

CONTENTS • INHOUD

No.		Page No.	Gazette No.
PREMIER'S NOTICE			
5	Mpumalanga Gambling Levies Act (5/2007): For general information	8	1587
GENERAL NOTICES • ALGEMENE KENNISGEWINGS			
399	Town-planning and Townships Ordinance (15/1986): Rezoning: Erf 293, Eloff	11	1587
399	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Hersonerig: Erf 293, Eloff	11	1587
400	Town-planning and Townships Ordinance (15/1986): Lydenburg Amendment Scheme 245/95	11	1587
400	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Lydenburg-wysigingskema 245/95	12	1587
401	Town-planning and Townships Ordinance (15/1986): Lydenburg Amendment Scheme 211/95	12	1587
401	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Lydenburg-wysigingskema 211/95	13	1587
402	Town-planning and Townships Ordinance (15/1986): Establishment of township: Rocky Drift Extension 33	13	1587
402	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Stigting van dorp: Rocky Drift-uitbreiding 33	14	1587
403	Less Formal Township Establishment Act (113/1991): Establishment of township: Town Mandela	14	1587
408	Town-planning and Townships Ordinance (15/1986): Emalahleni Amendment Scheme 1149	15	1587
408	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Emalahleni-wysigingskema 1149	16	1587
409	Town-planning and Townships Ordinance (15/1986): Emalahleni Amendment Scheme 1150	16	1587
409	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Emalahleni-wysigingskema 1150	16	1587
410	Town-planning and Townships Ordinance (15/1986): Emalahleni Amendment Scheme 1147	17	1587
410	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Emalahleni-wysigingskema 1147	17	1587
411	Town-planning and Townships Ordinance (15/1986): Standerton Amendment Scheme 123	17	1587
411	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Standerton-wysigingskema 123	18	1587
412	Town-planning and Townships Ordinance (15/1986): Amendment Scheme 1107	18	1587
412	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Wysigingskema 1107	18	1587
413	Town-planning and Townships Ordinance (15/1986): Balfour Amendment Scheme	19	1587
413	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Balfour-wysigingskema	19	1587
414	Town-planning and Townships Ordinance (15/1986): Evander Amendment Scheme 57	19	1587
414	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Evander-wysigingskema 57	20	1587
415	Removal of Restrictions Act (84/1967): Removal of conditions: Erf 1364, Evander Extension 2	20	1587
415	Wet op Opheffing van Beperkings (84/1967): Opheffing van voorwaardes: Erf 1364, Evander-uitbreiding 2	20	1587
416	Development Facilitation Act (67/1995): Establishment of land development area: Portion 1, farm Rustfontein 126-HS	22	1587
LOCAL AUTHORITY NOTICES • ALGEMENE KENNISGEWINGS			
289	Town-planning and Townships Ordinance (15/1986): Establishment of township: Lazyview	25	1587
289	Ordonnansie op Dorpsbeplanning en Dorpe (15/1986): Stigting van dorp: Lazyview	25	1587
290	Removal of Restrictions Act (84/1967): Elias Motsoaledi Local Municipality Amendment Scheme 13	25	1587
290	Wet op Opheffing van Beperkings (84/1967): Elias Motsoaledi Plaaslike Munisipaliteit-wysigingskema 13	26	1587
302	Town-planning and Townships Ordinance (15/1986): Municipality of Thaba Chweu: Lydenburg Amendment Schemes 182/95, 178/95, 177/95 and 176/95	26	1587
303	do.: Secunda Amendment Scheme 121	27	1587
304	do.: Nelspruit Amendment Scheme 1467	27	1587
305	do.: Nelspruit Amendment Scheme 1460	27	1587
306	do.: Nelspruit Amendment Scheme 1453	27	1587
307	do.: Nelspruit Amendment Scheme 1548	28	1587
308	do.: Nelspruit Amendment Scheme 1528	28	1587
309	do.: Nelspruit Amendment Scheme 1400	28	1587
310	do.: Nelspruit Amendment Scheme 1525	29	1587
311	do.: Nelspruit Amendment Scheme 1518	29	1587

PREMIER'S NOTICE

No. 6

10 October 2008

MPUMALANGA GAMBLING LEVIES ACT, 2007 (ACT NO. 5 OF 2007)

It is hereby notified that I, **Thabang Sampson Phathakge Makwetla**, in my capacity as Premier of the Mpumalanga Province, have, in terms of section 121 of the Constitution of the Republic of South Africa, 1996, assented to the Mpumalanga Gambling Levies Act, 2007. The Mpumalanga Gambling Levies Act, 2007 (Act No. 5 of 2007), is hereby published for general information.

T.S.P. MAKWETLA

PREMIER: MPUMALANGA PROVINCE

DATE: 3 September 2008

MPUMALANGA GAMBLING LEVIES ACT, 2007

To provide for the payment of gambling levies; and to provide for matters incidental thereto.

BE IT THEREFORE ENACTED by the Provincial Legislature of the Province of Mpumalanga as follows:

1. Definitions. (1) In this Act, unless the context indicates otherwise –

“**Board**” means the Mpumalanga Gambling Board established under section 2 of the Gambling Act;

“**Department**” means the Department responsible for gambling matters in the Province;

“**Gambling Act**” means the Mpumalanga Gambling Act, 1995 (Act No. 5 of 1995); and

“**levy**” means the amount payable as prescribed in terms of this Act;

“**month**” means a calendar month;

“**prescribed**” means prescribed by regulation.

(2) Any other word or phrase defined in the Gambling Act will, unless the context indicates otherwise, have a similar meaning in this Act.

2. Payment of gambling levies. (1) Every holder of a licence (except a manufacturer, maintenance or supplier licence) is liable to pay the gambling levies as prescribed.

(2) Any payment of the gambling levies referred to in subsection (1) must be accompanied by a return as contemplated in section 3(a) of this Act.

(3) Notwithstanding anything to the contrary contained in any other law, there is no period of grace for the payment of the gambling levies referred to in subsection (1), and if such gambling levies are not paid in compliance with this Act, the licence concerned may be suspended by the Board in terms of section 33A of the Gambling Act until the gambling levies payable in terms of subsection (1) and the penalties payable in terms of section 4, have been paid.

(4) Any licence holder who fails to pay the gambling levies in compliance with this Act is liable, in addition to such gambling levies, to pay a penalty as contemplated in section 4.

(5) The gambling levies payable in terms of this section must be collected by the Board and such levies must be paid by the Department into the Provincial Revenue Fund within 14 days after receipt and verification of the correctness thereof: Provided that the verification of such levies must be commenced with forthwith upon receipt of such levies.

(6) Notwithstanding any other provision of this Act or the Gambling Act, a Court convicting a person of a contravention of section 74 of the Gambling Act may, in addition to any penalties it may impose in terms of this Act or the Gambling Act, order such person to pay the relevant gambling levies due in terms of this Act as if such person was the holder of a licence.

3. Manner of payment of gambling levies. Every licence holder must –

- (a) submit to the Board, not later than seven days following the last day of the preceding month, or, if such seventh day is a Sunday or public holiday, not later than the next working day, a return in the form and containing such information in respect of its gambling operations during the preceding month as may be determined by the Board; and
- (b) simultaneously pay to the Board any gambling levy due in respect of the preceding month, unless the Board determines otherwise.

4. Penalty for late payment of gambling levies. If the gambling levy payable in terms of section 2 of this Act is not paid in compliance with this Act, the license holder must pay a penalty on the amount of any outstanding levies at a rate of 10 percent of the levies for each month or part of a month during which the levies remain unpaid: Provided that such penalty must not exceed twice the amount of the levies in respect of which such penalty is payable: Provided further that where the Chief Executive Officer is satisfied, on good cause shown, that the failure on the part of any license holder to make timeous payment of the levy concerned was not due to, or intended to avoid or postpone liability for payment of the amount due, the Chief Executive Officer may, in writing, remit in whole or in part any penalty payable in terms thereof and report such remittance to the Board.

5. Regulations. (1) The Member of the Executive Council may, after consultation with the Board and in consultation with the Executive Council, make regulations regarding gambling levies payable in terms of section 2 of this Act.

(2) Regulations made in terms of subsection (1), will be effective from the date of publication thereof in the *Provincial Gazette*, by the Member of the Executive Council.

(3) Not less than one month before any regulation is made in terms of this section, the Member of the Executive Council must cause the text thereof to be published in the *Provincial Gazette* together with a notice declaring his or her intention to make that regulation and inviting interested parties to furnish any comments thereon or any representations which they may wish to make in regard thereto, to the Member of the Executive Council.

6. Short title and commencement. This Act is called the Mpumalanga Gambling Levies Act, 2007.