

# Provinsiale Koerant

5404

Vrydag, 17 Desember 1999

As 'n Nuusblad by die Poskantoor Geregistreer

## INHOUD

(\*Herdrukke is verkrygbaar by Kamer 12-06, Provinsiale-gebou, Dorpsstraat 4, Kaapstad 8001.)

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(Vervolg op bladsy 1244)

# Provincial Gazette

5404

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**PROVINSIALE KENNISGEWINGS**

Die volgende Provinsiale Kennisgewings word vir algemene inligting gepubliseer.

L. D. BARNARD,  
DIREKTEUR-GENERAAL

Provinsiale-gebou,  
Waalstraat,  
Kaapstad.

P.K. 476/1999

17 Desember 1999

**MUNISIPALITEIT OUDTSHOORN:****WET OP OPHEFFING VAN BEPERKINGS, 1967**

Ek, André John Lombaard, in my hoedanigheid as Assistent-Direkteur in die Departement van Beplanning, Plaaslike Bestuur en Behuising: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoortlik 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 4068, Oudtshoorn, hef voorwaarde B."1. in Transportakte Nr. T.16103 van 1987, op.

P.K. 477/1999

17 Desember 1999

**MUNISIPALITEIT PLETTENBERGBAAI:****WET OP OPHEFFING VAN BEPERKINGS, 1967**

Ek, André John Lombaard, in my hoedanigheid as Assistent-Direkteur in die Departement van Beplanning, Plaaslike Bestuur en Behuising: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoortlik 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 712, Plettenbergbaai, hef voorwaarde III.4(a) (op bladsy 4) vervat in Transportakte Nr. T.53604 van 1999, op.

P.K. 478/1999

17 Desember 1999

**MUNISIPALITEIT GROOT BRAKRIVIER:****WET OP OPHEFFING VAN BEPERKINGS, 1967**

Ek, André John Lombaard, in my hoedanigheid as Assistent-Direkteur in die Departement van Beplanning, Plaaslike Bestuur en Behuising: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoortlik 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 48, Groot Brakrivier, hef voorwaarde (e) (op bladsy 5) van Transportakte Nr. T.19675 van 1964 en voorwaarde D(e) van Transportakte Nr. T.28350 van 1980, op.

**PROVINCIAL NOTICES**

The following Provincial Notices are published for general information.

L. D. BARNARD,  
DIRECTOR-GENERAL

Provincial Building,  
Wale Street,  
Cape Town.

P.N. 476/1999

17 December 1999

**OUDTSHOORN MUNICIPALITY:****REMOVAL OF RESTRICTIONS ACT, 1967**

I, André John Lombaard, in my capacity as Assistant Director in the Department of Planning, Local Government and Housing: 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 4068, Oudtshoorn, remove condition B."1. contained in Deed of Transfer No. T.16103 of 1987.

P.N. 477/1999

17 December 1999

**PLETTENBERG BAY MUNICIPALITY:****REMOVAL OF RESTRICTIONS ACT, 1967**

I, André John Lombaard, in my capacity as Assistant Director in the Department of Planning, Local Government and Housing: 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 712, Plettenberg Bay, remove condition III.4(a) (on page 4) contained in Deed of Transfer No. T.53604 of 1999.

P.N. 478/1999

17 December 1999

**GREAT BRAK RIVER MUNICIPALITY:****REMOVAL OF RESTRICTIONS ACT, 1967**

I, André John Lombaard, in my capacity as Assistant Director in the Department of Planning, Local Government and Housing: 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 48, Great Brak River, remove condition (e) (on page 5) in Title Deed No. T.19675 of 1964 and condition D(e) contained in Title Deed No. T.28350 of 1980.

## PROVINSIE WES-KAAP · PROVINCE OF THE WESTERN CAPE

P.K. NR./P.N. NO. 452/1999

STAAT VAN INKOMSTE IN EN OORDRAGTE UIT DIE PROVINSIALE SKATKISREKENING VIR DIE TYDPERK 1 APRIL 1999 TOT 31 JULIE 1999 · STATEMENT OF REVENUE INTO AND TRANSFERS FROM THE PROVINCIAL EXCHEQUER ACCOUNT FOR THE PERIOD 1 APRIL 1999 TO 31 JULY 1999.

## PROVINSIALE TESOURIE: WES-KAAP · PROVINCIAL TREASURY: WESTERN CAPE

	BEGROTING ESTIMATE	MAAND JULIE MONTH OF JULY		TOTAAL 1 APRIL TOT 31 JULIE TOTAL 1 APRIL TO 31 JULY	
	1999-00	1999	1998	1999-00	1998-99
	R	R	R	R	R
Openingsaldo soos op 1 April · Opening balance as at 1 April .....	—	—	—	307 467 443	5 427 546
Provinsiale Skatkisrekening-saldo, soos op 31 Maart · Provincial Exchequer Account Balance, as at 31 March .....	—	—	—	4 967 443	5 427 546
Beleggings Provinsiale Skatkisrekening soos op 31 Maart · Investments Provincial Exchequer Account as at 31 March .....	—	—	—	302 500 000	—
Provinsiale Skatkisrekening-saldo, soos op 30 Junie · Provincial Exchequer Account Balance, as at 30 June .....	—	(59 702 725)	4 428 879	—	—
<b>Plus Inkomste · Plus Revenue</b>					
Eie inkomste · Own revenue .....	443 260 000	38 713 392	53 499 401	105 438 192	117 215 072
Belastinge · Taxation .....	287 798 000	18 414 762	38 971 920	56 088 202	51 402 980
Heffings · Levies .....	1 209 000	1 236 857	38 887	1 389 062	147 509
Terugvordering van lenings en voorskotte · Recovery of loans and advances .....	9 434 000	1 586 857	393 078	3 031 220	1 849 170
Departementele bedrywighede · Departmental activities .....	142 669 000	14 587 548	11 063 168	39 907 124	60 507 931
Diverse · Miscellaneous .....	2 150 000	2 887 368	3 032 348	5 022 583	3 307 482
Verwagte surplus/(tekort) in die Provinsiale Inkomsterekening (vorige jaar) · Expected surplus/(deficit) in the Provincial Revenue Account (previous year) .....	—	—	—	30 294 422	43 389 763
Oordrag uit die Nasionale Inkomsterekening · Transfer from the National Revenue Account .....	9 610 932 000	822 854 250	733 302 000	3 484 785 250	3 440 098 000
Oordrag uit die Nasionale Inkomsterekening (vorige jaar) · Transfer from the National Revenue Account (previous year) .....	—	—	—	15 897 023	—
Oordragte uit die Provinsiale Betaalmeester-Generaalrekening vir tydelike beleggings · Transfers from the Provincial Paymaster-General's Account for temporary investments .....	—	—	(28 420 471)	(7 695 000)	42 535 251
Rente verdien op die Provinsiale Skatkisrekening en Beleggings · Interest earned on the Provincial Exchequer Account and Investments .....	—	6 824 190	7 435 693	20 017 424	21 579 870
<b>Subtotaal · Sub-total .....</b>	<b>10 054 192 000</b>	<b>808 689 106</b>	<b>770 245 502</b>	<b>3 956 204 754</b>	<b>3 670 245 502</b>
<b>Minus Oordragte · Less Transfers</b>					
Oordragte na Provinsiale Betaalmeester-Generaalrekening · Transfers to Provincial Paymaster-General's Account .....	(3 528 500 000)	(a) (953 984 352)	(877 500 000)	(3 528 500 000)	(3 465 500 000)
<b>Subtotaal · Sub-total .....</b>	<b>6 525 692 000</b>	<b>(145 295 245)</b>	<b>(107 254 498)</b>	<b>427 704 755</b>	<b>204 745 502</b>
Beleggings · Investments .....	—	146 500 000	111 000 000	(426 500 000)	(201 000 000)
Provinsiale Skatkisrekening-saldo, soos op 31 Julie · Provincial Exchequer Account Balance, as at 31 July .....	6 525 692 000	1 204 755	3 745 502	1 204 755	3 745 502

(a) Verteenwoordig slegs oordragte na Provinsiale Betaalmeester-generaalrekening en nie die werklike besteding nie · Represents only transfers to Provincial Paymaster-General's Account and not actual expenditure.

## PROVINSIE WES-KAAP · PROVINCE OF THE WESTERN CAPE

P.K. NR./P.N. NO. 453/1999

STAAT VAN INKOMSTE IN EN OORDRAGTE UIT DIE PROVINSIALE SKATKISREKENING VIR DIE TYDPERK 1 APRIL 1999 TOT 31 AUGUSTUS 1999 · STATEMENT OF REVENUE INTO AND TRANSFERS FROM THE PROVINCIAL EXCHEQUER ACCOUNT FOR THE PERIOD 1 APRIL 1999 TO 31 AUGUST 1999.

## PROVINSIALE TESOURIE: WES-KAAP · PROVINCIAL TREASURY: WESTERN CAPE

	BEGROTING ESTIMATE		MAAND AUGUSTUS MONTH OF AUGUST		TOTAAL 1 APRIL TOT 31 AUGUSTUS TOTAL 1 APRIL TO 31 AUGUST	
	1999-00	1999	1998	1999-00	1998-99	
	R	R	R	R	R	
Openingsaldo soos op 1 April · Opening balance as at 1 April .....	—	—	—	307 467 443	5 427 546	
Provinsiale Skatkisrekening-saldo, soos op 31 Maart · Provincial Exchequer Account Balance, as at 31 March .....	—	—	—	4 967 443	5 427 546	
Beleggings Provinsiale Skatkisrekening soos op 31 Maart · Investments Provincial Exchequer Account as at 31 March .....	—	—	—	302 500 000	—	
Provinsiale Skatkisrekening-saldo, soos op 31 Julie · Provincial Exchequer Account Balance, as at 31 July .....	—	1 204 755	3 745 502	—	—	
<b>Plus Inkomste · Plus Revenue</b>						
Eie inkomste · Own revenue .....	443 260 000	42 266 095	19 329 945	147 704 287	136 545 017	
Belastings · Taxation .....	287 798 000	19 505 620	10 090 847	75 593 823	61 493 827	
Heffings · Levies .....	1 209 000	5 413 856	127 461	6 802 918	274 970	
Terugvordering van lenings en voorskotte · Recovery of loans and advances .....	9 434 000	3 758 561	432 400	6 789 781	2 281 570	
Departementele bedrywighede · Departmental activities .....	142 669 000	12 487 541	8 201 491	52 394 665	68 709 422	
Diverse · Miscellaneous .....	2 150 000	1 100 516	477 746	6 123 100	3 785 228	
Verwagte surplus/(tekort) in die Provinsiale Inkomsterekening (vorige jaar) · Expected surplus/(deficit) in the Provincial Revenue Account (previous year) .....	—	—	—	30 294 422	43 389 763	
Oordrag uit die Nasionale Inkomsterekening · Transfer from the National Revenue Account .....	9 610 932 000	868 364 250	735 381 120	4 353 149 500	4 175 479 120	
Oordrag uit die Nasionale Inkomsterekening (vorige jaar) · Transfer from the National Revenue Account (previous year) .....	—	—	—	15 897 023	—	
Oordragte uit die Provinsiale Betaalmeester-Generaalrekening vir tydelike beleggings · Transfers from the Provincial Paymaster-General's Account for temporary investments .....	—	—	—	(7 695 000)	42 535 251	
Rente verdien op die Provinsiale Skatkisrekening en Beleggings · Interest earned on the Provincial Exchequer Account and Investments .....	—	7 193 806	8 225 615	27 211 230	29 805 485	
Foutiewe toewysing deur Departement van Staatsbesteding · Erroneous allocation by Department of State Expenditure .....	—	275	—	275	—	
<b>Subtotaal · Sub-total .....</b>	<b>10 054 192 000</b>	<b>919 029 181</b>	<b>766 682 182</b>	<b>4 874 029 180</b>	<b>4 433 182 182</b>	
<b>Minus Oordragte · Less Transfers</b>						
Oordragte na Provinsiale Betaalmeester-Generaalrekening · Transfers to Provincial Paymaster-General's Account .....	(4 403 600 000)	(a) (875 100 000)	(793 000 000)	(4 403 600 000)	(4 258 500 000)	
Bankkoste foutiewelik teen Skatkisrekening gedebiteer · Bank charges erroneously debited to Exchequer Account .....	—	(810)	—	(810)	—	
<b>Subtotaal · Sub-total .....</b>	<b>5 650 592 000</b>	<b>43 928 371</b>	<b>(26 317 818)</b>	<b>470 428 371</b>	<b>174 682 182</b>	
<b>Beleggings · Investments .....</b>	<b>—</b>	<b>(42 500 000)</b>	<b>30 000 000</b>	<b>(469 000 000)</b>	<b>(171 000 000)</b>	
<b>Provinsiale Skatkisrekening-saldo, soos op 31 Augustus · Provincial Exchequer Account Balance, as at 31 August .....</b>	<b>5 650 592 000</b>	<b>1 428 371</b>	<b>3 682 182</b>	<b>1 428 371</b>	<b>3 682 182</b>	

(a) Verteenwoordig slegs oordragte na Provinsiale Betaalmeester-generaalrekening en nie die werklike besteding nie · Represents only transfers to Provincial Paymaster-General's Account and not actual expenditure.

## PROVINSIE WES-KAAP · PROVINCE OF THE WESTERN CAPE

P.K. NR./P.N. NO. 454/1999

STAAT VAN INKOMSTE IN EN OORDRAGTE UIT DIE PROVINSIALE SKATKISREKENING VIR DIE TYDPERK 1 APRIL 1999 TOT 30 SEPTEMBER 1999 · STATEMENT OF REVENUE INTO AND TRANSFERS FROM THE PROVINCIAL EXCHEQUER ACCOUNT FOR THE PERIOD 1 APRIL 1999 TO 30 SEPTEMBER 1999.

## PROVINSIALE TESOURIE: WES-KAAP · PROVINCIAL TREASURY: WESTERN CAPE

	BEGROTING ESTIMATE	MAAND SEPTEMBER MONTH OF SEPTEMBER		TOTAAL 1 APRIL TOT 30 SEPTEMBER TOTAL 1 APRIL TO 30 SEPTEMBER	
	1999-00	1999	1998	1999-00	1998-99
	R	R	R	R	R
Openingsaldo soos op 1 April · Opening balance as at 1 April .....	—	—	—	307 467 443	5 427 546
Provinsiale Skatkisrekening-saldo, soos op 31 Maart · Provincial Exchequer Account Balance, as at 31 March .....	—	—	—	4 967 443	5 427 546
Beleggings Provinsiale Skatkisrekening soos op 31 Maart · Investments Provincial Exchequer Account as at 31 March .....	—	—	—	302 500 000	—
Provinsiale Skatkisrekening-saldo, soos op 31 Augustus · Provincial Exchequer Account Balance, as at 31 August .....	—	1 428 371	3 682 182	—	—
<b>Plus Inkomste · Plus Revenue</b>					
Eie inkomste · Own revenue .....	443 260 000	38 898 111	35 751 762	186 602 398	172 296 779
Belastinge · Taxation .....	287 798 000	18 563 421	24 321 979	94 157 244	85 815 806
Heffings · Levies .....	1 209 000	498 000	43 355	7 300 918	318 325
Terugvordering van lenings en voorskotte · Recovery of loans and advances .....	9 434 000	1 548 632	411 008	8 338 413	2 692 578
Departementele bedrywighede · Departmental activities .....	142 669 000	17 037 058	10 223 855	69 431 723	78 933 277
Diverse · Miscellaneous .....	2 150 000	1 251 000	751 565	7 374 100	4 536 793
Verwagte surplus/(tekort) in die Provinsiale Inkomsterekening (vorige jaar) · Expected surplus/(deficit) in the Provincial Revenue Account (previous year) .....	—	7 500 000	(113 129 631)	37 794 422	(69 739 868)
Oordrag uit die Nasionale Inkomsterekening · Transfer from the National Revenue Account .....	9 610 932 000	790 712 040	733 302 000	5 143 861 540	4 908 781 120
Oordrag uit die Nasionale Inkomsterekening (vorige jaar) · Transfer from the National Revenue Account (previous year) .....	—	—	—	15 897 023	—
Oordragte uit die Provinsiale Betaalmeester-Generaalrekening vir tydelike beleggings · Transfers from the Provincial Paymaster-General's Account for temporary investments .....	—	—	(42 535 251)	(7 695 000)	—
Rente verdien op die Provinsiale Skatkisrekening en Beleggings · Interest earned on the Provincial Exchequer Account and Investments .....	—	4 749 712	4 893 929	31 960 941	34 699 414
Foutiewe toewysing deur Departement van Staatsbesteding · Erroneous allocation by Department of State Expenditure .....	—	—	—	275	—
<b>Subtotaal · Sub-total .....</b>	<b>10 054 192 000</b>	<b>843 288 233</b>	<b>621 964 991</b>	<b>5 715 889 043</b>	<b>5 051 464 991</b>
<b>Minus Oordragte · Less Transfers</b>					
Oordragte na Provinsiale Betaalmeester-Generaalrekening · Transfers to Provincial Paymaster-General's Account .....	(5 305 500 000)	(a) (901 900 000)	(a) (652 000 000)	(5 305 500 000)	(4 910 500 000)
Bankkoste foutiewelik teen Skatkisrekening gedebiteer · Bank charges erroneously debited to Exchequer Account .....	—	—	—	(810)	—
<b>Subtotaal · Sub-total .....</b>	<b>4 748 692 000</b>	<b>(58 611 767)</b>	<b>(30 035 009)</b>	<b>410 388 233</b>	<b>140 964 991</b>
<b>Beleggings · Investments .....</b>	<b>—</b>	<b>50 000 000</b>	<b>33 000 000</b>	<b>(419 000 000)</b>	<b>(138 000 000)</b>
Provinsiale Skatkisrekening-saldo, soos op 30 September · Provincial Exchequer Account Balance, as at 30 September .....	4 748 692 000	(8 611 767)	2 964 991	(8 611 767)	2 964 991

(a) Verteenwoordig slegs oordragte na Provinsiale Betaalmeester-generaalrekening en nie die werklike besteding nie · Represents only transfers to Provincial Paymaster-General's Account and not actual expenditure.

P.K. 455/1999

17 Desember 1999

Die Premier het sy goedkeuring geheg aan die volgende verordening opgestel deur die Brenton Plaaslike Raad.

## BRENTON PLAASLIKE RAAD:

VERORDENING INSAKE DIE BESKADIGING VAN  
RAADSEIENDOM

1. In hierdie verordening, tensy uit die samehang anders blyk, beteken—  
"eienaar" wat by artikel 2 van die Ordonnansie daaraan geheg word;  
"ordonnansie" die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974);  
"raad" die Brenton Plaaslike Raad;  
"raadseiendom" enige straat en openbare plek wat in artikel 2 van die Ordonnansie daaraan geheg word asook enige vaste eiendom in die naam van die raad, en  
"werk" werk van watter aard ook al wat onderneem word op enige grond binne die dorpsgrense en, sonder om die gewone betekenis van die woord op enige wyse te beperk, omvat dit die oprigting van 'n nuwe gebou of veranderings of aanbouings aan enige bestaande gebou, die stort van bou- of ander materiaal op enige plek in die straat, of die aflewering aan of verwydering vanaf enige perseel van enige grond of materiaal van watter aard ook al.
2. Iedereen wat die eienaar is van enige grond waarop enige werk gedoen word, is aanspreeklik vir enige skade aan enige gedeelte van 'n straat wat veroorsaak word deur of wat in verband staan met die uitvoering van sodanige werk deur sodanige eienaar, sy werknemer of enige onafhanklike aannemer wat namens sodanige eienaar optree.
3. Wanneer enige werk wat op enige grond onderneem moet word, meebring dat voertuie oor randstene, sypaadjies of padrande moet ry, mag die eienaar van sodanige grond nie 'n aanvang met enige sodanige werk maak of enige ander persoon toelaat om 'n aanvang daarmee te maak nie, tensy en totdat hy 'n bedrag by die raad gedeponeer het wat deur die raad vasgestel word as voldoende om die koste te bestry van die herstel van enige skade wat aan enige gedeelte van sodanige straat veroorsaak word as gevolg van of in verband met die uitvoering van sodanige werk deur sodanige eienaar, sy werknemer of enige onafhanklike aannemer wat namens sodanige eienaar handel.
4. Na voltooiing van sodanige werk kan die raad die eienaar opdrag gee om die skade, indien enige, tot sy tevreedenheid te herstel of onderneem die raad self die herstel van enige gedeelte van sodanige straat wat deur sodanige werk beskadig is en verreken hy die koste van sodanige herstelwerk teen die deposito. As die koste minder is as die bedrag van die deposito, betaal die Raad die saldo aan die deponeerder terug, maar indien die bedrag van die deposito nie die koste dek nie, is die eienaar aanspreeklik vir die verskil wat betaalbaar word by die ontvangs van 'n rekening waarin die addisionele bedrag wat verskuldig is, aangetoon word.
5. Waar enige werk op enige grond onderneem is sonder die storting van 'n deposito soos voornoem by die raad, en die werk enige skade aan enige gedeelte van die straat veroorsaak het, onderneem die raad self die herstel van die straat en verhaal hy die koste van die herstelwerk op die eienaar van die grond, en die koste word betaalbaar by ontvangs deur sodanige eienaar van 'n rekening wat die verskuldigde bedrag aantoon.
6. In gevalle waar bewys ten genoë van die raad deur die eienaar gelewer word dat dit onmoontlik is om materiaal wat vir enige werk op die eienaar se perseel benodig word, op te berg, moet die eienaar die raad se voorafverkreë skriftelike toestemming vir die berging van enige sodanige materiaal op raadseiendom eers verkry. Indien sodanige toestemming verleen word, moet enige vereiste soos deur die raad gestel, nagekom word en 'n oorskrydingsgeld, soos van tyd tot tyd deur die raad bepaal, sal dan deur die eienaar van die grond waarop werk gedoen gaan word, vooruit aan die raad betaalbaar wees.
7. Alle boumateriaal wat deur die eienaar op raadseiendom geplaas is of laat plaas is, moet voor die amptelike aanvangsdatum van die bouersvakansieseisoen Desember-Januarie van elke jaar van raads-eiendom verwyder wees.

P.N. 455/1999

17 December 1999

The Premier has approved the following By-law framed by the Brenton Local Council.

## BRENTON LOCAL COUNCIL:

BY-LAW RELATING TO THE DAMAGING OF  
COUNCIL PROPERTY

1. In this by-law, unless the context ontherwise indicates—  
"council" means the Brenton Local Council;  
"council property" means any street or public place which shall have the meaning assigned thereto in section 2 of Ordinance 20 of 1974 or fixed property registered in the name of the Brenton Local Council;  
"ordinance" means the Municipal Ordinance, 1974 (Ordinance 20 of 1974);  
"owner" means an owner referred to in section 2 of the Ordinance, and  
"work" means work of any nature whatsoever undertaken on any land within the town's boundaries and, without in any way limiting the ordinary meaning of the word, shall include the erection of a new building or alterations or additions to any existing building, the dumping of building or other material anywhere in the street, or delivery to or removal from any site of any soil or material of any nature whatsoever.
2. Any person who is the owner of land on which any work is done shall be liable for any damage to any portion of a street caused by or in connection with the execution of such work by such owner, his employee or any independent contractor acting on behalf of such owner.
3. When any work which has to be undertaken on any land entails the driving of vehicles over kerbs, sidewalks or road verges, the owner of such land shall not commence or allow any other person to commence with any such work unless and until he has deposited with the council an amount which is determined by the council to be sufficient to cover the cost of repairing any damage which may be caused to any portion of such street as a result of, or in connection with, the execution of such work by such owner, his employee or any independent contractor acting on behalf of such owner.
4. After the completion of such work the council shall give notice to the owner to repair the damage, if any, to its satisfaction or can itself undertake the repair of any portion of such street as may have been damaged by such work and shall set off the costs of the repairs against the deposit. If the costs are less than the amount of the deposit, the council shall refund the balance to the depositor, but if the amount of the deposit does not cover such costs, the owner shall be liable for the difference, which shall become payable on receipt of an account specifying the additional amount due.
5. Where any work has been undertaken on any land without the lodging of a deposit as aforesaid with the council, and the work has resulted in any damage to any portion of the street, the council shall itself undertake the repair of the street and recover the cost of the repairs from the owner of the land, and the costs shall be payable on receipt by such owner of an account specifying the amount due.
6. In cases where the owner has proved to the satisfaction of the council that materials for the work cannot be stored on the land where such work is to be undertaken, the owner must first obtain the written consent of the council before any such material may be stored on council property. If such consent is granted, all requirements set by the council must be complied with and the fee as fixed by the council from time to time for such encroachment on the council's property shall be payable to the council in advance by the owner.
7. All building material that is deposited by the owner or allowed by the owner to be deposited on council property shall be removed from council property before the official commencement date of the builders' holiday season in December-January of each year.

8. Iedereen wat enige bepaling van die voorafgaande artikels van hierdie verordening oortree, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met die strawwe soos voorgeskryf in artikel 213 van die Ordonnansie.

P.K. 456/1999

17 Desember 1999

Die Premier het sy goedkeuring geheg aan die volgende verordening opgestel deur die Brenton Plaaslike Raad.

## BRENTON PLAASLIKE RAAD:

ADDISIONELE VERORDENING INSAKE  
ELEKTRISITEITVOORSIENING*Woordebepaling*

1. In hierdie verordening, tensy uit die samehang anders blyk, beteken—

“eienaar” wat daaraan geheg word by artikel 2(xviii) van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974);

“eiendom” enige grond, met of sonder verbeterings daarop, wat kragtens afsonderlike titel geregistreer is ingevolge die Registrasie van Aktes Wet, 1937 (Wet 47 van 1937);

“raad” die Brenton Plaaslike Raad;

“standaardrentekoers” die standaardrentekoers soos in artikel 2 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974) bedoel, en

“verbruiker” enige persoon of openbare liggaam, maatskappy of korporasie van persone wat deur die raad van elektrisiteit voorsien word.

*Gelde en deposito*

2. (1) In hierdie verordening is die verbruiker, tensy anders gemeld, in die eerste plek aanspreeklik vir die betaling van die gelde soos ingevolge subartikel (5) deur die raad vasgestel vir elektrisiteit wat gelewer word; met dien verstande dat indien 'n verbruiker wat nie die eienaar is van eiendom wat deur hom geokkupeer word nie, in gebreke bly om die gelde soos ingevolge subartikel (5) deur die raad vasgestel, te betaal, die eienaar van sodanige eiendom aanspreeklik gehou word vir enige gelde wat nie deur die verbruiker betaal is nie.

(2) Gelde vir die lewering van elektrisiteit loop van dag tot dag op na gelang die elektrisiteit verbruik word en is maandeliks betaalbaar. Alle rekening vir gelde is op aanvraag verskuldig en betaalbaar en die gelde vasgestel deur die raad is van toepassing alleenlik as sodanige gelde by die kantore van die raad betaal word voor of op die datum wat op die betrokke rekening aangedui word, welke datum deur die raad vasgestel sal word en van tyd tot tyd deur die raad gewysig mag word. Die verantwoordelikheid berus by verbruikers om opgawes van hul rekeninge te verkry sodat hulle binne die vasgestelde tyd kan betaal.

(3) Indien 'n verbruiker skriftelik versoek dat die voorsiening van elektrisiteit aan 'n bepaalde perseel gestaak word, sal die eienaar van sodanige perseel aanspreeklik wees vir betaling van die minimumgelde, soos deur die raad vasgestel, of 'n pro-rata gedeelte daarvan, vanaf die datum van die staking van die diens tot die datum van hervatting van die diens.

(4) Minimum gelde word bepaal volgens die groep of klas verbruiker en volgens die betrokke tariefstruktuur waaronder die groep of klas resorteer. Sodanige gelde kan van tyd tot tyd deur die Raad gewysig word.

(5) Die gelde betaalbaar aan die raad vir die instelling, voorsiening en instandhouding van 'n elektrisiteitstoever en die bedrag wat 'n verbruiker by die raad moet stort (hierna 'n dienstedeposito genoem) wanneer aansoek om 'n elektrisiteitstoever gedoen word, word by spesiale besluit deur die raad vasgestel.

(6) 'n Dienstedeposito, vasgestel deur die raad en betaalbaar deur die okkupeerder van 'n perseel ten opsigte van die voorsiening van

8. Any person contravening any provision of the foregoing sections of this by-law shall be guilty of an offence and liable on conviction to the penalties as set out in section 213 of the Ordinance.

P.N. 456/1999

17 December 1999

The Premier has approved the following by-law framed by the Brenton Local Council.

## BRENTON LOCAL COUNCIL:

ADDITIONAL ELECTRICITY  
SUPPLY BY-LAW*Definitions*

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

“consumer” means any person or public body, company or corporation of persons who are supplied with electricity by the council;

“council” means the Brenton Local Council;

“owner” has the meaning assigned thereto by section 2(1xii) of the Municipal Ordinance, 1974 (Ordinance 20 of 1974);

“property” means any land with or without improvements thereon registered under separate title in terms of the provisions of the Deeds Registries Act, 1937 (Act 47 of 1937), and

“standard rate of interest” means the standard rate of interest contemplated in section 2 of the Municipal Ordinance, 1974 (Ordinance 20 of 1974).

*Charges and deposit*

2. (1) In this by-law the consumer is, unless otherwise stated, in the first place liable for the payment of the charges for electricity supplied by the council as fixed by the council in accordance with subsection (5); provided that should a consumer, who is not the owner of the property occupied by him, fail to pay the charges as fixed by the council in accordance with subsection (5), the owner of such property shall be held liable for any charges not paid by the consumer.

(2) Charges for the supply of electricity accrue day by day as the electricity is consumed, and must be paid monthly. All accounts of charges shall be due and payable on demand and the charges fixed by the council shall apply only if such charges are paid at the offices of the council on or before the date indicated on the relevant account, which date shall be fixed by the council and may be revised by the council from time to time. Consumers shall be responsible for obtaining statements of their accounts so as to enable them to pay these within the specified period.

(3) If a consumer requests in writing the cessation of the supply of electricity to a particular premises, the owner of such premises shall be liable for payment of the minimum charges, as fixed by the council, or pro-rata portion thereof, as from the date of cessation of the service until the date of resumption of the service on written request of the owner.

(4) Minimum charges shall be determined according to the class of consumer or consumer group and according to the applicable tariff structure under which the group or class falls. Such charges may be amended by the council from time to time.

(5) The charges payable to the council for the establishment, provision and maintenance of a supply of electricity and the amount a consumer shall deposit with the council (hereinafter referred to as a services deposit) when applying for a supply of electricity shall be determined by the council by special resolution.

(6) A services deposit, fixed by the council and payable by the occupier of premises in regard to the supply of electricity shall be

elektrisiteit word deur die raad gehou as sekuriteit vir die betaling van enige gelde wat deur sodanige okkuperder aan die raad verskuldig is of verskuldig mag word. Wanneer lewering van die voormelde munisipale diens gestaak word, word die bedrag van sodanige deposito, min enige betalings wat aan die raad verskuldig mag wees ten opsigte van die lewering van die diens, terugbetaal.

#### *Rente*

3. Die gelde ingevolge hierdie verordening betaalbaar is onderworpe aan die betaling van rente teen die standaardrentekoers indien die rekening nie betaal word voor of op die dag wat op die betrokke rekening aangedui word nie.

#### *Verandering van stroombrekeraanslag*

4. Indien 'n verbruiker verkies om sy stroombrekeraanslag te verander moet hy skriftelik kennis van een maand te dien effekte aan die raad gee en vir 'n minimum tydperk van 12 maande op sodanige aanslag bly.

#### *Afsluiting weens nie-betaling*

5. Die raad behou die reg voor om die elektrisiteitstoever af te sluit indien die rekening nie betaal word voor of op die datum wat op die betrokke rekening aangedui word nie.

#### *Aansluiting en heraansluitingsgelde*

6. Die gelde betaalbaar aan die raad vir aansluiting aan die elektrisiteitsnetwerk van die raad en vir 'n heraansluiting van die elektrisiteitstoever na afsluiting daarvan, sal by spesiale besluit deur die raad vasgestel word.

#### *Grootmaatverbruikers*

7. Verbruikers met 'n groter aanvraag as 75 KVA moet as grootmaatverbruikers hanteer word en 'n geskikte subentrale vir die uitsluitlike gebruik van grootmaatverbruikers moet op die koste van die verbruikers opgerig word.

#### *Lees van meters*

8. Meters word maandeliks gelees. Indien meettoerusting onbereikbaar is ten tyde van die besoek van die beampte wat daartoe afgevaardig is om sodanige toerusting te lees, kan die raad 'n rekening lewer wat gebaseer is op die gemiddelde verbruik verkry vanaf die voorafgaande drie maandelikse lesings, of 'n kleiner getal lesings as 'n toevoer vir 'n korter tydperk geneem is.

#### *Beskikbaarheidsgelde*

9. (1) Die raad kan by spesiale besluit, die gelde, hierna beskikbaarheidsgelde genoem, vasstel wat aan die raad betaalbaar is deur die eienaar van enige eiendom wat nie by die elektrisiteitsnetwerkstelsel van die raad aangesluit is nie, maar wat na die mening van die raad redelikerwys aldus aangesluit kan word; met dien verstande egter dat waar die eienaar van 'n private dorpsgebied-ontwikkeling of onderverdeelde grondgebied so 'n netwerkstelsel in so 'n private dorpsgebiedontwikkeling of onderverdeelde grondgebied ten volle op eie koste voorsien het, sal beskikbaarheidsgelde ten opsigte van die onderverdeelde gedeeltes in sodanige dorpsgebied of onderverdeelde grondgebied, slegs gehef en betaalbaar word vanaf datum van registrasie van elke sodanige onderverdeelde gedeelte in terme van die Registrasie van Aktes Wet, 1937 (Wet 47 van 1937) as 'n afsonderlike entiteit.
- (2) Ingeval die eienaar van enige eiendom ten opsigte waarvan 'n beskikbaarheidsgeld betaal is, later gedurende dieselfde boekjaar aansoek doen om en voorsien word van 'n elektrisiteitsaansluiting, staan die raad aan die eienaar van sodanige eiendom 'n proporsionele korting toe op die jaarlikse beskikbaarheidsgeld bereken vanaf die datum waarop die eiendom aldus aangesluit word tot die 30ste dag van Junie van sodanige boekjaar.
- (3) Die beskikbaarheidsgeld is verskuldig en betaalbaar aan die raad voor of op die datum wat op die betrokke rekening aangedui word, welke datum deur die raad vasgestel word en mag dit van tyd tot tyd deur die raad gewysig word. Waar enige sodanige gelde onbetaal bly na die vervaldag soos hierbo bepaal, sal rente soos bereken op die basis en vasgestel op die wyse soos in artikel 3 omskryf, betaalbaar wees.

retained by the council as security in payment of any charges which are due or may become due by such an occupier. On cessation of the said municipal services, the amount of such deposit, less any payments due to the council in respect of the rendering of the service, shall be refunded.

#### *Interest*

3. The charges payable to the council in terms of this by-law shall be subject to the payment of interest at the standard rate of interest if the account is not paid on or before the date indicated on the relevant account.

#### *Change in circuit-breaker rating*

4. Should a consumer elect to change his circuit-breaker rating, he shall give one month's written notice to that effect to the council and shall remain on such other rating for a minimum period of 12 months.

#### *Disconnection due to non payment*

5. The council reserves the right to disconnect the supply of electricity if the account is not paid on or before the date indicated on the relevant account.

#### *Connection and reconnection charges*

6. The charges payable to the council for connection to the council's electricity system and for the reconnection of the electricity supply after the disconnection thereof, shall be fixed by the council by special resolution.

#### *Bulk consumer*

7. Consumers with a demand greater than 75 KVA must be handled as bulk consumers and a suitable substation for the exclusive use of bulk consumers must be erected at the cost of the consumer.

#### *Reading of meters*

8. Meters will be read monthly. Should metering equipment be inaccessible at the time of the visit of the official deputed to read such equipment, the council may render an account based on the average consumption obtained from the previous three monthly readings or fewer readings if the supply has been taken for a shorter period.

#### *Availability charges*

9. (1) The council may by special resolution, fix the charges, hereinafter referred to as availability charges, payable to it by the owner of any property not connected to the electricity reticulation system of the council if, in the opinion of the council such property can be reasonably be so connected; provided that where an owner of a private township or subdivided land has provided a reticulation system in such a township or subdivided land fully at his own cost, the availability charges payable in respect of the subdivided portions in such a township or subdivided land, shall only be levied and become payable as from the date of registration of each subdivided portion as a separate entity in terms of the Deeds Registries Act, 1937 (Act 47 of 1937).
- (2) Should the owner of any property in respect of which an availability charge has been paid subsequently during the same financial year, apply for and be provided with an electricity connection, the council shall grant the owner of such property a proportionate rebate on the annual availability charge, calculated from the date on which the property is so connected to the 30th day of June in such financial year.
- (3) The availability charge shall be due and payable to the council on or before the date indicated on the relevant account, which date shall be fixed by the council and may be revised by the council from time to time. Where any such charge remains unpaid after the due date referred to above, interest calculated on the basis and determined in the manner described in section 3 shall be payable.



- (4) Die beskikbaarheidsgelde is nie van toepassing op enige eiendom wat op die naam van die raad geregistreer is of op enige grond wat ingevolge die raad se stadsbeplanningskema vir openbare doeleindes afgesonder is nie.

P.K. 457/1999

17 Desember 1999

Die Premier het sy goedkeuring geheg aan die volgende verordening opgestel deur die Brenton Plaaslike Raad.

## BRENTON PLAASLIKE RAAD:

VERORDENING INSAKE DIE HEFFING VAN  
BASIESE MINIMUMGELDE

1. In hierdie verordening, tensy uit die samehang anders blyk, beteken—

“eienaar”—

- (a) die persoon of persone by wie die regstitel van onroerende goed berus, en
- (b) iedereen wat onroerende goed gekoop het, maar wat nog nie transport daarvan ontvang het nie en omvat dit elke sodanige persoon wat die koopprys van die eiendom in paaielemente betaal;

“eiendom” enige geregistreerde eiendom en/of opgemete of afgebakende onregistreerde eiendom;

“munisipale dienste” die voorsiening van water en die versameling en wegdoen van rioolvuil en huishoudelike afval;

“plaaslike raadsgebied” die regsgebied van die Brenton Plaaslike Raad, en

“raad” die Brenton Plaaslike Raad.

2. Die eienaar van onroerende goed binne die plaaslike raadsgebied is aanspreeklik vir die betaling van basiese minimumgelde soos deur die raad by spesiale besluit vasgestel ten opsigte van elke eiendom, met of sonder verbeterings, wat na die mening van die raad redelikerwys aangesluit of ingeskakel kan word by enige munisipale dienste.

P.K. 458/1999

17 Desember 1999

Die Premier het sy goedkeuring geheg aan die volgende verordening opgestel deur die Brenton Plaaslike Raad.

## BRENTON PLAASLIKE RAAD:

VERORDENING INSAKE DIE AANHOU VAN EN  
BEHEER OOR HONDE*Woordbepaling*

1. In hierdie verordening, tensy uit die samehang anders blyk, beteken—

“gemagtigde beampte” beteken enige persoon wat deur die raad gemagtig is om ingevolge hierdie verordening op te tree;

“publieke plek” en “publieke straat” wat in artikel 2 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974), daaraan geheg word;

“raad” die Brenton Plaaslike Raad, en

“stadsklerk” die persoon wat die betrekking van stadsklerk van die Brenton Plaaslike Raad beklee of daarin waarneem.

*Beheer van honde*

2. Niemand mag—

- (1) toelaat dat enige loopse teef waarvan hy die eienaar is of wat deur hom aangehou word, in enige openbare straat of plek, of op enige ander grond waarvan hy nie die eienaar of okkupeerder is nie, aangetref word nie, of

- (4) Availability charges shall not apply to any property registered in the name of the council or to any land which has been set aside for public purposes under the council's town planning scheme.

P.N. 457/1999

17 Desember 1999

The Premier has approved the following by-law framed by the Brenton Local Council.

## BRENTON LOCAL COUNCIL:

BY-LAW RELATING TO THE LEVYING OF  
BASIC MINIMUM CHARGES

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

“council” the Brenton Local Council;

“local council area” means the area of jurisdiction of the Brenton Local Council;

“municipal services” means the supply of water and the collection and disposal of sewage and domestic refuse;

“owner” means—

- (a) the person or persons in whom the legal title to immovable property is vested;
- (b) any person who has purchased immovable property but has not yet received transfer thereof and includes every such person who pays the purchase price in instalments, and

“property” means any registered erf and/or surveyed or demarcated property.

2. The owner of immovable property situated in the local council area shall be liable for the payment of basic minimum charges as fixed by the council by special resolution in respect of every property, with or without improvements, which in the opinion of the council can reasonably be connected to or incorporated into any municipal services.

P.N. 458/1999

17 Desember 1999

The Premier has approved the following By-law framed by the Brenton Local Council.

## BRENTON LOCAL COUNCIL:

BY-LAW RELATING TO THE KEEPING AND  
CONTROL OF DOGS*Definitions*

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

“authorized officer” means any person authorized by the council to act in terms of this by-law;

“council” means the Brenton Local Council;

“public place” and “public street” has the meaning assigned to it in terms of section 2 of the Municipal Ordinance, 1974 (Ordinance 20 of 1974), and

“town clerk” means the person occupying or acting in the post of town clerk of the Brenton Local Council.

*Control of dogs*

2. No person shall—

- (1) permit any bitch on heat owned or kept by him, to be in any public street or place, or any other ground of which he is not the owner or occupant, or

- (2) enige hond aanspoor om enige persoon of dier aan te val, lastig te val of bang te maak nie, behalwe waar dit nodig is vir die verdediging van sodanige eersgenoemde persoon of sy eiendom of van enige ander persoon, of
- (3) enige hond aanhou wat—
- (a) oormatig blaf, kef, tjank of huil nie, of
- (b) hom op enige ander wyse sodanig gedra, dat hy wesenlik inbreuk maak op die gewone gemak, gerief, vrede of rus van die bure nie;
- (4) toelaat dat enige hond waarvan hy die eienaar is of wat deur hom aangehou word—
- (a) wat wild, kwaai of gevaarlik is, in enige openbare straat of openbare plek is nie tensy hy gemuilband is of aan 'n leiriem gehou word en onder beheer is;
- (b) oortree op private eiendom nie;
- (c) 'n gevaar uitmaak vir verkeer wat enige openbare straat gebruik nie;
- (d) 'n bron van gevaar of besering uitmaak of na sy wete waarskynlik, 'n bron van gevaar of besering sal uitmaak vir enige persoon buite die perseel waarop sodanige hond aangehou word nie, of
- (e) in enige openbare straat of openbare plek is nie, tensy hy aan 'n leiriem gehou word en onder beheer is.

*Honde wat aan 'n siekte ly*

3. Enige hond wat aan skurft of 'n ander aansteeklike of besmetlike siekte ly en in 'n straat, pad of openbare plek aangetref word, kan deur 'n gemagtigde beampte in beslag geneem word, of op aanbeveling van 'n veearts van kant gemaak word.
4. Niemand mag meer as twee honde op enige erf aanhou sonder die voorafverkreë skriftelike toestemming van die raad nie; met dien verstande dat enige persoon wat op die datum van afkondiging van hierdie verordening meer as die vasgestelde maksimum getal honde het, nadat skriftelike magtiging daarvoor deur die raad gegee is, mag voortgaan om sodanige groter getal aan te hou, maar ingeval sodanige getal honde verminder word, mag hy nie enige hond bo die vasgestelde maksimum getal vervang nie.
5. Die raad kan by besluit bepaal dat geen hond in 'n omskrewe straat of openbare plek toegelaat word nie; met dien verstande dat waarskuwingstekens ten effekte dat honde verbode is, op opsigtelike plekke in sodanige strate en openbare plekke aangebring moet word.

*Honde op dorpsgrond*

6. Enige hond wat wild jag of los rondloop in 'n openbare straat of openbare plek mag summier deur 'n gemagtigde beampte van kant gemaak of geskut word.

*Boosaardige honde*

7. (1) Indien daar 'n klage by die stadsklerk ingedien word dat 'n hond boosaardig of gevaarlik is en nie onder behoorlike beheer gehou word nie, kan hy 'n kennisgewing aan die eienaar of persoon in beheer van die hond laat beteken waarin daar van die eienaar of sodanige persoon, na gelang van die geval, vereis word om ten genoë van die stadsklerk te verseker dat sodanige hond onder behoorlike beheer gehou word.
- (2) Enige hond wat 'n persoon aangeval het in 'n openbare straat of enige plek waartoe die publiek toegang het, word vir die toepassing van hierdie verordening geag 'n boosaardige of gevaarlike hond te wees, totdat die teendeel bewys word.

*Aanspreeklikheid*

8. (1) Nóg die raad nóg enige gemagtigde beampte of enige werknemer van die raad is aanspreeklik vir of ten opsigte van enige besering of siekte opgedoen deur of skade aangerig aan enige hond as

- (2) urge any dog to attack, worry or frighten any person or animal except where necessary for the defense of such first mentioned person or his property or of any other person, or

- (3) keep any dog which—

- (a) barks, yelps, howls or whines excessively, or
- (b) behaves in any other manner so as to interfere materially with the ordinary comfort, convenience, peace or quiet of neighbours;

- (4) permit any dog owned or kept by him—

- (a) which is ferocious, vicious or dangerous to be in any public street or public place unless it is muzzled or held on a leash and under control, or
- (b) to trespass on private property;
- (c) to constitute a hazard to traffic using any public street;
- (d) to constitute or to his knowledge to be likely to constitute a source of danger or injury to any person outside the premises on which such dog is kept, or
- (e) to be in any public street or public place unless it is held on a leash and under control.

*Diseased dogs*

3. Any dog, suffering from mange or some other infectious or contagious disease, found in any street, road or public place may be seized by an authorized officer, or may on the recommendation of a veterinarian be destroyed.
4. No person shall keep more than two dogs on any erf without first having obtained the written permission of the council; provided that any person who at the time of promulgation of this by-law keeps more than the determined number of dogs may, after written permission of the council has been obtained, continue to keep such greater number but shall not replace any dog in excess of the determined maximum number in case such number of dogs is decreased.
5. The council may by resolution determine that no dogs shall be permitted in any defined street or public place; provided that warning signs to the effect that dogs are prohibited shall be erected in conspicuous places in such streets or public places.

*Dogs on commonage*

6. Any stray dogs or dogs coursing game in a public street or public place may be summarily destroyed or impounded by an authorized official.

*Vicious dogs*

7. (1) If a complaint is made to the town clerk that a dog is vicious or dangerous and is not kept under proper control, he may cause a notice to be served on the owner or person having charge of the dog, requiring the owner or such person, as the case may be, to establish to the satisfaction of the town clerk, that such dog is being kept under proper control.
- (2) Any dog which has attacked any person in a public street or other place to which the public may have access, shall for the purpose of this by-law be deemed to be a vicious or dangerous dog until the contrary is proved.

*Liability*

8. (1) Neither the council, nor any authorized officer or any employee of the council shall be liable for or in respect of any injury suffered by, or disease contracted by, or damage caused to any dog as a

gevolg van of gedurende die inbeslagneming of die vankantmaak daarvan kragtens hierdie verordening.

- (2) In geen geval is die raad aanspreeklik vir die betaling van vergoeding aan enige persoon indien daar ooreenkomstig hierdie verordening opgetree word nie.

#### *Strafbepaling*

9. Iedereen wat enige van die bepalings van hierdie verordening oortree of versuim om daaraan te voldoen, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met die strawwe soos voorgeskryf in artikel 213 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974).

P.K. 459/1999

17 Desember 1999

Die Premier het sy goedkeuring geheg aan die volgende verordening opgestel deur die Brenton Plaaslike Raad.

#### BRENTON PLAASLIKE RAAD:

#### VERORDENING INSAKE HUIS-TOT-HUIS KOLLEKTES

#### *Woordomskrifwings*

1. In hierdie verordening, tensy uit die samehang anders blyk, beteken—

“direkteur” die Direkteur van Fondsinsameling kragtens artikel 3 van die Wet aangestel;

“raad” die Brenton Plaaslike Raad;

“stadsklerk” die Uitvoerende Hoof/Stadsklerk van die Brenton Plaaslike Raad, enige ander persoon wat wettig in dié hoedanigheid optree en enige werknemer van die raad wat deur die stadsklerk behoorlik daartoe gemagtig is, en

“wet” die Wet op Fondsinsameling, 1978 (Wet 107 van 1978), soos gewysig.

2. (1) Geen persoon mag—

(a) enige geld of goedere van huis tot huis kollekteer, probeer kollekteer of toelaat dat dit gekollekteer word sonder die skriftelike magtiging van die direkteur nie, en

(b) sonder die skriftelike toestemming van die raad enige geld of goedere van huis tot huis kollekteer, probeer kollekteer of toelaat dat dit gekollekteer word of 'n kollekte van huis tot huis vir geld of goedere reël of op enige wyse by die reëling daarvan betrokke wees nie.

- (2) Enige persoon wat hom besig hou met 'n huis-tot-huis kollekte moet die nodige magtiging op aanvraag toon, welke magtiging van die raad se amptelike stempel voorsien moet wees.

- (3) Enige aansoek om die toestemming van die raad ingevolge subartikel (1) moet skriftelik by die stadsklerk ingedien word, en daarin moet vermeld word—

(a) die volle naam, adres en beroep van die persoon wat vir sodanige kollekte verantwoordelik gaan wees of van die persone wat gesamentlik daarvoor verantwoordelik gaan wees;

(b) die doel waarvoor sodanige kollekte gehou gaan word of die fonds waarvoor die opbrengs daarvan aangewend gaan word, en of sodanige doel of fonds van 'n plaaslike aard vir Brenton is;

(c) waar 'n aansoeker die plaaslike tak van 'n groter organisasie is, watter persentasie, indien daar is, aan die moeder-organisasie betaal gaan word;

(d) die dag, dae of tydperk waarop en die ure waartussen sodanige kollekte gehou gaan word;

(e) die gebied waar sodanige kollekte gehou gaan word;

result of or during its seizure or destruction in terms of this by-law.

- (2) In no case shall the council be liable for compensation payable to any person should any action be taken in terms of this by-law.

#### *Penalty*

9. Any person who contravenes or fails to comply with any of the provisions of this by-law shall be guilty of an offence and shall be liable on conviction to the penalties as set out in section 213 of the Municipal Ordinance, 1974 (Ordinance 20 of 1974).

P.N. 459/1999

17 December 1999

The Premier has approved the following by-law framed by the Brenton Local Council.

#### BRENTON LOCAL COUNCIL:

#### BY-LAW RELATING TO DOOR-TO-DOOR COLLECTIONS

#### *Definitions*

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

“act” means the Fund-raising Act, 1978 (Act 107 of 1978), as amended;

“council” means the Brenton Local Council;

“director” means the Director of Fund-raising, appointed under section 3 of the Act, and

“town clerk” means the Chief Executive/Town Clerk of the Brenton Local Council, any other person lawfully acting in this capacity, and any employee of the council duly authorised thereto by the town clerk.

2. (1) No person shall—

(a) collect, attempt to collect or permit to be collected from door to door any money or goods without the written authorisation of the director, and

(b) collect, attempt to collect or permit to be collected from door to door any money or goods, or conduct or in any way be concerned in the conduct of any collection from door to door for money or goods, without the written consent of the council.

- (2) Anyone engaged in door to door collecting shall produce the necessary authority to do so on demand, which authority must have the council's official mark thereon.

- (3) Any application for the consent of the council in terms of subsection (1) shall be submitted to the town clerk in writing and shall state—

(a) the full name, address and occupation of the person to be responsible or of persons to be jointly responsible for such collection;

(b) the object for which such collection is to be made or the fund to which the proceeds thereof are to go, and whether such object or fund is local to Brenton;

(c) where an applicant is the local branch of a larger organisation, what percentage, if any, will be paid over to the parent organisation;

(d) the day, days or period on or for which and the hours between which such collection is to be made;

(e) the area where such collection is to be made;

- (f) of die bruto bedrag van die opbrengs sonder enige aftrekking vir die betrokke doel of fonds aangewend gaan word;
- (g) die naam en adres van die persoon wat oor sodanige kollekte toesig gaan hou, en
- (h) of bydraes in die vorm van goedere en kontant op lyste aangeteken gaan word.
- (4) Waar bydraes op lyste aangeteken gaan word, moet die volgende op sodanige lyste vermeld word:
- (a) dat sodanige kollekte met die toestemming van die raad gehou word;
- (b) die doel of die fonds waarvoor die opbrengs aangewend gaan word;
- (c) deur wie sodanige kollekte gehou of gereël word, en
- (d) die naam en adres van die persoon wat oor sodanige kollekte toesig hou.
- (5) Waar bydraes aangeteken of ontvang gaan word op 'n ander wyse as dié wat in subartikel (4) voorgeskryf word, moet die toestemming van die stadsklerk daartoe vooraf verkry word.
3. Niemand onder die ouderdom van 12 jaar mag in verband met 'n kollekte gebruik word of werksaam wees nie en enige persoon of organisasie wat die skriftelike toestemming van die raad verkry het om sodanige kollekte te hou, is verantwoordelik daarvoor om toe te sien dat die bepalings van hierdie verordening stiptelik nagekom word.
4. Iedereen wat enige bepalings van hierdie verordening oortree of in gebreke bly om daaraan te voldoen, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar soos voorgeskryf in artikel 213 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974).

P.K. 461/1999

17 Desember 1999

Die Premier het sy goedkeuring geheg aan die volgende verordening opgestel deur die Brenton Plaaslike Raad.

## BRENTON PLAASLIKE RAAD:

## VERORDENING VIR DIE VOORKOMING VAN OORLASTE

1. In hierdie verordening, tensy uit die samehang anders blyk, beteken—

“aanstootlike materiaal” tuinvullis, vuilgoed, afvalmateriaal, rommel, afvalyster, voorwerp of ding, in onbruik geraakte motors, masjinerie of ander voertuie asook die in onbruik geraakte onderdele daarvan, vullis van enige bouwerksaamhede, of enige vullis wat op enige grond of perseel gestort kan word, met inbegrip van nuwe of gebruikte boumateriaal wat nie noodwendig nodig is in verband met bona fide-boubedrywighede wat werklik op enige grond aan die gang is nie, en omvat dit enige vaste stof, vloeistof of gas wat aanstootlik of gevaarlik of nadelig vir die gesondheid is of kan word, of wat wesenlik inbreuk maak op die gewone gemak of gerief van die publiek;

“bouer” die persoon wat in diens geneem is om 'n gebou of struktuur op te rig of om werke daaraan uit te voer of, indien niemand aldus in diens geneem is nie, die eienaar van die gebou of struktuur;

“erf” enige grond, hetsy onbebou, geokkupeer of met geboue daarop;

“plaaslike raadsgebied” die regsgebied van die Brenton Plaaslike Raad, en

“raad” die Plaaslike Raad van Brenton, en omvat dit enige werknemer van die raad wat bevoegdheid uitoefen of pligte of funksies vervul wat deur die raad aan hom gedelegeer is.

2. Ondanks die bepalings van enige ander verordening mag niemand—

- (1) aanstootlike materiaal in of op enige erf, straat, riool, watersloot, vuilriool, deurgang, publieke oopruimte of dorpsgrond stort,

(f) whether the gross amount of the proceeds without any deduction is to be used for the object concerned or is to go to the fund concerned;

(g) the name and address of the person who will supervise such collection, and

(h) whether contributions in the form of goods and cash will be recorded on lists.

(4) Where contributions are to be recorded on lists, such lists shall state:

(a) that such collection is being made with the consent of the council;

(b) the object or the fund which the proceeds shall be used;

(c) by whom such collection is being made or conducted, and

(d) the name and address of the person supervising such collection.

(5) Where contributions are to be recorded or received in a manner other than that prescribed in subsection (4), the consent of the town clerk thereto shall first be obtained.

3. No person under the age of 12 years shall be employed or engaged in any collection and any person who or any organisation which has obtained the written consent of the council to make such collection shall be responsible for ensuring that the provisions of this by-law are strictly complied with.

4. Any person who contravenes or fails to comply with any provisions of this by-law shall be guilty of an offence and upon conviction be liable to a fine as prescribed in section 213 of the Municipal Ordinance, 1974 (Ordinance 20 of 1974).

P.N. 461/1999

17 December 1999

The Premier has approved the following by-law framed by the Brenton Local Council.

## BRENTON LOCAL COUNCIL:

## BY-LAW FOR THE PREVENTION OF NUISANCES

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

“builder” means the person who is employed to build or to execute work on a building or structure or where no person is so employed, the owner of the building or structure;

“council” means the Brenton Local Council and includes any employee of the council exercising powers or performing duties or functions delegated to him by the council;

“erf” means any land, whether vacant, occupied or with buildings thereon;

“local council area” means the area of jurisdiction of the Brenton Local Council, and

“objectionable material” means garden litter, rubbish, waste material, rubble, scrap metal, article or thing, disused motor cars, machinery or other vehicles, as well as the disused parts thereof, refuse from any building operations, or any refuse capable of being dumped on any land or premises, including new or used building materials not necessarily required in connection with bona fide building operations actually in progress on any land, and includes any solid, liquid or gas which is or may become offensive or dangerous or injurious to health or which materially interferes with the ordinary comfort or convenience of the public.

2. Notwithstanding the provisions of any other by-law no person shall—

- (1) dump, accumulate or place or cause or permit to be dumped, accumulate or placed objectionable material in or on any erf,

- ophoop of plaas of laat stort, ophoop of plaas of toelaat dat dit daarin of daarop gestort, opgehoop of geplaas word nie, behalwe op 'n plek of plekke wat die raad van tyd tot tyd vir sodanige doeleindes afsonder of goedkeur; met dien verstande egter dat die raad toestemming aan openbare garages, werksinkels en ander bedrywe kan verleen onderworpe aan die voorwaardes wat in elke geval gestel word, vir die hou, bewaring, herstel, aftakeling, of hermontering van enige motorvoertuig of ander voertuig of apparaat op persele wat deur die raad goedgekeur is;
- (2) werk op enige erf uitvoer of 'n gebou of grond gebruik vir doeleindes wat daarop bereken is om sodanige erf te ontseer of om inbreuk te maak op die gerief of gemak van die bure of om 'n bron van gevaar vir enige persoon te word nie. Indien die raad van mening is dat hierdie bepaling verontagsaam word, kan hy gelas dat sodanige werk of gebruik onmiddellik gestaak word en dat die vorige toestand herstel word;
- (3) enige handel, besigheid of beroep uitoefen op enige erf in die munisipale gebied wat na die mening van die raad 'n bron van ongerief of ergernis vir die omgewing is of kan word nie;
- (4) enige vrugte- of groenteskille, gebreekte bottels, glas, vullis of enige aanstootlike materiaal of ding wat aanstootlik is of waarskynlik ergernis, gevaar of besering sal veroorsaak aan persone in of op enige erf, straat of openbare plek stort, laat bly, uitgooi, neergooi of plaas nie;
- (5) toelaat dat enige erf met bosse, onkruid of gras of ander plantegroei, uitgesonderd gekweekte bome, struike, fynbos en gras, begroei word in so 'n mate dat dit na die mening van die raad of enige behoorlik gemagtigde werknemer van die raad gebruik kan word as 'n skuilplek vir rondlopers, wilde diere of ongediertes of dat dit die volksgesondheid of die veiligheid van 'n lid van die gemeenskap kan bedreig of die verspreiding van brande kan bevorder nie;
- (6) toelaat dat enige erf vuil, verwaarloos of met knaagdiere, slange, muskiete, vlieë, bosluise, luise of ander insekte wat skadelik is vir die gesondheid, besmet is, of toelaat dat enige onaangename reuke of gasse op sodanige erf afgegee word nie;
- (7) toelaat dat die omheining van enige erf in 'n vervalle, onooglike of verwaarloosde toestand raak nie;
- (8) toelaat dat 'n gebou of struktuur of enige gedeelte daarvan op enige erf in 'n vervalle, verwaarloosde of onooglike toestand raak nie, of in gebreke bly om die dakwaterwegdoenstelsel, pype, vuilriole, riole, water-, afvalwater- en spoelklostoerusting en alle ander toebehore wat deel uitmaak van of bevestig is aan enige gebou of struktuur, in 'n goeie en heel toestand te hou, of in gebreke bly om die mure van enige gebou of struktuur vogvry te hou nie;
- (9) enige stoep en/of veranda van enige winkel of besigheidsperseel of onbeboude grond wat aan sodanige winkel of besigheidsperseel grens, gebruik of laat gebruik of toelaat dat dit gebruik word vir die doel om enige goedere, artikels of handelsware op te berg, op te stapel, te stort, weg te doen, uit te stal, te hou, te verkoop of vir verkoop aan te bied nie;
- (10) enige winkel of besigheidsperseel of onbeboude grond wat aan sodanige winkel of besigheidsperseel grens of enige gedeelte daarvan wat vir die publiek toeganklik of sigbaar is, gebruik of laat gebruik of toelaat dat dit gebruik word vir die doel om enige afvalmateriaal, vullis, kratte, kartondose, houers of ander artikels van 'n dergelyke aard op te stapel, te stort, weg te doen of te hou nie;
- (11) enige stoep of veranda van enige winkel of besigheidsperseel deur middel van los of vaste strukture, voorwerpe, artikels of toestelle toemaak of laat toemaak of toelaat dat dit daardeur toegemaak word nie, behalwe deur die middels wat die raad goedkeur;
- (12) op sy perseel 'n dier of voël aanhou wat deur gedurig en te veel te lawaai, die bure steur of vir hulle tot oorlas is nie;
- (13) nagvuil op 'n perseel stort of hou of laat stort of toelaat dat dit daarop gestort of gehou word nie, behalwe in 'n behoorlike sanitêre gemak wat die raad goedgekeur het en ooreenkomstig enige verordening van die raad;
- street, drain, water furrow, sewer, thoroughfare, public open space or commonage except at such place or places as the council may from time to time set aside or approve for such purposes; provided however that the council may permit public garages, workshops and other trades subject to such conditions as may be imposed in each case, to keep, store, repair, dismantle or re-assemble any motor vehicle or apparatus on premises approved by the council;
- (2) do work on any erf or use any building or land for purposes calculated to disfigure such erf or to interfere with the convenience or comfort of the neighbours or to become a source of danger to any person. Should the council be of the opinion that this provision is being ignored, the council may instruct that such work or use be discontinued forthwith and that the previous condition be reinstated;
- (3) carry on any trade, business or profession on any erf in the municipal area which may in the opinion of the council be a source or become a source of discomfort or annoyance to the neighbourhood;
- (4) deposit, leave, spill, drop or place any fruit or vegetable peels, broken bottles, glass, refuse or any objectionable material or thing which is offensive or likely to cause annoyance, danger or injury to persons in or upon any erf, street or public place;
- (5) allow any erf to be overgrown with bush, weeds or grass or other vegetation except cultivated trees, shrubs, fynbos and grass to such extent that, in the opinion of the council or any duly authorized employee of the council, it may be used as a shelter by vagrants, wild animals or vermin or may threaten the public health or the safety of any member of the community or may promote the spread of fires;
- (6) allow any erf to be dirty, neglected or infested with rodents, snakes, mosquitoes, flies, ticks, bugs or other insects harmful to health, or allow any offensive odours or gases to emanate from such erf;
- (7) allow the fencing of any erf to fall into a state of disrepair or to become unsightly or dilapidated;
- (8) allow any building or structure or any portion thereof on any erf to fall into dilapidated, neglected or unsightly state, or fail to maintain the roofwater disposal system, pipes, sewers, drains, water fittings, waste water fittings, water closet fittings and all other appurtenances forming part of or attached to any building or structure in good and sound repair, or fail to maintain the walls of any building or structure free from dampness;
- (9) use or cause to permit to be used any stoep and/or verandah of any shop or business premises or vacant land adjoining such shop or business premises for the purpose of storing, stacking, dumping, disposing, displaying, keeping, selling or offering for sale any goods, articles or merchandise;
- (10) use or cause or permit any shop or business premises or vacant land adjoining such shop or business premises or any portion thereof which is open or visible to the public for the purpose of storing, stacking, dumping, disposing or keeping any waste material, refuse, cartons, crates, containers or other articles of a like nature;
- (11) enclose or cause or permit the enclosing of any stoep or verandah of any shop or business premises by means of movable or immovable structures, objects, articles or devices other than by such means as the council may approve;
- (12) keep on his premises any animal or bird which creates a disturbance or a nuisance to the neighbours by making frequent and excessive noise;
- (13) deposit or keep or cause or allow to be deposited or keep any night-soil on any premises, except in a proper sanitary convenience approved by the council and in accordance with any by-law of the council;

- (14) op sy perseel 'n sanitêre gemak hou of laat hou of toelaat dat dit daarop gehou word wat van so 'n aard is dat dit 'n oorlas of aanstootlik of nadelig of gevaarlik vir die gesondheid is nie;
- (15) 'n openbare gemak of 'n gemak wat in 'n openbare gebou of openbare vermaaklikheidsplek voorsien is, bevuil, misbruik of beskadig nie;
- (16) enige aanstootlike materiaal of ding, vloeibaar of vas, wat aanstootlik of gevaarlik of nadelig vir die gesondheid is of kan word, deur of in 'n straat of openbare plek dra of vervoer of toelaat dat dit daardeur of daarin gedra of vervoer word nie, tensy sodanige aanstootlike materiaal of ding met geskikte materiaal bedek is om te voorkom dat 'n oorlas ontstaan;
- (17) 'n dooie liggaam op 'n plek anders as 'n plek vir dié doel deur die raad goedgekeur begrawe of wegdoen nie;
- (18) toelaat dat die karkas van 'n dier wat sy eiendom of onder sy beheer is en wat op sy perseel of elders in die plaaslike raadsgebied gevrek het, onbegrawe bly nie;
- (19) duld of toelaat dat 'n sloot, riool, geut, waterloop, opwasbak, bad, tenk, spoelkloset, privaot of urinaal of enige grond of perseel wat aan hom behoort of deur hom geokkupeer word of onder sy beheer is, so vuil is of word of in so 'n toestand verkeer of verval of so geleë is of gebou word dat dit aanstootlik of gevaarlik of nadelig vir die gesondheid is nie;
- (20) duld of toelaat dat vuil of besoedelde water of enige vuil vloeistof of aanstootlike materiaal vanaf 'n perseel wat aan hom behoort of deur hom geokkupeer word, ongeag of dit vir handels-, besigheid-, fabrieks-, woon- of enige ander doeleindes geokkupeer word, in 'n straat of op enige grond afloop of vloei nie;
- (21) 'n daad pleeg of laat pleeg of toelaat dat dit gepleeg word wat kan lei tot die besoedeling van water wat inwoners van die munisipaliteit die reg het om te gebruik of wat vir die gebruik van sodanige inwoners verskaf of afgesonder is nie;
- (22) in 'n openbare stroom, dam of waterloop baai of hom of 'n dier of kledingstuk of 'n ander artikel of ding daarin of by 'n openbare brandkraan of fontein of op 'n plek wat nie deur die raad vir enige sodanige doel afgesonder is, was nie;
- (23) te eniger tyd gedurende die dag of nag die openbare vrede in 'n straat of openbare plek versteur deur onbetaamlike geluide te maak of deur te skreeu, aanhoudend te toeter, te twis of rusie te maak, of deur 'n skare byeen te bring, of deur 'n betoging te reël, of deur te baklei of 'n bakleiry uit te lok, of deur met 'n stof of ander wapen te slaan of dit te swaai of op 'n dreigende wyse te gebruik, of deur enige ander oproerige, geweldadige of onbetaamlike gedrag of deur in enige straat of openbare plek te slenter, of deur op die sypaadjies te vergader of saam te drom nie;
- (24) ware of dienste in 'n straat of openbare plek adverteer deur middel van 'n megafon, luidspreker of dergelike toestel of deur aanhoudend te skreeu, op 'n ghong te slaan, toeters te druk of klokke lui op so 'n wyse dat dit 'n openbare oorlas in die buurt uitmaak nie;
- (25) wat in of op enige eiendom of perseel die openbare vrede in die omgewing van sodanige perseel versteur deur daarin of daarop onbetaamlike geluide te maak, te skreeu, te twis, te baklei, rusie te maak of te sing, of daarin of daarop 'n musiekinstrument bespeel of 'n musiekinstrument, radio, televisiestel of dergelike toestel of enige luidspreker of ander toestel vir die reproduksie of versterking van klank, gebruik of toelaat dat dit gebruik word op so 'n wyse of op so 'n tyd of in sulke omstandighede dat die klank daarvan hoorbaar is buite die grense van sodanige eiendom of perseel en die gewone gerief, gemak, vrede en rus van die okkupeerders van omliggende eiendomme wesenlik versteur.
- (26) in enige straat of openbare plek beledigende of dreigende taal besig of iets doen wat die vrede kan versteur of wat daarop bereken is om die vrede te versteur nie;
- (27) in enige straat of openbare plek om aalmoese bedel of deur die vertoning van wonde, sere, beserings, gebreke of bedelbriewe aalmoese probeer verkry nie;
- (14) keep or cause or allow to be kept upon his premises any sanitary convenience of such nature that it is a nuisance or is offensive or injurious or dangerous to health;
- (15) defoul, misuse or damage any public convenience or any convenience provided in any public building or place of public entertainment;
- (16) carry or convey, or permit to be carried or conveyed through or in any street or public place, any objectionable material or thing, liquid or solid, which is or may become offensive or dangerous or injurious to health, unless such objectionable material or thing is covered with a suitable material to prevent the creation of any nuisance;
- (17) bury or dispose of any dead body in a place other than a place approved by the council for this purpose;
- (18) permit the carcass of any animal, being his property or of which he is in charge, and which has died on his premises or elsewhere in the local council area, to remain unburied;
- (19) cause or permit any ditch, drain, gutter, water-course, sink, bath, cistern, water closet, privy or urinal on any land or premises owned or occupied by him or of which he is in charge to be or become so foul or in such a state or to be so situated or constructed as to be offensive or dangerous or injurious to health;
- (20) cause or permit any foul or polluted water or any foul liquid or objectionable material to run or flow from any premises owned or occupied by him, whether occupied for trade, business, manufacturing, dwelling or any other purposes, into any street or on any land;
- (21) commit or cause or permit to be committed any act which may pollute any water which inhabitants of the municipality have the right to use or which is provided or reserved for the use of such inhabitants;
- (22) bathe or wash himself or any animal or article or clothing or any other article or thing in any public stream, pool or water-course or at any public hydrant or fountain or at any place which has not been set aside by the council for any such purpose;
- (23) at any time of the day or night disturb the public peace in any street or public place by making unseemly noises or by shouting, insistent hooting, wrangling or quarreling, or by collecting a crowd or by organizing any demonstration or by fighting or challenging to fight, or by striking with or brandishing or using in a threatening manner any stick or other weapon, or by any other riotous violent or unseemly behaviour, or by loitering in any street or public place or by gathering in crowds on pavements;
- (24) advertise wares or services in any street or public place by means of any megaphone, loudspeaker, or similar device or by insistent shouting, striking of gongs, blowing of horns or ringing of bells in such manner as to constitute a public nuisance in the neighbourhood;
- (25) being in or upon any property or premises disturb peace in the neighbourhood of such premises by making therein or thereon any unseemly noises, or by shouting, wrangling, quarreling, fighting and singing or by playing therein or thereon a musical instrument or use or permit to be used any musical instrument, radios, television sets or the like or any loudspeaker or other device for the reproduction or amplification of sound, in such a manner or at such a time or in such circumstances that the sound thereof is audible beyond the boundaries of such property or premises and materially interferes with the ordinary comfort, convenience, peace or quiet of the occupiers of surrounding properties;
- (26) in any street or public place use any abusive or threatening language or commit any act which may or is calculated to cause a breach of the peace;
- (27) solicit alms in any street or public place or endeavour by the exposure of wounds, sores, injuries or deformities or the production of begging letters to obtain alms;

- (28) 'n voertuig of 'n aanstootlike artikel of stuk gereedskap in 'n straat of openbare plek skoonmaak of was nie, of
- (29) bye aanhou binne die plaaslike raadsgebied nie.
3. (1) Indien enige materiaal, voorwerp of ding van watter aard ook al op enige erf opgehoop, gestort, opgeberg of geplaas is of waar enige erf met bosse, onkruid, gras of plantegroei oorgroei is in stryd met die bepalings van hierdie verordening, kan die raad 'n kennisgewing beteken aan—
- (a) die persoon wat regstreeks of onregstreeks vir sodanige ophoping, storting, opberging of plasing verantwoordelik is;
- (b) die eienaar van sodanige materiaal, voorwerp of ding, ongeag of hy vir sodanige ophoping, storting, opberging of plasing verantwoordelik is nie;
- (c) die eienaar van die erf waarop sodanige ophoping, storting, opberging of plasing plaasvind, ongeag of hy daarvoor verantwoordelik is of nie; of
- (d) die eienaar van die erf wat met bosse, onkruid, gras of plantegroei oorgroei is, waarin daar van sodanige persone of eienaars vereis word om sodanige materiaal, voorwerp of ding weg te doen, te vernietig of te verwyder of om sodanige oorgroei te genoeë van die Raad te verwyder binne 'n tydperk van dertig (30) dae vanaf die datum van sodanige kennisgewing of binne die verdere tydperk wat die raad op skriftelike aansoek toestaan.
- (2) Indien enige persoon of eienaar in gebreke bly om binne die tydperk wat deur die raad bepaal is, aan die vereistes van 'n kennisgewing ingevolge subartikel (1) te voldoen, kan die raad self sodanige materiaal, voorwerp of ding wegdoen, vernietig of verwyder of die oorgroei van enige erf verwyder op koste van enigen of meer van die persone of eienaars in subartikel (1)(a), (b), (c) en (d) gemeld.
- (3) Waar daar op enige erf 'n oortreding van artikel 2(6), (7), (8) en (20) plaasvind, kan die raad na goeddunke 'n kennisgewing aan of die eienaar of die okkupeerder beteken om die oorlas te verwyder.
4. Iedereen wat met bouwerk, padbou of konstruksiewerk van enige aard besig is, moet, wanneer dit van hom vereis word, voldoende sanitêre geriewe vir hom en sy werknemers verskaf ten genoeë van en ooreenkomstig enige vereistes gestel deur die raad.
5. (1) Niemand mag sonder die toestemming van die raad 'n woonwa, tent of ander soortgelyke beskutting van enige aard vir menslike bewoning okkupeer of toelaat dat dit daarvoor geokkupeer word nie, behalwe op 'n gemagtigde woonwa- of kampeerterrin wat voldoen aan die bepalings van die standaardverordeninge insake parke vir woonwaens en mobiele wonings afgekyndig by Provinsiale Kennisgewing 73 van 18 Februarie 1983; met dien verstande dat 'n woonwa, tent of beskutting wat geparkeer of opgerig is op 'n private woonperseel waarop 'n woning met al die nodige was- en toiletgeriewe opgerig is, vir 'n tydperk van hoogstens 60 dae vir die tydelike huisvesting van besoekers gebruik kan word.
- (2) Die raad kan aan enige persoon wat 'n woonwa, tent of beskutting in stryd met subartikel (1) okkupeer, kennis gee om sodanige woonwa, tent of beskutting binne 3 dae na die betekening van sodanige kennisgewing te ontruim, by gebreke waarvan sodanige persoon skuldig is aan 'n misdryf.
6. 'n Bouer wat besig is om 'n gebou op te rig of wat strukturele veranderinge of uitbreidings aan 'n gebou aanbring of wat herstel- of opknappingswerk aan 'n gebou doen en wat 'n opsigter of nagwag in diens neem in verband met bedoelde bou- of ander werk, mag nie toelaat of duld dat so 'n opsigter of nagwag in so 'n gebou of ander werk wat in aanbou is of opgeknip word, gehuisves word nie maar moet 'n tydelike struktuur op die bouterrein vir die huisvesting van so 'n opsigter of nagwag tot genoeë van die raad verskaf. Hoogstens een opsigter of nagwag mag deur genoemde persoon in verband met die werke hierin genoem, sonder die voorafverkreë skriftelike toestemming van die raad in diens geneem word. Voorts mag genoemde bouer, opsigter of nagwag nie tussen die ure van sonder
- (28) cleanse or wash any vehicle or any offensive article or utensil in any street or public place; or
- (29) keep bees within the local council area.
3. (1) Where any material, article or thing of whatsoever nature has been accumulated, dumped, stored or deposited on any erf, or where there is an overgrowth of bush, weeds, grass or vegetation on any erf in contravention with the provisions of this by-law, the council may serve a notice on—
- (a) the person directly or indirectly responsible for such accumulation, dumping, storing or depositing;
- (b) the owner of such material, article or thing, whether or not he is responsible for such accumulation, dumping, storage or depositing;
- (c) the owner of the erf on which such accumulation, dumping, storage or depositing takes place, whether or not he is responsible therefor, or
- (d) the owner of the erf on which there is an overgrowth of bush, weeds, grass or vegetation, requiring such persons or owners to dispose of, destroy or remove such material, article or thing or to clear such overgrowth to the satisfaction of the council within a period of thirty (30) days from the date of such notice or such further period as the Council may, on written application, grant.
- (2) Should any person or owner fail to comply with the requirements of a notice in terms of subsection (1) within the period stipulated by the council, the council may itself dispose of or destroy or remove such material, article or thing or clear the overgrowth from any erf at the cost of any one or more of the persons or owners mentioned in subsection (1)(a), (b), (c) and (d).
- (3) Where on any erf there is a contravention of section 2(6), (7), (8) and (20) the council may at its discretion serve a notice on either the owner or the occupier to abate the nuisance.
4. Every person engaged in building operations, road construction or construction work of any nature shall, when required to do so, provide adequate sanitary accommodation for himself and his employees to the satisfaction of and in accordance with any requirements specified by the council.
5. (1) No person shall, without the permission of the council, occupy or permit to be occupied for human habitation a caravan, tent or other similar shelter or any description except on an authorized camping or caravan site controlled by the council or any other camping or caravan site which conforms with the provisions of the standard by-law relating to parks for caravans and mobile homes promulgated under Provincial Notice 73 dated 18 February 1983; provided that a caravan, tent or shelter parked or erected on a private residential site on which has been erected a dwelling with all the necessary ablution and toilet facilities, may be used for the temporary accommodation of visitors for a period not exceeding 60 days.
- (2) The council may serve notice on any person who is occupying a caravan, tent or shelter in contravention of subsection (1) to vacate such caravan, tent or shelter within 3 days after the service of such notice, failing which, such person shall be guilty of an offence.
6. A builder who is erecting a building or who is making structural alterations or additions to a building or who is effecting repairs to or is renovating a building and who employs a caretaker or a night-watchman in connection with such building operations or other work, shall not permit or allow such caretaker or night-watchman to be accommodated in any such building or other work under construction or which is being renovated, but shall provide a temporary structure on the site of operations to the satisfaction of the council for the accommodation of such caretaker or night-watchman. Not more than one caretaker or night-watchman shall be employed by the said person in connection with the works herein referred to without the prior written permission of the council. Further, the said builder, caretaker or night-watchman shall not, between the ours of sunset and sunrise, cause

en sonop toelaat of duld dat enige ander persoon of persone van genoemde tydelike struktuur gebruik maak of daarin slaap of byeenkom of sonder goeie rede op die terrein of perseel waar die bou- of ander werk uitgevoer word, gaan en/of daarop bly nie.

7. Die eienaar van elke perseel moet enige gebou of struktuur, of deel daarvan, verf, met kleurkalk bedek of andersins behoorlik opknip wanneer hy deur die raad daartoe gelas word.
8. Iedereen wat 'n bepaling van hierdie verordening oortree of in gebreke bly om daaraan te voldoen, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete soos voorgeskryf by artikel 213 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974).

P.K. 460/1999

17 Desember 1999

Die Premier het sy goedkeuring geheg aan die volgende verordening opgestel deur die Brenton Plaaslike Raad.

#### BRENTON PLAASLIKE RAAD:

##### VERORDENING INSAKE DIE VERBOD OP KAMPERING EN PIEKNIEK HOU OP OPENBARE EN/OF PRIVAATPERSELE

1. In hierdie verordening, tensy uit die samehang anders blyk, beteken:—

“kampeer” bo en behalwe die gewone betekenis daarvan, die gebruik van 'n voertuig vir bewoning of slaapdoeleindes, ongeag of sodanige voertuig vir sodanige doeleindes ontwerp of aangepas is al dan nie;

“openbare perseel” enige grond of gebou waartoe die publiek normaalweg toegang het en omvat dit enige openbare straat, openbare plek of strand of enige eiendom waarvan die raad die eienaar is en wat deur hom beheer word;

“privaatperseel” enige perseel in privaatbesit, en

“raad” die Brenton Plaaslike Raad.

2. Niemand mag op 'n openbare perseel wat nie uitdruklik deur die raad vir sodanige doel goedgekeur is, kampeer of piekniek hou nie.
3. 'n Eienaar van 'n privaat perseel mag nie enigiemand toelaat om op sodanige privaat perseel te kampeer nie, ongeag of sodanige eienaar enige betaling of huurgeld vir sodanige kampering ontvang of nie, tensy skriftelike toestemming van die raad vooraf verkry is en daar na die mening van die raad voldoende en bevredigende voorsiening gemaak is vir water, sanitêre geriewe en vullisverwydering.
4. Wanneer 'n polisiebeampte of 'n bevoegde beampte van die raad op redelike gronde vermoed dat 'n persoon in stryd met artikel 2 kampeer of piekniekhou op 'n openbare perseel kan hy aan sodanige persoon opdrag gee om sodanige perseel te ontruim en die persoon aan wie daar aldus opdrag gegee is, moet daaraan gehoor gee, by gebreke waarvan hy skuldig is aan 'n misdryf.
5. Iedereen wat hierdie verordening oortree, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete soos voorgeskryf by artikel 213 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974).

or allow any other person on persons to make use of or to sleep or to gather in the said temporary structure or without good cause to enter and/or remain on the site or premises where the building operations or other work are being carried out.

7. The owner of every premises, shall paint, colour-wash or otherwise suitably renovate any building or structure, or part thereof, when so required by the council.
8. Any person who contravenes or fails to comply with any provision of this by-law shall be guilty of an offence and liable upon conviction to a fine as prescribed by section 213 of the Municipal Ordinance, 1974 (Ordinance 20 of 1974).

P.N. 460/1999

17 December 1999

The Premier has approved the subjoined by-law framed by the Brenton Local Council.

#### BRENTON LOCAL COUNCIL:

##### BY-LAW RELATING TO THE PROHIBITION OF CAMPING AND PICNICKING ON PUBLIC PREMISES AND/OR PRIVATE LAND

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

“camp” in addition to its ordinary meaning, includes the use of a vehicle for habitation or sleeping purposes whether such vehicle is designed or adapted for such purposes or not;

“council” means the Brenton Local Council;

“occupy” in addition to its ordinary meaning shall include camping;

“private land” means any land privately owned, and

“public premises” means any land or building to which the public normally has access and includes any public street, public place or beach and any property owned by or under control of the council.

2. No person shall camp or picnic on public premises which have not specifically been approved by the council for such a purpose.
3. No owner of any private plot shall allow any person to camp on such private plot irrespective of whether or not such owner is in receipt of any payment or rental for such camping, unless the council's permission in writing has first been obtained and in the opinion of the council adequate and satisfactory provision has been made for water, sanitary conveniences and refuse removal.
4. A police officer or an authorized official of the council, who on reasonable grounds suspects any person of occupying any public premises in contravention of section 2, may order such person to vacate such premises and the person so ordered shall do so immediately, failing which he shall be guilty of an offence.
5. Any person who contravenes this by-law shall be guilty of an offence and on conviction be liable to a fine as prescribed by section 213 of the Municipal Ordinance, 1974 (Ordinance 20 of 1974).



P.K. 462/1999

17 Desember 1999

Die Premier het sy goedkeuring geheg aan die volgende verordening opgestel deur die Brenton Plaaslike Raad.

## BRENTON PLAASLIKE RAAD:

## VERORDENING INSAKE DIE AANBRING VAN PLAKKATE

1. In hierdie Verordening, tensy uit die samehang anders blyk, beteken:
  - “plaaslike raadsgebied” die Plaaslike Raadsgebied van Brenton;
  - “plakkaat” enige gedrukte of geskryfde inligting wat vir die algemene inligting van die publiek vertoon word, en
  - “raad” die Brenton Plaaslike Raad.
2. Die aanbring van plakkate binne die plaaslike raadsgebied sal slegs onder die volgende omstandighede toegelaat word:
  - (1) die inhoud van die plakkate moet vooraf deur die raad goedgekeur word.
  - (2) geen plakkate mag teen raadseïendom, met die uitsondering van elektriese pale, of op so 'n wyse dat dit 'n veiligheids- of verkeersrisiko inhou, aangebring word nie;
  - (3) die grootte van plakkate sal nie 1,5 m x 1 m oorskry nie;
  - (4) alle plakkate moet op so 'n wyse aangebring word dat 'n minimum hoogte van 2,1 m vanaf grondvlak gehandhaaf word;
  - (5) 'n maksimum van 150 plakkate per politieke party/funksie/gebeurtenis sal toegelaat word, en
  - (6) geen plakkate:
    - (a) ten opsigte van enige vergadering/funksie/gebeurtenis sal toegelaat word meer as 14 dae voor die plaasvind van sodanige vergadering/ funksie/gebeurtenis nie, of
    - (b) ten opsigte van Nasionale/Munisipale verkiesings sal toegelaat word meer as 30 dae voor sodanige verkiesing nie.
3. 'n Deposito per plakkaat per geleentheid is vooruit aan die raad betaalbaar, welke deposito deur die raad by spesiale besluit vasgestel word.
4. Die deposito betaalbaar ingevolge artikel 3 sal verbeur word indien alle plakkate nie binne 72 uur na afloop van die vergadering/funksie/gebeurtenis/verkieping verwyder is nie.
5. Iedereen wat 'n bepaling van hierdie verordening oortree of in gebreke bly om daaraan te voldoen, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete soos voorgeskryf by artikel 213 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974).

P.K. 463/1999

17 Desember 1999

Die Premier het sy goedkeuring geheg aan die volgende verordening opgestel deur die Brenton Plaaslike Raad.

## BRENTON PLAASLIKE RAAD:

## RIOOLVERORDENING

## Woordbepaling

1. In hierdie verordening, tensy uit die samehang anders blyk, beteken—
  - “eienaar” die eienaar van eiendom soos omskryf in artikel 2 van die Ordonnansie;
  - “ordonnansie” die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974);
  - “perseel” enige voertuig, boot, karavaan, tent of soortgelyke voorwerp

P.N. 462/1999

17 Desember 1999

The Premier has approved the following by-law framed by the Brenton Local Council.

## BRENTON LOCAL COUNCIL:

## BY-LAW RELATING TO THE ERECTION OF POSTERS

1. In this by-law, unless the context otherwise indicates:
  - “council” means the Brenton Local Council;
  - “local council area” means the Local Council Area of Brenton, and
  - “poster” means any printed or written information displayed for the general information of the public.
2. The erection of posters within the local council area shall only be allowed under the following conditions:
  - (1) the contents of the posters must be approved by the council;
  - (2) no posters shall be affixed against council property, except electric posts, or in such a manner that it constitutes a safety or traffic hazard;
  - (3) the size of posters shall not exceed 1,5 m x 1 m;
  - (4) all posters must be affixed in such a manner that a minimum free height of 2,1 m from the ground is maintained;
  - (5) a maximum of 150 posters per political party/function/event shall be allowed;
  - (6) No posters:
    - (a) for any meeting/function/event shall be allowed more than 14 days prior to such a meeting/function/event, or
    - (b) for national/municipal elections shall be allowed more than 30 days prior to such an election.
3. A deposit per poster per occasion shall be payable to the council in advance, which deposit shall be determined by the council by special resolution.
4. The deposit payable in terms of section 3 shall be forfeited should all posters not be removed within 72 hours after the meeting/function/event/election.
5. Any person who contravenes or fails to comply with any provision of this by-law shall be guilty of an offence and liable upon conviction to a fine as prescribed by section 213 of the Municipal Ordinance, 1974 (Ordinance 20 of 1974).

P.N. 463/1999

17 December 1999

The Premier has approved the following by-law framed by the Brenton Local Council.

## BRENTON LOCAL COUNCIL:

## SEWERAGE BY-LAW

## Definitions

1. In this by-law, unless the context otherwise indicates—
  - “conservancy tank” means a watertight tank used for the retention of sewerage until it is full and requires to be pumped empty;
  - “council” means the Brenton Local Council;
  - “dwelling” means a self contained interleading group of rooms used for living accommodation;

wat gewoonlik gebruik word vir bewoningsdoeleindes, enige vakante onroerende eiendom en enige struktuur op onroerende eiendom wat gewoonlik gebruik word vir bewoningsdoeleindes en/of besigheidsdoeleindes, op voorwaarde dat:—

— waar sodanige struktuur uit meer as een residensiële of besigheidseenheid bestaan sal elke eenheid geag word 'n perseel te wees vir die doeleindes van hierdie verordening;

“raad” die Brenton Plaaslike Raad;

“septiese tenk” 'n tenk wat gebruik word om rioolvuil te hou vir 'n tydperk waarin die rioolvuil deur die werking van anaërobiese bakterieë gesuiwer word;

“spesiale besluit” 'n spesiale besluit van die raad soos beoog in artikel 10 van die Oorgangswet op Plaaslike Regering, 1993 (Wet 209 van 1993);

“standaardrentekoers” die standaardrentekoers soos in artikel 2 van die Ordonnansie bedoel;

“suigtenk” 'n waterdigte tenk wat gebruik word vir die stoor van rioolvuil totdat dit vol is en leeg gepomp moet word;

“sypelriool” 'n ondergrondse riool vir die wegdoen van die uitvloeisel wat uit 'n septiese tenk loop;

“vuilwater” die water vanaf baddens, kombuisopwasbakke en skottels nadat dit gebruik is, en

“wooneenheid” 'n selfstandige intertoeganklike groep kamers wat vir menslike bewoning gebruik word.

#### *Septiese tenks*

2. (1) Geen persoon mag 'n septiese tenk op enige perseel in Brenton Uitbreiding 1 of enige nuwe dorpsontwikkeling waarvan die konstruksie na die datum hiervan 'n aanvang neem, bou nie.
- (2) Geen persoon mag 'n septiese tenk op enige perseel sonder die skriftelike goedkeuring van die raad bou nie.
- (3) Aansoeke vir die bou van septiese tenks moet skriftelik geskied en moet vergesel word van 'n uitlegplan waarop die plek en posisie van die tenk aangedui word. In die geval van nuwe geboue moet die posisie van die septiese tenk op die bouplan aangedui word.
- (4) Die bou van septiese tenks sal nie goedgekeur word nie en geen persoon mag 'n septiese tenk bou nie, tensy dit aan die bepalings van regulasie P16 van die skedule van die Nasionale Bouregulasies en Boustandaarde Wet, 1977 (Wet 103 van 1977) afgekondig onder Goewermentskennisgewing R441 gedateer 1 Maart 1985, soos gewysig, voldoen nie.
- (5) Die eienaar van 'n perseel is verplig om:
  - (a) 'n bestaande septiese tenk na 'n suigtenk te omskep; en
  - (b) 'n bestaande sypelriool te verskuif na 'n meer aanvaarbare posisie;
 indien dit om gesondheids- of enige ander rede in die openbare belang is om dit te doen.
- (6) Geen oorloopwater van 'n septiese tenk of sypelriool mag in die see gestort of gelei word nie.

#### *Riooltenks*

3. (1) Alle riooltenke moet volgens die spesifikasies en voorwaardes wat deur die raad vasgestel is, gebou word.
- (2) Voordat daar met die bou van 'n riooltenk begin word moet die eienaar van die perseel 'n uitlegplan indien waarop die posisie waar die riooltenk gebou gaan word, aangedui word.
- (3) Elke riooltenk moet op 'n plek gebou word wat maklik vir die raad se suigtenkvoertuig toeganklik is.

“ordinance” means the Municipal Ordinance, 1974 (Ordinance 20 of 1974);

“owner” means the owner of property as defined in section 2 of the ordinance;

“premises” any vessel, boat, caravan, tent or similar object habitually occupied for residential purposes, any vacant immovable property and any structure on immovable property habitually occupied for residential and/or business purposes provided that:—

— where such structure consists of more than one residential and/or business unit each unit shall be deemed to be premises for the purposes of this by-law;

“septic tank” means the tank used for the retention of sewage for a period during which the sewage is purified by the action of anaerobic bacteria;

“slopwater” means the residue water from baths, sinks and basins;

“soakaway” means an underground drain for the disposal of the effluent run off from a septic tank;

“special resolution” means a special resolution of the council as contemplated in section 10 of the Local Government Transition Act, 1993 (Act 209 of 1993), and

“standard rate of interest” means the standard rate of interest contemplated in section 2 of the ordinance.

#### *Septic tanks*

2. (1) No person shall construct a septic tank on any premises in Brenton Extension 1 or any new township development of which construction commences after the date hereof.
- (2) No person shall construct a septic tank without the written approval of the council.
- (3) Every application for approval of the construction of a septic tank shall be submitted in writing and shall be accompanied by a block plan indicating the site where such tank is to be installed. In the case of new buildings the position of the septic tank must be indicated on the building plans.
- (4) No approval shall be granted for the construction of a septic tank and no person shall construct a septic tank unless it complies with the provisions of regulation P16 of the schedule to the National Building Regulations and Building Standards Act, 1977 (Act 103 of 1977) published under Government Notice R441 dated 1 March 1985, as amended.
- (5) The council may compel the owner of premises:—
  - (a) to convert an existing septic tank into a conservancy tank, and
  - (b) to relocate any existing soakaway;
 if for health or any other reason it is in the public interest to do so.
- (6) No overflow effluent from a septic tank or soakaway shall be discharged into the sea.

#### *Conservancy tanks*

3. (1) All conservancy tanks shall be constructed in accordance with minimum specifications and conditions as laid down by council.
- (2) Prior to the construction of a conservancy tank the owner of premises shall submit a block plan to council indicating the site where such tank is to be constructed.
- (3) Every conservancy tank shall be located on a place which is easily accessible to council's extractor vehicle.

- (4) Alle riooltenke wat beskadig word, of om enige rede ookal nie meer waterdig is nie, moet onmiddellik herstel word.

#### *Aansluiting aan Spoelrioolstelsel*

4. (1) Die raad kan vereis dat alle persele aan die spoelrioolstelsel (waar beskikbaar) gekoppel moet word indien—
- (a) dit in die openbare belang is dat sodanige persele gekoppel moet word;
- (b) dit vir gesondheidsredes nodig is dat die persele gekoppel word;
- (c) dit vir die doeltreffende werking van die spoelrioolstelsel en die rioolsuiweringswerke nodig is om persele op te koppel; of
- (d) dit vir die billike verspreiding van die bedryfskoste van die rioolstelsel en suiweringswerke nodig is om persele op te koppel.
- (2) Alle persele in 'n nuwe ontwikkeling moet by die spoelrioolstelsel aansluit binne sodanige tydsbestek as wat die raad mag vasstel.
- (3) Geen eiendom mag aan die spoelrioolstelsel gekoppel word sonder dat die skriftelike goedkeuring van die raad vooraf verkry is nie.
- (4) Geen persoon, behalwe 'n verteenwoordiger van die raad of ander persoon wat deur die raad daartoe gemagtig is, mag enige perseel aan die spoelrioolstelsel opkoppel nie.
- (5) Alle aansoeke om 'n riolaansluiting sal op die voorgeskrewe vorm geskied.

#### *Riooltariewe*

5. (1) Alle riooltariewe wat aan die raad deur 'n eienaar van 'n perseel betaal moet word sal deur die raad by wyse van 'n spesiale besluit bepaal word.
- (2) Die tariewe waarvan in subartikel (1) verwys word, sal betaalbaar wees op of voor die datum wat op die rekening verskyn, waarna hierna verwys sal word as die betaaldatum.
- (3) Indien die volle bedrag van die rekening waarna verwys word in subartikel (2) nie voor of op die betaaldatum betaal is nie sal rente op die uitstaande bedrag, bereken teen die standaard-rentekoers, betaalbaar wees.
- (4) Die eienaar van 'n perseel is verantwoordelik vir die betaling van 'n rekening in subartikel (1) bedoel en alle rekenings wat deur die raad versend is sal geag word deur die geadresseerde ontvang te gewees het.
- (5) Indien 'n eienaar die juistheid van 'n rekening betwis, mag betaling daarvan nie weerhou word totdat die dispuut opgelos is nie. Indien betaling weerhou word sal die bepalinge van subartikel (3) van toepassing wees.

#### *Aansluiting by verbindingsriool*

6. (1) Die tarief betaalbaar vir aansluiting aan die rioolstelsel sal deur die raad by spesiale besluit bepaal word.
- (2) Iedereen wat 'n aansluiting in subartikel (1) bedoel verlang, moet skriftelik by die raad om sodanige aansluiting aansoek doen en die aansluitingstarief in subartikel (1) aan die raad betaal.
- (3) By die indiening van 'n aansoek het die raad die reg om te bepaal of 'n gebou of enige deel daarvan van 'n afsonderlike verbindingsriool voorsien moet word.

#### *Beskikbaarheidsgelde*

7. (1) Die raad kan by spesiale besluit, die gelde, hierna die beskikbaarheidsgelde genoem, vasstel wat aan die raad betaalbaar is deur die eienaar van enige eiendom wat nie by die rioolnetwerk-

- (4) All conservancy tanks which are damaged or for whatever reason are no longer watertight must be repaired immediately.

#### *Connection to waterborne sewerage system*

4. (1) The council shall require all premises to be connected to the waterborne sewerage reticulation system (where available) if:
- (a) it is in the public interest for such premises to be connected;
- (b) for health reasons it is necessary to be connected;
- (c) for the efficient performance of the reticulation system and the sewerage treatment plant it is necessary for premises to be connected, or
- (d) for the fair distribution of the operating costs of the reticulation system and the sewerage treatment plan, it is necessary for premises to be connected.
- (2) All premises in a new development shall be connected to the sewerage reticulation system within such time as council may determine by special resolution.
- (3) No premises may be connected to the sewerage reticulation system without the council's prior permission.
- (4) No person, other than a council representative or any other person authorized thereto by council, may connect any premises to the sewerage reticulation system.
- (5) All applications for a sewerage connection shall be in writing on a form prescribed by council.

#### *Sewerage tariffs*

5. (1) All sewerage tariffs payable to the council by an owner of a property, shall be fixed by the council by special resolution.
- (2) The tariffs referred to in subsection (1) shall be due and payable at the office of the Council on or before the date indicated on the account which, hereinafter is referred to as the due date.
- (3) If the full amount of the account referred to in subsection (1) is not paid before or on the due date, interest calculated on the outstanding amount, at the standard rate of interest shall be due and payable to the council as from the day following such due date.
- (4) The owner of a property shall be responsible for the payment of the account referred to in subsection (1) and all accounts posted by the council shall be deemed to have been received by the addressee.
- (5) If an owner disputes the correctness of an account, payment thereof may not be withheld until such time that the dispute is resolved. If payment is withheld, the provisions of subsection (3) shall be applicable.

#### *Connecting to sewer*

6. (1) The tariff payable to the council for a connection to the council's reticulation system shall be fixed by means of a special resolution of the council.
- (2) The owner of a premises requiring a connection shall apply to the council in writing for such connection and pay the prescribed connection tariff as fixed in terms of subsection (1).
- (3) Upon submission of an application the council shall have the right to determine whether any building or any part thereof shall be provided with a separate connecting point.

#### *Availability charges*

7. (1) The council may by special resolution, fix the charges, hereinafter referred to as availability charges, payable to it by the owner of any property not connected to the sewerage reticulation

stelsel van die raad aangesluit is nie, maar wat na die mening van die raad redelikerwys aldus aangesluit kan word; met dien verstande egter dat waar die eienaar van 'n private dorpsgebiedontwikkeling of onderverdeelde grondgebied so 'n netwerkstelsel in so 'n private dorpsgebiedontwikkeling of onderverdeelde grondgebied ten volle op eie koste voorsien het, sal beskikbaarheidsgelde ten opsigte van die onderverdeelde gedeeltes in sodanige dorpsgebied of onderverdeelde grondgebied, slegs gehef en betaalbaar word vanaf datum van registrasie van elke sodanige onderverdeelde gedeelte in terme van die Registrasie van Aktes Wet, 1937 (Wet 47 van 1937) as 'n afsonderlike entiteit.

- (2) Die beskikbaarheidsgelde is verskuldig en betaalbaar aan die raad voor of op die datum wat op die betrokke rekening aangedui word, welke datum deur die raad vasgestel word en mag dit van tyd tot tyd deur die raad gewysig word. Waar enige sodanige gelde onbetaal bly na die vervaldag soos hierbo bepaal, sal rente teen die standaardrentekoers betaalbaar wees.
- (3) Die beskikbaarheidsgelde is nie van toepassing op enige eiendom wat op die naam van die raad geregistreer is of op enige grond wat ingevolge die raad se stadsbeplanningskema vir openbare doeleindes afgesonder is nie.

#### *Vrywaring*

8. (1) Die raad sal nie aanspreeklik gehou word vir enige skade of ongerief wat deur 'n eienaar gely word as gevolg van 'n onderbreking, oortyd of ontwrigting in die raad se rioolstelsel nie tensy dit bewys kan word dat sodanige eis ontstaan het as gevolg van nalatigheid deur die raad.
- (2) Die raad sal nie aanspreeklik gehou word vir enige eise wat mag ontstaan as gevolg van enige defek in die raad se rioolstelsel, die uitvoering van herstel- of instandhoudingswerk aan sodanige rioolstelsel deur die raad, die aanbring van aansluitings by ander terreine, uitbreidings aan die raad se rioolstelsel of vir enige skade wat deur die pligte van die raad se verteenwoordigers veroorsaak is tensy dit bewys kan word dat sodanige eis ontstaan het as gevolg van nalatigheid deur die raad nie.

#### *Rioolonttrekkings*

9. Rioolonttrekkings sal deur die raad of enige ander goedgekeurde instansie uitgevoer word met 'n vakuum tenkwa teen die Raad se voorgeskrewe tarief.

#### *Storting van riool*

10. Storting van riool van riooltenks of septiese tenks sal nie by die raad se rioolplaas toegelaat word nie.

#### *Strafbepaling*

11. Iedereen wat 'n bepaling van hierdie verordening oortree, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met die strawwe soos uiteengesit in artikel 213 van die Ordonnansie.

P.K. 465/1999

17 Desember 1999

Die Premier het sy goedkeuring geheg aan die volgende verordening opgestel deur die Brenton Plaaslike Raad.

#### BRENTON PLAASLIKE RAAD:

#### VERORDENING INSAKE DIE BEHEER OOR STORTINGSTERREINE

#### *Woordbepaling*

1. In hierdie verordening, tensy uit die samehang anders blyk, beteken—
  - “hinderlike stowwe” enige sodanige stowwe, insluitende vloeistowwe, wat van tyd tot tyd as sulks deur die raad geklassifiseer word;
  - “opsigter” enige werknemer van die raad of agent van die raad wat behoorlik gemagtig is om beheer uit te oefen oor die stortingsterrein;
  - “raad” die Brenton Plaaslike Raad, en
  - “stortingsterrein” enige terrein wat vir die doel deur die raad afgesonder

system of the council if, in the opinion of the council such property can be reasonably be so connected; provided that where an owner of a private township or subdivided land has provided a reticulation system in such a township or subdivided land fully at his own cost, the availability charges payable in respect of the subdivided portions in such a township or subdivided land, shall only be levied and become payable as from the date of registration of each subdivided portion as a separate entity in terms of the Deeds Registries Act, 1937 (Act 47 of 1937).

- (2) The availability charge shall be due and payable to the council on or before the date indicated on the relevant account, which date shall be fixed by the council and may be revised by the council from time to time. Where any such charge remains unpaid after the due date referred to above, interest calculated at the standard rate of interest shall be payable.
- (3) Availability charges shall not apply to any property registered in the name of the council or to any land which has been set aside for public purposes under the council's town planning scheme.

#### *Indemnity*

8. (1) The council shall not be held liable for any damage to property or discomfort which an owner may suffer as a result of a disconnection, an overflow of sewerage or any disruption to the sewerage system unless it can be proved that such damage or discomfort arose due to negligence on the part of council.
- (2) The council shall not be liable for any claims that may arise as a result of any defect in the sewerage reticulation system or as a result of council performing normal repairs and maintenance thereon or connecting a property to the system or for damage caused by any act or omission by council's representatives unless it can be proved that such a claim arose due to negligence on the part of council.

#### *Sewer withdrawals*

9. Sewage withdrawals shall be done by council or any other approved institution by vacuum tanker at the council's prescribed rate.

#### *Disposal of sewage*

10. Sewage from conservancy or septic tanks shall not be allowed to be disposed at the council's sewage plant.

#### *Penalty*

11. Any person who contravenes a provision of this by-law shall be guilty of an offence and liable upon conviction to the penalties as set out in section 213 of the Ordinance.

P.N. 465/1999

17 December 1999

The Premier has approved the following by-law framed by the Brenton Local Council.

#### BRENTON LOCAL COUNCIL:

#### BY-LAW RELATING TO THE CONTROL OF DISPOSAL SITES

#### *Definitions*

1. In this by-law, unless the context otherwise indicates—
  - “attendant” means an employee of the council or agent of the council duly authorised to be in charge of the disposal site;
  - “council” means the Brenton Local Council;
  - “disposal site” means any site set aside by the council for this purpose and which can be identified as such by means of a notice to this effect at or near to the entrance of the site, and

is en wat as sulks geïdentifiseer kan word deur middel van 'n kennisgewing te dien effekte by of naby die ingang van die terrein.

#### *Beheer oor stortingsterrein*

- Die raad kan die stortingsterrein deur middel van sy werknemers of agente beheer of mag enige ander persoon of liggaam kontrakteer om die stortingsterrein namens die raad ooreenkomstig die bepalings van hierdie verordening en die bepalings van enige ander wetgewing wat toepaslike mag wees, te beheer, te bestuur en te bedryf.

#### *Toegang tot stortingsterrein*

- (1) Geen persoon mag die stortingsterrein binnegaan of op die terrein wees nie, behalwe op die dae en tye wat van tyd tot tyd deur die raad bepaal sal word. 'n Kennisgewing wat die dae en tye vermeld wanneer die stortingsterrein gewoonlik oop sal wees vir die storting van vullis, sal deur die raad op 'n duidelike sigbare plek by of naby die ingang van die stortingsterrein, vertoon word.
- (2) Slegs persone wat vullis wil stort en wat die voorgeskrewe tariewe betaal het of wat in besit is van 'n permit uitgereik deur die raad wat toestemming aan hul verleen om sodanige vullis by die stortingsterrein te stort en persone wat skriftelike toestemming van die raad verkry het om enige materiaal of voorwerpe op die terrein te herwin, sal geregtig wees om die stortingsterrein binne te gaan of daarop te wees.
- (3) Iedereen wat die stortingsterrein binnegaan of op die terrein aangetref word, strydig met die bepalings van artikels 3 en 4, sal skuldig wees aan 'n misdryf.
- (4) Nieteenstaande enigiets andersduidends vervat in hierdie verordening, mag 'n werknemer van die raad of enigiemand wat namens die raad optree en behoorlik aldus gemagtig is, die stortingsterrein te eniger tyd binnegaan ter uitvoering van sy of haar pligte.
- (5) Enige persoon wat van die stortingsterrein gebruik maak of die stortingsterrein binnegaan doen dit op sy of haar eie risiko en die raad aanvaar geen aanspreeklikheid vir die veiligheid van so 'n persoon of enige skade of verliese wat so 'n persoon mag opdoen nie.

#### *Aflaai van vullis, rommel, ens.*

- Enige persoon wat vullis of rommel by die stortingsterrein wil stort, moet sodanige vullis of rommel op sodanige plek binne die grense van die stortingsterrein aflaai soos wat die opsigter mag aandui. Enige persoon wat die redelike opdragte van die opsigter verontagsaam, sal skuldig wees aan 'n misdryf.

#### *Verbod op storting van sekere stowwe/materiaal*

- Die storting van enige hinderlike of toksiese stowwe of boumateriaal by die stortingsterrein word verbied.

#### *Eiendomsreg op vullis*

- Vullis, rommel, uitgediende voorwerpe of enige ander materiaal of afval wat by die stortingsterrein gestort word, word die eiendom van die raad en niemand wat nie behoorlik deur die raad daartoe gemagtig is nie, mag sodanige vullis, rommel, uitgediende voorwerp of enige ander materiaal of afval verwyder of hom of haar daarmee bemoei nie.

#### *Gelde*

- Die raad mag van tyd tot tyd die gelde vasstel wat aan die raad betaalbaar is vir die storting van vullis, rommel, uitgediende voorwerpe of enige ander materiaal of afval by die stortingsterrein onder die beheer van die raad.

#### *Strafbepaling*

- Iederen wat 'n bepaling van hierdie verordening oortree of in gebreke bly om daaraan te voldoen, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete soos voorgeskryf by artikel 213 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974).

"offensive matter" means such matter, including fluids, that may be classified as such by the council from time to time.

#### *Control of disposal site*

- The council may control the disposal site through its employees or agents or may contract some other person or body to control, manage and operate the disposal site on behalf of the council in accordance with the provisions of this by-law and the provisions of any other legislation that may be applicable.

#### *Access to disposal site*

- (1) No person shall enter the disposal site or shall be on the site, except on such days and at such times as shall be fixed by the council from time to time. A notice setting forth the days and hours during which the disposal site will normally be open for the dumping of refuse, shall be displayed by the council in a clearly visible place at or near the entrance to the disposal site.
- (2) Only persons wishing to dump refuse who have paid the prescribed fees or who are in possession of a permit issued by the council which permits them to dump such refuse at the disposal site and persons having obtained the written consent of the council to recycle any materials or objects on the site, shall be entitled to enter the disposal site or to be on the site.
- (3) Anybody who enters the disposal site or who is found on the disposal site in contravention of the provisions of sections 3 and 4 shall be guilty of an offence.
- (4) Notwithstanding anything to the contrary contained in this by-law, any employee of the council or anybody acting on behalf of the council and duly authorised thereto, may enter the disposal site any time in exercising his or her duties.
- (5) Any person making use of the disposal site or entering the disposal site, do so at his or her own risk and the council accepts no responsibility for the safety of such person or any damages or losses sustained by such person.

#### *Off-loading of refuse and rubbish etc.*

- Any person who wishes to dump refuse or rubbish at the disposal site, shall off-load such refuse or rubbish at such a place within the borders of the disposal site as the attendant may direct. Any person who disregards the reasonable instructions of the attendant shall be guilty of an offence.

#### *Prohibition of dumping of offensive matter/material*

- The dumping of any offensive or toxic matter or building rubble at the disposal site is prohibited.

#### *Ownership of refuse*

- Refuse, rubbish, obsolete objects or any other material or waste of whatsoever nature, dumped at the disposal site, become the property of the council and no person who is not duly authorised by the council to do so shall remove or interfere with such refuse, rubbish, objects or any other material or waste.

#### *Charges*

- The council may from time to time fix the charges payable to the council for the dumping of any refuse, rubbish, obsolete objects or any other material or waste at the disposal site under the control of the council.

#### *Penalty*

- Any person who contravenes or fails to comply with any provision of this by-law shall be guilty of an offence and liable on conviction to a fine as prescribed by Section 213 of the Municipal Ordinance, 1974 (Ordinance 20 of 1974).

P.K. 464/1999

17 Desember 1999

Die Premier het sy goedkeuring geheg aan die volgende verordening opgestel deur die Brenton Plaaslike Raad.

**BRENTON PLAASLIKE RAAD:**

**VERORDENING INSAKE DIE PARKERING VAN SLEEPBOTE, SLEEPWAENS, BOTE OF ENIGE SLEEP- OF SEILTOERUSTING**

1. In hierdie verordening, tensy uit die samehang anders blyk, beteken:—

“raad” die Munisipale Raad van Brenton of sy behoorlik gemagtigde werknemer, en

“regsgebied” die regsgebied van die Brenton Plaaslike Raad.

2. Niemand mag sonder die voorafverkreë skriftelike goedkeuring van die raad enige sleepbote, sleepwaens, bote of enige sleep- of seiltoerusting in 'n straat of parkeerarea of op enige sypaadjie, onbeboude erf, openbare oopruimte of ander onbeboude grond binne die regsgebied van die raad laat of parkeer nie.

3. Iedereen wat 'n bepaling van hierdie verordening oortree of in gebreke bly om daaraan te voldoen is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete soos voorgeskryf by artikel 213 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974).

P.K. 466/1999

17 Desember 1999

Die Premier het sy goedkeuring geheg aan die volgende verordening opgestel deur die Brenton Plaaslike Raad.

**BRENTON PLAASLIKE RAAD:**

**VERORDENING INSAKE DIE VERSPREIDING VAN STROOIBILJETTE**

1. Niemand mag 'n strooibiljet of soortgelyke advertensiemateriaal versprei of laat versprei in enige openbare straat, openbare plek of openbare parkeergebied, of enige strooibiljet of soortgelyke advertensiemateriaal op of in enige voertuig plaas of laat plaas sonder die voorafverkreë toestemming van die raad nie.

2. Iedereen wat 'n bepaling van hierdie verordening oortree of in gebreke bly om daaraan te voldoen, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete soos omskryf by artikel 213 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974).

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17 Desember 1999

Die Premier het sy goedkeuring geheg aan die volgende verordening opgestel deur die Brenton Plaaslike Raad.

**BRENTON PLAASLIKE RAAD:**

**VERORDENING INSAKE DIE VERWYDERING EN WEGDOEN VAN VULLIS**

*Woordbepaling*

1. In hierdie verordening, tensy uit die samehang anders blyk, beteken:—

“bedryfsafval” enige afval wat ontstaan vanweë vervaardigings-, instandhoudings-, produksie- en demonteerbedrywighede;

“bouersafval” enige vullis of afval wat veroorsaak word deur of ontstaan uit die bou, opknapping of sloping van 'n gebou of ander struktuur of werke;

“eienaar” wat daaraan geheg word in artikel 2 (xviii)(b) van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974);

“eiendom” enige afsonderlike gebou of struktuur wat gebruik word as 'n woning, woonstel, hotel, losieshuis, kerk, museum, koshuis, winkel,

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17 Desember 1999

The Premier has approved the following by-law framed by the Brenton Local Council.

**BRENTON LOCAL COUNCIL:**

**BY-LAW RELATING TO THE PARKING OF VESSELS, TRAILERS, BOATS, OR ANY TOWING OR SAILING EQUIPMENT**

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

“area of jurisdiction” means the area of jurisdiction of the Brenton Local Council, and

“council” means the Brenton Local Council or its duly authorized employee.

2. No person shall leave or park any towing vessels, trailers, boats or any towing or sailing equipment in a street or parking area or on any sidewalk, vacant erf, public open space or other vacant land within the area of jurisdiction of the council without the written approval of the council.

3. Any person who contravenes or fails to comply with any provision of this by-law shall be guilty of an offence and liable on conviction to a fine as prescribed by section 213 of the Municipal Ordinance, 1974 (Ordinance 20 of 1974).

P.N. 466/1999

17 Desember 1999

The Premier has approved the following by-law framed by the Brenton Local Council.

**BRENTON LOCAL COUNCIL:**

**BY-LAW RELATING TO THE DISTRIBUTION OF HANDBILLS**

1. No person shall distribute or cause to be distributed a handbill or similar advertising matter in any public street, public place or public parking area, or place any handbill or similar advertising matter or cause it to be placed on or in any vehicle without the prior written permission of the council.

2. Any person who contravenes or fails to comply with any provision of this by-law shall be guilty of an offence and liable upon conviction to a fine as prescribed by section 213 of the Municipal Ordinance 1974 (Ordinance 20 of 1974).

P.N. 467/1999

17 Desember 1999

The Premier has approved the following by-law framed by the Brenton Local Council.

**BRENTON LOCAL COUNCIL:**

**BY-LAW RELATING TO REFUSE REMOVAL AND DISPOSAL**

*Definitions*

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

“builder's refuse” means any waste or refuse resulting from or generated by the construction, renovation or demolition of a building or other structure or works;

“charge” means the charge prescribed by the council by special resolution;

“council” means the Brenton Local Council;

“domestic refuse” means any refuse or waste normally emanating from or incidental to the normal occupation of a dwelling, flat, hotel, boarding house, hospital, school, café, shop, old-age home or office

besigheidsperseel, kerksaal, skool, kantoor, garage, hospitaal, kliniek of ander soort inrigting; met dien verstande dat enige afsonderlike gebou of struktuur wat vir meer as een doel en/of deur meer as een okkupeerder gebruik word, vir die toepassing van hierdie verordening as 'n afsonderlike eiendom vir elk van sodanige doeleindes en/of okkupeerders beskou word;

"gelde" die gelde wat deur die raad by spesiale besluit vasgestel word;

"handelsvullis" enige handelsmateriaal of -afval soos deur die raad bepaal en met die eienaar of okkupeerder ooreengekom word;

"huisvullis" enige vullis of afval wat normaalweg afkomstig is van of in verband staan met die gewone okkupasie van 'n woning, woonstel, hotel, losieshuis, hospitaal, skool, kafee, winkel, ouetehuis of kantoor, maar omvat dit nie klippe, grond, gruis, bakstene, afvalvloeistof, nagvuil of tuinvullis, of bedryfs-, bouers- of handelsvullis nie;

"perseel" enige voertuig, boot, karavaan, tent of soortgelyke voorwerp wat gewoonlik gebruik word vir bewoningsdoeleindes, enige vakante onroerende eiendom en enige struktuur op onroerende eiendom wat gewoonlik gebruik word vir bewoningsdoeleindes en/of besigheidsdoeleindes, op voorwaarde dat:—

— waar sodanige struktuur uit meer as een residensiële of besigheidsseenheid bestaan sal elke eenheid geag word 'n perseel te wees vir die doeleindes van hierdie verordening;

"plastiëksak" 'n plastiëksak soos deur die raad voorgeskryf;

"raad" die Brenton Plaaslike Raad;

"standaardrentekoers" die standaardrentekoers soos in artikel 2 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974) bedoel, en

"tuinvullis" enige afval wat ontstaan as gevolg van normale tuinmaak-bedrywighede soos grassnysels, blare, bome, plante, blomme, onkruid en ander dergelyke ligte afval.

#### *Huisvullisverwydering*

- Die raad voorsien 'n diens vir die verwydering en wegdoen van huisvullis onderworpe aan die voorwaardes wat hy bepaal.

#### *Kennisgewing van raad*

- Die eienaar van 'n perseel waarop huisvullis ontstaan, moet binne sewe dae vanaf die dag waarop sodanige huisvullis ontstaan het, die raad daarvan in kennis stel.

#### *Gebruik van diens verpligtend*

- Die eienaar van 'n eiendom moet gebruik maak van die diens wat deur die raad voorsien word vir die verwydering en wegdoen van huisvullis ten opsigte van alle huisvullis afkomstig van sodanige eiendom.

#### *Raad moet vullis verwyder*

- Niemand uitgesonderd die raad of 'n persoon wat deur die raad daartoe gemagtig is, mag huisvullis vanaf enige eiendom verwyder of dit wegdoen nie.

#### *Opgaar en verwydering van huisvullis*

- (1) Die raad kan in die algemeen of in die besonder voorskrifte uitreik oor die wyse waarop of die reëlins waarvolgens vullis of vullissakke toegebind en daarna op straat besorg moet word, en enige verontagsaming van sodanige voorskrifte word ingevolge hierdie verordening geag 'n oortreding te wees.
- (2) Geen materiaal, met inbegrip van enige vloeistof wat, weens die massa of ander eienskap daarvan, dit waarskynlik vir die raad se werknemers te moeilik sal maak om die plastiëksakke te hanteer of te dra, mag in sodanige plastiëksakke geplaas word nie.
- (3) Die raad verwyder die plastiëksakke met die tussenpose wat hy nodig ag, alleenlik indien sodanige plastiëksakke op die voorgeskrywe plekke soos deur die raad bepaal, geplaas is.

but shall not include stones, soil, gravel, bricks, waste liquids, nightsoil, or garden, industrial, builder's or trade refuse;

"garden refuse" means any refuse which is generated as a result of normal gardening activities such as grass cuttings, leaves, trees, plants, flowers, weeds and other similar light matter;

"owner" has the meaning assigned thereto in section 2 (1xii)(b) of the Municipal Ordinance, 1974 (Ordinance 20 of 1974);

"premises" any vessel, boat, caravan, tent or similar object habitually occupied for residential purposes, any vacant immovable property and any structure on immovable property habitually occupied for residential and/or business purposes provided that—

— where such structure consists of more than one residential and/or business unit each unit shall be deemed to be premises for the purposes of this by-law;

"property" means any separate building or structure used as a dwelling, flat, hotel, boarding-house, church, museum, hostel, shop, business premises, church hall, school, office, garage, hospital, clinic or other kind of establishment; provided that any separate building or structure which is used for more than one purpose and/or by more than one occupier, shall be regarded for the purposes of this by-law as a separate property for each of such purposes and/or occupiers;

"refuse bag" means a plastic bag, as prescribed by the council;

"standard rate of interest" means the standard rate of interest contemplated in section 2 of the Municipal Ordinance, 1974 (Ordinance 20 of 1974), and

"trade refuse" means any trade material or trade waste as determined by the council and agreed to by the owner or occupier.

#### *Domestic refuse removal*

- The council shall provide a service for the removal and disposal of domestic refuse subject to such conditions as it may determine.

#### *Notice to council*

- The owner of premises on which domestic refuse is generated shall within seven days of the generation of such refuse, notify the Council thereof.

#### *Use of service compulsory*

- Every owner of a property shall make use of the service for the removal and disposal of domestic refuse provided by the council in respect of all domestic refuse which emanates from such property.

#### *Council to remove refuse*

- No person other than the council or person authorized thereto by the council shall remove domestic refuse from any property or dispose of it.

#### *Accumulation and removal of domestic refuse*

- (1) The council may, generally or in particular, issue instructions on the manner in which or the arrangements according to which refuse or refuse bags be removed, be tied and thereafter be placed in the street, and any disregard of such instructions shall be considered to be a contravention in terms of this by-law.
- (2) No material, including any liquid which, by reason of its mass or other property which is likely to render the refuse bags too difficult for the council's employees to handle or carry, shall be placed in such refuse bags.
- (3) The refuse bags shall be removed by the council at such intervals as the council may deem necessary, only if such refuse bags have been put at the places as prescribed by the council.

*Opgaar van huisvullis*

7. Die eienaar van enige eiendom moet toesien dat alle huisvullis wat op sodanige eiendom ontstaan, slegs in 'n plastieksak en op geen ander wyse nie, opgegaar word.

*Stort van vullis*

8. Niemand mag—

- (1) enige afval in of op 'n openbare plek onbewoonde- of onbeboude erf, stroom of watervoor gooi, laat val, stort of mors nie, of
- (2) enige vullis in 'n straatvoor op 'n openbare plek of in enige openbare straat vee nie.

*Sypaadjies*

9. Dit is die plig van elke lisensiehouer of okkupeerder van 'n winkel of handelsperseel om toe te sien dat die sypaadjie voor of aangrensend aan sodanige winkel of perseel skoon en vry gehou word van vullis of afvalmateriaal wat van sodanige winkel of perseel afkomstig is of wat voortspruit uit die lewering van goedere aan sodanige winkel of perseel of die voorsiening of verkoop van goedere deur die okkupeerder van sodanige winkel of perseel aan die publiek.

*Tuinvullis*

10. Tuinvullis kan vanaf die eiendom waar dit ophoop, verwyder word ooreenkomstig enige reëling wat die eienaar van sodanige eiendom wil tref, met dien verstande dat indien enige ophoping van tuinvullis nie verwyder word nie en indien sodanige ophoping na die mening van die raad 'n oorlas vir die volksgesondheid of 'n brandgevaar vir nabygeleë geboue uitmaak, die raad sodanige eienaar deur middel van 'n skriftelike kennisgewing kan gelas om sodanige ophoping binne 'n vasgestelde tydperk te laat verwyder. Indien hy voldoende geriewe beskikbaar het, kan die raad na goeddunke en op aansoek van die eienaar van 'n eiendom tuinvullis daarvan verwyder op koste van die eienaar.

*Bouersafval*

11. Bouersafval wat in die loop van die bou, verandering, opknapping of sloping van 'n struktuur of werke ophoop sal nie deur die raad verwyder word nie en aanvaarbare reëlings moet deur die eienaar getref word vir die wegdoen daarvan by 'n aanvaarbare terrein.

*Handelsvullis*

12. Die raad kan met die eienaar of okkupeerder van 'n perseel 'n ooreenkoms aangaan vir die verwydering van handelsvullis deur die raad teen die gelde wat deur die raad vasgestel word.

*Stortplekke vir huis- en tuinvullis*

13. Die raad sonder periodiek 'n plek of plekke af en hou dit in stand waar huis- en tuinvullis gestort moet word. Iedereen wat huis- en tuinvullis of bouersafval op enige ander plek stort, is skuldig aan 'n misdryf.

*Eiendomsreg wat agtergelaat word*

14. Alle afval wat die raad verwyder het en alle afval op afvalstortterreine waarvoor die raad beheer uitoefen, is die eiendom van die raad, en niemand wat nie behoorlik deur die raad daartoe gemagtig is, mag sodanige afval verwyder of hom daarmee bemoei nie.

*Voorwerpe wat agtergelaat word*

15. Enigiets, behalwe 'n voertuig wat geag word ingevolge die Padverkeerswet, 1989 (Wet 29 van 1989), iewers gelaat of gelos te gewees het, kan met die oog op faktore soos die plek waar dit aangetref is, die tydsduur waarvoor dit op sodanige plek gelaat is en die aard en toestand daarvan, redelikerwys deur die raad as 'n agtergelate voorwerp beskou word, en die raad kan dit na goeddunke verwyder en wegdoen.

*Aanspreeklikheid*

16. (1) As die raad enigiets ingevolge artikel 16 verwyder en

*Accumulation of domestic refuse*

7. The owner of any property shall ensure that all domestic refuse generated on such property shall be accumulated only in a refuse bag and in no other manner.

*Littering*

8. No person shall—

- (1) throw, drop, deposit or spill any refuse into or onto a public place, vacant stand or erf, stream or water-course, or
- (2) sweep any refuse into a gutter on a public place or into any public street.

*Pavements*

9. It shall be the duty of every licensee or occupier of a shop or trade premises to ensure that the pavement in front of or abutting such shop or premises is kept clean and free of refuse or waste material emanating from such shop or premises or resulting from the delivery of goods to such shop or premises or the supply or sale of goods to the public by the occupier of such shop or premises.

*Garden refuse*

10. Garden refuse may be removed from property where it accumulates according to any arrangements which the owner of such property desires to make, provided that, should any accumulation of garden refuse not be removed and should such accumulation in the opinion of the council constitute a nuisance or danger to public health or a fire hazard to nearby buildings, the council may order such owner or occupier by written notice to cause such accumulation to be removed within a specified period. If it has sufficient facilities available, the council may in its discretion and on application from the owner of a property, remove garden refuse therefrom at the cost of the owner.

*Builder's refuse*

11. Builder's refuse which may have accumulated in the course of the construction, alteration, renovation or demolition of any structure or works shall not be removed by the council from the property concerned and suitable arrangements must be made by the owner for the disposal thereof at a suitable site.

*Trade refuse*

12. The council may enter into an agreement with the owner or occupier of any premises for the removal of trade refuse by the council at a charge fixed by the council.

*Disposal sites for domestic and garden refuse*

13. The council periodically sets aside and maintains a place or places where domestic, garden and builder's refuse shall be dumped. Any person dumping domestic, garden and builder's refuse in any other place shall be guilty of an offence.

*Ownership of refuse*

14. All refuse removed by the council and all refuse on disposal sites controlled by the council shall be the property of the council, and no person who is not duly authorized by the council to do so shall remove or interfere with such refuse.

*Abandoned objects*

15. Anything other than a vehicle deemed to have been left or abandoned anywhere in terms of the Road Act, 1989 (Act 29 of 1989), which is, in the light of such factors as the place where it is found, the period it has been lying at such place and the nature and condition thereof, reasonably regarded by the council as having been abandoned, may be removed and disposed of by the council as it may deem fit.

*Liability*

16. (1) Where anything has been removed and disposed of by the



weggedoen het, is die verantwoordelike persoon teenoor die raad aanspreeklik vir die betaling van die gelde wat die raad vasgestel het vir sodanige verwydering en wegdoening.

(2) Vir die toepassing van subartikel (1) is die verantwoordelike persoon—

- (a) die eienaar van die voorwerp, met inbegrip van iemand wat daarop geregtig is om die voorwerp in sy besit te hê kragtens 'n huurooreenkoms of 'n huurkontrak op die tydstip toe die voorwerp daar gelaat of op die plek geplaas is waarvandaan dit aldus verwyder is, tensy hy kan bewys dat hy nie daarby betrokke was nie en nie geweet het dat dit daar geplaas is nie; of
- (b) iemand wat die voorwerp op genoemde plek geplaas het, of
- (c) iemand wat willens en wetens toegelaat het dat die voorwerp op genoemde plek geplaas is.

#### Gelde

17. (1) Die gelde betaalbaar aan die raad vir die instelling, voorsiening en instandhouding van 'n vullisverwyderingsdiens word by spesiale besluit deur die raad vasgestel.

(2) Die vullisverwyderingsgelde betaalbaar aan die raad moet betaal word voor of op die datum wat op die betrokke rekening aangedui word, welke datum deur die raad vasgestel sal word en van tyd tot tyd deur die raad gewysig mag word.

(3) Beskikbaarheidsgelde is betaalbaar deur die eienaar van enige onroerende eiendom, met of sonder verbeterings, wat na die mening van die raad van die vullisverwyderingsdiens gebruik kan maak, welke gelde verskuldig en betaalbaar is voor of op die datum wat op die betrokke rekening aangedui word.

#### Rente

18. Die gelde voorgeskryf in artikel 17 betaalbaar ten opsigte van die voorsiening en instandhouding van 'n vullisverwyderingsdiens, is onderworpe aan die betaling van rente teen die standaardrentekoers indien die rekening nie betaal word nie voor of op die dag wat op die betrokke rekening aangedui word.

#### Strafbepaling

19. Iedereen wat 'n bepaling van hierdie verordening oortree of in gebreke bly om daaraan te voldoen, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete soos voorgeskryf by artikel 213 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974).

P.K. 468/1999

17 Desember 1999

Die Premier het sy goedkeuring geheg aan die volgende verordening opgestel deur die Brenton Plaaslike Raad.

#### BRENTON PLAASLIKE RAAD:

#### WATERVERORDENING

#### Woordbepaling

- 1. In hierdie verordening, tensy uit die samehang anders blyk, beteken—
- “boekjaar” die tydperk wat strek van die eerste dag van Julie van elke jaar tot en met die dertigste dag van Junie van die daaropvolgende jaar;
- “diens” alle pype, toebehore en apparaat, behalwe enige deel van die verbindingspyp of die meter, wat gebruik word of bedoel is vir gebruik vir of in verband met die voorsiening van water deur die raad en wat op die perseel geleë is;
- “dienspyp” enige pyp wat in 'n diens ingesluit is;
- “eienaar” wat by artikel 2 van die Ordonnansie daaraan geheg word;

council in terms of section 16, the person responsible shall be liable to pay the council the charge fixed by it for such removal and disposal.

(2) For the purpose of subsection (1), the person responsible shall be—

- (a) the owner of the object, including any person who is entitled to be in possession of the object by virtue of a hire-purchase agreement or an agreement of lease at the time when it was abandoned or put in the place from which it was so removed, unless he can prove that he was not concerned in and did not know of it being put in such place;
- (b) any person by whom the object was put in the place aforesaid, or
- (c) any person who knowingly permitted the object to be put in the said place.

#### Charges

17. (1) The charges payable to the council for the establishment and maintenance of a refuse removal service shall be determined by the council by special resolution.

(2) The refuse removal charges payable to the council must be paid on or before the date indicated on the relevant account, which date shall be fixed by the council and may be revised by the council from time to time.

(3) Availability charges are payable by the owner of any property, with or without improvements to whom the refuse removal service is available, which charges are due and payable to the council before or on the date indicated on the submitted account.

#### Interest

18. The charges prescribed in section 17 for the provision and maintenance of a refuse removal service shall be subject to the payment of interest at the standard rate of interest if the account is not paid on or before the date indicated on the relevant account.

#### Penalties

19. Any person who contravenes or fails to comply with any provision of this by-law shall be guilty of an offence and liable upon conviction to a fine as prescribed by section 213 of the Municipal Ordinance, 1974 (Ordinance 20 of 1974).

P.N. 468/1999

17 December 1999

The Premier has approved the following by-law framed by the Brenton Local Council.

#### BRENTON LOCAL COUNCIL:

#### WATER BY-LAW

- 1. In this by-law, unless the context otherwise indicates—
- “communication pipe” means any pipe leading from a main to the premises of a consumer as far as the street boundary of such premises situated nearest to such main, or in cases where a meter is installed inside the premises of a consumer in accordance with this by-law, as far as the inlet of the meter;
- “consumer” means the owner of any premises which the council has agreed to supply with water;
- “council” means the Brenton Local Council;
- “domestic purpose” includes every kind of household purpose;
- “financial year” means the period extending from the first day of July in

"hoofleiding" 'n pyp of ander werk onder die uitsluitlike beheer van die raad en wat deur die raad gebruik word vir die doel om water na verbruikers te vervoer, maar sluit nie verbindingspyp in soos hierin omskryf nie;

"huishoudelike doeleindes" ook enige tipe huishoudelike doel;

"maand" 'n kalendermaand of enige deel daarvan;

"ordonnansie" die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974);

"onroerende goed" enige erf, perseel of eiendom wat by die hoofwaterleiding van die raad aangesluit is of aangesluit kan word;

"perseel" enige voertuig, boot, karavaan, tent of soortgelyke voorwerp wat gewoonlik gebruik word vir bewoningsdoeleindes, enige vakante onroerende eiendom en enige struktuur op onroerende eiendom wat gewoonlik gebruik word vir bewoningsdoeleindes en/of besigheidsdoeleindes, op voorwaarde dat—

— waar sodanige struktuur uit meer as een residensiële of besigheidseenheid bestaan sal elke eenheid geag word 'n perseel te wees vir die doeleindes van hierdie verordening, ongeag of dit individueel of gesamentlik gemeter word.

— elke eenheid wat geag word 'n perseel te wees 'n wateraansluiting het of 'n fasiliteit het waarna water voorsien word.

"raad" die Brenton Plaaslike Raad;

"spesiale besluit" 'n besluit soos omskryf in artikel 2 van die Ordonnansie;

"standaard rentekoers" die standaardrentekoers soos in artikel 2 van die ordonnansie bedoel;

"tarief" die tarief van gelde vir water of ander dienste wat deur die raad voorgeskryf, en in aanhangsel A uiteengesit word;

"verbindingspyp" 'n pyp wat van die hoofleiding na die perseel van 'n verbruiker lei tot by die straatgrens van sodanige perseel wat naaste aan sodanige hoofleiding geleë is of, in gevalle waar 'n meter volgens hierdie verordening op die perseel van 'n verbruiker geleë is, tot by die inlaat van die meter, en

"verbruiker" die eienaar van 'n perseel wat die raad onderneem het om van water te voorsien.

#### *Aanspreeklikheid van verbruiker*

2. Daar word geag dat 'n oortreding van hierdie verordening, wat op 'n perseel begaan is, deur die verbruiker begaan is, tensy en tot tyd en wyl hy die teendeel bewys het.

#### *Betreding en inspeksie deur die raad se verteenwoordigers*

3. (1) Enige behoorlik gemagtigde verteenwoordiger van die raad kan vir 'n doel wat met die uitvoering van die artikels in hierdie verordening vervat, in verband staan, te alle redelike tye na voorafkennisgewing en met vermelding van die redes vir sodanige inspeksie, ondersoek en navraag of te eniger tyd in 'n noodgeval sonder voorafkennisgewing, 'n perseel betree en sodanige inspeksie en ondersoek uitvoer en sodanige navraag doen as wat hy nodig ag.
- (2) Indien sodanige verteenwoordiger dit vir die doel van die ondersoek of inspeksie of vir die uitvoering van enige ander werk nodig ag, kan hy, nadat hy 24 uur kennis gegee het of onmiddellik sonder enige kennisgewing indien onmiddellike optrede na sy mening nodig is, enige grond, beton, stene, hout, metaalwerk of 'n ander ding wat deel van sodanige perseel uitmaak, op koste van die verbruiker verskuif.
- (3) Die raad is nie aanspreeklik om enige vergoeding te betaal in verband met 'n inspeksie, ondersoek of werk wat deur die verteenwoordigers van die raad uitgevoer is kragtens subartikel (2) van hierdie artikel nie.

#### *Verbindings slegs deur raad*

4. Geen ander persoon as 'n gemagtigde verteenwoordiger van die raad

each year up to and including the thirtieth day of June in the following year;

"immovable property" means any erf, premises or property which is connected to or can be connected to the council's water mains;

"main" means any pipe or other work under the exclusive control of the council and used by it for the purpose of conveying water to the consumer, but shall not include any communication pipe, as herein defined;

"month" means a calendar month or any part thereof;

"ordinance" means the Municipal Ordinance, 1974 (Ordinance 20 of 1974);

"owner" means an owner referred to in section 2 of the Ordinance;

"premises" any vessel, boat, caravan, tent or similar object habitually occupied for residential purposes, any vacant immovable property and any structure on immovable property habitually occupied for residential and/or business purposes provided that—

— where such structure consists of more than one residential and/or business unit each unit shall be deemed to be premises for the purposes of this by-law irrespective whether individually or bulk metered;

— each such unit deemed to be premises has a water connection to it or has a facility which has a water supply to it.

"service" means all pipes, fittings, and apparatus except any portion of the communication pipe or the meter, used or intended to be used for or in connection with the supply of water by the council and situated on the premises;

"service pipe" means any pipe included in any service;

"standard rate of interest" means the standard rate of interest contemplated in section 2 of the Ordinance, and

"tariff" means the tariff of charges for water or other services fixed by the council by special resolution and set out in Appendix A.

#### *Liability of consumer*

2. Any contravention of the sections contained in this by-law, committed on any premises, shall be deemed to have been committed by the consumer unless and until he proves the contrary.

#### *Entry and inspection by representatives*

3. (1) Any duly authorized representative of the council may for any purpose connected with the carrying out of the sections contained in this by-law, at all reasonable times upon prior notice and stating the reasons for such inspection, examination and enquiry or at any time in an emergency without prior notice, enter upon any premises and make such inspection, examination and enquiry as he may deem necessary.
- (2) Where such representative considers it necessary for the purpose of examination or inspection or of carrying out any other work, he may at the expense of the consumer after having given 24 hours notice, or at once without giving any notice if in his opinion immediate action is necessary, move any earth, concrete, brick, wood, metal work, or any other thing which is part of such premises.
- (3) The council shall not be liable to pay any compensation in respect of any inspection, examination or work carried out by its representative under subsection (2) of this section.

#### *Connections by council only*

4. No person except an authorized representative of the council shall

mag 'n aansluiting aan 'n hoofleiding of verbindingspyp maak nie, met dien verstande dat die aansluiting van die diens aan die einde van die verbindingspyp of, in die geval van 'n meter wat deur die raad op 'n perseel geïnstalleer is, aan die uitlaat van sodanige meter, deur die verbruiker uitgevoer mag word.

#### *Aansluitings aan ander watertoevoer*

5. Geen dienspyp, tenk, bak of apparaat vir die bewaring of vervoer van water wat deur die raad voorsien word, mag direk aan 'n ander stelsel van watervoorsiening aangesluit word nie, tensy sodanige ander stelsel voldoen aan al die vereistes van die openbare gesondheidswette.

#### *Ongemagtigde neem van water*

6. Behalwe met die voorafverkreë skriftelike toestemming van die raad mag niemand behalwe 'n persoon wat 'n kontrak met die raad aangegaan het vir watervoorsiening en in ander opsigte voldoen het aan die vereistes van die artikels in hierdie verordening vervat, water neem van of 'n aansluiting maak of laat maak met 'n hoofleiding, verbindingspyp, reservoir, brandkraan, leipyp, bak, of ander ding wat water bevat wat aan die raad behoort nie.

#### *Beskadiging van waterstelsel*

7. Geen persoon mag opsetlik of op nalatige wyse 'n hoofleiding, verbindingspyp of meter of ander installasie of apparaat wat aan die raad behoort en gebruik word of bedoel is vir gebruik deur die raad in verband met die voorsiening van water, beskadig of die beskadiging daarvan veroorsaak nie.

#### *Besoedeling van watervoorraad*

8. Geen persoon mag—
- (1) in enige reservoir, hoofleiding of ander plek wat water bevat wat heeltemal of gedeeltelik aan die raad behoort of onder die beheer of bestuur van die raad staan en wat gebruik word vir of in verband met die voorsiening van water aan die inwoners van die voorsieningsgebied van die raad, bad of was of 'n dier daarin was of gooi of veroorsaak of toelaat dat 'n dier daarin gaan nie;
  - (2) enige afval, vullis, vuilgoed of ander skadelike stof in sodanige reservoir, hoofleiding of ander plek gooi nie of enige doek, wol, leer of die vel van 'n dier, of enige klere of ander stof daarin was of reinig nie, of
  - (3) veroorsaak of toelaat dat die water uit 'n opwasbak, vuilriool, riool, enjin, stoomketel of enige ander vuil water of vloeistof vir die beheer waarvan hy verantwoordelik is, in sodanige reservoir, hoofleiding of ander plek loop of dit daarna laat oorbring, of enige ander handeling verrig waardeur die water wat deur die raad aan die inwoners van die gebied voorsien word, besoedel kan raak nie.

#### *Meng van reënwater met die watervoorraad van die raad*

9. Geen persoon mag veroorsaak of toelaat dat—
- (1) 'n dienspyp aan 'n hoofleiding aangesluit word of aan 'n bak, vat of ander houër wat gebruik word of wat bedoel is vir gebruik vir die ontvangs of bewaring van water wat verkry word uit 'n ander bron as die hoofleidings van die raad, of aan 'n houthouër wat nie van 'n goedgekeurde voering voorsien is nie, of
  - (2) reënwater in 'n tenk of bak wat deur die raad van water voorsien word, inloop nie.

#### *Aansoek om en ooreenkoms vir watervoorsiening*

10. (1) 'n Aansoek om die voorsiening van water moet aan die raad op die voorgeskrewe vorm gerig word wat ook 'n ooreenkoms moet insluit, welke ooreenkoms deur die verbruiker onderteken moet word.
- (2) Die raad sal die aansoeker in kennis stel of die aansoek goedgekeur is aldan nie.

#### *Deposito's*

11. (1) Elke applikant wat om watervoorsiening aansoek doen, moet by

make any connection to any main or communication pipe; provided that the connection of the service at the end of the communication pipe, or, where a meter is installed by the council inside any premises, to the outlet from such meter, may be made by the consumer.

#### *Connections to other supplies*

5. No service pipe, tank, cistern or apparatus for storing or conveying water supplied by the council shall be directly connected with any other water supply system, unless such other system complies with all the requirements of the public health laws.

#### *Unauthorized taking of water*

6. No person other than a person who has entered into a contract with the council for the supply of water and has otherwise complied with the requirements of the sections contained in this by-law shall take any water from, or make or cause to be made any connection with any main, communication pipe, reservoir, hydrant, conduit, cistern, or other thing containing water belonging to the council, except with the prior written permission of the council.

#### *Damage to water system*

7. No person shall wilfully or negligently damage or cause to be damaged any main, communication pipe, or meter or other plant or apparatus belonging to the council and used or intended to be used by it in connection with the supply of water.

#### *Pollution to water supply*

8. No person shall—
- (1) bathe in any reservoir, main or other place which contains water belonging wholly or partly to the council or under the control or management of the council and which is used for or in connection with the supply of water to the inhabitants of the council's area of supply, or wash, throw, or cause or permit to enter therein any animal;
  - (2) throw rubbish, dirt, filth or other deleterious matter into such reservoir, main, or other place, or wash or cleanse therein any cloth, wool, leather, or the skin of any animal, or any clothes or other matter, or
  - (3) cause or permit the water from any sink, sewer, drain, engine, boiler or any other unclean water or liquid for the control of which he is responsible, to run or be brought into any such reservoir, main or other place or do any other act whereby the supply of water to the inhabitants of the council's area of supply may be polluted.

#### *Mixing of rain-water with council's water supply*

9. No person shall cause or permit—
- (1) any service pipe to be connected with any main or to be connected to any cistern, butt or other receptacle used or intended to be used for the reception or storage of water obtained from any source other than the council's mains, or with any wooden receptacle which is not furnished with an approved lining, or
  - (2) rain-water to flow into any tank or cistern supplied with water by the council.

#### *Application and agreement for water supply*

10. (1) An application for the supply of water shall be made to the council on the prescribed form, which shall also contain a form of agreement and the applicant shall sign such form of agreement.
- (2) The council shall inform the applicant whether or not such application has been granted.

#### *Deposits*

11. (1) Every applicant for a supply of water shall, before such supply is

die aansoek vir sodanige voorsiening en voordat sodanige toevoer voorsien word, 'n bedrag wat deur die raad by spesiale besluit vasgestel is, deponeer.

- (2) Die deposito moet aan die verbruiker terugbetaal word indien die raad 'n aansoek weier, en by die beëindiging van die ooreenkoms; met dien verstande dat in geval van 'n bedrag wat in die boeke van die raad as verskuldig aan die raad deur die verbruiker, aangegee word, die raad geregtig is om die hele of 'n gedeelte van die bedrag wat aldus inbetaal is, te verreken teen die verskuldigde bedrag en om die gedeelte van die deposito aldus verreken, te behou.

#### *Afsluiting van toevoer*

12. (1) Die raad mag, sonder om vergoeding te betaal en sonder benadeling van sy reg om betaling vir water wat aan die verbruiker voorsien is te eis, die watertoevoer na enige verbruiker afsluit indien sodanige verbruiker—

- (a) versuim het om 'n bedrag wat ingevolge die bepalings van hierdie verordening aan die raad verskuldig is, te betaal;
- (b) opsetlik of deur nalatigheid 'n hoofleiding, verbindingspyp, meter of ander installasie of apparaat wat aan die raad behoort of onder die beheer van die raad staan, en wat gebruik word deur of bedoel is vir gebruik deur die raad in verband met die voorsiening van water beskadig, laat beskadig of toelaat dat dit beskadig word of daaraan peuter, of
- (c) 'n oortreding van enige bepalings van die artikels in hierdie verordening vervat, begaan het;

met dien verstande dat minstens veertien (14) dae skriftelike kennis aan 'n verbruiker gegee moet word alvorens sy watertoevoer afgesluit word.

- (2) Die verbruiker moet die bedrag voorgeskryf in die tarief vir die afsluiting van water ingevolge hierdie artikel aan die raad betaal.
- (3) Indien die raad te eniger tyd weer die watertoevoer na sodanige verbruiker herstel moet die verbruiker die koste voorgeskryf in die tarief ten opsigte van sodanige herstel aan die raad betaal.

#### *Beëindiging van ooreenkoms*

13. Die raad of die verbruiker kan te eniger tyd enige ooreenkoms wat ingevolge die artikels in hierdie verordening aangegaan is, beëindig deur die ander party tot die ooreenkoms minstens veertien dae skriftelike kennis te gee van sy voorneme om dit te doen.

#### *Afsluiting van watertoevoer by die beëindiging van ooreenkoms*

14. Waar enige ooreenkoms beëindig is, is die raad geregtig om die watertoevoer waarop sodanige ooreenkoms betrekking het af te sluit; met dien verstande dat die water nie aldus afgesluit sal word nie indien die nuwe verbruiker aanspreeklikheid aanvaar vir die betaling van al die water wat verbruik is vanaf die datum van die vorige gewone lesing van die meter, of die koste wat in die tarief vir 'n spesiale lesing van die meter vasgestel is betaal.

#### *Spesiale beperkings*

15. (1) Die raad kan deur openbare kennisgewing te eniger tyd die toevoer van water na sy hele voorsieningsgebied of 'n gedeelte daarvan, beperk tot sodanige ure as wat die raad besluit, en kan op soortgelyke wyse die gebruik van water vir enige doel, soos wat in sodanige kennisgewing gemeld is, belet.
- (2) Vir die doel van hierdie artikel beteken "openbare kennisgewing" publiserings in beide die Engelse en Afrikaanse taal in een of meer uitgawes van 'n koerant in omloop in die gebied van die raad se voorsieningsgebied.

#### *Onderbreking van toevoer*

16. Die raad is nie aanspreeklik vir enige versuim om water te voorsien nie of vir 'n onderbreking of ontwrigting van die watertoevoerstelsel of vir 'n

given, deposit with council a sum of money which shall be fixed by council by means of a special resolution.

- (2) The deposit shall be refunded to the consumer where the council refuses an application or upon the termination of the agreement; provided that in the event of any sum being shown in the council's books as due by the consumer to the council, the council shall be entitled to set off in payment the whole or any portion of the sum so deposited against any such sum shown as due and retain that portion of the deposit thus set off.

#### *Termination of supply*

12. (1) Without paying compensation and without prejudice to its rights to obtain payment for water supplied to the consumer, the council may disconnect the supply to any consumer where such consumer has—

- (a) failed to pay any sum due to the council in terms of the provisions contained in this by-law;
- (b) wilfully or negligently damaged or caused or permitted damage to be inflicted upon, or has tampered with any main, communication pipe, meter, or other plant or apparatus belonging to or under the control of the council and used or intended to be used by it in connection with the supply of water, or
- (c) committed a contravention of any of the provisions of the sections contained in this by-law;

provided that in all cases not less than fourteen (14) days' written notice shall be given to any consumer prior to the disconnection of the supply.

- (2) The consumer shall pay to the council the fee prescribed in the tariff for disconnecting water in terms of this section.
- (3) In the event of the council at any time reconnect the supply of water to such consumer, the consumer shall pay to the council such charges as prescribed in the tariff in respect of such reconnection.

#### *Termination of agreement*

13. The council or the consumer may at any time terminate any agreement entered into in terms of the sections contained in this by-law by giving not less than fourteen days' notice in writing to the other party thereto of the intention to do so.

#### *Disconnection of supply on termination of agreement*

14. Where any agreement has been terminated, the council shall be entitled to disconnect the water supply to which such agreement relates; provided that no such disconnection shall be carried out where the new consumer accepts the liability for payment for all water consumed as from the date of the previous ordinary reading of the meter or pays the charge fixed in the tariff for a special reading of the meter.

#### *Special restrictions*

15. (1) The council may by public notification at any time restrict to such hours as may be decided by the council the supply of water to the whole or any portion of its area of supply and may in a like manner prohibit the use of water for any purpose, as stated in such notification.
- (2) For the purpose of this section "public notification" shall mean publication in both the English and Afrikaans languages in one or more issues of a newspaper circulating in the council's area of supply.

#### *Failure to supply*

16. The council shall not be liable for any failure to supply water or for any failure or disruption of its water supply system or for any failure

versuim om 'n gespesifiseerde waterdruk te eniger tyd by enige punt in sodanige stelsel te handhaaf of vir enige gebrek in die kwaliteit van die water wat verskaf word nie.

#### *Druk*

17. Waar aansoek gedoen word om watervoorsiening vir persele wat geleë is bokant 'n hoogte wat doeltreffend deur die normale druk in die hoofleidings van die raad bedien kan word of waar 'n toevoer vereis word vir sodanige persele, moet die applikant of verbruiker die watertoevoer van die Raad by die beskikbare druk, op die terrein van sodanige persele aanvaar en daarna is die applikant of verbruiker verantwoordelik vir die voorsiening en instandhouding van die watertoevoerdruk na sodanige persele.

#### *Verkoop van water deur verbruikers*

18. Geen verbruiker mag—
- (1) enige water wat deur die Raad aan hom verskaf is, verkoop nie, of
  - (2) enige water wegneem of veroorsaak of toelaat dat dit weggeneem word van sy perseel nie.

#### *Verskaffing van verbindingspyp deur raad*

19. (1) Indien 'n ooreenkoms tussen die raad en enige verbruiker aangegaan is met betrekking tot die voorsiening van water aan 'n perseel en nadat daar aan die toepaslike bepalinge van hierdie ooreenkoms voldoen is, moet die raad 'n verbindingspyp na sodanige perseel verskaf, lê en in stand hou.
- (2) Die bedrag wat sodanige verbruiker ten opsigte van sodanige verbindingspyp moet betaal, moet wees soos in die tarief vasgestel; met dien verstande dat met betrekking tot 'n grootte of lengte verbindingspyp waarvoor daar nie in die tarief voorsiening gemaak word nie of in gevalle waar die tariefkoste onvoldoende is om die koste van die verskaffing van sodanige verbindingspyp te dek, die verbruiker sodanige bedrag moet betaal as waarop die raad besluit, na gelang van die geval.
- (3) Die bedrag verskuldig ingevolge hierdie artikel moet vooruit deur die eienaar betaal word aan die raad.

#### *Gemeenskaplike verbindingspype vir groepe persele*

20. (1) 'n Gemeenskaplike verbindingspyp word toegelaat vir die voorsiening van water aan 'n groep woonhuise of 'n gebou wat 'n blok woonstelle, winkels, kantore of ander geboue of huureenhede behels, waar die eienaar van sodanige groep of gebou instem om vir al die water wat voorsien word aan elk van die woonhuise of huureenhede wat in sodanige groep of blok vervat is, te betaal.
- (2) Indien, ingevolge subartikel (1) van hierdie artikel, meer as een huis of eenheid in sodanige groep of blok uit een verbindingspyp voorsien word, moet 'n afsluitkraan aangebring word aan elke aftakpyp daarvan wat na elke sodanige huis of eenheid aangebring word vir die doel om die toevoer van water na sodanige huis of eenheid af te sluit sonder om die toevoer na die ander te onderbreek.
- (3) Waar 'n kraan aangebring word aan 'n staanpyp waaruit water bedoel is om aan meer as een sodanige huis of eenheid voorsien te word, moet sodanige kraan 'n goedgekeurde tipe selfsluitkraan wees.

#### *Beperking van een verbindingspyp na elke perseel*

21. Geen perseel wat aan 'n enkele eienaar behoort, is geregtig op 'n toevoer van water uit meer as een verbindingspyp nie; met dien verstande dat—
- (1) indien dit vir die raad blyk dat ontbering of ernstige ongerief andersins kan ontstaan, die raad sodanige toevoer deur middel van meer as een verbindingspyp kan toelaat, en

to maintain any specified pressure of water at any time at any point in such system or for any defect in the quality of the water supplied.

#### *Pressure*

17. Where application is made for a supply of water for premises situated at a level above that which can be efficiently served by the normal pressure in the council's mains, or where a supply is required for such premises, the applicant or consumer shall accept the supply from the council at such pressure as is available at the site of such premises, and the applicant or consumer shall thereafter be responsible for the provision and maintenance of the water supply pressure to such premises.

#### *Sale of water by consumers*

18. No consumer shall—
- (1) sell any water supplied to him by the council, or
  - (2) take away or cause or permit to be taken away from his premises any water.

#### *Provisions of communication pipe by council*

19. (1) When an agreement has been entered into between the council and any consumer in regard to the supply of water to premises and after the relevant provisions of this by-law have been complied with, the council shall provide, lay and maintain a communication pipe to such premises.
- (2) The sum payable by such consumer in respect of such communication pipe shall be as prescribed in the tariff; provided that in respect of any size or length of communication pipe not provided for in the tariff or in cases where the tariff charge is insufficient to cover the cost of providing such communication pipe, the consumer shall pay such sum as may be decided by the council, as the case may be.
- (3) Any amount due under this section shall be paid to the council in advance by the owner.

#### *Common communication pipes for groups of premises*

20. (1) A common communication pipe shall be permitted for the supply of water to a group of dwellings or a building comprising a block of flats, shops, offices or other buildings or tenancy units where the owner of such group or building agrees to pay for all the water supplied to each of the dwellings or tenancy units contained in such group or block.
- (2) Where, in terms of subsection (1) of this section, more than one house or unit in such group or block is supplied from one communication pipe, a stop cock shall be fixed on each branch pipe leading therefrom to each such house or unit for the purpose of turning off the supply of water to such house or unit without interrupting the supply to the others.
- (3) Where a tap is fixed to a stand pipe from which water is intended to be supplied to more than one such house or unit, such tap shall be an approved type of self-closing tap.

#### *Limitation of one communication pipe to each premises*

21. No premises in single ownership shall be entitled to obtain a supply of water by means of more than one communication pipe; provided that—
- (1) where it appears to the council that hardship or grave inconvenience would otherwise result, the council may permit such supply by means of more than one communication pipe, and

- (2) indien meer as een verbindingspyp toegelaat word ingevolge paragraaf (1) van hierdie artikel, gelde deur die raad by spesiale besluit vasgestel sal word.

*Verskaffing van meter*

22. (1) Elke meter om die hoeveelheid water wat gelewer word te registreer moet deur die raad op eie koste verskaf en in die verbindingspyp aangebring word en die grootte van die meter wat geïnstalleer moet word berus uitsluitlik by die raad.
- (2) Indien die raad aldus vereis, moet die verbruiker tot die tevredenheid van die raad 'n plek op die perseel verskaf waarin die meter bevestig kan word.
- (3) Die verbruiker moet alle koste wat in die tarief voorgeskryf word in verband met die installering van 'n meter betaal.
- (4) 'n Meter mag nie in beton-, klip- of baksteenwerk omhul word of deur plantegroei of grond bedek word op so 'n wyse dat dit nie gelees of geheel en al verwyder kan word nie.

*Verskaffing en posisie van afsluitkraan*

23. (1) Die raad moet vir sy uitsluitlike gebruik 'n afsluitkraan aan die verbindingspyp installeer.
- (2) Die verbruiker moet op eie koste, of die raad kan na goeddunke en op koste van die verbruiker en vir die uitsluitlike gebruik van die verbruiker, 'n afsluitkraan op 'n geskikte plek binne die grens van die verbruiker se perseel verskaf en aan die dienspyp installeer.

*Eiendomsreg ten opsigte van meters*

24. 'n Meter wat deur die raad verskaf en geïnstalleer is, tesame met die toebehore wat daarmee verbind is, is en bly die eiendom van die raad en sodanige meter staan te alle tye onder die uitsluitlike beheer van die raad.

*Veilige bewaring van meters*

25. Die verbruiker is verantwoordelik aan die raad vir die veilige bewaring van en die voorkoming van skade aan 'n meter wat op sy perseel geïnstalleer is, en is aanspreeklik aan die raad vir enige skade aan of benadeling van sodanige meter, met inagneming van billike slytasie.

*Peutering met of beskadiging van meters*

26. (1) Geen ander persoon as die raad se behoorlik gemagtigde verteenwoordiger mag 'n meter of enige toebehore wat daarmee verbind is, ontkoppel, daarmee peuter of veroorsaak of toelaat dat 'n ander persoon 'n meter ontkoppel, of met die meter of die toebehore wat daarmee verbind is, peuter nie.
- (2) Geen persoon mag enige meter of toebehore wat daarmee verbind is, beskadig nie.

*Herstelwerk aan meter*

27. In geval dit nodig is om 'n meter te herstel, moet die raad sodanige herstelwerk aan sodanige meter so gou as moontlik doen.

*Koste van instandhouding en herstel van meter*

28. (1) Die raad moet op eie koste 'n meter wat deur hom verskaf is, en wat as gevolg van billike slytasie onbruikbaar raak, in stand hou en herstel.
- (2) Indien enige herstelwerk aan sodanige meter of vervanging daarvan nodig geword het as gevolg daarvan dat sodanige meter opsetlik of uit nalatigheid of per ongeluk deur die verbruiker beskadig is, is die verbruiker aanspreeklik vir die koste van sodanige herstelwerk, met inbegrip van die koste van die verwydering en herinstallering daarvan, of vir sodanige vervanging, en sodanige koste moet op aanvraag deur die verbruiker aan die raad betaal word.

- (2) where more than one communication pipe is permitted in terms of subsection (1) of this section, a charge shall be fixed by the council by special resolution.

*Provision of meter*

22. (1) Every meter to measure the amount of water consumed shall be supplied and fixed to the communication pipe by the council at its own cost and the size of the meter to be installed shall be within the sole discretion of the council.
- (2) If so required by the council, the consumer shall provide within the premises a place satisfactory to the council in which to fix the meter.
- (3) The consumer shall pay all charges prescribed in the tariff in connection with the installation of any meter in his service.
- (4) A meter shall not be encased in concrete, stone or brickwork or be covered by vegetation or sand in such a manner that it cannot be read or entirely removed.

*Provision and position of stop cock*

23. (1) The council shall, for its exclusive use, install a stop cock on the communication pipe.
- (2) The consumer shall, at his own expense, or the council may at its discretion and at the consumer's expense and for the consumer's exclusive use provide and install a stop cock at a suitable point on the service pipe inside the boundary of the consumer's premises.

*Proprietary right to meters*

24. Any meter provided and installed by the council together with the fittings connected thereto, shall be and remain the absolute property of the council, and such meter shall at all times be under the sole control of the council.

*Safe-keeping of meters*

25. The consumer shall be responsible to the council for the safe-keeping of and prevention of damage to any meter installed upon his premises and shall be liable to the council for any damage to or injury which may be done to or sustained by such meter, fair wear and tear excepted.

*Interference with or damage to meters*

26. (1) No person other than the council's duly authorized representative shall disconnect, interfere with, or cause to permit any other person to disconnect or interfere with any meter or fittings connected therewith.
- (2) No person shall wilfully damage any meter or fittings connected therewith.

*Repairs to meter*

27. In the event of repairs to any meter being found necessary, the council shall effect such repairs to such meter as soon as possible.

*Cost of maintenance and repair of meter*

28. (1) The council shall, at its own expense, maintain and repair any meter provided by it, which may be rendered unserviceable by ordinary wear and tear.
- (2) Where any repairs to any such meter have or any substitution therefor has become necessary in consequence of such meter having been wilfully or negligently or accidentally damaged by the consumer, the consumer shall be liable for the cost of such repairs, including the cost of removal and re-installation thereof, or of such substitution, and such cost shall be payable by the consumer to the council on demand.

*Vervanging deur ander meter*

29. Die raad mag te eniger tyd op eie koste 'n meter ontkoppel, verwyder en vervang en 'n ander meter installeer.

*Hoeveelheid water geregistreer en betaling daarvan*

30. (1) Die hoeveelheid water wat deur die meter geregistreer is word beskou as die hoeveelheid wat werklik aan 'n verbruiker voorsien is.
- (2) Die hoeveelheid water wat aldus geregistreer is, moet deur sodanige verbruiker betaal word teen die gelde wat op daardie tydstep in die tarief voorgeskryf word.

*Ontevredenheid met lesing*

31. (1) Indien 'n verbruiker te eniger tyd ontevrede is met 'n besondere lesing van 'n meter en verlang dat sodanige meter getoets moet word, moet hy binne sewe dae nadat hy kennisgewing van sodanige lesing van die raad ontvang het, die raad skriftelik daarvan in kennis stel en terselfdertyd die gelde wat in die tarief voorgeskryf word vir die toets van die meter by die raad deponeer, en daarna moet die meter onverwyld deur die raad getoets word.
- (2) Indien daar gevind word dat die meter korrek registreer, sal die bedrag wat by die raad gedeponeer is, deur hom behou word.
- (3) Indien daar gevind sou word dat sodanige meter foutief registreer, moet die raad die deposito aan die verbruiker terugbetaal en 'n meter wat in goeie werkende toestand is, kosteloos vir die verbruiker herinstalleer, en word die koste van water wat verbruik is bereken op die gemiddelde maandelikse waterverbruik op die perseel wat deur die meter bedien is gedurende die ooreenstemmende drie maande van die vorige kalenderjaar.
- (4) Daar word geag dat die meter korrek registreer indien geen afwyking groter as drie (3) persent van water wat te veel of te min geregistreer is teen ongeveer die normale vloeitempo, gevind word nie. Normale vloei beteken twee derdes van die maksimum vloei vermoë van die water.

*Weiering van meter om te registreer*

32. (1) Waar daar gevind word dat 'n meter opgehou het om te registreer, moet die raad sodanige meter herstel of vervang.
- (2) Tensy daar tot die tevredenheid van die raad bewys kan word dat 'n groter of kleiner hoeveelheid water verbruik is, word die hoeveelheid water wat die verbruiker vanaf die datum van die lesing van die meter voor sy weiering totdat dit herstel of vervang is, verbruik het, deur die raad bereken op grondslag van—
- (a) die gemiddelde maandelikse waterverbruik op die perseel wat deur die meter bedien is gedurende die drie maande voor die laaste registrasie, of, indien dit nie beskikbaar is nie;
- (b) die waterverbruik op sodanige perseel wat aangeteken is vir die ooreenstemmende maand van die vorige jaar, of, indien dit ook nie beskikbaar is nie, of
- (c) die gemiddelde maandelikse verbruik op die perseel wat die meter in die drie maande nadat dit herstel of vervang is, registreer.

*Pype oor strate*

33. Geen persoon mag enige pyp, kanaal of ander leipyp as waterleiding op, in of onder enige straat, openbare plek of grond wat behoort aan of onder beheer is van die raad, lê, bevestig, verander of bou nie.

*Bedekking van diens*

34. Geen persoon mag 'n dienspyp in die loop van die installering of verandering van 'n diens laat bedek of toelaat dat dit bedek word tot tyd en wyl sodanige pypleiding deur die raad se behoorlik gemagtigde verteenwoordiger ondersoek en goedgekeur is nie.

*Substitution of other meter*

29. The council may at any time at its own expense disconnect and remove any meter and install and substitute any other meter.

*Quantity of water registered and payment thereof*

30. (1) The quantity of water registered by the meter as having been supplied to any consumer shall be deemed to be the quantity actually supplied.
- (2) The quantity of water so registered shall be paid for by such consumer at the charge prescribed in the tariff at that time.

*Dissatisfaction with reading*

31. (1) If any consumer is at any time dissatisfied with any particular reading of a meter and is desirous of having such meter tested, he shall give written notice to the council within seven days after receipt of him of notice from the council of such reading and shall at the same time deposit with the council the amount prescribed in the tariff for testing the meter whereupon the meter shall be tested forthwith by the council.
- (2) If such meter is found to be registering correctly, the council shall retain the amount deposited with it.
- (3) If such meter is found to be registering incorrectly, the council shall refund the deposit to the consumer and shall re-install a meter in good working order without charge to the consumer, and the charge for water consumed shall be calculated on the basis of the average monthly consumption of water upon the premises served by the meter during the corresponding three months of the previous calendar year.
- (4) The meter shall be deemed to be registering correctly if no error of more than three (3) percent over or under registration is found, at approximately the rate of normal flow. Normal flow shall mean two-thirds of the maximum flow capacity of the water.

*Failure of meter to register*

32. (1) Where any meter is found to have ceased to register, the council shall repair or replace such meter.
- (2) Unless it can be proved to the satisfaction of the council that a lesser or greater quantity of water had been consumed, the quantity of water used by the consumer from the date of the reading of the meter prior to its failure to register up to the time of its repair or replacement shall be estimated by the council on the basis of—
- (a) the average monthly consumption of water upon the premises served by the meter during the three months prior to the last registration, or, if this is not available;
- (b) the consumption of water upon such premises recorded for the corresponding month of the previous year, or, if this is also not available;
- (c) the average monthly consumption upon the premises served by the meter over a period of three months after repair or replacement of the meter has been effected.

*Pipes across streets*

33. No person shall lay, fix, alter, construct, or cause to be laid, fixed, altered, or constructed any pipe, channel, or other conduit on, in, or under any street, public place, or land belonging to or under the control of the council for the purpose of conveying water.

*Covering of service*

34. No person shall cause or permit any service pipe to be covered in the course of the installation or alteration of a service until such pipe has been examined and approved by the council's duly authorized representative.

*Kennisgewing dat inspeksie van diens of van verandering daarvan verlang word*

35. As die installering of verandering van diens gereed is vir inspeksie, moet kennis daarvan aan die raad gegee word.

*Inspeksie en goedkeuring van diens en veranderings daaraan*

36. (1) Geen diens mag in gebruik geneem word tensy en tot tyd en wyl dit geïnspekteer is en 'n sertifikaat van goedkeuring deur die raad uitgereik is nie.
- (2) Enige byvoeging tot of verandering aan 'n diens wat met die toevoerstelsel van die raad verbind is, is onderworpe aan inspeksie deur en die goedkeuring van die raad.
- (3) Enige diens of byvoeging tot of verandering aan 'n diens moet, indien geen sertifikaat van goedkeuring uitgereik word nie, onmiddellik verander word sodat dit aan die artikels in hierdie verordening vervat, voldoen of moet onmiddellik verwyder word indien sodanige verandering nie aangebring word nie.

*Vorbereiding van diens vir aansluiting aan verbindingspyp*

37. (1) Waar die raad instem om water te voorsien aan 'n perseel wat nie voorheen aldus voorsien is nie, moet die verbruiker op eie koste sy diens voorberei vir die installering van die verbindingspyp en die meter.
- (2) As die diens deur die raad geïnspekteer en goedgekeur is en alle gelde wat in die tarief voorgeskryf word, betaal is, moet die raad die diens aan die verbindingspyp aansluit.

*Lasse*

38. Geen lasse behalwe standaardskroefverbindinge van veeg- of ander lasse wat deur die raad goedgekeur word, mag in 'n dienspyp aangebring word nie.

*Krane en spoelkleppe*

39. Geen persoon mag in 'n diens 'n kraan of spoelklep installeer of laat installeer of toelaat dat dit geïnstalleer word nie, tensy sodanige kraan voldoen aan die vereistes van SABS 226 "Waterkrane" of tensy sodanige spoelklep getoets en deur die raad goedgekeur is. Waar sodanige spoelkleppe gebruik word aan toevoerpype wat direk by sanitêre toebehore aangesluit is, moet hulle voorsien wees van 'n meganisme wat terugvloeiing in die toevoerpype doeltreffend voorkom.

*Diepte van dienspype onder die grond*

40. Alle dienspype wat in die grond gelê is, moet 'n minimum dekking van 400 millimeter hê.

*Die lê van pype waar besoedeling kan ontstaan*

41. Geen persoon mag 'n pyp wat deur die raad van water voorsien moet word deur, in, of binne in 'n vuilriool, riool, asput, misgat of ander plek lê of installeer of gebruik waar, indien dit defek raak en sodanige defek nie maklik opgemerk kan word nie, die water wat deur sodanige pyp vervoer word, besoedel kan raak of ongemerk kan weglomp nie; met dien verstande dat waar dit prakties onmoontlik is om 'n pyp anders as op bogemelde wyse te lê of te installeer, die deel van sodanige pyp wat aldus gelê of geïnstalleer word, aangebring moet word in 'n gietyster- of ander goedgekeurde buis wat lank en sterk genoeg is en wat so gemaak is dat dit na die mening van die raad behoorlike beskerming sal verleen aan die pyp wat binne-in lê en dat lekkasie of vermorsing van sodanige pyp maklik waarneembaar is.

*Lek van krane of pype*

42. (1) Geen persoon mag veroorsaak of toelaat dat 'n pyp, toebehore of kraan lek nie en geen toebehore of kraan mag in so 'n posisie geïnstalleer word dat 'n lekplek nie maklik opgemerk kan word nie.
- (2) Geen verbruiker is geregtig op enige korting ten opsigte van die vermorsing van water as gevolg van defekte toebehore of onopgemerkte lekkasie in sy dienspype nie.

*Notice that inspection of service or of alteration thereof is required*

35. When the installation or alteration of any service is ready for inspection, notice thereof shall be given to the council.

*Inspection and approval of service and alterations thereto*

36. (1) No service shall be placed in use unless and until it has been inspected and a certificate of approval issued by the council.
- (2) Any addition to or alteration of a service connected to the council's supply system shall be subject to inspection by and approval of the council.
- (3) Any service and addition to or alteration of a service shall, in the event of no certificate of approval being issued, forthwith be altered to comply with the sections contained in this by-law or, failing such alteration, shall be immediately removed.

*Preparation of service for connection to communication pipe*

37. (1) Where the council agrees to supply water to any premises not previously so supplied, the consumer shall, at his own expense, prepare his service for the installation of the communication pipe and the meter.
- (2) When the service has been inspected and approved by the council and any charges prescribed in the tariff have been paid, the council shall connect the service to the communication pipe.

*Joints*

38. No joints except standard screwed joints, wiped plumbing, or other joints approved by the council shall be used on any service pipe.

*Taps and flushing valves*

39. No person shall install or cause or permit to be installed in any service any tap or flushing valve unless such tap complies with the requirements of SABS 226 "Water taps" or such flushing valve has been tested and has been approved by the council. Where such flushing valves are used on supply pipes connected directly to sanitary fittings, they shall be provided with a device which effectively prevents back-flow into the supply pipe.

*Depth of service pipes below ground*

40. All service pipes laid in the ground shall have a minimum clear cover of 400mm.

*Laying of pipes in places where pollution might result*

41. No person shall lay or install or make use of any pipe which is to be supplied with water by the council through, in, or into any sewer, drain, ash pit, manure hole, or other place where, in the event of the pipe becoming unsound and such unsoundness being liable to escape immediate detection, the water conveyed through such pipe might be polluted or might escape without being detected; provided that where it is impracticable to lay or install any pipe otherwise than in the manner aforesaid, the part of such pipe so laid or installed shall be carried through a cast iron or other approved tube of sufficient length and strength and of such construction as will in the opinion of the council afford proper protection to the pipe lying within it and in such manner as will render any leakage or waste from such pipe readily perceptible.

*Leakage of taps on pipes*

42. (1) No person shall cause or permit any pipe, fitting, or tap to leak, and no fitting or tap shall be installed in such position that any leakage cannot readily be detected.
- (2) No consumer shall be entitled to any rebate in respect of the wastage of water due to faulty fittings or undetected leakage in his service pipes.



*Pype en staanpype moet stewig bevestig word*

43. (1) Alle dienspype, behalwe dié wat in die grond gelê is, moet stewig op gereelde afstande en tot die tevredeheid van die raad aan die muur of ander vaste struktuur waarlangs hulle loop, bevestig word.
- (2) Alle staan- of ander pype wat bokant die grond uitsteek en nie andersins bevestig is nie, moet stewig aan 'n pen wat vas in die grond ingeslaan is, of op 'n ander wyse wat die raad goedkeur, bevestig word om onnodige beweging van sodanige staan- of ander pype te verhoed.

*Verbinding met diverse aparate*

44. (1) Behalwe waar spoelkleppe geïnstalleer word volgens die bepalings van artikel 40 mag niemand veroorsaak of toelaat dat enige dienspyp sonder die tussenvoeging van 'n bak voorsien van 'n koeëlklep, verbind word met 'n spoelkloset, urinaal, stoom- of warmwaterketel, toe waterverwarmer of houer of apparaat waarin water wat deur die raad voorsien word, besoedel kan word nie.
- (2) Enige sodanige spoelkloset, urinaal, stoom- of warmwaterketel, toe waterverwarmer, houer of apparaat moet afsonderlik en direk gevoed word uit sodanige bak wat slegs vir daardie doel geïnstalleer moet word.

*Bak*

45. Geen persoon mag 'n bak vir die opvang van water installeer, aanbring, gebruik of veroorsaak of toelaat dat dit geïnstalleer, aangebring of gebruik word op 'n perseel nie, tensy—
- (1) sodanige bak gemaak is van gietyster, gegalvaniseerde staal, glasuuremaljware, beton, asbes, sement, koper of ander materiaal en indien die raad dit nodig ag, moet die ander materiaal 'n goedgekeurde voering hê;
- (2) sodanige bak waterdig en behoorlik bedek en geventileer is;
- (3) die inlaat daarvan voorsien is van 'n goedgekeurde koeëlklep of keerklep;
- (4) sodanige bak in sodanige posisie geplaas is dat die binnekant daarvan maklik geïnspekteer en skoongemaak kan word, of
- (5) 'n afsluitkraan aan die inlaatpyp langs sodanige bak aangebring is en in sodanige posisie dat dit te alle tye maklik bereikbaar is.

*Oorlooppyp van bak*

46. Alle bakke moet voorsien wees van 'n oorloop- of vuilwaterpyp wat so geplaas is dat die uitlating van water maklik opgemerk kan word.

*Warmwatersilinders*

47. (1) Behalwe in die geval van kombinasiesilinders, moet elke warmwatersilinder voorsien wees van 'n uitsitpyp wat direk na die atmosfeer afvoer in 'n posisie waar oorloop maklik opgemerk sal word of wat anders bokant die oppervlakte van die water in die bak wat sodanige warmwatersilinder voorsien afvoer.
- (2) Die toevoerpyp van 'n bak na 'n warmwatersilinder moet voorsien wees van 'n maklik bereikbare afsluitkraan.

*Spoelbakke*

48. Enige spoelbak vir 'n spoelkloset, urinaal of vuilwater-tregter moet voldoen aan die toepaslike vereistes vir dreinerings- en riolerings.

*Strafbepaling*

49. Iedereen wat 'n bepaling van hierdie verordening oortree, is skuldig aan 'n misdryf en by skuldigebevinding strafbaar met die strawwe soos uiteengesit in artikel 213 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974).

*Pipes and stand pipes to be securely fixed*

43. (1) All service pipes, except those laid in the ground, shall be securely fixed at intervals, to the satisfaction of the council, to the wall or other rigid structure along which they pass.
- (2) All stand pipes or other pipes projecting above the ground and not otherwise secured shall be securely fixed to a peg securely driven into the ground, or by other means approved by the council, in such a manner as to prevent undue movement of such stand pipes or other pipes.

*Connection to sundry apparatus*

44. (1) Except where flushing valves are installed in accordance with the provisions of section 40 no person shall cause or permit any service pipe to be connected without the interposition of a cistern fitted with a ball valve, to any water closet, urinal, steam or hot water boiler, closed water heater or container or apparatus in which water supplied by the council can become contaminated.
- (2) Any such water closet, urinal, steam or hot water boiler, closed water heater, container or apparatus shall be fed separately and directly from such cistern which shall be installed solely for that purpose.

*Cistern*

45. No person shall install, fit, use or cause or permit to be installed, fitted, or used upon any premises a cistern for the reception or storage of water unless—
- (1) such cistern is constructed of cast iron, galvanized steel, vitreous enamelware, concrete, asbestos, cement, copper or other material, which other material shall have an approved lining, where deemed necessary by the council;
- (2) such cistern is watertight and properly covered and ventilated;
- (3) the inlet thereof is provided with an approved ball valve or check valve;
- (4) such cistern is placed in such a position that the interior thereof may be readily inspected and cleaned, or
- (5) a stop cock is provided upon the inlet pipe adjacent to such cistern and in such a position as to be easily accessible at all times.

*Overflow pipe to cistern*

46. All cisterns shall be provided with an overflow or waste pipe, the situation of which shall admit of the discharge of water being readily detected.

*Hot water cylinders*

47. (1) Except in the case of combination cylinders, every hot water cylinder shall be provided with an expansion pipe discharging directly to the atmosphere in a position where overflow will be readily detected, or alternatively discharging above the surface level of the water in the cistern supplying such hot water cylinder.
- (2) The supply pipe from any cistern to a hot water cylinder shall be fitted with an easily accessible stop cock.

*Flushing cisterns*

48. Any cistern for a water closet, urinal, or slop hopper shall comply with the relevant requirements for drainage and sewerage.

*Penalty clause*

49. Any person who contravenes a provision of this by-law shall be guilty of an offence and liable upon conviction to the penalties as set out in section 213 of the Municipal Ordinance, 1974 (Ordinance 20 of 1974).

## AANHANGSEL A

## TARIEF VAN GELDE

*Gelde*

1. (1) Die raad kan by spesiale besluit die gelde vasstel wat aan die raad betaalbaar is vir die instelling, voorsiening en instandhouding van 'n watertoevoer.
- (2) Die gelde soos vasgestel deur die raad is verskuldig en betaalbaar deur die verbruiker wat van water voorsien word.
- (3) Waar onroerende goed of 'n gedeelte daarvan wat afsonderlik geokkupeer word, deur middel van een meter of een aansluiting voorsien word, is die minimum geld soos deur die raad vasgestel, deur die verbruiker betaalbaar ten opsigte van sodanige onroerende eiendom of gedeelte daarvan wat afsonderlik geokkupeer word.

*Betaling van rekeninge*

2. (1) Die bedrag verskuldig aan die raad ten opsigte van water wat gelewer is, is betaalbaar by die kantore van die raad voor 12:00 op die datum wat op die rekening aangetoon word (laaste datum vir betaling) by gebreke waarvan rente teen die standaardrentekoers gehê sal word.
- (2) Die feit dat 'n rekening 'n verbruiker nie bereik nie, stel hom nie daarvan vry om betaling voor of op die voorgeskrewe datum te maak nie.
- (3) Indien die juistheid van 'n rekening betwis word mag die betaling daarvan nie tot na die laaste datum vir betaling uitgestel word hangende die ondersoek en beregting van sodanige dispuut nie.
- (4) Indien 'n rekening onverreken bly na die laaste datum vir betaling kan die raad ingevolge artikel 12 van hierdie verordening, die toevoer sonder kennisgewing afsluit sonder benadeling van enige eis wat die Raad teen die verbruiker mag hê. Die watertoevoer word nie heraangesluit voordat alle verskuldigde bedrae betaal is nie.

*Beskikbaarheidsgelde*

3. (1) Die raad kan by spesiale besluit, die gelde, hierna beskikbaarheidsgelde genoem, vasstel wat aan die raad betaalbaar is deur die eienaar van enige eiendom wat nie by die watertoevoer van die raad aangesluit is nie, maar wat na die mening van die raad redelikerwys aldus aangesluit kan word; met dien verstande egter dat waar die eienaar van 'n private dorpsgebiedontwikkeling of onderverdeelde grondgebied so 'n netwerkstelsel in so 'n private dorpsgebiedontwikkeling of onderverdeelde grondgebied ten volle op eie koste voorsien het, sal beskikbaarheidsgelde ten opsigte van die onderverdeelde gedeeltes in sodanige dorpsgebied of onderverdeelde grondgebied, slegs gehê en betaalbaar word vanaf datum van registrasie van elke sodanige onderverdeelde gedeelte in terme van die Registrasie van Aktes Wet, 1937 (Wet 47 van 1937) as 'n afsonderlike entiteit.
- (2) Die beskikbaarheidsgeld is verskuldig en betaalbaar aan die raad voor of op die datum wat op die betrokke rekening aangedui word, welke datum deur die raad vasgestel word en mag dit van tyd tot tyd deur die raad gewysig word.
- (3) Die beskikbaarheidsgelde is nie van toepassing op enige eiendom wat op die naam van die raad geregistreer is of op enige grond wat ingevolge die raad se stadsbeplanningskema vir openbare doeleindes afgesonder is nie.

*Wanbetaling van gelde*

4. Indien enige eienaar versuim om enige bedrag wat ingevolge hierdie verordening betaalbaar is, te betaal nadat sodanige bedrag verskuldig is, kan die raad sonder benadeling van enige ander regs middel tot sy beskikking—
  - (1) enige of alle dienste aan sodanige eienaar opskort totdat alle uitstaande bedrae ten volle betaal is;
  - (2) die regstappe doen wat nodig is om sodanige agterstallige bedrae te verhaal;
  - (3) enige koste of uitgawe, insluitend regskoste, aangegaan vir die invordering van sodanige agterstallige bedrae op sodanige eienaar verhaal; en
  - (4) rente, teen die standaardrentekoers hef op alle uitstaande bedrae.

## APPENDIX A

## TARIFF OF CHARGES

*Charges*

1. (1) The council may, by special resolution fix the charges which are payable to the council for the installation, provision and maintenance of a water supply.
- (2) The charges as fixed by the council are due and payable by the consumer supplied with water.
- (3) Where immovable property or part thereof which is occupied separately is supplied by means of one meter or one connection, the minimum charge as fixed by the council in respect of such immovable property or part thereof which is separately occupied, is payable by the consumer.

*Payment of Accounts*

2. (1) The amount due to the council in respect of water supplied, is due and payable upon request at the offices of the council before 12:00 on the date stated on the account (last date of payment), failing which interest at the standard rate of interest shall be charged.
- (2) The fact that an account did not reach a consumer shall not exempt him from making payment on or before the prescribed date.
- (3) If the consumer disputes the correctness of an account, payment thereof shall not be postponed by such owner until after the due date, pending the investigation and adjudication of such dispute.
- (4) If an account remains unpaid after the last date of payment, the council may in terms of section 12 of this by-law, without notice disconnect the supply without prejudice of any claim which the council may have against the consumer. The water supply shall not be reconnected before all amounts due, have been paid.

*Availability charges*

3. (1) The council may by special resolution, fix the charges, hereinafter referred to as availability charges, payable to it by the owner of any property not connected to the water reticulation system of the council if, in the opinion of the council such property can reasonably be so connected; provided that where an owner of a private township or subdivided land has provided a reticulation system in such a township or subdivided land fully at his own cost, the availability charges payable in respect of the subdivided portions in such a township or subdivided land, shall only be levied and become payable as from the date of registration of each subdivided portion as a separate entity in terms of the Deeds Registries Act, 1937 (Act 47 of 1937).
- (2) The availability charge shall be due and payable to the council on or before the date indicated on the relevant account, which date shall be fixed by the council and may be revised by the council from time to time.
- (3) The availability charges shall not apply to any property registered in the name of the council or to any land which has been set aside for public purposes under the council's town planning scheme.

*Non-payment of fees*

4. If any owner neglects to pay any amount which is due in terms of this by-law, the council may without prejudice to any other legal remedy at its disposal—
  - (1) suspend any or all services to such owner until all outstanding amounts are paid in full;
  - (2) take any legal action necessary to retrieve overdue amounts;
  - (3) retrieve from such owner any costs or expenditure, including legal fees as regards the retrieving of such overdue amounts, or
  - (4) levy interest at the standard rate of interest on all outstanding amounts.

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17 Desember 1999

Die Premier het dit goedgekeur dat die Brenton Plaaslike Raad die volgende Standaardverordeninge aanneem as verordeninge van toepassing binne sy gebied.

## BRENTON PLAASLIKE RAAD:

## STANDAARDVERORDENINGE

Standaardverordening insake die aanhou van Diere gepubliseer by Provinsiale Kennisgewing 603 van 28 Julie 1989.

Standaardverordening insake Munisipale Parke gepubliseer by Provinsiale Kennisgewing 478 van 21 Augustus 1987.

Standaardverordening insake die Prosedure en die Handhawing van Orde op Vergaderings gepubliseer by Provinsiale Kennisgewing 411 van 20 Mei 1988.

Standaardverordening betreffende Openbare Geriewe gepubliseer by Provinsiale Kennisgewing 829 van 20 Desember 1990.

Standaardverordening insake Parke vir Woonwaens en Mobile Wonings gepubliseer by Provinsiale Kennisgewing 73 van 18 Februarie 1983.

Standaardverordening insake Antennestelsels vir die Ontvangs van Televisie- en Klankradio-uitsendings gepubliseer by Provinsiale Kennisgewing 306 van 14 Februarie 1975 soos gewysig.

Standaardverordening insake Strate gepubliseer by Provinsiale Kennisgewing 562 van 2 Oktober 1987.

Standaardverordening insake Basiese Minimum Gelde (beskikbaarheidsgelde) betaalbaar deur die Staat gepubliseer by Provinsiale Kennisgewing 294 van 15 Junie 1984.

Standaardverordening insake Advertensietekens en die Ontsiering van die Voorkant of Fronte van Strate gepubliseer by Provinsiale Kennisgewing 593 van 26 September 1958.

Standaardverordening insake die aanhou van Pluimvee gepubliseer by Provinsiale Kennisgewing 246 van 25 April 1986, soos gewysig.

Standaardverordening insake Brandweerdienste gepubliseer by Provinsiale Kennisgewing 396 van 11 Junie 1982.

Standaardverordening insake Elektrisiteitvoorsiening, gepubliseer by Provinsiale Kennisgewing 535 van 18 September 1988.

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17 Desember 1999

## MUNISIPALITEIT VELDDRIF:

## WET OP OPHEFFING VAN BEPERKINGS, 1967

Ek, André John Lombaard, in my hoedanigheid as Assistent-Direkteur in die Departement van Beplanning, Plaaslike Bestuur en Behuising: 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 516, Velddrif, hef voorwaardes I.E.6.(a);(b);(c);(d) en III.6.(a) in Transportakte Nr. T.4575 van 1995, op.

P.N. 469/1999

17 Desember 1999

The Premier has approved the adoption by the Brenton Local Council of the following Standard By-laws as by-laws applicable within its area.

## BRENTON LOCAL COUNCIL:

## STANDARD BY-LAWS

Standard By-law relating to the Keeping of Animals published under Provincial Notice 603 of 28 July 1989.

Standard By-law relating to Municipal Parks published under Provincial Notice 478 of 21 Augustus 1987.

Standard By-law relating to the Procedure and the Maintenance of Order at Meetings published under Provincial Notice 411 of 20 May 1988.

Standard Public Amenities By-law published under Provincial Notice 829 of 20 December 1990.

Standard By-law relating to Parks for Caravans and Mobile Homes published under Provincial Notice 73 of 18 February 1983.

Standard By-law relating to Aerial Systems for the Reception of Television and Sound Broadcast Transmissions published under Provincial Notice 306 dated 14 February 1975.

Standard By-law relating to Streets published under Provincial Notice 562 dated 2 October 1987.

Standard By-law relating to Basic Minimum Charges (availability charges) payable by the State published under Provincial Notice 294 dated 15 June 1984.

Standard By-law relating to Advertising Signs and the Disfigurement of the Front or Frontages of Streets published under Provincial Notice 593 dated 26 September 1958.

Standard By-law regarding the keeping of Poultry published under Provincial Notice 246 of 25 April 1986, as amended.

Standard By-law relating to Fire Brigade Services published under Provincial Notice 396 of 11 June 1982.

Standard Electricity Supply By-law, published under Provincial Notice 535 dated 18 September 1988.

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17 Desember 1999

## VELDDRIF MUNICIPALITY:

## REMOVAL OF RESTRICTIONS ACT, 1967

I, André John Lombaard, in my capacity as Assistant Director in the Department of Planning, Local Government and Housing: 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 516, Velddrif, remove conditions I.E.6.(a);(b);(c);(d) and III.E.6.(a) contained in Deed of Transfer No. T.4575 of 1995.

P.K. 471/1999

17 Desember 1999

Die Provinsiale Minister verantwoordelik vir Ekonomiese Sake en Toerisme in die provinsie van die Wes-Kaap, wat aangewys is as die bevoegde gesag om die bepalings van die Wet op Besighede, 1991 (Wet 71 van 1991), te administreer, soos beoog by Proklamasie No. 18 van 9 Maart 1995, het ingevolge artikel 6A(1) van daardie Wet die verordening wat deur die Raad van die Riversdal Munisipaliteit gemaak is en in die Bylae hieronder uiteengesit is, goedgekeur.

## BYLAE

## RIVERSDAL MUNISIPALITEIT

VERORDENING VIR DIE TOESIG EN BEHEER OOR DIE  
BEDRYF VAN DIE BESIGHEID VAN STRAATHANDELAAR,  
VENTER OF SMOUS

## AANHEF

AANGESIEN erken word dat 'n behoefte bestaan om 'n omgewing te skep waarin die bedryf van die besigheid van straathandel in openbare strate en openbare plekke toegelaat word, onderworpe aan die regte van alle burgers soos vervat in die Grondwet van die Republiek van Suid-Afrika en die bepalings van die Wet op Besighede, 1991 (Wet 71 van 1991);

EN AANGESIEN erken word dat alle aktiewe deelnemers aan die Wes-Kaapse ekonomie hulle verbind tot die skepping van toestande wat straathandel kommersieel lewensvatbaar sal maak en tot die ekonomiese bedrywighede en groei van die Wes-Kaapse ekonomie sal bydra;

EN AANGESIEN plaaslike regering 'n instaatstellende omgewing vir straathandel moet skep deur die instelling van 'n jaarlikse begroting om ramings vir inkomste en uitgawes te weerspieël wat spesifiek betrekking het op voorsiening van basiese dienste en infrastruktuur;

EN AANGESIEN daar 'n gepaardgaande verpligting op die informele sektor rus om ten volle deel te neem aan die ekonomiese groei van die provinsie en om by te dra tot die belastingbasis van die provinsie;

WORD DAAR DERHALWE hierdie verordening afgekondig om die bedryf van daardie besigheid te vergemaklik en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

## Woordomskrywing

1. (1) Tensy uit die samehang anders blyk, het 'n woord of 'n uitdrukking waaraan 'n betekenis in die Wet op Besighede, 1991 (Wet 71 van 1991), geheg is, die betekenis wat aldus toegewys is wanneer dit in hierdie verordening gebruik word en beteken—

- (i) "beampte"—
  - (a) 'n verkeersbeampte aangestel kragtens artikel 3 van die Padverkeerswet, 1989 (Wet 29 van 1989);
  - (b) 'n lid van die Suid-Afrikaanse Polisiediens;
  - (c) 'n vredesbeampte beoog in artikel 334 van die Strafproseswet, 1977 (Wet 51 van 1977);
  - (d) 'n omgewingsgesondheidsbeampte in diens van die raad; of
  - (e) 'n beampte van die raad wat gemagtig is om die bepalings van hierdie verordening toe te pas;
- (ii) "die Wet" die Wet op Besighede, 1991 (Wet 71 van 1991);
- (iii) "goedere" enige houers, voertuie of beweegbare struktuur wat vir die opberging of vervoer van goedere gebruik word;
- (iv) "oorlas" enige gedrag wat 'n stand van sake of toestand meebring of kan meebring wat 'n bron van gevaar vir 'n persoon of eiendom van 'n persoon inhou of wat wesenlik inbreuk maak op die gewone gerief, gemak, rus of vrede van 'n persoon;
- (v) "openbare pad" enige pad, straat, deurgang of plek (hetsy

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The Provincial Minister for Economic Affairs and Tourism in the province of the Western Cape, having been designated the competent authority to administer the provisions of the Businesses Act, 1991 (Act 71 of 1991), as contemplated by Proclamation No. 18 of 9 March 1995, has, in terms of section 6A(1) of that Act, approved the by-law made by the Council of the Riversdal Municipality and set out in the Schedule below.

## SCHEDULE

## RIVERSDALE MUNICIPALITY:

BY-LAW FOR THE SUPERVISION AND CONTROL OF THE  
CARRYING ON OF THE BUSINESS OF STREET VENDOR,  
PEDLAR OR HAWKER

## PREAMBLE

WHEREAS it is recognised that there is a need to create an environment in which the carrying on of the business of street trading is permitted in public streets and public places subject to the rights of all citizens as contained in the Constitution of the Republic of South Africa and the provisions of the Businesses Act, 1991 (Act 71 of 1991);

AND WHEREAS it is recognised that all active participants in the Western Cape economy are committed to establishing conditions that will make street trading commercially viable and contribute to the economic activity and growth of the Western Cape economy;

AND WHEREAS local government shall create an enabling environment for street trading by the establishment of an annual budget reflecting the estimates of revenue and expenditure to be specifically allocated for the provision of basic services and infrastructure;

AND WHEREAS there shall be a concomitant duty on the informal sector to participate fully in the economic growth of the province and contribute to the tax base of the province;

NOW THEREFORE this by-law is promulgated to facilitate the carrying on of that business and to provide for matters incidental thereto.

## Definitions

1. (1) Unless the context indicates otherwise, a word or expression to which a meaning has been assigned in the Businesses Act, 1991 (Act 71 of 1991), shall, when used in this by-law, have the meaning thus assigned, and—

- (i) "council" means the council of the Riversdale Municipality and includes any committee or employee of the council exercising powers or performing duties or functions delegated to that committee or employee by the council;
- (ii) "goods" includes only receptacles, vehicles or movable structure used for the storage or transport of goods;
- (iii) "local authority service" means any system conducted by or on behalf of a local authority for the collection, conveyance, treatment or disposal of refuse, sewage or stormwater or for the manufacture, generation, impounding, storage, purification, distribution, conduction, transmission, conveyance, provision or supply of water, gas or electricity;
- (iv) "local authority service works" means all works of whatsoever nature necessary or desirable for or incidental, supplementary or ancillary to any local authority service and includes any immovable property, lake, spring, natural watercourse, machinery, plant or other thing of whatsoever nature used for or in connection with any such works or service;
- (v) "nuisance" means any conduct which brings about or may bring about a state of affairs or condition which constitutes a source of danger to a person or the property of a person

'n deurgang of nie) wat gewoonlik deur die publiek of 'n gedeelte daarvan gebruik word of waartoe die publiek 'n reg van toegang het, en ook—

- (a) die soom van enige sodanige pad, straat of deurgang;
- (b) enige brug, pont of drif waaroor of waardeur enige sodanige pad, straat of deurgang loop; en
- (c) enige ander werk of voorwerp wat 'n deel uitmaak van of verbind is met of behoort tot daardie pad, straat of deurgang;

(vi) "openbare plek" 'n plein, park, ontspanningsterrein, sportterrein, sanitêre steeg of oop ruimte wat—

- (a) in verband met 'n onderverdeling of uitleg van grond in erwe, standplase of boupersele voorsien, gereserveer of opsygesit is vir gebruik deur die publiek of die eienaars of okkuperders van daardie erwe, standplase of boupersele, ongeag of dit op 'n algemene plan, onderverdelingsplan of diagram aangetoon word of nie;
- (b) te eniger tyd aan die publiek opgedra is;
- (c) sonder onderbreking deur die publiek gebruik is vir 'n tydperk van minstens 30 jaar wat na die een-en-dertigste dag van Desember 1959 verstryk; of
- (d) te eniger tyd deur 'n raad of 'n ander bevoegde gesag tot openbare plek verklaar of gemaak is.

(vii) "plaaslike owerheidsdiens" enige stelsel wat deur of namens 'n plaaslike owerheid bestuur word vir die versameling, vervoer, behandeling of wegdoen van vullis, rioolvuil of stormwater, of vir die vervaardiging, opwekking, opvang, opberging, suiwering, distribusie, geleiding, transmissie, vervoer, voorsiening of verskaffing van water, gas of elektrisiteit;

(viii) "plaaslike owerheidsdienswerke" alle werke van watter aard ook al wat nodig of wenslik is vir, of bykomstig of aanvullend is by of gepaard gaan met enige plaaslike owerheidsdiens en omvat dit enige onroerende eiendom, meer, fontein, natuurlike waterloop, masjinerie, werktuig of ander ding van watter aard ook al wat vir of in verband met enige sodanige werke of diens gebruik word;

(ix) "raad" die raad van die munisipaliteit van Riversdal en sluit dit 'n komitee of werknemer van die raad in wat magte uitoefen of pligte of funksies uitvoer wat deur die raad aan daardie komitee of werknemer gedelegeer is;

(x) "soom" die gedeelte van 'n pad, straat of deurgang wat nie die ryvlak is nie;

(xi) "sypaadjie" dié deel van 'n soom wat uitsluitlik vir gebruik deur voetgangers bedoel is.

(2) Vir die toepassing van die bepalings van hierdie verordening sluit 'n persoon wat die besigheid van straathandelaar, venter of smous bedryf, enige werknemer van enige sodanige persoon in.

#### Verbode gebiede

2. 'n Persoon mag nie die besigheid van straathandelaar, venter of smous bedryf nie—

- (a) in 'n tuin of park waartoe die publiek 'n reg van toegang het tensy sodanige gebied deur die raad ingevolge artikel 6A(3)(b) van die Wet vir daardie doel gereserveer en afgebaken is;
- (b) op 'n soom aangrensend aan—
  - (i) 'n gebou wat behoort aan, of geokkupeer word slegs deur die Staat of die raad;
  - (ii) 'n kerk of ander plek van aanbidding; of

or which materially interferes with the ordinary comfort, convenience, peace or quiet of a person;

(vi) "officer" means:

- (a) a traffic officer appointed under section 3 of the Road Traffic Act, 1989 (Act 29 of 1989);
- (b) a member of the South African Police Service;
- (c) a peace officer contemplated in section 334 of the Criminal Procedure Act, 1977 (Act 51 of 1977);
- (d) an environmental health officer in the service of the council; or
- (e) an official of the council authorised to implement the provisions of this by-law;

(vii) "public place" means a square, park, recreation ground, sports ground, a sanitary lane or an open space which has—

- (a) in connection with a subdivision or layout of land into erven, lots or plots been provided, reserved or set apart for use by the public or the owners or occupiers of those erven, lots or plots, whether or not it is shown on a general plan, plan of subdivision or diagram;
- (b) at any time been dedicated to the public;
- (c) been used without interruption by the public for a period of at least 30 years expiring after the thirty-first day of December 1959; or
- (d) at any time been declared or rendered a public place by the council or another competent authority;

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

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

(ix) "sidewalk" means that portion of a verge intended for the exclusive use of pedestrians;

(x) "the Act" means the Businesses Act, 1991 (Act 71 of 1991);

(xi) "verge" that person of a road, street or thoroughfare which is not the roadway.

(2) For the purposes of the provisions of this by-law a person carrying on the business of street vendor, pedlar or hawker includes any employee of any such person.

#### Prohibited areas

2. A person shall not carry on the business of street vendor, pedlar or hawker—

- (a) in a garden or park to which the public has a right of access unless such area has been set apart and demarcated by the council for that purpose in terms of section 6A(3)(b) of the Act;
- (b) on a verge contiguous to—
  - (i) a building belonging to, or occupied solely by the State or the council;
  - (ii) a church or other place of worship; or

- (iii) 'n gebou wat kragtens die Wet op Nasionale Gedenkwaardighede, 1969 (Wet 28 van 1969), tot nasionale gedenkwaardigheid verklaar is;
- (c) in 'n gebied wat kragtens artikel 6A(2)(a) van die Wet verklaar is tot 'n gebied waar die bedryf van die besigheid van straathandelaar, venter of smous—
- (i) verbied word; of
- (ii) in stryd is met 'n voorwaarde wat deur die raad ten opsigte van so 'n gebied opgelê is;
- (d) op 'n plek waar—
- (i) dit 'n brandkraan of 'n ingang of uitgang van 'n gebou versper;
- (ii) dit voertuigverkeer belemmer; of
- (iii) dit voetgangers weselik belemmer in die gebruik van 'n sypaadjie;
- (e) op 'n soom aangrensend aan 'n gebou waarin besigheid bedryf word deur 'n persoon wat goedere verkoop wat van dieselfde of soortgelyke aard is as goedere wat deur die betrokke straathandelaar, venter of smous verkoop word, sonder die toestemming van daardie persoon;
- (f) op daardie helfte van 'n openbare pad aangrensend aan 'n gebou wat vir woondoelindes gebruik word, indien die eienaar of persoon in beheer of enige bewoner van die gebou daarteen beswaar maak;
- (g) op 'n plek waar—
- (i) dit toegang tot straattoebehore, buspassasiersbanke of -skuilings, toustaanplekke, vullishouers of ander geriewe wat vir die gebruik van die algemene publiek bedoel is, versper;
- (ii) dit die sigbaarheid van 'n vertoonvenster op 'n sakeperseel versper, indien die persoon wat sake in die betrokke sakeperseel doen, daarteen beswaar maak;
- (iii) dit toegang tot 'n voetgangerpad versper;
- (iv) dit toegang tot enige voertuig versper;
- (v) dit enige padverkeersteken of enige merk, kennisgewing of teken wat ingevolge hierdie verordening vertoon word, versper;
- (vi) dit op enige wyse inbreuk maak op enige voertuig wat lanks so 'n pad parkeer is;
- (vii) dit toegang tot parkeer- of laaiplekke of ander geriewe vir voertuigverkeer beperk; of
- (viii) dit toegang tot 'n voetgangerarkade of wandellaan versper;
- (h) strydig met die bedinge en voorwaardes van die verhuring of toewysing aan hom of haar van 'n standplaas of gebied ingevolge artikel 6A(3)(c) van die Wet.

#### Algemeen

3. 'n Persoon wat die besigheid van straathandelaar, venter of smous bedryf, mag nie—
- (a) op enige wyse die vrye toegang tot enige plaaslike owerheidsdiens of plaaslike owerheidsdienswerke belemmer nie;
- (b) indien daardie besigheid op 'n openbare pad of openbare plek bedryf word—
- (i) by die plek van die besigheid oornag nie, of
- (ii) sonder die voorafverkreë skriftelike goedkeuring van die

(iii) a building declared to be a national monument under the National Monuments Act, 1969 (Act 28 of 1969);

(c) in an area declared by the council in terms of section 6A(2)(a) of the Act as a place where the carrying on of the business of street vendor, pedlar or hawker is—

(i) prohibited, or

(ii) in contravention of a condition imposed by the council in respect of such an area;

(d) at a place where—

(i) it causes an obstruction in front of a fire hydrant or an entrance to or exit from a building;

(ii) it causes an obstruction to vehicular traffic; or

(iii) it substantially obstructs pedestrians in their use of a sidewalk;

(e) on a verge contiguous to a building in which business is being carried on by any person who sells goods of the same nature as or of a similar nature to goods being sold by the street vendor, pedlar or hawker concerned, without the consent of that person;

(f) on that half of a public road contiguous to a building used for residential purposes if the owner or person in control or any occupier of the building objects thereto;

(g) at a place where—

(i) it obstructs access to street furniture, bus passenger benches or shelters, queuing lines, refuse disposal bins or other facilities intended for the use of the general public;

(ii) it obstructs the visibility of a display window of business premises, if the person carrying on business in the business premises concerned objects thereto;

(iii) it obstructs access to a pedestrian crossing;

(iv) it obstructs access to any vehicle;

(v) it obstructs any road traffic sign or any marking, notice or sign displayed in terms of this by-law;

(vi) it interferes in any way with a vehicle that may be parked alongside such place;

(vii) it limits access to parking or loading bays or other facilities for vehicular traffic; or

(viii) it obstructs access to a pedestrian arcade or mall;

(h) in contravention of the terms and conditions of a lease or allocation to him or her of a stand or area in terms of section 6A(3)(c) of the Act.

#### General

3. A person carrying on the business of street vendor, pedlar or hawker shall not—

(a) in any way obstruct free access to any local authority service or local authority service works;

(b) if such business is carried on in a public road or public place—

(i) stay overnight at the place of the business; or

(ii) without the prior written approval of the council, erect any

raad, 'n struktuur (uitgesonderd 'n toestel wat op dieselfde wyse werk as 'n sambreel) met die doel om skuiling te verskaf, oorig nie;

- (c) die besigheid op so 'n wyse bedryf dat dit—
- (i) 'n oorlas veroorsaak nie;
  - (ii) die oppervlak van 'n openbare pad of openbare plek of enige ander eiendom van 'n raad beskadig of skend nie; of
  - (iii) 'n gevaar vir verkeer veroorsaak nie;
- (d) behalwe in 'n vullishouer wat deur die raad goedgekeur is, enige vullis, rommel of afvalmateriaal op enige grond of perseel of op enige openbare pad of openbare plek ophoop, stort, opgaar of plaas of laat ophoop, stort, opgaar of plaas of toelaat dat dit gedoen word nie; en
- (e) versuim of weier om enige goedere te verskuif of te verwyder nadat hy of sy deur 'n gemagtigde beampte wat ingevolge die bepalings van artikel 5(1) optree, daartoe versoek is.

*Sindelikheid van plek van besigheid en beskerming van openbare gesondheid*

4. 'n Persoon wat die besigheid van straathandelaar, venter of smous bedryf, moet—

- (a) tensy skriftelike goedkeuring vooraf deur die raad verleen is wat daardie persoon van die bepalings van hierdie paragraaf vrystel, alle rommel, verpakkingsmateriaal, voorraad en toerusting van watter aard ook al wat in verband met sodanige besigheid gebruik word, daaglik na afloop van die bedryf van besigheid van enige openbare pad of openbare plek verwyder;
- (b) besigheid op so 'n wyse bedryf dat dit nie 'n gevaar of bedreiging vir die openbare gesondheid of openbare veiligheid inhou nie;
- (c) op versoek van 'n beampte of 'n behoorlike gemagtigde werknemer van die raad, enigiets van die betrokke plek van besigheid verskuif of verwyder sodat die plek van besigheid skoongemaak kan word;
- (d) besigheid op so 'n wyse bedryf dat die plek van besigheid te alle tye in 'n skoon en netjiese toestand is; en
- (e) indien sy of haar bedrywighede die kook of ander bereiding van voedingsmiddels behels, stappe doen om te verseker dat geen vet, olie of iets anders op die oppervlak van 'n openbare pad of openbare plek drup of stort, of teen 'n gebou of ander struktuur spat nie.

*Verwydering en skut*

5. (1) 'n Beampte kan enige goedere verwyder en skut—

- (a) wat
  - (i) gevind word op 'n plek waar die bedryf van daardie besigheid ingevolge artikel 2 verbode of beperk is en wat na die oordeel van die beampte 'n oortreding van daardie artikel is;
  - (ii) prysgegee is of wat vir 'n tydperk langer as 8 ure sonder toesig agtergelaat is; of
  - (iii) na die oordeel van die beampte, die goedere so geplaas is dat—
    - (aa) voertuigverkeer versper; of
    - (bb) 'n plaaslike owerheidsdiens of plaaslike owerheidsdienswerke belemmer;
- (b) wat die persoon wat die besigheid van straathandelaar, venter of smous bedryf, versuim of geweier het om van die betrokke plek te verwyder nadat hy of sy deur 'n beampte of behoorlike gemagtigde werknemer van die raad daartoe versoek is.

structure (other than a device which operates in the same manner as an umbrella) for the purpose of providing shelter;

- (c) carry on such business in a manner as to—
- (i) create a nuisance;
  - (ii) damage or deface the surface of a public road or public place or any other council property; or
  - (iii) create a traffic hazard;
- (d) other than in a refuse receptacle approved by the council, accumulate, dump, store or deposit or cause or permit to be accumulated, dumped, stored or deposited any refuse, scrap or waste material on any land or premises or on any public road or public place; and
- (e) fail or refuse to move or remove any goods, after having been requested to do so by an officer acting in terms of section 5(1) of this by-law.

*Cleanliness of place of business and protection of public health*

4. A person carrying on the business of street vendor, pedlar or hawk shall—

- (a) unless prior written approval exempting that person from the provisions of this paragraph has been given by the council, remove daily from any public road or public place at the conclusion of trading all waste, packaging material, stock and equipment of whatsoever nature which are utilized in connection with such business;
- (b) carry on business in such a manner as not to be a danger or threat to public health or public safety;
- (c) at the request of an officer or duly authorised employee of the council, move or remove anything from the place of business concerned so that the place may be cleaned;
- (d) carry on business in such a manner that the place of business is always in a clean and neat condition; and
- (e) if his or her activities involve the cooking or other preparation of food, take steps to ensure that no fat, oil or other substance drops or overflows onto the surface of a public road or public place or splashes against a building or other structure.

*Removal and impoundment*

5. (1) An officer may remove and impound any goods—

- (a) which—
  - (i) are found at a place where the carrying on of that business is prohibited or restricted in terms of section 2 and which, in the officer's opinion constitutes an infringement of such section;
  - (ii) is abandoned or left unsupervised for a period longer than 8 hours; or
  - (iii) in the officer's opinion are so placed that they—
    - (aa) cause an obstruction to vehicular traffic, or
    - (bb) obstruct a local authority service or local authority service works;
- (b) which the person carrying on the business of street vendor, pedlar or hawk has failed or refused to remove from the place concerned after having been requested by an officer or duly authorised employee of the council.

## (2) 'n Beampte wat ingevolge hierdie artikel optree, moet—

(a) behalwe in die geval van goedere wat agtergelaat is vir 'n tydperk langer as 8 ure of prysgegee is, onmiddellik 'n gedetailleerde ontvangsbewys vir enige eiendom wat op die wyse verwyder en geskut is aan die persoon wat die besigheid van informele handel bedryf, uitreik en die kwitansie moet voldoende inligting bevat oor waar die eiendom geskut word en die prosedure vir die terugeis van sodanige eiendom; en

(b) onverwyld enige sodanige eiendom aan die raad lewer.

## (3) Enige eiendom wat soos in artikel 6A van die Wet beoog, verwyder of geskut word—

(a) mag, in die geval van bederfbare eiendom, binne 'n redelike tydperk na die skut daarvan deur die raad verkoop of vernietig word, met dien verstande dat sodanige eiendom kragtens die bepalings van subartikel (4) te eniger tyd voor die beskikking daarvan aan die eienaar terugbesorg kan word op versoek en bewys van eienaarskap deur die eienaar aan die raad; of

(b) moet, onderworpe aan die bepalings van subartikel (4), in die geval van eiendom anders as bederfbare eiendom, binne 'n tydperk van een maand vanaf die datum van verwydering en skut aan die eienaar daarvan terugbesorg word op versoek en bewys van eienaarskap deur die eienaar aan die raad.

(4) Die raad is daarop geregtig om die betrokke eiendom te behou totdat alle redelike uitgawes aan die raad betaal is, en by gebreke daarvan mag die eiendom verkoop word of in die geval van bederfbare goed, deur die raad óf verkoop óf vernietig word.

(5) In die geval van die verkoop van eiendom wat 'n raad verwyder en geskut het, moet die opbrengs van die verkoping minus die redelike uitgawes deur die raad aangegaan ten opsigte van die verwydering, skut of beskikking oor die eiendom, betaal word aan die persoon wat die eienaar van die eiendom was. Indien die eienaar in gebreke bly om die genoemde opbrengs binne drie maande van die datum waarop die eiendom verkoop is op te eis, sal die opbrengs verbeur word aan die raad en in 'n spesiale fonds gestort word wat die raad vir die ontwikkeling van die informele sektor en verwante aangeleenthede gestig het.

(6) Waar die opbrengs van 'n verkoping van eiendom deur subartikel 5 beoog, nie voldoende is om die redelike uitgawes te dek wat die raad aangegaan het nie, is die eienaar van die betrokke eiendom, aanspreeklik vir alle redelike uitgawes deur die raad aangegaan in verband met die verwydering, skut of beskikking van die eiendom.

*Afgebakende staanplekke of gebiede*

6. Indien die raad enige staanplek of gebied gereserveer en afgebaken het vir die doel om die besigheid van straathandelaar, venter of smous, soos beoog in artikel 6A(3)(b) van die Wet te bedryf, mag geen persoon op so 'n staanplek of in so 'n gebied handel dryf nie, tensy hy of sy in besit is van skriftelike bewys dat hy of sy daardie staanplek of gebied by die raad gehuur het, of dat dit andersins aan hom of haar toegeken is.

*Dra en vertoon van skriftelike goedkeuring*

7. 'n Persoon wat die besigheid van straathandelaar, venter of smous bedryf, moet, wanneer ook al hy of sy daardie besigheid bedryf, enige skriftelike goedkeuring wat deur 'n raad ingevolge hierdie verordening toegestaan of uitgereik is, op sy of haar persoon dra en moet op aanvraag daardie skriftelike goedkeuring aan 'n beampte of behoorlike gemagtigde werknemer van die raad toon.

*Gelde*

8. Die raad stel die gelde vas wat aan hom betaalbaar is vir die verhuring van staanplekke of stalletjies binne afgebakende gebiede onder sy beheer, van waar die bedryf van die besigheid van straathandelaar, venter of smous toelaatbaar is.

## (2) An officer acting in terms of this section shall—

(a) except in the case of goods which have been left unsupervised for longer than 8 hours or abandoned, immediately issue to the person carrying on the business of street vendor, pedlar or hawker, a detailed receipt for property so removed and impounded indicating where the property will be impounded and the procedure for reclaiming that property; and

(b) immediately deliver that property to the council.

## (3) Property removed and impounded as contemplated in section 6A of the Act—

(a) may, in the case of perishable property, be sold or destroyed by the council within a reasonable time after its impoundment, provided that the property shall, subject to the provisions of subsection (4), at any time prior to its disposal be returned to the owner at the request of and upon proof of ownership by the owner to the council; or

(b) shall, subject to the provisions of subsection (4), in the case of property other than perishable property, be returned to the owner at the request of and upon proof of ownership by the owner to the council within a period of one month of the date of impoundment.

(4) The council shall be entitled to keep the property concerned until all reasonable expenses have been paid to it, failing which the property may be sold or, in the case of perishable goods, either be sold or destroyed by the council.

(5) In the case of a sale of impounded property by the municipality, the proceeds of the sale less the reasonable expenses incurred by the council in connection with the removal, impoundment or disposal of the property shall be paid to the person who was the owner of the property. If the owner fails to claim the proceeds after three months from the date on which the property was sold, the proceeds shall be forfeited to the council and shall be paid into a special fund created by it for the development of the informal sector and matters ancillary thereto.

(6) If the proceeds of a sale of the property as contemplated in subsection 5, is not sufficient to defray the reasonable expenses incurred by the council, the owner of the property concerned shall be liable for all reasonable expenses incurred by the council in connection with the removal, impoundment or disposal of the property.

*Demarcated stands or areas*

6. If the council has set apart and demarcated any stand or area for the purposes of the carrying on of the business of street vendor, pedlar or hawker as contemplated in section 6A(3)(b) of the Act, no person may trade on such stand or in such area unless he or she is in possession of written proof that he has leased such stand or area from the council or that it has otherwise been allocated to him or her.

*Carrying and display of written approval*

7. A person carrying on the business of street vendor, pedlar or hawker shall, whenever such person is carrying on such business, carry on his or her person any written approval granted or issued to that person by the council in terms of this by-law and shall on demand show such written approval to and officer or duly authorised employee of the council.

*Charges*

8. The council shall fix the charges payable to it for the letting of stands or stalls in demarcated areas under its control from where the carrying on of the business of street vendor, pedlar or hawker is permissible.



*Appelle*

9. (1) 'n Persoon wat veronreg voel deur die besluit van die raad kan by 'n Appèlkomitee appelleer kragtens die bepalings hierin uiteengesit.
- (2) 'n Persoon wat veronreg voel deur die besluit van die raad moet raad binne 10 dae na ontvangs van die kennisgewing van die besluit, die raad en die voorsitter van die Appèlkomitee skriftelik in kennis stel van 'n voorneme om teen die besluit te appelleer.

*Samestelling van Appèlkomitee*

10. (1) Die Provinsiale Minister van Ekonomiese Aangeleenthede en Toerisme kan, met die medewerking van die raad, verteenwoordigers van die informele handel en enige ander belanghebbende persoon, persone as lede van die Appèlkomitee aanwys.
- (2) Die Appèlkomitee moet bestaan uit hoogstens 8 lede met minstens 3 lede uit die straathandelsektor.
- (3) Die lede van die Appèlkomitee moet twee lede aanstel om onderskeidelik as voorsitter en ondervoorsitter te dien.
- (4) Wanneer die voorsitter nie in staat is om die taak van voorsitter uit te voer nie, moet die ondervoorsitter die taak van voorsitter uitvoer.
- (5) Indien die voorsitter van mening is dat 'n bepaalde persoon in staat is om die Appèlkomitee behulpsaam te wees, kan daardie persoon in die Appèlkomitee gekoöpteer word.
- (6) 'n Persoon wat sodoende gekoöpteer is, is nie geregtig om op 'n vergadering van die Appèlkomitee te stem nie.
- (7) Die voorsitter moet die verontregte persoon binne 10 dae na ontvangs van die kennisgewing van appèl verwittig van die datum, tyd en plek van die vergadering van die Appèlkomitee waar daardie persoon se teenwoordigheid vereis word.
- (8) Die verontregte persoon wat ingevolge subartikel (7) kennis ontvang het, moet die vergadering persoonlik bywoon of 'n regsverteenvoorder of enige ander persoon aanstel om namens hom of haar te verskyn.

*Prosedure op appèlvergaderings*

11. (1) Die voorsitter moet die prosedure op die vergadering bepaal.
- (2) Al die lede moet op die vergadering van die Appèlkomitee teenwoordig wees.
- (3) 'n Persoon wat die vergadering bywoon, kan—
  - (a) deur die voorsitter versoek word om getuienis te lewer;
  - (b) deur die voorsitter versoek word om 'n dokument of ander eiendom in daardie persoon se besit of onder daardie persoon se beheer aan die Appèlkomitee voor te lê; of
  - (c) deur die Appèlkomitee ondervra word oor die aangeleentheid wat voor die Komitee dien.
- (4) Die Appèlkomitee kan die besluit van die raad in hersiening neem en 'n bevinding doen ten opsigte van die volgende oorwegings—
  - (a) of die besluit van die raad in die omstandighede billik en regverdig was;
  - (b) die uitwerking van die besluit op die vermoë van die verontregte persoon om handel te dryf; en
  - (c) of alternatiewe maatreëls getref kan word om die verontregte persoon in staat te stel om sy besigheid voort te sit.
- (5) 'n Besluit van die Appèlkomitee moet geneem word met 'n meerderheid van stemme van die lede wat op die vergadering teenwoordig is, en in die geval van 'n staking van stemme, het die voorsitter 'n beslissende stem benewens 'n gewone stem.

*Appeals*

9. (1) A person who feels aggrieved by a decision of the council may appeal against the decision to an Appeal Committee in accordance with the provisions set out herein.
- (2) A person who feels aggrieved by the decision of the council shall, within 10 days of having received notification of the council's decision, notify the council and the chairperson of an intention to appeal against the decision in writing.

*Constitution of Appeal Committee*

10. (1) The Provincial Minister of Economic Affairs and Tourism may with the concurrence of the council, representatives of the street traders and any other interested person, designate persons as members of the Appeal Committee.
- (2) The Appeal Committee shall consist of a maximum of eight members with at least three members from the street trading sector.
- (3) The members of the Appeal Committee shall appoint two members to act as chairperson and deputy chairperson respectively.
- (4) When the chairperson is unable to perform the function of a chairperson, the deputy chairperson shall perform the function of a chairperson.
- (5) If the chairperson is of the opinion that a particular person is able to assist the Appeal Committee, he or she may co-opt that person for that purpose.
- (6) A person so co-opted shall not be entitled to vote at a meeting of the Committee.
- (7) The chairperson shall notify the aggrieved person of the date, time and place of the meeting of the Appeal Committee at which his or her presence is required within 10 days of receipt of the notice of appeal.
- (8) The aggrieved person who has received notice in terms of subsection (7) shall personally appear at the meeting or appoint a legal representative or any other person to appear on his or her behalf.

*Procedure at appeal meetings*

11. (1) The chairperson shall determine the procedure at the meeting.
- (2) All members shall be present at the meeting of the Appeal Committee.
- (3) A person present at the meeting may—
  - (a) be called upon by the chairperson to give evidence;
  - (b) be called upon by the chairperson to produce to the Appeal Committee any document or other property which is in his or her possession or under his or her control, or
  - (c) be questioned by the Appeal Committee on the matter before it.
- (4) The Appeal Committee shall review the decision of the council and make a finding, having regard to the following considerations:
  - (a) whether the decision of the local authority was fair and equitable in the circumstances;
  - (b) how the decision will affect the aggrieved person's ability to trade; and
  - (c) whether alternative measures may be followed to enable the aggrieved person to continue his business.
- (5) A decision of the Appeal Committee shall be taken by a majority of votes of the members present at the meeting and if there is an equality of votes, the chairperson shall have a casting vote in addition to his or her deliberative vote.

(6) Die Appèlkomitee kan, nadat dit die getuienis wat gelewer is, oorweeg het—

- (a) die appèl van die hand wys;
- (b) die appèl handhaaf; of
- (c) die ander stappe doen soos hy goeddink.

(7) Die Appèlkomitee moet so gou doenlik—

- (a) die verontregte persoon skriftelik van sy besluit verwittig; en
- (b) die verontregte persoon van skriftelike redes vir die besluit voorsien.

#### *Misdrywe*

12. 'n Persoon wat—

- (a) 'n bepaling van hierdie verordening oortree of versuim om daaraan te voldoen;
- (b) 'n kennisgewing, teken of merk wat vir doeleindes van die bepalings van hierdie verordening vertoon of opgerig is, ignoreer, verontagsaam of nie gehoorsaam nie;
- (c) 'n goedkeuring of voorwaarde wat ingevolge hierdie verordening verleen of opgelê is, oortree of versuim om daaraan te voldoen;
- (d) versuim om te voldoen aan 'n skriftelike versoek om sy of haar eiendom te verskuif of te verwyder;
- (e) opsetlik vals of misleidende inligting aan 'n beampte of 'n behoorlik gemagtigde werknemer van die raad verstrek; of
- (f) 'n beampte of behoorlik genagtigde werknemer van die raad by die uitoefening of uitvoering van sy of haar bevoegdhede, pligte of werksaamhede kragtens hierdie verordening dreig, teenstaan, hom of haar daarmee bemoei of die beampte of werknemer dwarsboom.

is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete van hoogstens eenduisend rand (R1000) of met gevangenisstraf vir 'n tydperk van hoogstens drie maande.

#### *Toepassing*

13. Die verordeninge wat in hierdie Bylae uiteengesit is, is oral in die Riversdal Munisipaliteit se regsgebied van toepassing.

#### *Herroeping*

14. Ingevolge artikel 3(2) van die Wysigingswet op Besighede, 1993 (Wet 186 van 1993), word die Regulasies insake Straathandelaars, Venters of Smouse, afgekondig deur die voormalige Administrateur kragtens Provinsiale Kennisgewing 404 van 28 Augustus 1992 in Provinsiale Koerant 4746, in die mate dat dit in die raad se regsgebied van toepassing is, maar met uitsondering van regulasies 6(4)(a) en (b) en 7, hierby herroep.

#### BYLAE VAN BEGINSELS

In ooreenstemming met die bepalings van die Wet op Besighede, 1991 (Wet 71 van 1991), en verordeninge en regulasies ingevolge daarvan afgekondig, is die volgende beginsels van toepassing:

1. Daardie wetgewing moet 'n raamwerk voorsien ten einde straathandelaars in staat te stel om as regmatige bydraers tot die ekonomiese aktiwiteit en groei van die Provinsie werksaam te wees.
2. Straathandelaars moet die vryheid hê om in 'n oop ekonomiese handel te dryf en 'n bestaan te maak as bydraers tot die ekonomie van die Provinsie.
3. Straathandelaars moet gelyke toegang tot markgeleenthede hê.
4. Straathandelaars moet as entrepreneurs wat meedoen aan formele ekonomiese bedrywighede, behandel word; die historiese agtergrond waaruit die sektor ontstaan het en die spesifieke logistiese probleme waarmee die sektor te kampe het, moet egter in gedagte gehou word.

(6) The Appeal Committee, having considered the evidence presented, may—

- (a) refuse the appeal;
- (b) uphold the appeal; or
- (c) take any other steps that it may think fit.

(7) The Appeal Committee shall as soon as is practicable—

- (a) notify the aggrieved person of its decision in writing; and
- (b) furnish the aggrieved person with written reasons for the decision.

#### *Offences and Penalties*

12. A person who—

- (a) contravenes or fails to comply with a provision of this by-law;
- (b) ignores, disregards or disobeys a notice, sign or marking displayed or erected for the purposes of this by-law;
- (c) contravenes or fails to comply with an approval or a condition granted or imposed in terms of this by-law;
- (d) fails to comply with a written request to move or remove his or her property;
- (e) deliberately furnishes false or misleading information to an officer or duly authorised employee of the council; or
- (f) threatens, resists, interferes with or obstructs an officer or duly authorised employee of the council in exercising or performing his or her powers, duties or functions under this by-law,

shall be guilty of an offence and on conviction liable to a fine not exceeding one thousand rand (R1 000) or to imprisonment for a period not exceeding three (3) months.

#### *Application*

13. The by-law set out in this Schedule is applicable throughout the area of jurisdiction of the Riversdale Municipality.

#### *Repeal*

14. In terms of section 3(2) of the Businesses Amendment Act, 1993 (Act 186 of 1993), the Regulations relating to Street Vendors, Pedlars or Hawkers promulgated by the former Administrator under Provincial Notice 404 of 28 August 1992 in Provincial Gazette 4746, to the extent that they apply in the area of jurisdiction of the council but with the exception of regulations 6(4)(a) and (b) and 7, are hereby repealed.

#### SCHEDULE OF PRINCIPLES

In accordance with the provisions of the Businesses Act, 1991 (Act 71 of 1991), and the by-laws and regulations promulgated in terms thereof, the following principles shall apply:

1. That legislation shall provide a framework to allow street traders to operate as legitimate contributors to the economic activity and growth of the Province.
2. Street traders shall have the freedom to trade in an open economy and pursue a livelihood as contributors to the economy of the Province.
3. Street traders shall have equal access to market opportunities.
4. Street traders shall be treated as entrepreneurs engaged in formal economic activity; however, the historical background from which the sector has emerged and the specific logistical problems associated with the sector shall be borne in mind.

5. Straathandelaars moet die vryheid van assosiasie hê en hulle tot liggame en organisasies van hul keuse kan konstitueer, op voorwaarde dat hulle formeel gekonstitueer word en erkende lidmaatskap het. Hierdie behoorlik gekonstitueerde liggame en organisasies moet deur die regering en ander sektore erken word.
6. Straathandelaars moet bydra tot die skepping van 'n ekonomiese groei en uitbrei.
7. Straathandelaars moet bydra tot die bevordering van deelname aan die groei en ontwikkeling van die Wes-Kaapse ekonomie, met besondere aandag aan die bevordering van historiese agtergeblewe entrepreneurs en groepe.
8. Straathandelaars moet bydra tot die skepping van lewensvatbare werkseleenthede.
9. Straathandelaars moet bydra tot die beskerming van die omgewing en die behoorlike beplanning en ontwikkeling van die ekonomie van die Provinsie.
10. Straathandelaars moet binne die raamwerk van die wet werk en tot die belastingbasis van die Provinsie bydra.
11. Straathandelaars en plaaslike owerhede moet die beginsel van onderhandelings en regverdigheid in die oplossing van konflik aanvaar.
12. Straathandelaars moet bydra tot die bevordering van 'n skoon en gesonde omgewing en die beskerming van die openbare gesondheid en veiligheid.

P.K. 472/1999

17 Desember 1999

## STAD KAAPSTAD:

## WET OP OPHEFFING VAN BEPERKINGS, 1967

Ek, André John Lombaard, in my hoedanigheid as Assistent-Direkteur in die Departement van Beplanning, Plaaslike Bestuur en Behuising: 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 2452, Pinelands, hef voorwaardes 3.(a) en 3.(d) op bladsy 4 in Transportakte Nr. T.479 van 1973, op, en wysig voorwaarde 3.(b) op bladsy 4 om soos volg te lees, "Any dwelling on the new land unit to be limited to a single storey together with such outbuildings as are ordinarily required to be used therewith".

P.K. 473/1999

17 Desember 1999

## STAD KAAPSTAD:

## WET OP OPHEFFING VAN BEPERKINGS, 1967

Ek, André John Lombaard, in my hoedanigheid as Assistent-Direkteur in die Departement van Beplanning, Plaaslike Bestuur en Behuising: 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 140, Kampsbaai, hef voorwaarde C.(a) in Transportakte Nr. T.104060 van 1997, op; en wysig voorwaarde C.(b) met die skrap van "... dwelling house ..." en die byvoeg van "... single or double dwelling house ...", asook voorwaarde C.(p) te wysig om soos volg te lees "That not more than **two dwellings** together with the necessary outbuildings and accessories be erected on any one erf and that not more than half the area of any one erf be built upon, **and that no building shall exceed two storeys in height**".

5. Street traders shall have the freedom to associate and constitute themselves into bodies and organisations of their choice, provided that they are formally constituted and have a recognised membership. These properly constituted bodies shall be recognised by government and other sectors.
6. Street traders shall contribute to the creation of a growing and expanding economy.
7. Street traders shall assist in the promotion of participation in the growth and development of the Western Cape economy with particular attention to the advancement of historically disadvantaged entrepreneurs and groups.
8. Street traders shall contribute to the creation of viable employment opportunities.
9. Street traders shall contribute to the protection of the environment and the proper planning and development of the economy of the Province.
10. Street traders shall operate within the legal framework and contribute to the tax base of the Province.
11. Street traders and local authorities shall accept the principle of negotiation and fairness in the resolution of conflict.
12. Street traders shall contribute to the promotion of a clean and healthy environment and the protection of public health and safety.

P.N. 472/1999

17 Desember 1999

## CITY OF CAPE TOWN:

## REMOVAL OF RESTRICTIONS ACT, 1967

I, André John Lombaard, in my capacity as Assistant Director in the Department of Planning, Local Government and Housing: 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 2452, Pinelands, remove conditions 3.(a) and 3.(d) on page 4 in Deed of Transfer No. T.479 of 1973, and amend condition 3.(b) on page 4 to read as follows, "Any dwelling on the new land unit to be limited to a single storey together with such outbuildings as are ordinarily required to be used therewith".

P.N. 473/1999

17 Desember 1999

## CITY OF CAPE TOWN:

## REMOVAL OF RESTRICTIONS ACT, 1967

I, André John Lombaard, in my capacity as Assistant Director in the Department of Planning, Local Government and Housing: 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 140, Camps Bay, removes condition C.(a) in Deed of Transfer No. T.104060 of 1997; and amends condition C.(b) by deleting "... dwelling house ..." to insert "... single or double dwelling house ..." and amend condition C.(p) to read as follows "That not more than **two dwellings** together with the necessary outbuildings and accessories be erected on any one erf and that not more than half the area of any one erf be built upon, **and that no building shall exceed two storeys in height**".

P.K. 474/1999

17 Desember 1999

STAD KAAPSTAD:

WET OP OPHEFFING VAN BEPERKINGS, 1967

Ek, André John Lombaard, in my hoedanigheid as Assistent-Direkteur in die Departement van Beplanning, Plaaslike Bestuur en Behuising: 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 31, Clifton, wysig voorwaarde C.2. in Transportakte Nr. T.16951 van 1968 om soos volg te lees "That not more than two dwelling units be allowed on this erf and that not more than half the area of this erf be occupied by buildings".

P.K. 475/1999

17 Desember 1999

STAD KAAPSTAD:

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kennis geskied hiermee dat die Minister van Finansies en Ontwikkelingsbeplanning, behoorlik aangewys as bevoegde gesag ingevolge paragraaf (a) van Staatspresident Proklamasie Nr. 160 van 31 Oktober 1994, kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), en op aansoek van die eienaar van Erf 268, Groenpunt, voorwaardes (B)3. en (C)2. in Transportakte Nr. T.11361 van 1964, wysig om soos volg te lees (B)3. "That not more than one building be erected on any one erf, and that not more than two thirds of the area of the erf be built upon", en (C)2. "Not more than two dwelling units with the usual conveniences and appurtenances shall be erected on any one erf".

WESKUS SKIEREILAND OORGANGSRAAD:

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

Kennis geskied hiermee ingevolge artikel 3(6) van bogenoemde Wet dat die onderstaande aansoek ontvang is en by die Uitvoerende Hoof/Stadsklerk (Bullersentrum, Hoofstraat 12, Vredenburg vanaf 08:00-13:00 en 13:30-16:30, Maandae tot Vrydae) en by die kantoor van die Direkteur: Grondontwikkelingsbestuur, Provinsiale Administrasie van die Wes-Kaap (Kamer 10-13, Waalstraat 27, Kaapstad vanaf 08:00-12:30 en 13:00-15:30, Maandae tot Vrydae) ter insae lê. Enige besware, met redes, moet skriftelik voor of op 17 Januarie 2000 by die kantoor van bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaatsak X9083, Kaapstad 8000, met 'n afskrif aan bogenoemde Plaaslike Owerheid ingedien word met vermelding van bogenoemde Wet en beswaarmaker se erfnummer.

Aansoeker

Aard van Aansoek

A. A. & P. Prinsloo	Opheffing van 'n beperkende titelvoorwaarde van toepassing op Erf 3575, Manitokastraat, Saldanha, ten einde die eienaar in staat te stel om 'n restaurant vanaf die eiendom te bedryf.
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P.N. 474/1999

17 Desember 1999

CITY OF CAPE TOWN:

REMOVAL OF RESTRICTIONS ACT, 1967

I, André John Lombaard, in my capacity as Assistant Director in the Department of Planning, Local Government and Housing: 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 31, Clifton, amends condition C.2. in Deed of Transfer No. T.16951 of 1968 to read as follows "That not more than two dwelling units be allowed on this erf and that not more than half the area of this erf be occupied by buildings".

P.N. 475/1999

17 Desember 1999

CITY OF CAPE TOWN:

REMOVAL OF RESTRICTIONS ACT, 1967

Notice is hereby given that the Minister of Finance 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 268, Green Point, amends conditions (B)3. and (C)2. in Deed of Transfer No. T.11361 of 1964 to read as follows (B)3. "That not more than one building be erected on any one erf, and that not more than two thirds of the area of the erf be built upon", and (C)2. "Not more than two dwelling units with the usual conveniences and appurtenances shall be erected on any one erf".

WEST COAST PENINSULA TRANSITIONAL COUNCIL:

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 are open for inspection at the office of the Chief Executive/Town Clerk (Buller Centre, 12 Main Street, Vredenburg from 08:00-13:00 and 13:30-16:30 Mondays to Fridays) and at the office of the Director: Land Development Management, Provincial Administration of the Western Cape (Room 10-13, 27 Wale Street, Cape Town from 08:00-12:30 and 13:00-15:30). Any objections, with full reasons therefor, should be lodged in writing at the office of the above-mentioned Director: Land Development Management, Private Bag X9083, Cape Town 8000, with a copy to the above-mentioned Local Authority on or before 17 January 2000 quoting the above Act and the objector's erf number.

Applicant

Nature of Application

A. A. & P. Prinsloo	Removal of a restrictive title condition applicable to Erf 3575, Manitoka Street, Saldanha, to enable the owner to operate a restaurant on the property.
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## STRUISBAAI PLAASLIKE RAAD:

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

## HERSONERING VAN ERF 908

Kragtens artikel 3(6) van die bostaande Wet en die bepalings van artikel 17 van die Grondgebruikbeplanningsordonnansie, Ordonnansie 15 van 1985, word hiermee kennis gegee dat die onderstaande aansoek deur die Provinsiale Administrasie van die Wes-Kaap ontvang is en ter insae lê by die kantoor van die Hoof-uitvoerende Beampte, Struisbaai Plaaslike Raad, Proteaweg 2, Struisbaai 7285. Enige besware, met volledige redes daarvoor, moet skriftelik by die kantoor van die voormelde Plaaslike Owerheid ingedien word op of voor 14 Januarie 2000 met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer. Die aansoek lê ook ter insae by Kamer 10-13, Waalstraat 27, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandae tot Vrydae).

## Aansoeker

## Aard van Aansoek

M. J. & C. P. Jومات M. & E. M. Newman	Opheffing van beperkende titelvoorwaardes van toepassing op Erf 908, h/v Oesterlaan en Eerstelaan, Struisbaai, en die hersonering daarvan vanaf residensiële sone I na sakesone II ten einde die eienaars in staat te stel om 'n algemene handelaarsbesigheid vanaf die eiendom te bedryf.
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## MUNISIPALITEIT KNYSNA:

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

Kennis geskied hiermee ingevolge artikel 3(6) van bogenoemde Wet dat die onderstaande aansoek ontvang is en by die Stadsklerk/Hoof-uitvoerende Beampte, 1ste Vloer, Munisipale Kantore, Clydestraat, Knysna en by die kantoor van die Direkteur: Grondontwikkelingsbestuur, Provinsiale Administrasie van die Wes-Kaap, Kamer 1013, Waalstraat 27, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandae tot Vrydae) ter insae lê. Enige besware, met redes, moet skriftelik voor of op Vrydag, 7 Januarie 2000 by die kantoor van bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaatsak X9083, Kaapstad 8000, met 'n afskrif aan bogenoemde Plaaslike Owerheid, ingedien word met vermelding van bogenoemde Wet en beswaarmaker se erfnummer.

## Aansoeker

## Aard van Aansoek

VPM Surveys (namens C. V. Lambert)	Opheffing van beperkende titelvoorwaardes van toepassing op Erf 2148, Strydomstraat, Knysna, ten einde die eienaar in staat te stel om die eiendom te onderverdeel in twee gedeeltes (Gedeelte A ± 2 166 m <sup>2</sup> ; Restant ± 1 178 m <sup>2</sup> ) vir enkelresidensiële doeleindes.
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## STRUISBAAI LOCAL COUNCIL:

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

## APPLICATION FOR REZONING OF ERF 908

It is hereby notified in terms of section 3(6) of the above act and section 17 of the Land Use Planning Ordinance, Ordinance 15 of 1985 that the hereunder-mentioned application has been received by the Provincial Administration of the Western Cape, and is open for inspection at the office of the Chief Executive Officer, Struisbaai Local Council, 2 Protea Way, Struisbaai 7285. Any objections, with full reasons therefor, should be lodged in writing at the office of the aforementioned Local Authority on or before 14 January 2000 quoting the above Act and the objector's erf number. The application is also open to inspection at Room 1012, 27 Wale Street, Cape Town from 08:00-12:30 and 13:00-15:30 (Mondays to Fridays).

## Applicant

## Nature of Application

M. & E. M. Newman M. J. & C. P. Jومات	Removal of a restrictive title condition applicable to Erf 908, c/o Oyster Avenue and First Avenue, Struisbaai, and rezone it from residential zone I to business zone II, to enable the owners to operate a general dealer's business on the property.
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## KNYSNA 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 for inspection at the office of the Town Clerk/Chief Executive Officer, 1st Floor, Municipal Offices, Clyde Street, Knysna and at the office of the Director: Land Development Management, Provincial Administration of the Western Cape, Room 10-13, 27 Wale Street, Cape Town from 08:00-12:30 and 13:00-15:30 (Mondays to Fridays). Any objections, with full reasons therefor, should be lodged in writing at the office of the above-mentioned Director: Land Development Management, Private Bag X9083, Cape Town 8000, with a copy of the above-mentioned Local Authority on or before Friday, 7 January 2000 quoting the above Act and the objector's erf number.

## Applicant

## Nature of Application

VPM Surveys (on behalf of C. V. Lambert)	Removal of restrictive title conditions applicable to Erf 2148, Strydom Street, Knysna, to enable the owner to subdivide the property into two portions (Portion A ± 2 166 m <sup>2</sup> ; Remainder ± 1 178 m <sup>2</sup> ) for single residential purposes.
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## STAD KAAPSTAD:

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

Kennis geskied hiermee ingevolge artikel 3(6) van bogenoemde Wet dat die onderstaande aansoek ontvang is en by die kantoor van die Grondgebruikbestuurtak, Stad Kaapstad, 14de Verdieping, Burger-sentrum, Hertzog Boulevard, Kaapstad 8001, en by die kantoor van die Direkteur: Grondontwikkelingsbestuur, Provinsiale Administrasie van die Wes-Kaap, Kamer 1012, Waalstraat 27, Kaapstad, van 08:00-12:30 en 13:00-15:30 (Maandae tot Vrydae) ter insae lê. Enige besware, met redes, moet skriftelik voor op of 21 Januarie 2000 by die kantoor van bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaatsak X9083, Kaapstad 8000, met 'n afskrif aan bogenoemde Plaaslike Owerheid, ingedien word met vermelding van bogenoemde Wet en die beswaarmaker se erfnummer.

<i>Eienaar</i>	<i>Aard van Aansoek</i>
Whittaker G. L. SER 11492 REKORD NR. 18567 Wyk C42	Opheffing van titelvoorwaardes van toepassing op Erf 502, De Wetweg 64, Bantrybaai ten einde die eienaar in staat te stel om 'n tweede wooneenheid ("oumawoonstel") op die eiendom op te rig. Afwyking van die skemaregulasies soos volg afdeling 27(1) om 'n tweede woon-eenheid ("oumawoonstel") toe te laat. Afdeling 47(2) die voorgestelde motor-huise en 'n gedeelte van die hoofgebou is 0,00 m en 2,000 m in plaas van 3,000 m onderskeidelik van De Wetweg toe te laat. Afdeling 54(2)— die voorgestelde gebou, met uitkykkenmerke op eerste verdieping, boulyn 2,500 m in plaas van 3,723 m van die oos gemeenskaplike grens en 2,500 m in plaas van 3,113 m van die noord-wes gemeenskaplike grens af toe te laat.
<i>Eienaar</i>	<i>Aard van Aansoek</i>
J. K. E. Burke SER 1552 REKORD NR. 19341 Wyk C41	Opheffing van titelvoorwaardes van toepassing op Erf 50254, Orchardstraat 21, Nuweland, ten einde die eienaar in staat te stel om 'n tweede vlak aan die huidige woning op die eiendom aan te bou. Toekomstige ontwikkeling moet met die Soneringskemaregulasies toegee.
<i>Eienaar</i>	<i>Aard van Aansoek</i>
The Jane Ryke Trust SER 1570 REKORD NR. 19525 Wyk C42	Opheffing van titelvoorwaardes van toepassing op Erf 207, The Meadway 15, Kampsbaai, ten einde die eienaar in staat te stel om 'n dubbelwoning op die eiendom op te rig. Afwykings kragtens afdeling 47(2) van die soneringskema — baldakyn is 1,5 m in plaas van 3 m vanaf Parklaan. Afdeling 54(2) eerste verdieping venters (uitkykkenmerk) 3 m in plaas van 6 m op die noordelike gemeenskaplike grens.

## TENDERS

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

## CITY OF CAPE TOWN:

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 applications have been received and are open for inspection at the office of the Land Use Management Branch, City of Cape Town, 14th Floor, Civic Centre, Hertzog Boulevard, Cape Town 8001, and at the office of the Director: Land Development Management, Provincial Administration of the Western Cape, Room 1012, 27 Wale Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Mondays to Fridays). Any objections, with full reasons therefor, should be lodged in writing at the office of the above-mentioned Director: Land Development Management, Private Bag X9083, Cape Town 8000, with a copy to the above-mentioned Local Authority, on or before 21 January 2000, quoting the above Act and the objector's erf number.

<i>Owner</i>	<i>Nature of Application</i>
Whittaker G. L. SER 1492 RECORD NO. 18567 Ward C42	Removal of title conditions applicable to Erf 502, 64 De Wet Road, Bantry Bay, to enable the owner to erect a second dwelling ("granny flat") on the property. Departures from scheme regulations are required as follows: Section 27(1) in order to permit a second dwelling. Section 47(2) in order to permit the proposed garages and portion of the main building are 0,00 m and 2,000 m in lieu of 3,000 m respectively from De Wet Road. Section 54(2) the proposed building with over-looking features at first floor, setback, 2,500 m in lieu of 3,723 m from the east common boundary and 2,500 m in lieu of 3,113 m from the north-west common boundary.
<i>Owner</i>	<i>Nature of Application</i>
J. K. E. Burke SER 1552 RECORD NO. 19341 Ward C41	Removal of title conditions applicable to Erf 50254, 21 Orchard Street, Newlands, to enable the owner to construct a second storey to the existing dwelling on the property. Future development to comply with zoning scheme regulations.
<i>Owner</i>	<i>Nature of Application</i>
The Jane Ryke Trust SER 1570 RECORD NO. 19525 Ward C42	Removal of title conditions applicable to Erf 207, 15 The Meadway, Camps Bay, to enable the owner to erect a double dwelling on the property. Departures in terms of the zoning scheme section 47(2) — canopy is 1,5 m in lieu of 3 m from Park Avenue. Section 54(2) — 1st storey windows (overlooking features) 3 m in lieu of 6 m from north common boundary.

## TENDERS

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

**KENNISGEWINGS DEUR PLAASLIKE OWERHEDE****MUNISIPALITEIT BLAAUWBERG:****SLUITING VAN GEDEELTE VAN PUBLIEKE OOPRUIMTE:  
ERF 8668, WESFLEUR, FREMONTLAAN, SHERWOOD PARK,  
WESFLEUR**

Kennis geskied hiermee ingevolge artikel 137(2) en 124(2)(a) van Ordonnansie 20 van 1974 en artikel 17(2)(a) van Ordonnansie 15 van 1985 dat die Raad van voorneme is om 'n gedeelte van publieke oopruimte Erf 8668, Wesfleur aangrensend aan Erwe 8656 tot 8667, Fremontlaan, Wesfleur te sluit met die doel om dit te hersoneer na institusioneel (godsdienstige en gemeenskapsdoeleindes) en te verkoop.

Besonderhede van hierdie voorgename sluitings is beskikbaar vir inspeksie by die Munisipale Kantore, Racecourseweg, Milnerton. Om nader besonderhede kontak Mnr D Barnes by (021) 550-1088 tussen 08:00 en 12:00 gedurende weksdae.

Enige besware teen die voorgestelde sluitings, met redes daarvoor, moet skriftelik voor of op 7 Januarie 2000 by die Hoof-uitvoerende Beampte, Blaauwberg Munisipaliteit, Posbus 35, Milnerton 7435 ingedien word, en moet die beswaarmaker se adres en ernommer, sowel as die verwysingsnommer van hierdie kennisgewing insluit.

P. M. Gerber, Hoof-uitvoerende Beampte.

(Verw. Nr: EST 8668 AR)

9510

**MUNISIPALITEIT CERES:**

69/99

**VOORGESTELDE ONDERVERDELING VAN ERF 2548, VOSSTRAAT,  
CERES EN AANSOEK OM VERGUNNINGSREG  
VAN BEDRYF VAN DRANKWINKEL  
OP GEDEELTE A VAN ONDERVERDELING**

Kennis geskied hiermee ingevolge artikel 17(2) en 24(2) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat die Plaaslike Oorgangsraad van Ceres 'n aansoek ontvang het vir die onderverdeling van Erf 2548, Vosstraat, Ceres. Voorts behels die aansoek ook die Raad se vergunning vir die bedryf van 'n drankwinkel in terme van artikel 3.7.1 van die Ceres Skemaregulasies.

Nadere besonderhede lê ter insae in die kantoor van die ondergetekende gedurende normale kantoorure en skriftelik gemotiveerde besware, indien enige, moet aan die Uitvoerende Hoof/Stadsklerk gerig word om die ondergetekende te bereik nie later as 21 dae na plasing van hierdie kennisgewing, die publikasiedatum van die kennisgewing uitgesluit. — D. du Plessis, Uitvoerende Hoof/Stadsklerk, Voortrekkerstraat 50, Posbus 44, Ceres 6835.

Verw. 15/5/3/2/102 17 Desember 1999.

9511

**MUNISIPALITEIT VIR DIE GEBIED VAN GANSBAAI:**

(M/K 54/99)

**GANSBAAI, ERF 329: ONDERVERDELING**

Kennis geskied hiermee ingevolge die bepalings van artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat die eienaars van bogenoemde perseel van voorneme is om die perseel te onderverdeel in 57 residensiële erwe, 'n dienssentrum, 'n sorgsentrum, 'n privaat oopruimte en privaat paaië ten einde hulle in staat te stel om 'n aftreeoord op die perseel te vestig.

Die aansoek asook 'n diagram wat die ligging van die betrokke erf aantoon lê gedurende normale kantoorure ter insae by die Gansbaai Munisipale Kantoor, Hoofstraat, Gansbaai en enige besware teen voornoemde voorstel moet skriftelik by die ondergetekende ingedien word nie later as 14 Januarie 2000. Laat besware sal nie oorweeg word nie. — N. J. Pieterse, Uitvoerende Hoof/Stadsklerk, Posbus 26, Gansbaai 7220.

17 Desember 1999.

9512

**NOTICES BY LOCAL AUTHORITIES****BLAAUWBERG MUNICIPALITY:****CLOSURE OF PORTION OF PUBLIC OPEN SPACE:  
ERF 8668, WESFLEUR, FREMONT LANE, SHERWOOD PARK,  
WESFLEUR**

Notice is hereby given in terms of section section 137(2) and 124(2)(a) of Ordinance 20 of 1974 and section 17(2)(a) of Ordinance 15 of 1985 that this Council intends closing a portion of public open space Erf 8668, Wesfleur, abutting Erven 8656 to 8667, Fremont Lane, Sherwood Park, Wesfleur for the purpose of rezoning to institutional (religious and community related activities) and sale.

Details of the proposal are available for inspection at the Municipal Offices, Racecourse Road, Milnerton. For further details contact Mr D Barnes on (021) 550-1088 between the hours of 08:00 and 12:00 on weekdays.

Any objections to the proposal must be submitted in writing, together with reasons therefor, to the Chief Executive Officer, Blaauwberg Municipality, P.O. Box 35, Milnerton, on or before 7 January 2000 and must include the objector's address and erf number, as well as the above reference number.

P. M. Gerber, Chief Executive Officer.

(Ref. No: EST 8668 AR)

9510

**CERES MUNICIPALITY:**

69/99

**PROPOSED SUBDIVISION OF ERF 2548, VOS STREET,  
CERES AND APPLICATION FOR CONSENT USE  
FOR A LIQUOR OUTLET  
ON PORTION A OF THE SUBDIVISION**

Notice is hereby given in terms of section 17(2) and 24(2) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that an application has been received for the subdivision of Erf 2548, Vos Street, Ceres. The application also entails the consent use for a liquor outlet on Portion A of the subdivision in terms of section 3.7.1 of the Ceres Council Scheme Regulations.

Further details are available for inspection during normal office hours at the office of the undersigned and objections, if any, to the intention must be lodged in writing with the undersigned not later than 21 days after date of publication of this notice, excluding the publication date. — D. du Plessis, Chief Executive Officer/Town Clerk, 50 Voortrekker Street, P.O. Box 44, Ceres 6835.

Ref. 15/5/3/2/102 17 December 1999.

9511

**MUNICIPALITY FOR THE AREA OF GANSBAAI:**

(M/N 54/99)

**GANSBAAI, ERF 329: SUBDIVISION**

Notice is hereby given in terms of section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that the owners of the above property propose to subdivide the said property into 57 residential erven, a service centre, a day care centre, a private public place and private roads in order to enable them to establish a retirement village on the property.

The application as well as a diagram indicating the location of the relevant erf is open for inspection during normal office hours at the Gansbaai Municipal Office, Main Street, Gansbaai and any objections to the aforesaid proposal must be lodged in writing with the undersigned not later than 14 January 2000. Late objections will not be considered. — N. J. Pieterse, Chief Executive/Town Clerk, P.O. Box 26, Gansbaai 7220.

17 December 1999.

9512

## MUNISIPALITEIT GEORGE:

KENNISGEWING NR. 170 VAN 1999

## SLUITING

Kennis geskied hiermee ingevolge die bepalings van artikel 137(1) van Ordonnansie 20 van 1974 dat die Raad Erwe 8806 en 8804 George as openbare straat gesluit het en dat gemelde sluiting vanaf die datum waarop hierdie kennisgewing verskyn van krag sal wees. — T. I. Lötter, Uitvoerende Hoof/Stadsklerk, Burgersentrum, Yorkstraat, George 6530. S/8775/87/3 (p318) 9513

## MUNISIPALITEIT GEORGE:

KENNISGEWING NR. 191 VAN 1999

## VOORGESTELDE HERSONERING, ONDERVERDELING EN SLUITING

Kennis geskied hiermee ingevolge die bepalings van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974), en die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985), dat die Oorgangsraad van voorneme is om 'n gedeelte van Erf 12526 geleë in Dennegeurlaan, George as publieke oopruimte te sluit, te onderverdeel en te hersoneer na enkelwoon.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandae tot Vrydae, ter insae wees by die Raad se kantoor te Yorkstraat, George. Navrae: J. Vrolijk.

Besware, indien enige, moet skriftelik by die Hoofstadsbeplanner ingedien word nie later nie as 12:00 op Vrydag, 14 Januarie 2000. — T. I. Lötter, Uitvoerende Hoof/Stadsklerk, Burgersentrum, Yorkstraat, George 6530. 9514

## MUNISIPALITEIT GEORGE:

KENNISGEWING NR. 196 VAN 1999

## VOORGESTELDE HERSONERING

Kennis geskied hiermee ingevolge die bepalings van artikel 17(2) van Ordonnansie 15 van 1985 dat die Stadsraad 'n aansoek ontvang het vir die hersonering van Erf 19785, Knysnaweg, George, vanaf enkelwoon na sake.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandae tot Vrydae, ter insae wees by die Stadsraad se kantoor te Yorkstraat, George. Navrae: J. Vrolijk.

Besware, indien enige, moet skriftelik by die Hoofstadsbeplanner ingedien word nie later nie as 12:00 op Vrydag, 14 Januarie 2000. — T. I. Lötter, Uitvoerende Hoof/Stadsklerk, Burgersentrum, Yorkstraat, George 6530. 9515

## MUNISIPALITEIT GEORGE:

KENNISGEWING NR. 192 VAN 1999

## AANSOEK OM AFWYKING

Kennis geskied hiermee ingevolge die bepalings van artikel 15(2) van Ordonnansie 15 van 1985 dat die Raad 'n aansoek ontvang het vir 'n afwyking van die sonering van Erf 3781, Hopestraat, George ten einde 'n kerk op 'n gedeelte van die erf te bedryf.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandae tot Vrydae, ter insae wees by die Raad se kantoor te Yorkstraat, George. Navrae: J. Vrolijk.

Besware, indien enige, moet skriftelik by die ondergetekende ingedien word nie later nie as 12:00 op Vrydag, 14 Januarie 2000. — T. I. Lötter, Uitvoerende Hoof/Stadsklerk, Burgersentrum, Yorkstraat, George 6530. 9516

## GEORGE MUNICIPALITY:

NOTICE NO. 170 OF 1999

## CLOSURE

Notice is hereby given in terms of the provisions of section 137(1) of Ordinance 20 of 1974 that the Council has closed Erven 8806 and 8804 as a public street and that such closure will take effect from the date on which this notice appears. — T. I. Lötter, Chief Executive/Town Clerk, Civic Centre, York Street, George 6530. S/8775/87/3 (p318) 9513

## GEORGE MUNICIPALITY:

NOTICE NO. 191 OF 1999

## PROPOSED REZONING, SUBDIVISION AND CLOSURE

Notice is hereby given that in terms of the Municipal Ordinance, 1974 (Ordinance 20 of 1974) and the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that it is the intention of the Transitional Local Council to close a portion of Erf 12526 situated in Dennegeur Avenue, George as public open space to subdivide it and to rezone it to single residential.

Full details of the proposal are available for inspection at the Council's office at York Street, George, during normal office hours, Mondays to Fridays. Enquiries: J. Vrolijk.

Objections, if any, must be lodged in writing to reach the Chief Town Planner by not later than 12:00 on Friday, 14 January 2000. — T. I. Lötter, Chief Executive/Town Clerk, Civic Centre, York Street, George 6530. 9514

## GEORGE MUNICIPALITY:

NOTICE NO. 196 OF 1999

## PROPOSED REZONING

Notice is hereby given that the Council has received an application in terms of the provisions of section 17(2) of Ordinance 15 of 1985 for the rezoning of Erf 19785, Knysna Road, George, from single residential to business.

Full details of the proposal are available for inspection at the Council's office at York Street, George, during normal office hours, Mondays to Fridays. Enquiries: J. Vrolijk.

Objections, if any, must be lodged in writing to reach the Chief Town Planner by not later than 12:00 on Friday, 14 January 2000. — T. I. Lötter, Chief Executive/Town Clerk, Civic Centre, York Street, George 6530. 9515

## GEORGE MUNICIPALITY:

NOTICE NO. 192 OF 1999

## APPLICATION FOR DEPARTURE

Notice is hereby given in terms of the provisions of section 15(2) of Ordinance 15 of 1985 that the Council has received an application for a proposed departure of the zoning of Erf 3781, Hope Street, George to allow for a portion of the erf to be used for church purposes.

Full details of the proposal are available for inspection at the Council's office at York Street, George, during normal office hours, Mondays to Fridays. Enquiries: J. Vrolijk.

Objections, if any, must be lodged in writing with the undersigned by not later than 12:00 on Friday, 14 January 2000. — T. I. Lötter, Chief Executive/Town Clerk, Civic Centre, York Street, George 6530. 9516



## MUNISIPALITEIT GEORGE:

KENNISGEWING NR. 194 VAN 1999

## AANSOEK OM AFWYKING

Kennis geskied hiermee ingevolge die bepalings van artikel 15(2) van Ordonnansie 15 van 1985 dat die Raad 'n aansoek ontvang het vir 'n afwyking van die sonering van Erf 3791, Aloestraat, Pacaltsdorp ten einde 'n huiswinkel op 'n gedeelte van die erf te bedryf.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandae tot Vrydae, ter insae wees by die Raad se kantoor te Yorkstraat, George. Navrae: J. Vrolijk.

Besware, indien enige, moet skriftelik by die ondergetekende ingedien word nie later nie as 12:00 op Vrydag, 14 Desember 2000. — T. I. Lötter, Uitvoerende Hoof/Stadsklerk, Burgersentrum, Yorkstraat, George 6530.

9517

## MUNISIPALITEIT GEORGE:

KENNISGEWING NR. 195 VAN 1999

## AANSOEK OM ONDERVERDELING

Kennis geskied hiermee ingevolge die bepalings van artikel 24(2) van Ordonnansie 15 van 1985 dat die Stadsraad 'n aansoek ontvang het vir die onderverdeling van Erf 19432, geleë in Negenedelaan, George, in twee gedeeltes van 382 m<sup>2</sup> en 306 m<sup>2</sup> onderskeidelik.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandae tot Vrydae, ter insae wees by die Stadsraad se kantoor te Yorkstraat, George. Navrae: J. Vrolijk.

Besware, indien enige, moet skriftelik by die Hoofstadsbeplanner ingedien word nie later nie as 12:00 op Vrydag, 14 Januarie 2000. — T. I. Lötter, Uitvoerende Hoof/Stadsklerk, Burgersentrum, Yorkstraat, George 6530.

9518

## MUNISIPALITEIT GEORGE:

KENNISGEWING NR. 193 VAN 1999

VOORGESTELDE HERSONERING,  
ONDERVERDELING EN SLUITING

Kennis geskied hiermee ingevolge die bepalings van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974), en die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat die Oorgangsraad van voorneme is om 'n gedeelte van Erf 558, Thembaletu as publieke oopruimte te sluit, te onderverdeel en te hersoneer na Institusioneel II.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandae tot Vrydae, ter insae wees by die Raad se kantoor te Yorkstraat, George. Navrae: J. Vrolijk.

Besware, indien enige, moet skriftelik by die Hoofstadsbeplanner ingedien word nie later nie as 12:00 op Vrydag, 14 Januarie 2000.

Die Engelse weergawe van hierdie advertensie verskyn in die George Herald van 15 Desember 1999. — T. I. Lötter, Uitvoerende Hoof/Stadsklerk, Burgersentrum, Yorkstraat, George 6530.

9519

## GEORGE MUNICIPALITY:

NOTICE NO. 194 OF 1999

## APPLICATION FOR DEPARTURE

Notice is hereby given in terms of the provisions of section 15(2) of Ordinance 15 of 1985 that the Council has received an application for a proposed departure of the zoning of Erf 3791, Aloe Street, Pacaltsdorp to allow for a portion of the erf to be used as a house shop.

Full details of the proposal are available for inspection at the Council's office at York Street, George, during normal office hours, Mondays to Fridays. Enquiries: J. Vrolijk.

Objections, if any, must be lodged in writing with the undersigned by not later than 12:00 on Friday, 14 January 2000. — T. I. Lötter, Chief Executive/Town Clerk, Civic Centre, York Street, George 6530.

9517

## GEORGE MUNICIPALITY:

NOTICE NO. 195 OF 1999

## APPLICATION TO SUBDIVIDE

Notice is hereby given that the Council has received an application in terms of the provisions of section 24(2) of Ordinance 15 of 1985 for the subdivision of Erf 19432, situated in Ninth Avenue, George, in two portions of 382 m<sup>2</sup> and 306 m<sup>2</sup> respectively.

Full details of the proposal are available for inspection at the Council's office at York Street, George, during normal office hours, Mondays to Fridays. Enquiries: J. Vrolijk.

Objections, if any, must be lodged in writing to reach the Chief Town Planner by not later than 12:00 on Friday, 14 January 2000. — T. I. Lötter, Chief Executive/Town Clerk, Civic Centre, York Street, George 6530.

9518

## GEORGE MUNICIPALITY:

NOTICE NO. 193 OF 1999

PROPOSED REZONING,  
SUBDIVISION AND CLOSURE

Notice is hereby given in terms of the Municipal Ordinance, 1974 (Ordinance 20 of 1974) and the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that it is the intention of the Transitional Local Council to close a portion of Erf 558, Thembaletu as a public open space, to subdivide it and to rezone it to Institutional II.

Full details of the proposal are available for inspection at the Council's office at York Street, George, during normal office hours, Mondays to Fridays. Enquiries: J. Vrolijk.

Objections, if any, must be lodged in writing to reach the Chief Town Planner by not later than 12:00 on Friday, 14 January 2000.

The Afrikaans version of this advertisement appears in the Suid-Kaap Monitor of 15 Desember 1999. — T. I. Lötter, Chief Executive/Town Clerk, Civic Centre, York Street, George 6530.

9519

## MUNISIPALITEIT GEORGE:

KENNISGEWING NR. 190 VAN 1999

## VOORGESTELDE HERSONERING EN SLUITING

Kennis geskied hiermee ingevolge die bepalings van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974), en die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat die Oorgangsraad van voorneme is om Erf 8129, geleë in Wolluterstraat, George as publieke oopruimte te sluit en te hersoneer na enkelwoning.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandae tot Vrydae, ter insae wees by die Raad se kantoor te Yorkstraat, George. Navrae: J. Vrolijk.

Besware, indien enige, moet skriftelik by die Hoofstadsbeplanner ingedien word nie later nie as 12:00 op Vrydag, 14 Januarie 2000. — T. I. Lötter, Uitvoerende Hoof/Stadsklerk, Burgersentrum, Yorkstraat, George 6530. 9520

## MUNISIPALITEIT GREYTON:

## VOORGESTELDE VERORDENING INSAKE STRAATHANDELAARS, VENTERS EN SMOUSE

Kennis geskied hiermee ingevolge die bepalings van artikel 6A(2)(b) van die Wet op Besigheids, 1991 (Wet 71 van 1991) saamgelees met artikel 190(1) van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974) dat die Raad van voorneme is om 'n verordening aan te neem insake die toesig en beheer oor die bedryf van die besigheid van straathandelaars, venters en smouse.

'n Afskrif van die voorgestelde verordeninge, asook 'n plan wat die ligging van die voorgestelde area aandui waar handel voortaan gedryf mag word, lê ter insae by die kantoor van die Stadsklerk, Ds. Bothastraat, Greyton, gedurende gewone kantoorure.

Kommentaar en/of besware, indien enige, teen die voorgestelde verordening en area, met redes daarvoor, moet skriftelik ingedien word by die ondergetekende voor of op 10 Januarie 2000. — Le R. Verwey, Hoof-uitvoerende Beampte/Stadsklerk, Munisipale Kantore, Posbus 4, Ds. Bothastraat 16, Greyton 7233.

Verwysings Nr: 1/3/1/2 Kennisgewing Nr: 34-1999/2000.

17 Desember 1999.

9521

## MUNISIPALITEIT GREYTON:

## AANSOEK OM ONDERVERDELING VAN ERF 860, GREYTON

As geskied hiermee ingevolge artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat die onderstaande aansoek ontvang is en ter insae lê by die Munisipale Kantore, Greyton.

## Aansoeker

## Aard van Aansoek

Sprong Lorton Clark & Medewerkers in R. G. Fletcher.	Die onderverdeling van Erf 860 in twee enkel erwe, groot ± 1514 m <sup>2</sup> en 1223 m <sup>2</sup> onderskeidelik.
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Enige besware, met volledige redes daarvoor, moet skriftelik aan die ondergetekende gerig word uiterlik op 7 Januarie 2000. — Le R. Verwey, Hoof-uitvoerende Beampte/Stadsklerk, Munisipale Kantore, Ds. Bothastraat 16, Greyton 7233.

Verwysings Nr: 15/4/1/2 Kennisgewing Nr: 36-1999/2000.

17 Desember 1999.

9522

## GEORGE MUNICIPALITY:

NOTICE NO. 190 OF 1999

## PROPOSED REZONING AND CLOSURE

Notice is hereby given in terms of the Municipal Ordinance, 1974 (Ordinance 20 of 1974) and the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that it is the intention of the Transitional Local Council to close Erf 8129, situated in Wolluter Street, George as public open space and to rezone it to single residential.

Full details of the proposal are available for inspection at the Council's office at York Street, George, during normal office hours, Mondays to Fridays. Enquiries: J. Vrolijk.

Objections, if any, must be lodged in writing to reach the Chief Town Planner by not later than 12:00 on Friday, 14 January 2000. — T. I. Lötter, Chief Executive/Town Clerk, Civic Centre, York Street, George 6530. 9520

## GREYTON MUNICIPALITY:

## PROPOSED BY-LAW RELATING TO STREET VENDORS, PEDLARS AND HAWKERS

Notice is given in terms of the provisions of section 6A(2)(b) of the Businesses Act, 1991 (Act 71 of 1991) to be read with section 190(1) of the Municipal Ordinance, 1974 (Ordinance 20 of 1974) that the Council intends to adopt a by-law relating to the supervision and control of the carrying on of the business of street vendors, pedlars and hawkers.

A copy of the proposed by-law, as well as a plan indicating the position of the proposed area where future business may be done is available for inspection at the office of the Town Clerk, during office hours.

Comments and/or objections, if any, with reasons, against the said by-law and proposed area must be lodged in writing to the undersigned on or before 10th January 2000. — Le R. Verwey, Chief Executive Officer/Town Clerk, Municipal Offices, P.O. Box 4, 16 Ds. Botha Street, Greyton 7233.

Reference No: 1/3/1/2 Notice No: 34-1999/2000.

17 December 1999.

9521

## GREYTON MUNICIPALITY:

## APPLICATION FOR SUBDIVISION OF ERF 860, GREYTON

Notice is given in terms of section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that the undermentioned application has been received and is open to inspection at the Municipal Office, Greyton.

## Applicant

## Nature of Application

Sprong Lorton Clark & Associates for R. G. Fletcher.	The subdivision of Erf 860 in two single erven, large ± 1514 m <sup>2</sup> and 1223 m <sup>2</sup> .
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Any objections, with full reasons therefor, must be lodged in writing with the undermentioned by not later than 7 January 2000. — Le R. Verwey, Chief Executive Officer/Town Clerk, Municipal Offices, 16 Ds. Botha Street, Greyton 7233.

Reference No: 15/4/1/2 Notice No: 36-1999/2000.

17 December 1999.

9522

## MUNISIPALITEIT KNYSNA:

VOORGESTELDE VERGUNNINGSGEBRUIK  
ERF 6692, (ARENDSTRAAT, INDUSTRIËLE GEBIED), KNYSNA

Kennis geskied hiermee ingevolge artikel 4.6 van die Knysna Soneringskema (1992) dat 'n aansoek ontvang is vir die Raad se vergunning om 'n "Vermaaklikheidsplek" (Nagklub) op Erf 6692, Knysna, te bedryf.

Besonderhede aangaande die aansoek lê ter insae gedurende normale kantoorure in die kantoor van die Stadsbeplanner, Munisipale Kantore, Clydestraat, Knysna, en enige kommentaar insake die aansoek moet skriftelik gerig word om die ondergetekende uiterlik op of voor 7 Januarie 2000 te bereik. — J. W. Smit, Uitvoerende Hoof/Stadsklerk, Munisipale Kantore, Knysna. 9523

## MALMESBURY PLAASLIKE OORGANGSRAAD:

## KENNISGEWING 91/1999

## VOORGESTELDE HERSONERING VAN ERF 279, RIEBEEK-WES

Kennis geskied hiermee ingevolge artikel 17 van Ordonnansie 15 van 1985 dat 'n aansoek deur hierdie Raad ontvang is vir die hersonering van Erf 279, groot 1 096 m<sup>2</sup> en geleë te Stasieweg, Riebeeck-Wes, vanaf residensiële sone I na institusionele sone II ten einde 'n bedehuis te akkommodeer.

Verdere besonderhede lê ter insae in die kantoor van die Stadsklerk gedurende gewone kantoorure. Besware daarteen, indien enige, moet skriftelik aan die ondergetekende gerig word voor of op 7 Januarie 2000. — C. F. J. van Rensburg, Stadsklerk, Oorgangsraad Kantoor, Malmesbury.

17 Desember 1999.

9524

## MUNISIPALITEIT MOSSELBAAI:

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985  
(ORDONNANSIE 15 VAN 1985)

## ERF 3744, DA NOVA, MOSSELBAAI: HERSONERING

Kragtens artikel 17 van bostaande Ordonnansie word hiermee kennis gegee dat onderstaande aansoek deur die Uitvoerende Hoof ontvang is en ter insae lê by die Munisipale-gebou, Marshstraat 101, Mosselbaai. Enige besware, met volledige redes daarvoor, moet skriftelik by die Uitvoerende Hoof, Posbus 25, Mosselbaai 6500, ingedien word op of voor Maandag, 10 Januarie 2000, met vermelding van bogenoemde Ordonnansie en beswaarmarker se erfnummer.

## Aansoeker

Baairo (Edms) Bpk.

## Aard van aansoek

Hersonering van Erf 3744, Da Gamastraat, Da Nova, Mosselbaai, vanaf "enkelresidensiële sone" na "institusionele sone" vir die bedryf van 'n mediese praktyk. — C. Zietsman, Uitvoerende Hoof.

Lêer Verwysing: 15/4/5/5

9525

## KNYSNA MUNICIPALITY:

PROPOSED CONSENT USE  
ERF 6692, (AREND STREET, INDUSTRIAL AREA), KNYSNA

Notice is hereby given in terms of section 4.6 of the Knysna Zoning Scheme (1992) that an application has been received for Council's consent to conduct a "Place of Entertainment" (Night Club) on Erf 6692, Knysna.

Details regarding the application are open for inspection during normal office hours in the office of the Town Planning Section, Municipal Offices, Clyde Street, Knysna, and any comments on the application must be submitted in writing to reach the undersigned by not later than 7 January 2000. — J. W. Smit, Chief Executive/Town Clerk, Municipal Offices, Knysna. 9523

## MALMESBURY TRANSITIONAL LOCAL COUNCIL:

## NOTICE 91/1999

## PROPOSED REZONING OF ERF 279, RIEBEEK WEST

Notice is hereby given in terms of section 17 of Ordinance 15 of 1985 that an application has been received by the Council for the rezoning of Erf 279, 1 096 m<sup>2</sup> in extent and situated in Station Road, Riebeeck West, from residential zone I to institutional zone II in order to accommodate a house of prayer.

Further details are available for inspection at the office of the Town Clerk during ordinary office hours. Objections thereto, if any, must be lodged in writing with the undersigned on or before 7 January 2000. — C. F. J. van Rensburg, Town Clerk, Transitional Council Office, Malmesbury.

17 December 1999.

9524

## MOSSEL BAY MUNICIPALITY:

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

## ERF 3744, DA NOVA, MOSSEL BAY: REZONING

It is hereby notified in terms of section 17 of the above Ordinance that the undermentioned application has been received by the Chief Executive and is open to inspection at the Municipal Building, 101 Marsh Street, Mossel Bay. Any objections, with full reasons therefor, should be lodged in writing to the Chief Executive, P.O. Box 25, Mossel Bay 6500, on or before Monday, 10 January 2000, quoting the above Ordinance and the objector's erf number.

## Applicant

Baairo (Pty) Ltd.

## Nature of application

Rezoning of Erf 3744, Da Gama Street, Da Nova, Mossel Bay, from "single residential zone" to "institutional zone" for the purpose of a medical practice. — C. Zietsman, Chief Executive.

File Reference: 15/4/5/5

9525

## MUNISIPALITEIT MOSSELBAAI:

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985  
(ORDONNANSIE 15 VAN 1985)ERF 629, KWANONQABA:  
AFWYKING VIR BEDRYF VAN TAVERNE

Kragtens artikel 15 van bostaande Ordonnansie word hiermee kennis gegee dat onderstaande aansoek deur die Uitvoerende Hoof ontvang is en ter insae lê by die Munisipale-gebou, Marshstraat 101, Mosselbaai. Enige besware, met volledige redes daarvoor, moet skriftelik by die Uitvoerende Hoof, Posbus 25, Mosselbaai 6500, ingedien word op of voor Maandag, 10 Januarie 2000, met vermelding van bogenoemde Ordonnansie en beswaarmarker se ernommer.

## Aansoeker

Discol Marketing (Edms) Bpk. vir N. B. Kohli

## Aard van aansoek

Afwyking van die grondgebruik van toepassing op Erf 629, Mdodastraat, KwaNonqaba, ten einde die eienaar in staat te stel om 'n taverne vanaf die residensiële erf te bedryf. — C. Zietsman, Uitvoerende Hoof.

Lêer Verwysing: 15/4/50/5

9526

## MUNISIPALITEIT MOSSELBAAI:

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985  
(ORDONNANSIE 15 VAN 1985)ERF 2937, KHAYELITSHA, KWANONQABA:  
AFWYKING VIR BEDRYF VAN TAVERNE

Kragtens artikel 15 van bostaande Ordonnansie word hiermee kennis gegee dat onderstaande aansoek deur die Uitvoerende Hoof ontvang is en ter insae lê by die Munisipale-gebou, Marshstraat 101, Mosselbaai. Enige besware, met volledige redes daarvoor, moet skriftelik by die Uitvoerende Hoof, Posbus 25, Mosselbaai 6500, ingedien word op of voor Maandag, 10 Januarie 2000, met vermelding van bogenoemde Ordonnansie en beswaarmarker se ernommer.

## Aansoeker

Geduld Prokureurs vir E. N. Kleinbooi

## Aard van aansoek

Afwyking van die grondgebruik van toepassing op Erf 2937, Dyabazastraat, Khayelitsha, KwaNonqaba ten einde die eienaar in staat te stel om 'n taverne (Kwa Oom Reg's Taverne) vanaf die residensiële erf te bedryf. — C. Zietsman, Uitvoerende Hoof.

Lêer Verwysing: 15/4/50/5

9527

## MUNISIPALITEIT PAARL:

SLUITING, HERSONERING EN VERVREEMDING VAN  
GEDEELTE VAN ROOSEVELTSTRAAT

Kennis geskied hiermee ingevolge die bepalings van artikels 137 en 124 van Ordonnansie 20 van 1974, saamgelees met artikel 17 van Ordonnansie 15 van 1985 dat die Raad van voorneme is om 'n gedeelte van Rooseveltstraat, Paarl groot ± 12 m<sup>2</sup> te sluit, hersoneer van openbare straat na enkelwoondoeleindes en aan die aangrensende grondeienaar vir konsolidasie met Erf 5502 teen R1/m<sup>2</sup> te vervreem. Die transaksie is onderworpe aan sekere voorwaardes.

'n Plan en besonderhede aangaande bogenoemde voorstel is gedurende kantoorure ter insae by die kantoor van die Stadsbeplanner en Landmeter, Administratiewe Kantore, Bergrivier Boulevard, Paarl en enige besware teen voornoemde voorstel, moet skriftelik by die ondergetekende ingedien word nie later as 7 Januarie 2000. Laat besware sal nie oorweeg word nie. — A. J. Sauls, Stadsklerk.

15/3/1/2 (30/B) X; 15/3/1/1/2

9528

## MOSSEL BAY MUNICIPALITY:

LAND USE PLANNING ORDINANCE, 1985  
(ORDINANCE 15 OF 1985)ERF 629, KWANONQABA:  
DEPARTURE TO RUN A TAVERN

It is hereby notified in terms of section 15 of the above Ordinance that the undermentioned application has been received by the Chief Executive and is open to inspection at the Municipal Building, 101 Marsh Street, Mossel Bay. Any objections, with full reasons therefor, should be lodged in writing to the Chief Executive, P.O. Box 25, Mossel Bay 6500, on or before Monday, 10 January 2000, quoting the above Ordinance and the objector's erf number.

## Applicant

Discol Marketing (Pty) Ltd for N.B. Kohli

## Nature of application

Departure of the land use applicable to Erf 629, Mdoda Street, KwaNonqaba to enable the owner to run a tavern from the residential erf. — C. Zietsman, Chief Executive.

File Reference: 15/4/50/5

9526

## MOSSEL BAY MUNICIPALITY:

LAND USE PLANNING ORDINANCE, 1985  
(ORDINANCE 15 OF 1985)ERF 2937, KHAYELITSHA, KWANONQABA:  
DEPARTURE TO RUN A TAVERN

It is hereby notified in terms of section 15 of the above Ordinance that the undermentioned application has been received by the Chief Executive and is open to inspection at the Municipal Building, 101 Marsh Street, Mossel Bay. Any objections, with full reasons therefor, should be lodged in writing to the Chief Executive, P.O. Box 25, Mossel Bay 6500, on or before Monday, 10 January 2000, quoting the above Ordinance and the objector's erf number.

## Applicant

Geduld Attorneys for E. N. Kleinbooi

## Nature of application

Departure of the land use applicable to Erf 2937, Dyabaza Street, Khayelitsha, KwaNonqaba to enable the owner to run a tavern (Kwa Oom Reg's Tavern) from the residential erf. — C. Zietsman, Chief Executive.

File Reference: 15/4/50/5

9527

## PAARL MUNICIPALITY:

CLOSURE, REZONING AND ALIENATION OF  
PORTION OF ROOSEVELT STREET

Notice is hereby given in terms of the provisions of sections 137 and 124 of Ordinance 20 of 1974 read in conjunction with section 17 of ordinance 15 of 1985 that the Council intends to close and rezone a portion of Roosevelt Street in extent ± 12 m<sup>2</sup> from public street to single dwelling residential purposes and to alienate the land to the abutting landowner at R1/m<sup>2</sup> for consolidation with Erf 5502. The transaction is subject to certain conditions.

A plan and particulars regarding the above proposal are open for inspection during office hours at the office of the Town Planner and Land Surveyor, Administrative Offices, Berg River Boulevard, Paarl and any objections to the aforesaid proposal must be lodged in writing with the undersigned not later than 7 January 2000. Late objections will not be considered. — A. J. Sauls, Town Clerk.

15/3/1/2 (30/B) X; 15/3/1/1/2

9528

## STAD KAAPSTAD:

177

## HERSONERING

Kennis geskied hiermee dat die Raad van die Stad Kaapstad ondergenoemde voorstel verwerk. Besonderhede lê Maandae tot Vrydae tussen 08:30-12:30 en 14:00-16:00 by die Navraagtoonbank van die Departement Beplanning en Ekonomiese Ontwikkeling, 14de Verdieping, Toringblok, Burgersentrum, Kaapstad, ter insae. Enige kommentaar of besware, met redes, moet skriftelik nie later nie as 21 Januarie 2000 by die Stadsbestuurder, Posbus 298, Kaapstad 8000, ingedien word of met die hand nie later nie as 21 Januarie 2000 by die Beplanningskomiteesekretariaat, 5de Verdieping, Podiumblok, Burgersentrum, Kaapstad, afgelewer word.

ATHLONE — Yusuf Gool Boulevard

Stad Kaapstad

Gedeelte van Erf 102294, Gatesville, Athlone van munisipale doeleindes na 'n algemene woongebruiksone, subzone R5 ten einde die eiendom te hersoneer en aan die aangrensende eienaar te verkoop vir tuinmaakdoeleindes. Vir verdere inligting skakel asseblief vir me. Loubser (400-3812) of mnr. Papadopoulos (400-2665).  
(CS.RZ.1581) (LU/2/0/102294/LL) 9529

## STAD TYGERBERG:

## NOORDELIKE DIENSAREA

KENNISGEWING NR. 67/1999

VOORGESTELDE SLUITING, HERSONERING  
EN VERVREEMDING VAN GEDEELTE VAN PUBLIEKE  
OOPRUIMTE, ERF 472, EVERS DAL

Kennis geskied hiermee ingevolge artikels 124 en 137 van Ordonnansie 20 van 1974, asook artikel 17 van Ordonnansie 15 van 1985, dat die Stadsraad van voorneme is om 'n gedeelte van publieke oopruimte Erf 472, geleë tussen Erwe 406 en 407, Eversdal, te sluit na enkelwoondoeleindes te hersoneer en aan die aangrensende eienaar van Erf 406, Eversdal, mnr C. Van Dijk te vervreem teen R50,00.

Nadere besonderhede is gedurende kantoorure (08:00-13:00 en 13:45-16:30) by mnr C. Buckle (Kamer 214), Direkoraat Korporatiewe Dienste, Diensarea Noord, Munisipale Kantoor, Oxfordstraat, Durbanville (Tel: 970-3004) beskikbaar.

Enige besware teen die voorstel, met volledige redes daarvoor, moet skriftelik by die ondergetekende ingedien word nie later nie as Maandag, 10 Januarie 2000. — D. V. Wilken, Hoof-uitvoerende Beampte, Posbus 100, Durbanville 7551.

Verw. N5/2/2/4/99

9530

## SUID-KAAP DISTRIKRAAD:

AANNAME VAN STANDAARDVERORDENING BETREFFENDE  
OPENBARE GERIEWE

Kennis geskied hiermee dat geen besware en/of kommentare ontvang is op die Distrikraad se voorneme om die standaardverordening betreffende openbare geriewe, soos afgekondig by PK8291/1990, aan te neem nie.

Hiermee word dus kennis gegee dat die Distrikraad die genoemde standaardverordening nou aangeneem het en dat dit dus van krag is in die jurisdiksiegebied van die Distrikraad. — M. C. Botha, Hoof-uitvoerende Beampte, Suid-Kaap Distrikraad, Yorkstraat 54, Posbus 12, George 6530.

Kennisgewing Nr. 111/1999.

9531

## CITY OF CAPE TOWN:

177

## REZONING

Notice is hereby given that the Council of the City of Cape Town is processing the undermentioned proposal. Details are available for scrutiny at the Enquiries Counter of the Planning and Economic Development Department, 14th Floor, Tower Block, Civic Centre, Cape Town, between 08:30-12:30 and 14:00-16:00, Mondays to Fridays. Any comment or objection, together with reasons therefor, must be submitted in writing to reach the City Manager, P.O. Box 298, Cape Town 8000, by no later than 21 January 2000, or hand delivered to the Planning Committee Secretariat, 5th Floor, Podium Block, Civic Centre, Cape Town, by no later than 21 January 2000.

ATHLONE — Yusuf Gool Boulevard

City of Cape Town

Portion of Erf 102294, Gatesville, Athlone from municipal purposes to a general residential use zone, subzone R5 to rezone and sell the property to the abutting property owner for gardening purposes. For further information please telephone Ms. Loubser (400-3812) or Mr. Papadopoulos (400-2665).  
(CS.RZ.1581) (LU/2/0/102294/LL) 9529

## CITY OF TYGERBERG:

## NORTHERN SERVICE AREA

NOTICE NO. 67/1999

PROPOSED CLOSURE, REZONING  
AND ALIENATION OF PORTION OF PUBLIC  
OPEN SPACE, ERF 472, EVERS DAL

Notice is hereby given in terms of sections 124 and 137 of Ordinance 20 of 1974 as well as section 17 of Ordinance 15 of 1985, that the City Council is of the intention to close a portion of public open space Erf 472, situated between Erven 406 and 407, Eversdal, to rezone it to single residential purposes and alienate it to the owner of Erf 472, Eversdal, Mr C. van Dijk at R50,00.

Further particulars are available from Mr C. Buckle (Room 214), Directorate Corporate Services, Service Area North, Municipal Offices, Oxford Street, Durbanville (Tel: 970-3004), during office hours (08:00-13:00 and 13:45-16:30).

Any objection to the proposal, with full reasons therefor, should be lodged in writing with the undersigned not later than Monday, 10 January 2000. — D. V. Wilken, Chief Executive Officer, P.O. Box 100, Durbanville 7551.

Ref. N5/2/2/4/99

9530

## SOUTH CAPE DISTRICT COUNCIL:

ADOPTION OF STANDARD  
PUBLIC AMENITIES BY-LAW

Notice is hereby served that no objections and/or comments were received in respect of the District Council's intention to adopt the standard public amenities by-law as promulgated by PN8291/1990.

It is therefore hereby notified that the said standard by-law is now adopted by the District Council and that same is now applicable in the area of jurisdiction of the District Council. — M. C. Botha, Chief Executive Officer, South Cape District Council, 54 York Street, P.O. Box 12, George 6530.

Notice No. 111/1999.

9531

## SUID-KAAP DISTRIKRAAD:

AANNAME VAN REGULASIES TEN OPSIGTE VAN  
DIE GOURITSRIVIER

Kennis geskied hiermee dat geen besware en/of kommentare ontvang is op die Distrikraad se voorneme om regulasies in terme van die Strandwet, 1935 (Wet Nr 21 van 1935), te maak nie ten aansien van die gedeelte van die Gouritsrivier wat aan getywerking onderhewig is en in die jurisdiksiegebied van die Distrikraad geleë is, insake die beheer oor en gebruik van die Gouritsrivier.

Hiermee word dus kennis gegee dat die Distrikraad die genoemde regulasies nou aangeneem het en dat dit dus van krag is in die jurisdiksiegebied van die Distrikraad. — M. C. Botha, Hoof-uitvoerende Beampte, Suid-Kaap Distrikraad, Yorkstraat 54, Posbus 12, George 6530.

Kennisgewing Nr. 110/1999.

9532

## MUNISIPALITEIT SUID-SKIEREILAND:

SLUITING VAN 'N PAD, GEDEELTE VAN  
ERF 66034, CONVENTWEG, WYNBERG

Kennis geskied hiermee kragtens artikel 137(1) van Ordonnansie 20 van 1974 dat 'n gedeelte van pad, Conventweg, Erf 66034, Wynberg, soos aangetoon op skets in Leër S.2646/18 gesluit is. — J. Koekemoer, Hoof-uitvoerende Beampte. (S.9535/7)

(12/21/00/66034) 17 Desember 1999

9533

## SUID-KAAP DISTRIKRAAD:

## LANGEBERG VERTEENWOORDIGENDE RAAD.

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING  
AANSOEK OM HERSONERING 499/38,  
AFDELING RIVERSDAL

Kennis geskied hiermee ingevolge die bepalings van artikel 17(2) van Ordonnansie 15 van 1985 dat die Raad 'n aansoek ontvang het vir die voorgestelde hersonering van bogenoemde eiendom vanaf landbousone I na landbousone II vir die bottelering van fonteinwater.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandae tot Vrydae, ter insae wees by die Raad se kantoor te Yorkstraat 54, George.

Navrae: G. Visser  
Verw. Riv/499/38

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk-direkteur: Beplanning en Boubeheer ingedien word nie later nie as 5 Januarie 2000. — Hoof-uitvoerende Beampte, Posbus 12, George 6530.

Kennisgewing Nr. 112/1999.

9534

## WESKUS DISTRIKRAAD:

VOORGESTELDE ONDERVERDELING VAN DIE RESTANT VAN  
DIE PLAAS VERLORENVLEI NR. 277, AFDELING PIKETBERG

Kennis geskied hiermee ingevolge artikel 24(2)(a) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat die Raad 'n aansoek ontvang het vir die onderverdeling van bogenoemde eiendom in 'n restant ( $\pm 1795,6787$  ha), Gedeelte K ( $\pm 1\,400$  ha), Gedeelte M ( $\pm 130$  ha), Gedeelte N ( $\pm 500$  ha) and Portion O ( $\pm 305$  ha).

Besonderhede van die voorstel lê ter insae gedurende kantoorure by die kantoor van die Weskus Distrikraad te Langstraat 58, Moorreesburg 7310.

Besware of kommentaar teen die voorstel moet aan die Weskus Distrikraad gestuur word om die ondergetekende voor of op 6 Januarie 2000 bereik. — W. P. Rabbets, Hoof-uitvoerende Beampte, Weskus Distrikraad, Posbus 242, Moorreesburg 7310.

Verwysingsnommer: 13/2/5/108.

9535

## SOUTH CAPE DISTRICT COUNCIL:

ADOPTION OF REGULATIONS IN RESPECT OF  
THE GOURITS RIVER

Notice is hereby served that no objections and/or comments were received in respect of the District Council's intention to make regulations in terms of the Sea-Shore Act, 1935 (Act No 21 of 1935) with regards to the portion of the Gourits River which is tidal and situated within the area of jurisdiction of the District Council.

It is therefore hereby notified that the said regulations are now adopted by the District Council and that same is now applicable in the area of jurisdiction of the District Council. — M. C. Botha, Chief Executive Officer, South Cape District Council, 54 York Street, P.O. Box 12, George 6530.

Notice No. 110/1999.

9532

## SOUTH PENINSULA MUNICIPALITY:

CLOSURE OF PUBLIC STREET, PORTION OF  
ERF 66034, COVENT ROAD, WYNBERG

Notice is hereby given in terms of section 137(1) of Ordinance 20 of 1974 that public street, portion of Erf 66034, Wynberg as shown on drawing in File S.2646/18 has been closed. — J. Koekemoer, Chief Executive Officer. (S.9535/7)

(12/21/00/66034) 17 December 1999

9533

## SOUTH CAPE DISTRICT COUNCIL:

## LANGEBERG REPRESENTATIVE COUNCIL

LAND USE PLANNING ORDINANCE  
APPLICATION FOR REZONING 499/38,  
DIVISION RIVERSDALE

Notice is hereby given in terms of the provisions of section 17(2) of Ordinance 15/1985 that the Council has received an application for the proposed rezoning of above-mentioned property from agricultural zone I to agricultural zone II in order to bottle springwater.

Full details of the proposal are available for inspection at the Council's office at 54 York Street, George, during normal office hours, Mondays to Fridays.

Enquiries: G. Visser  
Ref. Riv/499/38

Motivated objections, if any, must be lodged in writing with the Deputy Director: Planning and Building Control by no later than 5 January 2000. — Chief Executive Officer, P.O. Box 12, George 6530.

Notice No. 112/1999.

9534

## WEST COAST DISTRICT COUNCIL:

PROPOSED SUBDIVISION OF THE REMAINDER OF  
THE FARM VERLORENVLEI NO. 277, DIVISION PIKETBERG

Notice is hereby given in terms of section 24(2)(a) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that this Council has received an application for the subdivision of the above property into a remainder ( $\pm 1795,6787$  ha), Portion K ( $\pm 1\,400$  ha), Portion M ( $\pm 130$  ha), Portion N ( $\pm 500$  ha) and Portion O ( $\pm 305$  ha).

Full details of the proposal are available for inspection during office hours at the Council's office at 58 Long Street, Moorreesburg 7310.

Objections or comments concerning the proposal can be sent to the West Coast District Council to reach the undersigned on or before 6 January 2000. — W. P. Rabbets, Chief Executive Officer, West Coast District Council, P.O. Box 242, Moorreesburg 7310.

Reference number: 13/2/5/108.

9535

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Whilst every effort will be made to ensure that notices are published as submitted and on the date desired, the Administration does not accept responsibility for errors, omissions, late publications or failure to publish.

All correspondence must be addressed to the Director-General, P.O. Box 659, Cape Town 8000, and cheques, bank drafts, postal orders and money orders must be made payable to the Provincial Administration Western Cape.

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