



# Provincial Gazette

# Provinsiale Koerant

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**PROVINCIAL NOTICES**

The following Provincial Notices are published for general information.

V. L. PETERSEN (Ms),  
ACTING DIRECTOR-GENERAL

Provincial Building,  
Wale Street,  
Cape Town.

P.N. 280/2007

28 September 2007

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

I, Jeremy Benjamin, in my capacity as Chief Land Use Management Regulator in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owner of Erf 5926, Paarl, remove conditions (c) (i), (ii), (iii) and (iv) contained in Deed of Transfer No. T.48006 of 1997.

P.N. 281/2007

28 September 2007

**CITY OF CAPE TOWN  
(TYGERBERG REGION)****REMOVAL OF RESTRICTIONS ACT, 1967**

I, Jeremy Benjamin, in my capacity as Chief Land Use Management Regulator in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owner of Erf 1189, Goodwood, remove conditions B. 3. (ii), (iii) and (iv) contained in Deed of Transfer No. T.37504 of 1976.

P.N. 282/2007

28 September 2007

**CITY OF CAPE TOWN  
SOUTH PENINSULA 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 Erf 68505, Cape Town at Wynberg, remove conditions B.1. and B.2. in Deed of Transfer No. T.45716 of 1994.

P.N. 283/2007

28 September 2007

**CAPE AGULHAS 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 Remainder Erf 66, Agulhas, remove conditions D.1.(b) and E.6.(a) contained in Deed of Transfer No. T.93334 of 2006.

**PROVINSIALE KENNISGEWINGS**

Die volgende Provinsiale Kennisgewings word vir algemene inligting gepubliseer.

V. L. PETERSEN (Me),  
WAARNEMENDE DIREKTEUR-GENERAAL

Provinsiale-gebou,  
Waalstraat,  
Kaapstad.

P.K. 280/2007

28 September 2007

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

Ek, Jeremy Benjamin, in my hoedanigheid as Hoof Grondgebruik-bestuur Reguleerder 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 Erf 5926, Paarl, hef voorwaardes (c) (i), (ii), (iii) en (iv) vervat in Transportakte Nr. T.48006 van 1997, op.

P.K. 281/2007

28 September 2007

**STAD KAAPSTAD  
(TYGERBERG-STREEK)****WET OP OPHEFFING VAN BEPERKINGS, 1967**

Ek, Jeremy Benjamin, in my hoedanigheid as Hoof Grondgebruik-bestuur Reguleerder 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 Erf 1189, Goodwood, hef voorwaardes B. 3. (ii), (iii) en (iv) vervat in Transportakte Nr. T.37504 van 1976, op.

P.K. 282/2007

28 September 2007

**STAD KAAPSTAD  
SUIDSKIEREILAND-STREEK****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 Erf 68505, Kaapstad te Wynberg, hef voorwaardes B.1. en B.2. vervat in Transportakte Nr. T.45716 van 1994, op.

P.K. 283/2007

28 September 2007

**KAAP AGULHAS 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 Restant Erf 66, Agulhas, voorwaardes D.1.(b) en E.6.(a) in Transportakte Nr. T.93334 van 2006, ophef.

P.N. 284/2007

28 September 2007

## BERG RIVER MUNICIPALITY

## REMOVAL OF RESTRICTIONS ACT, 1967

I, Farzana Parker, in my capacity as Chief Land Use Management Regulator in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owners of Erf 763, Velddrif, remove conditions E.1., E.2. and E.3. in Deed of Transfer No. T.39524 of 1998.

## BREDE VALLEY MUNICIPALITY

APPLICATION FOR REMOVAL OF RESTRICTIVE  
TITLE CONDITIONS (ACT 84 OF 1967) AND SUBDIVISION:  
ERF 7832, 8 HELLER BOULEVARD,  
WORCESTER

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act, 1967 (Act 84 of 1967) that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager/Director: Corporate Services, Breede Valley Municipality. Any enquiries may be directed to Mr. Bennett Hlongwana, Tel No. 023 348 2621, Office 213, Civic Centre, Baring Street, Worcester.

Notice is hereby given in terms of Section 24(2)(a) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application for the subdivision of erf 7832, 8 Heller Boulevard, Worcester (Residential Zone I) has been received. Telephonic enquiries in this regard may be made at 021 483 3009 and the Director's fax number is 021 483 3633.

The application is also open to inspection at the office of the Director: Integrated Environmental Management, Region A, Provincial Government of the Western Cape, at Room 201, 1 Dorp Street, Cape Town from 8:00-12:30 and 13:00-15:30 (Monday to Friday).

Any objections, with full reasons therefor, should be lodged in writing at the office of the Director: Integrated Environmental Management, Region A: Private Bag X9086, Cape Town, 8000 with a copy to the Municipal Manager, Private Bag X3046, Worcester, 6849 on or before 25 October 2007 quoting the above Act and the objector's erf number.

*Applicant**Nature of Application*

Charl de Roubaix Loots Removal of restrictive title conditions applicable to erf 7832, 8 Heller Boulevard, Worcester to enable the owner to subdivide the property into two portions.

A.A. Paulse

Municipal Manager

(Notice No. 78/2007)

P.K. 284/2007

28 September 2007

## BERGRIVIER MUNISIPALITEIT

## WET OP OPHEFFING VAN BEPERKINGS, 1967

Ek, Farzana Parker, in my hoedanigheid as Hoof Grondgebruikbestuur Reguleerder 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 eienaars van Erf 763, Velddrif, hef voorwaardes E.1., E.2. en E.3. in Transportakte Nr. T.39524 van 1998, op.

## BREDEVALLEI MUNISIPALITEIT

AANSOEK OM OPHEFFING VAN BEPERKENDE  
VOORWAARDES EN ONDERVDELING  
VAN ERF 7832, HELLER BOULEVARD 8,  
WORCESTER.

Kragtens Artikel 3(6) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder/Direkteur: Korporatiewe Dienste, Breedevallei Munisipaliteit. Enige navrae kan gerig word aan mnr. Bennett Hlongwana Tel Nr. 023 348 2621, Kantoor 213, Burgersentrum, Baringstraat, Worcester.

Kennis geskied hiermee ingevolge die bepalings van Artikel 24(2)(a) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek om onderverdeling van erf 7832, Heller Boulevard 8, Worcester (Residensiële sone I) ontvang is. Telefoniese navrae in hierdie verband kan gerig word aan 021 483 3009 en die Direkteur se faksnommer is 021 483 3633.

Die aansoek lê ook ter insae by die Kantoor van die Direkteur, Geïntegreerde Omgewingsbestuur: Streek A, Provinsiale Regering van die Wes-Kaap, by Kamer 201, Dorpstraat 1, Kaapstad, vanaf 8:00-12:30 en vanaf 13:00-15:30 (Maandag tot Vrydag).

Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur, Streek A, Privaatsak X9086, Kaapstad 8000 met 'n afskrif aan die Munisipale Bestuurder, Privaatsak X3046, Worcester, 6849 ingedien word voor of op 25 Oktober 2007 met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer.

*Aansoeker**Aard van Aansoek*

Charl de Roubaix Loots Opheffing van beperkende titelvoorwaardes van toepassing op erf 7832, Heller Boulevard 8, Worcester, ten einde die eenaar in staat te stel om die eiendom te onderverdeel in twee dele.

A.A. Paulse

Munisipale Bestuurder

(Kenningsgewing Nr. 78/2007)

OVERSTRAND MUNICIPALITY

(Gansbaai Administration)

MN 24/2007

ERF 416, GANSBAAI (49 CHURCH STREET): APPLICATION IN TERMS OF THE REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 84 OF 1967), AND REZONING

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 Area Manager, Overstrand Municipality (Gansbaai Administration), Main Road, Gansbaai from 07:45-13:00 and 13:45-16:30 (Monday to Friday), and any enquiries may be directed to Mr H Boshoff at P.O. Box 26, Gansbaai 7220, or tel. no. (028) 384-0111 or fax no. (028) 384-0241. E-mail: [hboshoff@overstrand.gov.za](mailto:hboshoff@overstrand.gov.za).

The application is also open to inspection at the office of the Director: Integrated Environmental Management: Region B1, Provincial Government of the Western Cape, Room 601, Utilitas Building, 1 Dorp Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made to (021) 483-4033 and the Directorate's fax number is (021) 483-3098. Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Director: Integrated Environmental Management: Region B1, Private Bag X9086, Cape Town 8000, with a copy to the abovementioned Area Manager on or before Monday 29 October 2007 quoting the above Act and the objector's erf number. Any comments/objections received after the aforementioned closing date, will be disregarded. No e-mails are accepted.

Notice is also given in terms of section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) that people who cannot write are welcome to approach the Town Planning section of the Overstrand Municipality (Gansbaai Administration) during the abovementioned office hours where a member of the staff will assist them in putting their comments or objections in writing.

*Applicant*

*Nature of Application*

Overberg Planning on behalf of PJ and YS van Tonder

Application for the removal of a restrictive title condition applicable to Erf 416, Gansbaai, 49 Church Street, in order to enable the owner to use the property for business purposes.

Application in terms of the provisions of Section 17 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) for the rezoning of the abovementioned property from Single residential zone to Central business zone.

Municipal Manager

MUNISIPALITEIT OVERSTRAND

(Gansbaai Administrasie)

MK 24/2007

ERF 416, GANSBAAI (KERKSTRAAT 49): AANSOEK INGEVOLGE DIE WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET 84 VAN 1967), EN HERSONERING

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 Areabestuurder, Overstrand Munisipaliteit (Gansbaai Administrasie), Hoofstraat, Gansbaai vanaf 07:45-13:00 en 13:45-16:30 (Maandag tot Vrydag), en enige navrae kan gerig word aan mnr H Boshoff by Posbus 26, Gansbaai 7220, of by tel.nr. (028) 384-0111 of faksnr. (028) 384-0241. E-pos: [hboshoff@overstrand.gov.za](mailto:hboshoff@overstrand.gov.za).

Die aansoek lê ook ter insae by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur: Streek B1, Provinsiale Regering van die Wes-Kaap, by Kamer 601, Utilitas Gebou, Dorpstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan (021) 483-4033 en die Direktoraat se faksnummer is (021) 483-3098. Enige besware, met volledige redes daarvoor, moet skriftelik wees en by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Streek B1, Privaatsak X9086, Kaapstad 8000, met 'n afskrif aan die bogenoemde Areabestuurder, ingedien word op of voor Maandag 29 Oktober 2007 met vermelding van bogenoemde Wet en die beswaarmaker se ernommer. Enige kommentaar/besware wat na die voorgemelde sluitingsdatum ontvang word, sal nie in ag geneem word nie. Geen e-posse word aanvaar nie.

Voorts word hiermee ingevolge artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) kennis gegee dat persone wat nie kan skryf nie, die Stadsbeplanningsafdeling van die Munisipaliteit Overstrand (Gansbaai Administrasie) kan nader tydens bogenoemde kantoorure waar 'n lid van die personeel daardie persone sal help om hul kommentaar of besware op skrif te stel.

*Aansoeker*

*Aard van Aansoek*

Overberg Planning namens PJ en YS van Tonder

Aansoek om die opheffing van 'n beperkende titelvoorwaarde van toepassing op Erf 416, Gansbaai, Kerkstraat 49 ten einde die eienaar in staat te stel om die eiendom vir sakedoeleindes te gebruik.

Aansoek ingevolge die bepaling van Artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) om hersonering van bogenoemde eiendom vanaf Enkelresidensiële sone na Sentrale sakesone.

Munisipale Bestuurder

## OVERSTRAND MUNICIPALITY

(Gansbaai Administration)

MN 52/2007

ERVEN 215, 216, 217, 218, 219 AND 617, GANSBAAI: REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 8 OF 1967), AMENDMENT OF THE GREATER GANSBAAI STRUCTURE PLAN AND PROPOSED REZONING AND CONSOLIDATION

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 Area Manager, Overstrand Municipality (Gansbaai Administration), Main Road, Gansbaai from 07:45-13:00 and 13:45-16:30 (Monday to Friday) and any enquiries may be directed to Ms S. de Beer, Senior Town Planner, P.O. Box 26, Gansbaai, 7220 (E-mail: [sdebeer@overstrand.gov.za](mailto:sdebeer@overstrand.gov.za), Tel: 028 384 0111, Fax: 028 384 0241). Notice is further 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 the amendment of the Greater Gansbaai Structure Plan in order to change the reservation of Erven 215-218, Gansbaai, from "Low Density Residential" to "Medium to High Density Residential" and Erven 219 and 617, Gansbaai, from "Light and Service Industrial" to "Medium to High Density Residential". Notice is also hereby given in terms of Section 17 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for the rezoning of Erven 215-219 and 617, Gansbaai, from "Industrial Zone" to "Central Business Zone" in order to erect an apartment building on the consolidated erven (High Density Residential development).

The application is also open to inspection at the office of the Director, Integrated Environmental Management: Region B1, Provincial Government of the Western Cape, at Room 601, 1 Dorp Street, Cape Town, from 8:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at (021) 483-3009 and the Directorate's fax number (021) 483-3098. 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 on or before Monday 29 October 2007, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

Notice is also given in terms of section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) that people who cannot write are welcome to approach the Town Planning section of the Overstrand Municipality (Gansbaai Administration) during the abovementioned office hours where a member of the staff will assist them in putting their comments or objections in writing.

*Applicant**Nature of Application*

Spronk & Associates Inc (on behalf of Purple Rain Properties No. 140 (Pty) (Ltd)	Removal of restrictive title conditions applicable to Erven 215-219 and 617, Gansbaai (2, 4, 6, 8 and 10 Van Dyk Street, Gansbaai) to enable the owners to develop the consolidated property with 116 flats.
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JF Koekemoer, Municipal Manager

## MUNISIPALITEIT OVERSTRAND

(Gansbaai Administrasie)

MK 52/2007

ERWE 215, 216, 217, 218, 219 EN 617 GANSBAAI: WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET 84 VAN 1967), WYSIGING VAN DIE GROTER GANSBAAI STRUKTUURPLAN EN VOORGESTELDE HERSONERING EN KONSOLIDASIE

Kragtens artikel 3(6) van bostaande Wet word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die Munisipale Bestuurder, Gansbaai Administrasie, Hoofweg, Gansbaai vanaf 07:45-13:00 en 13:45-16:30 (Maandag tot Vrydag) en enige navrae kan gerig word aan mej S. de Beer, Senior Stadsbeplanner Posbus 26, Gansbaai, 7220, (E-pos: [sdebeer@overstrand.gov.za](mailto:sdebeer@overstrand.gov.za), Tel: 028 384 0111, Faks: 028-384 0241). Kennis geskied hiermee verder ingevolge Artikel 4(7) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is vir die wysiging van die Groter Gansbaai Struktuurplan ten einde die reservering van Erwe 215-218 Gansbaai te verander vanaf "Lae Digtheid Residensieel" na "Medium tot Hoë Digtheid Residensieel" en Erwe 219 en 617, Gansbaai vanaf "Ligte en Diensnywerheid" na "Medium tot Hoë Digtheid Residensieel". Kennis geskied hiermee ook ingevolge Artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is vir die hersonering van Erwe 215-219 en 617, Gansbaai vanaf "Nywerheidsone" na "Sentrale Sakesone" ten einde 'n woonstelblok op die gekonsolideerde erwe op te rig (Hoë Digtheid Residensiele Ontwikkeling).

Die aansoek lê ook ter insae by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur: Streek B1, Provinsiale Regering van die Wes-Kaap, by Kamer 601, Dorpstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in dié verband kan gerig word aan (021) 483-3009 en die Direktoraat se faksnommer is (021) 483-3098. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Privaatsak X9086, Kaapstad, 8000 ingedien word voor of op Maandag 29 Oktober 2007 met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word mag moontlik nie in ag geneem word nie.

Voorts word hiermee ingevolge artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) kennis gegee dat persone wat nie kan skryf nie, die Stadsbeplanningsafdeling van die Munisipaliteit Overstrand (Gansbaai Administrasie) kan nader tydens bogenoemde kantoorure waar 'n lid van die personeel daardie persone sal help om hul kommentaar of besware op skrif te stel.

*Aansoeker**Aard van Aansoek*

Spronk & Medewerkers Ing (namens Purple Rain Properties No. 140 (Edms) Bpk.	Opheffing van beperkende titelvoorwaardes van toepassing op Erwe 215-219 en 617, Gansbaai (Van Dykstraat 2, 4, 6, 8 en 10, Gansbaai), ten einde die eienaars toe te laat om die gekonsolideerde eiendom met 116 woonstelle te ontwikkel.
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JF Koekemoer, Munisipale Bestuurder



## OVERSTRAND MUNICIPALITY

(Gansbaai Administration)

M.N. 51/2007

ERF 52, VAN DYKSBAAI (75 VAN DYK STREET, KLEINBAAI):  
APPLICATION IN TERMS OF THE REMOVAL OF  
RESTRICTIONS ACT, 1967 (ACT 84 OF 1967) AND  
CONSENT USE (ADDITIONAL DWELLING UNIT)

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 Area Manager, Overstrand Municipality (Gansbaai Administration), Main Road, Gansbaai from 07:45-13:00 and 13:45-16:30 (Monday to Friday), and any enquiries may be directed to Ms S de Beer at P.O. Box 26, Gansbaai 7220, or tel.no. (028) 384-0111 or fax no. (028) 384-0241. E-mail: [sdebeer@overstrand.gov.za](mailto:sdebeer@overstrand.gov.za).

The application is also open to inspection at the office of the Director: Integrated Environmental Management: Region B1, Provincial Government of the Western Cape, Room 601, 1 Dorp Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made to (021) 483-4033 and the Directorate's fax number is (021) 483-3098. Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Director: Integrated Environmental Management: Region B1, Private Bag X9086, Cape Town 8000, with a copy to the abovementioned Area Manager on or before Monday 29 October 2007 quoting the above Act and the objector's erf number. Any comments/objections received after the aforementioned closing date, will be disregarded.

Notice is also given in terms of section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) that people who cannot write are welcome to approach the Town Planning section of the Overstrand Municipality (Gansbaai Administration) during the abovementioned office hours where a member of the staff will assist them in transcribing their comments or objections.

*Applicant**Nature of Application*

Plan Active (on behalf of SM & E Fouche) *Background* — The owners of Erf 52, Van Dyksbaai intend to convert the existing storeroom into an additional dwelling. In terms of the Gansbaai Zoning Scheme Regulations only one dwelling unit is allowed on a single residential property.

1. Application for the removal of a restrictive title condition as contained in the title deed of Erf 52, Van Dyksbaai, to enable the owners to accommodate an additional dwelling unit on the property.
2. Application for consent use in terms of the provisions of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) to enable the owners of the abovementioned property to accommodate an additional dwelling unit on the property.

Municipal Manager

## MUNISIPALITEIT OVERSTRAND

(Gansbaai Administrasie)

M.K. 51/2007

ERF 52, VAN DYKSBAAI (VAN DYKSTRAAT 75, KLEINBAAI):  
AANSOEK INGEVOLGE DIE WET OP OPHEFFING VAN  
BEPERKINGS, 1967 (WET 84 VAN 1967) EN  
VERGUNNINGSGEBRUIK (ADDISIONELE WOONEENHEID)

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 Areabestuurder, Overstrand Munisipaliteit (Gansbaai Administrasie), Hoofstraat, Gansbaai vanaf 07:45-13:00 en 13:45-16:30 (Maandag tot Vrydag), en enige navrae kan gerig word aan me S de Beer by Posbus 26, Gansbaai 7220, of by tel. nr. (028) 384-0111 of faksnr. (028) 384-0241. E-pos: [sdebeer@overstrand.gov.za](mailto:sdebeer@overstrand.gov.za).

Die aansoek lê ook ter insae by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur: Streek B1, Provinsiale Regering van die Wes-Kaap, by Kamer 601, Dorpstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan (021) 483-4033 en die Direkoraat se faksnommer is (021) 483-3098. Enige besware, met volledige redes daarvoor, moet skriftelik wees en by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur: Streek B1, Privaatsak X9086, Kaapstad 8000, met 'n afskrif aan die bogenoemde Areabestuurder, ingedien word op of voor Maandag 29 Oktober 2007 met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar/besware wat ná die voorgemelde sluitingsdatum ontvang word, sal nie in ag geneem word nie.

Voorts word hiermee ingevolge artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) kennis gegee dat persone wat nie kan skryf nie, die Stadsbeplanningsafdeling van die Munisipaliteit Overstrand (Gansbaai Administrasie) kan nader tydens bogenoemde kantoorure waar 'n lid van die personeel daardie persone sal help om hul kommentaar of besware op skrif te stel.

*Aansoeker**Aard van Aansoek*

Plan Active (namens SM & E Fouche)

*Agergrond* — Die eienaars van Erf 52, Van Dyksbaai beoog om die bestaande stoorkamer in 'n addisionele wooneenheid te omskep. In terme van die Gansbaai Soneringskemaregulasies word slegs een wooneenheid op 'n enkelresidensiële eiendom toegelaat.

1. Aansoek om opheffing van 'n beperkende titelvoorwaarde vervat in die titelakte van Erf 52, Van Dyksbaai, ten einde die eienaars in staat te stel om 'n addisionele wooneenheid op die eiendom te akkommodeer.
2. Aansoek om vergunningsgebruik ingevolge die bepalinge van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985), ten einde die eienaars van bogenoemde eiendom in staat te stel om 'n addisionele wooneenheid op die eiendom te akkommodeer.

Munisipale Bestuurder

## CITY OF CAPE TOWN (SOUTH PENINSULA REGION)

## REMOVAL OF RESTRICTIONS &amp; SUBDIVISION

- Erf 369, Bergvliet (*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 City of Cape Town, South Peninsula Region, 1st Floor, 3 Victoria Road, Plumstead. Any enquiries may be directed to D Samaai, tel 021 710-8249 during office hours (08:00-14:30). This application is also available for viewing at the Meadowridge Library. The application is also open to inspection at the office of the Director, Integrated Environmental Management, Region B1, Provincial Government of the Western Cape at Room 601, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at 021 483-8783 and the Directorate's fax number is 021 483-3098. Any 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, on or before 29 October 2007, quoting the above Act and the objector's erf number. Any objections received after the aforementioned closing date may be disregarded.

Objections in respect of the Removal of Restrictions Act should no longer be sent to Council.

*Applications:* Jennings Goulee Thomson (on behalf of A L Dreyer and N A Hastings)

*Ref:* E17/2/2/AB6/ERF 369, Bergvliet (PAWC)

*Nature of Application:* Removal of a restrictive title condition applicable to Erf 369, corner of Egret Lane and Childrens Way, Bergvliet, to allow the owners to subdivide the property into Portion 1 ( $\pm 569 \text{ m}^2$ ) and Remainder ( $\pm 827 \text{ m}^2$ ).

*Land Use Planning Ordinance 15 of 1985:* Notice is hereby given in terms of Section 24 of the abovementioned Ordinance that the undermentioned applications have been received and are open to inspection at the office of the City of Cape Town, South Peninsula Region, 1st Floor, 3 Victoria Road, Plumstead. This application is also available for viewing at the Meadowridge Library. Enquiries may be directed to D Samaai, Private Bag X5 or 3 Victoria Road, Plumstead, tel 021 710-8249 during 08:00-14:30. Objections, with full reasons therefor, must be lodged in writing at the office of the abovementioned City of Cape Town offices on or before 22 October 2007, 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. Please note that any objections received will be referred to the applicant for comment. All correspondence may appear on a committee agenda that is available to the general public.

*Applicant:* Jennings Goulee Thomson (on behalf of A L Dreyer and N A Hastings)

*Application Number:* 145201

*Address:* Cnr Egret Lane and Childrens Way, Bergvliet

*Nature of Applications:* Application for Subdivision into two portions.

*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 offices and will be assisted to transcribe their comment or representations.

Achmat Ebrahim, City Manager

## STAD KAAPSTAD (SUIDSKIEREILAND-STREEK)

## OPHEFFING VAN BEPERKINGS EN ONDERVERDELING

- Erf 369, Bergvliet (*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 ter insae beskikbaar is by die kantoor van die Stad Kaapstad, Suidskiereiland-Streek, 1ste Verdieping, Victoriaweg 3, Plumstead 7800. Enige navrae kan gerig word aan D Samaai, tel 021 710-8249, Maandae tot Vrydae gedurende kantooreure (08:00-14:30). Dié aansoek is ook ter insae beskikbaar by Meadowridge-biblioteek en by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur (Streek B1), Provinsiale Regering van die Wes-Kaap, Kamer 601, Dorpstraat 1, Kaapstad, van 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae kan gerig word aan (021) 483-8783, en die Direktoraat se faksno. is (021) 483-3098. Enige besware, met die volledige redes daarvoor, moet voor of op 29 Oktober 2007 skriftelik ingedien word by die kantoor van bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Privaatsak X9086, Kaapstad 8000, met vermelding van bogenoemde Wet en die beswaarmaker se ernommer. Enige besware wat na bostaande sluitingsdatum ontvang word, kan dalk ongeldig geag word.

Besware ten opsigte van die Wet op Opheffing van Beperkings moenie meer aan die raad gestuur word nie.

*Aansoeker:* Jennings Goulee Thomson (namens A L Dreyer en N A Hastings)

*Verwysingsno.:* E17/2/2/AB6/ERF 369, Bergvliet (PAWK)

*Aard van aansoek:* Die opheffing van 'n beperkende titelvoorwaarde wat op Erf 369, h/v Egretlaan en Children's-weg, Bergvliet, van toepassing is, ten einde die eienaars in staat te stel om die eiendom in Gedeelte 1 ( $\pm 569 \text{ m}^2$ ) en 'n Restant ( $\pm 827 \text{ m}^2$ ) te onderverdeel.

*Ordonnansie op Grondgebruikbeplanning, no. 15 van 1985:* Kennisgewing geskied hiermee ingevolge artikel 24 van die Ordonnansie op Grondgebruikbeplanning, no. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die Stad Kaapstad, Suidskiereiland-Streek, 1ste Verdieping, Victoriaweg 3, Plumstead. Die aansoek is ook by die Meadowridge-biblioteek ter insae beskikbaar. Navrae kan gerig word aan D Samaai, Privaatsak X5, Plumstead 7800, of Victoriaweg 3, Plumstead, tel (021) 710-8249, weksdae gedurende 08:00-14:30. Enige besware, met volledige redes daarvoor, moet voor of op 22 Oktober 2007 skriftelik by die Stad Kaapstad se bogenoemde kantoor ingedien word, met vermelding van bogenoemde toepaslike wetgewing en die beswaarmaker se erf- en telefoonnummers en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongeldig geag word. Let asseblief daarop dat enige besware wat ontvang word, vir kommentaar na die aansoeker verwys sal word. Alle korrespondensie kan op 'n komitee-agenda verskyn, wat tot die gewone publiek se beskikking is.

*Aansoeker:* Jennings Goulee Thomson (namens A L Dreyer en N A Hastings)

*Aansoekno.:* 145201

*Adres:* h/v Egretlaan en Childrens-weg, Bergvliet

*Aard van aansoek:* Onderverdeling in twee gedeeltes.

*Wet op Munisipale Stelsels, Wet 32 van 2000:* Ingevolge artikel 21(4) van bogenoemde Wet kan enige persoon wat nie kan skryf nie, gedurende kantooreure na bogenoemde kantore kom, waar hulle gehelp sal word om hul kommentaar of voorlegging neer te skryf.

Achmat Ebrahim, Stadsbestuurder

## CITY OF CAPE TOWN (BLAAUWBERG REGION)

## REMOVAL OF RESTRICTIONS

- Erf 629, Milnerton 2 Redlands Road, Milnerton  
(*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 at Milpark Centre, Cnr Koeberg Road & Ixia Street, Milnerton (PO Box 35, Milnerton, 7435) and that any enquiries may be directed to J Gelb, at tel (021) 550-1093, [jack.gelb@capetown.gov.za](mailto:jack.gelb@capetown.gov.za) and fax (021) 550-7517, weekdays during 08:00-13:00. The application is also open to inspection at the office of the Director: Integrated Environmental Management, Department of Environmental Affairs and Development Planning, Provincial Government of the Western Cape at the Utilitas Building, 1 Dorp Street, Cape Town week days from 08:00-12:30 and 13:00-15:30. Telephonic enquiries in this regard may be made at (021) 483-4589 and the Directorate's fax number is (021) 483-4372. Any objections, with full reasons therefor, may be lodged in writing at the office of the abovementioned Director: Integrated Environmental Management, Department of Environmental Affairs & Development Planning at Private Bag X9086, Cape Town, 8000 on or before 29 October 2007 quoting the above Act and the objector's erf number. Any objections received after aforementioned closing date may be disregarded.

*Applicant:* Plan Africa Consulting CC on behalf of the Properagation Trust and Vermeulen Family Trust

*Application number:* 13665

*Nature of Application:* Removal of restrictive title deed conditions applicable to Erf 629, No 2 Redlands Road, Milnerton, as well as a Temporary Land Use Departure to enable the owners to convert the existing house into a Quantity Surveyors office.

Achmat Ebrahim, City Manager

## CITY OF CAPE TOWN (CAPE TOWN REGION)

## REMOVAL OF RESTRICTIONS

- Erf 346, 39 Braemar Road, Green Point (*second placement*)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act, No 84 of 1967, that the undermentioned application has been received and is open to inspection at the office of the Development Co-ordinator, Department: Planning and Building Development Management, City of Cape Town at 14th Floor, Civic Centre, Hertzog Boulevard, Cape Town, from 08:30-14:30 Monday to Friday and at the office of the Director: Integrated Development Management (Region B2), Department of Environmental Affairs and Planning, Provincial Government of the Western Cape, at Room 604, Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 Monday to Friday. Any objections or comments with full reasons therefor, must be lodged in writing at the office of the abovementioned Director: Integrated Environmental Management at Private Bag X9086, Cape Town, 8000, or faxed to (021) 483-3098 with a copy to the Development Co-ordinator, Department Planning and Building Development Management, PO Box 4529, Cape Town, 8000, or fax (021) 421-1963 on or before the closing date, quoting, the above Act and Ordinance, the objector's erf and phone numbers and address. Objections and comments may also be delivered to the abovementioned street addresses by no later than the closing date. If your response is not sent to these addresses and/or fax numbers, and, as a consequence arrives late, it will be deemed invalid. For any further information, contact V MacDonald, tel (021) 400-4253 at the City of Cape Town or the Directorate: Integrated Development Management (Region B2), at tel (021) 483-4588. The closing date for objections and comments is: 29 October 2007.

*File ref:* LM 3458 (115840)

*Applicant:* Business Advice Ltd

*Nature of Application:* To enable the owners to erect a three storey block of 15 apartments on the property.

Achmat Ebrahim, City Manager

## STAD KAAPSTAD (BLAAUWBERG-STREEK)

## OPHEFFING VAN BEPERKINGS

- Erf 629, Milnerton Redlandsweg 2, Milnerton  
(*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 ter insae beskikbaar is by die kantoor van die Ontwikkelingskoördineerder, Milparkgebou, h/v Koebergweg en Ixiastraat, Milnerton, en enige navrae kan gerig word aan J Gelb, tel (021) 550-1093, [jack.gelb@capetown.gov.za](mailto:jack.gelb@capetown.gov.za) en faksno. (021) 550-7517 weksdae gedurende 08:00-14:30. Die aansoek is ook ter insae beskikbaar by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur, Departement van Omgewingsake en Ontwikkelingsbeplanning, Provinsiale Regering van die Wes-Kaap, Utilitasgebou, Dorpstraat 1, Kaapstad, weksdae van 08:00-12:30 en 13:00-15:30. Telefoniese navrae in dié verband kan aan (021) 483-4589 gerig word, en die Direkoraat se faksnommer is (021) 483-4372. Enige besware, met volledige redes, moet voor of op 29 Oktober 2007 skriftelik by die kantoor van bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Privaatsak X9086, Kaapstad 8000, ingedien word, met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige besware wat na die sluitingsdatum ontvang word, kan dalk buite rekening gelaat word.

*Aansoeker:* Plan Africa Consulting BK namens die Properagation Trust en Vermeulen Familie Trust

*Aansoekno.:* 13665

*Aard van Aansoek:* Die opheffing van beperkende titelaktevoorwaardes wat op Erf 629, Redlandsweg 2, Milnerton, van toepassing is, sower as 'n tydelike grondgebruikafwyking ten einde die eienaars in staat te stel om die bestaande huis in 'n bourekensskantoor te omskep.

Achmat Ebrahim, Stadsbestuurder

## STAD KAAPSTAD (KAAPSTAD-STREEK)

## OPHEFFING VAN BEPERKINGS

- Erf 346, Braemarweg 39, Groenpunt (*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 ter insae beskikbaar is by die kantoor van die Ontwikkelingskoördineerder, Departement: Beplanning en Bouontwikkelingsbestuur, Stad Kaapstad, 14de Verdieping, Burgersentrum, Hertzog-boulevard, Kaapstad, van 08:30 tot 14:30, Maandag tot Vrydag, en by die kantoor van die Direkteur: Geïntegreerde Ontwikkelingsbestuur (Streek B2), Departement van Omgewingsake en Ontwikkelingsbeplanning, Provinsiale Regering van die Wes-Kaap, Kamer 604, Dorpstraat 1, Kaapstad, van 08:00-12:30 en 13:00-15:30 skriftelik ingedien word by die kantoor van bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Privaatsak X9086, Kaapstad 8000, met 'n afskrif aan die Ontwikkelingskoördineerder, Departement: Beplanning en Bou-ontwikkelingsbestuur, Posbus 4529, Kaapstad 8000, faksno. (021) 421-1963, voor of op die sluitingsdatum, met vermelding van bogenoemde Wet en die beswaarmaker se erf- en telefoonnummers en adres. Besware en kommentaar kan voor of op die sluitingsdatum ook per hand by bogenoemde straatadresse afgelewer word. As u reaksie nie na dié adresse en/of faksnummers gestuur word nie en gevolglik laat aankom, sal dit ongedig geag word. Om nadere inligting skakel vir V MacDonald, tel (021) 400-4253, Stad Kaapstad, of die Direkoraat: Geïntegreerde Ontwikkelingsbestuur (Streek B2), tel (021) 483-4588. Die sluitingsdatum vir besware en kommentaar is 29 Oktober 2007.

*Lêerverw.:* LM 3458 (115840)

*Aansoeker:* Business Advice Bpk

*Aard van Aansoek:* Om die eienaars in staat te stel om 'n drieverdiepingblok met 15 woonstelle op die eiendom op te rig.

Achmat Ebrahim, Stadsbestuurder



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

- Erf 43393 Cape Town at Crawford (*second placement*)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act, 1967 (Act 84 of 1967) and Section 15 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, Department: Planning and Building Development Management, City of Cape Town, 14th Floor, Civic Centre, Hertzog Boulevard and that any enquiries may be directed to M Essop, PO Box 4529, Cape Town, 8000 or 12 Hertzog Boulevard, Cape Town, 8001 or e-mail [Mogamat.Essop@capetown.gov.za](mailto:Mogamat.Essop@capetown.gov.za), tel (021) 400-4336 or fax (021) 421-1963, week days during office hours 08:00-14:30. The application is also open to inspection at the office of the Director: Integrated Environmental Management, Region B1, Provincial Government of the Western Cape at Room 604, 1 Dorp Street, Cape Town week- days from 08:00-12:30 and 13:00-15:30. Telephonic enquiries in this regard may be made at (021) 483 4588 and the Directorate's fax number is (021) 483 4372. Any objections, with full reasons therefor, must 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 municipality's abovementioned Development Co-ordinator on or before 29 October 2007, quoting the above Act and Ordinance and the objector's address and erf and telephone numbers. Any objections received after the aforementioned closing date may be disregarded.

File ref: LM4040 (141307)

Owners: E & F Karriem

Address: 114 Third Avenue, Rondebosch East

*Nature of application:* Removal of restrictive title conditions to enable the legalisation of a garage, car port and covered entrance on the property. The building line restrictions will be encroached.

*The following departures from the Cape Town Zoning Scheme Regulations are also required:*

Section 47(1) — To permit the proposed garage and covered entrance to be setback 0 m in lieu of 4,5 m from Third Avenue.

Section 47(1) — To permit the proposed carport to be setback 0 m in lieu of 4,5 m from Perth Road.

Achmat Ebrahim, City Manager

**TENDERS**

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

**NOTICES BY LOCAL AUTHORITIES**

MUNICIPALITY BEAUFORT WEST

Notice no. 102/2007

PROPOSED SUBDIVISION OF ERF 2630,  
66 DONKIN STREET, BEAUFORT WEST

Notice is hereby given in terms of section 24 of Ordinance 15 of 1985 that the Local Council has received an application for the subdivision of erf 2630, situated at 66 Donkin Street, Beaufort West in order to divide the aforementioned property into two (2) separate erven.

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

Objections, if any, against the proposed subdivision must be lodged in writing with the undersigned on or before Friday 19 October 2007 stating full reasons for such objections.

J. Booysen, Municipal Manager, Municipal Offices, 112 Donkin Street, Beaufort West, 6970

[12/4/5/2] 28 September 2007

44534

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

- Erf 43393 Kaapstad te Crawford (*tweede plasing*)

Kennisgewing geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967, en artikel 15 van die Ordonnansie op Grondgebruikbeplanning, no. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die Ontwikkelingskoördineerder, Departement: Beplanning en Bou-ontwikkelingsbestuur, Stad Kaapstad, 14de Verdieping, Burgersentrum, Hertzog-boulevard, Kaapstad 8001, en dat enige navrae gerig kan word aan M Essop, Posbus 4529, Kaapstad 8000, of Hertzog-boulevard 12, Kaapstad, of per e-pos na [Mogamat.Essop@capetown.gov.za](mailto:Mogamat.Essop@capetown.gov.za) gestuur kan word, tel (021) 400-4336 of faksno. (021) 421-1963, weksdae gedurende kantoorure (08:00 tot 14:30). Die aansoek is ook ter insae beskikbaar by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur (Streek B1), Provinsiale Regering van die Wes-Kaap, Kamer 604, Dorpstraat 1, Kaapstad, weksdae van 08:00-12:30 en 13:00-15:30. Telefoniese navrae kan gerig word aan (021) 483-4588, en die Direkoraat se faksno. is (021) 483-4372. Enige besware of kommentaar, met die volledige redes daarvoor, moet voor of op 29 Oktober 2007 skriftelik ingedien word by die kantoor van bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Privaatsak X9086, Kaapstad 8000, met 'n afskrif aan die munisipaliteit se bogenoemde Ontwikkelingskoördineerder, met vermelding van bogenoemde Wet en Ordonnansie en die beswaarmaker se erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk buite rekening gelaat word.

Lêerverw.: LM4040 (141307)

Eienaars: E & F Karriem

Adres: Derde Laan 114, Rondebosch-Oos

*Aard van aansoek:* Die opheffing van beperkende titelvoorwaardes sodat 'n motorhuis, motorafdak en oordekte ingang op die eiendom gewettig kan word. Die boulynbeperkings sal oorskry word.

*Die volgende afwykings van die Kaapstadse Soneringskemaregulasies word ook verlang:*

Artikel 47(1) — Om toe te laat dat die voorgestelde motorhuis en oordekte ingang se inspringing 0 m in plaas van 4,5 m van Derde Laan is.

Artikel 47(1) — Om toe te laat dat die voorgestelde motorafdak se inspringing 0 m in plaas van 4,5 m van Perthweg is.

Achmat Ebrahim, Stadsbestuurder

**TENDERS**

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

**KENNISGEWINGS DEUR PLAASLIKE OWERHEDE**

MUNISIPALITEIT BEAUFORT-WES

Kennisgewing no. 102/2007

VOORGESTELDE ONDERVERDELING VAN ERF 2630,  
DONKINSTRAAT 66, BEAUFORT-WES

Kennis geskied hiermee ingevolge Artikel 24 van Ordonnansie 15 van 1985 dat die Plaaslike Raad 'n aansoek ontvang het vir die onderverdeling van erf 2630 geleë te Donkinstraat 66, Beaufort-Wes ten einde die voormelde eiendom in twee (2) afsonderlike erwe te verdeel.

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

Besware, indien enige, teen die voorgestelde onderverdeling moet skriftelik en met vermelding van volledige redes vir sodanige besware by die ondergetekende ingedien word voor of op Vrydag 19 Oktober 2007.

J. Booysen, Munisipale Bestuurder, Munisipale Kantore, Donkinstraat 112, Beaufort-Wes, 6970

[12/4/5/2] 28 September 2007

44534

**BERG RIVER MUNICIPALITY**

**APPLICATION FOR SUBDIVISION: ERF 992, PIKETBERG**

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

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

Notice is hereby given in terms of section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) as well as section 3(6) of the Removal of Restrictions Act, 1967 (Act 84 of 1967) that the under-mentioned 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 W. Wagener, Head Planning and Development, P.O. Box 60, Church Street, Piketberg, 7320 Tel no. 022-913 1126 and fax 022-913 1380. The application is also open to inspection at the office of the Director, Integrated Environmental Management: Region B2, Provincial Government of the Western Cape, at Room 604, 1 Dorp Street, Cape Town, from 08:00-12:00 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at (021) 483 4589 and the Directorate's fax number is (021) 483 4372. Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Director: Integrated Environmental Management: Region B2, at Private Bag X9086, Cape Town, 8000, with a copy to the abovementioned Municipal Manager on or before 26 November 2007, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

*Applicant:* CF Smit

*Nature of application:* Removal of restrictive title conditions applicable to Erf 992, 102B Loop Street, Piketberg, to enable the owner to subdivide the property into eight portions, namely (Portion A: ± 256 m<sup>2</sup>, Portion B: ± 266 m<sup>2</sup>, Portion C: ± 348 m<sup>2</sup>, Portion D: ± 355 m<sup>2</sup>, Portion E: ± 245 m<sup>2</sup>, Portion F: ± 361 m<sup>2</sup>, Portion G: ± 329 m<sup>2</sup> and Remainder: ± 370 m<sup>2</sup> in extent) for Residential III group housing purposes. The building line and coverage restrictions will be encroached.

MN 111/2007

28 September 2007

44535

**BREEDE RIVER/WINELANDS MUNICIPALITY**

Montagu Office

MN NR. 116/2007

**PROPOSED SUBDIVISION AND DEPARTURE OF  
ERF 1793, CNR JOUBERT AND DU TOIT STREETS,  
MONTAGU (Montagu Zoning Scheme Regulations)**

Notice is hereby given in terms of section 24(1) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), that the Council has received an application from Arnold Theron on behalf of M Badenhorst for the subdivision of erf 1793, Montagu, into two portions (Portion A — ± 961 m<sup>2</sup> and Remainder — 852 m<sup>2</sup>) as well as a departure for a building line encroachment.

The application will be open for inspection at the Montagu Office during normal office hours. Written legal and fully motivated objections/comments, if any, must be lodged with the Municipal Manager, Private Bag X2, Ashton, 6715, before or on 22 October 2007. 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.

SA Mokweni, Municipal Manager, Municipal Office, Private Bag X2, Ashton 6715.

28 September 2007

44536

**BERGRIVIER MUNISIPALITEIT**

**AANSOEK OM ONDERVERDELING: ERF 992, PIKETBERG**

**ORDONNANSIE OP GRONDGEBRUIKBEPLANNING  
(ORDONNANSIE 15 VAN 1985)**

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

Kragtens artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) asook kragtens artikel 3(6) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder, Bergrivier Munisipaliteit, en enige navrae kan gerig word aan W. Wagener, Hoof Beplanning & Ontwikkeling, Posbus 60, Kerkstraat, Piketberg, 7320. Tel no. 022-913 1126 en faksnommer 022-913 1380. Die aansoek lê ook ter insae by die Kantoor van die Direkteur, Geïntegreerde Omgewingsbestuur: Streek B2, Provinsiale Regering van die Wes-Kaap, by Kamer 604, Dorpstraat 1, Kaapstad, vanaf 8:00-12:00 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan (021) 483 4589 en die Direktooraat se faksnommer (021) 483 4372. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur: Streek B2, Privaatsak X9086, Kaapstad, 8000, met 'n afskrif aan die bogenoemde Munisipale Bestuurder, ingedien word op of voor 26 November 2007 met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

*Aansoeker:* CF Smit

*Aard van Aansoek:* Opheffing van beperkende titelvoorwaardes van toepassing op Erf 992, Loopstraat 102B, Piketberg, ten einde die eienaar in staat te stel om die eiendom te onderverdeel in agt gedeeltes, naamlik (Gedeelte A: ± 256 m<sup>2</sup>, Gedeelte B: ± 266 m<sup>2</sup>, Gedeelte C: ± 348 m<sup>2</sup>, Gedeelte D: ± 355 m<sup>2</sup>, Gedeelte E: ± 245 m<sup>2</sup>, Gedeelte F: ± 361 m<sup>2</sup>, Gedeelte G: ± 329 m<sup>2</sup> en Restant ± 370 m<sup>2</sup> groot) vir Residensiële III groepbehuising-doeleindes. Die boulyn en dekkingbeperkings sal ook oorskry word.

MK 111/2007

28 September 2007

44535

**MUNISIPALITEIT BREËRIVIER/WYNLAND**

Montagu Kantoor

MK NR. 116/2007

**VOORGESTELDE ONDERVERDELING EN AFWYKING VAN  
ERF 1793, H/V JOUBERT- EN DU TOITSTRAAT,  
MONTAGU (Montagu Soneringskemaeregulasies)**

Kennis geskied hiermee ingevolge Artikel 24(1) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is van Arnold Theron namens M Badenhorst vir die onderverdeling van erf 1793, Montagu, in twee dele (Gedeelte A — ± 961 m<sup>2</sup> en Restant — 852 m<sup>2</sup>) asook 'n afwyking vir 'n boulyn-verslapping.

Die aansoek lê ter insae gedurende kantoorure in die Montagu Kantoor en skriftelike regseldige en goed gemotiveerde besware/kommentaar, indien enige, moet nie later as 22 Oktober 2007 skriftelik by die Munisipale Bestuurder, Privaatsak X2, Ashton, 6715, ingedien word nie. Navrae kan gerig word aan mnr Jack van Zyl by telefoonnommer 023-614 8000. 'n Persoon wat nie kan skryf nie kan gedurende kantoorure na bogenoemde kantoor kom waar 'n personeelid van die Munisipaliteit daardie persoon sal help om sy/haar kommentaar of verhoë af te skryf.

SA Mokweni, Munisipale Bestuurder, Munisipale Kantoor, Privaatsak X2, Ashton 6715.

28 September 2007

44536

## BREEDE RIVER/WINELANDS MUNICIPALITY

PROPOSED CONSENT USE AND DEPARTURE:  
PORTION 23 OF THE FARM RIET VALLEI NO 167,  
MONTAGU (ADDITIONAL DWELLING AND GUEST HOUSE)

In terms of the Scheme Regulations in terms of Section 8 of the Land Use Planning Ordinance, 15 of 1985 (PN 1048 of 1988), notice is hereby given that an application has been received for the proposed consent use as set out below. This application is to be submitted to Council and will be available for scrutiny at Council's Section: Town Planning (Montagu) at 3 Piet Retief Street, Montagu. Further details are obtainable from Andre Vancoillie (023-614 8000) during office hours.

*Applicant:* TPS Planners

*Property:* Portion 23 of the Farm Riet Vallei No 167, Montagu

*Owner:* Rietvlei Trust

*Locality:* ±12 km south-east of Montagu

*Size:* 266,9125 ha

*Proposal:* Additional dwelling unit & Guest House

*Existing zoning:* Agricultural zone I

Written, legal and fully motivated objections/comments, if any, against the application must be lodged in writing with the undersigned or at any Breede River/Winelands municipal office on or before 22 October 2007. Any person who cannot write may come to the Montagu office during office hours where a staff member of the municipality will assist that person to transcribe that person's comments or representations. Late objections will not be considered.

SA Mokweni, Municipal Manager, Breede River/Winelands Municipality, Private Bag X2, Ashton, 6715

[Notice No MN 117/2007]

28 September 2007

44537

## BREEDE RIVER/WINELANDS MUNICIPALITY

Ashton Office

MN NR. 115/2007

## PROPOSED DEPARTURE

ERF 420, FULLARD STREET, ASHTON

Notice is hereby given in terms of the Land Use Planning Ordinance no 15 of 1985 that Council has received an application for a departure from R Roux to operate a Guest house on erf 420, 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 22 October 2007. 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.

SA Mokweni, Municipal Manager, Municipal Office, Private Bag X2, Ashton, 6715

28 September 2007

44539

## BREËRIVIER/WYNLAND MUNISIPALITEIT

VOORGESTELDE VERGUNNINGSGEBRUIK EN AFWYKING:  
GEDEELTE 23 VAN DIE PLAAS RIET VALLEI NR 167,  
MONTAGU (ADDISIONELE WOONEENHEID EN GASTEHUIS)

Kennis geskied hiermee ingevolge die Skemaregulasies uitgevaardig ingevolge Artikel 8 van die Ordonnansie op Grondgebruikbeplanning, 15 van 1985 (PK 1048 van 1988) dat 'n aansoek om voorgestelde vergunningsgebruik soos hieronder uiteengesit by die Raad voorgelê gaan word en dat dit gedurende kantoorure ter insae lê by die Raad se Afdeling: Stadsbeplanning (Montagu) te Piet Retiefstraat 3, Montagu. Nadere besonderhede is gedurende kantoorure by Andre Vancoillie (023-614 8000) beskikbaar.

*Aansoeker:* TPS Beplanners

*Eiendom:* Ged 23 van die Plaas Riet Vallei Nr 167, Montagu

*Eienaar:* Rietvlei Trust

*Ligging:* ±12 km suidoos van Montagu

*Grootte:* 266,9125 ha

*Voorstel:* Addisionele wooneenheid & Gastehuis

*Huidige sonering:* Landbousone I

Skriftelike, regsgeldige en goed gemotiveerde besware/kommentaar, indien enige, kan by die ondergemelde adres of enige van die Breërivier/Wynland munisipale kantore ingedien word voor of op 22 Oktober 2007. 'n Persoon wat nie kan skryf nie kan gedurende kantoorure na bogenoemde Montagu kantoor kom waar 'n personeelid van die Munisipaliteit daardie persoon sal help om die persoon se kommentaar of versoë af te skryf. Geen laat besware sal oorweeg word nie.

SA Mokweni, Munisipale Bestuurder, Breërivier/Wynland Munisipaliteit, Privaatsak X2, Ashton, 6715

[Kenningsgewingsnommer: MK 117/2007]

28 September 2007

44537

## MUNISIPALITEIT BREËRIVIER/WYNLAND

Ashton Kantoor

MK NR. 115/2007

## VOORGESTELDE AFWYKING

ERF 420, FULLARDSTRAAT, ASHTON

Kennis geskied hiermee ingevolge die Ordonnansie op Grondgebruikbeplanning Nr 15 van 1985 dat die Raad 'n aansoek om afwyking ontvang het van R Roux, ten einde 'n Gastehuis te bedryf op erf 420, 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 22 Oktober 2007 skriftelik by die Munisipale Bestuurder, Privaatsak X2, Ashton, 6715, ingedien word nie. Navrae kan gerig word aan mnr Jack van Zyl by telefoonnommer 023-614 8000. 'n Persoon wat nie kan skryf nie kan gedurende kantoorure na bogenoemde kantoor kom waar 'n personeelid van die Munisipaliteit daardie persoon sal help om sy/haar kommentaar of versoë af te skryf.

SA Mokweni, Munisipale Bestuurder, Munisipale Kantoor, Privaatsak X2, Ashton, 6715

28 September 2007

44539

BREDE RIVER/WINELANDS MUNICIPALITY

Montagu Office  
MN NR. 118/2007

PROPOSED DEPARTURES OF ERVEN 2563, 613/10, 2502, 1271, BONNIEVALE AND ERF 787, ASHTON

Notice is hereby given in terms of the Zoning Scheme Regulations of Ashton and Bonnievale and Section 15 of the Land Use Planning Ordinance (Ordinance no 15 of 1985) that Council has received the undermentioned applications for departure to erect mobile shops/house shops and game centre.

TA Ndiza (House shop), 12 Violtjie Crescent, Bonnievale, Erf 2563  
A Adonis (House shop & game centre), 26 Uitsig, Bonnievale, Erf 613/10  
AS Mohamed (House shop), 71 Violljie Crescent, Bonnievale, Erf 2502  
HJ Ali (House shop), 104 Muskadel Avenue, Bonnievale, Erf 1271  
V du Toit (Mobile shop), 7 Jasmyn Street, Ashton, Erf 787

The application will be open for inspection at the Ashton and Bonnievale Offices 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 22 October 2007. 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.

SA Mokweni, Municipal Manager, Municipal Office, Private Bag X2, Ashton, 6715

28 September 2007

44538

MUNISIPALITEIT BREË RIVIER/WYNLAND

Montagu Kantoor  
MK NR. 118/2007

VOORGESTELDE AFWYKINGS VAN ERWE 2563, 613/10, 2502, 1271, BONNIEVALE EN ERF 787, ASHTON

Kennis geskied hiermee ingevolge die Sonering Skemaregulasies van Ashton en Bonnievale sowel as artikel 15 van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie nr 15 van 1985), dat die Raad die onderstaande aansoeke om afwyking ontvang het ten einde mobiele winkels/huiswinkels op te rig en speeltjiesentrum:

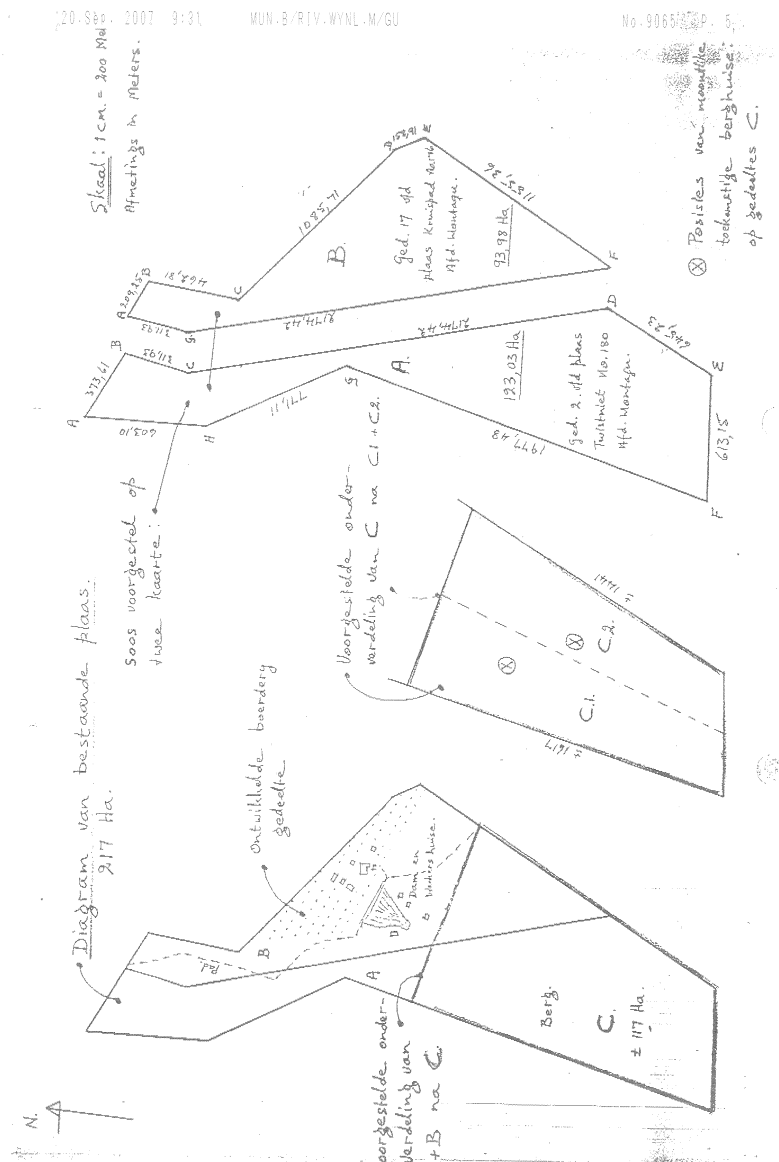
TA Ndiza (Huiswinkel), Violtjiesingel 12, Bonnievale, Erf 2563  
A Adonis (Huiswinkel & speletjiesentrum), Uitsig 26, Bonnievale, Erf 613/10  
AS Mohamed (Huiswinkel), Violtjiesingel 71, Bonnievale, Erf 2502  
HJ Ali (Huiswinkel), Muskadellaan 104, Bonnievale, Erf 1271  
V du Toit (Mobiele winkel), Jasmynstraat 7, Ashton, Erf 787

Die aansoeke lê ter insae gedurende kantoorure in die Ashton en Bonnievale Kantore en skriftelike regsgeldige en goed gemotiveerde besware/kommentaar, indien enige moet nie later as 22 Oktober 2007 skriftelik by die Munisipale Bestuurder, Privaatsak X2, Ashton, 6715, ingedien word nie. Navrae kan gerig word aan mnr Jack van Zyl by telefoonnommer 023-614 8000. 'n Persoon wat nie kan skryf nie kan gedurende kantoorure na bogenoemde kantoor kom waar 'n personeelid van die Munisipaliteit daardie persoon sal help om sy/haar kommentaar of versoë af te skryf.

SA Mokweni, Munisipale Bestuurder, Munisipale Kantoor, Privaatsak X2, Ashton, 6715

28 September 2007

44538





20. Sep. 2007 9:31

MUN. B/RIV. WYNL. M/GU

No. 9065 P. 6

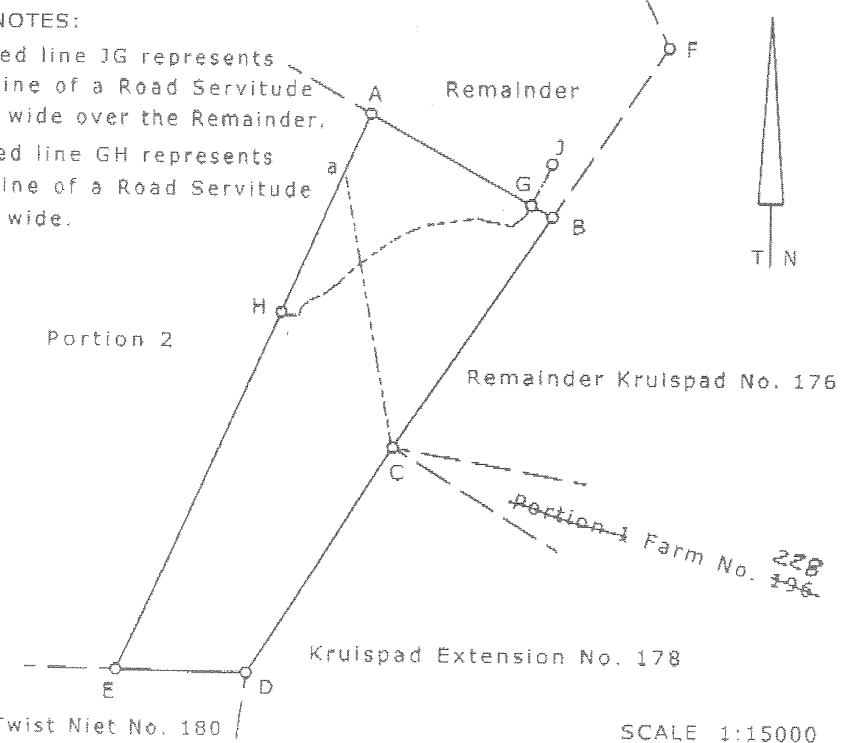
OFFICE COPY

SIDES metres	ANGLES OF DIRECTION	CO-ORDINATES		
		Y	System: WG 21° X	
		Constants +0,00 +3 700 000,00		
A B	489,80 299.47.30	A	+59 812,83	+54 065,15
B C	666,56 33.09.40	B	+59 387,76	+54 308,50
C D	645,21 31.49.30	C	+59 752,37	+54 866,50
D E	306,60 90.47.50	D	+60 092,60	+55 414,72
E A	1 467,53 203.32.59	E	+60 399,17	+55 410,45
CONNECTING DATA:				
F B	488,95 33.09.40	F	+59 120,31	+53 899,19
G B	56,32 299.47.30	G	+59 436,64	+54 280,52
SERVITUDE DATA:				
G H	639,77 65.53.30	H	+60 020,60	+54 541,86
G J	109,99 205.27.53	J	+59 389,35	+54 181,22
TRIGONOMETRICAL BEACONS				
Leeuwriviersberg		35 Δ	+62 452,84	+58 270,23
Outspan		161 Δ	+59 819,45	+50 716,29

SG No.  
1524/2007  
Approved  
*[Signature]*  
for  
SURVEYOR-  
GENERAL  
24-4-2007

BEACON DESCRIPTIONS  
A, B, D, E, F, G, H, J .. Iron Standard  
C ..... 12mm Iron Peg in cairn

SERVITUDE NOTES:  
1) The curved line JG represents the centre line of a Road Servitude 5,00 metres wide over the Remainder.  
2) The curved line GH represents the centre line of a Road Servitude 5,00 metres wide.



The Figure A B C D E represents 52,3319 hectares of land being Portion 1 of FARM No. 231 Situate in the Breede River / Winelands Municipality Administrative District of Montagu Province of Western Cape Surveyed in December 2006

by me T.A. Theron  
Professional Land Surveyor  
Registration No. PLS 0874

APPROVED IN TERMS OF SECT. 4 OF ACT 70/1970  
REF. 411/85  
DATE 2007/03/02

EXEMPT FROM PROVISIONS OF ACT 70 OF 1970  
SECTION

APPROVED IN TERMS OF SECT. 25 OF ORD. 15/1985  
REF. 15/4/13/2 + 15/4/13/7  
DATE 2006/08/15

This diagram is annexed to No. 168463/2007 d.d. i.f.o. Registrar of deeds	The original diagram is No. 1526/2007 Transfer The following beacons/ boundaries acknowledged C, D and CD, DE vide file S/4062 Page 4	File Mont. 231 V.1 S.R. E758/2007 No. Comp. BJ-7DA(3963) Beacons C, D and boundaries C, D, DE acknowledged LPI 00500000 24/01/1965
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vide BA001/1965 Portion 1 of FARM No. 231

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## CAPE AGULHAS MUNICIPALITY

PROPOSED REZONING OF ERF 737,  
SELBY STREET, BREDASDORP

Notice is hereby given in terms of Section 17 of the Land Use Planning Ordinance, 1985 (No 15 of 1985) that Council received the following application, namely:

Rezoning of Erf 737, Bredasdorp from Single Residential Zone to General Residential Zone purposes.

In terms of section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that persons who cannot read or write may request that an employee at any of the reception offices of the Cape Agulhas Municipal Council assist in the formulation and writing of input, comments or objections.

Further particulars are available for inspection in the office of the undersigned during office hours and written objections, if any, must reach him not later than 29 October 2007.

K Jordaan, Municipal Manager, PO Box 51, Bredasdorp, 7280

28 September 2007

44540

## CAPE AGULHAS MUNICIPALITY

PROPOSED REZONING, SUBDIVISION AND  
DEPARTURE OF ERF 931 (MAIN ROAD), STRUISBAAI

Notice is hereby given in terms of the Land Use Planning Ordinance, 1985 (No 15 of 1985) and the Local Government Act, Municipal Systems, 2000 that Council received the following application, namely:

- Rezoning of a portion of erf 931, Struisbaai from Agriculture Zone I to Subdivisional Area purposes in order to make provision for Industrial Zone I and Transport Zone II erven.
- Subdivision of a portion of erf 931, Struisbaai into 35 industrial erven and one public street.
- Rezoning of the Remainder of erf 931, Struisbaai (± 13,8 ha) to Special Zone for Residential purposes.
- Departure from the northern 30 metre building line to 3 metre.
- Amendment/Departure from the Cape Agulhas Spatial Development Framework Plan.

In terms of section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that persons who cannot read or write may request that an employee at any of the reception offices of the Cape Agulhas Municipal Council assist in the formulation and writing of input, comments or objections.

Further particulars are available for inspection in the office of the undersigned during office hours and written objections, if any, must reach him not later than 29 October 2007.

K Jordaan, Municipal Manager, PO Box 51, Bredasdorp, 7280

28 September 2007

44541

## MUNISIPALITEIT KAAP AGULHAS

VOORGESTELDE HERSONERING VAN ERF 737,  
SELBYSTRAAT, BREDASDORP

Kennis geskied hiermee in terme van Artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Nr 15 van 1985) dat die Raad die volgende aansoek ontvang het, naamlik:

Hersonering van Erf 737, Bredasdorp vanaf Enkelwoonsone na Algemene Residensiële Sone doeleindes.

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 munisipale personeellid by enige ontvangskantore van die Raad te Kaap Agulhas kan nader vir hulpverlening om u kommentaar, beswaar of inset op skrif te stel.

Verdere besonderhede van bogenoemde lê ter insae in die kantoor van die ondergetekende en skriftelike besware, indien enige, moet hom nie later as 29 Oktober 2007 bereik nie.

K Jordaan, Munisipale Bestuurder, Posbus 51, Bredasdorp, 7280

28 September 2007

44540

## MUNISIPALITEIT KAAP AGULHAS

VOORGESTELDE HERSONERING, ONDERVERDELING EN  
AFWYKING VAN ERF 931 (HOOFWEG), STRUISBAAI

Kennis geskied hiermee ingevolge die Ordonnansie op Grondgebruikbeplanning, 1985 (Nr 15 van 1985) en die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 dat die Raad die volgende aansoek ontvang het, naamlik:

- Hersonering van 'n gedeelte van erf 931, Struisbaai van Landbou-sone I na Onderverdelingsgebieddoeleindes ten einde voorsiening te maak vir Nywerheidsone I en Vervoersone II erwe.
- Onderverdeling van 'n gedeelte van erf 931, Struisbaai in 35 nywerheids-erwe en een publieke straat.
- Hersonering van die Restant van erf 931, Struisbaai (± 13,8 ha) na Spesiale Sone vir Residensiële doeleindes.
- Afwyking van die noordelike 30 meter boulyn na 3 meter.
- Wysiging/Afwyking van die Kaap Agulhas Ruimtelike Ontwikkelingsraamwerk.

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 munisipale personeellid by enige ontvangskantore van die Raad te Kaap Agulhas kan nader vir hulpverlening om u kommentaar, beswaar of inset op skrif te stel.

Verdere besonderhede van bogenoemde lê ter insae in die kantoor van die ondergetekende en skriftelike besware, indien enige, moet hom nie later as 29 Oktober 2007 bereik nie.

K Jordaan, Munisipale Bestuurder, Posbus 51, Bredasdorp, 7280

28 September 2007

44541

## CEDERBERG MUNICIPALITY

## NOTICE NO 38/2007

CAPITAL OPERATING BUDGET AND TARIFFS  
2007/2008

Notice is hereby given in terms of sect. 24 of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Chapter 4 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) that the Capital & Operating budget for the 2007/2008 financial year has been approved and adopted by Council and that:

1. Council approved and adopted the following property rates & taxes for the period 1 July 2007 to 30 June 2008:

CEDERBERG MUNICIPALITY: PROPOSED TARIFFS: 2007/2008  
FIN YEAR

## PROPERTY RATES

TARIFFS 2007/2008

Total VALUE (FIRST R15 000 of Valuation exempted. Only for residential households Exemptions	0.02090
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Rate Payer with Income less than R19 800 p.a. (Consolidated Income of the entire household and must apply before 30/09/07)	0.40000
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PROPERTY RATES: VACANT STANDS Rates payable on total value of standsf. <b>No exemptions.</b>	0.02090
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RURAL AREAS Total Value (No exemptions)	0.00392
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2. The abovementioned rates and taxes will be applicable and payable from the 1st of July 2007. Interest at the applicable rate will be charged on all late payments and/or overdue accounts.
3. The tariffs and fees for municipal services and sundries have been amended with effect from 1 July 2007.
4. Accounts delivered in July 2007 will be based on the new tariffs approved and adopted by council.
5. A summary of the approved and adopted budget, tariffs and fees lies open for inspection at the municipal offices and libraries at Clanwilliam, Graaffwater, Lamberts Bay, Elands Bay and Citrusdal during normal office hours.
6. Application forms for rebates and grants in rates and taxes, tariffs and fees approved and adopted by council is available at all municipal offices in the council's area of jurisdiction. Illiterate people are requested to report to the Help Desks at the abovementioned offices for assistance in the completion of their application forms.

G. Matthyse, Municipal Manager, Municipal Offices, Clanwilliam

28 September 2007

44542

## CEDERBERG MUNISIPALITEIT

## KENNISGEWING NR 38/2007

AFKONDIGING VAN BESLUITE VIR DIE HEFFING VAN  
BELASTINGS (2007/2008 BOEKJAAR)

Kennis geskied hiermee in terme van art 14 van die Plaaslike Owerhede: Munisipale Belasting Wet (Wet 6/2004) dat die Raad tydens 'n Begrotingsvergadering gehou te Clanwilliam op 29 Mei 2007 besluit het om die volgende belasting vir die tydperk 1 Julie 2007 tot 30 Junie 2008 te hef.

Alle stedelike eiendomme binne die regsgebied van die Raad: 0,0209c in die rand op die totale belasbare waardasie van die betrokke eiendom.

Alle landelike eiendomme binne die regsgebied van die Raad: 0,00392c in die rand op die totale belasbare waardasie van die betrokke eiendom.

Die volgende vrystellings en kortings sal van toepassing wees op die finansiële jaar onder oorsig:

*Vrystellings:*

Persele wat vir woondoeleindes gesoneer is en uitsluitlik vir woondoeleindes gebruik word en waarvan die totale waardasie R15 000 en minder beloop, outomaties van eiendomsbelasting vrygestel word.

*Kortings:*

'n Korting van 40% op die normale belastingtarief per kategorie van eiendomme sal onderhewig aan die volgende voorwaardes van toepassing wees:

- (i) Die Totale huishoudelike inkomste van die belastingbetaler en alle ander inwoners op die perseel (insluitende alle inkomstebronne) MAG NIE die jaarlikse bedrag van R19 800 oorskry nie.
- (ii) Die kwalifiserende belastingbetaler moet die registreerde eienaar van die eiendom wees; moet op die perseel woonagtig wees; moet beheer uitoefen oor die eiendom en moet verantwoordelik wees vir betaling van die toepaslike eiendomsbelasting.
- (iii) Volledige gesertifiseerde aansoeke om kortings, vergesel van beëdigde verklarings ten opsigte van inkomste moet die Munisipale Bestuurder op of voor 30 September 2007 bereik.

G. Matthyse, Munisipale Bestuurder, Munisipale Kantore, Clanwilliam

28 September 2007

44542

## CITY OF CAPE TOWN (CAPE TOWN REGION)

## REZONING, SUBDIVISION AND DEPARTURES

- Remainder Erf 44838 Cape Town at Rondebosch

Notice is hereby given in terms of Sections 15, 17 and 24 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, Department: Planning & Building Development Management, Cape Town region, City of Cape Town, 14th floor, Civic Centre, Hertzog Boulevard, Cape Town and that any enquiries may be directed to Z Mohammed, PO Box 4529, Cape Town, 8000 or email [zainodien.mohammed@capetown.gov.za](mailto:zainodien.mohammed@capetown.gov.za), tel (021) 400-5342 or fax (021) 421-1963, week days during office hours (08:00-14:30). Any objections, with full reasons therefor, must be lodged in writing at the office of the abovementioned Development Co-ordinator on or before 29 October 2007, quoting the above Ordinance and the objector's address and erf and telephone numbers. Any objections received after the aforementioned closing date may be disregarded.

*File ref:* LM4064 (141656)

*Owners:* Marist War Memorial Club

*Address:* 13 Social/Croft & Corner with Park Road, Rondebosch

*Nature of application:* To enable the subdivision of Remainder Erf 44838 into 2 portions (Portion A:  $\pm 4950 \text{ m}^2$  and Remainder:  $\pm 2,5300 \text{ ha}$ ), the rezoning of Portion A from Community Facilities and Proposed Street Purposes to Single Dwelling Residential and the subdivision of Portion A into 20 portions (Portions 1-19 for dwelling units with erven ranging between  $\pm 200 \text{ m}^2$  and  $\pm 278 \text{ m}^2$  and Portion 20 for the internal private road measuring  $\pm 692 \text{ m}^2$ ).

The following Departures from the Zoning Scheme Regulations are also required:

Section 47(2): To permit the refuse room to be 0 m in lieu of 3 m from Croft Road.

Section 54(2): To permit the buildings with overlooking features on Portions 10 to 19 on the first floor to be 2,5 m, 2,638 m, 2,616 m, 2,654 m, 2,635 m and 2,571 m in lieu of 6 m from the southern common boundary with the Remainder.

To permit the buildings without overlooking features on Portions 2, 4, 6, 8, 10, 12, 14, 16 and 18 on the first floor to be 0 m in lieu of 1 m from the eastern common boundaries.

To permit the buildings without overlooking features on Portions 3, 5, 7, 9, 11, 13, 15, 17 and 19 on the first floor to be 0 m in lieu of 1 m from the western common boundaries.

Achmat Ebrahim, City Manager

28 September 2007

44543

## CITY OF CAPE TOWN (TYGERBERG REGION)

## CLOSURE

- Erf 16132 and closing of portion of Edelweis Road adjoining Erf 3771 Eversdale and Erven 16130 to 16132 Bellville

Notice is hereby given in terms of Section 137(1) of the Municipal Ordinance No 20 of 1974 that Public Place Erf 16132, measuring approximately  $699 \text{ m}^2$  in extent, as well as a portion of Edelweis Road adjoining Erf 3771 Eversdale and Erven 16130 to 16132 Bellville, measuring approximately  $887 \text{ m}^2$  in extent, has now been closed. (REF S/15716/4 v2 p451 & S/8735/2 v2)

Achmat Ebrahim, City Manager

28 September 2007

44544

## STAD KAAPSTAD (KAAPSTAD-STREEK)

## HERSONERING, ONDERVERDELING EN AFWYKINGS

- Restant van Erf 44838 Kaapstad te Rondebosch

Kennisgewing geskied hiermee ingevolge artikels 15, 17 en 24 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, Departement: Beplanning en Bouontwikkelingsbestuur, Kaapstad-streek, Stad Kaapstad, 14de Verdieping, Burgersentrum, Hertzog-boulevard, Kaapstad, en enige navrae kan gerig word aan mnr. Z Mohammed, Posbus 4529, Kaapstad 8000, of bogenoemde straatadres, tel (021) 400-3906 of faksno. (021) 421-1963, of per e-pos na [zainodien.mohammed@capetown.gov.za](mailto:zainodien.mohammed@capetown.gov.za) gestuur word gedurende kantoorure (08:00-14:30). Enige besware, met die volledige redes daarvoor, moet voor of op 29 Oktober 2007 skriftelik by die kantoor van bogenoemde Ontwikkelingskoördineerder ingedien word, met vermelding van bogenoemde toepaslike wetgewing en die beswaarmaker se erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk buite rekening gelaat word.

*Lêerverw.:* LM4064 (141656)

*Eienaars:* Marist War Memorial Club

*Adres:* h/v Social/Croft 13 en Parkweg, Rondebosch

*Aard van aansoek:* Die onderverdeling van die Restant van Erf 44838 in 2 gedeeltes (Gedeelte A:  $\pm 4950 \text{ m}^2$  & Restant:  $\pm 2,5300 \text{ ha}$ ), die hersonering van Gedeelte A van gemeenskapsgeriewe- en voorgestelde straatdoeleindes na enkelresidensieel, en die onderverdeling van Gedeelte A in 20 gedeeltes (Gedeeltes 1-19 vir wooneenhede met erwe wat wissel van  $\pm 200 \text{ m}^2$  tot  $\pm 278 \text{ m}^2$  en Gedeelte 20 vir die interne privaat pad wat  $\pm 692 \text{ m}^2$  groot is).

Die volgende afwykings van die Soneringskema regulasies word ook verlang:

Artikel 47(2): Om toe te laat dat die vulliskamer 0 m in plaas van 3 m van Croftweg is.

Artikel 54(2): Om toe te laat dat die geboue met uitkykkenmerke op Gedeeltes 10 tot 19 op die eerste verdieping 2,5 m, 2,638 m, 2,616 m, 2,654 m, 2,635 m en 2,571 m in plaas van 6 m van die suidelike gemeenskaplike grens met die Restant is.

Om toe te laat dat die geboue met uitkykkenmerke op Gedeeltes 2, 4, 6, 8, 10, 12, 14, 16 en 18 op die eerste verdieping 0 m in plaas van 1 m van die oostelike gemeenskaplike grense is.

Om toe te laat dat die geboue sonder uitkykkenmerke op Gedeeltes 3, 5, 7, 9, 11, 13, 15, 17 en 19 op die eerste verdieping 0 m in plaas van 1 m van die westelike gemeenskaplike grense is.

Achmat Ebrahim, Stadsbestuurder

28 September 2007

44543

## STAD KAAPSTAD (TYGERBERG-STREEK)

## SLUITING

- Openbare Plek Erf 16132 en Sluiting van Gedeelte van Edelweisweg Aangrensend aan Erf 3771 Eversdal en Erwe 16130 tot 16132 Bellville

Kennis geskied hiermee ingevolge Artikel 137(1) van die Munisipale Ordonnansie Nr 20 van 1974 dat Openbare Plek Erf 16132, meet ongeveer  $699 \text{ m}^2$  groot, asook 'n gedeelte van Edelweisweg aangrensend aan Erf 3771 Eversdal en Erwe 16130 tot 16132 Bellville, meet ongeveer  $887 \text{ m}^2$  groot, nou gesluit is. (Verw. S/15716/4 v2 p.451 en S/8735/2 v2)

Achmat Ebrahim, Stadsbestuurder

28 September 2007

44544



## CITY OF CAPE TOWN (TYGERBERG REGION)

## REZONING, SUBDIVISION, CONSENT USE, AMENDMENT AND VARIOUS REGULATION DEPARTURES: GOODWOOD (ELSIES RIVER) ZONING SCHEME

- Erf 19787, Avonwood, Elsie River

Notice is hereby given in terms of the Land Use Planning Ordinance, 1985 (No 15 of 1985) that the undermentioned application has been received and is open to inspection at the office of the District Manager, City of Cape Town 3rd Floor, Municipal Offices, Voortrekker Road, Parow. Enquiries may be directed to L Bodington, tel (021) 938-8510 and fax (021) 938-8509 during 08:00-14:30. Objections, with full reasons therefor, must be lodged in writing at the office of the abovementioned District Manager on or before 29 October 2007, 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:* Ikamva Consortium Properties

*Application Number:* 142407

*Ref No:* T/CE 18/6/7/10

*Address:* c/o 35th Avenue & Balvenie Avenue, Avonwood, Elsie River

*Nature of Application:* The proposal entails the rezoning of a portion of Erf 19787, Goodwood (Elsies River) from Educational to Sub Divisional Area, the subdivision of the portion into 5 erven to provide a retail shopping centre, filling station, 32 group housing erven and related uses, various regulation departures to deviate from the parking requirements and the amendment of the Township Establishment Conditions.

Achmat Ebrahim, City Manager

28 September 2007

44545

## STAD KAAPSTAD (TYGERBERG-STREEK)

## HERSONERING, ONDERVERDELING, GEBRUIKSTOESTEMMING, WYSIGING EN VERSKILLENDE REGULASIEAFWYKINGS: GOODWOOD (ELSIES-RIVIER) SONERINGSKEMA

- Erf 19787, Avonwood, Elsie rivier

Kennisgewing geskied hiermee ingevolge die Ordonnansie op Grondgebruikbeplanning, no. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Ontwikkelingskoördineerder, Stad Kaapstad, 3de Verdieping, Munisipale Kantore, Voortrekkerweg, Parow. Navrae kan gerig word aan L Bodington, tel (021) 938-8510 en faksno. (021) 938-8509 gedurende 08:00-14:30. Besware, met volledige redes daarvoor, moet voor of op 29 Oktober 2007 skriftelik by die kantoor van bogenoemde Ontwikkelingskoördineerder ingedien word, met vermelding van bogenoemde 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:* Ikamva Consortium Properties

*Aansoekno.:* 142407

*Verwysingsno.:* T/CE 18/6/7/10

*Adres:* h/v 35ste Laan & Balvenielaan, Avonwood, Elsie rivier

*Aard van aansoek:* Die voorstel behels die hersonering van 'n gedeelte van Erf 19787, Goodwood (Elsiesrivier) van opvoedkundig na onderverdelingsgebied, die onderverdeling van die gedeelte in 5 erwe ten einde vir 'n kleinhandelwinkelsentrum, vulstasie, 32 groepsbehuisings-erven en verwante gebruike voorsiening te maak, verskillende regulasieafwykings om van die parkingvereistes af te wyk, en die wysiging van die dorpsstigtingsvoorwaardes.

Achmat Ebrahim, Stadsbestuurder

28 September 2007

44545

## GEORGE MUNICIPALITY

## NOTICE NO 341/2007

## PROPOSED AMENDMENT OF THE GEORGE AND ENVIRONS URBAN STRUCTURE PLAN: ZWARTRIVIER 194/47 &amp; 50 (FAR HILLS)

Notice is hereby given that Council has received an application for the amendment of the George and Environs Urban Structure Plan from "Agriculture and Forestry" to "Recreational resort" in terms of Section 4(11) of Ordinance 15 of 1985.

Details of the proposal are available for inspection at the Council's office 5th Floor, York Street, George, 6530, during normal office hours, Monday to Friday. Enquiries: A Harris, Reference: Zwartrivier 194/47 & 50 (Far Hills).

Motivated objections, if any, must be lodged in writing with the Deputy Director: Planning, by not later than 29 October 2007. *Please note that no objections by e-mail will be accepted.*

Any person, who is unable to write, can submit their objection verbally to the Council's offices 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

Email: [stadsbeplanning@george.org.za](mailto:stadsbeplanning@george.org.za)

Tel: 044-801 9473

Fax: 044-801 9432

28 September 2007

44546

## GEORGE MUNISIPALITEIT

## KENNISGEWING NR 341/2007

## VOORGESTELDE WYSIGING VAN DIE GEORGE EN OMGEWING STEDELIKE STRUKTUURPLAN: ZWARTRIVIER 194/47 &amp; 50 (FAR HILLS)

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het vir die wysiging van die George en Omgewing Stedelike Struktuurplan vanaf "Landbou en Bosbou" na "Ontspanningsoord" in terme van Artikel 4(11) van Ordonnansie 15/1985.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te 5de Vloer, Yorkstraat, George, 6530. Navrae: A Harris, Verwysing: Zwartrivier 194/47 & 50 (Far Hills).

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk Direkteur: Beplanning ingedien word nie later nie as 29 Oktober 2007. *Let asseblief daarop dat geen e-pos besware aanvaar sal word nie.*

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

E-pos: [stadsbeplanning@george.org.za](mailto:stadsbeplanning@george.org.za)

Faks: 044-801 9432

Tel: 044-801 9473

28 September 2007

44546

## HESSEQUA MUNICIPALITY

PROPOSED REZONING AND  
CONSENT USE OF ERF 5371 — N2 — RIVERSDALE

Notice is hereby given in terms of the provisions of Section 17 of Ordinance 15 of 1985 and Regulation 4.6 of Provincial Gazette 1048/1988 that the Hessequa Council has received the following application on the abovementioned property:

*Property:* Erf 5371, Riversdale — 1,5975 ha — Agricultural Zone I

*Application:* Rezoning and Consent Use of Erf 5371 Riversdale, from Agricultural Zone I to Business Zone I in order to establish a motel and related businesses (wine boutique)

*Applicant:* PlanPractice (on behalf of The Business Zone 1740 CC)

Details concerning the application are available at the office of the undersigned as well as Municipal Offices during office hours. Any objections to the proposed application should be submitted in writing to reach the office of the undersigned not later than 29 October 2007.

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

28 September 2007

44547

## HESSEQUA MUNICIPALITY

PROPOSED DEPARTURE: PORTION 16 OF THE FARM  
DE ZOETMELKS RIVIER NO. 277

Notice is hereby given in terms of the provisions of Section 15 of Ordinance 15(1)(a)(ii) of 1985 that the Council has received the following application for departure:

*Property:* Portion 16 of the Farm De Zoetsmelks Rivier No. 277 — 642 ha — Agricultural Zone 1

*Application:* Departure from Article 8 Scheme Regulations in order to establish a building for the following purposes:

Workshop  
Showroom and Offices

*Applicant:* Quintus van Staden

Details concerning the application are available at the Riversdale office during office hours. Any objections to the proposed departure should be submitted in writing to reach the office of the undersigned not later than 19 October 2007.

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

28 September 2007

44548

## HESSEQUA MUNISIPALITEIT

VOORGESTELDE HERSONERING EN  
VERGUNNINGSGEBRUIK: ERF 5371 — N2 — RIVERDAL

Kennis geskied hiermee ingevolge die bepalings van Artikel 17 van Ordonnansie 15 van 1985 asook Regulasie 4.6 van Provinsiale Koerant 1048/1988 dat die Hessequa Raad, die volgende aansoek op bogenoemde eiendom ontvang het:

*Eiendomsbeskrywing:* Erf 5371 Riversdal — 1.5975 ha — Landbousone I

*Aansoek:* Hersonering en Vergunningsgebruik van Erf 5371 Riversdal vanaf Landbousone I na Sakesone I ten einde 'n motel en sakeverwante besighede (wynboetiek) daar te vestig.

*Applikant:* PlanPraktyk (namens The Business Zone 1740 CC)

Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende asook die Munisipale Kantore gedurende kantoorure. Enige besware teen die voorgenome aansoek moet skriftelik gerig word om die ondergetekende te bereik nie later as 29 Oktober 2007.

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

28 September 2007

44547

## HESSEQUA MUNISIPALITEIT

VOORGESTELDE AFWYKING: GEDEELTE 16 VAN DIE PLAAS  
DE ZOETMELKS RIVIER NO. 277

Kennis geskied hiermee ingevolge die bepaling van Artikel 15(1)(a)(ii) van Ordonnansie 15 van 1985 dat die Hessequa Raad die volgende aansoek om afwyking ontvang het:

*Eiendomsbeskrywing:* Ged. 16 van die plaas De Zoetsmelks Rivier No. 277 — 642 ha — Landbou Sone 1

*Aansoek:* Afwyking van Artikel 8 Skemaregulasies ten einde 'n gebou op te rig wat die volgende sal huisves:

Werkswinkel  
Vertoonlokaal en Kantore

*Applikant:* Quintus van Staden

Besonderhede rakende die aansoek is ter insae by die Riversdal kantoor gedurende kantoorure. Enige besware teen die voorgenome afwyking moet skriftelik gerig word om die ondergetekende te bereik nie later as 19 Oktober 2007.

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

28 September 2007

44548

## KNYSNA MUNICIPALITY

LAND USE PLANNING ORDINANCE, 1985  
(ORDINANCE 15 OF 1985)LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000  
(ACT 32 OF 2000)PROPOSED CONSENT USES: PORTION 5 OF  
THE FARM BUFFELS VERMAAK NO 212, DIVISION KNYSNA  
(GOUKAMMA)

Notice is hereby given in terms of Clause 4.6 of the Section 8 Zoning Scheme Regulations as promulgated in P.N. 1048/1988, that the under-mentioned application has been received by the Municipal Manager and is open for inspection during office hours at the Municipal Buildings, 11 Pitt Street, Knysna. Any objections, with full reasons therefor, should be lodged in writing with the Municipal Manager, PO Box 21, Knysna, 6570 on or before 17:00 Monday 29th October 2007, quoting the above Ordinance and the objector's erf number.

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

*Nature of the application:*

- (i) Application in terms of Clause 4.6 of the Section 8 Scheme Regulations as promulgated in P.N. 1048/1988, for Consent uses to allow the following uses on an "Agriculture Zone I" zoned property:
- tourist facilities (restaurant and chapel);
  - farm store;
  - horse riding school;
  - Organic Nursery for indigenous plants.

*Applicant:* HM Vreken TRP(SA) on behalf of Summer Sun Trading 148 (Pty) Ltd, P.O. Box 2180, Knysna, 6570

Tel: (044) 382 0420

Fax: (044) 382 0438

e-mail: [Marike@vreken.co.za](mailto:Marike@vreken.co.za)

JB Douglas, Municipal Manager

28 September 2007

44549

## MUNICIPALITY OF OUDTSHOORN

## NOTICE NO 79 OF 2007

RECTIFICATION: PROPOSED REZONING OF  
PORTION 69 OF THE FARM ROODEWAL NR. 47 FOR THE  
PURPOSES OF A RESTAURANT, SUPERETTE AND A  
CURIO SHOP

With reference to Notice No. 72 of 2007, notice is hereby given, that the Oudtshoorn Municipality has received an application to rezone Portion 69 of the Farm Roodewal nr. 47, Oudtshoorn (Schoemanshoek), in terms of Section 17(1) of Ordinance 15 of 1985, from "Residential Zone V" to "Business Zone I" (not "Agricultural Zone I" to "Business Zone I") for the purposes of a restaurant, superette and a curio shop.

Full details are available in the office of the Town Planner (Oudtshoorn Municipality, PO Box 255, Oudtshoorn, 6620) during normal office hours and any objections thereto, if any, must be lodged in writing (with reasons) before or on Friday, 5 October 2007.

L Scheepers, Administrator, Civic Centre, Oudtshoorn

28 September 2007

44550

## KNYSNA MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985  
(ORDONNANSIE 15 VAN 1985)WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS, 2000  
(WET 32 VAN 2000)VOORGESTELDE VERGUNNINGSGEBRUIK: GEDEELTE 5 VAN  
DIE PLAAS BUFFELS VERMAAK NO 212, AFDELING KNYSNA  
(GOUKAMMA)

Kennis geskied hiermee in gevolge Klousule 4.6 van die Artikel 8 Skemaregulasies soos gepromulgeer in P.K. 1048/1988, dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en gedurende kantoor ure ter insae lê by die Munisipale Geboue, te Pittstraat 11, Knysna. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 21, Knysna, 6570 ingedien word op of voor 17:00 Maandag 29 Oktober 2007, met vermelding van bogenoemde Ordonnansie en beswaarmaker se erfnummer.

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

*Aard van aansoek:*

- (i) Aansoek in terme van Klousule 4.6 van die Artikel 8 Skemaregulasies soos gepromulgeer in P.K. 1048/1988 vir Vergunningsgebruik vir:
- Toeriste fasiliteit (restaurant & kapel);
  - Plaas winkel;
  - Perde Ryskool;
  - Organiese kwekery vir inheemse plante.

*Aansoeker:* HM Vreken TRP(SA) namens Summer Sun Trading 148 (Pty) Ltd, Posbus 2180, Knysna, 6570

Tel: (044) 382 0420

Faks: (044) 382 0438

e-pos: [Marike@vreken.co.za](mailto:Marike@vreken.co.za)

JB Douglas, Munisipale Bestuurder

28 September 2007

44549

## MUNISIPALITEIT VAN OUDTSHOORN

## KENNISGEWING NR 79 VAN 2007

REGSTELLING: VOORGESTELDE HERSONERING VAN  
GEDEELTE 69 VAN DIE PLAAS ROODEWAL NR. 47 VIR DIE  
DOELEINDES VAN 'N RESTAURANT, "SUPERETTE" EN 'N  
"CURIO" WINKEL

Met verwysing na Kennisgewing nr. 72 van 2007, geskied kennis hiermee, dat Oudtshoorn Munisipaliteit 'n aansoek ontvang het om Gedeelte 69 van die Plaas Roodewal nr. 47, Oudtshoorn (Schoemanshoek) te hersoneer, ingevolge Artikel 17(1) van Ordonnansie 15 van 1985, vanaf "Residensieel Zone V" na "Sakesone I" (nie "Landbousone I" na "Sakesone I" nie) vir die doeleindes van 'n restaurant, "superette" en 'n "curio" winkel.

Volle besonderhede van hierdie voorstel sal ter insae lê in die kantoor van die Stadsbeplanner (Oudtshoorn Muusipaliteit, Posbus 255, Oudtshoorn, 6620) gedurende normale kantoorure en enige besware daarteen moet skriftelik (met redes) gerig word aan die Stadsbeplanner voor of op Vrydag, 5 Oktober 2007.

L Scheepers, Administrateur, Burgersentrum, Oudtshoorn

28 September 2007

44550

OVERSTRAND MUNICIPALITY  
STANFORD ADMINISTRATION

PROPOSED SUBDIVISION OF ERF 166,  
SHORTMARKET 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 166, 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 objectors property description, address and telephone number must be lodged with the undersigned on or before Monday 29 October 2007. 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, PO Box 84, Stanford, 7210

Notice no 113/2007

28 September 2007

44551

SWARTLAND MUNICIPALITY

NOTICE 44/07/08

PROPOSED CONSENT USE ON PORTION 2  
OF THE FARM ALEXANDERFONTEIN NO. 573,  
DIVISION MALMESBURY

Notice is hereby given in terms of Section 4.6 of the Zoning Scheme Regulations of Ordinance 15 of 1985 and also Act 70 of 1970 that an application has been received for a consent use on Portion 2 of the Farm Alexanderfontein No. 573 division Malmesbury in order to convert an existing store into a hatchery for intensive animal feeding farming.

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

Any comments may be lodged in writing with the undersigned not later than 29 October 2007.

JJ Scholtz, Municipal Manager, Municipal Office, Private Bag X52, Malmesbury

28 September 2007

44552

SWARTLAND MUNICIPALITY

NOTICE 43/07/08

PROPOSED CONSENT USE ON PORTION 2  
OF THE FARM KIKOESVLEI NO. 460, DIVISION  
MALMESBURY

Notice is hereby given in terms of Section 4.6 of the Zoning Scheme Regulations of Ordinance 15 of 1985 and also Act 70 of 1970 that an application has been received for a consent use on portion 2 of the Farm Kikoosvlei No. 460 division Malmesbury for intensive feed farming to create 20 chicken broiler houses arranged in four clusters.

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

Any comments may be lodged in writing with the undersigned not later than 29 October 2007.

JJ Scholtz, Municipal Manager, Municipal Office, Private Bag X52, Malmesbury

28 September 2007

44553

MUNISIPALITEIT OVERSTRAND

STANFORD ADMINISTRASIE

VOORGESTELDE ONDERVERDELING VAN ERF 166,  
KORTMARKSTRAAT, 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 166, 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 Maandag 29 Oktober 2007. Kommentaar/besware mag ook na faksnr (028) 341-0445 gefaks word.

Persones wat nie kan skryf nie, kan die stadsbeplanningsafdeling van die Munisipaliteit Overstrand (Stanford Administrasie) tydens normale kantoorure nader waar 'n personeelid 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 113/2007

28 September 2007

44551

MUNISIPALITEIT SWARTLAND

KENNISGEWING 44/07/08

VOORGESTELDE VERGUNNINGSGEBRUIK OP GEDEELTE 2  
VAN DIE PLAAS ALEXANDERFONTEIN NO. 573,  
AFDELING MALMESBURY

Kennis geskied hiermee ingevolge Artikel 4.6 van die Soneringskema-regulasies van Ordonnansie 15 van 1985 en Wet 70 van 1970 dat 'n aansoek ontvang is vir 'n vergunningsgebruik op Gedeelte 2 van die Plaas Alexanderfontein No. 573, Afdeling Malmesbury ten einde 'n bestaande stoor te omskep in 'n broeiplek vir intensiewe veevoer boerdery.

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

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later nie as 29 Oktober 2007.

JJ Scholtz, Munisipale Bestuurder, Munisipale Kantoor, Privaatsak X52, Malmesbury

28 September 2007

44552

MUNISIPALITEIT SWARTLAND

KENNISGEWING 43/07/08

VOORGESTELDE VERGUNNINGSGEBRUIK OP GEDEELTE 2  
VAN DIE PLAAS KIKOESVLEI NO. 460, AFDELING  
MALMESBURY

Kennis geskied hiermee ingevolge Artikel 4.6 van die Soneringskema-regulasies van Ordonnansie 15 van 1985 en Wet 70 van 1970 dat 'n aansoek ontvang is vir 'n vergunningsgebruik op gedeelte 2 van die Plaas Kikoosvlei No. 460, Afdeling Malmesbury vir intensiewe veevoerboerdery ten einde 20 hoender broeihokke gerangskik in vier groepe te skep.

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

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later nie as 29 Oktober 2007.

JJ Scholtz, Munisipale Bestuurder, Munisipale Kantoor, Privaatsak X52, Malmesbury

28 September 2007

44553



## SWARTLAND MUNICIPALITY

NOTICE 42/07/08

PROPOSED CONSENT USE OF THE FARM  
KIKOESVLEI NO. 1036, DIVISION MALMESBURY

Notice is hereby given in terms of Section 4.6 of the Zoning Scheme Regulations of Ordinance 15 of 1985 and also Act 70 of 1970 that an application has been received for a consent use on the Farm Kikoeshvlei No. 1036, division Malmesbury for intensive feed farming to create 15 chicken broiler houses arranged in three clusters.

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

Any comments may be lodged in writing with the undersigned not later than 29 October 2007.

JJ Scholtz, Municipal Manager, Municipal Office, Private Bag X52, Malmesbury

28 September 2007

44554

## SWELLENDAM MUNICIPALITY

## APPLICATION FOR DEPARTURE: ERF 5818, SWELLENDAM

Notice is hereby given in terms of Section 15 of the Land Use Planning Ordinance of 1985 (Ordinance 15 of 1985) that the Council has received an application from R Marais and M Abrahams for a departure on erf 5818, Swellendam in order to conduct a house shop from a caravan on the property.

Further particulars regarding the proposal are available on inspection at the Municipal Offices at Swellendam during office hours. Objections to the proposal, if any, must reach the undermentioned on or before 29 October 2007. Persons who are unable to read and write will be assisted during office hours, at the Municipal Office, Swellendam, to write down their objections.

WF Hendricks, Municipal Manager, Municipal Office, Swellendam

Notice: 135/2007

28 September 2007

44555

## SWELLENDAM MUNICIPALITY

## APPLICATION FOR REZONING OF ERF 1099, SWELLENDAM

Notice is hereby given in terms of the Land Use Planning Ordinance, 1985 (Ordinance no. 15 of 1985) that Council has received an application from W J Stapelberg for the rezoning of Erf 1099, Swellendam from "Single residential" to "Business".

Further particulars regarding the proposal are available for inspection at the Municipal office, Swellendam during office hours. Objections to the proposal, if any, must reach the undermentioned on or before 29 October 2007. Persons who are unable to read and write will be assisted during office hours, at the Municipal office, Swellendam, to write down their objections.

WF Hendricks, Municipal Manager, Municipal Office, Swellendam

Notice: 136/2007

28 September 2007

44556

## MUNISIPALITEIT SWARTLAND

KENNISGEWING 42/07/08

VOORGESTELDE VERGUNNINGSGEBRUIK OP PLAAS  
KIKOESVLEI NO. 1036, AFDELING MALMESBURY

Kennis geskied hiermee ingevolge Artikel 4.6 van die Soneringskema-regulasies van Ordonnansie 15 van 1965 en Wet 70 van 1970 dat 'n aansoek ontvang is vir 'n vergunningsgebruik op die Plaas Kikoeshvlei No. 1036, Afdeling Malmesbury vir intensiewe veevoerboerdery ten einde 15 hoender broeihokke gerangskik in drie groepe te skep.

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

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later as 29 Oktober 2007.

JJ Scholtz, Munisipale Bestuurder, Munisipale Kantoor, Privaatsak X52, Malmesbury

28 September 2007

44554

## SWELLENDAM MUNISIPALITEIT

## AANSOEK OM AFWYKING: ERF 5818, SWELLENDAM

Kennisgewing geskied hiermee ingevolge Artikel 15 van die Ordonnansie op Grondgebruikbeplanning, 1985 (No 15 van 1985) dat die Raad 'n aansoek van R Marais en M Abrahams ontvang het op Erf 5818, Swellendam vir 'n afwyking ten einde 'n huiswinkel vanaf 'n woonwa op die eiendom te bedryf.

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Munisipale kantoor, Swellendam, ter insae. Skriftelike besware teen die voorstel, indien enige, moet die ondergetekende voor of op 29 Oktober 2007 bereik. Persone wat nie kan lees en skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Swellendam gehelp word om hulle besware neer te skryf.

WF Hendricks, Munisipale Bestuurder, Munisipale Kantoor, Swellendam

Kennisgewing: 135/2007

28 September 2007

44555

## SWELLENDAM MUNISIPALITEIT

## AANSOEK OM HERSONERING VAN ERF 1099, SWELLENDAM

Kennis geskied hiermee in terme van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie nr. 15 van 1985) dat die Raad 'n aansoek ontvang het van W J Stapelberg vir die hersonering van Erf 1099, Swellendam vanaf "Enkelwoon" na "Besigheid".

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Swellendam Munisipale kantoor ter insae. Skriftelike besware teen die voorstel, indien enige, moet die ondergemelde bereik voor of op 29 Oktober 2007. Persone wat nie kan lees en skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Swellendam gehelp word om hul besware neer te skryf.

WF Hendricks, Munisipale Bestuurder, Munisipale Kantoor, Swellendam

Kennisgewing: 136/2007

28 September 2007

44556

## THEEWATERSKLOOF MUNICIPALITY

## APPLICATION FOR REZONING: ERF 1021, BOTRIVIER

Notice is hereby given in terms of section 17 of the Land Use Planning Ordinance, 1985 (Ordinance no. 15 of 1985) that Council has received an application for the rezoning of erf 1021, Botrivier (Institutional Zone III to Residential Zone III) in order to allow the owner to erect residential units for retired people.

Further particulars regarding the proposal are available for inspection at the Municipal office, Botrivier during office hours from 28 September 2007 to 29 October 2007. Objections to the proposal, if any, must reach the undermentioned on or before 29 October 2007. Persons who are unable to write will be assisted during office hours, at the Municipal office, Caledon, to write down their objections.

S. Wallace, Municipal Manager, Municipal Office, P.O. Box 24, Caledon, 7230

Reference number: B/1021

Notice number: KOR 106/2007

28 September 2007

44557

## THEEWATERSKLOOF MUNISIPALITEIT

## AANSOEK OM HERSONERING: ERF 1021, BOTRIVIER

Kennis geskied hiermee ingevolge artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie nr. 15 van 1985) dat die Raad 'n aansoek ontvang het vir die hersonering van erf 1021, Botrivier vanaf Institusionele Sone III na Residensiële Sone III ten einde die eienaar in staat te stel om residensiële eenhede vir aftreeders op te rig.

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Botrivier Munisipale kantoor ter insae vanaf 28 September 2007 tot 29 Oktober 2007. Skriftelike besware teen die voorstel, indien enige, moet die ondergemelde bereik voor of op 29 Oktober 2007. Persone wat nie kan skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Caledon gehelp word om hul besware neer te skryf.

S. Wallace, Munisipale Bestuurder, Munisipale Kantoor, Posbus 24, Caledon, 7230

Verwysingsnommer: B/1021

Kennisgewingsnommer: KOR 106/2007

28 September 2007

44557

## EDEN DISTRICT MUNICIPALITY

## Rules of Order Regulating the Conduct of Meetings

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## EDEN DISTRIKSMUNISIPALITEIT

## Reëls van Prosedure vir die hou van Vergaderings

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### Part 1: General

#### 1. Definitions

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

- “**Council**” means the Eden District Municipality;
- “**code**” means the Code of Conduct for Councillors as set out in Schedule 1 of the System Act;
- “**Constitution**” means the Constitution of the Republic of South Africa, 1996;
- “**MEC**” means the member of the Provincial Council responsible for local government in the province of the Western Cape;
- “**meeting**” means the meetings of the council;
- “**motion**” means a motion of which notice is given by a member but shall not include a motion as contemplated in sections 39 and 40;
- “**member**” means a member of the council;
- “**Municipal Manager**” means the person appointed by council in terms of the Structures Act, or a person delegated by the municipal manager;
- “**rules**” means the provisions of this by-law;
- “**Speaker**” means the member elected as chairperson of the council or any other member acting as chairperson of the council;
- “**Systems Act**” means the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000);
- “**Structures Act**” means the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998).

### Part 2: Application of Rules

#### 2. Application

- (1) These rules apply to all meetings.
- (2) Except where it is clearly inappropriate, a rule applying to a member in any proceedings, also apply to a non-member who takes part in those proceedings with the approval of the Speaker or who attends the meeting as an observer.
- (3) These rules are also applicable to a committee of the Council unless a committee has determined its own rules and procedures.

#### 3. Supplementation

- (1) The Speaker may give a ruling in respect of any eventuality for which these rules do not provide and no further discussion shall be allowed on the ruling.
- (2) The ruling of the Speaker must be entered into the minutes.

### Part 3: Meetings

#### 4. Commencement of Meeting

The Speaker must take the chair precisely at the time the meeting has been scheduled for and must proceed immediately with the business of the meeting subject to section 16.

- 56. Indiening deur lid
- 57. Indiening van uitvoerende burgemeester
- 58. Publikasie
- 59. Indiening by raad
- 60. Debatsprosedure

### Deel 1: Algemeen

#### 1. Woordomskrywing

In hierdie reëls, tensy dit uit die samehang anders blyk, beteken—

- “**Grondwet**” die Grondwet van die Republiek van Suid-Afrika, 1996;
- “**kode**” die Gedragskode vir Raadslede soos in Bylae 1 van die Stelselwet uiteengesit;
- “**lid**” ’n lid van die raad;
- “**LUR**” die lid van die Provinsiale Uitvoerende Raad verantwoordelik vir plaaslike regering in die provinsie van die Wes-Kaap;
- “**mosie**” ’n mosie waarvan kennis deur ’n lid gegee is, maar nie ’n mosie soos in artikels 39 en 40 beoog nie;
- “**munisipale bestuurder**” die persoon deur die raad aangestel ingevolge die Strukturewet, of ’n persoon deur die munisipale bestuurder gemagtig;
- “**raad**” die munisipale raad van Eden Distriksmunisipaliteit;
- “**reëls**” die bepalings van hierdie verordening;
- “**Speaker**” die lid gekies tot voorsitter van die raad of enige ander lid wat as voorsitter van die raad waarneem;
- “**Stelselwet**” die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000);
- “**Strukturewet**” die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet 117 van 1998);
- “**vergadering**” die vergaderings van die raad.

### Deel 2: Toepassing van Reëls

#### 2. Toepassing

- (1) Hierdie reëls is op alle vergaderings van toepassing.
- (2) Uitgesonderd waar dit klaarblyklik onvanpas is, is ’n reël wat in enige verrigtinge op ’n lid van toepassing is, ook van toepassing op ’n nie-lid wat met die goedkeuring van die Speaker aan daardie verrigtinge deelneem of as ’n waarnemer die vergadering bywoon.
- (3) Hierdie reëls is ook van toepassing op ’n komitee van die raad tensy ’n komitee sy eie reëls en prosedures bepaal het.

#### 3. Aanvulling

- (1) Die Speaker kan ’n beslissing gee oor enige gebeurlikheid waarvoor hierdie reëls nie voorsiening maak nie, en geen verdere bespreking word oor die beslissing toegelaat nie.
- (2) Die beslissing van die Speaker moet in die notule aangeteken word.

### Deel 3: Vergaderings

#### 4. Aanvang van vergadering

Die Speaker moet die stoel inneem presies op die tyd waarvoor die vergadering belê is en moet onmiddellik begin met die sake van die vergadering, behoudens artikel 16.

**5. Order of business**

- (1) The business of meetings will appear in the following order on the agenda—
  - (a) election of acting Speaker, if necessary;
  - (b) notifications;
  - (c) applications for leave of absence;
  - (d) confirmation of minutes;
  - (e) statements and communications by the Speaker;
  - (f) statements and communications by the Executive Mayor/Executive Deputy Mayor;
  - (g) consideration of reports;
  - (h) urgent matters submitted by the municipal manager;
  - (i) consideration of notices of motion;
  - (j) consideration of notices of questions;
  - (k) consideration of motions of urgency;
- (2) The Speaker may of his or her own volition change the order of the business appearing on the agenda.
- (3) A member who wishes to have the order of business on the agenda changed must approach the Speaker prior to the meeting. The decision of the Speaker in this regard is final.

**6. Matters In-Committee**

- (1) Whenever the municipal manager, in his or her discretion, has before the meeting provisionally placed any matter on a part of the agenda which may not be disclosed to the public or during a meeting requested the Speaker to exclude the public from a discussion, the Speaker, when such matters are to be considered, must—
  - (a) direct that all members of the public must leave the venue of the meeting; and
  - (b) direct that the members consider whether it would be reasonable for any or all of the items on such part of the agenda to be considered without the presence of the public, with due regard to section 160(7) of the Constitution which requires that the public and media may only be excluded from being present at a meeting when it is reasonable to do so, having regard to the nature of the business being transacted.
- (2) The motivation for the exclusion of the public must be minuted if not appearing from the report.

**7. Speaker may introduce urgent matters**

The Speaker may at any time and without notice make any statement or introduce urgent matters.

**8. Deputations and invitations to non-members**

Non-members and deputations will as a general rule be interviewed by the executive mayor or committees. If justified due to special circumstances, the Speaker may grant approval for a deputation to be interviewed by Council or for a non-member to address Council or to attend a meeting in order to state his/her views on a matter before Council on condition that the interview does not take longer than 15 minutes.

**9. Business to be transacted**

Except as otherwise provided in these rules, no matter not specified in the agenda of a meeting may be transacted at such meeting.

**5. Volgorde van sake**

- (1) Die sakelys van vergaderings moet in die volgende volgorde op die sakelys verskyn:
  - (a) verkiesing van waarnemende Speaker, indien nodig;
  - (b) mededelings;
  - (c) aansoeke vir verlof vir afwesigheid;
  - (d) bekragtiging van notules;
  - (e) verklarings en medelings deur die Speaker;
  - (f) verklarings en mededelings deur die Uitvoerende Burgemeester/Uitvoerende Onder-Burgemeester;
  - (g) oorweging van verslae;
  - (h) dringende aangeleenthede deur die munisipale bestuurder voorgelê;
  - (i) oorweging van kennisgewings van mosies;
  - (j) oorweging van kennisgewings van vrae;
  - (k) oorweging van dringende mosies.
- (2) Die Speaker kan uit eie beweging die volgorde van die sake op die sakelys verander.
- (3) 'n Lid wat die volgorde van sake op die sakelys wil verander, moet die Speaker voor die vergadering nader. Die Speaker se beslissing daarvoor is finaal.

**6. In-komitee aangeleenthede**

- (1) Wanneer die munisipale bestuurder na sy goeddunke, voor die vergadering, enige aangeleentheid voorlopig op 'n deel van die sakelys plaas wat nie aan die publiek openbaar gemaak mag word nie of tydens die vergadering die Speaker vra om die publiek van 'n bespreking uit te sluit, moet die Speaker, wanneer sodanige aangeleentheid oorweeg gaan word—
  - (a) gelas dat alle lede van die publiek die vergader lokaal verlaat; en
  - (b) gelas dat die lede oorweeg of dit redelik sal wees as enige van of al die items op sodanige deel van die sakelys oorweeg word sonder die teenwoordigheid van die publiek, met behoorlike inagneming van artikel 160(7) van die Grondwet, wat vereis dat die publiek en die media van 'n vergadering uitgesluit kan word slegs as dit redelik is om dit te doen met inagneming van die aard van die sake wat oorweeg word.
- (2) Die motivering vir die uitsluiting van die publiek moet volledig genotuleer word.

**7. Speaker kan dringende aangeleentheid indien**

Die Speaker kan te eniger tyd en sonder kennisgewing enige verklaring maak of dringende aangeleenthede indra.

**8. Afvaardiging en uitnodigings van nie-lede**

As 'n algemene reël sal onderhoude aan lede van die publiek en afvaardigings deur die uitvoerende burgemeester of komitees toegestaan word. Indien spesiale omstandighede dit regverdig, mag die Speaker toestemming verleen vir 'n afvaardiging om 'n onderhoud met die raad te voer, of vir 'n lid van die publiek om die raad toe te spreek ten einde sy of haar standpunt oor 'n aangeleentheid voor die raad te stel op voorwaarde dat sodanige onderhoud nie langer as 15 minute mag plaasvind nie.

**9. Sake vir afhandeling**

Uitgesonderd waar hierdie reël anders bepaal, mag geen aangeleentheid wat nie op die sakelys van 'n vergadering verskyn, op sodanige vergadering hanteer word nie.



**10. Special meetings**

If the majority of the members request the Speaker in writing to convene a meeting, the Speaker must convene a meeting at a time set out in the request provided provided that such meeting may not take place sooner than 3 working days after a request for such meeting has been received.

**11. Meetings**

- a. Council must meet at least quarterly.
- b. The Speaker decides when and where the council meets.
- c. The municipal manager must, at the direction of the Speaker, give notice in writing to each member of every meeting decided upon in terms of subsection (2).
- d. The municipal manager must give notice to the public of the date, time and venue of every meeting by publishing a notice in a local newspaper determined by him or her; provided that he or she may depart from this requirement when time constraints make this impossible.
- e. Members will be informed by the municipal manager of every meeting and an agenda will be delivered at the members address at least 3 days before the meeting. The period may in terms of an emergency be shorter.
- f. The Speaker shall inspect the attendance register for Council meetings on a regular basis and may, if deemed fit, take the appropriate steps in terms of the Code of Conduct for Councillors against members who are absent on a regular basis.

**12. Attendance at meetings**

- (1) Every member attending a meeting of the council must sign his or her name in the attendance register kept for such purpose.
- (2) A member must attend each meeting except when—
  - (a) leave of absence is granted in terms of section 13; or
  - (b) the member is required by law to withdraw.

**13. Leave of absence**

A member who wishes to absent himself from meetings must before so absents himself or herself, obtain leave of absence from the Council, provided that the Speaker, on good cause shown, may grant leave of absence to a member who has been prevented by special circumstances from obtaining leave of absence from the Council.

**14. Sanction for non-attendance**

- (1) A member who without leave absents himself or herself from a meeting or who fails to be in attendance at the start of the meeting or fails to remain in attendance at such meeting, is in breach of these rules.
- (2) A ad hoc committee elected by council, must investigate and make a finding on any breach referred to in subsection (1).
- (3) The ad hoc committee elected by council conduct its business in accordance with the uniform standing procedures determined by council.
- (4) If the committee elected by council finds that a member has breached subsection (1), the member must be fined 10% of his or her monthly salary.
- (5) A member who is absent for three (3) or more consecutive meetings which he or she is required to attend in terms of section 11, must be removed from office in terms of item 4(2) of the code.
- (6) Proceedings for the removal of a member in terms of

**10. Spesiale vergaderings**

Indien 'n meerderheid van die lede die Speaker skriftelik versoek om 'n vergadering te belê, moet die Speaker 'n vergadering belê op 'n tyd in die versoek vermeld op voorwaarde dat sodanige vergadering sal nie binne 3 werksdae nadat die versoek ontvang is plaasvind nie.

**11. Vergaderings**

- a. Die raad moet ten minste kwartaaliks vergader.
- b. Die Speaker besluit waar en wanneer die raad vergader plaasvind.
- c. Die munisipale bestuurder moet, in opdrag van die Speaker, aan elke lid skriftelik kennis gee van elke vergadering waarop ingevolge subartikel (2) besluit is.
- d. Die munisipale bestuurder moet die publiek kennis gee van die datum, tyd en plek van elke vergadering deur 'n kennisgewing te publiseer in 'n plaaslike koerant deur hom of haar bepaal: Met dien verstande dat hy of sy van hierdie vereiste kan afwyk wanneer tydsbeperkings dit onmoontlik maak.
- e. Lede sal deur die munisipale bestuurder in kennis gestel word van elke vergadering deur 'n sakelys te laat aflewer by die lid se adres minstens 3 dae voor die tyd van die vergadering. In 'n noodgeval mag 'n korter tydperk geld.
- f. Die Speaker sal die bywoningsregister van die Raadsvergadering op 'n gereelde basis inspekteer en indien nodig toepaslike stappe in terme van die Kode vir Raadslede te neem tee raadslede wie op 'n gereelde basis afwesig mag wees.

**12. Bywoning van vergaderings**

- (1) Elke lid wat 'n vergadering van die raad bywoon, moet sy of haar naam teken in die bywoningsregister wat vir dié doel gehou word.
- (2) 'n Lid moet elke vergadering bywoon, uitgesonderd wanneer—
  - (a) verlof vir afwesigheid ingevolge artikel 13 verleen is; of
  - (b) die lid kragtens wetgewing moet onttrek.

**13. Verlof tot afwesigheid**

'n Lid wat 'n vergadering nie kan bywoon nie, moet vooraf verlof tot afwesigheid van die raad verkry: Met dien verstande dat die Speaker, om goeie redes, verlof tot afwesigheid kan verleen aan 'n lid wat deur spesiale omstandighede verhinder word om verlof tot afwesigheid van die raad te verkry.

**14. Sanksies vir nie-bywoning**

- (1) 'n Lid wat sonder verlof van 'n vergadering wegbly of wat versuim om aan die begin van die vergadering teenwoordig te wees of wat versuim om op so 'n vergadering teenwoordig te bly, oortree hierdie reëls.
- (2) 'n Ad hoc komitee deur die raad gekies, moet enige oortreding in subartikel (1) bedoel, ondersoek en 'n bevinding daarvoor doen.
- (3) Die ad hoc komitee wat deur die raad gekies is, moet sy sake doen in ooreenstemming met die eenvormige staande prosedure wat die raad bepaal.
- (4) As die komitee wat deur die raad gekies is, bevind dat 'n lid subartikel (1) oortree het, moet die lid beboet word met 10% van sy of haar maandelikse besoldiging.
- (5) 'n Lid wat van drie (3) of meer opeenvolgende vergaderings afwesig is wat hy of sy ingevolge artikel 11 moet bywoon, moet ingevolge item 4(2) van die kode uit sy of haar amp ontslaan word.
- (6) Verrigtinge vir die ontslag van 'n lid ingevolge subartikel (5)

subsection (5) or for the imposition of a fine in terms of subsection (4) must be conducted in accordance with the uniform standing procedure determined by the Council in terms of subsection (3).

#### 15. Minutes

- (1) The municipal manager must compile the minutes of the proceedings of meetings in printed form.
- (2) The minutes of a meeting must be confirmed by the council at the next meeting and signed by the Speaker.
- (3) The minutes shall be taken as read, for the purpose of confirmation, if a copy thereof was sent to each member within a reasonable period before the next meeting.
- (4) No motion or discussion shall of the minutes, except with respect to the correctness thereof is permitted.

#### 16. Quorum

- (1) A majority of the members constitutes a quorum.
- (2) If there is no quorum at the time for which the meeting is scheduled, the Speaker must take the chair as soon as quorum is present.
- (3) Whenever there is no quorum, the start of the meeting must be delayed for no longer than 30 minutes and if at the end of that period, there is no quorum, the Speaker must adjourn the meeting to another time, date and venue at his or her discretion and record the names of those members present.
- (4) Whenever the Speaker is not present and there is no quorum, the start of the meeting must be delayed for not more than 30 minutes and if there is no quorum at the end of that period, no meeting may take place and the municipal manager must record the names of the members present and the reason for the cancellation of the meeting.
- (5) Whenever during a meeting there is no quorum, the Speaker must suspend the proceedings until a quorum is again present, provided that if after 10 minutes or such longer time the Speaker may allow, there is still no quorum, the Speaker must adjourn the meeting.
- (6) Whenever a meeting is adjourned owing to the absence of a quorum, the time of such adjournment, as well as names of the members present, must be recorded in the minutes.
- (7) The Speaker must report the names of the absent members to the committee established in terms of section 14(2) for the purposes of an investigation of a breach of these rules.

#### Part 4: Decisions

#### 17. Unopposed matters

- (i) Whenever council is called upon to consider a matter before it and there is no opposition from any member, a unanimous vote will be recorded in the minutes.
- (ii) Should any member/s abstain from voting, the resolution shall be recorded as: "Adopted-nem con" [non against].
- (iii) The name of the abstainer shall at his/her request be noted in the minutes.

#### 18. Debate prior to decisions

- (i) Before any matter in council is debated, the Speaker must indicate that the matter is open for discussion.
- (ii) In the event of an opposed matter, the Speaker shall not allow any proposal or amendment to be moved until the

of vir die oplegging van 'n boete ingevolge subartikel (4) moet geskied ooreenkomstig die eenvormige staande prosedures wat die raad ingevolge subartikel (3) bepaal het.

#### 15. Notule

- (1) Die munisipale bestuurder moet die notule van die verrigtinge van vergadering in gedrukte vorm saamstel.
- (2) Die notule van 'n vergadering moet op die volgende vergadering deur die raad bekragtig en deur die Speaker onderteken word.
- (3) Die notule word vir die doel van bekragtiging as gelees beskou indien 'n eksemplaar daarvan binne 'n redelike tydperk voor die volgende vergadering aan elke lid gestuur is.
- (4) Geen mosie of bespreking oor die notule uitgesonderd oor die juistheid daarvan word toegelaat nie.

#### 16. Kworum

- (1) 'n Meerderheid van die lede maak 'n kworum uit.
- (2) As daar op die tyd waarvoor die vergadering belê is nie 'n kworum is nie, moet die Speaker die stoel inneem sodra daar 'n kworum teenwoordig is.
- (3) Wanneer daar nie 'n kworum is nie, moet die aanvang van die vergadering met hoogstens 30 minute vertraag word, en as daar aan die einde van daardie tydperk nog nie 'n kworum is nie, moet die Speaker die vergadering verskuif na 'n ander tyd, datum en plek na sy of haar goeddunke en moet hy of sy die name van die teenwoordige lede aanteken.
- (4) Wanneer die Speaker nie teenwoordig is nie en daar nie 'n kworum is nie, moet die begin van die vergadering met hoogstens 30 minute vertraag word, en as daar aan die einde van daardie tydperk nog nie 'n kworum is nie, mag die vergadering nie plaasvind nie en moet die munisipale bestuurder die name van die teenwoordige lede aanteken en ook die redes vir die kanesellering van die veradering.
- (5) Wanneer daar tydens 'n vergadering nie 'n kworum is nie, moet die Speaker die verrigtinge opskort totdat daar weer 'n kworum is: Met dien verstande dat as daar na 10 minute, of so 'n langer tydperk as wat die Speaker mag toelaat, nog nie 'n kworum is nie, die Speaker die vergadering moet verdaag.
- (6) Wanneer 'n vergadering verdaag word omdat daar nie 'n kworum is nie, moet die tyd van sodanige verdaging asook die name van die teenwoordige lede in die notule aangeteken word.
- (7) Die Speaker moet die name van die afwesige lede voorlê aan die komitee wat ingevolge artikel 14(2) ingestel is vir die doel van 'n ondersoek na 'n skending van hierdie reëls.

#### Deel 4: Besluite

#### 17. Onbestrede aangeleenthede

- (i) Wanneer die raad 'n aangeleentheid oorweeg en daar geen teenkanting van enige lid is nie, moet 'n eenparige stemming in die notule aangeteken word.
- (ii) Indien enige lid buite stemming bly, sal die besluit aandui dat niemand 'n teenstem aangeteken het nie.
- (iii) Die name van die persoon wie buite stemming gebly het sal op sy/haar versoek in die notule aangeteken word.

#### 18. Debatvoering voor besluite

- (i) Alvorens debat oor enige aangeleentheid voor die raad gevoer word, moet die Speaker te kenne gee dat die aangeleentheid oop is vir bespreking.
- (ii) In die geval van 'n onbestrede aangeleentheid laat die Speaker nie enige voorstel of amendament toe nie tensy hy

matter has, in the view of the Speaker, been adequately debated by the meeting.

- (iii) An item on the agenda shall be deemed to be opposed business if a member signifies his/her intention to discuss such item immediately after the Speaker has indicated to the meeting that such item is open for discussion, provided that no item shall be deemed to be opposed by reason only of questions been asked in connection therewith.

#### 19. Manner of voting

- (1) The Speaker must put every opposed motion to the vote by calling upon the members to indicate by a show of hands unless otherwise prescribed by law, whether they are for such motion or against it, whereupon the Speaker must declare the result of such vote.
- (2) The Speaker may, at the request of a majority of the members present, rule that a matter be decided by secret ballot. In such event the municipal manager shall ensure that a duly marked ballot paper is handed to each member.
- (3) If there is an equality of votes in respect of a motion on which voting takes place in accordance with subsection (1) and (2), the Speaker must exercise his casting vote, in addition to his deliberate vote, provided that the Speaker may not exercise a casting vote in terms of any matter set out in section 160(2) of the Constitution.
- (4) Upon the Speaker's declaration of the result of a vote, a member may demand for his or her vote to be recorded against the decision concerned and the Municipal Manager shall ensure that such vote is recorded in the minutes.
- (5) A member may abstain from voting on any matter. Upon indication that a member wishes to abstain from voting, it shall be accordingly recorded in the minutes.

#### 20. Decisions

- (1) In accordance with the Constitution, a supporting vote of a majority of the members is necessary to decide on—
  - (a) the passing of by-laws;
  - (b) the approval of the budget;
  - (c) the imposition of rates and other taxes, levies and duties;
  - (d) the raising of loans.
- (2) In accordance with section 34(1) of the Local Government Municipal Structures Act, Act 117 of 1998 a supporting vote of least two-thirds of the members is necessary to adopt a decision to dissolve the council.
- (3) In accordance with item 6(3) of the Code of conduct for Councillors, if more than one quarter of the members are against a motion to grant consent to a member to—
  - (a) be a party to or beneficiary under a contract for—
    - (i) the provision of goods or services to the municipality; or
    - (ii) the performance of any work otherwise than as a member for the municipality.
  - (b) obtain a financial interest in any business of the municipality; or
  - (c) for a fee or other consideration appear on behalf of any other person before the council or a committee;

such consent may only be given to the member with the approval of the MEC.

of sy van mening is dat die aangeleentheid voldoende deur die vergadering gedebatteer is.

- (iii) 'n Aangeleentheid op die sakelys sal geag word bestrede te wees wanneer 'n lid, nadat die Speaker te kenne gegee het dat die aangeleentheid oop is vir bespreking, aandui dat hy of sy van voorneme is om die aangeleentheid te bespreek; met dien verstande dat geen aangeleentheid geag sal word bestrede te wees slegs omdat vrae in verband daarmee gestel is nie.

#### 19. Wyse van stemming

- (1) Die Speaker moet 'n stemming hou oor elke mosie wat teengestaan word, deur die lede te versoek om deur die opsteek van hande, tensy anders voorgeskryf by wet, aan te dui of hulle vir of teen sodanige mosie is, waarna hy of sy die uitslag van sodanige stemming bekend moet maak.
- (2) Die Speaker mag, op versoek van 'n meerderheid van die lede teenwoordig, beslis dat daar by wyse van geheime stemming oor 'n aangeleentheid besluit word. In so 'n geval moet die munisipale bestuurder toesien dat 'n behoorlik gemerkte stembrief aan elke lid verskaf word.
- (3) As daar 'n staking van stemme is ten opsigte van 'n mosie waarvoor 'n stemming gehou word in ooreenstemming met subartikel (1), moet die Speaker sy of haar beslissende stem uitbring benewens sy of haar gewone stem; met dien verstande dat die Speaker nie 'n beslissende stem mag uitbring nie ten opsigte van enige aangeleentheid in artikel 160(2) van die Grondwet uiteengesit.
- (4) Wanneer die Speaker die uitslag van 'n stemming bekend maak, kan 'n lid versoek dat sy of haar stem teen die betrokke besluit aangeteken word, en die munisipale bestuurder moet toesien dat sodanige stem in die notule aangeteken word.
- (5) 'n Lid mag buite stemming bly, Indien 'n lid aandui dat hy buite stemming wil bly, moet dit so in die notule aangeteken word.

#### 20. Besluite

- (1) In ooreenstemming met die Grondwet is die ondersteunende stem van 'n meerderheid van die lede nodig om te besluit oor—
  - (a) die aanneem van verordeninge;
  - (b) die goedkeuring van die begroting;
  - (c) die oplegging van eiendomsbelasting en ander belastings, heffings en regte;
  - (d) die verkryging van lenings.
- (2) In ooreenstemming met Art 34(1) van die Plaaslike Regering: Munisipale Strukure Wet, Wet 117 van 1998 'n ondersteunende stem van minstens twee derdes van die lede nodig om 'n besluit om die raad te ontbind, aan te neem.
- (3) Indien, in ooreenstemming met item 6(3) van die Gedragskode vir Raadslede, meer as 'n kwart van die lede gekant is teen 'n mosie om aan 'n lid toestemming te gee om—
  - (a) 'n party of 'n bevoordeelde van 'n kontrak te wees vir—
    - (i) die verskaffing van goedere of dienste aan die munisipaliteit; of
    - (ii) die verrigting van enige werk anders as 'n lid van die munisipaliteit.
  - (b) 'n finansiële belang te verky in enige sake van die munisipaliteit; of
  - (c) vir betaling of ander vergoeding namens enige ander persoon voor die raad of 'n komitee te verskyn

mag sodanige toestemming slegs met die goedkeuring van die LUR gegee word.

- (4) All other questions are decided by a majority of votes cast.
- (5) In accordance with section 59(3)(a) of the Systems Act, the council may, or at the request in writing of at least one quarter of the councillors, must, review any decision taken by a political structure, political office bearer, councillor or staff member in consequence of a delegation or instructions, and either confirm, vary or revoke the decision subject to any rights that may have accrued to a person.

## 21. Preference to unopposed business

- (1) When a meeting has been in progress for not less than one hour the Speaker may interrupt the proceedings and direct that the council proceed forthwith to dispose of business other than opposed business.
- (2) After the disposal of such business the proceedings shall be resumed at the point at which they were interrupted, unless all other remaining business has been adjourned.
- (3) An item on the agenda shall be deemed to be opposed business if a member signifies his intention to discuss such item immediately after the Speaker has intimated to the meeting that such item is open for discussion, provided that no item shall be deemed to be opposed by reason only of matters being asked in connection therewith.

### Part 5: Public Access

## 22. Admittance of public

The Speaker must take reasonable steps to regulate public access to, and public conduct at meetings.

## 23. Exclusion of the public from meetings

- (1) The public including the media may be excluded from the meeting:
  - (a) where so directed by the Speaker in terms of section 6, or
  - (b) where so decided by council in terms of subsection (3).
- (2) If a motion to exclude the public from the meeting is seconded, the motion must be put to the vote, forthwith without discussion.
- (3) If a motion to exclude the public is carried, the place of meeting shall be cleared of all members of the public, including the media.
- (4) The motivation for the exclusion of the public must be minuted.

## 24. Re-admission of public and media to meetings

- (1) A member may during the course of the meeting from which the public and the media were excluded, move "that the meeting again be opened" and state the reasons for such motion.
- (2) If such motion is seconded it shall be put to the vote forthwith without discussion.

### Part 6: Order in Meetings

## 25. Conduct of non-members and members of the public

If a non-member or member of the public misconducts himself or herself, behaves in an unseemly manner or obstructs the business of any meeting, the Speaker may direct such person to retire from the place of meeting for the remainder of the meeting and may, if necessary, cause him or her to be removed therefrom.

## 26. Conduct of members

- (1) If a member—

- (4) Alle ander kwessies word deur 'n meerderheid van die uitgebragte stemme beslis.

- (5) In ooreenstemming met artikel 59(3)(a) van die Stelselwet, mag die raad, of, moet die raad op skriftelike versoek van minstens 'n kwart van die raadslede, enige besluit wat deur 'n politieke struktuur, politieke ampsbekleër, raadslid, of personeellid ten gevolge van 'n delegasie of opdrag geneem is, hersien en die besluit bevestig, verander of herroep behoudens enige regte wat aan 'n persoon mag toegeval het.

## 21. Voorkeur aan onbestrede sake

- (1) Wanneer 'n vergadering minstens een uur aan die gang is, kan die Speaker die verrigtinge onderbreek en gelas dat die raad onverwyld daartoe oorgaan om onbestrede sake af te handel.
- (2) Na die afhandeling van sodanige sake moet die verrigtinge hervat word op die punt waar dit onderbreek is, tensy alle ander oorblywende sake tot die volgende vergadering verdaag is.
- (3) 'n Item op die sakelys word geag 'n bestrede saak te wees as 'n lid te kenne gee dat hy voornemens is om sodanige item te bespreek onmiddellik nadat die Speaker aan die vergadering te kenne gegee het dat sodanige item oop is vir bespreking: Met dien verstande dat geen item geag word bestrede te wees slegs omrede vroe in verband daarmee gestel word nie.

### Deel 5: Toegang vir die Publiek

## 22. Toelating van publiek

Die Speaker moet redelike stappe doen om toegang vir die publiek tot vergaderings en hul gedrag te reguleer.

## 23. Uitsluiting van die publiek van vergaderings

- (1) Die publiek insluitende die media kan van die vergadering uitgesluit word:
  - (a) waar die Speaker dit ingevolge artikel 6 gelas, of
  - (b) waar die raad dit ingevolge subartikel (3) besluit.
- (2) Indien 'n mosie van 'n lid om die publiek van die vergadering uit te sluit, sekondeer word, moet dit onverwyld en sonder bespreking tot stemming gebring word.
- (3) Indien 'n mosie om die publiek van die vergadering uit te sluit aangeneem word, moet alle lede van die publiek, insluitende die media, die vergaderlokaal verlaat.
- (4) Die redes vir die uitsluiting van die publiek moet notuleer word.

## 24. Hertoelating van publiek en media tot vergaderings

- (1) 'n Lid kan in die loop van die vergadering waarvan die publiek en die media uitgesluit is, voorstel "dat die vergadering weer oopgestel word" met vermelding van die redes vir sodanige mosie.
- (2) Indien sodanige mosie gesekondeer word, moet dit onverwyld en sonder bespreking tot stemming gebring word.

### Deel 6: Orde van Vergaderings

## 25. Gedrag van nie-lede en lede van publiek

Indien 'n nie-lid of lid van die publiek hom of haar aan wangedrag skuldig maak, op 'n onbehoorlike wyse gedra of die sake van enige vergadering belemmer, kan die Speaker gelas dat sodanige persoon die vergaderplek vir die duur van die vergadering verlaat of, indien nodig, uit die lokaal verwyder word.

## 26. Gedrag van lede

- (1) Indien 'n lid—

- (a) misconducts himself or herself; or
- (b) behaves in an unseemly manner, or
- (c) obstructs the business of a meeting; or
- (d) challenges the ruling of the Speaker on any point of order or ruling; or
- (e) declines to withdraw any expression when required to do so by the Speaker; or
- (f) indulges in the tedious repetition, unbecoming language or remarks which are of a defamatory nature, or
- (g) commits any breach of these rules,

the Speaker shall direct such member to conduct himself or herself properly and, if speaking, to discontinue his or her speech.

- (2) In the event of a disregard of the directions of the Speaker, the Speaker may direct such member to retire from the place of meeting for the remainder of the meeting and may, if necessary, cause him or her to be removed therefrom.

## 27. Offence

Any non-member or member of the public who—

- (a) refuses or fails to comply with a direction of the Speaker given in terms of section 23; or
- (b) returns to the place of meeting prior to the conclusion of the meeting from which he or she was directed to retire or to be removed.
- (c) offers resistance whilst removed from the place of meeting,

shall be guilty of an offence and liable on conviction to a fine determined by the court or to imprisonment for a period as determined by the court.

### Part 7: Rules of Debate

## 28. Member to address the chair

A member who speaks at a meeting must address the chair standing and may do so in any one of the three official languages of Province of the Western Cape.

## 29. Order of priority

When a member wishes to address the council, he or she must first have the permission of the Speaker.

## 30. Precedence of Speaker

Whenever the Speaker addresses the meeting, all members must be silent so that the Speaker may be heard without any interruptions.

## 31. Relevance

- (1) A member who speaks must direct his speech strictly to the subject or matter under discussion or to an explanation or to a point of order.
- (2) No discussion may be permitted—
  - (a) which will anticipate any matter on the agenda;
  - (b) on any matter in respect of which a decision by a judicial or administrative body or a commission of enquiry is pending.

## 32. Right to speak

- (1) A member may only speak once—

- (a) hom of haar aan wangedrag skuldig maak; of
- (b) hom of haar op 'n onbehoorlike wyse gedra; of
- (c) die sake van enige vergadering belemmer; of
- (d) die beslissing van die Speaker oor enige punt van orde of beslissing ingevolge artikel 3(1) uitdaag; of
- (e) weier om enige uitdrukking terug te trek wanneer die Speaker daarop aandrang; of
- (f) hom of haar oorgee aan langdradige herhalings of onbehoorlike taalgebruik van 'n lasterlike aard; of
- (g) enige van hierdie reëls oortree,

moet die Speaker gelas dat sodanige lid hom of haar behoorlik gedra en, indien hy of sy aan die woord is, om sy of haar redevoering te staak.

- (2) In die geval van 'n verontagsaming van die lasgewing van die Speaker mag die Speaker sodanige lid gelas om die vergadering lokaal vir die res van die vergadering te verlaat en kan hy of sy, indien nodig, sodanige lid uit die lokaal laat verwyder.

## 27. Misdrywe

Enige nie-lid van die publiek wat—

- (a) weier of versuim om te voldoen aan 'n lasgewing van die Speaker ingevolge artikels 22; of
- (b) na die vergaderlokaal terugkeer voor die afsluiting van die vergadering waaraan hy of sy gelas is om te onttrek of verwyder is, of
- (c) weerstand bied terwyl hy of sy uit die vergaderlokaal verwyder word,

begaan 'n misdryf en is by skuldigbevinding strafbaar met 'n boete of gevangenisstraf vir 'n tydperk van hoogstens drie maande soos deur die hof bepaal.

### Deel 7: Reëls vir Debatvoering

## 28. Lid spreek stoel aan

'n Lid wat op 'n vergadering praat, moet die stoel staande aanspreek en kan dit doen in enige van die drie amptelike tale van die Provinsie die Wes-Kaap.

## 29. Orde van voorkeur

Wanneer 'n lid die raad wil toespreek, moet hy of sy eers die Speaker se toestemming kry.

## 30. Voorrang van Speaker

Wanneer die Speaker die vergadering toespreek, moet alle lede stil bly sodat die Speaker sonder enige onderbreking aangehoor kan word.

## 31. Relevansie

- (1) 'n Lid wat aan die woord is, moet sy toespraak streng bepaal by die onderwerp of aangeleentheid onder bespreking of by 'n verduideliking of by 'n punt van orde.
- (2) Geen bespreking word toegelaat—
  - (a) wat enige aangeleentheid op die sakelys sal vooruitloop nie;
  - (b) oor enige aangeleentheid ten opsigte waarvan 'n besluit deur 'n geregtelike of administratiewe liggaam of 'n kommissie van ondersoek hangende is nie.

## 32. Reg om te praat

- (1) 'n Lid mag net een keer praat—



- (a) to the matter before the council;
  - (b) to any motion before the council;
  - (c) to any amendments to a matter or motion before the council;
  - (d) to a point of order or a question of privilege,
- unless authorised by the Speaker or as provided for in terms of these rules.
- (2) The mover of an original motion may speak to the motion and reply but in replying he or she must strictly confine himself or herself to answering previous Speakers and may not introduce any new matter into the debate.
  - (3) The right of reply shall not extend to the mover of an amendment which, having been carried, has become the substantive motion.

### 33. Length of speeches

Except with the consent of the Speaker no member may speak for more than five minutes.

### 34. Re-introduction of motion or question

No motion which has been rejected by the council and no question asked in terms of the rules and dealt with at any meeting may again be moved or asked within a period of three months of such meeting except with the consent of the Speaker.

### 35. Notices of motions

- (1) Subject to section 35(2), the Speaker may not accept any motion except a motion of exigency or a motion of course unless notice thereof has been given in terms of subsection (2).
- (2) Every notice of intention by a member to introduce a motion shall be in writing, motivated, signed and dated and delivered to the municipal manager at least six working days before the date of the meeting on which it is intended to be introduced.

### 36. Notices of questions

- (1) Subject to sections 36(2) and 38 the Speaker may not accept any question unless notice thereof has been given in terms of subsection (2).
- (2) Every notice of intention by a member to introduce a question shall be in writing, motivated, signed and dated and delivered to the municipal manager or his nominee by close of office at least six working days before the date of the meeting on which it is intended to be introduced.

### 37. Absence of mover or questioner

In the event of the mover or questioner not being present at the meeting of the council when called upon by the Speaker to move a motion or ask a question standing in his name on the agenda, such motion or question shall lapse unless the original mover or questioner has notified the Speaker in writing of a substitute to move the motion or ask the question.

### 38. Motions and questions on matters dealt with by committee, Executive Mayor or member of the mayoral committee

- (1) A member may not give notice of a motion or question in regard to any matter assigned to a committee or the Executive Mayor, unless—
  - (a) such motion has previously been submitted to such committee or the Executive Mayor without any response; or

- (a) oor die aangeleentheid voor die raad;
  - (b) oor enige mosie voor die raad;
  - (c) oor enige amendemente van 'n aangeleentheid of mosie voor die raad;
  - (d) oor 'n punt van orde of 'n saak van privilegie,
- tensy deur die Speaker gemagtig of soos in hierdie reëls voorsiening gemaak.
- (2) Die voorsteller van 'n oorspronklike mosie kan oor die mosie praat en repliek lewer, maar in sy of haar repliek moet hy of sy hom of haar bepaal by die beantwoording van vorige sprekers en mag hy of sy geen nuwe aangeleentheid in die debat inbring nie.
  - (3) Die reg tot repliek is nie van toepassing nie op die voorsteller van 'n amendement wat, nadat dit goedgekeur is, die substantiewe mosie geword het.

### 33. Lengte van toesprake

Uitgesonderd met die toestemming van die Speaker mag geen lid langer as vyf minute oor enige onderwerp (of aangeleentheid) praat nie.

### 34. Herindiening van mosie of vraag

Geen mosie wat deur die raad verwerp is en geen vraag wat ingevolge die reëls gestel is en afgehandel is op enige vergadering, mag weer ingedien of gestel word nie binne 'n tydperk van drie maande na sodanige vergadering, uitgesonderd met die toestemming van die Speaker.

### 35. Kennisgewing van mosie

- (1) Behoudens artikel 35(2) mag die Speaker geen mosie, uitgesonderd 'n dringende mosie of 'n mosie van orde, aanvaar nie tensy kennis daarvan ingevolge subartikel (2) gegee is.
- (2) Elke kennisgewing van voorneme deur 'n lid om 'n mosie in te dien, moet skriftelik, gemotiveer, onderteken en gedateer wees en aan die munisipale bestuurder gelewer word minstens ses werksdae voor die datum van die vergadering waarop dit ingedien gaan word.

### 36. Kennisgewing van vraag

- (1) Behoudens artikel 36(2) en 38 mag die Speaker geen vraag aanvaar nie tensy kennis daarvan ingevolge subartikel (2) gegee is.
- (2) Elke kennisgewing van voorneme deur 'n lid om 'n vraag te stel, moet skriftelik, gemotiveer, onderteken en gedateer wees en aan die munisipale bestuurder of sy genomineerde by sluiting van kantore gelewer word minstens ses werksdae voor die datum van die vergadering waarop dit gestel gaan word.

### 37. Afwesigheid van voorsteller of vraesteller

Indien die voorsteller of vraesteller nie in sy plek teenwoordig is nie op die vergadering van die raad wanneer hy of sy deur die Speaker versoek word om 'n mosie in te dien of 'n vraag te stel wat op sy of haar naam op die sakelys verskyn, vervul sodanige mosie of vraag tensy die oorspronklike voorsteller of vraesteller die Speaker skriftelik in kennis gestel het van 'n plaasvervanger om die mosie in te dien of die vraag te stel.

### 38. Mosies en vrae oor aangeleenthede deur komitee of die Uitvoerende Burgemeester hanteer

- (1) 'n Lid mag nie kennis van 'n mosie of vraag gee met betrekking tot enige aangeleentheid wat aan 'n komitee of die Uitvoerende Burgemeester opgedra is nie, tensy—
  - (a) sodanige mosie of vraag voorheen aan sodanige komitee of Uitvoerende Burgemeester voorgelê is sonder enige reaksie; of

- (b) such motion is in the form of a reference to such committee or the Executive Mayor for consideration and report; or
- (c) such committee or Executive Mayor has failed to finalise or report on such matter within a time period as specified by council; or
- (d) the Speaker in his discretion authorised such motion to be included in the agenda of council.

(2) The chairperson of a portfolio committee or the Executive Mayor may, if he or she is of opinion that the matter is one of urgency, give notice of his or her intention to introduce a motion or ask a question on a matter assigned to such committee or the Executive Mayor notwithstanding the fact that such motion or question has not received the prior consideration of the committee or the Executive Mayor.

(3) Any motion intended in terms of (1) and (2) must comply with the provisions of section 32(2).

### 39. Recommendation of the Executive Mayor regarded as motion

(1) The adoption of a recommendation contained in a report submitted by the executive mayor to the council shall be deemed to have been moved by him or her or in his or her absence, by a member of the mayoral committee deputed by him or her to act at the time when the Speaker intimates that such report is open for discussion, and no such motion need be seconded, nor shall the executive mayor be thereby precluded from exercising his or her right to speak thereon.

(2) The Executive Mayor or member referred to in subsection (1) may speak on the matter and reply but in replying he or she shall strictly confine himself or herself to answering previous Speakers and shall not introduce any new matter into the debate.

### 40. Questions

- (1) After any motion or amendment has been moved and seconded or at the conclusion of any speech thereon a member may ask any question relevant to such motion or amendment.
- (2) No supplementary questions may be asked except by the member asking the original question and then only in respect of matters arising out of the reply to such original question.
- (3) The Speaker may not disallow any such question, provided that the member to whom such question is directed may either reply thereto forthwith or require that notice thereof be given in terms of section 33.

### 41. Motion of exigency

- (1) A member may direct the attention of the council to any matter which does not appear on the agenda and of which no previous notice has been given, by stating briefly the subject of the matter and without comment thereon moving "that the motion to which attention has been directed be considered forthwith as a matter of exigency".
- (2) Such motion is herein referred to as a motion of exigency.
- (3) If a motion of exigency is seconded and carried, the mover shall be permitted without notice to bring the matter under consideration by way of motion or question.

### 42. Motions of course

In addition to those provided for elsewhere in these rules, the following shall be regarded as motions of course:

(b) sodanige mosie in die vorm is van 'n verwysing na sodanige komitee of Uitvoerende Burgemeester vir oorweging en verslagdoening; of

(c) sodanige komitee of Uitvoerende Burgemeester versuim het om sodanige aangeleentheid te finaliseer of daarvoor verslag te doen binne 'n tydperk deur die raad voorgeskryf; of

(d) die Speaker in sy diskresie die insluiting van sodanige mosie in die sakelys gemagtig het.

(2) Die voorsitter van 'n komitee of die Uitvoerende Burgemeester kan, indien hy of sy van mening is dat die aangeleentheid dringend is, kennis gee van sy of haar voorneme om 'n mosie in te dien of 'n vraag te stel oor 'n aangeleentheid wat aan sodanige komitee of Uitvoerende Burgemeester opgedra is, ondanks die feit dat sodanige mosie of vraag nie vooraf deur sodanige komitee of Uitvoerende Burgemeester oorweeg is nie.

(3) Enige mosie ingevolge subartikels (1) of (2) moet voldoen aan die bepalinge van artikel 32(2).

### 39. Aanbeveling van Uitvoerende Burgemeester as mosie beskou

(1) Die aanvaarding van 'n aanbeveling vervat in 'n verslag wat deur die uitvoerende burgemeester aan die raad voorgelê is, word geag deur hom of haar voorgestel te wees of, in sy of haar afwesigheid, deur 'n lid van die burgemeesterkomitee deur hom of haar aangewys om waar te neem wanneer die Speaker te kenne gee dat sodanige verslag oop is vir bespreking, en geen sodanige mosie hoef geseondeer te word nie, en die uitvoerende burgemeester mag ook nie verhinder word om sy reg om daarvoor te praat, uit te oefen nie.

(2) Die Uitvoerende Burgemeester of lid in subartikel (1) bedoel, kan egter oor die aangeleentheid praat en repliek lewer, maar sy of haar repliek moet streng bly by antwoorde aan vorige sprekers en geen nuwe aangeleenthede mag in die debat ingevoer word nie.

### 40. Vrae

- (1) Nadat enige mosie of amendement voorgestel en geseondeer is of na afhandeling van enige toespraak kan 'n lid enige vraag stel wat tersaaklik is vir sodanige mosie of amendement.
- (2) Geen aanvullende vrae mag gestel word nie uitgesonderd deur die lid wat die oorspronklike vraag gestel het en dan net ten opsigte van aangeleenthede voortsprekend uit die antwoord op sodanige oorspronklike vraag.
- (3) Die Speaker mag geen sodanige vraag weier nie: Met dien verstande dat die lid aan wie sodanige vraag gerig is, onverwyld daarop kan antwoord of kan vereis dat kennis daarvan ingevolge artikel 33 gegee is.

### 41. Dringende mosie

- (1) 'n Lid kan die aandag van die raad vestig op enige aangeleentheid wat nie op die sakelys verskyn nie en waarvan daar nie vooraf kennis gegee is nie, deur kortliks die onderwerp van die aangeleentheid te meld en sonder kommentaar daarop voor te stel "dat die mosie waarop die aandag gevestig is, onverwyld oorweeg word as 'n kwessie van dringendeheid".
- (2) Sodanige mosie word hierin 'n dringende mosie genoem.
- (3) Indien 'n dringende mosie geseondeer en aangeneem word moet die voorsteller toegelaat word om die aangeleentheid sonder kennis deur middel van 'n mosie of vraag tot oorweging te bring.

### 42. Mosie van orde

Benewens die mosies waarvoor elders in hierdie reëls voorsiening gemaak word, word die volgende as mosies van orde beskou:

- (i) that precedence be given to the consideration of any particular item appearing on the agenda;
- (ii) that any report referred to in the agenda be noted, adopted, acted upon or referred back or that the recommendations in report be executed;
- (iii) that any document before the council be acted upon in the manner specified in the motion;
- (iv) that action be taken in regard to any item submitted for consideration in the manner specified in the motion;
- (v) that the public be excluded from the meeting during a discussion of an item or items on the agenda.

#### 43. Points of order

A member may raise a point of order to call attention to a departure from these rules by stating the particular rule such member relies on, whereupon such member shall immediately be heard.

#### 44. Points of explanation

The Speaker may allow a member to raise a point of explanation provided that such explanation shall be confined to some material part of the debate which may have been misunderstood.

#### 45. Withdrawal of motion, amendment or question

- (1) A motion or amendment may without debate and with the permission of the seconder and council, be withdrawn by the mover.
- (2) A member may not talk on such a motion or amendment after the Council has agreed to the withdrawal of such motion.
- (3) A question may be withdrawn by the member intending to put it.

#### 46. Speaker's ruling on points of order and explanation

- (1) The ruling of the Speaker on a point of order or an explanation shall be final and not open to discussion.
- (2) The ruling of the Speaker on any point of order raised as to the interpretation of these rules must be entered in the minutes.

#### 47. Order of debate

When a motion is under debate no further motion shall be received except the following:

- (a) that the motion be amended;
- (b) that the consideration of the matter be postponed;
- (c) that the public and the media be excluded;
- (d) that the public and the media be re-admitted;
- (e) that the council do now adjourn to another date;
- (f) that the council adjourn for a specified time;
- (g) that the debate be adjourned;
- (h) that the matter be put to the vote;
- (i) that the matter be removed from the agenda.

#### 48. That the motion be amended

- (1) Every amendment must be relevant to the motion on which it is moved.

- (i) dat voorrang verleen word aan die oorweging van enige bepaalde item wat op die sakelys verskyn;
- (ii) dat daar kennis geneem word van enige verslag in die sakelys vermeld, aangeneem of terugverwys word of dat die aanbevelings in die verslag uit gevoer word;
- (iii) dat daar uitvoering gegee word aan enige dokument voor die raad op die wyse in die mosie vermeld;
- (iv) dat stappe gedoen word met betrekking tot enige item wat vir oorweging voorgelê is, op die wyse in die mosie vermeld;
- (v) dat die publiek uitgesluit word van die vergadering vir die duur van 'n bespreking van 'n item of items op die sakelys.

#### 43. Punte van orde

'n Lid kan 'n punt van orde opper om die aandag te vestig op 'n afwyking van hierdie reëls deur die bepaalde reël te noem waarop sodanige lid beroep, waarna sodanige lid onmiddellik gehoor verleen moet word.

#### 44. Punt van verduideliking

Die Speaker kan 'n lid toelaat om 'n punt van verduideliking te opper: Met dien verstande dat sodanige verduideliking beperk moet word tot 'n wesenlike deel van die debat wat moontlik misverstaan is.

#### 45. Terugtrekking van mosie, amendement of vraag

- (1) 'n Mosie of amendement kan sonder bespreking en met die toestemming van die sekondeerder en die raad deur die voorsteller teruggetrek word.
- (2) 'n Lid mag nie oor sodanige mosie of amendement praat nie nadat die raad tot die terugtrekking van sodanige mosie ingestem het.
- (3) 'n Vraag kan teruggetrek word deur die lid wat dit wou gestel het.

#### 46. Speaker se beslissing oor punte van orde en verduideliking

- (1) Die beslissing van die Speaker oor 'n punt van orde of verduideliking is finaal en nie oop vir bespreking nie.
- (2) Die beslissing van die Speaker oor 'n punt van orde wat oor die vertolking van hierdie reëls geopper is, moet in die notule aangeteken word.

#### 47. Volgorde van bespreking

Wanneer 'n mosie onder bespreking is mag geen verdere mosie ontvang word nie, uitgesonderd die volgende:

- (a) dat die mosie geamendeer word;
- (b) dat die oorweging van die aangeleentheid uitgestel word;
- (c) dat die publiek en die media uitgesluit word;
- (d) dat die publiek en die media weer toegelaat word;
- (e) dat die raad nou tot 'n ander datum verdaag;
- (f) dat die raad vir 'n bepaalde tyd verdaag;
- (g) dat die debat verdaag word;
- (h) dat die aangeleentheid tot stemming bebring word;
- (i) dat die aangeleentheid van die sakelys verwyder word.

#### 48. Dat die mosie geamendeer word

- (1) Elke amendement moet tersaaklik wees vir die mosie waarop dit voorgestel word.

- (2) An amendment must, if required by the Speaker, be in writing, signed by the mover and handed to the Speaker.
- (3) An amendment must be read before being moved.
- (4) An amendment may not be discussed or put to the council until it has been seconded.
- (5) If there is more than one amendment to a motion the amendment last proposed must be put to the vote first and if carried the matter shall be resolved accordingly.
- (6) If the amendment last proposed is rejected, the amendment proposed immediately prior to the last amendment must be put to the vote.
- (7) No further amendment may be moved to a motion or amendment after the Speaker has commenced to take the vote upon such motion or amendment.

#### 49. That consideration of the matter be postponed

- (1) A member may at the conclusion of a speech move that the consideration of the matter be postponed to a given date.
- (2) Such motion must be seconded but need not be in writing, provided that the seconder may not be permitted to speak. The mover must be permitted to speak to the motion for a period not exceeding five minutes and the seconder may not speak except for seconding the motion.
- (3) Upon such motion being made the mover of the matter under debate may (without prejudice to his or her ultimate right of reply if the motion that the matter be postponed be not carried) be heard in reply for five minutes, after which the motion shall be put without further debate.
- (4) If the motion is carried, the matter must be placed first on the agenda of matters to be considered at the meeting to which it has been postponed, provided that sections 5(2) and (3) shall not apply to such matter.

#### 50. That the council do now adjourn to another date

- (1) A member who has not yet participated in the debate on the matter then before the meeting may at any time except during the course of a speech by another member or while a vote is being taken move "that the council do now adjourn to another date".
- (2) Such motion must be seconded but need not be in writing.
- (3) The mover may speak to the motion for a period not exceeding five minutes, but the seconder may not speak except for seconding the motion.
- (4) If the motion is carried the council must forthwith adjourn, provided that the Speaker may direct that the meeting proceed first to dispose of business other than opposed business.
- (5) If the motion is not carried the Speaker may not accept another such motion until the period of half an hour has elapsed.
- (6) Save as is provided in subsection (3), no discussion on such motion shall be permitted, except that a member, who has first indicated as such, may speak in opposition of the motion for not more than five minutes.
- (7) No amendment to such motion may be moved except in relation to the period of adjournment.
- (8) If a motion to adjourn a meeting has been carried during a debate and prior to the conclusion thereof, then upon

- (2) 'n Amendement moet, indien die Speaker dit verlang, skriftelik en deur die voorsteller onderteken wees en aan die Speaker oorhandig word.
- (3) 'n Amendement moet gelees word voordat dit voorgestel word.
- (4) 'n Amendement mag nie bespreek of aan die raad gestel word voordat dit gesecondeer is nie.
- (5) As daar meer as een amendement op 'n mosie is, word die amendement wat laaste ingedien is, eerste tot stemming gebring, en as dit aangeneem word, word die aangeleentheid diensooreenkomstig afgehandel.
- (6) Indien die amendement wat laaste ingedien is, verwerp word, word die amendement wat onmiddellik voor die laaste amendement ingedien is, tot stemming gebring.
- (7) Geen verdere amendement op 'n mosie of amendement mag ingedien word nadat die Speaker begin het om sodanige mosie of amendement tot stemming te bring nie.

#### 49. Dat oorweging van die aangeleentheid uitgestel word

- (1) 'n Lid kan aan die einde van 'n toespraak voorstel dat die oorweging van die aangeleentheid uitgestel word tot 'n bepaalde of onbepaalde datum.
- (2) Sodanige mosie moet gesecondeer word maar hoef nie skriftelik te wees nie: Met dien verstande dat die sekondeerder nie toegelaat mag word om te praat nie. Die voorsteller moet toegelaat word om vir 'n tydperk van hoogstens vyf minute oor die mosie te praat, en die sekondeerder mag nie praat nie, behalwe om die mosie te sekondeer.
- (3) Wanneer so 'n mosie voorgestel word, kan die voorsteller van die aangeleentheid onder bespreking (sonder benadeling van sy of haar uiteindelijke reg op repliek indien die mosie dat die aangeleentheid uitgestel word, nie aanvaar word nie) vyf minute lank repliek lewer, waarna die mosie sonder verdere bespreking tot stemming gebring word.
- (4) Indien die mosie aanvaar word, moet die aangeleentheid eerste geplaas word op die sakelyst van aangeleenthede wat oorweeg moet word op die vergadering waartoe dit uitgestel is: Met dien verstande dat artikel 5(2) en (3) nie op sodanige aangeleentheid van toepassing is nie.

#### 50. Dat die raad nou tot 'n ander datum verdaag

- (1) 'n Lid wat nog nie aan die bespreking oor die aangeleentheid wat dan voor die vergadering is, deelgeneem het nie, kan te eniger tyd, uitgesonderd in die loop van 'n toespraak deur 'n ander lid of terwyl daar gestem word, voorstel "dat die raad nou tot 'n ander datum verdaag".
- (2) Sodanige mosie moet gesecondeer word maar hoef nie skriftelik te wees nie.
- (3) Die voorsteller mag vir 'n tydperk van hoogstens vyf minute oor die mosie praat, maar die sekondeerder mag nie praat nie behalwe om die mosie te sekondeer.
- (4) Indien die mosie aanvaar word, moet die raad onverwyld verdaag: Met dien verstande dat die Speaker kan gelas dat die vergadering voortgaan om eers onbestrede sake af te handel.
- (5) Indien die mosie nie aanvaar word nie, mag die Speaker nie nog so 'n mosie aanvaar nie totdat 'n halfuur verstryk het.
- (6) Uitgesonderd soos in subartikel (3) bepaal, mag geen bespreking oor sodanige mosie toegelaat word nie, behalwe dat 'n lid wat dit eerste aangedui het, hoogstens vyf minute lank teen die mosie kan praat.
- (7) Geen amendement op sodanige mosie mag voorgestel word nie, uitgesonderd met betrekking tot die tydperk van verdaging.
- (8) Indien 'n mosie om 'n vergadering te verdaag aanvaar is gedurende 'n debat en voor die afhandeling daarvan, is die lid

consideration of the matter forming the subject of such debate at the adjourned meeting, the member who moved the adjournment shall be entitled to speak first.

- (9) No business may be transacted at an adjourned meeting except such as was set out in the agenda for the meeting of which it is adjournment.

**51. That the council adjourn for a specified time**

- (1) A member may at any time except during the course of a speech by another member or while a vote is being taken move "that the council now adjourn for a specified time", up to one hour.
- (2) Such motion must be seconded but need not be in writing.
- (3) If the motion is carried the council shall forthwith adjourn for the specified time.
- (4) The Speaker may limit the number of such motions.

**52. That the debate be adjourned**

- (1) A member who has not yet participated in the debate on a matter then before the meeting may at the conclusion of any speech move that the debate be adjourned.
- (2) Such motion must be seconded but need not be in writing.
- (3) The mover of such motion may speak to it for five minutes, but the seconder may not speak beyond formally seconding it.
- (4) Save as is provided in subsection (3) no discussion may be permitted on such motion except in relation to the period of adjournment and that the member who first rises in his place for that purpose may speak in opposition thereto for five minutes.
- (5) If such motion is carried, the meeting proceeds to the next business on the agenda, and the discussion of the adjourned debate, unless otherwise resolved, is resumed at the next meeting.
- (6) On the resumption of the adjourned debate the member who moved the adjournment is entitled to speak first.
- (7) If the motion is not carried the Speaker may not accept another such motion until half an hour has elapsed.
- (8) A member may not move or second more than one the motion for the adjournment of the debate during the course of that debate.

**53. That the matter be put to the vote**

- (1) A member who has not yet participated in the debate on a matter then before the meeting, may during such debate, at the conclusion of any speech, move that the matter be removed from the agenda.
- (2) Subject to the provision of subsection (3), no motion put in terms of subsection (1) is open for discussion.
- (3) The mover of a matter under discussion may, when a motion has been put in terms of subsection (1), speak on such motion for not more than five minutes, whereupon the said motion must be put to the vote without any further discussion.

**54. That the matter be removed from the agenda**

- (1) A member who has not yet participated in the debate on a matter then before the meeting, may during such debate, at the conclusion of any speech, move that the matter be removed from the agenda.
- (2) Subject to the provisions of subsection (3), no motion put in terms of subsection (1) is open to discussion.

wat die verdaging voorgestel het, geregtig om eerste te praat by oorweging van die aangeleentheid wat die onderwerp van sodanige bespreking op die verdaagde vergadering sal wees.

- (9) Geen sake mag op 'n verdaagde vergadering afgehandel word nie, uitgesonderd die sake wat op die sakelys van die vergadering waarvan dit 'n verdaging is, verskyn.

**51. Dat die raad vir 'n bepaalde tyd verdaag**

- (1) 'n Lid kan te eniger tyd behalwe in die loop van 'n toespraak deur 'n ander lid of terwyl daar gestem word, voorstel "dat die raad nou vir 'n bepaalde tyd, verdaag", tot een uur.
- (2) Sodanige mosie hoef nie skriftelik te wees nie, maar moet gesekondeer word.
- (3) Indien die mosie aanvaar word, moet die raad onverwyld vir die bepaalde tyd verdaag.
- (4) Die Speaker kan die aantal sodanige mosies beperk.

**52. Dat die debat verdaag word**

- (1) 'n Lid wat nog nie aan die bespreking oor die aangeleentheid wat dan voor die vergadering is, deelgeneem het nie, kan aan die einde van enige toespraak voorstel dat die debat verdaag word.
- (2) Sodanige mosie moet gesekondeer word maar hoef nie skriftelik te wees nie.
- (3) Die voorsteller van sodanige mosie kan vyf minute lank daarvoor praat, maar die sekondeerder mag nie praat nie behalwe om dit formeel te sekondeer.
- (4) Uitgesonderd soos in subartikel (3) bepaal, mag geen bespreking oor sodanige mosie toegelaat word nie, behalwe in verband met die tydperk van verdaging en dat die lid wat eerste in sy sitplek op die been kom vir dié doel, vyf minute lank daarteen mag praat.
- (5) Indien sodanige mosie aanvaar word, gaan die vergadering oor na die volgende saak op die sakelys, en die bespreking van die verdaagde debat word op die volgende vergadering hervat, tensy daar anders besluit word.
- (6) Met die hervatting van die verdaagde debat is die lid wat die verdaging voorgestel het, geregtig om eerste te praat.
- (7) Indien die mosie nie aanvaar word nie, mag die Speaker nie nog so 'n mosie aanvaar nie totdat 'n halfuur verstryk het.
- (8) 'n Lid mag nie meer as een mosie vir die verdaging van die debat in die loop van daardie debat voorstel of sekondeer nie.

**53. Dat die aangeleentheid tot stemming gebring word.**

- (1) 'n Lid wat nog nie aan die bespreking oor die aangeleentheid wat dan voor die vergadering is, deelgeneem het nie, kan in die loop van sodanige bespreking, aan die einde van enige toespraak, voorstel dat die aangeleentheid nou tot stemming gebring word.
- (2) Behoudens die bepalings van subartikel (3) is geen mosie wat ingevolge subartikel (1) voorgestel is, oop vir bespreking nie.
- (3) Die voorsteller van 'n aangeleentheid onder bespreking kan, wanneer 'n mosie ingevolge subartikel (1) voorgestel is, hoogstens vyf minute lank oor sodanige mosie praat, waarna genoemde mosie sonder enige verdere bespreking tot stemming gebring word.

**54. Dat die aangeleentheid van die sakelys verwyder word**

- (1) 'n Lid wat nog nie aan die bespreking oor die aangeleentheid wat dan voor die vergadering is, deelgeneem het nie, kan in die loop van sodanige bespreking, aan die einde van enige toespraak, voorstel dat die aangeleentheid van die sakelys verwyder word.
- (2) Behoudens die bepalings van subartikel (3) is geen mosie wat ingevolge subartikel (1) voorgestel is, oop vir bespreking nie.



(3) The mover of a matter under discussion may, when a motion has been put in terms of subsection (1), speak on such motion for not more than five minutes, whereupon the said motion must be put to the vote without any further discussion.

(4) If such a motion is carried, the matter under discussion may not be further pursued.

#### Part 8: Legislative Process

##### 55. Introduction of draft by-law

In accordance with section 12 of the system Act, a draft by-law may only be introduced by a member or the executive mayor.

##### 56. Introduction of draft by-laws

(1) A member introduces a draft by-law by submitting it together with a memorandum on the objects of the by-law to the Speaker.

(2) The Speaker must on receipt of a draft by-law, present it together with any comments received in terms of subsection (3), to the Executive Mayor for consideration in accordance with section 30(5) of the Structures Act.

(3) The Speaker must obtain the comments of the municipal manager on the contents of the draft by-law and may solicit the comments of any person.

(4) The Executive Mayor must within three months after receipt of the draft by-law from the Speaker, consider the draft by-law and decide whether or not to support it.

(5) If the executive mayor decides to support the the proposes by-law he or she must request the municipal manager to publish the draft by-law for public comment in order that the public will have the opportunity to make representations with regard thereto.

(6) If the executive mayor decides not to support the proposed by-law he or she must submit a report to the council in the following form—

- (a) an executive summary of the draft by-law;
- (b) a memorandum on the objects of the by-law;
- (c) the need to regulate the conduct proposed in the draft by-law;
- (d) the contents of the proposed by-law;
- (e) other by-laws that must be repealed or amended if the draft by-law is adopted;
- (f) any relevant comments or proposals;
- (g) the reasons why the proposed by-law is not supported; and
- (h) a recommendation.

(7) After considering the report referred to in subsection (6), the council must decide to either reject the proposed by-law or to provisionally pass it.

(8) When a proposed by law has been rejected by the council no by-law of the same substance may be introduced within a period of 6 months from the date of rejection.

(9) When a proposed by-law has been provisionally passed, it must be advertised for public comment.

##### 57. Introduction by executive mayor

(1) The executive mayor may on his/her own volition or after

(3) Die voorsteller van 'n aangeleentheid onder bespreking kan, wanneer 'n mosie ingevolge subartikel (1) voorgestel is, hoogstens vyf minute lank oor sodanige mosie praat, waarna genoemde mosie sonder enige verdere bespreking tot stemming gebring word.

(4) Indien sodanige mosie aanvaar word, word die aangeleentheid onder bespreking nie verder bespreek nie.

#### Deel 8: Verordeningsproses

##### 55. Indiening van konsepverordeninge

In ooreenstemming met artikel 12 van Stelselwet kan 'n konsepverordening net deur 'n lid of die Uitvoerende Burgemeester ingedien word.

##### 56. Indiening deur lid

(1) 'n Lid dien 'n konsepverordening in deur dit saam met 'n memorandum oor die oogmerke van die verordening aan die Speaker voor te lê.

(2) Die Speaker moet by ontvangs van 'n konsepverordening dit saam met enige kommentaar wat ingevolge subartikel (3) ontvang is, aan die uitvoerende Burgemeester voorlê vir oorweging ingevolge artikel 30(5) van die Strukturewet.

(3) Die Speaker moet die kommentaar van die munisipale bestuurder oor die inhoud van die konsepverordening verkry en kan die kommentaar van enige persoon vra.

(4) Die Uitvoerende Burgemeester moet, binne drie maande na ontvangs van 'n konsepverordening van die Speaker, die konsepverordening oorweeg en besluit om dit te ondersteun of nie.

(5) Indien die Uitvoerende Burgemeester besluit om die konsepverordening te ondersteun, moet hy of sy die munisipale bestuurder versoek om die konsepverordening vir openbare kommentaar te publiseer op 'n wyse wat die publiek 'n geleentheid bied om versoë in verband daarmee te rig.

(6) Indien die Uitvoerende Burgemeester besluit om nie die konsepverordening te ondersteun, moet hy of sy 'n verslag aan die raad voorlê wat die volgende bevat—

- (a) 'n bestuursopsomming van die konsepverordening;
- (b) 'n memorandum oor die oogmerke van die verordening;
- (c) die noodsaaklikheid om die voorgestelde gedrag in die konsepverordening te reguleer;
- (d) die inhoud van die konsepverordening;
- (e) ander verordeninge wat herroep of gewysig moet word indien die konsepverordening aanvaar word;
- (f) enige tersaaklike kommentaar of voorstelle;
- (g) die redes waarom die konsepverordening nie ondersteun word nie; en
- (h) 'n aanbeveling.

(7) Na oorweging van die verslag gemeld in subartikel (6) moet die raad besluit om die konsepverordening af te keur of voorlopig goed te keur.

(8) Indien die raad 'n konsepverordening afgekeur het, mag geen verordening oor dieselfde onderwerp binne 'n tydperk van 6 maande vanaf die datum van afkeuring ingedien word nie.

(9) Indien die raad 'n konsepverordening voorlopig goedgekeur het moet dit vir openbare kommentaar publiseer word.

##### 57. Indiening deur Uitvoerende Burgemeester

(1) Die Uitvoerende burgemeester kan uit eie beweging of na

considering a request from the municipal manager introduce a draft by-law.

- (2) If the executive mayor on own volition decides to introduce a draft by-law, he or she must obtain the comments of the municipal manager on the contents thereof and may solicit the comments of any person thereon.
- (3) When the executive mayor is satisfied that proposed by-law should be proceeded with, it must be advertised for public comment.

#### 58. Publication

The municipal manager must as soon as possible after council has provisionally passed a by-law in terms of section 59(3) or the Executive Mayor has indicated satisfaction with a proposed by-law in terms of section 57(3), publish the draft by-law for public comment in order that the public comment in order that the public will have the opportunity to make representations with regard thereto.

#### 59. Introduction to council

- (1) The municipal manager must as soon as possible after the closing date for public representations, submit, a report to the executive mayor together with,
  - (a) a copy of the proposed by-law;
  - (b) copies of the advertisements in which the public was invited to make representations;
  - (c) any comments received from the public; and
  - (d) any other comments from the administration.
- (2) The executive mayor must consider the report by the municipal manager and—
  - (a) report to the council in the following form—
    - (i) an executive summary of the draft by-law,
    - (ii) a memorandum on the objects of the by-law,
    - (iii) the need to regulate the conduct proposed in the draft by-law,
    - (iv) the contents of proposed by-law,
    - (v) other by-laws that must be repealed or amended in the draft by-law is adopted,
    - (vi) any relevant comments or proposals, and
  - (b) recommend to Council to pass the by-law, pass the by-law in an amended form or reject it.
- (3) When a draft by-law has been rejected by the council, no by-law of the same substance may be introduced within a period of 6 months from the date of rejection.
- (4) When a proposed by-law has been passed, it must be published in the Provincial Gazette.

#### 60. Debate procedure

The rules pertaining to debate also apply to the legislative process.

oorweging van 'n versoek van die munisipale bestuurder 'n konsepverordening indien.

- (2) Indien die Uitvoerende Burgemeester uit eie beweging besluit om 'n konsepverordening in te dien, moet hy of sy die kommentaar van die munisipale bestuurder oor die inhoud daarvan verkry en kan hy die kommentaar van enige persoon daarvoor vra.
- (3) Indien die Uitvoerende Burgemeester tevrede is dat met die konsepverordening voortgegaan word, moet dit vir openbare kommentaar gepubliseer word.

#### 58. Publikasie

Die munisipale bestuurder moet so gou doenlik, nadat die raad 'n konsepverordening ingevolge artikel 59(4) voorlopig goedgekeur het, of, die Uitvoerende Burgemeester ingevolge artikel 57(3) aangedui het dat hy of sy tevrede is dat met die konsepverordening voortgegaan word, die konsepverordening vir openbare kommentaar publiseer op 'n wyse wat die publiek 'n geleentheid bied om versoë in verband daarmee te rig.

#### 59. Indiening by raad

- (1) Die munisipale bestuurder moet so gou moontlik na die sluitingsdatum vir versoë deur die publiek 'n verslag aan die Uitvoerende Burgemeester voorlê, tesame met,
  - (a) 'n eksemplaar van die voorgestelde verordening;
  - (b) eksemplare van die advertensies waarin die publiek genooi is om versoë te rig;
  - (c) enige kommentaar wat van die publiek ontvang is, en
  - (d) enige kommentaar van die administrasie.
- (2) Die uitvoerende burgemeester moet die verslag van die munisipale bestuurder oorweeg—
  - (a) aan die raad 'n verslag voorlê wat die volgende bevat—
    - (i) 'n bestuursopsomming van die konsepverordening,
    - (ii) 'n memorandum oor die oogmerke van die konsepverordening,
    - (iii) die noodsaaklikheid om die voorgestelde gedrag in die konsepverordening te reguleer,
    - (iv) die inhoud van die konsepverordening,
    - (v) ander verordeninge wat herroep of gewysig moet word indien die konsepverordening aangeneem word, en
    - (vi) enige tersaaklike kommentaar of voorstelle
  - (b) die raad adviseur om die verordening aan te neem, om die verordening in 'n gewysigde vorm aan te neem of om dit te verwerp.
- (3) Wanneer 'n konsepverordening deur die raad verwerp is, mag geen verordening met dieselfde inhoud binne 'n tydperk van 6 maande na die werping ingedien word nie.
- (4) Wanneer 'n verordening aangeneem is, moet dit in die Provinsiale Koerant publiseer word.

#### 60. Debatsprosedure

Die reëls rakende debatvoering is ook op die wetgewende proses van toepassing.

**CITY OF CAPE TOWN****BY-LAW RELATING TO STREETS, PUBLIC PLACES AND THE PREVENTION OF NOISE NUISANCES****PREAMBLE:**

**WHEREAS** the City of Cape Town (“the City”) may make and administer by-laws for the effective administration of such matters as the control of public nuisances, municipal roads, public places, traffic and parking;

**AND WHEREAS** aggressive, threatening, abusive or obstructive behaviour of persons in public is unacceptable to the City;

**AND NOW THEREFORE, BE IT ENACTED** by the Council of the City Of Cape Town, as follows:—

**DEFINITIONS**

1. In this By-law, unless the context indicates otherwise—

“**beg**” means any request made by a person for an immediate donation of money or some other thing of value or otherwise. This definition does not include passively standing or sitting with a sign or other indication that one is seeking donations without addressing any solicitation to any specific person other than in response to an enquiry;

“**City**” means the City of Cape Town, a municipality established by the City of Cape Town Establishment Notice No. 479 of 22 September 2000 issued in terms of the Local Government:: Municipal Structures Act, 1998 (Act 117 of 1998) , as amended, or any structure or employee of the City of Cape Town acting in terms of a delegated or sub-delegated authority thereof or any duly authorised agent;

“**collection**” means the door-to-door collection of money or some other thing of value in terms of written permission obtained from the City;

“**heavy motor vehicle**” includes a truck, light truck, bus, horse-and-trailer, caravan, or any other like vehicle wherein it is possible to have persons residing, sleeping or committing any unlawful act or conduct;

“**kerb line**” means the boundary between the shoulder and the verge or, in the absence of a shoulder, the part between the edge of the roadway and the verge;

“**informal settlement**” means an area without formal services and with informal housing; Includes a settlement for residential purposes or a township for which no approval has been granted in terms of any law, or a township other than a formalised township as defined in section 1 of the Upgrading of Land Tenure Rights Act, 1991 (Act No. 112 of 1991), and any land which has been designated as land for a less formal settlement in terms of section 3(1) of the Less Formal Township Establishment Act, 1991 (Act No. 113 of 1991);

“**motor vehicle**” means any self-propelled vehicle and includes—

- (a) a trailer; and
- (b) a vehicle having pedals and an engine or an electric motor as an integral part thereof or attached thereto and which is designed or adapted to be propelled by means of such pedals, engine or motor, or both such pedals and engine or motor, but does not include—
  - (i) any vehicle propelled by electrical power derived from storage batteries and which is controlled by a pedestrian; or
  - (ii) any vehicle with a mass not exceeding 230 kilograms and specially designed and constructed, and not merely adapted, for the use of any person suffering from some physical defect or disability and used solely by such person;

“**obstruction**” in relation to a road, means any motor vehicle or any other thing which blocks or is likely to block traffic flow;

“**overnight**” means the period from 20h00 in the evening to 06h00 in the morning;

“**parking and related services**” means parking services, car cleaning services, car washing services, car security services, windscreen washing services and any other similar services;

“**peace officer**” means a law enforcement officer or traffic official of the City who has been declared a peace officer in terms of section 334 of the Criminal Procedure Act, 1977 (Act 51 of 1977), acting when on duty and properly identified as such;

“**public parking space**” means any space in a public place designated by the City for the parking of a motor vehicle;

“**public place**” means—

- (a) a public road;
- (b) any parking area, square, park, recreation ground, sports ground, sanitary lane, open space, beach, shopping centre on municipal land, unused or vacant municipal land or cemetery which has—
  - (i) in connection with any subdivision or layout of land into erven, lots or plots, been provided, reserved or set apart for use by the public or the owners or occupiers of such erven, lots or plots, whether or not it is shown on a general plan, plan of subdivision or diagram;
  - (ii) at any time been dedicated to the public;
  - (iii) been used without interruption by the public for a period of at least thirty years expiring after 31 December 1959; or
  - (iv) at any time been declared or rendered as such by the City or other competent authority; or

- (c) a public transportation motor vehicle,
- (d) but will not include public land that has been leased or otherwise alienated by the City;

“**public road**” means any road, street or thoroughfare or any other place (whether a thoroughfare or not) which is commonly used by the public or any section thereof or to which the public or any section thereof has a right of access, and includes—

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

“**public transportation motor vehicle**” includes any train, bus, minibus or motor vehicle travelling on land, water or in the air, conveying members of the public at a fee;

“**roadway**” means that portion of a road, street or thoroughfare improved, constructed or intended for vehicular traffic which is between the edges of the roadway;

“**shelter**” means any structure that provides privacy or cover, that has one or more sides enclosed;

“**shoulder**” means that portion of a road, street or thoroughfare between the edge of the roadway and the kerb line;

“**sidewalk**” means that portion of a verge intended for the exclusive use of pedestrians;

“**street entertainer**” means a person who mimes, plays a musical instruments for entertainment or engages in other performing or visual arts;

“**vehicle**” means a device designed or adapted mainly to travel on wheels or crawler tracks and includes such a device which is connected with a draw-bar to a breakdown vehicle and is used as part of the towing equipment of a breakdown vehicle to support any axle or all the axles of a motor vehicle which is being salvaged other than such a device which moves solely on rails; and

“**verge**” means that portion of a road, street or thoroughfare, including the sidewalk, which is not the roadway or the shoulder.

## PROHIBITED BEHAVIOUR

2. (1) No person, excluding a peace officer or any other official or person acting in terms of the law, shall—
  - (a) when in a public place—
    - (i) intentionally block or interfere with the safe or free passage of a pedestrian or motor vehicle; or
    - (ii) intentionally touch or cause physical contact with another person, or his or her property, without that person’s consent;
  - (b) approach or follow a person individually or as part of a group of two or more persons, in a manner or with conduct, words or gestures intended to or likely to influence or to cause a person to fear imminent bodily harm or damage to or loss of property or otherwise to be intimidated into giving money or other things of value; or
  - (c) continue to beg from a person or closely follow a person after the person has given a negative response to such begging.
- (2) Any person who blocks, occupies or reserves a public parking space, or begs, stands, sits or lies in a public place shall immediately cease to do so when directed by a peace officer or member of the Cape Town Metropolitan Police Department.
- (3) No person shall in a public place—
  - (a) use abusive or threatening language;
  - (b) fight or act in a riotous or physically threatening manner;
  - (c) urinate or defecate, except in a toilet;
  - (d) bath or wash himself or herself, except—
    - (i) in a bath or shower; or
    - (ii) as part of a cultural initiation ceremony in an area where such a ceremony is taking place;
  - (e) spit;
  - (f) perform any sexual act;
  - (g) appear in the nude or expose his or her genitalia, except where designated by the City as areas where nudity is permitted, provided that this shall not apply to children below the age of seven;
  - (h) consume any liquor or drugs;
  - (i) be drunk or be under the influence of drugs;
  - (j) solicit or importune any person for the purpose of prostitution or immorality;
  - (k) engage in gambling;

- (l) start or keep a fire, except an official or person duly authorised to do so or acting in terms of the law or in an area designated by the City to do so; or
- (m) sleep overnight or camp overnight or erect any shelter, unless in an area designated for this purpose by, or with the written consent of the City, provided that this shall not apply to cultural initiation ceremonies or informal settlements.

### **NOISE NUISANCE**

- 3. No person shall in a public place—
  - (a) cause or permit to be caused a disturbance by shouting, screaming or making any other loud or persistent noise or sound, including amplified noise or sound; or
  - (b) permit noise from a private residence or business to be audible in a public place, except for the purposes of loudspeaker announcements for public meetings or due to the actions of street entertainers.

### **STREET AND DOOR-TO-DOOR COLLECTIONS**

- 4. No person shall collect or attempt to collect money in a public place, or organise or in any way assist in the organization of such collection, except with the written permission of the City and otherwise than in accordance with such conditions as may be determined by the City, which shall not disbar any person or organisation from collecting money from door-to-door.

### **PARKING AND RELATED SERVICES**

- 5. (1) The City may, after consideration and consultation, and implementing the necessary enabling licensing system, designate areas where no person shall, in exchange for money or some other thing of value or in anticipation thereof—
  - (a) direct the operator or occupant of a motor vehicle to a public parking space; or
  - (b) provide any other parking or related services in a public place.
- (2) Notwithstanding subsection (1), the City may, subject to such requirements and conditions as determined by it, on application by a person or organisation representing such a person, permit such person, upon payment of a nominal fee, to direct the operator or occupant of a motor vehicle to a public parking space or to provide any other parking and other related service.

### **PROHIBITIONS RELATING TO MOTOR VEHICLES**

- 6. (1) No driver or person in control of a heavy motor vehicle shall park or leave such motor vehicle parked overnight in a public place in a residential area.
- (2) No driver, person in control of a motor vehicle or passenger in the motor vehicle shall permit any amplified noise to emanate from the motor vehicle such that it is audible at a distance of more than 50 meters.

### **OBJECTS CAUSING AN OBSTRUCTION**

- 7. No person, other than a peace officer or other official or person acting in terms of the law shall—
  - (a) deposit, pack, unpack or leave any goods or articles in a public place, or cause any goods or articles to be deposited, packed, unpacked or left in a public place, other than for a reasonable period during the course of the loading, off-loading or removal of such goods or articles; or
  - (b) in any way obstruct the pedestrian traffic on a sidewalk by bringing or allowing to be brought thereon any object or motor vehicle.

### **TREES CAUSING AN INTERFERENCE OR OBSTRUCTION**

- 8. (1) Whenever there is upon any property any tree or other growth which interferes with overhead wires or is a source of annoyance, danger or inconvenience to persons using a public road, the City may by notice in writing order the owner or occupier of such property to prune or remove such tree or growth to the extent and within the period specified in such notice.
- (2) Any person failing to comply with a notice issued in terms of subsection (1) shall be guilty of an offence.
- (3) If any person fails to comply with a notice in terms of this section, the City may itself prune or remove the tree or growth at the expense of the person on whom the notice was served.

### **TREES IN STREETS**

- 9. (1) No person other than a duly authorised City official shall—
  - (a) plant a tree or shrub in a public road, or in any way cut down a tree or a shrub in a public road or remove it therefrom, except with the written permission of the City;
  - (b) climb, break or damage a tree growing in a public road; or
  - (c) in any way mark or paint any tree growing in a public road or attach any advertisement thereto.
- (2) Any tree or shrub planted in a public road shall become the property of the City.

### **GOODS, BUILDING MATERIALS, MOTOR VEHICLE WRECKS, DANGEROUS OBJECTS**

- 10. No person shall—



- (a) without the prior written permission of the City or otherwise than in accordance with any conditions determined by the City when granting such written permission—
  - (i) leave, store, pack or unpack goods or cause or permit goods to be left, stored, packed or unpacked, or accumulate or cause to be accumulated in any public place or balcony or verandah erected beyond the boundary of a public road any building materials, motor vehicle wrecks, spare parts of motor vehicles, building, waste materials or scaffolding; or
  - (ii) bore or cut stone, slake or sift lime, or mix building materials in any public place; or
- (b) leave or accumulate or cause to be left or accumulated in any public place, or permit to be placed in any public place from premises owned or occupied by him or her, any broken glass or other potentially dangerous object; or
- (c) transport or cause or permit to be transported building materials, mixed or unmixed, on a public road in such a way as to damage the road.

#### **EXCAVATIONS IN STREETS**

- 11.** (1) No person shall make or cause to be made an excavation or dig or cause to be dug a pit, trench or hole in a public road—
- (a) except with the written permission of the City; and
  - (b) otherwise than in accordance with the requirements prescribed by the City.
- (2) The provisions of subsection (1) do not prevent a person from erecting an umbrella or any other similar object in a public place during daylight, provided that the manner in which it is erected does not result in damage to the vegetation or anything forming part of the public place concerned.

#### **POISON IN STREETS AND CONVEYANCE OF ANIMAL CARCASSES AND OTHER WASTE**

- 12.** (1) No person other than an official of the City or an authorised person who administers legally approved weed-killers, herbicides, poisons or pesticides shall set or cast poison in any public road.
- (2) No person shall carry or convey through a public road the carcass of an animal or any garbage, night-soil, refuse, litter, rubbish or manure—
- (a) unless it is properly covered; and
  - (b) unless it is conveyed in such type of container as will not allow any offensive liquids or parts of the load to be spilt in the road.

#### **PROHIBITION OF CERTAIN ACTIVITIES IN CONNECTION WITH OBJECTS**

- 13.** No person shall in a public place—
- (a) including on a balcony or verandah erected beyond the boundary line of a public road, wash, clean or dry any object, including any clothing, except in an area designated by the City for that purpose;
  - (b) effect any repairs to a motor vehicle or boat, except where necessary for the purpose of removing such motor vehicle from the place where it was involved in an accident or has a breakdown unless it is in a designated taxi rank or unless—
    - (i) the motor vehicle or boat is in a designated taxi rank;
    - (ii) the motor vehicle or boat is owned by a person resident on premises immediately adjacent to a public road and such work is carried out by a person so resident, but not where a motor workshop is run for commercial purposes; or
    - (iii) the City has granted its prior permission in writing thereto, except where—
      - (aa) it has been carried on for a longer period than is, in the opinion of the City reasonably necessary for the completion thereof; or
      - (bb) it is, or the manner in which it is being carried out is, offensive or objectionable; or
  - (c) wash or clean a motor vehicle, except—
    - (i) in an area designated by the City for that purpose; or
    - (ii) where the owner of the motor vehicle has no alternative or cannot do so on their private property:

Provided that this shall not be permissible in a public parking area.

#### **DRYING OF WASHING ON FENCES ON BOUNDARIES**

- 14.** No person shall dry or spread washing, bedding or other items in a public place or on a fence on the boundary of a public road except where conditions in an informal settlement are such that it is not possible to do otherwise.

#### **PROHIBITION UPON SKATING, ROLLERSKATING AND DANGEROUS ACTS**

- 15.** No person shall—
- (a) on a public road skate on roller-skates or a skate-board or similar device except where permitted by the City;
  - (b) in a public place do anything which may endanger the life or safety of any person or animal, including—
    - (i) to shoot with a bow and arrow or catapult, or throw a stone, stick or other projectile in, onto or across a public road;

- (ii) without the prior written permission of the City or otherwise than in accordance with any conditions determined by the City when granting such written permission or in contravention of any other applicable by-law, to use explosives or discharge fireworks;
- (iii) except for a lawful purpose to discharge any firearm or air, gas or alarm gun or pistol unless—
  - (aa) the firearm or air, gas or alarm gun or pistol in question is discharged in any shooting range which complies with the provisions of any law applicable thereto; or
  - (bb) the firearm or air, gas or alarm gun or pistol in question is discharged for signaling the start of a race at an organised and controlled sports meeting, provided that blank cartridges only are fired thereby; or
  - (cc) the firearm or air, gas or alarm gun or pistol, or fireworks in question is discharged for a purpose and at a time and place approved in writing by the City.

#### **CONTROL OF GOODS OFFERED FOR SALE**

16. (a) The City may, after consideration and consultation and implementing the necessary enabling licensing system, designate public places, public roads or road intersections where no person shall, display or offer for sale any goods or produce except as may be prescribed by the City, provided this will not apply to the selling of newspapers at intersections or to the sale of goods by non-governmental organisations or developmental organisations which may apply for exemption for all their traders.
- (b) Notwithstanding paragraph (a), the City may issue licenses for the sale of goods and produce and in so doing, the City may limit the number of permits for an area and stipulate such conditions as it may from time to time prescribe.

#### **BRIDGES AND CROSSINGS OVER GUTTERS AND SIDEWALKS**

17. No private crossing, pathway, bridge or culvert shall be made or built to or in front of any dwelling or other premises in any public place—
- (a) except with the written permission of the City; and
  - (b) otherwise than in accordance with the requirements prescribed by the City.

#### **CONTROL OF AMUSEMENT SHOWS AND DEVICES**

18. (1) No person shall set up or use in any public place any circus, whirligig, roundabout or other side show or device for the amusement or recreation of the public—
- (a) except with the written permission of the City;
  - (b) otherwise than in accordance with such conditions as may be determined by the City;
  - (c) unless suitable sanitary conveniences for both sexes of the staff and the public have been provided there; and
  - (d) if it is in any way dangerous or unsafe for public use.
- (2) An authorised official of the City or a member of the Cape Town Metropolitan Police Department shall, for the purposes of inspection to ensure compliance with this section, at all reasonable times have free access to such circus, whirligig, roundabout or other sideshow or device.

#### **SLEEPING OR RESIDING IN MOTOR VEHICLES PROHIBITED**

19. No person shall, in a public place—
- (a) sleep in a stationary motor vehicle except in dire emergency (or where such a person is the driver of a public transportation motor vehicle or is guarding the motor vehicle) or in a designated rest area; or
  - (b) reside in a motor vehicle for longer than twenty-four hours.

#### **DISPLAY OF STREET NUMBERS**

20. (1) The City may, by written notice—
- (a) allot any number to any premises in any public road and direct the owner of such premises to display the number allotted to the premises and may also, in exceptional circumstances, prescribe the position where it is to be displayed, and the owner or occupier of such premises shall, within 30 days of the date of such notice affix the allotted number on the premises in accordance with such notice: Provided that any such number displayed on the premises shall be clearly visible and legible from a height of 1.5m above the centre line of the adjacent road or carriageway; and
  - (b) direct any owner to replace or repaint any digit of such number which has become illegible, obliterated or defaced.
- (2) If the owner of any premises fails to comply with any directive in terms of a notice contemplated in subsection (1), the City may cause such directive to be executed and the owner shall be liable for the cost incurred by the City in having the directive executed.
- (3) A statement signed by a duly authorised official of the City stating that the owner failed to comply with a directive in terms of a notice contemplated in subsection (1) and specifying the cost incurred by the City in executing such directive, shall be sufficient proof of the facts stated therein for purposes of summary judgement.
- (4) The City may at its discretion allocate a number to a portion of premises, other than a building, or to vacant land which borders on a public road, and the provisions of subsections (1) and (2) shall apply *mutatis mutandis* in respect of such portion of premises or such vacant land.

**EXEMPTIONS**

21. (1) The City may, from time to time, on such conditions as it may determine, grant exemptions from the provisions of this By-law.
- (2) The City may, on such conditions as it may determine, in writing, exempt from section 5(1) and 5(2) film crews or persons who, for purposes of photo shoots, media coverage or related activities, obstruct public places.

**THE CITY MAY ACT AND RECOVER COSTS**

22. (1) Notwithstanding any other provision of this By-law, the City may—
- (a) where the permission of the City is required before a person may perform a certain action or build or erect anything, and such permission has not been obtained; and
- (b) where any provision of this By-law is contravened under circumstances in which the contravention may be terminated by the removal of any structure, object, material or substance, serve a written notice on the owner of the premises or the offender, as the case may be, to terminate such contravention, or to remove the structure, object, material or substance, or to take such other steps as the City may require to rectify such contravention within the period stated in such notice.
- (2) Any person who fails to comply with a notice in terms of subsection (1) shall be guilty of an offence, and the City may, without prejudice to its powers to take action against the offender, take the necessary steps to implement such notice at the expense of the owner of the premises or the offender, as the case may be.

**OFFENCES AND PENALTIES**

23. (1) Any person who contravenes or fails to comply with any provision of this By-law or disobeys any instruction by a peace officer or a member of the Cape Town Metropolitan Police Department, enforcing this By-law, shall be guilty of an offence and with the exception of a contravention of sections 2(3)(g), (h), (i), (j) and (k), where there is a maximum penalty as provided for in analogous national legislation, be liable to a fine or imprisonment for a period not exceeding six months, or to both a fine and such imprisonment.
- (2) Any person who contravenes sections 2 (3) (g), (h), (i), (j) or (k) shall be liable to a fine as the court may deem fit to impose or to imprisonment as the court may deem fit to impose or to both a fine and imprisonment, not exceeding the maximum penalty as provided for in analogous national legislation. Where there is no maximum penalty as provided for in analogous national legislation the maximum penalty provided for in subsection (1) applies.
- (3) A court convicting a person of an offence under this By-law may impose alternative sentencing in place of a fine or imprisonment.

**REPEAL OF EXISTING BY-LAWS**

24. (1) The laws set out in Schedule 1 are repealed to the extent set out in that Schedule.
- (2) In the event of older legislation being inconsistent with this By-law, the provisions of this By-law shall prevail, to the extent of the inconsistency.

**SHORT TITLE**

25. (1) This By-Law is called the By-Law Relating to Streets, Public Places and the Prevention of Noise Nuisances, 2007.
- (2) In the event of any conflict between the English text of this By-Law and the text thereof in another language, the English text shall prevail.

**SCHEDULE 1**

Number and Year of By-law	Title	Extent of Repeal
P.N. 88/1999 Date 26/02/1999	City of Tygerberg: By-law relating to Streets	The whole
P.N. 101/1968 Date 02/02/1968	Pinelands Municipality: Regulations relating to Streets	The whole
P.N. 317/1999 Date 10/09/1999	Oostenberg Municipality: By-law relating to the Prevention of Nuisances	The whole
P.N. 1086/1975 Date 17/10/1975	Milnerton Municipality: By-law for the Convenience of Persons using Streets and Public Places	The whole
P.N. 137/1992 Date 20/03/1992	Milnerton Municipality: By-law relating to Nuisances	The whole
P.N. 474/1979 Date 15/06/1979	Durbanville Municipality: By-law for the Convenience of Persons using Streets and Public Places	The whole
P.N. 419/1993 Date 30/07/1993	Brackenfell Municipality: Standard By-law relating to Streets	The whole
P.N. 871/1975 Date 25/7/1975	Fish Hoek Municipality: By-law relating to Nuisances	The whole
P.N. 374/1989 Date 21/04/1989	Fish Hoek Municipality: Standard By-law relating to Streets	Only the portion applicable to the Standard By-law relating to Streets
P.N. 118/1988 Date 5/02/1988	Kraaifontein Municipality: Standard By-law relating to Streets	The whole
P.N. 29/1988 Date 8/01/1988	Bellville Municipality: Standard By-law relating to Streets	The whole
P.N. 55/1988 Date 22/01/1988	Kuils River Municipality: Standard By-law relating to Streets	The whole
P.N. 536/1990 Date 24/08/1990	Milnerton Municipality: Standard By-law relating to Streets and Amendment of the Standard By-law relating to Streets	The whole
P.N. 959/1989 Date 15/12/1989		
P.N. 27/1985 Date 11/01/1985	Cape Town Municipality: By-law relating to Shop Trolleys	The whole
P.N. 1103/1977 Date 11/11/1977 Amended by P.N. 271/1995 Date 9/06/1995	Cape Town Municipality: By-law for the Convenience of Persons using Streets and Public Places	The whole
P.N. 134/1974 Date 1/2/1974 Amended by P.N. 218/1975 Date 31/01/1975 and P.N. 271/1978 Date 10/03/1978 and P.N. 396/1980 Date 11/04/1980	Cape Town Municipality: Regulations relating to Nuisances	The whole

Number and Year of By-law	Title	Extent of Repeal
P.N. 294/1917 Date 13/12/1917 Amended by P.N. 134/1944 Date 27/04/1944	Cape Town Municipality: Regulation to Prevent Spitting in Public Places	The whole
P.N. 135/1909 Date 3/02/1909	Cape Town Municipality: Additional Regulation	The whole
P.N. 776/1903 Date 26/08/1903	Cape Town Municipality: Regulating and Preserving Public Parks, Avenues, Botanical Gardens and for Planting and Preserving Trees and Shrubs	The whole
P.N. 539/1964 Date 31/07/1964	Cape Town Municipality: Regulation No. 1982. For Preventing Conditions likely to give Shelter for Vagrants or to threaten Health or Safety	The whole
P.N. 586/1961 Date 21/07/1961	Cape Town Municipality: Regulation No. 1974. For the Control of Fountains	The whole
P.N. 714/1955 Date 2/12/1955 Amended by P.N. 503/1962 and P.N. 547/1962 and P.N. 5/1969 and P.N. 745/1970	Cape Town Municipality: Regulation for the Control of Street Collections	The whole
P.N. 1117/1973	Cape Town Municipality: Traffic Regulations	Section 59
P.N. 343/1962	Fish Hoek Municipality: Regulations for the Control of Door-to-Door Collections	The whole
P.N. 760/1959	Simon's Town Municipality: Regulations for the Control of Door-to-Door Collections	The whole
P.N. 1019/1974 Date 25/10/1974	Bellville Municipality: Regulations relating to Nuisances	The whole
P.N. 376/1997 Date 30/10/1997	South Peninsula Municipality: By-law for the Control of Fireworks	The whole

28 September 2007.

44559

## STAD KAAPSTAD

### VERORDENING OP STRATE, OPENBARE PLEKKE EN VOORKOMING VAN STOORNISSE

#### INLEIDING:

**AANGESIEN** die Stad Kaapstad ("die Stad") verordeninge mag maak en administreer vir die effektiewe administrasie van aangeleenthede soos die beheer van openbare stoornisse, munisipale paaie, openbare plekke, verkeer en parkering;

**EN AANGESIEN** aggressiewe, bedreigende, beledigende of obstruktiwede gedrag van persone in die openbaar vir die Stad onaanvaarbaar is;

**EN NOU, DAAROM IS DIT SOOS VOLG VASGESTEL** deur die Raad van die Stad Kaapstad:—

#### DEFINISIES

1. In hierdie Verordening, tensy die konteks anders aandui, beteken—

**"bedel"** enige versoek wat 'n persoon rig om die onmiddellike donasie van geld of iets anders van waarde al dan nie. Hierdie definisie sluit die passiewe staan of sit met 'n teken of ander aanduiding dat die persoon donasies soek, sonder dat 'n versoek aan 'n spesifieke persoon gerig word anders as 'n reaksie op die navraag, uit;

**"informele nedersetting"** 'n gebied sonder formele dienste en met informele behuising; sluit 'n nedersetting met 'n residensiële doel of township in, waarvoor daar geen toestemming toegestaan is ingevolge enige wetgewing, of 'n township buiten 'n formele township soos gedefinieer in artikel 1 van die Wet op die Opgradering van Grondbesitregte, 1991 (Wet no. 112 van 1991), en enige grond wat aangewys is as grond vir minder formele nedersittings ingevolge artikel 3(1) van die Wet op Minder Formele Dorpsstigting, 1991 (Wet no. 113 van 1991);

**"insameling"** die deur-tot-deur-insameling van geld of iets anders van waarde ingevolge die geskrewe toestemming soos verkry vanaf die Stad;

**"kant"** daardie gedeelte van die pad, straat of deurgang, insluitend die sypaadjie, wat nie die ryvlak of die skouer is nie.

**"motorvoertuig"** enige selfaangedrewe voertuig en sluit in—

- (a) 'n sleepwaentjie; en
- (b) 'n voertuig met pedale en 'n enjin of 'n elektriese motor as 'n integrale deel daarvan of aangeheg daaraan en wat so ontwerp is of aangepas is om aangedryf te word deur sodanige pedale, enjin of motor, of beide pedale en 'n enjin of 'n motor, maar sluit uit—
  - (i) enige voertuig aangedryf deur elektriese krag verkry vanaf opbergingsbatterye en wat deur 'n voetganger beheer word; of
  - (ii) enige voertuig waarvan die massa nie meer as 230 kilogram is nie, spesifiek ontwerp en vervaardig, en nie bloot aangepas nie, vir gebruik deur enige persoon met 'n fisiese gebrek of gestremdheid en uitsluitlik vir gebruik deur hierdie persoon;

**"obstruksie"** met betrekking tot 'n pad enige motorvoertuig of enige ander voorwerp wat die verkeer blokkeer of moontlik die verkeersvloei kan blokkeer;

**"oornag"** die tydperk vanaf 20:00 in die aand tot 06:00 in die oggend;

**"openbare pad"** enige pad, straat of deurgang of enige ander plek (hetsy 'n deurgang of nie) wat algemeen deur die publiek gebruik word of enige gedeelte daarvan of waartoe die publiek of enige gedeelte daarvan geregtelike toegang het, en sluit in—

- (a) die rand van enige sodanige pad, straat of deurgang;
- (b) enige brug, pont of drif wat oorgesteek kan word deur sodanige pad, straat of deurgang; en
- (c) enige ander werk of voorwerp wat deel vorm van of behoort aan so 'n pad, straat of deurgang deur daaraan verbind te wees;

**“openbare parkeerterrein”** enige ruimte in ’n openbare plek aangewys deur die Stad vir die parkering van ’n motorvoertuig;

**“openbare plek”**—

- (a) ’n openbare pad;
- (b) enige parkeerterrein, plein, park, ontspanningsterrein, sportgrond, sanitêre steeg, oop ruimte, strand, inkopiesentrum op munisipale grond, ongebruikte of onbeboude grond of begraaftplaas wat—
  - (i) in verband met die verskaffing of reservering van enige onderverdeling of uitleg van grond in erwe, persele of kleinhoues, uitgesit vir gebruik deur die publiek of die eienaars of besetters van sodanige erwe, persele of kleinhoues, hetsy dit op ’n algemene plan, plan vir onderverdeling of diagram aangedui is;
  - (ii) op enige tydstip aan die publiek toegewys is;
  - (iii) sonder onderbreking deur die publiek gebruik is vir ’n tydperk van minstens dertig jaar wat na 31 Desember 1959 verval het; of
  - (iv) op enige tydstip deur die Stad of enige ander bevoegde gesag as sodanig verklaar en oorgegee is; of
- (c) ’n openbare vervoer-motorvoertuig,
- (d) maar sluit nie openbare grond wat deur die Stad verhuur word of andersins vervreemd is, in nie;

**“openbarevervoer-motorvoertuig”** enige trein, bus, minibus of motorvoertuig wat lede van die publiek teen ’n fooi op land, water of in die lug vervoer;

**“parkering en verwante dienste”** parkeerdienste, motorskoonmaakdienste, motorwasdienste, motorsekuriteitsdienste, voorruitwasdienste en enige soortgelyke dienste;

**“ryvlak”** daardie gedeelte van ’n pad, straat of deurgang wat verbeter, aangelê of bedoel is vir voertuigverkeer en wat tussen die kante van die ryvlak voorkom;

**“skouer”** daardie gedeelte van die pad, straat of deurgang tussen die kant van die ryvlak en die sypaadjelyne;

**“skuiling”** enige struktuur wat privaatheid of beskerming bied, wat aan een of meer kante toe is;

**“Stad”** die Stad Kaapstad, ’n munisipaliteit gestig deur die Stad Kaapstad Stigtingskennisgewing No 479 van 22 September 2000, uitgereik ingevolge die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet 117 van 1998), soos gewysig, of enige struktuur of werknemer van die Stad Kaapstad wat optree ingevolge gedelegeerde of subgedelegeerde bevoegdheid of enige behoorlik gemagtigde agent;

**“straatkunstenaar”** ’n persoon wat gebaarspel, toneelstukke en musikale instrumente gebruik om te vermaak of deelneem aan ander uitvoerings of visuele kuns;

**“swaarvoertuie”** ’n vragmotor, ligte vragmotor, bus, perdekar, woonwa of enige ander voertuig waarin mense moontlik kan woon, slaap of enige onwettige aksies kan uitvoer;

**“sypaadjie”** daardie gedeelte van die soom wat vir die uitsluitlike gebruik van voetgangers bedoel is;

**“sypaadjelyne”** die grens tussen die skouer en die soom of, in die afwesigheid van ’n skouer, die gedeelte tussen die rand van die ryvlak en die soom;

**“voertuig”** ’n toestel wat ontwerp of aangepas is hoofsaaklik om op wiele of kruipspore te beweeg en sluit ’n toestel in wat deur middel van ’n trekstang aan ’n herstelvoertuig verbind is, en word gebruik as deel van die insleptoerusting van ’n herstelvoertuig om enige as of alle asse van ’n motorvoertuig te ondersteun wat as wrakke ingesleep moet word, buiten sodanige toestelle wat uitsluitlik op spore beweeg; en

**“vredesbeampte”** die wetstoepassingsbeampte of verkeersbeampte van die Stad wat as ’n vredesbeampte verklaar is ingevolge artikel 334 van die Straffproswet, 1977 (Wet 51 van 1977), wat optree wanneer aan diens en behoorlik as sodanig geïdentifiseer is.

## VERBODE GEDRAG

2. (1) Geen persoon, uitsluitend ’n vredesbeampte of enige ander beampte of persoon wat ingevolge die wet optree, mag—
  - (a) wanneer in ’n openbare plek—
    - (i) opsetlik die veilige en vrye deurgang van voetgangers of motorvoertuie blokkeer of daarmee inmeng nie; of
    - (ii) opsetlik ’n ander persoon of sy of haar eiendom aanraak of fisiese kontak veroorsaak, sonder daardie persoon se toestemming nie;
  - (b) ’n persoon individueel, of as deel van ’n groep van twee of meer, nader of agtervolg, op ’n manier of met gedrag, woorde of gebare wat bedoel word dat, of wat moontlik daartoe mag aanleiding gee dat, ’n persoon ernstige liggaamlike besering vrees, of skade of verlies van eiendom of andersins geïntimideer voel om geld of ander voorwerpe van waarde te gee nie; of
  - (c) aanhou om by ’n persoon te bedel of te na aan ’n persoon loop nadat die persoon aangedui het dat hy nie enige bydrae gaan maak nie.
- (2) Enige persoon wat ’n openbare parkeerruimte blokkeer, beset of reserveer of bedel, staan, sit of lê in ’n openbare plek moet dit onmiddellik staak wanneer hy/sy so ’n opdrag van ’n vredesbeampte of ’n lid van die Kaapstadse metropolitaanse polisie departement ontvang.



- (3) Geen persoon in 'n openbare plek mag—
- (a) beledigende of dreigtaal gebruik nie;
  - (b) baklei of op 'n oproerige, fisies bedreigende manier optree nie;
  - (c) urineer of ontlas, behalwe in 'n toilet;
  - (d) homself of haarself bad of was, behalwe—
    - (i) in 'n bad of 'n stort; of
    - (ii) as deel van 'n kulturele inisiasieseremonie in 'n gebied waar so 'n seremonie besig is om plaas te vind;
  - (e) spoeg;
  - (f) enige seksuele daade pleeg;
  - (g) naak verskyn of sy of haar geslagsdele ontbloot, tensy dit in 'n gebied is wat deur die Stad aangewys is as 'n gebied waar naaktheid toelaatbaar is, op voorwaarde dat dit nie van toepassing is op kinders onder die ouderdom van sewe nie;
  - (h) enige drank of dwelmmiddels gebruik nie;
  - (i) dronk wees of onder die invloed van dwelmmiddels wees nie;
  - (j) onsedelike voorstelle maak aan enige persoon of hom of haar opdring met prostitusie of onsedelikheid as die doel nie;
  - (k) dobbel nie;
  - (l) 'n vuur begin of aan die brand hou, behalwe 'n beampte of behoorlik gemagtigde persoon wat dit doen ingevolge wetgewing of in 'n gebied wat deur die Stad aangewys is; of
  - (m) oornag slaap, uitkamp of enige skuiling oprig, tensy dit in 'n gebied is wat vir hierdie doel aangewys is deur, of met die geskrewe toestemming van die Stad, mits dit nie vir die doel van kulturele inisiasieseremonies of informele nedersettings is nie.

#### **STOORNISSE**

3. Geen persoon mag in 'n openbare plek—
- (a) 'n stoornis veroorsaak of toelaat dat 'n stoornis veroorsaak word deur uit te roep, te skreeu, of deur enige harde en aanhoudende geluid te maak nie, insluitend versterkte geraas en klank; of
  - (b) toelaat dat geraas vanuit 'n privaat woning of besigheid in 'n openbare plek hoorbaar is nie, tensy dit luidsprekeraankondigings van openbare vergaderings is of as gevolg van die aktiwiteite van straatkunstenaars.

#### **STRAAT- EN DEUR-TOT-DEUR-INSAMELINGS**

4. Geen persoon mag geld in 'n openbare plek insamel of probeer insamel nie, of organiseer of op enige manier bystand verleen tydens die organisering van sodanige insamelings nie, behalwe met die geskrewe toestemming van die Stad en andersins in ooreenstemming met voorwaardes soos deur die Stad bepaal, wat nie enige persoon of organisasie moet ontsê om geld van deur tot deur in te samel nie.

#### **PARKERING EN VERWANTE DIENSTE**

5. (1) Die Stad kan, na oorweging, raadpleging en implementering van die nodige magtigingslisensiestelsel, gebiede aanwys waar geen persoon in ruil vir geld of enige ander waardevolle voorwerp of in verwagting daarvan—
- (a) die operateur of insittende van 'n motorvoertuig mag wys na 'n openbare parkeerplek nie; of
  - (b) enige ander parkering of verwante dienste in die parkeerplek aanbied nie.
- (2) Nieteenstaande subartikel (1) kan die Stad, onderhewig aan bepaalde vereistes en voorwaardes, wanneer 'n persoon of 'n organisasie wat so 'n persoon verteenwoordig aansoek doen, toestemming aan so 'n persoon verleen om, teen die betaling van 'n nominale fooi, die bestuurder of insittende van die motorvoertuig te wys na 'n openbare parkeerplek of om ander parkering of ander verwante dienste te voorsien.

#### **VERBODSBEPALINGS RAKENDE MOTORVOERTUIG**

6. (1) Geen bestuurder of persoon in beheer van 'n swaarvoertuig mag parkeer en so 'n motorvoertuig oornag in 'n openbare plek in 'n residensiële gebiede los nie.
- (2) Geen bestuurder, persoon in beheer van 'n motorvoertuig of passasier in die motor moet toegelaat word om enige versterkte geraas vanaf die motorvoertuig te laat ontsnap wat vir 'n afstand verder as 50 meter hoorbaar is nie.

#### **VOORWERPE WAT 'N OBSTRUKSIE VEROORSAAK**

7. Geen persoon buiten die vredesbeampte of ander amptelike persone wat ingevolge die wet optree, mag—
- (a) enige goedere of artikels in openbare plekke neersit, pak, uitpak of los, of veroorsaak dat enige goedere of artikels in openbare plekke neergesit, gepak, uitgepak of gelos word nie, buiten vir 'n redelike tydperk tydens die oplaai, aflaai of verwydering van sodanige goedere of artikels; of

- (b) op enige wyse die voetgangerverkeer op 'n sypaadjie belemmer deur enige voorwerp of motorvoertuig daarop te laat of dit te veroorsaak nie.

#### **BOME WAT 'N STEURING OF VERSPERRING VEROORSAAK**

8. (1) Waar daar op enige eiendom enige boom of plantegroei is wat oorhoofse drade versteur of 'n bron van irritasie, gevaar of ongerief is vir persone wat 'n openbare pad gebruik, kan die Stad 'n skriftelike kennisgewing aan die eienaar of bewoner van sodanige eiendom stuur om die boom of plantegroei te snoei of te verwyder volgens en in die tydperk soos gestipuleer in die kennisgewing.
- (2) Enige persoon wat nalaat om die stipulasies soos vervat in die kennisgewing ingevolge subartikel (1) na te kom, is skuldig aan 'n oortreding.
- (3) Sou enige persoon versuim om aan 'n kennisgewing ingevolge hierdie artikel te voldoen, kan die Stad self die boom of plantegroei snoei of verwyder op die onkoste van die persoon aan wie die kennisgewing bedien is.

#### **BOME IN STRATE**

9. (1) Geen persoon buiten 'n behoorlik gemagtige Stadsamptenaar mag—
- (a) sonder die geskrewe toestemming van die Stad, 'n boom of struik op 'n openbare pad plant, of op enige wyse 'n boom of struik op 'n openbare pad afkap of dit daarvan verwyder nie;
- (b) in 'n boom wat op 'n openbare pad groei, klim of dit breek of beskadig nie; of
- (c) enige boom wat op 'n openbare pad groei op enige manier merk of verf of enige advertensie daarop aanbring nie.
- (2) Enige boom of struik wat op 'n openbare pad geplant word, word die eiendom van die Stad.

#### **GOEDERE, BOUMATERIAAL, MOTORVOERTUIGWRAKSTUKKE, GEVAARLIKE VOORWERPE**

10. Geen persoon mag—
- (a) sonder die vooraf geskrewe toestemming van die Stad of andersins in ooreenstemming met enige voorwaardes deur die Stad bepaal wanneer sodanige geskrewe toestemming verleen word—
- (i) goedere los, stoor, oppak of afpak of veroorsaak of toelaat dat goedere gelos, gestoor, opgepak of afgepak word, of opgaar of daartoe bydra dat enige boumateriaal, motorvoertuigwrakke, spaaronderdele van motorvoertuie, geboue, afvalmateriaal of steierwerk opgegaar word in enige openbare plek of balkon of stoep wat opgerig is oor die grense van 'n openbare pad nie; of
- (ii) stene, kalk of gruiskalk boor of sny, of boumateriaal in enige openbare plek meng nie; of
- (b) enige gebreekte glas of ander potensieel gevaarlike voorwerp los of opgaar of veroorsaak dat dit in openbare plekke gelos of opgegaar word nie, of toelaat dat dit geplaas word in enige openbare plekke vanaf persele wat deur hom of haar besit of beset word nie; of
- (c) boumateriaal, gemeng of ongemeng, vervoer of veroorsaak of toelaat dat dit op 'n openbare pad vervoer word op so 'n wyse dat die pad beskadig word nie.

#### **OPGRAWINGS IN STRATE**

11. (1) Geen persoon mag 'n opgrawing maak of aanleiding daartoe gee dat daar opgrawings gemaak word of dat daar 'n put, sloot of gat in 'n openbare pad gemaak word nie—
- (a) behalwe met die geskrewe toestemming van die Stad; en
- (b) andersins in ooreenstemming met die vereistes deur die Stad voorgeskryf.
- (2) Die bepalinge van subartikel (1) verhoed nie 'n persoon daarvan om tydens daglig 'n sambreel of enige ander soortgelyke voorwerp in 'n openbare plek op te rig nie, mits die manier waarop dit opgerig is nie enige skade berokken aan die plantegroei of enigiets wat deel vorm van die betrokke openbare plek nie.

#### **GIFSTOWWE IN STRATE EN DIE VERVOER VAN DIERKARKASSE EN ANDER AFVALSTOWWE**

12. (1) Geen persoon buiten 'n beampte van die Stad of 'n gemagtige persoon wat wettig goedgekeurde onkruidverwyderaars, onkruidodders, gifstowwe of plaagdoders toedien, mag gifstowwe uitsit of versprei op enige openbare pad nie.
- (2) Geen persoon mag die karkas van 'n dier of enige vullis, nagvuil, afval, rommel, gemors of bemesting op 'n openbare pad vervoer nie—
- (a) tensy dit behoorlik toegemaak is; en
- (b) tensy dit in 'n tipe houer vervoer word wat nie sal toelaat dat enige aanstootlike vloeistowwe of dele van die vrag op die pad sal mors nie.

#### **VERBODSBEPALINGS OP SEKERE AKTIWITEITE IN VERBAND MET VOORWERPE**

13. Geen persoon mag op 'n openbare plek—
- (a) insluitend 'n balkon of stoep wat strek oor die grenslyn van 'n openbare pad, enige voorwerp, insluitend klere, was, skoonmaak of droogmaak nie, behalwe in gebiede wat vir hierdie doel deur die Stad aangewys is;
- (b) enige herstelwerk aanbring aan 'n motorvoertuig of boot, behalwe waar nodig met die doel om die motorvoertuig te verwyder van die plek waar dit in 'n ongeluk betrokke was of waar dit gebreek het, tensy dit in 'n aangewese taxiststaanplek is of tensy—

- (i) die motorvoertuig of boot in 'n aangewese taxistaanplek is;
- (ii) die motorvoertuig of boot besit word deur 'n persoon wat eiendom direk langs 'n openbare pad bewoon en sodanige werk uitgevoer word deur die persoon wat daar woon, maar nie waar 'n motorwerktuigkundige werkwinkel vir kommersiële doeleindes bedryf word nie; of
- (iii) die Stad vooraf geskrewe toestemming hiertoe verleen het, behalwe waar—
  - (aa) dit vir 'n langer tydperk aanhou as wat die Stad redelik ag vir die voltooiing daarvan; of
  - (bb) dit, of die manier waarop dit gedoen word, aanstootlik of afkeurenswaardig is; of
- (c) 'n motorvoertuig was en skoonmaak, behalwe—
  - (i) in 'n gebied deur die Stad vir daardie doel aangewys; of
  - (ii) waar die eienaar van die motorvoertuig geen alternatief het of dit nie op hul privaat eiendom kan doen nie, met dien verstande dat dit nie in 'n openbare parkeerterrein toegelaat word nie.

#### **DROOGMAAK VAN WASGOED OOR HEININGS OP GRENSE**

14. Geen persoon mag wasgoed, beddegoed of enige ander items in 'n openbare plek droogmaak of oopgooi of oor 'n heining op die grens van 'n openbare pad hang nie, tensy die omstandighede in 'n informele nedersetting van so 'n aard is dat daar geen ander alternatief is nie.

#### **VERBOD OP SKAATSPLANKRY, ROLSKAATSRY EN GEVAARLIKE OPTREDE**

15. Geen persoon mag—
- (a) op 'n openbare pad met rolskaatse of skaatsplanke of soortgelyke toestelle skaats nie, behalwe waar dit deur die Stad toegelaat word;
  - (b) enigiets in 'n openbare plek doen wat die lewe of veiligheid van enige persoon of dier kan bedreig nie, insluitend—
    - (i) om met 'n pyl en boog of kettie te skiet, klippe of stokke of enige projektiel in, op of oor 'n openbare pad te gooi;
    - (ii) plofstowwe gebruik of vuurwerke afskiet sonder die Stad se vooraf geskrewe toestemming of andersins in ooreenstemming met enige voorwaardes deur die Stad bepaal in die verleen van sodanige geskrewe toestemming of wat teenstrydig is met enige ander toepaslike verordening nie;
    - (iii) behalwe as die afvuur van enige vuurwapen of lug-, gas- of alarmgeweer of pistool vir 'n wettige doel is, tensy—
      - (aa) die betrokke vuurwapen of lug-, gas- of alarmgeweer of pistool, afgevuur word op enige skietbaan wat voldoen aan die bepalings van enige toepaslike wet; of
      - (bb) die betrokke vuurwapen of lug-, gas- of alarmgeweer of pistool afgevuur word om die begin van 'n wedloop aan te kondig tydens 'n georganiseerde en beheerde sportbyeenkoms, met dien verstande dat slegs loskruitpatrone afgevuur word; of
      - (cc) die betrokke vuurwapen of lug-, gas- of alarmgeweer of pistool, of vuurwerke afgevuur word met 'n doel en op 'n tyd wat skriftelik deur die Stad goedgekeur is.

#### **BEHEER VAN GOEDERE WAT TE KOOP AANGEBIED WORD**

16. (a) Die Stad kan, na oorweging en raadpleging en die implementering van die nodige magtigingslisensiestelsel, openbare plekke, openbare paaie of kruisings aanwys soos deur die Stad voorgeskryf, waar geen persoon enige goedere of produkte mag uitstal of te koop aanbied nie, met dien verstande dat dit nie van toepassing is nie op die verkoop van koerante by kruisings of die verkoop van goedere deur nie-regeringsorganisasies of ontwikkelingsorganisasies wat om kwytskelding vir al hulle handelaars kan aansoek doen.
- (b) Nieteenstaande paragraaf (a), kan die Stad 'n lisensie vir die verkope van goedere en produkte toestaan en deur dit te doen, kan die Stad die aantal permitte vir 'n gebied beperk en van tyd tot tyd voorwaardes stipuleer.

#### **BRÛE EN KRUISINGS OOR SLOTE EN SYPAADJIES**

17. Geen privaat kruising, voetpad, brug of duiker mag gemaak of gebou word in of voor enige woning of perseel in enige openbare plek nie—
- (a) buiten met die geskrewe toestemming van die Stad; en
  - (b) buiten in ooreenstemming met die aanbevelings deur die Stad voorgeskryf.

#### **BEHEER VAN VERMAAKLIKHEIDSVERTONINGS EN -TOESTELLE**

18. (1) Geen persoon mag enige openbare plek gebruik om 'n sirkus, mallemeule, swaaie of enige ander byvertoning of toestel op te stel of te gebruik vir die vermaak of ontspanning van die publiek nie—
- (a) tensy dit met die geskrewe toestemming van die Stad is;
  - (b) andersins in ooreenstemming met die voorwaardes soos deur die Stad bepaal;
  - (c) tensy daar geskikte sanitasiegeriewe vir beide geslagte van die personeel en die publiek verskaf word; en
  - (d) as dit op enige wyse gevaarlik of onveilig is vir die publiek om dit te gebruik.

- (2) 'n Gemagtigde amptenaar van die Stad of 'n lid van die Kaapstadse metropolitaanse polisie departement moet, met die doel van inspeksie om te verseker dat daar aan hierdie artikel voldoen word, te alle redelike tye, gratis toegang hê tot sodanige sirkus, mallemeule, swaaie of enige ander byvertoning of toestelle.

#### SLAAP OF WOON IN MOTORVOERTUIG VERBODE

##### 19. Geen persoon mag in 'n openbare plek—

- (a) in 'n stilstaande voertuig slaap nie, behalwe in uiterste noodgevalle (of waar sodanige persoon die bestuurder van 'n openbarevervoer-motorvoertuig is of die motorvoertuig oppas) of in 'n aangewese rusplek; of
- (b) vir langer as vier-en-twintig uur in 'n motorvoertuig woon nie.

#### VERTOON VAN STRAATNOMMERS

##### 20. (1) Die Stad kan, deur middel van geskrewe kennisgewing—

- (a) in enige openbare pad enige nommer aan enige eiendom toeken en die eienaar van hierdie eiendom aansê om die nommer wat aan die eiendom toegewys is, te vertoon en ook in uitsonderlike gevalle die posisie waar die nommer vertoon moet word, voorskryf, en die eienaar of besetter van sodanige eiendom moet binne 30 dae vanaf ontvangs van sodanige kennisgewing die toegewese nommer op die eiendom aanbring in ooreenstemming met die kennisgewing, met dien verstande dat enige sodanige nommer wat op die eiendom vertoon word, duidelik sigbaar en leesbaar moet wees op 'n hoogte van 1,5 m bo die middellyn van die aangrensende pad of rybaan; en
- (b) enige eienaar aansê om enige syfer in sodanige nommer wat onleesbaar, uitgevee of beskadig is, te vervang of oor te verf.
- (2) Sou die eienaar van enige eiendom versuim om te voldoen aan enige instruksie ingevolge 'n kennisgewing soos voorgehou in subartikel (1), kan die Stad opdrag gee dat hierdie instruksies uitgevoer word waarop die eienaar aanspreeklik is vir die onkoste wat deur die Stad aangegaan is ten einde die instruksie uit te voer.
- (3) 'n Verklaring geteken deur 'n behoorlik gemagtigde amptenaar van die Stad, waarin verklaar word dat die eienaar versuim het om te voldoen aan 'n instruksie ingevolge die kennisgewing soos voorgehou in subartikel (1) en met inbegrip van die gespesifiseerde koste wat die Stad aangegaan het in die uitvoering van hierdie instruksie, is afdoende bewys van die feite daarin vervat met die oog op summierse vonnis.
- (4) Die Stad kan volgens sy oordeel 'n nommer toeken aan 'n gedeelte van 'n perseel, buiten 'n gebou, of aan onbeboude grond wat aan 'n openbare pad grens, en die bepalings van subartikels (1) en (2), *mutatis mutandis*, geld ten opsigte van sodanige gedeelte van 'n perseel of sodanige onbeboude grond.

#### KWYTSKELDINGS

21. (1) Die Stad kan, van tyd tot tyd, op sodanige voorwaardes as wat hy bepaal, kwyt skelding verleen van die bepalings van hierdie Verordening.
- (2) Die Stad kan skriftelike kwyt skelding verleen van artikels 5(1) en 5(2) op voorwaardes wat hy bepaal, aan filmspanne of persone wat openbare plekke versper vir die doel van fotosessies, mediadekking of verwante aktiwiteite.

#### DIE STAD MAG OPTREE EN KOSTES VERHAAL

##### 22. (1) Nieteenstaande enige ander bepaling van hierdie Verordening kan die Stad—

- (a) waar die toestemming van die Stad vereis word voordat 'n persoon 'n bepaalde aksie uitvoer, of enigiets bou of oprig, en sodanige toestemming nie verkry is nie; en
- (b) waar enige bepaling van hierdie Verordening in stryd is met omstandighede waarin die teenstrydigheid beëindig kan word deur die verwydering van enige struktuur, voorwerp, materiaal of middel, 'n geskrewe kennisgewing aan die eienaar van die perseel of die oortreder rig, soos wat die geval ook mag wees, om sodanige teenstrydigheid te beëindig, of die struktuur, voorwerp, materiaal of middel te verwyder, of ander stappe soos deur die Stad vereis, te doen om sodanige teenstrydigheid reg te stel binne die tydperk soos in die kennisgewing gemeld.
- (2) Enige persoon wat in gebreke bly om te voldoen aan 'n kennisgewing ingevolge subartikel (1) is skuldig aan 'n oortreding, en die Stad kan, met voorbehoud van sy magte, die nodige stappe teen die oortreder doen ten einde sodanige kennisgewing te implementeer ten koste van die eienaar van die perseel of die oortreder, soos wat die geval ook al mag wees.

#### OORTREDINGS EN BOETES

23. (1) Enige persoon in stryd met of wat in gebreke bly om te voldoen aan enige bepaling van hierdie Verordening of enige instruksie deur 'n vredesbeampte of 'n lid van die Kaapstadse metropolitaanse polisie departement wat hierdie Verordening toepas, verontagsaam, is skuldig aan 'n oortreding en stel hom/haar met die uitsondering van 'n oortreding van artikels 2(3)(g), (h), (i), (j) en (k), waar daar vir 'n maksimum boete voorsiening gemaak word volgens ooreenstemmende nasionale wetgewing, bloot aan 'n boete of tronkstraf vir 'n tydperk van nie langer nie as ses maande, of vir beide 'n boete en sodanige tronkstraf.
- (2) Enige persoon wat in stryd is met artikels 2 (3) (g), (h), (i), (j) of (k), stel hom/haar bloot aan 'n boete soos deur die hof bepaal of vir tronkstraf soos deur die hof as gepas geag, of beide 'n boete en tronkstraf, en wat nie die maksimum boete soos deur ooreenstemmende nasionale wetgewing bepaal, oorskry nie. Waar daar geen maksimum boete is volgens ooreenstemmende nasionale wetgewing nie, geld die maksimum boete soos in subartikel (1) bepaal.
- (3) 'n Hof wat 'n persoon vir 'n oortreding volgens hierdie Verordening vonnis, kan 'n alternatiewe vonnis uitspreek in die plek van 'n boete of tronkstraf.

**HERROEPING VAN BESTAANDE VERORDENINGE**

24. (1) Die wette soos uiteengesit in Skedule 1 word herroep volgens die uiteensetting in die Skedule.
- (2) Sou daar enige inkonsekwentheid wees tussen ouer wetgewing en hierdie Verordening, geld die bepalings van hierdie Verordening ten opsigte van die inkonsekwentheid.

**VERKORTE TITEL**

25. (1) Hierdie Verordening word die Verordening op Strate, Openbare Plekke en die Voorkoming van Stoomnisse, 2007 genoem.
- (2) In die geval van enige konflik tussen die Engelse teks van hierdie Verordening en die teks daarvan in enige ander taal, geld die Engelse teks.

**SKEDULE 1**

Verordeningnommer en -jaar	Titel	Omvang van herroeping
P.K. 88/1999 Datum 26/02/1999	Stad Tygerberg: Verordening op Strate	In sy geheel
P.K. 101/1968 Datum 02/02/1968	Pinelands Munisipaliteit: Regulasies op Strate	In sy geheel
P.K. 317/1999 Datum 10/09/1999	Oostenberg Munisipaliteit: Verordening op Voorkoming van Stoomnisse	In sy geheel
P.K. 1086/1975 Datum 17/10/1975	Milnerton Munisipaliteit: Verordening op Gerief van Persone wat Strate en Openbare Plekke gebruik	In sy geheel
P.K. 137/1992 Datum 20/03/1992	Milnerton Munisipaliteit: Verordening op Stoomnisse	In sy geheel
P.K. 474/1979 Datum 15/06/1979	Durbanville Munisipaliteit: Verordening op Gerief van Persone wat Strate en Openbare Plekke gebruik	In sy geheel
P.K. 419/1993 Datum 30/07/1993	Brackenfell Munisipaliteit: Standaardverordening op Strate	In sy geheel
P.K. 871/1975 Datum 25/07/1975	Vishoek Munisipaliteit: Verordening op Stoomnisse	In sy geheel
P.K. 374/1989 Datum 21/04/1989	Vishoek Munisipaliteit: Standaardverordening op Strate	Slegs die gedeelte met betrekking tot die Standaardverordening op Strate
P.K. 118/1988 Datum 5/02/1988	Kraaifontein Munisipaliteit: Standaardverordening op Strate	In sy geheel
P.K. 29/1988 Datum 08/01/1988	Bellville Munisipaliteit: Standaardverordening op Strate	In sy geheel
P.K. 55/1988 Datum 22/01/1988	Kuilsrivier Munisipaliteit: Standaardverordening op Strate	In sy geheel
P.K. 536/1990 Datum 24/08/1990	Milnerton Munisipaliteit: Standaardverordening op Strate en Wysiging van Standaardverordening op Strate	In sy geheel
P.K. 959/1989 Datum 15/12/1989		
P.K. 27/1985 Datum 11/01/1985	Kaapstad Munisipaliteit: Verordening op Winkeltrullies	In sy geheel
P.K. 1103/1977 Datum 11/11/1977	Kaapstad Munisipaliteit: Verordening op Gerief van Persone wat Strate en Openbare Plekke gebruik	In sy geheel
P.K. 134/1974 Datum 01/02/1974	Kaapstad Munisipaliteit: Regulasies op Stoomnisse	In sy geheel
Gewysig deur P.K. 218/1975 Datum 31/01/1975 en P.K. 271/1978 Datum 10/03/1978 en P.K. 396/1980 Datum 11/04/1980		
P.K. 294/1917 Datum 13/12/1917 Gewysig deur P.K. 134/1944 Datum 27/04/1944	Kaapstad Munisipaliteit: Regulasies op Voorkoming van Spoeg in Openbare Plekke	In sy geheel
P.K. 135/1909 Datum 03/02/1909	Kaapstad Munisipaliteit: Bykomende Regulasie	In sy geheel
P.K. 776/1903 Datum 26/08/1903	Kaapstad Munisipaliteit: Regulering en Bewaring van Openbare Parke, Lane, Botaniese Tuine en Aanplanting en Bewaring van Bome en Struike	In sy geheel
P.K. 539/1964 Datum 31/07/1964	Kaapstad Munisipaliteit: Regulasie Nr. 1982 op Voorkoming van Omstandighede wat waarskynlik Skuiling aan Rondlopers sal bied of Gesondheid en Veiligheid bedreig	In sy geheel
P.K. 586/1961 Datum 21/07/1961	Kaapstad Munisipaliteit: Regulasie Nr. 1974 op Beheer van Fonteine	In sy geheel
P.K. 714/1955 Datum 02/12/1955 Gewysig deur P.K. 503/1962 en P.K. 547/1962 en P.K. 5/1969 en P.K. 745/1970	Kaapstad Munisipaliteit: Regulasies op Beheer van Straatinsamelings	In sy geheel
P.K. 1117/1973	Kaapstad Munisipaliteit: Verkeersregulasies	Artikel 59
P.K. 343/1962	Vishoek Munisipaliteit: Regulasies op Beheer van Deur-tot-Deurinsamelings	In sy geheel
P.K. 760/1959	Simonstad Munisipaliteit: Regulasies op Beheer van Deur-tot-Deurinsamelings	In sy geheel
P.K. 1019/1974 Datum 25/10/1974	Bellville Munisipaliteit: Regulasies op Stoomnisse	In sy geheel
P.K. 376/1997 Datum 30/10/1997	Suidkiereiland Munisipaliteit: Verordening op Beheer van uurwerke	In sy geheel

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**ISIXEKO SASEKAPA****UMTHETHO WEDOLOPHU ONXULUMENE NEZITALATO, IINDAWO ZIKAWONKE-WONKE NOTHINTELO LWEENKATHAZO ZENGXOLO****INTSHAYELELO:**

**EKUBENI iSixeko** saseKapa (“iSixeko”) singenza kwaye silawule imithetho yedolophu ngolawulo olufanelekileyo lwemiba efana nokulawula iinkathazo zoluntu, iindlela zika masipala, iindawo zikawonke-wonke, izithuthi nendawo yokumisa iimoto;

**KWAYE EKUBENI** indlela yokuziphatha kwabantu esidlangalaleni ehlaselayo, esongelayo, exhaphazayo okanye ephazamisayo ingamkelekanga kwiSixeko,



**KWAYE KENGOKO, YENZIWE UMTHETHO** liBhunga leSixeko saseKapa, ngale ndlela ilandelayo:—

## IINGCACISO

### 1. Kulo mthetho wedolophu, ngaphandle kokuba isiqukatho sibonakalisa ngenye indlela—

**“ngqiba”** uthetha nasiphina isicelo esenziwa ngumntu solizo olukhawulezileyo lemali okanye enye into yexabiso okanye ngenye indlela. Le ngcaciso ayiquki ukuzimela ngokungenzinto okanye uhleli nophawu okanye omnye umqondiso wokuba umntu ufuna amalizo ngaphandle kokwenza intetho yokubongoza kuye nawuphina umntu othile ngaphandle kokuphendula umbuzo;

**“ISixeko”** sithetha iSixeko saseKapa, umasipala omiselwe ngokweSaziso esiMiselwe ngokweSixeko saseKapa esinguNomb.479 sangomhla wama-22 kaSeptemba 2000, esikhutshwe ngokobuRhulumente baseKhaya/beNgingqi: uMthetho woLwakhiwo lukaMasipala ka-1998 (uMthetho nombolo 117 ka-1998), njengoko ulungisiwe, okanye nasiphina isakheko okanye umqeshwa weSixeko saseKapa esebenza ngokwezigunyaziso okanye igunya eligunyaziselweyo okanye naliphina igunya lequmrhu eligunyazisiweyo;

**“inkongozelo”** ithetha ukucela inkongozelo yemali kumnyango nomnyango okanye enye into yexabiso ngokwemvume ebhaliweyo efunyanwe kwiSixeko;

**“isigadla”** iquka ilori, ilori encinci, ibhasi, ihashe nenqwelo erhuqwayo, inqwelo enophahla ekuhlalwa kuyo, okanye nayiphina engenye inqwelo efanayo apho kunokwenzeka kubekho abantu abahlalayo, abalalayo, okanye besenza nasiphina isenzo esingekho semthethweni okanye ukuziphatha;

**“umgca womqokumbelo wendlela”** uthetha umda phakathi kwegxalaba **nasekupheleni** okanye xa lingekho igxalaba, indawo ephakathi komphetho wendlela **nasekupheleni**;

**“indawo yokuhlala engenasiseko”** ithetha indawo engenazinkonzo ezisesikweni enezindlu ezingamatyotyombe; iquka indawo ekuhlaliswa kuyo abantu ngenjongo zokuhlala okanye ilokishi apho kungakhange kunikwe imvume nangawuphina umthetho, okanye ilokishi engeyiyo ilokishi esesikweni njengoko kucacisiwe kwicandelo lo—1 lokuHlaziya uMthetho wamaLungelo okuQeshisa ngoMhlaba ka 1991 (uMthetho Nombolo. 112 ka 1991), kwaye nawuphina umhlaba ochazwe njengomhlaba wendawo engaphantsi **kwindawo yokuhlala** engekho sesikweni ngokwe candelo 3(1) **loMthetho weSakhiwo esingaPhantsi kweLokishi**;

**“imoto”** ithetha nayiphina imoto eqhutywayo kwaye kuquka—

- (a) inqwelo erhuqwayo, ne;
- (b) imoto enezinyathelo ne-injini okanye imoto yombane njengenxenywe efunekayo ngako oko okanye ehlonyelwe ngaphezu koko kwaye eyakhelwe okanye elungiselelwe ukuba iqhutywe ngezinyathelo ezinjalo, injini okanye imoto, kodwa ayiquki—
  - (i) nayiphina imoto eqhutywa ngamandla ombane avela kwiibhetri ezigciniweyo nelawulwa ngumntu ohamba ngeenyawo; okanye;
  - (ii) nayiphina imoto enobunzima obungadluliyo kuma-230 eekilogram neyakhelwe ngenjongo eyodwa neyenziwe, kwaye ingalungiselelwanga nje, ukusetyenziswa nangubanina okhobuzekileyo ngokomzimba okanye ubulwelwe kwaye isetyenziswe kuphela ngumntu onjalo;

**“ukuphazamisa”** ngokunxulumene nendlela, kuthetha ukuba nayiphina imoto okanye nayo nayiphina into ethintela okanye mhlawumbi enokuthintela ukukroza kweemoto;

**“ngobusuku”** kuthetha isithuba ukusuka ngentsimbi ye 20h00 ngokuhlwa ukuya kwintsimbi ye—06h00 kusasa;

**“ukumisa izithuthi nezinye iinkonzo ezizalanayo”** kuthetha iinkonzo zokumisa izithuthi iinkonzo zokucoca iimoto, iinkonzo zokuhlamba iimoto, iinkonzo zokuhlamba ifestile engaphambili emotweni nezinye iinkonzo ezikwanjalo;

**“igosa loxolo”** kuthetha igosa elinyanzelisa umthetho okanye igosa lezothutho leSixeko elibhengezwe njenge gosa loxolo,Ngokwecandelo lama-334 loMthetho weNkqubo yolwaPhulo-Mthetho, ka-1977 (Mthetho nombolo-51 ka-1977), esebenza xa esembenzini kwaye echongwe njalo;

**“indawo yokumisa iimoto kawonke-wonke”** ithetha nayiphina indawo kwindawo kawonke-wonke echazwe siSixeko ukuba yeyokumisa iimoto;

**“indawo kawonke-wonke”** ithetha—

- (a) Indlela kawonke-wonke;
- (b) Nayiphina indawo yokumisa iimoto, isikwere, ipaka, ibala lokuzonwabisa, ibala lezemidlalo, isanitary lane, indawo evulekileyo, unxweme, indawo eneevenkile ezininzi kumhlaba kamasipala, umhlaba ongasetyenziswanga kamasipala okanye ongenanto okanye amangcwaba a—
  - (i) Malunga nokuphina ukwahlulwa okanye okulungiswa komhlaba ubeziza okanye iziqwenga zomhlaba, olingiselelwe, ogcinelwe okanye obekelwe bucala ukuba usetyenziswe nguwonke-wonke okanye abanikazi okanye abahlali be-erven enjalo, iziza okanye iziqwengana zomhlaba, nokuba ubonisiwe okanye awubonisiwanga kuyilo olukhulu, uyilo lokwahlulwa okanye idayagram;
  - (ii) Nangaliphina ixehsa unikezelwe kuwonke-wonke;
  - (iii) Osetyenziswe ngaphandle kwesiphazamiso sikawonke-wonke kangangethuba leminyaka engamashumi amathathu ubuncinci eliphelelwa emva komhla wama-31 Desemba 1959; okanye
  - (iv) Nangaliphina ixehsa elibhengezwe okanye elinikezelwe njalo siSixeko okanye elinye igunya elinobuchule; okanye
- (c) Imoto ethutha uwonke-wonke;
- (d) kodwa ayizukoquka umhlaba kawonke-wonke oqeshisiweyo okanye ophephethwe siSixeko;

**“indlela kawonke-wonke”** ithetha nayiphina indlela, istrato okanye indawo ekunqunyulwa kuyo okanye enye indawo (nokuba yindawo ekunqunyulwa kuyo okanye engeyiyo) edla ngokusetyenziswa nguwonke-wonke okanye naliphina icandelo elikhoyo okanye apho uwonke-wonke okanye naliphina icandelo elikhoyo unelungelo lokufikelela, ikwaquka—

- (a) Umda wayo nayiphina indlela enjalo, istrato okanye indawo ekunqunyulwa kuyo;
- (b) Nayiphina ibrorho, indawo eweza abantu okanye umsinga onqamlezwa nayiphina indlela enjalo, istrato okanye indawo ekunqunyulwa kuyo; ne
- (c) Nawuphina omnye umsebenzi okanye into eyinxalenye ye okanye edityaniswe ne okanye eyalo ndlela enjalo, istrato, okanye indawo ekunqunyulwa kuyo;

**“imoto yothutho lika wonke-wonke”** iquka nawuphina uloliwe, ibhasi, itekisi okanye imoto ehamba emhlabeni, emanzini okanye emoyeni, ethutha uwonke-wonke ngemali ehlawulwayo;

**“indlela yezithuthi”** ithetha isahlulo sendlela, istrato okanye indawo ekunqunyulwa kuyo ephuculweyo, eyakhiweyo okanye eyenzelwe ukuhamba kweenqwelo phakathi komphetho wendlela nesahlulo sendlela;

**“ikhusi”** kuthetha nasiphina isakhiwo esinika okungasese okanye ikhusi, elinecala okanye amacala angaphezulu avalekayo;

**“igxalaba”** lithetha esiya sahlulo sendlela, istrato okanye indawo ekunqunyulwa kuyo phakathi komphetho wendlela yezithuthi kunye nomgca womqumbelo wendlela;

**“indawo yokuhamba esecaleni”** kuthetha inxalenye yokuphela kwendlela eyenzelwe ukusetyenziswa kuphela ngabahambi ngenyawo;

**“umonwabisi wasesitratweni”** uthetha umntu olinganisayo, odlala isixhobo somculo sokonwabisa okanye ozibandakanya kweminye imidlalo yobugcisa ebonakalayo;

**“inqwelo”** ithetha isixhobo esakhelwe okanye esilungiselelwe kakhulu ukuhamba ngamavili okanye iitraki ezirhubuluzayo kwaye eziquka isixhobo esinjalo esidityaniswe nentonga yokutsala kwiimoto zokutsala iimoto ezonakeleyo kwaye isetyenziswa njengenxalenye yesixhobo sokurhuqa imoto etsalayo ukuxhasa nayiphina i-asi yemoto esindiswa kwilahleko ngaphandle kwesixhobo esinjalo esihamba kuphela eziporweni; kwaye iquka;

**“kude kufuphi nendlela”** kuthetha esiya sahlulo sendlela, istrato okanye indawo ekunqunyulwa kuyo, kuquka nasecaleni kwendlela, engeyiyo indlela yezithuthi okanye igxalaba.

## ISIMILO ESITHINTELWEYO

2. (1) Akukho mntu, ngaphandle kwegosa loxolo okanye naliphina elinye igosa okanye umntu osebenza ngokwasemthethweni, ovunyelwe ukuba—
  - (a) xa esendaweni kawonke-wonke—
    - (i) athintele ngenjongo okanye angenelele kwirhanga ekhuselekileyo okanye nekhululekileyo yomhambi ngenyawo okanye imoto; okanye
    - (ii) Apathhe ngenjongo okanye enze uphathane emzimbeni nomnye umntu, okanye impahla, yakhe ngaphandle kwemvume yaloo mntu;
  - (b) asondele okanye alandele umntu eyedwa okanye njengenxalenye yeqela labantu ababini okanye ngaphezulu, ngendlela okanye ngesimilo, amagama isijekulo esineenjongo zoku okanye ezingathi zingalukuhla okanye zenze umntu oyike ukuhlasehlaselwa okwenzakalisayo okunokwenziwa emzimbeni okanye umonakalo kwi okanye kwilahleko yempahla okanye nge imdlela oyikiswe ekukhupheni imali okanye ezinye izinto zexabiso; okanye
  - (c) aqhubekeke ukungqiba emntwini okanye alandele umntu kufutshane emveni kokuba umntu ethe wanika impendulo engentlanga koko kungqiba.
- (2) Nawuphina umntu othintela, osebenzisa okanye ogodla indawo kawonke-wonke yokumisa iimoto, okanye angqibe, ame, ahlale okanye angqengqe kwindawo kawonke-wonke uyakuyeka ngoko nangoko ukwenza oko xa ethe wayalelwa ligosa loxolo okanye ilungu leSebe lekoMkhulu lamaPolisa eKapa.
- (3) Akukho mntu kwindawo kawonke-wonke ovunyelwe ukuba—
  - (a) asebenzise ulwimi kakubi okanye oloyikisayo;
  - (b) alwe okanye aziphathe ngendlela enoqhushululu okanye ngendlela ebonakalisa ukoyikisa;
  - (c) achame okanye azithume, ngaphandle kwasendlwini encinci;
  - (d) ahlambe okanye azihlambe, ngaphandle—
    - (i) kwasebhafini okanye kwishawara; okanye
    - (ii) njengenxalenye yomsitho wesiko endaweni apho umsitho onjalo wenziwa khona;
  - (e) atshice;
  - (f) enze nasiphina isenzo sokwabelana ngesondo;

- (g) abonakale ehamba ze okanye aveze iindawo zakhe zangaphantsi, ngaphandle apho kulungiselelwe siSixeko njengendawo apho ukuhamba ze kuvumelekile, ngaphandle kokuba oku akuzukusebenza ebantwaneni abangaphantsi kweminyaka esixhenxe;
- (h) asebenzise nobuphina utywala okanye iziyobisi;
- (i) anxile okanye abephantsi kweempembelelo zeziyobisi;
- (j) abangoze okanye ancekelele ngokukhathazayo nawuphina umntu ngeenjongo zokuthengisa umzimba okanye inyala;
- (k) azibandakanye kungcakazo;
- (l) Aqale okanye agcine umlilo, ngaphandle kwegosa okanyeumntu ongunya lokwenza njalo okanye esenza ngokusemthethweni okanye kwindawo eyenzelwe oko siSixeko; okanye
- (m) Alale ngobusuku okanye amise intente ngobusuku okanye amise nasiphina isakhiwo, ngaphandle kwendawo eyenzelwe oko, okanye ngemvume ebhaliweyo yeSixeko, ngaphandle kokuba oku akuzukwenzelwa umsitho wesiko okanye indawo yokuhlala enganasiseko.

### INKATHAZO YENGXOLO

#### 3. Akukho mntu kwindawo kawonke-wonke ovunyelwe ukuba—

- (a) enza okanye avumele ukwenza uphazamiseko ngokukhwaza, khale kakhulu okanye enze enye ingxolo ezingayo okanye isandi; okanye
- (b) avumele ingxolo kwindawo ekuhlala kuyo abantu okanye kwindawo yoshishino ivakale kwindawo kawonke-wonke ngaphandle kwenjongo zesibhengezo zesandisi-zwi seentlanganiso zikawonke-wonke okanye, ngenxa yezenzo zabanwabisi besitrato.

### IZITRATO NOKUQOKELELA KWINDLU NENDLU

#### 4. Akukho mntu oyakuqokelela okanye azama ukuqokelela kwindawo kawonke-wonke, okanye aququzelele okanye ancedise nangayiphina indlela yokuqokelela okunjalo, ngaphandle kwemvume ebhaliweyo yeSixeko kwaye kungenjalo ngokuhambelana nemiqathango enokuthi imiswe siSixeko, engayikuthintela nawuphina umntu okanye umbutho ekuqokeleleni imali ezindlwini (kwindlu nendlu).

### UKUMISA IMOTO NEZINYE IINKONZO EZINXULUMENE NAKO

- 5. (1) ISixeko sinakho, emva kwengqwalasela nofakano -mlomo, nokusebenzisa inkqubo eyimfuneko ekunikeneni amandla kunikezelo layisenisi, iindawo ezikhethiweyo apho kungavumelekanga mntu ukuthi, ngenjongo yokuzisa imali okanye into enexabiso okanye ngokucingela oko—
  - (a) akhokelela umqhubi okanye umntu osemotweni kwindawo yokumisa imoto kawonke-wonke, okanye
  - (b) abonelela ngazo ngaziphina iinkonzo zokumisa imoto okanye ezinxulumene nazo kwindawo kawonke-wonke.
- (2) Singakhohlwanga licandelwana (1), iSixeko, ngokuhambelana neemfuno nemiqathabngo ngokumiswe siso, ekwenziweni kwesicelo ngumntu okanye umbutho omele umntu lowo, singamvumela umntu onjalo, ekubeni ehlawuleni imali emiselweyo, ukuba akhokele umqhubi okanye umntu ohleli emotweni kwindawo kawonke-wonke okanye abonelele ngazo naziphina iinkonzo zokumisa imoto okanye ezinye ezinxulumene nazo.

### UTHINTELO OLUNXULUMENE NEZITHUTHI

- 6. (1) Akukho mqhubi okanye umntu okulawulo lwesithuthi esisigadla oya kumisa okanye uyakushiya isithuthi esinjalo simiswe kwindawo kawonke-wonke kwindawo ekuhlalwa kuyo ngobusuku.
- (2) Akukho mqhubi, umntu onolawulo lwemoto okanye umntu ohamba ngesithuthi angavumela nayiphina ingxolo eyandisiweyo iphume emotweni kanga ngokuba ivakala kumgama ongaphezu kweemitha ezingama-50.

### IZINTO EZIDALA UTHINTELO

#### 7. Akukho mntu, ngaphandle kwegosa loxolo okanye elinye igosa okanye umntu osebenza egameni lomthetho oya—

- (a) kushiya, apakishe, okanye othule nawuphi na umthwalo okanye izinto kwindawo kawonke-wonke, okanye abe ngunobangela wokuba kushiye, kupakishwe, okanye kothulwe okanye kushiye umthwalo okanye izinto kwindawo kawonke-wonke, ngokungaphandle nje kwexeshana elamkekileyo ngexesha lokukhweliswa, lokothulwa okanye lokuthuthwa komthwalo okanye izinto ezo; okanye
- (b) kuphazamisa abahambi ngeenyawo kwindledlana esecaleni ngokuzisa okanye ngokuvumela kubekwe nantoni na okanye isithuthi kuyo.

### IMITHI EDALA UKUPHAZAMISA OKANYE UTHINTELO

- 8. (1) Nakuyiphi na indlu xa kuthe kwakho nawuphi na umthi okanye nasiphi na isihluma esiphazamisana nengcingo eziphezulu okanye ezicaphukisayo, ingozi okanye zixakekisa abantu abasebenzisa indlela kawonke-wonke, iSixeko sinakho ukuyalela umnikazi okanye umntu ohlala kulo ndlu ngokubhaliweyo ukuba makathene okanye asuse umthi lowo okanye isihluma kangangobukhulu obufanelekileyo ngokwexesha elicacisiweyo kwisaziso eso.
- (2) Nabani na osilelayo ukuthobelana nesaziso esikhutshwe phantsi kwecandelwana loku (1) uyakuba nobutyala bokwaphula umthetho.
- (3) Ukubangaba kukho nabani na ongaphumeleliyo ukuthobelana nesaziso esikhutshwe phantsi kweli candelo, iSixeko ngokwaso sinakho ukuwuthena okanye siwususe umthi lowo okanye isihluma ngeendleko zaloo mntu isaziso besikhutshelwe yena.

### IMITHI EZITALATWENI

- 9. (1) Akukho mntu ngaphandle kwegosa leSixeko eligunyaziswe ngokupheleleyo, oya kuthi—

- (a) atyale umthi okanye ityholo kwindlela kawonke-wonke, okanye nangayiphi na indlela agawule umthi okanye ityholo kwindlela kawonke-wonke okanye awasuse apho, ngaphandle kokuba unemvume ebhaliweyo yesiXeko;
  - (b) akhwele, ophule okanye atshabalalise umthi okhula kwindlela kawonke-wonke; okanye
  - (c) nangayiphi na indlela aphawule okanye apeyinte nawuphi na umthi okhula kwindlela kawonke-wonke okanye ahlomele nayiphi na intengiso kuwo.
- (2) Nawuphi na umthi okanye ityholo elityalwe kwindlela kawonke-wonke liyakuba yipropati yeSixeko.

#### **IMPAHLA, IZIXHOBO/IMATHIRIYELI YOKWAKHA, UBUGOXO BEMOTO, IZINTO EZIYINGOZI**

##### **10. Akukho mntu oya kuthi—**

- (a) ngaphandle kwemvume ecelwe kwangaphambili ebhaliweyo yeSixeko okanye kungenjalo ngokuhambelana nemiqathango emiswe siSixeko xa besinika le mvume ibhaliweyo—
  - (i) ashiye, agcina, apakisha okanye othule iimpahla okanye adale okanye avumele ukuba iimpahla ishiywe, igcinwe, ipakishwe okanye yothulwe, okanye ukufumba okanye abe ngunobangela wokuba ifunjwe kuyo nayiphi na indawo kawonke-wonke okanye ibhalkhoni okanye ivaranda eyakhiwe ngaphaya kwemida yendlela kawonke-wonke, nayiphi na imathiriyeli yokwakha, ubugoxo bemoto, izixhobo zeemoto, izakhiwo, inkunkuma okanye izikafile; okanye
  - (ii) abhole okanye asike amatye, ukugalela amanzi ekalikeneni okanye ukuhluzisa ikalika, okanye ukuxuba imathiriyeli yokwakha kuyo nayiphina indawo kawonke-wonke; okanye
- (b) ashiye okanye ahlanganise okanye abangele ukushiywa okanye kuhlanganwe nakuyo nayiphina indawo kawonke-wonke okanye avuma ukubekwa kuyo nayiphina indawo kawonke-wonke kwisakhiwo sakhe esihlalwa nguwe okanye nguye nayiphina iglasi eyophukileyo okanye nenye into enokuba nobungozi; okanye
- (c) athutha okanye abangele okanye avuma ukuthuthwa kwezixhobo zokwakha, zixutyiwe okanye zingaxutywanga, kwindlela kawonke-wonke ngendlela yokonakalisa indlela.

#### **UKUGRUMBA EZITRATWENI**

- 11. (1)** Akukho mntu onokwenza okanye abangele ukwenziwa komngxuma okanye ombe okanye abangele ukwembiwa komhadi, umsele okanye umngxuma kwindlela kawonke-wonke—
- (a) ngaphandle kwemvume ebhaliweyo yeSixeko; kwaye
  - (b) kungenjalo ngokweemfuno ezimiselwe siSixeko.
- (2) Amagatya ecanandelwana (1) awamthinteli umntu ekwakheni isambrela okanye nayiphina enye into ekwanjalo endaweni kawonke-wonke emini, ngaphandle ukuba indlela leyo yakhiwa ngayo ayibangeli umonakalo kwizityalo okanye nantonina eyenza inxalenye yendawo kawonke-wonke enxulumeneyo.

#### **ITYHEFU EZITRATWENI NOTHUTHO LOMZIMBA WEZILWANYANE EZIXHELIWEYO NENYE INKUNKUMA**

- 12. (1)** Akukho mntu ngaphandle kwegosa leSixeko okanye umntu ogunyazisiweyo, olawula/ogcina ngokusemthethweni izibulala-khula ezivunyiweyo, iyeza lokubulala izitshabalalisi zityalo, iityhefu okanye iyeza lokubulala izitshabalalisi elinokuhlasela okanye lilahle ityhefu nakuyo nayiphina indlela kawonke-wonke.
- (2) Akukho mntu onokuthwala okanye athuthe ngendlela kawonke-wonke umzimba wesilwanyane esixheliweyo okanye nayiphina inkunkuma, umphutha othuthwa ebusuku, inkunkuma, ungcoliseko, ubuvuvu okanye umgquba—
- (a) ngaphandle kokuba igqunywe ngokupheleleyo; kwaye
  - (b) ngaphandle kokuba ithuthwa ngodidi apha lwesikhongozelo esingenakuvumela naluphina ulwelo oluhlaselayo okanye inxalenye yomthwalo omawuchithwe endleleni.

#### **UKUTHINTEKWA KWEMISEBENZI ETHILE NGOKUNXULUMENE NEZINTO**

##### **13. Akukho mntu kwindawo kawonke-wonke, ovumeleke—**

- (a) kuquka ibhalkhoni okanye ivaranda eyakhiwe ngaphaya komgca womda wendlela kawonke-wonke, ukuba ahlambe, acoce okanye amise nayiphina into, kuquka nayiphina impahla, ngaphandle kwendawo elungiselelwe loo msebenzi siSixeko;
- (b) Ukuba aphumeze naluphina ukhando lweemoto okanye iphenyane, ngaphandle apho kufuneka ngenjongo yokususa umoto enjalo kwindawo apho ibigaxeleke engozini okanye yaphukile ngaphandle kokuba ikwirenki yeteksi eyenzelwe oko okanye ngaphandle kokuba—
  - (i) Imoto okanye isikhephe sikwirenki yeteksi eyenzelwe oko;
  - (ii) Imoto okanye isikhephe somntu ohlala kwisakhiwo esikufutshane ecaleni kwendlela kawonke-wonke kwaye nomsebenzi onjalo wenziwa ngumntu okwangumhlali, kodwa kungekuko apho iimoto zikhandelwa khona ngeenjongo zoshishino; okanye
  - (iii) iSixeko sinike imvume ebhaliweyo yangaphambili ngoko, ngaphandle kokuba—
    - (aa) yenziwe ixesha elide kunokuba kunjalo; kuluvo lweSixeko kufanelekile ukugqitywa ngoko; okanye
    - (bb) ku, okanye yindlela yindlela ethi iphathwe ngayo, ngokuhlaselayo okanye kakubi; okanye

- (c) uhlamba okanye ucoca imoto, ngaphandle kokuba—
- (i) ikwindawo eyenzelwe siSixeko ezo njongo; okanye
  - (ii) apho umnini moto angenayo enye indlela okanye ongenakukwazi ukwenza oko kwimpahla esekhusini;
- Ngaphandle kokuba le inokungavunyelwa kwiindawo zokumisa iimoto zika wonke-wonke.

#### UKOMISA IMPAHLA EHLANJIWEYO KUCINGO OLUSEMDENI

14. Akukho mntu unokomisa okanye oneke impahla ehlanjiweyo, impahla yokulala okanye ezinye izinto kwindawo kawonke-wonke okanye elucingweni elusemdeni wendlela kawonke-wonke ngaphandle apho iimeko kwindawo yokuhlala engamiselekanga kangangokuba kunganzima ukwenza ngakumbi.

#### UTHINTELO NGOTYIBILIKO, ISITYIBILIKISI ESINAMAVILI NEZENZO EZINOBUONGOZI

15. Akukho mntu uvumelekileyo—
- (a) kwindlela kawonke-wonke unokutyibilika ngezityibilikisi ezinamavili okanye kwibhodi yokutyibilika okanye kwisixhobo esikwanjalo ngaphandle kokuba kuloo ndawo uvunyelwe siSixeko;
  - (b) kwindawo kawonke-wonke wenze nantoni na enokwenzakalisa ubomi okanye ukhuselo lakhe nawuphina umntu okanye isilwanyana, kuquka—
    - (i) ukudubula ngesaphethe notolo okanye isilinge, okanye agibisele ilitye, intonga okanye into ejulwayo ngaphakathi, ngaphezulu okanye ngaphaya kwendlela kawonke-wonke;
    - (ii) ngaphandle kwemvume ebhaliweyo kuqala yeSixeko okanye kungenjalo ngokwazo naziphina iimeko ezimiselwe siSixeko xa sinika lo mvume ibhaliweyo okanye ngokungquzulana nawo nawuphina umthetho wedolophu onokusetyenziswa, ukusebenzisa iziqhushumbisi okanye ukukhupha umlilo;
    - (iii) ngaphandle kwenjongo esemthethweni ukudubula nawuphina umpu okanye umoya, igesi okanye upmu wokuhlaba umkhosi okanye ipistoli ngaphandle kokuba—
      - (aa)
 

umpu okanye umoya okanye umpu wokuhlaba umkhosi okanye ipistoli ekungayo idutyulwa kwindawo elungiselelwe ukudubula ethobelana nezixhobiso zawo nawuphina umthetho osetyenziswa apho ; okanye
      - (bb)
 

umpu okanye umoya okanye umpu wokuhlaba umkhosi okanye ipistoli ekungayo idutyulwa ukuphawula ukuqala kogqatso lwentlangano yezemidlalo eququzelelweyo kwaye yalawulwa, ngaphandle kokuba zimbumbulu ezingenantloko kuphela ezidutyulwayo ngayo; okanye
      - (cc) umpu okanye umoya okanye umpu wokuhlaba umkhosi okanye ipistoli ekungayo idutyulwa ngenjongo kwaye ngexesha nendawo evunyiwe ngokubhalwa siSixeko.

#### ULAWULO LWEMPAHLA ENIKELWA UKUTHENGISWA

16. (a) ISixeko, emva kokuqwalasela nokucebisana nokuzalisekisa ekuncedeni kwindlela yempepha-mvume eliyimfuneko, sinokuyila iindawo zikawonke-wonke okanye iindlela zikawonke-wonke okanye iindlela ezinqumlanayo apho kungekho mntu unokubonisa okanye anike ngokuthengisa nazo naziphina iimpahla, imveliso ngaphandle njengoko kunokumiselwa siSixeko, ngaphandle kokuba le ayizokusebenza ekuthengisweni kwamaphepha ekunqumlaneni okanye ekuthengiseni kweempahla yimibutho engekho kurhulumente okanye imibutho esakhulayo enokwenza isicelo sokukhululelwa ngalo lonke urhwebo labo.
- (b) Singawukhohlwanga umhlathi (a), iSixeko sinokukhupha iimphepha-mvume zokuthengisa iimpahla nemveliso kwaye ngokwenza njalo, iSixeko sinokucutha inani leemvume kwindawo kwaye simise leyo miqathango njengoko inokumiselwa ngamaxesha ngamaxesha.

#### IIBRORHO NEEGATHA EZINQUMLELA NGAPHAYA NEENDLELA EZISECALENI ZOKUHAMBA

17. Akunqunyulwa ekhusini, umlimandlela, ibrorho okanye umjelo onqamleza phantsi kwendlela uyakwenziwa okanye wakhelwe kwi okanye phambi kwendawo yokuhlala okanye ezinye izakhiwo nakweyiphepha indawo kawonke-wonke—
- (a) ngaphandle kokuba unikwe imvume ngokubhaliweyo siSixeko; kwaye
  - (b) kungenjalo, unikwe imvume ngokweemfuno ezimiselwe siSixeko.

#### ULAWULO LWEMIBONISO YOKUZONWABISA NEZIXHOBO

18. (1) Akukho mntu unokumisa okanye asebenzise nakuyiphina indawo kawonke-wonke nayiphina isekasi, ujikelezisa, iqonga elijikelezayo (lokonwabisa abantwana) okanye elinye icala lomboniso okanye isixhobo zokuhlekisa okanye ukuzonwabisa kuka wonke-wonke—
- (a) ngaphandle kwemvume ebhaliweyo yeSixeko;
  - (b) kungenjalo ngokwa loo migaqo njengoko inokumiselwa siSixeko;
  - (c) ngaphandle kokuba uncedo luncedo lococeko olufanelekileyo lwezini zombini zabasebenzi nowonke-wonke zibonelelwe apho; kwaye
  - (d) ukuba yiyo nanjanina enobungozi okanye ayikhuselekanga ekusetyenzisweni nguwonke-wonke.



- (2) Igosa eligunyaziswe siSixeko okanye ilungu leSebe lekoMkhulu lamaPolisa aseKapa, ayakuqinisekisa ngeenjongo zokuhlola ukuthotyelwa kweli candelo, ngawo onke amaxesha afanelekileyo bayakufikelela simahla kwezinjalo isekasi, ukujikelezisa, iqonga elijikelezayo (lokonwabisa abantwana) okanye elinye icala lomboniso okanye isixhobo.

#### UKULALA OKANYE UKUHLALA EMOTWENI AKUVUMELEKANGA

##### 19. Akukho mntu kwindawo kawonke-wonke uvumeleke ukuba—

- (a) alale kwimoto emileyo ngaphandle kokuba ukweyona meko kaxakeka okanye apho umntu onjalo ungumqhubi wemoto yothutho likawonke-wonke okanye ugada imoto) okanye kwindawo eyenzelwe ukuphumla; okanye
- (b) ahlale emotweni ngaphezulu kweeyure ezingama-24.

#### UKUBONISA IINOMBOLO ZEZITALATO

##### 20. (1) ISixeko, ngesaziso esibhaliweyo singa—

- (a) kwabela nayiphina inombolo kwesiphina isakhiwo nakweyiphipha indlela kawonke-wonke kwaye sithumele umnini weso sakhiwo abonise inombolo ayabelweyo kwisakhiwo kwaye kwakhona, kwiimeko ezinxahileyo sinomisela indawo apho mayibonise khona, nomnikazi okanye umhlali weso sakhiwo ngexesha elingekho ngaphezulu kweentsuku ezingama-30zesaziso unokuncamathelisa inombolo ayabelweyo kwisakhiwo ngakwesaziso: Ngaphandle kokuba nayiphina inombolo enjalo ebonisiweyo kwisakhiwo iyakubonakala ngokucacileyo nangokufanelekileyo kubude be 1,5 m ngaphezulu komgca osembindini wendlela osecaleni okanye indlela yesithuthi; kwaye
- (b) thuma nawuphina umnikazi ukubuyisela endaweni yayo okanye apeyinte kwakhona inombolo efanelekileyo, ethe yacinywa okanye yonakaliswa inkangeleko.
- (2) ukuba umnikazi waso nasiphina isakhiwo usilele ukuthobela nawuphina umgaqo ngokwesaziso esibonakala kwicandelwana (1) iSixeko sinokubangela lowo mgaqo wenziwe kwaye nabanikazi bayakuhlalwuliswa iindleko ezibangele iSixeko ekwenzeni umgaqo usetyenziswe.
- (3) Ingxelo etyikitywe ligosa eligunyazisiweyo elifanelekileyo leSixeko lichaza ukuba umnikazi usilele ukuthobela umgaqo ngokwesaziso esibonakala kwicandelwana (1) kwaye ichaza iindleko ezibangele iSixeko ekwenzeni lowo mgaqo usebenze, iyoba sisiqinisekiso esaneleyo seenyani ezichazwe apha ngenjongo zesishwankathelo sokugwetywa.
- (4) ISixeko ngentando yaso sinokwabela inombolo kwisiqephu sezakhiwo ngaphandle kwesakhiwo, okanye kumhlaba ongenanto osemndeni wendlela kawonke-wonke, kwakhona ukumiselwa kwamagatya ecandelwana (1) no(2) ayakusebenza malunga neso siqephu sezakhiwo nomhlaba okanye lowo mhlaba ungenanto.

#### UKUKHULULWA

21. (1) ISixeko, ngamaxesha ngamaxesha, kwezo meko njengoko sinokumisela, sinokunika ukukhululeka kumagatya alo mthetho wedolophu.
- (2) ISixeko, ngamaxesha ngamaxesha, kwezo meko njengoko sinokumisela, ngokubhala, sinokukhululeka kwicandelo 5(1) no 5(2) amaqela efilimu okanye abantu, ngenjongo zokuthatha imifanekiso, ingxelo yosasazo okanye imisebenzi enxulumeneyo, ukuphazamisa iindawo zikawonke-wonke.

#### ISIXEKO SINGATHABA AMANYATHELO KWAYE SIBUYISELE IINDLEKO

##### 22. (1) Singakhohlwanga nalo nelinye igatya lalo mthetho wedolophu, iSixeko singathabatha inyathelo—

- (a) apho imvume yeSixeko ifunekayo phambi kokuba umntu abenokwenza isenzo esithile okanye akhe, okanye amise nantonina, kwaye leyo mvume ingafumanekanga; kwaye
- (b) Apho naliphina igatya lalo mthetho wedolophu wophuliweyo phantsi kwemeko apho ulwaphulo lunokupheliswa ngokususa isakhiwo, into, into ephathekayo okanye into ekhoyo, sinike isaziso esibhaliweyo kumnikazi sakhiwo nendawo okanye umonakalisi, njengoko isehlo sinobanjalo, ukuphelisa lolwaphulo mthetho, okanye ukususa isakhiwo, okanye ukuthatha amanye amanyathelo ngokwemfuno yeSixeko ukulungisa olo lwaphulo kwixesha elichazwe kweso sazi.
- (2) Nabanina umntu osilelayo ukuthobela ngesaziso ngokwecandelwana (1) uyakuba netyala lokwaphula umthetho, kwaye iSixeko, ngaphandle kocalulo kumandla waso singenza into kumaphuli-mthetho, sithathe amanyathelo ayimfuneko ukuzalisekisa eso sazi kwindleko zomnini sakhiwo nendawo okanye umaphuli-mthetho, ngokuxhomekeke kwimeko leyo.

#### ULWAPHULO-MTHETHO NENTLAWULO

23. (1) Nabanina umntu owaphula okanye osilelayo ukuthobela nalo naliphina igatya lalo mthetho wengingqi okanye angalulameli nayiphina imiyalelo kwigosa loxolo okanye ilungu leSebe lekoMkhulu lamaPolisa aseKapa, anyanzelisa lomthetho wedolophu, uyakuba netyala lokwaphula umthetho kwaye ngaphandle kwecandelo lolwaphulo mthetho 2(3)(g), (h), (i), (j), no (k) apho kukho intlawulo enkulu njengoko ibonelelwa kuwiso mthetho wesizwe ofanayo, uyakufanelwa yintlawulo okanye ukuvallelwa ixesha elingagqithanga iinyanga ezintathu okanye zombini intlawulo nokuvallelwa.
- (2) Nawuphina umntu owaphula amacandelo 2(3)(g), (h), (i), (j), okanye (k) uyakufanelwa sisohlwayo njengoko inkundla inokubona kulungile ukubeka okanye ukuvallelwa njengoko inkundla inokubona kulungile ukubeka okanye zombini isohlwayo okanye ukuvallelwa okungagqithi intlawulo enkulu njengoko kubonelelwa kuwiso mthetho wesizwe. Apho kungekho ntlawulo inkulu ebonelelwe kwicandelwana (1) iyasebenza.
- (3) Inkundla egweba umntu ngokona phantsi kwalo mthetho wedolophu inokubeka esinye isigwebo endaweni yesohlwayo okanye ukuvallelwa.

#### UKUSUSWA KOMTHETHO WEDOLOPHU OKHOYO

24. (1) Imithetho ebhengezwe kuluhlu lwenkqubo 1 isusiwe kangangokuba ibhengeziwe kwelo ludwe lenkqubo.

- (2) Xa uwiso mthetho omdalana ungangqinelani nalo mthetho wedolophu, amagatya alo mthetho wedolophu ayakoyisa, kangangokungangqinelani.

### ISIHLOKO ESIFUTSHANE

25. (1) Lo mthetho wedolophu ubizwa ngokuba nguMthetho wedolophu oNxulumene neZitalato, iiNdawo zikaWonke-Wonke noKhuselo lweNgxolo eyiNkathazo, 2007.
- (2) Xa kukho nakuphina ukungquzulana phakathi kwamazwi esiNgesi alo mthetho wedolophu namazwi akwezinye iilwimi, amazwi esiNgesi ayakoyisa.

### ISHEDYULI 1

<b>INombolo noNyaka woMthetho kaMasipala</b>	<b>ISihloko</b>	<b>UbuNgakanani bokuLungiswa</b>
P.N. 88/1999 Umhla: 26/02/1999	ISixeko saseKapa: UMthetho kaMasipala ophathelene nezitalato	Walungiswa wonke
P.N. 101/1968 Umhla: 02/1968	UMasipala wase-Pinelands: IMigaqo ephathelene nezitalato	Walungiswa wonke
P.N. 317/1999 Umhla: 10/09/1999	UMasipala wase-Oostenberg: UMthetho ophathelene nothintelo lwenkathazo zengxolo	Walungiswa wonke
P.N. 1086/1975 Umhla: 17/10/1975	UMasipala wase-Milnerton: UMthetho kaMasipala olungiselelwe abo basebenzisa izitalato neendawo zikawonke-wonke	Walungiswa wonke
P.N. 137/1992 Umhla: 20/03/1992	UMasipala wase-Milnerton: UMthetho kaMasipala ophathelene neenkathazo zengxolo	Walungiswa wonke
P.N. 474/1979 Umhla: 15/06/1979	UMasipala wase-Durbanville: UMthetho kaMasipala olungiselelwe abo basebenzisa izitalato neendawo zikawonke-wonke	Walungiswa wonke
P.N. 419/1993 Umhla:30/07/1993	UMasipala wase-Brackenfell: UMthetho kaMasipala onguNdoqo ophathelene nezitalato	Walungiswa wonke
P.N. 871/1975 Umhla: 25/7/1975	UMasipala wase-FishHoek: UMthetho kaMasipala ophathelene neenkathazo zengxolo	Walungiswa wonke
P.N. 374/1989 Umhla: 21/04/1989	UMasipala wase-FishHoek: UMthetho onguNdoqo ophathelene nezitalato	Kulungiswa kuphela umhlathi ophathelene kuMthetho kaMasipala onguNdoqo ojongene neziTatalato
P.N. 118/1988 Umhla: 5/02/1988	UMasipala wase-Kraaifontein: UMthetho onguNdoqo ophathelene nezitalato	Walungiswa wonke
P.N. 29/1988 Umhla: 8/01/1988	UMasipala wase-Bellville: UMthetho kaMasipala onguNdoqo ophathelene nezitalato	Walungiswa wonke
P.N. 55/1988 Umhla: 22/01/1988	UMasipala wase-Kuilsriver: UMthetho kaMasipala onguNdoqo ophathelene nezitalato	Walungiswa wonke
P.N.5 36/1990 Umhla: 24/08/1990 P.N. 959/1989 Umhla: 15/12/1989	UMasipala wase-Milnerton: UMthetho kaMasipala onguNdoqo ophathelene nezitalato nokuLungiswa koMthetho onguNdoqo kaMasipala ophathelene nezitalato	Walungiswa wonke Kulungiswa umthetho ongundoqo
P.N. 27/1985 Umhla: 11/01/1985	UMasipala waseKapa: UMthetho kaMasipala ophathelene neeTrolis zaseVenkileni	Walungiswa wonke
P.N. 1103/1977 Umhla: 11/11/1977 Walungiswa ngo-P.N. 271/1995 Umhla: 09/06/1995	UMasipala waseKapa: UMthetho kaMasipala olungiselelwe abo basebenzisa izitalato neendawo zoluntu	Walungiswa wonke
P.N. 134/1974 Umhla: 1/2/1974 Walungiswa ngo-P.N. 218/1975 Umhla: 31/01/1975 nango-P.N. 396/1980 Umhla: 11/04/1980	UMasipala waseKapa: Imigaqo ephathelene neenkathazo zengxolo	Walungiswa yonke
P.N. 294/1917 Umhla: 13/12/1917 Walungiswa ngo-P.N. 134/1944 Umhla: 27/4/1944	UMasipala waseKapa: UMgaqo othintela ukutshica kwiindawo zoluntu	Walungiswa wonke
P.N. 135/1909 Umhla: 3/02/1909	UMasipala waseKapa: Umgaqo owongezelelekileyo	Walungiswa wonke
P.N. 776/1903 Umhla: 26/08/1903	UMasipala waseKapa: Ulawulo nolondolozo lweepaki zoluntu, izitalato ezikhulu, iindawo ezinezityalo zendalo nezityalwayo nolondolozo lwemithi nezihlala/imithana yetyholo	Walungiswa wonke
P.N. 539/1964 Umhla:31/07/1964	UMasipala waseKapa: UMgaqo onguNomb.1982 ongokuThintela iiMeko eziBonelela ngeendawo zokuhlala esitalatweni okanye ezibeka impilo emngciphekweni okanye ukhuseleko	Walungiswa wonke
P.N. 586/1961 Umhla: 21/07/1961	UMasipala waseKapa: UMgaqo onguNomb.1974 ongokuLawula lweMithombo yamanzi/amaqula amanzi	Walungiswa wonke
P.N.714/1955 Umhla: 2/12/1955 Walungiswa ngo-P.N.503/1962 nango-P.N.547/1962 nango-P.N.5/1969 nango-P.N.745/1970	UMasipala waseKapa: UMgaqo woLawulo lokuQokelelwa kwemali eziTalatweni/ukungqiba	Walungiswa wonke
P.N.1117/1973	UMasipala waseKapa: IMigaqo yoLawulo lwezingeZendlela	Kwalungiswa iCandelo-59
P.N.343/1962	UMasipala wase-Fish Hoek: IMigaqo yoLawulo lokuQokelelwa kwezimali kwiNdlu—neNdlu	Walungiswa wonke
P.N.760/1959	UMasipala wase-Simon's Town: IMigaqo yoLawulo lokuQokelelwa kwezimali kwiNdlu—neNdlu	Walungiswa wonke
P.N.1019/1974 Umhla: 25/10/1974 P.N.376/1997 Umhla: 30/10/1997	UMasipala wase-Bellville: IMigaqo ephathelene neenkathazo zengxolo UMasipala oseMazantsi woSingasiqithi (i-South Peninsula): UMthetho kaMasipala ophathelene noLawulo lwezitakisi-ntlantsi / iikrikethi	Walungiswa wonke



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