



Provincial Gazette

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PROVINCIAL NOTICES

The following Provincial Notices are published for general information.

ADV. B. GERBER,
ACTING DIRECTOR-GENERAL

Provincial Building,
Wale Street
Cape Town.

P.N. 287/2009

21 August 2009

**CAPE TOWN MUNICIPALITY:
ZONING SCHEME**

AMENDMENT OF SCHEME REGULATIONS

In terms of Section 9(2) of The Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), the Competent Authority for the administration of the Ordinance hereby amends the Scheme Regulations of the Municipality of Cape Town by the amendment of Schedule S2/1102 (referred to in Appendix A), to read as follows:

Ref. No. on Map	Locality	Purpose for which reserved	Approx. area
S2/1102	Erf 1005, West of Columbine Avenue (Ottery)	Public Place	1,2486ha
		Public Street	161m ²

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21 August 2009

CITY OF CAPE TOWN

CAPE TOWN REGION

**REMOVAL OF RESTRICTIONS ACT, ACT 1967
(ACT 84 OF 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), and on application by the owner of Erf 536, Camps Bay, remove conditions (4) "6.(a) and "6.(b), (6)1.(b), (6)1.(d) and (6)11.(e) contained in Deed of Transfer No. 30713 of 1977.

P.N. 289/2009

21 August 2009

CITY OF CAPE TOWN

CAPE TOWN REGION

**REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 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), and on application by the owner of Erf 1000, Camps Bay, amends/removes conditions 6A.1(b), 6A.1(d), 6A.1(e) and 6A.1(f) contained in Deed of Transfer No. T. 3366 of 1984 in the following manner:

The amendment of condition 6A.1(b) to read as follows:

"That only one dwelling together with such outbuilding as are ordinarily required to be used therewith, or a single building consisting of two dwellings together with such outbuilding as are ordinarily required to be used therewith, be erected on this erf, save as provided in condition (c) thereof."

The amendment of condition 6A.1(d) to read as follows:

"Coverage shall not exceed 55% of this erf."

The removal of conditions 6A.1(e) and 6A.1(f).

PROVINSIALE KENNISGEWINGS

Die volgende Provinsiale Kennisgewings word vir algemene inligting gepubliseer.

ADV. B. GERBER,
WNDE DIREKTEUR-GENERAAL

Provinsiale-gebou,
Waalstraat
Kaapstad.

P.K. 287/2009

21 Augustus 2009

**MUNISIPALITEIT KAAPSTAD:
SONERINGSKEMA**

WYSIGING VAN SKEMAREGULASIES

Ingevolge artikel 9(2) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985), wysig die Bevoegde Gesag vir die administrasie van die Ordonnansie hiermee die Skemaregulasies van die Munisipaliteit van Kaapstad deur die wysiging van Skedule S2/1102 (waarna in Bylae A verwys word), om soos volg te lees:

Verw. nr. op Kaart	Ligging	Doel waarvoor gereserveer	Benaderde oppervlakte
S2/1102	Erf 1005, Wes van Columbine-laan (Ottery)	Publieke Plek	1,2486ha
		Publieke Straat	161m ²

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STAD KAAPSTAD

KAAPSTAD STREEK

**WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 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 Beperrings, 1967 (Wet 84 of 1967) en op aansoek van die eienaar van Erf 536, Kampsbaai, hef voorwaardes (4) "6.(a) en "6.(b), (6)1.(b), (6)1.(d) en (6) 11.(e) vervat in Transportakte Nr. 30713 of 1977, op.

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CITY OF CAPE TOWN

KAAPSTAD STREEK

**WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 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 Beperrings, 1967 (Wet 84 of 1967) en op aansoek van die eienaar van Erf 1000, Kampsbaai, wysig/hef voorwaardes 6A.1(b), 6A.1(d), 6A.1(e) en 6A.1(f) vervat in Transportakte Nr. T. 3366 van 1984 op, op die volgende wyse:

Die wysiging van voorwaarde 6A.1(b) om soos volg te lees:

"That only one dwelling together with such outbuilding as are ordinarily required to be used therewith, or a single building consisting of two dwellings together with such outbuilding as are ordinarily required to be used therewith, be erected on this erf, save as provided in condition (c) thereof."

Voorwaarde 6A.1(d) om soos volg te lees:

"Coverage shall not exceed 55% of this erf."

Die opheffing van 6A.1(e) en 6A.1(f).

P.N. 290/2009

21 August 2009

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

I, André John Lombaard, in my capacity as Deputy Director in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owner of Erf 1771, Gordon's Bay, remove conditions D.(a), (b), (c) and (d) contained in Deed of Transfer No. T. 44582 of 2005.

P.N. 291/2009

21 August 2009

RECTIFICATION**CITY OF CAPE TOWN: SOUTHERN DISTRICT****REMOVAL OF RESTRICTIONS ACT, 1967**

Notice is hereby given that the Minister for Local Government, Environmental Affairs and Development Planning, 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 owners of Remainder Erf 4702, Constantia, removes condition C. in Deeds of Transfer Nos. T. 89448 of 1995, 89447 of 1995 and 11570 of 1992.

P.N. 40/2009 of 13 February 2009 is hereby cancelled.

P.N. 292/2009

21 August 2009

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

I, Bulelwa Nkwatani, in my capacity as Chief Land Use Management in the Department of Environmental Affairs & 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 179, Buffalo Bay, remove conditions D 6. (b) and (i) as contained in Deed of Transfer No. T. 412 of 2004.

P.N. 293/2009

21 August 2009

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

I, André John Lombaard, in my capacity as Deputy Director in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owners of Remainder Erf 1174, Swellendam, remove condition B.“(a) contained in Deed of Transfer No. T 38005 of 2006.

P.K. 290/2009

21 Augustus 2009

STAD KAAPSTAD**HELDERBERG 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 Beperrings, 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 1771, Gordonsbaai, hef voorwaardes D.(a), (b), (c) en (d) vervat in Transportakte Nr. T. 44582 van 2005, op.

P.K. 291/2009

21 Augustus 2009

REGSTELLING**STAD KAAPSTAD: SUIDELIKE DISTRIK****WET OP OPHEFFING VAN BEPERKINGS, 1967**

Kennis geskied hiermee dat die Minister van Plaaslike Regering, Omgewingsake en Ontwikkelingsbeplanning, 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 Beperrings, 1967 (Wet 84 van 1967), en op aansoek van die eienaars van Restant Erf 4702, Constantia, voorwaarde C. in Transportaktes Nrs. T. 89448 van 1995, 89447 van 1995 en 11570 van 1992, ophef.

P.K. 40/2009 van 13 Februarie 2009 word hiermee gekanselleer.

P.K. 292/2009

21 Augustus 2009

KNYSNA MUNICIPALITEIT**WET OP OPHEFFING VAN BEPERKINGS, 1967**

Ek, Bulelwa Nkwatani, in my hoedanigheid as Hoof Grondgebruiksbestuur Reguleerder in die Departement Omgewing Sake en Ontwikkelings Beplanning: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperrings, 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 179, Buffelsbaai, voorwaardes D 6. (b) en (i) vervat in Transportakte Nr. T. 412 van 2004, op.

P.K. 293/2009

21 Augustus 2009

SWELLENDAM MUNISIPALITEIT**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 Beperrings, 1967 (Wet 84 van 1967), behoorlik aan my gedelegeer ingevolge artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhede, 1994, en op aansoek van die eienaar van Restant Erf 1174, Swellendam, hef voorwaarde B.“(a) vervat in Transportakte Nr. T. 38005 van 2006, op.

REMOVAL OF RESTRICTIONS IN TOWNS

CITY OF CAPE TOWN (TABLE BAY DISTRICT)
REMOVAL OF RESTRICTIONS AND DEPARTURE

- Erf 1042 Camps Bay (*second placement*)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act No 84 of 1967 and Section 15 in terms 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 District Manager: Planning & Building Development Management, 2nd Floor, Media City, corner Hertzog Boulevard & Heerengracht, Cape Town and at the office of the Head of Department, Department of Environmental Affairs & Development Planning, Development Management, Provincial Government of the Western Cape, 6th Floor Utilitas Building, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 Monday to Friday. Any objections or comments with full reasons therefor, must be lodged in writing at the office of the abovementioned Head of Department, Department of Environmental Affairs and that any enquiries may be directed to Nazeema Benting, Planning & Building Development Management, 2nd Floor, Media City, corner Hertzog Boulevard & Heerengracht, Cape Town, phone (021) 400-6474 week days during 08:00-14:30. Any objections and/or comments, with full reasons therefor, must be submitted in writing, quoting the above Act and Ordinance, the relevant reference number, the objector's street and postal address and contact telephone numbers to the Director: Planning & Building Development Management, PO Box 4529, Cape Town, 8000, or hand-delivered to the abovementioned address, or fax (021) 421-1963 or e-mailed to Nazeema.Benting@capetown.gov.za on or before the closing date. If your response is not sent to these addresses or fax number, and if, as a consequence it arrives late, it will be deemed to be invalid. The closing date for objections and comments is 03 August 2009.

Applicant: ZP Carstens

Owner: Pixishelf Fourteen (Pty) Ltd

File ref: LM5075 (174846)

Address: 19 First Crescent

Nature of Application: Removal of restrictive title conditions applicable to Erf 1042, 19 First Crescent, Camps Bay, to enable the owners to extend the existing garage on the property. The building line restriction will be encroached.

The following departure from the Cape Town Zoning Scheme Regulations has been applied for:

Section 47(1): To permit the proposed garage extension to be setback 1.450m in lieu of 4.500m from the street boundary (First Crescent).

ACHMAT EBRAHIM, CITY MANAGER

CITY OF CAPE TOWN (TABLE BAY DISTRICT)
REMOVAL OF RESTRICTIONS AND DEPARTURE

- Erf 2259 Camps Bay (*second placement*)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act No 84 of 1967 and Section 15 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 District Manager: Planning & Building Development Management, 2nd Floor, Media City, corner Hertzog Boulevard & Heerengracht, Cape Town and at the office of the Head of Department, Department of Environmental Affairs & Development Planning, Development Management, Provincial Government of the Western Cape, 6th Floor Utilitas Building, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 Monday to Friday. Any objections or comments with full reasons therefore, must be lodged in writing at the office of the abovementioned Head of Department, Department of Environmental Affairs and that any enquiries may be directed to A Mgwayu, Planning & Building Development Management, 2nd Floor, Media City, corner Hertzog Boulevard & Heerengracht, Cape Town, phone (021) 400-6609 week days during 08:00-14:30. Any objections and/or comments, with full reasons therefor, must be submitted in writing, quoting the above Act and Ordinance, the relevant reference number, the objector's street and

OPHEFFING VAN BEPERKINGS IN DORPE

STAD KAAPSTAD (TAFELBAAI-DISTRIK)
OPHEFFING VAN BEPERKINGS EN AFWYKING

- Erf 1042 Kampsbaai (*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, nr. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, beplanning en bou-ontwikkelingsbestuur, 2e Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad, en by die kantoor van die departementshoof, departement van omgewingsake en ontwikkelingsbeplanning, ontwikkelingsbestuur, provinsiale regering van die Wes-Kaap, 6e Verdieping, Utilitas-gebou, Dorpstraat 1, Kaapstad, van 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Enige besware en/of kommentaar, met die volledige redes daarvoor, moet voor of op die sluitingsdatum skriftelik ingedien word by die kantoor van bogenoemde departementshoof, departement van omgewingsake en ontwikkelingsbeplanning, Privaat Sak X9086, Kaapstad 8000, met 'n afskrif aan bogenoemde distriksbestuurder, Posbus 4529, Kaapstad 8000, met vermelding van bogenoemde Wet en Ordonnansie, die toepaslike verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware kan ook per hand by bogenoemde adresse afgelewer word. Enige navrae kan gerig word aan Nazeema Benting, beplanning en bou-ontwikkelingsbestuur, 2e Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad, tel (021) 400-6474, faksnr. (021) 421-1963 of e-posadres Nazeema.Benting@capetown.gov.za, weksdae gedurende 08:00 tot 14:30. As u besware nie na die adresse of faksnr. gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Die sluitingsdatum vir besware en kommentaar is 3 Augustus 2009.

Aansoeker: ZP Carstens

Eienaar: Pixishelf Fourteen (Edms) Bpk

Lêerverw.: LM5075 (174846)

Adres: Eerste Singel 19

Aard van aansoek: Opheffing van beperkende titelvoorwaardes wat op Erf 1042, Eerste Singel 19, Kampsbaai, van toepassing is, ten einde die eienaars in staat te stel om die bestaande motorhuis op die eiendom te vergroot. Die boulynbeperkings sal oorskry word.

Daar is om die volgende afwyking van die sonering-skemaregulasies aansoek gedoen:

Artikel 47(1): Om toe te laat dat die voorgestelde motorhuisaanbouing se insprying 1.450m in plaas van 4.500m van die straatgrens (Eerste Singel) is.

ACHMAT EBRAHIM, STADSBESTUURDER

STAD KAAPSTAD (TAFELBAAI-DISTRIK)
OPHEFFING VAN BEPERKINGS EN AFWYKING

- Erf 2259 Kampsbaai (*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, nr. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, beplanning en bou-ontwikkelingsbestuur, 2e Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad, en by die kantoor van die departementshoof, departement van omgewingsake en ontwikkelingsbeplanning, ontwikkelingsbestuur, provinsiale regering van die Wes-Kaap, 6e Verdieping, Utilitas-gebou, Dorpstraat 1, Kaapstad, van 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Enige besware en/of kommentaar, met die volledige redes daarvoor, moet voor of op die sluitingsdatum skriftelik ingedien word by die kantoor van bogenoemde departementshoof, departement van omgewingsake en ontwikkelingsbeplanning, Privaat Sak X9086, Kaapstad 8000, met 'n afskrif aan bogenoemde distriksbestuurder, Posbus 4529, Kaapstad 8000, met vermelding van bogenoemde Wet en Ordonnansie, die toepaslike verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware kan ook per hand by bogenoemde adresse afgelewer word. Enige navrae kan gerig word aan A

postal address and contact telephone numbers to the Director: Planning & Building Development Management, PO Box 4529, Cape Town, 8000, or hand-delivered to the abovementioned address, or fax (021) 421-1963 or e-mailed to asanda.mgwatyu@capetown.gov.za on or before the closing date. If your response is not sent to these addresses or fax number, and if, as a consequence it arrives late, it will be deemed to be invalid. The closing date for objections and comments is 03 August 2009.

File ref: LM4988(167311)

Applicant: Proport

Address: 8 Dal Road

Nature of Application: Removal of Restrictive title condition applicable to erf 2259, 8 Dal Road, Camps Bay, to enable the owners to erect a carport on the property. The building line restriction will be encroached.

Section 47(1): To permit a carport 0.0m in lieu of 4.500m from Dal Road.

ACHMAT EBRAHIM, CITY MANAGER

Mgwatyu, beplanning en bou-ontwikkelingsbestuur, 2e Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad, tel (021) 400-6609, faksnr. (021) 421-1963 of e-posadres asanda.mgwatyu@capetown.gov.za, weksdae gedurende 08:00 tot 14:30. As u besware nie na die adresse of faksnr. gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Die sluitingsdatum vir besware en kommentaar is 3 Augustus 2009.

Lêerverw.: LM4988(167311)

Aansoeker: Proport

Adres: Dalweg 8

Aard van aansoek: Die opheffing van 'n beperkende titelvoorwaarde wat op Erf 2259, Dalweg 8, Kampsbaai, van toepassing is, ten einde die eienaars in staat te stel om 'n motorafdak op die eiendom op te rig. Die boulynbeperking sal oorskry word.

Artikel 47(1): Om 'n motorafdak 0.0m in plaas van 4.500m van Dalweg toe te laat.

ACHMAT EBRAHIM, STADSBESTUURDER

CITY OF CAPE TOWN (TABLE BAY DISTRICT)

REMOVAL/AMENDMENT OF RESTRICTION, CONSENT & DEPARTURES

- Erf 94664 Cape Town (*second placement*)

Notice is hereby given in terms of Section 3.6 of the Removal of Restrictions Act No 84 of 1967 and Section 15(2) in terms of the Land Use Planning Ordinance No. 15 of 1985 and Section 9 of the City of Cape Town Zoning Scheme Regulations that the undermentioned application has been received and is open to inspection at the office of the District Manager: Planning & Building Development Management, 2nd Floor, Media City, cnr Hertzog Boulevard & Heerengracht, Cape Town and at the Office of the Head of Department, Department of Environmental Affairs and Development Planning, Development Management, Provincial Government of the Western Cape, 6th Floor, Utilitas Building, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 Monday to Friday. Any objections or comments with full reasons therefore, must be lodged in writing at the office of the abovementioned Head of Department, Department of Environmental Affairs and that any enquiries may be directed to Juliet Leslie, Planning & Building Development Management, 2nd Floor, Media city, corner Hertzog Boulevard & Heerengracht, Cape Town, tel (021) 400-6450 week-days during the hours of 08:00-14:30. Any objections and/or comments, with full reasons therefor, must be submitted in writing, quoting the above Act and ordinance, the relevant reference number, the objector's street and postal address and contact telephone numbers to the Director: Planning & Building Development Management, PO Box 4529, Cape Town, 8000, or hand-delivered to the abovementioned address, or faxed to (021) 421-1963 or emailed to Juliet.Leslie@capetown.gov.za on or before closing date. If your response is not sent to these addresses or fax number, and, as a consequence arrives late, it will be deemed to be invalid. The closing date for objections and comments is 21 September 2009.

File Ref: LM5010(173150)

Owner: Thaismile Restaurant (Pty) Ltd

Applicant: Tommy Brümmer Town & Regional Planner

Address: 62 Kloof Road

Nature of Application: Removal and Amendment of restrictive title deed conditions applicable to Erf 94664, 62 Kloof Street, Gardens to enable the owners to erect a 3 storey retail and office block consisting of a restaurant, gallery shop with cafe and offices. The building lines and coverage will be encroached.

STAD KAAPSTAD (TAFELBAAI-DISTRIK)

OPHEFFING/WYSIGING VAN BEPERKING, TOESTEMMING & AFWYKINGS

- Erf 94664 Kaapstad (*tweede plasing*)

Kennisgewing geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967, artikel 15(2) van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, en artikel 9 van die Kaapstadse soneringskema regulasies dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, beplanning en bouontwikkelingsbestuur, 2e Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad, en by die kantoor van die departementshoof, departement van omgewingsake en ontwikkelingsbeplanning, ontwikkelingsbestuur, provinsiale regering van die Wes-Kaap, 6e Verdieping, Utilitas-gebou, Dorpstraat 1, Kaapstad, van 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Enige besware en/of kommentaar, met die volledige redes daarvoor, moet voor of die sluitingsdatum skriftelik ingedien word by die kantoor van bogenoemde departementshoof, departement van omgewingsake en ontwikkelingsbeplanning, Privaat Sak X9086, Kaapstad 8000, met 'n afskrif aan bogenoemde distriksbestuurder, Posbus 4529, Kaapstad 8000, met vermelding van bogenoemde Wet en Ordonnansie, die verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware kan ook per hand by bogenoemde adresse afgelewer word. Enige navrae kan gerig word aan Juliet Leslie, beplanning en bouontwikkelingsbestuur, 2e Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad, tel (021) 400-6450, faksnr. (021) 421-1963 of e-posadres Juliet.Leslie@capetown.gov.za, weksdae gedurende 08:00 tot 14:30. As u besware nie na die adresse of faksnr. gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Die sluitingsdatum vir besware en kommentaar is 21 September 2009.

Lêerverw.: LM5010(173150)

Eienaar: Thaismile Restaurant (Edms.) Bpk.

Aansoeker: Tommy Brümmer Stads- & Streeksbeplanner

Adres: Kloofweg 62

Aard van aansoek: Die opheffing en wysiging van beperkende titelak-voorwaardes wat op Erf 94664, Kloofweg 62, Tuine, van toepassing is, ten einde die eienaars in staat te stel om 'n kleinhandels- en kantoorblok van 3 verdiepings, bestaande uit 'n restaurant, galerywinkel en kafee en kantore, op te rig. Die boulyne en dekking sal oorskry word.

This application includes:

Consent in terms of Section 108 of the Zoning Scheme Regulations to permit work in a declared Urban Conservation Area and the following departures in terms of Section 15 of the Land Use Planning Ordinance:

Section 60 — permit the ground floor (deemed first floor) to be 1.6m and 0m in lieu of 4.5m from Kloof and Upper Union Streets respectively.

Section 60 — permit the first floor (deemed second floor) to be 1.6m and 0m in lieu of 4.5m from Kloof and Upper Union Streets respectively.

Section 60 — permit the second floor (deemed third floor) to be 1.7m in lieu of 7.56m and 0m in lieu of 6.6m from Kloof and Upper Union Streets respectively.

Section 60 — permit the ground floor (deemed first floor) to be 0m in lieu of 4.5m along the North West and North East boundaries (more than 16m from Street boundary).

Section 60 — permit the first floor (deemed second floor) to be 0m in lieu of 4.5m along the North-East boundary (more than 16m from Street boundary).

Section 60 — permit the second floor (deemed third floor) to be 0m in lieu of 6.36m and 7.2m along the North-West and North-East boundaries respectively (less than 16m from the Street); and 0m in lieu of 7.2m from the North-East boundary (more than 16m from the Street).

Section 39 — to permit the floor area to be 1109m² in lieu of 9602m².

ACHMAT EBRAHIM, CITY MANAGER

CITY OF CAPE TOWN (TABLE BAY DISTRICT)
REMOVAL OF RESTRICTIONS & DEPARTURES

- Erf 278, 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 District Manager: Table Bay District at Planning & Building Development Management, 2nd Floor, Media City cnr Hertzog Boulevard & Heerengracht Cape Town and that enquiries may be directed to Joy San Giorgio, Planning & Building Development Management, PO Box 4529 Cape Town 8000 or 2nd Floor, Media City cnr Hertzog Boulevard & Heerengracht Cape Town, email address: Juliet.Leslie@capetown.gov.za, tel no (021) 400-6450 or fax (021) 421-1963, week-days during the hours of 08:00-14:30. The application is also open to inspection at the office of the Director: Integrated Environmental Management, Department of Environmental Affairs & 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. Any objections, with full reasons, 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 or 1 Dorp Street, Cape Town 8000 on and a copy thereof lodged with the District Manager: Table Bay District at 2nd Floor, Media City cnr Hertzog Boulevard & Heerengracht Cape Town, and may be directed to Juliet Leslie, Planning & Building Development Management, PO Box 4529 Cape Town 8000 or 2nd Floor, Media City cnr Hertzog Boulevard & Heerengracht Cape Town, email address: Juliet.Leslie@capetown.gov.za, tel no (021) 400-6450 or fax (021) 421-1963 on or before 21 September 2009, quoting the above Act and the objector's erf number. Any objections received after aforementioned closing date may be disregarded.

Applicant: Tommy Brümmer Town & Regional Planners

Application No: LM4860 (168798)

Address: 5 Carreg Crescent, Green Point

Die aansoek sluit die volgende in:

Toestemming ingevolge artikel 108 van die soneringskema-regulasies ten einde werk in 'n verklaarde stedelike bewaararea toe te laat, en die volgende afwykings ingevolge artikel 15 van die Ordonnansie op Grondgebruikbeplanning:

Artikel 60 — om toe te laat dat die grondverdieping (geag eerste verdieping) onderskeidelik 1.6m en 0m in plaas van 4.5m van Kloofweg en Bo-Unionstraat is.

Artikel 60 — om toe te laat dat die eerste verdieping (geag tweede verdieping) onderskeidelik 1.6m en 0m in plaas van 4.5m van Kloofweg en Bo-Unionstraat is.

Artikel 60 — om toe te laat dat die tweede verdieping (geag derde verdieping) 1.7m in plaas van 7.56m en 0m in plaas van 6.6m onderskeidelik van Kloofweg en Bo-Unionstraat is.

Artikel 60 — om toe te laat dat die grondverdieping (geag eerste verdieping) 0m in plaas van 4.5m langs die noordwestelike en noordoostelike grense (meer as 16m van die straatgrens) is.

Artikel 60 — om toe te laat dat die eerste verdieping (geag tweede verdieping) 0m in plaas van 4.5m langs die noordoostelike grens (meer as 16m van die straatgrens) is.

Artikel 60 — om toe te laat dat die tweede verdieping (geag derde verdieping) 0m in plaas van 6.36m en 7.2m langs die noordwestelike en noordoostelike grense onderskeidelik (minder as 16m van die straat) en 0m in plaas van 7.2m van die noordoostelike grens (meer as 16m van die straat) is.

Artikel 39 — om toe te laat dat die vloeroppervlakte 1109m² in plaas van 9 602m² is.

ACHMAT EBRAHIM, STADSBESTUURDER

STAD KAAPSTAD (TAFELBAAI-DISTRIK)
OPHEFFING VAN BEPERKINGS & AFWYKINGS

- Erf 278, Groenpunt (*tweede plasing*)

Kennisgewing geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967, en die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, Tafelbaaidistrik, 2e Verdieping, Media City, h/v Hertzogboulevard en Heerengracht, Kaapstad, en dat enige navrae gerig kan word aan Joy San Giorgio, beplanning en bou-ontwikkelingsbestuur, Posbus 4529, Kaapstad 8000, of 2e Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad, tel (021) 400-6450, faksnr. (021) 421-1963 of e-posadres Juliet.Leslie@capetown.gov.za, weeksdag gedurende 08:00-14:30. Die aansoek is ook ter insae beskikbaar by die kantoor van die direkteur: geïntegreerde omgewingsbestuur, departement van omgewingsake & ontwikkelingsbeplanning, provinsiale regering van die Wes-Kaap, Utilitas-gebou, Dorpstraat 1, Kaapstad, weeksdag van 08:00-12:30 en 13:00-15:30. Enige besware, met volledige redes, moet voor of op 21 September 2009 skriftelik aan die kantoor van die direkteur: geïntegreerde omgewingsbestuur, departement van omgewingsake en ontwikkelingsbeplanning, Privaat Sak X9086, Kaapstad 8000, gerig word, met 'n afskrif aan die distriksbestuurder, Tafelbaaidistrik, Posbus 4529, Kaapstad 8000, of 2e Verdieping, Media City h/v Hertzog-boulevard & Heerengracht, Kaapstad, eposadres Juliet.Leslie@capetown.gov.za, tel (021) 400-6450 of faksnr. (021) 421-1963, of aan die kantoor van bogenoemde met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk buite rekening gelaat word.

Aansoeker: Tommy Brümmer Stads- & Streeksbeplanner

Aansoeknr.: LM4860 (168798)

Adres: Carreginsel 5, Groenpunt

Nature of application: Amendment of title deed conditions applicable to Erf 278, No 5 Carreg Crescent, Greenpoint, to enable the owners to erect a building with 4 dwelling units, consisting of 5 floors, 4 parking bays and one visitors bay. This application includes a departure from Section 11 of the Zoning Scheme Regulations in order to raise the ground level higher than 2.1m.

ACHMAT EBRAHIM, CITY MANAGER

CITY OF CAPE TOWN (TABLE BAY DISTRICT)

REMOVAL OF RESTRICTION, COUNCIL'S CONSENT AND DEPARTURES

- Erf 1249 Vredehoek (*second placement*)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act No 84 of 1967 and Section 15 in terms 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 District Manager: Planning & Building Development Management, 2nd Floor, Media City, cnr Hertzog Boulevard & Heerengracht, Cape Town and at the Office of the Head of Department, Department of Environmental Affairs and Development Planning, Development Management, Provincial Government of the Western Cape, 6th Floor, Utilitas Building, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 Monday to Friday. Any objections or comments with full reasons therefor, must be lodged in writing at the office of the abovementioned Head of Department, Department of Environmental Affairs and that any enquiries may be directed to Beverley Soares, Planning & Building Development Management, 2nd Floor, Media city, corner Hertzog Boulevard & Heerengracht, Cape Town, tel (021) 400-6456 week-days during the hours of 08:00-14:30. Any objections and/or comments, with full reasons therefor, must be submitted in writing, quoting the above Act and ordinance, the relevant reference number, the objector's street and postal address and contact telephone numbers to the Director: Planning & Building Development Management, PO Box 4529, Cape Town, 8000, or hand-delivered to the abovementioned address, or faxed to (021) 421-1963 or emailed to Beverley.Soaresh@capetown.gov.za on or before closing date. If your response is not sent to these addresses or fax number, and, as a consequence arrives late, it will be deemed to be invalid. The closing date for objections and comments is 21 September 2009.

Applicant: Larry Aberman Associates

File Ref: LM 4994 (172560)

Address: 20 Clairwood Road

Nature of application: Removal of Restrictive title conditions applicable to Erf 1249, 20 Clairwood Avenue, Vredehoek, to enable the owners to construct a covered walkway between Erf 1249 and Erf 2124 (primary school) as well as a bridge to enable the linkage between the primary school building and the higher section of the primary school. The existing house and garage on Erf 1249 will be used as a technology classroom, teacher's staffroom, 4 remedial teaching rooms and a storeroom. Building line restrictions will be encroached.

The following departures from the Cape Town Zoning Scheme Regulations have been applied for:

Section 59(1):

- To permit the proposed covered walkway on Erf 1249 to be setback 3.59m in lieu of 4.5m from the rear boundary.
- To permit the proposed covered walkway on erf 1249 to be setback 0m in lieu of 4.5m from the lateral boundary.
- To permit the proposed covered walkway and the proposed bridge on erf 2124 to be setback 3.59m in lieu of 4.5m from the rear boundary.
- To permit the proposed covered walkway and the proposed bridge on erf 2124 to be setback 0m in lieu of 4.5m from the lateral boundary.
- To permit the proposed covered rain shelter on erf 1249 to be setback 2.61m in lieu of 4.5m from the rear boundary.

ACHMAT EBRAHIM, CITY MANAGER

Aard van aansoek: Wysiging van titelaktevoorwaardes wat op Erf 278, Carreg Crescent 5, Groenpunt, van toepassing is, ten einde die eienaars in staat te stel om 'n gebou met 4 wooneenhede, bestaande uit 5 verdiepings, 4 parkeerplekke en een besoekersparkeerplek op te rig. Die aansoek sluit 'n afwyking van artikel 11 van die soneringskema regulasies in ten einde die grondvlak hoër as 2.1m te lig.

ACHMAT EBRAHIM, STADSBEStuurDER

STAD KAAPSTAD (TAFELBAAI-DISTRIK)

OPHEFFING VAN BEPERKING, RAADSTOESTEMMING EN AFWYKINGS

- Erf 1249 Vredehoek (*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, nr. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, beplanning en bou-ontwikkelingsbestuur, 2e Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad, en by die kantoor van die departementshoof, departement van omgewingsake en ontwikkelingsbeplanning, ontwikkelingsbestuur, provinsiale regering van die Wes-Kaap, 6e Verdieping, Utilitas-gebou, Dorpstraat 1, Kaapstad, van 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Enige besware en/of kommentaar, met die volledige redes daarvoor, moet voor of op die sluitingsdatum skriftelik ingedien word by die kantoor van bogenoemde departementshoof, departement van omgewingsake en ontwikkelingsbeplanning, Privaat Sak X9086, Kaapstad 8000, met 'n afskrif aan bogenoemde distriksbestuurder, Posbus 4529, Kaapstad 8000, met vermelding van bogenoemde Wet en Ordonnansie, die verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware kan ook per hand by bogenoemde adresse afgelewer word. Enige navrae kan gerig word aan Beverley Soares, beplanning en bou-ontwikkelingsbestuur, 2e Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad, tel (021) 400-6456, faksnr. (021) 421-1963 of e-posadres Beverley.Soaresh@capetown.gov.za, weksdae gedurende 08:00 tot 14:30. As u besware nie na die adresse of faksnr. gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Die sluitingsdatum vir besware en kommentaar is 21 September 2009.

Aansoeker: Larry Aberman Associates

Lêerverw.: LM 4994 (172560)

Adres: Clairwoodlaan 20

Aard van aansoek: Die opheffing van beperkende titelvoorwaardes wat op Erf 1249, Clairwoodlaan 20, Vredehoek, van toepassing is, ten einde die eienaars in staat te stel om 'n oordekte loopweg tussen Erf 1249 en Erf 2124 (laerskool) sowel as 'n brug te bou om die laerskoolgebou en die hoër gedeelte van die laerskool te verbind. Die bestaande huis en motorhuis op Erf 1249 sal as tegnologieklaskamer, personeelkamer vir onderwysers, 4 klaskamers vir remediërende onderwys en 'n pakkamer gebruik word. Boulynbeperkings sal oorskry word.

Daar is om die volgende afwykings van die Kaapstadse soneringskema regulasies aansoek te doen:

Artikel 59(1):

- Om toe te laat dat die voorgestelde oordekte loopweg op Erf 1249 se inspringing 3.59m in plaas van 4.5m van die agterste grens is.
- Om toe te laat dat die voorgestelde oordekte loopweg op Erf 1249 se inspringing 0m in plaas van 4.5m van die sygrens is.
- Om toe te laat dat die voorgestelde oordekte loopweg en voorgestelde brug op Erf 2124 se inspringing 3.59m in plaas van 4.5 m van die agterste grens is.
- Om toe te laat dat die voorgestelde oordekte loopweg en voorgestelde brug op Erf 2124 se inspringing 0m in plaas van 4.5m van die sygrens is.
- Om toe te laat dat die oordekte reënkuiling op Erf 1249 se inspringing 2.61m in plaas van 4.5m van die agterste grens is.

ACHMAT EBRAHIM, STADSBEStuurDER

MOSSEL BAY MUNICIPALITY

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

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

ERF 726 HARTENBOS: REMOVAL OF RESTRICTIONS

Notice is hereby given in terms of Section 3(6) of the above Act that the under-mentioned application has been received and is open to inspection at the office of the Municipal Manager, Mossel Bay Municipality. Any enquiries may be directed to Mr G. Scholtz, Town Planning Department, PO Box 25, Mossel Bay, 6500, telephone number (044) 606-5074 and fax number (044) 690-5786. The application is also open to inspection at the office of the Director, Integrated Environmental Management: Region A1, Provincial Government of the Western Cape, at Room 201, 1 Dorp Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at (021) 483-8781 and the Directorate's fax number is (021) 483-3633. Any objections, with full reason thereof 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, 28 SEPTEMBER 2009 quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

In terms of Section 21(4) of the Local Government Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that people who cannot write can approach the Department Legal Services during office hours where a member of staff will assist you in putting your comments or objections in writing.

Applicant: Formaplan Town and Regional Planners PO Box 2792, Mossel Bay 6500 on behalf AL & C Mulder

Nature of application: Removal of restrictive title conditions applicable to Erf 726, 24 Kompanje Avenue, Hartenbos to enable the owners to erect a duet dwelling on the property.

File Reference: 15/4/37/1 E17/2/2/AH5/Erf 726 Hartenbos

MUNICIPAL MANAGER

MOSSELBAAI MUNISIPALITEIT

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

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

ERF 726 HARTENBOS: OPHEFFING VAN BEPERKINGS

Kragtens Artikel 3(6) van bogenoemde Wet word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder, Mosselbaai Munisipaliteit. Enige navrae kan gerig word aan Mnr G. Scholtz, Stadsbeplanning, Posbus 25, Mosselbaai, 6500, telefoonnommer (044) 606-5074 en faksnommer (044) 690-5786. Die aansoek lê ook ter insae by die kantoor van die Direkteur, Geïntegreerde Omgewingsbestuur: Streek A1, Provinsiale Regering van die Wes-Kaap, by Kamer 201, Dorpstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan (021) 483 8781 en die Direkoraat se faksnommer is (021) 483-3633. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur by Privaatsak X9086, Kaapstad, 8000, ingedien word op of voor MAANDAG, 28 SEPTEMBER 2009 met vermelding van bogenoemde Wet en die beswaarmaker se ernommer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

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, die Afdeling Regsdienste kan nader tydens kantoorure waar 'n lid van die personeel u behulpsaam sal wees om u kommentaar of besware op skrif te stel.

Aansoeker: Formaplan Stads- en Streekbeplanners Posbus 2792 Mosselbaai 6500 namens AL & C Mulder

Aard van aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op Erf 726, KompanjelAan 24, Hartenbos ten einde die eienaars in staat te stel om 'n duet-woning op die eiendom op te rig.

Lêer Verwysing: 15/4/37/1 E17/2/2/AH5/Erf 726 Hartenbos

MUNISIPALE BESTUURDER

OVERSTRAND MUNICIPALITY

ERF 1124, SANDBAAI, OVERSTRAND MUNICIPAL AREA: REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 84 OF 1967), PROPOSED SUBDIVISION AND CONSOLIDATION,

Notice is hereby given in terms of Section 3(6) of the above Act that the under-mentioned application has been received and is open to inspection at the office of the Municipal Manager, Overstrand Municipality, and any enquiries may be directed to the Town Planner, Mrs H van der Stoep, PO Box 20, Hermanus, 7200, Tel No. (028) 313-8900 and Fax No. (028) 313-2093.

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). Telephone enquiries in this regard may be made at (021) 483-3009 and the Directorate's fax number is (021) 483-3098. Any objections, with full reason 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 Friday, 2 October 2009, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

Notice is hereby also given in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for the subdivision and consolidation.

Details regarding the proposal is available for inspection at the office of the Director: Infrastructure and Planning during normal office hours. Enquiries regarding the matter should be directed to the Senior Town Planner, MRs H van der Stoep (Tel: (028) 313-8900/Fax: (028) 313-2093).

Any comments on the proposal should be submitted in writing to reach the undersigned by not later than Friday 2 October 2009. A person who cannot read or write but wishes to comment on the proposal may visit the Directorate: Infrastructure and Planning where a member of staff would assist them to formalize their comment.

Applicant: Mr Hugh Waters (on behalf of JS Smit)

Nature of application: Removal of restrictive Title Conditions applicable to Erf 1124, Sandbaai in order to allow the owner to subdivide the abovementioned erf and subsequently consolidate Portion 1 with Erf 1125 for Residential purposes.

Overstrand Municipality, PO Box 20, HERMANUS, 7200

Municipal Notice No. 48/2009

OVERSTRAND MUNISIPALITEIT

ERF 1124, SANDBAAI, OVERSTRAND MUNISIPALE AREA: WET OP OPHEFFING
VAN BEPERKINGS, 1967 (WET 84 VAN 1967), VOORGESTELDE ONDERVERDELING 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 kantoor van die Munisipale Bestuurder, Overstrand Munisipaliteit en enige navrae kan gerig word aan die Senior Stadsbeplanner, Mev H van der Stoep, Posbus 20, Hermanus, 7200. Telefoon (028) 313-8900 en by die faksnommer (028) 313-2093.

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) 483-3009 en die Direkoraat se faksnommer is (021) 483-3098. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Privaatsak X9086, Kaapstad, 8000, ingedien word op of voor Vrydag, 2 Oktober 2009 met vermelding van bogenoemde Wet en die beswaarmaker se ernommer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Kennis geskied hiermee verder ingevolge Artikel 24 van Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is vir die onderverdeling en konsolidasie van Erf 1124.

Besonderhede aangaande die voorstel lê ter insae by die kantoor van die Direkteur: Infrastruktuur en Beplanning gedurende normale kantoorure. Navrae kan gerig word aan die Senior Stadsbeplanner, Mev H Van der Stoep (Tel: (028) 313-8900/Faks: (028) 313-2093).

Enige kommentaar aangaande die voorstel moet op skrif gestel word ten einde die ondergetekende te bereik nie later nie as Vrydag, 2 Oktober 2009. Persone wat wil kommentaar lewer maar nie kan lees of skryf nie mag die Direkoraat: Infrastruktuur en Beplanning besoek waar hul deur 'n amptenaar bygestaan sal word ten einde hul kommentaar te formaliseer.

Aansoeker: Mnr Hugh Waters (namens JS Smit)

Aard van aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op Erf 1124, Sandbaai ten einde die erf in twee te verdeel (Gedeelte 1 van 183m² en Restant van 687m²) daaropvolgend Gedeelte 1 te konsolideer met Erf 1125 vir Residensiële doeleindes.

Overstrand Munisipaliteit, Posbus 20, HERMANUS, 7200

Munisipale Kennisgewing Nr. 48/2009

U-MASIPALA OVERSTRAND

YESIZA 1124, ESANDBAAI, OVERSTRAND UMTHETHO WOKUSASA IZITHINTELO, 1967 (UMTHETHO 84 KA-1967), ULWAHLULO
NODIBANISO

Apha kukhutshwa isaziso, ngokwemiqathango yecandelo 3(6) walo Mthetho ukhankanywe ngentla apha, sokuba kuye kwafunyanwa esi Sicelo singezantsi apha, nokuba kuvulelekile ukuba singeza kuphendlwa kwiOfisi yeManejala kaMasipala wase Overstrand, kwaye nayiphi na imibuzo ingathunyelwa kulo, Nkosikazi H van der Stoep, PO Box 20, Hermanus, 7203 (Kwinombolo Yemfonomfono Engu: (028) 313-8900) (Inombolo Yefeksi (028) 313-2093).

Esi Sicelo kananjalo kukwavulelekile nokuba siye kuphendlwa kwiOfisi yoMlawuli: kuLawulo lokusiNgqongileyo Olumanyanisiweyo (Integrated Environmental Management): Isixeko B1, kaRhulumente wePhondo lentshona Koloni, kwiGumbi elingu-601, 1 Dorp Street, Cape Town, ukusukelo ngentsimbi ye-08:00 ukuya kweye-12:30 nango-13:00 ukuya-15:30 (ngoMvulo ukuya kutsho ngoLwesihlanu). Imibuzo eyenziwa ngomnxeba ephatelele kulo M.B.A. ingenziwa ngokutsalela kwa-(021) 483-3009, kwaye ke inombolo yefakisi yeti Candelo loLawulo ngu-(021) 483-3098. Naziphi na izikhalazo, ekufuneka zihambe nezizathu ezipheleleyo, kufuneka zingeniswe ngento ebhaliweyo kule ofisi ikhankanywe ngentla apha yoMlawuli kuLawulo lokusingqongileyo Olumanyanisiweyo (Integrated Environmental Management) kwaPrivate Bag X9086, Cape Town, 8000, ngomhla we ... okanye phambi kwawo iFriday 2 Oktoba 2009, kuxelwe lo Mthetho ungentle apha kunye nenombolo yesiza salowo ukhalazayo. Naziphi na izimvo ezithe zafika emva kwalo mhla wokuvala ukhankanyiweyo zisenokungahoywa.

Kwenziwa isaziso ngokwesahluko 24 Somthetho Wokusebenzisa Imihlaba, 1985 (Umthetho 15 ka 1985) ukuba kufunyenwe isicelo sokwahlula nokudibanisa.

Inkcukaca ngokwesisiphakamiso sifumaneka kwi-ofisi ye Direktor Yezocwandcisa Nenkonzo ukuba ziphononongwe ngamaxesha we-ofisi. Imibuzo ingajongiwa kwi Kumcebi Dolophu omkhulu ngalomba, u H van der Stoep (inombolo: 028-313 8900/Ifekisi: 028-313 2093).

Nawuphi na umxhamulo ngesisiphakamiso masenziwe ngokwembalelwano e-shicilelweyo ekufuneka ingeniswe phambi ngoLwesihlanu, 2 Oktoba 2009. Abanyu abangakwaziyo ukubhala nokufunda mabandwendwele i-ofisi ye Direktor Yezocwandcisa Nenkonzo apho ayakuncedwa khona ngomye waba sebenzi ekubhaleni ezakhe izimvo.

Umfaki Sicelo: Mnumzana Hugh Waters (egameni lika-JS Smit)

Uhlobo Iwesicelo: Ukususwa kwemiqathango yezithintelo Kwitayitile yesiza 1124, eSandbaai, ukuvumela umnini ahlule esisiza singentla kwakunye adibanise isiqephu 1 kwi siza 1125 ukuba sibesisiza sokuhlala.

Kwiofisi zikamasipala, PO Box 20, HERMANUS, 7200

Inombolo Yesaziso Ka-masipala 48/2009

SWARTLAND MUNICIPALITY

AMENDMENT: NOTICE 16/09/10

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 84 OF 1967) AS WELL AS THE SUBDIVISION OF ERF 151, YZERFONTEIN

With reference to notice no. 16/09/10 dated 6 August 2009 notice is hereby given that it is the intention of the owner to subdivide the property into two portions namely portion 1 ($\pm 341\text{m}^2$ in extent) and a remainder ($\pm 345\text{m}^2$ in extent) for residential purposes and not $\pm 34\text{m}^2$ as advertised previously.

JJ SCHOLTZ, MUNICIPAL MANAGER, MUNICIPAL OFFICE PRIVATE BAG X52 MALMESBURY

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

BITOU LOCAL MUNICIPALITY

PORTIONS 8 & 9 OF FARM LADYWOOD NO. 438, BITOU MUNICIPAL AREA: PROPOSED "GUIDE PLAN" AMENDMENT

Notice is hereby given in terms of Section 4(7) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for an amendment of the Knysna-Wilderness-Plettenberg Bay "Guide Plan" in order to change the reservation of Portions 8 and 9 of the Farm Ladywood No. 438 from "Rural Occupation" to "Township Development". The subject property is located south of "New Horizons", approximately 800m off the N2 National Road.

Detail regarding the proposal is available for inspection at the Municipal Town Planning Office (Marine Way, Plettenberg Bay), during normal office hours. Enquiries regarding the matter should be directed to the Town Planner Tel: (044) 501-3274/Fax: (044) 533-3487.

Any comments on or objections to the proposal should be submitted in writing to reach the undersigned by not later than Friday, 30 October 2009.

A person who cannot read or write but wishes to comment may visit the Department: Strategic Services (Town Planning section) where a member of staff would assist them to formalize their comment.

LMR Ngoqo, Municipal Manager, Bitou Local Municipality, Private Bag X1002, PLETTENBERG BAY 6600

SWARTLAND MUNISIPALITEIT

REGSTELLING: KENNISGEWING 16/09/10

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET 84 VAN 1967) ASOOK ONDERVERDELING VAN ERF 151, YZERFONTEIN

Met verwysing na kennisgewing nr. 16/09/10 gedateer 6 Augustus 2009 word hiermee kennis gegee dat die eienaar van voorneme is om die eiendom te verdeel in twee gedeeltes nl. Gedeelte 1 (groot $\pm 341\text{m}^2$) en 'n restant (groot $\pm 345\text{m}^2$) vir residensiële doeleindes en nie $\pm 34\text{m}^2$ soos voorheen geadverteer nie.

JJ SCHOLTZ, MUNISIPALE BESTUURDER, MUNISIPALE KANTOOR, PRIVAATSAK X52 MALMESBURY

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

BITOU PLAASLIKE MUNISIPALITEIT

GEDEELTES 8 EN 9 VAN DIE PLAAS LADYWOOD NR. 438, BITOU MUNISIPALE GEBIED: VOORGESTELDE "GIDSPLAN" WYSIGING

Kennis geskied hiermee ingevolge Artikel 4(7) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ord. 15 van 1985) dat 'n aansoek ontvang is om 'n wysiging van die "Knysna-Wildernis-Plettenbergbaai Gidsplan" ten einde die reservering van Gedeeltes 8 en 9 van die Plaas Ladywood Nr. 438 te verander vanaf "Landelike Ontwikkeling" na "Dorpsontwikkeling". Die betrokke eiendom is geleë suid van "New Horizons", ongeveer 800m vanaf die N2 Nasionale Pad.

Besonderhede aangaande die voorstel lê ter insae by die Munisipale Stadsbeplanningskantoor (Marieneweg, Plettenbergbaai) gedurende normale kantoorure. Navrae kan gerig word aan die Stadsbeplanner Tel: (044) 501-3274/Fax: (044) 533-3487.

Enige kommentaar op of besware teen die aansoek moet op skrif gestel word ten einde die ondergetekende te bereik teen nie later nie as Vrydag, 30 Oktober 2009.

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

LMR Ngoqo, Munisipale Bestuurder, Bitou Plaaslike Munisipaliteit Privaatsak X1002, PLETTENBERGBAAI 6600

BITOU LOCAL MUNICIPALITY

ERF 3568, PLETTENBERG BAY: PROPOSED
REZONING

Notice is 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 Erf 3568, Plettenberg Bay from "Public Garage Zone" to "Business Zone" to allow the development of a warehouse/showroom and retail entity. The property, situated adjacent to the N2 National Road in the industrial area of Plettenberg Bay, is 3566m² in extent and is currently vacant.

The application is available for inspection at the Municipal Town Planning Office (Marine Way, Plettenberg Bay) during normal office hours. Telephonic enquiries in this regard may be directed to the Town Planner, Bitou Municipality Tel: (044) 501-3274/Fax: (044) 533-3487.

Any comments on or objections to the proposal should be submitted in writing to reach the undersigned by not later than Friday, 25 September 2009.

A person who cannot read or write but wishes to comment on the proposals may visit the Department Strategic Services (Town Planning section) where a member of staff will assist them to formalize their comment.

LMR Ngoqo, Municipal Manager, Bitou Local Municipality, Private Bag X1002, PLETTENBERG BAY 6600

Municipal Notice No. 95/2009 21 Augustus 2009 18630

BITOU LOCAL MUNICIPALITY

PORTION 1 OF THE FARM GANSEVALLEI NO. 444 AND
PORTION 28 OF THE FARM WITTEDRIFT NO 306, BITOU
MUNICIPAL AREA: PROPOSED "GUIDE PLAN"
AMENDMENT

Notice is hereby given in terms of Section 4(7) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for an amendment of the Knysna-Wilderness-Plettenberg Bay "Guide Plan" in order to change the reservation of Portion 1 of the Farm Gansevallei No. 444 and Portion 28 of the Farm Wittedrift No. 306, Bitou Municipal Area from "Agriculture/Forestry" to "Township Development".

The property concerned is situated west of the N2 National Road and north-west of Plettenberg Bay.

Detail regarding the proposal is available for inspection at the Municipal Town Planning Office (Marine Way, Plettenberg Bay), during normal office hours. Enquiries regarding the matter should be directed to the Senior Town Planner Tel: (044) 501-3274/Fax: (044) 533-3487.

Any comments on or objections to the proposal should be submitted in writing to reach the undersigned by not later than Friday, 23 October 2009.

A person who cannot read or write but wishes to comment may visit the Department: Strategic Services (Town Planning section) where a member of staff would assist them to formalize their comment.

LMR Ngoqo, Municipal Manager, Bitou Local Municipality, Private Bag X1002, PLETTENBERG BAY, 6600

Municipal Notice No. 94/2009 21 August 2009 18631

BITOU PLAASLIKE MUNISIPALITEIT

ERF 3568, PLETTENBERGBAAI: VOORGESTELDE
HERSONERING

Kennis geskied hiermee ingevolge Artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ord. 15 van 1985) dat 'n aansoek ontvang is om die hersonering van Erf 3568, Plettenbergbaai vanaf "Openbare Garage sone" na "Besigheidsone" ten einde die ontwikkeling van 'n pakhuis/vertoonlokaal en 'n kleinhandelbesigheid toe te laat. Die perseel, geleë aanliggend aan die N2 Nasionale pad in die Industriële Gebied, is 3566m² in omvang en tans vakant.

Besonderhede aangaande die voorstel lê ter insae by die Munisipale Stadsbeplanningskantoor (Mariene Weg, Plettenbergbaai) gedurende normale kantoorure. Navrae kan gerig word aan die Assistent Stadsbeplanner Tel: (044) 501-3274/Faks: (044) 533-3487.

Enige kommentaar op of besware teen die aansoek moet op skrif gestel word ten einde die ondergetekende te bereik teen nie later nie as Vrydag, 25 September 2009.

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

LMR Ngoqo, Munisipale Bestuurder, Bitou Plaaslike Munisipaliteit, Privaatsak X1002, PLETTENBERGBAAI 6600

Munisipale Kennisgewing Nr. 95/2009 21 Augustus 2009 18630

BITOU PLAASLIKE MUNISIPALITEIT

GEDEELTE 1 VAN DIE PLAAS GANSEVALLEI NR. 444 EN
GEDEELTE 28 VAN DIE PLAAS WITTEDRIFT NR. 306, BITOU
MUNISIPALE GEBIED: VOORGESTELDE "GIDSPLAN"
WYSIGING

Kennis geskied hiermee ingevolge Artikel 4(7) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ord. 15 van 1985) dat 'n aansoek ontvang is om 'n wysiging van die "Knysna-Wildernis-Plettenbergbaai Gidsplan" ten einde die reservering van Gedeelte 1 van die Plaas Gansevallei Nr. 444 en Gedeelte 28 van die Plaas Wittedrift Nr. 306 te verander vanaf "Landbou/Bosbou" na "Dorpsontwikkeling".

Die betrokke eiendom is geleë ten wes van die N2 Nasionale Pad ten noord-wes van Plettenbergbaai.

Besonderhede aangaande die voorstel lê ter insae by die Munisipale Stadsbeplanningskantoor (Mariene Weg, Plettenbergbaai) gedurende normale kantoorure. Navrae kan gerig word aan die Senior Stadsbeplanner Tel: (044) 501-3274/Faks: (044) 533-3487.

Enige kommentaar op of besware teen die aansoek moet op skrif gestel word ten einde die ondergetekende te bereik teen nie later nie as Vrydag, 23 Oktober 2009.

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

LMR Ngoqo, Munisipale Bestuurder, Bitou Plaaslike Munisipaliteit, Privaatsak, X1002, PLETTENBERGBAAI 6600

Munisipale Kennisgewing Nr. 94/2009 21 Augustus 2009 18631

BREEDE VALLEY MUNICIPALITY

APPLICATION FOR SUBDIVISION OF THE FARM
HELPMEKAAR NO. 148, 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 has been received for the subdivision of the mentioned property (Agriculture Zone I).

Particulars regarding the application are available at the office of the Town Planner, Room 312 (Ms K Fouche) Tel. No. (023) 348-2622, Civic Centre, Baring Street, Worcester.

Written objections, if any, should be lodged in writing with the Municipal Manager, Private X3046, Worcester 6849 and must reach the undersigned on or before 21 September 2009.

AA PAULSE, MUNICIPAL MANAGER

Notice no. 71/2009

Reference 10/3/2/286 21 August 2009

18632

CITY OF CAPE TOWN (CAPE FLATS DISTRICT)

REZONING AND DEPARTURES

- Erf 62055 Cape Town at 528 Lansdowne Road (Corner of Lansdowne Road and St Johns Road) Lansdowne

Notice is hereby given in terms of Section 17(2)(a) of the Land Use Planning Ordinance 15 of 1985 that the undermentioned application has been received and is open to inspection at the office of the District Manager: Planning & Building Development Management, Ledger House, Corner of Aden Avenue and George Street, Athlone. Enquiries may be directed to Mr Mark Collison, PO Box 283 Athlone, 7760 or tel (021) 684-4343 or email mark.collison@capetown.gov.za or fax to (021) 684-4410 week days during 08:00-14:30. Any objections, with full reasons therefor, may be lodged in writing at the office of the abovementioned District Manager on or before 4 August 2009, quoting the above relevant legislation, the application number and the objector's erf and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid.

Applicant: Abdullatief, L

Application number: 166773

File Reference: LUM/00/62055

Address: 528 Lansdowne Road (Corner of Lansdowne and St Johns Roads)

Nature of Application: To permit the Rezoning of the subject property from Single Dwelling Residential to Special Business to permit shops and Block of Flats. There will be two shops on the ground floor and four flats/units on first floor and four flats/units on the second floor.

The following Departures from Section 58 (Read with Sections 47 & 54) of the Cape Town Zoning Scheme Regulations have been applied for:

- To permit the building to be set back 2.0m in lieu of 4.50m from Lansdowne Road at ground, first and second floors respectively.
- To permit the building to be set back 2.0m in lieu of 4.50m from the splay at ground, first and second floors respectively.
- To permit the building, with overlooking features, to be set back 2.27m in lieu of 2.50m from the eastern common boundary at first and second floors.

ACHMAT EBRAHIM, CITY MANAGER

21 August 2009

18634

BREEDE VALLEI MUNISIPALITEIT

AANSOEK OM ONDERVERDELING VAN DIE PLAAS
HELPMEKAAR NR. 148, 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 die genoemde eiendom (Landbouzone I) ontvang is.

Volledige besonderhede van die aansoek is beskikbaar in die kantoor van die Stadsbeplanner, Kamer 312, Burgersentrum, Baringstraat, Worcester (Me K Fouche) Tel. nr. (023) 348-2622.

Besware, indien enige, moet skriftelik gerig word aan die Munisipale Bestuurder, Privaatsak X3046, Worcester 6849 om die ondergetekende te bereik voor of op 21 September 2009.

AA PAULSE, MUNISIPALE BESTUURDER

Kennisgewing nr. 71/2009

Verwysing: 10/3/2/286 21 Augustus 2009

18632

STAD KAAPSTAD (KAAPSE VLAKTE-DISTRIK)

HERSONERING EN AFWYKINGS

- Erf 62055 Kaapstad te Lansdowneweg 528 (h/v Lansdowne- en St. Johns-weg) Lansdowne

Kennisgewing geskied hiermee ingevolge artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder: beplanning en bou-ontwikkelingsbestuur, Ledger House, h/v Adenlaan en Georgestraat, Athlone, en dat enige navrae gerig kan word aan mnr. Mark Collison Posbus 283, Athlone 7760, e-posadres mark.collison@capetown.gov.za, tel (021) 684-4343 of faksnr. (021) 684-4410, weksdae gedurende 08:30-14:30. Enige besware, met volledige redes, moet voor of op 4 Augustus 2009 skriftelik aan die kantoor van bogenoemde distriksbestuurder gerig word, met vermelding van bogenoemde toepaslike wetgewing, die Aansoeknummer en die beswaarmaker se erf- en telefoonnummer/s en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongeldig geag word.

Aansoeker: Abdullatief, L

Aansoeknr.: 166773

Lêerverw.: LUM/00/62055

Adres: Lansdowneweg 528 (h/v Lansdowne- en St. Johns-weg)

Aard van aansoek: Die hersonering van die onderhawige eiendom van enkelresidensieel na spesiale sakesone ten einde winkels en 'n blok woonstelle toe te laat. Daar sal twee winkels op die grondverdieping wees, vier woonstelle/eenhede op die eerste verdieping, en vier woonstelle/eenhede op die tweede verdieping.

Daar is om die volgende afwykings van artikel 58 (gelees met artikels 47 & 54) van die Kaapstadse soneringskema regulasies aansoek gedoen:

- Om toe te laat dat die gebou se insprings 2.0m in plaas van 4.50m van Lansdowneweg op onderskeidelik grond-, eerste en tweede verdieping is.
- Om toe te laat dat die gebou se insprings 2.0m in plaas van 4.50m van die afstomping op onderskeidelik grond-, eerste en tweede verdieping is.
- Om toe te laat dat die gebou, met uitkykmerke, se insprings 2.27m in plaas van 2.50m van die oostelike gemeenskaplike grens op eerste en tweede verdieping is.

ACHMAT EBRAHIM, STADSBEUURDER

21 Augustus 2009

18634

CITY OF CAPE TOWN (CAPE FLATS DISTRICT)

CLOSURE

- Portion of Public Place Erf 567 at the Corner of NY 110 and NY 127 Guguletu

Notice is hereby given in terms of Section 6(1) of the By-Law relating to the Management and Administration of the Municipality's Immovable Property that the portion of Public Place, being portion of Erf 567 Guguletu shown on Plan STC 1130 has been closed.

ACHMAT EBRAHIM, CITY MANAGER

(L7/10/649) (GUGULETU 44 V4 p.58)

21 August 2009

18635

CITY OF CAPE TOWN (HELDERBERG DISTRICT)

REZONING, SUBDIVISION, DEPARTURE & AMENDMENT OF THE URBAN EDGE

- Erf 5541, R102, Jubilee Vineyard Estate, Eersteriver

Notice is hereby given in terms of Sections 15(2)(a), 17(2)(a) & 24(2)(a) of Ordinance 15 of 1985 & the applicable Council's Policy that the undermentioned application has been received and is open to inspection at the office of the District Manager, First Floor, Municipal Offices, cnr Victoria & Andries Pretorius Streets, Somerset West. Enquiries may be directed to Ms Lucille Janssens, PO Box 19, Somerset West, 7129, e-mail to ciska.smit@capetown.gov.za, tel (021) 850-4346 or fax (021) 850-4487 during 08:00-13:00. Any objections, with full reasons therefor, must be lodged in writing at the office of the District Manager at the First Floor, Municipal Offices, cnr Victoria & Andries Pretorius Streets, Somerset West on or before 3 August 2009, 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: Messrs Headland Planners

Owner: Messrs Dezzo Housing (Pty) Ltd

Application Number: 179485

Notice Number: 22/2009

Address: R102, Jubilee Vineyard Estate, Eersteriver

Nature of Application:

- The rezoning of Erf 5541, Eersteriver from Agricultural Zone I to Residential Zone I and Open Space;
- The subdivision of the property into 12 portions in order to create 11 residential zone I erven and 1 open space zone II erf;
- The departure from the relevant Zoning Scheme Regulations on:
 - portion 8 for the relaxation of the 2m internal lateral building line to 0m;
 - portion 11 for the relaxation of the 2m internal lateral building line to 0m for the refuse room;
- The amendment of the Urban Edge to accommodate the above development.

ACHMAT EBRAHIM CITY MANAGER

21 August 2009

18636

STAD KAAPSTAD (KAAPSE VLAKTE-DISTRIK)

SLUITING

- Gedeelte openbare plek, Erf 567, h/v NY 110 en NY 127, Guguletu

Kennisgewing geskied hiermee ingevolge artikel 6(1) van die Verordening op die Bestuur en Administrasie van die Munisipaliteit se Vaste Eiendom dat die gedeelte openbare straat, synde 'n gedeelte van Erf 567, Guguletu, wat op plan STC 1130 getoon word, gesluit is.

ACHMAT EBRAHIM, STADSBESTUURDER

(L7/10/649) (GUGULETU 44 V4 p.58)

21 Augustus 2009

18635

STAD KAAPSTAD (HELDERBERG-DISTRIK)

HERSONERING, ONDERVERDELING, AFWYKING & WYSIGING VAN DIE STEDELIKE SOOM

- Erf 5541, R102, Jubilee Vineyard-Landgoed, Eersterivier

Kennisgewing geskied hiermee ingevolge artikels 15(2)(a), 17(2)(a) & 24(2)(a) van Ordonnansie 15 van 1985 dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, Eerste Verdieping, Munisipale Kantore, h/v Victoria- & Andries Pretoriusstraat, Somerset-Wes. Navrae kan gerig word aan me. Lucille Janssens, Posbus 19, Somerset-Wes 7129, of per e-pos aan ciska.smit@capetown.gov.za gestuur word, tel (021) 850-4346 of faksnr. (021) 850-4487, weksdae gedurende 08:00 tot 13:00. Besware, met volledige redes daarvoor, kan voor of op 3 Augustus 2009 skriftelik by die kantoor van die bogenoemde distriksbestuurder, Eerste Verdieping, Munisipale Kantore, h/v Victoria- & Andries Pretoriusstraat, Somerset-Wes, ingedien word, met vermelding van bogenoemde relevante wetgewing en die beswaarmaker se erf- en telefoonnummer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongeldig geag word.

Aansoeker: mnre. Headland Planners

Eienaar: mnre. Dezzo Housing (Edms.) Bpk.

Aansoeknr.: 179485

Kennisgewingnr.: 22/2009

Adres: R102, Jubilee Vineyard-landgoed, Eersterivier

Aard van aansoek:

- Die hersonering van Erf 5541, Eersterivier, van landbousone I na residensiële sone I en oop ruimte.
- Die onderverdeling van die eiendom in 12 gedeeltes ten einde 11 residensiële sone I-erwe en 1 oopruimtesone II-erf te skep.
- Afwyking van die toepaslike soneringskema regulasies op
 - gedeelte 8 vir die verslapping van die 2m-interne syboullyn tot 0m;
 - gedeelte 11 vir die verslapping van die 2m-interne syboullyn tot 0m vir die vulliskamer.
- Die wysiging van die stedelike soom ten einde bogenoemde ontwikkeling te akkommodeer.

ACHMAT EBRAHIM, STADSBESTUURDER

21 Augustus 2009

18636

CITY OF CAPE TOWN (KHAYELITSHA-/MITCHELLS PLAIN)

REZONING

- Erf 21763 Mitchells Plain

Notice is hereby given in terms of Sections 17, 24 and 15 of the Land Use Planning Ordinance (Ordinance 15 of 1985) that Council has received the undermentioned application, which is open to inspection at the office of the District Manager at Department: Planning & Building Development Management at E-Block, Stocks and Stocks Complex, Ntlazane Street, Ilitha Park, Kayelitsha. Enquiries may be directed to G Hanekom, Department: Planning & Building Development Management, PO Box X93, Bellville, 7535 or e-mail gerhard.hanekom@capetown.gov.za or fax (021) 360-1113 week days during 08:00-12:00. Written objections, if any, with reasons may be lodged at the office of the abovementioned District Manager on or before 15 September 2009, quoting the above applicable legislation, the application number, as well as your erf and contact phone number and address.

Location address: Cnr AZ Berman & Highlands

Owner: Provincial Government – Western Cape

Applicant: Taryn Elliott MCA

Application no: 170360

Nature of Application: Rezoning of the unregistered Erf 21763 Mitchells Plain in terms of Section 17 of the Land Use Planning Ordinance 1985 (Ord 15 of 1985) from Rural Zone to Amenities Zone to accommodate a district hospital and to regularise the existing Lentegeur facilities.

ACHMAT EBRAHIM, CITY MANAGER

21 August 2009

18637

STAD KAAPSTAD (KHAYELITSHA-/MITCHELLS PLAIN-DISTRIK)

HERSONERING

- Erf 21763 Mitchells Plain

Kennisgewing geskied hiermee ingevolge artikels 17, 24 en 15 van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, dat die raad onderstaande aansoek ontvang het wat ter insae beskikbaar is by die kantoor van die distriksbestuurder, departement: beplanning en bou-ontwikkelingsbestuur, Blok E, Stocks & Stocks-kompleks, Ntlazanestraat, Ilitha Park, Khayelitsha. Navrae kan gerig word aan G Hanekom, departement: beplanning en bou-ontwikkelingsbestuur, Posbus X93, Bellville 7535, e-posadres gerhard.hanekom@capetown.gov.za of faksnr. (021) 360-1113, weeksdag van 08:00-12:00. Skriftelike besware, as daar is, kan voor of op 15 September 2009 aan die kantoor van bogenoemde distriksbestuurder gerig word, met vermelding van bogenoemde toepaslike wetgewing, die aansoeknommer sowel as u erf- en kontaktelefoonnommer en adres.

Liggingsadres: h/v A Z Berman & Highlands

Eienaar: provinsiale regering – Wes-Kaap

Aansoeker: Taryn Elliott MCA

Aansoeknr.: 170360

Aard van aansoek: Die hersonering van ongeregistreerde Erf 21763, Mitchells Plain, ingevolge artikel 17 van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, van landelike sone na geriewesone ten einde 'n distriks hospitaal te akkommodeer en die bestaande Lentegeurfasiliteite te regulariseer.

ACHMAT EBRAHIM, STADSBESTUURDER

21 Augustus 2009

18637

CITY OF CAPE TOWN (TYGERBERG DISTRICT)

REZONING AND REGULATION DEPARTMENT

- Erven 6969 & 6981, Bellville

Notice is hereby given in terms of Sections 15 and 17 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 at 3rd Floor, Municipal Offices, Voortrekker Road, Parow. Enquiries may be directed to Ms M Dwangu, Private Bag X4, Parow, 7499, mpho.dwangu@capetown.gov.za, tel (021) 938-8421 and fax (021) 938-8509 weekdays during 08:00-14:30. Any objections, with full reasons therefor, may be lodged in writing at the office of the abovementioned District manager on or before 3 August 2009, quoting the above relevant legislation, the application number and the objector's erf and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid.

Applicant: Atlas Town Planning (JA Olivier)

Application number: 180150

Address: 34 Old Paarl Road and 29 Petrusa Road, Belgravia, Bellville

Nature of Application:

- Consolidation of erven 6969 & 6981
- Rezoning of consolidated erven (6969 & 6981) from Single Residential to Special General Residential in order to erect flats consisting of 30 flat units (Two storey buildings on Petrusa Road and three 3 storey buildings on Old Paarl Road)
- Relaxation of the Street Building Line from 7.5m to 0.0m for a refuse room only.

ACHMAT EBRAHIM, CITY MANAGER

21 August 2009

18641

STAD KAAPSTAD (TYGERBERG-DISTRIK)

HERSONERING EN REGULASIE AFWYKING

- Erwe 6969 & 6981, Bellville

Kennisgewing geskied hiermee ingevolge artikels 15 en 17 van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, Stad Kaapstad, 3e Verdieping, Munisipale Kantore, Voortrekkerweg, Parow. Navrae kan gerig word aan me. M Dwangu, Privaat Sak X4, Parow 7499, mpho.dwangu@capetown.gov.za, tel (021) 938-8421 en faksnr. (021) 938-8509, gedurende 08:00 tot 14:30. Enige besware, met volledige redes daarvoor, moet voor of op 3 Augustus 2009 skriftelik aan die kantoor van bogenoemde distriksbestuurder gerig 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 ongeldig geag word.

Aansoeker: Atlas Stadsbeplanning (JA Olivier)

Aansoeknr.: 180150

Adres: Ou Paarlse Weg 34 en Petrusaweg 29, Belgravia, Bellville

Aard van aansoek:

- Konsolidasie van Erwe 6969 & 6981
- Hersonering van gekonsolideerde Erwe (6969 & 6981) van enkelresidensieel na spesiaal algemeenresidensieel ten einde woonstelle bestaande uit 30 woonsteenhede op te rig (tweeverdiepinggeboue aan Petrusaweg en 3 drieverdiepinggeboue aan Ou Paarlse Weg).
- Verslapping van die straatboulyn van 7.5m tot 0.0m, slegs vir 'n vul-liskamer.

ACHMAT EBRAHIM, STADSBESTUURDER

21 Augustus 2009

18641

CITY OF CAPE TOWN (NORTHERN DISTRICT)

REZONING, PERMANENT DEPARTURE AND APPROVAL OF SITE DEVELOPMENT PLAN

- Erf 6483, Cnr of Bisset Road & Tiger Avenue, Kraaifontein

Notice is hereby given that the undermentioned application has been received and is open for inspection at the office of the District Manager: Northern District, City of Cape Town, Brighton Road, Kraaifontein Municipal Offices. Enquiries may be directed to Ms J van de Merwe, PO Box 25, Kraaifontein, 7569, Joy.van_de_merwe@capetown.gov.za, (021) 980-6002 and fax (021) 980-6083, during the hours 08:00-14:30. Objections, with full reasons, must be lodged in writing at the office of the abovementioned District Manager on or before Monday 14 September 2009, quoting the above relevant legislation and the objector's erf and tel numbers and address. Any objections received after the abovementioned closing date may be considered to be invalid.

Owner: Cebesi Trust

Applicant: JH Van Heerden

Application No: 182383

Address: 68 Bisset Road, Windsor Park, Kraaifontein

Nature of application: The proposed rezoning of Erf 6483, cnr Bisset Road and Tiger Avenue, Windsor Park, Kraaifontein from single residential to general business, in terms of Section 17 of the Land Use Planning Ordinance, No. 15 of 1985, in order to permit medical consulting rooms/offices on the said premises.

Departure in terms of Section 15(1)(a)(i) of the Land Use Planning Ordinance, No. 15 of 1985 for the following permanent departures:

- Relaxation of the 7.62m street building line to 2m on Bisset Road; and
- Relaxation of the 7.62m street building line to 1.1m on Tiger Avenue.

Approval of the Site Development Plan No D, E, F and G.

ACHMAT EBRAHIM, CITY MANAGER

21 August 2009

18638

GEORGE MUNICIPALITY

NOTICE NO 136/2009

PROPOSED DEPARTURE: ERF 140, WILDERNESS, DIVISION GEORGE

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

1. Departure in terms of Section 15(1) of Ordinance 15 of 1985 to permit an existing unauthorized second dwelling unit.

Details of the proposal are available for inspection at the Council's office 5th Floor, York Street, George, 6530, during normal office hours, Mondays to Fridays.

Enquiries: Marisa Arries

Reference: Erf 140, Wilderness

Motivated objections, if any, must be lodged in writing with the Deputy Director Planning, by not later than 14 September 2009. 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, Tel: (044) 801-9473, Fax: 086 570 1900

E-mail: marisa@george.org.za

21 August 2009

18649

STAD KAAPSTAD (NOORDELIKE DISTRIK)

HERSONERING, PERMANENTE AFWYKING EN GOEDKEURING VAN DIE TERREINONTWIKKELINGSPLAN

- Erf 6483, h/v Bissetweg & Tigerlaan, Kraaifontein

Kennisgewing geskied hiermee dat onderstaande aansoek ontvang is wat by die kantoor van die distriksbestuurder, Noordelike Distrik, Stad Kaapstad, Munisipale Kantore, Brightonweg, Kraaifontein, ter insae beskikbaar is. Navrae kan gerig word aan me. J van de Merwe, Posbus 25, Kraaifontein 7569, tel (021) 980-6002, faksnr. (021) 980-6083 of e-posadres Joy.van_de_merwe@capetown.gov.za, gedurende kantoor-ure (08:00-14:30). Enige besware, met volledige redes, moet voor of op Maandag 14 September 2009 skriftelik aan die kantoor van bogenoemde distriksbestuurder gerig 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 ongeldig geag word.

Eienaar: Cebesi Trust

Aansoeker: JH Van Heerden

Aansoeknr.: 182383

Adres: Bissetweg 68, Windsor Park, Kraaifontein

Aard van aansoek: Die voorgestelde hersonering van Erf 6483, h/v Bissetweg en Tigerlaan, Windsor Park, Kraaifontein, van algemeenresidensieel na algemeensakesone, ingevolge artikel 17 van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, ten einde mediese spreekkamers/kantore op genoemde perseel toe te laat.

Afwyking ingevolge artikel 15(1)(a)(i) van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, vir die volgende permanente afwykings:

- Verslapping van die 7.62m-straatboulyn tot 2m aan Bissetweg.
- Verslapping van die 7.62m-straatboulyn tot 1.1m aan Tigerweg.

Goedkeuring van terreinontwikkelingsplannr. D, E, F en G.

ACHMAT EBRAHIM, STADSBESTUURDER

21 Augustus 2009

18638

GEORGE MUNISIPALITEIT

KENNISGEWING NR 136/2009

VOORGESTELDE AFWYKING: ERF 140, WILDERNESS, AFDELING GEORGE

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

1. Afwyking in terme van Artikel 15(1) van Ordonnansie 15 van 1985 vir toegang van bestaande ongemagtigde tweede wooneenheid.

Volledige besonderhede van die voorstel sal gedurende gewone kantoor-ure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te 5de Vloer, Yorkstraat, George, 6530.

Navrae: Marisa Arries

Verwysing: Erf 140, Wilderness

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk Direkteur Beplanning ingedien word nie later nie as 14 September 2009. Let asseblief daarop dat geen e-pos besware aanvaar sal word nie.

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

CM AFRICA, MUNISIPALE BESTUURDER, Burgersentrum Yorkstraat, George 6530, Tel: (044) 801-9435, Faks: 086 570 1900

E-pos: marisa@george.org.za

21 Augustus 2009

18649

CITY OF CAPE TOWN (NORTHERN DISTRICT)

SPECIAL CONSENT AND A REGULATION DEPARTURE

- Erf 2848, No 24 Wilger Street, Amanda Glen, Durbanville

Notice is hereby given in terms of Clause 6 of the Durbanville Zoning Scheme and Section 15(2)(a) of the Land Use Planning Ordinance, 15 of 1985, that the undermentioned application has been received and is open to inspection at the office of the District Manager, Northern District. Any enquiries may be directed to Hannes van Zyl, Planning & Building Development Management, Municipal Offices, Brighton Road, Kraaifontein (Postal Address: PO Box 25, Kraaifontein 7569), e-mail address: johannesgideon.vanzyl@capetown.gov.za, tel (021) 980-6003 and fax (021) 980-6179 weekdays during office hours (08:00-14:30). Any objections, with full reasons therefor, may be lodged in writing at the office of the abovementioned District Manager: Northern District on or before 15 September 2009 quoting the above relevant legislation, the application number and the objector's erf and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid.

Application Property: Erf 2848, Durbanville

Owner/s: N Lubbe

Applicant: JH van Heerden

Application number: 180891

Nature of Application:

- Special consent to permit a Place of Instruction (pre-school & aftercare) in terms of Clause 5.1 of the Durbanville Zoning Scheme, for a total of 72 children on the subject erf.
- Regulation departure for the relaxation of the 10m building lines in terms of Clause 8.2.2 of the Durbanville Zoning Scheme to accommodate the existing structures in terms of Section 15(1)(a)(ii) of the Land Use Planning Ordinance, 15 of 1985, on the subject erf.

Should your response not reach the above offices on or before the closing date, it may be considered invalid. Kindly clearly indicate in terms of which legislation your comments/objections are made. Should you be unable to provide written objection or representation, you may by appointment during office hours request a staff member to assist you with transcribing your objection or representation. Kindly note, any comment and/or objection submitted would be public record and be made available to the applicant for response as a matter of course.

ACHMAT EBRAHIM, CITY MANAGER

21 August 2009

18639

STAD KAAPSTAD (NOORDELIKE DISTRIK)

SPESIALE TOESTEMMING EN REGULASIEAFWYKING

- Erf 2848, Wilgerstraat 24, Amanda Glen, Durbanville

Kennisgewing geskied hiermee ingevolge artikel 6 van Durbanville se soneringskemaregulasies en artikel 15(2)(a) van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, dat die raad onderstaande aansoek ontvang het wat by die kantoor van die distriksbestuurder, Noordelike Distrik, ter insae beskikbaar is. Enige navrae kan gerig word aan Hannes van Zyl, beplanning en bou-ontwikkelingsbestuur, Munisipale Kantore, Brightonweg, Kraaifontein (Posbus 25, Kraaifontein 7569), tel (021) 980-6003, faksnr. (021) 980-6179 of e-posadres johannesgideon.vanzyl@capetown.gov.za, gedurende kantoorure (08:00-14:30). Enige besware, met volledige redes, moet voor of op 15 September 2009 skriftelik aan die kantoor van bogenoemde distriksbestuurder, Noordelike Distrik, gerig word, met vermelding van bogenoemde toepaslike wetgewing, die Aansoeknommer en die beswaarmaker se erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongeldig geag word.

Aansoekendom: Erf 2848, Durbanville

Eienaar: N Lubbe

Aansoeker: JH van Heerden

Aansoeknr.: 180891

Aard van aansoek:

- Spesiale toestemming ten einde 'n plek van onderrig (voorskools en nasorg) toe te laat ingevolge klousule 5.1 van Durbanville se soneringskema vir 'n totaal van 72 kinders op die onderhawige erf.
- Regulasieafwyking van die 10m-boulyne ingevolge klousule 8.2.2 van Durbanville se soneringskema om die bestaande strukture te akkommodeer ingevolge artikel 15(1)(a)(ii) van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, op die onderhawige erf.

Indien u terugvoering bogenoemde kantore nie voor of op die sluitingsdatum bereik nie, kan dit ongeldig geag word. Toon asseblief duidelik ingevolge welke wetgewing u kommentaar/beswaar voorgelê word. Indien u nie skriftelik kommentaar of besware kan indien nie, kan u volgens afspraak gedurende kantoorure 'n personeellid versoek om u te help om u beswaar of voorlegging neer te skryf. Let asseblief daarop dat enige kommentaar en/of beswaar wat voorgelê word, 'n openbare rekord sal wees wat uiteraard vir repliek aan die aansoeker beskikbaar gestel sal word.

ACHMAT EBRAHIM, STADSBESTUURDER

21 Augustus 2009

18639

CITY OF CAPE TOWN (TYGERBERG DISTRICT)

REZONING AND SUBDIVISION

- Erf 21464, Modderdam Road, Bellville

Notice is hereby given in terms of Section 17 and 24 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 Miss M Dwangu, tel (021) 938-8421 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 3 August 2009, 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: Pieter Syfret

Application no: 177102

Address: Modderdam Road, Bellville

Nature of Application:

- Subdivision into 2 portions, portion 1 being $\pm 1817\text{m}^2$ and portion 2 being $\pm 2584\text{m}^2$.
- Rezoning of portion 1 from Light Industrial to Central Business Area.

Ref No: TE 18/6/1/46/7

ACHMAT EBRAHIM, CITY MANAGER

21 August 2009

18640

GEORGE MUNICIPALITY

NOTICE NO: 100/2009

PROPOSED SUBDIVISION: ERF 229, HOEKWIL, DIVISION GEORGE

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

1. Subdivision of Erf 229, Hoekwil in terms of Section 24(2) of Ordinance 15 of 1985 into 2 portions namely:

Portion A = $\pm 6.21\text{ha}$
Remainder = $\pm 7.69\text{ha}$

Details of the proposal will be available for inspection at the Council's office, Civic Centre, 5th Floor, York Street, George, during normal office hours, Monday to Friday.

Enquiries: Marisa Arries

Reference: Erf 229, Hoekwil

Motivated objections, if any, must be lodged in writing with the Senior Manager: Planning by not later than Monday, 14 September 2009. 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 office where they will be assisted by a staff member to put their comments in writing.

CM AFRICA, MUNICIPAL MANAGER, Civic Centre York Street, George 6530, Tel: (044) 801-9473, Fax: 086 570 1900

E-mail: marisa@george.org.za

21 August 2009

18650

STAD KAAPSTAD (TYGERBERG-DISTRIK)

HERSONERING EN ONDERVERDELING

- Erf 21464, Modderdamweg, Bellville

Kennisgewing geskied hiermee ingevolge artikels 17 en 24 van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, Stad Kaapstad, 3e Verdieping, Munisipale Kantore, Voortrekkerweg, Parow. Navrae kan gerig word aan me. M Dwangu, tel (021) 938-8421 en faksnr. (021) 938-8509, gedurende 08:00 tot 14:30. Enige besware, met volledige redes daarvoor, moet voor of op 3 Augustus 2009 skriftelik aan die kantoor van bogenoemde distriksbestuurder gerig 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 ongeldig geag word.

Aansoeker: Pieter Syfret

Aansoeknr.: 177102

Adres: Modderdamweg, Bellville

Aard van aansoek:

- Onderverdeling in 2 gedeeltes, gedeelte 1 synde $\pm 1817\text{m}^2$ en gedeelte 2 synde $\pm 2584\text{m}^2$.
- Hersonering van gedeelte 1 van lig industrieel na sentrale sakegebied.

Verwysingsnr.: TE 18/6/1/46/7

ACHMAT EBRAHIM, STADSBESTUURDER

21 Augustus 2009

18640

MUNISIPALITEIT GEORGE

KENNISGEWING NR: 100/2009

VOORGESTELDE ONDERVERDELING: ERF 229, HOEKWIL, AFDELING GEORGE

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

1. Onderverdeling van erf 229, Hoekwil in terme van Artikel 24 van Ordonnansie 15 van 1985 in 2 gedeeltes naamlik:

Gedeelte A = $\pm 6.21\text{ha}$
Restant = $\pm 7.69\text{ha}$

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag ter insae beskikbaar wees by die Raad se kantoor, Burgersentrum, 5de Vloer Yorkstraat, George.

Navrae: Marisa Arries

Verwysing: Erf 229, Hoekwil

Gemotiveerde besware, indien enige, moet skriftelik by die Senior Bestuurder. Beplanning ingedien word nie later nie as Maandag, 14 September 2009. Let asseblief daarop dat geen epos 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 persoonlelid sal help om die kommentaar/vertoë op skrif te stel.

CM AFRICA, MUNISIPALE BESTUURDER, Burgersentrum Yorkstraat, George 6530, Tel: (044) 801-9473, Faks: 086 570 1900

E-pos: marisa@george.org.za

21 Augustus 2009

18650

CITY OF CAPE TOWN (TYGERBERG DISTRICT)
REZONING AND REGULATION DEPARTURES

- Erf 5476, 28 Teddington Street, Oakdale, Bellville

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 Ms van Gend, tel (021) 938-8265 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 2 August 2009, 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: Urban Vision Town (Tania Lewis)

Application no: 177578

Address: 28 Teddington Street, Belgravia, Bellville

Nature of Application: Application for Rezoning of erf 5476 from Single Residential to General Residential (G1) and Regulation Departures to build a 3 storey block of flats (12 flats) with the provision of 17 parking bays.

The application also involves the following departures:

Departures:

Relaxation of street building line from 7.5m to 0.0m for a refuse room and part of the building.

Relaxation of lateral building line from 5.725m to 4.0m on the northern boundary and 2m on the southern boundary.

Relaxation of rear building line from 5.725m to 3.0m.

Increase of the bulk factor from 0.9 to 1.3 and Increase of the coverage from 33% to 45%.

To deviate from the minimum erf size of 1000m² and allow the proposed development on a 525m² erf.

Ref No: TE 18/6/1/1/11

ACHMAT EBRAHIM, CITY MANAGER

21 August 2009

18643

HESSEQUA MUNICIPALITY

PROPOSED CONSOLIDATION AND SUBDIVISION OF
REMAINDER OF PORTIONS 7 & 38 OF THE FARM GROOTE
FONTEIN NO. 486 RIVERSDAL DISTRICT

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

Property: Portions 7 (78.5554ha) and 38 (15.7150ha) of the farm Groote Fontein No. 486 – Agriculture Zone I

Proposal: Consolidation of Portions 7 & 38
Subdivision of consolidated portions as follows:
Portion A: 1.25ha
Portion B: 77.3054ha

Applicant: MJ van Schalkwyk Professionele Landmeters (on behalf of JE Volschenk)

Details concerning the application are available at the office of the undersigned during office hours as well as the Riversdal Municipal Office. Any objections, to the proposed application should be submitted in writing to reach the office of the undersigned not later than 11 September 2009.

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

MUNICIPAL MANAGER, HESSEQUA MUNICIPALITY, PO BOX 29, RIVERSDAL 6670

21 August 2009

18653

STAD KAAPSTAD (TYGERBERG-DISTRIK)
HERSONERING EN REGULASIEAFWYKINGS

- Erf 5476, Teddingtonstraat 28, Oakdale, Bellville

Kennisgewing geskied hiermee ingevolge die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, Stad Kaapstad, 3e Verdieping, Munisipale Kantore, Voortrekkerweg, Parow. Navrae kan gerig word aan me. Suna van Gend, tel (021) 938-8265 en faksnr. (021) 938-8509, gedurende 08:00 tot 14:30. Enige besware, met volledige redes daarvoor, moet voor of op 2 Augustus 2009 skriftelik aan die kantoor van bogenoemde distriksbestuurder gerig 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 ongeldig geag word.

Aansoeker: Urban Vision Town (Tania Lewis)

Aansoeknr.: 177578

Adres: Teddingtonstraat 28, Oakdale, Bellville

Aard van aansoek: Die hersonering van Erf 5476 van enkelresidensieel na algemeenresidensieel (G1) en regulasieafwykings ten einde 'n 3-verdiepingblok woonstelle (12 woonstelle) te bou en 17 parkeerplekke te voorsien.

Die aansoek behels ook die volgende afwykings:

Afwykings:

Verslapping van die straatboulyn van 7.5m tot 0.0m vir 'n vulliskamer en deel van die gebou.

Verslapping van die syboulyn van 5.725m tot 4.0m aan die noordelike grens en tot 2m aan die suidelike grens.

Verslapping van die agterste boulyn van 5.725m tot 3.0m.

Verhoging van die massafaktor van 0.9 tot 1.3, en verhoging van die dekking van 33% tot 45%.

Om van die minimum erf grootte van 1000m² af te wyk en die voorgestelde ontwikkeling op 'n erf van 525m² toe te laat.

Verwysingsnr.: TE 18/6/1/1/11

ACHMAT EBRAHIM, STADSBESTUURDER

21 Augustus 2009

18643

HESSEQUA MUNISIPALITEIT

VOORGESTELDE KONSOLIDASIE EN ONDERVERDELING
VAN GEDEELTES 7 & 38 VAN DIE PLAAS GROOTE FONTEIN
NR. 486 RIVERSDAL DISTRIK

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

Eiendomsbeskrywing: Gedeeltes 7 (78.5554ha) en 38 (15.7150 ha) van die plaas Groote Fontein Nr. 486 – Landbousone I.

Aansoek: Konsolidasie van Gedeeltes 7 & 38
Onderverdeling van gekonsolideerde gedeeltes as volg:
Gedeelte A: 1.25ha
Gedeelte B: 77.3054ha

Applikant: MJ van Schalkwyk Professionele Landmeters (nms JE Volschenk)

Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende gedurende kantoorure sowel as Riversdal Munisipale Kantoor. Enige besware teen die voorgenome aansoek moet skriftelik gerig word om die ondergetekende te bereik nie later as 11 September 2009.

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

21 Augustus 2009

18653

CITY OF CAPE TOWN (TYGERBERG DISTRICT)

REZONING, DEPARTURES AND CONSENT

- Erf 7255, 157 – 1st Avenue, Parow

Notice is hereby given in terms of Sections 17(2) and 15(2) of the Land Use Planning Ordinance, 1985 (No 15 of 1985) and Part (iii), Clause 5(2) of the Parow Zoning Scheme, that the undermentioned application has been received and is open to inspection at the office of the District Manager: Tygerberg District, 3rd Floor, Municipal Offices, Voortrekker Road, Parow. Enquiries may be directed to Mr. Z Mfeya, e-mail address: Zweledinga.Mfeya@capetown.gov.za, tel (021) 938-8437 and fax (021) 938-8509 weekdays during 08:00-14:30. Any objections, with full reasons therefor, may be lodged in writing at the office of the abovementioned District Manager on or before 03 August 2009, quoting the above relevant legislation, the application number and the objector's erf and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid.

Applicant: Messrs Pro-Konsort Town Planners (Mr JO Scott)

Application number: 180210

Address: 157 – 1st Avenue, Parow

Nature of Application: Rezoning from Single Residential to Local Business, Consent and Regulation Departures to utilize the property for Office purposes and Place of Instruction.

Departures:

Relaxation from the side building line from 4.5m to 1.3m

Relaxation from the side building line from 4.5m to 3.1m

Relaxation from the rear building line from 4.5m to 0.0m and

Relaxation from the required number of Parking bays from 10 to 7

Ref No: T/CE 18/6/3/35

ACHMAT EBRAHIM, CITY MANAGER

21 August 2009

18644

CITY OF CAPE TOWN (TYGERBERG REGION)

CLOSURE

- Portion of Erf 1755 Bellville Adjoining Erven 1756 to 1759

Notice is hereby given in terms of Section 137(1) of the Municipal Ordinance No 20 of 1974 that a portion of Erf 1755 Bellville adjoining Erven 1756 to 1759 has been closed.

ACHMAT EBRAHIM, CITY MANAGER

(S/9802/3 v2 p476)

21 August 2009

18642

STAD KAAPSTAD (TYGERBERG-DISTRIK)

HERSONERING, AFWYKINGS EN TOESTEMMING

- Erf 7255, 1e Laan 157, Parow

Kennisgewing geskied hiermee ingevolge artikels 17(2) en 15(2) van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, en deel (iii), klousule 5(2), van Parow se soneringskema dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, Tygerbergdistrik, 3e Verdieping, Munisipale Kantore, Voortrekkerweg, Parow. Navrae kan gerig word aan mnr. Z Mfeya, e-posadres: Zweledinga.Mfeya@capetown.gov.za, tel (021) 938-8437 en faksnr. (021) 938-8509, woensdae gedurende 08:00-14:30. Enige besware, met volledige redes daarvoor, kan voor of op 3 Augustus 2009 skriftelik aan die kantoor van bogenoemde distriksbestuurder gerig word, met vermelding van bogenoemde toepaslike wetgewing, die aansoeknommer en die beswaarmaker se erf- en telefoonnommer(s) en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongeldig geag word.

Aansoeker: mnre. Pro-Konsort Stadsbeplanners (mnr. JO Scott)

Aansoeknr.: 180210

Adres: 1e Laan 157, Parow

Aard van aansoek: Hersonering van enkelresidensieel na plaaslike sakesone, toestemming en regulasieafwykings ten einde die eiendom vir kantoordoeleindes en 'n plek van onderrig te gebruik.

Afwykings:

Verslapping van die syboullyn van 4.5m tot 1.3m

Verslapping van die syboullyn van 4.5m tot 3.1m

Verslapping van die agterste boulyn van 4.5m tot 0.0m

Verslapping van die vereiste getal parkeerplekke van 10 tot 7

Verwysingsnr.: TICE 18/6/3/35

ACHMAT EBRAHIM, STADSBESTUURDER

21 Augustus 2009

18644

STAD KAAPSTAD (TYGERBERG-STREEK)

SLUITING

- Gedeelte van Erf 1755 Bellville aanliggend aan Erwe 1756 tot 1759

Kennisgewing geskied hiermee ingevolge artikel 137(1) van Munisipale Ordonnansie 20 van 1974 dat 'n gedeelte van Erf 1755 Bellville, aanliggend aan Erwe 1756 tot 1759 gesluit is.

ACHMAT EBRAHIM, STADSBESTUURDER

(S/9802/3 v2 p476)

21 August 2009

18642

CITY OF CAPE TOWN (TYGERBERG DISTRICT)

REZONING AND VARIOUS REGULATION DEPARTURES

- Erven 1818, 2435 & 3166, Soneike, Kuilsrivier

Notice is hereby given in terms of Sections 17 & 15 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 at 3rd Floor, Municipal Offices, Voortrekker Road, Parow. Enquiries may be directed to Ms S Van Gend, Private Bag X4, Parow, 7499, suna.vangend@capetown.gov.za, tel no (021) 938-8265 and fax no (021) 938-8509 weekdays during the hours of 08:00 to 14:30. Any objections, with full reasons therefor, may be lodged in writing at the office of the abovementioned District Manager on or before 7 September 2009, quoting the above relevant legislation, the application no and the objector's erf and phone no's and address. Any objections received after aforementioned closing date may be consider invalid.

Applicant: Level 7

Application no: 179044

Address: 8 & 10 Annandale Street, Soneike, Kuilsrivier

Nature of application:

The application entails:

- Rezoning of Erven 1818, 2435 & 3166, Kuilsrivier from Single Residential to General Residential to accommodate 2 separate apartment blocks. Various Regulation Departures:
- Increase in bulk for Erf 3166 from 0.75 to 0.82
- Relaxation of the Street Building Line for Erf 3166 from 8m to 5m to accommodate the building and to 0m to accommodate the refuse room
- Relaxation of the lateral building line for Erf 3166 from 4.5m to 3m to accommodate a portion of the building
- Relaxation of the lateral building line for Erf 2435 from 4.5m to 0m to accommodate portion of the building and the refuse room

Access to Erf 2435 will remain via the the remainder of Erf 1818 by right-of-way-servitude.

	Erf 2435	Erf 3166
No of units:	31 units	37 units
Parking bays:	46 (1.5 parking bays/unit)	56 (1.5 parking bays/unit)
Coverage:	23% (388.2m ²)	11% (227.10m ²)
Bulk:	0.72 (1199.6m ²)	0.82 (1670.5m ²)
Recreational:	10%	10%
Refuse Room:	At entrance	At entrance

ACHMAT EBRAHIM, CITY MANAGER

21 August 2009

18645

STAD KAAPSTAD (TYGERBERG-DISTRIK)

HERSONERING EN VERSKILLENDE REGULASIEAFWYKINGS

- Erwe 1818, 2435 & 3166, Soneike, Kuilsrivier

Kennisgewing geskied hiermee ingevolge artikels 17 en 24 van die Ordonnansie op Grondgebruikbeplanning, nr. 15 van 1985, dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die distriksbestuurder, 3e Verdieping, Munisipale Kantore, Voortrekkerweg, Parow. Navrae kan gerig word aan me. Suna van Gend, Privaat Sak X4, Parow 7499, tel (021) 938-8265 en faksnr. (021) 938-8509, e-posadres suna.vangend@capetown.gov.za, weekdae gedurende 08:00 tot 14:30. Enige besware, met volledige redes daarvoor, moet voor of op 7 September 2009 skriftelik aan die kantoor van bogenoemde distriksbestuurder gerig word, met vermelding van bogenoemde toepaslike wetgewing, die aansoeknommer en die beswaarmaker se erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongeldig geag word.

Aansoeker: Level 7

Aansoeknr.: 179044

Adres: Annandalestraat 8 & 10, Soneike, Kuilsrivier

Aard van aansoek:

Aansoekbesonderhede:

- Hersonering van Erwe 1818, 2435 & 3166, Kuilsrivier, van enkelresidensieel na algemeenresidensieel ten einde 2 afsonderlike woonstelblokke te akkommodeer. Verskillende regulasieafwykings:
- Verhoging van die massafaktor vir Erf 3166 van 0.75 tot 0.82
- Verslapping van die straatboulyn vir Erf 3166 van 8m tot 5m om die gebou te akkommodeer, en tot 0m om die vulliskamer te akkommodeer
- Verslapping van die syboulyn vir Erf 3166 van 4.5m tot 3m om 'n gedeelte van die gebou te akkommodeer.
- Verslapping van die syboulyn vir Erf 2435 van 4.5m tot 0m om 'n gedeelte van die gebou en die vulliskamer te akkommodeer.

Toegang tot Erf 2435 sal steeds deur die Restant van Erf 1818 verkry word deur middel van 'n deurgangsregserwituit.

	Erf 2435	Erf 3166
Getal eenhede:	31 eenhede	37 eenhede
Parkeerplekke:	46 (1,5 per eenheid)	56 (1,5 per eenheid)
Dekking:	23% (388.2m ²)	11% (227.10m ²)
Massafaktor:	0,72 (1199.6m ²)	0,82 (1670.5m ²)
Ontspanning:	10%	10%
Vulliskamer:	By ingang	By ingang

ACHMAT EBRAHIM, STADSBESTUURDER

21 Augustus 2009

18645

GEORGE MUNICIPALITY

NOTICE NO: 101/2009

PROPOSED AMENDMENT OF SUBDIVISION AND REZONING PLAN AND CONDITIONS OF APPROVAL: PORTIONS 76, 77, 78R AND 90 OF HANSMOESKRAAL 202, DIVISION GEORGE (LE GRAND GOLF ESTATE)

Notice is hereby given that Council has received an application for the following:

- (a) Amendment of the zoning and subdivision approvals as follows:
- '2. the application for the subdivision of the Remainder Hansmoeskraal 202/78 (previously Hansmoeskraal 202/90 and Remainder Hansmoeskraal 202/78). In terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), into Portion A (± 1.4 ha). Portion D (± 6.1 ha) and a Remainder;
 - 7 the subdivision of the consolidated property above, in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), as per plan number PD/C/213/7 (June 2009), into:
 - (i) a ± 4.38 ha Portion E with allowance for 17 Residential Zone I erven (Portions 1 to 17) and 1 Transport Zone II (Portion 18—private road) erf;
 - (ii) a ± 1.4 ha Portion 19 with allowance for 70 Residential Zone III (town housing) units;
 - (iii) a ± 0.833 ha Portion 20 with allowance for 41 Residential Zone III (town housing) units;
 - (iv) a ± 1.86 ha Portion 21 with allowance for 93 Residential Zone III (town housing) units;
 - (v) a ± 0.359 ha Portion 22 with allowance for Residential Zone V (licensed Hotel) facilities;
 - (vi) a ± 0.374 ha Portion 23 with allowance for Residential Zone V (Halfway House, Reception and Parking) facilities; and
 - (vii) a Portion 24 with allowance for a golf course and its appurtenances;
 8. the rezoning of Portion D, in terms of Section 16 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), from Agriculture Zone I to Open Space II for ... a golf course and its appurtenances including a clubhouse;
- (b) Amendment/deletion of the following conditions contained in paragraph 9(a) of the approval letter:
- (iii) to be deleted;
 - (iv) to be deleted;
 - (v) That the footprint of each town housing unit be limited to a nett area of 50m^2 and a gross area of 70m^2 ,
 - (xviii) That building height on all residential units within the development be restricted to two (2) storeys ...;
 - (xix) That, apart from the buildings on Portions 22, 23 and D which may be 8.5m in height, no building within the development shall be higher than 8m as measured from natural ground level to highest point of the roof;
 - (xx) That a minimum of one motor vehicle parking bay and one golf cart parking bay be provided for each residential unit,
 - (xxi) That the developer provides visitor parking at a ratio of at least 0.25 motor vehicle parking bays per unit as well as minimum of six bus parking bays for the hotel,
 - (xxii) to be deleted,

GEORGE MUNISIPALITEIT

KENNISGEWING NR: 101/2009

VOORGESTELDE WYSIGING VAN ONDERVERDELINGS- EN SONERINGSPLAN EN GOEDKEURINGSVOORWAARDES: GEDEELTES 76, 77, 78R EN 90 VAN HANSMOESKRAAL 202, AFDELING GEORGE (LE GRAND GHOLFLANDGOED)

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het vir die volgende op bogenoemde eiendomme:

- (a) Wysiging van die hersonering en onderverdeling goedkeurings soos volg:
- '2. the application for the subdivision of the Remainder Hansmoeskraal 202/78 (previously Hansmoeskraal 202/90 and Remainder Hansmoeskraal 202/78). In terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), into Portion A (± 1.4 ha). Portion D (± 6.1 ha) and a Remainder;
 - 7 the subdivision of the consolidated property above, in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), as per plan number PD/C/213/7 (June 2009), into:
 - (i) a ± 4.38 ha Portion E with allowance for 17 Residential Zone I erven (Portions 1 to 17) and 1 Transport Zone II (Portion 18—private road) erf;
 - (ii) a ± 1.4 ha Portion 19 with allowance for 70 Residential Zone III (town housing) units;
 - (iii) a ± 0.833 ha Portion 20 with allowance for 41 Residential Zone III (town housing) units;
 - (iv) a ± 1.86 ha Portion 21 with allowance for 93 Residential Zone III (town housing) units;
 - (v) a ± 0.359 ha Portion 22 with allowance for Residential Zone V (licensed Hotel) facilities;
 - (vi) a ± 0.374 ha Portion 23 with allowance for Residential Zone V (Halfway House, Reception and Parking) facilities; and
 - (vii) a Portion 24 with allowance for a golf course and its appurtenances;
 8. the rezoning of Portion D, in terms of Section 16 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), from Agriculture Zone I to Open Space II for ... a golf course and its appurtenances including a clubhouse;
- (b) Wysiging/opheffing van die volgende voorwaardes vervat in paragraaf 9(a) van die goedkeuringsbrief:
- (iii) to be deleted;
 - (iv) to be deleted;
 - (v) That the footprint of each town housing unit be limited to a nett area of 50m^2 and a gross area of 70m^2 ,
 - (xviii) That building height on all residential units within the development be restricted to two (2) storeys ...;
 - (xix) That, apart from the buildings on Portions 22, 23 and D which may be 8.5m in height, no building within the development shall be higher than 8m as measured from natural ground level to highest point of the roof;
 - (xx) That a minimum of one motor vehicle parking bay and one golf cart parking bay be provided for each residential unit,
 - (xxi) That the developer provides visitor parking at a ratio of at least 0.25 motor vehicle parking bays per unit as well as minimum of six bus parking bays for the hotel,
 - (xxii) to be deleted,

(xxiii) That developer is to provide a total of 80 motor vehicle parking bays and 80 golf cart parking bays for the visitors to the golf course/club house and that a total of 50 motor vehicle parking bays be provided for staff,

(xxxiii) to be deleted

(xxxiv) to be deleted;

Details of the proposal are available for inspection at the Council's office 5th Floor, York Street, George, 6530, during normal office hours, Mondays to Fridays.

Enquiries: Marisa Arries

Reference: Hansmoeskraal 202/76, 77, 78R and 90, Division George.

Motivated objections, if any, must be lodged in writing with the Senior Manager Planning, by not later than Monday, 14 September 2009. Please take note that no objections via 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, Tel: (044) 801-9473, Fax: 086 570 1900

E-mail: marisa@george.org.za

21 August 2009

18648

OVERSTRAND MUNICIPALITY

HERMANUS ADMINISTRATION

AMENDMENT TO THE BOUNDARIES OF THE FERNKLOOF
LOCAL NATURE RESERVE

Notice No. 242 dated 2000 is hereby amended by adding Annexure E which describes the portion of land incorporated in the Nature Reserve by means of the following Provincial Notice:

Notice is hereby given in terms of section 7(7) of the Nature Conservation Ordinance, 1974 (Ordinance 19 of 1974), that the Overstrand Municipality has with the approval of the Minister of Environmental and Cultural Affairs, added the boundaries of the Fernkloof Local Nature Reserve to be indicated by a point-to-point description of the boundaries as mentioned in the Schedule of the notice.

SCHEDULE

ANNEXURE E

Beginning at the point where the middle of the Vogelgat River intersects the southern boundary of the said farm Vogel Gat No. 592, Administrative District of Caledon; thence easterly along the south then south western boundaries of the following properties, so as to exclude them in this area: the said farm Vogel Gat No. 592, Farm No. 782 and portion 6 of the Farm No. 633 to where the said portion 6 of the Farm No. 633 intersects the HWM of the Klein River lake; thence along the said HWM in a westerly direction as to include it in this area: to a prolongation in a north-westward direction to beacons 1P, 2P northwards along a series of straight lines through beacons 3P, 4P, 5P, 6P, 7P, 8P (as per Survey Record E 1271/2006 filed in the office of the Surveyor-General: Cape Town); thence in a westerly direction along the southern boundary of the said R43 to a point where it intersects the middle of the said Vogelgat River, thence northwards along the middle of the said river to the point of beginning as to include it in this area.

W ZYBRANDS, MUNICIPAL MANAGER, Municipal Offices, HERMANUS

Notice no. 37/2009 21 August 2009

18661

(xxiii) That developer is to provide a total of 80 motor vehicle parking bays and 80 golf cart parking bays for the visitors to the golf course/club house and that a total of 50 motor vehicle parking bays be provided for staff,

(xxxiii) to be deleted

(xxxvi) to be deleted,

Volledige besonderhede van die voorstel sal gedurende gewone kantoor-ure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te 5de Vloer, Yorkstraat, George, 6530.

Navrae: Marisa Arries

Verwysing: Hansmoeskraal 202/76, 77, 78R en 90, Afdeling George

Gemotiveerde besware, indien enige, moet skriftelik by die Senior Bestuurder, Beplanning ingedien word nie later nie as Maandag, 14 September 2009. 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 personeelid sal help om die kommentaar/vertoë op skrif te stel.

CM AFRICA, MUNISIPALE BESTUURDER, Burgersentrum Yorkstraat, George 6530, Tel: (044) 801-9473, Faks: 086 570 1900

E-pos: marisa@george.org.za

21 Augustus 2009

18648

OVERSTRAND MUNISIPALITEIT

HERMANUS ADMINISTRASIE

WYSIGING TOT DIE GRENSE VAN DIE FERNKLOOF
PLAASLIKE NATUUR RESERVAAT

Kennisgewing Nr 242 gedateer 2000 word hiermee aangepas deur Gebied E wat die gedeelte grond beskryf wat by die Natuurreservaat ingesluit word by te voeg deur die volgende Provinsiale Kennisgewing:

Kennis geskied hiermee ingevolge artikel 7(7) van die Ordonnansie op Natuur, 1974 (Ordonnansie 19 van 1974) dat die Overstrand Munisipaliteit met die goedkeuring van die Minister van Omgewing- en Kultuursake die grense van die Plaaslike Natuurreservaat Fernkloof aangepas het soos vasgestel deur 'n punt-tot-punt beskrywing van die grense soos op die bylae aangedui.

BYLAE

GEBIED E

Met die punt waar die middel van die Vogelgat Rivier kruis met die Suidelike grens van die genoemde plaas Vogel Gat Nr 592, Caledon Administratiewe Distrik, as beginpunt en vandaar oostelik langs die suid en dan suid-westelike grense van die volgende eiendomme, sodat hulle uitgesluit word by hierdie area: die genoemde plaas Vogel Gat Nr 592, Plaas Nr 782 en gedeelte 6 van die Plaas Nr 633 tot waar die genoemde gedeelte 6 van die Plaas Nr 633 kruis met die HWM van die Klein Rivier meer; vandaar langs die genoemde HWM in 'n westelike rigting sodat dit in die area ingesluit word: tot 'n verlenging in 'n noord westelike rigting tot by bakens 1P, 2P noordwaarts langs 'n reeks van reguit lyne deur die bakens 3P, 4P, 5P, 6P, 7P, 8P (soos per Opmeting Rekord E 1271/2006 geliasseer in die kantoor van die Landmeter-Generaal: Kaapstad); vandaar in 'n westelike rigting langs die suidelike grens van die genoemde R43 tot by 'n punt waar dit kruis met die middel van die genoemde Vogelgat Rivier, vandaar noordwaarts langs die middel van die genoemde rivier tot by die beginpunt sodat die area ingesluit word.

W ZYBRANDS, MUNISIPALE BESTUURDER, Munisipale Kantore, HERMANUS

Kennisgewing nr. 37/2009 21 Augustus 2009

18661

HESSEQUA MUNICIPALITY

PROPOSED DEPARTURE: PORTION 92 OF THE FARM
MELKHOUTFONTEIN 490

Notice is hereby given in terms of the Section 15(1)(a)(ii) of Ordinance 15 of 1985 that the Hessequa Council has received the following application on the abovementioned property:

Property: Portion 92 of the Farm Melkhoutfontein No. 490 –Agriculture Zone I

Proposal: Departure of the Article 8 Scheme Regulations in order to operate a scrap-yard on an Agriculture Zone I premises

Applicant: IJ Riddles

Details concerning the application are available at the office of the undersigned during office hours as well as the Stilbaai Municipal Office. Any objections, to the proposed application should be submitted in writing to reach the office of the undersigned not later than 14 September 2009.

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

MUNICIPAL MANAGER, HESSEQUA MUNICIPALITY, PO BOX 29, RIVERSDAL 6670

21 August 2009

18652

MOSEL BAY MUNICIPALITY

ORDINANCE ON LAND USE PLANNING, 1985
(ORD. 15 OF 1985)LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000 (ACT
32 OF 2000)PORTION 102 OF THE FARM HARTENBOSCH NO. 217:
PROPOSED REZONING AND SUBDIVISION

It is hereby notified in terms of Sections 17 and 24 of above Ordinance that the undermentioned application has been received by the Municipal Manager and is open to inspection at the Section: Town Planning, 40 Floor, Montagu Place Building, Montagu Street, Mossel Bay. Any objections, with full reason therefor, should be lodged in writing to the Municipal Manager, PO Box 25, Mossel Bay, 6500 on or before Monday, 21 September 2009 quoting the above Ordinance and objector's erf number. Any comments received after the aforementioned closing date may be disregarded. Any enquiries in this regard may be directed to Mr G Scholtz, Town Planning Department, on the telephone number (044) 606-5074 and fax number (044) 690-5786.

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

Applicant: Marike Vreken, Town and Regional Planner, PO Box 2180, Knysna 6570

Nature of Application: Proposed rezoning of Portion 102 of the Farm Hartenbosch No. 217, Mossel Bay situated to the west of Sonskynvallei and approximately 1.5km to the west of Hartenbos from "Agricultural Zone I" and "Industrial Zone II" to "Subdivisional Area" for the establishment of a light industrial park. The further subdivision of the property to make provision for 13 Industrial I erven; 1 Industrial II erf; 2 Open Space II erven and 2 Private roads as indicated on the submitted layout plan.

File Reference: Hartenbosch 217/102

MUNICIPAL MANAGER

21 August 2009

18655

HESSEQUA MUNISIPALITEIT

VOORGESTELDE AFWYKING: GEDEELTE 92 VAN DIE PLAAS
MELKHOUTFONTEIN 490

Kennis geskied hiermee ingevolge Artikels 15(1)(a)(ii) van Ordonnansie 15 van 1985 dat die Hessequa Raad die volgende aansoek op bogenoemde eiendom ontvang het:

Eiendomsbeskrywing: Gedeelte 92 van die Plaas Melkhoutfontein 490

Aansoek: Afwyking van die Artikel 8 Skemaregulasies ten einde 'n skrootwerf op 'n Landbou Sone I perseel te bedryf.

Applikant: IJ Riddles

Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende gedurende kantoorure sowel as Stilbaai Munisipale Kantoor. Enige besware teen die voorgenome aansoek moet skriftelik gerig word om die ondergetekende te bereik nie later as 14 September 2009.

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

21 Augustus 2009

18652

MOSELBAAI MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORD. 15 VAN 1985)WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS,
2000 (WET 32 VAN 2000)GEDEELTE 102 VAN DIE PLAAS HARTENBOSCH NR. 217:
VOORGESTELDE HERSONERING EN ONDERVERDELING

Kragtens Artikels 17 en 24 van die bostaande Ordonnansie word hiermee kennis gegee dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en ter insae lê by die Afdeling: Stadsbeplanning, 4de vloer, Montagu Plek Gebou, Montagustraat, Mosselbaai. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 25, Mosselbaai, 6500 ingedien word op of voor Maandag, 21 September 2009, met vermelding van bogenoemde Ordonnansie en Beswaarmaker se ernommer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie. Enige navrae kan gerig word aan Mnr. G Scholtz, Stadsbeplanning by telefoonnummer (044) 606-5074 of faksnummer (044) 690-5786.

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

Aansoeker: Marike Vreken, Stads- en Streekbeplanner, Posbus 2180, Knysna 6570

Aard van aansoek: Voorgestelde hersonering van Gedeelte 102 van die Plaas Hartenbosch Nr. 217, Mosselbaai geleë wes van Sonskynvallei en omtrent 1.5km wes van Hartenbos vanaf "Landbou Sone I" en "Industriële Sone II" na "Onderverdelingsgebied" vir die vestiging van 'n ligte industriële park. Die verdere onderverdeling van die eiendom om voorsiening te maak vir 13 Industriële Sone I erwe; 1 Industriële Sone II erf; 2 Oopruimte II erwe en 2 Privaat strate soos aangedui op die voorgelegde uitlegplan.

Lêer Verwysing: Hartenbosch 217/102

MUNISIPALE BESTUURDER

21 Augustus 2009

18656

KNYSNA MUNICIPALITY

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

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

PROPOSED REZONING: ERF 609 KNYSNA
(GORDON STREET)

Notice is hereby given in terms of Sections 17(2) of the Land Use Planning Ordinance 15 of 1985 that the undermentioned application has been received by the Municipal Manager and is open for inspection during office hours at the Municipal Town Planning Offices, 11 Pitt Street, Knysna. Any objections, with full reasons therefor, should be lodged in writing with the Municipal Manager, PO Box 21, Knysna, 6570 or before Monday 14 September 2009 quoting the above Ordinance and objector's erf number.

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

Applicant: WM DE KOCK ASSOCIATES (obo Tuinroete Agri Ltd)

Nature of application: Rezoning of Erf 609 (Gordon Street) Knysna, from "Single Residential" zone to "Business" zone to permit the usage of the premises for business purposes.

File reference: 609 KNY

JB DOUGLAS, MUNICIPAL MANAGER

21 August 2009

18654

KNYSNA MUNICIPALITY

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

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

PROPOSED REZONING: PORTION 5 OF THE FARM
BUFFELSVERMAAK NO 212, DIVISION KNYSNA
(GOUKAMMA)

Notice is hereby given in terms of Section 17 of the Land Use Planning Ordinance 15 of 1985 that the undermentioned application has been received by the Municipal Manager and is open for inspection during office hours at the Municipal Town Planning Offices, 11 Pitt Street, Knysna. Any objections, with full reasons therefor, should be lodged in writing with the Municipal Manager, PO Box 21, Knysna, 6570 on or before 15:00, on Monday 21 September 2009 quoting the above Ordinance and the objector's property description/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 who will assist you in putting your comments or objections in writing.

Objections via e-mail will not be accepted.

Nature of the application:

- (i) Application for the rezoning of Portion 5 of the Farm Buffelsvermaak No 212 from "Agriculture Zone I" to "Resort Zone I", in terms of Section 17 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985);

Applicant: HM Vreken TRP(SA) on behalf of Summer Sun Trading 148 (Pty) Ltd, PO Box 2180, KNYSNA 6570. Tel: (044) 382-0420. Fax: (044) 382-0438. e-mail: marike@vreken.co.za

Reference: 212/5 KNY

JB DOUGLAS, MUNICIPAL MANAGER

21 August 2009

18655

KNYSNA MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORDONNANSIE 15 VAN 1985)

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

VOORGESTELDE HERSONERING: ERF 609 KNYSNA
(GORDONSTRAAT)

Kennis geskied hiermee ingevolge Artikel 17(2) van Ordonnansie 15 van 1985 dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en gedurende kantoorure ter insae lê by die Munisipale Stadsbeplanningskantore, Pittstraat 11, Knysna. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 21, Knysna, 6570 ingedien word op of voor Maandag, 14 September 2009, met vermelding van bogenoemde Ordonnansie en beswaarmaker se ernommer.

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

Aansoeker: WM DE KOCK ASSOCIATES (nms Tuinroete Agri Bpk)

Aard van aansoek: Hersonerig van Erf 609 (Gordonstraat) Knysna van "Enkel Residensjële" sone na "Besigheid" sone om die eienaar in staat te stel om 'n besigheid op die perseel te bedryf.

Lêerverwysing: 609 KNY

JB DOUGLAS, MUNISIPALE BESTUURDER

21 Augustus 2009

18654

KNYSNA MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORDONNANSIE 15 VAN 1985)

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

VOORGESTELDE HERSONERING: GEDEELTE 5 VAN DIE
PLAAS BUFFELSVERMAAK NR 212, AFDELING KNYSNA
(GOUKAMMA)

Kennis geskied hiermee ingevolge Artikel 17 van Ordonnansie 15 van 1985 dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en gedurende kantoor ure ter insae lê by die Munisipale Stadsbeplannings Kantore, Pittstraat 11, Knysna. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 21, Knysna, 6570 ingedien word op of voor 15:00 op Maandag, 21 September 2009 met vermelding van bogenoemde Ordonnansie en beswaarmaker se ernommer/eiendomsbeskrywing.

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 to stel.

Besware per e-pos sal nie aanvaarbaar wees nie.

Aard van aansoek:

- (i) Die Hersonerig van Gedeelte 5 van die Plaas Buffelsvermaak 212, Knysna vanaf "Landbou sone I" na "Oordsonne I"; ingevolge Artikel 17 van die Grondgebruik Ordonnansie (Ordonnansie 15 van 1985);

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

Verwysing: 212/5 KNY

JB DOUGLAS, MUNISIPALE BESTUURDER

21 Augustus 2009

18655

MOSEL BAY MUNICIPALITY

ORDINANCE ON LAND USE PLANNING, 1985
(ORD. 15 OF 1985)LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000 (ACT
32 OF 2000)ERF 3578 MOSEL BAY: PROPOSED DEPARTURE FOR
PURPOSE OF A BED AND BREAKFAST

It is hereby notified in terms of Section 15(1)(a)(ii) above Ordinance that the undermentioned application has been received by the Municipal Manager and is open to inspection at the Section: Town planning, 4th floor, Montagu Place Building, Montagu Street, Mossel Bay. Any objections, with full reason therefor, should be lodged in writing to the Municipal Manager, PO Box 25, Mossel Bay, 6500 on or before MONDAY, 21 SEPTEMBER 2009 quoting the above Ordinance and objector's erf number. Any comments received after the aforementioned closing date may be disregarded. Any enquiries in this regard may be directed to Mr G Scholtz, Town Planning Department, on the telephone number (044) 606-5074 and fax number (044) 690-5786.

In terms of Section 21(4) of the Local Government Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that people who cannot write can approach the Department Legal Services during office hours where a member of staff will assist you in putting your comments or objections in writing.

Applicant: JL & ME Kritzinger, PO Box 382, Hartenbos 6520

Nature of Application: The application is for the departure of the Mossel Bay Scheme Regulations applicable to Erf 3578, 4 Montagu Street, Mossel Bay zoned as "Single Residential Zone" to enable the owners to operate a bed and breakfast.

File Reference: 15/4/2/5

MUNICIPAL MANAGER

21 August 2009

18657

MOSEL BAY MUNICIPALITY

ORDINANCE ON LAND USE PLANNING, 1985
(ORD. 15 OF 1985)LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000
(ACT 32 OF 2000)ERF 5833 DANA BAY, MOSEL BAY:
PROPOSED DEPARTURE

It is hereby notified in terms of Section 15(1)(a)(ii) of the above Ordinance that the undermentioned application has been received by the Municipal Manager and is open to inspection at the Section: Town planning, 4th floor, Montagu Place Building, Montagu Street, Mossel Bay. Any objections, with full reason therefor, should be lodged in writing to the Municipal Manager, PO Box 25, Mossel Bay 6500 on or before MONDAY, 21 SEPTEMBER 2009, quoting the above Ordinance and objector's erf number. Any comments received after the aforementioned closing date may be disregarded. Any enquiries in this regard may be directed to Mr G Scholtz, Town Planning Department, on the telephone number (044) 606-5074 and fax number (044) 690-5786.

In terms of Section 21(4) of the Local Government Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that people who cannot write can approach the Department Legal Services during office hours where a member of staff will assist you in putting your comments or objections in writing.

Applicant: D' Atana Fry, PO Box 10690, DANA BAY 6510

Nature of Application: Departure of the Mossel Bay Scheme Regulations applicable to Erf 5833, 3 Aalwyn Road, Dana Bay, Mossel Bay, zoned for single residential purposes to enable the owner to operate a nursery.

File Reference: 15/4/16/1/5

MUNICIPAL MANAGER

21 August 2009

18658

MOSELBAAI MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORD. 15 VAN 1985)WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS, 2000
(WET 32 VAN 2000)ERF 3578 MOSELBAAI: VOORGESTELDE AFWYKING VIR DIE
DOEL VAN 'N BED- EN ONTBYT

Kragtens Artikel 15(1)(a)(ii) van die bostaande Ordonnansie word hiermee kennis gegee dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en ter insae lê by die Afdeling: Stadsbeplanning, 4de vloer, Montagu Plek Gebou, Montagustraat, Mosselbaai. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 25, Mosselbaai, 6500 ingedien word op of voor MAANDAG, 21 SEPTEMBER 2009, met vermelding van bogenoemde Ordonnansie en Beswaarmaker se ernommer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie. Enige navrae kan gerig word aan Mnr G Scholtz, Stadsbeplanning by telefoonnommer (044) 606-5074 of faksnommer (044) 690-5786.

Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan skryf nie, die Afdeling Regsdienste kan nader tydens kantoorure waar 'n lid van die personeel u behulpsaam sal wees om u kommentaar of besware op skrif te stel.

Aansoeker: JL & ME Kritzinger, Posbus 382, Hartenbos 6520

Aard van aansoek: Aansoek word gedoen vir die afwyking van die Mosselbaai Skemaregulasies van toepassing op Erf 3578, Montagustraat 4, Mosselbaai gesoneer as "Enkel Residensiële Sone" ten einde die eienaars in staat te stel om 'n Bed- en Ontbyt te bedryf.

Lêer Verwysing: 15/4/2/5

MUNISIPALE BESTUURDER

21 Augustus 2009

18657

MOSELBAAI MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORD. 15 VAN 1985)WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS,
2000 (WET 32 VAN 2000)ERF 5833, DANABAAI, MOSELBAAI:
VOORGESTELDE AFWYKING

Kragtens Artikel 15(1)(a)(ii) van die bostaande ordonnansie word hiermee kennis gegee dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en ter insae lê by die Afdeling: Stadsbeplanning, 4de vloer, Montagu Plek Gebou, Montagustraat, Mosselbaai. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 25, Mosselbaai, 6500 ingedien word op of voor MAANDAG, 21 SEPTEMBER 2009 met vermelding van bogenoemde Ordonnansie en Beswaarmaker se ernommer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie. Enige navrae kan gerig word aan Mnr G Scholtz, Stadsbeplanning by telefoonnommer (044) 606-5074 of faksnommer (044) 690-5786.

Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan skryf nie, die Afdeling Regsdienste kan nader tydens kantoorure waar 'n lid van die personeel u behulpsaam sal wees om u kommentaar of besware op skrif te stel.

Aansoeker: D' Atana Fry, Posbus 10690, DANABAAI 6510

Aard van aansoek: Afwyking van die Mosselbaai Skemaregulasies van toepassing op Erf 5833, Aalwynweg 3, Danabaai, Mosselbaai, gesoneer vir enkelwoning doeleindes ten einde die eenaar in staat te stel om 'n kwekery te bedryf.

Lêer Verwysing: 15/4/16/1/5

MUNISIPALE BESTUURDER

21 Augustus 2009

18658

MOSSEL BAY MUNICIPALITY

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

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

PROPOSED AMENDMENT OF PHASES 8 AND 9 ON PLAN RHEEBOK 8/9/10.2 (PREVIOUS RHEEBOKSFONTEIN 142/4): RHEEBOK LIFESTYLE ESTATE

It is hereby notified in terms of Sections 15, 17, 30 and 42 of the above Ordinance that the undermentioned application has been received by the Municipal Manager and is open to inspection at the Section: Town planning, 4th floor, Montagu Place Building, Montagu Street, Mossel Bay. Any objections, with full reason therefor, should be lodged in writing to the Municipal Manager, PO Box 25, Mossel Bay, 6500 on or before Monday, 14 September 2009, quoting the above Ordinance and objector's erf number. Any comments received after the aforementioned closing date may be disregarded. Any enquiries in this regard may be directed to Mr G Scholtz, Town Planning Department, on the telephone number (044) 606-5074 and fax number (044) 690-5786.

In terms of Section 21(4) of the Local Government Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that people who cannot write can approach the Department Legal Services during office hours where a member of staff will assist you in putting your comments or objections in writing.

Nature of Application:

Amendment of the conditions of approval and Plan no Rheeboek 8/9/10.2 (General Plan no. 4264/2007 and 4326/2007) with regard to Phases 8 and 9 of the Rheeboek Ridge Development (previously Rheeboekfontein 142/4) as indicated and layed out on Plan no. RT/G/204/1, read with site development plan no. 16/7/2009 for the establishment of a Lifestyle Estate. The proposal entails the consolidation and rezoning of erven in phase 8 (General Plan no. 4264/2007) as follows:

1. Erven 1922-1952 to form a Portion A (± 0.1975 ha) and rezone from "Residential Zone I" to "Residential Zone III"
2. Erven 1914-1920 to form a Portion B (± 0.3465 ha) and rezone from "Residential Zone I" to "Residential Zone III"
3. Erven 1887-1891 to form a Portion C (± 0.2740 ha) and rezone from "Residential Zone I" to "Residential Zone III"
4. Erven 1892-1897 to form a Portion D (± 0.3 ha) and rezone from "Residential Zone I" to "Residential Zone III"
5. Erven 1898-1900 to form a Portion E (± 0.1551 ha) and rezone from "Residential Zone I" to "Business Zone II"
6. Erven 1901-1906 to form a Portion F (± 0.3 ha) and rezone from "Residential Zone I" to "Business Zone II"
7. Erven 1907-1913 to form a Portion G (± 0.3795 ha) and rezone from "Residential Zone I" to "Residential Zone V" for the development of a clinic/aftercare centre

It further entails the consolidation of Erven 2071-2208 in Phase 9 (General Plan no. 4326/2007) to form a Portion H (± 8.68 ha) and rezone from "Residential Zone I" to "Residential Zone II" for the establishment of 213 units at a density of 25 units per hectare. Application is further made for the departure of Section 3.4.2 not to provide 80m² open space per residential unit, and to deviate from the prescribed 20 units per hectare density. Application is also made for the departure of Section 3.4.4(e) to establish a group housing site larger than 2 hectares.

Applicant: Nel & De Kock, Town Planners, PO Box 1186, George 6530 on behalf of XCX Trust. Tel. (044) 874-5207. Fax (044) 873-6354
E-mail neldek@mweb.co.za

File Reference: Rheeboekfontein 142/4; X15/4/39/2; 15/4/39/5; 15/4/39/4

MUNICIPAL MANAGER

21 August 2009

18659

MOSSELBAAI MUNISIPALITEIT

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

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

VOORGESTELDE WYSIGING VAN FASES 8 EN 9 OP PLAN RHEEBOK 8/9/10.2 (VOORHEEN RHEEBOKSFONTEIN 142/4): RHEEBOK LEEFSTYL LANDGOED

Kragtens Artikels 15, 17, 30 en 42 van die bostaande Ordonnansie word hiermee kennis gegee dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en ter insae lê by die Afdeling: Stadsbeplanning, 4de vloer, Montagu Plek Gebou, Montagustraat, Mosselbaai. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 25, Mosselbaai, 6500 ingedien word op of voor Maandag, 14 September 2009 met vermelding van bogenoemde Ordonnansie en Beswaarmaker se ernommer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie. Enige navrae kan gerig word aan Mnr G Scholtz, Stadsbeplanning by telefoonnommer (044) 606-5074 of faksnommer (044) 690-5786.

Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan skryf nie, die Afdeling Regsdienste kan nader tydens kantoorure waar 'n lid van die personeel u behulpsaam sal wees om u kommentaar of besware op skrif te stel.

Aard van aansoek:

Wysiging van goedkeuringsvoorwaardes en Plan nr Rheeboek 8/9/10.2 (Algemene Plan nr 4264/2007 en 4326/2007) met betrekking tot Fases 8 en 9 van die Rheeboekfontein-ontwikkeling (voorheen Rheeboekfontein nr 142/4) soos aangetoon en uiteengesit op Plan nr RT/G/204/1, saamgelees met terreinontwikkelingsplan nr 16/7/2009 vir die vestiging van 'n Leefstyl Landgoed. Die voorstel behels die konsolidasie en hersonering van erwe in Fase 8 (Algemene Plan nr 4264/2007) as volg:

1. Erwe 1922-1952 om 'n Gedeelte A (± 0.1975 ha) te vorm en te hersoneer vanaf "Residensiële Sone I" na "Residensiële Sone III"
2. Erwe 1914-1920 om 'n Gedeelte B (± 0.3465 ha) te vorm en te hersoneer vanaf "Residensiële Sone I" na "Residensiële Sone III"
3. Erwe 1887-1891 om 'n Gedeelte C (± 0.2740 ha) te vorm en te hersoneer vanaf "Residensiële Sone I" na "Residensiële Sone III"
4. Erwe 1892-1897 om 'n Gedeelte D (± 0.3 ha) te vorm en te hersoneer vanaf "Residensiële Sone I" na "Residensiële Sone III"
5. Erwe 1898-1900 om 'n Gedeelte E (± 0.1551 ha) te vorm en te hersoneer vanaf "Residensiële Sone I" na "Sakesone II"
6. Erwe 1901-1906 om 'n Gedeelte F (± 0.3 ha) te vorm en te hersoneer vanaf "Residensiële Sone I" na "Sakesone II"
7. Erwe 1907-1913 om 'n Gedeelte G (± 0.3795 ha) te vorm en te hersoneer vanaf "Residensiële Sone I" na "Residensiële Sone V" vir die ontwikkeling van 'n kliniek/nasorgsentrum

Dit behels verder die konsolidasie van Erwe 2071-2208 in Fase 9 (Algemene Plan no. 4326/2007) om 'n Gedeelte H (± 8.68 ha) te vorm en te hersoneer vanaf "Residensiële Sone I" na "Residensiële Sone II" vir die vestiging van 213 eenhede teen 'n digtheid van 25 eenhede per hektaar. Daar word verder aansoek gedoen om afwyking van Artikel 3.4.2 om nie 80m² oopruimte per residensiële eenheid te voorsien nie, en die 20 eenhede per hektaar digtheid vereiste te oorskry. Aansoek word ook gedoen om afwyking van Artikel 3.4.4(e) ten einde 'n groep-behuisingperseel groter as 2 hektaar te vestig.

Aansoeker: Nel & De Kock, Stadsbeplanners, Posbus 1186, George 6530 namens: XCX Trust Tel. (044) 874-5207. Fax. (044) 873 6354
E-pos neldek@mweb.co.za

Lêer Verwysing: Rheeboekfontein 142/4; X15/4/39/2; 15/4/39/5; 15/4/39/4

MUNISIPALE BESTUURDER

21 Augustus 2009

18659

MOSSEL BAY MUNICIPALITY

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

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

REMAINDER OF PORTION 4 OF THE FARM KLEINZUIRKOP
NO. 221, MOSSEL BAY PROPOSED CONSENT USE
TEMPORARY DEPARTURE

Notice is hereby given in terms of the Scheme Regulations promulgated in terms of Section 8 of the Land Use Planning Ordinance, 15 of 1985 (PN 1048 of 1988), as well as Section 15(1)(a)(ii) of the same ordinance that an application for proposed consent use and temporary departure as explained hereunder will be laid before Council and is open to inspection during normal office hours at the Section: Town planning, 4th floor, Montagu Place Building, Montagu Street, Mossel Bay. Any objections, with full reason therefor, should be lodged in writing to the Municipal Manager, PO Box 25, Mossel Bay, 6500 on or before Monday, 14 September 2009, quoting the above Ordinance and objector's erf number. Any comments received after the aforementioned closing date may be disregarded. Any enquiries in this regard may be directed to Mr G Scholtz, Town Planning Department, on the telephone number (044) 606-5074 and fax number (044) 690-5786.

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

Applicant: Van der Walt & Visagie, PO Box 719, Mossel Bay 6500.

On behalf of Anry Trust.

Nature of Application: Proposed consent use and temporary departure on the Remainder of Portion 4 of the Farm Kleinziurkop no 221, District Mossel Bay located to the west of Aalwyndal and south of the Mossel Bay Airfield, zoned "Agricultural Zone I" to enable the owners to use the property for tourist facilities and holiday housing/accommodation.

File Reference: Kleinziurkop 221/4

MUNICIPAL MANAGER

21 August 2009

18660

GEORGE MUNICIPALITY
NOTICE NO: 099/2009

PROPOSED CONSENT USE: ERF 376, HOEKWIL, DIVISION
GEORGE

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

1. Consent use in terms of the provisions of paragraph 4.6 of the Section 8 Scheme Regulations promulgated in terms of Ordinance 15/1985, for second dwelling unit with a footprint of $\pm 360\text{m}^2$ including outbuildings and a stoep.

Details of the proposal are available for inspection at the Council's office, during normal office hours, Monday to Friday, 5th Floor, York Street, George, 6530.

Enquiries: Marisa Arries

Reference: Erf 376, Hoekwil, Division George.

Motivated objections, if any, must be lodged in writing with the Senior Manager: Planning, by not later than Monday, 14 September 2009. Please take note that no objections via 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, Tel: (044) 801-9473, Fax: 086 570 1900

E-mail: marisa@george.org.za

21 August 2009

18651

MOSSELBAAI MUNISIPALITEIT

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

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

RESTANT VAN GEDEELTE 4 VAN DIE PLAAS KLEINZUIRKOP
NR 221, MOSSELBAAI: VOORGESTELDE VERGUNNINGS-
GEBRUIK EN TYDELIKE AFWYKING

Kennis geskied hiermee ingevolge die Skemaregulasies uitgevaardig ingevolge Artikel 8 van die Ordonnansie op Grondgebruikbeplanning, 15 van 1985 (PK 1048 van 1988), sowel as Artikel 15(1)(a)(ii) van dieselfde ordonnansie dat 'n aansoek om voorgestelde vergunningsgebruik en tydelike afwyking soos hieronder uiteengesit by die Raad voorgelê gaan word en dat dit gedurende normale kantoorure en ter insae lê by die Afdeling: Stadsbeplanning, 4de vloer, Montagu Plek Gebou, Montagustraat, Mosselbaai. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 25, Mosselbaai, 6500 ingedien word op of voor Maandag, 14 September 2009 met vermelding van bogenoemde Ordonnansie en Beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie. Enige navrae kan gerig word aan Mnr G Scholtz, Stadsbeplanning by telefoonnommer (044) 606-5074 of faksnommer (044) 690-5786.

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

Aansoeker: Van der Walt & Visagie, Posbus 719, Mosselbaai 6500

Namens Anry Trust.

Aard van aansoek: Voorgestelde vergunningsgebruik en tydelike afwyking op die Restant van Gedeelte 4 van die Plaas Kleinziurkop nr 221, Distrik Mosselbaai, geleë wes van Aalwyndal en suid van die Mosselbaai Vliegvelde, gesoneer as "Landbousone" ten einde die eienaars in staat te stel om die eiendom te gebruik vir toeriste fasiliteite en vakansie huisvesting/akkommodasie.

Lêer Verwysing: Kleinziurkop 221/4

MUNISIPALE BESTUURDER

21 Augustus 2009

18660

GEORGE MUNISIPALITEIT
KENNISGEWING NR: 099/2009

VOORGESTELDE VERGUNNINGSGEBRUIK: ERF 376,
HOEKWIL, AFDELING GEORGE

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

1. Vergunningsgebruik ingevolge die bepalings van paragraaf 4.6 van die Artikel 8 Skemaregulasies, uitgevaardig kragtens die bepalings van Ordonnansie 15/1985, vir 'n tweede wooneenheid met naskrif van $\pm 360\text{m}^2$ insluitend buite geboue en 'n stoep.

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: Marisa Arries

Verwysing: Erf 376, Hoekwil, Afdeling George.

Gemotiveerde besware, indien enige, moet skriftelik by die Senior Bestuurder Beplanning ingedien word nie later nie as Maandag, 14 September 2009. Let asseblief daarop dat geen epos besware aanvaar sal word nie.

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

CM AFRICA, MUNISIPALE BESTUURDER, Burgersentrum Yorkstraat, George 6530, Tel: (044) 801-9473, Faks: 086 570 1900

E-pos: marisa@george.org.za

21 Augustus 2009

18651

STELLENBOSCH MUNICIPALITY

REZONING AND CONSENT USE: FARM PROTEA HEIGHTS NO 1018 STELLENBOSCH DIVISION

Notice is hereby given in terms of Section 17 of the Land Use Planning Ordinance, 1985 (No 15 of 1985) and Regulation 4.7 of the Scheme Regulations promulgated by PN1048/1988, that the undermentioned application has been received and is open to inspection at the office of the Director Planning & Development Services at the Planning Advice Centre, Plein Street, Stellenbosch. Tel. (021) 808-8606. Enquiries may be directed to Mr C Alexander, PO Box 17, Stellenbosch, 7599, Tel. (021) 808-8656 and fax number (021) 808-8651 week days during the hours of 08:30 to 15:30. Any objections, with full reasons therefor, may be lodged in writing at the office of the abovementioned Director on or before 21 September 2009 quoting the above relevant legislation and the objector's farm and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid.

This advertisement is also available on the Municipal website www.stellenbosch.gov.za on the Planning and Development page.

Applicant: Evolution Projects

Erf/Erven number(s): Farm Protea Heights No 1018, Stellenbosch Division

Locality/Address: ±8km north west from central Stellenbosch in the Devon Valley area with access off the Devon Valley Road.

Nature of application:

1. Application for the rezoning from Agricultural Zone I to Agricultural Zone II (agricultural industry) for an area of ±998m² of Farm No 1018, Stellenbosch Division in order to convert the existing shed of ±496m² into a 80-ton wine cellar with an associated tourist facility. The proposed area to be rezoned includes all the outside areas and parking bays associated with the wine cellar operations, as well as the storage facility.
2. Application for a consent use for a tourist facility (wine tasting and sales facility), which will be located within the existing shed that is to be converted into a wine cellar.

MUNICIPAL MANAGER

(Notice No P 31/09)

21 August 2009

18662

MUNISIPALITEIT STELLENBOSCH

HERSONERING EN VERGUNNINGSGEBRUIK: PLAAS PROTEA HEIGHTS NR 1018 AFDELING STELLENBOSCH

Kennis geskied hiermee ingevolge Artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Nr. 15 van 1985) en Regulasie 4.7 van die Skemaregulasies afgekondig by PK1048/1988 dat die onderstaande aansoek ontvang is en by die kantoor van die Direkteur: Beplanning & Ontwikkelingsdienste by die Advieskantoor Tel. (021) 808-8606 in Pleinstraat, Stellenbosch ter insae lê. Navrae kan aan Mnr C Alexander by Posbus 17, Stellenbosch, 7599, Tel. (021) 808-8656 en Faks (021) 808-8651 weksdae gedurende 08:30 tot 15:30 gerig word. Besware, met volledige redes daarvoor, mag skriftelik by die kantoor van die bogenoemde Direkteur, op of voor 21 September 2009 ingedien word, met vermelding van die relevante wetgewing, die beswaarmaker se plaas- en telefoonnommer sowel as adres. Enige besware ontvang na voormelde sluitingsdatum, mag as ongeldig geag word.

Hierdie kennisgewing is ook beskikbaar op die Munisipale webtuiste www.stellenbosch.gov.za op die Beplanning en Ontwikkelingsblad.

Applikant: Evolution Projects

Erf/Erve nommer(s): Plaas Protea Heights Nr 1018, Afdeling Stellenbosch

Ligging/Adres: ±8km noord-wes van die sentrale kern van Stellenbosch in die Devon Vallei area met toegang vanaf die Devon Vallei Pad.

Aard van aansoek:

1. Aansoek vir die hersonering vanaf Landbousone I na Landbousone II (landbou-industrie) vir 'n area van ±998m² van Plaas Nr 1018, Afdeling Stellenbosch om die bestaande skuur van ±496m² in 'n 80-ton wynkelder met 'n geassosieerde toeristefasiliteit te omskep. Die voorgestelde area wat gehersoneer word, sluit alle buite areas en parkeerplekke wat met die wynkelderwerkzaamhede geassosieer word, asook die stoorsfasiliteit in.
2. Aansoek vir 'n vergunningsgebruik vir 'n toeristefasiliteit (wynproe- en verkope fasiliteit) wat binne die bestaande skuur wat in 'n wynkelder omskep word, geleë sal wees.

MUNISIPALE BESTUURDER

(Kennisgewing Nr P 31/09)

21 Augustus 2009

18662

DRAKENSTEIN MUNISIPALITEIT

AANSOEK OM HERSONERING, VERGUNNINGSGEBRUIK EN WYSIGING VAN HERSONERING VOORWAARDES: ERF 20624, PAARL (GRAND ROCHE HOTEL):

Kennis geskied hiermee ingevolge Artikels 17(2)(a) en 42 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ord 15 van 1985) en Klousule 19(1) van die Paarl Skemaregulasies dat 'n aansoek soos, hieronder uiteengesit ontvang is en gedurende normale kantoorure ter insae is by die Hoof: Beplanningdienste, Administratiewe Kantore, Bergrivier Boulevard, Paarl Tel: (021) 807-6226:

Eiendom: Erf 20624, Paarl

Aansoeker: I.C.@Plan Stadsbeplanners

Eienaar: Grand Roche Estates (Edms) Bpk

Ligging: Geleë te hoek van Plantasie en Constantiastraat, Paarl (Grand Roche Hotel)

Grootte: ±23.8ha

Huidige Sonering: Enkelwoningone, Algemene Woonone Subone B, Landbousone, Voorgestelde Pad (Hoogvlak pad)

Voorstel: Hersonering van 'n gedeelte (±9844m²) van Erf 20624, Paarl, vanaf Enkelwoningone na Algemene Woonone Subone B vir die uitbreiding van die bestaande Algemene Woonone Subone B gedeelte;

Vergunningsgebruik vir die uitbreiding van die bestaande hotel deur 6 nuwe woongeboue (12 nuwe gaste kamers van 64m² elk) te ontwikkel; en

Wysiging van die hersoneringsvoorwaardes deurdat die ontwikkelingsplan (plan nr 6 gedateer 17 Oktober 1990) gewysig word ten einde die nuwe 12 gaste kamers en 15 parkeerplekke aan te toon.

Gemotiveerde besware teen bogemelde kan skriftelik gerig word aan die Munisipale Bestuurder, Drakenstein Munisipaliteit, Posbus 1, Paarl, 7622, teen nie later nie as Maandag, 21 September 2009.

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

DR ST KABANYANE MUNISIPALE BESTUURDER

15/4/1 (20624)P 21 Augustus 2009

18647

WESTERN CAPE GAMBLING AND RACING BOARD
OFFICIAL NOTICE
RECEIPT OF AN APPLICATION FOR A BOOKMAKER
PREMISES LICENCE

In terms of the provisions of Section 32(2) of the Western Cape Gambling and Racing Act, 1996 (Act 4 of 1996) ("the Act"), as amended, the Western Cape Gambling and Racing Board hereby gives notice that an application for a bookmaker premises licence, as provided for in Sections 27(kA) and 55(A) of the Act, has been received.

Applicant for a bookmaker licence: RB Shelf 2 (Pty) Ltd

*Persons having a financial interest of 5%
or more in the applicant:* Oleg Panov (51%)
Anarbek Zhauyrov (49%)

Registration Number: 2007/024997/07

*Address of proposed new bookmaker
premises:* 120 Loop Street, Cape Town

Erf Number: C144654

All persons have the opportunity to object to or comment on this application. Where objections are lodged, the grounds on which such objections are founded, must be furnished. Where comment is furnished, full particulars and facts to substantiate such comment must be provided. The name, address and telephone number of the person submitting the objection or offering the comment must also be provided. Comments or objections must reach the Board by no later than 16:00 on Friday, 11 September 2009.

Objections or comments must be forwarded to the Chief Executive Officer, Western Cape Gambling and Racing Board, PO Box 8175, Roggebaai 8012 or handed to the Chief Executive Officer, Western Cape Gambling and Racing Board, Seafare House, 68 Orange Street, Gardens, Cape Town or faxed to the Chief Executive Officer on fax (021) 422-2602.

21 August 2009

18663

DRAKENSTEIN MUNICIPALITY

APPLICATION FOR REZONING: PORTION OF ERF 29112,
PAARL

Notice is hereby given in terms of Section 17(2)(a) of the Land Use Planning Ordinance, 1985 (Ord 15 of 1985) that an application as set out below has been received and can be viewed during normal office hours at the office of the Head: Planning Services, Administrative Offices, Berg River Boulevard, Paarl, Tel: (021) 807 4770:

Property: Portion of Erf 29112, Paarl

Applicant: CK Rumboll & Partners

Owners: Le Joubert Wine Estate (Pty) Ltd

Locality: Located on the eastern slopes of Paarl Mountain, just south of Lemoenkloof and Paarl Gymnasium High School

Extent: ±39.9ha

Current Zonings: Single dwelling Residential Zone, Agricultural & Land reserve for road purposes

Proposal: Rezoning of Portion of Erf 29112 (±5000m²) from Single Dwelling Residential Zone to Special Zone for a Tourist Facility for the following uses: wine tasting and wine sales facility, function facility (within an existing building of ±300m²) and parking for ±108 vehicles.

Motivated objection to the above can be lodged in writing to the Municipal Manager, Drakenstein Municipality, PO Box 1, Paarl, 7622 by not later than Monday, 21 September 2009. No late objections will be considered.

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

DR ST KABANYANE, MUNICIPAL MANAGER

15/4/1(29112)P 21 August 2009

18646

WES-KAAPSE RAAD OP DOBBELARY EN WEDRENNE
AMPTELIKE KENNISGEWING

ONTVANGS VAN 'N AANSOEK VIR 'N BOEKMAKERSPERSEEL-
LISENSIE

Kragtens die bepalings van artikel 32(2) van die Wes-Kaapse Wet op Dobbelary en Wedrenne, 1996 (Wet 4 van 1996) ("die Wet"), soos gewysig, gee die Wes-Kaapse Raad op Dobbelary en Wedrenne hiermee kennis dat 'n aansoek om 'n boekmakersperseellisensie, soos beoog in artikels 27(kA) en 55(A) van die Wet, ontvang is.

Aansoeker vir 'n boekmakerslisensie: RB Shelf 2 (Edms) Bpk

*Persone met 'n geldelike belang van 5%
of meer in die aansoeker:* Oleg Panov (51%)
Anarbek Zhauyrov (49%)

Registrasienuommer: 2007/024997/07

*Adres van voorgestelde nuwe
boekmakersperseel:* Loopstraat 120, Kaapstad

Erfnommer: C144654

Alle persone kry die geleentheid om beswaar teen of kommentaar ten opsigte van bogemelde aansoek aan te teken. In die geval van besware, moet die gronde waarop sodanige besware gebaseer is, verskaf word. Waar kommentaar verstrek word, moet die volle besonderhede en feite om sodanige kommentaar te staaf, voorsien word. Die naam, adres en telefoonnommer van die persoon wat beswaar wil maak of kommentaar wil lewer, moet ook voorsien word. Kommentaar of besware moet die Raad op die laaste teen 16:00 op Vrydag, 11 September 2009 bereik.

Besware of kommentaar moet gestuur word aan die Hoof-Uitvoerende Beampte, Wes-Kaapse Raad op Dobbelary en Wedrenne, Posbus 8175, Roggebaai 8012, of ingehandig word by die Hoof-Uitvoerende Beampte, Wes-Kaapse Raad op Dobbelary en Wedrenne, Seafare Huis, Oranjestraat 68, Tuine, Kaapstad 8001 of aan die Hoof-Uitvoerende Beampte gefaks word na (021) 422-2602.

21 Augustus 2009

18663

DRAKENSTEIN MUNISIPALITEIT

AANSOEK OM HERSONERING: GEDEELTE VAN ERF 29112,
PAARL:

Kennis geskied hiermee ingevolge Artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ord 15 van 1985) dat 'n aansoek soos hieronder uiteengesit ontvang is en gedurende normale kantoorure ter insae is by die Hoof: Beplanningdienste, Administratiewe Kantore, Bergrivier Boulevard, Paarl, Tel: (021) 807-4770:

Eiendom: Gedeelte van Erf 29112, Paarl

Aansoeker: CK Rumboll & Vennote

Eienaars: Le Joubert Wine Estate (Edms) Bpk

Ligging: Geleë oos van Paarlberg, net suid van Lemoenkloof en Paarl Gymnasium Hoërskool gedeeltes

Grootte: ±39.9ha

Huidige Sonerings: Enkelwoningone, Landbou & Grond gereserveer vir Paddoeleindes

Voorstel: Hersonerings van Gedeelte (±5000m²) vanaf Enkelwoningone na Spesiale Sone vir 'n Toeristefasiliteit vir die volgende gebruike: wynproë en wynverkope fasiliteit, funksielokaal (binne 'n bestaande gebou van ±300m²) en parkering vir ±108 voertuie.

Gemotiveerde besware teen bogemelde kan skriftelik gerig word aan die Munisipale Bestuurder, Drakenstein Munisipaliteit, Posbus 1, Paarl, 7622, teen nie later nie as Maandag, 21 September 2009.

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

DR ST KABANYANE, MUNISIPALE BESTUURDER

15/4/1(29112)P 21 Augustus 2009

18646

CITY OF CAPE TOWN
INTEGRATED WASTE MANAGEMENT BY-LAW, 2009

To regulate the avoidance, minimisation, generation, collection, cleaning and disposal of waste; and for matters related thereto.

Preamble

WHEREAS the City has under the Constitution, legislative competence in respect of refuse removal, refuse dumps and solid waste disposal;

Whereas the City of Cape Town ("the City") has an obligation to regulate and control waste management so as to ensure a safe, healthy and sustainable environment and to ensure that the rights of individuals are protected;

Whereas the City wishes to reduce the generation and the environmental impact of waste to ensure that the socio-economic development, the health of the people within the City's boundaries and the quality of environmental resources are not unduly adversely affected by waste;

Whereas the City wants to ensure that all residents, organisations, institutions, businesses, visitors or tourists and government departments are able to access services from a legitimate waste management service provider; and

Whereas the City wishes to regulate waste generation, cleaning, separation, storage, collection, processing, treatment, recycling, re-use and disposal of waste, including littering and illegal dumping and the regulation of facilities used for the management of waste, with the ultimate aim of avoiding or minimising the generation of waste.

BE IT ENACTED by the City of Cape Town, as follows:—

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3. Categorisation of waste
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Definitions

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

“**accredited service provider**” means a person or entity accredited by the City in accordance with its guidelines published from time to time and who provides a waste management service in the City and may include, but is not limited to, large and small business, entrepreneurs, community cooperatives, and venture learnerships;

“**building waste**” means waste produced through the construction, alteration, repair or demolition of any structure both manmade and natural, and includes rubble, earth, wood and rock that is displaced during any construction, alteration, repair or demolition, but excludes garden waste;

“**business waste**” means waste that emanates from premises that are used, whether lawfully or unlawfully mainly, for commercial, retail, wholesale, entertainment or government administration purposes, and also applies to waste generated by informal traders and residential premises where commercial activities are being conducted;

“**chemical waste**” includes discarded solid, liquid and gaseous chemicals;

“**City**” means the City of Cape Town established by Provincial Notice No. 479 of 2000 or its successors in title;

“**Director**” means the Director responsible for solid waste management in the City;

“**dump**” means to dispose of waste in any manner other than one permitted by law and includes, without derogating from the generality of the foregoing, to deposit, discharge, spill or release waste, whether or not the waste is in a container or receptacle, in or at any place whatsoever whether publicly or privately owned, including but not limited to vacant land, rivers, waterways, catchments, and sewage and storm water systems, but excludes littering;

“**event waste**” means waste that originates from the activities related to an event that is held in the City;

“**garden waste**” means organic waste which emanates from gardening or landscaping activities at residential, business or industrial properties including but not limited to, soil, grass cuttings, leaves and branches, and includes any biodegradable material and includes such waste emanating from residential, business or industrial properties, but excludes waste products of animal origin;

“**hazardous waste**” means health care risk waste and any waste that may, by circumstances of the production, use, quantity, concentration or inherent physical, chemical or toxicological characteristics thereof, have a significant adverse effect on the environment, or the health of a person or other living organism;

“**health care waste**” means any waste—

(a) Generated by or derived from medical care or medical research including but not limited to—

- (i) infectious waste;
- (ii) pathological waste;
- (iii) sharp waste;
- (iv) pharmaceutical waste;
- (v) genotoxic waste;
- (vi) chemical waste;
- (vii) pressurized container waste;
- (viii) waste with heavy metals;
- (ix) radioactive waste;
- (x) general waste

(b) That has been in contact with blood, bodily fluids or tissues from humans, or infected animals from veterinary practices;

“**infectious waste**” means waste that is suspected to contain pathogens in a sufficient concentration or quantity to cause disease in susceptible hosts, and includes cultures and stocks of infectious agents from laboratory work, waste from surgery and autopsies on corpses with infectious diseases, waste from infected patients in isolation wards, waste that has been in contact with infected patients undergoing haemodialysis, infected animals from laboratories, sanitary waste materials and tissues including swabs and any other instruments or materials that have been in contact with infected persons or materials;

“**pathological waste**” includes all human tissues, organs, body parts, foetuses, blood and bodily fluids and those also those of animals;

“**sharp waste**” includes items that could cause cuts or puncture wounds and includes, but is not limited to, needles, hypodermic needles, scalpels and other blades, knives, infusion sets, saws, broken glass and nails, and the word “sharp” has a corresponding meaning;

“**pharmaceutical waste**” includes expired, unused, spilt and contaminated pharmaceutical products, drugs, vaccines and sera that are no longer required and that need to be disposed of appropriately;

“**genotoxic waste**” means highly hazardous waste that may have mutagenic, teratogenic or carcinogenic properties and includes certain cytostatic drugs as well as vomit, urine or faeces from patients treated with cytostatic drugs, chemicals and radioactive material;

“**pressurized container waste**” includes pressurized cylinders and cartridges used in health care facilities to store gases;

“**radioactive waste**” includes solid, liquid and gaseous materials contaminated with radionuclides, including waste produced as a result of procedures such as *in vitro* analysis of body tissue and fluid, *in vivo* organ imaging and tumour localization and various investigative and therapeutic practices;

“**general waste**” is a generic term for waste that, because of its composition and characteristics, does not pose a significant risk to public health or the environment if managed properly, and typically consists of plastics, paper, food and liquids not considered to be infectious or contaminated with hazardous chemicals or radioactivity;

“**health care risk waste**” means that portion of health care waste that is hazardous and includes infectious waste, pathological waste, sharp waste, pharmaceutical waste, genotoxic waste, chemical waste, waste with heavy metals, radioactive waste, and any other health care waste which is defined as hazardous in terms of the waste Management Series: Document 1: *Minimum Requirements/or the Handling, Classification and Disposal*

of *Hazardous waste*, as published by the Department of Water Affairs and Forestry or any other applicable legislation;

“**holders of waste**” means any person who imports, generates, stores, accumulates, transports, processes, treats, exports or disposes of waste and also includes recyclers and scrap dealers;

“**industrial waste**” means waste that emanates from premises that are used wholly or mainly for industrial purposes and generate waste through manufacturing, industrial or fabricating processes including premises used for agricultural activities, mining activities or the operation of power stations;

“**integrated waste management plan**” means an integrated waste management plan which is required by the City in terms of this By-law or that is required in terms of any other applicable legislation;

“**licenced waste disposal facility**” means a site, or premises which is licenced by the Province of the Western Cape or the National Government and used for the accumulation or disposal of waste;

“**litter**” means waste, excluding hazardous waste, arising from activities in public areas that has not been disposed of in a public litter container;

“**owner**” includes the registered owner, lessee or occupier of a premises, or the person in charge or control of any premises or part thereof who is over 16 years of age, and any person who obtains a benefit from the premises or is entitled thereto;

“**person**” includes any organ of state;

“**priority waste**” means waste declared to be such by the Director in terms of this By-law or in terms of national or provincial legislation;

“**recyclable materials**” means any material that can be converted into raw material that can be re-used to make new products or resources;

“**residential waste**” means waste that emanates from premises used wholly or mainly for residential, educational, sport or recreational purposes and may include recyclable materials and non-recyclable material, but excludes hazardous waste;

“**Tariff Policy and Tariff By-Law**” means the Tariff Policy and Tariff By-Law adopted by the Council of the City and published in the Provincial Gazette from time to time;

“**waste**” means any matter, whether gaseous, liquid or solid or any combination thereof, which is from time to time designated by the National Minister of Environmental Affairs and Tourism by notice in the *Government Gazette* or by the member of the Executive Council of the Province of the Western Cape who is responsible for waste management in the Province of the Western Cape, as an undesirable or superfluous by-product, emission, residue or remainder of any process or activity;

“**waste generator**” means a property owner, a household, organisation or business entity, the inhabitants, occupants or employees of which generate waste and includes sorters of waste such as recycling or waste minimisation groups, scrap dealers and buy-back centres;

“**waste management officer**” means the Director: Solid Waste Management, or an officer referred to in section 25 of this By-law;

“**waste minimisation club**” means a group of persons, typically residing in a high density residential or office building, or a multi-property cluster residential or business development, that have an agreement approved by the Director in terms of this By-law to minimise waste in exchange for a lower tariff according to an integrated waste management plan.

“**waste with heavy metals**” includes mercury waste from thermometers, blood- pressure gauges, residues from dentistry, cadmium waste from discarded batteries, reinforced wood panels used in radiation proofing, and drugs containing arsenic;

Application of this By-law

2. In the event of conflict between this By Law and any other by law of the City dealing with waste management this By Law must prevail.

Categorisation of waste

3.(1) Waste shall be categorised in accordance with the definitions of the various types of waste in this By-law, and the Environmental Health By-Law insofar as it defines Medical waste and to the extent that it is unclear under which category a type of waste falls.

(2) The decision of the Director must, subject to any other law, be final in the categorizing of waste.

Obligations of waste generators

4.(1) A waste generator must—

- (a) avoid the generation of waste or where it cannot be avoided minimise the toxicity and amounts of waste generated;
- (b) separate waste with the aim of minimising waste and its impacts on the environment and to store the recyclable waste separately from non-recyclable waste provided that industrial waste must be separated into liquids, components and materials that can be treated for recycling or re-use;
- (c) re-use, recycle or recover waste where possible;
- (d) dispose of recyclable waste by—
 - (i) contracting with the City where the waste generator will be charged at the City’s standard charge in terms of the Tariff By-law;
 - (ii) where the City does not provide such a service by contracting with an accredited service provider; or
 - (iii) delivering waste to a licenced waste disposal facility and ensure that waste is treated or disposed of in an environmentally sensitive manner at a licenced waste disposal facility;
- (e) manage waste so that it does not endanger health or the environment or create a nuisance;
- (f) maintain suitable cleanliness and hygiene standards on their premises as required by the City’s Environmental Health By-law;
- (g) make use of the waste removal services provided by the City or its service provider, unless the City does not provide a waste removal service for the type of waste to be disposed of, in which case they shall make use of an accredited service provider;
- (h) conclude a contract with the City, its service provider or an accredited service provider, as the case may be, for the storage and collection of waste;

- (i) store waste in the containers provided by the City or an accredited service provider prior to collection or where a container is not provided, store waste in plastic black bags, which containers or bags will be collected by the service provider at least once a week according to the routes as published by the City or the service provider from time to time;
- (j) pay tariffs and rates charged by the City for such waste removal services according to the City's Credit Control and Debt Collection By-law.
- (2) A waste generator may apply to the waste management officer for an additional container and shall be liable for the additional costs as per the City's Tariff-By-Law and Tariff Policy.
- (3) The waste management officer may require a waste generator to submit an integrated waste management plan prior to agreeing to supply an additional container.
- (4) The owner and waste generator must comply with the terms and conditions set out by such waste management officer for the generation, minimisation, storage, collection, treatment and disposal of such additional waste.
- (5) Should the waste generated by a waste generator exceed the volume that can be stored in the containers provided or bags, the owner must make arrangements for the collection of the excess waste by an accredited service provider.
- (6) If no arrangement is made for collection of excess waste, the owner or waste generator must promptly transport that additional waste to and deposit it at a licenced waste disposal facility at his or her own cost.
- (7) The owner of a formal dwelling who has other structures on the property with persons living in these separate structures shall also be allocated one container per additional structure by the City and shall be entitled to have it collected on the same terms as the residential dwelling.
- (8) The owner of the property will have to sign an additional contract with the City for the storage, collection and disposal of waste contemplated in subsection (7) and shall be liable for the charges levied by the City in connection therewith.
- (9) Any business or agent disposing of waste on behalf of such business shall provide a report of the waste disposed to the waste management officer in a format as determined by the Director from time to time, on or before the 7th of each month.
- (10) A waste generator generating Industrial waste must contract with an accredited service provider for the collection and disposal of such waste to a licenced waste disposal facility.
- (11) The owner must on demand prove to the waste management officer that he or she has entered into a suitable agreement with an accredited service provider for the collection, processing, treatment or disposal of industrial waste at least once per week or as determined by the waste management officer.
- (12) An accredited service provider must in respect of industrial waste as defined by SANS 10228 and 10229 comply with all legislation relating to handling, transfer, storage, use, treatment and transportation of the dangerous goods and dispose of same at a licenced waste disposal facility or landfill site.
- (13) A waste generator generating industrial waste shall submit an integrated waste management plan to the City and comply with the terms and conditions set out by the City for the generation, minimisation, storage, recycling, collection and disposal of such waste.
- (14) Garden waste generated at properties being used mainly for residential purposes may be composted on the property, or it may be stored in a compost heap or suitable bags as per the City's requirements, and it may be kept on the property until collection or taken to a licenced waste disposal facility.
- (15) The waste generator may be called upon by the waste management officer to produce a weighbridge ticket as proof of proper disposal of garden waste over a certain mass, as determined by the City in terms of its guidelines and conditions imposed from time to time.
- (16) Any person who directly or indirectly generates building waste or the owner of the property on which such building waste is generated shall not store such waste in containers provided by the City for residential waste and shall remove and dispose of it at a licenced crushing plant or landfill site or any other licenced building waste disposal facility.
- (17) When plans are submitted to the City for its approval in terms of the National Building Regulations and Building Standards Act, 1977(Act No. 107 of 1977), the person submitting same must submit simultaneously therewith—
- (a) an integrated waste management plan setting out what provision is made for collection and disposal of the building and other waste;
- (b) what provisions are made to store the waste on their property; or
- (c) provide a permit to store the waste on the City's property.
- (18) Contaminated building or other waste where the contamination agent is hazardous or dangerous must be deposited at a licenced waste disposal facility for the treatment and disposal of hazardous waste.
- (19) The owner of the facility where building rubble is disposed of shall provide a monthly report to the waste management officer of the mass of such waste deposited at such facility.
- (20) The waste generator or the owner of the property on which waste is generated who deposits or stores waste on property of the City may be fined for failure to have or produce a permit for such deposit or storage.
- (21) When the building control officer inspects the property where building works have been undertaken to check that it has been built in accordance with the approved plans, he or she shall also check if all building waste has been disposed of.
- (22) The owner of the property referred to in subsection (21) will be required to provide the building control officer with proof of a weighbridge certificate that he or she has disposed of the full mass of the building rubble at a licenced waste disposal facility for that category of waste prior to an occupancy certificate or any final approvals being granted.

Hazardous waste

- 5.(1) A waste generator who generates hazardous waste and an owner of property where hazardous waste is generated must contract with an accredited service provider to collect and dispose of such waste at a licenced hazardous waste disposal facility.
- (2) A person transporting the hazardous waste must ensure that the facility or place to which the hazardous waste is transported is authorised to accept such hazardous waste prior to off-loading the hazardous waste from the vehicle.

Event waste

6.(1) Any person who is directly or indirectly involved with the organisation or management of a sporting, entertainment, cultural or religious event which is to take place on private or public property or owns or controls premises at which a sporting, entertainment, cultural or religious event is to take place, including sports stadia and conference centres, must submit an integrated waste management plan consistent with this By-law to the waste management officer in respect of the storage, collection, recycling and disposal of waste at and after such event at least five working days prior to the proposed event and comply with the terms and conditions set out by the City.

(2) The integrated waste management plan must also include costing information, and the organiser, management or owner will be required to pay a refundable deposit as determined by the City.

(3) Any person who intends to generate event waste shall contract with an accredited service provider for the collection and disposal of such waste to a licenced waste disposal facility and provide proof of this to the City as part of its integrated waste management plan.

(4) If the event is to be held in a public area, the use, sale or distribution of glass or similar containers is prohibited, unless the prior consent has been obtained from the waste management officer on such conditions as will be determined by him or her that will reduce the likelihood of injury from broken glass.

(5) Should a person fail or neglect to obtain services of an accredited service provider in terms of subsection (3) prior to the event in question, or fail to provide the City with the integrated waste management plan or should there be waste left at the area where the event has been held or the surrounding area as a result of the event, the waste management officer may subject to subsection (6), arrange for the collection, clean-up, recycling and disposal of the waste.

(6) The cost for the collection, clean-up, recycling and disposal of the waste shall be payable by the event organiser and may be recovered from the deposit paid or in terms of the City's Credit Control and Debt Collection By-law.

Priority waste

7.(1) The Director must in terms of this By-law categorise priority waste if he or she reasonably believes that special measures are required in respect of the management of that waste, because it—

- (a) poses a significant threat to health or the environment;
- (b) may persist in the environment;
- (c) contains or could foster pathogens or communicable diseases; or
- (d) has been declared a priority waste in terms of other applicable legislation.

(2) The City may publish guidelines from time to time insofar as may be necessary in respect of categorisation of waste.

Emergencies requiring the management of waste

8.(1) In the event of an emergency, the Director may call upon the owner of the property or the waste generator to manage same within a stipulated period to the City's satisfaction.

(2) The Director may arrange for management of an emergency, including the clearing and cleaning of debris and pollution effects, transporting and disposing of the waste at a licenced waste disposal facility accredited for the specific type of waste generated.

(3) The Director may also arrange, manage and co-ordinate the rehabilitation and repair of any infra-structure, buildings, equipment or natural environment in this process.

(4) The cost of such management, rehabilitation and repair, including all costs incurred in the utilisation of the City's resources, equipment and materials shall be for the account of the person responsible for the emergency.

(5) If an emergency occurs by an act of God the City will deal with such emergency in such manner as the circumstances and funding may allow.

Establishment of formal waste minimisation clubs in communities or businesses

9.(1) Waste management clubs may apply to the Director for special dispensation as an enhanced service associated with waste minimisation in terms of the City's Tariff By-Law and Tariff Policy.

(2) The club must submit an integrated waste management plan in writing to the Director for approval, as well as other application documentation for the formation and operation of a waste minimisation club, as may be determined by the City.

(3) The Director may subject to the provisions of this By-law determine whether to approve the application for a special dispensation of a waste minimisation club.

(4) If an application is unsuccessful, the Director must stipulate and provide reasons for turning down an approval to the waste minimisation club.

(5) If an application to form a waste minimisation club is approved by the Director, the club must comply with the terms and conditions set out by the Director for the generation, minimisation, storage, collection and disposal of such waste.

Integrated waste management plan

10.(1) An integrated waste management plan must be submitted by the waste generators listed in subsection (10) in writing to the waste management officer for approval prior to the generation of the waste to be dealt with in terms of the said plan.

(2) An integrated waste management plan must include —

- (a) an assessment of the quantity and type of waste that will be generated;
- (b) a description of the services required to store, collect, transport and dispose of such waste;
- (c) a description of how they intend separating recyclable and non-recyclable material at the point of source;
- (d) the waste minimisation and pollution prevention plans of such waste generator;
- (e) the impact or potential impact on the environment of the waste created by them;
- (f) the type or characteristics of waste produced of an environmentally sensitive nature or the amount of natural resources that are consumed in the manufacturing or production process that result in waste; and

- (g) targets for waste production through waste minimisation, re-use, recycling and recovery measures or programmes that can minimise the consumption of natural resources and the method of disposal of waste.
- (3) Industrial entities must include in an integrated waste management plan measures or actions to be taken to manage waste, the phasing out of the use of certain substances, opportunities for reduction of waste generation through changes to product design, product production or packaging to reduce resource consumption.
- (4) Industrial and business entities must provide for the education, marketing and sales information to influence perception and behaviour of customers to ensure recycling of products.
- (5) When requested to submit an integrated waste management plan or a further integrated waste management plan in terms of this By-law, a waste generator shall do so within the time stipulated and comply with the terms and conditions set out by the waste management officer for the generation, minimisation, storage, collection and disposal of such waste.
- (6) The waste management officer must consider the plan and —
- (a) approve it with conditions and give directions for the implementation thereof;
 - (b) request that additional information be furnished or a revised plan be submitted for approval;
 - (c) require amendments to be made within a time frame so specified by them;
 - (d) reject the plan and provide reasons therefor; or
 - (e) approve such a plan and specify conditions pertaining to such approval.
- (7) If an integrated waste management plan is rejected or not submitted at all, the waste management officer shall give directives as to what waste management measures must be taken by the waste generator and should the waste generator fail to take such measures within the time frame specified by the waste management officer, the City may implement such measures and the waste generator will be liable for the cost thereof.
- (8) The Director may by written notice require any person to provide such information as he or she requires when preparing the City's integrated waste management plan.
- (9) Should a person fail to provide the information referred to in subsection (8), the Director may appoint an auditor to obtain such information at the cost of waste generator.
- (10) The waste generators of the following classes of waste must submit an integrated waste management plan:
- (a) business waste;
 - (b) industrial waste;
 - (c) building waste;
 - (d) event waste;
 - (e) priority waste;
 - (f) hazardous waste;
 - (g) those applying for special dispensation in terms of section 9;
 - (h) those who sort waste or undertake a recycling, re-use or waste recovery activity including but not limited to scrap dealers, recycling groups and buy back centres;
 - (i) any other person who is given notice to do so by the Director; or
 - (j) those persons carrying out the activities listed in paragraph (h).

Exemptions from submitting an integrated waste management plan

11.(1) If one of the waste generators for the categories of waste referred to in section 10(10)(j) wishes to be exempt from submitting a waste management plan, an application must be made in writing to the waste management officer, stipulating reasons for the application.

(2) A waste management officer may also declare—

- (a) certain types of waste or waste generators;
- (b) a particular mass or volume of waste; or
- (c) persons who have submitted such a plan to the other spheres of government in terms of their applicable legislation, to be exempt from the submission of an integrated waste management plan.

Storage and transportation of waste

12.(1) Any holder of waste who stores or transports waste must ensure that—

- (a) the container in which any waste is stored is intact and not corroded or in any other way rendered unfit for the safe storage or transportation of waste if the waste is not in a container provided by the City;
- (b) suitable measures are in place to prevent accidental spillage or leakage;
- (c) the waste cannot be blown away;
- (d) nuisances such as odour, visual impacts and breeding of vectors do not arise;
- (e) pollution of the environment and harm to health are prevented;
- (f) hazardous waste is sealed in an impervious container and suitable measures are in place to prevent tampering; and
- (g) any waste items or substances are safe for handling, collection or disposal and are not harmful to persons when accessed by unauthorised persons or members of the public.

(2) The waste generator and the holder of waste must ensure that waste is transported to the nearest licenced disposal facility that has capacity to deal with the waste.

Recycling, re-use, sorting and recovery of waste

13.(1) Any person who undertakes a recycling, re-use or recovery activity or who sorts waste, including scrap dealers, buy back centres and formalised recycling groups, must, before undertaking that activity make sure by way of an environmental impact assessment or similar procedure required by national or provincial legislation, that the recycling, re-use or recovery of the waste is less harmful to the environment than its disposal and must obtain accreditation from the City in terms of its guidelines as published from time to time.

(2) The person referred to in subsection (1) must also submit an integrated waste management plan, and the waste management officer must, when deciding to grant authorisation, consider such integrated waste management plan.

(3) Any person who undertakes a recycling, re-use, processing, treatment or recovery activity or who sorts waste, including scrap dealers, buy back centres and formalised recycling groups, must register for accreditation with the City that will entitle them to perform such activities.

(4) Persons and entities that handle, transport, process, treat and dispose of waste for recycling purposes shall provide the waste management officer with a written report on or before the 7th of each month in a format to be determined by the Director.

(5) The waste management officer may exempt certain waste generators, handlers, transporters or agents of waste from such requirements.

Prohibition of unauthorised disposal of waste

14. No person may—

- (a) dispose of waste in a manner likely to cause pollution of, or have an impact on, the environment or to be harmful to health;
- (b) dispose of waste other than in accordance with this By-law or National and Provincial legislation;
- (c) dispose of hazardous waste in a container provided by the City that is designed for the storage of residential or business waste or in bags to be collected by the City;
- (d) burn waste especially hazardous waste except in approved incinerators which have a permit or licence to do so;
- (e) dispose of hazardous waste, unless in accordance with an approved integrated management plan;
- (f) deposit residential, business, industrial, garden, building or hazardous waste in a public litter bin; or
- (g) deal with waste in a manner that causes dust, spillage or litter.

Littering and dumping

15.(1) No person may drop, throw, deposit, spill, dump, store or in any other way discard, any litter or waste into or onto any public place, municipal drain, land, vacant erf, stream, water course, street, road, wetland, coastline or on any place to which the public has access, or otherwise dispose of it nor may they allow a person under their control to do so.

(2) The owner of private land to which the public has access must ensure that sufficient containers are provided to contain litter which is discarded by the public.

(3) If the provisions of subsection (1) are contravened, the Director may direct, by way of a written notice to persons that—

- (a) they cease the contravention, in a specified time;
- (b) they prevent a further contravention or the continuation of the contravention;
- (c) take whatever measures the Director considers necessary to clean up or remove the waste, and to rehabilitate the affected facets of the environment,

to ensure that the waste and any contaminated material which cannot be cleaned or rehabilitated is disposed of lawfully.

(4) The Director may in respect of the notice contemplated in subsection (3)(c) state that the person must, within a maximum of 5 working days remove the waste or litter, provided the Director may grant a further 2 days, on request of the person, to remove the litter or waste.

(5) A person who owns land or premises, or who is in control of or has a right to use land or premises, may not use or permit the use of the land or premises for unlawful dumping of waste and must take reasonable steps to prevent the use of the land or premises for that purpose.

(6) If the City elects to remove the waste or litter the person concerned shall be liable for the cost of such removal operation.

(7) In the case of hazardous waste, the City shall immediately remove same and thereafter issue notices that the person concerned is liable for the cost of the removal and rehabilitation of the area.

Licences

16. Any person who, or entity which, requires a license in terms of national, provincial or municipal legislation will have to prove on request, to the waste management officer that such person or entity has obtained the appropriate license within 30 days or such lesser period as specified by such officer.

Waste management services, applications and registration for waste collection and removal services

17.(1) All persons collecting or removing waste must have a contract for the collection and removal of waste with the City or an accredited service provider.

(2) Residents must apply and register for waste collection and removal services that will be provided exclusively by the City or its contracted accredited service provider, unless the Council authorises otherwise.

(3) Businesses have an option to contract with the City for the waste collection and removal services, or to contract with an accredited service provider.

(4) Industries, including those that produce hazardous waste, due to the specialised nature of waste produced in these sectors, must contract with a private sector accredited service provider.

(5) If an entity or an accredited service provider is required to have a licence or approval in terms of national or provincial legislation, they are required to provide proof thereof, as well as comply with criteria determined by the Council before they will be registered by the Director.

(6) The Director shall keep an updated record of registered accredited service providers.

(7) Commercial and industrial undertakings, including scrap dealers requiring a waste collection and removal service which is not provided by the City, must register with the City and prove that they have contracted with an accredited service provider for such service.

Access to private property

18.(1) The owner must, on request, allow a peace officer or any other duly authorised employee of the City access to their property for the purpose of inspecting the property and investigating any contravention of this By-law and to ensure compliance therewith.

(2) When accessing the property the authorised employee must, on request, identify him or herself by producing written proof of such authority.

(3) Such employee may be accompanied by a person reasonably required to assist in inspecting or conducting an investigation who must be identified as such by the authorised employee.

Premises inaccessible for refuse collection

19. Should the City be impeded from handling or collecting refuse due to the layout of a person's premises, and if this impediment imposes a danger to employees of the City, the Director may require the owner to do such alterations or additions to the premises as are necessary to remove such impediment at that persons cost.

Compliance notices

20.(1) The waste management officer may issue notices to any person contravening the provisions of this By-Law—

(a) setting out the provisions or conditions contravened;

(b) directing such person to comply with such provisions or conditions; and

(c) setting out the measures which must be taken to rectify the contravention, and the period in which he or she must do so.

(2) If a person fails to comply with directions given in a notice issued by the waste management officer, the waste management officer may —

(a) take whatever steps it considers necessary to clean up or remove waste, to rehabilitate the premises, place or the affected environment at which the waste has been illegally dumped or stored and to ensure that the waste, and any contaminated material which cannot be removed, cleaned or rehabilitated, is disposed of lawfully;

(b) recover the costs of cleaning, removing, rehabilitating or disposing waste, premises or environment, or contaminated material, respectively, from the persons obliged to take such steps in terms of this By-Law, who shall be jointly and severally liable therefor.

(3) The City may, in the case of hazardous or priority waste, require the persons generating such waste to close until such time as steps are taken to dispose of the waste in terms of subsection (2) if there is a real threat of damage or injury to any person or property.

(4) The following persons may be served with such notice:

(a) any person who committed, or who directly or indirectly permitted, the contravention;

(b) the generator of the waste;

(c) the owner of the land or premises where the contravention took place;

(d) the person in control of, or any person who has or had, at that stage of the contravention, a right to use the land or premises where contravention took place.

Service of documents and process

21. Whenever any notice, order, demand or other document is authorised or required to be served on a person in terms of this By-law, it shall be deemed to have been effectively and sufficiently served on such a person—

(a) when it has been delivered to him or her personally;

(b) when it has been left at his or her place of residence or business with a person apparently over the age of 16 years;

(c) when it has been posted by registered or certified mail to his or her last known residential or business address and an acknowledgement of posting thereof is produced;

(d) if his or her address is unknown, when it has been served on his or her agent or representative in a manner provided for in paragraph (a), (b) or (c); or

(e) if his or her address and agent are unknown, when it has been posted in a conspicuous place on the immovable property, if any, to which it relates.

Failure to comply with the By-law and enforcement

22.(1) If the waste management officer has issued a compliance notice in terms of section 21 to anyone for contravening any provision of this By-law and such person fails to comply with such notice he or she shall be guilty of an offence.

(2) The waste management officer may in writing require any person to submit a report to him or her in respect of the impact of waste in a specified form as stipulated in the City's guidelines as published from time to time.

(3) If the person fails to submit such a report within the period specified, the waste management officer may appoint an independent person to compile the report and recover the costs of compiling the report from the person required to submit it.

(4) If the waste management officer suspects that the person has on one or more occasion contravened or failed to comply with the By-law or a license issued in terms of provincial or national legislation and this has had a detrimental effect on the environment, including health, social conditions, economic conditions, ecological conditions or cultural heritage or has contributed to the degradation of the environment, the waste management officer may direct that such a report be compiled by an independent person.

(5) The waste management officer may then direct the person who failed to comply with the By-Law to take the action recommended in such report, failing which the City may do so, and the person who contravened the By-Law shall be liable for the cost thereof.

Offences and penalties

23.(1) A person who contravenes sections 12(b), 12(f), 15(1) shall be guilty of an offence and shall on conviction be liable for—

- (a) littering or dumping over 8m³ of waste or hazardous waste;
- (b) spillage or leakage over 8m³ of waste without putting in place suitable measures;
- (c) conveying of an uncovered load of hazardous waste of any volume;
- (d) conveying of an uncovered or unsecured load which results in spillage over 8m³ of waste or hazardous waste,

such fine or imprisonment as the court may deem appropriate and the court may in addition order the removal of such waste or determine what measures must be taken by such person and the payment of the expenses incurred in respect thereof or any other costs or damages.

(2) Should any person induce, influence, persuade or force an employee of the City or other person to commit an offence in terms of this By-law he or she shall be guilty of an offence.

(3) Should any person induce an employee of the City to collect and dispose of waste without the correct payment to the Council, or the correct methods being employed, shall be guilty of an offence.

(4) Any waste generator who fails to submit or comply with an integrated waste management plan in terms of this By-law shall be guilty of an offence.

(5) Any person who commits any offence referred to in subsections (2) to (4) or any other offence in terms of this By-law shall on conviction be liable for the payment of a minimum fine of R500 but not exceeding R10 000 or imprisonment for a minimum period of 6 months but not exceeding 2 years, or to both such fine and such imprisonment.

(6) The court may in addition to any penalty imposed in terms of subsection (5), order a person to repair the damage, make good the loss, rehabilitate the environment, remove waste, or determine what measures must be taken by such person and the payment of the expenses incurred in respect thereof or any other costs or damages.

(7) The Court may, when considering any sentence for an offence in terms of this By-Law, take into account the following:

- (a) That a person delayed in complying with or failed to comply with the terms of notices or directions given to that person under this By-law;
- (b) that person obtained a financial advantage or was to obtain a financial advantage as a result of the commission of the offence;
- (c) the severity of the offence in terms of its impact or potential impact on health, wellbeing, public safety and the environment.

Delegations by the waste management officer

24. The waste management officer shall be entitled to delegate to any other official of the City any of his or her powers or obligations in terms of this By-law.

Functions and powers of waste management officer

25. The waste management officer shall be responsible for regulating, controlling, managing and enforcing the provisions of this By-Law and national and provincial legislation relating to waste management.

Amendments to waste removal services

26. The City may amend any existing waste removal or cleansing services once a process of public notification, participation and comment has been completed and provided the amendment is practical, cost effective and has as its objective the prevention of the proliferation of waste, the minimisation of waste or the reduction of waste to be removed.

Transitional provisions

27. Any approvals given in accordance with previous by-laws will be valid in respect of the premises for which they were granted and in respect of the person to whom they were granted, but cannot be transferred to any other person.

Guidelines

28. The Council may make guidelines not inconsistent with other legislation generally for the better carrying out of the objects and purposes of this By-law.

Repeal of By-laws

29. The By-laws in Schedule 1 hereto are hereby repealed.

Interpretation

30. In the event of a conflict between English, Xhosa and Afrikaans versions of this By-law, the English version shall be decisive.

Short title and commencement

31. This By-law is called City of Cape Town: Integrated Waste Management By-law, 2009 and comes into operation on promulgation in the Provincial Gazette.

**SCHEDULE 1
REPEALED LAWS**

ADMINISTRATION	BY-LAW TO BE REPEALED
Brackenfell Municipality	P.N. 538/1968: Additional by-law relating to the removal and disposal of refuse
Cape Town Municipality	P.N. 0733/1961: Refuse Bins by-law
Helderberg Municipality	P.N. 656/2000: By-law relating to the removal of refuse and waste
Kuils River Municipality	P.N. 287/1964: Additional by-law relating to the removal and disposal of refuse
Pinelands Municipality	P.N. 34/1982: By-law relating to the removal of refuse
South Peninsula Municipality	P.N. 228/1999: Solid Waste by-law
Tygerberg Municipality	P.N. 89/1999: Refuse removal by-law
West Coast Peninsula Transitional Council	P.N. 123/1997: Refuse removal by-law (insofar as it is applicable to the municipal area of the City of Cape Town)
In addition:	
Unicity	Littering and Dumping By-law (Provincial Gazette 5894, 21 June 2002)

**SCHEDULE
ADMISSION OF GUILT FINES**

SECTION	OFFENCE	FINE
Section 15(1)	Littering or dumping under 1m ³	R500
	Littering or dumping over 1m ³ to 3m ³	R1000
	littering or dumping over 3m ³ to 5m ³	R1 500
	Littering or dumping over 5m ³ to 7m ³	R2000
	litter or dumping over 7m ³ to 8m ³	R2 500
Section 12(b)	Conveying of an uncovered load which results in spillage of load— Spillage under 1m ³	R500
	Spillage over 1m ³ to 3m ³	R1000
	Spillage over 3m ³ to 5m ³	R1 500
	Spillage over 5m ³ to 7m ³	R2000
	Spillage over 7m ³ to 8m ³	R2 500
	Conveying of an unsecured load which results in spillage of load— Spillage under 1m ³	R500
	Spillage over 1m ³ to 3m ³	R1000
	Spillage over 3m ³ to 5m ³	R1 500
	Spillage over 5m ³ to 7m ³	R2000
	Spillage over 7m ³ to 8m ³	R2 500

**STAD KAAPSTAD
VERORDENING OP GEÏNTEGREERDE AFVALBESTUUR**

Om die vermyding, minimalisering, generering, verwydering, opruiming van en wegdoening met afval te reguleer; en vir aangeleenthede wat daarmee verband hou.

Aanhel

NADEMAAL die Stad ingevolge die Grondwet wetgewende bevoegdheid ten opsigte van vullisverwydering, vullishope en wegdoening met vaste afval het;

Nademaal die Stad Kaapstad (“die Stad”) ’n verpligting het om afvalbestuur te reguleer en te beheer ten einde ’n veilige, gesonde en volhoubare omgewing te verseker, en te sorg dat die regte van individue beskerm word;

Nademaal die Stad die generering en omgewingsimpak van afval wil verminder om te verseker dat die sosio-ekonomiese ontwikkeling, die gesondheid van die mense binne die Stadsgrense en die gehalte van omgewingshulpbronne nie nadelig deur afval geraak word nie;

Nademaal die Stad wil sorg dat alle inwoners, instellings, sakeondernemings, besoekers of toeriste en staatsdepartemente toegang tot die dienste van ’n legitieme afvalbestuursdiensverskaffer kan hê; en

Nademaal die Stad afvalgenerering en die opruiming, skeiding, berging, verwydering, verwerking, behandeling, herwinning, hergebruik van, en

wegdoening met afval, met inbegrip rommelstrooiing en onwettige storting asook geriewe wat vir die bestuur van afval gebruik word, wil reguleer, met die uiteindelige doelwit om die generering van afval te vermy of te minimaliseer;

VERORDEN die Stad Kaapstad soos volg:—

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Definisies

1. In dié Verordening, tensy dit uit die samehang anders blyk, beteken:

“aansteeklike afval” afval wat vermoedelik patogene in afdoende konsentrasie of hoeveelheid bevat om siekte by vatbare draers te veroorsaak; dié kategorie sluit kulture en voorrade van aansteeklike middels in afkomstig van laboratoriumwerk, afval van operasies en lykskouings op lyke met aansteeklike siektes, afval van geïnfecteerde pasiënte in afsonderingsale, afval wat in aanraking was met pasiënte wat hemodialise ondergaan, geïnfecteerde diere van laboratoria, sanitêre afval en weefsel, met inbegrip van absorbeerwatte, en enige ander instrumente of stowwe wat met geïnfecteerde persone of stowwe in aanraking was;

“afval” enige stof, hetsy gasagtig, vloeibaar of solied of enige kombinasie daarvan, wat van tyd tot tyd deur die nasionale minister van omgewingsake en toerisme uitgewys is deur middel van kennisgewing in die *Staatskoerant* of deur die lid van die uitvoerende raad van die provinsie van die Wes-Kaap belas met afvalbestuur in die provinsie van die Wes-Kaap as 'n ongewenste of oorbodige neweproduk, uitlating, residu of restant van enige proses of aktiwiteit;

“afvalbestuursbeampte” die direkteur: vasteafvalbestuur, of 'n beampte waarna in artikel 25 van dié Verordening verwys word;

“afvalgenereerder” 'n eienaar van 'n eiendom, 'n huishouding, organisasie of sake-entiteit waarvan die inwoners, bewoners of werknemers afval genereer, met inbegrip van sorteerders van afval, soos herwinnings- of afvalminimaliseringsgroepe, skroothandelaars en terugkoopentrums;

“afvalminimaliseringsklub” 'n groep persone wat hulle tipies in 'n hoëdigheids- residensiële gebou of kantoorgebou, of 'n veeleieningskompleks-sake- of residensiële ontwikkeling bevind, en wat 'n ooreenkoms het, wat die Direkteur ingevolge dié ooreenkoms goedgekeur het, om afval te minimaliseer in ruil vir 'n laer tarief volgens 'n geïntegreerde afvalbestuursplan;

“**afval met swaarmetale**” onder andere kwikafval van thermometers, bloeddrukmeters, residu’s van tandheelkunde, kadmiuafval van weggoobatterye, versterkte houtpanele wat vir bestralingsbeveiliging gebruik word, en geneesmiddels wat arseen bevat;

“**algemene afval**” ’n generiese term vir afval wat vanweë die samestelling en eienskappe daarvan nie ’n wesenlike risiko vir openbare gesondheid of die omgewing inhou as dit behoorlik bestuur word nie; dié soort afval bestaan tipies uit plastiek, papier, kos en vloeistowwe wat nie aansteeklik of met gevaarlike chemikalieë of radioaktiwiteit besoedel geag te wees nie;

“**bouafval**” afval wat geproduseer word deur die konstruksie, verandering, herstel of sloping van enige struktuur, mensgemaak sowel as natuurlik, met inbegrip van rommel, grond, hout en rots wat deur enige konstruksie, verandering, herstelwerk of sloping verplaas word, met die uitsluiting van tuinafval;

“**chemiese afval**” onder andere weggooi- vaste, vloeibare en gasagtige chemikalieë;

“**direkteur**” die direkteur verantwoordelik vir vasteafvalbestuur in die Stad;

“**drukhouerafval**” onder andere druksilinders en -patrone wat in gesondheidsorgfasiliteite gebruik word om gasse te bewaar;

“**eienaar**” sluit die geregistreerde eienaar, huurder of bewoner van ’n perseel in, of die persoon in bevel en/of beheer van enige perseel of deel daarvan, wat ouer as 16 jaar is, en enige persoon wat voordeel uit die perseel trek of daarop geregtig is;

“**farmaseutiese afval**” onder andere verstreke, ongebruikte, gestorte en bederfde farmaseutiese produkte, geneesmiddels, entstowwe en sera wat nie meer nodig is nie en waarmee behoorlik weggedoen moet word;

“**geakkrediteerde diensverskaffer**” ’n persoon of entiteit wat deur die Stad geakkrediteer is in ooreenstemming met sy riglyne wat van tyd tot tyd gepubliseer word, en wat ’n afvalverwyderingsdiens in die Stad lewer, met inbegrip van, , maar nie beperk daartoe nie: groot- en kleinsakeondernemings, entrepreneurs, gemeenskapskoöperasies en ondernemingsleiderskappe;

“**geïntegreerde afvalbestuursplan**” ’n geïntegreerde afvalbestuursplan wat ingevolge dié Verordening deur die Stad vereis word, of wat ingevolge enige ander toepaslike wetgewing vereis word;

“**geleenthedsafval**” afval afkomstig van die aktiwiteite rakende ’n geleentheid wat in die Stad plaasgevind het;

“**gelisensieerde afvalwegdoenfasiliteit**” ’n terrein of perseel wat deur die provinsie van die Wes-Kaap of die nasionale regering gelisensieer is en wat vir die ophoping van of wegdoening met afval gebruik word;

“**genotoksiese afval**” uiters gevaarlike afval wat mutageniese, teratogeniese of karsinogeniese eienskappe kan hê; dié soort afval sluit sekere sitostatiese geneesmiddels in, sowel as vomeersel, urine en ontlasting van pasiënte wat met sitostatiese geneesmiddels, chemikalieë en radioaktiewe materiaal behandel is;

“**gesondheidsorgafval**” enige afval—

(a) wat deur mediese sorg of mediese navorsing genereer word of daarvan afkomstig is, met inbegrip van, maar nie daartoe beperk nie—

- (i) aansteeklike afval;
- (ii) patologiese afval;
- (iii) skerp afval;
- (iv) farmaseutiese afval;
- (v) genotoksiese afval;
- (vi) chemiese afval;
- (vii) drukhouerafval;
- (viii) afval met swaarmetale;
- (ix) radioaktiewe afval;
- (x) algemene afval;

(b) wat met bloed, liggaamsvloeistowwe of menslike weefsel, of geïnfecteerde diere van veeartsenykundige praktyke in aanraking was;

“**gesondheidsorgafval**” dié deel van gesondheidsorgafval wat gevaarlik is en sluit in aansteeklike afval, patologiese afval, skerp afval, farmaseutiese afval, genotoksiese afval, chemiese afval, afval met swaarmetale, radioaktiewe afval, en enige ander gesondheidsorgafval wat as gevaarlik gedefinieer is ingevolge die Afvalbestuursreeks: dokument 1: *Minimumvereistes/of die hantering en klassifisering van, en wegdoening met gevaarlike afval* soos gepubliseer deur die departement van waterwese en bosbou of enige ander toepaslike wetgewing;

“**gevaarlike afval**” gesondheidsorgafval en enige afval wat na gelang van die omstandighede van die produsering, gebruik, hoeveelheid, konsentrasie of inherente fisiese, chemiese, toksikologiese eienskappe daarvan, ’n wesenlike nadelige uitwerking op die omgewing, of die gesondheid van ’n persoon of enige ander lewende organisme kan hê;

“**herwinbare stowwe**” enige stowwe wat in grondstowwe omskep kan word wat hergebruik kan word om nuwe produkte of hulpbronne te skep;

“**houers van afval**” enige persoon wat afval invoer, genereer, berg, opgaar, vervoer, verwerk, behandel, uitvoer of daarmee wegdoen, en dit sluit hersirkuleerders en skroothandelaars in;

“**industriële afval**” afval wat afkomstig is van persele wat in die geheel of hoofsaaklik vir industriële doeleindes gebruik word, en wat afval genereer deur middel van vervaardiging, vervaardigings- of industriële prosesse, met inbegrip van persele wat vir landbouaktiwiteite, mynbou-aktiwiteite of die bedryf van kragstasies gebruik word;

“**patologiese afval**” sluit alle menslike weefsel, organe, liggaamsdele, fetusse, bloed en liggaamsvloeistowwe in, asook dié van diere;

“**persoon**” sluit enige staatsorgaan in;

“**radioaktiewe afval**” onder andere vaste, vloeibare en gasagtige stowwe wat met radionuklide besoedel is, met ingebrip van afval afkomstig van prosedures soos *in vitro*-ontleding van liggaamswaarsel en -vloeistof, *in vivo*-orgaanafbeelding en gewaslokalisering en verskillende ondersoekende en terapeutiese praktyke;

“**residensiële afval**” afval wat afkomstig is van persele wat in die geheel of hoofsaaklik vir residensiële, sport-, ontspannings- of opvoedkundige doeleindes gebruik word, en wat herwinbare en nie-herwinbare stowwe kan insluit, maar wat gevaarlike afval uitsluit;

“**rommel**” afval, met die uitsluiting van gevaarlike afval, wat afkomstig is van aktiwiteite in openbare gebiede en wat nie in ’n openbare rommelhouer weggegooi is nie;

“**sakeondernemingsafval**” afval wat afkomstig is van persele wat, hetsy wettig of onwettig, hoofsaaklik vir kleinhandels-, groothandels- vermaak-, staatsadministrasie- of kommersiële doeleindes gebruik word, en dit geld ook vir afval wat gegeneer word deur informele handelaars en residensiële persele waar kommersiële aktiwiteit uitgevoer word;

“**skerp afval**” sluit items in wat snye of prikwonde kan veroorsaak, met inbegrip van, maar nie daartoe beperk nie, naalde, spuitnaalde, skalpels, en ander lemme, messe, infusiestelle, sae, gebreekte glas en spykers, en die woord “skerp” het ’n ooreenstemmende betekenis;

“**Stad**” die Stad Kaapstad wat ingevolge Provinsiale Koerantno. 479 van 2000 tot stand gebring is, of sy regsopvolgers;

“**storting**” die wegdoening met afval op enige ander manier as dié wat by wet toegelaat word, met in begrip van, sonder om die wye omvang van die voorgaande in te kort, die plaas, uitlaat, mors of vrystelling van afval, hetsy die afval in ’n houer of opvangbak is, in of op enige plek hoegenaamd, hetsy in openbare of privaat besit, met inbegrip van, maar nie beperk daartoe nie, onbeboude grond, riviere, waterweë, opvanggebiede en riool- en stormwaterstelsels, maar met die uitsluiting van rommelstrooiing;

“**Tariefbeleid en Tariefverordening**” die Tariefbeleid en Tariefverordening wat die raad van die Stad aanvaar het en wat van tyd tot tyd in die Provinsiale Koerant gepubliseer word;

“**tuinafval**” organiese afval wat afkomstig is van tuinbou- of terreinverfraaiingsaktiwiteite op residensiële, sake- of industriële eiendomme, met inbegrip van, maar nie daartoe beperk nie, grond, grassnysels, blare en takke, en enige vergaanbare stowwe asook sodanige afval wat van residensiële, sake- of industriële eiendomme afkomstig is, maar met die uitsluiting van afvalprodukte van dierlike oorsprong;

“**voorrangafval**” afval wat as sodanig verklaar is deur die direkteur ingevolge dié Verordening of ingevolge nasionale of provinsiale wetgewing.

Toepassing van dié Verordening

2. Ingeval van enige strydigheid van dié Verordening met enige ander verordening van die Stad wat met afvalbestuur verband hou, moet dié Verordening voorrang geniet.

Kategorisering van afval

3. (1) Afval sal gekategoriseer word in ooreenstemming met die definisies van die verskillende soorte afval in dié Verordening en die Verordening op Omgewingsgesondheid (in soverre dit mediese afval definieer), en in gevalle waar dit onduidelik is onder watter kategorie ’n soort afval hoort.

(2) Sal die besluit van die direkteur, onderhewig aan enige ander wet, finaal wees by die kategorisering afval.

Verpligtinge van afvalgenereerders

4. (1) ’n Afvalgenereerder moet—

- (a) die generering van afval vermy, of waar dit nie vermy kan word nie, die toksisiteit van en hoeveelheid afval wat gegeneer word minimaliseer;
- (b) afval skei met die oog daarop om afval en die impak daarvan te minimaliseer, en om die herwinbare en nie-herwinbare afval afsonderlik te berg, met dien verstande dat industriële afval verdeel moet word in vloeistowwe, komponente en materiaal wat vir herwinning of hergebruik behandel kan word;
- (c) afval hergebruik, hersirkuleer of herwin waar dit moontlik is;
- (d) wegdoen met herwinbare afval deur -
 - (i) die Stad te kontrakteer, en die eienaar sal die Stad se standaardtarief ingevolge die Verordening op Tariewe moet betaal;
 - (ii) waar die Stad nie sodanige diens lewer nie, deur ’n geakkrediteerde diensverskaffer te kontrakteer; of
 - (iii) die afval by ’n geakkrediteerde afvalwegdoenfasiliteit af te lewer, en sorg dat die behandeling van, of wegdoening met afval op ’n omgewingsensitiewe wyse geskied by ’n geakkrediteerde afvalwegdoenfasiliteit;
- (e) afval so bestuur dat dit nie gesondheid of die omgewing bedreig of ’n oorlas veroorsaak nie;
- (f) paslike sindelikehede- en higiënestandaarde op hulle persele handhaaf soos deur die Stad se Verordening op Omgewingsgesondheid vereis word;
- (g) gebruik maak van die afvalverwyderingsdienste wat die Stad en/of sy diensverskaffer verskaf, tensy die Stad nie ’n afvalverwyderingsdiens verskaf vir die soort afval waarmee weggedoen moet word nie, in welke geval hulle van ’n geakkrediteerde diensverskaffer gebruik moet maak;
- (h) met die Stad, sy diensverskaffer of ’n geakkrediteerde diensverskaffer, na gelang van die geval, ’n kontrak aangaan vir die berging en verwydering van afval;
- (i) afval, totdat dit verwyder word, in die houers berg wat deur die Stad en/of geakkrediteerde diensverskaffer verskaf word, of waar daar nie houers verskaf word nie, die afval in swart plastieksakke plaas, welke houers en/of sakke minstens een keer per week deur die diensverskaffer verwyder sal word in ooreenstemming met die roetes wat die Stad of diensverskaffer van tyd tot tyd sal publiseer;
- (j) tariewe en belasting betaal wat die Stad vir sodanige afvalverwyderingsdienste hef ingevolge die Stad se Verordening op Kredietbeheer en Skuldinvordering;

(2) As ’n bykomende houer verlang word, kan die afvalgenereerder by die afvalbestuursbeampte om die verskaffing daarvan aansoek doen, en sal hy in ooreenstemming met die Stad se Verordening op Tariewe en Tariefbeleid vir die bykomende koste aanspreeklik wees.

(3) Die afvalbestuursbeampte kan van sodanige persoon verlang om ’n geïntegreerde afvalbestuursplan voor te lê voordat hy toestem om ’n bykomende houer te verskaf.

(4) Die eienaar en afvalgenereerder moet aan die bepalinge en voorwaardes voldoen wat sodanige afvalbestuursbeampte uiteengesit het vir die generering, minimalisering, berging, verwydering en behandeling van, en wegdoening met sodanige bykomende afval.

(5) Ingeval die afval wat ’n afvalgenereerder genereer, die volume oorskry wat in die beskikbare houer(s) of sakke geberg kan word, moet die eienaar met ’n geakkrediteerde diensverskaffer reëlings vir die verwydering van die ekstra afval tref.

- (6) As sodanige reëlings nie getref word nie, moet die eienaar en/of afvalgenereerder dié bykomende afval sonder versuim op eie koste na 'n geakkrediteerde afvalwegdoenfasiliteit vervoer, en dit daar aflaai.
- (7) Die Stad sal aan die eienaars van formele wonings wat ander strukture op hulle eiendomme het met gesinne wat in dié afsonderlike strukture woon, ook een houër per bykomende struktuur toewys, en dié eienaars sal daarop geregtig wees dat dit op dieselfde voorwaardes as die residensiële woning s'n verwyder word.
- (8) Die eienaar van die eiendom sal 'n bykomende kontrak met die Stad moet onderteken vir die berging en verwydering van, en wegdoening met sodanige afval, soos bedoel in subartikel 7, en sal vir tariewe aanspreeklik wees wat die Stad daarvoor hef.
- (9) Enige sakeonderneming en/of agent wat namens sodanige ondernemings met afval wegdoen, moet voor of op die 7e van elke maand 'n verslag aan die afvalbestuursbeampte voorlê oor die afval waarmee weggedoen is, in 'n formaat na gelang die direkteur van tyd tot tyd sal bepaal.
- (10) 'n Afvalgenereerder wat industriële afval genereer, moet 'n geakkrediteerde diensverskaffer kontrakteer vir die verwydering van sodanige afval en die wegdoening daarmee by 'n gelisensieerde afvalwegdoenfasiliteit.
- (11) Die eienaar moet op versoek aan die afvalbestuursbeampte bewys kan lewer dat hy/sy 'n geskikte ooreenkoms met sodanige geakkrediteerde diensverskaffer aangegaan het vir die verwydering, verwerking, behandeling van en/of wegdoening met sodanige afval minstens een keer per week, of na gelang die afvalbestuursbeampte bepaal.
- (12) 'n Geakkrediteerde diensverskaffer moet ten opsigte van industriële afval soos omskryf deur SANS 10228 en 10229 voldoen aan alle wetgewing met betrekking tot die hantering, oorlaai, berging, gebruik, behandeling en vervoer van gevaarlike goedere, en moet by 'n gelisensieerde afvalwegdoenfasiliteit of grondopvulterrein daarmee wegdoen.
- (13) 'n Afvalgenereerder wat industriële afval genereer, moet 'n geïntegreerde afvalbestuursplan aan die Stad voorlê, en moet aan die voorwaardes voldoen wat die Stad oplê vir die generering, minimalisering, berging, herwinning en verwydering van, en wegdoening met sodanige afval.
- (14) Tuinafval wat gegenereer word op eiendomme wat hoofsaaklik vir residensiële doeleindes gebruik word, kan op die eiendom vir komposmaking gebruik word, of op komposhoop geberg word of in geskikte sakke geplaas word ooreenkomstig die Stad se vereistes, en dit mag op die eiendom gehou word totdat dit verwyder word of na 'n gelisensieerde afvalwegdoenfasiliteit geneem word.
- (15) Die afvalgenereerder kan deur die afvalbestuursbeampte versoek word om 'n weegbrugkaartjie te toon as bewys van behoorlike wegdoening met tuinafval bo 'n bepaalde massa, na gelang die Stad bepaal ingevolge sy riglyne en voorwaardes wat van tyd tot tyd opgelê word.
- (16) Enige persoon wat bouafval regstreeks of onregstreeks genereer, of die eienaar van die eiendom waarop sodanige afval gegenereer word, mag sodanige afval nie berg in houers wat die Stad vir residensiële afval verskaf het nie, en moet sodanige afval verwyder en daarmee wegdoen by 'n gelisensieerde vergruisaanleg of grondopvulterrein of enige ander gelisensieerde bouafvalwegdoenfasiliteit.
- (17) Wanneer planne aan die Stad voorgelê word vir sy goedkeuring ingevolge die Nasionale Bouregulasies en die Wet op Boustandaarde, Wet 107 van 1977, moet die persoon wat die planne voorlê, terselfdertyd-
- 'n geïntegreerde afvalbestuursplan voorlê waarin daar uiteengesit word watter voorsiening vir die verwydering van, en wegdoening met bou- en ander afval gemaak word;
 - meld welke voorsiening gemaak word om die afval op hulle eiendom te berg; of
 - 'n permit voorlê om sodanige afval op Stadseiendom te berg.
- (18) Ingeval bou- of ander afval besoedel is en die besoedelagent skadelik en/of gevaarlik is, moet daarmee weggedoen word by 'n gelisensieerde geakkrediteerde afvalwegdoenfasiliteit vir die behandeling van, en wegdoening met gevaarlike afval.
- (19) Die eienaar van die fasiliteit waar daar met bouafval weggedoen word, moet 'n maandelikse verslag aan die afvalbestuursbeampte voorlê oor die massa van sodanige afval waarmee daar by sodanige gerief weggedoen is.
- (20) Die afvalgenereerder of die eienaar van die eiendom waarop afval gegenereer word, wat afval op eiendom van die Stad stort of berg, kan beboet word vir versuim om 'n permit vir sodanige storting of berging te hê of te toon.
- (21) Wanneer die boubeheerbeampte die eiendom inspekteer waar bouwerk uitgevoer word om na te gaan dat dit ooreenkomstig die goedgekeurde planne gebou is, sal hy/sy ook nagaan of daar met alle bouafval weggedoen is.
- (22) Daar sal van die eienaar van die eiendom waarna daar in subartikel (21) verwys word, verwag word om aan sodanige boubeampte deur middel van 'n weegbrugsertifikaat bewys te lewer dat hy/sy met die volle massa van die bouafval weggedoen het by 'n gelisensieerde afvalwegdoenfasiliteit vir dié kategorie afval, voordat 'n okkupasiesertifikaat of enige finale goedkeurings verleen word.

Gevaarlike afval

5. (1) 'n Afvalgenereerder wat gevaarlike afval genereer en die eienaar van eiendom waar gevaarlike afval gegenereer word, moet 'n geakkrediteerde diensverskaffer kontrakteer om sodanige afval te verwyder en daarmee weg te doen by 'n gelisensieerde gevaarlike-afvalwegdoenfasiliteit.
- (2) 'n Persoon wat die gevaarlike afval vervoer, moet seker maak dat die fasiliteit of plek waarheen die gevaarlike afval vervoer word, gemagtig is om sodanige gevaarlike afval te aanvaar voordat dit van die voertuig afgelaai word.

Geleenthedsafval

6. (1) Enige persoon wat regstreeks of onregstreeks betrokke is by die organisering of bestuur van 'n sport-, vermaaklikheids-, kulturele of godsdienstige geleentheid wat op privaat of openbare eiendom gaan plaasvind, of wat 'n perseel besit of beheer waarop 'n sport-, vermaaklikheids-, kulturele of godsdienstige geleentheid gaan plaasvind, met inbegrip van sportstadions en konferensiesentrums, moet minstens vyf werksdae voor die beoogde geleentheid 'n geïntegreerde afvalbestuursplan in ooreenstemming met dié Verordening aan die afvalbestuursbeampte voorlê ten opsigte van die berging, verwydering en herwinning van, en wegdoening met afval tydens en na sodanige geleentheid, en moet aan die bepalinge en voorwaardes voldoen wat die Stad oplê.
- (2) Die geïntegreerde afvalbestuursplan moet ook kosteberekeningsinligting insluit, en daar sal van die organiseerder, bestuur of eienaar verwag word om 'n terugbetaalbare deposito te betaal na gelang die Stad sal bepaal.
- (3) Enige persoon wat voornemens is om geleenthedsafval te genereer, moet 'n geakkrediteerde diensverskaffer kontrakteer om sodanige geleenthedsafval te verwyder en by 'n gelisensieerde afvalwegdoenfasiliteit daarmee weg te doen, en moet as deel van sy/haar geïntegreerde afvalbestuursplan bewys hiervan aan die Stad lewer.
- (4) As die geleentheid op 'n openbare plek gaan plaasvind, is die gebruik, verkoop of verspreiding van glas- of soortgelyke houers verbode, tensy

daar vooraf by die afvalbestuursbeampte toestemming verkry is op sodanige voorwaardes na gelang deur hom of haar bepaal word, wat die moontlikheid van besering as gevolg van gebreekte glas sal verminder.

(5) Ingeval 'n persoon versuim of nalaat om voor die geleentheid die dienste van 'n geakkrediteerde diensverskaffer ingevolge subartikel (3) te bekom, of versuim om 'n geïntegreerde afvalbestuursplan aan die Stad te voorsien, of as daar op die gebied waar die geleentheid plaasgevind het of as gevolg van die geleentheid op die omliggende gebied afval agter gelaat word, kan die afvalbestuursbeampte, onderhewig aan subartikel (6), vir die verwydering, opruiming en herwinning van, en wegdoening met die geleentheidsafval reël.

(6) Die koste van die verwydering, opruiming en herwinning van, en wegdoening met die afval sal deur die geleentheidsorganiseerder betaalbaar wees, en kan verhaal word van die betaalde deposito of in gevolg die Stad se verordening op Kredietbeheer en Skuldinvordering.

Voorrangafval

7. (1) Die direkteur moet ingevolge dié Verordening afval as voorrangafval kategoriseer as hy of sy meen dat spesiale maatreëls ten opsigte van die bestuur van sodanige afval nodig is, aangesien dit -

- (a) 'n wesenlike bedreiging vir gesondheid of die omgewing inhou;
- (b) in die omgewing kan bly;
- (c) patogene van aanmeldbare siektes bevat of kan kweek; of
- (d) ingevolge ander toepaslike wetgewing as voorrangafval verklaar is.

(2) Die Stad kan van tyd tot tyd riglyne publiseer na gelang dit ten opsigte van die kategorisering van afval nodig kan wees.

Noodgevalle wat die bestuur van afval vereis

8. (1) In 'n noodgeval kan die direkteur die eienaar van die eiendom of die afvalgenereerder versoek om sodanige afval binne 'n gegewe tyd tot bevrediging van die Stad te bestuur.

(2) Die direkteur kan reël vir die bestuur van 'n noodgeval, met inbegrip van verwydering en opruiming van rommel en besoedelingsgevolge, en vir die vervoer van, en wegdoening met die afval by 'n gelisensieerde afvalwegdoenfasiliteit wat geakkrediteer is vir die spesifieke soort afval wat gegenereer is.

(3) Die direkteur kan ook die rehabilitasie en herstel van enige infrastruktuur, geboue, toerusting of natuurlike omgewing in dié proses reël, bestuur en koördineer.

(4) Die koste van sodanige bestuur, rehabilitasie en herstel, met inbegrip van alle koste wat by die benutting van die Stad se hulpbronne, toerusting en materiaal aangegaan is, sal vir die rekening wees van die persoon wat vir die noodgeval verantwoordelik is.

(5) As 'n noodgeval deur 'n natuurkrag veroorsaak is, sal die Stad sodanige noodgeval op 'n wyse behartig na gelang die omstandighede en befondsing mag toelaat.

Totstandbrenging van formele afvalminimaliseringsklubs in gemeenskappe of onder sakeondernemings

9. (1) Afvalbestuursklubs kan by die direkteur om spesiale vrystelling as 'n verbeterde diens ten opsigte van afvalminimalisering aansoek doen ingevolge die Stad se Verordening op Tariewe en Tariefbeleid.

(2) Die klub moet 'n skriftelike geïntegreerde afvalbestuursplan vir goedkeuring aan die direkteur voorlê, sowel as ander aansoekdokumentasie vir die stigting en bedryf van 'n afvalminimaliseringsklub, na gelang die Stad kan bepaal.

(3) Die direkteur sal na sy/haar goeiddunke bepaal of hy 'n afvalminimaliseringsklub se aansoek om spesiale vrystelling sal goedkeur, al dan nie.

(4) As 'n aansoek nie slaag nie, moet die direkteur redes vir die afwysing van goedkeuring aan die afvalminimaliseringsklub stipuleer en verskaf.

(5) As die direkteur 'n aansoek goedkeur om 'n afvalminimaliseringsklub te stig, moet die klub voldoen aan die bepalings en voorwaardes wat die direkteur neerlê vir die generering, minimalisering, berging en verwydering van, en wegdoening met sodanige afval.

Geïntegreerde afvalbestuursplan

10. (1) 'n Geïntegreerde afvalbestuursplan moet skriftelik deur die afvalgenereerders wat in subartikel (10) hieronder gelys word, vir goedkeuring aan die afvalbestuursbeampte voorgelê word, voor die generering van die afval waarmee ingevolge genoemde plan gehandel sal word.

(2) 'n Geïntegreerde afvalbestuursplan moet die volgende insluit —

- (a) 'n bepaling van die hoeveelheid en soort afval wat gegenereer sal word;
- (b) 'n beskrywing van die dienste wat nodig is om sodanige afval te berg, te verwyder en te vervoer, en daarmee weg te doen;
- (c) 'n beskrywing van hoe herwinbare en nie-herwinbare stowwe by die bron geskei gaan word;
- (d) die afvalminimaliserings- en besoedelingsvoorkomingsplan van sodanige afvalgenereerder;
- (e) die afval wat deur hulle geskep word se impak of potensiele impak op die omgewing;
- (f) die soort of kenmerke van die afval wat geproduseer word wat van 'n omgewingsensitiewe aard is, of die hoeveelheid natuurlike hulpbronne wat verbruik word by die vervaardigings- of produksieproses wat afval tot gevolg het;
- (g) mikpunte vir afvalproduksie deur middel van minimaliserings-, hergebruiks-, hersirkulerings- en herwinningsmaatreëls, of programme wat die verbruik van natuurlike hulpbronne kan minimaliseer, en die afvalwegdoenmetode.

(3) Industriële entiteite moet in 'n geïntegreerde afvalbestuursplan maatreëls insluit of stappe wat gebruik sal word om afval te bestuur, die uifasering van die gebruik van sekere stowwe, geleentheid vir die vermindering van afvalgenerering deur middel van veranderinge aan produkontwerp, produkvervaardiging of verpakking om hulpbronverbruik te verminder.

(4) Sake- en industriële entiteite moet vir die opvoedings-, bemarkings- en verkoopinligting voorsiening maak wat klanteperspie en -gedrag beïnvloed om die herwinning van produkte te verseker.

(5) Wanneer 'n afvalgenereerder versoek word om 'n afvalbestuursplan of 'n verdere afvalbestuursplan Ingevolge dié Verordening voor te lê, moet hy/sy dit binne die gestipuleerde tyd doen, en voldoen aan die bepalings en voorwaardes wat die afvalbestuursbeampte oplê vir die generering, minimalisering, berging en verwydering van, en wegdoening met sodanige afval.

(6) Die afvalbestuursbeampte moet die plan oorweeg en —

- (a) dit goedkeur met voorwaardes en riglyne vir die implementering daarvan verstrek;
- (b) versoek dat bykomende inligting verskaf word of dat 'n hersiene plan vir goedkeuring voorgelê word;
- (c) vereis dat wysigings aangebring word binne die tydsbestek wat hy of sy spesifiseer; of
- (d) die plan afwys en redes daarvoor verskaf; of
- (e) sodanige plan goedkeur en voorwaardes spesifiseer wat op sodanige goedkeuring betrekking het.

(7) As 'n geïntegreerde afvalbestuursplan afgewys word of glad nie voorgelê word nie, moet die afvalbestuursbeampte riglyne verstrek ten opsigte van die afvalbestuursmaatreëls wat die afvalgenereerder moet getref, en as die afvalgenereerder versuim om sodanige maatreëls te tref binne die tydsbestek wat die afvalbestuursbeampte gespesifiseer het, kan die Stad sodanige maatreëls implementeer en sal die afvalgenereerder vir die koste daarvan aanspreeklik wees.

(8) Die direkteur kan deur middel van skriftelike kennisgewing enige persoon versoek om dié inligting te verskaf wat hy of sy nodig het om die Stad se geïntegreerde afvalbestuursplan op te stel.

(9) As 'n persoon versuim om die inligting te verskaf waarna daar in subartikel (8) verwys word, mag die Stad op die afvalgenereerder se koste 'n ouditeur aanstel om sodanige inligting te verkry.

(10) Die afvalgenereerders van die volgende klasse afval moet 'n geïntegreerde afvalbestuursplan indien —

- (a) sakeondernemings afval;
- (b) industriële afval;
- (c) bouafval;
- (d) geleentheidsafval;
- (e) voorrangafval;
- (f) gevaarlike afval;
- (g) diegene wat om spesiale vrystelling ingevolge artikel 9 aansoek doen;
- (h) diegene wat afval sorteer of 'n hersirkulerings-, hergebruiks- of afvalherwinningsaktiwiteit onderneem, met inbegrip van, maar nie daartoe beperk nie, skroothandelaars, hersirkuleringsgroepe en terugkoopentrums;
- (i) enige ander persoon wat deur die direkteur kennis gegee word om dit te doen; of
- (j) diegene wat die aktiwiteite uitvoer wat in paragraaf (h) gelys is.

Vrystelling van voorlegging van 'n geïntegreerde afvalbestuursplan

11. (1) As een van die afvalgenereerders vir die kategorieë afval waarna in artikel 10(10)(j) hierbo verwys is, van die voorlegging van 'n afvalbestuursplan vrygestel wil wees, moet daar skriftelik by die afvalbestuursbeampte aansoek gedoen word, en die redes vir die aansoek moet verstrek word.

(2) 'n Afvalbestuursbeampte kan ook verklaar dat—

- (a) sekere soorte afval of afvalgenereerders;
- (b) 'n bepaalde massa of volume afval; of
- (c) persone wat sodanige plan aan die ander regeringsfere voorgelê het ingevolge hulle toepaslike wetgewing,

van die voorlegging van 'n geïntegreerde afvalbestuursplan vrygestel word.

Berging en vervoer van afval

12. (1) Enige houër van afval wat dit berg of vervoer, moet sorg dat—

- (a) die houër waarin enige afval geberg word, heel is en nie gekorrodeer of op enige ander wyse vir die veilige berging of vervoer van afval ongeskik gemaak is nie, as dit nie in 'n houër is wat deur die Stad verskaf is nie;
- (b) gepaste maatreëls getref is om te verhoed dat storting of lekkasie per ongeluk voorkom;
- (c) die afval nie weggewaai kan word nie;
- (d) ergernisse soos 'n slegte reuk, visuele impakte en die uitbloeï van siektedraers nie ontstaan nie;
- (e) besoedeling van die omgewing en benadeling van gesondheid voorkom word;
- (f) gevaarlike afval in 'n ondeurlaatbare houër verseël is, en dat gepaste maatreëls getref is om peutery te voorkom; en
- (g) enige afvalitems of -stowwe veilig vir hantering, verwydering en/of wegdoening is, en dat dit nie skadelik vir persone sal wees as ongemagtigde persone of die publiek toegang daartoe kry nie.

(2) Die afvalgenereerder en die houër van afval moet sorg dat afval na die naaste gelisensieerde wegdoenfasiliteit vervoer word wat die kapasiteit het om die afval te hanteer.

Hersirkulering, hergebruik, sortering en herwinning van afval

13. (1) Enige persoon wat 'n hersirkulerings-, hergebruiks- of herwinningsaktiwiteit onderneem of wat afval sorteer, met inbegrip van, maar nie daartoe beperk nie, skroothandelaars, terugkoopentrums en geformaliseerde hersirkuleringsgroepe, moet, voordat sodanige aktiwiteit onderneem word, deur middel van 'n omgewingsimpakbepaling of soortgelyke prosedure wat deur nasionale of provinsiale wetgewing vereis word, seker maak dat die hersirkulering, hergebruik of herwinning van die afval minder skadelik vir die omgewing is as om met die afval weg te doen, en moet akkreditasie van die Stad verkry ingevolge sy riglyne soos van tyd tot tyd gepubliseer word.

(2) Die persoon waarna in subartikel (1) verwys word, moet ook 'n geïntegreerde afvalbestuursplan voorlê, en die afvalbestuursbeampte moet, wanneer hy of sy besluit om magtiging te verleen, sodanige geïntegreerde afvalbestuursplan oorweeg.

(3) Enige persoon wat 'n hersirkulerings-, hergebruiks- of herwinningsaktiwiteit onderneem of wat afval sorteer, met inbegrip van, maar nie daartoe beperk nie, skroothandelaars, terugkoopsentrums en geformaliseerde hersirkuleringsgroepe, moet vir akkreditasie by die Stad registreer om daarop geregtig te wees om sodanige aktiwiteite uit te voer.

(4) Persone en entiteite wat afval vir hersirkuleerdoeleindes hanteer, vervoer, verwerk en behandel, of daarmee wegdoen, moet die afvalbestuursbeampte voor of op die 7e van elke maand van 'n skriftelike verslag voorsien in 'n formaat wat deur die direkteur bepaal sal word.

(5) Die afvalbestuursbeampte mag sekere afvalgenereerders, hanteerders, vervoerders of agente van sodanige vereistes vrystel.

Verbod op ongemagtigde wegdoening met afval

14. Geen persoon mag —

- (a) met afval wegdoen op 'n wyse wat waarskynlik besoedeling van die omgewing sal veroorsaak of 'n uitwerking daarop sal hê nie, of skadelik vir gesondheid sal wees nie;
- (b) met afval wegdoen op 'n ander wyse as in ooreenstemming met dié Verordening of nasionale en provinsiale wetgewing nie;
- (c) met gevaarlike afval wegdoen in 'n houer wat deur die Stad verskaf is, wat vir die berging van sakeondernemings- of residensiële afval ontwerp is, of in sakke wat deur die Stad verwyder moet word nie;
- (d) afval verbrand nie, veral nie gevaarlike afval nie, behalwe in goedgekeurde verbrandingsoonde waarvoor daar 'n permit of lisensie uitgereik is om dit te doen;
- (e) met gevaarlike afval wegdoen nie, tensy dit in ooreenstemming met 'n goedgekeurde geïntegreerde afvalbestuursplan gedoen word;
- (f) residensiële, sakeondernemings-, industriële, tuin-, bou-, of gevaarlike afval in 'n openbare rommelhouer plaas nie; of
- (g) afval hanteer op 'n wyse wat stof, storting of rommelstrooiing veroorsaak nie.

Rommelstrooiing en storting

15. (1) Geen persoon mag enige rommel of afval laat val, gooi, plaas, stort of op enige ander manier daarvan ontslae raak in of op enige openbare plek, riool, grond, onbeboude erf, stroom waterleiding, straat, pad, vleiland, kuslyn of op enige plek waartoe die publiek toegang het, of andersins daarmee wegdoen of 'n persoon onder sy/haar beheer toelaat om dit te doen nie.

(2) Die eenaar van privaat grond waartoe die publiek toegang het, moet sorg dat voldoende houers verskaf word om die rommel te hou wat deur die publiek weggegooi word.

(3) As die bepalings van subartikel (1) oortree word, mag die direkteur persone deur middel van 'n skriftelike kennisgewing opdrag gee—

- (a) om die oortreding binne 'n gespesifiseerde tyd te staak;
- (b) om 'n verdere oortreding of die voortsetting van die oortreding te verhoed;
- (c) om welke stappe ook al te doen wat die Stad nodig ag om die afval op te ruim of te verwyder, om die aangetaste fasette van die omgewing te rehabiliteer;

om te sorg dat daar wettig weggedoen word met enige afval en besoedelde materiaal wat nie skoongemaak of gerehabiliteer kan word nie.

(4) Die direkteur kan ten opsigte van die kennisgewing bedoel in subartikel 3(c) meld dat die persoon die afval of rommel binne 'n maksimum van 5 werksdae moet verwyder, met dien verstande dat die direkteur op versoek van die persoon 'n verdere twee dae kan toestaan om die afval te verwyder.

(5) 'n Persoon wat grond of 'n perseel besit, of wat in beheer van grond of 'n perseel is of wat 'n reg het om dit te gebruik, mag nie die grond of perseel vir die onwettige storting van afval gebruik of laat gebruik nie, en moet redelike stappe doen om te verhoed dat die grond of perseel vir dié doel gebruik word.

(6) As die Stad besluit om die afval/rommel te verwyder, sal die oortreder vir die koste van sodanige verwydering aanspreeklik wees.

(7) In die geval van gevaarlike afval sal die Stad dit onmiddellik verwyder en daarna kennisgewings uitreik dat die oortreder die koste van die verwydering en rehabilitasie van die gebied moet betaal.

Lisensies

16. Enige persoon of entiteit wat 'n lisensie ingevolge nasionale, provinsiale of munisipale wetgewing nodig het, sal op versoek aan die afvalbestuursbeampte moet bewys dat hulle oor die toepaslike lisensie beskik binne 30 dae of sodanige korter tydperk wat sodanige beampte sal spesifiseer.

Afvalbestuursdienste, aansoeke om en registrasie vir afvalversamelings- en verwyderingsdienste

17. (1) Alle persone wat afval versamel of verwyder, moet 'n kontrak vir die versameling en verwydering van afval met die Stad of 'n geakkrediteerde diensverskaffer hê.

(2) Inwoners moet aansoek doen om en registreer vir afvalversamelings- en -verwyderingsdienste wat uitsluitlik deur die Stad of sy gekontrakteerde geakkrediteerde diensverskaffer gelewer sal word, tensy die Stad andersins magtiging verleen.

(3) Sakeondernemings het 'n keuse om die Stad vir afvalversamelings- en -verwyderingsdienste te kontrakteer, of om 'n geakkrediteerde diensverskaffer te kontrakteer.

(4) Industrieë, met inbegrip van dié wat gevaarlike afval produseer, moet, vanweë die gespesialiseerde aard van die afval wat in dié sektore geproduseer word, 'n privaatsektor- geakkrediteerde diensverskaffer kontrakteer.

(5) As 'n entiteit of 'n geakkrediteerde diensverskaffer 'n lisensie of goedkeuring ingevolge nasionale of provinsiale wetgewing moet hê, moet hulle bewys daarvan kan lewer, sowel as voldoen aan die kriteria wat deur die raad bepaal word, voordat hulle by die direkteur geregistreer kan word.

(6) Die direkteur sal 'n bygewerkte rekord van geregistreerde geakkrediteerde diensverskaffers hou.

(7) Kommersiële en industriële ondernemings, met inbegrip van skroothandelaars, wat 'n afvalverwyderingsdiens verlang wat nie deur die Stad gelewer word nie, moet by die Stad registreer en bewys dat hulle 'n diensverskaffer vir sodanige diens gekontrakteer het.

Toegang tot privaat eiendom

18. (1) Die eienaar moet, op versoek, 'n vredesbeampte of enige ander behoorlik gemagtigde werknemer van die Stad toegang tot sy/haar eiendom verleen om die eiendom te inspekteer ten einde enige oortreding van dié Verordening te ondersoek en om voldoening daaraan te verseker.

(2) Wanneer die gemagtigde werknemer die eiendom betree, moet hy/sy hom/haar op versoek identifiseer deur skriftelike bewys van sodanige magtiging te lewer.

(3) Sodanige werknemer kan deur 'n persoon vergesel word wat redelikerwys nodig is om die inspeksie of ondersoek uit te voer, en wat as sodanig deur die gemagtigde werknemer geïdentifiseer moet word.

Persele ontoeganklik vir vullisverwydering

19. As die Stad vanweë die uitleg van 'n persoon se perseel verhinder word om afval te hanteer of te verwyder, en as dié hindernis 'n gevaar vir werknemers van die Stad inhou, mag die direkteur van die eienaar vereis om sodanige veranderinge of aanbouings aan die eiendom aan te bring wat nodig is om sodanige hindernis op die betrokke persoon se koste te verwyder.

Voldoeningskennisgewings

20. (1) Die afvalbestuursbeampte mag kennisgewings uitreik aan enige persoon wat die bepalings van dié Verordening oortree —

(a) deur die bepalings en voorwaardes uiteen te sit wat oortree is;

(b) om sodanige persoon opdrag te gee om aan sodanige bepalings en voorwaardes te voldoen;

(c) om die maatreëls uiteen te sit wat getref moet word om die oortreding reg te stel, en die tydperk waarin dit gedoen moet word.

(2) As 'n persoon versuim om te voldoen aan opdragte wat gegee word in 'n kennisgewing wat deur die afvalbestuursbeampte uitgereik is, mag die afvalbestuursbeampte —

(a) welke stappe ook al doen wat hy nodig ag om afval op te ruim of te verwyder, om die perseel of plek of aangetaste omgewing te rehabiliteer waar die afval onwettig gestort of geberg is, en sorg dat daar wettig met die afval, en enige besoedelde materiaal wat nie verwyder, skoongemaak of gerehabiliteer kan word nie, weggedoen word;

(b) onderskeidelik die koste van opruiming, die rehabilitering van die perseel of die omgewing, en die verwydering afval of besoedelde stowwe, verhaal van die persone wat verplig is om sodanige stappe te doen ingevolge dié Verordening, welke persone gesamentlik en afsonderlik daarvoor aanspreeklik sal wees.

(3) Ingeval dit voorrang- of gevaarlike afval is, kan die Stad van die persone wat sodanige afval genereer, vereis om te sluit totdat stappe gedoen is om met die afval ingevolge subartikel (2) weg te doen, as daar 'n wesentlike bedreiging van skade aan eiendom of besering van enige persoon is.

(4) Sodanige kennisgewing kan aan die volgende persone beteken word —

(a) enige persoon wat die oortreding begaan het, of wat die oortreding regstreeks of onregstreeks toegelaat het;

(b) die genereerder van die afval;

(c) die eienaar van die grond of perseel waar die oortreding plaasgevind het;

(d) die persoon in beheer van, of enige persoon wat ten tyde van die oortreding die reg het of gehad het om die grond of perseel te gebruik waar die oortreding plaasgevind het.

Betekening van dokument en prosesstukke

21. Wanneer ook al enige kennisgewing, order, aanskrywing of ander dokument ingevolge dié Verordening gemagtig is of vereis word om aan 'n persoon beteken te word, sal dit geag word doeltreffend en afdoende aan sodanige persoon beteken te wees —

(a) as dit aan hom of haar persoonlik beteken is;

(b) as dit by sy of haar woon- of sakeadres gelaat is by 'n persoon wat klaarblyklik ouer as 16 jaar is;

(c) as dit per aangetekende of gesertifiseerde pos na sy of haar laaste bekende sake- of residensiële adres geëks is en bewys van die pos daarvan voorsien word;

(d) as sy of haar adres onbekend is, wanneer dit aan sy of haar agent of verteenwoordiger beteken is op 'n wyse waarin daar in paragraaf (a), (b) of (c) voorsiening gemaak is; of

(e) as sy of haar adres en agent onbekend is, as dit op 'n duidelik sigbare plek op die vaste eiendom (as daar is) geplaas is waarop dit betrekking het.

Versuim om aan die Verordening te voldoen, en toepassing

22. (1) As die afvalbestuursbeampte 'n voldoeningskennisgewing ingevolge artikel 21 vir die oortreding van enige bepaling van dié Verordening aan enigiemand uitgereik het en sodanige persoon versuim om aan sodanige kennisgewing te voldoen, sal hy of sy aan 'n misdryf skuldig wees.

(2) Die afvalbestuursbeampte mag skriftelik van enige persoon vereis om 'n verslag aan hom of haar voor te lê rakende die impak van afval in 'n gespesifiseerde vorm soos gestipuleer in die Stad se riglyne wat van tyd tot tyd gepubliseer word.

(3) As die persoon versuim om sodanige verslag binne die voorgeskrewe tyd voor te lê, mag die afvalbestuursbeampte 'n onafhanklike persoon aanstel om die verslag op te stel, en die koste daarvan om die verslag op te stel, van die persoon verhaal wat dit moes voorlê.

(4) As die afvalbestuursbeampte vermoed dat die persoon by meer as een geleentheid die Verordening of lisensie wat ingevolge die provinsiale of nasionale wetgewing uitgereik is, oortree het of versuim het om daaraan te voldoen, en dit 'n nadelige uitwerking op die omgewing het, met inbegrip van gesondheid, maatskaplike, ekonomiese of ekologiese toestande of kulturele erfenis, of as dit tot die agteruitgang van die omgewing bygedra het, mag die afvalbestuursbeampte gelas dat sodanige verslag deur 'n onafhanklike persoon opgestel word.

(5) Die afvalbestuursbeampte mag dan die persoon wat versuim het om aan die Verordening te voldoen, gelas om die stappe te doen wat in sodanige verslag aanbeveel word, by gebreke waarvan die Stad dit mag doen, en die persoon wat die Verordening oortree het, vir die koste daarvan aanspreeklik sal wees.

Misdrywe en boetes

23. (1) 'n persoon wat artikels 12(b), 12(f) en 15(1) oortree, sal aan 'n misdryf skuldig wees, en sal by skuldigbevinding aan —

- (a) rommelstrooiing of storting van meer as 8 m³ afval of gevaarlike afval;
- (b) storting of lekkasie van meer as 8 m³ afval sonder om geskikte maatreëls te tref;
- (c) die vervoer van 'n onbedekte vrag gevaarlike afval van enige volume;
- (d) die vervoer van 'n onbedekte en onbeveiligde vrag wat die storting van meer as 8 m³ afval of gevaarlike afval tot gevolg het;

sodanige boete of tronkstraf opgelê word na gelang die hof toepaslik mag ag, en die hof mag daarbenewens gelas dat sodanige afval verwyder word, of mag die stappe wat deur sodanige persoon gedoen moet word, en die betaling daarvan ten opsigte van enige ander koste of skadevergoeding bepaal.

(2) As enige persoon enige werknemer van die Stad of ander persoon beweeg, beïnvloed, oordeel of dwing om 'n oortreding ingevolge dié Verordening te begaan, sal hy of sy aan 'n misdryf skuldig wees.

(3) As enige persoon enige werknemer van die Stad beweeg om afval te verwyder en daarmee weg te doen sonder die korrekte betaling aan die raad, of sonder dat die korrekte metodes gebruik word, sal hy of sy aan 'n misdryf skuldig wees.

(4) Enige afvalgenereerder wat versuim om 'n geïntegreerde afvalbestuursplan ingevolge dié Verordening voor te lê of daaraan te voldoen, sal aan 'n misdryf skuldig wees.

(5) Enige persoon wat enige misdryf begaan waarna daar in subartikels (2) tot (4) verwys word, of enige ander misdryf ingevolge dié Verordening, sal by skuldigbevinding blootgestel wees aan die betaling van 'n minimum boete van R500 maar nie hoër as R10 000 nie, of tronkstraf van 'n minimum tydperk van 6 maande maar nie langer as 2 jaar nie, of aan sodanige boete sowel as sodanige tronkstraf.

(6) Die hof mag, benewens enige boete wat ingevolge subartikel (5) opgelê is, gelas dat 'n persoon die skade herstel, vir die verlies vergoed, die omgewing rehabiliteer, afval verwyder, of die stappe wat sodanige persoon moet doen, of die betaling van koste wat ten opsigte daarvan aangegaan is, of enige ander koste of skadevergoeding bepaal.

(7) Die hof mag, wanneer enige vonnis vir 'n misdryf ingevolge dié Verordening oorweeg word, die volgende in ag neem:

- (a) Dat 'n persoon gesloer of versuim het om aan die bepalings van kennisgewings of opdragte te voldoen wat ingevolge dié Verordening aan die betrokke persoon beteken is;
- (b) Dat dié persoon finansiële voordeel verkry het of finansiële voordeel staan te gekry het as gevolg van die begaan van die misdryf;
- (c) Die erns van die oortreding ten opsigte van die impak of potensiele impak daarvan op gesondheid, welstand, openbare veiligheid en die omgewing.

Delegerings deur die afvalbestuursbeampte officer

24. Die afvalbestuursbeampte sal daarop geregtig wees om enige van sy of haar bevoegdhede aan enige ander amptenaar van die Stad te delegerer ingevolge dié Verordening.

Funksies en bevoegdhede van die afvalbestuursbeampte

25. Die afvalbestuursbeampte sal verantwoordelik wees vir die regulering, beheer, bestuur en toepassing van die bepalings van dié Verordening en nasionale en provinsiale wetgewing wat met afvalbestuur verband hou.

Wysigings van afvalverwyderingsdienste

26. Die Stad mag enige bestaande afvalverwyderings- of skoonmaakdienste wysig sodra 'n proses van openbare kennisgewing, deelname en kommentaar afgehandel is, en met dien verstande dat die wysiging prakties en koste-effektief is en die voorkoming van die aanwas van afval, die minimalisering van afval of die vermindering van afval wat verwyder moet word, ten doel het.

Oorgangsbepalings

27. Enige goedkeuring wat in ooreenstemming met vorige Verordeninge verleen is, sal geldig wees ten opsigte van die persele waarvoor dit verleen is en ten opsigte van die persoon aan wie dit verleen is, maar kan nie aan enige ander persoon oorgedra word nie.

Riglyne

28. Die raad mag riglyne neerlê wat nie strydig met ander wetgewing is nie, in die algemeen vir die beter uitvoering van die doelwitte en doeleindes van dié Verordening.

Herroeping van Verordeninge

29. Die Verordeninge in skedule 1 wat dié Verordening vergesel, word hiermee herroep.

Interpretasie

30. Ingeval van 'n teenstrydigheid in die Engelse, Xhosa- en Afrikaanse weergawes van dié Verordening, sal die Engelse weergawe beslissend wees.

Kort titel en aanvangs

31. Dié Verordening word Stad Kaapstad: Verordening op Geïntegreerde Afvalbestuur genoem, en tree by promulgasie in die Provinsiale Koerant in werking.

SKEDULE 1
HERROEPING VAN VERORDENINGE

ADMINISTRASIE	VERORDENING WAT HERROEP GAAN WORD
Brackenfell-munisipaliteit	PK 538/1968: Bykomende Verordening op die Verwydering van en Wegdoening met Vullis
Kaapstad-munisipaliteit	PK 0733/1961: Verordening op Vullishouers
Helderberg-munisipaliteit	PK 656/2000: Verordening op die Verwydering van Vullis en Afval
Kuilsrivier-munisipaliteit	PK 287/1964: Bykomende Verordening op die Verwydering van en Wegdoening met Vullis
Pinelands-munisipaliteit	PK 34/1982: Verordening op die Verwydering van Vullis
Suid-Skiereiland-munisipaliteit	PK 228/1999: Verordening op Vaste Afval
Tygerberg-munisipaliteit	PK 89/1999: Verordening op die Verwydering van Vullis
Weskus-Skiereiland-oorgangsraad	PK 123/1997: Verordening op die Verwydering van Vullis (in soverre dit op die munisipale gebied van die Stad Kaapstad van toepassing is)
Daarbenewens:	
Unistad	Verordening op Rommelstrooiing en Storting (Provinsiale Koerant 5894, 21 Junie 2002)

SKEDULE
SKULDERKENNINGSBOETES

ARTIKEL	MISDRYF	BOETE
Artikel 15(1)	Rommelstrooiing of storting onder 1m ³	R500
	Rommelstrooiing of storting bo 1m ³ tot 3m ³	R1 000
	Rommelstrooiing of storting bo 3m ³ tot 5m ³	R1 500
	Rommelstrooiing of storting bo 5m ³ tot 7m ³	R2 000
	Rommelstrooiing of storting bo 7m ³ tot 8m ³	R2 500
Artikel 12(b)	Vervoer van onbedekte vrag wat stort van vrag tot gevolg het - Stortsel onder 1m ³	R500
	Stortsel onder 1m ³ tot 3m ³	R1 000
	Stortsel bo 3m ³ tot 5m ³	R1 500
	Stortsel bo 5m ³ tot 7m ³	R2 000
	Stortsel bo 7m ³ tot 8m ³	R2 500
	Vervoer van 'n onbeveiligde vrag wat stort van vrag tot gevolg het Stortsel onder 1m ³	R500
	Stortsel bo 1m ³ tot 3m ³	R1 000
	Stortsel bo 3m ³ tot 5m ³	R1 500
	Stortsel bo 5m ³ tot 7m ³	R2 000
	Stortsel bo 7m ³ tot 8m ³	R2 500

ISIXEKO SASEKAPA

UMTHETHO OHLANGENEYO KAMASIPALA WOLAWULO LWENKUKUMA, 2009

Uphunyezwe yiKansile: 30 March 2009 C 15/03/09

UMTHETHO OHLANGENEYO KAMASIPALA WOLAWULO LWENKUKUMA, 2009

Ukulawula, ukuphethswa, ukuncitshiswa, ukuveliswa, ukuqokelelwa, ukucocwa, nokulahlwa kwenkunkuma; kunye nemicimbi enxulumene noko.

Intshayelelo

NJENGOKO iSixeko sinegunya elisemthethweni phantsi koMgaqo-siseko ngokubhekiselele kukuhanjiswa kwenkunkuma, kwiindawo zokulahlwa inkunkuma kunye nokulahlwa kwenkunkuma eqinileyo;

NJENGOKO iSixeko saseKapa (“Isixeko”) sinoxanduva lokulawula nokongamela ukulawulwa kwenkunkuma ukulqinisekisa ngokhuseleko, impilo nokuzinza kokusingqongileyo nokuqinisekisa ngento yokokuba amalungelo abantu akhuselekile;

NJENGOKO iSixeko sithanda ukunciphisa ukuveliswa kunye negalelo lenkunkuma kokusingqongileyo ukulungiselela into yokokuba uphuhliso loqoqosho lwentlalo, impilo yabantu abakwimida yeSixeko, kunye nokulunga kwezibonelelo zokusingqongileyo akuchatshazelwa ngokungafanelekanga yinkunkuma;

NJENGOKO iSixeko sifuna ukuqinisekisa ngento yokokuba bonke abemi, imibutho, amaziko, amashishini, abatyeleli okanye abakhenkethi kunye namasebe karhulumente anakho ukufumana iinkonzo kumikezeli ngenkonzo yolawulo lwenkunkuma; yaye

NJENGOKO iSixeko sifuna ukulawula ukuveliswa kwenkunkuma, ukucoca, ulwahlulo, ukugcinwa, ukuqokelelwa, ukwenziwa ingonakali, ukunyangwa, ukulungiswa kwayo ibe nokusebenza kwakhona, ukusetyenziswa kwakhona nokulahlwa kwenkunkuma kubandakanywa ukungcolisa nokulahlwa kwenkunkuma okungekho mthethweni nokulawulwa kwamaziko asetyenziselwa ulawulo lwenkunkuma, sinenjongo yokugqibela yokuphepha ukuveliswa okanye ukuncitshiswa kokuveliswa kwenkunkuma...

IMLISELWE siSixeko saseKapa, ngale ndlela ilandelayo:—

Isalathiso

1. Iinkcazelo
2. Ukusetyenziswa kwalo mthetho kaMasipala
3. Ukuhlelwa ngamacandelo kwenkunkuma
4. Uxanduva lwaBavelisi beNkunkuma
5. INkunkuma eyiNgozi
6. INkunkuma yesiganeko
7. INkunkuma engundoqo
8. Ixesha likaxakeka elidinga ulawulo lweNkunkuma
9. Ukusekwa kwemibutho esesikweni yokunciphisa inkunkuma kuluntu nakumashishini
10. isiCwangciso esiHlanganisiweyo soLawulo lweNkunkuma
11. Ukukhululwa ekubeni ungenise isiCwangciso soLawulo lweNkunkuma
12. Ukugcinwa nokuthuthwa kwenkunkuma
13. Ukulungiswa kobe kusetyenzisiwe kuze kusebenze kwakhona, ukusetyenziswa kwakhona, ukuhlelwa nokuvuselwa kwenkunkuma
14. Ukuthintelwa kokulahlwa kwenkunkuma okungagunyaziswanga
15. Ukungcolisa nokuLahla
16. Amaphepha-mvume
17. Iinkonzo zolawulo lwenkunkuma, izicelo kunye nokubhaliswa kulungiselelwa ukuqokelelwa kwenkunkuma neenkonzo zokuhanjiswa kwenkunkuma
18. Ilungelo lokungena kwizakhiwo zabucala
19. Izakhiwo ekungakwazeki ukungena kuqokelelwe inkunkuma
20. Izaziso zokuthobela
21. Ukuthunyelwa kwamaxwebhu kunye nenkqubo
22. Ukusilela ukuthobela uMthetho kaMasipala kunye nesigunyazisi
23. Amatyalala nezohlwayo
24. Izigunyaziso ligosa lolawulo lwenkunkuma
25. Imisebenzi kunye namagunya egosa lolawulo lwenkunkuma
26. Izilungiso kwiinkonzo zokuhanjiswa kwenkunkuma
27. Izibonelelo zethutyana
28. Izikhokhelo
29. Ukuguzulwa kwemithetho kaMasipala emidala
30. Inkcazelo

31. Isihloko esifutshane kunye nokuqalisa

Inkcazelo

1. Kulo Mthetho kaMasipala, ngaphandle kokuba ubume bubonisa enye into—

“Abagcini beNkunkuma” bathetha nawuphi na umntu ongenisa, ovelisa, ogcina, oqokelela, ohambisa, owenza ingonakali, onyanga, othumela okanye olahla inkunkuma yaye kubandakanywa nabayenza isebenze ngokutsha kunye nabashishina ngezinto ezilahliweyo;

“IGosa loLawulo lweNkunkuma” lthetha uMlawuli: uLawulo lweNkunkuma eQinileyo, okanye igosa ekubhekiselelwe kulo kwicandela lama-25 alo Mthetho kaMasipala;

“Inkunkuma” ithetha nayiphi na into, nokuba yigesi, ilulwelo okanye iqinile okanye nawuphi na umxube woku, othe kumathuba ngamathuba wachongwa nguMphathiswa weSizwe wemiCimbi yeNdalo kunye noKhenketho ngesaziso esikwiGazethi yePhondo okanye lilungu leBhunga leSigqeba esiLawulayo lePhondo leNtshona Koloni elinoxanduva lolawulo lwenkunkuma kwiPhondo leNtshona Koloni, njengesiveliso esilisolotywa esingamkelekanga okanye esiqithisileyo, esikhutshweyo esiyintsalela okanye intshiyekelelo yayo nayiphi na inkqubo okanye umsebenzi;

“Inkunkuma ebukhali” ibandakanya izinto ezinokuthi zibe nokubangela amanxeba okanye izilonda zokuhlutywa yaye kubandakanywa kodwa kungaphelelwanga koku, iinaliti, iinaliti ezihlaba phantsi kwesikhumba, iingadla zooGqirha kunye nezinye incakula, iimela, izixhobo zokutsala, iisarha, iiglas eyaphukileyo kunye nezikhonkwane yaye igama “Ubukhali” linentsingiselo engqinelanayo;

“Inkunkuma enesinyithi esinzima” ibandakanya inkunkuma yemekyuri evela kwiithemometha, isilinganiso soxinzelelo lwegazi, intsalela kumsebenzi wamazinyo, inkunkuma yesiqalelo esithile esithambileyo nesimhlophe evela kwiibhetri ezilahliweyo, amacandelo omthi omeleziweyo osetyenziswa kukhuselo lokukhupha imitha kunye namayeza aqulathe iarseniki;

“Inkunkuma engundoqo” ithetha inkunkuma ebhengezwe njengaleyo nguMlawuli ngokwemiqathango yalo Mthetho kaMasipala okanye ngokwemiqathango yomthetho wesizwe okanye wephondo;

“Inkunkuma eyasulelayo” Ithetha inkunkuma erhaneleka ukuba iqulathe iipathogen enamandla awomeleleyo okanye ubungakanani obunokubangela isifo kuninzi lwabantu abanobuntuntunu, yaye ibandakanya iintsholongwane kunye noninzi lwezinto ezasulelayo ezivela kumsebenzi waselebhu, inkunkuma evela kutyando notyando lwezidumbu ezinezifo ezasulelayo, inkunkuma evela kwizigulana ezasuleleke zizifo ezikumawodi awodwa, inkunkuma ethe yahlngana nezigulana ezasulelekileyo ezenza ihaemodialysis, izilwanyana ezasulelekileyo ezivela kwiilebhu, inkunkuma yempahla esetyenziswa ngamabhinqa xa esexesheni kunye namalaphu (kubandakanywa ilaphu okanye uboya bokucoca inxeba) kunye naso nasiphi na isixhobo okanye impahla ethe yabe isetyenziswe kumntu owasulelekileyo okanye impahla;

“Inkunkuma eyingozi”—Ithetha inkunkuma eyingozi yololongo lwempilo kunye nayiphi na, inkunkuma enokuthi, ngeemeko zemveliso, zokusebenzisa, ubungakanani, ibe namandla okanye amandla omzimba, ibe yeyamachiza okanye ibe neempawu zobuhlungu, zibe nefuthe eliyingozi kakhulu kokusingqongileyo, okanye kwimpilo yomntu okanye nasiphi na isilwanyana esiphilayo;

“Inkunkuma eyingozi kulolongo lwempilo” ithetha into yokokuba inxalenye yenkunkuma yololongo lwempilo ethi ibe yingozi yaye ibandakanya inkunkuma esulelayo, inkunkuma yezifo, inkunkuma ebukhali, inkunkuma yamayeza, inkunkuma yegenotoxic, inkunkuma yamachiza, inkunkuma enentsimbi enzima, inkunkuma yemitha ebangwa kukuqhekeka kweathom, kunye nayiphi na enye inkunkuma yololongo lwempilo ethi ichazwe njengengozi ngokubhekisele kuLuhlu loLawulo lwenkunkuma: Uxwebhu loku-1: Ubuncinane beeMfuno/okanye ukuPhatha, uHlelo nokuLahlwa kweNkunkuma eyiNgozi, njengoko ipapashwe liSebe leMicimbi yaManzi naMahlathi okanye nawo nawuphi na omnye umthetho osebenzayo;

“Inkunkuma kwinkonxa enoxinzelelo olulinganisiweyo” ibandakanya iisilinda ezinoxinzelelo kunye neembumbulu eziliphanga ezisetyenziswa kwizibonelelo zololongo lwempilo ukugcina iigesi;

“Inkunkuma ngokubanzi” ligama lohlobo oluthile lwenkunkuma ethi, ngenxa yendlela equlungwe ngayo kunye neempawu zayo, ibe ayidali ngozi ibonakalayo kwimpilo yoluntu okanye kokusingqongileyo ukuba ilawulwa kakuhle, yaye olu hlobo lwenkunkuma luqulathe iiplastiki, amaphepha, ukutya kunye nolwelo oluthathwa njengolungasuleliyo okanye olungasulelekanga ngamachiza ayingozi okanye imitha ebangwa kukuqhekeka kweathom;

“Inkunkuma yamachiza” kubandakanywa amachiza aqinileyo alahliweyo, alulwelo kunye nanegesi;

“Inkunkuma yamashishini” ithetha inkunkuma ethi ivele kumaziko athi asetyenziswe ngokupheleleyo okanye ngokumandla esetyenziselwa iinjongo zoshishino ze avelise inkunkuma ngenkqubo zokwenziwa, zoshishino okanye zokubumba, kubandakanywa iindawo ezisetyenziselwa imisebenzi yezolimo, imisebenzi yezimbiwa okanye ukusebenza kwezitishi zamandla;

“Inkunkuma yamayeza” Ibandakanya imveliso zamayeza eziphelelwe lixesha, ezingasetyenziswanga, ezichithekileyo nezisulelekileyo, amayeza akhusela umntu angasuleleki kunye nezitofu ezingasadingekiyo yaye ekufuneka zilahlwe ngendlela efanelekileyo;

“Inkunkuma yaseGadini” ithetha inkunkuma yezinto eziphilileyo ezithi zivele egadini okanye kwimisebenzi yemifanekiso yembonakalo-mhlaba eyenziwa ezindlwini, kumashishini okanye kwimizi mveliso yorhwebo kubandakanywa kodwa kungaphelelwanga apho, umhlaba, ukuchetywa kwengca, amagqabi kunye namasebe, yaye kubandakanywa nezinto ezinokuboliswa ziintsholongwane ze kubandakanywe nenkunkuma evela kumakhaya kushishino okanye kwizakhiwo zorhwebo, kodwa ayiyibandakanyi imveliso yenkunkuma evela kwizilwanyana;

“Inkunkuma yasezindlwini” ithetha inkunkuma ethi ivele kwizindlu ezisetyenziswa ngokupheleleyo okanye ikakhulu ukuhlala, ezemfundo, ezemidlalo okanye iinjongo zokuzonwabisa kungabandakanywa impahla enokusetyenziswa khakhona kunye nempahla engenakho ukwenziwa isetyenziswe kwakhona, kodwa kungabandakanywa inkunkuma eyingozi;

“Inkunkuma yeGenotoxic” ithetha inkunkuma eyingozi kakhulu enokuthi ibe nokukhuthaza inguquko, ungemi kakuhle kwesihluma sembewu okanye umntwana osakhula esizalweni ibandakanya amayeza avelise umhlaza kunye namayeza athile esinyi ngokunjalo nokugabha, ukuchama okanye ilindle elivela kwizigulane ezinyangwa ngamayeza esinyi, amachiza kunye nezinto ezibangelwa yimitha ebangelwa kukuqhekeka kweathom;

“Inkunkuma yemitha ebangwa kukuqhekezwa kweathom” ibandakanya impahla eqinileyo, elulwelo neyigesi esuleleke yimitha ebangwa kukuqhekeka kweathom eneeprotoni neenyutroni, kubandakanywa inkunkuma evela ngenxa yeenkqubo ezinjengohlalelo lwenkqubo yenyama yomzimba kunye nolwelo oluqhutywa kwityhubhu, iinkqubo eziqhutywa kumalungu aphilileyo, kunye nokunqandwa kwethumba lingandi, kunye nohlobo olwahlukeneyo kunye neendlela zonyango;

“Inkunkuma yeShishini”—Ithetha inkunkuma ephuma kumaziko athi asetyenziswe, nokokuba ngokusemthethweni okanye ngokungekho mthethweni ikakhulu, ukulungiselela urhwebo, ukuthengisa, ihoseyile, ukuyolisa okanye iinjongo zolawulo lukarhulumente, ze ngokunjalo libhekiselele kwinkunkuma eveliswa ngabathengisi abangekho sikweni kwenye neendawo ekulahlwa kuzo apho imisebenzi yorhwebo iqhutywa khona;

“Inkunkuma yesiganeko” ithetha inkunkuma evela kwimicimbi enxulumene nemiyhadala ukuya kwiziganeko ezibanjwe siSixeko;

“Inkunkuma yezifo” Ibandakanya zonke izicwili zomntu, amalungu, amalungu omzimba, iimfambilini, igazi, kunye nolwelo lomzimba kunye nolo lwezilwanyana ezasuleleke zizifo;

“Inkunkuma yololongo lwempilo”—ithetha nayiphi na inkunkuma—

(a) Eveliswa okanye ephuma kulolongo lwezonyango okanye uphando lwezonyango kubandakanywa kodwa kungaphelelwanga kwi-

- (i) Inkunkuma eyasulelayo;
- (ii) Inkunkuma yezifo;
- (iii) Inkunkuma ebukhali
- (iv) Inkunkuma yamayeza
- (v) Inkunkuma yegenotoxic
- (vi) Inkunkuma yamachiza
- (vii) Inkunkuma kwinkonxa enoxinzelelo olulinganisiweyo
- (viii) Inkunkuma enesinyithi esinzima
- (ix) Inkunkuma yemitha ebangwa kukuqhekeka kweathom
- (x) Inkunkuma ngokubanzi

(b) Ethe yahlangana negazi, ulwelo lomzimba okanye inyama ethile emzimbeni womntu, okanye izilwanyana ezinezifo ezivela kwimisebenzi yemfuyo;

“Inkunkuma yoLwakhiwo”—Ithetha iNkunkuma evela kulwakhiwo, kulungiso lwendlu, ukulungisa okanye ukudiliza nasiphi na isakhiwo esakhiweyo nesizivelele ngokwendalo, yaye kubandakanywa amaqhekeza amatye, umhlaba, imithi kunye namatye athe asuswa ngexesha lolwakhiwo, lolungiso okanye lokudiliza kodwa kungabandakanywa inkunkuma yasegadini;

“Isibonelelo sokulahlwa kwenkunkuma okunephepha-mvume” sithetha isiza, okanye izakhiwo ezinamaphepha-mvume avela kwiPhondo leNtshona Koloni okanye kuRhulumente weSizwe ze zisetyenziselwe ukuqokelelela okanye ukulahlela inkunkuma;

“IsiCwangciso esiHlanganisiweyo soLawulo lweNkunkuma” sithetha isiCwangciso esiHlanganisiweyo soLawulo lweNkunkuma esithi sifunwe siSixeko ngokwemiqathango yalo Mthetho kaMasipala okanye esithi sifunwe ngokwemiqathango yawo nawuphi na omnye umthetho osebenzayo;

“ISixeko” sithetha iSixeko saseKapa esisekwe siSaziso sePhondo esinguNombolo 479 wama-2000 okanye abalandeli ngesihloko;

“Iziko lokuLahlela iNkunkuma elamkelweyo”—Lithetha umntu okanye okanye iziko elamkelweyo siSixeko ngokuhambelana nezikhokhelo zalo ezipapashwa kumaxesha ngamaxesha elibonelela ngenkonzo yalawulo lwenkunkuma kwiSixeko, yaye lingabandakanya, kodwa kungaphelelwanga apho, amashishini amakhulu namancinane, abarhwebi, ookopolotyeni boluntu, kunye namalinge emfundo oyiqhuba usebenza;

“Izinto ezinako ukwenziwa ziphinde zisebenze” zithetha nayiphi na impahla enako ukuguqulwa kwisimo ebe ikuso ize ibe nokuphinda isetyenziswe ukwenza iimveliso ezintsha okanye izibonelelo;

“Ukulahla” kuthetha ukulahlwa kwenkunkuma nangayiphi na enye indlela engeyiyo leyo ivunyelwe ngumthetho kwaye kubandakanya, kungakhange kuthotywe kuninzi olungaphambili, ukushiya, ukuthula, ukuchitha okanye ukukhululwa kwenkunkuma, nokokuba inkunkuma ikwinkonxa okanye kumqomo omkhulu, phakathi okanye nakuyiphi na indawo nokokuba ikwindawo kawonke wonke okanye kwindawo yangasese enomniyo, kubandakanywa kodwa kungaphelelwanga apho kumhlaba ongena nto, kwimilambo, kwindlela-manzi, kwingingqi ekuqokelelwa kuzo amanzi emvula, kunye nemibhobho ethwala amanzi amadala kunye nezixokelelwano zamanzi esichotho kungabandakanywa ukulahlwa kwenkunkuma;

“Umbutho wokuncitshiswa kwenkunkuma” uthetha iqela labantu, lona lihlala kwiindawo ezixineneyo zokuhlala okanye kwisakhiwo seeofisi, kwindawo yokuhlala esondeleleneyo eneendidi ezininzi zezakhiwo okanye kuphuhliso lwezoshishino, elinesivumelwano esamkelweyo nguMlawuli ngokwemiqathango yalo Mthetho kaMasipala ukunciphisa inkunkuma liza kuhlawuliswa irhafu ephantsi ngokwesicwangciso esihlangeneyo solawulo lwenkunkuma;

“UMgaqo-nkqubo weRhafu noMthetho kaMasipala weRhafu” uthetha uMgaqo-nkqubo weRhafu noMthetho kaMasipala weRhafu owamkelwe libhunga likaMasipala wapapashwa kwiGazethi yePhondo ngamathuba athile;

“UMlawuli” Uthetha uMlawuli onoxanduva lolawulo lwenkunkuma eqinileyo kwiSixeko;

“Umnini” Ubandakanya umnini obhalisiweyo, umqeshi okanye umhlali kwindawo leyo, okanye umntu ophetheyo okanye olawulayo kuyo nayiphi na indlu okanye inxalenye yoko ongaphezulu kweminyaka eli-16 ubudala, kunye naye nawuphi na na umntu ofumana isibonelelo kwezi zindlu okanye onelungelo kuzo;

“Umntu” Ubandakanya nawuphi na umbutho karhulumente;

“Umvelisi wenkunkuma” Uthetha umnini wesakhiwo, wekhaya, wombutho okanye weshishini, abemi, abahlali okanye abaqeshwa abavelisa inkunkuma yaye kubandakanywa abahleli benkunkuma abafana nabaguquli bezinto ebezisetyenzisiwe zibe nokusetyenziswa kwakhona okanye amaqela anciphisa inkunkuma, abashishini ngezinto ezilahliweyo kunye namaziko azithengayo kwakhona;

“Ungcoliso” kuthetha inkunkuma, kungabandakanywa inkunkuma eyingozi, evela kwimisebenzi eqhutywa kwimimandla kawonke wonke ethe ayahlwa kwimigqomo yenkunkuma kawonke wonke;

Ukusetyenziswa koMthetho kaMasipala

2. Kwimeko apho kuthe kakho impixwano phakathi kwalo Mthetho kaMasipala nawo nawuphi na omnye umthetho weSixeko ojongene nolawulo lwenkunkuma lo Mthetho kaMasipala iya kuba nguwo osebenzayo.

Ukulelwa ngamacandelo kwenkunkuma

3. (1) Inkunkuma iya kuhlelwa ngokuhambelana nenkcazelo zeendidi ezahlukeneyo zenkunkuma ezikulo Mthetho kaMasipala kunye noMthetho kaMasipala weMpilo yezeNdalo njengoko uchaza inkunkuma yaMayeza yaye uya kutsho kwinto yokuba akucacanga ukuba olu hlobo lwenkunkuma luwela phantsi kwaliphi icandelo.

(2) Isigqibo soMlawuli kufuneka, kuxhonyekwe kuwo nakuwuphi na omnye umthetho, ibe siso esokugqibela nesibophelelayo kuhlelo lwenkunkuma.

Uxanduva lwabavelisi benkunkuma

4. (1) Umvelisi benkunkuma kufuneka-

- (a) akuthintele ukuveliswa kwenkunkuma okanye apho ingenakho ukuthintelwa ukuba kuncitshiswe ubungozi kunye nobungakanani benkunkuma obuvelisiweyo;
 - (b) ahlule inkunkuma ngeenjongo zokunciphisa inkunkuma kunye nempembelelo yayo kwindalo nokugcina inkunkuma enakho ukwenziwa isebenze kwakhona yodwa kuleyo ingenakho ukuguqulwa ize isebenze kwakhona ngaphandle kwento yokuba inkunkuma yezoshishino yahlulwe ngokolwelo, ngamacandelo kunye nempahla enakho ukusetyenzwa ukulungiselela ukuba ibe nokusetyenziswa kwakhona;
 - (c) ayisebenzise kwakhona, ayiguqule ibe nokusetyenziswa okanye bayivuselele inkunkuma apho banakho;
 - (d) alahle inkunkuma enakho ukuguqulwa iphinde isebenze ngokuthi -
 - (i) abe nesivumelwano neSixeko apho umvelisi wenkunkuma eya kuhlawulwa ngerhafu esemgangathweni kaMasipala ngokomqathango woMthetho kaMasipala weRhafu;
 - (ii) apho uMasipala angenaso isibonelelo senkonzo enjalo abe nesivumelwano kunye noMnikezeli ngeNkonzo owamkelekileyo; okanye
 - (iii) ngokusa inkunkuma kwiziko elamkelekileyo lokulahlwa kwenkunkuma ze aqinisekise ngento yokuba inkunkuma inyangiwe okanye ilahlwa ngendlela ethathela ingqalelo indalo kwiziko lokulahlwa inkunkuma elamkelekileyo;
 - (e) alawule inkunkuma ukulungiselela into yokokuba ingabi nabungozi empilweni okanye kwindalo okanye udale ingxaki;
 - (f) agcina ucoceko olufanelekileyo kunye nemigangatho yempilo kwindawo ezo zabo njengoko kufunwa nguMthetho kaMasipala weMpilo yeNdalo weSixeko;
 - (g) asebenzise iinkonzo zokushenxisa inkunkuma ezinikezelwa siSixeko okanye umnikezeli ngenkonzo waso, ngaphandle kokuba iSixeko asiboneleli ngenkonzo yothutho lwenkunkuma ukulungiselela olu didi lwenkunkuma luza kulahlwa, kuloo meko injalo kuya kufuneka basebenzise umnikezeli ngenkonzo owamkelekileyo;
 - (h) aqukumbele isivumelwano neSixeko, umnikezeli ngenkonzo waso okanye umnikezeli ngenkonzo owamkelekileyo, njengoko imeko inokuba njalo, ukulungiselela ukugcina nokuqokelelwa kwenkunkuma;
 - (i) agcine inkunkuma kwimigqomo enikezelwa siSixeko okanye ngumnikezeli ngenkonzo owamkelekileyo phambi kokuqokelelwa okanye apho umgqomo unganikezelwanga, mayigcinwe inkunkuma kwiingxowa zeplastiki ezimnyama oya kuthi umgqomo lowo okanye iingxowa eziya kuqokelelwa ngumnikezeli wenkonzo mhlawumbi kube kanye ngeveki ngokuhambelana neendlela njengoko zipapashwe siSixeko okanye umnikezeli wenkonzo amathuba ngamathuba;
 - (j) umvelisi wenkunkuma uya kuhlawula irhafu ehlawulwa siSixeko ukulungiselela iinkonzo ezinjalo zokuthuthwa kwenkunkuma ngokuhambelana noLawulo lweTyala leSixeko noMthetho kaMasipala wokuQokelelwa kweTyala.
- (2) Umvelisi wenkunkuma unakho ukwenza isicelo kwigosa lolawulo lwenkunkuma ukuba ngaba ufuna umgqomo owangezelweyo, yaye uya kuba noxanduva lokuhlawula iindleko ezongezelelweyo ngokoMthetho kaMasipala weRhafu kunye noMgaqo-nkqubo weRhafu.
- (3) IGosa loLawulo lweNkunkuma linakho ukufuna ukuba umntu onjalo angenise isiCwangciso esiHlanganisiweyo soLawulo lweNkunkuma phambi kokuba livumele ukuba anikezele ngomgqomo wolwanga zelelo.
- (4) Umnini kunye nomvelisi wenkunkuma kufuneka ahambelane nemiqathango esekwe lelo gosa lolawulo lwenkunkuma ukulungiselela ukuvelisa, ukunciphisa, ukugcina, ukuqokelela, ukunyanga nokulahlwa inkunkuma leyo eyongezelweyo.
- (5) Ukuba ngaba inkunkuma eveliswe ngumvelisi wenkunkuma iwudlule umthamo onakho ukuba ungagcinwa kwimigqomo enikezelweyo okanye iingxowa, umnini kufuneka enze amalungiselelo okuqokelelwa kwale nkunkuma ingaphezulu ngumnikezeli wenkonzo awamkelekileyo.
- (6) Ukuba ngaba loo malungiselelo awenziwanga okuqokelelwa kwenkunkuma engaphezulu, umnini okanye umvelisi wenkunkuma kufuneka kamsinyane athwale uxanduva aze ahambise loo nkunkuma yangezelelweyo ze ayise kwiziko lokulahlwa inkunkuma elinephepha-mvume ngendleko zakhe.
- (7) Abanani bezindlu ezisesikweni abanezinye izindlu kwiziza zabo kukho iintsapho ezihlala kwezi zakhiwo zizimeleyo nazo ziya kwabelwa umgqomo ube mnye kwisakhiwo ngasinye esongezelelweyo siSixeko yaye siya kuba selungelweni lokuqokelelwa wona ngemiqathango eminye nale yendlu enkulu.
- (8) Umnini wesiza kufuneka asayine isivumelwano esangezelelweyo neSixeko ukulungiselela ukugcinwa, ukuqokelelwa nokulahlwa kwaloo nkunkuma ekucamngcwe kwinkqutyana (7) yaye uya kuba noxanduva lokuhlawula iirhafu ezifunwa siSixeko ngokunxulumene noko.
- (9) Naliphi na ishishini okanye iiarhente elahla inkunkuma egameni laloo mashishini kufuneka linike ingxelo yenkunkuma elahliweyo kwigosa lolawulo lwenkunkuma ngendlela egqitywe nguMlawuli kumaxesha ngamaxesha, ngomhla okanye phambi komhla wesi-7 kwinyanga nganye.
- (10) Umvelisi wenkunkuma ovelisa inkunkuma yorhwebo kufuneka abe nesivumelwano nomnikezeli ngenkonzo owamkelekileyo ukulungiselela ukuqokelelwa nokulahlwa kwenkunkuma enjalokwindawo yokulahlwa kwenkunkuma enephepha-mvume.
- (11) Umnini kufuneka xa kwenziwe ibango anike ubungqina kwigosa lolawulo lwenkunkuma bento yokuba ungene kwisivumelwano esifanelekileyo kunye nomnikezeli wenkonzo owamkelekileyo ukulungiselela ukuqokelela, ukulungisa, ukunyanga okanye ukulahlwa inkunkuma yorhwebo kube kanye ngeveki okanye ngokugqitywe ligosa lolawulo lwenkunkuma.
- (12) Umnikezeli ngenkonzo owamkelekileyo kufuneka ngokubhekiselele kwinkunkuma yorhwebo njengoko kuchaziwe yiSANS 10228 kunye ne-10229 ngokunjalo ahambelane nayo yonke imithetho enxulumene nokuphathwa, ukuthunyelwa, nokugcinwa, nokusetyenziswa, ukunyanga nokuthuthwa kwempahla eyingozi nokulahlwa kwayo ngokunjalo okanye isiza sokulahlwa inkunkuma esinesivumelwano okanye isiza esizaliswe ngumhlaba
- (13) Umvelisi wenkunkuma ovelisa inkunkuma yorhwebo kuya kufuneka angenise isicwangciso esihlanganisiweyo solawulo lwenkunkuma kwiSixeko ze ahambelane nemiqathango ethiwe thaca siSixeko ukulungiselela ukuveliswa, ukuncitshiswa, ukugcinwa ukulungiselela, ukuphinda ukusetyenziswa kwakhona, ukuqokelelwa kunye nokulahlwa kwenkunkuma ngokunjalo.

(14) Inkunkuma yaseGadini eveliswa kwizindlu ezisetyenziselwa ikakhulu iinjongo zokuhlala inokwenziwa isivundiso nakusiphi na isiza kungenjalo inokugcinwa kwingqumba yesivundiso okanye kwiingxowa ezifanelekileyo ngokweemfuno zeSixeko, yaye inokugcinwa kwisiza eso de iqokelelwe okanye ithathwe isiwe kwiziko elinephephamvume lokulahla inkunkuma.

(15) uMvelisi weNkunkuna unokuyalelwa ligosa lolawulo lwenkunkuma ukuba avelise itikiti lesikali esikhulu esineqoga sokuweyisha njengobungqina bokulahlala ngendlela eyiyo inkunkuma yasegadini enobunzima obuthile, njengoko bugqitywe siSixeko ngokwezokhokhelo nemiqathango enyanzeliswayo ngamathuba ngamathuba.

(16) Nawuphi na umntu ovelisa ngokuthe ngqo okanye ngokungathanga ngqo inkunkuma yokwakha okanye umnini wesakhiwo apho inkunkuma yokwakha iveliswa khona akasayi kuyigcina inkunkuma enjalo kwimigqomo enikezelwe siSixeko elungiselela inkunkuma yasendlwini yaye kuya kufuneka ayisuse aze ayilahle kwindawo yokutyumza enephephamvume okanye isiza esizaliswe ngumhlaba okanye nasiphi na esinye Isakhiwo lokulahlala inkunkuma yokwakha esinephephamvume.

(17) Zakuba izicwangciso zokwakha zingenisiwe kwiSixeko ukulungiselela ulwamkelo lwazo ngokwemiqathango yeMimiselo yoKwakha yeSizwe kunye noMthetho weMigangatho yoKwakha, we-1977 (uMthetho onguNombolo 107 we-1977), umntu ongenise ezi kufuneka angenise ngaxesha nye oku—

- Isicwangciso esihlanganisiweyo soLawulo eithi thaca amalungiselelo awenziweyo alungiselelwe ukuqokelelwa nokulahlwa kwenkunkuma yokwakha neyanye;
- Ngawaphi amanye amalungiselelo awenziweyo okugcina inkunkuma kwisiza sabo;
- okanye kubonelelwe ngephepha mvume lokugcina inkunkuma kumhlaba weSixeko.

(18) Isakhiwo eaisulelekileyo okanye enye inkunkuma apho usuleleko lubangelwe yinto eyingozi kufuneka ilahlwe kwiziko elinephepha mvume lokulahlala inkunkuma elilungiselelwe ukunyanga nokulahlala inkunkuma eyingozi.

(19) Umnini weziko apho inkunkuma yokwakha ilahlwa khona uya kunikezela ngengxelo qho ngenyanga kwigosa lolawulo lenkunkuma lengqumba yenkunkuma leyo elahlwe kwiziko elo.

(20) Umvelisi wenkunkuma okanye umnini wesakhiwo apho kuveliswa khona inkunkuma ogalela okanye ogcina inkunkuma kumhlaba weSixeko unakho ukuba angarhafiswa ngokusilela ukuba nephephamvume okanye ukulivelisa ukulungiselela ukugalela okanye ukugcina oko.

(21) Xa igosa lolawulo lolwakhiwo lihlala isiza apho umsebenzi wolwakhiwo uqhutywa khona lihlala into yokokuba ingaba isakhiwo eso sakiwe ngokuhambelana nezicwangciso zolwakhiwo ezamkelweyo kusini na, yena uya kuhlala nento yokuba ingaba inkunkuma yolwakhiwo ilahliwe na.

(22) Umnini womhlaba ekubhekiselelwe kuwo kwisahlulo secandelo (21) kuya kufuneka anikezele kwigosa lolawulo lolwakhiwo ngobungqina besiqinisekiso besikali sokuveyisha bokokuba uwulahlwe wonke umthwalo wenkunkuma yokwakha kwiziko lokulahlala inkunkuma elinephephamvume ukulungiselela olo didi lwenkunkuma phambi kokufumana isiqinisekiso sokuhlala okanye nayiphi na imvume enokuthi inikezelwe.

Inkunkuma eyingozi

5. (1) Umvelisi wenkunkuma ovelisa inkunkuma eyingozi kunye nomnini womhlaba apho inkunkuma eyingozi iveliswa khona kufuneka benesivumelwano nomnikezeli ngenkonzo owamkelweyo sokuqokelela nokulahlala inkunkuma enjalo kwiziko lokulahlala inkunkuma eyingozi elamkelweyo elinephepha-mvume .

(2) Umntu ohambisa inkunkuma eyingozi kufuneka aqinisekise ngento yokuba Iziko okanye indawo ekuthuthelwa kuyo inkunkuma igunyazisiwe ukuba yamkelwe inkunkuma eyingozi njalo phambi kokuba ithulwe inkunkuma leyo kwisithuthi.

Inkunkuma yesiganeko

6. (1) Nawuphi na umntu obandakanyeka ngqo okanye ongathanga ngqo nombutho, nolawulo lomdlalo, lolonwabo, inkubeko okanye isiganeko senkonzo esithi siqhubeke, kumhlaba wangasese okanye woluntu okanye angumnini okanye ingumhlaba awulawulayo apho umdlalo, ulonwabo, inkubeko okanye isiganeko senkonzo siza kuqhubeka khona, kubandakanya izitediyam zemidlalo kunye namaziko enkomfa, kufuneka angenise isicwangciso esihlanganisiweyo solawulo lwenkunkuma esihambelana nalo Mthetho kaMasipala kwigosa lolawulo lwenkunkuma ngokubhekiselele kugcino, kuqokelelo, kukulungiswa ngokutsha ukuze iphinde isebenze nokulahlwa kwenkunkuma ngexesha lesiganeko nasemva kwaso malunga neentsuku ezintlanu zomsebenzi phambi kwesiganeko eso sicitywayo nokuhambelana ngokwemiqathango ethiwe thaca siSixeko.

(2) Isicwangciso solawulo lwenkunkuma kufuneka sibandakanye ingcaciso engamaxabiso kunye nomququzeleli, ulawulo okanye umnini oya kuhlalwa idipozithi eya kuphindwa ibuyiswe eqinisekiswa siSixeko.

(3) Nawuphi na umntu ozimisele ukwelisa inkunkuma ngesiganeko uya kuba nesivumelwano kunye nomnikezeli ngenkonzo owamkelileyo ukulungiselela ukuqokelela nokulahlala inkunkuma enjalo kwiziko lokulahlala inkunkuma elamkelileyo ze linikezele ngobungqina boku kwiSixeko njengexalenye yesicwangciso solawulo esihlanganisiweyo.

(4) Ukuba ngaba isiganeko eso siza kubanjelwa kwindawo kawonke wonke, ukusetyenziswa, intengiso okanye ukuhanjiswa kweglasi okanye imigqomo efana naleyo akuvumelekanga, ngaphandle kokuba kufunyenwe imvume kwangaphambili kwigosa lolawulo lwenkunkuma phantsi kwaloo miqathango iya kugqitywa nguye eya kuthi inciphise ukwenzakala okungathi kubekho ngenxa yeeglasi ezaphukileyo.

(5) Ukuba ngaba umntu lowo uyasilela okanye akakuse so ukufumama iinkonzo zomikeli ngenkonzo owamkelileyo ngokwemiqathango yecandelwana (3) phambi kwesiganeko eso kuthethwa ngaso, okanye asilele ukunikezela kwiSixeko ngesicwangciso solawulo lwenkunkuma esihlanganisiweyo okanye ukuba ngaba kungakho inkunkuma eshiyweyo kwindawo leyo apho bekubanjelwe khona isiganeko okanye kummandla oyingqongileyo ngenxa yesiganeko eso, igosa lolawulo lwenkunkuma lingabhenela kwicandelwana (6), linakho ukwenza amalungiselelo okuqokelela, okucoca, okulungisa ibe nokusetyenziswa kwakhona nokulahlala inkunkuma yesiganeko.

(6) Iindleko zokuqokelela, zokucoca, okulungisa ibe nokusetyenziswa kwakhona nokulahlwa kwenkunkuma ziya kuhlalulwa ngumququzeleli wesiganeko yaye inakho ukuhlalulwa kwidipozithi ehlawulweyo okanye ngokwemiqathango yoLawulo lweTyala lweSixeko kunye noMthetho kaMasipala wokuQokelelwa kweTyala.

Inkunkuma engundoqo

7. (1) Umlawuli kufuneka ngokwemiqathango yalo Mthetho kaMasipala ahlele inkunkuma engundoqo ukuba ngaba ukholelwa entweni yokokuba kufuneka imiqathango eyodwa ngokubhekisele kulawulo lwaloo Nkunkuma kuba—

- ibanga ingozi enkulu kwimpilo okanye kwindalo
- inakho ukuzingisa kwindalo
- iqulathe okanye inakho ukukhuthaza ipathogen yezifo ezasulelayo; okanye

- (d) ibe ibhengeziwe njengeNkunkuma enguNdoqo ngokwemiqathango yeminye imithetho.
- (2) ISixeko sinakho ukubhengeza izikhokhelo kumaxesha ngamaxesha xa kukho imfuneko ngokubhekiselele kuhlelo lwenkunkuma.

Ixesha likaxakeka elidinga ulawulo lweNkunkuma

- 8.** (1) Kwimeko yexesha likaxakeka, uMlawuli unakho ukuya kumnini womhlaba okanye umvelisi wenkunkuma ukuba ayilawule malunga nesithuba esichaziweyo ngolwaneliso lweSixeko.
- (2) Umlawuli unakho ukwenza amalungiselelo olawulo lwexesha likaxakeka, kubandakanywa ukususwa nokucocwa kobutyobo kunye nesiphumo songcoliseko lomoya, uthutho nokulahlwa kwenkunkuma kwiziko lokulahlwa inkunkuma elinephepha-mvume elilungiselelwe olu hlobo lwenkunkuma evelisiweyo.
- (3) Umlawuli unakho ngokunjalo ukulawula nokulungelelanisa uvuselelo nokulungiswa kwaso nasiphi na isibonelelo, izakhiwo, izixhobo okanye indalo kule nkqubo.
- (4) Indleko zolawulo olunjalo, zovuselelo ngokutsha kunye nokulungiswa, kubandakanywa zonke iindleko ezenzeke ekusetyenzisweni kwezibonelelo zeSixeko, izixhobo kunye nempahla iya kuba luxanduva lweakhawunti yomntu ongunobangela wale meko kaxakeka.
- (5) Ukuba ngaba le meko kaxakeka yenziwe ngumsebenzi kaThixo iSixeko siya kujongana nalo meko kaxakeka ngendlela apha kuvuma imeko yaye kuxhonyekeke kwingxowa-mali ekhoyo.

Ukusekwa kwemibutho esesikweni yokunciphisa inkunkuma kuluntu nakumashishini

- 9.** (1) Imibutho yolawulo lwenkunkuma inakho ukwenza isicelo kuMlawuli solawulo lolwazelelo olulodwa njengenkonzo eyandisiweyo enxulunyaniswa nokuncitshiswa kwenkunkuma ngokwemiqathango yoMthetho kaMasipala weRhafu kunye noMgaqo-nkqubo weRhafu.
- (2) Umbutho kufuneka ungenise isicwangciso esihlanganisiweyo solawulo lwenkunkuma kuMlawuli yaye ukuba samkelwe, ngokunjalo namanye amaxwebhu ezicelo ukulungiselela uyilo nokusebenza kombutho wokunciphisa inkunkuma, njengoko igqitywe siSixeko.
- (3) Umlawuli unakho kuxhonyekeke kwizibonelelo zalo Mthetho kaMasipala ukuqinisekisa ngento yokuba angasamkela na isicelo solawulo lolwazazelelo sombutho sokunciphisa inkunkuma.
- (4) Ukuba ngaba isicelo asibanga nampumelelo, uMlawuli kufuneka achaze yaye anike izizathu sokusikhaba isicelo kumbutho wokunciphisa inkunkuma.
- (5) Ukuba ngaba isicelo sokuyila umbutho wokunciphisa inkunkuma samkelwe nguMlawuli, umbutho kufuneka uhambelane nemiqathango ethiwe thaca nguMlawuli ukulungiselela ukuvelisa, yokunciphisa, yokugcina, yokuqokelela nokulahlwa inkunkuma enjalo.

Isicwangciso esihlanganisiweyo solawulo lwenkunkuma

- 10.** (1) Isicwangciso esihlanganisiweyo solawulo lwenkunkuma kufuneka singeniswe ngabavelisi benkunkuma abadweliswe kwicandelwana (10) ngembalelwano kwigosa lolawulo lwenkunkuma ukulungiselela ulwamkelo phambi kokuveliswa kwenkunkuma eya kuqwalaselwa ngokuhambelana nesicwangciso esixeliweyo
- (2) Isicwangciso esihlanganisiweyo solawulo lwenkunkuma kufuneka sibandakanye—
- Uhlelo lobungakanani kwaye nohlobo lwenkunkuma eya kuveliswa;
 - Inkcazelo yeenkonzo ezifunekayo ukugcina, ukuqokelela, ukuthutha, nokulahlwa inkunkuma leyo;
 - Inkcazelo ngendlela abazimisele ukuyahlula ngayo efuna ukulungiswa ukuze isebenze kwakhona naleyo ingenakulungiswa ukuze isebenze kwakhona kule ndawo ikuyo;
 - Ukuncitshiswa kwenkunkuma nezicwangciso zothintelo longcoliseko lomoya zomvelisi wenkunkuma;
 - Ifuthe okanye ifuthe elingakho kwimeko yenkunkuma eyilwe ngabo;
 - Uhlobo okanye iimpawu zenkunkuma eveliswayo enobuntununtunu kubume bendalo, okanye ubungakanani bezibonelelo zendalo ezithi zigqitywe ekwenzeni okanye inkqubo yokuvelisa ethi ibe nesiphumo esiyinkunkuma;
 - Ekujoliswe kuko ukulungiselela ukuveliswa kwenkunkuma ngokusetyenziswa uncitshiso, ukusetyenziswa kwakhona, ukulungiswa obekusetyenzisiwe ze kusetyenziswe kwakhona, kunye nemiqathango okanye inkqubo zovuselelo ezinokuthi zinciphise ukusetyenziswa kwezibonelelo zendalo kunye nendlela yokulahlwa kwenkunkuma.
- (3) Amaziko oshishino kufuneka abandakanye kwisicwangciso solawulo lwenkunkuma imiqathango okanye intshukumo emazithathwe ukulawula inkunkuma, ukutshitshiswa kokusetyenziswa kwezinto ezithile, amathuba ukulungiselela ukuncitshiswa kokuveliswa kwenkunkuma ngokusebenzisa utshintsho kuyilo lwemveliso, ukuveliswa kwemveliso okanye umqulu ukunciphisa ukusetyenziswa kwezibonelelo.
- (4) Amaziko orhwebo noshishino kufuneka abonelele ukulungiselela ukufundisa, ukuthengisa ishishini nokuthengisa ingcaciso ukuphembelela ingqiqo kunye nokuziphatha kwabathengi nokuqinisekisa ngeemveliso ezivela ekulungisweni kobe kusebenza ngaphambili ze kuphinde kusebenze kwakhona;
- (5) Xa ecelwa ukuba angenise isicwangciso esihlanganisiweyo solawulo lwenkunkuma okanye esinye esingaphezulu isicwangciso esihlanganisiweyo solawulo lwenkunkuma ngokuhambelana nalo Mthetho kaMasipala, umvelisi wenkunkuma uya kwenza njalo kwixesha elimiselwe nguMasipala ze ahambelane nemiqathango ethiwe thaca ligosa elo lolawulo lwenkunkuma ukulungiselela ukuvelisa, ukunciphisa, ukugcina, ukuqokelela nokulahlwa inkunkuma leyo.
- (6) Igosa lolawulo lwenkunkuma kufuneka linike ingqwalasela kwisicwangciso yaye-
- Lisamkele kunye nemiqathango ze linike izikhokhelo ukulungiselela ukumiliselwa ngoko;
 - Licele ingcangciso engaphezulu ukuba ingeniswe okanye isicwangciso esihlaziweyo singeniswe ukulungiselela ulwamkelo;
 - Lifune izilungiso emazeniwe kwixesha eliqingqiweyo elichazwe ngabo;
 - Lisale isicwangciso zelinikezele ngezizathu; okanye
 - Lisamkele isicwangciso eso ze lichaze imiqathango enxulumene nolwamkelo olo..
- (7) Ukuba ngaba isicwangciso salawe okanye asingeniswanga konke konke, igosa lolawulo lwenkunkuma liya kunika umkhombandlela kwinto yokuba yiyiphi imiqathango emayithatyathwe ngumvelisi wenkunkuma yaye ukuba ngaba umvelisi wenkunkuma uthe wasilela ukuthatha loo

miqathango ngexesha elimiselweyo nelichaziweyo ligosa lolawulo lwenkunkuma, iSixeko sinakho ukumiliselela imiqathango enjalo yaye umvelisi wenkunkuma uya kuthwala indleko zoko.

(8) Umlawuli unakho ngesaziso esibhaliweyo afune nakuwuphi na umntu ukuba anikezele ngengcaciso ayidingayo xa efuna ukulungiselela isicwangciso esihlanganisiweyo solawulo lwenkunkuma seSixeko.

(9) Ukuba ngaba umntu uthe wasilela ukunikezela ngengcaciso ekubhekiselelwe kuyo kwicandelwana (8), umlawuli unakho ukuqesha umphengululi-zincwadi ukulungiselela ukufumana ingcaciso leyo ngendleko zomvelisi wenkunkuma.

(10) Avelisi benkunkuma bala mahlelo alandelayo enkunkuma kufuneka angenise isicwangciso esihlanganisiweyo solawulo lwenkunkuma:

- (a) Inkunkuma yoshishino;
- (b) Inkunkuma yorhwebo
- (c) Inkunkuma yolwakhiwo
- (d) Inkunkuma yesiganeko
- (e) Inkunkuma engundoqo
- (f) Inkunkuma eyingozi
- (g) Abo benze isicelo belungiselela ulawulo lolwazelelo olulodwa ngokwemiqathango yecandelo le-13;
- (h) Abo bahlela inkunkuma okanye baqalise ngokulungisa oko bekusetyenzisiwe ukuze kusetyenziswe kwakhona, ukusetyenziswa kwakhona okanye umsebenzi wovuselelo lwenkunkuma kubandakanywa kodwa kungaphelelwanga kubathengi bezinto ezilahliweyo, amaqela avuselela izinto ebezisetyenzisiwe zibe nokusebenza kwakhona kunye namaziko aphinda azithenge kwakhona;
- (i) Nawuphi na omnye umntu onikwe isaziso sokwenza njalo nguMlawuli;
- (j) Abo bantu abaqhuba imisebenzi edweliswe kumhlathi (h).

Ukukhululwa ekubeni ungenise isicwangciso solawulo lwenkunkuma

11. (1) Ukuba ngaba omnye wabavelisi benkunkuma elungiselela la macandelo enkunkuma ekubhekiselelwa kuwo kwicandelo le-10 (10) (j) ufuna ukuba akhululwe ekubeni angenise isicwangciso solawulo lwenkunkuma, isicelo kufuneka senziwe ngembalelwano kwigosa lolawulo lwenkunkuma, echaza izizathu zesicelo.

(2) Igosa lolawulo lwenkunkuma linakho ngokunjalo ukubhengeza—

- (a) iindidi ezithile zenkunkuma okanye abavelisi benkunkuma;
- (b) ubunzima obuthile okanye umthamo wenkunkuma; okanye
- (c) Abo bantu bathe bengenisa eso sicwangciso kwamanye amacandelo oburhulumente ngokuhambelana nomthetho wawo osebenzayo, ukuba bakhululwe ekungeniseni isicwangciso esihlanganisiweyo solawulo lwenkunkuma.

Ukugcinwa nokuthuthwa kwenkunkuma

12. (1) Nawuphi na umgcini wenkunkuma othi agcine okanye athuthe inkunkuma kufuneka aqinisekise ngento yokuba:

- (a) Umqomo apho kugcinwa khona nayiphi na inkunkuma awonakalanga yaye awudlekanga okanye awuikho nangayiphi na indlela ongabonakala ungfanelekanga ukuba ungagcina inkunkuma ngokukhuselekileyo okanye ukuthutha inkunkuma ukuba ngaba inkunkuma ayikho kumqomo onikezelwe siSixeko;
- (b) Imiqathango efanelekileyo ikho ukuthintela ukuchitheka ngengozi okanye ukuvuza;
- (c) Inkunkuma ayinakho ukuphetshethwa ngumoya;
- (d) Inkathazo enjengevumba, impembelelo ebonakalayo nokuzala kwabathwali bezifo akwenzeki;
- (e) Ungcoliseko lwendalo nobungozi kwimpilo kuyathintelwa;
- (f) Inkunkuma eyingozi ivalelwa kumqomo ongenakungenwa nto yaye imiqathango efanelekileyo ukuthintela ukubhucabhucwa ikho;
- (g) Naziphi na izinto okanye ulwelo oluyinkunkuma zikhuselekile ukuba zingaphathwa, zingaqokelelwa okanye zilahlwe yaye aziyongozi kubantu xa zinokuthi zifunyanwe ngabantu abangagunyaziswanga okanye amalungu oluntu.

(2) Umvelisi wenkunkuma kunye nomgcini wenkunkuma kufuneka baqinisekise ngento yokuba inkunkuma ithuthelwe kwiziko elikufutshane lokulahlwa kwenkunkuma elinephephamvume elinalo ikhono lokuqwalasela inkunkuma.

Ukulungiswa kobe kusetyenzisiwe kuze kusebenze kwakhona, ukusetyenziswa kwakhona, ukuhlelwa nokuvuselwa kwenkunkuma

13. (1) Nawuphi na umntu oqalisa umsebenzi wokulungisa kokube kusetyenzisiwe ze kusebenze kwakhona, wokusetyenziswa kwakhona okanye wokuvuselela okanye ohlela inkunkuma, kubandakanywa nabathengisi bezinto ezilahliweyo, amaziko athenga izinto kunye namaqela asesikweni alungisa obe kusetyenziswa ukuze kusebenze kwakhona, kufuneka, phambi kokuba aqalise ngalo msebenzi aqinisekise ngokusebenzisa uvavanyo lwempembelelo kwindalo okanye inkqubo eyelele apho efunwa yindlu yowiso-mthetho yesizwe neyephondo, into yokokuba ukulungisa into esele isebenzile ize isetyenziswe kwakhona, ukusetyenziswa kwakhona okanye uvuselelo lwenkunkuma akuyiyo ingozi kakhulu kwindalo ngaphezulu kokuyilahla yaye kufuneka afumane ulwamkelo kwiSixeko ngokuhambelana nezikhokhelo zaso njengoko zipapashiwe kumathuba ngamathuba.

(2) Nawuphi na umntu ekubhekiselelwe kuye kwicandelwana (1) kufuneka ngokunjalo angenise isicwangciso esihlanganisiweyo solawulo lwenkunkuma, yaye igosa lolawulo lwenkunkuma kufuneka, xa ligqiba ngokunikezela ngemvume, linike ingqwalasela kweso sicwangciso esihlanganisiweyo solawulo lwenkunkuma.

(3) Nawuphi na umntu oqalisa ngokulungisa obe kusebenza ukuze kusetyenziswe kwakhona, ukusetyenziswa kwakhona, ukuhlela inkunkuma, ukunyanga okanye umsebenzi wokuvuselela okanye ukuhlela inkunkuma, kubandakanywa abathengisi bezinto ezilahliweyo, amaziko athenga izinto namaqela asesikweni alungisa obe kusetyenzisiwe kusebenze kwakhona, kufuneka abhalisele ukwamkeleka kwiSixeko esya kubanika igunya lokwenza imisebenzi enjalo

(4) Abantu kunye namaziko athi apha, athuthe, enze ingonakali, anyange yaye alahle inkunkuma ukulungiselela injongo zokulungisa obesele kusetyenzisiwe ukuze kusetyenziswe kwakhona aya kunikezela kwigosa lolawulo lwenkunkuma ngexelo ebhaliweyo ngomhla okanye ngaphambili komhla we-7 wenyanga nganye ngokumila nobukhulu bencwadi obugqitywe nguMlawuli.

(5) Igosa lolawulo lwenkunkuma linakho ukukhulula abavelisi abathile benkunkuma, abaphathi, abathuthi okanye iiarhente zenkunkuma kwezo mfuno zinjalo,

Ukuthintelwa kokulahlwa kwenkunkuma okungagunyaziswanga

14. Akukho mntu unakho—

- (a) ukulahlwa inkunkuma ngendlela apha enokubangela uncoliseko lwendalo okanye ibe yingozi kwimpilo yabantu;
- (b) ukulahlwa inkunkuma ngaphandle kokuba ihambelana nalo Mthetho kaMasipala kunye/okanye uMthetho weSizwe kunye nowePhondo;
- (c) ukulahlwa inkunkuma iyingozi kumgqomo onikezelwa siSixeko oyilelwe ukugcina inkunkuma yezindlu okanye yoshishino okanye kwiingxowa ekufuneka ziqokelelwe siSixeko;
- (d) unokutshisa inkunkuma ngakumbi inkunkuma eyingozi ngaphandle kwesitovu sokutshisa inkunkuma esamkelweyo esinephepha-mvume okanye ilayisensi yokwenza oko;
- (e) ukulahlwa inkunkuma eyingozi, ngaphandle kokuba kuhambelana kunye nesicwangciso esihlanganisiweyo solawulo;
- (f) ukufaka inkunkuma yasezindlwini, yoshishini, yorhwebo, yegadi, yolwakhiwo, yesiganeko okanye eyingozi kumgqomo woluntu.
- (h) ukuphatha inkunkuma ngendlela apha enokuthi ibangele uthuli, ukuchitheka okanye ukungcolisa.

Ukungcolisa nokulahlwa

15. (1) Akukho mntu unokulahlwa, unokugibisela, unokufaka, unokuchitha, unokugcina okanye nangayiphi na indlela ukulahlwa nayiphi na inkunkuma kwindawo kawonke, kwidreyini kamasipala, kumhlaba, kwisiza esingenanto, kumfula, kumlambo, kwisitalato, kumgaqo, kunxweme okanye nakuyiphi na indawo apha uluntu lunelungelo lokungena, okanye ukulahlwa okanye ukuvumela umntu ophantsi kolawulo lwabo ukuba enze njalo.

(2) Umnini womhlaba wangasese apho uluntu lunelungelo lokungena kufuneka aqinisekise ngento yokuba imigqomo eyaneleyo ibonelelwe engagcina inkunkuma ethe yalahlwa luluntu.

(3) Ukuba ngaba izibonelelo zecandelwana (1) zithe zaphulwa, uMlawuli unokuthumela ngesaziso esibhaliweyo kubantu abo okokuba—

- (a) baphelise ulwaphulo olo kwixesha elichaziweyo;
- (b) bathintele olunye ulwaphulo olungenzeka okanye ukuqhubeka kolwaphulo,
- (c) uMlawuli uya kuthabatha nawaphi na amanyathelo awabona elungile ukuphelisa oku okanye ukususa inkunkuma, aze avuselele imbonakalo yendalo kubekho;

aqinisekisa ngento yokokuba inkunkuma nayo nayiphi na enye into eyasulelekileyo enganakho ukuba ingacocwa okanye ivuselelwe iyalahlwa ngokusemthethweni.

(4) UMLawuli uya kuthi ngesaziso esibhaliweyo esicamngcwe kwicandelwana (3) esichaza into yokokuba umntu kufuneka, kwisithuba esingangeentsuku ezi-5 zomsebenzi ukuba asuse inkunkuma okanye ukungcola okulahlweyo ngaphandle kokuba uMlawuli unakho ngokubona kwakhe ukunikezela ngemvume yeentsuku ezi-2 ngaphezulu, xa kwenziwe isicelo ukulungiselela ukuba umntu asuse ukungcola okanye inkunkuma.

(5) Umntu ongumnini womhlaba okanye wesakhiwo, okanye onolawulo lwawo okanye onelungelo lokusebenzisa umhlaba okanye isakhiwo, akanakho ukusebenzisa okanye avumele ukusetyenziswa komhlaba okanye kwesakhiwo ukulungiselela ukulahlwa kwenkunkuma okungekho mthethweni yaye kufuneka athabathe amanyathelo afanelekileyo ukuthintela ukusetyenziswa komhlaba okanye isakhiwo ngezo njongo —

- (a) Ukuba ngaba iSixeko sikhetha ukususa inkunkuma okanye ukungcola umntu ochaphazelekayo uya kuthwala uxanduva lwendleko zalo msebenzi wokususa inkunkuma.
- (b) Kwimeko yenkunkuma eyingozi, iSixeko siya kuyisusa ngoko nangoko inkunkuma aze emva kwangoko akhuphe izaziso zokokuba umntu lowo uchaphazelekayo uya kuba noxanduva lokuhlulwa isohlwayo esikhutshiweyo kunye nendleko zokususwa kunye nokuvuselelwa kwendawo leyo.

Amaphepha-mvume

16. Nawuphi na umntu othi, okanye amaqumrhu afuna amaphepha-mvume ngokomthetho kazwelonke, wephondo okanye umasipala kuya kufuneka anike ubungqina xa kuceliwe kwigosa lezolawulo lwenkunkuma, ukuba abantu abanjalo okanye amashishini abe sele efumene amaphepha-mvume afanelekileyo kwisithuba sentsuku ezingama -30 okanye kwisithuba esingaphantsi njengoko kuchaziwe liGosa elo.

Iinkonzo zolawulo lwenkunkuma, izicelo kunye nokubhaliswa kulungiselelwa ukuqokelelwa kwenkunkuma neenkonzu zokuhanjiswa kwenkunkuma

17. (1) Bonke abantu abaqokelela okanye abahambisa inkunkuma kufuneka babe nekontraka ukulungiselela ukuqokelelwa nokuhanjiswa kwenkunkuma neSixeko okanye umnikezeli ngenkonzo owamkelekileyo.

(2) Abahlali kufuneka benze isicelo yaye babhalise ukulungiselela ukuqokelelwa kwenkunkuma kunye neenkonzu zokuhanjiswa eziya kunikezelwa kuphela siSixeko okanye umnikezeli wenkonzo owamkelekileyo anesivumelwano naye, ngaphandle kokuba igunyaziswe liBhunga.

(3) Amashishini anelungelo lokuba nesivumelwano neSixeko sokuqokelelwa inkunkuma neenkonzu zokuhanjiswa kwayo, abe nesivumelwano nomnikezeli ngenkonzo owamkelekileyo.

(4) Amashishi orhwebo, kubandakanywa nalawo avelisa inkunkuma eyingozi, ngenxa yokuba inkunkuma eveliswa ngala macandelo iyeyodwa ngendalo, kufuneka abe nesivumelwano nomnikeli ngenkonzo owamkelekileyo wangasese.

(5) Ukuba ngaba ishishini okanye umnikezeli ngenkonzo owamkelekileyo kufuneka enephepha mvume okanye imvume ngokwemiqathango yomthetho wesizwe okanye wephondo, badingeka ukuba banikezele ngobungqina ngoko, ngokunjalo nokuhambelana neenqobo zokukhetha ezinqinisekiswa liBhunga phambi kokuba babhaliswe nguMlawuli.

(6) UMLawuli uya kugcina uxwebhu oluhlaziyelelwe lwabanikezeli ngenkonzo abamkelekileyo ababhalisiweyo.

(7) Ukuqaliswa koshishino norhwebo, kubandakanywa nabathengisi ngeentsimbi abafuna iinkonzu zoqolelelo nezothutho lwenkunkuma, iinkonzu

ezo ekungabonelelwa ngazo siSixeko, kufuneka loo mashishini abhaliswe kwiSixeko yaye anike isingqiniso sokuba anesivumelwano nomnikezeli ngenkonzo ngenkonzo enjalo.

Ilungelo lokungena kwizakhiwo zabucala

18. (1) Umnini kufuneka, ngesicelo, avumele igosa lezoxolo okanye nawuphi na umqeshwa ogunyazisiweyo weSixeko onelungelo lokungena kuloo mhlaba ngenjongo zokuhlola umhlaba lowo ze aphande naluphi na ulwaphulo lwaloo Mthetho kaMasipala yaye aqinisekise ngokuthotyelwa kwawo.

(2) Xa engena kumhlaba wesakhiwo, umsebenzi ogunyazisiweyo kunyanzelekile, xa ecelile, azazise ngokukhupha okanye abonise isingqiniso esibhaliweyo esinika elo gunya.

(3) Lo msebenzi usenokuphelelwa ngomnye umntu onokumncedisa ekuqhubeni uhlobo okanye aqhube uphando, naye ekunyanzelekileyo azaziswe ngokunjalo kumsebenzi ogunyazisiweyo.

Izakhiwo ekungakwazeki ukungena kuqokelelwe inkunkuma

19. Xa sithethe iSixeko sathinteleka ekusebenziseni okanye ekuqokeleleni inkunkuma ngenxa yobume besakhiwo sikabani yaye ukuba ngaba esi sithintele sibonakala siyingozi kubasebenzi beSixeko, uMlawuli unakho ukuyalela umnini waso ukuba enze iinguqulelo okanye izandiso sakhiwo njengoko kuyimfuneko, ngenjongo yokususa eso sithintele, oko kusenziwa ngendleko zakhe.

Izaziso zokuthobela

20. (1) Igosa lolawulo lwenkunkuma linokukhupha izaziso kuye nabani na otyeshela aphule izibonelelo zoMthetho kaMasipala-

(a) kuchazwe izibonelelo okanye imimiselo yolwaphulo mthetho;

(b) kunikwe imiyalelo nezikhokelo zothotyelo kubantu nezoo zibonelelo okanye imiqathango;

(c) uchazwe imiqathango emayithatyathwe ekulungiseni ulwaphulo mthetho, nexesha elimisiweyo lokwenza oko;

(2) Xa athe ubani wasilela ekuthobeleni imiyalelo enikwe kwisaziso ligosa lolawulo lwenkunkuma, igosa lolawulo lwenkunkuma linakho-

(a) ukuthabatha nawuphi na amanyathelo acinga efanelekile ukucoca okanye ukuthutha inkunkuma, ukuvuselela ezo zakhiwo, indawo okanye ubume obonakalisiweyo ebekulahlwe kuyo inkunkuma okanye egcinwe ngokungekho mthethweni yaye kuqinisekiswa ngento yokuba inkunkuma, kunye nempahla nezinto ezingcolisekileyo nezingenakho ukususwa, ukucocwa okanye ukuvuselelwa, zilahlwa ngokusemthethweni;

(b) ukubuyisa iindleko zokucoca, zokususa, zokuvuselela okanye ukulahla inkunkuma, izakhiwo okanye ubume, okanye impahla esulelekileyo, kubantu abanyanzelekileyo ukuba kuthatyathwe loo manyathelo anjalo ngokwemiqathango yalo Mthetho kaMasipala, abaya kuba noxanduva ngokuhlangana nangobuninzi babo.

(3) ISixeko sinakho kwimeko yenkunkuma eyingozi okanye engundoqo, singafuna abantu abavelisa inkunkuma enjalo bavale de ngelo xesha njengoko amanqanaba aya kube ethatyathiwe okulahla inkunkuma ngokwemiqathango yecandelwana (2) ukuba ngaba kukho isoyikiso somonakalo okanye ukwenzakala nakuwuphi na umntu okanye isakhiwo.

(4) Aba bantu balandelayo banokunikezwa izaziso ezinjalo:

(a) Nabani na owenze oku, okanye odale ukuba olo lwaphulo lwenzeke/ luvunyelwe;

(b) Umvelisi wenkunkuma;

(c) Umnini-mhlaba okanye sakhiwo apho ulwaphulo mthetho lwenzeke khona;

(d) Ubani olawulayo okanye nabani na othe ngelo xesha, ngethuba lokwaphulwa

komthetho, onegunya lokusebenzisa umhlaba okanye izakhiwo apho ulwaphulo mthetho lwenzeke khona;

Ukuthunyelwa kwamaxwebhu kunye nenkqubo

21. Xa kuthe kwagunyaziswa nasiphi na isaziso, umyalelo, ibango okanye olunye uxwebhu, okanye kufuneka luhanjise lunikezelwe kubani phantsi kommiselo woMthetho kaMasipala, oko kuya kuthatyathwa ngokwenzekileyo nokuhanjise ngempumelelo kuloo mntu -

(a) Xa luthe lwahanjiswa lwanikwa yena ubuqu;

(b) Xa luthe lwashiywa kwindawo ahlala kuyo okanye kwishishini kwiRiphabliki, lushiywa kumntu onokuba neminyaka engaphezulu kwe -16 ubudala;

(c) Xa luthe lwathunyelwa ngeposi yerejista okanye eqinisekisiweyo kwindawo yokugqibela eyaziwayo ahlala kuyo okanye idilesi yezoshishino kwiRiphabliki yaye isingqiniso sokuba ngenene olo xwebhu beluthunyelwe ngeposi;

(d) Ukuba idilesi yakhe kwiRiphabliki ayaziwa, xa bekuthunyelwe kwi arhente okanye kwiRiphabliki ngendlela echazwe kumhlathi (a); (b) okanye (c); okanye

(e) Ukuba idilesi yakhe kunye nearhente kwiRiphabliki ayaziwa, xa ithe yaposwa ithunyelwa kwindawo ecacileyo esisakhiwo (xa sikho) nengqamene nalo.

Ukusilela ukuthobela uMthetho kaMasipala kunye nesigunyazisi

22. (1) Ukuba igosa lezolawulo lwenkunkuma lithe lakhupha isaziso sokuthobela ngokwemiqathango yecandelo lama-21 kuye nabani na esimalunga nokwaphulwa kwaso nasiphi na isibonelelo phantsi koMthetho kaMasipala aze loo mntu asilele ukuthobela eso saziso, yena uya kuba netyala lokwaphula umthetho.

(2) Igosa lezolawulo lwenkunkuma linokuthi ngokubhala, lifune nabani na athumele ingxelo kulo malunga nempembelelo yenkunkuma ngohlobo oluthile njengoko kuchazwe kwizikhokelo zikaMasipala njengoko kupapashiwe kumaxesha ngamaxesha.

(3) Xa athe umntu wasilela ekuthumeleni loo ngxelo ngexesha elibekiweyo, igosa lezolawulo lwenkunkuma linakho ukumisela umntu oyedwa nozimeleyo ukuba aqulunqe ingxelo aze indleko zokuqulunqa loo ngxelo azifune kumntu obeyalelwe ukwenza ingxelo kuqala.

(4) Ukuba igosa lolawulo lwenkunkuma linorhano lokuba umntu lowo uthe kwithuba elinye okanye amaninzi waphula umthetho okanye wasilela ukuthobela uMthetho kaMasipala okanye iphepha-mvume elikhutshwe ngokwemiqathango yomthetho wephondo okanye kazwelonke yaye oko kube nempembelelo embi kubume bemeko yendawo kubandakanya ezempilo, imeko zezentlalo, iimeko zezorhwebo, iimeko ze-okholozi okanye okokwethu okwenkubeko okanye okube negalelo kusengelo phantsi kolusingqongileyo, igosa lezolawulo lwenkunkuma linokuyalela ukuba loo ngxelo iqulunqwe ngumntu oyedwa nozimeleyo.

(5) Igosa lezolawulo lwenkunkuma linokuyalela lowo mntu usilelelo ukuthobela uMthetho kaMasipala ukuba athathe inyathelo njengoko kuphakanyisiwe kwingxelo ukuze kuthi xa kungenzekanga oko, iSixeko ngokwaso sikwenze, ukuze lowo mntu waphule uMthetho kaMasipala ahlawule iindleko zalo msebenzi.

Amatyala nezohlwayo

23. (1) Umntu othe waphula amacandelo 12(b), 12(f), 15(1) uya kuba nobutyala yaye uya kugwetywa athwale uxanduva—

- (a) longcoliseko okanye ukulahla inkunkuma okanye inkunkuma eyingozi engaphezulu kwe-8m³;
- (b) lokuchitha okanye ukuvuzisa inkunkuma engaphezulu kwe-8m³ engakhange abeke imiqathango yothintelo;
- (c) lokuhambisa umthwalo wenkunkuma eyingozi ungagqunywanga wawo nawuphi na umthamo;
- (d) lokuhambisa umthwalo ongagqunywanga okanye ongakhuselekanga othi ube nesiphumo sokuchithakala kwenkunkuma okanye inkunkuma eyingozi engaphezulu kwe-8m³,

isohlwayo esinjalo okanye ukuvalelwa entolongweni njengokubona kwenkundla kufanelekile yaye inkundla inakho ngaphezulu ukuyalela ukususwa kwaloo nkunkuma okanye ingqibe ngokuba yiyiphi imiqathango ekufuneka ithathwe ngabantu abanjalo kunye nentlawulo yeendleko ezenziweyo ngokubhekiselele kuyo okanye iindleko ezizezinye okanye umonakalo.

(2) ukuba ngaba umntu unokukhuthaza, aphembelele, acenge okanye anyanzele umqeshwa weSixeko okanye omnye umntu ukuba enze ulwaphulo mthetho ngokwemiqathango yalo Mthetho kaMasipala yena uya kuba nobutyala bolwaphulo mthetho

(3) ukuba nawuphi na umntu uthe wakhuthaza umqeshwa weSixeko ukuba aqokelele aze alahle inkunkuma ngaphandle kwentlawulo efanelekiley kwiBhunga, okanye kusetyenziswe iindlela ezilungileyo, uya kuba nobutyala bolwaphulo mthetho.

(4) Nawuphi na wenkunkuma othe wasilela ukungenisa okanye ukuthobela isicwangciso esihlangeneyo solawulo lwenkunkuma ngokwemiqathango yalo Mthetho kaMasipala uya kuba nobutyala bolwaphulo mthetho.

(5) Nawuphi na umntu othe wenza naluphi na ulwaphulo mthetho ekubhekiselelwe kulo kumacandelwana (2) ukuya (4) okanye naluphi na olunye ulwaphulo mthetho ngokwemiqathango yalo Mthetho kaMasipala uya kuthi akugwetywa athwale uxanduva lwentlawulo esisohlwayo esibuncinane bungama-R500 kodwa singadlulanga kwi-R10 000 okanye ukuvalelwa entolongweni malunga nesithuba esizinyanga ezi-6 kodwa singadlulanga kwiminyaka emi-2, okanye zozibini izohlwayo nokuvalelwa oko.

(6) Inkundla inakho ngaphezulu kwesohlwayo esikhutshiweyo ngokwecandelwana (5), ukuyalela umntu ukuba alungise umonakalo, alungise ilahleko, avuselele undalo, asuse inkunkuma, okanye igqibe ngemiqathango emayithatyathelwe umntu lowo kunye nentlawulo yeendleko ezenziweyo ngokubhekiselele kuso okanye naziphi na ezinye iindleko okanye umonakalo.

(7) Inkundla inakho, xa iqwalasela nasiphi na isigwebo esilungiselelwe ulwaphulo mthetho ngokwemiqathango yalo Mthetho kaMasipala, ithathele ingqalelo oku kulandelayo:

- (a) xa athe umntu walibazisa ukuthobela okanye wasilela ukuthobela imiqathango yezaziso okanye imiyalelo enikezelweyo kuloo mntu phantsi kwalo Mthetho kaMasipala;
- (b) ukuba ngaba umntu ufumene uncedo lwemali okanye wayeza kufumana uncedo lwemali ngenxa yokuqhutywa kolwaphulo mthetho;
- (c) ubungqongqo bolwaphulo mthetho ngokwemiqathango yempembelelo yalo okanye impembelelo engakho kwimpilo, kwindlela yokuziphatha, kukhuseleko loluntu kunye nendalo.

Izigunyaziso ligosa lolawulo lwenkunkuma

24. Igosa lolawulo lwenkunkuma liya kuba nelungelo lokugunyazisa naliphi na igosa leSixeko naliphi na igunya lokulawula anawo okanye uxanduva ngokwemiqathango yalo Mthetho kaMasipala.

Imisebenzi kunye namagunya egosa lolawulo lwenkunkuma

25. Igosa lolawulo lwenkunkuma liya kuba noxanduva lokulawula, ukuphatha nokunyanzela izibonelelo zalo Mthetho kaMasipala nomthetho wesizwe nowephondo onxulumene nolawul lwenkunkuma.

Izilungiso kwiinkonzo zokuhanjiswa kwenkunkuma

26. Isixeko sinakho ukulungisa naziphi na iinkonzo zokuhanjiswa kwenkunkuma nokucoca nje ukuba kwaziswe uluntu, kuthatyathwe inxaxheba yaye namagqabantshintshi sele equkunjelwe ngaphandle kokuba isilungiso siyasebenza, siqoqosha iindleko yaye njengenjongo yaso sithintela ukwandiswa kwenkunkuma, sinciphisa inkunkuma okanye sinciphisa inkunkuma ekufuneka ihanjiswe.

Izibonelelo zethutyana

27. Naluphi na ulwamkelo olunikezelwe ngokuhambelana nemithetho kamasipala yangaphambili iya kuba yesebenzayo ngokubhekiselele kwiinkcukacha ebe inikezelwe phantsi kwayo yaye ngokubhekiselele kumntu ebezinikezelwe yena, kodwa zingena kunikezelwa komnye umntu.

Izikhokhelo

28. Ibhunga linokuqulunqa izikhokhelo ezingahambelani neminye imithetho ngokubanzi ukulungiselela ukuqhuba ngokungcono izazathu neenjongo zalo Mthetho kaMasipala.

Ukuguzulwa kwemithetho kaMasipala emidala

29. Imithetho kaMasipala ekwiShedyuli-A apha iyaguzulwa.

Ukutolikwa

30. Xa kuthe kwakho impixwano koluxwebu phakathi kolwimi lwesiNgesi, isiXhosa, nesiBhulu malunga nalo Mthetho kamasipala, uxwebu lwesiNgesi lulo oluyakusetyenziswa nolwamkelekileyo.

Isihloko esifutshane nokuqalisa

31. Lo Mthetho kaMasipala ubizwa ngokuba iSixeko saseKapa: Umthetho kaMasipala woLawulo oluHlangeneyo lweNkunkuma yaye uqala ukusebenza xa ubhengezwe kwiGazethi yePhondo.

ISHEDYULI
IMITHETHO EGUZULWEYO

ULAWULO	IMITHETHO KAMASIPALA EGUZULWEYO
UMasipala waseBrackenfell	P.N. 538/1968: Umthetho kamasipala onxulumene nokusiswa nokulahlwa kwenkunkuma
UMasipala waseKapa	P.N. 0733/1961: Umthetho kamasipala weMigqomo yeNkunkuma
UMasipala waseHelderberg	P.N. 656/2000: Umthetho kamasipala onxulumene nokusiswa nokulahlwa kwenkunkuma
UMasipala waseKuil River	P.N. 287/1964: Umthetho kamasipala onxulumene nokusiswa nokulahlwa kwenkunkuma
UMasipala wasePinelands	P.N. 34/1982: Umthetho kamasipala onxulumene nokusiswa kwenkunkuma
UMasipala waseSouth Peninsula	P.N. 228/1999: umthetho kamasipala wenkunkuma eqinileyo
UMasipala waseTygerberg	P.N. 89/1999: Umthetho kamasipala wokusiswa kwenkunkuma
Ibhunga leThutyana leWest coast Peninsula	P.N. 123/1997: Umthetho kamasipala wokusiswa kwenkunkuma (njengoko usebenza kummandla kamasipala weSixeko saseKapa)
Isongezelelo	
Unicity	Umthetho kaMasipala wongcoliso nokuLahlwa kwenkunkuma (iGazethi yePhondo 5894, 21 Juni 2002)

ISHEDYULI
IZOHLWAYO ZOKUVUMA UBUTYALA

ICANDELO	ULWAPHULO MTHETHO	ISOHLWAYO
Icandelo 15(1)	Ungcoliso okanye ukulahlwa kwenkunkuma engaphantsi kwe-1m ³	R500
	Ungcoliso okanye ukulahlwa kwenkunkuma engaphantsi kwe-1m ³ ukuya kwi-3m ³	R1 000
	Ungcoliso okanye ukulahlwa kwenkunkuma engaphantsi kwe-1m ³ ukuya kwi-5m ³	R1 500
	Ungcoliso okanye ukulahlwa kwenkunkuma engaphezulu kwe-5m ³ ukuya kwi-7m ³	R2 000
	Ungcoliso okanye ukulahlwa kwenkunkuma engaphezulu kw-7m ³ ukuya kwi-8m ³	R2 500
Icandelo 12(b)	Ukuhanjiswa komthwalo ongagqunywanga othe wanesiphumo sokuchitheka komthwalo-Ukuchitheka okungaphantsi kwe-1m ³	R500
	Ukuchitheka okungaphantsi kwe-1m ³ ukuya kwi-3m ³	R1 000
	Ukuchitheka okungaphezulu kwe-3m ³ ukuya 5m ³	R1 500
	Ukuchitheka okungaphezulu kwe-5m ³ ukuya kwi-7m ³	R2 000
	Ukuchitheka okungaphezulu kwe-7m ³ ukuya kwi-8m ³	R2 500
	Ukuhanjiswa komthwalo ongakhuselekanga othe wanesiphumo sokuchitheka komthwalo-Ukuchitheka okungaphantsi kwe-1m ³	R500
	Ukuchitheka okungaphantsi kwe-1m ³ ukuya kwi-3m ³	R1 000
	Ukuchitheka okungaphezulu kwe-3m ³ ukuya 5m ³	R1 500
	Ukuchitheka okungaphezulu kwe-5m ³ ukuya 7m ³	R2 000
	Ukuchitheka okungaphezulu kwe-7m ³ ukuya 8m ³	R2 500