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(Vervolg op bladsy 352)

PROVINCIAL NOTICES

The following Provincial Notices are published for general information.

ADV. B. GERBER,
DIRECTOR-GENERAL

Provincial Legislature Building,
Wale Street
Cape Town.

PROVINSIALE KENNISGEWINGS

Die volgende Provinsiale Kennisgewings word vir algemene inligting gepubliseer.

ADV. B. GERBER,
DIREKTEUR-GENERAAL

Provinsiale Wetgewer-gebou,
Waalstraat,
Kaapstad.

P.N. 66/2015

6 March 2015

CITY OF CAPE TOWN (BLAAUWBERG DISTRICT)
REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 84 OF 1967)

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/Chief Executive Officer, City of Cape Town, and any enquiries may be directed to [name, official title, postal and street address, electronic mail address (if available), work telephone number and fax number (if any) of the person to whom enquiries may be directed]. The application is also open to inspection at the office of the Director, Development Management: Region 2, Department of Environmental Affairs and Development Planning, Room 604, Utilitas Building, 1 Dorp Street, Cape Town, from 08:00–12:30 and 13:00–15:30 (Monday to Friday). Telephonic enquiries in this regard maybe made at (021) 483–3677. The Directorate's fax number is (021) 483–3098. Any objections with full reasons therefor, should be lodged in writing at the office of the above-mentioned Director: Development Management, Region 2, Private Bag X9086, Cape Town, 8000, on or before [a date which shall not be less than 30 days from the date of publication of this notice], quoting the above Act and the objector's erf number. Any comments received after the abovementioned closing date may be disregarded.

Applicant: Elco Property Developments

Nature of application: Removal of restrictive title deed conditions applicable to Erven 3736, 3737 and 3738, 89, 91 and 93 Arum Road respectively, Table View, so as to enable the owner thereof to permit the development of a block of flats for residential purposes. The building line conditions and coverage will be encroached.

P.K. 66/2015

6 Maart 2015

STAD KAAPSTAD (BLAAUWBERG-DISTRIK)
WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET 84 VAN 1967)

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/Hoof Uitvoerende Beampte, [munisipaliteit se naam], en enige navrae kan gerig word aan [naam, amptelike titel, pos-en straatadres, elektroniese posadres (indien beskikbaar), werk telefoonnommer en faks nommer (indien enige) van die persoon aan wie navrae gerig kan word]. Die aansoek lê ook ter insae by die Kantoor van die Direkteur, Ontwikkelingsbestuur: Streek 2, Departement van Omgewingsake en Ontwikkelingsbeplanning, by Kamer 601, Waalstraat 27, Kaapstad, 8001, vanaf 08:00–12:30 en 13:00–15:30 (Maandag tot Vrydag). Telefonies navrae in hierdie verband kan gerig word aan (021) 483–3677. Die Direktooraat se faksnommer is (021) 483–3098. Enige besware met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Ontwikkelingsbestuur, Streek 2, Privaatsak X9086, Kaapstad, 8000, met 'n afskrif aan die bogenoemde Munisipale Bestuurder/Hoof Uitvoerende Beampte, ingedien word op of voor ['n datum wat nie minder as 30 dae van die datum van publikasie van hierdie kennisgewing mag wees nie] met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Aansoeker: Elco Property Developments

Aard van Aansoek: Opheffing van beperkende titlevoorwaardes van toepassing op Erwe 3736, 3737 en 3738, 89, 91 en 93 Arumweg respektiewelik, Table View, ten einde die eienaar in staat te stel om 'n woonsteblok op te rig vir residensiële doeleindes. Die boulyvoorwaardes en dekking sal oorskry word.

I.S. 66/2015

6 kweyokwindla 2015

CITY OF CAPE TOWN (BLAAUWBERG DISTRICT)
UMTHETHO WOKUSUSA IZITHINTELO, 1967 (UMTHETHO 84 KA- 1967)

Apha kukhutshwa isaziso, ngokwemiqathango yecandelo 3(6) lalo Mthetho ukhankanywe ngentla apha, sokuba kuye kwafunyanwa esi sicelo singezantsi apha, nokuba kuvulelekile ukuba singeza kuphendlwa kwiOfisi yeManejala kaMasipala/iGosa loLawulo eliyiNtloko kwiSixeko saseKapa, kwaye nayiphi na imibuzo ingathunyelwa kulo: à [igama, itayitile yesikhundla, idilesi yeposi kunye neyesitalato, eye-imeyili (ukuba ikhona), inom-bolo yomnxeba yasembenzini nenombolo yefeksi (ukuba ikhona) yaloo mntu ifanele ukuthunyelwa kuye imibuzo]. Esi sicelo kwanjalo kukwvulelekile nokuba siye kuphendlwa kwiOfisi yoMlawuli, ULawulo loPhuhliso: UMmandla 2, kwiSebe leMicimbi yokusiNgqongileyo noCwangciso loPhuhliso, kwigumbi elingu-604, Utilitas Building, 1 Dorp Street, Cape Town, ukusukela ngentsimbi ye-08:00 ukuya kweye-12:30 nango-13:00 ukuya ku-15:30 (ngoMvulo ukuya kutsho ngoLwesihlanu). Imibuzo eyenziwa ngomnxeba ephathelele kulo mba ingenziwa ngokutsalela kwa-(021)483–3677 kwaye ke inom-bolo yefeksi yeli Candelo loLawulo ngu-(021) 483–3098. Naziphi na izikhalazo, ekufuneka zihambe nezizathu ezipheleleyo, kufuneka zingeniswe ngento ebhaliweyo kule ofisi ikhankanywe ngentla apha yoMlawuli kuLawulo loMhlaba, uMmandla 2, kwa-Private Bag X9086, Cape Town, 8000, ngomhla weà okanye ngaphambi kwawo [makunikwe umhla oya kuba kungasalanga ngaphantsi kweentsuku ezingama-30 ukusuka kumhla wokukhutshwa kweesi saziso], kuxelwe lo Mthetho ungentla apha kunye nenombolo yesiza salowo ukhalazayo. Naziphi na izimvo ezithe zafika emva kwalo mhla wokuvala ukhankanyiweyo zisenokungahoywa.

Umfaki-sicelo: Elco Property Developments

Uhlobo lwesicelo: Ukususwa kwemiqathango yezithintelo zolwakhiwo kwiitayitile zeziza 3736, 3737 neziza 3738, 89, 91, nesiza 93 Arum Road eTable View, ukuvumela umniniso avumele ukwakhiwa kwebhloko yeeflethi zokuhlala kumhlaba lowo. Imida yezithintelo zolwakhiwo ayizukunan-za.

P.N. 67/2015

6 March 2015

CITY OF CAPE TOWN (TABLE BAY DISTRICT)**REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)**

Notice is hereby given that the Minister of 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 owner of Erf 1702 Vredehoek, amends condition B. (d) as contained in Deed of Transfer No. T. 122452 of 2004 to read as follows:

Condition B. (d) “that any building to be erected on this lot which abuts on the 40ft. roadway shall stand back not less than 10 feet from the line of such roadway. Such space may be used as gardens, garages and swimming pools”.

P.N. 68/2015

6 March 2015

BITOU 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 364, Plettenberg Bay, remove condition D. 11., as contained in Deed of Transfer No. T. 45114 of 2014.

NOTICES BY LOCAL AUTHORITIES**HESSEQUA MUNICIPALITY****APPLICATION FOR REZONING AND DEPARTURE:
ERF 267, 36 OOS STREET, STILBAAI-OOS**

Notice is hereby given in terms of the provisions of Artikel 15 (1)(a)(i) and Section 17 of the Land-Use Planning Ordinance, 1985 (Ord.15 of 1985), that the Hessequa Council has received the following application on the above mentioned property:

Property: Erf 267 (892m²), Stilbaai-Oos

Proposal:

1. Rezoning from “Residential Zone I” to “Residential Zone II” (Duet Dwelling);
2. Departure of the southern back building line from 3m to 1.5m (existing building)

Applicant: AM Grobler and MP Nell

Details concerning the application are available at the office of the undersigned and the Stilbaai Municipal Offices during office hours. Any objections to the proposed application should be submitted in writing to reach the office of the undersigned not later than **Friday, 27 March 2015**.

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

MUNICIPAL MANAGER, HESSEQUA MUNICIPALITY, PO Box 29, RIVERSDALE, 6670

6 March 2015

57074

P.K. 67/2015

6 Maart 2015

STAD KAAPSTAD (TAFELBAAI-DISTRIK)**WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)**

Kennis geskied hiermee dat die Minister van Plaaslike Bestuur, Omgewingsake en Ontwikkelingsbeplanning, behoorlik as bevoegde gesag ingevolge paragraaf (a) van Staatspresident Proklamasie Nr. 160 van 31 Oktober 1994, kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), en op aansoek van die eienaar van Erf 1702 Vredehoek, wysig voorwaarde B. (d) vervat in Transportakte Nr. T. 122452 van 2004, om as volg te lees:

Condition B. (d) “that any building to be erected on this lot which abuts on the 40ft. roadway shall stand back not less than 10 feet from the line of such roadway. Such space may be used as gardens, garages and swimming pools”.

P.K. 68/2015

6 Maart 2015

BITOU MUNISIPALITEIT**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 Beperkings, 1967 (Wet 84 van 1967), behoorlik aan my gedelegeer ingevolge artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhede, 1994, en op aansoek van die eienaar van Erf 364, Plettenbergbaai, hef voorwaard D. 11., vervat in Transportakte Nr. T. 45114 van 2014, op.

KENNISGEWINGS DEUR PLAASLIKE OWERHEDE**HESSEQUA MUNISIPALITEIT****AANSOEK OM HERSONERING EN AFWYKING:
ERF 267, OOSSTRAAT 36, STILBAAI-OOS**

Kennis geskied hiermee ingevolge die bepaling van Artikel 15 (1)(a)(i) en 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985), dat die Hessequa Raad, die volgende aansoek op bogenoemde eiendom ontvang het:

Eiendom: Erf 267 (892m²), Stilbaai-Oos

Aansoek:

1. Hersonerings vanaf “Residensiële Sone I” na “Residensiële Sone II” (Duetwoning);
2. Afwyking van die suidelike agterboulyn vanaf 3m na 1.5m (bestaande gebou)

Applikant: AM en MP Nell

Besondertiede rakende die aansoek is ter insae by die kantoor van die ondergetekende sowel as die Stilbaai Munisipale Kantoor gedurende kantooreure. Enige besware teen die voorgenoemde aansoek moet skriftelik gerig word om die ondergetekende te bereik nie later as **Vrydag, 27 Maart 2015 nie**.

Persone wat nie kan skryf nie, kan die onderstaande kantoor nader tydens sy normale kantooreure waar die betrokke amptenaar u sal help om u kommentaar of besware op skrif te stel.

MUNISIPALE BESTUURDER, HESSEQUA MUNISIPALITEIT, Posbus 29, RIVERSDAL, 6670

6 Maart 2015

57074

GEORGE MUNICIPALITY

NOTICE NO 033/2015

**CLOSING OF PORTION OF WENTZEL STREET
ADJOINING ERF 5113, GEORGE**

Notice is hereby given in terms of the provision of Section 137(1) of Ordinance 20 of 1974 that the Council has closed a Portion of Wentzel Street adjoining Erf 5113, George and that such closure will take effect from the date on which this notice appears.

(S/8775/95 v1 p.261)

T BOTHA, MUNICIPAL MANAGER, Civic Centre, York Street, George, 6530.

6 March 2015

57094

CAPE AGULHAS MUNICIPALITY**NOTICE: APPLICATION FOR REZONING
AND DEPARTURE**

Notice is hereby given in terms of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that the Municipality received the following application for consideration:

Owner: Diana Geldenhuys*Property:* Erf 541 Struisbaai*Locality:* 21 Cinneraria Street, Struisbaai*Existing zoning:* Single Residential

Proposal: Amendment of the Spatial Development Framework in terms of the Systems Act to provide for a medium density residential use, as well as a business use outside the proposed business area.

Rezoning of Erf 541 Struisbaai in terms of Section 17 of the Land Use Planning Ordinance 15 of 1985 for Medium Density and Local Business Zone purposes for town houses and business premises.

Relaxation of regulations regarding Medium Density including the prescribed coverage, minimum size of the premises, building lines, as well as the number of parking spaces required per unit. Departure from the building lines on Erf 541 Struisbaai in terms of Section 15 of the Land Use Planning Ordinance, 15 of 1985.

Details of the application can be obtained from Mr Donald October during office hours.

Motivated objections and/or comments with regards to the application must reach the Municipality in writing on or before **Tuesday, 7 April 2015**. Please note that any comments received after the closing date will not be taken into account.

Any person who cannot write are invited to visit under-mentioned office of the Municipality where Mr October will assist such person to transcribe his/her objections and/or comments.

Notice No.: S541/2015

DLG O'NEILL, MUNICIPAL MANAGER, Municipal Offices, PO Box 51, BREDASDORP, 7280. Tel: (028) 425 5500, Fax: (028) 425 1019

This notice is also available in Xhosa on request.

6 March 2015

57072

GEORGE MUNISIPALITEIT

KENNISGEWING NR 033/2015

**SLUITING VAN GEDEELTE VAN WENTZELSTRAAT
AANGRENSEND AAN ERF 5113, GEORGE**

Kennisgewing geskied hiermee ingevolge die bepalings van Artikel 137(1) van Ordonnansie 20 van 1974 dat die Raad 'n Gedeelte van Wentzelstraat aangrensend aan Erf 5113, George gesluit het en dat gemelde sluiting vanaf die datum waarop hierdie kennisgewing verskyn van krag sal wees.

(S/8775/95 v1 p.261)

T BOTHA, MUNISIPALE BESTUURDER, Burgersentrum, Yorkstraat, GEORGE, 6530.

6 Maart 2015

57094

KAAP AGULHAS MUNISIPALITEIT**KENNISGEWING: AANSOEK OM HERSONERING
EN AFWYKING**

Kennis geskied hiermee ingevolge die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat die Munisipaliteit die volgende vir oorweging ontvang het:

Eienaar: Diana Geldenhuys*Eiendom:* Erf 541 Struisbaai*Ligging:* Cinnerariastraat 21, Struisbaai*Huidige sonering:* Enkel Woonsonne

Voorstel: Wysiging van die Ruimtelike Ontwikkelingsraamwerk in terme van die Stelselwet om voorsiening te maak vir 'n medium digtheid residensiële gebruik, asook 'n sakegebruik buite die voorgestelde sakegebied.

Hersonering van Erf 541 Struisbaai ingevolge Artikel 17 van die Ordonnansie op Grongebruiksbeplanning, Ordonnansie 15 van 1985 vir Medium Digtheid en Plaaslike Sakesone doeleindes vir dorpshuise en sakeperseel.

Verslapping van bepalings ten opsigte van Medium Digtheid wat insluit die voorgeskrewe dekking, minimum grootte van die perseel, boulyne, asook die aantal parkeerplekke benodig per eenheid. Afwyking van boulyne op Erf 541 Struisbaai ingevolge Artikel 15 van die Ordonnansie op Grongebruiksbeplanning, Ordonnansie 15 van 1985.

Besonderhede van die aansoek is gedurende kantoor ure by Mnr Donald October ter insae.

Skriftelik gemotiveerde kommentaar en/of besware ten opsigte van die voorstel moet voor of op **Dinsdag, 7 April 2015** by die Munisipaliteit ingedien word. Neem asb kennis dat enige kommentaar ontvang na die sluitingsdatum nie in aggeneem gaan word nie.

Enige persoon wat nie kan skryf nie kan gedurende die kantoor ure van die Munisipaliteit na ondergemelde kantoor kom waar Mnr October sodanige persoon sal help om sy/haar kommentaar en/of beware af te skryf.

Kennisgewing Nr.: S541/2015

DLG O'NEILL, MUNISIPALE BESTUURDER, Munisipale Kantore, Posbus 51, BREDASDORP, 7280. Tel: (028) 425 5500, Faks: (028) 425 1019

Hierdie kennisgewing is ook in Xhosa op aanvraag beskikbaar.

6 Maart 2015

57072

HESSEQUA MUNICIPALITY

**APPLICATION FOR A CONSENT USE:
PORTION 19 OF THE FARM
GROOTVADERSBOSCH, NO. 114**

Notice is hereby given in terms of the provisions of Regulation 4.6 of PN 1048/1988, that the Hessequa Council has received the following application on the above mentioned property:

Property: Portion 19 of the Farm Grootvadersbosch, No. 114 (193.6951 ha)

Proposal: Consent Use for 6 Additional Dwelling Units, Guest House and Tourist facilities.

Applicant: Bekker & Houterman Town Planners

Details concerning the application are available at the office of the undersigned and the Heidelberg Municipal Offices during office hours. Any objections to the proposed application should be submitted in writing to reach the office of the undersigned not later than **6 April 2015**.

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

MUNICIPAL MANAGER, HESSEQUA MUNICIPALITY, PO Box 29, RIVERSDALE, 6670

6 March 2015

57075

STELLENBOSCH MUNICIPALITY

**REZONING AND CONSENT USE ON FARM
1384, STELLENBOSCH DIVISION**

Notice is hereby given in terms of Section 17 of the Land Use Planning Ordinance, 1985 (No 15 of 1985), and in terms of Regulation 4.7 of the Scheme Regulations promulgated by PN 1048/1988 that the undermentioned application has been received and is open to inspection at the office of the Director: Planning & Economic Development at the Planning Advice Centre, Plein Street, Stellenbosch (Tel 021 808 8606). Enquiries may be directed to Louisa Olyyn, PO Box 17, Stellenbosch, 7599, Tel. 021 808 8672 and fax number 021 886 6899 week days during the hours of 08:30 to 15:00. Any objections, with full reasons therefor, may be lodged in writing at the office of the abovementioned Director on or before **7 April 2015**, quoting the above relevant legislation and the objector's erf/farm and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid. It is important to note that no objection will be accepted via email.

This advertisement is also available on the Municipal website <http://www.stellenbosch.gov.za>, on the Planning and Development page.

Applicant: Jan Hanekom Partnership

Farm number(s): Farm 1384, Stellenbosch Division

Locality/Address: Farm 1384, Pecan Farm, Waterford Servitude Road, Stellenbosch Division

Nature of application:

1. An application for the rezoning of a portion of Farm 1384, Stellenbosch Division (470m² in extent), from Agricultural Zone I to Agricultural Zone II in order to develop a beer brewery; and
2. An application for a consent use to permit a tourist facility (beer tasting and sales facility and the provision of light meals during beer tasting) on Farm 1384, Stellenbosch Division.

(Notice No. P8/15)

MUNICIPAL MANAGER

6 March 2015

57078

HESSEQUA MUNISIPALITEIT

**AANSOEK OM VERGUNNINGSGEBRUIK:
GEDEELTE 19 VAN DIE PLAAS
GROOTVADERSBOSCH, NO. 114**

Kennis geskied hiermee ingevolge die bepalings van Regulasie 4.6 van PK 1048/1988, dat die Hessequa Raad, die volgende aansoek op bogenoemde eiendom ontvang het:

Eiendomsbeskrywing: Gedeelte 19 van die Plaas Grootvadersbosch, No. 114 (193.6951 ha)

Aansoek: Vergunningsgebruik vir 6 Addisionele Wooneenhede, Gaste-huis en Toeristefasiliteite.

Applikant: Bekker & Houterman Stadsbeplanners

Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende sowel as die Heidelberg Munisipale Kantoor gedurende kantoorure. Enige besware teen die voorgename aansoek moet skriftelik gerig word om die ondergetekende te bereik nie later as **6 April 2015**.

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

6 Maart 2015

57075

STELLENBOSCH MUNISIPALITEIT

**HERSONERING EN VERGUNNINGSGEBRUIK OP PLAAS
1384, AFDELING STELLENBOSCH**

Kennis geskied hiermee ingevolge Artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Nr 15 van 1985), en Regulasies 4.7 van die Skemaregulasies gepromulgeer ingevolge PN 1048/1988 dat die onderstaande aansoek ontvang is en by die kantoor van die Direkteur: Beplanning & Ekonomiese Ontwikkeling by die Advieskantoor (Tel. 021 808 8606) in Pleinstraat, Stellenbosch ter insae lê. Navrae kan aan Louisa Olyyn by Posbus 17, Stellenbosch, 7599, Tel. nr. 021 808 8672 en Faks nr. 021 886 6899 weksdae gedurende 08:30 tot 15:00 gerig word. Besware, met volledige redes daarvoor, mag skriftelik by die kantoor van die bogenoemde Direkteur, op of voor **7 April 2015** ingedien word, met vermelding van die relevante wetgewing, die beswaarmaker se erf- en telefoonnommer sowel as adres. Enige besware ontvang na voormelde sluitingsdatum, mag as ongeldig geag word. Dit is belangrik om daarop ag te slaan dat geen besware via e-pos aanvaar sal word nie.

Hierdie kennisgewing is ook beskikbaar op die Munisipale webtuiste <http://www.stellenbosch.gov.za>, op die Beplanning en Ontwikkelingsblad.

Applikant: Jan Hanekom Partnership

Plaas nommer(s): Plaas 1384, Afdeling Stellenbosch

Ligging/Adres: Plaas 1384, Plaas Pecan, Waterford Servituut Pad, Afdeling Stellenbosch

Aard van aansoek:

1. 'n Aansoek om die hersonering van 'n gedeelte Plaas 1384, Afdeling Stellenbosch (470m² groot), vanaf Landbou Sone I na Landbou Sone II ten einde 'n bier brouery te ontwikkel; en
2. 'n Aansoek om 'n vergunningsgebruik op Plaas 1384, Afdeling Stellenbosch, ten einde 'n toeriste fasiliteit (bier proe en verkoop fasiliteit en die voorsiening van ligte etes gedurende die bier proe) te bedryf.

(Kennisgewing Nr. P8/15)

MUNISIPALE BESTUURDER

6 Maart 2015

57078

MOSEL BAY MUNICIPALITY

**LAND USE PLANNING ORDINANCE, 1985
(ORD. 15 OF 1985) LOCAL GOVERNMENT: MUNICIPAL
SYSTEMS ACT, 2000 (ACT 32 OF 2000)**

**APPLICATION FOR REZONING AND DEPARTURE: ERF
14689, WIGGET STREET, DE BAKKE, MOSSEL BAY**

Notice is hereby given that the undermentioned application has been received by the Municipality in terms of Sections 15(1)(a)(i) and 17 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985). Details of the proposal are open to inspection at the Town Planning Division, 4th Floor, Montagu Place Building, Montagu Street, Mossel Bay. Any objections, with full reasons therefor, must be lodged in writing with the Municipal Manager, PO Box 25, Mossel Bay, 6500 on or before **Monday, 6 April 2015**, quoting the above proposal and objector's erf number. Any comment or objection received after the aforementioned closing date may be disregarded. Any enquiries in this regard may be directed to Ms O Louw, Town Planning, at telephone number (044) 606 5074 or fax number (044) 690 5786.

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

Applicant: Rudman Visagie Architectural & Civil Engineering Consultants, PO Box 2420, Mossel Bay 6500

Nature of Application:

- Proposed rezoning of Erf 14689, Mossel Bay (size: 1942m²) from "Single Residential zone" to "General Residential zone" (flats).
- Proposed departure on Erf 14689, Mossel Bay for the building line encroachment of the 4,5m side building lines to 2m (western and southern boundary) and the 4,5m street building line to 2,8m (Wigget Street).

File Reference: 15/4/11/5; 15/4/11/4/1

DR. M GRATZ, MUNICIPAL MANAGER

6 March 2015

57076

MOSELBAAI MUNISIPALITEIT

**ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORD. 15 VAN 1985) PLAASLIKE REGERING: WET OP
MUNISIPALE STELSELS, 2000 (WET 32 VAN 2000)**

**AANSOEK OM HERSONERING EN AFWYKING: ERF 14689,
WIGGETSTRAAT, DE BAKKE, MOSSELBAAI**

Kennis geskied hiermee dat die ondergemelde aansoek ingevolge Artikels 15(1)(a)(i) en 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) deur die Munisipaliteit ontvang is. Besonderhede van die voorstel lê ter insae 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, 6 April 2015** met vermelding van bogenoemde voorstel en beswaarmaker se erfnummer. Enige kommentaar of beswaar wat na die voorgemelde sluitingsdatum ontvang word mag moontlik nie in ag geneem word nie. Enige navrae kan gerig word aan Me O Louw, Stadsbeplanning, by telefoonnummer (044) 606 5074 of faksnummer (044) 690 5786.

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

Aansoeker: Rudman Visagie Argiteks & Siviele Ingenieurs Konsultante, Posbus 2420, Mosselbaai, 6500.

Aard van Aansoek:

- Voorgestelde herosenering van Erf 14689, Mosselbaai (grootte: 1942m²) vanaf "Enkelresidensiële sone" na "Algemene residensiële sone" (woonstelle).
- Voorgestelde afwyking op Erf 14689, Mosselbaai vir die boulynoorskryding van die 4,5m syboulyne na 2m (westelike en suidelike grens) en die 4,5m straatboulyn na 2,8m (Wiggetstraat).

Lêer verwysing: 15/4/11/5; 15/4/11/4/1

DR. M GRATZ, MUNISIPALE BESTUURDER

6 Maart 2015

57076

AANSOEK OM HERSONERING EN AFWYKING: ERF 14689, WIGGETSTRAAT, DE BAKKE, MOSSELBAAI

NR	ERF	NAAM & ADRES	PER GEREGISTREERDE POS	POSKANTOOR STEMPEL
1	12689	DIE REGSPERSOON—DE BAKKE TERRACE P/A STATUS MARK POSBUS 567 MOSELBAAI 6500	PER GEREGISTREERDE POS	
2	6448	DIE REGSPERSOON—DE BAKKE VAKANSIEWOONSTELLE POSBUS 303 MOSELBAAI 6500	PER GEREGISTREERDE POS	
3	2247	ENGELA REID TRUST PO BOX 12071 LUMIER 1905	PER GEREGISTREERDE POS	
4	2248	ZA KLAPWIJK PO BOX 11252 HEIDERAND 6511	PER GEREGISTREERDE POS	

AANSOEK OM HERSONERING EN AFWYKING: ERF 14689, WIGGETSTRAAT, DE BAKKE, MOSSELBAAI

NR	ERF	NAAM & ADRES	PER GEREГИSTREERDE POS	POSKANTOOR STEMPEL
5	4978	N & GJ SNYMAN POSBUS 1104 HARTENBOS 6520	PER GEREГИSTREERDE POS	
6	2246	R & RD LIGHT PO BOX 2034 MOSEL BAY 6500	PER GEREГИSTREERDE POS	
7	11188	TJ & TJ NUNES & LS & C KELLERMAN STEYNSTRAAT 3 OUDTSHOORN 6625	PER GEREГИSTREERDE POS	
8	11189	ME & SA EDWARDS POSBUS 1727 MOSELBAAI 6500	PER GEREГИSTREERDE POS	
9	2242	ALB SIMPSON & EP ROSSOUW POSBUS 405 HARTENBOS 6520	PER GEREГИSTREERDE POS	
10	2241	JM & OP SCHURR PO BOX 1551 MOSEL BAY 6500	PER GEREГИSTREERDE POS	
11		VIR AANDAG: MNR ML WATTERS DEPARTEMENT VAN VERVOER EN OPENBARE WERKE POSBUS 2603 KAAPSTAD 8000 CC: Departement van Vervoer en Openbare Werke Distrikspadingenieur Privaatsak X617 OUDTSHOORN 6620	PER GEREГИSTREERDE POS	

DR. M GRATZ, MUNISIPALE BESTUURDER

6 Maart 2015

57076

**OVERSTRAND MUNICIPALITY
CLOSING OF PUBLIC PLACE ERF 2366,
HERMANUS**

Notice is hereby given in terms of Section 137(1) of Municipal Ordinance No. 20 of 1974 that the public place Erf 2366, Hermanus has been closed. (S.G. reference: S/2479/86 v1 p219).

Enquiries: Ms. H van der Stoep (Tel: 028-313 8900/
Fax: 028-313 2093).

Municipal Notice No. 27/2015

MUNICIPAL MANAGER, OVERSTRAND MUNICIPALITY, PO
Box 20, HERMANUS, 7200

6 March 2015

57077

**OVERSTRAND MUNISIPALITEIT
SLUITING VAN PUBLIEKE OOPRUIMTE ERF 2366,
HERMANUS**

Kennis geskied hiermee ingevolge Artikel 137(1) van Munisipale Ordonnansie Nr. 20 van 1974 dat Publieke Oopruimte Erf 2366, Hermanus gesluit is. (L.G. verwysing: S/2479/86 v1 p219).

Navrae: Me. H van der Stoep (Tel: 028-313 8900/
Faks: 028-313 2093).

Kennisgewing Nr. 27/2015

MUNISIPALE BESTUURDER, OVERSTRAND MUNISIPALITEIT,
Posbus 20, HERMANUS, 7200

6 Maart 2015

57077

THEEWATERSKLOOF MUNICIPALITY

**APPLICATION FOR SUBDIVISION AND REZONING:
PORTION OF ERF 289, RIVIERSONDEREND**

Notice is hereby given that an application by WRAP on behalf of the Theewaterskloof Municipality has been submitted to the Theewaterskloof Municipality for:

- (i) The subdivision of a portion of Erf 289, Riviersonderend (Portion A) in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985);
- (ii) The rezoning of Portion A from Undetermined Zone to Subdivisional Area in terms of Section 17 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985); and
- (iii) The subdivision of Portion A into 138 Single Residential Zone 1 and 2 Transport Zone 2 erven in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985).

Further particulars regarding the proposal are available for inspection at the Municipal Office Riviersonderend from 3 March 2015 to 15 April 2015. Objections to the proposal, if any, must be in writing and reach the undermentioned on or before **15 April 2015**. Persons who are unable to write will be assisted during office hours, at the Municipal office in Caledon, to write down their objections.

Reference: R/289
Notice No.: KOR 13/2015

S WALLACE, MUNICIPAL MANAGER, Municipal Offices, PO Box 24, CALEDON, 7230

6 March 2015

57079

CAPE AGULHAS MUNICIPALITY

NOTICE: APPLICATION FOR SUBDIVISION

Notice is hereby given in terms of the Land Use Planning Ordinance, 1985 that the Municipality received the following application for consideration:

Owner: WT1 Management CC

Properties: Erf 3300 Struisbaai

Locality: Frances Street, Ocean View Heights, Struisbaai

Existing zoning: Single Residential

Proposal: Subdivision of Erf 3300 Struisbaai in terms of Section 24 of the Land Use Planning Ordinance, 1985 into two portions (Portion A = $\pm 300\text{m}^2$ and Remainder = $\pm 300\text{m}^2$).

Details of the application can be obtained from Mr Donald October during office hours.

Motivated objections and/or comments with regards to the application must reach the Municipality in writing on or before **Tuesday, 7 April 2015**. Please note that any comments received after the closing date will not be taken into account.

Any person who cannot write are invited to visit under-mentioned office of the Municipality where Mr October will assist such person to transcribe his/her objections and/or comments.

Notice No.: S3300/2014

DMI O'NEILL, MUNICIPAL MANAGER, Municipal Offices, PO Box 51, BREDASDORP, 7280. Tel: (028) 425 5500, Fax: (028) 425 1019

This notice is also available in Xhosa on request.

6 March 2015

57073

THEEWATERSKLOOF MUNISIPALITEIT

**AANSOEK OM ONDERVERDELING EN HERSONERING:
GEDEELTE VAN ERF 289, RIVIERSONDEREND**

Kennis geskied hiermee dat 'n aansoek van WRAP, namens die Theewaterskloof Munisipaliteit ingedien is by die Theewaterskloof Munisipaliteit vir:

- (i) Die onderverdeling van 'n gedeelte van Erf 289, Riviersonderend (Gedeelte A) in terme van Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985);
- (ii) Die herosnering van Gedeelte A vanaf Onbepaalde Sone na Onderverdelingsgebied in terme van Artikel 17 van die Ordonnansie op Grondgebruiksbeplanning, 1985 (Ordonnansie 15 van 1985); en
- (iii) Die onderverdeling van Gedeelte A in 138 Enkel Residensiële Sone 1 en 2 Vervoer Sone 2 erwe in terme van Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985).

Verdere besonderhede van die voorstel lê ter insae by die Riviersonderend Munisipale Kantoor vanaf 3 Maart 2015 tot 15 April 2015. Skriftelike besware teen die voorstel, indien enige, moet die ondergemelde bereik voor of op **15 April 2015**. Persone wat nie kan skryf nie, sal gedurende kantoorure by die Munisipale kantoor, Caledon gehelp word om hul besware neer te skryf.

Verwysingsnommer: R/289
Kennisgewing Nr.: KOR 13/2015

S WALLACE, MUNISIPALE BESTUURDER, Munisipale Kantore, Posbus 24, CALEDON, 7230

6 Maart 2015

57079

KAAP AGULHAS MUNISIPALITEIT

KENNISGEWING: AANSOEK OM ONDERVERDELING

Kennis geskied hiermee ingevolge die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat die Munisipaliteit die volgende aansoek vir oorweging ontvang het:

Eienaar: WT1 Management CC

Eiendomme: Erf 3300 Struisbaai

Ligging: Francesstraat, Ocean View Heights, Struisbaai

Huidige sonering: Enkel Woonsone

Voorstel: Onderverdeling van Erf 3300 Struisbaai ingevolge Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 in twee gedeeltes (Gedeelte A = $\pm 300\text{m}^2$ en Restant = $\pm 300\text{m}^2$).

Besonderhede van die aansoek is gedurende kantoor ure by Mnr Donald October ter insae.

Skriftelik gemotiveerde kommentaar en/of besware ten opsigte van die voorstel moet voor of op **Dinsdag, 7 April 2015** by die Munisipaliteit ingedien word. Neem asb kennis dat enige kommentaar ontvang na die sluitingsdatum nie in aggeneem gaan word nie.

Enige persoon wat nie kan skryf nie kan gedurende die kantoor ure van die Munisipaliteit na ondergemelde kantoor kom waar Mnr October sodanige persoon sal help om sy/haar kommentaar en/of besware af te skryf.

Kennisgewing Nr.: S3300/2014

DMI O'NEILL, MUNISIPALE BESTUURDER, Munisipale Kantore, Posbus 51, BREDASDORP, 7280. Tel: (028) 425 5500, Faks: (028) 425 1019

Hierdie kennisgewing is ook in Xhosa op aanvraag beskikbaar.

6 Maart 2015

57073

PRINCE ALBERT MUNICIPALITY

NOTICE 11/2015

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

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, Prince Albert Municipality

Applicant: Omgee Trust

Nature of application: Removal of a restrictive title condition applicable to Erf 1425, Prince Albert, in order to enable the owner to rezone the site to institutional and allow future possible consolidation.

Any enquiries may be directed to **Ms Anneleen Vorster**, Manager Corporate and Community Services, **Private Bag X53, 33 Church Street, 6930**, E-Mail Address **anneleen@pamun.gov.za**, telephone number **(023) 541-1320** and fax number **(023) 541-1321**.

The application is also open to inspection at the office of the Director, Region 3, Land Management, Provincial Government of the Western Cape, on the 4th Floor York Park Building, 93 York Street, George, from 08:00–12:30 and 13:00–15:30 (Monday to Friday).

Telephonic enquiries in this regard may be made at **(044) 805 8600** official and the Directorate's fax number is **(044) 874-2423**.

Any objections, with full reasons therefor, should be lodged in writing at the office of the above-mentioned Director: Land Management, Region 3, at Private Bag X6509, George, 6530, on or before **FRIDAY, 3 APRIL 2015**, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

HFV METTLER, MUNICIPAL MANAGER, Prince Albert Municipality, 33 Church Street, Private Bag X53, PRINCE ALBERT 6930

Tel: (023) 541-1320, Fax: (023) 541-1321
E-Mail: adminklerk@pamun.gov.za

6 March 2015

57092

BEAUFORT WEST MUNICIPALITY

Notice No. 19/2015

**PROPOSED CONSENT USE ON ERF 1841,
2 LOTTER STREET: BEAUFORT WEST**

Notice is hereby given in terms of Regulation 4.7.1 of the Town Planning Scheme Regulations applicable to Beaufort West that the Local Council has received an application on behalf of the owner of **Erf 1841**, situated at 2 Lotter Street, Beaufort West for the granting of a consent use for an additional dwelling in order to permit the owner to build a granny flat on the aforementioned property.

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

Objections, if any, against the proposed consent use on Erf 1841, must be lodged in writing with the undersigned by not later than **FRIDAY, 27 MARCH 2015** stating full reasons for such objections.

J BOOYSEN, MUNICIPAL MANAGER, Municipal Offices, 112 Donkin Street, BEAUFORT WEST, 6970

6 March 2015

57065

PRINS ALBERT MUNISIPALITEIT

KENNISGEWING NOMMER 11/2015

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

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, Prince Albert Munisipaliteit.

Aansoeker: Omgee Trust

Aard van aansoek: Opheffing van 'n beperkende titel voorwaarde van toepassing op Erf 1425, Prince Albert, om die eienaar in staat te stel om die erf na institusioneel te hersoneer en toekomstige konsolidasies toe te laat.

Enige navrae kan gerig word aan **Me. Anneleen Vorster**, Bestuurder: Korporatiewe- en Gemeenskapsdienste, **Privaatsak X53, Kerkstraat 33, Prince Albert, 6930**, E-Pos adres: **Anneleen@pamun.gov.za**, telefoon nommer **(023) 541-1320** en faks nommer **(023) 541-1321**.

Die aansoek lê ook ter insae by die Kantoor van die Direkteur, Grond Bestuur, Streek 3, Provinsiale Regering van die Wes-Kaap, by 4de Vloer, York Park Gebou, 93 Yorkstraat, George, vanaf 08:00–12:30 en 13:00–15:30. (Maandag tot Vrydag).

Telefoniese navrae in hierdie verband kan gerig word aan **(044) 805 600** en die Direktooraat se faksnommer is **(044) 874-2423**.

Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Grond Bestuur Streek 3, Privaatsak X6509, George, 6509, ingedien word op of voor **VRYDAG 3 APRIL 2015** met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgeselde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

HFV METTLER, MUNISIPALE BESTUURDER, Prince Albert Munisipaliteit, Kerkstraat 33, Privaatsak X53, PRINCE ALBERT 6930

Tel: (023) 541-1320, Faks: (023) 541-1321
E-Pos: adminklerk@pamun.gov.za

6 Maart 2015

57092

BEAUFORT-WES MUNISIPALITEIT

Kennisgewing Nr 19/2015

**VOORGESTELDE VERGUNNINGSGEBRUIK OP ERF 1841,
LOTTERSTRAAT 2: BEAUFORT-WES**

Kennis geskied hiermee ingevolge Regulasie 4.7.1 van die Skemaregulasies van toepassing op Beaufort-Wes dat die Plaaslike Raad 'n aansoek ontvang het namens die eienaar van **Erf 1841** geleë te Lotterstraat 2, Beaufort-Wes vir die toestaan van 'n vergunningsgebruik vir addisionele wooneenheid ten einde woonstel op die eiendom op te rig.

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

Besware, indien enige, teen die voorgestelde vergunningsgebruik op Erf 1841, moet skriftelik en met vermelding van volledige redes vir sodanige besware by die ondergetekende ingedien word voor of op **VRYDAG, 27 MAART 2015**.

J BOOYSEN, MUNISIPALE BESTUURDER, Munisipale Kantore, Donkinstraat 112, BEAUFORT-WES, 6970

6 Maart 2015

57065

CAPE AGULHAS MUNICIPALITY

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

Notice is hereby given in terms of section 3(6) of the above Act that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager, Cape Agulhas Municipality and any enquiries may be directed to Bertus Hayward, Manager: Town and Regional Planning, PO Box 51, 1 Dirkie Uys Street, Bredasdorp 7280, bertush@capeagulhas.gov.za, 028 425-5500 and fax number 028 425-1019. The application is also open to inspection at the office of the Chief Director Land Management: Region 2, Provincial Government of the Western Cape, at Room 601, 1 Dorp Street, Cape Town, from 08:00–12:30 and 13:00–15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at (021) 483-4589 and the Directorate's fax number is (021) 483-3098. Any objections, with full reasons therefor, should be lodged in writing at the office of the above-mentioned Director: Land Management: Region 2, at Private Bag X9086, Cape Town, 8000, on or before **7 April 2015**, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

Applicant: Town & Country (on behalf of D. Geldenhuys)

Nature of application: Removal of restrictive title conditions applicable to Erf 541, c/o Malvern Avenue and Cinneraria Street, Struisbaai to enable the owner to convert the existing dwelling into four dwelling units.

DGI O'NEILL, MUNICIPAL MANAGER, Municipal Offices, PO Box 51, BREDASDORP, 7280. Tel: (028) 425 5500, Fax: (028) 425 1019

6 March 2015

57095

KAAP AGULHAS MUNISIPALITEIT

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

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, Kaap Agulhas Munisipaliteit en enige navrae kan gerig word aan Bertus Hayward, Bestuurder: Stads- en Streekbeplanning, Posbus 51, Dirkie Uysstraat 1, Bredasdorp 7280, bertush@capeagulhas.gov.za, 028 425-5500 en faksnommer 028 425-1019. Die aansoek lê ook ter insae by die Kantoor van die Hoofdirekteur, Grondbestuur: Streek 2, 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) 483-4589 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, Grondbestuur: Streek 2, Privaaatsak X9086, Kaapstad, 8000, ingedien word op of voor **7 April 2015** met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Aansoeker: Town & Country (namens D. Geldenhuys)

Aard van aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op Erf 541, h/v Malvernrylaan en Cinnerariastraat, Struisbaai, om die eienaar in staat te stel om die bestaande woning te omskep in vier wooneenhede.

DGI O'NEILL, MUNISIPALE BESTUURDER, Munisipale Kantore, Posbus 51, BREDASDORP, 7280. Tel: (028) 425 5500, Faks: (028) 425 1019

6 Maart 2015

57095

CAPE AGULHAS MUNICIPALITY

UMTHETHO WOKUSUSA IZITHINTELO, 1967 (UMTHETHO 84 KA-1967)

Apha kukhutshwa isaziso, ngokwemiqathango yecandelo 3(6) lalo Mthetho ukhankanywe ngentla apha, sokuba kuye kwafunyanwa esi sicelo singezantsi apha, nokuba kuvulelekile ukuba singeza kuphendlwa kwi-ofisi yeManejala kaMasipala, kwaye nayiphi na imibuzo Ingathunyelwa kulo Bertus Hayward, Manager: Town and Regional Planning, 1 Dirkie Uys Street, PO Box 51 Bredasdorp 7280, Bertush@capeagulhas.gov.za, 028 425-5500 and fax number 028 425-1019. Esi sicelo kwanjalo kukwawulelekile nokuba siye kuphendlwa kwiOfisi yoMlawuli oyiNtloki: kuLawulo loMhlaba: uMmandla 2, kuRhulumente wePhondo leNtshona Koloni, kwiGumbi elingu-601, 1 Dorp Street, Cape Town, ukusukela ngentsimbi ye-08:00 ukuya kweye-12:30 nango-13:00 ukuya ku-15:30 (ngoMvulo ukuya kutsho ngoLwesihlanu). Imibuzo eyenziwa ngomnxeba ephathelele kulo mba ingenziwa ngokutsalela kwa-(021) 483-4589, kwaye ke inombolo yefeksi yeli Candelo loLawulo ngu-(021) 483-3098. Naziphi na izikhalazo, ekufuneka zihambe nezizathu ezipheleleyo, kufuneka zingeniswe ngento ebhaliweyo kule ofisi ikhankanywe ngentla apha yoMlawuli kuLawulo loMhlaba: uMmandla 2 kwaPrivate Bag X9086, Cape Town, 8000, ngomhla we... okanye phambi kwawo **7 April 2015** kuxelwe lo Mthetho ungentla apha kunye nenombolo yesiza salowo ukhalazayo. Naziphi na izimvo ezithe zafika emva kwalo mhla wokuvala ukhankanyiweyo zisenokungahoywa.

Umfaki-sicelo: Town & Country (egameni lika D Geldenhuys)

Uhlobo lwesicelo: Ukususwa kwemiqathango yezithintelo zolwakhiwo kwitayitile yeziza 541, c/o Malvern Avenue neCinneraria Street eStruisbaai, ukuvumela umniniso ukuba ayitshintshe le ikhoyo indawo ibe ziyunithi ezine zokuhlala.

DGI O'NEILL, MUNICIPAL MANAGER, Municipal Offices, PO Box 51, BREDASDORP, 7280. Tel: (028) 425 5500, Fax: (028) 425 1019

6 kweyoKwindla 2015

57095

CITY OF CAPE TOWN (BLAAUWBERG DISTRICT)

PROVISIONAL PROTECTION OF ERF 280, HIGHCLERE, BLAAUWBERGSTRAND AS A HERITAGE RESOURCE:
27 MARCH 2015

In terms of the powers vested in the City of Cape Town under section 29 (2) of the National Heritage Resources Act, Act 25 of 1999, the City of Cape Town hereby provisionally protects Highclere, 6 Rancke Road, Blaaubergstrand (Erf 280) for a period of three (3) months.

Description:

Highclere is situated on Erf 280, Blaaubergstrand. The provisional protection includes the entire erf (extent 1 187,32m²), the dwelling known as Highclere, as well as all other structures – including the calcrete boundary walls extending along the length of the eastern boundary of Erf 280 and the entire length of the calcrete boundary wall along the length of the southern boundary of Erf 280. (The calcrete boundary wall extends along the southern boundary of Erf 279.)

Description of property and extent of site:

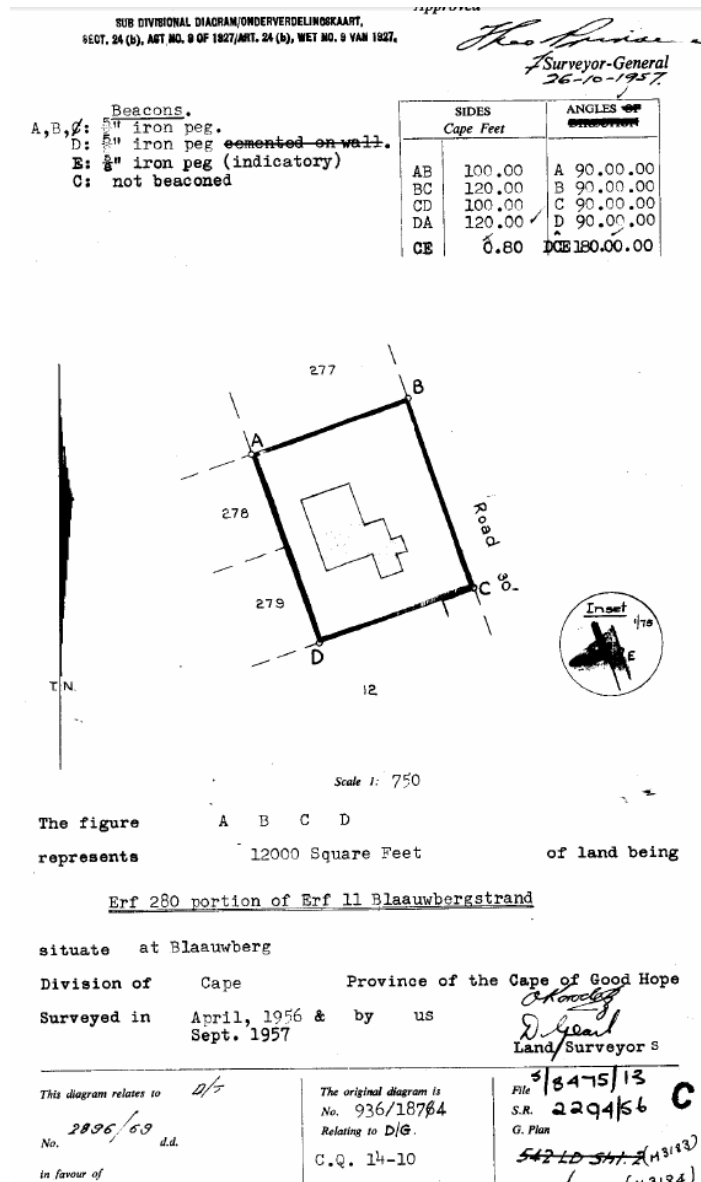
Erf: no 280

Site Name: Highclere

Title Deed: T38745/1991

Extent: 1 187,37m²

ACHMAT EBRAHIM, CITY MANAGER



STAD KAAPSTAD (BLAAUWBERG-DISTRIK)

VOORLOPIGE BESKERMING VAN ERF 280, HIGHCLERE, BLAAUWBERGSTRAND AS 'N ERFENISHULPBRON:
27 MAART 2015

Volgens sy magte ingevolge artikel 29(2) van die Wet op Nasionale Erfenishulpbronne, Wet 25 van 1999, beskerm die Stad Kaapstad Highclere, Ranckeweg 6, Blaauwbergstrand (erf 280) voorlopig vir 'n tydperk van drie (3) maande.

Beskrywing:

Highclere is geleë op erf 280, Blaauwbergstrand. Die voorlopige beskerming sluit die hele erf in (1 187,32m² in grootte), die woning wat as Highclere bekend staan, asook alle ander strukture – insluitend die kalkreet-grensmure al langs die lengte van die oostelike grens van erf 280 en die hele lengte van die kalkreet-grensmuur langs die lengte van die suidelike grens van erf 280. (Die kalkreet-grensmuur strek al langs die suidelike grens van erf 279).

Beskrywing van eiendom en omvang van terrein:

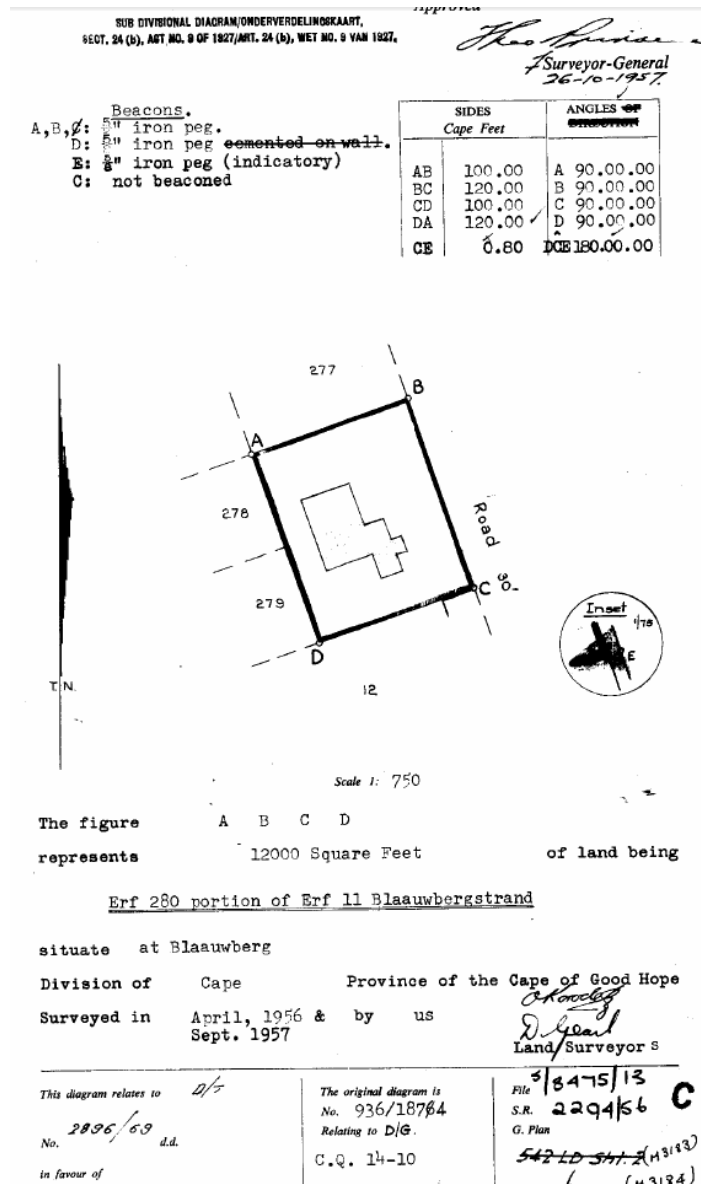
Erfno.: 280

Naam van terrein: Highclere

Titelakte: T38745/1991

Grootte: 1 187,37m²

ACHMAT EBRAHIM, STADSBESTUURDER



CITY OF CAPE TOWN (BLAAUWBERG DISTRICT)

UKHUSELEKO LWEXESHANA LWESIZA-280, HIGHCLERE, BLAAUWBERGSTRAND NJENGENDAWO LOKULILIFA LEMVELI: 6 MATSHI 2015

Ngokwamagunya anikezelwe iSixeko saseKapa phantsi kwecandelo-29 (2) loMthetho weSizwe wokuliLifa lemveli ongunomb.25 wangowe-1999, ke ngoko iSixeko saseKapa sikhusele okwexeshana i-Highclere, 6 Rancke Road, e-Blaauwbergstrand (isiza-280) kwisithuba seenyanga ezintathu (3).

Inkcazelo:

I-Highclere ifumaneka kwisiza-280, esise-Blaauwbergstrand. Ukhuseleko lwexeshana luquka isiza siphela (esibukhulu obuli-1187.32 m²), indlu yokuhlala eyaziwa ngokuba yi-Highclere, kunye nazo zonke izakheko ezingezinye – kuquka amadonga angumda ekonkrithi athe adulela ngobude kumda osempuma kwisiza-280 nobude bubonke bodonga lekonkrithi elingumda kumda osemazantsi wesiza-280. (Udonga lekonkrithi olwandela kumda osemzantsi wesiza-279).

Inkcazelo yepropati nobungakanani besiza:

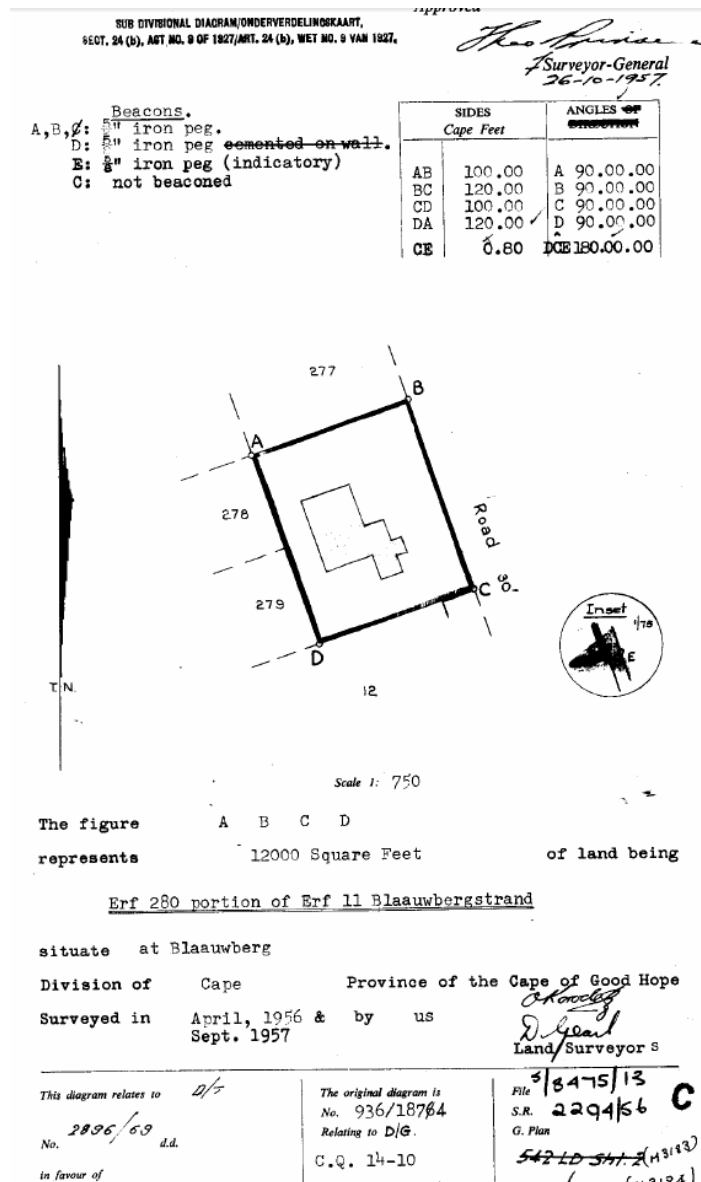
Inombolo yesiza: 280

Igama lesiza: Highclere

Itayitile yobunini: T38745/1991

Umlinganiselo wobukhulu: 1 187.37m²

ACHMAT EBRAHIM, CITY MANAGER



BEAUFORT WEST MUNICIPALITY

Notice No. 20/2015

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT 84 OF 1967): REMOVAL OF RESTRICTIVE TITLE CONDITIONS APPLICABLE TO ERF 1841, 2 LOTTER STREET: BEAUFORT WEST

Notice is hereby given in terms of Section 3(6) of above act that the under-mentioned application has been received and is open to inspection at the Office of the Director Corporate Services, Beaufort West Municipality and any enquiries may be directed to Mr. P. Strümpher, Senior Manager: Corporative Services, Private Bag 582, 112 Donkin Street, Beaufort West, telephone no. 023-414 8020 and fax no. 023-415 1373 or e-mail address admin@beaufortwestmun.co.za. The application are also open to inspection at the Office of the Director: Land Manager, Region 3, Provincial Government of the Western Cape, at the 4th Floor, York Park Building, 93 York Street, George from 08:00 to 12:30 and 13:00 to 15:30 (Mondays to Fridays). Telephonic enquiries in this regard may be made to 044-805 8600 official and the Directorate's fax no. 044-874 2423. Any objections, with full reasons therefor, should be lodged in writing at the office of the above-mentioned Directorate: Land Management, Region 3 Integrated Environmental Manager, Region A at Private Bag X6509, George, 6530, on or before **MONDAY, 13 APRIL 2015** quoting the above Act and the objector's erf number. Any comments received after afore-mentioned closing date may be disregarded.

Applicant: Van Niekerk Attorneys on behalf of Mr. & Mrs. S.F. & J.H. van Tonder

Nature of Application: Removal of restrictive title conditions applicable to **Erf 1841**, Beaufort West to enable the owner to build an additional dwelling on the property.

J BOOYSEN, MUNICIPAL MANAGER, Municipal Offices, 112 Donkin Street, BEAUFORT WEST, 6970

6 March 2015

57066

BEAUFORT-WES MUNISIPALITEIT

Kennisgewing Nr 20/2015

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET 84 VAN 1967): OPHEFFING VAN BEPERKENDE VOORWAARDES VAN TOEPASSING OP ERF 1841, LOTTERSTRAAT 2: BEAUFORT-WES

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 Direkteur Korporatiewe Dienste, Beaufort-Wes Munisipaliteit en enige navrae kan gerig word aan Mnr. P. Strümpher, Senior Bestuurder: Korporatiewe Dienste, Privaatsak 582, Donkinstraat 112, Beaufort-Wes, telefoon no. 023-414 8020 en faks nr. 023-415 1373 of e-pos adres admin@beaufortwestmun.co.za. Die aansoek lê ook ter insae by die Kantoor van die Direkteur: Grondbestuur, Streek 3, Provinsiale Regering van die Wes-Kaap, by 4de Vloer, York Park Gebou, Yorkstraat 93, George, vanaf 08:00 tot 12:30 en 13:00 tot 15:30 (Maandae tot Vrydae). Telefoniese navrae in hierdie verband kan gerig word aan 044-805 600 en die Direkoraat se faksnommer is 044-874 2423. Enige besware, met volledige redes daarvoor, moet skriftelik by die Kantoor van die bogenoemde Direkteur: Grondbestuur, Streek 3, Privaatsak X6509, George, 6530 met 'n afskrif aan die ondergenoemde Munisipale Bestuurder, ingedien word voor of op **MAANDAG, 13 APRIL 2015** met vermelding van bogemelde Wet en die beswaarmakers se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Aansoeker: Van Niekerk Prokureurs namens Mnr. en Me. S.F. & J.H. van Tonder

Aard van Aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op **Erf 1841**, Beaufort-Wes ten einde die eienaar in staat te stel om addisionele wooneenheid op die eiendom op te rig.

J BOOYSEN, MUNISIPALE BESTUURDER, Munisipale Kantore, Donkinstraat 112, BEAUFORT-WES, 6970

6 Maart 2015

57066

BEAUFORT WEST MUNICIPALITY

Notice No. 20/2015

UMTHETHO WOKUSUSA IZITHINTELO, 1967 (UMTHETHO 84 KA-1967) UKUSUSWA KWEZITHINTELO KWIMEKO ZOBUNINI EZICHAPHA ZE LEKA KWISIZA 1841

Apha kukhutshwa isaziso, ngokwemiqathango yecandelo 3(6) lalo Mthetho ukhankanywe ngentla apha, sokuba kuye kwafunyanwa esi sicelo singezantsi apha, nokuba kuvulelekile ukuba singeza kuphendlwa kwiOfisi yeManejala kaMasipala/i-Ofisi yeManejala Ka-Masipala, mr. P. Strümpher, [Senior Manager: Corporate Services], Private Bag 582, Beaufort West, telephone no. 023-414 8020 and fax no. 023-415 1373 or e-mail address admin@beaufortwestmun.co.za. Esi sicelo kanaanalo kukwavulelekile nokuba siye kuphendlwa KwiOfisi yoMlawuli, uMmandla 3, kuLawulo loMhlaba, uRhulumente wePhondo leNtshona Koloni, kumgangatho wesine kwisakhiwo 4th Floor, iYork Park, 93 York Street, George, ukusukela ngentsimbi ye-08:00-12:30 no 13:00-15:30 (ngoMvulo ukuya kutsho ngoLwesihlanu). Imibuzo eyenziwa ngomnxeba ephathelele kulo mba ingenziwa ngokutsalela kwa-044 805 8600 kwaye ke inombolo yefeksi yeli Candelo loLawulo ngu-044-874 2423. Naziphi na izikhalazo okanye ukungavumelani nesicelo kufuneka kuhambe nezizathu ezipheleleyo, nezibhaliweyo zingeniswe kule ofisi ikhankanywe ngentla apha yoMlawuli kuLawulo loMhlaba, uMmandla, 3 kwPrivate Bag X6509, George, 6530, ngomhla okanye ngaphambi kwawo (makunikwe umhla oya kuba kungasalanga ngaphantsi kweentsuku ezingama-30 ukusuka kumhla wokukhutshwa kwesi saziso), kuxelwe lo Mthetho ungentla apha kunye nenombolo yesiza salowo ukhalazayo. Naziphi na izimvo ezithe zafika emva kwalo mhla wokuvala ukhankanyiweyo zisenokungahoywa.

Umfaki-Secelo: Van Niekerk Attorneys on behalf of Mr. & Mrs. S.F. & J.H. van Tonder

Uhlobo Lwesicelo: Ukususwa Kwezithintelo zemeko ezichaphaze leka **kwisiza 1841** eBhobhoholo, ukwenzela okokuba umnini abenokwazi ukwakha isakhiwo esongezelo-lweyo kwesi-siza.

J BOOYSEN, MUNICIPAL MANAGER, Municipal Offices, 112 Donkin Street, BEAUFORT WEST, 6970

6 kweyoKwindla 2015

57066

BERGRIVIER MUNICIPALITY

APPLICATION FOR DEPARTURE: ERF 1223, VELDDRIF

Notice is hereby given in terms of section 15 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that the under-mentioned application has been received and is open to inspection at the office of the Municipal Manager, Bergrivier Municipality and any enquiries may be directed to Mr. H. Vermeulen, Planner: Western Region, P.O. Box 60 (13 Church Street) Piketberg 7320 at tel (022) 783 1112 or fax (022) 783 1422. Any objections, with full reasons therefor, must be lodged in writing at the office of the Municipal Manager on or before **13 April 2015**, quoting the above Ordinance and the objector's farm/erf number.

Applicant: H.J.C. van der Westhuizen

Nature of application: Departure from the rear building line applicable to Erf 1223, Velddrif (11 Baumeester Street) from 3m to 1m in order to accommodate a balcony and departure from the coverage from 50% to 60.39%.

MN34/2015

ADV HANLIE LINDE, MUNICIPAL MANAGER, Municipal Offices, 13 Church Street, PIKETBERG, 7320

6 March 2015

57067

BREDE VALLEY MUNICIPALITY

APPLICATION FOR REMOVAL OF A RESTRICTIVE TITLE CONDITION AND CONSENT USE: ERF 1293, WORCESTER

NOTICE IS HEREBY GIVEN in terms of Section 3(6) of the Removal of Restrictions Act 1967, (Act 84 of 1967) that the under-mentioned application has been received and is open to inspection at the office of the Municipal Manager/Director: Corporate Services, Breede Valley Municipality. Any enquiries may be directed to Ms. N. Gayiya, Tel No. 023 348 2631, Directorate: Technical Services, Section: Municipal Planning & Building Control, Third Floor, Civic Centre, Baring Street, Worcester.

NOTICE IS HEREBY GIVEN in terms of regulations 4.7 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for consent use on Erf 1293, Worcester in order to enable the owner to legalize an existing second dwelling unit (granny flat) on the property.

The application is also open to inspection at the office of the Director **Integrated Environmental Management**, Region A, Provincial Government of the Western Cape, at Room 201, 1 Dorp Street, Cape Town from 8:00–12:30 and 13:00–15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at 021 483 4225. The Director's fax number is 021 483 3633.

Any objections, with full reasons therefor, should be lodged in writing at the office of the Director: **Integrated Environmental Management**, Region A; Private Bag X9086, Cape Town, 8000 with a copy to the Municipal Manager Private Bag X3046, Worcester, 6849 on or before **30 March 2015** quoting the above Act and the objector's erf number.

Applicant: **MARTIN OOSTHUIZEN**, BolandPlan Town and Regional Planning

Nature of the Application: Removal of restrictive title conditions applicable to Erf 1293, Worcester to enable the owner to legalize an existing second dwelling unit (granny flat) on the property.

(Notice No.: 04/2015)

6 March 2015

56069

BERGRIVIER MUNISIPALITEIT

AANSOEK OM AFWYKING: ERF 1223, VELDDRIF

Kragtens artikel 15 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder, Bergrivier Munisipaliteit en enige navrae kan gerig word aan H. Vermeulen, Beplanner: Westelike Streek, Posbus 60, (Kerkstraat 13), Piketberg 7320 tel. (022) 783 1112 of faks (022) 783 1422. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die Munisipale Bestuurder, ingedien word op of voor **13 April 2015** met vermelding van bogenoemde Ordonnansie en die beswaarmaker se plaas/erf nommer.

Aansoeker: H.J.C. van der Westhuizen

Aard van Aansoek: Afwyking van die agterboulyn van toepassing op Erf 1223, Velddrif (Baumeesterstraat 11) vanaf 3m na 1m ten einde 'n balkon te akkommodeer en afwyking van die dekking vanaf 50% tot 60.39%.

MK34 /2015

ADV HANLIE LINDE, MUNISIPALE BESTUURDER, Munisipale Kantore, Kerkstraat 13, PIKETBERG, 7320

6 Maart 2015

57067

BREDEVALLEI MUNISIPALITEIT

AANSOEK OM OPHEFFING VAN BEPERKENDE VOORWAARDE EN VERGUNNINGSGEBRUIK: ERF 1293, WORCESTER

Kragtens Artikel 3(6) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder/Direkteur: Korporatiewe Dienste, Breede Vallei Munisipaliteit. Enige navrae kan gerig word aan Mej. N. Gayiya Tel Nr. 023 348 2631, kantoor van die Direkteur: Tegniese Dienste, Afdeling: Munisipale Beplanning en Boubeheer, Derde Vloer, Burgersentrum, Baringstraat, Worcester.

KENNIS GESKIED HIERMEE ingevolge die bepalings van regulasie 4.7 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek om vergunningsgebruik op Erf 1293, Worcester ontvang is ten einde die eienaar in staat te stel om 'n bestaande addisionele wooneenheid (ouma-woonstel) op die eiendom te wettig.

Die aansoek lê ook ter insae by die Kantoor van die Direkteur, **Geïntegreerde Omgewingsbestuur: Streek A**, Provinsiale Regering van die Wes-Kaap, by Kamer 201, Dorpstraat 1, Kaapstad, vanaf 8:00–12:30 en vanaf 13:00–15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan 021 483 4225 en die Direkteur se faksnommer is 021 483 3633.

Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die Direkteur: **Geïntegreerde Omgewingsbestuur, Streek A**, Privaatsak X9086, Kaapstad 8000 met 'n afskrif aan die Munisipale Bestuurder, Privaatsak X3046, Worcester, 6849 ingedien word voor of op **30 Maart 2015** met vermelding van bogenoemde Wet en die beswaarmaker se ernommer.

Aansoeker: **MARTIN OOSTHUIZEN**, BolandPlan Stads- en Streekbeplanning

Aard van die Aansoek: Opheffing van 'n beperkende titel voorwaarde van toepassing op Erf 1293 ten einde die eienaar in staat te stel om 'n bestaande addisionele wooneenheid vanuit 'n grondgebruiksoogpunt te wettig.

Kennisgewing Nr.: 04/2015

6 Maart 2015

56069

CITY OF CAPE TOWN

SIXTH SUPPLEMENTARY VALUATION (SV06) TO THE 2012 GENERAL VALUATION ROLL FOR THE FINANCIAL YEAR 2014/15

Notice is hereby given in terms of section 49(1)(a)(i) of the Local Government: Municipal Property Rates Act, Act 6 of 2004, hereinafter referred to as the 'Act', that the Sixth Supplementary Valuation Roll (SV06) to the 2012 General Valuation Roll for the financial year 2014/15 is open for public inspection at the venues as stated below from 21 March 2015 until 30 April 2015. The forms for the lodging of objections are obtainable at these venues. In addition the valuation roll is available on the Council's website from 21 March 2015 (the address is provided below).

Properties were selected to appear on the Sixth Supplementary Valuation Roll (SV06) to the 2012 General Valuation Roll in terms of section 78(1) of Act if the property a) was incorrectly omitted from the Valuation Roll; b) has been included in the municipality after the last general valuation; c) has been subdivided or consolidated after the last general valuation; d) has undergone a substantial increase or decrease in market value since the last general valuation; e) was substantially incorrectly valued in the last general valuation; f) must be revalued for any other exceptional reason; g) of which the category has changed.

In terms of section 49(1)(a)(ii) of the Act, any property owner or person who so desires may lodge an objection with the municipal manager in respect of any matter reflected in, or omitted from the valuation roll, in the abovementioned period. Objections may only be lodged in respect of properties valued on the SV06 Roll. The owners of these properties will be notified of their SV06 valuations in writing at the postal address currently held on the City's database.

Attention is specifically drawn to the fact that in terms of section 50(2) of the Act an objection must be in relation to a specific individual property and not against the supplementary valuation roll as a whole. The forms for lodging an objection can be obtained from one of the venues listed below and can be downloaded from the website. A separate objection form must be completed for every property.

DATE: 21 March 2015 until 30 April 2015

NO.	NAMES OF VENUE	ADDRESS OF VENUE	OPERATING HOURS OF VENUE
1.	14th FLOOR, CAPE TOWN CIVIC CENTRE	HERTZOG BOULEVARD, CAPE TOWN	08:30–15:45
2.	BELLVILLE CIVIC CENTRE	VOORTREKKER ROAD, BELLVILLE (CNR OF VOORTREKKER ROAD AND QUARRY STREET, NEXT TO THE SANLAM HEAD OFFICE)	08:30–15:45
3.	MILNERTON CIVIC CENTRE	PIENAAR ROAD, MILNERTON (NEXT TO THE MILNERTON LIBRARY)	08:30–15:45
4.	PLUMSTEAD ADMINISTRATION	CNR OF VICTORIA AND MAIN ROADS, PLUMSTEAD (NEXT TO CHECKERS)	08:30–15:45
5.	BRACKENFELL CIVIC CENTRE	CNR OF OLD PAARL ROAD AND PARADYS STREET (OPPOSITE THE HYPERMARKET)	08:30–15:45
6.	STRAND MUNICIPAL BUILDING	CNR OF MAIN ROAD AND FAGAN STREET, STRAND (NEXT TO STRAND HALL)	08:30–15:45

Completed objection forms can be submitted by:

- E-mail–valuationsobjection@capetown.gov.za
- Fax–0862 012 304 or 0865 886 042
- Post–preferably by registered mail to: The City of Cape Town, for attention: The Objection Coordinator, PO Box 4522, Cape Town 8000
- Hand–at one of our public inspection venues

For more information, call 0860 103 089 (sharecall).

Web address: www.capetown.gov.za.

ACHMAT EBRAHIM, CITY MANAGER

6 March 2015

57080

STAD KAAPSTAD

SESDE AANVULLENDE WAARDASIELYS (SV06) TOT DIE 2012-ALGEMENE WAARDASIELYS VIR DIE 2014/15-BOEKJAAR

Ingevolge artikel 49(1)(a)(i) van die Wet op Plaaslike Regering: Munisipale Eiendomsbelasting, Wet 6 of 2004, hierna die “Wet” genoem, word daar hiermee kennis gegee dat die sesde aanvullende waardasielys (SV06) van die 2012-algemene waardasielys vir die 2014/15-boekjaar vanaf 21 Maart 2015 tot 30 April 2015 vir die publiek by die lokale hieronder ter insae lê. Die vorms vir die indiening van besware is by hierdie lokale beskikbaar. Die waardasielys is ook vanaf 21 Maart 2015 op die Raad se webwerf beskikbaar (adres hieronder).

Eiendomme word ingevolge artikel 78(1) van die Wet op die sesde aanvullende waardasielys (SV06) van die 2012- algemene waardasielys geplaas indien dit: a) foutiewelik uit die waardasielys gelaat is; b) na die laaste algemene waardasie by die munisipaliteit ingesluit is; c) na die laaste algemene waardasie onderverdeel of gekonsolideer is; d) ’n wesenlike toename of vermindering in markwaarde ondergaan het sedert die laaste algemene waardasie; e) in die laaste algemene waardasie aansienlik verkeerd gewaardeer is; f) om enige ander buitengewone rede herwaardeer moet word; g) waarvan die kategorie verander het.

Ingevolge artikel 49(1)(a)(ii) van die Wet kan enige eiendomsbesitter of ander persoon wat wil binne die gemelde tydperk ’n beswaar by die munisipale bestuurder indien oor enige saak wat op die waardasielys verskyn of daaruit weggelaat is. Besware kan slegs ten opsigte van eiendomme wat op die SV06-lys gewaardeer is, ingedien word. Die eienaars van hierdie eiendomme sal skriftelik van hul SV06-waardasies in kennis gestel word by die posadres wat tans op die Stad se databasis is.

Aandag word spesifiek gevestig op die feit dat ’n beswaar ingevolge artikel 50(2) van die Wet met ’n spesifieke, individuele eiendom verband moet hou en nie teen die aanvullende waardasielys as ’n geheel ingedien kan word nie. Die vorms vir die indiening van besware is by die lokale hieronder genoem beskikbaar en kan van die webwerf afgelaai word. ’n Afsonderlike beswaarvorm moet vir elke eiendom ingevul word.

DATUM: 21 Maart 2015 tot 30 April 2015

NO.	NAAM VAN LOKAAL	ADRES VAN LOKAAL	BEDRYFSURE VAN LOKAAL
1.	14e VERDIEPING, KAAPSTAD-BURGERSENTRUM	HERTZOG-BOULEVARD, KAAPSTAD	08:30–15:45
2.	BELLVILLE-BURGERSENTRUM	VOORTREKKERWEG, BELLVILLE (H.V. VOORTREKKERWEG EN QUARRYSTRAAT, LANGS DIE SANLAM-HOOFKANTOOR)	08:30–15:45
3.	MILNERTON-BURGERSENTRUM	PIENAARWEG, MILNERTON (LANGS DIE MILNERTON-BIBLIOTEEK)	08:30–15:45
4.	PLUMSTEAD-ADMINISTRASIE	H.V. VICTORIA- EN HOOFWEG, PLUMSTEAD (LANGS CHECKERS)	08:30–15:45
5.	BRACKENFELL-BURGERSENTRUM	H.V. OU PAARLWEG EN PARADYSSTRAAT (OORKANT DIE HIPERMARK)	08:30–15:45
6.	STRAND-MUNISIPALE GEBOU	H.V. HOOFWEG EN FAGANSTRAAT, STRAND (LANGS DIE STRAND-SAAL)	08:30–15:45

Ingevalde beswaarvorms kan soos volg ingedien word:

- E-pos–valuationsobjection@capetown.gov.za
- Faks–0862 012 304 of 0865 886 042
- Pos–verkieslik per geregistreerde pos aan: Stad Kaapstad, vir aandag: Die Beswaarkoördineerder, Posbus 4522, Kaapstad 8000
- Per–hand by een van ons openbare inspeksielokale

Vir meer inligting, skakel 0860 103 089 (deeloproep).

Webadres: www.capetown.gov.za.

ACHMAT EBRAHIM, STADSBESTUURDER

6 Maart 2015

57080

CITY OF CAPE TOWN

**ULUHLU LWESITHANDATHU OLONGEZELELWEYO LOQINGQO-MAXABISO KULUHLU LOQINGQO-MAXABISO
OLUPHANGALELEYO LWANGO-2012 (SV06) LONYAKA-MALI KA-2014/15**

Kukhutshwa isaziso ngokwemigaqo yecandelo lama-49 (1)(a)(i) loMthetho weeRhafu zeePropati: kubuRhulumente beNgingqi, 2004 (uMthetho ongunomb. 6 ka-2004), apha ochazwa ngokuba “nguMthetho,” sokuba uLuhlu lwesithandathu oloNgezelelweyo loQingqo-maxabiso kuLuhlu loQingqo-maxabiso ngokuphangaleleyo lwango-2012 (SV06) lonyaka-mali ka-2014/15 kuvumelekile ukuba lungaphengululwa luluntu kwezi ndawo zikhankanywe ngezantsi apha ukususela ngomhla wama-21 Matshi 2015 ukuya kowama-30 Epreli 2015. Amaxwebhu okungenisa inkcaso ayafumaneka kwezi ndawo. Ngaphezulu, uluhlu loqingqo-maxabiso luya kufumaneka kwiwebhusayithi yeBhunga ukususela ngomhla wama-21 Matshi 2015 (idilesi ibonakalisiwe ngezantsi apha).

Kukhethwe iipropati eziza kuvela kuLuhlu lwesithandathu loQingqo-maxabiso oloNgezelelwe kuLuhlu loQingqo-maxabiso ngokuphangaleleyo lwango-2012 (SV06) ngokwemigaqo yecandelo lama-78(1) loMthetho ukuba lo propati u-a) yayishiywe ngempazamo kuLuhlu loQingqo-maxabiso; b) ukuba lo propati ibandakanywe kuvimba weenkukacha zikamasipala emva koqingqo-maxabiso jikelele lokugqibela; c) ithe yohlula-hlulwa okanye yadityaniswa emva koqingqo-maxabiso jikelele lokugqibela; d) ithe yonyuka okanye yehla kakhulu ngokwexabiso lemarike ukususela kuqingqo-maxabiso jikelele lokugqibela; e) ipropati yayibekelwe ixabiso ngendlela engeyiyo kakhulu kuqingqo-maxabiso jikelele lokuqala; f) kufuneka ibekelwe ixabiso kwakhona ngaso nasiphi na esinye isizathu esingaqhelekanga; g) nalapho udidi olo ekulo luthle lwaguquka.

Ngokwemigaqo yeCandelo 49(1)(a)(ii) loMthetho, nabani na ongunini wepropati okanye umntu onqwenela ukungenisa inkcaso kumphathi kamasipala ngokuphatelene nawo nawuphi na umcimbi oboniswe, okanye oshiywe kuLuhlu loQingqo-maxabiso ngeli xesha likhankanywe ngasentla. Izichaso zingangeniswa ngokuphatelene neepropati eziqingqwe kuLuhlu i-SV06. Abanini bezi propati baya kwaziswa ngoqingqo-maxabiso (SV06) lweepropati zabo ngokuthi babhalelwe kwiidilesi zeposi ezigcinwe kuvimba weenkukacha wesiXeko.

Bakhunjuzwa ngokukodwa ukuba ngokwemigaqo yecandelo lama-50(2) loMthetho, inkcaso mayenziwe ngokuphatelene nepropati eyodwa ethile ingekuko ngokuchasene noluhlu loqingqo-maxabiso olongezelelweyo ngokubanzi. Amaxwebhu okungenisa inkcaso ayafumaneka kwenye yezi ndawo zidweliswe ngezantsi apha, kananjalo zingafunyanwa nakwiwebhusayithi. Makugcwaliswe uxwebhu olulodwa lwenkcaso ngokubhekiselele kwipropati nganye.

UMHLA: 21 Matshi 2015 kude ibengowama-30 Epreli 2015

INOMB.	AMAGAMA EENDAWO	IDILESI YENDAWO	AMAXESHA OKUVULA KWEZI NDAWO
1.	KUMGANGATHO WE14, KWIZIKO LEENKONZO ZOLUNTU LASEKAPA	HERTZOG BOULEVARD, EKAPA	08:30-15:45
2.	IZIKO LEENKONZO ZOLUNTU LASE-BELLVILLE	VOORTREKKER ROAD, BELLVILLE (KWIKONA YE-VOORTREKKER ROAD & QUARRY STREET-ECALENI KWE-OFISI ENKULU YAKWA-SANLAM)	08:30-15:45
3.	IZIKO LEENKONZO ZOLUNTU LASE-MILNERTON	PIENAAR ROAD, MILNERTON (ECALENI KWETHALA LEENCWADI LASE-MILNERTON)	08:30-15:45
4.	UMASIPALA WASE-PLUMSTEAD	KWIKONA YE-VICTORIA ROAD & MAIN ROAD, PLUMSTEAD (ECALENI KWAKA-CHECKERS)	08:30-15:45
5.	IZIKO LEENKONZO ZOLUNTU LASE-BRACKENFELL	KWIKONA YE-OLD PAARL ROAD & PARADYS STREET (LIMELENE NE-HYPERMARKET)	08:30-15:45
6.	ISAKHIWO SIKAMASIPALA SASE-STRAND	KWIKONA YE-MAIN ROAD & FAGAN STREET, STRAND	08:30-15:45

Amaxwebhu agcwalisiweyo enkcaso angangeniswa ngolu hlobo:

- Nge-imeyile–valuationsobjection@capetown.gov.za
- Ngefeksi–086 201 2304/086 588 6042
- Ngeposi–(kungcono kusetyenziswe iposi ebhalisiweyo)— The City of Cape Town, enzelwe ingqalelo: The Objection Co-ordinator, PO Box 4522, Cape Town ,8000
- Buqu–Kwenye yeendawo zokuphengulula uluhlu loqingqo-maxabiso zoluntu

Ngolwazi oluthle vetshe:

Inombolo yomnxeba ekwabelwana ngeendleko zayo: 086 010 3089

Iwebhusayithi: www.capetown.gov.za

ACHMAT EBRAHIM, CITY MANAGER

CITY OF CAPE TOWN (BLAAUWBERG DISTRICT)

REZONING

• Erf 380, Elgin Road, Milnerton

Notice is hereby given in terms Sections 17 (2) and 15(2) of the of the Land Use Planning Ordinance (No. 15 of 1985), that the undermentioned application has been received and is open for inspection at the municipal office of the District Manager, No. 87 Pienaar Road, Milnerton. Enquiries may be directed to: Colin Lovember, tel (021) 444 0563; fax (021) 444 0559; email colin.lovember@capetown.gov.za; PO Box 35, Milnerton, 7435, weekdays during 08:00–14:30. Any objections, with full reasons therefor, may be lodged in writing at the office of the above-mentioned District Manager (or by using the following email address: comments_objections.blauwberg@capetown.gov.za on or before **7 April 2015**, 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: Helen Anne Schact

Case ID: 70180552 (Erf 380, Milnerton)

Nature of application(s):

1. Rezoning of Erf 380, Milnerton from single residential (SR1) to local business (LB2) to permit offices and caretakers flat.
2. Departure from Section 19.2.3(b) of the Cape Town Zoning Scheme so that vehicles may reverse across a sidewalk to a non-residential erf.

ACHMAT EBRAHIM, CITY MANAGER

6 March 2015

57089

CITY OF CAPE TOWN (CAPE FLATS DISTRICT)

REZONING

• Erf 519, Corner of Mananase Street and Steve Biko Drive, Gugulethu

Notice is hereby given in terms of Section 17 of the Land Use Planning Ordinance 15 of 1985 that Council has received the undermentioned application, which is open to inspection at the office of the District Manager of Planning & Building Development Management at Athlone office on the Ground Floor, Ledger House, Corner of Aden Avenue and George Street, Athlone. Enquiries may be directed to Karen Patten, PO Box 283, Athlone, 7760 or email karen.patten@capetown.gov.za, tel 021 684 4345 and fax 021 684 4410 week days during 08:30–12:30. Written objections, if any, with reasons may be lodged at the office of the abovementioned District Manager or by using the following email address: comments_objections.capeflats@capetown.gov.za on or before **7 April 2015** quoting the above applicable legislation, the application number, as well as your erf and contact phone number and address. Any objections received after aforementioned closing date may be considered invalid.

Applicant: Mthulisi Msimanga (on Behalf of Dondolo Property Trust)

Address: Corner of Mananase Street and Steve Biko Drive, Gugulethu

File Reference: LUM/26/519 (Vol.1)

Case ID: 70164250

Nature of application: Rezoning from General Residential 3 to General Business 1 to regularise the existing buildings used for office and residential purposes.

ACHMAT EBRAHIM, CITY MANAGER

6 March 2015

57083

STAD KAAPSTAD (BLAAUWBERG-DISTRIK)

HERSONERING

• Erf 380, Elginweg, Milnerton

Kennisgewing geskied hiermee ingevolge artikel 17(2) en 15(2) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie 15 van 1985) dat onderstaande aansoek ontvang en ter insae beskikbaar is by die kantoor van die distriksbestuurder, munisipale kantore, Pienaarweg 87, Milnerton. Navrae kan weksdae van 08:00 tot 14:30 gerig word aan Colin Lovember, tel. (021) 444 0563, faks (021) 444 0559; e-pos colin.lovember@capetown.gov.za, Posbus 35, Milnerton 7435. Enige besware, met volledige redes daarvoor, kan voor of op **7 April 2015** skriftelik by die kantoor van bogenoemde distriksbestuurder ingedien word, of per e-pos na comments_objections.blauwberg@capetown.gov.za gestuur word, met vermelding van die toepaslike wetgewing, die aansoeknommer en die beswaarmaker se erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan ongeldig geag word.

Aansoeker: Helen Anne Schact

Saaknommer: 70180552 (Erf 380 Milnerton)

Aard van aansoek:

1. Hersonering van Erf 380 Milnerton van enkelresidensiële (SR 1) na plaaslikesake (LB2) om kantore en opsigter se woonstel toe te laat.
2. Afwyking van artikel 19.2.3(b) van die Kaapstadse soneringskema sodat voertuie in trurat oor 'n sypaadjie na 'n nie-residensiële erf kan ry.

ACHMAT EBRAHIM, STADSBESTUURDER

6 Maart 2015

57089

STAD KAAPSTAD (KAAPSE VLAKTE-DISTRIK)

HERSONERING

• Erf 519, hoek van Mananasestraat en Steve Biko-rylaan, Gugulethu

Kennisgewing geskied hiermee ingevolge artikel 17 van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie 15 van 1985) dat die Raad onderstaande aansoek ontvang het, wat ter insae beskikbaar is by die kantoor van die distriksbestuurder, beplanning en bou-ontwikkelingsbestuur, Athlone-kantoor, grondverdieping, Ledger House, h.v. Adenlaan en Georgestraat, Athlone. Navrae kan weksdae van 08:30 tot 12:30 gerig word aan Karen Patten, Posbus 283, Athlone 7760 of e-pos karen.patten@capetown.gov.za, tel. 021 684 4345 of faks 021 684 4410. Enige besware, met volledige redes daarvoor, kan voor of op **7 April 2015** skriftelik by die kantoor van bogenoemde distriksbestuurder ingedien word, of per e-pos na comments_objections.capeflats@capetown.gov.za gestuur word, met vermelding van bovermelde toepaslike wetgewing, die aansoeknommer asook u erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan ongeldig geag word.

Aansoeker: Mthulisi Msimanga (namens Dondolo Property Trust)

Adres: Hoek van Mananasestraat en Steve Biko-rylaan, Gugulethu

Lêerverwysing: LUM/26/519 (Vol.1)

Saaknommer: 70164250

Aard van aansoek: Hersonering van algemeenresidensiële 3 na algemeenensake 1 om die gebruik van die bestaande geboue vir kantoor- en residensiële doeleindes te wettig.

ACHMAT EBRAHIM, STADSBESTUURDER

6 Maart 2015

57083

CITY OF CAPE TOWN (BLAAUWBERG DISTRICT)

REZONING AND CONSENT

• Erf 153312, Cape Town at Rugby, 11A Santos Street

Notice is hereby given in terms Section 17(2) of the Land Use Planning Ordinance No 15 of 1985 and in terms of Section 2.2.1 of the Cape Town Zoning Scheme Regulations that the undermentioned application has been received and is open to inspection at the office of the District Manager at Planning & Building Development Management, 87 Pienaar Road, Milnerton, 7441. Enquiries may be directed to Siyabonga Mgquba, PO Box 35, Milnerton, 7435, email siyabonga.mgquba@capetown.gov.za, tel (021) 444 0596 or fax (021) 444 0559, 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 or by using the following email address: comments_objections.blaauwberg@capetown.gov.za on or before **7 April 2015**, 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: Velma Carolus

Owner: Bucoyes 002 CC

Application No: 70074160

Address: 11A Santos Street, Rugby

Nature of application: Rezoning from General Residential (GR2) to Local Business (LB2) and Council's Consent to permit the sale of alcoholic beverages to be consumed off-site from a portion of the property.

ACHMAT EBRAHIM, CITY MANAGER

6 March 2015

57090

CITY OF CAPE TOWN (BLAAUWBERG DISTRICT)

REZONING AND SUBDIVISION

• Erf 28557, Milnerton

Notice is hereby given in terms of Section 17(2), Section 21(2) of the Land Use Planning Ordinance No 15 of 1985 that Council has received the undermentioned application and is open to inspection at the office of the District Manager, Municipal Offices, 87 Pienaar Street, Milnerton. Enquiries may be directed to Franco Prins, PO Box 35, Milnerton, 7435, e-mail johannesfranco.prins@capetown.gov.za tel 021 444 0566 or fax 021 444 0558, 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 or by using the following email comments_objections.blaauwberg@capetown.gov.za on or before **7 April 2015**, 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: LMV Cape Town Planners

Owner: City of Cape Town

Case ID: 70178915

Address: Waxberry Street, Dunoon

Nature of application: Application for Rezoning and Subdivision into 5 portions comprising out of 2 portions Rezoned to Community Zone 2, 1 portion rezoned to Mixed Use Zone 1 and 2 portions rezoned to Transport Zone 2.

ACHMAT EBRAHIM, CITY MANAGER

6 March 2015

57091

STAD KAAPSTAD (BLAAUWBERG-DISTRIK)

HERSONERING EN VERGUNNING

• Erf 153312 Kaapstad te Rugby, Santosstraat 11A

Kennisgewing geskied hiermee ingevolge artikel 17(2) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie 15 van 1985) en artikel 2.2.1 van die Kaapstadse soneringskemaeregulasies dat onderstaande aansoek ontvang en ter insae beskikbaar is by die kantoor van die distriksbestuurder, beplanning en bou-ontwikkelingsbestuur, Pienaarweg 87, Milnerton. Navrae kan gerig word aan Siyabonga Mgquba, Posbus 35, Milnerton 7435, e-pos Siyabonga.Mgquba@capetown.gov.za, tel. (021) 444 0596 of faks (021) 444 0559 weksdae van 08:00 tot 14:30. Enige besware, met volledige redes daarvoor, kan voor of op **7 April 2015** skriftelik by die kantoor van bogenoemde distriksbestuurder ingedien word, of per e-pos na comments_objections.blaauwberg@capetown.gov.za gestuur word, met vermelding van die toepaslike bogenoemde wetgewing, die aansoeknommer en die beswaarmaker se erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan ongeldig geag word.

Aansoeker: Velma Carolus

Eienaar: Bucoyes 002 BK

Aansoeknommer: 70074160

Adres: Santosstraat 11A, Rugby

Aard van aansoek: Hersonering van algemeenresidensieël (GR2) na plaaslikesake (LB2) en Raadsvergunning om toe te laat dat alkoholiese drank vir gebruik weg van die terrein op 'n gedeelte van die eiendom verkoop word.

ACHMAT EBRAHIM, STADSBESTUURDER

6 Maart 2015

57090

STAD KAAPSTAD (BLAAUWBERG-DISTRIK)

HERSONERING EN ONDERVERDELING

• Erf 28557, Milnerton

Kennisgewing geskied hiermee ingevolge artikel 17(2) en 21(2) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie 15 van 1985) dat onderstaande aansoek ontvang en ter insae beskikbaar is by die kantoor van die distriksbestuurder by die munisipale kantore, Pienaarstraat 87, Milnerton. Navrae kan gerig word aan Franco Prins, Posbus 35, Milnerton 7435, e-pos johannesfranco.prins@capetown.gov.za, tel 021 444 0566 of faks 021 444 0558 weksdae van 08:00 tot 14:30. Enige besware, met volledige redes daarvoor, kan voor of op **7 April 2015** skriftelik by die kantoor van bogenoemde distriksbestuurder ingedien word, of per e-pos na comments_objections.blaauwberg@capetown.gov.za gestuur word, met vermelding van die toepaslike wetgewing, die aansoeknommer en die beswaarmaker se erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan ongeldig geag word.

Aansoeker: LMV Cape Town Planners

Eienaar: Stad Kaapstad

Saaknommer: 70178915

Adres: Waxberrystraat, Dunoon

Aard van aansoek: Aansoek om hersonering en onderverdeling in vyf gedeeltes, bestaande uit twee gedeeltes wat na gemeenskapsone 2 hersoneer word, een gedeelte wat na gemengdegebruiksone 1 hersoneer word en twee gedeeltes wat na vervoersone 2 hersoneer word.

ACHMAT EBRAHIM, STADSBESTUURDER

6 Maart 2015

57091

CITY OF CAPE TOWN (NORTHERN DISTRICT)

SUBDIVISION AND REZONING

• Erf 7058 & 7060, Bosbok Street, Wairoa, Durbanville

Notice is hereby given 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 at the Municipal Building, Brighton Road, Kraaifontein. Enquiries may be directed to Lunga Booï, PO Box 25, Kraaifontein, 7569 or the Municipal Building, Brighton Road, Kraaifontein, tel 021 980 6146, fax 021 980 6179 or e-mail lunga.booi@capetown.gov.za, 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 **7 April 2015**, 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: R. Van Wijk – Property Management (City of Cape Town)

Owner: City of Cape Town

Case ID: 70172689

Nature of Application:

- Section 17(1) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) to rezone Erven 7058 & 7060, Durbanville from Open Space Zone 2: Public Open Space to Subdivisional Area to permit General Residential Subzone 1: Group Housing (GR 1)
- Section 24(1) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) to permit the Subdivision of Erf 7058, Durbanville into two land parcels namely Remainder Erf 7058 and Portion 1.
- Section 24(1) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) to permit the Subdivision of Erf 7060, Durbanville into 7 land parcels namely Remainder Erf 7060 and Portions 1–6.
- Notice is hereby given in terms of Section 30(2) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) and Section 137(2) of the Municipal Ordinance, 1974 (Ordinance 20 of 1974) for the amendment of General Plan No. 12967 by the creation of Public Place Erven 7058 & 7060 which is to be closed, as ordinary erven.

ACHMAT EBRAHIM, CITY MANAGER

6 March 2015

57084

CITY OF CAPE TOWN (TABLE BAY DISTRICT)

CLOSURE

• Portion of Zee Lane Adjoining Erven 1514 and 1515 Cape Town

Notice is hereby given, in terms of Section 61) of the By-Law relating to the Management and Administration of the City of Cape Town's Immovable Property, that the City of Cape Town has closed Portion of Zee Lane adjoining Erven 1514 and 1515 Cape Town as depicted by the figure ABCD on sketch plan STC 2606v1.

Such closure is effective from the date of publication of this notice.

(S.G. Ref S/9390/142 v1 p115) (CT14/3/4/3/484/A00) (Sketch Plan STC 2606v1)

ACHMAT EBRAHIM, CITY MANAGER

6 March 2015

57088

STAD KAAPSTAD (NOORDELIKE DISTRIK)

ONDERVERDELING EN HERSONERING

• Erf 7058 en 7060, Bosbokstraat, Wairoa, Durbanville

Kennisgewing geskied hiermee ingevolge die Ordonnansie op Grondgebruikbeplanning (Ordonnansie 15 van 1985) dat onderstaande aansoek ontvang en ter insae beskikbaar is by die kantoor van die distriksbestuurder by die munisipale gebou, Brightonweg, Kraaifontein. Navrae kan weksdae van 08:00 tot 14:30 gerig word aan Lunga Booï, Posbus 25, Kraaifontein 7569 of by die munisipale gebou, Brightonweg, Kraaifontein, tel. 021 980 6146, faks 021 980 6179 of e-pos lunga.booi@capetown.gov.za. Enige besware, met volledige redes daarvoor, kan voor of op **7 April 2015** skriftelik by die kantoor van bogenoemde distriksbestuurder ingedien word, met vermelding van die toepaslike wetgewing, die aansoeknommer en die beswaarmaker se erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan ongeldig geag word.

Aansoeker: R. van Wijk – Eiendomsbestuur, Stad Kaapstad

Eienaar: Stad Kaapstad

Saaknommer: 70172689

Aard van aansoek:

- Artikel 17(1) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie 15 van 1985) om erf 7058 en 7060 Durbanville van oopruimtesone 2: openbare oop ruimte na onderverdelingsgebied te hersoneer om voorsiening te maak vir algemeenresidensiële subzone 1: groepbehuising (GR1).
- Artikel 24(1) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie 15 van 1985) om die onderverdeling van erf 7058 Durbanville in twee stukke grond toe te laat, naamlik restant erf 7058 en gedeelte 1.
- Artikel 24(1) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie 15 van 1985) om die onderverdeling van erf 7060 Durbanville in sewe stukke grond toe te laat, naamlik restant erf 7060 en gedeelte 1 tot 6.
- Kennisgewing geskied hiermee ingevolge artikel 30(2) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie 15 van 1985) en artikel 137(2) van die Munisipale Ordonnansie (Ordonnansie 20 van 1974) van die wysiging aan algemene plannommer 12967 deur middel van die skepping van openbare plek erf 7058 en 7060, wat gesluit sal word, as gewone erwe.

ACHMAT EBRAHIM, STADSBESTUURDER

6 Maart 2015

57084

STAD KAAPSTAD (TAFELBAAI-DISTRIK)

SLUITING

• Gedeelte van Zeelaan aangrensend aan Erf 1514 en 1515 Kaapstad

Kennis geskied hiermee ingevolge artikel 6(1) van die Verordening op die Bestuur en Administrasie van die Stad Kaapstad se Onroerende Eiendom dat die Stad Kaapstad 'n gedeelte van Zeelaan aangrensend aan erf 1514 en 1515, Kaapstad, aangetoon as ABCD op sketsplan STC 2606v1, gesluit het.

Hierdie sluiting tree op die publikasiedatum van hierdie kennisgewing in werking.

(S.G. verw. S/9390/142 v 1 p 115) (CT14/3/4/3/484/A00) (Sketsplan STC 2606v1)

ACHMAT EBRAHIM, STADSBESTUURDER

6 Maart 2015

57088

CITY OF CAPE TOWN (HELDERBERG DISTRICT)

SUBDIVISION, REZONING, AMENDMENT OF
CAPE TOWN SPATIAL DEVELOPMENT FRAMEWORK,
DEPARTURE AND CONSENT USE

- **Remainder Portion 7 of Stellenbosch Farm 664, R102 (Opposite Sitari Development, Croydon/Firgrove)**

Notice is hereby given in terms of Sections 24, 17 & 15 of Ordinance 15 of 1985 & the Cape Town Zoning Scheme Regulations that the undermentioned application has been received and is open to inspection at the office of the District Manager at the First Floor, Municipal Offices, cnr Victoria & Andries Pretorius Streets, Somerset West. Enquiries may be directed to Jurgen Neubert/Renee Arendse, PO Box 19, Somerset West, email comments_objections.helderberg@capetown.gov.za, tel (021) 850 4346 or fax (021) 850 4487 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 **6 April 2015**, 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 Headland Planners (Pty) Ltd

Owner: Weening and Barge Winery (Pty) Ltd

Case ID: 70183240

Notice number: 9/2015

Nature of application:

- The subdivision of Split Remainder of Portion 7 of the Farm 664, R102, Firgrove, into two portions, Portion 1 (approximately 6,89 ha) and 3 split remainders (totaling approximately 70,86 ha), all zoned Agricultural Zone;
- The rezoning of Portion 1 of the abovementioned subdivision from Agricultural Zone to Subdivision Area, for General Business Zone 1, Open Space Zone 2 and Transport Zone 2 purposes;
- The subdivision of Portion 1 of the abovementioned subdivision into 1 General Business Zone 1 erf (Portion 1, approximately 3,73 ha in extent), 1 Open Space Zone 2 erf (Portion 2, approximately 1,35 ha in extent) and 1 Transport Zone 2 erf (Portion 3, approximately 1,81 ha in extent);
- The amendment of the City of Cape Town Spatial Development Framework and its District Plan Component, in order for Portion 1 of the abovementioned subdivision to be designated for Urban Development, instead of the current Buffer 2 designation;
- The departure from the Cape Town Zoning Scheme Regulations to permit 107 on-site parking bays on the abovementioned General Business Zone 1 erf, in lieu of the required 295 bays;
- The consent use to permit warehousing units on the aforesaid General Business Zone 1 erven.

ACHMAT EBRAHIM, CITY MANAGER

6 March 2015

57082

STAD KAAPSTAD (HELDERBERG-DISTRIK)

ONDERVERDELING, HERSONERING, WYSIGING VAN DIE
KAAPSTAD- RUIMTELIKE ONTWIKKELINGSRAAMWERK,
AFWYKING EN VERGUNNINGSGEBRUIK

- **Restant gedeelte 7 van Stellenbosch-plaas 664, R102 (oorkant die Sitari-ontwikkeling, Croydon/Firgrove)**

Kennisgewing geskied hiermee ingevolge artikel 24, 17 en 15 van Ordonnansie 15 van 1985 en die Kaapstadse soneringskema-regulasies dat onderstaande aansoek ontvang en ter insae beskikbaar is by die kantoor van die distriksbestuurder, eerste verdieping, munisipale kantore, h.v. Victoria- en Andries Pretoriusstraat, Somerset-Wes. Navrae kan gerig word aan Jurgen Neubert of Renee Arendse, Posbus 19, Somerset-Wes 7129, e-pos na comments_objections.helderberg@capetown.gov.za, tel. 021 850 4346 of faks 021 850 4487 weksdae van 08:00 tot 14:30. Enige besware, met volledige redes daarvoor, kan voor of op **6 April 2015** skriftelik by die kantoor van bogenoemde distriksbestuurder ingedien word, met vermelding van die toepaslike wetgewing, die aansoeknommer en die beswaarmaker se erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan ongeldig geag word.

Aansoeker: Mnre. Headland Planners (Edms.) Bpk.

Eienaar: Weening and Barge Winery (Edms.) Bpk.

Saaknommer: 70183240

Kennisgewingsnommer: 9/2015

Aard van aansoek:

- Die onderverdeling van gedeelte restant van gedeelte 7 van die plaas 664, R102, Firgrove in twee gedeeltes, naamlik gedeelte 1 (ongeveer 6,89 ha) en drie verdeelde restante (altesaam ongeveer 70,86 ha), alles as landbousone gesoneer;
- Die hersonering van gedeelte 1 van bovermelde onderverdeling van landbousone na onderverdelingsgebied vir die doel van algemeensakesone 1, oopruimtesone 2 en vervoersone 2;
- Die onderverdeling van gedeelte 1 van bovermelde onderverdeling in een algemeensakesone 1-erf (gedeelte 1, ongeveer 3,73 ha groot), een oopruimtesone 2-erf (gedeelte 2, ongeveer 1,35 ha groot) en een vervoersone 2-erf (gedeelte 2, ongeveer 1,81 ha groot);
- Die wysiging van die Stad Kaapstad- ruimtelike ontwikkelingsraamwerk en die distriksplankomponent om voorsiening te maak vir gedeelte 1 van bovermelde onderverdeling om vir stedelike ontwikkeling aangewys te word in plaas van die bestaande buffer 2-aanwysing;
- Die afwyking van die Kaapstadse soneringskema-regulasies om 107 parkeerplekke op die terrein van bovermelde algemeensakesone 1-erf in plaas van die vereiste 295 parkeerplekke toe te laat;
- Die vergunningsgebruik om pakhuisenhede op die bovermelde algemeensakesone 1-erf toe te laat.

ACHMAT EBRAHIM, STADSBESTUURDER

6 Maart 2015

57082

CITY OF CAPE TOWN (SOUTHERN DISTRICT)

REMOVAL OF RESTRICTIONS AND SUBDIVISION

• **Erf 1910, Hout Bay** (*second placement*)

Notice is hereby given in terms of the provisions of Section 24 of the Land Use Planning Ordinance No. 15 of 1985. In addition, Section 3(6) of the Removal of Restrictions Act, 1967 (Act 84 of 1967) also applies, that the under mentioned application has been received and is open to inspection at the office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Ground Floor, 3 Victoria Road, Plumstead, and any enquiries may be directed to Pierre Evard, tel (021) 444 7726 weekdays during 08:00–14:30. The application is also open to inspection at the office of the Director: Land Management: Region 2, Provincial Government of the Western Cape Room 606, 1 Dorp Street, from 08:00–12:30 and 13:00–15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at 021 4830783 and the Directorate's fax 021 483 3098. Any objections, with full reasons therefor, may be lodged in writing at both (1) the office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Private Bag X5, Plumstead 7801 or fax (021) 710 8039 or email comments_objections.southern@capetown.gov.za and (2) Director: Land Management: Region 2, Provincial Government of the Western Cape at Private Bag X9086, Cape Town, 8000, or fax 021 483 3098 on or before the closing date, quoting the above Act and the objector's erf number. Any objections received after aforementioned closing date may be disregarded. For any further information, contact Pierre Evard, tel (021) 444 7726 or Pierre.Evard@capetown.gov.za the closing date for objections and comments is **6 April 2015**.

Applicant: E. Verloren Van Themaat,

Owner: Rots Belegging (Pty) Ltd

Location address: Steenways Road

Case ID: 70074420

Nature of application

1. Removal of Restrictions applicable to Erf 1910 Hout Bay, to enable the owner to subdivide the property into two portions (Portion 1 $\pm 600\text{m}^2$ and Portion 2 $\pm 689\text{m}^2$) for single residential purposes. The street building line restriction will be encroached upon.
2. The subdivision of Erf 1910 Hout Bay into 2 portions (Portion 1 $\pm 600\text{m}^2$ and Portion 2 $\pm 689\text{m}^2$).

ACHMAT EBRAHIM, CITY MANAGER

6 March 2015

57081

STAD KAAPSTAD (SUIDELIKE DISTRIK)

OPHEFFING VAN BEPERKINGS EN ONDERVERDELING

• **Erf 1910 Houtbaai** (*tweede plasing*)

Kennisgewing geskied hiermee ingevolge artikel 24 van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie 15 van 1985) en artikel 3(6) van die Wet op die Opheffing van Beperkings (Wet 84 van 1967) dat onderstaande aansoek ontvang en ter insae beskikbaar is by die kantoor van die distriksbestuurder, departement beplanning en bou-ontwikkelingsbestuur, Stad Kaapstad, grondverdieping, Victoriaweg 3, Plumstead en dat enige navrae op weksdae van 08:00 tot 14:30 gerig kan word aan Pierre Evard, tel. 021 444 7726. Die aansoek is ook weksdae van 08:00 tot 12:30 en 13:00 tot 15:30 ter insae beskikbaar by die kantoor van die direkteur, grondbestuur: streek 2, Wes-Kaapse regering, kamer 606, Dorpstraat 1, Kaapstad. Telefoniese navrae in dié verband kan aan 021 483 0783 gerig word en die direktoraat se faksnommer is 021 483 3098. Enige besware, met volledige redes daarvoor, moet voor of op die sluitingsdatum skriftelik aan sowel (1) die kantoor van die distriksbestuurder, departement beplanning en bou-ontwikkelingsbestuur, Stad Kaapstad, Privaat sak X5, Plumstead 7801 gerig word, gefaks word na 021 710 8039 of per e-pos gestuur word na comments_objections.southern@capetown.gov.za as (2) die direkteur, grondbestuur: streek 2, Wes-Kaapse regering, Privaat sak X9086, Kaapstad 8000 of faksnommer (021) 483 3098, met vermelding van die toepaslike wetgewing en die beswaarmaker se erfnummer. Enige besware wat na voormelde sluitingsdatum ontvang word, kan buite rekening gelaat word. Skakel Pierre Evard tel. 021 444 7726 of stuur e-pos na pierre.evard@capetown.gov.za vir nadere inligting. Die sluitingsdatum vir besware en kommentaar is **6 April 2015**.

Aansoeker: E. Verloren van Themaat

Eienaar: Rots Belegging (Edms.) Bpk.

Liggingsadres: Steensweg

Saaknummer: 70074420

Aard van aansoek:

1. Opheffing van beperkings van toepassing op erf 1910 Houtbaai om die eienaar in staat te stel om die eiendom in twee gedeeltes (gedeelte 1 $\pm 600\text{m}^2$ en gedeelte 2 $\pm 689\text{m}^2$) vir enkelresidensiële doeleindes te onderverdeel. Die straatboulynbeperking sal oorskry word.
2. Die onderverdeling van erf 1910 Houtbaai in twee gedeeltes (gedeelte 1 $\pm 600\text{m}^2$ en gedeelte 2 $\pm 689\text{m}^2$).

ACHMAT EBRAHIM, STADSBESTUURDER

6 Maart 2015

57081

CITY OF CAPE TOWN (SOUTHERN DISTRICT)

UKUSUSWA KWEZITHINTELO NOLWAHLULWA-HLULO LOMHLABA

- **Isiza-1910 e-Hout Bay** (*sikhutshwa okwesibini*)

Kukhutshwa isaziso ngokwemimiselo yecandelo-24 loMmiselo woCwangciso lokuSetyenziswa koMhlaba ongunomb.15 wangowe-1985 nangokwecandelo-3(6) loMthetho wokuSuswa kweziThintelo onguNomb.84 wango-1967, sokuba isicelo esikhankanywe ngezantsi apha, sifunyenwe kwaye sivulelekile ukuba sihlolwe kwi-ofisi yoMphathi weSithili, kwiSebe loCwangciso noLawulo loPhuhliso loLwakhiwo, kwiSixeko saseKapa, kuMgangatho olingana nomhlaba, 3 Victoria Road, Plumstead kwakhona nayiphina imibuzo ingajoliswa ku- P Evard, kumnxeba (021) 444 7726, kwiintsuku eziphakathi evekini ukususela ngeye-8: 00 ukuya ngeye-14: 30. Esi sicelo kwakhona sivulelekile ukuba sihlolwe kwi-ofisi yoMlawuli woLawulo lokuSingqongileyo ngokuHlangeneyo, kwiPhondo laseNtshona Koloni, kwiNgingqi-2, kwiGumbi-606, 1 Dorp Street, eKapa, ukususela ngeye-08:00–12:30 nakweyo-13:00–15:30 (ngoMvulo ukuya ngoLwesihlanu). Imibuzo ngomnxeba ngokuphatelene nalo mbandela ingenziwa kwa- 021 4830783 nakwinombolo yefeksi yoMlawuli engu-021 483 3098. Naziphina izichaso ezinezizathu ezivakalayo, zingangeniswa ngokubhaliweyo kuzo zombini ii-ofisi (1) kweyoMphathi weSithili, kwiSebe loLawulo loCwangciso noPhuhliso loLwakhiwo, kwiSixeko saseKapa, Private Bag X5, Plumstead 7801 okanye ifeksi (021) 710 8039 okanye i-imeyile comments_objections.southern@capetown.gov.za kwakhona (2) kweyoMlawuli woLawulo lweMihlaba, kwiNgingqi-2, kubuRhulumente bePhondo laseNtshona Koloni, Private Bag X9086, eKapa, 8000, okanye ifeksi engu- 021 483 3098 ngomhla okanye phambi kowokuvalwa, ucapuhle uMthetho ongentla apha, nenombolo yesiza somchasi. Naziphina izichaso ezifunyenwe emva komhla wokuvalwa okhankanywe ngezantsi apha, zisenokuba zingahoywa. Ngayo nangayiphina ingcaciso engenye, qhagamshelana no- Pierre Evard, umnxeba (021) 444 7726 okanye Pierre.Evard@capetown.gov.za umhla wokuvalwa kokungeniswa kwezichaso nezimvo **ngowe-6 Epreli 2015**.

Umfaki-sicelo: E. Verloren Van Themaat,

Umnini: Rots Belegging (Pty) Ltd

Idilesi yendawo: Steenways Road

Inombolo yesicelo: 70074420

Ubume besicelo:

1. Ukususwa kwemiqathango yesithintelo setayitile yobunini ngokujoliswe kwisiza-1910 esise-Hout Bay, ukuze umnini abenakho ukwahlulahlula ipropati ukuba ibeziziqephu ezibini (iSiqephu- 1 $\pm 600m^2$ neSiqephu-2 $\pm 689m^2$) kulungiselelwa imibandela yendawo yokuhlala usapho olunye. Kuyakuthi kufakelelwe isithintelo somda wesitrato osusela kwisakhiwo.
2. Ulwahlulwa-hlulo kwesiza-1910 esise-Hout Bay ukuba sibeziziqephu ezi-2 (isiqephu-1 $\pm 600m^2$ nesiqephu-2 $\pm 689m^2$).

ACHMAT EBRAHIM, CITY MANAGER

6 kweyoKwindla 2015

57081

CITY OF CAPE TOWN (TABLE BAY DISTRICT)

REMOVAL OF RESTRICTIONS & DEPARTURE

- **Erf 34 Bantry Bay** (*second placement*)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act No 84 of 1967, Section 15 of the Land Use Planning Ordinance No 15 of 1985 and Section 2.2.1 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, corner Hertzog Boulevard & Heerengracht, Cape Town. 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 to 12:30 and 13:00 to 15:30. Telephonic enquiries in this regard may be made at S Abrahams (021) 483 4640 and also faxed to said Directorate (021) 483 3098. Enquiries may also be directed to Kajabo Ernest Ngendahimana, Planning & Building Development Management, PO Box 4529 Cape Town 8000 or 2nd Floor, Media City cnr Hertzog Boulevard & Heerengracht Cape Town, contact (021) 400 6457 or fax (021) 419 4694, week days during the hours of 08:00 to 14:30. 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 with a copy thereof submitted to the District Manager: Table Bay District at 2nd Floor, Media City cnr Hertzog Boulevard & Heerengracht Cape Town, and may be directed to Kajabo Ernest Ngendahimana, Planning & Building Development Management, PO Box 4529 Cape Town 8000 or 2nd Floor, Media City cnr Hertzog Boulevard & Heerengracht Cape Town, or email your comments/objections to comments_objections.tablebay@capetown.gov.za, contact (021) 400 6457 or fax (021) 412 4665 on or before **7 April 2015**, quoting the above Act and the objector's erf number. Any objections received after aforementioned closing date may be disregarded.

Applicant: Andrew Pratt

Case ID: 70153272

Address: 192 Kloof Road

Nature of application: Removal of a restrictive title deed condition applicable to Erf 34 Bantry Bay, 192 Kloof Road to regularise the existing guardhouse on the property. The street building line restriction will be encroached.

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

- Section 5.1.2(f)(iii): To permit the building (guardhouse) to be set back 0m in lieu of 5m from the street boundary (Kloof Road).

ACHMAT EBRAHIM, CITY MANAGER

6 March 2015

57085

STAD KAAPSTAD (TAFELBAAI-DISTRIK)

OPHEFFING VAN BEPERKINGS EN AFWYKING

• **Erf 34 Bantrybaai** (*tweede plasing*)

Kennisgewing geskied hiermee ingevolge artikel 3(6) van die Wet op die Opheffing van Beperkings (Wet 84 van 1967), artikel 15 van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie 15 van 1985) en artikel 2.2.1 van die Kaapstadse soneringskemaregulasies dat onderstaande aansoek ontvang en ter insae beskikbaar is by die kantoor van die distriksbestuurder, beplanning- en bou-ontwikkelingsbestuur, tweede verdieping, Media City, h.v. Hertzog-boulevard en Heerengracht, Kaapstad. Die aansoek is ook weksdae van 08:00 tot 12:30 en 13:00 tot 15:30 ter insae beskikbaar by die kantoor van die direkteur, geïntegreerde omgewingsbestuur, departement van omgewingsake en ontwikkelingsbeplanning, Wes-Kaapse regering, Utilitas-gebou, Dorpstraat 1, Kaapstad. Telefoniese navrae in hierdie verband kan gerig word aan S. Abrahams, tel. (021) 483 4640 of na die genoemde direktoraat gefaks word by 021 483 3098. Navrae kan ook gerig word aan Kajabo Ernest Ngendahimana, beplanning en bou-ontwikkelingsbestuur, Posbus 4529, Kaapstad 8000 of tweede verdieping, Media City-gebou, h.v. Hertzog-boulevard en Heerengracht, Kaapstad, tel. 021 400 6457 of faks 021 419 4694 op weksdae van 08:00 tot 14:30. Enige besware, met volledige redes daarvoor, kan voor of op **7 April 2015** skriftelik aan die kantoor van bogenoemde direkteur, geïntegreerde omgewingsbestuur, departement van omgewingsake en ontwikkelingsbeplanning, Privaat sak X9086, Kaapstad 8000 gerig word en 'n afskrif daarvan moet by die distriksbestuurder, Tafelbaaidistrik, tweede verdieping, Media City-gebou, h.v. Hertzog-boulevard en Heerengracht, Kaapstad ingedien word en kan gerig word aan Kajabo Ernest Ngendahimana, beplanning en bou-ontwikkelingsbestuur, Posbus 4529, Kaapstad 8000 of tweede verdieping, Media City-gebou, h.v. Hertzog-boulevard en Heerengracht, Kaapstad, of stuur u kommentaar/besware na comments_objections.tablebay@capetown.gov.za, tel. 021 400 6457 of faks 021 412 4665, met vermelding van bogenoemde wetgewing en die beswaarmaker se erfnummer. Enige besware wat na voormelde sluitingsdatum ontvang word, kan buite rekening gelaat word.

Aansoeker: Andrew Pratt

Saaknommer: 70153272

Adres: Kloofweg 192

Aard van aansoek: Opheffing van 'n beperkende titelaktevoorwaarde van toepassing op erf 34 Bantrybaai, Kloofweg 192 om die bestaande waghuis op die eiendom te wettig. Die straatboulynbeperking sal oorskry word.

Daar is ook om die volgende afwyking van die Kaapstadse soneringskemaregulasies aansoek gedoen:

- Artikel 5.1.2(f)(iii): Om toe te laat dat die gebou (waghuis) 'n terugsetting van 0m in plaas van 5m vanaf die straatgrens (Kloofweg) het.

ACHMAT EBRAHIM, STADSBESTUURDER

6 Maart 2015

57085

CITY OF CAPE TOWN (TABLE BAY DISTRICT)

UKUSUSWA KWEZITHINTELO NOTYESHELO LOMQATHANGO

• **Isiza-34 e-Bantry Bay** (*sikhutshwa okwesibini*)

Kukhutshwa isaziso ngokwecandelo-3(6) loMthetho wokuSuswa kweZithintelo ongunomb.84 wangowe-1967 nangokwecandelo-2. 2. 1 loMgaqo weNkqubo yezopCando yaseKapa, sokuba sifunyenwe isicelo esikhankanywe ngezantsi apha, kwaye sivelelekile ukuba sihlolwe kwi-ofisi yo-Mphathi weSithili, uLawulo loCwangciso noPhuhliso loLwakhiwo, kuMgangatho we-2, kwiSakhiwo i-Media City, kwikona ye-Hertzog Boulevard ne-Heerengracht, eKapa. Isicelo kwakhona sivulelekile ukuba sihlolwe kwi-ofisi yoMlawuli woLawulo lokuSingqongileyo ngokuHlangeneyo, kwi-Sebe leMicimbi yokuSingqongileyo noCwangciso loPhuhliso, ubuRhulumente bePhondo laseNtshona Koloni, kwiSakhiwo i-Utilitas, 1 Dorp Street, eKapa, kwiintsuku eziphakathi evekini ukususela kweye-08: 00–12: 30 nokususela kweye-13: 00–15: 30. Imibuzo ngomnxeba ngokuphatelene nalo mbandela ingajoliswa ku- S Abrahams kwa (021) 483 4640 nakwinombolo yefeksi yoMlawuli engu (021) 483 3098. Imibuzo kwakhona ingajoliswa ku-Kajabo Ernest Ngendahimana, kuLawulo loCwangciso noPhuhliso loLwakhiwo, PO Box 4529 Cape Town 8000 okanye kuMgangatho we-2, e-Media City kwikona ye-Hertzog Boulevard ne-Heerengracht eKapa, ufowunele kwa (021) 400 6457 okanye ufeksele kwa (021) 419 4694, kwiintsuku eziphakathi evekini ukususela kweye- 08: 00 ukuya kweye-14: 30. Naziphina izichaso ezinezizathu ezivakalayo zingangeniswa ngokubhaliweyo lwi-ofisi ekhankanywe ngentla apha yoMlawuli woLawulo lokuSingqongileyo ngokuHlangeneyo, kwiSebe leMicimbi yokuSingqongileyo noCwangciso loPhuhliso, Private Bag X9086, eKapa, 8000 kwakhona kuMphathi weSithili esiSithili sase-Table Bay, kuMgangatho we-2, kwiSakhiwo i-Media City, kwikona ye-Hertzog Boulevard ne-Heerengracht, eKapa, idilesi ye-imeyile: comments_objections.tablebay@capetown.gov.za, umnxeba 021 400 6609 okanye ifeksi (021) 419 4694 ngomhla okanye phambi **kowe-7 Matshi 2015**, ucaphule uMthetho ongentla apha nenombolo yesiza somchasi. Naziphina izichaso ezifumaneke emva komhla wokuvalwa osele ukhankanyiwe, zisenokungahoywa.

Umfaki-sicelo: Andrew Pratt

Isazisi sombandela: 70153272

Idilesi: 192 Kloof Road

Ubume besicelo: Ukususwa lomqathango wesithintelo setayitile yobunini ngokujoliswe kwisiza-34 Bantry Bay, 192 Kloof Road ukuze kugunyaziswe indlu kanogada esele imiselwe kwipropati. Kuyakuthi kufakelelwe isithintelo somda wesitrato osusela kwisakhiwo.

Kwakhona kwenziwe isicelo sotyeshelo lomqathango olulandelayo olususela kwiMigaqo yeNkqubo yezoCando yeSixeko saseKapa:

- Icandelo-5.1.2(f)(iii): Uze kuvumeleke isakhiwo (indlu kanogada) ukuze icuthwe ibengu-0m endaweni ye-5m ukususela kumda wesitrato boundary (i-Kloof Road).

ACHMAT EBRAHIM, CITY MANAGER

6 kweyoKwindla 2015

57085

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

• **Erf 2320 Camps Bay** (*second placement*)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act No 84 of 1967, Sections 17 (2) and 15 of the Land Use Planning Ordinance No 15 of 1985, and Section 2.2.1 of the 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, corner Hertzog Boulevard & Heerenracht, Cape Town. 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 to 12:30 and 13:00 to 15:30. Telephonic enquiries in this regard may be made at Mr Hylton Nowitz [(021) 483-3677] and also faxed to said Directorate (021) 483 3098 enquiries may also be directed to Kajabo Ernest Ngendahimana, Planning & Building Development Management, PO Box 4529 Cape Town 8000 or 2nd Floor, Media City cnr Hertzog Boulevard & Heerenracht Cape Town, tel (021) 400 6457 or fax (021) 419 4694, week days during the hours of 08:00 to 14:30. 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 with a copy thereof submitted to the District Manager: Table Bay District at 2nd Floor, Media City cnr Hertzog Boulevard & Heerenracht Cape Town, and may be directed to Mr. Kajabo Ernest Ngendahimana, Planning & Building Development Management, PO Box 4529 Cape Town 8000 or 2nd Floor, Media City cnr Hertzog Boulevard & Heerenracht Cape Town, or email your comments/objections to comments_objections.tablebay@capetown.gov.za, fax (021) 419 4694 on or before **7 April 2015**, quoting the above Act and the objector's erf number. Any objections received after aforementioned closing date may be disregarded.

Applicant: Tommy Brümmer Town Planners

Case ID: 70152829

Address: 22 Sedgemoor Road

Nature of application: Amendment of restrictive title deed conditions applicable to Erf 2320 Camps Bay, 22 Sedgemoor Road. The one dwelling only condition will be amended. Rezoning the subject property from Single Residential Zone 1 (SR1) to General Residential Subzone GR4, to permit the construction of flats consisting of four (4) dwelling units.

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

- Section 6.2.2(e): To permit the building and the terraces at second storey to be set back 4.5m in lieu of 6.0m from the north-western and south-eastern boundaries.
- Section 6.2.2(e): To permit the roof over the terraces at second storey to be set back 4.0m in lieu of 6.0m from the south-western boundary.
- Section 19.2.2(b): To permit the carriageway crossings to be 9.742m in lieu of 12m from each other.

ACHMAT EBRAHIM, CITY MANAGER

6 March 2015

57086

STAD KAAPSTAD (TAFELBAAI-DISTRIK)
OPHEFFING VAN BEPERKINGS, HERSONERING EN AFWYKINGS

• **Erf 2320 Kampsbaai** (*tweede plasing*)

Kennisgewing geskied hiermee ingevolge artikel 3(6) van die Wet op die Opheffing van Beperkings (Wet 84 van 1967), artikel 17(2) en 15 van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie 15 van 1985) en artikel 2.2.1 van die Kaapstadse soneringskema regulasies dat onderstaande aansoek ontvang en ter insae beskikbaar is by die kantoor van die distriksbestuurder, beplanning- en bou-ontwikkelingsbestuur, tweede verdieping, Media City, h.v. Hertzog-boulevard en Heerenracht, Kaapstad. Die aansoek is ook weksdae van 08:00 tot 12:30 en 13:00 tot 15:30 ter insae beskikbaar by die kantoor van die direkteur, geïntegreerde omgewingsbestuur, departement van omgewingsake en ontwikkelingsbeplanning, Wes-Kaapse regering, Utilitas-gebou, Dorpstraat 1, Kaapstad. Telefoniese navrae in hierdie verband kan gerig word aan mnr. Hylton Nowitz by tel. 021 483 3677 of na die genoemde direktoraat gefaks word by 021 483 3098. Navrae kan ook gerig word aan Kajabo Ernest Ngendahimana, beplanning en bou-ontwikkelingsbestuur, Posbus 4529, Kaapstad 8000 of tweede verdieping, Media City-gebou, h.v. Hertzog-boulevard en Heerenracht, Kaapstad, tel. 021 400 6457 of faks 021 419 4694 op weksdae van 08:00 tot 14:30. Enige besware, met volledige redes daarvoor, kan voor of op **7 April 2015** skriftelik aan die kantoor van bogenoemde direkteur, geïntegreerde omgewingsbestuur, departement van omgewingsake en ontwikkelingsbeplanning, Privaat sak X9086, Kaapstad 8000 gerig word en 'n afskrif daarvan moet by die distriksbestuurder, Tafelbaaidistrik, tweede verdieping, Media City-gebou, h.v. Hertzog-boulevard en Heerenracht, Kaapstad ingedien word en kan gerig word aan Kajabo Ernest Ngendahimana, beplanning en bou-ontwikkelingsbestuur, Posbus 4529, Kaapstad 8000 of tweede verdieping, Media City-gebou, h.v. Hertzog-boulevard en Heerenracht, Kaapstad, of stuur u kommentaar/besware na comments_objections.tablebay@capetown.gov.za of faksnommer 021 419 4694, met vermelding van bogenoemde wetgewing en die beswaarmaker se ernommer. Enige besware wat na voormelde sluitingsdatum ontvang word, kan buite rekening gelaat word.

Aansoeker: Tommy Brümmer Stadsbeplanners

Saaknommer: 70152829

Adres: Sedgemoorweg 22

Aard van aansoek: Wysiging van beperkende titelaktevoorwaardes van toepassing op erf 2320 Kampsbaai, Sedgemoorweg 22. Die voorwaarde van 'slegs een woning' sal gewysig word. Hersonering van die betrokke eiendom van enkelresidensiële sone 1 (SR1) na algemeenresidensiële subsone GR4 om die oprigting van woonstelle bestaande uit vier (4) wooneenhede toe te laat.

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

- Artikel 6.2.2(e): Om toe te laat dat die gebou en die terrasse op die tweede verdieping n terugsetting van 4,5m in plaas van 6,0m vanaf die noordwestelike en suidoostelike grens het.
- Artikel 6.2.2(e): Om toe te laat dat die dak oor die terrasse op die tweede verdieping n terugsetting van 4,0m in plaas van 6,0m vanaf die suidwestelike grens het.
- Artikel 19.2.2(b): Om toe te laat dat die kruisings van die voertuigrypad 9,742m in plaas van 12m van mekaar is.

ACHMAT EBRAHIM, STADSBESTUURDER

6 Maart 2015

57086

CITY OF CAPE TOWN (TABLE BAY DISTRICT)

UKUSUSWA KWEZITHINTELO, UCANDO/UMMISELO NGOKUTSHA NOTYESHELO LWEMIQATHANGO

- **Isiza-2320 esise-Camps Bay** (*sikhutshwa okwesibini*)

Kukhutshwa isaziso ngokwecandelo-3(6) loMthetho wokuSuswa kweZithintelo ongunomb.84 wangowe-1967 nangokwecandelo-2. 2. 1 loMgaqo weNkqubo yezopCando yaseKapa, sokuba sifunyenwe isicelo esikhankanywe ngezantsi apha, kwaye sivelelekile ukuba sihlolwe kwi-ofisi yoMphathi weSithili, uLawulo loCwangciso noPhuhliso loLwakhiwo, kuMgangatho we-2, kwiSakhiwo i-Media City, kwikona ye-Hertzog Boulevard ne-Heerengracht, eKapa. Isicelo kwakhona sivulelekile ukuba sihlolwe kwi-ofisi yoMlawuli woLawulo lokuSingqongileyo ngokuHlangeneyo, kwi-Sebe leMicimbi yokuSingqongileyo noCwangciso loPhuhliso, ubuRhulumente bePhondo laseNtshona Koloni, kwiSakhiwo i-Utilitas, 1 Dorp Street, eKapa, kwiintsuku eziphakathi evekini ukususela kweye-08: 00–12: 30 nokususela kweye-13: 00–15: 30. Imibuzo ngomnxeba ngokuphathelele nalo mbandela ingajoliswa ku-Mnu Hylton Nowitz [(021) 483-3677] kwakhona zifekselwe kwiCandelo lolawulo esele likhankanyiwe kwa-(021) 483 3098. Imibuzo kwakhona ingajoliswa ku-Kajabo Ernest Ngendahimana, kuLawulo loCwangciso noPhuhliso loLwakhiwo, PO Box 4529 Cape Town 8000 okanye kuMgangatho we-2, e-Media City kwikona ye-Hertzog Boulevard ne-Heerengracht eKapa, ufowunele kwa (021) 400 6457 okanye ufekesele kwa (021) 419 4694, kwiintsuku eziphakathi evekini ukususela kweye- 08: 00 ukuya kweye-14: 30. Naziphina izichaso ezinezizathu ezivakalayo zingangeniswa ngokubhaliweyo lwi-ofisi ekhankanywe ngentla apha yoMlawuli woLawulo lokuSingqongileyo ngokuHlangeneyo, kwiSebe leMicimbi yokuSingqongileyo noCwangciso loPhuhliso, Private Bag X9086, eKapa, 8000 kwakhona kuMphathi weSithili esiSithili sase-Table Bay, kuMgangatho we-2, kwiSakhiwo i-Media City, kwikona ye-Hertzog Boulevard ne-Heerengracht, eKapa, okanye u-imeyilele izimvo okanye izichaso zakho kwa comments_objections.tablebay@capetown.gov.za, ifeksi (021) 419 4694 ngomhla okanye phambi **kowe-7 Epreli 2015**, uaphule uMthetho ongentla apha nenombolo yesiza somchasi. Naziphina izichaso ezifumaneka emva komhla wokuvalwa osele ukhankanyiwe, zisenokungahoywa.

Umfaki-sicelo: Tommy Brümmer Town Planners

Isazisi sombandela: 70152829

Idilesi: 22 Sedgemoor Road

Ubume besicelo: Ukulungiswa kwemiqathango yesithintelo setayitile yobunini ngokujoliswe kwisiza-2320 Camps Bay, 22 Sedgemoor Road. Kuyakuthi kulungiswe umqathango ojoliswe kuphela kwindawo yokuhlala enye. Umiselo ngokutsha kwepropati echapahzelekayo ukususela kummandla-1 ongowokuhlala usapho olunye (SR1) ukuya kummandlana ongowokuhlala ngokuphangaleleyo ongu-GR4, ukuze kuvumeleke ukwakhiwa kweeflethi eziqoka iiyunithi zokuhlala ezine (4).

Kwenziwe isicelo sotyeshelo lwemiqathango elandelayo esusela kwiMigaqo yeNkqubo yezoCando yeSixeko saseKapa:

- Icandelo-6.2.2(e): Ukuze kuvumeleke isakhiwo neendawo zokudlula kumgangatho wesibini ukuba zicuthwe zibesi-4.5m endaweni ye-6. Om ukususela kwimida esemntla-ntshona nasemzantsi-mpuma.
- Icandelo-6.2.2(e): Ukuze kuvumeleke uphahla kwiiindawo zokudlula kumgangatho wesibini ukuba zicuthwe zibesi-4.0m endaweni ye-6. Om ukususela kumda osemzantsi-ntshona.
- Icandelo-19.2.2(b): Ukuze kuvumeleke iindawo zokunqumla kwindlela yokudlula ukuba zicuthwe zibe- 9. 742m endaweni ye-12m ukususela kuzo ngazinye.

ACHMAT EBRAHIM, CITY MANAGER

6 kweyoKwindla 2015

57086

CITY OF CAPE TOWN (TABLE BAY DISTRICT)

SUBDIVISION, DEPARTURES AND REMOVAL OF RESTRICTIONS

- **Erf 909 Camps Bay** (*second placement*)

Notice is hereby given in terms of Section 24 and Section 15 of the Land Use Planning Ordinance No 15 of 1985, Section 2.2.1 of the Cape Town Zoning Scheme Regulations and Section 3 (6) of the Removal of Restrictions Act, 1967 (Act 84 of 1967) that the undermentioned application has been received and is open to inspection at the office of the District Manager: Planning & Building Development Management, 2nd Floor, Media City, corner Hertzog Boulevard & Heerengracht, Cape Town and any enquiries may be directed to Beverley Soares, PO Box 4529, Cape Town, 8000, email address: beverley.soares@capetown.gov.za, phone (021) 400 6456 week days during the hours of 08:00 to 14:30. The application is also open to inspection at the office of the Director Land Management: Region 2, Provincial Government of the Western Cape at Room 604, 1 Dorp Street, Cape Town from 8:00 to 12:30 and 13:00 to 15:30 (Monday to Friday.) enquires can be made on 021 483 3677 and the Directorate's fax number is 021 483 3098. Any objections or comments with full reasons therefor, must be lodged in writing at the office of the above mentioned Director: Land Management: Region 2, at Private Bag X9086, Cape Town, 8000, with a copy to the abovementioned District Manager on or before the closing date, quoting the above Act and Ordinance, the relevant reference number, the objector's street and postal address, objector's Erf number and contact tel numbers. Any objections and comments may also be hand delivered to the abovementioned street addresses or email comments_objections.tablebay@capetown.gov.za or fax (021) 419 4694 by no later than the closing date. The closing date for objections and comments is **7 April 2015**. 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.

Applicant: Tim Spencer

Case ID: 70163910

Address: 11 Medburn Road

Nature of the application: Removal and amendment of restrictive title conditions applicable to Erf 909, 11 Medburn Road, Camps Bay, to enable the owner to subdivide the property into two portions namely (Portion A ±635m² and Remainder ±635m² in extent) for residential purposes. The building lines and built upon area restrictions will be encroached. The following application has also been submitted in terms of the Cape Town Zoning Scheme: Section 15(1)(a)(i) to permit two (2) carriageway crossings to be 5.5m in lieu of 4.00m, respectively.

ACHMAT EBRAHIM, CITY MANAGER

6 March 2015

57087

STAD KAAPSTAD (TAFELBAAI-DISTRIK)

ONDERVERDELING, AFWYKINGS EN OPHEFFING VAN BEPERKINGS

- **Erf 909 Kampsbaai** (*tweede plasing*)

Kennisgewing geskied hiermee ingevolge artikel 24 en 15 van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie 15 van 1985), artikel 2.2.1 van die Kaapstadse soneringskema regulasies en artikel 3(6) van die Wet op die Opheffing van Beperkings (Wet 84 van 1967) dat onderstaande aansoek ontvang en weksdae van 08:00 tot 14:30 ter insae beskikbaar is by die kantoor van die distriksbestuurder, beplanning en bou-ontwikkelingsbestuur, tweede verdieping, Media City-gebou, h.v. Hertzog-boulevard en Heerengracht, Kaapstad en dat enige navrae gerig kan word aan Beverley Soares, Posbus 4529, Kaapstad 8000 of e-pos beverley.soares@capetown.gov.za, tel. 021 400 6456. Die aansoek is ook weksdae van 08:00 tot 12:30 en 13:00 tot 15:30 ter insae beskikbaar by die kantoor van die direkteur, grondbestuur: streek 2, Wes-Kaapse regering, kamer 604, Dorpsstraat 1, Kaapstad. Telefoniese navrae in hierdie verband kan gerig word aan 021 483 3677 en die direktoraat se faksnommer is 021 483 3098. Enige besware, met volledige redes daarvoor, moet voor of op die sluitingsdatum skriftelik aan die kantoor van bogenoemde direkteur, grondbestuur: streek 2, Privaat sak X9086, Kaapstad 8000 gerig word, met 'n afskrif aan bogenoemde distriksbestuurder, met vermelding van bovermelde wetgewing, die toepaslike verwysingsnommer, die beswaarmaker se straat- en posadres, erf- en telefoonnommer(s). Enige besware en kommentaar kan ook voor of op die sluitingsdatum per hand by bogenoemde straatadresse afgelewer word of per e-pos na comments_objections.tablebay@capetown.gov.za of faksnommer 021 419 4694 gestuur word. Die sluitingsdatum vir besware en kommentaar is **7 April 2015**. As u reaksie nie na dié adresse of faksnommer gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word.

Aansoeker: Tim Spencer

Saaknommer: 70163910

Adres: Medburnweg 11

Aard van aansoek: Opheffing en wysiging van beperkende titelvoorwaardes van toepassing op erf 909, Medburnweg 11, Kampsbaai om die eienaar in staat te stel om die eiendom vir residensiële doeleindes in twee gedeeltes te onderverdeel (gedeelte A $\pm 635\text{m}^2$ en restant $\pm 635\text{m}^2$ groot). Die beperkings op die boulyne en beboude gebied sal oorskry word. Die volgende aansoek is ook ingedien ingevolge die Kaapstadse soneringskema: Artikel 15(1)(a)(i) om toe te laat dat die twee (2) kruisings oor die voertuigrypad onderskeidelik 5,5m in plaas van 4,00m is.

ACHMAT EBRAHIM, STADSBESTUURDER

6 Maart 2015

57087

CITY OF CAPE TOWN (TABLE BAY DISTRICT)

ULWAHLULWA-HLULO, UTYESHELO LWEMIQATHANGO NOKUSUSWA KWEZITHINTELO

- **Isiza-909 esise-Camps Bay** (*sikhutshwa okwesibini*)

Kukhutshwa isaziso ngokwamacandelo-24 nele-15 oMpoposho woCwangciso lokuSetyenziswa koMhlaba ongunomb.15 wangowe-1985, icandelo-2.2.1 leMigaqo yeNkqubo yezoCando yaseKapa nangokwecandelo-3 (6) loMthetho wokuSuswa kweZithintelo ongunomb.84 wangowe-1967, sokuba sifunyenwe isicelo esikhankanywe ngezantsi apha, kwaye sivulelekile ukuba sihlolwe kwi-ofisi yoMphathi weSithili kuLawulo loCwangciso noPhuhliso loLwakhiwo, kuMgangatho we-2, e-Media City, kwikona ye- Hertzog Boulevard ne-Heerengracht, eKapa kwakhona nayiphina imibuzo ingajoliswa ku-Beverley Soares, PO Box 4529, eKapa, 8000, idilesi ye-imeyile: beverley.soares@capetown.gov.za, umnxeba (021) 400 6456 kwintu soku eziphakathi evekini ukususela ngeye-08: 00 ukuya kweye-14:30. Isicelo kwakhona sivulelekile ukuba sihlolwe kwi-ofisi yoMlawuli woLawulo loMhlaba, kwiNgqingqi-2, kubuRhulumente bePhondo laseNtshona Koloni, kwiGumbi-604, 1 Dorp Street, eKapa ukususela kweye-8: 00 ukuya kweye-12:30 nokususela kweye-13:00 ukuya kweye-15:30 (ngoMvulo ukuya ngoLwesihlanu), imibuzo ingenziwa kumnxeba 021 483 3677 nakwinombolo yefeksi yoMlawuli engu 021 483 3098. Naziphina izichaso okanye izimvo ezinezizathu ezivakalayo ke ngoko zingangeniswa ngokubhaliweyo kwi-ofisi ekhankanywe ngentla apha engeyoMlawuli woLawulo loMhlaba, kwiNgqingqi-2, Private Bag X9086, eKapa, 8000, kunye nekopi ejoliswe kuMphathi wesithili okhankanywe ngentla apha, ngomhla okanye ngaphambi kwowokuvalwa, ucaphule uMthetho noMmi-selo ongentla apha, idilesi yesitrato neyasepoisini yomchasi, inombolo yesiza somchasi neenombolo zakhe zomnxeba. Naziphina izichaso nezimvo zingangeniswa ngesandla kule dilesi yesitrato ekhankanywe ngentla apha okanye zi-imeyile kwe comments_objections.tablebay@capetown.gov.za okanye zifekselwe kwa (021) 419 4694 ungalulanga umhla wokuvalwa. Umhla wokuvalwa kokungeniswa kwezichaso nezimvo **ngowe-7 Epreli 2015**. Ukuba impendulo yakho itha ayathunyelwa kwezi dilesi neenombolo zefeksi esele zikhankanyiwe, kwaye ukuba kuye kwenzeka ukuba zifike emva kwexesha, ziyakuthi zithatathwe njengezingekho-mhethweni.

Umfaki-sicelo: Tim Spencer

Isazisi sombandela: 70163910

Idilesi: 11 Medburn Road

Ubume besicelo: Ukususwa nokulungiswa kwemiqathango engesithintelo setayitile ngokujoliswe kwisiza-909, 11 Medburn Road, e-Camps Bay, ukuze umnini abenakho ukwahlulwa-hlula ipropati ukuba ibezizqephu ezibini (isiqephu- A $\pm 635\text{m}^2$ nentsalela ebukhulu obungu $\pm 635\text{m}^2$) kulungiselelwa imibandela engokuhlala. Kuyakuthi kufakelelwe imida yesakhiwo nezithintelo ezimiswe kummandla wesakhiwo. Kwakhona isicelo esilandelayo singeniswe ngokweNkqubo yezoCando yaseKapa: Icandelo-15(1)(a)(i) ukuze kuvumeleke iindawo ezinqumla kwindawo yokudlula ezimbini (2) ukuba zandiswe zibe-5.5m endaweni ye-4.00m ngokulandelelana kwazo.

ACHMAT EBRAHIM, CITY MANAGER

6 kweyoKwindla 2015

57087

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)/27(i) and 55(A)/54 of the Act, has been received.

Applicant for a new Bookmaker premises licence:	Hollywood Sportbook Western Cape (Pty) Ltd t/a Hollywood Sportsbook – a South African registered company
Registration number:	2008/011557/07
1. Address of proposed bookmaker premises: Erf number:	Shop 9B, Brinton Road, Langa Junction, Langa 4034 4330
2. Address of proposed bookmaker premises: Erf number:	Unit 1 & 2, 4 Cornhill Road, Athlone 7764 32882
3. Address of proposed bookmaker premises: Erf number:	Shop 2, 57 Voortrekker Street, Oudtshoorn 6625 6412
4. Address of proposed bookmaker premises: Erf number:	Shop 5, Mikeva Building, Cnr. Louis Fourie & Bill Jefferey Street, Mossel Bay 6501 18996
5. Address of proposed bookmaker premises: Erf number:	Shop 1, Roma Centre, Winning Way, Du Noon 7441 35525
6. Address of proposed bookmaker premises: Erf number:	142 Nelson Mandela Boulevard, George Industria, George 6529 13864
7. Address of proposed bookmaker premises: Erf number:	Cnr Marine & High Street, Plettenberg Building, Plettenberg Bay 6600 50
8. Address of proposed bookmaker premises: Erf number:	54 Donkin Street, Beaufort West 6970 1976

Section 33 of the Western Cape Gambling and Racing Act, 1996 (hereinafter “the Act”) requires the Western Cape Gambling and Racing Board (hereinafter “the Board”) to ask the public to submit comments and/or objections to gambling licence applications that are filed with the Board. The conduct of gambling operations is regulated in terms of both the Act and the National Gambling Act, 2004. This notice serves to notify members of the public that they may lodge objections and/or comments to the above application on or before the closing date at the below-mentioned address and contacts. Since licensed gambling constitutes a legitimate business operation, moral objections for or against gambling will not be considered by the Board. An objection that merely states that one is opposed to gambling without much substantiation will not be viewed with much favour. You are hereby encouraged to read the Act and learn more about the Board’s powers and the matters pursuant to which objections may be lodged. These are outlined in Sections 28, 30, 31 and 35 of the Act. Members of the public can obtain a copy of the objections guidelines, which is an explanatory guide through the legal framework governing the lodgment of objections and the Board’s adjudication procedures. The objections guidelines are accessible from the Board’s website at www.wcgrb.co.za and copies can also be made available on request. The Board will consider all comments and objections lodged on or before the closing date during the adjudication of the application.

In the case of written objections to an application, the grounds on which such objections are founded, must be furnished. Where comment in respect of an application 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, 27 March 2015**.

Objections or comments must be forwarded to the Chief Executive Officer, Western Cape Gambling and Racing Board, P.O. 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 (021) 422-2602 or emailed to objections.racingandbetting@wcgrb.co.za

WES-KAAPSE RAAD OP DOBBELARY EN WEDRENNE

AMPELIKE KENNISGEWING

ONTVANGS VAN 'N AANSOEK VIR 'N BOEKMAKERPERSEELLISENSIE

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 die volgende aansoek om 'n boekmakersperseellisensie, soos beoog in artikels 27(kA)/27(i) en 55(A)/54 van die Wet, ontvang is.

Aansoeker vir 'n nuwe Boekmakerperseellisensie:	Hollywood Sportsbook Western Cape (Edms) Bpk. h/a Hollywood Sportsbook – 'n Suid-Afrikaans-geregistreerde maatskappy
Registrasienumer:	2008/011557/07
1. Adres van voorgestelde boekmakerperseel: Erfnummer:	Winkel 9B, Brintonweg, Langa Junction, Langa 4034 4330
2. Adres van voorgestelde boekmakerperseel: Erfnummer:	Eenheid 1 & 2, Cornhillweg 4, Athlone 7764 32882
3. Adres van voorgestelde boekmakerperseel: Erfnummer:	Winkel 2, Voortrekkerstraat 57, Oudtshoorn 6625 6412
4. Adres van voorgestelde boekmakerperseel: Erfnummer:	Winkel 5, Mikeva Gebou, H.v. Louis Fourie & Bill Jeffereystraat, Mosselbaai 6501 18996
5. Adres van voorgestelde boekmakerperseel: Erfnummer:	Winkel 1, Roma Sentrum, Winningweg, Du Noon 7441 35525
6. Adres van voorgestelde boekmakerperseel: Erfnummer:	Nelson Mandela Boulevard 142, George Industria, George 6529 13864
7. Adres van voorgestelde boekmakerperseel: Erfnummer:	H.v. Marine & Highstraat, Plettenberg Gebou, Plettenbergbaai 6600 50
8. Adres van voorgestelde boekmakerperseel: Erfnummer:	Donkinweg 54, Beaufort-Wes 6970 1976

Artikel 33 van die Wes-Kaapse Wet op Dobbelary en Wedrenne, 1996 (hierna "die Wet" genoem) bepaal dat die Wes-Kaapse Raad op Dobbelary en Wedrenne (hierna "die Raad" genoem), die publiek moet versoek om kommentaar te lewer op en/of besware aan te teken teen dobbellisensie-aansoeke wat by die Raad ingedien word. Dobbelwerkzaamhede word kragtens die Wet sowel as die Nasionale Wet op Dobbelary, 2004 gereuleer. Hierdie kennisgewing dien om lede van die publiek in kennis te stel dat hulle voor die sluitingsdatum by ondergemelde adres en kontakte beswaar kan aanteken teen en/of kommentaar kan lewer op bogenoemde aansoek. Aangesien gelisensieerde dobbelary 'n wettige besigheidsbedryf uitmaak, word morele besware ten gunste van of teen dobbelary nie deur die Raad oorweeg nie. 'n Beswaar wat bloot meld dat iemand teen dobbelary gekant is sonder veel staving sal nie gunstig oorweeg word nie. U word hiermee aangemoedig om die Wet te lees en meer inligting te verkry oor die Raad se magte en die aangeleenthede op grond waarvan besware ingedien kan word. Dit word in Artikel 28, 30, 31 en 35 van die Wet uitgestippel. Lede van die publiek kan 'n afskrif van die riglyne vir besware bekom, wat 'n gids is wat die werking van die regsraamwerk verduidelik wat die indiening van besware, publieke verhore en die Raad se beoordelingsprosedures reguleer. Die riglyne vir besware is verkrygbaar op die Raad se webwerf by www.wcgrb.co.za en afskrifte kan ook op versoek beskikbaar gestel word. Die Raad sal alle kommentaar en besware oorweeg wat op of voor die sluitingsdatum tydens die beoordeling van die aansoek ingedien word.

In die geval van skriftelike besware teen 'n aansoek moet die gronde waarop sodanige besware berus, verskaf word. Waar kommentaar ten opsigte van 'n aansoek gegee word, moet volle besonderhede en feite om sodanige kommentaar te staaf, verskaf word. Die persoon wat die beswaar of kommentaar indien se naam, adres en telefoonnummer moet ook verstrek word. Kommentaar of besware moet die Raad bereik nie later nie as **16:00 op Vrydag, 27 Maart 2015**.

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 of gefaks word aan die Hoof- Uitvoerende Beampte by (021) 422-2602 of per e-pos na objections.racingandbetting@wcgrb.co.za gestuur word.

WESTERN CAPE GAMBLING AND RACING BOARD

OFFICIAL NOTICE

RECEIPT OF AN APPLICATION FOR
TOTALISATOR PREMISES LICENCES

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 totalisator premises licences, as provided for in Sections 27(i) and 54 of the Act, has been received.

Applicant for a new totalisator	Kenilworth Racing (Pty) Ltd A South African registered company
Registration number:	2011/008903/07
Address of proposed totalisator premises:	Shop 1, Uitkyk Trading Post Building, cnr Main and van der Byl Street, Strand, 7129
Erf number:	15868

Section 33 of the Western Cape Gambling and Racing Act, 1996 (hereinafter “the Act”) requires the Western Cape Gambling and Racing Board (hereinafter “the Board”) to ask the public to submit comments and/or objections to gambling licence applications that are filed with the Board. The conduct of gambling operations is regulated in terms of both the Act and the National Gambling Act, 2004. This notice serves to notify members of the public that they may lodge objections and/or comments to the above applications on or before the closing date at the undermentioned address and contacts. Since licensed gambling constitutes a legitimate business operation, moral objections for or against gambling will not be considered by the Board. An objection that merely states that one is opposed to gambling without much substantiation will not be viewed with much favour. You are hereby encouraged to read the Act and learn more about the Board’s powers and the matters pursuant to which objections may be lodged. These are outlined in Sections 28, 30, 31 and 35 of the Act. Members of the public can obtain a copy of the objections guidelines, which is an explanatory guide through the legal framework governing the lodgement of objections and the Board’s adjudication procedures. The objections guidelines are accessible from the Board’s website at www.wcgrb.co.za and copies can also be made available on request. The Board will consider all comments and objections lodged on or before the closing date during the adjudication of the application.

In the case of written objections to an application, the grounds on which such objections are founded, must be furnished. Where comment in respect of an application 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, 27 March 2015**.

Objections or comments must be forwarded to the Chief Executive Officer, Western Cape Gambling and Racing Board, P.O. Box 8175, Rogge Bay 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 (021) 422 2602, or emailed to objections.racingandbetting@wcgrb.co.za

WES-KAAPSE RAAD OP DOBBELARY EN WEDRENNE

AMPTELIKE KENNISGEWING

ONTVANGS VAN ’N AANSOEK OM
TOTALISATORPERSEELLISENSIES

Ingevolge 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 die volgende aansoek om ’n totalisatorperseellisensie, soos beoog in Artikels 27(i) en 54 van die Wet, ontvang is.

Aansoeker om ’n nuwe totalisatorperseellisensie:	Kenilworth Racing (Edms) Bpk ’n Suid-Afrikaans geregistreerde maatskappy
Registrasienuommer:	2011/008903/07
Adres van voorgestelde totalisatorperseel:	Winkel 1, Uitkyk trading Post Gebou, hv Hoofweg en van der Bylstraat, Strand 7129
Erfnommer:	15868

Artikel 33 van die Wes-Kaapse Wet op Dobbelary en Wedrenne, 1996 (hierna “die Wet” genoem) bepaal dat die Wes-Kaapse Raad op Dobbelary en Wedrenne (hierna “die Raad” genoem) die publiek moet vra om kommentaar te lewer op en/of besware aan te teken teen dobbellisensie-aansoeke wat by die Raad ingedien word. Dobbelwerk-saamhede word kragtens die Wet sowel as die Nasionale Wet op Dobbelary, 2004 gereguleer. Hierdie kennisgewing dien om lede van die publiek in kennis te stel dat hulle voor die sluitingsdatum by ondergemelde adres en kontakte beswaar kan aanteken teen en/of kommentaar kan lewer op bogenoemde aansoeke. Aangesien gelisensieerde dobbelary ’n wettige besigheidsbedryf uitmaak, word morele besware ten gunste van of teen dobbelary nie deur die Raad oorweeg nie. ’n Beswaar wat bloot meld dat iemand teen dobbelary gekant is sonder veel staving sal nie gunstig oorweeg word nie. U word hiermee aangemoedig om die Wet te lees en meer inligting te verkry oor die Raad se magte en die aangeleenthede op grond waarvan besware ingedien kan word. Dit word in Artikel 28, 30, 31 en 35 van die Wet uitgestippel. Lede van die publiek kan ’n afskrif van die riglyne vir besware bekom, wat ’n gids is wat die werking verduidelik van die regsraamwerk wat die indiening van besware, openbare verhore en die Raad se beoordelingsprosedures reguleer. Die riglyne vir besware is verkrygbaar op die Raad se webwerf by www.wcgrb.co.za en afskrifte kan ook op versoek beskikbaar gestel word. Die Raad sal alle kommentaar en besware oorweeg wat op of voor die sluitingsdatum tydens die beoordeling van die aansoek ingedien word.

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CAPE AGULHAS MUNICIPALITY AIR QUALITY MANAGEMENT PLAN

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CAPE AGULHAS MUNICIPALITY
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AUGUST 2013

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AIR QUALITY MANAGEMENT: CAPE AGULHAS MUNICIPALITY

FOREWORD

Cape Agulhas Municipality situated in the Overberg is a district in South Africa to the east of Cape Town beyond the Hottentots – Holland Mountains. It lies along the Western Cape south coast between the Cape Peninsula and the region known as the Garden route to the east.



The landscape is dominated by gently to moderately undulating hills enclosed by mountains and the ocean. The flat and level coastal plain rises from sea level to 100m.

The area has a strong agricultural sector which comprises 11.6 per cent of all agricultural production in the Western Cape. Table 1 below illustrates the real and projected population growth in the district for the period 1996 to 2015.

Table1: Population growth, 1996 – 2015

Area	1996	2001	Rate %	2007	Rate %	2015 Projection	Rate %
Overberg District Total	159 033	205 945	5,9	237 555	2,6	270 202	1,7
Cape Agulhas	22 011	26 715	4,3	30 231	2,2	33 897	1,5

1996 and 2001 Source: Statistic SA

2006 and 2010 Source: Centre for Actuarial Research, UCT

Provincial Treasury Socio- Economic Profile for Overberg District and Local Municipalities, 2007

INTRODUCTION

1.1 PURPOSE OF THE PLAN

The Air Quality Management Plan for Cape Agulhas Municipality has been developed to comply with the National Environmental Management : Air Quality Act 39 of 2004 (AQA) requires Municipalities to introduce Air Quality Management Plans (AQMP) that set out what will be done to achieve the prescribed air quality standards. Municipalities are required to include an AQMP as part of its Integrated Development Plan. This plan provides a logical and holistic approach for communities, industry, government to manage air quality in the Cape Agulhas Municipal area.

As detailed in the AQA a local municipality has two primary statutory obligations with which it must comply and these obligations are:-

- designate an Air Quality Officer (AQO)
- incorporate an Air Quality Management Plan in its IDP

The Air Quality Management function within the Cape Agulhas Municipality resolves under the Building Control Section of the Community Services Department, with the Building Control Officer designated as the Air Quality Officer. Before the promulgation of the Air Quality Act 39 of 2004 permits used to be issued by the National Government in terms of the Atmospheric Pollution Prevention Act, 1965(Act 45 of 1965). The district and the local municipalities had little or no input in relation to the issuing of these permits. In the district and local municipalities air quality issues were restricted to the investigation of complaints and dealing with the complaints in terms of local by - laws and land – use planning. This resulted in a lack of skills in the field of air quality management at municipal level. The Air Quality Management Plan must acknowledge

these shortcomings and objectives, identified within the plan and will focus on addressing issues of capacity building

This Air Quality Management Plan for Cape Agulhas Municipality has thus been developed to comply with the National Environmental Management: Air Quality Act, 39 of 2004 and more specifically to provide guidance on Air Quality Management in the municipal area. Air quality is defined to include noise and odour and addresses all sources of air pollution, i.e. point, area and mobile sources.

1.2 THE AQMP DEVELOPMENT PROCESS

Public participation and cooperative governance is essential for the development of an AQMP development process. An AQF was established between the district municipality and the 4 local municipalities to provide technical guidance , management and administrative guidance, and to assessed the state of air quality and the institutional capacity for air quality management in Cape Agulhas.

2. VISION OF THE AIR QUALITY MANAGEMENT PLAN

To be a municipality where the constitutional right of all human beings to clean air is maintained to such a standard where economic and social development will flourish without jeopardizing the environment. "Clean and healthy air for all".

3. MISSION OF THE AIR QUALITY MANAGEMENT PLAN

"To ensure the effective and consistent implementation of sustainable air quality management practices, by to progressively achieve and efficiently maintain clean and healthy air in Cape Agulhas". The vision captures the focus of Cape Agulhas Municipality, the community and other stakeholders in the roll out of the AQMP, to ensure to be effective and maintain implementation of sustainable air quality management practices throughout Cape Agulhas and progressively achieve air quality goals.

4. GOALS OF THE VISION AND MISSION

The Four goals of the AQMP to support the vision and mission of Cape Agulhas Municipality, with each goal addressing the different aspects of the vision and are underlined by the objectives to achieve them.

1. To ensure effective and consistent air quality management.
2. To continually engage with stakeholders to raise awareness with respect to air quality.

3. To ensure effective and consistent compliance, monitoring and enforcement.
4. To support climate change protection programmes, including promoting the reduction of greenhouse gas emissions

5. SUMMARY OF STATUS QUO OF AIR QUALITY MANAGEMENT IN CAPE AGULHAS

5.1 Current institutional capacity of CAM

At Cape Agulhas Municipality the Building Control section situated within the Community Services Directorate will be responsible for air quality management.

Cape Agulhas Municipality has appointed an Air Quality Officer (Building Control Officer) , and one other member but has not appointed an air quality management committee. It is not foreseen that any additional staff structures will have to be established to implement this plan for the immediate future.

5.2 Air pollution sources in the Overberg

- Industrial operations especially clay brick manufacturing
- Agricultural activities such as crop burning and spraying
- Biomass burning (veld fires)
- Domestic fuel burning (wood and paraffin)
- Vehicle emissions
- Waste treatment and disposal
- Dust from unpaved roads
- Other fugitive dust sources such as wind erosion of exposed areas
- Lime dust

There are few sources of air pollutants in Cape Agulhas. The ambient air quality is generally good. However, emissions from industrial boilers are likely to result in local areas of elevated concentrations of air pollutants. Ambient particulate concentrations are likely to be high in low – income residential areas where wood is used as primary fuel source and activities such as refuse burning occur and Pesticide spraying of crops. Motor vehicle congestion in holiday towns and results in elevated ambient concentrations of particulates and NO_x (Nitrogen Oxides) at times. Seasonable agricultural and Biomass burning also occur and had a low impact on air quality.

5.3 Air quality monitoring

Air quality monitoring was up to date addressed by Province and the District Municipality. An overall perspective of the sample analysis indicated that the pollution

levels are low within Cape Agulhas, and that they will handle it in accordance to the AQMP.

6. GAPS AND PROBLEMS

- The divisions of roles and responsibilities between local and district municipalities are not clearly understood or have not been accepted by certain local municipalities and this hampers cooperative governance and the implementation of the function.
- Until consensus has not been reach regarding the abovementioned, the ODM will accept responsibility for the licensing of listed activities and the enforcement of legislation will be the local municipality's responsibilities.
- Not all local municipalities have appointed Air Quality Officers and this hampers communication and accountability.
- Air quality management requires cooperation from various disciplines within local government which includes amongst others traffic, municipal health, fire and rescue, town planning, engineering, building control etc. The successful implementation of air quality management is thus strongly dependant upon cooperation and communication among all sectors and all local governments within the district.
- Inadequate financial provision specifically earmarked for air quality management by all municipalities within the district.
- The availability of suitably skilled human resources also remains a challenge.
- The idea or perception "Cape Agulhas's air is clean, so why is air quality management necessary" makes it difficult to gain the attention of decision makers as well as the general public.
- No Air Quality by-law has been promulgated. (in progress)
- Personnel capacity building (EMI course)
- Town planning and road planning do not always consider the impact of developments on air quality.

7. GOALS

- Effective and consistent air quality management
- Promote communication in relation to air quality management
- Effective and consistent compliance monitoring and enforcement
- Develop and maintain institutional arrangement between the district and the local municipalities that support air quality management.
- Achieve and sustain acceptable air quality levels throughout the area
- Minimize the negative impact on human health and well – being and on the environment

8. OBJECTIVES

8.1 EFFECTIVE AIR QUALITY MANAGEMENT

- Build capacity in air quality management within Cape Agulhas Municipality
- To strengthen and build capacity in air quality management
- To promote cooperation amongst all spheres of government, business, industry and civil society
- To ensure adequate funding for the implementation of the AQMP
- To develop comprehensive education and communication mechanisms, strategies and programmes with respect to air quality
- Develop, implement and maintain an Air Quality Management System
- Establish an annual AQMP review process
- To promote environmental best practices and cleaner development technologies amongst all stakeholders
- To improve compliance monitoring and enforcement
- To promote continuous improvement with respect to compliance
- To ensure that health-based air quality standards are attained and continually met
- To reduce ozone depleting substances and greenhouse gas emissions, in line with national and international requirements
- Established an Emission Reduction Strategy
- To develop and implement an effective Atmospheric Emissions Licensing System (will be done by ODM).

8.2 PROMOTE COMMUNICATION IN RELATION TO AIR QUALITY MANAGEMENT

- Establish an Air Quality Forum in order to ensure proper communication between the District municipality, local municipalities, provincial government, business and industry as well as interested and affected parties in Cape Agulhas municipality.

8.3 COMPLIANCE MONITORING

- Establish a compliance monitoring system within the Cape Agulhas municipality.
- Ensure continuous compliance with the Atmospheric Licensing Conditions.(ODM)
- Promulgation of Air Quality by-law. (in progress)

9. MONITORING

Monitoring and reporting on progress with regard to the implementation of the AQMP is a key factor in maintaining momentum for the roll – out of interventions as well as providing a way to update key stakeholders.

10. EVALUATION

Continuous evaluation is an essential element of the AQMP implementation as it allows for a thorough assessment of the AQMP including the shortcomings and strength evident in implementation. Evaluation is an internal mechanism to measure the performance with regard to the implementation of the AQMP. The evaluation process will assess the AQMP implementation outcomes, which are based on the AQMP indicators. Annual evaluation of the AQMP implementation will be conducted. Monitoring and evaluation will be the responsibility of the Air Quality Management Committee.

11. REVIEW

The AQMP review comprises a review of the AQMP and the implementation and addresses further developments in the science, as well as the management of air quality. The review period will be every five years. The definition of the review period is subject to funding and political cycles, as well as implementation outcomes. Therefore, an element of elastic is necessary. The internal revision is communicated to stakeholders through a limited public participation process, followed by a further iteration and publication.

12. IMPLEMENTATION PLAN

Timeframes: Short-term (6-12 months); Medium-term (1-2 years): Long-term (3-5 years)					
GOALS	OBJECTIVES	TARGETS	ACTIVITIES	TIMEFRAMES	
Effective Air Quality Management	Effective Air Quality Management	Build capacity in air quality management within the Building controls section	With continuous training and development in air quality management in the Building control section	Continuous	
	Develop, implement and maintain an Air Quality Management System	Compilation of a emissions inventory for CAM	Compile an emission inventory of all line sources	Medium	
			Compile an emission inventory of all area sources	Medium	
			Compile an emission inventory of all industrial sources	Short	
			Engagements with Province to assist with air quality monitoring within the district	Short – Long	
		Air Quality monitoring agreement with Province	Establish a committee to review the AQMP	Short – Medium	
			Establish a comprehensive complaints register.	Short	
		Establish an annual AQMP review process	Review systems, structures and processes to review progress in relation to the AQMP.		
		Establish an emission	Industries	Electronic database of all small industries to be regularly updated	Short – Medium

reduction strategy.		Create awareness campaigns around the negative health impacts of domestic fuel burning	Continuous
		Encourage the distribution of alternative forms of domestic energy such as LPG, LSF, gas, methanol, etc	Continuous
	Traffic	Review vehicle emissions database with updated traffic count data as these become available	Medium – Long
		Promote comprehensive vehicle emissions monitoring and diesel vehicle testing programmes in congested areas	Continuous
		Compile a detailed assessment of the vehicle fleet in CAM including information on vehicle numbers, type, age and fuel usage.	Long
	Agriculture	Obtain information on the quantity of pesticides used in the District	Continuous
		Promote the safe and responsible use of pesticides throughout the district.	Medium – Long
		Promote safe and responsible agricultural burning practices.	Short – Medium
		Liaise with fire services to assist in air pollution control	Short – Medium
	Biomass Burning	Obtain information from local Fire Departments to maintain and update a database of the locations of veld fires and the extent of the areas burnt	Short – Medium
		Maintain a database for regional scheduled burn areas that are published for agricultural and management fires	Short – Medium
	Waste Treatment and Disposal	Develop an emissions inventory of waste burning sources (incinerators, sewage and waste water treatment works)	Short – Medium
		Ensure all operating incinerators are permitted	Continuous
		Maintain a current database of permitted and non-permitted landfill sites	Continuous

Promote communication in relation to Air Quality Management	Establish an air quality forum in order to ensure proper communication between the Overberg district, Local municipalities, Provincial government, business and industry as well as interested and affected parties in the 4 sub-district of the Overberg district municipality.	A committee/forum at a sub-district level representing all interested and affected parties. Clearing up the division of functions between the 4 B municipalities and District Municipality Regular reporting and discussions on issues of AQM.	Establishment and management of an Air Quality Officers Committee/ Forum Discussions on the division of functions between the 4 B municipalities and the Overberg district municipality Compile a annual state of air report for the district	Short-term Short – Medium Annually
Compliance monitoring				
	Develop an Air Quality by-law	Build capacity to ensure Air Quality compliance in the Overberg	Allow EHP's to investigate and maintain a good Air Quality standard	Medium - Long

CAPE AGULHAS MUNICIPALITY

Animal Care and Control By-Law

For the keeping of animals, poultry and bees

1. INTRODUCTION

The intention of this Bylaw is to allow the keeping of animals expected to be kept within the Council area within understood guidelines that can be administrated equitably and easily by Council Officers.

Council acknowledges that animals are an important part of any community. There are, however, a number of issues of which we must be aware, especially where these concern the care, control and management responsibilities that we have as individuals and animal owners. The repercussions of poor management and inappropriate care can impact on neighbourhood amenity in terms of noise, odours, property damage, health and safety.

The Bylaw seeks to:

- * Balance the rights of property owners and the rights of others to enjoy their own property free from external impacts of nuisance; and
- * Ensure that animals kept on residential land are of an appropriate kind and in appropriate numbers and maintained in satisfactory conditions so as to not result in unhealthy or unsafe conditions and do not cause a nuisance to others.

Cape Agulhas Municipality makes this bylaw pursuant to the powers contained in the Local Structure Act 117 of 1998.

This bylaw controls the keeping of pigs, horses, goats, cattle, birds, bees, poultry and other animals in localities where the keeping of them is, or is likely to become a nuisance or dangerous or injurious to the health of any person.

Short title and commencement

This bylaw may be cited as the Cape Agulhas Municipality Keeping of Animals, Bees and Poultry Bylaw.

This law comes into force on the 1st day of _____.

2. INTERPRETATION - DEFINITIONS:

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

2.1 To this By-law, unless the context otherwise indicates -

“Animals” means any horses, mules, donkeys, cattle, pig, sheep, goats, indigenous mammals and other wild animals

“Animal” means any living stage of any member of the animal kingdom except human beings and in the case of any mammal, bird, fish or reptile includes the carcass.

“Approved” – by the Director: Community Services or such officer of Council who delegated by him/her to act on his/her behalf for the purpose of this bylaw.

“Authorised Official” means any official of the Council who has been authorised by the Council to administer, implement and enforce the provisions of this By-law;

“Cat” includes a male and a female cat;

“Cattery” means premises in or upon which –

- (a) boarding facilities for cats are provided; or
- (b) cats are bred for commercial purposes.

“Council” means –

- (a) the council of Cape Agulhas Municipality established by Provincial Notice No 6766 of 2000 dated 1 October 2000, as amended, exercising its legislative and executive authority through its municipal Council; or
- (b) its successor in title; or
- (c) a structure of person exercising a delegated power or carrying out an instruction, where any power in this By-law has been delegated or sub-delegated, or an instruction given, as contemplated in section 59 of the Local Government Municipal Systems act, 2000.

“Director: Community Services” means the person appointed as the Director: Community Services or such officer of Council as he/she delegates to act on his/her behalf.

“Dog” for the purpose of sections 3 and 4 means a dog over the age of six months;

“Dog” includes a male and a female dog;

“Dog breeder” means a person who is registered as a dog breeder with a registered dog breeders association approved by the Council.

“Dwelling house” means a single building designed for use as a residence for a single family.

“Flat” means a single dwelling unit in any residential building other than a dwelling house.

“Keep or Keeping” includes owning, looking after, caring for, being in charge, a custodian or in possession of any animal(s).

“Keep” in relation to a dog, includes to have such dog in possession, under control or in custody or to harbour such dog;

“Kennel” means premises in or upon which -

- (a) boarding facilities for dogs are provided; or
- (b) dogs are bred for commercial purposes.

“Law Enforcement Officer” means a Law Enforcement Officer appointed to such office by Council.

“Municipality” means the Municipality of Cape Agulhas established in terms of Section 12 of the Municipal Structures Act, 117 of 1998, Provincial Notice 487 dated 22 September 2000 and includes political offices bearer, councillor, duly authorised agent thereof 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 political structure, political office bearer, councillor, agent or employee;

“Nuisance” means, inter alia, any act, omission or condition which is, in the opinion of the local authority, detrimental to health or offensive or injurious or which materially interferes with the ordinary comfort or convenience of the public or adversely affects the safety of the public or which disturbs the quiet of the neighbourhood, and

“Nuisance” means, any act, omission or condition which is, in the opinion of the municipality, detrimental to health or offensive or injurious or which materially interferes with the ordinary comfort or convenience of the public or adversely affects the safety of the public or which disturbs the quiet of the neighbourhood.

“Owner” in relation to any animal including, domestic animals and livestock means any person who keeps any type of animal or in his/her possession or care under his/her control or on whose private premises the animals is present.

“Pets” means any dogs, cats, guinea pig, hamsters, rabbits, chinchillas or birds not kept for breeding or business purposes; and any other word or expression, when used in this by-law, shall have the meaning assigned thereto in the Municipal Ordinance, 1974 (Ordinance 20 of 1974), or the Licences Ordinance, 1981 (Ordinance 17 of 1981).

“Poultry” shall mean only fowl, guinea fowl, chickens, geese, ducks, turkey, peacocks, pigeons, doves, turkeys, pheasants, swans, Muscovy duck, roosters and all other types of domestic or fancy exotic birds kept in aviaries, whether domesticated or wild.

“Pound” means a place designated by the Council in terms of any law or agreement for the impounding, sale and destruction of dogs or cat, or both; a place designated by the Council in terms of any law, and includes the premises of animal welfare organisations approved by council.

“Pound Master” means the person who has been appointed by the Council to be in charge of a pound.

“Premises” means any unit of land, whether built on or not and whether public or private.

“Premises” means any piece of land registered in a deeds registry as an erf, lot, plot, or stand as part of a township, and includes a stand or lot forming part of a piece of land laid out as a township, but not yet registered or a portion of such erf, stand or lot and includes residential sites outside townships provided by government departments, semi-government institutions or industries.

“Prescribed” means prescribed by the Council from time to time by resolution;

“Public Place” means any beach, road, street, thoroughfare, bridge, overhead bridge, subway, foot pavement, footpath, sidewalk, lane, square, open space, garden, park, path, bus or taxi rank, enclosed space vested in the Council and includes any road, place or thoroughfare which is in the undisturbed use of the public of which the public have the right to use.

“Public Place” means any square, park, recreation ground, sports ground, lane, open space or enclosed place vested in the Municipality or other state authority or indicated as such on the Surveyor General’s records or utilized by the public or zoned as such in terms of the applicable zoning scheme or at any time declared or rendered such by the municipality or any other competent authority.

“Public Road” means any road, street or thoroughfare or any other place which is commonly used by the public or any section thereof or to which the public or any section thereof has a right of access, and includes-

- (a) the verge of any such road, street or thoroughfare;
- (b) any footpath, sidewalk or similar pedestrian portion of a road reserve;
- (c) any bridge, ferry or drift traversed by any such road, street or thoroughfare;
- (d) any other work or object belonging to such road, street or thoroughfare, footpath or sidewalk, and

(e) any premises with or without structures thereon, used or set aside as a public parking area or public parking place for the parking or motor vehicles whether or not access to such a parking area or place is free of charge.

“Livestock” includes cattle, deer, donkeys, horses, sheep, goats and pigs and any other animal that the council by resolution from time to time determines to be stock for the purposes of this bylaw.

“Urban area” means all of the isthmus and the Central areas of Cape Agulhas as defined by the District Plan.

“Wild Animal” means any animal which is feral by nature or is undomesticated (for example an animal which was previously domesticated but is living in a wild state), and for the avoidance of doubt includes a cat, stoat, weasel, possum, deer, rabbit, pig, seagull and pigeon; but excludes birds hatched in captivity and animals that have been domesticated such as rabbits and cats.

- 2.2 If any provision in this By-law vests or imposes any power, function or duty of the council in or any employee of the Council and such power, function of duty has in terms of section 81 (2) of the Local Government: Municipal Systems Act, 2000, or any other law, been assigned to a service provided, the reference to such employee must be read as a reference to the service provider or, where applicable, an employee of the service provider authorised by it.

3. *Written permission*

No person shall keep or permit to be kept on any premises or property any animals (excluding pets) without the written permission of the local authority, and such permission may be withdrawn if at any time a nuisance is caused or the requirements of this by-law are not complied with.

3.1 *Number of animals*

For the purpose of controlling and restricting the keeping of animals within townships, local authorities may from time to time, by special resolution, determine the number, kinds and sex of animals that may be kept per unit area and the areas within which such animals shall be prohibited.

3.1.1 *Plans for structures to be approved*

- (i) An application for permission to keep animals shall be accompanied by detailed site plan indicating all structures and fences, existing and proposed, on the premises.
- (ii) Detailed plans and specifications shall be submitted to and approved by the local authority in respect of all structures where animals are to be accommodated.
- (iii) The number, kinds and sex of animals shall be indicated on the plan.

- (iv) Notwithstanding anything to the contrary contained in this by-law the local authority may refuse to approve the application and plans if, in its opinion, the property, owing to its location, situation or geographical features, is unsuitable for the keeping of animals thereon.

3.1.2 Structures shall comply with requirements

- (i) All structures housing animals shall be constructed in a workmanlike manner and of materials approved by the authority.
- (ii) No structure shall be sited within a distance of 3 m from any dwelling and staff quarters or the boundary of a residential erf and 8 m from any road boundary.
- (iii) Every part of the structure shall be properly maintained and painted as often as the local authority to be undesirable or objectionable by reason of its local authority may deem necessary.
- (iv) No animals shall be kept in a structure or on land which is considered by the local authority to be undesirable to be undesirable or objectionable by reason of its locality, construction or manner of use.

3.1.3 Premises to be kept clean

- (i) All manure from animals shall be stored in a manner approved by the local authority and disposed of on a regular basis so as to prevent any nuisance from being created.
- (ii) All feed shall be stored in a rodent-proof place.
- (iii) The premises shall be kept in such condition as not to attract or provide shelter for rodents, parasites and insects.

3.1.4 Animals kept in an unsatisfactory manner

Whenever, in the opinion of the local authority, any animals kept on any premises, whether or not such premises have been approved by the local authority may by written notice require the owner or occupier of such premises, within a period to be stated in such notice but not less than 24 hours after the date of such notice, to remove the cause of and to abate such nuisance or danger to health and to carry out such work or do such things as the local authority may deem necessary for the said purpose.

3.2 Application of by-law

The provisions of sections 4 and 4.10 of this by-law shall not apply to premises which is zoned for agricultural purposes, provided that a person keeping dogs on premises zoned for agricultural purposes shall not be exempted from compliance with any other provision of this by-law or any other legislation which may be applicable.

The provisions of section 4.10.10 shall not apply to a guide dog which is utilised to accompany a blind person.

4. KEEPING OF ANIMALS LIKELY TO CAUSE NUISANCE OR DANGER PROHIBITED

No person shall within the Living or Business Environments as defined in the Cape Agulhas Municipal Area keep any animal, or permit or suffer any animal to remain on any property owned or occupied by that person, if, in the opinion of the Director: Community Services or a Law Enforcement Officer, there is a likelihood that the animal will cause or is causing a danger to any person, or injury to the health of any person.

4.1 KEEPING OF ANIMALS

4.1.1 Every person keeping an animal on private land shall ensure that the animal:

- * does not cause a nuisance to any person;
- * is kept in conditions which are not offensive or injurious to health;

4.1.2 If in the opinion of an authorised officer an animal kept on private land is causing or is likely to cause a nuisance, or is kept in conditions which are or are likely to be offensive or injurious to health, the authorised officer may issue a notice requiring the owner or the person in control of the animal or the owner or occupier of the private land, to take such actions as is considered necessary within any time specified to abate or prevent the nuisance of the conditions, which are or are likely to be offensive or injurious to health. A person issued with such a notice shall comply with the notice.

4.1.3 Every person keeping an animal on private land shall collect manure including soiled straw or litter bedding from animal enclosures and either keep it in fly proof bins or containers or shall bury it under at least 100mm of soil.

4.1.4 Every person keeping animals, other than cats and pigeons shall be responsible for ensuring that the animals are "confined" within the boundaries of the private land on which they are kept.

4.2 POULTRY KEEPING

4.2.1 No person shall keep within the Living or Business Environments poultry, except in accordance with the following requirements.

4.2.2 Number of poultry permitted to be kept

- * With the exception of pigeons, not more than 12 head of poultry shall be kept on any private land within the urban area without a permit from an authorised officer. An authorised officer may refuse or revoke this authority if the poultry house or run in question is considered to be likely to cause a nuisance or be injurious to health.
- * An authorised officer may impose a limit on the number of pigeons kept on any private land if because of their number, the conditions in which they are kept or of any other reason they are considered to be causing a nuisance or to be offensive or injurious to health and if the person responsible for keeping those pigeons fails to comply with any reasonable request to abate or prevent that nuisance or the conditions which are injurious to health.

- * Only 12 hens of poultry may be kept on premises when hens are confined to a henhouse and poultry run; or five hens when they are permitted to a free-range.
- * Plans for poultry houses/aviaries/lofts must be submitted and approved by council's Building Control Officers in accordance with the National Building Regulations and Standards Act 1977; Zoning Regulations and the environmental Health By-Law prior to commencement of any construction thereof. The poultry house/aviary/loft must be constructed of suitable robust materials which are aesthetically pleasing and compatible with the norms of the surrounding area.

4.2.3 Poultry not to be a nuisance or health risk

- * **Poultry, in residential areas, must not be kept under such conditions as to create a nuisance or to be dangerous.**
- * **Poultry yards must at all times be kept clean and free from offensive odours.**
- * **All reasonable precautions must be taken to ensure that rodents, insects and parasites are controlled in order to ensure that poultry yards do not become a breeding ground, for rodents and pests.**
Cause all poultry manure to be properly stored in a non-corrugated metal bin with a close-fitting cover or other container as approved by the municipality.
Feed such poultry in a proper manner so as not to cause an nuisance or to attract rodents, flies or other vermin, and any residual food or other putrescible matter shall be removed at least once every day from the poultry-house and/or enclosed run.

4.2.4 Removal of litter

No person shall place, throw, leave or allow to remain on any premises any poultry litter, refuse or manure in such manner or for such period as to favour the breeding of flies or attracts rodents or other vermin to such premises.

The municipality may by notice in writing addressed to any person keeping or causing to be kept any poultry in a poultry-house and/or enclosed run, prohibit the use of any such poultry-house and/or enclosed run if in the opinion of the municipality, it is unfit, undesirable or objectionable by reason of its locality, construction or manner of use.

4.2.5 Poultry not to be kept near certain premises

- * Poultry must not be kept within 1.5m (or such greater distance as the council may determine in a particular case) of any adjoining premises.
- * Poultry / Birds are not to be able to approach within 3 meters of a dwelling house, public building or premises where people are employed or where food is stored, prepared, manufactured or sold.

4.2.6 Poultry house requirements

A poultry house shall be provided and shall:

- i. Be of sound construction;
- ii. Have a floor of smooth concrete or other easily cleaned approved materials with a fall of 1 in 50 to the front;
- iii. Have an enclosed run attached, provided that this shall not apply in the case of any pigeon loft or other pigeon enclosure;
- iv. Have a rainproof roof;
- v. Have a floor area of not less than 0.40 square metres for each bird;
- vi. Have a height not less than 1 metre from floor to ceiling;
- vii. Plans must be submitted for approval.

4.2.7 Location

The poultry house and run shall be located at least 3 metres from any occupied building and at least 1.5 metres from any public place, or boundary of adjoining premises.

Lofts for racing pigeons shall generally meet the requirements of the Code of Conduct produced by Pigeon Racing Unions.

4.2.8 Maintenance

Every poultry house and run shall be, to the satisfaction of an authorised officer:

- i. Maintained in good repair;
- ii. Maintained in a clean condition;
- iii. Free from any offensive smell or overflow;
- iv. Vermin and other pests must be controlled;
- v. Free from accumulations of manure and food.

4.2.9 Roosters

No person shall keep within the living or business environment roosters without the prior approval of an authorised officer. Approval if given may be subject to conditions.

4.3 **KEEPING OF BIRDS / DOVES**

- a. All aviaries and holding facilities must be constructed of appropriate materials and of a quality of construction and maintenance that is acceptable to Council, and be designed to be vermin proof, well ventilated, have an impervious surface and not cause or be likely to cause injury to birds.
- b. All aviaries and facilities must be well maintained by the owner so as to avoid escape.
- c. Careful regard must be given to the requirements of neighbours, especially the avoidance of excessive noise and odour.
- d. Flooring must be constructed of an impervious material or in some external situations, sand or gravel with a rodent proof mesh underlay with fall of 1 in 50 to the front.
- e. No animal trade may be conducted without prior consent.
- f. Vermin proof storage facilities must be provided.
- g. An adequate rodent and pest control program must be in place.

- h. excessive noise and odour must be controlled by the use of sound proofing materials, distance and choice of bird species.
- i. Council will consider varying the criteria on a case-by-case basis, depending on the facilities provided by the owner, and after taking submissions of close neighbours into account.

4.3.1 Other Birds

Include budgies, finches, etc. The Cape Agulhas Municipality only permits a person to keep 20 of these types of birds on their premises in total irrespective of species.

4.3.2 Pet Shops and Vets

Some of those restrictions do not apply to pet shops or vets.

4.3.3 Aviaries

If you wish to construct an aviary you must submit plans and get building approval. Any person wanting to construct an aviary should submit building plans and obtain consent from Council prior to constructing aviary/ies.

4.4 KEEPING OF PIGEONS

- a. The keeping of domestic pigeons by hobbyists and racing enthusiasts shall be permitted with the following control conditions apply in residential areas.
- b. All pigeons must be housed in purpose built facilities and may not exceed 3.6m in height from the ground. Council consent may be required for the construction of lofts provided with a concrete floor with a fall on 1 in 50 to the front.
- c. Enclosed housing must use deep litter or other appropriate substrate.
- d. Rodents and other vermin must be vigorously controlled.
- e. All offensive odours must be controlled.
- f. All food must be stored in sealed vermin-proof containers and must not be left uncovered.
- g. Pigeons must not be kept within 10 metres of any property used for the sale, preparation, handling or storage of food for sale and not nearer than 1.5m from any boundary.
- h. Adequate protection from predators must be provided.
- i. Positioning of pigeon lofts must be such that the amenity of adjoining premises is preserved, with no inconvenience or nuisance resulting from this activity of from flying birds.
- j. Waste must be disposed of in a approved manner.

4.5 BEE-KEEPING

Any person keeping bees or causing or permitting bees to be kept on private property must ensure that:

- * The bees are kept in such conditions or sited in such a way as to create or be likely to create a nuisance or pose a danger to any person or animals;
- * Where there is more than one beehive kept on private property , the consent of an authorised officer has to be obtained .(if it is within 500m of any houses).

4.6 DOG KENNELS AND CATTERIES

4.6.1 Requirements for premises

No person shall keep a kennel or cattery within a living area, requirements listed hereunder are to be complied with:

- (a) Every dog or cat shall be kept in an enclosure complying with the following requirements:
 - (i) It shall be constructed of durable materials and the access thereto shall be adequate for cleaning purposes.
 - (ii) The floor shall be constructed of concrete or other durable and impervious material brought to a smooth finish and graded to a channel 100 mm wide, extending over the full width of the floor and situated within the enclosure, which channel shall be graded and shall drain into a gully connected to the local authority's sewer system by means of an earthenware pipe or a pipe of any other approved material with a minimum diameter of 100 mm, or to another approved disposal system.
 - (iii) A kerb 150mm high shall be provided along the entire length of the channel referred to in subparagraph (ii) and on the side thereof adjacent to the surrounding outside area, to prevent storm water from such area from entering the channel.
- (b) Every enclosure referred to in paragraph (a) shall contain a roofed shelter for the accommodation of dogs and cats which shall comply with the following requirements:
 - (i) Every wall shall be constructed of brick, stone, concrete or other durable material and shall have a smooth internal surface without cracks or open joints.
 - (ii) The floor shall be of concrete or other impervious and durable material brought to a smooth finish without cracks or open joints, and the surface between the floor and the walls of a permanent structure shall be covered.
 - (iii) Every shelter shall have adequate access thereto for the cleaning thereof and for determination.
- (c) In case of dogs, a dog kennel of moulded asbestos or other similar material, which is movable and placed on a base constructed of concrete or other durable material with an easily cleaned finish, without cracks or open joints, may be provided instead of a shelter contemplated in paragraph (b), and if the base of such kennel is not rendered waterproof, a sleeping board which will enable the dog to keep dry shall be provided in every such kennel.
- (d) A concrete apron at least 1m wide shall be provided at the entrance of the enclosure over its full width, the apron to be graded for the drainage of water away from the enclosure.
- (e) A supply of potable water, adequate for drinking and cleaning purposes, shall be provided in or adjacent to the enclosure.
- (f) All food shall be stored in a rodent-proof store-room, and all loose food shall be stored in rodent-proof receptacles with close-fitting lids in such store-room.

- (g) At least 5m of clear, unobstructed space shall be provided between any shelter or enclosure and the nearest point of any dwelling, other building or structure used for human habitation or any place where food is stored or prepared for human consumption.
- (h) Separate isolation facilities for sick dogs and cats shall be provided to the satisfaction of the local authority.
- (i) If cages are provided for the keeping of cats, such cages shall be of durable, impervious material and constructed so as to be easily cleaned.
- (k) All kennels, enclosures or cages should be in a state of good repair at all times and should be free from any dangerous materials that could cause possible injury to any animal.
- (l) All reasonable precautions must be taken to minimise the risk of escape.

4.7 PET SHOPS

4.7.1 Requirements for premises

No person shall conduct the business of a pet shop upon any premises unless the premises are constructed and equipped in accordance with the following requirements:

- (a) Every wall, including any partition of any building, shall be constructed of bricks, concrete or other durable material shall have a smooth internal surface and shall be painted with a light coloured washable paint or given some other approved finish.
- (b) The floor of any building shall be constructed of concrete or other durable and impervious material brought to a smooth finish.
- (c) The ceiling of any building shall be constructed of durable material, have a smooth finish, be dustproof and be painted with a light coloured washable paint.
- (d) Sanitary facilities shall be provided in terms of the National Building Regulations.
- (e) A rodent-proof store-room shall be provided to the satisfaction of the local authority.
- (f) Facilities for the washing of cages, trays and other equipment shall be provided to the satisfaction of the local authority.
- (g) If required, change room or locker facilities shall be provided to the satisfaction of the local authority.
- (h) No door, window or other opening in any wall of a building on the premises shall be within 2 m of any other door, window or other opening to any other building in which food is prepared, store or sold for human consumption or is consumed by humans.
- (i) There shall be no direct access to any habitable room or any room which clothing or food for human consumption is stored.

4.7.2 Business requirements

Every person who conducts the business of a pet shop shall-

- (a) Provide movable cages for the separate housing of animals, poultry or birds, and the following requirements shall be complied with:
 - (i) The cages shall be constructed entirely of metal or other durable, impervious material and shall be fitted with a removable metal tray below the floor thereof to facilitate cleaning.

- (ii) Every cage shall be free from any recess or cavity not readily accessible for cleaning and every tubular or hollow fitting used in connection therewith shall have its interior cavity sealed.
- (iii) If rabbits are kept in a cage, the metal tray referred to in subparagraph (i) shall drain into a removable receptacle.
- (iv) Every cage shall be fitted with drinking vessel kept filled with water and accessible to pets kept in the cage;
- (b) Provide rodent-proof receptacles of impervious material with close-fitting lids in the store-room in which all pet food shall be stored;
- (c) Maintain the premises and every cage, tray, container, receptacle, basket and all apparatus, equipment and appliances used in connection with the pet shop in a clean, sanitary condition, free from vermin and in good repair;
- (d) Take effective measures to prevent the harbouring or breeding of, and to destroy, flies, cockroaches, rodents and other vermin, and to prevent offensive odours arising from the keeping of pets on the premises;
- (e) Provide suitable isolation facilities in which every pet which is or appears to be sick shall be kept whilst on the premises;
- (f) Ensure that there is a constant supply of potable water for drinking and cleaning purposes;
- (g) Ensure that the premises are at all times so ventilated as to ensure sufficient movement of air for the comfort and survival of the pets, and
- (h) Ensure that the number of pets per cage is not such that the free movement of such pets is impeded.
- (i) Ensure that no pets are kept in such manner as to expose them to direct sunlight for length of time, and take all reasonable precautions to minimise the risk of any pet escaping.

4.8 PET SALONS

4.8.1 Requirements for premises

No person shall conduct the business of a pet salon in or upon any premises unless the premises are constructed and equipped in accordance with the following requirements:

- (a) A room shall be provided with a minimum floor area of 6,5m² for the washing, drying and clipping of dogs or cats.
- (b) The floor of such room shall be constructed of concrete or other durable, impervious material brought to a smooth finish and graded to a channel drained in terms of the National Building Regulations.
- (c) The surface between the floor and the wall of such room shall be coved and shall have a minimum radius of 75 mm.
- (d) Every internal wall surface shall be smooth-plastered and be painted with a light-coloured washable paint.
- (e) The room shall be equipped with-
 - (i) a bath or similar facility with a constant supply of hot and cold water, drained in terms of the National Building Regulations;
 - (ii) an impervious-topped table, and
 - (iii) a refuse receptacle of impervious, durable material with a close-fitting lid for the storage of cut hair pending removal.

- (f) If cages are provided for the keeping of cats and kennels for the keeping of dogs, such cages and kennels shall be of durable material and constructed so as to be easily cleaned.

4.8.2 Business requirement

Every person who conducted the business of a pet salon shall-

- (a) Ensure that every cage, including its base, is of metal construction and movable;
- (b) Ensure that pesticide preparations, and preparations used for the washing of dogs and cats and the cleaning of equipment and materials are stored in separate metal cupboards;
- (c) Ensure that all tables used for the drying and grooming of dogs and cats are of metal with durable and impervious tops;
- (d) Maintain the premises and every cage, tray receptacle, basket and all apparatus, equipment and used in connection with the pet shop in a clean, sanitary condition, in good repair and free of vermin;
- (e) At all times keep every dog or cat inside the building on the premises, unless otherwise approved by the local authority.
- (f) Provide portable storage receptacles of impervious material with close-fitting lids for the storage of dogs and cat faeces, and
- (g) Remove all faeces and other waste matter from the enclosure and shelter at least once every 24 hours and place it in the receptacles referred to in paragraph (f).

4.9 CATS

4.9.1 An authorised officer may impose a limit on the number of cats which may be kept on private land (such limit being not more than 5) where:

- * the council has received a complaint about the number of cats kept on the private land; and
- * the officer considers that the number of cats creates or is likely to create a public health nuisance; and
- * the person keeping those cats fails to comply with any reasonable request of the officer to abate or prevent the nuisance created.

4.9.2 Criteria

- a. Those persons requiring to keep or hold on residential premises, more than five (5) cats must be authorised by Council to do so. Council officers will determine the suitability of the premises for the purpose and number of cats to be held. All cats kept in urban areas must be sterilised unless the cats are shown to be registered with any breeding institution, organisation or association.
- b. The provision of adequate holding facilities must be in place, especially for all non-de-sexed male cat, and female cats.
- c. Cats must not be permitted to create a nuisance in the form of noise nuisance or damaging the properties of others.
- d. The owner must have the ability to control all odours and waste to the satisfaction of Council.
- e. The health of all cats is to be monitored and appropriate veterinary treatment obtained in the event of illness.
- f. Wildlife must be protected where possible from cats.

- g. Council will consider varying the above criteria on a case-by-case basis, depending on the facilities provided by the owner, and after taking submissions of close neighbours into account. Cat breeders may apply for permission from Council to vary the number of cats permitted on any property.

4.10 KEEPING OF DOGS

Purpose of By-Law

To provide for the control over the amount of dogs that may be kept, the breeding with dogs, control over dogs by their owners, pouncing of stray dogs and the prevention of nuisances through the keeping of dogs.

4.10.1 Restriction on number of dogs

Subject to the provisions of subsection (2), no person may keep more than two dogs to be kept on any erf or premises without the prior written consent of the council.

Notwithstanding the provisions of subsection (1):

- * Any person who, at the date of commencement of this of this By-law, is keeping a dog in contravention of subsection (1), may on application for a special permit issued by the Council, continue to keep such dog but may not replace any dog that dies or is lost or disposed of it would result in such a contravention;
- * the foregoing restriction does not apply to-
 - (i) a dog breeder who has the written consent of the Council to keep such greater number of dogs as the Council may approve;
 - (ii) the holder of a permit issued by the Council;
 - (iii) the owner or manager or person in charge of a pet shop;
 - (iv) the owner or person in charge of premises where guide dogs for the blind are being kept or trained, or
 - (v) the owner or manager of a veterinary clinic or registered animal welfare Society;
 - (vi) premises zoned for agricultural purposes, shall be entitled to do so without any restrictions.

4.10.2 Registration of dogs

- (a) **Every person who owns or keeps a dog shall register such dog with and shall pay to the Council an annual/tax as determined in terms of a resolution by Council.**
- (b) The Council may from time to time deliver a prescribed form for the registration of dogs to any resident of the municipality, which such resident must complete fully and return to the Council without delay.

4.10.3 Dogs which may not be kept

No person may keep a dog-

- * which is wild, dangerous or fierce to such an extent that the dog is a danger to any person who legally enters upon the premises occupied by the owner of that dog, unless muzzled and held on a leash under control of some responsible person;
- * which barks, whimpers or howls to such an extent that it, or has another habit which, causes an unreasonable disturbance or nuisance to inhabitants to the neighbourhood;

- * which suffers from an infectious disease, which, in the opinion of a veterinary surgeon, is of such a nature that such dog cannot be beneficially treated or boarded at a veterinary clinic;
- * that poses a threat / danger to other animals.
- * which is starved or underfed or denied water or adequate shelter.
- * On premises that are not adequately fenced in such a manner that such dog is at all times confined to the premises.

4.10.4 Dogs in public places

- (a) Subject to any provision to the contrary in this By-law or any other law, no person may bring a dog into any public place or allow it to be done if that dog-
 - * is wild, dangerous or ferocious;
 - * is in a habit of charging at or chasing people or vehicles; or
 - * is an unsterilized female dog which is on heat.
- (b) No person may allow or cause to be allowed any dog to be in a public place unless it is kept on a leash under control of a responsible person.
- (c) Any person in control of a dog in a public place, excluding a blind person who is led by a guide-dog, must remove any defecation or other offensive matter of such dog by placing it in a plastic bag or wrapper and dispose of it in a receptacle providing for the deposit of litter or refuse.

4.10.5 Prohibited behaviour in respect of dogs

No person may-

- (a) Without reasonable grounds,
 - * Incite a dog against a person, animal or bird, or
 - * Allow a dog in his or her custody or under his or her control to attack or put fear into any person, animal or bird,
- (b) provoke a dog or harass or tease any dog.
- (c) terrify or cause distress or fear to any dog with fireworks or by any other means.
- (d) neglect or abuse a dog kept by him.
- (e) as the owner or person in control of any shop or other place where food is prepared, sold or exposed for sale permit any dog to be or remain in or on such shop or place.

4.10.6 Control of dogs

No person shall-

- (a) permit any bitch on heat owned or kept by him or her to be in any public road or public place without supervision,
- (b) urge any dog to attack, worry or frighten any person or animal, except where necessary for the defence of such first-mentioned person or his or her property or of any other person;
- (c) keep any dog which
 - (i) by barking, yelping, howling or whining;
 - (ii) by having acquired the habit of charging any vehicles, animals, poultry, pigeons or persons outside any premises where it is kept, or

- (iii) by behaving in any other manner, interferes materially with the ordinary comfort, convenience, peace or quiet of neighbours, or
- (d) Permit any dog owned or kept by such person –
 - (i) to be in any public road or public place while suffering from mange or any other infectious or contagious diseases;
 - (ii) which is ferocious, vicious or dangerous to be in any public road or public place, unless it is muzzled and held on a leash and under control of some responsible person;
 - (iii) to trespass on private property;
 - (iv) to constitute a hazard to traffic using any public road;
 - (v) to constitute or to his knowledge be likely to constitute a source of danger or injury to any person outside the premises on which such dog kept, or
 - (vi) To be in any public road or public place except on leash and under control of some responsible person.

4.10.7 Fencing of property

No person shall keep a dog if the premises where such a dog is kept, is not properly and adequately fenced to keep such dog inside when it is not on a leash.

4.10.8 Dogs shall not be a source of danger

Any person who keeps a dog on any premises shall keep such dog in such manner as not to be a source of danger to employees of the municipality entering upon such premises for the purpose of carrying out their duties. A notice to the effect that a dog is being kept on such premises shall be displayed in a conspicuous place.

4.10.9 Removal of offensive matter

If any dog defecates in any public road or public place, any person in charge of such dog shall forthwith remove the excrement, place it in a plastic or paper bag or wrapper and dispose of it in a receptacle provided for the deposit of litter or refuse.

4.10.10 Dogs on premises where food sold

Any person being the owner or person in control of any shop or other place where food is prepared, sold or exposed for sale, shall not permit any dog to be or remain in or on such shop or place.

4.10.11 Seizure, impounding and destruction of dogs

- (i) Any dog, found in any public road or public place suffering from mange or any other infectious or contagious disease, or which is ferocious, vicious or dangerous, or which is badly injured, may be seized and destroyed by the municipality.
- (ii) The municipality may seize and impound at a place designated by the municipality, any dog which is found in any public road or public place in contravention with the provisions of this by-law.
- (iv) A dog impounded may be released to the owner of such dog upon payment of a fee determined by the municipality in addition to any costs, fines or taxes which may be outstanding in respect of such dog.

- (v) If a dog has been impounded and has not been claimed by its lawful owners within 72 hours the municipality reserves the right to deal with the dog as it deems fit, either by causing it to be humanely destroyed or releasing the dog for re-homing purposes.

4.10.12 Breeding of dogs

All bitches must be spayed unless the bitch is shown to be registered with a breeding institution, federation, association or organisation.

4.10.13 Liability

The municipality shall not be liable for any injury suffered or disease contracted by or damage caused to any dog as a result of or during its seizure, impounding, detention or destruction in terms of this by-law.

4.11 Wild Animals

No person shall keep a wild animal without a permit from an authorised officer. In deciding whether to grant permission, the council may consult with relevant persons or agencies such as the Ministry of Agriculture and Forestry and may impose terms and conditions on any permit or may decline the permit if the keeping of the animal is considered to be a potential nuisance or a threat to bio-security or public health or safety.

4.12 Pig keeping

4.12.1 No person shall:

a. Areas where pig keeping is permitted

Keep any pigs in any part of the urban area without a permit from an authorised officer.

b. Nuisance pollution

Keep any pigs in such a manner that they are likely to create a nuisance, or become injurious to health, or offensive, or in such a manner as to pollute or be likely to pollute any water.

The bio-security (Meat and Food Waste for Pigs) Regulations 2005 prohibits the feeding to pigs of untreated meat, or food waste containing untreated meat, to reduce the risk of an outbreak of foot-and-mouth disease or other diseases.

4.12.2 Pigsties

Without limiting clause 3.10.1 above no person shall keep any pigs except in accordance with the following requirements (Building plans must be submitted for approval):

4.12.3 Sleeping pen roof:

Roofs of sleeping pens shall be provided and be watertight.

4.12.4 Sleeping pen walls:

The walls of sleeping pens shall be constructed to prevent the accumulation of filth thereon and to provide a surface that is easily cleaned and impervious.

4.12.5 Floors

Floors of sleeping and feeding pens shall be of concrete or other approved impervious material finished to a smooth even surface and graded to a fall on 1 in 25 to an approved outfall.

4.12.6 Effluent disposal

All effluent from sleeping and feeding pens shall be disposed of in such a manner as to not create a health nuisance or the pollution of any waterway.

4.12.7 Maintenance

The pigsty including runs, drains, catch pits and settling tanks shall be maintained in a clean condition.

4.12.8 Housekeeping

Accumulated manure and offensive matter shall be removed and disposed of so as not to create a nuisance.

4.12.9 Feeding areas

Troughs from which pigs are fed shall be watertight and able to be easily cleaned and shall be maintained in a clean condition.

Troughs whether in feeding pens or elsewhere shall be placed on a smooth concrete slab with a raised nib wall all round and of sufficient size to prevent pollution of the area or ground surrounding the trough.

4.12.10 Accumulation/storage of manure and offensive matter

No manure or offensive matter from pigsties or any swill be stacked, accumulated or stored in any place within 50 metres from any occupied building, or public place, or the boundary of any adjoining private land or in such a way as to give rise or likely to give rise to a nuisance, or be likely to be injurious to health or offensive.

4.12.11 Transport, storage of pigswill

Pigswill shall be conveyed and stored in impervious receptacles, with close-fitting covers, to prevent the escape of odour and the swill, or access by flies.

4.12.12 Pigswill storage area

Any storage area for pigswill shall be sited at least 50 metres from the edge of any watercourse and shall be located above the estimated 50 year return flood period level of the watercourse.

Council can provide information on the location of 50 year return flood period levels of watercourses.

4.12.13 *Maintenance of pigswill containers*

Every vehicle, receptacle, cover or utensil in the handling of pigswill or pig feed of a perishable nature shall be thoroughly cleaned daily. The washing from these items shall be disposed of in such a manner that no direct or indirect discharge to any watercourse occurs.

4.13 **Dead Animals**

No person shall:

- * Leave, or permit, or suffer to remain any dead animal or vermin, or part thereof, on any land or body of water or premises that they own or occupy so as to create a nuisance.
- * Bury any animal or part thereof of more than 20 kilograms body weight (other than on land with a minimum lot size of 3 hectares and which is located outside the urban area) without the approval of an authorised officer. Any animal or part thereof may be disposed of at the disposal facilities provided by the council for this purpose.

4.14 **Livestock**

4.14.1 *Livestock Slaughter*

No person shall slaughter any livestock including livestock intended for human consumption for the purpose of selling to the public in any part of the urban area.

4.14.2 *Persons Exempted*

Nothing in clause 4.14.1 shall apply to:

- i. A veterinary surgeon registered under the Veterinary Surgeons Act 1956.
- ii. An inspector appointed for the purpose of the Animals Act 1967.
- iii. An inspector appointed for the purposes of the Animal Protection Act 1960.
- iv. Any person who is carrying out bona fide grazing of farming operations within the urban area and where consent has been granted in writing by an authorised officer to slaughter livestock.

4.14.3 *Any person who does any act contrary to clause 4.14.1 commits an offence notwithstanding:*

- i. That such slaughter is on any land or premises in the ownership or occupation of such person.
- ii. Any meat derived from slaughter is not sold or intended for sale.
- ii. The person is the owner of such livestock.

4.15 **Noise from Animals or Birds**

No person shall keep on any private land any noisy animal or bird which causes a nuisance to residents in the vicinity.

4.16 **Horses, Goats, Lama's, Sheep, Donkey's and cattle restricted**

No person shall within the living or business environment as defined in Cape Agulhas Municipal Area keep any horse, goat, lama's, sheep, donkeys, mules or cattle on any property except with the written consent of the Director: Community Services.

No person may keep any stallions, bulls, rams, Billy goats, or boars without the written approval of the Municipality. If permission is granted for the keeping of abovementioned livestock the animals must be confined in a secure adequately fenced area where all reasonable precautions have been taken to ensure that the animals do not pose a danger to any person/s or other animals.

4.17 Conditional consent, refusal and right of appeal

4.17.1 The authorised officer may refuse to give consent under any of Clauses4.2.1, 4.2.2, 4.5 ,4.9.1 and 4.9.2..... of this bylaw.

4.17.2 Any consent given under any of Clause ...3.1.4..... of this bylaw may be given subject to such conditions as the Director: Community Services considers necessary to avoid nuisance or danger to any person, or injury to the health of any person.

4.17.3 Any consent given under Clauses 4.3.(i),4.9.2(g), 4.10.1..... of this bylaw may be withdrawn at any time by written notice given by the Director: Community Services.

4.18 Unfenced land not permitted

No person shall de-pasture livestock on any property adjoining a public place other than on land that is fenced sufficiently to keep such livestock from that public place.

4.19 Wandering Animals – Livestock wandering on public land

Except as may be permitted in any other bylaw, no person being the owner of, or having the care or custody of, any animal shall permit such animal to wander or be at large without proper control on any public place.

4.20 Removal of unauthorised works

Council may remove or alter any breach of this bylaw:

- i. Fowl house, fowl run, aviary or pigeon coop or any other structure used to house or contain birds of any nature if such is, or has been constructed or is maintained in a condition which is contrary to the terms of this bylaw.
- ii. Pen, shed, cage or other structure used to house or contain any animal(s) or bee(s) which is, or has been, constructed or is maintained in a condition which is in breach of this bylaw.
- iii. Structure where such is being used to house or contain any animal(s) or bee(s) on any property contrary to the terms of this bylaw.

4.21 Fees

Council may prescribe fees or charges payable for any authority, approval, permit of consent or inspection required of, applied for from or made by it or by the Director: Community Services or a Law enforcement Officer under this bylaw.

4.22 Offences

Every person who breaches this bylaw commits an offence.

5. MISCELLANEOUS

5.1 Offences and penalties

Any person who-

- (a) Contravenes or fails to comply with any provision of this By-law, or
- (b) Fails to comply with any notice issued for the purposes of this By-law; or
- (c) Fails to comply with any lawful instruction given for the purpose of this By-law; or
- (d) Obstructs or hinders any authorised official or employee of the Council in the execution of his or her duties under this By-law,

Is guilty of an offence and liable on conviction to a fine not exceeding five hundred rand or in default of payment to imprisonment for a period not exceeding three months and in the case of a continuing offence, to a further fine not exceeding R100 or in default of payment to imprisonment not exceeding one day for every day during the continuance of such offence after a written notice has been issued by the Council and served on the person concerned requiring the discontinuance of such offence

Any person who contravenes any of the provisions of this by-law or refuses to comply with any order lawfully given thereunder by the local authority shall be guilty of an offence and liable upon conviction to a penalty as prescribed in section 213(3) of the Municipal Ordinance, 1974 (Ordinance 20 of 1974), of the Divisional Councils Ordinance, 1976 (Ordinance 18 of 1976)

6. NAPIER LOCAL AREA OVERLAY ZONE

Development Rules

1. Animals may be kept within the area designated as the Napier Local Area Overlay zone as follows:

Designated Areas	Animals
Commonage & small holding	Cattle, Lama's, Pigs, Goats, Horses, Donkeys, Poultry, Birds and any other animals as may regarded appropriate by the Municipality
Bo-Dorp from Almond Street eastwards, and between Reservoir and Sarel Cilliers Street, including the erven on the northern side of Sarel Cilliers Street, and Tamatiekraal: the area between Sarel Cilliers Street and Eskom Street, which is the area on both sides of the Klippedrift River.	All of the above excluding pigs
Remainder of the Napier LAO Area	Poultry and bird same as in CAM Area.

2. The municipality may prescribe, for appropriate management and control purposes, additional regulations with regard to, but not restricted to:
 - (i) the number, and sex of animals that may be kept per square meter area;
 - (ii) health regulations for animals, and
 - (iii) rights of animals to have appropriate nutrition, shelter, space and nurturing.

3. Urban agriculture may be practiced within the area designated as the Napier Local Area Overlay zone, provided that the Municipality may prescribe additional regulations with regard to but not restricted to:
- (i) the use of pesticides and organic fertilizers, and
 - (ii) the storage of implements and produce.
4. The size of the premises and not the zoning will depend on how many animals can be kept and will be as follow: (1 unit = 1 cattle, 1 horse , 1 donkey , 1 lama, 4 sheep or 4 goats).

1 000m ² – 3 000m ²	-	One Unit
3 001m ² – 4 500m ²	-	Two Units
4 501m ² – 6 000m ²	-	Three Units
6 001m ² – 1 ha	-	Four Units
1 ha– 3 ha	-	Five Units
3 ha – 6 ha	-	Eight Units

CAPE AGULHAS MUNICIPALITY

PROBLEM BUILDING BY-LAW**PROBLEM BUILDING BY-LAW****PURPOSE OF REPORT**

The purpose is to submit the Problem Buildings By-law to Council for consideration.

BACKGROUND

Several complaints was received regarding dilapidated buildings and or unsafe building premises within Cape Agulhas Municipality area. The Building Control Officer indicated that this By-law will be able to address some of the complaints received. Other means will also be investigated.

CONCLUSION

That Council consider approving this By-law in order to strengthen the law enforcement activities dealing with non-compliance related to said provisions.

MANAGEMENT RECOMMENDATION

- (a) That council approve the draft By-law ,relating to Problem Buildings in principle; and
- (b) That the Administration be mandated to advertise said By-law for public comment where after same be resubmitted to Council for final approval.

CAPE AGULHAS MUNICIPALITY

PROBLEM BUILDING BY-LAW

Under the provisions of Section 156 of the Constitution of the Republic of South Africa, 1996, Cape Agulhas Municipality enacts as follows:

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1. Definition

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

“**authorised official**” means an employee of the Municipality authorised by the Municipality to implement and enforce the provisions of this By-law;

“**building**” includes:

- a) Any structure, whether of a temporary or permanent nature and irrespective of the materials used in the erection thereof, erected or used for or in connection with the;
 - i. Accommodation or convenience of human beings or animals;
 - ii. Manufacture, processing, storage, display or sale any goods;
 - iii. Rendering of any services;
 - iv. Destruction or treatment of refuse or other waste materials;
 - v. Cultivation or growing of any plant or crop;
- b) Any wall, fence or part of a building, including a building as defined in paragraph (a);
- c) A unit as defined in the Sectional Title Act, 1986 (Act No. 95 of 1986); and
- d) Any vacant or unoccupied erf;

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

“**National Building Regulations**” means regulations issued in terms of the National Building Regulations and Building Standards Act, 1977 (Act No.103 of 1977);

“**owner**” in relation to a building or land means the person in whose name the land on which such building was or erected, as the case may be, is registered in the deeds office in question and includes e person in charge of such building; Provided if:

- a) Such person, in the case of a natural person, is deceased or was declared by any court to be incapable of managing his or her own affairs or a prodigal or is a patient a defined in section 1 of the Mental Health Act, 1973 (Act no. 18 of 1973), or if his or her estate has been sequestrated, the executor or curator concerned, as the case may be;

- b) Such person, in the case of a juristic person, has been liquidated or placed under judicial management, the liquidator or judicial manager concerned, as the case may be;
- c) Such person is absent from the Republic or if his or her whereabouts are unknown, any person who, as agent or otherwise, undertakes the management, maintenance or collection of rentals or other moneys in respect of such building or who is responsible thereof;
- d) The mortgage bond is registered in favour of a financial institution, that financial institution;
- e) In the case of a sectional title scheme, a sectional title unit is registered in the name of a person, that person;
- f) In the case of a sectional title scheme, a body corporate responsible for the control, administration and management of the common property; or
- g) The Municipality in question is unable to determine the identity of such person, any person who is entitled to the benefit of the use of such building who enjoys such benefit

“**problem building**” includes any:

- a) Building or land that have been abandoned or appears to have been abandoned by the owner with or without the consequence that rates or other service charges are not being paid;
- b) Building or land that is derelict in appearance, overcrowded or showing signs that it is unhealthy, unsanitary, unsightly or objectionable;
- c) Building or land that is the subject of complaints from the public including complaints in respect of criminal activity taking place in or at such building or land;
- d) Building or land that is illegally occupied;
- e) Building or land where refuse or waste material is accumulated, dumped, stored or deposited; or
- f) Building partially completed, or structurally unsound and that shows signs of any of the risks contemplated in paragraphs (a) to (e).

2. Principles and applications

- 1) In the implementation and enforcement of this by-law, the municipality may take into consideration the realities of the Cape Agulhas area, the different customs, cultures, circumstances, geographical areas, kinds of premises, levels of development and conventions and the municipality may from time to time determine the areas in which the by-law will be applicable.
- 2) This by-law applies to all problem buildings situated within the area of jurisdiction of the municipality, except those exempted in terms of section 13 of the National Building Regulations and Building Standards Act, 1977 (Act 103 of 1977).

3. Appointment of authorised officials

The municipal manager may appoint officials to implement and enforce the provisions of this by-law.

4. Delegation

The municipal Manager may exercise all powers, duties and functions conferred upon the municipality in terms of this by-law and may delegate all or any of such powers, duties and functions to authorised officials.

5. Entry by authorised officials of buildings and land

- 1) Any authorised official may enter any building or land at any reasonable time with a view to:
 - a) Inspect or determine whether the building or land complies with the provisions of this by-law; or
 - b) Serve the owner of the building or land with a compliance notice contemplated in section 7.
- 2) No person may hinder or obstruct the authorised official in the exercise of his or her powers in terms of the by-law.

- 3) An authorised official must, when entering the building or land produce a valid identification document issued to him or her by the municipality to the owner of such building or land.
- 4) A person who contravenes subsection (2) commits an offence.

6. Declaration of a building or land, a problem building

- 1) An authorised official:
 - a) May carry out an investigation of a building or land which he or she intends to declare a problem building;
 - b) May subject to subparagraphs (c), and (d), declare such building a problem building.
 - c) Must, before declaring such building a problem building, inform the owner, in writing of his or her intention to do so; and
 - d) Must give the owner reasonable time to make representations.
- 2) If an owner fails to respond to or make any representation with regard to a notice of intention issued in terms of subsection (1)(c) within the stipulated period, the authorised official may proceed with the declaration of the building as a problem building.
- 3) The owner shall, upon a declaration in terms of subsection (b) have a right of appeal in terms of section 62 of the Municipal system Act, 2000 (Act 32 of 2000).

7. Compliance notice

- 1) Subject to the provisions of section 6(1) and (2) of this by-law and section 12 of the National Building Regulations and Buildings Standards Act, 1977 (Act 103 of 1977), an authorised official may serve a written notice on the owner of any building or land which has been declared a problem building, requiring such owner within a specific period to:
 - a) Clean, repair, renovate, repaint, alter, close, demolish or secure such building;
 - b) Complete the building or any structure of such building;
 - c) Enclose, secure, fence or barricade such problem building or land;
 - d) Instruct at the cost of such owner, an architect or other competent person as contemplated in Part A 19 of the National Building Regulations, to investigate such building and to report to authorised official on the nature and extent of the steps to be taken to render such problem building safe or to rectify the deficiency which caused the building to be declared a problem building;
 - e) Dispose of, destroy or remove any material or article accumulated, dumped, stored or deposited in or at the building, which is refuse or waste and which is unsightly or is likely to constitute an obstruction or nuisance; or
 - f) Comply with any provision of this by-law
- 2) The Municipality may, if an owner fails to comply with a notice served on him or her in terms of subsection (1), take any of the steps contemplated in subsection (1)(a) to (f), or any other steps it may deem necessary, at the cost of the owner, provided that no building may be demolished by the municipality without an appropriate court order to do so.
- 3) If the condition of any building is such that it poses a danger to life or property, and the authorised official has reason to believe that immediate steps are necessary to protect life or property, he or she may take any steps regarded necessary under the circumstances to prevent the danger to life or the property without serving the notice contemplated in subsection (1).
- 4) A person who fails to comply with a notice of compliance issued in terms of this section commits an offence.

8. Recovery of cost

The municipality may, if the owner fails to pay the cost contemplated in section 7 (2), or if costs have been incurred for any steps taken in terms of subsection (3), recover the cost in terms of the Customer Care and Revenue Management By-law which may include the right of attachment and sale in execution of building.

9. Vacation of buildings

- 1) If the authorised official deems it necessary for the safety of any person, he or she may by notice in writing:
 - a) Order the owner of any problem building to remove, within the period specified in such notice, any person who, for whatever purpose is in such building, and to take care that no person who is not authorised by the municipality enters such building; and
 - b) Order any person who for whatever purpose is in any problem building, to vacate such building.
- 2) No person may occupy, use or permit the occupation or use of any problem building or continue to occupy, use or permit the occupation or use of such building in respect of which a notice of compliance was served in terms of subsection (1) or steps were taken by the municipality in terms of subsection (2) without the written approval of the municipality.
- 3) A person who fails to comply with a notice served in terms of this section commits an offence.

10. Indemnity

The Cape Agulhas Municipality or any authorised official of the Cape Agulhas Municipality shall not be liable to a third party for any damage caused by anything lawfully done or omitted by the Cape Agulhas Municipality or any authorised official in carrying out in any function or duty in terms of this By-law.

11 Service of a notice

- 1) Any notice or other document that is served on a person in terms of this by-law is regarded as having been duly served:
 - a) when it has been delivered to that person personally;
 - b) when it has left at the person's place of residence or business in the Republic with a person apparently over the age of 16 years;
 - c) when it has been posted by registered or certified mail to that person's last known residential or business address in the Republic, and an acknowledgment of the posting therefor from the postal service is obtained;
 - d) if that person's address in the Republic is unknown, when it has been served on that person's agent or representative in the Republic in the manner provided by paragraphs (a), (b), or (c);
 - e) if that person's address and agent or representative in the Republic is unknown, when it has been posted in a conspicuous place on the land or business premises to which it relates;
 - f) on a event of a body corporate, when it has been delivered at the registered office of the business premises of the body corporate; or
 - g) when it has been delivered, at the request of that person, to his or her e-mail address.
- 2) When a compliance notice as aforesaid is authorised or required to be served on a person by reason of his or her being or having been the owner or holding some other right in respect of immovable property, it shall not be necessary to name him or her, but it shall be sufficient if he or she is therein describe as the owner or holder of such immovable property or other right, as the case may be.

12 Restriction of liability

No authorised employee shall be liable in respect of anything done in good faith in the exercise of a power or the performance of a duty conferred or imposed in terms of this by-law.

13 Exemption

- 1) Any person may by means of a written application, in which the reason are given in full, apply to the municipality for exemption from any provision of this by-law.
- 2) The municipality may:
 - a) Grant an exemption in written and the conditions in terms of which, if any, and the period for which such exemption is granted must be stipulated therein;
 - b) Alter or cancel any condition in an exemption; provided that the municipality must give reasonable notice of such intention and give the applicant reasonable time to make representations; or
 - c) Refuse to grant an exemption in which case the applicant must be informed of the reasons of such refusal.
- 3) In order to consider an application in terms of subsection (1), the municipality may obtain the input or comments of the owners or occupants of surrounding premises.
- 4) An exemption does not take effect before the applicant has undertaken in written to comply with all conditions imposed by the municipality under subsection (2), however, if an activity is commenced before such undertaking has been submitted to the municipality, the exemption lapses.
- 5) If any condition of an exemption is not complied with, the municipality may withdraw or cancel such exemption; provided that the municipality must give reasonable notice of such intention and give the applicant reasonable time to make representations.

14 Appeal

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

15 Offences and penalties

A person who contravenes any provision or fails to comply with any provision of this by-law 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;
- b) In the case of a continuing offence, to an additional fine or 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.

16 Repeal of by-laws

The provisions of any by-laws previously promulgated by the municipality or by any of the disestablished municipalities now incorporated in the municipality are hereby repealed as far as they relate to matters provided for in this by-law.

17 Short title

This by-law shall be known as the Cape Agulhas Municipality: Problem Building By-law and shall come into operation on the date of publication thereof in the Provincial Gazette.

KAAP AGULHAS MUNISIPALITEIT

VERORDERING INSAKE PROBLEEM GEBOU

Ingevolge die bepalings van artikel 156 van die Grondwet van die Republiek van Suid-Afrika, 1996, verordening van Kaap Agulhas Munisipaliteit soos volg:

1. Definisies
2. Beginsels en toepassing
3. Aanstelling van gemagtigde beamptes
4. Delegasie
5. Betreding van geboue en grond deur gemagtigde beamptes
6. Verklaring van gebou tot probleem gebou
7. Voldoeningskennisgewing
8. Ontruiming van geboue
9. Betekening van kennisgewing
10. Beperking van aanspreeklikheid
11. Vrystelling
12. Appél
13. Misdrywe en boetes
14. Herroeping van verordeninge
15. Korttitel en inwerkingtrede

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**” tenopsigte van 'n gebou of grond die persoon op wie se naam die grond waarop sodanige gebou opgerig is of word, na gelang van die geval by die betrokke Aktekantoor geregistreer is, met inbegrip van 'n persoon wat in beheer van sodanige gebou is, met die verstande dat:

- a) As sodanige persoon in die geval van 'n natuurlike persoon, oorlede is of deur enige hof as verkwister of onbevoeg verklaar is om sy of haar eie sake te bestuur of 'n pasiënt is soos omskryf in Artikel 1 van die Wet op Geestesgesondheid, Wet 18 van 1973, of as sy of haar boedel gesekwestreer is, die eksekuteurs of curator, na gelang van die geval;
- b) As sodanige persoon, in die geval van 'n regs persoon, glikwedeer of onder geregtelike bestuur geplaas is, die likwidateur of geregtelike bestuurder, na gelang van die geval;
- c) As sodanige persoon in die Republiek is nie of sy of haar verblyfplek onbekend is, enige persoon wat as agent of andersins die bestuur, instandhouding en invordering van huurgeld of ander gelde ten opsigte van sodanige gebou te onderneem of wat daarvoor verantwoordelik is; of
- d) As die verbond ten gunste van 'n finansiële instelling geregistreer is, die betrokke finansiële instelling;
- e) As, in die geval van 'n deeltitelskema, 'n deeltiteleenheid in die naam van 'n persoon geregistreer is, die betrokke persoon;
- f) In die geval van 'n deeltitelskema, 'n regs persoon wat vir die beheer, administrasie en bestuur van die gemeenskaplike eiendom verantwoordelik is; of
- g) As die munisipaliteit nie die identiteit van die betrokke persoon kan bepaal nie, enige persoon wat op die voordeel van die gebruik van sodanige gebou geregtig is en wat sodanige voordeel beunut;

“**gebou**” _

- a) Enige struktuur, hetsy van 'n tydelike of permanente aard, en ongeag die materiaal wat by die oprigting daarvan gebruik is, wat opgerig is of gebruik word vir, die verband hou met:
 - I. Die akkomodasie of gerief van mense of diere;

- II. Die vervaardiging, verwerking, berging, vertoon of verkoop van enige goedere;
 - III. Die lewering van enige diens;
 - IV. Die vernietiging of behandeling van vullis of ander afvalstowwe;
 - V. Die verbouing of kweek van enige plant of gewas;
- b) Enige muur of deel van 'n gebou, met in begrip van 'n gebou soos omskryf in paragraaf (a);
 - c) 'n eenheid in soos omskryf in die Deeltitelwet, Wet 95 van 1986; en
 - d) Enige onbeboude, onbewoonde erf;

“**gemagtigde beampte**” enige werknemer van die munisipaliteit wat deur die munisipaliteit gemagtig is om die bepalings van hierdie verordening te implimenteer en toe te pas;

“**munisipaliteit**” die Kaap Agulhas Munisipaliteit wat gestig is ingevolge artikel 12 van die Wet op Plaaslike Regering: Munisipale Strukture, Wet 117 van 1998, en sluit in enige politieke struktuur, politieke ampsbekleeder, raadslid, behoorlik gevolmagtigde agent daarvan of enige werknemer daarvan handelende ingevolge hierdie verordening uit hoofde van 'n bevoegdheid van die munisipaliteit wat gedelegeer of gesubdelegeer is aan gemelde politieke struktuur, politieke ampsbekleeder, raadslid, agent of werknemer;

“**Nasionale Bouregulasies**” regulasies uitgevaardig ingevolge die Wet op Nasionale Bouregulasies en Boustandaarde, Wet 103 van 1977;

- a) Enige gebou of grond wat deur die eienaar verlaat is of klaarblyklik verlaat is met of sonder die gevolg dat belasting of ander diensteheffings nie betaal word nie;
- b) Enige gebou of grond wat verlate voorkom, oorbewoon word of tekens toon dat dit ongesond, onhigiënies, onooglik of aanstootlik is;
- c) Enige gebou of grond waarop klagte van die publiek ontvang is, met in begrip van klagtes oor kriminele aktiwiteite wat in of op sodanige gebou of grond plaasvind;
- d) Gebou of grond wat onwettig bewoon word;
- e) Gebou of grond waar vullis of afvalstowwe opgehoop, gestort, geberg of agtergeaat is; of
- f) Enige gebou wat deels voltooi of struktureel swak is, en wat tekens toon van enige risiko bedoel in paragraaf (a) tot (e).

2. Beginsels en toepassing

- 1) Tydens die implimentering van hierdie verordening mag die munisipaliteit die realiteit, die verskillende gebruike, culture, omstandighede, geografiese areas, tipes persele, vakke van ontwikkeling en konvensies binne die Kaap Agulhas gebied in ag neem en mag die munisipaliteit besluit in welke areas die verordening toegepas sal word.
- 2) Hierdie verordening is van toepassing op alle probleemgeboue binne die regsgebied van die munisipaliteit, met uitsondering van geboue wat vrygestel is ingevolge die bepalings van artikel 13 van die Wet op Nasionale Bouregulasies en Boustandaarde, 1977 (Wet 103 van 1977).

3. Aanstelling van gemagtigde beamptes

Die munisipale bestuurder mag beamptes aanstel om die bepalings van hierdie verordening te implimenteer en af te dwing.

4. Delegasie

Die munisipale bestuurder mag al die bevoegdhede en pligte wat deur hierdie verordening aan die munisipaliteit verleen word uitpoeien en mag al sodanige bevoegdhede en pligte aan gemagtigde beamptes deleger.

5. Betreding van geboue en grond deur gemagtigde beamptes

- 1) 'n gemagtigde beampte mag enige gebou of grond op enige redelike tyd betree met die doel om:
 - a) Die gebou of grond inspekteer om of te bepaal of dit aan die bepalings van hierdie verordening voldoen; of
 - b) 'n voldoeningskennisgewing waarna daar 'n artikel 7 verwys word, aan die eienaar van die gebou of grond te beteken.
- 2) Geen persoon mag 'n gemagtigde beampte by die uitoefening van sy of haar bevoegdhede ingevolge die verordening hinder of dwarsboom nie.
- 3) 'n gemagtigde beampte moet by betreding van 'n gebou of grond 'n geldige identiteitsdokument, deur die munisipaliteit aan hom of haar uitgereik, aan die eienaar van sodanige gebou of grond toon.
- 4) 'n persoon wat subartikel (2) oortree, pleeg 'n misbedryf.

6. Verklaring van 'n gebou tot probleemgebou

- 1) 'n gemagtigde beampte:
 - a) Mag 'n ondersoek uitvoer by enige gebou of grond wat as probleemgebou verklaar staan te word;
 - b) Mag, onderhewig aan die bepalings van subparagrafe (c) en (d), sodanige gebou tot probleemgebou verklaar;
 - c) Moet, alvorens die gebou tot probleem gebou verklaar word, die eienaar van die gebou skriftelik in kennis stel van sy voorneme om dit te doen; en
 - d) Die eienaar redelik tyd gun om verhoë te rig.
- 2) Waar 'n eienaar versuim om binne die voorgeskrewe tydperk te reageer op 'n kennisgewing ingevolge subartikel (1)(c), mag die gemagtigde beampte voortgaan om die gebou tot probleem gebou te verklaar.
- 3) Die eienaar het, ten opsigte van 'n verklaring wat ingevolge subartikel (1) gedoen is, 'n reg van appél ingevolge artikel 62 van die Wet op Plaaslike Regering: Munisipale Stelsel, Wet 32 van 2000.

7. Voldoeningskennisgewing

- 1) Onderhewig aan die bepalings van artikel (61) en (2) van hierdie verordening en artikel 12 van die Wet op Nasionale Bouregulasies en Boustandaarde, 1977 (Wet 103 van 1977), mag 'n gemagtigde beampte 'n skriftelike kennisgewing beteken aan die eienaar van enige gebou wat tot probleemgebou verklaar is, elke kennisgewing van sodanige eienaar vereis om binne 'n voorgeskrewe tydperk:
 - a) Sodanige gebou skoon te maak, te herstel, op te knap, te verf, te verander, te sluit, te sloop of te beveilig;
 - b) Die gebou of enige struktuur van sodanige gebou te voltooi;
 - c) Sodanige gebou of grond aft e kamp, te omhein of aft e sper;
 - d) 'n argitek of bevoegde persoon soos bedoel in Deel A 19 van die Nasionale Bouregulasies op eie koste aan te stel om sodanige gebou te ondersoek en om aan die gemagtigde beamptes verslag te doen oor die aard en omvang van die stappe wat gedoen moet word om die gebou te beveilig of om die tekortkominge wat tot die verklaring tot probleemgebou gelei het, reg te stel;
 - e) Enige materiaal of artikels wat vullis of afval is, en wat onooglik is of wat waarskynlik 'n obstruksie kan veroorsaak of 'n oorlas kan wees, wat by die gebou opgehoop, gestort, geberg of agter gelaat is, te verwyder of dit te vernietig; of
 - f) Aan enige bepaling van hierdie verordening te voldoen.
- 2) Die munisipaliteit mag, ingeval sodanige eienaar versuim om te voldoen aan 'n kennisgewing wat ingevolge subartikel (1) aan hom of haar beteken is, enige van die stappe genoem in subartikel (1)(a) tot (f) of enige ander stappe wat nodig mag wees, op kostes van die eienaar neem, met dien verstande dat 'n gebou nie deur die munisipaliteit gesloop mag word sonder 'n toepaslike hofbevel nie.

- 3) Waar die toestand van die gebou sodanig is dat dit lewensgevaarlik is of eiendom bedreig, en die gemagtigde beampte rede het om te glo dat stappe onverwyld geneem moet word om lewe of eiendom te beskerm, mag hy of sy enige stappe neem wat in die omstandighede nodig geag word sonder om sodanige kennisgewing aan die eienaar te beteken.
- 4) 'n persoon wat versuim om te voldoen aan 'n kennisgewing ingevolge hierdie artikel uitgereik, pleeg misdryf.

8. Verhaling van koste

Waar 'n eienaar versuim om die koste soos bedoel in die artikel 7(2) te betaal, of waar koste aangegaan is in die uitvoering van stappe ingevolge subartikel (3), kan die munisipaliteit sodanige koste verhal ingevolge die Verordening insake Klantediens en Inkomstebestuur wat die reg insluit op beslagbelegging en die verkoop van die gebou in eksekusie.

9. Ontruiming van geboue

- 1) As die gemagtigde beampte dit vir die veiligheid van enige persoon nodig ag, mag hy of sy deur middle van skriftelike kennisgewing:
 - a) Die eienaar van enige probleem gebou gelas om binne die tydperk wat in sodanige kennisgewing gespesifiseer word, enige persoon wat sodanige gebou okkupeer of daarin werk of wat om enige ander rede daarin is, te verwyder en om te sorg dat geen persoon wat nie deur die munisipaliteit gemagtig is nie, sodanige geboue te betree;
 - b) Enige persoon wat enige probleemgebou okkupeer of daarin werk of om enige ander rede daarin is, gelas om sodanige gebou te ontruim.
- 2) Geen persoon mag enige probleemgebou ten opsigte waarvan 'n kennisgewing ingevolge hierdie artikel beteken of afgelewer is of stappe ingevolge subartikel (2) deur die munisipaliteit gedoen is, okkupeer, gebruik of dit laat okkupeer of gebruik of voortgaan om enige sodanige gebou te okkupeer, te gebruik of laat okkupeer of gebruik sonder skriftelike toestemming van die munisipaliteit nie.
- 3) 'n persoon wat versuim om te voldoen aan 'n kennisgewing uitgereik ingevolge hierdie artikel, pleeg 'n misdryf.

10. Vrywaring

Die Kapp Agulhas Munisipaliteit of enige gemagtigde amptenaar van die Kaap Agulhas Munisipaliteit is nie teenoor 'n derde party aanspreeklik vir enige skade wat veroorsaak word deur enigeiets wat die Kaap Agulhas Munisipaliteit of enige gemagtigde amptenaar doen of nalaat om te doen by die uitvoering van enige funksie of plig ingevolge die verordening nie.

11. Betekening van kennisgewing

- 1) Wanneer ook al 'n voldoeningskennisgewing ingevolge hierdie verordening gemagtig is of vereis word om aan 'n persoon beteken te word, sal dit doeltreffend en voldoende aan sodanige persoon beteken geag te wees:
 - a) As dit persoonlik aan hom of haar beteken is;
 - b) As dit by sy of haar verblyflik in die Republiek by 'n persoon gelaat is wat klaarblyklik ouer as 16 jaar is;
 - c) As dit per geregistreerde of aangetekende pos na sy of haar laaste bekende woon- of sakeadres in die Republiek gepos is en bewys van die pos daarvan gelewer kan word;
 - d) As dit, ingeval sy of haar adres in die Republiek onbekend is, aan sy of haar agent of vertenwoordiger in die Republiek beteken is op die wyse bdoel in paragraaf (a), (b), of (c); of
 - e) As dit, ingeval sy of haar adres in die Republiek onbekend is, op 'n opsigtelike plek aangebring is op die vaste eiendom, as daar is, waarop dit betrekking het;
 - f) In die geval van 'n regspersoon, wanneer dit afgelewer is by die geregistreerde kantoor van die besigheidsperseel van die regspersoon; of
 - g) Wanneer dit op versoek van 'n persoon pr e-pos aan hom of haar gelewer word.
- 2) Wanneer bogenoemde voldoeningskennisgewing gemagtig is of vereis word om aan 'n persoon beteken te word uit hoofde daarvan dat hy of sy die eienaar van vaste eiendom is of was of enige ander reg ten opsigte daarvan het, is dit nie nodig om hom of haar te noem nie, maar is dit voldoende as hy of sy daarin as die eienaar of houër van sodanige eiendom of ander reg beskryf word, na gelang van die geval.

12. Beperking ban aanspreeklikheid

Geen gemagtigde beampte sal aanspreeklik wees vir enigeiets wat ter geode trou gedoen is in die uitvoering van 'n bevoegdheid of die uitoefening van 'n plig ingevolge hierdie verordening nie.

13. Vrystelling

- 1) 'n persoon mag by wyse van 'n skriftelike aansoek, waarin die redes volledig gegee word, by die munisipaliteit aansoek doe nom vrystelling van enige bepaling van hierdie verordening.
- 2) Die munisipaliteit mag:
 - a) 'n vrystelling skriftelik toestaan en die voorwaardes ingevolge waarvan, indien enige, en die periode waarvoor sodanige vrystelling toegestaan is, moet daarin gemeld word;
 - b) Enige vrystelling of voorwaarde in 'n vrystelling wysig of kanselleer; met die verstaande dat redelike kennisgewing van sodanige voorneme gegee word en redelike tyd aan die applicant gegee word om versoë te rig; of
 - c) Weier om 'n vrystelling toe te staan in welke geval redes vir sodanige weiering aan die applicant versterk moet word.
- 3) Ten einde 'n aansoek ingevolge subartikel (1) te oorweeg mag die munisipaliteit die insette of kommentaar van aangrensende eienaars of okkupeerders verkry.
- 4) 'n vrystelling tree nie in werking voordat die aansoeker skriftelik onderneem het om aan al die voorwaardes deur die munisipaliteit opgelê ingevolge subartikel (2) te voldoen nie, met die verstaande dat die vrystelling verval indien 'n aktiwiteit 'n aanvang neem voordat sodanige onderneming aan die munisipaliteit voorgelê is.
- 5) Indien enige voorwaarde van 'n vrystelling nie nagekom word nie, mag die munisipaliteit die vrystelling terugtrek of kanselleer, met die verstaande dat redelike kennisgewing van sodanige voorneme aan die applicant gegee moet word.

14. Appél

'n persoon wie se regte geraak word deur 'n besluit van die munisipaliteit mag teen sodanige besluit appelleer ingevolge artikel 62 van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000, Wet 32 van 2000 deur skriftelike kennisgewing van die appél en die redes daarvoor binne 21 dae vanaf die datum van bekendmaking van die besluit, aan die munisipale bestuurder te gee.

15. Misdrywe en boetes

'n persoon wat enige bepaling van hierdie verordening oortree om versuim om daaraan te voldoen. Pleeg 'n misdryf en kan by skuldgevinde

- 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.

16. Herroeping van verordeninge

Die bepalings van enige verordeninge wat voorheen deur die munisipaliteit of deur enigen van die afeskae munisipaliteite wat nou die munisipaliteit ingelyf is, afgekondig is, word hiermee herroep insoverre hulle betrekking het op sake waarvoor daar in hierdie verordening voorsiening gemaak is.

17. Korttitel en inwerkingtrede

Hierdieverordening staan bekend as die Kaap Agulhas Munisipaliteit se verordening insake probleemgeboue en tree in werking by publikasie daarvan in die Provinsiale Koerant

GEORGE MUNICIPALITY

**RULES OF ORDER FOR COUNCIL AND ITS
COMMITTEES**

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RULES OF ORDER REGULATING THE CONDUCT OF MEETINGS OF THE MUNICIPAL COUNCIL OF THE GEORGE MUNICIPALITY

1. APPLICATION OF RULES

- 1.1 These Rules of Order apply to all meetings of the Municipal Council and its Committees of the Municipality of George established in terms of Section 12 of the Municipal Act, 117 of 1998.
- 1.2 These Rules shall not apply to Ward Committees.
- 1.3 These Rules of Order are aimed to allow for a free and constructive debate during Council's meetings to promote freedom of expression in such a manner as to allow for orderly debate by as large a number of Members as is possible within reasonable time constraints.

2. DEFINITIONS

In these Rules, unless inconsistent with the context:

“**Act**” means Local Government Municipal Structures Act, 1998 (Act 117 of 1998);

“**Committee**” means a Committee of the Municipal Council of George Municipality established in terms of Section 79 or 80 of the Act;

“**Mayor**” means the Executive Mayor of the Council;

“**Mayoral Committee**” means the Mayoral Committee of the Municipality;

“**Member**” means a Councillor of the Municipal Council of the George

“**MMC**” means a member of the Mayoral Committee;

“**Motion**” means a matter submitted by a member in terms of Rule 18;

“**Municipal Manager**” means the person appointed in terms of Section 82 of the Act’

“**Ordinary Meeting**” means a meeting in terms of Section 6.1;

“**Political Party**” means a political party registered in terms of the Electoral Act, 1998;

“**Speaker**” means the member elected in terms of Section 36 of the Act and any reference made to the Speaker will also include a Chairperson of a committee.

“**Special Meeting**” means a meeting in terms of Rule 6.2, 6.4 or 6.6;

“**Systems Act**” means the Local Government Municipal Systems Act, 2000;

“**Chief Whip**” means a Councillor chosen by the majority party providing a supportive function to the Council, in conjunction with the Political Whips, ensuring the smooth functioning of Council and committee meetings.

“**Political Whip**” means, for the purposes of these Rules, a Member of Council appointed by any other political party to perform the functions referred to in Rule 16.

3. **CONDUCT AT MEETINGS**

The Speaker must:

- 3.1 maintain order during meetings;
- 3.2 ensure compliance with the Code of Conduct for Councillors at meetings;
- 3.3 ensure that meetings are conducted in accordance with these Rules of Order, except if otherwise ruled by the Speaker.
- 3.4 ensure that any person refusing to comply with his / her ruling and upon 2 warnings and a final warning thereafter leaves the meeting place immediately;
- 3.5 ensure that members conduct themselves in a dignified and orderly manner;
- 3.6 ensure that members of the public are seated during meetings of the Municipal Council in areas designated for that purpose by the Municipal Manager;
- 3.7 ensure that members of the public attending any meetings of the Municipal Council conduct themselves in an orderly manner and obey any ruling made by the Speaker;
- 3.8 ensure that the Political Whips of Council be responsible for maintaining discipline of his / her different party’s members during the meeting. Failure by the Political Whips to take appropriate action may be dealt with in terms of Rule 29 of this Rules.

4. **INTERPRETATION OF RULES**

The ruling of the Speaker in regard to the application or interpretation of these Rules and other procedural matters not dealt with in the Rules of Order is, once he/she has given his/her reasons, final and binding.

5. **CHAIRING OF MEETINGS**

- 5.1 The Speaker is the Chairperson of meetings of the Municipal Council, and in the case of a Committee the Chairperson or Deputy Chairperson chairs the meeting.
- 5.2 Should the Speaker not be present at a meeting, an Acting Speaker must be elected for that meeting from the members present.

6. **NOTICE OF MEETINGS**

- 6.1 The Speaker must determine the date, time and venue of meetings of the Municipal Council, and must ensure that such meetings take place at least quarterly.
- 6.2 A separate Special Meeting of Council shall be called to approve the Annual Budget.
- 6.3 The Municipal Manager must give at least 72 hours notice of the meetings referred to above, to enable members to prepare adequately.
- 6.4 When the Municipal Council meets as a legislative body to consider By-Laws, the Municipal Manager must give seven (7) working days' notice of this meeting to all members of the Municipal Council.
- 6.5 The fact that any member(s) has/have not received notice of a meeting in accordance with these Rules will not affect the validity of any proceedings of that meeting.
- 6.6 In the case of any urgent meeting, the notice period must be at least 24 hours.
- 6.7 The Speaker, or in his/her absence, the Mayor, determines whether any meeting is urgent or not.
- 6.8 The Speaker, or in his/her absence, the Mayor, must, after receiving a written request signed by a majority of the members of the Municipal Council, call a meeting of that Council.
- 6.9 Whenever a meeting of the Municipal Council is called, the Municipal Manager must give notice of the meeting stipulating the time, date and venue of the meeting by placing a notice to this effect on a notice board situated at the main administrative office of the Municipality, and by placing an advertisement in Afrikaans, English and Xhosa in one (1) newspaper circulating in George. The obligation to place an advertisement in the newspapers may be dispensed with at the discretion of the Municipal Manager in cases where time constraints do not allow these advertisements to be placed.
- 6.10 Every member of the Municipal Council must specify in writing an electronic mail address and/or a physical address within the municipal area of George, where he/she can receive or electronically notice of meetings and other official correspondence. Delivery to this address will constitute proper notice of meetings of the Municipal Council.

7. **QUORUMS**

- 7.1 The quorum for a meeting of the Municipal Council or Committee is a majority of its members.
- 7.2 Whenever there is no quorum, for the Council meeting, the meeting must be adjourned for no more than 30 minutes, and if at the end of that period there is still no quorum, the Speaker may further adjourn the Council meeting for a period he/she deems fit after which he/she may adjourn the meeting to another time, date and venue at his/her discretion.
- 7.3 Whenever there is no quorum for a committee meeting, the meeting must be adjourned for no more than 30 minutes, and if at the end of that period there is still no quorum, the Chairperson, may further adjourn the meeting

for a period he/she deems fit after which he/she may adjourn the meeting to another time, date and venue as determined by the Speaker.

- 7.4 In the absence of the Speaker or Chairperson of a committee the Acting Speaker or Deputy Chairperson of a committee must perform the functions referred to in Rule 7.2. If, after the initial adjournment of 30 minutes neither the Speaker nor the Acting Speaker, the Chairperson, or Deputy Chairperson of a committee are present, the meeting must be adjourned.

8. **AGENDA**

- 8.1 Subject to rules 8.2 and 9.2, all meetings must be conducted according to the order in which the matters appear on the agenda before the Council, and only matters, which are on the agenda, may be debated.
- 8.2 The Speaker may, after considering suitable motivation, change the order of matters appearing on the agenda.
- 8.3 The Municipal Manager in consultation with the Speaker, may direct that any matter be entered into the confidential part of the Council's agenda. Such matter must not be disclosed to any person other than those who receive it in their official capacity, and such matter must be debated in a closed meeting of the Council.
- 8.4 The Speaker may, after considering suitable motivation, direct that a matter be moved between the confidential and open agendas.

9. **ORDER OF BUSINESS OF AN ORDINARY MEETING.**

- 9.1 The order of business of an ordinary meeting convened in terms of Rule 6.1 shall be as follows:
- 9.1.1 opening;
- 9.1.2 Mayoral address
- 9.1.3 applications for leave of absence;
- 9.1.4 official notices;
- 9.1.5 disclosure of interests by Councillors (Item 5 of the Code of Conduct for Councillors) and disclosure of benefits by Municipal staff members (Item 5 of the Code of Conduct for Municipal staff members).
- 9.1.6 minutes of the previous meeting(s);
- 9.1.7 questions of which notice has been given;
- 9.1.8 report of the mayor which includes:
- 9.1.8.1 recommendations to the Council,
- 9.1.8.2 decisions under delegated authority;
- 9.1.8.3 schedule of decisions of the mayor, together with the members of the mayoral Committee in terms of Section 60(3) of the Act
- 9.1.9 motions or proposals deferred from previous meetings;
- 9.1.10 new motions;
- 9.1.11 any other matter not contained in the notice of the meeting at the discretion of the Speaker.
- 9.1.12 urgent matters raised by the Municipal Manager in terms of Rule 19;
- 9.2 After the matters referred to in paragraphs 9.1.1 to 9.1.4 have been considered, the Speaker may in his/her discretion bring forward any business which is on the agenda.

10. **LEAVE OF ABSENCE**

- 10.1 Application for leave of absence from a meeting of the Council or a Committee thereof must be addressed to the Chief Whip in writing by the member who is applying for such leave, whereafter the Chief Whip will refer the the application to the Speaker for approval. E-mails directed to the Chief Whip in this regard will be acceptable.
- 10.2 Notwithstanding Rule 10.1 above, applications for leave of absence from a meeting are deemed to have been granted if:
- 10.2.1 the Council or Mayor delegated the relevant member to act elsewhere on behalf of the Council in a matter; or
 - 10.2.2 if the Council, Mayor or Committee of the Council requests the member to leave the relevant meeting in circumstances envisaged in Item 3(b) of Schedule 1 to the Systems Act, or the member recuses him/herself.
- 10.3 The Speaker may, subject to Rules 10.1 and 10.2 above, grant leave of absence to a member for the following reasons:
- 10.3.1 illness or any other valid reasonable reason making it impossible for the member to attend;
 - 10.3.2 essential business or personal commitments, or personal circumstances of the member.
 - 10.3.3 non-delivery of the notice of a meeting, or delivery of the notice of a meeting less than 72 hours before its commencement, provided that this will not apply to an ordinary meeting of the Council or Committee or when the member has changed his/her address referred to in Rule 6.10 and failed to inform the Municipal Manager at least 7 days before the relevant meeting of the revised address for the service of documentation;
 - 10.3.4 When the member is not permitted to attend the meeting due to circumstances envisaged in item 3(b) of the Code of Conduct for Councillors in Schedule 1 to the Systems Act;
 - 10.3.5 Any other circumstances where the member is prevented from attending the meeting.
- 10.4 Sanction for non-attendance
- 10.4.1 A member who is absent without leave from a meeting or who fails to be present at the beginning of a meeting or who fails to remain in attendance at such meeting is in breach of these rules.
 - 10.4.2 A committee consisting of the Speaker, Chief Whip and a whip of each party, appointed by Council, must investigate and report to Council on any transgression contemplated in rule 10.4.1
 - 10.4.3 The committee appointed by Council must conduct its work according to the fixed procedures determined by Council from time to time.
 - 10.4.4 If a committee finds that a member breached rule 10.4.1, the member must be fined in terms of the fine schedule determined by the Council from time to time.
 - 10.4.5 A member who is absent from three or more consecutive meetings which he or she has to attend, must vacate his or her office.

10.4.6 Proceedings for the vacation of office of a member in terms of rule 10.4.5 or the imposition of a fine in terms of rule 10.4.4 must be conducted in accordance with the fixed procedure determined by Council in terms of rule 10.4.3.

11. **MAYORAL ADDRESS**

- 11.1 After the meeting is opened by the Speaker, but before any matters on the agenda are dealt with, the Mayor may address the meeting on any matter, whether it is on the agenda or not, which he/she deems appropriate. During the mayoral address no points of order or debate shall be allowed.
- 11.2 At the conclusion of the mayoral address, the Speaker must allow time for reply by every political party, as set out in the speakerslist received from the Chief Whip in terms of Rule 16.2.
- 11.3 *The mayoral address and reply is subject to the provisions of rule 16.9.*

12. **REPORTS**

The Municipal Council may not take any decision unless it has before it sufficient information as determined by the Speaker to take an informed decision. Except in exceptional circumstances, such information must be in a written report.

13. **REPORT OF THE MAYOR**

- 13.1 A report of the Mayor shall contain the following matters:
- 13.1.1 recommendations to Council (where the Mayor has no delegated authority)
- 13.1.2 a schedule of decisions by the Mayor under his/her delegated or statutory authority, and
- 13.1.3 a schedule of decisions by the Mayor together with members of the Mayoral Committee in terms of Section 60(3) of the Act.
- 13.2 The Speaker shall permit debate of the matters referred to in Sub-rule 13.1.1 above, in accordance with Rule 16 of these Rules.

14. **LEGAL AND FINANCIAL CONSTRAINTS**

The Municipal Council may only take such decisions as it is legally and financially competent to do and all reports submitted in an agenda or made orally must make reference to these aspects.

15. **DECISIONS AND VOTING**

- 15.1 Subject to the provisions of rule 15.3 all decisions must be taken by a supporting vote of the majority of the members present at any meeting of the Council.

- 15.2 Before any vote is taken on any matter before the Council no Councillor or any other person shall be allowed to enter or leave the Council Chamber, while voting is in process.
- 15.3 The following matters are determined by a decision taken by the majority of the members of the Council:
- 15.3.1 the passing of By-Laws;
 - 15.3.2 the approval of budgets;
 - 15.3.3 the imposition of rates and other taxes;
 - 15.3.4 the raising of loans; and
 - 15.3.5 the approval of the Integrated Development plan.
- 15.4 If the Speaker asks the meeting if it is in agreement with the recommendation(s) and the recommendation(s), is/are not opposed by any member present, the recommendation(s) is/are adopted.
- 15.5 Where there is opposition to any proposal to be decided, voting must be by a show of hands.
- 15.6 Only the number of members, and not the names of members voting for / against an item, is to be recorded in the minutes.
- 15.7 A member may abstain from voting without leaving the meeting place.
- 15.8 Any member may request that his / her dissent, abstention or support be recorded in the minutes of that meeting.
- 15.9 The Speaker must announce the decision of the Municipal Council taken in terms of rules 15.4 or 15.5.
- 15.10 If there is an equality of votes in respect of a motion on which voting takes place in accordance with rule 15.1, the Speaker must exercise his/her casting vote, in addition to his/her deliberative vote, provided that the Speaker may not exercise a casting vote in terms of any matter set out in section 160(2) of the Constitution and in Schedule 3 of the Structures Act.

16. **DEBATE MANAGEMENT**

- 16.1 At least 24 hours prior to a meeting of Council, the Political Whips of the parties in Council, must provide to the Chief Whip *an items list* showing:
- 16.1.1 which items on the agenda for that meeting are to be debated and for which written amendment proposals should be submitted;
 - 16.1.2 the total time to be allocated to the debate of each such item, subject to rule 16.2.
- 16.2 With the information provided in the items list, the Speaker and the Chief Whip shall determine the time allocated for each item and the total time allocated for debate during the Council meeting. This time will be divided according to the number of members of each political party, with the proviso that no party will receive less than 5% of the total time spent on debate during a Council meeting. The various party whips, in collaboration with their individual caucuses, will then decide which items on the agenda will be debated and which amount of time is needed for such debate, provided that the total time allocation is not exceeded. Political parties are not under obligation to utilize all the time allocated to them – it is the maximum allowed time for the Council meeting and is indicated as such on the Speakers list.

- 16.3 Based on the list drawn up in terms of rule 16.2 each party must deliver to the Chief Whip, at least 20 hours before a Council meeting, a list of the members who will speak on an item, and the time allocated to each such member..
- 16.4 On receipt of the lists referred to in rule 16.2, the Speaker must, if he/she wishes to deviate from the provisions of those lists, convey his/her decision in this regard to the Chief Whip within a reasonable time prior to the Council meeting.
- 16.5 All matters before the Council not listed in rule 16.2 must individually be put to the meeting for adoption without debate, before the matters listed in rule 16.2 are considered.
- 16.6 At the discretion of the Speaker, a time of ten (10) minutes of response maybe allowed to the Mayor or relevant Member of the Mayoral Committee or relevant committee, or the mover of a motion, to conclude the debate on an item debated in terms of rule 16.2.
- 16.7 Notwithstanding any contained in rules 16.1 to 16.9, the Speaker may not, when exercising any discretion in terms of these rules, prejudice any party in respect of time allocated in relation to any party. The Speaker's ruling after exercising his discretion in this regard shall be final.
- 16.8 *The Municipal Manager shall indicate an official to assist the Speaker with timekeeping during debate.*
- 16.9 *The duration of the Mayoral address in terms of Rule 11 may not exceed the following times:*
- 16.9.1 *Speech of the Mayor: 30 minutes*
- 16.9.2 *Reply on the Mayor's Speech by all political parties: 30 minutes*
- 16.9.3 *The times for the reply will be allocated by the Chief Whip to each political party.*

17. **MINUTES**

- 17.1 The Municipal Manager must ensure that all decisions of the Municipal Council are recorded in a minute book.
- 17.2 If a copy of the minutes of a meeting has been served on every Councillor the minutes shall be taken as read with a view to confirmation.
- 17.3 No proposal or discussion shall be allowed on the minutes, except as to their accuracy.
- 17.4 The correctness of the minutes of the Municipal Council must be considered at its next meeting, failing which, at the following meeting.
- 17.5 The Municipal Manager must ensure that the names of members attending any meeting, those members who are absent, as well as the names of those who have been granted leave of absence, are recorded in the minutes.
- 17.6 The Municipal Manager must ensure that the names of members, who requested that their dissent, abstention or support be recorded during voting, are recorded in the minutes.
- 17.7 For administrative reference purposes, audio recordings of all meetings of Municipal Council must be kept for a period of three years.

18. MOTIONS

- 18.1 Subject to the provisions of any other law:
- 18.1.1 Every notice of motion shall be in writing and shall be submitted to the Chief Whip and such notice shall be signed by the member submitting it and by the member seconding it;
- 18.1.2 Subject further to Rule 18.5 below a notice of a motion shall not appear on an agenda, unless it is received at least ten (10) working days prior to such meeting and approved by the Speaker in terms of Rule 18.2;
- 18.1.3 a motion shall lapse if the member who submitted it is not present at the meeting when such motion is being debated.
- 18.2 The Chief Whip shall acknowledge receipt in writing of any motion submitted in terms of rule 18.1 and refer the motion to the Speaker for approval, whereafter it will be submitted to the Municipal Manager for placement on the agenda.
- 18.3 Every motion shall deal with a matter in respect of which the Council has jurisdiction.
- 18.4 A member submitting a motion shall introduce such motion and shall have the right of reply thereto.
- 18.5 When a member introduces a motion in terms of this Rule:
- 18.5.1 which is intended to rescind or amend a resolution passed by the Council taken within the preceding three (3) months or;
- 18.5.2 which has the same purport as a motion which was not supported within the preceding three (3) months, such motion shall, subject to rule 22 hereunder, not be entertained.
- 18.6 When dealing with motions:
- 18.6.1 the motion shall be read out together with the number thereof and the name of the mover;
- 18.6.2 the Speaker shall ascertain which motions are unopposed and these shall be passed without debate; and thereafter the Speaker shall call the opposed motions in their order on the agenda.
- 18.7 Debate with regards to opposed motions will be allowed, subject to the stipulations of Rule 16.

19. URGENT MATTERS

- 19.1 the Municipal Manager may, in his / her discretion, raise any urgent matter for decision by Council. A matter is urgent when the decision required, if delayed, could prejudice Council or its operations.
- 19.2 The Speaker must determine an appropriate time when the Municipal Manager may raise urgent matters, and the Speaker must determine the period of time available for discussion of any urgent matter.

20. DISALLOWED MOTIONS AND PROPOSALS

- 20.1 The Speaker shall disallow a motion or proposal which:
- 20.1.1 May lead to the discussion of a matter already dealt with in the agenda, or which has no bearing on the administration of, or conditions in the Municipality; or

- 20.1.2 Advances arguments, expresses an opinion or contains unnecessary, incriminating, disparaging or improper suggestions, or in respect of which:
- 20.1.2.1 The Council has no jurisdiction
 - 20.1.2.2 A decision by a judicial or quasi-judicial body is pending; or
 - 20.1.2.3 Which has not been duly seconded:
- 20.1.3 If passed, would be contrary to the provisions of these Rules or of any other law or which Council is not financially competent to approve provided that if such motion or proposal, in the opinion of the Council, justifies further investigation it shall be referred to a relevant Committee.

21. **QUESTIONS**

- 21.1 Any member may submit a question relating to any matter in order to solicit, explanations or information which is related to and/or relevant to Council business and/or matters.
- 21.2 The member must ensure that the question(s) is (are) submitted to the Chief Whip at least ten (10) working days before the date of the meeting.
- 21.3 The Chief Whip shall acknowledge receipt in writing of any question received in terms of rule 21.1 and refer the question to the Municipal Manager for a written reply to the question. If the Municipal Manager has insufficient time to obtain the requested information for placement on the agenda of the meeting contemplated in Rule 21.2, the question shall stand over until a next meeting.
- 21.4 No member may re-submit a question(s) relating to any matter if that (those) question(s) was (were) considered during the previous three (3) months.
- 21.5 No decision shall be taken by Council on any question which was raised at Council, in terms of this Rule.
- 21.6 The member who submitted the question shall have a right to reply to the answer provided by the MM, but no debate by any member of the question or answer will be allowed.
- 21.7 A question shall lapse if the member who submitted it is not present at the meeting where such question is being dealt with.

22. **RECONSIDERATION OF RESOLUTIONS**

The Municipal Council must reconsider any decision taken if the majority of members of the Municipal Council lodge such a request in writing with the Municipal Manager, provided that such reconsideration will not adversely affect existing rights. Motions for the reconsideration of decision must be submitted in terms of rule 18.

23. **AMENDMENTS TO RECOMMENDATIONS**

- 23.1 An amendment which is moved:
- 23.1.1 must be relevant to the recommendation, motion or proposal on which it is moved;

- 23.1.2 shall be reduced to writing, signed by the mover and seconder, and handed to the Speaker; and
- 23.1.3 may only be moved by a member while he / she is speaking on a recommendation, motion or proposal under debate.
- 23.2 A member who has moved an amendment may speak thereon for not more than five minutes, but the seconder shall not be allowed to speak thereon, and there shall be no right to reply.
- 23.3 More than one amendment may be moved to a recommendation, motion or proposal, and subject to rule 23.9, all amendments which have been moved shall be put to the vote at the close of the debate upon such recommendation, motion or proposal.
- 23.4 No member shall move more than one amendment to a recommendation, motion or proposal.
- 23.5 If the Mayor or Member of the Mayoral Committee or Chairperson of a Committee or the mover of the original motion wishes to address the Council on any amendment moved to such recommendation, motion or proposal he / she may only do so during his / her reply.
- 23.6 The debate shall close when the Mayor or Member or Chairperson has replied thereto.
- 23.7 If more than one amendment to a recommendation motion or proposal has been moved, such amendments must be put to the vote in order in which they were moved.
- 23.8 Each amendment to a recommendation, motion or proposal must be clearly stated to the meeting by the Speaker before it is put to the vote.
- 23.9 If an amendment is carried, the amended recommendation, motion or proposal shall take the place of the original recommendation, motion or proposal in respect of which only further proposed amendments shall be put to the vote, provided that the Speaker may, if he / she is of the opinion that an amendment which has been carried renders another amendment unnecessary or pointless, rule that such other amendment need not be put, after which the latter amendment shall lapse.

24. **PRECEDENT OF SPEAKER**

- 24.1 Whenever the Speaker speaks, any member then speaking or offering to speak must be silent and the members shall be silent so that the Speaker may be heard without interruption.
- 24.2 A member addressing the Council shall do so by addressing the Speaker.

25. **COUNCILLOR TO SPEAK ONLY ONCE**

- 25.1 Subject to a provision to the contrary contained in these Rules, no member shall speak more than once on any recommendation, motion or proposal, provided that the Mayor or MMC or member of the relevant committee may reply in conclusion of the debate, but shall confine himself/ herself to answering to previous speakers and shall not introduce any new matter into the debate.

25.2 The Speaker shall permit the Mayor, MMC or Chairperson of a Section 80 Committee to make an explanatory statement prior to the consideration of any particular item contained in the report of the mayor or during the discussion of such report, in reply to a specific question.

26. **RELEVANCE**

26.1 A member who speaks shall direct his / her speech strictly to the matter under discussion or to an explanation or point of order, and no discussion shall be permitted:

26.1.1 which will anticipate any matter on the agenda; or

26.1.2 in respect of any matter in respect of which a decision by a judicial or quasi-judicial body or a commission of inquiry, whether instituted in terms of legislation or not, is pending, provided that such matter may be considered with the permission of Council.

27. **IRRELEVANCE, TEDIOUS REPETITION, UNBECOMING LANGUAGE OR BEHAVIOR AND BREACH OF ORDER**

27.1 The Speaker must call the attention of the member to irrelevant, tedious repetition, unbecoming language or behavior or any breach of order on the part of a member, and shall direct such member, if speaking, to discontinue his / her speech until the member has come to order. Such direction shall be regarded as a warning. Upon 2 warnings and a final warning during the deliberations of a Council meeting, the provisions of rule 28 shall apply and the Speaker may decide to take disciplinary action against such member in terms of the Code of Conduct for Councillors.

27.2 The following conduct by a Councillor during a meeting is deemed contrary to the provisions of item 2(b) of the Code of Conduct for Councillors as contained in Schedule 1 to the Municipal Systems Act, 32 of 2000:

27.2.1 to make unnecessary tactless, incriminating, disparaging or improper suggestions or the expression of opinions in this regard;

27.2.2 to make unwelcome suggestions, innuendoes, remarks or hints of a sexual nature, sexual advances, comments with sexual overtones, sex-related jokes or insults or unwelcome graphic comments of another person's body;

27.2.3 to make unwelcome or obscene gestures against any member or employee, which gestures are regarded by that member or employee to be unwelcome or obscene;

27.2.4 to encourage, endanger, advocate or aggravate hatred, discrimination, ridicule, contempt or preference based on colour, descent, race, ethnicity, gender or religion which may result in harm or humiliation, or which may cause insult, humiliation or defamation of any racial, ethnic, gender or religious group through the uttering of words, whether in writing or orally, or the performance of deeds;

27.2.5 to incite imminent violence;

- 27.2.6 to breach this Rules of Order;
- 27.2.7 to disregard any instructions or rulings of the Speaker;
- 27.2.8 to use threatening, abusive or insulting language towards a member or an employee or to display any writing, sign or other visible presentation which is threatening, defamatory or insulting and which causes that member or employee harassment, fear or distress.
- 27.2.9 to make an allegation, statement or remark which injures or impairs the dignity or honour of a member or employee of the municipality;
- 27.2.10 to obstruct the continuation of the business of any meeting;
- 27.2.11 to challenge the ruling of the Speaker on any point of order or ruling;
- 27.2.12 to decline the withdrawal of any remark when ordered to do so by the Speaker;
- 27.2.13 to indulge in tedious repetition or inappropriate language;
- 27.3 The Speaker shall direct a member to apologise or withdraw an allegation if it is unbecoming or injures or impairs the dignity or honour of a member or officer of the Council.
- 27.4 In the event of a persistent disregard of the directions or rulings of the Speaker, the Speaker shall direct such Councillor to retire from the place of meeting for the remainder of the meeting and may, if necessary, cause him or her to be removed from the venue in terms of Rule 28.
- 27.5 No member, official or other person shall be allowed to bring any food, beverages or alcohol into the Council Chamber and the use of a cellphone, reading of a newspaper or magazine while a meeting is in progress is strictly forbidden.

28. **REMOVAL OR EXCLUSION OF COUNCILLOR**

- 28.1 If a member refuses to comply with a direction in terms of rule 27, the Speaker may instruct the Municipal Manager to direct an officer to remove the member or to cause his / her removal and to take steps to prevent his / her return to the meeting, provided that the Speaker may, in his / her sole and absolute discretion, permit the return of the member to the meeting on the submission by the said member to the Speaker of a written expression of regret, such expression of regret must be part of the minutes of the meeting.
- 28.2 A proposal to exclude any person may be moved at any stage of the meeting.

29. **MAINTENANCE OF ORDER**

- 29.1 A member of the public or the media may not –
 - 29.1.1 address the meeting at any time, unless he or she is a member of a deputation;
 - 29.1.2 obstruct the business of the meeting;
 - 29.1.3 make any interjections;
 - 29.1.4 make unwelcome suggestions, innuendoes, remarks or hints of a sexual nature, sexual advances, comments with sexual

- overtone, sex-related jokes or insults or unwelcome graphic comments of another person's body;
- 29.1.5 use threatening, abusive or insulting language towards a member or an employee or to display any writing, sign or other visible presentation which is threatening, defamatory or insulting and which causes that member or employee harassment, fear or distress.
- 29.1.6 make unwelcome or obscene gestures
- 29.2 Whenever a meeting resolves to close its session or a part thereof any member of the public and the media must leave the meeting immediately and not return to that meeting until it resumes as a public meeting.
- 29.3 A member of the public or media attending a Council or committee meeting is subject to the authority of the Speaker.
- 29.4 The Speaker may, at any time during a meeting, if he /she deems it necessary for the maintenance of order, instruct the Municipal Manager to direct an officer to remove or cause the removal of any person, excluding a member, from the Council Chamber, or order that the public gallery be vacated.
- 29.5 The Speaker may request or order the removal of any person or persons who refuses to carry out any reasonable instruction given by him / her, or who willfully obstructs the carrying out of such instruction.
- 29.6 A person who continuously makes himself/herself guilty to a breach of this Rule, can on instruction of the Speaker, be refused entrance to the Council Chambers for a period determined by the Speaker.

30. **POINTS OF ORDER AND PERSONAL EXPLANATION**

- 30.1 For the purpose of this Rule
- 30.1.1 any point of order or personal explanation shall not constitute a speech and therefore not affect the right of any member to speak on a particular item, provided that a member who addresses the Speaker on a point of order or personal explanation shall not be permitted to address the Speaker for longer than two (2) minutes on such point of order or personal explanation;
- 30.1.2 "a point of order" means pointing out any deviation of or anything contrary to these Rules by a member. A member who wishes to address the Speaker on a Point of Order, shall quote the specific Rule, failing which the Point of Order will be refused by the Speaker. The stipulations of Rule 30.4 shall be applicable in such cases.
- 30.1.3 "a point of personal explanation" means the explanation of some material part of a member's speech which has been misunderstood or which needs clarity.
- 30.2 Any Member, whether he / she addressed the Council on the matter under debate or not, may:
- 30.2.1 rise his / her hand to a point of order;
- 30.2.2 rise his / her hand on a point of personal explanation at the end of the debate

30.3 A member contemplated in Sub-Section 30.2, shall be entitled to be heard forthwith, and the Councillor speaking at the time shall remain silent until a ruling has been made by the Speaker.

30.4 The ruling of the Speaker on a point of order or on the admissibility of a personal explanation shall be final and shall not be open to discussion. Any attempt of a member to question the ruling of the Speaker shall be regarded a transgression of Rule 27.

31. **PROCEDURAL MOTIONS**

31.1 When a matter is under discussion at any meeting of the Municipal Council, no further debate must be allowed if any of the following procedural motions are accepted:

31.1.1 that consideration of the matter be adjourned and resumed at a time determined by the Council;

31.1.2 that the meeting of the Council be adjourned and reconvened at a time determined by the Speaker;

31.1.3 that the matter be referred back to a Committee with reasons therefore and;

31.1.4 that the matter now be decided.

32. **MOTION OF EXIGENCY**

32.1 A member may direct the attention of the Council to any matter which does not appear on the agenda and of which no previous notice has been given, by stating briefly the subject of the matter and without comment thereon moving "that the motion to which attention has been directed be considered forthwith as a matter of exigency."

32.2 Such motion is herein referred to as a motion of exigency.

32.3 If such motion is seconded and carried by a majority of the members present, the mover shall be permitted without notice to bring the matter under consideration by way of motion or question.

33. **MEETINGS OPEN TO THE PUBLIC AND PRESS**

33.1 The Council must conduct its business in an open manner and may close its meetings only when it is reasonable to do so, having regard to the nature of the business transacted.

33.2 Notwithstanding the provisions of rule 33.1, the Council may not exclude the public, including the media, when considering or voting on any of the following matters:

33.2.1 a draft By-Law;

33.2.2 the budget;

33.2.3 the draft Integrated Development Plan, or any amendments of the Plan; and

33.2.4 the Municipality's draft Performance Management System, or any amendments of the System.

33.2.5 disciplinary actions against a Councillor according to the Code of Conduct for Councillors;

33.2.6 any other circumstances according to which legislation cannot exclude the public and press.

34. **INVITATION TO ADDRESS MUNICIPAL COUNCIL**

The Speaker or Executive Mayor may, in his / her discretion, invite any person or persons to address any meeting of the Municipal Council.

35. **CAUCUSES**

- 35.1 Caucuses will be allowed by the Speaker at his/her discretion upon a request of a member, provided that no political party and its alliance partners shall collectively receive more than 30 minutes caucus time during a Council meeting.
- 35.2 The onus to manage the time allowed for caucuses during a meeting rests with a political party and its alliance partners and the Speaker shall not approve any application for an extended caucus time.

36. **PROCESS FOR ADOPTION OF BY-LAWS**

A by-law may only be introduced by a member or the Mayoral Committee.

- 36.1 Submission by member
- 36.1.1 A member introduces a by-law by submitting it to the Speaker together with a memorandum stating the objectives of the by-law.
- 36.1.2 Upon receipt of a draft by-law and its accompanying memorandum in terms of rule 36.1, 1 the Speaker must submit such by-law and memorandum to the Mayoral Committee for consideration.
- 36.1.3 The Mayoral Committee must consider the draft by-law within three months after receipt thereof and must submit a report in the form contemplated in rule 36.3.1 to council.
- 36.2. Submission by Mayoral Committee
- 36.2.1 The Mayoral Committee may submit a draft by-law to council on its own volition or after consideration of a request submitted by the Municipal Manager.
- 36.2.2 If the Mayoral Committee decides to submit a draft by-law on its own volition, it must obtain the comments of the Municipal Manager on the contents thereof and may request comment from any person.
- 36.2.3 The Mayoral Committee must submit a report to council on the proposal to submit a draft by-law in the form contemplated in rule 36.3.1.
- 36.3 First submission to council
- 36.3.1 A draft by-law submitted by a member or the Mayoral Committee, must be submitted to council in the following form –
- 36.3.1.1 an executive summary of the by-law;
- 36.3.1.2 the content of the draft by-law;

- 36.3.1.3 any other by-law that must be repealed or amended if the draft is adopted;
- 36.3.1.4 any relevant comments or proposals; and
- 36.3.1.5 a recommendation.
- 36.3.2 After consideration of the report contemplated in rule 36.3.1 council must resolve to reject the draft or to adopt it in principle.
- 36.3.3 If a proposed by-law is rejected by council, no by-law with the same contents may be submitted to council within a period of six months of the date of such rejection.
- 36.3.4 When a proposed by-law is adopted in principle, it must be advertised for public comment.
- 36.4 Publication
 - 36.4.1 The Municipal Manager must, as soon as possible after a by-law has been adopted in principle, publish the draft by-law in such a way that the public will have the opportunity to make representations in connection therewith.
 - 36.4.2 Publication must be in the official languages of the province.
- 36.5. Second submission to council
 - 36.5.1 The Municipal Manager must, as soon as possible after the closing date for representations by the public, submit a report to the Council together with –
 - 36.5.1.1 a copy of the proposed by-law;
 - 36.5.1.2 copies of the advertisements in which the public was invited to submit representations;
 - 36.5.1.3 any comments received from the public; and
 - 36.5.1.4 any comments from the administration.
 - 36.5.2 If a proposed by-law is rejected by council, no by-law with the same contents may be submitted to council within a period of six months of the date of such rejection.
 - 36.5.3 When a by-law is adopted after consideration thereof, it must be published in the *Provincial Gazette*.

GEORGE MUNISIPALITEIT

ORDEREËLS VIR RAAD EN SY
KOMITEES

INHOUDSOPGAWE**ORDEREËLS WAT DIE WERKWYSE OP VERGADERINGS VAN DIE
MUNISIPALE RAAD VAN GEORGE MUNISIPALITEIT REGULEER.**

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ORDEREËLS WAT DIE WERKWYSE OP VERGADERINGS VAN DIE MUNISIPALE RAAD VAN DIE GEORGE MUNISIPALITEIT REGULEER

1. TOEPASSING VAN REËLS

- 1.1 Dié Ordereëls geld vir alle vergaderings van die Munisipale Raad en sy komitees van die Munisipaliteit van George gestig ingevolge artikel 12 van die Wet op Plaaslike Regering: Munisipale Strukture, 117 van 1998.
- 1.2 Dié reëls sal nie op Wykskomitees van toepassing wees nie.
- 1.3 Dié ordereëls is daarop gemik om vrye en konstruktiewe debatvoering op Raadsvergaderings toe te laat. Die reëls het ten doel om vryheid van spraak op so 'n manier te bevorder dat daar binne billike tydsbeperkings vir ordelike debatvoering deur soveel Raadslede moontlik voorsiening gemaak word.

2. DEFINISIES

In dié ordereëls, tensy dit nie met die konteks strook nie, beteken

“**Wet**” die Wet op Plaaslike Regering: Munisipale Strukture (Wet 117 van 1998);

“**komitee**” 'n komitee van die Munisipale Raad van die George Munisipaliteit, saamgestel ingevolge artikel 79 of 80 van die Wet;

“**Burgemeester**” die Uitvoerende Burgemeester van die Raad;

“**Burgemeesterskomitee**” die Burgemeesterskomitee van die Munisipaliteit;

“**lid**” 'n Raadslid van die Munisipale Raad van die George Munisipaliteit;

“**LBK**” lid van die Burgemeesterskomitee;

“**mosie**” 'n aangeleentheid wat 'n lid ingevolge reël 18 voorgelê het;

“**Munisipale Bestuurder**” die persoon wat ingevolge artikel 82 van die Wet aangestel is;

“**gewone vergadering**” 'n vergadering ingevolge reël 6.1;

“**politieke party**” 'n politieke party wat ingevolge die Kieswet, 1998, geregistreer is;

“**Speaker**” die lid wat ingevolge artikel 36 van die Wet verkies is en enige verwysing na Speaker in hierdie reëls, verwys ook na die voorsitter van 'n komitee.

“**spesiale vergadering**” ’n vergadering ingevolge reël 6.2, 6.4 of 6.6;

“**Stelselwet**” die Wet op Plaaslike Regering: Munisipale Stelsels, Wet 32 van 2000;

“**Hoofswep**” ’n Raadslid verkies deur die meerderheidsparty, wat ’n ondersteunende funksie aan die Raad verleen en, in oorlegpleging met die Politieke Swepe, bydra tot die effektiewe funksionering van die Raad en sy komitees.

“**Politieke Sweep**” vir die doeleindes van dié ordereëls is ’n Raadslid wat deur enige ander politieke party aangestel word om die funksies te vervul waarna in reël 16 verwys word.

3. WERKWYSE OP VERGADERINGS

Die Speaker moet :

- 3.1 tydens vergaderings die orde handhaaf;
- 3.2 sorg dat daar op vergaderings aan die gedragskode vir Raadslede gehou word;
- 3.3 sorg dat vergaderings in ooreenstemming met dié ordereëls gehou word, behalwe waar die Speaker anders besluit.
- 3.4 sorg dat enige persoon wat weier om aan sy/haar beslissing gehoor te gee, na 2 waarskuwings daarna en ’n verdere finale waarskuwing, die vergaderplek onmiddellik verlaat;
- 3.5 sorg dat lede hulle waardig en ordelik gedra;
- 3.6 sorg dat lede van die publiek gedurende vergaderings van die Munisipale Raad op plekke sit wat die Munisipale Bestuurder vir dié doel aangewys het;
- 3.7 sorg dat lede van die publiek wat enige vergadering van die Munisipale Raad bywoon, hulle ordelik gedra, en enige beslissing wat die Speaker maak, gehoorsaam.
- 3.8 sorg dat die Politieke Swepe van die Raad, verantwoordelik is vir die handhawing van dissipline van sy/haar verskillende partye se lede tydens die vergadering: Indien die Politieke Swepe versuim om toepaslike stappe te neem, kan die Speaker ingevolge reël 29 van hierdie Reëls optree.

4. **INTERPRETASIE VAN REËLS**

Die beslissing van die Speaker ten opsigte van die toepassing of interpretasie van dié reëls en ander prosedure-aangeleenthede wat nie in die ordereëls behandel word nie, is finaal en bindend.

5. **VOORSITTER BY VERGADERINGS**

5.1 Die Speaker is die voorsitter by vergaderings van die Munisipale Raad, en in die geval van 'n komitee lei die voorsitter of ondervoorsitter van sodanige komitee die vergadering.

5.2 Ingeval die Speaker nie op 'n vergadering teenwoordig is nie, moet 'n waarnemende Speaker vir dié vergadering uit die teenwoordige lede gekies word.

6. **KENNISGEWING VAN VERGADERINGS**

6.1 Die Speaker moet die datum, tyd en plek van vergaderings van die Munisipale Raad bepaal, en moet sorg dat dié vergaderings minstens kwartaalliks plaasvind.

6.2 'n Afsonderlike spesiale vergadering van die Raad sal belê word om die jaarlikse begroting goed te keur.

6.3 Die Munisipale Bestuurder moet minstens 72 uur kennis van bogenoemde vergaderings gee, sodat lede toereikend kan voorberei.

6.4 Wanneer die Munisipale Raad as wetgewende liggaam vergader om verordeninge te oorweeg, moet die Munisipale Bestuurder aan al die lede van die Munisipale Raad sewe (7) werksdae kennis gee.

6.5 Ingeval enige lid/lede nie in ooreenstemming met dié reëls kennisgewing van 'n vergadering ontvang het nie, sal dit nie die geldigheid van enige verrigtinge van sodanige vergadering raak nie.

6.6 In die geval van 'n dringende vergadering, moet die kennisgewingstydperk minstens 24 uur wees.

6.7 Die Speaker of, in sy/haar afwesigheid, die Burgemeester, bepaal of 'n vergadering dringend is, al dan nie.

6.8 Die Speaker of, in sy/haar afwesigheid, die Burgemeester moet, nadat hy/sy 'n skriftelike versoek ontvang het wat deur 'n meerderheid lede van die Munisipale Raad onderteken is, 'n vergadering van dié Raad belê.

6.9 Wanneer ook al 'n vergadering van die Munisipale Raad belê word, moet die Munisipale Bestuurder van die vergadering kennis gee deur die tyd, datum en plek van die vergadering te verstrek, welke kennisgewing op 'n

kennisgewingbord aangebring moet word wat by die hoof- administratiewe kantoor van die Munisipaliteit geleë is, en deur advertensies in Afrikaans, Engels en Xhosa in een (1) koerant te plaas wat in George versprei word. Die verpligting om 'n advertensie in die koerante te plaas, kan na goeddunke van die Munisipale Bestuurder, geignoreer word in gevalle waar beperkte tyd dit onmoontlik maak om dié advertensies te plaas.

- 6.10 Elke lid van die Munisipale Raad moet skriftelik 'n elektroniese posadres en/of 'n fisiese adres binne die munisipale gebied van George verstrek waar hy/sy kennisgewing van vergaderings en ander amptelike korrespondensie ook elektronies kan ontvang. Aflewering by dié adres sal as behoorlike kennisgewing van vergaderings van die Munisipale Raad geld.

7. **KWORUMS**

- 7.1 Die kworum vir 'n vergadering van die Munisipale Raad of 'n komitee is 'n meerderheid van die lede daarvan.
- 7.2 Wanneer ook al daar nie 'n kworum vir die raadsvergadering teenwoordig is nie, moet die vergadering vir hoogstens 30 minute uitgestel word, en as daar aan die einde van dié tydperk steeds nie 'n kworum is nie, kan die Speaker die raadsvergadering verder uitstel vir 'n tydperk wat hy/sy goeddink, waarna hy/sy na goeddunke die vergadering tot 'n ander tyd, datum en plek kan verdaag.
- 7.3 Wanneer ook al daar nie 'n kworum van 'n komitee teenwoordig is nie moet die vergadering vir hoogstens 30 minute uitgestel word en as daar aan die einde van die tydperk steeds nie 'n kworum is nie, kan die voorsitter, die komiteevergadering verder uitstel vir 'n tydperk wat hy/sy goed dink, waarna hy/sy na goeddunke die vergadering na 'n datum soos bepaal deur die Speaker kan verdaag.
- 7.4 By afwesigheid van die Speaker, of voorsitter van 'n komitee moet die waarnemende Speaker of ondervoorsitter van 'n komitee die funksies vervul waarna daar in reël 7.2 verwys word. As nòg die Speaker nòg die Waarnemende Speaker, voorsitter of ondervoorsitter van 'n komitee na die aanvanklike uitstel van 30 minute teenwoordig is, moet die vergadering verdaag word.

8. **AGENDA**

- 8.1 Onderhewig aan reëls 8.2 en 9.2 moet alle vergaderings gehou word in ooreenstemming met die volgorde waarop die sake op die agenda voor die Raad verskyn, en slegs sake wat op die agenda is, mag gedebatteer word.
- 8.2 Die Speaker kan, na oorweging van toepaslike motivering, die volgorde verander waarop sake op die agenda verskyn.

- 8.3 Die Munisipale Bestuurder, na konsultasie met die Speaker, kan opdrag gee dat enige saak in die vertroulike deel van die Raad se agenda opgeneem word. Sodanige saak mag nie aan enige ander persoon openbaar gemaak word nie, behalwe aan diegene wat dit in hulle amptelike hoedanigheid ontvang, en sodanige saak moet in 'n geslote vergadering van die Raad gedebatteer word.
- 8.4 Die Speaker kan, na oorweging van toepaslike motivering, opdrag gee dat 'n saak van die vertroulike agenda na die oop agenda verskuif word, en omgekeerd.

9. **SAKELYS VAN 'n GEWONE VERGADERING**

- 9.1 Die sakelys van 'n gewone vergadering wat ingevolge reel 6.1 belê is, sal soos volg wees –
- 9.1.1 opening;
 - 9.1.2 Burgemeestersrede;
 - 9.1.3 aansoeke om verlof tot afwesigheid;
 - 9.1.4 amptelike kennisgewings;
 - 9.1.5 verklaring van belange deur Raadslede (item 5 van die Gedragskode van Raadslede) en verklaring van voordele deur Munisipale amptenare (Item 5 van die Gedragskode vir Munisipale amptenare)
 - 9.1.6 notule van vorige vergadering(s);
 - 9.1.7 vrae waarvan daar kennis gegee is;
 - 9.1.8 verslag van die Burgemeester, met inbegrip van
 - 9.1.8.1 aanbevelings by die Raad;
 - 9.1.8.2 besluite ingevolge gedelegeerde bevoegdheid;
 - 9.1.8.3 skedule van besluite van die Burgemeester, tesame met lede van die Burgemeesterskomitee, ingevolge artikel 60(3) van die Wet;
 - 9.1.9 mosies of voorstelle wat van vorige vergaderings oorgehou is;
 - 9.1.10 nuwe mosies;
 - 9.1.11 enige ander saak wat nie in die kennisgewing van die vergadering vervat is nie, na goeddunke van die Speaker.
 - 9.1.12 dringende sake wat deur die Munisipale Bestuurder geopper word ingevolge Reël 19.
- 9.2 Nadat die sake oorweeg is waarna in paragrawe 9.1.1 tot 9.1.4 verwys is, kan die Speaker na sy/haar goeddunke enige aangeleentheid opper wat op die agenda verskyn.

10. **VERLOF TOT AFWESIGHEID**

- 10.1 'n Aansoek om verlof tot afwesigheid van 'n Raads- of komiteevergadering moet skriftelik aan die Hoofswep gerig word, deur die lid wat om sodanige verlof aansoek doen, waarna die aansoek aan die Speaker

oorhandig sal word vir goedkeuring. E-posse in hierdie verband wat aan die HoofswEEP gestuur word sal aanvaarbaar wees.

- 10.2 Nieteenstaande reël 10.1 hierbo, word aansoeke om verlof tot afwesigheid van 'n vergadering geag toegestaan te wees –
- 10.2.1 as die Raad of Burgemeester die betrokke lid gedelegeer het om elders namens die Raad in 'n saak op te tree, of
- 10.2.2 as die Speaker die lid versoek om die betrokke vergadering te verlaat onder omstandighede wat in item 3(b) van skedule 1 van die Stelselwet voorsien word, of as die lid hom/haar onttrek.
- 10.3 Die Speaker kan onderhewig aan reëls 10.1 en 10.2 hierbo, om die volgende redes verlof tot afwesigheid aan 'n lid toestaan –
- 10.3.1 siekte van die lid of enige ander redelike gebeurtenis wat dit vir die lid onmoontlik maak om die vergadering by te woon.
- 10.3.2 noodsaaklike sake- of persoonlike verpligtinge, of persoonlike omstandighede van die lid;
- 10.3.3 nie-aflerwing van die kennisgewing van 'n vergadering, of aflerwing van die kennisgewing minder as 72 uur voor die aanvang van die vergadering, met dien verstande dat dit nie vir 'n gewone vergadering van die Raad of 'n komitee sal geld of wanneer die lid se adres gemeld en Reël 6.10 verander het en die lid versuim het om die Munisipale Bestuurder minstens 7 dae voor die betrokke vergadering van sy/haar nuwe adres vir die aflerwing van dokumentasie in kennis te stel;
- 10.3.4 wanneer die lid nie die vergadering mag bywoon nie vanweë omstandighede wat in item 3(b) van die Gedragskode vir Raadslede in skedule 1 van die Stelselwet voorsien word;
- 10.3.5 enige ander omstandighede waarin die lid verhoed word om die vergadering by te woon.
- 10.4 Sanksie vir nie-bywoning –
- 10.4.1 'n Lid wat sonder verlof van 'n vergadering wegbly of wat versuim om aan die begin van die vergadering teenwoordig te wees of wat versuim om op so 'n vergadering teenwoordig te bly, oortree hierdie reëls.
- 10.4.2 'n Komitee bestaande uit die Speaker, HoofswEEP en 'n swEEP van elke party, deur die raad aangewys, moet enige oortreding in reël 10.4.1 bedoel, ondersoek en verslag daarvoor doen aan die raad.
- 10.4.3 Die komitee wat deur die raad aangewys is, moet sy sake doen in ooreenstemming met die vaste prosedures soos van tyd tot tyd deur die raad bepaal.
- 10.4.4 As die komitee bevind dat 'n lid reël 10.4.1 oortree het, moet die lid beboet word kragtens die boeteskedule soos van tyd tot tyd deur die raad bepaal.

10.4.5 'n Lid wat van drie of meer opeenvolgende vergaderings afwesig is wat hy of sy moet bywoon, moet sy of haar amp as raadslid ontruim.

10.4.6 Verrigtinge vir die ampsontruiming van 'n lid ingevolge reël 10.4.5 of vir die oplegging van 'n boete ingevolge reël 10.4.4 moet gevoer word in ooreenstemming met die eenvormige vaste prosedure wat die raad ingevolge reël 10.4.3 bepaal.

11. **BURGEMEESTERSREDE**

11.1 Nadat die Speaker die vergadering geopen het, maar voordat enige sake op die agenda behandel word, kan die Burgemeester die vergadering oor enige saak toespreek wat hy/sy ter sake ag, hetsy dit op die agenda is, al dan nie. Tydens die Burgemeestersrede sal geen punte van orde of debat toegelaat word nie.

11.2 Na afloop van die Burgemeestersrede sal die Speaker tyd vir repliek deur enige politieke party, volgens die Hoofsweep se sprekerslys ingevolge reël 16.2, toelaat.

11.3 *Die Burgemeestersrede en repliek is onderworpe aan die voorskrifte van reël 16.9.*

12. **VERSLAE**

Die Raad kan geen besluit neem tensy dit volgens die Speaker, voldoende inligting tot sy beskikking het nie. Behalwe in buitengewone omstandighede, moet sodanige inligting in 'n skriftelike verslag vervat wees.

13. **VERSLAE VAN DIE BURGEMEESTER**

13.1 'n Verslag van die Burgemeester moet die volgende bevat:

13.1.1 Aanbevelings aan die Raad (waar die Burgemeester geen gedelegeerde bevoegdheid het nie).

13.1.2 'n Skedule van besluite deur die Burgemeester ingevolge sy/haar gedelegeerde of statutêre bevoegdheid.

13.1.3 'n Skedule van besluite deur die Burgemeester in samewerking met lede van die Burgemeesterskomitee ingevolge artikel 60(3) van die Wet.

13.2 Die Speaker sal ingevolge reël 16 van dié reëls debatvoering toelaat van die sake waarna in subreël 13.1.1 hierbo verwys word.

14. **WETLIKE EN FINANSIËLE BEPERKINGS**

Die Raad mag slegs dié besluite neem waartoe dit wetlik en finansiëel bevoeg is, en alle verslae wat op 'n agenda voorgelê word of wat mondelings gelewer word, moet van dié aspekte melding maak.

15. **BESLUIE EN STEMMING**

- 15.1 Onderhewig aan die bepalings van reël 15.3 moet alle besluite geneem word deur middel van 'n steunstem van die meerderheid lede wat op enige vergadering van die Raad teenwoordig is.
- 15.2 Voordat enige stemming oor enige saak voor die Raad plaasvind, mag geen raadslid of enige ander persoon toegelaat mag word om die Raadsaal binne te gaan of te verlaat nie, terwyl sodanige stemming plaasvind.
- 15.3 Die volgende sake word bepaal deur 'n besluit wat deur die meerderheid lede van die Raad geneem is:
- 15.3.1 Die aanname van verordeninge.
 - 15.3.2 Die goedkeuring van begrotings.
 - 15.3.3 Die heffing van munisipale en ander belasting.
 - 15.3.4 Die aangaan van lenings.
 - 15.3.5 Die goedkeuring van die Raad se Geïntegreerde Ontwikkelingsplan.
- 15.4 As die Speaker die vergadering vra of dit met die aanbeveling(s) akkoord gaan, en die aanbeveling(s) word nie deur enige lid teengestaan nie, moet 'n eenparige aanvaarding van die aanbeveling in die notule aangeteken word.
- 15.5 Indien enige voorstel waaroor daar besluit moet word, teengestaan word moet daar by wyse van die opsteek van hande gestem word.
- 15.6 Slegs die getal lede, en nie die name van lede wat vir/teen 'n item stem nie, moet in die notule aangeteken word.
- 15.7 'n Lid kan buite stemming bly sonder om die vergaderplek te verlaat.
- 15.8 Enige lid kan versoek dat sy/haar teenstem, onthouding of steun in die notule van die betrokke vergadering aangeteken word.
- 15.9 Die Speaker moet die besluit aankondig wat die Raad ingevolge reëls 15.4 of 15.5 geneem het.
- 15.10 As daar 'n staking van stemme is ten opsigte van 'n aangeleentheid waarvoor 'n stemming gehou word in ooreenstemming met reël 15.4, moet die Speaker hy/haar beslissende stem uitbring benewens sy/haar gewone stem, met dien verstande dat die Speaker nie 'n beslissende stem mag uitbring nie ten opsigte van enige aangeleentheid in artikel 160(2) van die Grondwet en skedule 3 van die Strukturewet uiteengesit.

16. **DEBATSBESTUUR**

- 16.1 Minstens 24 uur voor 'n vergadering van die Raad moet die Politieke Swepe van elke party in die Raad, 'n sakelys aan die HoofswEEP verskaf wat toon:-
- 16.1.1 watter items op die agenda van die betrokke vergadering gedebatteer gaan word en waarvoor skriftelike wysigingsvoorstelle ingedien word;
- 16.1.2 hoeveel tyd benodig word deur elke politieke party wat die betrokke item wil debatteer, *onderhewig aan reël 16.2.*
- 16.2 *Na aanleiding van die sakelys, sal die Speaker en die HoofswEEP die tyd wat aan elke item en dus die totale tyd wat tydens 'n Raadsvergadering aan debatvoering bestee word, bepaal. Hierdie tyd word verdeel volgens die politieke partye se getalsterkte, met die voorwaarde dat geen party minder as 5% van die totale tyd wat aan debatvoering spandeer word gedurende 'n Raadsvergadering sal ontvang nie. Die verskillende partyswepe, in samewerking met hul koususse, besluit dan self watter items op die agenda hulle wil debatteer en hoeveel tyd hulle hiervoor gaan gebruik, mits die totale tydstoekenning nie oorskry word nie. Politieke partye word nie verplig om al die tyd wat aan hulle toegeken word te gebruik nie – dit is die maksimum toegelate tyd vir die betrokke Raadsvergadering en word so op die Sprekerslys aangetoon.*
- 16.3 Met die lys wat ingevolge reël 16.2 opgestel is as grondslag, moet die HoofswEEP minstens 20 uur voor 'n Raadsvergadering aan die Speaker 'n lys oorhandig van al die lede wat oor 'n item gaan praat, en toon hoeveel tyd aan elke lid toegewys is.
- 16.4 By ontvangs van die lys waarna in reël 16.2 verwys word, moet die Speaker, ingeval hy/sy van die bepalings van dié lys wil afwyk, sy/haar besluit binne 'n redelike tyd voor die Raadsvergadering aan die HoofswEEP oordra.
- 16.5 Alle sake voor die Raad wat nie in reël 16.2 gelys is nie, moet individueel sonder debatvoering vir aanvaarding aan die vergadering voorgelê word, voordat die sake wat in reël 16.2 gelys is, oorweeg word.
- 16.6 Die Speaker kan die Burgemeester of betrokke lid van die Burgemeesterskomitee of betrokke komitee, of die voorsteller van 'n mosie, na goeëddunke tien (10) minute vir repliek toelaat om die debat oor 'n item te sluit wat ingevolge reël 16.2 gedebatteer is.
- 16.7 Nieteenstaande enigiets wat in reëls 16.1 tot 16.9 vervat is, mag die Speaker nie, wanneer hy/sy ingevolge dié reëls na goeëddunke optree, enige party benadeel ten opsigte van tyd wat aan die betrokke partye toegewys is nie. Die Speaker se beslissing na goeëddunke sal finaal wees.

16.8 *Die Munisipale Bestuurder sal 'n amptenaar aanwys wie die Speaker behulpsaam sal wees met toepassing van die spreektye tydens debatvoering.*

16.9 *Die duur van die Burgemeester se Rede ingevolge reël 11 mag nie die volgende tye oorskry nie:*

16.9.1 Toespraak deur Burgemeester: 30 minute.

16.9.2 Repliek op die Burgemeester se toespraak deur alle politieke partye: 30 minute.

16.9.3 Tye vir die lewering van repliek sal deur die HoofswEEP aan elke party toegewys word.

17. **NOTULE**

17.1 Die Munisipale Bestuurder moet sorg dat alle besluite van die Raad aangeteken word.

17.2 Wanneer 'n afskrif van die notule van 'n vergadering aan elke Raadslid verskaf is sal die notule met die oog op goedkeuring as gelees beskou word.

17.3 Geen voorstel oor, of bespreking van, die notule sal toegelaat word nie, behalwe wat die akkuraatheid daarvan betref.

17.4 Die korrektheid van die notule van die Raad se vergadering moet op sy volgende vergadering oorweeg word.

17.5 Die Munisipale Bestuurder moet sorg dat die name van lede wat op enige vergadering teenwoordig is, die name van dié lede wat afwesig is, sowel as die name van diegene aan wie verlot tot afwesigheid toegestaan is, in die notule aangeteken word.

17.6 Die Munisipale Bestuurder moet sorg dat die name van lede wat versoek het dat hulle teenstem, onthouding of steun gedurende stemming aangeteken word, in die notule aangeteken word.

17.7 Vir administratiewe verwysingsdoeleindes moet oudio-opnames van alle vergaderings van die Munisipale Raad gehou word vir 'n tydperk van drie (3) jaar.

18. **MOSIES**

18.1 Onderhewig aan die bepalings van enige ander wet -

18.1.1 moet elke kennisgewing van 'n mosie skriftelik aan die HoofswEEP voorgelê word, en moet sodanige mosie onderteken word deur die lid wat dit voorlê en die lid wat dit sekondeer;

18.1.2 onderhewig aan reël 18.5 hieronder, sal kennisgewing van 'n mosie nie op 'n agenda verskyn nie, tensy dit minstens tien (10)

werksdae voor die betrokke vergadering ontvang is en deur die Speaker goedgekeur is ingevolge Reël 18.2 nie; en
18.1.3 sal 'n mosie verval as die lid wat dit voorgelê het, nie op die vergadering teenwoordig is waarop sodanige mosie gedebatteer word nie.

18.2 Die HoofswEEP sal skriftelik ontvangs van elke mosie wat ingevolge reël 18.1 voorgelê word erken en aan die Speaker oorhandig vir goedkeuring, waarna die mosie aan die Munisipale Bestuurder oorhandig sal word, vir plasing op die agenda.

18.3 Elke mosie moet handel oor 'n saak waaroor die Raad jurisdiksie het.

18.4 'n Lid wat 'n mosie voorlê, sal die betrokke mosie toelig, en sal die reg van repliek daarop hê.

18.5 Wanneer 'n lid ingevolge hierdie reël 'n mosie indien:-

18.5.1 wat bedoel is om 'n besluit te herroep of te wysig wat binne die voorafgaande drie (3) maande deur die Raad aangeneem is, of

18.5.2 wat dieselfde strekking het as 'n mosie wat nie in die voorafgaande drie maande gesteun is nie, sal die betrokke mosie onderworpe aan reël 22 hieronder, nie oorweeg word nie.

18.6 Wanneer mosies behandel word,

18.6.1 sal die mosie tesame met die mosienommer en die naam van die voorsteller uitgelees word;

18.6.2 moet die Speaker bepaal watter mosies onbestrede is, en dié sal sonder debatvoering aangeneem word; daarna moet die Speaker die bestrede mosies in hulle volgorde op die agenda aankondig.

18.7 Debatvoering in verband met bestrede mosies sal toegelaat word, onderworpe aan die bepalings van Reël 16.

19. **DRINGENDE SAKE**

19.1 Die Munisipale Bestuurder kan na sy/haar goeddunke enige dringende saak vir besluitneming deur die Raad opper. 'n Saak is dringend wanneer die vereiste besluit, as dit verdrag word, die Raad of sy werksaamhede kan benadeel.

19.2 Die Speaker moet 'n geskikte tyd bepaal wanneer die Munisipale Bestuurder dringende sake kan opper, en die Speaker moet bepaal hoeveel tyd beskikbaar is om enige dringende saak te bespreek.

20. **VERWERPTE MOSIES EN VOORSTELLE**

20.1 Die Speaker sal 'n mosie of voorstel verwerp:-

20.1.1 wat kan lei tot die bespreking van 'n saak wat reeds op die agenda behandel is, of wat geen betrekking op die administrasie van, of toestande in die Munisipaliteit het nie;

20.1.2 wat argumente aanvoer, 'n mening uitspreek, of wat onnodige, inkriminerende, neerhalende of onbehoorlike voorstelle bevat, of ten opsigte waarvan:-

20.1.2.1 die Raad geen regspraak het nie;

20.1.2.2 'n besluit deur 'n geregtelike liggaam of kwasi-geregtelike liggaam hangende is; of

20.1.2.3 wat nie behoorlik gesekondeer is nie;

20.1.3 wat, as dit aangeneem word, strydig met die bepalings van dié ordereëls of van enige ander wet sal wees, of wat die Raad nie finansiëel bevoeg is om goed te keur nie, met dien verstande dat indien die betrokke mosie of voorstel, na die mening van die Raad, verdere ondersoek regverdig, dit na 'n toepaslike komitee verwys sal word.

21. **VRAE**

21.1 Enige lid kan 'n vraag oor enige saak voorlê ten einde verduidelikings of inligting, wat verwant is aan en/of relevant is vir Raadsake en/of kwessies, te bekom.

21.2 Die lid moet sorg dat die vraag minstens tien (10) werksdae voor die datum van die vergadering aan die HoofswEEP voorgelê word.

21.3 Die HoofswEEP sal skriftelik ontvangs van elke vraag wat ingevolge Reel 21.1 voorgelê is erken en die vraag na die Munisipale Bestuurder stuur vir skriftelike beantwoording van die vraag. Indien die Munisipale Bestuurder nie genoegsame tyd het om die gevraagde inligting te bekom vir plasing op die agenda van die vergadering soos bedoel in Reel 21.2 nie, sal die vraag oorstaan tot 'n volgende vergadering.

21.4 Geen lid mag weer 'n vraag oor enige saak voorlê as dié vraag gedurende die voorafgaande drie (3) maande oorweeg is nie.

21.5 Geen besluit sal deur die Raad geneem word aangaande enige vraag wat op die vergadering van die Raad geopper is ingevolge hierdie reël nie.

21.6 Die lid wat die vraag aan die Raad voorgelê het sal 'n reg van repliek hê op die antwoord wat deur die Munisipale Bestuurder verskaf is, maar geen bespreking van die vraag deur enige lid sal toegelaat word nie.

21.7 'n Vraag sal verval as die lid wat dit voorgelê het, nie op die vergadering waar dit behandel word, teenwoordig is nie.

22. **HEROORWEGING VAN BESLUIE**

Die Raad moet enige besluit wat geneem is, heroorweeg as die meerderheid van die lede van die Raad 'n versoek daartoe skriftelik by die Munisipale Bestuurder indien, met dien verstande dat sodanige heroorweging nie 'n nadelige uitwerking op bestaande regte sal hê nie. Mosies vir die heroorweging van 'n besluit moet ingevolge reël 18 voorgelê word.

23. **WYSIGING VAN AANBEVELINGS**

23.1 'n Wysiging wat voorgestel word:-

23.1.1 kan slegs deur 'n lid voorgestel word terwyl hy/sy praat oor 'n aanbeveling, mosie of voorstel wat onder bespreking is.

23.1.2 moet op skrif gestel word, deur die voorsteller en sekondant onderteken word, en aan die Speaker oorhandig word; en

23.1.3 moet van toepassing wees op die aanbeveling, mosie of voorstel waarvoor die voorgestel word;

23.2 'n Lid wat 'n wysiging voorgestel het, kan vir hoogstens vyf minute daarvoor praat, maar die sekondant sal nie toegelaat word om daarvoor te praat nie, en daar sal geen reg van repliek wees nie.

23.3 Meer as een wysiging van 'n aanbeveling, mosie of voorstel kan voorgestel word, en onderhewig aan reël 23.9 moet alle wysigings wat voorgestel is, by die sluiting van die debat oor die betrokke aanbeveling, mosie of voorstel tot stemming gebring word.

23.4 Geen lid mag meer as een wysiging van 'n aanbeveling, voorstel of mosie voorstel nie.

23.5 As die Burgemeester of 'n lid van die Burgemeesterskomitee of voorsitter van 'n komitee of die voorsteller van die oorspronklike mosie die Raad wil toespreek oor enige wysiging wat vir die betrokke aanbeveling, mosie of voorstel voorgestel is, kan hy/sy dit slegs tydens sy/haar repliek doen.

23.6 Die debat sal sluit wanneer die Burgemeester of lid of voorsitter daarop repliek gelewer het.

23.7 As meer as een wysiging van 'n aanbeveling, mosie of voorstel voorgestel is, moet sodanige wysigings tot stemming gebring word in die volgorde waarin hulle voorgestel is.

23.8 Die Speaker moet elke wysiging van 'n aanbeveling, mosie of voorstel duidelik vir die vergadering uiteensit voordat dit tot stemming gebring word.

23.9 As 'n wysiging aangeneem word, sal die gewysigde aanbeveling, mosie of voorstel die plek van die oorspronklike aanbeveling, mosie of voorstel inneem, ten opsigte waarvan slegs verdere voorgestelde wysigings tot stemming gebring sal word, met dien verstande dat die Speaker, as hy/sy van mening is dat 'n wysiging wat aangeneem is, nog 'n wysiging onnodig of sinloos maak, kan beslis dat sodanige ander wysiging nie tot stemming gebring hoef te word nie, waarna die laasgenoemde wysiging sal verval.

24. **VOORRANG VAN SPEAKER**

24.1 Wanneer ook al die Speaker praat, moet enige lid wat dan praat of wil praat, stilbly, en die lede moet stilbly sodat die Speaker sonder onderbreking gehoor kan word.

24.2 'n Lid wat die Raad aanspreek, moet dit doen deur die Speaker aan te spreek.

25. **RAADSLID KRY SLEGS EEN SPREEKBEURT**

25.1 Onderhewig aan teenbepalings wat in dié reëls vervat is, mag geen lid meer as een keer oor enige aanbeveling, mosie of voorstel praat nie, met dien verstande dat die Burgemeester, of LBK of lid van die betrokke komitee by debatsluiting repliek kan lewer, maar hy/sy moet hom/haar beperk daartoe om vorige sprekers te antwoord en hy/sy mag geen nuwe saak by die debat inbring nie.

25.2 Die Speaker sal die Burgemeester, LBK of voorsitter van 'n artikel 80 komitee toelaat om 'n verduidelikende verklaring te maak voordat enige besondere item oorweeg word wat in die verslag van die Burgemeester vervat is, of gedurende die bespreking van die betrokke verslag, in antwoord op 'n spesifieke vraag.

26. **TOEPASLIKHEID**

26.1 'n Lid wat praat, moet sy/haar toespraak streng by die saak onder bespreking of by die verduideliking van 'n punt van orde bepaal, en geen bespreking sal toegelaat word:-

26.1.1 wat enige saak op die agenda sal vooruitloop nie; of

26.1.2 in verband met enige saak ten opsigte waarvan 'n besluit deur 'n geregtelike of kwasi-geregtelike liggaam of 'n kommissie van ondersoek, hetsy ingevolge wetgewing aangestel, al dan nie, hangende is, met dien verstande dat sodanige saak met die toestemming van die Raad oorweeg kan word.

27. **ONTOEPASLIKHEID, VERVELENDE HERHALING, ONWELVOEGLIKE TAAL, GEDRAG OF ORDEBREUK**

- 27.1 Die Speaker moet 'n lid se aandag op ontoepaslike, vervelende herhaling, onwelvoeglike taal, gedrag of enige ordebreuk vestig, en moet sodanige lid gelas om sy/haar toespraak te staak totdat die lid tot orde gekom het. Sodanige opdrag moet as 'n waarskuwing beskou word. Na 2 waarskuwings en 'n finale waarskuwing tydens die beraadslagings van 'n Raadsvergadering, geld die bepalings van reël 28 en/of die Speaker mag besluit om ingevolge die gedragskode vir raadslede tugstappe teen sodanige lid te doen.
- 27.2 Die volgende gedrag van 'n lid tydens 'n vergadering word as strydig met die bepalings van Item 2(b) van die Gedragskode vir Raadslede, soos vervat in Skedule 1 tot die Munisipale Stelselwet, 32 van 2000, beskou:
- 27.2.1 Die maak van onnodige taktlose, inkriminerende, minagtende of onbehoorlike voorstelle, of die uitspreek van opinies in hierdie verband.
- 27.2.2 Die maak van onwelkome voorstelle, sinspelings, aanmerkings of skimpe van 'n seksuele aard, seksuele toenaderings, aanmerkings met seksuele ondertone, seksverwante grappe of beledigings, of onwelkome grafiese aanmerkings oor 'n ander persoon se liggaam.
- 27.2.3 Die maak van onwelkome of onbetaamlike gebare teenoor enige lid of werknemer wat vir daardie lid of werknemer geag word onwelkom of onbetaamlik te wees.
- 27.2.4 Die veroorsaking, aanmoediging, ingevaarstelling, bepleiting of verergering van haat, diskriminasie, bespottig, minagting of voorkeur gebaseer op kleur, herkoms, ras, etnisiteit, geslag, ouderdom of godsdiens wat leed of vernedering tot gevolg mag hê, of wat die belediging, vernedering of lastering van enige rasse-, etniese, geslags- of godsdiensgroep deur die uitspreek van woorde, hetsy skriftelik, mondelings of deur die uitvoering van dade, veroorsaak of mag veroorsaak.
- 27.2.5 Aanstigting van dreigende geweld.
- 27.2.6 Oortreding van hierdie ordereëlings.
- 27.2.7 Verontagsaming van enige opdragte of beslissing van die Speaker.
- 27.2.8 Die gebruik van dreigende, of beledigende taal teenoor 'n lid of 'n werknemer of die vertoning van enige geskrif, teken of ander sigbare voorstelling wat bedreigend, lasterend of beledigend is en by daardie lid of werknemer kwelling, ang of nood veroorsaak.
- 27.2.9 Die maak van 'n aantying, stelling of opmerking wat die waardigheid of eer van 'n lid of werknemer van die Munisipaliteit skaad of aantas.
- 27.2.10 Verhinderende deur 'n lid van die voortsetting van die sake van enige vergadering.
- 27.2.11 Uitdaging deur 'n Raadslid van die beslissing van die Speaker oor enige punt van orde of ander beslissing.

27.2.12 Weiering van 'n Raadslid om enige uitlating terug te trek wanneer die Speaker hom/haar beveel om dit te doen.

27.2.13 Aanhoudende lastige herhaling of onbehoorlike taal.

27.3 Die Speaker moet 'n lid gelas om verskoning te vra of om 'n bewering terug te trek as dit onvanpas is of die waardigheid of eer van 'n lid of beampte van die Raad aantas.

27.4 In die geval van 'n aanhoudende verontagsaming van die voorskrifte en of beslissings van die Speaker so 'n Raadslid versoek om die vergaderplek vir die oorblywende gedeelte van die vergadering te verlaat en mag, indien nodig, hom of haar van die vergaderplek laat verwyder ingevolge Reël 28.

27.5 Geen lid, amptenaar of ander persoon sal toegelaat word om enige voedsel, drankie of alkohol in die Raadsaal in te bring nie en die gebruik van selfone en lees van koerante of tydskrifte tydens 'n vergadering is streng verbode.

28. **VERWYDERING OF UITSLUITING VAN 'n RAADSLID**

28.1 As 'n lid weier om aan 'n opdrag ingevolge reël 27 gehoor te gee, kan die Speaker die Munisipale Bestuurder gelas om die lid te verwyder of te laat verwyder, en om stappe te doen om te verhoed dat hy/sy na die vergadering terugkeer, met dien verstande dat die Speaker geheel na eie goeddunke kan toelaat dat die lid na die vergadering terugkeer, as die betrokke lid sy berou skriftelik aan die Speaker betuig, welke betuiging van berou deel van die notule van die vergadering moet wees.

28.2 'n Voorstel om enige persoon uit te sluit, kan in enige stadium van die vergadering ingedien word.

29. **GEDRAG VAN LEDE VAN DIE PUBLIEK**

29.1 'n Lid van die publiek of media mag nie:

29.1.1 op enige tyd die vergadering toespreek tensy hy of sy 'n lid van 'n afvaardiging is nie;

29.1.2 die sake van die vergadering belemmer nie;

29.1.3 opmerkings maak nie;

29.1.4 onwelkome voorstelle, sinspelings, aanmerkings of skimpe van 'n seksuele aard, seksuele toenadering, aanmerkings met 'n seksuele ondertoon, seksverwante grappe of beledigings of onwelkome grafiese aanmerkings oor 'n ander persoon se liggaam maak nie;

29.1.5 haat, diskriminasie, bespotting, minagting of voorkeur gebaseer op kleur, herkoms, ras, etnisiteit, geslag of godsdienste om vernedering, of geweld te veroorsaak, of wat enige rasse-, etniese, geslags- of godsdienste-groep deur die spreek van woorde, hetsy skriftelik, mondelings of

deur die uitvoering van dade beledig, verneder belaster of misbruik, aanmoedig, in gevaar stel, bepleit of vererger nie;

29.1.6 dreigende, lasterende of beledigende taal teenoor 'n lid of werknemer gebruik of enige skrif, teken of ander sigbare voorstelling vertoon wat bedreigend, lasterend of beledigend is en teistering, angs of nood by daardie lid of werknemer veroorsaak nie.

29.1.7 onwelkome of onbetaamlike gebare maak nie.

29.2 Wanneer 'n vergadering besluit om sy sitting of 'n gedeelte daarvan te sluit, moet enige lid van die publiek en media die vergadering onmiddellik verlaat en nie na daardie vergadering terugkeer voor dit as 'n openbare vergadering voortgaan nie.

29.3 'n Lid van die publiek of media wat 'n Raads- of komiteevergadering bywoon, is onderhewig aan die gesag van die Speaker.

29.4 Die Speaker kan te eniger tyd gedurende 'n vergadering, as hy/sy dit in belang van die orde ag, die Munisipale Bestuurder gelas om enige persoon, uit die Raadsaal te verwyder of te laat verwyder, of beveel dat die openbare galery ontruim word.

29.5 Die Speaker kan versoek of beveel dat enige persoon of persone verwyder word wat weier om enige billike opdrag van die Speaker uit te voer, of wat die uitvoering van sodanige opdrag opsetlik dwarsboom.

29.6 'n Persoon wat hom/haar herhaaldelik skuldig maak aan 'n verbreking van hierdie Reël, kan op las van die Speaker verbied word om toegang tot die Raadsaal te verkry vir 'n tydperk soos deur die Speaker bepaal.

30. **PUNTE VAN ORDE EN PERSOONLIKE VERDUIDELIKING**

30.1 Vir die doeleindes van hierdie reël:-

30.1.1 sal enige punt van orde of persoonlike verduideliking nie 'n toespraak uitmaak nie, en dus nie die reg van enige lid raak om oor 'n bepaalde item te praat nie, met dien verstande dat 'n lid wat die Speaker oor 'n punt van orde of persoonlike verduideliking aanspreek, nie toegelaat sal word om die Speaker vir langer as twee (2) minute oor sodanige punt van orde of persoonlike verduideliking aan te spreek nie;

30.1.2 beteken "n punt van orde" dat enige afwyking of enigiets strydig met die ordereëls deur n lid uitgewys word. 'n Lid wat die Speaker oor 'n punt van orde aanspreek, sal die bepaalde Ordereël aanhaal, by gebrek waarvan die punt van orde onmiddellik deur die Speaker afgewys sal word. Die bepalinge van Reel 30.4 sal in sodanige gevalle geld;

30.1.3 beteken “’n punt van persoonlike verduideliking” dat ’n wesenlike deel van ’n lid se toespraak wat misverstaan is of waarop helderheid benodig word is, verduidelik word.

30.2 Enige lid, hetsy hy/sy die Raad oor die saak onder debat toegespreek het, al dan nie, kan-

30.2.1 sy/haar hand op ’n punt van orde opsteek;

30.2.2 sy/haar hand aan die einde van die debat op ’n punt van persoonlike verduideliking opsteek.

30.3 ’n Lid soos bedoel in subartikel 30.2, sal daarop geregtig wees om onmiddellik gehoor te word, en die Raadslid wat dan aan die woord is, sal stilbly en gaan sit, totdat die Speaker ’n beslissing gemaak het.

30.4 Die beslissing van die Speaker oor ’n punt van orde of die toelaatbaarheid van ’n persoonlike verduideliking sal finaal wees, en sal nie oop vir bespreking wees nie. Enige poging van ’n lid om die Speaker se beslissing te bevraagteken sal geag word ’n oortreding te wees van Reël 27.

31. **PROSEDURE MOSIES**

Wanneer ’n saak op enige vergadering van die Raad onder bespreking is, moet geen verdere debatvoering toegelaat word as enige van die volgende proseduremosies aanvaar word nie –

31.1 dat oorweging van die saak verdaag word, en dat dit hervat word op ’n tyd wat die Raad sal bepaal;

31.2 dat die vergadering van die Raad verdaag en herbelê word op ’n tyd wat die Speaker sal bepaal;

31.3 dat die saak na ’n komitee terugverwys word, met die redes daarvoor; en

31.4 dat daar nou oor die saak besluit word.

32. **DRINGENDE MOSIE**

32.1 ’n Lid kan die aandag van die Raad vestig op enige aangeleentheid wat nie op die sakelys verskyn nie en waarvan daar nie vooraf kennis gegee is nie, deur kortliks die onderwerp van die aangeleentheid te meld en sonder kommentaar daarop, voor te stel “dat die mosie waarop die aandag gevestig is, onverwyld oorweeg word as ’n kwessie van dringendheid”.

32.2 Sodanige mosie word hierin ’n dringende mosie genoem.

32.3 Indien sodanige mosie gesecondeer en aangeneem word deur ’n meerderheid van die lede teenwoordig, moet die voorsteller toegelaat word om die aangeleentheid sonder kennis deur middel van ’n mosie of vraag tot oorweging te bring.

33. **VERGADERINGS OOP VIR DIE PUBLIEK EN PERS**

- 33.1 Die Raad moet sy werksaamhede op 'n openlike wyse uitvoer, en mag sy vergaderings slegs geslote hou as dit billik is om dit te doen, met inagneming van die aard van die werksaamhede wat uitgevoer word.
- 33.2 Nieteenstaande die bepalings van reël 33.1, mag die Raad nie die publiek, met inbegrip van die media, uitsluit wanneer enige van die volgende aangeleenthede oorweeg of tot stemming gebring word nie: –
- 33.2.1 'n konsepverordening;
 - 33.2.2 die begroting;
 - 33.2.3 die konsep-geïntegreerdeontwikkelingsplan (IDP), of enige wysigings van die plan; en
 - 33.2.4 die Munisipaliteit se konsep-prestasiebestuurstelsel, of enige wysiging van die stelsel.
 - 33.2.5 dissiplinêre aksies teen 'n raadslid volgens die Gedragskode vir Raadslede; en
 - 33.2.6 enige ander aangeleentheid waar volgens wetgewing, die publiek en pers nie uitgesluit mag word nie.

34. **UITNODIGING OM DIE RAAD TOE TE SPREEK**

Die Speaker of Uitvoerende Burgemeester kan na sy/haar goeddunke enige persoon of persone uitnoui om enige vergadering van die Raad toe te spreek.

35. **KOUKUSSE**

- 35.1 Koukusse sal deur die Speaker na goeddunke en op versoek van 'n lid toegestaan word, met dien verstande dat aan geen politieke party en sy alliansievenote kollektief meer as 30 minute koukus tydens 'n vergadering toegestaan sal word nie.
- 35.2 Die onus om die toegelate tyd vir koukusse tydens 'n vergadering te bestuur, berus by 'n politieke party en sy alliansievennote en die Speaker sal geen aansoek om verlengde koukustyd toestaan nie.

36. **PROSES VIR DIE AANNAME VAN VERORDENINGE**

- 36.1 Indiening deur lid
- 35.1.1 'n Lid dien 'n konsepverordening in deur dit saam met 'n memorandum oor die oogmerke van die verordening aan die Speaker voor te lê.
 - 35.1.2 Die Speaker moet by ontvangs van 'n konsepverordening dit aan die Burgemeesterskomitee voorlê vir oorweging.
 - 35.1.3 Die Burgemeesterskomitee moet binne drie maande na ontvangsvan 'n konsepverordening die aangeleentheid oorweeg en 'n verslag in die vorm in reël 36.3.1 bedoel, aan die raad voorlê.

36.2 Indiening deur Burgemeesterskomitee

36.2.1 Die Burgemeesterskomitee kan uit eie beweging of na oorweging van 'n versoek van die Munisipale Bestuurder 'n konsepverordening indien.

36.2.2 Indien die Burgemeesterskomitee uit eie beweging besluit om 'n konsepverordening in te dien, moet die komitee die kommentaar van die Munisipale Bestuurder oor die inhoud daarvan verkry en kan die komitee die kommentaar van enige persoon daarvoor vra.

36.2.3 Die Burgemeesterskomitee moet 'n verslag oor die voorstel om 'n konsepverordening in te dien, aan die raad voorlê in die vorm in reël 36.3.1 bedoel.

36.3 Eerste indiening by raad

36.3.1 'n Konsepverordening wat deur die Burgemeesterskomitee ingedien word, moet in die volgende vorm aan die raad voorgelê word:

36.3.1.1 'n bestuursopsomming van die konsepverordening;

36.3.1.2 die inhoud van die voorgestelde verordening;

36.3.1.3 ander verordeninge wat herroep of geamendeer moet word as die konsepverordening aangeneem word;

36.3.1.4 enige tersaaklike kommentaar of voorstelle; en

36.3.1.5 'n aanbeveling.

36.3.2 Na oorweging van die verslag in reël 36.3.1 bedoel, moet die raad besluit om die voorgestelde verordening te verwerp of voorlopig aan te neem.

36.3.3 Wanneer 'n voorgestelde verordening deur die raad verwerp is, mag geen verordening met dieselfde inhoud binne 'n tydperk van ses maande na die datum van verwerping ingedien word nie.

36.3.4 Wanneer 'n voorgestelde verordening voorlopig aangeneem is, moet dit geadverteer word vir kommentaar deur die publiek.

36.4. Publikasie

36.4.1 Die Munisipale Bestuurder moet so gou moontlik nadat die raad 'n verordening voorlopig aangeneem het, die konsepverordening vir kommentaar deur die publiek publiseer op so 'n wyse dat die publiek die geleentheid sal hê om verhoë in verband daarmee te rig.

36.4.2 Die publikasie moet in die amptelike tale van die provinsie geskied.

- 36.5 Tweede indiening by raad
- 36.5.1 Die Munisipale Bestuurder moet so gou moontlik na die sluitingsdatum vir verhoë deur die publiek 'n verslag aan die Raad voorlê, met –
- 36.5.1.1 'n eksemplaar van die voorgestelde verordening;
- 36.5.1.2 eksimplare van die advertensies waarin die publiek genooi is om verhoë te rig;
- 36.5.1.3 enige kommentaar wat van die publiek ontvang is, en
- 36.5.1.4 enige ander kommentaar van die administrasie.
- 36.5.2 Wanneer 'n konsepverordening deur die raad verwerp is, mag geen verordening met dieselfde inhoud binne 'n tydperk van ses maande na die verwerping ingedien word nie.
- 36.5.3 Wanneer 'n verordening na oorweging aangeneem is, moet dit in die *Provinsiale Koerant* gepubliseer word.

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