



KWAZULU-NATAL PROVINCE  
KWAZULU-NATAL PROVINSIE  
ISIFUNDAZWE SA KWAZULU-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)*

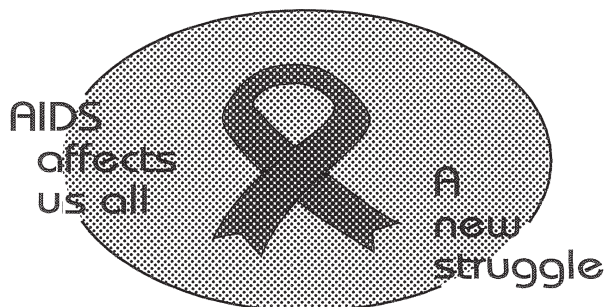
Vol: 15

PIETERMARITZBURG

12 AUGUST 2021  
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**No: 2316**

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ISSN 1994-4551



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MUNICIPAL NOTICES • MUNISIPALE KENNISGEWINGS

MUNICIPAL NOTICE 77 OF 2021



# **KWADUKUZA** **MUNICIPALITY**

## **RATES BY-LAWS**

**KWADUKUZA**  
M U N I C I P A L I T Y

**MN NO.**

## **RATES BY-LAWS**

The KwaDukuza Municipality, acting under the authority of section 156 (2) of the Constitution of the Republic of South Africa Act 1996 (Act 108 of 1996) read with section 11 (3) (m) and section 12 of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000), and Section 6 of the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004), hereby publishes the Rates Bylaws which bylaws shall come into effect on the 1<sup>st</sup> of July 2021.

### **ARRANGEMENT OF SECTIONS**

#### *Section*

- 1. Definitions**
- 2. Rating of property**
- 3. Principles**
- 4. Categories of property**
- 5. Establishment of Base Property, Category for the purpose of differentiation**
- 6. Criteria for differential rating for different categories of Properties**
- 7. Criteria for rating multiple use property**
- 8. Weighting**
- 9. Criteria for exemption, rebates and reductions**
- 10. Granting of exemptions, rebates and reductions**
- 11. Identification and quantification of costs and benefits**
- 12. Council owned properties**
- 13. Payment of rates**
- 14. Short Title**
- 15. Commencement**
- 16. Repeal**

## Definitions

1. In these by-laws, unless the context indicates otherwise –

**“Act”**

means the Local Government: Municipal Property Rates Act (No. 6 of 2004) and the regulations as promulgated in terms of the said Act.

**“Abandoned property or building category”**

means where a property or the buildings on a property have been abandoned and have become or are becoming derelict or unusable in its present condition for the purpose for which it was intended, the Municipality may change the category of the relevant property to the Abandoned Property or Building” category.

**“Ägent”**

means in relation to the owner of a property, means a person appointed by the owner of the property.

- (a) to receive rental or other payments in respect of the property on behalf of the owner; or
- (b) to make payments in respect of the property on behalf of the owner.

**“Agricultural property”**

means property that is used primarily for agricultural purposes but, without derogating from Section 9 of the Act, excludes any portion thereof that is used commercially for the hospitality of guests, and excludes the use of the property for the purpose of eco-tourism or for the trading in or hunting of game.

**“Amendment Act”**

means the Local Government: Municipal Property Rates Amendment Act No. 29 of 2014

**“Annually”**

means once every financial year.

**“Appeal Board”**

means a valuation appeal board established in terms of Section 56 of the Act.

**“Assistant Municipal Valuer”**

Means a person designated as an assistant municipal valuer in terms of Section 35(1) or (2) of the Act.

**“Bed and breakfast”**

means an establishment, which is primarily a dwelling and makes excess rooms available to transient’s guests. The bathrooms may or may not be en suite. This establishment may be managed by the owner and or designated person. Breakfast may be available for all guests. Public areas are usually shared by guests and owners/hosts alike.

**“Business and Commercial property” means:**

- (a) Property used for the activity of buying, selling or trading in commodities or services and includes any office or other accommodation on the same property, the use of which is incidental to such activity.
- (b) Property on which the administration of the business of private or public entities take place.
- (c) Property used for the provision of commercial accommodation.
- (d) Property used for education purposes.
- (e) Property used by the State or any organ of State; or
- (f) Property excluded from any other category of property.

**“Category”**

- (a) In relation to property, a category of properties determined in terms of Section B.
- (b) In relation to owners of properties, means a category of owners determined in terms of Section 15(2) of the Act

**“Child Headed Household”**

A household headed by a person under the age of 21 years old as stipulated in the Council’s Indigent Policy.

**“Data Collector”**

Means a person designated as a data- collector in terms of section 36 of the Act.

**“Date of valuation”**

Means the date determined by a municipality in terms of Section 31(1) of the Act

**“Day”**

means when any number of days are prescribed for the performance of any act, those days must be reckoned by excluding the first and including the last day, unless the last day falls on a Saturday, Sunday or any public holiday, in which case the number of days must be reckoned by excluding the first day and also any such Saturday, Sunday or public holiday.

**“Effective Date”**

- a) In relation to a valuation roll, means the date on which the valuation roll takes effect in terms of Section 32(1) of the Act; or
- b) In relation to a supplementary valuation roll, means the date on which a supplementary valuation roll takes effect in terms of Section 78(2)(b) of the Act.

**“Exclusion”**

In relation to a municipality’s rating power, means a restriction of that power as provided for in Section 17 of the Act

**“exemption”**

In relation to the payment of a rate, means an exemption granted by a municipality in terms of Section 15 of the Act.

**“Financial year”**

Means the period starting from 1 July in a year to 30 June the next year.

**“Income Tax Act”**

The Income Tax Act, 1962 (Act No. 58 of 1962)

**“Indigent”** means an owner or person who is in permanent occupation of the property and qualifies for indigent relief in terms of the Municipality’s Indigent Policy which calculated household income as determined by Council from time to time.

“Indigent Policy” refers to the Indigent Policy as adopted by Council.

**“Industrial Property”** means property used for a branch of trade or manufacturing, production, assembly or processing of finished or partially finished products from raw material or fabricated parts or the holding thereof in respect of which capital and labour are involved, and includes–

- (a) The processing of raw products on the property.
- (b) The storage and warehousing of products on the property; and
- (c) Any office or other similar facility on the same property, the use of which is incidental to such activity.

**“Land reform beneficiary”**

In relation to a property, means a person who: -

- a) acquired the property through-
  - i) the Provision of Land and Assistance Act, 1993 (Act No. 126 of 1993); or
  - ii) the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994).
- b) holds the property subject to the Communal Property Associations Act, 1996 (Act No. 28 of 1996); or
- c) holds or acquires the property in terms of such other land tenure reform legislation as may be pursuant to Section 25(6) and (7) of the Constitution of the Republic 1996 (Act 108 of 1996) be enacted after this Act has taken effect.

**“Land tenure right”**

means a land tenure right as defined in section 1 of Upgrading of Land Tenure Rights Act, 1991 (Act No. 112 of 1991)

**“Local community”**

In relation to a municipality-

- a) means that body of persons comprising-
  - i) the residents of the municipality.
  - ii) the ratepayers of the municipality.
  - iii) any civic organisations and non-governmental, private sector or labour organisations or bodies which are involved in local affairs within the municipality; and
  - iv) visitors and other people residing outside the municipality who, because of their presence in the municipality, make use of services or facilities provided by the municipality; and
- b) includes, more specifically, the poor and other disadvantaged sections of such body of persons.



**“Market Value”**

In relation to a property, means the value of the property determined in accordance with Section 46.

**“MEC for local government”**

The member of the Executive Council of a province who is responsible for local government in that province

**“Minister”**

The cabinet member responsible for local government

**“Multiple purposes”,**

in relation to a property, means the use of a property for more than one purpose subject to Section 9 of the Act

**“Municipal council” or “council”** means the council of the KwaDukuza Municipality as constituted in terms of section 18 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998).

**“Municipality”- means the KwaDukuza Municipality-**

- (a) established in terms of section 155(6) of the Constitution, 1996, and established by and under section 11 and 12 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998), read with sections 3, 4 and 5 of the KwaZulu-Natal Determination of Types of Municipality Act, 2000 (Act No. 7 of 2000) and
- b) as a geographical area, means a municipal area demarcated in terms of the Local Government: Municipal Demarcation Act, 1988 (Act No. 27 of 1988).

**“Municipal Manager”**

A person appointed in terms of Section 82 of the Municipal Structures Act.

**“Municipal Structures Act”**

The Local Government: Municipal Structures Act, 1988 (Act No. 117 of 1998).

**“Municipal Systems Act”**

The Local Government: Municipal Systems Act 2000 (Act No. 32 of 2000).

**“Municipal Valuer or Valuer of a Municipality”**

A person designated as a municipal valuer in terms of Section 33(1) of the Act.

**“Newly rateable property” means**

Any rateable property on which property rates were not levied before the end of the financial year preceding the date on which this Act took effect, excluding

- a) a property which was incorrectly omitted from a valuation roll and for that reason was not rated before that date; and
- b) a property identified by the Minister by notice in the Gazette where the phasing-in of a rate is not justified.

**“Occupier” means**

In relation to a property, means a person in actual occupation of a property, whether or not that person has a right to occupy the property.

**“Office Bearer” means**

in relation to places of public worship, means the primary person who officiates at services at that place of worship.

**“Official Residence” means in relations to places of public worships means**

- (a) a portion of the property used for residential purposes; or
- (b) one residential property, if the residential property is not located on the same property as the place of public worship, registered in the name of the religious community or registered in the name of a trust established for the sole benefit of a religious community and used as a place of residence for the office bearer.

**“Organ of State”**

An organ of state as defined in Section 239 of the Constitution.

**“owner” –**

- (a) in relation to property referred to in paragraph (a) of the definition of “property”, means a person in whose name ownership of the property is registered.
- (b) in relation to a right referred to in paragraph (b) of the definition of “property”, means a person in whose name the right is registered.
- (bA) in relation to a time-sharing interest contemplated in the Property Time – Sharing control Act (Act No 75 of 1983), means the management association contemplated in terms of Section 12 of the Property Time

sharing Control Act, 1983, and published in the Government Notice R327 of 24 February 1984.

- (bB) in relation to a share in a share block company, as defined in the Share Blocks Control Act, 1980 (Act No 59 of 1980)
- (bC) in relation to buildings, other immovable structures and infrastructures referred to in section 17(i)(f), means the holder of the mining right or the mining permit; and
- (c) in relation to a land tenure right referred to in paragraph (c) of the definition of “property”, means a person in whose name the right is registered or to whom it was granted in terms of legislation,
- (d) in relation to public service infrastructure referred to in paragraph (d) of the definition of “property” means the organ of state which owns or controls that public service infrastructure as envisaged in the definition of “publicly controlled”

provided that a person mentioned below may for the purposes of this Act be regarded by the municipality as the owner of the property in the following cases –

- (i) a trustee, in the case of a property in a trust excluding state trust land.
- (ii) an executor or administrator, in the case of property in a deceased estate.
- (iii) a trustee or liquidator, in the case of property in an insolvent estate or in liquidation.
- (iv) a judicial manager, in the case of property in the estate of a person under judicial management.
- (v) a curator, in the case of property in the estate of a person under curatorship.
- (vi) a usufructuary or other person in whose name a usufruct or other personal servitude is registered, in the case of property that is subject to a usufruct or other personal servitude.
- (vii) a lessee, in the case of a property that is registered in the name of the municipality and is leased by it; or
- (viiA) a lessee, in the case of property to which a land tenure right applies and which is leased by the holder of such right or
- (viii) a buyer, in the case of a property that was sold by a municipality and of which possession was given to the buyer pending registration of ownership in the name of the buyer.

### **“Parent property”**

A parent property is described as such in a service level agreement, and that has been approved by township development in terms of the Development Facilitation

Act, 67 of 1995, the Natal Ordinance No. 27 of 1949, or the KwaZulu – Natal Planning and Development Act, 6 of 2008 and the Spatial Planning and Land Use Management Act 16 of 2013.

**“Permitted use”,**

in relation to property, means the limited purposes for which the property may be used in terms of –

- (a) any restrictions imposed by –
  - (i) a condition of title.
  - (ii) a provision of a town planning or land use scheme; or
  - (iii) any legislation applicable to any specific property or properties; or
- (b) any alleviation of any such restrictions.

**“Pensioner”**

means a senior citizen who receives regular payment from the state or former employer after retirement, or the surviving spouse who receives a regular payment from the former employer of the late spouse, or a natural person, who is over the age of 60 years. In addition, medically boarded pensioners and persons in receipt of a state grant are regarded as pensioners.

**“Person”** - Includes an organ of state

**“Primary property”** means the property on which the owner resides.

**“Primary developer”:**

a primary developer of a parent property is the legal entity, or successor in title in the event of a sale of a property’s development rights, that entered into a service level agreement with the KwaDukuza Municipality. The description of the parent property must be stated in the service level agreement.

**“property”** means –

- (a) immovable property registered in the name of a person, including, in the case of a sectional title scheme, a sectional title unit registered in the name of a person.
- (b) a right registered against immovable property in the name of a person, excluding a mortgage bond registered against the property.
- (c) a land tenure right registered in the name of a person or granted to a person in terms of legislation; or
- (d) a public service infrastructure.

**“Property development”**

means a major development primarily for residential properties, but also including such other categories as may be authorized, arising from a DFA or land PTB approval or directly in terms of the Municipality’s Town Planning Scheme, and in which all the internal infrastructure and community facilities are provided by the Primary Developer.

**“Property register”**

means a register of properties referred to in section 23 of the Act.

**“Protected area”**

means an area that is or has to be listed in the register referred to in section 10 of the Protected Areas Act.

**“Protected Areas Act”**

The National Environmental: Protected Areas Act, 2003 (Act No. 57 of 2003).

**“Public benefits organization”**

means an organization conducting specified public benefit activities as defined in the Act and registered in terms of the Income Tax Act, 1962 (Act No. 58 of 1962) for a tax reduction because of those activities.

**“Publicly controlled”**

means owned or otherwise under the control of an organ of state, including –

- (a) a public entity listed in the Public Finance Management Act, 1999 (Act No. 1 of 1999).
- (b) a municipality; or
- (c) a municipal entity as defined in the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000).

**“Public service infrastructure”**

means “Public Service Infrastructure” Publicly controlled infrastructure of the following kinds:

- (a) national, provincial or other public roads on which goods, services or labour move across a municipal boundary.
- (b) water or sewer pipes, ducts or other conduits, dams, water supply reservoirs, water treatment plants or water pumps forming part of a water or sewer
- (c) power stations, power substations or power lines forming part of an electricity scheme serving the public.

- (d) gas or liquid fuel plants or refineries or pipelines for gas or liquid fuels, forming part of a scheme for transporting such fuels.
- (e) railway lines forming part of a national railway system.
- (f) communication towers, masts, exchanges or lines forming part of a communication system serving the public.
- (g) runways, aprons and the air traffic control unit at national or provincial airports, including the vacant land known as the obstacle free zone surrounding these, which must be vacant for air navigation purposes.
- (h) breakwaters, sea walls, channels, basins, quay walls, jetties, roads, railway or infrastructure used for the provision of water, lights, power, sewerage or similar services of ports, or navigational aids comprising lighthouses, radio navigational aids, buoys, beacons or any other device or system used assist the safe and efficient navigation of vessels; of 1999).
- (i) any other publicly controlled infrastructure as may be prescribed; or
- (j) rights of way, easements or servitudes in connection with infrastructure mentioned in paragraphs (a) to (i)

“Places of Public Worship” means property used primarily for the purposes of congregation, excluding a structure that is primarily used for educational instruction in which secular or religious education is the primarily medium, Provided that the property is:

- a) registered in the name of the religious community.
- b) registered in the name of a trust established for the sole benefit of a religious community or.
- c) subject to a land tenure right

“**rate**” means a municipal rate on property envisaged in section 229(1)(a) of the Constitution, 1996.

“Ratio” in relation to section 19 of the Act, means the relationship between the cent amount in the rand applicable to residential properties and different categories of non-residential properties “provided that the two relevant cent amounts in the rand are inclusive of any relief measures that amounts to rebates of a general applicable to all properties within a property category, and

**“Rateable property “**

Property on which a municipality may in terms of Section 2 of the Act levy a rate, excluding property fully excluded from the levying of rates in terms of Section 17 of the Act.

**“Rates Policy”-:** The municipal council must by resolution, adopt a policy on the levying of rates on rateable property in the municipality which must comply with the Section 3 of the Act.

**“Rebate”**

In relation to a rate payable on a property, means a discount granted in terms of Section 15 of the Act on the amount of the rate payable on the property.

**“Register”**

a) means to record in a register in terms of –

1. the Deeds Registries Act, 1937 (Act No. 47 of 1937); or
2. the Mining Titles Registration Act, 1967 (Act No. 16 of 1967); and
3. Includes any other formal act in terms of any other legislation to record-
4. a right to use land for or in connection with mining purposes; or
5. a land tenure right.

**“reduction”,**

in relation to a rate payable on property, means the lowering in terms of Section 15 of the amount for which the property was valued and the rating of the property at that lower amount,

**“Residential property”**

means property included in a valuation roll in terms of section 48(2)(b) in respect of which primarily use or permitted use is for residential purposes without derogating from section 9 of the Act.

**“Section Titles Act”**

The Sectional Titles Act, 1986 (Act No. 95 of 1986)

**“Sectional Title Scheme**

A scheme defined in Section 1 of the Sectional Titles Act.

**“Sectional Title Unit”**

A unit defined in Section 1 of the Sectional Titles Act

**“Specified public benefit activity”**

means an activity listed in item 1 (welfare and humanitarian), item 2 (health care) and item 4 (education and development) of Part 1 of the Ninth Schedule to the Income Tax Act, 1962 (Act No. 58 of 1962).

**“SPLUMA”**

means Spatial Planning and Land Use Management No. 16 of 2013.

**“State Trust Land”** means land owned by the state-

- (a) in trust for persons communally inhabiting the land in terms of a traditional system of land tenure.
- d) over which land tenure rights were registered or granted; or
- e) which is earmarked for disposal in terms of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994)

**“The Restitution of Land Rights Act”** means the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994).

**“Unauthorised or illegal development or use category means**

- a) where a property is being or, has been developed or is being used without authority or illegally, in contravention of National Legislation, any Municipality’s By-laws or any Regulations, the Land Use Scheme or any other applicable law, the Municipality may change its category to the “Unauthorized or Illegal development or use.
- b) where an owner or any person occupying privately owned property through such ownership unlawfully encroaches upon adjoining Municipal property, the Municipality will change the category of the offending owner’s property to “Unauthorized or Illegal development or use until such time as the unlawful activity ceases.

**“Vacant property” means –**

- a) property on which no immovable improvements have been erected; or
- b) in the case of property on which immovable improvements are being constructed, where such property cannot be permanently occupied

## **2. RATING OF PROPERTY**

**2.1** In terms of Section (2)(3) of the Act, the power of the municipality to levy rates on property is subject to -



- (a) Section 229 and other applicable provisions of the constitution
- (b) The provisions of the Act
- (c) The municipality's rates policy: The municipal council must by resolution, adopt a policy on the levying of rates on rateable property in the municipality which must comply with the Act.
- d) these bylaws.

### **3. PRINCIPLES**

The municipality shall utilise the following key principles in the formulation of the rates policy which shall be amended by Council from time to time:

- 3.1 To ensure that rates allocated to properties are basically fair.
- 3.2 To ensure that rates and tariffs levied are basically fair
- 3.3. To ensure that the very poor are assisted.
- 3.4. To encourage a better quality of life for residents.
- 3.5 To promote growth and investment in the municipality of KwaDukuza.
- 3.6. To ensure the long-term viability of KwaDukuza Municipality.
- 3.7. To develop a rating system that is cost efficient to administer.
- 3.8. To ensure that the Council will treat ratepayers with similar properties in the same manner.
- 3.9 . To ensure that the rating system shall be based on the ability to pay principle.
- 3.10 To ensure that the ability of a person to pay rates will be taken into account by the Municipality.
- 3.11 To ensure that the Municipality in dealing with the poor or indigent ratepayers, provides effective relief measures.

### **4. DIFFERENT CATEGORIES OF PROPERTY**

- 4.1.1 Section 8 of the Act provides for different categories of property that may be adopted by Municipalities for the purpose of levying different rates and/or exemptions and rebates. Subject to Section 19 of the Act, the categories of property are determined according to the actual use of the property, permitted use of the property or a combination of both. A change in the use may result in a change in the category of the property. The Kwa Dukuza Municipality has adopted the following categories:

- a) Residential properties,
- b) Industrial,
- c) Business and commercial properties including privately run institutions,
- d) Agricultural properties,
- e) Mining properties,
- f) Public Service Purposes
- g) public service infrastructure properties
- h) Properties owned by public benefit organizations and used for specified public benefit activities
- i) Vacant land.
- j) Multiple use properties.
- k) Unauthorized or Illegal development or use, and Abandoned Property or Building.

4.2 A change in use may result in a change in the category of the property.

## **5. ESTABLISHMENT OF BASE PROPERTY CATEGORY FOR THE PURPOSE OF DIFFERENTIATION**

- 5.1 The Council shall utilize the Residential Category as the base category against which the rate randage will be measured.

## **6. CRITERIA FOR DIFFERENTIAL RATING FOR DIFFERENT CATEGORIES OF PROPERTIES**

- 6.1. The Council shall utilize the following criteria for weighting the key principle in section 3 above for the purpose of determining the rate randages for each category.
- 6.1.1 The general economic and financial strength or weakness of owners of a category compared to other categories.
  - 6.1.2 The reliance on services supplied by the Municipality.
  - 6.1.3. The weighting adopted by other Municipalities of similar structure, size and value as the KwaDukuza Municipality
  - 6.1.4. The strategic importance of a category with reference to the aims and objectives of the Council and Government.
  - 6.1.5 The nature of the property including its sensitivity to rating for example agricultural properties used for agricultural purposes.
  - 6.1.6 Vacant land will be rated higher (in terms of a Cent in the Rand) as the Municipality is encouraging owners to develop it and also to discourage speculation by owners.

- 6.1.7 Differential rating among the various property categories will be done by way of setting different Cent in the Rand for each property category rather than by way of reductions and rebates. This is much simpler for citizens to understand and thus promotes the principle of transparency.

## **7. CRITERIA FOR RATING MULTIPLE USE PROPERTY**

- 7.1 Properties used for multiple purposes will, for rating purposes, be dealt with in terms of Section 9(1)(c) of the Act and rates levied on such property will be determined by-
- 7.2 apportioning the market value of the property to the different purposes for which the property is used; and
- 7.3 applying the rates applicable to the appropriate categories listed in clause 4.1, to the different market value apportionments.

## **8. WEIGHTING**

- 8.1. The Council shall determine the difference in rate randage between the various categories of properties on an annual basis.

## **9. CRITERIA FOR EXEMPTION, REBATES AND REDUCTIONS**

- 9.1. The Council shall utilise the following criteria for the purpose of rates exemption, rebates and reductions as set out below:
- 9.1.1 The indigent status of the owner of a property.
- 9.1.2 The Council shall determine whether the person/s are poor and/or unemployed and the sources of income of the owner of a property will be taken into account.
- 9.1.3. The pensioner's and applicant's ability to pay.
- 9.1.4. The social or economic conditions of the area where the owners of property is located for example an area declared by the National or Provincial Government to be a disaster area within the meaning of Disaster Management Act, 2002 to the extent that the significantly negatively affected.
- 9.1.5 The market value of residential property below a determined threshold.
- 9.1.6 Incentives to promote development.

## **10. GRANTING OF EXEMPTIONS, REBATES AND REDUCTIONS**

10.1 The council shall utilise the process as set out in the rates policy for the granting of exemptions, rebates and reductions which shall be amended by council from time to time:

10.1.1 An application by affected persons shall be accompanied by the relevant documents (SARS status, pension or social grant proofs)

### **10.1 Properties qualifying for Exemption**

#### **10.1.1 Protected areas and environmentally sensitive areas**

10.1.1.1 The Municipality shall comply with sections 17(1) (e) and Sections 17(2)(a) of the Act and as defined in the rates policy of Council.

10.1.1.2 The Council shall further exempt from rates any environmentally sensitive area that is recognised as such by the Council.

10.1.1.3 The Council shall when an area as indicated in 10.1.1.2 above is located on part of a property that has other land use types, apportion the rates to the other land use types if applicable.

10.1.1.4 The Council shall consider applications in this regard for recognition and approval of the environmentally sensitive areas as determined in the rates policy.

#### **10.1.2 Land reform beneficiaries**

10.1.2.1 The Council shall comply with Section 17(1)(g) and section and Section 21(1)(b) and section 21(5) of the Act in respect of land belonging to land reform beneficiaries.

#### **10.1.3. Properties used for residential purposes**

10.1.3.1. The Council shall comply with Section 17(1)(h) and Section 9 of the Act of the Act in respect of residential properties or properties used for multiple use purposes provided one or more components of the property are used for residential purposes.

10.1.3.2 The implementation by council is as determined in the rates policy of Council which may be amended by council from time to time.

#### 10.1.4 Places of Worship

10.1.4.1 The Council shall comply with Section 17(1)(i) of the Act in respect of a property registered in the name of and used primarily as a place of worship by a religious community or zoned as a place of public worship including the official residence registered in the name of that community which is occupied by the office-bearer of that community who officiates at services at that place of worship.

### 10.2 Properties qualifying for rebates

The following properties will qualify for rebates as indicated-

#### 10.2.1 Newly rateable properties.

10.2.1.1 Any rateable property on which property rates were not levied before the end of the financial year preceding the date on which this Act took effect, excluding

- (a) property which was incorrectly omitted from a valuation roll and for that reason was not rated before that date; and
- (b) a property identified by the Minister by notice in the Gazette where the phasing-in of a rate is not justified.

10.2.1.2 The Council shall phase in over a period of 3 years the rating of all newly incorporated properties according to the following percentages:

- 75% discount for the first year
- 50% discount for the second year
- 25% discount for the third year

#### 10.2.2 Public Service Infrastructure

10.2.2.1 The Council may grant a rebate to public service infrastructure as determined in the rates policy of council which may be amended from time to time.

10.2.2.2 This exemption applies to properties and services infrastructure.

#### 10.2.3 Properties owned by an organ of state and used for public service purposes

The following public service properties will be entitled to a separate rate tariff

determined by Council from time to time:

- i) Hospitals and clinics
- ii) Schools, pre-schools, early childhood development centres or further education and training colleges
- iii) National and provincial libraries and archives
- iv) Police stations.
- v) Correctional facilities
- vi) Courts of law

but excludes property contemplated in the definition of “public service infrastructure

10.2.4 Agricultural properties

10.2.4.1. The Council shall comply with Section 3(k) of the Amendment Act in respect of properties used for agricultural purposes and shall give effect to the regulations as promulgated in terms of Section 19 (1)(b) of the Act.

10.2.4.2. A rebate shall be determined by Council, which may be amended from time to time.

10.2.5 Residential properties that are part of a township

That rates on a property will become payable from the date on which the subdivision or consolidation of the property was registered in the Deeds Office. That a parent property may be rated from the date its first subdivision is registered in the Deeds Office if the parent property is not already registered in the Deeds Office.

10.2.6 Residential properties that are part of a gated community

10.2.6.1 The Council shall grant a rebate applicable only in respect of existing service level agreements to gated communities where property owners are all members of an association and that association is, by agreement of its members and the Council, responsible for the maintenance and replacement of all or part its services to the community.

10.2.6.2 The Council shall determine the rebate according to the percentage of services provided by the Council in accordance with the standards and costs of services supplied by council in the particular financial year.

10.2.6.2 The Council shall determine the rebate in terms of Councils rates policy which shall be amended from time to time.

10.2.7 Commercial and Industrial Properties

10.2.7.1 The criteria and rebate for commercial and industrial properties will be determined by Councils rates policy as amended from time to time.

10.2.8 Developers Incentives (Residential)

10.2.8.1 The criteria and rebate for developer's incentives for residential properties will be determined by Councils rates policy as amended from time to time.

**10.3 OWNERS QUALIFYING FOR EXEMPTIONS**

10.3.1 Indigent Persons

10.3.1.1 The Council shall exempt any indigent person who owns residential improved property below a valuation determined by council.

10.3.1.2 The criteria to determine indigent households and other criteria is determined in Councils indigent policy which policy be amended by Council from time to time.

10.3.2 Public Benefit Organisations

10.3.2.1. The Council shall grant a rebate to any organisation that is registered as a Public Benefit Organisation, in terms of the Income Tax Act on condition that the property is used for an activity listed in item 1 (welfare and humanitarian), item 2 (health care) and item 4 (education and development) of Part 1 of the Ninth Schedule to the Income Tax Act.

10.3.2.2. The criteria and rebate will be determined by Councils rates policy as amended from time to time.

#### **10.4 OWNERS QUALIFYING FOR REBATES**

10.4.1 Recipients of pensions and disability grants, medically boarded persons and child- headed households.

10.4.1.1. The Council shall apply the criteria and rebates for recipients of pensions and disability grants, medically boarded persons and child-headed households as set out in Council's rates policy and Indigent Policy which criteria and rebates may be amended from time to time.

10.4.1.2 The purpose of this rebate is to assist those people who have a physical or mental condition that constraints him / her from performing normal work-related functions and as a consequence he/ she is unable to find employment or unable to maximize his / her earning capacity.

#### **10.4.2 Hospitality Accommodation**

10.4.2.1 That Bed and Breakfast establishments and guesthouses shall receive a rebate or concessionary rate tariff as determined by Council from time to time subject to the qualifying criteria being met as set out in the rates policy of Council.

#### **10.5 SPECIAL RATING AREAS**

The municipality may by resolution of Council determine an area within the municipality as a special rating area and all parties must comply with the processes as set out in the Section 22 of the Act, as well as the policy governing special rating areas.

### **11. IDENTIFICATION AND QUANTIFICATION OF COSTS AND BENEFITS**

11.1 The Council shall comply with Section 3(3)(e) of the Act in identifying and quantifying in terms of cost to the municipality and any benefit to the local community as set out below-



- 11.1.1. exemption, rebates and reductions
- 11.1.2. Exclusions referred to in sections, 17(1) (a) (e) (g) (h) (i) of the Act
- 11.1.3 Rates on properties that must be phased in terms of Section 21 of the Act.
- 11.2 The Council shall determine the criteria as stated above by resolution of the said council during the budgetary process.

**12. COUNCIL OWNED PROPERTIES**

- 12.1. The Council shall value all Council owned properties.
- 12.2 The Council shall subject all lessees and purchasers to pay rates in terms of their respective agreements of lease or sale based on the zoning and usage of the property.

**13. PAYMENT OF RATES**

- 13.1. The payment and recovery of rates shall be governed by the Municipality's Credit Control and Debt Collection Bylaw.

**14. SHORT TITLE**

The by-laws shall be called Rates Bylaws of the KwaDukuza Municipality.

**15. COMMENCEMENT**

The Rates Bylaws of Kwa Dukuza Municipality come into force and effect on 1st July 2021.

**16. REPEAL**

All previous Municipal Bylaws, and amendments thereto, relating to Rates are hereby repealed.

5-12

**MUNICIPAL NOTICE 78 OF 2021**

uMhlathuze Local Municipality

**ADOPTION OF THE FOURTH REVIEW OF SPATIAL DEVELOPMENT FRAMEWORK (SDF), 2017/2018-2021/2022**

Notice is hereby given in terms of Section 20(1) of the Spatial Planning and Land Use Management Act 16 of 2013 (known as SPLUMA) that the uMhlathuze Local Municipality, at its Council meeting held on 26 May 2021, has adopted the Fourth Review of the uMhlathuze Spatial Development Framework (SDF) for 2017/2018-2021/2022 by way of Resolution 14662.

Public Comments were sought on the draft Fourth Review of the SDF for 2017/2018-2021/2022 during April and May 2021.

The SDF details spatial policies, strategies and implementation mechanisms applicable to the Municipality and it also includes those technical components as contemplated in Section 21 of SPLUMA.

For any further enquiries on the above, please contact:

Contact Person: Mr Ntobeko Hlatshwayo  
Email: [HlatshwayoNN@umhlathuze.gov.za](mailto:HlatshwayoNN@umhlathuze.gov.za)  
Also copy: [creg@umhlathuze.gov.za](mailto:creg@umhlathuze.gov.za)  
Number: 035-9075549

**Mr L Mapholoba**  
**MUNICIPAL MANAGER**

## MUNICIPAL NOTICE 79 OF 2021

## **RICHMOND MUNICIPALITY ASSESSMENT OF GENERAL RATES FOR 2021/2022 (FINANCIAL YEAR 1 JULY 2021 TO 30 JUNE 2022)**

Notice is hereby given in terms of Section 14(1) and (2) of the Local Government Municipal Property Rates Act No. 6 of 2004 that by resolution taken on 31 May 2021- Resolution number 06/31052021, the Council of Richmond Municipality has resolved to levy the rates on the properties reflected in the schedule below within the area of Richmond Municipality with effect from 1 July 2021 to 30 June 2022.

	Proposed Tariff (from 1 July 2021)
Category	
	<b>C</b>
RESIDENTIAL	0.0083687
BUSINESS AND COMMERCIAL	0.0168954
INDUSTRIAL	0.0168954
VACANT LAND	0.0254421
AGRICULTURAL	0.0020922
PUBLIC SERVICE PURPOSES	0.0181489
PUBLIC SERVICE INFRASTRUCTURE	0.0020922
PUBLIC BENEFIT ORGANISATION	0.0020922
UNAUTHORISED USE	0.0282092
OTHER	0.0049718

Full details of the Council resolution and rebates, reductions and exclusions specific to each category of owners of properties or owners of the specific category of properties as determined through criteria in the municipalities rates policy are available for inspection at the municipal office or website ([www.richmond.gov.za](http://www.richmond.gov.za)) and all public libraries.

### **GENERAL**

1. Rates will be payable monthly in ten (10) equal installments with the first installment payable on 30 September 2021 and the last installment payable on 30 June 2022.
2. The final date for payment of Annual rates will be 28 February 2022.
3. The date on which the determination of rates come into operation is 1 July 2021.

4. Any arrear rates will be subject to legal action as per the municipality's Debt Collection and Credit Control Policy.
5. Any rates that are not paid on the due date will be subject to interest at the rate of 1.25% per month or part thereof.
6. A collection fee of 10% will be raised on the amount outstanding as at 01 April 2020 for annual rates and 1 June 2022 for monthly rates.
7. The date on which the notice was first displayed on the Municipal Notice Board is 1st June 2021.

## **AMENDMENTS TO TARIFFS 2021/2022 FINANCIAL YEAR**

Notice is hereby given in terms of section 75A (3)(b) of the Local Government Municipal Systems Act (Act 32 of 2000), that the Richmond Municipal Council by resolution taken on 31 May 2021 resolved to amend its tariffs in respect of the following:

- |                                |                       |
|--------------------------------|-----------------------|
| 1. Refuse Removal              | 2. Building Plan Fees |
| 3. Cemetery Fees               | 4. Dogs               |
| 5. Drainage Plan Fees          | 6. Encroachments      |
| 7. Hire of Municipal Halls     | 8. Library Fees       |
| Kitchen Equipment and Fittings | 9. Sanitary Services  |
| 10. Town Planning Fees         | 11. Miscellaneous     |

The proposed amendments are available for inspection at the municipal offices during normal working hours and will be displayed on the municipal notice board at the municipal offices, library and halls.

The date at which this notice was first displayed on the municipal notice board is 1<sup>st</sup> June 2021.

The above tariffs are excluding Value Added Tax and will come into operation on 1 July 2021.

**BE MSWANE**

**MUNICIPAL MANAGER  
RICHMOND MUNICIPALITY  
PRIVATE BAG x1028  
RICHMOND (3780)**

## PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS

## PROVINCIAL NOTICE 85 OF 2021

## MUNICIPAL FINAL BUDGET 2021/2022

**NOTICE** is hereby given that the Final Operating and Capital Budget for 2021/2022 have been tabled and adopted by Council in terms of section 16 (2) of the Municipal Finance Management Act 56 of 2003 on the 27 May 2021 as set out below:

## FINAL REVENUE AND OPERATING EXPENDITURE BUDGET 2021/2022 R'M

Description	2021/22 Medium Term Revenue & Expenditure Framework		
R thousand	Budget Year 2021/22	Budget Year +1 2022/23	Budget Year +2 2023/24
<b>Revenue By Source</b>	R'm	R'm	R'm
Property rates	127,188	132,784	138,759
Service charges - electricity revenue	143,521	141,755	148,134
Service charges - refuse revenue	18,852	19,682	20,567
Rental of facilities and equipment	1,846	1,927	2,014
Interest earned - external investments	4,200	4,385	4,582
Interest earned - outstanding debtors	4,500	4,698	4,909
Fines, penalties and forfeits	269	281	293
Licences and permits	2,113	2,206	2,306
Transfers and subsidies	77,765	76,793	75,857
Other revenue	5,645	5,759	6,018
<b>Total Revenue (excluding capital transfers and contributions)</b>	<b>385,899</b>	<b>390,269</b>	<b>403,440</b>
<b>Expenditure By Type</b>	R'm	R'm	R'm
Employee related costs	141,581	147,761	154,395
Remuneration of councillors	9,386	9,799	10,240
Debt impairment	9,000	9,396	9,819
Depreciation & asset impairment	37,651	39,308	41,077
Bulk purchases - electricity	126,635	130,187	136,045
Inventory consumed	8,123	8,140	8,473
Contracted services	44,105	47,482	49,039
Other expenditure	32,515	33,307	34,758
<b>Total Expenditure</b>	<b>408,995</b>	<b>425,379</b>	<b>443,845</b>
<b>Surplus/(Deficit)</b>	<b>(23,097)</b>	<b>(35,110)</b>	<b>(40,405)</b>
Transfers and subsidies - capital (monetary allocations) (National / Provincial and District)	76,611	44,214	31,896
<b>Surplus/(Deficit) for the year</b>	<b>53,515</b>	<b>9,104</b>	<b>(8,509)</b>

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**FINAL CAPITAL BUDGET FUNDING 2021/2022**

R'M

Capital grant funding	R76,611,000
Own revenue	R21,449,000
<b>TOTAL FINAL CAPITAL BUDGET</b>	<b>R98,060,000</b>

**FINAL APPROVED TARRIFS****Reductions /Rebates:**

Category	Reductions in%
Residential	30%
Business & Commercial	20%
Agriculture	40%

**1. Property Rates**

Property rates and taxes for 2021/2022 are as follow at 4.1%

– Residential	0.015978
– Commercial	0.031957
– Industrial	0.031957
– Agriculture	0.003994
– Organ of state – public service	0.039946
– Organ of state – residential	0.015978
– Public Benefit Organisation	0.002796
– Public Service Infrastructure	0.003994
– Vacant land – residential	0.015978
– Vacant land – commercial	0.031957

**Payment of rates**

1.1 Ratepayers may elect to pay rates annually in one instalment on or before the 30th SEPTEMBER of that rates year; alternatively in 12 equal instalments on or before the last working day of the month following on the month in which the rate becomes payable.

1.2 A penalty will be charged to all vacant land not developed in two years starting from 1 July 2023

2. The final on Electricity tariff is proposed to be 14.59% for municipal tariff and for Bulk increase is 17.8%, this final increase is based on the approval by the National Energy Regular of South Africa (NERSA)

3. Refuse removal and other services charges the council has approved an increase of 4.1%

Other charges include hall hire; cemetery fees; building plan fees; etc.

Copies of the budget, Rates policy and Tariffs for 2021/2022 are available at a prescribed form in the municipal offices (Main Office). For further information please contact The Assistant Manager Community Participation Ms Mkhulisi on 039 797 6636/ Mr B Fingwa 039 797 6738

**MR S.R ZWANE**

**MUNICIPAL MANAGER**

***“A People-Centred City of Economic Possibilities by 2047”***

<b>Domestic Tariffs</b>	<b>2021-2022</b>
<b>• Domestic High Conventional</b>	
Block 1 (0-50 kWh)	1.2583
Block 2 (51 – 350 kWh)	1.6089
Block 3 (351 – 600 kWh)	2.2769
Block 4 (>600 kWh)	2.3401
<b>Prepaid Meter Block Tariff</b>	
Block 1 (0-50 kWh)	1.2583
Block 2 (51 – 350 kWh)	1.6089
Block 3 (351 – 600 kWh)	2.2769
Block 4 (>600 kWh)	2.3401
<b>Commercial Tariffs</b>	
<b>Conventional - Single phase</b>	
○ Energy Charge: kWh	2.5749
○ Prepaid - Single phase	2.5237
<b>• Prepaid - Three phase</b>	
○ Energy Charge: kWh	2.5749
<b>• Conventional - Three phase</b>	
○ Energy Charge: kWh	2.2170
<b>Industrial Tariffs</b>	
<b>Seasonal Industrial Low voltage-400V</b>	
○ Basic charge:	3723.28
<b>• Demand Charge low Season:</b>	
○ Notified Demand Charge: /kVA	185.08
○ Actual Demand Charge:kVA	20.58
<b>• Demand Charge High season:</b>	
○ Notified Demand Charge: kVA	260.77
○ Actual Demand Charge:/kVA	27.31
<b>• Energy charge(Low season):100.56c/kWh</b>	1.3615
<b>• Energy Charge(High season):c/kWh</b>	1.9214
<b>Seasonal Industrial High Voltage 11000V</b>	
<b>• Basic charge: /month</b>	3618.42
<b>• Demand Charge low Season:</b>	
○ Notified Demand Charge: kVA	176.77
○ Actual Demand Charge: kVA	19.62
<b>• Demand Charge High Season:</b>	
○ Notified Demand Charge:kVA	248.66
○ Actual Demand Charge:kVA	27.72
<b>• Energy charge(Low season):kWh</b>	1.3797
<b>• Energy Charge(High season):kWh</b>	1.9040

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## PROVINCIAL NOTICE 86 OF 2021



**NOTICE OF APPLICATIONS RECEIVED FOR CONSENT TO ACQUIRE A FINANCIAL INTEREST IN A LICENSEE IN TERMS OF SECTION 43A OF THE KZN GAMING AND BETTING ACT, NO.08 OF 2010, AS AMENDED**

1. In terms of Section 34, read with Regulation 14 of the KwaZulu-Natal Gaming and Betting Act, 2010 (Act No. 8 of 2010) as amended, notice is hereby given of applications received for consent to acquire a financial interest in a licensee in terms of Section 43A of the Act, received from the applicants mentioned below:

CURRENT LICENSEE	APPLICANT / CORPORATE BODY / ENTITY	TYPE OF LICENCE	APPLICANT'S ADDRESS	LICENSEE'S ADDRESS	INTEREST ACQUIRED
<b>MHS Betting Mirror (Pty) Ltd</b>	Morgan Sikholiwe Shandu	1. Bookmaker 2. Type A Site Operator	13 Swans Mile Road Yellowwood Park Durban	Shop 9 Stanger Market Plaza Cato Street Stanger	<b>20%</b>
<b>Nemacron (Pty) Ltd</b>	Phelelani Duma	1. Bookmaker 2. Type A Site Operator	9 Raylunn Road Escombe Queensburgh Durban	Shop 2 9 Margaret Street Ixopo	<b>11%</b>
	Khulekani Mdadane	1. Bookmaker 2. Type A Site Operator	153566 Mophela Main Road Hammersdale	Shop 2 9 Margaret Street Ixopo	<b>11%</b>
	Phelelani Mkhwanazi	1. Bookmaker 2. Type A Site Operator	7570 Phumekhaya Road Cato Ridge. Kwa-Ximba	Shop 2 9 Margaret Street Ixopo	<b>6%</b>
	Mbalenhle Thwala	1. Bookmaker 2. Type A Site Operator	Z1918 Umlazi Durban	Shop 2 9 Margaret Street Ixopo	<b>6%</b>
	Handman Gumede	1. Bookmaker 2. Type A Site Operator	11A Chester Terrace Westville Durban	Shop 2 9 Margaret Street Ixopo	<b>6%</b>



Ngunezi Racing and Sport (Pty) Ltd	Nokuthula Precious Nyongwana	1. Bookmaker 2. Type A Site Operator	6684 OB113 Street, Osizweni Newcastle	Shop 31, Theku Plaza, Portion 121 (of 04) of the Farm, Blauwbosch Laagte A, No.8892 Newcastle	20%
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## 2. APPROVAL OF RELOCATION OF BUSINESSES TO OTHER PREMISES IN TERMS OF SECTION 44 (1) OF THE KWAZULU-NATAL GAMING AND BETTING ACT NO. 08 OF 2010, AS AMENDED

In terms of sections 4(1) (b) and 4(3), read with section 4(4) of the Promotion of Administrative Justice Act, 2000 (Act No.3 of 2000) as amended, notice is hereby given of an application received in terms of Sections 44 (1) and 120 (1) of the KwaZulu-Natal Gaming and Betting Act, 2010 (Act No.8 of 2010), as amended, for the relocation of the below mentioned betting businesses, the full particulars of the applicant is set out in the table below:

APPLICANT	TYPE OF LICENCE	CURRENT LOCATION OF PREMISES	PROPOSED LOCATION OF PREMISES
Estate Late Albert Nobel Noel T/A Noel's Surebet	Bookmaker Licence	503 Old Greytown Road, Raisethorpe, Pietermaritzburg	420 Pietermaritz Street, Pietermaritzburg

## 3. Public inspection of applications

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) as amended, read with Regulation 14, be open for public inspection at the offices of the Board at the addresses mentioned below for the period from **12 August 2021 to 01 September 2021**.

KwaZulu-Natal Gaming & Betting Board  
1 George MacFarlane Drive  
Redlands Estate  
Wembley  
Pietermaritzburg  
3201

Or

KwaZulu-Natal Gaming & Betting Board  
22 Dorothy Nyembe Road  
18<sup>th</sup> Floor Marine Building  
Durban  
4000

#### 4. Invitation to Lodge Representations

Interested persons are hereby invited to lodge any representations in respect of any of the applications by **no later than 16:00 on 1 September 2021**. 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 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.

## PROVINSIALE KENNISGEWING 86 VAN 2021



**KENNISGEWING VAN AANSOEKE ONTVANG VIR 'N TOESTEMMING OM 'N FINANSIELE  
BELANG IN 'N BOEKMAKER LISENSIELEHOUER KORPORATIEWE ENTITEIT IN TERME VAN  
ARTIKEL 43A VAN DIE KWAZULU NATAL DOBBELARY EN WEDDERY WET, 2010, SOOS  
GEWYSIG**

1. In terme van Artikel 34, gelees met Regulasie 14 van die KwaZulu-Natal Dobbelary en Weddery, 2010 (Wet No 8 van 2010), soos gewysig word hierby kennis gegee van aansoeke ontvang vir 'n toestemming om 'n finansiële belang in 'n boekmaker lisensiehouer korporatiewe entiteit in terme van Artikel 43A van die Wet, wat ontvang is van die ondergenoemde aansoeker:

HUDIGE LISENSIE	AANSOEKER	DIE SOORT VAN LISENSIE	AANSOEKER ADRES	HUDIGE LISENSIES ADRES	GESOEKTE PERSENTASIE
<b>MHS Betting Mirror (Pty) Ltd</b>	Morgan Sikholiwe Shandu	1.Bookmaker  2. Type A Site Operator	13 Swans Mile Road Yellowwood Park Durban	Shop 9 Stanger Market Plaza Cato Street Stanger	<b>20%</b>
<b>Nemacron (Pty) Ltd</b>	Phelelani Duma	1.Bookmaker  2. Type A Site Operator	9 Raylunn Road Escombe Queensburgh Durban	Shop 2 9 Margaret Street Ixopo	<b>11%</b>
	Khulekani Mdadane	1.Bookmaker  2. Type A Site Operator	153566 Mophela Main Road Hammersdale	Shop 2 9 Margaret Street Ixopo	<b>11%</b>
	Phelelani Mkhwanazi	1.Bookmaker  2. Type A Site Operator	7570 Phumekhaya Road Cato Ridge. Kwa-Ximba	Shop 2 9 Margaret Street Ixopo	<b>6%</b>
	Mbalenhle Thwala	1.Bookmaker  2. Type A Site Operator	Z1918 Umlazi Durban	Shop 2 9 Margaret Street Ixopo	<b>6%</b>
	Handman Gumede	1.Bookmaker  2. Type A Site Operator	11A Chester Terrace Westville Durban	Shop 2 9 Margaret Street Ixopo	<b>6%</b>

Ngunezi Racing and Sport (Pty) Ltd	Nokuthula Precious Nyongwana	1. Bookmaker 2. Type A Site Operator	6684 OB113 Street, Osizweni Newcastle	Shop 31, Theku Plaza, Portion 121 (of 04) of The Farm, Blauwbosch Laagte A, No.8892 Newcastle	20%
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## 2. GOEDKEURING VAN VERHOUDING VAN 'N BESIGHEID TOT ANDER PREMIES INGEVOLGE ARTIKEL 44 (1) VAN DIE KWAZULU-NATAL GAMING AND BETTING ACT NO. 08 VAN 2010, SOOS GEWYSIG

Ingevolge artikel 4 (1) (b) en 4 (3), saamgelees met artikel 4 (4) van die Wet op die Bevordering van Administratiewe Geregtigheid, 2000 (Wet No.3 van 2000) kennisgewing word hiermee gegee van die aansoek ontvang ingevolge artikels 44 (1) en 120 (1) van die KwaZulu-Natal Gokkie en Weddery Wet, 2010 (Wet nr 8 van 2010), vir die hervestiging van die onderstaande primêre weddery besigheid, die volledige besonderhede van die aansoeker word uiteengesit in die tabel hieronder:

AANSOEKER	DIE SOORT VAN LISENSIE	HUIDIGE ADRES	VOORGESTELDE ADRES
Estate Late Albert Nobel Noel T/A Noel's Surebet	Bookmaker Licence	503 Old Greytown Road, Raisethorpe, Pietermaritzburg	420 Pietermaritz Street, Pietermaritzburg

## 3. Openbare inspeksie van aansoeke

Die aansoeke lê, behoudens enige teenstrydige reëling deur die raad in ooreenstemming met die bepalings van artikel 34 van die KwaZulu-Natal Dobbelaar en Weddery Wet, 2010 (Wet No. 08 van 2010) soos gewysig, gelees met Regulasie 14, vir openbare inspeksie ter insae by die kantoor van die Raad by die ondergemelde adres vir die tydperk van **12 Augustus tot 01 September 2021**.

KwaZulu-Natal Dobbelaar en Weddery Raad  
1 George MacFarlane Drive  
Redlands Estate  
Wembley  
Pietermaritzburg  
3200

Of

KwaZulu-Natal Dobbelaar en Weddery Raad  
22 Dorothy Nyembe Street  
18<sup>th</sup> Floor, Marine Building  
Durban  
4300

## 4. 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 2021**. 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 Beampte  
KwaZulu-Natal Dobbelaar en Weddery Raad  
Private sak 9102  
Pietermaritzburg  
3200

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



**IZAZISO NGOKWEZICELO EZAMUKELIWE ZELUNGELO LOKUHLUMULA NGOKWEZIMALI NGOKWEZINHLENGEKO ZESIGABA 43A SOMTHETHO WEZOKUPHATHWA KWEZOKUPHAKWA WEZOKUGEMBULA WAKWAZULU-NATALI NO 08 KA 2010, KUNYE NEZICHIBIYELO ZAWO**

1. Ngokomthetho 34 wezokuGembula, ufundwe kanye Nomthethonqubo 14 waKwaZulu-Natali, (uMthetho No. 08 ka 2010) kunye nezichibiyelo zawo, ngalokhu lapha kunikezwa izaziso ngezicelo esamukeliwe selungelo lokuhlomula ngokwezimali ngokomthetho Section 43 (A) we KwaZulu-Natal Gaming and Betting Act no. 08 of 2010, as Amended, esisuka kumnini wemininingwane ebalulwe ngaphansi:

UMNINILAYISEN SI	UMFAKISICELO	UHLOBO LWE LAYISENSI	IKHELI LOMFAKI SICELO	INDAWO YOKUSEBENZ ELA YAMANJE	UBUNGAKO BOKUHLUMULA
<b>MHS Betting Mirror (Pty) Ltd</b>	Morgan Sikholiwe Shandu	1.Bookmaker 2. Type A Site Operator	13 Swans Mile Road Yellowwood Park Durban	Shop 9 Stanger Market Plaza Cato Street Stanger	<b>20%</b>
<b>Nemacron (Pty) Ltd</b>	Phelelani Duma	1.Bookmaker 2. Type A Site Operator	9 Raylunn Road Escombe Queensburgh Durban	Shop 2 9 Margaret Street Ixopo	<b>11%</b>
	Khulekani Mdadane	1.Bookmaker 2. Type A Site Operator	153566 Mophela Main Road Hammersdale	Shop 2 9 Margaret Street Ixopo	<b>11%</b>
	Phelelani Mkhwanazi	1.Bookmaker 2. Type A Site Operator	7570 Phumekhaya Road Cato Ridge. Kwa-Ximba	Shop 2 9 Margaret Street Ixopo	<b>6%</b>
	Mbalenhle Thwala	1.Bookmaker 2. Type A Site Operator	Z1918 Umlazi Durban	Shop 2 9 Margaret Street Ixopo	<b>6%</b>
	Handman Gumede	1.Bookmaker 2. Type A Site Operator	11A Chester Terrace Westville Durban	Shop 2 9 Margaret Street Ixopo	<b>6%</b>

Ngunezi Racing and Sport (Pty) Ltd	Nokuthula Precious Nyongwana	1. Bookmaker 2. Type A Site Operator	6684 OB113 Street, Osizweni Newcastle	Shop 31, Theku Plaza, Portion 121 (of 04) of The Farm, Blauwbosch Laagte A, No.8892 Newcastle	20%
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## 2. UKUSHINTSHWA KWENDAWO YOKUSEBENZELA

Ngokwesigaba 4(1)(b) no 4(3), sifundwa nesigaba 4(4) ngaphansi koMthetho oKhuthaza Ukwaziswa koMphakathi (uMthetho No. 3 ka 2000), nangokwe sigaba 44(1) kanye nesigaba 120(1) ngaphansi koMthetho wezokuGembula waKwaZulu-Natali, (uMthetho No. 08 ka 2010), kunye nezichibiyelo zawo, ngalokhu lapha kunikezwa isaziso ngesicelo sokushintshwa kwendawo yokugembula. Ngenzansi igama lenkampani efake isicelo kanye nekheli layo:

UMFAKISICELO	UHLOBO LWE LAYISENSI	INDAWO YOKUSEBENZELA YAMANJE	INDAWO OKUZOTHUTHELWA
Estate Late Albert Nobel Noel T/A Noel's Surebet	Bookmaker Licence	503 Old Greytown Road, Raisethorpe, Pietermaritzburg	420 Pietermaritz Street, Pietermaritzburg

## 3. Ukuhlolwa kwezicelo ngumphakathi

Lezi zicelo ezibalulwe ngenhla, kuye ngokuhambisana nanoma yisiphi isinqumo seBhodi esiphikisayo ngokwezinhlinzeko zesigaba 34 soMthetho wezokuGembula waKwaZulu-Natali ka2010 (uMthetho No. 08 ka 2010) kunye nezichibiyelo zawo, ufundwe kanye Nomthethonqubo 14, izicelo zizokwazi ukubonwa ngumphakathi emahhovisi eBhodi kuleli kheli elibhalwe ngezansi esikhathini esisukela kumhlaka 12 kuNcwaba 2021 kuyakumhlaka 01 kuMandulo 2021.

iBhodi YokuGembula NokuBheja YaKwa-Zulu Natal  
1 George MacFarlane Drive  
Redlands Estate  
Wembley  
ePietermaritzburg  
3201

### Noma ku

iBhodi YokuGembula NokuBheja YaKwa-Zulu Natal  
Ku 22 Dorothy Nyembe Street  
Esitezini 18 Esakhiweni iMarine  
eThekwini  
4000

**4. Isimemo sokwenza izethulo**

Abantu abanentshisekelo bayamenywa ukuba benze izethulo kungakadluli 01 kuMandulo 2021 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 ngesikhahlemezi kule nombolo: (033) 3427853











Printed by and obtainable from the Government Printer, Bosman Street, Private Bag X85, Pretoria, 0001.  
Contact Centre Tel: 012-748 6200. eMail: [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)  
Publications: Tel: (012) 748 6053, 748 6061, 748 6065