

Provincial Gazette

6205

Friday, 11 February 2005

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Provinsiale Koerant

6205

Vrydag, 11 Februarie 2005

As 'n Nuusblad by die Poskantoor Geregistreer

INHOUD

(*Herdrukke is verkrygbaar by Kamer 9-06, Provinsiale-gebou, Dorpsstraat 4, Kaapstad 8001.)

No. Bladsy

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PROVINCIAL NOTICES

The following Provincial Notices are published for general information.

G. A. LAWRENCE,
DIRECTOR-GENERAL

Provincial Building,
Wale Street,
Cape Town.

P.N. 37/2005

11 February 2005

RECTIFICATION

CITY OF CAPE TOWN

REMOVAL OF RESTRICTIONS ACT, 1967

I, Adam Johannes Cloete, in my capacity as Assistant Director in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owner of Erf 1355, Kuils River, remove conditions B.3.(a), (2), (i) and (ii) contained in Deed of Transfer No. T.137 of 2004.

P.N. 6/2005 is replaced herewith.

P.N. 38/2005

11 February 2005

CITY OF CAPE TOWN

SOUTH PENINSULA REGION

REMOVAL OF RESTRICTIONS ACT, 1967

I, André John Lombaard, in my capacity as Assistant Director in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owner of Erf 75, Constantia, remove conditions E. (a) and H (i) contained in Deed of Transfer No. T.3721 of 2000.

P.N. 39/2005

11 February 2005

CITY OF CAPE TOWN

SOUTH PENINSULA REGION

REMOVAL OF RESTRICTIONS ACT, 1967

I, André John Lombaard, in my capacity as Assistant Director in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owners of Erf 82648, Cape Town at Retreat, remove conditions C.5.(b), (c) and (d) in Deed of Transfer No. T.16326 of 1990.

PROVINSIALE KENNISGEWINGS

Die volgende Provinsiale Kennisgewings word vir algemene inligting gepubliseer.

G. A. LAWRENCE,
DIREKTEUR-GENERAAL

Provinsiale-gebou,
Waalstraat,
Kaapstad.

P.K. 37/2005

11 Februarie 2005

REGSTELLING

STAD KAAPSTAD

WET OP OPHEFFING VAN BEPERKINGS, 1967

Ek, Adam Johannes Cloete, in my hoedanigheid as Assistent-Direkteur in die Departement van Omgewingsake en Ontwikkelingsbeplanning: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoorlik aan my gedelegeer ingevolge artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhede, 1994, en op aansoek van die eienaar van Erf 1355, Kuilsrivier, hef voorwaardes B.3.(a), (2), (i) en (ii) vervat in Transportakte No. T.137 van 2004, op.

P.K. 6/2005 word hiermee vervang.

P.K. 38/2005

11 Februarie 2005

STAD KAAPSTAD

SUID-SKIEREILAND STREEK

WET OP OPHEFFING VAN BEPERKINGS, 1967

Ek, André John Lombaard, in my hoedanigheid as Assistent-Direkteur in die Departement van Omgewingsake en Ontwikkelingsbeplanning: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoorlik aan my gedelegeer ingevolge artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhede, 1994, en op aansoek van die eienaar van Erf 75, Constantia, hef voorwaardes E. (a) en H (i) soos vervat in Transportakte Nr. T.3721 van 2000, op.

P.K. 39/2005

11 Februarie 2005

STAD KAAPSTAD

SUID-SKIEREILAND STREEK

WET OP OPHEFFING VAN BEPERKINGS, 1967

Ek, André John Lombaard, in my hoedanigheid as Assistent-Direkteur in die Departement van Omgewingsake en Ontwikkelingsbeplanning: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoorlik aan my gedelegeer ingevolge artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhede, 1994, en op aansoek van die eienaars van Erf 82648, Kaapstad te Retreat, hef voorwaardes C.5.(b), (c) en (d) in Transportakte Nr. T.16326 van 1990, op.

P.N. 40/2005

11 February 2005

CITY OF CAPE TOWN

SOUTH PENINSULA REGION

REMOVAL OF RESTRICTIONS ACT, 1967

I, André John Lombaard, in my capacity as Assistant Director in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owner of Erf 2258, Constantia, remove condition (E) in its entirety in Deed of Transfer No. T.27679 of 2001 and reinstate the following conditions in its place:

- (D) **SUBJECT** further to the special conditions contained in the said Deed of Transfer No. 14492 dated 5th October 1962, imposed by the Administrator of the Province of the Cape of Good Hope when approving of the subdivision of the above land in terms of Section 9 of Ordinance No. 33 of 1934, as amended, and in terms of Section 196 of Ordinance No. 15 of 1952, as amended, reading as follows:

"5. No building on this erf shall be used or converted to use for any purpose other than that stipulated in these conditions.

6. This erf shall be subject to the following further conditions, provided that where, in the opinion of the Administrator after consultation with the Townships Board and the Local Authority, it is expedient that the restriction in any such condition should at any time be suspended or relaxed, he may authorise the necessary suspension or relaxation subject to compliance with such conditions as he may impose:

- (a) It shall not be subdivided.
- (b) It shall be used only for the purposes of erecting thereon one dwelling together with such outbuildings as are ordinarily required to be used therewith.
- (c) Not more than one-third of the area thereof shall be built upon.
- (d) No building or structure or any portion thereof except boundary walls and fences will be erected nearer than 11,02 metres from the north-eastern boundary of this erf and 3,15 metres from any lateral boundary of this Erf."

P.N. 41/2005

11 February 2005

OVERSTRAND MUNICIPALITY

REMOVAL OF RESTRICTIONS ACT, 1967

I, André John Lombaard, in my capacity as Assistant Director in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owner of Erf 452, De Kelders, remove condition E.(a) in Deed of Transfer No. T.72479 of 2002 and amend condition E.(c) to read, "That not more than one dwelling, which may also be used as a guest-house, together with the necessary outbuildings and appurtenances be erected on this erf".

P.K. 40/2005

11 Februarie 2005

STAD KAAPSTAD

SUID-SKIEREILAND STREEK

WET OP OPHEFFING VAN BEPERKINGS, 1967

Ek, André John Lombaard, in my hoedanigheid as Assistent-Direkteur in die Departement van Omgewingsake en Ontwikkelingsbeplanning: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoorlik aan my gedelegeer ingevolge artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhede, 1994, en op aansoek van die eienaar van Erf 2258, Constantia, hef voorwaarde (E) in sy geheel in Transportakte Nr. T.27679 van 2001 op, en herstel die volgende voorwaardes in sy plek:

- (D) **SUBJECT** further to the special conditions contained in the said Deed of Transfer No. 14492 dated 5th October 1962, imposed by the Administrator of the Province of the Cape of Good Hope when approving of the subdivision of the above land in terms of Section 9 of Ordinance No. 33 of 1934, as amended, and in terms of Section 196 of Ordinance No. 15 of 1952, as amended, reading as follows:

"5. No building on this erf shall be used or converted to use for any purpose other than that stipulated in these conditions.

6. This erf shall be subject to the following further conditions, provided that where, in the opinion of the Administrator after consultation with the Townships Board and the Local Authority, it is expedient that the restriction in any such condition should at any time be suspended or relaxed, he may authorise the necessary suspension or relaxation subject to compliance with such conditions as he may impose:

- (a) It shall not be subdivided.
- (b) It shall be used only for the purposes of erecting thereon one dwelling together with such outbuildings as are ordinarily required to be used therewith.
- (c) Not more than one-third of the area thereof shall be built upon.
- (d) No building or structure or any portion thereof except boundary walls and fences will be erected nearer than 11,02 metres from the north-eastern boundary of this erf and 3,15 metres from any lateral boundary of this Erf."

P.K. 41/2005

11 Februarie 2005

OVERSTRAND MUNISIPALITEIT

WET OP OPHEFFING VAN BEPERKINGS, 1967

Ek, André John Lombaard, in my hoedanigheid as Assistent-Direkteur in die Departement van Omgewingsake en Ontwikkelingsbeplanning: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoorlik aan my gedelegeer ingevolge artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhede, 1994, en op aansoek van die eienaar van Erf 452, De Kelders, hef voorwaarde E.(a) in Transportakte Nr. T.72479 van 2002 op en wysig voorwaarde E.(c) om te lees, "That not more than one dwelling, which may also be used as a guest-house, together with the necessary outbuildings and appurtenances be erected on this erf".

P.N. 42/2005

11 February 2005

RECTIFICATION**OVERSTRAND MUNICIPALITY****REMOVAL OF RESTRICTIONS ACT, 1967**

Notice is hereby given that the Minister of Environmental Affairs and Development Planning, properly designated as competent authority in terms of paragraph (a) of State President Proclamation No. 160 of 31 October 1994, in terms of section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), and on application by the owner of Erf 833, Vermont, has amended condition E:(a) in Deed of Transfer No. T.18296 of 1987 to read, "Save with the consent of the Transferor Company in writing, the property (or any lot if the property sold comprises more than one lot) may not be subdivided."

Provincial Notice 186 of 17 September 2004 is hereby cancelled.

P.N. 43/2005

11 February 2005

BERG RIVER MUNICIPALITY**REMOVAL OF RESTRICTIONS ACT, 1967**

I, Farzana Kapdi, in my capacity as Assistant Director in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owner of Erf 2045, Laaiplek, remove conditions II.H.(a), (b) and (c) in Deed of Transfer No. T.97305 of 1999.

P.N. 44/2005

11 February 2005

CITY OF CAPE TOWN**SOUTH PENINSULA REGION****REMOVAL OF RESTRICTIONS ACT, 1967**

I, André John Lombaard, in my capacity as Assistant Director in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owners of Erf 82752, Cape Town at Retreat, remove conditions (B)5.(b) and (d) contained in Deed of Transfer No. T.44822 of 2001.

P.N. 45/2005

11 February 2005

CITY OF CAPE TOWN**BLAAUWBERG ADMINISTRATION****REMOVAL OF RESTRICTIONS ACT, 1967**

Notice is hereby given that the Minister of Environmental Affairs and Development Planning, properly designated as competent authority in terms of paragraph (a) of State President Proclamation No. 160 of 31 October 1994, in terms of section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), and on application by the owner of Erf 1519, Milnerton, remove conditions C.1, C.2, C.3, C.4, C.6, C.7, C.8.(b), C.8.(c), C.8.(d) (1) and (2), C.8.(e) and C.9. contained in Deed of Transfer No. T.83980 of 2000, and imposes the following conditions, on the newly created erven, at the costs of the applicant and to the satisfaction of the Municipality:

"That only one dwelling, together with such outbuildings as are ordinarily required to be used therewith, be erected on this lot."

"That this lot not be subdivided except with the consent in writing of the

P.K. 42/2005

11 Februarie 2005

REGSTELLING**MUNISIPALITEIT OVERSTRAND****WET OP OPHEFFING VAN BEPERKINGS, 1967**

Kennis geskied hiermee dat die Minister van Omgewingsake en Ontwikkelingsbeplanning, behoorlik aangewys as bevoegde gesag ingevolge paragraaf (a) van Staatspresident Proklamasie Nr. 160 van 31 Oktober 1994 kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), en op aansoek van die eienaar van Erf 833, Vermont, voorwaarde E:(a) in Transportakte Nr. T.18296 van 1987 gewysig het om te lees, "Save with the consent of the Transferor Company in writing, the property (or any lot if the property sold comprises more than one lot) may not be subdivided."

Provinsiale Kennisgewing 186 van 17 September 2004 is hiermee gekanselleer.

P.K. 43/2005

11 Februarie 2005

BERGRIVIER MUNISIPALITEIT**WET OP OPHEFFING VAN BEPERKINGS, 1967**

Ek, Farzana Kapdi, in my hoedanigheid as Assistent-Direkteur in die Departement van Omgewingsake en Ontwikkelingsbeplanning: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoorlik aan my gedelegeer ingevolge artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhede, 1994, en op aansoek van die eienaar van Erf 2045, Laaiplek, hef voorwaardes II.H.(a), (b) en (c) in Transportakte Nr. T.97305 van 1999, op.

P.K. 44/2005

11 Februarie 2005

STAD KAAPSTAD**SUIDSKIEREILAND STREEK****WET OP OPHEFFING VAN BEPERKINGS, 1967**

Ek, André John Lombaard, in my hoedanigheid as Assistent-Direkteur in die Departement van Omgewingsake en Ontwikkelingsbeplanning: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoorlik aan my gedelegeer ingevolge artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhede, 1994, en op aansoek van die eienaars van Erf 82752, Kaapstad te Retreat, hef voorwaardes (B)5.(b) en (d) in Transportakte Nr. T.44822 van 2001, op.

P.K. 45/2005

11 Februarie 2005

STAD KAAPSTAD**BLAAUWBERG ADMINISTRASIE****WET OP OPHEFFING VAN BEPERKINGS, 1967**

Kennis geskied hiermee dat die Minister van Omgewingsake en Ontwikkelingsbeplanning, behoorlik aangewys as bevoegde gesag ingevolge paragraaf (a) van Staatspresident Proklamasie Nr. 160 van 31 Oktober 1994 kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), en op aansoek van die eienaar van Erf 1519, Milnerton, hef voorwaardes C.1, C.2, C.3, C.4, C.6, C.7, C.8.(b), C.8.(c), C.8.(d) (1) en (2), C.8.(e) en C.9. in Transportakte Nr. T.83980 van 2000 op, en lê die volgende voorwaardes op, op die nuut geskepte erwe tot die koste van die aansoeker en tot die bevrediging van die Munisipaliteit:

"That only one dwelling, together with such outbuildings as are ordinarily required to be used therewith, be erected on this lot."

"That this lot not be subdivided except with the consent in writing of the Administrator."

CITY OF CAPE TOWN (BLAAUWBERG REGION)

REMOVAL OF RESTRICTIONS

Notice is hereby given in terms of section 3(6) of the Removal of Restrictions Act, Act No 84 of 1967 that the undermentioned applications have been received and are open for inspection at the office of the City Manager, Milpark Centre, cnr Koeberg Road & Ixia Street, Milnerton (PO Box 35, Milnerton 7435) and at the office of the Director: Land Development Management, Provincial Administration of the Western Cape, Room 604, 1 Dorp Street, Cape Town from 08:00-12:30 (Monday to Friday). Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Director: Land Development Management, Private Bag X9086, Cape Town 8000, with a copy to the abovementioned local authority on or before 14 March 2005, quoting the above Act and the objector's erf number.

Erf 23225, 51 Sprigg Road, Table View (second placement)

Ref: LC23225T

Applicant: AS Vermaak

Nature of Application: Removal of restrictive title conditions applicable to Erf 23225, 51 Sprigg Road, Table View, to enable the owner to erect a garage with an en-suite room with a balcony above the garage on the property.

WA Mgoqi, City Manager

11 February 2005.

STAD KAAPSTAD (BLAAUWBERG-STREEK)

OPHEFFING VAN BEPERKINGS

Kennis geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967) dat die onderstaande aansoeke ontvang is en vanaf 08:00-12:30 (Maandag tot Vrydag) ter insae lê by die Stadsbestuurder, Milpark-sentrum, h.v. Koebergweg en Ixiastraat, Milnerton (Posbus 35, Milnerton 7435) en by die kantoor van die Direkteur: Grondontwikkelingsbestuur, Provinsiale Administrasie van die Wes-Kaap, Kamer 604, Dorpstraat 1, Kaapstad. Enige besware, met redes, moet skriftelik ingedien word voor of op 14 Maart 2005 by die kantoor van bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaat Sak X9086, Kaapstad 8000, met 'n afskrif aan bogenoemde plaaslike owerheid, met vermelding van bogenoemde Wet en beswaarmaker se ernommer.

Erf 23225, Spriggweg 51, Table View (tweede plasing)

Verw: LC23225T

Aansoeker: A.S. Vermaak

Aard van aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op erf 23225, Spriggweg 51, Table View, om die eienaar in staat te stel om 'n motorhuis met 'n en-suite-kamer en 'n balkon bo die motorhuis op die eiendom op te rig.

WA Mgoqi, Stadsbestuurder

11 Februarie 2005.

CITY OF CAPE TOWN (BLAAUWBERG REGION)

REMOVAL OF RESTRICTIONS

Notice is hereby given in terms of section 3(6) of the Removal of Restrictions Act, Act No 84 of 1967 that the undermentioned applications have been received and are open for inspection at the office of the City Manager, Milpark Centre, cnr Koeberg Road & Ixia Street, Milnerton (PO Box 35, Milnerton, 7435) and at the office of the Director: Land Development Management, Provincial Administration of the Western Cape, Room 604, 1 Dorp Street, Cape Town from 08:00-12:30 (Monday to Friday). Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Director: Land Development Management, Private Bag X9086, Cape Town 8000, with a copy to the abovementioned local authority on or before 14 March 2005: quoting the above Act and the objector's erf number.

Erf 5198, 43 South Avenue, Table View (second placement)

Ref: LC5198T

Applicant: BJ Snyman

Nature of Application: Removal of restrictive title conditions applicable to Erf 5198, 43 South Avenue, Table View, to enable the owner to erect a second dwelling unit (granny flat) on the property. The lateral building line will be encroached upon.

WA Mgoqi, City Manager

STAD KAAPSTAD (BLAAUWBERG-STREEK)

OPHEFFING VAN BEPERKINGS

Kennis geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967) dat die onderstaande aansoeke ontvang is en vanaf 08:00-12:30 (Maandag tot Vrydag) ter insae lê by die Stadsbestuurder, Milpark-sentrum, h.v. Koebergweg en Ixiastraat, Milnerton (Posbus 35, Milnerton 7435) en by die kantoor van die Direkteur: Grondontwikkelingsbestuur, Provinsiale Administrasie van die Wes-Kaap, Kamer 604, Dorpstraat 1, Kaapstad. Enige besware, met redes, moet skriftelik ingedien word voor of op 14 Maart 2005 by die kantoor van bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaat Sak X9086, Kaapstad 8000, met 'n afskrif aan bogenoemde plaaslike owerheid, met vermelding van bogenoemde Wet en beswaarmaker se ernommer.

Erf 5198, Southlaan 43, Table View (tweede plasing)

Verw: LC5198T

Aansoeker: BJ Snyman

Aard van aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op erf 5198, Southlaan 43, Table View, om die eienaar in staat te stel om 'n tweede wooneenheid (oumawoonstel) op die eiendom op te rig. Die laterale boulyn sal oorskry word.

WA Mgoqi, Stadsbestuurder

CITY OF CAPE TOWN (CAPE TOWN REGION)

REMOVAL OF RESTRICTIONS, REZONING,
DEPARTURE AND CONSENT

ERF 32620, CAPE TOWN AT ATHLONE (SECOND PLACEMENT)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act No 84 of 1967 and Sections 17 and 15 of the Land Use Planning Ordinance 15 of 1985 and Section 9 of the Zoning Scheme Regulations that the undermentioned applications have been received and are open for inspection at the office of the Manager: Land Use Management, City of Cape Town, 14th Floor, Civic Centre, Hertzog Boulevard, Cape Town, from 08:30-12:30 Monday to Friday and at the office of the Director: Integrated Environmental Management (Region B2), Department of Environmental Affairs & Development Planning, Provincial Government of the Western Cape, at Room 604, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 Monday to Friday. Any objections or comments with full reasons therefore, must be lodged in writing at the office of the abovementioned Director: Land Development Management, Private Bag X9086, Cape Town, 8000, with a copy to the Manager: Land Use Management, City of Cape Town, PO Box 4529, Cape Town, 8000, or fax (021) 421-1963 on or before the closing date, quoting, the above Act, Ordinance and Scheme Regulation, the belowmentioned reference number, and the objector's erf and phone numbers and address. Objections and comments may also be hand delivered to the abovementioned street addresses by no later than the closing date. If your response is not sent to these addresses and/or fax number, and, as a consequence arrives late, it will be deemed to be invalid. For any further information contact Ms C Campbell at tel (021) 400-5347 at the City of Cape Town. The closing date for objections and comments is 14 March 2005.

File ref: LM2040 (63394)

Applicant: Cedric Daniels

Address: Huntley Street

Nature of Application: Removal of restrictive title conditions applicable to Erf 32620, to enable the owner to rezone the property for the purpose of erecting a Community Centre there which will also include a crèche and computer centre.

Rezoning and Consent

Rezoning of Erf 32620 from Single Dwelling Residential Use Zone to General Residential Use Zone, Sub-zone (R3) and Councils Consent to permit the operation of a Place of Instruction on the property.

The following Departures from the Zoning Scheme Regulations have been applied for:

- From Section 60: — Proposed building setback 3,0 m in lieu of 4,5 m from the southern boundary
— Proposed building setback 3,0 m in lieu of 4,5 m from the western boundary.

WA Mgoqi, City Manager

11 February 2005.

STAD KAAPSTAD (KAAPSTAD-STREEK)

OPHEFFING VAN BEPERKINGS, HERSONERING,
AFWYKING EN TOESTEMMING

ERF 32620, KAAPSTAD TE ATHLONE (TWEDE PLASING)

Kennis geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967 en artikel 17 en 15 van die Ordonnansie op Grondgebruikbeplanning, nr 15 van 1985 en artikel 9 van die soneringskema-regulasies dat die onderstaande aansoek ontvang is en van 08:00-12:30 (Maandag tot Vrydag) ter insae beskikbaar is by die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, 14de Verdieping, Turingblok, Burgersentrum, Hertzog-boulevard 12, Kaapstad 8001 en by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur (Streek B2), Departement Omgewingsake en Ontwikkelingsbeplanning, Provinsiale Regering van die Wes-Kaap, Kamer 601, Dorpsstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Enige besware of kommentaar, met die volledige redes daarvoor, moet skriftelik ingedien word by die kantoor van bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaat Sak X9086, Kaapstad 8000, met 'n afskrif aan die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, Posbus 4529, Kaapstad 8000 of gefaks na (021) 421-1963 voor of op die sluitingsdatum, met vermelding van bogenoemde Wet, Ordonnansie en Skema-regulasie, die onderstaande verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware en kommentaar kan ook per hand afgelewer word by bogenoemde straatadresse teen nie later nie as die sluitingsdatum. Indien u reaksie nie na hierdie adresse en/of faksnommer gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere besonderhede, skakel me C Campbell by tel (021) 400-5347, Stad Kaapstad. Die sluitingsdatum vir besware en kommentaar is 14 Maart 2005.

Lêer verw: LM2040 (63394)

Aansoeker: Cedric Daniels

Adres: Huntleystraat

Aard van aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op erf 32620, om die eienaar in staat te stel om die eiendom te hersoneer met die oog op die oprigting van 'n gemeenskapsentrum daar wat ook 'n crèche en rekenaarsentrum sal insluit.

Hersonering en toestemming

Hersonering van erf 32620 vanaf enkelwoning-residensiëlegebruiksone na algemeen-residensiëlegebruiksone, subsone (R3) en die Raad se toestemming vir die bedryf van 'n plek van onderrig op die eiendom.

Daar is aansoek gedoen om die volgende afwykings van die soneringskema-regulasies:

- Van artikel 60: — Voorgestelde gebou-insprying van 3,0 m in plaas van 4,5 m vanaf die suidelike grens
— Voorgestelde gebou-insprying van 3,0 m in plaas van 4,5 m vanaf die westelike grens.

WA Mgoqi, Stadsbestuurder

11 Februarie 2005.

CITY OF CAPE TOWN (CAPE TOWN REGION)
REMOVAL OF RESTRICTIONS AND SUBDIVISIONS

ERF 63916, CAPE TOWN AT KENILWORTH
(SECOND PLACEMENT)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act No 84 of 1967 and Section 24 of the Land Use Planning Ordinance No 15 of 1985 that the undermentioned applications have been received and are open for inspection at the office of the Manager: Land Use Management, City of Cape Town, 14th Floor, Civic Centre, Hertzog Boulevard, Cape Town, from 08:30-12:30 Monday to Friday and at the office of the Director: Integrated Environmental Management (Region B2), Department of Environmental Affairs & Development Planning, Provincial Government of the Western Cape, at Room 604, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 Monday to Friday. Any objections or comments with full reasons therefore, must be lodged in writing at the office of the abovementioned Director: Land Development Management, Private Bag X9086, Cape Town, 8000, with a copy to the Manager: Land Use Management, City of Cape Town, PO Box 4529, Cape Town, 8000, or fax (021) 421-1963 on or before the closing date, quoting the above Act and Ordinance, the belowmentioned reference number, and the objector's erf and phone numbers and address. Objections and comments may also be hand-delivered to the abovementioned street addresses by no later than the closing date. If your response is not sent to these addresses and/or fax number, and, as a consequence arrives late, it will be deemed to be invalid. For any further information, contact F Abrahams at tel (021) 400-5346 at the City of Cape Town. The closing date for objections and comments is 14 March 2005.

File ref: LM2336 (81119)

Applicant: Brian Mellon & Associates Land Surveyors

Address: 5 Herschel Walk

Nature of Application:

Removal of restrictive title conditions and subdivision applicable to Erf 63916, to enable the owner to subdivide the property into three portions (Portion 1 $\pm$ 715 m², Portion 2 $\pm$ 670 m² and Portion 3 $\pm$ 740 m²) for residential purposes.

WA Mgoqi, City Manager

BREEDE RIVER/WINELANDS MUNICIPALITY
ROBERTSON OFFICE

MN NO. 19/2005

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967) ERF 1371, NEETHLING CRESCENT,
ROBERTSON

(ORDINANCE 15 OF 1985, LAND USE PLANNING)

Notice is hereby given in terms of section 3(6) of the above Act that the undermentioned application was received and is open to inspection during office hours at the office of the Municipal Manager, Breede River/Winelands Municipality, as well as the Municipality's Robertson Office and any enquiries may be directed to Mr Jack van Zyl, Private Bag X2, Ashton (023-614 8000). The application is also open to inspection at the office of the Director, Integrated Environmental Management-Region A, Provincial Government of the Western Cape, at Room 201, 1 Dorp Street, Cape Town, from 8:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at 021-483 4634 and the Directorate's fax number is 021-483 3633.

Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Director: Integrated Environmental Management-Region A at Private Bag X9086, Cape Town, 8000, with a copy to the abovementioned Municipal Manager on or before 14 March 2005, quoting the above Act and the objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

Applicant

Nature of Application

Sprink Theron Inc
 on behalf of Mr J de
 Jager and M de Jager

Removal of restrictive title conditions applicable to erf 1371, Neethling Crescent, Robertson, to enable the owners to subdivide the property.

STAD KAAPSTAD (KAAPSTAD-STREEK)
OPHEFFING VAN BEPERKINGS EN ONDERVERDELINGS

ERF 63916, KAAPSTAD TE KENILWORTH
(TWEDE PLASING)

Kennis geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967 en artikel 24 van die Ordonnansie op Grondgebruikbeplanning, nr 15 van 1985 dat die onderstaande aansoek ontvang is en van 08:00-12:30 (Maandag tot Vrydag) ter insae beskikbaar is by die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, 14de Verdieping, Toringblok, Burgersentrum, Hertzog-boulevard 12, Kaapstad 8001 en by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur (Streek B2), Departement Omgewingsake en Ontwikkelingsbeplanning, Provinsiale Regering van die Wes-Kaap, Kamer 601, Dorpsstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Enige besware of kommentaar, met die volledige redes daarvoor, moet skriftelik ingedien word by die kantoor van bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaat Sak X9086, Kaapstad 8000, met 'n afskrif aan die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, Posbus 4529, Kaapstad 8000 of gefaks na (021) 421-1963 voor of op die sluitingsdatum, met vermelding van bogenoemde Wet en Ordonnansie, die onderstaande verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware en kommentaar kan ook per hand afgelewer word by bogenoemde straatadresse teen nie later nie as die sluitingsdatum. Indien u reaksie nie na hierdie adresse en/of faksnommer gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere besonderhede, skakel F Abrahams by tel (021) 400-5346, Stad Kaapstad. Die sluitingsdatum vir besware en kommentaar is 14 Maart 2005.

Lêer verw: LM2336 (81119)

Aansoeker: Brian Mellon & Associate Landmeters

Adres: Herschel Walk 5

Aard van aansoek:

Opheffing van beperkende titelvoorwaardes en onderverdeling van toepassing op erf 63916, om die eienaar in staat te stel om die eiendom in drie gedeeltes te onderverdeel (gedeelte 1 $\pm$ 715 m², gedeelte 2 $\pm$ 670 m² en gedeelte 3 $\pm$ 740 m²) vir residensiële doeleindes.

WA Mgoqi, Stadsbestuurder

MUNISIPALITEIT BREËRIVIER/WYNLAND
ROBERTSON KANTOOR

MK NR. 19/2003

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967) ERF 1371, NEETHLINGSINGEL,
ROBERTSON

(ORDONNANSIE 15 VAN 1985, GRONDGEBRUIKBEPLANNING)

Kragtens artikel 3(6) van bostaande Wet word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê gedurende kantoorure by die kantoor van die Munisipale Bestuurder, Breërivier/Wynland Munisipaliteit, sowel as die Robertson kantoor van die Munisipaliteit en enige navrae kan gerig word aan mnr Jack van Zyl, Privaatsak X2, Ashton — 614 8000. Die aansoek lê ook ter insae by die Kantoor van die Direkteur, Geïntegreerde Omgewingsbestuur-Streek A, Provinsiale Regering van die Wes-Kaap, by Kamer 201, Dorpsstraat 1, Kaapstad, vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan 021-483 4634 en die Direktoraat se faksnommer is 021-483 3633.

Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur-Streek A, Privaatsak X9086, Kaapstad, 8000, met 'n afskrif aan die bogenoemde Munisipale Bestuurder, ingedien word op of voor 14 Maart 2005 met vermelding van bogenoemde Wet en die beswaarmaker se erfnommer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Aansoeker

Aard van Aansoek

Sprink Theron Ing
 Namens Mnr J de
 Jager en Mev A de
 Jager

Opheffing van beperkende titelvoorwaardes van toepassing op Erf 1371, Robertson, ten einde die eienaars in staat te stel om die eiendom te onderverdeel.

CITY OF CAPE TOWN (CAPE TOWN REGION)
REMOVAL OF RESTRICTIONS AND SUBDIVISIONS
ERF 307, CAMPS BAY (SECOND PLACEMENT)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act No 84 of 1967 and Section 24(2)(a) of the Land Use Planning Ordinance No 15 of 1985 that the undermentioned application has been received and is open for inspection at the office of the Manager: Land Use Management, City of Cape Town, 14th Floor, Civic Centre, Hertzog Boulevard, Cape Town, from 08:30-12:30 Monday to Friday and at the office of the Head of Department, Department of Environmental Affairs & Development Planning, Development Management, Provincial Government of the Western Cape, 6th Floor Utilitas Building, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 Monday to Friday. Any objections or comments with full reasons therefor, must be lodged in writing at the office of the abovementioned Head of Department, Department of Environmental Affairs and Development Planning, Development Management, Private Bag X9086, Cape Town, 8000, with a copy to the Manager: Land Use Management, City of Cape Town, PO Box 4529, Cape Town, 8000, or fax (021) 421-1963 on or before the closing date, quoting the above Act and Ordinance, the belowmentioned reference number, and the objector's erf and phone numbers and address. Objections and comments may also be hand-delivered to the abovementioned street addresses by no later than the closing date. If your response is not sent to these addresses and/or fax number, and, as a consequence arrives late, it will be deemed to be invalid. For any further information, contact Miss S Isaacs at tel (021) 400-3046 at the City of Cape Town. The closing date for objections and comments is 11 March 2005.

File ref: LM 2218 (78080)

Owner: Calicom Trading 124 (Pty) Ltd

Address: 12 Strathmore Road

Nature of Application: Removal of restrictive title conditions applicable to Erf 307, 12 Strathmore Road, Camps Bay to enable the owners to subdivide the property into two portions (Portion A $\pm 282 \text{ m}^2$ in extent and Remainder $\pm 540 \text{ m}^2$ in extent) for residential purposes. The building line restrictions will be encroached. This application includes the subdivision of the property to enable/permit the owner to subdivide the property into two portions for residential purposes.

This advert appeared as a first placement in the Cape Times on 4 February 2005. The address was advertised incorrectly, it should read 12 Strathmore Road and not 12 Strathmore Avenue. We apologise for any inconvenience caused.

WA Mgoqi, City Manager

BREED VALLEY MUNICIPALITY
APPLICATION FOR REMOVAL OF RESTRICTIVE
TITLE CONDITIONS (ACT 84 OF 1967): ERF 2933,
97 EIKE AVENUE, ROUX PARK, WORCESTER

Notice is hereby given in terms of section 3(6) of the Removal of Restrictions Act 1967, (Act 84 of 1967) that the undermentioned application has been received and is open for inspection at the office of the Municipal Manager/Director: Corporate Services, Breede Valley Municipality. Any enquiries may be directed to Mr. Bennett Hlongwana, Tel. Nr. 023 348 2621, Office 213, Civic Centre, Baring Street, Worcester. The application is also open to inspection at the office of the Director Land Development Management Western Cape at Room 601, 27 Wale Street, Cape Town from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at 021 483 3009 and the Directorate's fax number is 021 483 3633.

Any objections, with full reasons therefore, should be lodged in writing at the office of the above-mentioned Director: Land Development Management at Private Bag X9086, Cape Town, 8000 on or before 14 March 2005 with a copy to the Municipal Manager, Private Bag X3046, Worcester, 6849 quoting the above Act and the objector's erf number.

Applicant

Nature of Application

Tertius V. Smit on
behalf of Hanfried and
Alida Kriel

Removal of restrictive title conditions applicable to erf 2933, 97 Eike Avenue, Roux Park, Worcester, to enable the owners to subdivide the property and to develop the subdivided portion for residential purposes.

A.A. Paulse, Municipal Manager. (Notice Nr. 21/2005)

STAD KAAPSTAD (KAAPSTAD-STREEK)
OPHEFFING VAN BEPERKINGS EN ONDERVERDELINGS
ERF 307, KAMPSBAAI (TWEDE PLASING)

Kennis geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967 en artikel 24(2)(a) van die Ordonnansie op Grondgebruikbeplanning, nr 15 van 1985 dat die onderstaande aansoek ontvang is en van 08:00-12:30 (Maandag tot Vrydag) ter insae beskikbaar is by die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, 14de Verdieping, Toringblok, Burgersentrum, Hertzog-boulevard 12, Kaapstad 8001 en by die kantoor van die Departementshoof, Departement Omgewingsake en Ontwikkelingsbeplanning, Provinsiale Regering van die Wes-Kaap, 6de verdieping, Utilitasgebou, Dorpsstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Enige besware of kommentaar, met die volledige redes daarvoor, moet skriftelik ingedien word by die kantoor van bogenoemde Departementshoof, Departement van Omgewingsake en Ontwikkelingsbeplanning, Ontwikkelingsbestuur, Privaat Sak X9086, Kaapstad 8000, met 'n afskrif aan die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, Posbus 4529, Kaapstad 8000 of gefaks na (021) 421-1963 voor of op die sluitingsdatum, met vermelding van bogenoemde Wet en Ordonnansie, die onderstaande verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware en kommentaar kan ook per hand afgelewer word by bogenoemde straatadresse teen nie later nie as die sluitingsdatum. Indien u reaksie nie na hierdie adresse en/of faksnommer gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere besonderhede, skakel me S Isaacs tel (021) 400-3046, Stad Kaapstad. Die sluitingsdatum vir besware en kommentaar is 11 Maart 2005.

Lêer verw: LM 2218 (78080)

Eienaar: Calicom Trading 124 (Edms) Bpk

Adres: Strathmoreweg 12

Aard van aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op erf 307, Strathmoreweg 12, Kampsbaai om die eiens in staat te stel om die eiendom in twee gedeeltes te onderverdeel (gedeelte A $\pm 282 \text{ m}^2$ groot en restant $\pm 540 \text{ m}^2$ groot) vir residensiële doeleindes. Die boulynbeperkings sal oorskry word. Hierdie aansoek behels ook die onderverdeling van die eiendom om die eienaar in staat te stel/toe te laat om die eiendom in twee gedeeltes vir residensiële doeleindes te onderverdeel.

Hierdie advertensie het as 'n eerste plasing in Die Burger van 4 Februarie 2005 verskyn. Let asseblief daarop dat die adres foutief geadverteer is, en dat dit moet lui Strathmoreweg 12 en nie Strathmorelaan 12 nie. Ons vra om verskoning vir enige ongerief veroorsaak.

WA Mgoqi, Stadsbestuurder

BREEDVALLEI MUNISIPALITEIT
AANSOEK OM OPHEFFING VAN BEPERKENDE
VOORWAARDES (WET 84 VAN 1967): ERF 2933,
EIKELAAN 97, ROUXPARK, WORCESTER

Kragtens Artikel 3(6) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder/Direkteur: Korporatiewe Dienste, Breede Vallei Munisipaliteit. Enige navrae kan gerig word aan Mnr. Bennett Hlongwana Tel. Nr. 023 348 2621, kantoor 213, Burgersentrum, Baringstraat, Worcester. Die aansoek lê ook ter insae by die Kantoor van die Direkteur, Grondontwikkelingsbestuur, Provinsiale Regering van die Wes-Kaap, by kamer 601, Waalstraat 27, Kaapstad, vanaf 08:00-12:30 en vanaf 13:00-15:30 (Maandag tot Vrydag). Telefoniese navrae in hierdie verband kan gerig word aan 021-483 3009 en die Direktoraat se faksnommer is 021-483 3633.

Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaatsak X9086, Kaapstad 8000 met 'n afskrif aan die Munisipale Bestuurder, Privaatsak X3046, Worcester, 6849 ingedien word voor of op 14 Maart 2005 van bogenoemde Wet en die beswaarmaker se erfnummer.

Aansoeker

Aard van Aansoek

Tertius V. Smit namens
Hanfried en Alida
Kriel

Opheffing van beperkende titel voorwaardes van toepassing op erf 2933, Eikelaan 97, Roux Park, Worcester, ten einde die eienaar in staat te stel om die eiendom te onderverdeel en die onderverdeelde gedeelte te ontwikkel vir residensiële doeleindes

A.A. Paulse, Munisipale Bestuurder. (Kennisgewing No. 21/2005)

CITY OF CAPE TOWN (CAPE TOWN REGION)
REMOVAL OF RESTRICTIONS AND DEPARTURE
ERF 1127, CAMPS BAY (SECOND PLACEMENT)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act No 84 of 1967 and Section 15(2)(a) of the Land Use Planning Ordinance No 15 of 1985 that the undermentioned application has been received and is open for inspection at the office of the Manager: Land Use Management, City of Cape Town, 14th Floor, Civic Centre, Hertzog Boulevard, Cape Town, from 08:30-12:30 Monday to Friday and at the office of the Head of Department, Department of Environmental Affairs & Development Planning, Development Management, Provincial Government of the Western Cape, 6th Floor Utilitas Building, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 Monday to Friday. Any objections or comments with full reasons therefore, must be lodged in writing at the office of the abovementioned Head of Department, Department of Environmental Affairs and Development Planning, Development Management, Private Bag X9086, Cape Town, 8000, with a copy to the Manager: Land Use Management, City of Cape Town, PO Box 4529, Cape Town, 8000, or fax (021) 421-1963 on or before the closing date, quoting the above Act and Ordinance, the belowmentioned reference number, and the objector's erf and phone numbers and address. Objections and comments may also be hand delivered to the abovementioned street addresses by no later than the closing date. If your response is not sent to these addresses and/or fax number, and, as a consequence arrives late, it will be deemed to be invalid. For any further information, contact Lucille Janssens at tel (021) 400-4252 at the City of Cape Town. The closing date for objections and comments is 11 March 2005.

File ref: LM 2048 (63125)

Owner: The K T Property Trust

Address: 10 Ingleside Road

Nature of Application: The removal of restrictive title deed conditions applicable to erf 1127, No 10 Ingleside Road, Camps Bay in order to enable the owner thereof to erect a double dwelling on the property. This application includes an application for a departure from Section 54(2) of the Zoning Scheme Regulations to permit the first floor bedrooms to be set back 3,0 m i.l.o. 6,0 m from the East boundary.

WA Mgoqi, City Manager

GEORGE MUNICIPALITY

NOTICE NO: 53/2005

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

CONSOLIDATION AND SUBDIVISION:
ERF 689, WILDERNESS

Notice is hereby given in terms of section 3(6) of the above Act that the undermentioned application has been received and is open for inspection at the office of the Deputy Director: Planning, Bloemhof Centre, York Street, George [Tel: (044) 801 9171, Fax: (044) 801 9196 & e-mail: stadsbeplanning@george.org.za] and at the office of the Director: Land Development Management, Provincial Government of the Western Cape, Utilitas Building, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 (Monday to Friday) in Room 201. Telephonic enquiries in this regard may be made to M Abrahams, Tel: (021) 483 4114 and Fax: (021) 483 3633.

Any objections, with full reasons therefor, should be lodged in writing at the office of the abovementioned Director: Land Development Management, Private Bag X9086, Cape Town, 8000, with a copy to the George Municipality on or before 18 March 2005 quoting the above Act and the objector's Erf number. Any comments received after the aforementioned closing date may be disregarded.

Applicant

Nature of Application

C Nightingale

Removal of restrictive title conditions applicable to Erf 689, Third Ave, Wilderness. The consolidation of a portion of street reserve with Erf 689, Wilderness and the subdivision of the consolidated property into two portions (portion A = 788 m² and Remainder = 1 243 m²) in terms of Section 24 of Ordinance 15 of 1985.

GW Louw, Acting Municipal Manager, Civic Centre, York Street, George 6530.

Tel: 044-8019171 Fax: 044-8019196

E-mail: stadsbeplanning@george.org.za

STAD KAAPSTAD (KAAPSTAD-STREEK)
OPHEFFING VAN BEPERKINGS EN AFWYKING
ERF 1127, KAMPSBAAI (TWEDE PLASING)

Kennis geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967 en artikel 15(2)(a) van die Ordonnansie op Grondgebruikbeplanning, nr 15 van 1985 dat die onderstaande aansoek ontvang is en van 08:00-12:30 (Maandag tot Vrydag) ter insae beskikbaar is by die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, 14de Verdieping, Toringblok, Burgersentrum, Hertzog-boulevard 12, Kaapstad 8001 en by die kantoor van die Departementshoof, Departement Omgewingsake en Ontwikkelingsbeplanning, Provinsiale Regering van die Wes-Kaap, 6de verdieping, Utilitasgebou, Dorpsstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Enige besware of kommentaar, met die volledige redes daarvoor, moet skriftelik ingedien word by die kantoor van bogenoemde Departementshoof, Departement van Omgewingsake en Ontwikkelingsbeplanning, Ontwikkelingsbestuur, Privaat Sak X9086, Kaapstad 8000, met 'n afskrif aan die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, Posbus 4529, Kaapstad 8000 of gefaks na (021) 421-1963 voor of op die sluitingsdatum, met vermelding van bogenoemde Wet en Ordonnansie, die onderstaande venwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware en kommentaar kan ook per hand afgelewer word by bogenoemde straatadresse teen nie later nie as die sluitingsdatum. Indien u reaksie nie na hierdie adresse en/of faksnommer gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere besonderhede, skakel Lucille Janssens by tel (021) 400-4252. Stad Kaapstad. Die sluitingsdatum vir besware en kommentaar is 11 Maart 2005.

Lêer verw: LM 2048 (63125)

Eienaar: K T Eiendomstrust

Adres: Inglesideweg 10

Aard van aansoek: Die opheffing van beperkende titelaktevoorwaardes van toepassing op erf 1127, Inglesideweg 10, Kampsbaai om die eienaar in staat te stel om 'n dubbelwoning op die eiendom op te rig. Hierdie aansoek behels ook 'n aansoek om 'n afwyking van artikel 54(2) van die soneringskema-regulasies om 'n inspringing ten opsigte van die slaapkamers op die eerste verdieping toe te laat van 3,0 m in plaas van 6,0 m vanaf die oostelike grens.

WA Mgoqi, Stadsbestuurder

MUNISIPALITEIT GEORGE

KENNISGEWING NR 53/2005

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

KONSOLIDASIE EN ONDERVERDELING:
ERF 689, WILDERNIS

Kennis geskied hiermee ingevolge artikel 3(6) van bogenoemde Wet dat die onderstaande aansoek ontvang is en by die Adjunk-direkteur: Beplanning, Bloemhofsentrum, Yorkstraat, George [Tel: (044) 801 9171, Faks: (044) 801 9196 & e-pos: stadsbeplanning@george.org.za] en by die kantoor van die Direkteur: Grondontwikkelingsbestuur, Provinsiale Regering van die Wes-Kaap, Utilitasgebou, Dorpsstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag) ter insae lê in Kamer 201. Telefoniese navrae in hierdie verband kan gerig word by Tel: (021) 483 1441 en Faks: (021) 483 3633.

Enige besware, met redes, moet skriftelik voor of op 18 Maart 2005 by die kantoor van bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaatsak X9086, Kaapstad 8000, met 'n afskrif aan die George Munisipaliteit, ingedien word met vermelding van bogenoemde Wet en beswaarmaker se erfnummer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Aansoeker

Aard van Aansoek

C Nightingale

Opheffing van beperkende titelvoorwaardes van toepassing op Erf 689, Derde Straat, Wildernis. Die Konsolidasie van 'n gedeelte van 'n straat reserve met Erf 689, Wildernis en die onderverdeling van die gekonsolideerde eiendom in twee gedeeltes (Gedeelte A = 788 m² en Restant = 1 243 m²) in terme van Artikel 24 van Ordonnansie 15 van 1985.

GW Louw, Waarnemende Munisipale Bestuurder, Burgersentrum, Yorkstraat, George 6530.

Tel: 044-8019171 Faks: 044-8019196

E-pos: stadsbeplanning@george.org.za

CITY OF CAPE TOWN (CAPE TOWN REGION)

REMOVAL OF RESTRICTIONS & CONSENT

ERF 17991, PAARDEN EILAND (SECOND PLACEMENT)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act No 84 of 1967 and Section 15(3) of the Cape Town Zoning Scheme that the undermentioned application has been received and is open for inspection at the office of the Manager: Land Use Management, City of Cape Town, 14th Floor, Civic Centre, Hertzog Boulevard, Cape Town, from 08:30-12:30 Monday to Friday and at the office of the Director: Integrated Environmental Management (Region B2), Department of Environmental Affairs & Development Planning, Provincial Government of the Western Cape, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 Monday to Friday. Any objections or comments with full reasons therefor, must be lodged in writing at the office of the abovementioned Director: Land Development Management, Private Bag X9086, Cape Town, 8000, with a copy to the Manager: Land Use Management, City of Cape Town, P O Box 4529, Cape Town, 8000, or fax (021) 421-1963 on or before the closing date, quoting, the above Act and Section of the Cape Town Zoning Scheme, the belowmentioned reference number, and the objector's erf and phone numbers and address. Objections and comments may also be hand-delivered to the abovementioned street addresses by no later than the closing date. If your response is not sent to these addresses and/or fax number, and, as a consequence arrives late, it will be deemed to be invalid. For any further information, contact Mr K McGilton at tel (021) 400-2683 at the City of Cape Town. The closing date for objections and comments is 7 March 2005.

File ref: LM 2058(63339)

Applicant: K M Young

Address: 8 Wessex Road

Nature of Application: Removal of the restrictive title conditions applicable to Remainder Erf 17991, 8 Wessex Road, Paarden Eiland, to enable the owners to erect a furniture showroom and a retail store on the property. The building lines restriction will be encroached. This application includes consent in terms of the Cape Town Zoning Scheme Regulations to permit the owners to erect a furniture showroom and retail store within the existing building on the abovementioned property.

Due to an address error this application is being re-advertised. The address should read 8 Wessex Road and not 44 Paarden Eiland Road. We apologise for any inconvenience caused.

WA Mgoqi, City Manager

11 February 2005.

STAD KAAPSTAD (KAAPSTAD-STREEK)

OPHEFFING VAN BEPERKINGS EN TOESTEMMING

ERF 17991, PAARDENEILAND (TWEDE PLASING)

Kennis geskied hiermee ingevolge artikel 3(6) van die Wet op Opheffing van Beperkings, Wet 84 van 1967 en artikel 15(3) van die Kaapstad soneringskema dat die onderstaande aansoek ontvang is en van 08:00-12:30 (Maandag tot Vrydag) ter insae beskikbaar is by die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, 14de Verdieping, Toringblok, Burgersentrum, Hertzog-boulevard 12, Kaapstad 8001 en by die kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur (Streek B2), Departement Omgewingsake en Ontwikkelingsbeplanning, Provinsiale Regering van die Wes-Kaap, 6de Verdieping, Utilitas-gebou, Dorpsstraat 1, Kaapstad vanaf 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag). Enige besware of kommentaar, met die volledige redes daarvoor, moet skriftelik ingedien word by die kantoor van bogenoemde Direkteur: Grondontwikkelingsbestuur, Privaat Sak X9086, Kaapstad 8000, met 'n afskrif aan die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, Posbus 4529, Kaapstad 8000 of gefaks na (021) 421-1963 voor of op die sluitingsdatum, met vermelding van bogenoemde Wet en artikel van die Kaapstad soneringskema, die onderstaande verwysingsnommer en die beswaarmaker se erf- en telefoonnommer en adres. Besware en kommentaar kan ook per hand afgelewer word by bogenoemde straatadresse teen nie later nie as die sluitingsdatum. Indien u reaksie nie na hierdie adresse en/of faksnommer gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere besonderhede, skakel mnr K McGilton by tel (021) 400-2683, Stad Kaapstad. Die sluitingsdatum vir besware en kommentaar is 7 Maart 2005.

Lêer verw: LM 2058(63339)

Aansoeker: K M Young

Adres: Wessexweg 8

Aard van aansoek: Opheffing van beperkende titelvoorwaardes van toepassing op restant erf 17991, Paardeneilandweg 44, Paardeneiland, om die eienaars in staat te stel om 'n meubelvertoonkamer en kleinhandelwinkel op die eiendom op te rig. Die boulynbeperkings sal oorskry word. Hierdie aansoek behels toestemming ingevolge die Kaapstad soneringskema regulasies om die eienaars toe te laat om 'n meubelvertoonkamer en kleinhandelwinkel binne die bestaande gebou op bogenoemde eiendom op te rig.

Hierdie aansoek word weer geadverteer as gevolg van 'n foutiewe adres in die vorige advertensies op 28 Januarie 2005 en 4 Februarie 2005. Die adres moet lui Wessexweg 8 en nie Paardeneilandweg 44 nie.

WA Mgoqi, Stadsbestuurder

11 Februarie 2005.

TENDERS

N.B. Tenders for commodities/services, the estimated value of which exceeds R20 000, are published in the Government Tender Bulletin, which is obtainable from the Government Printer, Private Bag X85, Pretoria, on payment of a subscription.

THEEWATERSKLOOF MUNICIPALITY

INVITATION FOR TENDERS AND/OR
PROPOSAL CALLS FOR SEVERAL
MUNICIPAL ERVEN IN RIVIERSONDEREND

1. Riviersonderend is a picturesque rural town, situated on the N2 Main Route at the feet of the Sonderend Mountains and River. The town is known for its rural character and natural surroundings and is therefore a popular tourist and new entrepreneurs destination and an alternative for retirement.
2. Theewaterskloof Municipality invites property developers and individuals to submit tenders and/or proposal calls, in respect of the following properties:

No.	Tender No.	Erf No.	Locality address	Size	Closing date
1.	P1/2005	911	Main Street	± 1,2863 ha	17 March 2005
2.	P2/2005	Erven 355, 356, 357, 360, 361, 364 and/or Portion of Erf 289	Bego Street	± 1 000 m ²	3 March 2005
3.	P3/2005	286	Voortrekker Road	2 974 m ²	17 March 2005
4.	P4/2005	50	De La Vigne Str.	1 239 m ²	10 March 2005
5.	P5/2005	589	Bego Street	± 1 000 m ²	3 March 2005
6.	P6/2005	384	Bego Street	± 1 000 m ²	3 March 2005
7.	P7/2005	1164	Vygie Avenue	489 m ²	3 March 2005
8.	P8/2005	1167	Vygie Avenue	490 m ²	3 March 2005
9.	P9/2005	1170	Vygie Avenue	490 m ²	3 March 2005
10.	P10/2005	479	Alpha Avenue	1 179 m ²	3 March 2005

3. Tenders and/or Proposals must be received at 10:00 on the closing dates as mentioned above at the Municipal Offices, 6 Plein Street, Caledon.
4. For the purpose of section 124 of the Municipal Ordinance, 1974 (Ordinance 20 of 1974) this notice serves that the terms and conditions as contained in the respective tender documents are the only documentation available for inspection and any further information can be obtained from the Municipal Offices.

Any objections to the proposed alienations of the above-mentioned property, with reasons therefore, must be lodged in writing to the Municipal Manager, P.O. Box 24, Caledon 7230, or Fax No. (028) 214-1289 on or before 3 March 2005.

D. J. Adonis, Acting Municipal Manager.

Reference Number: 7/2/3/2/5

Notice Number: KOR 21.

11 February 2005.

TENDERS

L.W. Tenders vir kommoditeite/dienste waarvan die beraamde waarde meer as R20 000 beloop, word in die Staatstenderbulletin gepubliseer wat by die Staatsdrukker, Privaatsak X85, Pretoria, teen betaling van 'n intekengeld verkrygbaar is.

THEEWATERSKLOOF MUNISIPALITEIT

UITNODIGING OM TENDERS EN/OF
ONTWIKKELINGSVOORSTELLE TEN OPSIGTE VAN VERSKEIE
MUNISIPALE EIENDOM (ERWE) IN RIVIERSONDEREND

1. Riviersonderend is 'n pragtige plattelandse dorp, geleë op die N2 Hoofroete aan die voet van die Sonderend Bergreeks en -rivier. Die dorp is bekend vir sy landelike karakter en natuurskoon en is dus gevolglik 'n gewilde bestemming vir toeriste, jong entrepreneurs en bied ook 'n alternatief vir afgetredenes.
2. Theewaterskloof Munisipaliteit nooi eiendomsontwikkelaars en individue uit om ontwikkelingsvoorstelle en/of tenders, na gelang van die geval, in te dien ten opsigte van die onderstaande eiendomme:

Nr.	Tender Nr.	Erf Nr.	Liggingsadres	Grootte	Sluitingsdatum
1.	P1/2005	911	Hoofstraat	± 1,2863 ha	17 Maart 2005
2.	P2/2005	Erwe 355, 356, 357, 360, 361, 364 en/of Gedeelte van Erf 289	Begostraat	± 1 000 m ²	3 Maart 2005
3.	P3/2005	286	Voortrekkerweg	2 974 m ²	17 Maart 2005
4.	P4/2005	50	De La Vignestraat	1 239 m ²	10 Maart 2005
5.	P5/2005	589	Begostraat	± 1 000 m ²	3 Maart 2005
6.	P6/2005	384	Begostraat	± 1 000 m ²	3 Maart 2005
7.	P7/2005	1164	Vygielaan	489 m ²	3 Maart 2005
8.	P8/2005	1167	Vygielaan	490 m ²	3 Maart 2005
9.	P9/2005	1170	Vygielaan	490 m ²	3 Maart 2005
10.	P10/2005	479	Alphalaan	1 179 m ²	3 Maart 2005

3. Tenders/Voorstelle moet in ontvangs wees voor of op 10:00 op die onderskeie sluitingsdatums soos hierbo aangedui, by die Munisipale Kantore, Pleinstraat, Caledon.
4. Vir die doeleindes van artikel 124 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974) dien hierdie kennisgewing as advies dat die terme en voorwaardes soos vervat in die onderskeie tenderdokumente die enigste dokumentasie is vir insae en dat enige verdere informasie vanaf die Munisipaliteit bekom moet word.

Enige besware tot enige van die voorgenome vervreemdings moet skriftelik by die Munisipale Bestuurder, Posbus 24, Caledon 7230, of Faks Nr. (028) 214-1289 ingedien word voor of op 3 Maart 2005.

D. J. Adonis, Waarnemende Munisipale Bestuurder.

Verwysingsnommer: 7/2/3/2/5

Kennisgewingnommer: KOR 21.

11 Februarie 2005.

NOTICES BY LOCAL AUTHORITIES

BREEDE RIVER/WINELANDS MUNICIPALITY

MONTAGU OFFICE

MN NR. 17/2005

PROPOSED CONSENT USE

ERF 596, 9 UNION STREET, MONTAGU
(MONTAGU ZONING SCHEME REGULATIONS)

Notice is hereby given in terms of the Zoning Scheme Regulations of Montagu (Land Use Planning Ordinance no 15 of 1985) that Council has received an application for consent use from Mr T Adams for an Additional dwelling unit on erf 596, Montagu.

The application for the proposed consent use will be open for inspection at the Montagu Office during normal office hours. Written legal and fully motivated objections/comments, if any, must be lodged with the Municipal Manager, Private Bag 2, Ashton, 6715, before or on 7 March 2005. Further details are obtainable from Mr Jack van Zyl (023-614 8000) during office hours.

Any person who cannot write may come to the office mentioned above, during office hours where a staff member of the municipality will assist that person to transcribe his/her comments or representations.

N Nel, Municipal Manager

Municipal Office, Private Bag X2, Ashton, 6715

11 February 2005

20063

BREEDE VALLEY MUNICIPALITY

APPLICATION FOR SUBDIVISION OF ERF 5805,
4 PERKINS STREET, WORCESTER

Notice is hereby given in terms of Section 24(2)(a) of Land Use Planning Ordinance 1985 (Ordinance 15 of 1985) that an application for the subdivision of erf 5805, 4 Perkins Street, Worcester (Industrial Zone I) has been received by the Breede Valley Municipality.

Full particulars regarding the application will be made available at the office of the Director: Corporate Services, Room 213 (Mr. Bennett Hlongwana) Tel. No. 023-3482621, Civic Centre, Baring Street, Worcester.

Written objections, if any, should be lodged in writing with the Municipal Manager, Private Bag X3046, Worcester, 6849 and must reach the undersigned on or before 7 March 2005.

A.A. Paulse, Municipal Manager

(Notice No. 19/2005)

11 February 2005

20064

KENNISGEWINGS DEUR PLAASLIKE OWERHEDE

MUNISIPALITEIT BREËRIVIER/WYNLAND

MONTAGU KANTOOR

MK NR. 17/2005

VOORGESTELDE VERGUNNINGSGEBRUIK

ERF 596, UNIESTRAT 9, MONTAGU
(MONTAGU SONERING SKEMAREGULASIES)

Kennis geskied hiermee ingevolge die Sonering Skemaregulasies van Montagu (Ordonnansie nr 15 van 1985), dat die Raad 'n aansoek om vergunningsgebruik ontvang het van Mnr T Adams ten einde 'n Addisionele wooneenheid op te rig op erf 596, Montagu.

Die aansoek insake die voorgename vergunningsgebruik lê ter insae gedurende kantoorure in die Montagu Kantoor en skriftelike regsgeldige en goed gemotiveerde besware/kommentaar, indien enige moet nie later as 7 Maart 2005 skriftelik by die Munisipale Bestuurder, Privaatsak X2, Ashton, 6715, ingedien word nie. Navrae kan gerig word aan mnr Jack van Zyl by telefoonnommer 023-614 8000.

'n Persoon wat nie kan skryf nie kan gedurende kantoorure na bogenoemde kantoor kom waar 'n personeellid van die Munisipaliteit daardie persoon sal help om sy/haar kommentaar of vertoë af te skryf.

N Nel, Munisipale Bestuurder

Munisipale Kantoor, Privaatsak X2, Ashton, 6715

11 Februarie 2005

20063

BREEDE VALLEI MUNISIPALITEIT

AANSOEK OM ONDERVERDELING ERF 5805,
PERKINSSTRAAT 4, WORCESTER

Kennis geskied hiermee ingevolge die bepalings van Artikel 24(2)(a) van die Ordonnansie op Grondgebruikbeplanning 1985 (Ordonnansie 15 van 1985) dat 'n aansoek om onderverdeling van erf 5805, Perkinsstraat 4, Worcester (Nywerheids I), deur die Breede Vallei Munisipaliteit ontvang is.

Volledige besonderhede van die aansoek sal beskikbaar gestel word in die kantoor van die Direkteur, Korporatiewe Dienste, Kamer 213, Burgersentrum, Baringstraat, Worcester (Mnr. Bennett Hlongwana) Tel. No. 023-3482621.

Besware, indien enige, moet skriftelik gerig word aan die Munisipale Bestuurder, Privaatsak X3046, Worcester, 6849 om die ondergetekende te bereik voor of op 7 Maart 2005.

A.A. Paulse, Munisipale Bestuurder

(Kennisgewing No. 19/2005)

11 Februarie 2005

20064

BREEDE VALLEY MUNICIPALITY

PROPOSED REZONING: PORTION 11 OF THE
FARM KLIPDRIF NO. 384, WORCESTER

Notice is hereby given in terms of Section 17(2)(a) of the Land Use Planning Ordinance 1985 (Ordinance 15 of 1985) that an application has been received for the rezoning Portion 11 of the Farm Klipdrif No. 384, Worcester from Agricultural Zone I to Industrial Zone in order to allow the owner to erect a bottle equipment.

Full particulars regarding the application will be available at the office of the Director: Corporate Services, Room 213, Civic Centre, Baring Street, Worcester.

Objections, if any, should be lodged in writing with the Municipal Manager, Private Bag X3046, Worcester 6849 and must reach the undersigned on or before 7 March 2005.

A.A. Paulse, Municipal Manager

(Notice No. 17/2005) 11 February 2005

20065

BREEDE VALLEY MUNICIPALITY

PROPOSED REZONING PORTION 22 OF THE
FARM VENDUTIEKRAAL NR. 89, WORCESTER

Notice is hereby given in terms of Section 15 and 17(2)(a) of the Land Use Planning Ordinance 1985 (Ordinance 15 of 1985) that an application has been received for the rezoning portion 22 of the farm Vendutiekraal No. 89, Agricultural Zone I to Residential Zone V to operate a guest-house on the premises.

Notice is hereby given in terms of Regulations 4(6) of the regulations published in the Government Notice No. R1183 in terms of Section 26 of the Environment Conservation Act (Act No. 73 of 1989) that the owner intends to carry out an Environmental Impact Assessment (EIA).

Full particulars regarding the application will be made available at the office of the Director: Corporate Services, Room 213, Civic Centre, Baring Street, Worcester.

Objections, if any, should be lodged in writing with the Municipal Manager, Private Bag X3046, Worcester, 6849 and must reach the undersigned on or before 7 March 2005.

A.A. Paulse, Municipal Manager

(Notice No. 16/2005) 11 February 2005

20066

BREEDE VALLEY MUNICIPALITY

APPLICATION FOR SUBDIVISION ERF 270,
26 PORTER STREET, RAWSONVILLE

Notice is hereby given in terms of Section 24(2)(a) of the Land Use Planning Ordinance 1985 (Ordinance 15 of 1985) that an application for the subdivision of erf 270, 26 Porter Street, Rawsonville (Residential Zone 1) has been received by the Breede Valley Municipality.

Full particulars regarding the application will be made available at the office of the Director: Corporate Services, Room 213 (Bennett Hlongwana) Tel. No. 023-3482621, Civic Centre, Baring Street, Worcester.

Objections, if any, should be lodged in writing with the Municipal Manager, Private Bag X3046, Worcester, 6849 and must reach the undersigned on or before 7 March 2005.

A.A. Paulse, Municipal Manager

Notice 14/2005 11 February 2005

20067

BREEDE VALLEI MUNISIPALITEIT

VOORGESTELDE HERSONERING VAN GEDEELTE 11 VAN DIE
PLAAS KLIPDRIF NR. 384, WORCESTER

Kennis geskied hiermee ingevolge die bepalings van Artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is vir hersonering 'n gedeelte 11 van die Plaas Klipdrif Nr. 384, Worcester vanaf Landbousone I na Landbousone II ten einde die eienaar in staat te stel om 'n bottelleringstoerusting op te rig.

Volledige besonderhede van die aansoek sal beskikbaar gestel word in die kantoor van die Direkteur: Korporatiewe Dienste, Kamer 213, Burgersentrum, Baringstraat, Worcester.

Besware, indien enige, moet skriftelik gerig word aan die Munisipale Bestuurder, Privaatsak X3046, Worcester 6849 om die ondergetekende te bereik voor of op 7 Maart 2005.

A.A. Paulse, Munisipale Bestuurder

(Kennisgewing Nr. 17/2005) 11 Februarie 2005

20065

BREEDEVALLEI MUNISIPALITEIT

VOORGESTELDE HERSONERING GEDEELTE 22 VAN DIE
PLAAS VENDUTIEKRAAL NR. 89, WORCESTER

Kennis geskied hiermee ingevolge die bepalings van Artikel 15 en 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is vir die hersonering van gedeelte 22 van die Plaas Vendutiekraal Nr. 89, Worcester vanaf Landbousone I na Residensiële Sone V ten einde die eienaar in staat te stel om 'n gastehuis te bedryf.

Kennis geskied in terme van regulasie 4(6) van die Regulasie gepubliseer in Staatskoerant Nr. 1183 in terme van Artikel 26 van die Wet op Omgewingsbewaring (Wet Nr. 73 van 1989) dat die eienaar van voorneme is om 'n omgewingsimpakstudie te doen.

Volledige besonderhede van die aansoek sal beskikbaar gestel word in die kantoor van die Direkteur: Korporatiewe Dienste, Kamer 213, Burgersentrum, Baringstraat, Worcester.

Besware, indien enige, moet skriftelik gerig word aan die Munisipale Bestuurder, Privaatsak X3046, Worcester, 6849 om die ondergetekende te bereik voor of op 7 Maart 2005.

A.A. Paulse, Munisipale Bestuurder

(Kennisgewing Nr. 16/2005) 11 Februarie 2005

20066

BREEDEVALLEI MUNISIPALITEIT

AANSOEK OM ONDERVERDELING ERF 270,
PORTERSTRAAT 26, RAWSONVILLE

Kennis geskied hiermee ingevolge die bepalings van Artikel 24(2)(a) van die Ordonnansie op Grondgebruikbeplanning 1985 (Ordonnansie 15 van 1985) dat 'n aansoek om die onderverdeling van erf 270, Porterstraat 26, Rawsonville (Residensiële) deur die Breedevallei Munisipaliteit ontvang is.

Volledige besonderhede van die aansoek sal beskikbaar gestel word in die kantoor van die Direkteur: Korporatiewe Dienste, Kamer 213, Burgersentrum, Baringstraat, Worcester (Mnr. Bennett Hlongwana) Tel. 023-3482621.

Besware, indien enige, moet skriftelik gerig word aan die Munisipale Bestuurder, Privaatsak X3046, Worcester, 6849 om die ondergetekende te bereik voor of op 7 Maart 2005.

A.A. Paulse, Munisipale Bestuurder

Kennisgewing 14/2005 11 Februarie 2005

20067

BREEDE VALLEY MUNICIPALITY

APPLICATION FOR NON-CONFORMING USE REMAINDER OF
ERF 892, ROSYNTJIE BULT, DE DOORNS

Notice is hereby given in terms of Section 15(2)(a) of the Land Use Planning Ordinance 1085 (Ordinance 15 of 1985) that an application has been received for non-conforming use of the Remainder of erf 892, Rosyntjie Bult, De Doorns in order to allow the owner to erect a Cell C communication mast on the premises.

Full particulars regarding the proposal are available at the office of the Director: Corporate Services, Room 213 (Mr. Bennett Hlongwana) Tel. No. 023-3482621, Civic Centre, Baring Street, Worcester.

Written objections, if any, should be addressed to the Municipality Manager, Private Bag X3046, Worcester, 6849 and must reach the undersigned on or before 7 March 2005.

A.A. Paulse, Municipal Manager

(Notice No. 18/2005) 11 February 2005

20068

BREEDE VALLEY MUNICIPALITY

APPLICATION FOR REZONING ERF 1634,
48-50 DURBAN STREET, WORCESTER

Notice is hereby given in terms of Section 17(2)(a) of the Land Use Planning Ordinance 1985 (Ordinance 15 of 1985) that an application has been received for the rezoning of erf 1634, 48-50 Durban Street, Worcester from Residential Zone III to Business Zone II in order to allow the owner to operate flats and offices on the premises.

Full particulars regarding the application will be available at the office of the Director: Corporate Services, Room 213 (Mr. Bennett Hlongwana) Tel. No. 023 348 2621, Civic Centre, Baring Street, Worcester.

Written objections, if any, should be addressed to the Municipal Manager, Private Bag X3046, Worcester, 6849 and must reach the undersigned on or before 14 March 2005.

A.A. Paulse, Municipal Manager

(Notice Nr. 22/2005) 11 February 2005

20069

BREEDE VALLEY MUNICIPALITY

APPLICATION FOR NON-CONFORMING USE
ERF 16127, MC ALLISTER STREET, WORCESTER

Notice is hereby given in terms of Section 15(2)(a) of the Land Use Planning Ordinance 1985 (Ordinance 15 of 1985) that an application has been received for non-conforming use of erf 16127, Worcester (Industry Zone I) in order to allow the owner to erect a Cell C cellular communications mast on the premises.

Notice is hereby given in terms of Regulations 4(6) of the regulations published in Government Notice No. R1183 in terms of Section 26 of the Environmental Conservation Act (Act No. 73 of 1989) that the owner intends to carry out an Environmental Impact Assessment (EIA).

Full particulars regarding the application will be made available at the office of the Director: Corporate Services, Room 213, Civic Centre, Baring Street, Worcester.

Objections, if any, should be lodged in writing with the Municipal Manager, Private Bag X3046, Worcester 6849 and must reach the undersigned on or before 14 March 2005.

A.A. Paulse, Municipal Manager

(Notice No. 23/2005) 11 February 2005

20070

BREEDE VALLEI MUNISIPALITEIT

AANSOEK OM AFWYKENDE GEBRUIK RESTANT VAN
ERF 892, ROSYNTJIE BULT, DE DOORNS

Kennis geskied hiermee ingevolge die bepalings van Artikel 15(2)(a) van die Ordonnansie op Grondgebruikbeplanning 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is waarin goedkeuring versoek word om afwykende gebruik van die Restant van erf 892, Rosyntjie Bult, De Doorns ten einde die eienaar in staat te stel om 'n Cell C sellulêre kommunikasiesmas op te rig.

Volledige besonderhede van die aansoek is beskikbaar in die kantoor van die Direkteur: Korporatiewe Dienste, Kamer 213, Burgersentrum, Baringstraat, Worcester (Mnr. Bennett Hlongwana) Tel. No. 023-3482621.

Besware, indien enige, moet skriftelik gerig word aan die Munisipale Bestuurder, Privaatsak X3046, Worcester, 6849 om die ondergetekende te bereik voor of op 7 Maart 2005.

A.A. Paulse, Munisipale Bestuurder

(Kennisgewing No. 18/2005) 11 Februarie 2005

20068

BREEDE VALLEI MUNISIPALITEIT

AANSOEK OM HERSONERING VAN ERF 1634,
DURBANSTRAAT 48-50, WORCESTER

Kennis geskied hiermee ingevolge die bepalings van Artikel 15(2)(a) van die Ordonnansie op Grondgebruikbeplanning 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is waarin goedkeuring versoek word om die hersonering van erf 1634 Durbanstraat 48-50, Worcester vanaf Residensiële Sone III na Besigheids Sone II ten einde die eienaar in staat te stel om woonstel en kantore te bedryf.

Volledige besonderhede van die aansoek sal beskikbaar gestel word in die kantoor van die Direkteur: Korporatiewe Dienste, Kamer 213, Burgersentrum, Baringstraat, Worcester.

Besware, indien enige, moet skriftelik gerig word aan die Munisipale Bestuurder, Privaatsak X3046, Worcester, 6849 om die ondergetekende te bereik voor of op 14 Maart 2005.

A.A. Paulse, Munisipale Bestuurder

(Kennisgewing No. 22/2005) 11 Februarie 2005

20069

BREEDE VALLEI MUNISIPALITEIT

AANSOEK OM AFWYKENDE GEBRUIK
ERF 16127, MC ALLISTERSTRAAT, WORCESTER

Kennis geskied hiermee ingevolge die bepalings van Artikel 15(2)(a) van die Ordonnansie op Grondgebruikbeplanning 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is waarin goedkeuring versoek word om afwykende gebruik van erf 16127, MC Allisterstraat, Worcester (Nywerheid I) ten einde die eienaar in staat te stel om 'n Cell C sellulêre kommunikasiesmas op te rig.

Kennis geskied hiermee in terme van Regulasie 4(6) van die Regulasies gepubliseer in Staatskoerant Nr. R1183 in terme van Artikel 26 van die Wet op Omgewingsbewaring (Wet Nr. 73 van 1989) dat die eienaar van voorneme is om 'n Omgewingsimpakstudie te laat doen.

Volledige besonderhede van die aansoek is beskikbaar in die kantoor van die Direkteur: Korporatiewe Dienste, Kamer 213, Burgersentrum, Baringstraat, Worcester (Mr. Bennett Hlongwana) Tel No. (023) 348 2621.

Besware, indien enige, moet skriftelik gerig word aan die Munisipale Bestuurder, Privaatsak X3046, Worcester 6849 om die ondergetekende te bereik voor of op 14 Maart 2005.

A.A. Paulse, Munisipale Bestuurder

(Kennisgewing Nr. 23/2005) 11 Februarie 2005

20070

BREEDE VALLEY MUNICIPALITY

APPLICATION FOR CONSENT USE OF
REMAINDER OF THE FARM 406,
LANGHOEK, WORCESTER

Notice is hereby given in terms of Section 17(2)(a) of the Land Use Planning Ordinance 1985 (Ordinance 15 of 1985) that an application has been received for the Consent Use of the remainder of the farm 406, Slanghoek, Worcester from (Agricultural Zone I) in order to allow the owner to erect and operate restaurant and wine tasting cellar on the premises.

Full particulars regarding the application will be available at the office of the Director: Corporate Services, Room 213, (Mr. Bennett Hlongwana) Tel. No. 023 348 2821, Civic Centre, Baring Street, Worcester.

Written objections, if any, should be addressed to the Municipal Manager, Private Bag X3046, Worcester, 6849 and must reach the undersigned on or before 14 March 2005.

A.A. Paulse, Municipal Manager

(Notice No. 24/2005) 11 February 2005

20071

CAPE AGULHAS MUNICIPALITY

DEPARTURE: ERF 1357,
2 VAN DER BYL STREET, BREDASDORP

Notice is hereby given in terms of section 15 of the Land Use Planning Ordinance of 1985 (Ordinance 15 of 1985) that Council has received an application from Ms Human for a departure on erf 1357, Bredasdorp in order to renovate part of the main dwelling for a second dwelling (granny flat).

In terms of section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that persons who cannot read or write may request that an employee at any of the reception offices of the Cape Agulhas Municipality assist in the formulation and writing of input, comments or objections.

Further particulars are available for inspection in the office of the undersigned during office hours and written objections, if any, must reach him not later than 11 March 2005.

K Jordaan, Municipal Manager, P.O. Box 51, Bredasdorp 7280.

11 February 2005

20072

CAPE AGULHAS MUNICIPALITY

SUBDIVISION AND SPECIAL CONSENT:
PORTION 27 OF THE FARM KLIPPE DRIFT NO. 15,
BREDASDORP

Notice is hereby given in terms of the Land Use Planning Ordinance 1985 (No 15 of 1985) that Council has received an application for the following, namely:

- Subdivision of Portion 27 of the Farm 27 Klippe Drift No. 15 (Klipdale), Bredasdorp.
- Special consent in order to operate a workshop on the proposed Portion A.

In terms of section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that persons who cannot read or write may request that an employee at any of the reception offices of the Cape Agulhas Municipality Council assist in the formulation and writing of input, comments or objections.

Further particulars are available for inspection in the office of the undersigned during office hours and written objections, if any, must reach him not later than 14 March 2005.

K Jordaan, Municipal Manager, P.O. Box 51, Bredasdorp 7280.

11 February 2005

20073

BREEDEVALLEI MUNISIPALITEIT

AANSOEK OM VERGUNNINGSGEBRUIK VAN
GEDEELTE VAN DIE RESTANT VAN DIE PLAAS 406,
SLANGHOEK, WORCESTER

Kennis geskied hiermee ingevolge die bepalings van Artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning 1985 (Ordonnansie 15 van 1985) dat 'n aansoek ontvang is waarin goedkeuring versoek word om vergunningsgebruik van die Restant van die Plaas Slanghoek, Worcester (Landbou Sone I) ten einde die eienaar in staat te stel om 'n restaurant en wynprolokaal te bedryf.

Volledige besonderhede van die aansoek sal beskikbaar gestel word in die kantoor van die Direkteur: Korporatiewe Dienste, Kamer 213, Burgersentrum, Baringstraat, Worcester.

Besware, indien enige, moet skriftelik gerig word aan die Munisipale Bestuurder, Privaatsak X3046, Worcester, 6849 om die ondergetekende te bereik voor of op 14 Maart 2005.

A.A. Paulse, Munisipale Bestuurder

(Kennisgewing No. 24/2005) 11 Februarie 2005

20071

MUNISIPALITEIT KAAP AGULHAS

AFWYKING: ERF 1357,
VAN DER BYLSTRAAT 2, BREDASDORP

Kennis geskied hiermee ingevolge artikel 15 van die Ordonnansie op Grondgebruikbeplanning 1985 (Ordonnansie 15 van 1985) dat die Raad 'n aansoek van Me Human ontvang het vir 'n afwyking op erf 1357, Bredasdorp ten einde 'n gedeelte van die woonhuis te omskep in 'n tweede wooneenheid.

Ingevolge artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan lees of skryf nie enige munisipale personeel lid by enige ontvangskantoor van die Raad te Kaap Agulhas kan nader vir hulpverlening om u kommentaar, beswaar of inset op skrif te stel.

Verdere besonderhede van bogenoemde lê ter insae in die kantoor van die ondergetekende en skriftelike besware, indien enige, moet hom nie later as 11 Maart 2005 bereik nie.

K Jordaan, Munisipale Bestuurder, Posbus 51, Bredasdorp 7280.

11 Februarie 2005

20072

MUNISIPALITEIT KAAP AGULHAS

ONDERVERDELING EN VERGUNNING:
GEDEELTE 27 VAN DIE PLAAS KLIPPE DRIFT NO. 15,
BREDASDORP

Kennis geskied hiermee in terme van die Ordonnansie op Grondgebruikbeplanning 1985 (Nr 15 van 1985) dat die Raad die volgende aansoek ontvang het, naamlik:

- Onderverdeling van Gedeelte 27 van die Plaas Klippe Drift No. 15 (Klipdale), Bredasdorp.
- Vergunning ten einde 'n werkswinkel op die voorgestelde Gedeelte A te bedryf.

Ingevolge artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan skryf nie enige munisipale personeel lid by enige ontvangskantoor van die Raad te Kaap Agulhas kan nader vir hulpverlening om u kommentaar, beswaar of inset op skrif te stel.

Verdere besonderhede van bogenoemde lê ter insae in die kantoor van die ondergetekende en skriftelike besware, indien enige, moet hom nie later as 14 Maart 2005 bereik nie.

K Jordaan, Munisipale Bestuurder, Posbus 51, Bredasdorp 7280.

11 Februarie 2005

20073

CITY OF CAPE TOWN (CAPE TOWN REGION)

REZONING, DEPARTURES AND AMENDMENT OF
SCHEDULE II CONDITIONS: ERF 33690 CAPE TOWN

Notice is hereby given in terms of Section 17(2)(a) of the Land Use Planning Ordinance No 15 of 1985 that the undermentioned application has been received and is open for inspection at the office of the Manager: Land Use Management, City of Cape Town, 14th Floor, Civic Centre, Hertzog Boulevard, Cape Town, from 08:30-12:30 Monday to Friday. Any objections or comments with full reasons therefor, must be lodged in writing at the office of the Manager: Land Use Management, City of Cape Town, PO Box 4529, Cape Town, 8000, or fax (021) 421-1963 on or before the closing date, quoting the above Ordinance, the belowmentioned reference number, and the objector's erf and phone numbers and address. Objections and comments may also be hand-delivered to the abovementioned street address by no later than the closing date. If your response is not sent to these addresses and/or fax number, and, as a consequence arrives late, it will be deemed to be invalid. For any further information, contact Lucille Janssens, tel (021) 400-4252 at the City of Cape Town. The closing date for objections and comments is 11 March 2005.

File ref: LM 2469 (83272)

Applicant: City of Cape Town

Address: Tancred Street, Athlone

Nature of Application: This application is to rezone the property from Public Open Space to Single Dwelling Use zone and to amend the Schedule 2/522 condition, which reserves the property for recreational use, to exclude erf 33690.

Notice is hereby given in terms of Regulation 4(6) of the Regulations published by Government Notice No. R1183 (as amended) in terms of Section 26 of the Environmental Conservation Act, 1989 (Act No. 73 of 1989), of the intent to carry out a listed activity as identified in Schedule 1 of Government Notice No. R1182 of 5 September 1997, and of the intent to apply for authorisation from the Department of Environmental Affairs and Development Planning of the Provincial Government of the Western Cape.

WA Mgoqi, City Manager

11 February 2005

20074

CAPE TOWN (HELDERBERG REGION)

CLOSURE OF PUBLIC PLACE,
REZONING AND ALIENATION: ERF 9552 CNR OF ALTENA
ROAD AND BROADWAY BOULEVARD, STRAND

Notice is hereby given in terms of the provisions of Section 17(2)(a) of Ordinance 15 of 1985 and the By-law relating to the Management and Administration of the City of Cape Town's Immovable Property that the Council is considering the undermentioned proposal, which is available for inspection during 08:00-12:30, at the first floor, Directorate: Planning & Environment, Land Use Management Branch, Municipal offices, Somerset West. Written objections, if any, stating reasons and directed to the Director: Planning & Environment, PO Box 19, Somerset West, 7129, or fax (021) 850-4354, or e-mail ilze.jansevanrensburg@capetown.gov.za, or hand-delivered to the Land Use Management Branch, 1st Floor, Municipal Offices, Andries Pretorius Street, Somerset West, quoting the undermentioned reference number, will be received from 11 February 2005 up to 14 March 2005. If your response is not sent to this address e-mail address or fax number and, as a consequence arrives late, it will be deemed to be invalid.

Ref no: Erf 9552 STR

Applicant: City of Cape Town: Helderberg Region

Nature of Application: The closure and the alienation of Public Place (Public Open Space) Erf 9552, cnr Altena Road and Broadway Boulevard, Strand and the rezoning thereof from Public Open Space to Private Open Space for landscaping and private road purposes.

Any enquiries in the above regard can be directed to Ms Louisa Guntz at tel (021) 850-4387.

WA Mgoqi, City Manager

(Notice No: 6UP/2005) 11 February 2005

20075

STAD KAAPSTAD (KAAPSTAD-STREEK)

HERSONERING, AFWYKINGS EN WYSIGING VAN
SKEDULE II-VOORWAARDES: ERF 33690 KAAPSTAD

Kennis geskied ingevolge artikels 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning (nr 15 van 1985) dat die onderstaande aansoek ontvang is en ter insae beskikbaar is vanaf 08:30 tot 12:30 (Maandag tot Vrydag) by die kantoor van die Bestuurder: Grondgebruikbestuur, Stad Kaapstad, 14de Verdieping, Burgersentrum, Hertzog-boulevard 12, Kaapstad. Enige besware en/of kommentaar, met volledige redes en die betrokke verwysingsnommer, die beswaarmaker se straat- en posadres en kontaktelefoonnummers, moet skriftelik ingedien word by die Bestuurder: Grondgebruikbestuur, Posbus 4529, Kaapstad 8000, of per hand afgelewer word by die bostaande adres, of gefaks word na (021) 421-1963 of per e-pos na trevor.upsheer@capetown.gov.za, voor of op die sluitingsdatum. Indien u reaksie nie na hierdie adresse of faksnommer gestuur word nie en gevolglik laat ontvang word, sal dit as ongeldig beskou word. Om nadere besonderhede, skakel Lucille Janssens — tel (021) 400-4252, Stad Kaapstad. Die sluitingsdatum vir besware en kommentaar is 11 Maart 2005.

Lêer verw: LM 2469 (83272)

Aansoeker: Stad Kaapstad

Adres: Tancredstraat, Athlone

Aard van aansoek: Hersonering van die eiendom vanaf openbare oop ruimte na enkelwoning-gebruiksone en wysiging van die skedule 2/522-voorwaarde, waarvolgens die eiendom vir ontspanningsgebruik gereserveer is, om erf 33690 uit te sluit.

Kennis geskied hiermee ingevolge regulasie 4(6) van die regulasies gepubliseer ingevolge Regeringskennisgewing nr 1183 (soos gewysig) ingevolge artikel 26 van die Wet op Omgewingsbewaring, 1989 (Wet nr 73 van 1989), van die voorneme om 'n gelyste aktiwiteit uit te voer soos geïdentifiseer in skedule 1 van Regeringskennisgewing nr R1182 van 5 September 1997, en van die voorneme om aansoek te doen om magtiging by die Departement van Omgewingsake en Ontwikkelingsbeplanning van die Provinsiale Regering van die Wes-Kaap.

WA Mgoqi, Stadsbestuurder

11 Februarie 2005

20074

STAD KAAPSTAD (HELDERBERG-STREEK)

SLUITING VAN OPENBARE PLEK
HERSONERING EN VERVREEMDING: ERF 9552, HOEK VAN
ALTENAWEG EN BROADWAY-BOULEVARD, STRAND

Kennis geskied hiermee ingevolge artikel 17(2)(a) van Ordonnansie 15 van 1985 die die Verordening op die Bestuur en Administrasie van die Stad Kaapstad se Onroerende Eiendom dat die Raad die onderstaande voorstel oorweeg, wat gedurende kantoorure (08:00-12:30) op die Eerste Verdieping, Direkoraat: Beplanning & Omgewing, Grondgebruikbeplanningsafdeling, Munisipale Kantore, Somerset-Wes, ter insae lê. Skriftelike besware, indien enige, met 'n opgaaf van redes en gerig aan die Direkteur: Beplanning & Omgewing, Posbus 19, Somerset-Wes, 7129, of gefaks na (021) 850-4354, of per e-pos aan ilze.jansevanrensburg@capetown.gov.za, of per hand afgelewer by die Grondgebruikbestuursafdeling, 1ste Verdieping, Munisipale Kantore, Andries Pretoriusstraat, Somerset-Wes, met vermelding van die onderstaande verwysingsnommer, word vanaf 11 Februarie 2005 tot 14 Maart 2005 ingewag. Indien u terugvoer nie na die bogenoemde adres, e-pos-adres of faksnommer gestuur word nie en as gevolg daarvan laat ontvang word, sal dit as ongeldig geag word.

Verw nr: Erf 9552 STR

Aansoeker: Stad Kaapstad: Helderberg-streek

Aard van aansoek: Die sluiting en vervreemding van openbare plek (openbare oop ruimte) erf 9552, h.v. Altenaweg en Broadway Boulevard, Strand en die hersonering daarvan vanaf openbare oop ruimte na privaat oop ruimte vir terreinverfraaiings- en privaatpad-doeleindes.

Enige navrae in bogenoemde verband kan aan me Louisa Guntz by tel (021) 850-4387 gerig word.

WA Mgoqi, Stadsbestuurder

(Kennisgewing: 6UP/2005) 11 Februarie 2005

20075

CITY OF CAPE TOWN (HELDERBERG REGION)

REZONING & DEPARTURE

ERF 2047, 30 WATT STREET, GORDON'S BAY

Notice is hereby given in terms of the provisions of Sections 15, 17(2)(a) & 24(2)(a) of Ordinance 15 of 1985 that the Council has received the undermentioned applications, which are available for inspection during 08:00-12:30, at the first floor, Directorate: Planning & Environment, Land Use Management Branch, municipal offices, Somerset West. Written objections, if any, stating reasons and directed to the Director: Planning & Environment, PO Box 19, Somerset West, 7129; or fax to (021) 850-4354, or e-mail to ilze.jansevanrensburg@capetown.gov.za, or hand-delivered to the Land Use Management Branch, 1st Floor, Municipal Offices, Andries Pretorius Street, Somerset West, quoting the undermentioned reference number, will be received from 11 February 2005 up to 14 March 2005. If your response is not sent to this address, e-mail address or fax number and, as a consequence arrives late, it will be deemed to be invalid.

Ref no: Erf 2047 STR

Applicant: Messrs Locus Planners

Nature of Application:

- (a) The rezoning of Erf 2047, 30 Watt Street, Gordon's Bay from Single Residential Zone to General Residential Zone purposes for the construction of 6 duplex units;
- (b) The departure from the relevant Zoning Scheme Regulations in order to allow for:
 - (i) the encroachment of the 10,5 m street set-back line to 0 m for purposes of a boundary wall, refuse and post box area;
 - (ii) the encroachment of the 10,5 m street set-back line to 4,0 m for the construction of duplex flats;
 - (iii) the encroachment of the 4,5 m lateral building line to 2,5 m (adjacent to Erf 1424) and 2,9 m (adjacent to Erven 394 & 395) respectively, and the 4,5 m rear building line to 3,0 m for the construction of duplex flats;
 - (iv) the encroachment of the permissible coverage from 40% to 42,6%.

Any enquiries in the above regard can be directed to Ms Azanne van Wyk, tel (021) 850-4478.

(Notice No: 4UP/2005)

Rezoning and Amended Subdivision — Portion 24 of the Farm Gustrouw No 918, Sir Lowry's Pass

Ref No: Farm 918 ptn 24

Applicant: Messrs Diesel & Munns Inc

Nature of Application: The rezoning of Portion 24 of the Farm Gustrouw No 918, Sir Lowry's Pass from Agricultural Zone I to Special Zone (Rural Residential) and the amended subdivision of Portion 24 into 4 portions and Remainder.

Any enquiries in the above regard can be directed to Mr Cor van der Merwe at tel 021-850 4556.

(Notice No: 5UP/2005)

WA Mgoqi, City Manager

11 February 2005

20076

STAD KAAPSTAD (HELDERBERG-STREEK)

HERSONERING EN AFWYKING

ERF 2047, WATTSTRAAT 30, GORDONSBAAI

Kennis geskied hiermee ingevolge artikels 15, 17(2)(a) en 24(2)(a) van Ordonnansie 15 van 1985 dat die Raad die onderstaande aansoek ontvang het, wat gedurende kantoorure (08:00-12:30) op die Eerste Verdieping, Direktoraat: Beplanning & Omgewing, Grondgebruikbeplanningsafdeling, Munisipale Kantore, Somerset-Wes, ter insae lê. Skriftelike besware, indien enige, met 'n opgaaf van redes en gerig aan die Direkteur: Beplanning & Omgewing, Posbus 19, Somerset-Wes, 7129, of gefaks na (021) 850-4354, of per e-pos aan ilze.janse_van_rensburg@capetown.gov.za, of per hand afgelewer by die Grondgebruikbestuursafdeling, 1ste Verdieping, Munisipale Kantore, Andries Pretoriusstraat, Somerset-Wes, met vermelding van die onderstaande venwysingsnommer, word vanaf 11 Februarie 2005 tot 14 Maart 2005 ingewag. Indien u terugvoer nie na die bogenoemde adres, e-pos-adres of faksnommer gestuur word nie en as gevolg daarvan laat ontvang word, sal dit as ongeldig geag word.

Verw nr: Erf 2047 GBY

Aansoeker: Mnre Locus Beplanners

Aard van aansoek:

- (a) Die hersonering van erf 2047, Wattstraat 30, Gordonsbaai vanaf enkelwoonsone na algemeenwoonsone-doeleindes vir die oprigting van 6 duplekseenhede;
- (b) Die afwyking van die toepaslike soneringskema-regulasies ten einde die volgende toe te laat:
 - (i) die oorskryding van die 10,5 m-straatterugsetlyn na 0 m vir doeleindes van 'n grensmuur, vullis- en posbusarea;
 - (ii) die oorskryding van die 10,5 m-straatterugsetlyn na 4,0 m vir die oprigting van duplekswoonstelle;
 - (iii) die oorskryding van die 4,5 m-sybolyn na onderskeidelik 2,5 m (aangrensend aan erf 1424) en 2,9 m (aangrensend aan erwe 394 & 395, en die 4,5 m-agterbolyn na 3,0 m vir die oprigting van duplekswoonstelle;
 - (iv) die oorskryding van die toelaatbare dekking van 40% na 42,6%.

Enige navrae in bogenoemde verband kan aan me Azanne van Wyk by tel (021) 850-4478 gerig word.

(Kennisgewing: 4UP/2005)

Hersonering en gewysigde onderverdeling — gedeelte 24 van die Plaas Gustrouw nr 918, Sir Lowry's Pas

Verw nr: Plaas 918 ged 24

Aansoeker: Mnre Diesel & Munns Ing

Aard van aansoek: Die hersonering van gedeelte 24 van die Plaas Gustrouw nr 918, Sir Lowry's Pas vanaf landbousone I na spesiale sone (landelik-residensiële) en die gewysigde onderverdeling van gedeelte 24 in 4 gedeeltes en restant.

Enige navrae in bogenoemde verband kan aan mnr Cor van der Merwe by tel (021) 850-4556 gerig word.

(Kennisgewing: 5UP/2005)

WA Mgoqi, Stadsbestuurder

11 Februarie 2005

20076

OOSTENBERG REGION

CLOSING OF BERLIN CLOSE, BERLIN WAY, FRANKFURT LANE, PORTION OF SPEYER DRIVE, SCHWETZINGEN LANE, REILINGEN LANE, KETSCH LANE, HEPPENHEIM DRIVE, PORTION OF WALDSTADT AVENUE, NEUSTADT LANE, KARLSRUHE DRIVE, KARLSRUHE LANE, ST. POELTEN WAY, ST POELTEN PLACE, OFTERSHEIM LANE, PORTION OF SECKENHEIM DRIVE, NEULUSSHEIM CLOSE AND THE CLOSING OF PUBLIC PLACE ERVEN 7054, 7074, 7121, 7123, 7169, 7171, 7253 BLUE DOWNS

OB-BDS ERF 447

Notice is hereby given in terms of Section 137(1) of the Municipal Ordinance No 20 of 1974 that this Council has closed Berlin Close, Berlin Way, Frankfurt Lane, Portion of Speyer Drive, Schwetzingen Lane, Reilingen Lane, Ketsch Lane, Heppenheim Drive, portion of Waldstadt Avenue, Neustadt Lane, Karlsruhe Drive, Karlsruhe Lane, St. Poelten Way, St Poelten Place, Ofertsheim Lane, Portion of Seckenheim Drive, Neulussheim Close and the closing of Public Place Erven 7054, 7074, 7121, 7123, 7169, 7171, 7253 Blue Downs. (S/1272 v1 p199)

Notice number: 13/2005

Municipal Manager

11 February 2005

20077

BREEDE RIVER/WINELANDS MUNICIPALITY

PROPOSED DEPARTURE: PORTION OF ERF 1 [MUISKRAALSKOP], ROBERTSON, DEPARTURE ON UNDETERMINED ZONE [CELLULAR BASE STATION WITH COMMUNICATION ANTENNA]

In terms of Section 15(2)a of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), notice is hereby given that an application has been received for the proposed departure as set out below. This application is to be submitted to Council and will be available for scrutiny at Council's Department of Planning and Economic Development (Montagu) at 3 Piet Retief Street, Montagu and at the Robertson office at 52 Church Street, Robertson. Further details are obtainable from Martin Oosthuizen (023-614 8000) during office hours.

Applicant: Cell C — Warren Patterson

Property: Portion of Erf 1, Robertson

Owners: Breederivier Winelands Municipality

Locality: South east of Robertson CBD

Size: Municipal commonage

Proposal: Cell C cellular base station

Existing zoning: Undetermined zone

Written, legal and fully motivated objections/comments, if any, against the application must be lodged in writing with the undersigned or at Council's Robertson office on or before Monday, 14 March 2005.

Any person who cannot write may come during office hours to a place where a staff member of the municipality named in the invitation, will assist that person to transcribe that person's comments or representations. Late objections will not be considered.

N Nel, Municipal Manager

Brede River/Winelands Municipality, Private Bag X2, Ashton, 6715

[Notice no MK 16/2005]

11 February 2005

20079

OOSTENBERG AREA

SLUITING VAN BERLIN CLOSE, BERLIN WAY, FRANKFURT LANE, GEDEELTE VAN SPEYER DRIVE, SCHWETZINGEN LANE, REILINGEN LANE, KETSCH LANE, HEPPENHEIM DRIVE, GEDEELTE VAN WALDSTADT AVENUE, NEUSTADT LANE, KARLSRUHE DRIVE, KARLSRUHE LANE, ST POELTEN WAY, ST POELTEN PLACE, OFTERSHEIM LANE, GEDEELTE VAN SECKENHEIM DRIVE, NEULUSSHEIM CLOSE EN DIE SLUITING VAN PUBLIEKE OOPRUIMTE ERWE 7054, 7074, 7121, 7123, 7169, 7171, 7253 BLUE DOWNS

OB-BDS ERF 447

Kennis geskied hiermee dat hierdie Raad ingevolge Artikel 137(1) van die Munisipale Ordonnansie Nr 20 van 1974 Berlin Close, Berlin Way, Frankfurt Lane, gedeelte van Speyer Drive, Schwetzingen Lane, Reilingen Lane, Ketsch Lane, Heppenheim Drive, gedeelte van Waldstadt Avenue, Neustadt Lane, Karlsruhe Drive, Karlsruhe Lane, St. Poelten Way, St. Poelten Place, Ofertsheim Lane, gedeelte van Seckenheim Drive, Neulussheim Close en die sluiting van Publieke Oopruimte erwe 7054, 7074, 7121, 7123, 7169, 7171, 7253 Blue Downs gesluit is. (S/1272 v1 p199).

Kennisgewing nommer: 13/2005

Stadsbestuurder

11 Februarie 2005

20077

BREËRIVIER/WYNLAND MUNISIPALITEIT

VOORGESTELDE AFWYKING: GEDEELTE VAN ERF 1 [MUISKRAALSKOP], ROBERTSON, AFWYKING OP ONBEPAALE SONE [SELLULÊRE BASIS STASIE MET KOMMUNIKASIE ANTENNA]

Kennis geskied hiermee ingevolge die bepalings van artikel 15(2)a van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat 'n aansoek om voorgestelde afwyking soos hieronder uiteengesit by die Raad voorgelê gaan word en dat dit gedurende kantoorure ter insae lê by die Raad se Departement Beplanning en Ekonomiese Ontwikkeling (Montagu) te Piet Retiefstraat 3, Montagu en by die Robertson kantoor te Kerkstraat 52, Robertson. Nadere besonderhede is gedurende kantoorure by Martin Oosthuizen (023-614 8000) beskikbaar.

Aansoeker: Cell C — Warren Patterson

Eiendom: Gedeelte van Erf 1, Robertson

Eienaar: Breërivier/Wynland Munisipaliteit

Ligging: Suidoos van Robertson SSK

Grootte: Munisipale meent

Voorstel: Cell C sellulêre basis stasie

Huidige sonering: Onbepaalde sone

Skriftelike, regsgeldige en goed gemotiveerde besware/kommentaar, indien enige, kan by die ondergemelde adres of by hierdie Raad se Robertson kantoor ingedien word voor of op Maandag, 14 Maart 2005.

'n Persoon wat nie kan skryf nie kan gedurende kantoorure na 'n plek kom waar 'n personeellid van die Munisipaliteit, wat in die uitnodiging gemeld word, daardie persoon sal help om die persoon se kommentaar of vertoë af te skryf. Geen laat besware sal oorweeg word nie.

N Nel, Munisipale Bestuurder

Breërivier/Wynland Munisipaliteit, Privaatsak X2, Ashton, 6715

[Kennisgewing nommer: MK 16/2005]

11 Februarie 2005

20079

CITY OF CAPE TOWN

SOUTH PENINSULA REGION

CLOSING OF PORTION OF PUBLIC ROAD
OVER PORTION 14 OF CAPE FARM NO 944

Notice is hereby given in terms of Section 6(1) of the By-law Relating to the Management and Administration of the City of Cape Town's Immovable Property, that a portion of Public Street over Portion 14 of Cape Farm No 944, as shown on Plan LT 487/1, has been closed. (Cape 944 v3 p.69)

Dr Wallace Mgoqi, City Manager

City of Cape Town: South Peninsula, Region, 3 Victoria Road, Plumstead
(S14/3/6/1/2/570/CA/944-14)

11 February 2005

20078

DRAKENSTEIN MUNICIPALITY

APPLICATION FOR DEPARTURE:
FARM 888/1, PAARL DIVISION

Notice is hereby given in terms of Section 15(i)(a)(i) of the Land Use Planning Ordinance, 1985 (No 15 of 1985) that an application as set out below has been received and can be viewed during normal office hours at the office of the Head: Planning and Economic Development, Administrative Offices, Berg River Boulevard, Paarl (Telephone: 021 807 4770):

Property: Farm No 888/1, Paarl Division

Applicant: Warren Petterson (Vodacom)

Owner: R S A (A P du Preez on behalf of M T O Forestry (Pty) LTD):

Locality: Pearl Valley Reservoir, opposite Pearl Valley Golf en Country Estate, located on the R301 to Franschoek.

Extent: ±149 ha

Proposal: Application for a departure to obtain permission for a cellular communication mast and accompanying infrastructure.

Motivated objections regarding the above application can be lodged in writing to reach the undersigned by not later than Monday, 14 March 2005.

No late objections will be considered.

Persons who are unable to read or write, can submit their objection verbally at the Municipal Offices, Berg River Boulevard, Paarl, where they will be assisted by a staff member to put their comment in writing.

H P Barnard, Acting Municipal Manager

P O Box 1, Paarl, 7622

16/9/2/X 15/4/1 (F1597)P 15/4/1 (F888/1)P

11 February 2005

20080

STAD KAAPSTAD

SUIDSKIEREILAND STREEK

SLUITING VAN GEDEELTE VAN OPENBARE PAD
OOR GEDEELTE 14 VAN PLAAS NR 944 KAAP

Kennis geskied hiermee ingevolge artikel 6(1) van die Verordening met Betrekking tot die Bestuur en Administrasie van die Stad Kaapstad se Onroerende Eiendom dat 'n gedeelte van Openbare Pad oor gedeelte 14 van Plaas Nr 944 Kaap, wat op Plan LT 487/1 aangetoon word, gesluit is. (Cape 944 v3 p.69)

Dr Wallace Mgoqi, Stadsbestuurder

Stad Kaapstad: Suidsekeireiland, Streek Victoriaweg 3, Plumstead
(S14/3/6/1/2/570/CA/944-14)

11 Februarie 2005

20078

DRAKENSTEIN MUNISIPALITEIT

AANSOEK OM AFWYKING:
PLAAS 888/1, PAARL AFDELING

Kennis geskied hiermee ingevolge Artikel 15(1)(a)(i) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Nr 15 van 1985) dat aansoek soos hieronder uiteengesit ontvang is en gedurende normale kantoorure ter insae is by die kantoor van die Hoof: Beplanning en Ekonomiese Ontwikkeling, Administratiewe Kantore, Berggrivier Boulevard, Paarl (Telefoon 021 807 4770):

Eiendom: Plaas Nr 888/1, Afdeling Paarl

Aansoeker: Warren Petterson (Vodacom)

Eienaar: R S A (A P du Preez vir M T O Forestry (Pty) LTD)

Ligging: Pearl Valley Reservoir, oorkant Pearl Valley Golf en Country Estate, op die R301 oppad na Franschoek.

Grootte: 149 ha

Voorstel: Aansoek om afwyking ten einde toestemming te verkry vir 'n sellulêre kommunikasie mas en gepaardgaande infrastruktuur.

Gemotiveerde besware met betrekking tot bostaande aansoek kan skriftelik by die ondergetekende ingedien word, teen nie later nie as, Maandag, 14 Maart 2005.

Geen laat besware sal oorweeg word nie.

Indien 'n persoon nie kan lees of skryf nie, kan so 'n persoon sy kommentaar mondelings by die Munisipale Kantore, Berggrivier Boulevard, Paarl, aflê, waar 'n personeellid sal help om sy kommentaar/vertoë op skrif te stel.

H P Barnard, Waarnemende Munisipale Bestuurder

Posbus 1, Paarl, 7622

16/9/2/X 15/4/1 (F1597)P 15/4/1 (F888/1)P

11 Februarie 2005

20080

DRAKENSTEIN MUNICIPALITY

APPLICATION FOR REZONING: ERF 10980 PAARL

Notice is hereby given in terms of Section 17(2) of the Land Use Planning Ordinance, 1985 (Ordinance No 15 of 1985) that an application for rezoning as set out below has been received and can be viewed during normal office hours at the office of the Head: Planning and Economic Development, Administrative Offices, Berg River Boulevard, Paarl (Telephone: 021 807 4832):

Property: Erf 10980, Paarl

Applicant: The Survey Partnership

Owner: Mr Anton du Toit

Locality: Located along Main Street, Paarl

Extent: ±2 050 m²

Proposal: Rezoning of the property from Single Residential Zone to General Business Zone in order to convert a section of the existing residential dwelling into a coffee shop and wine sales area.

Motivated objections regarding the above application, can be lodged in writing, to reach the undersigned by not later than Monday, 14 March 2005.

No late objections will be considered.

Persons who are unable to read or write, can submit their objection verbally at the Municipal Offices Berg River Boulevard, Paarl, where they will be assisted by a staff member, to put their comment in writing.

H P Barnard, Acting Municipal Manager

P O Box 1, Paarl, 7622

15/4/1 (10980)P

11 February 2005

20081

DRAKENSTEIN MUNICIPALITY

CLOSURE OF PORTIONS OF PUBLIC STREET
ADJOINING ERF 15214 PAARL

Notice is hereby given in terms of Section 137(1) of Municipal Ordinance No 24 of 1974 that Portions Public Street adjoining Erf 15214 Paarl, is closed. (S/8952 v2 p.337)

HJ Barnard, Acting Municipal Manager

11 February 2005

20083

DRAKENSTEIN MUNICIPALITY

CLOSING OF PUBLIC STREET OVER ERF 28350
ADJOINING ERF 15318 PAARL

Notice is hereby given in terms of Section 137(1) of Municipal Ordinance No 20 of 1974 that the Public Street over Erf 28350 adjoining Erf 15318 Paarl, is closed. (S/8952/22 v1 p250)

HJ Barnard, Acting Municipal Manager

16/3/8/2

11 February 2005

20084

DRAKENSTEIN MUNISIPALITEIT

AANSOEK OM HERSONERING: ERF 10980, PAARL

Kennis geskied hiermee ingevolge Artikel 17(2) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie No 15 van 1985) dat 'n aansoek om hersonering soos hieronder uiteengesit ontvang is en dat gedurende normale kantoorure ter insae is by die kantoor van die Hoof: Beplanning en Ekonomiese Ontwikkeling, Administratiewe Kantore, Bergrivier Boulevard, Paarl (Telefoon 021 807 4832):

Eiendom: Erf 10980, Paarl

Aansoeker: The Survey Partnership

Eienaar: Mnr Anton du Toit

Ligging: Erf 10980 is geleë langs die Hoofstraat, Paarl

Grootte: ±2 050 m²

Voorstel: Hersonering van die eiendom vanaf Enkelwoningssone na Algemene Sakesone ten einde 'n deel van die bestaande woonhuis te omskep in 'n koffiewinkel en wynverkoopsarea.

Gemotiveerde besware aangaande bostaande aansoek, kan skriftelik by die ondergetekende ingedien word, teen nie later nie as, Maandag, 14 Maart 2005.

Geen laat besware sal oorweeg word nie.

Indien 'n persoon nie kan lees of skryf nie, kan so 'n persoon sy kommentaar mondelings by die Munisipale Kantore, Bergrivier Boulevard, Paarl, aflê, waar 'n personeelid sal help om sy kommentaar/vertoë op skrif te stel.

H P Barnard, Waarnemende Munisipale Bestuurder

Posbus 1, Paarl, 7622

15/4/1 (10980)P

11 Februarie 2005

20081

DRAKENSTEIN MUNISIPALITEIT

SLUITING VAN GEDEELTES OPENBARE STRAAT
AANLIGGEND ERF 15214 PAARL

Kennis geskied hiermee ingevolge Artikel 137(1) van die Munisipale Ordonnansie No 20 van 1974 dat gedeeltes van Openbare Straat aanliggend Erf 15214 Paarl, gesluit is. (S/8952 v2 p.337)

HJ Barnard, Waarnemende Munisipale Bestuurder

11 Februarie 2005

20083

DRAKENSTEIN MUNISIPALITEIT

SLUITING VAN OPENBARE STRAAT OOR ERF 28350
AANLIGGEND ERF 15318 PAARL

Kennis geskied hiermee ingevolge Artikel 137(1) van die Munisipale Ordonnansie No 20 van 1974 dat gedeeltes van Openbare Straat oor Erf 28350 aanliggend Erf 15318 Paarl, gesluit is. (S/8952/22 v1 p250)

HJ Barnard, Waarnemende Munisipale Bestuurder

16/3/8/2

11 Februarie 2005

20084

DRAKENSTEIN MUNICIPALITY

APPLICATION FOR REZONING AND CONSENT USE: FARM 506/4, PAARL & ERF 8894, WELLINGTON

Notice is hereby given in terms of Section 17(2) of the Land Use Planning Ordinance, 1985 (No 15 of 1985) and Regulation 4.7 of the Scheme Regulations promulgated at PN 1048/1988 that an application for rezoning and consent use as set out below has been received and can be viewed during normal office hours at the office of the Head: Planning and Economic Development, Administrative Offices, Berg River Boulevard, Paarl (Telephone: 021 807 6227):

Property: Farm 506/4, Paarl en Erf 8894, Wellington

Applicant: Prakti Plan Development Planners on behalf of the registered owner

Owner: Rapiprop 81 (Pty) Ltd

Locality: Located immediately west of Mbekweni, on the western bank of the Berg River. Access is gained via the farm's existing access road from the R45.

Extent: Farm 506/4: $\pm 2,4793$ ha and Erf 8894: $\pm 18,3773$ ha

Proposal: Rezoning of an area of ($\pm 7\,765\text{ m}^2$) on Farm 506/4, Paarl as well as a section on ($\pm 880\text{ m}^2$) on Erf 8894, Wellington from Agricultural Zone I to Resort Zone I for the construction of a resort.

Consent Use: Tourist Facility: in order to permit the erection of a Resort shop, 16 self-contained suites, a central administration and information centre as well as a lounge and dining room facility thereto.

Motivated objections regarding the above application can be lodged in writing, to reach the undersigned by not later than Monday, 14 March 2005.

No late objections will be considered.

Persons who are unable to read or write, can submit their objection verbally at the Municipal Offices, Berg River Boulevard, Paarl, where they will be assisted by a staff member, to put their comment in writing.

H Barnard, Acting Municipal Manager

P O Box 1, Paarl, 7622

15/4/1 (F506/4)P

11 February 2005

20082

DRAKENSTEIN MUNICIPALITY

CLOSING OF PORTIONS OF ROAD OVER FARMS NO. 770 ADJOINING PORTIONS 22 AND 24 AND FARM NO. 766 ADJOINING FARM 767 PORTION 7 PAARL

Notice is hereby given in terms of Section 137(1) of Municipal Ordinance No 20 of 1974 that portions of road over Farm No. 770 adjoining portions 22 and 24 and Farm No. 766 adjoining Farm 767 Portion 7 Paarl, is closed. (PARL. 770 v1 P.128)

HJ Barnard, Acting Municipal Manager

16/3/8/2

11 February 2005

20085

DRAKENSTEIN MUNISIPALITEIT

AANSOEK OM HERSONERING EN VERGUNNINGSGEBRUIK: PLAAS 506/4, PAARL EN ERF 8894, WELLINGTON

Kennis geskied hiermee ingevolge Artikel 17(2) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Nr 15 van 1985) en Regulasie 4.7 van die Skemaregulasies afgekondig by PK 1048/1988 dat 'n aansoek om hersonering en vergunningsgebruik soos hieronder uiteengesit ontvang is en gedurende normale kantoorure ter insae is by die kantoor van die Hoof: Beplanning en Ekonomiese Ontwikkeling, Administratiewe Kantore, Bergrivier Boulevard, Paarl (Telefoon 021 807 6227):

Eiendom: Plaas 506/4, Paarl en Erf 8894, Wellington

Aansoeker: Prakti Plan Ontwikkelingsbeplanners namens die geregistreerde eienaar

Eienaar: Rapiprop 81 (Edms) Bpk

Ligging: Geleë onmiddellik wes van Mbekweni, op die westelike oewer van die Bergrivier. Toegang geskied vanaf die plaas se bestaande toegangspad vanaf die R45.

Grootte: Plaas 506/4: $\pm 2,4793$ ha en Erf 8894: $\pm 8,3773$ ha

Voorstel: Hersonering van 'n gedeelte ($\pm 7\,765\text{ m}^2$) van Plaas 506/4, Paarl asook 'n gedeelte ($\pm 880\text{ m}^2$) van Erf 8894, Wellington vanaf Landbou-sone I na Oordsone I ten einde die konstruksie van 'n oord daar te stel.

Vergunningsgebruik: Toeriste Fasiliteit: ten einde 'n Oordwinkel, 16 self onderhoudende eenhede, 'n sentrale administrasie en inligtingsentrum, asook 'n leef- en eetkamer fasiliteit daar te stel.

Gemotiveerde besware aangaande bostaande aansoeke, kan skriftelik by die ondergetekende ingedien word, teen nie later nie as Maandag, 14 Maart 2005.

Geen laat besware sal oorweeg word nie.

Indien 'n persoon nie kan lees of skryf nie, kan so 'n persoon sy kommentaar mondelings by die Munisipale Kantore, Bergrivier Boulevard, Paarl, aflê, waar 'n personeelid sal help om sy kommentaar/vertoë op skrif te stel.

H P Barnard, Waarnemende Munisipale Bestuurder

Posbus 1, Paarl, 7622

15/4/1 (F506/4)P

11 Februarie 2005

20082

DRAKENSTEIN MUNISIPALITEIT

SLUITING VAN GEDEELTES PAD OOR PLASE NR. 770 AANLIGGEND GEDEELTES 22 EN 24 EN PLAAS NR. 766 AANLIGGEND PLAAS 767 GEDEELTE 7 PAARL

Kennis geskied hiermee ingevolge Artikel 137(1) van die Munisipale Ordonnansie No 20 van 1974 dat gedeeltes pad oor Plase Nr. 770 aanliggend gedeeltes 22 en 24 en Plaas Nr. 766 aanliggend Plaas 767 gedeelte 7 Paarl, gesluit is. (PARL. 770 v1 p.128)

HJ Barnard, Waarnemende Munisipale Bestuurder

16/3/8/2

11 Februarie 2005

20085

DRAKENSTEIN MUNICIPALITY

APPLICATION FOR CONSENT USE: FARM 1263,
PAARL DIVISION

Notice is hereby given in terms of Regulation 4.7 of the Scheme Regulations promulgated at PN 1048/1988 that an application for consent use as set out below has been received and can be viewed during normal office hours at the office of the Head: Planning and Economic Development, Administrative Offices, Berg River Boulevard, Paarl (Telephone: 021 807 4832):

Property: Farm 1263, Paarl Division

Applicant: Dennis Moss Partnership on behalf of the registered owner.

Owner: H Investments No 121 (Pty) Ltd

Locality: The farm is located in the Maze Valley, east of Wellington.

Extent: ± 79,8326 ha

Proposal: Consent Use: Tourist Facility: for the conversion of a section of the existing shed (56,16 m²) to a wine tasting facility and sales area.

Motivated objections regarding the above application, can be lodged in writing, to reach the undersigned by not later than Monday, 14 March 2005. No late objections will be considered.

Persons who are unable to read or write, can submit their objection verbally at the Municipal Offices, Berg River Boulevard, Paarl, where they will be assisted by a staff member, to put their comment in writing.

H P Barnard, Acting Municipal Manager

P O Box 1, Paarl, 7622

15/4/1 (F1263)P

11 February 2005

20086

GEORGE MUNICIPALITY

NOTICE NO: 55/2005

PROPOSED CONSENT USE: MOERASRIVIER 233/46,
DIVISION GEORGE

Notice is hereby given in terms of the provisions of paragraph 4.6 of the Scheme Regulations, promulgated in terms of Ordinance 15/1985 that the Council has received an application for the proposed consent use for a guest-house with 4 guest rooms on abovementioned property.

Details of the proposal are available for inspection at the Council's office at Victoria Street, George, during normal office hours, Mondays to Fridays. Enquiries: J Visser, Reference: Moerasrivier 233/46, division George.

Motivated objections, if any, must be lodged in writing with the Chief Town Planner, by not later than 11 March 2005.

Any person, who is unable to write, can submit their objection verbally to the Council's offices where they will be assisted by a staff member to put their comments in writing.

GW Louw, Acting Municipal Manager

Civic Centre, York Street, George, 6530

TEL: 044-8019171

FAX: 044-8019196

E-MAIL: stadsbeplanning@george.org.za

11 February 2005

20088

DRAKENSTEIN MUNISIPALITEIT

AANSOEK OM VERGUNNINGSGEBRUIK: PLAAS NR 1263,
PAARL AFDELING

Kennis geskied hiermee ingevolge Regulasie 4.7 van die Skema-regulasies afgekondig by PK 1048/1988 dat 'n aansoek om vergunningsgebruik soos hieronder uiteengesit ontvang is en gedurende normale kantoorure ter insae is by die kantoor van die Hoof: Beplanning en Ekonomiese Ontwikkeling, Administratiewe Kantore, Bergrivier Boulevard, Paarl (Telefoon 021 807 4832):

Eiendom: Plaas 1263, Afdeling Paarl

Aansoeker: Dennis Moss Partnership, namens die geregistreerde eienaar.

Eienaar: H Investments No 121 (Edms) Bpk

Ligging: Die plaas is geleë in die Maze Vallei oos van Wellington.

Grootte: ± 79,8326 ha

Voorstel: Vergunningsgebruik: Toeristefasiliteit: ten einde 'n gedeelte van die bestaande skuur (±56,16 m²) in 'n wynproe-lokaal en verkoops-area te omskep.

Gemotiveerde besware aangaande bostaande aansoek, kan skriftelik by die ondergetekende ingedien word, teen nie later nie as, Maandag, 14 Maart 2005. Geen laat besware sal oorweeg word nie.

Indien 'n persoon nie kan lees of skryf nie, kan so 'n persoon sy kommentaar mondelings by die Munisipale Kantore, Bergrivier Boulevard, Paarl, aflê, waar 'n personeellid sal help om sy kommentaar/vertoë op skrif te stel.

H P Barnard, Waarnemende Munisipale Bestuurder

Posbus 1, Paarl, 7622

15/4/1 (F1263)P

11 Februarie 2005

20086

MUNISIPALITEIT GEORGE

KENNISGEWING NR. 55/2005

VOORGESTELDE VERGUNNING: MOERASRIVIER 233/46,
AFDELING GEORGE

Kennis geskied hiermee ingevolge die bepalings van paragraaf 4.6 van die Skemaregulasies, uitgevaardig kragtens die bapafings van Ordonnansie 15/1985, dat die Raad 'n aansoek ontvang het vir die voorgestelde vergunningsgebruik vir 'n gastehuis met 4 gaste kamers op bogenoemde eiendom.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te Victoriastraat, George. Navrae: J Visser, Verwysing: Moerasrivier 233/46, afdeling George.

Gemotiveerde besware, indien enige, moet skriftelik by die Hoof Stadsbeplanner ingedien word nie later nie as 11 Maart 2005.

Indien 'n persoon nie kan skryf nie, kan sodanige persoon sy kommentaar mondelings by die Raad se kantoor aflê waar 'n personeellid sal help om die kommentaar/vertoë op skrif te stel.

GW Louw, Waarnemende Munisipale Bestuurder

Burgersentrum, Yorkstraat, George, 6530

TEL: 044-8019171

FAKS: 044-8019196

E-MAIL: stadsbeplanning@george.org.za

11 Februarie 2005

20088

DRAKENSTEIN MUNICIPALITY

AMENDMENT: APPLICATION FOR TEMPORARY DEPARTURE:
REMAINDER OF ERF 9116, PAARL DIVISION

Kindly note that the description of the abovementioned property, as advertised on Thursday, 3 February 2005, regarding the above matter, has been incorrectly advertised as Farm 9116. The correct description of the property is Remainder of Erf 9116.

H P Barnard, Acting Municipal Manager

15/4/1 (F1263)P

11 February 2005

20087

GEORGE MUNICIPALITY

NOTICE NO: 26/2005

DEPARTURE: ERF 9931, 12 ALLMANN STREET,
ROSEMOOR, GEORGE

Notice is hereby given that the Council has received an application for a Departure in terms of Section 15 of Ordinance 15/1885 to enable the owner to operate a Tavern on the abovementioned property.

Details of the proposal are available for inspection at the Council's office at Bloemhof Centre, York Street, George, during normal office hours, Monday to Friday. Enquiries: Keith Meyer, Reference: Erf 9931, George.

Motivated objections, if any, must be lodged in writing with the Deputy Director, Planning, by not later than 14 March 2005.

Any person, who is unable to write, can submit their objection verbally to the Council's office where they will be assisted by a staff member to put their comments in writing.

GW Louw, Acting Municipal Manager

Civic Centre, York Street, George, 6530

11 February 2005

20089

GEORGE MUNICIPALITY

NOTICE NO: 23/2005

DEPARTURE: ERF 4818, C/O PRIMROSE CRESCENT &
BOUGAINVILLA DRIVE, PACALTS DORP

Notice is hereby given that the Council has received an application for a Departure in terms of Section 15 of Ordinance 15/1985 to enable the owner to convert the building on the abovementioned property into a Shop.

Details of the proposal are available for inspection at the Council's office at Bloemhof Centre, York Street, George, during normal office hours, Monday to Friday. Enquiries: Keith Meyer, Reference: Erf 4818, Pacaltsdorp.

Motivated objections, if any, must be lodged in writing with the Deputy Director: Planning, by not later than 14 March 2005.

Any person, who is unable to write, can submit their objection verbally to the Council's office where they will be assisted by a staff member to put their comments in writing.

G W Louw, Acting Municipal Manager

Civic Centre, York Street, George, 6530

11 February 2005

20090

DRAKENSTEIN MUNISIPALITEIT

REGSTELLING: AANSOEK OM TYDELIKE AFWYKING:
RESTANT VAN ERF 9116, AFDELING PAARL

Geliewe kennis te neem dat die beskrywing van die eiendom soos geadverteer op Donderdag, 3 Februarie 2005, rakende bostaande aangeleentheid, foutiewelik as Plaas 9116 geadverteer was. Die korrekte beskrywing van die eiendom is Restant van Erf 9116.

H P Barnard, Waarnemende Munisipale Bestuurder

15/4/1 (F1263)P

11 Februarie 2005

20087

MUNISIPALITEIT GEORGE

KENNISGEWING NR: 26/2005

AFWYKING: ERF 9931, ALLMANNSTRAAT 12,
ROSEMOOR, GEORGE

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het om Afwyking in terme van Artikel 15 van Ordonnansie 15/1985 ten einde die eienaar in staat te stel om 'n Taverne op bogenoemde eiendom te bedryf.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te Bloemhofsentrum, Yorkstraat, George, Navrae: Keith Meyer, Verwysing: Erf 9931, George.

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk Direkteur: Beplanning ingedien word nie later nie as 14 Maart 2005.

Indien 'n persoon nie kan skryf nie, kan sodanige persoon sy kommentaar mondelings by die Raad se kantoor aflê waar 'n personeellid sal help om die kommentaar/vertoë op skrif te stel.

GW Louw, Waarnemende Munisipale Bestuurder

Burgersentrum, Yorkstraat, George, 6530

11 Februarie 2005

20089

MUNISIPALITEIT GEORGE

KENNISGEWING NR: 23/2005

AFWYKING: ERF 4818, H/V PRIMROSESINGEL &
BOUGAINVILLARYLAAN, PACALTS DORP

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het om Afwyking in terme van Artikel 15 van Ordonnansie 15/1985 ten einde die eienaar in staat te stel om die gebou op bogenoemde eiendom te omskep in 'n Winkel.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te Bloemhofsentrum, Yorkstraat, George, Navrae: Keith Meyer, Verwysing: Erf 4818, Pacaltsdorp.

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk Direkteur: Beplanning ingedien word nie later nie as 14 Maart 2005.

Indien 'n persoon nie kan skryf nie, kan sodanige persoon sy kommentaar mondelings by die Raad se kantoor aflê waar 'n personeellid sal help om die kommentaar/vertoë op skrif te stel.

G W Louw, Waarnemende Munisipale Bestuurder

Burgersentrum, Yorkstraat, George, 6530

11 Februarie 2005

20090

GEORGE MUNICIPALITY

NOTICE NO: 20/2005

PROPOSED REZONING: ERVEN 708 & 709,
DAVIDSON ROAD, GEORGE

Notice is hereby given that Council has received an application for the rezoning in terms of Section 17(2)a of Ordinance 15/1985 of abovementioned property from Single Residential to General Residential including selective business uses.

Details of the proposal are available for inspection at the Council's office at Bloemhof Centre, York Street, George, during normal office hours, Mondays to Fridays. Enquiries: Keith Meyer, Reference: Erf 708, George.

Motivated objections, if any, must be lodged in writing with the Deputy Director: Planning, by not later than 14 March 2005.

Any person, who is unable to write, can submit their objection verbally to the Council's office where they will be assisted by a staff member to put their comments in writing.

G W Louw, Acting Municipal Manager, Civic Centre, York Street, George 6530.

11 February 2005

20091

GEORGE MUNICIPALITY

NOTICE NO. 24/2005

DEPARTURE: ERF 10147, 9 KONDOR STREET,
ROSEMOOR, GEORGE

Notice is hereby given that the Council has received an application for a Departure in terms of Section 15 of Ordinance 15/1985 to enable the owner to operate a Tavern on the abovementioned property.

Details of the proposal are available for inspection at the Council's office at Bloemhof Centre, York Street, George, during normal office hours, Monday to Friday. Enquiries: Keith Meyer, Reference: Erf 10147, George.

Motivated objections, if any, must be lodged in writing with the Deputy Director: Planning, by not later than 14 March 2005.

Any person, who is unable to write, can submit their objection verbally to the Council's office where they will be assisted by a staff member to put their comments in writing.

G W Louw, Acting Municipal Manager, Civic Centre, York Street, George 6530.

11 February 2005

20092

GEORGE MUNICIPALITY

NOTICE NO. 25/2005

PROPOSED SUBDIVISION: ERF 168, C/O ERICA AND
BARRIE ROAD, HEATHERLANDS, GEORGE

Notice is hereby given that Council has received an application for the subdivision of the abovementioned property into 2 portions (Portion A = 1 000 m² and Remainder = 1 016 m²) in terms of Section 24(2) of Ordinance 15/1985.

Details of the proposal are available for inspection at the Council's office at Bloemhof Centre, York Street, George, during normal office hours, Mondays to Fridays. Enquiries: Keith Meyer, Reference: Erf 168, George.

Motivated objections, if any, must be lodged in writing with the Deputy Director: Planning, by not later than 14 March 2005.

Any person, who is unable to write, can submit their objection verbally to the Council's office where they will be assisted by a staff member to put their comments in writing.

G W Louw, Acting Municipal Manager, Civic Centre, York Street, George 6530.

11 February 2005

20093

MUNISIPALITEIT GEORGE

KENNISGEWING NR: 20/2005

VOORGESTELDE HERSONERING: ERWE 708 & 709,
DAVIDSONWEG, GEORGE

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het, vir die hersonering van bogenoemde eiendom in terme van Artikel 17(2)a van Ordonnansie 15/1985, vanaf Enkelwoon na Algemene Woon insluitende selektiewe sake gebruike.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te Bloemhofsentrum, Yorkstraat, George. Navrae: Keith Meyer, Verwysing: Erf 708, George.

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk-Direkteur: Beplanning ingedien word nie later nie as 14 Maart 2005.

Indien 'n persoon nie kan skryf nie, kan sodanige persoon sy kommentaar mondelings by die Raad se kantoor aflê waar 'n personeel-lid sal help om die kommentaar/vertoë op skrif te stel.

G W Louw, Waarnemende Munisipale Bestuurder, Burgersentrum, Yorkstraat, George 6530.

11 Februarie 2005

20091

MUNISIPALITEIT GEORGE

KENNISGEWING NR: 24/2005

AFWYKING: ERF 10147, KONDORSTRAAT 9,
ROSEMOOR, GEORGE

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het om Afwyking in terme van Artikel 15 van Ordonnansie 15/1985 ten einde die eienaar in staat te stel om 'n Taverne op bogenoemde eiendom te bedryf.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te Bloemhofsentrum, Yorkstraat, George. Navrae: Keith Meyer, Verwysing: Erf 10147, George.

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk-Direkteur: Beplanning ingedien word nie later nie as 14 Maart 2005.

Indien 'n persoon nie kan skryf nie, kan sodanige persoon sy kommentaar mondelings by die Raad se kantoor aflê waar 'n personeel-lid sal help om die kommentaar/vertoë op skrif te stel.

G W Louw, Waarnemende Munisipale Bestuurder, Burgersentrum, Yorkstraat, George 6530.

11 Februarie 2005

20092

MUNISIPALITEIT GEORGE

KENNISGEWING NR: 25/2005

VOORGESTELDE ONDERVERDELING: ERF 168, H/V ERICA- EN
BARRIEWEG, HEATHERLANDS, GEORGE

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het vir die onderverdeling van bogenoemde eiendom in 2 gedeeltes (Gedeelte A = 1 000 m² en Restant = 1 016 m², in terme van Artikel 24(2) van die Ordonnansie 15/1985.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te Bloemhofsentrum, Yorkstraat, George. Navrae: Keith Meyer, Verwysing: Erf 168, George.

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk-Direkteur: Beplanning ingedien word nie later nie as 14 Maart 2005.

Indien 'n persoon nie kan skryf nie, kan sodanige persoon sy kommentaar mondelings by die Raad se kantoor aflê waar 'n personeel-lid sal help om die kommentaar/vertoë op skrif te stel.

G W Louw, Waarnemende Munisipale Bestuurder, Burgersentrum, Yorkstraat, George 6530.

11 Februarie 2005

20093

GEORGE MUNICIPALITY

NOTICE NO: 22/2005

DEPARTURE: ERF 11258, 9 HAWK STREET,
PARKDENE, GEORGE

Notice is hereby given that the Council has received an application for a Departure in terms of Section 15 of Ordinance 15/1985 to enable the owner to operate a Tavern on the abovementioned property.

Details of the proposal are available for inspection at the Council's office at Bloemhof Centre, York Street, George, during normal office hours, Monday to Friday. Enquiries: Keith Meyer, Reference: Erf 11258, George.

Motivated objections, if any, must be lodged in writing with the Deputy Director: Planning, by not later than 14 March 2005.

Any person, who is unable to write, can submit their objection verbally to the Council's office where they will be assisted by a staff member to put their comments in writing.

G W Louw, Acting Municipal Manager

Civic Centre, York Street, George, 6530

11 February 2005

20094

KNYSNA MUNICIPALITY

LAND USE PLANNING ORDINANCE, 1985
(ORDINANCE 15 OF 1985)LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000
(ACT 32 OF 2000)PROPOSED SUBDIVISION: ERF 102, KNYSNA
(2 CIRCULAR DRIVE)

Notice is hereby given in terms of Section 24 of Ordinance 15 of 1985 that the undermentioned application has been received by the Municipal Manager and is open for inspection during office hours at the Municipal Town Planning Offices, 11 Pitt Street, Knysna. Any objections, with full reasons therefor, should be lodged in writing with the Municipal Manager; PO Box 21, Knysna, 6570 on or before Monday, 14 February 2005 quoting the above Ordinance and objector's erf number.

Notice is further given in terms of Section 21(4) of the Local Government Act: Municipal Systems 2000 (Act 32 of 2000) that people who cannot write can approach the Town Planning Section (11 Pitt Street) during normal office hours at the Municipal Offices where the Secretary will refer you to the responsible official whom will assist you in putting your comments or objections in writing.

*Applicant**Nature of Application*AM Genade,
PO Box 346,
KnysnaSubdivision of Erf 102, Knysna, into two
portions (Portion A = $\pm 822 \text{ m}^2$ and a
Remainder = $\pm 990 \text{ m}^2$).

File reference: 102 KNY

D. Daniels, Municipal Manager

11 February 2005

20095

MUNISIPALITEIT GEORGE

KENNISGEWING NR: 22/2005

AFWYKING: ERF 11258, HAWKSTRAAT 9,
PARKDENE, GEORGE

Kennis geskied hiermee dat die Raad 'n aansoek ontvang het om Afwyking in terme van Artikel 15 van Ordonnansie 15/1985 ten einde die eienaar in staat te stel om 'n Taverne op bogenoemde eiendom te bedryf.

Volledige besonderhede van die voorstel sal gedurende gewone kantoorure, Maandag tot Vrydag, ter insae wees by die Raad se kantoor te Bloemhofsentrum, Yorkstraat, George. Navrae: Keith Meyer, Verwysing: Erf 11258, George.

Gemotiveerde besware, indien enige, moet skriftelik by die Adjunk Direkteur: Beplanning ingedien word nie later as 14 Maart 2005.

Indien 'n persoon nie kan skryf nie, kan sodanige persoon sy kommentaar mondelings by die Raad se kantoor aflê waar 'n personeel-lid sal help om die kommentaar/vertoë op skrif te stel.

G W Louw, Waarnemende Munisipale Bestuurder

Burgersentrum, Yorkstraat, George, 6530

11 Februarie 2005

20094

KNYSNA MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORDONNANSIE 15 VAN 1985)WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS, 2000
(WET 32 VAN 2000)VOORGESTELDE ONDERVERDELING: ERF 102, KNYSNA
(2 CIRCULARWEG)

Kennis geskied hiermee ingevolge Artikel 24 van Ordonnansie 15 van 1985 dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en gedurende kantoorure ter insae lê by die Munisipale Stadsbeplanning Kantore, 11 Pittstraat, Knysna. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 21, Knysna, 6570 ingedien word op of voor Maandag, 14 Februarie 2005 met vermelding van bogenoemde Ordonnansie en beswaarmaker se erfnummer.

Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels 2000 (Wet 32 van 2000) word verder kennis gegee dat persone wat nie kan skryf nie die Stadsbeplanningsafdeling (11 Pittstraat) kan nader tydens normale kantoorure waar die Sekreteresse u sal verwys na die betrokke amptenaar wat u sal help om u kommentaar of besware op skrif te stel.

*Aansoeker**Aard van Aansoek*AM Genade,
Posbus 346,
KnysnaOnderverdeling van Erf 102, Knysna, in
twee gedeeltes (Gedeelte A = $\pm 822 \text{ m}^2$ en
'n Restant = $\pm 990 \text{ m}^2$).

Lêerverwysing: 102 KNY

D. Daniels, Munisipale Bestuurder

11 Februarie 2005

20095

KNYSNA MUNICIPALITY

LAND USE PLANNING ORDINANCE, 1985
(ORDINANCE 15 OF 1985)LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000
(ACT 32 OF 2000)PROPOSED SUBDIVISION: ERF 3375, KNYNSA
(61 CIRCULAR DRIVE)

Notice is hereby given in terms of Section 24 of Ordinance 15 of 1985 that the undermentioned application has been received by the Municipal Manager and is open for inspection during office hours at the Municipal Town Planning Offices, 11 Pitt Street, Knysna. Any objections, with full reasons therefor, should be lodged in writing with the Municipal Manager, PO Box 21, Knysna, 6570 on or before Monday, 14 February 2005 quoting the above Ordinance and objector's erf number.

Notice is further given in terms of Section 21(4) of the Local Government Act: Municipal Systems 2000 (Act 32 of 2000) that people who cannot write can approach the Town Planning Section (11 Pitt Street) during normal office hours at the Municipal Offices where the Secretary will refer you to the responsible official whom will assist you in putting your comments or objections in writing.

<i>Applicant</i>	<i>Nature of Application</i>
M de Bruyn (on behalf of DH O'Connell)	Subdivision of Erf 3375, Knysna, into two portions (Portion A = $\pm 802 \text{ m}^2$ and a Remainder = $\pm 1 015 \text{ m}^2$).
File reference: 3375 KNY	
D. Daniels, Municipal Manager	
11 February 2005	20096

LANGEBERG MUNICIPALITY

PROPOSED REZONING OF PORTION OF
FARM SNIPFONTEIN 441/12 RURAL AREA
ALBERTINIA

Notice is hereby given in terms of the provisions of Section 17(2)(a) of Ordinance 15 of 1985 that the Council received the following application for rezoning:

Property: Portion of Farm Snipfontein 441/12 Gouritsmond Road Rural area Albertinia

Proposal: Rezoning of a 2 ha portion of the said farm from Agriculture I to Industrial zone II in order to manufacture compost

Applicant: C A van Staden

Details concerning the application are available at the office of the undersigned as well as the Municipal offices, Albertinia during office hours. Any objections to the proposed rezoning should be submitted in writing to the office of the undersigned not later than 14 March 2005.

People who cannot write can approach the office of the undersigned during normal office hours where the responsible official will assist you in putting your comments or objections in writing.

Municipal Manager

Langeberg Municipality, P.O. Box 2, Stilbaai, 6674

11 February 2005

20098

KNYSNA MUNISIPALITEIT

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORDONNANSIE 15 VAN 1985)WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS, 2000
(WET 32 VAN 2000)VOORGESTELDE ONDERVERDELING: ERF 3375, KNYNSA
(CIRCULARWEG 61)

Kennis geskied hiermee ingevolge Artikel 24 van Ordonnansie 15 van 1985 dat die onderstaande aansoek deur die Munisipale Bestuurder ontvang is en gedurende kantoorure ter insae lê by die Munisipale Stadsbeplanning Kantore, 11 Pittstraat, Knysna. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 21, Knysna, 6570 ingedien word op of voor Maandag, 14 Februarie 2005 met vermelding van bogenoemde Ordonnansie en beswaarmaker se ernommer.

Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels 2000 (Wet 32 van 2000) word verder kennis gegee dat persone wat nie kan skryf nie die Stadsbeplanningsafdeling (11 Pittstraat) kan nader tydens normale kantoorure waar die Sekreteresse u sal verwys na die betrokke amptenaar wat u sal help om u kommentaar of besware op skrif te stel.

<i>Aansoeker</i>	<i>Aard van Aansoek</i>
M de Bruyn (namens DH O'Connell)	Onderverdeling van Erf 3375, Knysna, in twee gedeeltes (Gedeelte A = $\pm 802 \text{ m}^2$ en 'n Restant = $\pm 1 015 \text{ m}^2$).
Lêerverwysing: 3375 KNY	
D. Daniels, Munisipale Bestuurder	
11 Februarie 2005	20096

LANGEBERG MUNISIPALITEIT

VOORGESTELDE HERSONERING VAN GEDEELTE VAN
PLAAS SNIPFONTEIN 441/12 LANDELIKE GEBIED
ALBERTINIA

Kennis geskied hiermee ingevolge die bepalings van Artikel 17(2)(a) van Ordonnansie 15 van 1985 dat die Langeberg Raad die volgende aansoek om hersonering ontvang het:

Eiendomsbeskrywing: Gedeelte van Plaas Snipfontein 441/12, Gouritsmondpad Landelike Gebied Albertinia

Aansoek: Hersonering van 2 ha gedeelte van die genoemde plaas vanaf Landbou I na Nywerheid II vir die vervaardiging van kompos

Applikant: C A van Staden

Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende asook die Munisipale kantoor Albertinia gedurende kantoorure. Enige besware teen die voorgenome hersonering moet skriftelik gerig word om die ondergetekende te bereik nie later nie as 14 Maart 2005.

Persone wat nie kan skryf nie, kan die onderstaande kantoor nader tydens sy normale kantoorure waar die betrokke amptenaar u sal help om u kommentaar of besware op skrif te stel.

Munisipale Bestuurder

Langeberg Munisipaliteit, Posbus 2, Stilbaai, 6674

11 Februarie 2005

20098

LANGEBERG MUNICIPALITY

CLOSURE OF PORTION PUBLIC ROAD ADJOINING ERF 896, STILBAAI EAST

Notice is hereby given in terms of Section 137(1) of Ordinance 20 of 1974 that a portion of Public Road, Doris Street adjoining Erf 896, Stilbaai East, has been closed. (S/208/21 v1 P.77).

J H Veldsman, Municipal Manager

Municipal Offices, P O Box 29, Riversdale, 6670

11 February 2005

20097

LANGEBERG MUNISIPALITEIT

SLUITING VAN GEDEELTE OPENBARE STRAAT GRENSEND AAN ERF 896, STILBAAI-OOS

Kennis geskied hiermee ingevolge Artikel 137(1) van Ordonnansie 20 van 1974 dat 'n gedeelte van Openbare Straat, Dorisstraat, grensend aan Erf 896, Stilbaai-Oos gesluit is. (S/208/21 v1 P.77).

J H Veldsman, Munisipale Bestuurder

Munisipale Kantoor Langeberg, Posbus 29, Riversdal, 6670

11 Februarie 2005

20097

for the
om the

Health

LANGEBERG MUNICIPALITY

PROPOSED REZONING OF ERF 2553, MELKBOOM STREET, STILBAAI WEST

Notice is hereby given in terms of the provisions of Section 17(2)(a) of Ordinance 15 of 1985 that the Council received the following application for rezoning:

Property: Erf 2553, Residential I (925 m²)

Proposal: Rezoning of the abovementioned property from Residential I (single residential) to Residential II (duet)

Applicant: Ronic Trust

Details concerning the application are available at the office of the undersigned during office hours. Any objections to the proposed rezoning should be submitted in writing to the office of the undersigned not later than 14 March 2005.

People who cannot write can approach the office of the undersigned during normal office hours where the responsible official will assist you in putting your comments or objections in writing.

Municipal Manager

Langeberg Municipality, P.O. Box 2, Stilbaai, 6674

11 February 2005

20099

LANGEBERG MUNISIPALITEIT

VOORGESTELDE HERSONERING VAN ERF 2553, MELKBOOMSTRAAT, STILBAAI-WES

Kennis geskied hiermee ingevolge die bepalings van Artikel 17(2)(a) van Ordonnansie 15 van 1985 dat die Langeberg Raad die volgende aansoek om hersonering ontvang het:

Eiendomsbeskrywing: Erf 2553, Residensieel I (925,5 m²)

Aansoek: Hersonering van bogenoemde eiendom vanaf Residensieel I (enkelwoning) na Residensieel II (duetwoning)

Applikant: Ronic Trust

Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende gedurende kantoorure. Enige besware teen die voorgenome hersonering moet skriftelik gerig word om die ondergetekende te bereik nie later nie as 14 Maart 2005.

Persone wat nie kan skryf nie, kan die onderstaande kantoor nader tydens sy normale kantoorure waar die betrokke amptenaar u sal help om u kommentaar of besware op skrif te stel.

Munisipale Bestuurder

Langeberg Munisipaliteit, Posbus 2, Stilbaai, 6674

11 Februarie 2005

20099

LANGEBERG MUNICIPALITY

1. APPLICATION FOR CONSENT USE ON PORTION 3 OF ERF 569, MELKHOUTFONTEIN, STILBAAI

2. ALIENATION OF MUNICIPAL LAND: PORTION 3 OF ERF 569, MELKHOUTFONTEIN, STILBAAI

1. Notice is hereby given in terms of Regulation 4.6 of P.K. 1048/1988 that the Council received an application for consent use on a Portion of Erf 569, Melkhoutfontein, Stilbaai to establish a Place of Entertainment.

2. Notice is also hereby given in terms of Section 124 of the Municipal Ordinance, No. 20 of 1974, that the Council intends alienation of the said portion of land.

Details can be obtained from the undersigned during office hours and objections must be lodged in writing with the undersigned by not later than 11 March 2005.

People who cannot write, can approach the office of the undersigned during normal office hours, where the responsible official will assist you in putting your comments or objections in writing.

J H Veldsman, Municipal Manager, Langeberg Municipality, P O Box 2, Stilbaai, 6674

11 February 2005

20100

LANGEBERG MUNISIPALITEIT

1. AANSOEK OM VERGUNNINGSGEBRUIK OP GEDEELTE 3 VAN ERF 569, MELKHOUTFONTEIN, STILBAAI

2. VERVREEMDING VAN GEDEELTE 3 VAN ERF 569, MELKHOUTFONTEIN, STILBAAI

1. Kennis geskied hiermee ingevolge Regulasie 4.6 van P.K. 1048/1988 dat die Raad 'n aansoek ontvang het om vergunningsgebruik vir die bedryf van 'n Vermaaklikheidsplek op 'n Sake I perseel, gedeelte van Erf 569, Melkhoutfontein.

2. Kennis geskied verder hiermee kragtens die bepalings van Artikel 124 van die Munisipale Ordonnansie, No 20 van 1974, dat die Raad van voorneme is om voorgenoemde perseel per tender te vervreem.

Besonderhede van die voorgestelde aansoek is ter insae by die kantoor van die ondergetekende gedurende kantoorure. Enige besware teen die voorgenome aansoek moet skriftelik by die kantoor van die ondergetekende ingedien word nie later nie as 11 Maart 2005.

Persone wat nie kan skryf nie, kan die onderstaande kantoor nader tydens normale kantoorure waar die betrokke amptenaar u sal help om u kommentaar of besware op skrif te stel.

J H Veldsman, Munisipale Bestuurder, Langeberg Munisipaliteit, Posbus 2, Stilbaai, 6674

11 Februarie 2005

20100

7

MOSSSEL BAY MUNICIPALITY

ORDINANCE ON LAND USE PLANNING, 1985
(ORD. 15 OF 1985)

MUNICIPAL ORDINANCE, 1974 (ORD. 20 OF 1974)

LOCAL GOVERNMENT ACT: MUNICIPAL SYSTEMS, 2000
(ACT 32 OF 2000)

DEPARTURE FOR THE AMENDMENT OF THE APPROVED
FLOOR AREA OF DWELLING UNITS IN NAUTILUS BAY,
PHASE 1, PORTION 1 OF THE FARM 344

An application was received by the Municipal Manager to amend the floor area size of dwelling units in Nautilus Bay, Phase 1 from the approved size of 250 m² to a footprint size of 450 m².

Further information can be obtained from the Department: Town Planning, 4th Floor; Montagu Place, Montagu Street, Mossel Bay. Any objections, with full reasons therefor, should be lodged in writing to the Municipal Manager, P.O. Box 25, Mossel Bay, 6500 on or before Monday, 7 March 2005 quoting the above Ordinance and objector's erf number. Any comments received after the aforementioned closing date may be disregarded.

In terms of Section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that people who cannot write can approach any one of the five Customer Care Managers of Council at Mossel Bay, D'Almeida, Kwanonqaba, Hartenbos and Great Brak River respectively whom will assist you in putting your comments or objections in writing.

*Applicant**Nature of Application*

Formaplan

Departure for the amendment of the approved floor area: Application is made in terms of Section 15 of the Ordinance on Land Use Planning, 1985 (Ord. 15 of 1985) for a departure to amend the approved floor area under a Resort zone II zoning in Nautilus Bay, Phase 1, Portion 1 of the Farm 344, from the approved size of 250 m² to a footprint size of 450 m².

File Reference: Mos 344/1

E Tyatya, Acting Municipal Manager

11 February 2005

20101

SWARTLAND MUNICIPALITY

NOTICE 155/04/05

PROPOSED SUBDIVISION OF ERF 353,
MALMESBURY

Notice is hereby given in terms of Section 24 of Ordinance 15 of 1985 that an application has been received for the subdivision of Erf 353, in extent 1 883 m², situated c/o Meul, Dorp and Vrede Streets, Malmesbury into a remainder (± 1 134 m²) and portion A (± 749 m²).

Further particulars are available during office hours (weekdays) at the office of the Chief: Planning and Development, Department Corporate Services, Municipal Office, Church Street, Malmesbury.

Any comments may be lodged in writing with the undersigned not later than 11 March 2005.

C F J van Rensburg, Municipal Manager

Municipal Office, Private Bag X52, Malmesbury

11 February 2005

20102

MUNISIPALITEIT MOSSELBAAI

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORD. 15 VAN 1985)

MUNISIPALE ORDONNANSIE, 1974 (ORD. 20 VAN 1974)

WET OP PLAASLIKE REGERING: MUNISIPALE STELSELS, 2000
(WET 32 VAN 2000)

AFWYKING VIR DIE WYSIGING VAN DIE GOEDGEKEURDE
VLOEROPPERVLAKTE VAN WOONEENHEDE, NAUTILUSBAAI,
FASE 1, GEDEELTE 1 VAN DIE PLAAS 344

'n Aansoek is deur die Munisipale Bestuurder ontvang om die vloeroppervlakte van die wooneenhede in Nautilusbaai Fase 1 te wysig van die goedgekeurde grootte van 250 m² na 'n dekkingsoppervlakte van 450 m².

Verdere inligting kan verkry word by die Departement: Stadsbeplanning, 4de vloer; Montagu Plek, Montagustraart, Mosselbaai. Enige besware met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 25, Mosselbaai, 6500 ingedien word op of voor Maandag, 7 Maart 2005 met vermelding van bogenoemde Ordonnansie en Beswaarmaker se ernommer. Enige kommentaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan skryf nie, enige van die vyf Klantediensbestuurders van die Raad te Mosselbaai, D'Almeida, Kwanonqaba, Hartenbos en Groot-Brakrivier onderskeidelik vir hulpverlening om u kommentaar of besware op skrif te stel.

*Aansoeker**Aard van Aansoek*

Formaplan

Afwyking vir die wysiging van die goedgekeurde vloeroppervlakte: Aansoek word gedoen ingevolge Artikel 15 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ord. 15 van 1985) vir 'n afwyking om die goedgekeurde vloeroppervlakte onder 'n Oordsone II sonering in Nautilusbaai Fase 1, Gedeelte 1 van die Plaas 344, te wysig van die goedgekeurde grootte van 250 m² na 'n dekkingsoppervlakte van 450 m².

Lêer Verwysing: Mos 344/1

E Tyatya, Wnde Munisipale Bestuurder

11 Februarie 2005

20101

MUNISIPALITEIT SWARTLAND

KENNISGEWING 155/04/05

VOORGESTELDE ONDERVERDELING VAN ERF 353,
MALMESBURY

Kennis geskied hiermee ingevolge artikel 24 van Ordonnansie 15 van 1985 dat 'n aansoek ontvang is vir die onderverdeling van Erf 353, groot 1 883 m², geleë h/v Meul-, Dorp- en Vredestraat, Malmesbury in 'n restant (± 1 134 m²) en gedeelte A (± 749 m²).

Verdere besonderhede is gedurende gewone kantoorure (weeksdag) by die kantoor van die Hoof: Beplanning en Ontwikkeling, Departement Korporatiewe Dienste, Munisipale Kantoor, Kerkstraat, Malmesbury beskikbaar.

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later nie as 11 Maart 2005.

C F J van Rensburg, Munisipale Bestuurder

Munisipale Kantoor, Privaatsak X52, Malmesbury

11 Februarie 2005

20102

SWARTLAND MUNICIPALITY

NOTICE 160/04/05

PROPOSED REZONING AND SUBDIVISION OF FARM
YZERFONTEIN NO. 560/20, DIVISION MALMESBURY

Notice is hereby given in terms of Section 17 and 24 of Ordinance 15 of 1985 that an application has been received for the rezoning of Farm Yzerfontein No. 560/20, division Malmesbury, in extent 42,3519 ha from resort zone II and open space zone III to subdivisional area in order to create 76 residential zone I erven which varies between ± 849 and $\pm 1\,541\text{ m}^2$ and also street and open space.

Further particulars are available during office hours (weekdays) at the office of the Chief: Planning and Development, Department Corporate Services, Municipal Office, Church Street, Malmesbury.

Any comments may be lodged in writing with the undersigned not later than 11 March 2005.

C F J van Rensburg, Municipal Manager, Municipal Office, Private Bag X52, Malmesbury.

11 February 2005

20103

SWARTLAND MUNICIPALITY

NOTICE 159/04/05

PROPOSED DEPARTURE ON ERF 64, RIEBEEK KASTEEL

Notice is hereby given in terms of Section 15(1)(a)(i) of Ordinance 15 of 1985 that an application has been received for the departure from the land use regulations on Erf 64, situated c/o Walter and Sarel Cilliers Streets, Riebeeck Kasteel in order to establish a daycare centre temporarily. The daycare centre will be attended by 8 toddlers 4 days a week from Tuesday to Friday, 08:00 till 12:00.

Further particulars are available during office hours (weekdays) at the office of the Chief: Planning and Development, Department Corporate Services, Municipal Office, Church Street, Malmesbury.

Any comments may be lodged in writing with the undersigned not later than 11 March 2005.

C F J van Rensburg, Municipal Manager, Municipal Office, Private Bag X52, Malmesbury.

11 February 2005

20104

SWARTLAND MUNICIPALITY

NOTICE 158/04/05

PROPOSED SUBDIVISION OF ERF 298,
RIEBEEK KASTEEL

Notice is hereby given in terms of Section 24 of Ordinance 15 of 1985 that an application has been received for the subdivision of Erf 298, in extent 22,136 ha, situated in Cruythoff Avenue, Riebeeck Kasteel into a remainder ($\pm 21,51$ ha), portion A ($\pm 2\,448\text{ m}^2$) and portion B ($\pm 3\,799\text{ m}^2$).

Further particulars are available during office hours (weekdays) at the office of the Chief: Planning and Development, Department Corporate Services, Municipal Office, Church Street, Malmesbury.

Any comments may be lodged in writing with the undersigned not later than 11 March 2005.

C F J van Rensburg, Municipal Manager, Municipal Office, Private Bag X52, Malmesbury.

11 February 2005

20105

MUNISIPALITEIT SWARTLAND

KENNISGEWING 160/04/05

VOORGESTELDE HERSONERING EN ONDERVERDELING VAN
PLAAS YZERFONTEIN NO. 560/20, AFDELING MALMESBURY

Kennis geskied hiermee ingevolge artikel 17 en 24 van Ordonnansie 15 van 1985 dat 'n aansoek ontvang is vir die hersonering van Plaas Yzerfontein No. 560/20, Afdeling Malmesbury, groot 42,3519 ha vanaf Oordsone II en Oopruimte sone III na onderverdelingsgebied ten einde 76 residensiële sone I erwe wat wissel tussen ± 849 en $\pm 1\,514\text{ m}^2$ asook straat en oopruimte te skep.

Verdere besonderhede is gedurende gewone kantoorure (weeksdag) by die kantoor van die Hoof: Beplanning en Ontwikkeling, Departement Korporatiewe Dienste, Munisipale Kantoor, Kerkstraat, Malmesbury beskikbaar.

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later nie as 11 Maart 2005.

C F J van Rensburg, Munisipale Bestuurder, Munisipale Kantoor, Privaatsak X52, Malmesbury.

11 Februarie 2005

20103

MUNISIPALITEIT SWARTLAND

KENNISGEWING 159/04/05

VOORGESTELDE AFWYKING OP ERF 64, RIEBEEK KASTEEL

Kennis geskied hiermee ingevolge artikel 15(1)(a)(i) van Ordonnansie 15 van 1985 dat 'n aansoek ontvang is vir afwyking van die grondgebruik regulasies op Erf 64, geleë te h/v Walter- en Sarel Cilliersstraat, Riebeeck Kasteel ten einde tydelik 'n dagsorgsentrum te vestig. Die dagsorgsentrum sal deur 8 kleuters besoek word, 4 dae per week vanaf Dinsdag tot Vrydag, 08:00 tot 12:00.

Verdere besonderhede is gedurende gewone kantoorure (weeksdag) by die kantoor van die Hoof: Beplanning en Ontwikkeling, Departement Korporatiewe Dienste, Munisipale Kantoor, Kerkstraat, Malmesbury beskikbaar.

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later nie as 11 Maart 2005.

C F J van Rensburg, Munisipale Bestuurder, Munisipale Kantoor, Privaatsak X52, Malmesbury.

11 Februarie 2005

20104

MUNISIPALITEIT SWARTLAND

KENNISGEWING 158/04/05

VOORGESTELDE ONDERVERDELING VAN ERF 298,
RIEBEEK KASTEEL

Kennis geskied hiermee ingevolge artikel 24 van Ordonnansie 15 van 1985 dat 'n aansoek ontvang is vir die onderverdeling van Erf 298, groot 22,136 ha, geleë te Cruythofflaan, Riebeeck Kasteel in 'n restant ($\pm 21,51$ ha), gedeelte A ($\pm 2\,448\text{ m}^2$) en gedeelte B ($\pm 3\,799\text{ m}^2$).

Verdere besonderhede is gedurende gewone kantoorure (weeksdag) by die kantoor van die Hoof: Beplanning en Ontwikkeling, Departement Korporatiewe Dienste, Munisipale Kantoor, Kerkstraat, Malmesbury beskikbaar.

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later nie as 11 Maart 2005.

C F J van Rensburg, Munisipale Bestuurder, Munisipale Kantoor, Privaatsak X52, Malmesbury.

11 Februarie 2005

20105

SWARTLAND MUNICIPALITY

NOTICE 156/04/05

PROPOSED SUBDIVISION OF ERF 3448,
DARLING

Notice is hereby given in terms of Section 24 of Ordinance 15 of 1985 that an application has been received for the subdivision of Erf 3448, in extent 2 104 m², situated c/o Church, Langfontein and Station Streets, Darling into a remainder (± 638 m²), portion A (± 709 m²) and portion B (± 753 m²).

Further particulars are available during office hours (weekdays) at the office of the Chief: Planning and Development, Department Corporate Services, Municipal Office, Church Street, Malmesbury.

Any comments may be lodged in writing with the undersigned not later than 11 March 2005.

C F J van Rensburg, Municipal Manager

Municipal Office, Private Bag X52, Malmesbury

11 February 2005

20106

MUNISIPALITEIT SWARTLAND

KENNISGEWING 156/04/05

VOORGESTELDE ONDERVERDELING VAN ERF 3448,
DARLING

Kennis geskied hiermee ingevolge artikel 24 van Ordonnansie 15 van 1985 dat 'n aansoek ontvang is vir die onderverdeling van Erf 3448, groot 2 104 m², geleë te h/v Kerk-, Langfontein- en Stasiestraat, Darling in 'n restant (± 638 m²), gedeelte A (± 709 m²) en gedeelte B (± 753 m²).

Verdere besonderhede is gedurende gewone kantoorure (weekdae) by die kantoor van die Hoof: Beplanning en Ontwikkeling, Departement Korporatiewe Dienste, Munisipale Kantoor, Kerkstraat, Malmesbury beskikbaar.

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later nie as 11 Maart 2005.

C F J van Rensburg, Munisipale Bestuurder

Munisipale Kantoor, Privaatsak X52, Malmesbury

11 Februarie 2005

20106

SWARTLAND MUNICIPALITY

NOTICE 157/04/05

PROPOSED CONSENT USE ON PORTION OF
PORTION 37 OF THE FARM VADERLANDSCHE RIETKUIL
NO 525, RUSTSTASIE, DISTRICT MALMESBURY

Notice is hereby given in terms of Ordinance 15 of 1985 that an application has been received for a consent use/special permission of business zone II on portion of Portion 37 of farm Vaderlandsche Rietkuil No 525, Ruststasie to convert an existing shop into 3 flats.

Further particulars are available during office hours (weekdays) at the office of the Chief: Planning and Development, Department Corporate Services, Municipal Office, Church Street, Malmesbury.

Any comments may be lodged in writing with the undersigned not later than 11 March 2005.

C F J van Rensburg, Municipal Manager

Municipal Office, Private Bag X52, Malmesbury

11 February 2005

20106

MUNISIPALITEIT SWARTLAND

KENNISGEWING 157/04/05

VOORGESTELDE VERGUNNINGSGEBRUIK OP GEDEELTE VAN
GEDEELTE 37 VAN DIE PLAAS VADERLANDSCHE RIETKUIL
NO 525, RUSTASIE, DISTRIK MALMESBURY

Kennis geskied hiermee ingevolge Ordonnansie 15 van 1985 dat 'n aansoek ontvang is vir 'n vergunningsgebruik/spesiale toestemming van Sakesone II op gedeelte van Gedeelte 37 van plaas Vaderlandsche Rietkuil no 525, Rustasie om 'n bestaande winkel in 3 woonstelle te omskep.

Verdere besonderhede is gedurende gewone kantoorure (weekdae) by die kantoor van die Hoof: Beplanning en Ontwikkeling, Departement Korporatiewe Dienste, Munisipale Kantore, Kerkstraat, Malmesbury beskikbaar.

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later nie as 11 Maart 2005.

C F J van Rensburg, Munisipale Bestuurder

Munisipale Kantoor, Privaatsak X52, Malmesbury

11 Februarie 2005

20106

CITY OF CAPE TOWN (HELDERBERG REGION)

CLOSURE OF PORTIONS OF PUBLIC ROAD

Notice is hereby given in terms of the provisions of Section 6(1) of the By-Law Relating to the Management and Administration of the City of Cape Town's Immovable Property that the Council has closed portions of Noxolo and Siya Bonga Streets, being portions of Erf 18949, on either side of Erf 19065, The Strand (Ref. LWANDLE 740 p. 383).

Notice No: 7UP/2005

Ref No: Erf 13600 LW

WA Mgoqi, City Manager

11 February 2005

20108

STAD KAAPSTAD (HELDERBERG-STREEK)

SLUITING VAN GEDEELTES VAN OPENBARE STRAAT

Kennis geskied hiermee ingevolge artikel 6(1) van die Verordening op die Bestuur en Administrasie van die Stad Kaapstad se Onroerende Eiendom dat die Raad gedeeltes van Noxolo- en Siya Bongastraat, synde gedeeltes van Erf 18949, aan albei kante van Erf 19065, Strand, gesluit het (verw. LWANDLE 740 p. 383).

Kennisgewing: 7UP/2005

Verw: Erf 13600 LW

WA Mgoqi, Stadsbestuurder

11 Februarie 2005

20108

GENERAL NOTICE

WESTERN CAPE PROVINCIAL DEPARTMENT OF HEALTH

Notice in terms of sub-regulation 6(1)(a) and 6(2) of Regulation 187 of 2001

The Western Cape Provincial Minister responsible for Health hereby publishes notification of receipt of the following applications for the establishment of Private Health Establishments in the Western Cape Province. Copies of the applications may be obtained at a nominal fee from the Chief Directorate of Business Development, Provincial Department of Health, PO Box 2060, Cape Town 8000, tel. no: (021) 483-3414/2603.

Kindly note that all interested parties are invited to submit written comment on any of the applications mentioned below to the Western Cape Health Department within 30 days of the publication of this notice. All comments must be sent to:

The Head
Department of Health
P.O. Box 2060
Cape Town
8000

NOTICE OF NEW APPLICATIONS RECEIVED FOR PRIVATE HEALTH ESTABLISHMENTS

NO.	PRIVATE HEALTH ESTABLISHMENT	NAME AND ADDRESS OF PROPRIETOR	LOCATION	TOTAL NUMBER OF BEDS / THEATRES	TYPE OF FACILITY
1.	National Renal Care	Ms E Keyser National Renal Care Private Bag X8 Brixton 2019	George	Application for the registration of an existing 6 treatment station haemo-dialysis out-patient facility	Acute Private Health Establishment
2.	National Renal Care	Ms E Keyser National Renal Care Private Bag X8 Brixton 2019	Goodwood	Application for the registration of an existing 3-bed peritoneal dialysis patient education facility	Acute Private Health Establishment

NOTICE OF OUTCOME OF LICENCE APPLICATIONS FOR PRIVATE HEALTH ESTABLISHMENTS APPROVED / NOT APPROVED BY THE HEAD OF HEALTH: WESTERN CAPE

NAME	NUMBER OF BEDS / THEATRES APPLIED FOR	NUMBER OF BEDS / THEATRES APPROVED	APPROVED / NOT APPROVED
L'Aubade Mountain Retreat	Relocation of approved 16 surgical beds, 3 major theatres and 1 procedure room facility from Franschhoek to Paarl	Relocation of approved 8 surgical beds, 1 major theatre and 1 minor theatre from Franschhoek to Paarl	Approved
Netcare Blaauwberg Radio Diagnostic Unit	Registration of a new radio diagnostic unit in Blaauwberg	Radio diagnostic unit	Approved

NOTICE OF OUTCOME OF PRIVATE HEALTH ESTABLISHMENTS APPEALS UPHELD / REFUSED BY THE MINISTER OF HEALTH: WESTERN CAPE

NAME	NUMBER OF BEDS / THEATRES APPLIED FOR	UPHELD / REFUSED
Bay View Hospital (Mossel Bay)	Application for the relocation and upgrade of 15 day beds to overnight beds and upgrade of 1 minor theatre to a major theatre	Refused
Bay View Hospital (Mossel Bay)	Application for the extension of the facility with 10 step-down beds	Upheld
Langebaan Medi Care Hospital (Langebaan)	Registration of a 70 bed (12 medical, 14 surgical, 10 obstetric, 3 adult ICU, 1 neonatal ICU, 6 adult high care, 12 paediatric, 10 day and 2 isolation beds) and 3 theatres (1 minor, 2 major), 1 emergency unit and 1 resuscitation room facility	Upheld
Intercare Sub-Acute & Rehab Facility (Bellville)	Registration of a 60 bed sub-acute, step-down and rehabilitation facility	Upheld

ALGEMENE KENNISGEWING

WES-KAAPSE PROVINSIALE DEPARTEMENT VAN GESONDHEID

Kennisgewing ingevolge subregulasie 6(1)(a) en 6(2) van regulasie 187 van 2001

Die Wes-Kaapse Provinsiale Minister verantwoordelik vir Gesondheid gee hiermee kennis van die volgende aansoeke wat ontvang is vir die oprigting van private gesondheidsinrigtings in die Wes-Kaap. Afskrifte van die aansoeke kan teen 'n nominale bedrag bekom word van die Hoofdirektoraat: Besighedsontwikkeling, Provinsiale Departement van Gesondheid, Posbus 2060, Kaapstad 8000 (tel. (021) 483-3414).

Let asseblief daarop dat alle belangstellendes uitgenooi word om binne 30 dae na die publikasie van hierdie kennisgewing skriftelike kommentaar oor enige van die aansoeke voor te lê aan die Wes-Kaapse Departement van Gesondheid. Alle kommentaar moet gestuur word aan:

Die Hoof
Departement van Gesondheid
Posbus 2060
Kaapstad
8000

KENNISGEWING VAN NUWE AANSOEKE ONTVANG VIR PRIVATE GESONDHEIDSINRIGTING					
NR.	PRIVATE GESOND- HEIDSINRIGTING	NAAM EN ADRES VAN EIENAAR	STANDPLAAS	TOTALE GETAL BEDDENS / TEATERS	TIPE INRIGTING
1.	National Renal Care	Me E Keyser National Renal Care Privaatsak X8 Brixton 2019	George	Aansoek om registrasie van bestaande haemodialise- eenheid met 6 behandelingstasies	Akute Private Gesondheidsorginstelling
2.	National Renal Care	Me E Keyser National Renal Care Privaatsak X8 Brixton 2019	Goodwood	Aansoek om registrasie van bestaande 3 bed peritoniale dialise pasiënt opleidings- fasiliteit	Akute Private Gesondheidsorginstelling
KENNISGEWING VAN PRIVATE GESONDHEIDSINRIGTINGS GOEDGEKEUR / AFGEKEUR DEUR DIE HOOF VAN DEPARTEMENT					
NAAM		AANTAL BEDDENS / TEATERS AANGEVRA		AANTAL BEDDENS / TEATERS GOEDGEKEUR	GOEDGEKEUR / AFGEKEUR
L'Aubade Mountain Retreat		Aansoek om die hervestiging van 16 chirurgiese beddens, 3 groot teaters en 'n prosedurekamer vanaf Franschhoek na Paarl		Hervestiging van bestaande 8 chirurgiese beddens, 1 groot teater, 1 klein teater vanaf Franschhoek na Paarl	Goedgekeur
Netcare Blaauwberg Radio Diagnostiese Eenheid		Registrasie van nuwe Radio Diagnostiese Eenheid		Radio diagnostiese eenheid	Goedgekeur
KENNISGEWING VAN PRIVATE GESONDHEIDSINRIGTINGS GEHANDHAAF / GEWEIER DEUR DIE MINISTER VAN GESONDHIED					
NAAM		AANTAL BEDDENS / TEATERS GOEDGEKEUR			GEHANDHAAF / GEWEIER
Bay View Privaat Hospitaal/ Publicare Kliniek (Mosselbaai)		Aansoek om omskakeling met 15 dagbeddens na 15 oornagbeddens en 1 klein teater na 'n groot teater			Geweier
Bay View Privaat Hospitaal (Mosselbaai)		Aansoek om uitbreiding van fasiliteit met 10 oorgangsbegbeddens			Gehandhaaf
Langebaan Mediese Sorg Hospitaal (Langebaan)		Aansoek om registrasie van 'n fasiliteit met 70 beddens (12 medies, 14 sjirurgies, 10 obstetrie, 3 volwassenes intensiewe sorg, 1 neonataal intensiewe sorg, 6 volwassenes hoërsorg, 12 paediatrics, 10 dagbeddens, en 2 isolasiebeddens) en 3 teaters (1 klein teater, 2 groot teaters), 1 noodeenheid en 1 resussiteringskamer			Gehandhaaf
Intercare Sub-Acute & Rehab Fasiliteit (Bellville)		Aansoek om registrasie van 'n 60 bed, oorgangsbeg en rehabilitasie sorgfasiliteit			Gehandhaaf

CAPE TOWN (HELDERBERG REGION)

CLOSURE OF PUBLIC PLACE

Notice is hereby given in terms of the provisions of Section 6(1) of the By-Law Relating to the Management and Administration of the City of Cape Town's Immovable Property that the Council has closed Public Place Erf 13660, 79 Constantia Avenue, The Strand (Ref. S/2905/59 v3 bl. 476).

Notice No: 9UP/2005

Ref No: Erf 13660 STR

WA Mgoqi, City Manager

11 February 2005

20109

CITY OF CAPE TOWN (HELDERBERG REGION)

CLOSURE OF PORTIONS OF PUBLIC ROAD

Notice is hereby given in terms of the provisions of Section 6(1) of the By-Law Relating to the Management and Administration of the City of Cape Town's Immovable Property that the Council has closed portions of public road adjacent to Erven 19046, 19047, 19048 and 19049, Strand (Ref. LWANDLE 740 p. 388).

Notice No: 8UP/2005

Ref No: Erf 13600 LW

WA Mgoqi, City Manager

11 February 2005

20110

CAPE AGULHAS MUNICIPALITY

CLOSURE OF PUBLIC OPEN STREET (PARKING AREA):
PORTION OF ERF 921 STRUISBAAI AND THE CONSOLIDATION
THEREOF WITH ERF 1666 STRUISBAAI

Notice is hereby given in terms of Section 137 of the Municipal Ordinance (No 20 of 1974) and the Land Use Planning Ordinance 1985 (No 15 of 1985) that Council intends to act as follows with Portion of Erf 921 Struisbaai:

1. Closure of Portion of Erf 921 Struisbaai adjoining Erven 1666, 1851, 1852, 1853, 2261, 1635, 1856, 1391, 379, 383, 2031, 386 and 387 Struisbaai.
2. Consolidation of Portion of Erf 921 Struisbaai with Erf 1666 Struisbaai, in order to create a new erf of $\pm 11\,550\text{ m}^2$.
3. The proposed Rezoning and Alienation of the consolidated erf will follow.

In terms of section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that persons who cannot read or write may request that an employee at any of the reception offices of the Cape Agulhas Municipal Council assist in the formulation and writing of input, comments or objections.

Further particulars are available for inspection in the office of the undersigned during office hours and written objections, if any, must reach him not later than 14 March 2005.

K Jordaan, Municipal Manager

P O Box 51, Bredasdorp, 7280

11 February 2005

20111

STAD KAAPSTAD (HELDERBERG-STREEK)

SLUITING VAN OPENBARE PLEK

Kennis geskied hiermee ingevolge artikel 6(1) van die Verordening op die Bestuur en Administrasie van die Stad Kaapstad se Onroerende Eiendom dat die Raad openbare plek, Erf 13660, Constantiarylaan 79, Strand, gesluit het (verw S/2905/59 v3 bl. 476).

Kennisgewing: 9UP/2005

Verw: Erf 13660 STR

WA Mgoqi, Stadsbestuurder

11 Februarie 2005

20109

STAD KAAPSTAD (HELDERBERG-STREEK)

SLUITING VAN GEDEELTES VAN OPENBARE STRAAT

Kennis geskied hiermee ingevolge artikel 6(1) van die Verordening op die Bestuur en Administrasie van die Stad Kaapstad se Onroerende Eiendom dat die Raad gedeeltes van openbare straat aangrensend aan Erwe 19046, 19047, 19048 en 19049, Strand, gesluit het (verw. LWANDLE 740 p. 388).

Kennisgewing: 8UP/2005

Verw: Erf 13600 LW

WA Mgoqi, Stadsbestuurder

11 Februarie 2005

20110

MUNISIPALITEIT KAAP AGULHAS

SLUITING VAN OPENBARE STRAAT (PARKEERPLEK):
GEDEELTE VAN ERF 921 STRUISBAAI EN DIE KONSOLIDASIE
DAARVAN MET ERF 1666 STRUISBAAI

Kennis geskied hiermee ingevolge Artikel 137 van die Munisipale Ordonnansie (Ordonnansie 20 van 1974) en die Ordonnansie op Grondgebruikbeplanning, 1985 (Nr 15 van 1985) dat die Raad van voorneme is om soos volg met Gedeelte van Erf 921 Struisbaai te handel:

1. Sluiting van Gedeelte van Erf 921 Struisbaai aangrensend aan Erwe 1666, 1851, 1852, 1853, 2261, 1635, 1856, 1391, 379, 383, 2031, 386 en 387 Struisbaai.
2. Konsolidering van Gedeelte van Erf 921 Struisbaai met Erf 1666 Struisbaai, om 'n nuwe erf van $\pm 11\,550\text{ m}^2$ te skep.
3. Voorgestelde Hersonerings en Vervreemding van die gekonsolideerde erf sal later volg.

Ingevolge artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan skryf nie enige munisipale personeel by enige ontvangskantore van die Raad te Kaap Agulhas kan nader vir hulpverlening om u kommentaar, beswaar of inset op skrif te stel.

Verdere besonderhede van bogenoemde lê ter insae in die kantoor van die ondergetekende en skriftelike besware, indien enige, moet hom nie later as 14 Maart 2005 bereik nie.

K Jordaan, Munisipale Bestuurder

Posbus 51, Bredasdorp, 7280

11 Februarie 2005

20111

CAPE AGULHAS MUNICIPALITY

PROPOSED SUBDIVISION, REZONING AND SPECIAL
CONSENT: FARMS 240/7, 240/12 AND 240/1 BREDASDORP

Notice is hereby given in terms of the Land Use Planning Ordinance 1985 (No 15 of 1985) that Council has received an application for the following:

- The Subdivision of Farms 240/7 and 240/12 Bredasdorp into two portions each.
- The Consolidation of two of the proposed subdivided portions with Farm 240/1 Bredasdorp.
- The Subdivision of the aforementioned consolidated land unit into three portions in order to register the wine cellar and dwelling on separate land units.
- The Registration of a Servitude Right of Way, a Sewage tank Servitude and a Reservoir servitude in favour of the dwelling unit over the wine cellar land unit.
- The Rezoning of respectively 3,4690 ha and 0,1390 ha of Farm 240/7 Bredasdorp to Agriculture Zone II and Residential Zone I purpose in order to operate an agriculture industry (wine cellar) and the separate alienation of the approved dwelling for the winemaker on the property.
- The Special Consent to operate a tourist facility (wine tasting and salesroom) of 110 m² from the wine cellar on Farm 240/7 Bredasdorp.

In terms of section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that persons who cannot read or write may request that an employee at any of the reception offices of the Cape Agulhas Municipality assist in the formulation and writing of input, comments or objections.

Further particulars are available for inspection in the office of the undersigned during office hours and written objections, if any, must reach him not later than 14 March 2005.

K Jordaan, Municipal Manager

P O Box 51, Bredasdorp, 7280

11 February 2005

20112

CAPE AGULHAS MUNICIPALITY

DEPARTURE: ERF 44, 21 VAN BREDA STREET, L'AGULHAS

Notice is hereby given in terms of section 15 of the Land Use Planning Ordinance of 1985 (Ordinance 15 of 1985) that Council has received an application for a departure on Erf 44, L'Agulhas in order to convert the existing building on the 1,5 m building line to a double storey building.

In terms of section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that persons who cannot read or write may request that an employee at any of the reception offices of the Cape Agulhas Municipality assist in the formulation and writing of input, comments or objections.

Further particulars are available for inspection in the office of the undersigned during office hours and written objections, if any, must reach him not later than 14 March 2005.

K Jordaan, Municipal Manager

P O Box 51, Bredasdorp, 7280

11 February 2005

20113

MUNISIPALITEIT KAAP AGULHAS

VOORGESTELDE ONDERVERDELING, HERSONERING EN
VERGUNNING: PLASE 240/7, 240/12 EN 240/1 BREDASDORP

Kennis geskied hiermee ingevolge die Ordonnansie op Grondgebruikbeplanning 1985 (Nr 15 van 1985) dat die Raad die volgende aansoek ontvang het, naamlik:

- Die Onderverdeling van Plase 240/7 en 240/12 Bredasdorp elk in twee gedeeltes.
- Die Konsolidasie van twee van voorgemelde onderverdeelde gedeeltes met Plaa 240/1 Bredasdorp.
- Die Onderverdeling van voorgemelde gekonsolideerde grondeenheid in drie dele ten einde die wynkelder en woonhuis op aparte grondeenhede te registreer.
- Die Registrasie van 'n Serwituut reg-van-weg, 'n riooltenkserwituut en 'n reservoierserwituut ten gunste van die woonhuis-grondeenheid oor die wynkelder-grondeenheid.
- Die Hersonerings van onderskeidelik 3,4690 ha en 0,1390 ha van Plaa 240/7 Bredasdorp na Landbouzone II en Residensiële Sone I ten einde die bedryf van 'n landbounywerheid (wynkelder) en die afsonderlike vervreemding van 'n goedgekeurde woonhuis vir die wynmaker op die eiendom te magtig.
- Die Vergunning om 'n toeriste fasiliteit (wynproe- en verkopelokaal) van 110 m² vanaf die voorgemelde wynkelder op Plaa 240/7 Bredasdorp te bedryf.

Ingevolge artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan lees of skryf nie enige munisipale personeel by enige ontvangskantoor van die Raad te Kaap Agulhas kan nader vir hulpverlening om u kommentaar, beswaar of inset op skrif te stel.

Verdere besonderhede van bogenoemde lê ter insae in die kantoor van die ondergetekende en skriftelike besware, indien enige, moet hom nie later as 14 Maart 2005 bereik nie.

K Jordaan, Munisipale Bestuurder

Posbus 51, Bredasdorp, 7280

11 Februarie 2005

20112

MUNISIPALITEIT KAAP AGULHAS

AFWYKING: ERF 44, VAN BREDA STRAAT 21, L'AGULHAS

Kennis geskied hiermee ingevolge artikel 15 van die Ordonnansie op Grondgebruikbeplanning 1985 (Ordonnansie 15 van 1985) dat die Raad 'n aansoek ontvang vir 'n afwyking op Erf 44, L'Agulhas ten einde die bestaande enkelvlak gebou op die 1,5 m boulyn te omskep in 'n dubbelverdieping gebou.

Ingevolge artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan lees of skryf nie enige munisipale personeel by enige ontvangskantoor van die Raad te Kaap Agulhas kan nader vir hulpverlening om u kommentaar, beswaar of inset op skrif te stel.

Verdere besonderhede van bogenoemde lê ter insae in die kantoor van die ondergetekende en skriftelike besware, indien enige, moet hom nie later as 14 Maart 2005 bereik nie.

K Jordaan, Munisipale Bestuurder

Posbus 51, Bredasdorp, 7280

11 Februarie 2005

20113

CAPE AGULHAS MUNICIPALITY

PROPOSED REZONING AND SUBDIVISION:
REMAINDER OF ERF 3524, KREUPELHOUT DRIVE
BREDASDORP

Notice is hereby given in terms of the Land Use Planning Ordinance 1985 (No 15 of 1985) for the following:

- Rezoning of the Remainder of Erf 3524, Bredasdorp in terms of section 17 from Grouphousing Zone to Single Residential Zone.
- The subdivision of the Remainder of Erf 3524, Bredasdorp in terms of section 24 into four portions and a Remainder.

In terms of section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that persons who cannot read or write may request that an employee at any of the reception offices of the Cape Agulhas Municipal Council assist in the formulation and writing of input, comments or objections.

Further particulars are available for inspection in the office of the undersigned during office hours and written objections, if any, must reach him not later than 14 March 2005.

K Jordaan, Municipal Manager

P O Box 51, Bredasdorp, 7280

11 February 2005

20114

MUNISIPALITEIT KAAP AGULHAS

VOORGESTELDE HERSONERING EN ONDERVERDELING:
RENTANT VAN ERF 3524, KREUPELHOUTLAAN
BREDASDORP

Kennis geskied hiermee ingevolge die Ordonnansie op Grondgebruik-beplanning 1985 (Nr 15 van 1985) dat die Raad 'n aansoek ontvang het vir die volgende:

- Die Hersonerings van die Rentant van Erf 3524 Bredasdorp in terme van Artikel 17 vanaf Groepbehuisingsone na Enkelwoningone.
- Die Onderverdeling van die Rentant van Erf 3524, Bredasdorp in terme van Artikel 24 in vier gedeeltes en 'n rentant.

Ingevolge artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan skryf nie enige munisipale personeel by enige ontvangskantore van die Raad te Kaap Agulhas kan nader vir hulpverlening om u kommentaar, beswaar of inset op skrif te stel.

Verdere besonderhede van bogenoemde lê ter insae in die kantoor van die ondergetekende en skriftelike besware, indien enige, moet hom nie later as 14 Maart 2005 bereik nie.

K Jordaan, Munisipale Bestuurder

Posbus 51, Bredasdorp, 7280

11 Februarie 2005

20114

BREEDE RIVER/WINELANDS MUNICIPALITY

BY-LAW ON CREDIT CONTROL AND
DEBT COLLECTION
(PG 5998 OF 11 APRIL 2003)
AMENDMENT OF BY-LAW

1. In Article 7 —

- (a) by the substitution for subsection (2) of the following subsection:

"(2) An appeal by a client shall be made by way of written representation to the Council within 10 days from receipt of the municipal manager's communication in terms of section 16(4)"

- (b) by the substitution for subsection (9) of the following subsection:

"(9) The provisions of Sections 16(5) and (6) are also applicable in the case of an appeal."

2. In Article 19 —

- (a) by the substitution for subsection (2) of the following subsection:

"(1) A person convicted of an offence under section 18 is liable to a fine not exceeding R2 000 or imprisonment for a period not exceeding six months, or both a fine and such imprisonment."

11 February 2005

20116

BREËRIVIER/WYNLAND MUNISIPALITEIT

VERORDENING INSAKE KREDIETBEHEER EN
SKULDINVORDERING
(PK 5998 VAN 11 APRIL 2003)
WYSIGING VAN VERORDENING

1. In Artikel 7 —

- (a) deur subartikel (2) deur die volgende te vervang:

"(2) 'n Appèl deur 'n kliënt moet geskied deur middel van skriftelike vertoë aan die Raad binne 10 dae na ontvangs van die Munisipale Bestuurder se mededeling soos bedoel in 16(4) hierbo"

- (b) deur subartikel (9) deur die volgende te vervang:

"(9) Die bepalinge van artikel 16(5) en (6) hierbo, geld ook in die geval van 'n appèl."

2. In Artikel 19 —

- (a) deur subartikel 1 met die volgende te vervang:

"(1) Enigeen wat skuldig bevind word aan 'n oortreding genoem in artikel 18 is strafbaar met 'n boete van hoogstens R2 000 of gevangenisstraf vir 'n tydperk van hoogstens 6 maande of beide boete en sodanige gevangenisstraf."

11 Februarie 2005

20116

**BREEDE RIVER/WINELANDS MUNICIPALITY
ELECTRICITY SUPPLY BY-LAW**

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ELEKTRISITEITSVOORSIENINGVERORDENING**

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BREEDE RIVER/WINELANDS MUNICIPALITY

ELECTRICITY SUPPLY BY-LAW

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ELEKTRISITEITSVOORSIENINGVERORDENING

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BREEDE RIVER/WINELANDS MUNICIPALITY

ELECTRICITY SUPPLY BY-LAW

CHAPTER I

GENERAL

1. Definitions—

In this by-law, unless inconsistent with the context—

“**accredited person**” means a person registered in terms of the Regulations as an electrical tester for single phase, an installation electrician or a master installation electrician, as the case may be;

“**applicable standard specification**” means the standard specifications as listed in Schedule 2 attached to this by-law;

“**certificate of compliance**” means a certificate issued in terms of the Regulations in respect of an electrical installation or part of an electrical installation by an accredited person;

“**consumer**” in relation to premises means:

- (i) any occupier thereof or any other person with whom the Municipality has contracted to supply or is actually supplying electricity thereat; or
- (ii) if such premises are not occupied, any person who has a valid existing agreement with the Municipality for the supply of electricity to such premises; or
- (iii) if there is no such person or occupier, the owner of the premises;

“**credit meter**” means a meter where an account is issued subsequent to the consumption of electricity;

“**electrical contractor**” means an electrical contractor as defined in the Regulations;

“**electrical installation**” means an electrical installation as defined in the Regulations;

“**high voltage**” means the set of nominal voltage levels that are

BREËRIVIER/WYNLAND MUNISIPALITEIT

VERORDENING OP ELEKTRISITEITSVOORSIENING

HOOFSTUK I

ALGEMEEN

1. Woordomskrywing—in hierdie verordening, tensy uit die samehang anders blyk, beteken—

“**bewys**” die noodsaaklike element van 'n kragbegroterstelsel wat gebruik word om inligting oor te dra van 'n verkooppunt vir elektrisiteitskrediet na 'n kragbegroter en *vice versa*;

“**die Wet**” enige toepaslike wet, proklamasie, ordonnansie, wet van die Parlement of wetsbepaling wat regs krag het;

“**diensaansluiting**” al die kables en toerusting wat nodig is om die hoofleiding by die verbruiker se elektriese installasie aan te sluit by die voorsieningspunt;

“**diensbeveiligingstoestel**” enige sekering of stroombreker wat geïnstalleer word met die doel om die munisipaliteit se toerusting te beskerm teen oorbelasting of foute wat op die installasie of op die interne diensaansluiting voorkom;

“**eienaar**” met betrekking tot 'n perseel, die persoon by wie die regstittel daarvan berus; met dien verstande dat

(a) in die geval van onroerende eiendom—

(i) wat vir 'n tydperk van minstens 50 jaar verhuur word, ongeag of die huurkontrak geregistreer is of nie, die huurder daarvan, of

(ii) wat voordelig geokkupeer word kragtens 'n serwituut of reg analoog daarmee, die okkupeerder daarvan;

(b) indien die eienaar soos hierbo omskryf—

(i) dood of insolvent is, sy of haar boedel tot voordeel van sy of haar skuldeisers afgestaan het, ingevolge 'n hofbevel onder kuratele geplaas is, of 'n maatskappy is wat gelikwedeer of onder geregtelike bestuur geplaas is, die persoon by wie die administrasie van sodanige eiendom berus as eksekuteur, administrateur, trustee,

used in power systems for bulk transmission of electricity in the range of $44 \text{ kV} < U_n \leq 220 \text{ kV}$ [SANS 1019];

"low voltage" means the set of nominal voltage levels that are used for the distribution of electricity and whose upper limit is generally accepted to be an a. c. voltage of 1000V (or a d. c. voltage of 1500 V). [SANS 1019];

"the law" means any applicable law, proclamation, ordinance, act of parliament or enactment having force of law;

"medium voltage" means the set of nominal voltage levels that lie above low voltage and below high voltage in the range of $1 \text{ kV} < U_n \leq 44 \text{ kV}$. [SANS 1019];

"meter" means a device which records the demand and/or the electrical energy consumed and includes conventional and prepayment meters;

"motor load, total connected" means the sum total of the kW input ratings of all the individual motors connected to an installation;

"motor rating" means the maximum continuous kW output of a motor as stated on the maker's rating plate;

"motor starting current" in relation to alternating current motors means the root mean square value of the symmetrical current taken by a motor when energised at its rated voltage with its starter in the starting position and the rotor locked;

"Municipality" means Breede River/Winlands Municipality, a municipality established in terms of the law or any legal entity duly authorised by the Breede River/Winlands Municipality to provide an electricity service within the jurisdiction of the Breede River/Winlands Municipality;

"occupier" in relation to any premises means—

- (a) any person in actual occupation of such premises;
- (b) any person legally entitled to occupy such premises;
- (c) in the case of such premises being subdivided and let to lodgers or various tenants, the person receiving the rent payable by such lodgers or tenants, whether on his own account or as agent for any person entitled thereto or interested therein, or
- (d) any person in control of such premises or responsible for the management thereof, and includes the agent of any such person when he/she is absent from the Republic of South Africa or his/her whereabouts are unknown;

"owner" in relation to premises means the person in whom is vested the legal title thereto; provided that—

- (a) in the case of immovable property—
 - (i) leased for a period of not less than 50 years, whether the lease is registered or not, the lessee thereof, or
 - (ii) beneficially occupied under a servitude or right analogous thereto, the occupier thereof;
- (b) if the owner as hereinbefore defined—
 - (i) is deceased or insolvent, has assigned his estate for the benefit of his creditors, has been placed under curatorship by order of court or is a company being wound up or under judicial management, the person in whom the administration of such property is vested as executor, administrator, trustee, assignee, curator, liquidator or judicial manager, as the case may be, or
 - (ii) is absent from the Republic of South Africa, or if his address is unknown to the Municipality, any person who as agent or otherwise receives or is entitled to receive the rent in respect of such property, and

regverkrygende, kurator, likwidateur of geregtelike bestuurder, na gelang van die geval, of

- (ii) nie in die Republiek van Suid-Afrika aanwesig is nie, of indien sy of haar adres aan die munisipaliteit onbekend is, iemand wat as agent of andersins die huurgeld ten opsigte van sodanige eiendom ontvang of geregtig is om dit te ontvang, en

- (iii) indien die munisipaliteit nie kan vasstel wie sodanige persoon is nie, word die persoon wat geregtig is op die voordelige gebruik van sodanige eiendom geag die eienaar daarvan te wees met die uitsluiting van die persoon by wie die regstittel daarvan berus;

"elektriese installasie" 'n elektriese installasie soos omskryf in die Regulasies;

"elektriese kontrakteur" 'n elektriese kontrakteur soos omskryf in die Regulasies;

"geakkrediteerde persoon" 'n persoon wat ingevolge die Regulasies na gelang van die geval as 'n elektriese toetsers vir enkelfase, 'n installasie-elektrisiën of 'n meesterinstallasie-elektrisiën, geregistreer is;

"gereedheidstoever" 'n alternatiewe toever van elektrisiteit wat nie gewoonlik deur die verbruiker verbruik word nie;

"hoë spanning" die stel nominale spanningsvlakke wat in kragstelsels vir grootmaattransmissie van elektrisiteit in die omgewing van $44 \text{ kV} < U_n \leq 220 \text{ kV}$ gebruik word. [SANS 1019];

"hoofleiding" enige deel van die munisipaliteit se elektrisiteitsnetwerk;

"kragbegroter" 'n vooruitbetaalmeter wat geprogrammeer kan word om die vloei van hoeveelheid vooruitbetaalde energie in 'n elektriese stroomkring toe te laat;

"kredietmeter" 'n meter waar 'n rekening uitgereik word nadat elektrisiteit verbruik is;

"lae spanning" die stel nominale spanningsvlakke wat gebruik word vir die verspreiding van elektrisiteit en waarvan die boonste perk oor die algemeen aanvaar word as 'n ws-spanning van 1000 V (of 'n gs-spanning van 1500 V). [SANS 1019];

"medium spanning" die stel nominale spanningsvlakke bo lae spanning en benede hoë spanning in die omgewing van $1 \text{ kV} < U_n \leq 44 \text{ kV}$. [SANS 1019];

"meetpunt" die punt waar die verbruiker se elektrisiteitsverbruik gemeet word en wat by die voorsieningspunt of by enige ander punt op die verspreidingsstelsel van die munisipaliteit of die elektriese installasie van die verbruiker kan wees soos deur die munisipaliteit of enige behoorlik gemagtigde amptenaar van die munisipaliteit aangedui met dien verstande dat dit alles, en slegs, die verbruiker se verbruik van elektrisiteit meet;

"meter" 'n toestel wat die aanvraag en/of die elektriese energie wat verbruik word, aandui en dit behels ook konvensionele meters en kragbegroters;

"motoraansitstroom" met betrekking tot wisselstroommotore, die gemiddelde vierkantwortelwaarde van die simmetriese stroom wat deur 'n motor verbruik word wanneer dit aangedryf word volgens die geraamde spanning daarvan met die aansitter in aansitposisie en die rotor gesluit;

"motorlas totaal aangeskakel" die somtotaal van die kW-vermoë van al die afsonderlike motore wat by 'n installasie aangesluit is;

"motorvermoë" die maksimum aanhoudende kW-lewering van 'n motor soos vermeld op die vervaardiger se kenplaatjie;

"munisipaliteit" beteken die Breërivier/Wynland Munisipaliteit, 'n munisipaliteit ingestel ingevolge wetgewing, of enige regsentiteit behoorlik deur die Breërivier/Wynland Munisipaliteit gemagtig om 'n elektrisiteitsdiens binne die jurisdiksie van die Breërivier Wynland Munisipaliteit te voorsien;

"nakomingsertifikaat" 'n sertifikaat wat ingevolge die Regulasies ten opsigte van 'n elektriese installasie of gedeelte van 'n elektriese

- (iii) if the Municipality is unable to determine who such person is, the person who is entitled to the beneficial use of such property,

shall be deemed to be the owner thereof to the exclusion of the person in whom is vested the legal title thereto;

"point of consumption" means a point of consumption as defined in the Regulations;

"point of metering" means the point at which the consumer's consumption of electricity is metered and which may be at the point of supply or at any other point on the distribution system of the Municipality or the electrical installation of the consumer, as specified by the Municipality or any duly authorised official of the Municipality; provided that it shall meter all of, and only, the consumer's consumption of electricity;

"point of supply" means the point determined by the Municipality or any duly authorised official of the Municipality at which electricity is supplied to any premises by the Municipality;

"premises" means any land or any building or structure above or below ground level and includes any vehicle, aircraft or vessel;

"prepayment meter" means a meter that can be programmed to allow the flow of pre-purchased amounts of energy in an electrical circuit;

"Regulations" means Regulations made in terms of the Occupational Health and Safety Act, 1993 (Act 85 of 1993), as amended;

"safety standard" means the Code of Practice for the Wiring of Premises SANS 10142-1 incorporated in the Regulations;

"service connection" means all cables and equipment required to connect the supply mains to the electrical installation of the consumer at the point of supply;

"service protective device" means any fuse or circuit breaker installed for the purpose of protecting the Municipality's equipment from overloads or faults occurring on the installation or on the internal service connection;

"standby supply" means an alternative electricity supply not normally used by the consumer;

"supply mains" means any part of the Municipality's electricity network;

"tariff" means the Municipality's tariff of charges for the supply of electricity, and

"token" means the essential element of a prepayment metering system used to transfer information from a point of sale for electricity credit to a prepayment meter and *vice versa*;

"voltage" means the root-mean-square value of electrical potential between two conductors.

2. **Other terms**—All other terms used in this by-law shall, unless the context otherwise requires, have the meaning assigned thereto in the Electricity Act, 1987 (Act 41 of 1987), as amended, or the Occupational Health and Safety Act, 1993 (Act 85 of 1993), as amended.
3. **Headings and titles**—The headings and titles in this by-law shall not affect the construction thereof.

CHAPTER 2

GENERAL CONDITIONS OF SUPPLY

4. **Provision of Electricity Services**—Only the Municipality shall supply or contract for the supply of electricity within the jurisdiction of the Municipality.
5. **Supply by agreement**—No person shall use or be entitled to use an electricity supply from the Municipality unless or until such person shall have entered into an agreement in writing with the Municipality.

installasie deur 'n geakkrediteerde persoon uitgereik word;

"okkupeerder" met betrekking tot 'n perseel—

- (a) iemand wat sodanige perseel werklik okkupeer;
- (b) iemand wat wetlik daarop geregtig is om sodanige perseel te okkupeer;
- (c) in geval van sodanige perseel wat onderverdeel is en wat aan loseerders of verskillende huurders verhuur word, die persoon wat die huurgeld ontvang wat deur sodanige loseerders of huurders betaalbaar is, hetsy vir sy of haar eie rekening of as agent vir iemand wat daarop geregtig is of belang daarby het, of
- (d) iemand wat by die beheer of bestuur van sodanige perseel betrokke is, en behels ook die agent van sodanige persoon wanneer hy of sy nie in die Republiek aanwesig is, of as sy of haar verblyfplek onbekend is;

"perseel" enige grond of enige struktuur bo of benede grondvlak en behels ook enige voertuig, vliegtuig of vaartuig;

"Regulasies" die Regulasies opgestel ingevolge die Wet op Beroepsgesondheid en -Veiligheid, 1993 (Wet 85 van 1993), soos gewysig;

"spanning" die gemiddelde vierkantswortelwaarde van elektriese potensiaal tussen twee geleiers;

"tarief" die munisipaliteit se gelde gehef vir die voorsiening van elektrisiteit;

"toepaslike standaardspesifikasie" die standaardspesifikasie soos gelys in Bylae 2 aangeheg aan hierdie verordening;

"veiligheidsstandaard" die Gebruikskode vir die Bedrading van Persele SANS 10142-1 geïnkorporeer in die Regulasies;

"verbruiker", met betrekking tot 'n perseel—

- (i) enige okkupeerder daarvan of enige ander persoon met wie die munisipaliteit ooreengekom het om elektrisiteit daar te voorsien of dit inderdaad daar voorsien; of
- (ii) indien sodanige perseel nie bewoon word nie, iemand wat 'n geldige bestaande ooreenkoms met die munisipaliteit het vir die voorsiening van elektrisiteit aan sodanige perseel, of
- (iii) indien daar geen sodanige persoon of okkupeerder is nie, die eienaar van die perseel;

"verbruikspunt" 'n verbruikspunt soos omskryf in die Regulasies;

"voorsieningspunt" die punt soos bepaal deur die munisipaliteit of enige ander behoorlik gemagtigde amptenaar van die munisipaliteit vanwaar elektrisiteit aan enige perseel deur die munisipaliteit voorsien word;

2. **Ander uitdrukkings**—Alle ander uitdrukkings wat in hierdie verordening gebruik word, het, tensy die samehang andersins vereis, dieselfde betekenis wat daaraan geheg word in die Elektrisiteitswet (Wet 41 van 1987), soos gewysig, of die Wet op Beroepsgesondheid en -Veiligheid, 1993 (Wet 85 van 1993), soos gewysig.
3. **Opskrifte en titels**—Die opskrifte en titels in hierdie verordening beïnvloed nie die uitleg daarvan nie.

HOOFSTUK 2

ALGEMENE VOORWAARDES VIR VOORSIENING

4. **Voorsiening van elektrisiteitsdienste**—Slegs die munisipaliteit mag elektrisiteit voorsien of 'n ooreenkoms aangaan om elektrisiteit binne die munisipaliteit se jurisdiksie te voorsien.
5. **Voorsiening volgens ooreenkoms**—Niemand mag gebruik maak of voortgaan om gebruik te maak van 'n toevoer van elektrisiteit van die munisipaliteit nie, tensy of totdat sodanige persoon 'n

pality for such supply, and such agreement together with the provisions of this by-law shall in all respects govern such supply. If a person uses an electricity supply without entering into an agreement he/she shall be liable for the cost of electricity used as stated in section 44 of this by-law.

6. Service of notice—

- (1) Any notice or other document that is served on any person in terms of this by-law is regarded as having been served—
 - (a) when it has been delivered to that person personally;
 - (b) when it has been left at that person's place of residence or business in the Republic with a person apparently over the age of sixteen years;
 - (c) when it has been posted by registered or certified mail to that person's last known residential or business address in the Republic and an acknowledgement of the posting thereof from the postal service is obtained;
 - (d) if that person's address in the Republic is unknown, when it has been served on that person's agent or representative in the Republic in the manner provided by paragraphs (a), (b) or (c); or
 - (e) if that person's address and agent or representative in the Republic is unknown, when it has been posted in a conspicuous place on the property or premises, if any, to which it relates.
- (2) When any notice or other document must be authorised or served on the owner, occupier or holder of any property or right in any property, it is sufficient if that person is described in the notice or other document as the owner, occupier or holder of the property or right in question, and it is not necessary to name that person.
- (3) Any legal process is effectively and sufficiently served on the Municipality when it is delivered to the municipal manager or a person in attendance at the municipal manager's office.

7. Compliance with notices—Any person on whom a notice duly issued or given under this by-law is served shall, within the time specified in such notice, comply with its terms.

8. Application for supply—

- (1) Application for the supply of electricity shall be made in writing by the prospective consumer on the prescribed form obtainable at the office of the Municipality, and the estimated load, in kVA, of the installation, shall be stated therein. Such application shall be made as early as possible before the supply of electricity is required in order to facilitate the work of the Municipality.
- (2) An application for an electricity supply for a period of less than one year shall be regarded as an application for a temporary supply of electricity and shall be considered at the discretion of the Municipality or any duly authorised official of the Municipality, which may specify any special conditions to be satisfied in such case.

9. Processing of requests for supply—Applications for the supply of electricity will be processed and the supply made available within the periods stipulated in NRS 047.

10. Way leaves—

- (1) The Municipality may refuse to lay or erect a service connection above or below ground on any thoroughfare or land not vested in the Municipality or on any private property, unless and until the prospective consumer shall

skriftelike ooreenkoms met die munisipaliteit vir sodanige toevoer aangegaan het, en sodanige toevoer word in alle opsigte deur sodanige ooreenkoms saam met die bepalinge van hierdie verordening beheer. As 'n persoon 'n toevoer van elektrisiteit verbruik sonder om 'n ooreenkoms aan te gaan, is hy/sy aanspreeklik vir die koste van die elektrisiteit soos uiteengesit in artikel 44 van hierdie verordening.

6. Betekening van kennisgewing—

- (1) Enige kennisgewing of ander dokument word geag as aan iemand beteken te wees wanneer dit ingevolge hierdie verordening aan iemand beteken is indien—
 - (a) dit persoonlik by daardie persoon afgelewer is;
 - (b) dit by daardie persoon se woonplek of sakeonderneming in die Republiek gelaat is by 'n persoon wat klaarblyklik ouer as sesien jaar is;
 - (c) dit per geregistreerde of gesertifiseerde pos na daardie persoon se laaste bekende woonadres of sakeadres in die Republiek gepegs is en 'n erkenning dat dit gepegs is van die posdiens verkry is;
 - (d) indien daardie persoon se adres in die Republiek onbekend is, wanneer dit op daardie persoon se agent of verteenwoordiger in die Republiek beteken word op 'n manier bepaal in paragrawe (a), (b) of (c); of
 - (e) daardie persoon se adres en agent of verteenwoordiger in die Republiek onbekend is, wanneer dit op 'n opsigtelike plek gepegs is op die eiendom of perseel, indien enige, waarmee dit verband hou.
- (2) Wanneer enige kennisgewing of ander dokument gemagtig of beteken word op die eienaar, okkuperder of houer van enige eiendom of regte in enige eiendom, is dit voldoende as daardie persoon in die kennisgewing of ander dokument beskryf word as die eienaar, okkuperder of houer van die eiendom of betrokke reg, en is dit nie nodig om daardie persoon se naam te verstrek nie.
- (3) Enige regsproses is doeltreffend en voldoende aan die munisipaliteit beteken as dit by die munisipale bestuurder se kantoor afgelewer word of by 'n persoon wat by die munisipale bestuurder se kantoor ter beskikking is.

7. Nakoming van kennisgewings—Iemand aan wie 'n kennisgewing wat behoorlik uitgereik of gegee is ingevolge hierdie verordening, beteken word, moet die bepalinge daarvan binne die tydperk wat daarin vermeld word, nakom.

8. Aansoek om voorsiening van elektrisiteit—

- (1) Aansoek om die voorsiening van elektrisiteit moet skriftelik deur die voornemende verbruiker op die voorgeskrewe vorm verkrygbaar by die kantoor van die munisipaliteit gedoen word en die installasie se geraamde las in kVA moet op die aansoek vermeld word. Sodanige aansoek moet gerig word so gou as moontlik voor die toevoer verlang word ten einde die werk van die munisipaliteit te vergemaklik.
- (2) 'n Aansoek om voorsiening van elektrisiteit vir 'n tydperk van minder as 'n jaar word beskou as 'n aansoek om 'n tydelike voorsiening van elektrisiteit en word oorweeg na goeddunke van die munisipaliteit of enige behoorlik gemagtigde amptenaar van die munisipaliteit wat enige spesiale voorwaardes mag stel wat in sodanige geval nagekom moet word.

9. Verwerking van aansoeke om voorsiening—Aansoeke om die voorsiening van elektrisiteit word verwerk en die toevoer beskikbaar gestel binne die tydperke soos in NRS 047 aangedui.

10. Deurgangsregte—

- (1) Die munisipaliteit kan weier om 'n diensaansluiting bo of onder die grond op te rig of te lê op enige deurgang wat nie onder berusting van die munisipaliteit is nie of op enige private eiendom, tensy en totdat die voornemende verbruiker die

have obtained and deposited with the Municipality written permission granted by the owner of the said private property or by the person in whom is vested the legal title to the land or thoroughfare as aforesaid exists, as the case may be, authorising the laying or erection of a service connection thereon.

- (2) If such permission is withdrawn at any time or if the aforesaid private property or thoroughfare changes ownership and the new owner refuses to grant or continue such permission, the cost of any alteration required to be made to a service connection in order that the supply of electricity may be continued, and of any removal thereof which may become necessary in the circumstances, shall be borne by the consumer to whose premises the supply of electricity is required to be continued.

11. Statutory servitude—

- (1) Subject to the provisions of subsection (3) the Municipality may within its municipal area:
- (a) provide, establish and maintain electricity services;
 - (b) acquire, construct, lay, extend, enlarge, divert, maintain, repair, discontinue the use of, close up and destroy electricity supply mains;
 - (c) construct, erect or lay any electricity supply main on, across, through, over or under any street or immovable property and the ownership of any such main shall vest in the Municipality;
 - (d) do any other thing necessary or desirable for or incidental, supplementary or ancillary to any matter contemplated by paragraphs (a) to (c).
- (2) If the Municipality constructs, erects or lays any electricity supply main on, across, through, over or under any street or immovable property not owned by the Municipality or under the control of or management of the Municipality it shall pay to the owner of such street or property compensation in an amount agreed upon by such owner and the Municipality or, in the absence of agreement, as determined either by arbitration or a court of law.
- (3) The Municipality shall, before commencing any work other than repairs or maintenance on or in connection with any electricity supply main on immovable property not owned by the Municipality or under the control or management of the Municipality, give the owner or occupier of such property reasonable notice of the proposed work and the date on which it proposes to commence such work.

12. Right of admittance to inspect, test and/or do maintenance work—

- (1) The Municipality shall, through its employees, contractors and their assistants and advisers, have access to or over any property for the purposes of—
- (a) doing anything authorised or required to be done by the Municipality under this by-law or any other law;
 - (b) inspecting and examining any service mains and anything connected therewith;
 - (c) enquiring into and investigating any possible source of electricity supply or the suitability of immovable property for any work, scheme or undertaking of the Municipality and making any necessary survey in connection therewith;
 - (d) ascertaining whether there is or has been a contravention of the provisions of this by-law or any other law, and
 - (e) enforcing compliance with the provisions of this by-law or any other law.

skriftelike toestemming verkry het van die eienaar van die genoemde private eiendom of van die persoon by wie die regstiel van die grond berus waarop enige sodanige deurgang soos bogemeld, bestaan, na gelang van die geval, en dit by die munisipaliteit ingedien het, waardeur magtiging vir die lê of oprigting van 'n diensaansluiting daarop verleen word.

- (2) As sodanige toestemming op enige tydstop teruggetrek word of as die bogemelde private eiendom of deurgang in ander hande oorgaan en die nuwe eienaar weier om sodanige toestemming te verleen of te laat voortduur, moet die koste van enige verandering wat aan die diensaansluiting aangebring moet word ten einde die toevoer van elektrisiteit in stand te hou, en van die verwydering daarvan wat onder omstandighede nodig mag wees, deur die verbruiker van die perseel waarna die toevoer voortgesit word, gedra word.

11. Statutêre serwituut—

- (1) Onderworpe aan die bepalings van subartikel (3) mag die munisipaliteit binne sy munisipale gebied:
- (a) elektrisiteitsdienste voorsien, vestig en in stand hou;
 - (b) hoofleiding vir elektrisiteit verkry, oprig, lê, verleng, vergroot, omlei, in stand hou, herstel, die verbruik beëindig, sluit en vernietig;
 - (c) enige hoofleiding vir elektrisiteit aanlê, oprig of lê op, oor, deur, bo of onder enige straat of onroerende eiendom en die eienaarskap van enige sodanige hoofleiding moet by die munisipaliteit berus;
 - (d) enigiets anders doen wat nodig of wenslik is vir of bykomstig of aanvullend tot of ondergeskik aan enige saak behoudens paragrawe (a) tot (c).
- (2) Indien die munisipaliteit enige hoofleiding vir elektrisiteit aanlê, oprig of lê op, oor, deur, bo of onder enige straat of onroerende eiendom wat nie aan die munisipaliteit behoort of nie deur die munisipaliteit beheer of bestuur word nie, betaal die munisipaliteit die eienaar van sodanige straat of eiendom vergoeding volgens 'n bedrag waaroor die eienaar en die munisipaliteit ooreengekom het of, by afwesigheid van 'n ooreenkoms, soos of deur arbitrasie of deur 'n geregshof bepaal.
- (3) Die munisipaliteit, voordat dit begin met enige werk behalwe herstelwerk of instandhouding aan of in verband met enige toevoer van elektrisiteit op onroerende eiendom wat nie aan die munisipaliteit behoort nie, gee die eienaar of okkupeerder van sodanige eiendom redelike kennis van die voorgestelde werk en die datum waarop die munisipaliteit beoog om met sodanige werk te begin.

12. Reg van toegang om inspeksie te doen, te toets en/of instandhoudingswerk te doen—

- (1) Die munisipaliteit, deur sy werknemers, kontrakteurs en hul assistente en adviseurs, het toegang tot en oor enige eiendom ten einde:
- (a) enigiets te doen wat gemagtig is of vereis word om deur die munisipaliteit ingevolge hierdie verordening of enige ander wet gedoen te word;
 - (b) enige dienshoofleiding en enigiets wat daarmee verband hou te inspekteer en te ondersoek;
 - (c) navraag te doen oor enige moontlike bron van toevoer van elektrisiteit of die geskiktheid van onroerende eiendom vir enige skema of onderneming van die munisipaliteit, en enige nodige opname in verband daarmee te doen;
 - (d) vasstel of daar enige oortreding van die bepalings van hierdie verordening of enige ander wet is of was, en
 - (e) nakoming van die bepalings van hierdie verordening of enige ander wet af te dwing.

- (2) The Municipality shall pay to any person suffering damage as a result of the exercise of the right of access contemplated by subsection (1), except where the Municipality is authorised to execute on the property concerned any work at the cost of such person or some other person or to execute on such property any work and recover the cost thereof from such person or some other person, compensation in such amount as may be agreed upon by the Municipality and such person or, in the absence of agreement, as may be determined by arbitration or court of law.
- (3) An employee of the Municipality authorised thereto by such Municipality may, by notice in writing served on the owner or occupier of any property, require such owner or occupier to provide, on the day and at the hour specified in such notice, access to such property to a person and for a purpose referred to in subsection (1).
- (4) The Municipality may gain access to or over any property without notice and may take whatever action as may, in its opinion, be necessary or desirable in consequence of the existence of a state of war or the occurrence of any calamity, emergency or disaster.
- 13. Refusal or failure to give information**—No person shall refuse or fail to give such information as may be reasonably required of him/her by any duly authorised official of the Municipality or render any false information to any such official regarding any electrical installation work completed or contemplated.
- 14. Refusal of admittance**—No person shall wilfully hinder, obstruct, interfere with or refuse admittance to any duly authorised official of the Municipality in the performance of his duty under this by-law or of any duty connected therewith or relating thereto.
- 15. Improper use**—If the consumer uses the electricity for any purpose or deals with the electricity in any manner which the Municipality has reasonable grounds for believing interferes in an improper or unsafe manner or is calculated to interfere in an improper or unsafe manner with the efficient supply of electricity to any other consumer, the Municipality may, with or without notice, disconnect the electricity supply but such supply shall be restored as soon as the cause for the disconnection has been permanently remedied or removed. The fee as prescribed by the Municipality for the disconnection and reconnection shall be paid by the consumer before the electricity supply is restored, unless it can be shown that the consumer did not use or deal with the electricity in an improper or unsafe manner.
- 16. Electricity tariffs and fees**—Copies of charges and fees may be obtained free of charge at the offices of the Municipality.
- 17. Deposits**—The Municipality reserves the right to require the consumer to deposit a sum of money as security in payment of any charges which are due or may become due to the Municipality. The amount of the deposit in respect of each electricity installation shall be determined by the Municipality, and each such deposit may be increased if the Municipality deems the deposit held to be inadequate. Such deposit shall not be regarded as being in payment or part payment of any accounts due for the supply of electricity for the purpose of obtaining any discount provided for in the electricity tariff referred to in this by-law. On cessation of the supply of electricity, the amount of such deposit, free of any interest, less any payments due to the Municipality shall be refunded to the consumer.
- 18. Payment of charges**—
- (1) The consumer shall be liable for all charges listed in the prescribed tariff for the electricity service as approved by the Municipality. A copy of the prescribed tariff is obtainable free of charge from the Municipality.
- (2) All accounts shall be deemed to be payable when issued by the Municipality and each account shall, on its face, reflect the due date and a warning indicating that the supply of electricity may be disconnected should the charges in respect of such supply remain unpaid after the due date.
- (2) Die munisipaliteit betaal aan iemand wat skade gelyk het as gevolg van die uitoefening van die reg van toegang ingevolge subartikel (1), behalwe waar die munisipaliteit gemagtig is om op die betrokke eiendom enige werk te verrig op die koste van sodanige persoon of enige ander persoon, skadevergoeding ten bedrae van 'n bedrag waarop die munisipaliteit en sodanige persoon ooreengekom het of, as daar nie 'n ooreenkoms aangegaan is nie, soos deur arbitrasie of 'n geregshof bepaal kan word.
- (3) 'n Werknemer van die munisipaliteit wat deur sodanige munisipaliteit daartoe gemagtig is, kan deur 'n skriftelike kennisgewing aan die eienaar of okkupeerder van enige eiendom te beteken, van sodanige eienaar of okkupeerder vereis om op die dag en uur soos in sodanige kennisgewing aangedui, toegang tot sodanige eiendom aan 'n persoon en vir 'n doel soos beoog in subartikel (1) te verskaf.
- (4) Die munisipaliteit kry sonder kennisgewing toegang tot en oor enige eiendom en kan op enige wyse optree soos wat, volgens sy mening, nodig of wenslik is as daar 'n staat van oorlog is, of enige ramp, noodtoestand of rampspoed voorkom.
- 13. Weiering of versuim om inligting te verstrek**—Niemand kan weier of versuim om sodanige inligting te verstrek wat 'n behoorlik gemagtigde amptenaar van die munisipaliteit redelikerwys van hom of haar verlang nie, of vals inligting aan enige sodanige amptenaar verstrek insake enige installasiewerk wat voltooi is of beoog word nie.
- 14. Weiering van toegang**—Niemand mag enige behoorlik gemagtigde amptenaar van die munisipaliteit in die uitvoering van sy of haar pligte ingevolge hierdie verordening of van enige pligte wat daarmee verband hou of in verband daarmee staan nie opsetlik hinder, belemmer, in die pad staan of toegang weier nie.
- 15. Onbehoorlike verbruik**—As die munisipaliteit redelike gronde het om te glo dat die verbruiker die elektrisiteit vir enige doel of op enige wyse gebruik wat op 'n onbehoorlike en onveilige wyse inmeng of daarop bereken is om op 'n onbehoorlike en onveilige wyse in te meng met die doeltreffende voorsiening van elektrisiteit aan enige verbruiker, kan die munisipaliteit met of sonder kennisgewing sodanige toevoer afsluit, maar sodanige toevoer word weer herstel sodra die oorsaak van die afsluiting permanent reggestel of verwyder is. Die verbruiker betaal die gelde soos deur die munisipaliteit voorgeskryf vir die afsluiting en aansluiting voor die toevoer van elektrisiteit herstel word, tensy dit bewys kan word dat die verbruiker nie die elektrisiteit op 'n onbehoorlike of onveilige wyse verbruik of hanteer het nie.
- 16. Elektrisiteitstariewe en -gelde**—Afskrifte van heffings en gelde is gratis by die munisipaliteit se kantore verkrygbaar.
- 17. Deposito's**—Die munisipaliteit behou die reg voor om te vereis dat die verbruiker 'n som geld deponeer as sekuriteit vir die betaling van enige gelde wat aan die munisipaliteit betaalbaar of is of betaalbaar kan word. Die bedrag van die deposito ten opsigte van elke elektrisiteitinstallasie word deur die munisipaliteit bepaal en elke sodanige deposito kan verhoog indien dit na die munisipaliteit se mening onvoldoende is. Sodanige deposito word nie beskou as betaling of gedeeltelike betaling van enige rekening betaalbaar vir die voorsiening van elektrisiteit met die doel om enige afslag te kry ooreenkomstig die elektrisiteitstariewe gemeld in hierdie verordening nie. By beëindiging van die toevoer van elektrisiteit word die bedrag van sodanige deposito rentevry en min enige betalings aan die munisipaliteit verskuldig, aan die verbruiker terugbetaal.
- 18. Betaling van gelde**—
- (1) Die verbruiker is aanspreeklik vir alle gelde aangedui in die voorgeskrewe tariewe vir die elektrisiteitsdiens soos deur die munisipaliteit goedgekeur. 'n Afskrif van die voorgeskrewe tariewe is gratis by die munisipaliteit verkrygbaar.
- (2) Alle rekeninge word geag betaalbaar te wees wanneer dit deur die munisipaliteit uitgereik word, en die betaaldatum moet op die voorkant van die elke rekening verskyn asook 'n waarskuwing wat aandui dat die toevoer van elektrisiteit afgesluit kan word indien die gelde ten opsigte van sodanige toevoer nie betaal is na die betaaldatum nie.

- (3) An error or omission in any account or failure to render an account shall not relieve the consumer of his obligation to pay the correct amount due for electricity supplied to the premises and the onus shall be on the consumer to satisfy himself/herself that the account rendered is in accordance with the prescribed tariff of charges in respect of electricity supplied to the premises.
- (4) Where a duly authorised official of the Municipality has visited the premises for the purpose of disconnecting the supply of electricity in terms of subsection (2) and he/she is obstructed or prevented from effecting such disconnection, the prescribed fee shall become payable for each visit necessary for the purpose of such disconnection.
- (5) After disconnection for non-payment of an account, the prescribed fees and any amounts due for electricity consumed shall be paid before the electricity supply is reconnected.
- 19. Interest on overdue accounts—**The Municipality may charge interest on accounts which are not paid by the due date appearing on the account, at an interest rate as approved by the Municipality from time to time.
- 20. Principles for the resale of electricity—**
- (1) Unless otherwise authorised by the Municipality, no person shall sell or supply electricity, supplied to his/her premises under an agreement with the Municipality, to any other person or persons for use on any other premises, or permit or suffer such resale or supply to take place. If electricity is resold for use upon the same premises, the electricity resold shall be measured by a sub meter of a type which has been approved by Standards South Africa and supplied, installed and programmed in accordance with the standards of the Municipality.
- (2) The tariff, rates and charges at which and the conditions of sale under which electricity is thus resold shall not be less favourable to the purchaser than those that would have been payable and applicable had the purchaser been supplied directly with electricity by the Municipality. Every reseller shall furnish the purchaser with monthly accounts that are at least as detailed as the relevant billing information details provided by the Municipality to its electricity consumers.
- 21. Right to disconnect supply—**
- (1) The Municipality shall have the right to disconnect the supply of electricity to any premises if the person liable to pay for such supply fails to pay any charge due to the Municipality in connection with any supply of electricity which he/she may at any time have received from the Municipality in respect of such premises, or, where any of the provisions of this by-law and/or the Regulations are being contravened, provided the Municipality has given the person 14 (fourteen) days notice to remedy his/her default and the person has failed to remedy such default after notice has been given, or, in the case of a grave risk to person or property, or as envisaged in terms of section 26 of this by-law, without notice. After disconnection for non-payment of accounts or the improper or unsafe use of electricity, the fee as prescribed by the Municipality shall be paid.
- (2) In the case where an installation has been illegally reconnected on a consumer's premises after having been previously legally disconnected by the Municipality, or in the case where the Municipality's electrical equipment has been tampered with to prevent the full registration of consumption by the meter, the electricity supply may be physically removed from those premises.
- 22. Non-liability of the Municipality—**The Municipality shall not be liable for any loss or damage, direct or consequential, suffered or sustained by a consumer as a result of or arising from the cessation, interruption or any other abnormality of the supply of electricity, unless caused by negligence on the part of the Municipality.
- (3) Enige fout of weglating in enige rekening of versuim om 'n rekening te lewer, onthef nie die verbruiker van sy of haar verpligting om die regte bedrag te betaal verskuldig vir die elektrisiteit wat aan die perseel voorsien is nie, en die onus rus op die verbruiker om hom of haar daarvan te vergewis dat die rekening wat gelewer is, ooreenkomstig die voorgeskrewe tariewe van gelde is ten opsigte van elektrisiteit aan die perseel voorsien.
- (4) Waar 'n behoorlik gemagtigde amptenaar van die munisipaliteit die perseel besoek met die doel om die toevoer van elektrisiteit af te sluit ingevolge subartikel (2) en hy of sy word op enige wyse verhinder of verhoed om die afsluiting te bewerkstellig, is die voorgeskrewe gelde betaalbaar vir elke besoek wat nodig is om sodanige afsluiting te bewerkstellig.
- (5) Nadat die elektrisiteit afgesluit is weens die wanbetaling van 'n rekening, is die voorgeskrewe gelde en enige bedrae verskuldig vir elektrisiteit wat verbruik is, betaalbaar voordat die toevoer van elektrisiteit weer aangesluit kan word.
- 19. Rente op agterstallige rekening—**Die munisipaliteit kan rente hef op rekeninge wat nie betaal is teen die betaaldatum soos dit op die rekening verskyn nie, teen 'n rentekoers wat van tyd tot tyd deur die munisipaliteit goedgekeur word.
- 20. Beginsels vir die herverkoop van elektrisiteit—**
- (1) Tensy anders skriftelik deur die munisipaliteit gemagtig, mag niemand elektrisiteit wat volgens 'n ooreenkoms met die munisipaliteit aan sy of haar perseel voorsien word, aan enige ander persoon verkoop of voorsien vir verbruik op ander persele nie, of toelaat of duld dat sodanige herverkoop of voorsiening plaasvind nie. As elektrisiteit herverkoop word vir verbruik op dieselfde perseel, word die elektrisiteit deur 'n submeter gemeet van die soort wat deur Standaarde Suid Afrika voorsien, geïnstalleer en geprogrammeer word ooreenkomstig die munisipaliteit se standarde.
- (2) Die tariewe, gelde en bedrae waarteen en die verkoopvoorwaardes ingevolge waarvan die elektrisiteit dus herverkoop word, is nie minder gunstiger vir die koper as daardie wat betaalbaar en van toepassing sou wees indien die munisipaliteit elektrisiteit direk aan die koper voorsien nie. Elke herverkoper verskaf aan die koper maandelikse state wat ten minste net soveel besonderhede bevat as die tersaaklike besonderhede oor rekeninginligting wat die munisipaliteit aan sy elektrisiteitverbruikers verskaf.
- 21. Reg om die toevoer van elektrisiteit af te sluit—**
- (1) Die raad het die reg om die toevoer van elektrisiteit na enige perseel af te sluit indien die persoon wat aanspreeklik is vir die betaling van sodanige toevoer, in gebreke bly om enige bedrag wat aan die munisipaliteit verskuldig is in verband met enige toevoer wat hy of sy te eniger tyd van die raad ontvang het ten opsigte van enige perseel, of waar enige van die bepalinge van hierdie verordening en/of Regulasies oortree word, met dien verstande dat die munisipaliteit die persoon 14 (veertien) dae kennis gee om sy of haar fout reg te stel en die persoon versuim om sodanige fout reg te stel nadat kennis gegee is, of in die geval van ernstige gevaar vir persoon of eiendom, of ingevolge artikel 26 van hierdie verordening, sonder kennisgewing. Nadat die toevoer van elektrisiteit weens wanbetaling van rekeninge of die onbehoorlike en onveilige verbruik van elektrisiteit afgesluit is, moet die voorgeskrewe gelde aan die munisipaliteit betaal word.
- (2) Indien 'n installasie op die verbruiker se perseel ongemagtig herangesluit word nadat dit voorheen regmatig deur die munisipaliteit afgesluit is, of indien daar met die munisipaliteit se elektriese toerusting gepeuter word om te verhoed dat die meter die volle verbruik registreer, kan die toevoer van elektrisiteit fisiek van daardie perseel verwyder word.
- 22. Nie-aanspreeklikheid van die munisipaliteit—**Die munisipaliteit is nie aanspreeklik vir enige regstreekse of daaruit voortspruitende verlies of skade wat deur die verbruiker gely of opgedoen word as gevolg van of voortspruitend uit die beëindiging en onderbreking van of enige ander abnormaliteit aan die toevoer van elektrisiteit nie, tensy dit deur nalatigheid aan die kant van die munisipaliteit veroorsaak is.

- 23. Leakage of electricity**—Under no circumstances shall any rebate be allowed on the account for electricity supplied and metered in respect of electricity wasted owing to leakage or any other fault in the electrical installation.
- 24. Failure of supply**—The Municipality does not undertake to attend to a failure of supply of electricity due to a fault in the electrical installation of the consumer, except when such failure is due to the operation of the service protective device of the Municipality. When any failure of supply of electricity is found to be due to a fault in the electrical installation of the consumer or to the faulty operation of apparatus used in connection therewith, the Municipality shall have the right to charge the consumer the fee as prescribed by the Municipality for each restoration of the supply of electricity in addition to the cost of making good or repairing any damage which may have been done to the service main and meter by such fault or faulty operation as aforesaid.
- 25. Seals of the Municipality**—The meter, service protective devices and all apparatus belonging to the Municipality shall be sealed or locked by a duly authorised official of the Municipality, and no person not being an official of the Municipality duly authorised thereto shall in any manner or for any reason whatsoever remove, break, deface, or tamper or interfere with such seals or locks.
- 26. Tampering with service connection or supply mains—**
- (1) No person shall in any manner or for any reason whatsoever tamper or interfere with any meter or metering equipment or service connection or service protective device or supply mains or any other equipment of the Municipality.
 - (2) Where prima facie evidence exists of a consumer and/or any person having contravened subsection (1), the Municipality shall have the right to disconnect the supply of electricity immediately and without prior notice to the consumer. The person shall be liable for all fees and charges levied by the Municipality for such disconnection.
 - (3) Where a consumer and/or any person has contravened subsection (1) and such contravention has resulted in the meter recording less than the true consumption, the Municipality shall have the right to recover from the consumer the full cost of his estimated consumption.
- 27. Protection of Municipality's supply mains—**
- (1) No person shall, except with the consent of the Municipality and subject to such conditions as may be imposed—
 - (a) construct, erect or lay, or permit the construction, erection or laying of any building, structure or other object, or plant trees or vegetation over or in such a position or in such a manner as to interfere with or endanger the supply mains;
 - (b) excavate, open up or remove the ground above, next to, under or near any part of the supply mains;
 - (c) damage, endanger, remove or destroy, or do any act likely to damage, endanger or destroy any part of the supply mains;
 - (d) make any unauthorised connection to any part of the supply mains or divert or cause to be diverted any electricity there from.
 - (e) The owner or occupier shall limit the height of trees or length of projecting branches in the proximity of overhead lines or provide a means of protection which in the opinion of the Municipality will adequately prevent the tree from interfering with the conductors should the tree or branch fall or be cut down. Should the owner fail to observe this provision the Municipality shall have the right, after prior written notification,
- 23. Lekkasie van elektrisiteit**—Onder geen omstandighede word enige korting op die rekening vir elektrisiteit wat voorsien en gemeet is, toegelaat ten opsigte van 'n vermorsing van elektrisiteit wat te wyte is aan 'n lekkasie of 'n ander fout in die elektriese installasie nie.
- 24. Onderbreking van toevoer**—Die munisipaliteit onderneem nie om aandag te skenk aan 'n onderbreking in die toevoer van elektrisiteit as dit as gevolg van 'n fout in die verbruiker se elektriese installasie is nie, behalwe wanneer sodanige onderbreking te wyte is aan die werking van die munisipaliteit se diensbeveiligingstoestel. Indien enige onderbreking van die toevoer van elektrisiteit die gevolg is van 'n fout in die verbruiker se elektriese installasie of van die gebrekkige werking van die appaarte wat in verband daarmee gebruik word, het die munisipaliteit die reg om die gelde van die verbruiker te verhaal soos voorgeskryf deur die munisipaliteit vir elke herstel van die toevoer van elektrisiteit bykomend tot die koste van die bywerk of herstel van enige skade wat aan die dienshoofleiding en -meter aangerig is deur sodanige fout of foutiewe werking soos bogemeld.
- 25. Seëls van die munisipaliteit**—Die meter, diensbeveiligingstoestelle en alle appaarte wat aan die munisipaliteit behoort, word deur 'n behoorlik gemagtigde amptenaar van die munisipaliteit verseël of gesluit en niemand wat nie 'n amptenaar van die munisipaliteit is wat behoorlik daartoe gemagtig is nie, mag op enige wyse of om enige rede hoegenaamd sodanige seëls of slotte verwyder, breek, skend, daaraan peuter om hom of haar daarmee bemoei nie.
- 26. Peuter met diensaansluiting of hoofleiding—**
- (1) Niemand mag op enige wyse of om enige rede hoegenaamd met enige meter, meettoerusting of dienshoofleiding of diensbeveiligingstoestel of hoofleiding van die munisipaliteit peuter of daarmee inmeng nie.
 - (2) Waar prima facie-bewys bestaan dat 'n verbruiker en/of iemand subartikel (1) oortree het, het die munisipaliteit die reg om die toevoer van elektrisiteit onmiddellik en sonder vooraf kennisgewing aan die verbruiker af te sluit. Die persoon is aanspreeklik vir alle gelde en koste wat deur die munisipaliteit vir sodanige afsluiting gehef word.
 - (3) Waar 'n verbruiker en/of iemand subartikel (1) oortree en sodanige oortreding lei daartoe dat die meter minder verbruik as die regte verbruik registreer, het die munisipaliteit die reg om die volle koste van sy of haar geraamde verbruik van die verbruiker te verhaal.
- 27. Beveiliging van die munisipaliteit se hoofleiding—**
- (1) Niemand mag, behalwe met die munisipaliteit se goedkeuring en onderworpe aan sodanige voorwaardes as wat opgelê is—
 - (a) enige konstruksie bou, oprig of lê of die oprigting of lê van enige gebou, struktuur of ander voorwerp toelaat, of bome en ander plantegroei oor of in sodanige posisie of op sodanige manier plant wat sal inmeng met of die hoofleiding of dit bedreig nie;
 - (b) enige deel van die hoofleiding uitgrawe, oopmaak of die grond bo, langsaan, onder of naby dit verwyder nie;
 - (c) enige deel van die hoofleiding beskadig, bedreig, verwyder of vernietig nie, of enige daad pleeg wat na alle waarskynlikheid die hoofleiding sal beskadig, bedreig of enige deel daarvan vernietig nie;
 - (d) enige ongemagtigde aansluiting aan enige deel van die hoofleiding maak of elektrisiteit daarvandaan omlei of veroorsaak dat dit omgelei word nie;
 - (e) Die eienaar of okkupeerder moet die hoogte van die bome of die lengte van die takke wat uitsteek naby bogrondse lyne beperk of 'n wyse van beveiliging verskaf wat volgens die munisipaliteit voldoende daarin slaag om te verhoed dat die boom met die geleiers inmeng as die boom omval of 'n tak breek of 'n tak afgesny word. Indien die eienaar versuim om hierdie bepaling na te kom, het die munisipaliteit die

or at any time in an emergency, to cut or trim the trees or other vegetation in such a manner as to comply with this provision and shall be entitled to enter the property for this purpose.

- (2) The Municipality may subject to obtaining an order of court demolish, alter or otherwise deal with any building, structure or other object constructed, erected or laid in contravention with this by-law.
 - (3) The municipality may in the case of an emergency or disaster remove anything damaging, obstructing or endangering or likely to damage, obstruct, endanger or destroy any part of the electrical distribution system.
- 28. Prevention of tampering with service connection or supply mains**—If the Municipality decides that it is necessary or desirable to take special precautions in order to prevent tampering with any portion of the supply mains, service connection or service protective device or meter or metering equipment, the consumer shall either supply and install the necessary protection or pay the costs involved where such protection is supplied by the Municipality.
- 29. Unauthorised connections**—No person other than a person specifically authorised thereto by the Municipality in writing shall directly or indirectly connect, attempt to connect or cause or permit to be connected any electrical installation or part thereof to the supply mains or service connection.
- 30. Unauthorised reconnections**—
- (1) No person other than a person specifically authorised thereto by the Municipality in writing shall reconnect, attempt to reconnect or cause or permit to be reconnected to the supply mains or service connection any electrical installation or installations which has or have been disconnected by the Municipality.
 - (2) Where the supply of electricity that has previously been disconnected is found to have been reconnected, the consumer using the supply of electricity shall be liable for all charges for electricity consumed between the date of disconnection and the date the electricity supply was found to be reconnected and any other charges raised in this regard. Furthermore, the Municipality reserves the right to remove part or all of the supply equipment until such time as payment has been received in full. In addition, the consumer will be responsible for all the costs associated with the reinstatement of such supply equipment.
- 31. Temporary disconnection and reconnection**—
- (1) The Municipality shall, at the request of the consumer, temporarily disconnect and reconnect the supply of electricity to the consumer's electrical installation upon payment of the fee as prescribed by the Municipality for each such disconnection and subsequent reconnection.
 - (2) In the event of the necessity arising for the Municipality to effect a temporary disconnection and reconnection of the supply of electricity to a consumer's electrical installation and the consumer is in no way responsible for bringing about this necessity, the Municipality shall waive payment of the fee hereinbefore referred to.
 - (3) The Municipality may only under exceptional circumstances temporarily disconnect the supply of electricity to any premises without notice, for the purpose of effecting repairs or carrying out tests or for any other legitimate purpose. In all other instances adequate notice shall be given.
- 32. Temporary supplies**—It shall be a condition of the giving of any temporary supply of electricity, as defined in this by-law, that, if such supply is found to interfere with the efficient and economical supply of electricity to other consumers, the Municipality shall have the right, with notice, or under exceptional circumstances without notice, to terminate such temporary supply at any time and,

reg. na vooraf skriftelike kennisgewing, of te eniger tyd in 'n noodgeval, om die bome of ander plantegroei af te sny of te snoei op so 'n wyse soos beoog in hierdie bepaling, en sal geregtig wees om die eiendom vir hierdie doel te betree.

- (2) Die munisipaliteit mag, onderworpe aan die verkryging van 'n hofbevel, enige gebou, struktuur of enige ander voorwerp wat strydig met hierdie verordening gebou, opgerig of gelê is, afbreek, verander of op enige ander wyse daarmee handel.
 - (3) Die munisipaliteit mag in 'n noodgeval of ramp enigiets verwyder wat enige deel van die elektrisiteitsverspreidingsstelsel beskadig, belemmer of bedreig of wat dit waarskynlik kan beskadig, belemmer, bedreig of vernietig.
- 28. Voorkoming van peuter met die diensaansluiting of hooftleiding**—Indien die munisipaliteit dit nodig of wenslik ag om spesiale voorsorgmaatreëls te tref om te verhoed dat daar aan enige deel van die hooftleiding, dienshooftleiding of diensbeveiligings-toestel of meter of meettoerusting gepeuter word, moet die verbruiker of die nodige beveiliging verskaf en installeer, of die betrokke koste betaal waar sodanige beveiliging deur die munisipaliteit verskaf word.
- 29. Ongemagtigde aansluitings**—Niemand behalwe 'n persoon wat spesifiek skriftelik deur die munisipaliteit daartoe gemagtig is nie sal regstreeks of onregstreeks enige elektriese installasie of deel daarvan by die hooftleiding of diensaansluiting kan aansluit, probeer aansluit of sodanige aansluiting veroorsaak of toelaat nie.
- 30. Ongemagtigde heraansluiting**—
- (1) Niemand behalwe 'n persoon spesifiek skriftelik deur die munisipaliteit daartoe gemagtig, mag enige elektriese installasie of installasies wat deur die munisipaliteit afgesluit is, weer by die hooftleiding of diensaansluiting heraansluit, probeer heraansluit of sodanige heraansluiting veroorsaak of toelaat nie.
 - (2) Wanneer daar gevind word dat die toevoer van elektrisiteit wat voorheen deur die munisipaliteit afgesluit is, weer aangesluit is, is die verbruiker wat die toevoer van elektrisiteit verbruik, aanspreeklik vir alle koste van die elektrisiteitsverbruik van die datum van afsluiting tot die datum toe daar gevind is dat die toevoer heraangesluit is, en ook vir enige ander koste wat in dié verband aangegaan is. Voorts behou die munisipaliteit die reg voor om enige deel van of al die toevoertoerusting te verwyder tot tyd en wyl volle betaling ontvang is. Die verbruiker is benewens dit ook verantwoordelik vir die koste wat met die herstel van sodanige toevoertoerusting gepaard gaan.
- 31. Tydelike afsluiting en heraansluiting**—
- (1) Die munisipaliteit moet op versoek van die verbruiker die toevoer van elektrisiteit na die verbruiker se elektriese installasie tydelik afsluit en dit weer heraansluit teen betaling van die gelde soos voorgeskryf deur die munisipaliteit vir elke afsluiting en daaropvolgende aansluiting.
 - (2) Indien die munisipaliteit genoodsaak word om die toevoer van elektrisiteit na 'n verbruiker se elektriese installasie tydelik af te sluit en weer aan te sluit en die verbruiker is geensins verantwoordelik vir die ontstaan van hierdie noodsaak nie, moet die munisipaliteit die verbruiker kwytskeld van betaling van die bogemelde gelde.
 - (3) Die munisipaliteit mag slegs onder buitengewone omstandighede die toevoer van elektrisiteit na enige perseel sonder kennisgewing tydelik afsluit ten einde herstelwerk te doen of toetse uit te voer of vir enige ander regmatige doel. In alle ander gevalle moet die nodige kennis gegee word.
- 32. Tydelike voorsiening van elektrisiteit**—Dit moet 'n voorwaarde wees vir enige tydelike voorsiening van elektrisiteit ingevolge hierdie verordening dat, indien daar gevind word dat sodanige voorsiening inbreuk maak op die doeltreffende en ekonomiese toevoer van elektrisiteit na ander verbruikers, die munisipaliteit die reg het om, met kennisgewing, of onder buitengewone

the Municipality shall not be liable for any loss or damage occasioned by the consumer by such termination.

33. **Temporary work**—Electrical installations requiring a temporary supply of electricity shall not be connected directly or indirectly to the supply mains except with the special permission in writing of the Municipality. Full information as to the reasons for and nature of such temporary work shall accompany the application for the aforesaid permission, and the Municipality may refuse such permission or may grant the same upon such terms and conditions as it may appear desirable and necessary.

34. **Load reduction**—

- (1) At times of peak load, or in an emergency, or when, in the opinion of the Municipality, it is necessary for any reason to reduce the load on the electricity supply system of the Municipality, the Municipality may without notice interrupt and, for such period as the Municipality may deem necessary, discontinue the electricity supply to any consumer's electrically operated thermal storage water heater or any specific appliance or the whole installation. The Municipality shall not be liable for any loss or damage directly or consequentially due to or arising from such interruption and discontinuance of the electricity supply.
- (2) The Municipality may install upon the premises of the consumer such apparatus and equipment as may be necessary to give effect to the provisions of subsection (1), and any duly authorised official of the Municipality may at any reasonable time enter any premises for the purpose of installing, inspecting, testing adjusting and/or changing such apparatus and equipment.
- (3) Notwithstanding the provisions of subsection (2), the consumer or the owner, as the case may be, shall, when installing an electrically operated water storage heater, provide such necessary accommodation and wiring as the Municipality may decide to facilitate the later installation of the apparatus and equipment referred to in subsection (2).

35. **Medium and low voltage switchgear and equipment**—

- (1) In cases where a supply of electricity is given at either medium or low voltage, the supply and installation of the switchgear, cables and equipment forming part of the service connection shall, unless otherwise approved by the Municipality or any duly authorised official of the Municipality, be paid for by the consumer.
- (2) In the case of a medium voltage supply of electricity, all such equipment shall be approved by any duly authorised official of the Municipality and installed by or under the supervision of any duly authorised official of the Municipality.
- (3) No person shall open, close, isolate, link or earth high or medium voltage switchgear or equipment without giving reasonable prior notice to the Municipality's Electrical Department.
- (4) All earthing and testing of medium voltage equipment linked to the Municipality's network shall be conducted by or under the supervision of an employee of the Municipality.
- (5) In the case of a low voltage supply of electricity, the consumer shall provide and install a low voltage main switch and/or any other equipment required by the Municipality or any duly authorised official of the Municipality.

36. **Substation accommodation**—The Municipality may, on such conditions as may be deemed fit by the Municipality or any duly authorised official of the Municipality, require the owner to provide and maintain accommodation which shall constitute a substation

omstandighede sonder kennisgewing, sodanige tydelike voorsiening te eniger tyd te beëindig en die munisipaliteit is nie aanspreeklik vir enige skade of verlies wat die verbruiker as gevolg van sodanige beëindiging mag ly nie.

33. **Tydlike werk**—Elektriese installasies wat 'n tydelike toevoer van elektrisiteit nodig het, mag nie sonder die spesiale skriftelike toestemming van die munisipaliteit regstreeks of onregstreeks by die hoofleiding aangesluit word nie. Volledige inligting oor die redes vir die aard van sodanige tydelike werk moet die aansoek om die bogemelde toestemming vergesel, en die munisipaliteit mag sodanige toestemming weier of verleen soos wat ooreenkomstig die voorwaardes wenslik of noodsaaklik blyk.

34. **Lasvermindering**—

- (1) Gedurende tye van spitslas, of in 'n noodgeval, of wanneer dit na die mening van die munisipaliteit om enige rede nodig is om die las op die munisipaliteit se elektrisiteitsvoorsieningstelsel te verminder, kan die munisipaliteit die voorsiening sonder kennisgewing onderbreek vir sodanige tydperk as wat die munisipaliteit nodig ag, en die toevoer van elektrisiteit na enige verbruiker se warmwatersilinder wat deur elektrisiteit verwarm word of na enige spesifieke toestel of die hele installasie beëindig. Die munisipaliteit is nie aanspreeklik vir enige verlies of skade wat regstreeks of gevolglik as gevolg van of voortspruitend uit sodanige onderbreking en beëindiging van die voorsiening van elektrisiteit ontstaan nie.
- (2) Die munisipaliteit kan sodanige apparaat en toerusting op die perseel van die verbruiker installeer as wat nodig geag word om gevolg te gee aan die bepalings van subartikel (1), en enige behoorlik gemagtigde amptenaar van die munisipaliteit kan op enige redelike tyd enige perseel betree met die doel om sodanige apparaat en toerusting te installeer, te inspekteer, te toets, te verstel en/of te verander.
- (3) Nieteenstaande die bepalings van subartikel (2) moet die verbruiker of eienaar, na gelang van die geval, wanneer hy of sy 'n watersilinder installeer wat deur elektrisiteit verwarm word, die nodige akkommodasie en bedrading ooreenkomstig die munisipaliteit se keuse verskaf ten einde die installasie van die apparaat en toerusting bedoel in subartikel (2) later te vergemaklik.

35. **Medium- en laespanningskakeltuig en -toerusting**—

- (1) In die gevalle van medium- of laespanningelektrisiteitsvoorsiening moet die verbruiker betaal vir die verskaffing en installasie van die skakeltuig, kables en toerusting wat deel van die diensaansluiting uitmaak, tensy dit andersins deur die munisipaliteit of enige behoorlik gemagtigde amptenaar van die munisipaliteit goedgekeur word.
- (2) In die gevalle van mediumspanningelektrisiteitsvoorsiening, moet al sodanige toerusting deur die munisipaliteit of enige behoorlik gemagtigde amptenaar van die munisipaliteit goedgekeur, en deur of onder die toesig van enige behoorlik gemagtigde amptenaar van die munisipaliteit geïnstalleer word.
- (3) Niemand mag mediumspanningskakeltuig of -toerusting oopmaak, toemaak, isoleer, koppel of aard sonder om vooraf redelike kennis aan die munisipale stelselbeheersentrum te gee nie.
- (4) Alle aarding of toetsing van mediumspanningskakeltuig wat aan die munisipaliteit se netwerk gekoppel is sal deur of onder die toesig van 'n werknemer van die munisipaliteit gedoen word.
- (5) In die geval van laespanningvoorsiening van elektrisiteit moet die verbruiker 'n laespanninghoofskakelaar en/of enige ander toerusting soos vereis deur die munisipaliteit of enige behoorlik gemagtigde amptenaar van die munisipaliteit, verskaf en installeer.

36. **Substasie-akkommodasie**—Die munisipaliteit kan op sodanige voorwaardes na goeddunke van die munisipaliteit of enige behoorlik gemagtigde amptenaar van die munisipaliteit, van die eienaar vereis om akkommodasie te verskaf en in stand te hou

and which shall consist of a separate room or rooms to be used exclusively for the purpose of housing medium voltage cables and switchgear, transformers, low voltage cables and switchgear and other equipment necessary for the supply of electricity requested by the applicant. The accommodation shall be situated at a point to which free, adequate and unrestricted access is available at all times for purposes connected with the operation and maintenance of the equipment.

The Municipality reserves the right to supply its own networks from its own equipment installed in such accommodation, and if additional accommodation is required by the Municipality, such additional accommodation shall be provided by the applicant at the cost of the Municipality.

37. Wiring diagram and specification—

- (1) When more than one electrical installation or electricity supply from a common main or more than one distribution board or meter is required for any building or block of buildings, the wiring diagram of the circuits starting from the main switch and a specification shall on request be supplied to the Municipality in duplicate for approval before the work commences.
- (2) Where an electrical installation is to be supplied from a substation on the same premises on which the current is transformed from high voltage, or from one of the substations of the Municipality through mains separate from the general distribution system, a complete specification and drawings for the plant to be installed by the consumer shall, if so required, be forwarded to the Municipality for approval before any material in connection therewith is ordered.

38. **Standby supply**—No person shall be entitled to a standby supply of electricity from the Municipality for any premises having a separate source of electricity supply except with the written consent of the Municipality and subject to such terms and conditions as may be laid down by the Municipality.

39. Consumer's emergency standby supply equipment—

- (1) No emergency standby equipment provided by a consumer in terms of any Regulations or for his own operational requirements shall be connected to any installation without the prior written approval of the Municipality. Application for such approval shall be made in writing and shall include a full specification of the equipment and a wiring diagram. The standby equipment shall be so designed and installed that it is impossible for the Municipality's supply mains to be energised by means of a back-feed from such equipment. The consumer shall be responsible for providing and installing all such protective equipment.
- (2) Where by special agreement with the Municipality, the consumer's standby generating equipment is permitted to be electrically coupled to, and run in parallel with the Municipality's supply mains, the consumer shall be responsible for providing, installing and maintaining all the necessary synchronizing and protective equipment required for such safe parallel operation, to the satisfaction of the Municipality.

40. **Circular letters**—The Municipality may from time to time issue Circulars detailing the requirements of the Municipality regarding matters not specifically covered in the Regulations or this by-law but which are necessary for the safe, efficient operation and management of the supply of electricity.

CHAPTER 3

RESPONSIBILITIES OF CONSUMERS

41. **Consumer to erect and maintain electrical installation**—Any electrical installation connected or to be connected to the supply mains, and any additions or alterations thereto which may be made from time to time, shall be provided and erected and maintained

bestaande uit 'n substasie met 'n afsonderlike kamer of kamers uitsluitlik vir die doel om mediumspanningskabels en -skakeltuig, transformators, laespanningskabels en -skakeltuig en ander toerusting noodsaaklik vir die voorsiening van elektrisiteit versoek deur die aansoeker, te akkommodeer. Die akkommodasie sal geleë wees by 'n punt met vrye, voldoende en onbeperkte toegang te alle tye vir die doeleindes wat met die bedryf en instandhouding van die toerusting verband hou.

Die munisipaliteit behou die reg voor om sy eie netwerke te voorsien uit sy eie toerusting wat in sodanige akkommodasie geïnstalleer is, en as die munisipaliteit bykomende akkommodasie verlang, moet sodanige akkommodasie deur die aansoeker op die koste van die munisipaliteit verskaf word.

37. Bedradingsdiagram en spesifikasie—

- (1) Wanneer meer as een elektriese installasie of toevoer van elektrisiteit van 'n gemeenskaplike hoofleiding verkry word, of meer as een verdeelbord of -meter nodig is vir enige gebou of blok geboue, moet die bedradingsdiagram van die stroomkringe wat by die hoofskakelaar begin en 'n spesifikasie op versoek aan die munisipaliteit verskaf word vir goedkeuring voordat daar met die werk begin word.
- (2) Waar 'n elektriese installasie sy toevoer elektrisiteit vanaf 'n substasie op dieselfde perseel moet kry as waarop die stroom van hoë spanning getransformeer word, of van een van die munisipaliteit se substasies deur 'n hoofleiding afsonderlik van die algemene verspreidingsstelsel, moet, indien dit 'n vereiste is, 'n volledige spesifikasie en tekeninge van die aanleg wat deur die verbruiker geïnstalleer moet word, aan die munisipaliteit vir goedkeuring gestuur word voordat enige tersaaklike benodighede bestel word.

38. **Gereedheidstoevoer**—Niemand is geregtig op gereedheidstoevoer van die munisipaliteit vir enige perseel met 'n afsonderlike bron van toevoer van elektrisiteit nie, behalwe met die skriftelike toestemming van die munisipaliteit en onderworpe aan sodanige voorwaardes as wat deur die munisipaliteit gestel word.

39. Verbruiker se toerusting vir noodgereedheidstoevoer—

- (1) Geen toerusting wat deur 'n verbruiker vir noodgereedheidstoevoer ingevolge enige Regulasies of vir sy of haar eie bedryfsvereistes verskaf is nie, mag by enige installasie aangesluit word sonder die skriftelike goedkeuring van die munisipaliteit nie. 'n Aansoek om sodanige goedkeuring moet skriftelik gerig word en moet 'n volledige spesifikasie van die toerusting en 'n bedradingsdiagram bevat. Die gereedheidstoerusting moet so ontwerp en geïnstalleer word dat dit onmoontlik vir die munisipaliteit se hoofleiding is om uit die terugvoer van sodanige toerusting bekrag te word. Die verbruiker is verantwoordelik vir die voorsiening en installasie van al sodanige beveiligingstoerusting.
- (2) Waar daar ooreenkomstig 'n spesiale ooreenkoms met die munisipaliteit toegelaat word dat die verbruiker se toerusting vir gereedheidsontwikkeling elektries gekoppel word aan, en parallel loop met, die munisipaliteit se hoofleiding, is die verbruiker verantwoordelik om die vereiste sinchrone en beveiligingstoerusting vereis vir sodanige veilige parallelle werking te verskaf en te installeer tot die munisipaliteit se bevrediging.

40. **Omsendbriewe**—Die munisipaliteit kan van tyd tot tyd omsendbriewe uitstuur waarin besonderhede verskaf word oor die munisipaliteit se vereistes met betrekking tot sake wat nie spesifiek in die Regulasies of in hierdie verordening bepaal word nie, maar wat nodig is vir die veilige en doeltreffende bedryf en bestuur van elektrisiteitsvoorsiening.

HOOFSTUK 3

VERBRUIKERS SE VERANTWOORDELIKHEDE

41. **Verbruiker moet elektriese installasie oprig en in stand hou**—Enige elektriese installasie wat by die hoofleiding aangesluit is of aangesluit gaan word, en enige byvoegings daartoe of wysigings daaraan wat van tyd tot tyd gemaak word, moet deur die verbruiker op eie koste verskaf.

and kept in good order by the consumer at his own expense and in accordance with this by-law and the Regulations.

42. Fault in electrical installation—

- (1) If any fault develops in the electrical installation, which constitutes a hazard to persons, livestock or property, the consumer shall immediately disconnect the electricity supply. The consumer shall without delay give notice thereof to the Municipality and shall immediately take steps to remedy the fault.
- (2) The Municipality may require the consumer to reimburse it for any expense to which it may be put in connection with a fault in the electrical installation.

43. Discontinuance of use of supply—In the event of a consumer desiring to discontinue using the electricity supply, he/she shall give at least two full working days' notice in writing of such intended discontinuance to the Municipality, failing which he/she shall remain liable for all payments due in terms of the tariff for the supply of electricity until the expiration of two full working days after such notice has been given.

44. Change of occupier—

- (1) A consumer vacating any premises shall give the Municipality not less than two full working days' notice in writing of his intention to discontinue using the electricity supply, failing which he/she shall remain liable for such supply.
- (2) If the person taking over occupation of the premises desires to continue using the electricity supply, he/she shall make application in accordance with the provisions of section 5 of this by-law, and if he/she fails to make application for an electricity supply within ten working days of taking occupation of the premises, the supply of electricity shall be disconnected, and he/she shall be liable to the Municipality for the electricity supply from the date of occupation till such time as the supply is so disconnected.
- (3) Where premises are fitted with pre-payment meters any person occupying the premises at that time shall be deemed to be the consumer. Until such time as an application is made by this person for a supply of electricity, in terms of section 5 of this by-law, he/she shall be liable for all charges and fees owed to the Municipality for that metering point as well as any outstanding charges and fees whether accrued by that person or not.

45. Service apparatus—

- (1) The consumer shall be liable for all costs to the Municipality arising from damage to or loss of any metering equipment, service protective device, service connection or other apparatus on the premises, unless such damage or loss is shown to have been occasioned by an Act of God or an act or omission of an employee of the Municipality or caused by an abnormality in the supply of electricity to the premises.
- (2) If, during a period of disconnection of an installation from the supply mains, the service main, metering equipment or any other service apparatus, being the property of the Municipality and having been previously used, have been removed without its permission or have been damaged so as to render reconnection dangerous, the owner or occupier of the premises, as the case may be, during such period shall bear the cost of overhauling and/or replacing such equipment.
- (3) Where there is a common metering position, the liability detailed in subsection (1) shall devolve on the owner of the premises.
- (4) The amount due in terms of subsection (1) shall be evidenced by a certificate from the Municipality which shall be final and binding.

opgerig en in 'n goeie toestand in stand gehou word ooreenkomstig die bepalings van hierdie verordening en die Regulasies.

42. Fout in elektriese installasie—

- (1) Indien daar enige fout in die elektriese installasie ontstaan wat 'n gevaar vir mense, diere of eiendom inhou, moet die verbruiker onmiddellik die elektrisiteitstoevoer afsluit. Die verbruiker moet onverwyld die munisipaliteit in kennis stel hiervan en moet onmiddellik stappe doen om die fout reg te stel.
- (2) Die munisipaliteit kan van die verbruiker verwag om die munisipaliteit terug te betaal vir enige uitgawes wat die munisipaliteit mag aangaan ten opsigte van 'n fout in die elektriese installasie.

43. Beëindiging van die verbruik van die toevoer van elektrisiteit—Wanneer 'n verbruiker die verbruik van die toevoer van elektrisiteit wil beëindig, moet hy of sy ten minste twee volle werksdae skriftelike kennis aan die munisipaliteit gee van sodanige beoogde beëindiging, by gebreke waarvan hy of sy aanspreeklik bly vir alle betalings verskuldig ooreenkomstig die tarief vir die voorsiening van elektrisiteit totdat die twee volle werksdae nadat sodanige kennis gegee is, verstryk het.

44. Verandering van okkupeerder—

- (1) 'n Verbruiker wat enige perseel ontruim, moet die munisipaliteit nie minder as twee volle werksdae skriftelike kennis gee van sy of haar voorneme om die verbruik van die toevoer van elektrisiteit te beëindig nie, by gebreke waarvan hy of sy aanspreeklik bly vir sodanige toevoer.
- (2) Indien die persoon wat die okkupasie van die perseel oorneem, wil voortgaan om die toevoer van elektrisiteit te verbruik, moet hy of sy ingevolge die bepalings van artikel 5 van hierdie verordening daarom aansoek doen, en indien hy of sy versuim om binne tien werksdae nadat hy of sy die nuwe okkupeerder van die perseel geword het, aansoek te doen om 'n toevoer van elektrisiteit, word die toevoer van elektrisiteit afgesluit, en is hy of sy aan die munisipaliteit aanspreeklik vir die toevoer van elektrisiteit vanaf die datum van okkupasie tot en met sodanige tyd as wat die toevoer so afgesluit word.
- (3) Waar daar kragbegroters op persele geïnstalleer word, word iemand wat op daardie tydstip die perseel okkupeer, geag 'n verbruiker te wees. Tot tyd en wyl dié persoon aansoek doen om 'n toevoer van elektrisiteit ingevolge artikel 5 van hierdie verordening is hy of sy is aanspreeklik vir alle bedrae en gelde aan die munisipaliteit verskuldig vir daardie meetpunt asook vir enige uitstaande bedrae en gelde of dit deur die persoon opgeloop is of nie.

45. Diensapparaat—

- (1) Die verbruiker is aanspreeklik vir al die munisipaliteit se koste voortspruitend uit skade aan of verlies van enige meettoerusting, diensbeveiligingstoestel, diensaansluiting of ander apparaat op die perseel, tensy daar aangetoon kan word dat sodanige skade of verlies veroorsaak is deur 'n natuurramp of 'n handeling of versuim deur 'n werknemer van die munisipaliteit of deur 'n abnormaliteit in die toevoer van elektrisiteit na die perseel.
- (2) Indien die hoofleiding, die dienshoofleiding, meettoerusting of enige ander diensapparaat wat aan die munisipaliteit behoort en tevore gebruik is gedurende 'n tydperk dat die installasie van die hoofleiding afgesluit was, sonder die munisipaliteit se toestemming verwyder is, of in so 'n mate beskadig is dat heraansluiting gevaarlik is, moet die eienaar of okkupeerder van die perseel, na gelang van die geval, gedurende sodanige tydperk die koste dra van die herstel en/of vervanging van sodanige toerusting.
- (3) Waar daar 'n gemeenskaplike meetposisie is, berus die aanspreeklikheid ingevolge subartikel (1) by die eienaar van die perseel.
- (4) Die bedrag verskuldig ingevolge subartikel (1) word bewys deur 'n sertifikaat van die munisipaliteit wat finaal en bindend is.

CHAPTER 4

SPECIFIC CONDITIONS OF SUPPLY

46. Service connection—

- (1) The consumer shall bear the cost of the service connection, as approved by the Municipality.
- (2) Notwithstanding the fact that the consumer bears the cost of the service connection, ownership of the service connection, laid or erected by the Municipality, shall vest in the Municipality, the Municipality shall be responsible for the maintenance of such service connection up to the point of supply. The consumer shall not be entitled to any compensation from the Municipality in respect of such service connection.
- (3) The work to be carried out by the Municipality at the cost of the consumer for a service connection to the consumer's premises shall be determined by the Municipality or any duly authorised official of the Municipality.
- (4) A service connection shall be laid underground, whether the supply mains are laid underground or erected overhead, unless an overhead service connection is specifically required by the Municipality.
- (5) The consumer shall provide, fix and/or maintain on his premises such ducts, wire-ways, trenches, fastenings and clearance to overhead supply mains as may be required by the Municipality for the installation of the service connection.
- (6) The conductor used for the service connection shall have a cross-sectional area according to the size of the electrical supply but shall not be less than 10 mm² (copper or copper equivalent), and all conductors shall have the same cross-sectional area, unless otherwise approved by any duly authorised official of the Municipality.
- (7) Unless otherwise approved, the Municipality shall only provide one service connection to each registered erf. In respect of two or more premises belonging to one owner and situated on adjacent erven, a single bulk supply of electricity may be made available provided the erven are consolidated or notarially tied.
- (8) Any covers of a wire-way carrying the supply circuit from the point of supply to the metering equipment shall be made to accept the seals of the Municipality.
- (9) Within the meter box, the service conductor or cable, as the case may be, shall terminate in an unobstructed position and the conductors shall be visible throughout their length when cover plates, if present, are removed.
- (10) In the case of blocks of buildings occupied by a number of individual consumers, separate wire-ways and conductors or cables shall be laid from the common metering room or rooms to each individual consumer in the blocks of buildings. Alternatively, if trunking is used, the conductors of the individual circuits shall be clearly identified (tied together every 1,5 m) throughout their length.

47. Metering accommodation—

- (1) The consumer shall, if required by the Municipality or any duly authorised official of the Municipality, provide accommodation in an approved position, the meter board and adequate conductors for the Municipality's metering equipment, service apparatus and protective devices. Such accommodation and protection shall be provided and maintained, to the satisfaction of the Municipality, at the cost of the consumer or the owner, as the circumstances may demand, and shall be situated, in the case of credit meters, at a point to which free and unrestricted access shall be had at all reasonable hours for the reading of meters but at all times for

HOOFSTUK 4

SPESIFIEKE VOORSIENINGSVOORWAARDES

46. Diensaansluiting—

- (1) Die verbruiker dra die koste van die diensaansluiting soos deur die munisipaliteit goedgekeur.
- (2) Nieteenstaande die feit dat die verbruiker die koste dra van die diensaansluiting wat deur die munisipaliteit gelê of opgerig word, berus die eienaarskap van die diensaansluiting by die munisipaliteit wat verantwoordelik is vir die instandhouding van sodanige diensaansluiting tot by die voorsieningspunt. Die verbruiker is nie geregtig op enige vergoeding van die munisipaliteit ten opsigte van sodanige diensaansluiting nie.
- (3) Die werk wat deur die munisipaliteit op die verbruiker se koste gedoen word ten opsigte van 'n diensaansluiting op die verbruiker se perseel, word deur die munisipaliteit of enige behoorlik gemagtigde amptenaar van die munisipaliteit bepaal.
- (4) 'n Diensaansluiting word ondergronds gelê ongeag of die hoofleiding ondergronds gelê of bogrondse opgerig word tensy 'n bogrondse diensaansluiting spesifiek deur die munisipaliteit vereis word.
- (5) Die verbruiker moet op sy of haar perseel sodanige leibane, bedradingskanale, vore, hegstukke en vry ruimte vir die bogrondse hoofleiding voorsien, vassit en/of in stand hou soos wat deur die munisipaliteit vir die installasie van die diensaansluiting vereis word.
- (6) Die geleier wat vir die diensaansluiting gebruik word, moet 'n deursneeoppervlakte ooreenkomstig die grootte van die elektriese toevoer hê, maar moet nie minder as 10 mm² (koper of koperekwivalent) wees nie, en al die geleiers moet dieselfde deursneeoppervlakte hê tensy andersins deur enige behoorlik gemagtigde amptenaar van die munisipaliteit goedgekeur.
- (7) Tensy andersins goedgekeur, verskaf die munisipaliteit slegs een diensaansluiting na elke geregistreerde erf. Met betrekking tot twee of meer erwe wat aan een eienaar behoort en op aangrensende erwe geleë is, kan 'n enkele grootmaattoevoer van elektrisiteit voorsien word met dien verstande dat die erwe gekonsolideer of notarieel verbind is.
- (8) Enige bedekking op 'n bedradingskanaal wat die toevoerstroomkring van die voorsieningspunt na die meettoerusting dra, maak vir verseëling deur die munisipaliteit voorsiening.
- (9) Binne in die meterkas moet die diensgeleier of -kabel, na gelang van die geval, in 'n opsigtelike posisie eindig, en die hele lengte van die geleiers moet sigbaar wees as die dekplate, indien dit aanwesig is, verwyder word.
- (10) In die geval van blokke geboue geokkupeer deur 'n aantal individuele verbruikers, moet afsonderlike bedradingskanale en geleiers of kables van die gemeenskaplike meetkamer of -kamers na elke individuele verbruiker in die blokke geboue geïnstalleer word. As hoofleibane gebruik word, moet die geleiers van individuele stroomkringe andersins duidelik (elke 1,5 m saamgebund) vir die hele lengte aangedui word.

47. Meetakkommodasie—

- (1) Die verbruiker moet, indien so vereis deur die munisipaliteit of enige behoorlik gemagtigde amptenaar van die munisipaliteit, akkommodasie op 'n goedgekeurde plek vir die meterbord, en voldoende geleiers vir die munisipaliteit se meettoerusting, diensapparaat en beveiligingstoestelle verskaf. Sodanige akkommodasie word tot bevrediging van die munisipaliteit op die verbruiker of eienaar se koste na gelang van omstandighede verskaf en in stand gehou, en moet in die geval van kredietmeters op 'n plek geleë wees waartoe daar te alle redelike tye vrye en onbelemmerde toegang vir die lees van meters is, maar te alle tye vir

purposes connected with the operation and maintenance of the service equipment. Access at all reasonable hours shall be afforded for the inspection of prepayment meters.

- (2) Where sub-metering equipment is installed, accommodation separate from the Municipality's metering equipment shall be provided.
- (3) The consumer or, in the case of a common meter position, the owner of the premises shall provide adequate electric lighting in the space set aside for accommodating the metering equipment and service apparatus.
- (4) Where in the opinion of the Municipality the position of the meter, service connection, protective devices or main distribution board is no longer readily accessible or becomes a course of danger to life or property or in any way becomes unsuitable, the consumer shall remove it to a new position, and the cost of such removal, which shall be carried out with reasonable dispatch, shall be borne by the consumer.
- (5) The accommodation for the Municipality's metering equipment and protective devices may, if approved, include the consumer's main switch and main protective devices. No apparatus other than that used in connection with the supply of electricity and use of electricity shall be installed or stored in such accommodation unless approved.

CHAPTER 5

SYSTEMS OF SUPPLY

48. **Load requirements**—Alternating current supplies shall be given as prescribed by the Electricity Act, 1987 (Act 41 of 1987), and in the absence of a quality of supply agreement, as set out in applicable standard specification.
49. **Load limitations**—
 - (1) Where the estimated load, calculated in terms of the safety standard, does not exceed 15 kVA, the electrical installation shall be arranged for a two-wire single-phase supply of electricity, unless otherwise approved by the Municipality or any duly authorised official of the Municipality.
 - (2) Where a three-phase four-wire supply of electricity is provided, the load shall be approximately balanced over the three phases but the maximum out-of-balance load shall not exceed 15kVA, unless otherwise approved by the Municipality or any duly authorised official of the Municipality.
 - (3) No current-consuming appliance, inherently single phase in character, with a rating which exceeds 15kVA shall be connected to the electrical installation without the prior approval of the Municipality.
50. **Interference with other persons' electrical equipment**—
 - (1) No person shall operate electrical equipment having load characteristics which, singly or collectively, give rise to voltage variations, harmonic currents or voltages, or unbalanced phase currents which fall outside the applicable standard specification.
 - (2) The assessment of interference with other persons' electrical equipment shall be carried out by means of measurements taken at the point of common coupling.
 - (3) Should it be established that undue interference is in fact occurring, the consumer shall, at his/her own cost, install the necessary equipment to filter out the interference and prevent it reaching the supply mains.
51. **Supplies to motors**—

Unless otherwise approved by the Municipality or any duly authorised official of the Municipality the rating of motors shall be limited as follows:

doelindes wat met die bedryf en instandhouding van die dienstoerusting verband hou. Toegang vir die inspeksie van kragbegroters word te alle redelike tye gebied.

- (2) Waar submeettoerusting geïnstalleer word, moet akkommodasie afsonderlik van die munisipaliteit se meettoerusting verskaf word.
- (3) Die verbruiker of, in die geval van die plek van 'n gewone meter, die eienaar van die perseel, moet voldoende elektriese beligting verskaf in die ruimte waar die meettoerusting en diensapparaat geakkommodeer word.
- (4) Wanneer, volgens die mening van die munisipaliteit, die plek van die meter, diensaansluiting of beveiligingstoestel of hoofverspreidingbord nie maklik bereikbaar is nie, of 'n bron van gevaar vir lewe of eiendom is of op enige wyse ongepas is, moet die verbruiker dit na 'n nuwe plek verskuif, en die koste van sodanige verskuiwing wat met redelike spoed uitgevoer moet word, word deur die verbruiker gedra.
- (5) Die akkommodasie vir die munisipaliteit se meettoerusting en beveiligingstoestel kan, indien goedgekeur, die verbruiker se hoofskakelaar en hoofbeveiligingstoestel insluit. Geen apparaat behalwe dit wat in verband met die toevoer en verbruik van elektrisiteit gebruik word nie, mag in sodanige akkommodasie geïnstalleer of geberg word nie tensy dit goedgekeur is nie.

HOOFSTUK 5

TOEVOERSTELSELS

48. **Lasvereistes**—Wisselstroomtoevoer word ingevolge die Elektrisiteitswet, 1987 (Wet 41 van 1987) voorsien en as daar nie 'n ooreenkoms oor gehaltetoevoer aangegaan is nie, ooreenkomstig 'n toepaslike standaardspesifikasie.
49. **Lasbeperkings**—
 - (1) Waar die geraamde las, bereken ingevolge die veiligheidstandaard, nie 15 kVA oorskry nie, moet die elektriese installasie ingerig word vir 'n dubbeldraad-enkelfasige-toevoer van elektrisiteit, tensy dit andersins deur die munisipaliteit of enige behoorlik gemagtigde amptenaar van die munisipaliteit goedgekeur word.
 - (2) Waar 'n driefasige-vierdraad-toevoer van elektrisiteit verskaf word, moet die las min of meer gebalanseer word oor die drie fases, maar die maksimum ongebalanseerde las moet nie 15 kVA oorskry nie, tensy dit andersins deur die munisipaliteit of enige behoorlik gemagtigde amptenaar van die munisipaliteit goedgekeur word.
 - (3) Geen toestel wat 'n stroom verbruik, inherent enkelfasig van aard is en 'n aanslag het wat 15 kVA oorskry, mag by die elektriese installasie aangesluit word sonder dat die munisipaliteit vooraf toestemming gegee het nie.
50. **Steuring van ander persone se elektriese toerusting**—
 - (1) Niemand mag elektriese toerusting bedryf wat laseienskappe het wat individueel of gesamentlik tot spanningvariasie, bofrekwensiestrome of -spanning, of ongebalanseerde fasestrome wat buite die toepaslike standaardspesifikasie val, aanleiding gee nie.
 - (2) Die evaluering van die steuring van ander persone se elektriese toerusting word deur middel van metings by die algemene koppelpunt gedoen.
 - (3) Indien daar vasgestel word dat onbehoorlike steuring wel plaasvind, moet die verbruiker op sy of haar eie koste die nodige toerusting installeer om die steuring te filtreer en te verhoed dat dit die hoofleiding bereik.
51. **Toevoer na motore**—

Tensy anders goedgekeur deur die munisipaliteit of enige behoorlik gemagtigde amptenaar van die munisipaliteit, word die aangeslane vermoë van motore as volg beperk:

(1) Limited size for low voltage motors—

The rating of a low voltage single-phase motor shall be limited to 2kW and/or the starting current shall not exceed 70A. All motors exceeding these limits shall be wound for three phases at low voltage or such higher voltage as may be required.

(2) Maximum starting and accelerating currents of three-phase alternating current motors—

The starting current of three-phase low voltage motors permitted shall be related to the capacity of the consumer's service connection, as follows:

Insulated service cable, size in mm ² , copper equivalent	Maximum permissible starting current	Maximum motor rating in kW
mm ²	A	

		Direct on line (6x full-load current)	Star/Delta (2,5 x full-load current)	Other means (1,5 x full-load current)
		kW	kW	kW
16	72	6	13,5	23
25	95	7,5	18	30
35	115	9	22	36,5
50	135	10	25	45
70	165	13	31	55
95	200	16	38	67
120	230	18	46	77
150	260	20	52	87

(3) Consumers supplied at medium voltage—

In an installation supplied at medium voltage the starting current of a low voltage motor shall be limited to 1,5 times the rated full-load current of the transformer supplying such a motor. The starting arrangement for medium voltage motors shall be subject to the approval of the Municipality.

52. Power factor—

- (1) If required by the Municipality, the power factor of any load shall be maintained within the limits 0,85 lagging and 0,9 leading.
- (2) Where, for the purpose of complying with subsection (1), it is necessary to install power factor corrective devices, such corrective devices shall be connected to the individual appliance terminals unless the correction of the power factor is automatically controlled.
- (3) The consumer shall, at his/her own cost, install such corrective devices.

53. Protection—Electrical protective devices for motors shall be of such a design as effectively to prevent sustained over-current and single phasing, where applicable.

CHAPTER 6

MEASUREMENT OF ELECTRICITY

54. Metering—

- (1) The Municipality shall, at the consumer's cost in the form of a direct charge or prescribed fee, provide, install and maintain appropriately rated metering equipment at the point of metering for measuring the electricity supplied.
- (2) Except in the case of prepayment meters, the electricity used by a consumer during any metering period shall be ascertained by the reading of the appropriate meter or meters supplied and installed by the Municipality and read at the end

(1) Beperkte grootte van laespanningmotore—

Die aangeslane vermoë van 'n laespanning-enkelfasige motor word tot 2kW beperk en/of die aansitstroom mag nie 70 A oorskry nie. Alle motore wat hierdie perke oorskry, word vir drie fases teen lae spanning of sodanige hoër spanning as wat vereis word, gewikkel.

(2) Maksimum aansit- en versnelstrome van driefasige wisselstroommotore.

Die aansitstrome van driefasige-laespanningmotore wat toegelaat word, hou as volg met die kapasiteit van die verbruiker se diensaansluiting verband:

Grootte van geïsoleerde dienskabel (koper-ekwivalent)	Maksimum toelaatbare aansitstroom	Maksimum motoraanslag in kW
mm ²	A	

		Direk op die lyn (6 x volle lasstroom)	Ster/Delta (2,5 x volle lasstroom)	Ander middele (1,5 x volle lasstroom)
		kW	kW	kW
16	72	6	13,5	23
25	95	7,5	18	30
35	115	9	22	36,5
50	135	10	25	45
70	165	13	31	55
95	200	16	38	67
120	230	18	46	77
150	260	20	52	87

(3) Verbruikers word teen mediumspanning voorsien—

In 'n installasie wat elektrisiteit teen mediumspanning voorsien, word die aansitstroom van 'n laespanningmotor tot 1,5 keer die aangeslane vollasstroom van die transformator wat sodanige motor voorsien, beperk. Die aansitreeëling vir mediumspanningmotore is aan die goedkeuring van die munisipaliteit onderworpe.

52. Arbeidsfaktor—

- (1) Indien vereis deur die munisipaliteit, word die arbeidsfaktor van enige las binne die perke van 0,85 naloop en 0,9 voorloop gehandhaaf.
- (2) Waar dit, ingevolge subartikel (1), nodig is om arbeidsfaktor-korrektiewe toestelle te installeer, word sodanige korrektiewe toestelle by die individuele verbruiksterminale aangesluit tensy die herstel van die arbeidsfaktor outomaties beheer word.
- (3) Die verbruiker moet op sy of haar eie koste sodanige korrektiewe toestelle installeer.

53. Beveiliging—Elektriese beveiligingstoestelle vir motore moet so ontwerp word dat dit op 'n doeltreffende wyse waar toepaslik volgehoue oorstroming en eenfasewerking voorkom.

HOOFSTUK 6

ELEKTRISITEITSMETING

54. Meet van toevoer—

- (1) Die munisipaliteit verskaf, installeer en hou toepaslik aangeslane meettoerusting by die meetpunt in stand vir die meet van die elektrisiteit wat voorsien word op koste van die verbruiker in die vorm van 'n direkte bedrag of voorgeskrewe gelde.
- (2) Die elektrisiteit wat 'n verbruiker in enige meettydperk verbruik, word, behalwe in die geval van kragbegroters, bepaal deur die toepaslike meter of meters wat deur die munisipaliteit verskaf en geïnstalleer is, aan die einde van

of such period except where the metering equipment is found to be defective, or the Municipality invokes the provisions of section 58(2) of this by-law, in which case the consumption for the period shall be estimated.

- (3) Where the electricity used by a consumer is charged at different tariff rates, the consumption shall be metered separately for each rate.
- (4) The Municipality reserves the right to meter the supply to blocks of shops and flats, tenement-houses and similar buildings for the buildings as a whole, or for individual units, or for groups of units.
- (5) No alterations, repairs or additions or electrical connections of any description shall be made on the supply side of the point of metering unless specifically approved in writing by the Municipality or any duly authorised official of the Municipality.

55. Accuracy of metering—

- (1) A meter shall be conclusively presumed to be registering accurately if its error, when tested in the manner prescribed in subsection (5) hereof, is found to be within the limits of error as provided for in the applicable standard specifications.
- (2) The Municipality shall have the right to test its metering equipment. If it is established by test or otherwise that such metering equipment is defective, the Municipality shall—
 - (i) in the case of a credit meter, adjust the account rendered;
 - (ii) in the case of prepayment meters, (a) render an account where the meter has been under-registering, or (b) issue a free token where the meter has been over-registering;
 in accordance with the provisions of subsection (6).
- (3) The consumer shall be entitled to have the metering equipment tested by the Municipality on payment of the prescribed fee. If the metering equipment is found not to comply with the system accuracy requirements as provided for in the applicable standard specifications, an adjustment in accordance with the provisions of subsections (2) and (6) shall be made and the aforesaid fee shall be refunded.
- (4) In case of a dispute, the consumer shall have the right at his own cost to have the metering equipment under dispute tested by an approved independent testing authority, and the result of such test shall be final and binding on both parties.
- (5) Meters shall be tested in the manner as provided for in the applicable standard specifications.
- (6) When an adjustment is made to the electricity consumption registered on a meter in terms of subsection (2) or (3), such adjustment shall either be based on the percentage error of the meter as determined by the test referred to in subsection (5) or upon a calculation by the Municipality from consumption data in its possession. Where applicable, due allowance shall be made, where possible, for seasonal or other variations which may affect the consumption of electricity.
- (7) When an adjustment is made as contemplated in subsection (6), the adjustment may not exceed a period of six months preceding the date on which the metering equipment was found to be inaccurate. The application of this section does not bar a consumer from claiming back overpayment for any longer period where the consumer is able to prove the claim in the normal legal process.
- (8) Where the actual load of a consumer differs from the initial estimated load provided for under section 8(1) to the extent that the Municipality deems it necessary to alter or replace its metering equipment to match the load, the costs of such alteration or replacement shall be borne by the consumer.

sodanige tydperk te lees, behalwe waar daar 'n fout in die meettoerusting is of die munisipaliteit beroep hom op die bepalings van artikel 58(2) van hierdie verordening, in welke geval die verbruik vir die tydperk geskat word.

- (3) Waar verskillende tariewe gehef word vir die elektrisiteit wat deur 'n verbruiker verbruik word, word die verbruik afsonderlik vir elke tarief gemeet.
- (4) Die munisipaliteit behou die reg voor om die toevoer van elektrisiteit aan blokke winkels en woonstelle, skakelhuse en soortgelyke geboue te meet vir die geboue as 'n geheel, of vir individuele eenhede, of vir groepe eenhede.
- (5) Geen veranderings, herstelwerk of toevoegings of elektriese verbindinge van enige aard mag aan die voorsieningskant van die meetpunt aangebring word nie, tensy dit spesifiek skriftelik deur die munisipaliteit of enige behoorlik gemagtigde amptenaar van die munisipaliteit goedgekeur word nie.

55. Akkurate meting—

- (1) Dit word onomstootlik aanvaar dat 'n meter akkuraat registreer indien daar by die toetsing daarvan ingevolge subartikel (5), bevind word dat die fout binne die foutgrens is ooreenkomstig die toepaslike standaardspesifikasies.
- (2) Die munisipaliteit het die reg om sy meettoerusting te toets. Indien daar by wyse van 'n toets of andersins vasgestel word dat sodanige meettoerusting foutief is, moet die munisipaliteit ingevolge die bepalings van subartikel (6)—
 - (i) in die geval van 'n kredietmeter die rekening wat gelewer is, aanpas;
 - (ii) in die geval van kragbegroters (a) 'n rekening lewer as die meter te min geregistreer het, of (b) 'n gratis bewys uitreik indien die meter te veel geregistreer het.
- (3) Die verbruiker is daarop geregtig om teen betaling van die voorgeskrewe gelde die meettoerusting deur die munisipaliteit te laat toets. Indien daar bevind word dat die meettoerusting nie voldoen aan die vereistes vir stelsel-akkuraatheid ooreenkomstig die toepaslike standaardspesifikasies nie, word 'n aanpassing ingevolge die bepalings van subartikels (2) en (6) gemaak en die bogemelde gelde word terugbetaal.
- (4) In geval van 'n geskil het die verbruiker die reg om op eie koste die meettoerusting waaroor die geskil gaan, deur 'n onafhanklike toetsowerheid te laat toets, en die resultaat van sodanige toets is afdoende bewys en bindend op albei partye.
- (5) Meters word getoets op die wyse soos deur die toepaslike standaardspesifikasie bepaal.
- (6) Wanneer die elektrisiteitsverbruik soos geregistreer op 'n meter ingevolge subartikel (2) of (3) aangepas word, word sodanige aanpassing of gegrond op die meter se persentasiefout bepaal deur die toets ingevolge subartikel (5), of op 'n berekening deur die munisipaliteit gegrond op verbruiksdata in sy besit. Waar van toepassing word daar, waar moontlik, behoorlik rekening gehou met seisoenale of ander veranderinge wat die verbruik van elektrisiteit kan beïnvloed.
- (7) Enige aanpassings ingevolge subartikel (6) word gemaak ten opsigte van 'n tydperk wat nie ses maande voor die datum waarop bevind is dat die meettoerusting onakkuraat is, mag oorskry nie.
- (8) Waar 'n verbruiker se werklike las in so 'n mate van die aanvanklik geraamde las ingevolge subartikel 8(1) verskil dat die munisipaliteit dit nodig ag om sy meettoerusting te verander of te vervang ten einde by die las aan te pas, dra die verbruiker die koste van sodanige verandering of vervanging.

- (9) (a) Prior to the Municipality making any upward adjustment to an account in terms of subsection (6), the Municipality shall—
- notify the consumer in writing of the monetary value of the adjustment to be made and the reasons therefore;
 - in such notification provide sufficient particulars to enable the consumer to submit representations thereon, and
 - call upon the consumer in such notice to provide it with reasons in writing, if any, within 21 days or such longer period as the Municipality may permit why his/her account should not be adjusted as notified.
- (b) Should the consumer fail to make any representations during the period referred to in subsection 9(a)(iii) the Municipality shall be entitled to adjust the account as notified in subsection 9(a)(i).
- (c) The Municipality shall consider any reasons provided by the consumer in terms of subsection (9)(a) and shall, if satisfied that a case has been made out therefor, adjust the account appropriately.
- (d) If a duly authorised official of the Municipality decides after having considered the representation made by the consumer that such representations do not establish a case warranting an amendment to the monetary value established in terms of subsection (6), the Municipality shall be entitled to adjust the account as notified in terms of subsection 9(a)(i), subject to the consumer's right to appeal the decision of the official in terms of section 62 of the Municipal Systems Act, 2000.

56. Reading of credit meters—

- Unless otherwise prescribed, credit meters shall normally be read at intervals of one month and the fixed or minimum charges due in terms of the tariff shall be assessed accordingly. The Municipality shall not be obliged to effect any adjustments to such charges.
- If for any reason the credit meter cannot be read, the Municipality may render an estimated account. The electrical energy consumed shall be adjusted in a subsequent account in accordance with the electrical energy actually consumed.
- When a consumer vacates a property and a final reading of the meter is not possible, an estimation of the consumption may be made and the final account rendered accordingly.
- If a special reading of the meter is desired by a consumer, this may be obtained upon payment of the prescribed fee.
- If any calculating, reading or metering error is discovered in respect of any account rendered to a consumer, the error shall be corrected in subsequent accounts. Any such correction shall only apply in respect of accounts for a period of 6 months preceding the date on which the error in the accounts was discovered, and shall be based on the actual tariffs applicable during the period. The application of this section does not prevent a consumer from claiming back overpayment for any longer period where the consumer is able to prove the claim in the normal legal process.

57. Prepayment metering—

- No refund of the amount tendered for the purchase of electricity credit shall be given at the point of sale after

- (9) (a) Voordat die raad enige opwaartse aanpassing aan enige rekening ingevolge subartikel (6) maak, moet die munisipaliteit—
- die verbruiker skriftelik in kennis stel van die geldelike waarde van die aanpassing wat gemaak gaan word en die redes daarvoor;
 - in sodanige kennisgewing voldoende besonderhede verskaf sodat die verbruiker vertoë op grond daarvan kan rig, en
 - die verbruiker in sodanige kennisgewing versoek om redes, indien enige, skriftelik binne 21 dae of sodanige langer tydperk as wat die munisipaliteit mag toelaat, te verskaf waarom sy of haar rekening nie aangepas moet word ooreenkomstig die kennisgewing nie.
- (b) Indien die verbruiker versuim om gedurende die tydperk beoog in subartikel 9(a)(iii) enige vertoë te rig, het die munisipaliteit die reg om die rekening aan te pas volgens die kennisgewing ingevolge subartikel 9(a)(i).
- (c) Die munisipaliteit oorweeg enige redes verskaf deur die verbruiker ingevolge subartikel (9)(a) en pas die rekening op 'n gepaste wyse aan indien die munisipaliteit tevrede is dat daar grondige redes daarvoor verskaf is.
- (d) Indien 'n behoorlik gemagtigde amptenaar van die munisipaliteit na oorweging van die vertoë gerig deur die verbruiker besluit dat sodanige vertoë nie 'n saak uitmaak om 'n wysiging aan die monetêre waarde ingevolge subartikel 9(a)(i) aan te bring nie, het die munisipaliteit die reg om die rekening ooreenkomstig 'n kennisgewing ingevolge subartikel 9(a)(i) aan te pas, onderworpe aan die verbruiker se reg van appèl teen die besluit ingevolge artikel 62 van die Wet op Munisipale Stelsels, 2000.

56. Lees van kredietmeters—

- Tensy anders voorgeskryf, word kredietmeters gewoonlik met tussenposes van een maand gelees, en die vaste of minimum koste verskuldig ingevolge die tarief word dienooreenkomstig bepaal. Die munisipaliteit is nie verplig om enige aanpassings aan sodanige koste te maak nie.
- Indien die kredietmeter om die een of ander rede nie gelees kan word, kan die munisipaliteit 'n geraamde rekening lewer. Die elektriese energie wat verbruik is, word in 'n daaropvolgende rekening aangepas ooreenkomstig die elektriese energie wat werklik verbruik is.
- Wanneer 'n verbruiker 'n eiendom ontruim en 'n finale lesing van die meter is onmoontlik, kan 'n geraamde verbruik bepaal word en die finale rekening dienooreenkomstig gelewer word.
- Indien 'n verbruiker 'n finale meterlesing verlang, kan dit teen betaling van die voorgeskrewe gelde gedoen word.
- Indien enige berekeningsfout, fout met die lees van die meter of meetfout ontdek word ten opsigte van enige rekening wat aan 'n verbruiker gelewer is, word die fout in daaropvolgende rekeninge reggestel. Enige sodanige regstelling is slegs van toepassing op rekeninge vir 'n tydperk van 6 maande voor die datum waarop die fout in die rekeninge ontdek is, en is gegrond op die werklike tariewe van toepassing gedurende die tydperk. Die toepassing van hierdie artikel verhoed nie 'n verbruiker om oorbetalings terug te eis vir enige langer tydperk nie indien die verbruiker die eis in die normale regsproses kan bewys.

57. Kragbegroter—

- Geen terugbetaling van die bedrag wat vir die aankoop van elektrisiteitskrediet aangebied is, geskied by die verkooppunt

initiation of the process by which the prepayment meter token is produced.

- (2) Copies of previously issued tokens for the transfer of credit to the prepayment meter may be issued at the request of the consumer.
- (3) When a consumer vacates any premises where a prepayment meter is installed, no refund for the credit remaining in the meter shall be made to the consumer by the Municipality.
- (4) The Municipality shall not be liable for the reinstatement of credit in a prepayment meter lost due to tampering with, or the incorrect use or the abuse of, prepayment meters and/or tokens.
- (5) Where a consumer is indebted to the Municipality for electricity consumed or to the Municipality for any other service supplied by the Municipality (including rates) or for any charges previously raised against him/her in connection with any service rendered, the Municipality may deduct a percentage from the amount tendered to offset the amount owing to the Municipality, as set out in the section 5 agreement for the supply of electricity.
- (6) The Municipality may, at its discretion, appoint vendors for the sale of credit for prepayment meters and shall not guarantee the continued operation of any vendor.

CHAPTER 7

ELECTRICAL CONTRACTORS

58. In addition to the requirements of the Regulations the following requirements shall apply:

- (1) Where an application for a new or increased supply of electricity has been made to the Municipality, any duly authorised official of the Municipality may at his/her discretion accept notification of the completion of any part of an electrical installation, the circuit arrangements of which permit the electrical installation to be divided up into well-defined separate portions, and such part of the electrical installation may, at the discretion of any duly authorised official of the Municipality, be inspected, tested and connected to the supply mains as though it were a complete installation.
- (2) The examination, test and inspection that may be carried out at the discretion of the Municipality or any duly authorised official of the Municipality in no way relieves the electrical contractor/accredited person or the user or lessor, as the case may be, from his responsibility for any defect in the installation. Such examination, test and inspection shall not be taken under any circumstances (even where the electrical installation has been connected to the supply mains) as indicating or guaranteeing in any way that the electrical installation has been carried out efficiently with the most suitable materials for the purpose or that it is in accordance with this by-law or the safety standard, and the Municipality shall not be held responsible for any defect or fault in such electrical installation.

59. The Municipality shall not be held responsible for the work done by the electrical contractor/accredited person on a consumer's premises and shall not in any way be responsible for any loss or damage which may be occasioned by fire or by any accident arising from the state of the wiring on the premises.

CHAPTER 8

COST OF WORK

60. The Municipality may repair and make good any damage done in contravention of this by-law or resulting from a contravention of this by-law. The cost of any such work carried out by the Municipality which was necessary due to the contravention of this by-law, shall be to the account of the person who acted in contravention of this by-law.

nadat die proses waardeur die kragbegroterbewys uitgereik word, reeds begin het nie.

- (2) Afskrifte van die bewyse wat vroeër vir die oorpasing van krediet na die kragbegroter uitgereik is, kan op versoek van die verbruiker beskikbaar gestel word.
- (3) Wanneer 'n verbruiker enige perseel ontruim waar 'n kragbegroter geïnstalleer is, betaal die munisipaliteit geen krediet wat in die meter oorbly, aan die verbruiker terug nie.
- (4) Die munisipaliteit is nie aanspreeklik vir die herstel van krediet wat in 'n kragbegroter verlore gegaan het omdat daar met die kragbegroter en/of bewyse gepeuter is nie, of omdat dit verkeerd gebruik of misbruik is nie.
- (5) Waar die verbruiker geld aan die munisipaliteit verskuldig is vir elektrisiteit verbruik of vir enige diens wat deur die munisipaliteit verskaf word (onder meer diensgeld) of vir enige gelde wat voorheen teen hom of haar gehef is betreffende enige diens verskaf, kan die munisipaliteit 'n persentasie van die bedrag wat aangebied word, aftrek totdat die verskuldigde bedrag verhaal is soos uiteengesit in die artikel 5-ooreenkoms vir die voorsiening van elektrisiteit.
- (6) Die munisipaliteit kan na goeëdunke verkopers vir die verkoop van bewyse vir kragbegroters aanstel en waarborg nie die voortgesette bedryf deur enige verkoper nie.

HOOFSTUK 7

ELEKTRIESE KONTRAKTEURS

58. Benewens die vereistes van die Regulasies is die volgende vereistes van toepassing:

- (1) Waar daar om nuwe of verhoogde toevoer van elektrisiteit by die munisipaliteit aansoek gedoen word, kan enige behoorlik gemagtigde amptenaar van die munisipaliteit na sy of haar goeëdunke kennisgewing aanvaar van die voltooiing van enige deel van die elektriese installasie waarvan die kringontwerp toelaat dat die elektriese installasie in duidelik afgebakende afsonderlike gedeeltes verdeel word, en sodanige gedeelte van die elektriese installasie kan na goeëdunke van die munisipaliteit geïnspekteer, getoets en by die hoofleiding aangesluit word asof dit 'n volledige installasie is.
- (2) Die ondersoek, toets en inspeksie wat na goeëdunke van die munisipaliteit of enige behoorlik gemagtigde amptenaar van die munisipaliteit uitgevoer mag word, onthef geensins die elektriese kontrakteur of geakkrediteerde persoon of die verbruiker of huurder, na gelang van die geval, van sy of haar verantwoordelikheid vir enige gebrek in die installasie nie. Sodanige ondersoek, toets en inspeksie mag onder geen omstandighede (selfs waar die elektriese installasie aan die hoofleiding verbind is) beskou word as enigins 'n aanduiding of waarborg dat die elektriese installasiewerk doeltreffend met die geskikste benodighede vir die doel uitgevoer is of dat dit ooreenkomstig hierdie verordening of veiligheidsstandaard is nie, en die munisipaliteit kan nie aanspreeklik gehou word vir enige gebrek of fout in sodanige elektriese installasie nie.

59. Die munisipaliteit kan nie aanspreeklik gehou word vir die werk wat deur 'n elektriese kontrakteur of geakkrediteerde persoon op die perseel van die verbruiker verrig word nie en kan hoegenaamd nie aanspreeklik gehou word vir enige verlies of skade te wyte aan 'n brand of enige ongeluk voortspruitend uit die toestand van die bedrading op die perseel nie.

HOOFSTUK 8

KOSTE VAN WERK

60. Die munisipaliteit mag enige skade wat strydig met hierdie verordening is of voortspruit uit 'n oortreding van hierdie verordening, herstel of vergoed. Die koste van sodanige werk verrig deur die munisipaliteit en genoodsaak deur 'n oortreding van hierdie verordening, is vir die rekening van die persoon wat strydig met hierdie verordening opgetree het.

CHAPTER 9

PENALTIES

61. (1) Any person who contravenes any of the provisions of sections 5, 7, 13, 14, 20, 25, 26, 27, 29 and 30 of this by-law shall be guilty of an offence.
- (2) Any person who continues to commit an offence after notice has been served on him/her to cease committing such offence or after he/she has been convicted of such offence shall be guilty of a continuing offence.
- (3) Any person convicted of an offence under this by-law for which no penalty is expressly provided shall be liable to a fine not exceeding ten thousand rands or imprisonment for a period not exceed six months or to such imprisonment without the option of a fine or to both such fine and such imprisonment and, in the case of a continuing offence, to an additional fine not exceeding two hundred rands or additional imprisonment for a period not exceeding ten days or to such additional imprisonment without the option of a fine or to both such additional fine and imprisonment for each day on which such offence is continued.
- (4) Every person committing a breach of the provisions of this by-law shall be liable to recompense the Municipality for any loss or damage suffered or sustained by it in consequence of such breach.

CHAPTER 10

REPEAL OF BY-LAWS

62. The By-laws specified in the first column of Schedule 1 are hereby repealed to the extent set out in the second column of Schedule 1.

SCHEDULE 1

BY-LAWS REPEALED

TITLE OF BY-LAW	EXTENT OF REPEAL
The Ashton Municipality—Standard Electricity Supply By-law, promulgated under PN No. 535/1987	The whole
The Bonnievale Municipality—Standard Electricity Supply By-law, promulgated under PN No. 535/1987	The whole
The Montagu Municipality—Standard Electricity Supply By-law, promulgated under PN No. 535/1987	The whole
The Robertson Municipality—Standard Electricity Supply By-law, promulgated under PN No. 719/1987	The whole

SCHEDULE 2

“applicable standard specification” means

SANS 1019 Standard voltages, currents and insulation levels for electricity supply

SANS 1607 Electromechanical watt-hour meters,

SANS 1524 Parts 0,1 & 2—Electricity dispensing systems,

SANS IEC 60211 Maximum demand indicators, Class 1.0,

SANS IEC 60521 Alternating current electromechanical watt-hour meter (Classes 0.5, 1 & 2),

SANS 0142 Code of practice for the wiring of premises;

NRS 047 National Rationalised Specification for the Electricity Supply—Quality of Service

NRS 048 National Rationalised Specification for the Electricity Supply—Quality of Supply, and

NRS 057 Electricity Metering: Minimum Requirements

20115

HOOFSTUK 9

STRAFMAATREËLS

61. (1) Iemand wat enige van die bepalings van artikels 5, 7, 13, 14, 20, 25, 26, 27, 29 en 30 van hierdie verordening oortree, is skuldig aan 'n misdryf.
- (2) Iemand wat voortgaan om 'n misdryf te pleeg nadat hy of sy in kennis gestel is om sodanige misdryf te staak of nadat hy of sy skuldig bevind is aan sodanige misdryf, is skuldig aan 'n voortgesette misdryf.
- (3) Iemand wat skuldig bevind word aan 'n oortreding ingevolge hierdie verordening waarvoor geen straf uitdruklik bepaal word nie, is onderhewig aan 'n boete van nie meer as tien duisend rand nie of tronkstraf vir 'n tydperk van nie langer as ses maande nie of tot sodanige tronkstraf sonder die keuse van 'n boete of tot albei sodanige boete en sodanige tronkstraf en, in die geval van 'n voortgesette misdryf, tot 'n bykomende boete van nie meer as twee honderd rand nie of bykomende tronkstraf vir 'n tydperk wat nie meer as tien dae is nie of tot sodanige tronkstraf sonder die keuse van 'n boete of tot albei sodanige bykomende boete en tronkstraf vir elke dag waarop sodanige misdryf verder gepleeg word.
- (4) Elkeen wat die bepalings van hierdie verordening oortree, is aanspreeklik daarvoor om die munisipaliteit te vergoed vir enige verlies of skade deur die munisipaliteit gely as gevolg van sodanige oortreding.

HOOFSTUK 10

HERROEPING VAN VERORDENINGE

62. Die verordeninge soos aangedui in die eerste kolom van Bylae 1 word hierby herroep tot die mate soos in die tweede kolom van Bylae 1 aangedui.

BYLAE 1

VERORDENINGE WAT HERROEP IS

TITEL VAN VERORDENING	MATE VAN HERROEPING
Munisipaliteit Ashton—Standaardverordening insake Elektrisiteitsvoorsiening, uitgevaardig in PK Nr. 535/1987	Die geheel
Munisipaliteit Bonnievale—Standaardverordening insake Elektrisiteitsvoorsiening, uitgevaardig in PK No. 535/1987	Die geheel
Munisipaliteit Montagu—Standaardverordening insake Elektrisiteitsvoorsiening, uitgevaardig in PK Nr. 535/1987	Die geheel
Munisipaliteit Robertson—Standaardverordening insake Elektrisiteitsvoorsiening, uitgevaardig in PK Nr. 719/1987	Die geheel

BYLAE 2

“Toepaslike standaardspesifikasie” beteken:

SANS 1019 Standaardspanning—stroomkring en isolasievlakke vir die toevoer van elektrisiteit;

SABS 1607 Elektromeganiese watt-uurmeters;

SABS 1524 Dele 0,1 & 2—Kragbegroterstelsels;

SABS IEC 60211 Maksimumaanvraagwysers, Klas 1.0;

SABS IEC 60521 Wisselstroom-elektromeganiese-watt-uurmeter (Klasse 0,5,1 & 2);

SANS 10142-1 Gebruikskode vir die bedrading van persele;

NRS 047 Nasionale gerasionaliseerde spesifikasie vir elektrisiteitsvoorsiening—gehalte van diens;

NRS 048 Nasionale gerasionaliseerde spesifikasie vir elektrisiteitsvoorsiening—gehalte van diens, en

NRS 057 Meet van elektrisiteit: minimum vereistes.

20115

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PROVINCE OF WESTERN CAPE

PROVINSIE WES-KAAP

IPHONDO LENTSHONA KOLONI

**Provincial Gazette
Extraordinary****Buitengewone
Provinsiale Koerant****Isongezelelo
kwiGazethi yePhondo**

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Friday, 11 February 2005

Vrydag, 11 Februarie 2005

Lwesihlanu, 11 Februwari 2005

*Registered at the Post Office as a Newspaper***CONTENTS****PROVINCIAL NOTICE**

The following Bill is hereby published for general information:

Provincial Archives and Records Service of the Western Cape Bill [B2—2005]

P.N. 46/2005 11 February 2005

Any person or organisation wishing to comment on the said Bill is requested to lodge such comment in writing before or on 4 March 2005:

- (a) by posting it to:
The Acting Secretary:
Western Cape
Provincial Parliament
(Attention: Mr J. Nkabinde)
P.O. Box 648
Cape Town
8000
- (b) by e-mail to:
jnkabinde@wcpp.gov.za
- (c) by fax to:
J. Nkabinde
(021) 487-1685

R. G. Hindley
Acting Secretary to Parliament

*As 'n Nuusblad by die Poskantoor Geregistreer***INHOUD****PROVINSIALE KENNISGEWING**

Die volgende Wetsontwerp word hierby vir algemene inligting gepubliseer:

Wetsontwerp op die Provinsiale Argief- en Rekorddiens van die Wes-Kaap [W2—2005]

P.K. 46/2005 11 Februarie 2005

Enige persoon of organisasie wat kommentaar oor die genoemde Wetsontwerp wens te lewer, word versoek om sodanige kommentaar skriftelik te lewer voor of op 4 Maart 2005:

- (a) deur dit te pos aan:
Die Waarnemende Sekretaris:
Wes-Kaapse
Provinsiale Parlement
(Aandag: Mnr. J. Nkabinde)
Posbus 648
Kaapstad
8000
- (b) deur dit te e-pos aan:
jnkabinde@wcpp.gov.za
- (c) deur dit te faks aan:
J. Nkabinde
(021) 487-1685

R. G. Hindley
Waarnemende Sekretaris van die
Parlement

*Ibhaliswe ePosini njengePhephandaba***IZIQULATHO****ISAZISO SEPHONDO**

Lo Mthetho uSayilwayo upapashelwe ulwazi gabalala:

UMthetho osaYilwayo wooVimba boGcina-mpepha bePhondo neeNkqubo zoGcino lweeRekhodi zeNtshona Koloni [B2—2005]

P.N. 46/2005 11 Februwari 2005

Nabani na okanye nawuphi na umbutho ofuna ukuphefumla ngalo Mthetho uSayilwayo kufuneka angenise ulwazi lwakhe elubhale phantsi phambi komhlaba we-4 Matshi 2005:

- (a) ngokuluposela ku:
Nobhala oBambeleyo:
Western Cape
Provincial Parliament
(Iya ku: Jabu Nkabinde)
P.O. Box 648
Cape Town
8000
- (b) nge-imeyile ku:
jnkabinde@wcpp.gov.za
- (c) ngefeksi ku:
Mnu J. Nkabinde
(021) 487-1685

R. G. Hindley
UNobhala obambeleyo wePalamente

BILL

To provide for a Provincial Archives and Records Service for the province of the Western Cape; to provide for the proper management and care of public records in the province of the Western Cape; to provide for the preservation and use of a provincial archival heritage, and to provide for matters connected therewith.

BE IT ENACTED by the Provincial Parliament of the Province of the Western Cape, as follows:—

Definitions

1. In this Act, unless the context indicates otherwise—
 - (1) “**appraisal**” means the archival function of determining the eventual disposal of records; 5
 - (2) “**archives**” means records in the custody of an archives repository;
 - (3) “**archives repository**” means any archives repository contemplated in section 6;
 - (4) “**Committee**” means the Western Cape Archives Advisory Committee established in terms of section 10; 10
 - (5) “**custody**” means the control of records based on the physical possession thereof;
 - (6) “**disposal authority**” means a written authority issued in terms of section 9(2)(a) specifying the records to be transferred into the custody of the Service or specifying records to be otherwise disposed of; 15
 - (7) “**document**” means any recorded information or object which can be treated as a unit;
 - (8) “**electronic records**” means information which is generated and captured electronically and stored by means of computer technology; 20
 - (9) “**electronic record system**” means an electronic system in which information is generated, captured and stored electronically, including source documents and output, software applications, operating systems, data and metadata;
 - (10) “**governmental body**” means any legislative, executive, judicial or administrative organ of state, including a statutory body, commission, board or council, in the provincial or local sphere of government in the province of the Western Cape; 25
 - (11) “**head of a governmental body**” means the chief executive officer of a governmental body or the person acting as such, or the head of a provincial department or a person acting as such; 30
 - (12) “**non-public record**” means recorded information, regardless of the form or medium thereof, created or received by a private individual or a body other than a body defined as a governmental body;
 - (13) “**prescribe**” means prescribe by regulation; 35
 - (14) “**provincial department**” means the provincial department in the Western Cape responsible for cultural matters;
 - (15) “**Provincial Minister**” means the member of the Western Cape Provincial Cabinet responsible for cultural affairs and related matters;
 - (16) “**public record**” means recorded information, regardless of the form or medium thereof, created or received by a governmental body in pursuance of its activities; 40
 - (17) “**Public Service Act**” means the Public Service Act, 1994;

- (18) **"record"** means recorded information, regardless of the form or medium thereof;
- (19) **"recording"** means anything on which sounds or images or both are fixed or from which sounds or images or both are capable of being reproduced, regardless of the form thereof; 5
- (20) **"records classification system"** means a plan for the systematic identification and arrangement of business activities and/or records into categories according to logically structured connections, methods and procedural rules;
- (21) **"records management"** means a process of ensuring the proper creation, arrangement, maintenance, use and disposal of documents and records to achieve efficient, transparent and accountable governance; 10
- (22) **"regulation"** means any regulation made under this Act;
- (23) **"Service"** means the Provincial Archives and Records Service of the Western Cape established in terms of section 2;
- (24) **"this Act"** includes any regulations made thereunder. 15

Establishment of Provincial Archives and Records Service of the Western Cape

2. The Provincial Archives and Records Service of the Western Cape, a component within the provincial department, is established.

Objects of Service

- 3. The objects of the Service are to— 20
 - (a) preserve public and non-public records of enduring value for use by the public and the State;
 - (b) make such records accessible, and to promote their use by the public;
 - (c) ensure the proper management and care of all public records;
 - (d) collect non-public records of enduring value and provincial significance which cannot be more appropriately preserved by another institution, with due regard to the need to document aspects of the Province's experience neglected by archives repositories in the past; 25
 - (e) promote cooperation and coordination between institutions having custody of non-public records that are of enduring value; 30
 - (f) participate in the national automated archival information retrieval system;
 - (g) promote an awareness of archives and records management, and to encourage archival and records management activities; and
 - (h) generally promote the preservation and use of a provincial archival heritage.

Appointment of Head of Service 35

4. A Head of the Service must be appointed in terms of the provisions of the Public Service Act and must have the relevant professional experience and an appropriate archival qualification.

Powers of Head of Service

- 5. (1) The Head of the Service is responsible for the management of the Service. 40
- (2) The Head of the Service may—
 - (a) take any measures, as he or she may deem necessary, to arrange, describe and retrieve records;
 - (b) provide information, consultation, research and other services related to records; 45
 - (c) with special emphasis on activities designed to reach out to less privileged sectors of society, make known information concerning records by means such as publications, exhibitions and the lending of records;
 - (d) provide training in archival techniques and the management of records;
 - (e) cooperate with organisations interested in archival matters or the management of records; 50
 - (f) provide professional and technical support in aid of archival activities and the archival community;

- (g) require of a person who, while researching a publication or dissertation, has made use of records in the custody of the Service, to furnish a copy of the publication or dissertation to the Service;
 - (h) with the concurrence of the Provincial Minister, exempt a governmental body from any provision of this Act; and 5
 - (i) generally, take such other steps and perform such other acts as may be necessary for or conducive to the achievement of the objects of the Service.
- (3) The Head of the Service may—
- (a) in the performance of his or her duties, be assisted by officers and employees appointed in terms of the Public Service Act; and 10
 - (b) subject to any conditions, in writing delegate a power or assign a duty to a member of the staff and may at any time in writing withdraw such delegation or assignment.

Custody and preservation of records

6. (1) The Provincial Minister may from time to time establish archives repositories under the control of the Head of the Service for the custody of records. 15
- (2) Public records identified in a disposal authority as having enduring value must be transferred to an archives repository when they have been in existence for 20 years; provided that—
- (a) no other Act of Parliament or of the Provincial Parliament of the Western Cape requires such records to be kept in the custody of a particular governmental body or person; 20
 - (b) the Head of the Service, after consultation with the head of a governmental body, may identify records which—
 - (i) must remain in the custody of a governmental body; or 25
 - (ii) must be transferred to an archives repository before they have been in existence for 20 years;
 - (c) the Head of the Service may defer the transfer of any public records; and
 - (d) the Head of the Service may grant permission for any public records to be transferred to an archives repository before they have been in existence for 20 30 years.
- (3) The Provincial Minister may prescribe terms and conditions governing the transfer of records under subsection (2).
- (4) The Head of the Service must take such measures as are necessary to preserve and restore records. 35
- (5) The Head of the Service may destroy or otherwise dispose of any public record in the custody of the Service where the retention of the record, according to existing disposal authorities issued by the Head of the Service, is no longer deemed necessary.

Acquisition of non-public records

7. (1) The Head of the Service, on behalf of the Provincial Government of the Western Cape, after obtaining approval from the head of the provincial department, may acquire by purchase or donation or on loan for a temporary period or in perpetuity, either unconditionally or subject to such conditions as may be agreed upon, non-public records which in his or her opinion are of enduring value and provincial significance and which cannot be more appropriately preserved by another institution. 40 45
- (2) Subject to such conditions as may be applicable, non-public records acquired under subsection (1) must be deposited in the archives repository determined by the Head of the Service.

Access and use

8. (1) Subject to any other Act that deals with the access to public records— 50
- (a) a public record in the custody of the Service must be available for public access if a period of 20 years has elapsed since the end of the year in which the record came into existence; or
 - (b) the Head of the Service may, upon request, grant access to a public record in respect of which a period of less than 20 years has elapsed since the end of the 55 year in which the record came into existence.

(2) A non-public record in the custody of the Service must be available for public access subject to any conditions agreed upon at the time of its acquisition in terms of section 7(1).

(3) Notwithstanding subsection (1), the Head of the Service may refuse access to a record on the grounds of its fragile condition, if alternative procedures provide for access to the content of such records. 5

(4) The Provincial Minister may make regulations regarding the admission of the public to archives repositories, the making available of records for public access, and the use of equipment for the making of copies of or extracts from records in the custody of the Service. 10

Records management

9. (1) Subject to the provisions of this Act, the Head of the Service is responsible for the proper management of public records in the custody of governmental bodies.

(2) Without limiting the generality of subsection (1)—

(a) no public record under the control of a governmental body may be transferred to an archives repository, destroyed, erased or otherwise disposed of without the written authorisation of the Head of the Service; 15

(b) the Head of the Service must—

(i) determine record classification systems to be applied by governmental bodies; 20

(ii) determine conditions subject to which records may be microfilmed or electronically reproduced; and

(iii) determine conditions subject to which electronic records systems should be managed;

(c) the Head of the Service must inspect public records in so far as such inspection may be necessary for the performance of his or her functions under this Act; provided that the inspection of the public records which contain information, the disclosure of which is restricted by any other Act of Parliament, must be done only with the consent of the head of the governmental body concerned. 25 30

(3) The Head of the Service may from time to time issue directives and instructions, which must not be inconsistent with the regulations, as to the management and care of public records in the custody of governmental bodies.

(4) The Provincial Minister may make regulations regarding the management and care of public records in the custody of governmental bodies. 35

(5) (a) The head of a governmental body must, subject to any law governing the employment of personnel of the governmental body concerned and such requirements as may be prescribed, appoint an official of the body to be the records manager of the body.

(b) The records manager is responsible for ensuring that the governmental body complies with the requirements of this Act. 40

(c) The Head of the Service may assign additional powers and functions to a records manager.

Archives Advisory Committee

10. (1) The Provincial Minister, by notice in the *Provincial Gazette*, must establish an advisory committee to be known as the Western Cape Archives Advisory Committee. 45

(2) The Committee must consist of at least five but not more than nine members appointed by the Provincial Minister.

(3) Members of the Committee must be—

(a) South African citizens;

(b) permanently resident in the province of the Western Cape; 50

(c) demographically representative of the inhabitants of the province of the Western Cape, and

(d) knowledgeable about, or have an interest in archival matters.

Appointment of members of Committee

11. (1) The Provincial Minister appoints the members of the Committee for a period not exceeding three years. The Committee consists of— 55

(a) the Head of the Service;

- (b) two persons nominated by the Western Cape Branch of the South African Society of Archivists; and
- (c) other persons from the list of candidates nominated by way of a public process.

(2) The Provincial Minister must by notice in the *Provincial Gazette* and such other printed media as the Provincial Minister may consider appropriate, invite the general public to nominate persons for appointment as members of the Committee. 5

(3) If the organisation referred to in subsection (1)(b) fails to nominate two persons, the Provincial Minister may appoint two persons on behalf of that organisation.

(4) Any member of the Committee, on expiry of his or her term of office, may be reappointed as a member of the Committee, except the Head of the Service, who is the only permanent member of the Committee. 10

Chairperson and deputy chairperson

12. (1) The Provincial Minister must designate a member of the Committee (other than the Head of the Service) as the chairperson and must determine the date and place of the first meeting of the Committee. 15

(2) The Committee, at its first meeting, must from its members (other than the Head of the Service) appoint a deputy chairperson.

(3) When the chairperson of the Committee is absent or not able to perform his or her functions as chairperson, the deputy chairperson must act as chairperson and must for such period carry out all the powers and perform all the duties of the chairperson. 20

(4) If the chairperson vacates his or her post, the Provincial Minister must appoint another member as chairperson in his or her place.

(5) If both the chairperson and deputy chairperson are absent from a meeting of the Committee, the members present at the meeting must elect a member present (other than the Head of the Service) to act as chairperson for that meeting. 25

(6) The position of chairperson becomes vacant when—

- (a) the term of that member's office expires;
- (b) that member resigns; or
- (c) that member ceases to be a member of the Committee. 30

(7) A member may not be reappointed chairperson.

Dismissal

13. The Provincial Minister may dismiss a member of the Committee, except the Head of the Service, only on grounds of misconduct, inability or incompetence and only after compliance with the provisions of the Promotion of Administrative Justice Act, 2000 (Act 3 of 2000). 35

Filling of vacancies

14. If a vacancy arises before the expiry of the normal term of office of a member, the Provincial Minister may appoint a person for the unexpired period of such member's term of office in accordance with the provisions of section 11(2). 40

Objects and functions of Committee

15. The objects and functions of the Committee are—

- (a) to promote, complement and support the objects and functions of the Service as mentioned in section 3 of this Act; and
- (b) to advise the Provincial Minister on issues relating to archival and record management matters. 45

Internal procedures and rules of Committee

16. (1) The Committee must determine its own procedures by compiling rules in respect of—

- (a) the calling of meetings; 50
- (b) the procedures at meetings;
- (c) the frequency of meetings; provided that at least two meetings must be called annually; and

(d) the election of a deputy chairperson.

(2) The quorum for a meeting is a majority of all the appointed members of the Committee.

(3) The Committee takes decisions by a resolution of the majority of members present at a meeting and in the case of an equality of votes, the person presiding at the meeting has a casting vote in addition to a deliberative vote. 5

Allowances

17. (1) Any member of the Committee who is not in the full-time employ of the State may be paid from the funds of the provincial department such meeting allowances as are determined by the Provincial Minister in concurrence with the Provincial Minister responsible for finance in the province of the Western Cape. 10

(2) A member referred to in subsection (1) may from funds of the provincial department be reimbursed in respect of expenses incurred by him or her in the performance of the functions of the Committee, as determined by the Provincial Minister. 15

Limitation of liability

18. The Provincial Administration: Western Cape and any provincial department or any person employed in the Service of either will not be liable for the consequences of any action taken in good faith and without negligence in terms of this Act.

Offences and penalties 20

19. (1) Any person who—

- (a) wilfully damages any public or non-public record in the control of a governmental body; or
- (b) otherwise than in accordance with this Act or any other law removes, destroys or erases such record, is guilty of an offence and liable on conviction to a fine not exceeding R10 000 or imprisonment for a period not exceeding two years or both such fine and imprisonment. 25

Transitional arrangements

20. (1) The person who immediately prior to the commencement of this Act performed the functions of the acting head of the Western Cape Provincial Archives component of the National Archives of South Africa under the National Archives of South Africa Act, 1996 (Act 43 of 1996) continues in office as the acting head of the Service until the Head of the Service is appointed in terms of section 4. 30

(2) Every public servant who immediately prior to the commencement of this Act performed functions as a member of staff employed by the National Department of Arts and Culture in the Province of the Western Cape in relation to archival and record management matters becomes a member of the staff of the provincial department employed in the Provincial Archival and Records Service in the Western Cape, from the date of commencement of this Act. 35

(3) Any record in the custody of the said acting head on the day immediately prior to the commencement of this Act is hereby transferred to the Head of the Service, subject to any terms and conditions that were applicable to such records on that day. 40

Regulations

21. The provincial Minister may make regulations regarding any matter which in terms of this Act is required or permitted to be prescribed or done by regulation, and generally, regarding any matter in respect of which it is necessary or expedient to make regulations in order to achieve or promote the objects of this Act. 45

Short title and commencement

22. This Act is called the Provincial Archives and Records Service of the Western Cape Act, 2005, and comes into operation on a date to be fixed by the Premier by proclamation in the *Provincial Gazette*. 50

EXPLANATORY MEMORANDUM

This legislation provides for a Provincial Archives and Records Service in the Western Cape with the assignment of the archive function (National Constitution, Act 108 of 1996: Schedule 5A) from the National Department of Arts and Culture to the Western Cape Provincial Department of Cultural Affairs and Sport. As such it provides for the efficient management and care of public records, the retention and use of a provincial archival heritage and related matters.

1. DEFINITIONS

An explanation is given in section 1 of fixed terms with definitions referred to in the legislation.

2. ESTABLISHMENT AND OBJECTS OF SERVICE

Section 2 provides for the establishment of a Provincial Archives and Records Service for the Western Cape Province, while the objectives of the Service, viz, the conservation of public and non-public records of permanent value, access to records and the management thereof, the collection of non-public records, co-operation between institutions as well as the promotion of the provincial archival heritage and awareness of archive records and management is provided for in section 3.

3. APPOINTMENT AND POWERS OF HEAD OF SERVICE

Section 4 provides for the appointment of a Head of the Archives and Records Service while the responsibilities and powers of this Head are defined in section 5. Staff for this institution to assist the Head as well as the powers of delegation in this regard is provided for in section 5(3).

4. CUSTODY AND PRESERVATION OF RECORDS

The Provincial Minister responsible for Cultural Affairs may establish archives repositories in terms of subsection (1) of section 6, while in subsection (2) the method whereby public records must be dealt with in terms of a disposal authority for public records in existence for 20 years and longer is described as well as the powers of the Provincial Minister and Head of the Archives and Records Service.

5. ACQUISITION OF NON-PUBLIC RECORDS

The circumstances as well as method whereby non-public records may be acquired by the Head of the Service for the Provincial Government of the Western Cape is described in section 7.

6. ACCESS AND USE

Access to public as well as non-public records, subject to any other legislation dealing with access to public records, is provided for in Section 8. Subsection (3) provides for refusal of access to records in poor physical condition should alternative procedures for access be made available. The Provincial Minister may issue regulations in terms of subsection (4) providing for admission to archives repositories, making available of records as well as equipment for copying.

7. MANAGEMENT OF RECORDS

The Head of the Service is responsible for the proper management of records in the custody of governmental bodies, control over the transfer thereof as well as the systems, conditions of reproduction of records, and the management of electronic recording systems in terms of Section 9. The determination and approval of a records management policy is also the responsibility of the Head of the Service. Subsection (4) provides for inspections of public records by the Head of the Service, and in consultation with relevant heads of government departments, issue directives and instructions for the management and care of public records.

In subsection (5) provision is made for the Provincial Minister to issue regulations as to the management and care of public records of government bodies. Subsection (6) provides for the appointment of records managers at government bodies and sets out the responsibilities of these managers.

8. ARCHIVES ADVISORY COMMITTEE

8.1 *Establishment of structure and appointment of members*

Sections 10, 11 and 12 make provision for the establishment of a Western Cape Archives Advisory Committee by the Minister, as well as the constitution of the Advisory Committee, the appointment and re-appointment of members, and the election and appointment of the chairperson and deputy chairperson. Provision is also made for the expiry of terms of office as well as resignations.

In section 13 grounds for the termination of the term of office of any member, excluding the Head of the Service, are provided for and section 14 provides for the filling of a vacancy on the Advisory Committee in terms of section 11 (2).

8.2 *Objects and functions*

Section 15 describes the objects and functions of the Advisory Committee as promotional, complimentary and supplementary to the functions of the Archive and Records Service, while the Committee will also advise the Provincial Minister on archive matters.

8.3 *Internal procedures and rules*

All procedures and rules pertaining to the meetings of the Advisory Committee, as well as decision making of this Committee are indicated in section 16.

8.4 *Allowances*

Section 17 provides for the payment of meeting allowances to Committee members who are not in the full time employment of Government Service. Such members are also allowed to be reimbursed for expenditure incurred in the execution of their duties.

9. LIMITING OF ACCOUNTABILITY

Section 18 indemnifies the Provincial Administration or any department of the Government of the Western Cape, or officials of these institutions of the consequences of actions under this Act that were executed in good faith and without any negligence.

10. OFFENCES AND PENALTIES

Section 19 stipulates that the purposeful damaging, removal, or destruction of public and non-public records of a government body is an offence and determines the penalties.

11. TRANSITIONAL ARRANGEMENTS

The execution of the function of the archive and records service in the Western Cape is currently being controlled by the National Department of Arts and Culture. Section 20 provides for the existing head of the Western Cape Archive component of the National Archive and Records Service of South Africa to continue in an acting capacity as Head of Service with the taking effect of this Act. He or she will continue to act in this capacity until such time as a Head of Service is appointed in terms of this Act. Section 20 also determines that all officials from the National Department of Arts and Culture tasked with the Western Cape Archive function will be considered to be in the employment of the Provincial Archive and Records Service of the Western Cape with the taking effect of this Act.

12. REGULATIONS

Authority to make regulations regarding the Provincial Archive and Records Service is given to the Provincial Minister by section 21.

13. SHORT TITLE

The taking effect of the Act on a date determined by the Premier through proclamation, as well as its short title, is indicated in section 22.

WETSONTWERP

Om voorsiening te maak vir 'n Provinsiale Argief- en Rekorddiens vir die provinsie Wes-Kaap; om voorsiening te maak vir die behoorlike bestuur en versorging van publieke rekords in die provinsie Wes-Kaap; om voorsiening te maak vir die behoud en gebruik van 'n provinsiale argivale erfenis, en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

DAAR WORD BEPAAL deur die Provinsiale Parlement van die Wes-Kaap, soos volg:—

Woordomskrywing

1. In hierdie Wet, tensy dit uit die samehang anders blyk, beteken—
 - (1) “argiefbewaarplek” enige argiefbewaarplek in artikel 6 bedoel; 5
 - (2) “argiewe” rekords in bewaring by 'n argiefbewaarplek;
 - (3) “beskikkingsmagtigings” 'n skriftelike magtiging uitgereik ingevolge artikel 9(2)(a) wat spesifiseer watter rekords in die bewaring van die Diens oorgeplaas moet word of wat spesifiseer oor watter rekords daar op 'n ander wyse beskik moet word; 10
 - (4) “bewaring” die beheer van rekords gebaseer op die fisiese besit daarvan;
 - (5) “Diens” die Provinsiale Argief- en Rekorddiens van die Wes-Kaap ingevolge artikel 2 ingestel;
 - (6) “dokument” enige aangetekende inligting of voorwerp wat as 'n eenheid hanteer kan word; 15
 - (7) “elektroniese rekords” inligting wat elektronies gegenereer en vasgelê word en deur middel van rekenaartegnologie gestoor word;
 - (8) “elektroniese rekordstelsel” 'n elektroniese stelsel waarin inligting elektronies gegenereer, vasgelê en gestoor word, insluitende brondokumente en uitset, programmatuurtoepassings, bedryfstelsels, data en metadata; 20
 - (9) “hierdie Wet” ook enige regulasies daarkragtens uitgevaardig;
 - (10) “hoof van 'n regeringsliggaam” die hoof uitvoerende beampte van 'n regeringsliggaam of die persoon wat as sodanig waarneem, of die hoof van 'n provinsiale departement of die persoon wat as sodanig waarneem;
 - (11) “keuring” die argivale funksie van die uiteindelijke beskikking oor rekords te bepaal; 25
 - (12) “Komitee” die Wes-Kaapse Argiefadvieskomitee ingevolge artikel 10 ingestel;
 - (13) “nie-publieke rekord” vasgelegde inligting, ongeag die vorm of medium, geskep of ontvang deur 'n private individu of 'n ander liggaam as 'n liggaam wat as 'n regeringsliggaam omskryf is; 30
 - (14) “opname” enigiets waarop klank of beeld of albei vasgelê is of waarvan klank of beeld of albei gereproduseer kan word, ongeag die vorm;
 - (15) “provinsiale departement” die provinsiale departement in die Wes-Kaap verantwoordelik vir kultuuraangeleenthede; 35
 - (16) “Provinsiale Minister” die lid van die Wes-Kaapse Provinsiale Kabinet verantwoordelik vir kultuursake en verwante aangeleenthede;
 - (17) “publieke rekord” vasgelegde inligting, ongeag die vorm of medium, geskep of ontvang deur 'n regeringsliggaam in die uitvoering van sy aktiwiteite; 40

- (18) "regeringsliggaam" enige wetgewende, uitvoerende, regsprekende of administratiewe staatsorgaan, insluitende 'n statutêre liggaam, kommissie of raad, in die provinsiale of plaaslike regeringsfeer in die provinsie Wes-Kaap;
- (19) "regulasie" enige regulasie kragtens hierdie Wet uitgevaardig;
- (20) "rekord" vasgelegde inligting, ongeag die vorm of medium; 5
- (21) "rekordbestuur" 'n proses om die behoorlike skepping, ordening, instandhouding en gebruik van en beskikking oor dokumente en rekords te verseker ten einde doeltreffende, deursigtige en verantwoordbare bestuur te verkry;
- (22) "rekordklassifikasiesstelsel" 'n plan vir die stelselmatige identifisering en rangskikking van besigheidsaktiwiteite en/of rekords in kategorieë volgens logies gestruktureerde konvensies, metodes en prosedurereëls; 10
- (23) "Staatsdienswet" die Staatsdienswet, 1994;
- (24) "voorskryf" by regulasie voorskryf.

Instelling van Provinsiale Argief- en Rekorddiens van die Wes-Kaap 15

2. Die Provinsiale Argief- en Rekorddiens van die Wes-Kaap, 'n komponent binne die provinsiale departement, word ingestel.

Doelstellings van Diens

3. Die doelstellings van die Diens is—

- (a) om publieke en nie-publieke rekords van blywende waarde vir gebruik deur die publiek en die Staat in stand te hou; 20
- (b) om dié rekords toeganklik te maak, en om die gebruik daarvan deur die publiek te bevorder;
- (c) om die behoorlike bestuur en versorging van alle publieke rekords te verseker;
- (d) om nie-publieke rekords van blywende waarde en provinsiale betekenis wat nie op 'n meer geskikte wyse deur 'n ander instelling in stand gehou kan word nie, te versamel, met behoorlike inagneming van die behoefte om aspekte van die Provinsie se ervaring wat in die verlede deur argiefbewaarplesse nagelaat is, te dokumenteer; 25
- (e) om samewerking en koördinasie tussen instellings wat nie-publieke rekords van blywende waarde in bewaring het, te bevorder; 30
- (f) om aan die nasionale outomatiese argiefinligtingherwinningstelsel deel te neem;
- (g) om 'n bewustheid van argiewe en rekordbestuur te bevorder, en om argivale en rekordbestuursaktiwiteite aan te moedig; en 35
- (h) om in die algemeen die behoud en gebruik van 'n provinsiale argivale erfenis te bevorder.

Aanstelling van Hoof van Diens

4. 'n Hoof van die Diens moet ingevolge die bepalings van die Staatsdienswet aangestel word en moet oor die tersaaklike professionele ondervinding en 'n toepaslike argiefkwalifikasie beskik. 40

Bevoegdhede van Hoof van Diens

5. (1) Die Hoof van die Diens is verantwoordelik vir die bestuur van die Diens.

(2) Die Hoof van die Diens kan—

- (a) enige maatreëls tref wat hy of sy nodig ag om rekords te orden, te beskryf en op te spoor; 45
- (b) inligtings-, konsultasie-, navorsings- en ander dienste met betrekking tot rekords lewer;
- (c) met besondere nadruk op aktiwiteite wat daarop gerig is om uit te reik na minderbevoorregte sektore van die samelewing, inligting met betrekking tot rekords bekend maak deur metodes soos publikasies en uitstallings en die uitleen van rekords; 50
- (d) opleiding in argivale tegnieke en die bestuur van rekords verskaf;
- (e) saamwerk met organisasies wat belang stel in argivale aangeleenthede of die bestuur van rekords; 55

- (f) professionele en tegniese bystand verleen ter ondersteuning van argivale aktiwiteite en die argivale gemeenskap;
 - (g) van 'n persoon wat rekords wat by die Diens in bewaring is, vir navorsing oor 'n publikasie of verhandeling gebruik het, verlang om 'n eksemplaar van die publikasie of verhandeling aan die Diens te verskaf; 5
 - (h) met die instemming van die Provinsiale Minister 'n regeringsliggaam vrystel van enige bepaling van hierdie Wet; en
 - (i) oor die algemeen ander stappe doen en ander handelinge verrig wat nodig of bevorderlik is ten einde die doelstellings van die Diens te verwesenlik.
- (3) Die Hoof van die Diens kan— 10
- (a) by die verrigting van sy of haar pligte bygestaan word deur beamptes en werknemers wat ingevolge die Staatsdienswet aangestel is; en
 - (b) behoudens enige voorwaardes, 'n bevoegdheid of plig skriftelik deleger of opdra aan 'n lid van die personeel en kan so 'n delegering of opdrag te eniger tyd skriftelik intrek. 15

Bewaring en instandhouding van rekords

6. (1) Die Provinsiale Minister kan van tyd tot tyd argiefbewaarplekke vir die bewaring van rekords onder beheer van die Hoof van die Diens instel.
- (2) Publieke rekords wat in 'n beskikkingsmagtigings geïdentifiseer is as sou dit blywende waarde hê, word na 'n argiefbewaarplek oorgeplaas wanneer dit 20 jaar oud is; met dien verstande dat— 20
- (a) geen ander Wet van die Parlement of van die Provinsiale Parlement van die Wes-Kaap vereis dat dié rekords deur 'n bepaalde regeringsliggaam of persoon in bewaring gehou moet word nie;
 - (b) die Hoof van die Diens, na oorleg met die hoof van 'n regeringsliggaam, rekords kan identifiseer wat— 25
 - (i) deur 'n regeringsliggaam in bewaring gehou moet word; of
 - (ii) na 'n argiefbewaarplek oorgeplaas moet word voordat dit 20 jaar oud is;
 - (c) die Hoof van die Diens die oorplasing van enige publieke rekords kan uitstel; en 30
 - (d) die Hoof van die Diens toestemming kan verleen dat enige publieke rekords na 'n argiefbewaarplek oorgeplaas word voordat dit 20 jaar oud is.
- (3) Die Provinsiale Minister kan bedinge en voorwaardes voorskryf vir die oorplasing van rekords kragtens subartikel (2).
- (4) Die Hoof van die Diens moet die stappe doen wat nodig is vir die behoud en 35 herstel van rekords.
- (5) Die Hoof van die Diens kan enige publieke rekord wat deur die Diens in bewaring gehou word, vernietig of andersins daarvoor beskik waar die verdere behoud van die rekord volgens bestaande beskikkingsmagtigings deur die Hoof van die Diens uitgereik, nie meer nodig geag word nie. 40

Verkryging van nie-publieke rekords

7. (1) Die Hoof van die Diens kan namens die Provinsiale Regering van die Wes-Kaap, na verkryging van goedkeuring van die hoof van die provinsiale departement, nie-publieke rekords wat na sy of haar mening van blywende waarde en provinsiale betekenis is en nie op 'n meer geskikte wyse deur 'n ander instelling bewaar kan word nie, deur middel van aankoop of skenking of bruikleen tydelik of permanent, hetsy onvoorwaardelik of op die voorwaardes waarop ooreengekom word, verkry. 45
- (2) Behoudens die voorwaardes wat van toepassing is, moet nie-publieke rekords wat kragtens subartikel (1) verkry is, geplaas word in die argiefbewaarplek wat die Hoof van die Diens bepaal. 50

Toegang en gebruik

8. (1) Behoudens enige ander Wet wat betrekking het op toegang tot publieke rekords—
- (a) is 'n publieke rekord wat by die diens in bewaring is, beskikbaar vir openbare toegang indien 'n tydperk van 20 jaar vanaf die einde van die jaar waarin die rekord tot stand gekom het, verloop het; 55

- (b) kan die Hoof van die Diens op versoek toegang verleen tot 'n publieke rekord ten opsigte waarvan 'n tydperk korter as 20 jaar vanaf die einde van die jaar waarin die rekord tot stand gekom het, verloop het.
- (2) 'n Nie-publieke rekord wat by die Diens in bewaring is, is beskikbaar vir openbare toegang behoudens enige voorwaardes waarop ooreengekom is tydens die verkryging daarvan ingevolge artikel 7(1). 5
- (3) Ondanks subartikels (1) en (2) kan die Hoof van die Diens toegang tot 'n rekord weier op grond van die swak toestand daarvan, indien alternatiewe prosedures voorsiening maak vir toegang tot die inhoud van dié rekord.
- (4) Die Provinsiale Minister kan regulasies uitvaardig ten opsigte van die toelating van die publiek tot argiefbewaarplesse, die beskikbaarstelling van rekords vir openbare toegang, en die gebruik van toerusting vir die maak van afdrucke van of uittreksels uit rekords wat by die Diens in bewaring is. 10

Rekordbestuur

9. (1) Behoudens die bepalings van hierdie Wet is die Hoof van die Diens verantwoordelik vir die behoorlike bestuur van publieke rekords wat by regeringsliggame in bewaring is. 15
- (2) Sonder om die algemeenheid van subartikel (1) in te kort —
- (a) mag geen publieke rekord onder die beheer van 'n regeringsliggaam na 'n argiefbewaarples oorgeplaas, vernietig, uitgewis of op enige ander wyse oor beskik word sonder die skriftelike magtiging van die Hoof van die Diens, nie wat uitgereik word; 20
- (b) moet die Hoof van die Diens—
- (i) rekordklassifikasiesistels wat deur regeringsliggame toegepas moet word, bepaal; 25
- (ii) voorwaardes vir die mikroverfilming of elektroniese reproduksie van rekords bepaal; en
- (iii) voorwaardes vir die bestuur van elektroniese rekordstelsels bepaal;
- (c) moet die Hoof van die Diens publieke rekords inspekteer vir sover 'n inspeksie nodig is vir die verrigting van sy of haar werksaamhede kragtens hierdie Wet; met dien verstande dat die inspeksie van die publieke rekords wat inligting bevat waarvan die bekendmaking deur enige ander Wet van die Parlement beperk word, slegs met die toestemming van die hoof van die betrokke regeringsliggaam gedoen mag word. 30
- (3) Die Hoof van die Diens kan van tyd tot tyd lasgewings en instruksies uitreik, wat nie strydig met die regulasies mag wees nie, betreffende die bestuur en versorging van publieke rekords wat in die bewaring van regeringsliggame is. 35
- (4) Die Provinsiale Minister kan regulasies uitvaardig met betrekking tot die bestuur en versorging van publieke rekords wat by regeringsliggame in bewaring is.
- (5) (a) Die hoof van 'n regeringsliggaam moet, behoudens enige wet wat die indiensstelling van personeel van die betrokke regeringsliggaam reël en enige vereistes wat voorgeskryf word, 'n beampte van die liggaam as rekordbestuurder van die liggaam aanstel. 40
- (b) Die rekordbestuurder is daarvoor verantwoordelik om toe te sien dat die regeringsliggaam aan die vereistes van hierdie Wet voldoen. 45
- (c) Die Hoof van die Diens kan bykomende bevoegdhede en werksaamhede aan 'n rekordbestuurder opdra.

Argiefadvieskomitee

10. (1) Die Provinsiale Minister moet by kennisgewing in die *Provinsiale Koerant* 'n advieskomitee instel wat as die Wes-Kaapse Argiefadvieskomitee bekend staan. 50
- (2) Die Komitee bestaan uit minstens vyf maar hoogstens nege lede wat deur die Provinsiale Minister aangestel word.
- (3) Lede van die Komitee moet—
- (a) Suid-Afrikaanse burgers wees;
- (b) permanent in die provinsie Wes-Kaap woonagtig wees; 55
- (c) die inwoners van die provinsie Wes-Kaap demografies verteenwoordig; en
- (d) kundig wees, of 'n belangstelling hê, in argiefaangeleenthede.

Aanstelling van lede van Komitee

11. (1) Die Provinsiale Minister stel die lede van die Komitee vir 'n tydperk van hoogstens drie jaar aan. Die Komitee bestaan uit—

- (a) die Hoof van die Diens;
- (b) twee persone wat deur die Wes-Kaapse Tak van die Suid-Afrikaanse Vereniging van Argivarisse benoem is; en
- (c) ander persone uit die lys kandidate wat deur middel van 'n openbare proses benoem is.

(2) Die Provinsiale Minister moet by kennisgewing in die *Provinsiale Koerant* en die ander gedrukte media wat die Provinsiale Minister geskik ag, die breë publiek uitnooi om persone te benoem vir aanstelling as lede van die Komitee.

(3) Indien die organisasie in subartikel (1)(b) bedoel, versuim om twee persone te benoem, kan die Provinsiale Minister twee persone namens daardie organisasie aanstel.

(4) Enige lid van die Komitee kan by verstryking van sy of haar ampstermyn heraanstel word as lid van die Komitee, uitgesonderd die Hoof van die Diens, wat die enigste permanente lid van die Komitee is.

Voorsitter en ondervoorsitter

12. (1) Die Provinsiale Minister moet 'n lid van die Komitee (uitgesonderd die Hoof van die Diens) as voorsitter aanwys en moet die datum en plek van die eerste vergadering van die Komitee bepaal.

(2) Die Komitee moet op sy eerste vergadering uit sy lede (uitgesonderd die Hoof van die Diens) 'n ondervoorsitter aanstel.

(3) Wanneer die voorsitter van die Komitee afwesig is of nie in staat is om sy of haar werksaamhede as voorsitter te verrig nie, moet die ondervoorsitter as voorsitter optree en moet hy of sy vir dié tydperk alle bevoegdhede en pligte van die voorsitter uitoefen en verrig.

(4) Indien die voorsitter sy of haar amp ontruim, moet die Provinsiale Minister 'n ander lid as voorsitter in sy of haar plek aanstel.

(5) Indien sowel die voorsitter as die ondervoorsitter afwesig is van 'n vergadering van die Komitee, moet die lede wat op die vergadering teenwoordig is, 'n lid wat verteenwoordig is (uitgesonderd die Hoof van die Diens) kies om vir daardie vergadering as voorsitter op te tree.

(6) Die posisie van voorsitter raak vakant wanneer—

- (a) die ampstermyn van daardie lid verstryk;
- (b) daardie lid bedank; of
- (c) daardie lid ophou om 'n lid van die Komitee te wees.

(7) 'n Lid mag nie as voorsitter herkies word nie.

Ontslag

13. Die Provinsiale Minister kan 'n lid van die Komitee, uitgesonderd die Hoof van die Diens, ontslaan slegs op grond van wangedrag, onvermoë of onbekwaamheid en slegs nadat die wet op die bevordering van administratiewe geregtigheid (Wet 3 van 2000) nagekom is.

Vulling van vakatures

14. Indien 'n vakature voor die verstryking van die normale ampstermyn van 'n lid ontstaan, kan die Provinsiale Minister 'n persoon vir die onverstreke tydperk van daardie lid se ampstermyn aanstel ooreenkomstig die bepalings van artikel 11(2).

Doelstellings en werksaamhede van Komitee

15. Die doelstellings en werksaamhede van die Komitee is—

- (a) om die doelstellings en werksaamhede van die Diens soos in artikel 3 vermeld, te bevorder, aan te vul en te steun; en
- (b) om die Provinsiale Minister oor kwessies rakende argivale en rekord-bestuursangeleenthede te adviseer.

Interne prosedures en reëls van Komitee

16. (1) Die Komitee moet sy eie interne prosedures bepaal deur reëls op te stel ten opsigte van —

- (a) die belê van vergaderings; 5
- (b) die prosedures op vergaderings;
- (c) die frekwensie van vergaderings; met dien verstande dat minstens twee vergaderings jaarliks gehou moet word; en
- (d) die verkiesing van 'n ondervoorsitter.

(2) 'n Kworum vir 'n vergadering is 'n meerderheid van al die aangestelde lede van die Komitee. 10

(3) Die Komitee neem besluite deur 'n resoluë van die meerderheid van die lede teenwoordig op 'n vergadering, en in die geval van 'n staking van stemme het die persoon wat op die vergadering voorsit, 'n beslissende stem benewens 'n beraadslagende stem.

Toelaes

15

17. (1) Enige lid van die Komitee wat nie in die voltydse diens van die Staat is nie, kan uit die fondse van die provinsiale departement dié vergaderingstoelaes betaal word wat deur die Provinsiale Minister bepaal word met die instemming van die Provinsiale Minister verantwoordelik vir finansies in die provinsie Wes-Kaap.

(2) 'n Lid in subartikel (1) bedoel, kan uit fondse van die provinsiale departement vergoed word ten opsigte van uitgawes deur hom of haar aangegaan by die verrigting van die werksaamhede van die Komitee, soos deur die Provinsiale Minister bepaal. 20

Beperking van aanspreeklikheid

18. Die Provinsiale Administrasie: Wes-Kaap en enige provinsiale departement of enige persoon wat in diens is van een van die twee, is nie aanspreeklik vir die gevolge van enige handeling wat te goeder trou en sonder nalatigheid ingevolge hierdie Wet verrig is nie. 25

Misdrywe en strawwe

19. (1) Enige persoon wat—

- (a) enige publieke of nie-publieke rekord onder die beheer van 'n regeringsliggaam opsetlik beskadig; of 30
- (b) anders as ooreenkomstig hierdie Wet of enige ander wet so 'n rekord verwyder, vernietig of uitwis, is skuldig aan 'n misdryf en is by skuldigbevinding strafbaar met 'n boete van hoogstens R10 000 of gevangenisstraf vir 'n tydperk van hoogstens twee jaar of dié boete sowel as die gevangenisstraf. 35

Oorgangsreëlings

20. (1) Die persoon wat onmiddellik voor die inwerkingtreding van hierdie Wet die werksaamhede van die waarnemende hoof van die Wes-Kaapse Provinsiale Argief-komponent van die Nasionale Argief van Suid-Afrika verrig het ingevolge die Wet op die Nasionale Argief van Suid-Afrika, 1996 (Wet 43 van 1996), gaan voort in die amp as waarnemende hoof van die Diens totdat die Hoof van die Diens ingevolge artikel 4 aangestel word. 40

(2) Elke staatsampenaar wat onmiddellik voor die inwerkingtreding van hierdie Wet as 'n lid van die personeel van die nasionale Departement van Kuns en Kultuur werksaamhede in die Provinsie Wes-Kaap met betrekking tot argivale en rekord-bestuursaangeleenthede verrig het, word 'n lid van die personeel van die provinsiale departement in diens in die Provinsiale Argiefdiens in die Wes-Kaap met ingang van die datum van inwerkingtreding van hierdie Wet. 45

(3) Enige rekord wat by die waarnemende hoof in bewaring is op die dag onmiddellik voor die inwerkingtreding van hierdie Wet, word na die Hoof van die Diens oorgeplaas, behoudens die bedinge en voorwaardes wat op daardie dag op dié rekords van toepassing was. 50

Regulasies

21. Die Provinsiale Minister kan regulasies uitvaardig aangaande enige aangeleentheid wat ingevolge hierdie Wet by regulasie voorgeskryf of gedoen moet of kan word, en in die algemeen met betrekking tot enige aangeleentheid ten opsigte waarvan dit nodig of dienstig is om regulasies uit te vaardig ten einde die doelstellings van hierdie Wet te bereik of te bevorder. 5

Kort titel en inwerkingtreding

22. Hierdie Wet heet die Wet op die Provinsiale Argief- en Rekorddiens van die Wes-Kaap, 2005, en tree in werking op 'n datum wat die Premier by proklamasie in die *Provinsiale Koerant* bepaal. 10

VERKLARENDE MEMORANDUM

Met die oordrag van die argieffunksie (Nasionale Grondwet, Wet 108 van 1996: Skedule 5A) van die Nasionale Departement van Kuns en Kultuur na die Wes- Kaapse Provinsiale Departement van Kultuursake en Sport, maak hierdie wetgewing voorsiening vir 'n Provinsiale Argief- en Rekorddiens in die Wes-Kaap, behoorlike bestuur en versorging van publieke rekords, die behoud en gebruik van 'n provinsiale argivale erfenis en verbandhoudende aangeleenthede.

1. WOORDOMSKRYWINGS

In artikel 1 word 'n uiteensetting en die definisies gegee van die vaste terme gebruik in hierdie wetgewing.

2. INSTELLING EN DOELSTELLINGS VAN DIENS

Artikel 2 maak voorsiening vir die vestiging van 'n Provinsiale Argief- en Rekorddiens vir die Wes-Kaap Provinsie, terwyl artikel 3 voorsiening maak vir doelwitte soos die bewaring van openbare en nie-openbare rekords van blywende waarde, toeganklikheid van rekords, bestuur daarvan, versameling van nie-openbare rekords, samewerking tussen instellings, sowel as die promosie van die provinsiale argivale erfenis en bewustheid van argief rekords en bestuur.

3. AANSTELLING EN BEVOEGDHEDE VAN DIE HOOF VAN DIENS

In artikel 4 word voorsien vir die aanstelling van 'n Hoof van die Argief-en Rekorddiens, terwyl die verantwoordelikhede en magte van hierdie Hoof in artikel 5 omskryf word. In artikel 5(3) word voorsien vir personeel vir hierdie instelling om die Hoof by te staan, asook die Hoof se delegasiebevoegdhede in hierdie verband.

4. BEWARING EN INSTANDHOUDING VAN REKORDS

Subartikel (1) van artikel 6 maak voorsiening vir die Provinsiale Minister verantwoordelik vir Kultuursake van die Wes-Kaap om argiefbewaarplekke in te stel. Subartikel (2) voorsien vir die wyse waarop met openbare rekords gehandel moet word in terme van beskikkingsmagtigings oor openbare rekords van 20 jaar en ouer en beskryf die magte wat die Provinsiale Minister en Hoof van die Argief- en Rekorddiens in hierdie verband het.

5. VERKRYGING VAN NIE-PUBLIEKE REKORDS

In artikel 7 word die omstandighede en wyse uiteengesit waaronder nie-openbare rekords aangewins kan word deur die Hoof van die Diens, ten behoeve van die Provinsiale Regering van die Wes-Kaap.

6. TOEGANG EN GEBRUIK

Onderworpe aan enige ander wetgewing wat met toegang tot publieke rekords handel, word voorsiening gemaak vir toegang tot publieke rekords sowel as nie-publieke rekords (artikel 8). Subartikel (3) voorsien daarvoor dat toegang geweier kan word tot rekords in swak fisiese toestande indien alternatiewe prosedures vir toeganklikheid beskikbaar is. Die Provinsiale Minister kry in subartikel (4) regulasiebevoegdheid ten opsigte van toegang tot bewaarplekke, beskikbaar maak van rekords en kopieer toerusting.

7. REKORDBESTUUR

Artikel 9 maak voorsiening vir die Hoof van die Diens vir verantwoordelikheid vir die behoorlike bestuur van rekords by regeringsliggame, die beheer oor die oorplasing daarvan sowel as die stelsels, voorwaardes vir reproduksie van rekords, asook bestuur van elektroniese rekordstelsels. Die bepaling en goedkeuring van 'n rekord-bestuursbeleid is ook die Hoof van Diens se plig. Subartikel (4) maak voorsiening dat die Hoof van die Diens inspeksies van publieke rekords kan uitvoer en na oorleg met die

betrokke hoof van 'n regeringsliggaam voorskrifte en instruksies vir die bestuur en versorging van publieke rekords uitreik.

In terme van subartikel (5) kan die Provinsiale Minister regulasies met betrekking tot die bestuur en versorging van publieke rekords by regeringsliggame uitreik. Subartikel (6) maak voorsiening vir die aanstelling van rekordbestuurders by regeringsliggame sowel as die verantwoordelikheid van hierdie rekordbestuurders.

8. ARGIEFADVIESKOMITEE

8.1 *Instelling en aanstelling van lede, asook struktuur*

Artikels 10, 11 en 12 maak voorsiening vir die instelling van 'n Wes-Kaapse Argiefadvieskomitee deur die Provinsiale Minister, sowel as die profiel van die advieskomitee, die wyse van aanstelling en heraanstelling van lede, sowel as die aanwysing en verkiesing van die voorsitter en ondervoorsitter respektiewelik. Voorsiening word ook gemaak vir die verstryking van termyne en bedankings.

In artikel 13 word gronde verskaf waarop 'n lid van die advieskomitee, uitgesonderd die Hoof van die Diens, ontslaan kan word, terwyl in artikel 14 voorsien word dat 'n vakature wat ontstaan op die Advieskomitee gevul kan word ooreenkomstig artikel 11 (2).

8.2 *Doelstellinge en werksaamhede*

Artikel 15 omskryf die doelstellinge en werksaamhede van die Advieskomitee as promoverend, komplimenterend en ondersteunend tot die funksies van die Argief- en Rekorddiens, terwyl die Komitee ook die Provinsiale Minister sal adviseer oor argiefaangeleenthede.

8.3 *Interne prosedures en reëls*

Alle prosedures en reëls rondom vergaderings van die Advieskomitee sowel as die besluitnemingswyse word in artikel 16 uiteengesit.

8.4 *Toelaes*

Artikel 17 maak voorsiening vir die betaling van vergaderingstoelae uit fondse van die provinsiale departement aan komiteeledes wat nie voltyds in die Regering se diens is nie. Sodanige lede kan ook vir uitgawes aangegaan in die uitvoering van hul funksie vergoed word uit departementele fondse.

9. BEPERKING VAN AANSPREEKLIKHEID

Artikel 18 vrywaar die Provinsiale Administrasie of enige departement van die Regering van die Wes-Kaap of amptenare van hierdie instellings van gevolge van handelinge onder hierdie Wet wat ter goeder trou en sonder nalatigheid uitgevoer is.

10. MISDRYWE EN STRAFBEPALINGS

Artikel 19 maak opsetlike beskadiging, verwydering, vernietiging of uitwissing van enige publieke en nie-publieke rekords van 'n regeringsliggaam, 'n misdryf en lê die straf vas.

11. OORGANGSMAATREËLS

Die huidige uitvoering van die argief- en rekorddiens funksie in die Wes-Kaap word beheer deur die Nasionale Departement van Kuns en Kultuur. Artikel 20 maak voorsiening vir die bestaande hoof van die Wes-Kaapse argiefkomponent van die Nasionale Argief en Rekorddiens van Suid-Afrika om by in werktrede van hierdie Wet in waarnemende hoedanigheid voort te gaan as hoof totdat 'n Hoof van die Diens aangestel is ingevolge hierdie wet. Artikel 20 gaan voort en bepaal ook dat alle amptenare van die Nasionale Departement van Kuns en Kultuur gemoeid met die Wes-Kaapse argieffunksie met ingang van inwerkingtreding van hierdie wet geag in diens van die Provinsiale Argief- en Rekorddiens van die Wes-Kaap te wees.

12. REGULASIESBEVOEGDHEID

Artikel 21 gee regulasiebevoegdheid aan die Provinsiale Minister verantwoordelik vir Kultuursake in die Wes-Kaap.

13. KORTTITEL

Die inwerktrading van die wet op 'n datum deur die Premier by proklamasie bepaal asook die korttitel van die wet is in artikel 22 saamgevat.

UMTHETHO OSAYILWAYO

Ukusebenzela ooVimba boGcino-mpepha bePhondo kunye neeNkqubo zoGcino-lweeRekhodi zeNtshona Koloni; ukusebenzela ulawulo olululo nokulondoloza amaxwebhu orhulumente kwiPhondo leNtshona Koloni; ukusebenzela ulondolozo nokusetyenziswa koovimba-maxwebhu abathwele ilifa lemveli, kwanokusebenzela imicimbi enxibelelene noku.

OYA KUMISELWA yiPalamente yePhondo leNtshona Koloni ngolu hlobo lulandelayo:—

Iinkcazelo

1. Kulo mthetho, ngaphandle kokuba okuqulathiweyo kuthetha nto yimbi —
 - (1) “**uhluzo-maxwebhu**” luthetha umsebenzi woovimba boGcino-mpepha 5
wokumisela ukutshitshiswa kwamaxwebhu;
 - (2) “**oovimba-bogcino-mpepha**” bathetha amaxwebhu aselugcinweni
lomgcini-maxwebhu;
 - (3) “**umgcini-mpepha**” uthetha umgcini wovimba bamaxwebhu
ekubhekiselelwa kuye kwicandelo 6; 10
 - (4) “**ikomiti**” ithetha iKomiti ejongene nooVimba boGcino-mpepha beNtshona
Koloni kunye neeNgcebiso ngamaXwebhu neyamiselwa ngokwecandelo 10;
 - (5) “**ugcino**” luthetha ukulawulwa kwala maxwebhu ngokusekelezwe
kwindawo akuyo;
 - (6) “**ugunyaziwe otshitshisayo**” uthetha igunya elibhaliweyo elikhutshwa 15
ngokwemiqathango yecandelo 9(2)(a) elibalula ukuba amaxwebhu lawo
makagqithiselwe elugcinweni looVimba-maxwebhu bePhondo kunye
neeNkqubo zokujongana namaXwebhu kungenjalo atshitshiswe;
 - (7) “**uxwebhu**” lubhekisa kulo naluphi na ulwazi olurekhodiweyo okanye into 20
enokubonwa njengeyunithi;
 - (8) “**amaxwebhu agcinwe kwikhompyutha**” kuthethwa iinkcukacha
ezibhaliweyo zaza zafakwa kwizixhobo ze-elektroniki eyiteknoloji
yekhompyutha ukuzigcina;
 - (9) “**inkqubo yogcino zinkcukacha ngekhompyutha**” ithetha inkqubo ye-
elektroniki apho kuye kubhalwe iinkcukacha, ze zifakwe kwi-elektroniki 25
ukuzigcina, kuqukwa namaxwebhu angumthombo namagalelo,
ukusetyenziswa kweediski, iinkqubo zokusebenza, idatha nemethadatha;
 - (10) “**iqumrhu loburhulumente**” lithetha naliphi na ilungu lombuso lomthetho
owisiweyo, elesigqeba solawulo, elenkundla, okanye elolawulo,
kubandakanywa nequmrhu elisemthethweni, ikomishoni, ibhodi okanye 30
ibhunga, kwinqanaba lephondo okanye elengingqi kwelorhulumente
wePhondo leNtshona Koloni;
 - (11) “**intloko yequmrhu lorhulumente**” lithetha igosa eliyintloko lolawulo
lequmrhu lorhulumente okanye umntu owenza umsebenzi ololo hlobo,
okanye intloko yesebe lephondo okanye umntu owenza umsebenzi ololo 35
hlobo;
 - (12) “**irekhodi engeyokarhulumente**” ithetha iinkcukacha ezishicilelweyo,
nokuba zezaluphi na uhlobo okanye nokuba yiyiphi na into eyenziwe okanye
efunyenwe emntwini ozimeleyo okanye kwiqumrhu elingelilo eli lichazwe
njengequmrhu likarhulumente; 40
 - (13) “**ukuyalela**” kuthetha ukuyalelwa ngummiselo;

- (14) "isebe lephondo" lithetha isebe lephondo leNtshona Koloni elinoxanduva lemicimbi yezenkubeko;
- (15) "uMphathiswa wephondo" uthetha ilungu leKhabhinethi yePhondo leNtshona Koloni elinoxanduva lwemicimbi yenkubeko nemicimbi eyelele kuyo; 5
- (16) "irekhodi karhulumente" ithetha iinkcukacha ezishicilelweyo, nokuba zezaluphi na uhlobo ezenziwe okanye ezifunyenwe kwiqumrhu likarhulumente zokwenza imisebenzi yalo;
- (17) "umthetho, iPublic Service Act" uthetha iPublic Service Act, 1994 (Proclamation No. 103 of 1994) njengoko ulungisiwe; 10
- (18) "irekhodi" luthetha ulwazi olurekhodiweyo, nokuba lolwaluphi na uhlobo okanye lusentwenini na;
- (19) "ukushicilela" kuthetha nayiphi na into enesandi okanye umfuziselo okanye ezi zinto zombini ezincanyathiselwe kunye, okanye apho isandi nokuba ngumfuziselo okanye ezi zinto zombini zinakho ukuphinda zibe nokuvakaliswa okanye zenziwe kwakhona; 15
- (20) "inkqubo yokuhlelwa kweerekhodi" ithetha ucwangciso olulungiselelwe ukuchonga nokulungiselela imicimbi kunye/okanye neerekhodi zibe zizintlu ezilandelelanayo zonxibelelwano, iinkqubo nemigaqo yeenkqubo.
- (21) "ulawulo lweerekhodi" luthetha inkqubo yokuqinisekisa ngeyona ndlela ifanelekileyo yokwenza, ukucwangcisa, ukulondoloza, ukusebenzisa nokutshitshisa ezi rekhodi, ukuphumeza ulawulo olufanelekileyo, oluselubala nokujongana noxanduva; 20
- (22) "ummiselo" uthetha nawuphi na ummiselo owenziwe phantsi kwalo Mthetho; 25
- (23) "iNkonzo" ithetha iNkonzo yoGcino-mpepha yePhondo neyeeRekhodi zeNtshona Koloni eyasekwa ngokwemiqathango yecandelo 2 lalo Mthetho;
- (24) "lo Mthetho" ubandakanya nayiphi na imimiselo eyenziweyo apha ngezantsi.

Ukumiselwa kwenkonzo yephondo yoovimba bogcino-mpepha neerekhodi 30

2. Kusekwa icandelo elikwisebe lephondo leNkonzo yoGcino-mpepha yePhondo neyeeRekhodi zeNtshona Koloni.

Iinjongo nemisebenzi

3. Iinjongo nemisebenzi yale Nkonzo yile—

- (a) kukugcina iirekhodi zikarhulumente nezo zingezozikarhulumente kusenzelwa ukuba ze zisetyenziswe luluntu nangumbuso ngokuxabisekileyo; 35
- (b) kukuzenza ukuba zifikeleleke ezo rekhodi zinjalo kwanokukhuthaza ukusetyenziswa kwazo luluntu;
- (c) kukuqinisekisa ulawulo olululo nokunonotshelwa kwazo zonke iirekhodi zikarhulumente; 40
- (d) kukuqokelela iirekhodi ezingezizo ezikarhulumente ngokwexabiso lokubaluleka kwephondo nezingenakugcinwa ngokufanelekileyo lelinye iziko, ngenxa yemimiselo yokuba kufakwe emaxwebhini izinto ezenzekayo kwiphondo ezazingananzwanga ngoovimba bogcino-mpepha kwixesha elidlulileyo; 45
- (e) kukukhuthaza intsebenziswano nolungelelaniso phakathi kwamaziko agcina iirekhodi engezozikarhulumente ngokuxabisekileyo;
- (f) ukuthatha inxaxheba kwinkqubo yesizwe yokufumana ulwazi nokulugcina;
- (g) nokukhuthaza ukuba kwaziwe ngogcino-mpepha nendlela yokulawula iirekhodi kwanokukhuthaza imisebenzi yomgcini-mpepha nolawulo lweerekhodi; kunye 50
- (h) nokunyusa umgangatho wokulondoloza kwanowokusebenzisa ilifa lendalo nelemveli ngogcino-mpepha zephondo.

Ukuqeshwa kweNtloko

4. INtloko ejongene nale Nkonzo kufuneka iqeshwe ngokwemiqathango yomthetho oyiPublic Service Act, kwaye kufuneka ibe namava obungcali ahambelana noku, ndawonye neemfanelo ezifunekayo ezimalunga nogcino-mpepha. 55

Amagunya eNtloko

5. (1) INtloko ejongene nale Nkonzo inoxanduva lokulawula le Nkonzo.
- (2) INtloko ejongene nale Nkonzo inga—
- (a) thatha nawaphi na amanyathelo xa ibona kufanelekile, icwangcise, ichaze, ikhuphe iirekhodi; 5
 - (b) nika ingcaciso, iingcebiso, uphando nezinye iinkqubo eziphathelelene neerekhodi;
 - (c) gxininisa ngokukodwa kwimisebenzi esekelwe ukuba ifane namaphulo okwazisa aya kufikelela kumanqanaba ngamanqanaba oluntu abangenazimfanelo ngokwaneleyo, yenze kwaziwe neerekhodi 10 ezichaphazelekayo, oko ikwenza ngokwemipoposho, imiboniso kwanokubolekisa ngeerekhodi;
 - (d) ngenza uqeqesho exhobisa ngobuchule obumalunga nogcino-mpepha nolawulo lweerekhodi;
 - (e) sebenzisana namaqumrhu achaphazelekayo kwimicimbi yogcino-mpepha 15 okanye kulawulo lweerekhodi;
 - (f) nika inkxaso enobugcisa nobuchule ekuncedeni kwimisebenzi yovimba wogcino-mpepha nabasebenzisi balo vimba;
 - (g) funa umntu othe wasebenzisa iirekhodi eziselugcinweni lwale Nkonzo, xa loo mntu esenza uphando ngopapasho okanye ngokwenza inkcazelo ebhalwa 20 ngokubanzi/ithisisi yakhe, ukufakela kwikopi yopapasho okanye ithisisi ngale Nkonzo, kanti
 - (h) angathi ngokwemvumelwano ayinikwe nguMphathiswa wephondo alixolele naliphi na iqumrhu lorhulumente kuwo nawuphi na ummiselo walo Mthetho.
 - (i) ngathabatha amanyathelo angamanye yenze neentshukumo ezizezinye 25 ezinokufaneleka ekufezekiseni iinjongo zale Nkonzo;
- (3) INtloko ejonge nale Nkonzo ingathi—
- (a) ekuwuqhubeni umsebenzi wayo, incediswe ngamagosa nabaqeshwa abaqeshwe ngokwemiqathango yomthetho, iPublic Service Act; kanti
 - (b) ngokuxhomekeka kuyo nayiphi na imimiselo, ebhaliweyo, imisele amagunya 30 okanye inike ilungu labasebenzi umsebenzi ize ithi ngalo naliphi na ixesha, ilurhoxise olo miselo, okanye umsebenzi, ikwenza oko ngokwembalelwano.

Ugcino nolondolozo lweerekhodi

6. (1) UMphathiswa wePhondo uya kuthi, ixesha nexesha, amisele igosa lovimba wogcino-mpepha eliya kuba phantsi kweNtloko ejongene nale Nkonzo ukuze ibe lilo 35 eligcine ezo rekhodi.
- (2) Iirekhodi zoRhulumente ezithe zakhethwa ngegunya lokuzitshitshisa njengezinexabiso ziya kugqithiselwa kwigosa logcino-mpepha xa zithe kanti sezineminyaka engama-20 zikhona; ngaphandle kokuba—
- (a) akukho wumbi uMthetho wePalamente okanye wePalamente yePhondo 40 leNtshona Koloni ofuna ezo rekhodi zibe selugcinweni lwequmrhu elithile lorhulumente okanye komntu othile;
 - (b) iNtloko ejongene nale Nkonzo iya kuthi yakuba ibonisene nentloko yequmrhu lorhulumente, ichonge iirekhodi ezinjalo eziya
 - (i) kuhlala ziselugcinweni lwequmrhu lorhulumente; okanye 45
 - (ii) kufuneka zigqithiselwe kwigosa lovimba wogcino—mpepha ngaphambi kokuba zibe zineminyaka engama-20 zikho;
 - (c) iNtloko ejongene nale Nkonzo ingamisela urhoxiso logqithiselo lweerekhodi zorhulumente;
 - (d) iNtloko ejongene nale Nkonzo inganika imvume yokuba kugqithiselwe 50 iirekhodi kumlondolozo wogcino-mpepha ngaphambi kokuba zibe zihleli iminyaka engama-20.
- (3) UMphathiswa wePhondo nguye onokuthi ngokwemiqathango yemimiselo elawula ugqithiselo lweerekhodi ephantsi kwecandelwana (2) anike imiyalelo.
- (4) INtloko ejongene nale Nkonzo ingathatha amanyathelo anjalo njengoko ingawo 55 alungele ulondolozo nogcino-mpepha lweerekhodi.
- (5) INtloko ejongene nale Nkonzo ingazitshabalalisa okanye izitshitshise naziphi na iirekhodi eziselugcinweni zale Nkonzo, apho ukugcinwa kwezi rekhodi, okuhamba ngokwamagunya okutshitshisa akhutshwa yiNtloko yeSebe lale Nkonzo, rekhodi ezo 60 iya kube izezingasafuneki nganto.

Ukufunwa kweerekhodi ezingezozikarhulumente

7. (1) INTloko ejongene nale Nkonzo, egameni loRhulumente wePhondo leNtshona Koloni, iya kuthi emva kokufumana ifomu yemvume kwintloko yesebe lephondo, xa ifuna ukuba ithengiswe, okanye kunikelwe ngayo, okanye kubolekiswa ixeshana okanye umphelo, ikwenze oko ngokupheleleyo okanye ngokuxhomekeke kwimimiselo enjalo kwakuba kuvunyelwene, iirekhodi ezinezinto zephondo ezibalulekileyo ezingezozikarhulumente ezithe ngokokubona kwakhe akwabikho mfuneko yokuba zigcinwe lelinye iqumrhu. 5

(2) Ngokuxhomekeke kwimimiselo engasetyenziswa, iirekhodi ezingezozikarhulumente kulindeleke ngokwecandelwana (1) ukuba zifakwe elugcinweni lweemphepha, ngokumiselwa yiNtloko ejongene nale Nkonzo. 10

Ufikeleleko nokusetyenziswa

8. (1) (a) Ngokuxhomekeke kuMthetho ojongene nokufikelelwa kweerekhodi—

(i) iirekhodi zorhulumente eziselugcinweni lweNkonzo kufuneka zifunyanwe ngabantu xa iminyaka engama-20 sele iphelile ukususela ekupheleni konyaka ezenziwa ngawo iirekhodi ezo; okanye 15

(ii) imvume yokufikelelwa kweerekhodi zorhulumente ngokubhekiselele kwixesha elingaphantsi kweminyaka engama-20 liye laphela ukususela ekupheleni konyaka ezenziwa ngazo iirekhodi ezo iya kukhutshwa yiNtloko yeNkonzo ngokwesicelo. 20

(2) iirekhodi ezingezozikarhulumente eziselugcinweni lwale Nkonzo kufuneka zifunyanwe ngabantu, oko kusenziwa ngokuxhomekeke kwiimeko ekuvunyelwene ngazo xa bekufunwa ezi rekhodi ngokwemiqathango yecandelo 7(1) lalo Mthetho;

(3) nangona ngokwecandelwana (1), iNtloko yeNkonzo ingathi yale ukuba ezi rekhodi zibe nokufikelelwa ngenxa yemeko zayo ezi-ethe-ethe, ngaphandle kokuba kungenziwa ezinye iindlela zokuba kufikelelwe kokuqulathwe ziirekhodi ezo, kwanokuba 25

(4) UMphathiswa wephondo unokwenza imimiselo enika imvume yokuba uluntu lungene koovimba bogcino-mpepha, ukwenzela ukuba kufikelelwe kwezi rekhodi, kwanokusetyenziswa kwezixhobo zokwenza iikopi zezicatshulwa eziphuma kwezi rekhodi ziselugcinweni lwale Nkonzo. 30

Ulawulo lweerekhodi

9. (1) Ngokuxhomekeke kwimimiselo yalo Mthetho, iNtloko ejongene nale Nkonzo inoxanduva lokulawula iirekhodi eziselugcinweni lwamaqumrhu orhulumente ngokufanelekileyo. 35

(2) Unganyinwanga nje umthetho-jikelele wecandelwana (1)—

(a) akukho rekhodi zorhulumente eziphantsi kolawulo lwequmrhu lorhulumente eziya kugqithiselwa kuvimba wogcino-mpepha emazitshatyalaliswe, zicinywe okanye zitshitshiswe ngaphandle kwesigunyaziso esibhaliweyo yiNtloko ejongene nale Nkonzo; 40

(b) iNtloko ejongene nale Nkonzo kufuneka—

(i) imisele inkqubo yokuhlelwa kweerekhodi eya kusetyenziswa ngamaqumrhu orhulumente; 45

(ii) imisele imiqathango exhomekeke ekubeni iirekhodi zenziwe imicrofilm okanye i-elektroniki, iphinde 45

(iii) imisele imiqathango exhomekeke ekubeni iirekhodi ezifakwe kwi-elektroniki zikwazeke ukulawuleka;

(c) INTloko ejongene nale Nkonzo kufuneka ihlale iirekhodi zorhulumente kangokuba ukuhlolwa oko kufanele ukusetyenziswa yiyo kwimisebenzi yayo phantsi kwalo Mthetho; ngaphandle kokuba ukuhlolwa oko kweerekhodi zorhulumente ezineenkukacha akufunekanga zivele kuwo nawuphi na uMthetho wePalamente, ngaphandle kokuba zingavezwa kuphela ngokwemvume yentloko yequmrhu lorhulumente elichaphazelekayo. 50

(3) INTloko ejongene nale Nkonzo inokumisela amaxesha ngamaxesha imigaqo-nkqubo nemiyalelo, ekufuneka ukuba ingakhabani nemiqathango ekhoyo, yolawulo lweerekhodi zoluntu ezigcinwe ngamaqumrhu karhulumente. 55

(4) UMphathiswa wephondo uya kwenza imimiselo ngendlela emazilawulwe ziphathwe ngayo iirekhodi zikarhulumente eziselugcinweni lwamaqumrhu orhulumente.

(5) (a) Intloko yequmrhu lorhulumente iya kuthi, ngokuxhomekeke kuwo nawuphi na umthetho olawula abasebenzi bequmrhu lorhulumente elichaphazelekayo kwanezinto ezifunekayo ezingamiselwa, inyule igosa lequmrhu ukuba libe ngumanejala wequmrhu elo.

(b) Umanejala osingathe iirekhodi uya kuba noxanduva lokuqinisekisa ukuba iqumrhu lorhulumente liyayithobela imimiselo yalo Mthetho.

(c) INTloko ejongene nale Nkonzo ingamiselwa amagunya ongezelelweyo kwanemisebenzi yomanejala osingathe iirekhodi.

IKomiti yeeNgcebiso yoGcino-mpepha

10. (1) UMphathiswa wephondo kufuneka, athi ngesaziso kwiGazethi yePhondo, aseke ikomiti yeengcebiso eya kwaziwa ngokuba yiKomiti yooGcino-mpepha yeNtshona Koloni.

(2) Le Komiti iya kuba namalungu amahlanu ubuncinane kodwa angabikho ngaphezu kwamalungu alithoba anyulwe nguMphathiswa wePhondo.

(3) Amalungu eKomiti kufuneka—

(a) abe ngabemi boMzantsi Afrika;

(b) abe ngabahlali abahlala isigxina kwiPhondo leNtshona Koloni;

(c) kufuneka ahambelane namanani abahlali bohlanga ngalunye lwePhondo lweNtshona Koloni; yaye

(d) abe nolwazi, okanye abe nomdla kwimicimbi yoogcino-mpepha.

Ukunyulwa kwamalungu eKomiti

11. (1) UMphathiswa wePhondo nguye onyula amalungu eKomiti, malungu lawo aya kusebenza iminyaka emithathu. IKomiti iya kuba—

(a) neNtloko ejongene neNkonzo;

(b) abantu ababini abaphakanyiswe liSetyana leNtshona Koloni loMbutho woMzantsi Afrika woGcino-mpepha, kunye

(c) nabanye abantu abavela kuluhlu lwabagqatswa abaya kuphakanyiswa ngokwendlela yenkqubo yoluntu.

(2) UMphathiswa wePhondo kufuneka ibe nguye omemelela uluntu ngokubanzi ukuba luphakamise amagama amalungu eKomiti ngokuthi akhuphe isaziso kwiGazethi yePhondo nakwamanye amaphephandaba ngokokubona kwakhe.

(3) Ukuba umbutho ekubhekiselelwa kuwo ku(1)(b) uyasilela ukuphakamisa abantu ababini, uMphathiswa wephondo uya kubanyula ngokwakhe abo bantu babini egameni lalo mbutho ukhankanyiweyo.

(4) Naliphi na ilungu leKomiti, liya kuthi xa sekuphele ixesha lalo lisesikhundleni, liphinde linyulwe kwakhona njengelungu leKomiti, ngaphandle kweNtloko yeNkonzo eba lilungu leKomiti isigxina.

USihlalo nesekele likasihlalo

12. (1) UMphathiswa wePhondo kufuneka anyule ilungu leKomiti (ngaphandle kweNtloko yeNkonzo) ukuba libe nguSihlalo yaye amisele umhla wokuqala nendawo yentlanganiso yeKomiti.

(2) IKomiti kufuneka, ithi kwintlanganiso yayo yokuqala, inyule (ngaphandle kweNtloko yeNkonzo) usekele-sihlalo kumalungu ayo.

(3) Ukuba usihlalo weKomiti akakho okanye akanako ukuyenza imisebenzi yakhe njengosihlalo, isekela likasihlalo iya kuba lilo eliya kusebenza njengosihlalo kwaye uya kuthi ngelo xesha ibe ngawakhe onke amagunya aze enze yonke imisebenzi kasihlalo

(4) Kwimeko apho usihlalo athe wasishiya isikhundla sakhe, iKomiti kufuneka inyule elinye ilungu lisebenze njengosihlalo kwindawo kasihlalo.

(5) Kwimeko apho bobabini, usihlalo kunye nosekele sihlalo bathe ababikho entlanganisweni yeKomiti, amalungu akhoyo kuloo ntlanganiso kufuneka anyule ilungu eliza kusebenza njengosihlalo kwintlanganiso leyo.

(6) Isikhundla sikasihlalo asibi namntu xa—

(a) ixesha lelungu liphela ekupheleni kweminyaka emithathu;

(b) ilungu lirhoxa; okanye

- (c) ilungu liyeka ukuba lilungu leKomiti.
(7) Ilungu aliyi kuphinda linyulwe njengosihlalo.

Ukugxothwa

13. UMphathiswa wephondo angaligxotha kuphela ilungu leKomiti ngaphambi kokuba liphele ixesha lalo, ngaphandle kweNtloko yoGcino-mpepha neNkonzo yeeRekhodi, xa lithe alaziphatha ngandlela, lingakwazi okanye lingabi nabuchule bokusebenza emva kokulandela izibonelelo ze*Promotion of Administrative Justice Act, 2000* (Umthetho 3 ka-2000). 5

Uzaliso lwezikhundla

14. Ukuba ngaba isikhundla sivela ngaphambi komhla wokuphela kwexesha ebelisekelwe ukuba lisebenze lona ilungu, uMphathiswa wePhondo uya kuqesha umntu ngokwexesha elimileyo/ elingazi kuphela, oko ekwenza ngokwemimiselo yecandelo 11(2). 10

Iinjongo nemisebenzi yekomiti

15. Injongo nemisebenzi yeKomiti kuku— 15
- (a) khuthaza, ukufezekisa nokuxhasa iinjongo nemisebenzi yeeNkonzo zoGcino-mpepha zePhondo njengoko kuchaziwe kwicandelo 3 lalo Mthetho, ndawonye
 - (b) nokucebisa uMphathiswa wephondo ngemibandela ebhekiselele kwimicimbi yogcino-mpepha. 20

Iinkqubo ezilandelwayo nemigaqo yangaphakathi yeKomiti

16. (1) iKomiti kufuneka ibeke indlela oqhutywa ngayo umsebenzi ngaphakathi kwaneenkqubo ezilandelwayo ngokwenziwa kwemigaqo ebhekiselele—
- (a) ekubizeni iintlanganiso;
 - (b) iinkqubo ezilandelwayo ezintlanganisweni; 25
 - (c) ekubeni zihlala kangaphi iintlanganiso; kufuneka ukuba iintlanganiso zihlale ubuncinane kabini qho ngonyaka, kananjalo
 - (d) nokunyula usekela sihlalo.
- (2) Ikhoram/ inani labakhoyo entlanganisweni iba bubuninzi lwawo onke amalungu onyuliweyo eKomiti. 30
- (3) IKomiti ithatha izigqibo ngokwesigqibo soninzi lwamalungu akhoyo entlanganisweni xa iivoti zilingana, usihlalo wentlanganiso leyo kuya kufuneka ibe nguye onevoti yesigqibo ukongeza kwivoti yakhe yeengxoxo njengelongu leKomiti.

Iimfanelo

17. (1) Naliphi na ilungu leKomiti elingaqeshwanga isigxina nguMbuso liya kuhlulwa ngemali yesebe lephondo, iimfanelo zentlanganiso ezinjalo ke zimiselwa nguMphathiswa wephondo emva kokubonisana noMphathiswa wephondo ochaphazelekayo wezemali kwiNtshona Koloni. 35
- (2) Ilungu ekubhekiselelwa kulo kwicandelwana (1) liya kuhlulwa ngemali evela kwisebe lephondo ngokumayela neendleko ezithe zenzeka malunga nendlela eyenze ngayo imisebenzi yeKomiti, njengoko kumiselweyo nguMphathiswa wephondo. 40

Ukuncitshiswa kwamathuba okujongana noxanduva

18. ULawulo lwePhondo: lweNtshona Koloni kunye naliphi na isebe okanye nawuphi na umntu abazi kuba natyala ngokubhekiselele kuyo nayiphi na into eyenziwe ngasihle nangenkathalo phantsi kwalo Mthetho. 45

Ubutyala nezohlwayo

19. (1) Nawuphi na umntu othe—

- (a) ngabom wonakalisa naziphi na iirekhodi zorhulumente nezingezizo ezikarhulumente eziphantsi kolawulo lwequmrhu lorhulumente; okanye
- (b) akaqhuba ngokuhambelana nalo Mthetho okanye nawo nawuphi na omnye umthetho, wasusa, wonakalisa okanye wayicima irekhodi enjalo, unobutyala yaye uya kugwetywa ngokuwiselwa isohlwayo esingayi kudlula kuma-R10 000 okanye avaluele kangangesithuba esingayi kudlula kwiminyaka emibini okanye azifumane zozibini izohlwayo. 5

Amalungiselelo exeshana

20. (1) Umntu othe nje ukuba uqalise ukusebenza lo Mthetho, wenza imisebenzi yentloko ebambelelo yecandelo leeNkonzo zoGcino-mpepha zeNtshona Koloni elilicandelo leeNkonzo zoGcino-mpepha zoMzantsi Afrika phantsi komthetho, iNational Archives of South Africa Act, 1996 (Act No.43 of 1996), uya kuqhuba esesikhundleni sentloko ebambelelo yezi Nkonzo de ibe iNtloko ejongene nale Nkonzo iqeshwe ngokwemiqathango yecandelo 4 lalo Mthetho. 10

(2) Wonke umsebenzi worhulumente, othe nje wakuba uqalisile ukusebenza lo Mthetho, wenza imisebenzi njengomsebenzi oqeshwe liSebe leSizwe lezobuGcisa neNkcubeko kwiphondo leNtshona Koloni ngokubhekiselele kwimicimbi yocino-mpepha, uya kuba ngumsebenzi wesebe lephondo oqeshwe kuVimba woGcino-mpepha wePhondo, ukususela mhla waqalisa ukusebenza lo Mthetho. 15

(3) Nayiphi na irekhodi eselugcinweni yentloko ebambelelo ekhankanyiweyo iya kuthi ngomhla othe nje wakuba uqalisile ukusebenza lo mthetho, igqithiselwe kwiNtloko ejongene nale Nkonzo, ngokuxhomekeke kuyo nayiphi na imiqathango nemimiselo eyayisetyenziswa kwiirekhodi ezinjalo ngala mhla. 20

Imiqathango

21. UMphathiswa wePhondo nguye oya kwenza imiqathango kuwo nawuphi na umcimbi oya kuthi ngokwemimiselo yalo Mthetho kufuneke okanye kuvunywe ukuba imiselwe okanye yenziwe ngokwemiqathango, kananjalo, ibhekiselelwe kuwo nawuphi na umbandela obonakala uyimfuneko, okanye ufanelekile ukuba umiselwe khon' ukuze kuphunyezwe okanye kukhuthazwe iinjongo zalo Mthetho. 25

Isihloko esifutshane nokuqalisa

30

22. Lo Mthetho ubizwa ngokuba nguMthetho wooVimba boGcino-mpepha bePhondo neeNkqubo zoGcino lweeRekhodi zeNtshona Koloni (Provincial Archives and Records Service of the Western Cape Act), 2005, kwaye uya kuqalisa ukusebenza ngomhla oya kumiselwa yiNkulumbuso ngokwenza isibhengezo kwiGazethi yePhondo.

IMEMORANDAM YENGACISO

Olu wiso-mthetho lunika iiNdawo zoLondolozo ziiRekhodi ezibalulekileyo zePhondo kunye neNkonzo yeeRekhodi umsebenzi wendawo yolondolozo lweerekhodi ezibalulekileyo eNtshona Koloni (umthetho iNational Constitution, Act 108 of 1996: Scheduli 5A) ukusuka kwiSebe lezobuGcisa neNkcubeko leSizwe ukuya kwiSebe leMicimbi yeNkcubeko neMidlalo lePhondo leNtshona Koloni. Lukwalungiselela nolawulo olunempumelelo kwanokunonotshelwa kweerekhodi zaseburhulumenteni, ukulondolozwa nokusetyenziswa kwelifa lendawo yokulondolozwa iirekhodi zephondo nemicimbi ekwafana nayo.

1. IINKCAZELO

Inkcazelo yemimiselo ezinzileyo kunye neenkcazo ekubhekiselelwa kuzo kuwiso-mthetho inikiwe kwicandelo 1.

2. UKUMISELWA KUNYE NEENJONGO ZENKONZO

Icandelo 2 lichaza ngokumiselwa kweeNdawo zoLondolozo ziiRekhodi ezibalulekileyo zePhondo kunye neNkonzo yeeRekhodi yeNtshona Koloni, ngeli xesha imiba ephambili yeNkonzo, oko kukuthi, ukulondolozwa kweerekhodi ezixabiseke kakhulu zaseburhulumenteni nezo zingezozaburhulumenteni, ukufikelela kwiirekhodi nokulawula iirekhodi ezo, ukuqokelelwa kweerekhodi ezingezizo ezaseburhulumenteni, intsebenziswano phakathi kwamagumrhu kwakunye nokwazisa ngelifa lendawo yolondolozo zirekhodi ezibalulekileyo zephondo kwanokwazisa ngenkonzo yeerekhodi zendawo yolondolozo zirekhodi ezibalulekileyo kwanendlela yokulawula ezi ndawo ichaziwe kwicandelo 3.

3. UKUNYULA KUNYE NAMAGUNYA ENTLOKO YENKONZO

Icandelo 4 lichaza ngokunyulwa kweNtloko yeeNdawo zoLondolozo lweeRekhodi ezibalulekileyo kunye neNkonzo yeeRekhodi kanti lukwacaciswe kwicandelo 5 uxanduva namagunya ale Ntloko. Abasebenzi beli ziko baya kuncedisa iNtloko kwakunye namagunya abiweyo ngokumayela noku, kuchazwe kwicandelo 5(3).

4. UKUBA SELUGCINWENI NOKULONDOLOZWA KWEEREKHODI

UMphathiswa wePhondo onoxanduva lokujongana neMicimbi yeNkcubeko angaseka oovimba bokulondolozwa iirekhodi ezibalulekileyo, oko ekwenza ngokwemiqathango yecandelwana (1) lecandelo 6, ngeli xesha kwicandelwana (2) kucaciswa ngendlela apho iirekhodi zaseburhulumenteni kufuneka zisingathwe khona ngokwemiqathango yamagunya aphaathelele kutshitshiso lweerekhodi zaseburhulumenteni ezineminyaka engama-20 nangaphezulu zikho, elo gunya lichazwa namagunya oMphathiswa wePhondo neNtloko yeeNdawo zoLondolozo ziiRekhodi ezibalulekileyo kunye neNkonzo yeeRekhodi.

5. UKUFUNYANWA KWEEREKHODI EZINGEZIZO EZASEBURHULUMENTENI

Iimeko ndawonye nendlela ezithi zifunyanwe ngayo iirekhodi ezingezizo ezaseburhulumenteni yiNtloko yeNkonzo yoRhulumente wePhondo leNtshona Koloni zichaziwe kwicandelo 7.

6. UFIKELELEKO NOSETYENZISO

Ukufikelela kwiirekhodi zaseburhulumenteni nezo zingezizo ezaseburhulumenteni, ngokuxhomekeke kulo naluphi na uviso-mthetho olujongene nokufikelela kwiirekhodi zaseburhulumenteni ichaziwe kwiCandelo 8. ICandelwana (3) lichaza ukungavunyelwa ukuba kufikelelwe kwiirekhodi ezikwimeko engafanelekanga ngokwenkangeleko ekufuneka kusetyenziswe nkqubo zimbi ukuze kufikelelwe kuzo. UMphathiswa wePhondo angakhupha imimiselo ngokwemiqathango yecandelwana (4) echaza ukufikelela koovimba abagcina iirekhodi ezibalulekileyo, zibe zikho neerekhodi kwakunye nezixhobo zokukopa.

7. UKUPHATHWA KWEEREKHODI

INTloko yeNkonzo inoxanduva lokuphathwa iirekhodi ezikugcino lwamaqumrhu orhulumente ngendlela eyiyo, ijonge nokugqithiselwa kwazo ndawonye neenkqubo, iimeko zokwenziwa kweerekhodi kananjalo ikhangele neenkqubo zokurekhoda nge-elektroniki, oko kusenziwa ngokwemiqathango yeCandelo 9. Ukusekwa nokuvunywa komgaqo-nkqubo wokulawula iirekhodi luxanduva lweNtloko yeNkonzo. Icandelwana (4) livumela iNtloko yenkonzo ukuba izihlole iirekhodi, kwaye iya kuthi idibene nezinye iintloko ezichaphazelekayo zamasebe orhulumente, ikhuphe imigaqo nemiyalelo yokuphathwa nokunonotshelwa kweerekhodi.

Kwicandelwana (5) kwenziwe amalungiselelo okuba uMphathiswa wePhondo akhuphe imimiselo ephathelele ekuphathweni nasekunonotshelweni kweerekhodi zaseburhulumenteni zamaqumrhu orhulumente. Icandelwana (6) lichaza ngokunyulwa koomanejala abaza kujongana neerekhodi kumaqumrhu orhulumente likwamisela noxanduva oluya kusingathwa ngaba manejala.

8. IKOMITI YEENGCEBISO YENDAWO YOKULONDOLOZA IIREKHODI EZIBALULEKILEYO

8.1 *Ukumiselwa kwequmrhu nokunyulwa kwamalungu*

AmaCandelo 10, 11 kunye nele-12 enza amalungiselelo okumiselwa kweKomiti eza kujongana neNdawo zoLondoloza iirekhodi ezibalulekileyo nguMphathiswa, kwakunye nomgaqo-siseko weKomiti yeeNgcebiso, ukunyulwa nokuphinda kunyulwe amalungu kwakhona, ukhetho ndawonye nokunyulwa kukasihlalo nesekele likasihlalo. Enziwe namalungiselelo axa kuthe kwaphela ixesha lokuba sesikhundleni kananjalo nokurhoxa kuso.

Kwicandelo 13 izizathu zokupheliswa kwexesha lokuba sesikhundleni lalo naliphi na ilungu ngaphandle kweNtloko yeNkonzo, zichaziwe, kwaye icandelo 14 lichaza ngokuzaliswa kwesikhundla seKomiti yeeNgcebiso ngokwemiqathango yecandelo 11 (2).

8.2 *Imiba nemisebenzi*

Icandelo 15 licacisa imiba nemisebenzi yeKomiti yeeNgcebiso njengekhuthazayo, encomayo, nesisongezelelo kwimisebenzi yendawo yolondolozo lweerekhodi ezibalulekileyo kunye neNkonzo yeeRekhodi, ngeli xesha iya kube ikwacebisa uMphathiswa wePhondo ngemicimbi ephathelele kwindawo yolondolozo lweerekhodi ezibalulekileyo.

8.3 *Iinkqubo elandelwayo nemigaqo yangaphakathi*

Zonke iinkqubo ezilandelwayo nemigaqo ephathelele kwiintlanganiso zeKomiti yeeNgcebiso, nokuthatha isigqibo sale Komiti zikhankanyiwe kwicandelo 16.

8.4 *Imali yezibonelelo (allowances)*

Icandelo 17 licacisa ngentlawulo yemali esisibonelelo yentlanganiso kumalungu eKomiti angaqeshwanga sigxina kwiNkonzo yoRhulumente. Amalungu anjalo avumelekile ukuba afumane imbuyekezo ngenkcitho ethe yenzeka xa ebesenza imisebenzi yawo.

9. UKULINGANISELWA KWEMIDA YOKUPHENDULA

Icandelo 18 likhusela icandelo loLawulo lwePhondo okanye naliphi na isebe loRhulumente weNtshona Koloni okanye amagosa ala maqumrhu kwiziphumo zala manyathelo athatyathiweyo aphantsi kwalo Mthetho naphunyezwe ngokufanelekileyo.

10. ULWAPHULO- MTHETHO NEZOHLWAYO

Icandelo 19 lichaza ukuba ukonakaliswa, ukususwa, okanye ukutshatyalaliswa ngabom kwempahla yaseburhulumenteni naleyo engeyiyo eyaseburhulumenteni yequmrhu lorhulumente lulwaphulo-mthetho kwaye izohlwayo zilindelekile.

11. AMALUNGISELELO ENGUQU

Ukusebenza kwenkqubo yendawo yolondolozo zirekhodi ezibalulekileyo kunye nenkonzo yeerekhodi eNtshona Koloni kulawulwa liSebe lezobuGcisa neNkcubeko leSizwe. Icandelo 20 libonelela intloko esele ikho yeNtshona Koloni yecandelo leNdawo yoLondolozo ziRekhodi neNkonzo yeeRekhodi leSizwe loMzantsi Afrika ukuba iqhubeka isebenza njengebambela esikhundleni seNtloko yeNkonzo ukususela mhla uqalisa ukusebenza lo Mthetho. Iya kuqhuba isebenza kwesi sikhundla ibambele de ibe lelo xesha kuya kunyulwa ngalo iNtloko yeNkonzo, isonyulwa ngokwemiqathango yalo Mthetho. Icandelo 20 kwakhona likwamisela onke amagosa asuka kwiSebe lezobuGcisa neNkcubeko leSizwe elinikwe umsebenzi wokuba lijonge umsebenzi weNdawo yoLondolozo ziRekhodi zePhondo ezibalulekileyo ukuba aya kuthathwa njengaqeshwe kwiNdawo yoLondolozo ziRekhodi zePhondo kunye neNkonzo yeeRekhodi yeNtshona Koloni naya kuqalisa ukusebenza mhla waqala ukusebenza lo Mthetho.

12. IMIMISELO

Igunya lokwenza imimiselo ephathelele kwiNdawo yoLondolozo ziRekhodi ezibalulekileyo zePhondo kunye neNkonzo yeeRekhodi lidluliselwa kuMphathiswa wePhondo ngokwecandelo 21.

13. ISIHLOKO ESIFUTSHANE

UMthetho lo uya kuqalisa ukusebenza ngomhla oya kumiselwa yiNkulumbuso, oko ikwenza ngokubhengeza, kwanangesihloko sawo esifutshane, okuchaziweyo kwicandelo 22.