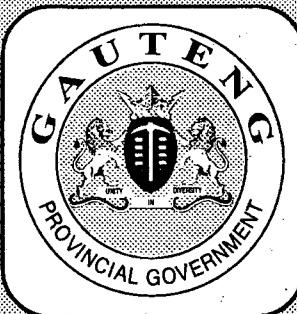


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THE PROVINCE OF  
GAUTENG



DIE PROVINSIE  
GAUTENG

# Provincial Gazette Extraordinary Buitengewone Provinciale Koerant

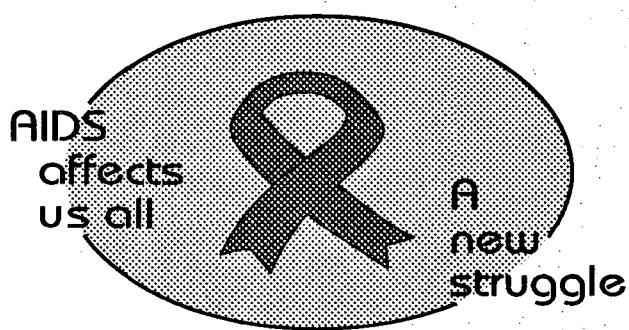
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Vol. 9

PRETORIA, 8 APRIL 2003

No. 120

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DEPARTMENT OF HEALTH

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## LOCAL AUTHORITY NOTICES

### LOCAL AUTHORITY NOTICE 605

#### KUNGWINI LOCAL MUNICIPALITY

#### DECLARATION OF SIX FOUNTAINS TOWNSHIP AS AN APPROVED TOWNSHIP

In terms of Section 103 of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), the Kungwini Local Municipality hereby declares the Township of **Six Fountains** to be an approved township, subject to the conditions as set out in the Schedule hereto.

REF: 15/4/84/3-Six Fountains

#### SCHEDULE

**STATEMENT OF THE CONDITIONS UNDER WHICH THE APPLICATION MADE BY UNIQON WONINGS (PROPRIETARY) LIMITED, HEREINAFTER REFERRED TO AS THE APPLICANT, UNDER THE PROVISIONS OF CHAPTER III OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986) FOR PERMISSION TO ESTABLISH A TOWNSHIP ON PORTION 119 (A PORTION OF PORTION 13), ZWARTKOPPIES 364, REGISTRATION DIVISION JR, THE PROVINCE OF GAUTENG, HAS BEEN GRANTED**

**1. CONDITIONS OF ESTABLISHMENT**

**1.1 NAME**

The name of the township shall be **SIX FOUNTAINS**.

**1.2 DESIGN**

The township shall consist of erven and streets as indicated on General Plan SG No. 8166/2002.

**1.3 PROVISION OF ESSENTIAL ENGINEERING SERVICES**

The applicant must make the necessary arrangements with the Kungwini Local Municipality and/or relevant service provider on behalf of the Kungwini Local Municipality regarding the provision of water, electricity, sanitation as well as the building of roads and stormwater drainage in the township and such services shall comply to the standards of the said Municipality.

**1.4 ENDOWMENT**

The applicant shall in terms of the provisions of Section 63(1)(b) of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986) not be liable for the payment of contributions in respect of the provision of open spaces or parks; provided that, should the intended open space and/or natural area associated with the floodline area and drainage channel situated adjacent to and south of the township not materialise within a period of five years, the applicant or its successors in title shall become liable for the payment of a contribution as contemplated in Section 63(1)(b) of the said Ordinance referred to above.

**1.5 DISPOSAL OF EXISTING CONDITIONS OF TITLE**

All erven shall be made subject to existing conditions and servitudes, where applicable, including entitlement to the right of way servitude over Portion 109 (Portion of Portion 13) of the farm Zwartkoppies No. 364 JR, The Province of Gauteng, as indicated by the figure ABCDEFGHJKuvwxyzA on Diagram SG No. 3625/1999, the latter property held by Deed of Transfer T 75046/99, as well as reservation of rights to minerals, but excluding:

**(a)** The following conditions which do not affect the township or erven in the township:

"A. GEDEELTE 7 van die plaas ZWARTKOPPIES 364 JR, Die Provincie van Gauteng (waarvan die gedeelte hiermee getransporteer 'n deel vorm) is spesiaal onderworpe aan die volgende voorwaardes:

(a) The terms of an order of the Water Court for the district of Pretoria, a copy of which is dated 12th September 1939;

(b) Specially entitled to the condition that the land hereby transferred is entitled to a reasonable right of way over the remaining extent of the south western portion of the aforesaid farm, measuring as such 1082 morgen, 354 Square Roods, held as aforesaid, to the Donkerhoek main road."

**(b)** The following condition which does not affect the township or erven in the township:

"C Further subject to a Servitude in favour of the local authority for municipal services as will more fully appear from Notarial Deed of Servitude No. K3083/1999S dated 23 June 1999."

**(c)** The following correction/endorsement which does not affect the township or erven in the township:

"Die eiendom hierkragtens gehou is onderhewig aan 'n Kraglyn-servituit, 31 meter wyd, ten gunste van die Stadsraad van Pretoria, soos meer volledig sal blyk uit Notariële Akte van Servituit nr K145/93-S".

**(d)** The following servitude which affects Erven 35, 195, 196, 197, 198, 199 and streets in the township only:

"B. EN VERDER ONDERWORPE aan die ewigdurende reg verleen aan die Randwaterraad om water te neem en te vervoer oor of deur die binnegevoerde eiendom deur middel van pypeleidings wat reeds gelê is en wat gelê mag word binne 'n strook grond 2,4283H (Twee Komma Vier Twee Agt Drie) Hektaar soos aangedui deur die figuur ABCDEFGHJKLM op kaart LG A 4946/93 tesame met bykomende regte, soos meer volledig sal blyuit" (lees "blyk") "uit Notariële Akte van Servituit K8137/95S gedateer 22 November 1995."

**1.6 REMOVAL OF LITTER**

The applicant shall at his own expense cause all litter within the township area to be removed to the satisfaction of Kungwini Local Municipality, if and when required to do so.

**1.7 CREATION OF SECTION 21 COMPANY AND TRANSFER OF ERVEN**

**(a)** The applicant shall at his own expense:

(i) Establish a Section 21 Company.

- (ii) Ensure that Erven 193, 194, 195, 196, 197, 198, 199 and 200 be transferred to and be registered in name of the said Section 21 Company.
- (b) The applicant shall ensure that the owners of Erven 1 to 192 on transfer of the said erven in their name be registered as members of the said Section 21 Company and that they remain members as such until they cease to be registered owners of erven within the township.

## 2. CONDITIONS OF TITLE

The erven mentioned below shall be subject to the conditions as indicated, laid down by the Kungwini Local Municipality in terms of the provisions of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986).

### 2.1 ALL ERVEN

- (a) The erf shall be subject to a servitude, 2 m wide, for municipal services (water, sewer, electricity and stormwater) (hereinafter referred to as "the services"), in favour of the local authority, along any two boundaries, except in respect of a street boundary and, in the case of a panhandle erf, an additional servitude for municipal purposes, 2 m wide, over the entrance portion of the erf, if and when required by the local authority.
- (b) No buildings or other structures may be erected within the aforesaid servitude area and no trees with large roots may be planted within the area of such servitude or within a distance of 2 m from it.
- (c) The local authority shall be entitled to temporarily deposit on the land adjoining the aforesaid servitude, any material it excavates during the laying, maintenance or removal of such services and other works which in its discretion it regards necessary, and furthermore the local authority shall be entitled to reasonable access to the said property for the aforesaid purpose, subject to the provision that the local authority shall make good any damage caused during the laying, maintenance or removal of such services and other works.

### 2.2 REGISTRATION OF SERVITUDES

The erven mentioned below, are subject to servitudes in favour of the following parties as indicated on the General Plan:

- (a) Erven 12, 24, 25, 26, 27, 28 and 30.  
The erven are subject to a 4 metre wide sewer and stormwater servitude as indicated on the General Plan in favour of the Kungwini Local Municipality.
- (b) Erven 36 to 41, 43, 44, 50, 51, 56, 57 and 200.  
The erven are subject to a 3 metre wide sewer servitude as indicated on the General Plan in favour of the Kungwini Local Municipality.
- (c) Erf 32.  
The erf is subject to a 3 metre wide sewer and stormwater servitude as indicated on the General Plan in favour of the Kungwini Local Municipality.
- (d) Erf 35.
  - (i) The erf is subject to a 4 metre wide sewer and stormwater servitude along its northern boundary as indicated on the General Plan in favour of the Kungwini Local Municipality.
  - (ii) The erf is subject to a 3 metre wide sewer servitude along its eastern boundary as indicated on the General Plan in favour of the Kungwini Local Municipality.
  - (iii) The erf is subject to a 3 metre wide sewer and stormwater servitude as indicated on the General Plan in favour of the Kungwini Local Municipality.
  - (iv) The erf is subject to a 2 metre wide stormwater servitude as indicated on the General Plan in favour of the Kungwini Local Municipality.
  - (v) The erf is subject to a 2 metre wide sewer servitude along its southern boundary as indicated on the General Plan in favour of the Kungwini Local Municipality.
  - (vi) The erf is subject to a servitude area for essential engineering services as indicated on the General Plan in favour of the Kungwini Local Municipality.
- (e) Erf 194.
  - (i) The erf in its entirety represents a servitude of right of way in favour of Erven 1 to 193 and 195 to 200.
  - (ii) The erf in its entirety represents a servitude for essential engineering services, if and where required, in favour of the Kungwini Local Municipality.
- (f) Erf 200.  
The erf in its entirety represents a servitude area in favour of the Kungwini Local Municipality for purposes of engineering services.

## PLAASLIKE BESTUURSKENNISGEWING 605

### KUNGWINI PLAASLIKE MUNISIPALITEIT

### VERKLARING VAN SIX FOUNTAINS DORP TOT 'N GOEDGEKEURDE DORP

Ingevolge Artikel 103 van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), verklaar die Kungwini Plaaslike Munisipaliteit hiermee die dorp Six Fountains tot 'n goedgekeurde dorp, onderworpe aan die voorwaardes uiteengesit in die bygaande Bylae.

VERW: 15/4/84/3-Six Fountains

### BYLAE

**STAAT VAN VOORWAARDES WAAROP DIE AANSOEK GEDOEN DEUR UNIQON WONINGS (PROPRIETARY) LIMITED, HIerna DIE AANSOEKER GENOEM, INGEVOLGE DIE BEPALINGS VAN HOOFSKU III VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986), OM TOESTEMMING OM 'N DORP OP GEDEELTE 119 ('N GEDEELTE VAN GEDEELTE 13), ZWARTKOPPIES 364, REGISTRASIE AFDELING JR, DIE PROVINSIE VAN GAUTENG, TE STIG, TOEGESTAAAN IS.**

**1. STIGTINGSVOORWAARDES**

**1.1 NAAM**

Die naam van die dorp is SIX FOUNTAINS.

**1.2 ONTWERP**

Die dorp bestaan uit erwe en strate soos aangedui op Algemene Plan LG No. 8166/2002.

**1.3 VOORSIENING VAN NOODSAAKLIKE INGENIEURSDIENSTE**

Die aansoeker moet die nodige reëlings met die Kungwini Plaaslike Munisipaliteit en/of relevante diensverskaffer namens die Kungwini Plaaslike Munisipaliteit tref in sake die voorsiening van water, elektrisiteit, sanitasie asook die konstruksie van strate en stormwater-dreinering in die dorp en sodanige dienste sal voldoen aan die standaarde van die betrokke Munisipaliteit.

**1.4 BEGIFTIGING**

Die aansoeker sal ingevolge die bepalings van Artikel 63(1)(b) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986) nie verantwoordelik wees vir die betaling van begiftigings ten opsigte van oop ruimte of parke nie; met dien verstande dat indien die beoogde oop ruimte en/of natuurlike area geassosieer met die vloedlyngebied en dreiningskanaal geleë aangrensend aan en ten suide van die dorp nie binne 'n periode van vyf jaar materialiseer nie, die aansoeker of sy opvolgers in titel aanspreeklik sal word vir die betaling van 'n begiftiging soos beoog word in Artikel 63(1)(b) van die Ordonnansie hierbo na verwys.

**1.5 BESKIKKING OOR BESTAANDE TITELVOORWAARDES**

Alle erwe moet onderworpe gemaak word aan bestaande voorwaardes en servitute waarvan toepassing, insluitend die reg op 'n reg van weg serwitut oor Gedeelte 109 (Gedeelte van Gedeelte 13) van die plaas Zwartkoppies No. 364 JR, Provincie Gauteng, soos voorgestel deur die figuur ABCDEFGHJKltvwxyzA op Diagram LG No. 3625/1999, die laasgenoemde eiendom gehou deur Akte van Transport T 75046/99, asook die voorbehoud van regte op minerale, maar uitgesondert:

(a) Die volgende voorwaardes wat nie die dorp of erwe in die dorp raak nie:

"A. GEDEELTE 7 van die plaas ZWARTKOPPIES 364 JR, Die Provincie van Gauteng (waarvan die gedeelte hiermee getransporteer 'n deel vorm) is spesiaal onderworpe aan die volgende voorwaardes:

- (a) The terms of an order of the Water Court for the district of Pretoria, a copy of which is dated 12th September 1939;
- (b) Specially entitled to the condition that the land hereby transferred is entitled to a reasonable right of way over the remaining extent of the south western portion of the aforesaid farm, measuring as such 1082 morgen, 354 Square Roods, held as aforesaid, to the Donkerhoek main road."

(b) Die volgende voorwaarde wat nie die dorp of erwe in die dorp raak nie:

"C Further subject to a Servitude in favour of the local authority for municipal services as will more fully appear from Notarial Deed of Servitude No. K3083/1999S dated 23 June 1999."

(c) Die volgende korreksie/endossement wat nie die dorp of erwe in die dorp raak nie:

"Die eiendom hierkragtens gehou is onderhewig aan 'n Kraglyn-serwitut, 31 meter wyd, ten gunste van die Stadsraad van Pretoria, soos meer volledig sal blyk uit Notariële Akte van Serwitut nr K145/93-S".

(d) Die volgende serwitut wat slegs Erwe 35, 195, 196, 197, 198, 199 en strate in die dorp raak:

"B. EN VERDER ONDERWORPE aan die ewigdurende reg verleen aan die Randwaterraad om water te neem en te vervoer oor of deur die binnengenoemde eiendom deur middel van pyleidings wat reeds gelê is en wat gelê mag word binne 'n strook grond 2,4283H (Twee Komma Vier Twee Agt Drie) Hektaar soos aangedui deur die figuur ABCDEFGHJKLM op kaart LG A 4946/93 tesame met bykomende regte, soos meer volledig sal bluit" (lees 'blyk') "uit Notariële Akte van Serwitut K8137/95S gedateer 22 November 1995."

**1.6 VERWYDERING VAN ROMMEL**

Die aansoeker moet op eie koste alle rommel binne die dorpsgebied laat verwyder tot tevredenheid van die Kungwini Plaaslike Munisipaliteit, indien en wanneer vereis word.

**1.7 STIGTING VAN ARTIKEL 21 MAATSKAPPY EN OORDRAG VAN ERWE**

(a) Die aansoeker sal op eie koste:

- (i) 'n Artikel 21 Maatskappy stig.
  - (ii) Sorg dra dat Erwe 193, 194, 195, 196, 197, 198, 199 en 200 oorgedra en geregistreer word in naam van die vermelde Artikel 21 Maatskappy.
  - (b) Die aansoeker sal sorg dra dat die eienaars van Erwe 1 tot 192 tydens oordrag van die erwe in hul naam, geregistreer word as lede van die Artikel 21 Maatskappy en dat hulle sodanig as lede sal aanbly totdat hulle nie meer geregistreerde eienaars van erwe in die dorp is nie.
- 2. TITELVOORWAARDES**
- Die erwe hieronder genoem, is onderworpe aan die voorwaardes soos aangedui, opgelê deur die Kungwini Plaaslike Munisipaliteit ingevolge die bepalings van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986).
- 2.1 ALLE ERWE**
- (a) Die erf is onderworpe aan 'n serwituit, 2 m wyd, vir munisipale dienste (water, riool, elektrisiteit en stormwater) (hierna "die dienste" genoem), ten gunste van die plaaslike bestuur, langs enige twee grense, uitgesonderd 'n straatgrens en, in die geval van 'n pypsteelerf, 'n addisionele serwituit vir munisipale doeleindes, 2 m wyd, oor die toegangsgedeelte van die erf, indien en wanneer die plaaslike bestuur dit verlang.
  - (b) Geen geboue of ander strukture mag binne die voornoemde serwituitgebied opgerig word nie en geen grootwortelbome mag binne die gebied van sodanige serwituit of binne 'n afstand van 2 m daarvan geplant word nie.
  - (c) Die plaaslike bestuur is daarop geregtig om enige materiaal wat deur hom uitgegrawe word tydens die aanleg, onderhoud of verwydering van sodanige dienste en ander werke wat hy na goeddunke noodsaaklik ag, tydelik te plaas op grond wat aan die voornoemde serwituit grens, en voorts is die plaaslike bestuur geregtig op redelike toegang tot genoemde grond vir die voornoemde doel, onderworpe daaraan dat die plaaslike bestuur enige skade vergoed wat gedurende die aanleg, onderhoud of verwydering van sodanige dienste en ander werke veroorsaak word.
- 2.2 REGISTRASIE VAN SERWITUTE**
- Die erwe hieronder vermeld is onderhewig aan serwitute ten gunste van die volgende partye soos aangedui op die Algemene Plan:
- (a) Erwe 12, 24, 25, 26, 27, 28 en 30.  
Die erwe is onderhewig aan 'n 4 meter wye riool- en stormwaterserwituit soos aangedui op die Algemene Plan ten gunste van die Kungwini Plaaslike Munisipaliteit.
  - (b) Erwe 36 tot 41, 43, 44, 50, 51, 56, 57 en 200.  
Die erwe is onderhewig aan 'n 3 meter wye rioolserwituit soos aangedui op die Algemene Plan ten gunste van die Kungwini Plaaslike Munisipaliteit.
  - (c) Erf 32.  
Die erf is onderhewig aan 'n 3 meter wye riool- en stormwaterserwituit soos aangedui op die Algemene Plan ten gunste van die Kungwini Plaaslike Munisipaliteit.
  - (d) Erf 35.
    - (i) Die erf is onderhewig aan 'n 4 meter wye riool- en stormwaterserwituit langs die noordelike grens soos aangedui op die Algemene Plan ten gunste van die Kungwini Plaaslike Munisipaliteit.
    - (ii) Die erf is onderhewig aan 'n 3 meter wye rioolserwituit langs die oostelike grens soos aangedui op die Algemene Plan ten gunste van die Kungwini Plaaslike Munisipaliteit.
    - (iii) Die erf is onderhewig aan 'n 3 meter wye riool- en stormwaterserwituit soos aangedui op die Algemene Plan ten gunste van die Kungwini Plaaslike Munisipaliteit.
    - (iv) Die erf is onderhewig aan 'n 2 meter wye stormwaterserwituit soos aangedui op die Algemene Plan ten gunste van die Kungwini Plaaslike Munisipaliteit.
    - (v) Die erf is onderhewig aan 'n 2 meter wye rioolserwituit langs die suidelike grens soos aangedui op die Algemene Plan ten gunste van die Kungwini Plaaslike Munisipaliteit.
    - (vi) Die erf is onderhewig aan 'n serwituitgebied vir noodsaaklike ingenieursdienste soos aangedui op die Algemene Plan ten gunste van die Kungwini Plaaslike Munisipaliteit.
  - (e) Erf 194.
    - (i) Die erf in sy geheel verteenwoordig 'n serwituit van reg van weg ten gunste van Erwe 1 tot 193 en 195 tot 200.
    - (ii) Die erf in sy geheel verteenwoordig 'n serwituit vir noodsaaklike ingenieursdienste indien en waar benodig ten gunste van die Kungwini Plaaslike Munisipaliteit.
  - (f) Erf 200.  
Die erf in sy geheel verteenwoordig 'n serwituitgebied ten gunste van die Kungwini Plaaslike Munisipaliteit vir doeleindes van ingenieursdienste.

**LOCAL AUTHORITY NOTICE 606****PERI-URBAN AREAS AMENDMENT SCHEME 381**

The Kungwini Local Municipality hereby, in terms of the provisions of Section 125(1) of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), declares that it has approved an amendment scheme being an amendment of the Peri-Urban Areas Town Planning Scheme, 1975, comprising the same land as included in the township of Six Fountains.

Map 3 and the scheme clauses of the amendment scheme are filed at the offices of the Kungwini Local Municipality.

This amendment is known as Peri-Urban Areas Amendment Scheme 381.

Municipal Manager  
Kungwini Local Municipality  
PO Box 40  
BRONKHORSTSPRUIT  
1020

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**PLAASLIKE BESTUURSKENNISGEWING 605****BUITESTEDELIKE GEBIEDE WYSIGINGSKEMA 381**

Die Kungwini Plaaslike Munisipaliteit verklaar hiemee, ingevolge die bepalings van Artikel 125(1) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), dat dit 'n wysigingskema, synde 'n wysiging van die Buitestedelike Gebiede Dorpsbeplanningskema, 1975, wat uit dieselfde grond as die dorp Six Fountains bestaan, goedgekeur het.

Kaart 3 en die skemaklousules van die wysigingskema word in bewaring gehou by die kantore van die Kungwini Plaaslike Munisipaliteit.

Hierdie wysiging staan bekend as Buitestedelike Gebiede Wysigingskema 381.

Munisipale Bestuurder  
Kungwini Plaaslike Munisipaliteit  
Posbus 40  
BRONKHORSTSPRUIT  
1020

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