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# SWAZILAND GOVERNMENT GAZETTE EXTRAORDINARY

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PUBLISHED BY AUTHORITY

LEGAL NOTICE NO. 142 OF 2011THE URBAN GOVERNMENT ACT, 1969  
(Under Act 8 of 1969)DECLARATION OF MBABANE MUNICIPAL PARKING FACILITIES,  
SCHEDULE 2011  
(Under Parking Bye laws of 1997)

In exercise of the powers conferred by Section 19 of the Mbabane Municipal Parking Bye Laws, 1997, the Mbabane Local Authority issues the following Schedule -

***Citation and Commencement***

1. (1) This schedule may be cited as the Declaration of Mbabane Municipal Parking Facilities, Schedule 2011.

(2) This schedule shall come into force after sixty (60) days from the date of publication in the Gazette.

***Declaration of parking facilities***

2. The following streets and areas are declared as parking facilities -

- (a) Sheffield Road from Mbabane River to the end of Industrial Site;
- (b) Siguca Crescent;
- (c) Mahlokohla Street, from traffic circle to Zwide Street;
- (d) Bethusile Street;
- (e) Mdada Street from Polinjani River to Bethusile Street;
- (f) Dabede Street from Gwamile Street to Zwide Street;
- (g) Msakato Street;
- (h) Gwamile Street;
- (i) Dzeliwe Street;
- (j) Zwide Street;
- (k) Libandla Street;
- (l) Makhosini Drive;
- (m) Somhlolo Street opposite Lilunga House;
- (n) Madibhane Street;
- (o) Mandela Street; and

- (p) The Area between Central Bank, Mbabane Market and the Civic Offices (Plot 322 of Farm 2 and Plot 653).

***Boundary of a parking facility***

3. A parking facility shall be marked with a white line, and a green line which shall mark the edge of the parking facility.

***Parking times and periods***

4. (1) For purposes of this Schedule, the parking times and periods are from 7.00 a.m. to 6.00 p.m. on Mondays to Fridays, and from 7.00 a.m. to 3.00p.m. on Saturdays.

(2) Subsection (1) shall not apply on Public Holidays and Sundays.

***Parking fees***

5. (1) A motorist who parks a motor vehicle at a parking facility shall pay to the Parking Inspector a fee of Two Emalangeni and Fifty cents (E2.50) per half an hour or Thirty Emalangeni (E30.00) for the whole day in respect of each parking facility occupied by such a motor vehicle.

(2) The Parking Inspector shall issue to a motorist who pays for a parking facility a parking ticket or card to be displayed on the dashboard of the motor vehicle which occupies the parking facility.

(3) A motorist whose motor vehicle occupies more than one parking facility shall pay the fees reflected in sub-section (1) in respect of each parking facility occupied by such a motor vehicle.

(4) A motorist who parks a motor vehicle longer than the period paid for, shall pay the accumulated fee in accordance to sub-section (1).

***Clamping of motor vehicle***

6. A Parking Inspector may clamp a motor vehicle to ensure the collection of the parking fee and the penalty prescribed in section 5 (1) and (4).

***Offences***

7. A person who -

- (a) unlawfully damages or removes a clamp from a clamped motor vehicle;
- (b) removes a clamped motor vehicle without the authority of the Parking Inspector;
- (c) parks a motor vehicle inappropriately in such a manner that such motor vehicle occupies more than the parking facility paid for;
- (d) unlawfully removes an impounded motor vehicle from a waiting or detention facility;  
and
- (e) who obstructs a Parking Inspector in the exercise of the powers under this Act -

commits an offence and shall be liable on conviction to a fine not exceeding one hundred Emalangeni or imprisonment for a period not exceeding six months.

***Towing, impounding of motor vehicle and damages***

8. (1) Where a parking fee and penalty due have not been paid by 7.00 p.m. on the day on which it has been incurred, the Parking Inspector or agent shall tow the motor vehicle and impound it in a waiting or detention facility pending payment of such parking fee, penalty, towing and storage charge.

(2) Towing and Storage charges for an impounded motor vehicle shall be paid by the owner of such motor vehicle.

(3) Unless negligence is established, the Local Authority or agent of the Local Authority shall not become liable for damages incurred during normal vehicle towing, clamping or storage.

***Disposal of unclaimed motor vehicles***

9. (1) Where a motor vehicle has not been claimed after a period of seven days, the Local Authority shall advertise in the local newspaper its intention to dispose of such motor vehicle through public auction.

(2) Where a motor vehicle has not been claimed after a period of fourteen days from the date of the publication of the first advertisement the Local Authority shall apply for a Court Order to dispose of the motor vehicle in terms of subsection (1).

***Speed at which a motor vehicle may be driven in and within parking facility.***

10. A person shall drive a motor vehicle within the driving speed permitted in parking facility.

**NJABULO DLAMINI**  
***ACTING TOWN CLERK***