



PROVINCE OF THE EASTERN CAPE
IPHONDO LEMPUMA KOLONI
PROVINSIE OOS-KAAP

**Provincial Gazette
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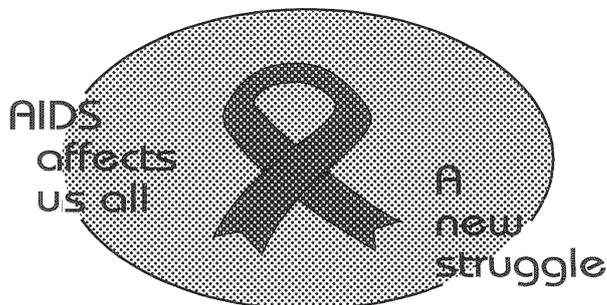
Vol: 30

BISHO/KING WILLIAM'S TOWN

23 January 2023
23 Januarie 2023

No: 4871

We all have the power to prevent AIDS



**AIDS
HELPLINE**

0800 012 322

DEPARTMENT OF HEALTH

Prevention is the cure

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GENERAL NOTICES • ALGEMENE KENNISGEWINGS**GENERAL NOTICE 81 OF 2023**

NOTICE IN TERMS OF SECTION 85 OF THE NATIONAL LAND TRANSPORT ACT, 2009 (ACT NO. 5 OF 2009)

I, Xolile Nqatha, by virtue of the powers vested in me in terms of Section 85(1) of the National Land Transport Act No. 5 of 2009 ("The Act") as a Member of the Executive Council for the Province of the Eastern Cape responsible for Transport, Safety and Liaison, being of the opinion that active steps to improve land transport enforcement are necessary to ensure compliance with the provisions of the Act in the Province of the Eastern Cape hereby declare that:-

- (a) No Persons purporting to be traffic inspectors in the province in terms of Section 86 (1) of the National Land Transport Act should stop vehicles and purport to perform the functions of the inspectors who are duly certified to do so in terms of the law.
- (b) No Unauthorized persons must impound the vehicles of the motorists thus purporting to act in terms of Section 87 of the Act.
- (c) No persons other than the authorized officers should exercise the powers conferred upon the authorized officers as enshrined in section 89 (1) of the Act.
- (d) No person/s should impersonate himself or herself as an authorized officer/s and purport to perform the functions of provincial traffic officers including branding the vehicles in the manner similar to those of provincial law enforcement.

- (e) No public or private transport operator shall be involved in illegal blockading of municipal provincial, provincial and national roads to the detriment of members of the public and thus stifling of the economy of the country.
- (f) The use of places areas or spaces that are not designated as taxi ranks to load and offload passengers or commuters is prohibited.

OFFENCES AND PENALTIES

90(1). If the person impersonates an authorized officer-

- (j) if the person refuses or fails to comply with the lawful order, direction or demand made by an authorized officer in the discharge or performance of any function or duty entrusted to the officer by or in terms of this Act.
- (l) if the person, being the holder of an operating license or permit or the driver of a vehicle to which that operating license or permit relates, fails to comply with any duty or obligation imposed on such a holder or driver by or in terms of this Act.

(2) Where a person is convicted of any of the offences mentioned in

- (a) paragraphs (a), (b), (e) or (o) of subsection (1), a term of imprisonment not exceeding two years, or a fine not exceeding R100 000, may be imposed.
- (b) any other paragraph of that subsection, a term of imprisonment not exceeding three months or a fine not exceeding R10 000 may be imposed.

All the members of the Public are hereby notified that whoever is engaged in the above activities and/or acts in contravention of the Act and performs the powers of authorized officers shall be guilty of an offence as indicated above.

Any interested or affected persons may make representations as to why my decision made in terms of this notice should be reconsidered. The representations must:

- (a) Be made in writing by interested or affected person(s) or duly authorized representative(s) thereof.
- (b) Clearly state the bases on which such person(s) claims(s) to be interested or affected
- (c) Clearly states the grounds on which my decision is sought to be reconsidered.
- (d) Be delivered by hand within fourteen (14) days from the date of publication of this notice in the gazette to:

Office of the MEC

The Ministry of transport and Community Safety

32 Cowan Close

Stellenbosch Park, Schornville

KING WILLIAM'S TOWN

5601

Given under my hand at King William's Town on this day of 6 December 2022.



Mr X.E Nqatha

Member of the Executive Council for Transport and Community Safety

PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS**PROVINCIAL NOTICE 483 OF 2023****MELISSA BENEDITO ATTORNEYS****NOTICE OF APPLICATION FOR REZONING OF ERF 1308 WILLOWMORE**

Notice is hereby given of the public participation process in terms of the Spatial Planning and Land use Management Act (Act 16 of 2013).

Project Description & Location: The influx of people has caused a direct increase in the need for housing in the Willowmore area. The need and desirability for a housing development, as proposed, thus arises. Erf 1308 Willowmore are to be zoned residential 2 for the proposed constructing of two apartments. The proposed development will contribute positively to the land value of the involved property, as well as that of surrounding properties.

Public Participation: Interested and Affected Parties (I&AP) are hereby notified of the proposed development and invited to register (in writing) and/or provide initial comments and identify any issues, concerns or opportunities relating to this project to the contact details as provided below, within **one week** of this advertisement. In order to register or submit comment, I&APs should provide their name, address & contact details (*indicating your preferred method of notification*) and an indication of any direct business, financial, personal, or other interest which they have in the application. Please note that future correspondence will only be sent to registered Interested and Affected Parties. You are also requested to pass this information to any person you feel should be notified.

Postal Address of applicant: 4 Fereirra Street, Willowmore, 6445. Email address: info@melissabenedito.co.za. Tel Number 082 593 2476

16-23

PROVINCIAL NOTICE 485 OF 2023

**ENOCH MGIJIMA**

LOCAL MUNICIPALITY

DIRECTORATE: HUMAN SETTLEMENT AND LAND DEVELOPMENT.

Physical Address: 2c Komani Street, Komani 5320

Postal Address: Private Bag X 7111, Komani 5320

PUBLICATION OF THE ENOCH MGIJIMA MUNICIPAL PLANNING TRIBUNAL MEMBERS

Notice is hereby given in terms of Section 37(4) of the Spatial Planning and Land Use Management Act, (Act 16 of 2013) (SPLUMA), that subsequent to the first appointment of members to a Municipal Planning Tribunal and when the Municipal Council is satisfied that the Tribunal is in a position to commence its operations, the Municipal Manager must publish a notice to that effect. The Enoch Mgijima Municipal Planning Tribunal is in a position to commence its operations and members of the Tribunal have been appointed for a five-year term as follows:

Name	Institution
Mr. N Ndzombane	(Chairperson) External
Ms. S. Dube	(Deputy Chairperson) EC-COGTA
Ms. T. Ndlebe	External
Mr. M. Hashe	External
Mr. T. Ben-Mazwi	External
Mr. A. Pantshwa	ESKOM
Ms. B. Mtamo	DEDEAT
Mr. Z. Nkosinkulu	Enoch Mgijima LM

For any inquiries, please contact Ms. A Mayeza on 045 807 6400 or amayeza@enochmgijima.gov.za

DA VAN WYK
ACTING MUNICIPAL MANAGER

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F +27 45 838 2622

E info@enochmgijima.gov.za

Facebook Enoch Mgijima Local Municipality

LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS

LOCAL AUTHORITY NOTICE 640 OF 2023

Enoch Mgijima Municipality (Eastern Cape)

**Removal of Restrictions in terms of Spatial Planning and Land Use
Management Act 16 of 2013
ERF 2505 QUEENSTOWN**

Under Section 47 of the Spatial Planning and Land Management Act 16 of 2013 and upon instructions by Local Authority, a notice is hereby given that condition Paragraph 5. (b) as contained in Deed of Transfer No. T7990/2019 applicable to Erf 2505 Queenstown are hereby removed.

LOCAL AUTHORITY NOTICE 641 OF 2023**MNQUMA LOCAL MUNICIPAL PROPERTY RATES BY-LAW****Notice No. MLM 1/1/1/1****Date: 31/10/2022**

Mnquma Local Municipality, hereby, in terms of section 6 of the Local Government: Municipal Property Rates Act, 2004, has by way of a council resolution, resolution number OCM2/22/007.2.1.2 adopted the Municipality's Property Rates By-law set out hereunder.

PREAMBLE

WHEREAS section 229(1) of the Constitution requires a municipality to impose rates on property and surcharges on fees for services provided by or on behalf of the municipality;

WHEREAS section 13 of the Property Rates Act read with section 162 of the Constitution requires a municipality to promulgate municipal by-laws by publishing them in the relevant province;

AND WHEREAS section 6 of the Local Government: Municipal Property Rates Act, 2004 requires a municipality to adopt by-laws to give effect to the implementation of its property rates policy; the by-laws may differentiate between the different categories of properties and different categories of owners of properties liable for the payment of rates;

NOW THEREFORE IT IS ENACTED by the Council of the Mnquma Local Municipality, as follows:

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1. DEFINITIONS

In this By-Law, any word or expression to which a meaning has been assigned in the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004), shall bear the same meaning unless the context indicates otherwise-

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

"Constitution" means the Constitution of the Republic of South Africa 1996;

"Property Rates Act" means the Local Government: Municipal Property Rates Act, 6 of 2004;

"Rate" or "Rates" means a municipal rate on property as envisaged in section 229 of the Constitution, and

"Municipality's Property Rates policy" means a rates policy adopted by the municipality in terms of section 3(1) of the Local: Municipal Property Rates Act, 2004;

2. OBJECTS

The object of this By-law is to give effect to the implementation of the Municipality's Rates Policy as contemplated in section 6 of the Municipal Property Rates Act.

3. THE RATES POLICY

The municipality prepared and adopted a Rates Policy as contemplated in terms of the provisions of section 3(1) of the Municipal Property Rates Act. The Rates Policy outlines the municipality's rating practices; therefore, it is not necessary for this By-law to restate and repeat same.

The Rates Policy is hereby incorporated by reference in this By-law. All amendments to the Rates Policy as the Council may approve from time to time, shall be deemed to be likewise incorporated. The Municipality does not levy rates other than in terms of its Rates Policy and the annually promulgated resolution levying rates which reflects the cent amount in the Rand rate for each category of rateable property.

The Rates Policy is available on the Mngquma Local Municipality website: <https://mnquma.gov.za>.

The Rates Policy hard copy is available at **Mnquma Local Municipality office building, Cnr King and Mthatha Street, Butterworth, 4960.**

4. CATEGORIES OF RATEABLE PROPERTIES

The Rates Policy provides for categories of rateable properties determined in terms of section 8 of the Act.

5. CATEGORIES OF PROPERTIES AND CATEGORIES OF OWNERS OF PROPERTIES

The Rates Policy provides for categories of properties and categories of owners of properties for the purposes of granting relief measures (exemptions, reductions and rebates) in terms of section 15 of the Act.

6. ENFORCEMENT OF THE RATES POLICY

The Municipality's Rates Policy is enforced through the municipality's Credit Control Policy and any further enforcement mechanisms stipulated in the Act and the Municipality's Rates Policy.

7. TITLE AND COMMENCEMENT

This By-law shall be known as the Mnquma Local Municipality Property Rates By-law and will become effective on the date of publication.

Issued by

S. MAHLASELA
MUNICIPAL MANAGER

T. MANXILA-NKAMISA
EXECUTIVE MAYOR

LOCAL AUTHORITY NOTICE 642 OF 2023**Buffalo City Metropolitan Municipality (EASTERN CAPE)****Removal of Restrictions in terms of the Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013)****ERF 8062, EAST LONDON (19 SURREY ROAD, VINCENT)**

In terms of Section 47(1) of the Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013), read with Section 59 of the Buffalo City Metropolitan Municipal Spatial Planning and Land Use Management By-law of 2016 and upon instructions of by the Local Authority, a notice is hereby given that condition/s B. (a)-(c) on Deed of Transfer T22987/2021, applicable to Erf 8062, East London are hereby removed.

LOCAL AUTHORITY NOTICE 643 OF 2023**REMOVAL OF RESTRICTIONS IN TERMS OF THE SPATIAL PLANNING AND LAND USE
MANAGEMENT ACT, 2013 (ACT 16 OF 2013)**

ERF 590 BUFFALO CITY METROPOLITAN MUNICIPALITY DIVISION OF EAST LONDON PROVINCE OF THE EASTERN CAPE IN EXTENT 1271 m² (One thousand Two Hundred and Seventy One Square Metre) Approval is simultaneously granted in terms of Section 64 of the by Law pertain the Spatial Planning and Land Use Management Act (Act 16 of 2013), for lateral building line departure from 2m to 0.39m and rear building line departure from 2m to 1.5m in order to permit a second dwelling unit, abutting Erven 589 and 592 Beacon Bay respectively In terms of Section 47 (1) Spatial Planning and Land Use Management Act No. 16 of 2013, read with Section 59 of the Buffalo City Metropolitan Spatial Planning and Land Use Management By-law of 2016, approval is hereby granted for the removal of restrictive title conditions C.5 (b and d) found in Deed of Transfer No. T4600/2014 to Erf 590 Beacon Bay East London.

Closing times for **ORDINARY WEEKLY** **2023** EASTERN CAPE PROVINCIAL GAZETTE

The closing time is **15:00 sharp** on the following days:

- **23 December**, Friday for the issue of Monday **02 January 2023**
- **30 December**, Friday for the issue of Monday **09 January 2023**
- **09 January**, Monday for the issue of Monday **16 January 2023**
- **16 January**, Monday for the issue of Monday **23 January 2023**
- **23 January**, Monday for the issue of Monday **30 January 2023**
- **30 January**, Monday for the issue of Monday **06 February 2023**
- **06 February**, Monday for the issue of Monday **13 February 2023**
- **13 February**, Monday for the issue of Monday **20 February 2023**
- **20 February**, Monday for the issue of Monday **27 February 2023**
- **27 February**, Monday for the issue of Monday **06 March 2023**
- **06 March**, Monday for the issue of Monday **13 March 2023**
- **13 March**, Monday for the issue of Monday **20 March 2023**
- **17 March**, Friday for the issue of Monday **27 March 2023**
- **27 March**, Monday for the issue of Monday **03 April 2023**
- **31 March**, Friday for the issue of Monday **10 April 2023**
- **06 April**, Thursday for the issue of Monday **17 April 2023**
- **17 April**, Monday for the issue of Monday **24 April 2023**
- **21 April**, Friday for the issue of Monday **01 May 2023**
- **28 April**, Friday for the issue of Monday **08 May 2023**
- **08 May**, Monday for the issue of Monday **15 May 2023**
- **15 May**, Monday for the issue of Monday **22 May 2023**
- **22 May**, Monday for the issue of Monday **29 May 2023**
- **29 May**, Monday for the issue of Monday **05 June 2023**
- **05 June**, Monday for the issue of Monday **12 June 2023**
- **09 June**, Friday for the issue of Monday **19 June 2023**
- **19 June**, Monday for the issue of Monday **26 June 2023**
- **26 June**, Monday for the issue of Monday **03 July 2023**
- **03 July**, Monday for the issue of Monday **10 July 2023**
- **10 July**, Monday for the issue of Monday **17 July 2023**
- **17 July**, Monday, for the issue of Monday **24 July 2023**
- **24 July**, Monday for the issue of Monday **31 July 2023**
- **31 July**, Monday for the issue of Monday **07 August 2023**
- **04 August**, Friday for the issue of Monday **14 August 2023**
- **14 August**, Monday for the issue of Monday **21 August 2023**
- **21 August**, Monday for the issue of Monday **28 August 2023**
- **28 August**, Monday for the issue of Monday **04 September 2023**
- **04 September**, Monday for the issue of Monday **11 September 2023**
- **11 September**, Monday for the issue of Monday **18 September 2023**
- **18 September**, Monday for the issue of Monday **25 September 2023**
- **22 September**, Friday for the issue of Monday **02 October 2023**
- **02 October**, Monday for the issue of Monday **09 October 2023**
- **09 October**, Monday for the issue of Monday **16 October 2023**
- **16 October**, Monday for the issue of Monday **23 October 2023**
- **23 October**, Monday for the issue of Monday **30 October 2023**
- **30 October**, Monday for the issue of Monday **06 November 2023**
- **06 November**, Monday for the issue of Monday **13 November 2023**
- **13 November**, Monday for the issue of Monday **20 November 2023**
- **20 November**, Monday for the issue of Monday **27 November 2023**
- **27 November**, Monday for the issue of Monday **04 December 2022**
- **04 December**, Monday for the issue of Monday **11 December 2023**
- **11 December**, Monday for the issue of Monday **18 December 2023**
- **18 December**, Monday for the issue of Monday **25 December 2023**

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