

THE
Provincial Gazette
OF
KwaZulu-Natal

DIE
Provinsiale Koerant
VAN
KwaZulu-Natal

IGazethi
YESIFUNDAZWE
saKwaZulu-Na

Published by Authority
(Registered at the post office as a newspaper)

Op Gesag Uitgegee
(As 'n nuusblad by die poskantoor geregistreer)

Ishicilelwe ngegunya
(Irejistiwe njengephephandaba epo

No. 5407

ULWESINE, 10 FEBHUWARI

2000

Izaziso ezihunyushwe noma ezihlolwe uPhiko Lwemisebenzi yeziLimi zikhonjiswe ngaloluphawu †.

No.

Ikhasi

IMIKHANGISO

Ezingxubevange (bheka uhlu oluseceleni, ekhasini 164)

No. 5407 THURSDAY, 10 FEBRUARY 2000

Notices which have been translated or checked by the Language Services Division are indicated by a †.

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No. 5407 DONDERDAG, 10 FEBRUARIE

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No.

MUNISIPALE KENNISGEWING

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| 19 | Scottburgh/Umzinto-Noord POR: Verordeninge betrefende die Dryf van die Besigheid van Straathandelaars/Venter of Smous |
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ADVERTENSIES

Diverse (kyk afsonderlike bladwyser, bladsy 164)

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PROVINCIAL NOTICES — PROVINSIALE KENNISGEWINGS — IZAZISO ZESIFUNDAZWE

THE following notices are published for general information.

ONDERSTAANDE kennisgewings word vir algemene inligting gepubliseer.

O.E.H.M. NXUMALO
Director-General

O.E.H.M. NXUMALO
Direkteur-generaal

Natalia
Longmarket Street
Pietermaritzburg
10 February 2000

Natalia
Langmarkstraat
Pietermaritzburg
10 Februarie 2000

IZAZISO ezilandelayo zikhishelwe ulwazi lwawonke uwonke.

O.E.H.M. NXUMALO
Umqondisi-Jikelele

Natalia
Longmarket Street
Pietermaritzburg
10 Febhuwari 2000

No. 35, 2000

10 February 2000

KWAZULU-NATAL TENDER BOARD TENDERS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

1. Please note that tender requests can be made via facsimile (v/z. 033-3426737) for all documents available from the Procurement Administration Office: Pietermaritzburg as well as via e-mail. The e-mail address is as follows: Internet:zulug@finance.kzntl.gov.za.
2. Tenders must be on the official tender form which shall be completed in all respects and all information must be supplied as stipulated in the tender document.
3. Tenders must be submitted in separate sealed envelopes.
4. Separate envelopes must be used for each tender invitation.
5. The address, tender number and closing date must be endorsed on the back of the envelope.
6. The name and address of the tenderer must be endorsed on the back of the envelope.
7. All Tender Board contract awards are subject to appeals being lodged (if any) and letters of acceptance being issued.

SUPPLY:

Tender number:

Closing date:

Time:

Documents available from:

Provision of security at Development Centre — Eston Road — Umbumbulu
ZNT 1151 SW

06 April 2000

11:00

Procurement Administration, 194 Longmarket Street, ABSA Building,

4th Floor, PIETERMARITZBURG, 3200

Tel.: 033-3428191, Fax: 033-3426737

Gladys Zulu

OR

Procurement Administration Building, Ulundi, Ulundi Administrative Building,

1st Floor, Area No. 2

Tel.: 035-8743146, Fax: 035-8743158

Monica Shange

V. Moodley/A. Raghubir

Tel.: 031-336 8700

Contact person:

Contact person:

Enquiries:

Compulsory site inspection:

Date:

Venue:

Contact person:

Time:

17 February 2000

Development Centre — Eston Road — Umbumbulu

V. Moodley

Tel.: 031-336 8700

11h00

SUPPLY:

Tender number:

Closing date:

Time:

Documents available from:

Provision of security services at Midlands Regional Office — Ladysmith

ZNT1152 SW

6 April 2000

11:00

Procurement Administration Office, 194 Longmarket Street, United Building,

4th Floor, Pietermaritzburg

Tel.: 033-3428191, Fax: 033-3426737

Gladys Zulu

OR

Procurement Administration Building, Ulundi, Ulundi Administrative Building,

1st Floor, Area No. 2

Tel.: 035-8743146, Fax: 035-8743158

Monica Shange

B. V. Khuzwayo/L. F. N. Nkosi

Tel.: 035-8743830

Contact person:

Contact person:

Enquiries:

Compulsory site inspection:

Date:

Venue:

18 February 2000

Pieters — Ladysmith

Contact person: B. V. Khuzwayo
Tel.: 035-8743830
Time: 11h00

SERVICE: Provision of security services at Zakhe Place of Safety
Tender number: ZNT 1132 SW
Closing date: 6 April 2000
Time: 11:00
Documents available from: Procurement Administration Office, 194 Longmarket Street, United Building,
4th Floor, Pietermaritzburg
Tel.: 033-3428191, Fax: 033-3426737

Contact person: Gladys Zulu
OR
Procurement Administration Building, Ulundi, Ulundi Administrative Building,
1st Floor, Area No. 2
Tel.: 035 -8743146, Fax: 035-8743158

Contact person: Monica Shange
Enquiries: Miss T. Cele
Tel.: 031-7076565

Award of tenders

*NB: All Tender Board contract awards are subject to appeals being lodged (if any) and letters of acceptance being issued.

SERVICE: Installation and maintenance of telephones at the Department of Transport Head Office
Tender number: ZNT1223 T
Contractor: Comms Cabling

SERVICE: Security Service Tenders: Various Institutions
Tender number: ZNT 4005/99 H, ZNT4210/99 H, ZNT4255/99 H, ZNT 4365/99 H, ZNT4535/99 H, ZNT4595/99 H, ZNT4120/99 H, ZNT4520/99 H, ZNT4530/99 H, ZNT4540/99 H, ZNT 4237/99 H, ZNT 4495/99 H, ZNT 4640/99 H, ZNT 4465/99 H, ZNT4600/99 H, ZNT 4095/99 H, ZNT4215/99 H, ZNT 4505/99 H, ZNT4285/99 H, ZNT 4300/99 H, ZNT 4310/99 H, ZNT4340/99 H, ZNT4525/99 H, ZNT 4305/99 H, ZNT4490/99 H, ZNT 4350/99 H, ZNT 4385/99 H, ZNT4570/99 H, ZNT4625/99 H
Cancelled

SERVICE: Gardens and Grounds maintenance: St Apollinaris Hospital
Tender number: ZNT 2560/99 H
Cancelled

SERVICE: Gardens and Grounds Tenders and Continuous Stationery Tender
Tender number: ZNT 2245/99 H, ZNT2495/99 H, ZNT2510/99 H, ZNT 2640/99 H, ZNT 5016/99 H, ZNT 2365/99 H
Cancelled

SERVICE: Use of Courier Services for ISS Forms to Pretoria
Tender number: ZNT 3017/99 T
Cancelled

SERVICE: Cleaning Service: Mahatma Gandhi Hospital
Tender number: ZNT 3385/99 H
Cancelled

SERVICE: Cleaning Service: Stanger Hospital
Tender number: ZNT 3570/99 H
Cancelled

SERVICE: Upgrading of existing water supply: St Apollinaris Hospital
Tender number: ZNT 1100 W
Contractor: Town and Around cc

SERVICE: Supply of one multimedia projector
Tender number: ZNT 1150 W
Contractor: ETA Audiovisual (Pty) Ltd

SERVICE: Supply of Furniture
Tender number: ZNT 1118 SW
Contractor: Regency Office Furniture

No. 36, 2000

10 February 2000

DEPARTMENT OF TRANSPORT
KWAZULU-NATAL

Award of tenders

SERVICE:
Tender number:Cash in transit services for Road Traffic Inspectorate Rossburgh
ZNT 3032/99 T
CancelledSERVICE:
Tender number:Maintenance free high cycle vehicle batteries
ZNT 2720/99 T
Deltec Power Distribution

No. 37, 2000

10 February 2000

KWAZULU-NATAL: DEPARTMENT OF TRADITIONAL AND LOCAL GOVERNMENT AFFAIRS

Award of tenders

*NB: All Department of Traditional and Local Government Affairs contract awards are subject to appeals being lodged (if any) and letters of acceptance being issued.

SERVICE:
Tender number:
Contractor:Data cabling and components: S. B. Bourquin Building
ZNT 1132/98-LG
Vuwani Natal Computer Solutions

MUNICIPAL NOTICES — MUNISIPALE KENNISGEWINGS — IZAZISO ZIKA

M.N. 18, 2000

UMTAMVUNA/PORT EDWARD

TRANSITIONAL LOCAL COUNCIL

THE Umtamvuna/Port Edward Transitional Local Council, acting under the authority of section 6.A. of the Businesses Act (Act No. 18 of 1995), made the following Bylaws which shall come into operation on the date of publication hereof.

1. DEFINITIONS

1.1 In these bylaws, except as otherwise expressly provided, or unless the context otherwise requires:

“Act” means the Business Act, 1991 (Act No. 71 of 1991) as amended by Act 186 of 1993, and includes the Regulations made thereunder;

“Admiralty reserve” means the strip of state owned land, generally 150 ft wide, that runs parallel to the landward mark within the jurisdiction area of the Umtamvuna/Port Edward Transitional Local Council and as defined in the regulations between the Transitional Local Council and National Government;

“Animals” means any live animal including poultry, cattle, sheep, goats, pigs, domesticated animals, wild animals, and any animal dealt in for the purpose of sale;

“Approval” means approval by the authorised official;

“Area” means the area of jurisdiction of the Umtamvuna/Port Edward Transitional Local Council;

“Authorised Official or Officer” means an official of the Umtamvuna/Port Edward Transitional Local Council to whom the Council has delegated that duty, function or power under these bylaws, in relation to the exercise or performance of that duty, function or power, or an employee acting under the control and direction of such official and also —

— a traffic officer appointed in terms of section 3 of the Road Traffic Act, 1989 (Act No. 29 of 1989); or

— a member of the South African Police Service as defined in section 5(2) of the South African Police Services Act, 1995; or

— a peace officer contemplated by section 334 of the Criminal Procedure Act, 1977 (Act No. 51 of 1977);

“Business” means “Street trading”;

“Business Site” means any site at which the business of street trader, vendor, pedlar or hawker is carried on;

“Carry on business” includes the opening or keeping open of any premises for such purpose;

“Council” means the Umtamvuna/Port Edward Transitional Local Council and includes a committee or official of the Council to whom it has delegated that duty, function or power;

“Demarcated stand or areas” means stands or areas, demarcated by the Umtamvuna/Port Edward Transitional Local Council;

“Food preparation facility” means apparatus, machinery or equipment intended to be used for the preparation of food;

“Food and article of food” means any animal product, fish, fruit, vegetable, condiment, spice, bread, confectionary, or any article or thing whatsoever in any form or stage of preparation and however packed where it is intended or ordinarily consumed;

“Garden or park” means a garden or park to which the public has a right of access;

“Goods” includes anything which is sold, or is offered for sale, or is exhibited, or is kept for the purpose of sale, stock and also work done or the service customarily rendered by clothes repairers, shoemakers or cobblers, dyers, hairdressers or barbers, car washers, persons indicating vacant parking places for vehicles or persons offering to load or unload for a fee, or exhibiting skills such as dancing, singing and other activities or services for monetary reward;

“Health Hazard” means any thing or event whatsoever which relates to street trading and is, in the opinion of an authorised official, dangerous or potentially dangerous to the health, physical well being or life of human beings and includes broken glass, oil, fumes, slippery deposits on road surfaces, sewage overflow or open sewage pits, agents which may cause serious pollution, decaying goods, refuse or litter, human or animal hair, untreated hides, poisonous substances, open and uninsulated areas, or other similar substances or materials;

“High-water mark” means the highest point reached by the water of the sea during ordinary storms occurring during the year, excluding exceptional or abnormal floods;

“Live Animal” means any live animal, including any reptile, insect, bird, fish or amphibian;

“Litter” includes any receptacle, container or other object or matter discarded or abandoned by a street trader, vendor, or his customers, or left behind by him or them;

“Local Authority” means the Umtamvuna/Port Edward Local Council and includes, in relation to duty, function or power, a committee or official of the Council to whom it has delegated that duty, function, or power, and Local Authority meaning;

“Local Authority Service” means any service conducted by or on behalf of any Local Authority in respect of the treatment or disposal of refuse, sewage or storm water or for the generation, impounding, storage, purification or supply of water and electricity;

“Local Authority Service Works” means all property or works of whatsoever nature which may be necessary or convenient for any Local Authority Service;

“Nuisance” bears the meaning given to it by the Ordinance and means any condition, thing, act or omission which is or which leads to prejudice the safety, good order, peace or health of the area or part thereof, or the rights of residents, peace or quiet of any neighbourhood within the area and includes any act, exhibition or publication contrary to public morals;

“Official gazette” means *Provincial Gazette*;

“Ordinance” means the Local Authorities Ordinance, 1974 (Ordinance 25 of 1974) (as amended);

“Premier” means the Premier of the Province of KwaZulu-Natal;

"Prescribed" means prescribed by the Council by resolution;

"Property" in relation to a street trade, means any goods, receptacle, stand or structure used or intended to be used in connection with the carrying on of the business as such and includes a vehicle intended for the purpose;

"Public place" means a public place as defined in section 1 of the Ordinance; and also means a shopping mall, passage or arcade, as well as any public or private open space;

"Public road" means a public road as defined in section 1 of the Road Traffic Act, 1989 (Act No. 29 of 1989) (as amended) and also means any road, street, thoroughfare or any other place (whether a thoroughfare or not) which is commonly used by the public, or a section thereof has a right of access and includes —

- (a) the pavement, verge or sidewalk of any such road, street or thoroughfare;
- (b) any bridge, ferry or drift traversed by any such road, street or thoroughfare; and
- (c) any other work or object forming part of or connected with or belonging to such road, street or thoroughfare;

"Prohibited area" means any place declared, or to be declared under section A(2) of the Act by resolution of the Umtamvuna/Port Edward Transitional Local Council, to be an area in which street trading may be prohibited;

"Public building" means a building occupied or owned solely by the State or the Umtamvuna/Port Edward Transitional Local Council;

"Restricted area" means any place declared under section 6A(2) of the Act by resolution of the Umtamvuna/Port Edward Transitional Local Council to be an area in which street trading may be restricted;

"Roadway" means a roadway as defined in section 1 of the Road Traffic Act of 1989;

"Sell" or "trade" includes supply to and also —

- (a) barter, exchange or hire out;
- (b) display, expose, offer or prepare for sale;
- (c) store with a view to sell; or
- (d) provide a service or act for reward,

and "sale" has a corresponding meaning;

"Service" includes any advantage or gain for consideration or reward;

"Sidewalk" means a sidewalk as defined in Section 1 of the Road Traffic Act;

"Street trader" means a person who carries on the business of street trading and includes a street vendor, pedlar or hawker;

"Street trading or hawking" means the selling of any goods (perishable or not and including a living thing, live animal or livestock) or the supplying or offering to supply and service for reward, as street trader, vendor, informal trade, pedlar or hawker in a public road or public place but does not include the sale of newspapers only;

"Vehicle" includes —

- (a) a self propelled vehicle;
- (b) a trailer;
- (c) a hand-drawn or propelled vehicle, and includes any device designed or adopted to travel or move on one or more wheels;

"Verge" means a verge as defined in section 1 of the Road and Traffic Act, 1989.

1.2 In these bylaws, unless the context otherwise indicates, any word or expression defined in the Act shall bear the meaning given to it.

1.3 For the purposes of these bylaws a single act of offering for sale or of selling goods, food or services in or from a public road or public place constitutes the carrying on of the business of a street trader, vendor, pedlar or hawker.

1.4 For the purpose of these bylaws any reference to the male gender shall *ipso facto* include the female gender and *vice versa*.

1.5 For the purpose of these bylaws a reference to a person carrying on the business of street trader, vendor, pedlar or hawker shall include any employees or any such person.

2. RIGHT TO TRADE

2.1 Subject to the provisions of section 3 and 4 and any other law, street trading is permitted, except in so far as such trading is restricted or prohibited by any provisions of these bylaws.

2.2 Any person desiring to carry on the business of a street trader shall be required annually to register with the Council, and shall —

2.2.1 comply with these and all regulations;

2.2.2 make application for an annual permit to be issued at a fee which may be determined from time to time by the Council.

3. PROHIBITIONS

No person shall carry on the business of a street trader —

3.1 on a stand or in any area other than a demarcated and/or numbered area and shall be in possession of proof that he has hired such stand or area from the Council or that it has otherwise been allocated to him;

3.2 on a verge contiguous to a building in which trade is being conducted by persons who solely or mainly sell goods of the same or similar nature as that of the street trader, without the prior written consent of the person who conducts such trade in the building;

3.3 on a stand or in a any area other than as is reflected in the Schedule annexed hereto marked Annexure A and the areas depicted on the Map annexed hereto marked Annexure B.

4. RESTRICTIONS AND GENERAL CONDUCT

A person carrying on the business of a street trader —

4.1 shall not place his property on a verge or public place, except for the purpose of commencing to trade in a permitted area;

4.2 shall at all times be in possession of proof that he has been issued with the permit referred to in section 2.2.2 hereof and that such stand has been allocated to him;

4.3 shall ensure that his property does not cover an area of the designated section, which is greater in extent than six (6) square metres, unless written permission for a greater area can be obtained from the Council;

4.4 shall not place or stack his property in such a manner so that it constitutes a danger to any person or is likely to injure any person, and/or property, or constitute a nuisance or a health hazard;

4.5 shall carry on his business in such a manner as not to be a danger or threat to public health or public safety;

4.6 shall on conducting business for the day, remove his property to a place which is not part of a public road or public place and has been approved by the Council;

- 4.7 shall not display his goods, food or other property on a building or other private property, without the prior written consent of the owner, occupier or person in control of such building or property;
- 4.8 shall on request by an authorised official or any supplier of telecommunication or electricity or other services, move his property so as to permit the carrying out of any work in relation to a public road, public place or any such service;
- 4.9 shall not attach any object by any means to any building, structure, pavement, tree, parking metre, lamp post, electricity pole, telephone booth, post box, traffic sign, bench or any other street furniture in or on a public road or public place;
- 4.10 shall not make a fire other than with the written approval of the Council or in an area officially designed for that purpose;
- 4.11 shall not store his property in a manhole or stormwater drain;
- 4.12 shall not display any advertising sign on or from his property without written consent of the Council;
- 4.13 shall not in any way obstruct free access to any service, or service works provided by the Council, the State or any Statutory Body, and —
 - 4.13.1 shall not sleep overnight at the place of such a business; or
 - 4.13.2 shall not erect any structure for the purpose of providing shelter (other than a device which operates in the same manner as, and is shaped like, an umbrella) without the prior written approval of the Council if such business is conducted on any public road or public place;
- 4.14 shall not carry on such business in such a manner as to —
 - 4.14.1 create a nuisance; or
 - 4.14.2 damage or deface the surface of any public road or public place or any public or private property; or
 - 4.14.3 create a traffic hazard;
- 4.15 shall not accumulate, dump store or deposit or cause or permit to be accumulated, dumped, stored or deposited any litter on any land or premises or on any public place, other than in a refuse receptacle approved or provided by the Council;
- 4.16 shall not obstruct or interfere with the ability of persons using a sidewalk to view the goods displayed behind a shop display window or obscure such goods from view;
- 4.17 shall not interfere with or obstruct access to a sidewalk, pedestrian crossing, parking or loading bays, or other facilities for vehicular or pedestrian traffic including a pedestrian arcade or mall;
- 4.18 shall not carry on business in a place or area in contravention of any restrictions imposed by the Council resolution in terms of section 6.A.(2)(a) of the Act;
- 4.19 shall not obstruct access to or the use of street furniture such as a bus passenger bench or shelter and queuing lines, refuse disposal bins and other facilities designed for the use of the general public;
- 4.20 shall not obscure any road traffic sign displayed in terms of the Road Traffic Act, 1989 and regulations made thereunder or any making, notice or sign displayed or made in respect of these bylaws;
- 4.21 shall not solicit business at any place outside the area allocated to him in terms of section 3.1. of these bylaws;
- 4.22 shall not trade in, sell or display any live animal.

5. RESTRICTION ON TRADING AND TRADING AREAS

No person shall trade in any areas other than those areas depicted in Annexure A and B hereof.

6. SIGNS INDICATING RESTRICTIONS AND AREAS

The Council may by resolution, after consultation with a Street Trader Forum or any duly authorised representatives thereof, prescribe and display signs, markings or other devices indicating —

- 6.1 specified hours, places, goods, food or services in respect of which street trading is restricted;
- 6.2 the boundaries of a stand or area set apart for the purpose of street trading under section 6A(3) (b) of the Act;
- 6.3 the fact that any such stand or area has been let or otherwise allocated.

7. CLEANLINESS

A street trader shall —

- 7.1 daily remove from any public road or place at the conclusion of each trading day or at the conclusion of trading, all goods, property, structures, waste, packaging material, stock and equipment of whatsoever nature which are utilized in connection with such trading, unless prior written consent and approval exempting him therefrom has been given by the Council;
- 7.2 carry on his business in such a manner so as not to be a danger or hazard to health or public safety;
- 7.3 at the request of an officer or an employee of the Council move or remove anything so that the place of business may be cleaned;
- 7.4 keep the area or stand occupied by him for the purpose of his business as well as his property in a clean and sanitary condition and free of litter or refuse;
- 7.5 if his activities involve the cooking or other preparation of food, take steps to ensure that no fat, oil or other substance drops or overflows onto the surface of a sidewalk or the road, or splashes against a building or other structure.

8. TRADING IN PARKS AND GARDENS

No street trader shall carry on business in a garden or park to which the public has the right of access except with the prior written approval from the Council or its authorised official and in compliance with any conditions imposed when granting such consent.

9. OBJECTS USED FOR DISPLAY OF GOODS

A street trader shall ensure that any structure, container, surface or other object used for the preparation, display, storage or transportation of goods —

- 9.1 is maintained in a good state of repair and in a clean and sanitary condition; and
- 9.2 is not so placed or stacked so as to constitute a danger to any person/s which is likely to injure any such person.

10. REMOVAL AND IMPOUNDMENT

10.1 For the purpose of this bylaw goods includes any receptacle, vehicle or movable structure.

10.2 An authorised official, may remove and impound any goods —

- 10.2.1 which he reasonably suspects is being used or have been used in connection with the unauthorised or unlawful carrying on any business of a street trader; and
- 10.2.2 which he finds at a place where the carrying on of such business is prohibited or restricted in terms of these bylaws and which in his opinion constitutes an infringement of any provision hereof,

whether or not such goods are in the possession or under the control of any person at the time of such removal or impoundment.

10.3 Any authorised official acting in terms of section 10.2 hereof shall, except in the case of goods which have been left or abandoned, issue to the person from whom they were removed a receipt for any goods so removed and impounded.

10.4 Neither the Council nor a councillor, authorised official or officer or employee of the Council shall be liable for any loss of or damage to any goods removed and impounded in terms of this section.

11. DISPOSAL OF IMPOUNDED GOODS

Any vehicle, movable structure, food, goods or receptacle removed and impounded in terms of section 10, shall be disposed of in the manner set forth in Regulations published in this regard from time to time.

12. DELEGATION

Whenever any power, duty or function is imposed by, or under these regulations, upon the Local Authority, it may delegate or assign in writing any such power, duty or function to any person in its employ subject to such conditions as the Council may deem necessary.

13. GENERAL OFFENCES AND PENALTIES

13.1 Any person who —

13.1.1 contravenes or fail to comply with any provision of these bylaws;

13.1.2 ignores, disregard or disobeys any notice, sign or marking displayed or erected for the purpose of these bylaws;

13.1.3 contravenes or fails to comply with any approval or condition granted or imposed in terms of these bylaws;

13.1.4 for the purpose of these bylaws makes a false statement knowing it to be false in a material particular or deliberately furnished false or misleading information to an authorised official or officer; or

13.1.5 threatens resists, interferes with or obstructs any authorised official, officer or employee of the Council in the performance of his powers, duties or functions under these bylaws,

shall be guilty of an offence and on conviction be liable to a fine or imprisonment for a period not exceeding three months.

14. VICARIOUS RESPONSIBILITY OF PERSONS CARRYING ON BUSINESS

When any person performs any act or omits to do any act which is an offence in terms of these bylaws, the employer of such person shall be deemed to have performed the act, unless he satisfies the Court that —

14.1 he neither connived at, nor permitted the act or omission by the employee concerned;

14.2 he took all reasonable steps to prevent the act or omission;

14.3 an act or omission, whether lawful or unlawful, of the nature charged, on no condition or under no circumstances fell within the scope of the authority or employment of the employee concerned, and the fact that the said person issued instructions whereby an act or omission of that nature shall not in itself be sufficient proof that he took all reasonable steps to prevent the act or omission.

15. VICARIOUS RESPONSIBILITY OF EMPLOYEES

When a person carrying on the business of street trading is by virtue of section 14 liable for an act or omission by the employee of that person, that employee shall also be liable as if he was the owner of the business concerned.

16. RIGHT TO AMEND

The Council reserves the right to amend or repeal the above regulations at its discretion.

SCHEDULE A

1. Notice is hereby given in terms of section 6A(2)(a) of the Business Act (Act No. 71 of 1991) that the Umtamvuna/Port Edward Transitional Local Council declares that the following areas are the only in which the carrying on of the business of street vendor, pedlar or hawker is permitted:

1. Notice is hereby given in terms of Section A (2)(a) of the Business Act (Act No 71 of 1991) that the Umtamvuna/Port Edward Transitional Local Council declares that the following areas are the only in which the carrying on of the business of street vendor, pedlar or hawker is permitted:

1.1 Taxi Rank — Port Edward

1.2 Silver Beach — two demarcated areas

1.3 Koelwaters Beach Area — demarcated area

1.4 T.O. Strand Parking Area — demarcated area

1.5 Peter Pan Parking Area — demarcated area

1.6 Kidds Beach — two demarcated areas

1.7 Glenmore Beach — two demarcated areas

1.8 Palm Beach — two demarcated areas

1.9 Privately owned stands zoned for business in terms of the Town Planning Scheme in operation, with the explicit consent of the owner.

2. The following areas as detailed hereunder are designed for the purpose of operating one vending cart per demarcated area for the preparation and sale of foodstuffs.

2.1 Silver Beach (one) — Government Reserve

2.2 T.O. Strand (one) — Lot 748 Leisure Bay

2.3 Peter Pan (one) — Government Reserve

2.4 Palm Beach (one) — Government Reserve

M.N. 19, 2000

10 February 2000

M.K. 19, 2000

10 Februarie 2000

THE Scottburgh/Umzinto North Transitional Local Council, with the approval of the Minister of Economic Affairs and Tourism (KwaZulu-Natal), has, in terms of section 6A(1)(a) of the Businesses Act, 1991 (Act No. 71 of 1991), made the following bylaws which shall come into operation on the date of publication of this notice.

S. A. RODE
Chief Executive/Town Clerk

DIE Scottburgh/Umzinto-Noord Plaaslike Oorgangsraad, met die goedkeuring van die Minister van Ekonomiese Sake en Toerisme (KwaZulu-Natal), het, kragtens artikel 6A(1)(a) van die Wet op Besighede, 1991 (Wet No. 71 van 1991), onderstaande verordeninge wat op die publikasiedatum van hierdie kennisgewing in werking tree, uitgevaardig.

S. A. RODE
Uitvoerende Hoof/Stadsklerk

SCOTTBURGH/UMZINTO NORTH
TRANSITIONALLOCAL COUNCIL

BYLAWS RELATING TO THE CARRYING ON OF THE
BUSINESS OF STREET VENDOR, PEDLAR OR HAWKER

1. Definitions

- (1) In these bylaws, except as otherwise expressly provided or unless the context otherwise indicates —

"Act" means the Businesses Act, 1991 (Act No. 71 of 1991), as amended, and includes the regulations made thereunder;

"carry on business" includes the opening or keeping open of any premises for such purpose;

"Council" means the Council of the Scottburgh/Umzinto North Transitional Local Council and includes, in relation to a duty, function or power under these bylaws, a Committee or official of the Council to whom it has delegated that duty, function or power;

"dangerous weapon" means any object which in the opinion of an officer is designed as a means of attack or defence or is likely to cause serious bodily harm if it were used to commit an assault;

"licence" in relation to a business means a licence referred to in 2(3) of the Act;

"litter" includes any receptacle, container or other object or matter discarded or abandoned by a trader or his customers or left behind by him or them;

"local authority service" means any system conducted by or on behalf of a local authority for the collection, conveyance, treatment or disposal of refuse, sewage or stormwater or for the generation, impounding, storage, purification, or supply of water, gas or electricity;

"local authority service works" means all property of whatsoever nature necessary or desirable for or incidental to any local authority service;

"nuisance" has the meaning assigned to it by the Ordinance;

"officer" means —

- (a) a traffic officer or warden appointed under section 3 of the Road Traffic Act, 1989 (Act No. 29 of 1989);
- (b) a member of the Force as defined in section 1(1) of the Police Act, 1958 (Act No. 7 of 1958);
- (c) a peace officer contemplated in section 334 of the Criminal Procedure Act, 1977 (Act No. 51 of 1977);

"Ordinance" means the Local Authorities Ordinance, 1974 (Ordinance No. 25 of 1974);

"perishable foodstuffs" means any unpreserved —

- (a) milk;
- (b) meat of all animals or birds; and
- (c) fish, fish spawn, molluscs and crustaceans;

"public place" means a public place as defined in section 1 of the Ordinance;

"public road" means a public road as defined under section 1 of the Road Traffic Act, 1989 (Act No. 29 of 1989);

"roadway" means a roadway as defined in the Road Traffic Act, 1989 (Act No. 29 of 1989);

"sell" includes —

- (a) barter, exchange or hire out;
- (b) display, expose, offer or prepare for sale;
- (c) store with a view to sell;
- (d) provide a service for reward,

and "sale" has a corresponding meaning;

"sidewalk" means a sidewalk as defined in section 1 of the Road Traffic Act, 1989 (Act No. 29 of 1989);

"vehicle" includes —

- (a) a self-propelled vehicle;
- (b) a trailer;
- (c) a hand-drawn or -propelled vehicle;

"verge" means a verge as defined in section 1 of the Road Traffic Act, 1989 (Act No. 29 of 1989).

SCOTTBURGH/UMZINTO-NOORD
PLAASLIKE OORGANGSRAAD

VERORDENINGE BETREFFENDE DIE DRYF VAN DIE
BESIGHEID VAN STRAATHANDELAAR, VENTER OF SMOUS

1. Woordomsrywings

- (1) In hierdie verordeninge, tensy die samehang uitsluitlik daarvoor voorsiening maak of tensy die samehang anders aandui, beteken —

"Wet" die Wet op Besighede, 1991 (Wet No. 71 van 1991), soos gewysig, en sluit in die regulasies daarkragtens uitgevaardig;

"besigheid dryf" ook om enige perseel vir so 'n doel oop te maak of oop te hou;

"Raad" die Raad van die Scottburgh/Umzinto-Noord Plaaslike Oorgangsraad en sluit dit ook met betrekking tot 'n plig, funksie of mag onder hierdie verordeninge 'n komitee of amptenaar van die Raad in aan wie sodanige plig, funksie of mag gedelegeer is;

"gevaarlike wapen" 'n voorwerp wat volgens die mening van 'n beampte ontwerp is vir die doeleindes van aanval of verdediging of wat moontlik ernstige liggaamlike skade kan veroorsaak indien dit gebruik word om iemand aan te rand;

"lisensie" met betrekking tot 'n besigheid, 'n lisensie waarna in artikel 2(3) van die Wet verwys word;

"afval" enige houder, karton of ander voorwerp of materiaal wat deur 'n handelaar of sy klante gelos of agtergelaat is;

"plaaslike owerheidsdiens" enige stelsel wat deur of namens 'n plaaslike owerheid bedryf word vir die afhaling, vervoer, behandeling of vernietiging van afval, riool of stormwater of vir die opwekking, opvang, berging, suiwering of verskaffing van water, gas of elektrisiteit;

"plaaslike owerheidsdienswerke" alle eiendom van watter aard ookal nodig of wenslik of verbonde aan enige plaaslike owerheidsdiens;

"oorlas" die betekenis wat in die Ordonnansie daaraan toegeskryf is;

"beampte" —

- (a) 'n verkeers- of puntdiensbeampte aangestel kragtens artikel 3 van die Padverkeerswet, 1989 (Wet No. 29 van 1989);

- (b) 'n lid van die Mag soos omskryf in artikel 1(1) van die Polisiewet, 1958 (Wet No. 7 van 1958);

- (c) 'n vredesabeampte beoog in artikel 334 van die Strafproseswet, 1977 (Wet No. 51 van 1977);

"Ordonnansie" die Ordonnansie op Plaaslike Owerhede, 1974 (Ordonnansie No. 25 van 1974);

"bederfbare voedingsmiddels" enige ongepreserveerde

- (a) melk;
- (b) vleis van alle diere of voëls; en
- (c) vis, vis-eiers, weekdiere en skaaldierte;

"openbare plek" 'n openbare plek soos in artikel 1 van die Ordonnansie omskryf;

"openbare pad" 'n openbare pad soos omskryf in artikel 1 van die Padverkeerswet, 1989 (Wet No. 29 van 1989);

"ryvlak" beteken 'n ryvlak soos omskryf in die Padverkeerswet, 1989 (Wet No. 29 van 1989);

"verkoop" ook —

- (a) ruil, omruil of uitverhuur;
- (b) vertoon, blootstel, aanbied of voorberei vir verkoop;
- (c) berg met die doel om te verkoop;
- (d) 'n diens vir beloning aanbied;

en "uitverkoop" het 'n ooreenstemmende betekenis;

"sypaadjie" 'n sypaadjie soos omskryf in artikel 1 van die Padverkeerswet, 1989 (Wet No. 29 van 1989);

"voertuig" ook —

- (a) 'n selfaangedrewe voertuig;
- (b) 'n sleepwa;
- (c) 'n met-die-hand-gesleepte of handaangedrewe voertuig;

"soom" 'n soom soos omskryf in artikel 1 van die Padverkeerswet, 1989 (Wet No. 29 van 1989).

- (2) In these bylaws, unless the context indicates otherwise, any word or expression defined in the Act shall bear the meaning so given to it.
- (3) For the purposes of these bylaws a single act of offering for sale or of selling goods or services in or from a public road or public place constitutes the carrying on of the business of a street vendor, pedlar or hawker.
- (4) For the purposes of the provisions of these bylaws, a reference to a person carrying on the business of street vendor, pedlar or hawker shall include any employee of such person.
2. Licence required by certain businesses
- (1) No person shall carry on any business or offer for sale any foodstuffs in the form of meals or any perishable foodstuffs without a valid licence.
- (2) Every person who is required to hold a licence in terms of subsection (1) shall comply with every condition or requirement set out in such licence by the Licensing Authority.
3. Prohibition of trading in certain areas
- No person shall carry on the business of street vendor, pedlar or hawker, except with the written permission of the Local Authority —
- (a) on a verge contiguous to —
- (i) a building belonging to, or occupied solely by, the State or a local authority;
- (ii) a church or other place of worship; or
- (iii) a building declared to be a national monument under the National Monuments Act, 1969 (Act No. 28 of 1969);
- (b) on a verge contiguous to a building in which business is being carried on by any person who sells only or mainly goods of the same or a similar nature as goods being sold by the street vendor, pedlar or hawker concerned, without the consent of that person;
- (c) on that half of a public road contiguous to premises used for residential purposes, if the owner or person in control or any occupier of the premises objects thereto;
- (d) in a garden or park to which the public has a right of access, unless otherwise authorised by the Council in writing;
- (e) in a place or area which has been declared by the Council by resolution to be a prohibited area in terms of section 6A(2)(a) of the Act;
- (f) at a place which causes an obstruction to vehicular traffic.
4. Restriction on trading in certain areas
- Council may restrict the carrying on of business of street trader, pedlar or hawker —
- (a) in gardens or parks to which the public has the right of access;
- (b) in any other area declared to be a restricted area in terms of section 6A(2)(a) of the Act.
5. No person carrying on the business of a street vendor, pedlar or hawker shall —
- (a) take up a position or place his wares or property —
- (i) on a sidewalk in such a manner that pedestrian traffic is substantially obstructed in their use of a sidewalk;
- (ii) on a stand or in any area contemplated in section 6A(3)(b) of the Act if he is not in possession of proof that he has hired such stand or area from the Council or that it has otherwise been allocated to him;
- (iii) in contravention of the terms and conditions of the lease or allocation to him of a stand or area contemplated in section 6A(3)(b) and (c) of the Act;
- (b) in any way obstruct free access to any —
- (i) entrance to or exit from a building;
- (ii) fire hydrant;
- (iii) service or service works of the Council or of the State or any statutory body;
- (iv) pedestrian arcade or mall;
- (2) In hierdie verordeninge, tensy dit uit die samehang anders blyk, het enige woord of uitdrukking omskryf in die Wet die betekenis aldus daaraan toegeken.
- (3) Vir die doeleindes van hierdie verordeninge verteenwoordig 'n enkele handeling met betrekking tot die aanbied vir verkoop of vir die verkoop van goedere of dienste op of vanaf 'n openbare pad, die besigheid van straathandelaar, venter of smous.
- (4) Vir die doeleindes van die bepalings van hierdie verordeninge het enige verwysing na 'n persoon wat die besigheid van straathandelaar, venter of smous bedryf, ook betrekking op 'n werknemer van so 'n persoon.
2. Lisensie benodig vir sekere besighede
- (1) Niemand mag sonder 'n geldige lisensie enige besigheid bedryf of enige voedingsmiddels in die vorm van maaltye of enige bederfbare voedingsmiddels te koop aanbied nie.
- (2) Elke persoon van wie vereis word om 'n lisensie te besit wat kragtens subartikel (1) uitgereik is moet aan elke vereiste of voorwaarde in sodanige lisensie deur die lisensie-owerheid uiteengesit, voldoen.
3. Verbod op die dryf van handel in sekere gebiede
- Niemand mag, behalwe met die geskrewe toestemming van die Plaaslike Owerheid, die besigheid van straathandelaar, venter of smous dryf nie —
- (a) op 'n soom aangrensend aan —
- (i) 'n gebou wat behoort aan of uitsluitlik deur die staat of 'n plaaslike owerheid geokkupeer word;
- (ii) 'n kerk of ander plek van aanbidding; of
- (iii) 'n gebou wat kragtens die Wet op Nasionale Gedenkwaardighede, 1969 (Wet No. 28 van 1969), tot nasionale gedenkwaardigheid verklaar is;
- (b) op 'n soom aangrensend aan 'n gebou waarin sake gedoen word deur enigen wat hoofsaaklik dieselfde goedere of goedere van 'n dergelike aard verkoop as dié wat deur die betrokke straathandelaar, venter of smous verkoop word sonder die toestemming van daardie persoon;
- (c) op daardie helfte van 'n openbare pad wat aangrensend is aan 'n gebou wat vir woondoeleindes gebruik word, indien die eienaar of persoon in beheer van of enige ander okkupeerder van die gebou daarteen beswaar maak;
- (d) in 'n tuin of park ten opsigte waarvan die publiek toegangsreg het, tensy anders op skrif deur die Raad goedgekeur;
- (e) in 'n plek of gebied wat deur 'n besluit van die Raad as 'n verbode gebied kragtens artikel 6A(2)(a) van die Wet;
- (f) by 'n plek wat 'n obstruksie aan voertuigverkeer veroorsaak.
4. Beperking op handel in sekere gebiede
- Die Raad mag die dryf van die besigheid van straathandelaar, venter of smous beperk —
- (a) in tuine of parke waartoe die publiek die reg van toegang het;
- (b) in enige ander gebied wat kragtens artikel 6A(2)(a) van die Wet as 'n beperkte gebied verklaar is.
5. Niemand wat die besigheid van straathandelaar, venter of smous dryf, mag —
- (a) 'n plek inneem of sy ware of eiendom op 'n sypaadjie plaas —
- (i) op so 'n manier dat die voetgangerverkeer aansienlik versper word deur hul gebruik van die sypaadjie nie;
- (ii) op 'n staanplek of in enige gebied in artikel 6A(3)(b) van die Wet beoog stelling inneem indien hy nie kan bewys dat hy sodanige standplaas of gebied van die Raad gehuur het of dat dit op 'n ander wyse aan hom toegeken is nie; of
- (iii) strydig met die voorwaardes van die huurkontrak of toewysing van 'n standplaas of gebied aan hom soos in artikel 6A(3)(b) en (c) van die Wet beoog nie;
- (b) op enige wyse die vrye toegang belemmer tot —
- (i) 'n ingang of uitgang van 'n gebou;
- (ii) 'n brandkraan;
- (iii) 'n diens of dienswerke van die Raad of van die staat of enige statutêre liggaam;
- (iv) 'n voetgangerarkade of wandellaan;

- (v) loading zone;
- (vi) parking bays;
- (vii) bus or taxi stop bay;
- (c) interfere with the ability of persons using the sidewalk to view the goods displayed behind a shop display window;
- (d) if such business is carried on on any public road or public place —
 - (i) sleep overnight at the place of such business; or
 - (ii) erect any structure (other than a device which operates in the same manner as, and is shaped like, an umbrella) for the purpose of providing shelter;
- (e) carry on such business in such a manner as to —
 - (i) create a nuisance;
 - (ii) damage or deface the surface of any public road or public place or any public or private property;
 - (iii) create a traffic or pedestrian hazard;
- (f) other than in a refuse receptacle approved or provided by the Council accumulate, dump or store or deposit or cause or permit to be accumulated, dumped, stored or deposited any litter on any land or premises or on any public road or public place;
- (g) fail or refuse to remove or move any goods, receptacle, vehicle or movable structure after having been requested to do so by an officer acting in terms of the provisions of section 7(2);
- (h) carry on business or take up a position or place on a portion of a sidewalk or public place in contravention of a notice or sign erected or displayed by the Council for the purposes of these bylaws;
- (i) set up any stand, shelter, or other object for the purpose of trading on or from any loading platform or island within a demarcated bus or taxi rank;
- (j) obstruct access to or the use of street furniture such as bus passenger benches or shelters and queuing lines, refuse disposal bins, and other facilities designed for the use of the general public;
- (k) obscure any road traffic sign displayed in terms of the Road Traffic Act, 1989 (Wet No. 29 van 1989), and regulations made thereunder or any marking, notice or sign displayed or made in terms of these bylaws.

Cleanliness of place of business and protection of public health

6. Every person carrying on the business of street vendor, pedlar or hawker shall —
 - (a) daily remove from any public road or public place at the end of each trading day or at the conclusion of trading all goods, movable structures, waste, packaging material, stock and equipment of whatsoever nature which are utilised in connection with such business;
 - (b) carry on his business in such manner as not to be a danger or threat to public health or public safety;
 - (c) at the request of an officer or an employee of the Council, move or remove anything so that the place of business may be cleaned;
 - (d) keep the area or stand occupied by him for the purpose of his business as well as his property in a clean and sanitary condition and free of litter;
 - (e) if his activities involve the cooking or other preparation of food, take steps to ensure that no fat, oil or other substance drop or overflows onto the surface of a sidewalk or splashes against a building or other structure;
 - (f) ensure that any structure, container, surface or other object used by him for the preparation, display, storage or transportation of goods —
 - (i) is maintained in a good state of repair and in a clean and sanitary condition;
 - (ii) is not so placed or stacked so as to constitute a danger to any person or so as to be likely to injure any person.

Dangerous weapons

7. No street vendor, hawker or pedlar shall sell or display for sale any

- (v) 'n laaisone;
- (vi) 'n parkeerplek;
- (vii) 'n bus- of taxistilhouplek;
- (c) die vermoë van mense wat die syaadjie gebruik belemmer om goedere wat agter 'n winkeluitstalvenster uitgestel is te besigtig;
- (d) indien sodanige besigheid op 'n openbare pad of openbare plek gedryf word —
 - (i) by die plek van sodanige besigheid oornag, of
 - (ii) 'n struktuur (uitgesonderd 'n toestel wat op dieselfde wyse as 'n sambreel werk en die vorm daarvan het), met die doel om skuiling te verskaf, oprig nie;
- (e) sodanige besigheid op so 'n wyse dryf dat dit —
 - (i) 'n oorlas veroorsaak nie;
 - (ii) die oppervlak van 'n openbare pad of openbare plek of openbare of private eiendom beskadig of ontsier nie; of
 - (iii) 'n gevaar vir die verkeer veroorsaak nie;
- (f) behalwe in 'n vullishouer wat deur die Raad verskaf of goedgekeur is, enige vuilgoed op enige grond of perseel of op 'n openbare pad of openbare plek ophoop, stort, opgaar of plaas of toelaat dat dit opgehoop, gestort, opgegaar of geplaas word nie;
- (g) versuim of weier om enige goedere, houër, voertuig of beweegbare struktuur te verwyder of te verskuif nadat hy daartoe versoek is deur 'n beampite wat ingevolge die bepalings van regulasie 7(2) handel nie;
- (h) sake doen of 'n posisie of 'n plek op 'n gedeelte van 'n syaadjie of openbare plek strydig met 'n kennisgewing of teken wat vir die doeleindes van hierdie verordeninge deur die Raad opgerig of vertoon word, inneem nie;
- (i) enige kraampie, skuiling of ander voorwerp oprig met die doel om op of vanaf enige laaiplatform of eiland binne 'n afgebakende bus- of taxistaanplek besigheid te doen nie;
- (j) toegang tot of die gebruik van straatmeubels soos banke vir buspassasiers of skuilings en toustaanbane, vullisdromme en ander geriewe wat vir die gebruik van die algemene publiek bestem is, belemmer nie;
- (k) verhinder dat enige verkeerstekens wat kragtens die Padverkeerswet, 1989 (Wet No. 29 van 1989), en die regulasies daarvolgens uitgevaardig vertoon word, of enige merktekens, kennisgewing of teken wat kragtens hierdie verordeninge ingestel is, duidelik sigbaar is nie.

Sindelikheid van besigheidsplek en beskerming van openbare gesondheid

6. Elkeen wat die besigheid van straathandelaar, venter of smous dryf, moet —
 - (a) aan die einde van elke dag se handel alle goedere, beweegbare strukture, rommel, verpakkingsmateriaal, voorraad en toerusting van watter aard ook al wat in verband met sodanige besigheid gebruik word, van enige openbare pad of openbare plek verwyder;
 - (b) sy sake op so 'n wyse doen dat dit nie 'n gevaar of bedreiging vir die openbare gesondheid of openbare veiligheid is nie;
 - (c) op versoek van 'n beampite of werknemer van die Raad enigiets verskuif of verwyder sodat die besigheidsplek skoonge-maak kan word;
 - (d) die gebied of standplaas wat vir die doeleindes van sy besigheid deur hom geokkupeer word, sowel as sy eiendom in 'n skoon en sanitêre toestand en vry van rommel hou;
 - (e) indien sy aktiwiteite die kook of ander voorbereiding van voedsel behels, stappe neem om te verseker dat geen vet, olie of ander bestanddeel op die oppervlakte van 'n syaadjie val of oorloop nie, of teen 'n gebou of ander struktuur spat nie;
 - (f) verseker dat enige struktuur, houër, oppervlakte of ander voorwerp wat deur hom gebruik word vir die voorbereiding, ver-toon, berging of vervoer van goedere —
 - (i) in 'n goeie, skoon en sanitêre toestand onderhou word;
 - (ii) so geplaas of gepak word dat dit nie 'n gevaar vir enige persoon inhou of enige persoon kan beseer nie.

Gevaarlike wapens

7. Geen straathandelaar, venter of smous mag enige voorwerp verkoop

object after he has been informed by an officer that in his opinion such object is a dangerous weapon.

Removal and impoundment

8. (1) For the purposes of this section "goods" includes any receptacle, vehicle or moveable structure.
- (2) An officer may remove and impound any goods which he reasonably suspects are being used or are intended to be used or have been used in or in connection with the carrying on of any business of street vendor, pedlar or hawker —
 - (a) which he finds at a place where the carrying on of such business —
 - (i) is prohibited in terms of section 3 and which, in his opinion, constitutes an infringement of such section;
 - (ii) contravenes the provisions of section 5, whether or not such goods are in the possession or under the control of any person at the time of such removal or impoundment;
 - (b) which the person carrying on the business of street vendor, pedlar or hawker has failed or refused to remove from the place after having been requested to do so by an officer or which have been left there or abandoned.
- (3) Any officer acting in terms of subsection (2) shall —
 - (a) except in the case of goods which have been left or abandoned, issue to the person carrying on the business of street vendor, pedlar or hawker a receipt for any goods so removed and impounded; and
 - (b) forthwith deliver any such goods to a duly authorised official or employee of the Council;
 - (c) neither the Council nor a Councillor, official, officer or employee of the Council shall be liable for any loss or theft of or damage to any goods removed and impounded in terms of this section.

Carrying of written approval

9. Any person carrying on the business of street vendor, pedlar or hawker shall, whenever such person is carrying on such business, carry on his person any written approval granted or issued to him by the Council in terms of section 6A(3) of the Act and shall produce such written approval to an officer on demand.

Offences and penalties

10. (1) Any person who —
 - (a) contravenes any provision of these bylaws or commits any offence thereunder;
 - (b) contravenes any notice, sign or marking displayed or erected for the purposes of these bylaws;
 - (c) contravenes any approval or condition granted or imposed in terms of these bylaws;
 - (d) for the purposes of these makes a false statement knowing it to be false in a material particular or deliberately furnishes false or misleading information to an officer;
 - (e) threatens, resists, interferes with or obstructs an officer or employee of the Council in the performance of his powers, duties or functions under these bylaws,
 shall be guilty of an offence and on conviction be liable to a fine or imprisonment for a period not exceeding three months.
- (2) When an employee of a street vendor, pedlar or hawker performs any act or is guilty of any omission which constitutes an offence under these bylaws the employer shall be deemed to have performed the act or to be guilty of the omission himself and he shall be liable on conviction to the penalties mentioned in subsection (1) unless he proves to the satisfaction of the Court that —
 - (a) in performing the act or being guilty of the omission the employee was acting without his knowledge or permission;
 - (b) all reasonable steps were taken by him to prevent the act or omission in question; and

of vertoon met die doel om te verkoop nadat hy deur 'n beamppte meegedeel is dat sodanige voorwerp, na die oordeel van sodanige beamppte, 'n gevaarlike wapen is nie.

Verwydering en skut

8. (1) Vir die doeleindes van hierdie artikel beteken "goedere" ook enige houder, voertuig of beweegbare struktuur.
- (2) 'n Beamppte kan enige goedere verwyder en skut wat hy redelikerwys vermoed gebruik word of bestem is om gebruik te word of gebruik is by of in verband met die dryf van 'n besigheid van straathandelaar, venter of smous —
 - (a) wat hy op 'n plek vind waar die dryf van sodanige besigheid —
 - (i) ingevolge artikel 3 verbode of beperk is en wat, na sy oordeel, 'n oortreding van sodanige artikel uitmaak;
 - (ii) die bepalings van artikel 4 oortree; ongeag of sodanige goedere in die besit of onder die beheer van enige persoon is ten tye van sodanige verwydering of skut;
 - (b) wat die persoon wat die besigheid van straathandelaar, venter of smous bedryf, versuim of geweier het om van die plek te verwyder nadat hy daartoe versoek is deur 'n beamppte of wat daar gelaat of prysgegee is.
- (3) Enige beamppte wat ingevolge subartikel (2) optree, sal —
 - (a) behalwe in die geval van goedere wat gelaat of prysgegee is, aan die persoon wat die besigheid van straathandelaar, venter of smous dryf, 'n kwitansie uitreik vir enige goedere wat aldus verwyder en geskut word; en
 - (b) onverwyld enige sodanige goedere aan 'n behoorlik gemagtigde beamppte of werknemer van die Raad lewer;
 - (c) nóg die Raad nóg 'n Raadslid, beamppte, amptenaar of werknemer van die Raad is aanspreeklik vir enige verlies of diefstal van of skade aan enige goedere wat ingevolge hierdie artikel verwyder en geskut is.

Dra van skriftelike goedkeuring

9. Enigeen wat die besigheid van straathandelaar, venter of smous dryf, moet, wanneer sodanige persoon ook al sodanige besigheid dryf, enige skriftelike goedkeuring wat deur die Raad ingevolge artikel 6A(3) van die Wet aan hom toegestaan of uitgereik is, aan sy persoon dra en moet op aanvraag sodanige skriftelike goedkeuring aan 'n beamppte toon.

Oortredings en strawwe

10. (1) Enigeen wat —
 - (a) enige bepaling van hierdie verordeninge oortree of 'n oortreding pleeg;
 - (b) enige kennisgewing, teken of merkteken wat kragtens hierdie verordeninge vertoon of opgerig is, verontagsaam;
 - (c) enige goedkeuring of voorwaarde wat kragtens hierdie verordeninge toegestaan of opgelê is, oortree;
 - (d) vir die doeleindes van hierdie verordeninge 'n valse verklaring aflê, wetend dat dit in 'n wesenlike besonderheid vals is of opsetlik valse of misleidende inligting aan 'n beamppte verskaf;
 - (e) 'n beamppte of werknemer van die Raad dreig, teenstaan, hinder of dwarsboom in die uitvoering van sy magte, pligte of funksies kragtens hierdie verordeninge,
 is aan 'n misdryf skuldig en by skuldigbevinding strafbaar met 'n boete of gevangenisstraf vir 'n tydperk van hoogstens drie maande.
- (2) Indien 'n werknemer van 'n straathandelaar, venter of smous enige handeling uitvoer of skuldig is aan enige pligsversuim wat ingevolge hierdie verordeninge 'n misdaad uitmaak, sal die werkgewer persoonlik beskou word asof hy die handeling gepleeg het of aan die pligsversuim skuldig is en sal hy by skuldigbevinding strafbaar wees aan die boetes in subartikel (1) genoem tensy hy tot tevredenheid van die Hof kan bewys dat —
 - (a) die werknemer die handeling uitgevoer het of skuldig was aan die pligsversuim sonder sy medewete of toestemming;
 - (b) alle redelike stappe deur hom geneem is om sodanige handeling of pligsversuim te verhoed; en

- | | |
|--|--|
| <p>(c) it was not within the scope of the authority or the course of the employment of the employee to perform an act of the kind in question.</p> <p>(3) The fact that an employer issued instructions forbidding any act or omission referred to in subsection (2) shall not of itself be accepted as sufficient proof that he took all steps referred to in paragraph (b) of that subsection.</p> <p>(4) When an employer is by virtue of the provisions of subsection (2) liable for anything done or omitted by his employee, then that employee shall also be liable to prosecution for the offence.</p> | <p>(c) dit nie binne die werknemer se bestek van magte of die aard van die werk was om sodanige handeling uit te voer nie.</p> <p>(3) Die feit dat 'n werkgewer instruksies uitgereik het wat enige handeling of pligsversuim waarna in subartikel (2) verwys word verbied, sal nie in sigself as genoegsame bewys aanvaar word dat hy alle stappe geneem het waarna in paragraaf (b) van daardie subartikel verwys word nie.</p> <p>(4) Wanneer 'n werkgewer kragtens die bepalings van subartikel (2) verantwoordelik is vir enigiets wat deur sy werknemer gedoen of versuim of nagelaat gedoen te gewees het, sal die werknemer ook aan vervolging vir die misdaad blootgestel wêes.</p> |
|--|--|

ADVERTISEMENTS/ADVERTENSIES**SUBSCRIBERS,
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October 1997 are as follows:

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R350.00	R0.75
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R290.00	R0.60
R365.00	R0.76

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South Africa R100.00; outside the
excluding Gazettes Extraordinary

-Natal, PO Box 362,

**KENNISGEWING AAN INTEKENAARS,
ADVERTEERDERS EN DIE ALGEMENE
PUBIEK**

Advertensietariewe is met ingang van 1 Oktober 1997 soos volg:

met inbegrip van boonste, sy- en
onderste kantlyne

per bladsy	per cm ²
R350.00	R0.75
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Tabelle

R290.00	R0.60
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Geen aanspreeklikheid vir verliese as gevolg van weglatings of druk-
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Advertensies moet teen 09:00 op Woensdae ontvang word.

Intekengelde per jaar: Republiek van Suid-Afrika, R100.00; buite die
Republiek R125.00; per enkel eksemplaar, uitgesonderd Buitengewone
Koerante R2.50 BTW ingesluit.

Navrae moet gerig word aan:

Provinsiale Koerant van KwaZulu-Natal, Posbus 362,
PIETERMARITZBURG 3200.**CONTENTS**

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**TOWN PLANNING SCHEMES: AMENDMENT/
DORPBEPLANNINGSKEMAS: WYSIGING**UDUZI
UNCIL
IE
Section 47
Ordinance
(ded) that it
maritzburg-
to consider
endment to
a "General
Erf" 1993
rcial Road:

Commercialweg 367; Stad. toe te laat.

'n Afskrif van die voorgestelde wysiging en
dokumentasie lê ter insae beskikbaar by die
openbare navraetoonbank van Ontwikkelings-
bestuur, 5de verdieping, Symons Gebou,
Kerkstraat 341, Pietermaritzburg.Enige persoon met voldoende belang daarby,
kan skriftelike besware of verhoë ten opsigte
daarvan voor of op 3 Maart 2000 by die onder-
getekende indien.R. F. HASWELL,
Hoof Uitvoerende Beampste.Stadsaal,
Pietermaritzburg.

D1—Februarie 10, 2000.

**MOOI RIVER TRANSITIONAL LOCAL
COUNCIL**

Notice No. 2/2000

**PROPOSED AMENDMENT TO THE MOOI
RIVER TOWN PLANNING SCHEME
IN COURSE OF PREPARATION****PROPOSED REZONING OF LOTS 1055, 1056,
1057, 1058 FROM RESIDENTIAL TO
COMMERCIAL**Notice is hereby given in terms of Section 47
bis of Ordinance No. 27 of 1949, as amended, of
the intention of the Town Council of the Mooi
River Transitional Local Council to amend the
Mooi River Town Planning Scheme in the
course of preparation by rezoning Lots 1055,
1056, 1057, 1058 from "Residential" to
"Commercial Useage".A copy of the proposed amendment and rele-
vant plans and documents will be open for
inspection at the office of the Town Clerk during
normal office hours.Any person having sufficient interest in the
proposed amendment, may lodge with the Town
Clerk written objections or representations there-to up to and including Tuesday, 29 February
2000.P. D. B. MACALLISTER,
Chief Executive/Town Clerk.Civic Buildings,
P.O. Box 47,
Mooi River,
3300.

D3—February 10, 2000.

**MOOIRIVIER PLAASLIKE
OORGANGSRAAD**

Kennisgewing No. 2/2000

**VOORGESTELDE WYSIGING VAN DIE
DORPBEPLANNINGSKEMA WAT TANS
OPGESTEL WORD: VOORGESTELDE
HERSONERING VAN ERF 1055, 1056, 1057,
1058 VAN SPESIALE WOONDOELEINDES
NA HANDELSDOELEINDES**Kennis geskied hiermee, ooreenkomstig
Artikel 47 bis van Ordonnansie No. 27 van 1949,
soos gewysig, dat die Stadsraad van Mooirivier
voornemens is om die Mooirivier Dorpbeplan-
ningskema wat tans opgestel word, te wysig,
deur die hersonering van Erf 1055, 1056, 1057,
1058 van Spesiale Woondoeleindes na
Handelsdoeleindes.'n Afskrif van die voorgestelde wysiging en
toepaslike planne is gedurende gewone kantoor
ure ter insae by die kantoor van die Stadsklerk.Skriftelike besware, indien enige, van
belanghebbende moet die Stadsklerk bereik voor
of op Dinsdag, 29 Februarie 2000.P. D. B. MACALLISTER,
Uitvoerende Hoof/Stadsklerk.Burgersentrum,
Posbus 47,
Mooirivier,
3300.

D3—Februarie 10, 2000.

**NORTH CENTRAL AND SOUTH CENTRAL
LOCAL COUNCILS
ADMINISTRATIVE ENTITY OF THE CITY
OF DURBAN
TOWN PLANNING SCHEME IN COURSE OF
PREPARATION: REM OF CITY (NORTHERN
EXTENSION AREA: PHOENIX): PROPOSED
REZONING OF LAND AT
HANNAFORD/SUNFORD DRIVES FROM
SPECIAL RESIDENTIAL 180M² ZONE TO
SPECIAL ZONE NO. 81: MEDICAL
CONSULTING ROOMS**

Notice is hereby given in terms of Section 47 bis A of Town Planning Ordinance 27 of 1949, as amended, of the proposal to rezone land at Hannaford/Sunford Drives from Special Residential 180m² Zone to Special Zone No. 81: Medical Consulting Rooms.

The purpose of this rezoning is to facilitate the expansion of the adjacent Medical Centre in order to address the community's general medical needs.

The motivation for the proposal, together with the relevant plans, will lie for inspection between 08:00 and 12:15 and from 13:30 to 16:00, Mondays to Fridays, at the Development Management Department, Development and Planning Unit, Ground Floor, 166 Old Fort Road, Durban, for a period of three weeks commencing on 11 February 2000.

Any person having sufficient interest in the proposed amendment may lodge with the Executive Director (Development and Planning) (Attention: Divisional Planner-Rezoning), P.O. Box 680, Durban 4000, written objections or representation relating thereto by no later than Monday, 6 March 2000.

S. SITHOLE,

Chief Executive Officer/Town Clerk.
Town Clerk's Office,
9th Floor, Embassy Building,
cor. Smith/Alwal Streets,
Durban.

D4—February 10, 2000.

**NOORD-SENTRALE EN SUID-SENTRALE
PLAASLIKE RADE
ADMINISTRATIEWE ENTITEIT VAN DIE
STAD DURBAN
VOORLOPIGE DORPBEPLANNINGSKEMA:
RESTANT VAN STADSGBIED
(NOORDELIKE UITBREIDING: PHOENIX):
VOORGESTELDE HERSONERING VAN 'N
STUK GROND TE HANNAFORD-
/SUNFORDRYLAAN VAN SPESIALE 180M²
WOONSONE TOT SPESIALE SONE NO. 81:
DOKTERSPREEKKAMERS**

Kennis geskied hiermee ingevolge artikel 47 bis A van Dorpbeplanningsordonnansie 27 van 1949 (soos gewysig) van die voorstel om 'n stuk grond te Hannaford/Sunfordrylaan van Spesiale 180m² woonsone tot Spesiale Sone No. 81: Dokterspreekkamers te hersoneer.

Die doel van hierdie hersonering is om die vergroting van die aanliggende mediese sentrum tot bewerkstelling ten einde in die gemeenskap se algemene mediese behoeftes te voorsien.

Die motivering betreffende die voorstel, asook die betrokke planne, sal tussen 08:00 en 12:15 en van 13:30 tot 16:00, Maandae tot Vrydae, vanaf 11 Februarie 2000 vir 'n tydperk van drie weke by die Departement Ontwikkelingsbeheer, Ontwikkeling-en-Beplanningseenheid, Grondverdieping, Old Fortweg 166, Durban, ter insae lê.

Enigeen wat voldoende belang by die voorgestelde wysiging het, kan skriftelike besware of vertoe in verband daarmee by die Uitvoerende Direkteur (Ontwikkeling en Beplanning) (Aandag: Afdelingsbeplanner-Hersonering), Posbus 680, Durban 4000, indien sodat dit haar nie later nie as Maandag, 6 Maart 2000, bereik.

S. SITHOLE,

Hoof Uitvoerende Beamppte/Stadsklerk.
Kantoor van die Stadsklerk,
9E Verdieping, Embassy,
h/v Smith-/Alwalstraat,
Durban.

D4—Februarie 10, 2000.

**NORTH CENTRAL AND SOUTH CENTRAL
LOCAL COUNCILS
ADMINISTRATIVE ENTITY OF THE CITY
OF DURBAN
TOWN PLANNING SCHEME IN COURSE OF
PREPARATION: REM OF CITY
(NORTHERN EXTENSION) AREA:
PROPOSED REZONING OF LAND AT
PLAYPARK PLACE FROM
INDETERMINATE ZONE TO
INSTITUTIONAL 3 ZONE**

Notice is hereby given in terms of Section 47 bis A of Town Planning Ordinance 27 of 1949, as amended, of the proposal to rezone land at Playpark Place from Indeterminate Zone to Institutional 3 Zone.

The Councils propose to sell the land which is 1 884m² in extent. It is proposed to erect thereon a counselling/rehabilitation centre.

The motivation for the proposal, together with the relevant plans, will lie for inspection between 08:00 and 12:15 and from 13:30 to 16:00, Mondays to Fridays, at the Development Management Department, Development and Planning Unit, Ground Floor, 166 Old Fort Road, Durban, for a period of three weeks commencing on 11 February 2000.

Any person having sufficient interest in the proposed amendment may lodge with the Executive Director (Development and Planning) (Attention: Divisional Planner - Rezoning), P.O. Box 680, Durban 4000, written objections or representation relating thereto by no later than Monday, 6 March 2000.

S. SITHOLE,

Chief Executive Officer/Town Clerk.
Town Clerk's Office,
9th Floor, Embassy Building,
cor. Smith/Alwal Streets,
Durban.

D5—February 10, 2000.

**NOORD-SENTRALE EN SUID-SENTRALE
PLAASLIKE RADE
ADMINISTRATIEWE ENTITEIT VAN DIE
STAD DURBAN
VOORLOPIGE DORPBEPLANNINGSKEMA:
RESTANT VAN STADSGBIED
(NOORDELIKE UITBREIDING):
VOORGESTELDE HERSONERING VAN 'N
STUK GROND TE PLAYPARKOORD VAN
ONBESTEMDE SONE TOT
INRIGTINGSONE 3**

Kennis geskied hiermee ingevolge artikel 47 bis A van Dorpbeplanningsordonnansie 27 van 1949 (soos gewysig) van die voorstel om 'n stuk grond te Playparkoord van onbestemde sone tot inrigtingsone 3 te hersoneer.

Die Rade is voornemens om die stuk grond, wat 1 884m² groot is, te verkoop. Daar word voorgestel dat 'n voorligting-/rehabilitasiesentrum daarop opgerig word.

Die motivering betreffende die voorstel, asook die betrokke planne, sal tussen 08:00 en 12:15 en van 13:30 tot 16:00, Maandae tot Vrydae, vanaf 11 Februarie 2000 vir 'n tydperk van drie weke by die Departement Ontwikkelingsbeheer, Ontwikkeling-en-Beplanningseenheid, Grondverdieping, Old Fortweg 166, Durban, ter insae lê.

Enigeen wat voldoende belang by die voorgestelde wysiging het, kan skriftelike besware of vertoe in verband daarmee by die Uitvoerende Direkteur (Ontwikkeling en Beplanning) (Aandag: Afdelingsbeplanner - Hersonering), Posbus 680, Durban 4000, indien sodat dit haar nie later nie as Maandag 6 Maart 2000, bereik.

S. SITHOLE,

Hoof Uitvoerende Beamppte/Stadsklerk.
Kantoor van die Stadsklerk,
9E Verdieping, Embassy,
h/v Smith-/Alwalstraat,
Durban.

D5—Februarie 10, 2000.

**NORTH CENTRAL AND SOUTH CENTRAL
LOCAL COUNCILS
ADMINISTRATIVE ENTITY OF THE CITY
OF DURBAN
TOWN PLANNING SCHEME IN COURSE OF
PREPARATION: MEREWENT AREA:
PROPOSED REZONING OF LAND AT
TRAVANCORE DRIVE FROM PUBLIC
OPEN SPACE RESERVATION TO PLACE OF
WORSHIP ZONE**

Notice is hereby given in terms of Section 47 bis A of Town Planning Ordinance 27 of 1949, as amended, of the proposal to rezone land at Travancore Drive from public Open Space Reservation to place of Worship Zone.

The Councils propose to sell the land which is 2 000m² in extent. It will be used for religious purposes.

The motivation for the proposal, together with the relevant plans, will lie for inspection between 08:00 and 12:15 and from 13:30 to 16:00, Mondays to Fridays, at the Development Management Department, Development and Planning Unit, Ground Floor, 166 Old Fort Road, Durban, for a period of three weeks commencing on 11 February 2000.

Any person having sufficient interest in the proposed amendment may lodge with the Executive Director (Development and Planning) (Attention: Divisional Planner - Rezoning), P.O. Box 680, Durban 4000, written objections or representation relating thereto by no later than Monday, 6 March 2000.

S. SITHOLE,

Chief Executive Officer/Town Clerk.
Town Clerk's Office,
9th Floor, Embassy Building,
cor. Smith/Alwal Streets,
Durban.

D6—February 10, 2000.

**NOORD-SENTRALE EN SUID-SENTRALE
PLAASLIKE RADE
ADMINISTRATIEWE ENTITEIT VAN DIE
STAD DURBAN
VOORLOPIGE DORPBEPLANNINGSKEMA:
GEBIED MEREWENT: VOORGESTELDE
HERSONERING VAN 'N STUK GROND TE
TRAVANCORERYLAAN VAN
RESERVERING AS OPENBARE OOP
RUIMTE TOT PLEK VIR
GODSDIENSBOEFENING**

Kennis geskied hiermee ingevolge artikel 47 bis A van Dorpbeplanningsordonnansie 27 van 1949 (soos gewysig) van die voorstel om 'n stuk grond te Travancorerylaan van reservering as openbare oop ruimte tot plek vir godsdienstbeoefening te hersoneer.

Die Rade is voornemens om die stuk grond, wat 2 000m² groot is, te verkoop. Dit sal vir godsdienstige doeleindes gebruik word.

Die motivering ten opsigte van die voorstel, asook afdrucke van die betrokke planne, sal tussen 08:00 en 12:15 en van 13:30 tot 16:00, Maandae tot Vrydae, vanaf 11 Februarie 2000 vir 'n tydperk van drie weke by die Departement Ontwikkelingsbeheer, Ontwikkeling-en-Beplanningseenheid, Grondverdieping, Old Fortweg 166, Durban, ter insae lê.

Enigeen wat voldoende belang by die voorgestelde wysiging het, kan skriftelike besware of vertoe in verband daarmee by die Uitvoerende Direkteur (Ontwikkeling en Beplanning) (Aandag: Afdelingsbeplanner Hersonering), Posbus 680, Durban 4000, sodat dit haar nie later nie as Maandag 6 Maart 2000, bereik.

S. SITHOLE,

Hoof Uitvoerende Beamppte/Stadsklerk.
Kantoor van die Stadsklerk,
9E Verdieping, Embassy,
h/v Smith-/Alwalstraat,
Durban.

D6—Februari

MARGATE TRANSITIONAL LOCAL COUNCIL

Municipal Notice No. 10 of 2000

TOWN PLANNING SCHEME IN COURSE OF PREPARATION PROPOSED AMENDMENT

Notice is hereby given in terms of Section 47 bis of Ordinance No. 27 of 1949, as amended, of the Council's intention to amend the Shelly Beach Town Planning Scheme in Course of Preparation by the rezoning of Erf 830, Shelly Beach situated along Main Road 395 and Jackson Road from "Special Residential" to "General Residential 2".

The relevant documents are available for public inspection during normal business hours at the Office of the Director of Engineering Services, Municipal Offices, Uvongo.

Interested persons may lodge objections with

the undersigned by not later than 3 March 2000.
A. E. SNYMAN,
Chief Executive/Town Clerk.
Margate Transitional Local,
P.O. Box 11,
Margate,
4275.

D8—February 10, 2000.

MARGATE PLAASLIKE OORGANGSRAAD Munisipale Kennisgewys No. 10 van 2000 SHELLY BEACH DORPBEPLANNINGSKEMA IN VOORBEREIDING VOORGESTELDE WYSIGING

Kennis geskied hiermee ingevolge Artikel 47 bis van Dorpbeplannings Ordinsansie No. 27 van 1949, soos gewysig, dat Margate Oorgangsraad 'n aansoek ontvang het vir oorgeweging ten einde

die Shelly Beach Dorpbeplanningskema, in voorbereiding, soos volg te wysig. Erf 830 Shelly Beach geleë langs Hoofweg 395 and Jackson Road te hersoneer vanaf "Spesiale Woon" na "Algemene Woonsonne 2".

Die relevante inligting sal gedurende kantoorure by die Raadskantore te Uvongo beskikbaar wees vir besigtiging.

Enige persoon met voldoende belang in die voorgenome wysiging is geregtig om in die verband 'n geskrewe beswaar by die ondergetekende aan te teken voor of op 3 Maart 2000.

A. E. SNYMAN,
Hoof Uitvoerende/Stadsclerk.
Margate Plaaslike Oorgangsraad,
Posbus 11,
Margate,
4275.

D8—Februarie 10, 2000.

MISCELLANEOUS/DIVERSE

APPLICATIONS FOR PUBLIC ROAD CARRIER PERMIT/S

Particulars in respect of applications for Public Road Carrier Permit/s (as submitted to the Local Road Transportation Boards or the National Transport Commission) indicating, firstly the reference number then:

- (2) the name of the applicant;
- (3) the place where applicant conducts his business or wishes to conduct his business, as well as his postal address;
- (4) the nature of the application/s, that is whether it is an application/s for:
 - (C1) the grant of such permit/s,
 - (C2) the grant of additional authorisation,
 - (C3) the amendment of a route/s,
 - (C4) the amendment of a timetable/s,
 - (C5) the amendment of tariffs,
 - (C6) the renewal of such permit/s,
 - (C7) the transfer of such permit/s,
 - (C8) the change of name of the undertaking concerned,
 - (C9) the replacement of a vehicle/s,
 - (C10) an additional vehicle with existing authorisation; - as well as, in the case of an application contemplated in C6 or C7,
 - (C12) the number of the permit/s concerned.
- (5) the number and type of vehicles, including the carrying capacity or gross vehicle mass of the vehicles involved in the application;
- (6) the nature of the road transportation or proposed road transportation, that is whether it involves persons or goods, or both; and the class or classes of goods that are conveyed or are to be conveyed; and;
- (7) the points between or the route or routes along or the area or areas within which the road transportation is to be conducted.

Where any of (2) to (7) are applicable, are published below in terms of section 14 (1) of the Road Transportation Act (Act 74 of 1977).

In terms of regulation 4 of the Road Transportation Regulations, 1977 written representations supporting or opposing these applications must within 21 (twenty-one) days from the date of this publication, be lodged by hand with or dispatched by registered post to, the Local Road Transportation Board concerned in quadruplicate, and lodged by hand with, or dispatched by registered post to, the applicant at his advertised address (See (3)) in single copy.

Address to which representations must be directed:

The Secretary
Local Road Transportation Board
Private Bag X54307
Durban
4000

and the respective applicant.

Full particulars in respect of each application are open to inspection at the Local Road Transportation Board's office.

OP.1356104

- (2) Sithole T/A Ulundi Bus Service BA. - I.D. No. 20051423
- (3) District: Lower Umfolozi. Postal address: P.O. Box 33, Mahlabathini, 3865
C/o Stone I. E., 4 Amber Avenue, Howick, 3290
- (4) New application
- (5) 27 x 100 passengers
- (6) The conveyance of other
- (7) Authority as per Annexure "A". Organised parties as per pro-forma - from points situated within a radius of 25 (twenty-five) kilometres from Mahlabathini to points within the Republic of South Africa and return.

ANNEXURE A

Route 14 - Plant Memorial via KwaNdllovu and Ngwini to Empangeni Rail and Rank.

From the Plant Memorial terminal point situated on Road D477 in the Magisterial District of Mtonjaneni along Roads 477, 253 and Road 230 to the Empangeni Rail and Rank terminal points situated in the Magisterial District of Empangeni. Return via the same route in the reverse direction of the forward journey.

Route 15 - St Pauls via Upper Mseleni to Empangeni Rail and Rank

From the St Pauls terminal point situated on Road D1577 in the Magisterial District of Mtonjaneni along Roads D1577, 534, 571, 393 and 230 to the Empangeni Rail and Rank terminal points situated in the Magisterial District of Empangeni. Return via same route in the reverse direction of the forward journey.

Route 16 - From Lower Debe via Heatonville to Empangeni Rail and Rank

From the Lower Debe Terminal point situated on Road 701 in the Magisterial District of Lower Umfolozi along Roads 701, 253 and 230 to the Empangeni Rail and Rank terminal points situated in the Magisterial District of Empangeni. Return via same route in the reverse direction of the forward journey.

Route 17 - Upper Mseleni via Kwaleni to Empangeni Rail and Rank

From the Upper Mseleni terminal point situated on Road 534 in the Magisterial District of Mtonjaneni along Roads 534, 477, 393 and 230 to the Empangeni Rail and Rank terminal points situated in the Magisterial District of Empangeni. Return via same route in the reverse direction of the forward journey.

Route 18 - Empangeni to Melmoth

From the Empangeni Rail and Rank terminal points situated in the Magisterial District of Empangeni, along Roads 230, 253 and 247/3 to the Melmoth terminal point situated in the Magisterial District of Mtonjaneni. Return via same route in the reverse direction of the forward journey.

Route 19 - Empangeni internal routes

From Empangeni bus terminus along Provincial Main Road 230, Weightman Avenue, Apollo Avenue, President Swart Avenue, Farewell Road, McDivitt Road, Aurora Crescent, Neil Armstrong Drive, Gemini Drive, Durnford Road, Hibiscus Road, Cactus Drive, President Swart Avenue, Dunne Road, Kerk Street, Old Main Road, Turnbull Street, Smith Street, Biyela Street, Main Road 230 to Empangeni Bus Terminus and return along Main Road 230, Biyela Street, Commercial Road, Turnbull Street, Smith Street, Biyela Street, Byrne Street, Maxwell Street, Old Main Road and follow the forward route in reverse.

Route 20 - Empangeni internal routes

From Empangeni Bus Terminus along Provincial Main Road 230, Biyela Street, Byrne Street, Maxwell Street, Commercial Road, Turnbull Street, Smith Street, Union Street, Paul Avenue, Thrush Road, Warbler Way, Louis Botha Avenue, Slandish Lester, Paul Avenue, Main Road 230 into Polly Centre shopping complex and return from Polly Centre along the forward route in reverse to Smith Street then along Biyela Street, Commercial Road, Turnbull Street and Main Road 230 to Empangeni Bus Terminus.

Route 21 - Empangeni internal routes

From Empangeni Bus Terminus along Provincial Main Road 230, Old Main Road, Frank Bull Road, Main Road 230, Paul Avenue, Slandish Lester Road, Louis Botha Avenue, Warbler Way, Thrush Road, Moberly Road, Pasture Road, Union Street, Smith Street, Biyela Street, Commercial Road, Turnbull Street and Main Road 230 to Empangeni Bus Terminus and return along the forward route in reverse.

Route 22 - Empangeni

From Empangeni Swimming Pool parking area along Baines Road, Frank Bull Road, Main Road 230, R34 John Ross Parkway, Geleiergang, Alumina Allee, Duralumin Duct, return along Duralumin Duct and Alumina Allee to Ikhwezi Transport depot and return along the forward route in reverse.

OP.1356143

- (2) Tshutsha S.V. - I.D. No. 7005126149089
- (3) District: Durban Postal address: P.O. Box 493, Port Edward, 4295
- (4) New application
- (5) 1 x 14 passengers
- (6) The conveyance of taxi passengers
- (7) Authority: From S. J. Smith Hostel Taxi Rank No. 59, Merebank, situated within the Magisterial District of Durban to Bizana Taxi Rank, Eastern Cape and return.

OP.1356149

- (2) Gounden R.S. - I.D. No. 6002085708089
- (3) District: Durban. Postal address: 74 Lakhimpur Road, Merebank, Durban, 4052
- (4) New application

- (5) 1 x 4 passengers
 (6) The conveyance of taxi passengers
 (7) Authority:
 From 74 Lakhimpur Road, Merebank to points within a radius of 50 (fifty) kilometres therefrom and return.

OP.1356151

- (2) Biyela P.T. – I.D. No. 5202026304086
 (3) District: Mtunzini. Postal address: P.O. Box 209, Esikhawini, 3887
 (4) New application (late renewal)
 (5) 1 x 14 passengers
 (6) The conveyance of taxi passengers
 (7) Authority:
 (A) From KwaMncwabe Super Market situated within the Magisterial District of Mtunzini to Mtunzini Post Office via Port Dunford, Mtunzini Garage and return to KwaMncwabe Super Market.
 (B) From KwaMncwabe Super Market to KwaDlangezwa Post Office and return to KwaMncwabe Super Market. Restriction: No passengers to be picked up from KwaDlangezwa Post Office.

OP.1356152

- (2) Biyela P.T. – I.D. No. 5202026304086
 (3) District: Mtunzini. Postal address: P.O. Box 209, Esikhawini, 3887
 (4) New application (late renewal)
 (5) 1 x 14 passengers
 (6) The conveyance of taxi passengers
 (7) Authority:
 From Somkawana Trading Store situated in Esikhawini within the Magisterial District of Mtunzini to points within a radius of 50 (fifty) kilometres therefrom and return to Somkawana Trading Store situated in Esikhawini.

OP.1356158

- (2) Ngema N.E. – I.D. No. 4704190526080
 (3) Postal address: M1164 Umlazi Township, PO Umlazi, 4031
 (4) Transfer of permit
 Permit No. 374174/0 from Ntombela F.E.
 (5) 1 x 15 passengers. District: Umlazi
 (7) Authority as in the last mentioned permit(s).

OP.1356159

- (2) Nxumalo S.M. – I.D. No. 5208285283085
 (3) District: Pinetown. Postal address: P.O. Box 89, Kwadabeka, 3612
 (4) New application (late renewal)
 (5) 1 x 15 passengers
 (6) The conveyance of taxi passengers
 (7) Authority:
 Between KwaDabeka Taxi Rank, KwaDabeka and Pinetown.

OP.1356163

- (2) Mabaso G.S. – I.D. No. 5210105766083
 (3) District: Pinetown. Postal address: P.O. Box 1160, Hillcrest, 3650
 (4) New application (late renewal)
 (5) 1 x 15 passengers
 (6) The conveyance of taxi passengers
 (7) Authority:
 From Umphumela School, Kwa Ngcolosi situated within the Magisterial District of Pinetown to points within a radius of 50 (fifty) kilometres therefrom and return to Umphumela School, Kwa Ngcolosi.

OP.1356167

- (2) Zulu S.K. – I.D. No. 5507315400084
 (3) Postal address: P.O. Box 3599, Mtubatuba, 3935
 (4) Transfer of permit
 Permit No. 356394/1 from Langa S.M.
 (5) 1 x 15 passengers. District: Hlabisa
 (7) Authority as in last mentioned permit(s).

OP.1356169

- (2) Gcaba B.M. – I.D. No. 3704070346089
 (3) Postal address: P.O. Box 265, Mtubatuba, 3935
 (4) Transfer of Permit
 Permit No. 362025/02 from Gcaba B.C.
 (5) 1 x 15 passengers. District: Camperdown
 (7) Authority as in last mentioned permit(s).

OP.1355789

- (2) Acheson G. – I.D. No. 4912185657089

- (3) District: Durban. Postal address: Box 215, Umtentweni, 4235
 (4) New application
 (5) 2 x 8 passengers
 (6) The conveyance of tourists
 (7) Authority:
 Within the Republic of South Africa.
 Subject to the conditions.
 A) No commuter services, intercity services and intertown services to be operated by the holder of this permit in terms of this authority from points referred to in the said authority to any other point referred to therein.
 B) Once the vehicle has been hired by a group of passengers, the passengers shall be picked up as a group and set down as a group notwithstanding the fact that the pick up point and the set down point need not be the same point.
 C) When tourists are being conveyed:
 (i) the driver of the vehicle must be in possession of a public drivers' permit.
 (ii) a registered tour guide must accompany the tour and
 (iii) they must be protected by valid passenger liability insurance cover of not less than one million rand.

The conditions contained herein are subject to review at anytime.

OP.1355796

- (2) Maniraj S. – I.D. No. 3604040084085
 (3) District: Durban Postal address: P.O. Box 323, Verulam, 4340
 (4) Additional vehicle – Inc. CC 39-92.
 (5) 1 x 92 passengers
 (6) The conveyance of persons on a particular bus route
 (7) Authority:
 As per Annexure A

ANNEXURE A

Issued in conjunction with Public Permit No. B06147974

Route 1

Passengers and their personal effects

From Palmview to Verulam and return

Inwards: From the intersection of Northern Drive and Palmview Drive, along Palmview Drive, turn right into and along Trenance Park Drive, Central Park Drive, Palmview Drive, Shastri Park Drive, and along Northern Drive, left into (Road 79) (also known as MR 96) into Ireland Street to Verulam Bus Rank and return.

Outwards: From Verulam Bus Rank into and along Ireland Street, into Road 79 (also known as MR 96) turn right into Northern Drive, right into Palmview Drive, Trenance Park Drive, Shastri Park Drive, turn left and proceed along Northern Drive to bus terminus.

Route 2

Passengers and their personal effects

From Phoenix (Palmview) to Verulam Bus Rank and return

Inwards: From the intersection of Palmview Drive and Northern Drive, into and along Palmview Drive, Trenance Park Drive, Palmview Drive, Northern Drive, left into R102, right into Kisson Road, left into Old North Coast Road, Ireland Street, into Verulam Bus Rank and return.

Outwards: From Verulam Bus Rank, into and along Ireland Street, Old North Coast Road, Kisson Road, left into R102, Northern Drive, Palmview Drive, Trenance Park Drive, Palmview Drive, to the intersection of Northern Drive and Palmview Drive.

Time Table for Routes 1 and 2

Depart Phoenix	Arrive Verulam	Depart Verulam	Arrive Phoenix
04:45	05:15	05:30	06:00
05:15	05:45	06:00	06:30
05:45	06:15	06:30	07:00
06:15	06:45	07:00	07:30
06:30	07:00	07:15	07:45
07:15	07:45	08:00	08:30
07:45	08:15	08:30	09:00
08:30	09:00	09:15	09:45

09:30	10:00	10:15	10:45
10:30	11:00	11:15	11:45
11:30	12:00	12:15	12:45
12:30	13:00	13:15	13:45
13:30	14:00	14:15	14:45
14:30	15:00	15:15	15:45
15:30	16:00	16:15	16:45
16:00	16:30	16:45	17:15
16:30	17:00	17:15	17:45
17:00	17:30	17:45	18:15
17:30	18:00	18:15	18:45
18:00	18:30	18:45	19:15

Route 3

Passengers and their personal effects within the Inner Circle of Phoenix

- (1) From Units 2, 3, 4 and 5 (situated in Phoenix Township) to Phoenix Station and Mount Edgecombe Station along the Spine Road and vice versa along the prescribed bus routes.
 (2) From Units 10 and 11 (situated in Phoenix Township) to Phoenix Station and Mount Edgecombe Station and along the Spine Road and vice versa along the prescribed bus routes.

Route 4

Passengers and their personal effects

From Phoenix Township Units 2, 3, 4 and 5 to Verulam Bus Rank and return via:

Terminal point at Road 601 into and along Road 501, into Spine Road, along Spine Road into and along Roads, 401, 405, 407, 307, 302, 204, 304, 203, along Road 202, into Spine Road, along Spine Road, into and along North Coast Road, into new Provincial Road No. R102, along R102 into (Verulam) Wick Street, along Wick Street, into Moss Street to terminus at Verulam Bus Rank and return along Moss Street to Verulam Market, thence along Moss Street, into and along Wick Street, into New Provincial Road R102 and return to Phoenix vice versa.

Time Table

Depart Phoenix	Arrive Verulam	Depart Verulam	Arrive Phoenix
08:00	08:30	09:00	09:30
10:00	10:30	11:00	11:30
12:00	12:30	13:00	13:30
14:00	14:30	15:00	15:30
16:00	16:30	17:00	17:30

Route 5

Passengers and their personal effects from Phoenix Industrial Park, via Phoenix Units 10, 11, 12, 9, 8, 7 to Verulam Bus Rank and return.

Inwards: From Paragon Place Bus Terminus, right into Hunslett Road, into Aberdare Drive, into Industrial Park Road, left into proceed along Fernham Drive, turn right into Lenham Drive, crossing Spine Road (Phoenix Highway), into and along Longbury Drive, turn right into Spine Road, (Phoenix Highway), New Farm Road, turn left into Road 2/1, turn right into Link Road 2/1 with MA 96, turn left into MA 96 also known as RD 79, Ireland Street to Verulam Bus Rank and return.

Outwards: From Verulam Bus Rank into and along Ireland Street into Road 79 (also known as MR 96), turn left into Link Road 2/1 with MR 96 turn right into Road 2/1, New Farm Road, Spine Road (Phoenix Highway), left into and along Fernham Drive, into Industrial Park Road, Aberdare Drive, Hunslett Road, left into Paragon Place Bus Terminus.

Time Table

Depart Phoenix	Arrive Verulam	Depart Verulam	Arrive Phoenix
04:45	05:45	06:00	07:00
05:15	06:15	06:30	07:15
06:45	06:45	07:00	07:40
06:15	07:15	07:30	08:20
06:30	07:30	07:45	08:30
07:15	08:10	08:45	09:20
07:45	08:40	08:30	10:00
08:30	09:30	09:00	10:50
09:30	10:20	10:00	11:30

10:30	11:30	10:30	13:00
11:30	12:30	12:00	14:00
12:30	13:30	13:00	15:00
13:30	14:30	14:00	16:00
14:30	15:30	15:00	16:50
15:30	16:30	16:00	17:40
16:00	17:00	16:40	18:10
16:30	17:30	17:15	18:35
17:00	17:55	17:45	19:05
17:30	18:25	18:10	19:30
18:00	18:50	19:00	20:00

Route 6

Passengers and their personal effects

From Phoenix Units 7, 8, 9, 17, 18 to Verulam Bus Rank and return

Inwards: From the intersection of Longbury Drive and Southvale Road, into and along Longbury Drive (Road 903, 803, 703), Phoenix Highway, Stanmore Drive, Grove End Drive, Phoenix Highway, New Farm Road, R102, Wick Street, Ireland Street to Verulam Rank and return.

Outwards: From Verulam Bus Rank, into and along Ireland Street, Wick Street, R102, New Farm Road, Phoenix Highway, Grove End Drive, Stanmore Drive, Phoenix Highway, Longbury Drive (Roads 703, 803, 903), to the intersection of Southvale Road and Longbury Drive.

Route 7

Passengers and their personal effects

From Phoenix Township Units 10, 11, 12, 13, 14, 15 and 21 to Verulam Bus Rank and return.

Inwards: From Industrial Park Road, into and along Fernham Drive, Whetstone Drive or Fernham Drive, Lenham Drive, Northcroft Drive, Lenham Drive, Northern Drive, Sunford Drive, Hannaford Drive, Foresthaven Drive, Canehaven Drive, Hannaford Drive, Phoenix Highway, New Farm Road, R102, Wick Street, Ireland Street to Verulam Bus Rank and return.

Outwards: From Verulam Bus Rank, into and along Ireland Street, Wick Street, R102, New Farm Road, Phoenix Highway, Hannaford Drive, Canehaven Drive, Foresthaven Drive, Hannaford Drive, Sunford Drive, Northern Drive, Lenham Drive, Northcroft Drive, Lenham Drive, Fernham Drive or Whetstone Drive, Fernham Drive to Industrial Park Road.

Time Table

04:45	05:15	05:30	06:00
05:00	05:30	05:40	06:35
05:30	06:00	06:15	06:45
06:00	06:30	06:40	07:15
06:15	06:45	06:50	07:50
06:30	07:00	07:15	08:15
07:00	07:30	07:45	09:15
07:30	08:00	08:15	09:50
08:00	08:30	08:45	09:55
08:30	09:00	09:25	10:20
09:00	09:30	09:50	10:55
09:30	10:00	10:25	11:20
10:00	10:30	10:50	11:50
10:30	11:00	11:15	12:30
11:00	11:35	12:00	12:45
11:30	12:00	12:15	13:15
12:00	12:30	12:45	13:45
12:30	13:00	13:15	14:55
13:30	14:00	14:25	15:25
14:00	14:30	15:00	15:55
14:30	15:00	15:20	16:55
15:30	16:00	16:20	17:15
16:00	16:30	16:40	17:40
17:00	17:00	17:40	18:25
17:50	18:00	18:10	18:45

Route 8

Passengers and their personal effects

From White House Shopping Centre R102, left into and along Phoenix Highway, left into and along Industrial Park Road, right into Fernham Drive, Lenham Drive, crossing Phoenix Highway into and along Longbury Drive, Phoenix Highway into and along Grove End Drive, into and along Stanmore Drive, Phoenix Highway, into and along Parthenon Street, into and along Pandora

Street, into and along Pegasus Street and return.

Alternatively – either I or II

I. Phoenix Highway, Northern Drive, Lenham Drive, Cardham Drive, Crestbrook Drive, Palmview Drive, Central Park Drive, Palmview Drive, Northern Drive, Phoenix Highway, Lenham Drive, Fernham Drive, Industrial Park Road, Phoenix Highway R102 to terminal point opposite White House Centre.

II. Phoenix Highway, into and along Parthenon Street, into and along Pandora Street, into and along Pegasus Street, Longcroft Drive, Longbury Drive, crossing Phoenix Highway, Lenham Drive, Whetstone Drive, Fernham Drive, Industrial Park Road, Phoenix Highway, R102, to terminal point opposite White House Shopping Centre.

Route 9

Passengers and their personal effects

Inwards: From Woodview Drive, right into Woodhaven Drive, left into Canehaven Drive, Northern Drive, Palmview Drive, Trenance Park Drive, Central Park Drive, Palmview Drive, Shastri Park Drive, into and along Northern Drive, Phoenix Highway, Parthenon Street, Pandora Street, near Gem City and return.

Outwards: Parthenon Street, Pandora Street, Pegasus Street, Phoenix Highway, Northern Drive, Shastri Park Drive, Palmview Drive, Central Park Drive, Trenance Park Drive, Palmview Drive, Northern Drive, Canehaven Drive, Viewhaven Drive into Woodview Drive Bus Terminus.

Route 9

Inwards: From White House Shopping Centre R102 into and along Phoenix Highway, Industrial Park Road, Fernham Drive, Lenham Drive, Phoenix Highway, Parthenon Street, Pandora Street, Pegasus Street, Phoenix Highway Northern Drive R102, Ireland Street crossing Todd Street into Ireland Street Bus Rank and return.

Outwards: From Ireland Street Bus Rank crossing Todd Street, R102, Northern Drive, Phoenix Highway, Parthenon Street, Pandora Street, Pegasus Street, Phoenix Highway, R102 to Terminal Point opposite White House Shopping Centre.

Route 10

From Hunslett Road passing Ottawa Station to Verulam Bus Rank and return

Inwards: From terminal point in Hunslett Road at the corner of Paragon Place, right into Main Road 93, right turn, into Aberdare Drive right turn into Hunslett Road, left turn into Aberdare Drive, turn right into Industrial Park Road.

Alternatively: Main Road 93, turn right into Aberdare Drive, right into Industrial Park Road, left into Phoenix Highway, left into Northern Drive, right into Canehaven Drive, right into North Side Drive, left into Sunford Drive, left into Hannaford Drive, right into Canehaven Drive, right into Northern Drive, right into View Haven Drive, left into Woodview Drive, left into Old North Coast Road, (Old Main Road passing Ottawa Station) left into MR 97, crossing MR 98, into Ireland Street, crossing Todd Street, into Ireland Street Bus Rank and return.

Route 11

Persons and their personal effects: From Phoenix Township, Units 10, 11 and 12 to Phoenix Station via Phoenix Industrial Park and return.

Inwards: From Phoenix Township, Westham Drive (Mamba Stores), into and along Lenham Drive, Fernham Drive (Road 1201, 1101, 1001) alternatively Westham Drive (Road 1203, 1103), Whetstone Drive (Road 1102), Fernham Drive (Road 1001), Industrial Park Road.

Either:

(i) Aberdare Drive, Hunslett Road, Aberdare Drive, Phoenix Highway, Eastbury Drive, to Phoenix Station and return.

(ii) Phoenix Highway, Eastbury Drive, or to Phoenix Station and return.

Outwards: From Phoenix Station, into and along Eastbury Drive, Phoenix Highway.

Either:

(i) Industrial Park Road, Fernham Drive (Road 1001), Whetstone Drive (Road 1102), Lenham Drive (Roads 1103, 1203), Westham Drive (Road 1210), alternatively Fernham Drive Roads 1001, 1101, 1201), Lenham Drive (Road 1203), to Westham Drive (Road 1210) (Mamba Stores).

(ii) Aberdare Drive, Hunslett Road, Aberdare Drive, Industrial Park Road, Fernham Drive (Road 1001) Whetstone Drive (Road 1102) Lenham Drive (Roads 1103, 1203) Westham Drive (Road 1210), alternatively Fernham Drive (Roads 1001, 1101, 1201) Lenham Drive (Road 1203) to Westham Drive (Road 1210).

Route 12

Persons and their personal effects. From Phoenix Township Units 7, 8 and 9 to Phoenix Station and Phoenix Industrial Park and return.

Inwards: From the intersection of Ridgcroft Drive and Longbury Drive, into and along Longbury Drive, Phoenix Highway, alternatively from the intersection of Ridgcroft Drive and Longbury Drive, along Longbury Drive, Longcroft Drive, Rydalvale Drive, Phoenix Highway.

Either:

(i) Eastbury Drive, to Phoenix Station and return.

OR

(ii) Industrial Park Road, Aberdare Drive, Hunslett Road, Aberdare Drive, Phoenix Highway, Eastbury Drive to Phoenix Station and return.

Outwards:

(i) From Phoenix Station into and along Eastbury Drive, Phoenix Highway.

(ii) From Phoenix Station, into and along Eastbury Drive, Phoenix Highway, Aberdare Drive, Hunslett Road, Aberdare Drive, Industrial Park Road, Phoenix Highway, to Rydalvale Drive, Longcroft Drive, Longbury Drive, to the intersection of Longbury Drive and Ridgcroft Drive, alternatively along Longbury Drive to the intersection.

Route 13

Passengers and their personal effects. From Phoenix Township Units 13 and 14 to Phoenix Station via Phoenix Industrial Park and return.

Inwards: From the intersection of Westham Drive and Lenham Drive, along Lenham Drive, Northcroft Drive, Lenham Drive, Northern Drive, Phoenix Highway, alternatively from the intersection of Westham Drive and Lenham Drive, along Lenham Drive, Northern Drive, Phoenix Highway.

Either:

(i) Eastbury Drive, to Phoenix Station and return.

OR

(ii) Industrial Park Road, Aberdare Drive, Hunslett Road, Aberdare Drive, Phoenix Highway, Eastbury Drive, to Phoenix Station and return.

Outwards:

(i) From Phoenix Station, into and along Eastbury Drive, Phoenix Highway, Northern Drive.

OR

(ii) From Phoenix Station, into and along Eastbury Drive, Phoenix Highway, Aberdare Drive, Hunslett Drive, Aberdare Drive, Industrial Park Road, Phoenix Highway, Northern Drive, into and along Lenham Drive, to the intersection of

Lenham Drive and Westham Drive alternatively, Lenham Drive, Northcroft Drive, Lenham Drive to the intersection of Lenham Drive and Westham Drive.

Route 14

Passengers and their personal effects, from Phoenix Township Units 15 and 21 to Phoenix Station via Phoenix Industrial park and return.

Inwards: From the intersection of Northern Drive and Sunford Drive, into and along Sunford Drive, Hannaford Drive, Canehaven Drive, Foresthaven Drive, Hannaford Drive, Phoenix Highway.

Either:

- (i) Eastbury Drive to Phoenix Station.
OR
- (ii) Industrial Park Road, Aberdare Drive, Hunslett Road, Aberdare Drive, Phoenix Highway, Eastbury Drive, to Phoenix Station and return.

Outwards:

- (i) From Phoenix Station into and along Eastbury Drive, Phoenix Highway, Hannaford Drive.

OR

- (ii) From Phoenix Station into and along Eastbury Drive, Phoenix Highway, Aberdare Drive, Hunslett Road, Aberdare Drive, Industrial Park Road, Phoenix Highway, Hannaford Drive, to Foresthaven Drive, Canehaven Drive, Hannaford Drive, Sunford Drive, to the intersection of Sunford Drive and Northern Drive.

Route 15

Passengers and their personal effects, from Phoenix Township Units 17 and 18 to Phoenix Station via Phoenix Industrial Park and return.

Inwards: From the intersection of Phoenix Highway and Grove End Drive, Phoenix Highway, alternatively from the intersection of Phoenix Highway and Grove End Drive, along Grove End Drive, Stanmore Drive, Phoenix Highway, Longbury Drive.

Either:

1. Phoenix Highway, Eastbury Drive, to Phoenix Station and return.
2. Phoenix Highway, Industrial Park Road, Aberdare Drive, Hunslett Road, Aberdare Drive, Phoenix Highway, Eastbury Drive to Phoenix Station and return.

Outwards:

1. From Phoenix Station, into and along Eastbury Drive, Phoenix Highway.
2. From Phoenix Station, into and along Eastbury Drive, Phoenix Highway, Aberdare Drive, Industrial Park Road, Phoenix Highway to Longbury Drive, Stanmore Drive, Grove End Drive, to the intersection of Grove End Drive and Phoenix Highway, alternatively from Phoenix Highway, Stanmore Drive, Grove End Drive to the intersection of Grove End Drive and Phoenix Highway.

Time Table

Depart Phoenix Township	Arrive Phoenix Station	Depart Phoenix Township	Arrive Phoenix Station
04:00	04:30	04:35	05:05
04:30	05:00	05:05	05:35
05:00	05:30	05:35	06:05
05:30	06:00	06:05	06:35
06:00	06:30	06:35	07:05
06:30	07:00	07:05	07:35
07:00	07:30	07:35	08:05
07:30	08:00	08:05	08:35
08:00	08:30	08:35	09:05
08:30	09:00	09:05	09:35
09:00	09:30	09:35	10:05
09:30	10:00	10:05	10:35
10:30	11:00	11:05	11:35
11:30	12:00	12:05	12:35
12:30	13:00	13:05	13:35

13:30	14:00	14:05	14:35
14:30	15:00	15:05	15:35
15:30	16:00	16:05	16:35
16:00	16:30	16:35	17:05
16:30	17:00	17:05	17:35
17:00	17:30	17:35	18:05
17:30	18:00	18:05	18:35
18:00	18:30	18:35	19:05
18:30	19:00	19:05	19:35
19:00	19:30	19:35	20:05
19:30	20:00	20:05	20:35
20:00	20:30	20:35	21:05
20:30	21:00	21:05	21:35

Scale of charges:

From Phoenix Units 15 and 21 to Phoenix Station — R0,15 single.

From Phoenix Units 15 and 21 to Phoenix Industrial Park — R0,25 single.

Scale of charges:

From Phoenix Units 17 and 18 to Phoenix Station — R0,15 single.

From Phoenix Units 17 and 18 to Phoenix Industrial Park — R0,25 single.

From Phoenix Units 2, 3, 4, 5 to Phoenix Station — R0,15 single.

From Phoenix Units 2, 3, 4, 5 to Phoenix Industrial Park — R0,25 single.

From Phoenix Units 13 and 14 to Phoenix Station — R0,15 single.

From Phoenix Units 13 and 14 to Phoenix Industrial Park — R0,25 single.

From Phoenix Units 10, 11 and 12 to Phoenix Station — R0,15 single.

From Phoenix Units 10, 11 and 12 to Phoenix Industrial Park — R0,25 single.

From Phoenix Units 7, 8, 9 to Phoenix Station — R0,15 single.

From Phoenix Units 7, 8, 9 to Phoenix Industrial Park — R0,25 single.

From Phoenix Station to Phoenix Industrial Park — R0,20 single.

Phoenix Inner Circle — R0,70.

Phoenix all units to Verulam — R0,55.

OP.1355799

- (2) Pillay B. — I.D. No. 7704235157088
- (3) Postal address: 58 Billford Road, Sunford, Phoenix, 4068
- (4) Transfer of permit
Permit No. 374897/0 from Wohabally E.
- (5) 1 x 15 passengers, District: Inanda
- (7) Authority as in last mentioned permit(s).

OP.1355803

- (2) Cullinan Holdings Ltd t/a Thompson Tours — I.D. No. 010180806
- (3) District: Republic of S.A. Postal address: P.O. Box 51041, Musgrave Road, Durban, 4062
- (4) Additional vehicle
- (5) 4 x 9 passengers
- (6) The conveyance of tourists
- (7) Authority:

Tourist and their personal effects who are touring for cultural or educational or for leisure and who visit various places or interest or sights between points with the Republic of South Africa.

OP.1355807

- (2) Mchunu M.A. — I.D. No. 4707085315089
 - (3) District: Pinetown Postal address: P.O. Box 783, P.O. Clernaville, 3602
 - (4) New application (Late Renewal)
 - (5) 1 x 16 passengers
 - (6) The conveyance of taxi passengers
 - (7) Authority:
- Between Pinetown long distance Taxi Rank situated within the Magisterial District of Pinetown and Ixopo Orara direct, along N3 Highway via Mandastone Road, pass Richmond and proceed to Ixopo Orara and return to Pinetown long distance Taxi Rank.

OP.1355813

- (2) Mbelu A. — I.D. No. 4201085183085
 - (3) District: Umlazi Postal address: AA 1128 Umlazi Township, P.O. Umlazi, 4031
 - (4) Additional vehicle increase in cc from 8 to 15
 - (5) 1 x 16 passengers
 - (6) The conveyance of taxi passengers
 - (7) Authority:
- Within the Magisterial District of Umlazi, Umbumbulu, Pinetown and Durban.

OP.1355816

- (2) Makan R.P. — I.D. No. 7001305324080
 - (3) District: Durban Postal address: P.O. Box 48259, Qualbert, 4078
 - (4) New application
 - (5) 2 x 15 passengers
 - (6) The conveyance of taxi passengers
 - (7) Authority:
1. To transport persons and their goods within a fifty (50) kilometer radius from 168 Rosary Road within the city of Durban Magisterial District and return to 168 Rosary Road.
 2. Casual trips: Within the R.S.A.

OP.1355825

- (2) Partab R. — I.D. No. 5609175109050
- (3) Postal address: 3 Lavender Place, Brindhaven, Verulam, 4340
- (4) Transfer of permit
Permit No. 352869/0 from Thulsipersad A.
- (5) 1 x 15 passengers, District: Inanda
- (7) Authority as in last mentioned permit(s).

OP.1355830

- (2) Kheswa B.S. — I.D. No. 5710125869080
 - (3) District: Umlazi Postal address: BB Umlazi Township, P.O. Umlazi, 4031
 - (4) Additional vehicle increase in cc from 8 to 16
 - (5) 1 x 16 passengers
 - (6) The conveyance of taxi passengers
 - (7) Authority:
- Within the Magisterial District of Umlazi

OP.1355833

- (2) Xulu M.T. — I.D. No. 5602125876084
 - (3) District: Lower Umfolozi Postal address: 801 Capela Building, Gasbar Road, Durban, 4001
 - (4) New application
 - (5) 1 x 15 passengers
 - (6) The conveyance of taxi passengers
 - (7) Authority:
- (A) From Brackenhams at Richards Bay, situated within the Magisterial District of Lower Umfolozi to points within the radius of 50 (fifty) kilometres therefrom and return to Brackenhams at Richards Bay.
- (B) Casual trips — From Brackenhams at Richards Bay, situated within the Magisterial District of Lower Umfolozi to points within the Province of KwaZulu-Natal and return to Brackenhams at Richards Bay.

OP.1355866

- (2) Keswa D.Z. — I.D. No. 6009255182086
 - (3) District: Durban Postal address: P.O. Box 141, Umzimkulu, 3297
 - (4) New application
 - (5) 1 x 16 passengers
 - (6) The conveyance of taxi passengers
 - (7) Authority:
- From Rank 56 situated in Theatre La within the Magisterial District of Durban Umzimkhulu Taxi Rank via West S turn left into Russel Street into W Freeway, via Richmond, Ixopo and r

OP.1355869

- (2) Dlamini E.A.M. — I.D. No. 57052
 - (3) District: Pinetown Postal address: 22005, Pinetown, 3600
 - (4) New application
 - (5) 1 x 15 passengers
 - (6) The conveyance of taxi passengers
 - (7) Authority:
- Between KwaDabeka Clinic Township and Pinetown.

OP.1355873

- (2) Nomiya G.C. – I.D. No. 5111220595086
- (3) District: Durban Postal address: LB1016 KwaMashu Township, P.O. KwaMashu, 4360
- (4) New application
- (5) 2 x 5 passengers
- (6) The conveyance of taxi passengers
- (7) Authority: From Rank No. 21, KwaMashu Railway Station situated within the Magisterial District of Inanda to points within a radius of 50 (fifty) kilometres therefrom and return to Rank No. 21 KwaMashu Railway Station.

OP.1355875

- (2) Zuke S.F. – I.D. No. 6611130267089
- (3) District: Durban Postal address: P.O. Box 471, Highflats, 3306
- (4) New application
- (5) 1 x 15 passengers
- (6) The conveyance of taxi passengers
- (7) Authority: From Cannberrra Road Taxi Rank 100 along Sydney Road turn right to the Southern Freeway which becomes N2 along the N2 right into Road 22/1 at Park Rynie via Highflats Taxi Rank to Mazabekweni Taxi Rank. Return to Durban along Road 22/1 and N2 from Highflats Taxi Rank to Ixopo Taxi Rank.

OP.1355876

- (2) Hadebe N. – I.D. No. 4801205322081
- (3) District: Durban Postal address: P.O. Box 471, Highflats, 3306
- (4) New application
- (5) 1 x 15 passengers
- (6) The conveyance of taxi passengers
- (7) Authority: 1. From Cannberrra Road Taxi Rank 100 — along Sydney Road turn right onto the Southern Freeway which becomes N2 along the N2 Road 22/1 at Park Rynie and proceed to Hlokozi via Highflats Taxi Rank return to Durban to Durban along Road 22/1 and N2.
2. From Hlokozi Taxi Rank to Ixopo Taxi Rank.
3. From Hlokozi Taxi Rank to Pietermaritzburg Taxi Rank.
4. From Hlokozi Taxi Rank to Umzinto Taxi Rank.
Timetable as and when required.

OP.1355877

- (2) Ndlangisa S.D. – I.D. No. 5510205540084
- (3) District: Durban Postal address: P.O. Box 471, Highflats, 3306
- (4) New application
- (5) 1 x 16 passengers
- (6) The conveyance of taxi passengers
- (7) Authority: 1. From Cannberrra Road Taxi Rank No. 100 Magisterial District of Durban turn right into Road 22/1 at Park Rynie direct via Highflats Taxi Rank proceed to Umzumbe Taxi Rank and return to Durban.
2. From Umzumbe Taxi Rank to Ixopo Taxi Rank.
3. From Umzumbe Taxi Rank to Umzinto Taxi Rank.
4. From Umzumbe Taxi Rank to Pietermaritzburg Taxi Rank.

OP.1355876

- (2) Phungula V.S. – I.D. No. 7106015284084
- (3) District: Durban Postal address: P.O. Box 471, Highflats, 3306
- (4) New application
- (5) 1 x 16 passengers
- (6) The conveyance of taxi passengers
- (7) Authority: 1. From Cannberrra Road Taxi Rank 100 — along Sydney Road turn right onto the Southern Freeway which becomes N2 along the N2 Road 22/1 at Park Rynie and proceed to via Highflats Taxi Rank to Hlokozi Taxi Rank and return to Durban along Road 22/1 and N2.

2. From Hlokozi Taxi Rank to Ixopo Taxi Rank.
3. From Hlokozi Taxi Rank to Pietermaritzburg Taxi Rank.
4. From Hlokozi Taxi Rank to Umzinto Taxi Rank.

OP.1355879

- (2) Shibase B.E. – I.D. No. 6303235985084
- (3) District: Durban Postal address: P.O. Box 471, Highflats, 3306
- (4) New application
- (5) 1 x 16 passengers
- (6) The conveyance of taxi passengers
- (7) Authority: 1. From Cannberrra Road Taxi Rank No. 100 along Sydney Road turn right onto the Southern Freeway which becomes N2 along the N2 turn right into Road 22/1 at Park Rynie proceed to Umzumbe Taxi Rank via Highflats Taxi Rank and return to Durban along Road 22/1 and N2.
2. From Umzumbe Taxi Rank to Ixopo Taxi Rank.
3. From Umzumbe Taxi Rank to Umzinto Taxi Rank.
4. From Umzumbe Taxi Rank to Pietermaritzburg Taxi Rank.
Timetable — as and when required.

OP.1355880

- (2) Mjwara M.J. – I.D. No. 3308145158089
- (3) District: Durban Postal address: P.O. Box 471, Highflats, 3306
- (4) New application
- (5) 1 x 16 passengers
- (6) The conveyance of taxi passengers
- (7) Authority: 1. From Cannberrra Road Taxi Rank No. 100 Magisterial District of Durban turn right into Road 22/1 at Park Rynie direct via Highflats and proceed to St. Faiths Taxi Rank and return to Durban.
2. From St. Faiths Taxi Rank to Ixopo and return.
3. From St. Faiths Taxi Rank to Umzinto Taxi Rank.
4. From St. Faiths Taxi Rank to Port Shepstone Taxi Rank.
5. From St. Faiths Taxi Rank to Pietermaritzburg Taxi Rank.

OP.1355883

- (2) Mahlaba A.M. – I.D. No. 6903145361084
- (3) District: Durban Postal address: P.O. Box 471, Highflats, 3306
- (4) New application
- (5) 1 x 15 passengers
- (6) The conveyance of taxi passengers
- (7) Authority: 1. From Cannberrra Road Taxi Rank No. 100 turn right onto Sydney Road along N2 turn right into Road 22/1 turn right at Park Rynie proceed to St. Faiths Taxi Rank via Highflats Taxi Rank and return to Durban along N2.
2. From St. Faiths Taxi Rank to Ixopo Taxi Rank.
3. From St. Faiths Taxi Rank to Port Shepstone Taxi Rank.
4. From St. Faiths Taxi Rank to Umzinto Taxi Rank.

OP.1355887

- (2) Buthelezi B.R. – I.D. No. 5612135820089
- (3) Postal address: P.O. Box 61, Esikhawini, 3887
- (4) Transfer of permit Permit No. 352212/0 from Buthelezi B.W.
- (5) 1 x 14 passengers, District: Mtunzini
- (7) Authority as in last mentioned permit(s).

OP.1355888

- (2) Buthelezi B.R. – I.D. No. 5612135820089
- (3) Postal address: P.O. Box 61, Esikhawini, 3887
- (4) Transfer of permit Permit No. 355302/0 from Buthelezi B.W.
- (5) 1 x 15 passengers, District: Mtunzini
- (7) Authority as in last mentioned permit(s).

OP.1355892

- (2) Zikode P.M. – I.D. No. 2807200187082

- (3) Postal address: R287 Umlazi, P.O. Umlazi, 4031
- (4) Transfer of permit Permit No. 354383/0 from Zikode A.
- (5) 1 x 15 passengers, District: Umlazi Permit No. 352470/0 from Zilode A.
- (6) 1 x 15 passengers, District: Durban Permit No. 353048/0 from Zilode A.
- (7) 1 x 15 passengers, District: Umlazi
- (7) Authority as in last mentioned permit(s).

OP.1355899

- (2) Cosmopolitan Transport C.C. – I.D. No. 996346923
- (3) Postal address: P.O. Box 65854, Reservoir Hills, 4090
- (4) Transfer of permit Permit No. 358727/2 from R. Mansingh t/a B. Mansingh & Sons
- (5) 1 x 90 passengers, District: Durban
- (7) Authority as in last mentioned permit(s).

OP.1355900

- (2) Cosmopolitan Transport C.C. – I.D. No. 996346923
- (3) Postal address: P.O. Box 65854, Reservoir Hills, 4090
- (4) Transfer of permit Permit No. 356870/6 from R. Mansingh t/a B. Mansingh & Sons
- (5) 1 x 61 passengers, District: Durban
- (7) Authority as in last mentioned permit(s).

OP.1355947

- (2) Nene B.W. – I.D. No. 5309095817086
- (3) Postal address: L417, Umlazi Township, P.O. Umlazi, 4031
- (4) Transfer of permit Permit No. 359020/0 from Nzimande F.
- (5) 1 x 16 passengers, District: Umlazi
- (7) Authority as in last mentioned permit(s).

OP.1355901

- (2) Cosmopolitan Transport C.C. – I.D. No. 996346923
- (3) Postal address: P.O. Box 65854, Reservoir Hills, 4090
- (4) Transfer of permit Permit No. 357600/5 from R. Mansingh t/a B. Mansingh & Sons
- (5) 1 x 104 passengers, District: Durban
- (7) Authority as in last mentioned permit(s).

OP.1355908

- (2) Ndlovu V. – I.D. No. 5509295375088
- (3) Postal address: P.O. Box 2238, Esikhawini, 3887
- (4) Transfer of permit Permit No. 3537821/1 from Ndlovu S.N.
- (5) 1 x 15 passengers, District: Lower Umfolozi
- (7) Authority as in last mentioned permit(s).

OP.1355917

- (2) Hlongwane D.M. – I.D. No. 6505295696084
- (3) Postal address: F672 Umlazi Township, P.O. Umlazi, 4031
- (4) Transfer of permit Permit No. 356038/0 from Ndlovu D.L.
- (5) 1 x 15 passengers, District: Umlazi
- (7) Authority as in last mentioned permit(s).

OP.1355936

- (2) Khuzwayo N.E. – I.D. No. 6204175786088
- (3) District: Umbumbulu Postal address: P.O. Box 57078, Bhethembaba, 4033
- (4) New application
- (5) 1 x 15 passengers
- (6) The conveyance of taxi passengers
- (7) Authority:

From Shabalala Super Market, KwaMakhutha Township situated within the Magisterial District of Umbumbulu to points within a radius of 50 (fifty) kilometres therefrom and return to Shabalala Super Market, KwaMakhutha Township.

OP.1355939

- (2) Pitout M.G. – I.D. No. 5507210022082
- (3) District: Lower Umfolozi Postal address: P.O. Box 101919, Meerensee, 3901
- (4) Additional vehicle

- (5) 2 x 5 passengers
- (6) The conveyance of taxi passengers
- (7) Authority:
 - (A) Within a radius of 50 (fifty) kilometres from Empangeni.
 - (B) Casual trips from points within a radius from Empangeni to Durban Airport and return.

H2—February 10, 2000.

**NOTICE OF INTENTION TO APPLY FOR AN
AFFORESTATION PERMIT**

In terms of Section 7(2) of the Forest

Act, 1984 (Act No. 122 of 1984), I Hans Jurie Hendrik Jansen van Rensburg, in my capacity as Lessee of the property registered as:

Rest of Sub 10 of Utrecht 501 in the Magisterial District of Vryheid in extent of 354-6738ha, held under deed of transfer No. T 22806/87, hereby give notice that I intend applying for an afforestation permit for an area in extent of 265ha.

Further information may be obtained from H. van Rensburg at P.O. Box 1449 Vryheid 3100

(address) or Tel.: 0349521 635

Any objections must be submitted in writing to:

The Regional Director,
P.O. Box 1018,
Durban,
4000.

or
Fax: 031-3049546

Objections must be lodged within 30 days of this notice.

H7—February 10, 2000.

KWAZULU-NATAL ADJUSTMENTS APPROPRIATION ACT, 2000**NO. 1 OF 2000**

Assented to on 2000-02-07

ACT

To appropriate an adjusted amount of money for the requirements of the Province in respect of the financial year ending 31 March 2000, and to provide for matters incidental thereto.

BE IT ENACTED by the Provincial Parliament of the Province of KwaZulu-Natal, as follows:

Appropriation of adjusted amounts of money for requirements of the Province

1. Subject to the provisions of the KwaZulu-Natal Exchequer Act, 1994 (Act No. 1 of 1994), there are hereby appropriated out of the Provincial Revenue Fund for the requirements of the Province, in respect of the financial year ending 31 March 2000, as a charge to the Provincial Revenue Account, the adjusted amounts of money shown in column 1 of the schedule.

Short title

2. This Act shall be called the KwaZulu-Natal Adjustments Appropriation Act, 2000.

Schedule 1**(AS A CHARGE TO THE PROVINCIAL REVENUE ACCOUNT)**

No.	Vote Title	Column 1	Column 2
		R	R
1	Premier	10 976 000	
	Including:		
	Grant-in-aid:		
	South African Institute for Public Administration		(1 000)
	Emandleni Youth Camp		1 000
2	Provincial Parliament	377 000	
3	Agriculture and Environmental Affairs	165 502 000	
	Including:		
	Provincial Conditional Grant:		
	Rural Agricultural Development and Food Production		(12 344 000)
	Provincial Conditional Grant:		
	Subsidy:		
	Kwazulu-Natal Nature Conservation Services		135 813 000
	Provincial conditional grant:		
	Conservation		30 208 000
4	Economic Affairs and Tourism	7 502 000	
5	Education and Culture	(9 365 000)	
	Including:		
	Provincial Conditional Grant:		
	Facilities maintenance		(18 700 000)
6	Finance	503 203 000	
7	Health	85 531 000	
(8)	Local Government and Housing	(452 092 000)	
8	Housing	121 227 000	
9	Safety and Security	1 000	
10	Provincial Service Commission	1 000	
11	Traditional and Local Government Affairs	178 030 000	

No.	Vote Title	Column 1 R	Column 2 R
	Including:		
	Provincial Conditional Grant:-		
	Subsidy:-		
	KwaZulu-Natal Nature Conservation Services		(135 813 000)
	Provincial Conditional Grant:		
	Conservation		(30 208 000)
12	Transport	408 000	
13	Welfare and Population Development	155 215 000	
14	Works	19 847 000	
	Including:-		
	Provincial Conditional Grant:		
	Facilities maintenance		18 700 000
15	Promoting the Reconstruction and Development Programme (RDP)	76 620 000	
16	The Royal Household	584 000	
	TOTAL	863 567 000	

*No. 1, 2000

11 Februarie 2000

[Engelse teks deur die Premier getekend]

KWAZULU-NATAL AANSUIWERINGS BEGROTINGS WET, 2000**NO. 1 VAN 2000**

Goedgekeur op 2000-02-07

WET

Tot bewilliging van 'n aangesuiwerde bedrag geld vir die behoeftes vir die provinsie ten opsigte van die boekjaar wat op 31 Maart 2000 eindig, en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

DAAR WORD BEPAAL deur die Provinsiale Parlement van die provinsie KwaZulu-Natal, soos volg:-

Bewilliging van aangesuiwerde bedrae geld vir behoeftes van provinsie

- Behoudens die bepalings van die Skatkiswet van KwaZulu-Natal, 1994 (Wet No. 1 van 1994), word daar hierby uit die Provinsiale Inkomstefonds vir die behoeftes van die provinsie, ten opsigte van die boekjaar wat op 31 Maart 2000 eindig, ten laste van die Provinsiale Inkomsterekening, die aangesuiwerde bedrae geld uiteengesit in kolom 1 van die bylae bewillig.

Kort titel

- Hierdie Wet heet die KwaZulu-Natal Aansuiweringsbegrotingswet, 2000.

Bylae**(TEN LASTE VAN DIE PROVINSIALE INKOMSTEREKENING)**

No.	Begrotingspos Titel	Kolom 1 R	Kolom 2 R
1	Premier	10 976 000	
	Met inbegrip van:		
	Hulptoelaes:		
	Suid-Afrikaanse Instituut vir Publieke Administrasie		(1 000)
	Emandleni Jeugkamp		1 000
2	Provinsiale Parlement	377 000	
3	Landbou en Omgewingsake	165 502 000	
	Met inbegrip van:		
	Provinsiale Voorwaardelike Toekenning:		

No.	Begrotingspos Titel	Kolom 1 R	Kolom 2 R
	Plattelandse Landbou- ontwikkeling en Voedselvervaardiging.....		(12 344 000)
	Provinsiale Voorwaardelike Toekenning:		
	Subsidie:		
	KwaZulu-Natal Natuurbewaringsdienste		135 813 000
	Provinsiale Voorwaardelike Toekenning:		
	Natuurbewaring		30 208 000
4	Ekonomiese Sake en Toerisme	7 502 000	
5	Onderwys en Kultuur	(9 365 000)	
	Met inbegrip van:		
	Provinsiale Voorwaardelike Toekenning:-		
	Instandhouding van fasiliteite		(18 700 000)
6	Finansies	503 203 000	
7	Gesondheid	85 531 000	
(8)	Plaaslike Regering en Behuising	(452 092 000)	
8	Behuising	121 227 000	
9	Veiligheid en Sekuriteit	1 000	
10	Provinsiale Dienskommissie	1 000	
11	Tradisionele Sake en Plaaslike Regering	178 030 000	
	Met inbegrip van:		
	Provinsiale Voorwaardelike Toekenning:		
	Subsidie:		
	KwaZulu-Natal Natuurbewaringsdienste		(135 813 000)
	Provinsiale Voorwaardelike Toekenning:		
	Natuurbewaring		(30 208 000)
12	Vervoer	408 000	
13	Welsyn en Bevolkingsontwikkeling	155 215 000	
14	Werke	19 847 000	
	Met inbegrip van:		
	Provinsiale Voorwaardelike Toekenning:		
	Instandhouding van fasiliteite		18 700 000
15	Bevordering van die Heropbou- en Ontwikkelingsprogram (HOP)	76 620 000	
16	Die Koninklike Huishouding	584 000	
	TOTAAL	863 567 000	

*No. 1, 2000

11 Febhuwari 2000

[Umbhalo wesiNgisi unyathelwe nguNdunankulu]

UMTHETHO WAKWAZULU-NATALI WOKUBUYEKEZWA KOKWABIWA KWEZIMALI, 2000

NO. 1 KA 2000

Uvunywe ngomhlaka 2000-02-07

UMTHETHO

Wokwabiwa kwesamba esibuyekiwe ukubhekana nezidingo zesiFundazwe saKwaZulu-Natali onyakeni wezimali ophela mhlaka 31 Mashi 2000, kanye nokuhlinzeka izinto ezihambisana nalokho.

MAKUMISWE UMTHETHO yiPhalamende lesiFundazwe saKwaZulu-Natali, kanje:

Ukwabiwa kwezimali ezibuyekiwe ukubhekana nezidingo zesiFundazwe

1. Ngaphansi kwezihlinzeko zoMthetho kaMgcinimafa saKwaZulu-Natali, 1994 (uMthetho No. 1 ka 1994), kuyabiwa esiKhawameni

seMali eNgenayo yesiFundazwe ukuze kubhekanwe nezidingo zesiFundazwe, mayelana noNyaka weziMali ophela mhlaka 31 Mashi 2000, zikhishwe kwi-Akhawunti yeMali yesiFundazwe, izimali ezikhonjiswe esikhaleni sokuqala soHlu.

Isihloko esifingqiwe

2. LoMthetho uyobizwa ngokuthi nguMthetho waKwaZulu-Natali wokuBuyekezwa koKwabiwa kweziMali, ka 2000.

Uhlu

(NJENGOBA KUFANELE ITHATHWE ESIKHWAMENI SEZIMALI EZINGNENAYO)

No.	Ivoti Isihloko	Uhlu 1 R	Uhlu 2 R
1	UNDunankulu	10 976 000	
	Kubandakanya —		
	Ukusiza:		
	I-South African Institute for Public Administration		(1 000)
	Emandleni Youth Camp		1 000
2	IPhalamende lesiFundazwe	377 000	
3	EzoLimo nezeMvelo	165 502 000	
	Kubandakanya —		
	Imali enikeziwe ngaphansi kwemigomo ethize:		
	Ukuthuthukisa ezoLimo emaphandleni kanye nokukhiqiza ukudla		(12 344 000)
	Imali enikeziwe ngaphansi kwemigomo ethize:		
	Ukuxhasa —		
	IMisebenzi yoKongiwa kwemvelo KwaZulu-Natali		135 813 000
	Imali enikeziwe ngaphansi kwemigomo ethize —		
	Ukonga		30 208 000
4	EzoMnotho nokuVakasha	7 502 000	
5	EzeMfundo namaSiko	(9 365 000)	
	Kubandakanya —		
	Imali enikeziwe ngaphansi kwemigomo ethize —		
	Imali yokulungisa isakhiwo		(18 700 000)
6	Ezezimali	503 203 000	
7	EzeMpilo	85 531 000	
(8)	oHulumeni baseKhaya nezeZindlu	(452 092 000)	
8	EzeziNdlu	121 227 000	
9	UMnyango wezokuPhepha nokuVikeleka	1 000	
10	Ikhomishani yeMisebenzi yesiFundazwe	1 000	
11	EzaNdabuko neMvelo noHulumeni baseKhaya	178 030 000	
	Kubandakanya —		
	Imali enikeziwe ngaphansi kwemigomo ethize:		
	Ukuxhasa —		
	IMisebenzi yoKongiwa kwemvelo KwaZulu-Natali		(135 813 000)
	Imali enikeziwe ngaphansi kwemigomo ethize:		
	Ukonga		(30 208 000)
12	EzokuThutha	408 000	
13	EzeNhlalakahle nokuThuthukiswa koMphkathi	155 215 000	
14	EziMisebenzi	19 847 000	
	Kubandakanya —		
	Imali enikeziwe ngaphansi kwemigomo ethize:		

No.	Ivoti Isihloko	Uhlu 1 R	Uhlu 2 R
	Imali yokulungisa izikole	18 700 000	
5	Ukugqugquzela ukwakha kabusha nokuThuthukiswa koMphakathi	76 620 000	
6	EzaseBukhosini	584 000	
	ISAMBA	863 567 000	

No. 2, 2000

11 February 2000

[English text signed by the Premier]

KWAZULU-NATAL GAMBLING AMENDMENT ACT, 2000

NO. 2 OF 2000

Assented to on 2000-02-07

GENERAL DEFINITIONS

-] Words in bold type and square brackets indicate omission from existing enactments.
 _____ Words underlined with a solid line indicate insertion in existing enactments.

ACT

To amend the KwaZulu Natal Gambling Act 10 of 1996, so as to align it with the National Gambling Act 33 of 1996; to further define certain expressions; to further regulate the powers of the Board; to further regulate the term of office of the members of the Board; to provide for transitional arrangements; and to provide for matters connected therewith.

BE IT ENACTED by the Provincial Parliament of KwaZulu Natal, as follows

Amendment of section 1 of Act 10 of 1996

1. Section 1 of the KwaZulu-Natal Gambling Act, 1996 (hereinafter referred to as the principal Act), is hereby amended:

(a) by the substitution for the definition of "casino" of the following definition:

"'casino' means any premises upon which casino games, bingo and gaming machines may be played under the authority of a casino licence [granted by the Cabinet and] issued by the Board in terms of this Act;" ; and

(b) by the substitution for the definition of "Provincial Legislature" of the following definition:

"'[Provincial Legislature] Parliament' means the Provincial Legislature of the Province of KwaZulu-Natal;" ; and

(c) by the insertion of the definition "unanimous agreement" after the definition "this Act":

"'unanimous agreement' referred to in section 95A of this Act means unanimous agreement of members of Cabinet present at a meeting duly convened for purposes of section 95A".

Amendment of section 2 Act 10 of 1996

2. Section 2 of the principal Act is hereby amended by the deletion of subsections (1) and (2).

Amendment of section 7 of Act 10 of 1996

3. Section 7 of the principal Act is hereby amended —

(a) by the substitution for paragraph (b) of the following paragraph:

"(b) to consider and process all applications for any licence contemplated by this Act, and in the case of —

(i) a casino licence to [make recommendations to the Cabinet regarding the grant or refusal of a casino licence application, including] determine any conditions or restrictions to be attached to the grant of such licence; and

(ii) any other licence, to grant or refuse such licence applications;" ;

(b) by the insertion after paragraph (b) of the following paragraph:

"(bA) to licence, regulate and control gambling activities in the province;" ;

(c) by the substitution for paragraph (c) of the following paragraph:

"(c) to amend, substitute or rescind [in consultation with the Minister,] a condition attached to a casino licence;" ;

(d) by the deletion of sub-paragraph (iii) of paragraph (j) of subsection (1); and

(e) by the deletion of subsection (2).

Amendment of section 11 of Act 10 of 1996

4. Section 11 of the principal Act is hereby substituted for the following section:

Period of office and reappointment

11. "The persons appointed to the Board shall hold office for a period of [five] three years and shall, su reappointment at the expiration of such period: Provided that no person shall be reappointed after continuous period of [ten] nine years. Provided further that any person whose membership of the as such until a new member has been appointed."

Amendment of section 16 of Act 10 of 1996

5. Section 16 of the principal Act is hereby amended by the substitution in subsection (5) for paragraph
 "(a) receive such remuneration, allowances and other employment benefits out of the funds of the the [Board] Minister with the concurrence of the provincial Minister of Finance."

Amendment of section 22 of Act 10 of 1996

6. Section 22 of the principal Act is hereby amended by the deletion of subsection (4).

Amendment of section 34 of Act 10 of 1996

7. Section 34 of the principal Act is hereby amended by the substitution for the words preceding para
 "The chief executive officer shall convey, in writing, the reasons for the decision of the Board Cabinet] on being requested to do so—".

Amendment of section 37 of Act 10 of 1996

8. Section 37 of the principal Act is hereby amended —
- (a) by the substitution in subsection (1) for paragraph (a) of the following paragraph:
 "(a) notify the licensee that the Board proposes [—
 (i) in the case of a casino licence, to recommend to the Cabinet that the licence by o
 (ii) in the case of any other licence,] to consider the cancellation of the licence concern
 - (b) by the substitution in subsection (1) for paragraph (d) of the following paragraph:
 "(d) state clearly that should the licensee fail to respond to the written notice in the manner co
 Board will [—
 (i) in the case of a casino licence, submit its recommendations to the Cabinet in t
 tions by the licensee; or
 (ii) in the case of any other licence,] take a decision as to whether or not the licence cor
 - (c) by the substitution for subsection (2) of the following subsection:
 "(2) The Board may, when taking the action referred to in subsection (1), suspend the relevan
 plated in section 36 for such period as it may determine: Provided that the duration of suc
 casino licence,] be varied [as a result of a decision by the Cabinet in terms of this sect
 - (d) by the substitution for subsection (3) of the following subsection:
 "(3) Where written representations are made to the Board by the holder of —
 (a) a casino licence —
 [(i)] the Board shall on such representation [prepare a report for the Cabinet
 upon which it] consider[s] whether or not the licence should be cancelled [an
 regard and such report shall be submitted to the Minister together with
 in that regard; and
 (ii) the Minister shall cause the report and written representations to be sub
 sideration]; or
 (b) any other licence, the Board shall take [a] such decision as may be justified by [base
 posals and the written representations received.";
 - (e) by the substitution for subsection (6) of the following subsection:
 "(6) The Board shall —
 (a) at the hearing, request the chief executive officer to present evidence justifying cance
 after give the licensee an opportunity to respond to the evidence presented and to stat
 (b) after the hearing —
 [(i)] in the case of a casino licence, prepare a report for the Cabinet in the ma
 tion (3)(a); or
 (ii)] in the case of any [other] licence, take a decision as to whether or not the licence
 - (f) by the deletion of subsection (7); and
 - (g) by the substitution for subsection (8) of the following subsection:

- “(8) The chief executive officer shall convey to the licensee, in writing —
- (a) the relevant decision of [the Cabinet or] the Board[, as the case may be]; and
 - (b) the reasons for the said decision, upon being requested to do so by the licensee.”.

Amendment of section 41 of Act 10 of 1996

Section 41 of the principal Act is hereby amended by the substitution in subsection (4) for paragraph (a) of the following paragraph:

- “(a) [recommend to the Cabinet that a Casino licence be] issue [d] to the applicant for such period of time as it may deem necessary and subject to any conditions appropriate to the licence concerned; or”;

Amendment of section 43 of Act 10 of 1996

1. Section 43 of the principal Act is hereby amended —

- (a) by the substitution in subsection (1) for paragraph (d) of the following paragraph:

“(d) the grant of exclusive rights, for a specified period to a person to whom a casino license is issued which shall prevent the Board [and the Cabinet] from granting another casino license for a location within a specified area of the said licensee’s casino during the period so specified;”;

- (b) by the deletion in subsection (1) of paragraphs (e), (f) and (g); and

- (c) by the substitution in subsection (1) for paragraph (h) of the following paragraph: “(h) any other policy matter which may be relevant to the establishment of casinos in the province.”.

Amendment of section 45 of Act 10 of 1996

1. Section 45 of the principal Act is hereby amended by the substitution for paragraph (a) of the following paragraph:

- “(a) any Ministerial directive issued [in relation to the application.] in terms of section 43 of this Act;”

Amendment of section 46 of Act 10 of 1996

2. Section 46 of the principal Act is hereby amended by substitution of the section with the following section:

“46. Decision-making in casino licensing

- (1) After having considered all applications made to it in the prescribed manner, the Board [shall —
 - (a) prepare a report —
 - (i) containing details of any invitations to applicants to apply for a particular casino licence and of the responses received thereto;
 - (ii) containing particulars of any representations received, any responses received to the representations, the hearing of the application and the findings of any investigation undertaken in respect of the application;
 - (iii) recommending that an application be approved either wholly or partially; or that an application be refused; and
 - (iv) indicating any conditions it intends imposing in the event that a licence is granted; and
 - (b) submit its report to the Minister who shall cause the report to be submitted to the Cabinet, for consideration.
- (2) After having considered a report of the Board submitted to it in terms of subsection (1) the Cabinet —
 - (a) may approve any recommendation of the Board; or
 - (b) where it does not approve a recommendation of the Board, shall refer a report back to the Board with a request that the Board give consideration to any matter relating to the application which the Cabinet, in its discretion, considers necessary and in such event, the Board shall submit a further report to the Cabinet in the manner contemplated in subsection (1),
- (3) Whenever the Cabinet refers a report back to the Board in accordance with subsection (2)(b), the Board shall submit a second report to the Cabinet in the manner contemplated in subsection (1) whereafter the Cabinet may grant an application, subject to any conditions it may in its discretion impose, or may refuse an application.
- [(4) The Minister shall convey to the Board, in writing, any decision of the Cabinet and the reasons for such decision.]”.

Amendment of section 48 of Act 10 of 1996

13. Section 48 of the principal Act is hereby amended —

- (a) by the substitution for subsection (1) of the following subsection:

“(1) The chief executive officer shall issue a temporary licence in accordance with the provisions of section 47 in a case where a licence is granted and the casino premises are not ready or suitable for occupation or where the Board, [in consultation with the Minister,] considers that circumstances justify the issue of a temporary licence.”;

- (b) by the substitution in subsection (3) of paragraph (a) of the following paragraph:

"(a) amend, substitute or rescind any condition attached to the licence [in consultation with the Minister]; and;"

Amendment of section 49 of Act 10 of 1996

14. Section 49 of the principal Act is hereby amended by the deletion of the words "in consultation with the Minister" and the words "after consultation with the Minister" where such words occur in subsections (1) and (4).

Amendment of section 86 of Act No. 10 of 1996

15. Section 86 of the principal Act is hereby amended —

(a) by the deletion in subsection (2) of paragraph (c); and

(b) by the substitution in subsection (2) for paragraph (d) of the following paragraph

"(d) cancel a licence [which is not casino licence] or a certificate of registration in accordance with the provisions of section 37 or section 70, respectively; or".

Amendment of section 89 of Act 10 of 1996

16. Section 89 (1) of the principal Act is hereby repealed.

Insertion of sections 95A and 95B in Act No. 10 of 1996

17. The following sections are hereby inserted in the principal Act:

"Transitional Arrangements

95A. Notwithstanding the provisions of this Act, any person who immediately before the commencement of this Amendment Act served as a member of the Board then in existence, shall cease to be a member of such Board after the expiry of the 3 year term of office referred to in section 11: Provided that such person may continue to be a member of the Board until a new Board or substitute for such person is appointed in terms of this Act by unanimous agreement of the Cabinet.

Pending applications

95B Any application pending at the time of the commencement of this Amendment Act shall be dealt with in terms of this Act and of the regulations to the principal act as they may be modified from time to time."

Short title

18. This Act shall be referred to as the *KwaZulu Natal Gambling Amendment Act, 2000* and shall come into operation on a date to be determined by the Premier by notice in the Provincial Gazette.

*No. 2, 2000

11 Februarie 2000

[Engelse teks deur die Premier geteken]

WYSIGINGSWET OP DIE DOBBELWET VAN KWAZULU-NATAL, 2000

NO. 2 VAN 2000

Goedgekeur op 2000-02-07

Algemene verklarende aantekeninge:

[] Woorde in vet druk tussen vierkantige hake dui skappings uit bestaande verordeninge aan.

_____ Onderstreepte woorde dui invoegings in bestaande verordeninge aan.

WET

Om die Dobbeltwet van KwaZulu-Natal, No. 10 van 1996, te wysig, ten einde dit in ooreenstemming te bring met die Nasionale Dobbeltwet, No. 33 van 1996; om sekere uitdrukkings verder te omskryf; om die bevoegdhede van die Raad verder te reguleer; om die ampstermyn van die lede van die Raad verder te reguleer; om vir oorgangsreëlings voorsiening te maak; en om vir aan-geleenthede in verband daarmee voorsiening te maak.

DAAR WORD soos volg deur die Provinsiale Parlement van KwaZulu-Natal bepaal: —

Wysiging van artikel 1 van Wet 10 van 1996

1. Artikel 1 van die Dobbeltwet van KwaZulu-Natal, 1996 (hierna die Hoofwet genoem), word hierby gewysig —

(a) deur die omskrywing van "casino" deur die volgende omskrywing te vervang:

"'casino' 'n perseel waar casinospelletjies, bingo en casinodobbeltmasjiene gespeel mag word kragtens die magtiging van 'n casinolisensie wat ingevolge hierdie Wet deur die [Kabinet toegestaan en deur die] Raad uitgereik is;" en

(b) deur die omskrywing van "Provinsiale Wetgewer" deur die volgende omskrywing te vervang:

"[Provinsiale Wetgewer] Parlement" die Provinsiale Wetgewer van die provinsie KwaZulu-Natal;" en

(c) deur die volgende omskrywing na die omskrywing van "dobbeltplek" in te voeg:

“‘eenparige ooreenkoms’ bedoel in artikel 95A van hierdie Wet, eenparige ooreenkoms van lede van die Kabinet wat teenwoordig is by ‘n vergadering behoorlik saamgestel vir die doeleindes van artikel 95A”.

Wysiging van artikel 2 van Wet 10 van 1996

2. Artikel 2 van die Hoofwet word hierby gewysig deur subartikel (1) en (2) te skrap.

Wysiging van artikel 7 van Wet 10 van 1996

3. Artikel 7 van die Hoofwet word hierby gewysig —

(a) deur paragraaf (b) deur die volgende paragraaf te vervang:

“(b) om alle aansoeke om ‘n lisensie bedoel in hierdie Wet, te oorweeg en te verwerk en, in die geval van —

(i) ‘n casinolisensie, [aanbevelings aan die Kabinet te doen betreffende die toestaan of die weiering van aansoeke om ‘n casinolisensie, met inbegrip van] enige voorwaardes en beperkings wat op die toestaan van sodanige lisensie van toepassing gemaak moet word te bepaal; en

(ii) enige ander lisensie, sodanige aansoeke om ‘n lisensie toe te staan of te weier;”;

(b) deur die volgende paragraaf na paragraaf (b) in te voeg:

“(bA) om dobbelaktiwiteite in die provinsie te lisensieer, te reguleer en te beheer;”;

(c) deur paragraaf (c) deur die volgende paragraaf te vervang:

“(c) om [in oorlegpleging met die Minister] ‘n voorwaarde van ‘n [lisensie] casinolisensie te wysig, te vervang of te herroep;”;

(d) deur subparagraaf (iii) van paragraaf (j) van subartikel (1) te skrap; en

(e) deur subartikel (2) te skrap.

Wysiging van artikel 11 van Wet 10 van 1996

4. Artikel 11 van die Hoofwet word hierby deur die volgende artikel vervang:

“Ampstermyn en heraanstelling

11. Die persone wat in die Raad aangestel is beklee hulle ampte vir ‘n tydperk van [vyf] drie jaar en kan behoudens artikel 9 weer aangestel word na die verstryking van sodanige tydperk: Met dien verstande dat niemand weer aangestel mag word nadat hy of sy vir ‘n ononderbroke tydperk van [tien] nege jaar in die Raad gedien het nie Voorts met dien verstande dat enige persoon wie se lidmaatskap van die Raad verstryk het, as sodanig voortgaan tot tyd en wyl ‘n nuwe lid aangestel is.”

Wysiging van artikel 16 van Wet 10 van 1996

5. Artikel 16 van die Hoofwet word hierby gewysig deur paragraaf (a) van subartikel (5) deur die volgende paragraaf vervang:

“(a) sodanige besoldiging, toelaes en ander diensvoordele uit die Raad se fondse ontvang wat deur die [Raad] Minister, met die instemming van die provinsiale Minister van Finansies, bepaal word.”

Wysiging van artikel 22 van Wet 10 van 1996

6. Artikel 22 van die Hoofwet word hierby gewysig deur subartikel (4) te skrap.

Wysiging van artikel 34 van Wet 10 van 1996

7. Artikel 34 van die Hoofwet word hierby gewysig deur die woorde wat paragraaf (a) voorafgaan deur die volgende woorde te vervang:

“Die hoof uitvoerende beamppte moet skriftelik die redes vir die Raad en [die Kabinet] ‘n komitee se besluit verstrek wanneer [hulle] hy of sy versoek word om aldus te doen deur —”.

Wysiging van artikel 37 van Wet 10 van 1996

8. Artikel 37 van die Hoofwet word hierby gewysig —

(a) deur paragraaf (a) van subartikel (1) deur die volgende paragraaf te vervang:

“(a) die lisensiehouer in kennis gestel word dat die Raad van voorneme is [—

(i) in die geval van ‘n casinolisensie, om by die Kabinet aan te beveel dat die lisensie gekanselleer word; of

(ii) in die geval van enige ander lisensie,] om die kansellasië van die betrokke lisensie te oorweeg;”;

(b) deur paragraaf (d) van subartikel (1) deur die volgende paragraaf te vervang:

“(d) duidelik gemeld word dat indien die lisensiehouer versuim om op die skriftelike kennisgewing te reageer op die wyse bedoel in paragraaf (c), die Raad [—

(i) in die geval van ‘n casinolisensie, sy aanbevelings aan die Kabinet sal voorlê by gebreke aan enige vertoë deur die lisensiehouer; of

(ii) in die geval van enige ander lisensie,] ‘n besluit sal neem of die betrokke lisensie gekanselleer moet word al dan nie.”;

(c) deur subartikel (2) deur die volgende subartikel te vervang:

- “(2) Die Raad kan, wanneer hy die stappe doen vermeld in subartikel (1), die betrokke lisensie opskort op die wyse bedoel in artikel 36 vir sodanige tydperk wat hy bepaal: Met dien verstande dat die duur van sodanige tydperk [in die geval van ’n casinolisensie, verander kan word as gevolg van ’n besluit deur die Kabinet ingevolge hierdie artikel] deur die Raad verander kan word.”;
- (d) deur subartikel (3) deur die volgende subartikel te vervang:
- “(3) Indien skriftelike vertoë aan die Raad gerig word deur die houer van —
- (a) ’n casinolisensie [—
- (i)] moet die Raad by sodanige vertoë [’n verslag vir die Kabinet opstel waarin vermeld word om welke redes hy van mening is dat] oorweeg of die lisensie opgeskort moet word al dan nie; [en sy aanbevelings in dié verband en sodanige verslag moet aan die Minister voorgelê word tesame met die lisensiehouer se vertoë om daardie verband; en
- (ii) moet die Minister die verslag en die skriftelike vertoë aan die Kabinet voorlê vir oorweging;] of
- (b) enige ander lisensie, moet die Raad [’n] sodanige besluit neem [gebaseer op] geregverdig deur die inligting tot sy beskikking en die skriftelike vertoë wat ontvang is.”;
- (e) deur subartikel (6) deur die volgende subartikel te vervang:
- “(6) Die Raad moet —
- (a) by die verhoor die hoof uitvoerende beampte versoek om getuienis voor te lê wat die kansellering van die lisensie regverdig en daarna aan die lisensiehouer die geleentheid bied om te reageer op die getuienis wat voorgelê is en om sy of haar saak te stel; en
- (b) na die verhoor —
- (i) in die geval van ’n casinolisensie, ’n verslag vir die Kabinet opstel op die wyse bedoel in subartikel (3)(a); of
- (ii) in die geval van enige [ander] lisensie, ’n besluit neem of die betrokke lisensie gekanselleer moet word al dan nie.”;
- (f) deur subartikel (7) te skrap; en
- (g) deur subartikel (8) deur die volgende subartikel te vervang:
- “(8) Die hoof uitvoerende beampte moet skriftelik aan die lisensiehouer —
- (a) die betrokke besluit van [die Kabinet of] die Raad [na gelang van die geval,] bekend maak; en
- (b) die redes verstrek vir sodanige besluit, nadat hy of sy deur die lisensiehouer versoek is om aldus te doen.”.

Wysiging van artikel 41 van Wet 10 van 1996

9. Artikel 41 van die Hoofwet word hierby gewysig deur paragraaf (a) van subartikel (4) deur die volgende paragraaf te vervang:
- (a) [by die Kabinet aanbeveel dat ’n casinolisensie uitgereik word] ’n lisensie aan die aansoeker uitreik vir sodanige tydperk wat die Raad nodig ag en onderworpe aan enige voorwaardes wat toepaslik is vir die betrokke lisensie; of”.

Wysiging van artikel 43 van Wet 10 van 1996

10. Artikel 43 van die Hoofwet word hierby gewysig —
- (a) deur paragraaf (d) van subartikel (1) deur die volgende paragraaf te vervang:
- “(d) die toestaan van alleenregte, vir ’n gespesifiseerde tydperk, aan iemand aan wie ’n casinolisensie uitgereik word wat die Raad [en die Kabinet] verhoed om ’n ander casinolisensie toe te staan vir ’n plek binne ’n gespesifiseerde [afstand] gebied van die lisensiehouer se casino gedurende die tydperk wat aldus gespesifiseer word;”;
- (b) deur paragrawe (e), (f) en (g) van subartikel (1) te skrap; en
- (c) deur paragraaf (h) van subartikel (1) deur die volgende paragraaf te vervang:
- “(h) enige ander [aangeleentheid] beleidsaangeleentheid wat verband hou met die instelling van casino’s in die provinsie.”.

Wysiging artikel 45 van Wet 10 van 1996

11. Artikel 45 van die Hoofwet word hierby gewysig deur paragraaf (a) deur die volgende paragraaf te vervang:
- “(a) enige ministeriële opdrag wat [met betrekking tot ’n aansoek] ingevolge artikel 43 van hierdie Wet uitgereik is;”.

Wysiging van artikel 46 van Wet 10 van 1996

12. Artikel 46 van die Hoofwet word hierby gewysig deur dit deur die volgende artikel vervang:
- “46. [Voorlegging van Raad se aanbeveling aan die Kabinet en Kabinet se besluit] Besluitneming by casino-lisensiering
- (1) Nadat die Raad alle aansoeke oorweeg het wat op die voorgeskrewe wyse aan hom gerig is, [moet] kan hy —
- (a) ’n verslag opstel —
- (i) wat besonderhede bevat van enige uitnodigings aan aansoekers om aansoek om ’n bepaalde casinolisensie te doen en van die reaksie wat daarop ontvang is;

- (ii) wat besonderhede bevat van enige verhoë wat ontvang is, enige reaksie wat op die verhoë ontvang is, die aanhoor van die aansoek en die bevindinge van enige ondersoek wat ten opsigte van die aansoek onderneem is;
 - (iii) waarin aanbeveel word dat 'n aansoek goedgekeur word, hetsy in die geheel dan wel gedeeltelik, of dat 'n aansoek geweier word; en
 - (iv) waarin enige voorwaardes aangedui word wat die Raad na voorneme gaan opleë indien die aansoek toegestaan word; en
- (b) sy verslag by die Minister indien wat die verslag aan die Kabinet vir oorweging moet voorlê.
- (2) Nadat die Kabinet 'n verslag van die Raad oorweeg het wat ingevolge subartikel (1) aan hom voorgelê is —
- (a) kan hy enige aanbeveling van die Raad goedkeur; of
 - (b) moet die Kabinet, indien hy nie 'n aanbeveling van die Raad goedkeur nie, 'n verslag aan die Raad terugverwys met 'n versoek dat die Raad oorweging skenk aan enige aangeleentheid met betrekking tot die aansoek wat die Kabinet na goeddunke nodig ag, en in so 'n geval moet die Raad 'n verdere verslag aan die Kabinet voorlê op die wyse bedoel in subartikel (1).
- (3) Wanneer die Kabinet 'n verslag na die Raad terugverwys ooreenkomstig subartikel (2)(b), moet die Raad 'n tweede verslag aan die Kabinet voorlê op die wyse bedoel in subartikel (1) waarna die Kabinet 'n aansoek [kan] toestaan onderworpe aan enige voorwaardes wat hy na goeddunke opleë, of 'n aansoek van die hand [kan] wys.
- [(4) Die Minister moet enige besluit van die Kabinet skriftelik aan die Raad bekend maak, met verstrekking van die redes vir sodanige besluit.].

Wysiging van artikel 48 van Wet 10 van 1996

13. Artikel 48 van die Hoofwet word hierby gewysig —

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

“(1) Die hoof uitvoerende beampte moet 'n tydelike lisensie ooreenkomstig die bepalings van artikel 47 uitreik in 'n geval waar 'n lisensie toegestaan word en die casinopersoneel nie vir okkupasie gereed of geskik is nie, of indien die Raad [in oorlegpleging met die Minister,] van mening is dat omstandighede die uitreiking van 'n tydelike lisensie regverdig.”;

- (b) deur paragraaf (a) van subartikel (3) deur die volgende paragraaf te vervang:

“(a) enige voorwaarde verbonde aan die lisensie [, in oorlegpleging met die Minister,] wysig, vervang of herroep; en”.

Wysiging van artikel 49 van Wet 10 van 1996

14. Artikel 49 van die Hoofwet word hierby gewysig deur die woorde “in oorlegpleging met die Minister”, waar sodanige woorde in subartikel (1) en (4) voorkom, te skrap.

Wysiging van artikel 86 van Wet No. 10 van 1996

15. Artikel 86 van die Hoofwet word hierby gewysig —

- (a) deur paragraaf (c) van subartikel (2) te skrap; en

- (b) deur paragraaf (d) van subartikel (2) deur die volgende paragraaf te vervang:

“(d) 'n lisensie [wat nie 'n casinolisensie is nie,] of 'n registrasiesertifikaat ooreenkomstig die bepalings van onderskeidelik artikel 37 of artikel 70, kanselleer; of”.

Wysiging van artikel 89 van Wet 10 van 1996

16. Artikel 89 (1) van die Hoofwet word hierby herroep.

Invoeging van artikel 95A en 95B in Wet 10 van 1996

17. Die volgende artikels word hierby in die Hoofwet ingevoeg:

“Oorgangsreëlings

- 95A. Ongeag die bepalings van hierdie Wet, hou enige persoon wat onmiddellik voor die inwerkingtreding van hierdie Wysigingswet as 'n lid van die dan bestaande Raad gedien het, op om 'n lid van sodanige Raad te wees na die verstryking van die ampstermyn van drie jaar vermeld in artikel 11: Met dien verstande dat sodanige persoon steeds 'n lid van die Raad kan wees tot tyd en wyl 'n nuwe Raad of plaasvervanger vir sodanige persoon ingevolge hierdie Wet deur eenparige ooreenkoms deur die Kabinet aangestel word.

Hangende aansoeke

- 95B. Enige aansoek wat ten tye van die inwerkingtreding van hierdie Wysigingswet hangende is, moet ingevolge hierdie Wet en die regulasies ingevolge die Hoofwet, soos van tyd tot tyd gewysig, gehanteer word.”

Kort titel

18. Hierdie Wet heet die Wysigingswet op die Dobbeltwet van KwaZulu-Natal, 2000, en tree in werking op 'n datum wat die Premier by kennisgewing in die *Provinsiale Koerant* bepaal.

UMTHETHO OCHITSHIYELWE WOKUGEMBULA WAKWAZULU-NATALI, 2000

NO. 2 KA 2000

Uvunywe ngomhlaka 2000-02-07

IZINCAZELO EZIJWAYELEKILE

- [] Amagama abhalwe ngokugqamile nalawo akubakaki akhombisa okusale kulolushicilelo.
 _____ Amagama adwetshelwe ngomugqa ogqamile akhomba imifakela kulolushicilelo.

UMTHETHO

Wokuchibiyela uMthetho wezokuGembula waKwaZulu-Natali No. 10 ka 1996, ukuze uhambisane noMthetho kaZwelonke wezokuGembula No. 33 ka 1996, uphinde uchaze kabanzi izisho ezithile, uphinde uveze amandla anikezwe iBhodi, uphinde uklame isikhathi sokusebenza kwamalungu eBhodi, uhlinzekele amalungiselelo okuqala, nokuhlinzekela izindaba ezithintene nalokho.

MAKUMISWE UMTHETHO yiPhalamende lesiFundazwe saKwaZulu-Natali, kanje:

Ukuchitshiyelwa kwesigaba 1 soMthetho 10 ka 1996

1. Isigaba 1 soMthetho wokuGembula waKwaZulu-Natali, ka 1996 (emva kwalokhu ozobizwa ngoMthetho oMkhulu) ngalokhu siyachitshiyelwa:
 - (a) ngokumelwa kwencazelo ye "khasino" yilencazelo elandelayo:

"ikhasino" ichaza noma yimaphi amageceke lapho imidlalo yekhasino, eyebhingo nemishini yokudlala ingadlalwa khona ngaphansi kolawulo lwemvume yeKhasino [ekhishwe yiKhabinethi futhi] yakhishwa yiBhodi ngokulandela loMthetho;" futhi
 - (b) ngokumelwa kwencazelo "yesiShayamthetho sesiFundazwe" yilencazelo elandelayo:

"[isiShayamthetho sesiFundazwe] iPhalamende lichaza isiShayamthetho sesiFundazwe saKwaZulu-Natali"; futhi
 - (c) ngokufakwa kwencazelo "ngokuvumelana okuphelele" emva kencazelo loMthetho":

"ukuvumelana okuphelele" okukhulunywe ngakho esigabeni 95A saloMthetho kuchaza ukuvumelana okuphelele kwamalungu eKhabinethi akhona emhlanganweni ohlanganiswe ngokwezinhloso zesigaba 95A"

Ukuchitshiyelwa kwesigaba 2 soMthetho 10 ka 1996

2. Isigaba 2 soMthetho omkhulu siyachitshiyelwa lapha ngokukhishwa kwezigatshana (1) no (2).

Ukuchitshiyelwa kwesigaba 7 soMthetho 10 ka 1996

3. Isigaba 7 soMthetho omkhulu siyachitshiyelwa lapha —
 - (a) ngokumelwa kwendima (b) yilendima elandelayo:
 - (b) ukucwaninga nokubheka zonke izicelo zezimvume ezihlelelwe loMthetho, kuthi odabeni —
 - (i) lwemvume yekhasino [kwenziwe izincomo kwiKhabinethi mayelana nokunikezwa noma ukwenqatshwa kwesicelo, kumbandakanya] ukubheka noma yiziphi izimo noma izenqabelo ezingahambisana nokugunyazwa kwaleymvume; futhi
 - (ii) noma iyiphi imvume, kugunyazwe noma kwenqatshwe isicelo saleymvume";
 - (b) ngokufakwa emva kwendima (b) yalendima elandelayo:

"(bA) ukunika izimvume, ukuhlela imithetho nokuphathwa kwemisebenzi yezokugembula esiFundazweni";
 - (c) ngokumelwa kwendima (c) yalendima elandelayo:

"(c) ukuchibiyela, kuguqulwe noma kushaywe indiva [ngokubonisana noNgqongqoshe,] umbandela ohambis nemvume yekhasino";
 - (d) ngokususwa kwendinyana (iii) yendima (j) yesigatshana (1); futhi
 - (e) ngokususwa kwesigatshana (2).

Ukuchitshiyelwa kwesigaba 11 soMthetho 10 ka 1996

4. Ukuchitshiyelwa kwesigaba 11 soMthetho omkhulu siyaguqulwa lapha ngalesigaba esilandelayo:

Isikhathi somsebenzi nokuqasha kabusha

"Abantu abaqashelwe kwiBhodi bayosebenza isikhathi esiyiminyaka [emihlanu] emithathu, futhi ngokulandela isigaba 9, bayovumeleka ukuqashwa kabusha uma sekuphele lesosikhathi. Kuhlinzekelwe ukuthi akekho umuntu oyoqashwa kabusha un

esesebenzele iBhodi iminyaka [eyishumi] eyisishiyagalolunye ngaphandle uma: Kuhlinzekelwe futhi ukuthi noma yimuphi umuntu obulungu bakhe eBhodini sebuphelelwe yisikhathi kumele aqhubeke nomsebenzi kuze kube kuqashwa ilungu elisha".

Ukuchitshiyelwa kwesigaba 16 soMthetho 10 ka 1996

5. Isigaba 16 soMthetho omkhulu lapha siyachitshiyelwa ngokuguqula isigatshana (5) ngendima (a) yalendima elandelayo:

"(a) athole inkokhelo enjalo, izinkokhelo ezingenamkhawulo kanye nezinye izinkokhelo zomsebenzi ezinomkhawulo zithathwa esikhwameni seBhodi njengokulawula [kweBhodi] kuka Ngqongqoshe ngokubambisana noNgqongqoshe weziMali wesiFundazwe".

Ukuchitshiyelwe kwesigaba 22 soMthetho 10 ka 1996

6. Isigaba 22 soMthetho omkhulu siyachitshiyelwa lapha ngokususwa kwesigatshana (4)

Ukuchitshiyelwa kwesigaba 34 soMthetho 10 ka 1996

7. Isigaba 34 soMthetho omkhulu siyachitshiyelwa lapha ngokushintshwa kwamagama andulela IsiGaba (a) salamagama alandelayo:

"Isiphathimandla esiphethe siyodlulisa, ngokubhala, izizathu zesinqumo seBhodi [,] futhi ikomidi [neKhabinethi] uma sicelwa ukuba senze njalo —"

Ukuchitshiyelwa kwesigaba 37 soMthetho 10 ka 1996

8. Isigaba 37 soMthetho omkhulu ngalokhu siyachitshiyelwa —

(a) ngokumelwa kwesigatshana (1) sendima (a) salendima elandelayo:

"(a) wazise umninimvume ukuthi iBhodi iphakamisa [—

(i) mayelana nemvume yekhasino, ukuba yenze izincomo kwiKhabinethi ukuba imvume ingabe isasebenza; noma

(ii) odabeni lwanoma iyiphi enye imvume,] kucatshangwe ngokuqedwa kokusebenza kwaleyomvume;"

(b) ngokumelwa kwesigatshana (i) sendima (d) endimeni elandelayo:

"(d) kuchazwe ngokusobala ukuthi uma umninimvume ehluleka ukuphendula incwadi abhalelwe yona ngendlela ehlongozwe endimeni (c), iBhodi kuyothi [—

(i) odabeni lwemvume yekhasino, lilethe izincomo zalo kwiKhabinethi uma kungekho okushiwo ngumninimvume; noma

(ii) odabeni lwanoma iyiphi enye imvume,] ithathe isinqumo mayelana nokuthi imvume okukhulunywa ngayo kumele imiswe yini ukusebenza noma qha".

(c) ngokumelwa kwesigatshana (2) salesigatshana esilandelayo:

"(2) iBhodi ingathi, ngesikhathi ithatha isinqumo okukhulunywe ngaso kwisigatshana (1) imise imvume okukhulunywa ngayo ngendlela ehlelwe kwisigaba 36 isikhathi esithandwa yiyo: Kuhlinzekelwe ukuthi isikhathi leso kumele [, odabeni lwemvume yekhasino,] sehluke [njengomphumela wesinqumo seKhabinethi ngokulandela lesisigaba] yiBhodi";

(d) ngokumelwa kwesigatshana (3) salesigatshana esilandelayo:

"(3) lapho kukhona incwadi ebhalelwe iBhodi wumnikazi —

(a) wemvume yekhasino —

[(i)] iBhodi iyothi ngokubhekisa kuleyencwadi [ilungiselele iKhabinethi umbiko oyochaza imibandela eyenze ukuba] icabange noma kufanele yini noma qha ukuba imvume imiswe [kuthi izincomo zayo ngaloludaba futhi nalowombiko udluliselwe kuNgqongqoshe ukanye nencwadi yomninimvume ngaloludaba; futhi

(ii) uNgqongqoshe uyokwenza ukuba umbiko nencwadi yomninimvume yethulwe kwiKhabinethi ukuze icutshungulwe]; noma

(b) iyiphi imvume; iBhodi iyothatha [isi] leso sinqumo esiyobe sinobulungiswa [sakhelwe phezu] ngokolwazi enalo nasemibikweni ebhaliwe eyitholile";

(e) ngokumelwa kwesigatshana (6) sesigatshana esilandelayo:

"(6) iBhodi iyothi —

(a) ekulalelweni kodaba, inxuse isiphathimandla esikhulu esiphethe ukuba sethule ubufakazi obuvumela ukuqedwa kokusebenza kwemvume, emuva kwalokho inikeze umninimvume ithuba lokuphendula ebufakazini obethuliwe nokuba athule olwakhe udaba; futhi

(b) emva kokulalelwa kodaba —

[(i) odabeni lwemvume yekhasino, iyolungisa umbiko weKhabinethi ngendlela ehlelwe esigatshaneni (3)(a); noma

(ii) odabeni lwanoma iyiphi [enye] imvume, ithathe isinqumo mayelana nokuthi imvume okukhulunywa ngayo mayimiswe yini noma qha;

(f) ngokumelewa kwesigatshana (7); kanye

(g) ngokumelewa kwesigatshana (8) salesigatshana esilandelayo:

“(8) Isiphathimandla esiphethe siyodlulisela kumninimvume, ngokubhaliwe —

- (a) isinqumo esifanele se [Khabinethi noma] Bhodi [, njengokuma kwezimo ezithile]; futhi
- (b) izizathu zalesosinqumo, uma icelwa ngumninimvume ukuba yenzenjalo”

Ukuchitshiyelwa kwesigaba 41 soMthetho 10 ka 1996

9. Isigaba 41 soMthetho omkhulu lapha siyachitshiyelwa ngokuguqula isigatshana (4) siguqulelwa kwindima (a) yalendima elandelayo:

“(a) [kuphakanyiswe kwiKhabinethi ukuba imvume yekhasino] inikezelwe [d] kumfakisicelo isikhathi esiyobonwa yiyona iBhodi ukuthi sifanele futhi silandele yonke imibandela elungele leyomvume okukhulunywa ngayo; noma”,

Ukuchitshiyelwa kwesigaba 43 soMthetho 10 ka 1996

10. Isigaba 43 soMthetho omkhulu ngalokhu siyachitshiyelwa —

- (a) ngokuguqula isigatshana (1) sesigaba (d) salesigaba esilandelayo:

“(d) ukunikezwa kwamalungelo evile, isikhathi esinqunyiwe kumuntu onikezwe imvume yekhasino kuyovimbela iBhodi [neKhabinethi] ukuba inikezele ngenye imvume yekhasino endaweni engaphansi komhlaba oseduze naleyokhasino ngesikhathi esinqunyiwe;”;

- (b) ngokucinywa esigatshaneni (1) kwezindima (e), (f) no (g); kanye

- (c) nokumelelwa kwisigatshana (1) sendima (h) salendima elandelayo:

“(h) noma iyiphi inqubomgomo engahambisana nokusungulwa kwamakhasino esifundazweni”.

Ukuchitshiyelwa kwesigaba 45 soMthetho 10 ka 1996

11. Isigaba 45 soMthetho omkhulu siyachitshiyelwa ngalokhu ngokukhipha indima (a) yalendima elandelayo:

“(a) noma yimuphi umyalelo kaNgqongqoshe okhishwe [ngokuhambisana nesicelo.] ngokulandela isigaba 43 saloMthetho”;

Ukuchitshiyelwa kwesigaba 46 soMthetho 10 ka 1996

12. Isigaba 46 soMthetho omkhulu siyachitshiyelwa lapha ngokuguqulwa kwesigatshana ngalesigaba esilandelayo:

“46 Ukuthathwa kwezinqumo zezimvume zamakhasino

- (1) Emva kokucubungula zonke izicelo ezenziwe kulo ngendlela emisiwe, iBhodi [liyo —

- (a) lungisa umbiko —

- (i) oqukethwe imininingwane yanoma yiziphi izimemo zokucela imvume yekhasino kanye nezimpendulo ezitholakele;

- (ii) oqukethe imininingwane yalezozicelo ezitholakele, nazozonke izimpendulo ezitholakele ezincwadini, ukulalelwa kwezicelo kanye nokutholwe uphenyo olwenziwe mayelana nezicelo;

- (iii) oncoma ukuba izicelo zamukelwe ngokuphelele noma ngokungaphelele; noma isicelo senqatshwe; futhi

- (iv) onezinkomba noma imibandela elimele ukuyethula uma isicelo samukelwa; futhi

- (b) nikeza ngombiko walo kuNgqongqoshe ozokwenza ukuba lombiko wedluliselwe kwiKhabinethi, ukuba liwucubungule.

- (2) Emva kokucubungula umbiko weBhodi owethulwe kulo ngokwesigatshana (1) iKhabinethi —

- (a) lingemukela noma yiziphi izincomo zeBhodi; noma

- (b) lapho lingasemukeli isincomo seBhodi, liyophindisela umbiko emuva kwiBhodi nesicelo sokuba iBhodi licubungule noma yiluphi udaba olumayelana nesicelo iKhabinethi, ngokubona kwayo, elubona lunesidingo ngalesosikhathi, iBhodi liyothumela omunye umbiko kwiKhabinethi ngendlela ehlelwe kwisigatshana (1),

- (3) Noma nini lapho iKhabinethi ithumela umbiko emuva kwiBhodi mayelana nesigatshana (2)(b), iBhodi kumele yethule umbiko wesibili kwiKhabinethi ngokwezimiso zesigatshana (1) emva kwalokho iKhabinethi inganikezela ngesicelo, ilandela imibandela okungathi ngokubona kwalo ivume noma yenqabe isicelo.

[(4) UNgqongqoshe uyokwazisa iBhodi, ngencwadi, nganoma yisiphi isinqumo seKhabinethi nezizathu eziholele kulesosinqumo.]”.

Ukuchitshiyelwa kwesigaba 48 soMthetho 10 ka 1996

13. Isigaba 48 soMthetho omkhulu ngalokhu siyachitshiyelwa —

- (a) ngokumelelwa isigatshana (1) salesigatshana esilandelayo:

“(1) Isiphathimandla esikhulu esiphethe siyokhipha imvume yesikhashana ngokulandela izihlinzeko zesigaba 48 odabeni lapho imvume inikezelwe kepha amagceke ekhasino engakalungi noma engakalungeli ukusetshenziswa noma lapho iBhodi, [ngokubonisana noNgqongqoshe,] ibone ukuthi izimo ziyakuvumela ukukhishwa kwemvume yesikhashana.

- (b) ngokumelelwa kwesigatshana (3) sendima (a) elandelayo:

“(a) sichibiyele, siguqule noma sichithe noma yimuphi umbandela ohambelana nemvume [ngokubonisa noNgqongqoshe]; kanye”;

Ukuchitshiyelwa kwesigaba 49 soMthetho 10 ka 1996

14. Isigaba 49 soMthetho omkhulu siyachitshiyelwa lapha ngokususwa kwamagama "ngokubonisana noNgqongqoshe" kanye namagama "emva kokubonisana noNgqongqoshe" lapho lamagama evela kwisigatshana (1) naku (4).

Ukuchitshiyelwa kwesigaba 86 soMthetho 10 ka 1996

15. Isigaba 86 soMthetho omkhulu ngalokhu siyachitshiyelwa —

(a) ngokususwa kwesigatshana (2) sendima (c); kanye

(b) nokufakwa kwesigatshana (2) sendima (d) salendima elandelayo:

“(d) ukuqeda ukusebenza kwemvume [okungesiyo eyekhasino] noma isitifiketi sokubhaliswa ngokuhambisana nezihlinzeko zesigaba 37 noma isigaba 70 ngokuhambisana; noma”

Ukuchitshiyelwa kwesigaba 89 soMthetho 10 ka 1996

16. Isigaba 89 soMthetho omkhulu ngalokhu siyachithwa.

Ukufakwa kwezigaba 95A kanye no 95B eMthethweni No. 10 ka 1996

17. Iezizigaba ezilandelayo ngalokhu ziyafakelwa eMthethweni omkhulu:

“Izinhlelo zesikhashana

- 95A. Ngokunganaki izihlinzeko zaloMthetho, zanoma imuphi umuntu ukuthi ngaphambi kokuqala kokuchitshiyelwa saloMthetho osebenze njengelunga leBhodi elalikhona ngalesosikhathi, uyoyeka ukuba ilunga lalalo Bhodi emva kokuphela kwesikhathi sokusebenza emva kweminyaka emithathu. Okukhulunywe ngakho esigabeni 11: Kuhlinzekelwe ukuthi lowomuntu angaqhubeka njengelungu leBhodi kuze kufike isikhathi lapho iBhodi entsha noma kumelwa lowomuntu onjalo ekuqashweni ngokwezimiso zaloMthetho ngokuvumelana ngazwi linye kweKhabinethi.

Izicelo ezisalindile

- 95B Noma isiphi isicelo esisalindile ngesikhathi sokuqala kwechibiyelo saloMthetho kuyobhekwanaso ngokwezimiso zaloMthetho kanye nokusetshenziswa koMthetho oMkhulu njengoba zingaguqulwa ngokushintshwa kwezikhathi”

Isihloko esifingqiwe

18. LoMthetho uyobizwa ngokuthi uMthetho oChitshiyelwe wokuGembula waKwaZulu-Natali, 2000 futhi uyoqala ukusebenza ngosuku olunqunywe ngoNdunankulu ngesaziso kwiGazethi yesiFundazwe.

PROVINCIAL NOTICES — PROVINSIALE KENNISGEWINGS — IZAZISO

THE following notices are published for general information.

O.E.H.M. NXUMALO
Director-General

Natalia
Longmarket Street
Pietermaritzburg
11 February 2000

ONDERSTAANDE kennisgewings
publiseer.

Natalia
Langmarkstraat
Pietermaritzburg
11 Februarie 2000

IZAZISO ezilandelayo zikhishelwe ulwazi lwawonke uwonke.

O.E.H.M. NXUMALO
Umqondisi-Jikelele

Natalia
Longmarket Street
Pietermaritzburg
11 Febhuwari 2000

No. 38, 2000

OFFICE OF THE PREMIER

KWAZULU-NATAL GAMBLING AMENDMENT ACT, 1996 (ACT NO. 10 OF 1996)

AMENDMENT OF THE GAMBLING REGULATIONS

THE Minister has under section 87 of the KwaZulu Natal Gambling Act, 1996 (Act No. 10 of 1996), r in the Schedule hereto.

SCHEDULE

Definition

1. In the Schedule "the Regulations" means the regulations published by Provincial Notice No. 274 dated 1996.

Substitution of regulation 55 of the Regulations

2. Regulation 55 of the Regulations is hereby substituted for the the following regulation:

"55. (1) Following the issue of a ministerial directive contemplated in section 43 (1) and (2) of the Act, it appropriate after having consulted with the Minister, the Board may issue a request for proposals to lodge proposals for casino development projects in the Province.

(2) The request for proposal shall —

- (a) indicate the number of licences to be issued;
- (b) identify the process which the Board shall follow to select a would-be licensee, included in a ministerial directive issued in terms of section 43 of the Act, if any, provided that the Board shall conflict with such ministerial directive;
- (c) subject to regulation 56A, identify the criteria which the Board will follow to select a licensee to be granted, including those policy criteria contained in a ministerial directive issued in terms of the Act, if any, provided that no criteria Identified by the Board shall conflict with the Act;
- (d) include the fees applicable to the various stages of the request for proposals."

Substitution of regulation 56 of the Regulations

3. Regulation 56 of the Regulations is hereby substituted for the the following regulation:

"56. (1) Upon the completion of the evaluation of the proposals submitted by interested persons in the Province, after consultation with the Minister, the Board shall invite such interested persons to submit proposals. Provided that the Board shall indicate in such invitation the preliminary ranking of such proposals. (2) Subject to sub-regulation 56A(3), the Board shall on receipt of an application contemplated in the Act, including amongst others the prescribed fee, commence with the investigation contemplated by section 56A(3) of the Act.

Insertion of regulation 56A in the Regulations

4. Regulation 56A is hereby inserted after regulation 56 of the Regulations:

"Criteria for casino licensing

- 56A (1) In selecting an applicant for a casino licence, the Board shall apply the criteria referred to in subsection (1) of regulation 56 of the Regulations.
- (2) The criteria referred to in subsection (1) shall be applied by —

- (a) comparing each bid to all others bids competing for a casino licence in the same Zone in respect of each criterion separately considered;
 - (b) allocating to each of such bids a positive or negative percentage maximum available score set forth for each criterion; and
 - (c) add the total scoring so received.
- (3) An applicant for a casino licence shall satisfy the Board that he or she has the legal title on the land where the casino activity is to be developed and the financial and other resources necessary to develop it.
- (4) Whenever the Board is not satisfied that the applicant has achieved a sufficiently high score in terms of this regulation, it shall call for new proposals.
- (5) When applicable, the Board shall give a reasonable preference to proposals containing "must see, must do" features which in themselves are unique tourist attractions or enhance the international image or recognition of the Province, or are otherwise spectacular because of their uniqueness or design."

Amendment of regulation 58 of the Regulations

5. Regulation 58 of the regulations is hereby amended by the addition of the of following sub-regulation:

- "(8) The electronic monitoring system referred to in this regulation and in regulations 209 and 210 shall be a single one operated by the Province or an entity contracted by the Province which shall have no other interest in respect of gaming in the Province."

Insertion of regulation 57A in the Regulations

6. The following regulation is hereby inserted in the Regulations:

"57A Transitional provisions

- (1) For the purposes of this regulation the expression "old regulations" shall be construed to mean the regulations in force before the commencement of these amendment Regulations.
- (2) Any requests for proposals issued in terms of regulation 55 of the old regulations shall be deemed to be issued in terms of these amendment Regulations.
- (3) Any proposal referred in regulation 56(1) of the old regulations shall be deemed to have been lodged in terms of these amendment Regulations: Provided that in respect of outstanding licencing procedures the Board shall give the opportunity to those who submitted any of such proposals to amend or supplement them, and that it will not need to rank them.
- (4) In respect of outstanding licencing procedures, any preferred finalist referred to in regulation 56 of the old regulations shall be deemed to an applicant who has been invited to apply for a casino licence in terms of section 56(1) of the these amendment Regulations."

No. 38, 2000

11 Februarie 2000

KANTOOR VAN DIE PREMIER

DOBBELWET VAN KWAZULU-NATAL, 1996 (WET NO. 10 VAN 1996)

WYSIGING VAN DIE DOBBELREGULASIES

DIE Minister het kragtens artikel 87 van die Dobbелwet van KwaZulu-Natal, 1996 (Wet No. 10 van 1996), die regulasies in die bylae hierby uitgevaardig.

BYLAE

Omskrywing

1. In hierdie bylae beteken "die Regulasies" die regulasies wat by Provinsiale Kennisgewing No. 274 gedateer 23 September 1998 gepubliseer is.

Wysiging van regulasie 55 van die Regulasies

2. Regulasie 55 van die Regulasies word hierby deur die volgende regulasie vervang:

- "55. (1) Na die uitreiking van 'n ministeriële opdrag bedoel in artikel 43(1) en (2) van die Wet, of wanneer die Raad dit toepaslik ag, na oorlegpleging met die Minister, kan die Raad 'n versoek om voorstelle uitreik waarin enige belanghebbende persone genooi word om voorstelle vir casino-ontwikkelingsprojekte in die provinsie in te dien.
- (2) Die versoek om voorstelle moet —
- (a) die aantal lisensies wat uitgereik gaan word, aantoon;
 - (b) die proses identifiseer wat die Raad moet volg om 'n voornemende lisensiehouer te kies, met inbegrip van enige aangeleentheid bedoel in 'n ministeriële opdrag uitgereik ingevolge artikel 43 van die Wet, indien daar is, mits geen proses wat die Raad identifiseer, strydig met sodanige ministeriële opdrag is nie;
 - (c) behoudens regulasie 56A die kriteriums identifiseer wat die Raad sal volg om 'n aansoeker te kies aan wie 'n lisensie toegestaan mag word, met inbegrip van daardie beleidskriteriums vervat in 'n ministeriële opdrag uitgereik ingevolge artikel 43 van die Wet, indien daar is, mits geen kriteriums wat die Raad identifiseer met die ministeriële opdrag strydig is nie; en

(d) die gelde insluit wat van toepassing is op die verskillende fases van die versoek om voorstelle.”.

Vervanging van regulasie 56 van die Regulasies

3. Regulasie 56 van die Regulasies word hierby deur die volgende regulasie vervang:

- “56. (1) By voltooiing van sy evaluasie van die voorstelle wat deur belanghebbende persone ingedien is in reaksie op ’n versoek om voorstelle, moet die Raad, na oorlegpleging met die Minister, sodanige belanghebbende persone nooit om om ’n casinolisensie aansoek te doen: Met dien verstande dat die Raad in sodanige uitnodiging die voorlopige rangorde van sodanige voorstelle moet aandui met die doel om die aansoeker aan wie ’n lisensie uitgereik sal word, te kies.
- (2) Behoudens subregulasie 56A(3), moet die Raad by ontvangs van ’n aansoek bedoel in subregulasie (1), met inbegrip van andere die voorgeskrewe geld, begin met die ondersoek bedoel in artikel 31 van die Wet.”.

Invoeging van regulasie 56A in die Regulasies

4. Regulasie 56A word hierby na regulasie 56 van die Regulasies ingevoeg:

“Kriteriums vir casinolisensiering

- 56A (1) By die kies van ’n aansoeker om ’n casinolisensie moet die Raad die kriteriums vermeld in regulasie 55(2)(c) toepas.
- (2) Die kriteriums vermeld in subartikel (1) moet toegepas word deur —
- elke bod met alle ander te vergelyk wat om ’n casinolisensie in dieselfde sone meeding ten opsigte van elke kriterium wat afsonderlik oorweeg word;
 - aan elkeen van sodanige botte ’n positiewe of negatiewe persentasie maksimum beskikbare telling wat vir elke kriterium uiteengesit word, toe te ken; en
 - die totale telling wat aldus ontvang word, saam te tel.
- (3) ’n Aansoeker om ’n casinolisensie moet die Raad oortuig dat hy of sy die regstiel op die grond het waar die casino-aktiwiteit ontwikkel gaan word, asook die finansiële en ander bronne wat nodig is om dit te ontwikkel.
- (4) Wanneer die Raad nie oortuig is dat die aansoeker ’n hoog genoeg telling ingevolge hierdie regulasie behaal het nie, moet hy nuwe voorstelle aanvaar.
- (5) Die Raad moet, wanneer van toepassing, ’n redelike voorkeur verleen aan voorstelle wat “moet sien, moet doen”-eenskappe bevat wat op sigself unieke toeriste-aantreklikhede is of wat die internasionale beeld of erkenning van die provinsie verbeter, of andersins skouspelagtig is vanweë die uniekheid of ontwerp daarvan.”.

Wysiging van regulasie 58 van die Regulasies

5. Regulasie 58 van die Regulasies word hierby gewysig deur die volgende subregulasie by te voeg:

- “(8) Die elektroniese monitorstelsel vermeld in hierdie regulasie en in regulasie 209 en 210 moet ’n enkel een wees wat deur die provinsie of ’n entiteit deur die provinsie gekontraakteer, wat geen ander belang ten opsigte van casinodobbel in die provinsie het nie, bedryf word.”.

Invoeging van regulasie 57A in die Regulasies

6. Die volgende regulasie word hierby in die Regulasies ingevoeg:

“57A Oorgangsbepalings

- Vir die doeleindes van hierdie regulasie word die uitdrukking “ou regulasies” vertolk om te beteken die regulasies wat voor die inwerkingtreding van hierdie wysigingsregulasies van krag was.
- Enige versoeke om voorstelle uitgereik ingevolge regulasie 55 van die ou regulasies word geag uitgereik te wees ingevolge hierdie wysigingsregulasies.
- Enige voorstel vermeld in regulasie 56(1) van die ou regulasies word geag ingedien te wees ingevolge hierdie wysigingsregulasies: Met dien verstande dat ten opsigte van uitstaande lisensieringsprosedures die Raad aan diegene wat enige sodanige voorstelle ingedien het, die geleentheid moet gun om hulle te wysig of aan te vul en dat dit vir die Raad nodig sal wees om hulle in ’n rangorde te plaas nie.
- Ten opsigte van uitstaande lisensieringsprosedures word enige verkose finalis vermeld in regulasie 56 van die ou regulasies geag ’n aansoeker te wees wat genooi is om ingevolge regulasie 56(1) van hierdie wysigingsregulasies om ’n casinolisensie aansoek te doen.”.

Incazelo

1. EsiThasiselweni "iMithethonqubo" isho imithethonqubo eyashicilelwa ngeSaziso sesiFundazwe No. 274 womhlaka 23 Septemba 1998.

Ukuguqulwa komthethonqubo 55 weMithethonqubo

2. Umthethonqubo 55 weMithethonqubo lapha uguqulwa ngalo mthethonqubo olandelayo:

- "55. (1) Ngokulandela ukukhishwa komyalelo womnyango kangqongqoshe ohlongozwe esigabeni 43(1) no (2) soMthetho, noma lapho iBhodi libona kufanele emva kokubonisana noNgqongqoshe, iBhodi lingakhapha isicela seziphakamiso ukumema noma yibaphi abantu abanentshisekelo ukuba bafake iziphakamiso zokuqalisa imisebenzi yamakhosini esiFundazweni.
- (2) Isicelo sesiphakamiso —
- (a) siyokusho ukuthi mangaki amalaysense ayogunyazwa;
- (b) siyobalula inqubo eyolandelwa yiBhodi ukuqoka lowo oyothola ilayisense, kubandakanya noma yiluphi olunye udaba oluhlongozwe emyalelweni womyalelo kangqongqoshe okhishwe ngokulandisa kwesigaba 43 soMthetho, uma ukhona, kube sekutheni ayikho inqubo ebalulwe yiBhodi eyongqubuzana nalowo myalelo womnyango kangqongqoshe;
- (c) kweyame kumthethonqubo 56A, siyobalula imibandela iBhodi eliyoyilandela ukuqoka umfaki-sicelo onganikezwa ilayisense, kubandakanya leyo nqubo-mibandela equkethwe emyalelweni womnyango kangqongqoshe okhishwe ngokulandisa kwesigaba 43 soMthetho, uma ukhona, kube sekutheni ayikho imibandela ebalulwe yiBhodi eyongqubuzana nomyalelo womnyango kangqongqoshe;
- (d) siyobandakanya izimali ezifanele izigaba ezahlukeni zesimemo seziphakamiso."

Ukuguqulwa komthethonqubo 56 weMithethonqubo

3. Umthethonqubo 56 weMithethonqubo lapha uguqulwa ngalo mthethonqubo olandelayo:

- "56. (1) Lapho ukuhlaziywa kweziphakamiso ezithunyelwe ngabantu abanentshisekelo bephendula izicelo zeziphakamiso, emva kokubonisana noNgqongqoshe, iBhodi liyobiza labo bantu abanentshisekelo ukuba bafake izicelo zelayisense lekhasino: Kube sekutheni iBhodi liyoveza kuleso simemo ukuhlela ngokubaluleka kokuqala kwalezo ziphakamiso ngenhloso yokuqoka umfa-sicelo oyonikezwa ilayisense.
- (2) Kweyame kumtheshwanqubo 56A(3), iBhodi lapho lithola isicelo esihlongozwe kumtheshwanqubo (1), kubandakanya kokunye imali emisiwe, liyoqala nohlaziyo oluhlongozwe yisigaba 31 soMthetho."

Ukufakwa komthethonqubo 56A kwiMithethonqubo

4. Umthethonqubo 56A lapha ufakwa emva komthethonqubo 56 weMithethonqubo:

"Imibandela yokunikeza amalaysense ekhasino

- 56A (1) Uma kuqokwa umfaki-sicelo sekhasino, iBhodi liyosebenzisa imibandela echazwe kumthethonqubo 55(2)(c).

- (2) Imibandela echazwe esigatshaneni (1) iyosebenza —

- (a) ngokuqhathanisa isiphakamiso ngasinye nazo zonke ezinye iziphakamiso ezikhankasele ilayisense yekhasino esiGcemeni esisodwa mayelana nombandela umbandela ngamunye ucutshungulwa ngowodwa;
- (b) ngokunikeza ngasinye salezo iziphakamiso izilinganiso zokuvuma noma ukulandula amaphesenti aphakeme esamba esizuziwe esimiselwe umbandela ngamunye;
- (c) nangokuhlenganisa isamba leso esizuziwe.
- (3) Umfaki-sicelo welayisense yekhasino uyokwenelisa iBhodi ukuthi unelungelo elisemthethweni endaweni azoqalisa kuyo imisebenzi yekhasino kanye nemali nezinye izinto ezidingekayo ukuze lisimame.
- (4) Lapho iBhodi linganeliswa ukuthi umfaki-sicelo uzuze isamba esanele kahle ngokulandela lo mthethonqubo, liyofuna iziphakamiso ezintsha.
- (5) Lapho kwenzeka, iBhodi liyobhekelela kangcono iziphakamiso eziqukethe izimpawu "kufanele abone, kufanele enze" ngokwazo ezinokwehlukile ukukhanga abavakashi noma ezikhulisa isikhombe noma ukwemukeleka kwesiFundazwe ngamazwe chlukeni, noma kokunye ezithandekayo ngenxa yokwehluka noma umumo wazo."

Ukuchibiyela umthethonqubo 58 weMithethonqubo

5. Umthethonqubo 58 wemithethonqubo lapha uchibiyelwa ngokufaka lo mtheshwanqubo olandelayo:

- "(8) Uhlelo lokuqapha ngogesi oluchazwe kulo mthethonqubo nakwimithethonqubo 209 no 210 iyoba ngowodwa osetshenziswa yisiFundazwe noma yinto efinyezwe yisiFundazwe ongeyoba nayo enye intshisekelo mayelana nemidlalo esiFundazweni."

6. Umthethonqubo olandelayo lapha ufakwa kwiMithethonqubo:

"57A Izinhlelo zesikhashana

- (1) Ngenhloso yalo mthethonqubo isisho "imithethonqubo emidala" siyothathwa ngokuthi sisho imithethonqubo esebenze ngaphambi kokuqala ukusebenza kwalokhu kuchitshiyelwa kweMithethonqubo.
- (2) Noma yiziphi izicelo zeziphakamiso ezikhishwe ngokulandela umthethonqubo 55 wemithethonqubo emidala ziyothathwa njengezikhishwe ngokulandela le Mithethonqubo echitshiyelwe.
- (3) Noma yisiphi isiphakamiso esichazwe ngokulandela umthethonqubo 56(1) wemithethonqubo emidala uyothathwa njen-

gesifakwe ngokulandela le Mithethonqubo echitshiyelwe: Kube sekutheni mayelana nenqubo yokukhipha amalayisense engenziwanga iBhodi liyonika ithuba labo abathumele noma yisiphi salezo ziphakamiso ukuzichibiyela noma ukuzigewalisela, nokuthi aliyodinga ukuzihlela ngokubaluleka.

- (4) Mayelana nenqubo yokukhipha amalayisense engenziwanga, noma yimuphi onqobayo okhethiweyo ochazwe kumthethonqubo 56 wemithethonqubo emidala uyothathwa njengomfaki-sicelo omenyiwe ukuba afake isicelo selayisense yekhasino ngokulandela umthethonqubo 56(2) wale Mithethonqubo echitshiyelwe.”.

No. 39, 2000

11 February 2000

KWAZULU-NATAL GAMBLING AMENDMENT ACT, 2000**(ACT NO. 2 OF 2000)****DATE OF COMMENCEMENT**

I L. P. H. M. Mtshali, Premier of KwaZulu-Natal, hereby determine in terms of section 18 of the KwaZulu-Natal Gambling Amendment Act, 2000 (Act No. 2 of 2000), that 11 February 2000 shall be the date on which the said Act shall come into operation.

L. P. H. M. MTSHALI
Premier of KwaZulu-Natal

No. 39, 2000

11 Februarie 2000

DOBBELWET VAN KWAZULU-NATAL**(WET NO. 2 VAN 2000)****INWERKINGTREDINGSDATUM**

EK, L. P. H. M. Mtshali, Premier van KwaZulu-Natal, bepaal hierby ingevolge artikel 18 van die Wysigingswet op die Dobbelwet van KwaZulu-Natal, 2000 (Wet No. 2 van 2000), dat voornoemde Wet op 11 Februarie 2000 in werking tree.

L. P. H. M. MTSHALI
Premier van KwaZulu-Natal

No. 39, 2000

11 Febhuwari 2000

UMTHETHO OCHITSHIYELWE WOKUGEMBULA WAKWAZULU-NATALI, 2000**(UMTHETHO NO. 2 KA 2000)****USUKU LOKUQALA UKUSEBENZA**

MINA, L. P. H. M. Mtshali, uNdunankulu waKwaZulu-Natali, lapha ngokulandela isigaba 18 soMthetho oChitshiyelwe wokuGembula waKwaZulu-Natali, (uMthetho No. 2 ka 2000), ngiyanquma ukuthi umhlaka 11 Febhuwari 2000 uyoba usuku uMthetho obaluliwe oyosebenza ngalo.

L. P. H. M. MTSHALI
UNdunankulu waKwaZulu-Natali