



KwAZULU-NATAL PROVINCE
KwAZULU-NATAL PROVINSIE
ISIFUNDAZWE sAKwAZULU-NATALI

Provincial Gazette • Provinsiale Koerant • Igazethi Yesifundazwe

(Registered at the post office as a newspaper) • (As 'n nuusblad by die poskantoor geregistreer)
(Irejistiwee njengephephandaba eposihhovisi)

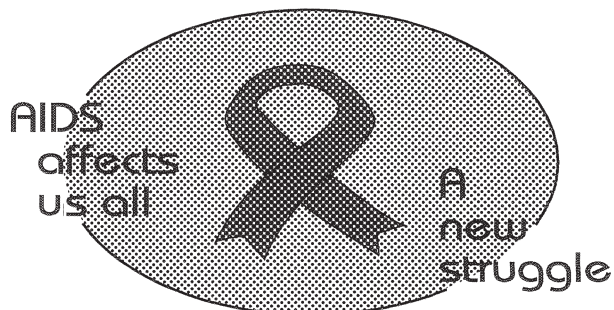
PIETERMARITZBURG

Vol. 9

30 JULY 2015
30 JULIE 2015
30 KUNTULIKAZI 2015

No. 1459

We all have the power to prevent AIDS



**AIDS
HELPLINE**

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DEPARTMENT OF HEALTH

Prevention is the cure

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IMPORTANT

Information

from Government Printing Works

Dear Valued Customers,

Government Printing Works has implemented rules for completing and submitting the electronic Adobe Forms when you, the customer, submits your notice request.

Please take note of these guidelines when completing your form.



GPW Business Rules

1. No hand written notices will be accepted for processing, this includes Adobe forms which have been completed by hand.
2. Notices can only be submitted in Adobe electronic form format to the email submission address submit.egazette@gpw.gov.za. This means that any notice submissions not on an Adobe electronic form that are submitted to this mailbox will be **rejected**. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
3. Notices brought into GPW by "walk-in" customers on electronic media can only be submitted in Adobe electronic form format. This means that any notice submissions not on an Adobe electronic form that are submitted by the customer on electronic media will be **rejected**. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
4. All customers who walk in to GPW that wish to submit a notice that is not on an electronic Adobe form will be routed to the Contact Centre where the customer will be taken through the completion of the form by a GPW representative. Where a customer walks into GPW with a stack of hard copy notices delivered by a messenger on behalf of a newspaper the messenger must be referred back to the sender as the submission does not adhere to the submission rules.
5. All notice submissions that do not comply with point 2 will be charged full price for the notice submission.
6. The current cut-off of all Gazette's remains unchanged for all channels. (Refer to the GPW website for submission deadlines – www.gpwonline.co.za)
7. Incorrectly completed forms and notices submitted in the wrong format will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email info.egazette@gpw.gov.za)
8. All re-submissions by customers will be subject to the above cut-off times.
9. All submissions and re-submissions that miss the cut-off will be rejected to the customer to be submitted with a new publication date.
10. Information on forms will be taken as the primary source of the notice to be published. Any instructions that are on the email body or covering letter that contradicts the notice form content will be ignored.

You are therefore advised that effective from **Monday, 18 May 2015** should you not comply with our new rules of engagement, all notice requests will be rejected by our new system.

Furthermore, the fax number **012- 748 6030** will also be **discontinued** from this date and customers will only be able to submit notice requests through the email address submit.egazette@gpw.gov.za.

DISCLAIMER:

Government Printing Works reserves the right to apply the 25% discount to all Legal and Liquor notices that comply with the business rules for notice submissions for publication in gazettes.

National, Provincial, Road Carrier Permits and Tender notices will pay the price as published in the Government Gazettes.

For any information, please contact the eGazette Contact Centre on 012-748 6200 or email info.egazette@gpw.gov.za

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IMPORTANT NOTICE

The
KwaZulu-Natal Provincial Gazette Function
will be transferred to the
Government Printer in Pretoria
as from 26 April 2007

NEW PARTICULARS ARE AS FOLLOWS:

Physical Address:

Government Printing Works
149 Bosman Street
Pretoria

Postal Address:

Private Bag X85
Pretoria
0001

For queries and quotations, contact:

Gazette Contact Centre: **Tel:** 012-748 6200 **Fax:** 012-748 6025
E-mail: info.egazette@gpw.gov.za

For gazette submissions:

E-mail address: submit.egazette@gpw.gov.za

Contact person for subscribers:

Mrs M. Toka: **Tel:** 012-748-6066/6060/6058
Fax: 012-323-9574
E-mail: subscriptions@gpw.gov.za

This phase-in period is to commence from **26 April 2007**, which is the closing date for all adverts to be received for the publication date of **3 May 2007**.

Subscribers and all other stakeholders are advised to send their advertisements directly to the **Government Printing Works**, one week (five working days) before the date of printing, which will be a Thursday.

Payment:

- (i) Departments/Municipalities: Notices must be accompanied by an order and official letterhead, including financial codes, contact person and address of Department.
- (ii) Private persons: Must pay in advance before printing.

Advertising Manager

IT IS THE CLIENTS RESPONSIBILITY TO ENSURE THAT THE CORRECT AMOUNT IS PAID AT THE CASHIER OR DEPOSITED INTO THE GOVERNMENT PRINTING WORKS BANK ACCOUNT AND ALSO THAT THE REQUISITION/COVERING LETTER TOGETHER WITH THE ADVERTISEMENTS AND THE PROOF OF DEPOSIT REACHES THE GOVERNMENT PRINTING WORKS IN TIME FOR INSERTION IN THE PROVINCIAL GAZETTE.

No ADVERTISEMENTS WILL BE PLACED WITHOUT PRIOR PROOF OF PRE-PAYMENT.

1/4 Page R286.00

Letter Type: Arial

Font Size: 10pt

Line Spacing: 11pt

**TAKE NOTE OF
THE NEW TARIFFS
WHICH ARE
APPLICABLE
FROM THE
1ST OF APRIL 2015**

1/2 Page R571.80

Letter Type: Arial

Font Size: 10pt

Line Spacing: 11pt

3/4 Page R857.70

Letter Type: Arial

Font Size: 10pt

Line Spacing: 11pt

Full Page R1143.40

Letter Type: Arial

Font Size: 10pt

Line Spacing: 11pt



REPUBLIC
OF
SOUTH AFRICA

LIST OF FIXED TARIFF RATES AND CONDITIONS

FOR PUBLICATION OF LEGAL NOTICES
IN THE *KWAZULU-NATAL PROVINCE*
PROVINCIAL GAZETTE

COMMENCEMENT: 1 APRIL 2015

CONDITIONS FOR PUBLICATION OF NOTICES

CLOSING TIMES FOR THE ACCEPTANCE OF NOTICES

1. (1) The *KwaZulu-Natal Province Provincial Gazette* is published every week on Thursday, and the closing time for the acceptance of notices which have to appear in the *KwaZulu-Natal Province Provincial Gazette* on any particular Thursday, is **15:00 one weeks prior to the publication date**. Should any Thursday coincide with a public holiday, the publication date remains unchanged. However, the closing date for acceptance of advertisements moves backwards accordingly, in order to allow for 7 working days prior to the publication date.
- (2) The date for the publication of a **Extraordinary** *KwaZulu-Natal Province Provincial Gazette* is negotiable.
2. (1) Copy of notices received **after closing time** will be held over for publication in the next *KwaZulu-Natal Province Provincial Gazette*.
- (2) Amendment or changes in copy of notices cannot be undertaken unless instructions are received **before 10:00 on Fridays**.
- (3) Copy of notices for publication or amendments of original copy can not be accepted over the telephone and must be brought about by letter, by fax or by hand. The Government Printer will not be liable for any amendments done erroneously.
- (4) In the case of cancellations a refund of the cost of a notice will be considered only if the instruction to cancel has been received on or before the stipulated closing time as indicated in paragraph 2 (2).

APPROVAL OF NOTICES (This only applies to Private Companies)

3. In the event where a cheque, submitted by an advertiser to the Government Printer as payment, is dishonoured, then the Government Printer reserves the right to refuse such client further access to the *KwaZulu-Natal Province Provincial Gazette* until any outstanding debts to the Government Printer is settled in full.

THE GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY

4. The Government Printer will assume no liability in respect of—
 - (1) any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
 - (2) erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;

- (3) any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.
- (4) The Government Printing Works is not responsible for any amendments.

LIABILITY OF ADVERTISER

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

COPY

- 6. Copy of notices must be typed on one side of the paper only and may not constitute part of any covering letter or document.
- 7. At the top of any copy, and set well apart from the notice, the following must be stated:

Where applicable

- (1) The heading under which the notice is to appear.
- (2) The cost of publication applicable to the notice, in accordance with the "Word Count Table".

PAYMENT OF COST

- 9. **With effect from 26 April 2007 no notice will be accepted for publication unless the cost of the insertion(s) is prepaid in CASH or by CHEQUE or POSTAL ORDERS. It can be arranged that money can be paid into the banking account of the Government Printer, in which case the deposit slip accompanies the advertisement before publication thereof.**
- 10. (1) The cost of a notice must be calculated by the advertiser in accordance with the word count table.

(2) Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the **Gazette Contact Centre, Government Printing Works, Private Bag X85, Pretoria, 0001, email: info.egazette@gpw.gov.za, before publication.**
- 11. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and the notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or by cheque or postal orders, or into the banking account.

12. *In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the Government Printing Works.*
13. The Government Printer reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the Word Count Table, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

PROOF OF PUBLICATION

14. **Copies of the *KwaZulu-Natal Province Provincial Gazette* which may be required as proof of publication, may be ordered from the Government Printer at the ruling price.** The Government Printer will assume no liability for any failure to post such *KwaZulu-Natal Province Provincial Gazette(s)* or for any delay in despatching it/them.

GOVERNMENT PRINTERS BANK ACCOUNT PARTICULARS

Bank:	ABSA BOSMAN STREET
Account No.:	4057114016
Branch code:	632005
Reference No.:	00000050
Fax No.:	012-323-8805 and 012-323-0009

Enquiries:

Gazette Contact Centre	Tel.:	012-748-6200
	Fax:	012-748-6025
	E-mail:	info.egazette@gpw.gov.za

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

NOTICE 28 OF 2015

IBHODI YEZOKUGEMBULA YAKWAZULU-NATALI

ISAZISO NGEZICELO EZAMUKELIWE ZOKUSHINTSHA IZIMO ZAMABHIZINISI ASUKA KUBANTU
NJE ABAJWAYELEKILE AYA KWII NKAMPANI NGOKOMTHETHO 97 WEZOKUGEMBULA
WAKWAZULU-NATALI KA 2010

1. Ngokomthetho 34 wezokuGembula, ufundwe kanye Nomthethonqubo 14 waKwaZulu-Natali, (uMthetho No. 08 ka 2010), ngalokhu lapha kunikezwa izaziso ngezicelo zokushintsha izimo zamabhizinisi asuka kubantu nje abajwayelekile aya kwiiNkampani ngokwezinhlelo zesigaba 97 soMthetho wezokuGembula waKwaZulu-Natali ka 2010 (uMthetho No. 08 ka 2010) esemukelwe kumfakisicelo obalulwe ngenzansi.

Ngenzansi igama le nkampani efake isicelo kanye nekheli lezindawo zamalayisense athintekayo:

UMFAKISICELO	IBHIZINISI ELIJWAYELEKILE	IKHELI
1. World Sports Betting Cc	Albert Noel t/a Noel's Surebet Verulam	Shop 15, Space City, Lot 2722 Dawncrest, Verulam, Drban, 4340

2. Ukuhlolwa kwesicelo ngumphakathi

Lesi sicelo esibalulwe ngenhla, kuye ngokuhambisana nanoma yisiphi isinqumo seBhodi esiphikisayo ngokwezinhlelo zesigaba 34 soMthetho wezokuGembula waKwaZulu-Natali ka2010 (uMthetho No. 08 ka 2010) ufundwe kanye Nomthethonqubo 14, isicelo sizokwazi ukubonwa ngumphakathi emahhovisi eBhodi kuleli kheli elibhalwe ngezansi esikhathini esisukela kumhla **zingu 30 kuNtulikazi 2015 ukuya ku 01 kuMandulo 2015**.

KwaZulu-Natal Gaming and Betting Board
Ground Floor (South Tower)
Room G135
Natalia Building
330 Longalibalele Street
PIETERMARITZBURG
3200

Noma ku

KwaZulu-Natal Gaming and Betting Board
3 Nollsworth Crescent
Nollsworth Park
La Lucia Ridge
Durban
4300

3. Isimemo sokwenza izethulo

Abantu abanentshisekelo bayamenywa ukuba benze izethulo kungakadluli mhla **zingu 01 kuMandulo 2015** ngaphambi **kwehora lesine ntambama**. Izethulo kufanele zibhalwe futhi zibe nalemininingwane elandelayo:

- (a) Igama lomfakisicelo izethulo eziqondene naye;
- (b) Izizathu izethulo ezenziwa ngaphansi kwazo;
- (c) Igama, ikheli kanye nenombolo yocingo yomuntu oletha izethulo; kanye;
- (d) Nokubalula ukuthi umuntu owenza izethulo ufisa ukwenza izethulo ngomlomo uma iBhodi isilalela isicelo.

Noma iziphi izethulo ezingaluqukethe lonke lolu lwazi olubalulwe endimeni 3 ngenhla zizothathwa ngokuthi azikaze zethulwe kwiBhodi futhi iBhodi angeke izicubungule.

Izethulo kufanele zithunyelwe ku:

The Chief Executive Officer
KwaZulu-Natal Gaming and Betting Board
Private Bag X9102
PIETERMARITZBURG
3200

noma zithunyelwe ngesikhahlelamezi kule nombolo: (033) 3427853

NOTICE 28 OF 2015**KWAZULU-NATAL GAMING AND BETTING BOARD****NOTICE OF APPLICATIONS RECEIVED FOR A CHANGE IN NATURAL PERSONS TO A CORPORATE BODY IN TERMS OF SECTION 97 OF THE ACT, 2010**

1. In terms of Section 34, read with Regulation 14 of the KwaZulu-Natal Gaming and Betting Act, 2010 (Act No. 8 of 2010), notice is hereby given of the application for a Change in the identity of the owners of the bookmaking business referred to below in terms of Section 97 of the Act.

The following list contains names of applicants, the addresses and the licensees impacted:

APPLICANT	LICENSEE	ADDRESS
1. World Sports Betting Cc	Albert Noel t/a Noel's Surebet Verulam	Shop 15, Space City, Lot 2722 Dawncrest, Verulam, Drban, 4340

2. Public inspection of application

The above mentioned applications will, subject to any ruling by the Board to the contrary in accordance with the provisions of section 34 of the KwaZulu-Natal Gaming and Betting Act, 2010 (Act No. 08 of 2010) read with regulation 14, be open for public inspection at the offices of the Board at the address mentioned below for the period from **30 July 2015 to 01 September 2015**.

KwaZulu-Natal Gaming & Betting Board
Ground Floor (South Tower)
Room G135
Natalia Building
330 Langalibalele Street
PIETERMARITZBURG, 3201

Or

KwaZulu-Natal Gaming & Betting Board
3 Nollsworth Crescent
Nollsworth Park
La Lucia Ridge
Durban
4300

3. Invitation to lodge representations

Interested persons are hereby invited to lodge any representations in respect of the application by no later than **16:00** on **01 September 2015**. Representations should be in writing and must contain at least the following information:

- (a) The name of the applicant to whom the representations relate
- (b) The ground(s) on which representations are made.
- (c) The name, address and telephone number of the person submitting the representations.
- (d) An indication as to whether or not the person making the representations wishes to make oral representations when the Board hears the application.

Any representations that do not contain all of the information referred to in paragraph 3 above, will be deemed not to have been lodged with the Board and will not be considered by the Board.

Representations should be addressed to:

The Chief Executive Officer
KwaZulu-Natal Gaming and Betting Board
Private Bag X9102
PIETERMARITZBURG
3200

or faxed to: (033) 3427853.

KENNISGEWING 28 VAN 2015**KWAZULU-NATAL DOBBEL EN WEDDERY RAAD**

KENNISGEWING VAN AANSOEKE ONTVANG OM 'N VORM VAN 'N BESIGHEID TE VERANDERING VAN 'N PERSOON TOT 'N MAATSKAPPY IN TERME VAN ARTIKEL 97 VAN DIE KWAZULU NATAL DOBBELARY EN WEDDERY WET, 2010

1. In terme van Artikel 34, gelees met Regulasie 14 van die KwaZulu-Natal Dobbeldary en Weddery, 2010 (Wet No 8 van 2010), word hierby kennis gegee van die aansoek vir 'n verandering in die identiteit van die eienaars van die beroepsweddersbesigheid waarna hieronder verwys word in terme van Artikel 97 van die Wet.

Die volgende lys bevat die naam van die aansoeker, lisenseer betrokke en hul adresse

AANSOEKER	BEROEPSWEDDERSBESIGHEID BESIGHEDE	ADRESSE
2. World Sports Betting Cc	Albert Noel t/a Noel's Surebet Verulam	Shop 15, Space City, Lot 2722 Dawncrest, Verulam, Drban, 4340

2. Openbare inspeksie van aansoek

Die aansoek lê, behoudens enige teenstrydige reëling deur die raad in ooreenstemming met die bepalinge van artikel 34 van die KwaZulu-Natal Dobbeldary en Weddery Wet, 2010 (Wet No. 08 van 2010) gelees met Regulasie 14, vir openbare inspeksie ter insae by die kantoor van die Raad by die ondergemelde adres vir die tydperk van **30 Julie 2015 to 01 September 2015**.

KwaZulu-Natal Dobbeldary en Weddery Raad
Grondvloer (Suid Toring)
Kamer G135
Natalia Gebou
Langalibalele straat 330
Pietermaritzburg
3200

Of

KwaZulu-Natal Dobbeldary en Weddery Raad
3 Nollsworth Crescent
Nollsworth Park
La Lucia Ridge
Durban
4300

3. Uitnodiging om vertoë te rig

Belanghebbende persone word hierby uitgenooi om enige vertoë ten opsigte van die aansoeker te rig teen nie later as **16:00** op **01 September 2015**. Vertoë moet skriftelik geskied en moet minstens die volgende inligting bevat:

- (a) Die name van die aansoeker waarop die vertoë betrekking het;
- (b) Die grond(e) waarop die vertoë berus;
- (c) Die naam, adres en telefoonnommer van die persoon wat die vertoë rig en
- (d) 'n Aanduiding of die persoon wat die vertoë rig ook mondelikse vertoë wil rig, aldan nie, wanneer die raad die aansoek aanhoor.

Enige vertoë wat nie al die besonderhede bevat wat in paragraaf 3 vermeld word nie, sal geag word nie by die raad ingedien te wees nie en sal nie deur die raad oorweeg word nie.

Vertoë moet gerig word aan:

Die Hoof- Uitvoerende Beamppte
KwaZulu-Natal Dobbelaar en Weddery Raad
Private sak 9102
Pietermaritzburg
3200

Of per faks gestuur word na: (033) 342-7853

PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS

PROVINCIAL NOTICE 104 OF 2015

1. WITHDRAWAL OF NOTICE IN TERMS OF THE KWAZULU-NATAL LAND ADMINISTRATION ACT, 2003 (ACT NO. 3 OF 2003)

KINDLY TAKE NOTE that the Member of the Executive Council for Human Settlements and Public Works of the KwaZulu-Natal, hereby withdraws the said Notice of Intention to Expropriate dated, 9 December 2014 and advertised in the Government Gazette 25 December 2014.

2. NOTICE OF INTENTION TO EXPROPRIATE IN TERMS OF SECTION 9(1) OF THE KWAZULU-NATAL LAND ADMINISTRATION AND ASSET MANAGEMENT ACT, 2014 (ACT NO. 2 OF 2014)

KINDLY TAKE NOTE that the Member of the Executive Council for Human Settlements and Public Works of KwaZulu-Natal, hereinafter referred to as "the MEC", hereby gives notice in terms of section 9(1) of the KwaZulu-Natal Land Administration and Asset Management Act, 2014 (Act No. 2 of 2014) (hereinafter referred to as "the Act", of the intention to expropriate the property described below as contemplated in terms of the provisions of Section 8 of the Act;

AND FURTHER TAKE NOTE that the said property –

1. Is fully described as **Erf 500 Esikhawini J** measuring 1,3482 square meters, situated in the Administrative District of KwaZulu-Natal and registered in the name of **United National Breweries SA Proprietary LTD** by virtue of Deed of Grant No. **TG66/1977 KZ** dated **13 September 1977**;
2. Has the following rights: Nil
3. Is currently zoned: Civic 2
4. In which the operations which are being carried on currently: Social Welfare Services for the Department of Social Development
5. Consists of the following improvements (constructed by the Provincial Government): Large office buildings, two blocks of flats and 2 houses

AND FURTHER TAKE NOTE that if you are intending to claim compensation as a result of expropriation you are invited to enter into negotiations with the MEC in this regard;

AND FURTHER TAKE NOTE that your attention is drawn to the provisions of Section 9 (5) (a) which provides that any expropriation referred to in sub-section (4) takes effect immediately on publication of the Notice of Expropriation in the Gazette, even though compensation payable in respect of such property has not been finally determined or paid.

Written representations in regard to this Notice of Intention to Expropriate can be made, within thirty (30) days of the publication of this notice to the Head: Public Works at the address hereunder for my consideration.

Contact details

Head: Public Works
Private Bag X9041
PIETERMARITZBURG
3200

Telephonic Enquiries: Mrs. C. van Wyk
Tel No.: (033) 355 5631
Fax No.: (033) 355 5655



MR RR PILLAY
MEMBER OF THE EXECUTIVE COUNCIL
HUMAN SETTLEMENTS AND PUBLIC WORKS
KWAZULU-NATAL PROVINCIAL GOVERNMENT

Date: 18/06/15

PROVINCIAL NOTICE 105 OF 2015

UMTHETHO WOKUSUNGULWA KWAMALOKISHI ANGAHLELEKILE NGOKUPHELELE, 1991 (UMTHETHO NO. 113 KA 1991): INGXYENYE YENSALELA KA 3, INSALELA 21 (KA 3), INSALELA 43 (KA 20), INSALELA 44 (KA 20), INSALELA 47 (KA 20) NENSALELA 48 (KA 20) YONKE ESEPULAZINI I-BUFFELS BOSCH NO. 965 KANYE NENGXYENYE YESIZA 224 E-BURLINGTON GREENFIELDS, EZOHLUKANISWA IZIQEPHU KUSUKELA KWIZIZA 545 - 809 NO 842 - 960 E-BURLINGTON GREENFIELDS, E-BURLINGTON GREENFIELDS EXTENTION, KUMASIPALA WASETHEKWINI

Ngokwesigaba 3(1)(b), 3(5) no 3(6)(a) soMthetho wokuSungulwa kwamaLokishi angaHlelekile ngokuPhelele, 1991 (uMthetho No. 113 ka 1991) iNgxenywe yeNsalela ka 3, iNsalela 21 (ka 3), iNsalela 43 (ka 20), iNsalela 44 (ka 20) kanye neNsalela 48 (ka 20) yepulazi i-Bufferls Bosch 965 kanye neNgxenywe yeSiza 224 e-Burlington Greenfields ezokwehlukaniwa iziqephu kusukela kwiziza 545 - 809 no 842 - 960 e-Burlington Greenfields, isigaba sokuBhaliswa ngu-FT, eNdaweni yoKwakha iziNdlu eMona-Burlington Greenfields Extension, kuMasipala waseThekwini, ezokwabiwa njengelokishi elingahlelekile ngokuphelele, kuncike kule mibandela elandelayo yokwakha ephathelene nokusebenza kwemithetho –

(a) ilokishi elingahlelekile ngokuphelele kumele lakhiwe futhi limiswe ngendlela ehambisana nepulani DWG No. 314/1.2 and 314/1.3;

(b) uMthetho wokuHlela neNtuthuko waKwaZulu-Natali, 2008 (uMthetho No. 6 ka 2008), uyasebenza ekulawuleni ukwakhiwa kwezakhiwo ezingahlelekile ngokuphelele, ngaphandle kwezihlinzeko zezigaba 23(1), 40(1), 75(1)(b) no (c) zoMthetho ezingeke zisebenze ekwakhiweni kwezakhiwo ezingahlelekile ngokuphelele ngokuhambisana nale mibandela yokugunyazwa kwesicelo 2011/252; kanye

(c) noMthetho wamaZinga oKwakha neMithethonqubo yoKwakha kaZwelonke, 1977 (uMthetho No. 103 ka 1977, neminye imithetho elawula ukuphasiswa kwamapulani okwakha iyosebenza kumhlaba owabiwe.

NKK. N DUBE-NCUBE

iLungu loMkhandlu oPhethe esiFundazweni saKwaZulu-Natali

elibhekele ezokuBusa ngokuBambisana nezoMdabu

Usuku: 30 uNdasa 2015

Inkomba yefayela: 2011/252

PROVINCIAL NOTICE 105 OF 2015

LESS FORMAL TOWNSHIP ESTABLISHMENT ACT, 1991: PORTION OF REM OF 3, REM (21 OF 3), REM (43 OF 20), REM (44 OF 20), REM (47 OF 20) AND REM (48 OF 20) ALL OF THE FARM BUFFELS BOSCH NO. 965 AS WELL AS A PORTION OF ERF 224 BURLINGTON GREENFIELDS, TO BE SUBDIVIDED INTO ERVEN 545 – 809 AND 842 – 960 BURLINGTON GREENFIELDS, BURLINGTON GREENFIELDS EXTENSION, ETHEKWINI MUNICIPALITY

In terms of section 3(1)(b), 3(5) and 3(6)(a) of the Less Formal Township Establishment Act, 1991 (Act No. 113 of 1991) a Portion of Rem of 3, Rem (21 of 3), Rem (43 of 20), Rem (44 of 20), Rem (47 of 20) and Rem (48 of 20) of the Farm Buffels Bosch 965 as well as a Portion of Erf 224 Burlington Greenfields to be subdivided into Erven 545 – 809 and 842 – 960 Burlington Greenfields, is designated as a less formal settlement for township establishment and registration purposes, subject to the following conditions relating to township establishment and the application of laws –

- (a) the less formal settlement must be laid out and developed in accordance with DWG no. 314/1.2 and 314/1.3;
- (b) the KwaZulu-Natal Planning and Development Act (Act No. 6 of 2008), is applicable to the less formal settlement, except for the provisions of sections 23(1), 40(1), 75(1)(b), and (c) of the Act which shall not apply to the establishment of the less formal settlement in accordance with the conditions of approval of application; and
- (c) the National Building Regulations and Building Standards Act (Act No. 103 of 1977) and any other law that regulates building plan approval is applicable to the designated land.

MRS N DUBE-NCUBE, MPL

MEC for Co-operative Governance and Traditional Affairs

Date: 30 March 2015

File reference: 2011/252

PROVINSIALE KENNISGEWING 105 VAN 2015

WET OP MINDER FORMELE DORPSTIGTING, 1991: GEDEELTE VAN RESTANT VAN 3, RESTANT (21 VAN 3), RESTANT (43 VAN 20), RESTANT (44 VAN 20), RESTANT (47 VAN 20) EN RESTANT (48 VAN 20), ALMAL VAN DIE PLAAS BUFFELS BOSCH NO. 965, ASOOK 'N GEDEELTE VAN ERF 224 BURLINGTON GREENFIELDS, OM ONDERVERDEEL TE WORD IN ERWE 545 – 809 EN 842 – 960 BURLINGTON GREENFIELDS, BURLINGTON GREENFIELDS UITBREIDING, eTHEKWINI MUNISIPALITEIT

Ingevolge artikel 3(1)(b), 3(5) en 3(6)(a) van die Wet op Minder Formele Dorpstigting, 1991 (Wet No. 113 van 1991), 'n Gedeelte van Restant van 3, Restant (21 van 3), Restant (43 van 20), Restant (44 van 20), Restant (47 van 20) en Restant (48 van 20) van die Plaas Buffels Bosch 965 asook 'n Gedeelte van Erf 224 Burlington Greenfields om onderverdeel te word in Erwe 545 – 809 en 842 – 960 Burlington Greenfields, word as 'n minder formele vestiging vir dorpstigting en registrasie doeleindes aangewys behoudens die volgende stigtingsvoorwaardes betreffende betreffende dorpstigting en die toepassing van wette –

- (a) die minder formele vestiging moet uitgelê en ontwikkel word in ooreenstemming met Plan No. DWG No. 314/1.2 and 314/1.3;
- (b) die KwaZulu-Natal Wet op Beplanning en Ontwikkeling, 2008 (Wet No. 6 van 2008), is van toepassing op die minder formele vestiging, buiten vir die bepalings van artikels 23(1), 40(1), 75(1)(b) en (c) van die Wet wat nie van toepassing sal wees op die stigting van die minder formele vestiging in ooreenstemming met die goedkeuringsvoorwaardes van aansoek nie 2011/42; en
- (c) die Wet op Nasionale Bouregulasies en Boustandaarde, 1977 (Wet No. 103 van 1977) en enige ander wet wat bouplan goedkeuring reguleer is van toepassing op die aangewese grond.

MEV. N DUBE-NCUBE, LPW

LUR vir Samewerkende Regering en Tradisionele Sake

Datum: 30 Maart 2015

Lêerverwysing: 2011/242

MUNICIPAL NOTICES • MUNISIPALE KENNISGEWINGS

MUNICIPAL NOTICE 137 OF 2015

UMHLATHUZE MUNICIPALITY

KWAZULU-NATAL PLANNING AND DEVELOPMENT ACT, 2008 : AMENDED DELEGATIONS, UMHLATHUZE MUNICIPALITY

The uMhlathuze Municipality adopted the following amended delegations set out in the Schedule to this notice in terms of section 156(1) of the KwaZulu-Natal Planning and Development Act, 2008 (Act No. 6 of 2008).

Civic Offices
Private Bag X1004
RICHARDS BAY
3900

DR N J SIBEKO
MUNICIPAL MANAGER

SCHEDULE

KEY TO DELEGATIONS OF POWER

DESCRIPTION	ABBREVIATION
The uMhlathuze Municipal Council	COUNCIL
Executive Committee of uMhlathuze Municipal Council	EXCO
Municipal Manager	MM
Deputy Municipal Manager : City Development	DMMCD
Deputy Municipal Manager : Corporate Services	DMMCS
Deputy Municipal Manager : Infrastructure and Technical Services	DMMI&TS
Deputy Municipal Manager : Community Services	DMMCOMS
Authorised Officer	AO
Municipal Planning Tribunal	MPT
Registered Planner	RP
Planning Enforcement Inspector	PEI

DELEGATIONS

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 4(2): Decision to apply to the Member of the Executive Council for an extension of the period in which to adopt a scheme or schemes.	Note: - Accompanying documentation as per Section 4(3)	EXCO
Section 9(1) and 95(2): To initiate an application for the <u>adoption, replacement or amendment</u> of a scheme	Control Measure: - Subject to Exco's in principle approval prior to public participation where land is owned by the Municipality. Note: - Process in accordance with section 10(1)-(2) - Provisions relating to combined applications in accordance with section 10(4) - Right to amend a proposal after notice has been given thereof in terms of Schedule 1 item 17(1)	DMMCD
Section 9(2): To receive and administer an application for an <u>amendment</u> of a scheme	Note: - Process in accordance with section 10(2) - Status of legal successor-in-title in accordance with section 9(3) - Provisions relating to combined applications in accordance with section 10(4)	DMMCD

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Sections 11, 18, 24, 41, 53, 63 and 72: To evaluate and make recommendations in respect of proposals submitted in terms of the Planning and Development Act, 2008, and to issue certificates confirming that proposals comply/do not comply with the Act	Note: - Matters relevant in determining the merits of proposals are contained in sections 12, 19, 25, 42, 54, 64 and 73	RP
Section 13(1): To approve, with or without alterations, or to refuse the adoption or replacement of the scheme	Control Measure: - Decision must be informed by a registered planner or on advice of a registered planner in accordance with section 11. - Decision may not be in conflict with provincial planning and development norms and standards or the municipality's IDP and SDF. Notes: - Timeframes in accordance with items 12 and 21 of Schedule 1 and Section 16 of the SPLUMA Regulations. - Decisions must comply with section 13(5). - Effective date of decision as per section 16	COUNCIL (Scheme Regulations Amendment) MPT (Category 1 Applications) AO in liaison with the MM (Category 2 Applications)
Section 13(6), 26(6), 43(6), 55(4), 65(5): Correcting of an error in the wording of its decision	Control measure: As long as the correction does not constitute a change in its decision or an alteration, suspension or deletion of a condition of its approval	MPT (Category 1 Applications) AO in liaison with the MM (Category 2 Applications)
Section 14(1), 14(5), 27(1), 27(5), 44(1), 44(5), 56(1), 56(5), 66(1), 66(5), 74, 89(3): Informing persons of Council's decision	Note: - Notices must comply with section 14(2)-(4), 27(2)-(4), 44(2)-(4), 56(2)-(4), 66(2)-(4) - Serving of notices must comply with section 158	MPT (Category 1 Applications) AO in liaison with the MM (Category 2 Applications)
Section 22(1): To initiate an application for the subdivision or consolidation of land which the Municipality owns.	Control Measure: - Exco must approve application in principle prior to public participation for land which the Municipality owns.	DMMCD
Section 22(2): To receive and administer an application for the subdivision or consolidation of land		DMMCD

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 26(1): To approve, with or without alterations, or to refuse the subdivision and/or consolidation of land	<p>Control Measure:</p> <ul style="list-style-type: none"> - Decision must be informed by a registered planner in accordance with section 24. - Decision may not be in conflict with provincial planning and development norms and standards, the municipality's IDP/SDF or the scheme in accordance with sections 6(4), 6(5) and 26(2). <p>Notes:</p> <ul style="list-style-type: none"> - Timeframes in accordance with items 12 and 21 of Schedule 1 and Section 16 of the SPLUMA Regulations. - Note provisions of section 6 relating to the status of schemes. - Approver may impose conditions in accordance with section 26(3)-(4). - Approvals must comply with section 26(5). - Note section 36 relating to transfer of land to the Municipality. - Effective date of decision as per section 29. - Note section 30 relating to the legal effect of approval of subdivision or consolidation of land that constitutes alteration or amendment of general plan. - Section 37(2) of the Land Survey Act, 2007. - Section 32(2), 33(2), 37(1) and 37(2) relating to lapsing of approval. 	<p>MPT (Category 1 Applications)</p> <p>AO in liaison with the MM (Category 2 Applications)</p>
Sections 31(1), 31(3), 31(5), 34(2), 48(1), 48(3), 48(5) and 69(2): Issuing of certificates of compliance	<p>Control measure:</p> <ul style="list-style-type: none"> - RP to liaise first with relevant technical Departments. <p>Note:</p> <ul style="list-style-type: none"> - Referring to conditions imposed in accordance with sections 26(4), 43(4) and 65(3); - Provisions of section 31(4) and 48(4) relating to occupation of a building/structure. 	RP, in liaison with relevant technical departments
Section 32(1)(b): To receive certified copies of the approved diagrams or general plan		DMMCD
Section 33(1), 35 and 70: To lodge plans and documents with the Surveyor General's and Deeds Offices in cases where land is subdivided or consolidated, or where application is made for the alteration, suspension or deletion of restriction relating to land by the municipality	<p>Note:</p> <ul style="list-style-type: none"> - Section 33(2) and 37(2) relating to lapsing of approval. 	<p>DMMCD</p> <p>MPT (Category 1 Applications)</p> <p>AO in liaison with the MM (Category 2 Applications)</p>

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 37(3), 37(4), 49(1) and 49(2): To serve notices informing an applicant that an application is about to lapse or to withdraw a notice issued	Note: <ul style="list-style-type: none"> - Section 37(5) and 49(3) relating to cancellation of the part of the approved layout plan for which the rights have not been fully exercised, and which has been cancelled; - Notices must comply with section 37(3) or 49(1) - Serving of notices must comply with section 158. 	DMMCD MPT (Category 1 Applications) AO in liaison with the MM (Category 2 Applications)
Section 37(5) and 49(3): To initiate the cancellation of the part of the approved layout plan for which the rights have not been fully exercised, and which has been cancelled in accordance with sections 37(3) and 49(1)	Control measure: <ul style="list-style-type: none"> - Exco must approve application in principle prior to public participation for land which the Municipality owns. 	DMMCD MPT (Category 1 Applications) AO in liaison with the MM (Category 2 Applications)
Section 39(1): To initiate an application for development of land situated outside areas of the scheme for land which the Municipality owns	Control measure: <ul style="list-style-type: none"> - Exco must approve application in principle prior to public participation for land which the Municipality owns. Note: <ul style="list-style-type: none"> - Refer to section 38. - Refer to Schedule 1 for process. - Provisions relating to combined applications in accordance with section 40(2). - Right to amend a proposal after notice has been given thereof in terms of Schedule 1 item 17(1). 	DMMCD
Section 39(2): To receive and administer an application for development of land situated outside areas of the scheme	Note: <ul style="list-style-type: none"> - Refer to section 38. - Refer to Schedule 1 for process. - Status of legal successor-in-title in accordance with section 39(3). - Provisions relating to combined applications in accordance with section 40(2). 	DMMCD

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 43(1): To approve, with or without alterations, or to refuse the development of land situated outside the area of a scheme	<p>Control measure:</p> <ul style="list-style-type: none"> - Decision must be made on advice of a registered planner in accordance with section 41. - Decision may not be in conflict with provincial planning and development norms and standards or the municipality's IDP in accordance with section 43(2). <p>Notes:</p> <ul style="list-style-type: none"> - Timeframes in accordance with items 12 and 21 of Schedule 1 and Section 16 of SPLUMA Regulations. - Approver may impose conditions in accordance with section 43(3)-(4); - Decisions must comply with section 43(5). - Effective date of decision as per section 46. - Section 47 relating to the legal effect of approval of development of land situated outside the area of a scheme that constitutes alteration or amendment of general plan. - Section 37(2) of the Land Survey Act, 2007. - Section 49(1) relating to lapsing of approval. 	<p>MPT (Category 1 Applications)</p> <p>AO in liaison with the MM (Category 2 Applications)</p>
Section 51(1): To initiate an application for the phasing or cancellation of an approved layout plan.	<p>Control measure:</p> <ul style="list-style-type: none"> - Exco must approve application in principle prior to public participation for land which the Municipality owns. <p>Note:</p> <ul style="list-style-type: none"> - Refer to section 50. - Process in terms of section 52. - Right to amend a proposal after notice has been given thereof in terms of Schedule 1 item 17(1). 	DMMCD
Section 51(2): To receive and administer an application for the phasing or cancellation of an approved layout plan	<p>Note:</p> <ul style="list-style-type: none"> - Refer to section 50. - Status of legal successor-in-title in accordance with section 51(3)-(4). - Process in terms of section 52. 	DMMCD
Section 52(2): To administer giving public notice of an application for the phasing or cancellation of an approved layout plan	<p>Note:</p> <ul style="list-style-type: none"> - Notice must comply with section 52(3)-(4) 	DMMCD

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 55: To approve the phasing or cancellation of the approved layout plan, in whole, in part and with alterations or to refuse the phasing or cancellation of the layout plan	Control measure: <ul style="list-style-type: none"> - Decision must be made on advice of a registered planner in accordance with section 53. Notes: <ul style="list-style-type: none"> - Timeframes in terms of section 55(1). - Approver may impose conditions in accordance with section 55(2); - Decisions must comply with section 55(3); - Effective date of decision as per section 58; - Section 59 relating to the legal effect of approval of phasing or cancellation of approved layout plans (including transfer of land and ownership). - Section 37(2) of the Land Survey Act, 2007. 	MPT (Category 1 Applications) AO in liaison with the MM (Category 2 Applications)
Section 61(1): To initiate an application for the alteration, suspension or deletion of a restriction relating to land which the Municipality owns.	Control measure: <ul style="list-style-type: none"> - Exco must approve application in principle prior to public participation for land which the Municipality owns. Note: <ul style="list-style-type: none"> - Refer to section 60. - Process in terms of Schedule 1. - Application not required for restrictions that have been deleted in accordance with item 3 of Schedule 5. - Provisions relating to combined applications in accordance with section 62(3). - Right to amend a proposal after notice has been given thereof in terms of Schedule 1 item 17(1) 	DMMCD
Section 61(2): To receive and administer applications for the alteration, suspension or deletion of a restriction relating to land	Note: <ul style="list-style-type: none"> - Refer to section 60. - Process in terms of Schedule 1. - Application not required for restrictions that have been deleted in accordance with item 3 of Schedule 5. - Status of legal successor-in-title in accordance with section 61(3). - Provisions relating to combined applications in accordance with section 62(3). 	DMMCD

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 65(1): To approve, with or without alterations, or to refuse the alteration, suspension or deletion of the restrictions relating to land	Control Measure: <ul style="list-style-type: none"> - Decision may not be taken to suspend or remove any mineral right registered against the title of any land in accordance with section 60(3). - Decision must be made on advice of a registered planner in accordance with section 63. - Decision may not be in conflict with provincial planning and development norms and standards, the municipality's IDP or the scheme in accordance with section 65(2). Notes: <ul style="list-style-type: none"> - Timeframe in terms of items 12 and 21 of Schedule 1 and Section 16 of SPLUMA Regulations. - Note provisions of section 6 relating to the status of schemes. - Approver may impose conditions in accordance with section 65(3). - Decisions must comply with section 65(4). - Effective date of decision as per section 68. 	MPT (Category 1 Applications) AO in liaison with the MM (Category 2 Applications)
Section 76(1): To request the court to summarily enquire into and determine the monetary value of any advantage which a person may have gained as a result of an offence		DMMCS
Section 79(1) and 81(1): To issue and withdraw contravention notices and to consider comments lodged in response to a contravention notice	Note: <ul style="list-style-type: none"> - Offences listed as per section 75(1), 77(1), 78(1), 90(7) and Schedule 1 item 10(6); - Contents of contravention notices as per section 79(2) and 80. 	DMMCD
Section 79(1): To serve contravention notices on persons suspected of certain offences	Note: <ul style="list-style-type: none"> - Serving of notices must comply with section 158 	PEI
Section 81(2): To issue and withdraw prohibitions orders	Note: <ul style="list-style-type: none"> - Offences listed as per section 75(1), 77(1), 78(1), 90(7) and Schedule 1 item 10(6) . - Contents of prohibition orders as per section 81(2) and 82. - Consider section 81(3)-(5). 	DMMCD
Section 81(2)(a) and 83: To serve prohibition orders issued by DMMSD and to display orders on site	Note: <ul style="list-style-type: none"> - Serving of orders must comply with section 158 	PEI

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 81(2)(b), 84(1), 84(2), 84(3), 93(1) and 94: To apply to the High Court for the issuing or withdrawal of an order restraining a person from continuing an illegal activity, for an urgent prevention order or demolition order	Control measure: <ul style="list-style-type: none"> - Only EXCO may approve an application for a demolition order. Note: <ul style="list-style-type: none"> - Consider section 84 - Consider section 98; - Notices must comply with section 85 	DMMCS
Section 84(1) and 86: To serve urgent prevention orders issued by the High Court and to display orders on site	Note: <ul style="list-style-type: none"> - Serving of orders must comply with section 158 	PEI
Section 84(4): To serve a notice to the person on whom the urgent prevention order was served, if the order is withdrawn	Note: <ul style="list-style-type: none"> - Serving of notices must comply with section 158 	PEI
Section 113(2)(a): To receive memoranda of appeals	Note: <ul style="list-style-type: none"> - In relation to appeals under Section 15, section 28, section 45, section 57, section 67 	MM
Section 114(1) and (3) and 116(2): To lodge or withdraw a responding memorandum	Note: <ul style="list-style-type: none"> - Contents of a responding memorandum in accordance with Sections 114(2) 	DMMCD
Section 117(2): To represent Council during a Kwazulu-Natal Planning and Development Appeal Tribunal site visit		DMMCD and RP
Section 120: To represent Council during a Kwazulu-Natal Planning and Development Appeal Tribunal hearing		DMMCD and RP
Section 120(2)(a): To appoint legal counsel to represent Council during a Kwazulu-Natal Planning and Development Appeal Tribunal hearing		DMMCS
Section 123: To receive notice of the Appeal Tribunal judgement		MM / DMMCD
Section 125(2)(c)(i): To receive an affidavit from an applicant for the late lodging of an appeal		MM
Section 126: To prepare a written notice of opposition to late lodging of appeal, including opposing affidavit		DMMCD, RP and/or DMMCS
Section 126: To lodge with the registrar a written notice of opposition to late lodging of appeal, including opposing affidavit		MM

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 129: To receive notice of the ruling in relation to the late lodging of an appeal		MM
Section 132(3): To prepare oral or written representation with regards to an order of costs or a penalty awarded in terms of section 132(2)		DMMCD, RP and/or DMMCS
Section 132(3): To lodge written representation with regards to an order of costs or a penalty awarded in terms of section 132(2)		MM
Section 156(1) and (8): To delegate, amend or revoke any power conferred on it in terms of the Act to any official employed by it	Control measure: <ul style="list-style-type: none"> - Council may not delegate the responsibility to adopt or replace a scheme as contemplated in section 13. Note: <ul style="list-style-type: none"> - EXCO may impose conditions in accordance with section 156(2). - Delegation or amendment comes into effect upon the publication of a notice in the Gazette, or if a later date is stated, from that date in accordance with section 156(7)(c) 	COUNCIL
Section 156(7)(b) and 156(9): Placing of notices in the Gazette		MM
Section 157(1): To enter into agency agreements for performance of functions	Control measure: <ul style="list-style-type: none"> - After it has applied the criteria contemplated in section 78 of the Municipal Systems Act 	EXCO
Section 160: To maintain access to information documentation		DMMCD
Schedule 1 item 2(1), 3(3), 4(1), 9(1), 10(2), 11(2)-(3), 19(1), 20(4): To provide notice	Note: <ul style="list-style-type: none"> - Serving of notices to comply with section 158 - Calculation of number of days in accordance with section 159 - Notice of a hearing must comply with Schedule 1 item 11(3) and 20(2) and 20(5) 	DMMCD
Schedule 1 item 3(3): To refuse an application on the ground that the information which was NOT provided after the municipality requested it was necessary in order to make an informed decision		DMMCD
Schedule 1 item 5(1), 6(1) and (3), 8(2) and (3), 14(1), 15(1) and 17(2) and 17(3): To administer the processes relating to the giving of public notice	Note: <ul style="list-style-type: none"> - Notices must comply with Schedule 1 items 5(2)-(3), 6(1), 7(1), 14(2)-(3), 15(3), 16. - Public notice not required in cases listed in terms of section 10(3), 23(2), 62(2) 	DMMCD and DMMCS

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Schedule 1 item 6(2)-(3): To agree with a person who has an interest in any specific matter to give notice on behalf of Council and to request proof from a person that public notice has been given as required		DMMCD
Schedule 1 items 6(4) and 15(2): To convene and represent Council during a public meeting for the purpose of informing the public of the application/matter		DMMCD
Schedule 1 item 8(1)(b): To request and/or consider an amendment of an application prior to approval		DMMCD
Schedule 1 item 10(1), 11(1), 19(1) and 20(1): To decide whether a site inspection or public hearing is necessary in liaison with the relevant Ward Councillor	Control measure: In liaison with the relevant Ward Councillor and based on: - the complexity of the application, - number of and basis for objections received, - If it is in the interest of the public, Municipality or the applicant to do so	DMMCD in liaison with relevant ward Councillor
Schedule 1 item 10(1) and 11(4): To represent Council during a site visit or public hearing	Note: - Conditions contained in section 10(3)-(5)	DMMCD / RP
Schedule 1 item 17(1): To amend proposals for council-owned land prior to approval by Council	Control measure: - Subject to Schedule 1 item 17(2)-(3)	DMMCD
Schedule 1 item 18: To reply to a person who submitted comments on an application		DMMCD

MUNICIPAL NOTICE 138 OF 2015**NOTICE IN TERMS OF SECTION 34(3) OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT – ESTABLISHMENT OF THE UTHUNGULU NORTH JOINT MUNICIPAL PLANNING TRIBUNAL**

As contemplated in Sections 34(1) and 35(1) of Spatial Planning and Land Use Management Act, 2013 (Act No. 16 of 2013), the following Councils resolved to establish a Joint Municipal Planning Tribunal:

uMhlathuze Local Municipality
uMfolozi Local Municipality
Ntambanana Local Municipality
uThungulu District Municipality

Details of the Memorandum of Agreement as contemplated in Section 34(1) of the Act are open for inspection during office hours and by prior appointment with:

- Mrs. Thea Jordan at the uMhlathuze Civic Centre, 5 Mark Strasse Richards Bay, or via telephone at 035 907 5428 (Departmental Switchboard); or
- Mr. Gift Mathalise at the Uthungulu District Offices, 1 Kruger Grove Richards Bay, or via telephone at 035 7992682; or
- Ms. Nomfundo Thabethe at the uMfolozi Municipality Offices, 25 Bredelia Street KwaMbonambi, or via telephone at 035 5801421; or
- Mr. Sihle Zikhale at the Ntambanana Municipal Offices, Buchanana Reserve or via telephone at 0796791086.

The purpose of the Joint Municipal Planning Tribunal is to consider and decide on land development and land use applications as per the categorisation of applications adopted by the parties. An applicant may submit a land development and land use application to the relevant local municipality within which the application site is located.

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MR M H NKOSI
MUNICIPAL MANAGER
UTHUNGULU DISTRICT
MUNICIPALITY

MUNICIPAL NOTICE 139 OF 2015**RESOLUTION ON LEVYING PROPERTY RATES IN TERMS OF SECTION 14 OF THE LOCAL GOVERNMENT: MUNICIPAL PROPERTY RATES ACT, 2004. (ACT NO. 6 of 2004).**

Notice No. KZN271-MPRA01 OF 2015/16

Date 31 May 2015

MUNICIPAL NOTICE NO: KZN271 – MPRA01 of 2015/16**UMHLABUYALINGANA LOCAL MUNICIPALITY****RESOLUTION LEVYING PROPERTY RATES FOR THE FINANCIAL YEAR 01 JULY 2015 TO 30 JUNE 2016**

Notice is hereby given in terms of section 14(1) and (2) of the Local Government: Municipal Property Rates Act, 2004; that the Council resolved by way of council resolution number UMHC97-2014/15, to levy the rates on property reflected in the schedule below with effect from 1 July 2015.

Category of property	Cent amount in the Rand determined for the relevant property category
Residential property	0.01 cent in a rand
Business and commercial property	0.02 cent in a rand with 50% rebate
State owned properties	0.02 cent in a rand
Agricultural property	0.0025 cent is a rand
Vacant land	0.01 cent in a rand with 100% rebate
Public service infrastructure property	0.0025 cent in a rand
Public benefit organisation property	0.0025 cent in a rand with 100% rebate
Communal Land	0.0025 cents in a rand

Full details of the Council resolution and rebates, reductions and exclusions specific to each category of owners of properties or owners of a specific category of properties as determined through criteria in the municipality's rates policy are available for inspection on the municipality's offices and website (www.mhlabuyalingana.gov.za)

NAME: SE BUKHOSINI

DESIGNATION: MUNICIPAL MANAGER

BUSINESS ADDRESS: Private Bag x 901, Kwangwanase, 3974

TELEPHONIC DETAILS: 035 592 0680

MUNICIPAL NOTICE 140 OF 2015**MUNICIPAL PROPERTY RATES BY-LAW**

Ezinqoleni Municipality, hereby, in terms of section 6 of the Local Government: Municipal Property Rates Act, 2004, has by way of (No of the resolution) adopted the Municipality's Property Rates By-law set out hereunder.

**EZINQOLENI MUNICIPALITY
MUNICIPAL PROPERTY RATES BY-LAW**

PREAMBLE

WHEREAS section 229(1) of the Constitution requires a municipality to impose rates on property and surcharges on fees for the services provided by or on behalf of the municipality.

AND WHEREAS section 13 of the Municipal Systems Act read with section 162 of the Constitution require a municipality to promulgate municipal by-laws by publishing them in the gazette of the relevant province.

AND WHEREAS section 6 of the Local Government: Municipal Property Rates Act, 2004 requires a municipality to adopt by-laws to give effect to the implementation of its property rates policy; the by-laws may differentiate between the different categories of properties and different categories of owners of properties liable for the payment of rates;

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

1. DEFINITIONS

In this by-law, any word or expression to which a meaning has been assigned in the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004), shall bear the same meaning unless the context indicates otherwise.

'Municipality' means (name of the municipality);

‘Property Rates Act’ means the Local Government: Municipal Property Rates Act, 2004 (Act No 6 of 2004);

‘Rates Policy’ means the policy on the levying of rates on ratable properties of the (name of municipality), contemplated in chapter 2 of the Municipal Property Rates Act.

2. OBJECTS

The object of this by-law is to give effect to the implementation of the Rates Policy as contemplated in section 6 of the Municipal Property Rates Act.

3. ADOPTION AND IMPLEMENTATION OF RATES POLICY

- 3.1. The Municipality shall adopt and implement its Rates Policy consistent with the Municipal Property Rates Act on the levying of rates on ratable property within the jurisdiction of the municipality; and
- 3.2. The Municipality shall not be entitled to levy rates other than in terms of its Rates Policy.

4. CONTENTS OF A RATE POLICY

The Rates Policy shall, *inter alia*:

- 4.1. Apply to all rates levied by the Municipality pursuant to the adoption of its Annual Budget;
- 4.2. Comply with the requirements for:
 - 4.2.1. the adoption and contents of a rates policy specified in section 3 of the Act;
 - 4.2.2. the process of community participation specified in section 4 of the Act; and
 - 4.2.3. the annual review of a Rates Policy specified in section 5 of the Act.

- 4.3. Provide for principles, criteria and implementation measures that are consistent with the Municipal Property Rates Act for the levying of rates which the Council may adopt; and
- 4.4. Provide for enforcement mechanisms that are consistent with the Municipal Property Rates Act and the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000).

5. ENFORCEMENT OF THE RATES POLICY

The Municipality's Rates Policy shall be enforced through the Credit Control and Debt Collection Policy and any further enforcement mechanisms stipulated in the Act and the Municipality's Rates Policy.

6. SHORT TITLE AND COMMENCEMENT

This By-law is called the Municipal Property Rates By-law, and takes effect on 1 July 2015.

MUNICIPAL NOTICE 141 OF 2015**MUNICIPAL NOTICE NO: May of 2015****RESOLUTION LEVYING PROPERTY RATES FOR THE FINANCIAL YEAR 1 JULY 2015 TO 30 JUNE 2016**

Notice is hereby given in terms of section 14(1) and (2) of the Local Government: Municipal Property Rates Act, 2004; that the Council resolved by way of council resolution number C8.3, to levy the rates on property reflected in the schedule below with effect from 1 July 2015.

Categories	2015/2016 Calculation	2014/2015 Calculation
Residential	0.019297	0.018205
Residential Smallholding	0.019297	0.018205
Residential- PBO	0.002410	0.002274
Industrial-Commercial	0.019297	0.018205
Mining	0.019297	0.018205
Agricultural-Bone Fide Use	0.000964	0.000910
Agricultural-Commercial Only	0.019297	0.018205
Agricultural-Mixed Use	0.002410	0.002274
Institutional	0.004823	0.004550
PSI	0.002410	0.002274
Communal Land	0.000964	0.000910
Rural Business & Commercial	0.019297	0.018205
Tourism & Hospitality – Rural	0.019297	0.018205
Vacant Land	0.000964	0.000910

Other relief measures (on application)

Description	Rebates
Pensioners/Retiree	65%
Residential Smallholding	65%
Rural Business-Commercial	65%
Tourism & Hospitality - Rural	65%

Other Tariffs

No.	Categories	Refundable Amount	2015/2016	2014/2015
1.	Hall Hire – Municipal Hall	R 300.00	R 800.00	R 800.00
2.	Library Activity Room	R 100.00	R 350.00	R 350.00
3.	Hall Hire – Community Halls	R 200.00	R 500.00	R 500.00
4.	Sale of Tender Documents		R 300.00	R 300.00
5.	Valuation Roll		R 500.00	R 500.00

6.	Rate Clearance Certification		R 100.00	R 100.00
7.	PDA: Development Outside the Scheme		R 3 200.00	R 3 200.00
8.	Business Licence Application		R 228.00	R 228.00
9.	Refuse – Commercial small business		R 1 64.41 (p.m)	R 1 64.41 (p.m)
10.	Refuse – Commercial large business		R 790.80 (p.m)	R 790.80 (p.m)
11.	Refuse – Government Properties		R 638.34 (p.m)	R 638.34 (p.m)
12.	Taxi Permit (annual fee)		R 250.00 (p.a)	R 250.00 (p.a)
13.	Informal traders (Kiosk)		R 100.00 (p.m)	R 100.00 (p.m)

Full details of the Council resolution and rebates, reductions and exclusions specific to each category of owners of properties or owners of a specific category of properties as determined through criteria in the municipality's rates policy are available for inspection on the municipality's offices, website (www.ezingoleni.gov.za) and all public libraries.

MR M. N. MABECE
MUNICIPAL MANAGER

MUNICIPAL NOTICE 142 OF 2015

EXTRACT FROM DRAFT MINUTES OF THE 3RD COUNCIL MEETING HELD IN THE COUNCIL CHAMBERS, EZINQOLENI, ON WEDNESDAY 27 MAY 2015, AT 10H15.

C.8.3/May-15/01 RATE RANDAGE & TARIFFS

It was

RESOLVED THAT:

- C.8.3.1/May-15/01** The item submitted by the CFO regarding the rate randage and tariffs for 2015/2016 be and is hereby received and noted.
- C.8.3.2/May-15/01** Council approves the rate randage.
- C.8.3.3/May-15/01** Council approves the property rates bylaws.

CERTIFIED A TRUE COPY OF THE ORIGINAL



MR MANDLA MABECE
MUNICIPAL MANAGER

28/05/2015

DATE

MUNICIPAL NOTICE 143 OF 2015**UMHLATHUZE MUNICIPALITY****KWAZULU-NATAL PLANNING AND DEVELOPMENT ACT, 2008 : AMENDED DELEGATIONS, UMHLATHUZE MUNICIPALITY**

The uMhlathuze Municipality adopted the following amended delegations set out in the Schedule to this notice in terms of section 156(1) of the KwaZulu-Natal Planning and Development Act, 2008 (Act No. 6 of 2008).

Civic Offices
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RICHARDS BAY
3900

DR N J SIBEKO
MUNICIPAL MANAGER

SCHEDULE**KEY TO DELEGATIONS OF POWER**

DESCRIPTION	ABBREVIATION
The uMhlathuze Municipal Council	COUNCIL
Executive Committee of uMhlathuze Municipal Council	EXCO
Municipal Manager	MM
Deputy Municipal Manager : City Development	DMMCD
Deputy Municipal Manager : Corporate Services	DMMCS
Deputy Municipal Manager : Infrastructure and Technical Services	DMMI&TS
Deputy Municipal Manager : Community Services	DMMCOMS
Authorised Officer	AO
Municipal Planning Tribunal	MPT
Registered Planner	RP
Planning Enforcement Inspector	PEI

DELEGATIONS

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 4(2): Decision to apply to the Member of the Executive Council for an extension of the period in which to adopt a scheme or schemes.	Note: - Accompanying documentation as per Section 4(3)	EXCO
Section 9(1) and 95(2): To initiate an application for the <u>adoption, replacement or amendment</u> of a scheme	Control Measure: - Subject to Exco's in principle approval prior to public participation where land is owned by the Municipality. Note: - Process in accordance with section 10(1)-(2) - Provisions relating to combined applications in accordance with section 10(4) - Right to amend a proposal after notice has been given thereof in terms of Schedule 1 item 17(1)	DMMCD
Section 9(2): To receive and administer an application for an <u>amendment</u> of a scheme	Note: - Process in accordance with section 10(2) - Status of legal successor-in-title in accordance with section 9(3) - Provisions relating to combined applications in accordance with section 10(4)	DMMCD

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Sections 11, 18, 24, 41, 53, 63 and 72: To evaluate and make recommendations in respect of proposals submitted in terms of the Planning and Development Act, 2008, and to issue certificates confirming that proposals comply/do not comply with the Act	Note: - Matters relevant in determining the merits of proposals are contained in sections 12, 19, 25, 42, 54, 64 and 73	RP
Section 13(1): To approve, with or without alterations, or to refuse the adoption or replacement of the scheme	Control Measure: - Decision must be informed by a registered planner or on advice of a registered planner in accordance with section 11. - Decision may not be in conflict with provincial planning and development norms and standards or the municipality's IDP and SDF. Notes: - Timeframes in accordance with items 12 and 21 of Schedule 1 and Section 16 of the SPLUMA Regulations. - Decisions must comply with section 13(5). - Effective date of decision as per section 16	COUNCIL (Scheme Regulations Amendment) MPT (Category 1 Applications) AO in liaison with the MM (Category 2 Applications)
Section 13(6), 26(6), 43(6), 55(4), 65(5): Correcting of an error in the wording of its decision	Control measure: As long as the correction does not constitute a change in its decision or an alteration, suspension or deletion of a condition of its approval	MPT (Category 1 Applications) AO in liaison with the MM (Category 2 Applications)
Section 14(1), 14(5), 27(1), 27(5), 44(1), 44(5), 56(1), 56(5), 66(1), 66(5), 74, 89(3): Informing persons of Council's decision	Note: - Notices must comply with section 14(2)-(4), 27(2)-(4), 44(2)-(4), 56(2)-(4), 66(2)-(4) - Serving of notices must comply with section 158	MPT (Category 1 Applications) AO in liaison with the MM (Category 2 Applications)
Section 22(1): To initiate an application for the subdivision or consolidation of land which the Municipality owns.	Control Measure: - Exco must approve application in principle prior to public participation for land which the Municipality owns.	DMMCD
Section 22(2): To receive and administer an application for the subdivision or consolidation of land		DMMCD

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 26(1): To approve, with or without alterations, or to refuse the subdivision and/or consolidation of land	<p>Control Measure:</p> <ul style="list-style-type: none"> - Decision must be informed by a registered planner in accordance with section 24. - Decision may not be in conflict with provincial planning and development norms and standards, the municipality's IDP/SDF or the scheme in accordance with sections 6(4), 6(5) and 26(2). <p>Notes:</p> <ul style="list-style-type: none"> - Timeframes in accordance with items 12 and 21 of Schedule 1 and Section 16 of the SPLUMA Regulations. - Note provisions of section 6 relating to the status of schemes. - Approver may impose conditions in accordance with section 26(3)-(4). - Approvals must comply with section 26(5). - Note section 36 relating to transfer of land to the Municipality. - Effective date of decision as per section 29. - Note section 30 relating to the legal effect of approval of subdivision or consolidation of land that constitutes alteration or amendment of general plan. - Section 37(2) of the Land Survey Act, 2007. - Section 32(2), 33(2), 37(1) and 37(2) relating to lapsing of approval. 	<p>MPT (Category 1 Applications)</p> <p>AO in liaison with the MM (Category 2 Applications)</p>
Sections 31(1), 31(3), 31(5), 34(2), 48(1), 48(3), 48(5) and 69(2): Issuing of certificates of compliance	<p>Control measure:</p> <ul style="list-style-type: none"> - RP to liaise first with relevant technical Departments. <p>Note:</p> <ul style="list-style-type: none"> - Referring to conditions imposed in accordance with sections 26(4), 43(4) and 65(3); - Provisions of section 31(4) and 48(4) relating to occupation of a building/structure. 	RP, in liaison with relevant technical departments
Section 32(1)(b): To receive certified copies of the approved diagrams or general plan		DMMCD
Section 33(1), 35 and 70: To lodge plans and documents with the Surveyor General's and Deeds Offices in cases where land is subdivided or consolidated, or where application is made for the alteration, suspension or deletion of restriction relating to land by the municipality	<p>Note:</p> <ul style="list-style-type: none"> - Section 33(2) and 37(2) relating to lapsing of approval. 	<p>DMMCD</p> <p>MPT (Category 1 Applications)</p> <p>AO in liaison with the MM (Category 2 Applications)</p>

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 37(3), 37(4), 49(1) and 49(2): To serve notices informing an applicant that an application is about to lapse or to withdraw a notice issued	Note: <ul style="list-style-type: none"> - Section 37(5) and 49(3) relating to cancellation of the part of the approved layout plan for which the rights have not been fully exercised, and which has been cancelled; - Notices must comply with section 37(3) or 49(1) - Serving of notices must comply with section 158. 	DMMCD MPT (Category 1 Applications) AO in liaison with the MM (Category 2 Applications)
Section 37(5) and 49(3): To initiate the cancellation of the part of the approved layout plan for which the rights have not been fully exercised, and which has been cancelled in accordance with sections 37(3) and 49(1)	Control measure: <ul style="list-style-type: none"> - Exco must approve application in principle prior to public participation for land which the Municipality owns. 	DMMCD MPT (Category 1 Applications) AO in liaison with the MM (Category 2 Applications)
Section 39(1): To initiate an application for development of land situated outside areas of the scheme for land which the Municipality owns	Control measure: <ul style="list-style-type: none"> - Exco must approve application in principle prior to public participation for land which the Municipality owns. Note: <ul style="list-style-type: none"> - Refer to section 38. - Refer to Schedule 1 for process. - Provisions relating to combined applications in accordance with section 40(2). - Right to amend a proposal after notice has been given thereof in terms of Schedule 1 item 17(1). 	DMMCD
Section 39(2): To receive and administer an application for development of land situated outside areas of the scheme	Note: <ul style="list-style-type: none"> - Refer to section 38. - Refer to Schedule 1 for process. - Status of legal successor-in-title in accordance with section 39(3). - Provisions relating to combined applications in accordance with section 40(2). 	DMMCD

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 43(1): To approve, with or without alterations, or to refuse the development of land situated outside the area of a scheme	<p>Control measure:</p> <ul style="list-style-type: none"> - Decision must be made on advice of a registered planner in accordance with section 41. - Decision may not be in conflict with provincial planning and development norms and standards or the municipality's IDP in accordance with section 43(2). <p>Notes:</p> <ul style="list-style-type: none"> - Timeframes in accordance with items 12 and 21 of Schedule 1 and Section 16 of SPLUMA Regulations. - Approver may impose conditions in accordance with section 43(3)-(4); - Decisions must comply with section 43(5). - Effective date of decision as per section 46. - Section 47 relating to the legal effect of approval of development of land situated outside the area of a scheme that constitutes alteration or amendment of general plan. - Section 37(2) of the Land Survey Act, 2007. - Section 49(1) relating to lapsing of approval. 	<p>MPT (Category 1 Applications)</p> <p>AO in liaison with the MM (Category 2 Applications)</p>
Section 51(1): To initiate an application for the phasing or cancellation of an approved layout plan.	<p>Control measure:</p> <ul style="list-style-type: none"> - Exco must approve application in principle prior to public participation for land which the Municipality owns. <p>Note:</p> <ul style="list-style-type: none"> - Refer to section 50. - Process in terms of section 52. - Right to amend a proposal after notice has been given thereof in terms of Schedule 1 item 17(1). 	DMMCD
Section 51(2): To receive and administer an application for the phasing or cancellation of an approved layout plan	<p>Note:</p> <ul style="list-style-type: none"> - Refer to section 50. - Status of legal successor-in-title in accordance with section 51(3)-(4). - Process in terms of section 52. 	DMMCD
Section 52(2): To administer giving public notice of an application for the phasing or cancellation of an approved layout plan	<p>Note:</p> <ul style="list-style-type: none"> - Notice must comply with section 52(3)-(4) 	DMMCD

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 55: To approve the phasing or cancellation of the approved layout plan, in whole, in part and with alterations or to refuse the phasing or cancellation of the layout plan	Control measure: <ul style="list-style-type: none"> - Decision must be made on advice of a registered planner in accordance with section 53. Notes: <ul style="list-style-type: none"> - Timeframes in terms of section 55(1). - Approver may impose conditions in accordance with section 55(2); - Decisions must comply with section 55(3); - Effective date of decision as per section 58; - Section 59 relating to the legal effect of approval of phasing or cancellation of approved layout plans (including transfer of land and ownership). - Section 37(2) of the Land Survey Act, 2007. 	MPT (Category 1 Applications) AO in liaison with the MM (Category 2 Applications)
Section 61(1): To initiate an application for the alteration, suspension or deletion of a restriction relating to land which the Municipality owns.	Control measure: <ul style="list-style-type: none"> - Exco must approve application in principle prior to public participation for land which the Municipality owns. Note: <ul style="list-style-type: none"> - Refer to section 60. - Process in terms of Schedule 1. - Application not required for restrictions that have been deleted in accordance with item 3 of Schedule 5. - Provisions relating to combined applications in accordance with section 62(3). - Right to amend a proposal after notice has been given thereof in terms of Schedule 1 item 17(1) 	DMMCD
Section 61(2): To receive and administer applications for the alteration, suspension or deletion of a restriction relating to land	Note: <ul style="list-style-type: none"> - Refer to section 60. - Process in terms of Schedule 1. - Application not required for restrictions that have been deleted in accordance with item 3 of Schedule 5. - Status of legal successor-in-title in accordance with section 61(3). - Provisions relating to combined applications in accordance with section 62(3). 	DMMCD

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 65(1): To approve, with or without alterations, or to refuse the alteration, suspension or deletion of the restrictions relating to land	<p>Control Measure:</p> <ul style="list-style-type: none"> - Decision may not be taken to suspend or remove any mineral right registered against the title of any land in accordance with section 60(3). - Decision must be made on advice of a registered planner in accordance with section 63. - Decision may not be in conflict with provincial planning and development norms and standards, the municipality's IDP or the scheme in accordance with section 65(2). <p>Notes:</p> <ul style="list-style-type: none"> - Timeframe in terms of items 12 and 21 of Schedule 1 and Section 16 of SPLUMA Regulations. - Note provisions of section 6 relating to the status of schemes. - Approver may impose conditions in accordance with section 65(3). - Decisions must comply with section 65(4). - Effective date of decision as per section 68. 	<p>MPT (Category 1 Applications)</p> <p>AO in liaison with the MM (Category 2 Applications)</p>
Section 76(1): To request the court to summarily enquire into and determine the monetary value of any advantage which a person may have gained as a result of an offence		DMMCS
Section 79(1) and 81(1): To issue and withdraw contravention notices and to consider comments lodged in response to a contravention notice	<p>Note:</p> <ul style="list-style-type: none"> - Offences listed as per section 75(1), 77(1), 78(1), 90(7) and Schedule 1 item 10(6); - Contents of contravention notices as per section 79(2) and 80. 	DMMCD
Section 79(1): To serve contravention notices on persons suspected of certain offences	<p>Note:</p> <ul style="list-style-type: none"> - Serving of notices must comply with section 158 	PEI
Section 81(2): To issue and withdraw prohibitions orders	<p>Note:</p> <ul style="list-style-type: none"> - Offences listed as per section 75(1), 77(1), 78(1), 90(7) and Schedule 1 item 10(6) . - Contents of prohibition orders as per section 81(2) and 82. - Consider section 81(3)-(5). 	DMMCD
Section 81(2)(a) and 83: To serve prohibition orders issued by DMMSD and to display orders on site	<p>Note:</p> <ul style="list-style-type: none"> - Serving of orders must comply with section 158 	PEI

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 81(2)(b), 84(1), 84(2), 84(3), 93(1) and 94: To apply to the High Court for the issuing or withdrawal of an order restraining a person from continuing an illegal activity, for an urgent prevention order or demolition order	Control measure: <ul style="list-style-type: none"> - Only EXCO may approve an application for a demolition order. Note: <ul style="list-style-type: none"> - Consider section 84 - Consider section 98; - Notices must comply with section 85 	DMMCS
Section 84(1) and 86: To serve urgent prevention orders issued by the High Court and to display orders on site	Note: <ul style="list-style-type: none"> - Serving of orders must comply with section 158 	PEI
Section 84(4): To serve a notice to the person on whom the urgent prevention order was served, if the order is withdrawn	Note: <ul style="list-style-type: none"> - Serving of notices must comply with section 158 	PEI
Section 113(2)(a): To receive memoranda of appeals	Note: <ul style="list-style-type: none"> - In relation to appeals under Section 15, section 28, section 45, section 57, section 67 	MM
Section 114(1) and (3) and 116(2): To lodge or withdraw a responding memorandum	Note: <ul style="list-style-type: none"> - Contents of a responding memorandum in accordance with Sections 114(2) 	DMMCD
Section 117(2): To represent Council during a Kwazulu-Natal Planning and Development Appeal Tribunal site visit		DMMCD and RP
Section 120: To represent Council during a Kwazulu-Natal Planning and Development Appeal Tribunal hearing		DMMCD and RP
Section 120(2)(a): To appoint legal counsel to represent Council during a Kwazulu-Natal Planning and Development Appeal Tribunal hearing		DMMCS
Section 123: To receive notice of the Appeal Tribunal judgement		MM / DMMCD
Section 125(2)(c)(i): To receive an affidavit from an applicant for the late lodging of an appeal		MM
Section 126: To prepare a written notice of opposition to late lodging of appeal, including opposing affidavit		DMMCD, RP and/or DMMCS
Section 126: To lodge with the registrar a written notice of opposition to late lodging of appeal, including opposing affidavit		MM

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Section 129: To receive notice of the ruling in relation to the late lodging of an appeal		MM
Section 132(3): To prepare oral or written representation with regards to an order of costs or a penalty awarded in terms of section 132(2)		DMMCD, RP and/or DMMCS
Section 132(3): To lodge written representation with regards to an order of costs or a penalty awarded in terms of section 132(2)		MM
Section 156(1) and (8): To delegate, amend or revoke any power conferred on it in terms of the Act to any official employed by it	Control measure: <ul style="list-style-type: none"> - Council may not delegate the responsibility to adopt or replace a scheme as contemplated in section 13. Note: <ul style="list-style-type: none"> - EXCO may impose conditions in accordance with section 156(2). - Delegation or amendment comes into effect upon the publication of a notice in the Gazette, or if a later date is stated, from that date in accordance with section 156(7)(c) 	COUNCIL
Section 156(7)(b) and 156(9): Placing of notices in the Gazette		MM
Section 157(1): To enter into agency agreements for performance of functions	Control measure: <ul style="list-style-type: none"> - After it has applied the criteria contemplated in section 78 of the Municipal Systems Act 	EXCO
Section 160: To maintain access to information documentation		DMMCD
Schedule 1 item 2(1), 3(3), 4(1), 9(1), 10(2), 11(2)-(3), 19(1), 20(4): To provide notice	Note: <ul style="list-style-type: none"> - Serving of notices to comply with section 158 - Calculation of number of days in accordance with section 159 - Notice of a hearing must comply with Schedule 1 item 11(3) and 20(2) and 20(5) 	DMMCD
Schedule 1 item 3(3): To refuse an application on the ground that the information which was NOT provided after the municipality requested it was necessary in order to make an informed decision		DMMCD
Schedule 1 item 5(1), 6(1) and (3), 8(2) and (3), 14(1), 15(1) and 17(2) and 17(3): To administer the processes relating to the giving of public notice	Note: <ul style="list-style-type: none"> - Notices must comply with Schedule 1 items 5(2)-(3), 6(1), 7(1), 14(2)-(3), 15(3), 16. - Public notice not required in cases listed in terms of section 10(3), 23(2), 62(2) 	DMMCD and DMMCS

SCOPE	LIMIT/ CONTROL MEASURE/ NOTE	LEVEL
Schedule 1 item 6(2)-(3): To agree with a person who has an interest in any specific matter to give notice on behalf of Council and to request proof from a person that public notice has been given as required		DMMCD
Schedule 1 items 6(4) and 15(2): To convene and represent Council during a public meeting for the purpose of informing the public of the application/matter		DMMCD
Schedule 1 item 8(1)(b): To request and/or consider an amendment of an application prior to approval		DMMCD
Schedule 1 item 10(1), 11(1), 19(1) and 20(1): To decide whether a site inspection or public hearing is necessary in liaison with the relevant Ward Councillor	Control measure: In liaison with the relevant Ward Councillor and based on: <ul style="list-style-type: none"> - the complexity of the application, - number of and basis for objections received, - If it is in the interest of the public, Municipality or the applicant to do so 	DMMCD in liaison with relevant ward Councillor
Schedule 1 item 10(1) and 11(4): To represent Council during a site visit or public hearing	Note: <ul style="list-style-type: none"> - Conditions contained in section 10(3)-(5) 	DMMCD / RP
Schedule 1 item 17(1): To amend proposals for council-owned land prior to approval by Council	Control measure: <ul style="list-style-type: none"> - Subject to Schedule 1 item 17(2)-(3) 	DMMCD
Schedule 1 item 18: To reply to a person who submitted comments on an application		DMMCD


IMPORTANT *Information* from Government Printing Works

Dear Valued Customers,

Government Printing Works has implemented rules for completing and submitting the electronic Adobe Forms when you, the customer, submits your notice request.

Please take note of these guidelines when completing your form.

GPW Business Rules

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1. No hand written notices will be accepted for processing, this includes Adobe forms which have been completed by hand.
 2. Notices can only be submitted in Adobe electronic form format to the email submission address submit.egazette@gpw.gov.za. This means that any notice submissions not on an Adobe electronic form that are submitted to this mailbox will be **rejected**. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
 3. Notices brought into GPW by "walk-in" customers on electronic media can only be submitted in Adobe electronic form format. This means that any notice submissions not on an Adobe electronic form that are submitted by the customer on electronic media will be **rejected**. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
 4. All customers who walk in to GPW that wish to submit a notice that is not on an electronic Adobe form will be routed to the Contact Centre where the customer will be taken through the completion of the form by a GPW representative. Where a customer walks into GPW with a stack of hard copy notices delivered by a messenger on behalf of a newspaper the messenger must be referred back to the sender as the submission does not adhere to the submission rules.
 5. All notice submissions that do not comply with point 2 will be charged full price for the notice submission.
 6. The current cut-off of all Gazette's remains unchanged for all channels. (Refer to the GPW website for submission deadlines – www.gpwnonline.co.za)
 7. Incorrectly completed forms and notices submitted in the wrong format will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email info.egazette@gpw.gov.za)
 8. All re-submissions by customers will be subject to the above cut-off times.
 9. All submissions and re-submissions that miss the cut-off will be rejected to the customer to be submitted with a new publication date.
 10. Information on forms will be taken as the primary source of the notice to be published. Any instructions that are on the email body or covering letter that contradicts the notice form content will be ignored.

You are therefore advised that effective from **Monday, 18 May 2015** should you not comply with our new rules of engagement, all notice requests will be rejected by our new system.

Furthermore, the fax number **012- 748 6030** will also be **discontinued** from this date and customers will only be able to submit notice requests through the email address submit.egazette@gpw.gov.za.

