



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

# **Provincial Gazette Igazethi Yephondo Provinsiale Koerant**

Vol. 27

BISHO/KING WILLIAM'S TOWN  
30 MARCH 2020  
30 MAART 2020

**No. 4405**

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



**AIDS  
HELPLINE**

**0800 012 322**

DEPARTMENT OF HEALTH

**Prevention is the cure**

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

ISSN 1682-4556



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**IMPORTANT NOTICE OF OFFICE RELOCATION****government  
printing**Department:  
Government Printing Works  
REPUBLIC OF SOUTH AFRICAPrivate Bag X85, PRETORIA, 0001 149 Bosman Street, PRETORIA  
Tel: 012 748 6197, Website: [www.gpwonline.co.za](http://www.gpwonline.co.za)**URGENT NOTICE TO OUR VALUED CUSTOMERS: PUBLICATIONS  
OFFICE'S RELOCATION HAS BEEN TEMPORARILY SUSPENDED.**

Please be advised that the GPW Publications office will no longer move to 88 Visagie Street as indicated in the previous notices.

The move has been suspended due to the fact that the new building in 88 Visagie Street is not ready for occupation yet.

We will later on issue another notice informing you of the new date of relocation.

We are doing everything possible to ensure that our service to you is not disrupted.

As things stand, we will continue providing you with our normal service from the current location at 196 Paul Kruger Street, Masada building.

Customers who seek further information and or have any questions or concerns are free to contact us through telephone 012 748 6066 or email Ms Maureen Toka at [Maureen.Toka@gpw.gov.za](mailto:Maureen.Toka@gpw.gov.za) or cell phone at 082 859 4910.

Please note that you will still be able to download gazettes free of charge from our website [www.gpwonline.co.za](http://www.gpwonline.co.za).

We apologise for any inconvenience this might have caused.

Issued by GPW Communications

**IMPORTANT NOTICE:**

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

**No FUTURE QUERIES WILL BE HANDLED IN CONNECTION WITH THE ABOVE.**

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government  
printing

Department:  
Government Printing Works  
REPUBLIC OF SOUTH AFRICA

## HIGH ALERT: SCAM WARNING!!!

### TO ALL SUPPLIERS AND SERVICE PROVIDERS OF THE GOVERNMENT PRINTING WORKS

It has come to the attention of the *GOVERNMENT PRINTING WORKS* that there are certain unscrupulous companies and individuals who are defrauding unsuspecting businesses disguised as representatives of the *Government Printing Works (GPW)*.

The scam involves the fraudsters using the letterhead of *GPW* to send out fake tender bids to companies and requests to supply equipment and goods.

Although the contact person's name on the letter may be of an existing official, the contact details on the letter are not the same as the *Government Printing Works*. When searching on the Internet for the address of the company that has sent the fake tender document, the address does not exist.

The banking details are in a private name and not company name. Government will never ask you to deposit any funds for any business transaction. *GPW* has alerted the relevant law enforcement authorities to investigate this scam to protect legitimate businesses as well as the name of the organisation.

Example of e-mails these fraudsters are using:

[PROCUREMENT@GPW-GOV.ORG](mailto:PROCUREMENT@GPW-GOV.ORG)

Should you suspect that you are a victim of a scam, you must urgently contact the police and inform the *GPW*.

*GPW* has an official email with the domain as [@gpw.gov.za](mailto:gpw@gpw.gov.za)

Government e-mails DO NOT have org in their e-mail addresses. All of these fraudsters also use the same or very similar telephone numbers. Although such number with an area code 012 looks like a landline, it is not fixed to any property.

*GPW* will never send you an e-mail asking you to supply equipment and goods without a purchase/order number. *GPW* does not procure goods for another level of Government. The organisation will not be liable for actions that result in companies or individuals being resultant victims of such a scam.

*Government Printing Works* gives businesses the opportunity to supply goods and services through RFQ / Tendering process. In order to be eligible to bid to provide goods and services, suppliers must be registered on the National Treasury's Central Supplier Database (CSD). To be registered, they must meet all current legislative requirements (e.g. have a valid tax clearance certificate and be in good standing with the South African Revenue Services - SARS).

The tender process is managed through the Supply Chain Management (SCM) system of the department. SCM is highly regulated to minimise the risk of fraud, and to meet objectives which include value for money, open and effective competition, equitability, accountability, fair dealing, transparency and an ethical approach. Relevant legislation, regulations, policies, guidelines and instructions can be found on the tender's website.

## Fake Tenders

National Treasury's CSD has launched the Government Order Scam campaign to combat fraudulent requests for quotes (RFQs). Such fraudulent requests have resulted in innocent companies losing money. We work hard at preventing and fighting fraud, but criminal activity is always a risk.

### How tender scams work

There are many types of tender scams. Here are some of the more frequent scenarios:

Fraudsters use what appears to be government department stationery with fictitious logos and contact details to send a fake RFQ to a company to invite it to urgently supply goods. Shortly after the company has submitted its quote, it receives notification that it has won the tender. The company delivers the goods to someone who poses as an official or at a fake site. The Department has no idea of this transaction made in its name. The company is then never paid and suffers a loss.

OR

Fraudsters use what appears to be government department stationery with fictitious logos and contact details to send a fake RFQ to Company A to invite it to urgently supply goods. Typically, the tender specification is so unique that only Company B (a fictitious company created by the fraudster) can supply the goods in question.

Shortly after Company A has submitted its quote it receives notification that it has won the tender. Company A orders the goods and pays a deposit to the fictitious Company B. Once Company B receives the money, it disappears. Company A's money is stolen in the process.

Protect yourself from being scammed

- If you are registered on the supplier databases and you receive a request to tender or quote that seems to be from a government department, contact the department to confirm that the request is legitimate. Do not use the contact details on the tender document as these might be fraudulent.
- Compare tender details with those that appear in the Tender Bulletin, available online at [www.gpwonline.co.za](http://www.gpwonline.co.za)
- Make sure you familiarise yourself with how government procures goods and services. Visit the tender website for more information on how to tender.
- If you are uncomfortable about the request received, consider visiting the government department and/or the place of delivery and/or the service provider from whom you will be sourcing the goods.
- In the unlikely event that you are asked for a deposit to make a bid, contact the SCM unit of the department in question to ask whether this is in fact correct.

Any incidents of corruption, fraud, theft and misuse of government property in the *Government Printing Works* can be reported to:

Supply Chain Management: Ms. Anna Marie Du Toit, Tel. (012) 748 6292.  
Email: [Annamarie.DuToit@gpw.gov.za](mailto:Annamarie.DuToit@gpw.gov.za)

Marketing and Stakeholder Relations: Ms Bonakele Mbhele, at Tel. (012) 748 6193.  
Email: [Bonakele.Mbhele@gpw.gov.za](mailto:Bonakele.Mbhele@gpw.gov.za)

Security Services: Mr Daniel Legoabe, at tel. (012) 748 6176.  
Email: [Daniel.Legoabe@gpw.gov.za](mailto:Daniel.Legoabe@gpw.gov.za)

# Closing times for **ORDINARY WEEKLY** **2020** EASTERN CAPE PROVINCIAL GAZETTE

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

- **19 December 2019**, Thursday for the issue of Monday **30 December 2019**
- **27 December 2019**, Friday for the issue of Monday **06 January 2020**
- **06 January**, Monday for the issue of Monday **13 January 2020**
- **13 January**, Monday for the issue of Monday **20 January 2020**
- **20 January**, Monday for the issue of Monday **27 January 2020**
- **27 January**, Monday for the issue of Monday **03 February 2020**
- **03 February**, Monday for the issue of Monday **10 February 2020**
- **10 February**, Monday for the issue of Monday **17 February 2020**
- **17 February**, Monday for the issue of Monday **24 February 2020**
- **24 February**, Monday for the issue of Monday **02 March 2020**
- **02 March**, Monday for the issue of Monday **09 March 2020**
- **09 March**, Monday for the issue of Monday **16 March 2020**
- **16 March**, Friday for the issue of Monday **23 March 2020**
- **23 March**, Monday for the issue of Monday **30 March 2020**
- **30 March**, Monday for the issue of Monday **06 April 2020**
- **03 April**, Monday for the issue of Monday **13 April 2020**
- **09 April**, Thursday for the issue of Monday **20 April 2020**
- **20 April**, Monday for the issue of Monday **27 April 2020**
- **24 April**, Friday for the issue of Monday **04 May 2020**
- **04 May**, Monday for the issue of Monday **11 May 2020**
- **11 May**, Monday for the issue of Monday **18 May 2020**
- **18 May**, Monday for the issue of Monday **25 May 2020**
- **25 May**, Monday for the issue of Monday **01 June 2020**
- **01 June**, Monday for the issue of Monday **08 June 2020**
- **08 June**, Monday for the issue of Monday **15 June 2020**
- **12 June**, Friday for the issue of Monday **22 June 2020**
- **22 June**, Monday for the issue of Monday **29 June 2020**
- **29 June**, Monday for the issue of Monday **06 July 2020**
- **06 July**, Monday for the issue of Monday **13 July 2020**
- **13 July**, Monday for the issue of Monday **20 July 2020**
- **20 July**, Monday for the issue of Monday **27 July 2020**
- **27 July**, Monday for the issue of Monday **03 August 2020**
- **03 August**, Monday for the issue of Monday **10 August 2020**
- **07 August**, Friday for the issue of Monday **17 August 2020**
- **17 August**, Monday for the issue of Monday **24 August 2020**
- **24 August**, Monday for the issue of Monday **31 August 2020**
- **31 August**, Monday for the issue of Monday **07 September 2020**
- **07 September**, Monday for the issue of Monday **14 September 2020**
- **14 September**, Monday for the issue of Monday **21 September 2020**
- **18 September**, Friday for the issue of Monday **28 September 2020**
- **28 September**, Monday for the issue of Monday **05 October 2020**
- **05 October**, Monday for the issue of Monday **12 October 2020**
- **12 October**, Monday for the issue of Monday **19 October 2020**
- **19 October**, Monday for the issue of Monday **26 October 2020**
- **26 October**, Monday for the issue of Monday **02 November 2020**
- **02 November**, Monday for the issue of Monday **09 November 2020**
- **09 November**, Monday for the issue of Monday **16 November 2020**
- **16 November**, Monday for the issue of Monday **23 November 2020**
- **23 November**, Monday for the issue of Monday **30 November 2020**
- **30 November**, Monday for the issue of Monday **07 December 2020**
- **07 December**, Monday for the issue of Monday **14 December 2020**
- **11 December**, Friday for the issue of Monday **21 December 2020**
- **18 December**, Friday for the issue of Monday **28 December 2020**

# LIST OF TARIFF RATES FOR PUBLICATION OF NOTICES

**COMMENCEMENT: 1 APRIL 2018**

## NATIONAL AND PROVINCIAL

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1008.80 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	Page Space	New Price (R)
Ordinary National, Provincial	1/4 - Quarter Page	252.20
Ordinary National, Provincial	2/4 - Half Page	504.40
Ordinary National, Provincial	3/4 - Three Quarter Page	756.60
Ordinary National, Provincial	4/4 - Full Page	1008.80

## EXTRA-ORDINARY

All Extra-ordinary National and Provincial gazette notices are non-standard notices and attract a variable price based on the number of pages submitted.

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at **R3026.32** per page.



## GOVERNMENT PRINTING WORKS - BUSINESS RULES

The **Government Printing Works (GPW)** has established rules for submitting notices in line with its electronic notice processing system, which requires the use of electronic *Adobe Forms*. Please ensure that you adhere to these guidelines when completing and submitting your notice submission.

### CLOSING TIMES FOR ACCEPTANCE OF NOTICES

1. The *Government Gazette* and *Government Tender Bulletin* are weekly publications that are published on Fridays and the closing time for the acceptance of notices is strictly applied according to the scheduled time for each gazette.

2. Please refer to the Submission Notice Deadline schedule in the table below. This schedule is also published online on the Government Printing works website [www.gpwnonline.co.za](http://www.gpwnonline.co.za)

All re-submissions will be subject to the standard cut-off times.

**All notices received after the closing time will be rejected.**

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Petrol Price Gazette	Monthly	Tuesday before 1st Wednesday of the month	One day before publication	1 working day prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00 for next Friday	3 working days prior to publication
Unclaimed Monies (Justice, Labour or Lawyers)	January / September 2 per year	Last Friday	One week before publication	3 working days prior to publication
Parliament (Acts, White Paper, Green Paper)	As required	Any day of the week	None	3 working days prior to publication
Manuals	Bi- Monthly	2nd and last Thursday of the month	One week before publication	3 working days prior to publication
State of Budget (National Treasury)	Monthly	30th or last Friday of the month	One week before publication	3 working days prior to publication
<i>Extraordinary Gazettes</i>	As required	Any day of the week	<i>Before 10h00 on publication date</i>	<i>Before 10h00 on publication date</i>
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 15h00 - 3 working days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days <b>after</b> submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
North West	Weekly	Tuesday	One week before publication	3 working days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 working days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 working days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 working days prior to publication



### GOVERNMENT PRINTING WORKS - BUSINESS RULES

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
Mpumalanga Liquor License Gazette	Bi-Monthly	Second & Fourth Friday	One week before publication	3 working days prior to publication

### EXTRAORDINARY GAZETTES

3. *Extraordinary Gazettes* can have only one publication date. If multiple publications of an *Extraordinary Gazette* are required, a separate Z95/Z95Prov *Adobe* Forms for each publication date must be submitted.

### NOTICE SUBMISSION PROCESS

4. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website [www.gpwonline.co.za](http://www.gpwonline.co.za).
5. The *Adobe* form needs to be completed electronically using *Adobe Acrobat / Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.
6. The completed electronic *Adobe* form has to be submitted via email to [submit.egazette@gpw.gov.za](mailto:submit.egazette@gpw.gov.za). The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.
7. Every notice submitted **must** be accompanied by an official **GPW** quotation. This must be obtained from the *eGazette* Contact Centre.
8. Each notice submission should be sent as a single email. The email **must** contain **all documentation relating to a particular notice submission**.
  - 8.1. Each of the following documents must be attached to the email as a separate attachment:
    - 8.1.1. An electronically completed *Adobe* form, specific to the type of notice that is to be placed.
      - 8.1.1.1. For *National Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form
      - 8.1.1.2. The notice content (body copy) **MUST** be a separate attachment.
    - 8.1.2. A copy of the official **Government Printing Works** quotation you received for your notice. (*Please see Quotation section below for further details*)
    - 8.1.3. A valid and legible Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order. **Non-Government Printing Works** account customer needs to submit the proof of payment for the notice
    - 8.1.4. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should **also** be attached as a separate attachment. (*Please see the Copy Section below, for the specifications*).
    - 8.1.5. Any additional notice information if applicable.

**GOVERNMENT PRINTING WORKS - BUSINESS RULES**

9. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.
10. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE**.
11. Notices brought to **GPW** by “walk-in” customers on electronic media can only be submitted in *Adobe* electronic form format. All “walk-in” customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.
12. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.

**QUOTATIONS**

13. Quotations are valid until the next tariff change.
  - 13.1. **Take note:** **GPW**'s annual tariff increase takes place on **1 April** therefore any quotations issued, accepted and submitted for publication up to **31 March** will keep the old tariff. For notices to be published from 1 April, a quotation must be obtained from **GPW** with the new tariffs. Where a tariff increase is implemented during the year, **GPW** endeavours to provide customers with 30 days' notice of such changes.
14. Each quotation has a unique number.
15. Form Content notices must be emailed to the *eGazette* Contact Centre for a quotation.
  - 15.1. The *Adobe* form supplied is uploaded by the Contact Centre Agent and the system automatically calculates the cost of your notice based on the layout/format of the content supplied.
  - 15.2. It is critical that these *Adobe* Forms are completed correctly and adhere to the guidelines as stipulated by **GPW**.
16. **APPLICABLE ONLY TO GPW ACCOUNT HOLDERS:**
  - 16.1. **GPW** Account Customers must provide a valid **GPW** account number to obtain a quotation.
  - 16.2. Accounts for **GPW** account customers **must** be active with sufficient credit to transact with **GPW** to submit notices.
    - 16.2.1. If you are unsure about or need to resolve the status of your account, please contact the **GPW** Finance Department prior to submitting your notices. (If the account status is not resolved prior to submission of your notice, the notice will be failed during the process).
17. **APPLICABLE ONLY TO CASH CUSTOMERS:**
  - 17.1. Cash customers doing **bulk payments** must use a **single email address** in order to use the **same proof of payment** for submitting multiple notices.
18. The responsibility lies with you, the customer, to ensure that the payment made for your notice(s) to be published is sufficient to cover the cost of the notice(s).
19. Each quotation will be associated with one proof of payment / purchase order / cash receipt.
  - 19.1. This means that **the quotation number can only be used once to make a payment.**

**GOVERNMENT PRINTING WORKS - BUSINESS RULES****COPY (SEPARATE NOTICE CONTENT DOCUMENT)**

20. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03
- 20.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.
- The content document should contain only one notice. (You may include the different translations of the same notice in the same document).
- 20.2. The notice should be set on an A4 page, with margins and fonts set as follows:
- Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm;  
Use font size: Arial or Helvetica 10pt with 11pt line spacing;
- Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm;  
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

**CANCELLATIONS**

21. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.
22. Requests for cancellation must be sent by the original sender of the notice and must be accompanied by the relevant notice reference number (N-) in the email body.

**AMENDMENTS TO NOTICES**

23. With effect from 01 October 2015, **GPW** will not longer accept amendments to notices. The cancellation process will need to be followed according to the deadline and a new notice submitted thereafter for the next available publication date.

**REJECTIONS**

24. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)). Reasons for rejections include the following:
- 24.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.
- 24.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.
- 24.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.
- 24.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.

**GOVERNMENT PRINTING WORKS - BUSINESS RULES****APPROVAL OF NOTICES**

25. Any notices other than legal notices are subject to the approval of the Government Printer, who may refuse acceptance or further publication of any notice.
26. No amendments will be accepted in respect to separate notice content that was sent with a Z95 or Z95Prov notice submissions. The copy of notice in layout format (previously known as proof-out) is only provided where requested, for Advertiser to see the notice in final Gazette layout. Should they find that the information submitted was incorrect, they should request for a notice cancellation and resubmit the corrected notice, subject to standard submission deadlines. The cancellation is also subject to the stages in the publishing process, i.e. If cancellation is received when production (printing process) has commenced, then the notice cannot be cancelled.

**GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY**

27. The Government Printer will assume no liability in respect of—
  - 27.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
  - 27.2. erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;
  - 27.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

**LIABILITY OF ADVERTISER**

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

**CUSTOMER INQUIRIES**

Many of our customers request immediate feedback/confirmation of notice placement in the gazette from our Contact Centre once they have submitted their notice – While **GPW** deems it one of their highest priorities and responsibilities to provide customers with this requested feedback and the best service at all times, we are only able to do so once we have started processing your notice submission.

**GPW** has a 2-working day turnaround time for processing notices received according to the business rules and deadline submissions.

Please keep this in mind when making inquiries about your notice submission at the Contact Centre.

29. Requests for information, quotations and inquiries must be sent to the Contact Centre **ONLY**.
30. Requests for Quotations (RFQs) should be received by the Contact Centre at least **2 working days** before the submission deadline for that specific publication.

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

### PAYMENT OF COST

31. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.
32. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.
33. Every proof of payment must have a valid **GPW** quotation number as a reference on the proof of payment document.
34. Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za) before publication.
35. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.
36. In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the **Government Printing Works**.
37. The **Government Printing Works** reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the List of Fixed Tariff Rates, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

### PROOF OF PUBLICATION

38. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website [www.gpwnonline.co.za](http://www.gpwnonline.co.za) free of charge, should a proof of publication be required.
39. Printed copies may be ordered from the Publications department at the ruling price. The **Government Printing Works** will assume no liability for any failure to post or for any delay in despatching of such *Government Gazette(s)*

## GOVERNMENT PRINTING WORKS CONTACT INFORMATION

#### Physical Address:

**Government Printing Works**  
149 Bosman Street  
Pretoria

#### Postal Address:

Private Bag X85  
Pretoria  
0001

#### GPW Banking Details:

**Bank:** ABSA Bosman Street  
**Account No.:** 405 7114 016  
**Branch Code:** 632-005

**For Gazette and Notice submissions:** Gazette Submissions:

**For queries and quotations, contact:** Gazette Contact Centre:

**E-mail:** [submit.egazette@gpw.gov.za](mailto:submit.egazette@gpw.gov.za)

**E-mail:** [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)

**Tel:** 012-748 6200

**Contact person for subscribers:** Mrs M. Toka:

**E-mail:** [subscriptions@gpw.gov.za](mailto:subscriptions@gpw.gov.za)

**Tel:** 012-748-6066 / 6060 / 6058

**Fax:** 012-323-9574

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**GENERAL NOTICES • ALGEMENE KENNISGEWINGS**

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**NOTICE 8 OF 2020****BUFFALO CITY METROPOLITAN MUNICIPALITY****(EASTERN CAPE)****REMOVAL OF RESTRICTIONS IN TERMS OF THE SPATIAL PLANNING AND LAND  
USE MANAGEMENT ACT, 2013 (ACT 16 OF 2013)**

ERF 498 BEACON BAY

MUNICIPALITY OF BEACON BAY

DIVISION OF EAST LONDON

IN EXTENT: 3056 (THREE THOUSAND AND FIFTY SIX) Square Metres

In terms of Section 47(1) of the Spatial Planning and Land Use Management Act No. 16 of 2013, read with Section 59 of the Buffalo City Metropolitan Municipal Spatial Planning and Land Use Management Bylaw of 2016, notice is hereby given for the removal of restrictive title conditions 4. (a) – (d) found in Deed of Transfer No. T467/1993, pertaining to Erf 498 Beacon Bay.

**Applicant**

Vusumzi Madubela and Siphia Madubela

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**PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS**

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**PROVINCIAL NOTICE 69 OF 2020****Buffalo City Metropolitan Municipality (EASTERN CAPE)****REMOVAL OF RESTRICTIVE TITLE DEED CONDITIONS OF ERVEN 912-918, ZONE 1 MDANTSANE**

In terms of Section 47(1) of the Spatial Planning and Land Use Management Act 2013 (Act 16 of 2013) read with Section 59 of the Buffalo City Metropolitan Municipal Spatial Planning & Land Use Management Bylaw of 2016 approval is hereby granted for the removal of restrictive conditions 2. (a) and (b) found in Deed of Transfer No. T401/2012, pertaining to Erf 912 Zone 1, Mdantsane; conditions 2. (i) and (ii) found in Deed of Transfer No. T5753/2008, pertaining to Erf 913 Zone 1 Mdantsane; conditions A. 2(i) and (ii) found in Deed of Transfer No. T3463/2009 pertaining to Erf 914 Zone 1 Mdantsane; conditions A. 2. (a) (b) found in Deed of Transfer No. T203/2017 pertaining to Erf 915 Zone 1 Mdantsane; conditions A. 2. (a) (b) found in Deed of Transfer No. T204/2017 pertaining to Erf 916 Zone 1 Mdantsane; conditions 2. (a) (b) found in Deed of Transfer No. T205/2017 pertaining to Erf 917 Zone 1 Mdantsane are hereby removed. conditions 2. (a) (b) found in Deed of Transfer No. T206/2017 pertaining to Erf 918 Zone 1 Mdantsane.

30-06

**PROVINCIAL NOTICE 70 OF 2020****Nelson Mandela Bay Municipality (EASTERN CAPE)****Removal of restrictions in terms of the Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013)****ERF 112 Colleen Glen, PORT ELIZABETH, EASTERN CAPE**

Under Section 47 of the Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013) and upon instructions by the Local Authority, a notice given that condition/s D.4.(a),(b),(c) & (d) in Deed of Transfer No. T85538/1993 applicable to ERF 112 Colleen Glen is/are hereby removed.



**PROVINCIAL NOTICE 71 OF 2020****PROVINCIAL COMMISSIONS AMENDMENT BILL, 2020 (EASTERN CAPE )**

The above mentioned Bill is hereby published for public comment in terms of rule 147 of the Standing Rules of the Legislature.

Members of the public are invited to submit written comments within 14 days from the date of publication hereof.

The comments must be submitted to –

**The Director General**

**Office of the Premier**

**Private Bag X 0047**

**Bhisho**

**5604**

**For the attention of : Ms M. Koert**

**Email : [Melanie.koert@otp.ecprov.gov.za](mailto:Melanie.koert@otp.ecprov.gov.za)**

## **PROVINCE OF THE EASTERN CAPE**

### **PROVINCIAL COMMISSIONS AMENDMENT BILL, 2020 ( EASTERN CAPE),**

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**(As introduced)**

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**( BY THE PREMIER )**

**GENERAL EXPLANATORY NOTE:**

[ ] Words in bold type in square brackets indicate omissions from existing enactments.

**Words underlined with a solid line indicate insertions in existing enactments.**

## BILL

**To amend the Provincial Commissions Act, No. 3 of 1994 (Eastern Cape) so as to rectify the reference to the Constitution of the Republic of South Africa, 1993 (Act No. 200 of 1993) in section 1; remove gender insensitive references, clarify the method of appointment of a Commission, its chairperson or secretary; augment the provisions for the sittings of a Commission, the methodology of giving notice of sittings; provide for the prevention of intimidation and hindrance of witnesses; and to provide for matters incidental thereto.**

## 1. Amendment of Section 1 of Act No. 3 of 1994

**Section 1 of the Provincial Commissions Act, 1994 (Act No. 3 of 1994) (hereinafter referred to as a Principal Act), is hereby amended by the substitution for section 1 of the following section:**

**"1. Appointment of commission.**

**(1) The Premier may, in terms of section 127 (2) (e) of the Constitution of the Republic of South Africa, by proclamation in the *Provincial Gazette* –**

(a) appoint a commission of inquiry;

(b) define the matter to be investigated by the commission and its other terms of reference;

- (c) designate any member of the commission as the chairperson of that commission; and
  - (d) appoint a secretary to the commission, and such other officials as he or she may deem necessary to assist the commission; and
  - (e) make regulations—
    - (i) providing for the procedure to be followed at the investigation and for the preservation of confidentiality;
    - (ii) conferring additional powers on the commission;
    - (iii) providing for the manner of holding, or the procedure to be followed in the course, of investigation or for the preservation of secrecy;
    - (iv) providing for preventing the commission or a member of the commission from being insulted, disparaged or belittled or to prevent the proceedings or findings of the commission from being prejudiced, influenced or anticipated;
    - (v) providing generally for all matters which he or she considers necessary or expedient to prescribe for the purposes of the investigation;
    - (vi) providing generally for all matters which he or she considers necessary or expedient for the proper performance by a commission of its functions;
- (2) Any regulation made under subsection (1)(e) may provide for penalties for any contravention thereof or failure to comply therewith, by way of a fine or imprisonment for a period not exceeding six months or both.

- (3) Notwithstanding anything to the contrary in any other law, a magistrate's court shall have jurisdiction to impose any penalty prescribed by any such regulation."

## **2. Amendment of Section 2 of Act No. 3 of 1994**

Section 2 of the Principal Act is hereby amended-

- (1) By the substitution for section 2 of the following subsection :

'(1) A commission may sit at any place in the Province of the Eastern Cape determined by the Chairperson for the purpose of hearing evidence or addresses or of deliberating.

- (2) By the insertion after subsection 1 of the following subsection :

(2) The chairperson shall give notice of every sitting of such a commission by publication of a notice in the *Provincial Gazette* and two newspapers in circulation in the Province."

## **3. Amendment of Section 5 of Act No. 3 of 1994**

Section 5 of the Principal Act is hereby amended by the substitution for section 5 of the following section:

"(1) Any person who wilfully interrupts the proceedings of a commission or who wilfully hinders or obstructs a commission in the performance of its functions shall be guilty of an offence and liable on conviction to a fine [not exceeding R2 000 rand] or to imprisonment for a period not exceeding six months or to both such fine and imprisonment.

- (2) Any person who—

- (a) by any means whatsoever causes any witness to refrain from giving evidence or to give false evidence before a commission;  
(b) by any means whatsoever prevents a witness from attending any sitting of a commission; or

(c) destroys or conceals any book, document or object which to his or her knowledge might be of assistance to a commission in any matter relating to the subject of its investigation.

shall be guilty of an offence, and on conviction be liable to a fine or to imprisonment for a period not exceeding two years, or to both such fine and imprisonment."

#### **4. Amendment of Section 6 of Act No. 3 of 1994**

Section 6 of the Principal Act is hereby amended by the substitution for section 6 of the following section:

"(1) Any person summoned to attend and who without sufficient cause (the onus of proof whereof shall rest upon him or her)-

- (a) fails to attend at the time and place specified in the summons; or
  - (b) fails to remain in attendance until the conclusion of the enquiry or until he or she is excused by the chairperson of the commission from further attendance, or
  - (c) refuses to be sworn or to make affirmation as a witness after he or she has been required by the chairperson of the commission to do so,
- shall be guilty of an offence.

(2) Any person who has been sworn in or has made an affirmation as a witness and who without sufficient cause (the onus of proof whereof shall rest upon him or her)-

- (a) fails to answer fully and satisfactorily any question lawfully put to him or her; or
- (b) fails to produce any book, document or object in his or her possession or custody or under his or her control, which he or she has been summoned to produce,



shall be guilty of an offence.

(3) Any person convicted of an offence contemplated in subsection (1) and (2) shall be liable, on conviction, to a fine or to imprisonment for a period not exceeding six months, or to both such fine and imprisonment.

(4) Any person who, after having been sworn or having made affirmation, gives false evidence before a commission on any matter, knowing such evidence to be false or not believing it to be true, shall be guilty of an offence and liable on conviction to a fine or to imprisonment for a period not exceeding 12 months, or to both such fine and imprisonment."

#### **5. Insertion of sections 6A and 6B in Act No. 3 of 1994.**

The following sections are hereby inserted after section 6 of the Principal Act:

##### **"6A. Report of commission.**

A commission shall submit a written report with its findings and recommendations to the Premier in accordance with its terms of reference, but not later than 12 months after its appointment or such further period as may be granted by the Premier at the written request of the commission.

##### **6B Cost of commission**

(1) The remuneration, allowances and transport expenses payable to a member or an official of the commission, shall be determined by the Member of the Executive Council responsible for Finance.

(2) The chairperson of a commission shall, not later than 30 days after such commission presented its report to the Premier, present a statement of all expenses reasonably incurred by the commission in the performance of its functions, to the Premier.



(3) All expenses shall be paid from the appropriate vote out of the Provincial Revenue Fund in terms of an appropriation by the Provincial Legislature.”

**6. Short title.—**

This Act shall be called the Provincial Commissions Amendment Act, 2020 (Eastern Cape).

## **EXPLANATORY MEMORANDUM ON THE PROVINCIAL COMMISSIONS AMENDMENT BILL, 2014 (EASTERN CAPE).**

### **PART 1 (GENERAL PRINCIPLES)**

The Eastern Cape Commissions Act was passed and assented to in 1994, at a time before the Constitution of the Republic of South Africa was adopted in 1996.

The Act was developed and drafted in accordance with the Interim Constitution of South Africa, 1993 (Act 200 of 1993), and also contains a reference to Section 147 (1)(d) of that Act.

It is clear that the Eastern Cape Commissions Act must be amended to rectify the references to the Interim Constitution and to remove the gender insensitive provisions.

The current Act is not clear on the method of appointment of a Commission, its chairperson or secretary. It, therefore, should be amended to provide for the appointment of the Commission, its chairperson and a secretary by way of proclamation in the Provincial Gazette.

The provisions of the current Act, dealing with a Commission's sittings, is silent on whether the Commission should sit in public and on the methodology of giving notice of sittings and it does not provide for the prevention of intimidation and hindrance of witnesses.

There is no provision for the reporting by the Commission, the process after the report is tabled, or the timeframe for a report

There is no provision for the procedure to be followed in Commission hearings or investigations, the funding, financial management, or accountability of an appointed Commission and this Bill seeks to provide for those issues.

The amendments to the Bill are technical in nature as they mainly deal with procedural issues.

**CONSTITUTIONAL IMPACT**

**The Bill falls within Schedule 4 of the Constitution of the Republic of South Africa.**

**PART 2****(CLAUSE- BY- CLAUSE ANALYSIS)**

**CLAUSE 1 :** Amends section 1 of Act No. 3 of 1994 to bring the appointment process of a Commission of Inquiry process in line with the current Constitution of South Africa and to provide for the appointment of a Secretary to the Commission.

**CLAUSE 2 :** Amends section 2 of Act No. 3 of 1994 to provide for the determination of the place of sittings by the Chairpersons as well as notice of sittings of the Commission in the *Provincial Gazette* and two newspapers in circulation in the Province.

**CLAUSE 3 :** Amends section 5 of Act No. 3 of 1994 to provide for sanctions for preventing or hindering witnesses to testify before the Commission.

**CLAUSE 4 :** Amends section 6 of Act No. 3 of 1994 to provide for more clarity on offences by witnesses and sanctions for such offences.

**CLAUSE 5 :** Inserts sections 6A and 6B in Act No. 3 of 1994. Section 6A provides for the report of commission and set timeframes for the report, Section 6B provides for the financial arrangements of the commissions as well as proper accounting of the finances.

**CLAUSE 6 :** Provides for the short title of the Bill.

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**LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS**

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**LOCAL AUTHORITY NOTICE 92 OF 2020****GAZETTE NOTIFICATION OF REMOVAL OF RESTRICTIONS DECISION****NDLAMBE MINICIPALITY****REMOVAL OF RESTRICTIVE CONDITION: ERF 709 KENTON ON SEA****NDLAMBE MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW; 2015**

Notice is hereby given that the Municipal Planning Tribunal on the 20<sup>th</sup> of February 2020, Removed condition C. ii (5) **AND** condition C. i (4) as contained in Title Deed No. T000030779/2015 in terms of Section 69 of the Ndlambe Municipality Spatial Planning and Land Use Management By-law; 2015.

**NOTICE NUMBER:58 /2020****ADV. R DUMEZWENI**  
**MUNICIPAL MANAGER**

## LOCAL AUTHORITY NOTICE 93 OF 2020

**PROVINCIAL NOTICE NO 60/2020****EASTERN CAPE PROVINCE****KOUGA MUNICIPALITY (EC 108)****REMOVAL OF RESTRICTIVE CONDITIONS  
&  
DEPARTURE FROM THE ZONING SCHEME PROVISIONS**

Notice is hereby given in terms of Section 93 of the Spatial Planning and Land Use Management By-Law: Kouga Municipality, 2016 that the under mentioned application has been received and is open for inspection at the Kouga Municipality, Planning and

**Nature of application:** An application was received for the Development Department, 16 Woltemade Street, Jeffreys Bay. Motivated objections, if any, against the application, must be lodged in writing to reach the undersigned not later than 30 days after publication of this specific reference to the Erf number.

**ERF 6289 (8) KABELJAUWS ROAD), KABELJAUWS, JEFFREYS BAY**

**Applicant:** G.J. Enslin

following:

The Removal of Restrictive Title Deed Conditions in terms of Section 69 as well as the Departure from the Zoning Scheme provisions in terms of Section 76 of the Spatial Planning and Land Use Management By-Law: Kouga Municipality, 2016 for development purposes on Erf 6289, Kabeljauws, Jeffreys Bay.

**C. DU PLESSIS**  
**MUNICIPAL MANAGER**

**P.O. BOX 21**  
**JEFFREYS BAY**  
**6330**

**For Publication:**

PROVINCIAL GAZETTE

THE KOUGA EXPRESS

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