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Free State Province



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<p>CO-OPERATIVE GOVERNANCE, TRADITIONAL AFFAIRS AND HUMAN SETTLEMENTS NOTICE</p> <p>Mangaung Local Municipality: Outdoor Advertising Amendment By-laws.....2</p>			

CO-OPERATIVE GOVERNANCE, TRADITIONAL AFFAIRS AND HUMAN SETTLEMENTS NOTICE

MANGAUNG METROPOLITAN MUNICIPALITY

PROMULGATION NOTICE

Outdoor Advertising Amendment By-laws

Passed by Council on 28 April 2015 – Item 5.9

- i) Notice is hereby given in terms of the provisions of section 13 (a) and (b) of the Local Government: Municipal Systems, 2000 (Act № 32 of 2000), as amended, that the Council of Mangaung Metropolitan Municipality passed Outdoor Advertising Amendment By-law, at its sitting dated 28 April 2015.
- ii) The by-law is published for the purpose of general public notification.

Sibongile Mazibuko
City Manager

AMENDMENT BY-LAW RELATING TO OUTDOOR ADVERTISING

To amend:-

- The Mangaung, Outdoor Advertising By-Law as promulgated by Local Government Notice No. 77 of 21 November 2008 to provide for measures minimizing the negative impacts of signage; by including measures to limit clutter and safety risks, whilst at the same time maximizing the benefits in terms of visual, social and economic benefits to the Mangaung Metropolitan Municipality and its citizens and to provide for matters connected therewith.

BE IT ENACTED by the Council of the Mangaung Metropolitan Municipality, as follows:-

1. Amend the Preamble by inserting a paragraph and deleting others;
2. Replace the title “Mangaung Local Municipality” with the title “**Mangaung Metropolitan Municipality**” at all instances it occurred;
3. Insert in the Index, a new Section 28, “**Billing of advertising**”;
4. Replace in the Index the title “Repeal” with “**Amendment**”;
5. Delete in the Index “Schedule 37”;
6. Amend Section 1 by:-
 - a. Replacing the definition of “**advertising structure**” ;
 - b. Amending the definition of “**animation**”;
 - c. Inserting a definition for “**entertainment district**”;
 - d. Amending the definition for “**Municipality**”;
 - e. Inserting a definition for “**road reserve**”;
 - f. Inserting a definition for “**site**”;
 - g. Amending the definition for “**swinging sign**”;
7. Amend Section 2 by inserting subsection (e);
8. Amend Section 5 as follows: by replacing subsection (1); by replacing subsection 2(a); 2(b); (2)(c); 2(d); (2)(e); by replacing subsections(3); (4); (5) and (6);

9. Amend Section 6 as follows: by deleting in subsection (a) “class to which each of “ and inserting “**different kinds of signs**”;
 10. Amend Section 7 by replacing subsection (1);
 11. Amend Section 8 as follows: by inserting in subsection (4)(iii) a new subparagraph (aa) and (bb) ; by inserting a new subparagraph (4)(iv);
 12. Amend Section 9 by deleting from subsection (1) the phrase “ classes and” ; by deleting from subsection (1) the phrase “such class”;
 13. Amend Section 10 as follows: by inserting in subsection (1) the phrase “ **permanent or temporary**” after the word “display a ...” ; by replacing in subsection (1)(b) the word “ one” with “**two**”; by replacing subsection (5) ; by replacing subsection (6) ; by replacing subsection (7) ; by renumbering subsection (6) to subsection (8); by replacing in subsection (10) the term “90” with “**60**” ; by the phrase by inserting in subsection (11) the phrase “ **nor the need for a Court order**”;
 14. Amend Section 11 by inserting subsection(5) after subsection (4);
 15. Amend Section 15 by replacing subsection (1) ; by replacing in subsection (2) the phrase “as viewed” with the phrase “**if visible**”; by replacing subsection (3); by inserting subsection (4) after subsection (3);
 16. Amend Section 16 by, in subsection (1)(b) inserting “ **except with the express written permission of the Municipality**” ; by inserting a new subsection (1)(f); by renumbering subsection (1)(f) to subsection (1)(g) ; by inserting in subsection (1)(g) “ **by giving offence or display nudity**” ; by replacing subsection (1)(j) ; by replacing subsection (3) ; by replacing subsection (4); by replacing subsection (5) ; by replacing subsection (6);
 17. Amend Section 18 by replacing subsection (1)(a); by inserting in subsection (3)(c) the phrase “**attached to the perimeter boundary or wall of a property**” after “numbers” ; by inserting subsection (4);
 18. Amend Section 19 by replacing in subsection (2)(c) the word “treating” with the term “ **treatment**” ; by replacing in subsection (3)(a) the term “three” with the term “eight”;
 19. Amend Section 21 by replacing subsection (1)(a); by replacing subsection (1)(b)(i); by replacing in subsection (1)(b)(ii) the term “ section 7(1)(b)(ii)” with “**section 7(1)(c)(xii)**” ; by replacing subsection (1)(c); by replacing in subsection (1)(d) the term “schedule 37” with the term “**schedule 39**”; by replacing subsection (1)(e); by replacing subsection (2);
 20. Amend Section 22 by in subsection (5)(b) replacing the figure “81” with the figure “18” ; by inserting in subsection (5)(c) the term “**or video images** ” ; by replacing subsection (6)(l) ; by replacing subsection (6)(m); by renumbering subsections (6)(n), (o),(p); by renumbering subsection (6) to subsection (7); by insertion of subsection (8) after subsection (7);
 21. Amend Section 23 by replacing subsection (3)(a); by deleting in subsection(3)(a)(i) the term “already displayed as stipulated in his / her contract” with the term “**agreed upon in his / her contract**”;
 22. Amend Section 25 by replacing subsection (1)(b) ; by replacing subsection (1)(c) ; by replacing subsection (4) ; by replacing subsection (5) ; by inserting into subsection (8) the phrase “**and forms part of the Municipality’s official tariffs and is included in the municipality’s list of tariffs.**” ; by replacing subsection (9) ; by inserting into subsection (10) the phrase “ **would include storage costs**” after the word “prices , which”;
 23. Amend Section 26 by inserting into subsection (5) the following phrase at the end thereof “**and in addition to a fine per day per square meter of signage displayed for an unpermitted sign.**”; by inserting a new subsection (6);
 24. Amend Section 27 by replacing in subsection (1) the term “municipal officer” with the term “**Head : Planning or his /her delegated official**” ; by replacing subsection (2) ; by replacing in subsection (3) the term “ appeal authority” with the term “**Municipal Manager**” ; by replacing subsection (4) ; by replacing subsection (5);
 25. By inserting a new Section 28 and renumbering sections 29 – 34;
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26. Amend Section 29 by deleting subsections (3) and (4);
 27. Amend Section 30 by deleting from subsection (1) the reference to classes of signs and inserting the term **“and required by the said relevant department of Provincial of National Government”**;
 28. Amend Section 33 by replacing the title with **“Amendments”** ; by replacing subsection (1);
 29. Amend Section 34 by inserting the phrase **“ the amendments effected”** after the word “and”;
 30. Amend Schedule 1 by inserting into paragraph 3 at the end thereof, the following **“and the relevant authority in accordance with the stipulations of Section 29(1) of these By-laws.”** ; by inserting into paragraph 11 at the end thereof, the following **“a sign is allowed, subject to the maximum sizes allowed for animated signs”**; by inserting into paragraph 13 at the end thereof, the following **“from one to five years, and must not grant approval for an indefinite period”** ;
 31. Amend Schedule 2 by replacing paragraphs (4) and (5); by inserting into paragraph 8 thereof the following **“in a radius of 25 meters from the center of the intersection”**;
 32. Amend Schedule 3 by replacing it with an amended Schedule 3;
 33. Amend Schedule 4 by inserting a new Schedule 4 , **“Electronic Sign”**;
 34. By renumbering all the Schedules;
 35. Amend renumbered Schedule 5 by inserting a new Schedule 5 **“Gantry Billboards”**;
 36. Amend Schedule 6 by replacing it with a new Schedule 6; **“Small billboards and tower structures”**;
 37. Amend Schedule 7 by replacing it with a new Schedule 7, **“Street Furniture”**;
 38. Amend Schedule 8 by replacing it with a new Schedule 8, **“Banners, Flags and inflatables”**;
 39. Amend Schedule 9 by replacing it with a new Schedule 9, **“Estate Agent Boards”**;
 40. Amend Schedule 10 by replacing it with a new Schedule 10, **“Auctioneering signs; Sale of goods or livestock signs”**;
 41. Amend Schedule 11 by replacing it with a new Schedule 11, **“Lampposts, pavement posters and notices”**;
 42. Amend Schedule 12 by inserting a new Schedule 12, **“Handbills, leaflets, pamphlets and community newspapers”**;
 43. Amend Schedule 13, “Project Boards” by deleting under paragraphs 8, subparagraphs (d) and (e);
 44. Amend Schedule 14 by replacing it with Schedule 14 titled **“Window Signs”** and by deleting paragraphs 8 and 9 thereof;
 45. Amend Schedule 15 by inserting a new Schedule 15 , **“Security Signs”**;
 46. Amend Schedule 16 by replacing it with a new Schedule 16, **“Product replicas and three-dimensional signs”**;
 47. Amend Schedule 17 by replacing it with a new Schedule 17, **“Sky signs”**;
 48. Amend Schedule 18 by replacing it with a new Schedule 18, **“Roof Signs”**;
 49. Amend Schedule 19 by replacing it with a new Schedule 19, **“Flat Signs”**;
 50. Amend Schedule 20 by replacing it with a new Schedule 20, **“Projecting Signs”**;
 51. Amend Schedule 21 by replacing it with a new Schedule 21, **“Veranda, balcony, canopy and under-awnings signs”**;
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52. Amend Schedule 22 by inserting a new Schedule 22, "**Signs incorporated into the fabric of a building**";
 53. Amend Schedule 23 by inserting a new Schedule 23, "**Educational Facility signs**";
 54. Amend Schedule 24 by replacing it with a new Schedule 24, "**Signs on forecourts of business premises**";
 55. Amend Schedule 25 by replacing it with a new Schedule 25, "**Signs for residential-orientated land use and community services**";
 56. Amend Schedule 26 by replacing it with a new Schedule 26, "**On-premises business Signs**";
 57. Amend Schedule 27 by replacing it with a new Schedule 27, "**Signs on towers, bridges and pylons**";
 58. Amend Schedule 28 by replacing it with a new Schedule 28, "**Building wraps and signs on construction site boundary walls and fences**";
 59. Amend Schedule 30 by replacing it with a new Schedule 29 "**Sponsorship signs at public open spaces and parks**";
 60. Amend Schedule 31 by replacing it with a new Schedule 30, "**Sponsored road traffic project Signs**";
 61. Amend Schedule 32 by replacing it with a new Schedule 31, "**Service facility signs**";
 62. Amend Schedule 33 by replacing it with a new Schedule 32, "**Tourism Signs**";
 63. Amend Schedule 34 by replacing it with a new Schedule 33, "**Functional advertising signs by public bodies**";
 64. Amend Schedule 35 by replacing it with a new Schedule 34, "**Aerial Signs**";
 65. Amend Schedule 36 by replacing it with a new Schedule 35, "**Vehicular advertising**";
 66. Amend Schedule 37 by replacing it with a new Schedule 36, "**Trailer advertising**";
 67. Include Schedule 37, "**Figures illustrating restrictions on advertising inside and adjacent to road reserves at traffic intersections**";
 68. **Short title and commencement**

This By-law is called **Mangaung, Outdoor Advertising Amendment By-law** of 2015 and comes into operation on the date of promulgation thereof in the Provincial Gazette.

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, Tel.: (051) 403 3139. Free Voucher copies of the Provincial Gazette or cuttings of advertisements are NOT supplied.

Subscription Rates (payable in advance)

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

SUBSCRIPTION: (POST)

PRICE PER COPY	R 27.00
HALF-YEARLY	R 678.00
YEARLY	R 1 356.00

SUBSCRIPTION: (OVER THE COUNTER / E-MAIL)

PRICE PER COPY	R 19.00
HALF-YEARLY	R 470.00
YEARLY	R 940.00

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 16:00, three 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 08:00 on the Tuesday** 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: **R29.50** 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, Tel.: (051) 403 3139.

NUMBERING OF PROVINCIAL GAZETTE

You are hereby informed that the numbering of the Provincial Gazette /Tender Bulletin and notice numbers will from 2010 coincide with the relevant financial year. In other words, the chronological numbering starting from one will commence on or after 1 April of every year.

Printed and published by the Free State Provincial Government

PROVINSIALE KOERANT
(Verskyn elke Vrydag)

Alle korrespondensie, advertensies, ens. moet aan die Beampte Belas met die Provinsiale Koerant, Posbus 517, Bloemfontein, Tel.: No. (051) 403 3139 geadresseer word. Gratis eksemplare van die Provinsiale Koerant of uitknipsels van advertensies word NIE verskaf nie.

Intekengeld (vooruitbetaalbaar)

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

INTEKENGELD: (POS)

PRYS PER EKSEMPLAAR	R 27.00
HALFJAARLIKS	R 678.00
JAARLIKS	R 1 356.00

INTEKENGELD: (OOR DIE TOONBANK / E-POS)

PRYS PER EKSEMPLAAR	R 19.00
HALFJAARLIKS	R 470.00
JAARLIKS	R 940.00

Seëls word nie aanvaar nie.

Sluitingstyd vir die Aannee van Kopie

Alle advertensies moet die Beampte Belas met die Provinsiale Koerant bereik **nie later nie as 16:00 drie 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 nie as 08:00 op die Dinsdag** 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: **R29.50** per sentimeter of deel daarvan, enkel-kolom.

Advertensiegelde is vooruitbetaalbaar aan die Beampte belas met die Provinsiale Koerant, Posbus 517, Bloemfontein 9300, Tel.: (051) 403 3139.

NOMMERING VAN PROVINSIALE KOERANT

U word hiermee in kennis gestel dat die nommering van die Provinsiale Koerant / Tender Bulletin en kennisgewingnummers vanaf 2010 met die betrokke boekjaar sal ooreenstem. Met ander woorde, die kronologiese nommering beginnende met een, sal op of na 1 April van elke jaar begin.

Gedruk en uitgegee deur die Vrystaatse Provinsiale Regering