



PROVINCE OF THE EASTERN CAPE  
IPHONDO LEMPUMA KOLONI  
PROVINSIE OOS-KAAP

# Provincial Gazette Igazethi Yephondo Provinsiale Koerant

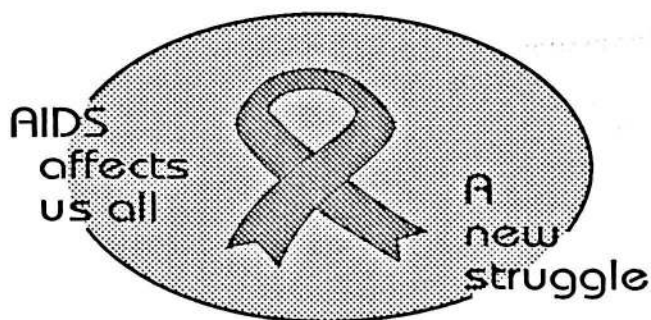
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Vol. 9

BISHO/  
KING WILLIAM'S TOWN, 2 SEPTEMBER 2002

No. 915

**We all have the power to prevent AIDS**



**Prevention is the cure**

**AIDS  
HELPUNE**

**0800 012 322**

DEPARTMENT OF HEALTH



9771682455006

**No. 50**

**CLOSURE OF A PORTION OF STREET ADJOINING ERF 2251, QUEENSTOWN**

(Surveyor General Ref. No. S/8898/111 p.41)

Notice is hereby given in terms of Section 137 (1) of the Municipal Ordinance No. 20 of 1974 that portion of Road (unregistered State Land) adjoining Erf 2251, Queenstown be permanently closed.

**LUKHANJI**

**Municipal Manager**

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**GENERAL NOTICE**

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**NOTICE 109 OF 2002**

**CLOSING OF A SOUTHERN PORTION OF ANTA STREET AND A WESTERN  
PORTION OF DE BEER STREET OVER THE LADY FRERE COMMONAGE  
IN ORDER TO ESTABLISH LADY FRERE EXTENSION 5 TOWNSHIP  
SITUATED IN THE MUNICIPALITY OF EMALAHLENI AND  
ADMINISTRATIVE DISTRICT OF CACADU.**

Notice is hereby given in terms of Section 136(1) of the Municipalities Act 1979 read with the Municipal Ordinance 33 of 1934 (Transkei) of the Council's intention to close the above mentioned portions of land adjoining erven 138,140,150 to 152 Lady Frere. The purpose of the closure of these streets is to consolidate them with Lady Free commonage in order to establish Lady Frere extension 5 Township.

Further details pertaining to the proposed closure may be obtained during office hours from the offices of the Municipal Manager, Lady Frere. Objections if any to the proposed closure must be submitted to the Municipal Manager in writing on or before Friday 23<sup>rd</sup> August 2002.

K. FELITI (MR)  
MUNICIPAL MANAGER  
EMALAHLENI MUNICIPALITY  
37 INDWE ROAD  
LADY FRERE  
5410  
Tel: 047-8780020  
Notice No.2/02  
AUGUST 16, 2002

## PROVINCIAL NOTICE

No. 44

30 August 2002

### DEPARTMENT OF EDUCATION

#### ADULT BASIC EDUCATION AND TRAINING ACT, 2000 (ACT No. 52 OF 2000): REGULATIONS RELATING TO THE REGISTRATION OF PRIVATE CENTRES

I, Stone Sizani, Member of the Executive Council responsible for Education in the Province of the Eastern Cape, acting in terms of section 27 (2) of the Adult Basic Education and Training Act, 2000 (Act No. 52 of 2000), hereby make regulations relating to the registration of private centres for adult basic education in the Province, as set out in the Schedule hereto.

STONE SIZANI, MEC: Department of Education

### SCHEDULE

#### Definitions

1. In these regulations, unless the context indicates otherwise, a word or expression to which a meaning has been assigned in the Adult Basic Education and Training Act, 2000 (Act No. 52 of 2000), retains that meaning, and—

"Act" means the Adult Basic Education and Training Act, 2000 (Act No. 52 of 2000);

"REQV" means Relative Education Qualification Value; and

"SACE" means the South African Council of Educators.

#### Registration of private centres

2. (1) Any person who applies for the registration of a private centre, must submit his or her application to the Head of Department who must, subject to subregulation (2), upon such receipt, register the private centre.

(2) The Head of Department must before he or she registers the centre ensure that the centre complies with the requirements referred to in regulation 3.

(3) If the Head of Department decides not to register a centre, the procedure must be as follows:

- (a) the Head of Department must, within 90 days of receipt of an application for the registration of a private centre, notify the applicant in writing of the refusal;
- (b) an applicant who is aggrieved by the refusal of the Head of the Department to grant his or her application may, within 30 days after receiving notice of such refusal, appeal to the Member of the Executive Council, in writing, setting out the grounds of the appeal;
- (c) the Member of the Executive Council must consider the appeal and may confirm, vary or set aside the decision of the Head of the Department;
- (d) the Member of the Executive Council must as soon as may be reasonably practicable—
  - (i) notify the appellant of his or her decision; and
  - (ii) provide the appellant with written reasons for his or her decision.

(4) Subject to the provisions of section 29 of the Act, the registration of a private centre does not entitle it to receive a government subsidy.

#### Requirements for Registration of a private centre

3. The following requirements apply to an application to register a private centre with the Department:

(1) (a) Applications for the registration of a private centre must be made in writing to the Head of Department on the form set out in Annexure A; and

(b) the completed form must be lodged with the district office in which the proposed centre is to be established by not later than the 31st August of the year preceding the year of the proposed operation.

(2) The application must be accompanied by—

- (a) a constitution for the centre covering all matters relating to the control of the centre including its ownership, character, aims, governance, funding and admission policy;
- (b) a floor plan and site plan, which shall in the case of a multi-storey building, include a floor plan for each floor to be occupied, and which confirms that the proposed centre building and grounds comply with departmental guidelines;
- (c) information on facilities required for the implementation of intended curriculum;
- (d) proof of security of tenure over the proposed school buildings and grounds for a minimum of one year from the date of commencement of the centre;



**"public amenity"** means any building, structure, hall, room, office, land, commonage, square, camping site, swimming bath, public resort, recreation site, nature reserve, zoological, botanical or other garden, park, hiking trail, including any portion thereof and any facility or apparatus therein or thereon, but excluding any public road or street, which is the property of, or is possessed, controlled or leased by the Council and to which the general public has, whether upon payment of admission fees or not;

**"public place"** has the meaning assigned to it under the Municipal Ordinance 1974;

**"public street"** has the meaning assigned to under the Municipal Ordinance 1974;

#### **General Prohibitions**

2. Notwithstanding the provisions of any other by-law, no person shall—

- (a) dump, accumulate or place objectionable material or cause or permit objectionable material to be dumped, accumulated or placed in or on any public place, public amenity, erf, street, drain, water furrow, sewer, public road, square or commonage, except at such place or places as the Council may from time to time set aside or approve for such purposes; provided, however, that the Council may permit public garages, workshops and other trades, subject to such conditions as may be imposed in each case, to keep store, repair, dismantle or re-assemble any motor vehicle or other vehicle or apparatus on premises approved by the Council;
- (b) do work on any erf or use any building on land for purposes which constitute or are calculated to constitute a nuisance;
- (c) carry on any trade, business or profession on any erf in the area which may, in the opinion of the Council, constitutes or may constitute a nuisance;
- (d) deposit, leave, spill, drop or place any fruit or vegetable peels, broken bottles, glass, refuse or any objectionable material or thing in or upon any erf, street, public place or public amenity;
- (e) allow any erf or be overgrown with bush, weeds or grass or any vegetation, except cultivated trees, shrubs and grass, to such an extent that, in the opinion of the Council, it may be used as a shelter by vagrants, wild animals or vermin or may threaten the public health or the safety of any member of the community or may promote the spread of fires;
- (f) allow any erf to be dirty, neglected or infested with rodents, snakes, mosquitoes, flies, ticks, bugs or other insects harmful to health or allow any offensive odours or gases to emanate from such erf;
- (g) allow the fencing of any erf to fall into a state of disrepair or to become unsightly or dilapidated;
- (h) allow any building or structure or any portion thereof on any erf to fall into a dilapidated, neglected or unsightly state, or fail to maintain the roof-water disposal system, pipes, sewers, drains, water fittings, waste water fittings, water closet fittings and all other appurtenances forming part of or attached to any building or structure in good and sound repair, or fail to maintain the walls of any building or structure free from dampness;
- (i) use or cause or permit any stoep and/or verandah of any shop or business premises or vacant land adjoining such shop or business premises to be used for the purpose of storing, stacking, dumping, disposing, displaying, keeping, selling or offering for sale any goods, articles or merchandise;
- (j) use or cause or permit any shop or business premises or vacant land adjoining such shop or business premises or any portion thereof which is open or visible to the public to be used for the purpose of storing, stacking, dumping, disposing or keeping any waste material, refuse, cartons, crates, containers or other articles of a like nature;
- (k) enclose or cause or permit the enclosing of any stoep or verandah or any shop or business premises by means of movable or immovable structures, objects, articles or devices, otherwise than by using such means as the Council may, in writing, approve;
- (l) keep on his or her erf or premises any animal or pet which creates a health hazard or a disturbance or nuisance to the neighbours by the making of frequent and excessive noise;
- (m) deposit any night-soil or keep or cause or permit any night-soil to be deposited or kept on any premises, except in a proper sanitary convenience approved by the Council or in a convenience complying with any by-law of the Council;
- (n) keep any sanitary convenience or cause or permit any sanitary convenience to be kept upon his or her premises which is of such a nature that it constitutes a nuisance or is offensive or injurious or dangerous to health;
- (o) defoul, misuse or damage any public convenience or any convenience provided in any public building or place of public entertainment or public amenity;
- (p) carry or convey, or permit to be carried or conveyed through or in any street or public place, any objectionable material or thing, either liquid or solid, which is or may become offensive or dangerous or injurious to health, unless such objectionable material or thing is covered with a suitable material to prevent the creation of any nuisance;
- (q) bury or dispose of any dead body in any unauthorised place;