



KWAZULU-NATAL PROVINCE
KWAZULU-NATAL PROVINSIE
ISIFUNDAZWE SAKWAZULU-NATALI

Provincial Gazette • Provinsiale Koerant • Igazethi Yesifundazwe

(Registered at the post office as a newspaper) • (As 'n nuusblad by die poskantoor geregistreer)
(Irejistiwee njengephephandaba eposihhovisi)

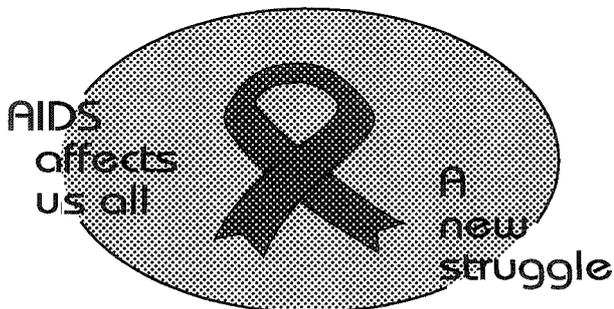
Vol. 2

PIETERMARITZBURG,

6 NOVEMBER 2008
6 KULWEZI 2008

No. 191

We all have the power to prevent AIDS



**AIDS
HELPLINE**

0800 012 322

DEPARTMENT OF HEALTH

Prevention is the cure

N.B. The Government Printing Works will not be held responsible for the quality of "Hard Copies" or "Electronic Files" submitted for publication purposes



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IMPORTANT NOTICE

The
KwaZulu-Natal Provincial Gazette Function
will be transferred to the
Government Printer in Pretoria
as from 26 April 2007

NEW PARTICULARS ARE AS FOLLOWS:

Physical address:

Government Printing Works
149 Bosman Street
Pretoria

Postal address:

Private Bag X85
Pretoria
0001

New contact persons: Louise Fourie Tel.: (012) 334-4686
Mrs H. Wolmarans Tel.: (012) 334-4591
Awie van Zyl.: (012) 334-4523

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Hester.Wolmarans@gpw.gov.za

Contact persons for subscribers:

Mrs S. M. Milanzi Tel.: (012) 334-4734
Mrs J. Wehmeyer Tel.: (012) 334-4753
Fax.: (012) 323-9574

This phase-in period is to commence from **26 April 2007**, which is the closing date for all adverts to be received for the publication date of **3 May 2007**.

Subscribers and all other stakeholders are advised to send their advertisements directly to the **Government Printing Works**, one week (five working days) before the date of printing, which will be a Thursday.

Payment:

- (i) Departments/Municipalities: Notices must be accompanied by an order and official letterhead, including financial codes, contact person and address of Department.
- (ii) Private persons: Must pay in advance before printing.

AWIE VAN ZYL
Advertising Manager

IT IS THE CLIENTS RESPONSIBILITY TO ENSURE THAT THE CORRECT AMOUNT IS PAID AT THE CASHIER OR DEPOSITED INTO THE GOVERNMENT PRINTING WORKS BANK ACCOUNT AND ALSO THAT THE REQUISITION/COVERING LETTER TOGETHER WITH THE ADVERTISEMENTS AND THE PROOF OF DEPOSIT REACHES THE GOVERNMENT PRINTING WORKS IN TIME FOR INSERTION IN THE PROVINCIAL GAZETTE.

NO ADVERTISEMENTS WILL BE PLACED WITHOUT PRIOR PROOF OF PRE-PAYMENT.

$\frac{1}{4}$ page **R 187.37**

Letter Type: Arial Size: 10

Line Spacing: At:
Exactly 11pt

**A PRICE
INCREASE OF
8,5% WILL BE
EFFECTIVE ON
ALL TARIFFS
FROM
1 MAY 2008**

$\frac{1}{4}$ page **R 374.75**

Letter Type: Arial Size: 10

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Exactly 11pt

$\frac{1}{4}$ page **R 562.13**

Letter Type: Arial Size: 10

Line Spacing: At:
Exactly 11pt

$\frac{1}{4}$ page **R 749.50**

Letter Type: Arial Size: 10

Line Spacing: At:
Exactly 11pt



REPUBLIC
OF
SOUTH AFRICA

LIST OF FIXED TARIFF RATES AND CONDITIONS

FOR PUBLICATION OF LEGAL NOTICES
IN THE *KwaZulu-Natal PROVINCE*
PROVINCIAL GAZETTE

COMMENCEMENT: 1 MAY 2007

CONDITIONS FOR PUBLICATION OF NOTICES

CLOSING TIMES FOR THE ACCEPTANCE OF NOTICES

1. (1) The *KwaZulu-Natal Provincial Gazette* is published every week on Thursday, and the closing time for the acceptance of notices which have to appear in the *KwaZulu-Natal Provincial Gazette* on any particular Thursday, is **15:00 one week prior to the publication date**. Should any Thursday coincide with a public holiday, the publication date remains unchanged. However, the closing date for acceptance of advertisements moves backwards accordingly, in order to allow for 5 working days prior to the publication date.
- (2) The date for the publication of an **Extraordinary KwaZulu-Natal Province Provincial Gazette** is negotiable.
2. (1) Notices received **after closing time** will be held over for publication in the next *KwaZulu-Natal Provincial Gazette*.
- (2) Amendments or changes in notices cannot be undertaken unless instructions are received **before 10:00 on Fridays**.
- (3) Notices for publication or amendments of original copy can not be accepted over the telephone and must be brought about by letter, by fax or by hand. The Government Printer will not be liable for any amendments done erroneously.
- (4) In the case of cancellations a refund of the cost of a notice will be considered only if the instruction to cancel has been received on or before the stipulated closing time as indicated in paragraph 2(2).

APPROVAL OF NOTICES (This only applies to Private Companies)

3. In the event where a cheque, submitted by an advertiser to the Government Printer as payment, is dishonoured, then the Government Printer reserves the right to refuse such client further access to the *KwaZulu-Natal Provincial Gazette* until any outstanding debts to the Government Printer is settled in full.

THE GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY

4. The Government Printer will assume no liability in respect of—
 - (1) any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
 - (2) erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;

- (3) any editing, revision, omission, typographical errors, amendments to copies or errors resulting from faint or indistinct copy.

LIABILITY OF ADVERTISER

5. Advertisers will be held liable for any compensation and costs arising from any action which may be instituted against the Government Printer in consequence of the publication of any notice.

COPY

6. Notices must be typed on one side of the paper only and may not constitute part of any covering letter or document.
7. At the top of any copy, and set well apart from the notice, the following must be stated:

Where applicable

- (1) The heading under which the notice is to appear.
- (2) The cost of publication applicable to the notice, in accordance with the "Word Count Table".

PAYMENT OF COST (This only applies to Private Companies)

9. **With effect from 26 April 2007 no notice will be accepted for publication unless the cost of the insertion(s) is prepaid in CASH or by CHEQUE or POSTAL ORDERS. It can be arranged that money can be paid into the banking account of the Government Printer, in which case the deposit slip accompanies the advertisement before publication thereof.**
10. (1) The cost of a notice must be calculated by the advertiser in accordance with the word count table.

(2) Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the **Advertising Section, Government Printing Works, Private Bag X85, Pretoria, 0001 [Fax: (012) 323-8805], before publication.**
11. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and the notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or by cheque or postal orders, or into the banking account.

12. *In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the Government Printing Works.*
13. The Government Printer reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the Word Count Table, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

PROOF OF PUBLICATION

14. **Copies of the *KwaZulu-Natal Provincial Gazette* which may be required as proof of publication, may be ordered from the Government Printer at the ruling price.** The Government Printer will assume no liability for any failure to post such *KwaZulu-Natal Provincial Gazette(s)* or for any delay in despatching it/them.

GOVERNMENT PRINTERS BANK ACCOUNT PARTICULARS

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|----------------|----------------|
| Bank: | ABSA |
| | BOSMAN STREET |
| Account No.: | 4057114016 |
| Branch code: | 632-005 |
| Reference No.: | 00000006 |
| Fax No.: | (012) 323 8805 |

Enquiries:

| | |
|-------------------|----------------------|
| Mrs. L. Fourie | Tel.: (012) 334-4686 |
| Mrs. H. Wolmarans | Tel.: (012) 334-4591 |
| Mr. A. van Zyl | Tel.: (012) 334-4523 |

PROVINCIAL NOTICES—PROVINSIALE KENNISGEWINGS—IZAZISO ZESIFUNDAZWE

The following notices are published for general information.

Onderstaande kennisgewings word vir algemene inligting gepubliseer.

DR K. B. MBANJWA
Director-General

DR K. B. MBANJWA
Direkteur-generaal

300 Langalibalele Street
Pietermaritzburg
6 November 2008

Langalibalelestraat 300
Pietermaritzburg
6 November 2008

Izaziso ezilandelayo zikhishelwe ulwazi lukawonkewonke.

DKT. K. B. MBANJWA
uMqondisi-Jikelele

300 Langalibalele Street
Pietermaritzburg
6 kuLwezi 2008

No. 216

6 November 2008

KWAZULU-NATAL GAMBLING BOARD**NOTICE OF PUBLIC HEARING FOR APPLICATIONS RECEIVED FOR TYPE "A" SITE OPERATOR LICENCES – BATCH 14: DURBAN**

1. In terms of Regulation 22 of the Regulations published under the KwaZulu-Natal Gambling Act, 1996 (Act No. 10 of 1996), notice is hereby given that Public Hearings for the following applicants in respect of applications for Type "A" Site Operator Licences will be held on Friday, 28 November 2008 at 09:00 at Protea Edward Hotel in Durban

| ROUTE OPERATOR | SITE "A" OPERATOR APPLICANT | ADDRESS |
|--|---|---|
| Gold Circle KZN Slots (Pty) Ltd | 1. Avika Gopal t/a T.S. Sports Tavern 2. Central High Trading 56 cc t/a Champs Action Bar 3. Divakar Trading cc t/a Club Lotus 4. Pro Five Contractors t/a Dakota Beach Pub & Restaurant | 164 Grove End Drive, Phoenix 594 South Coast Road, Clairwood 7 Egret Crescent, Lotus Park, Isipingo 39 Ernest Clookie Road, Isipingo Beach |
| Luck At It KZN (Pty) Ltd | 1. Amanzimtoti Bowling Club 2. Andre Frederick Potgieter t/a The Lounge Bar/ Nite Club 3. Doonside Bowling Club 4. Krishna Naicker t/a Umkomaas Sports Bar & Cafe 5. Natasha Naicker t/a Athenian Tavern 6. Tamasa Trading 316 cc t/a Oslo's | Corner Riverside and Picnic Lanes, Amanzimtoti 220 Stamfordhill Road, Morningside 3 Rockview Road, Amanzimtoti Ashfield Centre, 99 Craigieburn Road, Umkomaas 4 John Milne Street, Durban 394 Frere Road, Glenwood |
| Thuo Gaming KZN (Pty) Ltd | 1. Allan Gary Wiggil t/a Bongo's Cocktail Bar | Shop 6, 131 Nirvana Road, Bluff |

| | | |
|------------------------------------|--|---|
| | <ol style="list-style-type: none"> 2. Boardwalk Trading 1040 cc t/a Asoka Hotel 3. B.S. Sales Service cc t/a Chandler's Tavern 4. Hillary Bowling Club 5. Homefront Trading 375 cc t/a Nautical Mile 6. Mark Anthony Reeves t/a Buccaneers Tavern & Restaurant 7. Niresh Harilall t/a Rio's Tavern 8. Rapid Food cc t/a L'Espresso 9. Vill Inns Pub cc t/a Vill Inns Pub 10. Vishnu Shaun Govender t/a Q'Z Pool Bar | <p>175 Dunkeld Road, Reservoir Hills</p> <p>27 Dunkirk Place, Umbilo</p> <p>48 Stella Road, Hillary</p> <p>Shop 5, 111 Kingsway Road, Warner Beach</p> <p>Shop 5, Ploughman's Manor, 127 Kingsway Road, Warner Beach</p> <p>Shop 6, 20 Oak Avenue, Kharwastan</p> <p>47 Marriot Road, Berea</p> <p>Shop 33, Glenwood Village, 397 Moore Road, Glenwood</p> <p>19B Marshall Drive, Mount Edgecombe</p> |
| Vukani Gaming KZN (Pty) Ltd | <ol style="list-style-type: none"> 1. Club 11 on the Point cc t/a Groove Nite Club 2. Jonathan Henry Dennyssen t/a The Sainted Three Bar 3. Palmview Tavern & Action Bar cc t/a Palmview Tavern & Action Bar 4. Parnesan Achary t/a Greencat Restaurant & Nite Club 5. Pathmanathan Kolandaivelu Pillay t/a Newlands Restaurant 6. Pathmanan Kolandaivelu Pillay t/a Briardale Tavern 6. Patrick Moodley t/a Pool City | <p>11 Albert Terrace, Point Waterfront</p> <p>01 Strelitzia Avenue, Warner Beach</p> <p>345 Palmview Road, Phoenix</p> <p>45 Wick Street, Verulam</p> <p>784 Inanda Road, Newlands</p> <p>63-65 Skipdale Road, Newlands West</p> <p>Unit 15C, 166 Bluff Road, Bluff</p> |

| | | |
|--|--|---|
| | 7. Richard William Henry Dillner t/a Harbour Bar & Grill | Shop 1, Marbeg building, 166 Victoria Embankment, City Centre |
| | 8. Right Price Property Development cc t/a Sabastians Restaurant | 21 Harvey Street, Umkomaas |
| | 10. V Bar(Pty)Ltd t/a V- Café | Shop 1, 28 Winston Churchill Drive, Pinetown |

No. 216

6 November 2008

KWAZULU-NATAL DOBBELRAAD**OPENBARE VERHORE VIR DIE AANSOEK OM TIPE "A" PERSEELOPERATEURSLISENSIE
GROEP 14: DURBAN**

1. Ingevolge regulasie 22 van die regulasies gepubliseer kragtens die KwaZulu-Natal Dobbelwet, 1996 (Wet No. 10 van 1996), word hierby kennis gegee dat Openbare Verhore vir die volgende applikante vir Tipe "A" Perseeloperateurs lisensies gehou sal word om 09:00 op Vrydag 28 November 2008 te Protea Edward Hotel, Durban.

| ROETE OPERATEUR | TIPE "A" OPERATEUR APPLIKANT | ADRES |
|--|--|--|
| Gold Circle KZN Slots (Pty) Ltd | 1. Avika Gopal t/a T.S. Sports Tavern 2. Central High Trading 56 cc t/a Champs Action Bar 3. Divakar Trading cc t/a Club Lotus 4. Pro Five Contractors t/a Dakota Beach Pub & Restaurant | 164 Grove End Drive, Phoenix 594 South Coast Road, Clairwood 7 Egret Crescent, Lotus Park, Isipingo 39 Ernest Clookie Road, Isipingo Beach |

| | | |
|----------------------------------|--|--|
| Luck At It KZN (Pty) Ltd | <ol style="list-style-type: none"> 1. Amanzimtoti Bowling Club 2. Andre Frederick Potgieter t/a The Lounge Bar/ Nite Club 3. Doonside Bowling Club 4. Umkomaas Sports Bar & Cafe 5. Natasha Naicker t/a Athenian Tavern 6. Tamasa Trading 316 cc t/a Oslo's | <p>Corner Riverside and Picnic Lanes, Amanzimtoti</p> <p>220 Stamfordhill Road, Morningside</p> <p>3 Rockview Road, Amanzimtoti</p> <p>Ashfield Centre, 99 Craigieburn Road, Umkomaas</p> <p>4 John Milne Street, City Centre</p> <p>394 Frere Road, Glenwood</p> |
| Thuo Gaming KZN (Pty) Ltd | <ol style="list-style-type: none"> 1. Allan Gary Wiggil t/a Bongo's Cocktail Bar 2. Boardwalk Trading 1040 Cc t/a Asoka Hotel 3. B.S. Sales Service cc t/a Chandler's Tavern 4. Hillary Bowling Club 5. Homefront Trading 375 cc t/a Nautical Miles 6. Mark Anthony Reeves t/a Buccaneers Tavern & Restaurant 7. Niresh Harilall t/a Rio's Tavern 8. Rapid Food cc t/a L'espresso 9. Vill Inns Pub cc t/a Vill Inns Pub 10. Vishnu Shaun Govender t/a Q'z Pool Bar | <p>Shop 6, 131 Nirvana Road, Bluff</p> <p>175 Dunkeld Road, Reservoir Hills</p> <p>27 Dunkirk Place, Umbilo</p> <p>48 Stella Road, Hillary</p> <p>Shop 5, 111 Kingsway Road, Warner Beach</p> <p>Shop 5, Ploughman's Manor, 127 Kingsway Road, Warner Beach</p> <p>Shop 6, 20 Oak Avenue, Kharwastan</p> <p>47 Marriot Road, Berea</p> <p>Shop 33, Glenwood Village, 397 Moore Road, Glenwood</p> <p>19B Marshall Drive, Mount Edgecombe</p> |

| | | |
|------------------------------------|---|--|
| | | |
| Vukani Gaming KZN (Pty) Ltd | <ol style="list-style-type: none"> 1. Club 11 on the Point t/a Groove Nite Club 2. Jonathan Henry Dennyssen t/a The Sainted Three Bar 3. Palmview Tavern & Action Bar cc t/a Palmview Tavern Action Bar 4. Parnesan Achary t/a Greencat Restaurant & Nite Club 5. Pathmanathan Kolandaivelu Pillay t/a Newlands Restaurant 6. Pathmanan Kolandaivelu Pillay t/a Briardale Tavern 7. Patrick Moodley t/a Pool City 8. Richard William Henry Dillner t/a Harbour Bar & Grill 9. Right Price Property Development cc t/a Sabastians Restaurant 10. V Bar(Edms)Bpk t/a V-Café | <p>11 Albert Terrace, Point Waterfront</p> <p>01 Strelitzia Avenue, Warner Beach</p> <p>345 Palmview Road, Phoenix</p> <p>45 Wick Street, Verulam</p> <p>784 Inanda Road, Newlands</p> <p>63-65 Skipdale Road, Newlands West</p> <p>Unit 15C, 166 Bluff Road, Bluff</p> <p>Shop 1, Marbeg Centre, 166 Victoria Embankment, City Centre</p> <p>21 Harvey Street, Umkomaas</p> <p>Shop 1, 28 Winston Churchill Drive, Pinetown</p> |

No. 216

6 kuLwezi 2008

IBHODI YEZOKUGEMBULA YAKWAZULU-NATALI**ISAZISO SOMPHAKATHI SOKULALELWA KWEZICELO EZAMUKELIWE ZENDAWO ENGU "A" YOHLOBO LWAMALAYISENSI OKUQHUBA IMISHINI – UMTHAMO WESI-14: ISIYINGI SETHEKU**

1. Ngokomthethonqubo 22 weMithethonqubo ngaphansi koMthetho wezokuGembula waKwaZulu-Natali, (uMthetho No. 10 of 1996), ngalokhu lapha kunikezwa isaziso sokuthi izinkundla zomphakathi zezicelo ezilandelayo zeNdawo engu "A" yohlobo lwamaLayisensi okuqhuba ibhizinisi lokugembula zizobanjwa ngoLwesihlanu zingu 28 kuLwezi 2008 ngo 09:00, kwindawo yokubambela imihlangano e Protea Hotela eThekwini.

| UMUNTU IBHIZINISI KULEYO NDAWO | OWENGAMELE LOKUGEMBULA | UHLOBO "A" LWEZICELO SOKUQHUBA IBHIZINISI LOKUGEMBULA | IKHELI |
|---|-----------------------------------|---|--|
| Gold Circle KZN Slots (Pty) Ltd | | 1. Avika Gopal t/a T.S. Sports Tavern 2. Central High Trading 56 cc t/a Champs Action Bar 3. Divakar Trading cc t/a Club Lotus 4. Pro Five Contractors t/a Dakota Beach Pub & Restaurant | 164 Grove End Drive , Phoenix 594 South Coast Road, Clairwood 7 Egret Crescent, Lotus Park, Isipingo 39 Ernest Clookie Road, Isipingo Beach |
| Luck At It KZN (Pty) Ltd | | 1. Amanzimtoti Bowling Club 2. Andre Frederick Potgieter t/a The Lounge Bar/ Nite Club 3. Doonside Bowling Club 4. Krishna Naicker t/a Umkomaas Sports Bar & Cafe 5. Natasha Naicker t/a Athenian Tavern 6. Tamasa Trading 316 cc t/a Oslo's | Corner Riverside and Picnic Lanes, Amanzimtoti 220 Stamfordhill Road, Morningside 3 Rockview Road, Amanzimtoti Ashfield Centre, 99 Craigieburn Road, Umkomaas 4 John Milne Street, City Centre 394 Frere Road, Glenwood |

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| Vukani Gaming KZN (Pty) Ltd | <ol style="list-style-type: none"> 1. Club 11 on the Point t/a Groove Nite Club 2. Jonathan Henry Dennyssen t/a The Sainted Three Bar 3. Palmview Tavern & Action Bar cc t/a Palmview Tavern & Action Bar 4. Parnesan Achary t/a Greencat Restaurant & Nite Club 5. Pathmanathan Kolandaivelu Pillay t/a Newlands Restaurant 6. Pathmanathan Kolandaivelu Pillay t/a | <p>11 Albert Terrace, Point Waterfront</p> <p>01 Strelitzia Avenue, Warner Beach</p> <p>345 Palmview Road, Phoenix</p> <p>45 Wick Street, Verulam</p> <p>784 Inanda Road, Newlands</p> <p>63-65 Skipdale Road, Newlands West</p> |

| | Briardale Tavern | |
|--|--|---|
| | 7. Patrick Moodley t/a Pool City | Unit 15C, 166 Bluff Road, Bluff |
| | 8. Richard William Henry Dillner t/a Harbour Bar and Grill | Shop 1, Marbeg Centre, 166 Victoria Embankment, City Centre |
| | 9. Right Price Property Development cc t/a Sabastians Restaurant | 21 Harvey Street, Umkomaas |
| | 10. V Bar(Edm)Bpk t/a V- Café | Shop 1, 28 Winston Churchhill Drive, Pinetown |

No. 217

6 November 2008

KWAZULU-NATAL GAMBLING BOARD**NOTICE OF PUBLIC HEARING FOR A SITE THAT APPLIED TO RELOCATE TO NEW PREMISES**

1. In terms of Regulation 22 of the Regulations published under the KwaZulu-Natal Gambling Act, 1996 (Act No. 10 of 1996), notice is hereby given that public hearing for the following applicant in respect of the application for permission to relocate to the below mentioned Site "A" Type Operator Licensee will be held on Friday, 28 November 2008 at Protea Edward Hotel, 104 Marine Parade in Durban, commencing at 09:00. The details are set out below:

| ROUTE OPERATOR | APPLICANT | OLD ADDRESS |
|----------------------------------|--|---|
| THUO GAMING KZN (PTY) LTD | 1. The Greyvenstein-Kotze CC t/a Amigo's Pub & Grill | Shop 9 – 11, Permanent Building, Uvongo |
| | | NEW ADDRESS |
| | | Lot 250, Shop 3A, Uvongo Village |

No. 217

6 kuLwezi 2008

IBHODI YEZOKUGEMBULA YAKWAZULU-NATALI**ISAZISO NGOKULALELWA KWEZETHULO ZOMPHAKATHI NGOMUFAKI SICELO SOKUSHINTSHA INDAWO YOKUHWEBELA**

1. Ngokomthethonqubo 22 weMithethonqubo eshicilelwe ngaphansi komthetho wezokuGembula waKwaZulu-Natali, 1996 (uMthetho No. 10 of 1996) ngalokhu lapha kunikezelwa isaziso sokuthi izinkundla zomphakathi zesicelo esilandelayo maqondana nokushintsha indawo yokuhwebela zizobanjwa zi-28 kuLwezi 2008, eProtea Edward Hotela kunombolo-104 Marine Parade eThekwini kusukela ngehora lesishiyagalolunye (09:00). Ngenzansi igama lenkampani efake isicelo kanye nekheli layo:

| ROUTE OPERATOR | UMFAKISICELO | IDILESI ELIDALA |
|------------------------------------|--|---|
| I-THUO GAMING KZN (PTY) LTD | 1. The Greyvenstein-Kotze CC t/a Amigo's Pub & Grill | Shop 9 – 11, Permanent Building, Uvongo |
| | | IDILESI ELISHA |

| | | |
|--|--|----------------------------------|
| | | Lot 250, Shop 3A, Uvongo Village |
|--|--|----------------------------------|

No. 217

6 November 2008

KWAZULU-NATAL DOBBELRAAD**OPENBARE VERHORE VIR DIE AANSOEKE OM TIPE "A"
PERSEELOPERATEURSLISENSIES**

1. Ingevolge regulasie 22 van die regulasies onder die KwaZulu-Natal Dobbelwet, 1996 (Wet No. 10 van 1996), word hierby kennis gegee dat openbare verhore vir die volgende applikant om verskuiwing van n' busigheid vir n' Tipe "A" Perseeloperateurs gehou sal word om 09:00 op Vrydag, 28 November 2008 by die Protea Edward Hotel, 104 Marine Parade, Durban.

| ROETE OPERATEUR | APPLIKANT | OUD ADRES |
|--------------------------------------|--|--|
| THUO GAMING KZN (PTY) LTD | 1. The Greyvenstein-Kotze CC t/a Amigo's Pub & Grill | Shop 9 – 11, Permanent Building, Uvongo |
| | | NUWE ADRES |
| | | Lot 250, Shop 3A, Uvongo Village |

No. 218

6 November 2008

**OFFICE OF THE PREMIER KWAZULU-NATAL
CHIEF DIRECTORATE: HUMAN RIGHTS**

**NOTICE CALLING FOR NOMINATIONS FOR APPOINTMENT
TO THE KWAZULU-NATAL YOUTH COMMISSION**

1. The KwaZulu-Natal Youth Commission Act, 2005 (Act No. 7 2005) (hereinafter referred to as "the Act"), establishes the KwaZulu-Natal Youth Commission and provides for the appointment of six full-time members to constitute the Commission. Due to the resignation of one member of the Commission, one (1) vacancy has arisen.
2. Acting in terms of sections 5(2) and 10(4) of the Act, the Premier invites nominations of a person to be recommended for appointment as a member of the KwaZulu-Natal Youth Commission for the unexpired portion of the term of office of the Commission.
3. To qualify for appointment, a person must -
 - (e) be a South African citizen resident in the Province;
 - (f) be between the age of 14 and 35;
 - (g) possess the necessary qualifications, knowledge, skill or experience required to perform the functions of the Commission;
 - (h) not be ineligible to remain in office in terms of paragraphs (a) to (l) of section 10(1) of the Act.
4. Commissioners are appointed until the date of the election of the Provincial Legislature immediately following the date of appointment at a remuneration determined by the Premier after consultation with the Member of the Executive Council of KwaZulu-Natal responsible for finance. Details of the remuneration and benefits presently payable to the Commissioners can be ascertained on enquiry from the Office of the Premier at the address given in this Notice.
5. The principal functions of the KwaZulu-Natal Youth Commission relate to the facilitation of the implementation of the National Youth Policy, the facilitation, monitoring and evaluation of the protection, promotion and fulfillment of the rights of the youth by the government, the promotion of the development of the youth, the promotion of a

uniform approach by provincial organs state in respect of youth matters, uniting the youth, the promotion of a spirit of patriotism among the youth, the education of the youth on their rights and assist them in accessing their rights.

6. Each nomination must be accompanied by the nominee's curriculum vitae; a certified copy of nominee's identity document; a statement from the nominee in which he or she consents to be nominated and confirms that he or she is a resident in the Province and is not ineligible to remain in office in terms of paragraphs (a) to (e) of section 10(1) of the Act; and within 30 days of being nominated, the nominee must submit to the Premier, in terms of section 6(1) of the Act, a written declaration -

- (a) of any direct or indirect interest, financially or otherwise, which -
 - (i) may constitute a conflict of interest in respect of his or her functions as a member of the Commission; or
 - (ii) could reasonably be expected to compromise the Commission in the performance of its functions; and
- (b) containing relevant information about any conviction -
 - (i) for a schedule 1 offence in terms of the Criminal Procedure Act, 1977 (Act No. 51 of 1977); and
 - (ii) for an offence of which dishonesty is an element.

7. Nominations must reach the Chief Director: Human Rights, Dr Nonhlanhla Mkhize by not later than 14 November 2007, at the following address:

*By hand: Dr Nonhlanhla Mkhize
Chief Director: Human Rights
Office of the Premier Building
Ground Floor, Room 26
300 Langalibalele Street
PIETERMARITZBURG

*By post: Dr Nonhlanhla Mkhize
Chief Director: Human Rights
Office of the Premier Building
Private Bag X9037
PIETERMARITZBURG
3200

*By fax: Dr Nonhlanhla Mkhize
Chief Director: Human Rights
Office of the Premier
Fax: (033) 394 4185

All enquiries regarding this matter may be directed to Dr Nonhlanhla Mkhize, by calling (033) 341 3547 or by e-mailing mkhizeno@premier.kzntl.gov.za

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J. S. NDEBELE
PREMIER OF KWAZULU-NATAL

No. 218

6 November 2008

**DEPARTEMENT VAN DIE PREMIER KWAZULU-NATAL
HOOFDIREKTORAAT: MENSEREGTE**

**KENNISGEWING VAN UITNODIGING OM LEDE TE BENOEM VIR AANSTELLING
OP DIE KWAZULU-NATAL JEUGKOMMISSIE**

1. Die KwaZulu-Natal Wet op Jeugkommissie, 2005 (Wet No. 7 van 2005) (hierna na verwys as "die Wet"), stel die KwaZulu-Natal Jeugkommissie in die lewe en maak voorsiening vir die aanstelling van ses voltydse lede op die Kommissie. Na die bedanking van een lid van die Kommissie, het een (1) vakature ontstaan.
2. Kragtens artikel 5(2) en 10(4) van die Wet, versoek die Premier die benoeming van 'n persoon om aanbeveel te word vir aanstelling as 'n lid van die KwaZulu-Natal Jeugkommissie vir die oorblywende gedeelte van die ampstermyn van die Kommissie.
3. Om te kwalifiseer vir aanstelling moet 'n persoon –
 - (a) 'n Suid-Afrikaanse burger en inwoner van die provinsie wees;
 - (b) tussen die ouderdom van 14 en 35 wees;
 - (c) die nodige kwalifikasies, kennis, vaardigheid of ondervinding besit wat vereis word om die Kommissie se funksies te verrig;
 - (d) nie onverkiesbaar wees om in die amp te bly ingevolge paragraaf (a) tot (l) van artikel 10(1) van die Wet nie.
4. Kommissarisse word aangestel tot die datum van die verkiesing van die Provinsiale Wetgewer onmiddellik na die datum van aanstelling teen besoldiging soos bepaal deur die Premier in oorleg met die lid van die Uitvoerende Raad van KwaZulu-Natal verantwoordelik vir finansies. Besonderhede van besoldiging en voordele betaalbaar aan Kommissarisse kan vasgestel word deur middel van navraag aan die Premierskantoor by die adres wat in hierdie kennisgewing gegee word.
5. Die primêre funksies van die KwaZulu-Natal Jeugkommissie hou verband met die fasilitering van die implementering van die Nasionale Jeugbeleid, die fasilitering, monitering en evaluasie van die beskerming, bevordering en vervulling van die regte van die jeug deur die regering, die bevordering van die ontwikkeling van die jeug, die

bevordering van 'n eenvormige benadering deur provinsiale staatsorgane ten opsigte van jeugaangeleenthede, vereniging van die jeug, die bevordering van 'n gees van patriotisme onder die jeug, die onderrigting van die jeug oor hul regte en ondersteuning aan hulle in die toegang tot hul regte.

6. Elke benoeming moet vergesel wees van die banoemde se *curriculum vitae*; 'n gesertifiseerde afskrif van die benoemde persoon se identiteitsdokument; 'n verklaring van die benoemde persoon waarin hy of sy toestemming verleen om benoem te word en waarin bevestig word dat hy of sy in die provinsie woonagtig is en nie onverkiesbaar is om in die amp te bly ingevolge paragraaf (a) tot (e) van artikel 10(1) van die Wet nie; en binne 30 dae na benoeming, moet die benoemde persoon 'n skriftelike verklaring aan die Premier voorlê ingevolge artikel 6(1) van die Wet –

- (a) van enige direkte of indirekte belang, finansieel of andersins, wat –
 - (i) 'n botsing van belange ten opsigte van sy of haar funksies as 'n lid van die Kommissie kan veroorsaak; of
 - (ii) redelikerwys verwag kan word om die Kommissie te kompromitteer in die verrigting van sy funksies; en
- (b) wat tersaaklike inligting bevat oor enige veroordeling –
 - (i) vir 'n skedule 1-oortreding ingevolge die Strafproseswet, 1977 (Wet No. 51 van 1977); en
 - (ii) vir 'n oortreding waarvan oneerlikheid 'n element is.

7. Benoemings moet die Hoofdirekteur: Menseregte, Dr Nonhlanhla Mkhize, bereik nie later as 14 November 2008 en by die volgende adres:

*Per hand: Dr Nonhlanhla Mkhize
Hoofdirekteur: Menseregte
Grondvloer, Kamer 26
Premierskantoor
Langalibalelestraat 300
PIETERMARITZBURG

*Per pos: Dr Nonhlanhla Mkhize
Hoofdirekteur: Menseregte

Privaatsak X9037
PIETERMARITZBURG
3200

*Per faks: Dr Nonhlanhla Mkhize
Hoofdirekteur: Menseregte
Premierskantoor
Faks: (033) 394 4185

Enige navrae in die verband kan gerig word aan Dr Nonhlanhla Mkhize per telefoon
(033) 341 3547 of e-pos: mkhizeno@premier.kzntl.gov.za.

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J. S. NDEBELE
PREMIER VAN KWAZULU-NATAL

**IHHOVISI LIKANDUNANKULU
UPHIKO LOMQONDISI OMKHULU: LWAMALUNGELO ESINTU**

**ISAZISO ESIMEMA UKUBA KUPHAKANYISWE AMAGAMA ABANTU
ABAZOQOKELWA KWIKHOMISHANA YENTSHA YAKWAZULU-NATALI**

1. UMthetho weKhomishana yeNtsha waKwaZulu-Natali, 2005 (uMthetho No. 7 ka 2005) (emva kwalokhu ozobizwa "ngoMthetho"), usungula iKhomishana yeNtsha yaKwaZulu-Natali futhi uhlinzekela ukuqokwa kwamalungu ayisithupha asebenza ngokugcwele azoba yingxenywe yeKhomishana. Ngenxa yokusula kwelungu elilodwa leKhomishana, sekuvele isikhala esisodwa (1).
2. Ngokulandela izigaba 5(2) no 10(4) zoMthetho, uNdunankulu umema iziphakamiso zomuntu okuzonconywa ukuba aqokelwe ukuba ilungu leKhomishana yeNtsha yaKwaZulu-Natali ingxenywe yesikhathi esesisele ngaphambi kokuphela kwesikhathi sokuba sesikhundleni kweKhomishana.
3. Ukuze umuntu afaneleke ukuba aqokwe kumele –
 - (a) abe yisakhamuzi saseNingizimu Afrika esihlala esiFundazweni;
 - (b) abe neminyaka ephakathi kweyi-14 nengama-35;
 - (c) abe nemfundo efanele, ulwazi, ikhono kanye nesipiliyoni okudingekayo ukwenza imisebenzi yeKhomishana;
 - (d) angabi ngumuntu ongeke akwazi ukuba sesikhundleni ngokwezindima (a) kuya endimeni (l) zesigaba 10(1) soMthetho.
4. OKhomishana baqokwa kuze kube usuku lokukhethwa kwesiShayamthetho sesiFundazwe, kungakapholi maseko emva kosuku lokuqokwa, banikezwa iholo elinqunywe nguNdunankulu emva kokubonisana neLungu loMkhandlu oPhethe waKwaZulu-Natali elibhekele ezezimali. Imininingwane yemiholo kanye nemihlomulo okumanje kukhokhelwa oKhomishana kungaqinisekiswa ngokubuza eHhovisi likaNdunankulu ekhelini elinikezwe kulesi Saziso.

5. Imisebenzi enqala yeKhomishana yeNtsha yaKwaZulu-Natali iphathelele nokusiza ekuqalisweni kweNqubomgomo yeNtsha kaZwelonke, ukuqinisekiswa, ukuqashwa kanye nokuhlolwa kokuvikelwa, ukukhuthazwa kanye nokugwaliswa kwamalungelo entsha nguhulumeni, ukukhuthazwa kokuthuthukiswa kwentsha, ukukhuthazwa kwendlela eyodwa yokusebenza yezinhla zikahulumeni ngokuqondene nezindaba zentsha, ukuhlanganisa intsha, ukukhuthazwa komoya wokuziqhenya ngaleli lizwe entsheni, ukufundiswa kwentsha ngamalungelo ayo kanye nokuyisiza ukuba iwathole.

6. Yilesa naleso siphakamiso kumele sihambisane nencwadi enomlando omfushane womuntu oqokwayo; ikhophi eqinisekisiwe kamazisi walowo muntu oqokwayo; isitatimende esivela kuyena lapho esho khona ukuthi uyavuma ukuthi aqokwe futhi eqinisekisa ukuthi uyisakhamuzi esihlala esiFundazweni nokuthi akukho okumvimbayo ukuthi abe sesikhundleni ngokwendima (a) kuya endimeni (e) zesigaba 10(1) soMthetho; futhi ezinsukwini ezingama-30 emva kokuphakanyiswa, ophakanyisiwe kumele alethe kuNdunankulu, ngokwesigaba 6(1) soMthetho, isitatimende esibhaliwe esidalula -

(a) noma yikuphi ukuhlomula kwakhe ngokwezezimali nangokunye -

(i) okungaba nokushayisana kwamaqhaza emisebenzini wakhe njengelungu leKhomishana; noma

(ii) okungafaka iKhomishana enkingeni ekwenzeni imisebenzi yayo; futhi

(b) esiqukethe ulwazi oludigekayo mayelana nanoma yikuphi -

(i) ukuboshelwa icala elisoHlelweni 1 loMthetho wokuQulwa kwamaCala obuGebengu, 1997 (uMthetho No. 7 ka-1997); kanye

(ii) necala eliphathelene nokungethembeki.

7. Iziphakamiso kumele zifinyelelele kuMqondisi oMkhulu: woPhiko lwamaLungelo eSintu, uDkt. Nonhlanhla Mkhize ungakadluli umhla zingu 14 kuLwezi 2007, kula makheli alandelayo:

*Mathupha: Dkt. Nonhlanhla Mkhize
IHhovisi likaNdunankulu
UMqondisi oMkhulu: woPhiko lwamaLungelo eSintu
Ground Floor, Room 26
300 Langalibalele Street
PIETERMARITZBURG

***Ngeposi:** Dkt. Nonhlanhla Mkhize
IHhovisi likaNdunankulu
UMqondisi oMkhulu: woPhiko lwamaLungelo eSintu
Private Bag X9037
PIETERMARITZBURG
3200

***Ngefeksi:** Dkt. Nonhlanhla Mkhize
UMqondisi oMkhulu: woPhiko lwamaLungelo eSintu
IHhovisi likaNdunankulu
Inombolo yefeksi: (033) 394 4185

Noma yimiphi imibuzo eqondene nalolu daba ingaqondiswa kuDkt. Nonhlanhla Mkhize, ngocingo kule nombolo: (033) 341 3547 noma nge-imeyili ethi: mkhizeno@premier.kzntl.gov.za

J. S. NDEBELE
UNDUNANKULU WAKWAZULU-NATALI

No. 219

6 November 2008

**DEPARTMENT OF PUBLIC WORKS
MIDLANDS REGION**



**NOTICE IN TERMS OF SECTION 5(3) OF THE KWAZULU- NATAL LAND ADMINISTRATION
ACT, 2003 (ACT NO. 3 OF 2003)**

In terms of the Section 5 of the KwaZulu- Natal Land Administration Act, 2003 (Act No. 3 of 2003). I Lydia Johnson Member, Member of the Executive Council for Public Works of the KwaZulu-Natal Provincial Government hereby give notice that I intend disposing of the under mentioned Provincial State Land by Donation to the Majuba Further & Training College.

- | | |
|-------------------------|------------------------------------|
| 1. Property Description | : Portion 1 of Erf 15323 Newcastle |
| 2. Street Address | : 83 Allen Street Newcastle 2940 |
| 3. Extent | : Subject to subdivision |
| 4. Title Deed | : T3103/94 |
| 5. Current Zoning | : Education |
| 6. Current Usage | : Vacant Site |
| 7. Improvements | : None |

Written representations in regard to the said disposal can be made, within thirty (30) days of the publication of this notice to:

Contact Details:

Head: Public Works
Private Bag X9041
PIETERMARITZBURG
3200

Telephonic Enquiries: Mr. R. Mkhize
Tel. No.: 036 638 2830
Fax No.: 036 638 2899

No. 220

6 November 2008

KWAZULU-NATAL DEPARTMENT OF PUBLIC WORKS**KWAZULU-NATAL LAND ADMINISTRATION ACT, 2003 (ACT No. 3 OF 2003)****NOTICE IN TERMS OF SECTION 5(3) OF THE KWAZULU-NATAL LAND ADMINISTRATION ACT, 2003 (ACT NO. 3 OF 2003)**

In terms of section 5 of the KwaZulu-Natal Land Administration Act, 2003 (Act No. 3 of 2003), I, **LYDIA JOHNSON**, MEC for Public Works of the KwaZulu-Natal Provincial Government hereby give notice that I intend disposing of the under mentioned Provincial State Property by way of public bid.

1. **Property description** : Erf H393 Esikhawini
2. **Street Address** : H393 Esikhawini Juba Street Esikhaleni
3. **Extent** : 0,1982 ha.
4. **Title Deed** : T52530\1999
5. **Applicable conditions** : To let the property to Zamani Disabled people's Organization .
6. **Current Zoning** : Administration
7. **Improvements** : none

Written representations in regard to the said letting can be made, **within thirty (30) days** of the publication of this notice to :

Contact Details

The Head: Works

Telephone Enquiries: Miss E.T.Mbesa

Private Bag X 42

Ulundi

3838

Tel No.: 035-8743369

Fax No.: 035-8742889

MRS LYDIA JOHNSON
MEMBER OF THE EXECUTIVE COUNCIL FOR PUBLIC WORKS
KWAZULU-NATAL PROVINCIAL GOVERNMENT

DATE

MUNICIPAL NOTICES—IZAZISO ZIKAMASIPALA

No. 40**6 November 2008****HIBISCUS COAST MUNICIPALITY****Adoption of Rates Bylaws**

MN 161 of 2008

October 2008

The Hibiscus Coast Municipal Council, acting under the authority of section 156(2) of the Constitution, 1996, read with section 11(3)(m) of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000), and section 6 of the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004), hereby publishes the following bylaws as adopted by the Council at its meeting held on 24 June 2008, which bylaws shall come into effect on the first day of the month following publication hereof.

SW MKHIZE
MUNICIPAL MANAGER

RATES BYLAWS**ARRANGEMENT OF SECTIONS***Section*

1. Definitions
2. Rates policy
3. Principles
4. Categories of property
5. Categories of owners of property
6. Properties used for multiple purposes
7. Differential rating
8. Exemptions
9. Rebates
10. Reductions
11. Property used for agricultural purposes

12. Process for granting exemptions, rebates and reductions
13. Rates increases
14. Short title
15. Commencement

Definitions

1. In these by-laws, unless the context indicates otherwise –

“agent”, in relation to the owner of a property, means a person appointed by the owner of the property—

(a) to receive rental or other payments in respect of the property on behalf of the owner; or

(b) to make payments in respect of the property on behalf of the owner;

“agricultural purpose”, in relation to the use of a property, excludes the use of a property for the purpose of ecotourism or for the trading in or hunting of game;

“annually” means once every financial year;

“category” –

(a) in relation to property, means a category of property determined in terms of section 4 of these by-laws;

(b) in relation to owners of property, means a category of owners of property determined in terms of section 5 of these by-laws;

“exemption”, in relation to the payment of a rate, means an exemption granted in terms of section 8 of these by-laws;

“land tenure right” means an old order right or a new order right as defined in section 1 of the Communal Land Rights Act, 2004 (Act No. 11 of 2004);

“multiple purposes”, in relation to property, means the use of property for more than one purpose;

“municipal council” or “council” means a municipal council referred to in section 18 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998);

“municipality” means the Hibiscus Coast Municipality established in terms of section 155(6) of the Constitution, 1996, and established by and under section 11 and 12 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), read with sections 3, 4 and 5 of the KwaZulu-Natal Determination of Types of Municipality Act, 2000 (Act No. 7 of 2000).

“owner” –

- (a) in relation to property referred to in paragraph (a) of the definition of “property”, means a person in whose name ownership of the property is registered;
- (b) in relation to a right referred to in paragraph (b) of the definition of “property”, means a person in whose name the right is registered;
- (c) in relation to a land tenure right referred to in paragraph (c) of the definition of “property”, means a person in whose name the right is registered or to whom it was granted in terms of legislation, or
- (d) in relation to public service infrastructure referred to in paragraph (d) of the definition of “property”, means the organ of state which owns or controls that public service infrastructure as envisaged in the definition of “publicly controlled”,

provided that a person mentioned below may for the purposes of these By-laws be regarded by the municipality as the owner of the property in the following cases –

- (i) a trustee, in the case of a property in a trust excluding state trust land;
- (ii) an executor or administrator, in the case of property in a deceased estate;
- (iii) a trustee or liquidator, in the case of property in an insolvent estate or in liquidation;
- (iv) a judicial manager, in the case of property in the estate of a person under judicial management;
- (v) a curator, in the case of property in the estate of a person under curatorship;
- (vi) a usufructuary or other person in whose name a usufruct or other personal servitude is registered, in the case of property that is subject to a usufruct or other personal servitude;
- (vii) a lessee, in the case of a property that is registered in the name of the municipality and is leased by it; or
- (viii) a buyer, in the case of a property that was sold by a municipality and of which possession was given to the buyer pending registration of ownership in the name of the buyer;

“permitted use”, in relation to property, means the limited purposes for which the property may be used in terms of –

- (a) any restriction imposed by –
 - (i) a condition of title;
 - (ii) a provision of a town planning or land use scheme; or
 - (iii) any legislation applicable to any specific property or properties; or
- (b) any alleviation of any such restrictions;

“property” means –

- (a) immovable property registered in the name of a person, including, in the case of a sectional title scheme, a sectional title unit registered in the name of a person;
- (b) a right registered against immovable property in the name of a person, excluding a mortgage bond registered against the property;
- (c) a land tenure right registered in the name of a person or granted to a person in terms of legislation; or
- (d) public service infrastructure.

“property register” means a register of properties referred to in section 23 of the Act;

“protected area” means an area that is or has to be listed in the register referred to in section 10 of the National Environmental: Protected Areas Act, 2003 (Act No. 57 of 2003);

“public benefits organization” means an organization conducting specified public benefit activities as defined in the Act and registered in terms of the Income Tax Act, 1962 (Act No. 58 of 1962) for a tax reduction because of those activities;

“publicly controlled” means owned or otherwise under the control of an organ of state, including –

- (a) a public entity listed in the Public Finance Management Act, 1999 (Act No. 1 of 1999);
- (b) a municipality; or
- (c) a municipal entity as defined in the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000);

“public service infrastructure” means publicly controlled infrastructure of the following kinds:

- (a) national, provincial or other public roads on which goods, services or labour move across the municipal boundary;

- (b) water or sewer pipes, ducts or other conduits, dams, water supply reservoirs, water treatment plants or water pumps forming part of a water or sewer scheme serving the public;
- (c) power stations, power substations or power lines forming part of an electricity scheme serving the public;
- (d) gas or liquid fuel plants or refineries or pipelines for gas or liquid fuels, forming part of a scheme for transporting such fuels;
- (e) railway lines forming part of a national railway system;
- (f) communication towers, masts, exchanges or lines forming part of a communications system serving the public;
- (g) runways or aprons at national or provincial airports;
- (h) breakwaters, sea walls, channels, basins, quay walls, jetties, roads, railway or infrastructure used for the provision of water, lights, power, sewerage or similar services of ports, or navigational aids comprising lighthouses, radio navigation aids, buoys, beacons or any other device or system used to assist the safe and efficient navigation of vessels;
- (i) any other publicly controlled infrastructure as may be prescribed; or
- (j) rights of way, easements or servitudes in connection with infrastructure mention in paragraphs (a) to (i).

“**rate**” means a municipal rate on property envisaged in section 229(1)(a) of the Constitution, 1996;

“**rateable property**” means property on which a municipality may in terms of section 2 of the Act levy a rate, excluding property fully excluded from the levying of rates in terms of section 17 of the Act;

“**rebate**”, in relation to a rate payable on property, means a discount in the amount of the rate payable on the property granted in terms of section 9 of these by-laws;

“**reduction**”, in relation to a rate payable on property, means the lowering of the amount for which the property was valued and the rating of the property at that lower amount granted in terms of section 10 of these by-laws;

“**residential property**” means property included in a valuation roll in terms of section 48(2) (b) of the Act as residential;

“**sectional title scheme**” means a scheme as defined in section 1 of the Sectional Titles Act;

“**sectional title unit**” means a unit as defined in section 1 of the Sectional Titles Act

“specified public benefit activity” means an activity listed in item 1 (welfare and humanitarian), item 2 (health care) and item 4 (education and development) of Part 1 of the Ninth Schedule to the Income Tax Act, 1962 (Act No. 58 of 1962);

“the Communal Land Rights Act” means the Communal Land Rights Act, 2004 (Act No. 11 of 2004);

“the Communal Property Associations Act” means the Communal Property Associations Act, 1996 (Act No. 28 of 1996);

“the Provision of Land and Assistance” means the Provision of Land and Assistance Act, 1993 (Act No. 126 of 1993);

“the Restitution of Land Rights Act” means the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994);

“the Sectional Titles Act” means the Sectional Titles Act, 1986 (Act No. 95 of 1986);

“the Act” means the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004);

“vacant land” means land on which no immovable improvements have been erected.

Rates Policy

2.(1) The municipal council must, by resolution, adopt a policy on the levying of rates on rateable property in the municipality.

(2) The rates policy adopted by the municipal council in terms of section 2(1) must comply with the provisions of the Act.

(3) The municipality must levy rates in accordance with the Act; these by-laws; and the rates policy adopted by the municipal council in terms of section 2(1).

Principles

3. The rates policy adopted by the municipal council must comply with the following principles –

(a) All ratepayers within a specific category, as determined by the municipal council from time-to-time, must be treated equitably.

- (b) A fair and transparent system of exemptions, rebates and reductions must be adopted and implemented by the municipality.
- (c) Relief measures in respect of the payment of rates may not be granted on an individual basis, other than by way of exemption, rebate or reduction.
- (d) Exemptions, rebates and reductions MAY be used to alleviate the rates burden on –
 - (i) the poor;
 - (ii) public benefit organizations; and
 - (iii) public service infrastructure.
- (e) Provision must be made for the promotion of local, social and economic development;

Categories of Property

4.(1) For the purpose of levying different rates on different categories of property, the municipal council must –

- (a) determine different categories of property; or
- (b) provide criteria for determining different categories of property.

(2) The different categories of property determined by the municipal council in terms of section 4(1)(a); or the criteria for determining different categories of property provided by the municipal council in terms of section 4(1)(b) must be specified in the rates policy adopted by the municipal council in terms of section 2(1).

(3) The different categories of property determined by the municipal council in terms of section 4(1)(a) may include, but are not limited, to those set out below –

- (a) residential properties;
- (b) industrial properties;
- (c) commercial properties;
- (d) farm properties used for agricultural purposes;
- (e) farm properties used for commercial purposes;
- (f) farm properties used for residential purposes;
- (g) farm properties used for any other purpose;
- (h) farm properties not used for any purpose;
- (i) state-owned properties:
 - (i) state properties that provide local services;
 - (ii) state properties that provide district services;
 - (iii) state properties that provide metropolitan services;
 - (iv) state properties that provide provincial services; or
 - (v) state properties that provide national services;
- (j) municipal properties;
- (k) public service infrastructure;
- (l) privately owned towns;
- (m) formal and informal settlements;
- (n) communal land as defined in the Communal Land Rights Act;

- (o) state trust land;
- (p) property acquired in terms of the Provision of Land and Assistance Act;
- (q) property acquired in terms of the Restitution of Land Rights Act;
- (r) property subject to the Communal Property Associations Act;
- (s) protected areas;
- (t) national monuments;
- (u) property used for a specified public benefit activities
- (v) multiple-use properties;
- (w) vacant land;
- (x) special purposes

(4) The criteria for determining different categories of property provided by the municipal council in terms of section 4(1)(b) may include, but are not limited, to those set out below –

- (a) the actual use of the property;
- (b) the permitted use of the property;
- (c) the size of the property;
- (d) the geographical area in which the property is located; or

Categories of Owner

5.(1) For the purpose of levying rates on different categories of property or for the purpose of granting exemptions, rebates or reductions, the municipal council must –

- (a) determine different categories of owners of property; or
- (b) provide criteria for determining different categories of owners of property.

(2) The different categories of owners of property determined by the municipal council or the criteria for determining different categories of owners of property provided by the municipal council must be specified in the rates policy adopted by the municipal council in terms of section 2(1).

(3) The different categories of owners of property determined by the municipal council in terms of section 5(1)(a) may include, but are not limited, to the following categories –

- (a) indigent owners;
- (b) owners dependent on pensions or social grants for their livelihood;
- (c) owners temporarily without an income;
- (d) owners of property situated within an area affected by a disaster or any other serious adverse social or economic condition;
- (e) owners of residential property whose market value is below the amount indicated in the municipality's rates policy before the first R15 000 mandatory exclusion;
- (f) owners of agricultural property who are *bona fide* farmers;

(4) The criteria for determining different categories of owners of property provided by the municipal council in terms of section 5(1)(b) may include, but are not limited to the following criteria –

- (a) income of the owner of the property;
- (b) source of income of the owner of the property;
- (c) occupation of the owner of the property;;
- (d) market value of the property;
- (e) use of the property;
- (f) disasters or any other serious adverse social or economic condition;

Multiple-use Properties

6.(1) The municipal council must determine the criteria in terms of which multiple-use properties must be rated.

(2) The criteria determined by the municipal council in terms of section 6(1) must be specified in the rates policy adopted by the municipal council in terms of section 2(1).

(3) The criteria determined by the municipal council in terms of section 6(1) must be either –

- (a) the permitted use of the property;
- (b) the dominant use of the property; or
- (c) the multiple-uses of the property

(4) If the criterion set out in section 3(c) is adopted by the municipal council, the rates levied on multiple-use properties must be determined –

- (a) by apportioning the market value of such a property to the different purposes for which the property is used; and
- (b) by applying the relevant cent amount in the rand to the corresponding apportioned market value.

Differential Rating

7.(1) Subject to and in conformity with the Act, the municipality may levy different rates on different categories of property.

(2) If the municipality chooses to levy different rates on different categories of property, it must exercise this power in accordance with the criteria determined by the municipal council in terms of section 3(3)(b)(i) of the Act.

(3) The criteria determined by the municipal council in terms of section 3(3)(b)(i) of the Act must be specified in the rates policy adopted by the municipal council in terms of section 2(1).

(4) The criteria which must be determined by the municipal council in terms of section 3(3)(b)(i) of the Act may include, but are not limited, to those set out below –

- (a) the nature of the property;
- (b) the sensitivity of the property to rating;
- (c) the extent to which the property has been developed;
- (d) the promotion of social and economic development;
- (e) the permitted use

(5) If the municipal council chooses to levy different rates on different categories of property, it must determine the method in terms of which different rates will be levied against different categories of property.

(6) The method determined by the municipal council in terms of section 7(5) must be based on one of the methods set out below –

- (a) setting a different cent amount in the Rand for each category of property;
- (b) granting rebates for different categories of property; or
- (c) granting reductions for different categories of property.

(7) The method determined by the municipal council in terms of section 7(5) and 7(6) must be specified in the rates policy adopted by the municipal council in terms of section 2(1).

Exemptions

8.(1) Subject to and in conformity with the Act, the municipality may exempt –

- (a) the owners of any specific category of property; and/or
 - (b) any specific category of owners of property,
- from the payment of rates.

(2) If the municipality chooses to exempt the owners of any specific category of property or any specific category of owners of property from the payment of rates, it must exercise this power in accordance with the criteria determined by the municipal council in terms of section 3(3)(b)(ii) of the Act.

(3) The criteria determined by the municipal council in terms of section 3(3)(b)(ii) of the Act must be specified in the rates policy adopted by the municipal council in terms of section 2(1).

(4) The criteria which must be determined by the municipal council in terms of section 3(3)(b)(ii) of the Act may include, but are not limited, to those set out below –

- (a) age of the owner of the property;

- (b) income of the owner of the property;
- (c) source of the income of the owner of the property;
- (d) economic, physical and social condition of the property;
- (e) public service infrastructure;
- (f) property used for specified public benefit activities;
- (g) market value of the property;

Rebates

9.(1) Subject to and in conformity with the Act, the municipality may grant a rebate –

- (a) to the owners of any specific category of property; and/or
 - (b) to any specific category of owners of property,
- on the rate payable in respect of their properties.

(2) If the municipality chooses to grant a rebate to a specific category of property or to a specific category of owners of property from the payment of rates, it must exercise this power in accordance with the criteria determined by the municipal council in terms of section 3(3)(b)(iii) of the Act.

(3) The criteria determined by the municipal council in terms of section 3(3)(b)(iii) of the Act must be specified in the rates policy adopted by the municipal council in terms of section 2(1).

(4) The criteria which must be determined by the municipal council in terms of section 3(3)(b)(iii) of the Act may include, but are not limited, to those set out below –

- (a) age of the owner of the property;
- (b) physical health of the owner of the property;
- (c) nature of the property;
- (d) ownership of the property;
- (e) market value of the property;
- (f) property used for the following specified public benefit activities:
 - (i) welfare,
 - (ii) health care, or
 - (iii) education;
- (g) extent to which municipal services are provided to the property;
- (h) extent to which the property contributes to local, social and economic development;

Reductions

10.(1) Subject to and in conformity with the Act, the municipality may grant a reduction:

- (a) to the owners of any specific category of property; and/or
- (b) to any specific category of owners of property, in the rate payable in respect of their properties.

(2) If the municipality chooses to grant a reduction to a specific category of property or to a specific category of owners of property from the payment of rates, it must exercise this power in accordance with the criteria determined by the municipal council in terms of section 3(3)(b)(iii) of the Act.

(3) The criteria determined by the municipal council in terms of section 3(3)(b)(iii) of the Act must be specified in the rates policy adopted by the municipal council in terms of section 2(1).

(4) The criteria which must be determined by the municipal council in terms of section 3(3)(b)(iii) of the Act may include, but are not limited, to those set out below –

- (a) fire;
- (b) floods;
- (c) lightning;
- (d) storms;
- (e) other artificial or natural disasters; . . .

Property used for agricultural purposes

11. When considering the criteria to be applied in respect of any exemptions, rebates or reductions on properties used for agricultural purposes, the criteria listed below must be taken into account –

- (a) the extent of services provided by the municipality in respect of such properties;
- (b) the contribution of agriculture to the local economy;
- (c) the extent to which agriculture assists in meeting the service delivery and development obligations of the municipality; and
- (d) the contribution of agriculture to the social and economic welfare of farm workers.

Process for granting exemptions, rebates and reductions

12.(1) Applications for exemptions, rebates and reductions must be made in accordance with the procedures determined by the municipal council.

(2) The procedures determined by the municipal council in terms of section 12(1) must be specified in the rates policy adopted by the municipal council in terms of section 2(1).

(3) The municipality retains the right to refuse an application for an exemption, rebate or reduction if the details supplied in support of such an application are incomplete, incorrect or false.

Rates increases

13.(1) Subject to and in conformity with the Act, the municipality may increase the rates it levies on property in the municipality.

(2) If the municipality chooses to increase the rates it levies on properties in the municipality, it must exercise this power in accordance with the criteria determined by the municipal council in terms of section 3(3)(b)(iv) of the Act.

(3) The criteria determined by the municipal council in terms of section 3(3)(b)(iv) of the Act must be specified in the rates policy adopted by the municipal council in terms of section 2(1).

(4) The criteria which must be determined by the municipal council in terms of section 3(3)(b)(iv) of the Act may include, but are not limited, to those set out below –

- (a) priorities of the municipality reflected in its Integrated Development Plan;
- (b) the revenue needs of the municipality;
- (c) the need for the management of rates shocks;
- (d) affordability of rates to ratepayers;

Short title

14. These by-laws will be called the Hibiscus Coast Municipality Rates By-Laws, 2008

Commencement

15. These by-laws come into force and effect on the first day of the month following promulgation in the KZN Provincial Gazette.

No. 40

6 kuLwezi 2008

**IMITHETHO YEDOLOBHA EQONDENE NOKUPHATHWA
KWAMAKHASIMENDE, UKUQOQWA NOKUHLELELWA KWEZIKWELETU**

Lemithetho elandelayo iphasiswe umkhandlu-dolobha uHibiscus Coast ngokwesigaba 156(2) soMthethosisekelo ka 1996, sifundwa nesigaba 98 soMthetho ongamele ukuhlelwa koMasipala (umthetho 32 ka 2000):

UKUHLELWA KWEZIGABA

Isigaba

1. Izincazelo
2. Izihlinzeko ezijwayelekile
3. Amandla omkhandlu okuqoqa izikwletu
4. Izivumelwano zokusebenza
5. Ukuqoqwa kwenhlawulo ngenxa yokungakhokhi ngendlela
6. Ukuklanywa kwentela
7. Ukuxegisa, ushwele nokuhlukanisa
8. Ukudluliswa kwemininingwane yabakweleta umkhandlu
9. Ukuchithwa kwemithetho yedolobha engamele ukuqoqwa kwezikweletu
10. Amacala
11. Isihloko esifishane
12. Ukuqala kokusebenza kwemithetho