

Vol: 30

# THE PROVINCE OF MPUMALANGA DIE PROVINSIE MPUMALANGA

# Provincial Gazette Provinsiale Koerant

(Registered as a newspaper) • (As 'n nuusblad geregistreer)

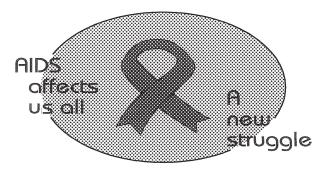
**NELSPRUIT** 

3 November 2023

3 November 2023

nber 2023 **No: 3596** 

### We all have the power to prevent AIDS



Prevention is the cure

AIDS HEWUNE

0800 012 322

DEPARTMENT OF HEALTH

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



#### **IMPORTANT NOTICE:**

THE GOVERNMENT PRINTING WORKS WILL NOT BE HELD RESPONSIBLE FOR ANY ERRORS THAT MIGHT OCCUR DUE TO THE SUBMISSION OF INCOMPLETE / INCORRECT / ILLEGIBLE COPY.

No future queries will be handled in connection with the above.

#### Contents

		Gazette	Page
No.		No.	No.
	GENERAL NOTICES • ALGEMENE KENNISGEWINGS		
441	Local Government: Municipal Structures Act, 1997: Proposed Notice in terms of Section 16 (1) (d) of the Act	3596	4
	PROCLAMATIONS • PROKLAMASIES		
207	Nkomazi Local Municipality Spatial Planning and Land Use Management By-law, 2015: Erf 249, Marloth Park Holiday Township	3596	10
208	Nkomazi Local Municipality Spatial Planning and Land Use Management By-law, 2015: Erf 377, Marloth Park Holiday Township	3596	10
	PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS		
366	Steve Tshwete Spatial Planning and Land Use Management Bylaw, 2016: Remaining Extent of Erf 823, Middelburg	3596	11
366	Steve Tshwete Ruimtelike Beplanning en Grondgebruiksbestuursverordening, 2016: Resterende Gedeelte van Erf 823. Middelburg	3596	11
367 368 369	Town-Planning and Townships Ordinance 1986 (ORDINANCE 15 OF 1986): eMbalenhle Extension 20	3596 3596	12 18
	operator license	3596	18
	LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS		
372	Nkomazi Local Municipality Spatial Planning and Land Use Management By-law, 2015: Erf 249, Marloth Park Holiday Township	3596	19
373	Nkomazi Local Municipality Spatial Planning and Land Use Management By-law, 2015: Erf 1116, Marloth Park Holiday Township	3596	19
374 375	Thaba Chweu Spatial Planning and Land Use Management By-Law, 2016: Erf 1066, Sabie Extension 9 Thaba Chweu Spatial Planning and Land Use Management By-Law, 2016: Erf 1118, Sabie Extension 9	3596 3596	19 20

# Closing times for ORDINARY WEEKLY AND MPUMALANGA PROVINCIAL GAZETTE

The closing time is **15:00** sharp on the following days:

- > 29 December, Thursday for the issue of Friday 06 January 2023
- ➤ 06 January, Friday for the issue of Friday 13 January 2023
- ➤ 13 January, Friday for the issue of Friday 20 January 2023
- ➤ 20 January, Friday for the issue of Friday 27 January 2023
- ➤ 27 January, Friday for the issue of Friday 03 February 2023
- ➤ 03 February, Friday for the issue of Friday 10 February 2023
- ➤ 10 February, Friday for the issue of Friday 17 February 2023
- ➤ 17 February, Friday for the issue of Friday 24 February 2023
- 24 February, Friday for the issue of Friday 03 March 2023
- > 03 March, Friday for the issue of Friday 10 March 2023
- ➤ 10 March, Friday for the issue of Friday 17 March 2023
- ➤ 16 March, Thursday for the issue of Friday 24 March 2023
- ➤ 24 March, Friday for the issue of Friday 31 March 2023
- > 31 March, Friday for the issue of Friday 07 April 2023
- ➤ 05 April, Wednesday for the issue of Friday 14 April 2023
- ➤ 14 April, Friday for the issue of Friday 21 April 2023
- > 20 April, Thursday for the issue of Friday 28 April 2023
- > 26 April, Wednesday for the issue of Friday 05 May 2023
- > 05 May, Friday for the issue of Friday 12 May 2023
- ➤ 12 May, Friday for the issue of Friday 19 May 2023
- ➤ 19 May, Friday for the issue of Friday 26 May 2023
- > 26 May, Friday for the issue of Friday 02 June 2023
- > 02 June, Friday for the issue of Friday 09 June 2023
- ➤ 09 June, Friday for the issue of Friday 16 June 2023
- ➤ 15 June, Thursday for the issue of Friday 23 June 2023
- > 23 June, Friday for the issue of Friday 30 June 2023
- 30 June, Friday for the issue of Friday 07 July 2023
   07 July, Friday for the issue of Friday 14 July 2023
- ➤ 14 July, Friday for the issue of Friday 21 July 2023
- 21 July, Friday for the issue of Friday 28 July 2023
- > 28 July, Friday for the issue of Friday 04 August 2023
- > 03 August, Thursday for the issue of Friday 11 August 2023
- ➤ 11 August, Friday for the issue of Friday 18 August 2023
- ➤ 18 August, Friday for the issue of Friday 25 August 2023
- > 25 August, Friday for the issue of Friday 01 September 2023
- 01 September, Friday for the issue of Friday 08 September 2023
- ➤ 08 September, Friday for the issue of Friday 15 September 2023
- ➤ 15 September, Friday for the issue of Friday 22 September 2023
- ➤ 21 September, Thursday for the issue of Friday 29 September 2023
- ➤ 29 September, Friday for the issue of Friday 06 October 2023
- 06 October, Friday for the issue of Friday 13 October 2023
   13 October, Friday for the issue of Friday 20 October 2023
- > 20 October, Friday for the issue of Friday 27 October 2023
- ➤ 27 October, Friday for the issue of Friday 03 November 2023
- ➤ 03 November, Friday for the issue of Friday 10 November 2023
- ➤ 10 November, Friday for the issue of Friday 17 November 2023
- ➤ 17 November, Friday for the issue of Friday 24 November 2023
- ➤ 24 November, Friday for the issue of Friday 01 December 2023
- ➤ 01 December, Friday for the issue of Friday 08 December 2023
- 08 December, Friday for the issue of Friday 15 December 2023
   15 December, Friday for the issue of Friday 22 December 2023
- ➤ 20 December, Wednesday for the issue of Friday 29 December 2023

#### GENERAL NOTICES • ALGEMENE KENNISGEWINGS

#### **GENERAL NOTICE 441 OF 2023**

## PROPOSED NOTICE IN TERMS OF SECTION 16(1)(d) OF THE LOCAL GOVERNMENT: MUNICIPAL STRUCTURES ACT, 1998

I, Mandla Jeffrey Msibi, Member of the Executive Council responsible for Local Government in the Mpumalanga Province, hereby in terms of the provisions of section 16(1)(d) of the Local Government: Municipal Structures Act, 1998, (Act No. 117 of 1998) read with the Policy Framework published in the *Government Gazette* Proclamation Notice No. 63 of 2022 under Gazette No. 46457 dated 31 May 2022, amend the Section 12 Notices as set out in the attached Schedule to specify which Local Municipalities, Mpumalanga Province, may have full-time Chairpersons of the Municipal Public Accounts Committee and publish this Notice for public comment.

All comments must be forwarded to the following address on or before 17 November 2023:

For attention: Ms L Van der Walt

Director: Legal Services

Department of Co-operative Governance and Traditional Affairs

Private Bag X 11304

MBOMBELA

1200

e-mail: LVDWalt@mpg.gov.za

Given under my hand at Mbombela, this \_\_\_\_\_ day of October 2023

MR MJ MSIBI (MPL)

MEC: CO-OPERATIVE GOVERNANCE

AND TRADITIONAL AFFAIRS

#### **SCHEDULE**

#### **GENERAL EXPLANATORY NOTE:**

[	] Words in bold type in square brackets indicate omissions from existing enactments.
	Words underlined with solid line indicate insertions in existing enactments.

#### **COUNCILLORS**

- 1. The council of the <u>Thaba Chweu</u> local municipality may designate any of the following office-bearers as full-time:
  - (a) Speaker;
  - (b) Executive Mayor;
  - (c) 3 Members of the Mayoral Committee;
  - (d) A Whip; and
  - (e) Chairperson of the Municipal Public Accounts Committee.
- 2. The council of the Msukaligwa local municipality may designate any of the following officebearers as full-time:
  - (a) Speaker;
  - (b) Executive Mayor;
  - (c) 5 Members of the Mayoral Committee;
  - (d) A Whip; and
  - (e) Chairperson of the Municipal Public Accounts Committee.

#### **WARDS**

7. The local municipality has 45 wards with the boundaries as determined in Provincial Notice No. 110 of 2019 published under Gazette No. 3070 dated 19 July 2019.

#### **SEAT OF MUNICIPALITY**

8. The seat of the local municipality is in Mbombela with 4 regional service centers, namely;

- Central Region- covering satellite offices at the Groove, Ka-Nyamazane, Elandshoek;
   and Mbombela Head Offfice;
- Northen Region covering the satellite offices at Hazyview, Northern part of the area;
- Eastern Region covering the satellite offices at White River, Kabokweni and Malekutu;
- Southern Region –covering the satellite offices at Barberton, Matsulu and Louws Creek farm areas.

#### PART 5

#### **ESTABLISHMENT OF LOCAL MUNICIPALITY**

 For that part of the district municipal area determined in the demarcation Notice as MP 324, a local municipality is hereby established.

#### **CATEGORY**

The local municipality is a category is a Category B municipality as defined in section 155(1) of the Constitution of the Republic of South Africa, 1996 and determined by the demarcation board in terms of section 4 of the Local Government: Municipal Demarcation Act, 1998 (Act No. 27 of 1998).

#### **TYPE**

3. The local municipality with a mayoral executive system combined with a ward participatory system contemplated in section 3(c) of the Mpumalanga Further Determination of Types of Municipalities Act, 2000 (Act No 4 of 2000).

#### **BOUNDARIES**

4. The boundaries of the local municipality are as per the publication of the Demarcation Board that will be effective on 01 November 2021.

#### NAME

5. The designated name of the local municipality is Nkomazi.

#### COUNCILLORS

- The council of the local municipality consists of 32 proportionally elected councillors and 33 ward councillors as determined in Provincial Notice No. 110 of 2019 published under Gazette No. 3070 dated 19 July 2019.
  - (2) The council of the local municipality may designate the following office bearers as full-time:
    - (a) Speaker
    - (b) Executive Mayor;
    - (c) 7 Members of the Mayoral Committee;
    - (d) A Whip; and
    - (e) Chairperson of the Municipal Public Accounts Committee.

#### **WARDS**

The local municipality has 33 wards with the boundaries as indicated in Provincial Notice
 No. 110 of 2019 published under Gazette No. 3070 dated 19 July 2019.

#### **SEAT OF MUNICIPALITY**

8. The seat of the municipality is Malelane.

#### PART 6

#### **ESTABLISHMENT OF LOCAL MUNICIPALITIES**

1. For that part of the district municipal area determined in the demarcation Notice as MP 325, a local municipality is hereby established.

#### **CATEGORY**

 The local municipality is a category B municipality as defined in section 155(1) of the Constitution of the Republic of South Africa, 1996 and determined by the demarcation board in terms of section 4 of the Local Government: Municipal Demarcation Act, 1998 (Act No. 27 of 1998).

#### **TYPE**

3. The local municipality with a mayoral executive system combined with a ward participatory system contemplated in section 3(c) of the Mpumalanga Further Determination of Types of Municipalities Act, 2000 (Act No. 4 of 2000).

#### **BOUNDARIES**

4. The boundaries of the local municipality area as per the publication of the Demarcation Board that will be effective on 01 November 2021.

#### NAME

5. The name of the local municipality is Bushbuckridge.

#### COUNCILLORS

- (1) The council of the local municipality consists of 38 proportionally elected councillors and 38 ward councillors as determined in Provincial Notice No. 110 of 2019 published under Gazette No. 3070 dated 19 July 2019.
  - (2) The council of the local municipality may designate the following office bearers as full-time:
    - (a) Speaker;
    - (b) Executive Mayor;
    - (c) 7 Members of the Mayoral Committee;
    - (d) A Whip; and
    - (e) Chairperson of the Municipal Public Accounts Committee.

#### **WARDS**

7. The local municipality has 38 wards with the boundaries as indicated in Provincial Notice No. 110 of 2019 published under Gazette No. 3070 dated 19 July 2019.

#### **SEAT OF MUNICIPALITY**

8. The seat of the municipality is Bushbuckridge.

#### **INCONSISTENCY BETWEEN NOTICES**

10. This Notice shall supersede any Notice published in terms of section 12 of the Local Government: Municipal Structures Act, 1998, which may to the extent of the provision of this Notice and relating to the establishment, category, type, boundaries, name, Councillors, seat of Municipality and standing rules and orders for first meetings, be contradictory to this Notice.

#### PROCLAMATIONS • PROKLAMASIES

#### **PROCLAMATION 207 OF 2023**

## NKOMAZI LOCAL MUNICIPALITY AMENDMENT SCHEME

It is hereby notified in terms of Nkomazi Local Municipality Spatial Planning and Land Use Management By-law, 2015, that the Nkomazi Local Municipality has approved the amendment of the Nkomazi Land Use Scheme, 2018, by the rezoning of Erf 249, Marloth Park Holiday Township from "Residential Zone 1" to "Tourism" for 'Tourism Accommodation' and a 'Lodge' in the form of two (2) loose standing units / buildings.

Copies of the amendment scheme are filed with the Office of the Senior Manager: Land Use Management, 9 Park Street, Malalane, 1320, and are open for inspection at all reasonable times. This amendment scheme shall come into operation on date of publication hereof.

MR. X.T MABILA MUNICIPAL MANAGER PRIVATE BAG X101 MALELANE 1320

# PROCLAMATION 208 OF 2023 NKOMAZI LOCAL MUNICIPALITY AMENDMENT SCHEME

It is hereby notified in terms of Nkomazi Local Municipality Spatial Planning and Land Use Management By-law, 2015, that the Nkomazi Local Municipality has approved the amendment of the Nkomazi Land Use Scheme, 2018, by the rezoning of Erf 377, Marloth Park Holiday Township from "Residential Zone 1" to "Tourism" for 'Tourism Accommodation' and 'Lodge' and / 'Lodge' in the form of five (5) self-catering holiday chalets / units.

Copies of the amendment scheme are filed with the Office of the Senior Manager: Land Use Management, 9 Park Street, Malalane, 1320, and are open for inspection at all reasonable times. This amendment scheme shall come into operation on date of publication hereof.

MR. X.T MABILA MUNICIPAL MANAGER PRIVATE BAG X101 MALELANE 1320

#### Provincial Notices • Provinsiale Kennisgewings

#### **PROVINCIAL NOTICE 366 OF 2023**

#### STEVE TSHWETE AMENDMENT SCHEME 123, ANNEXURE A102

NOTICE OF APPLICATION FOR THE AMENDMENT OF THE STEVE TSHWETE LAND USE SCHEME, 2019, IN TERMS OF SECTIONS 62(1) AND 94(1)(A) OF THE STEVE TSHWETE SPATIAL PLANNING AND LAND USE MANAGEMENT BYLAW, 2016.

I, Jaco Peter le Roux (Pr Pln 1467/2011), of Afriplan CC (1994/029217/23) being the authorized agent of the owner of the **Remaining Extent of Erf 823**, **Middelburg** hereby give notice in terms of Section 94(1)(a) of the Steve Tshwete Spatial Planning and Land Use Management Bylaw, 2016, that I have applied to the Steve Tshwete Local Municipality for the amendment of the Steve Tshwete Land Use Scheme, 2019, for the rezoning of the property situated at 9 Hoog Street, from "**Residential Zone 1**" to "**Residential Zone 2**" as per Annexure A102.

Full particulars and plans may be inspected during normal office hours at the office of the Municipal Manager, Steve Tshwete Local Municipality, Cnr. Walter Sisulu and Wanderers Avenue, Middelburg, 1050, Tel: 013 249 7000, for a period of 30 days from **27 October 2023** (last day for comments being 27 November 2023). Any person who cannot write may during office hours attend the Office of the Municipal Manager, where an official will assist that person to lodge comment.

Any objection/s or comments including the grounds for such objection/s or comments with full contact details, shall be made in writing to the Municipal Manager, PO Box 14, Middelburg 1050 within 30 days from **27 October 2023**.

Details of agent: Afriplan CC, 14 John Magagula Street, Middelburg 1050. Tel: 013 282 8035. E-mail: <a href="mailto:jaco@afriplan.com/vicky@afripl

27-3

#### **PROVINSIALE KENNISGEWING 366 VAN 2023**

#### STEVE TSHWETE WYSIGINGSKEMA 123, BYLAAG A102

KENNISGEWING VAN DIE AANSOEK OM DIE WYSIGING VAN DIE STEVE TSHWETE GRONDGEBRUIKSKEMA, 2019, INGEVOLGE ARTIKELS 62(1) EN 94(1)(A) VAN DIE STEVE TSHWETE RUIMTELIKE BEPLANNING EN GRONDGEBRUIKSBESTUURSVERORDENING, 2016

Ek, Jaco Peter le Roux (Pr Pln 1467/2011), van Afriplan BK (1994/029217/23) synde die gemagtigde agent van die eienaar van die **Resterende Gedeelte van Erf 823, Middelburg** gee hiermee ingevolge Artikel 94(1)(a)) van die Steve Tshwete Ruimtelike Beplanning en Grondgebruiksbestuursverordening, 2016, kennis dat ons by Steve Tshwete Plaaslike Munisipaliteit aansoek gedoen het vir die wysiging van die Steve Tshwete Grondgebruikskema, 2019, deur die hersonering van die eiendom, geleë te Hoogstraat 9 vanaf "**Residensieel Sone 1**" na "**Residensieel Sone 2**" soos vervat in Bylaag A102.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Steve Tshwete Plaaslike Munisipaliteit, Munisipale gebou, Wandererslaan, Middelburg, 1050, vir 'n tydperk van 30 dae vanaf **27 Oktober 2023** (laaste datum vir kommentare 27 November 2023). Enige persoon wat nie kan skryf nie sal tydens kantoor-ure deur 'n amptenaar by die Kantoor van die Munisipale Bestuurder bygestaan word om kommentaar in te dien.

Besware of vertoë ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf **27 Oktober 2023**, skriftelik by of tot die Munisipale Bestuurder by bovermelde adres of by Posbus 14, Middelburg, 1050, ingedien of gerig word.

Besonderhede van die agent: Afriplan CC, John Magagulastraat 14, Middelburg 1050. Tel: 013 282 8035. E-pos: <a href="mailto:jaco@afriplan.com/vicky@afriplan.com/vick

27-3

#### **PROVINCIAL NOTICE 367 OF 2023**

STATEMENT OF THE CONDITIONS UNDER WHICH THE APPLICATION BY THE GOVAN MBEKI LOCAL MUNICIPALITY (HEREINAFTER REFERRED TO AS THE TOWNSHIP OWNER) UNDER THE PROVISIONS OF SECTIONS 111 AND CHAPTER IV OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE NO. 15 OF 1986) FOR PERMISSION TO ESTABLISH A TOWNSHIP ON THE FARM EMBAZO NO. 599 I.S HAS BEEN APPROVED.

1. CONDITIONS TO BE COMPLIED WITH PRIOR TO THE PROCLAMATION OF THE TOWNSHIP AS AN APPROVED TOWNSHIP.

The township owner shall comply with Section 110 of Town-Planning and Townships Ordinance 1986 (ORDINANCE 15 OF 1986)

## 2. CONDITIONS OF ESTABLISHMENT (CONDITIONS THAT WILL BE APPLICABLE ON THE APPROVED TOWNSHIP IN TERMS OF SECTION 111 OF ORDINANCE 15 OF 1986)

#### (1) NAME

The name of the township shall be eMbalenhle Extension 20.

#### (2) DESIGN

The township shall consist of erven and streets as indicated on General Plan S G No. 3436/2005.

#### (3) ACCESS

Ingress and egress to the township shall be to the satisfaction of the Govan Mbeki Local Municipality.

#### (4) ACCEPTANCE AND DISPOSAL OF STORMWATER

The township owner shall arrange the stormwater drainage of the township in such a way as to fit in with all relevant roads and he shall receive and dispose of the stormwater running off or being diverted from all relevant roads.

#### (5) INSTALLATION AND PROVISION OF SERVICES

The township owner shall install and provide appropriate, affordable and upgradable internal and external services in or for the township to the satisfaction of the local authority.

## (6) REMOVAL, REPOSITIONING, MODIFICATION OR REPLACEMENT OF EXISTING POWERLINES.

If by reason of the establishment of the township, it should become necessary to remove, reposition, modify or replace any existing power lines of ESKOM, the cost thereof shall be borne by the township owner,

#### (7) RESTRICTION ON THE DISPOSAL OF ERF 21045

The township applicant shall not offer for sale or alienate erf 21045 within a period of Six (6) months after the erf has become registrable or approval/exemption has been granted by the local authority to any other person or body other than the State unless the Mpumalanga Department of Education has indicated in writing that the Department does not wish to acquire the erf.

#### (8) MINERAL RIGHTS

All rights to minerals, mineral products, mineral oils, metals and precious stones on or under the said land are reserved to the State.

#### (9) DISPOSAL OF EXISTING CONDITIONS OF TITLE

All erven shall be made subject to the existing conditions and servitudes, if any, but excluding the following conditions that do not affect the township;

a) Condition 'B', Paragraph 1, in Deed of Transfer T86181/1991

"Kragtens Notariele Akte No. K554/1978 gedateer 12 Desember 1977 is die hierinvermelde eiendom onderhewig aan;

- a. 'n pyplynserwituut
- b. reg van weg 4 meter wyd langs noordelike grens soos aangedui op LG 3031/1977 met bykomende regte

ten gunste van BANTOESAKE-ADMINISTRASIERAAD SUID TRANSVAAL"

- b) Paragraph 1, Notarial Deed No. K1187/94S, in Deed of Transfer T86181/91
- c) Condition 'B', Paragraph 2, in Deed of Transfer T86181/91

"Kragtens Notariele Akte No. K554/1978 gedateer 12 Desember 1977 is die hierinvermelde eiendom onderhewig aan;

- a. 'n pyplyn serwituut
- b. reg van weg 4 meter wyd langs noordelike grens soos aangedui op LG 3031/1977 met bykomende regte"
- d) Paragraph 2, Notarial Deed No. K118794s in Deed of Transfer T86181/91
- e) Condition C, Paragraph 1, in Deed of Transfer T 20338/94;

"KRAGTENS Notariele Akte K2354/1993-S gedateer 3 Augustus 1992 is die hierinvermelde eiendom onderhewig aan 'n serwituut die gebied aangedui deur die figuur A B C groot 916 vierkante meter op die serwituutkaart L G No. A 6967/91 ten gunste van Sasol mynbou(eiendoms) vir 'n reg van weg en om Elektrisiteit en kommunikasie oor of onder die gebied te gelei soos meer volledig sal blyk uit gemelde Notariele Akte"

#### 3. CONDITIONS OF TITLE

The erven mentioned hereunder shall be subject to the conditions as imposed by the local authority in terms of the Town-Planning and Townships Ordinance, 1986. (Ordinance 15 of 1986)

## (1) ALL ERVEN WITH THE EXCEPTION OF ERVEN 20931, 22189 AND 22350 to 22365 ARE SUBJECT TO;

- (a) A servitude 3m wide along the street boundary
- (b) A servitude 2m wide along the rear (mid-block) boundary
- (c) The erf is subject to a servitude, 1 meter wide along any side boundary other that the street boundary in favour of the local authority for sewerage and other municipal purposes, and in the case of a panhandle erf, an additional servitude for municipal purposes across the access portion of the erf, if and when required by the local authority: provided that the local authority may relax or grant exception from the required servitudes.
- (d) 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 1 meter thereof.
- (e) 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 course of the construction, maintenance or removal of such sewerage mains and other work 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 construction, maintenance or removal of such sewerage means and other work being made good by the local authority.

#### (2) ERF 21839

The erf is partially affected by the 1;50 year floodline as indicated on the approved layout plan and is subject to the following;

- a. No building, structure or improvement of any nature shall be erected or effected on that part of the erf affected by the flood area; Provided that the local municipality may consent to the erection or effecting of buildings, structures or improvements.
- b. No terracing or other changes within the floodplain shall be carried out unless with the approval of the local municipality on proposals prepared and certified by a professional engineer.
- c. The above restrictions must not be construed as a de facto approval of/for any existing building, structure or improvement erected on the erf.
- d. irrespective of any of the above or any approvals provided, the State, local municipality or any government body shall be exempt from any claim, loss, damage or liability caused by the flooding of the erf or any building, structure or improvement erected or effected thereon.

## 4. LAND USE CONDITIONS IMPOSED BY THE LOCAL AUTHORITY IN TERMS OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE 1986, ORDINANCE 15 OF 1986

#### (1) ALL ERVEN

- (a) The use of the erf is as defined and subject to such conditions as are contained in the Land Use Conditions in the annexure attached hereto: Provided that on the date on which a townplanning scheme or other land use control mechanism relating to the erf comes into force the rights and obligations contained in such scheme or mechanism shall supersede those contained in the aforesaid Land use Conditions.
- (b) The use zone of the erf can on application to the local municipality concerned and in accordance with such procedures and requirements as it may impose, be altered on such terms as it may determine and subject to such conditions as he may impose: Provided that any applicant who feels aggrieved by any decision

of the local municipality as contemplated in this condition may appeal to the Provincial Government within twenty eight (28) days of the decision in accordance with the procedures determined by such government: Provided further that, if the local municipality refuses to give a decision on any applicant or delays unreasonably in giving a decision, the applicant may appeal to the Provincial Government in accordance with the procedures determined by such government as if he were appealing against a decision of the local municipality.

- (c) The erf in an area where soil conditions can affect buildings and structures and result in damage to them. Building plans submitted to the local municipality must show measures to be taken, in accordance with recommendations contained in the geotechnical report for the township, to limit possible damage to buildings and structures as a result of detrimental foundation conditions, unless it is proved to the local municipality that such measures are unnecessary or that the same purpose can be achieved by other more effective means.
- (2) ERVEN 20932 TO 20949, 20952 TO 21044, 21047 TO 21637, 21641 TO 21785, 21787 TO 21804, 21806 TO 21838, 21840 TO 21866, 21868 TO 22186, 22188 AND 22190 TO 22349

The use zone of the erven shall be 'Residential'

(3) ERVEN 20950, 21045, 21046, 21638, 21640, 21805, 21839 AND 21867

The use zone of the erven shall be 'Community Facility'

(4) ERF 20951, 21639, 21786 AND 22187

The use zone of the erf shall be 'Business'.

(5) ERVEN 22350 TO 22365

The use zone of the erven shall be 'Public Open Space'.

(6) ERVEN 20931 AND 22189

The use of the erven shall be Municipal

(7) ERF 21786

Ingress and egress to and from the erf shall be to the satisfaction of the Govan Mbeki Local Municipality.

#### (8) ERVEN 21787, 21790, 21791, 21794 ANP 21839

Ingress and egress to and from the erven shall not be permitted on E J Mabuza Street.

(9) ERVEN 21178, 21179, 21180, 21183, 21184, 21187, 21188, 21191, 21192, 21195, 21196, 21199, 21200, 21203, 21204, 21207, 21208, 21211, 21212, 21214, 21215, 21218, 21219, 21222, 21223, 21226, 21227, 21230, 21231, 21234, 21235, 21238, 21239, 21242, 21243, 21246, 21247, 21250, 21251, 21254, 21255, 21758, 21259, 21262, 21263, 21264, 21767,21769, 21770, 21773, 21774, 21777, 21778, 21781, 21782, 21785, 21905, 21906, 21907, 21908, 21911, 21912, 21915, 21916, 21917, 21950 AND 21951

Ingress and egress to and from the erven shall not be Permitted on Albert Luthuli Drive.

#### (10) ERVEN 21787, 21790, 21791, 21794 AND 21839

The registered owner of the erf shall erect a physical barrier consisting of a 1,3 meter high wire fence, as may be approved by the Govan Mbeki Local Municipality abutting Albert Luthuli Drive to the satisfaction of the municipality and shall maintain such fence to the satisfaction of the Municipality.

(11) ERVEN 21178, 21179, 21180, 21183, 21184, 21187, 21188, 21191, 21192, 21195, 21196, 21199, 21200, 21203, 21204, 21207, 21208, 21211, 21212, 21214, 21215, 21218, 21219, 21222, 21223, 21226, 21227, 21230, 21231, 21234, 21235, 21238, 21239, 21242, 21243, 21246, 21247, 21250, 21251, 21254, 21255, 21258, 21259, 21262, 21263, 21264, 21767,21769, 21770, 21773, 21774, 21777, 21778, 21781, 21782, 21785, 21905, 21906, 21907, 21908, 21911, 21912, 21915, 21916, 21917, 21950 AND 21951

The registered owner of the erf shall erect a physical barrier consisting of a 1,3 meter high wire fence, as may be approved by the Govan Mbeki Local Municipality abutting Albert Luthuli Drive to the satisfaction of the municipality and shall maintain such fence to the satisfaction of the municipality.

#### **PROVINCIAL NOTICE 368 OF 2023**

#### NOTICE

## MPUMALANGA GAMING ACT, 1995 (ACT 5 OF 1995) AS AMENDED APPLICATION FOR A SITE OPERATOR LICENCE

Notice is hereby given that the below mentioned applicants intend on submitting an application for site operator licence to the Mpumalanga Economic Regulator on 10 November 2023. The purpose of the applications is to obtain a licence to operate and keep limited payout machines on the premises, in the Province of Mpumalanga.

- 1. Simon Simo Sibanda Identity Number 7001265895087 trading as Morning Light Bar Lounge located at: Stand 248, Boschfontein 'B' Schoonplaas, Boschfontein, Nkomazi, Municipality, Ehlanzeni District, Mpumalanga Province. The owner and/managers of the site are as follows: Simon Simo Sibanda.
- 2. Joel Tsietsi Dibakoana Identity Number 7911255772080 trading as Moonlight Liquor Tavern, located at: Farm 454KT, Stand 1, Moremela, Thaba Chweu Municipality, Ehlanzeni District, Mpumalanga Province. The owner and/managers are as follows: Joel Tsietsi Dibakoana.

The applications will be open for public inspection at the office of the Mpumalanga Economic Regulator at First Avenue, White River, South Africa 1240, from 10 November 2023. Attention is directed to the provisions of Section 26 of the Mpumalanga Gambling Board Act, 1995 (Act No 1995) as amended, which makes provision for the lodging of written objections in respect of the applications. Such objection should be lodged with the Chief Officer, Mpumalanga Economic Regulator, First Avenue, Private Bag X9908, White River, South Africa, 1240,ceo@mer.org.za within 30 days from 10 November 2023.

#### **PROVINCIAL NOTICE 369 OF 2023**

#### **NOTICE**

## MPUMALANGA GAMING ACT, 1995 (ACT 5 OF 1995) AS AMENDED APPLICATION FOR CONSENT FOR PROCUREMENT OF INTEREST IN A SITE OPERATOR LICENSE

Notice is hereby given that Gabriel Domingos Gouveia Batista Identity Number 6812085124081 intends submitting an application for the Procurement of Interest in K2015295937 (SOUTH AFRICA) (PTY) LTD trading as Border Country Inn Hotel to the Mpumalanga Economic Regulator on 10 November 2023. 1. The purpose of the application is to obtain consent for the procurement of 100% interest in K2015295937 (SOUTH AFRICA) (PTY) LTD (registration number 2015/295937/07). 2. The applicant's site premises (business) is located at: N4 Highway to Maputo, Portion 2 Lebombo Farm 196, Komatipoort, Nkomazi, Ehlanzeni, Mpumalanga. 3. The owners and/or managers of the site are as follows: Mr. Gabriel Batista. There are no proposed changes to the license conditions. The application will be open for public inspection at the Offices of the Mpumalanga Economic Regulator at First Avenue, White River, Mpumalanga, South Africa, 1240, <a href="mailto:ceo@mer.org.za">ceo@mer.org.za</a> from 10 November 2023. Attention is directed to the provisions of Section 26 of the Mpumalanga Gaming Act, 1995 (Act No.5 of 1995) as amended, which makes provision for the lodging of written objections in respect of the application. Such objections should be lodged with the Chief Executive Officer, Mpumalanga Economic Regulator, First Avenue, Private Bag X9908, White River, South Africa, 1240, <a href="mailto:ceo@mer.org.za">ceo@mer.org.za</a> within 30 days from the aforementioned public inspection period.

#### LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS

#### **LOCAL AUTHORITY NOTICE 372 OF 2023**

## NKOMAZI LOCAL MUNICIPALITY SUSPENSION / REMOVAL OF A RESTRICTIVE TITLE CONDITION

It is hereby notified in terms of Section 63(1) of the Nkomazi Local Municipality Spatial Planning and Land Use Management By-law, 2015 that Conditions A(g) and B(c) of the Title T10060/2022 for Erf 249, Marloth Park Holiday Township, are herewith suspended / cancelled / to be removed.

MR. X.T MABILA MUNICIPAL MANAGER PRIVATE BAG X101 MALELANE 1320

#### **LOCAL AUTHORITY NOTICE 373 OF 2023**

## NKOMAZI LOCAL MUNICIPALITY SUSPENSION / REMOVAL OF A RESTRICTIVE TITLE CONDITION

It is hereby notified in terms of Section 63(1) of the Nkomazi Local Municipality Spatial Planning and Land Use Management By-law, 2015 that Conditions A(g) and B(c) of the Title T10009/2021 for Erf 1116, Marloth Park Holiday Township, are herewith suspended / cancelled / to be removed.

MR. X.T MABILA MUNICIPAL MANAGER PRIVATE BAG X101 MALELANE 1320

#### **LOCAL AUTHORITY NOTICE 374 OF 2023**

#### THABA CHWEU LOCAL MUNICIPALITY

#### **NOTICE OF APPROVAL OF AMENDMENT SCHEME 95/2018**

The Local Municipality of Thaba Chweu declares hereby in terms of the provisions of Section 66(5) of Thaba Chweu Spatial Planning and Land Use Management By-Law, 2016, has approved an amendment scheme, being an amendment of the Thaba Chweu Land Use Management Scheme, 2018, by the rezoning of Erf 1066, Sabie Extension 9 from "Residential 1" to "Residential 2" with a density of 15 units per hectare, only 2 dwelling units.

The relevant diagrams, maps and the scheme clauses of the amendment scheme are filed with the Town Planner Office, Room 30, Thab Chweu Local Municipality and are open for inspection at all reasonable times. This amendment is known as Thaba Chweu Amendment Scheme 95/2018 and shall come into operation on date of publication of this notice.

Mr. R.S. Makwakwa Acting Municipal Manager Municipal Offices (Civil Centre) Cnr Viljoen and Sentraal Streets P O Box 61 THABA CHWEU 1120

#### **LOCAL AUTHORITY NOTICE 375 OF 2023**

#### THABA CHWEU LOCAL MUNICIPALITY

#### NOTICE OF APPROVAL OF AMENDMENT SCHEME 82/2018.

The Local Municipality of Thaba Chweu declares hereby in terms of the provisions of Section 66 (5) of Thaba Chweu Spatial Planning and Land Use Management By-Law, 2016, has approved an amendment scheme, being an amendment of the Thaba Chweu Land Use Management Scheme, 2018, by the rezoning of Erf 1118, Ssabie Extension 9 from "Residential 1" to "Residential 2" with a density of 15 units per hectare, only 2 dwelling units.

The relevant diagrams, maps and the scheme clauses of the amendment scheme are filed with the Town Planner Office, Room 30, Thaba Chweu Local Municipality and are open for inspection at all reasonable times. This amendment is known as Thaba Chweu Amendment Scheme 82//2018 and shall come into operation on date of publication of this notice.

Mr R.S. Makwakwa Acting Municipal Manager Municipal Offices (Civic Centre) Cnr Viljoen & Sentraal Streets PO Box 61 Thaba Chweu 1120

Printed by and obtainable from the Government Printer, Bosman Street, Private Bag X85, Pretoria, 0001. Contact Centre Tel: 012-748 6200. eMail: info.egazette@gpw.gov.za Publications: Tel: (012) 748 6053, 748 6061, 748 6065

Also available at the *Provincial Legislature: Mpumalanga*, Private Bag X11289, Room 114, Civic Centre Building, Nel Street, Nelspruit, 1200. Tel. (01311) 5-2133.