

PROVINCE OF WESTERN CAPE



PROVINSIE WES-KAAP

Provincial Gazette Extraordinary

6420

Friday, 23 February 2007

Buitengewone Provinsiale Koerant

6420

Vrydag, 23 Februarie 2007

Registered at the Post Office as a Newspaper

CONTENTS

*(*Reprints are obtainable at Room 12-06, Provincial Building, 4 Dorp Street, Cape Town 8001.)*

No.		Page
	Provincial Notice	
51	Department of Local Government and Housing: Less Formal Township Establishment Amendment Bill, 2007...	2

PROVINCIAL NOTICE

The following Provincial Notice is published for general information.

G. A. LAWRENCE,
DIRECTOR-GENERAL

Provincial Building,
Wale Street,
Cape Town.

PROVINSIALE KENNISGEWING

Die volgende Provinsiale Kennisgewing word vir algemene inligting gepubliseer.

G. A. LAWRENCE,
DIREKTEUR-GENERAAL

Provinsiale-gebou,
Waalstraat,
Kaapstad.

P.N. 51/2007

23 February 2007

DEPARTMENT OF LOCAL GOVERNMENT AND HOUSING**LESS FORMAL TOWNSHIP ESTABLISHMENT AMENDMENT BILL, 2007**

The Provincial Department of Local Government and Housing hereby publishes the draft Less Formal Township Amendment Bill, 2007 for public information, discussion and comment.

Interested persons, and institutions are invited to submit written comment on the draft bill on or before 26 March 2007 to the Head of Department, Local Government and Housing, for the attention of—

Mr R G Bosman
Department of Local Government and Housing
Private Bag X9083
CAPE TOWN
8000
Tel (021) 483 4508
Fax (021) 483 4058
E-mail: rbosman@pgwc.gov.za

Or hand delivered to:

Room 504
5th Floor
27 Wale Street
CAPE TOWN
8001

GENERAL EXPLANATORY NOTE:

Words underlined with a solid line indicate insertions in existing enactments.

BILL

To amend the Less Formal Township Establishment Act, 1991, so as to make further provision relating to the amendment of notices which designated land as land for less formal settlement; and to provide for incidental matters.

BE IT ENACTED by the Provincial Parliament of the Province of the Western Cape, as follows:—

Amendment of section 3 of Act 113 of 1991

1. Section 3 of the Less Formal Township Establishment Act, 1991, is amended by the insertion of the following subsection after subsection (3):

- “(3A) (a) If it is a condition of a notice referred to in subsection (1) that only part of the designated land may be used for residential purposes, the Administrator may, if there is an urgent need to do so, at any time amend the notice to provide that a further part, or the whole, of that land may be used for such purposes.
- (b) In the case of land referred to in subsection (1)(b), the notice may not be amended as envisaged in paragraph (a) unless the owner of the land has consented thereto in writing.
- (c) Before the Administrator amends a notice as envisaged in paragraph (a), the Administrator shall—
- (i) give notice of the proposed amendment to all persons likely to be affected by it; and
- (ii) afford those persons reasonable opportunity to make representations.
- (d) A person who has suffered damage as a result of the amendment to a notice as envisaged in paragraph (a) may, within a period of three years after such amendment, claim compensation for the damage from the Administrator or, in the case of land referred to in subsection (1)(b), from the owner of the land concerned.
- (e) The Administrator or such owner, as the case may be, shall compensate the claimant for the damage with the amount agreed to between Administrator or the owner and the claimant, or in the absence of an agreement, with the amount determined by arbitration, in which case the provisions of the Arbitration Act, 1965 (Act No 42 of 1965), shall apply *mutatis mutandis*.”.

Short title

2. This Act is called the Western Cape Less Formal Township Establishment Amendment Act, 2007.

SOUTH AFRICA FIRST –
BUY SOUTH AFRICAN
MANUFACTURED GOODS

SUID-AFRIKA EERSTE –
KOOP SUID-AFRIKAANS
VERVAARDIGDE GOEDERE