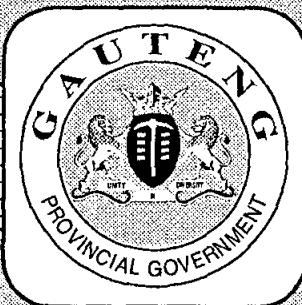


THE PROVINCE OF
GAUTENG



DIE PROVINSIE
GAUTENG

Provincial Gazette Extraordinary Buitengewone Provinciale Koerant

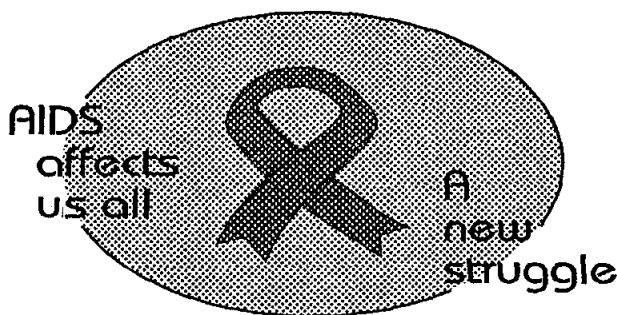
Selling price · Verkoopprys: R2,50
Other countries · Buitelands: R3,25

Vol. 12

PRETORIA, 10 FEBRUARY 2006
FEBRUARIE 2006

No. 47

We all have the power to prevent AIDS



AIDS
HELPUNE

0800 012 322

DEPARTMENT OF HEALTH

Prevention is the cure



CONTENTS • INHOUD

No.		Page No.	Gazette No.
LOCAL AUTHORITY NOTICES			
264	Town-planning and Townships Ordinance (15/1986); City of Johannesburg Metropolitan Municipality: Declaration as an approved township; Erand Gardens Extension 46	3	47
265	do.; do.: Amendment Scheme 07-4900	7	47

LOCAL AUTHORITY NOTICES

LOCAL AUTHORITY NOTICE 264

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 **Erand Gardens Extension 46** 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 MARLOW PROJECTS CC (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 PORTION 989 (A PORTION OF PORTION 987) OF THE FARM RANDJESFONTEIN 405 JR HAS BEEN GRANTED

1. CONDITIONS OF ESTABLISHMENT

(1) Name

The name of the township shall be Erand Gardens Extension 46.

(2) Design

The township shall consist of erven and roads as indicated on General Plan S.G. No. 9747/2005.

(3) Provision and installation of services

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

(4) Provincial Government

(a) Should the development of the township not been completed on or before 17 July 2006 the application shall be resubmitted to the Department of Public Transport, Roads and 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 township owner 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.

(5) Removal or replacement of existing services

Should it, by reason of the establishment of the township, be necessary to remove or replace any existing municipal, ESKOM and/or TELKOM services, the costs thereof shall be borne by the township owner.

(6) Access

(a) No access to or egress from the township shall be permitted along the lines of no access as indicated on the approved layout plan of the township.

(b) Access to and egress from the township shall be provided to the satisfaction of the local authority, Johannesburg Roads Agency and/or the Department of Public Transport, Roads and Works (Gauteng Provincial Government).

(7) Demolition of buildings and structures

The township owner shall at its 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 requested thereto by the local authority.

(8) Disposal of existing Conditions of Title

All erven shall be made subject to existing conditions and servitudes, if any.

(9) Consolidation of erven

The township owner shall, at its own costs, after proclamation of the township but prior to the transfer of any erf/unit in the township, consolidate Erf 600 and Erf 601, to the satisfaction of the local authority.

(10) Endowment

The township owner shall, if applicable, in terms of the provisions of Section 98(2) of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), pay a lump sum as endowment to the local authority for the provision of land for a park (public open space).

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

(a) The township owner shall, at his own costs and to the satisfaction of the local authority, design, provide and construct all services including the internal roads and the stormwater reticulation, within the boundaries of the township. Erven or units in the township, may not be alienated or transferred into the name of a purchaser prior to the local authority certifying to the Registrar of Deeds that these services had been provided and installed; and

(b) The township owner shall, within such period as the local authority may determine, fulfil his obligations in respect of the provision of electricity, water and sanitary services as well as the construction of roads and stormwater drainage and the installation of systems therefor, as previously agreed upon between the township owner and the local authority. Erven or units in the township, may not be alienated or transferred into the name of a purchaser, prior to the local authority certifying to the Registrar of Deeds 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.

All erven

(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 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 local authority.

(d) The registered owner of each erf shall, before or during development of the township, erect a physical barrier which is in compliance with the requirements of the Department of Public Transport, Roads and Works (Gauteng Provincial Government), along the boundary thereof abutting on the proposed Road K56. The erection of such barrier shall be done to the satisfaction of the local authority and/or the Department and shall be maintained by the registered owner, to the satisfaction of the local authority and/or the Department.

(e) Except for the physical barrier referred to in clause (d) above, a swimming bath or any essential stormwater drainage structure, no building, structure or other thing which is attached to the land, even though it does not form part of that land, shall be erected nor shall anything be constructed or laid under or below the surface of the erven within a distance less than 16 m from the boundary of the erf abutting on proposed Road K56. No alteration or addition to any existing structure or building situated within the said distance of 16m, shall be made except with the written consent of the Department of Public Transport, Roads and Works (Gauteng Provincial Government).

P. Moloi, City Manager

(Notice No. 105/2006)

February 2006

PLAASLIKE BESTUURSKENNISGEWING 264

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 **Erand Gardens Uitbreiding 46** tot 'n goedgekeurde dorp onderworpe aan die voorwaardes uiteengesit in die bygaande Bylae.

BYLAE

VERKLARING VAN VOORWAARDES WAAROP DIE AANSOEK GEDOEËN DEUR MARLOW PROJECTS BK (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 GEDEELTE 989 ('N GEDEELTE VAN GEDEELTE 987) VAN DIE PLAAS RANDJESFONTEIN 405 JR TOEGESTAAAN IS

1. STIGTINGSVOORWAARDES

(1) Naam

Die naam van die dorp is Erand Gardens Uitbreiding 46.

(2) Ontwerp

Die dorp bestaan uit erwe en paaie soos aangedui op Algemene Plan LG Nr 9747/2005.

(3) Voorsiening en installering van dienste

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

(4) Provinciale Regering

(a) Indien die ontwikkeling van die dorp nie voor of op 17 Julie 2006 voltooi word nie, moet die aansoek hingebied word by die Departement van Openbare Vervoer, Paaie en 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 dorpseienaar 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.

(5) Verwydering of vervanging van bestaande dienste

Indien dit as gevolg van die dorpstigting, nodig is om enige bestaande munisipale, ESKOM en/of TELKOM dienste te verwyder of te vervang, moet die koste daarvan deur die dorpseienaar gedra word.

(6) Toegang

(a) Geen toegang tot of uitgang vanuit die dorp, sal langs die lyne van geen toegang soos aangedui op die goedgekeurde uitlegplan van die dorp, toegelaat word nie.

(b) Toegang tot en uitgang vanuit die dorp moet voorsien word tot tevredenheid van die plaaslike bestuur, Johannesburg Roads Agency (Edms) Bpk en/of die Departement van Openbare Vervoer, Paaie en Werke (Gauteng Provinciale Regering).

(7) Slooping van geboue en strukture

Die dorpseienaar moet op eie koste alle bestaande geboue en strukture wat binne boulynreservves, kantruimtes of oor gemeenskaplike grense geleë is, laat sloop tot bevrediging van die plaaslike bestuur indien daartoe versoek deur die plaaslike bestuur.

(8) Beskikking oor bestaande Titelvoorwaardes

Alle erwe moet onderworpe gemaak word aan bestaande voorwaardes en serwitute, indien enige.

(9) Konsolidasie van erwe

Die dorpseienaar moet, op eie koste, na proklamasie van die dorp maar voor die oordrag van enige erf/eenheid in die dorp, Erf 600 en Erf 601, konsolideer tot tevredenheid van die plaaslike bestuur.

(10) Begiftiging

Die dorpseienaar moet, indien van toepassing, ingevolge die bepalings van Artikel 98(2) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986) 'n globale bedrag as begiftiging aan die plaaslike bestuur betaal vir die voorsiening van grond vir 'n park (openbare oop ruimte).

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

(a) Die dorpseienaar moet, op sy eie koste en tot tevredenheid van die plaaslike bestuur, alle dienste binne die grense van die dorp, ontwerp, voorsien en konstrueer, insluitend die interne paaie en die stormwaterretikulasie. Erwe/eenhede in die dorp, mag nie vervreem of oorgedra word in die naam van 'n koper alvorens die plaaslike bestuur aan die Registrateur van Aktes gesertifiseer het dat hierdie dienste voorsien en geïnstalleer is; en

(b) Die dorpseienaar moet, binne sodanige tydperk as wat die plaaslike bestuur mag bepaal, sy verpligtinge met betrekking tot die voorsiening van elektrisiteit, water en sanitêre dienste asook die konstruksie van paaie en stormwaterreinering en die installering van die stelsels daarvoor, soos vooraf ooreengekom tussen die dorpseienaar en die plaaslike bestuur, nakom. Erwe en/of eenhede in die dorp mag nie vervreem of oorgedra word in die naam van 'n koper alvorens die plaaslike bestuur aan die Registrateur van Aktes gesertifiseer het dat voldoende waarborgte/kontantbydraes ten opsigte van die voorsiening van die dienste deur die dorpseienaar, aan die plaaslike bestuur gelewer of betaal is.

2. TITELVOORWAARDES

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

Alle erwe

(a) Elke erf is onderworpe aan 'n serwituit 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 serwituit 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 serwituit mag afsien.

(b) Geen gebou of ander struktuur mag binne die voornoemde serwituitgebied opgerig word nie en geen grootwortelbome mag binne die gebied van sodanige serwituit 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 rioolhoofpypleidings, en ander werke wat hy volgens goedunke noodsaklik ag, tydelik te plaas op die grond wat aan die voornoemde serwituit 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 rioolhoofpypleiding en ander werke veroorsaak word.

(d) Die geregistreerde eienaar van elke erf moet voor of gedurende die ontwikkeling van die dorp, 'n fisiese versperring wat in ooreenstemming is met die vereistes van die Departement van Openbare Vervoer, Paaie en Werke (Gauteng Provinciale Regering), langs die grens daarvan aangrensend aan die voorgestelde Pad K56, oprig. Die oprigting van sodanige versperring moet tot tevredenheid van die plaaslike bestuur en/of die Departement gedoen word en moet deur die geregistreerde eienaar, tot tevredenheid van die plaaslike bestuur en/of die Departement, instand gehou word.

(c) Behalwe vir die fisiese versperring waarna in klousule (d) verwys word, 'n swembad of enige noodsaklike stormwaterreiningsstruktuur, mag geen gebou, struktuur of ander ding wat aan die grond geheg is, selfs al vorm dit nie deel van die grond nie, opgerig word nie of sal nijs gekonstrueer word op of gelê word binne of onder die oppervlakte van die erf binne 'n afstand van minder as 16m vanaf die erfgrens aangrensend aan die voorgestelde Pad K56 nie. Geen verandering of aanbouing mag aan enige bestaande struktuur of gebou geleë binne die gemelde afstand van 16m, gedoen word nie, behalwe met die skriftelike toestemming van die Departement van Openbare Vervoer, Paaie en Werke (Gauteng Provinciale Regering) nie.

P. Moloi, Stadsbestuurder
 (Kennisgewing Nr 105/2006)
 Februarie 2006.

LOCAL AUTHORITY NOTICE 265**AMENDMENT SCHEME 07-4900**

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 **Erand Gardens Extension 46**. Map 3 and the 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.

This amendment is known as Amendment Scheme 07-4900.

P. Moloi, City Manager

(Notice No. 106/2006)

February 2006

PLAASLIKE BESTUURSKENNISGEWING 265**WYSIGINGSKEMA 07-4900**

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 **Erand Gardens Uitbreiding 46** 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 en is beskikbaar vir inspeksie op alle redelike tye.

Hierdie wysiging staan bekend as Wysigingskema 07-4900.

P. Moloi, Stadsbestuurder

(Kennisgewing Nr 106/2006)

Februarie 2006

