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PROKLAMASIES

[NO. 56 VAN 2001]

WYSIGING VAN DIE DORPSAANLEGSKEMA VAN BLOEMFONTEIN

Kragtens artikel 29(3), saamgelees met artikel 30 van die Ordonnansie op Dorpe, 1969 (Ordonnansie No. 9 van 1969), gee ek hiermee kennis dat ek die Dorpsaanlegskema van Bloemfontein gewysig het soos in die Bylae aangedui, en dat 'n afskrif van gemelde wysiging gedurende kantoorure by die kantore van die Dorperaad en die Plaaslike Munisipaliteit van Mangaung ter insae beskikbaar is.

Gegee onder my hand te Bloemfontein op hede die 1ste dag van September 2001.

SL TSENOLI
LID VAN DIE UITVOERENDE RAAD:
PLAASLIKE REGERING EN BEHUISING

BYLAE

Wysig die Dorpsaanlegskema van Bloemfontein deur die insluiting van hoewe 21, Hillside Kleinhoewes, Bloemspruit tot die skemagebied van Bloemfontein met die sonering van "Spesiale Gebruik XL".

[NO. 57 VAN 2001]

WYSIGING VAN DIE DORPSAANLEGSKEMA VAN BLOEMSPRUIT

Kragtens artikel 29(3), saamgelees met artikel 30 van die Ordonnansie op Dorpe, 1969 (Ordonnansie No. 9 van 1969), gee ek hiermee kennis dat ek die Dorpsaanlegskema van Bloemfontein gewysig het soos in die Bylae aangedui, en dat 'n afskrif van gemelde wysiging gedurende kantoorure by die kantore van die Dorperaad en die Plaaslike Munisipaliteit van Mangaung ter insae beskikbaar is.

Gegee onder my hand te Bloemfontein op hede die 1ste dag van September 2001.

SL TSENOLI
LID VAN DIE UITVOERENDE RAAD:
PLAASLIKE REGERING EN BEHUISING

BYLAE

Wysig die Dorpsaanlegskema van Bloemspruit deur die uitsluiting van hoewe 21, Hillside Kleinhoewes, Bloemspruit uit die skemagrense van die Dorpsaanlegskema van Bloemspruit.

PROCLAMATIONS

[NO. 56 OF 2001]

AMENDMENT OF THE TOWN-PLANNING SCHEME OF BLOEMFONTEIN

By virtue of section 29(3), read with section 30 of the Townships Ordinance, 1969 (Ordinance No. 9 of 1969), I hereby give notice that I have amended the Town-Planning Scheme of Bloemfontein as set out in the Schedule, and that a copy of such amendment will be open for inspection during office hours at the offices of the Townships Board and the Mangaung Local Municipality.

Given under my hand at Bloemfontein this 1st day of September 2001.

SL TSENOLI
MEMBER OF THE EXECUTIVE COUNCIL:
LOCAL GOVERNMENT AND HOUSING

SCHEDULE

Amend the Town-Planning Scheme of Bloemfontein by the inclusion of Plot 21, Hillside Small Holdings, Bloemspruit, into the scheme area of Bloemfontein with the zoning "Special Use XL".

[NO. 57 OF 2001]

AMENDMENT OF THE TOWN-PLANNING SCHEME OF BLOEMSPRUIT

By virtue of section 29(3), read with section 30 of the Townships Ordinance, 1969 (Ordinance No. 9 of 1969), I hereby give notice that I have amended the Town-Planning Scheme of Bloemfontein as set out in the Schedule, and that a copy of such amendment will be open for inspection during office hours at the offices of the Townships Board and the Mangaung Local Municipality.

Given under my hand at Bloemfontein this 1st day of September 2001.

SL TSENOLI
MEMBER OF THE EXECUTIVE COUNCIL:
LOCAL GOVERNMENT AND HOUSING

SCHEDULE

Amend the Town-Planning Scheme of Bloemspruit by the exclusion of Plot 21, Hillside Small Holdings, Bloemspruit, from the scheme boundaries of the Town-Planning Scheme of Bloemspruit.

PROVINSIALE KENNISGEWINGS

[NO. 169 VAN 2001]

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET NO. 84 VAN 1967): BLOEMSPRUIT: OPHEFFING VAN BEPERKINGS VAN HOEWE 21, HILLSIDE KLEINHOEWES

Kragtens die bevoegdheid my verleen by artikel 2 van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967), wysig ek, SL Tsenoli, Lid van die Uitvoerende Raad van die Provinsie verantwoordelik vir Plaaslike Regering en Behuising, hierby die beperkende voorwaardes in Transportakte T27197/1988, Hoewe 21, Hillside Klein-hoewes, Bloemspuit, deur die opheffing van voorwaardes A(a) tot (d) op bladsy 2 van genoemde Transportakte.

[NO. 170 VAN 2001]

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET NO. 84 VAN 1967): BLOEMFONTEIN: OPHEFFING VAN BEPERKINGS ASOOK HERSONERING TEN OPSIGTE VAN ERF 2393

Kragtens die bevoegdheid my verleen by artikel 2 van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967), wysig ek, SL Tsenoli, Lid van die Uitvoerende Raad van die Provinsie verantwoordelik vir Plaaslike Regering en Behuising, hierby:

- a) die titelvoorwaardes in Transportakte T24503/1999, ten opsigte van erf 2393, (Parkwes) Bloemfontein deur die opheffing van voorwaardes 1., 2. en 3. op bladsy 2 van genoemde Transportakte; en dat die volgende voorwaarde in die Titellakte geregistreer moet word naamlik:

"The buildings on this erf may be used only in accordance with the zoning restricted business 2 as defined in the town-planning scheme of Bloemfontein: Provided that the main residence be used in the defined manner and the cottage may also be used as a residence: Provided further that the extent of the buildings may not be increased by more than 10 per cent calculated from the existing building plans".

- b) en die wysiging van die Dorpsaanlegskema van Bloemfontein deur die hersonering van erf 2393, (Parkwes), Bloemfontein vanaf "Spesiale Woon 1" na "Beperkte Besigheid 2".

[NO. 171 OF 2001]

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET NO. 84 VAN 1967): BOTHAVILLE: HERSONERING TEN OPSIGTE VAN DIE VOORGESTELDE ONDERVERDELING VAN DIE RESTANT VAN ERF 372

PROVINCIAL NOTICES

[NO. 169 OF 2001]

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT NO. 84 OF 1967): BLOEMSPRUIT: REMOVAL OF RESTRICTIONS: PLOT 21, HILLSIDE SMALL HOLDINGS

Under the powers vested in me by section 2 of the Removal of Restrictions Act, 1967 (Act No. 84 of 1967), I, SL Tsenoli, Member of the Executive Council of the Province responsible for Local Government and Housing, hereby amend the restrictive conditions of title in Deed of Transfer T27197/1998, Plot 21, Hillside Small Holdings, Bloemspuit, by the removal of conditions A(a) to (d) on page 2 in the said Deed of Transfer.

[NO. 170 OF 2001]

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT NO. 84 OF 1967): BLOEMFONTEIN: REMOVAL OF RESTRICTIONS AND REZONING PERTAINING TO ERF 2393

Under the powers vested in me by section 2 of the Removal of Restrictions Act, 1967 (Act No. 84 of 1967), I, SL Tsenoli, Member of the Executive Council of the Province responsible for Local Government and Housing hereby alter:

- a) the conditions of title in Deed of Transfer T24503/1999 pertaining to erf 2393, (Park West) Bloemfontein by the removal of restrictive conditions 1., 2. and 3. on page 2 of the said Deed of Transfer; and that the following condition be registered in the Deed of Transfer.

"The buildings on this erf may be used only in accordance with the zoning restricted business 2 as defined in the town-planning scheme of Bloemfontein: Provided that the main residence be used in the defined manner and the cottage may also be used as a residence: Provided further that the extent of the buildings may not be increased by more than 10 per cent calculated from the existing building plans".

- b) and the amendment of the Town-Planning Scheme of Bloemfontein by the rezoning of erf 2393, (Park West), Bloemfontein from "Special Residential 1" to "Restricted Business 2".

[NO. 171 OF 2001]

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT NO. 84 OF 1967) BOTHAVILLE: REZONING OF THE PROPOSED SUBDIVISION OF THE REMAINDER OF ERF 372

Kragtens die bevoegdheid my verleen by artikel 2 van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967), wysig ek, SL Tsenoli, Lid van die Uitvoerende Raad van die Provinsie verantwoordelik vir Plaaslike Regering en Behuising, hierby die Dorpsaanlegskema van Bothaville deur die hersonering van die voorgestelde onderverdeling van die Restant van erf 372, Bothaville vanaf "Munisipaal" na "Algemene Besigheid"

[NO. 172 VAN 2001]

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET NO. 84 VAN 1967): BLOEMFONTEIN: HERSONERING: ERF NO. 13217 (BRANDWAG)

Kragtens die bevoegdheid my verleen by artikel 2 van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967), wysig ek, SL Tsenoli, Lid van die Uitvoerende Raad van die Provinsie verantwoordelik vir Plaaslike Regering en Behuising, hierby die Dorpsaanlegskema van Bloemfontein deur die hersonering van Erf No. 13217, Bloemfontein (Brandwag) vanaf "Enkelwoon 2" na "Openbare Geboue", onderworpe aan die registrasie van die volgende voorwaarde teen die titelakte van genoemde erf:

- * "Not more than 15 children may be enrolled at this pre-primary school/crèche."

[NO. 173 VAN 2001]

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET NO. 84 VAN 1967): HEILBRON: WYSIGING VAN BEPERKENDE VOORWAARDES: ONDERVERDELING 1 VAN ERF NO. 910 EN DIE RESTANT VAN ERF NO. 1257

Kragtens die bevoegdheid my verleen by artikel 2 van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967), wysig ek, SL Tsenoli, Lid van die Uitvoerende Raad van die Provinsie verantwoordelik vir Plaaslike Regering en Behuising, hierby die titelvoorwaardes in Transportaktes T10678/1995 en T10680/1995 ten opsigte van Onderverdeling 1 van Erf No. 910 en die Restant van Erf No. 1257, Heilbron deur die registrasie van die volgende twee adisionele voorwaardes teen die genoemde Transportaktes.

"No agricultural products may be housed on the property".

"No industrial uses may be permitted on the property which uses acid processes and which could increase the zinc content of the soil of the property".

[NO. 174 VAN 2001]

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET NO. 84 VAN 1967): BLOEMFONTEIN: OPHEFFING VAN BEPERKINGS: ERF NO. 6138

Under the powers vested in me by section 2 of the Removal of Restrictions Act, 1967 (Act No. 84 of 1967), I, SL Tsenoli, Member of the Executive Council of the Province responsible for Local Government and Housing hereby alter the Town-Planning Scheme of Bothaville by the rezoning of the proposed subdivision of the Remainder of erf 372, Bothaville from "Municipal" to "General Business".

[NO. 172 OF 2001]

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT NO. 84 OF 1967): BLOEMFONTEIN: REZONING: ERF NO. 13217 (BRANDWAG)

Under the powers vested in me by section 2 of the Removal of Restrictions Act, 1967 (Act No. 84 of 1967), I, SL Tsenoli, Member of the Executive Council of the Province responsible for Local Government and Housing, hereby amend the Town-Planning Scheme of Bloemfontein by the rezoning of Erf No. 13217, Bloemfontein (Brandwag) from "Single Residential 2" to "Public Buildings", subject to the registration of the following condition against the title deed of the said erf:

- "Not more than 15 children may be enrolled at this pre-primary school/crèche".
-

[NO. 173 OF 2001]

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT NO. 84 OF 1967): HEILBRON: AMENDMENT OF RESTRICTIVE CONDITIONS: SUBDIVISION 1 OF ERF NO. 910 AND THE REMAINDER OF ERF NO. 1257

Under the powers vested in me by section 2 of the Removal of Restrictions Act, (Act No. 84 of 1967), I, SL Tsenoli, Member of the Executive Council of the Province responsible for Local Government and Housing, hereby alter the condition of title in Deeds of Transfer T10678/1995 and T10680/1995 pertaining to Subdivision 1 of Erf No. 910 and the Remainder of Erf No. 1257, Heilbron by the registration of the following two additional conditions against the said Deeds of Transfer:

"No agricultural products may be housed on the property",

"No industrial uses may be permitted on the property which uses acid processes and which could increase the zinc content of the soil of the property".

[NO. 174 OF 2001]

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT NO. 84 OF 1967): BLOEMFONTEIN: REMOVAL OF RESTRICTIONS: ERF NO. 6138 (DAN PIENAAR)

Kragtens die bevoegdheid my verleen by artikel 2 van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967), wysig ek, SL Tsenoli, Lid van die Uitvoerende Raad van die Provinsie verantwoordelik vir Plaaslike Regering en Behuising, hierby die titelvoorwaardes in Transportakte T3280/1996 ten opsigte van Erf No. 6138, Bloemfontein (Dan Pienaar) deur die opheffing van voorwaarde 1(b) op bladsy 3 van genoemde Transportakte.

[NO. 175 VAN 2001]

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET NO. 84 VAN 1967): BAINSVLEI: OPHEFFING VAN BEPERKINGS TEN OPSIGTE VAN DIE ONDERVERDELING 1 VAN 3, BAINSVLEI KLEINPLASE

Kragtens die bevoegdheid my verleen by artikel 2 van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967), wysig ek, SL Tsenoli, Lid van die Uitvoerende Raad van die Provinsie verantwoordelik vir Plaaslike Regering en Behuising, hierby die titelvoorwaardes in Transportakte T038349/2000, ten opsigte van die Onderverdeling 1 van 3, Bainsvlei Kleinplase, Bainsvlei, deur die opheffing van voorwaardes 1.(b), (c) en (d) op bladsy 3 van genoemde Transportakte.

DORPERAADSKENNISGEWING

Ingevolge artikel 30 saamgelees met artikel 27 van die Ordonnansie op Dorpe, 1969 (Ordonnansie No. 9 van 1969), word hiermee vir algemene inligting bekend gemaak dat die volgende aansoek deur die Vrystaatse Dorperaad ontvang is en die betrokke planne, dokumente en inligting ter insae lê in die Lebohang Gebou, Kamer 1023, St Andrewstraat 84, Bloemfontein, en by die kantore van die betrokke Plaaslike Owerhede.

Persone wat beswaar wil maak teen die voorgestelde wysigings of wat verlang om in verband daarmee gehoor te word of vertoë in verband daarmee wil indien, word uitgenooi om met die Sekretaris van die Vrystaatse Dorperaad, Posbus 211, Bloemfontein, 9300, skriftelik in verbinding te tree, (vergesel met adres en telefoonnommers) sodat besware/vertoë met volledige redes, bogenoemde kantoor bereik nie later nie as 16:00 op Vrydag 19 Oktober 2001.

a) BLOEMFONTEIN: VOORGESTELDE WYSIGING 22 VAN 2001 VAN DIE DORPS-AANLEGSKEMA

Die wysiging behels die invoeging van voorgestelde onderverdeling 1 van Onderverdeling 4 van erf 26408 en voorgestelde onderverdelings 1 en 2 van Onderverdeling 19 van erf 26408, Bloemfontein (voorgestelde 8 meter repe) soos aangedui op die diagram wat die aansoek vergesel en wat beskikbaar is by bogemelde adresse,

Under the powers vested in me by section 2 of the Removal of Restrictions Act, 1967 (Act No. 84 of 1967), I, SL Tsenoli, Member of the Executive Council of the Province responsible for Local Government and Housing, hereby alter the conditions of title in Deed of Transfer T3280/1996 pertaining to Erf No. 6138, Bloemfontein (Dan Pienaar) by the removal of condition 1(b) on page 3 in the said Deed of Transfer.

[NO. 175 OF 2001]

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT NO. 84 OF 1967): BAINSVLEI: REMOVAL OF RESTRICTIONS PERTAINING TO SUBDIVISION 1 OF 3, BAINSVLEI ORANJE SMALL HOLDINGS

Under the powers vested in me by section 2 of the Removal of Restrictions Act, 1967 (Act No. 84 of 1967), I, SL Tsenoli, Member of the Executive Council of the Province responsible for Local Government and Housing hereby alter the conditions of title in Deed of Transfer T038349/2000 pertaining to Subdivision 1 of 3, Bainsvlei Small Holdings, Bainsvlei by the removal of conditions 1.(b), (c) and (d) on page 3 of the said Deed of Transfer.

TOWNSHIPS BOARD NOTICE

It is hereby notified for general information in terms of section 30 read with section 27 of the Townships Ordinance, 1969 (Ordinance No. 9 of 1969) that the following application has been received by the Free State Townships Board and the relevant plans, documents and information are available for inspections in the Lebohang Building, Room 1023, 84 St Andrew's Street, Bloemfontein and the offices of the relevant Local Authority.

Persons who wish to object to the proposed amendments or who wish to be heard or make representations in this regard, are invited to communicate in writing (accompanied by address and telephone numbers) with the Secretary of the Free State Townships Board, P.O. Box 211, Bloemfontein, 9300 so that objections/representations with comprehensive reasons do not reach the above-mentioned offices later than 16:00 on Friday, 19 October 2001.

a) BLOEMFONTEIN: PROPOSED AMENDMENT 22 OF 2001 OF THE TOWN-PLANNING SCHEME

The amendment comprises the insertion of proposed subdivision 1 of Subdivision 4 of erf 26408 and proposed subdivisions 1 and 2 of Subdivision 19 of erf 26408, Bloemfontein (proposed 8 metres strips) as indicated on the diagram which accompanied the application and which is available at the above-mentioned addresses, to Table 1 of the scheme as well as

tot Tabel 1 van die skema, asook die wysiging van artikel 23 Tabel IV en artikel 29.10 deur die bestaande sonering "Spesiale Gebruik Lii" te wysig om soos volg te lees:

Artikel 23, Tabel IV

GEBRUIK STREEK	DOELEINDES WAAVOOR GROND GE- BRUIK MAG WORD	DOELEINDES WAARVOOR GROND GE- BRUIK MAG WORD MET DIE TOESTEMMING VAN DIE RAAD	DOELEINDES WAARVOOR GROND NIE GEBRUIK MAG WORD NIE
Spesiale Gebruik Lii	Hotel, gimnasium, restaurante, kroeg, winkels, jazz klub, vlooi-mark, opelug teater, miniatuur gholfbaan, rolprentteaters, kegelbaan, konferensiefasiliteite en ontspannings areas	Geen	Alle doeleindeg nie toegelaat in kolom 2

Artikel 29.10:

SPESIALE GEBRUIK Lii:

TOELAATBARE GEBRUIK: Sien kolom 2, Tabel IV
MAKSIMUM TOELAATBARE DEKKING: 50%
MAKSIMUM TOELAATBARE VLOEROPPERVLAKTEFAKTOR: Soos bepaal deur 'n volledige verkeersimpakstudie, en of daaropvolgende verkeersimpakstudie, waarvan elke impakstudie, ingesluit die dienspeil daarin bepaal, tot bevrediging van die Direkteur Stedelike Beplanning van Behuising moet wees, maar met 'n maksimum van 1.

MAKSIMUM TOELAATBARE HOOGTE: Beperk tot twee verdiepings, uitgesluit die gimnasium en hotel wat 'n grondvloer, eerste en tweede verdieping mag beslaan, met dien verstande dat vir 'n afstand van 85m vanaf die oostelike grens van die perseel mag gebou met 'n maksimum van 20 (twintig) meter hoog wees gemeet vanaf die laagste grondvlak tot die hoogste nok hoogte van die beoogde gebou.

PARKERING VEREISTE: Soos bepaal in artikel 23.9 soos vir die onderskeie grondgebruik.

VOERTUIG IN- EN UITGANGE: Tot die tevredenheid van die Direkteur Stedelike Beplanning van Behuising.

SIGLYNE: Visuele kontak vanaf Henrysstraat met die watervlak van Loch Logan moet behou word deur 'n gebroke lyn van minstens 6.0 meter in die gebou se struktuur.

INFRASTRUKTUURVERBETERINGS: Enige infrastruktuurverbeterings, omliggende pad en verkeerstelsel ingesluit, wat nodige mag blyk uit die verkeersimpakstudie en/of daaropvolgende verkeersimpakstudie sal die uitsluitlike verantwoordelikheid wees

The amendment of section 23, Table IV and section 29.10 by the amendment of the existing zoning "Special Use Lii", to read as follows:

Section 23, Table IV:

USE ZONE	PURPOSES FOR WHICH LAND MAY BE USED	PURPOSES FOR WHICH LAND MAY BE USED WITH THE CONSENT OF THE LOCAL AUTHORITY	PURPOSES FOR WHICH LAND MAY NOT BE USED
Special Use Lii	Hotel, gymnasium, restaurants, pubs, shops, jazz club, informal market, open air theatre, miniature golf course, cinemas, ten pin bowling, conference facilities and recreational areas	None	All purposes not permitted in column 2

Section 29.10:

SPECIAL USE Lii

PERMITTED USE: See column 2 Table IV

MAXIMUM PERMISSIBLE COVERAGE: 50%

MAXIMUM PERMISSIBLE BULK: As determined by a comprehensive traffic impact study, and or following impact studies, whereof each impact study, including the service level determined therein, must be to the satisfaction of the Director Urban Planning and Housing, but with a maximum of 1.

MAXIMUM PERMISSIBLE HEIGHT: Restricted to two storeys, excluding the gymnasium and hotel which will be permitted to a ground, first and second floor, provided that for a distance of 85m from the eastern boundary of the premises buildings may extend to a maximum height of 20 (twenty) metres, measured from the lowest ground level to the highest ridge height of the proposed building.

PARKING REQUIRED: As determined in clause 23.9 for the respective land uses.

VEHICLE ENTRANCES AND EXITS: To the satisfaction of the Director Urban Planning and Housing.

SIGHT LINES: Visual Contact from Henry Street with the water surface of Loch Logan has to be maintained by a broken line of at least 6.0 metres in the building structures.

IMPROVEMENTS OF INFRASTRUCTURE: Any improvements of infrastructure, including the surrounding road and traffic system, which may be deemed necessary from the traffic impact study and/or following traffic impact studies, shall be the exclusive responsibility of the developer and must therefore be implemented by the developer before occupation of the new buildings(s)

van die ontwikkelaar en moet gevolglik aangebring word voor okkupasie van die nuwe gebou(e)

MAKSIMUM VLOEROPPERVLAKTE: Die totale vloeroppervlakte van die twee grootse huurders of entiteite op enige stadium van die ontwikkeling mag nie 16 000m² oorskrei nie. Met dien verstande dat in die voorsiening van besighede sal die ontspanningsgebiede en besighede wat ontspannings gerig is bv. Restourante 'n groter vloeroppervlakte as kleinhandel beslaan.

MAKSIMUM AANTAL KAMERS TOELAATBAAR BY HOTEL: 100

Bogemelde wysigings is nodig ten einde die applikant in staat te stel om die Loch Logan Waterfront te herontwikkel wat Onderverdeling 4 van erf 26408 (rolbalkklub) sal insluit.

WET OP OPHEFFING VAN BEPERKINGS, 1967 (WET NO. 84 VAN 1967)

Hierby word ingevolge artikel 3(6) van die bogenoemde Wet bekend gemaak dat die volgende aansoek deur die Departementshoof: Plaaslike Regering en Behuising ontvang is en ter insae lê in kamer 1023, tiende vloer, Lebohang Gebou, St Andrewstraat 84, Bloemfontein en by die kantore van die betrokke Plaaslike Besture.

Enige persoon wat teen die toestaan van die aansoek beswaar wil maak, kan met die Departementshoof: Plaaslike Regering en Behuising, Direktoraat Grondgebruikadministrasie, Posbus 211, Bloemfontein, 9300 skriftelik in verbinding tree. Besware met volledige redes in tweevoud, moet hierdie kantoor nie later nie as 16:00 op Vrydag, 2 November 2001 bereik. Beswaarmakers se pos- en straatadres en telefoonnommer(s) moet skriftelike beware gesel.

a) BLOEMFONTEIN: (VERWYSING A12/1/9/1/2/13/(22/01))

Voorgestelde restant en onderverdeling 1 van Onderverdeling 4 van erf 26408 en die voorgestelde onderverdelings 1 en 2 van Onderverdeling 19 van erf 26408, Bloemfontein (beter bekend as die Orangia Rolbalkklub en die Loch Logan Waterfront), soos aangedui op die diagram wat die aansoek vergesel het en wat by bogemelde adresse beskikbaar is, vir die wysiging van die Dorpsaanlegskema van Bloemfontein deur die hersonering van die voorgestelde restant van Onderverdeling 4 van erf 26408 vanaf "Bestaande Privaat Oopruimte" na "Spesiale Gebruik Lii", asook die hersonering van die voorgestelde onderverdeling 1 van Onderverdeling 4 van erf 26408 en die voorgestelde onderverdelings 1 en 2 van Onderverdeling 19 van erf 26408 (die drie agt meter reepe) vanaf "Bestaande Privaat Oopruimte" en "Spesiale Gebruik Lii" onderskeidelik, na die reservering "Straat", ten einde die applikant in staat te stel om die Loch Logan Waterfront te herontwikkel wat Onderverdeling 4 van erf 26408 (rolbalkklub) sal insluit.

MAXIMUM PERMISSIBLE FLOOR AREA: The total floor area of the two largest tenants or entities at any moment may not exceed 16 000m². Provided that in the provision of businesses the floor area taken up by recreation uses and businesses that are recreational inclined, such as restaurants, shall not be larger than the floor area used for retail purposes.

MAXIMUM NUMBER OF ROOMS PERMISSIBLE FOR THE HOTEL: 100

The above-mentioned amendments are necessary in order to enable the applicant to redevelopment the Loch Logan Waterfront which will include Subdivision 4 of erf 26408 (bowling club).

REMOVAL OF RESTRICTIONS ACT, 1967 (ACT NO. 84 OF 1967)

It is hereby notified in terms of section 3(6) of the above-mentioned Act that the following applications have been received by the Head of the Department: Local Government and Housing and will lie for inspection at Office 1023, tenth floor, Lebohang Building, 84 St Andrew's Street, Bloemfontein and the offices of the relevant Local Authorities.

Any person who wishes to object to the granting of an application, may communicate in writing with the Head of the Department: Local Government and Housing, Land Use Administration Directorate, at the above address or P.O. Box 211, Bloemfontein, 9300. Objection(s) stating comprehensive reasons, in duplicate, must reach this office not later than 16:00 on Friday, 2 November 2001 of objectors must accompany written objections.

a) BLOEMFONTEIN: (REFERENCE A12/1/9/1/2/13 (22/01))

Proposed remainder and subdivision 1 of Subdivision 4 of erf 26408 and the proposed subdivisions 1 and 2 of Subdivision 19 of erf 26408, Bloemfontein (better known as the Orangia Bowling Club and the Loch Logan Waterfront), as indicated on the diagram which accompanied the application and which is available at the above-mentioned addresses, for the amendment of the Town-Planning Scheme of Bloemfontein by the rezoning of the proposed remainder of Subdivision 4 of erf 26408 from "Existing Private Open Space" to "Special Use Lii", as well as the rezoning of the proposed subdivision 1 of Subdivision 4 of erf 26408 and the proposed subdivisions 1 and 2 of Subdivision 19 of erf 26408 (the three eight metre strips) from "Existing Private Open Space" and "Special Use Lii", respectively, to the reservation "Street", in order to enable the applicant to redevelop the Loch Logan Waterfront which will include Subdivision 4 of erf 26408 (bowling club).

b) BLOEMFONTEIN: (VERWYSING A12/1/9/1/2/13 (25/01))

Erf 185, Pres. Reitzstraat 67, Westdene, Bloemfontein vir die wysiging van die Dorpsaanlegskema van Bloemfontein deur die hersonering van die genoemde eiendom vanaf "Algemene Woon 2" na "Beperkte Besigheid 1", ten einde die applikant in staat te stel om kantore op die gemelde erf te vestig.

c) BLOEMFONTEIN: (VERWYSING A12/1/9/1/2/13 (26/01))

Erf 7907, Normandielaan 100, Bloemfontein (Bayswater) vir die opheffing van perkende voorwaarde (b) op bladsy 3 in Transportakte T5915/1995 asook vir die wysiging van die Dorpsaanlegskema van Bloemfontein deur die hersonering van gemelde erf vanaf "Enkelwoon 2" na "Enkelwoon 3", ten einde die applikant in staat te stel om die bestaande woning in 'n gastehuis te omskep.

PLAASLIKE REGERINGSKENNISGEWINGS

MUNISIPALITEIT TSWELOPELE

Aanname van Regulasies: Kennis geskied hiermee ingevolge die bepalings van artikel 13 van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet Nr 32 van 2000) dat die Munisipale Raad van Tswelopele die Standard Rules and Orders, soos afgekondig deur die LUR vir Plaaslike Regering en Behuising in Provinsiale Koerant No. 14OA van 1 Desember 2000 aangeneem het, onderhewig aan die volgende wysigings:

1. Die vervanging van die woorde "of publication of the notice" waar dit voorkom in reël 7(2) na die woorde "on which the notice of the meeting was made public".
2. Die vervanging van reël 9 met die volgende:

"Public Hearing and Meetings with Public/Stakeholders"

9(1) The municipality must, before it adopts a resolution -

- (a) for the adoption or amendment of the annual budget ; and
- (b) for the adoption or amendment of its Integrated Development Plan convene a public hearing or a meeting with the public/Stakeholders.

9(2) Notwithstanding the provisions of sub-rule (1), the municipality may convene a hearing or meeting/s with the public before it adopts a resolution.

b) BLOEMFONTEIN: (REFERENCE A12/1/9/1/2/13 (25/01))

Erf 185, 67 Pres. Reitz Street, Westdene, Bloemfontein for the amendment of the Town-Planning Scheme of Bloemfontein by the rezoning of the said property from "General Residential 2" to "Restricted Business 1", in order to enable the applicant to establish offices on the said erf.

c) BLOEMFONTEIN: (REFERENCE A12/1/9/1/2/13 (26/01))

Erf 7907, 100 Normandie Avenue, Bloemfontein (Bayswater) for the removal of a restrictive condition (b) on page 3 in Deed of Transfer T5915/1995 as well as the amendment of the Town-Planning Scheme of Bloemfontein by the rezoning of the said erf from "Single Residential 2" to "Single Residential 3", in order to enable the applicant to use the existing building as a guesthouse.

LOCAL GOVERNMENT NOTICES

TSWELOPELE MUNICIPALITY

Adoption of Regulations: Notices is hereby given in terms of section 13 of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000) that the Municipal Council of Tswelopele adopted the Standard Rules and Orders as promulgated by the MEC for Local Government and Housing in Provincial Gazette No. 14OA of 1 December 2000, subject to the following amendment.

1. The substitution of the words "of publication of the notice" where it appears in rule 7(2) with the words "on which the notice of the meeting was made public".
2. The substitution of rule 9 with the following:

"Public Hearing and Meetings with Public/Stakeholders"

9(1) The municipality must, before it adopts a resolution -

- (a) for the adoption or amendment of the annual budget ; and
- (b) for the adoption or amendment of its Integrated Development Plan convene a public hearing or a meeting with the public/Stakeholders.

9(2) Notwithstanding the provisions of sub-rule (1), the municipality may convene a hearing or meeting/s with the public before it adopts a resolution

- (a) for the adoption or amendment of its performance management system;
- (b) relating to the quality, level and range of services provided;
- (c) regarding an appropriate mechanism for providing municipal services;
- (d) determining a tariff, debt collection, indigent support or credit control policy, and
- (e) confirming a language policy in terms of rule 74

9.(3) Despite the provisions of sub-rules (1) and (2) the council or the speaker or the executive committee or the executive Major, as the case may be, may at any time convene a meeting with the public/Stakeholders or a public hearing on any matter affecting the interest of the residents within the municipal area.

9.(4) Whenever such a meeting is to be convened, the councillor or body convening the meeting must determine the date, time and venue of such meeting or hearing. If more than one such meeting or hearing is to be held at different venues in the municipal area or with different constituencies or with different constituencies at different venues, the councillor or body convening the meeting or hearing must determine a schedule of meetings setting out the different venues and dates for those meetings or hearings.

9.(5) No such meeting or hearing may be convened on the same day as a council meeting.

9.(6) As soon as the date, time and venue of such a meeting or hearing or a schedule of dates, times and venues for such meeting or hearings had been determined, the councillor or body convening the meeting or hearing must inform the municipal manager.

9.(7) The councillor or body convening a public hearing must determine the subject matter of that meeting or hearing and may identify the constituencies, stakeholders, etc that must be specifically invited to attend or to make representations at the meeting or hearing and supply their particulars to the municipal manager. Invitations can be made by way of public announcements notices on notice boards, written invitations (taking costs into account), etc. Anybody thus invited attends and participates in the meeting or hearing at his or her own cost".

3. Die vervanging van die woorde "and departmental head" waar dit voorkom in reëls 10, 11 en 16 met die woorde "departmental head and any other employee as may be designated by Council from time to time to attend meetings".

4. Die vervanging van reël 10(1)(c) met die volgende: "(c) must advertise particulars thereof on municipal notice boards, etc in the manner determined by the Council; and;"

- (a) for the adoption or amendment of its performance management system;
- (b) relating to the quality, level and range of services provided;
- (c) regarding an appropriate mechanism for providing municipal services;
- (d) determining a tariff, debt collection, indigent support or credit control policy, and
- (e) confirming a language policy in terms of rule 74

9.(3) Despite the provisions of sub-rules (1) and (2) the council or the speaker or the executive committee or the executive Major, as the case may be, may at any time convene a meeting with the public/Stakeholders or a public hearing on any matter affecting the interest of the residents within the municipal area.

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9.(7) The councillor or body convening a public hearing must determine the subject matter of that meeting or hearing and may identify the constituencies, stakeholders, etc that must be specifically invited to attend or to make representations at the meeting or hearing and supply their particulars to the municipal manager. Invitations can be made by way of public announcements notices on notice boards, written invitations (taking costs into account), etc. Anybody thus invited attends and participates in the meeting or hearing at his or her own cost".

3. The substitution of the words "and departmental head" where it appears in rules 10, 11 and 16 with the words "departmental head and any other employee as may be designated by Council from time to time to attend meeting".

4. The substitution of rule 10(1)(c) with the following: "(c) must advertise particulars thereof on municipal notice boards, etc in the manner determined by the Council; and;"

5. Die skapping van reël 10(1)(d):
6. Die skapping van die woorde "in the press and" waar dit voorkom in reël 11(1):
7. Die vervanging van die woorde "in a newspaper" waar dit voorkom in reëls 11(3) en 11(4) met die woorde "by way of notices placed on the municipal notice boards":
8. Die invoeging van die woorde "other than an employee contemplated in rule 10" na die woorde "An employee" waar dit in reël 16(1) voorkom:
9. Die vervanging van reël 19(1)(h) met die volgende:
"(h) in cases where more than one seconded motion and/or proposal are made, submit every motion and/or proposal made and seconded to the vote":
10. Die invoeging van die woorde "or any other employee contemplated in rule 10" na die woorde "departmental head" waar dit in reël 29(1) voorkom:
11. Die vervanging van die woorde "and employee" waar dit voorkom in reël 29(2) met die woorde "any employee not otherwise requested by the Council": en
12. Die vervanging van reël 46(9) met die volgende:
"(9) The minutes relating to any matter must clearly indicate which matters had been discussed and resolved in closed session".

Kennis geskied verder ook dat die volgende regulasies hiermee herroep word:

- Die Standaard Reglement van Orde soos afgekondig in die Provinsiale Koerant van 24 November 1995 in soverre dit van toepassing is op die voormalige oorgangsrade van Bultfontein en Hoopstad.

PW DE BRUIN
WNDE MUNISIPALE
BESTUURDER

5 OKTOBER 2001

5. The deletion of rule 10(1)(d);
6. The deletion of the words "in the press and" where it appears in rule 11(1);
7. The substitution of the words "in a newspaper" where it appears in rules 11(3) and 11(4) with the words "by way of notices placed on the municipal notice boards";
8. The insertion of the words "other than an employee contemplated in rule 10" after the words "An employee" where it appears in rule 16(1);
9. The substitution of rule 19(1)(h) with the following:
"(h) in cases where more than one seconded motion and/or proposal are made, submit every motion and/or proposal made and seconded to the vote";
- 10 The insertion of the following words after the word "departmental head" where it appears in rule 29(1): "or any other employee contemplated in rule 10";
11. The substitution for the words "and employee" where it appears in rule 29(2) with the words "any employee not otherwise requested by the Council"; and
12. The substitution of rule 46(9) with the following:
"(9) The minutes relating to any matter must clearly indicate which matters had been discussed and resolved in closed session".

Notice is hereby also further given that the following regulations are repealed:

- "Die Standaard Reglement van Orde" as promulgated in the Provincial Gazette of 24 November 1995 in so far as it applies to the previous Transitional Councils of Bultfontein and Hoopstad.

PW DE BRUIN
ACTG MUNICIPAL MANAGER 5 OCTOBER 2001

MALUTI-a-PHOFUNG MUNICIPALITIES

NOTICE NUMBER 49/2001

PUBLICATION FOR COMMENT OF DRAFT BY-LAWS RELATING TO CEMETERIES WITHIN THE MUNICIPALITY OF MALUTI A PHOFUNG

1. The Municipal Council of Maluti-a-Phofung during a meeting on 17 September 2001, resolved in terms of section 12 of the Local Government: Municipal Systems Act No. 32 of 2000, that the Draft By-laws relating to Cemeteries within the Municipality of Maluti a Phofung be published for public comment to enable the Council to consider the adoption thereof, after the comment has been received and considered.

2. Public comments are invited until 16 November 2001 and should be addressed to:

Municipal Manager
Maluti-a-Phofung
Private Bag X805
WITSIESHOEK
9870
Tel. (058) 713-0844

3. If requested by interested stakeholders, public interviews to discuss the contents of the by-laws, will also be arranged by the Chairperson of the Civil Engineering Services Portfolio Committee.

JP BOTHA
ACTING MUNICIPAL MANAGER
MALUTI-a-PHOFUNG
DATE: 26 SEPTEMBER 2001

CEMETERY BY-LAWS

CHAPTER 1

GENERAL

1. In these by-laws, unless inconsistent with context -

“adult” (where the word is used to described a body) means any deceased person over the age 12 whose coffin will fit into the grave opening prescribed for adults in section 15;

“ashes” the remains of a human corpse after it had been cremated;

“body” means the remains of any deceased person

“burial order” means an order issued in terms of the Births, Marriages and Death Registration Act, 1963 (Act 81 of 1963)

“caretaker” means the official appointed from time to time by the municipality in a supervisory capacity with regard to any cemetery and includes the superintendent;

“cemetery” means any piece of ground set apart by the municipality as public cemetery;

“child” (where the word is used to described a body) means any deceased person of the age of 12 years or under whose coffin will fit into the grave opening prescribed for children in section 15;

"contractor" means the person who has paid or caused any of the charges prescribed in terms of Schedule A hereto to be paid or who has obtained the right to have any memorial work erected or constructed or interests referred to or mention in these by-laws;

"Council" means the Council of the Municipality of the Maluti-a-Phofung;

"Cremation" disposal of a human body by means of incineration;

"Director" means the person appointed by the municipality as Director of Parks and Recreation or his authorised representative;

"grave" means any piece of land laid out for the interment of one or two bodies within any cemetery;

"Head: Community Services" means The Head: Community Services of the municipality or any officer authorised by him;

"memorial plate/plaque" a plate measuring 44 mm X 270 mm made of granite, marble, bronze or stainless steel;

"memorial work" means any tombstone, railing, fence, monument, memorial, inscription or other work erected or which may be erected on any grave to commemorate a deceased person and includes a kerb demarcating any grave;

"municipal area" means the area under the control and jurisdiction of the council determined in terms of the Local Government: Municipal Demarcation Act, 1998;

"municipal manager" means the person appointed by the municipal council as the municipal manager of the municipality in terms of section 82 of the Local Government Municipal Structures Act, 1998 (Act No. 117 of 1998) and includes any person-

- (a) acting in such position; and
- (b) to whom the municipal manager has delegated a power, function or duty in respect of such a delegated power, function or duty;

"next of kin" means a husband, wife, child or parents of the deceased.

"niche" space measuring 350 mm X 180 mm in the Wall of
 Harrismith Unit 300 x 260 mm (outside)
 225 x 175 mm (inside)
 Remembrance for the preservation/storage of ashes;

"non-resident" means any person who at the time of his death was not a resident and who further complies with the requirement in terms of the Council's policy determined from time to time;

"Registrar of Deaths" means a person appointed by the Government to register deaths;

"resident" means a person who, at the time of death, ordinarily resident within the municipality or any person who, at the time of death, shall have been the owner or fixed property within the municipality for a period of at least six months immediately prior to death: Provided that unless otherwise qualified, the term does not include inmates of hospitals, institutions or other persons temporarily resident within the municipality. In case where the right to a grave has been purchased prior to such purchaser has taken up residence outside the municipality, the charges applicable in respect of burial or residents shall apply;

"tariff" means the charges as determined by the Council from time to time;

"Wall of Remembrance" means the section of the cemetery designated by the Council for the storage of ashes.

Establishment of Cemeteries

2. The Council may from time to time set apart any ground for the purpose of a cemetery and no person shall inter or cause any body to be interred in any other place in the municipality.

2A. Wall of Remembrance

- (1) No person shall dispose of a body in any other manner than by interning it in a cemetery or having it cremated in a crematorium approved in terms of the provisions of the Crematorium Ordinance, 1965.
- (2) The remains of a body cremated at a crematorium within or outside the boundaries of the municipality may be interred in the Wall of Remembrance on payment of the charges prescribed in the tariff.
- (3) The ashes of more than one person may after payment of the fees as prescribed in the tariff be stored in the same niche.
- (4) A memorial plate/plaque may be erected for each niche used. The erection of the plate is subject to the provisions of Chapter VI of these by-laws.
- (5) The provisions of sections 13, 14, 16 and 17 are mutatis mutandis applicable to the storage of ashes.

Hours of Admission for Visitors

3. (1) Every cemetery shall be open to the public during 08:00 and 18:00 Provided that the Council shall have the power to close to the public any cemetery or part thereof for such period as it may deem fit if is, in the opinion of the council, in the interest of the public.
- (2) No person shall be or remain in any cemetery or part thereof before or after the hours mentioned in subsection (1), or during any period when it is closed to the public.

Children

4. No person under 12 years of age may enter any cemetery, unless such person is under the care of a responsible person.

Keeping to Paths

5. All persons shall enter or leave any cemetery, except by the gates provided for that purpose, and no person shall enter any office or fenced place in a cemetery except in connection with lawful business.

Entrances to and Exits from Cemetery

6. No person shall enter or leave any cemetery, except by the gates provided for that purpose, and no person shall enter any office or fenced place in a cemetery except in connection with lawful business.

Prohibited Acts within Cemeteries

7. No person shall-
 - (a) commit any nuisance within any cemetery
 - (b) ride any animal or cycle within any cemetery
 - (c) bring any dog, cat, fowl or other animal or bird into a cemetery or allow it to wander therein. Any dog, cat, fowl or other animal or bird found in any cemetery may be destroyed by the Council without paying any compensation to the owner thereof
 - (d) plant, cut, pick or remove any plant, shrub or flower without the permission of the caretaker.
 - (e) hold or take part in any demonstration in any cemetery.
 - (f) obstruct, resist or oppose the caretaker or any official, workman or labourer employed by the council in any cemetery in the course of this duty or refuse to comply with any order or request which the caretaker is entitled to make under these by-laws.
 - (g) use or cause any cemetery to be used for any immoral purpose;
 - (h) mark, draw, scribble, erect advertisements or objects on any wall, building, fence, gate, memorial work or the erection within any cemetery or in any other way deface them.
 - (i) sit, stand, walk or climb upon or over any grave, memorial work, gate, wall, fence or building in any cemetery.
 - (j) solicit any business, order or exhibit, distribute or leave any tracts, business cards or advertisements within any cemetery.
 - (k) Use any road, walk or turfed path in a cemetery for the conveyance of any goods, parcels or other material, except when intended for such use in such cemetery.

Complaints

8. Any person wishing to lodge a complaint shall lodge such complaint, in writing with the Director.

Charges

9. The charges set forth in "the tariff" in respect of the various items therein contained, shall be paid to the Council in advance.

Rights on Graves

10. No person shall acquire any right to or interest in any ground or grave in any cemetery, other than such

Consents, Notices and Orders

11. Any written consent, notice or other order issued by the Council in terms of these by-laws, with the exception of a consent in terms of section 33 shall be signed by the Director or any officer authorised by him and shall be prima force evidence of the contents of such a signed consent, notice or other order.

CHAPTER II

INTERMENTS

13. (1) No person shall inter or cause any body to be interred within any cemetery without the permission of the caretaker. Such permission shall only be granted on submission to the caretaker of a written order signed by the Registrar of Deaths, authorising interment, together with notice of such interment.

In all cases where a postmortem has been held, the order to the magistrate shall also be submitted to the caretaker.

- (2) Any person desiring to have a body interred in a grave shall submit to the caretaker an application in writing on the prescribed form issued by the Council and such application shall be signed by the nearest surviving relative of the person whose body will be buried in the grave or such other person as the nearest surviving relative may authorise to sign the application on his behalf: Provided that if the caretaker is satisfied that the signature of the nearest surviving relative cannot be obtained timeously, he may at his discretion grant an application signed by any other interested person.

- (3) Not more than one interment may be in a grave except with the written permission of the Director.

- (4) The Council may, upon application, at its discretion, inter any body free of charge in such place and manner as it may deem fit.

- (5) No body shall be buried unless it is placed in a suitable coffin

Alteration of Date of Interment

14. Should any alteration be made in the day or hour previously fixed for an interment, notice of such alteration shall be given to the caretaker at the cemetery at least 6 hours before the time fixed for such interment.

Dimensions of Grave Openings

15. (1) The standard dimensions of an adult's grave shall be 2 150 mm by 925 mm and those of child's grave 1 500 mm by 750 mm.
- (2) The standard dimensions of the aperture of an adult's grave shall be 2 150 mm in length and 770 mm in width at the shoulders; and those of a child's grave 1 500 mm in length and 600 mm in width at the shoulders; and those of a child's grave 1 500 mm in length and 66 mm in width at the shoulders.
- (3) Any person requiring for an interment in an adult's grave an aperture of a size larger than the standard dimensions shall, when giving notice of interment, specify the measurements of the coffin, including fittings.

Reserving of Graves

16. (1) Upon the death of a person any person shall have the right, on payment of the charges prescribed in "the tariff" to purchase not more than one adjoining grave, if available, for future use.
(2) Any person desiring to purchase the use of a grave shall apply to the Director.

Rights not Transferable

17. No person shall, without the written consent of the Council, sell or transfer to any other person any right relating to a grave which he has obtained or may obtain in terms of the provisions of these by-laws.

When a Child's Coffin is too Large

18. Should a child's coffin be too large for the dimension of a child's grave it will be placed in an adult grave and the prescribed charge for an adult's interment shall be paid by the person giving notice of interment.

Depth of Grave

19. No adult's grave shall be less than 1 800mm and no child's grave shall be less than 1 500mm in depth.

Covering of Earth

20. There shall be at least 1 200 mm of earth between any adult's coffin and the surface of the ground and at least 900 mm of earth between a child's coffin and the surface of the ground.

Coffins in Graves

21. No person shall place or cause any coffin constructed from any other material than soft wood or other perishable material to be placed in any grave without the written consent of the Director or an officer authorised by him: Provided that any attachment of such coffin which normally from a part of a coffin, need not be made of soft wood or other perishable material.

Coffin shall be covered with Earth

22. The coffin shall, upon being placed in any grave, be covered without delay with at least 300 mm of earth.

Disturbance of Human Remains

23. Subject to the provisions of an exhumation order given in terms of the Inquests Act, 1959 (Act 58 of 1959), or section 46 of the health Act, 1977 (Act 63 of 1977), or any other provisions of any act relating to the exhumation of bodies, no person shall disturb any mortal remains or any ground surrounding it in any cemetery.

CHAPTER III

FUNERALS

Religious Ceremonies

24. The members of any religious denomination may conduct religious ceremonies in connection with any interment of memorial service subject to the control and by-laws of the Council.

Hearse at Cemeteries

25. No person shall cause any hearse while within a cemetery to depart from the carriage drives or certain anyhearse within any cemetery after the removal of the body from such hearse. Every hearse immediately after such removal shall leave the cemetery by the route indicated by the caretaker.

Exposure of Bodies

26. No person shall convey a dead body, which is not covered, or whose any such body or any part thereof in any street, cemetery or public place.

Instruction of Caretaker

27. Every person taking part in any funeral procession or ceremony shall comply with the directions of the caretaker while such person is within a cemetery.

Music Inside Cemetery

28. Only sacred singing shall be allowed in any cemetery, except in the case of police and military funerals

Interments Attended by large Numbers of People

29. In any case where it is probable that an unusually large number of persons will be present at any interment, the person giving notice of such interment shall notify the caretaker the day before the funeral.

Hours of Interment

30. No interment shall be held before 09:00 or after 16:00 on any day.

Numbers of Graves

31. No person shall fix a peg on any grave not allocated in terms of these by-laws.

CHAPTER IV**EXHUMATION OF BODIES AND RE-OPENING OF GRAVES**

32. Subject to the provisions of any provisions of any law on the subject, no grave may be opened without the written consent of the Director.

Exhumations

33. Subject to the provision of section 23 and 32, no person shall exhume or cause any body to be exhumed or removed without the written consent of the Municipal Manager and the Head Community Services, and the charges for exhumation prescribed in "the tariff", shall in every case be paid before the exhumation takes place. Such permission shall be submitted to the caretaker at least two days before the date fixed for the exhumation or removal of such body.

Time of Exhumation

34. No person shall exhume or cause a body to be exhumed during such time, as the cemetery is open to the public.

Screening of Activities

35. The grave from which any body is to be removed shall be effectively screened from view by the undertaker during the exhumation.

Head of Community Services shall be Present

36. No exhumation or removal by any person shall take place unless the Head: Community Services or his authorised representative is present.

Transfer of a Body from one Grave to Another by the Council

37. Should the transfer of a body be deemed expedient by the Council at any time or should any provision of these by-laws be contravened during the interment of a body in any grave, the Council may, after having complied with the provisions of the Removal of Graves and Dead bodies Ordinance 1925, transfer such body to another grave and, if possible, any relative of such deceased person resident within the municipality, shall be notified accordingly.

CHAPTER V

CARE OF GRAVES

Graves shall be Kept Clear of Weeds and in Proper Order

38. The contractor in respect of any grave shall keep such grave clear of weeds and in proper order. Should the contractor fail to do so, the Council may itself do or cause the necessary work for the above-mentioned purpose to be done and to recover the cost thereof from the contractor

Shrubs and Flowers

39. With the exception of the council, no person may plant any shrub, plant or flower upon any grave. No shrub, plant or flower shall be cut or carried away by any person without the consent of the caretaker, and the council shall have the right to prune, cut down, dig up or remove any shrub, plant or flower at any time.

Care of Graves

40. The Council may at its discretion undertake to keep any grave, within the municipality, in order for any period

CHAPTER VI

ERECTION AND MAINTENANCE OF MEMORIAL WORK

Written Consent of Council

41. No person shall bring into a cemetery, erect alter, paint, renovate, or remove or otherwise interfere with any memorial work or cut any inscription thereon in any cemetery without the consent, in writing, of the Director and of the contractor of such grave.

Position of Memorial Work

42. No person shall erect any memorial work on any grave except in such position as the caretaker may direct or as otherwise provided for in these by-laws.

Repairs to Memorial Work

43. Should the contractor of a grave allow any memorial work to fall into such a state of despair that it may, in the opinion of the Council, cause danger of deface any cemetery, the Council may order him by notice in writing, to make such repairs as the Council may deem necessary.

and should the address of the contractor be unknown to the Council, such notice may appear in both official languages in any daily newspaper circulating within the municipality. Should the required repairs not be carried out within one month of serving such notice or the publication thereof, the Council may itself carry out such repair or remove the memorial work without paying any compensation and recover the costs of such repairs or removal from the contract.

Supervision of Work

44. Any person engaged upon any memorial work in a cemetery shall effect such work under the supervision and to the satisfaction of the caretaker.

Damaging of Memorial Work

45. The Council shall in no case accept responsibility for any damage which may at any time occur to any memorial work, and which is not due to the negligence of the Council's employees.

Moving of Memorial Work

46. The Council may, after due notice, at any time change or alter the position of any memorial work in any cemetery and recover the cost thereof from the owner of such memorial work: provided that in any case where any memorial work has originally been placed in a certain position with the express consent of the Council or its employees, any alteration of such position in terms of the provisions of this section shall be executed at the expense of the Council.

Bringing Material into Cemetery

47. No person shall bring into cemetery any material for the purpose of constructing therewith any memorial work on any grave unless and until-
- (a) a sketch with the essential dimensions in figures of the proposed memorial and showing the position of the proposed work, accompanied by a specification of the materials to be used in addition to a copy of any proposed inscription has been submitted to the caretaker at least fourteen days prior to the date on which such material is intended to be brought into any cemetery;
 - (b) all charges due in respect of such grave or graves have been paid;
 - (c) the Director's written approval of the proposed work has been given to the applicant; and
 - (d) the grave number has been neatly engraved on the rear of the memorial work.

Removal of Memorial Work by the Council

48. Any memorial work placed, built, altered, decorated, painted or otherwise dealt with in any cemetery in such manner that any provision of these by-laws is contravened thereby, may be removed by the council after due notice without payment of any compensation.

Requirement for Erection of Memorial Work

49. Any person erecting any memorial work shall comply with the following requirements:
- (a) Where any part of any memorial work is to be joined to any other part, copper or galvanized iron ramps, pins or dowels of approved thickness and of sufficient length shall be used for such purpose. The holes into which such cramps, pins or dowels must fit, shall not be less than 50 mm deep;
 - (b) Any part of such work which rest upon the ground or any stone or other foundation shall be fairly squared and bedded;
 - (c) No stones of uneven thickness, or having any corner wanting, shall be used unless shown on the sketch submitted in term of section 47(1).
 - (d) The undersides of all memorial work shall be set 50 mm below the natural level of the ground.
 - (e) Without the written consent of the council no kerb stones shall be used which protrude more than 230 mm above the surface of the ground or are more than 200 mm thick.
 - (f) All head and kerb stones shall be properly secured from the inside with round copper or galvanized iron pins.
 - (g) All headstones up to 150 mm in thickness shall be securely attached to the base in an approved manner
 - (h) All memorial work shall be completed as far as possible before it is brought into any cemetery.
 - (i) In the case of single graves. Foot kerbs shall consist of one solid piece.
 - (j) No soft stone shall be used for memorial work and memorial work shall be constructed or made of marble or granite or any other proved hard stone or other material approved by the Council.
 - (k) No person shall do any stone work, chiseling or other work upon any memorial work not connected with the fixing of such memorial work within any cemetery, except where such work is expressly permitted in terms of these by-laws.
 - (l) All memorial work shall have an adequate concrete foundation traversing the head of the grave and where joints occur in the kerb stone, all joints shall be filled with good cement mortar. This foundation shall protrude 150 mm on either side of the stone.
 - (m) Where memorial work has a base on ground level, such base shall be not less than 1 050 mm wide by not less than 300 mm by 300 mm.
 - (n) Any letters on memorial work shall be engraved thereon and shall not protrude from the surface of the memorial word.
 - (o) With the consent of the Contractor the name of the maker may be affixed to any memorial work: Provided that no address or other particulars shall be added thereto.

Conveying of Memorial Work

50. The conveying of any stone, brick or memorial work or any part thereof along paths between graves may only be undertaken by means of a trolley fitted with pneumatic tires: Provided that no such trolley shall be moved along any path which in the opinion of the caretaker is too narrow or otherwise unsuitable for such a trolley.

Vehicles and Tools

51. Any person carrying on any work within a cemetery shall in all respect comply with the directions of the Director.

Complying with Council's Directions

52. Any person carrying on any work within a cemetery shall in all respect comply with the directions of the Director.

Rubbish and Damage to Cemetery

53. No person shall at any time leave any rubbish, soil, stone or other debris within any cemetery or in any way damage or deface any part of any cemetery or anything therein contained.

Times of Bringing in Material and Doing Work

54. No person shall bring memorial work or material or do any work, other than dismantling of memorial work for burial purposes, within any cemetery except during the following hours: Mondays to Fridays, public Holidays excluded: 09:00 to 16:00.

Inclement Weather

55. No person shall fix or place any memorial work during inclement weather or while the soil is in an unsuitable condition.

Production of Written Permission

56. Any person charged with any work or on his way to or from work within any cemetery, shall upon demand by the Council or its authorised officer produce the written consent issued to him in terms of section 41.

CHAPTER VII

All Sections

57. (1) No person shall erect, place or level upon or around a grave any railings, wire-work, flower stand, ornament, embellishment or other object of any kind, other than a vase as hereinafter mentioned, together with such flowers and foliage as may be inserted therein: Provided that during the first six months after an interment, flowers, whether natural or artificial and whether loose or in wreaths, may at any time be placed or left on the berm (grass) at the head of the grave or, where no berm (grass) has been provided at the head of the grave, anywhere on the grave.
- (2) Notwithstanding the provisions of subsection (1), the caretaker may after the expiration of the period of six months referred to in the said subsection, permit the placing of fresh flowers and foliage on the graves, whether made up into wreaths or otherwise, on Christmas Day, New Year's Day and anniversaries connected with the deceased person or such other occasions as the caretaker may think fit.
- (3) Fresh flowers and foliage placed on a grave in terms of the provision to subsection (1) or with the caretaker's consent in terms of subsection (2), may be removed by him when in his opinion they have faded.
- (4) A gravestone may incorporate not more than two vases or other receptacles for flowers or foliage.

CHAPTER VII**GENERAL****Penalties**

58. Any person contravening any provision of these by-laws or failing to comply therewith or failing to comply with the conditions of any notice served on him by the Council in terms of these by-laws, shall be guilty of an offence and liable, on conviction to a period of imprisonment not exceeding six months or community service or to a fine not exceeding R10 000-00, or a combination of the aforementioned.

Repeal of Existing By-laws

50. The provision of any Cemetery By-laws with the municipality, is hereby repealed.

Short Title

60. These By-laws are called the Cemetery By-laws of the Municipality of Maluti-a Phofung

SCHEDULE A**TARIFFS**

(TO BE OBTAINED FROM THE MUNICIPAL TREASURER)

SCHEDULE B**MUNICIPALITY OF MALUTI-A-PHOFUNG****NOTICE OF INTERMENT**

The Director: Community Services

Date:2001

Surname of deceased:Sex:

Christian names of deceased:

Age: Nationality:

Cause of death: Died at:

Date of death: Date of burial order:

Place of issue: Usual residence:

Size of coffin: Length Breadth at shoulder:

Reserved grave:

To be buried in: Section: Cemetery:

Time:(Memorial Service) Date:

Grave No.: Block: Row:

Will be burial be attended by a band, military or otherwise, or a large number of people?

.....

Undertaker: Address:

.....
.....
.....

Receipt No.: Signature of a relation:

NOTICE NUMBER 48/2001

PUBLICATION FOR COMMENT OF DRAFT BY-LAWS RELATING TO THE SUPERVISION AND CONTROL OF THE CARRING ON OF THE BUSINESS OF STREET VENDORS, PEDDLERS OR HAWKERS WITHIN THE MUNICIPALITY OF MALUTI A PHOFUNG

1. The Municipal Council of Maluti-a-Phofung during a meeting on 17 September 2001, resolved in terms of section 12 of the Local Government: Municipal Systems Act No. 32 of 2000, that the Draft By-laws relating to the Supervision and Control of the Carrying on of the Business of Street Vendors, Peddlers or Hawkers Within the Municipality of Maluti a Phofung be published for public comment to enable the Council to consider the adoption thereof, after the comment has been received and considered.
2. Public comments are invited until 16 November 2001 and should be addressed to:

Municipal Manager
Maluti-a-Phofung
Private Bag X805
WITSIESHOEK
9870
Tel (058) 713-0884
3. If requested by interested stakeholders, public interviews to discuss the contents of the by-laws, will also be arranged by the Chairperson of the Community Services Portfolio Committee.

JP BOTHA
ACTING MUNICIPAL MANAGER
MALUTI-a-PHOFUNG
DATE: 26 SEPTEMBER 2001

ANNEXURE K

By-laws relating to the Supervision and Control of the Carrying on of the Business of Street Vendors, Peddlers or Hawkers within the Municipality Maluti-a-Phofung

1. Definition

In these by-laws, unless the context indicates otherwise, any expression to which a meaning has been assigned in the Business Act, 1991 (Act No. 71 of 1991) the Road Traffic Act, 1989 (Act No. 29 of 1989 (and the Local Government Ordinance, 1962 (Ordinance No. 8 of 1962) shall, when used in these regulations, have the meaning thus assigned and-

- (a) "Council" means the Council of the Municipality of Maluti-a-Phofung or any political structures, political office bearers or employees of the municipality to whom the council has delegated decision making powers.
- (b) "Municipality" means the Municipality of Maluti-a-Phofung;
- (c) "nuisance" means any conduct which brings about or may bring about a state of affairs or condition which constitutes a health risk or a source of danger to human lives or property or which interferes with persons ordinary conform, convenience, peace or quiet;
- (d) "officer" means-
 - (i) a traffic officer appointed under section 3 of the Road Traffic Act, 1989 (Act 29 of 1989);
 - (ii) a member of the Force as defined in section 1(1) of the Police Act, 1958 (Act 7 of 1958); or
 - (iii) a peace officer contemplated by section 334 of the Criminal Procedure Act, 1977 Act 51 of 1977);
- (g) "sell" includes to prepare, process, store, offer or display for sale, exchange or hire;
- (h) "sidewalk" means that portion of a verge intended for the exclusive use of pedestrians;
- (i) "street vendor, peddler or hawkers" means any person carrying on business, whether as principal, employee or agent, by selling any goods or services-
 - (i) which is conveyed from place to place, whether by vehicle or otherwise;
 - (ii) on a public road or at any place accessible to the public;
 - (iii) in on or from a movable structure or stationary vehicle;
- (j) "the Act" means the Business Act, 1991 (Act No. 71 of 1991);
- (k) "the Ordinance" means the Local Government Ordinance 1962 (Ordinance No. 9 of 1962);
- (l) "verge" means that portion of the road, street or thoroughfare, which is not the roadway.

2. Carrying on of business

Subject to the provisions of these by-laws and other applicable legislation, a street vendor, peddler or hawker may carry on his business within the municipal area of the municipality.

3. Prohibited business areas

Subject to the provisions of sections 2 and 4 no person shall carry on business as street vendor, peddler or hawker-

3.1.1. in a garden to which the public has a right of access;

3.1.2. on a verge contiguous to-

- (a) a building belonging to or occupied solely by the State or the municipality;
- (b) a church or other place of worship;
- (c) a building declared to a national monument in terms of the national Monuments Act, 1969 (Act No. 28 of 1969);

3.1.3. in an area declared by the Council as a prohibited business area in terms of section 6A(2) of the Act or an area to be declared as such;

3.1.4. At a place where-

- (a) it caused an obstruction in front of a fire hydrant or an entrance to or exit from a building;
- (b) it causes an obstruction to vehicle traffic;
- (c) it substantially obstructs pedestrians in their use of a sidewalk;

3.1.5. 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, peddler or hawker concerned, without the consent of that person;

3.1.6. 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.

4. Restricted business areas

4.1. the Council may by resolution, after compliance with the necessary requirements of the provisions of section 6A(2)(b) up to (h) of the Act, declare any place within the municipal area of the municipality to be an area in which the carrying on of the business of street vendor, peddler or hawker may be restricted.

4.2. the Council may within the areas contemplated in subsection 4.1, restrict the carrying on of the business of street vendor, peddler or hawker to specified hours, specified places and specified goods or services.

4.3. the Council may within the area contemplated in subsection 4.1, by means of resolution:

4.3.1. set apart and demarcate stands or areas for the purposes of street vendors, peddlers or hawkers on any public road whereof the management or ownership is vested in the municipality, or on any other property occupied and controlled by the municipality;

4.3.2. extend, reduce or disestablish the stand or areas set apart and demarcated as such;

4.3.3.

4.3.4. let or otherwise allocate stand or areas set apart and demarcated as such, by agreement;

4.4. The Council may within the area contemplated in subsection 4.1, by means of resolution after compliance mutatis mutandis with the provision of section 6A(2)(b) up to (h) of the Act, lease any verge or any portion thereof to the owner or occupier of the contiguous land on the condition that such owner or occupier shall admit a specified number of street vendors, peddler or hawkers on stands or places designated any such owner or occupier on such verge.

4.5. A person shall carry on the business of street vendor, peddler or hawker on stands or areas contemplated in subsection 4.3. and 4.4, only if he is in possession of proof that he is hiring such stand or area or that it has otherwise been allocated to him.

4.6. A person shall within the area as contemplated in subregulation 4.1, carry on the business of street vendor, peddler or hawker only during the hours, on the places and with the goods or services as contemplated in subregulation 4.2.

5. Control measures

5.1. No street vendor, peddler or hawker shall-

5.1.1. sleep overnight at this place of business or erect any structure for the purpose of providing shelter, without the prior written approval of the Council;

5.1.2. carry on his business in such a manner as to-

- (a) create a nuisance;
- (b) damage or deface the surface of any public road or public place or any other property of the municipality;
- (c) create a traffic hazard;

5.1.3. 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, other than in a refuse receptacle approved by the Council.

5.2. Every street vendor, peddler or hawker shall-

5.2.1. remove from any public road or public place at the conclusion of trading, all waste, packaging material, stock and equipment of whatever nature which are utilised in connection with such business, unless prior written approval exempting him from this provision, has been given by the Council;

5.2.2. carry on his business in such a manner as not to be a danger or threat to public health or public safety;

5.2.3. at the request of an officer of an employee of the municipality, move or remove any goods, receptacle, vehicle or movable structure used for his business

6. Removal and impoundment

6.1. An officer may remove and impound any goods, receptacle, vehicle or movable structure-

6.1.1. which he reasonably suspects are being used or an intend to be used or have been used in or in connection with the carrying on of a business of a street vendor, peddler or hawker;

6.1.2. which he finds at a place where-

(a) the carrying on of the business of a street vendor, peddler or hawker is prohibited in terms of section 3;

(b) the business of a street vendor, peddler or hawker is being carried on contrary to the provisions of section 4.

6.1.3. which street vendor, peddler or hawker has failed or refused to remove from the place after having been requested to do so by an officer or an employee of the municipality, or which have been left there or abandoned.

6.2. An officer acting in terms of subregulations 6.1, shall-

6.2.1. issue to a street vendor, peddler or hawkers a written proof for any goods, receptacle, vehicle or moveable structure so removed and impounded;

6.2.2. forthwith deliver any such goods, receptacle, vehicle or movable structure to the Council.

6.3. An officer, the municipality or an employee of the municipality, shall not be liable for any loss or theft of or damage to any goods, receptacle, vehicle or movable structure removed and impounded in terms of these regulations

7. Display of approval

A street vendor, peddler or hawker shall carry on his person any written approval granted or issued to him by the council in terms of these by-laws and shall on demand show such written approval to an officer or and employee of the municipality.

8. Delegation

With the exception of the powers mentioned in sections 2, 3 and 4, the Council may delegate or assign in writing any power, duty or function imposed by or under these by-laws upon the Council, to any person in its employ subject to such conditions as it may deem necessary.

9. Offence and penalties**9.1. A person who-**

- (a) contravenes any provision of these regulations or fails to comply therewith or with any condition imposed in terms thereof;
- (b) threatens, resists, interferes with or obstructs any officer or any employee of the municipality in the performance of his duties or functions in terms of or under these regulations, or
- (c) deliberately, furnishes, false or misleading information to an officer or an employee for the municipality, shall be guilty of an offence and liable on conviction to a fine not exceeding one thousand rand or to imprisonment for a period not exceeding three months.

9.2. Any person who, after conviction in terms of these by-laws, persists in the conduct or neglect which caused the offence, shall be guilty of an offence and liable upon conviction to a period of imprisonment not exceeding six months or community service or a fine not exceeding R20 000-00, or a combination of the aforementioned.

9.3. Any expense incurred by the municipality as a result of a contravention of these by-laws or in the doing of anything which a person was directed to do under these by-laws and which he failed to do, may be recovered by the municipality from the person who committed the contravention or who failed to do such thing.

10. Repeal of existing municipal regulations

The provisions of any by-laws or regulations relating to the Supervision and Control of the Carrying on of the Business of Street Vendors, Peddlers or Hawkers are hereby repealed.

11. Short Title

These by-laws are called the Hawkers By-laws of the Maluti-a-Phofung Municipality.

NOTICE NUMBER 46/2001

PUBLICATION OF BY-LAWS RELATING TO ELECTRICITY SUPPLY FOR THE MALUTI A PHOFUNG MUNICIPALITY

The Municipal Council of Maluti a Phofung resolved during a meeting on 17 September 2001, after complying to Section 12 of the Local Government: Municipal Systems Act No. 32 of 2000 as follows:

1. That in terms of section 13 of the Local Government: Municipal Systems act No. 32 of 2000, the By-laws relating to Electricity Supply as published in the OFS Provincial Gazette on 22 June 1990 (Notice Number 69 of 1990) be adopted for the Maluti a Phofung Municipality.
2. That the By-laws be adopted with the amendments as stipulated hereunder.

3. That in terms of Section 13 of the Local Government: Municipal Systems act No. 32 of 2000 the By-laws takes effect as from date of publication in the Provincial Gazette.

JP BOTHA
ACTING MUNICIPAL MANAGER
MALUTI-a-PHOFUNG
DATE: 26 AUGUST 2001

PROPOSED AMENDMENT TO THE ELECTRICITY SUPPLY REGULATIONS PUBLISHED IN THE OFS OFFICIAL GAZETTE ON 22 JUNE 1990

NOTICE NO. 69 OF 1990

The Electricity Supply Regulations of Harrismith, published on 22 June 1990, is hereby proposed to be amended as follows and the By-laws, as amended, is to be approved for the municipal area of the Maluti-a-Phofung Municipality.

AMENDMENTS

Amendment of Regulation 1: Definitions

1. Regulation 1 is hereby amended-

- (a) by the substitution of the expression "Code of Practice" of the following:

"code of practice" means the Occupational Health and Safety Act, 1993 (Act, 85 of 1993) and any regulations made there under or code approved in terms of the Act or Regulations";

- (b) by the substitution of the expression "engineer" of the following:

"engineer" means the person who, under the Occupational Health and Safety Act, 1993 (Act No. 85 of 1993) is charged with the supervision of the electricity department of the Council or any other person duly authorized to perform this duty on his behalf.

- (c) by the substitution of the expression "Town Clerk" of the following:

"Municipal Manager" means the person appointed by the municipal council as the Municipal Manager of the municipality in terms of section 82 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998) and includes any person-

acting in such position; and

to whom the municipal manager has delegated a power, function or duty in respect of such delegated power, function or duty";

- (d) by the insertion of the following expressions:

"certificate of compliance" means a certificate issued in terms of the Regulations in respect of an electrical installation or part of an electrical installation by an accredited person;

"conventional meter" means a meter where an account is issued subsequent to the consumption of electricity;

"prepayment meter" means a meter that can be programmed to allow the flow of pre-purchased amounts of energy in an electrical circuit;

"Regulations: means Regulations made in terms of the Occupational Health and Safety Act, 1993 (Act 85 of 1993), as amended;

"token" means the essential element of a prepayment metering system used to transfer information from a point of sale for electricity credit to a prepayment meter and vice versa";

"Council notice board" means the media, local newspapers, pamphlets and notices;

2. Amendment of Regulations 6: Deposits

Regulation 6 is hereby amended by the substitution for Sub-Regulation (1) of the following:

"(1)(a) Except in the case of a consumer whose consumption of electricity is measured by ways of a prepayment meter, every applicant for a supply shall, before such supply is given, deposit with the Council a sum of money, which in the opinion of the city treasurer, is equivalent to the cost of the probable maximum electricity consumption of the applicant during any two or so many more consecutive months as the Council may determine.

3. Amendment of Regulation 9: Test as to Accuracy of Meter

Regulation 9 is hereby amended by the insertion in sub-regulation (1) of the following paragraph after paragraph (b):

"(c) Notwithstanding the provisions of paragraph (a), the engineer may when orally requested to do so by a municipal councilor acting on behalf of a consumer that cannot read or write, in a like manner test the accuracy of the meter."

4. Insertion of Regulation 8A

The following Regulation is inserted after Regulation 8:

"8A. Prepayment metering

- (1) No refund of the amount tendered for the purchase of electricity credit shall be given at the point of sale after initiation of the process by which the prepayment meter token is produced.
- (2) Copies of previously issued tokens for the transfer of credit to the prepayment meter may be issued at the request of the consumer.
- (3) When a consumer vacates any premises where a prepayment meter is installed, no refund for the credit remaining in the meter shall be made to the consumer.
- (4) The Service Provider shall not be liable for the reinstatement of credit in a prepayment meter lost due to tampering with, or the incorrect use or the abuse of, prepayment meters and/or tokens.
- (5) Where a consumer is indebted to the Service Provider for electricity consumed or to the Service Authority for any other service supplied by the Service Authority (including rates) or for any charges previously raised against him in connection with any service rendered, the Service Provider may deduct a percentage from the amount tendered to offset the amount owing to the Service Authority and/or Service Provider, as set out in the section 4 agreement for the supply of electricity,
- (6) The Service Provider may, at its discretion, appoint vendors for the sale of credit for prepayment meters and shall not guarantee the continued operation of any vendor".
- (7) Where a consumer wish to transfer a pre-payment meter from one dwelling to another approval must be obtained from the Municipality. Such transfer will only be allowed in accordance with the code of practice and Municipal by-laws.
- (8) The authorised employees or service provider may at its discretion inspect all pre-payment meters for maintenance and tampering purposes at all premises within the supply area.

5. Amendment of Regulation 11:

Disconnection of Supply

Regulation 11 is hereby amended

- (a) by substitution for sub-regulation (2) of the following sub-regulation:
“(2) The Council may, 7 days after affixing notices at the municipal offices temporarily discontinue the supply to any electrical installation for the purpose of effecting repairs, or carrying out inspections or tests or for any other purpose connected with its supply network or any other works”.
- (b) by the insertion of the following sub-regulation after sub-regulation (2):
“(3) The engineer may in cases of emergency, without notice, temporarily discontinue the supply of electricity to any consumer or consumers”.
“(4) The authorised employee or service provider may discontinue the electricity supply if a consumer unlawfully tamper with the meter installation.

6. Insertion of Regulations 36, 37 and 38**Conflict of Law, Repeal and Short Title**

The following regulations are hereby inserted after regulation 35:

“36. Conflict of law

If there is any conflict between these regulations and the Debt Collection and Credit Control By-laws of the Maluti-a-Phofung Municipality, the latter will prevail.

Repeal of existing Electricity Supply Regulations

- 37. The provisions of any municipal by-laws or regulations relating to Electricity Supply are hereby repealed insofar as they related to matters provided for in these by-laws; provided that such provision shall be deemed not to have been repealed in respect of any such by-law which has not been repealed and which is not repugnant to these by-laws on the basis as determined by the relevant by-laws.

Short Title and Commencement

- 38. (1) These by-laws are called the Electricity Supply By-laws of the Maluti-a-Phofung Municipality.
- (2) The municipality may, by notice in the Provincial Gazette, determine that provisions of these by-laws, listed in the notice does not apply in certain areas within its area of jurisdiction listed in the notice from a date specified in the notice.
- (3) Until any notice contemplated in sub-section (2) is issued, these by-laws are binding”.

NOTICE NUMBER 47/2001

CREDIT CONTROL AND DEBT COLLECTION BYLAWS FOR THE MALUTI A PHOFUNG MUNICIPALITY

The Municipal Council of Maluti a Phofung resolved during a meeting on 17 September 2001, after complying to Section 12 of the Local Government: Municipal Systems Act No. 32 of 2000 as follows:

- 1. That in terms of section 13 of the Local Government: Municipal Systems act No. 32 of 2000, the Credit Control and Debt Collection By-laws as published in the Provincial Gazette on 11 May 2001 (Notice Number 13/2001) be adopted for the Maluti a Phofung Municipality.
- 2. That in terms of Section 13 of the local Government: Municipal Systems Act No. 32 of 2000 the By-laws takes effect as from date of publication in the Provincial Gazette.

JP BOTHA
ACTING MUNICIPAL MANAGER
MALUTI-a-PHOFUNG
DATE: 26 AUGUST 2001

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PROVINSIALE KOERANT

(Verskyn elke Vrydag)

Alle korrespondensie, advertensies, ens. moet aan die Beampte Belas met die Provinsiale Koerant, Posbus 517, Bloemfontein, geadresseer word. Gratis eksemplare van die Provinsiale Koerant of uitknipsels van advertensies word NIE verskaf nie. Indien eksemplare van die Provinsiale Koerant verlang word, moet R4,70 vir elke eksemplaar gestuur word.

Intekengeld (vooruitbetaalbaar)

Die intekengeld vir die Provinsiale Koerant (insluitend alle Buitengewone Provinsiale Koerante) is soos volg:

Halfjaarliks (posvry)	R122,50
Jaarliks (posvry)	R 245,00
Prys per los eksemplaar (posvry).....	R 4,70

Seëls word nie aanvaar nie.

Sluitingstyd vir die Aannee van Kopie

Alle advertensies moet die Beampte Belas met die Provinsiale Koerant bereik nie later as 12:00 sewe werksdae voordat die Koerant uitgegee word. Advertensies wat na daardie tyd ontvang word, word oorgehou vir publikasie in die uitgawe van die volgende week, of as die adverteerder dit verlang, sal dit in die Koerant wat op die pers is as 'n "Laat Advertensie" geplaas word. In sulke gevalle moet die advertensie aan die Beampte oorhandig word nie later as 10:30 op die Donderdag van die week voordat die Koerant gepubliseer word en dubbeltarief sal vir dié advertensie gevra word.

'n "Laat Advertensie" sal nie sonder definitiewe instruksies van die Adverteerder as sodanige geplaas word nie.

Advertensietariewe

Kennisgewings wat volgens Wet in die Provinsiale Koerant geplaas moet word: R2,00 per sentimeter of deel daarvan, enkelkolom.

Advertensiegelde is vooruitbetaalbaar aan die Beampte belas met die Provinsiale Koerant, Posbus 517, Bloemfontein 9300.

Gedruk en uitgegee deur die Vrystaatse Provinsiale Administrasie

PROVINCIAL GAZETTE

(Published every Friday)

All correspondence, advertisements, etc. must be addressed to the Officer in charge of the Provincial Gazette, P.O. Box 517, Bloemfontein. Free Voucher copies of the Provincial Gazette or cuttings of advertisements are NOT supplied. If copies of the Provincial Gazette are required, R4,70 must be sent for each copy.

Subscription Rates (payable in advance)

The subscription fee for the Provincial Gazette (including all Extraordinary Provincial Gazettes) are as follows:

Half-yearly (post free)	R 122,50
Yearly (post free)	R 245,00
Price per single copy (post free)	R 4,70

Stamps are not accepted

Closing time for acceptance of copy

All advertisements must reach the Officer in Charge of the Provincial Gazette not later than 12:00, seven working days prior to the publication of the Gazette. Advertisements received after that time will be held over for publication in the issue of the following week, or if desired by the advertiser, will be inserted in the current issue as a "Late Advertisement". In such case the advertisement must be delivered to the Officer in Charge not later than 10:30 on the Thursday of the week preceding the publication of the Gazette and double rate will be charged for that advertisement.

A "Late Advertisement" will not be inserted as such without definite instructions from the advertiser.

Advertisement Rates

Notices required by Law to be inserted in the Provincial Gazette: R2,00 per centimeter or portion thereof, single column.

Advertisement fees are payable in advance to the Officer in charge of the Provincial Gazette, P.O. Box 517, Bloemfontein, 9300.

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