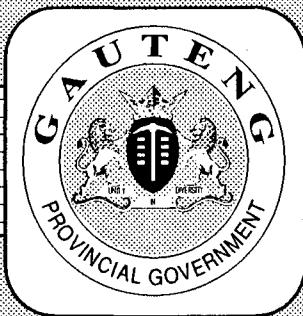


**THE PROVINCE OF  
GAUTENG**



**DIE PROVINSIE  
GAUTENG**

# **Provincial Gazette Extraordinary Buitengewone Provinsiale Koerant**

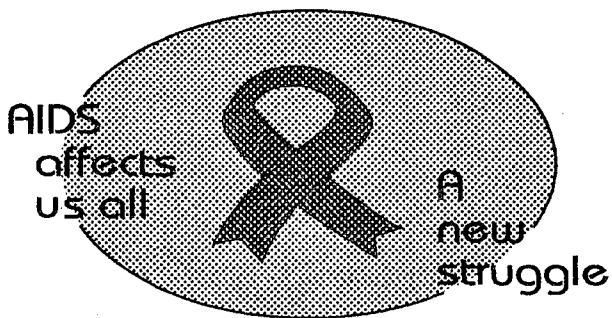
Selling price • Verkoopprys: **R2,50**  
Other countries • Buiteland: **R3,25**

**Vol. 11**

PRETORIA, 4 JANUARY 2005

**No. 5**

**We all have the power to prevent AIDS**



**AIDS  
HELPUNE**

**0800 012 322**

DEPARTMENT OF HEALTH

**Prevention is the cure**



---

**CONTENTS • INHOUD**

| No.                            |   | Page<br>No. | Gazette<br>No. |
|--------------------------------|---|-------------|----------------|
| <b>LOCAL AUTHORITY NOTICES</b> |   |             |                |
| 21                             | Town-planning and Townships Ordinance (15/1986): City of Johannesburg: Amendment Scheme 05–1157 ..... | 3           | 5              |
| 22                             | do.: do.: Declaration as approved township: Honeydew Manor Extension 6 .....                          | 3           | 5              |

---

## LOCAL AUTHORITY NOTICES

---

### LOCAL AUTHORITY NOTICE 21

#### CITY OF JOHANNESBURG AMENDMENT SCHEME 05-1157

The Council hereby in terms of provisions of Section 125 of the Town-planning and Townships Ordinance, 1986, declares that it has approved the amendment scheme, being an amendment of the Roodepoort Town-planning Scheme 1987, comprising the same land, as included in the Township of **HONEYDEW MANOR EXTENSION 6**

Map 3, Annexure and scheme clauses of the amendment scheme are filed with the Executive Director: Development Planning, Transportation and Environment: City of Johannesburg and are open for inspection at all reasonable times.

The amendment scheme is known as Amendment Scheme **05-1157**

**Executive Director: Development Planning, Transportation and Environment**  
Notice No. 1343/2004

---

### PLAASLIKE BESTUURSKENNISGEWING 21

#### STAD VAN JOHANNESBURG WYSIGINGSKEMA 05-1157

Die Stadraad verklaar hierby ingevolge die bepalings van artikel 125 van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986, dat dit 'n wysigingskema synde 'n wysiging van Roodepoortse - dorpsbeplanningskema, 1987, wat uit dieselfde grond as die dorp **HONEYDEW MANOR UITBREIDING 6** bestaan, goedgekeur het.

Kaart 3, Bylae en die skemaklousules van die wysigingskema word in bewaring gehou deur Uitvoerende Direkteur: Ontwikkelings Beplanning, Vervoer en Omgewing, Stad van Johannesburg en is beskikbaar vir inspeksie te alle redelike tye.

Hierdie wysiging staan bekend as Wysigingskema **05-1157**

**Uitvoerende Direkteur: Ontwikkelings Beplanning, Vervoer en Omgewing**  
Notice No. 1343/2004

---

### LOCAL AUTHORITY NOTICE 22

#### CITY OF JOHANNESBURG DECLARATION AS APPROVED TOWNSHIP

In terms of section 103(1) of the Town-planning and Townships Ordinance, 1986 (Ordinance No. 15 of 1986) the CITY OF JOHANNESBURG METROPOLITAN MUNICIPALITY declares **HONEYDEW MANOR EXTENSION 6** to be an approved township subject to the conditions set out in the Schedule hereto.

#### SCHEDULE

**CONDITIONS UNDER WHICH THE APPLICATION MADE BY BERGKRIEK PROPERTIES (PROPRIETARY) LIMITED (HEREIN AFTER REFERRED TO AS THE APPLICANT) UNDER THE PROVISIONS OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE 1986 (ORDINANCE NO 15 OF 1986) FOR PERMISSION TO ESTABLISH A TOWNSHIP ON PORTION 585 (A PORTION OF PORTION 95) OF THE FARM WILGESPRUIT 190 IQ, PROVINCE OF GAUTENG, HAS BEEN GRANTED.**

**1. CONDITIONS OF ESTABLISHMENT****1. NAME**

The name of the township shall be HONEYDEW MANOR EXTENSION 6

**2. DESIGN**

The township shall consist of erven as indicated on General Plan S.G. 6172/2004

**3. PROVISION AND INSTALLATION OF ENGINEERING SERVICES**

The township owner shall provide engineering services in the township, subject to the approval of the Council and/or City Power / Eskom.

**4. OBLIGATIONS IN RESPECT OF SERVICES AND LIMITATIONS IN RESPECT OF THE ALIENATION OR ERVEN**

- (a) The Township owners shall, in terms of a prior agreement with the Council, fulfill their obligations with the regard to the provision of engineering services in and for the township in terms of Chapter 5 of the Ordinance.
- (b) Contributions towards the provisions of external engineering services, bulk sewer and endowment in lieu of parkland shall be payable in terms of the Ordinance.
- (c) No erven may be alienated or be transferred into the name of a buyer prior to the Council having confirmed that sufficient guarantees / cash contributions / endowments in respect of the supply of services by the township owner has been made to the said Council.

**5. REMOVAL AND REPLACEMENT OF MUNICIPAL SERVICES**

If, by reason of the establishment of the township, it should become necessary to remove or replace any existing municipal services, the cost thereof shall be borne by the township owner.

**6. 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.

**7. FORMATION AND DUTIES OF SECTION 21 COMPANIES OR OTHER SIMILAR LEGAL ENTITIES**

- (a) The applicant shall properly and legally constitute a Property Owners or Residents Association ("the Association") under Section 21 of the Companies Act 61 of 1973 to the satisfaction of the Council before the sale of the first erf, which association shall not be de-registered without the consent of the Council.
- (b) The access erf (Erf 893) and Private Open Space (Erf 845) shall be registered in the name of the Resident's Association, and said road portion may not be sold or in any way disposed of without prior written consent of the Council.
- (c) The construction and maintenance of the road over the Right of Way shall be the responsibility of the applicant until that responsibility can be taken over by the Association.

- (d) Each and every owner of Erven 840 to 892 shall become a member of the Residents Association upon transfer of the erf. Such Association shall have full responsibility for the Erf 845 (Private Open Space) and Erf 893 (Access Erf).
- (e) The Resident's Association shall have full legal power to levy from each and every member the costs incurred in fulfilling its function, and shall have legal recourse to recover such fees in the event of a default in payments by any member.
- (f) The Council shall not be liable for the malfunction of the surfacing of the access way and/or the stormwater drainage system, and/or any essential services, with the exception of the sewerage system.
- (g) A servitude for municipal purposes shall be registered over Erf 893 in favour of, and to the satisfaction of, the Council.
- (h) The Council shall be indemnified from any responsibility for the cost of repairs to the access roadway in the event of it having to gain access or provide underground services in the future.
- (i) Access from Erven 840 to 892 to a public road shall be across Erf 893.
- (j) The Council shall have unrestricted access to Erf 893 at all times.

## 2. CONDITIONS OF TITLE

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

### (1) ALL ERVEN

- (a) The erf is subject to a servitude, 2m wide, in favour of the Council 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, 2m wide across the access portion of the erf, if and when required by the Council: Provided that the Council 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 2m thereof.
- (c) The Council shall be entitled to deposit temporarily on the land adjoining the aforesaid servitude such material as may be excavated by it during the course of the 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 Council.

### (2) ERVEN 846

The erf is subject to a 2m wide servitude for municipal purposes as indicated on the General Plan.

### (3) ERF 844

The erf is subject to a 2m wide servitude for municipal purposes as indicated on the General Plan.

(4) **ERF 893**

The erf is subject to a servitude for municipal purposes as indicated on the General Plan.

**Executive Director: Development Planning, Transportation and Environment**  
Notice No. 1344/2004

---

**PLAASLIKE BESTUURSKENNISGEWING 22****STAD VAN JOHANNESBURG  
VERKLARING TOT GOEDGEKEURDE DORP**

Ingevolge artikel 103(1) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie No. 15 van 1986) verklaar die STAD VAN JOHANNESBURG hierby die dorp **HONEYDEW MANOR UITBREIDING 6** tot 'n goedgekeurde dorp onderworpe aan die voorwaardes uiteengesit in die bygaande Bylae.

**BYLAE**

**VOORWAARDES WAAROP DIE AANSOEK GEDOEN DEUR BERGKRIEK PROPERTIES (PTY) LTD. (HIERNA DIE AANSOEKDOENER GENOEM) INGEVOLGE DIE BEPALINGS VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986, OM TOESTEMMING OM 'N DORP TE STIG OP GEDEELTE 585 (GEDEELTE OP GEDEELTE 95) VAN DIE PLAAS WILGESPRUIT 190 IQ, PROVINSIE GAUTENG, TOEGESTAAN IS.**

**1. STIGTINGSVOORWAARDES****1. NAAM**

Die naam van die dorp is **HONEYDEW MANOR UITBREIDING 6**

**2. ONTWERP**

Die dorp bestaan uit erwe soos aangedui op **Algemene Plan SG No. 6172/2004**.

**3. VOORSIENING EN INSTALLERING VAN DIENSTE**

Die dorpseienaars moet die nodige reelings met die Raad tref vir die voorsiening en instalering van water en sanitere dienste asook die konstruksie van strate en stormwaterdreinering in die dorp, tot bevrediging van die Raad.

**4. VERPLIGTINGE TEN OPSIGTE VAN NOODSAAKLIKE DIENSTE ASOOK DIE BEPERKING TEN OPSIGTE VAN VERVREMING OF OORDRAGTE**

(a) Die dorpseienaars sal, in terme van n vooraf gereelde ooreenkoms met die Raad, sy verpligtinge rakende tot die voorsiening van ingenieursdienste in en vir die dorp, in terme van Hoofstuk 5 van die Ordonnansie.

(b) n Bydrae tot die voorsiening van ingenieursdienste en begiftiging ten opsigte van parkegrond sal betaalbaar wees.

(c) Geen erwe mag 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 dorpseienaars aan die Stadsraad gelewer is nie.

**5. VERSKUIWING OF DIE VERVANGING VAN MUNISIPALE DIENSTE**

Indien dit as gevolg van die stigting van die dorp nodig word om enige bestaande municipale dienste te verskuif of te vervang moet die koste daarvan deur die dorpseienaars gedra word.

## **6. BESKIKKING OOR BESTAANDE TITELVOORWAARDES**

Alle erwe moet onderhewig gemaak word aan bestaande titelvoorwaardes en serwitute, indien enige, insluitende die reservering van die mineraleregte.

## **7. STIGTING EN VERPLIGTING VAN ARTIKEL 21 MAATSKAPPY OF SOORTGELYKE REGS ENTITEITE**

- (a) Die aansoekers moet wetiglik en volgens voorskrif n Huiseienaars Assosiasie of Inwoners-vereniging tot goedkeuring van die Stadsraad saamstel, in terme van artikel 21 van die Eiedoms Wet 61 van 1973, voor of gelyktydig met die verkoop van die eerste erf in die dorp, (waarvan vereniging nie mag de-registreer sonder die toestemming van die Raad).
- (b) Die Toegangserf (Erf 893) en Privaat oopruimte (Erf 845) sal in die naam van die Inwoners-Vereniging geregistreer word, waarvan dié genoemde pad gedeelte en privaat oopruimte nie mag verkoop of vervreem word, sonder vooraf geskrewe toestemming van die Raad.
- (c) Die konstruksie en instandhouding van die pad oor die Reg-van-weg, sal die verantwoordelikheid van die aansoeker bly tot en met die verantwoordelikheid deur die Assosiasie oorgeneem kan word.
- (d) Iedere en elke eienaar van Erwe 840 tot 892 sal 'n lid van die Inwoners-vereniging word met oordrag van die erf. Sodanige Vereniging sal volle verantwoordelikheid neem oor Erf 845 (Privaat Oop Ruimte) en Erf 893 (Toegangserf).
- (e) Die Inwoners-vereniging sal die wettige reg hê om die kostes aangegaan ter vervulling van sy doel van ieder en elke lid te hef en sal toegang he tot regshulp ter verhaling van sodanige fooi in die geval van die wanbetaling deur enige lid.
- (f) Die Stadsraad sal nie aanspreeklik wees vir die gebrekbaarheid van die oppervlak van die toegangsweg en of die vloedwater dreineringstelsel en of enige noodsaaklike dienste, met die uitsondering van die rioleringstelsel.
- (g) 'n Serwituit vir munisipaliteit doeleinades sal geregistreer word oor Erf 893 ten gunste van die Raad.
- (h) Die Raad sal gevrywaar word teen enige verantwoordelikheid vir die koste van herstelwerk tot die toegangs pad in die geval van toegang of voorsiening van ondergrondse dienste in die toekoms.
- (i) Toegang van Erwe 840 tot 892 tot 'n openbare pad sal oor die toegangserf 893 wees.
- (j) Die Raad sal onbeperkte toegang tot Erf 893 te alle tye, verkry.

## **2.**

## **TITELVOORWAARDES**

Die erwe hieronder genoem sal onderworpe wees aan die voorwaardes soos aangedui, opgele deur die Raad ingevolge die bepalings van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986.

### **(1) ALLE ERWE**

- (a) Die erf is geregtig op 'n serwituit van 2 meter breed vir riolering-s en ander munisipale doeleinades, ten gunste van die Raad langs enige twee grense, uitgesonderd 'n straatgrens en, in die geval van 'n pypsteelerf, 'n addisionele serwituit vir munisipale doeleinades 2 meter breed oor die toegangsgedeelte van die erf, indien en wanneer verlang deur die Raad : Met dien verstande dat die Raad van enige sodanige serwituit mag afsien.
- (b) Geen geboue of ander struktuur mag binne die voornoemde serwituitgebied opgerig word nie en geen grootwortelbome mag binne die gebied van sodanige serwituit of binne 'n afstand van 2 meter daarvan geplant word nie.

(c) Die Raad is geregtig om enige materiaal wat deur hom uitgegrawe word tydens die aanleg, onderhou of verwydering van sodanige rioolhoofpypleidings en ander werke wat hy volgens goeddunke noodsaaklik ag, tydelik te plaas op die grond wat aan die voornoemde serwituit grens en is voorts geregtig tot redelike toegang tot genoemde grond vir die voornoemde doel, onderworpe daaraan dat die Raad enige skade vergoed wat gedurende die aanleg onderhou of verwydering van sodanige rioolhoofpypleidings en ander werke veroorsaak word.

(2) **ERF 846**

Die erf is onderworpe aan n 2m wye serwituit vir munisipale doeleiendes, soos aangedui op die Algemene Plan.

(3) **ERF 844**

Die erf is onderworpe aan n 2m wye serwituit vir munisipale doeleiendes, soos aangedui op die Algemene Plan.

(4) **ERF 893**

Die erf is onderworpe aan n serwituit vir munisipale doeleiendes, soos aangedui op die Algemene Plan.

2)

**Uitvoerende Direkteur: Ontwikkelings, Beplanning, Vervoer en Omgewing**

Notice No. 1344/2004

---