kwaye

(v) zigcinwa zisebenza ngumasipala.

(b) ukudityaniswa okungaphakathi kwenxiwa okungadibenanga nalo naluphi ufakelo lwamanzi—

(i) okunombhobho omileyo ongenasilinganisi-manzi ngaphakathi kwizakhiwo ezingadibananga nofakelo lwamanzi;

(ii) kufakelwa simahla ngaphandle kwentlawulo; kwaye

(iii) kugcinwa kusebenza ngumasipala.

(c) ukudityaniswa kwesilinganisi-manzi samanzi ephuma ngamandla-

(i) kufakelwa ngokuhambelana neentlawulo ezimiselweyo;

(ii) kufakelwa ngokuchasene neentlawulo ezimiselweyo, kwaye

(iii) kwanofakelo lwamanzi olugcinwa lusebenza ngumsebenzisi-nkonzo.

6. Ukuqeshwa kwamagosa agunyazisiweyo

UMlawuli weSixeko angaqesha amagosa anegunya.

7. Ulwabiwo-msebenzi

(1) UMlawuli weSixeko angabela nabani neliphi igosa likamasipala amagunya nemisebenzi yakhe ngokwemiqathango yalo mthetho kamasipala.

(2) UMlawuli: Amanzi angabela neliphi igosa likamasipala amagunya nemisebenzi yakhe.

8. Ukungena kwiinkonzo zoncedo lwamanzi

(1) Wonke umntu ongena kwiinkonzo zoncedo lwamanzi, makathobele imiqathango yoMlawuli: Amanzi esetyenziswa kunye nemiqathango yokungena kwisiza ebonakaliswe ngohlobo lwesaziso ekungeneni kwinxiwa.

(2) Umntu ongazithobeli ezi ziqulatho zesaziso ekungeneni kwiinkonzo zoncedo zamanzi unetyala.

9. Amaxesha kaxakeka afutshanisileyo kunye neemeko apho kufuneka kuthathwe amanyathelo ngokukhawuleza

(1) UMlawuli: Amanzi unakho, kwimeko zamaxesha kaxakeka afutshanisileyo okanye kwimeko apho kufuneka kuthathwe amanyathelo ngokukhawuleza athathe nayiphi na imiqathango efanelekileyo ukukhusela okanye ukususa loo meko okanye oko kuxakeka kufutshanisileyo.

(2) Xa ixesha okanye imeko yokuxakeka efutshanisileyo isenzeka kwisakhiwo nomhlaba ozimeleyo, njengoko kucingeleka kwicandelo (1) elingezantsi, uMlawuli: Amanzi unakho—

(a) ngesaziso esibhaliweyo ukunika umgqaliselo kumnini ukuba athathe imiqathango enjalo nanjengoko kunokuba yimfuneko ukukhusela okanye ukususa imeko okanye ukuxakeka okufutshanisileyo, okanye

(b) kwisithuba apho umnini engenakufumaneka okanye engakwazi ukuthobela kwangethuba iimfuno zoMlawuli: Amanzi, unokuthatha imiqathango elolo hlobo njengoko kuyimfuneko ukukhusela okanye ukususa loo meko okanye ukuxakeka okufutshanisileyo.

(3) Kwisithuba apho ixesha lokuxakeka livela kufakelo lwamanzi umnini wolo fakelo lwamanzi unoxanduva ngokusemthethweni kwiintlawulo ezenziwe ngumasipala.

(4) Kwisithuba apho inyathelo lithathwa ngokokucingela komhlathi (b) wecandelo (2) elingezantsi, uMlawuli: Amanzi unika ingxelo ngomba lowo kuMlawuli weSixeko ngaphandle kokulibazisa.

(5) Ukuba ngokwembono zoMlawuli: Amanzi ubona ukuba elo nyathelo lifanelekile njengomba ongxamisekileyo ukukhusela ukonakaliswa kwamanzi, ukonakaliswa kwesakhiwo nomhlaba, ayingozi kubomi okanye kungcoliseko lwamanzi, unoku—

(a) qumamisa unikezelo lwamanzi nakuziphi izakhiwo nomhlaba, ngaphandle kokwenza isaziso kuqala, kwaye

(b) unokungena kwezo zakhiwo enze umsebenzi wexesha lokuxakeka, ngendleko zomnini, ukuba unokubona kuyimfanelo, kwaye ngaphezulu ngesaziso esibhaliweyo afune umnini enze lo msebenzi wongezelekileyo ngethuba elimiselweyo njengoko enokubona kufanelekile.

10. Imisebenzi kawonke-wonke

(1) Ilungu ngalinye likawonke-wonke kufuneka, lazi ngexesha lokuxakeka nanini, nangemeko efutshanisileyo efuna umqwalasela okhawulezileyo okanye nayiphi imeko enokwenza ukuba konakaliswe amanzi okanye angcoliseke, ukuba kufuneka lazise uMlawuli ngokukhawuleza.

(2) Naye nawuphi na umntu othathe amanyathelo ngokwemiqathango yecandelo (1) elingezantsi onganqweneli kwaziwa, unokucela ukuba igama lakhe lingaziswa nakwawaphi na amanyathelo athatyathwayo.

11. Ukufunyanwa ngokutsha kweendleko

(1) Wonke umntu owaphula izibonelelo zalo mthetho kamasipala unoxanduva lokubuyekeza umasipala ngayo nayiphi ilahleko okanye umonakalo owenziwe ngenxa lesiphumo solo lwaphulo-mthetho.

(2) Umasipala angafumana ngokutsha naziphi indleko ezenzeke ngokuthatha imiqathango ngokuphantsi komthetho kaMasipala kuye nawuphi na umntu owayephantsi kwesibophelelo ngokusemthethweni sokuba alandele loo miqathango, kuquka—

(a) umntu owayenikezwe isaziso sokuthobela;

(b) umnini wezakhiwo nomhlaba ochaphazelekayo, okanye

(c) umsebenzisi-nkonzo.

(3) UMlawuli weSixeko unokukhupha umqathango wendleko ofuna ukuba umntu onoxanduva lokuhlawula indleko ezenzeke ngokuphantsi kwemiqathango yecandelo (1) elingezantsi ahlawule ezo ndleko ngomhla omiselweyo ukuze loo mqathango uthathwe njengomthetho wexabiso elifunekayo.

12. Izaziso zokuthobela

(1) Xa ilungu elinegunya lifumanise ukuba isibonelelo saphulwe/sisetyenziswe ngokungekho mthethweni okanye imeko yenokubangela ukuba sibe kwizinga elinokukhokelela kulwaphulo lwalo mthetho kamasipala, elo gosa linegunya linokukhupha isaziso sokuthobela kumsebenzisi-nkonzo okanye kumnini owaphula izibonelelo zalo mthetho kamasipala.

(2) Isaziso esikhutshwa ngokwemiqathango yecandelo (1) elingezantsi masibonise—

(a) ukuba isibonelelo somthetho kaMasipala ukuba saphulwe okanye siza kophulwa ukuba imeko iyavunyelwa ukuba iqhubeke;

(b) imiqathango emayithathwe ukulungisa imeko, kwakunye

(c) nesithuba sexesha apho isaziso kufuneka sibe sesithontyelwe.

(3) Ukuba umntu owayenikwe isaziso ngokwemiqathango yecandelo (2) elingezantsi, akathobeli imfuno zesaziso, uMlawuli: Amanzi unokuthatha lawo manyathelo njengemfuneko yokulungisa loo meko ngendleko zalowo mntu uchaphazelekayo, okanye athathe nawaphi amanyathelo afanelekileyo ukuqinisekisa ukuthobela.

13. Uxanduva lokuthobela lo mthetho kamasipala.

(1) Umnini unoxanduva lokuqinisekisa ukuthobela lo mthetho kamasipala ngokubhekiselele kuyo yonke imiba enxulumene nofakelo lwamanzi nokugcinwa kwalo lusemgangathweni ngoko.

(2) Umsebenzisi-nkonzo unoxanduva lokuthobela lo mthetho kamasipala ngokubhekiselele kwimiba nayiphi yokusetyenziswa kwamanzi.

14. Amatyala nezigwebo

Nawuphi na umntu—

(a) owaphula okanye ongathobeli naziphi izibonelelo zalo mthetho kamasipala;

(b) ongathobeli naso nasiphi isaziso esikhutshwe ngokwemiqathango yalo mthetho kamasipala;

(c) ongathobeli nayo nayiphi imiqathango esemthethweni enikwe ngokwemiqathango yalo mthetho kamasipala, okanye

(d) ophazamisa okanye ongumqobo kummeli okanye umqeshwa kamasipala ekwenzeni imisebenzi yakhe ngokuphantsi kwalo mthetho kamasipala,

abekwe ityala kwaye kuyimfanelo ngokusemthethweni ukuba anikwe isigwebo.

15. Ukukhululwa kwimfanelo ngokusemthethweni

Umasipala akanatyala ngokusemthethweni kuko nakuphi ukonakaliswa kwesakhiwo nomhlaba okwenziwe kukuphuma kwamanzi asuka kwincam yesilinganisi esishiywe sivulekile xa unikezelo lwamanzi belufakelwa kwakhona, obelulandela uphazamiseko ngenxa yaso nasiphi isizathu

16. Ukurhoxisa

Imithetho eyayivunywe ngokusemthethweni libhunga okanye ngamalungu alo angaphambili ngokubhekiselele kwisiqingatha seSixeko, iyarhoxiswa, kangangendlela/ngokwemiqathango yeCandelo 1 ngokwalapha.

17. Izibheno

Umntu omalungelo akhe achatshazelwe linyathelo elithathwe ngokwemiqathango yegunya okanye ngokomsebenzi ogunyazisiweyo okanye ogunyaziswe ngezantsi ngokwemiqathango yalo mthetho kamasipala, angabhena ngokuchasene neso sigqibo ngokubhekiselele kwicandelo 62 loMthetho weeNkqubo zikaMasipala, uNombolo 32 ka 2000 : woRhulumente weNgingqi.

ISAHLUKO 2

IZIBONELELO NGOKUBHEKISELELE KUNIKEZELO LWAMANZI

18. Ukusetyenziswa kwamanzi okungekho mthethweni

Akukho mntu onokusebenzisa amanzi asuka kwisixokelelwane sokunikezela ngamanzi—

(a) ngaphandle kokuba isivumelwano ekubhekiselele kuso kwicandelo 19 okanye 20 sesigqityiwe, okanye

(b) ngaphandle kuphela kungombhobho wonxibelelewano onikezelwe ngokwemiqathango yecandelo 26 okanye ukusuka kumbhobho wamanzi wokucima umlilo ngokwemiqathango yecandelo 35, okanye

(c) ngaphandle kuphela kungendawo yesilinganisi-manzi sonikezelo manzi efakele ngokukhethekile ngumasipala ukunikezela amanzi.

19. Isicelo sokunikezelwa ngamanzi

(1) Amanzi asuka kwinkqubo yonikezelo lwamanzi akayi kunikezelwa nakuziphi izakhiwo nomhlaba ngaphandle kokuba umnini wenze isicelo sonikezelo kumasipala kwaye nesicelo sivunyiwe.

(2) Isicelo sonikezelo lwamanzi sivunywe nguMlawuli: Amanzi esiyinxalenye yesivumelwano phakathi kukamasipala nomnini esiqala ukusebenza ngomhla isicelo esibhekiselele kuwo

(3) Kuyimfanelo yomnini ngokusemthethweni ukuhlawula zonke izimali ngokubhekiselele kunikezelo lwamanzi, ngokugqitywe ngokwemiqathango yomthetho kaMasipala weNkqubo yoLuhlu lwaMaxabiso, de lube unikezelo luphazamisekile ngokwesicelo somnini okanye kube isivumelwano siphelisiwe ngokubhekiselele kulo mthetho kamasipala, kwaye uxhomekeke kumsebenzisi-nkonzo ngazo zonke iinjongo ngethuba lesivumelwano.

(4) Isicelo masibe ubuncinane sinolu lwazi lulandelayo—

(a) isiqinisekiso sokuba umceli uyayazi yaye uyayiqonda imiba yesivumelwano;

(b) ulwamkelo lwezibonelelo zalo mthetho kamasipala nolwamkelo lwemfanelo ezisemthethweni zeendleko zofakelo lwamanzi ngumceli side isivumelwano sibe sinqunyanyisiwe;

(c) igama lomceli nenombolo yakhe yesazisi;

(d) idilesi okanye inombolo yesiza yesakhiwo nomhlaba okanye apho amanzi aza kunikezelwa khona;

(e) idilesi apho i-akhawunti iza kuthunyelwa khona;

(f) injongo ebonakalisa ukuba amanzi aza kusetyenziselwa ntoni;

(g) umhla ovunyiweyo wokuqala kokunikezelwa kwamanzi, kunye

(h) isibhambathiso ngumceli sokuba uza kumazisa umasipala ngazo naziphi iinguqu ngokumalunga noku kungasentla.

(5) Amanzi anikezwa ngokuphantsi kwezibonelelo zalo mthetho kamasipala kunye nemiqathango ebekwe nguMlawuli: Amanzi.

(6) Apho injongo iyeyo, okanye iyeye, amanzi enzelwe isicelo ngokwecandelo (4) (f) elingezantsi itshintshiwe, umnini makongeze ngokukuko ekucebiseni umasipala ngezo nguqu, atsho angene kwisivumelwano esitsha nomasipala.

20. Izivumelwano ezikhethekileyo zonikezelo lwamanzi

(1) Ibhunga linokungena kwisivumelwano esikhethekileyo sokunikezwa kwamanzi komceli ongaphandle kweSixeko.

(2) Ukuba ibhunga liyavuma ukunikezela amanzi kumceli ongaphandle kweSixeko, ngokubhekiselele kwisicelo esikhethekileyo linokumvumela ukuba awathengise lawo manzi kwabanye abantu, ngokuphantsi kwalo miqathango njengoko kunokufaneleka.

21. Imibhobho ezitalatweni nakwiindawo zikawonke-wonke

Akukho mntu ngayo nayiphi injongo unokugqithisa amanzi asuka nakweyiphi imvelaphi yamanzi, abeke okanye akhele umbhobho okanye isixhobo esiyeleleyo kwi-, e- okanye ngaphantsi kwesitalato, kwindawo kawonke-wonke okanye komnye umhlaba onomnini okanye ophantsi kolawulo lukamasipala, ngaphandle kokuba kubhalwe imvume kuqala eya kuMlawuli: Amanzi nangokuphantsi kwalo miqathango nanjengoko enokuyibeka.

22. Izimali

Zonke ezimali ezihlawulwa ngokubhekiselele kunikezelo lwamanzi ngumasipala mazihambiselana noMthetho kaMasipala woLuhlu lwaMaxabiso.

23. Ukupheliswa/ukunqunyanyiswa kwesivumelwano

(1) Umnini unokusinqumamisa isivumelwano sesibonelelo senkonzo yokunikezelwa ngamanzi ngokunika umasipala isaziso esingagqithanga iintsuku zesaziso ezisixhenxe ngokobhala iinjongo zokwenza oko.

(2) UMlawuli: Amanzi unakho, ukucebisa umnini ngokunqunyanyiswa kwesivumelwano sonikezelo lwamanzi ngesaziso esibhaliweyo zingadlulanga iintsuku ezingamashumi amane, xa—

(a) xa engawasebenzisanga amanzi iinyanga ezintathu zilandelelana kwaye engenzanga malungiselelo anelisayo noMlawuli: Amanzi okuqhubeka kwesivumelwano, okanye

(b) engakwazanga ukuthobela izibonelelo zalo mthetho kamasipala kwaye engakwazanga ukulungisa oko kungaphumelelanga ukuthobela lo mba wesaziso, okanye

(c) engakwazanga ukuhlawula naziphi izimali ezifanelekileyo nezihlawulwayo ngokwemiqathango yoMthetho kaMasipala weNkqubo yoLuhlu lwaMaxabiso.

(3) UMlawuli: Amanzi unokunqumamisa isivumelwano sokunikezela ngamanzi ukuba eso sakhiwo nomhlaba isivumelwano sibhekiselele kuso sashiywa/asihlalwa-mntu.

24. Ungenelelo kwinkqubo yonikezelo lwamanzi

Ngaphandle kokuba kugunyazisiwe ngokwemiqathango yalo mthetho kamasipala, akukho mntu ngaphandle kukamasipala onakho—

(a) ukulawula, ukusebenzisa okanye ukugcina ngokusemgangathweni iziko loncedo lwabantu ngeenkonzo zesibonelelo samanzi, okanye

(b) athathe inyathelo lokudibanisa kwinkqubo yonikezelo lwamanzi.

25. Uphazamiseko ekufikeleleni kwinkqubo yonikezelo lwamanzi

Akukho mntu unokuvalela okanye athintele ukufikelela kwamagosa kamasipala kwinkqubo yonikezelo lwamanzi.

26. Isibonelelo sombhobho wonxibelelwano

(1) Akukho mntu unokuqala naluphi uphuhliso nakweziphi izakhiwo nemihlaba ngaphandle kokuba uMlawuli: Amanzi ufakele umbhobho wokudibanisa nesilinganisi-manzi.

(2) Ukuba isivumelwano sokunikeza ngamanzi ngokubhekiselele kwizakhiwo nomhlaba sigqityiwe kwaye akukho mbhobho wonxibelelwano (okanye umbhobho wonxibelelwano olinganiswe ngokufanelekileyo) okhoyo ngokubhekiselele kwizakhiwo nemihlaba, umnini uza kwenza isicelo kwifomu emiselweyo aze ahlawule ixabiso elimiselweyo lofakelo lombhobho ololo hlobo ngokugqitywe ngokwemiqathango yoMthetho kaMasipala weNkqubo yoLuhlu lwaMaxabiso.

(3) UMlawuli: Amanzi unokugqiba—

(a) isinqumla-sangqa sombhobho wonxibelelwano ngokolwazi olunikwe ngumceli ngexesha lokwenza isicelo;

(b) indawo yombhobho wonxibelelwano;

(c) indawo yokuphelisa umbhobho wonxibelelwano ngaphakathi komda womhlaba onobunini obungumasipala, okanye obuphezu kobukhoboka okanye naliphi elinye ilungelo;

(d) uhlobo lokudibanisa olunokusetyenziswa ukwenzela ukudibanisa, kwakunye

(e) nesixhobo apho isiqingatha sofakelo lwamanzi phakathi kombhobho wonxibelelwano nesivalo esizimeleyo somnini, ekubhekiselelwe kuso kwicandelo 56, kufuneka senziwe, kwakunye nendlela yofakelo lweso siqingatha.

(4) Ukuba isicelo senzelwe unikezelo lwamanzi kwizakhiwo nomhlaba okwindawo apho kuza kufuneka ukuba inkqubo yonikezelo lwamanzi yandiswe ukuze kunikezelwe amanzi kwezo zakhiwo nomhlaba, uMlawuli: Amanzi unokuvumela unyenyiso ngokuphantsi kwaloo miqathango nanjengoko enokufuna njalo.

(5) Ngaphandle kokuba kubekwe nguMlawuli: Amanzi, umnini kufuneka, ngendleko zakhe, aqalise ukudibanisa phakathi kofakelo lwamanzi kunye nombhobho wonxibelelwano okanye umbhobho onceda izakhiwo nomhlaba.

(6) Umnini makagcine isiqingatha sofakelo lwamanzi ekubhekiselelwe kuso kwicandelo (3) (e) elingezantsi ngokuchasene nokusuka.

(7) Ngaphandle kokuba mhlawumbi kuvunyelwe nguMlawuli: Amanzi, ngumbhobho wonxibelelwano omnye kuphela onokunikezwa kuzo naziphi izakhiwo nomhlaba, kungajongwanga inani lamaqela ahlalayo, amaqela oshishino okanye abasebenzisi-nkonzo abahlala kwezo zakhiwo nomhlaba.

(8) UMlawuli: Amanzi unokuvuma, ukudibanisa okungundoqo ngaphandle kwalowo uhleli ukhona wokunikeza amanzi kwizakhiwo nomhlaba; ngokuphantsi kwaloo miqathango inokubekwa, ngaphandle kokuba umnini unoxanduva lwalo naluphi unyenyiso lofakelo lwamanzi kwindawo yokudibanisa ebekwe bucala nangesivumelwano soMlawuli: Amanzi kwakunye nokuwafumana ngendleko yakhe, obo bukhoboka obuphezu kwesinye isakhiwo nomhlaba bunokufuneka.

(9) Akukho fakelo lwamanzi luya kunikezwa namanzi ngombhobho wonxibelelwano owawufakelwe iinjongo zokwakha isakhiwo de sibe isiqinisekiso sokuthobela ekubhekiselelwe kuso kwicandelo 53 sifunyenwe ngumasipala, kwaye ukuba eso siqinisekiso esilolo hlobo asifumanekanga, uMlawuli: Amanzi unakho, ngokokucinga kwawo nangaphandle kokugweba kuqala, umasipala unakho ukuqhawula ukudibana okanye ukuthintela unikezelo lwamanzi kolo fakelo lwamanzi.

(10) Ukuba uMlawuli: weZamanzi ubona ukuba umlinganiselo wombhobho wonxibelelwano awusifanelanga isizathu sobungakanani bamanzi anikiweyo kwizakhiwo nomhlaba, unakho ukufuna umnini ahlawule indleko ezimiselweyo zokususwa kombhobho okhoyo wonxibelelwano nokufakwa kombhobho wonxibelelwano onomlinganiselo ofanelekileyo ngesaziso esibhaliweyo.

(11) (a) UMlawuli: weZamanzi unakho ngesaziso esibhaliweyo, ukufuna ukuba umnini wezakhiwo nomhlaba owahlulwe ngokwamaqela okuhlala, ukuba ngendleko zakhe ngaphakathi kwethuba elimiselweyo kwisaziso—

(i) aguqule ufakelo lwamanzi olunceda naliphi iqela elinye ukuze lahluke kwi, kwaye luzimele, kolunye ufakelo lwamanzi olunceda naliphi elinye iqela;

(ii) enze isicelo sombhobho wonxibelelwano ukuze uncede iqela ngalinye, kwaye

(iii) udibanise ufakelo lwamanzi ekubhekiselelwe kulo kumhlathi (i) udibanise kumbhobho wokunxibelelanisa ekubhekiselelwe kuwo kumhlathi (ii).

(b) UMlawuli: weZamanzi unokunika umnini weqela ekubhekiselelwe kulo kumhlathi (a)(i) isaziso esibhaliweyo sokuba ufanele enze isicelo ngokwemiqathango yecandelo 19 sonikezelo lomhlaba.

(12) Ukuba uMlawuli: weZamanzi ujonge ukufaka umbhobho wonxibelelwano omtsha, uMlawuli: weZamanzi makanike umnini ochaphazelekayo kungabingaphantsi kweentsuku ezilishumi zokusebenza isaziso esibhaliweyo somhla apho aya kuqala ukudibanisa phakathi kofakelo lwamanzi kunye nokufakelwa kombhobho wokunxibelela ngokutsha.

(13) Apho izakhiwo nomhlaba zinikezwe inani lemibhobho yokunxibelelana, uMlawuli: weZamanzi uya kufuna umnini anciphise inani leendawo zokudibanisa aze aguqule ufakelo lwamanzi ngokulinganayo.

27. Indibaniselwano phakathi kwezzakhiwo nemihlaba

Umnini wezakhiwo nomhlaba makaqinisekise ukuba kukho indibaniselwano phakathi kofakelo lwamanzi kwizakhiwo nomhlaba naphakathi kofakelo lwamanzi kwezinye izakhiwo nomhlaba, ngaphandle kokuba umnini ufumene imvume yoMlawuli: weZamanzi naye athobele nayo nayiphi imiqathango ebekwe nguMlawuli: weZamanzi.

28. Isibonelelo nendawo yezivalo ezahlulayo

(1) UMlawuli: weZamanzi makafakele isivalo esahlulayo phakathi kwesilinganisi-manzi ngasinye kunye nesingundoqo.

(2) Umnini kufuneka, ngendleko yakhe, nangenjongo yokusebenzisa kwakhe okuzimeleyo, enze kubekho aze afakele izivalo sokohlula—

(a) kwimeko apho isilinganisi-manzi sifakelweyo kwizakhiwo nomhlaba, kwindawo efanelekileyo kwicala lakhe lesilinganisi-manzi;

(b) kwimeko apho isilinganisi-manzi sifakwe ngaphandle kwezakhiwo nomhlaba, kwindawo efanelekileyo kufutshane nangaphakathi komda wezakhiwo nomhlaba wakhe,

ngaphandle kokuba uMlawuli: weZamanzi unakho, ekungaphumelelini komnini kwakunye nakwindleko yomnini, enze kubekho aze abe sele efakela isivalo sokwahlula.

(3) Akukho mntu ngaphandle kwemvume yoMlawuli: weZamanzi oya kuphazamisana nesivalo sokwahlula kumbhobho wokunxibelelana.

29. Imiqathango ngokubanzi yonikezelo

(1) Unikezelo lwamanzi ngumasipala aludibanisi isibhambathiso sokugcina inkqubo yonikezelo lwamanzi isemgangathweni nakweliphi na ixesha okanye nakweyiphi na indawo—

(a) unikezelo olungenasiphazamiso;

(b) amandla okanye izinga lokuhamba kolo nikezelo, okanye

(c) umgangatho othile wobunjani bamanzi,

ngaphandle kokuba unikezelo lwamanzi oluya kumsebenzisi-nkonzo luphazamiseke ngaphezu kweeyure engama-24, ngoko umasipala uya kuzibophelela ukuba anike unikezelo olusisiseko samanzi ngokokukhawuleza anakho.

(2) UMlawuli: weZamanzi angagxininisa kumphakamo womlinganiselo apho amanzi anokunikezwa asuka kwinkqubo yonikezelo lwamanzi.

(3) Ukuba umnini ufuna unikezelo olungenasiphazamiso, amandla okanye izinga elithile lokuhamba okanye umgangatho othile wobunjani bamanzi kwizakhiwo nomhlaba, kuya kufuneka umnini enze awakhe amalungiselelo okuthobela kwiimfuno ezilolo hlobo.

(4) UMasipala angaphazamisa unikezelo lwamanzi nakweziphi izakhiwo nomhlaba ngaphandle kokwenza isaziso kuqala.

(5) Ukuba imbono yoMlawuli: weZamanzi yokusetyenziswa kwamanzi kwizakhiwo nomhlaba kuphazamisa ngokumandla unikezelo lwamanzi kwezinye izakhiwo nomhlaba, uMlawuli: Amanzi unokusebenzisa izithintelo ezilolo hlobo nanjengoko kunokufuneka nakanjani ekwimo yokunikezela ngamanzi kwizakhiwo nomhlaba wokuqala okhankanyiweyo ukuze aqinisekise unikezelo olufanelekileyo nakwezinye izakhiwo nomhlaba, aze azise umnini kunye/ okanye umsebenzisi-nkonzo ngezakhiwo nomhlaba okhankanywe kuqala ochatshazelwa zizithintelo ezilolo hlobo.

30. Uthintelo okanye ukuyekiswa konikezelo

(1) Ngokuphantsi kwalo naliphi ilungelo umasipala anokuba nalo, uMlawuli weSixeko unakho, ukuba umnini akaphumelelanga ukuhlawula isambuku asityalayo/setyala ngokwemiqathango yoMthetho kaMasipala woLuhlu lwaMaxabiso, amazise ngesaziso esibhaliweyo ngenjongo yokuthintela okanye ukuyekisa unikezelo walmanzi ngomhla othile kunye nokuthintela okanye ukuyekisa unikezelo ngalo mhla okanye emva kwawo.

(2) Ngokuphantsi kwalo naliphi ilungelo umasipala anokuba nalo, uMlawuli: Amanzi unakho, ukuba umnini waphule lo mthetho kamasipala waza akakwazi ukulungisa olo lwaphulo singadlulanga isithuba esimiselweyo kwisaziso esibhaliweyo asinikiweyo esifuna enze njalo; ngesaziso esibhaliweyo aziswe ngenjongo zesithintelo okanye sokuyekiswa konikezelo lwamanzi ngomhla omiselweyo kwakunye nokuthintela okanye ukuyekisa unikezelo ngomhla okanye emva komhla lowo.

(3) Umsebenzisi-nkonzo/umnini makahlawule izimali zesithintelo okanye zokuyekiswa konikezelo nezokubuyiselwa kwakhona konikezelo lwamanzi ngokwemiqathngo yoMthetho kaMasipala weNkqubo yoLuhlu lwaMaxabiso: ngaphandle kokuba zonke izimali ezilolo hlobo zihlawulwe ngaphambi kokubuyiselwa kwakhona konikezelo lwamanzi.

(4) Umsebenzisi-nkonzo othe iinkonzo zonikezelo lwamanzi akakwazi ukufikelela kuzo ngenxa yokuthintelwa okanye ukuqhawulwa, azidibanisa ngenjongo, ziya kuqhawulwa ngohlobo lwesaziso esibhaliweyo.

31. Uphazamiseko lonikezelo ngesicelo somnini

(1) UMlawuli: Amanzi unakho, ngesicelo esibhaliweyo somnini nangemihla eceliweyo, ukuba isakhiwo nomhlaba asinamntu okanye asihlali mntu—

(a) kuyekiswe okanye kuthintelwe unikezelo lwamanzi kwizakhiwo nomhlaba ezo, kuze

(b) kubuyiselwe unikezelo kwakhona.

(2) Umnini uya kubanakho ngemvume yesicelo esicingelwe kwicandelo (1) elingezantsi, ahlawule intlawulo emiselweyo.

32. Ukususwa kokudityaniswa kwamanzi

UMlawuli: Amanzi unokususa ufakelo lwamanzi olusuka kumbhobho wokunxibelelanisa uze ususe umbhobho wokunxibelelanisa ukuba—

(a) isivumelwano sonikezelo sinqunyanyisiwe ngokwemiqathango 23 nanguMlawuli: weZamanzi ukuba akafumani sicelo sonikezelo lwamanzi oluqhubekayo kwizakhiwo nomhlaba onikwa uncedo ngumbhobho zingadlulanga iintsuku ezingama-90 sokunqunyanyiswa, okanye

(b) isakhiwo kwizakhiwo nomhlaba esichaphazelekayo sadilizwa , okanye

(c) umnini okanye umhlali uphazamisene ngokungekho mthethweni nenkqubo yonikezelo lwamanzi enika uncedo kwizakhiwo nomhlaba ochaphazelekayo.

33. Ukufakelwa kwesilinganisi-manzi samanzi anikezweleyo

(1) Amanzi aziswa kwizakhiwo nomhlaba makadlule ngesilinganisi-manzi, esifakelwe phakathi kombhobho wokunxibelelanisa nofakelo lwamanzi kwindawo egqitywe nguMlawuli: Amanzi, ngaphandle kokuba isilinganisi-manzi singasuswa—

(a) xa kukho ufakelo lwesicheli somlilo esizilawulayo;

(b) apho amanyathelo athathiweyo okukhangela ukutsalwa kwamanzi ngokungekho mthethweni ngeenjongo yokulwa umlilo, okanye

(c) imeko ezigqitywe nguMlawuli: Amanzi.

(2) Ukuba isilinganisi-manzi nezixhobo ezihamba naso sinikiwe safakelwa ngumasipala, sihlala isisixhobo sakhe, kwaye singafakwa ngokutsha xa imfuneko ikho ngokwesigqibo soMlawuli: Amanzi.

(3) Umasipala angafaka isilinganisi-manzi nezixhobo ezihamba naso—

(a) nakweyiphi indawo kufakelo lwamanzi onceda izakhiwo nomhlaba, kunye

(b) nakweyiphi indawo kumbhobho wokudibanisa onceda izakhiwo nomhlaba.

(4) Isilinganisi-manzi, esifakwe ngokwemiqathango yecandelo (3)(a) elingezantsi, sihlala isisixhobo sikamasipala.

(5) Ukuba umasipala ufaka isilinganisi-manzi kunye nezixhobo ezihamba naso kufakelo lwamanzi ngokwemiqathango yecandelo (3)(a) elingezantsi, umnini—

(a) makanikeze indawo yofakelo eyamkelwe nguMlawuli: Amanzi;

(b) makaqinisekise ukufikelela okungenasithintelo ngawo onke amaxesha;

(c) unoxanduva lokhuseleko nemfanelo ngokusemthethweni yeendleko ezinokuvela zokonakaliswa ngoko; ngaphandle komonakalo ovele ngendlela eqhelekileyo yobudala nokusikela;

(d) makaqinisekise ukuba akukho kudityaniswa kwenziweyo kumbhobho apho isilinganisi-manzi senziweyo, phakathi kwesilinganisi-manzi nombhobho wonxibelelwano onceda ufakelo lwamanzi;

(e) makenze amalungiselelo okufunxwa kwamanzi anokuchitheka kumbhobho apho isilinganisi-manzi sifakelwe khona, apho umsebenzi kwisilinganisi-manzi wenziwe ngumasipala, kwaye

(f) akanakusebenzisa, avumele ukusetyenziswa, kufakelo lwamanzi, nasiphi isilinganisi, umatshini okanye isixhobo sombane esinokonakalisa okanye ngokwembono yoMlawuli: Amanzi, unokonakalisa kwinkqubo yonikezelo lwamanzi kuquka nesilinganisi-manzi.

(6) Ngumasipala kuphela onoku—

(a) kususa isilinganisi-manzi nesixhobo esihamba naso kumbhobho apho zifakelwe khona;

(b) onokususa isitywini kwisilinganisi-manzi, okanye

(c) nangeyiphi indlela angenelele ngesilinganisi-manzi nezixhobo ezihamba naso.

(7) Nawuphi umntu owaphula icandelo (6) elingezantsi makahlawule umasipala ixabiso lobungakanani bamanzi ngokwembono yoMlawuli: Amanzi.

(8) Ukuba umasipala ufakela isilinganisi-manzi kunye nezilinganisi ezihamba naso ngokuhambelana necandelo (3)(b) elingezantsi, umbhobho oncedayo uyasuswa kwaye nofakelo lwamanzi lufaneke luqale kudityaniso lombhobho wonxibelelwano, olo dityaniso lube zii-150mm ngaphakathi komda kumhlaba ogcinelwe umasipala okanye ophezu kobukhoboka okanye elinye ilungelo.

(9) UMlawuli: Amanzi unakho ngeendleko zomnini, afake okanye afune ufakelo, lwesilinganisi-manzi okanye isixhobo sokulawula umthamo kwicandelo ngalinye, kushishino okanye kwindawo yeqela yokuhlala kuzo naziphi izakhiwo nomhlaba ezisetyenziswa ukwenza isigqibo ngobungakanani bamanzi anikezelwe kwicandelo ngalinye, kushishino nakwindawo yeqela yokuhlala.

(10) Naluphi ulungiso/ugcino ngokusemgangathweni olufanelekileyo nakwesiphi isiqingatha sombhobho woncedo uwandiselwe kumbhobho wokudibanisa kwisilinganisi-manzi nezivalo ezihamba naso zesakhiwo nomhlaba, eziphakathi kwizakhiwo nomhlaba, mazenziwe nguMlawuli: Amanzi ukufikelela kulo mbhobho kwakunye/nakwisilinganisi-manzi kusimahla kwakunye noxanduva lokufakela kwakhona okuzingqongileyo xa kugqitywe ukulungiswa.

(11) Umhlali wezakhiwo nomhlaba kufuneka, ngokukhawuleza xa efumanise ukuvuza kombhobho woncedo okanye kwisiqu sesilinganisi-manzi okanye kwizilinganisi ezihamba naso, azise umasipala, apho isilinganisi-manzi esilolo hlobo ifakelwe ngokwemiqathango yecandelo (3)(a).

(12) Ukuba imvume yokufikelela kwisilingansi-manzi ngenjongo yokwenza ufundo lwesilinganisi esifakwe ngokwemiqathango yecandelo (3)(a) elingezantsi ayinikwa, uMlawuli: Amanzi unakho—

(a) ngesaziso esibhalelwe umnini wezakhiwo nomhlaba, ukumazisa ngenjongo yawo yokufakela esinye isilinganisi-manzi kumbhobho wokudibanisa, ngendleko zakhe;

(b) ugqithise ityala lemali lamanzi asetyenzisiweyo kwezo zakhiwo nomhlaba njengoko kulinganisiwe ngesilinganisi-manzi esifakelwe kumbhobho wokudibanisa, kwaye

(c) ufumane ngokutsha kumnini indleko zesilinganisi-manzi esingasebenziyo esinikiweyo.

(13) Ukuba imvume yokufikelela kwisilingansi-manzi ngenjongo yokwenza ufundo lwesilinganisi esifakwe ngokwemiqathango yecandelo (3)(a) elingezantsi ayinikwa, umnini, ngelo xesha lokwala unemfanelo ngokusemthethweni yendleko zamanzi onakalisiweyo ukuba kuye kwenzeka ukuvuza kwisilinganisi-manzi kunye nakwizilinganisi ezihamba naso okanye sibonakale kwindawo yombhobho oncedayo kwizakhiwo nomhlaba ololo hlobo, ize ilinganiswe sisilinganisi-manzi esifakelwe ngokuhambiselana necandelo (12)(a) elingezantsi.

(14) Ukuba umnini ungenisa isicwangciso kumasipala, ngokwemiqathango yecandelo 47, ukuze kwamkelwe ukumiswa komda wesakhiwo, apho isilinganisi-manzi esikhoyo sifakelwe khona ngokuhambiselana necandelo (3)(a), lowo mnini uya kufuneka ngokuxhomekeka ukuba isicwangciso sakhe samkelwe, enze isicelo sokususwa kweso silinganisi-manzi aze ahlawule uluhlu lwamaxabiso afanelekileyo ngokususwa kweso silinganisi-manzi kwizakhiwo nomhlaba wakhe ukuze kufakelwe isilinganisi-manzi esitsha kumbhobho wokudibanisa.

(15) Ukuba umnini ungenisa isicwangciso kumasipala, ngokwemiqathango yecandelo 47, ukuze kwamkelwe iinguqu okanye unyenyiso kufakelo lomlilo olukhoyo olungenasilinganisi-manzi, lowo mnini umva kohlolo lofakelo oluguquliweyo, nasemva kokwamkelwa kwesicwangciso, enze isicelo sokuba nesilinganisi-manzi esinobukhulu nohlobo olukhethwe nguMlawuli aze ahlawule noluhlu lwendleko olufanelekileyo: Amanzi, afakelwe ngumasipala njengexalenye yokudibanisa kwezo zakhiwo nomhlaba.

(16) Ukuba umnini ungenisa isicwangciso, ngokwemiqathango yecandelo 47, ukuze kwamkelwe iinguqu nolwandiso kufakelo lwesilinganisi-manzi olukhoyo, umva kohlolo lofakelo oluguquliweyo, nasemva kokwamkelwa kwesicwangciso, enze isicelo sokuba nesilinganisi-manzi esinobukhulu nohlobo olukhethwe nguMlawuli aze ahlawule noluhlu lwendleko olufanelekileyo: Amanzi, afakelwe ngumasipala njengenxalenye yokudibanisa kwezo zakhiwo nomhlaba.

(17) Ukuba uMlawuli: Amanzi ugqiba ekubeni kwenziwe isibonelelo sokudityaniswa kwamanzi okuzimeleyo lofakelo lwamanzi okusela kwakunye nofakelo lomlilo kwiskhiwo nomhlaba omnye, isilinganisi-manzi ezisemgangathweni snokufakelwa olo dityaniso.

(18) Ukuba uMlawuli: Amanzi ugqiba ukuba ufakelo oludibeneyo lwamanzi asekhaya nolomlilo, oluquka imibhobho emikhulu yokucima

umlilo, mayinike izakhiwo nomhlaba, isilinganisi-manzi esidibeneyo okanye isilinganisi-manzi esikwafanayo neso sokuhlola amazinga okuhamba kwamanzi asezantsi masifakelwe kudibaniso olulolo hlobo.

(19) Umbhobho wonxibelelwano ozimeleyo mawubekwe usetyenziswe kwinkqubo zonke zochelo oluzenzelayo.

(20) Apho umnini, okanye umntu anelungelo okanye ulawulo lwazo naziphi izakhiwo nomhlaba apho indawo zokuhlala amaqela ezahlukeneyo zikhoyo, kufuneka unikezelo lwamanzi kwizakhiwo nomhlaba ezilolo hlobo zibe zezenjongo zonikezelo manzi lwamaqela okuhlala awohlukeneyo, uMlawuli: Amanzi unakho, ngokwemgqiqo yakhe, ukunika nokufakela nayiphi-

(a) isilinganisi-manzi esinye esinceda izakhiwo nomhlaba zizonke okanye inani lawo maqela okuhlala; okanye

(b) isilinganisi-manzi esizimeleyo esihleli kumda wesakhiwo nomhlaba kumhlaba ogcinelwe umasipala, seqela lokuhlala ngalinye okanye neliphi inani ngoko.

(21) Apho uMlawuli: Amanzi afakele isilinganisi-manzi esinye njengokophulwa okuboniswe kwicandelo (20)(a) elingezantsi, umnini okanye umntu onegunya okanye ulawulo lwezakhiwo nomhlaba, ukuba imeko inganjalo, makafakele aze agcine ngokusemgangathweni umbhobho ngamnye ophuma ecaleni unyenyisa ukusuka kumbhobho wonxibelelwano ukuya kwindawo zokuhlala amaqela ezahlukeneyo—

(a) isilinganisi-manzi esizimeleyo; kunye/okanye

(b) isivalo esizimeleyo, kwaye

(c) iya kuba yimfanelo yakhe ngokusemthethweni ukuhlawula iintlawulo ezimiselweyo zawo onke amanzi anikezwe izakhiwo nomhlaba ngeso silinganisi-manzi, ngaphandle kokujonga ubuninzi obahluka-hlukeneyo obusetyenziswe ngabasebenzisi-nkonzo abohlukeneyo ngeso silinganisi-manzi.

34. Ubungakanani bamanzi anikezelweyo

Ngenjongo yokuhlola ubungakanani bamanzi anikezelweyo ngesilinganisi-manzi ngesithuba esithile, kunyanzelekile, ngaphandle kokuba ngokuchaseneyo ingabonakaliswa, ukuba—

(a) ubuninzi bubonakaliswe ngokomahluko ophakathi kwofundo lwesilinganisi-manzi esithatyathwe ekuqaleni nasekugqibeleni kweso sithuba;

(b) isilinganisi-manzi sasibhalisa ngokulungileyo ngeso sithuba, kwaye

(c) imibhalo kwirekhodi/ ukubhalwa phantsi kwincwadi egciniweyo kamasipala zazenziwe ngokulungileyo;

ngaphandle kokuba amanzi anikwa okanye athathwa ngaphandle kokugqitha kwisilinganisi-manzi, ngoqikelelo nguMlawuli: Amanzi anobuninzi obulolo hlobo aya kunyanzeleka alungiswe.

35. Amanzi anikezelweyo asuka kombhobho omkhulu wokucima umlilo kamasipala

(1) UMlawuli: Amanzi unokuvumela unikezelo lwamanzi ethutyana manzi lawo aza kuthathwa kumbhobho omkhulu wokucima umlilo, ngokuphantsi kwemiqathango nemigaqo nanjengoko inokimiselwa.

(2) Umntu onqwenela unikezelo lwamanzi ethutyana ngokubhekiselele kwicandelo (1) elingezantsi makenze isicelo ngendlela emiselweyo kwicandelo 19.

36. Ukuthengiswa ngokutsha kwamanzi

(1) Akukho mntu onikezelwa ngamanzi ngokwemiqathango yalo mthetho kamasipala onokuthengisa amanzi ngaphandle—

(a) amalungiselelo enziwe ngoko ngesivumelwano esikhethekileyo ekubhekiselelwe kuso kwicandelo 20, okanye

(b) wafumana ngaphambili imvume ebhaliweyo yoMlawuli: Amanzi

(2) Ukuba uMlawuli: Amanzi unika imvume ngokubhekiselele kwicandelo (1)(b) elingezantsi, unokuqikelela ixabiso, eligqitywe libhunga, apho amanzi anokuthengiswa aze abeke eminye imiqathango elolo hlobo ngokwemfuneko.

(3) Imvume ebhekiselele kwicandelo (1) (b) elingezantsi lingasuswa nangeliphi na ixesha.

37. Izilinganisi-manzi ezineziphene

(1) Ukuba umsebenzisi-nkonzo unezizathu zokukholelwa ukuba isilinganisi-manzi sinesiphene unakho, ngokuchasene nekuhlawula intlawulo emiselweyo, enze isicelo sokuhlolwa kwesilinganisi-manzi.

(2) Intlawulo emiselweyo ekubhekiselelwe kuyo licandelo (1) elingezantsi iya kuba—

(a) igcinwa ngumasipala ukuba isilinganisi-manzi sifumaniseke ngokwemiqathango yecandelo (3) okanye (4) elingezantsi lingenasiphene, okanye

(b) ibuyiselwe kumceli ukuba isilinganisi-manzi sifumaneke sinesiphene.

(3) Isilinganisi-manzi apho imiqathango ebhekiselele kwizilinganisi-manzi ipapashwe phantsi koMthetho woRhwebo lweMetroloji, 1973 (uMthetho 77 ka 1973) iyakusetyenziswa xa kukho isiphene ukuba, kuhlolwe ngokubhekiselele kuloo miqathango, kwaza kufumaniseka ukuba kubekho ipesenti yempazamo kubhaliso okugqithisileyo okanye kubhaliso olungaphantsi kunolo luvumelekileyo lwesilinganisi-manzi esisetyenziswa ngokuphantsi kweyo miqathango.

(4) Isilinganisi- manzi apho imiqathango ibhekiselele khona kwicandelo (3) ayinakusetyenziswa xa kufumaniseke kungekho siphene ukuba

kufumaniseke ipesenti yesiphene kubhaliso olugqithisileyo okanye kubhaliso olusezantsi olungaphezulu kunolo luvumelekileyo kwi-SABS 1529:1999 iNdawo 4 kunye ne- SANS 1525:1999 iNdawo 1, okanye kulungiso lwayo.

38. Uqikelelo lobungakanani bamanzi anikiwe umsebenzisi-nkonzo ngesilinganisi- manzi esinesiphene

(1) Ukuba isilinganisi- manzi sifumaniseke sinesiphene ngokwemiqathango yecandelo 37 (3) okanye (4) elingezantsi, uMlawuli: Amanzi unokuqikelela ubungakanani bamanzi anikiwe umsebenzisi-nkonzo ochaphazelekayo ngethuba apho, ngokwembono yakhe, isilinganisi-manzi eso besinesiphene, ngokomyinge wobungakanani wonikezelo lwamanzi wemihla ngemihla—

(a) isithuba esiphakathi kofundo lwesilinganisi- manzi esilandelelanayo emva kokufakelwa ngokutsha kwesilinganisi- manzi, okanye

(b) isithuba kunyaka odlulileyo esilingana nesithuba apho isilinganisi- manzi sasinesiphene, okanye

(c) isithuba esiphakathi kofundo oluthatha olulandelelanayo lwesilinganisi- manzi phambi kokuba isilinganisi-manzi sibenesiphene,

Nalapho uMlawuli: Amanzi ebona efanelekile.

(2) Ukuba ubungakanani bamanzi obabunikwe umsebenzisi-nkonzo ngethuba isilinganisi-manzi sinesiphene abunakuqikelelwa ngokwemiqathango yecandelo (1) elingezantsi, uMlawuli: Amanzi unokuqikelela ubungakanani bawona manzi asetyenzisiweyo.

(3) Umsebenzisi-nkonzo makaziswe ngendlela esetyenzisiweyo nguMlawuli: Amanzi ukuqikelela ubungakanani bamanzi anikeziweyo kuye njengoko kucingelwe kwicandelo (1) kunye (2) elingezantsi aze anikwe ithuba lokwenza intetho kuMlawuli: Amanzi ngaphambi kokuba kufikwe kuqikelelo lokugqibela.

39. Ukulungiswa kobungakanani bamanzi anikiweyo ukuxa isilinganisi- manzi sinesiphene

(1) Ukulungiswa kobungakanani bamanzi anikiwe ngesilinganisi-manzi esinesiphene kuya kwenziwa ngesithuba esiya kugqitywa ngokwemiqathango yecandelo 38.

(2) Ngenjongo yokulungisa ubungakanani bamanzi ngokwemiqathango yecandelo (1) elingezantsi kuya kufuneka ukuba ubungakanani bamanzi obubhaliweyo bube babunikeziwe phakathi kwisithuba seeyure ezilishumi elinambini ngasinye ngokwesithuba ekubhekiselelwe kuso kwicandelo (1) elingezantsi.

(3) Umnini akayi kubanxaxheba kunciphiso lwexabiso elihlawulelwa amanzi onakalisiweyo okanye kufakelo lwamanzi, ngenxa yokuvuza okubonakalayo.

40. Imilinganiselo ekhethekileyo

(1) Ukuba uMlawuli: Amanzi ufuna, ngeenjongo ezingezizo ezokutshintshela amanzi asetyenzisiweyo, ukuqinisekisa ubungakanani bamanzi asetyenziswe njengenxalenye yofakelo lwamanzi, anakho, ngesaziso esibhaliweyo, acebise umnini ochaphazelekayo malunga neenjongo zakhe zokufakela isixhobo sokulinganisa nakweyiphi indawo anokuyikhetha kufakelo lwamanzi.

(2) Ufakelo lwesixhobo sokulinganisa ekubhekiselelwe kuso kwicandelo (1) elingezantsi, ukususwa kwaso, kwakunye nokufakelwa kwakhona kofakelo lwamanzi emva kokuba lususiwe luya kwenziwa ngendleko zikamasipala.

(3) Amalungiselelo amacandelo 33(5)(b) kunye no 34(6) asebenza, kangangokuba enokusebenza, ngokubhekiselele kwisixhobo sokulinganisa esifakwe ngokwemiqathango zecandelo (1) elingezantsi.

(4) Umasipala unakho xa efumene isaziso esibhaliweyo kumnini ukucwangcisa malunga nokuhlawula intlawulo efanelekileyo emiselweyo, afunde isilinganisi- manzi ukuqinisekisa ubungakanani bamanzi anikiweyo ngexesha, okanye ngosuku, ngangaphezu kokuba isilinganisi-manzi sinokufundwa ngesiqhelo.

ISAHLUKO 3

IZITHINTELO ZAMANZI KUNYE NOGCINO LWAMANZI

41. IZithintelo zaManzi

(1) Ibhunga linakho ngokwenza isaziso kuwonke-wonke, nanini xa kukho ukunqaba kwamanzi akusasazelwa nawokunikeza abasebenzisi-nkonzo, okanye nawesiphi isizathu esilungileyo—

(a) angavumeli okanye athintele usebenziso lwamanzi kuso sonke okanye kwisiqingatha seSixeko

(i) ngezizathu ezikhethekileyo okanye eziphangaleleyo;

(ii) ngethuba leeyure zemini ezicacisiweyo okanye ngeentsuku ezithile, kunye

(iii) ngendlela ekhethekileyo, kunye

(b) agqibe okanye abeke imilinganiselo kubungakanani bamanzi anokusetyenziswa ngesithuba esikhethekileyo;

(c) abeke izithintelo okanye ukungavumeleki ekusebenziseni okanye kwindlela yokusebenzisa okanye kukulahlwa kwayo neyiphi into /isixhobo esisebenzisa umbane, okanye ukudityaniswa kweso sixhobo kufakelo lwamanzi, kunye

(d) abize uluhlu lwamaxabiso akhethekileyo ngokubhekiselele kwizithintelo, ezigqitywe ngokwemiqathango yoMthetho kaMasipala woLuhlu lwaMaxabiso.

(2) Ibhunga linokunciphisa isicelo sesaziso sezibonelelo ezicingelwa licandelo (1) elingezantsi kwimimandla ekhethekileyo kunye/ okanye kwindidi ezikhethekileyo zabasebenzisi-nkonzo, zezakhiwo nomhlaba kunye nemisebenzi, kunye nakukohlukana kwemvume nokupheliswa kwi, nakunyenyiso, kwazo naziphi izibonelelo ngezizathu ezivakalayo, xa nagaba akuyi kubakho kohluka kuluhlu lwamaxabiso ekubhekiselelwe kuwo licandelo (1)(d).elingezantsi

(3) UMlawuli: Amanzi unokuyalela umsebenzisi-nkonzo ukuba, ngendleko yakhe, athathe imiqathango, equka ufakelo lwezilinganisi-manzi kunye nezixhobo zokulawula ukuhamba kwamanzi, kwanjengoko imbono yakhe inokuba iyimfuneko yokuqinisekisa ukuthobela isaziso esipapashwe ngokwemiqathango yecandelo (1) elingezantsi.

(4) UMlawuli: Amanzi—

(a) angayeka okanye, ngeso sithuba sifanelekileyo, anciphise unikezelo lwamanzi kuzo naziphi izakhiwo nomhlaba kwisithuba apho kungekho kuthotyelwa kwemiqathango yesaziso ekubhekiselelwe kuso kwicandelo (1) elingezantsi, kwakunye

(b) kufuneka, apho unikezelo lwamanzi luye lwayekiswa ngokwemiqathango yomhlathi (a), abuyiselwe kuphela xa imali yokuyekiswa neyokufakelwa kwakhona unikezelo lwamanzi ihlawulwe.

(5) Izibonelelo zeli candelo ziya kusebenza nangokubhekiselele kumanzi anikwe abasebenzisi-nkonzo ngumasipala ngokwakhe ngaphandle kweSixeko, nangona ngokuchasene kwimiqathango elawula olu nikezelo, ngaphandle kokuba kuchazwe ngokukodwa kwisaziso esipapashwe ngokwemiqathango yecandelo (1) elingezantsi.

(6) Naye nawuphi umntu owaphula izibonelelo zesaziso esipapashwe ngokwemiqathango yecandelo (1) elingezantsi unetyala.

42. Ukonakaliswa kwaManzi

(1) Akukho mntu ngokwembono yoMlawuli: Amanzi, unokungahoyi, ngenjongo okanye ngokonakalisa —

(a) avulele amanzi kwisilinganisi esingundoqo okanye avumele oko kuvulelwa;

(b) avumele imibhobho okanye izilinganisi ukuba ivuze;

(c) asebenzise izilinganisi ezingalungiswa kakuhle okanye ezineziphene okanye avumele usetyenziso olulolo hlobo;

(d) avumele okuchitheka kwamanzi kuqhubeleke, okanye

(e) ukusetyenziswa kwamanzi okungafanelekanga okanye avumele ukusetyenziswa okungafanelekanga kwamanzi kuqhubeleke.

(2) Umnini makalungise okanye afakele ngokutsha nayiphi indawo yofakelo lwamanzi ekuloo meko yokungalungi kangangoko, ngokwembono yoMlawuli; Amanzi, kangangokuba anokwenzeka okanye anokudala isenzeko esidweliswe kwicandelo (1) elingezantsi.

(3) Ukuba umnini akaphumeleli ukuthobela icandelo (2) elingezantsi, uMlawuli: Amanzi unokuthatha lawo manyathelo ngokwemfuneko afumane ngokutsha intlawulo kumnini.

(4) (a) Umsebenzisi-nkonzo unokuqinisekisa ukuba nasiphi isixhobo okanye umashini odityaniswe kufakelo lwamanzi usebenzisa amanzi ngendlela efanelekileyo.

(b) Ukuba ngokwembono yoMlawuli: Amanzi, usetyenziso lwaso nasiphi isixhobo kufakelo lwamanzi alufanelekanga okanye luyonakalisa, uMlawuli: Amanzi unakho, ukungavumeli usetyenziso lweso sixhobo ngesaziso esibhaliweyo.

(5) Ukusetyenziswa kwesixhobo kwavalwa/ ngokwemiqathango yecandelo(4)(b) elingezantsi, eso sixhobo asisayi kubuya sisetyenziswe de sibe silungisiwe kwakhona kwaye kwenziwa isicelo esibhaliweyo asiye samkelwa nguMlawuli: Amanzi.

43. UGcino lwaManzi noLawulo oluyiMfuneko

Naye nawuphi umnini makathobele ugcino olulungileyo lwamanzi neendlela zolawulo oluyimfuneko njengoko kubonisiwe kuludwe lweNkqubo 2 lwalo mthetho kamasipala.

ISAHLUKO 4

ABAMELI BEENKONZO ZAMANZI

44. UBhaliso

Ibhunga linokwazisa ngesaziso somntu wonke ukuba lifuna abameli beenkonzo zamanzi okanye imigangatho yabameli beenkonzo zamanzi ukuba babhalise kumasipala ngohlobo olubonakalisiweyo kwisaziso somntu wonke.

45. Isibonelelo seenkonzo zamanzi

(1) Abameli beenkonzo zamanzi mabaqinisekise ukuba iinkonzo zamanzi, kuquka iinkonzo ezingundoqo zebhunga, ziyanikezwa kwabo bantu kunyanzelekileyo ukuba banikwe iinkonzo zamanzi.

(2) Ubunjani, ubungakanani kunye nokugcinakala kwenkonzo ezinikiweyo zamanzi ngabameli beenkonzo zamanzi mabube kungenani kumgangatho ofanayo njengoko kwenziwe ngumasipala kubasebenzisi-nkonzo.

46. INtlawulo zeenkonzo zamanzi anikiweyo

(1) Ummeli weenkonzo zamanzi akanakho ukubiza intlawulo yeenkonzo zamanzi engahambiselani nemithetho kwanemigangatho abekiweyo nguMlawuli: Amanzi.

(2) Ummeli weenkonzo zamanzi makanike inkxaso yeenkozo zamanzi, njengoko igqitywe libhunga ngokwemiqathango YoLawulo lweNgeniso elityala neyoMthetho kaMasipala weNkqubo yoLawulo lwamaTyala enikwe abasebenzisi-nkonzo ngumasipala ngexabiso elifanayo okanye elisezantsi kunelo limiselweyo lentlawulo umasipala anikezela ngalo iinkonzo.

ISAHLUKO 5

UKWAMKELWA KWEZICWANGCISO

47. Umgaqo wokwamkelwa kweziCwangciso

(1) Ukuba umnini unqwenela ukufakela ufakelo lwamanzi olutsha, makaqale afumane ulwamkelo olubhaliweyo nguMlawuli: Amanzi kwisicwangciso esingeniselwe ukuqwalaselwa, ngaphandle kokuba ulwamkelo alusayi kufuneka xa kulungiswa okanye kufakelwa ngokutsha umbhobho obuhleli ukho okanye isilinganisi samanzi nangaphandle kwesifudumezi samanzi esingasukiyo kwakunye nezinye izixhobo zokukhusela ezihamba naso, nalapho isaziso zokwazisa sifuneka.

(2) Isicelo sokwamkela ekubhekiselelwe kuso kwicandelo (1) elingezantsi masenziwe kwifomu emiselweyo sikhatshwe yi—

(a) yintlawulo emiselweyo, kunye

(b) inani elimiselweyo leekopi zemizobo zomsebenzi ocelwayo, njengoko kubonisiwe kwicandelo 49.

(3) Izibonelelo zecandelo (1) no (2) angezantsi azisebenzi kwikontrakta olungisa isifudumezi samanzi esingasukiyo okanye izixhobo zokukhusela ezihamba naso.

(4) Igunya elinikezwe ngokwemiqathango (1) liya, kuba ngokuphantsi kwecandelo 48, liphelelwe ngesithuba seenyanga ezingama-24 sokuphelelwa emva kosuku lokuqala lenyanga olulandela inyanga apho igunya lalinikezwe ngayo.

48. Unyenyiso lwesithuba solwamkelo

UMlawuli: Amanzi unakho, ngesicelo esenziwe ngumnini, ngaphambi kwesithuba sentsusa esichaphazelekayo sokuphelelwa nesiphantsi kwentlawulo emiselweyo, kumaxesha ngamaxesha sinyenyise isithuba sokuqinisekisa ulwamkelo olunikwe ngokwemiqathango yecandelo 47 ngokwesithuba esingadluli iinyanga ezili-12 ngexesha nangokuphantsi kwemiqathango anokubona ifanelekile.

49. Imizobo

(1) Ngaphandle kokuba uMlawuli: Amanzi agqibe ngokubhala ngolunye uhlobo, imizobo mayibe semaphepheni elimlinganiselo ongekho ngaphantsi ko-A4 kwaye kufuneka anikele ulwazi kwifomu efunekayo liBinzana 4.1.1 le- SANS 10252: 2004 iNdawo 1, ikopi enokufumaneka kuMlawuli: Amanzi.

(2) Ukuba iinkcukacha zofakelo lwamanzi kumgangatho ongaphezulu komnye kwisakhiwo ziyafana, ezo nkcukacha zinokuzotyelwa umgangatho omnye kuphela.

(3) Ukuba ufakelo lungaphezulu kolunye olufakelweyo kwisakhiwo, ofakelo olulolo hlobo lunokuboniswa kumzobo omnye, ngaphandle kokuba kuboniswe umohluko ngokucacileyo.

(4) Uluhlu lwenkqubo malinikwe kumzobo ngamnye okanye kwingqokolela yomzobo ngamnye, ibonakaliswe inombolo yohlobo lwesilinganisi sentsusa samanzi ngasinye kwakunye nobukhulu baso besiqhelo.

50. Iikopi zemizobo emazigcinwe kwinxiwa

De sifunyanwe nguMlawuli: Amanzi isiqinisekiso sokuthobela esingeniswe ngokwemiqathango yecandelo 53, ingqokelela egqityiweyo yemizobo yomsebenzi wofakelo mayisoloko ikhona ngamaxesha onke kwinxiwa lokusebenza.

51. Umsebenzi ongagunyaziswanga

Ukuba umsebenzi wofakelo wenziwe ngokwaphula icandelo 47, uMlawuli: Amanzi unakho ngesaziso esibhaliweyo ukufuna umnini wezakhiwo nomhlaba ochaphazelekayo athobele icandelo ngokwesithuba esimiselweyo, kwaye ukuba umsebenzi uyaqhubeleka, umiswe umsebenzi, kwaye ungafuna ukuba umnini awususe wonke umsebenzi ololo hlobo ongathobeli lo mthetho kamasipala.

ISAHLUKO 6

UFAKELO NGABATYWINI

52. Abantu abavumelekileyo ukwenza ufakelo neminye imisebenzi

(1) Akukho mntu, ongenazimfuno zemfundo nongaqinisekiswanga ngokwemiqathango yoMthetho weGunya leMfuno zeMfundo zaseMzantsi Afrika, Nombolo 58 ka 1995, anga—

(a) enza umsebenzi wofakelo apho ulwamkelo lufunekayo ngokwemiqathango yecandelo 47;

(b) afakele ngokutsha isifudumezi samanzi esingasukiyo okanye izixhobo zokukhusela ezihamba naso;

(c) ahlole, abulale iintsholongwane aze avavanye ufakelo lwamanzi, ufakelo lomlilo okanye itanki yokugcina, okanye

(d) ukulungiswa, ukulungiswa ngokutsha, okanye ukufakwa ngokutsha isikhuseli sokuphuma samanzi ngokwemiqathango yecandelo 59.

(2) UMlawuli: Amanzi unokugcina ubhaliso lwabatywini abaqinisekisiweyo abalolo hlobo.

53. Uxanduva lomnini sakhiwo nomhlaba

(1) Umnini sakhiwo nomhlaba makaqinisekise umsebenzi wofakelo wenziwe kwisakhiwo nomhlaba wakhe kwaye wenziwe ngumtywini onesiqinisekiso semfuno othobelana nalo mthetho kaMasipala.

(2) Ukuba umsebenzi wofakelo wenziwe ngokophula icandelo 52, uMlawuli: Amanzi uya kufuna ukuba umnini wezakhiwo nomhlaba anqumamise umsebenzi ololo hlobo ngesaziso esibhaliweyo de abe uqeshe umtywini onesiqinisekiso so—

(a) kuhlola umsebenzi ololo hlobo nokulungisa nayiphi indawo engathobelani nalo mthetho kamasipala;

(b) kuhlola nokubulala intsholongwane ngokwemiqathango yecandelo 54, kunye

(c) qinisekisa ukuba isiqinisekiso sokuthobela, esibonisa ukuba umsebenzi owenziweyo uthobelana nalo mthetho kamasipala, singeniswa kuMlawuli: Amanzi.

ISAHLUKO 7

UKUBULAWA KWEENTSHOLONGWANE

54. Ukubulawa kweentsholongwane kufakelo lwamanzi, kuquka neetanki zokugcina.

(1) Umnini makadale ufakelo lwamanzi olutsha oluthotywa ngamanzi asuka kwinkqubo yonikezelo lwamanzi de abe amanzi acocekileyo aphume kwisilinganisi samanzi ngasinye esingundoqo.

(2) Ukuba umsebenzi wombhobho wofakelo lwamanzi oluddityaniswe koyintloko uyosuleleka, kufuneka ubulawe iintsholongwane ngokuhambiselana ne-SANS 10252:2004 iNdawo 1.

(3) Umnini zakhiwo nomhlaba walapho itanki yogcino ifakelwe khona kufuneka, kungabikho kanye kwiminyaka emihlanu rhoqo, enze ukuba itanki ifunxwe, ihlolwe ize kubulawe iintsholongwane, ngokuhambiselana ne-SANS 10252:2004 iNdawo 1.

(4) Nangona izibonelelo zecandelo (3)—

(a) uMlawuli: Amanzi unakho, ukuba umntu unembono yokuba amanzi kwitanki yogcino okanye kufakelo lwamanzi oluncedwa yitanki alulungelanga ukusetyenziswa, kufuneka umnini enze itanki ifunxwe ize ihlolwe ngesaziso esibhaliweyo, kwaye

(b) Ukuba itanki iye yatshona/yantywila, okanye iye yakwimeko enokwenza ukuba izinto ezingaphakathi zingcoliseke, umnini makenze ukuba itanki ifunxwe ize ihlolwe.

(5) Phambi kokuba itanki okanye ufakelo lwamanzi oluziswa ngokubhekiselele kwicandelo (3) elingezantsi luphindiselwe kwimo yokusebenza, kufuneka luqale lucocwe lubulawe iintsholongwane ngokuhambiselana ne-SANS10252: 2004 iNdawo 1.

ISAHLUKO 8

IIMFUNO ZOFAKELO LWAMANZI NGOKUBANZI

55. Ubonelelo kunye nogcino ngokusemgangathweni ufakelo lwamanzi

(1) Umnini makazibonelele/azifunele aze azigcinele ngokusemgangathweni ufakelo lwamanzi ngendleko yakhe, ngaphandle—

(a) kwimeko yokuddityaniswa kumbhobho wokunxibelelana, okanye

(b) apho kuvumelekileyo ngokwemiqathango yecandelo 21, kwaye

aqinisekise ukuba ufakelo lungaphakathi kwemida yezakhiwo nomhlaba.

(2) Phambi kokuba kuqalwe umsebenzi ngokubhekiselele kugcino lwesiqingatha sofakelo lwamanzi, umnini makafumane imvume ebhaliweyo kuMlawuli: Amanzi okanye kumnini womhlaba lowo isiqingatha sikuwo, nanjengoko kunokuba njalo.

56. Uluhlu lwenkqubo yemibhobho nezilinganisi zamanzi ezamkelekileyo

(1) Akukho mntu unokufakela okanye asebenzise umbhobho okanye isilinganisi samanzi kufakelo lwamanzi ngaphandle kokuba oko kudwelisiwe kuLuhlu lweNkqubo yeMibhobho neZilinganisi zaManzi oLwamkelekileyo, kwaye okanye kungokuhambiselana nemiqathango ebekwe ngokwemiqathango yeCandelo 3.

(2) Nangona isibonelelo secandelo (1) elingezantsi uMlawuli: Amanzi unakho ngosebenziso olukhethekileyo kufakelo olukhethekileyo, ukuvumela ufakelo okanye usebenziso lombhobho okanye isilinganisi samanzi esingaqukwanga kuluhlu lwenkqubo.

(3) UMlawuli: Amanzi unakho, ngokubhekiselele kuwo nawuphi umbhobho okanye kwisinganisi samanzi esiqukwe kuluhlu lwenkqubo, lubeke leyo miqathango nanjengoko kunokuba yimfuneko ngokubhekiselele kusetyenziso okanye kwindlela yofakelo ngoko.

(4) UMlawuli: Amanzi unakho nangeliphi ixesha ukususa umbhobho okanye isilinganisi samanzi kuluhlu lwenkqubo ukuba umbhobho okanye umbhobho okanye isilinganisi samanzi—

(a) asisathobeli imigaqo apho uquko lwalusekwe khona, okanye

(b) ngokwembono yakhe, ayisalungelanga injongo apho usetyenziso lwayo lwalamkelelwe yona.

(5) Iikopi zoluhlu lwenkqubo olusebenzayo ziyafumaneka kwi-ofisi kamasipala ngeeyure zomsebenzi.

(6) Umbhobho okanye isilinganisi samanzi asizukuqukwa kuluhlu lwenkqubo ekubhekiselelwe kulo licandelo (1) elingezantsi ngaphandle kokuba si—

(a) inophawu lokubeka emgangathweni lwe-SABS ngokubhekiselele kwinkcukacha ezifanelekileyo ze-SANS luLawulo;

(c) inophawu lwesiqinisekiso esikhutshwe yi-SABS sokuqinisekisa ukuba umbhobho oaknye isilinganisi samanzi sithobela inkcukacha zoPhawu lwe-SABS, ngaphandle kokuba akukho zimpawu zesiqinisekiso ziya kukhutshwa de kube sisithuba esigqitha iminyaka emibini/ de kuphele iminyaka emibini;

(c) iqukiwe kuluhlu lwezilinganisi zamanzi olwamkelwe ngu-JASWIC, okanye

(d) yamkelwe nguMlawuli: Amanzi.

57. Umgaqo/Indlela eyiliweyo yofakelo lwamanzi

(1) Umnini makaqinisekise—

(a) ukuba ufakelo lwamanzi luthobelana ne-SANS 10252: 2004 iNdawo 1, okanye njengoko lunokulungiswa;

(b) ukuba ufakelo lwesilinda yamanzi ashushu luthobelana ne-SANS 10254: 2004 okanye njengoko lunokulungiswa;

(c) ukuba ufakelo lwamanzi afudunyezwa ngombane luthobelane ne-SANS 10106:1972 okanye njengoko lunokulungiswa;

(d) umyinge wogcino wobungakanani bamanzi, usetyenziswe ngeenjongo ezingaphandle kokulwa umlilo okanye umoya onokufudunyezwa okanye onokupholiswa, uze unikezwe ngokuhambiselana neTafile 1;

(e) umyinge wogcino wobungakanani bamanzi, usetyenziselwe ukuthoba ngamanzi kumagunjana kunye nemichamo kwizakhiwo nomhlaba zorhwebo noshishino unikwe ngokuhambiselana neTafile 2;

(f) uyilo lweetanki zokugcina luhambiselane ne-SANS 10252: 2004 iNdawo 1 kunye necandelo 58;

(g) ukusetyenziswa kwemibhobho enikezela amanzi nakuluphi ufakelo luhambiselane neSANS 10252: 2004 iNdawo 1 kunye neSihlomelo ‘‘3’’ okanye njengoko lunokulungiswa;

(h) ukuqukuqela/ukuqengqeleka kwezivalo okuya ezantsi okukhawulezileyo, ekubhekiselelwe kuko kwicandelo 28(2)(a) kunye (b), kunye nokufakwa kwesivalo esingajijekiyo esinobukhulu obufanayo nombhobho woncedo.

(i) apho ukusebenza okufanelekileyo kwezivalo okanye izilinganisi zamanzi ezingundoqo zingaba sengozini ngenxa yokugqitha kwezinto eziqinileyo ezinokuthintela/ezinokuvalela okanye onakalise ngokufanayo, kufakelwe isihluzo, kwindawo ukuze sivumele ukugcinwa usemgangathweni ngokulula.

(2) UMlawuli: Amanzi unakho, ukugqiba nokwazisa, ngesicelo somnini nokuhlawulwa kwendleko ezimiselweyo ngexabiso lamandla lendlela yonikezelo lwamanzi olubhekiselele kwizakhiwo nomhlaba wakhe kangangethuba anokwenza isicelo salo.

(3) Ukuba uMlawuli: Amanzi unombono wokuba umbhobho okanye isilinganisi samanzi sohlobo oluthile asifanelekanga ukuba sisetyenziselwe imeko ethile, unakho umnini ngesaziso esibhaliweyo uku—

(a) thintela ukusetyenziswa kwaso, okanye

(b) afune kusetyenziswe imiqathango eyamkelekileyo yokhuselo.

(4) Akukho mntu unokudibanisa kufakelo lwamanzi isilinganisi samanzi okanye isixhobo esidala okanye esinokudala ubungozi kwindlela yonikezelo lwamanzi okanye kufakelo lwamanzi ngenxa yokugaleleka ngamandla.

ITAFILE 1

Uhlobo loMsebenzisi-nkonzo	**UGcino oluFunwayo**
Izibhedlele, iikliniki, izindlu zabongikazi, amakhaya abantu abadala kunye nezinye izakhiwo apho abahlali bengenakususwa ngokulula kwimeko yophazamiseko lonikezelo lwamanzi.	Iilitha ezingama-250 zebhedi nganye isakhiwo esifaneleke ukuba nayo.
Amaziko emfundo.	Iilitha ezingama-40 ukuya kwezingama-50 i(capita) nganye
Iindawo zokuhlala abantu abaninzi ezidlula umphakamo ogqitywe licandelo 29(2), okanye ogqitha imigangatho emithathu yesakhiwo, engowona uphantsi.	Iilitha ezingama-135 kwiqela ngalinye.
Iihotele, izindlu zamabhoda kunye neehostele.	Iilitha ezingama-90 kumntu ngamnye isakhiwo esakhelwe ukubanaye (kuquka abasebenzi).
Amakhitshi okutyela (apho kulungiselelwa isidlo esizeleyo)	Iilitha ezi-8 ukuya kwezili- 12 kwisindlo ngasinye esilungisiweyo.
Indawo zokulungisa iinwele kunye neyamazinyo	iiyure ezi-4 eziyimfuneko ngosuku.
Ushishino (kugcino ngeenjongo zemveliso)	iiyure ezi-8 eziyimfuneko ngosuku.

ITAFILE 2

Uhlobo loMsebenzisi-nkonzo	**UGcino oluFunwayo**
Izakhiwo nemihlaba yoshishino (kuquka iivenkile nee-ofisi)	iilitha ezingama-70 kwii-100 sq zemitha nganye zendawo yobukhulu bomgangatho.
Amaziko eshishini	Iilitha ezi-5 kwi-capita nganye
Oobhaza-bhaza beevenkile (ezinje ngeemalike ezinkulu)	Iilitha ezingama-125 i-WC yeSitya okanye isixwexwe sokuchamela esizi-600mm
Amaziko emfundo.	Iilitha ezi-5 kwi-capita nganye

58. Amatanki okuGcina/oGcino

(1) Nawuphi umntu ofakela itanki yogcino makayifake ngendlela ekwindawo eya kuthi umphandle nomphakathi uhlolwe ngokulula, ucocwe, ugcinwe usemgangathweni, ngaphandle kokuba wenziwe ichibi elenziwe ngesamente efihlakeleyo okanye elinenxalenye yalo elitshone emhlabeni kwaye libe liyiliwe, lakhiwe laze lahlolwa ngokuhambiselana ne-SANS 10100-1 kunye ne-SANS 1200-G apho ingumphakathi kuphela ofikelelekayo ukuze kwenziwe ucoco nohlolo.

(2) Akukho mntu ngaphandle kwemvume ebhaliweyo yoMlawuli: Amanzi unokwenza okanye avumele itanki, eqhushekwe okanye ebekwe emhlabeni, ukuba isetyenziselwe ukwamkela/ukungenisa okanye ukugcina amanzi anikezwa ngumasipala.

(3) Naye nawuphi na umntu osebenzisa itanki yogcino ukugcina amanzi asemgangathweni wokuselwa makaqinisekise ukuba—

(a) iyilwe ngohlobo olunokumelana/ olungenakuvumela usuleleko kwaye ngokuhambiselana neemfuno zoMlawuli; Amanzi;

(b) ukuphuphuma nentunja yetanki emelana nosuleleko yenzelwe umkhusane ukukhusela ukungena kwezinambuzane, izilwanyana, nezinye imvelaphi zongcoliseko, kunye

(c) itanki enokumelana/engavumeli usuleleko ivalwe ngokupheleleyo ayinayo enye indawo yokufikelela kumphakathi, ngaphandle kokubakho kwesigqumathelo secandelo lodonga ecaleni ukulungiselela uhlolo nokucocwa, isigqumathelo sodonga masibe kumgangatho apho itanki ingenakusetyenziswa ngaphandle kokuba sendaweni kwesigqumathelo sodonga ekunokufikelelwa kuso.

(4) Ngaphandle kokuba igunya linikwe nguMlawuli: Amanzi, isibilisi ngasinye, iketile ekhupha umphunga, okanye nezinye izixhobo zokukhupha umphunga, imveliso zerhasi, injini yerhasi okanye injini ye-oyile okanye nasiphi esinye isixhobo, okanye nakanjani apho amanzi anikezwa ngumasipala asetyenziswayo makanikezwe kuphela ngetanki ezalisa ngamanzi abandayo esebenzisa isithuba somoya ukohlula amanzi angundoqo angenayo kwizinto eziqulethwe yitanki.

59. Ukhuselo loNgcoliseko lwaManzi

(1) Umnini makasebenzise aze agcine ngokusemgangathweni imiqathango eyamkelwe nguMlawuli: Amanzi ukukhusela ukungena kwento enokuba yingozi empilweni okanye ichaphazele ngokungalunganga ukuphathwa kwamanzi —

(a) kwisixokelelwane sonikezelo lwamanzi, kunye

(b) nayiphi indawo yofakelo lwamanzi kwizakhiwo nomhlaba wakhe.

(2) UMlawuli: Amanzi makamkele umgangatho ofanelekileyo wokhuseleko lokubuyela umva (kwe-backflow) kwamanzi okufunekayo kwimeko nganye.

Isahluko 9

UFakelo loMlilo

60. UFakelo loMlilo

(1) Umnini makaqinisekise ukuba—

(a) ibhobhili yethumbu lokunkcenkceshela nofakelo lombhobho wokucima umlilo uthobelana ne-SANS 10252: 2004 iNdawo 1, kunye

(b) neenkqubo zokuchela ezizisebenzela ngokwazo zithobelana ne- SANS 10287: 2000.

(2) UMlawuli: Amanzi anganika okanye ale isicelo sokudityaniswa kofakelo lwesicimi-mlilo kundoqo kamasipala.

(3) Akukho manzi aya kunikwa nakuluphi ufakelo lwesicimi-mlilo ngaphandle kwesiqinisekiso esamkelwe ngokwemiqathango yecandelo 53 kwaye olo fakelo luthobelane neemfuno zalo mthetho kamasipala.

(4) Ukuba uMlawuli: Amanzi unombono wokuba isicimi-mlilo sifakelwe, asivumeleyo ukuba sidityaniswe kwesikamasipala, asigcinwanga ngendlela yokusebenza eyiyo, okanye asigcinwa ngendlela efanelekileyo, okanye sisetyenziselwa iinjongo ezingezizo ezokulwa umlilo, unokufuna ufakelo olusuka kundoqo okanye alususe, ngendleko yomnini.

(5) Nanini xa kufuneka kunyuswe amandla ofakelo lomlilo, umnini makafakele umbhobho osebenza kubini, osebenza ngeenjogo zokucima umlilo ize enye ibe yeyeenjongo ngokubanzi zasekhaya.

(6) Yonke imibhobho nezilinganisi mazibe nakho ukuthwala amandla angaphezulu kwee-1800 kPa, xa lawo mandla enokulindeleka xa ukonyuswa kusenzeka kwaye ibe nakho ukugcina imfezeko yayo xa isetyenziswe kwiimeko zomlilo.

(7) Umbhobho wokudibanisa ozimeleyo mawufakwe uze usetyenziselwe zonke inkqubo zokuchela nokuphelisa umlilo.

(8) UMlawuli: amanzi angagqiba ukuba iinkqubo zokuchela ezizenzelayo zinokufakwa na isilinganisi-manzi.

Isahluko 10

Ingqokolela yezibonelelo ngokubhekiselele kumanzi angaselwayo

61. Ukusetyenziswa kwamanzi amvelaphi zizezinye indawo ngaphandle kwamanzi anikezelwa ngumasipala

(1) Akukho namnye umntu onokusebenzisa, okanye avumele ukusetyenziswa kwamanzi avela kwezinye iimvelaphi ngaphandle kwamanzi anikezelwa ngumasipala esebenzisela izinto zasekhaya, ngaphandle kokuba amanzi ekubhekiselelwe kuwo amkelwe nguMlawuli: Amanzi ngezo njongo nangokuhabiselelana nemiqathango egqitywe nguMlawuli: Amanzi.

(2) Akukho mntu unokudibanisa unikezelo lwamanzi asuka nakweyiphi indawo ngokwenkqubo yosasazo lwamanzi ngaphandle kwasuka

kunikezelo lwamanzi lukamasipala ngaphambi kolwamkelo olubhaliweyo loMlawuli: Amanzi, nangokuhambiselana nemiqathango egqitywe nguMlawuli: Amanzi.

(3) Nawuphi umnini wezakhiwo nomhlaba apho imvelaphi yamanzi ikhoyo, makanikezele ngenkcukacha ngokubhekiselele kwimvelaphi yamanzi kuMlawuli: Amanzi njengoko kunokufuneka.

(4) Umnini wezakhiwo nomhlaba owaphule icandelo (3) elingezantsi, makaxhobise ngeziqinisekilso zohlalutyo nophando lweentsholongwane (bacteriological) ngokubhekiselele kwimvelaphi yamanzi kwezo zakhiwo nomhlaba njengoko kunokufuneka kuMlawuli: Amanzi ngeendleko zakhe xa exelelwe ukuba enze njalo.

(5) U-Mlawuli: Amanzi unokurhoxisa nasiphi isivumelwano ngokubhekiselele kwicandelo (1) elingezantsi ukuba, ngokwembomo yoMlawuli: Amanzi—

(a) imeko ebekwe ngokwemiqathango yelo ecandelo elisezantsi yophulwe, okanye

(b) amanzi akasathobeli iimfuno ezibekwe nguMlawuli: Amanzi.

(6) Izibonelelo zeli candelo azisusi nawuphi umntu ukuba angathobeli nezibonelelo ezikhoyo zoMthetho waManzi kaZwelonke, 1998 (uMthetho 36 ka 1998) okanye naliphi iqumrhu likazwelonke lowiso-mthetho elifanelekileyo.

62. Imithombo, Izitsala-manzi ngaphantsi komhlaba, indawo zemithombo, kunye neendawo ezigrunjiweyo

Wonke umnini zakhiwo nomhlaba makaqinisekise ukuba nawuphi umthombo, indawo yomthombo, isitsala-manzi ngaphantsi komhlaba, kunye nendawo egrunjiweyo kwizakhiwo nomhlaba wakhe—

(a) ikhuseleke ngokufanelekileyo ekudaleni ingxaki kwimpilo, kwaye

(b) ayizaliswanga nangayiphi indlela, zizinto ezinokudala umthombo osecaleni, isitsala-manzi ngaphantsi komhlaba okanye ukuba imvelaphi yamanzi esuka ngaphantsi komhlaba angcoliseke okanye osuleleke.

63. Isaziso sezitsala-manzi ngaphantsi komhlaba, imithombo neendawo zemithombo ezimbiwayo

(1) Akukho namnye ovumelekileyo ukomba/ukugrumba, okanye enze okanye avumele ukombiwa/ukugrunjwa, komthombo, indawo yomthombo okanye isitsali-manzi ngaphantsi komhlaba ngaphandle kokuba uMlawuli: Amanzi unikwe isaziso esibhaliweyo seentsuku ezi-14 ubuncinane senjongo yokwenza oko.

(2) Isaziso esiphulwe ngokwecandelo (1) elingezantsi masazise indawo eceliweyo kunye nenjongo amanzi aza kusetyenziselwa yona.

(3) Ukuba amanzi afumaneka kwisitsala-manzi ngaphantsi komhlaba okanye nakweyiphi imvelaphi yonikezelo lwamanzi nakweziphi izakhiwo nomhlaba asetyenziselwa iinjongo ezinokukhokelela ekuchithekeni kwalawo manzi okanye intsalela yawo kwisixokelelwane sogutyulo sikamasipala, umnini makafakele isilinganisi-manzi kwindawo ekhethwe ngumasipala ekumbhobho lowo ukhokelela kwisitsala-manzi sangaphantsi komhlaba okanye kwenye imvelaphi yonikezelo lwamanzi kwindawo okanye kwiindawo apho isetyenziswa njalo khona.

(4) Ibhunga linakho, ngesaziso sikawonke-wonke, ukufuna ukuba umnini wezakhiwo nomhlaba ongaphakathi kommandla kamasipala apho isitsala-manzi sikhoyo, okanye ukuba umnini akahlali kwezo zakhiwo nomhlaba, umhlali azise ngokubakho kwesitsala-manzi sangaphantsi komhlaba esilolo hlobo kwezo zakhiwo nomhlaba, aze anikezele ngolwazi olubhekiselele kwisitsala-manzi phantsi komhlaba olunokufuneka.

(5) UMlawuli: Amanzi, ukuba ubona kufanelekile, unokufuna ufundo lwenziwe ngendleko zomnini ukuze kuhlolwe nayiphi impembelelo enokuchaphazela umphakathi kumthombo, kwindawo yomthombo okanye kwisitsala-manzi esiceliweyo.

64. Unikezelo lwamanzi angaselwayo ngumasipala

(1) UMlawuli: Amanzi angavuma unikezelo lwamanzi angaselwayo kumsebenzisi-nkonzo xa kwenziwe isicelo ngokwemiqathango yecandelo 19 nangaphantsi kokuba eznokuyilungela loo miqathango.

(2) Naluphi unikezelo lwamanzi ngokwemiqathango yecandelo (1) elingezantsi alunakuvumela ukusetyenziselwa nawuphi umsebenzi wasekhaya okanye naziphi ezinye iinjongo, ngokwembono yoMlawuli: Amanzi, olunokwenza ubungozi empilweni.

65. Ukuzibhekelisa ngokubhekiselele kubunjani bamanzi angaselwayo

(1) Akukho siqinisekiso, esichaziweyo okanye esibekiweyo kucoco lwawo nawaphi amanzi angaselwayo anikezwe ngumasipala okanye afanele injongo unikezelo lwamanzi olwalwenzelwe yona.

(2) Ukusetyenziswa kwamanzi angaselwayo kungumngcipheko womsebenzisi-nkonzo wonke, kwaye umasipala akanamfanelo ngokusemthethweni yeziphumo eziyingozi okanye ilahleko evele ngokuthe ngqo okanye ngokungekho njalo ngoko.

66. Izaziso zezilumkiso

(1) Umnini wezakhiwo nomhlaba, apho amanzi angaselwayo ayesetyenzisiwe, makaqinisekise ukkuba zonke izilinganisi ezingundoqo zamanzi nazo zonke izixhobo ezisebenzisa okanye ezinikeza ngamanzi zinophawu olucacileyo lwesaziso esimelana nemozulu ezibonisa ukuba lawo manzi akafanelekanga kusetyenziselwa iinjongo zasekhaya.

(2) Kummandla apho umlanjana ocociweyo wamanzi amdaka usetyenziswa, umsebenzisi-nkonzo uya kumisa izaziso ezimelana nemozulu kwindawo ezibonakalayo elumkisa ukuba amanzi alolo hlobo akafanelanga kusetyenziselwa iinjongo zasekhaya.

(3) Isaziso esilumkisayo ngasinye esibekwe/ esenziwe ngokwemiqathango yecandelo (1) kunye no (2) elingezantsi masibe ngeelwimi ezintathu ezisetyenziswa kwiphondo.

ULUHLU LWENKQUBO 1

UKURHOXISWA KWEMITHETHO KAMASIPALA

UMasipala wase-Brackenfell	UMthetho kaMasipala woNikezelo lwaManzi: PN 499/1970
ISixeko saseKapa, iSixeko se	UMthetho kaMasipala waManzi: PN 30/1996
ISixeko saseKapa, iSixeko se	UMthetho kaMasipala weeNkonzo zaManzi wokuLinganisela okanye ukuThintela ukuSetyenziswa kwaManzi, i-Gazette yePhondo 5994 yama- 28 Matshi 2003
UMasipala wase-Durbanville	UMthetho kaMasipala waManzi: PN 665/1968
UMasipala wase-Durbanville	UMthetho kaMasipala waManzi oWongezelelekileyo: PN 612/1994
UMasipala wase-Goodwood	UMthetho kaMasipala waManzi: PN 337/1991 njengoko ulungisiwe
IBhunga leSixeko sase-Kapa Town Council	UMthetho kaMasipala woNikezelo lwaManzi: GN R1107/1984
UMasipala wase-Kraaifontein	UMthetho kaMasipala waManzi: PN 842/1960, njengoko ulungisiwe
UMasipala wase-Kraaifontein	UMthetho kaMasipala waManzi oWongezelelekileyo: PN 848/1979, njengoko ulungisiwe
UMasipala wase-Kuils River	UMthetho kaMasipala waManzi: PN 581/1962
UMasipala wase-Kuils River	UMthetho kaMasipala waManzi oWongezelelekileyo: PN 216/1978, njengoko ulungisiwe
IBhunga leDolophu lase-Lingelethu-West	UMthetho kaMasipala woNikezelo lwaManzi: GN R1107/1984
IBhunga leDolophu lase-Lwandle	UMthetho kaMasipala woNikezelo lwaManzi: GN R1107/1984
IBhunga leDolophu lase-Mfuleni	UMthetho kaMasipala woNikezelo lwaManzi: GN R1107/1984
UMasipala wase-Milnerton	UMthetho kaMasipala waManzi oWongezelelekileyo: PN 110/1982
UMasipala wase-Parow	UMthetho kaMasipala waManzi oWongezelelekileyo: PN 98/1930, njengoko ulungisiwe
UMasipala wase-Pinelands:	UMthetho kaMasipala woNikezelo lwaManzi: PN 198/1924, njengoko ulungisiwe
UMasipala wase-Simon‘s Town	UMthetho kaMasipala woNikezelo lwaManzi: PN 662/1954, njengoko ulungisiwe
UMasipala wase-Simon’s Town	UMthetho kaMasipala waManzi oWongezelelekileyo: PN 663/1954
UMasipala wase-Simon’s Town	UMthetho kaMasipala woNikezelo lwaManzi: PN 1059/1975, njengoko ulungisiwe
UMasipala wase-Somerset West	UMthetho kaMasipala woNikezelo lwaManzi: PN 310/1910, njengoko ulungisiwe
UMasipala wase-West Coast Peninsula	UMthetho kaMasipala woNikezelo lwaManzi: PN 14/1997

ULUHLU LWENKQUBO 2

ULAWULO OLUNYANZELEKILEYO LWAMANZI

1. Akukho mntu ngaphambi kwegunya elibhaliweyo elisuka kuMlawuli: Amanzi, uyakunkcenkceshela igadi, amabala okudlala, ipaki, okanye nayiphi eminye imimandla enengca esebenzisa amanzi okusela, phakathi kweyure ye-10:00 neye-16:00.

2. Apho umbhobho wokunkcenkceshela usetyenzisiweyo ukunkcenkceshela igadi, ipaki, okanye amabala okudlala amanzi esuka kwisiseko samanzi aselwayo isixhobo sokulawula esinje ngesitshizi sakuncanyathiselwa kwisiphelo sombhobho.

3. Akukho mntu ngaphandle kokuqala afumane igunya elibhaliweoy kuMlawuli: Amanzi oya kumanzisa umphantsi oqinileyo okanye indawo elungiselelwe ukuhamba esebenzisa amanzi okusela asuka kwisiseko samanzi okusela.

4. Umbhobho wokunkcenkceshela osetyenziselwa ukuhlamba imoto, isikhephe, ikharavani mawufakwe isixhobo esizilawulayo esizivala ngokwaso.

5. Iinkqubo zokuzalisa ezizenzelayo ezisebenzisa isivalo esijingayo esizaliswa kwindawo/kwintsusa yamanzi aselwayo ukusa kumachibi okudada namachibi egadi ayivumelekanga.

6. Amashishini okuhlamba inqwelo zorhwebo makalungise ngokutsha umlinganiselo ongama-50% wamanzi asetyenziswe kwimisebenzi.

7. Izitya zokuhlamba izandla kumaziko/kwindawo zikawonke-wonkemazifakelwe uhlobo lwempompi ezizilinganiselayo.

8. Iishawari ezikwindawo zikawonke-wonke mazifakelwe uhlobo lwezivalo ezizilinganiselayo.

9. Amanzi okusela akanakusetyenziselwa ukumanzisa isanti yesakhiwo nezinyeizixhobo zokwakha ukuzikhusela ukuba zingaphaphatheki.

10. Imibhobho emileyo etsalwa kwiimpompo mayibe nomphakamo okungenani ozii- 450 mm, ngokomlinganiselo womphezulu womhlaba.

11. Obona bukhulu bomgama wokuhamba kwamanzi nakweyiphi impompo efakiweyo kwisitya sokuhlamba izandla ayinakodlula iilitha ezi-6 ngomzuzu.

12. Obona bukhulu bomgama wokuhamba kwamanzi nakweyiphi intloko yeshawari ayinakodlula iilitha ezili-10 ngomzuzu.

13. Amagunjana etanki yamanzi akanakodlula iilitha ezili-9,5 ngomthamo.

14. Akukho gunjana lizenzelayo okanye itanki echithayo inokusetyenziselwa ukuhlisa umchamo.

15. Ingadlulanga iminyaka emini emva kokubhengezwa kwalo mthetho kamasipala onke amagunjana azenzelayo afakwe ukuthoba imichamo, makasuswe kufakelwe nokuba ziinkqubo ezisetyenziswa ngezandla okanye isixhobo esingasetyenziswa ngasandla esidala ukuthotywa sisebenze emva komchamo/kokusetyenziswa ngakunye kwesixhobo kokuchama.

16. Izilinganisi zamanzi ezingundoqo zifakwe ngaphandle kwezakhiwo ngazinye ngaphandle kwendawo zokuhlala apho kufuneka—

    (a) kudityaniswe isixhobo esizivallayo, okanye

    (b) kubekho indawo yokubamba eshukumayo ngeenjongo zokuyisebenzisa, okanye

    (c) ibenakho ukutshixwa ukukhusela ukusetyenziswa ongekho mthethweni, okanye

    (d) ibe luhlobo olunyazelisa ukulawula ubungakanani bamanzi aphumayo ekusebenzeni kwayo ngakunye.

17. Uphicotho lwamanzi

    (a) Abasebenzisi kakhulu bamanzi (abo basebenzisa ngaphezulu kwama- 3 650 kilolitres ngonyaka), ngaphandle kwabo benendawo zokuhlala amaqela abantu, kufuneka benze uphicotho lwamanzi rhoqo ngonyaka. Ingxelo yophicotho mayibekho ukuze ihlolwe ngamagosa asuka kwiSebe leMicimbi yaManzi namaHlathi, yiBhodi yaManzi (apho kukho imfuneko) kunye nomasipala.

    (b) Uphicotho maluqulathe ezi nkcukacha zilandelayo—

        (i) ubuninzi bamanzi asetyenziswe ngethuba lonyaka-mali;

        (ii) ixabiso elihlawulelwe amanzi lonyaka-mali;

        (iii) inani labantu abahlala kwindawo yokuhlala engasiyoyabo okanye kwizakhiwo nomhlaba;

        (iv) inani labantu abasebenza isigxina kwindawo yokuhlala engasiyoyabo okanye kwizakhiwo nomhlaba;

        (v) uthelekiso lwale miba ingasentla naleyo bekunikwe ingxelo yayo kunyaka ngamnye kwemithathu edlulileyo (apho ikhoyo);

        (vi) ukwahluka ngokwamaxesha onyaka ngokwemfuno (amanani osetyenziso enyanga nenyanga);

        (vii) iinkcukacha zendlela yokujongwa kongcoliseko lwamanzi;

        (viii) iinkcukacha zamanyathelo okuqala asetyenziswayo ukulawula imfuno zolawulo losetyenziso lwamanzi;

        (ix) inkcukacha zezicwangciso zokulawula iimfuno zabo zamanzi;

        (x) uthelekiso lwale miba ingasentla naleyo bekunikwe ingxelo yayo kunyaka ngamnye kwemithathu edlulileyo (apho ikhoyo); kunye

        (xi) uqikelelo losetyenziso lwamanzi ngezixhobo ezahlukeneyo ezisetyenziswayo.

18. Akukho mntu unokuvumela amanzi, asetyenziswe njengendlela yokutshintshisa ubushushu nakwesiphi isixhobo okanye umatshini odityanisiweyo ize inikezele amanzi kufakelo lwamanzi, isebenze ngokuqhubelekayo ukonakalisa amanzi ngaphandle kokugcina umgangatho omiselweyo wamanzi aqinileyo ewonke kumatshini ojikelezayo.

ULUHLU LWENKQUBO 3

IMIBHOBHO ESETYENZISELWA UKUGQITHISA AMANZI

IMibhobho yoBhedu

Umgangatho 0 kunye noMgangatho 1 wemibhobho yobhedu awunakusetyenziswa kusetyeziso lwaphantsi komhlaba ngaphandle kokuba ikhuselwe ngokufanelekileyo kwisingxobo.

UMgangatho 0 wemibhobho yobhedu ayinakugotywa, ivulwe ezantsi/idlabhuzwe, okanye iziphelo zayo zandiswe ize zenziwe izingxobo ukwenzela uhlobo olutywinwa ngelotha lomthanjana.

Imibhobho yoBhedu ayinakutywinwa ngombala wobhedu omthuqwa okanye ngesinyithi sesilivere.

IMibhobho yePlastiki (iplastiki yokusongela kungangeni manzi/i-Polyethylene, i-Polypropylene, i-Polyvinyl)

Imibhobho yeplastiki ayinakusetyenziswa kwimililo okanye idibanise ufakelo oludibeneyo lwemililo yasekhaya kwindawo ekumhlaba ongaphezulu.

Imibhobho egqithisa amanzi okusela mayikhuselwe elangeni.

Imibhobho yeplastiki ayinakusetyenziswa kwindawo apho irhasi inokungenelwa okanye nawaphi amachiza/ izinto zekhemikhali ezinokosulela amanzi agqithiswayo kuyo, ngaphandle kokuba ikhuselwe ngokufanelekileyo kwisingxomo esingenakuchukunyiswa/ kungenelwa.

Apho umbhobho weplastiki usetyenziselwe ukugqithisa amanzi kumgqomo wofakelo olungasukiyo wamanzi ashushu, iimitha zokuqala eziyi- 2,5 zombhobho kwicala lokuphuma lombhobho mazibe zezobhedu.

IMibhobho eMnyama yeNtsimbi

Umbhobho ophakathi omnyama wentsimbi kunye nezilinganisi ezihamba nawo awunakusetyenziselwa ukugqithisa amanzi kufakelo lwasekhaya, ngaphandle kokuba ucocwe ngokufanelekileyo walekiwe kumphakathi, kwaye awuzukufakelwa kufakelo lwecandelo lomlilo oludityanisiweyo, kangangendlela apho unokubeka engozini uthwalo lwamanzi kwicandelo lofakelo lwamanzi olu lolo hlobo lofakelo lomdibaniso/ lwendibaniselwano.

Imibhobho ephakathi yentsimbi exonxwe ngesinyithi kunye nezilinganisi zamanzi ayinakusetyenziswa kufakelo oludityaniswe nombhobho oyintloko kamasipala, nefumana amanzi avela kuyo.

Nawuphi umbhobho ogqithisela amanzi asuka koyintloko awunakufakelwa njengowona mbhobho ungundoqo wesakhiwo.

1 September 2006 18366

CITY OF CAPE TOWN

WASTEWATER AND INDUSTRIAL EFFLUENT BYLAW

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WASTEWATER AND INDUSTRIAL EFFLUENT BY-LAW

1. Definitions

In this by-law:—

"council" means the council of the municipality of Cape Town and includes any structure, councillor, or official of the council exercising powers or performing duties or functions under this by-law, which have been delegated to such structure, councillor or official by the council;

"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 under the control of the council which may be used for the conveyance of wastewater;

"occupier" means a person who occupies any premises or part thereof, without regard to the title under which he or she occupies;

"owner" means:—

(a) the person in whom from time to time is vested the legal title to premises;

(b) in a case where the person in whom the legal title to premises is vested is insolvent or dead, or is under any form of legal disability whatsoever, the person in whom the administration and control of such premises is vested as curator, trustee, executor, administrator, judicial manager, liquidator or other legal representative;

(c) in any case where the council is unable to determine the identity of such person, a person who is entitled to the benefit of the use of such premises or a building or buildings thereon;

(d) in the case of premises for which a lease agreement of 30 years or longer has been entered into, the lessee thereof;

(e) the person who has purchased immovable property from the municipality, in terms of a scheme that allows for the purchase price to be paid in installments and who has not received transfer from the municipality;

(f) in relation to:—

(i) a piece of land delineated on a sectional plan registered in terms of the Sectional Titles Act, 1986 (Act 95 of 1986), the developer or the body corporate in respect of the common property, or

(ii) a section as defined in such Act, the person in whose name such section is registered under a sectional title deed; and includes the lawfully appointed agent of such a person;

"person" includes a juristic person;

"stormwater" means water resulting from natural precipitation and/or the accumulation thereof and includes groundwater and spring water ordinarily conveyed by the stormwater system, as well as sea water within estuaries, but excludes water in a drinking water or wastewater reticulation system;

"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;

"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 conveyance or disposal of wastewater.

CHAPTER 1

DUTIES AND PROHIBITED ACTS

2. Duties of owners of property

(1) Every owner of property shall on receipt of written notice by the Council—

(a) construct a private sewer installation on the premises;

(b) connect a private sewer installation to the municipal sewer, whether directly or indirectly as required by the council;

(c) enlarge the capacity of a private sewer installation to accommodate a greater discharge, or

(d) reconstruct a private sewer installation to comply with the requirements of the council;

(e) submit and implement a waste management plan including inter alia a waste minimisation schedule;

(f) submit and implement a chemical management plan including inter alia an inventory.

(2) No owner of property may allow:—

(a) the ingress of groundwater or stormwater 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 Council and subject to such conditions as it may impose.

(3) Every owner of property shall take adequate measures to prevent ingress and seepage referred to in subsection (2).

3. Protection of municipal sewers

(1) No person shall, except with the written consent of the council and subject to such conditions as it may impose—

(a) construct, erect or lay any building, structure or other thing over or in such a position or in such a manner as to interfere with or endanger any municipal sewer;

(b) excavate, open up or remove the ground above, next to, under or near any municipal sewer;

(c) damage, endanger or destroy or do any act likely to damage, endanger or destroy any municipal sewer;

(d) make any opening in any municipal sewer, or abstract, divert or cause to be abstracted or diverted any sewage therefrom;

(e) discharge, permit to enter or put into any municipal sewer:—

(i) any stormwater;

(ii) any gas or steam;

(iii) any liquid (not being domestic wastewater) with a temperature higher than 40˚C;

(iv) any petrol, oil, greases, waxes, fat or pesticides, insecticides or paints;

(v) any refuse or waste resulting from any industrial, trade, manufacturing or chemical process;

(vi) any liquid which has a pH value of less than five comma five or greater than twelve;

(vii) any substance which gives off or is liable to give off explosive, poisonous or inflammable gases or vapours;

(viii) any substance which has an Abel's open cup flashpoint of less than 60˚C;

(ix) any substance which contains volatile flammable solvents or solvents immiscible with water;

(x) any substance which may, in the opinion of the council, by itself or in combination with any other substances:—

(aa) cause a nuisance to any person;

(bb) endanger the health of or injure any person;

(cc) interfere with the free flow of sewage;

(dd) injuriously affect any sewer or wastewater works or land connected with any sewer or with the conveyance, treatment, purification, disposal or re-use of wastewater, or

(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;

(f) discharge any substance other than industrial effluent into a separate private system of conveyance, and

(g) in cases where a separate private system of conveyance for industrial effluent is installed, discharge industrial effluent into any other sewer.

(2) The council may order that the person or persons responsible—

(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 sewer or public drain 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 Council may take such steps as it may deem necessary to rectify the matter at the cost of the person responsible.

(4) The council shall, at the cost of the owner, disconnect from the municipal sewer system any private sewer installation which, in the opinion of the council, in any way endangers or injuriously affects or may endanger or injuriously affect any sewer or wastewater works or any works or land connected with any sewer or the conveyance, 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 conveyance thereof to a treatment installation or other suitable place approved by the council, and

(b) clean, repair, reconstruct, replace, reposition or otherwise comply to such requirements as the council may impose.

4. Clearing of blocked private sewers

(1) The council shall arrange for the clearing of blocked private sewer installations at the cost of the owner.

(2) Where it is established that a private sewer installation became blocked as a result of a defect or a blockage in the municipal sewer, no costs will be recovered from the owner.

CHAPTER 2

INDUSTRIAL EFFLUENT

5. Consent required to discharge of industrial effluent

No person may, except with the written consent of the Council, and subject to such conditions it may impose:—

(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 conditions imposed by the council, or

(c) contravene, or permit to be contravened, any other condition imposed by the council when consent was granted to discharge industrial effluent.

6. Non-waterborne disposal of industrial effluent

(1) Where no municipal sewer is available for the discharge of wastewater, no person may dispose of wastewater:—

(a) unless the council has approved the method of transportation and imposed such conditions as it 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 council 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.

(2) No person who transports wastewater by any means other than waterborne transportation may:—

(a) dispose of such wastewater at or in any place other than at a facility approved by the council, or

(b) allow such wastewater to spill, leak or seep from any container.

7. Charges in respect of industrial effluent

The person who has been granted consent to discharge, or permits the discharge of industrial effluent into a municipal sewer, shall pay to the council a charge calculated in accordance with Schedules 1 and 2.

CHAPTER 3

8. Repeal of by-laws

The by-laws listed in Schedule 3, are hereby repealed.

9. 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,

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

SCHEDULE 1

1. Charges in respect of industrial effluent

The charges referred to in Section 7 of the by-law, are calculated as set out hereunder:

(1) The charge is, subject to the succeeding provisions of this Schedule, the amount obtained by applying the formula calculated in terms of item (2) below.

(2) **Vw (SVC) + VieT (COD-1000)/1500 + VieT (SF)**

Where

"Vw" is the total volume, expressed in kilolitres, of wastewater discharged from the premises during the period concerned.

"SVC" is the sewerage volumetric charge in terms of the sanitation tariff.

"Vie" is the total volume, expressed in kilolitres, of industrial effluent discharged from the premises during the period concerned.

"T" is the cost, as determined by the council, of treating 1 kilolitre of wastewater.

"COD" is the chemical oxygen demand of the effluent in milligrams per litre . In the event of the COD being less than 1 000, the COD factor falls away.

"SF" is the surcharge factor of the effluent calculated according to the formula:

SF = (X-L)/L

where

"X" is the concentration of one or more of the parameters listed in Schedule 2.

"L" is the limit applicable to that particular parameter.

(i) No factor calculated by this formula may have a value less than zero;

(ii) In the case of the pH parameter X represents the pH value and, if (X-L) results in a negative value, a positive value of the same magnitude must be substituted.

(3) The COD of industrial effluent is the rolling arithmetic average of four samples taken at any time during a six to twelve month period.

(4) The SF of industrial effluent is the latest value determined.

(5) The SF is cumulative for all parameters which are outside the limits set in Schedule 2.

(6) If, for any reason, the requisite number of samples referred to in the items (3) or (4) above are not taken, or more than four samples are taken, council may determine an equitable COD and/or SF.

(7) The owner/occupier of any premises is entitled to receive, on request, part of any sample taken from the premises before that sample is removed by council.

2. Calculation of quantity of industrial effluent discharged

(1) The council determines the total quantity of industrial effluent discharged from a premises.

(2) If industrial effluent and other wastewater are measured together council will make such allowance as it considers fair for that other wastewater.

(3) If the amount of industrial effluent discharged from a premises is not directly measured:

(a) The council will base the determination on the amount of water used at the premises, after making whatever allowance it considers fair for water used for domestic purposes or irrigation, loss to the atmosphere, or present in the products produced at the premises, and

(b) if industrial effluent is discharged from the premises at more than one point, the council will allocate the said amount of water to the points of discharge as accurately as possible.

(4) If a measuring device is proved to be defective, the council will, subject to item (5) below, make due allowance for the defect in its calculation of the quantity of discharge.

(5) The council may, by notice in writing, require the occupier, owner or person in control of, or using, any premises to provide such information, access or facilities council considers necessary either for the accurate calculation of the charge payable, or to establish whether a charge is in fact payable in respect of the premises.

(6) If the council is of the opinion that the sampling does not represent the actual average quality of industrial effluent, then it may use an alternative acceptable method in order to determine an equitable industrial effluent charge.

(7) If the council is unable to assess the quantity or charge due because:—

(a) the formula referred to in item 1(2) above, is dispensed with, and/or

(b) a notice referred to in item 2(5) above is not complied with and/or

(c) any contravention of this by-law has taken place and as a result the charges due in respect of the premises concerned cannot be calculated accurately,

then the council will assess the charge due as being such amount as it considers fair.

(8) Notwithstanding item (7) above, the council may, in order to assess any charge provided for in this by-law or to ensure compliance with any provision of this by-law, by notice in writing, require the owner of any premises, within a specified period and at the expense of the owner to provide and maintain such gauges or other measuring devices as the council considers necessary to:—

(a) measure the volume of water used at the premises and the volume of water obtained from any source other than council;

(b) measure separately the volume of water used for any specified purpose or in any specified portion of the premises, and

(c) provide proof to the satisfaction of the council that any gauge or device referred to in items 8(a) and 8(b) is functioning correctly and accurately.

SCHEDULE 2

Prohibited Discharge into sewers

	Section A: General	Not less than	Not to exceed
1.	Temperature at point of entry	0 ˚C	40 ˚C
2.	Electrical Conductivity at 25 ˚C		500 mS/m
3.	pH Value at 25 ˚C	5.5	12.0
4.	Chemical Oxygen Demand		5 000 mg/ℓ

Section B: Chemical substances other than Heavy Metals — maximum concentrations		
1.	Settleable Solids (60 minutes)	50 ml/ℓ
2.	Suspended Solids	1 000 mg/ℓ
3.	Total dissolved solids at 105 ˚C	4 000 mg/ℓ
4.	Chloride as Cl	1 500 mg/ℓ
5.	Total sulphates as SO_4	1 500 mg/ℓ
6.	Total phosphates as P	25 mg/ℓ
7.	Total cyanides as CN	20 mg/ℓ
8.	Total sulphides as S	50 mg/ℓ
9.	Total phenols as C_6H_5OH	50 mg/ℓ
10.	Total sugars and starches as glucose	1 500 mg/ℓ
11.	Oils, greases, waxes and fat	400 mg/ℓ
12.	Sodium as Na	1 000 mg/ℓ

Section C: Metals and inorganic content — maximum concentrations		
Group 1		
1.	Iron as Fe	50 mg/ℓ
2.	Chromium as Cr	10 mg/ℓ
3.	Copper as Cu	20 mg/ℓ
4.	Zinc as Zn	30 mg/ℓ
Total collective concentration of all metals in Group 1 shall not exceed 50 mg/ℓ		
Section C: Metals and inorganic content — maximum concentrations		
Group 2		
5.	Arsenic as As	5 mg/ℓ
6.	Boron as B	5 mg/ℓ
7.	Lead as Pb	5 mg/ℓ
8.	Selenium as Se	5 mg/ℓ
9.	Mercury as Hg	5 mg/ℓ
10.	Titanium as Ti	5 mg/ℓ
11.	Cadmium as Cd	5 mg/ℓ
12.	Nickel as Ni	5 mg/ℓ
Total collective concentration of all metals and inorganic constituents in Group 2 shall not exceed 20 mg/ℓ		

Section D: Prohibited radioactive materials

Any radioactive wastes or isotopes of such nature or in such concentration as do not meet the requirements laid down by the Council for Nuclear Safety referred to in Section 24 of the Nuclear Energy Act (Act 92 of 1982) as amended.

SCHEDULE 3

Cape Metropolitan Council:
Provincial Gazette no 5582 dated 15/9/2000: By-law relating to wastewater and industrial effluent

Cape Town Municipality:
P.N.397/1987: Drainage and sewerage by-law, as amended

Durbanville Municipality:
P.N. 393/1995: Additional sewerage by-law

Fish Hoek Municipality:
P.N. 867/1979: Drainage and sewerage by-law, as amended

Goodwood Municipality:
P.N. 706/1991: Sewerage by-law P.N. 1048/1971: By-law relating to industrial effluent, as amended

Gordon's Bay Municipality:
P.N. 570/1963: By-law relating to industrial effluent

Kraaifontein Municipality:
P.N. 253/1990: By-law relating to industrial effluent

Milnerton Municipality:
P.N. 814/1971: Additional sewerage by-law, as amended

Pinelands Municipality:
P.N. 486/1939: Sewerage by-law, as amended

Simon's Town Municipality:
P.N. 771/1985: By-law relating to industrial effluent

Somerset West Municipality:
P.N. 946/1978: Drainage and sewerage by-law, as amended P.N. 654/1983: By-law relating to industrial effluent

Strand Municipality:
P.N. 533/1983: By-law relating to industrial effluent

West Coast Peninsula Municipality:
P.N. 501/1996: Sewerage by-law

Brackenfell Village Management Board:
P.N. 575/1950, OG 2497, 29 September 1950: Standard Drainage Regulations

Brackenfell Village Management Board:
P.N. 75, OG 3494, 24 January 1969: Regulations relating to conservancy tanks

Brackenfell Municipality:
P.N. 522/1971, OG 3618, 28 May 1971: Additional Drainage regulations

Western Cape Regional Services Council:
P.N. 776/1993: Industrial effluent by-law

1 September 2006 18367

STAD KAAPSTAD

VERORDENING OP AFVALWATER EN NYWERHEIDSUITVLOEISEL

INHOUD

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VERORDENING OP AFVALWATER EN NYWERHEIDSUITVLOEISEL

1. Definisies

In dié verordening beteken—

"Raad" die Raad van die munisipaliteit van Kaapstad, met inbegrip van enige struktuur, Raadslid of amptenaar van die Raad wat bevoegdhede uitoefen of pligte of funksies ingevolge dié verordening uitvoer, wat deur die Raad aan sodanige struktuur, Raadslid of amptenaar gedelegeer is;

"nywerheidsuitvloeisel" enige vloeistof, hetsy dit enige opgeloste of swewende stowwe bevat, al dan nie, wat vrygelaat word in die loop van of as gevolg van enige nywerheidsbedryf, vervaardiging, mynbou of chemiese proses of enige laboratorium-, navorsings-, diens- of landbouwerksaamheid, en dit sluit stof in wat deur 'n afvalmeul vrygelaat word;

"munisipale riool" enige pyp of leipyp onder Raadsbeheer wat vir die vervoer van afvalwater gebruik kan word;

"okkupeerder" 'n persoon wat 'n perseel of deel daarvan bewoon, ongeag die titel waaronder hy of sy dit okkupeer;

"eienaar" —

(a) die persoon in wie die eiendomsreg ten opsigte van 'n perseel van tyd tot tyd setel;

(b) in 'n geval waar die persoon, in wie die eiendomsreg van 'n perseel setel, insolvent of oorlede is, of wat vir welke rede ookal regsonbevoegd is, die persoon by wie die bevoegdheid as kurator, trustee, eksekuteur, administreerder, geregtelike bestuurder, likwidateur of ander regsverteenwoordiger vir die administrasie en bestuur van die perseel berus;

(c) in enige geval waar die munisipaliteit nie die identiteit van so 'n persoon kan vasstel nie, 'n persoon wie geregtig is op die voordeel van die gebruik van sodanige perseel of gebou of geboue daarop;

(d) in die geval van 'n perseel ten opsigte waarvan 'n huurooreenkoms vir 'n tydperk van 30 jaar of langer aangegaan is, die huurder daarvan;

(e) die persoon wie onroerende eiendom van die munisipaliteit gekoop het ingevolge 'n skema waar die koopprys in paaiemente betaal word, maar oordrag van eiendomsreg nog nie plaasgevind het nie;

(f) ten opsigte van—

(i) 'n stuk grond afgebaken op 'n deelplan wat ingevolge die Wet op Deeltitels, Nr 95 van 1986, geregistreer is, die ontwikkelaar of die regspersoon ten opsigte van die gemeenskaplike eiendom, of

(ii) 'n gedeelte soos omskryf in die gemelde Wet, die persoon in wie se naam sodanige gedeelte ingevolge 'n deeltitelakte geregistreer is, en omvat dit die regmatig aangestelde verteenwoordiger van sodanige persoon;

"persoon" ook 'n regspersoon;

"stormwater" die water wat deur natuurlike neerslag of akkumulasie veroorsaak word, met inbegrip van reënwater, grondwater of fonteinwater;

"afvalmeul" enige meganiese toestel wat stowwe maal en dit in die afvalwaterstelsel wegspoel, of wat skille, skubbe of ander stowwe van groente of ander voedingsmiddele verwyder en dit regstreeks of onregstreeks in die afvalwaterstelsel uitlaat, met inbegrip van uitvloeisel van 'n voedselafvalmeul;

"afvalwater" enige vloeibare afval, hetsy dit opgeloste of swewende stowwe bevat, al dan nie, met inbegrip van huishoudelike vloeibare afval en nywerheidsuitvloeisel, maar met uitsluiting van stormwater;

"afvalwaterstelsel" die strukture, riole, pype, kleppe, pompe, meters of ander toebehore onder Raadsbeheer wat vir die vervoer of wegdoening van afvalwater gebruik kan word.

HOOFSTUK 1

PLIGTE EN VERBODE HANDELINGE

2. Pligte van eienaars van eiendom

(1) Elke eienaar van eiendom moet by ontvangs van skriftelike kennisgewing deur die Raad—

(a) 'n privaatrioolinstallasie op die perseel bou;

(b) 'n privaatrioolinstallasie met die munisipale riool verbind, hetsy regstreeks of onregstreeks, na gelang die Raad vereis;

(c) die vermoë van 'n privaatrioolinstallasie vergroot om aan 'n groter afvoer te voldoen; of

(d) 'n privaatrioolinstallasie herbou om aan Raadsvereistes te voldoen; of

(e) 'n afvalbestuursplan, met inbegrip van onder andere 'n minimaliseringskedule, voorlê en implementeer; of

(f) 'n chemikaliebestuursplan, met inbegrip van onder andere 'n inventaris, voorlê en implementeer.

(2) Geen eienaar van eiendom mag toelaat—

(a) dat grondwater of stormwater in 'n privaatrioolinstallasie op sy/haar eiendom invloei nie;

(b) dat afvalwater van 'n privaatrioolinstallasie op sy/haar eiendom deursypel nie;

(c) dat grondwater of stormwater in 'n privaatrioolinstallasie op sy/haar eiendom invloei nie behalwe met toestemming van die Raad en onderhewig aan voorwaardes wat die Raad kan oplê.

(3) Elke eienaar van eiendom moet toereikende stappe doen om die invloei en deursypeling, waarna in subartikel (2) verwys word, te voorkom.

3. Beskerming van munisipale riole

(1) Geen persoon mag sonder Raadstoestemming, en onderhewig aan voorwaardes wat die Raad kan oplê,

(a) enige gebou, struktuur of ander ding oor of in 'n posisie of op 'n manier bou, oprig of lê wat enige munisipale riool sal belemmer of in gevaar sal stel nie;

(b) die grond bo-oor, langs of onder enige munisipale riool uitgrawe, oopmaak of verwyder nie;

(c) enige munisipale riool beskadig, in gevaar stel of vernietig, of enige handeling uitvoer wat dit waarskynlik sal beskadig, in gevaar sal stel of sal vernietig nie;

(d) enige opening in enige munisipale riool maak, of enige rioolwater daaruit onttrek of afkeer, of laat onttrek of afkeer nie;

(e) die onderstaande in enige munisipale riool afvoer, toelaat om dit binne te gaan of dit daarin plaas nie —

(i) enige stormwater;

(ii) enige gas of stoom;

(iii) enige vloeistof (wat nie huishoudelike afvalwater is nie) met ’n temperatuur hoër as 40˚C;

(iv) enige petrol, olie, ghries, was, vet of plaagdoders, insekdoders of verf;

(v) enige vullis of afval wat deur enige nywerheids-, bedryfs- vervaardigings- of chemiese proses veroorsaak word;

(vi) enige vloeistof wat ’n pH-waarde van minder as vyf komma vyf of hoër as twaalf het;

(vii) enige stof wat plofbare, giftige of brandbare gasse of dampe afgee of waarskynlik kan afgee;

(viii) enige stof waarvan die Abel-oopbekerontvlampunt minder as 60˚ is;

(ix) enige stof wat vlugtige vlambare oplosmiddels bevat of oplosmiddels wat onmengbaar met water is;

(x) enige stof wat dalk, na die Raad se mening, op sy eie of in kombinasie met enige ander stowwe

(aa) enige persoon tot las kan wees;

(bb) enige persoon kan beseer of sy/haar gesondheid in gevaar kan stel;

(cc) die vry vloeiing van rioolwater kan belemmer;

(dd) ’n nadelige uitwerking kan hê op enige riool of afvalwateraanleg, of enige grond wat met die vervoer, behandeling, suiwering, wegdoening of hergebruik van afvalwater verband hou; of

(ee) die wegdoening met of hergebruik van afvalwateruitvloeisel na behandeling of suiwering benadeel, of wat ’n uitvloeisel tot gevolg het wat nie aan die vereistes voldoen wat ingevolge enige toepaslike wetgewing opgelê is nie;

(f) enige ander stof as nywerheidsuitvloeisel in ’n afsonderlike privaat afvoerstelsel afvoer nie; en

(g) in gevalle waar ’n afsonderlike privaat afvoerstelsel vir nywerheidsuitvloeisel geïnstalleer is, nywerheidsuitvloeisel in enige ander riool afvoer nie.

(2) Die Raad kan gelas dat enige verantwoordelike persoon of persone,

(a) enige gebou, struktuur of ander ding sloop, verander of andersins daarmee handel, wat in stryd met dié artikel gebou, opgerig of gelê is;

(b) enige grond opvul of herstel wat in stryd met dié artikel uitgegrawe of verwyder is;

(c) enige skade goedmaak wat in stryd met dié artikel aangerig word of wat as gevolg van ’n oortreding van dié artikel veroorsaak word;

(d) enigiets verwyder wat in stryd met dié artikel in ’n riool of openbare dreineergerief afgevoer word, toegelaat word om daarin te gaan of daarin geplaas word; en

(e) enigiets verwyder wat enige munisipale riool kan beskadig, verstop of in gevaar kan stel, of wat dit waarskynlik kan beskadig, verstop of in gevaar kan stel;

(3) As ’n persoon versuim om gehoor te gee aan ’n bevel wat ingevolge subartikel (2) uitgereik is, kan die Raad stappe doen na gelang hy nodig ag om die aangeleentheid op koste van die verantwoordelike persoon reg te stel.

(4) Die Raad sal op koste van die eienaar enige privaatrioolinstallasie van die munisipale rioolstelsel afsluit as dit, na die mening van die Raad, enige nadelige uitwerking kan hê op, of enige gevaar kan inhou vir, of dalk enige nadelige uitwerking kan hê op, of enige gevaar kan inhou vir enige riool of afvalwateraanleg of enige aanleg of grond wat met enige riool of die vervoer, behandeling, suiwering, wegdoening met of hergebruik van afvalwater verband hou, en sal vereis dat sodanige eienaar

(a) reëlings tref wat nodig kan wees vir de veilige wegdoening met afvalwater op die perseel van die eienaar, of vir die vervoer daarvan na ’n behandelingsaanleg of ander geskikte plek wat deur die Raad goedgekeur is; en

(b) die privaatrioolinstallasie skoonmaak, herstel, herbou, vervang of verlê, of andersins voldoen aan die vereistes wat die Raad dit kan oplê.

4. Skoonmaak van verstopte privaat riole

(1) Die Raad sal reël dat verstopte privaatrioolinstallasies op koste van die eienaar skoongemaak word.

(2) Waar daar vasgestel word dat ’n privaatrioolinstallasie as gevolg van ’n defek of verstopping van die munisipale riool verstop geraak het, sal geen koste van die eienaar verhaal word nie.

HOOFSTUK 2

NYWERHEIDSUITVLOEISEL

5. Toestemming nodig vir die afvoer van nywerheidsuitvloeisel

Geen persoon mag sonder skriftelike Raadstoestemming, en onderhewig aan voorwaardes wat die Raad kan oplê,

(a) nywerheidsuitvloeisel regstreeks of onregstreeks in enige afvalwaterstelsel afvoer of toelaat dat dit daarin afgevoer word nie;

(b) strydig met die voorwaardes wat die Raad opgelê het, die aard, inhoud of samestelling van enige nywerheidsuitvloeisel verhoog of wysig, of toelaat dat dit verhoog of gewysig word nie; of

(c) enige ander voorwaarde wat die Raad opgelê het, oortree of toelaat dat dit oortree word, nadat toestemming daartoe verleen is om nywerheidsuitvloeisel af te voer nie.

6. Nie-spoelwegdoening met nywerheidsuitvloeisel

(1) Waar daar geen munisipale riool vir die afvoer van afvalwater beskikbaar is nie, mag geen persoon met afvalwater wegdoen

(a) tensy die Raad die vervoermetode goedgekeur het en sodanige voorwaardes opgelê het na gelang hy goeddink nie; en

(b) volgens enige vervoermetode nie, tensy skriftelike bewys van aanvaarding in elke geval gelewer word deur die persoon aan die hoof van ’n gerief wat deur die Raad goedgekeur is, en waar daar met sodanige afvalwater of die neweprodukte daarvan weggedoen word; sodanige bewys moet vir minstens een jaar na die datum van sodanige wegdoening gehou word en vir inspeksie beskikbaar gestel word deur die persoon wat die afvalwater of die neweprodukte daarvan gegenereer het.

(2) Geen persoon wat afvalwater op ’n ander wyse as spoelafvoering vervoer, mag

(a) met sodanige afvalwater wegdoen op of in enige ander plek as ’n gerief wat deur die Raad goedgekeur is nie; of

(b) toelaat dat sodanige afvalwater uit enige houer stort, lek of syfer nie.

7. Heffings ten opsigte van nywerheidsuitvloeisel

Die persoon aan wie toestemming verleen is om nywerheidsuitvloeisel in ’n munisipale riool af te voer, of om toe te laat dat dit daarin afgevoer word, moet aan die Raad ’n heffing betaal wat in ooreenstemming met Skedules 1 en 2 bereken word.

HOOFSTUK 3

8. Herroeping van verordeninge

Die verordeninge wat in Skedule 3 aangegee word, word hiermee herroep.

9. Oortreding en boetes

Enige persoon—

(a) wat enige bepaling in dié verordening oortree of versuim om aan enige voorwaarde te voldoen wat ingevolge dié verordening opgelê word,

(b) wat enige Raadslid, beampte of amptenaar van die Raad dreig, hinder, kortwiek of keer by die uitoefening of uitvoering van sy/haar pligte of funksies ingevolge dié verordening, of

(c) wat opsetlik onjuiste of misleidende inligting aan ’n Raadslid, beampte of amptenaar van die Raad verskaf,

sal aan ’n oortreding skuldig wees, en hom/haar by skuldigbevinding aan ’n boete blootstel.

SKEDULE 1

1. Heffings ten opsigte van nywerheidsuitvloeisel

Die heffings waarna in artikel 7 van die verordening verwys word, word bereken soos daar hieronder uiteengesit word.

(1) Die heffing is, onderhewig aan die verdere bepalings van dié skedule, die bedrag wat verkry word deur die formule ooreenkomstig item (2) hieronder te bereken.

(2) **Vw (SVC) + VieT (COD-1000/1500) + VieT (S.F.)**

Waar—

“Vw” die totale volume, uitgedruk in kiloliter, afvalwater is wat gedurende die betrokke tydperk van die perseel afgevoer word.

“SVC” die volumetriese rioolheffing ooreenkomstig die sanitasietarief is.

“Vie” die totale volume, uitgedruk in kiloliter, nywerheidsuitvloeisel is wat gedurende die betrokke tydperk van die perseel afgevoer word.

“T” die koste, na gelang die Raad bepaal, daarvan is om 1 kiloliter afvalwater te behandel.

“COD” die chemiese suurstofvraag van die uitvloeisel in milligram per liter is. Ingeval die COD minder as 1 000, is, verval die COD-faktor.

"SF" die toeslagfaktor van die uitvloeisel is wat bereken word volgens die formule —

$$SF = (X-L)/L$$

Waar

"X" die konsentrasie van een of meer van die parameters is wat in skedule 2 aangegee word.

"L" die perk is wat op die bepaalde parameter van toepassing is.

(i) Geen faktor wat deur middel van dié formule bereken word, mag 'n waarde laer as nul hê nie.

(ii) In die geval van die pH-parameter verteenwoordig X die pH-waarde, en as (X-L) 'n negatiewe waarde tot gevolg het, moet dit deur 'n positiewe waarde van dieselfde grootte vervang word.

(3) Die COD van nywerheidsuitvloeisel is die rol- rekenkundige gemiddelde van vier monsters wat te eniger tyd gedurende 'n ses- tot twaalfmaandetydperk geneem is.

(4) Die SF van nywerheidsuitvloeisel is die jongste waarde wat bepaal is.

(5) Die SF is kumulatief vir alle parameters buite die perke wat in skedule 2 bepaal is.

(6) As die vereiste getal monsters waarna in items (3) en (4) hierbo verwys word, om welke rede ook al nie geneem word nie, of as meer as vier monsters geneem word, kan die Raad 'n billike COD en/of SF bepaal.

(7) Die eienaar/okkupant van enige perseel is daarop geregtig om op versoek 'n deel van enige monster te ontvang wat op die perseel geneem is, voordat die Raad dié monster verwyder.

2. Berekening van hoeveelheid nywerheidsuitvloeisel wat afgevoer word

(1) Die Raad bepaal die totale hoeveelheid nywerheidsuitvloeisel wat van 'n perseel afgevoer word.

(2) As nywerheidsuitvloeisel en ander afvalwater saam gemeet word, sal die Raad vir die ander afvalwater voorsiening maak na gelang hy billik ag.

(3) As die hoeveelheid nywerheidsuitvloeisel wat van 'n perseel afgevoer word, nie regstreeks gemeet word nie,

(a) sal die Raad die bepaling grond op die hoeveelheid water wat op die perseel gebruik word, nadat hy billike voorsiening gemaak het vir water wat vir huishoudelike doeleindes of besproeiing gebruik word, water wat aan die atmosfeer afgestaan word, of water wat teenwoordig is in artikels wat op die perseel geproduseer word;

(b) en as die nywerheidsuitvloeisel by meer as een punt van die perseel afgevoer word, sal die Raad die hoeveelheid water so akkuraat moontlik aan die afvoerpunte toewys.

(4) As 'n meettoestel defek blyk te wees, sal die Raad, onderhewig aan item (5) hieronder, behoorlik vir die defek voorsiening maak by sy berekening van die afvoerhoeveelheid.

(5) Die Raad kan deur middel van skriftelike kennisgewing aan die okkupant of eienaar van enige perseel, of aan die persoon in beheer daarvan of wat dit gebruik, vereis om sodanige inligting, toegang of geriewe te verskaf wat die Raad nodig ag òf vir die akkurate berekening van die heffing wat betaalbaar is, òf om te bepaal of 'n heffing wel ten opsigte van die perseel betaalbaar is.

(6) As die Raad van mening is dat die monsters nie die werklike gemiddelde gehalte van die nywerheidsuitvloeisel verteenwoordig nie, kan hy 'n aanvaarbare alternatiewe metode gebruik om 'n billike nywerheidsuitvloeiselheffing te bepaal.

(7) As die Raad nie die hoeveelheid of verskuldigde heffing kan bepaal nie, omdat

(a) daar weggedoen word met die formule waarna in item 1(2) hierbo verwys word, en/of

(b) daar nie gehoor gegee word aan 'n kennisgewing waarna in item 2(5) hierbo verwys word nie, en/of

(c) dié verordening op enige manier oortree is, en die verskuldigde heffings ten opsigte van die betrokke perseel gevolglik nie akkuraat bereken kan word nie,

sal die Raad die verskuldigde heffing bepaal na gelang hy billik ag.

(8) Nieteenstaande item (7) hierbo, kan die Raad, ten einde enige heffing te bepaal waarvoor daar in dié verordening voorsiening gemaak word, of om voldoening aan enige bepaling van dié verordening te verseker, deur middel van skriftelike kennisgewing vereis dat die eienaar van enige perseel binne 'n bepaalde tyd, en op die eienaar se koste, sodanige meters en meettoestelle verskaf en in stand hou na gelang die Raad nodig ag —

(a) om die volume water te meet wat op die perseel gebruik word, asook die volume water wat van enige ander bron as die Raad verkry word;

(b) om die volume water wat vir enige gespesifiseerde doel of op enige gespesifiseerde gedeelte van die perseel gebruik word, afsonderlik te meet; en

(c) om tot bevrediging van die Raad bewys te lewer dat enige meter of toestel waarna in items 8(a) en 8(b) verwys word, korrek en akkuraat werk.

SKEDULE 2

Verbode afvoer in riole

Afdeling A: Algemeen		Nie minder nie as	Moenie onderstaande oorskry nie
1.	Temperatuur by ingangspunt	0 ˚C	40 ˚C
2.	Elektriese geleivermoë		500 mS/m
3.	PH-waarde by 25 ˚C	5.5	12.0
4.	COD (chemiese suurstofvraag)		5 000 mg/ℓ

Afdeling B: Ander chemiese stowwe as swaarmetale — maksimumkonsentrasies		
1.	Besinkbare vaste stowwe (60 minute)	50 ml/ℓ
2.	Swewende vaste stowwe	1 000 mg/ℓ
3.	Totaal opgelos by 105 ˚C	4 000 mg/ℓ
4.	Chloried as Cl	1 500 mg/ℓ
5.	Totale sulfate as SO4	1 500 mg/ℓ
6.	Totale fosfate as P	25 mg/ℓ
7.	Totale sianiede as CN	20 mg/ℓ
8.	Totale sulfiede as S	50 mg/ℓ
9.	Total fenole as C6H5OH	50 mg/ℓ
10.	Totale suikers en stysels as glukose	1 500 mg/ℓ
11.	Olies, ghries, was en vet	400 mg/ℓ
12.	Natrium as Na	1 000 mg/ℓ

Afdeling C: Metale en anorganiese inhoud — maksimumkonsentrasies		
Groep 1		
1.	Yster as Fe	50 mg/ℓ
2.	Chroom as Cr	10 mg/ℓ
3.	Koper as Cu	20 mg/ℓ
4.	Sink as Zn	30 mg/ℓ
Totale gesamentlike konsentrasie van alle metale in Groep 1 mag nie 50 mg/ℓ oorskry nie		

SAfdeling C: Metale en anorganiese inhoud—maksimumkonsentrasies		
Groep 2		
5.	Arseen as As	5 mg/ℓ
6.	Boor as B	5 mg/ℓ
7.	Lood as Pb	5 mg/ℓ
8.	Seleen as Se	5 mg/ℓ
9.	Kwik as Hg	5 mg/ℓ
10.	Titaan as Ti	5 mg/ℓ
11.	Kadmium as Cd	5 mg/ℓ
12.	Nikkel as Ni	5 mg/ℓ
Totale gesamentlike konsentrasie van alle metale en anorganiese bestanddele in Groep 2mag nie 20 mg/ℓ oorskry nie		

Afdeling D: Verbode radioaktiewe stowwe

Enige radioaktiewe afval of isotope waarvan die aard of konsentrasie sodanig is dat dit nie voldoen aan die vereistes wat deur die Raad vir Kernveiligheid neergelê is nie, en waarna in artikel 24 van die Wet op Kernenergie (Wet 92 van 1982), soos gewysig, verwys word.

SKEDULE 3

Kaapse Metropolitaanse Raad:
Provinsiale Koerant, no. 5768 van 21/9/2001: Verordening op afvalwater en nywerheidsuitvloeisel

Kaapstadse Munisipaliteit:
P.K.397/1987: Verordening op dreinering en riolering, soos gewysig

Durbanville-munisipaliteit:
P.K. 393/1995: Aanvullende verordening op riolering

Vishoek-munisipaliteit:
P.K. 867/1979: Verordening op dreinering en riolering, soos gewysig

Goodwood-munisipaliteit:
P.K. 706/1991: Verordening op riolering P.K. 1048/1971: Verordening op nywerheidsuitvloeisel, soos gewysig

Gordonsbaai-munisipaliteit:
P.K. 570/1963: Verordening op nywerheidsuitvloeisel

Kraaifonteinse Munisipaliteit:
P.K. 253/1990: Verordening op nywerheidsuitvloeisel

Milnerton-munisipaliteit:
P.K. 814/1971: Aanvullende verordening op riolering, soos gewysig

Pinelands-munisipaliteit:
P.K. 486/1939: Verordening op riolering, soos gewysig

Simonstadse Munisipaliteit:
P.K. 771/1985: Verordening op nywerheidsuitvloeisel

Somerset-Wes-munisipaliteit:
P.K. 946/1978: Verordening op dreinering en riolering, soos gewysig P.K. 654/1983: Verordening op nywerheidsuitvloeisel

Strand-munisipaliteit:
P.K. 533/1983: Verordening op nywerheidsuitvloeisel

Munisipaliteit Weskus-skiereiland:
P.K. 501/1996: Verordening op riolering

Brackenfell Village-bestuursraad:
P.K. 575/1950, OG 2497, 29 September 1950: Standaardrioleringregulasies

Brackenfell Village-bestuursraad:
P.K. 75, OG 3494, 24 Januarie 1969: Regulasies oor riooltenks

Brackenfell-munisipaliteit:
P.K. 522/1971, OG 3618, 28 Mei 1971: Bykomende rioleringregulasies

Wes-Kaapse Streekdiensteraad:
P.K. 776/1993: Verordening op Nywerheidsuitvloeisel

1 September 2006 18367

ISIXEKO SASEKAPA

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UMTHETHO KAMASIPALA OPHATHELELE KUMANZI AMDAKA NEMIJELO EHAMBISA AMANZI AMDAKA AVELA KWIMIZI-MVELISO

1. IiNkazelo

Kulo Mthetho kaMasipala —

"ibhunga" kubhekiselelwe kumasipala weSixeko saseKapa yaye kuqukwa nawuphi na umbutho, uceba, okanye igosa lebhunga elisebenzisa amagunya okanye elenza imisebenzi phantsi kwalo mthetho kamasipala, amagunya anikezelwe lo mbutho, uceba okanye igosa libhunga;

"amanzi amdaka avela kwimizi-mveliso" kubhekiselelwe kuyo nayiphi na into engamanzi nokuba iqulethe isinyibilikiso, ntole yo elahlwayo xa kusenziwa okanye ngenxa yawo nawuphi na umsebenzi wokurhweba kwimizi-mveliso, ekwenziweni kwempahla, kumsebenzi wokombiwa kwezimbiwa okanye kwemichiza okanye kumsebenzi wobunzululwazi, uphando, ukwenziwa kweenkonzo, okanye nawuphi umsebenzi wolimo, yaye kuqukwa nentsalela ekhutshwa sisixhobo esicokisa amanzi;

"umjelo ophantsi komhlaba ohambisa amanzi amdaka kamasipala" kubhekiselelwe kuwo nawuphi na umbhobho okanye umsele ophantsi kolawulo lwebhunga nonokusetyenziselwa ukuhambisa amanzi amdaka;

"umhlali" uthetha umntu ohlala kuzo naziphi na izakhiwo okanye kwisiqingatha sendawo ngoko, ngaphandle kokujonga ubunini bakhe lowo uhleliyo;

"umnini" uthetha —

(a) umntu othi amaxesha amaninzi ubunini obusemthethweni bomhlaba nesakhiwo bube bobakhe;

(b) kwimeko apho umntu onelungelo elisemthethweni lobunini besakhiwo nomhlaba engenakuhlawula matyala okanye eswelekile, okanye ephantsi kwayo nayiphi na imeko yokukhubazeka ngokusemthethweni, umntu lowo ulawulo lwezo zakhiwo nemihlaba luphantsi kwelungelo lakhe ngokusemthethweni njengomgcini, umphathiswa, umsayini, umlawuli, umlawuli ongumgwebi, umsebenzisi-nkonzosi wempahla ukuze kuhlawulwe ityala okanye omnye ummeli womthetho;

(c) nakuyiphi imeko apho ibhunga lingakwaziyo ukufumanisa ukuba ngubani lowo mntu, umntu ofanelekileyo kuxhamlo lokusebenzisa ezo zakhiwo okanye isakhiwo okanye izakhiwo ngoko;

(d) kwimeko apho ngaphakathi kwizakhiwo kungenwe kwisivumelwano sokuqeshisa seminyaka engama-30 nangaphaya, umqeshi /oqeshileyo ngoko;

(e) umntu othenge isakhiwo nomhlaba ongasukiyo kumasipala, ngokuphantsi kwenkqubo evumela ukuba ixabiso ekuthengwe ngalo lihlawulwe ngezavenge nongakhange afumane utshintsho kumasipala;

(f) ngokubhekiselele kwi—

(i) isiqingatha somhlaba esicaciswe kwisicwangciso somhlathi obhalisiweyo ngokuphantsi koMthetho woMhlathi weeTayitile, 1986 (uMthetho 95 ka 1986), umphuhlisi okanye iqumrhu ngokubhekiselele kumhlaba nesakhiwo salo lonke, okanye

(ii) icandelo njengoko licacisiwe kuMthetho ololo hlobo, umntu ogama lakhe libhaliswe phantsi kwesahluko sobunini bomhlaba ngokusemthethweni; kuquka ne-arhente enyulwe ngokusemthethweni yomntu onjalo;

"umntu" uquka umntu ngokwasemthethweni;

"amanzi esitshi" kubhekiselelwe kumanzi abangelwa kukuna kwendalo okanye amanzi afumbe ndaweninye yaye kuqukwa amanzi emvula, amanzi aphantsi komhlaba okanye amanzi equla;

"isixhobo sokuhluza izinto ezimdaka" kubhekiselelwe kuso nasiphi isixhobo esisebenza ngobuchule bomatshini esicoca sihluze ze sikhukhulisele izinto ezimdaka kumjelo wamanzi amdaka okanye amaxolo asuswa kwimifuno, okanye kwezinye izidlo, amaxolo, izikhumba, iinkwane/uqweqwe okanye nantoni na elahlwa ngqo okanye ngandlela ithile kumjelo wamanzi amdaka, kuqukwa nezinto ezimdaka eziphuma kwisixhobo esihluza ukutya okococekileyo koko kuyinkunkuma;

"amanzi amdaka" kubhekiselelwe kuyo nayiphi na inkunkuma emanzi, nokuba iqulethe into enyityilikisiweyo yaye kuqukwa nenkunkuma emanzi yasemakhaya nenkunkuma emanzi evela kwimiz-mveliso kodwa akabandakanywa amanzi esitshi,

"umjelo wamanzi amdaka" kubhekiselelwe kwizakheko, imijelo ehambisa amanzi amdaka, imibhobho, izivingco, iimpompo, izixhobo zokulinganisa amanzi asetyenzisiweyo okanye nantoni na ehamba nezi ephantsi kolawulo lwebhunga, nenokusetyenziselwa ukuhambisa okanye ukulahlwa kwamanzi amdaka.

ISAHLUKO 1

UXANDUVA NEMITHETHO ETHINTELWEYO

2. Uxanduva lwabanini propati

(1) Wonke umnini propati emva kokufumana isaziso esibhaliweyo esivela kwiBhunga—

(a) makokhe umjelo wabucala ophantsi komhlaba ohambisa amanzi amdaka kulo ndawo;

(b) makanxibelelanise isixhobo sabucala sokufakelwa komjelo ophantsi komhlaba ohambisa amanzi amdaka kumjelo kamasipala ophantsi komhlaba ohambisa amanzi amdaka, nokuba uwunxibelelanise ngqo okanye ngandlela yimbi ngokweemfuno zeBhunga;

(c) makongeze umthamo wesixhobo sokufakelwa komjelo wabucala ophantsi komhlaba ohambisa amanzi amdaka ukuze ulungelelane nenkunkuma emanzi eyongezelelekileyo, okanye

(d) makokhe ngokutsha umjelo wabucala ophantsi komhlaba ohambisa amanzi amdaka ukuze uthobele iimfuno zeBhunga.

(e) kungeniswe yaye kumiselwe isicwangciso solawulo lwenkunkuma kuqukwa phakathi kwezinye izinto ishedyuli yokuncitshiswa kwenkunkuma;

(f) kungeniswe yaye kumiselwe isicwangciso solawulo lwemichiza kuqukwa phakathi kwezinye izinto nesicwangciso soyilo.

(2) Akukho mnini propati unokuvumela —

(a) ukungena kwamanzi aphantsi komhlaba okanye amanzi esitshi kumjelo wabucala ophantsi komhlaba ohambisa amanzi amdaka kwawakhe amasango,

(b) ukuvuza kwamanzi amdaka avela kumjelo wabucala ophantsi komhlaba ohambisa amanzi amdaka kwawakhe amasango,

(c) yaye umnini popati ngamnye kuyimfuneko ukuba athabathe amanyathelo afanelekileyo ukuthintelo ukungenzeki kwezi zinto.

3. Ukhuseleko lwemijelo kamasipala ephantsi komhlaba ehambisa amanzi amdaka

(1) Akukho mntu, ngaphandle kokuba ufumene imvume ebhaliweyo yebhunga nangokuxhomekeke kwimiqathango enokumiselwa libhunga, ovumeleke ukuba—

(a) okhe, amise okanye enze nasiphi na isakhiwo, isakheko okanye nantoni na ngaphezulu okanye kwindawo, okanye ngendlela eya kuphazamisa okanye eya konakalisa nawuphi na umjelo kamasipala ophantsi komhlaba ohambisa amanzi amdaka;

(b) agrumbe, avule okanye asuse umhlaba ongaphezu, okufuphi, ongaphantsi okanye okufuphi nawo nawuphi na umjelo kamasipala ophantsi komhlaba ohambisa amanzi amdaka;

(c) konakalisa, afake engozini okanye atshabalalise okanye enze nasiphi na isenzo esinokonakalisa, esinokufaka engozini okanye esinokutshabalalisa nawuphi na umjelo kamasipala ophantsi komhlaba ohambisa amanzi amdaka;

(d) onokuvula nawuphi na umngxuma nakuwuphi na umjelo kamasipala ophantsi komhlaba ohambisa amanzi amdaka, okanye arholeamanzi, ajike amanzi okanye abangele ukuba kurholwe amanzi okanye kujikwe amanzi akuwo nawuphi na umjelo ophantsi komhlaba ohambisa amanzi amdaka ukusuka kulowo;

(e) ukulahla, ukuvumela ukuba kungene okanye afake kuwo nawuphi na umjelo kamasipala ophantsi komhlaba ohambisa amanzi amdaka—

(i) nawaphi na amanzi esitshi;

(ii) nayiphi na igesi okanye ulophu;

(iii) nantoni na engamanzi (engengawo amanzi amdaka asendlwini) ekwiqondo lobushushu elingaphezu kwama-40˚ C;

(iv) nayiphi na ipetula, ioli, igrisi, amafutha, okanye amayeza okubulala izitshabalalisi, amayeza okubulala izinambuzane okanye ipeyinti;

(v) nayiphi na inkunkuma okanye inkunkuma evela kwimizi-mveliso, kumashishini, kumsebenzi wokwenziwa kwempahla okanye kwemichiza;

(vi) nayiphi na into engamanzi ene-pH value obungaphantsi kwe-5,5 nengaphezu kwamashumi amabini;

(vii) nantoni na ekhupha okanye enokukhupha izinto ezinokugqabhuka, izinto eziyityhefu okanye igesi okanye ulophu olunokutsha lula;

(viii) nantoni na enencam evulekileyo ebizwa ngokuba yi-Abel's open cup flashpoint engaphantsi kwe-60˚ ;

(ix) nantoni na equlethe izinyibilikisi ezinokutsha msinya okanye izinyibilikisi ezingadibaniyo namanzi;

(x) nantoni enokuthi, ngokoluvo lwebhunga, ngokwayo okanye xa idityaniswe nayo nayiphi na enye into —

(aa) ibangele inkathazo kuye nabani na;

(bb) ibeke engozini impilo okanye yenzakalise nabani na:

(cc) iphazamise ukuhamba ngokukhululekileyo kwamanzi amdaka ahamba phantsi komhlaba edolophu;

(dd) iphembelele ngokonakalisayo nawuphi na umjelo ophantsi komhlaba ohambisa amanzi amdaka okanye imijelo yamanzi amadaka okanye umhlaba ekuxonyekezelwe kuwo nawuphi na umjelo ophantsi komhlaba ohambisa amanzi amdaka okanye nokuhanjiswa, ukucocwa, ukuhlanjulula, ukulahlwa okanye ukusetyenziswa ngokutsha kwamanzi amdaka, okanye

(ee) nangayiphi na indlela engathandekiyo xa kulahlwa okanye kusetyenziswa ngokutsha amanzi amdaka emva kokucocwa okanye kokuhlanjululwa okanye ekhokelela kumjelo owenziwe ngokungayithobeliyo imiqathango emiselwe ngokwemigaqo yawo nawuphi na umthetho osebenzayo;

(f) ukulahlela nantoni na ngaphandle kwenkunkuma ephuma kwimizi-mveliso komnye umjelo wabucala ohambisa amanzi amdaka, kunye

(g) kwiimeko apho kufakelwe omnye umjelo wabucala ohambisa amanzi amdaka avela kwimizi-mveliso, kungalahlelwa amanzi amdaka avela kwimizi-mvelisoukuya kweminye imijelo ephantsi komhlaba ehambisa amanzi amdaka.

(2) IBhunga liya, ngeendleko zomntu lowo okanye abantu abenza umsebenzi—

(a) wokuchitha, ukulungisa okanye nawuphi na umsebenzi owenziwa kwisakhiwo, kwisakheko okanye nakwintoni na eyokhiweyo, emisiweyo okanye eyenziwe ngokuchasene nemiqathango ekweli candelo;

(b) ukugcwalisa nokulungisa nawuphina umhlab aogrunjiweyo okanye osusiweyo ngokuchasene nemiqathango ekweli candelo;

(c) ukulungisa nokulungelelanisa nawuphi na umonakalo owenziwe ngokuchasene nemiqathango yeli candelo okanye ngenxa yokuchaswa kwemiqathango ekweli candelo;

(d) ukususa nantoni na elahliweyo, evunyelwe ukuba ingene okanye efakwe kumjelo ophantsi komhlaba ohambisa amanzi amdaka okanye kumsele woluntu ngokuchasene nemiqathango yeli candelo, kunye

(e) kususa nantoni na eyonakalisa, esitha okanye eyenza ubungozi okanye enokonakalisa , isithe ibeke engozini okanye itshabalalise nawuphi na umjelo ophantsi komhlaba ohambisa amanzi amdaka.

(3) Ukuba nabani na akaphumeleli ukuthobela imiqathango emiselwe ngokwemigaqo yecandelwana (2), iBhunga linakho ukuthabatha amanyathelo anokucingelwa njengeayimfuneko ukulungisa lo mbandela ngeendleko zomntu lowo unoxanduva lokwenza oko.

(4) IBhungaliya, ngeendleko zomnini propati, kususa umjelo oxonyekezelwe kumjelo kamasipala ophantsi komhlaba ohambisa amanzi amdaka nawuphi na umjelo wabucala ophantsi komhlaba ohambisa amanzi amdaka nothi, ngokoluvo lwebhunga, ubeke engozini okanye uphembelele ngokonakalisayo nawuphi na umjelo ophantsi komhlaba ohambisa amanzi amdaka okanye umjelo wamanzi amdaka okanye umhlaba ekuxonyekezelwe kuwo nawuphi na umjelo okanye umsele ohambisa, ococa, ohluza, olahla okanye ekusetyenziswa ngokutsha kuwo amanzi amdaka, yaye kuza kuba yimfuneko ukuba umnini walo propati—

(a) enze amalungiselelo ayimfuneko ukuze kulahlwe ngokukhuselekileyo amanzi amdaka kumasango alo mnini propati, okanye ukuhanjiswa kwamanzi amdaka esiwa kwiziko ekucocwa kulo amanzi amdaka okanye nakuyiphi na enye indawo efanelekileyo neyamkelweyo libhunga, yaye

(b) acoce, alungise, okhe ngokutsha, atshintshe, abeke kwindawo entsha okanye athobele imiqathango enokumiselwa libhunga.

4. Ukucocwa kwemijelo yabucala ephantsi komhlaba ehambisa amanzi amdaka evalekileyo

(1) IBhunga liya kwenza amalungiselelo okucoca imijelo yabucala ephantsi komhlaba ehambisa amanzi amdaka evalekileyo ngeendleko zomnini propati.

(2) Kwimeko apho kufunyenwe ukuba umjelo wabucala ophantsi komhlaba ohambisa amanzi amdaka uvalekile, ngenxa yomonakalo okanye ukuvaleka zizibi kufunyenwe kumjelo kamasipala ophantsi komhlaba ohambisa amanzi amdaka, akukho zindleko ziya kuhlawuliswa umnini propati.

ISAHLUKO 2

AMANZI AMDAKA AVELA KWIMIZI-MVELISO

5. Imvume eyimfuneko ukuze kulahlwe amanzi amdaka avela kwimizi-mveliso

Akukho mntu uvumelekileyo, ngaphandle kokuba ufumene imvume ebhaliweyo yeBhunga, nangokuxhomekeke kwimiqathango enokumiselwa lilo —

(a) ukulahla okanye ukuvumela ukulahlwa kwamanzi amdaka avela kwimizi-mveliso elahlelwa ngqo okanye ngandlela yimbi kuwo nawuphi na umjelo wamanzi amdaka;

(b) unokongeza, okanye avumele ukongezwa, komthamo okanye ukutshintsha okanye avumele ukutshintshwa kwenkangeleko, izinto eziqulethweyo okanye ukwakhiwa kwazo naziphi izinto ezimdaka ezivela kwimizi-mveliso ngokuchasene nemiqathango emiselwe libhunga, okanye

(c) Unokwaphula, okanye avumele ukwaphula, kwawo nawuphi na umqathango owamiselwa libhunga xa lalinika imvume yokulahla amanzi amdaka avela kwimizi-mveliso.

6. Ukulahlwa kwamanzi amdaka avela kwimizi-mveliso ngeenqanawa okanye ngezinye iindlela zokuthutha amanzi amdaka

(1) Kwindawo apho kungeko mijelo kamasipala ephantsi komhlaba ehambisa amanzi amdaka ngenjongo yokulahla amanzi amdaka, akukho mntu uvumelekileyo ukuba alahle amanzi amdaka —

(a) ngaphandle kokuba ibhunga liyamkele indlela yokuthuthwa laza lamisela imiqathango eliyicingela njengefanelekileyo ejongene nokulahlwa kwalo manzi amdaka, yaye

(b) ngayo nayiphi na enye indlela yokuthutha amanzi ngaphandle kokuba kufunyenwe isiqinisekiso sokwamkelwa esibhaliweyo sinikezelwe kwiimeko nganye ngumntu osemagunyeni kwelo ziko lamkelwe libhunga nalapho lo manzi amdaka okanye isiveliso esilisolotya salo manzi amdaka silahlwayo, eso siqinisekiso kuyimfuneko ukuba sigcinwe ze ziveliswe ukuze sihlolwe ngulo mntu uvelise amanzi amdaka okanye iimveliso zawo ubuncinane isithuba sonyaka omnye emva komhla wokulahlwa kwalo manzi amdaka.

(2) Akukho mntu uthutha amanzi amdaka ngayo nayiphi na indlela ngaphandle kokuthutha amanzi ngeenqanawa uvumelekileyo ukuba —

(a) alahle lo manzi amdaka kuyo nayiphi na indawo ngaphandle kwakwindawo yokulahla eyamkelweyo libhunga, okanye

(b) ayeke lo manzi amdaka achitheke, avuze okanye athontsize ephuma kuso nasiphi na isiqulathi.

7. Imirhumo ephathelele kumanzi amdaka avela kwimizi-mveliso

Nabani na onikwe imvume yokulahlela, okanye ukuvumela ukulahlelwa kwamanzi amdaka avela kwimizi-mveliso kumjelo kamasipala ophantsi komhlaba ohambisa amanzi amdaka, uya kuba noxanduva lokuhlawula umrhumo kwibhunga noya kuthi ubalwe ngokulandela imiqathango yeShedyuli yoku-1 neye-2.

ISAHLUKO 3

8. Ukurhoxiswa/ukubhangiswa kwemithetho kamasipala

Imithetho kamasipala edweliswe kwiShedyuli ye-3, kungoku nje iyarhoxiswa/iyabhangiswa.

9. Ulwaphulo-mthetho nezohlwayo

Nabani na —

(a) owaphula nawuphi na umqathango walo mthetho kamasipala okanye ongaphumeleliyo ukuthobela nawuphi na umqathango omiselwe ngokwemigaqo yalo mthetho kamasipala;

(b) owenza intsongelo, oxhathisayo, ophazamisa okanye oma endleleni yakhe nawuphi na uceba, igosa okanye igosa lebhunga xa lisenza umsebenzi walo ngokwemigaqo yalo mtehtho kamasipala, okanye

(c) onika ngabom ulwazi olunmgeyonyaniso okanye ulwazi olulahlekisayo kuye nawuphi na uceba, igosa okanye igosa lebhunga, uya kuba nentyala lolwaphulo-mthetho yaye uya kujongana nokugwetywa ngesohlwayo.

ISHEDYULI YOKU-1

1. Intlawulo engumrhumo ophathelele kumanzi amdaka avela kwimizi-mveliso

Imirhumo echazwe kwiCandelo le-7 lalo mthetho kamasipala, ibalwa ngokwale ndlela ibonakaliswe ngezantsi apha:

(1) Umrhumo uya kuba, ngokuxhomekeke kwimiqathango elandelayo yale Shedyuli, lixabiso elifunyenwe ngokusebenzisa indlela yokubala ebalwe ngokulandela umbandela oku-(2) ngezantsi.

(2) **Vw (SVC) + VieT (COD-1000/1500) + VieT (S.F.)**

Kuziphi iimeko

"Vw" ngumthamo opheleleyo, ochazwa ngokweekhilolitha, umthamo wamanzi amdaka alahlwa evela kwindawo ethile ngelo xesha.

"SVC" ngumrhumo womthamo wothungelwano lwemijelo ephantsi komhlaba ohlawulwa ngokulandela imigaqo yerhafu yococeko.

"Vie" ngumthamo opheleleyo, ochazwa ngokweekhililotha, wamanzi amdaka avela kwimizi-mveliso alahlwa kulo ndawo ngelo xesha.

"T" lixabiso, elimiselwa libhunga, lokuoca ikhololitha enye (1) yamanzi amdaka.

"COD" yimfuneko yemichiza ye-oksijini kumanzi amdaka elinganiselwa ngokweemiligremu ilitha nganye. Kwimeko apho i-COD ingaphantsi kwe-1 000, ifektha ye-COD iyaphelelwa.

"SF" yimfuneko yentlawulo eyongeziweyo yamanzi amdaka ebalwa ngokomgaqo wokubala:

SF = (X-L)/L

kuziphi iimeko —

"X" luxinzelelo lwezinto ezithile ezinokungafani kwezinye iimeko ezidweliswe kwiShedyuli ye-2.

"L" ngumlinganiselo olungele olo xinzelelo lwento ethile.

(i) Akukho fektha ibalwa ngokwale ndlela inokuba nexabiso elingaphantsi kwenani unothi/iqanda;

(ii) Kwimeko yoxinzelelo lwe-pH parameter u-X umela ixabiso le-pH yaye, ukuba u-(X-L) unika isiphumo esinentlawulo engenaxabiso, kufuneka itshintshwe intlawulo enexabiso elikhulu ngokulinganayo nelo.

(3) I-COD yamanzi amdaka avela kwimizi-mveliso ngumlinganiselo weqondo lokubala eliguqukayo kwiisampuli ezine ezithatyathwa nangaliphi na ixesha kwisithuba seenyanga ezintandathu ukuya kwezilishumi elinambini.

(4) I-SF yamanzi amdaka avela kwimizi-mveliso lelona xabiso limiselwa kamva.

(5) I-SF yongeza kubo bonke ubuninzi obungaphandle kwemilinganiselo emiselwe kwiShedyuli ye-2.

(6) Ukuba, nangasiphi na isizathu, inani elifunekayo leesampuli ezichazwe kumbandela we-(3) okanye we-(4) ngasentla alithathwanga, okanye kuthatyathwe iisampuli ezingaphezu kwesine, ibhunga linelungelo lokumisela i-COD ne-SF efanelekileyo.

(7) Umnini propati/lowo uhleliyo kulo propati kuyo nayiphi na indawo unelungelo lokufumana/ xa enze isicelo, inxalenye yayo nayiphi na isampuli ethatyathiweyo kulo ndawo ngaphambi kokuba lo sampuli isuswe libhunga.

2. Ukubalwa kobuninzi bamanzi amdaka avela kwimizi-mveliso alahlwayo

(1) Ibhunga lilo emisela ubuninzi obupheleleyo bamanzi amdaka avela kwimizi-mveliso anokulahlwa kwindawo nganye.

(2) Ukuba amanzi amdaka avela kwimizi-mveliso namanye amanzi amdaka alinganiswa ndawonye, ibhunga liya kukuvumela oko xa libona kufanelekile yaye ibubulungisa kwamanye amanzi amdaka.

(3) Ukuba ubungakanani bamanzi amdaka avela kwimizi-mveliso alahlwa kulo ndawo akalinganiswa ngqo:

(a) Ibhunga liya kusekezela ixabiso elilimiselayo ngokwexabiso lamanzi asetyenziswa kulo ndawo, emva kouvumela nantoni na eliyicingela ifanelekile ngamanzi asetyenziselwa iinjongo zasendlwini okanye ukunkcenkceshela, amanzi alahleka kumoya ojikelezileyo, okanye kwizinto eziveliswa kule ndawo, yaye

(b) ukuba amanzi amdaka avela kwimizi-mveliso alahlwa kula masango alahlwa kwiindawo ezininzi, ibhunga liya kubabela elo xabiso likhankanyiweyo lamanzi kwezo ndawo alahlwa kuzo amanzi ngokuchanekileyo.

(4) Ukuba isixhobo sokulinganisa siqinisekiswa njengesonakeleyo, ibhunga liya, ngokuxhomekeke kumbandela oku-(5) ngezantsi, kwenza amalungiselelo afanelekileyo okuqwalasela ukonakala kwesixhobo eso xa lisenza izibalo zalo ngobuninzi bamanzi alahlwayo.

(5) Ibhunga linakho, ngesaziso esibhaliweyo, ukucela ukuba lowo uhleli kulo propati, umnini propati okanye umntu olawulayo kulo ndawo, okanye osebenzisa, nawaphi na amasango ukuba abonelele ngolwazi, indlela yokungena okanye izinto ibhunga elicingela ukuba ziyimfuneko ukuze kubalwe ngokuchanekileyo umrhumo omele ukuhlawulwa, okanye ukuba ingaba ukho kusini na umrhumo ohlawulelwa ukusetyenziswa kwalo ndawo.

(6) Ukuba ibhunga linoluvo lokuba ukuthatyathwa kweesampuli akubonakalisi elona qondo lenene lomgangatho wamanzi amdaka avela kwimizi-mveliso, linakho ukusebenzisa enye indlela eyamkelekileyo lilungiselela ukumisela umrhumo ofanelekileyo nonobulungisa wokulahlwa kwamanzi amdaka avela kwimizi-mveliso.

(7) Ukuba ibhunga alinakho ukuhlola ubuninzi okanye umrhumo omele ukuhlawulwa ngenxa —

(a) yokuba inkqubo yokubala echazwe kumbandela 1(2) ngasentla, ayiyomfuneko, kunye/okanye

(b) isaziso esichazwe kumbandela 2(5) ngasentla asithotyelwa kunye/okanye,

(c) kukho nakuphi ukuchaswa kwalo mthetho kamasipala yaye ngenxa yoko imirhumoo emele ukuhlawulwa ngokubhekiselele kulo ndawo ayibalwanga ngokuchanekileyo,

ngoko ke ibhunga liya kuhlola umrhumo omelet ukuhlawulwa ngokwexabiso elicingelwa njengelifanelekileyo nelobulungisa.

(8) Nangona kukho ukungavumelani nombandela (7) ngasentla, ibhunga linakho, ngeenjongo zokuhlola nawuphi na umrhumo omiselwe kulo mtehtho kamasipala okanye ukuqinisekisa ukuthotyelwa kwayo nayiphi na imiqathango yalo mthetho kamasipala, ngesaziso esibhaliweyo, ukucela ukuba umnini propati wayo nayiphi na indawo, ngexesha elimisiweyo nangeendleko zomnini propati abonelele yaye alondoloze izxhobo zokulinganisa okanye nezinye izixhobo ezifanelekileyo ezicingelwa njengeziyimfuneko libhunga —

(a) ukulinganisa umthamo wamanzi asetyenzisiweyo kulo propati nomthamo wamanzi afunyenwe kuwo nawuphi na umthombo ngaphandle kwebhunga;

(b) ukulinganisa ngokwahlukeneyo umthamo wamanzi asetyenziselwe nayiphi na injongo eyodwa okanye kwinxalenye ethile yalo propati, yaye

(c) kubonelelwe ngesiqinisekiso esanelisa iimfuno zebhunga ukuba nasiphi na isixhobo sokulinganisa amanzi okanye ubuchule obusetyenzisiweyo obuchazwe kumbandela 8(a) nakumbandela 8(b) sisasebenza ngokukuko nangokuchanekileyo.

ISHEDYULI YE-2

Izinto ezingamanzi eziThintelweyo ukuba ziLahlwe kwimijelo ephantsi komhlaba ehambisa amanzi amdaka

Icandelo A: Ulwazi Jikelele		Ingabi ngaphantsi	Ingagqithi
1.	Iqondo lobushushu/lokubanda kwindawo alahlwa kuyo amanzi amdaka	0 ˚C	40 ˚C
2.	Unikezelo lombane		500 mS/m
3.	Iqondo le-PH kwiqondo elingama-25 ˚C	5.5	12.0
4.	Imfuneko yeMichiza ene-Oksijini		5 000 mg/ℓ

Icandelo B: Izinto eziyimichiza ingezizo zinto ezenziwe ngeSinyithi esoMeleleyo — ubuninzi boxinzelelo		
1.	Izinto eziqinileyo ezizinzileyo (imizuzu engama-60)	50 ml/ℓ
2.	Izinto eziqinileyo eziSasazekileyo	1 000 mg/ℓ
3.	Zizonke ezinyibilika kwiqondo le-105 ˚C	4 000 mg/ℓ
4.	Iyonke imichiza yeklorin Cl	1 500 mg/ℓ
5.	Iyonke imichiza yesalfure SO4	1 500 mg/ℓ
6.	Iyonke imichiza yezichumiso P	25 mg/ℓ
7.	Iyonke ityhefu CN	20 mg/ℓ
8.	Iyonke imbumba yesalfa S	50 mg/ℓ
9.	Iyonke imichiza yefenoli C6H5OH	50 mg/ℓ
10.	Zizonke iiswekile nesitstshi njengeswekile yediliya	1 500 mg/ℓ
11.	Amafutha enjini, igrisi, amafutha namafutha aqinileyo	400 mg/ℓ
12.	Isiqalelo setyuwa Na	1000 mg/ℓ

Icandelo C: Izinto ezenziwe ngesinyithi nezinto ezingaphiliyo — ubuninzi boxinzelelo		
Iqela loku-1		
1.	Intsimbi Fe	50 mg/ℓ
2.	Isiqalelo esimenyezelayo Cr	10 mg/ℓ
3.	Ikopa Cu	20 mg/ℓ
4.	Izinki Zn	30 mg/ℓ
Lulonke uxinzelelo lwezinto ezenziwe ngesinyithi kwiQela loku-1 mazingabi ngaphezu kwama-50 mg/ℓ		

Icandelo C: Izinto ezenziwe ngeSinyithi nezo zingaphiliyo — lulonke uxinzelelo		
Iqela le-2		
5.	Ityhefu As	5 mg/ℓ
6.	Iboron B	5 mg/ℓ
7.	Ilothe Pb	5 mg/ℓ
8.	Iseleniyamu Se	5 mg/ℓ
9.	Imekyuri Hg	5 mg/ℓ
10.	Itayithaniyamu Ti	5 mg/ℓ
11.	Ikhadiyamu Cd	5 mg/ℓ
12.	Inikheli Ni	5 mg/ℓ
Lulonke uxinzelelo lwezinto ezenziwe ngesinyithi kwiQela le-2 mazingabi ngaphezu kwama-20 mg/ℓ		

Icandelo D: Izinto ezithintelweyo ezinemitha ebangwa kukuqhekeka kweathom

Nayiphi na into emdaka enemitha ebangwa kukuqhekeka kweathom okanye izinto ezineeathom ezilinganayo kodwa zohlukile ngobunzima okanye ngokoxinzelelo aziyithobeli imiqathango emiselwe liBhunga kumthetho ongoKhuseleko lweNukleri ochazwe kwiCandelo lama-24 loMthetho ongaMandla eNukleri (uMthetho wama-92 ka-1982) owalungiswayo.

ISHEDYULI YE-3

IBhunga loLawulo lweNqila yeKapa:
Iphephandaba loMbuso lePhondo nomb. 5768 elatyikitywa ngowama-21/9/2001: UMthetho kaMasipala ophathelele kulawulo lwamanzi amdaka namanzi amdaka avela kwimizi-mveliso

UMasipala weSixeko saseKapa:
P.N.397/1987: Umthetho kamasipala olawula imixokelelwano ehambisa amanzi nothungelwano lwemijelo ephantsi komhlaba, owalungiswayo

UMasipala wase-Durbanville:
P.N. 393/1995: Umthetho kamasipala olawula uthungelwano lwemijelo ephantsi komhlaba eyongeziweyo

UMasipala wase-Fish Hoek:
P.N. 867/1979: Umthetho kamasipala olawula imixokelelwano ehambisa amanzi nothungelwano lwemijelo ephantsi komhlaba, owalungiswayo

UMasipala wase-Goodwood:
P.N. 706/1991: Umthetho kamasipala olawula uthungelwano lwemijelo ephantsi komhlaba P.N. 1048/1971: Umthetho kamasipala ophathelele kulawulo lwamanzi amdaka avela kwimizi-mveliso, owalungiswayo

UMasipala wase-Gordon's Bay:
P.N. 570/1963: Umthetho kamasipala olawula amanzi amdaka avela kwimizi-mveliso

UMasipala wase-Kraaifontein:
P.N. 253/1990: Umthetho kamasipala olawula amanzi amdaka avela kwimizi-mveliso

UMasipala wase-Milnerton:
P.N. 814/1971: Umthetho kamasipala ophathelele kulawula lothungelwano lwemijelo ephantsi komhlaba eyongeziweyo, owalungiswayo

UMasipala wase-Pinelands:
P.N. 486/1939: Umthetho kamasipala ophathelele kulawulo lothungelwano lwemijelo ephantsi komhlaba, owalungiswayo

UMasipala wase-Simon's Town:
P.N. 771/1985: Umthetho kamasipala ophathelele kulawulo lwamanzi amdaka avela kwimizi-mveliso

UMasipala wase-Somerset West:
P.N. 946/1978: Umthetho kamasipala olawula imixokelelwano ehambisa amanzi nothungelwano lwemijelo ephantsi komhlaba, owalungiswayo P.N. 654/1983: Umthetho kamasipala ophathelele kulawulo lwamanzi amdaka avela kwimizi-mveliso

UMasipala wase-Strand:
P.N. 533/1983: Umthetho kamasipala ophathelele kulawulo lwamanzi amdaka avela kwimizi-mveliso

UMasipala woSinga-siqithi okuNxweme oluseNtshona:
P.N. 501 1996: Umthetho kamasipala ophathelele kulawulo lothungelwano lwemijelo ephantsi komhlaba

IBhodi elawula iDolophana yase-Brackenfell:
P.N. 575/1950, OG 2497, 29 Septemba 1950: IMiqathango eseMthethweni elawula iMijelo yaManzi

IBhodi elawula iDolophana yase-Brackenfell:
P.N. 75, OG 3494, 24 Janyuwari 1969: IMiqathango ephathelele kwiitanki ezigcina amanzi

UMasipala wase-Brackenfell:
P.N. 522/1971, OG 3618, 28 Meyi 1971: IMiqathango eyoNgeziweyo elawula iMijelo yaManzi

IBhunga leeNkonzo zamanzi kuMmandla weNtshona Koloni:
P.N. 776/1993: Umthetho kamasipala olawula amanzi amdaka avela kwiMizi-mveliso

1 September 2006 18367

SUID-AFRIKA EERSTE –

KOOP SUID-AFRIKAANS

VERVAARDIGDE GOEDERE

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