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## SWARTLAND MUNICIPALITY

### BY-LAW RELATING TO BOUNDARY WALLS AND FENCES

In terms of and under the provisions of section 156 of the Constitution of the Republic of South Africa, 1996, the Swartland Municipality, enacts as follows:—

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#### 1. Definitions

In this by-law, the English text shall prevail in the event of an inconsistency between the different texts, and unless the context otherwise indicates:—

**‘alter’** includes to cause, allow or permit to be altered;

**‘boundary’** in relation to a land unit, means one of the cadastral lines separating such unit from another land unit or from a public street or road;

**‘erect’** includes to cause, allow or permit to be erected;

**‘ground level’** means the natural level of the ground, except where such level has been disturbed, in which case the street level is to be regarded as the ground level;

**‘municipality’** means the Municipality of Swartland established in terms of Section 12 of the Municipal Structures Act, 117 of 1998, and includes any political structure, political office bearer, councillor, duly authorised agent or any employee acting in connection with this by-law by virtue of a power vested in the municipality and delegated or sub-delegated to such political structure, political office bearer, councillor, agent or employee;

**‘owner’** means—

- (a) the owner of the land, building or premises; or
- (b) the person or occupier in control of the land, building or premises or any person who has or had a right to use the land at the time when the situation came about;

**‘public land’** means any land of which the ownership is vested in the municipality;

**‘repair’** has the meaning assigned to it in the Fencing Act, 1963 (Act 31 of 1963);

**‘structure’** in addition to its ordinary meaning, includes a system of constructional elements and components of any wall, fence or pillar;

## SWARTLAND MUNISIPALITEIT

### VERORDENING INSAKE MURE EN HEININGS

Kragtens die bepalings van artikel 156 van die Grondwet van die Republiek van Suid-Afrika, 1996, bepaal die Swartland Munisipaliteit soos volg:—

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#### 1. Definisies

In hierdie verordening, geniet die Engelse teks voorrang in die geval van ’n teenstrydigheid tussen die verskillende tekste, en tensy dit uit die samehang anders blyk, het die volgende woorde die volgende betekenis:—

**“eienaar”** beteken—

- (a) die eienaar van die grond, gebou of perseel; of
- (b) die persoon of okkupeerder in beheer van die grond, gebou of perseel of enige persoon wat die reg het om die grond te gebruik of die reg daartoe gehad het op die tydstip toe die situasie ontstaan het.

**“grens”** ten opsigte van ’n grondeenheid, beteken dit een van die kadastrale lyne wat die grondeenheid van ’n ander grondeenheid of openbare pad of straat onderskei;

**“die Wet”** beteken die Wet op Nasionale Bouregulasies en Boustandaarde, 1977 (Wet 103 van 1977) en enige Regulasies ingevolge daarvan afgekondig;

**“grondvlak”** beteken die natuurlike vlak van die grond, behalwe waar sodanige vlak versteur is, in welke geval die straatvlak as die grondvlak beskou moet word;

**“herstel”** dra die betekenis wat ingevolge die Wet op Heinings, 1963 (Wet 31 van 1963) daarin toegeskryf word.

**“muur”** beteken enige muur, heining of ringmuur opgerig op of langs die grens van eiendom en enige ander struktuur, insluitend, maar nie beperk nie tot sekuriteitstoestelle, byvoorbeeld skerpe punte, elektriese heining, doring- of lemmetjiesdraad wat daaraan of daarop aangebring is;

**“munisipaliteit”** beteken die Swartland Munisipaliteit wat ingevolge Artikel 12 van die Wet op Munisipale Strukture, 117 van 1998, daargestel is en sluit alle politieke strukture, politieke ampsdraers, raadslede, behoorlik gemagtigde agente of alle werknemers in wat ingevolge hierdie verordening optree uit hoofde van ’n bevoegdheid

‘the Act’ means the National Building Regulations and Standards Act, 1977 (Act 103 of 1977) and the regulations promulgated in terms thereof;

‘wall’ means any wall, fence or enclosing structure erected on or next to a property boundary and any other structures (including but not limited to security devices, for example spikes, electric fencing, barbed or razor wire) affixed to or on top of it.

## 2. Principles and objectives

The municipality, aware of its duty to provide a safe and healthy environment, in this by-law regulates walls and fences with the aim of safeguarding its residents and visitors to the area.

## 3. Application

(1) This by-law shall apply in the area of jurisdiction of the municipality, including private residential developments with or without controlled entrance in as far as this by-law is not in conflict with the conditions imposed in terms of the municipality’s Zoning Scheme Regulations on any development.

(2) Subject to the applicable Zoning Scheme Regulations of the Municipality, the provisions of this by-law relating to an electrical fence, barbed wire and razor wire do not apply to land zoned for agricultural purposes, except where such electrical fence, barbed wire or razor wire is erected on the boundary between the agricultural land and public land or residential premises forming part of any township indicated on a diagram or general plan approved by the Surveyor General;

## 4. Permission for erection of walls fences

(1) No person may, without the consent of the municipality, and subject to any conditions imposed by the municipality, erect a wall or fence of any nature on any boundary.

(2) The provisions of subsection (1) shall not apply in respect of a wall or fence erected on agricultural land where such a wall or fence does not abut on a township or public land.

(3) Any person applying for the municipality’s permission to erect a wall or fence must submit plans drawn in accordance with the scales stipulated in the Act, clearly indicating the position of the erf, materials to be used in construction and the method of construction together with the dimensions of the proposed wall or fence.

(4) Should the municipality refuse permission, it must furnish reasons in writing for the refusal.

## 5. Height of walls and fences

(1) (a) The height of any wall or fence situated on street boundaries or abutting upon public land shall not exceed the measurements as described in Tables 17 and 18 of SANS 10400;

(b) Walls and fences comprising of materials not described in the tables referred to in paragraph (a) shall not exceed a height of 2.1 metres.

(2) An electrified fence, electrified railing or other electrified barrier may not be erected on any boundary, unless—

(a) it is erected on top of a wall which may not be less than 1,8 metres high and built of brick, cement, concrete or similar material; and

(b) it complies with the Electrical Machinery Regulations, as published in Government Notice R1593, dated 12 August, 1988.

wat by die munisipaliteit berus en aan sodanige politieke struktuur, politieke ampsdraer, raadslid, agent of werknemer gedelegeer of gesub-delegeer is;

“openbare grond” beteken enige grond waarvan die eienaarskap by die munisipaliteit berus;

“oprig” sluit in om te veroorsaak, toe te laat of toe te stem dat iets opgerig word;

“struktuur” benewens die gewone betekenis sluit dit ook in ’n stelsel van konstruksie elemente en komponente van enige muur, heining of pilaar;

“wysig” beteken om te veroorsaak, toe te laat of toe te stem dat iets gewysig word;

## 2. Beginsels en doelstellings

Die munisipaliteit is bewus van sy plig om ’n veilige en gesonde omgewing te voorsien en reguleer gevolglik in hierdie verordening mure en heinings met die doel om inwoners en besoekers aan die gebied te beveilig.

## 3. Toepassing

(1) Hierdie verordening is van toepassing in die regsgebied van die munisipaliteit, insluitend privaat residensiële ontwikkelings met of sonder beheerde toegange insoverre die bepalings van hierdie verordeninge nie teenstrydig is met die voorwaardes van hersonering op sodanige ontwikkeling opgelê ingevolge die munisipaliteit se Sonering Skemaregulasies nie.

(2) Onderworpe aan die bepalings van die die Sonering Skemaregulasies van die munisipaliteit, is die bepalings van hierdie verordening, ten aansien van elektriese heinings, doringdraad en lemmetjiesdraad, nie van toepassing op grond wat vir landboudoeleindes gesoneer is nie, behalwe indien sodanige elektriese heining, doringdraad- of lemmetjiesdraad opgerig is op die grens tussen die landbougrond en openbare grond of residensiële persele wat deel uitmaak van enige dorpsgebied soos aangedui op ’n algemene plan goedgekeur deur die Landmeter Generaal.

## 4. Goedkeuring vir die oprigting van mure of heinings

(1) Niemand, mag, sonder die toestemming van die munisipaliteit, ’n muur of heining op die grens van ’n perseel oprig nie.

(2) Die bepalings van subartikel (1) geld nie ten opsigte van ’n heining of muur wat op landbougrond opgerig word, waar sodanige landbougrond nie aan ’n dorpsgebied of openbare grond grens nie.

(3) ’n Persoon wat by die munisipaliteit aansoek doen om goedkeuring om ’n muur of heining op te rig, moet planne indien, geteken volgens die skale voorgeskryf in die Wet, waarop duidelik aangetoon word die ligging van die erf, die fondamente, die boumateriaal wat gebruik gaan word en die boumetode, asook die afmetings van die voorgestelde muur of heining.

(4) Indien die munisipaliteit toestemming weier, moet skriftelike redes daarvoor voorsien word.

## 5. Hoogte van mure en heinings

(1) (a) Die hoogte van enige muur of heining geleë op straatgrense of aangrensend aan openbare grond mag nie die afmetings soos bepaal in Tabela 17 of 18 van Deel K van SANS 10400, oorskry nie;

(b) Mure of heinings wat uit materiaal bestaan wat nie in die tabelle genoem in paragraaf (a) gelys is nie, mag nie ’n hoogte van 2,1 meter oorskry nie.

(2) ’n Elektriese heining, reling of ander elektriese versperring mag nie op ’n grens opgerig word nie tensy—

(a) dit opgerig is bo-op ’n muur wat minstens 1,8m hoog is en van baksteen, sement, beton of soortgelyke materiaal gebou is nie; en

(b) dit voldoen aan die Regulasies insake Elektriese Masjinerie, soos gepubliseer in Goewermentskennisgewing R1593, gedateer 12 Augustus 1988;

(3) A barbed wire fence, railing, or other barrier with spikes or other sharp or pointed protrusions must be erected on top of a wall of not less than 2 metres in height.

(4) The height of walls and fences shall be measured from the level of the pavement and in the absence of a pavement, from the natural level of the ground outside the property immediately adjacent to such wall or fence. If the ground level slopes longitudinally along the length of the wall, then its height at each end of the slope shall not exceed the permitted height and it may be stepped in which case it shall be stepped in a series of even steps between piers (where necessary) which steps shall deviate as little as possible from the average permitted height.

#### 6. Materials of walls and fences

Walls and fences erected on street boundaries or boundaries abutting upon public open spaces shall be comprised of either of the following materials only—

- (a) face bricks with face-brick finishing;
- (b) plastered and painted brickwork or bagged or cement finished brickwork;
- (c) plastered and painted concrete block work or bagged or cement finished concrete block work;
- (d) decorative brick blocks;
- (e) precast concrete panels;
- (f) galvanised or plastic coated wire mesh;
- (g) wooden fences which shall consist of processed timber as approved by the building control officer; or
- (h) cast iron work or vertical steel railings; or
- (i) any other material which complies with the specifications or requirements of the municipality.

#### 7. Piers and columns

Where piers or columns of brick, stone, concrete or similar materials are required by the municipality to ensure stability, their size and spacing shall be in accordance with the requirements of the municipality.

#### 8. Fair face walls and fences

All walls and fences shall present a fair face to the street and to abutting public open spaces in accordance with the provisions of section 6.

#### 9. Dilapidated and unsightly walls and fences

(1) A person who has obtained permission in terms of subsection (4) must ensure that the wall or fence is maintained in a good condition.

(2) Notwithstanding the provisions of the Fencing Act, (Act 61 of 1963), the owner of agricultural land upon which a wall of fence is erected which abuts on a township or public land, remains responsible for the maintenance of such wall or fence.

(3) No person may—

- (a) without the prior written consent of the municipality demolish, interfere with or damage a fence for which consent has been granted in terms of subsection (4);
- (b) allow a wall or fence to fall into disrepair or to become unsightly or dangerous to the safety of any person or property;
- (c) affix to or allow to be affixed to a fence any posters, placards or similar notices, or draw or apply anything on a fence unless it is done so in terms of any other by-law of the municipality.

(3) 'n Doringdraad heining, reling, of ander versperring met lang spykers of ander skerp of gepunte uitsteekstels moet op 'n muur van minstens 2 meter in hoogte opgerig word.

(4) Die hoogte van mure en heinings word gemeet vanaf die vlak van die sypaadjie of as daar nie 'n sypaadjie is nie, die natuurlike vlak van die grond buite die eiendom naaste aan sodanige muur of heining. Indien die grondvlak in die lengte van die muur val, mag die hoogte van die muur of heining aan weerskante van die val nie die toelaatbare hoogte oorskry nie en mag dit met trappies gebou word, in welke geval dit met gelyke trappies tussen pilare (waar nodig) wat so min as moontlik van die gemiddelde toelaatbare hoogte afwyk, gebou moet word.

#### 6. Materiaal van mure en heinings

Mure en heinings geleë op straatgrense of grense aangrensend aan openbare grond, mag net uit die volgende materiaal bestaan—

- (a) sierstene met siersteenafwerking;
- (b) gepleisterde en geverfde baksteenwerk of gesaksmeerde of sement afgewerkte baksteenwerk;
- (c) gepleisterde en geverfde betonblokwerk of gesaksmeerde of sement afgewerkte betonblokwerk;
- (d) dekoratiewe baksteenblokke;
- (e) voorafvervaardigde betonpanele,
- (f) gegalvaniseerde of plastiekbedekte maasdraad;
- (g) houtheinings wat uit behoorlik verwerkte timmerhout bestaan, alleenlik soos goedgekeur deur die boubeheer-beampte;
- (h) smee-ysterwerk of vertikale staal relings; of
- (i) enige ander materiaal wat aan die spesifikasies of vereistes van die munisipaliteit voldoen.

#### 7. Steunpilare en kolomme

Waar steunpilare en kolomme van baksteen, klip, beton of soortgelyke materiaal deur die munisipaliteit vereis word ten einde stabiliteit te verseker, moet die grootte en spasiering wees ooreenkomstig die vereistes van die munisipaliteit.

#### 8. Skoonvlakkige mure en heinings

Alle mure en heinings moet in ooreenstemming met die bepalings van artikel 6 skoonvlakkig wees aan die kant van die straat en aangrensende openbare grond.

#### 9. Vervalle en onooglike mure en heinings

(1) 'n Persoon wat toestemming ingevolge artikel 4 verkry het, of wat die eienaar van 'n bestaande heining is, moet toesien dat die muur of heining in goeie toestand onderhou word.

(2) Nieteenstaande die bepalings van die Wet op Heinings, (Wet 61 van 1963), is die eienaar van landbougrond waarop 'n muur of heining opgerig is wat grens aan 'n dorpsgebied of openbare grond, verantwoordelik vir die instandhouding van sodanige muur of heining.

(3) Niemand mag—

- (a) sonder die skriftelike toestemming van die munisipaliteit 'n heining waarvoor toestemming ingevolge subartikel (4) verleen is, afbreek, dit verander of beskadig nie;
- (b) toelaat dat enige heining in 'n swak toestand verval, onooglik raak of 'n gevaar inhou vir 'n persoon of eiendom nie; of
- (c) enige plakkate of soortgelyke kennisgewings op 'n muur of heining aanbring of toelaat dat dit daarop aangebring word of enigiets daarop teken of aanwend nie, tensy dit ingevolge enige ander verordening van die munisipaliteit gedoen word.

## 10. Compliance and enforcement

(1) The municipality may, whenever it appears that in the interests of safety—

- (a) a wall or fence needs to be erected or repaired, instruct the owner or occupier on whose premises such wall or fence needs to be erected or repaired, to undertake such steps as stipulated in the notice; or
- (b) the height of a wall or fence at a street corner needs to be reduced, by order in writing instruct the owner or occupier of the property to reduce the height of such wall or fence to a height specified in such notice.

(2) Where a person contravenes a provision of this by-law, the municipality may in writing issue a compliance notice and serve it on the person concerned to take remedial measures.

(3) The notice of compliance must state—

- (a) the name and residential or postal address of the responsible person;
- (b) the requirement which has not been complied with;
- (c) measures required to remedy the situation;
- (d) that the person must within a specified period take the measures to comply with the notice and to complete the measures before a specified date; and
- (e) the right to appeal as contained in section 14.

(4) The municipality may take such measures as it deems necessary to remedy the situation, including obtaining a demolition order from a competent court, and recover any cost incurred in doing so from the owner or occupier of such premises.

(5) The municipality may appoint any official to administer the implementation and enforcement of this by-law

## 11. Demolition order

(1) A person on whom a demolition order has been served must demolish the wall or fence and remove the materials.

(2) Should the municipality demolish it, it may dispose of the whole or any part of the materials from any fence by public auction or public tender.

(3) The municipality may deduct from the proceeds of any materials disposed of the costs of any pulling down, removal or demolition and will pay any balance to the owner or occupier of the premises.

## 12. Authentication and service of documents and notices

(1) An order, notice or other document requiring authentication must be signed by the municipality.

(2) Any notice or other document that is served on a person is regarded as having been served when it is served in accordance with section 115(1) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000).

(3) Service of a copy shall be deemed to be service of the original.

(4) Any legal process is effectively and sufficiently served on the municipality when it is delivered to the municipal manager or a person in attendance at the municipal manager's office.

## 13. Offences and Penalties

(1) A person commits an offence if he or she—

- (a) hinders or interferes with an official in the execution of his or her official duties;
- (b) pretends to be an official;
- (c) furnishes false or misleading information when complying with a request of an official; or

## 10. Nakoming en afdwinging

(1) Die munisipaliteit mag, waar dit blyk dat in die belang van veiligheid—

- (a) 'n muur of heining opgerig of herstel moet word, die eienaar of okkupeerder op wie se perseel sodanige heining opgerig of herstel moet word, opdrag gee om sodanige stappe te doen soos voorgeskryf in die kennisgewing; of
- (b) die hoogte van 'n muur of heining op 'n straathoek verminder moet word, die eienaar of okkupeerder van die eiendom skriftelik gelas om die hoogte van sodanige muur of heining te verminder tot 'n hoogte wat in sodanige kennisgewing gespesifiseer word.

(2) Wanneer 'n persoon 'n bepaling van hierdie verordening oortree, mag die munisipaliteit 'n kennisgewing van nakoming op die betrokke persoon dien om regstellende stappe te neem.

(3) Die kennisgewing van nakoming moet die volgende bevat—

- (a) die naam en woon- of posadres van die verantwoordelike persoon;
- (b) die vereiste waaraan nie voldoen is nie;
- (c) maatreëls wat vereis word om die situasie reg te stel;
- (d) dat die persoon die maatreëls binne 'n voorgeskrewe tydperk moet tref ten einde die kennisgewing na te kom en die maatreëls voor 'n gespesifiseerde datum voltooi; en
- (e) die reg om appèl aan te teken, soos vervat in artikel 14.

(4) Die munisipaliteit mag sodanige maatreëls tref as wat hy nodig ag om die situasie reg te stel, met inbegrip van die verkryging van 'n slopingsbevel van 'n bevoegde hof en die koste verbonde daaraan verhaal van die eienaar of okkupeerder van die eiendom.

(5) Die munisipaliteit mag enige amptenaar aanwys om die implementering en afdwinging van hierdie verordening te administreer.

## 11. Slopingsbevel

(1) 'n Persoon aan wie 'n slopingsbevel beteken is, moet die muur of heining sloop en die materiaal verwyder.

(2) Indien die munisipaliteit dit sloop, mag dit die materiaal verwyder en met al die materiaal of 'n deel daarvan wegdoen by wyse van openbare veiling of openbare tender.

(3) Die munisipaliteit mag die koste van enige afbreek, verwydering of sloping aftrek van die opbrengs verkry uit enige verkope van materiaal en sal die oorblywende bedrag betaal aan die eienaar of okkupeerder van die eiendom.

## 12. Waarmerking en betekening van kennisgewings en ander dokumente

(1) 'n Bevel, kennisgewing of ander dokument wat waarmerking vereis moet behoorlik deur die munisipaliteit onderteken wees.

(2) Enige kennisgewing of ander dokument wat op 'n persoon beteken word, word geag beteken te wees indien dit beteken is ooreenkomstig artikel 115(1) van die Wet op Plaaslike Regering: Munisipale Stelsels 2000 (Wet 32 van 2000).

(3) Betekening van 'n afskrif sal geag wees betekening van die oorspronklike.

(4) Enige regsproses is effektief en voldoende op die munisipaliteit beteken wanneer dit afgelewer word by die munisipale bestuurder of 'n persoon aanwesig in die munisipale bestuurder se kantoor.

## 13. Strafbepalings

(1) 'n Persoon pleeg 'n misdryf indien hy of sy—

- (a) 'n gemagtigde amptenaar hinder of teenstaan in die uitvoering van sy of haar pligte;
- (b) voorgee om 'n amptenaar te wees;
- (c) valse of misleidende inligting verskaf op versoek van 'n gemagtigde beampte; of

- (d) fails to comply with a request of an official.

(2) A person who contravenes any provision of this by-law or fails to comply with any notice issued in terms of section 10 commits an offence and shall on conviction be liable to—

- (a) a fine or imprisonment, or either such fine or imprisonment or to both such fine and such imprisonment and,
- (b) in the case of a continuing offence, to an additional fine or an additional period of imprisonment or to such additional imprisonment without the option of a fine or to both such additional fine and imprisonment for each day on which such offence is continued and,
- (c) a further amount equal to any costs and expenses found by the court to have been incurred by the municipality as result of such contravention or failure.

#### 14. Appeal

A person whose rights are affected by a delegated decision of the municipality may appeal against that decision by giving written notice of the appeal and the reasons therefor in terms of section 62 of the Local Government: Municipal Systems Act, Act 32 of 2000 to the municipal manager within 21 days of the date of the notification of the decision.

#### 15. Exemptions

(1) Any person may in writing apply to the municipality for exemption from any provision of this by-law.

(2) The municipality may—

- (a) grant an exemption in writing and set and determine the period for which such exemption is granted;
- (b) alter or cancel any exemption or condition in an exemption; or
- (c) refuse to grant an exemption.

(3) An exemption does not take effect before the applicant has undertaken in writing to comply with the conditions imposed by the municipality, however, if an activity is commenced before such undertaking has been submitted to the municipality, the exemption lapses.

(4) If any condition of an exemption is not complied with, the exemption lapses immediately.

#### 16. Liaison forums in community

(1) The municipality may establish one or more liaison forums in a community for the purposes of obtaining community participation with regard to the matters dealt with in this by-law.

(2) A liaison forum may consist of—

- (a) a member of members of an interest group, or an affected person;
- (b) a designated official or officials of the municipality; and
- (c) a councillor.

(3) The municipality may, when considering an application for consent, permit or exemption in terms of this by-law, request the input of a liaison forum.

(4) A liaison forum or any person contemplated in subsection (2) may on own initiative submit an input to the municipality for consideration.

#### 17. Repeal of by-laws

The By-law Relating to the Control of Boundary Walls and Fences on Streets and Open Places promulgated in Provincial Gazette No. 6067 of 19 September 2003 is hereby repealed.

- (d) versuim om aan 'n versoek van 'n gemagtigde beampte te voldoen.

(2) 'n Persoon wat enige bepaling van hierdie verordening oortree of versuim om aan 'n kennisgewing uitgereik ingevolge artikel 10 te voldoen, pleeg 'n misdryf en kan by skuldigbevinding—

- (a) 'n boete of gevangenisstraf opgelê word, of sodanige boete of gevangenisstraf, of beide sodanige boete en sodanige gevangenisstraf; en
- (b) in die geval van 'n voortgesette misdryf, 'n bykomende boete of 'n bykomende tydperk van gevangenisstraf of sodanige bykomende gevangenisstraf sonder die opsie van 'n boete of beide sodanige bykomende boete en gevangenisstraf vir elke dag waarop sodanige misdryf voortduur; en
- (c) 'n verdere bedrag gelyk aan enige koste en uitgawes wat die hof bevind deur die munisipaliteit aangegaan is weens sodanige oortreding of versuim.

#### 14. Appèl

Iemand wie se regte geraak word deur 'n besluit wat deur die munisipaliteit gedelegeer is, mag ingevolge Artikel 62 van die Wet op Plaaslike Regering : Munisipale Stelsels, Wet 32 van 2000 teen die besluit appèl aanteken by wyse van skriftelike kennisgewing van die appèl en die redes daarvoor aan die Munisipale Bestuurder binne 21 dae van die datum van kennisgewing van die besluit.

#### 15. Vrystellings

(1) Enigiemand mag skriftelik by die munisipaliteit aansoek doen om vrystelling van enige bepaling van hierdie verordening.

(2) Die munisipaliteit mag—

- (a) skriftelik vrystelling verleen en die tydperk waarvoor sodanige vrystelling verleen word, bepaal en vasstel;
- (b) enige vrystelling of voorwaarde in 'n vrystelling wysig of kanselleer; of
- (c) weier om vrystelling toe te staan.

(3) 'n Vrystelling tree nie in werking voordat die aansoeker skriftelik onderneem het om te voldoen aan die voorwaardes wat deur die munisipaliteit opgelê word nie; met dien verstande verder dat indien die aansoeker met die betrokke aktiwiteit begin voordat sodanige onderneeming aan die munisipaliteit voorgelê is die vrystelling verval.

(4) Indien daar nie aan 'n voorwaarde van 'n vrystelling voldoen is nie, verval die vrystelling onmiddellik.

#### 16. Skakelforums in gemeenskap

(1) Die munisipaliteit mag een of meer skakelforums in 'n gemeenskap stig vir die doel om gemeenskapsdeelname te verkry in die aangeleentehede wat in hierdie verordening behandel word.

(2) 'n Skakelforum kan uit die volgende bestaan—

- (a) 'n lid of lede van 'n belangegroep, of 'n persoon wat geraak word;
- (b) 'n aangewese beampte of beamptes van 'n munisipaliteit; en
- (c) 'n raadslid.

(3) Die munisipaliteit mag, wanneer 'n aansoek om toestemming, 'n permit of vrystelling ingevolge hierdie verordening oorweeg word, om die inset van 'n skakelforum vra.

(4) 'n Skakelforum of enige persoon bedoel in subartikel (2) mag op sy of haar eie inisiatief 'n inset aan die munisipaliteit lewer vir laasgenoemde se oorweging.

#### 17. Herroeping van verordeninge

Die Verordening insake Beheer oor Grensmure en Heinings op Straatgrense en Openbare Oopruimtes afgekondig in Provinsiale Koerant No. 6067 van 19 September 2003 word hiermee herroep.

**18. Short title and commencement**

This by-law shall be known the Swartland Municipality: By-law Relating to Walls and Fences, and commences on the date of publication thereof in the Provincial Gazette.

**SWARTLAND MUNICIPALITY  
PARKING MANAGEMENT BY-LAW**

Under the provisions of section 156(2) of the Constitution of the Republic of South Africa, 1996, the Swartland Municipality enacts as follows—

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**1. Definitions**

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

**18. Kort titel en inwerkingtreding**

Hierdie verordening staan bekend as die Swartland Munisipaliteit: Verordening insake Mure en Heininge en tree in werking op die datum van die publikasie daarvan in die Provinsiale Koerant.

**SWARTLAND MUNISIPALITEIT  
VERORDENING INSAKE BESTUUR VAN PARKERING**

Ingevolge die bepalings van artikel 156(2) van die Grondwet van die Republiek van Suid-Afrika, 1996, verorden die Swartland Munisipaliteit soos volg—

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**1. Definisies**

In hierdie Verordening sluit woorde waarvan die manlike vorm gebruik word die vroulike vorm in en die enkelvoud sluit die meervoud in en omgekeerd. Die Engelse teks geld ingeval van teenstrydigheid tussen die verskillende tekste. Tensy uit die samehang anders blyk, beteken—

**‘authorised official’** means—

- (a) a traffic officer appointed under the Road Traffic Act, No.93 of 1996;
- (b) a member of the South African Police Services as defined in the South African Police Services Act, No.68 of 1995;
- (c) a peace officer contemplated by section 334 of the Criminal Procedure Act, No.51 of 1977;
- (d) an employee of the municipality or any other person who is appointed or authorised thereto by the municipality to perform any act, function or duty related to the provisions of this by-law, or exercise any power in terms of this by-law.

**‘caravan’** means any vehicle permanently fitted out for the use by persons for living and sleeping purposes, whether or not such vehicle is a trailer.

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

**‘municipality’** means the municipality of Swartland established in terms of section 12 of the Local Government: Municipal Structures Act, No.117 of 1998, and includes duly authorised agent, service provider or any employee thereof acting in connection with this by-law by virtue of a power vested in the municipality and delegated or sub-delegated to such agent service provider or employee;

**‘park’** means to keep a vehicle, whether occupied or not, stationary for a period of time longer than is reasonably necessary for the actual loading or unloading of persons or goods, but does not include any such keeping of a vehicle by reason of a cause beyond the control of the person in charge of such vehicle, and “parking” has a corresponding meaning;

**‘notice, notice board or sign’** means an adequate notice in two of the three official languages of the Province, or as acknowledged by the municipality, erected or posted in a prominent position or positions and maintained in a legible state. It includes an emblem board as approved by the municipality;

**‘parking attendant’** means an appointed person who on his own initiative offers a service to the public, whether in expectation of a reward or out of goodwill, at the request or with the consent of the person in charge of a vehicle, to supervise or render assistance while such vehicle is being parked or in the employ of an organisation who provide a parking attendant service;

**‘parking ground’** means any area of land set aside by the municipality, or any area controlled by, or of which the municipality has gained control, as a parking ground or garage for the parking of vehicles therein by members of the public, whether or not charges are prescribed by this by-law for use thereof;

**‘parking space’** means an area demarcated by means of parking lines, a parking bay painted on a street or otherwise indicated;

**‘public road or street’** means any road, street, cycle path, thoroughfare, parking bay or any other place and includes—

- (a) the verge of any such public road;
- (b) any foot path, sidewalk or similar pedestrian portion of a road reserve;
- (c) any bridge, ferry or drift traversed by any such public road;
- (d) any other object belonging to such public road, which has at any time been:

**“gemagtigde beampte”**

- (a) verkeersbeampte wat ingevolge die Padverkeerswet, 93 van 1996, aangestel is;
- (b) lid van die Suid-Afrikaanse Polisiediens soos omskryf in die Wet op die Suid-Afrikaanse Polisiediens, 68 van 1995;
- (c) vredesbeampte soos beoog in artikel 334 van die Strafproseswet, 51 van 1977;
- (d) werknemer van die munisipaliteit of enige ander persoon wat deur die munisipaliteit aangestel is of gemagtig is om enige handeling, funksie of plig uit te voer wat verband hou met die bepalinge van hierdie verordening, of om enige magte ingevolge hierdie verordening uit te oefen;

**“woonwa”** enige voertuig permanent toegerus vir gebruik deur persone vir leef- en slaapdoeleindes, of sodanige voertuig ’n sleepwa is of nie;

**“motorvoertuig”** enige selfaangedrewe voertuig en sluit sleepwa, leunwa, voertuig met pedale en enjin of elektriese motor as integrale deel daarvan of daaraan vasgeheg en wat ontwerp en aangepas is om aangedryf te word met behulp van sodanige pedale, enjin of motor, of sodanige pedale sowel as motor, maar sluit nie voertuig in wat aangedryf word deur elektriese krag wat van opgaarbatterye verkry word en wat deur voetganger beheer word nie; of voertuig met massa van nie meer as 230 kg nie en spesiaal ontwerp en gebou en nie bloot aangepas nie, vir gebruik deur enige persoon wat aan een of ander fisiese defek of gestremdheid ly en alleenlik deur daardie persoon gebruik word;

**“munisipaliteit”** die munisipaliteit van Swartland, gevestig ingevolge artikel 12 van die Wet op Plaaslike Regering: Munisipale Strukture, 117 van 1998, en sluit behoorlik gemagtigde agent, diensverskaffer of enige werknemer daarvan in wat met betrekking tot hierdie Verordening optree uit hoofde van mag wat in die munisipaliteit gevestig is en na sodanige agent, diensverskaffer of werknemer gedelegeer of gesubdeledeer is;

**“parkeer”** om ’n voertuig, met of sonder insittendes, langer te laat stilhou as wat redelikerwys nodig is om persone of goedere werklik op of af te laai, maar nie ook die stilhou van ’n voertuig weens ’n rede buite die beheer van die persoon in beheer van daardie voertuig nie, en “parkering” het ’n ooreenstemmende betekenis;

**“kennisgewing, kennisgewingbord of teken”** kennisgewing in twee van die drie amptelike tale van die Provinsie, of soos erken deur die munisipaliteit, wat op prominente plek of plekke opgerig is of vertoon word en in leesbare toestand gehou word; dit sluit embleembord soos goedgekeur deur die munisipaliteit in;

**“parkeeropsigter”** aangewese persoon wat op sy eie inisiatief diens aan die publiek lewer, met die verwagting om beloon te word of uit welwillendheid, op versoek van of met die toestemming van die persoon wat in beheer van voertuig is, om toesig te hou of hulp te verleen terwyl sodanige voertuig geparkeer word, of in diens van organisasie wat parkeeropsigtersdiens lewer;

**“parkeerterrein”** enige stuk grond wat deur die munisipaliteit opsy gesit is, of enige gebied wat deur die munisipaliteit beheer word of waarvoor die munisipaliteit beheer gekry het, as parkeerterrein of parkeergarage vir die parkering van voertuie deur lede van die publiek, ongeag of geld vir die gebruik daarvan deur hierdie verordening voorgeskryf word of nie;

**“parkeerplek”** gebied wat met behulp van parkeerstrepe afgebaken is, parkeerplek wat op straat geverf is, of wat andersins aangedui word;

**“openbare pad of straat”** enige pad, straat, fietsrypad, deurgang, parkeerplek of enige ander plek en sluit in—

- (a) die soom van enige sodanige openbare pad;
- (b) enige voetpad, sypaadje of soortgelyke voetgangergedeelte van padreserwe;
- (c) enige brug, pont of drif waarvoor of waardeur sodanige openbare pad loop;
- (d) enige ander voorwerp wat deel uitmaak van sodanige openbare pad, wat te eniger tyd—



- (i) dedicated to the public,
- (ii) used without interruption by the public for a period of at least 30 years,
- (iii) declared or rendered such by a municipality or other competent authority, or
- (iv) constructed by a local authority; and
- (e) any land, with or without buildings or structures thereon, which is shown as a public road on—
  - (i) any plan of subdivision or diagram approved by the municipality or other competent authority and acted upon,
  - (ii) any general plan as defined in the Land Survey Act, No. 8 of 1997, registered or filed in a deeds registry or Surveyor General's office, unless such land is on such plan or diagram described as a private public road;

**'Road Traffic Act'** means the National Road Traffic Act, No.93 of 1996;

**'road traffic sign'** means any sign erected or given to enhance road safety, traffic signs are boards with letters or sign thereon to warn or inform drivers of vehicles or pedestrians;

**'stop'** means to keep a vehicle, whether occupied or not, stationary for a period of time no longer that is reasonably necessary for the actual loading or off-loading of persons or goods, but does not include any such stopping by reason of a cause beyond the control of the driver of such vehicle;

## 2. Purpose of by-law

The purpose of this by-law is to achieve a safe environment for the benefit of residents within the area of jurisdiction of the municipality, and to provide for the supply, regulation and control of parking in the area of jurisdiction of the Swartland municipality.

## 3. Application

(1) This by-law shall apply on parking spaces and parking grounds situated on municipal property and shall be valid in the area of jurisdiction of the municipality in so far as it is applicable and not inconsistent with or excluded by the national Road Traffic Act, No. 93 of 1996 or any other Act.

(2) If a provision of this by-law is contrary to any other by-law of the municipality, the most restrictive by-law shall be applicable.

## CHAPTER 1: GENERAL PROVISIONS RELATING TO PARKING

### 4. Control of parking

(1) Whenever the public or a number of persons are entitled or allowed to use as a parking place an area of land, including land which is not part of a public road or a public place, an authorised official may, in cases of emergency or when it is desirable in the public interest, direct and regulate traffic thereon.

(2) The municipality may manage parking and collect fees related to parking or appoint a service provider to manage parking and to collect fees related to parking.

(3) No person may without the prior written approval of the municipality erect or place any sign or notice in any position or place indicating that parking in any parking space is either reserved for a person or a class of persons.

(4) The municipality may operate a parking management system in areas and during times and against payment of the fees determined by the municipality.

### 5. Work zone permits

Subject to any conditions the municipality may impose, a work zone parking permit may be granted for parking or other building or construction purposes in a parking space or parking ground or on the verge

- (i) vir die publiek afgesonder is,
- (ii) vir tydperk van minstens 30 jaar ononderbroke deur die publiek gebruik is,
- (iii) deur munisipaliteit of ander bevoegde owerheid as sodanig verklaar of beskikbaar gestel is, of
- (iv) deur plaaslike owerheid gebou is; en
- (e) enige grond, met of sonder geboue of strukture daarop, wat as openbare pad aangetoon word op—
  - (i) enige onderverdelingsplan of diagram wat deur die munisipaliteit of ander bevoegde owerheid goedgekeur is en waarvolgens gehandel is,
  - (ii) enige algemene plan soos omskryf in die Grondopmetingswet, 8 van 1997, wat by die akteskantoor of die kantoor van die Landmetergeneraal geregistreer of ingedien is, tensy sodanige grond op sodanige plan of diagram as privaat openbare pad beskryf word;

**"Padverkeerswet"** die Nasionale Padverkeerswet, 93 van 1996;

**"padteken"** enige teken opgerig of gegee om padveiligheid te verbeter; padtekens is borde met letters of tekens daarop om voertuigbestuurders of voergangers te waarsku of in te lig;

**"stilhou"** om voertuig, met insittendes of nie, vir tydperk langer as wat redelikerwys nodig is vir die werklike oplaai of aflaai van persone of goedere, te laat stil staan, maar sluit nie enige sodanige stilhou in as gevolg van oorsaak wat buite die beheer van die bestuurder van sodanige voertuig is nie.

## 2. Doel van Verordening

Die doel van hierdie Verordening is om veilige omgewing daar te stel tot voordeel van inwoners binne die regsgebied van die munisipaliteit en om voorsiening te maak vir die verskaffing, regulering en beheer van parkering in die regsgebied van die Swartland Munisipaliteit.

## 3. Toepassing

(1) Hierdie verordening sal van toepassing wees op parkeerplekke en parkeerterreine wat op munisipale eiendom geleë is en sal geld in die regsgebied van die munisipaliteit in soverre dit van toepassing is en nie in stryd is met die Nasionale Padverkeerswet, 93 van 1996, of enige ander wet nie, en nie deur so wet uitgesluit word nie.

(2) Indien bepaling van hierdie verordening in stryd is met enige ander verordening van die munisipaliteit, sal die mees beperkende verordening van toepassing wees.

## HOOFSTUK 1: ALGEMENE BEPALINGS MET BETREKKING TOT PARKERING

### 4. Beheer van parkering

(1) Wanneer die publiek of aantal persone daarop geregtig is of toegelaat word om stuk grond as parkeerplek te gebruik, met inbegrip van grond wat nie deel is van openbare pad of openbare plek nie, kan gemagtigde beampte in noodgevalle of wanneer dit in die openbare belang is, die verkeer daarop reël en reguleer.

(2) Die munisipaliteit kan parkering bestuur en geld met betrekking tot parkering invorder of diensverskaffer aanstel om parkering te bestuur en om die geld met betrekking tot parkering in te vorder.

(3) Geen persoon mag sonder vooraf skriftelike goedkeuring van die munisipaliteit enige teken of kennisgewing in enige posisie of op enige plek oprig of plaas wat aandui dat parkering op enige parkeerplek vir persoon of vir klas persone gereserveer is nie.

(4) Die munisipaliteit kan in gebiede en gedurende tye en teen betaling van die fooie wat deur die munisipaliteit bepaal word, parkeerbestuurstelsel bedryf.

### 5. Werksonepermitte

Onderworpe aan enige voorwaardes wat die munisipaliteit mag oëlê, kan werksone parkeerpermit uitgereik word vir parkering of ander bou- of konstruksiedoeleindes op parkeerplek of parkeerterrein of op die

of a road or in the road reserve if the municipality is satisfied that—

- (a) the part of the road or the area referred in subsection (1) is adjacent to the site of the proposed building or construction work;
- (b) the carrying out of the building or construction work is lawful; and
- (c) having regard to the nature of the building or construction work and the characteristics of the site of the work, it is not reasonably practical for all work activity involving vehicle loading and unloading and associated vehicle movements to be confined within the site.

#### 6. Municipal works parking permit

Subject to conditions the municipality may impose, a municipal works parking permit may be granted to allow a person to park one or more vehicles in a designated parking space, and for a period specified in the permit despite an indication on an official traffic sign to the contrary and despite the fact that paid parking would otherwise apply to the space if the person is—

- (a) an employee, contractor or agent of the municipality; and
- (b) parking the vehicle or vehicles in the space—
  - (i) for the purpose of carrying out work for or on behalf of the municipality; and
  - (ii) in the course of carrying out his or her duties for on behalf of the municipality.

#### 7. Reserved parking

(1) The municipality may reserve parking areas for the disabled, diplomatic corps; South African Police Services and any other groups identified by the municipality, and may designate such areas by notice or road signage and may impose conditions relating to the issue of special parking facility permits.

(2) No person may stop, park or leave a vehicle at any time in any designated parking space other than a vehicle displaying a designated parking permit or a vehicle used by a disabled person displaying a valid disabled permit issued in terms of regulation 305(A) of the National Road Traffic Regulations, 2000.

#### 8. Resident parking permits

Subject to any conditions the municipality may impose, a resident parking permit may be granted to persons—

- (a) who reside in a residence—
  - (i) situated on a section of road in circumstances where parking immediately adjacent to the residence is regulated by time; and
  - (ii) situated on a section of road in circumstances where the issue of the permit would not unduly impede the flow of traffic either on the road or in the area; and
- (b) whose residence does not have and cannot reasonably provide off-street parking.

#### 9. Parking in a loading zone

(1) No person may allow, subject to subsections (2) and (3), a vehicle to remain stationary in a loading zone—

- (a) between the hours of 07h00 and 16h30 on Mondays to Saturdays, except where such day is a public holiday;
- (b) between the hours of 07h00 to 12h00 on Sundays, except where such day is a public holiday; or
- (c) between other restricted hours as may be specified in respect of a particular loading zone by a road traffic sign or marking.

soom van die pad of in die padreserwe indien die munisipaliteit tevrede is dat—

- (a) die deel van die pad of die gebied aanliggend is tot die perseel van die voorgestelde bou- of konstruksiewerk;
- (b) die verrigting van die bou- of konstruksiewerk wettig is; en
- (c) dit met inagneming van die aard van die bou- of konstruksiewerk en die eienskappe van die perseel waar gewerk word, nie redelikerwys prakties is om al die werksaktiwiteite, wat die laai en aflaai van voertuie en die gepaardgaande beweging van voertuie behels, tot die perseel self te beperk nie.

#### 6. Parkeerpermit vir munisipale werk

Die munisipaliteit kan, onderworpe aan enige voorwaardes wat opgelê kan word, parkeerpermit vir munisipale werk toestaan om persoon toe te laat om een of meer voertuie op aangewese parkeerruimte te parkeer vir tydperk wat in die permit gespesifiseer word, ondanks amptelike verkeerstekens tot die teendeel en ondanks die feit dat betaalde parkering andersins op die parkeerplek van toepassing is, indien die persoon—

- (a) werknemer, kontrakteur of agent van die munisipaliteit is; en
- (b) die voertuig of voertuie op die parkeerplek parkeer—
  - (i) met die doel om werk vir of namens die munisipaliteit te verrig; en
  - (ii) in die loop van die uitvoering van sy of haar pligte vir of namens die munisipaliteit.

#### 7. Gereserveerde parkering

(1) Die munisipaliteit kan parkeergebiede vir gestremdes, die diplomatieke korps, die Suid-Afrikaanse Polisiediens en enige ander groepe wat deur die munisipaliteit geïdentifiseer word reserveer en kan sodanige gebiede deur middel van kennisgewing of padteken aanwys, en kan voorwaardes met betrekking tot die uitreiking van permitte vir spesiale parkeerfasiliteite opelê.

(2) Niemand mag te eniger tyd op enige aangewese parkeerplek stilhou, parkeer of die voertuig verlaat nie, behalwe voertuig wat permit vir aangewese parkeerplek vertoon of voertuig wat deur gestremde persoon gebruik word en geldige permit vir gestremdes vertoon ingevolge regulasie 305(A) van die Nasionale Padverkeersregulasies, 2000.

#### 8. Parkeerpermitte vir inwoners

Onderworpe aan enige voorwaardes wat die munisipaliteit mag opelê, kan parkeerpermit vir inwoners toegestaan word aan persone—

- (a) wat woon in woning—
  - (i) geleë aan gedeelte van die pad onder omstandighede waar parkering onmiddellik langs die woning deur tyd gereguleer word; en
  - (ii) geleë aan gedeelte van die pad onder omstandighede waar die uitreiking van die permit nie die verkeersvloei op die pad of in die gebied onbehoorlik sal belemmer nie; en
- (b) wie se woning nie parkering van die straat af het nie waar sodanige parkering nie redelikerwys voorsien kan word nie.

#### 9. Parkering op laaisone

(1) Geen persoon mag, ingevolge subartikel (2) en (3), toelaat dat voertuig op laaisone bly staan nie—

- (a) tussen die ure 07:00 en 16:30 op Maandae tot Saterdag, behalwe waar so dag openbare vakansiedag is;
- (b) tussen die ure 07:00 en 12:00 op Sondag, behalwe waar so dag openbare vakansiedag is; of
- (c) tussen ander beperkte ure wat ten opsigte van spesifieke laai-plek deur padverkeerstekens of merkteken aangedui word.

(2) No person may allow a vehicle, other than a goods vehicle, to remain stationary in a loading zone for more than ten minutes continuously, except while actually loading or off-loading persons or goods.

(3) No person may allow a goods vehicle to remain stationary in a loading zone for more than ten minutes continuously, except while the vehicle is being actually loaded or off-loaded.

(4) An authorised official may however, request the immediate removal of a vehicle from a loading zone even if the vehicle has not been stationary therein for longer than the maximum period allowed.

#### 10. Parking of heavy vehicles, trailers and caravans

(1) No person shall park—

- (a) a motor vehicle with a tare exceeding 3500 kg;
- (b) a trailer not attached to a vehicle;
- (c) a semi-trailer; or
- (d) a caravan not attached to a vehicle

on a public road or road reserve within the jurisdiction of the municipality or property of the municipality for a period of more than two hours between 06h00 and 19h00 daily.

(2) No person shall park a vehicle contemplated in subsection (1) (a) to (d) on a public road or road reserve within the jurisdiction of the municipality or property of the municipality between 19h00 and 06h00 daily.

(3) The provisions of subsections (1) and (2) shall not apply—

- (a) when a temporary parking permit has been issued by the municipality; or
- (b) when such vehicle, trailer or caravan is parked in a parking area designated therefor.

(4) The municipality may on application, issue a temporary parking permit to vehicles and trailers, which must park on public roads or road reserves for specific periods, because of agricultural, general heavy duty transport, business or industrial activities.

(5) Whenever a vehicle is parked in contravention of subsections (1) or (2), it is deemed that the owner thereof has parked such vehicle, unless the contrary is proved.

#### 11. Stopping of vehicles

(1) Except in order to avoid an accident, or in compliance with a road traffic sign or with a direction given by an authorised officer, or for any cause beyond the control of the driver, no person shall stop a vehicle on the roadway of a public road—

- (a) alongside or opposite an excavation or obstruction on the public road if other traffic would be obstructed or endangered by such stopping;
- (b) within any tunnel or subway or on any bridge or within six metres of any tunnel, subway or bridge;
- (c) on, or within six metres from the beginning or end of, any part of such roadway where the normal width thereof has for any reason been constricted;
- (d) in contravention of any road traffic sign;
- (e) on the right-hand side of such roadway facing oncoming traffic;
- (f) alongside or opposite any other vehicle on such roadway where such roadway is less than nine metres wide;
- (g) within the railway reserve at a level crossing;
- (h) within nine metres of his or her approaching side of a pedestrian crossing demarcated by appropriate road traffic signs; or
- (i) in any other place where the stopping of a vehicle would or would be likely to constitute a danger or an obstruction to other traffic.

(2) Geen persoon mag toelaat dat voertuig, behalwe goedervoertuig, vir langer as tien minute aaneenlopend op laaiplek staan nie, behalwe wanneer persone of goedere werklik op- of afgelaai word.

(3) Geen persoon mag goedervoertuig toelaat om vir langer as tien minute aaneenlopend op laaiplek stil te staan nie, behalwe terwyl die voertuig werklik goedere op- of aflaai.

(4) Gemagtigde beampte mag egter versoek dat voertuig onmiddellik van laaiplek verwyder word selfs al het die voertuig nie vir langer as die maksimum toegelate tyd op die plek gestaan nie.

#### 10. Parkering van swaar voertuie, sleepwaens en woonwaens

(1) Geen persoon mag—

- (a) motorvoertuig met tarra van meer as 3500 kg;
- (b) sleepwa wat nie aan voertuig geheg is nie;
- (c) leunwa; of
- (d) woonwa wat nie aan voertuig geheg is nie

op openbare pad of padreserwe binne die regsgebied van die munisipaliteit of eiendom van die munisipaliteit parkeer vir tydperk van meer as twee ure tussen 06:00 en 19:00 daaglik nie.

(2) Geen persoon sal voertuig soos beoog in subartikel (1) (a) tot (d) op openbare pad of padreserwe binne die regsgebied van die munisipaliteit of eiendom van die munisipaliteit parkeer tussen 19:00 en 06:00 daaglik nie.

(3) Die bepalings van subartikels (1) en (2) sal nie van toepassing wees nie—

- (a) wanneer tydelike parkeerpermit deur die munisipaliteit uitgereik is; of
- (b) wanneer sodanige voertuig, sleepwa of woonwa geparkeer is op parkeergebied wat daarvoor aangewys is.

(4) Die munisipaliteit kan na aansoek tydelike parkeerpermit uitreik aan voertuie en sleepwaens wat vir spesifieke tydperke op openbare paaie of padreserwes moet parkeer weens aktiwiteite wat met landbou, algemene swaar vervoer, besigheid of nywerheid verband hou.

(5) Wanneer voertuig in stryd met subartikel (1) of (2) geparkeer is, word dit geag dat die eienaar daarvan sodanig voertuig geparkeer het, tensy die teendeel bewys word.

#### 11. Die stilhou van voertuie

(1) Behalwe om ongeluk te vermy of ter nakoming van padteken of aanwysings wat deur gemagtigde beampte gegee word, of om enige rede buite die beheer van die voertuigbestuurder, mag niemand met voertuig op die ryvlak van openbare pad stop nie—

- (a) langs of oorkant uitgraving of versperring op die openbare pad indien ander verkeer deur sodanige handeling belemmer of in gevaar gestel sal word;
- (b) in enige tonnel of duikweg of op enige brug of binne ses meter van enige tonnel, duikweg of brug;
- (c) op of binne ses meter van die begin of einde van enige gedeelte van sodanige ryvlak waar die normale breedte daarvan om enige rede vernou is;
- (d) in stryd met enige padteken;
- (e) aan die regterkant van sodanige ryvlak in die rigting van aankomende verkeer;
- (f) langs of oorkant enige ander voertuig op sodanige ryvlak waar die ryvlak minder as nege meter breed is;
- (g) binne die spoorwegreserwe by spooroorgang;
- (h) binne nege meter van die kant vanwaar hy of sy aankom na voetgangeroorgang wat deur die gepaste padtekens aangedui is; of
- (i) op enige ander plek waar die stilhou van voertuig gevaar sal meebring of waarskynlik sal meebring of versperring vir ander verkeer sal veroorsaak.

**12. Parking of vehicles**

(1) No person shall park a vehicle on a public road—

- (a) in contravention of any road traffic sign;
- (b) in any place referred to in section 11;
- (c) on the same side as a fire hydrant within an area bounded by the centre-line of the roadway and lines at right angles to such centre-line one and a half metres on either side of the hydrant, if such hydrant is clearly visible to and recognizable as such by drivers of moving vehicles, or if it is indicated by an appropriate road traffic sign;
- (d) in any place where the vehicle would obscure any road traffic sign;
- (e) in such manner as to encroach upon the sidewalk, if any; or
- (f) in such manner as to obstruct any private or public vehicular entrance to such road.

(2) The provisions of subsection (1)(e) shall not apply to any vehicle, other than a motor vehicle, while it is being used in carrying on the business of street vendor, pedlar or hawker, unless it exceeds such maximum weight, height, length or mass as may be prescribed by the municipality.

(3) No person shall park a vehicle on any portion of the roadway (excluding the shoulders) of a public road outside an urban area or with any part of such vehicle within one metre of the edge of such roadway except in a parking place demarcated by an appropriate road traffic sign.

(4) No person shall park a vehicle on the roadway of a public road within an urban area—

- (a) within nine metres of the side from which he or she approaches a pedestrian crossing demarcated by appropriate road traffic signs, unless such parking is permitted by appropriate road traffic signs;
- (b) within five metres of any intersection unless such parking is permitted by a road traffic sign;
- (c) upon or over the actuating mechanism of a traffic signal;
- (d) (i) with the outside of any left-hand wheel thereof more than 450 millimetres within the roadway; or  
(ii) where the public road concerned is restricted to vehicles moving in one direction and the vehicle is parked on the side of the roadway, with the outside of any right hand wheel thereof more than 450 millimetres within the roadway, unless such parking is permitted by an appropriate road traffic sign; or
- (e) which is less than five and a half metres wide unless the public road concerned is restricted to vehicles moving in one direction and such parking is permitted by appropriate road traffic signs.

(5) No person shall park a motor vehicle on a traffic island or in a pedestrian mall or pedestrian lane.

(6) Whenever a vehicle has been parked in contravention of any provision of this by-law or in contravention of or in disregard of the directions of any road traffic sign or notice board as prescribed in this by-law, such vehicle may be removed or caused to be removed and impounded by an authorised officer, and unless the vehicle has been so parked in the course of a theft thereof, the owner shall bear the costs of such removal and impoundment.

**13. Prohibited conduct**

No person may—

- (a) remove, disfigure, obscure or in any manner damage or interfere with a notice, notice-board, sign or other thing placed by the municipality in a parking area;

**12. Parkering van voertuie**

(1) Niemand mag voertuig soos volg op openbare pad parkeer nie—

- (a) in stryd met enige padteken;
- (b) op enige plek waarna in artikel 11 verwys word;
- (c) aan dieselfde kant as brandkraan in gebied wat begrens word deur die middellyn van die ryvlak en lyne teen regte hoeke tot sodanige middellyn een en halwe meter aan albei kante van die brandkraan, indien sodanige brandkraan duidelik sigbaar is vir en as sodanig herkenbaar is vir die bestuurders van bewegende voertuie, of indien dit deur gepaste padteken aangedui word;
- (d) op enige plek waar die voertuig enige padteken versper;
- (e) op so manier dat dit gedeelte van die sypaadjie in beslag neem, indien daar sypaadjie is; of
- (f) op so manier dat dit enige privaat of openbare voertuigingang na sodanige pad versper.

(2) Die bepalings van subartikel (1)(e) sal nie van toepassing wees op enige voertuig, anders as motorvoertuig, terwyl dit gebruik word vir die besigheid van straatverkoper, smous of venter, tensy dit sodanige maksimum gewig, hoogte, lengte of massa oorskry soos wat deur die munisipaliteit voorgeskryf kan word nie.

(3) Niemand mag voertuig op enige gedeelte van die ryvlak (met uitsluiting van die skouers) van openbare pad buite stedelike gebied parkeer of met enige gedeelte van sodanige voertuig binne een meter van die kant van sodanige ryvlak parkeer buiten op parkeerplek wat deur gepaste padteken afgebaken word nie.

(4) Niemand mag voertuig soos volg op die ryvlak van openbare pad binne stedelike gebied parkeer nie—

- (a) binne nege meter van die kant waarvandaan hy of sy voetgangeroorgang wat deur gepaste padtekens aangetoon word nader, tensy sodanige parkering deur gepaste padtekens toegelaat word;
- (b) binne vyf meter van enige kruising, tensy sodanige parkering deur padteken toegelaat word;
- (c) op of oor die aanskakelmeganisme van verkeersein;
- (d) (i) met die buitekant van enige linkerviel daarvan meer as 450mm binne die ryvlak; of  
(ii) waar die betrokke openbare pad beperk word tot voertuie wat in een rigting beweeg en die voertuig aan die kant van die ryvlak geparkeer is met die buitekant van enige regterwiel van die voertuig meer as 450mm binne die ryvlak, tensy sodanige parkering deur gepaste padteken toegelaat word; of
- (e) wat minder as vyf en half meter breed is, tensy die betrokke openbare pad beperk word tot voertuie wat in een rigting beweeg en sodanige parkering deur die gepaste padtekens toegelaat word.

(5) Niemand mag motorvoertuig op verkeerseiland, wandellaan of voetgangerlaan parkeer nie.

(6) Wanneer voertuig in stryd met enige bepaling van hierdie verordening of in stryd met of met verontagsaming van die opdragte van enige padteken of kennisgewingbord soos voorgeskryf in hierdie verordening geparkeer word, mag sodanige voertuig verwyder word of daar mag opdrag gegee word dat gemagte beampte sodanige voertuig verwyder en daarop beslag lê, en tensy die voertuig so geparkeer is nadat dit gesteel is, sal die eienaar verantwoordelik wees vir die koste van sodanige verwydering en beslaglegging.

**13. Verbode gedrag**

Niemand mag—

- (a) kennisgewing, kennisgewingbord, teken of ander voorwerp wat deur die munisipaliteit in parkeergebied geplaas is, verwyder, skend, verberg of op enige manier beskadig of daarmee inmeng nie;

- (b) drive a vehicle negligently or in a manner causing danger to the public or to another vehicle in a parking area;
- (c) clean or wash a vehicle in a parking ground or parking space;
- (d) park or allow a vehicle to be parked in such a position in a parking space or parking ground that is likely to obstruct or to impede the movement of other vehicles or persons;
- (e) park or allow a vehicle to be parked in a parking space or parking ground for the purposes of advertising, sale or rental.

#### 14. Abandoned vehicles

(1) Any motor vehicle which has been left in a metered parking space, or a parking ground or in a parking garage for a continuous period of 7 days or more may be removed under the direction of the Director: Protection Services, or any other officer authorised by him.

(2) The vehicle shall be deemed to be an abandoned vehicle and shall be dealt with in accordance with the procedures prescribed in terms of regulation 320 of the National Road Traffic Regulations, 2000, provided that such vehicle may not be sold unless a court order from a competent court has been obtained.

### CHAPTER 2: TAXI PARKING

#### 15. Taxi parking

(1) A driver of a taxi may—

- (a) park a taxi at a designated parking place or taxi holding area only and only for the purpose of conducting business directly related to the taxi; or
- (b) pick up or drop off passengers only at a designated parking place or a taxi stopping place provided.

(2) In emergencies or at recreational and other similar functions, the municipality may set aside temporary taxi facilities suitable for the parking and stopping of taxis.

#### 16. Use of taxi ranks

(1) A driver of a taxi—

- (a) may park a taxi at the taxi rank specified on the rank access token issued with respect to that taxi, if space is available and only for the purpose of conducting business directly related to the taxi; and
- (b) must, if no space is available, remove and park the taxi at a holding area.

(2) The driver must, when plying for hire at a taxi rank, do so in a queue and must—

- (a) position his taxi in the first vacant place available in the queue immediately behind any other taxi already in front; and
- (b) move his taxi forward as the queue moves forward.

(3) No person may park or stop a taxi which is not in good working order as required by the Act, in a taxi rank, or cause or permit the taxi to remain in a rank.

(4) No person may park a vehicle or allow a vehicle to remain stationary in a taxi rank except a taxi in possession of a valid operating license and for which a rank access token, specifying the rank, has been issued for the year in question.

#### 17. Behaviour prohibited at a taxi rank

A person who causes a disturbance or behaves in a riotous or indecent manner commits an offence in terms of this by-law and may be removed from a queue, taxi rank or the vicinity of a taxi facility by any authorised official.

- (b) voertuig nalatig bestuur of bestuur op manier wat gevaar veroorsaak vir die publiek of ander voertuig in parkeergebied nie;
- (c) voertuig in parkeerterrein of parkeerruimte skoonmaak of was nie;
- (d) voertuig parkeer of toelaat dat voertuig op so posisie in parkeerruimte of parkeerterrein geparkeer word dat dit waarskynlik die beweging van ander voertuie of persone sal versper of belemmer nie;
- (e) voertuig parkeer of toelaat dat voertuig op parkeerruimte of parkeerterrein geparkeer word om te adverteer, te verkoop of te verhuur nie.

#### 14. Verlate voertuie

(1) Enige motorvoertuig wat by parkeermeter of op parkeerterrein of in parkeergarage gelaat word vir aaneenlopende tydperk van 7 dae of langer, mag in opdrag van die Direkteur: Beskermingsdienste, of enige ander beampte wat deur hom gemagtig is, verwyder word.

(2) Die voertuig sal as verlate voertuig beskou word en daar mag met die voertuig gehandel word in ooreenstemming met die prosedures voorgeskryf ingevolge Regulasie 320 van die Nasionale Padverkeersregulasies, 2000, op voorwaarde dat sodanige voertuig nie verkoop mag word nie, tensy hofbevel van bevoegde hof verkry is.

### HOOFSTUK 2: TAXIPARKERING

#### 15. Taxiparkering

(1) Die bestuurder van taxi mag—

- (a) taxi slegs op aangewese parkeerplek of taxi waggebied parkeer en slegs met die doel om sake te doen wat direk met die taxi verband hou; of
- (b) slegs by aangewese parkeerplek of taxi stilhouplek wat voorsien is passasiers op- of aflaai.

(2) In noodgevalle of by ontspannings- en ander soortgelyke geleenthede kan die munisipaliteit tydelike taxi fasiliteite opsy sit wat geskik is vir die parkeer en stilhou van taxi s.

#### 16. Gebruik van taxistaanplekke

(1) Die bestuurder van taxi—

- (a) mag taxi parkeer by die taxi staanplek wat gespesifiseer word op die taxi staanplek toegangsbewys spesifiek vir daardie taxi uitgereik, indien plek beskikbaar is en slegs met die doel om sake te doen wat direk met die taxi verband hou; en
- (b) moet, indien geen plek beskikbaar is nie, die taxi verwyder en dit op waggebied parkeer.

(2) Die bestuurder moet, wanneer hy te huur op taxi staanplek is, in tou staan en moet—

- (a) sy taxi posisioneer in die eerste beskikbare vakante staanplek in die tou onmiddellik agter enige ander taxi wat reeds voor staan; en
- (b) sy taxi vorentoe beweeg na gelang die tou vorentoe beweeg.

(3) Niemand mag taxi wat nie, soos vereis deur die Wet, in goeie werkende toestand is, in taxi staanplek parkeer of daar stilhou nie, of veroorsaak of toelaat dat die taxi in die staanplek bly nie.

(4) Geen persoon mag voertuig op taxi staanplek parkeer of toelaat dat voertuig daar staan nie, behalwe taxi wat in besit is van geldige bedryfslisensie en waarvoor staanplek toegangsbewys, wat die staanplek spesifiseer, uitgereik is. Dit moet vir die betrokke jaar uitgereik wees.

#### 17. Verbode gedrag by taxi staanplek

Iemand wat steurnis veroorsaak of op oproerige of onbetaamlike wyse optree, begaan oortreding ingevolge hierdie verordening en kan deur 'n gemagtigde beampte uit tou, taxi staanplek of taxi fasiliteit verwyder word.

## CHAPTER 3: PARKING ATTENDANTS

**18. Parking attendants**

(1) No person may, in exchange for money or some other thing of value or in anticipation thereof—

- (a) direct the driver or occupant of a motor vehicle to a public parking space; or
- (b) provide any other parking or related services in a street or public place.

(2) Notwithstanding subsection (1), the municipality may, subject to such requirements and conditions as determined by it on application by a person or organisation, permit such person or organisation to render the service of parking attendant.

**19. Conduct of persons acting as parking attendants**

No person may—

- (a) force or demand from any person to make use of his services; or
- (b) damage or threaten to damage any vehicle for not receiving a donation or fee.

## CHAPTER 4: GENERAL PROVISIONS

**20. Compliance and enforcement**

The Director: Protection Services of the municipality is responsible for the implementation and administration of this by-law and may delegate in writing any power or duty granted to him to a competent official in his directorate.

**21. Notice of compliance**

(1) An authorised official may issue and serve a notice of compliance on any permit holder or person not complying with any provision of this by-law, calling upon such person to comply with the provisions of this by-law.

(2) A compliance notice must stipulate—

- (a) the provisions of the by-law that is contravened;
- (b) the act or omission constituting non-compliance;
- (c) the measures which must be taken to comply;
- (d) the date or time by which compliance must be achieved, where applicable; and
- (e) the possible consequences of non-compliance.

**22. Closure of parking**

Notwithstanding anything to the contrary in this by-law, the municipality may, when necessary, close any parking space or parking ground and must indicate the fact of such closure at the entrance of the parking space or parking ground.

**23. Exemptions**

(1) Notwithstanding any other provision contained in this by-law, the driver or person in charge of the following vehicles may park in a restricted or designated parking space or parking ground—

- (a) a vehicle used as an ambulance and being used on urgent ambulance service at the time;
- (b) a vehicle used by a fire brigade for inspection purpose or for attendance at fires and being used by the fire brigade in carrying out inspection or its duties of preventing or suppressing fires at the time;
- (c) a vehicle used by a police or traffic officer, and being used in connection with the execution of urgent duties at the time;
- (d) a vehicle used for rescue or urgent bona-fide medical purposes and being used in carrying out a rescue, or for professional medical reasons at the time, provided that a badge issued by the municipality to the effect that such vehicle is

## HOOFSTUK 3: PARKEEROPSIGTERS

**18. Parkeeropsigters**

(1) Niemand mag in ruil vir geld of enigiets anders wat van waarde is of in afwagting daarop—

- (a) die bestuurder of insittende van motorvoertuig na openbare parkeerplek beduie nie; of
- (b) enige ander parkeer- of verwante dienste in straat of op openbare plek lewer nie.

(2) Ondanks subartikel (1) mag die munisipaliteit, onderworpe aan sodanige vereistes en voorwaardes as wat deur die munisipaliteit bepaal word, persoon of organisasie wat aansoek doen om parkeeropsigtersdienste te lewer, toelaat om sodanige dienste te lewer.

**19. Gedrag van persone wat as parkeeropsigters optree**

Niemand mag—

- (a) enigiemand dwing of verplig om van sy dienste gebruik te maak nie; of
- (b) enige voertuig beskadig of dreig om voertuig te beskadig indien hy nie donasie of geld ontvang nie.

## HOOFSTUK 4: ALGEMENE BEPALINGS

**20. Nakoming en toepassing**

Die Direkteur: Beskermingsdienste van die munisipaliteit is verantwoordelik vir die implementering en administrasie van hierdie verordening en mag enige magte of pligte wat aan hom verleen is, skriftelik aan bevoegde beampte in sy direktoraat deleger.

**21. Kennisgewing van nakoming**

(1) Gemagtigde beampte kan kennisgewing van nakoming bedien op enige permissiehouer of persoon wat versuim om enige bepaling van hierdie verordening na te kom om op sodanige persoon beroep te doen om dit na te kom.

(2) Nakomingskennisgewing moet die volgende stipuleer—

- (a) die bepaling van die verordening wat oortree word;
- (b) die handeling of versuim wat op nie-nakoming neerkom;
- (c) die stappe wat geneem moet word om aan die vereistes te voldoen;
- (d) die datum of tyd waarteen nakoming moet geskied; en
- (e) die moontlike gevolge van nie-nakoming.

**22. Sluiting van parkering**

Ongeag enigiets in stryd met hierdie verordening, kan die munisipaliteit wanneer nodig enige parkeerplek of parkeerterrein sluit. Die munisipaliteit moet die feit van sodanige sluiting by die ingang na die parkeerplek of parkeerterrein aandui.

**23. Vrystellings**

(1) Ondanks enige ander bepaling vervat in hierdie verordening, mag die bestuurder of persoon in beheer van die volgende voertuie op beperkte of aangewese parkeerplek of parkeerterrein parkeer—

- (a) voertuig wat as ambulans gebruik word en op daardie tydstip gebruik word om dringende ambulansdiens te lewer;
- (b) voertuig wat deur brandweer gebruik word vir inspeksie of om aandag te gee aan brande en wat op daardie tydstip deur die brandweer gebruik word in die uitvoering van inspeksie of pligte ter voorkoming of bestryding van brand;
- (c) voertuig wat deur polisie- of verkeersbeampte gebruik word en wat op daardie tydstip vir die uitvoering van dringende pligte gebruik word;
- (d) voertuig wat gebruik word vir redding of dringende bona fide- mediese doeleindes en op daardie tydstip gebruik word vir die uitvoering van reddingspoging, of vir professionele mediese redes, op voorwaarde dat kenteken wat deur die munisipaliteit uitgereik is dat sodanige voertuig vrygestel is,

exempted, must be displayed on the windscreen thereof at the time.

#### 24. Appeal

A person whose rights are affected by a decision of the municipality in terms of delegated authority may appeal against that decision by giving written notice of the appeal and the reasons therefor in terms of section 62 of the Local Government: Municipal Systems Act, Act 32 of 2000 to the municipal manager within 21 days of the date of the notification of the decision.

#### 25. Offences and penalties

(1) A person is guilty of an offence if that person—

- (a) contravenes any of the provisions of sections 4(3), 7(2), 9, 10, 11, 12, 13, 15, 16, 17, 18 and 19;
- (b) fails to comply with a notice issued in terms of section 21(1);
- (c) fails to comply with a request or directive of an authorised official, or hinders, interferes with or obstructs an authorised official;
- (d) furnishes false information relating to an application or offence in terms of this by-law;

(2) A person convicted of an offence in terms of this by-law, is liable to—

- (a) a fine or imprisonment, or either such fine or imprisonment or to both such fine and such imprisonment; and
- (b) in the case of a continuing offence, to an additional fine or an additional period of imprisonment or to such additional imprisonment without the option of a fine or to both such additional fine and imprisonment for each day on which such offence is continued and,
- (c) a further amount equal to any costs and expenses found by the court to have been incurred by the municipality as result of such contravention or failure.

#### 26. Repeal of bylaws and provisions

The following by-laws and provisions are hereby repealed—

- (1) The Swartland Municipality: Traffic By-law published in Provincial Gazette No. 5859 of 19 April 2002;
- (2) Section 10 of the Swartland Municipality: By-law relating to Roads and Streets, published in Provincial Gazette No. 7285 of 11 July 2014.

#### 27. Short title and commencement

This by-law shall be known as the Swartland Municipality: Parking Management By-law and shall come into operation on the date of proclamation thereof in the Provincial Gazette.

### SWARTLAND MUNICIPALITY

Notice 149/2015/2016

#### AMENDMENT TO THE CREDIT CONTROL AND DEBT COLLECTION BY-LAW

The by-law promulgated in Provincial Gazette 7285 dated 11 July 2014 is hereby amended as follows:

In section 5, by the substitution of the word “may” with the word “must”.

**J J SCHOLTZ, MUNICIPAL MANAGER, MUNICIPAL OFFICES, PRIVATE BAG X52, MALMESBURY**

24 June 2016

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op daardie tydstop op die voorruit van die voertuig vertoon word.

#### 24. Appèl

Persone wie se regte deur besluit van die munisipaliteit ingevolge gedelegerde gesag geraak word, mag appèl aanteken teen sodanige besluit deur binne 21 dae van die datum van die kennisgewing van die besluit aan die munisipale bestuurder skriftelik kennis te gee van die appèl en die redes daarvoor ingevolge artikel 62 van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000).

#### 25. Oortredings en boetes

(1) Persoon is skuldig aan oortreding indien hy of sy—

- (a) enige van die bepalings van artikels 4(3), 7(2), 9, 10, 11, 12, 13, 15, 16, 17, 18 en 19 oortree;
- (b) versuim om te voldoen aan kennisgewing wat ingevolge artikel 21(1) uitgereik word;
- (c) versuim om te voldoen aan versoek of opdrag van gemagtigde beampte, of gemagtigde beampte hinder, dwarsboom of op enige manier met hom inmeng;
- (d) vals inligting verskaf in verband met aansoek of oortreding ingevolge hierdie verordening;

(2) Iemand wat skuldig bevind word aan oortreding van hierdie verordening, is aanspreeklik vir—

- (a) boete of gevangenisstraf, of vir sodanige boete of gevangenisstraf of vir sodanige boete sowel as sodanige gevangenisstraf; en
- (b) in die geval van voortgaande oortreding, vir addisionele boete of addisionele tydperk van gevangenisstraf of vir sodanige addisionele gevangenisstraf sonder die opsie van boete of sodanige addisionele boete en gevangenisstraf vir elke dag waarop sodanige oortreding voortduur; en
- (c) verdere bedrag gelyk aan enige kostes en uitgawes wat volgens die hofbevinding as gevolg van sodanige oortreding of versuim deur die munisipaliteit aangegaan is.

#### 26. Herroeping van verordeninge

Die volgende verordeninge word hiermee herroep—

- (1) Die Swartland Munisipaliteit: Verkeersverordening gepubliseer in Provinsiale Koerant 5859 van 19 April 2002;
- (2) Artikel 10 van die Swartland Munisipaliteit: Verordening rakende Paaie en Strate, gepubliseer in Provinsiale Koerant 7285 van 11 Julie 2014.

#### 27. Kort titel en inwerkingtreeding

Hierdie Verordening sal bekend staan as die Swartland Munisipaliteit: Verordening insake Bestuur van Parkering en sal in werking tree op die datum waarop dit in die Provinsiale Koerant geproklameer word.

### SWARTLAND MUNISIPALITEIT

Kennisgewing 149/2015/2016

#### WYSIGING VAN DIE KREDIETBEHEER- EN SKULDINVORDERINGSVERORDENING

Die verordening afgekondig in Provinsiale Koerant 7285 van 11 Julie 2014 word hiermee soos volg gewysig:

Deur in artikel 5 die woord “mag” te vervang met die woord “sal”.

**J J SCHOLTZ, MUNISIPALE BESTURDER, MUNISIPALE KANTOOR, PRIVAATSAK X52, MALMESBURY**

24 Junie 2016

61484

