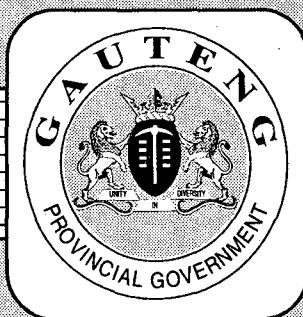


**THE PROVINCE OF
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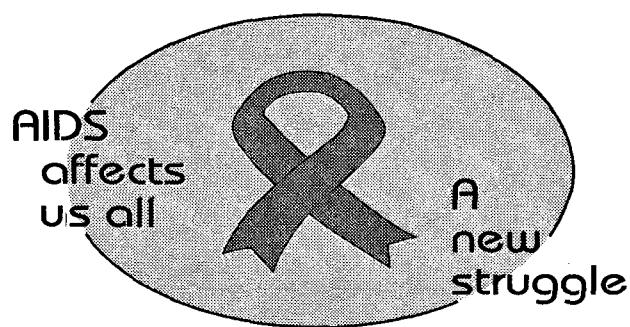
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PRETORIA, 19 JANUARY
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LOCAL AUTHORITY NOTICES

LOCAL AUTHORITY NOTICE 94

DECLARATION AS AN APPROVED TOWNSHIP

In terms of section 103 of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), the City of Johannesburg Metropolitan Municipality declares **Barbeque Downs Extension 19** to be an approved township subject to the conditions set out in the Schedule hereto.

SCHEDULE

STATEMENT OF THE CONDITIONS UNDER WHICH THE APPLICATION MADE BY LAWLESS PROPERTIES (PTY) LTD (HEREINAFTER REFERRED TO AS THE APPLICANT/TOWNSHIP OWNER) UNDER THE PROVISIONS OF CHAPTER III OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986), FOR PERMISSION TO ESTABLISH A TOWNSHIP ON THE REMAINDER OF PORTION 190 OF THE FARM BOTHASFONTEIN 408 JR HAS BEEN GRANTED

1. CONDITIONS OF ESTABLISHMENT

(1) Name

The name of the township shall be Barbeque Downs Extension 19.

(2) Design

The township shall consist of erven and a road as indicated on General Plan S.G. No. 8278/2003.

(3) Provision and installation of services

The township owner shall make the necessary arrangements with the local authority for the provision and installation of water and sanitation as well as the construction of roads and stormwater drainage in the township, to the satisfaction of the local authority.

(4) Electricity

(a) The local authority is not the bulk supplier of electricity in the township. The township owner shall in terms of Section 118(2)(b) of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986) make arrangements in this regard with ESKOM, the licensed supplier of electricity in the township.

(b) The local authority shall be notified in writing that satisfactory arrangements have been made in respect of the supply of electricity to the township and in this connection, the township owner shall submit the following to the local authority:

- (1) A certified copy of the agreement in respect of the supply of electricity entered into with ESKOM;
- (2) A certificate by ESKOM that acceptable financial arrangements with regard to (1) above have been made by the township owner.

(5) Provincial Government

(a) Should the township not be completed before 2 May 2004 the application shall be resubmitted to the Department of Transport and Public Works (Gauteng Provincial Government) for reconsideration.

(b) If however, before the expiry date of the mentioned period, circumstances change in such a way that roads and/or PWV routes under the control of the said Department are affected by the proposed layout of the township, the applicant shall resubmit the application for the purpose of fulfilment of the requirements of the controlling authority in terms of the provisions of Section 11 of Act 21 of 1940, as amended.

(c) The township owner shall comply with the conditions of the Department of Transport and Public Works (Gauteng Provincial Government) as set out in their letter dated 2 May 1994, to the satisfaction of the local authority.

(6) Access

(a) No access to or egress from the township shall be permitted along the lines of no access as indicated on layout plan 15/8/BD19/1X.

(b) Access to or egress from the township shall be provided to the satisfaction of the local authority.

(7) Disposal of existing Conditions of Title

All erven shall be made subject to existing conditions and servitudes, if any, including the reservation of rights to minerals, but excluding the following which does not affect the township:

The servitude for electrical purposes in favour of ESKOM vide diagram S.G. No. 2326/2002.

(8) Demolition of buildings and structures

The township owner shall at his own cost cause all existing buildings and structures situated within the building line reserves, side spaces or over common boundaries to be demolished to the satisfaction of the local authority, when required by the local authority to do so.

(9) Restriction on the transfer of an erf

Erf 525 shall be transferred only to Barbeque Downs 19 Erf 333 Home Owners Association, which Association shall have full responsibility for the functioning and proper maintenance of the said erf and the essential services within the said erf.

(10) Notarial Tie of erven

The township owner shall, after proclamation of the township but prior to the transfer of any erf in the township, notarially tie Erf 525 with Erven 333 and 366 Barbeque Downs Extension 21 to the satisfaction of the local authority.

(11) Obligations with regard to services and restriction regarding the alienation of erven

The township owner shall within such period as the local authority may determine, fulfil his obligations in respect of the provisions of water and sanitary services as well as the construction of roads and stormwater drainage and the installation of systems therefore, as previously agreed upon between the township owner and the local authority. Erven may not be alienated or be transferred into the name of a purchaser prior to the local authority certifying that sufficient guarantees/cash contributions in respect of the supply of services by the township owner, have been submitted or paid to the said local authority.

2. CONDITIONS OF TITLE

The erven mentioned hereunder shall be subject to the conditions as indicated imposed by the local authority in terms of the provisions of the Town Planning and Townships Ordinance, 1986.

(1) All erven (except Erf 525)

(a) Each erf is subject to a servitude, 2 m wide, in favour of the local authority, for sewerage and other municipal purposes, along any two boundaries other than a street boundary and in the case of a panhandle erf, an additional servitude for municipal purposes 2 m wide across the access portion of the erf, if and when required by the local authority: Provided that the local authority may dispense with any such servitude.

(b) No building or other structure shall be erected within the aforesaid servitude area and no large rooted trees shall be planted within the area of such servitude or within 2 m thereof.

(c) The local authority shall be entitled to deposit temporarily on the land adjoining the aforesaid servitude such material as may be excavated by it during the process of construction, maintenance or removal of such sewerage mains and other works as it, in its discretion may deem necessary and shall further be entitled to reasonable access to the said land for the aforesaid purpose subject to any damage done during the process of the construction, maintenance or removal of such sewerage mains and other works being made good by the local authority.

(2) Erf 525

(a) The entire erf as indicated on the General Plan, is subject to a servitude for municipal purposes and right of way, in favour of the local authority.

(b) The entire erf as indicated on the General Plan, is subject to a servitude of right of way in favour of Sunning Gate Homeowners Association.

(c) The erf shall not be alienated or transferred into the name of any purchaser, other than Barbeque Downs 19 Erf 333 Home Owners Association without the written consent of the local authority first having been obtained.

P. Moloi, City Manager
(Notice No.010/2004)
January 2004

PLAASLIKE BESTUURSKENNISGEWING 94

VERKLARING TOT 'N GOEDGEKEURDE DORP

Ingevolge artikel 103 van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), verklaar die Stad van Johannesburg Metropolitaanse Munisipaliteit hiermee die dorp **Barbeque Downs Uitbreiding 19** tot 'n goedgekeurde dorp onderworpe aan die voorwaardes uiteengesit in die bygaande Bylae.

BYLAE

VERKLARING VAN VOORWAARDES WAAROP DIE AANSOEK GEDOEËN DEUR LAWLESS PROPERTIES (EDMS) BPK (HIERNA DIE AANSOEKDOENER/ DORPSEIENAAR GENOEM) INGEVOLGE DIE BEPALINGS VAN HOOFSTUK III VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986), OM TOESTEMMING OM 'N DORP TE STIG OP DIE RESTANT VAN GEDEELTE 190 VAN DIE PLAAS BOTHASFONTEIN 408 JR TOEGESTAAAN IS

1. STIGTINGSVOORWAARDES

(1) Naam

Die naam van die dorp is Barbeque Downs Uitbreiding 19.

(2) Ontwerp

Die dorp bestaan uit erwe en 'n straat soos aangedui op Algemene Plan LG Nr 8278/2003.

(3) Voorsiening en installering van dienste

Die dorpsienaar moet die nodige reëlings met die plaaslike bestuur tref vir die voorsiening en installering van water en sanitêre dienste asook die konstruksie van strate en stormwaterdreinering in die dorp, tot tevredenheid van die plaaslike bestuur.

(4) Elektrisiteit

(a) Die plaaslike bestuur is nie die grootmaatverskaffer van elektrisiteit aan die dorp nie. Die dorpsienaar moet ingevolge Artikel 118(2)(b) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986, die nodige reëlings tref met ESKOM, die gelisensieerde verskaffer van elektrisiteit in die dorp.

(b) Die plaaslike bestuur moet skriftelik verwittig word dat bevredigende reëlings met betrekking tot die voorsiening van elektrisiteit aan die dorp, getref is en in die verband moet die dorpsienaar die volgende aan die plaaslike bestuur verskaf:

- (1) 'n gesertifiseerde afskrif van die ooreenkoms aangegaan met ESKOM rakende die voorsiening van elektrisiteit;
- (2) 'n sertifikaat van ESKOM dat aanvaarbare finansiële reëlings met betrekking tot (1) hierbo, deur die dorpstiger getref is.

(5) Provinciale Regering

(a) Indien die ontwikkeling van die dorp nie voor 2 Mei 2004 voltooi word nie, moet die aansoek hingerig word by die Departement van Vervoer en Publieke Werke (Gauteng Provinciale Regering) vir heroorweging.

(b) Indien omstandighede egter, voor die verstryking van die gemelde periode, tot so 'n mate Verander dat paaie en/of PWV roetes onder die beheer van die betrokke Departement deur die beoogde uitleg van die dorp geraak word, moet die applikant die aansoek herindien vir doeleindes van die nakoming van die vereistes van die beherende liggaam in gevolge die bepalings van Artikel 11 van Wet 21 van 1940, soos gewysig.

(c) Die dorpsienaar moet voldoen aan die vereistes van die Departement van Vervoer en Publieke Werke (Gauteng Provinciale Regering) soos uiteengesit in hulle skrywe gedateer 2 Mei 1994, tot tevredenheid van die plaaslike bestuur.

(6) Toegang

(a) Geen toegang tot of uitgang vanuit die dorp sal toegelaat word langs die lyne van geen toegang soos aangedui op uitlegplan 15/8/BD19/1X.

(b) Toegang tot en uitgang vanuit die dorp moet tot tevredenheid van die plaaslike bestuur voorsien word.

(7) Beskikking oor bestaande Titelvoorwaardes

Alle erwe moet onderworpe gemaak word aan bestaande voorwaardes en servitute, indien enige, met inbegrip van die voorbehoude van die regte op minerale, maar uitgesonderd die volgende wat nie die dorp raak nie:

The servitude for electrical purposes in favour of ESKOM vide diagram S.G. No. 2326/2002.

(8) Sloping van geboue en strukture

Die dorpsseienaar moet op eie koste alle bestaande geboue en strukture wat binne boullynreserwes, kantruimtes of oor gemeenskaplike grense geleë is, laat sloop tot bevrediging van die plaaslike bestuur wanneer die plaaslike bestuur dit vereis.

(9) Beperking op die oordrag van 'n erf

Erf 525 mag slegs aan Barbeque Downs 19 Erf 333 Huiselenaarsvereniging oorgedra word, welke Vereniging volle verantwoordelikheid sal dra vir die funksionering en behoorlike instandhouding van die erf en die noodsaaklike dienste binne die gemelde erf.

(10) Notariële verbinding van erwe

Die dorpsseienaar moet na proklamasie van die dorp, maar voor oordrag van enige erf in die dorp, Erf 525 notarieël verbind met Erwe 333 en 366 Barbeque Downs Uitbreiding 21, tot tevredenheid van die plaaslike bestuur.

(11) Verpligtinge ten opsigte van dienste en beperking betreffende die vervreemding van erwe

Die dorpsseienaar moet binne sodanige typerk as wat die plaaslike bestuur mag bepaal, sy verpligtinge met betrekking tot die voorsiening van water en sanitêre dienste asook die konstruksie van paaie en stormwaterdrennering en die installering van die stelsels daarvoor, soos vooraf ooreengekom tussen die dorpsseienaar en die plaaslike bestuur, nakom. Erwe mag nie vervreem of oorgedra word in die naam van 'n koper alvorens die plaaslike bestuur bevestig het dat voldoende waarborg/kontantbydraes ten opsigte van die voorsiening van dienste deur die dorpsseienaar aan die plaaslike bestuur gelewer of betaal is.

2. TITELVOORWAARDES

Die erwe hieronder genoem is onderworpe aan die voorwaardes soos aangedui deur die plaaslike bestuur ingevolge die bepalings van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986.

(1) Alle erwe (behalwe Erf 525)

(a) Elke erf is onderworpe aan 'n servitut 2 m breed, ten gunste van die plaaslike bestuur, vir riolerings-en ander munisipale doeleindes, langs enige twee grense, uitgesonderd 'n straatgrens en, in die geval van 'n pypsteelerf, 'n addisionele servitut vir munisipale doeleindes 2 m breed oor die toegangsgedeelte van die erf, indien en wanneer verlang deur die plaaslike bestuur: Met dien verstande dat die plaaslike bestuur van enige sodanige servitut mag afsien.

(b) Geen gebou of ander struktuur mag binne die voornoemde servitutgebied opgerig word nie en geen grootwortelbome mag binne die gebied van sodanige servitut of binne 2 m daarvan, geplant word nie.

(c) Die plaaslike bestuur is geregtig om enige materiaal wat deur hom uitgegrawe word tydens die aanleg, onderhoud of verwydering van sodanige rielhoofpypleidings, en ander werke wat hy volgens goedgunstige noodsaaklik ag, tydelik te plaas op die grond wat aan die voornoemde servitut grens en voorts sal die plaaslike bestuur geregtig wees tot redelike toegang tot genoemde grond vir die voornoemde doel, onderworpe daaraan dat die plaaslike bestuur enige skade vergoed wat gedurende die aanleg, onderhoud of verwydering van sodanige rielhoofpypleiding en ander werke veroorsaak word.

(2) Erf 525

- (a) Die hele erf soos aangedui op die Algemene Plan, is onderworpe aan 'n serwituit vir munisipale doeleindes en reg-van-weg, ten gunste van die plaaslike bestuur.
- (b) Die hele erf soos aangedui op die Algemene Plan, is onderworpe aan 'n serwituit van reg-van-weg, ten gunste van Sunning Gate Huisseienaarsvereniging.
- (c) Die erf mag nie vervreem of oorgedra word in die naam van enige koper behalwe aan Barbeque Downs 19 Erf 333 Huisseienaarsvereniging, sonder dat die skriftelike toestemming van die plaaslike bestuur eers vooraf verkry is nie.

P. Moloi, Stadsbestuurder
(Kennisgewing 010/2004)
Januarie 2004.

LOCAL AUTHORITY NOTICE 95**AMENDMENT SCHEME 07-2008**

The City of Johannesburg Metropolitan Municipality herewith in terms of the provisions of section 125(1)(a) of the Town Planning and Townships Ordinance No 15 of 1986, declares that he has approved an amendment scheme being an amendment of the Halfway House and Clayville Town Planning Scheme, 1976, comprising the same land as included in the township of **Barbeque Downs Extension 19**. Map 3 and the scheme clauses of the amendment scheme are filed with the Executive Director: Development Planning, Transportation and Environment: City of Johannesburg metropolitan Municipality and are open for inspection at all reasonable times.

This amendment is known as Amendment Scheme 07-2008.

P. Moloi, City Manager
(Notice 011/2004)
January 2004

PLAASLIKE BESTUURSKENNISGEWING 95**WYSIGINGSKEMA 07-2008**

Die Stad van Johannesburg Metropolitaanse Munisipaliteit verklaar hiermee ingevolge die bepalings van artikel 125(1)(a) van die Ordonnansie op Dorpsbeplanning en Dorpe Nr 15 van 1986, dat hy 'n wysigingskema synde 'n wysiging van die Halfway House en Clayville Dorpsbeplanningskema, 1976, wat uit dieselfde grond as die dorp **Barbeque Downs Uitbreiding 19** bestaan, goedgekeur het. Kaart 3 en die skemaklousules van die wysigingskema word in bewaring gehou deur die Uitvoerende Direkteur: Ontwikkelingsbeplanning, Vervoer en Omgewing: Stad van Johannesburg Metropolitaanse Munisipaliteit en is beskikbaar vir inspeksie gedurende alle redelike tye.

Hierdie wysiging staan bekend as Wysigingskema 07-2008.

P. Moloi, Stadsbestuurder
(Kennisgewing 011/2004)
Januarie 2004

