



Western Cape Government • Wes-Kaapse Regering

PROVINCE OF WESTERN CAPE

PROVINSIE WES-KAAP

Provincial Gazette

Provinsiale Koerant

7067

7067

Friday, 7 December 2012

Vrydag, 7 Desember 2012

Registered at the Post Office as a Newspaper

As 'n Nuisblad by die Poskantoor Geregistreer

CONTENTS

(*Reprints are obtainable at Room M21, Provincial Legislature Building, 7 Wale Street, Cape Town 8001.)

No.		Page
Provincial Notices		
362	City of Cape Town Municipality (Northern District): Removal of Restrictions Act.....	2550
363	City of Cape Town Municipality (Northern District): Removal of Restrictions Act	2550
364	Stellenbosch Municipality: Removal of Restrictions Act	2550
365	Stellenbosch Municipality: Removal of Restrictions Act	2553
366	City of Cape Town Municipality: By-Election in ward 22 ..	2551
367	Witzenberg Municipality: By-Election in ward 10	2552
368	City of Cape Town Municipality (Southern District): Removal of Restrictions Act	2553

Tenders:

Notices	2553
---------------	------

Local Authorities

Bergrievier Municipality: Departure	2556
Bergrievier Municipality: Departure	2557
Bergrievier Municipality: Departure	2558
Bergrievier Municipality: Subdivision	2559
Bergrievier Municipality: Consent use	2560
Bergrievier Municipality: Application for leasehold	2559
Bitou Local Municipality: Rezoning	2560
City of Cape Town Municipality (Helderberg District): Closure ..	2553
City of Cape Town Municipality (Khayelitsha/Mitchells Plain District): Amendment of the approved Cape Town Spatial Development Framework	2554

INHOUD

(*Herdrukke is verkrygbaar by Kamer M21, Provinsiale Wetgewing-gebou, Waalstraat 7, Kaapstad 8001.)

No.		Bladsy
Provinsiale Kennisgewings		
362	Stad Kaapstad Munisipaliteit (Noordelike Distrik): Wet op Opheffing van Beperkings	2550
363	Stad Kaapstad Munisipaliteit (Noordelike Distrik): Wet op Opheffing van Beperkings	2550
364	Stellenbosch Munisipaliteit: Wet op Opheffing van Beperkings	2550
365	Stellenbosch Munisipaliteit: Wet op Opheffing van Beperkings	2553
366	Stad Kaapstad Munisipaliteit: Tussenverkiesing in wyk 22 ..	2551
367	Witzenberg Munisipaliteit: Tussenverkiesing in wyk 10 ..	2552
368	Stad Kaapstad Munisipaliteit (Suidelike Distrik): Wet op Opheffing van Beperkings	2553

Tenders:

Kennisgewings:	2553
----------------------	------

Plaaslike Owerhede

Bergrievier Munisipaliteit: Afwyking	2556
Bergrievier Munisipaliteit: Afwyking	2557
Bergrievier Munisipaliteit: Afwyking	2558
Bergrievier Munisipaliteit: Afwyking	2559
Bergrievier Munisipaliteit: Onderverdeling	2560
Bergrievier Munisipaliteit: Vergunningsgebruik	2559
Bergrievier Munisipaliteit: Aansoek om huurpag	2560
Bitou Munisipaliteit: Hersonering	2560
Stad Kaapstad Munisipaliteit (Helderberg-distrik): Sluiting	2553
Stad Kaapstad Munisipaliteit (Khayelitsha-/Mitchells Plein- distrik): Wysiging van die goedgekeurde Kaapstadse Ruimte- like-ontwikkelingsraamwerk	2554

(Continued on page 2612)

(Vervolg op bladsy 2612)

PROVINCIAL NOTICES

The following Provincial Notices are published for general information.

ADV. B. GERBER,
DIRECTOR-GENERAL

Provincial Building,
Wale Street,
Cape Town.

P.N. 362/2012

7 December 2012

CITY OF CAPE TOWN
(NORTHERN DISTRICT)

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

I, Jeremy Benjamin, in my capacity as Chief Land Use Management Regulator 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 341, Scottsdene, remove condition B. 7. as contained in Deed of Transfer No. T. 21721/2002 and amend the following conditions to read as follows:

- B. 3. "No building on this erf shall be used or converted to use for any purposes other than that permitted in terms of these conditions, but may also be used as an Early Childhood Development Centre"
- B. 6. "This erf shall be used solely for the purpose of erecting thereon one dwelling (including an Early Childhood Development Centre), or other buildings for such purposes, as the Administrator may, from time to time after reference with the Township board and the local authority, approve, provided that the erf is included in the area of a Town Planning Scheme, the local authority may permit such other buildings as are permitted by the subject scheme subject to the conditions and restrictions stipulated by the scheme"

P.N. 363/2012

7 December 2012

CITY OF CAPE TOWN
(NORTHERN DISTRICT)

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

I, Jeremy Benjamin, in my capacity as Chief Land Use Management Regulator 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 Portion 11 of the Farm Vryheid No. 55, Klipheuwel, removes condition 2. B. 1. as contained in Deed of Transfer No. T. 64533 of 2003.

P.N. 364/2012

7 December 2012

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

Notice is hereby given that the Minister of Local Government, 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 5134, Stellenbosch, remove conditions I.B (b), I.B (c) and I.B (d) as contained in Deed of Transfer No. T. 18839 of 1988.

PROVINSIALE KENNISGEWINGS

Die volgende Provinsiale Kennisgewings word vir algemene inligting gepubliseer.

ADV. B. GERBER,
DIREKTEUR-GENERAAL

Provinsiale-gebou,
Waalstraat,
Kaapstad.

P.K. 362/2012

7 Desember 2012

STAD VAN KAAPSTAD
(NOORDELIKE DISTRIK)

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

Ek, Jeremy Benjamin, in my hoedanigheid as Hoof Grondgebruiksbestuur Reguleerder 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 341, Scottsdene, hef voorwaarde B. 7. soos vervat in Transportakte Nr. T. 21721/2002, op, en wysig die volgende voorwaardes te lees soos volg:

- B. 3. "Geen gebou op die erf sal gebruik word of omgeskakel word om te gebruik vir enige ander doeleindes as wat toelaatbaar is in terme van hierdie voorwaardes, maar kan ook gebruik word as 'n Early Childhood Development Centre"
- B. 6. "Hierdie erf mag slegs gebruik word vir die doel van die oprigting van daarop, een wooneenheid (insluitend 'n Early Childhood Development-sentrum), of ander geboue vir sodanige doeleindes, soos die Administrates mag, van tyd tot tyd na die verwysing met die Dorpsraad en die plaaslike owerheid goedkeur, met dien verstande dat die erf is ingesluit in die gebied van 'n Dorpsbeplanningskema, kan die plaaslike owerheid toelaat dat so 'n ander geboue soos toegelaat deur die onderwerp skema onderworpe aan die voorwaardes en beperkings wat bepaal deur die Skema"

P.K. 363/2012

7 Desember 2012

STAD VAN KAAPSTAD
(NOORDELIKE DISTRIK)

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

Ek, Jeremy Benjamin, in my hoedanigheid as Hoof Grondgebruiksbestuur Reguleerder 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 Gedeelte 11 van die Plaas Vryheid Nr. 55, Klipheuwel, hef voorwaarde 2. B. 1. soos vervat in Transportakte No. T. 64533 van 2003.

P.K. 364/2012

7 Desember 2012

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

Kennis geskied hiermee dat die Minister van Plaaslike Regering, Omgewingsake en Ontwikkelingsbeplanning, behoorlik aangewys as bevoegde gesag ingevolge paragraaf (a) van Staatspresident Proklamasie No 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 5134, Stellenbosch, voorwaardes I.B (b), I.B (c) en I.B (d) soos vervat in Transportakte Nr. T. 18839 van 1988, ophef.

P.N. 366/2012

7 December 2012

PROVINCE OF THE WESTERN CAPE
CITY OF CAPE TOWN
BY-ELECTION IN WARD 22: 30 JANUARY 2013

Notice is hereby given in terms of section 25(4) of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998) that a by-election will be held in Ward 22 of the City of Cape Town on Wednesday, 30 January 2013, to fill the vacancy in this ward.

Furthermore, notice is hereby given in terms of section 11(1)(b) of the Local Government: Municipal Electoral Act, 2000 (Act 27 of 2000) that the timetable for the by-election will soon be published in the Provincial Gazette of the Western Cape Province by the Independent Electoral Commission.

For enquiries, please contact Mr Derrick Marco at tel (021) 910-5700.

Signed on this 29th day of November 2012.



AW BREDELL, PROVINCIAL MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

P.K. 366/2012

7 Desember 2012

PROVINSIE WES-KAAP
STAD KAAPSTAD
TUSSENVERKIESING IN WYK 22: 30 JANUARIE 2013

Kennis geskied hiermee ingevolge artikel 25(4) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet 117 van 1998) dat 'n tussenverkiesing in Wyk 22 van die Stad Kaapstad gehou sal word op Woensdag, 30 Januarie 2013, om die vakature in hierdie wyk te vul.

Kennis geskied hiermee verder ingevolge artikel 11(1)(b) van die Wet op Plaaslike Regering: Munisipale Verkiesingwet, 2000 (Wet 27 van 2000) dat die tydtabel vir die tussenverkiesing eersdaags deur die Onafhanklike Verkiesingskommissie in die Provinsiale Koerant van die Provinsie Wes-Kaap gepubliseer sal word.

Enige navrae kan gerig word aan Mnr Derrick Marco by tel (021) 910-5700.

Geteken op hierdie 29ste dag van November 2012.



AW BREDELL, PROVINSIALE MINISTER VAN PLAASLIKE REGERING, OMGEWINGSKE EN ONTWIKKELINGSBEPLANNING

I.S. 366/2012

7 kuDisemba ka-2012

IPHONDO LENTSHONA KOLONI
ISIXEKO SASAKAPA
UNYULO LOVALO-SIKHEWU KUWADI 22: 30 KUJANUWARI KA-2013

Ngolu xwebhu kwaziswa, ngokweCandelo 25(4) loMthetho wooRhulumente beNgingqi: amaSebe ooMasipala, 1998 (uMthetho 117 wonyaka we-1998), ukuba kuza kubanjwa unyulo lovalo sikhewu kuWadi 22 kummandla Isixeko sasaKapa ngoLwesithathu umhla we-30 kuJanuwari ka-2013, ukuvala izikhewu ezithe savela ngenxa yokushiya ooceba beziwadi.

Ngokunjalo, ngolu xwebhu kwaziswa, ngokweCandelo 11(1)(b) loMthetho wooRhulumente beeNgingqi: Unyulo looMasipala, 2000 (uMthetho 27 wonyaka wama-2000), ukuba uludwe Iwamaxsha okubanjwa konyulo lovalo zikhewu luya kupapashwa kuqala yiKomishoni eZimeleyo yoNyulo kwiGazethi yePhondo leNtshona Koloni.

Nayiphi na imibuzo ekhoyo ingabhekiswa kuMr Derrick Marco, kwnombolo yefowuni ethi (021) 901-5700.

Lusayinwe ngalo mhla we-29 kuNovemba ka-2012.



AW BREDELL, UMPHATHISWA WEPHONDO LOORHULUMENTE BOMMANDLA, IMICIMBI YENDALO NOCWANGCISO LOPHUHLISO

P.N. 367/2012

7 Desember 2012

PROVINCE OF THE WESTERN CAPE
WITZENBERG MUNICIPALITY (WCO22)
 BY-ELECTION IN WARD 10: 30 JANUARY 2013

Notice is hereby given in terms of section 25(4) of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998) that a by-election will be held in Ward 10 of the Witzenberg Municipality on Wednesday, 30 January 2013, to fill the vacancy in this ward.

Furthermore, notice is hereby given in terms of section 11(1)(b) of the Local Government: Municipal Electoral Act, 2000 (Act 27 of 2000) that the timetable for the by-election will soon be published in the Provincial Gazette of the Western Cape Province by the Independent Electoral Commission.

For enquiries, please contact Mr David Nasson at tel (023) 316-1854.

Signed on this 29th day of November 2012.



AW BREDELL, PROVINCIAL MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

P.K. 367/2012

7 Desember 2012

PROVINSIE WES-KAAP
WITZENBERG MUNISIPALITEIT (WCO22)
 TUSSENVERKIESING IN WYK 10: 30 JANUARIE 2013

Kennis geskied hiermee ingevolge artikel 25(4) van die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet 117 van 1998) dat 'n tussenverkiesing in Wyk 10 van die Witzenberg Munisipaliteit gehou sal word op Woensdag, 30 Januarie 2013, om die vakature in hierdie wyk te vul.

Kennis geskied hiermee verder ingevolge artikel 11(1)(b) van die Wet op Plaaslike Regering: Munisipale Verkiesingwet, 2000 (Wet 27 van 2000) dat die tydtafel vir die tussenverkiesing eersdaags deur die Onafhanklike Verkiesingskommissie in die Provinsiale Koerant van die Provinsie Wes-Kaap gepubliseer sal word.

Enige navrae kan gerig word aan Mnr David Nasson by tel (023) 316-1854.

Geteken op hierdie 29ste dag van November 2012.



AW BREDELL, PROVINSIALE MINISTER VAN PLAASLIKE REGERING, ONGEWINGSAKE EN ONTWIKKELINGSBEPLANNING

I.S. 367/2012

7 kuDisemba ka-2012

IPHONDO LENTSHONA KOLONI
U MASIPALA WASEWITZENBERG (WCO22)
 UNYULO LOVALO-SIKHEWU KUWADI 10: 30 KUJANUWARI KA-2013

Ngolu xwebhu kwaziswa, ngokweCandelo 25(4) loMthetho wooRhulumente beNgingqi: amaSebe ooMasipala, 1998 (uMthetho 117 wonyaka we-1998), ukuba kuza kubanjwa unyulo lovalo sikhewu kuWadi 10 kummandla U Masipala waseWitzenberg ngoLwesithathu umhla we-30 kuJanuwari ka-2013, ukuvala izikhewu ezithe savela ngenxa yokushiywa ocebha beziwadi.

Ngokunjalo, ngolu xwebhu kwaziswa, ngokweCandelo 11(1)(b) loMthetho wooRhulumente beeNgingqi: Unyulo looMasipala, 2000 (uMthetho 27 wonyaka wama-2000), ukuba uludwe lwamaxesha okubanjwa konyulo lovalo zikhewu luya kupapashwa kuqala yiKomishoni eZimeleyo yoNyulo kwiGazethi yePhondo leNtshona Koloni.

Nayiphi na imibuzo ekhoyo ingabhekiswa kuMr David Nasson, kwnombolo yefowuni ethi (023) 316-1854.

Lusayinwe ngalo mhla we-29 kuNovemba ka-2012.



AW BREDELL, UMPHATHISWA WEPHONDO LOORHULUMENTE BOMMANDLA, IMICIMBI YENDALO NOCWANGCISO LOPHUHLISO

P.N. 365/2012 7 December 2012

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

Notice is hereby given that the Minister of Local Government, 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 3737, Stellenbosch, removes condition C. (d) as contained in Deed of Transfer No. T. 5720 of 2006.

P.N. 368/2012 7 December 2012

CITY OF CAPE TOWN
(SOUTHERN DISTRICT)
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), 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 3302, Hout Bay, remove condition C. contained in Deed of Transfer No. T. 3459 of 2009.

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.

NOTICES OF LOCAL AUTHORITIES

CITY OF CAPE TOWN
(HELDERBERG DISTRICT)
CLOSURE

- Portion of Rusthof Road adjoining Erf 6075, The Strand

Notice is hereby given in terms of section 6(1) of the By-law relating to the Management and Administration of the Municipality's Immovable Property that the Council has closed a portion of Farm 922, Stellenbosch as shown on General Plan No G35 (2757) (SG Ref. S/2905/209 v2 p3).

ACHMAT EBRAHIM, CITY MANAGER

7 December 2012

50271

SWARTLAND MUNICIPALITY

NOTICE 51/2012/2013

PROPOSED CLOSURE OF PORTION OF KLOOF STREET
ADJOINING ERVEN 188 AND 2045,
RIEBEEK KASTEEL

Notice is hereby given in terms of Section 137(2) of Ordinance 20 of 1974 that it is the intention of Council to close a portion of Kloof Street, adjoining erven 188 and 2045, Riebeeck Kasteel.

Further particulars are available during office hours (weekdays) at the Department Development Services, in the Office of the Manager: Planning, Building Control & Valuations, Municipal Office, Church Street, Malmesbury.

Any comments may be lodged in writing with the undersigned not later than 14 January 2013 at 17:00.

JJ SCHOLTZ, MUNICIPAL MANAGER, MUNICIPAL OFFICE, PRIVATE BAG X52, MALMESBURY

7 December 2012

50279

P.K. 365/2012 7 Desember 2012

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

Kennis geskied hiermee dat die Minister van Plaaslike Regering, Omgewingsake en Ontwikkelingsbeplanning, behoorlik aangewys as bevoegde gesag ingevolge paragraaf (a) van Staatspresident Proklamasie No 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 3737, Stellenbosch, voorwaarde C. (d) soos vervat in Transportakte Nr. T. 5720 van 2006, ophef.

P.K. 368/2012 7 Desember 2012

STAD KAAPSTAD
(SUIDELIKE DISTRIK)
WET OP OPHEFFING VAN BEPERKINGS, 1967

Kennis geskied hiermee dat die Minister van Plaaslike Regering, Omgewingsake en Ontwikkelingsbeplanning, behoorlik aangewys as die 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 3302, Houtbaai, hef voorwaarde C. soos vervat in Transportakte Nr. T. 3459 van 2009, op.

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.

KENNISGEWING DEUR PLAASLIKE OWERHEDE

STAD KAAPSTAD
(HELDERBERG-DISTRIK)
SLUITING

- Gedeelte van Rusthofweg aangrensend aan Erf 6075, Die Strand

Kennisgewing geskied hiermee ingevolge artikel 6(1) van die Verordening oor die Bestuur en Administrasie van die Munisipaliteit se Onroerende Eiendom dat die Raad 'n gedeelte van plaas 922, Stellenbosch gesluit het soos aangetoon op algemene plan, no. G35 (2757) (SG Verw. S/2905/209 v2 p3).

ACHMAT EBRAHIM, STADSBESTUURDER

7 Desember 2012

50271

SWARTLAND MUNISIPALITEIT

KENNISGEWING 51/2012/2013

VOORGESTELDE SLUITING VAN GEDEELTE VAN
KLOOFSTRAAT GRESEND AAN ERWE 188 EN 2045,
RIEBEEK KASTEEL

Kennis geskied hiermee ingevolge Artikel 137(2) van Ordonnansie 20 van 1974 dat die Raad van voorneme is om gedeelte van Kloofstraat, grensend aan erwe 188 en 2045, Riebeeck Kasteel te sluit

Verdere besonderhede is gedurende gewone kantoorure (weeksdag) beskikbaar by die Departement Ontwikkelingsdienste, in die Kantoor van die Bestuurder: Beplanning, Boubeheer en Waardasies, Munisipale Kantore, Kerkstraat, Malmesbury.

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later nie as 14 Januarie 2013 om 17:00.

JJ SCHOLTZ, MUNISIPALE BESTUURDER, MUNISIPALE KANTOOR, PRIVAATSAK X52, MALMESBURY

7 Desember 2012

50279

CITY OF CAPE TOWN

(KHAYELITSHA/MITCHELLS PLAIN DISTRICT)

APPLICATION FOR AMENDMENT OF THE APPROVED CAPE TOWN SPATIAL DEVELOPMENT FRAMEWORK (A COMPONENT OF THE INTEGRATED DEVELOPMENT PLAN)

- Erven 20452-20469, 20710-20721, 21975-21978 & 21982-21988, Khayelitsha

The City of Cape Town, District F (Khayelitsha/Mitchells Plain) is considering amending the approved Cape Town Spatial Development Framework in respect of the proposed amendments as provided for in Section 3(4)(b) of the Municipal Planning & Performance Management Regulations as published in terms of the provisions of the Municipal Systems Act No. 32 of 2000, and in terms of Section 4(7) of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985) to permit the change in designation from Industrial to Urban Development, applicable to Erven 20452-20469, 20710-20721, 21975-21978 & 21982-21988, Khayelitsha. The public may submit comments to the District Manager at Department: Planning & Building Development Management at Stocks and Stocks Building, Ntlazane Street, Ilitha Park, PO Box X93, Bellville 7535, tel (021) 360-1276 or fax 086 576 0782. Enquiries may be directed to N Bassadien, Department: Planning & Building Development Management, City of Cape Town, Stocks and Stocks, Ntlazane Street, Ilitha Park, PO Box X93, Bellville 7535. Comments may be lodged to nabeel.bassadien@capetown.gov.za weekdays during 08:00-14:30. Written comments, if any, with reasons may be lodged at the office of the abovementioned District Manager on or before 5 February 2013, quoting the reference: Amendment to CTSDF Khayelitsha, as well as your erf details, contact number and address.

ACHMAT EBRAHIM, CITY MANAGER

7 December 2012

50272

CITY OF CAPE TOWN

(KHAYELITSHA/MITCHELLS PLAIN DISTRICT)

AMENDMENT OF THE APPROVED CAPE TOWN SPATIAL DEVELOPMENT FRAMEWORK (A COMPONENT OF THE INTEGRATED DEVELOPMENT PLAN)

- Erven 466, 467 and 468, Philippi

Notice is hereby given in terms of Section 3(4)(b) of the Municipal Planning and Performance Management Regulations as published in terms of the provisions of the Municipal Systems Act No 32 of 2000 and in terms of Section 4(7) of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985) that the undermentioned application has been received and is open to inspection at this office of the District Manager at Department: Planning & Building Development Management at Stocks and Stocks Building, Ntlazane Street, Ilitha Park, Private Bag X93, Bellville, 7535, tel (021) 360-1008 or fax (021) 360-3227. Enquiries may be directed to M Wansbury, Department Planning & Building Development Management, City of Cape Town, Stocks and Stocks, Ntlazane Street, Ilitha Park, Private Bag X93, Bellville 7535 or e-mail to comments_objections.khayemitch@capetown.gov.za weekdays during 08:00-13:00. Written objections, if any, with reasons may be lodged at the office of the abovementioned District Manager on or before 5 February 2013, quoting the above applicable legislation, the application number, as well as your Erf number, contact phone number and address.

Location address: c/o Lansdowne & New Eisleben Roads

Owner: Airport Corridor Mall (Pty) Ltd (Erven 466 & 467, Philippi) & Eisleben Business Park (Pty) Ltd (Erf 468, Philippi)

Applicant: Integrated Development Solutions (Hannes Krynauw)

Application No: 218977

Nature of Application: The City of Cape Town is considering amending the approved Cape Town Spatial Development Framework (a component of the approved Integrated Development Plan) to permit the change in designation from Industrial Development to Urban Development, for the development of a regional convenience centre on Erven 466, 467 and 468, Philippi.

ACHMAT EBRAHIM, CITY MANAGER

7 December 2012

50273

STAD KAAPSTAD

(KHAYELITSHA/MITCHELLS PLEIN-DISTRIK)

AANSOEK VIR DIE WYSIGING VAN DIE GOEDGEKEURDE KAAPSTADSE RUIMTELIKE-ONTWIKKELINGSRAAMWERK ('N KOMPONENT VAN DIE GEÏNTEGREERDE ONTWIKKELINGSPLAN)

- Erwe 20452-20469, 20710-20721, 21975-21978 en 21982-21988, Khayelitsha

Die Stad Kaapstad, Distrik F (Khayelitsha-/Mitchells Plein), oorweeg die wysiging van die goedgekeurde Kaapstadse Ruimtelike-ontwikkelingsraamwerk soos daar voorsiening gemaak word in artikel 3(4)(b) van die Regulasies oor Munisipale Beplanning en Prestasiebestuur soos gepubliseer ingevolge die Wet op Munisipale Stelsels, Wet 32 van 2000, en artikel 4(7) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985), om toe te laat dat die bestemming van erwe 20452-20469, 20710-20721, 21975-21978 en 21982-21988, Khayelitsha, van industrieel na stedelike ontwikkeling verander word. Die publiek kan kommentaar voorlê aan die Distriksbestuurder, Departement: Beplanning en Bou-ontwikkelingsbestuur, Blok E, Stocks & Stocks-kompleks, Ntlazanestraat, Ilitha Park, Khayelitsha. Navrae kan gerig word aan N Bassadien, Departement: Beplanning en Bou-ontwikkelingsbestuur, Posbus X93, Bellville 7535, e-posadres nabeel.bassadien@capetown.gov.za, tel (021) 360-1276, of faksnr. 086 576 0782, weksdae gedurende 08:00-14:30. Skriftelike besware, as daar is, moet voor of op 5 Februarie 2013 aan die kantoor van bogenoemde Distriksbestuurder gerig word, met vermelding van die verwysing "Amendment to CTSDF Khayelitsha", sowel as u erf- en kontaktelefoonnommer en adres.

ACHMAT EBRAHIM, STADSBESTUURDER

7 Desember 2012

50272

STAD KAAPSTAD

(KHAYELITSHA-/MITCHELLS PLEIN-DISTRIK)

WYSIGING VAN DIE GOEDGEKEURDE KAAPSTADSE RUIMTELIKE-ONTWIKKELINGSRAAMWERK ('N KOMPONENT VAN DIE GEÏNTEGREERDE ONTWIKKELINGSPLAN)

- Erwe 466, 467 en 468, Philippi

Kennisgewing geskied hiermee ingevolge artikel 3(4)(b) van die Regulasies oor Munisipale Beplanning en Prestasiebestuur soos gepubliseer ingevolge die Wet op Munisipale Stelsels, Wet 32 van 2000, en artikel 4(7) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985), dat die Raad onderstaande aansoek ontvang het wat ter insae beskikbaar is by die kantoor van die Distriksbestuurder, Departement: Beplanning en Bou-ontwikkelingsbestuur, Blok E, Stocks & Stocks-kompleks, Ntlazanestraat, Ilitha Park, Khayelitsha. Navrae kan gerig word aan M Wansbury, Departement: Beplanning en Bou-ontwikkelingsbestuur, Posbus X93, Bellville 7535, e-posadres comments_objections.khayemitch@capetown.gov.za, tel (021) 360-1008, of faksno. (021) 360-3227, weksdae gedurende 08:00-13:00. Skriftelike besware, as daar is, moet voor of op 5 Februarie 2013 aan die kantoor van bogenoemde Distriksbestuurder gerig word, met vermelding van bogenoemde toepaslike wetgewing, die aansoeknommer sowel as u erf- en kontaktelefoonnommer en adres.

Liggingsadres: h/v Lansdowne- en Nuwe Eislebenweg

Eienaar: Airport Corridor Mall (Edms) Bpk (erwe 466 en 467, Philippi) en Eisleben Business Park (Edms) Bpk (Erf 468, Philippi)

Aansoeker: Integrated Development Solutions (Hannes Krynauw)

Aansoekno.: 218977

Aard van aansoek: Die Stad Kaapstad oorweeg die wysiging van die goedgekeurde Kaapstadse Ruimtelike-ontwikkelingsraamwerk ('n komponent van die goedgekeurde geïntegreerde ontwikkelingsplan) om toe te laat dat die bestemming van industriële ontwikkeling na stedelike ontwikkeling verander word vir die ontwikkeling van 'n streeksgerief-sentrum op erwe 466, 467 en 468, Philippi.

ACHMAT EBRAHIM, STADSBESTUURDER

7 Desember 2012

50273

CITY OF CAPE TOWN
(NORTHERN DISTRICT)

CONSENT USE AND RELAXATION OF BUILDING LINES FOR A
PLACE OF INSTRUCTION — DAYCARE FOR 21 CHILDREN

- Erf 10106, 120 Goedemoed Street, The Crest, Durbanville

Notice is hereby given in terms of Clause 6 of the Durbanville Zoning Scheme, that the undermentioned application has been received and is open to inspection at the office of the District Manager, Northern District. Any enquiries may be directed to Hannes van Zyl, Planning & Building Development Management, Municipal Offices, Brighton Road, Kraaifontein (Postal Address: PO Box 25, Kraaifontein 7569), e-mail address: johannesgideon.vanzyl@capetown.gov.za, tel (021) 980-6003 and fax (021) 980-6083, weekdays during office hours (08:00-14:30). Any objections, with full reasons therefor, may be lodged in writing at the office of the abovementioned District Manager: Northern District, e-mail address: comments_objections.northern@capetown.gov.za on or before 7 February 2013, quoting the above relevant legislation, the application number and the objector's erf and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid.

Owner: Ms V Anderson

Applicant: Ms V Anderson

Application number: 223222

Nature of application:

- Application for a consent use to permit a Place of Instruction — Daycare for 21 children — on the premises.
- Application for the relaxation of building lines to permit the said facility on a Single Residential property.

Should your response not reach the above offices on or before the closing date, it may be considered invalid. Kindly clearly indicate in terms of which legislation your comments/objections are made. Should you be unable to provide written objection or representation, you may by appointment during office hours request a staff member to assist you with transcribing your objection or representation. Kindly note, any comment and/or objection submitted would be public record and be made available to the applicant for response as a matter of course.

ACHMAT EBRAHIM, CITY MANAGER

7 December 2012

50282

CITY OF CAPE TOWN
(TYGERBERG DISTRICT)

REZONING AND SUBDIVISION

- Erf 113210, Boquinar Industrial, Cape Town

Notice is hereby given in terms of Sections 17(2) & 24(2) of the Land Use Planning Ordinance (Ordinance No 15 of 1985) that the undermentioned application has been received and is open to inspection at the office of the District Manager at 3rd Floor, Municipal Offices, Voortrekker Road, Parow. Enquiries may be directed to Sharon Hoffman, Private Bag X4, Parow 7499 and or c/o Voortrekker Road and Tallent Street, Parow 7500, Sharon.hoffman@capetown.gov.za, tel. (021) 938-8516 and fax no. (021) 938-8509 weekdays during 08:00-14:30. Any objections, with full reasons therefor, may be lodged in writing at the office of the abovementioned District Manager or by using the following e-mail address: comments_objections.tygerberg@capetown.gov.za on or before 7 February 2013, quoting the above relevant legislation, the application number and the objector's erf and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid.

Applicant: Hannes Krynauw

Application number: 223864

Address: Morris Close, Boquinar Industrial Area

Nature of Application: Application for Subdivision of Erf 113210, Cape Town into 2 portions: Portion 1 (unregistered Erf 160338, Cape Town) & remainder. Rezoning of Portion 1 from Public Open Space to General Industrial, in order to Consolidate Portion 1 with adjoining Erf 113230, Cape Town and to utilize it for Industrial purposes.

ACHMAT EBRAHIM, CITY MANAGER

7 December 2012

50284

STAD KAAPSTAD
(NOORDELIKE DISTRIK)

GEBRUIKSTOESTEMMING EN VERSLAPPING VAN BOULYNE
VIR 'N PLEK VAN ONDERRIG — DAGSORG VIR 21 KINDERS

- Erf 10106, Goedemoedstraat 120, The Crest, Durbanville

Kennisgewing geskied hiermee ingevolge klousule 6 van die Durbanville-soneringskema dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die Kantoor van die Distriksbestuurder, Noordelike Distrik. Enige navrae kan gerig word aan Hannes van Zyl, Beplanning en Bou-ontwikkelingsbestuur, Munisipale Kantore, Brightonweg, Kraaifontein (Posadres: Posbus 25, Kraaifontein 7569), tel (021) 980-6003, faksno. (021) 980-6083, of e-posadres: johannesgideon.vanzyl@capetown.gov.za, weekdae gedurende 08:00-14:30. Enige besware, met volledige redes daarvoor, kan voor of op 7 Februarie 2013 skriftelik aan die kantoor van bogenoemde Distriksbestuurder gerig word, of na e-posadres comments_objections.northern@capetown.gov.za gestuur word, met vermelding van bogenoemde toepaslike wetgewing, die aansoeknommer en die beswaarmaker se erf- en telefoonnommer/s en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongeldig geag word.

Eienaar: me V Anderson

Aansoeker: me V Anderson

Aansoeknr.: 223222

Aard van aansoek:

- Aansoek om gebruikstoestemming om 'n plek van onderrig — dagsorg vir 21 kinders — op die perseel toe te laat.
- Aansoek om die verslapping van die boulyne om voormelde fasiliteit op 'n enkelresidensiële eiendom toe te laat.

Indien u terugvoering bogenoemde kantore nie voor of op die sluitingsdatum bereik nie, kan dit ongeldig geag word. Dui asseblief duidelik aan ingevolge welke wetgewing u kommentaar/besware voorgelê word. Indien u nie skriftelike besware of verhoë kan voorlê nie, kan u volgens afspraak gedurende kantoorure 'n amptenaar versoek om u besware of verhoë neer te skryf. Let asseblief daarop dat enige kommentaar en/of besware wat ingedien word, deel van openbare rekords uitmaak en uiteraard vir repliek aan die aansoeker beskikbaar gestel sal word.

ACHMAT EBRAHIM, STADSBESTUURDER

7 Desember 2012

50282

STAD KAAPSTAD
(TYGERBERG-STREEK)

HERSONERING EN ONDERVERDELING

- Erf 113210, Boquinar Industrial, Kaapstad

Kennisgewing geskied hiermee ingevolge artikels 17(2) en 24(2) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985), dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die Kantoor van die Distriksbestuurder: Tygerberg-streek, 3e Verdieping, Munisipale Kantore, Voortrekkerweg, Parow. Navrae kan gerig word aan Sharon Hoffman, Privatsak X4, Parow 7499, of h/v Voortrekkerweg en Tallentstraat, Parow 7500, sharon.hoffman@capetown.gov.za, tel (021) 938-8516 en faksnr. (021) 938-8509, weekdae gedurende 08:00 tot 14:30. Besware, met volledige redes daarvoor, kan voor of op 7 Februarie 2013 skriftelik by die kantoor van bogenoemde Distriksbestuurder ingedien word, of per e-pos na comments_objections.tygerberg@capetown.gov.za gestuur word, met vermelding van die toepaslike wetgewing, die aansoeknommer en die beswaarmaker se erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongeldig geag word.

Aansoeker: Hannes Krynauw

Aansoekno.: 223864

Adres: Morrisslot, Boquinar Industrial Area

Aard van aansoek: Onderverdeling van erf 113210, Kaapstad, in 2 gedeeltes: gedeelte 1 (ongeregistreerde erf 160338, Kaapstad) en 'n restant. Die hersonering van gedeelte 1 van openbare oopruimte na algemeenresidensiële, ten einde gedeelte 1 met erf 113230, Kaapstad te konsolideer, om dit vir industriële doeleindes te gebruik.

ACHMAT EBRAHIM, STADSBESTUURDER

7 Desember 2012

50284

CITY OF CAPE TOWN
(SOUTHERN DISTRICT)

REZONING, DEPARTURES AND CONSENT

- Erf 7403, Cape Town at Constantia, 6 Conmead Road, Meadowridge

Notice is hereby given in terms of Section 17 of the Land Use Planning Ordinance 15 of 1985 that the undermentioned application has been received and is open to inspection at the office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Customer Interface, Ground Floor, 3 Victoria Road, Plumstead, and any enquiries of a technical nature may be directed to Kevin McGilton, from 08:30 to 12:30 Monday to Friday. Any objections and/or comments, with full reasons therefor, must be submitted in writing at the office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Private Bag X5, Plumstead 7801 or faxed to (021) 710-8283 or e-mailed to comments_objections.southern@capetown.gov.za 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 this address and/or fax number, and as a consequence arrives late, it will be deemed to be invalid. For any further information, contact K McGilton on (021) 710-8278. The closing date for objections and comments is 7 February 2013.

File Ref: LUM/17/7403 (213713)

Applicant: MP Borgström

Address: 6 Conmead Road, Meadowridge

Nature of Application: To rezone the property from Single Residential to General Residential (R11) and for Council's consent to permit an institution (clinic) in addition to (but within the footprint of) the existing dwelling house.

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

1. Section 60(4)(1): To permit the ground floor setback of 1.5m in lieu of 4.5m from the east and south common boundaries.
2. Section 60(4)(1): To permit the street setback of 4.1m in lieu of 4.5m from the north-west street boundary.

ACHMAT EBRAHIM, CITY MANAGER

7 December 2012

50274

BERGRIVIER MUNICIPALITY

APPLICATION FOR DEPARTURE: ERF 2611, PORTERVILLE

Notice is hereby given in terms of section 15 of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985) that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager, Bergrivier Municipality and any enquiries may be directed to Mr K Abrahams, Technician: Planning & Development, PO Box 60 (13 Church Street), Piketberg 7320 at tel.no. (022) 913-6000 or fax (022) 913-1406. Any objections, with full reasons therefor, must be lodged in writing at the office of the Municipal Manager on or before 14 January 2013, quoting the above Ordinance and the objector's farm/erf number.

Applicant: MA Rawoot

Nature of application: Temporary departure in order to operate a shop from a portion of the existing dwelling-house on Erf 2611, Porterville (30 DJ Pearce Avenue).

ADV HANLIE LINDE, MUNICIPAL MANAGER, MUNICIPAL OFFICES, 13 CHURCH STREET, PIKETBERG 7320

MN 175/2012

7 December 2012

50287

STAD KAAPSTAD
(SUIDELIKE DISTRIK)

HERSONERING, AFWYKINGS EN TOESTEMMING

- Erf 7403, Kaapstad te Constantia, Conmeadweg 6, Meadowridge

Kennisgewing geskied hiermee ingevolge artikel 17 van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985), dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die Distriksbestuurder, Departement: Beplanning en Bouontwikkelingsbestuur, Stad Kaapstad, Inwonerskaking, Grondverdieping, Victoriaweg 3, Plumstead 7800, en tegniese navrae kan gerig word aan Kevin McGilton by bogenoemde straatadres of tel (021) 710-8278, van 08:30-12:30, Maandag tot Vrydag. Enige besware en/of kommentaar, as daar is, met volledige redes daarvoor, moet voor of op die sluitingsdatum skriftelik aan die kantoor van die Distriksbestuurder, Departement: Beplanning en Bouontwikkelingsbestuur, Stad Kaapstad, Privaatsak X5, Plumstead 7801, gerig word, na (021) 710-8283 gefaks word, of per e-pos aan comments_objections.southern@capetown.gov.za gestuur word, met vermelding van bogenoemde toepaslike wetgewing, onderstaande aansoeknommer en die beswaarmaker se erf- en kontaktelefoonnommer en adres. Besware en kommentaar kan ook voor of op die sluitingsdatum per hand by bogenoemde straatadres afgelewer word. As u reaksie nie na dié adresse en/of faksnommer gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Die sluitingsdatum vir besware en kommentaar is 7 Februarie 2013.

Lêerverw.: LUM/17/7403 (213713)

Aansoeker: MP Borgström

Adres: Conmeadweg 6, Meadowridge

Aard van aansoek: Die hersonering van die eiendom van enkel-residensieel na algemeenresidensieel (R11), en raadstoestemming om 'n instelling (kliniek) benewens (maar binne die voetspoor van) die bestaande woonhuis toe te laat.

Daar is om die volgende afwykings van die Soneringskemaregulasies aansoek gedoen:

1. Artikel 60(4)(1): Om toe te laat dat die grondverdieping se inspringsing 1.5m in plaas van 4.5m van die oostelike en suidelike gemeenskaplike grense is.
2. Artikel 60(4)(1): Om toe te laat die straatinspringsing 4.1m in plaas van 4.5m van die noordwestelike straatgrens is.

ACHMAT EBRAHIM, STADSBESTUURDER

7 Desember 2012

50274

BERGRIVIER MUNISIPALITEIT

AANSOEK OM AFWYKING: ERF 2611, PORTERVILLE

Kragtens artikel 15 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder, Bergrivier Munisipaliteit en enige navrae kan gerig word aan mnr K Abrahams, Tegnikus: Beplanning en Ontwikkeling, Posbus 60 (Kerkstraat 13), Piketberg 7320, tel. no. (022) 913-6000 of faks (022) 913-1406. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die Munisipale Bestuurder ingedien word op of voor 14 Januarie 2013 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se plaas-/erfnummer.

Aansoeker: MA Rawoot

Aard van Aansoek: Tydelike afwyking ten einde 'n winkel vanuit 'n gedeelte van die bestaande woonhuis op Erf 2611, Porterville (DJ Pearceaan 30) te bedryf.

ADV HANLIE LINDE, MUNISIPALE BESTUURDER, MUNISIPALE KANTORE, KERKSTRAAT 13, PIKETBERG 7320

MK 175/2012

7 Desember 2012

50287

CITY OF CAPE TOWN
(TYGERBERG REGION)

REZONING, CONSENT USE AND
REGULATION DEPARTURES

- Erf 9227, 39-12th Avenue, Boston, Bellville

Notice is hereby given in terms of Sections 17(2) and 15(2) of the Land Use Planning Ordinance and Clause 6.1 of the Bellville Zoning Scheme that the undermentioned application has been received and is open to inspection at the office of the District Manager at 3rd Floor, Municipal Office, Voortrekker Road, Parow. Enquiries may be directed to Mrs M Roy, Private Bag X4, Parow 7499 or 3rd Floor, Municipal Office, Voortrekker Road, Parow, e-mail address: Margaretha.Roy@capetown.gov.za, tel (021) 938-8505 and fax (021) 938-8509 weekdays during 08:00-14:30. Any objections, with full reasons therefor, may be lodged in writing at the office of the abovementioned District Manager or by using the following e-mail address: comments_objections.tygerberg@capetown.gov.za on or before 7 February 2013, quoting the above relevant legislation, the application number and the objector's erf and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid.

Applicant: Ms M Strauss (Grandslots)

Application number: 224086

Address: 39-12th Avenue, Boston, Bellville

Nature of Application: Proposed rezoning from local business to secondary business which would permit longer operating hours for existing business.

Proposed consent use to permit the operation of a place of assembly (restaurant and bar, limited payout machines, gaming machines and pool tables) currently in operation.

Proposed regulation departures including the following:

- Increase in coverage from 75% to 83%.
- Relaxation of street building line of 3.0m to 1.53m.
- Relaxation of both side building lines and rear building line from 3.0m to 0.0m.
- Relaxation of parking requirement to permit 0 on-site parking bays.

ACHMAT EBRAHIM, CITY MANAGER

7 December 2012

50283

BERGRIVIER MUNICIPALITY

APPLICATION FOR DEPARTURE: ERF 3019, PORTERVILLE

Notice is hereby given in terms of section 15 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager, Bergrivier Municipality and any enquiries may be directed to Mr K Abrahams, Technician: Planning & Development, PO Box 60 (13 Church Street), Piketberg 7320 at tel. no. (022) 913-6000 or fax (022) 913-1406. Any objections, with full reasons therefor, must be lodged in writing at the office of the Municipal Manager on or before 14 January 2013, quoting the above Ordinance and the objector's farm/erf number.

Applicant: S Swarts

Nature of application: Temporary departure in order to operate a shop from a temporary structure on Erf 3019, Porterville (49 Maroem Street).

ADV HANLIE LINDE, MUNICIPAL MANAGER, MUNICIPAL OFFICES, 13 CHURCH STREET, PIKETBERG 7320

MN 176/2012

7 December 2012

50288

STAD KAAPSTAD
(TYGERBERG-STREEK)

HERSONERING, GEBUIKSTOESTEMMING EN
REGULASIEAFWYKINGS

- Erf 9227, 12e Laan 39, Boston, Bellville

Kennisgewing geskied hiermee ingevolge artikels 17(2) en 15(2) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985), en klousule 6.1 van die Bellville-soneringskema dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die kantoor van die Distriksbestuurder: Tygerberg-streek, 3e Verdieping, Munisipale Kantore, Voortrekkerweg, Parow. Navrae kan gerig word aan M Roy, Privaatsak X4, Parow 7499, of by bogenoemde straatadres, e-posadres Margaretha.Roy@capetown.gov.za, tel (021) 938-8505 en faksno. (021) 938-8509, weksdae gedurende 08:00 tot 14:30. Besware, met volledige redes daarvoor, kan voor of op 7 Februarie 2013 skriftelik by die kantoor van bogenoemde Distriksbestuurder ingedien word, of per e-pos na comments_objections.tygerberg@capetown.gov.za gestuur word, met vermelding van die toepaslike wetgewing, die aansoeknommer en die beswaarmaker se erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongedig geag word.

Aansoeker: me M Strauss (Grandslots)

Aansoeknr.: 224086

Adres: 12e Laan 39, Boston, Bellville

Aard van aansoek: Die voorgestelde hersonering van plaaslike sakesone na sekondêrsake, wat langer bedryfsure vir die bestaande onderneming sal toelaat.

Voorgestelde gebruikstoestemming om die bedryf van 'n plek van samekoms toe te laat (restaurant en kroeg, beperkte-uitbetalingsmasjiene, dobbelmasjiene en potspeltafels) wat tans bedryf word.

Voorgestelde regulasieafwykings, met inbegrip van die volgende:

- Verhoging van dekking van 75% tot 83%.
- Verslapping van die straatboulyn van 3.0m tot 1.53m.
- Verslapping van albei syboulyne en agterste boulyn van 3.0m tot 0.0m.
- Verslapping van die parkeringsvereiste om 0 parkeerplekke op die perseel toe te laat.

ACHMAT EBRAHIM, STADSBESTUURDER

7 Desember 2012

50283

BERGRIVIER MUNISIPALITEIT

AANSOEK OM AFWYKING: ERF 3019, PORTERVILLE

Kragtens artikel 15 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder, Bergrivier Munisipaliteit en enige navrae kan gerig word aan mnr K Abrahams, Tegnikus: Beplanning en Ontwikkeling, Posbus 60 (Kerkstraat 13), Piketberg 7320, tel. no. (022) 913-6000 of faks (022) 913-1406. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die Munisipale Bestuurder ingedien word op of voor 14 Januarie 2013 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se plaas-/erfnummer.

Aansoeker: S Swarts

Aard van Aansoek: Tydelike afwyking ten einde 'n winkel vanuit 'n tydelike struktuur op Erf 3019, Porterville (Maroemstraat 49) te bedryf.

ADV HANLIE LINDE, MUNISIPALE BESTUURDER, MUNISIPALE KANTORE, KERKSTRAAT 13, PIKETBERG 7320

MK 176/2012

7 Desember 2012

50288

CITY OF CAPE TOWN
(TYGERBERG REGION)

REZONING AND CONDITIONAL USE

- Erven 6273, 37143 and 37144 (Unregistered Consolidated Erf 37145), Milnerton

Notice is hereby given in terms of Section 17(2) of the Land Use Planning Ordinance, 1985 (No 15 of 1985) as well as Section 3 of the Divisional Council of the Cape Zoning Scheme that the undermentioned application has been received and is open to inspection at the office of the District Manager at 3rd Floor, Municipal Offices, Voortrekker Road, Parow. Enquiries may be directed to Jonathan van der Byl, Private Bag X4, Parow, 7499, 3rd Floor, Municipal Offices, Voortrekker Road, Parow, jonathan.vanderbyl@capetown.gov.za, tel (021) 938-8517, fax (021) 938-8509, weekdays during 08:00-14:30. Any objections, with full reasons therefor, may be lodged in writing at the office of the abovementioned District Manager or by using the following e-mail address: comments_objections.tygerberg@capetown.gov.za on or before 7 February 2013, quoting the above relevant legislation, the application number and the objector's erf and phone numbers and address. Any objections received after aforementioned closing date may be disregarded.

Applicant: Paul Satz (Planning Partners (Pty) Ltd)

Application number: 223173

Address: Milnerton

Nature of Application: Proposed Rezoning of Erven 6273, 37143 and 37144 (unregistered Erf 37145), Milnerton from Cemetery and Government purposes to Subdivisional Area for the following zones:

- o Commercial
- o Service Industry
- o Open Space
- o Street.

The latter includes a Conditional Use and allow for a mix of uses, ranging from a shopping centre, offices, commercial uses, service station and service industrial, with a total gross leasable area of 500000m².

ACHMAT EBRAHIM, CITY MANAGER

7 December 2012

50285

BERGRIVIER MUNICIPALITY

APPLICATION FOR DEPARTURE: ERF 3096,
PORTERVILLE

Notice is hereby given in terms of section 15 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager, Bergrivier Municipality and any enquiries may be directed to Mr K Abrahams, Technician: Planning & Development, PO Box 60 (13 Church Street), Piketberg 7320 at tel.no. (022) 913-6000 or fax (022) 913-1406. Any objections, with full reasons therefor, must be lodged in writing at the office of the Municipal Manager on or before 14 January 2013, quoting the above Ordinance and the objector's farm/erf number.

Applicant: LH Sain

Nature of application: Temporary departure in order to operate a shop from the outbuilding (garage) on Erf 3096, Porterville (2 N Otto Street).

ADV HANLIE LINDE, MUNICIPAL MANAGER, MUNICIPAL OFFICES, 13 CHURCH STREET, PIKETBERG 7320

MN 177/2012

7 December 2012

50289

STAD KAAPSTAD

(TYGERBERG-STREEK)

HERSONERING EN VOORWAARDELIKE GEBRUIK

- Erven 6273, 37143 en 37144 (ongeregistreerde, gekonsolideerde Erf 37145), Milnerton

Kennisgewing geskied hiermee ingevolge artikel 17(2) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985), asook artikel 3 van die Kaapse Afdelingsraad se Soneringskema-regulasies dat onderstaande aansoek ontvang is en ter insae beskikbaar is by die Kantoer van die Distriksbestuurder: Tygerberg-streek, 3e Verdieping, Munisipale Kantore, Voortrekkerweg, Parow. Navrae kan gerig word aan Jonathan van der Byl, Privaatsak X4, Parow 7499, jonathan.vanderbyl@capetown.gov.za, tel (021) 938-8517 en faksno. (021) 938-8509, weekdae gedurende 08:00 tot 14:30. Besware, met volledige redes daarvoor, kan voor of op 7 Februarie 2013 skriftelik by die kantoer van bogenoemde Distriksbestuurder ingedien word, of per e-pos na comments_objections.tygerberg@capetown.gov.za gestuur word, met vermelding van bogenoemde toepaslike wetgewing, die aansoeknommer en die beswaarmaker se erf- en telefoonnommer en adres. Enige besware wat na voormelde sluitingsdatum ontvang word, kan dalk ongeldig geag word.

Aansoeker: Paul Satz (Planning Partners (Edms) Bpk)

Aansoeknr.: 223173

Adres: Milnerton

Aard van aansoek: Die voorgestelde herosenering van erve 6273, 37143 en 37144 (ongeregistreerde erf 37145), Milnerton, van begraaftaas- en regeringsdoeleindes na onderverdelingsgebied vir die volgende sones:

- o Kommersiële
- o Diensindustriële
- o Oopruimte
- o Straat.

Die laasgenoemde sluit 'n voorwaardelike gebruik in om vir 'n verskeidenheid gebruikse voorsiening te maak wat strek van 'n winkelsentrum, kantore en kommersiële gebruikse tot 'n diensstasie en diensindustriële, met 'n totale bruto verhuurbare oppervlakte van 500000m².

ACHMAT EBRAHIM, STADSBESTUURDER

7 Desember 2012

50285

BERGRIVIER MUNISIPALITEIT

AANSOEK OM AFWYKING: ERF 3096,
PORTERVILLE

Kragtens artikel 15 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoer van die Munisipale Bestuurder, Bergrivier Munisipaliteit en enige navrae kan gerig word aan mnr K Abrahams, Tegnikus: Beplanning en Ontwikkeling, Posbus 60 (Kerkstraat 13), Piketberg 7320, tel. no. (022) 913-6000 of faks (022) 913-1406. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoer van die Munisipale Bestuurder ingedien word op of voor 14 Januarie 2013 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se plaas-/erfnummer.

Aansoeker: LH Sain

Aard van Aansoek: Tydelike afwyking ten einde 'n winkel vanuit die buitegebou (motorhuis) op Erf 3096, Porterville (N Ottostraat 2) te bedryf.

ADV HANLIE LINDE, MUNISIPALE BESTUURDER, MUNISIPALE KANTORE, KERKSTRAAT 13, PIKETBERG 7320

MK 177/2012

7 Desember 2012

50289

BERGRIVIER MUNICIPALITY

APPLICATION FOR LEASEHOLD: PORTIONS 10, 13, 33, 35 & 38 OF THE FARM RIETFONTEIN NO. 184, DIVISION PIKETBERG

Notice is hereby given in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985) that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager, Bergrivier Municipality and any enquiries may be directed to Mr K Abrahams, Technician: Planning & Development, PO Box 60 (13 Church Street), Piketberg 7320 at tel. no. (022) 913-6000 or fax (022) 913-1406. Any objections, with full reasons therefor, must be lodged in writing at the office of the Municipal Manager on or before 14 January 2013, quoting the above Ordinance and the objector's farm/erf number.

Applicant: CK Rumboll & Partners (on behalf of Pretoria Portland Cement Co Ltd)

Nature of application: Registration of leasehold on the following portions for a period of 30 years for agricultural purposes:

- Portion L (± 2.3 ha) and Portion M (± 89 ha) of Portion 10 of the Farm Rietfontein no 184, Division Piketberg;
- Portion H (± 14 ha) of Portion 13 of the Farm Rietfontein no 184, Division Piketberg;
- Portion B (± 12.4 ha) and Portion G (± 23.5 ha) of Portion 33 of the Farm Rietfontein no. 184, Division Piketberg;
- Portion A (± 402 ha), Portion C (± 16.6 ha), Portion D (± 18.7 ha), Portion E (± 8.9 ha) and Portion F (± 6.9 ha) of Portion 35 of the Farm Rietfontein no 184, Division Piketberg;
- Portion J (± 56.6 ha) and Portion K (± 104.5 ha) of Portion 38 of the Farm Rietfontein No. 184, Division Piketberg.

ADV HANLIE LINDE, MUNICIPAL MANAGER, MUNICIPAL OFFICES, 13 CHURCH STREET, PO BOX 60, PIKETBERG 7320

MN 179/2012

7 December 2012

50286

BERGRIVIER MUNICIPALITY

APPLICATION FOR SUBDIVISION: ERF 3332, PIKETBERG

Notice is hereby given in terms of section 24 of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985) that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager, Bergrivier Municipality and any enquiries may be directed to Mr K Abrahams, Technician: Planning & Development, PO Box 60 (13 Church Street), Piketberg 7320 at tel.no. (022) 913-6000 or fax (022) 913-1406. Any objections, with full reasons therefor, must be lodged in writing at the office of the Municipal Manager on or before 14 January 2013, quoting the above Ordinance and the objector's farm/erf number.

Applicant: CK Rumboll & Partners (on behalf of JA & L Titus)

Nature of application: Subdivision of Erf 3332, Piketberg into two portions, namely Portion A ($\pm 500\text{m}^2$) and Remainder ($\pm 780\text{m}^2$) for residential purposes.

ADV HANLIE LINDE, MUNICIPAL MANAGER, MUNICIPAL OFFICES, 13 CHURCH STREET, PIKETBERG 7320

MN 178/2012

7 December 2012

50290

BERGRIVIER MUNISIPALITEIT

AANSOEK OM HUURPAG: GEDEELTES 10, 13, 33, 35 EN 38 VAN DIE PLAAS RIETFONTEIN NO. 184, AFDELING PIKETBERG

Kragtens artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder, Bergrivier Munisipaliteit en enige navrae kan gerig word aan mnr K Abrahams, Tegnikus: Beplanning en Ontwikkeling, Posbus 60 (Kerkstraat 13), Piketberg 7320, tel. no. (022) 913-6000 of faks (022) 913-1406. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die Munisipale Bestuurder ingedien word op of voor 14 Januarie 2013 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se plaas-/erfnommer.

Aansoeker: CK Rumboll & Vennote (namens Pretoria Portland Cement Co Ltd)

Aard van Aansoek: Registrasie van huurpag op die volgende gedeeltes vir 'n tydperk van 30 jaar vir landboudoeleindes:

- Gedeelte L (± 2.3 ha) en Gedeelte M (± 89 ha) van Gedeelte 10 van die Plaas Rietfontein No. 184, Afdeling Piketberg;
- Gedeelte H (± 14 ha) van Gedeelte 13 van die Plaas Rietfontein No. 184, Afdeling Piketberg;
- Gedeelte B (± 12.4 ha) en Gedeelte G (± 23.5 ha) van Gedeelte 33 van die Plaas Rietfontein No. 184, Afdeling Piketberg;
- Gedeelte A (± 402 ha), Gedeelte C (± 16.6 ha), Gedeelte D (± 18.7 ha), Gedeelte E (± 8.9 ha) en Gedeelte F (± 6.9 ha) van Gedeelte 35 van die Plaas Rietfontein No. 184, Afdeling Piketberg;
- Gedeelte J (± 56.6 ha) en Gedeelte K (± 104.5 ha) van Gedeelte 38 van die Plaas Rietfontein No. 184, Afdeling Piketberg.

ADV HANLIE LINDE, MUNISIPALE BESTUURDER, MUNISIPALE KANTORE, KERKSTRAAT 13, POSBUS 60, PIKETBERG 7320

MK 179/2012

7 Desember 2012

50286

BERGRIVIER MUNISIPALITEIT

AANSOEK OM ONDERVERDELING: ERF 3332, PIKETBERG

Kragtens artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder, Bergrivier Munisipaliteit en enige navrae kan gerig word aan mnr K Abrahams, Tegnikus: Beplanning en Ontwikkeling, Posbus 60 (Kerkstraat 13), Piketberg 7320, tel. no. (022) 913-6000 of faks (022) 913-1406. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die Munisipale Bestuurder ingedien word op of voor 14 Januarie 2013 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se plaas-/erfnommer.

Aansoeker: CK Rumboll & Vennote (namens JA & L Titus)

Aard van Aansoek: Onderverdeling van Erf 3332, Piketberg in twee gedeeltes, naamlik Gedeelte A ($\pm 500\text{m}^2$) en Restant ($\pm 780\text{m}^2$) vir residensiële doeleindes.

ADV HANLIE LINDE, MUNISIPALE BESTUURDER, MUNISIPALE KANTORE, KERKSTRAAT 13, PIKETBERG 7320

MK 178/2012

7 Desember 2012

50290

BERGRIVIER MUNICIPALITY

APPLICATION FOR CONSENT USE: SCRAPYARD
(RECYCLING): ERF 2375, PORTERVILLE

Notice is hereby given in terms of Section 4.7 of Council's Zoning Scheme compiled in terms of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that the undermentioned application has been received and is open to inspection at the office of the Municipal Manager, Bergrivier Municipality and any enquiries may be directed to Mr K Abrahams: Technician: Planning and Development, PO Box 60 (13 Church Street), Piketberg 7320 at tel. (022) 913-6000 or fax (022) 913-1406. Any objections, with full reasons therefor, must be lodged in writing at the office of the Municipal Manager on or before 14 January 2013, quoting the above Ordinance and the objector's farm/erf number.

Applicant: F Bardenhorst (on behalf of G du Plessis)

Nature of application: Consent use in order to allow a scrapyard (recycling of solid waste) on Erf 2375, Porterville.

ADV HANLIE LINDE, MUNICIPAL MANAGER, MUNICIPAL OFFICES, 13 CHURCH STREET, PIKETBERG 7320

MN 180/2012

7 December 2012

50291

BITOU LOCAL MUNICIPALITY

PROPOSED REZONING: PORTION 59 OF THE FARM
BRAKKLOOF NO. 443,
PLETTENBERG BAY

Notice is hereby given that Bitou Municipality received an application to rezone Remainder Portion 59 of the Farm Brakkloof No. 443 in terms of Section 17 of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985 LUPO) as follows under the Plettenberg Bay Zoning Scheme:

- Rezoning of Portion 59 of the Farm Brakkloof No. 443 from Agriculture Zone to Group Housing Zone use to create a residential development that comprises of the following:
 - o 120 residential units which is placed on 30 footprints measuring approximately 600m² with a total coverage of approximately 13%.
 - o The remaining land will be utilised for Private Open Space, Private Road and Services.

The property is situated adjacent to proclaimed road 1769, directly opposite Whale Rock Ridge private estate.

The application is available for inspection at the Municipal Town Planning Office (Monks View, Church Street, Plettenberg Bay) during normal office hours. Telephonic enquiries in this regard may be directed to the Town Planner, Ms Adél Stander, Bitou Municipality (Tel: (044) 503-3311).

Any objections to the proposal should be lodged in writing to reach the undersigned (Municipal Manager, Bitou Municipality, Private Bag X1002, Plettenberg Bay 6600 and/or fax number (044) 533-3485 and/or be hand-delivered at the Municipal Offices, Sewell Street, Plettenberg Bay) by not later than Wednesday, 9 January 2013, and should include the details (name and postal address) of the person concerned. Comments or objections received after the aforementioned closing date may be disregarded.

A person who cannot read or write but wishes to comment on the proposals may visit the Department: Strategic Services (Town Planning Section) where a member of staff will assist them to formalize their comment.

A Pause, Acting Municipal Manager, Bitou Local Municipality, Private Bag X1002, PLETTENBERG BAY 6600

7 December 2012

50269

BERGRIVIER MUNISIPALITEIT

AANSOEK OM VERGUNNINGSGEBRUIK: WRAKWERF
(HERWINNING): ERF 2375, PORTERVILLE

Kragtens Regulasie 4.7 van die Raad se Soneringskema opgestel ingevolge die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die kantoor van die Munisipale Bestuurder, Bergrivier Munisipaliteit en enige navrae kan gerig word aan mnr K Abrahams, Tegnikus: Beplanning en Ontwikkeling, Posbus 60 (Kerkstraat 13), Piketberg 7320, tel. (022) 913-6000 of faks (022) 913-1406. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die Munisipale Bestuurder ingedien word op of voor 14 Januarie 2013 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se plaas-/erfnummer.

Aansoeker: F Bardenhorst (namens G du Plessis)

Aard van Aansoek: Vergunningsgebruik ten einde 'n wrakwerf (herwinning van vaste afval) op Erf 2375, Porterville toe te laat.

ADV HANLIE LINDE, MUNISIPALE BESTUURDER, MUNISIPALE KANTORE, KERKSTRAAT 13, PIKETBERG 7320

MK 180/2012

7 Desember 2012

50291

BITOU PLAASLIKE MUNISIPALITEIT

VOORGESTELDE HERSONERING VAN DIE RESTANT VAN
GEDEELTE 59 VAN DIE PLAAS BRAKKLOOF NO. 443,
PLETTENBERGBAAI

Kennis geskied hiermee dat Bitou Plaaslike Munisipaliteit 'n aansoek ontvang het om Gedeelte 59 van Brakkloof Nr. 443 te hersoneer ingevolge Artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985), ingevolge die Plettenbergbaai Soneringskema:

- Hersoneering van Gedeelte 59 van die Plaas Brakkloof Nr. 443 vanaf Landbouzone na Groepsbehuisingsone om 'n residensiële ontwikkeling wat uit die onderstaande bestaan, te skep:
 - o 120 residensiële eenhede wat op 30 "footprints" van ongeveer 600m² geplaas word met totale dekking van ongeveer 13%.
 - o Die oorblywende grond sal aangewend word vir Privaat Oopruimte en Private pad en Dienste.

Die eiendom is geleë langs geproklameerde Pad 1769, direk oorkant Whale Rock Ridge privaatontwikkeling.

Besonderhede aangaande die voorstel lê ter insae by die Munisipale Stadsbeplanningskantoor (Monks View, Kerkstraat, Plettenbergbaai) gedurende normale kantoorure. Navrae kan gerig word aan die Stadsbeplanner, Adél Stander (Tel: (044) 503-3322).

Enige kommentaar op of besware teen die aansoek moet op skrif ingedien word ten einde die ondergetekende (Waarnemende Munisipale Bestuurder, Bitou Munisipaliteit, Privaatsak X1002, Plettenbergbaai 6600 en/of faksnummer (044) 533-3485) te bereik (en/of per hand ingedien by die Munisipale Kantore, Sewellstraat, Plettenbergbaai) teen nie later nie as Woensdag, 9 Januarie 2013, en moet die besonderhede (naam en posadres) van die betrokke persoon insluit. Kommentaar of besware wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Persone wat wil kommentaar lewer maar nie kan lees of skryf nie mag die Departement: Strategiese Dienste (Stadsbeplanningsafdeling) besoek waar hul deur 'n amptenaar bygestaan sal word ten einde hul kommentaar te formaliseer.

A Pause, Waarnemende Munisipale Bestuurder, Bitou Plaaslike Munisipaliteit, Privaatsak X1002, PLETTENBERGBAAI 6600

7 Desember 2012

50269

DRAKENSTEIN MUNICIPALITY

PROBLEM BUILDING BY-LAW

Under the provisions of Section 156 of the Constitution of the Republic of South Africa, 1996, Drakenstein Municipality enacts as follows:

TABLE OF CONTENTS

1. Definitions
2. Principles and application
3. Appointment of authorised officials
4. Delegation
5. Entry by authorised officials of buildings and land
6. Declaration of a building or land, a problem building
7. Compliance notice
8. Recovery of cost
9. Vacation of buildings
10. Service of a notice
11. Restriction of liability
12. Exemption
13. Appeal
14. Offences and penalties
15. Repeal of by-laws
16. Short title

1. Definitions

In this by-law, the English text shall prevail in the event of an inconsistency between the different texts, and unless the context otherwise indicates:

“authorised official” means an employee of the Municipality authorised by the Municipality to implement and enforce the provisions of this By-law;

“building” includes:

- (a) any structure, whether of a temporary or permanent nature and irrespective of the materials used in the erection thereof, erected or used for or in connection with the:
 - (i) accommodation or convenience of human beings or animals;
 - (ii) manufacture, processing, storage, display or sale of any goods;
 - (iii) rendering of any service;
 - (iv) destruction or treatment of refuse or other waste materials;
 - (v) cultivation or growing of any plant or crop;
- (b) any wall, fence or part of a building, including a building as defined in paragraph (a);
- (c) a unit as defined in the Sectional Title Act, 1986 (Act No. 95 of 1986); and
- (d) any vacant or unoccupied erf;

“Municipality” means the Drakenstein Municipality established in terms of Section 12 of the Municipal Structures Act, 117 of 1998, and includes any political structure, political office-bearer, councillor, duly authorised agent thereof or any employee thereof acting in connection with this by-law by virtue of a power vested in the municipality and delegated or sub-delegated to such political structure, political office-bearer, councillor, agent or employee;

“National Building Regulations” means regulations issued in terms of the National Building Regulations and Building Standards Act, 1977 (Act No. 103 of 1977);

“owner” in relation to a building or land means the person in whose name the land on which such building was or is erected, as the case may be, is registered in the deeds office in question and includes a person in charge of such building: Provided that if:

- (a) such person, in the case of a natural person, is deceased or was declared by any court to be incapable of managing his or her own affairs or a prodigal or is a patient as defined in section 1 of the Mental Health Act, 1973 (Act No. 18 of 1973), or if his or her estate has been sequestrated, the executor or curator concerned, as the case may be;
- (b) such person, in the case of a juristic person, has been liquidated or placed under judicial management, the liquidator or judicial manager concerned, as the case may be;
- (c) such person is absent from the Republic or if his or her whereabouts are unknown, any person who, as agent or otherwise, undertakes the management, maintenance or collection of rentals or other moneys in respect of such building or who is responsible therefor;
- (d) the mortgage bond is registered in favour of a financial institution, that financial institution;
- (e) in the case of a sectional title scheme, a sectional title unit is registered in the name of a person, that person;

- (f) in the case of a sectional title scheme, a body corporate responsible for the control, administration and management of the common property; or
- (g) the Municipality in question is unable to determine the identity of such person, any person who is entitled to the benefit of the use of such building who enjoys such benefit;

“**problem building**” includes any:

- (a) building or land that have been abandoned or appears to have been abandoned by the owner with or without the consequence that rates or other service charges are not being paid;
- (b) building or land that is derelict in appearance, overcrowded or showing signs that it is unhealthy, unsanitary, unsightly or objectionable;
- (c) building or land that is the subject of complaints from the public including complaints in respect of criminal activity taking place in or at such building or land;
- (d) building or land that is illegally occupied;
- (e) building or land where refuse or waste material is accumulated, dumped, stored or deposited; or
- (f) building partially completed, or structurally unsound and that shows signs of any of the risks contemplated in paragraphs (a) to (e).

2. Principles and application

- (1) In the implementation and enforcement of this by-law, the municipality may take into consideration the realities of the Drakenstein area, the different customs, cultures, circumstances, geographical areas, kinds of premises, levels of development and conventions and the municipality may from time to time determine the areas in which the by-law will be applicable.
- (2) This by-law applies to all problem buildings situated within the area of jurisdiction of the municipality, except those exempted in terms of section 13 of the National Building Regulations and Building Standards Act, 1977 (Act 103 of 1977).

3. Appointment of authorised officials

The municipal manager may appoint officials to implement and enforce the provisions of this by-law.

4. Delegation

The municipal manager may exercise all powers, duties and functions conferred upon the municipality in terms of this by-law and may delegate all or any of such powers, duties and functions to authorised officials.

5. Entry by authorised officials of buildings and land

- (1) Any authorised official may enter any building or land at any reasonable time with a view to:
 - (a) inspect or determine whether the building or land complies with the provisions of this by-law; or
 - (b) serve the owner of the building or land with a compliance notice contemplated in section 7.
- (2) No person may hinder or obstruct the authorised official in the exercise of his or her powers in terms of the by-law.
- (3) An authorised official must, when entering the building or land, produce a valid identification document issued to him or her by the municipality to the owner of such building or land.
- (4) A person who contravenes subsection (2) commits an offence.

6. Declaration of a building or land, a problem building

- (1) An authorised official:
 - (a) may carry out an investigation of a building or land which he or she intends to declare a problem building;
 - (b) may, subject to subparagraphs (c), and (d), declare such building a problem building.
 - (c) must, before declaring such building a problem building, inform the owner, in writing of his or her intention to do so; and
 - (d) must give the owner reasonable time to make representations.
- (2) If an owner fails to respond to or make any representation with regard to a notice of intention issued in terms of subsection (1)(c) within the stipulated period, the authorised official may proceed with the declaration of the building as a problem building.
- (3) The owner shall, upon a declaration in terms of subsection (b) have a right of appeal in terms of section 62 of the Municipal Systems Act, 2000 (Act 32 of 2000).

7. Compliance notice

- (1) Subject to the provisions of section 6(1) and (2) of this by-law and section 12 of the National Building Regulations and Building Standards Act, 1977 (Act 103 of 1977), an authorised official may serve a written notice on the owner of any building or land which has been declared a problem building, requiring such owner within a specified period to:

- (a) clean, repair, renovate, repaint, alter, close, demolish or secure such building;
 - (b) complete the building or any structure of such building;
 - (c) enclose, secure, fence or barricade such problem building or land;
 - (d) instruct at the cost of such owner, an architect or other competent person as contemplated in Part A 19 of the National Building Regulations, to investigate such building and to report to the authorised official on the nature and extent of the steps to be taken to render such problem building safe or to rectify the deficiency which caused the building to be declared a problem building;
 - (e) dispose of, destroy or remove any material or article accumulated, dumped, stored or deposited in or at the building, which is refuse or waste and which is unsightly or is likely to constitute an obstruction or nuisance; or
 - (f) comply with any provision of this by-law.
- (2) The municipality may, if an owner fails to comply with a notice served on him or her in terms of subsection (1), take any of the steps contemplated in subsection (1)(a) to (f), or any other steps it may deem necessary, at the cost of the owner; provided that no building may be demolished by the municipality without an appropriate court order to do so.
- (3) If the condition of any building is such that it poses a danger to life or property, and the authorised official has reason to believe that immediate steps are necessary to protect life or property, he or she may take any steps regarded necessary under the circumstances to prevent the danger to life or the property without serving the notice contemplated in subsection (1).
- (4) A person who fails to comply with a notice of compliance issued in terms of this section commits an offence.

8. Recovery of cost

The municipality may, if the owner fails to pay the cost contemplated in section 7(2), or if costs have been incurred for any steps taken in terms of subsection (3), recover the cost in terms of the Customer Care and Revenue Management By-law which may include the right of attachment and sale in execution of the building.

9. Vacation of buildings

- (1) If the authorised official deems it necessary for the safety of any person, he or she may by notice in writing:
- (a) order the owner of any problem building to remove, within the period specified in such notice, any person who, for whatever purpose is in such building, and to take care that no person who is not authorised by the municipality enters such building; and
 - (b) order any person who for whatever purpose is in any problem building, to vacate such building.
- (2) No person may occupy, use or permit the occupation or use of any problem building or continue to occupy, use or permit the occupation or use of such building in respect of which a notice of compliance was served in terms of subsection (1) or steps were taken by the municipality in terms of subsection (2) without the written approval of the municipality.
- (3) A person who fails to comply with a notice served in terms of this section commits an offence.

10. Service of a notice

- (1) Any notice or other document that is served on a person in terms of this by-law is regarded as having been duly 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 16 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 acknowledgment 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);
 - (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 land or business premises to which it relates;
 - (f) in the event of a body corporate, when it has been delivered at the registered office of the business premises of the body corporate; or
 - (g) when it has been delivered, at the request of that person, to his or her e-mail address.
- (2) When a compliance notice as aforesaid is authorised or required to be served on a person by reason of his or her being or having been the owner or holding some other right in respect of immovable property, it shall not be necessary to name him or her, but it shall be sufficient if he or she is therein described as the owner or holder of such immovable property or other right, as the case may be.

11. Restriction of Liability

No authorised employee shall be liable in respect of anything done in good faith in the exercise of a power or the performance of a duty conferred or imposed in terms of this by-law.

12. Exemption

- (1) Any person may by means of a written application, in which the reasons are given in full, apply to the municipality for exemption from any provision of this by-law.
- (2) The municipality may:
 - (a) grant an exemption in writing and the conditions in terms of which, if any, and the period for which such exemption is granted must be stipulated therein;
 - (b) alter or cancel any condition in an exemption; provided that the municipality must give reasonable notice of such intention and give the applicant reasonable time to make representations; or
 - (c) refuse to grant an exemption in which case the applicant must be informed of the reasons for such refusal.
- (3) In order to consider an application in terms of subsection (1), the municipality may obtain the input or comments of the owners or occupants of surrounding premises.
- (4) An exemption does not take effect before the applicant has undertaken in writing to comply with all conditions imposed by the municipality under subsection (2), however, if an activity is commenced before such undertaking has been submitted to the municipality, the exemption lapses.
- (5) If any condition of an exemption is not complied with, the municipality may withdraw or cancel such exemption; provided that the municipality must give reasonable notice of such intention and give the applicant reasonable time to make representations.

13. Appeal

A person whose rights are affected by a decision of the municipality in terms of delegated authority may appeal against that decision by giving written notice of the appeal and the reasons therefor in terms of section 62 of the Local Government: Municipal Systems Act, Act 32 of 2000 to the municipal manager within 21 days of the date of the notification of the decision.

14. Offences and penalties

A person who contravenes any provision or fails to comply with any provision of this by-law commits an offence and shall on conviction be liable to:

- (a) a fine or imprisonment, or either such fine or imprisonment or to both such fine and such imprisonment;
- (b) in the case of a continuing offence, to an additional fine or an additional period of imprisonment 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; and
- (c) a further amount equal to any costs and expenses found by the court to have been incurred by the municipality as result of such contravention or failure.

15. Repeal of by-laws

The provisions of any by-laws previously promulgated by the municipality or by any of the disestablished municipalities now incorporated in the municipality are hereby repealed as far as they relate to matters provided for in this by-law.

16. Short title

This by-law shall be known as the Drakenstein Municipality: Problem Building By-law and shall come into operation on the date of publication thereof in the Provincial Gazette.

JF Mettler, MUNICIPAL MANAGER

7 December 2012

50270

DRAKENSTEIN MUNISIPALITEIT
VERORDENING INSAKE PROBLEEMGEBOUE

Ingevolge die bepalings van artikel 156 van die Grondwet van die Republiek van Suid-Afrika, 1996, verorden Drakenstein Munisipaliteit soos volg:

INHOUDSOPGAWE

1. Definisies
2. Beginsels en toepassing
3. Aanstelling van gemagtigde beamptes
4. Delegasie
5. Betreeding van geboue en grond deur gemagtigde beamptes
6. Verklaring van gebou tot probleemgebou
7. Voldoeningskennisgewing
8. Verhaling van koste
9. Ontruiming van geboue
10. Betekening van kennisgewing
11. Beperking van aanspreeklikheid
12. Vrystelling
13. Appèl
14. Misdrywe en boetes
15. Herroeping van verordeninge
16. Korttitel en inwerkingtrede

1. Definisies

In hierdie verordening, geniet die Engelse teks voorrang in die geval van 'n teenstrydigheid tussen die verskillende tekste, en tensy dit uit die samehang anders blyk, het die volgende woorde die volgende betekenis:

“eienaar” ten opsigte van 'n gebou of grond die persoon op wie se naam die grond waarop sodanige gebou opgerig is of word, na gelang van die geval by die betrokke Aktekantoor geregistreer is, met inbegrip van 'n persoon wat in beheer van sodanige gebou is, met dien verstande dat:

- (a) as sodanige persoon, in die geval van 'n natuurlike persoon, oorlede is of deur enige hof as verkwister of onbevoeg verklaar is om sy of haar eie sake te bestuur of 'n pasiënt is soos omskryf in artikel 1 van die Wet op Geestesgesondheid, Wet 18 van 1973, of as sy of haar boedel gesekwestreer is, die eksekuteurs of kurator, na gelang van die geval;
- (b) as sodanige persoon, in die geval van 'n regs persoon, gelikwieder of onder geregtelike bestuur geplaas is, die likwidateur of geregtelike bestuurder, na gelang van die geval;
- (c) as sodanige persoon nie in die Republiek is nie of sy of haar verblyfplek onbekend is, enige persoon wat as agent of andersins die bestuur, instandhouding en invordering van huurgeld of ander gelde ten opsigte van sodanige gebou onderneem of wat daarvoor verantwoordelik is;
- (d) as die verband ten gunste van 'n finansiële instelling geregistreer is, die betrokke finansiële instelling;
- (e) as, in die geval van 'n deeltitelskema, 'n deeltiteleenheid in die naam van 'n persoon geregistreer is, die betrokke persoon;
- (f) in die geval van 'n deeltitelskema, 'n regs persoon wat vir die beheer, administrasie en bestuur van die gemeenskaplike eiendom verantwoordelik is; of
- (g) as die munisipaliteit nie die identiteit van die betrokke persoon kan bepaal nie, enige persoon wat op die voordeel van die gebruik van sodanige gebou geregtig is en wat sodanige voordeel benut;

“gebou”—

- (a) enige struktuur, hetsy van 'n tydelike of permanente aard, en ongeag die materiaal wat by die oprigting daarvan gebruik is, wat opgerig is of gebruik word vir, of verband hou met:
 - (i) die akkommodasie of gerief van mense of diere;
 - (ii) die vervaardiging, verwerking, berging, vertoon of verkoop van enige goedere;
 - (iii) die lewering van enige diens;
 - (iv) die vernietiging of behandeling van vullis of ander afvalstowwe;
 - (v) die verbouing of kweek van enige plant of gewas;
- (b) enige muur of deel van 'n gebou, met inbegrip van 'n gebou soos omskryf in paragraaf (a);
- (c) 'n eenheid in soos omskryf in die Deeltitelwet, Wet 95 van 1986; en
- (d) enige onbeboude, onbewoonde erf;

“gemagtigde beampte” enige werknemer van die munisipaliteit wat deur die munisipaliteit gemagtig is om die bepalings van hierdie verordening te implementeer en toe te pas;

“munisipaliteit” die Drakenstein munisipaliteit wat gestig is ingevolge artikel 12 van die Wet op Plaaslike Regering: Munisipale Strukture,

Wet 117 van 1998, en sluit in enige politieke struktuur, politieke ampsbekleder, raadslid, behoorlik gevolmagtigde agent daarvan of enige werknemer daarvan handelende ingevolge hierdie verordening uit hoofde van 'n bevoegdheid van die munisipaliteit wat gedelegeer of gesubdelegeer is aan gemelde politieke struktuur, politieke ampsbekleder, raadslid, agent of werknemer;

“**Nasionale Bouregulasies**” regulasies uitgevaardig ingevolge die Wet op Nasionale Bouregulasies en Boustandaarde, Wet 103 van 1977;

- (a) enige gebou of grond wat deur die eienaar verlaat is of klaarblyklik verlaat is met of sonder die gevolg dat belasting of ander diensteheffings nie betaal word nie;
- (b) enige gebou of grond wat verlate voorkom, oorbewoon word of tekens toon dat dit ongesond, onhigiënies, onooglik of aanstootlik is;
- (c) enige gebou of grond waarvoor klagtes van die publiek ontvang is, met inbegrip van klagtes oor kriminele aktiwiteit wat in of op sodanige gebou of grond plaasvind;
- (d) gebou of grond wat onwettig bewoon word;
- (e) gebou of grond waar vullis of afvalstowwe opgehoop, gestort, geberg of agtergelaat is; of
- (f) enige gebou wat deels voltooi of struktureel swak is, en wat tekens toon van enige risiko bedoel in paragrawe (a) tot (e).

2. Beginsels en toepassing

- (1) Tydens die implimentering van hierdie verordening mag die munisipaliteit die realiteite, die verskillende gebruike, kulture, omstandighede, geografiese areas, tipes persele, vlakke van ontwikkeling en konvensies binne die Drakenstein gebied in ag neem en mag die munisipaliteit besluit in welke areas die verordening toegepas sal word.
- (2) Hierdie verordening is van toepassing op alle probleemgeboue binne die regsgebied van die munisipaliteit, met uitsondering van geboue wat vrygestel is ingevolge die bepalings van artikel 13 van die Wet op Nasionale Bouregulasies en Boustandaarde, 1977 (Wet 103 van 1977).

3. Aanstelling van gemagtigde beamptes

Die munisipale bestuurder mag beamptes aanstel om die bepalings van hierdie verordening te implementeer en af te dwing.

4. Delegasie

Die munisipale bestuurder mag al die bevoegdhede en pligte wat deur hierdie verordening aan die munisipaliteit verleen word uitoefen en mag al sodanige bevoegdhede en pligte aan gemagtigde beamptes deleger.

5. Betreding van geboue en grond deur gemagtigde beamptes

- (1) 'n Gemagtigde beampte mag enige gebou of grond op enige redelike tyd betree met die doel om:
 - (a) die gebou of grond te inspekteer of om te bepaal of dit aan die bepalings van hierdie verordening voldoen; of
 - (b) 'n voldoeningskennisgewing waarna daar in artikel 7 verwys word, aan die eienaar van die gebou of grond te beteken.
- (2) Geen persoon mag 'n gemagtigde beampte by die uitoefening van sy of haar bevoegdhede ingevolge die verordening hinder of dwarsboom nie.
- (3) 'n Gemagtigde beampte moet by betreding van 'n gebou of grond 'n geldige identiteitsdokument, deur die munisipaliteit aan hom of haar uitgereik, aan die eienaar van sodanige gebou of grond toon.
- (4) 'n Persoon wat subartikel (2) oortree, pleeg 'n misdryf.

6. Verklaring van 'n gebou tot probleemgebou

- (1) 'n Gemagtigde beampte:
 - (a) mag 'n ondersoek uitvoer by enige gebou of grond wat as probleemgebou verklaar staan te word;
 - (b) mag, onderhewig aan die bepalings van subparagrafe (c) en (d), sodanige gebou tot probleemgebou verklaar;
 - (c) moet, alvorens die gebou tot probleemgebou verklaar word, die eienaar van die gebou skriftelik in kennis stel van sy voorneme om dit te doen; en
 - (d) die eienaar redelike tyd gun om verhoë te rig.
- (2) Waar 'n eienaar versuim om binne die voorgeskrewe tydperk te reageer op 'n kennisgewing ingevolge subartikel (1)(c), mag die gemagtigde beampte voortgaan om die gebou tot probleemgebou te verklaar.
- (3) Die eienaar het, ten opsigte van 'n verklaring wat ingevolge subartikel (1) gedoen is, 'n reg van appèl ingevolge artikel 62 van die Wet op Plaaslike Regering: Munisipale Stelsels, Wet 32 van 2000.

7. Voldoeningskennisgewing

- (1) Onderhewig aan die bepalings van artikel 6(1) en (2) van hierdie verordening en artikel 12 van die Wet op Nasionale Bouregulasies en Boustandaarde, 1977 (Wet 103 van 1977), mag 'n gemagtigde beampte 'n skriftelike kennisgewing beteken aan die eienaar van enige gebou wat tot probleemgebou verklaar is, welke kennisgewing van sodanige eienaar vereis om binne 'n voorgeskrewe tydperk:

- (a) sodanige gebou skoon te maak, te herstel, op te knap, te verf, te verander, te sluit, te sloop of te beveilig;
 - (b) die gebou of enige struktuur van sodanige gebou te voltooi;
 - (c) sodanige gebou of grond af te kamp, te omhein of af te sper;
 - (d) 'n argitek of bevoegde persoon soos bedoel in Deel A 19 van die Nasionale Bouregulasies op eie koste aan te stel om sodanige gebou te ondersoek en om aan die gemagtigde beampte verslag te doen oor die aard en omvang van die stappe wat gedoen moet word om die gebou te beveilig of om die tekortkominge wat tot die verklaring tot probleemgebou gelei het, reg te stel;
 - (e) enige materiaal of artikels wat vullis of afval is, en wat onooglik is of wat waarskynlik 'n obstruksie kan veroorsaak of 'n oorlas kan wees, wat by die gebou opgehoop, gestort, geberg of agtergelaat is, te verwyder of dit te vernietig; of
 - (f) aan enige bepaling van hierdie verordening te voldoen.
- (2) Die munisipaliteit mag, ingeval sodanige eienaar versuim om te voldoen aan 'n kennisgewing wat ingevolge subartikel (1) aan hom of haar beteken is, enige van die stappe genoem in subartikel (1)(a) tot (f) of enige ander stappe wat nodig mag wees, op koste van die eienaar neem, met dien verstande dat 'n gebou nie deur die munisipaliteit gesloop mag word sonder 'n toepaslike hofbevel nie.
 - (3) Waar die toestand van die gebou sodanig is dat dit lewensgevaarlik is of eiendom bedreig, en die gemagtigde beampte rede het om te glo dat stappe onverwyld geneem moet word om lewe of eiendom te beskerm, mag hy of sy enige stappe neem wat in die omstandighede nodig geag word sonder om sodanige kennisgewing aan die eienaar te beteken.
 - (4) 'n Persoon wat versuim om te voldoen aan 'n kennisgewing ingevolge hierdie artikel uitgereik, pleeg 'n misdryf.

8. Verhaling van koste

Waar 'n eienaar versuim om die koste soos bedoel in artikel 7(2) te betaal, of waar koste aangegaan is in die uitvoering van stappe ingevolge subartikel (3), kan die munisipaliteit sodanige koste verhaal ingevolge die Verordening insake Klantediens en Inkomstebestuur wat die reg insluit op beslaglegging en die verkoop van die gebou in eksekusie.

9. Ontruiming van geboue

- (1) As die gemagtigde beampte dit vir die veiligheid van enige persoon nodig ag, mag hy of sy deur middel van skriftelike kennisgewing:
 - (a) die eienaar van enige probleemgebou gelas om binne die tydperk wat in sodanige kennisgewing gespesifiseer word, enige persoon wat sodanige gebou okkupeer of daarin werk of wat om enige ander rede daarin is, te verwyder en om te sorg dat geen persoon wat nie deur die munisipaliteit gemagtig is nie, sodanige gebou betree;
 - (b) enige persoon wat enige probleemgebou okkupeer of daarin werk of om enige ander rede daarin is, gelas om sodanige gebou te ontruim.
- (2) Geen persoon mag enige probleemgebou ten opsigte waarvan 'n kennisgewing ingevolge hierdie artikel beteken of afgelewer is of stappe ingevolge subartikel (2) deur die munisipaliteit gedoen is, okkupeer, gebruik of dit laat okkupeer of gebruik of voortgaan om enige sodanige gebou te okkupeer, te gebruik of laat okkupeer of gebruik sonder skriftelike toestemming van die munisipaliteit nie.
- (3) 'n Persoon wat versuim om te voldoen aan 'n kennisgewing uitgereik ingevolge hierdie artikel, pleeg 'n misdryf.

10. Betekening van kennisgewing

- (1) Wanneer ook al 'n voldoeningskennisgewing ingevolge hierdie verordening gemagtig is of vereis word om aan 'n persoon beteken te word, sal dit doeltreffend en voldoende aan sodanige persoon beteken geag te wees:
 - (a) as dit persoonlik aan hom of haar beteken is;
 - (b) as dit by sy of haar verblyfplek in die Republiek by 'n persoon gelaat is wat klaarblyklik ouer as 16 jaar is;
 - (c) as dit per geregistreerde of aangetekende pos na sy of haar laaste bekende woon- of sakeadres in die Republiek gepos is en bewys van die pos daarvan gelewer kan word;
 - (d) as dit, ingeval sy of haar adres in die Republiek onbekend is, aan sy of haar agent of verteenwoordiger in die Republiek beteken is op die wyse bedoel in paragraaf (a), (b) of (c); of
 - (e) as dit, ingeval sy of haar adres in die Republiek onbekend is, op 'n opsigtelike plek aangebring is op die vaste eiendom, as daar is, waarop dit betrekking het;
 - (f) in die geval van 'n regs persoon, wanneer dit afgelewer is by die geregistreerde kantoor van die besigheidspersoneel van die regs persoon; of
 - (g) wanneer dit op versoek van 'n persoon per e-pos aan hom of haar gelewer word.
- (2) Wanneer bogenoemde voldoeningskennisgewing gemagtig is of vereis word om aan 'n persoon beteken te word uit hoofde daarvan dat hy of sy die eienaar van vaste eiendom is of was of enige ander reg ten opsigte daarvan het, is dit nie nodig om hom of haar te noem nie, maar is dit voldoende as hy of sy daarin as die eienaar of houer van sodanige eiendom of ander reg beskryf word, na gelang van die geval.

11. Bepanking van aanspreeklikheid

Geen gemagtigde beampte sal aanspreeklik wees vir enigiets wat ter goeder trou gedoen is in die uitvoering van 'n bevoegdheid of die uitoefening van 'n plig ingevolge hierdie verordening nie.

12. Vrystelling

- (1) 'n Persoon mag by wyse van 'n skriftelike aansoek, waarin die redes volledig gegee word, by die munisipaliteit aansoek doen om vrystelling van enige bepaling van hierdie verordening.
- (2) Die munisipaliteit mag:
 - (a) 'n vrystelling skriftelik toestaan en die voorwaardes ingevolge waarvan, indien enige, en die periode waarvoor sodanige vrystelling toegestaan is, moet daarin gemeld word;
 - (b) enige vrystelling of voorwaarde in 'n vrystelling wysig of kanselleer; met dien verstande dat redelike kennisgewing van sodanige voorneme gegee word en redelike tyd aan die applikant gegee word om verhoë te rig; of
 - (c) weier om 'n vrystelling toe te staan in welke geval redes vir sodanige weiering aan die applikant verstrekkend moet word.
- (3) Ten einde 'n aansoek ingevolge subartikel (1) te oorweeg mag die munisipaliteit die insette of kommentaar van aangrensende eienaars of okkuperders verkry.
- (4) 'n Vrystelling tree nie in werking voordat die aansoeker skriftelik onderneem het om aan al die voorwaardes deur die munisipaliteit opgelê ingevolge subartikel (2) te voldoen nie, met dien verstande dat die vrystelling verval indien 'n aktiwiteit 'n aanvang neem voordat sodanige onderneming aan die munisipaliteit voorgelê is.
- (5) Indien enige voorwaarde van 'n vrystelling nie nagekom word nie, mag die munisipaliteit die vrystelling terugtrek of kanselleer; met dien verstande dat redelike kennisgewing van sodanige voorneme aan die applikant gegee moet word.

13. Appèl

'n Persoon wie se regte geraak word deur 'n besluit van die munisipaliteit mag teen sodanige besluit appelleer ingevolge artikel 62 van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000, Wet 32 van 2000 deur skriftelike kennisgewing van die appèl en die redes daarvoor binne 21 dae vanaf die datum van bekendmaking van die besluit, aan die munisipale bestuurder te gee.

14. Misdrywe en boetes

'n Persoon wat enige bepaling van hierdie verordening oortree of versuim om daaraan te voldoen, pleeg 'n misdryf en kan by skuldigbevinding:

- (a) 'n boete of gevangenisstraf opgelê word, of sodanige boete of gevangenisstraf, of beide sodanige boete en sodanige gevangenisstraf; en
- (b) in die geval van 'n voortgesette misdryf, 'n bykomende boete of 'n bykomende tydperk van gevangenisstraf of sodanige bykomende gevangenisstraf sonder die opsie van 'n boete of beide sodanige bykomende boete en gevangenisstraf vir elke dag waarop sodanige misdryf voortduur; en
- (c) 'n verdere bedrag gelyk aan enige koste en uitgawes wat die hof bevind deur die munisipaliteit aangegaan is weens sodanige oortreding of versuim.

15. Herroeping van verordeninge

Die bepalings van enige verordeninge wat voorheen deur die munisipaliteit of deur enigen van die afgeskafte munisipaliteite wat nou in die munisipaliteit ingelyf is, afgekondig is, word hiermee herroep insoverre hulle betrekking het op sake waarvoor daar in hierdie verordening voorsiening gemaak word.

16. Korttitel en inwerkingtrede

Hierdie verordening staan bekend as Drakenstein Munisipaliteit se Verordening insake Probleemgeboue en tree in werking by publikasie daarvan in die Provinsiale Koerant.

JF Mettler, MUNISIPALE BESTUURDER

7 Desember 2012

50270

GEORGE MUNICIPALITY

APPOINTMENT OF VALUATION APPEAL BOARD MEMBERS

In terms of Section 58 of the Municipal Property Rates Act, 2004 (Act 6 of 2004) notice is hereby given for the appointment of valuation appeal board members for the area of jurisdiction of George Municipality.

The members appointed for the Valuation Appeal Board are as follows:

Chairperson: Mr GR Mentor;
 Member/valuer: Mr AW Roodt;
 Member: Mr WM de Kock;
 Member: Ms N Peycke; en
 Member: Mr LJ Giles

Dated at Cape Town this 29th day of November 2012.

**MR A BREDELL, MINISTER OF LOCAL GOVERNMENT,
 ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLAN-
 NING**

7 December 2012

50292

GEORGE MUNISIPALITEIT

AANSTELLING VAN WAARDASIE-APPÈLRAADLEDE

Kennis word gegee kragtens Artikel 58 van die "Municipal Property Rates Act, 2004 (Act 6 of 2004)" vir die aanstelling van Waardasie-Appèlraadlede vir die regsgebied van George Munisipaliteit.

Die lede wat aangestel is vir die Waardasie-Appèlraad is soos volg:

Voorsitter: Mnr GR Mentor;
 Lid/waardeerder: Mnr AW Roodt;
 Lid: Mnr WM de Kock;
 Lid: Me N Peycke; en
 Lid: Mnr LJ Giles

Gedateer te Kaapstad op hierdie 29ste dag van November 2012.

**MNR A BREDELL, MINISTER VAN PLAASLIKE REGERING,
 OMGEWINGSAKE EN ONTWIKKELINGSBEPLANNING**

7 Desember 2012

50292

MOSSEL BAY MUNICIPALITY

LAND USE PLANNING ORDINANCE, 1985
(ORDINANCE NO 15 OF 1985)

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

APPLICATION FOR REZONING OF ERF 4331,
60 DA GAMA STREET, DA NOVA, MOSSEL BAY

Notice is hereby given that the undermentioned application has been received by the Municipality in terms of Section 17 of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985) and is open to inspection at the Town Planning Division, 4th Floor, Montagu Place Building, Montagu Street, Mossel Bay. Any objections, with full reasons therefor, must be lodged in writing with the Municipal Manager, PO Box 25, Mossel Bay 6500 on or before Monday, 7 January 2013, quoting the above Ordinance and objector's erf number. Any comment or objection received after the aforementioned closing date may be disregarded. Any enquiries in this regard may be directed to Ms H Vorster, Town Planning, at telephone number (044) 606-5077 or fax number (044) 690-5786.

In terms of Section 21(4) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) notice is hereby given that people who cannot write may approach the Legal Services Division during office hours, where a member of staff will assist you in putting your comments or objections in writing.

Applicant: Da Gama Medical Centre CC, 60 Da Gama Street, Da Nova, MOSSEL BAY 6506

Nature of Application: Proposed rezoning of Erf 4331, Mossel Bay from "Single Residential Zone" to "Local Business Zone" in order to permit the operation of a Medical Centre (dentist, biokinetics, orthopaedic and prosthetic services) on the property.

File Reference: 15/4/5/5

DR M GRATZ, MUNICIPAL MANAGER

7 December 2012

50277

STELLENBOSCH MUNICIPALITY

REZONING: PORTION 128 OF FARM NO 468,
STELLENBOSCH

Notice is hereby given in terms of Section 17 of the Land Use Planning Ordinance, 1985 (Ordinance No 15 of 1985) that the undermentioned application has been received and is open to inspection at the office of the Director: Planning & Economic Development at the Planning Advice Centre, Plein Street, Stellenbosch (Tel (021) 808-8606). Enquiries may be directed to Ms C Charles, PO Box 17, Stellenbosch 7599. Tel. (021) 808-8699 and fax number (021) 808-8651 weekdays during the hours of 08:30 to 15:30. Any objections, with full reasons therefor, may be lodged in writing at the office of the abovementioned Director on or before 8 February 2013 quoting the above relevant legislation and the objector's erf and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid.

This advertisement is also available on the Municipal website www.stellenbosch.gov.za, on the Planning and Economic Development page.

Applicant: Headland Planners

Erf/Erven number(s): Portion 128 of Farm No 468, Stellenbosch Division

Locality/Address: Welmoed Farm, Stellenbosch

Nature of application: Proposed rezoning of 1.2ha of Portion 128 of Farm No 468, Stellenbosch Division from Agricultural Zone I to Business Zone IV for warehousing purposes.

MUNICIPAL MANAGER

Notice No. P32/12

7 December 2012

50278

MOSSELBAAI MUNISIPALITEIT

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

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

AANSOEK OM HERSONERING VAN ERF 4331,
DA GAMASTRAAT 60, DA NOVA, MOSSELBAAI

Kennis geskied hiermee dat die ondergemelde aansoek ingevolge Artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985) deur die Munisipaliteit ontvang is en ter insae lê by die Afdeling Stadsbeplanning, 4de Vloer, Montagu Plek Gebou, Montagustraat, Mosselbaai. Enige besware, met volledige redes daarvoor, moet skriftelik by die Munisipale Bestuurder, Posbus 25, Mosselbaai 6500 ingedien word op of voor Maandag, 7 Januarie 2013, met vermelding van bogenoemde Ordonnansie en beswaarmaker se erfnummer. Enige kommentaar of beswaar wat na die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie. Enige navrae kan gerig word aan me H Vorster, Stadsbeplanning, by telefoonnummer (044) 606-5077 of faksnummer (044) 690-5786.

Ingevolge Artikel 21(4) van die Plaaslike Regering: Wet op Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis hiermee gegee dat persone wat nie kan skryf nie, die Afdeling Regsdienste kan nader tydens kantoorure, waar 'n lid van die personeel u behulpsaam sal wees om u kommentaar of beswaar op skrif te stel.

Aansoeker: Da Gama Mediese Sentrum BK, Da Gamastraat 60, Da Nova, MOSSELBAAI 6506

Aard van Aansoek: Voorgestelde hersonering van Erf 4331, Mosselbaai vanaf "Enkel Residensiële Sone" na "Lokale Sakesone" ten einde die bedryf van 'n Mediese Sentrum (tandarts, biokinetiese, ortopediese- en prostetika dienste) op die eiendom toe te laat.

Lêerverwysing: 15/4/5/5

DR M GRATZ, MUNISIPALE BESTUURDER

7 Desember 2012

50277

MUNISIPALITEIT STELLENBOSCH

HERSONERING: GEDEELTE 128 VAN PLAAS NR 468,
STELLENBOSCH

Kennis geskied hiermee ingevolge Artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985), dat die onderstaande aansoek ontvang is en by die kantoor van die Direkteur: Beplanning en Ekonomiese Ontwikkeling by die Advieskantoor (Tel. (021) 808-8606) in Pleinstraat, Stellenbosch ter insae lê. Navrae kan aan me C Charles by Posbus 17, Stellenbosch 7599, Tel. nr. (021) 808-8699 en Faksnr. (021) 808-8651 weksdae gedurende 08:30 tot 15:30 gerig word. Besware, met volledige redes daarvoor, mag skriftelik by die kantoor van die bogenoemde Direkteur, op of voor 8 Februarie 2013 ingedien word, met vermelding van die relevante wetgewing, die beswaarmaker se erf- en telefoonnummer sowel as adres. Enige besware ontvang na voormelde sluitingsdatum, mag as ongeldig gegag word.

Hierdie kennisgewing is ook beskikbaar op die Munisipale webtuiste www.stellenbosch.gov.za, op die Beplanning en Ekonomiese Ontwikkelingsblad.

Applikant: Headland Planners

Erf/Erwe nommer(s): Gedeelte 128 van Plaas Nr 468, Afdeling Stellenbosch

Ligging/Adres: Welmoed Plaas, Stellenbosch

Aard van aansoek: Voorgestelde hersonering van 1.2ha van Gedeelte 128 van Plaas Nr 468, Afdeling Stellenbosch vanaf Landbousone I na Besigheidsone IV vir pakhuisdoeleindes.

MUNISIPALE BESTUURDER

Kennisgewingnr. P32/12

7 Desember 2012

50278

SWARTLAND MUNICIPALITY

NOTICE 52/2012/2013

PROPOSED SUBDIVISION OF ERF 419,
KALBASKRAAL

Notice is hereby given in terms of Section 24(1) of Ordinance 15 of 1985 that an application has been received for the subdivision of erf 419 (5200m² in extent), situated in the southern part of Kalbaskraal, into a remainder (±2920m²) and portion A (±2280m²).

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

Any comments, whether an objection or support, may be lodged in writing with the undersigned not later than 14 January 2013 at 17:00.

JJ SCHOLTZ, MUNICIPAL MANAGER, MUNICIPAL OFFICE, PRIVATE BAG X52, MALMESBURY

7 December 2012

50280

MUNISIPALITEIT SWARTLAND

KENNISGEWING 52/2012/2013

VOORGESTELDE ONDERVERDELING VAN ERF 419,
KALBASKRAAL

Kennis geskied hiermee ingevolge Artikel 24(1) van Ordonnansie 15 van 1985 dat 'n aansoek ontvang is vir die onderverdeling van erf 419 (groot 5200m²), geleë in die suidelike deel van Kalbaskraal in 'n restant (±2920m²) en gedeelte A (±2280m²).

Verdere besonderhede is gedurende gewone kantoorure (weekdae) by Departement Ontwikkelingsdienste, die Kantoor van die Bestuurder: Beplanning, Boubeheer en Waardasies, Munisipale Kantoor, Kerkstraat, Malmesbury beskikbaar.

Enige kommentaar, hetsy beswaar of ondersteuning, kan skriftelik by die ondergetekende ingedien word nie later nie as 14 Januarie 2013.

JJ SCHOLTZ, MUNISIPALE BESTUURDER, MUNISIPALE KANTOOR, PRIVAATSAK X52, MALMESBURY

7 Desember 2012

50280

THEEWATERSKLOOF MUNICIPALITY

APPLICATION FOR CONSENT USE: ERF 595, GREYTON

Notice is hereby given in terms of Section 14.1.1(b) of the Theewaterskloof Municipality Zoning Scheme Regulations that an application for consent use on erf 595, Greyton has been submitted to the Theewaterskloof Municipality.

Applicant: Warren Petterson, PO Box 44512, Claremont 7735

Nature of the application: The application comprises a consent to enable Vodacom to install a cellular communications base station on the property.

Further particulars are available for inspection during office hours at the Municipal Office, Greyton from 4 December 2012 to 25 January 2013. Objections to the proposal, if any, must be in writing and reach the undermentioned on or before 25 January 2013.

Persons who are unable to write will be assisted, during office hours, at the Municipal office in Caledon, to write down their objections.

S WALLACE, MUNICIPAL MANAGER, Municipal Office, PO Box 24, CALEDON 7230

Reference No. G/595

Notice No. KOR 68/2012

7 December 2012

50281

THEEWATERSKLOOF MUNISIPALITEIT

AANSOEK OM VERGUNNINGSGEBRUIK: ERF 595, GREYTON

Kennis geskied hiermee in terme van Artikel 14.1.1(b) van die Theewaterskloof Munisipaliteit Soneringskemaverordeninge dat 'n aansoek vir vergunningsgebruik op erf 595, Greyton ingedien is by die Theewaterskloof Munisipaliteit.

Aansoeker: Warren Petterson, Posbus 44512, Claremont 7735

Aard van die aansoek: Die aansoek behels 'n vergunning om Vodacom in staat te stel om 'n sellulêre kommunikasie basisstasie op die eiendom te kan installeer.

Verdere besonderhede van die voorstel lê gedurende kantoorure by die Greyton Munisipale Kantoor ter insae vanaf 4 Desember 2012 tot 25 Januarie 2013. Skriftelike besware teen die voorstel, indien enige, moet die ondergemelde bereik voor of op 25 Januarie 2013.

Persones wat nie kan skryf nie, sal gedurende kantoorure by die Munisipale Kantoor, Caledon gehelp word om hul besware neer te skryf.

S WALLACE, MUNISIPALE BESTUURDER, Munisipale Kantoor, Posbus 24, CALEDON 7230

Verwysingsnr: G/595

Kennisgewingnr: KOR 68/2012

7 Desember 2012

50281

THEEWATERSKLOOF MUNICIPALITY

FINAL CERTIFICATE

STATUS REPORT: CLOSURE OF PASSAGE ADJACENT ERVEN
1722 AND 1955, VILLIERSDORP

Notice is hereby given in terms of Section 137(1) of the Municipal Ordinance (Ordinance No. 20 of 1974) or Section 138(1) of the Divisional Council Ordinance (Ordinance No. 18 of 1976) or Section 6(1) of the By-law relating to the Management and Administration of the Municipality's Immovable Property that the Council has closed the passage adjacent erven 1722 and 1955, Villiersdorp.

S WALLACE, MUNICIPAL MANAGER, Municipal Office, PO Box 24, CALEDON 7230

Reference No: V/1722 & 1955

Notice No: KOR 69/2012

7 December 2012

50276

THEEWATERSKLOOF MUNISIPALITEIT

FINALE SERTIFIKAAT

STATUS VERSLAG: SLUITING VAN GANG GRESEND AAN
ERWE 1722 EN 1955, VILLIERSDORP

Kennis geskied hiermee dat hierdie Raad ingevolge Artikel 137(1) van die Munisipale Ordonnansie Nr. 20 van 1974 of Artikel 138(1) van die Afdelingsraad Ordonnansie Nr. 18 van 1976 of Artikel 6(1) van die Verordening met betrekking tot die Bestuur en Administrasie van die Munisipaliteit se Onroerende Eiendom, gang grensend aan Erwe 1722 en 1955, Villiersdorp gesluit het.

S WALLACE, MUNISIPALE BESTUURDER, Munisipale Kantoor, Posbus 24, CALEDON 7230

Verwysingsnr: V/1722 & 1955

Kennisgewingnr: KOR 69/2012

7 Desember 2012

50276

MATZIKAMA MUNICIPALITY

TARIFF AMENDMENT BY-LAW

(1/2012)

In terms of section 156 (2) of the Constitution of the Republic of South Africa, 1996 (Act 108 of 1996) read together with section 98 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) Matzikama Municipality ordained as follows –

1. Amendment of By-Law

The by-law in Appendix A is hereby amended to the extent set out in the third column thereof.

2. Short title and commencement

This by-law shall be called the Tariff Amendment By-law of Matzikama Municipality (1/2012) and shall come into operation on the date of publication thereof in the Provincial Gazette.

APPENDIX A

Short Title	Provincial Gazette	Extent of amendment
Tariff By-law	No. 6788 of 10 September 2010	The definition of “tariff policy” be substituted by the following definition: “tariff policy” means the policy of the municipality as adopted by the municipal council by resolution 7.2.4 of 29 May 2012

MATZIKAMA MUNISIPALITEIT

WYSIGINGSVERORDENING INSAKE TARIWE

(1/2012)

Ingevolge artikel 156(2) van die Grondwet van die Republiek van Suid-Afrika, 1996 (Wet 108 van 1996) saamgelees met artikel 98 van die Wet op Plaaslike Regering : Munisipale Stelsels, 2000 (Wet 32 van 2000) verorden Matzikama Munisipaliteit soos volg -

1. Wysiging van Verordening

Die Verordening in Bylae A word hiermee gewysig in die mate in die derde kolom daarvan uiteengesit.

2. Kort titel en inwerkingtrede

Hierdie verordening heet die Wysigingsverordening insake Tariewe van Matzikama Munisipaliteit (1/2012) en tree in werking op die datum van publikasie daarvan in die Provinsiale Koerant.

BYLAE A

Kort titel	Provinsiale Koerant	Omvang van wysiging
Verordening insake Tariewe	No. 6788 van 10 September 2010	Die woordskrywing van “tariefbeleid” word deur die volgende woordskrywing vervang : “tariefbeleid” die tariefbeleid van die munisipaliteit soos goedgekeur deur die munisipale raad by besluit 7.2.4 van 29 Mei 2012

UMASIPALA WASEMATZIKAMA

UMTHETHO KAMASIPALA OHLONYELWEYO WEMIRHUMO

(1/2012)

Ngokwecandelo le-156 (2) loMgaqo-siseko waseMzantsi Afrika, ka-1996 (Umthetho we-108 ka-1996) ekufuneka ufundwe kunye necandelo lama-98 loMthetho weeNkqubo zikaMasipala: kuRhulumente wasekuhlaleni, ka-2000 (Umthetho wama-32 ka-2000) uMasipala waseMatzikama uqinisekisa oku kulandelayo –

1. Ukuhlonyelwa koMthetho kaMasipala

Umthetho kaMasipala kwiSihlomelo A uhlomele umhlathi wesithathu.

2. Isihloko esifutshane nokuqaliswa kwawo

Lo mthetho kamasipala uza kubizwa ngokuba nguMthetho kaMasipala waseMatzikama ohlonyelweyo weMirhumo (1/2012) kwaye uza kuqala ukusebenza ngomhla opapashwa ngazo kwiGazethi yePhondo.

ISIHLOMELO A

Isihloko esifutshane	IGazethi yePhondo	Ubungakanani besihlomelo
Umthetho kamasipala wemirhumo	OnguNombolo. 6788 we-10 kuSeptemba ka-2010	Inkcazelo “yomgaqo-nkqubo wemirhumo” utshintshwe ube yile nkcazelo ilandelayo: “umgaqo-nkqubo wemirhumo” uthetha umgaqo-nkqubo kamasipala njengoko wamkelwe libhunga likamasipala kwisigqibo se-7.2.4 somhla wama-29 kuMeyi ngo-2012

MATZIKAMA MUNICIPALITY

PROPERTY RATES AMENDMENT BY-LAW

(2/2012)

In terms of section 156 (2) of the Constitution of the Republic of South Africa, 1996 (Act 108 of 1996) read together with section 98 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) Matzikama Municipality ordained as follows –

1. Amendment of By-law

The by-law in Appendix A is hereby amended to the extent set out in the third column thereof.

2. Short title and commencement

This by-law shall be called the Property Rates Amendment By-law of Matzikama Municipality (2/2012) and shall come into operation on the date of publication thereof in the Provincial Gazette.

APPENDIX A

Short Title	Provincial Gazette	Extent of amendment
Property Rates By-law	No. 6788 of 10 September 2010	The definition of “rates policy” be substituted by the following definition: “rates policy” the policy of the municipality as adopted by the municipal council by resolution 7.2.4 of 29 May 2012

MATZIKAMA MUNISIPALITEIT

WYSIGINGSVERORDENING INSAKE EIENDOMSBELASTING

(2/2012)

Ingevolge artikel 156(2) van die Grondwet van die Republiek van Suid-Afrika, 1996 (Wet 108 van 1996) saamgelees met artikel 98 van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) verorden Matzikama Munisipaliteit soos volg:

1. Wysiging van Verordening

Die Verordening in Bylae A word hiermee gewysig in die mate in die derde kolom daarvan uiteengesit.

2. Kort titel en inwerkingtrede

Hierdie verordening heet die Wysigingsverordening insake Eiendomsbelasting van Matzikama Munisipaliteit (2/2012) en tree in werking op die datum van publikasie daarvan in die Provinsiale Koerant.

BYLAE A

Kort titel	Provinsiale Koerant	Omvang van wysiging
Verordening insake Eiendomsbelasting	No. 6788 van 10 September 2010	Die woordoms krywing van “Beleid insake eiendomsbelasting” word deur die volgende woordoms krywing vervang : “Beleid insake eiendomsbelasting” die beleid van die munisipaliteit soos goedgekeur deur die munisipale raad by besluit 7.2.4 van 29 Mei 2012

UMASIPALA WASEMATZIKAMA

UMTHETHO KAMASIPALA OHLONYELWEYO WOKUHLOWULWA KWEPROPATI

(2/2012)

Ngokwecandelo le-156 (2) loMgaqo-siseko waseMzantsi Afrika, ka-1996 (Umthetho we-108 ka-1996) ekufuneka ufundwe kunye necandelo lama-98 loMthetho weeNkqubo zikaMasipala: kuRhulumente wasekuhlaleni, ka-2000 (Umthetho wama-32 ka-2000) uMasipala waseMatzikama uqinisekisa oku kulandelayo –

1. Ukuhlonyelwa koMthetho kaMasipala

Umthetho kaMasipala kwiSihlomelo A uhlomele umhlathi wesithathu.

2. Isihloko esifutshane nokuqaliswa kwawo

Lo mthetho kamasipala uza kubizwa ngokuba nguMthetho kaMasipala waseMatzikama ohlonyelweyo wokuHlawulwa kwePropati (2/2012) kwaye uza kuqala ukusebenza ngomhla opapashwa ngazo kwiGazethi yePhondo.

ISIHLOMELO A

Isihloko esifutshane	IGazethi yePhondo	Ubungakanani besihlomelo
Umthetho kamasipala wokuHlawulwa kwePropati	OnguNombolo. 6788 we-10 kuSeptemba ngo-2010	Inkcazelo “ yomgaqo-nkqubo weentlawulo zeenkonz o” utshintshwe ube yile nkcazelo ilandelayo: “ umgaqo-nkqubo weentlawulo zeenkonz o” uthetha umgaqo-nkqubo kamasipala njengoko wamkelwe libhunga likamasipala kwisigqibo se-7.2.4 somhla wama-29 kuMeyi ngo-2012

MATZIKAMA MUNICIPALITY

CREDIT CONTROL AND DEBT COLLECTION AMENDMENT BY-LAW

(3/2012)

In terms of section 156 (2) of the Constitution of the Republic of South Africa, 1996 (Act 108 of 1996) read together with section 98 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) Matzikama Municipality ordained as follows –

1. Amendment of By-law

The by-law in Appendix A is hereby amended to the extent set out in the third column thereof.

2. Short title and commencement

This by-law shall be called the Credit Control and Debt Collection Amendment By-law of Matzikama Municipality (3/2012) and shall come into operation on the date of publication thereof in the Provincial Gazette.

APPENDIX A

Short Title	Provincial Gazette	Extent of amendment
Credit Control and Debt Collection By-law	No. 6788 of 10 September 2010	The definition of “ policy ” be substituted by the following definition: “ policy ” means the credit control and debt collection policy of the Council as adopted by resolution 7.2.4 of 29 May 2012

MATZIKAMA MUNISIPALITEIT

**WYSIGINGSVERORDENING INSAKE KREDIETBEHEER EN
SKULDINVORDERING**

(3/2012)

Ingevolge artikel 156(2) van die Grondwet van die Republiek van Suid-Afrika, 1996 (Wet 108 van 1996) saamgelees met artikel 98 van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) verorden Matzikama Munisipaliteit soos volg:

1. Wysiging van Verordening

Die Verordening in Bylae A word hiermee gewysig in die mate in die derde kolom daarvan uiteengesit.

2. Kort titel en inwerkingtrede

Hierdie verordening heet die Wysigingsverordening insake Kredietbeheer en Skuldinvordering van Matzikama Munisipaliteit (3/2012) en tree in werking op die datum van publikasie daarvan in die Provinsiale Koerant.

BYLAE A

Kort titel	Provinsiale Koerant	Omvang van wysiging
Verordening insake Kredietbeheer en Skuldinvordering	No. 6788 van 10 September 2010	Die woordskrywing van “beleid” word deur die volgende woordskrywing vervang : “ beleid ” die munisipaliteit se kredietbeheer- en skuldinvorderingsbeleid soos goedgekeur deur die Raad by besluit 7.2.4 van 29 Mei 2012

UMASIPALA WASEMATZIKAMA

UMTHETHO KAMASIPALA OHLONYELWEYO WOKULAWULWA KWAMATYALA NOKUQOKELELWA KWAMATYALA

(3/2012)

Ngokwecandelo le-156 (2) loMgaqo-siseko waseMzantsi Afrika, ka-1996 (Umthetho we-108 ka-1996) ekufuneka ufundwe kunye necandelo lama-98 loMthetho weeNkqubo zikaMasipala: kuRhulumente wasekuhlaleni, ka-2000 (Umthetho wama-32 ka-2000) uMasipala waseMatzikama uqinisekisa oku kulandelayo –

1. Ukuhlonyelwa koMthetho kaMasipala

Umthetho kaMasipala kwiSihlomelo A uhlomele umhlathi wesithathu.

2. Isihloko esifutshane nokuqaliswa kwawo

Lo mthetho kamasipala uza kubizwa ngokuba nguMthetho kaMasipala waseMatzikama ohlonyelweyo wokuLawulwa kwamatyala nokuQokelelwa kwamatyala (3/2012) kwaye uza kuqala ukusebenza ngomhla opapashwa ngazo kwiGazethi yePhondo.

ISIHLOMELO A

Isihloko esifutshane	IGazethi yePhondo	Ubungakanani besihlomelo
Umthetho kamasipala wokuLawulwa kwamatyala nokuQokelelwa kwamatyala	OnguNombolo. 6788 we-10 kuSeptemba ngo-2010	Inkcazelo “yomgaqo-nkqubo” utshintshwe ube yile nkcazelo ilandelayo: “umgaqo-nkqubo” uthetha umgaqo-nkqubo weBhunga wokulawulwa kwamatyala nokuqokelelwa kwamatyala njengoko uvunyiwe kwisigqibo se-7.2.4 somhla wama-29 kuMeyi ngo-2012

MATZIKAMA MUNICIPALITY

BY-LAW ON LIQUOR TRADING DAYS AND HOURS

To provide for the control of undertakings selling liquor to the public in order to ensure a safe and healthy environment in the Matzikama municipal area; to provide for days and hours of trade in liquor by licensed undertakings that sell liquor to the public; and to provide for matters related thereto.

Preamble

WHEREAS a Municipality has the executive authority, in terms of Section 156(1)(a) read with Part B of Schedule 5 of the Constitution of the Republic of South Africa, 1996, to control undertakings that sell liquor to the public;

WHEREAS a Municipality may, in terms of Section 156(2) of the Constitution, make and administer by-laws for the effective administration of the matters which it has the right to administer;

WHEREAS a Municipality may, in terms of Section 11(3)(m) of the Local Government: Municipal System Act, 2000 (Act 32 of 2000), pass by-laws and take decisions;

WHEREAS it is the intention of the Municipality to set trading days and hours for all licensed premises, business or outlets situated within the Matzikama municipal area that sell liquor to the public, in terms of Section 59(2) of the Western Cape Liquor Act, 2008 (Act 4 of 2008);

AND NOW THEREFORE, BE IT ENACTED by the Council of the Matzikama Municipality, as follows:

TABLE OF CONTENTS

1. Definitions
2. Purpose of by-law
3. Application of by-law
4. Public participation and duties of municipality
5. Trading days and hours for sale and consumption of liquor on licensed premises
6. Trading days and hours for sale of liquor for consumption off licensed premises
7. Transitional provisions
8. Vicarious responsibility
9. Appeal
10. Offences and Penalties
11. Repeal
12. Short title and commencement

1. Definitions

(1) In this By-law, unless the context indicates otherwise;

“Act” means the Western Cape Liquor Act, 2008 (Act 4 of 2008);

“agricultural zoned areas” means an area predominately zoned agriculture or any other equivalent zoning, with purpose to promote and protect agricultural activity on a farm as an important economic, environmental and cultural resource, where limited provision is made for non-agricultural uses to provide owners with an opportunity to increase the economic potential of their properties, without causing a significant negative impact on the primary agricultural resource;

“Appeal Tribunal” means an Appeal Tribunal established in terms of section 25(1) of the Act;

“Authority” means the Western Cape Liquor Authority established by section 2(1) of the Act;

“business premises” means a property on which business is conducted and may include a restaurant, pub, bar or taverns or other building with similar uses, but exclude a place of entertainment, guest accommodation establishment, hotel, sports and community club;

“business zoned areas” means an area predominantly zoned general business in terms of the Zoning Scheme, with the purpose to promote economic activity in a business district and development corridor, and includes a wide range of land uses such as business, residential and community uses;

“designated liquor officer” means a person designated as such in terms of section 73(1) of the Act;

“guest accommodation establishment” means premises uses as temporary residential accommodation for, and includes the provision of meals to, transient guests for compensation and includes a backpacker’s lodge, a bed-and-breakfast establishment, guest house and guest farm or lodge, as well as facilities for business meetings, conferences, events or training sessions of resident guests, but exclude a hotel;

“hotel” means a property used as temporary residential accommodation for transient guests where lodging or meals are provided for compensation, and includes:

- (a) a restaurant or restaurants forming part of a hotel;
- (b) conference and entertainment facilities that are subservient and ancillary to the dominant use of a premises as a hotel;
- (c) premises which are licensed to sell alcoholic beverages for consumption on the property, but excludes an off-consumption facility, guest accommodation establishment, dwelling house or dwelling unit;

“industrial zones” means an area predominantly zoned industrial that accommodate all forms of industry, but do not include noxious or hazardous trade risk activities;

“licensee” means any person who is licensed to sell liquor in terms of the Act and includes any licensed premises, businesses, outlet or land use activity from which liquor is sold;

“liquor” means liquor as defined in Section 1 of the Act;

“Liquor License Tribunal” means the Liquor Tribunal as defined in Section 1 of the Act;

“local business or neighbourhood business area” means an area predominantly zoned local business or mixed use or any other equivalent zoning, with the purposes to accommodate low density commercial and mixed use development serving local needs of convenience goods, personal service or small scale business nature or serve as an interface between general business, industrial and adjacent residential area;

“Matzikama Municipality” means the Matzikama Municipality established by the Establish Notice published in Provincial Notice No. 481 of 2000, as amended, and **“Municipality”** has a corresponding meaning;

“official” means any person authorized by the Authority to perform the function of an officer under this By-law and includes any member of the South African Police Services and any person appointed in terms of the Act;

“premises” includes any place, land, building or conveyance or any part thereof which is registered or which is seeking to be registered to trade in liquor;

“place of entertainment” means place use predominantly for commercial entertainment which may attract relatively large numbers of people, operate outside normal business hours or generate noise from music or revelry on a regular basis, and includes a cinema theatre, amusement park, dance hall, gymnasium, facility for betting, gambling hall, karaoke bar and night club;

“registered premises” means premises on or from which a licensee conduct his or her business;

“residential area” means an area predominantly zoned Residential 1, 2 or 3 or any other equivalent zoning, with the purpose of accommodate predominantly single-families in low and medium density neighbourhoods, as well as higher densities living accommodation and which include controlled opportunities for home employment, additional dwellings and low intensity mixed use development;

“Responsible Manager” means a manager that will take overall responsibility for the processing of liquor license application and appeals;

“room service facility” means a mini bar or self-help facility or the consumption of liquor in guest rooms and call-up service for residents guests;

“sell” includes supply, exchange, offer for sale, display for the purpose of sale or authorise, direct, or allow a sale;

“selling hours” means the time during which a licensee is allowed to sell liquor in terms of the Schedule;

“small holding or rural area” means an area predominantly zoned Agriculture or any other equivalent zoning, with the purpose to accommodate smaller rural properties that may be used for agricultural purposes, but may also be used primarily as places of residence in a more country or rural setting;

“sparkling wine” means an effervescent wine resulting from the fermentation of grapes, whether by natural or artificial processes, and includes Champagne;

“sports and community clubs” means premises or facility used for the gathering of community or civic organisations or associations, sports clubs or other social or recreational clubs run mostly not for profit and may include community service clubs and community centres or similar amenities, but excludes a night club;

“trading days” means the days on which liquor may be sold during trading hours;

“trading hours” means the hours during which liquor may be sold on trading days;

“winery” includes premises or facilities which are used in the production of wine and such premises and facilities include facilities for crushing grapes and fermentation and aging of wine, tasting rooms, barrel and storage rooms, bottling rooms, tank rooms, laboratories or offices and other accessory or ancillary facilities incidental to the production of wine, which may include:

- (a) restaurants and other food services; or
- (b) subsidiary retail facilities to tours or visitors

“zoned” means zoned and zoning as the case may be in terms of the applicable zoning scheme or any applicable law and “zoning” has a corresponding meaning;

“zoning scheme” means the zoning scheme applicable to the area and in force with the area of jurisdiction of the Matzikama Municipality

- (2) In this By-law, unless the context indicates otherwise, any word or expression to which a meaning has been assigned in the Act has that meaning read together with the applicable Land Use Scheme Regulations.

2. Purpose of By-law

The Municipality, acting in terms of the powers granted to it in the Act, adopts this By-law with the aim of regulating the hours during which liquor may be sold and matters related thereto.

3. Application of by-law

This By-law applies to all premises, situated within the area of jurisdiction of the Municipality, on which a business in the trading of liquor:

- (a) Those selling liquor to the public for consumption on the licensed premises;
- (b) Those selling liquor to the public for consumption off the licensed premises; and
- (c) Those selling liquor to the public for consumption on and off the licensed premises.

4. Public participation and duties of municipality

- (1) Upon receipt of a copy of the application to sell liquor from the designated liquor officer as contemplated in Section 37(4) of the Act, and in order to comply with the requirements of Section 40 of the Act, the Municipality must:

- (a) allow the public to have access to the application by posting a copy of the application on all municipal notice boards; and
 - (b) make available copies of such application when requested by a member of the public against payment of a fee as determined by the Municipality from time to time; and
 - (c) subject to subsection (2), instruct the ward councillor in whose ward the proposed premises is situated to submit written comments.
- (2) The ward councillor who receives an instruction as contemplated in subsection (1)(c) must, within 7 days:
- (a) convene a ward committee meeting to solicit the ward committee members' views with regard to the application that the applicant lodged with the Liquor Board;
 - (b) convene a consultative meeting with community of the area within a radius of 100 metres of the premises that are sought to be registered to discuss and solicit their views with regard to the application that the applicant lodged with the Liquor Board;
 - (c) compile and submit a report to the Director Corporate Services stipulating the date of the meetings referred to in subsections (2)(a) and (b), the time of the meetings, the original attendance register with the names and the addresses of the people who attended, indicate whether he or she objects to or recommends the application and what additional conditions he or she proposes, if any; and
 - (d) attach the minutes of the meetings referred to in subsections (2)(a) and (b).
- (3) The municipality must, within 7 days, of receipt of a ward councillor's report consider such report and submit to the Board, within the prescribed period, the documents as contemplated in section 40 of the Act.
- (4) For the purpose of considering a report as contemplated in subsection (3), an official may undertake such investigation or request such information as he or she may deem necessary for consideration by the Municipality, and must submit his or her findings to the Municipality.
- (5) For the purpose of considering a report as contemplated in subsection (3), an official may undertake such investigation or request such information as he or she may deem necessary for consideration by the Authority, and must submit his or her findings to the Authority.

5. Trading days and hours for sale and consumption of liquor on licensed premises

- (1) A licensee may sell liquor for consumption on the licensed premises during any day of the week and hours of trade as set out in the Schedule and be reviewed by the Municipality from time to time.
- (2) Despite subsection (1) a hotel or guest accommodation establishment licensed to sell liquor may offer a room service facility at any time of day.

- (3) Despite the provisions of this By-law, a licensee as contemplated in subsection (1), may serve sparkling wine:
 - (a) from 08H00 to 23H00 for seven days a week; and
 - (b) as part of a meal; and
 - (c) to guests who are part of an organised function where admittance is controlled.

6. Trading days and hours for sale of liquor for consumption off licensed premises

A licensee may sell liquor for consumption off the licensed premises during any day of the week and hours of trade as set out in the Schedule and be reviewed by the Municipality from time to time.

7. Transitional provisions

- (1) Subject to the provisions in the Act, trading hours applicable to a liquor license issued before the commencement of this By-law shall continue to apply until such license is renewed in terms of the Act.
- (2) The trading hours referred to in subsection (1) shall be valid until the license has lapsed as contemplated in Section 62(2) of the Act.

8. Vicarious responsibility

- (1) If the manager, agent or employee of a licensee sells liquor in contravention of Section 5 and 6 of this By-law, the licensee is deemed to have sold such liquor, except where:
 - (a) the licensee neither connived at, permitted or allowed such sale; and
 - (b) the licensee took such steps as he or she was reasonably able take in order to prevent the sale; and
 - (c) the sale did not fall within the scope of the employment or authority of the manager, agent or employee.
- (2) The fact that a licensee has issued instructions prohibiting such sale is not in itself sufficient to prove that he or she took the steps required by subsection (1)(b).
- (3) When a licensee is liable in terms of subsection (1) the manager, agent or employee is also liable therefore as if he or she was the licensee.

9. Appeal

- (1) The Appeal Tribunal must consider any appeal against, or an application for the review of a decision of the Authority in terms of section 20(3) of the Act;
- (2) An applicant or interested and affected party who is aggrieved by a decision of the Authority may, within the prescribed period after receiving reasons for a decision of the Authority, lodge with the Authority a notice of appeal or review as prescribed;

10. Offences and Penalties

- (1) A licensee who contravenes Section 5 and 6 of this By-law commits an offence.

- (2) A licensee who commits an offense referred to in subsection (1) is, on conviction, liable for a fine as the court may deem fit to impose or to a term of imprisonment not exceeding three years, or to both such fine or such imprisonment.
- (3) Any person who commits a continuing offence shall be guilty of an offence for each day during which that person fails to comply with this By-law.
- (4) A court convicting a person of an offence under this By-law may impose alternative sentencing in place of a fine or imprisonment.

11. Repeal

The provisions of any By-laws previously promulgated by the Municipality or by any of the disestablished Municipalities now incorporated in the Municipality area hereby repealed as far as they relate to matters provided for in this By-law.

12. Short title and commencement

This By-law shall be called the By-law on liquor trading days and hours of Matzikama Municipality (4/2012) and shall come into operation on the date of publication thereof in the Provincial Gazette.

SCHEDULE

A	Licence in terms of Section 33(a) of the Act for micro manufacturing and sale of liquor for consumption both <i>on</i> and <i>off</i> the premises		
		TRADING DAYS AND HOURS	
	1. Small holding or rural areas	On-consumption	Off-consumption
	Cellars / wine makers / home distillers / winery boutiques	11:00-23:00 Mon - Thur 11:00-02:00 Fri - Sat	08:00-20:00 Mon - Fri 08:00-17:00 Sat
2. Industrial zones			
	Cellars / wine makers / home distillers / winery boutiques	11:00-20:00 Mon -Thur 11:00-02:00 Fri - Sat	08:00-20:00 Mon - Fri 08:00-17:00 Sat
B	Licence in terms of Section 33(b) of the Act for the sale of liquor for consumption <i>on</i> the premises		
	1. Residential areas	On-consumption	
	Pub / bar / tavern	08:00-20:00 Mon - Fri 08:00-17:00 Sat	
	Guest houses / backpacker's / lodges (whether conference facilities included or not)	10:00-02:00 Mon - Sun	
	Events & function centres	10:00-00:00 Mon - Sun	
	Hotel & casino	24 hours every day of the week	
	2. Local neighbourhood and general business centres (business zoned area)		
	Pub / bar / tavern / restaurant / pub and grub	08:00-00:00 Mon - Sat 10:00-21:00 Sun	
	Guest houses/ backpacker's / lodges (whether conference facilities / events / function centres included or not)	08:00-00:00 Mon-Sat	
	Sports and community centres / service clubs / amenity facilities (excludes special events / temporary licences)	10:00-21:00 Sun	
	Night club / karaoke / place of entertainment / discotheque / jazz clubs / escort agency	10:00-02:00 Mon - Sat	
	Hotel & casino	24 hours every day of the week	
	3. Industrial zones		
	Pub / bar / tavern / restaurant / pub and grub	08:00-04:00 Mon - Sat 10:00-22:00 Sun	
	Night club / karaoke / place of entertainment / discotheque / jazz clubs / escort agency	10:00-04:00 Mon - Sat	
	Sports and community centres / service clubs / amenity facilities (includes special events / temporary licenses)	08:00-02:00 Mon - Sat 10:00-22:00 Sun	
	Hotel & casino	24 hours every day of the week	
	4. Small holding or rural areas		
	Pub / bar / tavern / pub and grub / restaurant	08:00-20:00 Mon - Thur 08:00-00:00 Fri - Sat 10:00-20:00 Sun	

			TRADING DAYS AND HOURS	
	4. Small holding or rural areas		On-consumption	
	Guest houses / backpacker's / lodges (whether conference facilities / events / function centres included or not)		08:00-00:00 Mon-Sat	
	Sports and community centres / service clubs / amenity facilities (excludes special events / temporary licences)		10:00-02:00 Sun	
	Hotel & casino		24 hours every day of the week	
C	Licence in terms of Section 33(c) of the Act for the sale of liquor for consumption <i>off</i> the premises			
	1. Residential areas		Off-consumption	
	Tavern / off-sales		08:00-20:00 Mon - Fri 08:00-17:00 Sat	
	2. Local neighbourhood and general business centres (business zoned area)			
	Liquor or bottle stores / specialised wine shops / retail food store / off-sales		08:00-20:00 Mon - Fri 08:00-17:00 Sat	
	Wholesaler		08:00-17:00 Mon - Sat	
	3. Industrial zones			
	Liquor or bottle stores / specialised wine shops / retail food store / off-sales		08:00-20:00 Mon - Fri 08:00-17:00 Sat	
	Wholesaler		08:00-17:00 Mon - Sat	
D	Licence in terms of Section 33(d) of the Act for the sale of liquor for consumption <i>on</i> and <i>off</i> the premises			
			On-consumption	Off-consumption
	Exceptional circumstances		10:00-00:00 Mon -Thur 10:00-02:00 Fri - Sat 10:00-22:00 Sun	09:00-20:00 Mon - Fri 08:00-14:00 Sat
E	License in terms of Section 33(e) of the Act for the sale of liquor for consumption <i>on</i> and <i>off</i> the premises at a special event			
			On-consumption	Off-consumption
	Concert / festival / sporting events / entertainment event (As determined by event permit and / or liquor tribunal)		10:00-23:00 Mon -Thur 10:00-00:00 Fri - Sat 10:00-20:00 Sun	08:00-20:00 Mon - Fri 08:00-17:00 Sat
F	A temporary licence in terms of Section 33(f) of the Act for the sale of liquor for consumption <i>on</i> and <i>off</i> the premises at a special event (see Section 48(1) of the Act)			
			On-consumption	Off-consumption
	The days and hours will be the same as contained in this schedule depending on the type of licence and the location of event for which is applied for.			
	<p>Note: Determination of applicable location category</p> <p>Where the location category as set out above is unclear or in dispute or difficult to determine areas which are not zoned homogenously (e.g. a business zoned premises in the middle of a residential zoned area). The actual zoning of the subject licensed premises will take precedence in order to determine the category.</p>			

MATZIKAMA MUNISIPALITEIT**VERORDENING INSAKE HANDELSDAE EN -URE VAN DRANK****(4/2012)**

Om voorsiening te maak vir die beheer van ondernemings wat drank aan die publiek verkoop ten einde 'n veilige en gesonde omgewing in Matzikama munisipale area te verseker; om voorsiening te maak vir die handelsdae en -ure van drank deur gelisensieerde ondernemings wat drank aan die publiek verkoop en om voorsiening te maak vir sake wat daarmee verband hou.

Aanhef

NADEMAAL 'n Munisipaliteit in terme van Artikel 156(1)(a) saamgelees met Deel B van Bylae 5 van die Grondwet van die Republiek van Suid-Afrika, 1996, die uitvoerende gesag het om ondernemings wat drank aan die publiek verkoop, te beheer;

NADEMAAL 'n Munisipaliteit, in terme van Artikel 156(2) van die Grondwet, verordeninge kan uitvaardig en administreer vir die doeltreffende administrasie van sake waarvoor dit die reg het om te administreer;

NADEMAAL 'n Munisipaliteit, in teme van Artikel 11(3)(m) van die Plaaslike Regering: Munisipale Stelsel Wet, 2000 (Wet 32 van 2000), verordeninge mag aanvaar en besluite neem;

NADEMAAL dit die voorneme van die Munisipaliteit is om handelsdae- en ure vir alle gelisensieerde persele, besighede of afsetpunte geleë in die Matzikama munisipale area wat drank aan die publiek in terme van Artikel 59(2) van die Wes-Kaapse Drankwet, 2008 (Wet 4 van 2008) verkoop, in te stel;

WORD DIT DUS NOU soos volg deur die Raad van Matzikama Munisipaliteit verorden:

INHOUDSOPGAWE

1. Woordomsrywings
2. Doel van verordening
3. Toepassing van verordening
4. Publieke deelname en pligte van die Munisipaliteit
5. Handelsdae en -ure vir die verkoop en gebruik van drank op gelisensieerde persele
6. Handelsdae en -ure vir die verkoop van drank vir gebruik vanaf gelisensieerde persele

7. Oorgangsbepalings
8. Plaasvervangende aanspreeklikheid
9. Appèl
10. Strafbepalings
11. Herroeping
12. Kort titel en inwerkingstreding

1. Woordomsrywings

(1) In hierdie verordening, tensy die konteks anders aandui, beteken:

“aangewese drankbeampte” ’n persoon wat as sodanig in terme van Artikel 73(1) van die Wet aangewys is;

“Appèltribunaal” ’n Appèltribunaal wat in terme van Artikel 20(1) van die Wet ingestel is;

“beampte” enige persoon wat deur die Owerheid gemagtig is om die funksie van ’n beampte ingevolge hierdie verordening uit te voer en sluit in enige lid van die Suid-Afrikaanse Polisie diens en enige persoon wat aangestel is in terme van die Wet;

“drank” drank soos in Artikel 1 van die Wet omskryf;

“Dranklisensie-tribunaal” die Drank Tribunaal soos in Artikel 1 van die Wet omskryf;

“gaste akkommodasie instelling” ’n perseel wat gebruik word as tydelike verblyf akkommodasie, insluitend die verskaffing van maaltye, vir verbygaande gaste teen vergoeding, en sluit in ’n “backpackers lodge”, ’n bed-en-ontbyt instelling, ’n gastehuis en ’n gaste-plaas of -loseerplek asook fasiliteite vir besigheidsvergaderings, konferensies, gebeutenisse of opleidingsessies van inwonende gaste, maar sluit ’n hotel uit;

“geregistreeerde perseel” ’n perseel waarop of van waar ’n lisensiehouer sy of haar besigheid bedryf;

“gesoneer” gesoneer en sonering wat ook al die geval mag wees in terme van die toepaslike soneringskema of enige toepaslike wetgewing en **“sonering”** ’n ooreenstemmende betekenis;

“hotel” ’n eiendom wat as tydelike residensiële akkommodasie vir verbygaande gaste gebruik word waar verblyf of etes teen vergoeding verskaf word, en sluit in:

- (a) ’n restaurant of restaurante wat deel vorm van ’n hotel;

- (b) konferensie- en vermaaklikheidsfasiliteite wat ondergeskik en aanvullend is tot die dominante gebruik van 'n perseel vir 'n hotel;
- (c) 'n perseel wat gelisensieerd is om alkoholiese verversings te verkoop vir verbruik op die eiendom, maar sluit uit 'n buite-verbruik fasiliteit, 'n gastehuis akkommodasie-instelling, 'n woonhuis of 'n wooneenheid;

“handelsdae” die dae waarop drank gedurende besigheidsure verkoop mag word ;

“handelsure” die ure waartydens drank op handelsdae verkoop mag word;

“kamerdiens fasiliteit” 'n mini-bar of 'n selfhelp-fasiliteit of die verbruik van drank in gastekamers en die skakel-diens vir inwonende gaste;

“kleinhoewe of landelike gebied” 'n area wat hoofsaaklik Landbou gesoneer is of enige ander soortgelyke sonering, met die doel om kleiner landelike eiendomme te akkommodeer wat vir landboudoeleindes gebruik word, maar ook hoofsaaklik as plekke van verblyf in 'n meer plattelandse of landelike omgewing gebruik mag word;

“landbou gesoneerde areas” 'n area wat hoofsaaklik vir landbou gesoneer is of enige ander soortgelyke sonering, met die doel om landbou aktiwiteite op 'n plaas as 'n belangrike ekonomiese-, omgewings- en kulturele hulpbron te bevorder en te beskerm, waar beperkte voorsiening gemaak is vir nie-landbou gebruike om die geleentheid aan eienaars te verskaf om die ekonomiese potensiaal van hul eiendomme te verhoog, sonder dat dit 'n betekenisvolle negatiewe impak op die primêre landbou hulpbron veroorsaak;

“lisensiehouer” enige persoon wat gelisensieer is om drank in terme van die Wet te verkoop en sluit in enige gelisensieerde perseel, besighede, afsetpunt of grondgebruik aktiwiteit van waar drank verkoop word;

“Matzikama Munisipaliteit” die Matzikama Munisipaliteit wat deur die Instellingskennisgewing soos gepubliseer met Provinsiale Kennisgewing No 481 van 2000, soos gewysig, ingestel is en **“Munisipaliteit”** 'n ooreenstemmende betekenis;

“nywerheid sones” 'n area wat hoofsaaklik as nywerheid gesoneer en alle tipe nywerhede akkommodeer, maar sluit nie skadelike of gevaarlike handelsrisiko-aktiwiteite in nie;

“Owerheid” die Wes-Kaapse Drankowerheid deur Artikel 2(1) van die Wet ingestel;

“perseel” sluit in enige plek, grond, gebou of oordrag of enige deel daarvan wat geregistreer is of wat in die proses is om geregistreer te word om met drank handel te dryf;

“plaaslike besigheid of sakegebied omgewing” 'n area wat hoofsaaklik vir plaaslike besigheid of gemengde gebruik of enige ander soortgelyke sonering gesoneer is, met die doel om lae digtheid kommersiële en gemengde gebruik ontwikkeling te akkommodeer wat plaaslike behoeftes ten opsigte van geriefsgoedere, persoonlike diens of kleinskaal besighede bedien of

dien as 'n skeidingsvlak tussen algemene besigheids-, nywerheids- en aangrensende residensiële areas;

“plek van vermaak” 'n plek wat hoofsaaklik vir kommersiële vermaak gebruik word en wat relatief groot getalle mense kan lok, buite die normale werksure bedryf word of geraas weens musiek of luidrugtigheid op 'n gereelde basis veroorsaak, en sluit in 'n bioskoop teater, pretpark, danssaal, gimnasium, wedderyfasiliteit, dobbelsaal, “karaoke bar” en nagklub;

“residensiële area” 'n area wat hoofsaaklik Residensieel 1, 2 of 3 gesoneer is of enige ander soortgelyke sonering, met die doel om oorwegend enkel-families in die lae- en medium digtheid woonbuurte te akkommodeer, sowel as hoër digthede huisvesting wat insluit beheerde geleenthede vir werk by die huis, addisionele wooneenhede en lae intensiteit ontwikkeling van gemengde gebruik;

“sakeperseel” 'n eiendom waarop 'n besigheid bedryf word en mag insluit 'n restaurant, kroeg, bar of taverne of 'n ander gebou met soortgelyke gebruike, maar sluit uit 'n plek van vermaak, gaste akkommodasie-instelling, hotel, sport- en gemeenskapsklub;

“sake gesoneerde areas” 'n area wat in terme van die Soneringskema hoofsaaklik vir algemene besigheid gesoneer is met die doel om ekonomiese aktiwiteit in 'n sakegebied en ontwikkelingskorridor te bevorder, en sluit in 'n wye verskeidenheid van grondgebruike soos besigheid, residensieël en gemeenskaps gebruike;

“soneringskema” die soneringskema van toepassing op die area en van krag in die jurisdiksiegebied van Matzikama Munisipaliteit.

(2) In hierdie Verordening, tensy die konteks anders aandui, het enige woord of uitdrukking waaraan die Wet 'n betekenis geheg het, daardie betekenis, saamgelees met die toepaslike Grondgebruikskemaregulasies.

“sport-en gemeenskap-klubs” 'n perseel of fasiliteit wat gebruik word vir die bymekaarkom van die gemeenskap of burgerlike organisasies of verenigings, sportklubs of ander sosiale of ontspanningsklubs wat meestal nie vir 'n wins bedryf word nie en mag insluit gemeenskap-diensklubs en gemeenskapsentrums of soortgelyke geriewe, maar sluit nagklubs uit;

“verantwoordelike Bestuurder” 'n bestuurder wat oorhoofse verantwoordelikheid sal neem vir die proffessering van dranklisensie aansoeke en appèlle;

“verkoop” voorsien, ruil, te koop aanbied, vertoon met die doel om te verkoop of die magtiging, instruksie of toelaat van 'n verkoping;

“verkoopsure” die tye waartydens 'n lisensiehouer toegelaat word om drank in terme van die Skedule te verkoop;

“vonkelwyn” 'n bruisende wyn as gevolg van die fermentasie van duiwe, hetsy deur natuurlike of kunsmatige prosesse, en sluit Champagne in;

“Wet” die Wes-Kaapse Drankwet, 2008 (Wet 4 van 2008);

“wynmakery” persele of fasiliteite wat gebruik word in die produksie van wyn en sodanige persele en fasiliteite sluit in fasiliteite vir die pars van duiwe en die fermentasie en veroudering van wyn, proekamers, wynvat- en stoorkamers, botteleringskamers, tenkkamers, laboratoriums of kantore en ander bybehorende of bykomstige fasiliteite wat verband hou met die produksie van wyn, wat mag insluit:

- (a) restaurante en ander kosverskaffingsdienste; of
- (b) bykomstige kleinhandelfasiliteite vir toere of besoekers

2. Doel van verordening

Die Munisipaliteit, wat optree ingevolge die magte wat in die Wet aan hom verleen word, aanvaar hierdie verordening met doel om die ure waartydens drank verkoop mag word en aangeleenthede wat daarmee verband hou, te reguleer.

3. Toepassing van verordening

Hierdie verordening is van toepassing op alle persele, geleë binne die jurisdiksiegebied van die Munisipaliteit, waarop ’n besigheid handel dryf met drank:

- (a) Dié wat drank aan die publiek verkoop vir verbruik op ’n gelisensieerde perseel;
- (b) Dié wat drank aan die publiek verkoop vir verbruik vanaf ’n gelisensieerde perseel; en
- (c) Dié wat drank aan die publiek verkoop vir verbruik op en vanaf ’n gelisensieerde perseel.

4. Publieke deelname en pligte van die Munisipaliteit

(1) Met ontvangs van ’n afskrif van die aansoek om drank te verkoop van die aangewese drankbeampte ingevolge Artikel 37(4) van die Wet, en om te voldoen aan die vereistes van Artikel 40 van die Wet, moet die Munisipaliteit:

- (a) toelaat dat die publiek insae het tot die aansoek deur ’n afskrif van die aansoek op alle munisipale kennisgewingborde aan te bring, en
- (b) afskrifte van sodanige aansoek, teen betaling van ’n fooi soos van tyd tot tyd deur die Munisipaliteit bepaal, beskikbaar stel wanneer dit deur ’n lid van die publiek versoek word; en
- (c) onderhewig aan subartikel (2), die wyksraadslid in wie se wyk die voorgestelde perseel geleë is, instruksie gee om geskrewe kommentaar te lewer.

(2) Die wyksraadslid wat volgens subartikel (1)(c) ’n instruksie ontvang moet binne 7 dae:

- (a) 'n wykskomiteevergadering belê om die wykskomitee se sieninge met betrekking tot die aansoek wat die aansoeker by die Drankraad ingedien het, te verkry;
 - (b) 'n konsulerende vergadering met die gemeenskap van die gebied, binne 'n 100 meter radius vanaf die perseel wat in proses is om geregistreer te word, belê om hul sieninge met betrekking tot die aansoek wat die aansoeker by die Drankraad ingedien het, te bespreek en te verkry;
 - (c) 'n verslag saamstel en by die Direkteur Korporatiewe Dienste indien waarin uiteengesit is die datums van die vergaderings genoem in subartikels (2)(a) en (b), die tyd van die vergaderings, die oorspronklike bywoningsregister met die name en adresse van die mense wat dit bygewoon het en wat aandui of hy of sy beswaar gemaak het teen die aansoek of dit aanbeveel en watter bykomende voorwaardes, indien enige, hy of sy voorstel; en
 - (d) die notules van die vergaderings genoem in subartikels (2)(a) en (b) aanheg.
- (3) Die Munisipaliteit moet binne 7 dae na ontvangs van die verslag van die wyskraadslid, so 'n verslag oorweeg en aan die Drankraad, binne die voorgeskrewe tydperk die dokumente ingevolge Artikel 40 van die Wet, indien.
 - (4) Vir die doel van oorweging van die verslag volgens subartikel (3), mag 'n beampte 'n ondersoek onderneem of sodanige inligting versoek as wat hy of sy nodig mag ag vir oorweging deur die Munisipaliteit, en moet sy of haar bevindinge aan die Munisipaliteit voorgelê word.
 - (5) Vir die doel van oorweging van die verslag volgens subartikel (3), mag 'n beampte 'n ondersoek onderneem of sodanige inligting versoek as wat hy of sy nodig mag ag vir oorweging deur die Owerheid, en moet sy of haar bevindinge aan die Owerheid voorgelê word.

5. Handelsdae en -ure vir die verkoop en gebruik van drank op gelisensieerde persele

- (1) 'n Lisensiehouer mag drank vir gebruik op die gelisensieerde perseel verkoop gedurende die weksdae en handelsure, soos uiteengesit is in die Skedule en deur die Munisipaliteit van tyd tot tyd hersien word.
- (2) Ondanks subartikel (1) mag 'n hotel of gastehuis akkommodasie-instelling wat gelisensieerd is om drank te verkoop, 'n kamerdiens fasiliteit op enige tyd van die dag aanbied.
- (3) Ondanks die bepalings van hierdie verordening, mag 'n lisensiehouer soos bedoel in subartikel (1), vonkelwyn bedien:
 - (a) van 08h00 tot 23h00 vir sewe dae 'n week; en

- (b) as deel van 'n maaltyd; en
- (c) aan gaste wat deel is van 'n georganiseerde funksie waar toegang beheer word.

6. **Handelsdae en -ure vir die verkoop van drank vir gebruik vanaf gelisensieerde persele**

'n Lisensiehouer mag drank vir gebruik vanaf die gelisensieerde perseel verkoop gedurende die weksdae en handelsure, soos uiteengesit is in die Skedule en deur die Munisipaliteit van tyd tot tyd hersien word.

7. **Oorgangsbepalings**

- (1) Onderhewig aan die bepalings van die Wet, sal die handelsure van toepassing op 'n dranklisensie wat uitgereik is voor die inwerkingtreding van hierdie verordening, voortgaan om van toepassing te wees totdat daardie lisensie in terme van die Wet hernu is.
- (2) Die handelsure waarna in subartikel (1) verwys word sal geldig wees totdat die lisensie verval ingevolge Artikel 62(2) van die Wet.

8. **Plaasvervangende aanspreeklikheid**

- (1) Indien die bestuurder, agent of werknemer van 'n lisensiehouer drank in stryd met Artikel 5 en 6 van hierdie verordening verkoop, word dit geag dat die lisensiehouer die drank verkoop het, behalwe waar:
 - (a) die lisensiehouer sodanige verkoping nie toegelaat of daartoe ingestem het nie; en
 - (b) die lisensiehouer sodanige stappe geneem het om die verkoping te voorkom as waartoe hy of sy redelikerwys in staat was; en
 - (c) die verkoping nie binne die omvang van die werk of magte van die bestuurder, agent of werknemer geval het nie.
- (2) Die feit dat 'n lisensiehouer instruksies uitgereik het om sodanige verkoping te verbied, is nie op sigself voldoende bewys dat hy of sy die nodige stappe geneem het soos benodig deur subartikel (1)(b) nie.
- (3) Wanneer 'n lisensiehouer ingevolge subartikel (1) aanspreeklik is, is die bestuurder, agent of werknemer ook daarvoor aanspreeklik asof hy of sy die lisensiehouer was.

9. **Appèl**

- (1) Die Appèltribunaal moet enige appèl teen 'n besluit van die Owerheid in terme van Artikel 20(3) van die Wet of 'n aansoek vir die hersiening van die besluit, oorweeg;

- (2) 'n Aansoeker of belanghebbende en geaffekteerde party wat veronreg is deur 'n besluit van die Owerheid mag, binne die voorgeskrewe tydperk, na ontvangs van die redes vir die besluit van die Owerheid, 'n kennisgewing van appèl of hersiening soos voorgeskryf, by die Owerheid indien.

10. **Strafbepalings**

- (1) 'n Lisensiehouer wat Artikel 5 en 6 van hierdie verordening oortree, is skuldig aan 'n misdryf.
- (2) 'n Lisensiehouer wat 'n misdryf pleeg waarna verwys word in subartikel (1), is by skuldigbevinding aanspreeklik vir 'n boete soos wat die hof mag goeddink om op te lê of vir 'n termyn van gevangenisstraf van hoogstens drie jaar of vir beide sodanige boete en gevangenisstraf.
- (3) Enige persoon wat 'n voordurende misdryf pleeg sal skuldig wees aan 'n misdryf vir elke dag wat daardie persoon versuim om aan hierdie verordening te voldoen.
- (4) 'n Hof wat 'n persoon skuldig aan 'n misdryf ingevolge hierdie verordening bevind, mag 'n alternatiewe vonnis in die plek van 'n boete of gevangenisstraf oplê.

11. **Herroeping**

Die bepalinge van enige verordeninge voorheen deur die Munisipaliteit aanvaar of deur enige van die afgeskafte munisipaliteite wat nou deel is van die Munisipaliteit se area, word hierby herroep vir sover dit verband hou met aangeleenthede waarvoor hierdie verordening voorsiening maak.

12. **Kort titel en inwerkingstreding**

Hierdie verordening heet die Verordening insake handelsdae en -ure van drank van Matzikama Munisipaliteit (4/2012) en tree in werking op die datum van publikasie daarvan in die Provinsiale Koerant.

SKEDULE

A	Lisensie in terme van Artikel 33(a) van die Wet vir die mikro vervaardiging en verkoop van drank vir gebruik <i>op</i> en <i>vanaf</i> persele		
	HANDELSDAE- EN URE		
	1. Kleinhowes of landelike areas	Gebruik op perseel	Gebruik vanaf perseel
	Kelders / wynmakers / tuis distilleerders / wynboetieks	11:00-23:00 Maan - Don 11:00-02:00 Vry - Sat	08:00-20:00 Maan - Vry 08:00-17:00 Sat
2. Nywerheidsone	Kelders / wynmakers / tuis distilleerders / wynboetieks	11:00-20:00 Maan - Don 11:00-02:00 Vry - Sat	08:00-20:00 Maan - Vry 08:00-17:00 Sat
	B		
Lisensie in terme van Artikel 33(b) van die Wet vir die verkoop van drank vir gebruik <i>op</i> die perseel			
1. Residensiële areas	Gebruik op perseel		
	Kroeg / bar / taverne	08:00-20:00 Maan - Vry 08:00-17:00 Sat	
Gastehuse / "backpacker's" / loseerplekke (of konferensiefasiliteite / byeenkomstes / funksie sentrums ingesluit is of nie)	10:00-02:00 Maan - Son		
	10:00-00:00 Maan - Son		
Hotel / casino	24 uur elke dag van die week		
2. Plaaslike omgewing en algemene sake-sentrums (besigheid gesoneerde area)			
Kroeg / bar / taverne / restaurant / kroeg en eetplek	08:00-00:00 Maan - Sat 10:00-21:00 Son		
Gastehuse / "backpacker's" / loseer plekke (of konferensiefasiliteite / byeenkomstes / funksie sentrums ingesluit is of nie)	08:00-00:00 Maan - Sat		
Sport en gemeenskap sentrums / diensklubs / gerieffasiliteite (uitsluitend spesiale byeenkomste / tydelike lisensies)	10:00-21:00 Son		
Nagklub / karaoke / plek van vermaaklikheid / diskoteke/ jazzklubs / gesellin agentskap	10:00-02:00 Maan - Sat		
Hotel / casino	24 uur elke dag van die week		
3. Nywerheidsone			
Kroeg / bar / tavern / restaurant / kroeg en restaurant	08:00-04:00 Maan - Sat 10:00-22:00 Son		
Nagklub / karaoke / plek van vermaaklikheid / discoteke/ jazzklubs / gesellin agentskap	10:00-04:00 Maan - Sat		
Sport en gemeenskap sentrums / diensklubs / gerieffasiliteite (uitsluitend spesiale byeenkomste / tydelike lisensies)	08:00-02:00 Maan - Sat 10:00-22:00 Son		
Hotel / casino	24 uur elke dag van die week		
4. Klein howes of landelike gebiede			
Kroeg / bar / tavern / restaurant / kroeg en eetplek	08:00-20:00 Maan - Don 08:00-00:00 Vry - Sat 10:00-20:00 Son		

		HANDELSDAE- EN URE	
	4. Klein hoewes of landelike gebiede	Gebruik op perseel	
	Gastehuse / "backpacker's" / loseer plekke (of konferensiefasiliteite / byeenkomstes / funksie sentrums ingesluit is of nie)	08:00-00:00 Maan - Sat 10:00-02:00 Son	
	Sport en gemeenskap sentrums / diensklubs / gerieffasiliteite (uitsluitend spesiale byeenkomste / tydelike lisensies)		
	Hotel / casino	24 uur elke dag van die week	
C	Lisensie in terme van Artikel 33(c) van die Wet vir die verkoop van drank in kleinhandel vir gebruik vanaf die perseel		
	1. Residensiële areas		Gebruik vanaf perseel
	Taverne / buiteverbruik verkoopfasiliteit)		08:00-20:00 Maan - Vry 08:00-17:00 Sat
	2. Plaaslike omgewing en algemene sake-sentrums (besigheid gesoneerde area)		
	Drankwinkels / gespesialiseerde wyn-winkels / kleinhandel voedselwinkels / buiteverbruik verkoopfasiliteit)		08:00-20:00 Maan - Vry 08:00-17:00 Sat
	Groothandelaar		08:00-17:00 Maan - Sat
	3. Nywerheidsones		
	Drankwinkels / gespesialiseerde wyn-winkels kleinhandel voedselwinkels / "koop en loop" (buiteverbruiksfasiliteit)		08:00-20:00 Maan - Vry 08:00-17:00 Sat
	Groothandelaar		08:00-17:00 Maan - Sat
D	Lisensie in terme van Artikel 33(d) van die Wet vir die verkoop en gebruik van drank op en vanaf die perseel		
		Gebruik op perseel	Gebruik vanaf perseel
	Buitengewone omstandighede	10:00-00:00 Maan - Don 10:00-02:00 Vry - Sat 10:00-22:00 Son	09:00-20:00 Maan - Vry 08:00-14:00 Sat
E	Lisensie in terme van Artikel 33(d) van die Wet vir die verkoop en gebruik van drank op en vanaf die perseel by spesiale byeenkomstes		
		Gebruik op perseel	Gebruik vanaf perseel
	Konsert / fees / sport gebeure / vermaaklikheids geleentheid (soos bepaal deur die geleentheidspermit en / Drank tribunaal	10:00-23:00 Maan - Don 10:00-00:00 Vry - Sat 10:00-20:00 Son	08:00-20:00 Maan - Vry 08:00-17:00 Sat
F	'n Tydelike lisensie in terme van Artikel 33(f) van die Wet of die verkoop van drank vir gebruik op en vanaf die perseel tydens 'n spesiale geleentheid (sien Artikel 48(1) van die Wet)		
		Gebruik op perseel	Gebruik vanaf perseel
	Die dae en ure sal dieselfde wees soos in hierdie skedule vervat, afhangende van die soort lisensie en die ligging van die geleentheid waarvoor aansoek gedoen word.		
	<p>Let wel: Bepaling van toepaslike ligging kategorie.</p> <p>Waar die ligging kategorie soos hierbo uiteengesit, onduidelik of in dispuut is of moeilik is om die areas wat nie soortgelyk gesoneer is nie te bepaal (bv. 'n sake gesoneerde perseel in die middel van 'n residensiële gesoneerde area). Die werklike sonering van die betrokke gelisensieerde perseel sal voorkeur geniet ten einde die kategorie te bepaal.</p>		

UMASIPALA WASEMATZIKAMA**UMTHETHO KAMASIIPALA NGEENTSUKU NANGEEYURE ZOKUTHENGISA
UTYWALA****(4/2012)**

Ukubonelela ngolawulo lokuthengiselwa uluntu utywala ukuze kuqinisekiswa ngommandla okhuselekileyo nosempilweni kummandla womasipala waseMatzikama; ukubonelela ngeentsuku nangeeyure zokushishina ngotywala ngabo baneelayisenisi zokuthengisela uluntu utywala; nokubonelela ngemiba enxulumene noko.

Imbulambethe

NOXA uMasipala enesigqeba esilawulayo, ngokweCandelo le-156(1)(a) kufuneka lifundwe neSigaba B seCandelo lesi-5 loMgaqo-siseko waseMzantsi Afrika, ka-1996, ukuba kulawulwe ukuthengiswa kotywala eluntwini;

NOXA uMasipala, ngokweCandelo le-156(2) loMgaqo-siseko, angenza kwaye anyanzelise imithetho yoomasipala yolawulo olufanelekileyo kwimiba anelungelo lokulawula khona;

NOXA uMasipala ngokweCandelo le-11(3)(m) loMthetho weeNkqubo zikaMasipala: kuRhulumente wasekuHlalani, ka-2000 (Umthetho wama-32 ka-2000), upasisa imithetho kamasipala kwaye akwazi nokuthatha izigqibo;

NOXA iyingongo kaMasipala ukubeka iintsuku neeyure zokushishina kuzo zonke izakhiwo, amashishini okanye abaneendlela zokuthengisa abaneelayisenisi abakummandla womasipala waseMatzikama abathengisela uluntu utywala ngokweCandelo lama-59(2) kuMthetho ojongene noTywala eNtshona Koloni, ka-2008 (Umthetho wesi-4 ka-2008);

NGOKO KE, NGOKU UPASISWE liBhunga loMasipala waseMatzikama, ngolu hlobo lulandelayo:

ISIQULATHO

1. Iinkcazelo
2. Injongo yomthetho kamasipala
3. Ukusetyenziswa komthetho kamasipala
4. Ukuthatha inxaxheba koluntu nemisebenzi kamasipala
5. Iintsuku neeyure zokuthengiswa nokuthengwa kotywala kwiindawo ezineelayisenisi zokwenza oko
6. Iintsuku neeyure zokuthengiswa kotywala kwiindawo ezingenalayisenisi zokwenza oko
7. Amalungiselelo otshintsho
8. Uxanduva olucacileyo
9. Isibheni

10. Ukophula umthetho nezohlwayo
11. Ukurhoxisa
12. Inkcazelo emfutshane nokuqalisa kwawo

1. **Iinkcazelo**

(1) Kulo Mthetho kamasipala, ngaphandle kokuba kuchazwe ngenye indlela;

“uMthetho” uthetha uMthetho ojongene noTywala waseNtshona Koloni, ka-2008 (Umthetho wesi-4 ka-2008);

“ummandla wezolimo” uthetha ummandla obekelwe ezolimo okanye nantoni na ehambelana noko, ngenjongo yokukhuthaza nokukhusela imisebenzi yezolimo efama njezibonelelo ezibalulekileyo kwezoqoqosho, kwezokusingqongileyo nakwezenkcubeko, apho amalungiselelo amiselwe umda aye enziwe kwimisebenzi engeyiyo eyolimo ukuze kubonelelwe abanikazi bawo ngethuba lokwandisa ezoqoqosho kwiindawo zabo, kungakhange kudalwe iimpembelelo ezimbi kwizibonelelo eziphambili zezolimo;

“Inkundla yesibheni” ithetha iNkundla yesibheni esekwe ngokwecandelo lama-25(1) loMthetho;

“Abasemagunyeni” kuthethwa abasemagunyeni abajongene noTywala eNtshona Koloni ngokokusekwa licandelo le-2(1) loMthetho;

“iindawo zoshishino” zithetha ipropati apho ushishino lwenziwa khona enokubandakanya iindawo zokutyela, ezokusela utywala, iibhari okanye ethaveni okanye esinye isakhiwo esisetyenziselwa umsebenzi ofana nalo, kodwa ingezondawo zokonwatyiswa kwabantu, indawo yokuhlala yeendwendwe, ihotele, iklabhu yemidlalo neyasekuhlaleni;

“ummandla owenzelwe ushishino” uthetha ummandla obekelwe ushishino jikelele ngokwesiCwanciso sokohlulwa komhlaba, njengoko yokukhuthaza imisebenzi yezoqoqosho kwindawo emiselwe ushishino nophuhliso, kodwa kungabandakanywa uluhlulo olubanzi lomhlaba osetyenziselwa into efana noshishino, indawo yokuhlala neminye imisebenzi yoluntu;

“igosa elichongelwe ukujongana notywala” lithetha umntu ochongelwe ukwenza oko ngokwecandelo lama-73(1) loMthetho;

“isakhiwo sendawo yokuhlala iindwendwe” sithetha isakhiwo esisetyenziwa njengendawo yokuhlala yexeshana, kubandakanywa namalungiselelo okutya, iindwendwe eziza kuhlala ixeshana zihlawule kubandakanywa nendawo eyenzelwe ukulala kuphela, isakhiwo esenzelwe ukulala uvuke udle isidlo sakusasa, indlu eyenzelwe amandwendwe nefama yeendwendwe okanye indawo yokuhlala, kunye namaziko enzelwe iintlanganiso zoshishino, iinkomfa, imisitho okanye iiseshoni zoqeqesho, kodwa azibandakanywa apha ihotele;

“ihotele” ithetha ipropati esetyenziselwa indawo yokuhlala ixeshana kulungiselelwa amandwendwe aza kuhlala ixeshana apho kubonelelwa ngendawo okanye izidlo eziza kuhlawulelwa, kubandakanywa:

- (a) indawo yokutyela okanye iindawo zokutyela eziyinxalenye yehotele;

- (b) iinkomba namaziko onwabisa abantu ezihambelana nezongezelela kumsebenzi ophambili esisetyenziselwa sonsa isakhiwo njengehotele;
- (c) izakhiwo ezineelayisenisi zokuthengisa iziselo zotywala ukuba bungasetyenziswa kule propati, kodwa azibandakanyi ukusetyenziswa kotywala kwenye indawo, indawo elungiselelwe ukuhlala iindwendwe, indlu yokuhlala okanye iyunithi yokuhlala;

“ummandla woshishino” uthetha ummandla owenzelwe ushishino okwazi ukuthwala zonke iintlobo zoshishino, kodwa awuyibandakanyi imisebenzi yoshishino olunobungozi lwezinto ezinobungozi nezingakhuselekanga;

“lonelayisenisi” uthetha nabani na onelayisenisi yokuthengisa utywala ngokuseMthethweni kubandakanywa nazo naziphi na izakhiwo ezineelayisenisi, amashishini, iindawo ezithengisayo okanye ukusetyenziswa kwendawo isetyenziswa ukuthengisa utywala;

“utywala” kuthethwa utywala njengoko buchaziwe kwiCandelo loku-1 loMthetho;

“iBhodi yeeLayisenisi zoTywala” kuthethwa iBhodi yoTywala njengoko ichaziwe kwiCandelo loku-1 loMthetho;

“ishishini elisekuhlaleni okanye ummandla osebumelwaneni woshishino” kuthethwa indawo yoshishino esekuhlaleni elungiselelwe ushishino okanye esetyenziselwa izinto ezininzi okanye nawuphi na ummandla ohambelana noko, ngenjongo yokubonelela ushishino olungaxinenanga nokusetyenziselwa iimfuno ezininzi zasekuhlaleni zezinto ezithengiswayo, iinkonzo zabantu okanye amashishini amancinci okanye esebenza njengomda ophakathi kwamashishini jikelele, ummandla woshishino nowokuhlala;

“UMasipala waseMatzikama” kuthethwa oMasipala waseMatzikama osekwe ngokweSaziso esipapashwe kwiSaziso sePhondo esinguNombolo 481 ka-2000, njengoko sihlonyelwe kunye **“noMasipala”** unentsingiselo efana naleyo;

“igosa” lithetha namphi na umntu ogunyazisiweyo ngabasemaGunyeni ukuba enze umsebenzi wegosa phantsi koMthetho kaMasipala kwaye kubandakanywa nelungu leeNkonzo zamaPolisa aseMzantsi Afrika naye namphi na umntu oqeshwe ngokoMthetho;

“indawo enezakhiwo” zibandakanya nayiphi na indawo, umhlaba, isakhiwo okanye ukunikezelwa okanye nayiphi na indawo ebhalisiweyo efuna ukubhaliselwa ukuthengiswa kotywala;

“indawo yokonwabisa” kuthethwa indawo esetyenziselwa ushishino lokonwabisa abantu olunokutsala abantu abaninzi, elingasebenzi ngeeyure eziqhelekileyo zomsebenzi okanye ekunokubakho ingxolo yomculo okanye imibhiyozo rhoqo, kubandakanywa umboniso wasethiyetha, ipaki yokonwabisa, iholo lomdaniso, indawo yokuzilolonga, iziko lokwenza imidlalo, iholo lokungcakaza, ibhari yekaraoke neklabhu yasebusuku;

“indawo enezakhiwo ebhalisiweyo” kuthethwa ngeendawo apho abaneelayisenisi besenzela khona umsebenzi wabo;

“indawo yokuhlala” kuthethwa indawo eyenzelwe ukuhlala yoku-1, yesi-2 okanye yesi-3 okanye nayiphi na indawo ehambelana naleyo, ngenjongo yokubonelela usapho olunye kwiindawo ezingenaxinano lungako, okanye oluxinene kancinci, kunye nendawo

yokuhlala exinene kakhulu enamathuba alawulekayo okuqesha abantu kumakhayaenezakhiwo ezongeziweyo nezisetyenziselwa uphuhliso lwezinto ezininzi ezixineneyo;

“Umlawuli onoxanduva” kuthethwa umlawuli oza kuthathela lonke uxanduva lwezicelo zeelayisenisi zotywala nezibheni;

“iziko elinikezela iinkonzo kwigumbi lokulala” kuthethwa ngoncedo lwebhari encinci nokwazi ukuzinceda okanye ukusebenzisa utywala ukwigumbi lokulala amandwendwe nokubiza iinkonzo zoncedo kwezo ndwendwe zikwigumbi lokuhlala;

“ukuthengisa” kubandakanya ukubonelela, ukunaniselana, ukuthengisela, ukubonisa izinto ngenjongo yokuzithengisa okanye ugunyazise, uyalele okanye uvumele ukuthengiswa kwazo;

“iiyure zokuthengisa” kuthethwa ixesha apho lowo unelayisenisi yokuthengisa evumelekile ukuthengisa utywala ngokwesiCwangciso soku;

“umhlaba omncinci okanye ummandla wasemaphandleni” kuthethwa indawo elungiselelwe ulimo okanye nayiphi na indawo ehambelana noko, ngenjongo yokubonelela ngemisebenzi emincinci yasemaphandleni enokusetyenziselwa injongo yokulima, kodwa ingasetyenziswa njengendawo yokuhlala kwindawo esemaphandleni;

“iwayini ehhlwahlwazayo” kuthethwa ngewayini ehlobileyo ephuma kumdiliya omfawngiweyo, nokuba kwenzeka ngokwendalo okanye kubakho izinto ezifakwayo, kubandakanywa neeChampagne;

“iiklabhu zezemidlalo nezoluntu” kuthethwa iindawo ezisetyenziselwa iindibano zoluntu okanye imibutho okanye iintlangano zasekuhlaleni, iiklabhu zezemidlalo okanye ezinye iiklabhu zokuhlala okanye zolonwabo amaxesha amaninzi azenzi nzuzo okanye zibanayo kubandakanywa neeklabhu zeenkono zoluntu namaziko oluntu okanye amaziko oncedo afana nalawo, kodwa kungabandakanywa iiklabhu zasebusuku;

“iintsuku zokuthengisa” kuthethwa iintsuku ekunokuthengiswa ngazo utywala ngeeyure zoshishino;

“iiyure zokuthengisa” kuthethwa iiyure ekunokuthengiswa ngazo utywala ngeentsuku zoshishino;

“indawo yewayini” kubandakanywa iindawo namaziko asetyenziselwa imveliso yewayini kwaye ezo ndawo nalo maziko abandakanya amaziko ukucumza umdiliya negwele nokuba budala kwewayini, amagumbi okungcamla, umphanda namagumbi okubugcina, amagumbi aneembhodlela, amagumbi anamatanki, iilebhu okanye ii-ofisi nobunye ubuxhakaxhaka okanye amazeko oncedo ukuvelisa iwayini, anokubandakanya:

- (a) iindawo zokutyela nezinye iinkonzo zokutya; okanye
- (b) amaziko ancedisa kweli shishini kubakhenkethi nabatyeleli

“ummandla osikiweyo” kuthethwa ummandla osikiweyo noku kusikwa kwawo kwenziwe ngokokwahlulwa kwawo okanye ngokomthetho kwaye “ukusikwa kommandla” kunentsingiselo ehambelana noku;

“inkqubo yokusikwa kwendawo” kuthethwa ngenkqubo yokusikwa kwendawo esebenza kummandla othile nangokwendawo ekummandla kaMasipala waseMatzikama

- (2) Kulo Mthetho kamasipala, ngaphandle kokuba kubonakaliswe ngenye indlela, naliphi na igama okanye ingxelo apho intsingiselo ibekiwe kuMthetho loo ntsingiselo ifundwa kunye neMigaqo yesiCwangciso sokusetyenzisw koMhlaba esebenzayo.

2. Injongo yoMthetho kaMasipala

UMasipala, osebenza ngokwamagunya anawo njengoko echaziwe kulo Mthetho, wamkela uMthetho kamasipala ngenjongo yokulawula iiyure ekuthengiswa ngazo utywala nemiba enxulumene noko.

3. Ukusetyenziswa komthetho kamasipala

Lo Mthetho kamasipala usebenza kuzo zonke izakhiwo, ezikummandla ophantsi kolawulo lukaMasipala, apho ilishishini elithengisa utywala:

- (a) Abo bathengisa utywala eluntwini ukuze busetyenziswe kwiindawo ezineelayisenisi;
- (b) Abo bathengisa utywala eluntwini ukuze busetyenziswe kwiindawo ezingenalayisenisi; kunye
- (c) Nabo bathengisa utywala eluntwini ukuze busetyenziswe kwiindawo ezineelayisenisi nezingenalayisenisi.

4. Ukuthatha inxaxheba koluntu nemisebenzi kamasipala

- (1) Xa kufunyenwe ikopi yesicelo sokuthengisa utywala kumagosa ajongene nemiba yotywala njengoko kuchaziwe kwiCandelo lama-37(4) loMthetho, nokuba kuhanjelwane neemfuno zeCandelo lama-40 loMthetho, uMasipala kufuneka:
- (a) avumele uluntu ukuba lufikelele ekwenzeni izicelo ngokuthi kubekwe ikopi yesicelo kuzo zonke iibhodi ezazisa izinto ezikwamasipala; kunye
- (b) nokwenza ukuba iikopi zifumaneke xa zicelwa luluntu kungahlawulwa mali njengoko oko kuqinisekiswa ngumasipala amaxesha ngamaxesha; kunye
- (c) nokuxhomekeka kwicandelwana (2), ukuyalela uceba wewadi xa eso sakhiwo sicetywayo sikwelo wadi kungeniswe izimvo ezibhaliweyo.
- (2) Uceba wewadi ofumana umyalelo njengoko kuchaziwe kwicandelwana (1)(c), kufuneka zingaphelanga iintsuku ezisi-7:
- (a) abambe intlanganiso yekomiti yewadi ukuze afumane izimvo zamalungu ekomiti yewadi malunga nesi sicelo esifakiweyo kwiBhodi yoTywala;
- (b) abambe intlanganiso noluntu lwaloo mmandla ongekho ngaphaya kweemitha ezili-100 kweso sakhiwo esifuna ukubhaliswa ukuze kuxoxwe kwaye kuziwe nezimvo malunga nesicelo esifakwe kwiBhodi yoTywala;
- (c) enze ingxelo kwaye ayingenise kuMlawuli weeNkonzo eziHlanganisiweyo achaze umhla weentlanganiso ekubhekiselwe kuzo kwicandelwana (2)(a) no-(b), amaxesha

ebezihlalelwe ngawo ezo ntlanganiso, iphepha elibhalisa abakhoyo elingakotshwanga needilesi zabantu ebebekho kwezo ntlanganiso, uchaze ukuba uyasichasa okanye uyasixhasa kusini na eso sicelo nokuba zeziphi ezinye izinto azicebisayo; kwaye

- (d) afake nemizuzu yeentlanganiso ekubhekiswa kuzo kwicandelwana (2)(a) no-(b).
- (3) Umasipala zingaphelanga iintsuku ezisi-7 efumene ingxelo kooceba bweewadi ayiqwalasele ingxelo kwaye ayingenise kwiBhodi, akwenze oko lingaphelanga ixesha elimiselweyo, awafake amaxwebhu ngokwecandelo lama-40 loMthetho.
- (4) Ngeenjongo yokuqwalasela ingxelo ngokwecandelwana (3), igosa lingenza olo phando okanye licele ezo nkukacha ekufuneka ziqwalaselwe nguMasipala, kwaye kufuneka angenise oko akufumanisileyo kuMasipala.
- (5) Ngeenjongo yokuqwalasela ingxelo ngokwecandelwana (3), igosa lingenza olo phando okanye licele ezo nkukacha ekufuneka ziqwalaselwe ngabasemaGunyeni, kwaye kufuneka angenise oko akufumanisileyo kwabasemaGunyeni.

5. Iintsuku neeyure zoshishino zokuthengiswa nokuthengwa kotywala kwizakhiwo ezineelayisenisi zokwenza oko

- (1) Onelayisenisi angabuthengisa utywala ukuze busetyenziswe kwiindawo ezineelayisenisi yotywala nakoluphi na usuku evekini nangaziphi na iiyure ekuvumeleke ukuba kuthengiswe ngazo njengoko kuchaziwe kweli Candelo kwaye kuza kuhlolwa oku nguMasipala amaxesha ngamaxesha.
- (2) Nokuba kukho icandelwana (1) ihotele okanye indawo yokuhlala ebonelela iindwendwe inelayisenisi yokuthengisa utywala bangabonelela ngeenkono zokuba utywala buselelwe kuloo magumbi kuhlalwa kuwo nanini na ngexesha lasemini.
- (3) Nokuba amalungiselelo alo mthetho kamasipala akhona, onelayisenisi angayithengisa iwayini elephuzayo (sparkling wine) njengoko kuchaziwe kwicandelwano (1):
 - (a) ukususela ngentsimbi yesi-8H00 kusasa ukuya kweye-23H00 iintsuku ezisixhenxe evekini; kwaye
 - (b) nanjengenxalenye yesidlo; kunye
 - (c) nakwiindwendwe eziyinxalenye yomsitho oququzelelweyo okanye umsebenzi olungiselelweyo apho abangena apho bekwazi ukulawulwa.

6. Iintsuku neeyure zoshishino zokuthengiswa nokuthengwa kotywala kwizakhiwo ezingenalayisenisi zokwenza oko

Onelayisenisi angabuthengisa utywala ukuze busetyenziswe kwiindawo ezingenalayisenisi yatywala nakoluphi na usuku evekini nangaziphi na iiyure ekuvumeleke ukuba kuthengiswe ngazo njengoko kuchaziwe kweli Candelo kwaye kuza kuhlolwa oku nguMasipala amaxesha ngamaxesha.

7. Amalungiselelo otshintsho

- (1) Ngokuxhomekeke kumalungiselelo oMthetho, iiyure zoshishino zisebenza ngokweelayisenisi zotywala ezikhutshwe phambi kokuba uqalise lo mthetho woomasipala kwaye ziza kuqhubeka zisebenza de ezo layisenisi zihlaziye ngokwalo Mthetho.
- (2) Iiyure zomsebenzi zibhekisele kwicandelwana (1) kwaye ziza kusebenza de iphelelwe ilayisenisi njengoko kuchaziwe kwiCandelo lama-62(2) lalo Mthetho.

8. Uxanduva olucacileyo

- (1) Ukuba umlawuli, i-arhente okanye umsebenzi walowo unelayisenisi yokuthengisa utywala wophula iCandelo le-5 & 6 lalo mthetho kamasipala, lowo unelayisenisi uza kuthathwa ukuba nguye othengisa obo tywala, ngaphandle kwaxa:
 - (a) athe onelayisenisi wapheka iyelenqe, wavumela ukuba kuthengiswe oko; naxa
 - (b) athe onelayisenisi wathatha amanyathelo afanelekileyo ukuthintela ukuba oko kuthengiswe; naxa
 - (c) ukuthengiswa kwabo kungengomsebenzi wakhe okanye phantsi komlawuli, kwe-arhente okanye komsebenzi.
- (2) Xa athe onelayisenisi wakhupha imiyalelo ethintela ukuba kuthengiswe oko ayibobungqina baneleyo obo bokuba uthathe amanyathelo afanelekileyo ngokwecandelwana (1)(b).
- (3) Xa athe onelayisenisi ngokwecandelwana (1) wanoxanduva lokwenza oko ngokom ke nomlawuli, i-arhente okanye umsebenzi naye angakwazi ukwenza oko abengathi naye unayo ilayisenisi.

9. Isibheni

- (1) Inkundla yesibheni kufuneka iqwalasele nasiphi na isibheni, okanye isicelo esifuna ukuhlolwa, esiphathelele kwisigqibo sabasemaGunyeni ngokwecandelo lama-20(3) lalo Mthetho;
- (2) Lowo ufake isicelo okanye onomdla wokwenza oko neqela elichaphazelekayo ongasamkeliyo isigqibo sabasemaGunyeni, kwixesha elimiselweyo emva kokufunyaniswa kwezizathu zezigqibo zabasemaGunyeni, angafaka isibheni kwabasemaGunyeni okanye ukuba siphine siqwalaselwe njengoko kuvunyelwene;

10. Ukuphulwa komthetho nezohlwayo

- (1) Umntu onelayisenisi owaphula iCandelo lesi-5 nelesi-6 kulo mthetho kamasipala wophula umthetho.
- (2) Umntu onelayisenisi owaphula umthetho okwicandelwana (1), xa egwetyiwe, kufuneka ahlawule xa iinkundla zamatyala zibona kufanelekile oko okanye ahlale entolongweni iminyaka engekho ngaphezu kwemithathu, okanye zenzeke zombini ezo zinto ahlawule loo ntlawulo okanye aye entolongweni.

- (3) Namphi na umntu oqhubekayo ukophula umthetho uza kuba netyala sosuku ngalunye esaphula umthetho kamasipala.
- (4) Inkundla yamatyala emgwebileyo umntu phantsi komthetho kamasipala anganyanzelisa esinye isigwebo endaweni yemali okanye ukuya entolongweni.

11. Ukurhoxa

Amalungiselelo awo nawuphi na umthetho kamasipala owawubhengezwe nguMasipala ngaphambili okanye okanye nangowuphi na uMasipala ongasasebenziyo ngoku ohlanganiswe ngoku nalo mmandla kaMasipala awusebenzi malunga nemiba enxulumene noko kubonelelwe ngulo mthetho kamasipala.

12. Inkcazelo emfutshane nokuqaliswa kwawo

Lo mthetho kamasipala ungabizwa ukuba: yoMasipala waseMatzikama: yoMthetho kamasipala weeNtsuku neeYure zokuThengisa uTywala, ka (4/2012), kwaye uza kuqala ukusebenza xa kupapashwe iGazethi yePhondo.

ISICWANGCISO

A	Ilayisenisi ngokweCandelo lama-33(a) loMthetho yokwenza imveliso encinci nokuthengisa uTywala ukuze ubusebenzise kwisakhiwo okanye ngaphandle kwesakhiwo		
	IINTSUKU NEEYURE ZOKUTHENGISA		
	1. Indawo encinci okanye indawo esemaphandleni	Ukubusebenzisa kwisakhiwo	Ukubusebenzisa ngaphandle
	Iisela / abenzi bewayini / umzi ovelisa iwiski nebranti / umzi wewayini	11:00-23:00 NgoMvulo-Lwesine 11:00-02:00 NgoLwesihlanu-Mgibelo	08:00-20:00 NgoMvulo-Lwesihlanu 08:00-17:00 NgoMgqibelo
	2. Ummandla owenzelwe ushishino		
	Iisela / abenzi bewayini / umzi ovelisa iwiski nebranti / umzi wewayini	11:00-20:00 NgoMvulo-Lwesine 11:00-02:00 NgoLwesihlanu-Mgibelo	08:00-20:00 NgoMvulo-Lwesihlanu 08:00-17:00 NgoMgqibelo
B	Ilayisenisi ngokweCandelo lama-33(b) loMthetho wokuthengiswa koTywala ukuze busetyenziswe kwisakhiwo		
	1. Indawo yokuhlala	Ukubusebenzisa kwisakhiwo	
	Indawo yokuselela utywala / ibhari / ithaveni	08:00-20:00 NgoMvulo-Lwesihlanu 08:00-17:00 NgoMgqibelo	
	Izindlu ezilungiselela iindwendwe / iindawo zokulala / iindawo zokuhlala (nokuba amaziko eenkomfa afakiwe okanye akafakwanga okanye)	10:00-02:00 NgoMvulo - NgeCawe	
	Amaziko emisitho nemisebenzi ethile afakiwe okanye akafakwanga	10:00-00:00 NgoMvulo - NgeCawe	
	Ihotele nendawo yokungcakaza	Iiyure ezingama-24 yonke imihla ngeveki	
	2. Amaziko asekuhlaleni namaziko oshishino jikelele (ummandla owenzelwe ushishino)		
	Indawo yokuselela utywala / ibhari / ithaveni / indawo yokutyela / iphabhu negrabhu	08:00-00:00 NgoMvulo-Mgqibelo 10:00-21:00 NgeCawe	
	Izindlu ezilungiselela iindwendwe / iindawo zokulala / iindawo zokuhlala (nokuba amaziko eenkomfa afakiwe okanye akafakwanga amaziko emisitho nemisebenzi ethile afakiwe okanye akafakwanga)	08:00-00:00 NgoMvulo-Mgqibelo 10:00-21:00 NgeCawe	
	Amaziko ezemidlalo nawoluntu / iiklabhu zeenkonzo / amaziko aluncedo obumnandi (ngaphandle kwawemisitho ethile / iilayisenisi zexeshana)		
	Iklabhu yasebusuku / ikaraoke / indawo yokonwaba eyedisko / iiklabhu zejazz / ii-arhente ze-escort	10:00-02:00 NgoMvulo-Mgqibelo	
Ihotele nendawo yokungcakaza	Iiyure ezingama-24 yonke imihla ngeveki		

IINTSUKU NEEYURE ZOKUTHENGISA		
3. Ummandla owenzelwe ushishino		
Indawo yokuselela utywala / ibhari / ithaveni / indawo yokutyela / iphabhu negrabhu	08:00-04:00 NgoMvulo-Mgqibelo 10:00-22:00 NgeCawe	
Iklabhu yasebusuku / ikaraoke / indawo yokonwaba eyedisko / iiklabhu zejazz / ii-arhente ze-escort	10:00-04:00 NgoMvulo-Mgqibelo	
Amaziko ezemidlalo nawoluntu / iiklabhu zeenkonzo / amaziko aluncedo obumnandi (ngaphandle kwawemisitho ethile / iilayisenisi zexeshana)	08:00-02:00 NgoMvulo-Mgqibelo 10:00-22:00 NgeCawe	
Ihotele nendawo yokungcakaza	Iiyure ezingama-24 yonke imihla ngeveki	
4. Indawo encinci okanye indawo esemaphandleni		
Indawo yokuselela utywala / ibhari / ithaveni / indawo yokutyela / iphabhu negrabhu	08:00-20:00 NgoMvulo-Lwesine 08:00-00:00 NgoMgqibelo 10:00-20:00 NgeCawe	
Izindlu ezilungiselela iindwendwe / iindawo zokulala / (nokuba imisitho, amaziko emisebenzi afakiwe okanye akafakwanga)	08:00-00:00 NgoMvulo-Mgqibelo 10:00-02:00 NgeCawe	
Amaziko ezemidlalo nawoluntu / iiklabhu zeenkonzo / amaziko aluncedo obumnandi (ngaphandle kwawemisitho ethile / iilayisenisi zexeshana)		
Ihotele nendawo yokungcakaza	Iiyure ezingama-24 yonke imihla ngeveki	
C	Ilayisenisi ngokweCandelo lama-33(c) loMthetho wokuthengisa uTywala ukuze ubusebenzise ngaphandle kwisakhiwo	
1. Ummandla owenzelwe ushishino		Ukubusebenzisa ngaphandle kwesakhiwo
Iithaveni / Utywala obuselelwa ngaphandle kwesakhiwo		08:00 - 20:00 NgoMvulo-Lwesihlanu 08:00 - 17:00 NgoMgqibelo
2. Amaziko asekuhlaleni namaziko oshishino jikelele (ummandla owenzelwe ushishino)		
Iivenkile zotywala / iivenkile ezithengisa iiwayini ezithile Iivenkile ezithengisa ukutya / Utywala obuselelwa ngaphandle kwesakhiwo		08:00 - 20:00 NgoMvulo-Lwesihlanu 08:00 - 17:00 NgoMgqibelo
Iivenkile ezinkulu ezithengisa isixa		08:00-17:00 NgoMvulo-Mgqibelo
3. Ummandla owenzelwe ushishino		
Iivenkile zotywala / iivenkile ezithengisa iiwayini ezithile Iivenkile ezithengisa ukutya / Utywala obuselelwa ngaphandle kwesakhiwo		08:00 - 20:00 NgoMvulo-Lwesihlanu 08:00 - 17:00 NgoMgqibelo
Iivenkile ezinkulu ezithengisa isixa		08:00-17:00 NgoMvulo-Mgqibelo

D	Ilayisenisi ngokweCandelo lama-33(d) loMthetho wokuthengisa uTywala ukuze ubusebenzise kwisakhiwo nangaphandle kwaso		
	IINTSUKU NEEYURE ZOKUTHENGISA		
		Ukubusebenzisa kwisakhiwo	Ukubusebenzisa ngaphandle kwesakhiwo
	Iimeko ezithile ezizodwa	10:00-00:00 NgoMvulo-Lwesine 10:00-02:00 NgoLwesihlanu - NgoMgqibelo 10:00-22:00 NgeCawe	09:00-20:00 NgoMvulo-Lwesihlanu 08:00-14:00 NgoMgqibelo
E	Ilayisenisi ngokweCandelo lama-33(e) loMthetho wokuthengisa uTywala ukuze ubusebenzise kwisakhiwo okanye ngaphandle kwaso kwimisitho ethile		
		Ukubusebenzisa kwisakhiwo	Ukubusebenzisa ngaphandle kwesakhiwo
	Ikonsathi / umnyhadala / imisitho yezemidlalo / ezolonwabo imisitho (Ngokuqinisekiswa liphepha-mvume lomsitho kunye neBhodi yoTywala)	10:00-23:00 NgoMvulo-Lwesine 10:00-00:00 NgoLwesihlanu - NgoMgqibelo 10:00-20:00 NgeCawe	08:00-20:00 NgoMvulo-Lwesihlanu 08:00-17:00 NgoMgqibelo
F	Ilayisenisi yexeshana ngokweCandelo lama-33(f) loMthetho wokuthengisa uTywala ukuze ubusebenzise kwisakhiwo okanye ngaphandle kwesakhiwo kwimisitho ethile (jonga iCandelo lama-48(1) loMthetho)		
		Ukubusebenzisa kwisakhiwo	Ukubusebenzisa ngaphandle kwesakhiwo
	Iintsuku neeyure ziza kufana njengoko zichaziwe kwesi sicwangciso ngokuxhomekeke kuhlobo lweleyisenisi nendawo yaloo msitho ekwenzelwa wona		
<p>Qaphela: Ukuqinisekisa ngendawo efanelekileyo ngokokuhlelwa kwazo</p> <p>Xa kuhlelwe iindawo njengoko zichaziwe ngentla ngendlela engacacanga okanye ephikisanayo okanye ekunzima ukuqinisekisa iindawo ngohlobo olunye azahlulwanga ngohlobo olunye (umz. iindawo ezibekelwe amashishini embindini wendawo ebekelwe iindawo zokuhlala). Eyona ndawo yesakhiwo esinelayisenisi siza kujongwa kuqala ukuqinisekiswa ukuhlelwa kwazo.</p>			

<p align="center">The “Provincial Gazette” of the Western Cape</p>	<p align="center">Die “Provinsiale Koerant” van die Wes-Kaap</p>
<p>appears every Friday, or if that day is a public holiday, on the last preceding working day.</p>	<p>verskyn elke Vrydag of, as die dag 'n openbare vakansiedag is, op die laaste vorige werkdag.</p>
<p align="center">_____</p> <p>Subscription Rates</p>	<p align="center">_____</p> <p>Tarief van Intekengelde</p>
<p>R233,88 per annum, throughout the Republic of South Africa.</p>	<p>R233,88 per jaar, in die Republiek van Suid-Afrika.</p>
<p>R233,88 + postage per annum, Foreign Countries.</p>	<p>R233,88 + posgeld per jaar, Buiteland.</p>
<p>Selling price per copy over the counter R13,80</p>	<p>Prys per eksemplaar oor die toonbank is R13,80</p>
<p>Subscriptions are payable in advance.</p>	<p>Intekengeld moet vooruitbetaal word.</p>
<p><i>Single copies</i> are obtainable at Room M21, Provincial Legislature Building, 7 Wale Street, Cape Town 8001.</p>	<p><i>Los eksemplare</i> is verkrygbaar by Kamer M21, Provinsiale Wetgewing-gebou, Waalstraat 7, Kaapstad 8001.</p>
<p align="center">_____</p> <p>Advertisement Tariff</p>	<p align="center">_____</p> <p>Advertensietarief</p>
<p>First insertion, R33,00 per cm, double column.</p>	<p>Eerste plasing, R33,00 per cm, dubbelkolom.</p>
<p>Fractions of cm are reckoned as a cm.</p>	<p>Gedeeltes van 'n cm word as een cm beskou.</p>
<p align="center">_____</p> <p>Notices must reach the Director-General not later than 10:00 on the last working day but one before the issue of the <i>Gazette</i>.</p>	<p align="center">_____</p> <p>Kennisgewings moet die Direkteur-generaal uiterlik om 10:00 op die voorlaaste werkdag voor die uitgawe van die <i>Koerant</i> bereik.</p>
<p>Whilst every effort will be made to ensure that notices are published as submitted and on the date desired, the Administration does not accept responsibility for errors, omissions, late publications or failure to publish.</p>	<p>Hoewel alle pogings aangewend sal word om te sorg dat kennisgewings soos ingedien en op die verlangde datum gepubliseer word, aanvaar die Administrasie nie verantwoordelikheid vir foute, weglatings, laat publikasies of versuim om dit te publiseer nie.</p>
<p>All correspondence must be addressed to the Director-General, PO Box 659, Cape Town 8000, and cheques, bank drafts, postal orders and money orders must be made payable to the Department of the Premier.</p>	<p>Alle briefwisseling moet aan die Direkteur-generaal, Posbus 659, Kaapstad 8000, gerig word en tjeks, bankwissels, posorders en poswissels moet aan die Departement van die Premier betaalbaar gemaak word.</p>

CONTENTS—(Continued)	Page	INHOUD—(Vervolg)	Bladsy
City of Cape Town Municipality (Khayelitsha/Mitchells Plain District): Amendment of the approved Cape Town Spatial Development Framework	2554	Stad Kaapstad Munisipaliteit (Khayelitsha-/Mitchells Plein-distrik): Wysiging van die goedgekeurde Kaapstadse Ruimtelike-ontwikkelingsraamwerk	2554
City of Cape Town Municipality (Northern District): Consent use and relaxation of building lines for a place of instruction	2555	Stad Kaapstad Munisipaliteit (Noordelike Distrik): Gebruikstoestemming en verslapping van boulyne vir 'n plek van onderrig ...	2555
City of Cape Town Municipality (Southern District): Rezoning, departures and consent	2556	Stad Kaapstad Munisipaliteit (Suidelike Distrik): Hersoneringsafwykings en toestemming	2556
City of Cape Town Municipality (Tygerberg Region): Rezoning, consent use and regulation departures	2557	Stad Kaapstad Munisipaliteit (Tygerberg-streek): Hersoneringsgebruikstoestemming en regulasieafwykings	2557
City of Cape Town Municipality (Tygerberg Region): Rezoning and subdivision	2555	Stad Kaapstad Munisipaliteit (Tygerberg-streek): Hersoneringsonderverdeling	2555
City of Cape Town Municipality (Tygerberg Region): Rezoning and conditional use	2558	Stad Kaapstad Munisipaliteit (Tygerberg-streek): Hersoneringsvoorwaardelike gebruik	2558
Drakenstein Municipality: Problem Building By-law	2561	Drakenstein Munisipaliteit: Verordening insake Probleemgeboue	2565
George Municipality: Appointment of Valuation Appeal Board members	2568	George Munisipaliteit: Aanstelling van Waardasie-Appèlraadslede	2568
Matzikama Municipality: By-laws	2571	Matzikama Munisipaliteit: Verordeninge	2589
Mossel Bay Municipality: Rezoning	2569	Mosselbaai Munisipaliteit: Hersoneringsgebruik	2569
Stellenbosch Municipality: Rezoning	2569	Stellenbosch Munisipaliteit: Hersoneringsgebruik	2569
Swartland Municipality: Closure	2553	Swartland Munisipaliteit: Sluiting	2553
Swartland Municipality: Subdivision	2570	Swartland Munisipaliteit: Onderverdeling	2570
Theewaterskloof Municipality: Consent use	2570	Theewaterskloof Munisipaliteit: Vergunningsgebruik	2570
Theewaterskloof Municipality: Closure	2570	Theewaterskloof Munisipaliteit: Sluiting	2570